

IN THE SUPREME COURT OF THE STATE OF NEVADA

GARY C. BACKUS,
Petitioner,

vs.

THE SEVENTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF WHITE
PINE, AND THE HONORABLE
NORMAN C. ROBISON, SENIOR
JUDGE,

Respondents,

and

BERNIE ROMERO, SHERIFF OF
WHITE PINE COUNTY; AND
INSURANCE COMPANY X,
Real Parties in Interest.

No. 42435

FILED

JUN 04 2004

J. Amadio
JANET L. JAY
CLERK OF SUPREME COURT
DEPUTY CLERK

ORDER DENYING PETITION


This original petition for a writ of habeas corpus challenges an order of the respondent district court holding petitioner in contempt of court and sentencing petitioner to serve 25 days in the White Pine County Jail.


On December 5, 2003, this court entered an order staying the district court's order of contempt and directing petitioner's release from custody pending further review of this matter. This court also directed petitioner to supplement the petition and directed the White Pine District Attorney to file an answer on behalf of the respondent sheriff and the district court.

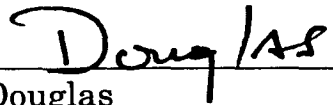
Having reviewed the answer and the supplemental points and authorities submitted herein, we conclude that petitioner has failed

to demonstrate that he is entitled to this court's issuance of a writ of habeas corpus. Accordingly, we

ORDER this petition DENIED.¹


_____, C.J.
Shearing


_____, J.
Rose


_____, J.
Douglas

cc: Hon. Norman C. Robison, Senior Judge
Sheriff of White Pine County
G. C. Backus
Matthews & Wines
White Pine County District Attorney
White Pine County Clerk

¹We vacate this court's prior order of December 5, 2003, staying the district court's order of contempt. We note that the initial petition filed in this matter neglected to inform this court that petitioner had been released from custody prior to the filing of the petition. Thus, it was unnecessary for this court to direct petitioner's release from custody in that order.