

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL MURRAY; AND MICHAEL
RENO, INDIVIDUALLY AND ON
BEHALF OF OTHERS SIMILARLY
SITUATED,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
CARLI LYNN KIERNY, DISTRICT
JUDGE,

Respondents,

and

A CAB TAXI SERVICE LLC, A CAB
SERIES LLC, F/K/A A CAB, LLC; AND
CREIGHTON J. NADY,
Real Parties in Interest.

No. 84456

FILED

SEP 23 2022

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

*ORDER DENYING PETITION FOR
A WRIT OF MANDAMUS*

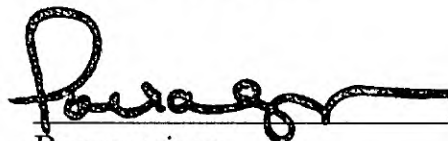
This original petition for a writ of mandamus, in an action for unpaid wages, seeks a writ directing the district court to (1) terminate its order staying the enforcement of judgment pending resolution of the appeal in *Murray v. Dubric*, Docket No. 83492 (Order of Affirmance, August 11, 2022);¹ (2) modify the final judgment as directed by this court's opinion in *A Cab, LLC v. Murray*, 137 Nev., Adv. Op. 84, 501 P.3d 961 (2021); (3) consider

¹Because this court entered an order of affirmance in *Murray v. Dubric*, Docket No. 83492, 2022 WL 3335982 (Nev. Aug. 11, 2022) (Order of Affirmance), we deny as moot petitioners' request for a writ directing the district court to lift the stay of enforcement pending resolution of that appeal.

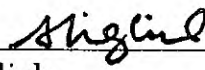
on the merits petitioners' request for a receiver, as directed by this court in *Murray v. A Cab Taxi Serv., LLC*, Docket No. 82539, WL 2022 500818 (Nev. Feb. 17, 2022) (Order of Reversal and Remand); and (5) act promptly to enforce the final judgment.

Having reviewed the petition, answer, reply and accompanying appendices, we conclude that our extraordinary intervention is not warranted at this time. See *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) (observing that the party seeking writ relief bears the burden of showing such relief is warranted); *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.²


_____, C.J.S.
Parraguirre


_____, J.
Hardesty


_____, J.
Stiglich

cc: Hon. Carli Lynn Kierny, District Judge
Hon. Maria Gall, District Judge
Eighth Judicial District Court Department 9

²Without expressing any opinion as to the merits of this writ petition, we deny it without prejudice to petitioner's right to appeal from any appealable orders or judgment.

Leon Greenberg Professional Corporation
Rodriguez Law Offices, P.C.
Cory Reade Dows & Shafer
Eighth District Court Clerk