

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

NONA TOBIN, AN INDIVIDUAL, Appellant

vs.

BRIAN CHIESI, AN INDIVIDUAL,  
DEBORA CHIESI, AN INDIVIDUAL;  
QUICKEN LOANS, INC.; JOEL A. STOKES,  
AN INDIVIDUAL; JOEL A. STOKES AND  
SANDRA F. STOKES, AS TRUSTEES OF  
JIMIACK IRREVOCABLE TRUST;  
JIMIACK IRREVOCABLE TRUST; NONA  
TOBIN; AND RED ROCK FINANCIAL  
SERVICES,  
Respondents.

Electronically Filed  
Dec 02 2021 05:04 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**Supreme Court No. 82294/  
District Court Case No. A799890**

**MOTION TO WITHDRAW AS COUNSEL**

John W. Thomson, Esq., of Thomson Law PC, attorney of record for Appellant Nona Tobin, hereby moves this Court for leave to withdraw as counsel of record pursuant to Nevada Rules of Professional Conduct 1.16., Nevada Rule of Appellate Procedure 46(e)(3) and Supreme Court Rule 46. This motion is made and based upon the points and authorities, the Declaration of John W. Thomson (“Thomson Decl.”), and such argument and evidence as may be presented at a hearing on this motion, should any occur.

**I. STATEMENT OF FACTS**

Ms. Nona Tobin, knowingly and freely discharged John W. Thomson of Thomson Law PC as counsel. RPC 1.16(a)(3); *see In re Kaufman*, 93 Nev. 456, 568 P.2d 959 (1977) (a party may discharge his or her attorney). Ms. Tobin informed Thomson Law PC that she will represent herself in this appeal going forward. Thomson Law PC will serve a copy of the motion on Ms. Tobin and all parties of record. RPC 1.16(c). Thomson Law PC will also provide a copy of the pleadings and other case documents to Ms. Tobin in accordance with any legal, ethical, and

contractual obligations. RPC 1.16(d). Thomson Law PC will comply with any court deadlines prior to entry of a withdrawal order to protect Tobin's interests. *Id.* Thomson Law PC provides the court and other parties with contact information for Ms. Nona Tobin: Last Known address is 2664 Olivia Heights Ave., Henderson, NV 89052. Ms. Tobin may be reached at telephone number (702) 465-2199, and via electronic mail at nonatobin@gmail.com. She has requested the relief sought.

Withdrawal can be accomplished without material adverse effect to Ms. Tobin since she proactively informed Mr. Thomson that she wants Mr. Thomson to withdraw as her counsel so that she can represent herself in the case.

This motion is not meant to delay adjudication of the appeal. Thomson Law PC does not anticipate any party will object to the withdrawal under the circumstances described herein. Pursuant to NRAP 46(3) a declaration of counsel the grounds for that discharge is stated in exhibit 1.

## **II. CONCLUSION**

Based upon the foregoing, Thomson Law PC, through attorney John W. Thomson, respectfully asks that this Court grant this Motion to Withdraw.

Dated this 2<sup>nd</sup> day of December, 2021.

**THOMSON LAW PC**

/s/ John W. Thomson

**JOHN W. THOMSON, ESQ.**

Nevada Bar No. 5802

2450 St. Rose Parkway, Suite 120

Henderson, Nevada 89074

Telephone: (702) 478-8282

Facsimile: (702) 541-9500

*Attorney for Appellant*

**EXHIBIT 1**

## **DECLARATION OF JOHN W. THOMSON**

I, John W. Thomson, declare:

1. I am over the age of 18 years and am fully competent to make this Declaration. The facts set forth in this Declaration are within my personal knowledge and are true and correct to the best of my knowledge and belief.

2. Thomson Law PC is currently counsel of record for Defendant, Nona Tobin (“Tobin”). I am an employee and officer of Thomson Law PC.

3. On or about December 3, 2020, on behalf of Tobin, Thomson Law PC filed an appeal to the Order Granting Defendant Red Rock Financial Services’ Motion to Dismiss Complaint and all Joinders to the Motion, as well as an appeal of the various Orders Granting Attorney’s Fees and Costs, and has represented Tobin in the cases described above.

4. Nona would like my firm to withdraw from the appeal and this case so she can represent herself going forward.

5. Because Nona has asked our firm to withdraw, it is impossible for me to continue to represent Tobin in this case. Nona has indicated that she does not intend to change her mind about this decision to represent herself.

6. I make this Declaration in Support of Thomson Law PC’s Motion to Withdraw as Attorney of Record under penalty of perjury pursuant to the laws of the State of Nevada.

Dated this 2<sup>nd</sup> day of December, 2021.

**THOMSON LAW PC**

/s/ John W. Thomson  
**JOHN W. THOMSON, ESQ.**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of this foregoing document was electronically filed on this 2<sup>nd</sup> day of December, 2021, and served via Nevada Supreme Court's electronic filing system to all interested parties and/or their counsel.

I further certify that on this 2<sup>nd</sup> day of December 2021, I served a true and correct copy of this foregoing document via U.S. Mail and electronic mail to:

Nona Tobin  
2664 Olivia Heights Ave., Henderson, NV 89052.  
Tel: (702) 465-2199  
Email: nonatobin@gmail.com.

*/s/John W. Thomson*  
An Employee Thomson Law PC