

IN THE SUPREME COURT OF THE STATE OF NEVADA

FREDERICK ZINKEVICH AND
SANDRA ZINKEVICH, HUSBAND AND
WIFE,
Petitioners,

vs.

THE LAS VEGAS JUSTICE COURT,
LAS VEGAS NEVADA, IN AND FOR
THE COUNTY OF CLARK; AND THE
HONORABLE D. J. LIPPIS, JUSTICE
OF THE PEACE; THE HONORABLE
D.E. SMITH, JUSTICE OF THE PEACE;
THE HONORABLE T.L.

ABBATANGELO, JUSTICE OF THE
PEACE; THE HONORABLE J.M.
BIXLER, JUSTICE OF THE PEACE;
THE HONORABLE W.D. JANSEN,
JUSTICE OF THE PEACE; THE
HONORABLE N.C. OESTERLE,
JUSTICE OF THE PEACE; THE
HONORABLE K. BENNET-HARON,
JUSTICE OF THE PEACE; AND THE
HONORABLE A. E. ZIMMERMAN,
JUSTICE OF THE PEACE,

Respondents,

and

PUCH LLC,
Real Party in Interest.

No. 43398

FILED

JUN 28 2004


JANEITE M. BLOOM
CLERK OF SUPREME COURT
BY 
CHIEF DEPUTY CLERK


ORDER DENYING PETITION FOR WRIT OF MANDAMUS


This original petition for a writ of mandamus challenges a justice's court's summary eviction order. This is petitioners' second attempt to obtain mandamus relief from the justice's court's February 19,

2004 summary eviction order.¹ We have considered the petition, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted.² Accordingly, we deny the petition.³

It is so ORDERED.


_____, J.
Becker


_____, J.
Agosta


_____, J.
Gibbons

¹On April 8, 2004, this court denied petitioners' first mandamus challenge to the eviction order. See Zinkevich v. Las Vegas Justice Court, No. 42997 (Nev. filed Mar. 19, 2004).

²See NRS 34.170 (providing that mandamus relief is available when there is no plain, speedy and adequate remedy in the ordinary course of the law); Pan v. Dist. Ct., 120 Nev. ___, 88 P.3d 840 (2004) (observing that writ relief is generally unavailable if the petitioners could have appealed); Lippis v. Peters, 112 Nev. 1008, 921 P.2d 1248 (1996) (concluding that summary eviction orders are appealable to the district court); State of Nevada v. Justice Court, 112 Nev. 803, 805 n.3, 919 P.2d 401, 402 n.3 (1996) (stating that writ relief from a justice's court's order must generally be sought first in the district court); Glazier v. Justice Court, 111 Nev. 864, 899 P.2d 1105 (1995); (considering a justice's court's summary eviction order that was first challenged in the district court by a petition for writ of certiorari); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991) (stating that issuance of mandamus relief is purely discretionary with this court).

³See NRAP 21(b).

cc: Hon. Kenneth C. Cory, District Judge
Law Offices of Barry Levinson
Beckley Singleton, Chtd./Las Vegas
Clark County Clerk