

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL GEORGE ZANFINO,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 56157

FILED

NOV 05 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 guilty plea, of obtaining and using personal identification of another. Eighth Judicial District Court, Clark County; Linda Marie Bell, Judge. Appellant has submitted letters indicating that he wishes to withdraw this appeal voluntarily. The clerk of this court shall file the proper person letters received on August 26, 2010, and September 20, 2010. Appellant informs this court that he understands the legal effects and consequences of voluntarily withdrawing this appeal. Appellant further informs this court that he is pursuing other measures, including sentence modification and a post-conviction writ. Cause appearing, we grant the motion, see Jones v. Barnes, 463 U.S. 745, 751 (a defendant has the ultimate

authority to make fundamental decision of whether to take an appeal),
and

ORDER this appeal DISMISSED.¹

Hardesty, J.
Hardesty

Douglas, J.
Douglas

Pickering, J.
Pickering

cc: Hon. Linda Marie Bell, District Judge
Attorney General/Carson City
Clark County District Attorney
Clark County Public Defender
Michael George Zanfino
Eighth District Court Clerk

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.