

IN THE SUPREME COURT OF THE STATE OF NEVADA

CITY OF RENO,
Petitioner,

vs.

THE SECOND JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
WASHOE, AND THE HONORABLE
STEVEN R. KOSACH, DISTRICT
JUDGE,

Respondents,

and

MANUEL D. LOPEZ,
Real Party in Interest.

No. 45143

FILED

SEP 08 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 refusal to dismiss petitioner from a personal injury action, based on petitioner's assertion of governmental immunity.

Generally, this court will not exercise its discretion to consider petitions for extraordinary writ relief that challenge district court orders denying motions to dismiss, unless dismissal is clearly required by a statute or rule, or an important issue of law requires clarification.¹ We have considered this petition, and we are not satisfied that this court's

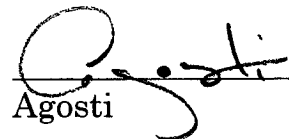
¹Smith v. District Court, 113 Nev. 1343, 950 P.2d 280 (1997).

intervention by way of extraordinary relief is warranted. Accordingly, we deny the petition.²

It is so ORDERED.³


_____, C.J.
Becker


_____, Sr. J.
Shearing


_____, Sr. J.
Agosti

cc: Hon. Steven R. Kosach, District Judge
Reno City Attorney
Law Offices of Joe E. Colvin
Washoe District Court Clerk

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

³The Honorable Miriam Shearing, Senior Justice, and the Honorable Deborah A. Agosti, Senior Justice, participated in the decision of this matter under a general order of assignment entered on July 14, 2005.