

IN THE SUPREME COURT OF THE STATE OF NEVADA

WILLIAM J. RUNDLE,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
KATHY A. HARDCASTLE, DISTRICT
JUDGE,

Respondents,

and

THE STATE OF NEVADA,
Real Party in Interest.

No. 40935

FILED

MAR 05 2003

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

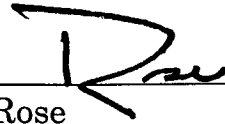
ORDER DENYING PETITION

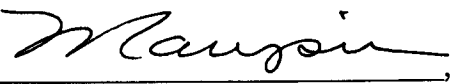
This is an original petition for a writ of prohibition or mandamus. The State has charged petitioner with first-degree murder and robbery and seeks a death sentence. Petitioner asks this court for a writ compelling the district court to vacate its ruling granting the State's motion to admit evidence of prior bad acts. Petitioner also filed an emergency motion for a stay, and this court entered an order temporarily staying trial pending receipt of the State's opposition to the motion. The State has filed an opposition. We have considered the petition, motion, and all documents on file herein,¹ and we are not satisfied that this court's


¹Petitioner has also submitted a reply in support of his emergency motion and a motion requesting permission to file the reply. Cause appearing, we grant the motion and direct the clerk of this court to file the reply received on March 3, 2003.

intervention by way of extraordinary relief is warranted at this time. Accordingly, we deny the petition.² We also deny the emergency motion and lift the temporary stay previously entered.

It is so ORDERED.


_____, J.
Rose


_____, J.
Maupin


_____, J.
Gibbons

cc: Hon. Kathy A. Hardcastle, District Judge
Clark County Public Defender
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk

²See NRS 34.160.