

ORIGINAL

IN THE SUPREME COURT OF THE STATE OF NEVADA

LISA MYERS,

Petitioner,

vs.

CALEB O. HASKINS,

Respondent.

) Supreme Court Case No. 57621

) District Court Case No. 00-D-434495

PROPER PERSON  
RECEIVED/ENTERED

FEB 18 2011  
TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT

**EMERGENCY PETITION FOR REHEARING UNDER NRAP 40 AND,  
EMERGENCY MOTION UNDER NRAP 27(e)**

(action is necessary by Friday, February 18, 2011 and before next Court hearing)

COMES NOW LISA MYERS, Petitioner In Proper Person, and Petitions this Court to Rehear its Order denying Petitioner's Emergency Motion for Stay in Supreme Court Case No. 57621, as per NRAP 40. Further, Petitioner is also submitting her Emergency Motion Under NRAP 27(e).

*L. Myers*

LISA MYERS

9360 West Flamingo Road, Suite 110-326

Las Vegas, Nevada 89147

Telephone: (702) 401.4440

Petitioner In Proper Person

**1. STANDARD OF REVIEW**

**NRAP RULE 40. PETITION FOR REHEARING**

(a) Procedure and Limitations.

(1) Time. Unless the time is shortened or enlarged by order, a petition for rehearing may be filed within 18 days after the filing of the court's decision under Rule 36. The 3-day mailing period set forth in Rule 26(c) does not apply to the time limits set by this Rule.

The court may consider rehearings in the following circumstances:

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2 FEB 18 2011

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
DEPUTY CLERK

1 (A) When the court has overlooked or misapprehended a material fact in the  
2 record or a material question of law in the case, or

3 (B) When the court has overlooked, misapplied or failed to consider a statute,  
4 procedural rule, regulation or decision directly controlling a dispositive issue in  
5 the case.

6 **NRAP RULE 27. MOTIONS**

7 (e) Emergency Motions. If a movant certifies that to avoid irreparable harm relief is  
8 needed in less than 14 days, the motion shall be governed by the following  
9 requirements:

10 (1) Before filing the motion, the movant shall make every practicable effort to notify the  
11 clerk of the Supreme Court and opposing counsel and to serve the motion at the  
12 earliest possible time. If an emergency motion is not filed at the earliest possible time,  
13 the Supreme Court may summarily deny the motion.

14 (2) A motion filed under this subdivision shall include the title "Emergency Motion  
15 Under NRAP 27(e)" immediately below the caption of the case and a statement  
16 immediately below the title of the motion that states the date or event by which action is  
17 necessary.

18 **NRAP RULE 8. STAY OR INJUNCTION PENDING APPEAL OR RESOLUTION**  
19 **OF ORIGINAL WRIT PROCEEDINGS**

20 (d) Stays in Civil Cases Involving Child Custody. In deciding whether to issue a stay in  
21 matters involving child custody, the Supreme Court will consider the following factors:

22 (1) whether the child(ren) will suffer hardship or harm if the stay is either granted or  
23 denied; (2) whether the nonmoving party will suffer hardship or harm if the stay is  
24 granted; (3) whether movant is likely to prevail on the merits in the appeal; and (4)  
25 whether a determination of other existing equitable considerations, if any, is warranted.

26 **2. ISSUES**

27 **A. THIS PETITIONER'S MOTION FOR STAY WAS DENIED DUE**  
28 **TO HAVING NO DOCUMENTS PROVIDED TO SUPPORT HER MOTION**

29 The Supreme Court's Motion for Stay form specifically states in part:  
30 INSTRUCTIONS: Write only in the space allowed on the form. **Additional pages and**  
31 **attachments are not permitted.** The Nevada Supreme Court prefers short and direct statements.  
32 Citation to legal authority or the district court record is not required but would be helpful to the  
33 Court. [Emphasis added]

1           See **Exhibit “1”**, attached hereto, Supreme Court’s Motion for Stay form.

2  
3           By this Court’s own rules, Petitioner was not permitted to provide any attachments  
4 (exhibits, additional pages, etc) in order to support the claims in her Motion, *See Exhibit “2”*,  
5 attached herewith, Petitioner’s Emergency Motion for Stay. Further, Petitioner was in the process  
6 of finalizing her Petition for Writ of Mandamus and Prohibition for filing with this Honorable  
7 Supreme Court this week, which would have included such attachments.

