

IN THE SUPREME COURT OF THE STATE OF NEVADA

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Case No. 86976

Electronically Filed
Aug 10 2023 11:48 AM
Elizabeth A. Brown
Clerk of Supreme Court

PIERRE A. HASCHEFF,

Appellant/Cross-Respondent,
vs.

LYNDA HASCHEFF,

Respondent/Cross-Appellant.

Appeal From Special Order Entered After Final Judgment
Second Judicial District Court Case No. DV13-00656

RESPONDENT'S RESPONSE TO DOCKETING STATEMENT

LEONARD LAW, PC
Debbie Leonard (#8260)
955 S. Virginia St., Suite #220
Reno, NV 89502
775-964-4656
debbie@leonardlawpc.com

Attorney for Respondent/Cross-Appellant

Pursuant to NRAP 14(f), Respondent/Cross-Appellant Lynda Hascheff files this response to the docketing statement served by Appellant/Cross-Respondent Pierre A. Hascheff to address certain misstatements and omissions.¹

<u>Pierre’s Misstatement/Omission</u>	<u>Fact</u>
<p>“This matter was initiated to enforce an indemnification provision of the parties' Marital Settlement Agreement ("MSA").”</p>	<p>The matter was initiated by Lynda by filing a Motion for Clarification or Declaratory Relief Regarding Terms of MSA and Decree. Pierre then filed a “Motion for Order to Show Cause, or in the Alternative, to Enforce the Court’s Order” 1(082-136, 176-205).</p>
<p>“In Appeal 82626-COA, the Court of Appeals reversed the district court's denial of Pierre's motion to enforce”</p>	<p>The Court of Appeals concluded the district court abused its discretion in applying laches to require that Pierre give notice to Lynda but otherwise affirmed that Lynda was not responsible to indemnify Pierre for fees and costs he incurred in an action that was collateral to the malpractice action. Lynda had never disputed that she was required to indemnify Pierre for half the amounts he incurred for a malpractice action, but Pierre had never provided sufficient proof. 1(0119).</p>
<p>“Pierre moved for declaratory relief to enforce the MSA, and Lynda cross-claimed for declaratory relief on the basis the MSA was not enforceable.”</p>	<p>Pierre <u>did not</u> move for and never sought declaratory relief. Lynda did. 1(082-136). Pierre then filed a “Motion for Order to Show Cause, or in the Alternative, to Enforce the Court’s Order” to have Lynda held in contempt of court. 1(176-205).</p>

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¹ Citations are to the volume(page) in the appendix filed in Case No. 82626.

AFFIRMATION

Pursuant to NRS 239B.030, the undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED August 10, 2023

LEONARD LAW, PC

By: /s/ Debbie Leonard
Debbie Leonard (NV Bar No. 8260)
955 S. Virginia Street, Suite 220
Reno, Nevada 89502
Phone: (775) 964-4656
debbie@leonardlawpc.com

*Attorney for Respondent/
Cross-Appellant*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of Leonard Law, PC, and that on August 10, 2023, a copy of the foregoing document was electronically filed with the Clerk of the Court for the Nevada Supreme Court by using the Nevada Supreme Court's E-Filing system (E-Flex). Participants in the case who are registered with E-Flex as users will be served by the eFlex system. All others will be served by first-class mail.

Therese M. Shanks
Fennemore Craig
7800 Rancharra Pkwy
Reno, NV 89511
tshanks@fennemorelaw.com

/s/ Tricia Trevino
An employee of Leonard Law, PC