


IN THE COURT OF APPEALS OF THE STATE OF NEVADA

STEVEN LARUE SCOTT,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 77422-COA

**FILED**

MAY 17 2019

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER OF AFFIRMANCE AND REMANDING  
FOR CORRECTION OF JUDGMENT OF CONVICTION*

Steven Larue Scott appeals from an order of the district court denying a motion to modify or correct an illegal sentence.<sup>1</sup> Eighth Judicial District Court, Clark County; Joseph Hardy, Jr., Judge.

In his motion filed on August 15, 2018, Scott claimed the amended judgment of conviction was facially invalid because it did not contain a reference to the statute for his sentence under the habitual criminal enhancement and did not specify a minimum term he must serve before he is eligible for parole. Scott's claims fell outside the narrow scope of claims permissible in a motion to modify or correct an illegal sentence. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Therefore, we conclude the district court did not err by denying the motion.

However, the amended judgment of conviction should contain the statute under which Scott was sentenced. *See* NRS 176.105(1)(c). The district court can correct a clerical error at any time, *see* NRS 176.565, and,


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<sup>1</sup>This appeal has been submitted for decision without oral argument. NRAP 34(f)(3).

therefore, it should enter a corrected judgment of conviction specifying that Scott was sentenced pursuant to NRS 207.010(1)(b)(2). Accordingly, we

ORDER the judgment of the district court AFFIRMED and REMAND for entry of a corrected judgment of conviction.

  
\_\_\_\_\_, C.J.  
Gibbons

  
\_\_\_\_\_, J.  
Tao

  
\_\_\_\_\_, J.  
Bulla

cc: Hon. Joseph Hardy, Jr., District Judge  
Steven Larue Scott  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk