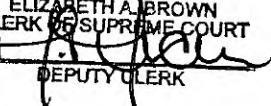


IN THE SUPREME COURT OF THE STATE OF NEVADA

JACK JOHNSON, III,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. SC9939
FILED

AUG 15 2023

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY: 
DEPUTY CLERK

ORDER DENYING PETITION

This is an original pro se petition for a writ of mandamus and/or prohibition challenging Nevada Department of Corrections' administrative regulations and prison disciplinary proceedings.

Petitioner was sanctioned by the Southern Desert Correctional Center for providing an impermissibly diluted urine sample. In this petition, petitioner claims that NDOC's Administrative Regulations 707 & 801 "are unconstitutionally vague insofar as the use of the term 'dilute' does not provide adequate or requisite notice in order for a person of ordinary intelligence a reasonable opportunity to know what is prohibited and request[s] of this Court to enjoin its enforcement . . . as it relates to the term 'dilute.'"

Because petitioner can challenge prison disciplinary proceedings in a civil rights action, *see* 42 U.S.C. § 1983, this court's intervention by way of extraordinary relief is not warranted. *See Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004); *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991) (recognizing that writ relief is an extraordinary remedy and that this court has sole discretion in determining whether to entertain a writ petition).

