

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA DIVISION
OF CHILD AND FAMILY SERVICES,
DEPARTMENT OF HUMAN
RESOURCES AND CHRISTA
PETERSON,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
GERALD W. HARDCASTLE, DISTRICT
JUDGE, FAMILY COURT DIVISION,
Respondents,

and

D. M., A MINOR,
Real Party in Interest.

No. 43581

FILED

AUG 27 2004

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

ORDER DISMISSING PETITION FOR
WRIT OF PROHIBITION OR MANDAMUS

This original petition for a writ of prohibition or mandamus challenges a district court order holding petitioners in contempt. Petitioners have filed a motion to voluntarily withdraw their petition, based on the district court's order vacating its contempt order and because this court's recent opinion in State, Division of Child & Family Services v. District Court¹ resolved the legal issues presented by this petition. We


¹120 Nev. ___, 92 P.3d 1239 (2004).

therefore grant the motion and dismiss the petition.² In light of this order, we vacate our July 15, 2004 order imposing a stay and directing an answer.

It is so ORDERED.


_____, J.
Rose


_____, J.
Maupin


_____, J.
Douglas

cc: Hon. Gerald W. Hardcastle, District Judge, Family Court Division
Attorney General Brian Sandoval/Carson City
Clark County Legal Services Program, Inc.
Clark County Clerk

²See NRAP 42. The parties shall bear their own costs and fees, if any.