

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

ANDRE LAMONT ASBURY,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 81733-COA

FILED

AUG 12 2021


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

ORDER OF AFFIRMANCE

Andre Lamont Asbury appeals from a judgment of conviction, entered pursuant to an *Alford*¹ plea, of attempted sexual assault. Eighth Judicial District Court, Clark County; Michael Villani, Judge.

Asbury challenges the validity of his plea. Asbury did not challenge the validity of his plea below, and we decline to consider this claim because it is not properly raised in the first instance on direct appeal. See *Harris v. State*, 130 Nev. 435, 448, 329 P.3d 619, 628 (2014) (“[A] post-conviction petition for a writ of habeas corpus provides the exclusive remedy for a challenge to the validity of the guilty plea made after sentencing.”). Accordingly, we

ORDER the judgment of conviction AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

¹*North Carolina v. Alford*, 400 U.S. 25 (1970).

cc: Hon. Michael Villani, District Judge
AMD Law, PLLC
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk