

IN THE SUPREME COURT OF THE STATE OF NEVADA

JULIAN GRIJALVA,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 49607

FILED

DEC 13 2007

JUANETTE M. BLOOM
CLERK OF SUPREME COURT

DEPUTY CLERK

ORDER RE: ENTRY OF WRITTEN JUDGMENT OR ORDER

This is an appeal from a district court ruling denying appellant's post-conviction motion to withdraw guilty plea. This appeal is subject to the provisions of Nevada Rule of Appellate Procedure 3C. It appears from this court's review of the documents before it that the district court denied the motion. However, this court's review also reveals that as of the date of this order, the district court has not entered a written order memorializing its decision on appellant's motion to withdraw guilty plea. Prior to the entry of a final, written judgment or order, and timely filing of a notice of appeal, the district court technically retains jurisdiction over appellant's case.¹ Thus, a copy of the written judgment or order is essential to a determination of this court's jurisdiction to consider this appeal.

Accordingly, the district court shall have 30 days from the date of this order within which to (1) enter a written judgment or order memorializing its decision relating to the April 16, 2007, motion to withdraw guilty plea, or (2) inform this court that it is reconsidering its

¹See Bradley v. State, 109 Nev. 1090, 1094-95, 864 P.2d 1272, 1274-75 (1993).

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decision. In the event the district court enters a written judgment or order (or has already entered a written judgment or order of which this court is unaware), the clerk of the district court shall immediately transmit a certified copy of the judgment or order to the clerk of this court.

It is so ORDERED.

Maupin, C.J.

cc: Hon. Kenneth C. Cory, District Judge
Draskovich & Oronoz, P.C.
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk