

IN THE SUPREME COURT OF THE STATE OF NEVADA

PAUL SCOTT KLEIN,

No. 38478

Appellant,

**FILED**

vs.

NOV 16 2001

THE STATE OF NEVADA,

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

Respondent.

ORDER DISMISSING APPEAL AND VACATING PRIOR ORDER  
DIRECTING TRANSMISSION OF RECORD ON APPEAL IN DOCKET  
NO. 38478

On October 15, 2001, this court received a proper person letter. Appellant states that he wishes to dismiss his appeal so that he may make an application before the Pardons Board. We elect to construe this letter as a motion to voluntarily withdraw the appeal pursuant to NRAP 42(b). Cause appearing, the motion is granted, and we dismiss the appeal. Further, we vacate that portion of our October 23, 2001 order directing the clerk of the district court to transmit the record on appeal in Docket No. 38478.

It is so ORDERED.

*Shearing* J.  
Shearing

*Rose* J.  
Rose

*Becker* J.  
Becker

cc: Hon. Michael L. Douglas, District Judge  
Attorney General/Carson City  
Clark County District Attorney  
Paul Scott Klein  
Clark County Clerk