

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

ALBERTO CARO TORRES,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 68659

FILED

DEC 17 2015

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

ORDER OF AFFIRMANCE

This is an appeal from a district court order revoking probation. Second Judicial District Court, Washoe County; David A. Hardy, Judge.


Appellant Alberto Torres claims the district court abused its discretion by revoking his probation and reinstating the original sentence. He alleges that revocation of his probation was too harsh under the circumstances and the court should have reinstated his probation.

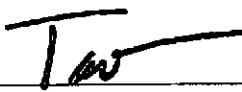
The decision to revoke probation is within the broad discretion of the district court and will not be disturbed absent a clear showing of abuse. *Lewis v. State*, 90 Nev. 436, 438, 529 P.2d 796, 797 (1974). Evidence supporting a decision to revoke probation must merely be sufficient to reasonably satisfy the district court that the conduct of the probationer was not as good as required by the conditions of probation. *Id.*

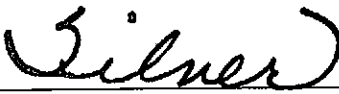
While on probation, Torres committed a new crime, which resulted in a misdemeanor conviction for domestic battery. The commission of the new crime was a clear violation of the conditions of Torres' probation. Based on these facts, we conclude the district court

acted within its discretion when it revoked Torres' probation. Therefore,
we

ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Silver

cc: Hon. David A. Hardy, District Judge
Washoe County Public Defender
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk