

IN THE SUPREME COURT OF THE STATE OF NEVADA

NATHANIEL JOSEPH SOUZA AND
BRADLEY JAMES SOUZA,
Petitioners,

vs.

THE SECOND JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
WASHOE, AND THE HONORABLE
JEROME M. POLAHA, DISTRICT
JUDGE,
Respondents,
and
THE STATE OF NEVADA,
Real Party in Interest.

No. 43080

FILED

MAY 06 2004

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

ORDER DENYING PETITION

This original petition for a writ of mandamus or prohibition challenges the district court's denial of pre-trial petitions for a writs of habeas corpus contesting an indictment and the district court's denial of certain claims asserted in petitioners' motion to dismiss.

Having reviewed the petition and the supporting documentation, this court is not persuaded that its intervention by way of extraordinary writ is warranted at this time. Accordingly, we

ORDER the petition DENIED.¹

Becker, J.
Becker

Agosti, J.
Agosti

Gibbons, J.
Gibbons

cc: Hon. Jerome Polaha, District Judge
Law Office of David R. Houston
Kenneth E. Lyon III
Washoe County District Attorney Richard A. Gammick
Laurence Peter Digesti
Washoe District Court Clerk

¹We further deny as moot petitioner's request for an order staying the district court proceedings in connection with the justice's court action wherein petitioners were bound over for trial following a preliminary examination.