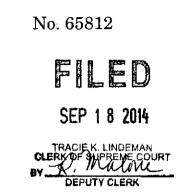
## IN THE SUPREME COURT OF THE STATE OF NEVADA

VICKIE LEAVITT DURAN A/K/A VICKIE LEAVITT SITTLE, Appellant, vs. THE STATE OF NEVADA, Respondent.



## ORDER OF AFFIRMANCE

This is a proper person appeal from an order denying a motion to vacate conviction, or alternatively, motion for a new trial.<sup>1</sup> Eighth Judicial District Court, Clark County; Michael Villani, Judge.

In her motion filed on March 21, 2014, appellant challenged the validity of her judgment of conviction on a number of grounds. Preliminarily, we note that a motion to vacate conviction is not the proper vehicle for appellant's challenges. *See* NRS 176.515(5). To the extent that appellant sought a new trial based on newly discovered evidence,

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<sup>&</sup>lt;sup>1</sup>This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. *See Luckett v. Warden*, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

appellant's motion was untimely filed. See NRS 176.515(3). Accordingly, we

ORDER the judgment of the district court AFFIRMED.

1 Sardest J.

Hardesty

J.

Douglas, Cherry, J. Cherry

Hon. Michael Villani, District Judge cc: Vickie Leavitt Duran Attorney General/Carson City **Clark County District Attorney** Eighth District Court Clerk

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