

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

AHUD CHAZIZA,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 66722

FILED

FEB 24 2015

TRACIE K. LIDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from a district court order denying a motion to modify sentence.¹ Eighth Judicial District Court, Clark County; Valerie Adair, Judge.

In his motion filed on August 11, 2014, appellant claimed that the district court imposed a sentence for one of his counts that was greater than the potential prison term listed in the guilty plea agreement and the Division of Parole and Probation's recommendation.² Appellant also appears to have claimed that the district court's sentencing decision was based upon an erroneous presentence investigation report.

Appellant failed to demonstrate that the district court's sentencing decision was based upon mistaken assumptions regarding his

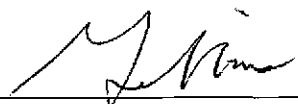
¹This appeal has been submitted for decision without oral argument, see NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted, see *Lockett v. Warden*, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

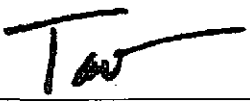
²The guilty plea agreement stated that the prison term for robbery would not be less than 2 years and not be more than 15 years, the Division of Parole and Probation recommended a prison term of 2 to 7 years, and the district court imposed a prison term of 5 to 15 years.


15-900194

criminal record that worked to his extreme detriment. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). We note that both the prosecutor and defense counsel informed the district court of errors in the presentence investigation report during the sentencing hearing. We conclude that the district court did not err in denying appellant's motion to modify sentence, and we

ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Silver

cc: Hon. Valerie Adair, District Judge
Ahud Chaziza
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk