

IN THE SUPREME COURT OF THE STATE OF NEVADA

KODY W. HARLAN,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 80318

**FILED**

**FEB 27 2020**

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

**ORDER GRANTING MOTION TO WITHDRAW AND REMANDING TO  
SECURE APPELLATE COUNSEL**

This is a direct appeal from a judgment of conviction. The motion of K. Ryan Helmick to withdraw as counsel for appellant is granted. NRAP 46(d)(3)(i). The clerk shall remove Mr. Helmick as counsel of record for appellant.

This appeal is remanded for the limited purpose of securing counsel for appellant. *Evitts v. Lucey*, 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 is suspended pending further order of this court.

It is so ORDERED.

Pickering, C.J.

cc: Hon. Douglas W. Herndon, District Judge  
Richard Harris Law Firm  
Kody W. Harlan  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk