

IN THE SUPREME COURT OF THE STATE OF NEVADA

STEWART & SUNDELL CONCRETE, A  
CORPORATION,  
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK, AND THE HONORABLE  
SALLY L. LOEHRER, DISTRICT  
JUDGE,

Respondents,

and

LYNN ROMANOFF, AN INDIVIDUAL  
AND MIRIAM V. VAN DAM, AS  
SPECIAL ADMINISTRATOR OF THE  
ESTATE OF NICHOLAS ROMANOFF,  
AND AS PERSONAL  
REPRESENTATIVE OF THE HEIRS OF  
THE ESTATE OF NICHOLAS  
ROMANOFF,  
Real Parties in Interest.

No. 42572

**FILED**

FEB 03 2004


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

ORDER DENYING PETITION FOR WRIT OF  
MANDAMUS OR PROHIBITION


This is a petition for a writ of mandamus or prohibition challenging a district court order denying a motion for summary judgment. 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.<sup>1</sup> Accordingly, we deny the petition.

It is so ORDERED.

  
\_\_\_\_\_, J.  
Becker

  
\_\_\_\_\_, J.  
Agosti

  
\_\_\_\_\_, J.  
Gibbons

cc: Hon. Sally L. Loehrer, District Judge  
Bennion & Clayson  
Beckley Singleton, Chtd./Las Vegas  
Palazzo Law Firm  
Clark County Clerk

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<sup>1</sup>See NRAP 21(b); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991); State ex rel. Dep't Transp. v. Thompson, 99 Nev. 358, 662 P.2d 1338 (1983).