

IN THE SUPREME COURT OF THE STATE OF NEVADA

PETER R. DUBE',

No. 36354

Petitioner,

vs.

THE SECOND JUDICIAL DISTRICT COURT  
OF THE STATE OF NEVADA, IN AND FOR  
THE COUNTY OF WASHOE, AND THE  
HONORABLE STEVEN P. ELLIOTT,  
DISTRICT JUDGE,

**FILED**

Respondents,

SEP 07 2000

and

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Sheering*  
CHIEF DEPUTY CLERK

ASPEN CONSTRUCTION COMPANY, INC.,

Real Party in Interest.

ORDER DENYING PETITION FOR WRIT OF CERTIORARI

This is an original petition for a writ of certiorari challenging a district court order imposing sanctions on petitioner pursuant to NRCP 11. We have considered the petition, and the answer thereto, 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 NRS 34.020(2); Dangberg Holdings v. Douglas Co., 115 Nev. 129, 137-38, 978 P.2d 311, 316 (1999).<sup>1</sup>

It is so ORDERED.

*Sheering* J.  
Sheering  
*Agosti* J.  
Agosti  
*Leavitt* J.  
Leavitt

<sup>1</sup>In light of this order, we vacate the temporary stay granted on July 3, 2000.

In the answer to the petition, the real party in interest requests sanctions against petitioner pursuant to NRCP 11 or NRAP 38. We deny this request and remind counsel that the proper vehicle for seeking such relief is by formal motion. See NRAP 27.

cc: Hon. Steven P. Elliott, District Judge  
Paul G. Yohey  
Sprinkel & Burau LLC  
Washoe County Clerk