

IN THE SUPREME COURT OF THE STATE OF NEVADA

TOM DANSON AND MICHELLE
DANSON,
Petitioners,

vs.

THE SECOND JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
WASHOE, AND THE HONORABLE
CONNIE J. STEINHEIMER, DISTRICT
JUDGE,

Respondents,

and

DENNIS WOJTECKI,
Real Party in Interest.

No. 49472

FILED

APR 25 2008

TRACIE L. LINDEMAN
CLERK OF SUPREME COURT
BY: *[Signature]*
CHIEF DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This original petition for a writ of mandamus challenges district court orders holding petitioners Tom and Michelle Danson in contempt and imposing sanctions against them.

Mandamus is an extraordinary remedy, and it is within this court's sole discretion to determine if such a petition will be considered.¹ Generally, a writ of mandamus is not available unless the district court manifestly abused its discretion.² A petition for a writ of mandamus is a suitable means by which to obtain this court's review of the district court's

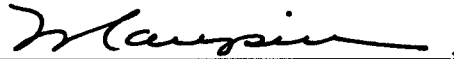
¹Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

²State of Nevada v. Dist. Ct. (Anzalone), 118 Nev. 140, 147, 42 P.3d 233, 237-38 (2002).

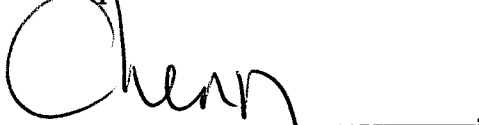
contempt and sanctions orders,³ but the petitioners bear the burden of demonstrating that this court's intervention is warranted.⁴

We have considered this petition, the answer, and the supporting documentation, and we are not satisfied that our intervention by way of extraordinary relief is warranted. In particular, we are not persuaded that the district court manifestly abused its discretion in finding the Dansons in contempt of its September 2003 order and in directing them to remove or relocate the garage in question.⁵ Accordingly, we.

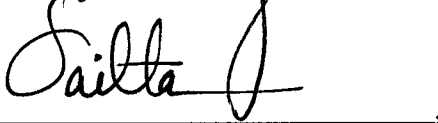
ORDER THE PETITION DENIED.⁶

 _____, J.

Maupin

 _____, J.

Cherry

 _____, J.

Saitta

³See Pengilly v. Rancho Santa Fe Homeowners, 116 Nev. 646, 5 P.3d 569 (2000).

⁴Pan v. Dist. Ct., 120 Nev. 222, 228-29, 88 P.3d 840, 844 (2004); NRAP 21(a).

⁵See Dist. Ct. (Anzalone), 118 Nev. at 147, 42 P.3d at 237-38.

⁶In light of this order, our September 24, 2007 stay is vacated.

cc: Hon. Connie J. Steinheimer, District Judge
Glade L. Hall
Law Offices of Mark Wray
Washoe District Court Clerk