

IN THE SUPREME COURT OF THE STATE OF NEVADA

LAURA RENEE WALKER,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 61726

FILED

APR 10 2013

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *Tracie K. Lindeman*
DEPUTY CLERK

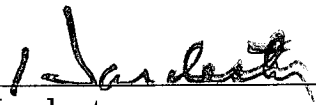
ORDER OF AFFIRMANCE

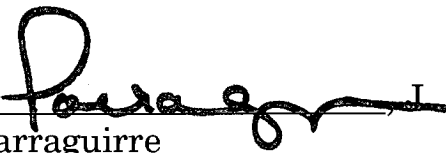
This is an appeal from a judgment of conviction, pursuant to a guilty plea, of grand larceny. Second Judicial District Court, Washoe County; David A. Hardy, Judge.

Appellant Laura Walker argues that the district court abused its discretion by imposing a sentence of incarceration which exceeded the recommendation of the State rather than granting her request for probation with the condition that she participate in mental health court. At sentencing, the district court described Walker's actions as a "remarkable, predatory, chronic exploitation of an elderly person," and noted that, rather than expressing remorse, Walker believed she was the victim. Although the district court exceeded the State's recommendation, Walker's sentence of 20-50 months incarceration is within statutory limits. See NRS 205.220(1)(a), NRS 205.222(2), NRS 193.130(2)(c). We conclude that the district court did not abuse its discretion by imposing a prison term rather than placing Walker on probation, see NRS 176A.100(1)(c),

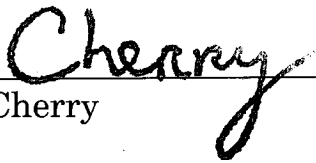
Houk v. State, 103 Nev. 659, 664, 747 P.2d 1376, 1379 (1987), and we

ORDER the judgment of conviction AFFIRMED.


_____, J.
Hardesty



Parraguirre


_____, J.
Cherry

cc: Hon. David A. Hardy, District Judge
Washoe County Alternate Public Defender
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk