

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID E. ST. PIERRE,  
Appellant,  
vs.  
SMALL CLAIMS COURT OF  
LAKE TOWNSHIP, IN AND FOR  
THE COUNTY OF PERSHING;  
AND CAROL A. NELSEN,  
JUSTICE OF THE PEACE,  
Respondents.

No. 42620

**FILED**

MAY 19 2005

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

ORDER OF AFFIRMANCE

This is a proper person appeal from a district court order denying appellant's petition for extraordinary relief. Sixth Judicial District Court, Pershing County; John M. Iroz, Judge.

A petition for extraordinary relief is appropriate only when no adequate remedy at law exists.<sup>1</sup> An appeal is an adequate legal remedy that precludes writ relief.<sup>2</sup> Also, writ relief cannot correct a failure to file a timely notice of appeal.<sup>3</sup> Here, appellant could have appealed from the

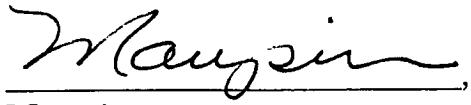
<sup>1</sup>See NRS 34.020 (certiorari); NRS 34.170 (mandamus); NRS 34.330 (prohibition).

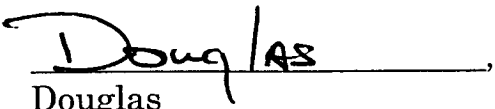
<sup>2</sup>See Pan v. Dist. Ct., 120 Nev. 222, 88 P.3d 840 (2004).

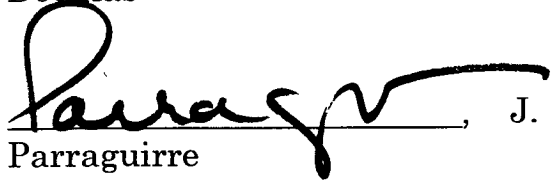
<sup>3</sup>See id.

justice's court's order awarding him a lower judgment than he sought, but he failed to do so. Accordingly, we affirm the district court's order denying appellant's petition.

It is so ORDERED.

  
\_\_\_\_\_, J.  
Maupin

  
\_\_\_\_\_, J.  
Douglas

  
\_\_\_\_\_, J.  
Parraguirre

cc: Hon. John M. Iroz, District Judge  
David E. St. Pierre  
Attorney General Brian Sandoval/Carson City  
Pershing County District Attorney  
Pershing County Clerk