

IN THE SUPREME COURT OF THE STATE OF NEVADA

THOEN FAMILY TRUST; MICHAEL D.
THOEN; AND TRICIA L. THOEN,
TRUSTEES,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
STEWART L. BELL, DISTRICT JUDGE,

Respondents,

and

JUDY GRAHAM AND WILLIAM
GRAHAM,

Real Parties in
Interest.

No. 43914

FILED

SEP 13 2004

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


ORDER DENYING PETITION
AND EMERGENCY MOTION FOR A STAY

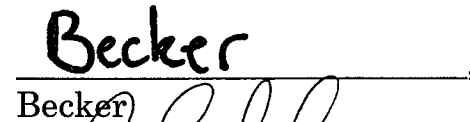
This petition for writs of mandamus and prohibition challenges a district court order entered May 13, 2004, granting the real parties in interest's countermotion for summary judgment in a real property case. Eighth Judicial District Court, Clark County; Stewart L. Bell, District Judge. Petitioners have filed an emergency motion to stay all proceedings below pending resolution of the petition.

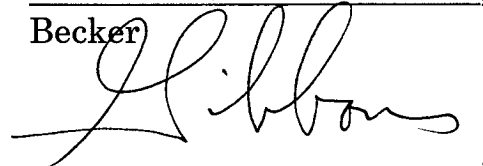
We have considered the petition and motion and are not satisfied that this court's intervention by way of extraordinary writ is warranted. See Smith v. District Court, 113 Nev. 1343, 950 P.2d 280

(1997). Accordingly, we deny the petition and the emergency motion for a stay.

It is so ORDERED.


Shearing, C.J.


Becker, J.


Gibbons, J.

cc: Hon. Stewart L. Bell, District Judge
Sullivan Law Group
Darrell Lincoln Clark
Clark County Clerk