

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

SAMANTHA MARIE GRAHAM,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 83416-COA

FILED

JAN 26 2022

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

ORDER OF AFFIRMANCE

Samantha Marie Graham appeals from an amended judgment of conviction, pursuant to a no contest plea, of conspiracy to possess a controlled substance. Sixth Judicial District Court, Humboldt County; Michael Montero, Judge.

Graham argues the district court abused its discretion by amending the judgment of conviction to extend the term of her formal probation from 14 days to 12 months and ordering her to complete mental health court. Graham stipulated to the district court amending the judgment of conviction and thus waived the right to raise this issue. *See Ford v. State*, 122 Nev. 796, 805, 138 P.3d 500, 506 (2006) (recognizing that a waiver is an intentional relinquishment of a known right). Therefore, we decline to consider this issue on appeal.

Graham also argues the district court improperly negotiated with her in violation of *Cripps v. State*, 122 Nev. 764, 137 P.3d 1187 (2006). The record before this court does not reflect that the district court engaged in any negotiations prior to the plea agreement. *See Cripps*, 122 Nev. at 771 n.24, 137 P.3d at 1191 n.24 (prohibiting “judicial involvement and discussion during the plea negotiation process prior to any agreement

between the parties"). Therefore, we conclude Graham's claim is without merit, and we

ORDER the judgment of conviction AFFIRMED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

cc: Hon. Michael Montero, District Judge
Humboldt County Public Defender
Attorney General/Carson City
Humboldt County District Attorney
Humboldt County Clerk