

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

JOSE MENDOZA-GONZALEZ,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 66783

FILED

FEB 24 2015

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

ORDER OF AFFIRMANCE


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


In his motion filed on September 5, 2014, appellant claimed that there were errors in his presentence investigation report that worked to his extreme detriment. Appellant failed to demonstrate that the district court relied on mistaken assumptions regarding his criminal record that worked to his extreme detriment. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). The district court sentenced appellant to the sentence that was stipulated to by the parties in the plea agreement.

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).

Therefore, we conclude that the district court did not err in denying appellant's motion, and we

ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Silver

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