

IN THE SUPREME COURT OF THE STATE OF NEVADA

HIRAN PUJOL,

No. 35538

Appellant,

FILED

vs.

MAR 15 2000

THE STATE OF NEVADA,

Respondent.

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richard*
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

This appeal is taken from various district court rulings rendered from the bench in October, 1995, and November 1995, concerning appellant's post-conviction petition for a writ of habeas corpus. After the filing of the notice of appeal in the district court on December 5, 1995, appellant failed to cause transmission of the record on appeal to this court or to take any other steps in furtherance of this appeal. See NRAP 11(a)¹; see also, *City of Las Vegas v. Int'l Ass'n Firefighters*, 110 Nev. 449, 874 P.2d 735 (1994) (the Nevada Rules of Appellate Procedure place the burden of ensuring timely transmission of the record on appeal on the appellant). Consequently, the notice of appeal was not received or docketed in this court until January 26, 2000.

On this same date, this court entered an order directing appellant's counsel, attorney Donn M. Ianuzi, to inform this court in writing of the status of this appeal. On February 29, 2000, attorney Ianuzi filed a Notice of Withdrawal of Appeal. The notice states that appellant, through attorney Ianuzi, "hereby withdraws his Appeal" in this matter.

¹ The Nevada Rules of Appellate Procedure in effect prior to the September 1, 1996, revisions and amendments govern this appeal.

Accordingly, pursuant to appellant's notice of withdrawal we hereby dismiss this appeal.

It is so ORDERED.

Young, J.
Agosti, J.
Leavitt, J.

cc: Hon. Jack Lehman, District Judge
Attorney General
Clark County District Attorney
Donn M. Ianuzi
Clark County Clerk