

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE MIRAGE CASINO-HOTEL, LLC,
AS SUCCESSOR-IN-INTEREST OF
THE MIRAGE CASINO-HOTEL,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
RICHARD SCOTTI, DISTRICT JUDGE,
Respondents,

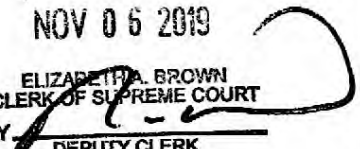
and

MARIAN MALITA; AND SILVANA
MALITA, HUSBAND AND WIFE,
Real Parties in Interest.

No. 79730

FILED

NOV 06 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This original petition for a writ of mandamus challenges a February 2019 district court order denying summary judgment under the Nevada Industrial Insurance Act's exclusive remedy provision.

Having reviewed the petition and supporting documentation, we conclude that our extraordinary intervention is not warranted. NRAP 21(b). Generally, we will not consider writ petitions challenging orders denying summary judgment, and we are not persuaded that any exception to the general rule applies here. *Smith v. Eighth Judicial Dist. Court*, 113 Nev. 1343, 1344, 950 P.2d 280, 281 (1997). Petitioner has an adequate legal remedy in the form of an appeal from any adverse final judgment. See NRS

34.170; *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 224, 228, 88 P.3d 840, 841, 844 (2004). Accordingly, we

ORDER the petition DENIED.¹


_____, C.J.
Gibbons


_____, J.
Parraguirre


_____, J.
Cadish

cc: Hon. Richard Scotti, District Judge
Pyatt Silvestri
Campbell & Williams
Eighth District Court Clerk

¹In light of this order, petitioner's emergency motion to stay the district court proceedings is denied as moot.