

IN THE SUPREME COURT OF THE STATE OF NEVADA

EMILIA GARCIA,  
Petitioner,  
vs.  
THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF CLARK;  
AND THE HONORABLE JERRY A.  
WIESE, DISTRICT JUDGE,  
Respondents,  
and  
JARED AWERBACH, INDIVIDUALLY;  
AND ANDREA AWERBACH,  
INDIVIDUALLY,  
Real Parties in Interest.

No. 69134

FILED

DEC 21 2015


TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
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 to disqualify counsel and reassign the case to the original district court department.

Having considered the petition and supporting documents, we conclude that petitioner has not met her burden of demonstrating that this court's intervention is warranted, as the district court did not arbitrarily exercise its discretion in denying petitioner's motion to disqualify. NRS 34.160; *Millen v. Eighth Judicial Dist. Court*, 122 Nev. 1245, 1251, 148 P.3d 694, 698 (2006); *Waid v. Eighth Judicial Dist. Court*, 121 Nev. 605, 609, 119 P.3d 1219, 1222 (2005); *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004). Accordingly, we

ORDER the petition DENIED.

  
\_\_\_\_\_, J.  
Saitta

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

  
\_\_\_\_\_, J.  
Pickering

cc: Hon. Jerry A. Wiese, District Judge  
Glen Lerner Injury Attorneys  
Resnick & Louis, P.C.  
Mazzeo Law LLC  
Eighth District Court Clerk