

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT BRUCE MOORE,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 40801

FILED

AUG 20 2003

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

ORDER DISMISSING APPEAL

This is an appeal from a judgment of conviction, pursuant to a guilty plea, of two counts of sexual assault of a minor under the age of 16. The district court sentenced appellant to two consecutive prison terms of 60 to 240 months.

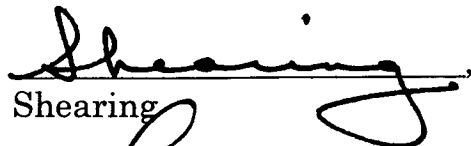
Appellant's sole contention is that his guilty plea was invalid because the canvass conducted by the district court was inadequate. However, this court does not "permit a defendant to challenge the validity of a guilty plea on direct appeal from the judgment of conviction."¹ Such a challenge must be raised in the district court in the first instance by bringing a motion to withdraw the guilty plea or by commencing a post-conviction proceeding under NRS chapter 34.² Accordingly, we conclude

¹Bryant v. State, 102 Nev. 268, 272, 721 P.2d 364, 368 (1986).

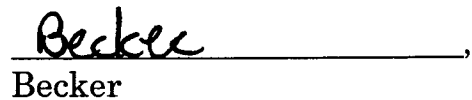
²Id.

that the issue raised by appellant is not appropriate for review on direct appeal from the judgment of conviction, and we therefore

ORDER this appeal DISMISSED.


_____, J.
Shearing


_____, J.
Leavitt


_____, J.
Becker

cc: Hon. Joseph S. Pavlikowski, Senior Judge
Clark County Public Defender
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk