

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

DAVID DURAN,
Petitioner,
vs.
NEVADA BOARD OF PAROLE
COMMISSIONERS,
Respondent.

No. 89906-COA

FILED

AUG 21 2025


ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

*ORDER DENYING PETITION
FOR WRIT OF MANDAMUS*

This original petition for a writ of mandamus challenges respondent Nevada Board of Parole Commissioners' 2024 denial of parole for petitioner David Duran and its subsequent denial of his reconsideration request.

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. NRS 34.160; *Int'l Game Tech., Inc. v. Second Jud. Dist. Ct.*, 124 Nev. 193, 197, 179 P.3d 556, 558 (2008). The decision as to 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, 475, 168 P.3d 731, 737 (2007). Petitioner bears the burden of demonstrating that extraordinary relief is warranted. *Pan v. Eighth Jud. Dist. Ct.*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004).

Having considered the petition, the response thereto, and the other documents before us, we conclude petitioner has not demonstrated that our extraordinary intervention is warranted. *See id.* Accordingly, we ORDER the petition DENIED.


_____, C.J.
Bulla


_____, J.
Gibbons


_____, J.
Westbrook

cc: David Anthony Duran
Attorney General/Carson City