

IN THE SUPREME COURT OF THE STATE OF NEVADA

ORIGINAL

HIGH NOON AT ARLINGTON RANCH
HOMEOWNERS ASSOCIATION, a Nevada
non-profit corporation, for itself and for all
others similarly situated,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT
in and for Clark County; and THE HONORABLE
SUSAN H. JOHNSON, in her capacity as District
Judge in and for Clark County,

Respondents.

D.R. HORTON, INC.,

Real-Party-In-Interest.

Case No. 52798
Clark County District
Court No. A542616

FILED

JUN 01 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

MOTION TO STRIKE D.R. HORTON'S SUPPLEMENT TO ITS ANSWER

I. INTRODUCTION

The High Noon at Arlington Homeowners Association ("Arlington") requests that the court strike D.R. Horton's Supplement to its Answer filed on or around May 22, 2009. The document does not meet the requirements of NRAP 31(d). In fact, the document contains nothing more than an unsupported personal attack on one of Petitioner's counsel.

II. TIMELINESS OF THE MOTION TO STRIKE

There is sufficient time for this motion to be decided prior to oral argument set for June 8th of this year.¹ The document at issue does not comport with NRAP 31(d) and it should be struck.

The document was filed by D.R. Horton on or around May 22nd. Unfortunately, D.R.

¹Exh. 1; Order setting consolidated oral argument.

09-13545

1 Horton did not serve the document upon Petitioner's counsel, Quon Bruce Christensen². This
2 motion to strike was promptly filed after the document was forwarded to the undersigned.

3
4 **III. THE DOCUMENT DOES NOT MEET THE REQUIREMENTS OF NRAP 31(D)**

5 NRAP 31 (d) reads in relevant part as follows:

6 **(d) Supplemental Authorities.** Any party may supplement the
7 party's brief or briefs with supplemental authorities (but may not
8 raise new points or issues) by filing and serving a supplemental
9 memorandum not later than fifteen (15) days before the day set
for oral argument, and any opposing party may respond thereto
by filing and serving a supplemental memorandum no later than
ten (10) days prior to argument.

10 The document filed by D.R. Horton does not contain any supplemental authorities. The
11 document contains two complaints in contested cases. The rule allows submission of additional
12 case law or other authorities which may support a particular point raised in prior briefing. The
13 rule is designed to allow a party to bring recent case law or other authority to the attention of the
14 court.

15 Black's Law Dictionary defines the term "authorities" as:

16 Citations to statutes, precedents, judicial decisions, and text-books
17 of the law, made on the argument of questions of law or the trial of
18 causes before a court, in support of the legal positions contended for,
19 or adduced to fortify the opinion of a court of a text writer upon any
question. Authorities may be either primary (*e.g.* statutes, court
decisions, regulations), or secondary (*e.g.* Restatements, treatises).

20 Blacks Law Dictionary 121 (5th ed. 1979). D.R. Horton did not submit any additional
21 authorities, instead D.R. Horton submitted two complaints which involve one of Petitioner's
22 counsel.³

23 The supplemental answer should be struck for its failure to comply with NRAP 31(d).
24

25
26 ²Quon Bruce Christensen withdrew from representation before the District Court, but remains as
counsel before this Court. *See e.g., Exh. 2; Supreme Court Notice of Oral Argument.* The certificate of
27 service of the document reflects that D.R. Horton did not serve Quon Bruce Christensen.

28 ³A complaint is a pleading, NRCP 7(a). The complaints submitted by D.R. Horton are not
"authorities" as discussed in NRAP 31(d).

1 **IV. THE DOCUMENT SHOULD BE STRUCK**

2 NRAP 28A stands for the proposition that briefs filed before this Court should not be
3 interposed for any "improper purpose". Documents should comply with the rules of appellate
4 procedure. Lastly, factual positions in briefs should be supported by the record. Unfortunately,
5 the document filed by D.R. Horton fails on all counts.

