

IN THE SUPREME COURT OF THE STATE OF NEVADA

TIM MICHAEL ANDERSON,

No. 37254

Petitioner,

vs.

THE THIRD JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR
THE COUNTY OF LYON, AND THE
HONORABLE ARCHIE E. BLAKE, DISTRICT
JUDGE,

FILED

Respondents,

JAN 29 2001

and

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

THE STATE OF NEVADA,

Real Party
in Interest.

ORDER DENYING PETITION

FOR WRIT OF MANDAMUS

This proper person petition for a writ of mandamus challenges a district court order denying petitioner leave to proceed in forma pauperis.

We have reviewed the documents on file with this court, and we conclude that our intervention by extraordinary writ is not warranted. Petitioner's motion to correct an illegal sentence remains pending before the district court, and we are confident that the district court will resolve the motion as expeditiously as its calendar will permit. NRS 34.160. Accordingly, we deny the petition.¹

It is so ORDERED.

Shearing

Shearing J.

Agosti

Agosti J.

Leavitt

Leavitt J.

¹We note that although the district court denied petitioner's motion to proceed in forma pauperis, the court has not yet resolved petitioner's motion to correct an illegal sentence. Petitioner is entitled to file such a motion and is entitled to have the district court rule on that request for relief.

cc: Hon. Archie E. Blake, District Judge
Attorney General
Lyon County District Attorney
Tim Michael Anderson
Lyon County Clerk