IN THE SUPREME COURT OF THE STATE OF NEVADA

DARRIN RAFAEL WILDER, Petitioner,

VS.

THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK; AND THE HONORABLE DOUGLAS W. HERNDON, DISTRICT JUDGE,

Respondents, and THE STATE OF NEVADA, Real Party in Interest. No. 79068

FILED

SEP 1 0 2019

CLERK OF SUPREME COURT
BY DEPUTY CLERK

ORDER DISMISSING PETITION

This is an original petition for a writ of mandamus or, alternatively, prohibition. Eighth Judicial District Court, Clark County; Douglas W. Herndon, Judge. Petitioner seeks to prevent the district court from compelling his attendance at a pretrial deposition.

Real party in interest has filed a motion to dismiss this petition as moot because it has withdrawn the motion for a deposition and petitioner is no longer under an order to appear. "The duty of every judicial tribunal is to decide actual controversies by a judgment which can be carried into effect, and not to give opinions upon moot questions or abstract propositions, or to declare principles of law which cannot affect the matter in issue before it." Univ. and Cmty. Coll. Sys. of Nev. v. Nevadans for Sound Gov't, 120 Nev. 712, 720, 100 P.3d 179, 186 (2004) (quoting NCAA v. Univ. of Nev., 97 Nev. 56, 57, 624 P.2d 10, 10 (1981). As a result, this court has long recognized that cases which present live controversies at their inception may be rendered moot by subsequent events. Id. Petitioner does not oppose

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the motion to dismiss and thus does not dispute that the motion for a deposition has been withdrawn or that this petition has been rendered moot. Accordingly, it appears that this petition is moot and this court grants the motion to dismiss and

ORDERS this petition DISMISSED.

Pickering, J.

Parraguirre O

Cadish

cc: Hon. Douglas W. Herndon, District Judge Law Offices of Andrea L. Luem Christiansen Law Offices Attorney General/Carson City Clark County District Attorney Eighth District Court Clerk