

IN THE SUPREME COURT OF THE STATE OF NEVADA

FERRILL JOSEPH VOLPICELLI,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 70126

FILED

SEP 30 2016

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER REGARDING MOTIONS

This is a pro se appeal from an order denying a postconviction petition for a writ of habeas corpus. On June 29, 2016, this court entered an order, among other things, granting what the court understood to be appellant's request to substitute a memorandum of points and authorities for the informal brief for pro se parties. Appellant has filed a motion for clarification informing this court that he intended his "Memorandum of Points and Authorities in Support of Notice of Appeal" to serve as the brief on appeal. The memorandum is included in the record on appeal; accordingly we grant the motion. We clarify that the points and authorities filed concomitantly with the notice of appeal shall be reviewed in its entirety.

Assistant Solicitor general Clark Leslie has filed a motion to withdraw as counsel for the attorney general's office on the ground that the correct representation for the respondent State of Nevada is the Clark County District Attorney. The State of Nevada is an interested party in an appeal from an order denying a petition. NRS 34.575(2). No good cause appearing, we deny the motion.

It is so ORDERED.

, C.J.

cc: Ferrill Joseph Volpicelli
Attorney General/Carson City
Washoe County District Attorney