

IN THE SUPREME COURT OF THE STATE OF NEVADA

VEOLIA TRANSPORTATION
SERVICES, INC., A MARYLAND
CORPORATION,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE ROB
BARE, DISTRICT JUDGE,

Respondents,

and

FIRST TRANSIT, INC., A DELAWARE
CORPORATION; AND REGIONAL
TRANSPORTATION COMMISSION OF
SOUTHERN NEVADA, A POLITICAL
SUBDIVISION OF THE STATE OF
NEVADA,

Real Parties in Interest.

No. 59384

FILED

OCT 12 2011

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

ORDER DENYING PETITION FOR
WRITS OF CERTIORARI AND PROHIBITION

This original petition for writs of certiorari and prohibition challenges comments made by the respondent district court judge during a hearing.

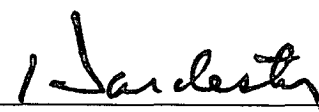
Having reviewed the petition and appendix, we are not persuaded that this court's intervention by way of extraordinary relief is warranted at this time. NRAP 21(b)(1); Dangberg Holdings v. Douglas Co., 115 Nev. 129, 137-38, 978 P.2d 311, 316 (1999); Smith v. District Court, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991). First, once the district court ruled that the matter was moot, and thus properly dismissed, it lacked jurisdiction to take any further action. SFPP, L.P. v. Dist. Ct., 123

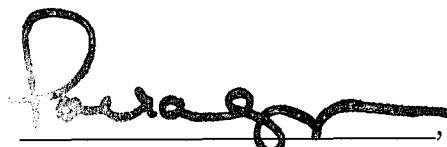
Nev. 608, 612, 173 P.3d 715, 718 (2007) (stating that the district court lacked jurisdiction, despite language in its order purporting to retain jurisdiction, to conduct further proceedings following entry of a final judgment absent a proper and timely motion for relief from the judgment). Second, no written order has been entered, and thus, this petition is premature. State, Div. Child & Fam. Servs. v. Dist. Ct., 120 Nev. 445, 451-52, 92 P.3d 1239, 1243-44 (2004); Rust v. Clark Cty. School District, 103 Nev. 686, 689, 747 P.2d 1380, 1382 (1987). Finally, should the influence that petitioner fears from the district court's comments materialize at the Regional Transportation Commission's October 13, 2011, meeting, petitioner may seek appropriate relief in the district court or this court, and it thus has an adequate legal remedy precluding writ relief. NRS 34.020(2); NRS 34.330; Pan v. Dist. Ct., 120 Nev. 222, 88 P.3d 840 (2004).

Accordingly, we

ORDER the petition DENIED.


_____, J.
Douglas


_____, J.
Hardesty


_____, J.
Parraguirre

cc: Hon. Rob Bare, District Judge
Kaempfer Crowell Renshaw Gronauer & Fiorentino
Weinberg, Wheeler, Hudgins, Gunn & Dial, LLC
Lionel Sawyer & Collins/Las Vegas
Zev E. Kaplan
Eighth District Court Clerk