

IN THE SUPREME COURT OF THE STATE OF NEVADA

DOUGLAS TODD LUND,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 61604

FILED

SEP 18 2013

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from a judgment of conviction, pursuant to a guilty plea, of lewdness with a minor under 14 years of age. Fifth Judicial District Court, Nye County; Kimberly A. Wanker, Judge.

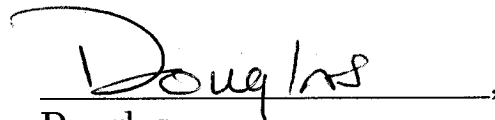
Appellant Douglas Lund contends that his plea canvass was inadequate as a matter of law because the district court did not request that he state the factual basis for the guilty plea or inquire whether he understood the elements of the charge to which he pleaded guilty. Lund cannot raise claims that attack the validity of his guilty plea for the first time on direct appeal. *Bryant v. State*, 102 Nev. 268, 272, 721 P.2d 364, 368 (1986), *limited by Smith v. State*, 110 Nev. 1009, 1010 n.1, 879 P.2d 60, 61 n.1 (1994). The record does not indicate that Lund challenged the validity of his guilty plea in district court; therefore, his claim is not appropriate for review on direct appeal from the judgment of conviction.

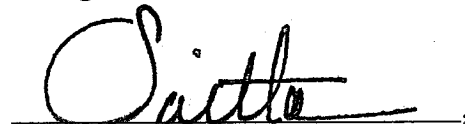
See O'Guinn v. State, 118 Nev. 849, 851-52, 59 P.3d 488, 489-90 (2002).

Accordingly, we

ORDER the judgment of conviction AFFIRMED.


_____, J.
Gibbons


_____, J.
Douglas


_____, J.
Saitta

cc: Hon. Kimberly A. Wanker, District Judge
David H. Neely, III
Nye County District Attorney
Attorney General/Carson City
Nye County Clerk