

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

JOEL TUTOR CAPALAC,  
Petitioner,  
vs.  
THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
LINDA MARIE BELL, DISTRICT  
JUDGE,  
Respondents,  
and  
THE STATE OF NEVADA,  
Real Party in Interest.

No. 73229

FILED

OCT 12 2017

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

*ORDER DENYING PETITION*

This original petition for a writ of mandamus seeks an order directing the district court to resolve a petition for a writ of habeas corpus filed on December 27, 2016. On September 5, 2017, we ordered the real party in interest to file a status report regarding the petition.


On September 20, 2017, the district court filed a status report informing this court the petition was denied on August 17, 2017, and, after it resolves a credit issue raised by petitioner in another case, a written order will be entered resolving "the entirety of this matter." On September 27, 2017, the real party in interest also filed a status report. We have reviewed the documents submitted in this matter and, without deciding upon the merits of any claims raised therein, we decline to exercise our original jurisdiction. See NRS 34.160; NRAP 21(b)(1); *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) ("Petitioner[ ] carr[ies]

the burden of demonstrating that extraordinary relief is warranted.”).  
Accordingly, we

ORDER the petition DENIED.



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



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



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

cc: Hon. Linda Marie Bell, District Judge  
Joel Tutor Capalac  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk