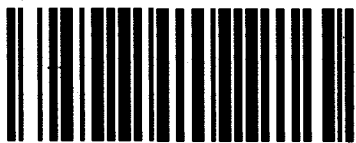


**Docket Number - 57327**



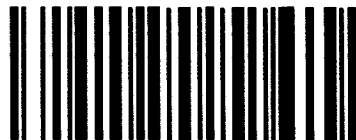
57327

**Document Year - 2010**



2010

**Document Number - 32590**



32590

*Ann D. Levine*  
CLERK OF THE COURT

1 **NOAS**  
2 PATRICIA L. VACCARINO, ESQ.  
3 Nevada Bar No. 005157  
4 VACCARINO LAW OFFICE  
5 8861 W. Sahara Ave., Suite 210  
6 Las Vegas, Nevada 89117  
7 (702) 258-8007  
8 Attorney for Plaintiff

DISTRICT COURT  
FAMILY DIVISION  
CLARK COUNTY, NEVADA

9 CHRISTINA CALDERON STIPP,

Plaintiff,

CASE NO. : D-08-389203-Z  
DEPT. NO.: M

10 vs.

11 MITCHELL DAVID STIPP,

Defendant.

No. 57327

**FILED**

DEC 14 2010

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *Angela*  
DEPUTY CLERK

NOTICE OF APPEAL

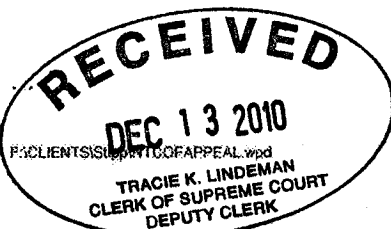
15 NOTICE IS HEREBY GIVEN that Plaintiff, CHRISTINA CALDERON STIPP, hereby  
16 appeals to the Supreme Court of Nevada from the Order filed in the above-referenced matter on  
17 November 4, 2010, with Notice of Entry of Order being filed on November 4, 2010.

18 DATED this 2<sup>nd</sup> day of December 2010.

19 Respectfully submitted by:

20 VACCARINO LAW OFFICE


21 *Patricia L. Vaccarino*  
22 PATRICIA L. VACCARINO, ESQ.  
23 Nevada Bar No. 005157  
24 8861 W. Sahara Ave., Suite 210  
25 Las Vegas, Nevada 89117  
26 Attorney for Plaintiff,  
27 CHRISTINA CALDERON STIPP  
28



**CERTIFICATE OF MAILING**

I hereby certify that I am an employee of the VACCARINO LAW OFFICE, and that on the 2 day of December 2010, I placed in the United States mail, true and correct copy of the above and foregoing NOTICE OF APPEAL to the following party or parties to this action at the below listed address.

Radford J. Smith, Esq.  
64 N. Pecos Rd., #700  
Henderson, NV 89074

  
Matthew Layton, an employee of the  
VACCARINO LAW OFFICE

  
CLERK OF THE COURT

1 **ASTA**  
2 **PATRICIA L. VACCARINO, ESQ.**  
3 **Nevada Bar No. 005157**  
4 **VACCARINO LAW OFFICE**  
5 **8861 W. Sahara Ave., Suite 210**  
6 **Las Vegas, Nevada 89117**  
7 **(702) 258-8007**  
8 **Attorney for Plaintiff**

6 **DISTRICT COURT**  
7 **FAMILY DIVISION**  
8 **CLARK COUNTY, NEVADA**

10 **CHRISTINA CALDERON STIPP,**

11 Appellant,

12 vs.

13 **MITCHELL DAVID STIPP,**

14 Respondent.

CASE NO.: D-08-389203-Z  
DEPT. NO.: M

16 **CASE APPEAL STATEMENT**

17 COMES NOW, Plaintiff, CHRISTINA CALDERON STIPP, and pursuant to NRAP 3,  
18 submits his Case Appeal Statement.

19 **Counsel for Plaintiff, CHRISTINA CALDERON STIPP: PATRICIA L. VACCARINO, ESQ. of**  
20 **the VACCARINO LAW OFFICE, 8861 W. Sahara Avenue, Suite 210, Las Vegas, Nevada 89117,**  
21 **Telephone Number (702) 258-8007**

22 **Counsel for Defendant, MITCHELL STIPP: RADFORD J. SMITH, ESQ. 64 Pecos Road,**  
23 **Number 700, Henderson, Nevada 89074 (702) 990-6448**

24 **Judge Issuing Decision and Order: The Honorable Frank P. Sullivan**

25 **Date Proceedings Commenced in the District Court: Complaint for Divorce filed on or about**  
26 **February 28, 2008. Defendant's Motion to Confirm Parties as Joint Physical Custodians and to**  
27 **Modify Timeshare Arrangement filed on October 27, 2009.**

28 ...

1 All Parties to Proceedings in District Court: Plaintiff, Christina Calderon Stipp; Defendant,  
2 Mitchell Stipp

3 All Parties involved in Appeal: Plaintiff/Appellant, Christina Calderon Stipp and  
4 Defendant/Repondent, Mitchell Stipp

5 Neither counsel for the parties has been appointed in District Court or on Appeal. Both  
6 parties have proceeded with retained counsel. Appellant was not granted leave to proceed in  
7 forma pauperis.

8 DATED this 2<sup>nd</sup> day of December 2010.

9 Respectfully submitted by:

10 VACCARINO LAW OFFICE

11  
12 

13 PATRICIA L. VACCARINO, ESQ.  
14 Nevada Bar No. 005157  
15 8861 W. Sahara Ave., Suite 210  
16 Las Vegas, Nevada 89117  
(702) 258-8007  
Attorney for Plaintiff

17 **CERTIFICATE OF MAILING**

18 I hereby certify that I am an employee of the VACCARINO LAW OFFICE, and that on the  
19 2 day of December 2010, I placed in the United States mail, true and correct copy of the  
20 above and foregoing CASE APPEAL STATEMENT to the following party or parties to this action  
21 at the below listed address.

22  
23 Radford J. Smith, Esq.  
24 64 Pecos Road, #700  
25 Henderson, NV 89074

26   
27 Matt Layton, an employee of the  
28 VACCARINO LAW OFFICE

FILED

DEC 2 9 23 AM '10

ORIGINAL

*Dr. [Signature]*  
CLERK U.S. COURT

EIGHTH JUDICIAL DISTRICT COURT

FAMILY DIVISION

CLARK COUNTY, NEVADA

CHRISTINA CALDERON STIPP,	)	CASE NO. D-08-389203-Z
	)	DEPT. M
Plaintiff,	)	
	)	
v.	)	SEALED CASE
	)	
MITCHELL DAVID STIPP,	)	
	)	ESTIMATED COST
<u>Defendant.</u>	)	of APPEAL TRANSCRIPTS

The office of Transcript Video Services received a request for transcript estimate, for the purpose of appeal, from Christina Stipp, on December 1, 2010, for the following proceeding in the above-captioned case:

DECEMBER 1, 2010

for original transcript and one copy.

The estimated cost of the transcript is \$120.00.

Payment in the amount of \$120.00, payable to **Verbatim Reporting & Transcription, LLC**, must be presented to the Clark County Family Court Transcript Video Services Office prior to work commencing on the transcript. Payment must be made in the form of a check or money order, no cash will be accepted.

DATED this 2nd day of December, 2010.

TAMMY GONZALES,  
Transcript Video Services

*Tammy Gonzales*

Transcript ESTIMATE amount of \$ \_\_\_\_\_ paid on  
date of \_\_\_\_\_ Cash \_\_\_\_\_ Check # \_\_\_\_\_

This is only an **estimate**. Upon completion of transcript(s), a balance may be due, or you may receive a refund of your deposit if overpayment is greater than \$15.00.

NOTE: STATUTORY FEES ARE SUBJECT TO CHANGE PER LEGISLATIVE SESSION.

ITEMS LEFT BEYOND NINETY DAYS ARE SUBJECT TO DISPOSAL WITHOUT REFUND.

COUNTY RETENTION POLICY APPROVED BY INTERNAL AUDIT.

# CASE SUMMARY

## CASE No. D-08-389203-Z

In the Matter of the Joint Petition for Divorce of:  
**Mitchell David Stipp and Christina Calderon Stipp,**  
 Petitioners.

§  
§  
§  
§

Location: **Department M**  
 Judicial Officer: **Potter, William**  
 Filed on: **02/28/2008**

### CASE INFORMATION

#### Statistical Closures

10/27/2009 Decision without Trial / Hearing  
 04/03/2009 Decision with Hearing  
 03/06/2008 Decision without Trial / Hearing

Case Type: **Divorce - Joint Petition**  
 Sub Type: **Joint Petition Subject Minor(s)**

Case Status: **11/03/2009 Reopened**

Case Flags: **Order After Hearing Required**  
**Order / Decree Logged Out of**  
**Department**  
**Appealed to the Nevada Supreme**  
**Court**

### DATE

### CASE ASSIGNMENT

#### Current Case Assignment

Case Number D-08-389203-Z  
 Court Department M  
 Date Assigned 07/20/2010  
 Judicial Officer Potter, William

### PARTY INFORMATION

#### Petitioner

**Stipp, Christina Calderon**  
*11757 Feinberg PL*  
*Las Vegas, NV 89138*

**Vaccarino, Patricia L**  
*Retained*  
 702-258-8007(W)  
**Pro Se**  
 702-610-0032(H)  
**Prokopius, Donn, ESQ**  
*Retained*  
 702-474-0500(W)

**Stipp, Mitchell David**  
*7 Morning Sky LN*  
*Las Vegas, NV 89135*

**Smith, Radford J**  
*Retained*  
 702-990-6448(W)  
**Pro Se**  
 702(H)





#### Subject Minor

**Stipp, Ethan Christopher**  
**Stipp, Mia E**

















### DATE

### EVENTS & ORDERS OF THE COURT

#### EVENTS



















02/28/2008  Joint Petition for Summary Decree of Divorce  
 02/28/2008  Child Support and Welfare Party Identification Sheet  
 Filed by: Petitioner Stipp, Mitchell David  
*Mitchell Stipp*  
 02/28/2008  Child Support and Welfare Party Identification Sheet  
 Filed by: Petitioner Stipp, Christina Calderon  
 02/28/2008  Ex Parte

**CASE SUMMARY**  
**CASE NO. D-08-389203-Z**



















	Filed by: Petitioner Stipp, Christina Calderon <i>Christina</i>
02/28/2008	 Affidavit of Resident Witness Filed by: Petitioner Stipp, Christina Calderon <i>Christina</i>
03/06/2008	 Order Sealing File - Domestic Filed by: Petitioner Stipp, Christina Calderon <i>Ex Parte Order Sealing File</i>
03/06/2008	 Request for Waiver of Program Attendance / Order Filed by: Petitioner Stipp, Mitchell David; Petitioner Stipp, Christina Calderon <i>Christina Stipp; Mitchell Stipp</i>
03/06/2008	 Decree of Divorce Filed by: Petitioner Stipp, Christina Calderon
05/02/2008	 Notice of Entry Filed by: Petitioner Stipp, Mitchell David; Petitioner Stipp, Christina Calderon <i>of Decree of Divorce and Certificate of Mailing</i>
12/17/2008	 Motion Filed by: Petitioner Stipp, Christina Calderon For: Petitioner Stipp, Mitchell David
12/17/2008	 Family Court Motion Opposition Fee Information Sheet Filed by: Petitioner Stipp, Christina Calderon
01/01/2009	Administrative Reassignment <i>Reassigned from Department L to Department O</i>
01/06/2009	 Notice of Appearance Party: Petitioner Stipp, Christina Calderon
01/09/2009	 Opposition and Countermotion Filed by: Petitioner Stipp, Mitchell David Party 2: Petitioner Stipp, Christina Calderon
01/09/2009	 Family Court Motion Opposition Fee Information Sheet Filed by: Petitioner Stipp, Christina Calderon
01/09/2009	 Motion Filed by: Petitioner Stipp, Christina Calderon For: Petitioner Stipp, Mitchell David
01/13/2009	 Errata Filed by: Petitioner Stipp, Christina Calderon <i>to Certificate of Service</i>
01/15/2009	 Certificate of Service Filed by: Petitioner Stipp, Mitchell David <i>VIA US Mail</i>
01/21/2009	 Stipulation and Order Filed by: Petitioner Stipp, Christina Calderon <i>To Continue Hearing</i>
01/23/2009	 Stipulation and Order Filed by: Petitioner Stipp, Christina Calderon <i>To Continue Hearing</i>
01/27/2009	 Ex Parte Filed by: Petitioner Stipp, Mitchell David <i>Defendant's Ex Parte Request To Seal File</i>



**CASE SUMMARY**  
**CASE NO. D-08-389203-Z**



















01/28/2009	 Notice of Entry of Stipulation and Order Filed by: Petitioner Stipp, Christina Calderon <i>To Continue Hearing</i>
01/30/2009	 Stipulation and Order Filed by: Petitioner Stipp, Christina Calderon <i>To Continue Hearing</i>
02/04/2009	 Order Sealing File - Domestic Filed by: Petitioner Stipp, Mitchell David
02/09/2009	 Notice of Entry of Stipulation and Order Filed by: Petitioner Stipp, Christina Calderon
02/11/2009	 Financial Disclosure Form Filed by: Petitioner Stipp, Christina Calderon
02/18/2009	 Reply Filed by: Petitioner Stipp, Christina Calderon; Attorney Jimmerson, James J., ESQ <i>To Defendant's Opposition</i>
02/20/2009	 Financial Disclosure Form Filed by: Petitioner Stipp, Mitchell David
02/20/2009	 Reply Filed by: Petitioner Stipp, Mitchell David <i>Defendant's Reply To Plaintiff's Opposition To Defendant's Countermotion</i>
04/03/2009	 Order Filed by: Petitioner Stipp, Mitchell David; Petitioner Stipp, Christina Calderon <i>From Hearing On February 24, 2009</i>
04/09/2009	 Notice of Entry of Order/Judgment Filed by: Petitioner Stipp, Christina Calderon
04/27/2009	 Certificate of Service Filed by: Petitioner Stipp, Mitchell David <i>Defendant's Motion for Reconsideration; By Mail And Facsimile</i>
04/27/2009	 Motion Filed by: Petitioner Stipp, Mitchell David For: Petitioner Stipp, Christina Calderon
04/28/2009	 Affidavit Filed by: Petitioner Stipp, Mitchell David; Attorney Smith, Radford J
06/02/2009	 Motion Filed by: Petitioner Stipp, Christina Calderon For: Petitioner Stipp, Mitchell David
06/03/2009	 Opposition Filed by: Petitioner Stipp, Mitchell David <i>and Response to Plaintiff's Motion to Continue Hearing</i>
06/04/2009	 Order for Family Mediation Center Services
06/04/2009	 Opposition to Motion Filed by: Petitioner Stipp, Christina Calderon <i>Plaintiff Christina Calderon-Stipp's Birf Opposition To Defendant's Motion for Reconsideration; Motion For Rehearing; or in the Alternative, Motion to Modify Joint Timeshare</i>
06/18/2009	 Motion Filed by: Petitioner Stipp, Mitchell David For: Petitioner Stipp, Christina Calderon

**CASE SUMMARY**  
**CASE NO. D-08-389203-Z**

06/18/2009	 Family Court Motion Opposition Fee Information Sheet Filed by: Petitioner Stipp, Mitchell David
06/19/2009	 Certificate of Service Filed by: Petitioner Stipp, Mitchell David <i>Motion For OSC</i>
07/23/2009	 Stipulation and Order Filed by: Petitioner Stipp, Christina Calderon <i>Resolving Defendants</i>
07/27/2009	 Notice of Entry of Order Filed by: Petitioner Stipp, Christina Calderon <i>Resolving defendant's Motion for An order to show cause</i>
08/07/2009	 Stipulation and Order Filed by: Petitioner Stipp, Mitchell David; Petitioner Stipp, Christina Calderon
08/27/2009	 Notice of Withdrawal Filed by: Petitioner Stipp, Mitchell David <i>As Attorney Of Record</i>
10/19/2009	 Notice of Withdrawal Filed by: Petitioner Stipp, Christina Calderon <i>Of Attorney</i>
10/29/2009	 Motion Filed by: Petitioner Stipp, Mitchell David For: Petitioner Stipp, Christina Calderon
11/06/2009	 Certificate of Mailing Filed by: Petitioner Stipp, Mitchell David For: Petitioner Stipp, Christina Calderon <i>re: Defendant's Motion to Confirm Parties as Joint Physical Custodians and to Conform Timeshare with Definitions of Joint Physical Custody</i>
11/30/2009	 Opposition and Countermotion Filed by: Petitioner Stipp, Christina Calderon Party 2: Petitioner Stipp, Mitchell David
11/30/2009	 Family Court Motion Opposition Fee Information Sheet Filed by: Petitioner Stipp, Christina Calderon
12/07/2009	 Reply to Opposition Filed by: Petitioner Stipp, Christina Calderon
12/08/2009	 Referral Order for Outsourced Evaluation Services Filed by: Petitioner Stipp, Mitchell David; Petitioner Stipp, Christina Calderon
12/08/2009	 Reply Filed by: Petitioner Stipp, Christina Calderon <i>In Support Of Countermotion To Set Aside August 7 2009 Stipulation and Order</i>
12/08/2009	 Notice of Seminar Completion EDCR 5.07 Filed by: Petitioner Stipp, Mitchell David
12/15/2009	 Certificate of Service Filed by: Petitioner Stipp, Mitchell David
12/16/2009	 Notice of Appearance Party: Petitioner Stipp, Christina Calderon
12/18/2009	 Supplement Filed by: Petitioner Stipp, Mitchell David

**CASE SUMMARY**  
**CASE NO. D-08-389203-Z**


*to Opposition to Countermotion to Set Aside August 7 2009 Stipulation and Order*

01/13/2010	 Order Filed by: Petitioner Stipp, Mitchell David <i>from Plaintiff's Motion to Confirm Parties as Joint Physical Custodians and to Modify</i>
01/13/2010	 Notice Filed by: Petitioner Stipp, Mitchell David <i>Of Video Taped Deposition Of Christina Calderon Stipp</i>
01/22/2010	 Notice Filed by: Petitioner Stipp, Mitchell David <i>Notice Vacating Deposition of Dr. Melissa Kaldner</i>
01/22/2010	 Amended Notice Filed by: Petitioner Stipp, Mitchell David <i>Amended of Video Taped Deposition of Chrisina Calseron Stipp</i>
01/28/2010	 Motion Filed by: Petitioner Stipp, Christina Calderon For: Petitioner Stipp, Mitchell David
01/28/2010	 Ex Parte Application Filed by: Petitioner Stipp, Christina Calderon <i>for OST</i>
01/28/2010	 Family Court Motion Opposition Fee Information Sheet Filed by: Petitioner Stipp, Christina Calderon
01/29/2010	 Order Shortening Time Filed by: Petitioner Stipp, Christina Calderon
02/01/2010	 Notice of Entry of Order Filed by: Petitioner Stipp, Mitchell David
02/02/2010	 Opposition <i>Opposition To Plaintiff's Motion To Stay Discovery</i>
02/02/2010	 Family Court Motion Opposition Fee Information Sheet Filed by: Petitioner Stipp, Mitchell David
02/05/2010	 Notice of Deposition <i>Notice of Deposition of Custodian of Records of Alexander Dawson School</i>
02/05/2010	 Notice of Deposition <i>Notice Of Deposition of Dr. Melissa Kalodner</i>
02/05/2010	 Notice of Deposition <i>Notice of Deposition of Custodian of Records Temple Beth Sholom Preschool</i>
02/16/2010	 Motion Filed by: Petitioner Stipp, Christina Calderon For: Petitioner Stipp, Mitchell David
02/16/2010	 Family Court Motion Opposition Fee Information Sheet Filed by: Petitioner Stipp, Christina Calderon
02/17/2010	 Affidavit of Service Filed by: Petitioner Stipp, Christina Calderon Party 2: Petitioner Stipp, Christina Calderon <i>-subp Dr Melissa Kalodner</i>
02/17/2010	 Affidavit of Service Filed by: Petitioner Stipp, Christina Calderon Party 2: Petitioner Stipp, Christina Calderon

**CASE SUMMARY**  
**CASE No. D-08-389203-Z**


*-subp Tara Hall*

02/17/2010

 Affidavit of Service


Filed by: Petitioner Stipp, Christina Calderon  
 Party 2: Petitioner Stipp, Christina Calderon  
*-subp Temple Beth Shalom Preschool*

02/17/2010

 Certificate of Mailing


Filed by: Petitioner Stipp, Christina Calderon  
 For: Petitioner Stipp, Mitchell David

02/18/2010

 Ex Parte Application

Filed by: Attorney Prokopius, Donn, ESQ  
*For Order Shortening Time*

02/23/2010

 Affidavit of Service


Filed by: Petitioner Stipp, Christina Calderon  
 Party 2: Petitioner Stipp, Christina Calderon  
*-subp Dr Melissa Kalodner*

02/25/2010


 Order Shortening Time

Filed by: Petitioner Stipp, Christina Calderon

02/26/2010


 Notice of Rescheduling of Hearing

03/08/2010

 Opposition and Countermotion


*OPPOSITION TO PLAINTIFF S MOTION TO REHEAR/RECONSIDER THE HEARING OF DECEMBER 8, 2009; AND/OR TO CLARIFY THE COURT S RULINGS FROM THAT HEARING; FOR PLAINTIFF S ATTORNEY S FEES; AND RELATED RELIEF AND COUNTERMOTION FOR SANCTIONS UNDER E.D.C.R. 7.60*

03/08/2010

 Family Court Motion Opposition Fee Information Sheet


Filed by: Petitioner Stipp, Mitchell David

03/27/2010

 Subpoena Duces Tecum

*Deposition Subpoena - St. Elizabeth Ann Seton Catholic School*

04/08/2010

 Notice of Rescheduling of Hearing


Filed by: Petitioner Stipp, Christina Calderon

04/09/2010

 Order


*Order From Plaintiff's Motion to Stay Discovery*

04/12/2010

 Certificate of Mailing

*Certificate of Mailing*

04/12/2010

 Reply to Opposition


*Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion to Rehear/Reconsider the Hearing of December 8, 2009*

04/28/2010

 Receipt of Copy

Filed by: Petitioner Stipp, Christina Calderon  
*Receipt Of Copy*

04/30/2010

 Motion

*Plaintiff's Motion to Rehear/Reconsider the Hearing of February 3, 2010; and/or to Clarify the Court's Rulings From That Hearing; for Plaintiff's Attorney's Fees; and Related Relief*

05/03/2010















 Supplement

Filed by: Petitioner Stipp, Mitchell David  
*Supplement to Motion to Confirm Parties as Joint Physical Custodians and to Modify Timeshare Arrangement and Opposition to Countermotion to Set Aside August 7, 2009 Stipulation and Order Due to Defendant's Fraud Upon the Court, Grant Discovery, Partition Undisclosed Marital Assets, and for Sanctions*
















05/05/2010

 Supplement

**CASE SUMMARY**  
**CASE No. D-08-389203-Z**

















	Filed by: Petitioner Stipp, Christina Calderon <i>Supplement to Countermotion to Set Aside August 7, 2009 Stipulation and Order Due to Defendant's Fraud Upon the Court, Grant Discovery, Partition Undisclosed Marital Assets, and for Sanctions and Opposition to Defendant's Motion to Confirm Parties as Joint Custodians and to Modify Timeshare Arrangement</i>
05/10/2010	 Receipt of Copy Filed by: Petitioner Stipp, Christina Calderon <i>Receipt Of Copy</i>
05/17/2010	 Notice of Entry of Order Filed by: Petitioner Stipp, Mitchell David <i>Notice of Entry of Order</i>
05/17/2010	 Certificate of Mailing Filed by: Petitioner Stipp, Christina Calderon <i>Certificate Of Mailing</i>
05/24/2010	 Order Filed by: Petitioner Stipp, Mitchell David <i>Order From Hearing On Plaintiff's Motion For Reconsideration And Related Counterclaim</i>
06/03/2010	 Opposition and Countermotion Filed by: Petitioner Stipp, Mitchell David <i>Opposition To Plaintiff's Motion To Rehear/Reconsider The Hearing of February 3, 2010; and/or to Clarify The Court's Rulings From That Hearing; For Plaintiff's Attorney's Fees; And Related Relief And Countermotion For Sanctions Under E.D.C.R. 7.60</i>
06/15/2010	 Reply Filed by: Petitioner Stipp, Christina Calderon <i>Reply In Support Of Plaintiff's Motion To Rehear/Reconsider The Hearing Of February 3, 2010; And/Or To Clarify The Court's Rulings From That Hearing; For Plaintiff's Attorney's Fees; And Related Relief And Opposition To Defendant's Countermotion For Sanctions Under E.D.C.R. 7.60</i>
06/18/2010	 Reply Filed by: Petitioner Stipp, Mitchell David <i>Reply to Opposition to Countermotion for Sanctions Under E.D.C.R. 7.60</i>
07/05/2010	Administrative Reassignment to Department I <i>Reassigned from Department O</i>
07/07/2010	 Memorandum Filed by: Petitioner Stipp, Mitchell David <i>Memorandum of Attorney's Fees and Costs</i>
07/14/2010	 Peremptory Challenge Filed by: Petitioner Stipp, Mitchell David <i>of Judge</i>
07/15/2010	 Notice of Department Reassignment
07/20/2010	 Peremptory Challenge Filed by: Petitioner Stipp, Christina Calderon
07/22/2010	 Substitution of Attorney Filed by: Petitioner Stipp, Christina Calderon <i>Substitution of Attorneys</i>
07/30/2010	 Notice of Department Reassignment Filed by: Petitioner Stipp, Mitchell David; Petitioner Stipp, Christina Calderon
09/02/2010	 Motion Filed by: Petitioner Stipp, Christina Calderon <i>Plaintiff's Motion for Order to Show Cause Why Defendant Should Not Be Held in Contempt for Wilful Violations of Court Orders; To Resolve Parent/Child Issues; For the Appointment of a Parenting Coordinator; For Other Related Relief and for Attorney Fees, Costs and Sanctions</i>

**CASE SUMMARY**  
**CASE NO. D-08-389203-Z**


09/03/2010	 Family Court Motion Opposition Fee Information Sheet Filed by: Petitioner Stipp, Christina Calderon
09/07/2010	 Ex Parte Filed by: Petitioner Stipp, Christina Calderon <i>Ex- Parte Application For An Order Shortening Time</i>
09/10/2010	 Receipt of Copy Filed by: Petitioner Stipp, Christina Calderon <i>Receipt of Copy</i>
09/14/2010	 Request Filed by: Petitioner Stipp, Christina Calderon <i>Submission of Request for Judge Sullivan's Review of Christina's Motion Filed September 2, 2010 and Review of Transcripts From Relevant Hearings Prior to Rendering a Decision Upon Defendant's Motion to Modify Custody</i>
09/14/2010	 Certificate of Mailing Filed by: Petitioner Stipp, Christina Calderon <i>Certificate of Mailing</i>
09/23/2010	 Opposition and Countermotion Filed by: Petitioner Stipp, Mitchell David <i>Opposition To Plaintiff's Motion For Order To Show Cause Why Defendant Should Not Be Held In Contempt For Willfull Violations Of Court Orders; To Resolve Parent/Child Issues; For The Appointment Of A Parenting Coordinator; For Other Related Relief And For Attorney Fees, Costs And Sanctions And Defendant's Countermotion For Sole Decision-Making Authority Regarding Healthcare Decisions Affecting The Children, For Attorney's Fees And Costs, And Sanctions Against Plaintiff And Patricia Vaccarino, Esq.</i>
10/05/2010	 Reply Filed by: Petitioner Stipp, Christina Calderon <i>in Support of Plaintiff's Motion for Order to Show Cause why Defendant Should not</i>
10/06/2010	 Receipt of Copy Filed by: Petitioner Stipp, Mitchell David <i>Receipt of Copy</i>
10/06/2010	 Referral Order for Outsourced Evaluation Services
10/12/2010	 Order Filed by: Petitioner Stipp, Christina Calderon <i>Order Re: Plaintiff's Motion to Rehear/Reconsider the Hearing of February 3, 2010; and/or Clarify the Court's Rulings From That Hearing; for Plaintiff's Attorney's Fees; and Related Relief and Defendant's Countermotion for Sanctions Under E.D.C.R. 7.60</i>
10/12/2010	 Reporters Transcript <i>Re: Return Hearing, Thursday, May 6, 2010</i>
10/12/2010	 Reporters Transcript <i>Re: All Pending Motions, Tuesday, June 22, 2010</i>
10/12/2010	 Final Billing of Transcript Filed by: Petitioner Stipp, Mitchell David
10/13/2010	 Notice of Entry of Order Filed by: Petitioner Stipp, Christina Calderon <i>Re: Plaintiff's Motion to Rehear/Reconsider the Hearing of February 3, 2010; and/or to Clarify the Court's Rulings From That Hearing; for Plaintiff's Attorney's Fees; and Related Relief and Defendant's Countermotion for Sanctions Under E.D.C.R. 7.60</i>
11/02/2010	 Motion Filed by: Petitioner Stipp, Christina Calderon <i>Plaintiff's Motion for "New" Trial to Amend Findings and/or for Rescission, Reconsideration, Modification and or/Stay of Order Filed on October 13, 2010, and Allowing Plaintiff Immediate Access to Defendant's Tax Records as Previously Ordered, and to Compel Defendant to Cooperate in Commencing Sessions with the Parenting Coordinator and for Attorney's Fees and Costs</i>

