

IN THE SUPREME COURT OF THE STATE OF NEVADA

EVARISTO JONATHAN GARCIA,
Appellant,
vs.
JAMES DZURENDA, DIRECTOR,
Respondent.

No. 80255

FILED

FEB 01 2021

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Yoney
DEPUTY CLERK

ORDER REINSTATING BRIEFING

This is an appeal from an order denying a postconviction petition for a writ of habeas corpus. On April 10, 2020, this court suspended the briefing schedule in this appeal and remanded to the district court to allow the district court to rule on appellant's pending timely motion to alter or amend the judgment. *See* NRAP 12A; *Foster v. Dingwall*, 126 Nev. 49, 228 P.3d 453 (2010); *Huneycutt v. Huneycutt*, 94 Nev. 79, 575 P.2d 585 (1978).

The district court has held the hearing and has transmitted its order denying appellant's postconviction petition for writ of habeas corpus. Accordingly, the briefing in this appeal is reinstated as follows. Appellant shall have 60 days from the date of this order to file and serve the opening brief and appendix. Thereafter, briefing shall proceed in accordance with NRAP 31(a)(1).

It is so ORDERED.

1. Sanchez, C.J.

cc: Federal Public Defender/Las Vegas
Attorney General/Carson City
Clark County District Attorney