IN THE SUPREME COURT OF THE STATE OF NEVADA

FREDERICK ZINKEVICH AND SANDRA ZINKEVICH, HUSBAND AND WIFE.

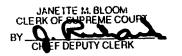
Petitioners.

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

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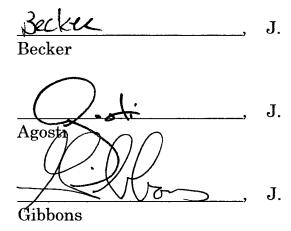
ORDER DENYING PETITION FOR WRIT OF MANDAMUS

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.

ME COURT NEVADA

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.



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).

³See NRAP 21(b).

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).

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