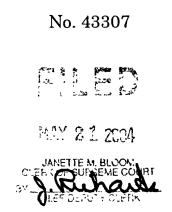
IN THE SUPREME COURT OF THE STATE OF NEVADA

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.



04-09473

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.¹ A petition for a writ of prohibition is addressed to the sound discretion of this court.² Further, such a writ may issue only when there is no plain, speedy, and adequate remedy at law.³

¹NRS 34.320.

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

³NRS 34.330.

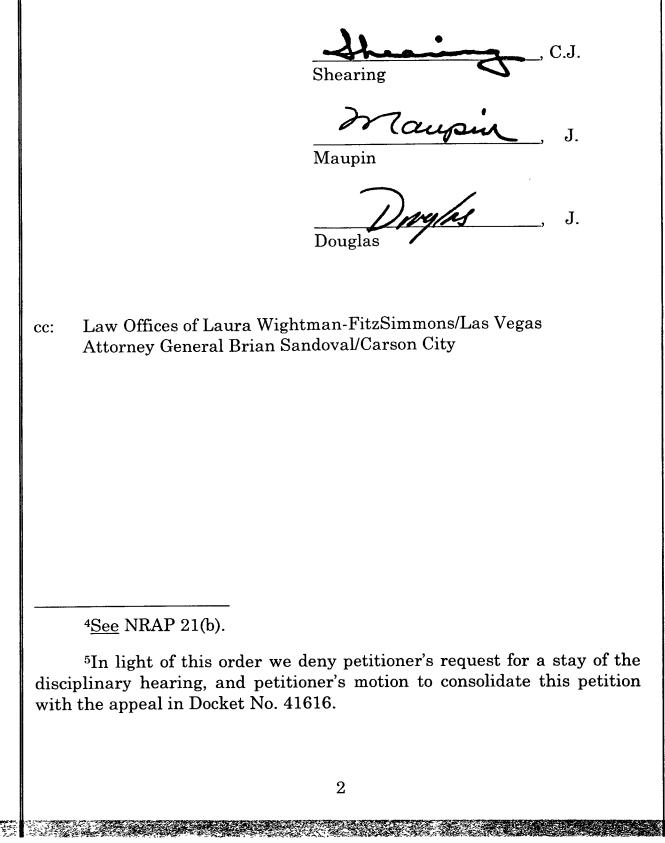
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We have considered this petition, and we are not satisfied that our intervention by way of extraordinary relief is warranted at this time. Accordingly, we deny the petition.⁴

It is so ORDERED.⁵



OF Nevada

JPREME COURT

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