

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

SALLY DORIAN VILLAVERDE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 78725-COA

FILED

MAR 12 2020

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

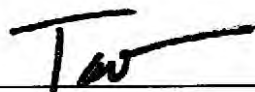
ORDER OF AFFIRMANCE

Sally Dorian Villaverde appeals from an order of the district court denying a motion to modify sentence filed on March 26, 2019. Eighth Judicial District Court, Clark County; Douglas W. Herndon, Judge.

In his motion, Villaverde claimed that his sentence should be modified because the State used different theories of the case between different codefendants, his codefendant did not plead guilty to using a deadly weapon, and the district court made inappropriate comments at sentencing and overlooked important mitigating factors. Villaverde's claims fell outside the narrow scope of claims permissible in a motion to modify sentence. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Therefore, without considering the merits of any of the claims raised in the motion, we conclude the district court did not err by denying the motion. Accordingly, we

ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

cc: Hon. Douglas W. Herndon, District Judge
Sally Dorian Villaverde
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk