

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

KEVIN ROHN GILL,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 82711-COA

FILED

OCT 07 2021

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

ORDER OF AFFIRMANCE

Kevin Rohn Gill appeals from an order of the district court denying a motion to modify or correct an illegal sentence filed on March 2, 2020. Second Judicial District Court, Washoe County; Lynne K. Simons, Judge.

In his motion, Gill claimed the district court lacked subject matter jurisdiction to impose his sentence based on the Treaty of Guadalupe Hidalgo, the Nevada Revised Statutes not being properly enacted, and the district attorney and the justice of the peace lacking authority to act because they lacked fidelity bonds. Gill failed to demonstrate that the district court relied on mistaken assumptions regarding his criminal record that worked to his extreme detriment. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). He also failed to demonstrate his sentence was at variance with the controlling statute or that the court imposed a maximum sentence in excess of that allowed by statute. *See id.* Moreover, his claims did not implicate the district 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 Gill's motion. Accordingly, we

ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

cc: Hon. Lynne K. Simons, District Judge
Kevin Rohn Gill
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk