

IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 36135

THE STATE OF NEVADA, DEPARTMENT OF  
TRANSPORTATION,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT  
OF THE STATE OF NEVADA, IN AND FOR  
THE COUNTY OF CLARK, AND THE  
HONORABLE MARK R. DENTON, DISTRICT  
JUDGE,

Respondents,

and

BANTER, INC.,

Real Party in Interest.

**FILED**


JUN 14 2000

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY   
CHIEF DEPUTY CLERK

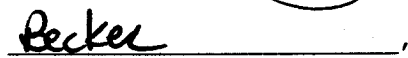
ORDER DENYING PETITION FOR WRIT OF MANDAMUS OR PROHIBITION

We have considered this original petition for a writ of mandamus or 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. See NRAP 21(b); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991); State ex rel. Dep't Transp. v. Thompson, 99 Nev. 358, 662 P.2d 1338 (1983).

It is so ORDERED.<sup>1</sup>

  
Maupin J.

  
Shearing J.

  
Becker J.

<sup>1</sup>We deny as moot the real party in interest's motion requesting permission to respond to the petition and direct the clerk of this court to return, unfiled, its answer, which was received on May 19, 2000.

cc: Hon. Mark R. Denton, District Judge  
Attorney General  
Law Offices of Kermitt L. Waters  
Clark County Clerk