

IN THE SUPREME COURT OF THE STATE OF NEVADA

JUAN M. LUNA,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 59715

FILED

MAY 09 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *P. Malm*
DEPUTY CLERK

ORDER OF AFFIRMANCE


This is a proper person appeal from an order of the district court denying a motion to modify or correct sentence.¹ Eighth Judicial District Court, Clark County; Valorie J. Vega, Judge.


In his motion filed on September 22, 2011, appellant claimed that his counsel was ineffective and his guilty plea was invalid. Appellant's claims fell outside the scope of claims permissible in a motion to modify or correct sentence. Appellant failed to demonstrate that the district court relied on mistaken assumptions regarding his criminal record that worked to his extreme detriment. See Edwards v. State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Appellant failed to demonstrate that his sentence was facially illegal and that the district court lacked jurisdiction. See id. To the extent that appellant challenged the deadly weapon enhancement, appellant has previously unsuccessfully challenged the deadly weapon enhancement. Luna v. State, Docket No. 45591 (Order

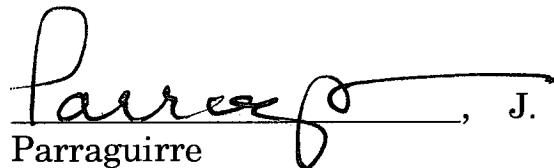
¹This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. See Luckett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

of Affirmance, December 21, 2005). The doctrine of the law of the case prevents further litigation of this issue. Hall v. State, 91 Nev. 314, 535 P.2d 797 (1975). We therefore conclude that the district court did not err in denying appellant's motion. Accordingly, we

ORDER the judgment of the district court AFFIRMED.²


_____, J.
Douglas


_____, J.
Gibbons


_____, J.
Parraguirre

cc: Hon. Valorie J. Vega, District Judge
Juan M. Luna
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

²We have reviewed all documents that appellant has submitted in proper person to the clerk of this court in this matter, and we conclude that no relief based upon those submissions is warranted. To the extent that appellant has attempted to present claims or facts in those submissions which were not previously presented in the proceedings below, we have declined to consider them in the first instance.