

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL DOAKES,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 37488

FILED

JUL 11 2002

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

ORDER OF AFFIRMANCE

This is an appeal from an order of the district court denying appellant's post-conviction petition for a writ of habeas corpus. Appellant was originally convicted, pursuant to a nolo contendere plea,¹ of one count of second degree kidnapping, one count of attempted murder, and one count of battery with intent to commit a crime. The district court sentenced appellant to prison for a term of 24 to 60 months for kidnapping, a consecutive term of 26 to 120 months for attempted murder, and a concurrent term of 26 to 120 months for battery. On direct appeal, this court affirmed appellant's conviction.²

Appellant filed a post-conviction petition for a writ of habeas corpus in the district court. In the petition, appellant claimed that his guilty plea was invalid because he was not informed that he would have to register as a sex offender as a result of his conviction. The State filed an


¹Appellant pleaded guilty pursuant to North Carolina v. Alford, 400 U.S. 25 (1970). Under Nevada law, "whenever a defendant maintains his or her innocence but pleads guilty pursuant to Alford, the plea constitutes one of nolo contendere." State v. Gomes, 112 Nev. 1473, 1479, 930 P.2d 701, 705 (1996).

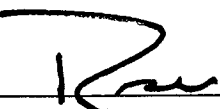
²Doakes v. State, Docket No. 35737 (Order Dismissing Appeal, June 13, 2000).


answer to the petition, and after hearing argument, the district court denied the petition.

This court recently held that the requirement to register as a sex offender is a collateral consequence of a guilty plea, and failure to advise a defendant of the requirement before accepting a guilty plea does not invalidate the plea.³ We therefore conclude that the district court did not err, and we

ORDER the judgment of the district court AFFIRMED.⁴


_____, C.J.
Maupin


_____, J.
Rose


_____, J.
Becker

cc: Hon. John S. McGroarty, District Judge
Mace J. Yampolsky
Attorney General/Carson City
Clark County District Attorney
Clark County Clerk

³Nollette v. State, 118 Nev. ___, ___ P.3d ___ (Adv. Op. No. 35, May 17, 2002).

⁴We have considered all proper person documents filed or received in this matter, and we conclude that the relief requested is not warranted.