

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALI FINLEY, INDIVIDUALLY;
SHATWAN GARDNER,
INDIVIDUALLY; AND BRYAN W.
COHN, INDIVIDUALLY,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF
NEVADA, IN AND FOR THE
COUNTY OF CLARK; AND THE
HONORABLE LINDA MARIE BELL,
DISTRICT JUDGE,
Respondents.

No. 58296

FILED

MAY 16 2011


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

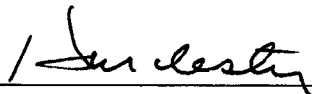
ORDER DENYING PETITION FOR WRIT OF MANDAMUS

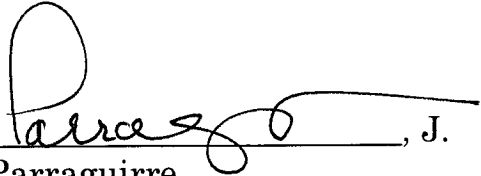
This original petition for a writ of mandamus challenges a district court order denying petitioners' untimely motion for a jury trial. Having reviewed the petition and its attachments, we are not persuaded that this court's intervention by way of extraordinary relief is warranted. NRAP 21(b)(1); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991); Walton v. District Court, 94 Nev. 690, 695, 586 P.2d 309, 312 (1978) (holding that a district court's discretionary decision to deny a motion for jury trial under NRCP 39(b), following the parties' failure to file a timely

demand for jury trial pursuant to NRCP 38, "is not properly addressed by a petition for an extraordinary writ"). Accordingly, we

ORDER the petition DENIED.¹


_____, J.
Saitta


_____, J.
Hardesty


_____, J.
Parraguirre

cc: Hon. Linda Marie Bell, District Judge
Bourassa Law Group, LLC
Bremer Whyte Brown & O'Meara, LLP
Attorney General/Carson City
Eighth District Court Clerk

¹Petitioners' motion for a stay is denied as moot in light of this order.