

IN THE SUPREME COURT OF THE STATE OF NEVADA

MATT KLABACKA AS DISTRIBUTION
TRUSTEE OF THE ERIC L. NELSON
NEVADA TRUST DATED MAY 30, 2001,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
REGINA M. MCCONNELL, DISTRICT
JUDGE,

Respondents,

and

LYNITA SUE NELSON,
INDIVIDUALLY AND IN HER
CAPACITY AS INVESTMENT
TRUSTEE OF THE LYNITA S.
NELSON NEVADA TRUST DATED
MAY 30, 2001; AND ERIC L. NELSON,
Real Parties in Interest.

No. 87816

FILED

JAN 05 2024

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This emergency, original petition for a writ of mandamus seeks to compel the district court to immediately consider post-judgment enforcement motions to allow examination of judgment debtor and to convey properties, or to require the posting of a supersedeas bond.

Whether to issue extraordinary writ relief is solely within this court's discretion, *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991), and it is petitioner's burden to demonstrate that such relief is warranted, *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004). Having reviewed the petition and appendix,

we decline to intervene. A hearing on the motions is scheduled for later this month, and petitioner has not demonstrated that our extraordinary intervention is warranted under the circumstances to correct clear legal error or a manifest abuse of discretion. *See Walker v. Second Judicial Dist. Court*, 136 Nev. 678, 681-82, 476 P.3d 1194, 1197 (2020) (providing that, to obtain the extraordinary remedy of mandamus, a petitioner ordinarily must establish a clear legal right to the course of action requested or manifest abuse of discretion). Accordingly, we

ORDER the petition DENIED.


_____, J.
Herndon


_____, J.
Lee


_____, J.
Bell

cc: Hon. Regina M. McConnell, District Judge, Family Division
Solomon Dwiggins & Freer, Ltd.
Pecos Law Group
McDonald Carano LLP/Las Vegas
Hauser Family Law
Michaelson Law
Eighth District Court Clerk