

IN THE SUPREME COURT OF THE STATE OF NEVADA

FREDERIC GREEN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

FREDERIC GREEN,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 47031

FILED

JUN 05 2006

No. 47318

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


ORDER ADMINISTRATIVELY CLOSING APPEAL AND
RESCINDING PRIOR ORDER DIRECTING TRANSMISSION
OF JUDGMENT AND RECORD ON APPEAL

The two above-captioned appeals are from the same order of the district court denying a post-conviction petition for a writ of habeas corpus. The appeals were mistakenly docketed in this court as separate matters. Accordingly, we direct the clerk of this court to administratively close the pending appeal in Docket No. 47031, and to transfer all documents relating to that matter to the file in Docket No. 47318. This appeal shall hereafter proceed under Docket No. 47318, in which appellant is represented by appointed counsel.

Further, because appellant's counsel will be filing an appendix in this court, we hereby rescind our prior order entered in Docket No. 47031 on April 28, 2006. The clerk of district court shall no longer be obligated to comply with that order's directives to transmit the record on appeal and a certified copy of the written order of the district court denying appellant's petition.

Finally, in light of this order, we deny as moot counsel's motion of May 24, 2006, to consolidate these matters. We note for counsel's benefit that the time period for filing and serving the opening brief and appendix in this matter shall be calculated from the date that the appeal in Docket No. 47318 was docketed in this court.

It is so ORDERED

 _____, C.J.

cc: Hon. Janet J. Berry, District Judge
Frederic Green
Attorney General George Chanos/Carson City
Washoe County District Attorney Richard A. Gammick
Karla K. Butko
Washoe District Court Clerk