

IN THE SUPREME COURT OF THE STATE OF NEVADA

SIAOSI VANISI,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

No. 35249

FILED

JUN 22 2001

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

ORDER RECALLING AND STAYING REMITTITUR

On May 17, 2001, this court entered an opinion affirming the district court's judgment of conviction imposing a sentence of death. On June 12, 2001, the clerk of this court issued the remittitur. See NRAP 41(a) (remittitur shall issue 25 days after the entry of judgment).

On June 13, 2001, appellant filed a "Motion for Order Staying Remittitur Pending Application for Certiorari." Thereafter, on June 18, 2001, appellant filed a motion to recall and to stay issuance of the remittitur. The basis for the motions is that appellant intends to file a petition for a writ of certiorari with the United States Supreme Court.

Good cause appearing, we grant appellant's motions. We hereby recall the remittitur issued on June 12, 2001. Further, we stay re-issuance of the remittitur for sixty (60) days from the date of this order. See NRAP 41(b) (remittitur shall be stayed for 60 days pending application for a writ of certiorari to the United States Supreme Court). If, during the period of the stay, the clerk of this court receives notice from the clerk of the United States Supreme Court that appellant has filed a petition for a writ of certiorari, the stay shall continue in effect until final disposition of the certiorari proceedings. Otherwise, the clerk of this court

shall issue the remittitur seventy (70) days from the date of this order.

It is so ORDERED.

 A, C.J.

cc: Hon. Connie J. Steinheimer, District Judge
Attorney General
Washoe County District Attorney
Washoe County Public Defender
Washoe County Clerk