

IN THE SUPREME COURT OF THE STATE OF NEVADA

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

No. 80255

FILED

MAY 25 2022

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER DENYING EN BANC RECONSIDERATION

Having considered the petition on file herein, we have concluded that en banc reconsideration is not warranted. NRAP 40A. Accordingly, we

ORDER the petition DENIED.¹

[Signature], C.J.
Parraguirre

[Signature], J.
Hardesty

[Signature], J.
Stiglich

[Signature], J.
Cadish

[Signature], J.
Herndon

PICKERING, J., dissenting:

I would order an answer and therefore dissent.

[Signature], J.
Pickering

¹The Honorable Abbi Silver, Justice, did not participate in the decision of this matter.

cc: Hon. David M. Jones, District Judge
Federal Public Defender/Las Vegas
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk