

IN THE SUPREME COURT OF THE STATE OF NEVADA

KYOICHI IKEMIYA,  
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK, AND THE HONORABLE  
DOUGLAS HERNDON, DISTRICT  
JUDGE,

Respondents,

and

THE STATE OF NEVADA,  
Real Party in Interest.

No. 50227

**FILED**

OCT 04 2007

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY [Signature]  
DEPUTY CLERK

ORDER DENYING PETITION

This original petition for a writ of mandamus challenges an order of the district court denying a motion to dismiss a grand jury indictment. The petition also seeks a stay of petitioner's trial currently set to commence on October 8, 2007. Having considered the petition and the appended documentation, we conclude that this court's intervention by way of extraordinary writ is not warranted at this time. Accordingly, we deny the petition. Further, we deny petitioner's request for a stay.

It is so ORDERED.

[Signature], C.J.

Maupin

[Signature], J.

Parraguirre

[Signature], J.

Cherry

cc: Hon. Douglas W. Herndon, District Judge  
John Y. Higa  
Garrett T. Ogata  
Attorney General Catherine Cortez Masto/Carson City  
Clark County District Attorney David J. Roger  
Eighth District Court Clerk