

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES W. ANDERSON, JR.,

No. 38563

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

FILED

NOV 20 2001

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

ORDER DISMISSING APPEAL AND VACATING PRIOR ORDER
DIRECTING TRANSMISSION OF RECORD ON APPEAL IN DOCKET

NO. 38563

On October 19, 2001, this court received a proper person motion to expedite dismissal of appeal. 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. 38563.

It is so ORDERED.

Young _____ J.
Young

Agosti _____ J.
Agosti

Leavitt _____ J.
Leavitt

cc: Hon. Donald M. Mosley, District Judge
Attorney General/Carson City
Clark County District Attorney
James W. Anderson Jr.
Clark County Clerk

01-19457