

IN THE SUPREME COURT OF THE STATE OF NEVADA

ANTHONY NOEL MENO,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 45938

**FILED**

APR 21 2006

ORDER OF AFFIRMANCE

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

This is a proper person appeal from an order of the district court denying appellant's post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Lee A. Gates, Judge.

Appellant Anthony Noel Meno was originally convicted, pursuant to a guilty plea, of one count of conspiracy to commit robbery and four counts of robbery with the use of a deadly weapon. The district court entered the judgment of conviction on December 17, 2002, and an amended judgment of conviction on March 13, 2003. Meno did not appeal from either judgment of conviction, but filed a timely petition for a writ of habeas corpus, which was denied on the merits.

Meno filed the instant petition on June 15, 2005, more than one year after the entry of the judgment of conviction. The district court found that the petition was both untimely and successive.<sup>1</sup> The district court further found that Meno had failed to show cause to excuse the procedural bars.


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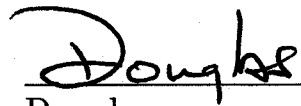
<sup>1</sup>See NRS 34.726(1); NRS 34.810(2).

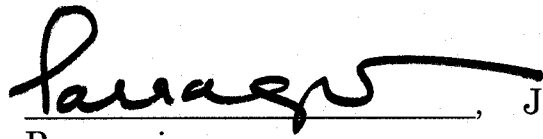
This court will not disturb a district court's finding regarding good cause, "except for clear cases of abuse."<sup>2</sup> In this case, we conclude that the district court did not err by denying the petition as procedurally barred.

Having reviewed the record on appeal and for the reasons set forth above, we conclude that appellant is not entitled to relief and that briefing and oral argument are unwarranted.<sup>3</sup> Accordingly, we

ORDER the judgment of the district court AFFIRMED.

  
\_\_\_\_\_, C.J.  
Rose

  
\_\_\_\_\_, J.  
Douglas

  
\_\_\_\_\_, J.  
Parraguirre

cc: Hon. Lee A. Gates, District Judge  
Anthony Noel Meno  
Attorney General George Chanos/Carson City  
Clark County District Attorney David J. Roger  
Clark County Clerk

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<sup>2</sup>Colley v. State, 105 Nev. 235, 236, 773 P.2d 1229, 1230 (1989).

<sup>3</sup>See Lockett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).