

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT EVANS, INDIVIDUALLY;
DEAN WALKER, INDIVIDUALLY; AND
BPD MANAGEMENT, LLC, A NEVADA
LIMITED LIABILITY COMPANY,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
MICHAEL CHERRY, DISTRICT
JUDGE,

Respondents,

and

DAN LAUB, INDIVIDUALLY; LINDA
LAUB, INDIVIDUALLY; DAN LAUB,
AS REPRESENTATIVE OF DAN &
LINDA LAUB FAMILY TRUST; JOEL
LAUB, AS REPRESENTATIVE OF THE
JOEL A. AND KIMBERLY L. LAUB
FAMILY TRUST; AND GARY S.
MARRONE, AS REPRESENTATIVE OF
THE GARY S. & KATHLEEN K.
MARRONE TRUST,
Real Parties in Interest.

No. 44859

FILED

APR 29 2005

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

ORDER DENYING PETITION FOR
WRIT OF MANDAMUS OR PROHIBITION

This original petition for a writ of mandamus or prohibition challenges the district court's denial of petitioners' motions to dismiss. We have considered this petition, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted. In particular, we note that petitioners have not provided this court with file-stamped copies

of any orders resolving their motions to dismiss, as required by NRAP 21(a).¹ Accordingly, we deny the petition.²

It is so ORDERED.³

Becker, C.J.
Becker

Rose, J.
Rose

Hardesty, J.
Hardesty

cc: Hon. Michael A. Cherry, District Judge
Hutchison & Steffen, Ltd.
Leavitt Sully & Rivers
Clark County Clerk

¹See Pan v. Dist. Ct., 120 Nev. 222, 88 P.3d 840 (2004) (noting that when essential materials are not included with a petition, this court has no way to properly evaluate the petition).

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

³We deny as moot petitioners' April 25, 2005 motion for a stay.