

IN THE SUPREME COURT OF THE STATE OF NEVADA

PERCY LAVAE BACON,  
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
ELISSA F. CADISH, DISTRICT JUDGE,  
Respondents,

and

QUALITY TOWING D/B/A UNITED  
ROAD SERVICES, INC.,  
Real Party in Interest.

No. 58200

**FILED**

**MAY 11 2011**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *T. Lindeman*  
DEPUTY CLERK

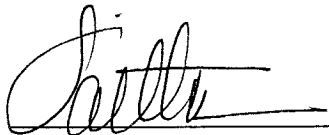
ORDER DENYING PETITION  
FOR WRIT OF MANDAMUS OR PROHIBITION

This original proper person petition for a writ of mandamus or prohibition challenges a September 2009 district court order dismissing petitioner's complaint in District Court Case No. A495030 and barring any further action in District Court Case No. A541431.

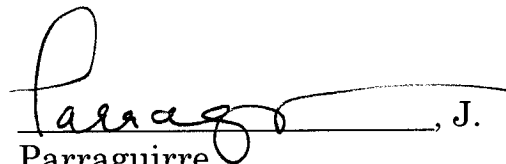
A writ of mandamus or prohibition may issue only when the petitioner has no plain, speedy, and adequate legal remedy. NRS 34.170 (mandamus); NRS 34.330 (prohibition). Here, petitioner had an adequate and speedy legal remedy in the form of an appeal from the district court's September 2009 order dismissing petitioner's complaint in one district court case and barring any further action in the other. NRAP 3A(b)(1) (allowing for appeals from final judgments); Pan v. Dist. Ct., 120 Nev. 222, 224, 88 P.3d 840, 841 (2004) (noting that this court has consistently

recognized that an appeal is an adequate legal remedy precluding writ relief); NRAP 21(b)(1). Accordingly, as writ relief is precluded, we

ORDER the petition DENIED.

  
\_\_\_\_\_, J.  
Saitta

  
\_\_\_\_\_, J.  
Hardesty

  
\_\_\_\_\_, J.  
Parraguirre

cc: Hon. Elissa F. Cadish, District Judge  
Percy Lavae Bacon  
Brooks Bauer LLP  
Eighth District Court Clerk