

IN THE SUPREME COURT OF THE STATE OF NEVADA

VENSON PRICE,
Petitioner,

vs.

THE FOURTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF ELKO,
THE HONORABLE J. MICHAEL
MEMEO, DISTRICT JUDGE,

Respondents,

and

THE STATE OF NEVADA,
Real Party in Interest.

No. 50412

FILED

NOV 02 2007

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK


ORDER DENYING PETITION

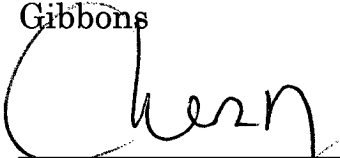
This original petition for a writ of prohibition seeks to prohibit the district court's commencement of a second trial of petitioner after the district court declared a mistrial during the first trial.¹ Fourth Judicial District Court, Elko County; J. Michael Memeo, Judge.


¹The instant petition was filed in this court on October 24, 2007. Thereafter, the respondent district court provided this court with a copy of an order it entered on October 25, 2007, denying a motion to dismiss filed by petitioner in the proceedings below.

Having reviewed the instant petition and the appended documentation, we have concluded that this court's intervention by way of extraordinary writ is not warranted. Accordingly, we

ORDER the petition DENIED.


_____, J.
Gibbons


_____, J.
Cherry


_____, J.
Saitta

cc: Hon. J. Michael Memeo, District Judge
Mueller Hinds & Associates
Attorney General Catherine Cortez Masto/Carson City
Elko County District Attorney
Elko County Clerk