

IN THE SUPREME COURT OF THE STATE OF NEVADA

SUSAN HIROKO LILES,
Petitioner,
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,
and
MELINDA BOOTH DOGRA; AND
JAGDISH DOGRA,
Real Parties in Interest.

No. 61111

FILED

JUN 22 2012

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *R. Maloni*
DEPUTY CLERK

ORDER DENYING EMERGENCY
PETITION FOR EXTRAORDINARY RELIEF

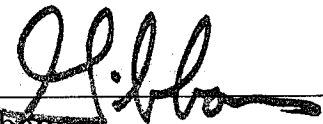
This original petition for extraordinary relief challenges a district court order refusing to stay the underlying case pending this court's resolution of a related appeal.

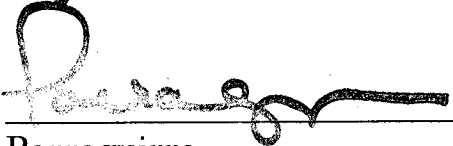
As an initial matter, although styled as an "emergency petition for extraordinary relief," the petition filed in this matter fails to identify the type of extraordinary relief being sought. Instead, the petition merely asks this court to grant petitioner's request for a stay pending this court's resolution of the related appeal pending in Docket No. 59381. Nonetheless, we have considered the arguments contained in the petition under the standards applicable to writs of mandamus, which are available to compel the performance of an act that the law requires or to control an arbitrary or capricious exercise of discretion, NRS 34.160; International Game Tech. v. Dist. Ct., 124 Nev. 193, 197, 179 P.3d 556, 558 (2008), and

writs of prohibition, which may be warranted when the district court exceeds its jurisdiction. NRS 34.320. Applying these standards to the instant matter, we conclude that our intervention by way of extraordinary relief is not warranted. Smith v. District Court, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991) (noting that writs of mandamus and prohibition are extraordinary remedies and whether such writs will be considered is within our sole discretion); Pan v. Dist. Ct., 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) (providing that it is the petitioner's burden to demonstrate that our extraordinary intervention is warranted). Accordingly, we

ORDER the petition DENIED.


_____, J.
Douglas


_____, J.
Gibbons


_____, J.
Parraguirre

cc: Hon. Linda Marie Bell, District Judge
Barron & Pruitt, LLP
Law Office of William R. Brenske
Anastasia L. Noe
Raleigh & Hunt, P.C.
Eighth District Court Clerk