

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

HIGINIO CAUSSE BARRERA,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 69516

FILED

AUG 17 2016

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER OF AFFIRMANCE


This is an appeal from an order of the district court denying a petition for a writ of mandamus.¹ Eighth Judicial District Court, Clark County; Jennifer P. Togliatti, Judge.

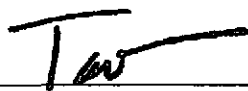
Appellant Higinio Barrera claims the district court erred by denying his petition for a writ of mandamus filed on October 29, 2015. In his petition below and on appeal, Barrera argues the district court erred by not having him present at a hearing on January 29, 2015, and denying his "R60" motion. He is seeking an order from the district court to set aside the proceedings and order the State to pay compensatory damages. These claims were not properly raised in a petition for a writ of mandamus because Barrera was not seeking an order from the district court to be


¹This appeal has been submitted for decision without oral argument. NRAP 34(f)(3).

issued to an inferior tribunal or office. See NRS 34.160. Therefore, the district court did not err in denying the petition, and we

ORDER the judgment of the district court AFFIRMED.²


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Silver

cc: Hon. Jennifer P. Togliatti, District Judge
Higinio Causse Barrera
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

²To the extent Barrera is appealing the denial of his motion to stop time to exhaust all claims and motion for enlargement of time, we conclude the district court did not abuse its discretion by denying these motions.