



application to revoke.” The State answered in its Accelerated Docket brief filed in this Court May 17, 2001, that “[t]he State agrees that the trial court lacked jurisdiction to revoke the Appellant’s expired suspended sentence in Case No. CF-96-551.”

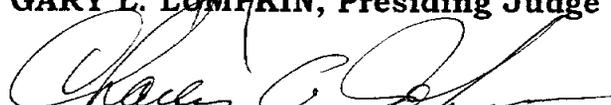
On July 16, 2001, Appellant filed a “Notice to the Court of State’s Confession of Error, with Motion to Grant Relief on the Briefs and Strike Oral Argument.” Appellant requests that “[i]n the interest of judicial efficiency and economy, the case be remanded with instructions to dismiss the revocation of his suspended sentence in CF-96-551 based on the briefs already on file in this case, and that the oral argument scheduled for 1:30 p.m. September 6, 2001, be stricken.”

We agree. Accordingly, the revocation of Appellant’s suspended sentence in District Court Case No. CF-96-437 is **AFFIRMED** and the revocation of Appellant’s suspended sentence in District Court Case No. CF-96-551 is **REVERSED** and **REMANDED** to the District Court of Garfield County with instructions to **DISMISS**. Oral argument scheduled for Thursday, September 6, 2001, at 1:30 p.m., is **STRICKEN**.

**IT IS SO ORDERED.**

**WITNESS OUR HANDS AND THE SEAL OF THIS COURT** this 10<sup>th</sup> day of August, 2001.

  
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**GARY L. LUMPKIN, Presiding Judge**

  
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**CHARLES A. JOHNSON, Vice Presiding Judge**

*Charles S. Chapel*

CHARLES S. CHAPEL, Judge

**RECUSED**

RETA M. STRUBHAR, Judge

*Steve Lile*

STEVE LILE, Judge

ATTEST:

*James Lattman*  
Clerk