

IN THE SUPREME COURT OF THE STATE OF NEVADA

RANDY RICHMOND,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 37934

FILED

JUL 30 2001

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

ORDER OF AFFIRMANCE

This is an appeal from a judgment of conviction, pursuant to a guilty plea, of failure to register as a sex offender. The district court sentenced appellant to serve 19 to 48 months in prison, to be served consecutively to the sentence in another case.

Appellant's sole contention is that the district court abused its discretion at sentencing because the sentence is too harsh. Citing the dissent in Tanksley v. State,¹ appellant asks this court to review the sentence to see that justice has been done. We conclude that appellant's contention is without merit.

This court has consistently afforded the district court wide discretion in its sentencing decision.² Accordingly, we will refrain from interfering with the sentence imposed "[s]o long as the record does not demonstrate prejudice resulting from consideration of information or accusations founded on facts supported only by impalpable or highly suspect evidence."³

¹113 Nev. 844, 944 P.2d 240 (1997) (Rose, J., dissenting).

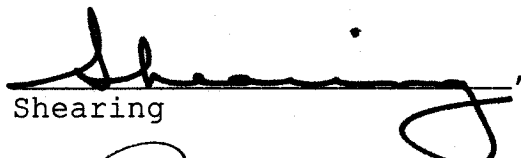
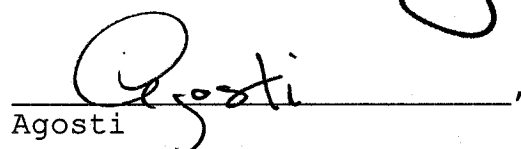
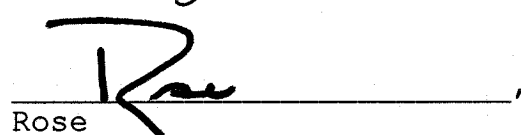
²See Houk v. State, 103 Nev. 659, 747 P.2d 1376 (1987).

³Silks v. State, 92 Nev. 91, 94, 545 P.2d 1159, 1161 (1976).

In the instant case, appellant does not allege that the district court relied on impalpable or highly suspect evidence. Further, we note that the sentence imposed was within the parameters provided by the relevant statutes.⁴

Having considered appellant's contention and concluded that it is without merit, we

ORDER the judgment of conviction AFFIRMED.

 _____ Shearing	J.
 _____ Agosti	J.
 _____ Rose	J.

cc: Hon. James W. Hardesty, District Judge
Attorney General
Washoe County District Attorney
Washoe County Public Defender
Washoe County Clerk

⁴See NRS 179D.550 (providing that failure to register as a sex offender is a category D felony); NRS 193.130(2)(d) (providing for sentence of 1 to 4 years for category D felonies).