

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL ANGELO DRAKE,  
Petitioner,

vs.

THE SECOND JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
WASHOE, AND THE HONORABLE  
CHARLES M. MCGEE, DISTRICT  
JUDGE AND ARNOLD BROCK, JR.,  
Respondents,  
THE STATE OF NEVADA,  
Real Party in Interest.

No. 39044

**FILED**

JAN 17 2002

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

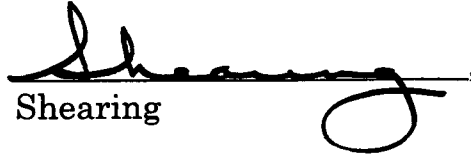
ORDER DENYING PETITION FOR WRIT OF MANDAMUS


This is an original proper person petition for a writ of mandamus challenging the district court's denial of petitioner's motion to dismiss a complaint for failure to comply with NRCP 16.1.<sup>1</sup> No documents necessary to an understanding of the matter were attached, in violation of NRAP 21(a). In addition, it appears that a final judgment has been or


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<sup>1</sup>Although petitioner was not granted leave to file papers in proper person, see NRAP 46(b), we have considered the proper person documents received from him.

shortly will be entered, from which petitioner may appeal.<sup>2</sup> An appeal is an adequate legal remedy barring extraordinary relief.<sup>3</sup> Accordingly, we ORDER the petition DENIED.

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

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

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

cc: Hon. Charles M. McGee, District Judge  
Attorney General/Carson City  
Arnold Brock Jr.  
Michael Angelo Drake  
Washoe County Clerk

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<sup>2</sup>NRAP 3A(b)(1).

<sup>3</sup>See NRS 34.170; Guerin v. Guerin, 114 Nev. 127, 131, 953 P.2d 716, 719 (1998), abrogated on other grounds by Pengilly v. Rancho Santa Fe Homeowners, 116 Nev. 646, 5 P.3d 569 (2000).