

IN THE SUPREME COURT OF THE STATE OF NEVADA

LEWIS SPINNER,  
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK,

Respondent,

and

THE STATE OF NEVADA,  
Real Party in Interest.

No. 58229

**FILED**

**MAY 05 2011**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

ORDER DENYING PETITION

This original petition for a writ of certiorari or, in the alternative, a writ of mandamus or prohibition challenges a district court order denying petitioner's motion to dismiss an indictment on the ground that the charges in the indictment fell outside the statute of limitations. We have considered the petition, and we are not satisfied that this court's intervention by way of extraordinary writ is warranted as petitioner has an adequate remedy by way of an appeal should he be convicted. NRS 34.170; NRS 34.330; State v. Dist. Ct. (Riker), 121 Nev. 225, 231, 112 P.3d 1070, 1074 (2005). Accordingly, we deny the petition. See NRAP 21(b).

It is so ORDERED

*[Signature]*, J.  
Saitta

*[Signature]*, J.  
Hardesty

*[Signature]*, J.  
Parraguirre

cc: Hon. Douglas E. Smith, District Judge  
Mueller Hinds & Associates  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk