

IN THE SUPREME COURT OF THE STATE OF NEVADA

DEANGELO CARROLL,
Petitioner,

vs.

THE HONORABLE VALERIE ADAIR,
DISTRICT JUDGE, THE EIGHTH
JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE
COUNTY OF CLARK,

Respondents,

and

THE STATE OF NEVADA,

Real Party in Interest.

No. 50576

FILED

NOV 29 2007

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

ORDER DIRECTING ANSWER, SUPPLEMENTAL
PETITION, AND STAY OF PROCEEDINGS

This petition for a writ of mandamus challenges an order of the district court denying a motion to strike aggravating circumstances in a capital case. Petitioner has also filed an emergency motion seeking a stay of the trial set to commence below on December 3, 2007.

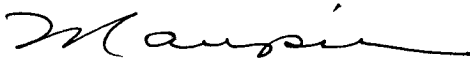
Having reviewed the petition, it appears that petitioner has set forth issues of arguable merit and may have no speedy adequate remedy in the ordinary course of the law. Accordingly, the district attorney, on behalf of the respondent district court, shall have forty (40) days from the date of this order within which to file an answer, including authorities, against issuance of the requested writ.

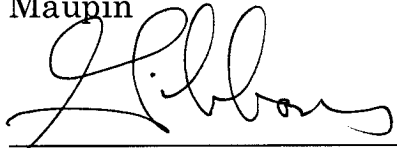
Additionally, petitioner shall have fifteen (15) days from the date of this order within which to supplement the instant petition with any and all relevant, file-stamped documents from the proceedings below, including the motion to strike the aggravating circumstances, the State's

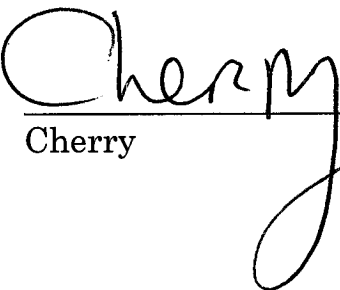
opposition to the motion, and transcripts of any relevant district court proceedings.

Finally, we grant petitioner's motion for a stay of the proceedings below pending this court consideration and resolution of the instant petition.

It is so ORDERED.


_____, C.J.

Maupin

_____, J.
Gibbons


_____, J.
Cherry

cc: Hon. Valerie Adair, District Judge
Bunin & Bunin
Clark County District Attorney David J. Roger
Attorney General Catherine Cortez Masto/Carson City
Eighth District Court Clerk