

IN THE SUPREME COURT OF THE STATE OF NEVADA

DEREK A. COSTANTINO,
Petitioner,

vs.

THE SEVENTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF WHITE
PINE, THE HONORABLE DAN L.
PAPEZ, DISTRICT JUDGE,

Respondents,

and

WARDEN, ELY STATE PRISON, E.K.
MCDANIEL,
Real Party in Interest.

No. 48417

FILED

DEC 15 2006

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

ORDER DENYING PETITION


This is a proper person petition for a writ of mandamus. Petitioner seeks an order directing the district court to consider and rule upon his motion for the State to produce a copy of the prison disciplinary hearing transcript and prison case file. We have reviewed the documents before this court, and we conclude that this court's intervention in this matter is not warranted.¹ We are confident that the district court will

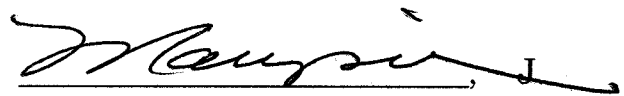
¹See NRS 34.160; NRS 34.170.

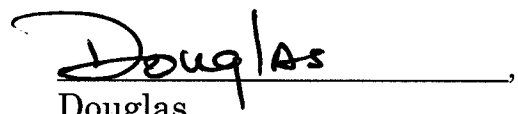
resolve all pending matters as expeditiously as its calendar permits.

Accordingly, we

ORDER the petition DENIED.


Gibbons J.


Maupin J.


Douglas J.

cc: Hon. Dan L. Papez, District Judge
Derek A. Costantino
Attorney General George Chanos/Carson City
White Pine County District Attorney
White Pine County Clerk