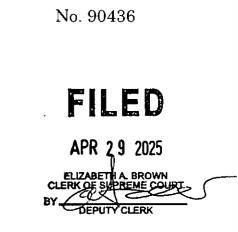
## IN THE SUPREME COURT OF THE STATE OF NEVADA

TRAVIS E. SHETLER, Petitioner, vs. THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK; AND THE HONORABLE VINCENT OCHOA, DISTRICT COURT JUDGE, Respondents, and BRENDA C. SHETLER, Real Party in Interest.



## ORDER DENYING PETITION FOR A WRIT OF MANDAMUS

This original petition for a writ of mandamus challenges a district court order denying a motion to disqualify a family law judge.

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). This court has previously recognized "that a petition for a writ of mandamus is the appropriate vehicle to seek disqualification of a judge." Towbin Dodge, LLC v. Eighth Jud. Dist. Ct., 121 Nev. 251, 254-55, 112 P.3d 1063, 1066 (2005). Nevertheless, 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 of

SUPREME COURT OF NEVADA demonstrating that extraordinary relief is warranted. Pan v. Eighth Jud. Dist. Ct., 120 Nev. 222, 224, 228, 88 P.3d 840, 841, 844 (2004).

Having reviewed the petition and accompanying documents, we are not persuaded that our extraordinary and discretionary intervention is warranted. Accordingly, we

ORDER the petition DENIED.

C.J. Herndon Parraguirre

Stiglich

J.

Hon. Vincent Ochoa, District Judge cc: Law Office of Travis E. Shetler, PC Pecos Law Group Eighth District Court Clerk