

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

ALFREDO VILLA-CARDENAS,¹
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 90716-COA

FILED

JAN 28 2026

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER OF AFFIRMANCE

Alfredo Villa-Cardenas appeals from a district court order denying a postconviction petition for a writ of habeas corpus filed on November 20, 2024. Eighth Judicial District Court, Clark County; Michelle Leavitt, Judge.

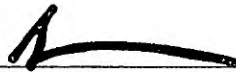
Villa-Cardenas filed his petition more than 26 years after issuance of the remittitur on direct appeal on March 18, 1998. *See Villa-Cardenas v. State*, Docket No. 28131 (Order Dismissing Appeal, February 27, 1998). Thus, Villa-Cardenas' petition was untimely filed. *See* NRS 34.726(1). Moreover, Villa-Cardenas' petition was successive because he had previously filed a postconviction petition for a writ of habeas corpus that was decided on the merits, and it constituted an abuse of the writ as he raised claims new and different from those raised in his previous

¹We direct the clerk of this court to amend the caption on this court's docket. We note that it appears that appellant does not hyphenate his name based on the handwritten documents he filed and we respectively only do so to be consistent with court filings.

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petitions.² See NRS 34.810(3). Villa-Cardenas' petition was procedurally barred absent a demonstration of good cause and actual prejudice. See NRS 34.726(1); NRS 34.810(4). Villa-Cardenas did not allege good cause to overcome the procedural bars. Therefore, we conclude the district court did not err by denying the petition, and we

ORDER the judgment of the district court AFFIRMED.


_____, C.J.
Bulla


_____, J.
Gibbons


_____, J.
Westbrook

cc: Hon. Michelle Leavitt, District Judge
Alfredo Villa-Cardenas
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

²See *Villa-Cardenas v. State*, No. 75402-COA, 2018 WL 5791880 (Nev. Ct. App. Oct. 24, 2018) (Order of Affirmance); *Villa-Cardenas v. State*, Docket No. 33544 (Order of Affirmance, February 22, 2001).