

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDWARD JACOB IGLEHART,
Petitioner,
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
THE STATE OF NEVADA,
Real Party in Interest.

No. 87417

FILED

OCT 11 2023

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

ORDER DENYING PETITION FOR WRIT OF MANDAMUS


This emergency, original petition for a writ of mandamus challenges a district court order granting a mistrial due to juror misconduct.

Having considered the petition, appendix, and supplemental appendix,¹ we conclude that our extraordinary and discretionary intervention is not warranted. *See Walker v. Second Judicial Dist. Court*, 136 Nev. 678, 681, 476 P.3d 1194, 1197 (2020) (observing that this court generally does not entertain mandamus petitions aimed at correcting discretionary action); *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


¹Petitioner's motion for leave to file a supplemental appendix is granted; the supplemental appendix was filed on October 10, 2023.

writ relief is an extraordinary remedy and that this court has sole discretion in determining whether to entertain a writ petition). Moreover, to the extent petitioner asserts double jeopardy concerns, we note that such issues may be raised in the district court in the first instance. Accordingly, we

ORDER the petition DENIED.²


_____, J.
Herndon


_____, J.
Lee


_____, J.
Parraguirre

cc: Hon. Carli Lynn Kierny, District Judge
Clark County Public Defender
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

²In light of this order, petitioner's emergency motion for stay is denied as moot.