

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

OSCAR A. STANLEY,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 68298

FILED

DEC 18 2015

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

ORDER OF AFFIRMANCE

This is an appeal from an order of the district court denying a motion to modify or correct an illegal sentence.<sup>1</sup> Eighth Judicial District Court, Clark County; Kathleen E. Delaney, Judge.


In his motion filed on May 12, 2015, appellant Oscar Stanley claimed the State failed to provide sufficient proof his prior convictions were constitutionally obtained and the district court was not legally permitted to adjudicate him as a habitual felon for more than one conviction. However, this court has already concluded these claims are not within the scope of a motion to modify sentence. *Stanley v. State*, Docket No. 67213 (Order of Affirmance, April 15, 2015). The doctrine of the law of the case prevents further litigation of these issues and "cannot be avoided by a more detailed and precisely focused argument," *Hall v. State*, 91 Nev. 314, 316, 535 P.2d 797, 799 (1975), and therefore, we decline to consider these issues. In addition, these claims fall outside the

<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).

scope of a motion to 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 the claims 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.

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

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

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

cc: Hon. Kathleen E. Delaney, District Judge  
Oscar A. Stanley  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk