

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALEXANDER OCASIO,
Petitioner,


vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
DAVID WALL, DISTRICT JUDGE,
Respondents.

No. 53810

FILED

JUL 01 2009

GRACIA K. LINDEMAN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

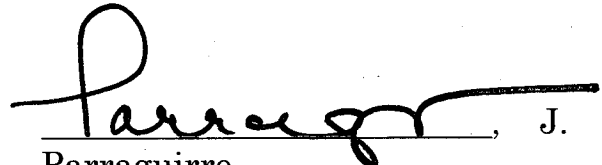
ORDER DENYING PETITION FOR WRIT OF MANDAMUS

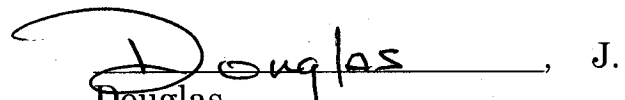
This original proper person petition for a writ of mandamus challenges the district court's alleged failure to rule on a writ petition pending in the district court.

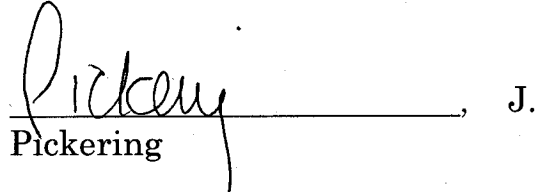
A writ of mandamus is an extraordinary remedy, and it is within our discretion to determine if a petition will be considered. See Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991). Writ relief in the form of mandamus is generally not available unless the district court manifestly abused its discretion. See State of Nevada v. Dist. Ct. (Anzalone), 118 Nev. 140, 147, 42 P.3d 233, 237-38 (2002). It is petitioner's burden, moreover, to demonstrate that our extraordinary intervention is warranted. Pan v. Dist. Ct., 120 Nev. 222, 228, 88 P.3d 840, 844 (2004).

After reviewing the documents submitted by the petitioner, we conclude that extraordinary relief is not warranted, and we

ORDER the petition DENIED.¹


Parraguirre, J.


Douglas, J.


Pickering, J.

cc: Hon. David Wall, District Judge
Alexander Ocasio
Eighth District Court Clerk

¹Pursuant to NRAP 21(e), we waive the filing fee for this petition. We further direct the clerk of this court to file petitioner's supplement to his petition for writ of mandamus, provisionally received on May 21, 2009.