

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN STAHL,

No. 37066

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

FILED

NOV 16 2001

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

ORDER DISMISSING APPEAL

This is a proper person appeal from an order of the district court denying appellant's post-conviction petition for a writ of habeas corpus. On October 29, 2001, this court received a notice of withdrawal of appeal signed by appellant. Appellant informs this court that he understands "the legal effects and consequences of this voluntary withdrawl [sic] of this appeal, including that I cannot hereafter seek to reinstate this appeal and that any issues that were or could have been raised in this appeal are forever waived." Appellant states that he "requests and consents" to the voluntary dismissal of this appeal. We elect to construe this notice as a motion to voluntarily withdraw the appeal pursuant to NRAP 42(b). Cause appearing, the motion is granted, and we

ORDER this appeal DISMISSED.¹

Shearing J.
Shearing

Rose J.
Rose

Becker J.
Becker

¹We have considered all proper person documents filed or received in this matter. We conclude that appellant is entitled only to the relief described herein.

cc: Hon. Dan L. Papez, District Judge
Attorney General/Carson City
White Pine County District Attorney
John Stahl
White Pine County Clerk