

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARY VAN ALYSTINE AND PRESTON
GRIFF,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
KATHY A. HARDCASTLE, DISTRICT
JUDGE,

Respondents,

and

DESERT REALTY, A NEVADA
CORPORATION; TERRY ROBERTSON,
AN INDIVIDUAL; AND MARCUS
OGHIGIAN, AN INDIVIDUAL,
Real Parties in Interest.

No. 42520

FILED

DEC 22 2003

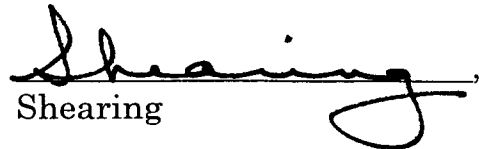
JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Richard*
CHIEF DEPUTY CLERK

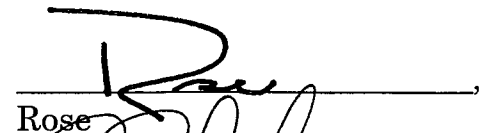
ORDER DENYING PETITION FOR WRIT OF PROHIBITION


This proper person original petition for a writ of prohibition challenges a district court order that extends the close of escrow. We have considered the petition, and we are not satisfied that this court's

intervention by way of extraordinary relief is warranted.¹ Accordingly, we deny the petition.²

It is so ORDERED.³

 J.
Shearing

 J.
Rose

 J.
Gibbons

cc: Hon. Kathy A. Hardcastle, District Judge
Lynn N. Hughes
Preston Griff
Mary Van Alostine
Clark County Clerk

¹See NRS 34.320 (providing for the issuance of a writ of prohibition only when a judicial function is exercised without jurisdiction); Smith v. District Court, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991) (observing that the issuance of a writ of prohibition is purely discretionary with this court).

²See NRAP 21(b).

³Petitioners' motions to expedite and to file faxed copies of the petition are denied as moot. This order in no way excuses petitioners' compliance with our December 18, 2003 order to pay the filing fee in this case.