

IN THE SUPREME COURT OF THE STATE OF NEVADA

LYNITA SUE NELSON,
INDIVIDUALLY, AND IN HER
CAPACITY AS INVESTMENT TRUSTEE
OF THE LYNITA S. NELSON NEVADA
TRUST DATED MAY 30, 2001,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF CLARK;
AND THE HONORABLE FRANK P.
SULLIVAN, DISTRICT JUDGE,

Respondents,

and

ERIC L. NELSON, INDIVIDUALLY,
AND IN HIS CAPACITY AS
INVESTMENT TRUSTEE OF THE ERIC
L. NELSON NEVADA TRUST DATED
MAY 30, 2001; AND MATT KLABACKA,
DISTRIBUTION TRUSTEE OF THE
ERIC L. NELSON NEVADA TRUST
DATED MAY 30, 2001,
Real Parties in Interest.

No. 77254

FILED

DEC 13 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DENYING PETITION FOR A WRIT OF MANDAMUS

This original petition for a writ of mandamus challenges district court orders regarding the tracing of assets in a divorce. Having considered the petition and appendices filed in this matter, we are not convinced that our extraordinary and discretionary intervention is warranted as petitioner's arguments are defeated by this court's prior opinion in *Klabacka v. Nelson*, 133 Nev. 164, 394 P.3d 940 (2017). See NRS 34.160; *Halverson v. Miller*, 124 Nev. 484, 487, 186 P.3d 893, 896 (2008)

(recognizing that the decision to issue a writ of mandamus “is solely within this court’s discretion” and that petitioner bears the burden to establish that such extraordinary relief is appropriate). We therefore

ORDER the petition DENIED.

Pickering, J.
Pickering

Gibbons, J.
Gibbons

Hardesty, J.
Hardesty

cc: Hon. Frank Sullivan, District Judge
The Dickerson Karacsonyi Law Group
Solomon Dwiggin & Freer, Ltd.
Rhonda K. Forsberg, Chtd.
Eighth Judicial District Clerk