

IN THE SUPREME COURT OF THE STATE OF NEVADA

CITY OF NORTH LAS VEGAS; AND
CITY OF NORTH LAS VEGAS POLICE
DEPARTMENT,

Petitioners,

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
JUDGE,

Respondents,

and

STATE OF NEVADA, LOCAL
GOVERNMENT EMPLOYEE-
MANAGEMENT RELATIONS BOARD;
AND MARK ANTHONY BOYKIN,
Real Parties in Interest.

No. 58531

FILED

JUN 10 2011

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

ORDER DENYING PETITION FOR MANDAMUS,
PROHIBITION, OR CERTIORARI

This original petition for extraordinary relief challenges a district court order that denied a stay of an Employee-Management Relations Board ruling and granted a preliminary injunction enforcing the ruling, pending the district court's determination of petitioners' petition for judicial review of the EMRB's decision.

Writ relief is unavailable when an appeal presents a plain, speedy, and adequate remedy. NRS 34.020(2); NRS 34.170; NRS 34.330; Pan v. Dist. Ct., 120 Nev. 222, 88 P.3d 840 (2004). An order granting a preliminary injunction is appealable. NRAP 3A(b)(3). Moreover, while an order denying a stay is not itself appealable, here, identical issues are raised by the stay's denial and the injunction's entry. Accordingly, as

petitioners have a plain, speedy, and adequate remedy at law, extraordinary relief is not warranted, and we

ORDER the petition DENIED.¹

Cherry, J.
Cherry

Gibbons, J.
Gibbons

cc: Hon. Timothy C. Williams, District Judge
North Las Vegas City Attorney
Attorney General/Las Vegas
Law Office of Daniel Marks
Eighth District Court Clerk

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