

IN THE SUPREME COURT OF THE STATE OF NEVADA

WILBERT LESLIE A/K/A WILBERT E.  
LESLIE,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 49121

**FILED**

MAY 07 2008

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

ORDER DISMISSING APPEAL

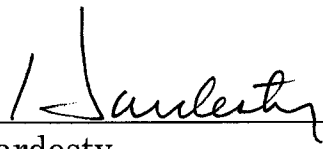
This is an appeal from a judgment of conviction. Eighth Judicial District Court, Clark County; Sally L. Loehrer, Judge.

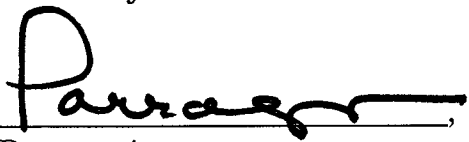
On November 20, 2007, counsel for appellant filed a motion to dismiss this appeal. In the motion to dismiss, counsel indicated that he requested appellant to forward a letter to counsel stating that appellant understood the consequences of dismissing his appeal. Counsel requested this court to dismiss this appeal upon this court's receipt of appellant's letter. On February 29, 2008, counsel submitted to this court a letter from appellant wherein appellant stated: "I understand that there isn't much of anything that [counsel] can do for me on direct appeal. Therefore, I am in agreement and affirmation towards the filing of the motion to dismiss counsel so that I may move forward in my appeal process." We denied the motion to dismiss this appeal because appellant's letter failed to clearly


state his desire to dismiss the appeal and did not indicate that he understood the legal effects and consequences of dismissing his appeal.<sup>1</sup>

On April 28, 2008, counsel for appellant filed a motion to dismiss accompanied by a letter from appellant in which he unequivocally stated that he desired to dismiss his direct appeal and that he understood the legal effects and consequences of forgoing a direct appeal. Therefore, cause appearing, we grant the motion, and we

ORDER this appeal DISMISSED.

  
\_\_\_\_\_, J.  
Hardesty

  
\_\_\_\_\_, J.  
Parraguirre

  
\_\_\_\_\_, J.  
Douglas

cc: Hon. Sally L. Loehrer, District Judge  
Christopher R. Oram  
Attorney General Catherine Cortez Masto/Carson City  
Clark County District Attorney David J. Roger  
Eighth District Court Clerk

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<sup>1</sup>Leslie v. State, Docket No. 49121 (Order Denying Motion to Dismiss Appeal, March 28, 2008).