

IN THE SUPREME COURT OF THE STATE OF NEVADA

VICTOR VASQUEZ,
Petitioner,
vs.
THE STATE OF NEVADA,
Respondent.

No. 42729

FILED

FEB 19 2004

ORDER DENYING PETITION

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

This is a proper person petition for a writ of mandamus. Petitioner seeks an order compelling delivery of property confiscated from him, compensating petitioner for property that has been lost by the State, and directing the State to advise petitioner if forfeiture procedures were followed.

We have considered the petition on file herein, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted at this time. A determination as to whether the allegations in the petition are true will require fact-finding, a task for which this court is not suited.¹ Further, extraordinary relief is warranted only when petitioner has no adequate remedy at law.² Here, it appears that

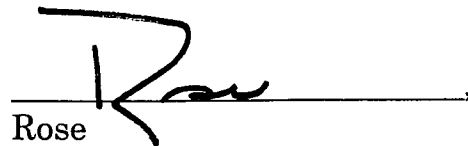
¹See Round Hill Gen. Imp. Dist. v. Newman, 97 Nev. 601, 637 P.2d 534 (1981).

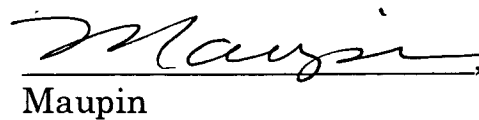
²See NRS 34.170.

petitioner has a remedy in the form of a civil complaint filed in the district court. Accordingly, we

ORDER the petition DENIED.

 C.J.
Shearing

 J.
Rose

 J.
Maupin

cc: Hon. Lee A. Gates, District Judge
Victor Vasquez
Attorney General Brian Sandoval/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk