

IN THE SUPREME COURT OF THE STATE OF NEVADA

SEAN JAY DAVIS A/K/A SHAWN JAY  
DAVIS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 55345

**FILED**

**MAY 10 2010**

TRACEE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from an order revoking probation and imposing sentence. Seventh Judicial District Court, White Pine County; Steve L. Dobrescu, Judge. Appellant's counsel has filed a notice of withdrawal of appeal. We elect to treat the notice as a motion to withdraw this appeal voluntarily. 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.<sup>1</sup>

Hardesty, J.  
Hardesty

Douglas, J.  
Douglas

Pickering, J.  
Pickering

cc: Hon. Steve L. Dobrescu, District Judge  
State Public Defender/Carson City  
State Public Defender/Ely  
Attorney General/Carson City  
White Pine County District Attorney  
White Pine County Clerk  
Sean Jay Davis

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<sup>1</sup>Because 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.