

IN THE SUPREME COURT OF THE STATE OF NEVADA

BOULEVARD FURNITURE, INC., A  
NEVADA CORPORATION; SHAFIK  
HIRJI, AN INDIVIDUAL; AND SHAFIK  
BROWN, AN INDIVIDUAL,  
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
NANCY L. ALLF, DISTRICT JUDGE,  
Respondents,

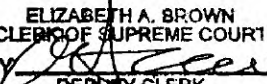
and

CANCER CARE FOUNDATION, INC., A  
NEVADA CORPORATION,  
Real Party in Interest.

No. 87002

FILED

NOV 17 2023

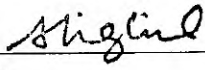
ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY   
DEPUTY CLERK

*ORDER DENYING PETITION*

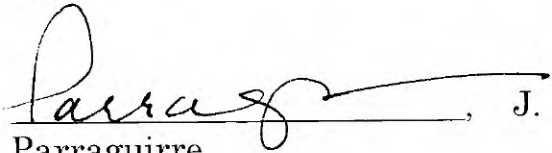
This original petition for a writ of mandamus or prohibition challenges a district court order denying a motion to dismiss in a contracts and declaratory relief action. Having considered the petition and its supporting documentation, the answer, and the reply, we are not persuaded that our extraordinary and discretionary intervention is warranted. See NRS 34.170 (addressing mandamus standard); NRS 34.330 (addressing prohibition standard); *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004) (observing that the party seeking writ relief bears the burden of showing such relief is warranted). Writ relief is an extraordinary remedy and whether to consider a petition seeking such relief is within this court's sole discretion. *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 679, 818 P.2d 849, 851, 853 (1991). We generally decline to exercise that discretion as to petitions challenging orders denying

motions to dismiss, and we are not convinced that any of the exceptions for doing so apply in this case. *Int'l Game Tech., Inc. v. Second Judicial Dist. Court*, 124 Nev. 193, 197-98, 179 P.3d 556, 558-59 (2008) (discussing exceptions to the general rule). We therefore

ORDER the petition DENIED.

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

  
\_\_\_\_\_, J.  
Lee

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

cc: Hon. Nancy L. Alf, District Judge  
Law Office of Daniel Marks  
Cory Reade Dows & Shafer  
Eighth District Court Clerk