


IN THE SUPREME COURT OF THE STATE OF NEVADA

JOEL LAMOTHE,
Petitioner,
vs.
THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF CLARK;
AND THE HONORABLE KATHLEEN E.
DELANEY, DISTRICT JUDGE,
Respondents,
and
THE STATE OF NEVADA,
Real Party in Interest.

No. 86287

FILED

MAY 11 2023

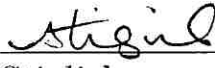
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DENYING PETITION


This original petition for a writ of mandamus challenges a district court order denying a petition for a writ of mandamus that would have directed the justice court to suppress evidence of a blood draw in a criminal case. Having considered the petition and record, we conclude that our extraordinary and discretionary intervention is not warranted. See NRS 34.160; NRS 34.170; *Int'l Game Tech., Inc. v. Second Judicial Dist. Court*, 124 Nev. 193, 197, 179 P.3d 556, 559 (2008); *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004); *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 679, 818 P.2d 849, 851, 853 (1991). In particular, petitioner Joel Lamothe had an adequate legal remedy—an appeal from the district court order denying mandamus relief. See NRS 2.090(2) (providing appellate jurisdiction to review “an order granting or refusing to grant . . . mandamus”); *City of Reno v. Howard*, 130 Nev. 110, 112, 318 P.3d 1063, 1064 (2014) (recognizing that a district court order

denying a mandamus petition is an appealable final judgment where the petition is the only issue before a district court). Accordingly, we

ORDER the petition DENIED.


_____, C.J.
Stiglich


_____, J.
Lee


_____, J.
Bell

cc: Hon. Kathleen E. Delaney, District Judge
The Pariente Law Firm, P.C.
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk