

IN THE SUPREME COURT OF THE STATE OF NEVADA

KEVIN D. BROWN A/K/A KEVIN  
DWAYNE BROWN,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 60642

**FILED**

**DEC 12 2012**

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

ORDER OF AFFIRMANCE

This is a proper person appeal from an order of the district court denying appellant's motions to correct, modify, or set aside his sentence and to request leave of the court to rehear his motion to correct, modify, or set aside his sentence.<sup>1</sup> Eighth Judicial District Court, Clark County; Douglas W. Herndon, Judge.

In his motion filed on February 13, 2012, appellant claimed that the State and the district court breached the plea agreement because his sentences were imposed consecutively. Appellant failed to demonstrate that the district court relied on mistaken assumptions


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

To the extent that appellant appeals from the denial of his motion for leave of the court to rehear his motion to correct, modify, or set aside his sentence, he did not establish that the district court abused its discretion in denying his request.

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. 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. Douglas W. Herndon, District Judge  
Kevin D. Brown  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk