

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROY D. MORAGA,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA, IN
AND FOR THE COUNTY OF CLARK,
AND THE HONORABLE MICHAEL
VILLANI, DISTRICT JUDGE,

Respondents,

and

CURTISS Y. LEWIS AND SHANTEL
SCHAEFER,

Real Parties in Interest.

No. 54514

FILED

OCT 08 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER DENYING PETITION FOR
WRIT OF MANDAMUS OR PROHIBITION

This original proper person petition for a writ of mandamus or prohibition apparently seeks to compel the district court to grant a default judgment or summary judgment in petitioner's favor.¹ We have considered this petition, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted. NRAP 21(b)(1); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991). Accordingly, we

ORDER the petition DENIED.²

[Signature]
_____, J.
Douglas

[Signature]
_____, J.
Cherry

[Signature]
_____, J.
Gibbons

¹We direct the clerk of this court to amend the caption on this court's docket to conform with the caption on this order.

²Petitioner has established good cause to waive the filing fee, NRAP 21(e); accordingly, no fee is due. We direct the clerk of this court to file petitioner's September 16, 2009, motion to proceed in forma pauperis.

cc: Hon. Michael Villani, District Judge
Roy D. Moraga
Curtiss Y. Lewis
Shantel Schaefer
Eighth District Court Clerk