IN THE SUPREME COURT OF THE STATE OF NEVADA

No. 37698

FILED

JUN 20 2001

JANETTE M. BLOOM

CHEF DEPUTY CLER

BY

MANDALAY BAY CORPORATION D/B/A MANDALAY BAY RESORT AND CASINO,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK, AND THE HONORABLE NANCY M. SAITTA, DISTRICT JUDGE,

Respondents,

and

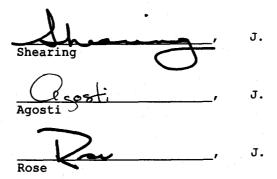
RAYMOND BUXSEL,

Real Party in Interest.

ORDER DENYING PETITION FOR WRIT OF PROHIBITION

This petition for a writ of prohibition challenges the district court's denial of petitioner's motion to dismiss the underlying intentional tort action for lack of subject matter jurisdiction, based on workers' compensation exclusive remedy and immunity provisions. We have reviewed the petition, the answer and the documents appended to both, and we are not satisfied that this court's intervention by way of extraordinary writ is warranted at this time.¹ Accordingly, we

ORDER the petition DENIED.²



¹See Smith v. District Court, 113 Nev. 1343, 950 P.2d 280 (1997); Barjesteh v. Faye's Pub, 106 Nev. 120, 787 P.2d 405 (1990).

²NRAP 21(b).

cc: Hon. Nancy M. Saitta, District Judge Schreck Brignone & Godfrey James J. Ream Clark County Clerk