

IN THE SUPREME COURT OF THE STATE OF NEVADA

NEVADA SNYDER,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 49552

FILED

NOV 08 2007

MANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER OF AFFIRMANCE

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. Second Judicial District Court, Washoe County; Robert H. Perry, Judge.

On September 28, 1994, the district court convicted appellant, pursuant to a guilty plea, of one count of sexual assault. The district court sentenced appellant to serve a term of thirty years in the Nevada State Prison. Appellant did not file a direct appeal.

On April 6, 2007, appellant filed a proper person post-conviction petition for a writ of habeas corpus in the district court. On May 16, 2007, the district court denied appellant's petition. This appeal followed.


Appellant filed his petition almost 13 years after entry of the judgment of conviction. Thus, appellant's petition was untimely filed.¹ Appellant's petition was procedurally barred absent a demonstration of

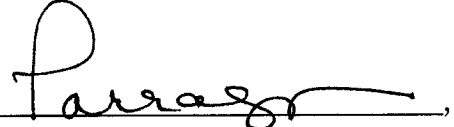
¹See NRS 34.726(1).

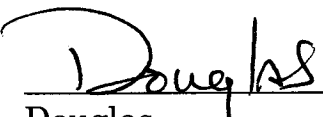
cause for the delay and prejudice.² In his petition, appellant failed to set forth any cause for the delay. Accordingly, the district court did not err in denying the petition.

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.³ Accordingly, we

ORDER the judgment of the district court AFFIRMED.⁴


_____, J.
Hardesty


_____, J.
Parraguirre


_____, J.
Douglas

²See id.

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

⁴We have reviewed all documents that appellant has submitted in proper person to the clerk of this court in this matter, and we conclude that no relief based upon those submissions is warranted. To the extent that appellant has attempted to present claims or facts in those submissions which were not previously presented in the proceedings below, we have declined to consider them in the first instance.

cc: Hon. Robert H. Perry, District Judge
Nevada Snyder
Attorney General Catherine Cortez Masto/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk