

IN THE SUPREME COURT OF THE STATE OF NEVADA

GILBERT DEMETRIUS AGUILAR,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 68638

**FILED**

APR 14 2016

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

*ORDER OF AFFIRMANCE*

This is a pro se appeal from a district court order denying appellant's postconviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Kathleen E. Delaney, Judge.

Appellant filed his petition on July 2, 2015, more than 15 years after remittitur issued from his direct appeal on January 18, 2000. *Aguilar v. State*, Docket No. 31595 (Order of Affirmance, December 20, 1999). Thus, his petition was untimely filed. See NRS 34.726. The petition was also successive because appellant had previously sought postconviction relief. See *Aguilar v. State*, Docket No. 57357 (Order of Affirmance, May 9, 2012). Accordingly, the petition was procedurally barred absent a demonstration of good cause and prejudice. See NRS 34.726; NRS 34.810(3). Appellant failed to demonstrate good cause and prejudice. Therefore, we

ORDER the judgment of the district court AFFIRMED.

Douglas, J.  
Douglas

Cherry, J.  
Cherry

Gibbons, J.  
Gibbons

cc: Hon. Kathleen E. Delaney, District Judge  
Gilbert Demetrius Aguilar  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk