

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN O'CONNOR,
Petitioner,
vs.
DEAN HELLER, SECRETARY OF
STATE OF THE STATE OF NEVADA,
Respondent.

No. 43558 **FILED**

JUL 14 2004

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

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This original proper person petition for a writ of mandamus challenges the eligibility of an incumbent state senator to run for re-election under the term limits provision of Article 4, Section 4(2) of the Nevada Constitution. 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. Accordingly, we deny the petition.¹

It is so ORDERED.²

Shearing, C.J.
Shearing

Agosti, J.
Agosti

Rose, J.
Rose

Becker, J.
Becker

Maupin, J.
Maupin

Gibbons, J.
Gibbons

Douglas, J.
Douglas

¹See NRAP 21(b); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

²We deny as moot Senator McGinness's motion to intervene.

cc: Attorney General Brian Sandoval/Carson City
Brenda J. Erdoes
John O'Connor