

IN THE SUPREME COURT OF THE STATE OF NEVADA

DOUGLAS POTTER,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 55380

FILED

SEP 30 2010


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

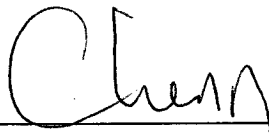
ORDER DISMISSING APPEAL

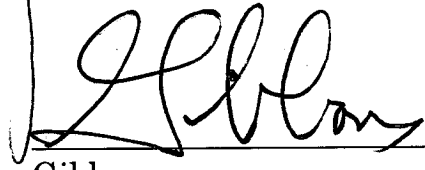
This is an appeal from a judgment of conviction, pursuant to a jury verdict, of first-degree murder with the use of a deadly weapon. Seventh Judicial District Court, White Pine County; Dan L. Papez, Judge. Appellant's counsel has filed a notice of withdrawal of appeal. Counsel advises this court that 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. Thus informed, appellant consents to a voluntary dismissal of

this appeal. Cause appearing, the motion is granted and we

ORDER this appeal DISMISSED.¹


_____, J.
Saitta


_____, J.
Cherry


_____, J.
Gibbons

cc: Hon. Dan L. Papez, District Judge
White Pine Co. Clerk
Attorney General/Carson City
Attorney General/Ely
State Public Defender/Carson City
Douglas Potter

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.