6 The "supplemental answer" filed by D.R. Horton is clearly an attempt to prevail on an
7 issue of statutory construction by personally attacking one of the lawyers involved. Overlooking
8 for the moment the fact that none of the personal attacks are actually supported, the
9 interpretation of NRS 116.3102 does not hinge on whether one of the lawyers for one of the
10 interested parties is a sinner or a saint. Quite the opposite is true, the law is supposed to be
11 uniformly applied to all, regardless of whether they have a popular lawyer or not.⁴

12 As mentioned above, D.R. Horton has taken huge liberties with the concept of a drawing
13 a reasonable inference from the record. Based upon news articles in which one of Petitioners
14 lawyers is mentioned, D.R. Horton's briefs have tried and convicted counsel of an inchoate
15 offense which has no application to any of the communities at issue in this consolidated writ
16 proceeding.⁵

17 For example, at page 3 lines 14-16 of the purported supplement D.R. Horton states:
18 "Because recent news reports establish that Petitioner's counsel's actions in the underlying
19 matter are motivated by greed, corruption and abuse of authority, Petitioner is not entitled to the
20 relief it seeks." There is no citation to the referenced news reports which "establish" any
21 untoward conduct by counsel, let alone untoward conduct relevant to the properties in the
22 consolidated petitions. A news report can hardly "establish" misconduct of any type. And,
23 there is no support for the concept that counsel's alleged impropriety should be added to the
24 well settled rules of statutory interpretation so as to interpret the law in question to the detriment

25 ⁴Uniform application also applies to parties as well. For example, even if a well known Nevada
26 developer of common interest communities has a history of admitted improper payments to Nevada
27 politicians, the nefarious and illicit nature of his activities would not effect the interpretation of the
statute as applied to a community for which he was the declarant.

28 ⁵That is especially true for the consolidated case in which the attacked lawyer is not counsel.


1 of the client.

2 D.R. Horton's lack of supported or legitimate argument continues with regard to the
3 attached complaints. D.R. Horton states the bare allegations of the complaints as fact and again
4 proceeds to personally attack one of Petitioner's counsel in an improper exercise of unethical
5 rhetoric.⁶ D.R. Horton also fails to provide a cogent argument concerning the relevancy of the
6 complaints to the interpretation of the statute at issue.⁷

7
8 **V. CONCLUSION**

9 The supplemental answer of D.R. Horton has no place before any court, but it is
10 especially improper before the Supreme Court of Nevada. The document should be struck.

11
12 **QUON BRUCE CHRISTENSEN**

13
14 By: 
15 NANCY QUON, ESQ.
16 Nevada Bar No. 6099
17 JASON W. BRUCE, ESQ.
18 Nevada Bar No. 6916
19 JAMES R. CHRISTENSEN, ESQ.
20 Nevada Bar No. 3861
21 2330 Paseo Del Prado, Suite C-101
22 Las Vegas, Nevada 89102
23 (702) 942-1600
24 *Attorneys for Plaintiff*

25
26
27
28
⁶Of course, there is a contrary position to the complaints. For example, it is noted in the answer and counter claim to the John Nicholas complaint (ignored by D.R. Horton) that payment is being sought for services not rendered, services rendered below the standard of care, etc. Taken from counsel's perspective, she is being vilified for an attempt to rein in costs of litigation. The SMS complaint is even more removed as it is fall out from a bank failure in the recent world wide financial turmoil. Although completely irrelevant, a resolution was placed on the record weeks ago. In addition, the mock outrage against petitioner's financing of the huge costs of complex construction defect litigation rings hollow. It is well known common practice to finance the expenses of complex litigation. In fact, the practice is well known to the defense bar because for the past decade counsel always sought reimbursement of the interest expense in dozens of cases as a litigation cost pursuant to NRS 40.655.

⁷The Nicholas suit against Arlington has been dismissed. **Exh. 3.**

1 **CERTIFICATE OF MAILING**

2 Pursuant to NRCP 5(b), I hereby certify that I am an employee of QUON BRUCE
3 CHRISTENSEN, and that on the 29th day of May, 2009, I caused the attached **HIGH NOON**
4 **AT ARLINGTON RANCH HOMEOWNERS ASSOCIATION'S MOTION TO STRIKE**
5 **D.R. HORTON'S SUPPLEMENT TO ITS ANSWER** to be served by placing a true and
6 correct copy of the same in the U.S. Mail at Las Vegas, Nevada, first class postage was fully
7 prepaid to the addresses listed below:

8 Honorable Judge Susan H. Williams
9 Regional Justice Center
10 District Court, Dept. 22
200 Lewis Avenue
Las Vegas, NV 89101

Respondent

11 Joel D. Odou, Esq.
12 Stephen N. Rosen, Esq.
13 Wood, Smith, Henning & Berman LLP
14 7670 W Lake Mead Boulevard, Suite 250
Las Vegas, NV 89128

**Attorneys for
Real-Party-In-Interest**

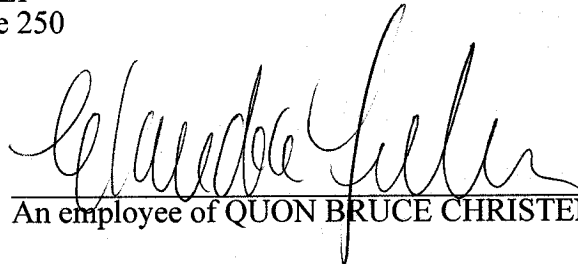
15 
16 An employee of QUON BRUCE CHRISTENSEN
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EXHIBIT 1

IN THE SUPREME COURT OF THE STATE OF NEVADA

MONARCH ESTATES HOMEOWNERS
ASSOCIATION, A NON-PROFIT
CORPORATION,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
TIMOTHY C. WILLIAMS, DISTRICT
JUDGE,

Respondents,

and

JOHNSON COMMUNITIES OF
NEVADA, INC., A NEVADA
CORPORATION; AND RICHMOND
AMERICAN HOMES OF NEVADA,
INC., A FOREIGN CORPORATION,
Real Parties in Interest.

D.R. HORTON, INC., A DELAWARE
CORPORATION,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND, THE HONORABLE
ALLAN R. EARL, DISTRICT JUDGE,

Respondents,

and

FIRST LIGHT HOMEOWNERS
ASSOCIATION, A NEVADA NON-
PROFIT CORPORATION, FOR ITSELF
AND FOR ALL OTHERS SIMILARLY
SITUATED,

Real Party in Interest.

No. 51942

FILED

APR 30 2009
TRACIE L. LINDEMAN
CLERK OF THE SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

No. 52684

COURT AT ALIANTE HOMEOWNERS
ASSOCIATION, A NEVADA NON-
PROFIT CORPORATION, FOR ITSELF
AND FOR ALL OTHERS SIMILARLY
SITUATED,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND, THE HONORABLE
SUSAN JOHNSON, DISTRICT JUDGE,
Respondents,

and

D.R. HORTON, INC.,
Real Party in Interest.

No. 52751

HIGH NOON AT ARLINGTON RANCH
HOMEOWNERS ASSOCIATION, A
NEVADA NON-PROFIT
CORPORATION, FOR ITSELF AND
FOR ALL OTHERS SIMILARLY
SITUATED,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND, THE HONORABLE
SUSAN JOHNSON, DISTRICT JUDGE,
Respondents,

and

D.R. HORTON, INC.,
Real Party in Interest.

No. 52798

DORRELL SQUARE HOMEOWNER'S
ASSOCIATION, A NEVADA NON-
PROFIT CORPORATION, ON BEHALF
OF ITSELF AND ITS MEMBERS,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK, AND THE HONORABLE
SUSAN JOHNSON, DISTRICT JUDGE,
Respondents,
and
D.R. HORTON, INC.,
Real Party in Interest.

No. 52827

ORDER SCHEDULING ORAL ARGUMENT

Based on this court's preliminary review of these matters, this court has determined that oral argument would be of assistance in resolving the issues presented. Accordingly, oral argument is hereby scheduled before the en banc court on June 8, 2009, at the hour of 2:00 p.m., in Las Vegas. The argument shall be limited to 75 minutes. Of that time, the various homeowners associations involved shall allocate 45 minutes among themselves. D.R. Horton, Inc., Johnson Communities of Nevada, Inc., and Richmond American Homes of Nevada, Inc. shall divide the remaining 30 minutes.

It is so ORDERED.

/s/ Sandra L. ... C.J.

cc: Cisneros & Thompson, Chtd.
Deanne M. Rymarowicz
Feinberg Grant Mayfield Kaneda & Litt, LLP
George T. Bochanis, Ltd.
Koeller Nebeker Carlson & Haluck, LLP
Lee, Hernandez, Kelsey, Brooks, Garofalo, & Blake
Marquis & Aurbach
Marquiz Law Office
Quon Bruce Christensen Law Firm
Snell & Wilmer, LLP/Las Vegas
Wolfenzon Schulman & Ryan
Wood, Smith, Henning & Berman, LLP

EXHIBIT 2

CLERK OF THE SUPREME COURT
201 SOUTH CARSON STREET
CARSON CITY, NEVADA 89701-4702
(775) 684-1600

COURT AT ALIANTE HOMEOWNERS ASSOCIATION, A NEVADA
NON-PROFIT CORPORATION, FOR ITSELF AND FOR ALL OTHERS
SIMILARLY SITUATED,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF
NEVADA, IN AND FOR THE COUNTY OF CLARK, AND, THE
HONORABLE SUSAN JOHNSON, DISTRICT JUDGE,
Respondents,
and
D.R. HORTON, INC.,
Real Party in Interest.

Supreme Court No. 52751

District Court Case No. A527641

NOTICE OF ORAL ARGUMENT SETTING

DATE: April 30, 2009

TO: Quon Bruce Christensen Law Firm and Jason W. Bruce and James R. Christensen and
Nancy E. Quon
Marquis & Aurbach and Micah S. Echols and Jason M. Gerber and Jack C. Juan and Layke
M. Stolberg

Pursuant to **NRAP 34**, the above-referenced matter is set for oral argument as follows:

Date: June 08, 2009
Time: 2:00 PM
Length: 75 minutes
Location: Regional Justice Center
Courtroom - 17th Floor
200 Lewis Avenue
Las Vegas, NV 89101

BEFORE: En Banc Court
Full Court

Notification List

Electronic

Paper

Cisneros & Thompson, Chtd. and Norberto J. Cisneros

09-10718

**CLERK OF THE SUPREME COURT
201 SOUTH CARSON STREET
CARSON CITY, NEVADA 89701-4702
(775) 684-1600**

**George T. Bochanis, Ltd. and George T. Bochanis
Marquiz Law Office and Craig A. Marquiz**

09-10718

EXHIBIT 3


CLERK OF THE COURT

1 NEO
2 NANCY QUON, ESQ.
3 Nevada Bar No. 6099
4 JASON W. BRUCE, ESQ.
5 Nevada Bar No. 6916
6 JAMES R. CHRISTENSEN, ESQ.
7 Nevada Bar No. 3861
8 QUON BRUCE CHRISTENSEN LAW FIRM
9 2330 Paseo Del Prado, Suite C-101
10 Las Vegas, NV 89102
11 (702) 942-1600
12 *Attorneys for Defendants*

8 EIGHTH JUDICIAL DISTRICT COURT

9 COUNTY OF CLARK, STATE OF NEVADA

10 JOHN J. NICHOLAS, a Nevada resident dba
11 JN2 CONSULTING COMPANY; LIBERTY
12 SITE CONTROL, INC., a Nevada corporation,

12 Plaintiff,

13 vs.

CASE NO.: A580453
DEPT. NO.: VII

NOTICE OF ENTRY OF ORDER

14 NANCY QUON, a Nevada resident doing
15 business as QUON BRUCE CHRISTENSEN
16 LAW FIRM; NANCY QUON, a Nevada
17 Professional Corporation doing business as
18 QUON BRUCE CHRISTENSEN LAW FIRM;
19 ROBERT GUNDERSON, a Nevada resident;
20 LYNNE GALLAGHER, a Nevada resident;
21 AMBER RIDGE CONDOMINIUM
22 ASSOCIATION, a Nevada non-profit
23 corporation; CHATEAU NOUVEAU
24 CONDOMINIUM UNIT-OWNERS'
25 ASSOCIATION, INC., a Nevada non-profit
26 corporation; CHATEAU VERSAILLES
27 CONDOMINIUM UNIT-OWNERS
28 ASSOCIATION, INC., a Nevada non-profit
corporation; DORRELL SQUARE
HOMEOWNERS ASSOCIATION, a Nevada
non-profit corporation; FIRST LIGHT
HOMEOWNERS ASSOCIATION, a defaulted
Nevada non-profit corporation; HORIZON
HILLS HOMEOWNERS ASSOCIATION, a
Nevada non-profit corporation; MARAVILLA
HOMEOWNERS ASSOCIATION, a defaulted
Nevada non-profit corporation; PARK
AVENUE HOMEOWNERS' ASSOCIATION,
a Nevada non-profit corporation; SEDONA
HOMEOWNERS CONDOMINIUM
ASSOCIATION, INC., a Nevada non-profit
corporation; COURT AT ALIANTE