# CASE SUMMARY


CASE NO. D-08-389203-Z

11/02/2010	 Certificate of Mailing Filed by: Petitioner Stipp, Christina Calderon For: Petitioner Stipp, Mitchell David <i>Plaintiff's Motion For a New Trial</i>
11/04/2010	 Notice of Entry of Order <i>-hrg 5.6.10</i>
11/04/2010	 Order
11/04/2010	 Certificate of Service Filed by: Petitioner Stipp, Mitchell David; Petitioner Stipp, Christina Calderon
11/12/2010	 Transcript of Proceedings <i>Re: All Pending Motions, Wednesday, October 6, 2010</i>
11/12/2010	 Final Billing of Transcript Filed by: Petitioner Stipp, Mitchell David <i>October 6, 2010</i>
11/16/2010	 Order Filed by: Petitioner Stipp, Mitchell David <i>Order From Hearing on Plaintiff's Motion for Order to Show Cause and Defendant's Countermotion</i>
11/18/2010	 Opposition Filed by: Petitioner Stipp, Mitchell David <i>Opposition To Plaintiff's Motion For Order To Show Cause Why Defendant Should Not Be Held In Contempt For Willful Violations Of Court Orders; To Resolve Parent/Child Issues; For The Appointment Of A Parenting Coordinator; For Other Related Relief And For Attorney Fees, Costs And Sanctions And Defendant's Countermotion For Sole Decision-Making Authority Regarding Healthcare Decisions Affecting The Children, For Attorney's Fees, Costs And Sanctions Against Plaintiff And Patricia Vaccarino, Esq.</i>
11/18/2010	 Reply Filed by: Petitioner Stipp, Mitchell David <i>Reply To Plaintiff's Opposition To defendant's Countermotion For Sole Decision-Making Authority Regarding Healthcare Decisions Affecting The Children, for Attorney's Fees, Costs And Sanctions Against Plaintiff And Patricia vaccarino, Esq.</i>
11/18/2010	 Notice of Entry of Order Filed by: Petitioner Stipp, Christina Calderon <i>Notice of Entry of Order</i>
11/22/2010	 Supplement Filed by: Petitioner Stipp, Mitchell David <i>Supplement to Defendant's Countermotion</i>
11/29/2010	 Supplemental Filed by: Petitioner Stipp, Christina Calderon <i>Submission of Plaintiff's Affidavit and Exhibits in Support of Reply</i>
11/30/2010	 Notice of Entry of Order <i>-ff and order</i>
11/30/2010	 Order <i>Findings of Fact and Court's Order</i>
12/01/2010	 Receipt of Copy Filed by: Petitioner Stipp, Christina Calderon <i>Receipt of Copy</i>
12/02/2010	 Notice of Appeal Filed by: Petitioner Stipp, Christina Calderon <i>Notice of Appeal</i>
12/02/2010	

**CASE SUMMARY**  
**CASE NO. D-08-389203-Z**

 Case Appeal Statement  
Filed by: Petitioner Stipp, Christina Calderon  
Case Appeal Statement

12/02/2010

 Estimate of Transcript  
Estimated Cost of Appeal Transcripts

**HEARINGS**

02/24/2009

**Motion** (1:30 PM) (Judicial Officer: Sullivan, Frank P.)  
Events: 12/17/2008 Motion  
*Christina Calderon-Stipp's Motion Confirming Pltf as the De Jure Primary Physical Custodian of the Minor Children, for Modification of the Decree of Divorce Regarding Child Custody, Visitation, and Other Parent/Child Issues, for Deft's Reimbursement of One-Half of the Children's Medical Costs, for Mediation Regarding Dispute Over Dividing the Minor Children's Education and Other Costs, and for Attorney's Fees and Costs*  
**01/20/2009** Reset by Court to 02/02/2009  
**02/02/2009** Continued to 02/24/2009 - Stipulation - Stipp, Mitchell David; Stipp, Christina Calderon  
**02/24/2009** Reset by Court to 02/24/2009  
**02/24/2009** Reset by Court to 02/24/2009  
Stip and Order  
Entered on wrong calendar  
Denied;  
Denied

02/24/2009

**CANCELED Motion** (1:30 PM) (Judicial Officer: Sullivan, Frank P.)  
Vacated - per Letter  
from Shawn Goldstein.  
**02/24/2009** Reset by Court to 02/24/2009  
**02/24/2009** Reset by Court to 02/24/2009

02/24/2009

**Opposition & Countermotion** (1:30 PM) (Judicial Officer: Sullivan, Frank P.)  
Events: 01/09/2009 Opposition and Countermotion  
*Deft's Opposition and Countermotions to Strike Inadmissible Evidence from Pltf's Motion and Affidavits Attached Thereto; to Resolve Parent/Child Issues; for a Temporary Protective Order Addressing Pltf's Harassment of Deft; and for Sanctions and Attorney's Fees*  
**01/20/2009** Reset by Court to 02/02/2009  
**02/02/2009** Continued to 02/24/2009 - Stipulation - Stipp, Mitchell David; Stipp, Christina Calderon  
**02/24/2009** Reset by Court to 02/24/2009  
**02/24/2009** Reset by Court to 02/24/2009  
Stip and Order  
Entered on wrong calendar  
Denied;  
Denied

02/24/2009

**All Pending Motions** (1:30 PM) (Judicial Officer: Sullivan, Frank P.)  
Matter Heard;  
Journal Entry Details:  
*CHRISTINA CALDERON-STIPP'S MOTION CONFIRMING PLAINTIFF AS THE DE JURE PRIMARY PHYSICAL CUSTODIAN OF THE MINOR CHILDREN, FOR MODIFICATION OF THE DECREE OF DIVORCE REGARDING CHILD CUSTODY, VISITATION, AND OTHER PARENT/CHILD ISSUES, FOR DEFENDANT REIMBURSEMENT OF ONE-HALF OF THE CHILDREN'S MEDICAL COSTS, FOR MEDIATION REGARDING DISPUTE OVER DIVIDING THE MINOR CHILDREN'S EDUCATION AND OTHER COSTS, AND FOR ATTORNEY FEES AND COSTS. DEFENDANT'S OPPOSITION AND COUNTERMOTION TO STRIKE INADMISSIBLE EVIDENCE FROM PLAINTIFF'S MOTION AND AFFIDAVITS ATTACHED THERETO; TO RESOLVE PARENT/CHILD ISSUES; FOR A TEMPORARY PROTECTIVE ORDER ADDRESSING PLAINTIFF'S HARASSMENT OF DEFENDANT AND FOR SANCTIONS AND ATTORNEY FEES* Also Present: Deniece Lopez Mr. Jimmerson requested a closed hearing as Mr. Stipp's present wife was in the courtroom. Court DENIED the request. Mr. Jimmerson provided copies of Exhibits to the Court regarding the Motion. Arguments regarding the Motions and Countermotions. Parties STIPULATED Plaintiff will pay the uncovered medical bill in the amount of \$326.35. COURT SO ORDERED. COURT FURTHER ORDERED: All Motions and Countermotions are DENIED. Each Party shall bear their own ATTORNEY FEES. Mr. Smith shall prepare the Order. ;  
Matter Heard



# CASE SUMMARY

CASE NO. D-08-389203-Z

06/04/2009 **Motion to Reconsider** (9:00 AM) (Judicial Officer: Sullivan, Frank P.)  
 Events: 04/27/2009 Motion  
*Mitchell Stipp's Motion for Reconsideration, Rehearing or in the Alternative to Modify Joint Timeshare*  
**05/28/2009 Reset by Court to 06/04/2009**  
 Attorney unavailable after date and time set  
 Referred to Family Mediation; Mitchell Stipp's Motion for Reconsideration, Rehearing or in the Alternative to Modify Joint Timeshare  
 Journal Entry Details:  
*Atty Shawn Goldstein also present on behalf of Petitioner, Mitchell Stipp (Mitchell). Petitioners sworn and testified. Following argument, COURT ORDERED the following: 1) Parties REFERRED to Family Mediation Center (FMC) for mediation. Parties may attend private mediation and shall equally divide the cost. Parties shall address in mediation additional time for the children and Mitchell. Counsel may also meet and confer and agree on the additional time. A return hearing is set. 2) Parties shall give fifteen (15) days notice in writing when they are taking the children out of the State of Nevada. 3) An Evidentiary Hearing is set with regard to custody. 4) Christina Stipp's (Christina) Motion to Continue scheduled for 7/2/09 at 10:00 am is VACATED. This Minute Order shall suffice as the Order of the Court. No additional Order is required. 8/7/09 11:00 AM RETURN: FMC (Mediation) 10/27/09 2:00 PM EVIDENTIARY HEARING ;*  
 Referred to Family Mediation

07/02/2009 **CANCELED Motion** (10:00 AM) (Judicial Officer: Sullivan, Frank P.)  
 Vacated  
 matter heard on 6/4/09

07/23/2009 **Motion for Order to Show Cause** (9:00 AM) (Judicial Officer: Sullivan, Frank P.)  
 Events: 06/18/2009 Motion  
*Mitchell Stipp's Motion for an Order to Show Cause*  
 Off Calendar; Mitchell Stipp's Motion for an Order to Show Cause  
 Journal Entry Details:  
*Prior to Court, counsel submitted a Stipulation and Order resolving the issue. COURT ORDERED, MATTER OFF CALENDAR. ;*  
 Off Calendar

08/07/2009 **CANCELED Return Hearing** (11:00 AM) (Judicial Officer: Thompson, Charles)  
 Vacated - Moot  
 SAO signed

10/27/2009 **CANCELED Evidentiary Hearing** (2:00 PM) (Judicial Officer: Sullivan, Frank P.)  
 Vacated  
 per stip and order

12/08/2009 **Motion for Child Custody** (10:00 AM) (Judicial Officer: Sullivan, Frank P.)  
 Events: 10/29/2009 Motion  
*Mitchell Stipp's Motion to Confirm Parties as Joint Physical Custodians and to Modify Timeshare Arrangement*  
 Evidentiary Hearing;  
 Evidentiary Hearing

12/08/2009 **Opposition & Countermotion** (10:00 AM) (Judicial Officer: Sullivan, Frank P.)  
 Events: 11/30/2009 Opposition and Countermotion  
*Christina Stipp's Opposition & Countermotion to Set Aside August 7, 2009 Stipulation and Order, Grant Discovery, Partition Undisclosed Marital Assets and Sanctions*  
 Evidentiary Hearing;  
 Evidentiary Hearing

12/08/2009 **All Pending Motions** (10:00 AM) (Judicial Officer: Sullivan, Frank P.)  
 MINUTES  
 Matter Heard;  
 Journal Entry Details:  
 MITCHELL STEP S MOTION TO CONFIRM PARTIES AS JOINT PHYSICAL CUSTODIANS AND TO MODIFY TIMESHARE ARRANGEMENT...CHRISTINA STIPP'S OPPOSITION AND COUNTERMOTION TO SET ASIDE AUGUST 7, 2009 STIPULATION AND ORDER, GRANT DISCOVERY, PARTITION UNDISCLOSED MARITAL ASSETS AND SANCTIONS Petitioner's sworn and testified. Following argument, COURT ORDERED as follows: 1) Parties REFERRED to Dr. Paglini for an Outsource Custody Evaluation with recommendations. A return hearing is set. Dad shall pay for the evaluation, and if the report comes back negative toward Mom, she will be required to reimburse Dad the amount paid. 2) An Evidentiary Hearing is set with regard to the request to change or modify custody, which will be based upon the evaluation. 3) Court advised the parties need to work together in obtaining a therapist for Mia. If they cannot work together, they may obtain their own therapist. 4) Dad's request for additional visitation is DENIED. 5) All prior Orders REMAIN in FULL

# CASE SUMMARY

CASE No. D-08-389203-Z

FORCE and EFFECT. 6) Each party shall bear their own ATTORNEYS FEES. 7) Court will review the Countermotion and Reply regarding the partition of omitted assets and will issue a separate Order regarding this issue. Atty Smith shall prepare the Order; Mom shall sign off. 3/9/10 11:00 AM RETURN: OUTSOURCE CUSTODY EVALUATION (DR. PAGLINI) 5/6/10 2:00 PM EVIDENTIARY HEARING RE: CHANGE OF CUSTODY;

Matter Heard

02/03/2010

**Motion to Stay** (10:00 AM) (Judicial Officer: Sullivan, Frank P.)

Events: 01/28/2010 Motion

Christina Stipp's Motion to Stay Discovery

03/09/2010 Reset by Court to 02/03/2010

## MINUTES

Granted in Part; CHRISTINA STIPP'S MOTION TO STAY DISCOVERY

Journal Entry Details:

Following argument, COURT ORDERED as follows: 1) Discovery may be conducted on the limited purpose to obtain school records, information from Dr. Mishalow and information from Dr. Koladner. 2) Depositions of the parties and request for interrogatories are not to be conducted at this time. Court may order further discovery at the return hearing from Dr. Paglini. 3) Court advised it is inclined to deny Christina Stipp's request to partition for omitted assets. Counsel may review the tax returns in chambers. Atty Smith shall prepare a confidentiality agreement. 4) Atty Smith may conduct a deposition of Dr. Mishalow only, as his records were illegible. Atty Smith shall prepare the Order; Atty Prokopius shall sign off. ;

Granted in Part

04/13/2010

**Motion** (11:00 AM) (Judicial Officer: Sullivan, Frank P.)

Events: 02/16/2010 Motion

Christina Stipp's Motion to Rehear/Reconsider the Hearing of 12/8/09; and/or to Clarify the Court's Rulings from that Hearing and for Pltf's Atty Fees

03/09/2010 Reset by Court to 04/13/2010

03/18/2010 Reset by Court to 03/09/2010

OST

Attorney Paglini's request for a continuance

Denied;

Denied

04/13/2010

**Opposition & Countermotion** (11:00 AM) (Judicial Officer: Sullivan, Frank P.)

Events: 03/08/2010 Opposition and Countermotion

Mitchell Stipp's Opposition and Countermotion for Sanctions Under EDCR 7.60

Denied;

Denied

04/13/2010

**All Pending Motions** (11:00 AM) (Judicial Officer: Sullivan, Frank P.)

## MINUTES

Matter Heard;

Journal Entry Details:

Also present: Victoria Pott, Court Clerk Trainee CHRISTINA STIPP'S MOTION TO REHEAR/RECONSIDER THE HEARING OF 12/8/09; AND/OR TO CLARIFY THE COURT'S RULINGS FROM THAT HEARING AND FOR PLAINTIFF'S ATTORNEY FEES. MITCHELL STIPP'S OPPOSITION AND COUNTERMOTION FOR SANCTIONS UNDER EDCR 7.60. Arguments regarding the parties using two counselor's for the minor child; Letter composed by parties for doctor's signatures to be submitted to court. COLLOQUY BY COURT regarding his reasoning behind his Rulings from hearing of 12/8/09. COURT ORDERED Christina Stipp's Motion to Rehear/Reconsider is DENIED. Mr. Stipp's Countermotion for Sanctions Under EDCR 7.60 is DENIED AT THIS TIME. FURTHER, 1) The EVIDENTIARY HEARING previously set for 5/6/10 is VACATED and another Trial date will be set, if needed, at the Return Hearing previously set on 5/6/10 AT 2:00 PM for the Custody Evaluation Report, from Dr. Paglini. 2) There will be no more Therapist at this time, if needed at a later date another Therapist will be agreed upon before going forward. 3) The Marital Settlement Agreement WILL CONTROL. Mr. Smith to prepare the Order from today's hearing. Mr. Prokopius to review and sign off. ;

Matter Heard

05/06/2010

**Return Hearing** (2:00 PM) (Judicial Officer: Sullivan, Frank P.)

Events: 02/26/2010 Notice of Rescheduling of Hearing

Re: Outsource Custody Eval. (Dr. Paglini)

03/09/2010 Reset by Court to 04/13/2010

04/13/2010 Reset by Court to 05/06/2010

Attorney Paglini's request for a continuance.

Under Advisement; Re: Outsource Custody Evaluation (Dr. Paglini)

**CASE SUMMARY**  
**CASE NO. D-08-389203-Z**

Journal Entry Details:

*Court reviewed Dr. Paglini's Report. Following argument, COURT ORDERED, it will review the Supplemental Pleadings filed by counsel, and will file a Written Decision. UNDER ADVISEMENT. ; Under Advisement*

05/06/2010 **CANCELED Evidentiary Hearing (2:00 PM)** (Judicial Officer: Sullivan, Frank P.)  
*Vacated*  
*Per Judge. To be reset at return hearing on 5/6/10, if needed.*

06/22/2010 **Motion (10:00 AM)** (Judicial Officer: Sullivan, Frank P.)  
Events: 04/30/2010 Motion  
*Christina Stipp's Motion to Rehear/Reconsider the Hearing of 2/3/10; and/or to Clarify the Court's Rulings from that Hearing; for Plt's Attorney's Fees*  
*Denied;*  
*Denied*

06/22/2010 **Opposition & Countermotion (10:00 AM)** (Judicial Officer: Sullivan, Frank P.)  
Events: 06/03/2010 Opposition and Countermotion  
*Deft's Opposition and Countermotion For Sanctions Under E.D.C.R. 7.60*  
*Denied;*  
*Denied*

06/22/2010 **All Pending Motions (10:00 AM)** (Judicial Officer: Sullivan, Frank P.)

**MINUTES**

Matter Heard;

Journal Entry Details:

*CHRISTINA STIPP'S MOTION TO REHEAR/RECONSIDER THE HEARING OF 2/3/10; AND/OR TO CLARIFY THE COURT'S RULINGS FROM THAT HEARING; FOR PLAINTIFF'S ATTORNEY FEES...DEFENDANT'S OPPOSITION AND COUNTERMOTION FOR SANCTIONS UNDER EDCR 7.60*  
*Attorney Prokopius requested a CLOSED HEARING, which was DENIED by the Court. Attorney Prokopius stated he received the Countermotion late Friday night, and has not had an opportunity to review and reply. Arguments regarding the language of the 2/3/10 Order, the need for Discovery, the Defendant's statement regarding he has retired, the Wells Fargo loan, Section 5 in the Divorce Decree, the Aquila Investment business, the business's tax returns and attorney fees. COURT stated FINDINGS and ORDERED: 1. The Plaintiff shall be ALLOWED to HIRE a FORENSIC CPA or ACCOUNTANT to REVIEW the 2007 / 2008 TAX RETURNS for AQUILA INVESTMENTS. 2. The ORDER, from the 2/3/10 hearing, REMAINS in EFFECT. 3. As the Court FOUND NO ISSUE of FRAUD UP THE COURT, the Defendant's MOTION for SANCTIONS shall be DENIED. 4. The Defendant shall be AWARDED ATTORNEY FEES. 5. Attorney Smith shall FILE a MEMORANDUM of ATTORNEY COST and FEES within ten (10) days of today's date (6/22/10). Attorney Smith shall prepare an Order from today's hearing; attorney Prokopius shall review and sign within ten (10) days of receipt. ;*  
*Matter Heard*

10/06/2010 **Motion for Order to Show Cause (2:00 PM)** (Judicial Officer: Potter, William)  
Events: 09/02/2010 Motion  
*Plaintiff's Motion for Order to Show Cause Why Defendant Should Not Be Held in Contempt for Wilful Violations of Court Orders; To Resolve Parent/Child Issues; For the Appointment of a Parenting Coordinator; For Other Related Relief and for Attorney Fees, Costs and Sanctions*  
*Referred to Outsourced Evaluation;*  
*Referred to Outsourced Evaluation*

10/06/2010 **Opposition & Countermotion (2:00 PM)** (Judicial Officer: Potter, William)  
Events: 09/23/2010 Opposition and Countermotion  
*Mitchell Stipp's Opposition & Countermotion For Sole Decision-Making Authority Regarding Healthcare Decisions Affecting The Children, For Attorney's Fees, Costs And Sanctions Against Plt's And Patricia Vaccarino, Esq.*  
*Referred to Outsourced Evaluation;*  
*Referred to Outsourced Evaluation*

10/06/2010 **All Pending Motions (2:00 PM)** (Judicial Officer: Potter, William)  
*PLAINTIFF'S MOTION FOR ORDER TO SHOW CAUSE WHY DEFENDANT SHOULD NOT BE HELD IN CONTEMPT FOR WILFUL VIOLATIONS OF COURT ORDERS; TO RESOLVE PARENT/CHILD ISSUES; FOR THE APPOINTMENT OF A PARENTING COORDINATOR; FOR OTHER RELATED RELIEF AND FOR ATTORNEY FEES, COSTS AND SANCTIONS...DEFENDANT'S OPPOSITION AND COUNTERMOTION FOR SOLE DECISION-MAKING AUTHORITY REGARDING HEALTHCARE DECISIONS AFFECTING THE CHILDREN, FOR ATTORNEY'S FEES, COSTS AND SANCTIONS AGAINST PLAINTIFF AND PATRICIA VACCARINO, ESQ.*

**MINUTES**

# CASE SUMMARY

CASE No. D-08-389203-Z

**Return Hearing** (01/11/2011 at 2:30 PM) (Judicial Officer: Potter, William)  
*OUTSOURCED PARENTING COORDINATOR REPORT (DR. LENKEIT)*

Matter Heard;

Journal Entry Details:

- PLAINTIFF'S MOTION FOR ORDER TO SHOW CAUSE WHY DEFENDANT SHOULD NOT BE HELD IN CONTEMPT FOR WILLFUL VIOLATIONS OF COURT ORDERS; TO RESOLVE PARENT/CHILD ISSUES; FOR THE APPOINTMENT OF A PARENTING COORDINATOR; FOR OTHER RELATED RELIEF AND FOR ATTORNEY FEES, COSTS AND SANCTIONS...DEFENDANT'S OPPOSITION AND COUNTERMOTION FOR SOLE DECISION-MAKING AUTHORITY REGARDING HEALTHCARE DECISIONS AFFECTING THE CHILDREN, FOR ATTORNEY'S FEES, COSTS AND SANCTIONS AGAINST PLAINTIFF AND PATRICIA VACCARINO, ESQ. At the request of Mr. Smith, COURT ORDERED a CLOSED HEARING. COURT NOTED that Judge Sullivan has an issue under advisement and the order has not been issued at this time which may or may not make any argument today moot. This Court believes there is one issue that was not brought up with Judge Sullivan and this Court is unsure to what extent that he has knowledge or heard evidence regarding the youngest child Ethan as to the alleged molestation. Ms. Vaccarino represented that all issues are post Judge Sullivan relating to the custodial issues. Ms. Vaccarino is requesting a parenting coordinator and health care for Mia; Ms. Vaccarino is requesting a diagnosis for their daughter regarding her OCD and/or the possibility of a Bipolar disorder. Arguments. COURT ORDERED the following: The Court provided the parties with an OUTSOURCE EVALUATION SERVICE referral to appoint Gary Lenkeit as a parenting coordinator. The parties shall equally bear the cost of this service. Return date set for 1/4/11. In addition, the parties are required to attend a co-parenting class either through UNLV or they can take the class offered by Dr. Jack Cathey. The Court is not requiring that they attend together, but will require they file a Completion Certificate with the Court. Ms. Vaccarino requested an order to allow Child Find to proceed with the remainder of their evaluation; the request is on hold until the return date to allow Judge Sullivan to prepare his decision. As for Mia's health care issues, if in 90 day the parties can not make any decision on their own; and if the issue is continuing to be brought to the Court's attention then this Court will determine at that time which doctor the child needs to see. All other issues including attorney's fees shall be reserved for the return date. At this time, Plaintiff's motion is DENIED IN PART. Mr. Smith shall prepare the order, Ms. Vaccarino to review and sign off. 1/4/11 2:30 P.M. RETURN: OUTSOURCED PARENTING COORDINATOR REPORT ;

Matter Heard

## SCHEDULED HEARINGS

**Return Hearing** (01/11/2011 at 2:30 PM) (Judicial Officer: Potter, William)  
*OUTSOURCED PARENTING COORDINATOR REPORT (DR. LENKEIT)*

12/01/2010 **Motion for New Trial** (2:00 PM) (Judicial Officer: Potter, William)

Events: 11/02/2010 Motion

*Christina Stipp's Motion for "New" Trial to Amend Findings and/or for Rescission, Reconsideration, Modification and or/Stay of Order Filed on October 13, 2010, and Allowing Plaintiff Immediate Access to Defendant's Tax Records as Previously Ordered, and to Compel Defendant to Cooperate in Commencing Sessions with the Parenting Coordinator and for Attorney's Fees and Costs*

12/01/2010 **Opposition & Countermotion** (2:00 PM) (Judicial Officer: Potter, William)

Events: 11/02/2010 Motion

*Defendant's Opposition & Countermotion For Award Of Attorney's Fees, Costs & Sanctions*

12/01/2010 **All Pending Motions** (2:00 PM) (Judicial Officer: Potter, William)

*CHRISTINA STIPP'S MOTION FOR NEW TRIAL TO AMEND FINDINGS AND/OR FOR RESCISSION, RECONSIDERATION, MODIFICATION AND/OR STAY OF ORDER FILED ON October 13, 2010, AND ALLOWING PLAINTIFF IMMEDIATE ACCESS TO DEFENDANT'S TAX RECORDS AS PREVIOUSLY ORDERED, AND TO COMPEL DEFENDANT TO COOPERATE IN COMMENCING SESSIONS WITH THE PARENTING COORDINATOR AND FOR ATTORNEY'S FEES AND COSTS...MITCHELL STIPP'S OPPOSITION AND COUNTERMOTION FOR AWARD OF ATTORNEY'S FEES AND COSTS AND SANCTIONS*

Matter Heard;

Journal Entry Details:

*CHRISTINA STIPP'S MOTION FOR NEW TRIAL TO AMEND FINDINGS AND/OR FOR RESCISSION, RECONSIDERATION, MODIFICATION AND/OR STAY OF ORDER FILED ON October 13, 2010, AND ALLOWING PLAINTIFF IMMEDIATE ACCESS TO DEFENDANT'S TAX RECORDS AS PREVIOUSLY ORDERED, AND TO COMPEL DEFENDANT TO COOPERATE IN COMMENCING SESSIONS WITH THE PARENTING COORDINATOR AND FOR ATTORNEY'S FEES AND COSTS...MITCHELL STIPP'S OPPOSITION AND COUNTERMOTION FOR AWARD OF ATTORNEY'S FEES AND COSTS AND SANCTIONS;*

Matter Heard

01/11/2011 **Return Hearing** (2:30 PM) (Judicial Officer: Potter, William)  
*OUTSOURCED PARENTING COORDINATOR REPORT (DR. LENKEIT)*

**CASE SUMMARY**

CASE NO. D-08-389203-Z

**EIGHTH JUDICIAL DISTRICT COURT  
CLARK COUNTY, NEVADA  
FAMILY COURT COVER SHEET**

CASE NO. D08-389203-Z (To be assigned by the Clerk's Office) L

**Do you or any other party in this case (including any minor child) have any other current case(s) or past case(s) in the Family Court or Juvenile Court in Clark County?**

☒ **YES**      ☐ **NO**

**If yes, complete the other side of this form**

**PARTY INFORMATION (Please Print)**

Plaintiff/Petitioner		Defendant/Respondent/Co-Petitioner	
Last Name: <u>Stipp</u>		Last Name: <u>Stipp</u>	
First Name: <u>Mitchell</u>	Middle Name: <u>David</u>	First Name: <u>Christina</u>	Middle Name: <u>Calderon</u>
Home Address: <u>2055 Alcora Ridge Drive</u>		Home Address: <u>2055 Alcora Ridge</u>	
City, State, Zip: <u>Las Vegas, NV 89135</u>		City, State, Zip: <u>Las Vegas, NV 89135</u>	
Mailing Address: <u>2055 Alcora Ridge Drive</u>		Mailing Address: <u>2055 Alcora Ridge</u>	
City, State, Zip: <u>Las Vegas, NV 89135</u>		City, State, Zip: <u>Las Vegas, NV 89135</u>	
Phone #: <u>702-378-1907</u> Date of Birth: <u>04-01-1975</u>		Phone #: <u>702-610-0032</u> Date of Birth: <u>02-05-1975</u>	
Attorney Information		Attorney Information	
Name: <u>N/A</u> Bar No.:		Name: <u>N/A</u> Bar No.:	
Address:		Address:	
City, State, Zip:		City, State, Zip:	
Phone #:		Phone #:	

(Check one box only for the type of case being filed with this cover sheet)

DOMESTIC	MISC. DOMESTIC RELATIONS PETITIONS	GUARDIANSHIP		
<b>Marriage Dissolution</b> <input type="checkbox"/> Annulment <input type="checkbox"/> Divorce - No minor child(ren) <input type="checkbox"/> Divorce - With minor child(ren) <input type="checkbox"/> Foreign Decree <input type="checkbox"/> Joint Petition - No minor child(ren) <input checked="" type="checkbox"/> Joint Petition - With minor child(ren) <input type="checkbox"/> Separate Maintenance	<input type="checkbox"/> Adoption - Minor <input type="checkbox"/> Adoption - Adult <input type="checkbox"/> Mental Health <input type="checkbox"/> Name Change <input type="checkbox"/> Paternity <input type="checkbox"/> Permission to Marry <input type="checkbox"/> Temporary Protective Order (TPO) <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> Child Support/Custody <input type="checkbox"/> Other (identify) _____	<b>Guardianship of an Adult</b> <input type="checkbox"/> Person <input type="checkbox"/> Estate <input type="checkbox"/> Person and Estate  <b>Guardianship of a Minor</b> <input type="checkbox"/> Person <input type="checkbox"/> Estate <input type="checkbox"/> Person and Estate  <input type="checkbox"/> Guardianship Trust		
<b>MISC. JUVENILE PETITIONS</b> <input type="checkbox"/> Emancipation	<b>DA CHILD SUPPORT PETITIONS</b> <input type="checkbox"/> DA - UIFSA <input type="checkbox"/> DA - Child Support In State			
List children involved in this case (If more than 3 children, please enter the information on the reverse side)				
Last Name	First Name	Middle Name	Date of Birth	Relationship
1. <u>Stipp</u>	<u>Mia</u>	<u>Elena</u>	<u>10-19-2004</u>	<u>Daughter</u>
2. <u>Stipp</u>	<u>Ethan</u>	<u>Christopher</u>	<u>3-24-2007</u>	<u>Son</u>
3.				

Printed Name of Preparer Christina Stipp Mitchell Stipp Signature of Preparer Christina Stipp Date 2-25-07  
 Supply the following information about any other proceeding (check all that apply):

☒ Divorce ☐ Temporary Protective Orders (TPO) ☐ Custody/Child Support

☐ UIFSA/URESA ☐ Paternity ☐ Juvenile Court ☐ Other

Please Print

List full name of all adult parties involved			Case number of other proceeding(s)	Approximate date of last order in other proceeding(s)
Last Name	First Name	Middle Name		
1. Stipp	Mitchell	David	D360352	N/A
2. Stipp	Christina	Calderon	D360352	N/A
3.				
4.				

If children were involved (other than those listed on front page), please provide:

Last Name	First Name	Middle Name	Date of Birth	Relationship
1.				
2.				
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8.				

Children involved in this case (continuation from front page)

Last Name	First Name	Middle Name	Date of Birth	Relationship
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8.				

THIS INFORMATION IS REQUIRED BY  
 NRS 3.025, NRS 3.223, NRS 3.227, NRS 3.275,  
 NRS 125.130, NRS 125.230,  
 And will be kept in a confidential manner by the Clerk's Office.

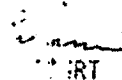
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Nov 4 5 31 PM '10

4 DISTRICT COURT  
5 CLARK COUNTY, NEVADA  
6

  
Clerk

  
Clerk

7 CHRISTINA STIPP, )

8 Plaintiff, )

CASE NO. D-08-389203-Z

DEPT. NO. O

9 vs. )

10 MITCHELL STIPP, )

11 Defendant. )  
12

13 Date of Hearing: May 6, 2010

14 Time of Hearing: 10:00 a.m.

15 This matter having come before this Court on May 6, 2010, on Defendant's  
16 Motion to Confirm Parties as Joint Physical Custodians and to Modify Timeshare  
17 Arrangement; and Plaintiff's Countermotion to set Aside August 7, 2009 Stipulation,  
18 Grant Discovery, Partition Undisclosed Marital Assets, and for Sanctions; with  
19 Christina C. Stipp, Plaintiff, appearing and being represented by Donn W. Prokopius,  
20 Esq.; and Mitchell D. Stipp, Defendant, appearing and represented by Radford J.  
21 Smith, Esq.; and the Court being duly advised in the premises, having reviewed  
22 Plaintiff's Motion, Defendant's Opposition and Countermotion, Plaintiffs' Opposition  
23 to Countermotion, Plaintiff's Supplement to Motion, Defendant's Supplement to  
24 Countermotion, and having heard oral argument, and good cause being shown,  
25  
26  
27  
28

FRANK P. SULLIVAN  
DISTRICT JUDGE

FAMILY DIVISION, DEPT. O  
LAS VEGAS NV 89101



1                   **THE COURT HEREBY FINDS** that the parties have two children in  
2 common, Mia, born on October 19, 2004, and Ethan, born on March 24, 2007.

3                   **THE COURT FURTHER FINDS** that on February 20, 2008, the parties  
4 entered into a Marital Settlement Agreement (MSA) that provided that they shall have  
5 joint legal and physical custody of the children.  
6

7                   **THE COURT FURTHER FINDS** that the MSA provided that Defendant  
8 (husband) would have the children on Fridays from 6:00 p.m. until Sundays at 6:00  
9 p.m., however, the Plaintiff (wife) would have the right to have the children on the  
10 first weekend of every month upon three (3) days prior written notice.  
11

12                   **THE COURT FURTHER FINDS** that the MSA further provided holiday  
13 visitation as follows:

14                   (a) Martin Luther King (MLK) Day Weekend: MLK Day is to be  
15 celebrated on the third Monday in January with the weekend  
16 commencing at 6:00 p.m. on the Friday before the holiday and ending  
17 at 6:00 p.m. on the holiday. Plaintiff is to have the children in even-  
18 numbered years and Defendant in odd-numbered years.

19                   (b) President's Day Weekend: President's Day: President's Day is to  
20 be celebrated on the third Monday in February with the weekend  
21 commencing at 6:00 p.m. on the Friday before the holiday and ending  
22 at 6:00 p.m. on the holiday. Plaintiff is to have the children in odd-  
23 numbered years and the Defendant in even-numbered years.

24                   (c) Easter Day: Easter Day is to be celebrated on Sunday with the  
25 Defendant having the children on Easter Sunday until 2:00 p.m. and  
26 Plaintiff having the children after 2:00 p.m.

27                   (d) Memorial Day Weekend: Memorial Day is to be celebrated on the  
28 last Monday in May with the weekend commencing at 6:00 p.m. on  
the Friday before the holiday and ending at 6:00 p.m. on the holiday.  
Plaintiff is to have the children in even-numbered years and Defendant  
in odd-numbered years.

1 (e) Father's Day/Mother's Day: Defendant is to have the children on  
2 Father's Day from 9:00 a.m. until 6:00 p.m. and Plaintiff is to have  
3 children on Mother's Day from 9:00 a.m. until 6:00 p.m.

4 (f) Independence Day: Independence Day is to commence at 6:00  
5 p.m. on the day before the holiday and end at 9:00 a.m. on the day  
6 after the holiday. Plaintiff is to have the children in even-numbered  
7 years and Defendant in odd-numbered years.

8 (g) Labor Day Weekend: Labor Day is to be celebrated on the first  
9 Monday in September with the weekend commencing at 6:00 p.m. on  
10 the Friday before the holiday and ending at 6:00 p.m. on the holiday.  
11 Defendant is to have the children in even-numbered years and Plaintiff  
12 in odd-numbered years.

13 (h) Halloween Night: Halloween night will commence at 3:00 p.m. on  
14 the holiday and end at 8:30 p.m. on the holiday. Plaintiff is to have the  
15 children in even-numbered years and Defendant in odd-numbered  
16 years.

17 (i) Veterans Day: Veterans Day is to be observed on November 11<sup>th</sup>  
18 with visitation commencing at 6:00 p.m. on the day immediately  
19 preceding the holiday and ending at 6:00 p.m. on the holiday.

20 (j) Thanksgiving Weekend: The Thanksgiving holiday is to be divided  
21 into two periods, with Period One commencing at 4:00 p.m. on  
22 Thanksgiving Day and ending at 6:00 p.m. on the Saturday  
23 immediately following Thanksgiving Day. Period Two is to  
24 commence at 6:00 p.m. on the Saturday following Thanksgiving Day  
25 and ending at 6:00 p.m. on the Sunday immediately following  
26 Thanksgiving Day. Defendant is to have the children during Period  
27 One and Plaintiff Period Two in all years.

28 (k) Christmas Holiday: The Christmas holiday is to be divided into  
two periods, with Period One commencing at 9:00 a.m. on December  
24<sup>th</sup> and ending at 9:00 a.m. on December 25<sup>th</sup>. Period Two is to  
commence at 9:00 a.m. on December 25<sup>th</sup> and end at 6:00 p.m. on the  
25<sup>th</sup>. Plaintiff is to have the children during Period One and Defendant  
during Period Two in all years.

(l) New Year's Day: New Year's Day is to be celebrated on January  
1<sup>st</sup> with holiday visitation commencing at 6:00 p.m. on the day  
immediately preceding the holiday and ending at 6:00 p.m. on the  
holiday. Defendant is to have the children in even-numbered years and  
Plaintiff in odd-numbered years.

1 (m) Children's Birthdays: Plaintiff, upon three (3) days prior written  
2 notice, is to have the children on the Saturday immediately proceeding  
3 a child's birthday, in which case, Defendant will have his normal  
4 visitation from 9:00 a.m. until 6:00 p.m. on Sunday.

5 (n) Parents' Birthdays: Each party, upon three (3) days prior written  
6 notice, is to have the children from 9:00 a.m. until 6:00 p.m. on their  
7 respective birthdays.

8 (o) Vacation Visitation: Each party is permitted to have the children  
9 for two (2) consecutive weeks for the purpose of taking a vacation.

10 **THE COURT FURTHER FINDS** that the parties filed a Joint Petition for  
11 Divorce on February 28, 2008.

12 **THE COURT FURTHER FINDS** that on March 6, 2008, a Decree of  
13 Divorce was granted which fully incorporated the Marital Settlement Agreement into  
14 such Decree.

15 **THE COURT FURTHER FINDS** that on December 17, 2008, Plaintiff filed  
16 a Motion to Confirm Plaintiff as the De Jure Primary Physical Custodian, for  
17 Modification of the Divorce Decree Regarding Child Custody, Visitation and Other  
18 Parent/Child Issues, for Defendant's Reimbursement of One-Half of the Children's  
19 Medical Costs, for Mediation Regarding Dispute Over Dividing the Minor Children's  
20 Education and Other Costs, and for Attorney's Fees and Costs.

21 **THE COURT FURTHER FINDS** that on January 9, 2009, Defendant filed  
22 an Opposition to Plaintiff's Motion to Confirm Plaintiff as the De Jure Primary  
23 Physical Custodian and a Countermotion to Strike Inadmissible Evidence from  
24 Plaintiff's Motion, to Resolve Parent/Child Issues, for a Temporary Protective Order  
25 Addressing Plaintiff's Harassment of Defendant, and for Sanctions and Attorney's  
26 Fees.  
27  
28

1           **THE COURT FURTHER FINDS** that on January 9, 2009, Plaintiff filed a  
2 Motion for Leave to Take the Depositions of Mitchell Stipp (Defendant) and William  
3 Plise.  
4

5           **THE COURT FURTHER FINDS** that on February 11, 2009, Plaintiff filed  
6 a Reply to Defendant's Opposition and Defendant's Countermotion.

7           **THE COURT FURTHER FINDS** that on February 24, 2009, the Court  
8 heard oral argument on all pending Motions and Countermotions.

9           **THE COURT FURTHER FINDS** that by Order dated April 3, 2009, the  
10 Court denied all pending Motions and Countermotions, but Ordered Defendant to  
11 reimburse Plaintiff the sum of three hundred twenty-six dollars and forty-five cents  
12 (\$326.45) as and for unreimbursed medical expenses incurred on behalf of the  
13 children.  
14

15           **THE COURT FURTHER FINDS** that on April 27, 2009, Defendant filed a  
16 motion for Reconsideration, Motion for Rehearing; Or in the Alternative, Motion to  
17 Modify Joint Timeshare.

18           **THE COURT FURTHER FINDS** that on June 3, 2009, Plaintiff filed an  
19 Opposition to Defendant's Motion for Reconsideration, Motion for Rehearing and, in  
20 the Alternative, Motion to Modify Joint Timeshare.  
21

22           **THE COURT FURTHER FINDS** that on June 4, 2009, the Court heard oral  
23 argument on Defendant's Motion and Plaintiff's Opposition to the Motion and  
24 Ordered the parties to the Family Mediation Center for confidential mediation and  
25 scheduled an Evidentiary Hearing for October 27, 2009.  
26  
27  
28

1           **THE COURT FURTHER FINDS** that on June 18, 2009, Defendant filed a  
2 Motion for an Order to Show Cause alleging that the Plaintiff had violated the  
3 custodial agreement by keeping the children from Defendant on his visitation day of  
4 Friday, June 12, 2009.  
5

6           **THE COURT FURTHER FINDS** that on July 23, 2009, the parties  
7 submitted a Stipulation and Order Resolving Defendant's Motion for an Order to  
8 Show Cause resolving the matter by awarding Defendant an additional nine (9) hours  
9 of visitation on Friday June 26, 2009, with Defendant receiving the children at 9:00  
10 a.m. instead of 6:00 p.m.  
11

12           **THE COURT FURTHER FINDS** that on August 7, 2009, the parties  
13 submitted a Stipulation and Order which didn't change the joint legal and physical  
14 custody designation included in the Marital Settlement Agreement, but modified the  
15 timeshare arrangement provided for in the MSA as follows:  
16

17           (a) Defendant is to have the children on the first, third and fifth (when  
18 there is a fifth weekend in the month) weekends of each month from  
19 Friday 6:00 p.m. until Sunday at 6:00 p.m., however, the Plaintiff,  
20 upon three (3) days prior written notice, is entitled to have the children  
21 on the first weekend of each month. In the event that Plaintiff  
exercises her right to have the children on the first weekend of the  
month, then Defendant will have the children commencing at 6:00  
p.m. on the Wednesday preceding the first weekend of the month until  
6:00 p.m. on the Friday preceding the first weekend of the month.

22           (b) Defendant is to have the children on the second and fourth  
23 weekends of the month from Thursday at 6:00 p.m. until Sunday at  
6:00 p.m.  
24

25           **THE COURT FURTHER FINDS** that pursuant to the Stipulation and Order  
26 filed on August 7, 2009, the Court dismissed Defendant's pending Motion for  
27  
28

1 Reconsideration and Rehearing and vacated the Evidentiary Hearing set for October  
2 27, 2009.

3 **THE COURT FURTHER FINDS** that on October 29, 2009, Defendant filed  
4 a Motion to Confirm Parties as Joint Physical Custodians and to Modify Timeshare  
5 Arrangement.  
6

7 **THE COURT FURTHER FINDS** that Defendant's Motion to Confirm  
8 Parties as Joint Custodians and to Modify Timeshare Arrangement essentially alleged  
9 that the parties' daughter, Mia, was being emotionally abused by Plaintiff by her  
10 continued attempts to alienate the children from Defendant by making disparaging  
11 remarks about Defendant and his current wife, Amy, (Defendant is a cheater, Amy  
12 stole Defendant away from Plaintiff, Amy is married to someone other than  
13 Defendant, and Plaintiff hates Amy) which has caused Mia to have severe mood  
14 swings, significant anger management issues, and frequent emotional outbursts.  
15

16 **THE COURT FURTHER FINDS** that on November 30, 2009, Plaintiff filed  
17 an Opposition to Defendant's Motion to Confirm Parties as Joint Custodians and to  
18 Modify Timeshare Arrangement and filed a Countermotion to Set Aside August 7,  
19 2009, Stipulation and Order Due to Defendant's Fraud upon the Court, to Grant  
20 Discovery, to Partition Undisclosed Marital Assets, and for Sanctions.  
21

22 **THE COURT FURTHER FINDS** that Plaintiff's Opposition and  
23 Countermotion and Countermotion to Set Aside August 7, 2009, Stipulation and  
24 Order, and to Grant Discovery and Partition Undisclosed Marital Assets essentially  
25 alleged that Defendant is blatantly attempting to re-litigate the custodial arrangement  
26 which is barred by res judicata, failed to disclose his post-divorce arrest for DUI and  
27  
28

1 subsequent conviction for Reckless Driving which evidences that Defendant abuses  
2 alcohol, and fraudulently concealed significant marital assets and/or post divorce  
3 distributions.  
4

5 **THE COURT FURTHER FINDS** that on December 7, 2009, Defendant  
6 filed a Reply to Opposition to Defendant's Motion to Confirm Parties as Joint  
7 Custodians and Opposition to Plaintiff's Countermotion to Set Aside August 7, 2009,  
8 Stipulation and Order.

9 **THE COURT FURTHER FINDS** that on December 8, 2009, the Court  
10 heard oral argument on the pending Motions and Countermotions and, based upon the  
11 allegations raised by each party, directed that a Child Custody Evaluation be  
12 performed by Dr. John Paglini.  
13

14 **THE COURT FURTHER FINDS** that on December 18, 2009, Defendant  
15 filed a Supplement to Opposition to Countermotion to Set Aside August 7, 2009,  
16 Stipulation and Order.

17 **THE COURT FURTHER FINDS** that on January 28, 2010, Plaintiff filed a  
18 Motion to Stay Discovery concerning the ongoing child custody dispute, specifically  
19 seeking to Stay Discovery regarding Dr. Melissa Kalodner, Dr. Joel Mishalow,  
20 School Records, and Plaintiff's deposition.  
21

22 **THE COURT FURTHER FINDS** that on February 2, 2010, Defendant filed  
23 an Opposition to Plaintiff's Motion to Stay Discovery alleging that such discovery  
24 was necessary to completely and fairly conduct the child custody evaluation.

25 **THE COURT FURTHER FINDS** that a Hearing was held on February 3,  
26 2010, at which time the Court Ordered that Discovery may be conducted on a limited  
27  
28

1 basis to obtain school records, obtain records from Dr. Mishalow and Dr. Koladner,  
2 and depose Dr. Mishalow as some of his records were illegible.

3  
4 **THE COURT FURTHER FINDS** that on February 16, 2010, Plaintiff filed  
5 a Motion to Rehear/Reconsider the Hearing of December 8, 2009, and/or to Clarify  
6 the Court's Rulings from that Hearing requesting that the Court rehear or reconsider  
7 its Order for an Outsource Evaluation to be conducted by Dr. Paglini as there was no  
8 evidence that Mia had been emotionally abused.

9  
10 **THE COURT FURTHER FINDS** that on March 8, 2010, Defendant filed an  
11 Opposition to Plaintiff's Motion to Rehear/Reconsider the Hearing of December 8,  
12 2009, and Countermotion for Sanctions.

