

IN THE SUPREME COURT OF THE STATE OF NEVADA

FREDRICK J. BENSON A/K/A
FREDERICK BENSON A/K/A FREDDIE
BENSON, JR.,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 40379

FILED

NOV 22 2002

JUDITH A. BROWN
CLERK OF THE SUPREME COURT
J. Richard
COURT CLERK

FREDRICK J. BENSON A/K/A
FREDDIE BENSON, JR., A/K/A
FREDERICK BENSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 40463

ORDER ADMINISTRATIVELY CLOSING APPEAL

On October 16, 2002, appellant filed a proper person notice of appeal in the district court. This court docketed the appeal under Docket No. 40379. Thereafter, counsel for appellant also filed a notice of appeal respecting the same proceedings, and this court separately docketed that appeal under Docket No. 40463.¹ Because two separate appeals from the

¹The notices of appeal designate the district court's order denying a pre-sentence motion to withdraw a guilty plea as the order from which the appeal has been taken. The documents before this court establish, however, that appellant has, in fact, timely appealed from the final judgment of conviction. Notably, appellant may raise any claims respecting the denial of his pre-sentence motion in an appeal from the judgment of conviction. See Hargrove v. State, 100 Nev. 498, 686 P.2d 222 (1984) (an order denying a pre-sentence motion to withdraw a guilty plea may be reviewed on direct appeal from the judgment of conviction); NRS 177.045 (any intermediate order forming part of the record may be reviewed on appeal from the final judgment).

