

IN THE SUPREME COURT OF THE STATE OF NEVADA

SCOTCH 80'S LIMITED, D/B/A  
SQUIGGYS,  
Petitioner,  
vs.  
THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK, AND THE HONORABLE  
TIMOTHY C. WILLIAMS, DISTRICT  
JUDGE,  
Respondents,  
and  
DEPARTMENT OF FINANCE AND  
BUSINESS SERVICES ON BEHALF OF  
THE CITY OF LAS VEGAS,  
Real Party in Interest.

No. 48860

**FILED**

MAR 09 2007

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

ORDER DENYING PETITION FOR WRIT OF CERTIORARI

This original petition for a writ of certiorari challenges a district court order denying a petition for judicial review of acts taken by the Las Vegas City Council.

A writ of certiorari may be used to remedy jurisdictional excesses committed by an inferior tribunal, board, or officer, exercising judicial functions.<sup>1</sup> This extraordinary writ, however, is available only when no plain, speedy, and adequate remedy, such as an appeal, exists in the ordinary course of law.<sup>2</sup> Because it appears that the district court's

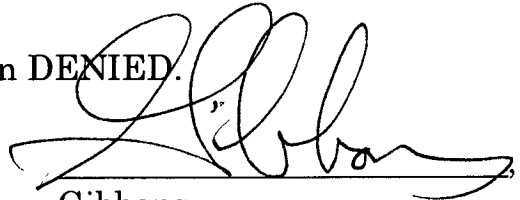
---

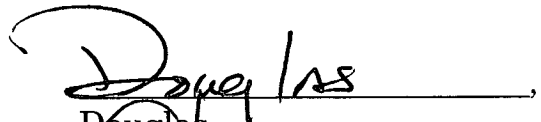
<sup>1</sup>NRS 34.020.

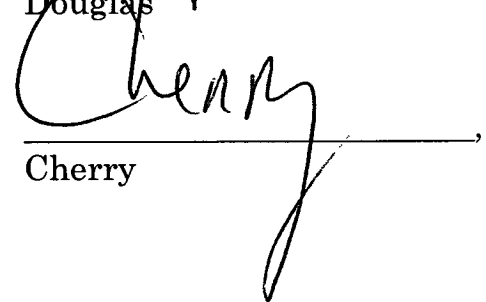
<sup>2</sup>Id.; Las Vegas Police Prot. Ass'n v. Dist. Ct., 122 Nev. 230, 241, 130 P.3d 182, 190 (2006).

order denying judicial review resolves all of the issues below, extraordinary writ relief is precluded by the availability of an appeal in this instance.<sup>3</sup> Accordingly, we

ORDER the petition DENIED.

  
Gibbons J.

  
Douglas J.

  
Cherry J.

cc: Honorable Timothy C. Williams, District Judge  
Callister & Reynolds  
Las Vegas City Attorney  
Eighth District Court Clerk

---

<sup>3</sup>Las Vegas Police Prot. Ass'n, 122 Nev. at 241, 130 P.3d at 190; NRAP 3A(b)(1); Lee v. GNLV Corp., 116 Nev. 424, 426, 996 P.2d 416, 417 (2000). To the extent that petitioner purports to challenge the Las Vegas City Council acts directly, we note that writ relief generally must first be sought in the district court. State of Nevada v. Justice Court, 112 Nev. 803, 805 n.3, 919 P.2d 401, 402 n.3 (1996). As petitioner has sought relief in the district court, the appropriate method of obtaining this court's review is through an appeal.