

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL LEE GILBERT,  
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK, AND THE HONORABLE  
CHERYL MOSS, DISTRICT JUDGE,  
FAMILY COURT DIVISION,

and  
BONITA BIER,  
Real Party in Interest.

No. 46091

**FILED**

OCT 21 2005

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

ORDER DENYING PETITION FOR WRIT  
OF MANDAMUS OR PROHIBITION

This is an original petition for a writ of mandamus or prohibition challenging a district court order that directs the petitioner to undergo paternity testing. We have considered the petition, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted at this time. Accordingly, we deny the petition.<sup>1</sup>

It is so ORDERED.

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

*Rose*  
\_\_\_\_\_, J.  
Rose

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

<sup>1</sup>See NRAP 21(b); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

cc: Hon. Cheryl B. Moss, District Judge, Family Court Division  
Bruce I. Shapiro, Ltd.  
Karen A. Connolly  
Clark County Clerk