

IN THE SUPREME COURT OF THE STATE OF NEVADA

GEORGE O'CONNER BEARD,

No. 37342

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK, AND THE HONORABLE THOMAS A. RITCHIE, JR., DISTRICT JUDGE, FAMILY COURT DIVISION,

FILED

MAR 14 2001

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

Respondents,

and

MICHELLE BEARD,

Real Party in Interest.

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This proper person petition for a writ of mandamus challenges the district court's denial of petitioner's motion to dismiss a complaint for divorce filed by the real party in interest. We have considered this proper person petition for a writ of mandamus, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted at this time.¹ Accordingly, we

ORDER the petition DENIED.²

Shearing

Shearing J.

Agosti

Agosti J.

Rose

Rose J.

¹See NRAP 21(b); State ex rel. Dep't Transp. v. Thompson, 99 Nev. 358, 662 P.2d 1338 (1983).

²We note that petitioner failed to pay the filing fee required by NRS 2.250; however, it appears that the district court granted a waiver of fees in the underlying action, and petitioner has requested a waiver of fees in this matter, supported by an affidavit demonstrating his poverty. We thus conclude that good cause exists to waive the fee in this matter. See NRAP 21(e). We also note that petitioner failed to provide any documentation in support of the petition, in violation of NRAP 21(a); nevertheless, we have considered the petition. Although petitioner was not granted leave to file papers in proper person, see NRAP 46(b), we have considered the proper person documents received from him.

cc: Hon. T. Art Ritchie, Jr., District Judge,
Family Court Division
George O'Conner Beard
Michelle Beard
Clark County Clerk