

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

WENDY LEE PARTELLO,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF CLARK  
AND THE HONORABLE ANNA C.

ALBERTSON,

Respondents,

and

SANDER IGNACIO GUTIERREZ VILLA  
AND MA ESTHELA VILLA

CONTRERAS,

Real Parties in Interest.

No. 90344-COA

**FILED**

**MAY 29 2025**

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER DISMISSING PETITION  
FOR WRIT OF MANDAMUS*

This original petition for a writ of mandamus challenges a district court order denying a motion to strike a request for a trial de novo in a tort action.

On May 19, 2025, petitioner filed a notice of settlement with this court, indicating that the parties reached a settlement in this case and that, on May 15, the district court entered a stipulation and order dismissing the underlying proceeding. We construe petitioner's notice as a motion to voluntarily withdraw her petition. See NRAP 42 (authorizing a petitioner to move to voluntarily dismiss a writ petition, which may be granted if the motion is uncontested).

Having reviewed petitioner's motion and because real parties in interest have not filed any response in opposition, we conclude that the parties' settlement and the subsequent dismissal of the underlying

proceeding rendered petitioner's petition for a writ of mandamus moot. See *Personhood Nev. v. Bristol*, 126 Nev. 599, 602, 245 P.3d 572, 574 (2010) (explaining that "a controversy must be present through all stages of the proceeding, and even though a case may present a live controversy at its beginning, subsequent events may render the case moot" (citations omitted)). Accordingly, we

ORDER the petition DISMISSED.

  
\_\_\_\_\_, C.J.  
Bulla

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Westbrook

cc: Hon. Anna C. Albertson, District Judge  
Bighorn Law/Las Vegas  
Martinez Dieterich and Zarcone Legal Group  
Eighth District Court Clerk