

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

KORY SCHEELER; THE LORETO TRUST; KORY SCHEELER AS TRUSTEE OF THE LORETO TRUST; PURSANG, LLC; ZH2, LLC; ZH3, LLC; ZH4, LLC; ZH5, LLC; EH1, LLC; EH2, LLC; EH3, LLC; EH4, LLC; EH5, LLC; EH6, LLC; ZHOME INNVOATION, LLC; ELSINORE HOLDINGS, NV, LLC; ELSINORE II, LLC; ELSINORE III, LLC; MAN PROPERTIES, LLC; KSNV II, LLC; KSNV III, LLC; ELSINORE HOLDINGS, LLC; ELSINORE FUND I, LLC; ELSINORE FUND II, LLC; ZH MANAGER, LLC; ZH L SERIES, LLC; RICKMAN, LLC; KECJ, LLC; MONTESA, LLC; AND ELSINORE, LLC,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK; AND THE HONORABLE LINDA MARIE BELL,

Respondents,

and

JOHN NAPOLI; ALEJANDRA ROSALES; EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK; AND THE HONORABLE ADRIANA ESCOBAR, DISTRICT JUDGE,

Real Parties in Interest.

No. 79050-COA

**FILED**

JUN 27 2019

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT

BY  DEPUTY CLERK

*ORDER DENYING PETITION  
FOR WRIT OF MANDAMUS OR PROHIBITION*

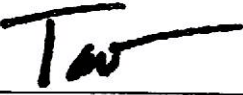
19-27665


This original petition for a writ of mandamus or prohibition challenges a district court order denying a motion to disqualify Judge Adriana Escobar.

Having reviewed the petition and supporting documents, we are not satisfied that this court's intervention by way of an extraordinary writ is warranted. See NRS 34.160; NRS 34.320; *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991) (recognizing that the issuance of an extraordinary writ is discretionary). In particular, petitioners have not demonstrated that the district court manifestly abused its discretion in denying their motion to disqualify Judge Escobar based on her Facebook connection with plaintiff John Napoli's daughter-in-law. See *Towbin Dodge, LLC v. Eighth Judicial Dist. Court*, 121 Nev. 251, 255, 112 P.3d 1063, 1066 (2005) (explaining that a writ petition is the appropriate vehicle by which to challenge the district court's discretion in denying disqualification); *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) (providing that petitioner bears the burden of demonstrating that extraordinary relief is warranted); NCJC 2.11 (describing circumstances under which a judge's disqualification is warranted). Accordingly, we

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

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

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

  
\_\_\_\_\_, J.  
Bulla

<sup>1</sup>In light of this order, we deny petitioners' emergency motion for a stay as moot.

cc: Hon. Linda Marie Bell, Chief Judge  
Hon. Adriana Escobar, District Judge  
Dreitzer Law  
Janet Trost  
Marquis Aurbach Coffing  
Eighth District Court Clerk