

IN THE SUPREME COURT OF THE STATE OF NEVADA

TESSIE ELMA ALMARIO,
Petitioner,
vs.
THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
DAWN THRONE, DISTRICT JUDGE,
Respondents,
and
SHERYL ATTERBERG, ON BEHALF
OF HER ADULT WARD RODNEY
WILKINSON,
Real Parties in Interest.

No. 83668

FILED

DEC 21 2021

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *Elizabeth A. Brown*
DEPUTY CLERK

ORDER DIRECTING ANSWER

This is an original petition for a writ of mandamus or prohibition challenging petitioner's motion for summary judgment based upon petitioner's argument that real party in interest is collaterally estopped from relitigating the issue of real party in interest's competence.¹

Having reviewed the petition, it appears that an answer may assist this court in resolving this matter. Therefore, real party in interest, on behalf of respondents, shall have 28 days from the date of this order to file and serve an answer, including authorities, against issuance of the requested writ. We further direct real party in interest to address the propriety of writ relief, in addition to addressing the merits of the petition,

¹The petition includes a request for a stay of the district court proceedings. That request is deficient because it must be made in a separate motion that complies with NRAP 27 and explains why a stay is warranted.

in their answer. Petitioner shall have 14 days from service of the answer to file and serve any reply.

1. J. J. J. J. J., C.J.

cc: Hon. Dawn Throne, District Judge, Family Court Division
Hofland & Tomsheck
James Kwon, LLC
Eighth District Court Clerk