

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

AVIS WINTERS; AND DAN WINTERS,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
ELIZABETH GOFF GONZALEZ,
DISTRICT JUDGE,

Respondents,

and

GREGORY BRENT DENNIS,
Real Party in Interest.

No. 78616-COA

FILED

APR 26 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This emergency petition for a writ of mandamus challenges a February 6, 2019, district court order refusing to stay enforcement of the interlocutory attorney fees awards/sanctions issued against petitioners.


Having reviewed the petition and supporting documents, we decline to exercise our discretion to consider this matter. *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991). Petitioners have not met their burden to show that our extraordinary intervention is warranted at this time to remedy an arbitrary or capricious exercise of discretion, see *Int'l Game Tech., Inc. v. Second Judicial Dist. Court*, 124 Nev. 193, 197, 179 P.3d 556, 558 (2008) (mandamus is proper to control an arbitrary or capricious exercise of discretion); *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) (observing





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that the party seeking writ relief bears the burden of showing that such relief is warranted). Accordingly, we

ORDER the petition DENIED.¹


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

cc: Hon. Elizabeth Goff Gonzalez, District Judge
Sgro & Roger
Chesnoff & Schonfeld
Eighth District Court Clerk

¹In light of this order, petitioners are not required to file proof of service of the petition on Judge Elizabeth Gonzalez as directed in the April 23, 2019, supreme court notice.