

IN THE SUPREME COURT OF THE STATE OF NEVADA

NORMAN DAVID BELCHER, JR.,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 72325

FILED

MAY 09 2017

ELIZABETH A. BROWN
CLERK OF THE SUPREME COURT
A. Wilcox
DEPUTY CLERK

*ORDER GRANTING MOTION TO WITHDRAW AND REMANDING FOR
APPOINTMENT OF COUNSEL*

This is a direct appeal from a judgment of conviction and a sentence of death. Counsel for appellant has filed a motion to withdraw explaining that he has been appointed by Governor Sandoval to the Eighth Judicial District Court bench. Cause appearing, we grant the motion to withdraw. *See* CJC 3.10. The clerk of this court shall remove Mark B. Bailus as counsel of record for appellant.

We remand this appeal to the district court for the limited purpose of securing appellate counsel for appellant. *See Evitts v. Lucey*, 469 U.S. 387 (1985). The district court shall have 30 days from the date of this order to appoint counsel for appellant who is qualified to represent an appellant on direct appeal from a judgment of conviction and sentence of death. *See* SCR 250(2)(d). Upon the appointment or appearance of appellate counsel, the district court clerk shall immediately transmit to the clerk of this court a copy of the district court's written or minute order or counsel's notice of appearance.

The briefing schedule is suspended pending further order of this court.

It is so ORDERED.

Cherry, C.J.

17-15483

cc: Hon. Elissa F. Cadish, District Judge
Bailus Cook & Kelesis
Attorney General/Carson City
Clark County District Attorney
Norman David Belcher, Jr.
Eighth District Court Clerk