

IN THE SUPREME COURT OF THE STATE OF NEVADA

TRISHA RENEE RICE,

No. 37818

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

FILED

JUL 30 2001

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richard*
CHIEF DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from an order of the district court revoking appellant's probation. Appellant was originally convicted, pursuant to a guilty plea, of one count of possession of a controlled substance. The district court initially entered an order on October 11, 2000, pursuant to NRS 453.3363, deferring judgment and placing appellant in a drug treatment program. The district court subsequently entered a judgment of conviction on January 26, 2001, sentencing appellant to a prison term of 12 to 32 months, and suspended the sentence, placing appellant on probation for an indeterminate period not to exceed two years.

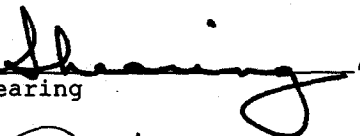
Appellant contends that the district court abused its discretion in revoking appellant's probation. Specifically, appellant argues that the district court merely followed the recommendation of the State and the Division of Parole and Probation and revoked appellant's probation because appellant had previously been warned that she would have no more chances.

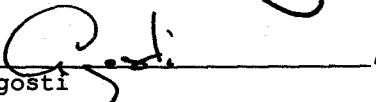
This court has held that in order to revoke probation, the district court must be reasonably satisfied by the evidence and facts "that the conduct of the probationer has not been as good as required by the conditions of

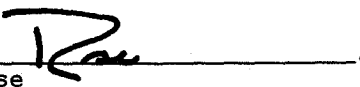
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probation."¹ In this case, appellant conceded that she had continued to use controlled substances while on probation. We conclude that the district court did not abuse its discretion and appellant's contention is without merit. Accordingly, we

ORDER the judgment of the district court AFFIRMED.


Shearing J.


Agosti J.


Rose J.

cc: Hon. Brent T. Adams, District Judge
Attorney General
Washoe County District Attorney
Washoe County Public Defender
Washoe County Clerk

¹Lewis v. State, 90 Nev. 436, 438, 529 P.2d 796, 797 (1974).