

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALI KIA, M.D.; AND NEVADA  
HOSPITALIST GROUP, LLP,  
Petitioners,  
vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
JASMIN D. LILLY-SPELLS, DISTRICT  
JUDGE,

Respondents,  
FRANK J. DELEE, M.D.; FRANK J.  
DELEE M.D., P.C.; AND SUNRISE  
HOSPITAL AND MEDICAL CENTER,  
LLC; AND CHOLOE GREEN,  
Real Parties in Interest.

No. 83357

**FILED**

**MAY 13 2022**

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

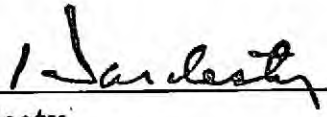
**ORDER DENYING PETITION**

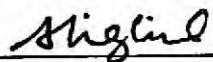
This is an original petition for a writ of mandamus challenging a district court order denying a motion to dismiss in a medical malpractice action.


Having considered the petition and its supporting documentation, we are not persuaded that our extraordinary and discretionary intervention is warranted. *See Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) (stating that the party seeking writ relief bears the burden of showing such relief is warranted); *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 818 P.2d 849, 851 (1991) (recognizing that writ relief is an extraordinary remedy and that this court has sole discretion in determining whether to entertain a writ petition). Specifically, we generally decline to exercise our discretion to

grant writ petitions challenging orders denying motions to dismiss, and we are not convinced any of the exceptions apply in this case. *See Chur v. Eighth Judicial Dist. Court*, 136 Nev. 68, 70, 458 P.3d 336, 339 (2020) (discussing the exceptions to the general rule). We therefore

ORDER the petition DENIED.

, J.  
Hardesty

, J.  
Stiglich

, J.  
Herndon

cc: Hon. Jasmin D. Lilly-Spells, District Judge  
Hon. Linda M. Bell, Chief Judge  
Lewis Brisbois Bisgaard & Smith, LLP/Las Vegas  
Collinson, Daehnke, Inlow & Greco  
Wilson, Elser, Moskowitz, Edelman & Dicker, LLP/Las Vegas  
Law Office of Daniel Marks  
Hall Prangle & Schoonveld, LLC/Las Vegas  
Eighth District Court Clerk