13 **THE COURT FURTHER FINDS** that on April 12, 2010, Plaintiff filed a  
14 Reply to Defendant's Opposition to Plaintiff's Motion to Rehear/Reconsider the  
15 Hearing of December 8, 2009.

16 **THE COURT FURTHER FINDS** that on April 13, 2010, the Court heard  
17 oral argument on Plaintiff's Motion to Rehear/Reconsider the Hearing of December  
18 8, 2009, and denied Plaintiff's request for rehearing and reconsideration and refused  
19 to modify its Order for an Outsource Evaluation and refused to otherwise limit the  
20 scope of Dr. Paglini's assessment. Such Order of the Court was submitted on May 24,  
21 2010.

22  
23 **THE COURT FURTHER FINDS** that pursuant to the direction of the Court,  
24 Dr. John Paglini performed a Child Custody Evaluation dated April 29, 2010.

25 **THE COURT FURTHER FINDS** that on April 30, 2010, Plaintiff filed a  
26 Motion to Rehear/Reconsider the Hearing of February 3, 2010, alleging that the Order  
27  
28



1 submitted by Defendant's counsel for the Hearing held on February 3<sup>rd</sup> included  
2 conclusions not found by the Court, that Plaintiff's counsel was not afforded an  
3 opportunity to review the Order prior to its submittal, and that Defendant had  
4 admitted to non-disclosure of marital assets in Dr. Paglini's Child Custody Evaluation  
5 by stating that he had received a \$5 million dollar payment from the end of 2004  
6 through the middle of 2007.  
7

8 **THE COURT FURTHER FINDS** that on May 3, 2010, Defendant filed a  
9 Supplement to Motion to Confirm Parties as Joint Physical Custodians and to Modify  
10 Timeshare Arrangement.  
11

12 **THE COURT FURTHER FINDS** that on May 5, 2010, Plaintiff filed a  
13 Supplement to Countermotion to Set Aside August 7, 2009, Stipulation and Order and  
14 Opposition to Defendant's Motion to Confirm Parties as Joint Custodians.

15 **THE COURT FURTHER FINDS** that on May 6, 2010, the Court heard oral  
16 argument on all pending Motions and Countermotion and, based upon Dr. Paglini's  
17 recommendation, the Court determined that there was not a need to conduct an  
18 Evidentiary Hearing.  
19

20 **THE COURT FURTHER FINDS** that on June 3, 2010, Defendant filed an  
21 Opposition to Plaintiff's Motion to Rehear/Reconsider the Hearing of February 3,  
22 2010, and Countermotion for Sanctions alleging that Plaintiff's Motion was filed  
23 merely to harass Defendant and Plaintiff was well aware of Defendant's financial  
24 compensation at the time of divorce as she received a settlement of \$2.2 million,  
25 including \$1.8 million in cash.  
26  
27  
28

1           **THE COURT FURTHER FINDS** that on June 15, 2010, Plaintiff filed a  
2 Reply in Support of Plaintiff's Motion to Rehear/Reconsider the Hearing of February  
3 3, 2010, and Opposition to Defendant's Countermotion for Sanctions.  
4

5           **THE COURT FURTHER FINDS** that on June 18, 2010, Defendant filed a  
6 Reply to Opposition to Countermotion for Sanctions.

7           **THE COURT FURTHER FINDS** that on June 22, 2010, the Court held a  
8 hearing on Plaintiff's Motion to Rehear/Reconsider the Hearing of February 3, 2010  
9 and Defendant's Countermotion for Sanctions and heard argument regarding the  
10 language included in the Order from the February 3, 2010 hearing, the need for  
11 discovery as to alleged non-disclosed marital assets, Defendant's retirement status,  
12 the Wells Fargo loan, Section 5 of the divorce Decree, the Aquila Investment  
13 business, the business tax returns, and attorney fees.  
14

15           **THE COURT FURTHER FINDS** that after entertaining oral argument on  
16 June 22, 2010, the Court denied Plaintiff's request to modify the Order from the  
17 hearing held on February 3, 2010; allowed Plaintiff to hire a forensic accountant to  
18 review Aquila Investments tax returns for the 2007 and 2008 tax years; found no  
19 proof of fraud being perpetrated upon the Court; denied Defendant's request for  
20 sanctions; but awarded Defendant attorney fees as the prevailing party.  
21

22           **THE COURT FURTHER FINDS** that after Plaintiff contacted Dr. Melissa  
23 Kalodner and decided not to have Mia treated by Dr. Kalodner, Defendant brought  
24 Mia to Dr. Kalodner for psychological treatment on or about September 11, 2009,  
25 without Plaintiff's knowledge or permission.  
26  
27  
28

1           **THE COURT FURTHER FINDS** that Defendant sought treatment for Mia  
2 with Dr. Kalodner to address the re-manifestation (Mia's issues as to clothing had  
3 commenced in December of 2008) of Mia's issues with clothing (insisting that  
4 clothing was too tight, demanding that her clothing be stretched out, refusing to wear  
5 clothing unless it was many sizes too big, refusing to wear underwear, refusing to  
6 wear her school uniform) and behavior issues relating to Mia's defiant behavior when  
7 made to wear clothing, anger outbursts and emotional meltdowns.

8           **THE COURT FURTHER FINDS** that Dr. Kalodner noted, in a letter dated  
9 December 4, 2009, that Mia made spontaneous statements during treatment sessions,  
10 such as:  
11

12                   a) "I want to spend more time with my dad, but mommy says we can't  
13 change the rules".

14                   b) "I want to spend more time with my dad, but the judge won't let  
15 me"

16                   c) "Mommy does not like Amy" (stepmother).

17                   d) "Mommy says Amy is bad, but I like her".

18           **THE COURT FURTHER FINDS** that with the knowledge and permission  
19 of each parent, Mia was being treated for her clothing and behavior issues by Dr. Joel  
20 Mishalow from September 25, 2009, through December of 2009, however, Defendant  
21 failed to advise Dr. Mishalow that Mia was also being treated by Dr. Kalodner.

22           **THE COURT FURTHER FINDS** that after being advised of the fact that  
23 Mia was being treated by Dr. Kalodner, Dr. Mishalow decided that he no longer  
24 wanted to treat Mia given all of the psychological treatment that she had already  
25 undergone and due to the many dynamics going on within the family.  
26  
27  
28

1           **THE COURT FURTHER FINDS** that Kalodner consulted with Dr. Beasley  
2  
3 pertaining to Mia's treatment issues and Dr. Beasley recommended a referral to the  
4 Achievement Therapy Center for assessment as to possible sensory deficit disorder.

5           **THE COURT FURTHER FINDS** that on November 17, 2009, Defendant,  
6 without the knowledge or permission of Plaintiff, brought Mia to Dr. Stegen-Hansen,  
7 a pediatric occupational therapist, for evaluation as to possible sensory deficit  
8 disorder.

9           **THE COURT FURTHER FINDS** that Mia has been receiving treatment at  
10 the Achievement Therapy Center since January 2010 and is making excellent  
11 progress in treating her clothing and behavioral issues.  
12

13           **THE COURT FURTHER FINDS** that based upon concerns raised by  
14 Plaintiff regarding Defendant having an ongoing problem with alcohol abuse, Mr.  
15 Stipp was referred to Dr. Michael Levy for an assessment as to alcohol dependence  
16 and substance abuse.

17           **THE COURT FURTHER FINDS** that after subjecting Defendant to a  
18 comprehensive metabolic panel, complete blood count, and a GGTP (a very sensitive  
19 test to detect recent use of alcohol), Dr. Levy opined the following:  
20

- 21                   a) That the results of the laboratory data recorded no biological  
22                   markers associated with recent or chronic use of alcohol.
- 23                   b) That based upon the DSM IV criteria for alcohol abuse, there is no  
24                   data to support that Mr. Stipp currently has a substance abuse problem,  
25                   or at any time throughout his drinking history, met the clinical criteria  
26                   for alcohol dependence.

27           **THE COURT FURTHER FINDS** that Dr. Paglini's Child Custody  
28 Evaluation, which was based upon extensive clinical interviews, review of discovery

1 documentation, extensive collateral interviews of family and friends, psychological  
2 testing of both parents, brief interviews of Mia, home visits and family observations,  
3 concluded the following:  
4

5 a) That based upon the spontaneous comments made by Mia to Dr.  
6 Kalodner, Mia is either hearing negative comments directly from her  
7 mother, or overhearing negative comments in her environment and  
8 interpreting impressions from her parents, but that such comments,  
9 while inappropriate, do not reach the level of emotional abuse or  
10 alienation as alleged by Defendant.

11 b) That although alcohol usage by Mr. Stipp was a significant relevant  
12 issue during the course of their marriage, based upon the evaluation of  
13 Dr. Levy and numerous collateral interviews, alcohol usage by Mr.  
14 Stipp is not currently a problem as alleged by Plaintiff.

15 c) That the children are very bonded with Plaintiff, Defendant and  
16 Amy Stipp.

17 d) That both parents provide excellent care for the children, excellent  
18 homes for the children, and are very involved in the children's lives.

19 e) That the children are surrounded by a lot of love, despite an  
20 acrimonious post-divorce relationship between the parents.

21 f) That unresolved issues tend to re-emerge during day-to-day  
22 communications between the parents and if they are unable to resolve  
23 their issues, it is likely that their children will be emotionally affected  
24 in the future.

25 g) That if the parents could resolve their issues and co-parent  
26 effectively and assist their daughter with frustrations as they emerge in  
27 interpersonal relationships, this will likely resolve Mia's anger issues  
28 without the need for additional therapy.

h) That if the parents are not able to resolve their issues, this could  
create additional difficulties for Mia which could result in her acting  
out.

25 **THE COURT FURTHER FINDS** that Dr. Paglini's report noted that  
26 Plaintiff feared that if Defendant received more time with the children, that he  
27  
28

1 eventually will request to relocate to Texas to join his former business partner and  
2 take the children with him.

3  
4 **THE COURT FURTHER FINDS** that based upon Plaintiff's expressed fear  
5 about Defendant's possible relocation in the future, it appears that Plaintiff's  
6 opposition to maintaining the joint physical custodian designation at this time is based  
7 upon a potential relocation issue and not based upon a concern for best interest of the  
8 children.

9  
10 **THE COURT FURTHER FINDS** that based upon Dr. Paglini's Child  
11 Custody Evaluation in which he found that the children are very bonded with each  
12 parent, that both parents provide excellent care for the children, that both parents  
13 provide excellent homes for the children, that both parents are very involved in the  
14 children's lives, and that the children are surrounded by lots of love in each parental  
15 household, it is apparent that joint legal and physical custody is in the best interest of  
16 the children.

17 **THE COURT FURTHER FINDS** that the fact that the parents have agreed  
18 to an award of joint legal and physical custody on two separate occasions as  
19 evidenced by the Marital Settlement Agreement (February 20, 2008) and subsequent  
20 Stipulation and Order (August 7, 2009), further supports the finding that joint legal  
21 and physical custody is in the best interest of the children.

22  
23 **THE COURT FURTHER FINDS** that pursuant to Rivero v. Rivero, 216  
24 P.3d 213 (Nev. 2009):

25 a) This Court "should calculate the time during which a party has  
26 physical custody of a child over one calendar year."  
27  
28

1 b) That "in calculating the time during which a party has physical  
2 custody of the child, the district court should look at the number of  
3 days during which a party provided supervision of the child, the child  
4 resided with the party, and during which the party made day-to-day  
5 decisions regarding the child."

6 c) That a determination of joint physical custody can only be made  
7 when each parent has physical custody of the child for at least 40% of  
8 the year, which equals 146 days.

9 **THE COURT FURTHER FINDS** that pursuant to the Marital Settlement  
10 Agreement entered into by the parties on February 20, 2008, and the Stipulation and  
11 Order filed on August 7, 2009, the time-share arrangement leads to the following  
12 calculation of time over a calendar year:

13 a) That depending on whether it is an even or odd year, what day of  
14 the week the year starts on, and whether or not it is a leap year,  
15 Defendant always has between 131 and 134 custodial days per year.

16 b) That depending on whether or not Christian Stipp foregoes her  
17 visitation for Martin Luther King Day, President's Day, Memorial Day  
18 and/or Labor Day, and whether it is an even or odd year, Defendant  
19 may have an additional 8 days of custody per year.

20 c) That depending on whether Plaintiff's and Defendant's birthday fall  
21 on one of their custodial days, and whether they request to have  
22 custody of the children on their birthday, Defendant may have an  
23 additional day of custody per year.

24 **THE COURT FURTHER FINDS** that based upon the current time-share  
25 agreement, Defendant has a minimum of 131 days of physical custody per year with a  
26 maximum amount of 143 days per year depending upon whether Plaintiff decides to  
27 forego her holiday visitations (MLK Day, President's Day, Memorial Day, and/or  
28 Labor Day), which would fall a few days short of the 40% time-share requirement  
mandated by Rivero.

1                   **THE COURT FURTHER FINDS** that assuming that a joint physical  
2 custody arrangement does not currently exist, the following facts evidence a  
3 substantial change in circumstances affecting the welfare of the children supporting a  
4 change in custody to joint physical custody:  
5

6                   a) Mia's re-manifestation of issues with clothing; namely, insisting  
7 that clothing was too tight, demanding that her clothing be stretched  
8 out, refusing to wear clothing unless it was many sizes too big,  
9 refusing to wear underwear, refusing to wear her school uniform;  
behavior issues relating to her defiant behavior when made to wear  
clothing, anger outbursts and emotional meltdowns.

10                  b) The need for Mia to undergo extensive psychological treatment  
11 from Dr. Kalodner, Dr. Mishalow, Dr. Stegen-Hansen, and the  
12 ongoing sensory deficit processing treatment being provided by the  
Achievement Therapy Center.

13                  c) The spontaneous statements made by Mia to Dr. Kalodner  
14 indicating that she wanted to spend more time with her dad but her  
mommy or the judge wouldn't let her.

15                  d) The parties' extremely litigious nature resulting in the children  
16 becoming embroiled in the proceedings as evidenced by Mia's  
17 spontaneous statements to Dr. Kalodner indicating that Plaintiff  
doesn't like Amy and that Amy is bad.

18                  e) Dr. Paglini's report reflecting that the parents have unresolved  
19 issues that tend to re-emerge and that if they are unable to resolve their  
20 issues, it is likely that their children will be emotionally affected in the  
future.

21                   **THE COURT FURTHER FINDS** that in the best interest of the children,  
22 Defendant should be awarded additional time-share consisting of the Friday  
23 proceeding the third weekend of each month, commencing at 9:00 a.m. instead of  
24 6:00 p.m. as currently provided for in the Stipulation and Order filed on August 7,  
25 2009.  
26  
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**THE COURT FURTHER FINDS** that awarding the Defendant the additional custodial time equates to an additional 12 days of custody per year as the Defendant will have the responsibility of making the day-to-day decisions for the children on the Fridays preceding the third weekend of each month.

**THE COURT FURTHER FINDS** that after being awarded an additional 12 days of custody per year, the Defendant will have between 143 and 146 days of custody every year and may have up to 155 days of custody per year depending upon whether Plaintiff decides to forego her holiday visitations.

**THE COURT FURTHER FINDS** that under the applicable law in *Rivero*, these parties have been motivated to calculate the physical custodial days of the year instead of "calculating" a custodial time-share that is best interest of their minor children.

