

IN THE SUPREME COURT OF THE STATE OF NEVADA

WILLIE JAMES SMITH, JR.,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 60357

FILED

SEP 13 2012

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *Angela*  
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is a proper person appeal from an order denying a motion to correct an illegal sentence.<sup>1</sup> Eighth Judicial District Court, Clark County; Jessie Elizabeth Walsh, Judge.

In his motion filed on November 4, 2011, appellant claimed that his sentence was illegal because he was not ordered to pay restitution. Appellant failed to demonstrate that his sentence was facially illegal or that the district court lacked jurisdiction. See Edwards v. State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). 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.

*[Signature]*, J.  
Douglas

*[Signature]*, J.  
Gibbons

*[Signature]*, J.  
Parraguirre

<sup>1</sup>This 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).

cc: Hon. Jessie Elizabeth Walsh, District Judge  
Willie James Smith, Jr.  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk