

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF: A. C., A MINOR  
CHILD.

No. 82850

A. C.,  
Petitioner,  
vs.  
THE SIXTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
HUMBOLDT; AND THE HONORABLE  
MICHAEL MONTERO, DISTRICT  
JUDGE,  
Respondents,  
and  
THE STATE OF NEVADA,  
Real Party in Interest.

FILED

NOV 05 2021

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER DENYING PETITION FOR A WRIT OF MANDAMUS,  
OR IN THE ALTERNATIVE, PROHIBITION*


Petitioner, A.C., a minor child, seeks a writ of mandamus directing the district court and State to dismiss the habitual truancy citation issued against petitioner in the juvenile division of the sixth judicial district court or issue a writ of prohibition barring his prosecution.


The State filed an answer indicating that petitioner's truancy citation was dismissed on May 26, 2021, and arguing this petition should be dismissed for lack of standing and because the petition is now moot. Petitioner did not file a reply.

"To establish standing . . . the petitioner must demonstrate a 'beneficial interest' in obtaining writ relief." *Heller v. Legislature of Nev.*, 120 Nev. 456, 460–61, 93 P.3d 746, 749 (2004); see NRS 34.170 ("This

writ . . . shall be issued upon affidavit, on the application of the party beneficially interested.”). Because petitioner’s habitual truancy citation has been dismissed, we must deny the instant petition because petitioner will neither gain directly from its issuance, nor will petitioner suffer direct harm if it is denied. *Heller*, 120 Nev. at 461, 93 P.3d at 749. Further, because petitioner has already obtained his requested relief and is not being prosecuted by the district court, we conclude that the issues presented in this petition are now moot. *Nat’l Collegiate Athletic Ass’n v. Univ. of Nev., Reno*, 97 Nev. 56, 58, 624 P.2d 10, 11 (1981). Accordingly, we deny the petition.

It is so ORDERED.

  
\_\_\_\_\_, C.J.  
Hardesty

  
\_\_\_\_\_, J.  
Parraguirre

  
\_\_\_\_\_, J.  
Stiglich

cc: Hon. Michael Montero, District Judge  
Humboldt County Public Defender  
Attorney General/Carson City  
Humboldt County District Attorney  
Humboldt County Clerk