

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN TOLE MOXLEY,

No. 39040

Petitioner,

vs.

THE STATE OF NEVADA,

Respondent.

**FILED**

JAN 17 2002

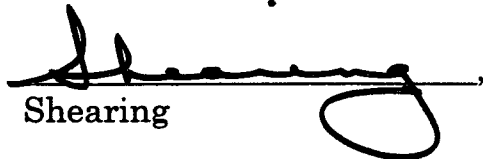
JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richards*  
CHIEF DEPUTY CLERK

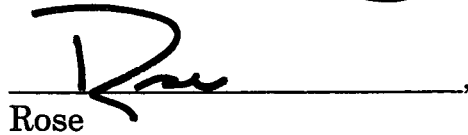
ORDER DENYING PETITION


This proper person petition for a writ of mandamus or prohibition requests dismissal of the case pending in the district court, exclusion and suppression of videotapes of petitioner's testimony from the first trial, exclusion and suppression of petitioner's testimony from the first trial, and release of the videotapes to petitioner. Petitioner further requests that two deputy district attorneys be sanctioned for allegedly improper conduct in obtaining the videotapes. We have considered the petition on file herein, and we are not satisfied that this court's

intervention by way of extraordinary relief is warranted at this time.<sup>1</sup>  
Accordingly, we

ORDER the petition DENIED.<sup>2</sup>

  
\_\_\_\_\_, J.  
Shearing

  
\_\_\_\_\_, J.  
Rose

  
\_\_\_\_\_, J.  
Becker

cc: Hon. John S. McGroarty, District Judge  
Attorney General/Carson City  
Clark County District Attorney  
John Tole Moxley  
Clark County Clerk

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<sup>1</sup>See NRS 34.160; NRS 34. 170; NRS 34.320; NRS 34.330.

<sup>2</sup>We have considered all proper person documents filed or received in this matter, and we conclude that the relief requested is not warranted.