

IN THE SUPREME COURT OF THE STATE OF NEVADA

EUGENE A. LINDER,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 64491

**FILED**

APR 10 2014

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER OF AFFIRMANCE*

This is a proper person appeal from an order denying a motion to vacate judgment and correct or modify sentence.<sup>1</sup> Eighth Judicial District Court, Clark County; Stefany Miley, Judge.

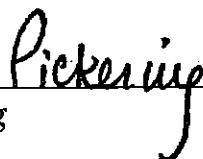
In his motion filed on October 8, 2013, appellant claimed the district court failed to inquire into a conflict of interest with his attorney, the district court failed to consider all of the mitigating circumstances in sentencing him, and the district court was biased. Appellant's claims fell outside 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

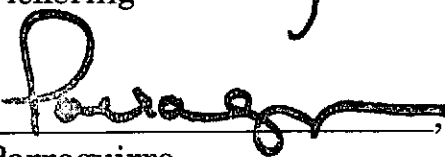
---

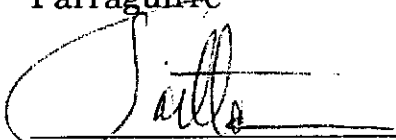
<sup>1</sup>This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. *See Lockett v. Warden*, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

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.

  
\_\_\_\_\_, J.  
Pickering

  
\_\_\_\_\_, J.  
Parraguire

  
\_\_\_\_\_, J.  
Saitta

cc: Hon. Stefany Miley, District Judge  
Eugene A. Linder  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk