

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

J.D. CALDWELL,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 68737

**FILED**

**DEC 29 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 to correct sentence.<sup>1</sup> Eighth Judicial District Court, Clark County; David Barker, Judge.

In his motion filed on July 30, 2015, appellant J.D. Caldwell claimed his sentence was illegal because the State did not credit him with the appropriate amount of presentence credits and because the Nevada Department of Corrections has not followed the parties' agreement regarding how his presentence credits should be applied. Caldwell's claims fell outside the narrow scope of claims permissible in a motion to modify or correct an illegal sentence. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Therefore, without considering the merits

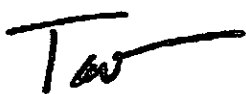
<sup>1</sup>This appeal has been submitted for decision without oral argument and we conclude the record is sufficient for our review and briefing is unwarranted. NRAP 34(f)(3), (g).

15-901670

of any of the claims raised in the motion, we conclude the district court did not err in denying the motion, and we

ORDER the judgment of the district court AFFIRMED.

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

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

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

cc: Hon. David Barker, District Judge  
J.D. Caldwell  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk