

IN THE SUPREME COURT OF THE STATE OF NEVADA

HAROLD V. GODDEN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 59793

FILED

JUL 25 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *Tracie K. Lindeman*
DEPUTY CLERK

ORDER OF AFFIRMANCE

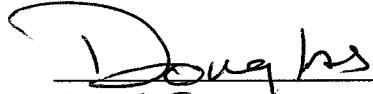
This is a proper person appeal from an order denying a motion to modify and/or correct an illegal sentence.¹ Eighth Judicial District Court, Clark County; Doug Smith, Judge.

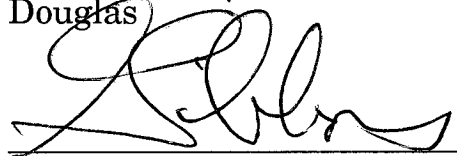
In his motion filed on November 3, 2011, appellant claimed that his sentence was illegal because he was a juvenile and did not have the assistance of counsel when he waived his preliminary hearing. Appellant failed to demonstrate that the district court relied on mistaken assumptions regarding his criminal record that worked to his extreme detriment. See Edwards v. State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Appellant also failed to demonstrate that his sentence was facially illegal or that the district court lacked jurisdiction. See id. To the extent that Godden sought to challenge the validity of his guilty plea, this claim was outside the narrow scope of claims permissible in a motion to modify


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 Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

or correct a sentence. See id. 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.


_____, J.
Douglas


_____, J.
Gibbons


_____, J.
Parraguirre

cc: Hon. Doug Smith, District Judge
Harold V. Godden
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk