1	IN THE SUPREME COU	URT OF THE STATE OF NEVADA	
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3		Electronically Filed Aug 23 2023 02:49 PM	Л
4		Elizabeth A. Brown Clerk of Supreme Cour	
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6	PETER JASON HELFRICH,	Case No.: 86881	
7	Petitioner,		
8	VS.		
9	THE STATE OF NEVADA, THE HONORABLE DAVID R. GAMBLI	E.	
10	ANDDAVID H. NEELY, III,	JL',	
11	Respondents		
12		FENDANT'S PETITION FOR WRIT OF	
13	<u>M</u> .	<u>IANDAMUS</u>	
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1	I. ARGUMENT
2	A. Petitioner's request for relief is now moot.
3	Subsequent to Mr. Helfrich's writ petition, on July 11, 2023, Judge Gamble
4	entered an order granting Helfrich's Motion To Withdraw Counsel. See
5	Respondent State of Nevada's Appendix pp. 1-2. Therefore, the issue is moot.
6	This Court has long recognized that cases presenting live controversies at the
7	time of their inception may become moot by the occurrence of subsequent events.
8	Univ. & Cmty. Coll. Sys. Of Nev. V. Nevadans for Sound Gov't 120 Nev. 712, 720,
9	100 P.3d, 179, 186 (2004).
10	II. CONCLUSION
11	Petitioner's argument is now moot. Therefore, the State respectfully requests
	that this Court deny the Petitioner's Petition for Writ of Mandamus/Prohibition.
12	DATED this 23 rd day of August 2023.
13	BRIAN T. KUNZI
14	NYE COUNTY DISTRICT ATTORNEY
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16	By /s/ Bradley Richardson
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18	Chief Deputy District Attorney Nevada Bar No. 1159
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1 CERTIFICATE OF COMPLIANCE 2 I hereby certify that this brief complies with the formatting 1. 3 requirements of NRAP 32(a)(4), the typeface requirements of NRAP 32(a)(5), and the type style requirements of NRAP 32(a)(6) because: 4 5 [X]This brief has been prepared in a proportionally spaced typeface using Microsoft Word 2016 in Times New Roman, 14-point font; 6 or 7 This brief has been prepared in a monospaced typeface using [] [state name and version of word-processing program] with [state 8 number of characters per inch and name of type style]. 9 2. I further certify that this brief complies with the page- or type-volume limitations of NRAP 32(a)(7) because, excluding the parts of the brief exempted by 10 11 NRAP 32(a)(7)(C), it is either: 12 Proportionately spaced, has a typeface of 14 points or more, and [X]contains 113 words; or 13 Monospaced, has 10.5 or fewer characters per inch, and contains [] words or lines of text; or 14 15 [] Does not exceed pages. 16 Finally, I hereby certify that I have read this appellate brief, and to the 3. best of my knowledge, information, and belief, it is not frivolous or interposed for 17 18 any improper purpose. I further certify that this brief complies with all applicable 19 Nevada Rules of Appellate Procedure, in particular NRAP 28(e)(1), which requires

every assertion in the brief regarding matters in the record to be supported by a

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1	reference to the page and volume number, if any, of the transcript or appendix where
2	the matter relied on is to be found. I understand that I may be subject to sanctions
3	in the event that the accompanying brief is not in conformity with the requirements
4	of the Nevada Rules of Appellate Procedure.
5	DATED this 23 rd day of August, 2023.
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1	PROOF OF SERVICE
2	I, Vanessa Maxfield, Supervising DA Administrator, Office of the Nye
3	County District Attorney, P. O. Box 39, Pahrump, NV 89041, do hereby certify that
4	on August 23 rd , 2023 I caused copies of the STATE'S RESPONSE TO
5	DEFENDANT'S PETITION FOR WRIT OF MANDAMUS to be served via
6	Nevada Supreme Court's E-Flex e-filing system to the following:
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