

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDWARD EDMOND VANWRIGHT
A/K/A EDWARD EDMOND VAN
WRIGHT,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 43551

FILED

SEP 29 2004

JANETTE M. GLOOM
CLERK OF SUPREME COURT
BY *J. Richard*
CHIEF DEPUTY CLERK

ORDER OF REMAND

This is an appeal from a judgment of conviction, pursuant to a jury verdict, of one count of child abuse involving child sexual abuse. Second Judicial District Court, Washoe County; Connie J. Steinheimer, Judge.


On September 3, 2004, the parties to this appeal filed a joint motion seeking this court's remand of this appeal to the district court, so that the district court may vacate the judgment of conviction in anticipation of the entry of a guilty plea to a lesser charge.

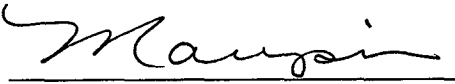
Attached to the joint motion is an order of the district court entered on September 3, 2004, certifying its inclination to vacate the judgment of conviction and allow appellant to enter a plea of guilty to a lesser offense.¹ Cause appearing, we remand this matter to the district court for further proceedings. This order constitutes this court's final disposition of this appeal and is entered without prejudice to appellant's right to challenge his judgment of conviction and sentence by the filing of

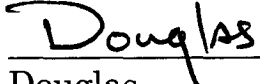
¹See generally Huneycutt v. Huneycutt, 94 Nev. 79, 575 P.2d 585 (1978); Layton v. State, 89 Nev. 252, 510 P.2d 864 (1973).

a timely notice of appeal from the district court's entry of the judgment of conviction of the lesser charge.

It is so ORDERED.


_____, J.
Rose


_____, J.
Maupin


_____, J.
Douglas

cc: Hon. Connie J. Steinheimer, District Judge
John P. Calvert
Attorney General Brian Sandoval/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk