

IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 36012

DONALD K. MCGHAN,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR
THE COUNTY OF CLARK, THE HONORABLE
NANCY M. SAITTA, DISTRICT JUDGE,
AND GEORGE C. SWARTS,

Respondents,

and

ROBERT AHR, AN INDIVIDUAL;
ANTOINETTE AHR, AN INDIVIDUAL;
RICHARD ALBIN, AN INDIVIDUAL;
DONNA ALBIN, AN INDIVIDUAL;
NICHOLAS ALEXANDER, TRUSTEE;
GLENN ALPERT, AN INDIVIDUAL;
GREGORY ANDERSON, AN INDIVIDUAL;
NORMAN ANTIN, AN INDIVIDUAL;
LESTER AROH, AN INDIVIDUAL;
KENNETH ASCH, AN INDIVIDUAL;
JULIAN BEALE, AN INDIVIDUAL;
RICHARD BERTI, TRUSTEE; MARGUERITE
BERTI, TRUSTEE; FREDERICK
BINKLEY, AN INDIVIDUAL; MICHAEL
BOGGS, AN INDIVIDUAL; DONALD
BORDEN, AN INDIVIDUAL; JEFFREY
BRENNER, AN INDIVIDUAL; BELLE
BRONFELD, AN INDIVIDUAL; LARRY
BRUNGARDT, AN INDIVIDUAL; WILLIAM
COLEMAN BRYAN, AN INDIVIDUAL;
CABRILLO CARD. MED. GP. (R.
ROTHCHILD); JOSEPH CAMARDESE, AN
INDIVIDUAL; CHELSEA ASSOCIATES
(RANDALL HARRIS); WARREN CLARK,
AN INDIVIDUAL; ROBERT CLARK, AN
INDIVIDUAL; HAROLD COHEN, AN
INDIVIDUAL; WILLIAM CONLEY, AN
INDIVIDUAL; TED COOPER, AN
INDIVIDUAL; SEAN COUGHLIN, AN
INDIVIDUAL; KANAAN "KENNY"
DANDACHI, AN INDIVIDUAL; THOMAS
DEAKMAN, AN INDIVIDUAL; STEVEN
DRESNER, AN INDIVIDUAL; LAWRENCE
DUMAIN, AN INDIVIDUAL; DEANNA
DUMAIN, AN INDIVIDUAL; JAMES "JIM"
FAYETTE, AN INDIVIDUAL; MARK
FERGUSON, AN INDIVIDUAL; STEPHEN
FROST, AN INDIVIDUAL; SUZANNE
FROST, AN INDIVIDUAL; EDWARD I.
GALFSKY, AN INDIVIDUAL; JOHN
GASSER, AN INDIVIDUAL; ROBERT
GAULT, AN INDIVIDUAL; THELMA
GAULT, AN INDIVIDUAL; DARRELL
GLAHN, AN INDIVIDUAL; BLYTHE
GLAHN, AN INDIVIDUAL; MICHAEL
GROSSMAN, AN INDIVIDUAL; BRIAN
HALINA, AN INDIVIDUAL; KATHLEEN
HELLMERS, AN INDIVIDUAL; KENNETH
HERSH, AN INDIVIDUAL; HILLIARD

FILED

APR 27 2000

JANE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Shoop*
DEPUTY CLERK

LTD. PARTNERSHIP; DANIEL HILLIARD, AN INDIVIDUAL; WJ HILLIARD FAMILY TRUST; SY HIMELSTEIN, AN INDIVIDUAL; INNER SOURCES, INC.; MIKE ISMAIL, AN INDIVIDUAL; HERB JOHNSON, AN INDIVIDUAL; BRENDA JOHNSON, AN INDIVIDUAL; GABRIEL KAPLAN, AN INDIVIDUAL; L. ROLLS (NOMINEES) LTD. (L. ROLLS); WILLIAM LARRABEE, AN INDIVIDUAL; BONNIE LARREBEE, AN INDIVIDUAL; PETER LAWRENCE, AN INDIVIDUAL; MARK LEGGIO, AN INDIVIDUAL; JEFFREY LEVANTHAL, AN INDIVIDUAL; JAMES LYNCH, AN INDIVIDUAL; EDWARD MARANDOLA, JR., AN INDIVIDUAL; FILIZI "PHILIP" MATHIS, AN INDIVIDUAL; FRANK MATHIS, AN INDIVIDUAL; ROBERT MCCURDY, AN INDIVIDUAL; EDWARD LOW MILLS, AN INDIVIDUAL; JAMES MILLS, AN INDIVIDUAL; MICHAEL MOELLER, AN INDIVIDUAL; ALBERT MOLINARO, AN INDIVIDUAL; STEVE NATALE, AN INDIVIDUAL; KAY NIX, AN INDIVIDUAL; LINDA WALLACE PATE, AN INDIVIDUAL; ROBERT PEKELNICKY, AN INDIVIDUAL; EMILY PEKELNICKY, AN INDIVIDUAL; JON PETERS, AN INDIVIDUAL; ALICE POSHKUS, AN INDIVIDUAL; REGINA POSHKUS, AN INDIVIDUAL; NICHOLAS POSHKUS, AN INDIVIDUAL; DAVID B. RADDEN, AN INDIVIDUAL; RICHARD ROSSI, AN INDIVIDUAL; JAMES SCHLOEMAN, AN INDIVIDUAL; DAVID A. SCHULT, AN INDIVIDUAL; JEFF SEAVEY, AN INDIVIDUAL; MORRIS SILVER, AN INDIVIDUAL; HOLLIS R. SMITH, AN INDIVIDUAL; LEMBITU SORRA, M.D., AN INDIVIDUAL; ARTHUR STEINBERG, AN INDIVIDUAL; CARL F. STEINFELD, AN INDIVIDUAL; KEN STOKES, AN INDIVIDUAL; THOMAS SULZBACH, AN INDIVIDUAL; EUNA SULZBACH, AN INDIVIDUAL; ROBERT E. WALKER, AN INDIVIDUAL; DAVID WILSON, AN INDIVIDUAL; AND MEDICAL DEVICE ALLIANCE, INC.,


Real Parties in Interest.

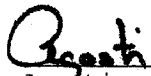
ORDER DENYING PETITION FOR WRIT OF PROHIBITION

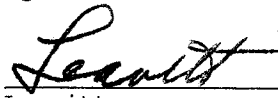
This original petition for a writ of prohibition challenges a district court order directing a company that is not a party to the underlying action, International Integrated Industries (III), to transfer furniture and stock warrants to a receiver whom the district court appointed to oversee the affairs of a another company, Medical Device Alliance, Inc.

Petitioner also seeks a stay of the order.¹ We have considered this petition for a writ of prohibition, 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 and the request for a stay. See NRAP 21(b); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

It is so ORDERED.


_____, C.J.
Rose


_____, J.
Agesti


_____, J.
Leavitt

cc: Hon. Nancy M. Saitta, District Judge
Schreck Morris
Jones Vargas
Weil, Gotshal & Manges
Harrison Kemp & Jones, Chtd.
James, Driggs, Walch, Santoro, Kearney, Johnson &
Thompson
Frank A. Ellis & Associates
William E. Cooper Law Offices
Callister & Reynolds
Gordon & Silver, Ltd.
Bernhard & Leslie
Clark County Clerk

¹The order was entered on April 24, 2000, following a hearing that took place on April 20, 2000. The petition was filed on April 27, 2000, the same day that the order requires the transfer to take place. We note that the proof of service indicates that petitioner's counsel served the petition by mail on April 26, 2000.