

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

EUGENE LARRY MATTHEWS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 73699

**FILED**

MAR 14 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER OF AFFIRMANCE*

Eugene Larry Matthews appeals from the district court order denying the motion to modify and reduce sentence he filed on May 24, 2017.<sup>1</sup> Eighth Judicial District Court, Clark County; Susan Johnson, Judge.


In his motion, Matthews claimed the district court, in considering his past offenses, failed to consider the fact his 12 prior felony convictions all arose out of a single incident that occurred 20 years ago. However, the record on appeal reveals Matthews amassed 14 felony convictions and 8 misdemeanor convictions during the 22 years preceding his sentencing in the instant case. Given this record, we conclude Matthews cannot show the district court relied “on mistaken assumptions about [his] criminal record which work to [his] extreme detriment” and therefore the


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<sup>1</sup>This appeal has been submitted for decision without oral argument. NRAP 34(f)(3).

district court did not err by denying his motion. *Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1994). Accordingly, we

ORDER the judgment of the district court AFFIRMED.

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

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

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

cc: Hon. Susan Johnson, District Judge  
Eugene Matthews  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk