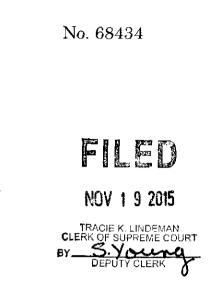
## IN THE SUPREME COURT OF THE STATE OF NEVADA

RHONDA HELENE MONA; AND MICHAEL J. MONA, JR., Petitioners, vs. THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK; AND THE HONORABLE JOSEPH HARDY, JR., DISTRICT JUDGE, Respondents, and FAR WEST INDUSTRIES, Real Party in Interest.



## ORDER DENYING MOTION

This original petition for a writ of mandamus or prohibition challenges a district court order that, in part, directs that funds in certain bank accounts be applied to a domesticated foreign judgment. We previously stayed the proceedings below pending further order of this court and, in addressing arguments regarding a bond, noted that the district court was better suited than this court to make supersedeas bond determinations. *See Nelson v. Heer*, 121 Nev. 832, 836, 122 P.2d 1252, 1254 (2005).

Thereafter, the district court considered the parties' arguments concerning a bond and ordered petitioner Michael J. Mona, Jr., and the Mona Family Trust to post a bond of \$24,172,076.16, and

SUPREME COURT OF NEVADA petitioner Rhonda Helene Mona to post a bond of \$490,000. The district court's order noted that if petitioners did not timely post their respective bonds, the stay pending this proceeding would expire as to each.

Petitioners then filed in this court an emergency motion to stay the district court's order requiring them to post supersedeas bonds. We granted a temporary stay, pending our consideration of further briefing on the motion, including a supplement by petitioners "with a clear statement regarding what they propose as alternate security in lieu of a supersedeas bond." The briefing on the motion is now complete.

Having considered the parties' arguments and the documents on file herein, we perceive no abuse of discretion by the district court in its order setting the bonds, *see McCulloch v. Jeakins*, 99 Nev. 122, 123, 659 P.2d 302, 303 (1983), and conclude that petitioners have not sufficiently demonstrated that their proposed alternate security will "maintain the status quo and protect the judgment creditor pending" this proceeding. *Nelson*, 121 Nev. at 835-36, 122 P.2d at 1254. We therefore deny petitioners' motion to extend the stay of proceedings without bond, or on conditions different from those ordered by the district court, requiring petitioner Michael J. Mona, Jr., and the Mona Family Trust to post a bond of \$24,172,076.16, and petitioner Rhonda Helene Mona to post a bond of \$490,000. This court's stay entered August 31, 2015, and temporary stay entered October 16, 2015, shall expire within 5 business days from the date of this order unless the parties comply with the bond requirements

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imposed by the district court in its written order of October 16, 2015, as a condition of any stay.

It is so ORDERED.

J.

Saitta

Gibbons Pickering J. Pickering

J.

Hon. Joseph Hardy, Jr., District Judge :00 Marquis Aurbach Coffing Lemons, Grundy & Eisenberg Holley, Driggs, Walch, Fine Wray Puzey & Thompson/Las Vegas

Eighth District Court Clerk

(0) 1947A