

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

BENNETT GRIMES,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 81042-COA

FILED

NOV 20 2020

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER OF AFFIRMANCE

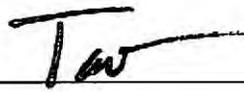
Bennett Grimes appeals from an order of the district court denying a motion to modify or correct an illegal sentence filed on March 9, 2020. Eighth Judicial District Court, Clark County; Michelle Leavitt, Judge.

In his motion, Grimes claimed the district court exceeded its jurisdiction when it imposed consecutive sentences for his convictions for attempted murder with the use of a deadly weapon in violation of a temporary protective order and battery with the use of a deadly weapon constituting domestic violence resulting in substantial bodily harm in violation of a temporary protective order. Grimes claimed the convictions violated the Double Jeopardy Clause and, accordingly, the sentences must be run concurrently to one another. Grimes' claims did not implicate the jurisdiction of the courts. *See Nev. Const. art. 6, § 6; NRS 171.010; United States v. Cotton*, 535 U.S. 625, 630 (2002) (“[T]he term jurisdiction means . . . the courts’ statutory or constitutional *power* to adjudicate the case.” (internal quotation marks omitted)). Grimes thus failed to demonstrate he

was entitled to relief. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Accordingly, we

ORDER the judgment of the district court AFFIRMED.¹


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

cc: Hon. Michelle Leavitt, District Judge
Bennett Grimes
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

¹We have reviewed all documents Grimes has filed in this matter, and we conclude no relief based upon those submissions is warranted.