

IN THE SUPREME COURT OF THE STATE OF NEVADA

JUAN X. HIGH,
Petitioner,

vs.

REV. DR. JANE FORAKER-
THOMPSON; MICHAEL BUDGE,
WARDEN, NEVADA STATE PRISON; J.
M. SCHOMIG, WARDEN, HIGH
DESERT STATE PRISON; JAMES
BACA, AWP, NSP; CHARLES
MCBURNEY, AWO, HDSP; AND
MARTHA R. SIMS, AWP, HDSP,
AGAINST THEIR INDIVIDUAL
CAPACITY AND THEIR OFFICIAL
CAPACITY, AND ANY OF THEIR
AGENTS, SUBORDINATES OR
SUCCESSORS OF OFFICE,
Respondents.

No. 43264

FILED

SEP 15 2004

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

ORDER DENYING PETITION FOR
WRIT OF MANDAMUS

This original proper person petition for a writ of mandamus challenges respondents' alleged violations of petitioner's right to the free exercise of religion and respondents' alleged retaliation against petitioner in response to grievances filed by petitioner and petitioner's continued practice of his religion. 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.¹ Accordingly, we deny the petition.²

It is so ORDERED.³

Becker, J.
Becker

Agosti, J.
Agosti

Gibbons, J.
Gibbons

cc: Attorney General Brian Sandoval/Carson City
Juan X. High

¹We note that a writ of mandamus will not issue if petitioner has a plain, speedy, and adequate remedy in the ordinary course of law. NRS 34.170.

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

³Although petitioner was not granted leave to file papers in proper person, see NRAP 46(b), we have considered the proper person documents received from him. Additionally, we conclude that petitioner has demonstrated good cause to waive the filing fee in this matter, see NRAP 21(e), therefore no filing fee is due.