IN THE SUPREME COURT OF THE STATE OF NEVADA

BOMBARD ELECTRIC; AND TEXAS STATION, LLC,

Petitioners,

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,

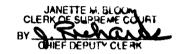
and

MIYAKO SHARPE,

Real Party in Interest.

No. 41323

OCT 0 7 2003



ORDER DENYING PETITION

This original petition for a writ of mandamus or prohibition challenges a district court order denying petitioners' 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.

Rose, J.

Maunin, J

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SUPREME COURT OF NEVADA

(O) 1947A

<u> 03 -16687</u>

cc: Hon. Michelle Leavitt, District Judge Bennion & Clayson Pyatt Silvestri & Hanlon Law Offices of Marc D. Risman Clark County Clerk