

IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 35429

CATHLEEN M. CUMMING,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT  
OF THE STATE OF NEVADA, IN AND FOR  
THE COUNTY OF CLARK, AND THE  
HONORABLE STEVEN E. JONES,  
DISTRICT JUDGE, FAMILY COURT  
DIVISION,

Respondents,

and

JAMES A. CUMMING,

Real Party in Interest.

**FILED**

FEB 16 2000

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richard*  
CHIEF DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This original petition for a writ of mandamus challenges an order of the district court scheduling, for March 2000, an evidentiary hearing on a motion to change custody, and a ruling of the district court on December 16, 1999, denying petitioner's motion for return of custody.

We have considered this 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); State ex rel. Dep't Transp. v. Thompson, 99 Nev. 358, 662 P.2d 1338 (1983).

It is so ORDERED.

*Young*  
\_\_\_\_\_  
Young J.

*Agosti*  
\_\_\_\_\_  
Agosti J.

*Leavitt*  
\_\_\_\_\_  
Leavitt J.

cc: Hon. Steven E. Jones, District Judge,  
Family Court Division  
Bruce I. Shapiro  
Patti & Sgro  
Clark County Clerk