

IN THE SUPREME COURT OF THE STATE OF NEVADA

DIPAK KANTILAL DESAI,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
VALERIE ADAIR, DISTRICT JUDGE,
Respondents,
and
THE STATE OF NEVADA,
Real Party in Interest.

No. 61230

FILED

JAN 02 2013

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

WRIT OF MANDAMUS

TO: The Honorable Valerie Adair, Judge of the Eighth Judicial District Court:

WHEREAS, this Court having made and filed its written decision that a writ of mandamus issue,

NOW, THEREFORE, you are instructed to grant the pretrial petition for a writ of habeas corpus with respect to the racketeering count, in the case entitled State vs. Desai, case no. C265107.

WITNESS The Honorables Michael L. Douglas, Mark Gibbons, and Ron Parraguirre, Associate Justices of the Supreme Court of the State of Nevada, and attested by my hand and seal this 24th day of December, 2012.



Tracie K. Lindeman

Supreme Court Clerk

1
2 **DECLARATION OF MAILING**

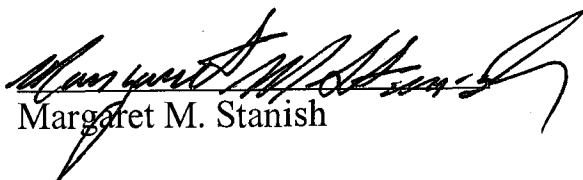
3 I, Margaret M. Stanish, Wright Stanish & Winckler, hereby declares that she
4 is, and was when the herein described mailing took place, a citizen of the United
5 States, over 21 years of age, and not a party to the within action; that on the 28th day
6 of December 2012, declarant deposited in the United States mail at Las Vegas,
7 Nevada, a copy of Dipak Desai's Proof of Service - Writ of Mandamus enclosed in
8 a sealed envelope upon which first class postage was fully prepaid or hand-delivered
9 to:
10
11

12
13 Catherine Cortez Masto
14 Attorney General
15 State of Nevada, Criminal Division
16 100 North Carson Street
17 Carson City, NV 89701-4717

18 Michael V. Staudaher
19 Clark County District Attorney's Office
20 200 Lewis Avenue
21 Third Floor
22 Las Vegas, NV 89155

23 I declare under penalty of perjury that the foregoing is true and correct.

24 EXECUTED on the 28th day of December 2012.

25 
Margaret M. Stanish

IN THE SUPREME COURT OF THE STATE OF NEVADA

2012 DEC 28 PM 12: 57

3 DIPAK KANTILAL DESAI,)
 4 Petitioner,)
 5 vs)
 6 THE EIGHTH JUDICIAL DISTRICT)
 7 COURT OF THE STATE OF NEVADA,)
 8 Respondent,)
 9 and)
 10 THE STATE OF NEVADA,)
 11 Real Party In Interest.)

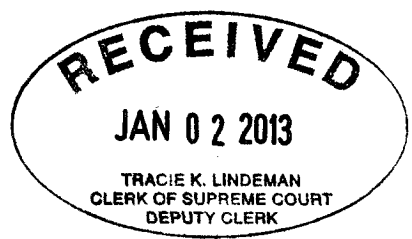
No. 61230
(District Court No. C265107)

PROOF OF SERVICE --
WRIT OF MANDAMUS

12
 13 DIPAK KANTILAL DESAI, by and through his attorneys, Richard A.
 14 Wright, and Margaret M. Stanish, WRIGHT STANISH & WINCKLER, submit
 15 the attached Proof of Service of the Writ of Mandamus and Order Granting Writ
 16 in Part upon District Court Judge Valerie Adair, Eighth Judicial District Court.
 17 Attached hereto is the original writ.

DATED this 28th day of December 2012.

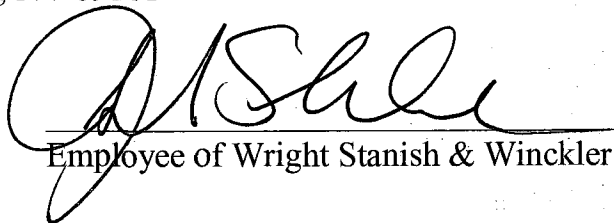
21 Respectfully Submitted,
 22 *Margaret M. Stanish*
 23 Richard A. Wright
 24 Nevada Bar No. 886
 25 Margaret M. Stanish
 26 Nevada Bar No. 4057
 27 WRIGHT STANISH & WINCKLER
 28 700 S. Fourth Street., Suite. 701
 Las Vegas, NV 89101
 Ph: (702)382-4004; Fax (702)382-4800



1
2
3 **PROOF OF SERVICE**

4 I, Joshua Werle, being an employee of Wright Stanish & Winckler, hereby
5 declare that, at the time of service herein, I am a citizen of the United States, over
6 21 years of age, and not a party to the instant action. On the 27th day of
7 December 2012, I hand-delivered a copy of the WRIT OF MANDAMUS and
8 ORDER GRANTING PETITION IN PART in *Desai v. Eighth Judicial District*
9 *Court, Department 21*, Case No. 61230, to the following at the below address
10
11

12 The Honorable Valerie Adair
13 District Court, Department 21
14 200 Lewis Avenue
15 Las Vegas, NV 89101

16 
17 Employee of Wright Stanish & Winckler
18
19
20
21
22
23
24
25
26
27
28