

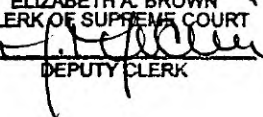
IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,  
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  
CLARENCE MARTIN,  
Real Party in Interest.

No. 89507

**FILED**

OCT 28 2024

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY:   
DEPUTY CLERK


*ORDER DENYING PETITION FOR WRIT OF MANDAMUS*

This emergency petition for a writ of mandamus challenges a district court ruling assertedly denying petitioner's motion to strike, as untimely, a notice of expert witness.

Having reviewed the petition and supporting documents, we conclude that our extraordinary intervention is not warranted. NRS 34.160; *Smith v. Eighth Jud. Dist. Ct.*, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991). In particular, petitioner appears to have rejected an offer to continue the trial and has not demonstrated that the district court committed legal error or manifestly abused its discretion. *Pan v. Eighth Jud. Dist. Ct.*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004)

(recognizing that petitioner bears the burden to demonstrate that writ relief is warranted). Accordingly, we

ORDER the petition DENIED.

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

  
\_\_\_\_\_, J.  
Lee

  
\_\_\_\_\_, J.  
Bell

cc: Hon. Carli Lynn Kierny, District Judge  
Attorney General/Carson City  
Clark County District Attorney  
Law Office of Betsy Allen  
Benjamin Durham Law Firm  
Eighth District Court Clerk