

IN THE SUPREME COURT OF THE STATE OF NEVADA

RUSSELL COHEN,
Petitioner,

vs.

DIRECTOR JACKIE CRAWFORD; WARDEN
E.K. MCDANIEL; AND DR. STEVE
MACARTHUR,
Respondents.

No. 44265

FILED

FEB 04 2005

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

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This original proper person petition for a writ of mandamus challenges the respondents' alleged refusal to provide petitioner, an inmate, with medical care. We have considered this petition, respondents' answer, and petitioner's reply, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted. Additionally, we note that addressing the issues raised in this petition would require this court to resolve disputed questions of fact for which this court is not an appropriate forum.¹ Accordingly, we deny the petition.²

It is so ORDERED.³

Becker _____, C.J.
Becker

Rose _____, J.
Rose

Hardesty _____, J.
Hardesty

¹Round Hill Gen. Imp. Dist. v. Newman, 97 Nev. 601, 637 P.2d 534 (1981).

²See Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

³Although petitioner was not granted leave to file papers in proper person, see NRAP 46(b), we have considered the documents submitted by petitioner. We grant petitioner's motion to file a reply and a motion for sanctions and direct the clerk of this court to file petitioner's reply to opposition and motion for sanctions, received on January 31, 2005. We deny petitioner's motion for sanctions.

cc: Russell Cohen
Attorney General Brian Sandoval/Carson City