

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

SINO-SCIENCE NORTH AMERICA
PHOTOBIOTECH INC.; AND
SUNCORE PHOTOVOLTAICS INC.,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
KENNETH C. CORY, DISTRICT
JUDGE,

Respondents,

and

@REALTY, LLC; AND JEFFREY
SKLAR, AN INDIVIDUAL,
Real Parties in Interest.

No. 76227

FILED

AUG 10 2018

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

*ORDER DENYING PETITION
FOR WRIT OF MANDAMUS OR PROHIBITION*

This is an original petition for a writ of mandamus or prohibition challenging a district court order resolving a motion to compel disclosure of insurance documents.

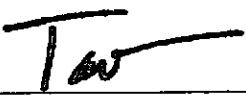
A writ of mandamus is available to compel the performance of an act that the law requires as a duty resulting from an office, trust, or station or to control an arbitrary or capricious exercise of discretion. See NRS 34.160; *Int'l Game Tech., Inc. v. Second Judicial Dist. Court*, 124 Nev. 193, 197, 179 P.3d 556, 558 (2008). We may issue a writ of prohibition to arrest the proceedings of a district court exercising its judicial functions when such proceedings are in excess of the district court's jurisdiction. See NRS 34.320. Petitioner bears 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 documents before us in this matter, we conclude that our extraordinary intervention is not warranted. *See id.* Accordingly, we deny the petition. NRAP 21(b)(1).

It is so ORDERED.


_____, C.J.
Silver


_____, J.
Tao


_____, J.
Gibbons

cc: Hon. Kenneth C. Cory, District Judge
Brauer, Driscoll, Sun and Associates LLC
Marquis Aurbach Coffing
Eighth District Court Clerk