**THE COURT FURTHER FINDS** that the parties are very intelligent, highly educated lawyers whose children would be better served by the parties resolving their issues between themselves without the need for legal and/or therapeutic intervention.

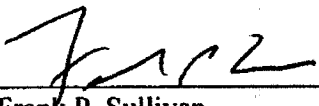
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**THEREFORE, IT IS HEREBY ORDERED** that Defendant is awarded additional time-share consisting of the Friday proceeding every third weekend of each month commencing at 9:00 a.m. instead of at 6:00 p.m. as currently provided for in the Stipulation and Order filed on August 7, 2009.

**IT IS FURTHER ORDERED** that the parties will continue to be designated as joint legal and joint physical custodians.

Dated this 4<sup>th</sup> day of November, 2010

  
\_\_\_\_\_  
Frank P. Sullivan  
District Court Judge  
Dept. O

1 ORDR  
2  
3

FILED

NOV 4 5 31 PM '10

4 DISTRICT COURT  
5 CLARK COUNTY, NEVADA  
6

*[Signature]*  
CLERK  
*[Signature]*  
MRT

7 CHRISTINA STIPP, )

8 Plaintiff, )

CASE NO. D-08-389203-Z

9 vs. )

DEPT. NO. O

10 MITCHELL STIPP, )

11 Defendant. )  
12 )  
13

**NOTICE OF ENTRY OF ORDER**

14 To:

15 Patricia Vaccarino, Esq.  
16 8861 W. Sahara Ave. #210  
17 Las Vegas, NV 89117

Radford Smith, Esq.  
64 N. Pecos Rd. #700  
Henderson, NV 89074

18 PLEASE TAKE NOTICE that an Order from the May 6, 2010 hearing was  
19 duly entered in the above-referenced case on the 4th day of November, 2010.  
20

21 Dated this 4th day of November, 2010.

22 *[Signature]*  
23 \_\_\_\_\_  
24 Randall Forman, Esq.  
25 Law Clerk  
26 Department O  
27  
28

FRANK R. SULLIVAN  
DISTRICT JUDGE

FAMILY DIVISION, DEPT. O  
LAS VEGAS NV 89101

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**February 24, 2009**

D-08-389203-Z

In the Matter of the Joint Petition for Divorce of:  
Mitchell David Stipp and Christina Calderon Stipp, Petitioners.

**February 24, 2009 1:30 PM**

**All Pending Motions**

**HEARD BY:** Sullivan, Frank P.

**COURTROOM:**

**COURT CLERK:**

**PARTIES:**

Christina Stipp, Petitioner,  
present  
Ethan Stipp, Subject Minor, not  
present  
Mia Stipp, Subject Minor, not  
present  
Mitchell Stipp, Petitioner,  
present

James Jimmerson, Attorney,  
present  
  
  
  
Radford Smith, Attorney,  
present

**JOURNAL ENTRIES**

- CHRISTINA CALDERON-STIPP'S MOTION CONFIRMING PLAINTIFF AS THE DE JURE PRIMARY PHYSICAL CUSTODIAN OF THE MINOR CHILDREN, FOR MODIFICATION OF THE DECREE OF DIVORCE REGARDING CHILD CUSTODY, VISITATION, AND OTHER PARENT/CHILD ISSUES, FOR DEFENDANT REIMBURSEMENT OF ONE-HALF OF THE CHILDREN'S MEDICAL COSTS, FOR MEDIATION REGARDING DISPUTE OVER DIVIDING THE MINOR CHILDREN'S EDUCATION AND OTHER COSTS, AND FOR ATTORNEY FEES AND COSTS...DEFENDANT'S OPPOSITION AND COUNTERMOTION TO STRIKE INADMISSIBLE EVIDENCE FROM PLAINTIFF'S MOTION AND AFFIDAVITS ATTACHED THERETO; TO RESOLVE PARENT/CHILD ISSUES; FOR A TEMPORARY PROTECTIVE ORDER ADDRESSING PLAINTIFF'S HARASSMENT OF DEFENDANT AND FOR SANCTIONS AND ATTORNEY FEES

**PRINT DATE:** 12/08/2010

**Page 1 of 24**

**Minutes Date:**

**February 24, 2009**

Also Present: Deniece Lopez

Mr. Jimmerson requested a closed hearing as Mr. Stipp's present wife was in the courtroom. Court DENIED the request.

Mr. Jimmerson provided copies of Exhibits to the Court regarding the Motion.

Arguments regarding the Motions and Countermotions.

Parties STIPULATED Plaintiff will pay the uncovered medical bill in the amount of \$326.35. COURT SO ORDERED.

COURT FURTHER ORDERED:

All Motions and Countermotions are DENIED.

Each Party shall bear their own ATTORNEY FEES.

Mr. Smith shall prepare the Order.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

*Canceled: February 24, 2009 10:00 AM Motion*

*Canceled: February 24, 2009 1:30 PM Motion*

*Canceled: February 24, 2009 10:00 AM Motion*

*Canceled: February 24, 2009 1:30 PM Motion*

*Canceled: February 24, 2009 1:30 PM Motion*

*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated - per Letter Sullivan, Frank P.*

*Canceled: February 24, 2009 10:00 AM Opposition & Countermotion*

*Canceled: February 24, 2009 1:30 PM Opposition & Countermotion*

PRINT DATE:	12/08/2010	Page 2 of 24	Minutes Date:	February 24, 2009
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*Canceled: May 28, 2009 9:00 AM Motion to Reconsider*

*Canceled: July 02, 2009 10:00 AM Motion*

*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated*

*Courtroom 05*

*Sullivan, Frank P.*

*Canceled: August 07, 2009 11:00 AM Return Hearing*

*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated - Moot*

*Thompson, Charles*

*Courtroom 05*

*Parr, Lori*

*Canceled: October 27, 2009 2:00 PM Evidentiary Hearing*

*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated*

*Courtroom 05*

*Sullivan, Frank P.*

*Canceled: March 09, 2010 11:00 AM Return Hearing*

*Canceled: March 09, 2010 9:00 AM Motion to Stay*

*Canceled: March 09, 2010 11:00 AM Motion*

*Canceled: March 18, 2010 10:00 AM Motion*

*Canceled: April 13, 2010 11:00 AM Return Hearing*

*Canceled: May 06, 2010 2:00 PM Evidentiary Hearing*

*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated*

*Courtroom 05*

*Sullivan, Frank P.*

*December 01, 2010 2:00 PM Motion for New Trial*

*RJC Courtroom 10B*

*Potter, William*

*Estes, Sherri*

*December 01, 2010 2:00 PM Opposition & Countermotion*

*RJC Courtroom 10B*

*Potter, William*

*Estes, Sherri*

*January 11, 2011 2:30 PM Return Hearing*

*RJC Courtroom 10B*

*Potter, William*

*Estes, Sherri*

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**June 04, 2009**

D-08-389203-Z

In the Matter of the Joint Petition for Divorce of:  
Mitchell David Stipp and Christina Calderon Stipp, Petitioners.

**June 04, 2009**

**9:00 AM**

**Motion to Reconsider**

**Mitchell Stipp's  
Motion for  
Reconsideration,  
Rehearing or in the  
Alternative to Modify  
Joint Timeshare**

**HEARD BY:** Sullivan, Frank P.

**COURTROOM:** Courtroom 05

**COURT CLERK:** Lori Parr

**PARTIES:**

Christina Stipp, Petitioner,  
present

Ethan Stipp, Subject Minor, not  
present

Mia Stipp, Subject Minor, not  
present

Mitchell Stipp, Petitioner,  
present

James Jimmerson, Attorney,  
present

Radford Smith, Attorney,  
present

<b>JOURNAL ENTRIES</b>
------------------------

- Atty Shawn Goldstein also present on behalf of Petitioner, Mitchell Stipp (Mitchell).

Petitioners sworn and testified.

Following argument, COURT ORDERED the following:

PRINT DATE:	12/08/2010	Page 4 of 24	Minutes Date:	February 24, 2009
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1) Parties REFERRED to Family Mediation Center (FMC) for mediation. Parties may attend private mediation and shall equally divide the cost. Parties shall address in mediation additional time for the children and Mitchell. Counsel may also meet and confer and agree on the additional time. A return hearing is set.

2) Parties shall give fifteen (15) days notice in writing when they are taking the children out of the State of Nevada.

3) An Evidentiary Hearing is set with regard to custody.

4) Christina Stipp's (Christina) Motion to Continue scheduled for 7/2/09 at 10:00 am is VACATED.

This Minute Order shall suffice as the Order of the Court. No additional Order is required.

8/7/09 11:00 AM RETURN: FMC (Mediation)

10/27/09 2:00 PM EVIDENTIARY HEARING

#### INTERIM CONDITIONS:

#### FUTURE HEARINGS:

*Canceled: July 02, 2009 10:00 AM Motion*

*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated  
Courtroom 05*

*Sullivan, Frank P.*

*Canceled: August 07, 2009 11:00 AM Return Hearing*

*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated - Moot  
Thompson, Charles*

*Courtroom 05*

*Parr, Lori*

*Canceled: October 27, 2009 2:00 PM Evidentiary Hearing*

*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated  
Courtroom 05*

*Sullivan, Frank P.*

*Canceled: March 09, 2010 11:00 AM Return Hearing*

*Canceled: March 09, 2010 9:00 AM Motion to Stay*

*Canceled: March 09, 2010 11:00 AM Motion*

*Canceled: March 18, 2010 10:00 AM Motion*

*Canceled: April 13, 2010 11:00 AM Return Hearing*



*Canceled: May 06, 2010 2:00 PM Evidentiary Hearing  
Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated  
Courtroom 05  
Sullivan, Frank P.*

December 01, 2010 2:00 PM Motion for New Trial  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

December 01, 2010 2:00 PM Opposition & Countermotion  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

January 11, 2011 2:30 PM Return Hearing  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**July 23, 2009**

D-08-389203-Z

In the Matter of the Joint Petition for Divorce of:  
Mitchell David Stipp and Christina Calderon Stipp, Petitioners.

**July 23, 2009**

**9:00 AM**

**Motion for Order to Show  
Cause**

**Mitchell Stipp's  
Motion for an Order to  
Show Cause**

**HEARD BY:** Sullivan, Frank P.

**COURTROOM:** Courtroom 05

**COURT CLERK:** Lori Parr

**PARTIES:**

Christina Stipp, Petitioner, not  
present

Patricia Vaccarino, Attorney,  
not present

Ethan Stipp, Subject Minor, not  
present

Mia Stipp, Subject Minor, not  
present

Mitchell Stipp, Petitioner, not  
present

Radford Smith, Attorney, not  
present

**JOURNAL ENTRIES**

- Prior to Court, counsel submitted a Stipulation and Order resolving the issue.

COURT ORDERED, MATTER OFF CALENDAR.

**INTERIM CONDITIONS:**

**PRINT DATE:** 12/08/2010

**Page** 7 **of** 24

**Minutes Date:**

February 24, 2009

**FUTURE HEARINGS:**

*Canceled: August 07, 2009 11:00 AM Return Hearing  
Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated - Moot  
Thompson, Charles  
Courtroom 05  
Parr, Lori*

*Canceled: October 27, 2009 2:00 PM Evidentiary Hearing  
Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated  
Courtroom 05  
Sullivan, Frank P.*

*Canceled: March 09, 2010 11:00 AM Return Hearing*

*Canceled: March 09, 2010 9:00 AM Motion to Stay*

*Canceled: March 09, 2010 11:00 AM Motion*

*Canceled: March 18, 2010 10:00 AM Motion*

*Canceled: April 13, 2010 11:00 AM Return Hearing*

*Canceled: May 06, 2010 2:00 PM Evidentiary Hearing  
Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated  
Courtroom 05  
Sullivan, Frank P.*

December 01, 2010 2:00 PM Motion for New Trial  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

December 01, 2010 2:00 PM Opposition & Countermotion  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

January 11, 2011 2:30 PM Return Hearing  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**December 08, 2009**

D-08-389203-Z

In the Matter of the Joint Petition for Divorce of:  
Mitchell David Stipp and Christina Calderon Stipp, Petitioners.

**December 08, 2009 10:00 AM**

**All Pending Motions**

**HEARD BY:** Sullivan, Frank P.

**COURTROOM:** Courtroom 05

**COURT CLERK:** Lori Parr

**PARTIES:**

Christina Stipp, Petitioner,      Pro Se  
present

Ethan Stipp, Subject Minor, not  
present

Mia Stipp, Subject Minor, not  
present

Mitchell Stipp, Petitioner,      Radford Smith, Attorney,  
present                                      present

<b>JOURNAL ENTRIES</b>
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- MITCHELL STEP S MOTION TO CONFIRM PARTIES AS JOINT PHYSICAL CUSTODIANS AND TO MODIFY TIMESHARE ARRANGEMENT...CHRISTINA STIPP'S OPPOSITION AND COUNTERMOTION TO SET ASIDE AUGUST 7, 2009 STIPULATION AND ORDER, GRANT DISCOVERY, PARTITION UNDISCLOSED MARITAL ASSETS AND SANCTIONS

Petitioner's sworn and testified.

Following argument, COURT ORDERED as follows:

1) Parties REFERRED to Dr. Paglini for an Outsource Custody Evaluation with recommendations. A

return hearing is set. Dad shall pay for the evaluation, and if the report comes back negative toward Mom, she will be required to reimburse Dad the amount paid.

- 2) An Evidentiary Hearing is set with regard to the request to change or modify custody, which will be based upon the evaluation.
- 3) Court advised the parties need to work together in obtaining a therapist for Mia. If they cannot work together, they may obtain their own therapist.
- 4) Dad's request for additional visitation is DENIED.
- 5) All prior Orders REMAIN in FULL FORCE and EFFECT.
- 6) Each party shall bear their own ATTORNEYS FEES.
- 7) Court will review the Countermotion and Reply regarding the partition of omitted assets and will issue a separate Order regarding this issue.

Atty Smith shall prepare the Order; Mom shall sign off.

3/9/10 11:00 AM RETURN: OUTSOURCE CUSTODY EVALUATION (DR. PAGLINI)

5/6/10 2:00 PM EVIDENTIARY HEARING RE: CHANGE OF CUSTODY

#### INTERIM CONDITIONS:

#### FUTURE HEARINGS:

*Canceled: March 09, 2010 11:00 AM Return Hearing*

*Canceled: March 09, 2010 9:00 AM Motion to Stay*

*Canceled: March 09, 2010 11:00 AM Motion*

*Canceled: March 18, 2010 10:00 AM Motion*

*Canceled: April 13, 2010 11:00 AM Return Hearing*

*Canceled: May 06, 2010 2:00 PM Evidentiary Hearing*

*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated  
Courtroom 05  
Sullivan, Frank P.*

December 01, 2010 2:00 PM Motion for New Trial  
RJC Courtroom 10B  
Potter, William

PRINT DATE:	12/08/2010	Page 10 of 24	Minutes Date:	February 24, 2009
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Estes, Sherri

December 01, 2010 2:00 PM Opposition & Countermotion  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

January 11, 2011 2:30 PM Return Hearing  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**February 03, 2010**

D-08-389203-Z

In the Matter of the Joint Petition for Divorce of:  
Mitchell David Stipp and Christina Calderon Stipp, Petitioners.

