

IN THE SUPREME COURT OF THE STATE OF NEVADA

LA MARCUS GAMBLE A/K/A  
LAMARES GAMIZ,  
Appellants,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 64774

**FILED**

**MAY 13 2014**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER OF AFFIRMANCE*

This is a proper person appeal from an order of the district court denying a motion to withdraw a guilty plea.<sup>1</sup> Eighth Judicial District Court, Clark County; Stefany Miley, Judge.

In his motion to withdraw his guilty plea filed on November 20, 2013, appellant claimed that his plea was invalid because he was a juvenile and because trial counsel failed to explain the rights he was waiving in the plea agreement. We conclude that the equitable doctrine of laches precluded consideration of the motion because there was a six-year delay from entry of the judgment of conviction, there was inexcusable delay in seeking relief, an implied waiver exists from appellant's knowing acquiescence in existing conditions, and the State may suffer prejudice from the delay. *Hart v. State*, 116 Nev. 558, 563-64, 1 P.3d 969, 972

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<sup>1</sup>This 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 *Luckett v. Warden*, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

(2000). Therefore, the district court did not err in denying appellant's motion, and we

ORDER the judgment of the district court AFFIRMED.

1 Hardesty, J.  
Hardesty

Douglas, J.  
Douglas

Cherry, J.  
Cherry

cc: Hon. Stefany Miley, District Judge  
La Marcus Gamble  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk