

IN THE SUPREME COURT OF THE STATE OF NEVADA

LEXINGTON NATIONAL INSURANCE  
CORPORATION, A MARYLAND  
CORPORATION,  
Appellant,  
vs.  
LAS VEGAS MUNICIPAL COURT,  
Respondent.

No. 46483

FILED

MAR 08 2007

ORDER OF AFFIRMANCE

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richards*  
CHIEF DEPUTY CLERK

This is an appeal from a district court order denying a petition for a writ of certiorari in a bail bonds surety action. Eighth Judicial District Court, Clark County; Mark R. Denton, Judge.

In reviewing the denial of an application for a writ of certiorari, this court will affirm the district court's judgment if the inferior tribunal has not exceeded its jurisdiction.<sup>1</sup> If the challenged act was within respondent Las Vegas Municipal Court's (LVMC) jurisdiction, this court's review ends even if the act was erroneous.<sup>2</sup>

The municipal court has inherent power over bail bonds, which it derives from both "its sheer existence" and the separation of powers doctrine.<sup>3</sup> Thus, the municipal court has "every power necessary

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<sup>1</sup>See Watson v. Housing Authority, 97 Nev. 240, 242, 627 P.2d 405, 406 (1981) (citing NRS 34.020(2)).

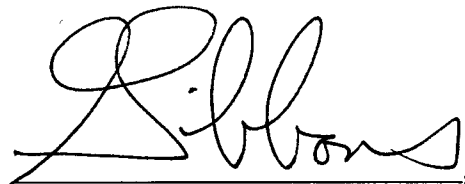
<sup>2</sup>Dangberg Holdings v. Douglas Co., 115 Nev. 129, 138, 978 P.2d 311, 316 (1999).

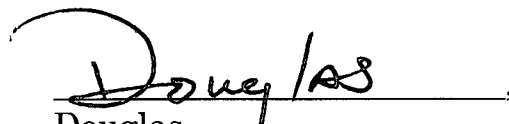
<sup>3</sup>Blackjack Bonding v. Las Vegas Mun. Ct., 116 Nev. 1213, 1218-19, 14 P.3d 1275, 1279 (2000).

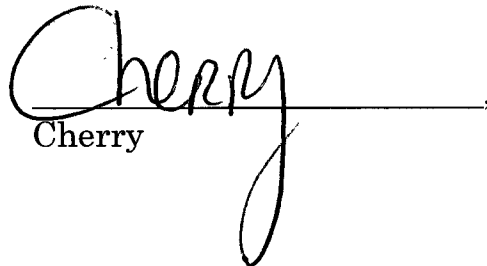
. . . to exercise that power.”<sup>4</sup> We conclude that the statutes to which appellant refers do not limit LVMC’s jurisdiction over bail bonds. Therefore, LVMC’s internal order did not exceed its jurisdiction.<sup>5</sup>

The district court did not err in denying Lexington’s application for a writ of certiorari. Accordingly, we

ORDER the judgment of the district court AFFIRMED.<sup>6</sup>

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

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

  
\_\_\_\_\_, J.  
Cherry

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<sup>4</sup>Id. at 1220, 14 P.3d at 1280.

<sup>5</sup>See State v. Stu’s Bail Bonds, 115 Nev. 436, 439-40, 991 P.2d 469, 471 (1999) (concluding that the municipal court did not have authority to exonerate a bond when specific statutory authority did not permit it).

<sup>6</sup>The two other issues presented by Lexington, (1) whether LVMC’s internal order improperly delegated its judicial discretion and (2) whether LVMC failed to conform to the practices of the Las Vegas Justice Court, are beyond this court’s review on an appeal from an order denying an application for a writ of certiorari. Dangberg, 115 Nev. at 138, 978 P.2d at 316.

cc: Hon. Mark R. Denton, District Judge  
Lester H. Berkson, Settlement Judge  
Morris Pickering Peterson & Trachok/Las Vegas  
Las Vegas City Attorney  
Eighth District Court Clerk