

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID J. MAZZOLA,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 62058

**FILED**

JAN 09 2013

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a judgment of conviction, pursuant to a guilty plea, of trespass and malicious destruction of property. Eighth Judicial District Court, Clark County; Douglas W. Herndon, Judge.

Appellant has filed a notice of voluntary withdrawal of this appeal, stating that he has been informed of the facts, circumstances, and possible effects of dismissing this appeal and, having been so informed, he consents to a voluntary dismissal of this appeal. Cause appearing, we

ORDER this appeal DISMISSED.<sup>1</sup>

*[Signature]*, J.  
Gibbons

*[Signature]*, J.  
Douglas

*[Signature]*, J.  
Saitta

<sup>1</sup>Because 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. Douglas W. Herndon, District Judge  
Clark County Public Defender  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk  
David J. Mazzola