

IN THE SUPREME COURT OF THE STATE OF NEVADA

JEFF ERIC CONTRERAS,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
ERIKA D. BALLOU, DISTRICT COURT
JUDGE,

Respondents,

and

THE STATE OF NEVADA,
Real Party in Interest.

No. 89455

FILED

OCT 31 2024

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

ORDER DENYING PETITION

This is an original petition for a writ of mandamus seeking to compel the district court to vacate its imposition of petitioner's suspended sentence.

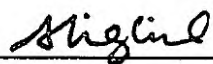
A writ of mandamus is available to compel the performance of an act that the law requires as a duty resulting from an office, trust, or station or to control an arbitrary or capricious exercise of discretion. See NRS 34.160; *Int'l Game Tech., Inc. v. Second Jud. Dist. Ct.*, 124 Nev. 193, 197, 179 P.3d 556, 558 (2008). Whether a petition for extraordinary writ relief will be entertained rests within this court's sound discretion. *D.R. Horton, Inc. v. Eighth Jud. Dist. Ct.*, 123 Nev. 468, 474-75, 168 P.3d 731, 736-37 (2007). Petitioner bears the burden to show that extraordinary relief is warranted, and such relief is proper only when there is no plain, speedy, and adequate remedy at law. See *Pan v. Eighth Jud. Dist. Ct.*, 120 Nev.

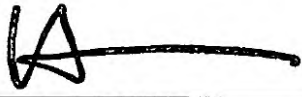
222, 224, 228, 88 P.3d 840, 841, 844 (2004). An appeal is generally an adequate remedy precluding writ relief. *Id.* at 224, 88 P.3d at 841.

Having considered the petition, we are not persuaded that our intervention is warranted. Petitioner has not demonstrated that he lacked a plain, speedy, and adequate remedy by way of an expedited appeal from the judgment of conviction entered on September 16, 2024. *Pan*, 120 Nev. at 224, 88 P.3d at 841. And, problematically, petitioner failed to provide this court with a copy of the judgment of conviction. *See id.*; *see also* NRAP 21(a)(4) (stating that it is a petitioner's responsibility to provide this court with all of the documents necessary to understand the matters set forth in the petition). Accordingly, writ relief is unwarranted, and we

ORDER the petition DENIED.


_____, C.J.
Cadish


_____, J.
Stiglich


_____, J.
Herndon

cc: Hon. Erika D. Ballou, District Judge
Clark County Public Defender
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk