

IN THE SUPREME COURT OF THE STATE OF NEVADA

DOUGLAS LEE BOWMER,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
DONALD M. MOSLEY, DISTRICT
JUDGE,

Respondents,

and

THE STATE OF NEVADA,
Real Party in Interest.

No. 42952

FILED

APR 22 2004

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. R. [Signature]*
CHIEF DEPUTY CLERK

ORDER DENYING PETITION

This original petition for a writ of mandamus or prohibition challenges an order of the district court revoking petitioner's probation. Having reviewed the petition and the supporting documentation, we conclude that our intervention by way of extraordinary writ is unwarranted. In particular, we note that an appeal from the order in question would have provided petitioner with a plain, speedy, adequate remedy in the ordinary course of the law.¹

¹See NRS 34.170; NRS 34.330. Petitioner argues that that an appeal would not have provided an adequate remedy because "in all likelihood [petitioner] will expire his sentence prior to having this matter decided on an appeal." We reject this contention. Notably, the fast track provisions of NRAP 3C would have applied to an appeal.

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Accordingly, we
ORDER the petition DENIED.

Becker, J.
Becker

Agosti, J.
Agosti

Gibbons, J.
Gibbons

cc: Hon. Donald M. Mosley, District Judge
Potter Law Offices
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk

... continued

Moreover, petitioner could have expedited the filing of the fast track statement and appendix, and moved this court to expedite its consideration of any appeal.