

IN THE SUPREME COURT OF THE STATE OF NEVADA

AMBLAMO, LLC, A NEVADA LIMITED LIABILITY COMPANY; USA COMMERCIAL MORTGAGE COMPANY, A NEVADA CORPORATION; USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC, A NEVADA LIMITED LIABILITY COMPANY; AND USA INVESTMENT PARTNERS, 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 DOUGLAS HERNDON, DISTRICT JUDGE,

Respondents,

and

STEPHEN PEEK, AN INDIVIDUAL; ELISSA CADISH, ESQ, AN INDIVIDUAL; HALE LANE PEEK DENNISON HOWARD & ANDERSON, A NEVADA PROFESSIONAL CORPORATION; ROLLAND P. WEDDELL, AN INDIVIDUAL; SPECTRUM FINANCIAL GROUP, LLC, A DELAWARE LIMITED LIABILITY COMPANY REGISTERED IN THE STATE OF NEVADA AS SPECTRUM FINANCIAL GROUP II, LLC; AND TOM GONZALES, AN INDIVIDUAL,

Real Parties in Interest.

No. 46143

FILED

APR 21 2006


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

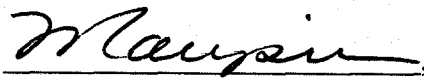
ORDER DENYING PETITION
FOR WRIT OF MANDAMUS OR PROHIBITION


This original petition for a writ of mandamus or prohibition challenges a district court order denying petitioners' motion for rehearing regarding the district court's refusal to lift a stay for the purpose of allowing discovery to proceed in the underlying case.

A petition for a writ of mandamus is an extraordinary remedy, and whether a petition will be entertained is entirely within the discretion of this court.¹ Likewise, a petition for a writ of prohibition is an extraordinary remedy, and whether such a petition will be entertained is purely discretionary with this court.² We have considered this petition and we are not satisfied that this court's intervention by way of extraordinary relief is warranted.³ Accordingly, we deny the petition.⁴

It is so ORDERED.


_____, C.J.
Rose


_____, J.
Maupin


_____, J.
Becker

¹Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

²Id.

³Id.

⁴Id.

cc: Hon. Douglas W. Herndon, District Judge
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Clark County Clerk