

IN THE SUPREME COURT OF THE STATE OF NEVADA

MELODY ARMSTRONG,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 42131

**FILED**

NOV 21 2003

ORDER DISMISSING APPEAL

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

This is an appeal from a judgment of conviction. On October 17, 2003, the parties to this appeal filed a stipulation to withdraw this appeal voluntarily. In the affidavit attached to the stipulation, counsel for appellant advises that he has informed appellant of the legal effects and consequences of voluntarily withdrawing this appeal. 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.<sup>1</sup>

*Rose*  
\_\_\_\_\_, J.  
Rose

*Leavitt*  
\_\_\_\_\_, J.  
Leavitt

*Maupin*  
\_\_\_\_\_, J.  
Maupin

<sup>1</sup>Because 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. Archie E. Blake, District Judge  
Rusty D. Jardine  
Attorney General Brian Sandoval/Carson City  
Churchill County District Attorney  
Churchill County Clerk