

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOLAN MANGUIN; AND CARMEN
MANGUIN, HUSBAND AND WIFE AS
JOINT TENANTS,
Petitioners,
vs.
WESTERN PROGRESSIVE-NEVADA,
INC.,
Respondent.

No. 83857

FILED

JAN 03 2022

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

*ORDER DENYING PETITION FOR
WRIT OF MANDAMUS*

This original pro se petition for a writ of mandamus challenges a non-judicial foreclosure based upon petitioner's homestead exemption.

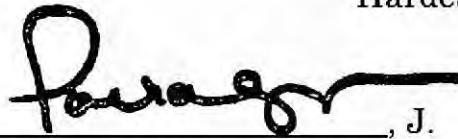
Having considered the petition, we are not persuaded that our extraordinary intervention is warranted. *See* NRS 34.170; *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 224, 88 P.3d 840, 841 (2004) (noting that a writ of mandamus is proper only when there is no plain, speedy, and adequate remedy at law and explaining that petitioner bears the burden of demonstrating that writ relief is warranted).

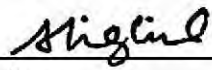
Even assuming that the relief sought here could be properly obtained through a petition for writ relief, any application for such relief should be made to the district court in the first instance so that factual and legal issues are fully developed, giving this court an adequate record to review. *See Round Hill Gen. Imp. Dist. v. Newman*, 97 Nev. 601, 604, 637 P.2d 534, 536 (1981) (recognizing that "an appellate court is not an appropriate forum in which to resolve disputed questions of fact" and determining that when there are factual issues presented, this court will not exercise its discretion to entertain a petition for extraordinary relief

even though “important public interests are involved”); *State v. County of Douglas*, 90 Nev. 272, 276-77, 524 P.2d 1271, 1274 (1974) (noting that “this court prefers that such an application [for writ relief] be addressed to the discretion of the appropriate district court” in the first instance), *abrogated on other grounds by Attorney Gen. v. Gypsum Res.*, 129 Nev. 23, 33-34, 294 P.3d 404, 410-11 (2013). Accordingly, we

ORDER the petition DENIED.


_____, C.J.
Hardesty


_____, J.
Parraguirre


_____, J.
Stiglich

cc: Carmen Manguin
Jolan Manguin
Western Progressive-Nevada, Inc.