

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

EDWARD SETH TRZASKA,
Appellant,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
SUSAN JOHNSON, DISTRICT JUDGE,
Respondents,
and
THE STATE OF NEVADA,
Real Party in Interest.

No. 71396

FILED

DEC 14 2016

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK


ORDER DENYING PETITION


This is a petition for a writ of mandamus or prohibition. Petitioner Edward Seth Trzaska seeks an order directing the district court to enforce its order requiring his former counsel to produce a transcript and audio recording related to a justice court hearing. Trzaska asserts his former counsel improperly asserted he provided these items to Trzaska's counsel of record for a separate criminal matter and that former counsel misinformed the district court regarding this issue.

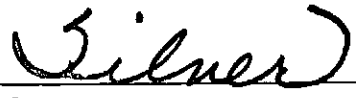
We have reviewed the documents submitted in this matter, and without deciding upon the merits of any claims raised therein, we conclude Trzaska fails to demonstrate we should exercise original jurisdiction in this matter. *See* NRS 34.160; NRS 34.170; NRS 34.320; NRS 34.330; *see also Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991) ("the issuance of a writ of mandamus or prohibition is purely discretionary with this court"); *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) (noting it

is the petitioner's burden to demonstrate extraordinary intervention is warranted). Accordingly, we

ORDER the petition DENIED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Silver

cc: Hon. Susan Johnson, District Judge
Edward Seth Trzaska
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk