

IN THE SUPREME COURT OF THE STATE OF NEVADA

ADAN DELGADO,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 45713

FILED

OCT 03 2009

ORDER DISMISSING APPEAL

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

This is an appeal from an order of the district court denying appellant's motion to modify his sentence. Eighth Judicial District Court, Clark County; Jackie Glass, Judge.

On September 6, 2005, counsel for appellant filed a motion to withdraw this appeal voluntarily. In the motion, counsel advises that he has informed appellant of the legal effects and consequences of voluntarily withdrawing this appeal, including that appellant cannot hereafter seek to reinstate this appeal, and that any issues that were or could have been brought in this appeal are forever waived. Having been so informed, appellant consents to a voluntary dismissal of this appeal.

Cause appearing, the motion is granted and we
ORDER this appeal DISMISSED.

Maupin, J.
Maupin

Gibbons, J.
Gibbons

Hardesty, J.
Hardesty

cc: Honorable Jackie Glass, District Judge
Joseph A. Scalia II
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk