

IN THE SUPREME COURT OF THE STATE OF NEVADA

TIMOTHY HOWARD JOHNSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 67891

FILED

DEC 18 2015

TREACH K. LINDEMAN
CLERK OF SUPREME COURT
BY 
CHIEF DEPUTY CLERK

ORDER OF AFFIRMANCE


This is a pro se appeal from a district court order denying a motion to correct an illegal sentence. Second Judicial District Court, Washoe County; Jerome M. Polaha, Judge.¹

Appellant contends that his sentence was illegal because he did not knowingly, voluntarily, and intelligently choose to represent himself at trial. Appellant fails to demonstrate that his sentence was facially illegal or that the district court lacked jurisdiction to sentence him. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996) (explaining the scope of a motion to correct an illegal sentence). *See generally Custis v. United States*, 511 U.S. 485, 496 (1994); *Faretta v. California*, 422 U.S. 806 (1975). Therefore, without considering the merits

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 Luckett v. Warden*, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

of appellant's challenge to his *Faretta* canvass, we conclude that appellant fails to demonstrate that the district court erred by denying his motion. Accordingly, we

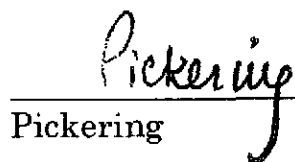
ORDER the judgment of the district court AFFIRMED.

 _____, J.

Saitta

 _____, J.

Gibbons

 _____, J.

Pickering

cc: Hon. Jerome M. Polaha, District Judge
Timothy Howard Johnson
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk