

IN THE SUPREME COURT OF THE STATE OF NEVADA

JO BRIGGS, CINDY WADE AND NEVADA  
BOARD OF CHIROPRACTIC EXAMINERS,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT  
OF THE STATE OF NEVADA, IN AND FOR  
THE COUNTY OF CLARK, AND THE  
HONORABLE LEE A. GATES, DISTRICT  
JUDGE,

Respondents.

and

RODDY S. WONG, D.C.,

Real Party in Interest.

No. 36651

**FILED**

SEP 07 2001

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

ORDER DENYING PETITION  
FOR WRIT OF MANDAMUS OR PROHIBITION

This is an original petition for a writ of mandamus or, in the alternative, for prohibition directing the district court to dismiss the underlying proceedings on the ground that the defendants, the Chiropractic Physicians' Board of Nevada ("the Board"), and two of its members, Jo Briggs and Cindy Wade, are immune from suit as a matter of law.

Writs of mandamus and prohibition are extraordinary remedies, and it is within the sound discretion of this court to determine if a petition will be considered.<sup>1</sup> We have carefully reviewed the record in this matter, and we decline

<sup>1</sup>See Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

to issue a writ directing the district court to halt the separate proceedings against the defendants.

Accordingly, we hereby

ORDER the petition DENIED.

Maupin, C.J.  
Maupin

Agosti, J.  
Agosti

Rose, J.  
Rose

cc: Hon. Lee A. Gates, District Judge  
Attorney General  
Benson Lee & Associates, Ltd.  
Mirch & Mirch  
Clark County Clerk