

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

STEVEN SAMUEL BRAUNSTEIN,  
Petitioner,  
vs.  
THE STATE OF NEVADA; BRIAN  
WILLIAMS, WARDEN; THE  
HONORABLE KATHY A.  
HARDCASTLE, SENIOR JUDGE; AND  
THE HONORABLE MICHAEL  
VILLANI, DISTRICT JUDGE,  
Respondents.

No. 73193

**FILED**

AUG 16 2017

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

*ORDER DENYING PETITION*

This is an original petition for a writ of mandamus seeking an order vacating petitioner's judgment of conviction. Petitioner asserts the district court lacked jurisdiction to rule on a motion for a new trial because the district court did not rule on that motion within seven days after the verdict or finding of guilt.


We have considered the petition on file herein, and we are not satisfied this court's intervention by way of extraordinary writ is warranted. *See Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) ("Petitioner[ ] carr[ies] the burden of demonstrating that extraordinary relief is warranted."). Contrary to petitioner's assertion, NRS 176.515(4) never required the district court to act on a

motion for a new trial within seven days of the verdict or finding of guilt.

Accordingly, we

ORDER the petition DENIED.

  
\_\_\_\_\_, C.J.  
Silver

  
\_\_\_\_\_, J.  
Tao

  
\_\_\_\_\_, J.  
Gibbons

cc: Steven Samuel Braunstein  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk