

IN THE SUPREME COURT OF THE STATE OF NEVADA

INSURANCE COMPANY OF THE
WEST, A CALIFORNIA
CORPORATION,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
JESSIE WALSH, DISTRICT JUDGE,
Respondents,

and

GIBSON TILE COMPANY, INC., A
NEVADA CORPORATION; THOMAS
GIBSON, AN INDIVIDUAL; AND
KELLY GIBSON, INDIVIDUAL,
Real Parties in Interest.

No. 42228

FILED

APR 28 2004


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

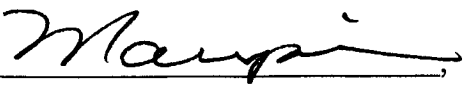
ORDER DISMISSING PETITION FOR
WRIT OF MANDAMUS OR PROHIBITION


This original petition for a writ of mandamus or prohibition seeks a temporary stay of the judgment's execution pending resolution of a motion to alter or amend the judgment. As the motion to alter or amend

has been resolved, we conclude that this petition is moot, and accordingly,
we

ORDER the petition DISMISSED.¹


_____, J.
Rose


_____, J.
Maupin


_____, J.
Douglas

cc: Hon. Jessie Elizabeth Walsh, District Judge
Alverson Taylor Mortensen Nelson & Sanders
Beckley Singleton, Chtd./Las Vegas
Orin G. Grossman
Clark County Clerk

¹We also vacate, with respect to this docket number only, the temporary stay imposed by our October 24, 2003 and November 21, 2003 orders. We deny Gibson Tile Company's motion for sanctions and motion for release of funds held by Bank of America. We also deny Insurance Company of the West's motion to strike Gibson's motion for release of funds, and its motion for leave to file a reply.