

IN THE SUPREME COURT OF THE STATE OF NEVADA

ATIBA MALIK MOORE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 62976

FILED

NOV 14 2013

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

ORDER OF AFFIRMANCE

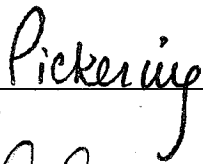

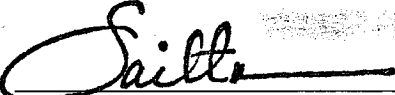
This is a proper person appeal from an order of the district court denying a petition for a writ of mandamus or prohibition.¹ Eighth Judicial District Court, Clark County; Michelle Leavitt, Judge.

In his petition filed on February 25, 2013, appellant claimed that the district court erred by imposing appellant's sentences for Count 1 and Count 3 consecutively in the amended judgment of conviction. Appellant cannot challenge the validity of the sentence imposed in a petition for a writ of mandamus or prohibition. *See* NRS 34.160; NRS 34.320; *Round Hill Gen. Improvement Dist. v. Newman*, 97 Nev. 601, 603-04, 637 P.2d 534, 536 (1981); *Smith v. Eight Judicial Dist. Court*, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991).

Moreover, this court has already concluded that the district court did not err in imposing consecutive sentences for the two counts.

¹This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. *See Lockett v. Warden*, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

Moore v. State, Docket No. 47155 (Order of Affirmance, April 6, 2007). The doctrine of law of the case prevents further litigation of this claim and “cannot be avoided by a more detailed and precisely focused argument.” *Hall v. State*, 91 Nev. 314, 316, 535 P.2d 797, 799 (1975). Accordingly, we
ORDER the judgment of the district court AFFIRMED.²


_____, C.J.
Pickering

_____, J.
Gibbons

_____, J.
Saitta

cc: Hon. Michelle Leavitt, District Judge
Atiba Malik Moore
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

²We deny as moot appellant’s notice of withdrawal of appeal.