IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA, Petitioner,

VS.

THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK, AND THE HONORABLE ELISSA F. CADISH, DISTRICT JUDGE, Respondents,

and

BRIAN KROLICKI AND KATHRYN BESSER.

Real Parties in Interest.

No. 53902

FILED

AUG 3 1 2009

TRACIE K. LINDEMAN QLERKOF SUPREME COURT BY DEPUTY CLERK

ORDER DISMISSING PETITION

Petitioner has filed a notice seeking to withdraw this original petition for a writ of mandamus. Accordingly, we

ORDER the petition DISMISSED.

/ Jan lesty, C.J

Powe graine

Parraguirre

Gibbons

Cherr

GIDDOIID

cc:

J. J.

Pickering

Saitta

Hon. Elissa F. Cadish, District Judge

Hon. Valerie Adair, District Judge

Attorney General Catherine Cortez Masto/Las Vegas

Stiglich & Hinckley, LLP Wright Stanish & Winckler

Eighth District Court Clerk

SUPREME COURT OF NEVADA

(O) 1947A