

IN THE SUPREME COURT OF THE STATE OF NEVADA

RICHARD A. WILLER, AN
INDIVIDUAL; MARGARET A. WILLER,
AN INDIVIDUAL; AND RICHARD A.
WILLER AND MARGARET A. WILLER,
AS TRUSTEES OF THE WILLER
REVOCABLE FAMILY TRUST DATED
THE 15TH DAY OF DECEMBER, 2000,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK. AND THE HONORABLE
JENNIFER TOGLIATTI, DISTRICT
JUDGE,

Respondents,

and

SHADOW HILLS MASTER
ASSOCIATION, A NEVADA NON-
PROFIT MUTUAL BENEFIT
CORPORATION; AND PERMA-BILT, A
NEVADA CORPORATION,
Real Parties in Interest.

No. 43138

FILED

MAY 06 2004

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

ORDER DENYING PETITION FOR WRIT OF PROHIBITION

This original petition for a writ of prohibition challenges a district court order denying petitioners' motion to dismiss a complaint for lack of subject matter jurisdiction based on the real parties in interest's failure to comply with required alternative dispute resolution procedures before filing the underlying district court action. We have considered this petition, and we are not satisfied that this court's intervention by way of

extraordinary relief is warranted at this time. Accordingly, we deny the petition.¹

It is so ORDERED.

Becker, J.
Becker

Agosti, J.
Agosti

Gibbons, J.
Gibbons

cc: Hon. Jennifer Togliatti, District Judge
Law Offices of James R. Adams
Goold, Patterson, Ales, Roadhouse & Day, Chtd.
Wolf, Rifkin, Shapiro & Schulman, LLP
Clark County Clerk

¹See NRAP 21(b); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).