

IN THE SUPREME COURT OF THE STATE OF NEVADA

THEODORE BRIAN HOYT AND SHERRY
LYNN ROUTON,

No. 38003

Petitioners,

vs.

FILED

THE EIGHTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR
THE COUNTY OF CLARK, AND THE
HONORABLE MARK W. GIBBONS,
DISTRICT JUDGE,

JUL 03 2001

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *[Signature]*
SERVING CLERK

Respondents,

and

THE STATE OF NEVADA,

Real Party
in Interest.

ORDER DENYING PETITION

This original petition for a writ of mandamus or prohibition seeks an order of this court directing the district court "to apply a 'marketable materials' approach to its analysis of whether the prosecution presented sufficient evidence of High Level Trafficking at the preliminary hearing." Having considered the petition on file herein, we conclude that this court's intervention by way of extraordinary relief is not warranted at this time.¹ Accordingly, we deny the petition.

It is so ORDERED.

Young

Young J.

Leavitt

Leavitt J.

Becker

Becker J.

¹See NRS 34.160; 34.320.

cc: Hon. Mark W. Gibbons, District Judge
Attorney General
Clark County District Attorney
Clark County Public Defender
Leo P. Flangas
Clark County Clerk