

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

JEFFREY SCOTT STEVENS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 70349

JEFFREY SCOTT STEVENS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

✓ No. 70350

FILED

NOV 18 2016

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK


ORDER OF AFFIRMANCE

Docket No. 70349 is an appeal from a judgment of conviction, pursuant to a guilty plea, of aggravated stalking and resisting a public officer with the use of a firearm in violation of a protection order. Docket No. 70350 is an appeal from a judgment of conviction, pursuant to a guilty plea, of unlawful use of a controlled substance. Fifth Judicial District Court, Nye County; Robert W. Lane, Judge.

Appellant Jeffrey Scott Stevens claims he should be permitted to withdraw his guilty pleas. Generally, "a defendant must raise a challenge to the validity of his or her guilty plea in the district court in the first instance, either by bringing a motion to withdraw the guilty plea, or by initiating a post-conviction proceeding." *See Bryant v. State*, 102 Nev. 268, 272, 721 P.2d 364, 368 (1986), *as limited by Smith v. State*, 110 Nev. 1009, 1010-11 n.1, 879 P.2d 60, 61 n.1 (1994). Because Stevens did not

challenge his guilty pleas in the district court, we decline to consider this claim, and we

ORDER the judgments of conviction AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Silver

cc: Hon. Robert W. Lane, District Judge
Mountain West Lawyers
Attorney General/Carson City
Nye County District Attorney
Nye County Clerk