

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

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R. H-I.,	)	
	)	
Appellant,	)	
	)	
Vs.	)	
	)	
THE STATE OF NEVADA,	)	
	)	
Respondent.	)	
	)	

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Electronically Filed  
Mar 03 2022 07:27 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court  
Case No. 83313

**MOTION FOR DISMISSAL OF APPEAL**

COMES NOW Appellant, R H-I, by and through Chief Deputy Public Defender, NADIA HOJJAT, appellant has entered into a negotiation, pursuant to the negotiation, the appellant has agreed to dismiss the appeal. This Motion is based upon the attached Declaration of counsel.

DATED this 3<sup>rd</sup> day of March, 2022.

DARIN F. IMLAY  
CLARK COUNTY PUBLIC DEFENDER

By /s/ Nadia Hojjat  
NADIA HOJJAT, #12401  
Deputy Public Defender  
309 So. Third Street, Suite #226  
Las Vegas, Nevada 89155-2610  
(702) 455-4685

## **DECLARATION OF NADIA HOJJAT**

1. I am an attorney duly licensed to practice law in the State of Nevada and the Chief Deputy Public Defender assigned to represent R. H-I., on appeal currently pending before this Court.

2. The Notice of Appeal in this matter was filed July 26, 2021.

3. The Opening Brief was due to be filed December 1, 2021.

4. On November 30, 2021, a Stipulation was filed requesting an extension of time to file the Opening Brief.

5. On December 2, 2021, this Honorable Court filed an Order approving the stipulation, making the Opening Brief due January 3, 2022.

6. On January 3, 2022, Appellant filed a motion for an extension or to dismiss the appeal. This Honorable Court granted said motion extending the due date until today, February 2, 2022.

7. I discussed the status of R. H-I's appeal with Appellant and R. H-I's desire to terminate the appeal of this matter. We discussed the legal effects and consequences of a voluntary withdrawal of his appeal, and I explained that the appeal cannot be reinstated and that all issues that were or could have been raised in the appeal of the certification are forever waived. Mr. R. H-I told me that he understood this and desired to withdraw his appeal.

8. Appellant has entered into a negotiation and pursuant to the negotiation, Appellant has agreed to withdraw his notice of appeal.

Accordingly, I am requesting that this Honorable Court dismiss the instant appeal of this matter.

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED on the 3<sup>rd</sup> day of March, 2022.

/s/ Nadia Hojjat  
NADIA HOJJAT

### **CERTIFICATE OF SERVICE**

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 3<sup>rd</sup> day of March, 2022. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

AARON D. FORD  
ALEXANDER CHEN  
JONATHAN VANBOSKERCK

NADIA HOJJAT  
JAMES ROBISON

BY /s/ Carrie M. Connolly  
Employee, Clark County Public  
Defender's Office