

IN THE SUPREME COURT OF THE STATE OF NEVADA

CARL WAYNE CARTER,
Petitioner,

vs.

JACK ALIAN,
Respondent.

No. 46337

FILED

JAN 13 2006

ORDER DENYING PETITION

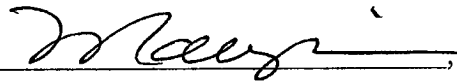
JANETTE M BLOOM
CLERK OF SUPREME COURT
BY *J. Richards*
CHIEF DEPUTY CLERK

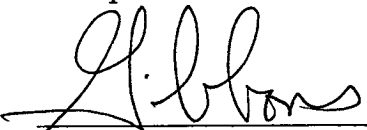
This is a proper person petition for a writ of mandamus. Petitioner seeks an order compelling his attorney to provide petitioner with his case file. We have considered the petition on file herein, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted at this time.¹ It does not appear from this court's review of the documents before it that petitioner has followed the proper

¹See NRS 34.160.

procedures for compelling transfer of documents.² Accordingly, we

ORDER the petition DENIED.³

 J.
Maupin

 J.
Gibbons

 J.
Hardesty

²See NRS 7.055. It is unclear from the documents before this court that petitioner's attorney has been discharged. Petitioner may file a motion to discharge his attorney of record in the district court. Petitioner may then make a demand upon the attorney for immediate delivery of the papers and pleadings. After five days have passed from the notice to the attorney, petitioner may move the district court to compel delivery. We are confident that the district court will resolve all pending motions as expeditiously as its calendar permits.

³We have received all proper person documents received in this matter, and we conclude that no relief is warranted.

cc: Carl Wayne Carter
Jack A. Alian
Washoe District Court Clerk