

2-21-08 order: opinion withdrawn - JC

123 Nev., Advance Opinion 59

IN THE SUPREME COURT OF THE STATE OF NEVADA

LUIS HIDALGO III AND ANABEL
ESPINDOLA,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, THE HONORABLE DONALD
M. MOSLEY, DISTRICT JUDGE,
Respondents,
and
THE STATE OF NEVADA,
Real Party in Interest.

No. 48233

FILED

DEC 27 2007

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

AND

CS

Original petition for a writ of mandamus or prohibition challenging the district court's order denying petitioners' motion to strike the State's notices of intent to seek the death penalty.

Petition granted.

Gentile DePalma, Ltd., and Dominic P. Gentile, Las Vegas,
for Petitioner Hidalgo.

JoNell Thomas, Las Vegas,
for Petitioner Espindola.

Catherine Cortez Masto, Attorney General, Carson City; David J. Roger,
District Attorney, James Tufteland, Chief Deputy District Attorney, and
Giancarlo Pesci and Marc P. DiGiacomo, Deputy District Attorneys,
Clark County,
for Real Party in Interest.

BEFORE THE COURT EN BANC.

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