

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

MICHAEL T. WILLIAMS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 68187

**FILED**

NOV 19 2015

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

*ORDER OF AFFIRMANCE*

This is an appeal from a district court order denying a motion and an amended motion to correct an illegal sentence.<sup>1</sup> Eighth Judicial District Court, Clark County; Kerry Louise Earley, Judge.

In his motion filed on March 25, 2015, and his amended motion filed on April 14, 2015, appellant Michael Williams claimed his sentences for sexual assault of a minor under the age of 16 and attempted sexual assault of a minor under the age of 16 are illegal because the amended complaint was improperly filed and, as a result, the district court lacked jurisdiction over these charges. "A motion to correct an illegal sentence 'presupposes a valid conviction and may not, therefore, be used to challenge alleged errors in proceedings that occur prior to the imposition of sentence.'" *Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996) (quoting *Allen v. United States*, 495 A.2d 1145, 1149 (D.C. 1985)). Williams' claim fell outside the narrow scope of claims permissible in a


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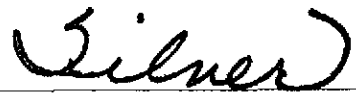
<sup>1</sup>This appeal has been submitted for decision without oral argument and we conclude the record is sufficient for our review and briefing is unwarranted. NRAP 34(f)(3), (g).

motion to correct an illegal sentence. *See id.* Therefore, without considering the merits of the claim raised in the motion, we conclude the district court did not err in denying the motion. Accordingly, we

ORDER the judgment of the district court AFFIRMED.<sup>2</sup>

  
\_\_\_\_\_, C.J.  
Gibbons

  
\_\_\_\_\_, J.  
Tao

  
\_\_\_\_\_, J.  
Silver

cc: Hon. Kerry Louise Earley, District Judge  
Michael T. Williams  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk

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<sup>2</sup>We have reviewed all documents Williams has submitted in this matter, and we conclude no relief based upon those submissions is warranted. To the extent Williams has attempted to present claims or facts in those submissions which were not previously presented in the proceedings below, we decline to consider them in the first instance.