

IN THE SUPREME COURT OF THE STATE OF NEVADA

ANGELO FERGUSEN,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
STEWART L. BELL, DISTRICT JUDGE,

Respondents,

and

THE STATE OF NEVADA,
Real Party in Interest.

No. 47519

FILED

JUL 27 2006

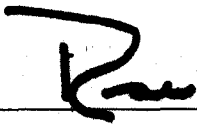
JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. R. R. R.*
CHIEF DEPUTY CLERK


ORDER DENYING PETITION

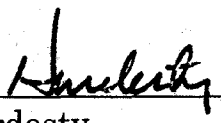
This original petition for a writ of mandamus or prohibition challenges the district court's determination that petitioner is competent to proceed to trial. Having reviewed the petition, the answer filed by the State, and the supporting documentation submitted in this matter, we have concluded that this court's intervention by way of extraordinary writ is not warranted.

Accordingly, we deny the petition. Further, we vacate the temporary stay previously imposed by this court's order of June 19, 2006.¹

It is so ORDERED.


_____, C.J.
Rose


_____, J.
Gibbons


_____, J.
Hardesty

cc: Hon. Stewart L. Bell, District Judge
Hon. Jackie Glass, District Judge
Clark County Public Defender Philip J. Kohn
Attorney General George Chanos/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk

¹We deny as moot the State's motion of June 22, 2006, seeking an order of this court unsealing the offer of proof petitioner submitted below, and the State's motion of July 24, 2006, seeking an order striking petitioner's reply to the State's answer. We note that the clerk of this court returned petitioner's reply unfiled on July 21, 2006. Further, on July 26, 2006, an amicus brief was submitted in this matter by the Honorable Jackie Glass, District Judge. Having concluded based upon the papers previously filed in this matter that our intervention is not warranted, we direct the clerk of this court to return the untimely brief unfiled. See NRAP 29.