

IN THE SUPREME COURT OF THE STATE OF NEVADA

LANDMARK TESTING &
ENGINEERING, AND JERAMY K.
EGAN,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
JACKIE GLASS, DISTRICT JUDGE,
Respondents,
and
ANGELIQUE D. RICHMOND; JERRY
W. HUGHES; AND W. VERN HESS,
Real Parties in Interest.

No. 46370

FILED

APR 21 2006

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

ORDER DENYING PETITION
FOR WRIT OF MANDAMUS AND/OR PROHIBITION

This original petition for a writ of mandamus and/or prohibition challenges a district court order denying petitioners' motion to dismiss for lack of subject matter jurisdiction.

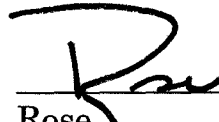
A petition for a writ of mandamus is an extraordinary remedy, and whether a petition will be entertained is entirely within the discretion of this court.¹ Likewise, a petition for a writ of prohibition is an extraordinary remedy, and whether such a petition will be entertained is purely discretionary with this court.² We have considered this petition

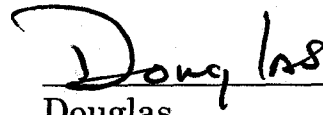
¹Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

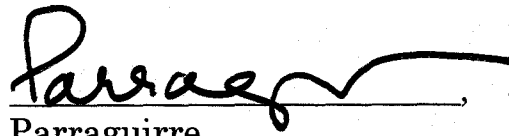
²Id.

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.
Douglas


_____, J.
Parraguirre

cc: Honorable Jackie Glass, District Judge
Georgeson Thompson & Angaran, Chtd.
Benson, Bertoldo, Baker & Carter, Chtd./Henderson
Hall Jaffe & Clayton, LLP
McCormick, Barstow, Sheppard, Wayte & Carruth, LLP
Clark County Clerk

³Id.

⁴Id.