

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDWARD ELRY MORRISON,  
Petitioner,  
vs.  
THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK, AND, THE HONORABLE  
GLORIA S. SANCHEZ, DISTRICT  
JUDGE, FAMILY COURT DIVISION,  
Respondents.

No. 52079

**FILED**

SEP 05 2008

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This original proper person petition for a writ of mandamus challenges the district court's alleged failure to rule on petitioner's motion.

A writ of mandamus is available to compel the performance of an act that the law requires, or to control a manifest abuse of discretion.<sup>1</sup> Mandamus is an extraordinary remedy, and whether a petition will be considered is within our sole discretion.<sup>2</sup> Also, petitioner bears the burden to demonstrate that our intervention by way of extraordinary relief is warranted.<sup>3</sup>

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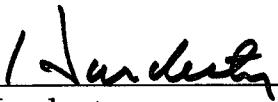
<sup>1</sup>See NRS 34.160; Round Hill Gen. Imp. Dist. v. Newman, 97 Nev. 601, 637 P.2d 534 (1981).

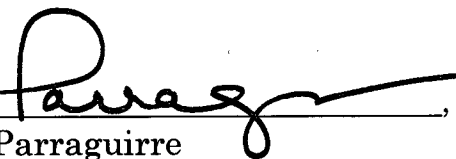
<sup>2</sup>See Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

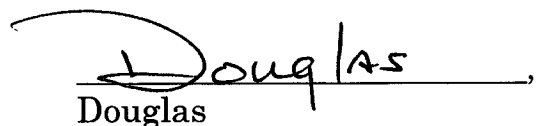
<sup>3</sup>Pan v. Dist. Ct., 120 Nev. 222, 228, 88 P.3d 840, 844 (2004).

Having reviewed the petition and its supporting documents,<sup>4</sup> we are not persuaded that our extraordinary relief is warranted. We are confident that the district court will promptly rule on any motions that are properly submitted for decision. Accordingly, we

ORDER the petition DENIED.<sup>5</sup>

  
\_\_\_\_\_, J.  
Hardesty

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

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

cc: Hon. Gloria S. Sanchez, District Judge, Family Court Division  
Edward Elry Morrison  
Attorney General Catherine Cortez Masto/Carson City  
Eighth District Court Clerk

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<sup>4</sup>We direct the clerk of this court to file petitioner's supplemental exhibits provisionally received on August 13, 2008.

<sup>5</sup>NRAP 21(b); Smith, 107 Nev. at 677, 818 P.2d at 851. We grant petitioner's motion for leave to proceed in forma pauperis, thus no filing fee is due. See NRAP 21(e).