

IN THE SUPREME COURT OF THE STATE OF NEVADA

ARCHON CORPORATION; PAUL W.
LOWDEN; AND SUZANNE LOWDEN,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
MARK R. DENTON, DISTRICT JUDGE,
Respondents,

and

DAN RAIDER, AN INDIVIDUAL ON
HIS OWN BEHALF AND ON BEHALF
OF OTHERS SIMILARLY SITUATED,
Real Party in Interest.

No. 68995

FILED

MAR 18 2016

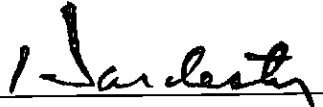
TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK


**ORDER DENYING PETITION
FOR WRIT OF MANDAMUS, PROHIBITION, OR CERTIORARI**

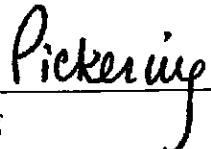
This original petition for a writ of mandamus, prohibition, or certiorari challenges a district court order denying a motion to dismiss in a contract action. Having considered the petition, answer, reply and supporting documents, we conclude that our extraordinary intervention is not warranted at this stage of the proceedings, when the district court has yet to definitively rule upon the jurisdiction, limitations, repose, and tolling issues. *Smith v. Eighth Judicial Dist. Court*, 113 Nev. 1343, 1344-45, 950 P.2d 280, 281 (1997) (explaining that this court generally will intervene at the motion to dismiss stage only when no factual disputes exist and clear authority requires dismissal); *Smith v. Eighth Judicial*

Dist. Court, 107 Nev. 674, 677, 679, 818 P.2d 849, 851, 853 (1991);
Zamarripa v. First Judicial Dist. Court, 103 Nev. 638, 640, 747 P.2d 1386,
1387 (1987). Accordingly, we

ORDER the petition DENIED.¹


Hardesty, J.


Saitta, J.


Pickering, J.

cc: Hon. Mark R. Denton, District Judge
Dickinson Wright PLLC
Goren, Goren & Harris, P.C.
Law Offices of Steven J. Parsons
Eighth District Court Clerk

¹We vacate our December 31, 2015, stay in this matter.