

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

MILYN KREDA; AND LARRY KREDA,
Petitioners,

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

CATHERINE HYDE; JILLIAN HYDE;
ROBERT LEE BURROWS; AND MID
CENTURY INSURANCE COMPANY,
Real Parties in Interest.

No. 72199

FILED

MAR 13 2017

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

ORDER DENYING PETITION FOR WRIT OF PROHIBITION

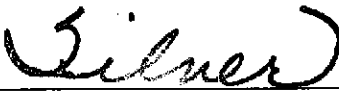
This is an original petition for a writ of prohibition challenging a district court order granting bifurcation of the liability and damages portions of a personal injury trial.


A writ of prohibition is available to arrest judicial proceedings that are without or in excess of the jurisdiction of that tribunal. See NRS 34.320; *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991). Whether to entertain a writ petition is purely within this court's discretion, see *Smith*, 107 Nev. at 677, 818 P.2d at 851, and petitioners bear the burden of demonstrating that extraordinary relief is warranted. See *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004).

Having considered the petition and supporting documents, we conclude that petitioners have failed to meet their burden of demonstrating that extraordinary writ relief is warranted as they have

not established that the district court exceeded its jurisdiction by ordering bifurcation of the trial. *See id.* Accordingly, we deny the petition. *See* NRAP 21(b)(1).

It is so ORDERED.


_____, C.J.
Silver


_____, J.
Tao


_____, J.
Gibbons

cc: Hon. Douglas Smith, District Judge
Patton & Kiraly, P.C.
Simon Law
Law Offices of Kenneth E. Goates
Law Offices of Karl H. Smith/Las Vegas
Eighth District Court Clerk