

IN THE SUPREME COURT OF THE STATE OF NEVADA

KOSAL TOUCH, INDIVIDUALLY, AND
D/B/A JELLY DONUT,

Petitioner,

vs.

THE SECOND JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR
THE COUNTY OF WASHOE, AND THE
HONORABLE STEVEN P. ELLIOTT,
DISTRICT JUDGE,

Respondents,

and

NATIONAL UNION FIRE INSURANCE
COMPANY,

Real Party in Interest.

No. 37543

FILED

JUN 13 2001

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

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This is an original petition for a writ of mandamus challenging a district court order denying petitioner's cross-motion for summary judgment in an insurance matter. We have considered the petition and the answer thereto, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted at this time.¹ Accordingly, we deny the petition.

It is so ORDERED.

Young

Young J.

Leavitt

Leavitt J.

Becker

Becker J.

¹See NRAP 21(b); NRS 34.170; Smith v. District Court, 113 Nev. 1343, 950 P.2d 280 (1997); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

cc: Hon. Steven P. Elliott, District Judge
Haefner & Enzenberger
Kenneth R. Bick
Jones Vargas
Washoe County Clerk