

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT LEE WURGAFT,
Petitioner,

vs.

THE THIRD JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF LYON,
THE HONORABLE ARCHIE E. BLAKE,
DISTRICT JUDGE,

Respondents,

and

LYON COUNTY DISTRICT
ATTORNEY,
Real Party in Interest.

No. 48212

FILED

NOV 15 2006

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

ORDER DENYING PETITION

This is a proper person petition for a writ of mandamus. Petitioner seeks an order directing the district attorney to file an answer to a post-conviction petition for a writ of habeas corpus as directed by the district court. Petitioner claims that the district attorney's answer should have been filed on or before September 7, 2006. We have reviewed the documents before this court, and we conclude that this court's intervention is not warranted at this time.¹ Petitioner should seek enforcement of the

¹See NRS 34.160.

district court's order in the district court in the first instance. Accordingly,
we

ORDER the petition DENIED.²

Becker, J.
Becker

Hardesty, J.
Hardesty

Parraguirre, J.
Parraguirre

cc: Third Judicial District Court Dept. 2, District Judge
Robert Lee Wurgaft
Attorney General George Chanos/Carson City
Lyon County District Attorney
Lyon County Clerk

²We have received all proper person documents submitted in this matter, and we conclude that no relief is warranted.