

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE COUNTY OF LYON, A POLITICAL
SUBDIVISION OF THE STATE OF
NEVADA; AND THE LYON COUNTY
BOARD OF COMMISSIONERS,
Petitioners,

vs.

THE THIRD JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF LYON,
AND THE HONORABLE DAVID A.
HUFF, DISTRICT JUDGE,

Respondents,

and

ADVANCED SPECIALTY GASES, INC.,
A NEVADA CORPORATION,
Real Party in Interest.

No. 42813

FILED

JUN 13 2005

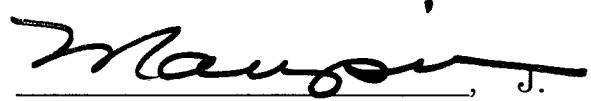
JANE M. GALE, CLERK
CLERK OF SUPREME COURT
J. M. Gale
DEPUTY CLERK

ORDER DENYING PETITION
FOR WRIT OF MANDAMUS

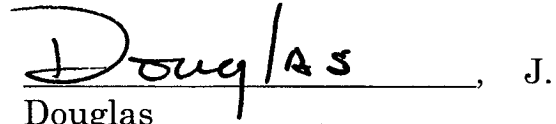
This is an original petition for a writ of mandamus challenging a district court decision at a bifurcated trial, conducted pursuant to NRS 278.0233, to set aside Lyon County's revocation of a special use permit following an explosion at a chemical manufacturing plant.

After carefully reviewing the petition, answer, reply and exhibits, we are not persuaded that this court's intervention by way of extraordinary relief is warranted. Accordingly we

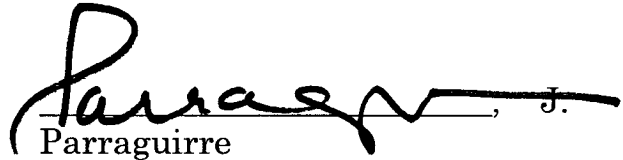
ORDER the petition DENIED.



Maupin



Douglas



Parraguirre

cc: Hon. David A. Huff, District Judge
Keith Loomis
Allison, MacKenzie, Russell, Pavlakis, Wright & Fagan, Ltd.
Lyon County Clerk