

IN THE SUPREME COURT OF THE STATE OF NEVADA

LARON DIONTAE WHITE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 38893

FILED

APR 30 2002

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

ORDER DISMISSING APPEAL

This is an appeal from a judgment of conviction, pursuant to an Alford guilty plea,¹ of one count each of voluntary manslaughter with the use of a deadly weapon and burglary while in possession of a firearm. The district court sentenced appellant Laron Diontae White to serve two consecutive prison terms of 48-120 months for the manslaughter count, and a consecutive prison term of 36-120 months for the burglary count. White was given credit for 457 days time served.

White argues that his guilty plea was invalid because there was no legal and factual basis for criminal liability. We have held, however, that challenges to the validity of a guilty plea must be raised in the district court in the first instance by either filing a motion to withdraw the guilty plea or commencing a post-conviction proceeding pursuant to NRS chapter 34.² Because White has not challenged the validity of his

¹North Carolina v. Alford, 400 U.S. 25 (1970).

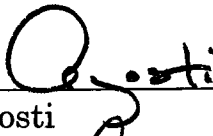
²Bryant v. State, 102 Nev. 268, 272, 721 P.2d 364, 368 (1986).


guilty plea in the district court, his claim is not appropriate for review on direct appeal from the judgment of conviction.³

Having considered White's contention and concluded that it is not appropriate for review on direct appeal, we

ORDER this appeal DISMISSED.

 _____, J.
Young

 _____, J.
Agosti

 _____, J.
Leavitt

cc: Hon. Michael L. Douglas, District Judge
Clark County Public Defender
Attorney General/Carson City
Clark County District Attorney
Clark County Clerk

³Id.