IN THE SUPREME COURT OF THE STATE OF NEVADA

IAN WOODS A/K/A IAN ARMESE WOODS, Appellant, vs. THE STATE OF NEVADA, Respondent. No. 60583

NOV 15 2012 TRACIE K. LINDEMAN CLERN OF SUPREME COURT BY DEPUTY OF RK

12-31222

FILED

ORDER OF AFFIRMANCE

This is a proper person appeal from an order of the district court denying a motion to correct an illegal sentence.¹ Eighth Judicial District Court, Clark County; Jessie Elizabeth Walsh, Judge.

In his motion filed on March 2, 2012, appellant claimed that his habitual criminal sentence was illegal because the district court did not first impose a sentence for the primary offense and did not make a finding that habitual criminal adjudication was "just and proper." Appellant failed to demonstrate that his sentence was facially illegal or that the district court lacked jurisdiction. <u>See Edwards v. State</u>, 112 Nev.

SUPREME COURT OF NEVADA

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. <u>See Luckett v. Warden</u>, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

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.²

J. Douglas J. Gibbons J. Parraguirre

cc: Hon. Jessie Elizabeth Walsh, District Judge Ian Woods 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.

Appellant's motion to consolidate this appeal with another appellant's appeal is denied.

SUPREME COURT OF NEVADA

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