

IN THE SUPREME COURT OF THE STATE OF NEVADA

XAVIER RAFFAELLI,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
MARIA A. GALL, DISTRICT JUDGE,
Respondents,

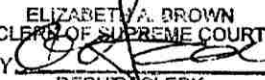
and

CLUB TOUR VEGAS, LLC, A NEVADA
LIMITED LIABILITY COMPANY;
START EXPRESS TRANSPORTATION
LLC, A NEVADA LIMITED LIABILITY
COMPANY; YOUR LAS VEGAS GUIDE
LLC, A NEVADA LIMITED LIABILITY
COMPANY; AND ARNOLD BERGMAN,
AN INDIVIDUAL,
Real Parties in Interest.

No. 87981

FILED

MAR 19 2024

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DENYING PETITION

This original petition for a writ of mandamus challenges a district court order denying a motion to dismiss in a declaratory relief action.

Having considered the petition and the supporting documents, we are not persuaded that our extraordinary intervention is warranted. *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); *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 679, 818 P.2d 849, 851, 853 (1991) (recognizing that writ relief is an extraordinary remedy and that this court has sole discretion in determining whether to grant relief). Subject to very few exceptions, we

generally decline to exercise our discretion to entertain writ petitions seeking interlocutory review of a district court order denying dismissal of a complaint. *Endo Health Sols., Inc. v. Second Judicial Dist. Court*, 137 Nev. 390, 392, 492 P.3d 565, 568 (2021). We decline to deviate from that rule here, particularly because the issue presented can be raised on appeal from a final judgment, such that petitioner has a plain, speedy, and adequate legal remedy. NRS 34.170; *Pan*, 120 Nev. at 224, 88 P.3d at 841 (providing that an appeal is an adequate legal remedy precluding writ relief). Accordingly, we

ORDER the petition DENIED.

Stiglich, J.
Stiglich

Pickering, J.
Pickering

Parraguirre, J.
Parraguirre

cc: Hon. Maria A. Gall, District Judge
Patrick K. McKnight
Mushkin & Coppedge
Eighth District Court Clerk