**February 03, 2010 10:00 AM**

**Motion to Stay**

**CHRISTINA STIPP'S  
MOTION TO STAY  
DISCOVERY**

**HEARD BY:** Sullivan, Frank P.

**COURTROOM:** Courtroom 05

**COURT CLERK:** Lori Parr

**PARTIES:**

Christina Stipp, Petitioner,  
present  
Ethan Stipp, Subject Minor, not  
present  
Mia Stipp, Subject Minor, not  
present  
Mitchell Stipp, Petitioner,  
present

Donn Prokopius, Attorney,  
present  
  
  
  
Radford Smith, Attorney,  
present

**JOURNAL ENTRIES**

- Following argument, COURT ORDERED as follows:

- 1) Discovery may be conducted on the limited purpose to obtain school records, information from Dr. Mishalow and information from Dr. Koladner.
- 2) Depositions of the parties and request for interrogatories are not to be conducted at this time. Court may order further discovery at the return hearing from Dr. Paglini.

3) Court advised it is inclined to deny Christina Stipp's request to partition for omitted assets. Counsel may review the tax returns in chambers. Atty Smith shall prepare a confidentiality agreement.

4) Atty Smith may conduct a deposition of Dr. Mishalow only, as his records were illegible.

Atty Smith shall prepare the Order; Atty Prokopius shall sign off.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

*Canceled: March 09, 2010 11:00 AM Return Hearing*

*Canceled: March 09, 2010 9:00 AM Motion to Stay*

*Canceled: March 09, 2010 11:00 AM Motion*

*Canceled: March 18, 2010 10:00 AM Motion*

*Canceled: April 13, 2010 11:00 AM Return Hearing*

*Canceled: May 06, 2010 2:00 PM Evidentiary Hearing*

*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated  
Courtroom 05  
Sullivan, Frank P.*

December 01, 2010 2:00 PM Motion for New Trial  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

December 01, 2010 2:00 PM Opposition & Countermotion  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

January 11, 2011 2:30 PM Return Hearing  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**April 13, 2010**

D-08-389203-Z

In the Matter of the Joint Petition for Divorce of:  
Mitchell David Stipp and Christina Calderon Stipp, Petitioners.

**April 13, 2010**

**11:00 AM**

**All Pending Motions**

**HEARD BY:** Sullivan, Frank P.

**COURTROOM:** Courtroom 05

**COURT CLERK:** Frances Barry-Singer

**PARTIES:**

Christina Stipp, Petitioner,  
present  
Ethan Stipp, Subject Minor, not  
present  
Mia Stipp, Subject Minor, not  
present  
Mitchell Stipp, Petitioner,  
present

Donn Prokopius, Attorney,  
present  
  
  
  
Radford Smith, Attorney,  
present

<b>JOURNAL ENTRIES</b>
------------------------

- Also present:  
Victoria Pott, Court Clerk Trainee

CHRISTINA STIPP'S MOTION TO REHEAR/RECONSIDER THE HEARING OF 12/8/09; AND/OR  
TO CLARIFY THE COURT'S RULINGS FROM THAT HEARING AND FOR PLAINTIFF'S  
ATTORNEY FEES...MITCHELL STIPP'S OPPOSITION AND COUNTERMOTION FOR SANCTIONS  
UNDER EDCR 7.60

Arguments regarding the parties using two counselor's for the minor child; Letter composed by  
parties for doctor's signatures to be submitted to court.

PRINT DATE:	12/08/2010	Page 14 of 24	Minutes Date:	February 24, 2009
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COLLOQUY BY COURT regarding his reasoning behind his Rulings from hearing of 12/8/09.

COURT ORDERED Christina Stipp's Motion to Rehear/Reconsider is DENIED. Mr. Stipp's Countermotion for Sanctions Under EDCR 7.60 is DENIED AT THIS TIME. FURTHER,

1) The EVIDENTIARY HEARING previously set for 5/6/10 is VACATED and another Trial date will be set, if needed, at the Return Hearing previously set on 5/6/10 AT 2:00 PM for the Custody Evaluation Report, from Dr. Paglini.

2) There will be no more Therapist at this time, if needed at a later date another Therapist will be agreed upon before going forward.

3) The Marital Settlement Agreement WILL CONTROL.

Mr. Smith to prepare the Order from today's hearing. Mr. Prokopius to review and sign off.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

*Canceled: April 13, 2010 11:00 AM Return Hearing*

*Canceled: May 06, 2010 2:00 PM Evidentiary Hearing*

*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated  
Courtroom 05  
Sullivan, Frank P.*

December 01, 2010 2:00 PM Motion for New Trial  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

December 01, 2010 2:00 PM Opposition & Countermotion  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

January 11, 2011 2:30 PM Return Hearing  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**May 06, 2010**

D-08-389203-Z

In the Matter of the Joint Petition for Divorce of:  
Mitchell David Stipp and Christina Calderon Stipp, Petitioners.

**May 06, 2010**

**2:00 PM**

**Return Hearing**

**Re: Outsource Custody  
Evaluation (Dr.  
Paglini)**

**HEARD BY:** Sullivan, Frank P.

**COURTROOM:** Courtroom 05

**COURT CLERK:** Lori Parr

**PARTIES:**

Christina Stipp, Petitioner,  
present  
Ethan Stipp, Subject Minor, not  
present  
Mia Stipp, Subject Minor, not  
present  
Mitchell Stipp, Petitioner,  
present

Donn Prokopius, Attorney,  
present  
  
  
  
Radford Smith, Attorney,  
present

**JOURNAL ENTRIES**

- Court reviewed Dr. Paglini's Report.

Following argument, COURT ORDERED, it will review the Supplemental Pleadings filed by counsel, and will file a Written Decision.

UNDER ADVISEMENT.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

*Canceled: May 06, 2010 2:00 PM Evidentiary Hearing  
Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated  
Courtroom 05  
Sullivan, Frank P.*

December 01, 2010 2:00 PM Motion for New Trial  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

December 01, 2010 2:00 PM Opposition & Countermotion  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

January 11, 2011 2:30 PM Return Hearing  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**June 22, 2010**

D-08-389203-Z

In the Matter of the Joint Petition for Divorce of:  
Mitchell David Stipp and Christina Calderon Stipp, Petitioners.

**June 22, 2010**

**10:00 AM**

**All Pending Motions**

**HEARD BY:** Sullivan, Frank P.

**COURTROOM:** Courtroom 05

**COURT CLERK:** Tiffany Skaggs

**PARTIES:**

Christina Stipp, Petitioner,  
present  
Ethan Stipp, Subject Minor, not  
present  
Mia Stipp, Subject Minor, not  
present  
Mitchell Stipp, Petitioner,  
present

Donn Prokopius, Attorney,  
present  
  
  
  
Radford Smith, Attorney,  
present

<b>JOURNAL ENTRIES</b>
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- CHRISTINA STIPP'S MOTION TO REHEAR/RECONSIDER THE HEARING OF 2/3/10; AND/OR TO CLARIFY THE COURT'S RULINGS FROM THAT HEARING; FOR PLAINTIFF'S ATTORNEY FEES...DEFENDANT'S OPPOSITION AND COUNTERMOTION FOR SANCTIONS UNDER EDCR 7.60

Attorney Prokopius requested a CLOSED HEARING, which was DENIED by the Court.

Attorney Prokopius stated he received the Countermotion late Friday night, and has not had an opportunity to review and reply.

PRINT DATE:	12/08/2010
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Minutes Date:
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February 24, 2009
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Arguments regarding the language of the 2/3/10 Order, the need for Discovery, the Defendant's statement regarding he has retired, the Wells Fargo loan, Section 5 in the Divorce Decree, the Aquila Investment business, the business's tax returns and attorney fees.

COURT stated FINDINGS and ORDERED:

1. The Plaintiff shall be ALLOWED to HIRE a FORENSIC CPA or ACCOUNTANT to REVIEW the 2007 / 2008 TAX RETURNS for AQUILA INVESTMENTS.
2. The ORDER, from the 2/3/10 hearing, REMAINS in EFFECT.
3. As the Court FOUND NO ISSUE of FRAUD UP THE COURT, the Defendant's MOTION for SANCTIONS shall be DENIED.
4. The Defendant shall be AWARDED ATTORNEY FEES.
5. Attorney Smith shall FILE a MEMORANDUM of ATTORNEY COST and FEES within ten (10) days of today's date (6/22/10).

Attorney Smith shall prepare an Order from today's hearing; attorney Prokopius shall review and sign within ten (10) days of receipt.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

December 01, 2010 2:00 PM Motion for New Trial  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

December 01, 2010 2:00 PM Opposition & Countermotion  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

January 11, 2011 2:30 PM Return Hearing  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**October 06, 2010**

D-08-389203-Z

In the Matter of the Joint Petition for Divorce of:  
Mitchell David Stipp and Christina Calderon Stipp, Petitioners.

**October 06, 2010      2:00 PM**

**All Pending Motions**

**HEARD BY:** Potter, William

**COURTROOM:** RJC Courtroom 10B

**COURT CLERK:** Sherri Estes

**PARTIES:**

Christina Stipp, Petitioner,  
present  
Ethan Stipp, Subject Minor, not  
present  
Mia Stipp, Subject Minor, not  
present  
Mitchell Stipp, Petitioner,  
present

Patricia Vaccarino, Attorney,  
present  
  
  
  
Radford Smith, Attorney,  
present

**JOURNAL ENTRIES**

-- PLAINTIFF'S MOTION FOR ORDER TO SHOW CAUSE WHY DEFENDANT SHOULD NOT BE HELD IN CONTEMPT FOR WILLFUL VIOLATIONS OF COURT ORDERS; TO RESOLVE PARENT/CHILD ISSUES; FOR THE APPOINTMENT OF A PARENTING COORDINATOR; FOR OTHER RELATED RELIEF AND FOR ATTORNEY FEES, COSTS AND SANCTIONS...DEFENDANT'S OPPOSITION AND COUNTERMOTION FOR SOLE DECISION-MAKING AUTHORITY REGARDING HEALTHCARE DECISIONS AFFECTING THE CHILDREN, FOR ATTORNEY'S FEES, COSTS AND SANCTIONS AGAINST PLAINTIFF AND PATRICIA VACCARINO, ESQ.

At the request of Mr. Smith, COURT ORDERED a CLOSED HEARING.

PRINT DATE: 12/08/2010

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Minutes Date:

February 24, 2009

COURT NOTED that Judge Sullivan has an issue under advisement and the order has not been issued at this time which may or may not make any argument today moot. This Court believes there is one issue that was not brought up with Judge Sullivan and this Court is unsure to what extent that he has knowledge or heard evidence regarding the youngest child Ethan as to the alleged molestation. Ms. Vaccarino represented that all issues are post Judge Sullivan relating to the custodial issues.

Ms. Vaccarino is requesting a parenting coordinator and health care for Mia; Ms. Vaccarino is requesting a diagnosis for their daughter regarding her OCD and/or the possibility of a Bipolar disorder.

Arguments. COURT ORDERED the following:

The Court provided the parties with an OUTSOURCE EVALUATION SERVICE referral to appoint Gary Lenkeit as a parenting coordinator. The parties shall equally bear the cost of this service. Return date set for 1/4/11. In addition, the parties are required to attend a co-parenting class either through UNLV or they can take the class offered by Dr. Jack Cathey. The Court is not requiring that they attend together, but will require they file a Completion Certificate with the Court.

Ms. Vaccarino requested an order to allow Child Find to proceed with the remainder of their evaluation; the request is on hold until the return date to allow Judge Sullivan to prepare his decision.

As for Mia's health care issues, if in 90 day the parties can not make any decision on their own; and if the issue is continuing to be brought to the Court's attention then this Court will determine at that time which doctor the child needs to see.

All other issues including attorney's fees shall be reserved for the return date.

At this time, Plaintiff's motion is DENIED IN PART.

Mr. Smith shall prepare the order, Ms. Vaccarino to review and sign off.

1/4/11 2:30 P.M. RETURN: OUTSOURCED PARENTING COORDINATOR REPORT

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

December 01, 2010 2:00 PM Motion for New Trial  
RJC Courtroom 10B  
Potter, William

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Estes, Sherri

December 01, 2010 2:00 PM Opposition & Countermotion  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

January 11, 2011 2:30 PM Return Hearing  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**December 01, 2010**

D-08-389203-Z

In the Matter of the Joint Petition for Divorce of:  
Mitchell David Stipp and Christina Calderon Stipp, Petitioners.

**December 01, 2010 2:00 PM**

**All Pending Motions**

**HEARD BY:** Potter, William

**COURTROOM:** RJC Courtroom 10B

**COURT CLERK:** Sherri Estes

**PARTIES:**

Christina Stipp, Petitioner, not present	Patricia Vaccarino, Attorney, not present
Ethan Stipp, Subject Minor, not present	
Mia Stipp, Subject Minor, not present	
Mitchell Stipp, Petitioner, not present	Radford Smith, Attorney, not present

**JOURNAL ENTRIES**

- CHRISTINA STIPP'S MOTION FOR NEW TRIAL TO AMEND FINDINGS AND/OR FOR RESCISSION, RECONSIDERATION, MODIFICATION AND/OR STAY OF ORDER FILED ON October 13, 2010, AND ALLOWING PLAINTIFF IMMEDIATE ACCESS TO DEFENDANT'S TAX RECORDS AS PREVIOUSLY ORDERED, AND TO COMPEL DEFENDANT TO COOPERATE IN COMMENCING SESSIONS WITH THE PARENTING COORDINATOR AND FOR ATTORNEY'S FEES AND COSTS...MITCHELL STIPP'S OPPOSITION AND COUNTERMOTION FOR AWARD OF ATTORNEY'S FEES AND COSTS AND SANCTIONS Flagged for follow up.

**INTERIM CONDITIONS:**

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**FUTURE HEARINGS:**

December 01, 2010 2:00 PM Motion for New Trial  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

December 01, 2010 2:00 PM Opposition & Countermotion  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri

January 11, 2011 2:30 PM Return Hearing  
RJC Courtroom 10B  
Potter, William  
Estes, Sherri



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE  
**NOTICE OF DEFICIENCY**  
ON APPEAL TO NEVADA SUPREME COURT



PATRICIA L. VACCARINO, ESQ.  
8861 W. SAHARA AVE., SUITE 210  
LAS VEGAS, NV 89117

DATE: December 8, 2010  
CASE: 08D389203

RE CASE: CHRISTINA CALDERON STIPP vs. MITCHELL DAVID STIPP

NOTICE OF APPEAL FILED: December 2, 2010

**YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.**

PLEASE NOTE: DOCUMENTS NOT TRANSMITTED HAVE BEEN MARKED:

- ☒ \$250 – Supreme Court Filing Fee
  - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☐ \$24 – District Court Filing Fee (Make Check Payable to the District Court)
- ☒ \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)
  - NRAP 7: Bond For Costs On Appeal in Civil Cases
- ☐ Case Appeal Statement
  - NRAP 3 (a)(1), Form 2
- ☐ Order
- ☐ Notice of Entry of Order

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NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. The district court clerk shall apprise appellant of the deficiencies in writing, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

**State of Nevada** } **SS:**  
**County of Clark** }

NOTICE OF APPEAL; CASE APPEAL STATEMENT; ESTIMATED COST OF APPEAL TRANSCRIPTS; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; ORDER; NOTICE OF ENTRY OF ORDER; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

Plaintiff(s),  
VS.

Defendant(s),

Dept No: M

**SEALED**

**IN WITNESS THEREOF**, I have hereunto  
Set my hand and Affixed the seal of the  
Court at my office, Las Vegas, Nevada  
This 8 day of December 2010.

Heather Ungermann  
Heather Ungermann, Deputy Clerk