

IN THE SUPREME COURT OF THE STATE OF NEVADA

DIPAK KANTILAL DESAI, M.D.,  
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
KATHLEEN E. DELANEY, DISTRICT  
JUDGE,

Respondents,

and

THE STATE OF NEVADA,  
Real Party in Interest.

No. 60038

**FILED**

JAN 18 2012

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *H. Angers*  
DEPUTY CLERK

ORDER DIRECTING ANSWER

This original petition for a writ of mandamus challenges a district court ruling regarding the evidence and testimony that petitioner may present at a competency hearing under NRS 178.460. Having reviewed the petition, we conclude that an answer would assist this court in resolving the petition. Accordingly, the real party in interest, on behalf of respondents, shall have until 5:00 p.m. on Monday, January 23, 2012, to file and serve an answer, including authorities, against issuance of the requested writ.<sup>1</sup> We defer ruling on the motion to stay the competency

---

<sup>1</sup>We suspend application of NRAP 25(a)(2)(B)(ii)-(iv), which provides that a document is timely filed if, on or before its due date, it is mailed to this court, dispatched for delivery within three calendar days by a third-party commercial carrier, or deposited in the supreme court drop box. All documents in this matter shall be filed personally, electronically, or by facsimile transmission with the clerk of this court in Carson City. See


*continued on next page . . .*




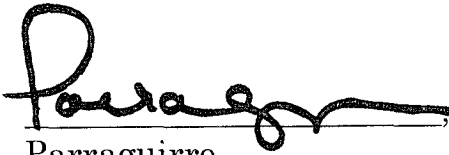
12-01695

hearing, which currently is scheduled for Friday, January 27, 2012.

It is so ORDERED.

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

  
\_\_\_\_\_, J.  
Gibbons

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

cc: Hon. Kathleen E. Delaney, District Judge  
Wright Stanish & Winckler  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk

\_\_\_\_\_  
*... continued*

NRAP 2; NRAP 25(a)(2)(B)(i); NRAP 25(a)(4). In addition, service of all documents shall be personal, electronic, or by fax.

