

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARION THERESA AUSIELLO,
Petitioner,
vs.
THE FIFTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF NYE,
THE HONORABLE JOHN P. DAVIS,
DISTRICT JUDGE,
Respondents,
and
THE STATE OF NEVADA,
Real Party in Interest.

No. 47313

FILED

JUN 06 2006

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

ORDER DENYING PETITION

This original petition for a writ of mandamus or prohibition challenges an order of the district court denying a pretrial petition for a writ of habeas corpus. Fifth Judicial District Court, Nye County; John P. Davis, Judge. Having reviewed the petition and the supporting documentation, we have concluded that this court's intervention by way of extraordinary writ is not warranted. Accordingly, we deny the petition.

It is so ORDERED.

Rose, C.J.
Rose

Gibbons, J.
Gibbons

Hardesty, J.
Hardesty

cc: Hon. John P. Davis, District Judge
Jose C. Pallares
Attorney General George Chanos/Carson City
Nye County District Attorney/Pahrump
Nye County Clerk