

IN THE SUPREME COURT OF THE STATE OF NEVADA

TROPICAL & LOSEE, LLC, A NEVADA  
LIMITED LIABILITY COMPANY;  
DAVID E. CROWE, AN INDIVIDUAL,  
FOR HIMSELF AND DERIVATIVELY  
ON BEHALF OF J. MCDONALD CO.,  
INC., A NEVADA CORPORATION; AND  
FLETCHER MAJORS, AN  
INDIVIDUAL,  
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
MARK R. DENTON, DISTRICT JUDGE,  
Respondents,

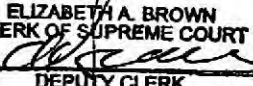
and

J. MCDONALD CO., INC., A TEXAS  
CORPORATION, FOR ITSELF AND  
DERIVATIVELY ON BEHALF OF  
TROPICAL & LOSEE, LLC, A NEVADA  
LIMITED LIABILITY COMPANY,  
Real Party in Interest.

No. 82504

FILED

MAR 01 2021

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER DENYING PETITION  
FOR WRIT OF MANDAMUS OR PROHIBITION*

This original petition for a writ of mandamus or prohibition challenges a district court order requiring petitioners to deposit disputed funds with the court clerk pending trial. Although the amount of the deposit was later increased, the order originated as a condition the district court imposed on its grant of petitioners' earlier motion to continue the trial date. Petitioners have also filed an emergency motion to stay the district court


proceedings pending our consideration of this petition, and real party in interest has filed an opposition to that motion.

Having considered the petition and supporting documentation, we conclude that our extraordinary and discretionary intervention is not warranted. *See Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991) (recognizing that writ relief is an extraordinary remedy and that this court has sole discretion in determining whether to entertain a writ petition). Accordingly, we

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

  
\_\_\_\_\_, J.  
Cadish

  
\_\_\_\_\_, J.  
Pickering

  
\_\_\_\_\_, J.  
Herndon

cc: Hon. Mark R. Denton, District Judge  
Sklar Williams LLP  
Cleveland Terrazas PLLC  
Koch & Scow, LLC  
Eighth District Court Clerk

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<sup>1</sup>In light of this order, petitioners' emergency stay motion is denied as moot.