

IN THE SUPREME COURT OF THE STATE OF NEVADA

AURELIO MONROY-PACHECO A/K/A
AURELIO MONRROY-PACHECO,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 39573

FILED

AUG 21 2002

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

ORDER OF AFFIRMANCE

This is an appeal from a judgment of conviction, pursuant to a jury verdict, of one count of trafficking in a controlled substance. The district court sentenced appellant to a prison term of 24 to 74 months.

Appellant contends that the evidence presented at trial was insufficient to support the jury's finding of guilt. Our review of the record on appeal, however, reveals sufficient evidence to establish guilt beyond a reasonable doubt as determined by a rational trier of fact.¹ In particular, we note that a confidential informant took \$400.00 in cash to a designated meeting place and purchased 27.14 grams of methamphetamine from appellant. The meeting was observed by several law enforcement officials and was recorded on audio tape.

The jury could reasonably infer from the evidence presented that appellant committed the crime of trafficking. It is for the jury to determine the weight and credibility to give conflicting testimony, and the

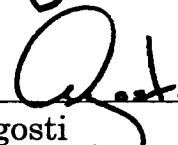
¹See Wilkins v. State, 96 Nev. 367, 609 P.2d 309 (1980).


jury's verdict will not be disturbed on appeal where, as here, substantial evidence supports the verdict.²

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

ORDER the judgment of conviction AFFIRMED.


_____, J.
Young


_____, J.
Agosti


_____, J.
Leavitt

cc: Hon. Michael R. Griffin, District Judge
Robert B. Walker
Attorney General/Carson City
Carson City District Attorney
Carson City Clerk

²See Bolden v. State, 97 Nev. 71, 624 P.2d 20 (1981).