1 HOMEOWNERS ASSOCIATION, a Nevada
2 non-profit corporation; TRIANA SOUTH
3 HOMEOWNERS ASSOCIATION, a Nevada
4 non-profit corporation; FOUR TURNBERRY
5 PLACE CONDOMINIUM ASSOCIATION, a
6 Nevada non-profit corporation; FLEUR DE LIS
7 CONDOMINIUM ASSOCIATION, INC., a
8 Florida corporation; THE HAMPTONS AT
9 METROWEST CONDOMINIUM
10 ASSOCIATION, INC., a Florida non-profit
11 corporation; VUE CONDOMINIUM
12 ASSOCIATION, INC., a Florida non-profit
13 corporation; WATERSTREET AT
14 CELEBRATION CONDOMINIUM
15 ASSOCIATION, INC., a Florida non-profit
16 corporation; VENTNOR "B" CONDOMINIUM
17 ASSOCIATION, INC., a Florida non-profit
18 corporation; PROMENADE CONDOMINIUM
19 ASSOCIATION, INC., a Florida non-profit
20 corporation; EL-AD ENCLAVE AT
21 MIRAMAR CONDOMINIUM ASSOCIATION,
22 INC., a Florida non-profit corporation;
23 MERRICK PRESERVE CONDOMINIUM
24 ASSOCIATION, INC., a Florida non-profit
25 corporation; RIVERWALK TOWER UNIT-
26 OWNERS' ASSOCIATION, a Nevada non-
27 profit corporation; HIGH NOON AT
28 ARLINGTON RANCH HOMEOWNERS
ASSOCIATION, a Nevada non-profit
corporation; DOES I through X and ROE
ENTITIES I through XX, inclusive,

Defendants.

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DATED this 13th day of May, 2009.

By

NANCY QUON, ESQ.
Nevada Bar No. 6099
JASON W. BRUCE, ESQ.
Nevada Bar No. 6916
JAMES R. CHRISTENSEN, ESQ.
Nevada Bar No. 3861
2330 Paseo Del Prado, Suite C-101
Las Vegas, Nevada 89102
(702) 942-1600
Attorneys for Defendants


CLERK OF THE COURT

1 **SAO**
2 GORDON SILVER
3 ERIKA PIKE TURNER
4 Nevada Bar No. 6454
5 KENNETH E. HOGAN
6 Nevada Bar No. 10083
7 3960 Howard Hughes Pkwy., 9th Floor
8 Las Vegas, Nevada 89169
9 (702) 796-5555
10 Attorneys for Plaintiffs,
11 John J. Nicholas d/b/a JN2 Consulting Company and
12 Liberty Site Control, Inc.

13
14 NANCY QUON, ESQ.
15 Nevada Bar No. 6099
16 JASON W. BRUCE, ESQ.
17 Nevada Bar No. 6916
18 JAMES R. CHRISTENSEN, ESQ.
19 Nevada Bar No. 3862
20 QUON BRUCE CHRISTENSEN LAW FIRM
21 2330 Pasco Del Pardo, Suite C-101
22 Las Vegas, NV 89102
23 (702) 942-1600
24 Attorneys for Defendants

14 **DISTRICT COURT**

15 **CLARK COUNTY, NEVADA**

16 JOHN J. NICHOLAS, a Nevada resident d/b/a
17 JN2 CONSULTING COMPANY; LIBERTY
18 SITE CONTROL, INC., a Nevada corporation,

CASE NO. A580453
DEPT. VII

18 Plaintiffs,

STIPULATION AND ORDER

19 vs.

