

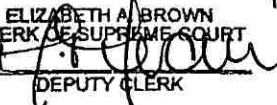
IN THE SUPREME COURT OF THE STATE OF NEVADA

WILLIAM D. MCCANN,  
Petitioner,  
vs.  
THE HONORABLE NATHAN TOD  
YOUNG, DISTRICT JUDGE; AND THE  
NINTH JUDICIAL DISTRICT COURT  
OF THE STATE OF NEVADA, IN AND  
FOR THE COUNTY OF DOUGLAS,  
Respondents,  
and  
PRESTIGE DEFAULT SERVICES, LLC;  
AND U.S. BANK TRUST, N.A.,  
Real Parties in Interest.

No. 86373

FILED

MAY 02 2023

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

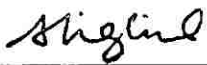
*ORDER DENYING PETITION FOR WRIT OF MANDAMUS OR, IN THE  
ALTERNATIVE, A WRIT OF PROHIBITION*

This pro se original petition for writ of mandamus or, in the alternative, a writ of prohibition challenges a district court order granting a motion to set aside default.

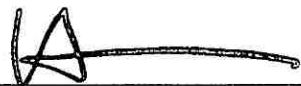
This court has original jurisdiction to issue writs of mandamus and prohibition, and the issuance of such extraordinary relief is solely within this court's discretion. *See Nev. Const. art. 6, § 4; D.R. Horton, Inc. v. Eighth Judicial Dist. Court*, 123 Nev. 468, 474-75, 168 P.3d 731, 736-37 (2007). Petitioner bears the burden to show that extraordinary relief is warranted, and such relief is proper only when there is no plain, speedy, and adequate remedy at law. *See Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 224, 228, 88 P.3d 840, 841, 844 (2004). An appeal is generally an adequate remedy precluding writ relief. *Id.* at 224, 88 P.3d at 841. Even when an appeal is not immediately available because the challenged order is interlocutory in nature, the fact that the order may ultimately be

challenged on appeal from a final judgment generally precludes writ relief. *Id.* at 225, 88 P.3d at 841. Having considered the petition and supporting materials, we are not persuaded that our extraordinary intervention is warranted because petitioner has not demonstrated that an appeal from a final judgment would not be a plain, speedy, and adequate remedy. Accordingly, we

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

  
\_\_\_\_\_, C.J.  
Stiglich

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

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

cc: Hon. Nathan Tod Young, District Judge  
Law Offices of William D. McCann  
Ghidotti Berger LLP/Las Vegas  
Hutchison & Steffen, LLC/Las Vegas  
Douglas County Clerk

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<sup>1</sup>We further deny all pending motions as moot.