

IN THE SUPREME COURT OF THE STATE OF NEVADA

UNINCORPORATED TOWN OF
PAHRUMP; PAHRUMP TOWN BOARD;
TIM LEAVITT; JIM MUTTON; JANE
WISDOM; JOE SLADEK; AND NYE
COUNTY, BOARD OF
COMMISSIONERS,
Petitioners,

vs.

THE FIFTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF NYE,
AND THE HONORABLE JOHN P.
DAVIS, DISTRICT JUDGE,
Respondents,

and

J. M. RICHARDS; ROBERT COUP;
BRETT LAWLER; PAUL GENTRY;
SHERRY FERVINS; JOAN LORD;
PRISCILLA ELTAGONDI; AND SEAN
HOLBROOK,
Real Parties in Interest.

No. 42524

FILED

JAN 08 2004

JANET E. WILSON
CLERK OF THE SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

ORDER DENYING PETITION FOR
WRIT OF MANDAMUS OR PROHIBITION

This original petition for a writ of mandamus or prohibition challenges a district court order that denied a motion to dismiss or for summary judgment in a property annexation case. We have reviewed 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.

Becker, J.
Becker

Agosti, J.
Agosti

Gibbons, J.
Gibbons

cc: Hon. John Davis, District Judge
Black Lobello & Pitegoff
Flangas Law Office
Thorndal Armstrong Delk Balkenbush & Eisinger/Las Vegas
Nye County Clerk

¹See Smith v. District Court, 113 Nev. 1343, 950 P.2d 280 (1997) (stating that this court will consider writ petitions that challenge orders denying dismissal or summary judgment only if either an important issue of law needs clarification or no disputed factual issues exist and there is clear legal authority for dismissal or summary judgment).

²See NRAP 21(b).