

IN THE SUPREME COURT OF THE STATE OF NEVADA

STEVEN FLOYD VOSS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 42307

FILED

SEP 17 2004

ORDER DENYING REHEARING

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

Rehearing denied.¹ NRAP 40(c).

It is so ORDERED.

Rose J.
Rose

Maupin J.
Maupin

Douglas J.
Douglas

¹In Sullivan v. State, 120 Nev. ___, ___ P.3d ___ (2004), this court recently held that claims that could have been previously presented in a timely post-conviction petition could not be considered timely under NRS 34.726 merely because they were filed within one year of the entry of an amended judgment of conviction. Thus, appellant's petition below was not only successive, but under our holding in Sullivan, appellant failed to demonstrate good cause to overcome the time bar set forth in NRS 34.726.

cc: Hon. Steven P. Elliott, District Judge
Steven Floyd Voss
Attorney General Brian Sandoval/Carson City
Washoe County District Attorney Richard A. Gammick
Washoe District Court Clerk