

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

MADELAINE DURAND; AND EDWIN  
DURAND, INDIVIDUALLY,  
Petitioners,

vs.

THE SECOND JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
WASHOE; AND THE HONORABLE  
ELLIOTT A. SATTLER, DISTRICT  
JUDGE,

Respondents,

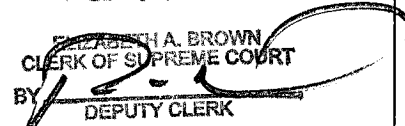
and

ARTHUR SCOTT DOCKTER; JOHN  
BREMER; KEVIN WRIGHT; TODD  
GAUER; GUY REED; PUREBASE  
CORPORATION; U.S. MINE CORP.;  
PUREBASE AGRICULTURAL, INC.;  
AND U.S. AGRICULTURAL  
MINERALS, LLC,  
Real Parties in Interest.

No. 75024

**FILED**

FEB 08 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER DENYING PETITION  
FOR WRIT OF MANDAMUS OR PROHIBITION*

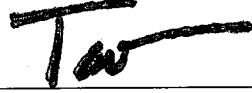
This original petition for a writ of mandamus or prohibition challenges multiple district court rulings, including orders granting and denying summary judgment, in a case concerning the development of mining claims.

Having considered this petition and the appendices, we are not satisfied that this court's intervention by way of extraordinary relief is warranted at this time. *See* NRAP 21(b); *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991). In particular, trial is scheduled to begin next week and petitioners have an adequate and speedy

legal remedy in the form of an appeal from any adverse final judgment, precluding writ relief. NRS 34.170; NRS 34.330; *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 225, 88 P.3d 840, 841 (2004); *see also Archon Corp. v. Eighth Judicial Dist. Court*, 133 Nev., Adv. Op. 101, 407 P.3d 702, 706 (2017) (recognizing that “[a] writ of mandamus is not a substitute for an appeal,” but rather, the writ should be used sparingly, “for extraordinary causes”). Accordingly, we

ORDER the petition DENIED.<sup>1</sup>

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

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

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

cc: Hon. Elliott A. Sattler, District Judge  
Edwin Durand  
Madelaine Durand  
Gunderson Law Firm  
Richard G. Opper  
Washoe District Court Clerk

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<sup>1</sup>In light of this order, petitioners’ emergency motion for stay is denied as moot.