

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMIE RISHER, INDIVIDUALLY, AND  
AS LEGAL GUARDIAN OF BRIANNA  
DANIELLE RISHER AND JACOB  
JAMES RISHER, INDIVIDUAL HEIRS  
OF KENNETH ROBERT RISHER,  
DECEASED; AND KAREN MIKESELL,  
AS SPECIAL ADMINISTRATRIX OF  
THE ESTATE OF KENNETH ROBERT  
RISHER,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE ROB  
BARE, DISTRICT JUDGE,

Respondents,

and

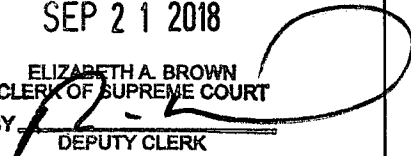
LORI STRAUB, APRN; MICHAEL  
HIXSON, M.D.; AND NORTH VISTA  
HOSPITAL, INC., D/B/A NORTH VISTA  
HOSPITAL, INC.,

Real Parties in Interest.

No. 73793

FILED

SEP 21 2018

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

*ORDER DENYING PETITION FOR WRIT OF MANDAMUS*

This is an original petition for a writ of mandamus challenging a district court order granting partial summary judgment in a tort action.

Having considered the parties' arguments and the record, we are not persuaded that our extraordinary and discretionary intervention is warranted. NRS 34.170; *Gonzalez v. Eighth Judicial Dist. Court*, 129 Nev. 215, 217, 298 P.3d 448, 449-50 (2013) (explaining when a writ of mandamus may be warranted and that the decision to entertain a petition for

extraordinary writ relief lies within this court's discretion); *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) (observing that petitioners bear the burden of showing that mandamus is warranted). In particular, we are not persuaded that an appeal from a final judgment is an inadequate remedy. *See Pan*, 120 Nev. at 224, 88 P.3d at 841.<sup>1</sup> Accordingly, we

ORDER the petition DENIED.

Douglas, C.J.  
Douglas

Cherry, J.  
Cherry

Gibbons, J.  
Gibbons

Pickering, J.  
Pickering

Hardesty, J.  
Hardesty

Parraguirre, J.  
Parraguirre

Stiglich, J.  
Stiglich

cc: Hon. Rob Bare, District Judge  
The Gage Law Firm, PLLC  
Snell & Wilmer, LLP/Reno  
Lewis Brisbois Bisgaard & Smith, LLP/Las Vegas  
Snell & Wilmer, LLP/Las Vegas  
Eighth District Court Clerk

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<sup>1</sup>We note, however, that the petitioners' reliance on *Goldenberg v. Woodard*, Docket Nos. 57232, 58151 (Order Affirming in Part, Reversing in Part and Remanding, June 20, 2014), is misplaced as *Goldenberg* was decided before January 1, 2016, and, therefore, may not be cited for persuasive value. *See* NRAP 36(c)(3).