

IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 36380

JOSEPH F. NASCIMENTO,

Petitioner,

vs.

STATE BAR OF NEVADA; THE EIGHTH
JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE
COUNTY OF CLARK; AND THE HONORABLE
T. ART RITCHIE, DISTRICT JUDGE,

Respondents,

and

KATHY R. DUMMER/NASCIMENTO,

Real Party in Interest.

FILED

JUL 25 2000

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

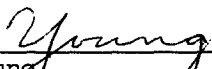


This is an original proper person petition for a writ of mandamus challenging bar counsel's refusal to prosecute petitioner's alleged grievance against his former spouse's divorce counsel. Petitioner also appears to seek disqualification of the district judge currently assigned to the underlying post-decree custody motions, and reassignment to a new district judge. The petition was not accompanied by an affidavit of the party beneficially interested, in violation of NRS 34.170. Petitioner also failed to pay the filing fee required by NRS 2.250, and requests that it be waived on the grounds that it is not his job to enforce attorney discipline and prevent judicial corruption and so he should not have to pay for the petition.

SCR 104(2) provides a procedure whereby a grievance against bar counsel may be addressed. In addition, NRS 1.235 provides a procedure whereby a party may seek the disqualification of a district judge. Extraordinary relief is

not available where there is an adequate remedy at law. See
NRS 34.170.¹

We are therefore 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); State ex rel. Dep't Transp. v. Thompson, 99 Nev. 358,
662 P.2d 1338 (1983).

It is so ORDERED.²

 _____ Young	J.
 _____ Agosti	J.
 _____ Leavitt	J.

cc: Hon. T. Art Ritchie, District Judge,
Family Court Division
Rob W. Bare, Bar Counsel, State Bar of Nevada
Wayne Blevins, Executive Director, State Bar of Nevada
Alverson Taylor Mortensen Nelson & Sanders
Joseph F. Nascimento
Clark County Clerk

¹We conclude that petitioner has not demonstrated good
cause to waive the filing fee. This constitutes an
independent basis for denial of the petition. See NRAP 21(e).

²Although petitioner was not granted leave to file papers
in proper person, see NRAP 46(b), we have considered the
proper person documents received from petitioner. The relief
requested is denied as moot in light of this order. We direct
the clerk of this court to amend the caption on this court's
docket so that it is consistent with the caption on this
order.