

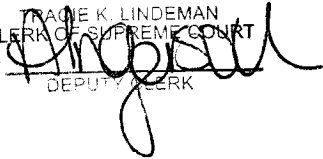
IN THE SUPREME COURT OF THE STATE OF NEVADA

ROCKY A. JAMES,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 63038

FILED

NOV 13 2013

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER OF AFFIRMANCE


This is a proper person appeal from an order denying a post-conviction petition for a writ of habeas corpus.¹ Eighth Judicial District Court, Clark County; Valerie Adair, Judge.

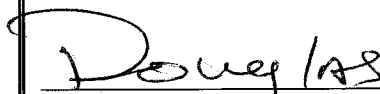
Appellant filed his petition on June 11, 2009, more than two years after entry of the judgment of conviction on December 13, 2006. Thus, appellant's petition was untimely filed. *See* NRS 34.726(1). Appellant's petition was procedurally barred absent a demonstration of good cause—cause for the delay and undue prejudice. *See id.* Appellant claimed that he had cause for the delay because he was not aware of post-conviction remedies. Appellant's ignorance of post-conviction remedies did

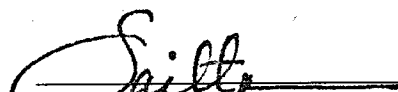
¹This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. *See Lockett v. Warden*, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

not excuse the delay in filing his petition. *See Phelps v. Director, Prisons*,
104 Nev. 656, 764 P.2d 1303 (1988). Accordingly, we

ORDER the judgment of the district court AFFIRMED.


_____, J.
Gibbons


_____, J.
Douglas


_____, J.
Saitta

cc: Hon. Valerie Adair, District Judge
Rocky A. James
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk