

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

STEVE WENDLER,  
Petitioner,

vs.

THE NINTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
DOUGLAS; AND THE HONORABLE  
THOMAS W. GREGORY, DISTRICT  
JUDGE,

Respondents,

and

DANELE WENDLER,  
Real Party in Interest.

No. 78579-COA

**FILED**

JUL 08 2019

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

**ORDER DENYING PETITION FOR A WRIT OF PROHIBITION**

This is an original petition for a writ of prohibition challenging a district court order following a contempt hearing.

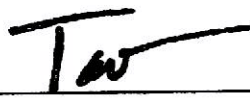
A writ of prohibition may be warranted when a district court acts without or in excess of its jurisdiction. NRS 34.320; *Club Vista Fin. Servs., LLC v. Eighth Judicial Dist. Court*, 128 Nev. 224, 228, 276 P.3d 246, 249 (2012). This court has discretion as to whether to entertain a petition for extraordinary relief and will not do so when the petitioner has a plain, speedy, and adequate remedy at law. NRS 34.330; *D.R. Horton, Inc. v. Eighth Judicial Dist. Court*, 123 Nev. 468, 474-75, 168 P.3d 731, 736-37 (2007). Petitioner bears the burden of demonstrating that extraordinary relief is warranted. *See Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004).

Having considered the petition and supporting documents filed in this matter, we are not persuaded that this court's intervention by way

of extraordinary relief is warranted. *Id.* Accordingly, we deny the petition.  
See NRAP 21(b)(1); *D.R. Horton*, 123 Nev. at 475, 168 P.3d at 737.

It is so ORDERED.<sup>1</sup>

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

  
\_\_\_\_\_, J.  
Tao

  
\_\_\_\_\_, J.  
Bulla

cc: Hon. Thomas W. Gregory, District Judge  
Law Office of Karen L. Winters  
Pence & Associates  
Douglas County Clerk

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<sup>1</sup>To the extent petitioner challenges the district court's order on the basis that it does not reflect the district court's ruling and includes additional provisions not considered by the district court, the court failed to provide petitioner an opportunity to object to the proposed order pursuant to NJDCR 12 (providing an opposing party ten calendar days to object to the form or substance of a proposed order). Thus, while we deny the instant writ petition, the district court should provide petitioner the opportunity to present those arguments to the district court in the first instance through the filing of a motion requesting appropriate relief from that court.