

IN THE SUPREME COURT OF THE STATE OF NEVADA

JULIA WARE USRY,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 58430

FILED

AUG 23 2011

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 assault with a deadly weapon. Seventh Judicial District Court, Eureka County; Steve L. Dobrescu, Judge. On August 3, 2011, appellant's counsel filed 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.¹

Gibbons, J. Cherry, J.
Gibbons Cherry
Pickering, J.
Pickering

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.

cc: Hon. Steve L. Dobrescu, District Judge
Julia Ware Usry
State Public Defender/Ely
State Public Defender/Carson City
Attorney General/Carson City
Attorney General/Ely
Eureka County District Attorney
Eureka County Clerk