

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT ZABKA AND DEBRA ZABKA,
Petitioners,
vs.
THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
ELIZABETH GOFF GONZALEZ,
DISTRICT JUDGE,
Respondents,
and
CURO FUNDS, LP; CURO
MANAGEMENT, LLC; AND TOM R.
GRIMMETT,
Real Parties in Interest.

No. 53727

FILED

SEP 29 2010

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *A. Ingrosser*
DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS


This original proper person petition for a writ of mandamus challenges district court orders approving a pro rata distribution of receivership funds.

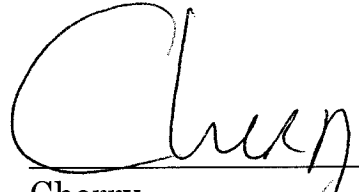
A writ of mandamus is available to compel the performance of a legal duty or to control a manifest abuse of discretion. NRS 34.160; see also Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991); Round Hill Gen. Imp. Dist. v. Newman, 97 Nev. 601, 637 P.2d 534 (1981). The decision to entertain a writ petition is addressed to our sole discretion. Poulos v. District Court, 98 Nev. 453, 455, 652 P.2d 1177, 1178 (1982).

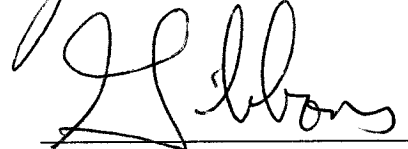
Having considered the writ petition, answer, and reply,¹ as well as the supporting documents thereto, we conclude that our intervention by way of extraordinary relief is not warranted. See, e.g., Quilling v. Trade Partners, Inc., 572 F.3d 293, 298 (6th Cir. 2009) (“In a receivership proceeding, the district court has broad powers and wide discretion in crafting relief” (internal quotations omitted)).

Accordingly, we

ORDER the petition DENIED.


Saitta, J.


Cherry, J.


Gibbons, J.

cc: Hon. Elizabeth Goff Gonzalez, District Judge
Debra Zabka
Robert Zabka
Gerrard Cox & Larsen
Eighth District Court Clerk

¹We grant petitioners’ June 25, 2010, motion for leave to file the reply and deny real parties in interest’s motion to strike petitioners’ reply, which has already been filed.