

IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 34991

SUNRISE HOSPITAL,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK, AND THE HONORABLE SALLY L. LOEHRER, DISTRICT JUDGE,

Respondents,

and

OTHO LEE BANKS, AS GUARDIAN AD LITEM FOR JAMES LEE BANKS, JR.; JAMES LEE BANKS, JR.; BECHTEL NEVADA CORPORATION, REYNOLDS ELECTRICAL & ENGINEERING CO., INC., AND NATIONAL UNION FIRE INSURANCE COMPANY,

Real Parties in Interest.

FILED

OCT 25 1999

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY: *[Signature]*
CHIEF DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS OR PROHIBITION

This petition for a writ of mandamus or prohibition challenges an order of the district court denying petitioner's motion to dismiss the complaint or for summary judgment. We have considered the petition, 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

[Signature] C.J.
Rose
[Signature] J.
Shearing
[Signature] J.
Becker

¹We deny the petitioner's motion for a stay as moot in light of this order.

cc: Hon. Sally L. Loehrer, District Judge
Earley Savage
Thorndal Armstrong Delk Balkenbush & Eisinger
Albert D. Massi, Ltd.
Clark County Clerk