

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOSE ORLANDO CRUZ-ALAYA,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 63519

**FILED**

JAN 15 2014

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

*ORDER OF AFFIRMANCE*

This is a proper person appeal from an order denying a motion for sentence modification and reduction.<sup>1</sup> Eighth Judicial District Court, Clark County; Carolyn Ellsworth, Judge.

Appellant filed a motion to modify or reduce his sentence on May 2, 2013. The claims raised in the motion fell outside the narrow scope of claims permissible in a motion to modify or correct an illegal sentence. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Therefore, without considering the merits of any of the claims raised in the motion, we conclude that the district court did not err in denying the motion. Accordingly, we

ORDER the judgment of the district court AFFIRMED.

Hardesty, J.  
Hardesty

Douglas, J.  
Douglas

Cherry, J.  
Cherry

<sup>1</sup>This 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).

cc: Hon. Carolyn Ellsworth, District Judge  
Jose Orlando Cruz-Alaya  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk