

IN THE SUPREME COURT OF THE STATE OF NEVADA

KEITH RUSSELL JUDD,
Petitioner,
vs.
THE STATE OF NEVADA SECRETARY
OF STATE,
Respondent.

No. 59746

FILED

DEC 13 2012

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

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This is an original proper person petition for a writ of mandamus.

A writ of mandamus is available to compel the performance of an act that the law requires as a duty resulting from an office, trust, or station, or to control an arbitrary or capricious exercise of discretion. See NRS 34.160; International Game Tech. v. Dist. Ct., 124 Nev. 193, 197, 179 P.3d 556, 558 (2008). Writ relief is generally not available, however, when the petitioner has a plain, speedy, and adequate remedy at law. See NRS 34.170; NRS 34.330; International Game Tech., 124 Nev. at 197, 179 P.3d at 558. It is the petitioner's burden to demonstrate that this court's intervention by way of extraordinary relief is warranted. Pan v. Dist. Ct., 120 Nev. 222, 88 P.3d 840 (2004).

Having considered the petition, we conclude that our intervention by way of extraordinary writ relief is not warranted. Accordingly, we deny the petition. NRAP 21(b); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

It is so ORDERED.

[Signature], J.
Saitta

[Signature], J.
Pickering

[Signature], J.
Hardesty

12-39468

cc: Keith Russell Judd
Attorney General/Carson City