

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

ALAN LAWRENCE KAHN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 68755

FILED

DEC 29 2015

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

ORDER OF AFFIRMANCE

This is an appeal from an order of the district court denying a motion to modify sentence.¹ Second Judicial District Court, Washoe County; Jerome M. Polaha, Judge.

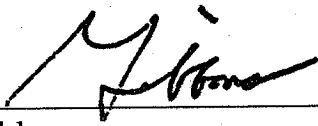
In his April 15, 2015, motion, appellant Alan Lawrence Kahn first claimed the presentence investigation report had many errors. However, Kahn did not identify any of the alleged errors and made only a bare, unsupported claim. Such a bare claim is insufficient to demonstrate Kahn is entitled to relief. *See generally Hargrove v. State*, 100 Nev. 498, 502, 686 P.2d 222, 225 (1984). Moreover, Kahn failed to establish the district court relied upon any alleged errors in his criminal history to his extreme detriment when imposing sentence. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996).

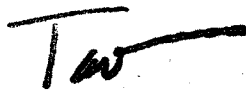
Next, Kahn claimed his sentence is not within the parameters of the relevant statutes, the State did not prove he had criminal intent,

¹This 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).

and he suffered from mental health issues. These claims fell outside of the scope of a motion to modify sentence. *See id.* at 708 n.2, 918 P.2d at 325 n.2. Therefore, the district court did not err in denying relief for these claims. Accordingly, we

ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Silver

cc: Hon. Jerome M. Polaha, District Judge
Alan Lawrence Kahn
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk