

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

CASSIDY ANN ROBBINS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 76189-COA

FILED

MAR 14 2019

ELIZABETH A. BROWN  
CLERK OF THE SUPREME COURT  
BY  DEPUTY CLERK

ORDER OF AFFIRMANCE

Cassidy Ann Robbins appeals from a judgment of conviction, entered pursuant to a guilty plea, of attempted battery causing substantial bodily harm. First Judicial District Court, Carson City; James Todd Russell, Judge.

Robbins argues the district court abused its discretion by sentencing her to serve a prison term rather than placing her on probation with mental health court as a condition of probation. We review a district court's sentencing decision for abuse of discretion, see *Chavez v. State*, 125 Nev. 328, 348, 213 P.3d 476, 490 (2009), including the decision to grant probation, see NRS 176A.100(1)(c).

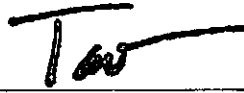
Robbins' 12-to-34-month prison term falls within the parameters of the relevant statutes. See NRS 193.330(1)(a)(4); NRS 200.481(2)(b). And Robbins failed to demonstrate the district court's sentencing decision was based on palpable or highly suspect evidence. See *Silks v. State*, 92 Nev. 91, 94, 545 P.2d 1159, 1161 (1976).

The district court based its sentencing decision on the information presented by the parties including the psychological examination report, the presentence investigation report, the facts of the

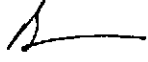
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crime, the jail phone calls between Robbins and her boyfriend, and Robbins' criminal record. Given this record, we conclude the district court did not abuse its discretion at sentencing, and we

ORDER the judgment of conviction AFFIRMED.

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

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

  
\_\_\_\_\_, J.  
Bulla

cc: Hon. James Todd Russell, District Judge  
State Public Defender/Carson City  
Attorney General/Carson City  
Carson City District Attorney  
Carson City Clerk