

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
MONICA TRUJILLO, DISTRICT
JUDGE,

Respondents,

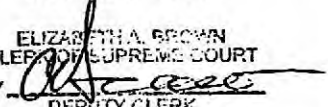
and

BRANDON ALEXANDER MCGUIRE,
Real Party in Interest.

No. 83269

FILED

JUL 27 2021

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

*ORDER REQUESTING WRITTEN ORDER,
DIRECTING ANSWER TO PETITION,
AND IMPOSING TEMPORARY STAY*

This original petition for a writ of mandamus or prohibition challenges a July 26, 2021, oral ruling granting real party in interest's motion to preclude testimony from the alleged victim for failure to fully comply with NRS 174.234's notice requirements. According to petitioner, the district court precluded the alleged victim from testifying at trial because petitioner failed to provide the alleged victim's specific address on its witness notice. Petitioner has also filed an emergency motion to stay the district court proceedings pending our consideration of this writ petition.

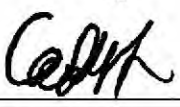
The petition was filed the same day as the oral ruling, and no written district court order was submitted with it. See NRAP 21(a)(4). This court ordinarily will not consider a petition for extraordinary relief in the absence of a written order. See *Rust v. Clark Cty. Sch. Dist.*, 103 Nev. 686, 689, 747 P.2d 1380, 1382 (1987) (providing that an oral pronouncement


from the bench is not valid for any purpose). Accordingly, petitioner shall have until 4 p.m. on Wednesday, July 28, 2021, to obtain, and to file and serve a supplemental appendix including, a file-stamped copy of the district court's written order reflecting its ruling on real party in interest's motion to strike witness.


Further, having reviewed the petition and supporting documents, it appears that an answer may assist this court in resolving this matter. Therefore, real party in interest, on behalf of respondents, shall have 14 days from the date when petitioner's supplemental appendix is filed, pursuant to this order, to file and serve an answer, including authorities, against issuance of the requested writ. Petitioner shall have 7 days from the date when the answer is filed to file and serve any reply. No extensions of time will be granted absent extreme and unforeseeable circumstances demonstrated by written motion.

Finally, we temporarily stay the underlying district court proceedings pending our receipt and consideration of any opposition to the stay motion and further order of this court. Any opposition is due by Monday, August 2, 2021.

It is so ORDERED.


_____, J.
Cadish


_____, J.
Pickering


_____, J.
Herndon

cc: Hon. Monica Trujillo, District Judge
Attorney General/Carson City
Clark County District Attorney
Clark County Public Defender
Eighth District Court Clerk