

IN THE SUPREME COURT  
STATE OF NORTH DAKOTA

**ORDER ON PETITION FOR REHEARING**

Supreme Court No. 20220351  
Ransom Co. No. 2022-CV-00051

**Byron Whetsel,**

**Petitioner and Appellant**

**v.**

**The State of North Dakota,**

**Respondent and Appellee**

[¶1] This appeal was considered by the Court at the March 2023 term and an opinion was filed on March 31, 2023. A petition for rehearing was filed by Benjamin C. Pulkrabek, for the Appellant. The Court considered the matter, and

[¶2] ORDERED AND ADJUDGED, that the petition be and is hereby **DENIED**.

[¶3] AND IT IS FURTHER ORDERED, that this cause be and it is hereby remanded to the District Court for further proceedings according to law, and the judgment of this Court.

Dated: April 25, 2023

[¶4] Jon J. Jensen, C.J.  
Daniel J. Crothers  
Lisa Fair McEvers  
Jerod E. Tufte  
Douglas A. Bahr

