

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

LOUIS TAYLOR,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 69880

FILED

DEC 14 2016

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

ORDER OF AFFIRMANCE

Appellant Louis Taylor appeals from a judgment of conviction, pursuant to a guilty plea, of conspiracy to commit robbery and robbery. Eighth Judicial District Court, Clark County; Jessie Elizabeth Walsh, Judge.

Taylor contends the district court erred at sentencing by granting him only 8 days of presentence credit. Taylor asserts his presentence credit should be recalculated in the instant case to reflect the entire time he was detained. We disagree.

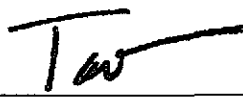
NRS 176.055(1) provides that a defendant will be given credit for the amount of time "actually spent in confinement before conviction, unless the defendant's confinement was pursuant to a judgment of conviction for another offense." The record indicates that 8 days after Taylor was arrested in the instant case Taylor was arrested in case C298376. Thereafter, Taylor remained in custody pursuant to charges in both cases. Taylor was sentenced in C298376 prior to being sentenced in the instant case and he was given 640 days of presentence credit in C298376. Because the 640 days of credit were given pursuant to his judgment of conviction in C298376, Taylor was not entitled to the

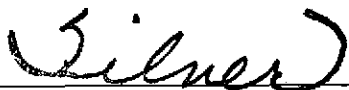
16-901500

application of that same credit in the instant case. Further, Taylor was not entitled to any credit for the time spent in confinement after his sentencing in C298376 and before his sentencing in the instant case because during that time period he was incarcerated pursuant to the judgment of conviction entered in C298376. Therefore, we conclude the district court did not err by granting only 8 days of presentence credit, and we

ORDER the judgment of conviction AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Silver

cc: Hon. Jessie Elizabeth Walsh, District Judge
Marchese Law Office
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk