

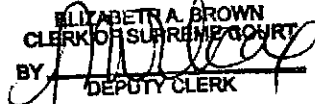
IN THE COURT OF APPEALS OF THE STATE OF NEVADA

STEVEN ROBERT HALVERSON, A/K/A
STEVEN ROBERT HALVERSEN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 72333

FILED

OCT 11 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER OF AFFIRMANCE

Steven Robert Halverson appeals from a district court order denying his motion to correct an illegal sentence to include presentence jail time credits.¹ Eighth Judicial District Court, Clark County; Kenneth C. Cory, Judge.

Halverson claims the district court erred by denying the motion to correct an illegal sentence he filed on November 22, 2016. He asserts the district court failed to comply with NRS 176.055(2)(b) and the Nevada Supreme Court's holding in *Johnson v. State*, 120 Nev. 296, 89 P.3d 669 (2004). And he argues he is entitled to 193 days of presentence jail time credit.

Halverson's claim fell outside the narrow scope of claims permissible in a motion to correct an illegal sentence.² See *Edwards v.*

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


²A claim for presentence credit is a challenge to the validity of the judgment of conviction and sentence that must be raised either on direct appeal or in a postconviction petition for a writ of habeas corpus. *Griffin v. State*, 122 Nev. 737, 744, 137 P.3d 1165, 1169 (2006).


State, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Moreover, Halverson's claim was barred by the doctrine of the law of the case because it was raised on direct appeal and rejected by the Nevada Supreme Court. See *Hall v. State*, 91 Nev. 314, 315-16, 535 P.2d 797, 798-99 (1975); *Halverson v. State*, Docket No. 50821 (Order of Affirmance, January 22, 2009).

For these reasons, we conclude the district court did not err by summarily denying Halverson's motion to correct an illegal sentence to include presentence jail time credits, and we

ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Silver


_____, J.
Tao


_____, J.
Gibbons

cc: Hon. Kenneth C. Cory, District Judge
Steven Robert Halverson
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk