

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARY DIMICK,  
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  
THE STATE OF NEVADA,  
Real Party in Interest.

No. 62395

**FILED**

FEB 13 2013

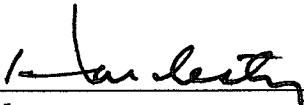
TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY R. Malone  
DEPUTY CLERK

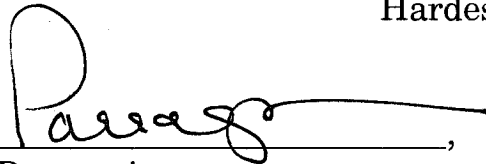
ORDER DENYING PETITION

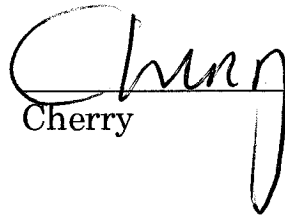
This original petition for a writ of mandamus challenges a district court order dismissing petitioner's motion for rehearing. A writ of mandamus is available to compel the performance of an act that the law requires as a duty resulting from an office, trust, or station. NRS 34.160. Petitioner claims that the district court erroneously determined that it lacked jurisdiction to consider her motion for rehearing. The district court believed that it lacked jurisdiction to grant rehearing because a different district judge decided petitioner's appeal. We conclude that the district court reached the right result for the wrong reason. See Picetti v. State, 124 Nev. 782, 790, 192 P.3d 704, 709 (2008). The district court lacked jurisdiction to consider petitioner's motion for rehearing because it was filed after the 10-day period for filing such motions had passed. EDCR

2.24(b). Accordingly, petitioner is not entitled to a writ of mandamus, and we

ORDER the petition DENIED.

  
\_\_\_\_\_, J.  
Hardesty

  
\_\_\_\_\_, J.  
Parraguirre

  
\_\_\_\_\_, J.  
Cherry

cc: Hon. Rob Bare, District Judge  
Law Offices of John G. Watkins  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk