

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

MILTON DAVID PLUMMER,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

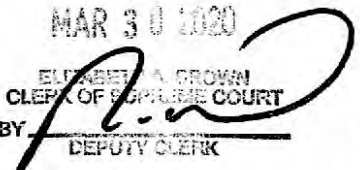
No. 79664-COA

MILTON DAVID PLUMMER,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 79665-COA

**FILED**

MAR 30 2020

ELIZABETH A. CROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER OF AFFIRMANCE*


Milton David Plummer appeals from a single order of the district court denying identical "motion[s] to modify based on improper/illegal sentence" filed in district court case numbers CR01-2499B (Docket No. 79664-COA) and CR01-2427 (Docket No. 79665-COA) on June 20, 2019. Second Judicial District Court, Washoe County; Scott N. Freeman, Judge.

Plummer argues the district court erred by denying his motions. In his motions, Plummer claimed his sentences were illegal and should be modified because the district court erred by pronouncing his sentences in terms of parole eligibility. Plummer claimed this error has caused him to not earn credits toward his minimum terms while in prison. Plummer failed to demonstrate the district court relied on mistaken assumptions regarding his criminal record that worked to his extreme detriment. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324

(1996). Plummer also failed to demonstrate that his sentences were facially illegal or the district court lacked jurisdiction. *See id.* Therefore, we conclude the district court did not err by denying Plummer's motions. Accordingly, we

ORDER the judgment of the district court AFFIRMED.

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

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

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

cc: Hon. Scott N. Freeman, District Judge  
Milton David Plummer  
Attorney General/Carson City  
Washoe County District Attorney  
Washoe District Court Clerk