

IN THE SUPREME COURT OF THE STATE OF NEVADA

JASON LYBBERT, ADAM LYBBERT,
TIFFANY LYBBERT,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA, IN
AND FOR THE COUNTY OF CLARK, AND
THE HONORABLE LEE A. GATES,
DISTRICT JUDGE,

Respondents,

and

EUGENE BERNARD FLORCZAK,

Real Party in Interest.

No. 34597

FILED

OCT 20 1999

JANETTE M. BLOOM
CLERK OF SUPREME COURT

BY *J. Richards*
CHIEF DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF

PROHIBITION OR MANDAMUS

This is a petition for a writ of prohibition or mandamus challenging a district court order denying a motion for summary judgment. We have considered this petition for a writ of prohibition or mandamus, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted at this time. Accordingly, we deny the petition. See NRAP 21(b); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991); State ex rel. Dep't Transp. v. Thompson, 99 Nev. 358, 662 P.2d 1338 (1983).

It is so ORDERED.¹

Maupin

Maupin

J.

cc: Hon. Lee A. Gates, District Judge
James, Driggs, Walch, Santoro, Kearny, Johnson &
Thompson
Dickerson Dickerson Consul & Pocker
Chapman & Flanagan, Ltd.
Clark County Clerk