

IN THE SUPREME COURT OF THE STATE OF NEVADA

TIMOTHY H. JOHNSON,
Petitioner,

vs.

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

Respondents,

and

NEVADA DEPARTMENT OF
CORRECTIONS; CHRISTINA TRIPP;
AND LORI BAGWELL,
Real Parties in Interest.

No. 53439

FILED

APR 09 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *Tracie K. Lindeman*
DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF CERTIORARI

This original proper person petition for a writ of certiorari challenges a district court order affirming a justice court decision.

A writ of certiorari is used “to remedy jurisdictional excesses committed by an inferior tribunal, board, or officer, exercising judicial functions.” Las Vegas Police Prot. Ass’n v. Dist. Ct., 122 Nev. 230, 241, 130 P.3d 182, 190 (2006). It is available when there is no appeal or other plain, speedy, and adequate remedy. NRS 34.020(2). Petitioner bears the burden of demonstrating that this court’s extraordinary intervention is appropriate. Pan v. Dist. Ct., 120 Nev. 222, 228, 88 P.3d 840, 844 (2004). Whether to grant writ relief is discretionary with this court. Smith v. District Court, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991).

Having reviewed the petition and supporting documentation, we are not persuaded that extraordinary relief is warranted. In particular, the district court properly affirmed the justice court decision

concerning petitioner's claim, as he had ample opportunity to avoid having his typewriter disposed of. Accordingly, we

ORDER the petition DENIED.

Cherry, J.
Cherry

Saitta, J.
Saitta

Gibbons, J.
Gibbons

cc: Hon. Steve L. Dobrescu, District Judge
Timothy H. Johnson
Attorney General Catherine Cortez Masto/Ely
White Pine County Clerk