20 NANCY QUON, a Nevada resident doing
21 business as QUON BRUCE CHRISTENSEN
22 LAW FIRM; NANCY QUON, a Nevada
23 Professional Corporation doing business as
24 QUON BRUCE CHRISTENSEN LAW FIRM;
25 ROBERT GUNDERSON, a Nevada resident;
26 LYNNE GALLAGHER, a Nevada resident;
27 AMBER RIDGE CONDOMINIUM
28 ASSOCIATION, a Nevada non-profit
corporation; CHATEAU NOUVEAU
CONDOMINIUM UNIT-OWNERS'
ASSOCIATION, INC., a Nevada non-profit
corporation; CHATEAU VERSAILLES
CONDOMINIUM UNIT-OWNERS
ASSOCIATION, INC., a Nevada non-profit
corporation; DORRELL SQUARE
HOMEOWNERS ASSOCIATION, a Nevada

1 non-profit corporation; FIRST LIGHT
2 HOMEOWNERS ASSOCIATION, a defaulted
3 Nevada non-profit corporation; HORIZON
4 HILLS HOMEOWNERS ASSOCIATION, a
5 Nevada non-profit corporation; MARAVILLA
6 HOMEOWNERS ASSOCIATION, a defaulted
7 Nevada non-profit corporation; PARK AVENUE
8 HOMEOWNERS' ASSOCIATION, a Nevada
9 non-profit corporation; SEDONA
10 HOMEOWNERS CONDOMINIUM
11 ASSOCIATION, INC., a Nevada non-profit
12 corporation; COURT AT ALIANTE
13 HOMEOWNERS ASSOCIATION, a Nevada
14 non-profit corporation; TRIANA SOUTH
15 HOMEOWNERS ASSOCIATION, a Nevada
16 non-profit corporation; FOUR TURNBERRY
17 PLACE CONDOMINIUM ASSOCIATION, a
18 Nevada non-profit corporation; FLEUR DE LIS
19 HOMEOWNERS ASSOCIATION, INC., a
20 Nevada non-profit corporation; RIVERWALK
21 TOWER UNIT-OWNERS' ASSOCIATION, a
22 Nevada non-profit corporation; HIGH NOON
23 AT ARLINGTON RANCH HOMEOWNERS
24 ASSOCIATION, a Nevada non-profit
25 corporation; DOES I through X and ROE
26 ENTITIES I through XX, inclusive,

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As High Noon At Arlington Ranch Homeowners Association filed an Answer in the above-referenced case, and as High Noon at Arlington Ranch Homeowners Association was not included as a named Defendant in the Amended Complaint on file herein, the parties hereby stipulate and agree to dismiss High Noon at Arlington Ranch Homeowners Association from the action, without prejudice, with each party to bear their own fees and costs.

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1 DATED this 29th day of May, 2009.

2 GORDON SILVER

3
4 ERIKA PIKE TURNER, ESQ.

Nevada Bar No. 6454

5 KENNETH E. HOGAN, ESQ.

Nevada Bar No. 10083

6 3960 Howard Hughes Pkwy., 9th Floor

Las Vegas, Nevada 89169

7 (702) 796-5555

Attorneys for Plaintiffs,

8 John J. Nicholas d/b/a JN2 Consulting

Company and Liberty Site Control, Inc.

DATED this 29th day of April, 2009.

QUON BRUCE CHRISTENSEN LAW FIRM

JAMES R. CHRISTENSEN, ESQ.

Nevada Bar No. 3862

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Las Vegas, NV 89102

(702) 942-1600

Counsel for High Noon at Arlington Ranch

Homeowners Association and all other party

Defendants

11 ORDER

12 Pursuant to the foregoing stipulation of the parties, High Noon at Arlington Ranch
13 Homeowners Association, a Nevada non-profit corporation, is hereby dismissed, without
14 prejudice, each party to bear their own fees and costs.

15 IT IS HEREBY ORDERED this 12th day of May, 2009.

16
17
18 DISTRICT COURT JUDGE

19 Prepared and Submitted by:

20 GORDON SILVER

21
22 ERIKA PIKE TURNER

Nevada Bar No. 6454

23 KENNETH E. HOGAN

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