

IN THE SUPREME COURT OF THE STATE OF NEVADA

EVELL EASON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 62232

FILED

JUL 22 2013

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY R. Malone
DEPUTY CLERK

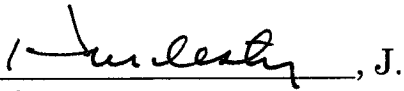
ORDER OF AFFIRMANCE


This is an appeal from a district court order revoking appellant Evell Eason's probation and an amended judgment of conviction. Eighth Judicial District Court, Clark County; Jerome T. Tao, Judge.

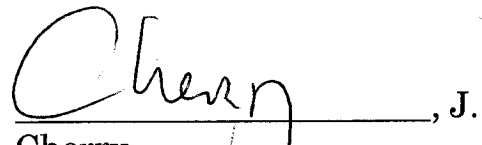
Relying on *Morrissey v. Brewer*, 408 U.S. 471, 488 (1972), Eason contends that her right to be heard and present mitigating evidence at the probation revocation proceeding was violated. Because Eason did not object to any violation of her rights below, we review for plain error. See NRS 178.602; *Leonard v. State*, 117 Nev. 53, 63, 17 P.3d 397, 403-04 (2001). At the revocation proceeding, counsel for Eason noted that she had been successful on probation for over a year, had not failed to appear, and her only violation, other than an arrest, was arrearages in fees. Neither counsel nor Eason indicated that Eason wished to personally address the court or present additional mitigating evidence. Sufficient evidence was presented to support the revocation of Eason's probation, see *Lewis v. State*, 90 Nev. 436, 438, 529 P.2d 796, 797 (1974) (evidence supporting a decision to revoke probation must merely be sufficient to reasonably satisfy the district court that the conduct of the probationer was not as good as required by the conditions of probation), and we conclude that

Eason failed to demonstrate that the district court committed plain error.
Accordingly, we

ORDER the judgment of the district court AFFIRMED.¹


_____, J.
Hardesty


_____, J.
Parraguirre


_____, J.
Cherry

cc: Hon. Jerome T. Tao, District Judge
Clark County Public Defender
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

¹Eason's fast track statement does not comply with NRAP 3C(h)(1) and NRAP 32(a)(4) because it does not have 1-inch margins on all four sides. We caution Eason's counsel, Ryan Bashor, that future failure to comply with formatting requirements when filing briefs with this court may result in the imposition of sanctions. See NRAP 3C(n).