

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE PARENTAL
RIGHTS AS TO A.R., E.R., Q.R., S.R.,
MINORS.

No. 55447

COLLEEN R.,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
CYNTHIA N. GIULIANI, DISTRICT
JUDGE,

Respondents,

and

CLARK COUNTY DEPARTMENT OF
FAMILY SERVICES,
Real Party in Interest.

FILED

FEB 18 2010

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. YOUNG
DEPUTY CLERK

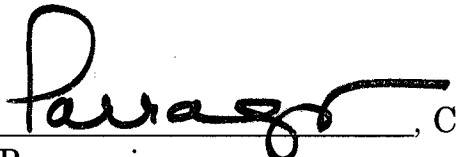
ORDER DENYING PETITION
FOR WRITS OF MANDAMUS OR PROHIBITION

This original petition for writs of mandamus or prohibition seeking to challenge a district court's order denying petitioner's motion for an order shortening time.


Mandamus and prohibition are extraordinary remedies, and whether a petition for extraordinary relief will be considered is solely within this court's discretion. See Smith v. District Court, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991). It appears from the documents before this court that the preemptory challenge was timely submitted, under SCR 48.1(3)(a), however the petition appears to be premature as the district court has apparently not ruled on the motion to enforce the preemptory challenge. Accordingly, we conclude that our intervention by way of

extraordinary relief is not warranted, and thus we deny the petition. See Smith, 107 Nev. at 677, 818 P.2d at 851; NRAP 21. Our denial of this petition is without prejudice to petitioner's right to file a new petition in this court should their motion to enforce the peremptory challenge be denied.

It is so ORDERED.


_____, C.J.
Parraguirre


_____, J.
Douglas


_____, J.
Pickering

cc: Hon. Cynthia N. Giuliani, District Judge
Special Public Defender
Clark County District Attorney/Juvenile Division
Eighth District Court Clerk