

IN THE SUPREME COURT OF THE STATE OF NEVADA

JERRY LEE BASS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 38443

**FILED**

**APR 30 2002**

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. B. [Signature]*  
CHIEF DEPUTY CLERK

ORDER DISMISSING APPEAL

Appellant has filed a motion to dismiss this appeal voluntarily. The motion is accompanied by a signed declaration of appellant which indicates that appellant's counsel of record has explained the consequences of dismissal to appellant and that appellant has agreed with counsel that the most appropriate legal strategy at this point is to pursue a post-conviction petition for a writ of habeas corpus in the district court. Accordingly, cause appearing, the motion is granted, and we hereby

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

*Young* \_\_\_\_\_, J.  
Young  
*Agosti* \_\_\_\_\_, J.  
Agosti  
*Leavitt* \_\_\_\_\_, J.  
Leavitt

<sup>1</sup>In lieu of the issuance of the remittitur, we conclude that the one-year period for filing a post-conviction petition for a writ of habeas corpus in the district court under NRS 34.726(1) shall commence to run from the date of this order.

cc: Hon. Sally L. Loehrer, District Judge  
Hinds & Morey  
Attorney General/Carson City  
Clark County District Attorney  
Clark County Clerk