


IN THE SUPREME COURT OF THE STATE OF NEVADA

NATHAN THOMAS BURNAM,  
Petitioner,  
vs.  
THE FOURTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF ELKO;  
AND THE HONORABLE NANCY L.  
PORTER, DISTRICT JUDGE,  
Respondents,  
and  
THE STATE OF NEVADA,  
Real Party in Interest.

No. 79489

**FILED**

OCT 04 2019

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER DENYING PETITION*

This petition for a writ of prohibition challenges a district court order granting the State's motion to amend the criminal information. Because petitioner may challenge the district court's order on appeal if he is convicted, *see* NRS 177.015(3); NRS 177.045, we decline to exercise original jurisdiction in this matter. *See* NRS 34.330; *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 224, 88 P.3d 840, 841 (2004) (“[T]he right to appeal is generally an adequate legal remedy that precludes writ relief.”); *see also Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 818 P.2d

849, 851 (1991) (recognizing that the issuance of a writ petition is discretionary). Accordingly, we

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

Pickering J.  
Pickering

Parraguirre J.  
Parraguirre

Cadish J.  
Cadish

cc: Hon. Nancy L. Porter, District Judge  
Elko County Public Defender  
Attorney General/Carson City  
Elko County District Attorney  
Elko County Clerk

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<sup>1</sup>The motion for a stay of the trial is denied as moot.