

IN THE SUPREME COURT OF THE STATE OF NEVADA

JIMMIE DUNMORE,

No. 36604

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

FILED

FEB 21 2001

JANETTE M. BLOOM,
CLERK OF SUPREME COURT
BY *J. P. [Signature]*
CHIEF DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from an order of the district court revoking appellant's probation. Appellant was originally convicted, pursuant to a guilty plea, of one count of robbery. The district court sentenced appellant to a prison term of 26 to 120 months, and suspended the sentence, placing appellant on probation for an indeterminate period not to exceed five years.

Appellant contends that the district court abused its discretion in revoking appellant's probation. Specifically, appellant argues that it was unreasonable to revoke his probation for a number of "technical and minor violations of probation rules."

This court has held that in order to revoke probation, the district court must be reasonably satisfied by the evidence and facts "that the conduct of the probationer has not been as good as required by the conditions of probation."¹ In this case, appellant stipulated that he: (1) tested positive for cocaine use; (2) was arrested twice, for giving false information to a police officer and driving without a license; (3) failed to report to his probation officer; and (4) lied to

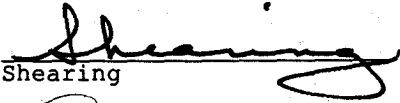
¹Lewis v. State, 90 Nev. 436, 438, 529 P.2d 796, 797 (1974).

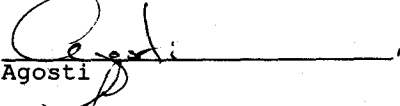
01-03229


his probation officer regarding his place of residence. We conclude that the district court did not abuse its discretion.

Having considered appellant's contention and concluded it is without merit, we

ORDER the judgment of conviction AFFIRMED.


Shearing J.


Agosti J.


Leavitt J.

cc: Hon. Donald M. Mosley, District Judge
Attorney General
Clark County District Attorney
Clark County Public Defender
Clark County Clerk