

IN THE SUPREME COURT OF THE STATE OF NEVADA

FRONT SIGHT ENTERPRISES, LLC, A  
NEVADA LIMITED LIABILITY  
COMPANY; FRONT SIGHT  
OPERATIONS, INC., A NEVADA  
CORPORATION; FRONT SIGHT  
MANAGEMENT, INC., A CALIFORNIA  
CORPORATION; AND IGNATIUS A.  
PIAZZA, II, AN INDIVIDUAL,  
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK, THE HONORABLE LEE A.  
GATES, DISTRICT JUDGE,

Respondents,

and

DALIA ANGELICA VALENCIA; JESUS  
VALENCIA, V, A MINOR CHILD;  
VALERIA VALENCIA, A MINOR  
CHILD; JESUS VALENCIA, III; AND  
MARIA VALENCIA,  
Real Parties in Interest.

No. 51592

**FILED**

JUN 12 2008

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

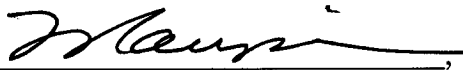
ORDER DENYING PETITION  
FOR WRIT OF MANDAMUS OR PROHIBITION

This original petition for a writ of mandamus or prohibition challenges a district court order affirming and adopting the recommendations of the discovery commissioner.

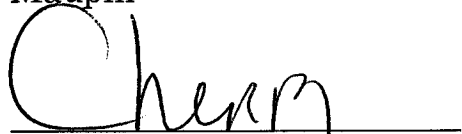
A writ of mandamus is available to compel the performance of an act that the law requires as a duty resulting from an office, trust, or

station, or to control a manifest abuse of discretion.<sup>1</sup> We may issue a writ of prohibition to arrest the proceedings of a district court exercising its judicial functions, when such proceedings are in excess of the district court's jurisdiction.<sup>2</sup> Both mandamus and prohibition are extraordinary remedies, and whether a petition for extraordinary relief will be considered is solely within our discretion.<sup>3</sup> Having considered this petition, we conclude that our intervention by way of extraordinary relief is not warranted. Accordingly, we

ORDER the petition DENIED.<sup>4</sup>

 J.

Maupin

 J.

Cherry

 J.

Saitta

cc: Hon. Lee A. Gates, District Judge  
Newman Morris & Dachelet, Ltd.  
Campbell & Williams  
Eighth District Court Clerk

<sup>1</sup>See NRS 34.160; Round Hill Gen. Imp. Dist. v. Newman, 97 Nev. 601, 603-04, 637 P.2d 534, 536 (1981).

<sup>2</sup>See NRS 34.320.

<sup>3</sup>See Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

<sup>4</sup>See NRAP 21(b); Smith, 107 Nev. 674, 818 P.2d 849.