

IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 36461

PHILIP J. KOHN, CLARK COUNTY
SPECIAL PUBLIC DEFENDER, AND DONTÉ
JOHNSON A/K/A JOHN WHITE,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR
THE COUNTY OF CLARK, AND THE
HONORABLE JEFFREY D. SOBEL,
DISTRICT JUDGE,

Respondents,

and

THE STATE OF NEVADA,

Real Party in Interest.

FILED

JUL 21 2000

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

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

AND EMERGENCY MOTION FOR STAY

This is an original petition for a writ of mandamus challenging the constitutionality of three-judge sentencing panels in capital cases. It is also an emergency motion for a stay of the penalty hearing in the case of petitioner Donte Johnson, a/k/a John White. We have considered the petition and motion on file herein, 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 34.160. We also deny the emergency motion.

It is so ORDERED.

Rae, C.J.

Mausin, J.

Allegati, J.

Becker, J.

cc: Hon. Jeffrey D. Sobel, District Judge
Attorney General
Clark County District Attorney
Special Public Defender
Clark County Clerk