

IN THE SUPREME COURT OF THE STATE OF NEVADA

ECONOMIC OPPORTUNITY BOARD  
OF CLARK COUNTY AND ERIC  
ZOLLER,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK, AND THE HONORABLE  
SALLY L. LOEHRER, DISTRICT  
JUDGE,

Respondents,

and

JACQUELINE G. ORLANDO, AS  
GUARDIAN OF THE PERSON AND  
ESTATE OF JODI ANN ORLANDO, AN  
ADULT WARD,

Real Party in Interest.

No. 40123

FILED

AUG 30 2002

JANEITE M. GLOOM  
CLERK OF SUPREME COURT  
BY *J. Richard*  
CHIEF DEPUTY CLERK

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

This original petition for a writ of mandamus challenges a district court order denying a motion for partial summary judgment in a tort action. We have considered this petition, and we are not satisfied that this court's intervention by way of extraordinary relief is warranted at this time. It appears that an appeal is available as a plain, speedy and adequate remedy.<sup>1</sup> Accordingly, we deny the petition.<sup>2</sup> In light of this

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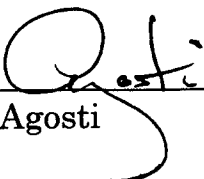
<sup>1</sup>See NRS 34.170; Trelease v. State ex. rel. Bullock, 88 Nev. 615, 619, 503 P.2d 1, 4 (1972) (stating that a writ of mandamus will issue only if an adequate legal remedy is not available); see also Fritz Hansen A/S v. Dist. Ct., 116 Nev. 650, 6 P.3d 982 (2000) (noting that litigation expenses are neither irreparable nor serious).


<sup>2</sup>See NRAP 21(b); Smith v. District Court, 107 Nev. 674, 818 P.2d 849 (1991).

disposition, petitioners' motion for an emergency stay is furthermore denied as moot.

It is so ORDERED.

  
\_\_\_\_\_, J.  
Young

  
\_\_\_\_\_, J.  
Agosti

  
\_\_\_\_\_, J.  
Becker

cc: Hon. Sally L. Loehrer, District Judge  
Rawlings Olson Cannon Gormley & Desruisseaux  
Mainor & Harris  
Clark County Clerk