

IN THE SUPREME COURT OF THE STATE OF NEVADA

STEVEN BURGAUER, TRUSTEE OF
THE PAUL D. BURGAUER MARITAL
TRUST; AND PAUL D. BURGAUER
MARITAL TRUST,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF CLARK;
AND THE HONORABLE WILLIAM S.
POTTER, DISTRICT JUDGE,

Respondents,

and

MARGARET BURGAUER,

Real Party in Interest.

No. 76691

FILED

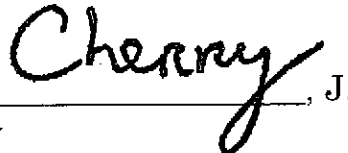
SEP 14 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

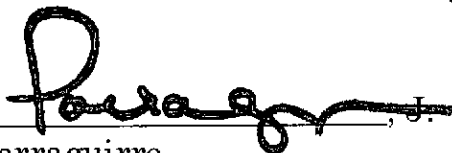
ORDER DENYING PETITION

This original petition for a writ of mandamus and/or prohibition challenges a district court order denying a motion to dismiss in a trust action. Having considered the petition and appendices filed in this matter, we are not convinced that our extraordinary and discretionary intervention is warranted. *See* NRS 34.160; NRS 34.320; *Halverson v. Miller*, 124 Nev. 484, 487, 186 P.3d 893, 896 (2008) (recognizing that the decision to issue a writ of mandamus or prohibition “is solely within this court’s discretion” and that petitioner bears the burden to establish that such extraordinary relief is appropriate). We therefore

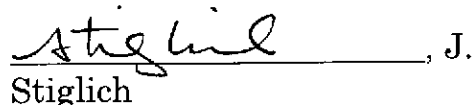
ORDER the petition DENIED.

 J.

Cherry

 J.

Parraguirre

 J.

Stiglich

18-35963

cc: Hon. William S. Potter, District Judge, Family Court Division
Howard & Howard Attorneys PLLC
Marquis Aurbach Coffing
Eighth District Court Clerk