

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

EARNEST EARL STEWART,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 81719-COA

FILED

MAR 25 2021

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER OF AFFIRMANCE

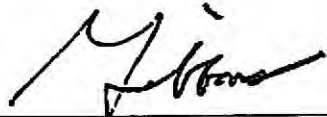
Earnest Earl Stewart appeals from a district court order denying a motion to correct illegal sentence and/or modify sentence filed on March 10, 2020. Eighth Judicial District Court, Clark County; Cristina D. Silva, Judge.

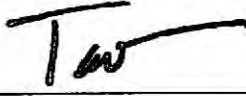
In his motion, Stewart challenged the validity of the Nevada Revised Statutes, claimed the lower courts lacked subject matter jurisdiction, and alleged officials associated with his case lacked performance bonds. Stewart also alleged he was racially profiled, claimed he was entitled to a trial where he could have faced his accuser, claimed he was due all the privileges and immunities due a secured party creditor, and claimed he was entitled to diplomatic immunity at the time of his arrest.


Stewart did not allege his sentence was facially illegal or the result of a mistaken assumption regarding his criminal record, and his claims did not implicate the court's subject matter jurisdiction. See Nev. Const. art. 6, § 6(1); NRS 171.010; *Landreth v. Malik*, 127 Nev. 175, 183, 251 P.3d 163, 168 (2011) ("Subject matter jurisdiction is the court's authority to render a judgment in a particular category of case." (internal quotation marks omitted)). Therefore, we conclude the district court did not

err by denying Stewart's motion. See *Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Accordingly, we

ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

cc: Hon. Cristina D. Silva, District Judge
Earnest Earl Stewart
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk