

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES R. HIMES,  
Petitioner,

vs.

NEVADA APPRAISERS OF REAL  
ESTATE COMMISSION, AND GAIL  
ANDERSON, ADMINISTRATOR, REAL  
ESTATE DIVISION, DEPARTMENT OF  
BUSINESS AND INDUSTRY, STATE  
OF NEVADA,  
Respondents.

No. 43307

FILED

MAY 21 2004

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

ORDER DENYING PETITION FOR WRIT OF PROHIBITION

This original petition for a writ of prohibition seeks to stay a disciplinary hearing scheduled for May 25, 2004. Petitioner also challenges respondent Nevada Appraisers of Real Estate Commission's authority to hold the disciplinary hearing.

This court may issue a writ of prohibition to arrest the proceedings of any tribunal exercising its judicial functions, when such proceedings are in excess of the jurisdiction of the tribunal.<sup>1</sup> A petition for a writ of prohibition is addressed to the sound discretion of this court.<sup>2</sup> Further, such a writ may issue only when there is no plain, speedy, and adequate remedy at law.<sup>3</sup>

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<sup>1</sup>NRS 34.320.

<sup>2</sup>NRAP 21(b); Smith v. District Court, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991).

<sup>3</sup>NRS 34.330.

We have considered this petition, and we are not satisfied that our intervention by way of extraordinary relief is warranted at this time. Accordingly, we deny the petition.<sup>4</sup>

It is so ORDERED.<sup>5</sup>

  
\_\_\_\_\_, C.J.  
Shearing

  
\_\_\_\_\_, J.  
Maupin

  
\_\_\_\_\_, J.  
Douglas

cc: Law Offices of Laura Wightman-FitzSimmons/Las Vegas  
Attorney General Brian Sandoval/Carson City

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<sup>4</sup>See NRAP 21(b).

<sup>5</sup>In light of this order we deny petitioner's request for a stay of the disciplinary hearing, and petitioner's motion to consolidate this petition with the appeal in Docket No. 41616.