

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

BRENDAN JAMES NASBY,  
Petitioner,  
vs.  
THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
MONICA TRUJILLO, DISTRICT  
JUDGE,  
Respondents,  
and  
THE STATE OF NEVADA,  
Real Party in Interest.

No. 86434-COA

**FILED**

AUG 17 2023

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER DENYING PETITION*

In this original petition for a writ of mandamus, Brendan James Nasby challenges the district court's denial of a motion to correct a clerical error in a judgment of conviction. In his motion, Nasby claimed that the sentence reflected in his judgment of conviction was greater than that orally pronounced by the sentencing court. In his petition, he contends the district court abused its discretion when it failed to order his sentencing hearing be transcribed, provide Nasby with a copy of the transcripts, and then clarify and correct Nasby's judgment of conviction.

We have reviewed the documents submitted in this matter, and without deciding upon the merits of any claims raised therein, we decline

to exercise our original jurisdiction. See NRS 34.160; NRS 34.170; NRAP 21(b)(1); *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) (“Petitioner[ ] carr[ies] the burden of demonstrating that extraordinary relief is warranted.”). Accordingly, we

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

  
\_\_\_\_\_, J.  
Bulla

  
\_\_\_\_\_, J.  
Westbrook

cc: Hon. Monica Trujillo, District Judge  
Brendan James Nasby  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk

---

<sup>1</sup>The Honorable Michael Gibbons, Chief Judge, did not participate in the decision in this matter.