

IN THE SUPREME COURT OF THE STATE OF NEVADA

CORPOLO AVENUE TRUST; TEAL
PETALS STREET TRUST; RESOURCES
GROUP, LLC; AND IYAD HADDAD, AN
INDIVIDUAL,

Appellants,

vs.

FAISSAL L. AHMEAD,

Respondent.

FAISSAL AHMEAD,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF CLARK;
AND THE HONORABLE DOUGLAS
SMITH, DISTRICT JUDGE,

Respondents,

and

CORPOLO AVENUE TRUST; TEAL
PETALS STREET TRUST; RESOURCES
GROUP, LLC; SOUTHERN HIGHLANDS
HOME OWNERS ASSOCIATION, A
DOMESTIC NON-PROFIT COOP
CORPORATION; ALESSI & KOENIG,
LLC, A DOMESTIC LLC; AND IYAD
HADDAD, AN INDIVIDUAL,
Real Parties in Interest.

No. 63264

No. 67264 ✓

FILED

JAN 26 2015

TRACIE K. LINDENAN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

***ORDER OF REVERSAL AND REMAND, DENYING PETITION FOR
WRIT OF MANDAMUS, AND DENYING MOTION FOR STAY***

This is an appeal from a district court order granting a preliminary injunction in a wrongful foreclosure and quiet title action and an original petition for a writ of mandamus challenging a subsequent district court order requiring petitioner to pay rent in lieu of posting a bond as a condition for obtaining continued injunctive relief.

Having considered the parties' arguments and the record on appeal in Docket No. 63264, we conclude that the district court erred in


15-07752

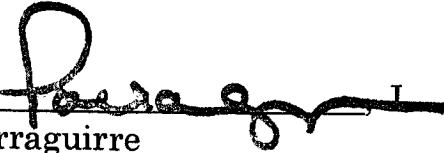
cc: Hon. Douglas Smith, District Judge
Persi J. Mishel, Settlement Judge
Law Offices of Michael F. Bohn, Ltd.
Anthony A. Zmaila Limited PLLC
Robert P. Bettinger
Eighth District Court Clerk

granting a preliminary injunction without requiring respondent to post a bond. See *Dangberg Holdings Nev. L.L.C. v. Douglas Cnty.*, 115 Nev. 129, 144-45, 978 P.2d 311, 320-21 (1999) (“We have previously held that the district court’s failure to require the applicant to post security voids an order imposing a preliminary injunction.”); *Strickland v. Griz Corp.*, 92 Nev. 322, 323, 549 P.2d 1406, 1407 (1976) (“Where a bond is required by statute before the issuance of an injunction, it must be exacted or the order will be absolutely void.” (quoting *Shelton v. Second Judicial Dist. Court*, 64 Nev. 487, 494, 185 P.2d 320, 323-24 (1947))). Accordingly, we reverse the district court’s order granting preliminary injunctive relief.

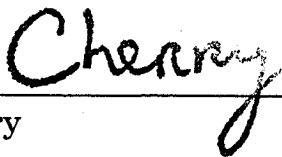
In light of our disposition in Docket No. 63264, we are not persuaded that our intervention is warranted with respect to the writ petition filed in Docket No. 67264. See *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) (recognizing that it is the petitioner’s burden to demonstrate that this court’s extraordinary intervention is warranted). Accordingly, we deny the writ petition in Docket No. 67264.¹

It is so ORDERED.


_____, J.
Douglas



Parraguirre


_____, J.
Cherry

¹In light of our resolution of the writ petition, petitioner’s January 23, 2015, emergency stay motion is denied.