

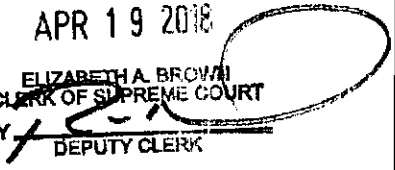
IN THE SUPREME COURT OF THE STATE OF NEVADA

THOMAS WILLIAM RANDOLPH,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 73825

**FILED**

APR 19 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

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

This is a direct appeal from a judgment of conviction in a death penalty case. Counsel for appellant has filed a motion to withdraw pursuant to RPC 1.16(b)(7); *Young v. State*, 120 Nev. 963, 102 P.3d 572 (2004). Cause appearing, we grant the motion to withdraw. The clerk of this court shall remove Jo Nell Thomas and the Special Public Defender's office 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. Lacey*, 469 U.S. 387 (1985). If appellant is indigent, the district court shall have 30 days from the date of this order to appoint counsel for appellant. If the district court determines that appellant is not indigent, the district court shall direct appellant to retain counsel and cause counsel to enter a notice of appearance with the district court within 30 days. Within 5 days of the appointment or appearance of counsel, the district court shall: (1) transmit to the clerk of this court a copy of the district court's written or minute order;

and (2) serve a copy of this order of remand on appellant's counsel. Briefing of this appeal shall be suspended pending further order of this court.

It is so ORDERED.

, C.J.

cc: Hon. Stefany Miley, District Judge  
Special Public Defender  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk