

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT H. JENNINGS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 34797

**FILED**

OCT 27 1999

JANETTE M. BILLY  
CLERK OF SUPREME  
BY *J. B. [Signature]*  
CHIEF DEPUTY

ROBERT H. JENNINGS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 34898

O R D E R

These are appeals from separate judgments of conviction filed in separate district court cases.

On October 8, 1999, counsel for appellant filed a motion to dismiss Docket Number 34797. This appeal relates to district court case number CR97-1778, from Department 8 of the Second Judicial District Court. The judgment of conviction was appealed and decided by this court in Jennings v. State, Docket No. 33037 (Order Dismissing Appeal, December 8, 1998). Counsel informs this court that the instant notice of appeal in Docket Number 34797 was inadvertently filed from the same district case number that had already been appealed. It is clear, however, from the notice of appeal that appellant intended to

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appeal from a judgment of conviction in district court case number CR97-2322. Appellant has filed a timely notice of appeal in that case, and that appeal has been docketed in this court as Docket No. 34898.

Accordingly, the clerk of this court is directed to close administratively Docket No. 34797. The clerk of this court shall transfer to Docket No. 34898 all documents filed or received in Docket No. 34797. This appeal shall proceed under Docket No. 34898.

It is so ORDERED.

 \_\_\_\_\_, C.J.

cc: Hon. Steven R. Kosach, District Judge  
Attorney General  
Washoe County District Attorney  
Washoe County Public Defender  
John P. Calvert  
Washoe County Clerk