

IN THE SUPREME COURT OF THE STATE OF NEVADA

MERCHANTS BUILDING
MAINTENANCE OF CALIFORNIA,
LLC,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
DAVID WALL, DISTRICT JUDGE,
Respondents,

and

MIGUEL LOPEZ, AN INDIVIDUAL;
ROUSE PROPERTY MANAGEMENT,
INC., A MARYLAND CORPORATION;
AND H-S LAS VEGAS ASSOCIATES, A
BUSINESS OF UNKNOWN
ORGANIZATION,
Real Parties in Interest.

No. 44154

FILED

NOV 15 2004

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. P. [Signature]*
CHIEF DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF
MANDAMUS OR PROHIBITION

This original petition for a writ of mandamus or prohibition challenges a district court order denying petitioner's motion to dismiss the second amended complaint in the underlying case, which substituted petitioner as a defendant. We have considered this petition, and we are

not satisfied that this court's intervention by way of extraordinary relief is warranted. Accordingly, we deny the petition.¹

It is so ORDERED.²

Becker, J.
Becker

Agosti, J.
Agosti

Gibbons, J.
Gibbons

cc: Hon. David Wall, District Judge
John D. Augenstein
Hutchison & Steffen, Ltd.
Simon Law Office
Thorndal Armstrong Delk Balkenbush & Eisinger/Las Vegas
Clark County Clerk

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

²We deny as moot petitioner's November 5, 2004 motion for a stay.