

IN THE SUPREME COURT OF THE STATE OF NEVADA

ANTHONY BENNETT,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 38570

FILED

MAR 14 2002

ORDER OF AFFIRMANCE

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

This is an appeal from a judgment of conviction, pursuant to a guilty plea, of one count of driving under the influence with 2 or more prior convictions within the last 7 years. The district court sentenced appellant to a prison term of 24 to 72 months.

Appellant contends that his Oregon conviction is invalid for enhancement purposes. However, after a careful review of the record, it is clear that the spirit of constitutional principles was respected.¹ The district court therefore did not err by finding that the conviction was constitutionally valid for enhancement purposes. Having considered appellant's contention and concluded that it is without merit, we

ORDER the judgment of conviction AFFIRMED.

Shearing _____ J.
Shearing

Rose _____ J.
Rose

Becker _____ J.
Becker

¹See Davenport v. State, 112 Nev. 475, 915 P.2d 878 (1996).

cc: Hon. Janet J. Berry, District Judge
Attorney General/Carson City
Washoe County District Attorney
Washoe County Public Defender
Washoe District Court Clerk