

IN THE SUPREME COURT OF THE STATE OF NEVADA

CHRISTINE F. STEVENS,
Petitioner,

vs.

THE SECOND JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
WASHOE, AND THE HONORABLE
STEVEN R. KOSACH, DISTRICT
JUDGE,

Respondents.

and

KYLE KORDEL,
Real Party in Interest.

No. 41455

FILED

JUN 04 2003

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

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This original petition for a writ of mandamus challenges a district court order that denied petitioner's motion to strike a trial de novo request. A writ of mandamus is available to compel the district court to perform a required act,¹ or to control an arbitrary or capricious exercise of discretion,² if petitioner has no plain, speedy, and adequate remedy.³


¹NRS 34.160.


²Round Hill Gen. Imp. Dist. v. Newman, 97 Nev. 601, 637 P.2d 534 (1981).


³NRS 34.170.

We have considered this petition, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted at this time.⁴ Accordingly, we

ORDER the petition DENIED.


_____, J.
Shearing


_____, J.
Leavitt


_____, J.
Becker

cc: Hon. Steven R. Kosach, District Judge
Law Offices of Robert F. Enzenberger
Lee T. Hotchkin Jr.
Washoe District Court Clerk

⁴See NRAP 21(b); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).