IN THE SUPREME COURT OF THE STATE OF NEVADA

DESERT CHRYSLER-PLYMOUTH, INC., D/B/A DESERT CHRYSLER JEEP, Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK, AND THE HONORABLE MICHELLE LEAVITT, DISTRICT JUDGE,

Respondents,

and

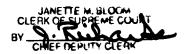
TAE YI,

Real Party in Interest.

No. 41310



OCT 0 7 2003



ORDER DENYING PETITION

This original petition for a writ of mandamus challenges a district court order denying petitioner's motion to dismiss for failure to timely serve process under NRCP 4(i). We have reviewed the petition, and we are not persuaded that this court's intervention by way of extraordinary writ is warranted at this time. See Smith v. District Court, 113 Nev. 1343, 950 P.2d 280 (1997). Accordingly, we deny the petition.

It is so ORDERED.

Agosti

C.J.

, J.

Maupin

unin

SUPREME COURT OF NEVADA

(O) 1947A

cc: Hon. Michelle Leavitt, District Judge Jolley Urga Wirth & Woodbury Cliff W. Marcek Clark County Clerk