

IN THE SUPREME COURT OF THE STATE OF NEVADA

NEIL CARLOS AUSTRIA,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 68212

FILED

OCT 23 2015

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is an appeal from a judgment of conviction. Eighth
Judicial District Court, Clark County; Valerie Adair, 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.¹ Cause appearing, we

ORDER this appeal DISMISSED.²

Saitta, J.

Saitta

Gibbons J.

Gibbons

Pickering, J.

Pickering

¹ We deny as moot respondent's motion for an extension of time to file the fast track response.

² 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. Valerie Adair, District Judge
Las Vegas Defense Group, LLC
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk