

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN LUCKETT,  
Petitioner,  
vs.  
THE HONORABLE JENNIFER P.  
TOGLIATTI, DISTRICT JUDGE,  
Respondent.

No. 59371

**FILED**

DEC 30 2015

*ORDER DENYING PETITION  
FOR WRIT OF MANDAMUS*

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

This is an original pro se petition for a writ of mandamus in which petitioner John Luckett seeks a writ directing the district court to vacate its order to show cause why the district court should grant the order to proceed in forma pauperis.

Based on the record, the court cannot conclude that that the district court's actions in issuing the order to show cause were arbitrary or capricious. NRS 34.160; *Int'l Game Tech., Inc. v. Second Judicial Dist. Court*, 124 Nev. 193, 197, 179 P.3d 556, 558 (2008). We therefore

ORDER the petition DENIED.<sup>1</sup>

*[Signature]* J.  
Parraguirre

*[Signature]* J.  
Douglas

*[Signature]* J.  
Cherry

<sup>1</sup> In light of this order, petitioner's motion to proceed in forma pauperis is denied as moot.

15-40100

cc: Hon. Jennifer P. Togliatti, District Judge  
John Lockett  
Attorney General/Carson City  
Eighth Judicial District Court Clerk