

IN THE SUPREME COURT OF THE STATE OF NEVADA

SUMMER LEE HARRIS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 57642

FILED

OCT 07 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *A. Ingold*
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a judgment of conviction, pursuant to a jury verdict, of embezzlement. Seventh Judicial District Court, Lincoln County; Dan L. Papez, Judge. Appellant's counsel has filed a notice of voluntary withdrawal of this 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. Having been so informed, appellant consents to a voluntary dismissal of this appeal. Cause

appearing, we

ORDER this appeal DISMISSED.^{1, 2}

Cherry, J.
Cherry

Gibbons, J.
Gibbons

Pickering, J.
Pickering

cc: Hon. Dan L. Papez, District Judge
Dylan V. Frehner
Summer Lee Harris
Attorney General/Carson City
Lincoln County District Attorney
Lincoln County 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.

²The oral argument scheduled in this appeal for Tuesday, October 11, 2011, at 10:30 a.m. at Lincoln County High School will now be held for educational purposes only.