

IN THE SUPREME COURT OF THE STATE OF NEVADA

OXBOW CONSTRUCTION, LLC,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR
THE COUNTY OF CLARK; AND THE
HONORABLE TIMOTHY C. WILLIAMS,
DISTRICT COURT,

Respondents,

and

TRAVERSE POINT CONDOMINIUM UNIT
OWNERS' ASSOCIATION, A NEVADA
NONPROFIT CORPORATION,
Real Party in Interest.

No. 57027

FILED

MAR 24 2011

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

ORDER DENYING PETITION FOR
WRIT OF MANDAMUS OR PROHIBITION

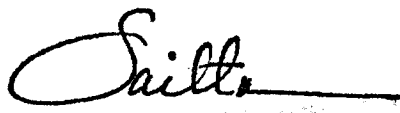
This original petition for a writ of mandamus challenges a district court order denying a motion to dismiss.

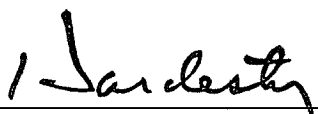
Extraordinary writ relief “may only be issued in cases ‘where there is not a plain, speedy, and adequate remedy’ at law.” Sonia F. v. Dist. Ct., 125 Nev. ___, ___, 215 P.3d 705, 707 (2009) (quoting NRS 34.330). As an appeal from the final judgment is usually an adequate legal remedy that precludes writ relief, Pan v. Dist. Ct., 120 Nev. 222, 88 P.3d 840 (2004), this court will generally not intervene to consider writ petitions challenging district court orders denying motions to dismiss, unless “pursuant to clear authority . . . the district court is obligated to dismiss an action,” Smith v. District Court, 113 Nev. 1343, 1344-45, 950 P.2d 280, 281 (1997), or “an important issue of law needs clarification and public policy is served by this court’s invocation of its original jurisdiction.” Sonia F., 125 Nev. at ___, 215 P.3d at 707. “The interests of judicial economy . . . will remain the primary standard by which this court exercises its discretion.” Id. at 1345, 950 P.2d at 281; see also County of

Clark v. Upchurch, 114 Nev. 749, 752-53, 961 P.2d 754, 756-57 (discussing judicial economy as follows, “courts must also consider whether speedy resolution of the issue might promote economy in the litigation process or might lead to meaningful pretrial settlement.”) (citation omitted). Having reviewed the petition and supporting documents, we are not persuaded that this court’s extraordinary intervention is warranted in this matter. NRAP 21(b)(1); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

Accordingly, we

ORDER the petition DENIED.


_____, J.
Saitta


_____, J.
Hardesty


_____, J.
Parraguirre

cc: Hon. Timothy C. Williams, District Judge
Ellis & Gordon
Canepa Riedy & Rubino
Eighth District Court Clerk