

IN THE SUPREME COURT OF THE STATE OF NEVADA

VALLEY HEALTH SYSTEMS, LLC,  
D/B/A SPRING VALLEY HOSPITAL,  
Petitioner,

vs.

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

Respondents,

and

KURTISS HINTON; MICHAEL  
SCHNEIER, M.D., AN INDIVIDUAL;  
AND MICHAEL SCHNEIER  
NEUROSURGICAL CONSULTING,  
P.C., A NEVADA CORPORATION,  
Real Parties in Interest.

No. 84962

**FILED**

**JUL 29 2022**

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

*ORDER DENYING PETITION*

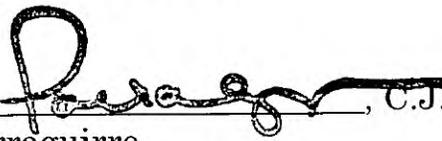
This original petition for a writ of mandamus challenges a district court order denying a motion to dismiss and a motion for reconsideration in a professional negligence matter.

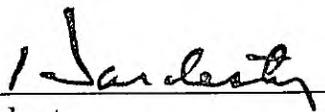
This court has original jurisdiction to issue writs of mandamus, and the issuance of such extraordinary relief is solely within this court's discretion. *See Nev. Const. art. 6, § 4; D.R. Horton, Inc. v. Eighth Judicial Dist. Court*, 123 Nev. 468, 474-75, 168 P.3d 731, 736-37 (2007). Petitioners bear the burden to show that extraordinary relief is warranted, and such relief is proper only when there is no plain, speedy, and adequate remedy at law. *See Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 224, 228, 88 P.3d 840, 841, 844 (2004). An appeal is generally an adequate remedy

precluding writ relief. *Id.* at 224, 88 P.3d at 841. Even when an appeal is not immediately available because the challenged order is interlocutory in nature, the fact that the order may ultimately be challenged on appeal from a final judgment generally precludes writ relief. *Id.* at 225, 88 P.3d at 841.

Having considered the petition, we are not persuaded that our extraordinary intervention is warranted because petitioner has not demonstrated that an appeal following a final judgment would not be a plain, speedy, and adequate remedy. *Cf. Int'l Game Tech., Inc. v. Second Judicial Dist. Court*, 124 Nev. 193, 197-98, 179 P.3d 556, 558-59 (2008) (recognizing the court's general policy to "decline to consider writ petitions challenging district court orders denying motions to dismiss" except in limited circumstances). Accordingly, we

ORDER the petition DENIED.

  
\_\_\_\_\_, C.J.  
Parraguirre

  
\_\_\_\_\_, J.  
Hardesty

  
\_\_\_\_\_, J.  
Stiglich

cc: Hon. Veronica Barisich, District Judge  
Lewis Brisbois Bisgaard & Smith, LLP/Las Vegas  
Injury Lawyers of Nevada  
McBride Hall  
Eighth District Court Clerk