

IN THE SUPREME COURT OF THE STATE OF NEVADA

PEDRO ROSALES-MARTINEZ,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 52987

FILED

APR 21 2009

ORDER DISMISSING APPEAL

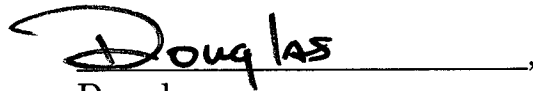
TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY: 
DEPUTY CLERK

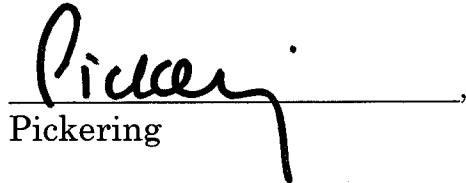
This is an appeal from an amended judgment of conviction.
Second Judicial District Court, Washoe County; Janet J. Berry, Judge.

On April 14, 2009, counsel for appellant filed a notice of withdrawal of appeal. We elect to construe the notice as a motion to withdraw this appeal voluntarily. In the motion, counsel advises this court 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.¹

 J.
Parraguirre

 J.
Douglas

 J.
Pickering

cc: Hon. Janet J. Berry, District Judge
Eric W. Lerude
Attorney General Catherine Cortez Masto/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk
Pedro Rosales-Martinez

¹Because no remittitur will issue in this matter, see 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.