

IN THE SUPREME COURT OF THE STATE OF NEVADA

NATHAN SCOTT CHAVEZ,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 60694

FILED

DEC 12 2012

TRAGIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *A. Angosa*
DEPUTY CLERK

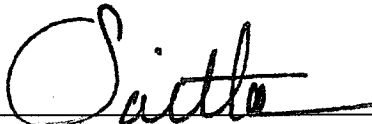
ORDER OF AFFIRMANCE

This is an appeal from an amended judgment of conviction, pursuant to a guilty plea, of attempted battery causing substantial bodily harm. First Judicial District Court, Carson City; James E. Wilson, Judge.

Appellant's sole challenge on appeal is that the district court erred by denying him the opportunity to cross-examine the victim during sentencing. In particular, appellant argues that the district court should have allowed cross-examination concerning the victim's criminal history, to which he alluded during his victim-impact statement, to determine if the victim had a propensity for violence and may have been more aggressive than necessary during the incident that resulted in appellant's conviction. Having carefully reviewed the victim-impact statement, we conclude that it did not trigger the limited circumstances under which

cross-examination should be permitted. See Buschauer v. State, 106 Nev. 890, 893-94, 804 P.2d 1046, 1048 (1990). Accordingly, we

ORDER the amended judgment of conviction AFFIRMED.


_____, J.
Saitta


_____, J.
Pickering


_____, J.
Hardesty

cc: Hon. James E. Wilson, District Judge
State Public Defender/Carson City
Attorney General/Carson City
Carson City District Attorney
Carson City Clerk