

IN THE SUPREME COURT OF THE STATE OF NEVADA

HERMAS LAZO,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 60494

FILED

DEC 12 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY A. Malone
DEPUTY CLERK

ORDER OF AFFIRMANCE


This is a proper person appeal from an order of the district court denying a motion to modify sentence.¹ Eighth Judicial District Court, Clark County; David B. Barker, Judge.

In his motion filed on November 2, 2011, appellant requested the terms of his sentences to be modified to run concurrently because he claimed that he should have undergone a psychological evaluation prior to the sentencing hearing, he had no criminal history prior to the instant offense, and his family did not want him to receive such a lengthy 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

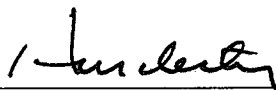
¹This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. See Luckett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

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.


_____, J.
Saitta


_____, J.
Pickering


_____, J.
Hardesty

cc: Hon. David B. Barker, District Judge
Hermas Lazo
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk