

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

FILED

OCT 07 2003

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

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.  
Agosti

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

*Maupin*  
\_\_\_\_\_, J.  
Maupin

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