

IN THE SUPREME COURT OF THE STATE OF NEVADA

JPMORGAN CHASE BANK, N.A.,
Petitioner,

vs.

THE SECOND JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
WASHOE; AND THE HONORABLE
STEVEN R. KOSACH, DISTRICT
JUDGE,

Respondents,

and

Q & D CONSTRUCTION, INC.;
REYNEN & BARDIS CONSTRUCTION
(NEVADA), INC.; REYNEN & BARDIS
COMMUNITIES (NEVADA), INC.; AND
UNR OWNER, LLC,
Real Parties in Interest.

No. 59558

FILED

NOV 03 2011

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

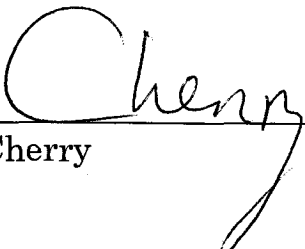
ORDER DENYING PETITION FOR
WRIT OF MANDAMUS OR PROHIBITION


This original petition for an emergency writ of mandamus or prohibition challenges district court orders determining lien priority against and directing sale of real property.

Having reviewed the petition, answer, and supporting documents, we are not persuaded that writ relief is warranted. Smith v. District Court, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991). In particular, petitioner has an adequate remedy in the form of an appeal from an order

properly certified as final under NRCP 54(b) or from the final judgment.
Pan v. Dist. Ct., 120 Nev. 222, 224, 88 P.3d 840, 841 (2004).¹ Accordingly,
we

ORDER the petition DENIED.²


_____, J.
Cherry


_____, J.
Gibbons

cc: Hon. Steven R. Kosach, District Judge
Maupin, Cox & LeGoy
Holland & Hart LLP/Reno
Laxalt & Nomura, Ltd./Reno
Law Offices of Jeffrey A. Briggs
McDonald Carano Wilson LLP/Reno
Washoe District Court Clerk

¹We note that petitioner sought a stay in the district court of the sheriff's sale scheduled for November 4, 2011, which was denied. Our ruling in this matter does not preclude petitioner from seeking a stay in this court should petitioner appeal from the district court's order. See NRAP 8.

²We direct the clerk of this court to file the response submitted by real party in interest Q & D Construction, Inc., provisionally received by this court on November 3, 2011.