

IN THE SUPREME COURT OF THE STATE OF NEVADA

LAND BARON INVESTMENT, INC.;
MICHAEL CHERNINE; AND ROBERT
BLACK, JR.,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
KATHLEEN E. DELANEY, DISTRICT
JUDGE,

Respondents,

and

BONNIE SPRINGS FAMILY LIMITED
PARTNERSHIP; AND BONNIE
SPRINGS MANAGEMENT COMPANY,
Real Parties in Interest.

No. 56947

FILED

FEB 10 2011

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

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

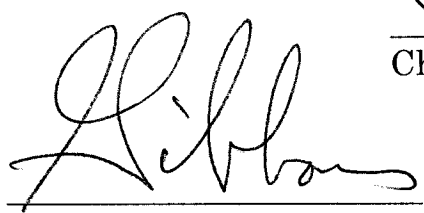
This original petition for a writ of mandamus challenges district court orders granting real parties in interest's motions for partial summary judgment and summary judgment, and denying in part petitioners' motion for summary judgment in a real property action.


A writ of mandamus is an extraordinary remedy, and the decision to entertain a petition requesting such relief is addressed to this court's discretion. Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991). Moreover, petitioners bear the burden of demonstrating that extraordinary writ relief is warranted. Pan v. Dist. Ct., 120 Nev. 222, 228, 88 P.3d 840, 844 (2004).


Having reviewed this petition and its supporting documentation, we are not persuaded that our intervention by way of

extraordinary relief is warranted. A petition for a writ of mandamus may issue only when petitioner has no plain, speedy, and adequate legal remedy. NRS 34.170. Here, petitioners have an adequate legal remedy in the form of an appeal once a final judgment has been entered in the underlying action. See NRAP 3A(b)(1) (providing for an appeal from a final judgment); Pan, 120 Nev. at 224, 88 P.3d at 841 (noting that an appeal generally is an adequate legal remedy precluding writ relief). Accordingly, we deny the petition. NRAP 21(b)(1); Smith, 107 Nev. 674, 818 P.2d 849.

It is so ORDERED.


_____, J.
Gibbons


_____, J.
Cherry


_____, J.
Pickering

cc: Hon. Kathleen Delaney, District Judge
John H. Cotton & Associates, Ltd.
Greenberg Traurig, LLP/Las Vegas
Eighth District Court Clerk