

IN THE SUPREME COURT OF THE STATE OF NEVADA

COREY BRYCE SMITH,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 40133

FILED
OCT 23 2002

OCT 23 2002

ORDER DISMISSING APPEAL

CLERK OF SUPREME COURT
BY J. Richard
CHIEF DEPUTY CLERK

This is an appeal from a judgment of conviction. On October 4, 2002, counsel for appellant filed a motion to withdraw this appeal voluntarily. In the motion, counsel advises 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.

Cause appearing, the motion is granted and we
ORDER this appeal DISMISSED.¹

Shearing, J.
Shearing

Leavitt, J.
Leavitt

Becker, J.
Becker

¹Because 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. Steven R. Kosach, District Judge
Attorney General/Carson City
Washoe County District Attorney
Washoe County Public Defender
Washoe District Court Clerk