

IN THE SUPREME COURT OF THE STATE OF NEVADA

TERRY DAVID JONES,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 62566

FILED

SEP 18 2013

TRACEE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *Anger*  
DEPUTY CLERK

ORDER OF AFFIRMANCE


This is an appeal from a judgment of conviction, pursuant to a guilty plea, of coercion. Second Judicial District Court, Washoe County; Brent T. Adams, Judge.

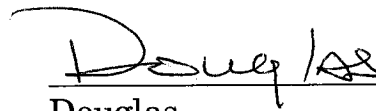
Appellant Terry David Jones contends that the restitution award should be vacated because there is no basis in the record for the award and neither the State nor the victim requested restitution. Because Jones did not object to the amount of restitution in the district court, he waived any appellate challenge to the amount of the award. *See Martinez v. State*, 115 Nev. 9, 12-13, 974 P.2d 133, 135 (1999). Further, we conclude that Jones fails to demonstrate plain error regarding the imposition of restitution especially where he specifically informed the court at sentencing that he would pay restitution. *See Mendoza-Lobos v. State*, 125 Nev. 634, 644, 218 P.3d 501, 507 (2009) (reviewing an unobjected-to error at sentencing for plain error); *see also* NRS 176.033(1)(c) (requiring the court to set a restitution amount for each victim if appropriate).

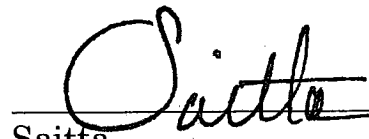
To the extent Jones contends that his guilty plea is invalid because he believed that no restitution would be imposed, this claim is not appropriate for review on direct appeal and we need not address it. *See Bryant v. State*, 102 Nev. 268, 272, 721 P.2d 364, 368 (1986), *holding*

limited by *Smith v. State*, 110 Nev. 1009, 1010 n.1, 879 P.2d 60, 61 n.1 (1994); see also *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. Brent T. Adams, District Judge  
Washoe County Public Defender  
Attorney General/Carson City  
Washoe County District Attorney  
Washoe District Court Clerk