

**Filed 6/19/13 by Clerk of Supreme Court**  
**IN THE SUPREME COURT**  
**STATE OF NORTH DAKOTA**

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2013 ND 87

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Robert Gray,

Petitioner and Appellant

v.

State of North Dakota,

Respondent and Appellee

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No. 20130064

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Appeal from the District Court of Burleigh County, South Central Judicial District, the Honorable Thomas J. Schneider, Judge.

AFFIRMED.

Per Curiam.

Adam Lawrence Fleischman (argued) and Blake Dylan Hankey (on brief), 405 Bruce Avenue, Suite 100, Grand Forks, ND 58201, for petitioner and appellant.

Lloyd Clayton Suhr, Assistant State's Attorney, Courthouse, 514 East Thayer Avenue, Bismarck, ND 58501, for respondent and appellee.

**Gray v. State**  
**No. 20130064**

**Per Curiam.**

[¶1] Robert A. Gray appeals a district court order denying his application for postconviction relief after an evidentiary hearing. Gray argues he received ineffective assistance of counsel, he should be allowed to withdraw his guilty plea to correct a manifest injustice and the prosecution failed to provide exculpatory evidence. We summarily affirm under N.D.R.App.P. 35.1(a)(2) and N.D.R.App.P. 35.1(a)(4).

[¶2] Gerald W. VandeWalle, C.J.  
Daniel J. Crothers  
Dale V. Sandstrom  
Carol Ronning Kapsner  
Mary Muehlen Maring