

IN THE SUPREME COURT OF THE STATE OF NEVADA

INTERNATIONAL FIDELITY
INSURANCE COMPANY, AND SWIFT
BAIL BONDS, INC.,

Petitioners,

vs.

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

Respondents,

and

CITY OF LAS VEGAS,
Real Party in Interest.

No. 51655

FILED

FEB 05 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

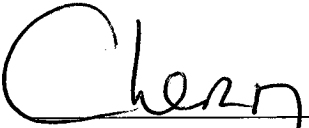
This original petition for a writ of mandamus challenges district court orders dismissing petitioners' appeals and affirming municipal court orders in ancillary bail bond matters. As directed, the real party in interest has filed an answer to the petition.


A writ of mandamus is available to control a manifest abuse of discretion or to compel an act that the law requires. International Fid. Ins. v. State of Nevada, 122 Nev. 39, 42, 126 P.3d 1133, 1134 (2006). Whether to consider a petition for extraordinary writ relief is within our sole discretion. Smith v. District Court, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991).

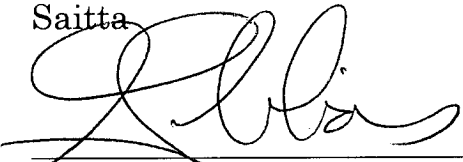
Our review of this petition and the answer reveals that the district court lacked jurisdiction to consider petitioners' appeals. Specifically, as no rule or statute authorizes an appeal from an order entered in an ancillary bail bond proceeding, a petition for a writ of

mandamus is the appropriate vehicle for challenging such an order. International Fid. Ins., 122 Nev. at 42, 126 P.3d at 1134. Petitioners, who sought to challenge municipal court orders entered in ancillary bail bond proceedings, filed appeals rather than original petitions for writ relief in the district court. Because such orders are not appealable, the district court lacked jurisdiction to consider them. Id. (instructing parties to file writ petitions to challenge bail bond orders). Our extraordinary intervention to require the district court to reverse the municipal court's order is thus not warranted. Accordingly, we

ORDER the petition DENIED.


_____, J.
Cherry


_____, J.
Saitta


_____, J.
Gibbons

cc: Hon. Kathy A. Hardcastle, District Judge
Jones Vargas/Las Vegas
Las Vegas City Attorney
Eighth District Court Clerk