IN THE SUPREME COURT OF THE STATE OF NEVADA

IVORY JOE HAWKINS, Appellant, vs. THE STATE OF NEVADA, Respondent.

No. 46949

FILED

AUG 0 3 2006

ORDER DISMISSING APPEAL



This is an appeal from a judgment of conviction, pursuant to a guilty plea, of one count of possession of a controlled substance with the intent to sell. Eighth Judicial District Court, Clark County; Donald M. Mosley, Judge.

On June 21, 2006, 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. Having been so informed, appellant consents to a voluntary dismissal of this appeal.

SUPREME COURT OF NEVADA Cause appearing, the motion is granted and we ORDER this appeal DISMISSED.¹

Maupin O

Gibbons

J.

Hardesty, J.

cc: Hon. Donald M. Mosley, District Judge
Michael H. Schwarz
Attorney General George Chanos/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk
Ivory Joe Hawkins

¹Because no remittitur will issue in this matter, <u>see</u> NRAP 42(b), the one-year period for filing a post-conviction habeas corpus petition under NRS 34.726(1) shall commence to run from the date of this order.