8           Moreover, this Petitioner recently and prior to receiving the Order Denying Stay (*See*  
9 **Exhibit “3”**), sent her Amended Emergency Motion for Stay, to include her Emergency Motion  
10 Under 27(e) requesting action by a certain date and prior to the parties’ next Court hearing. *See*  
11 **Exhibit “4”**, attached herewith, Petitioner’s Amended Emergency Motion for Stay. Therefore,  
12 Petitioner is now filing this Petition for Rehearing on this Court’s Order Denying Stay, which shall  
13 include attachments of exhibits substantiating the claims and concerns contained within the  
14 Emergency Motion for Stay, Amended Emergency Motion for Stay and this Petition. Petitioner  
15 will still be filing her Petition for Writ of Mandamus and Prohibition, which shall also include these  
16 attachments and additional exhibits, as well.

### 17           **3. SUBSTANTIAL LAWS AND RULES OVERLOOKED AND CASES INVOLVED**

18           NRS 125C.010 Order awarding visitation rights must define rights with particularity  
19 and specify habitual residence of child.

20           1. Any order awarding a party a right of visitation of a minor child must:  
21 (a) Define that right with sufficient particularity to ensure that the rights of the  
22 parties can be properly enforced and **that the best interest of the child is**  
23 **achieved**... [Emphasis added].

#### 24           **RULE 59. NEW TRIALS; AMENDMENT OF JUDGMENTS**

25           (e) Motion to Alter or Amend a Judgment. A motion to alter or amend the  
26 judgment shall be filed no later than 10 days after service of written notice of  
27 entry of the judgment.

#### 28           **RULE 60. RELIEF FROM JUDGMENT OR ORDER**

          (a) Clerical Mistakes. Clerical mistakes in judgments, orders or other parts of the  
record and errors therein arising from oversight or omission may be corrected by  
the court at any time of its own initiative or on the motion of any party and after  
such notice, if any, as the court orders. During the pendency of an appeal, such  
mistakes may be so corrected before the appeal is docketed in the appellate

1 court, and thereafter while the appeal is pending may be so corrected with leave  
2 of the appellate court.

3 (b) Mistakes; Inadvertence; Excusable Neglect; Newly Discovered Evidence;  
4 Fraud, Etc.

5 **RULE 61. HARMLESS ERROR**

6 No error in either the admission or the exclusion of evidence and no error or  
7 defect in any ruling or order or in anything done or omitted by the court or by any  
8 of the parties is ground for granting a new trial or for setting aside a verdict or for  
9 vacating, modifying or otherwise disturbing a judgment or order, unless refusal to  
10 take such action appears to the court inconsistent with substantial justice. The  
11 court at every stage of the proceeding must disregard any error or defect in the  
12 proceeding which does not affect the substantial rights of the parties.

13 **EDCR RULE 2.20. Motions; contents; responses and replies; calendaring a fully**  
14 **briefed matter.**

15 (a) All motions must contain a notice of motion setting the same for hearing on a  
16 day when the judge to whom the case is assigned is hearing civil motions and not  
17 less than 21 days from the date the motion is served and filed. A party filing a  
18 motion must also serve and file with it a memorandum of points and authorities in  
19 support of each ground thereof. The absence of such memorandum may be  
20 construed as an admission that the motion is not meritorious, as cause for its  
21 denial or as a waiver of all grounds not so supported.

22 (c) Within 10 days after the service of the motion, and 5 days after service of any  
23 joinder to the motion, the opposing party must serve and file written notice of  
24 nonopposition or opposition thereto, together with a memorandum of points and  
25 authorities and supporting affidavits, if any, stating facts showing why the motion  
26 and/or joinder should be denied...

27 **NRCP RULE 6. TIME**

28 (d) For Motions—Affidavits. A written motion, other than one which may be  
heard ex parte, and notice of the hearing thereof shall be served not later than 5  
days before the time specified for the hearing, unless a different period is fixed by  
these rules or by rule or order of the court. Such an order may, for cause shown,  
be made on ex parte application. When a motion or opposition is supported by  
affidavit, the affidavit shall be served with the motion or opposition.



1 (e) Additional Time After Service by Mail or Electronic Means. Whenever a  
2 party has the right or is required to do some act or take some proceedings within  
3 a prescribed period after the service of a notice or other paper, other than  
4 process, upon the party and the notice or paper is served upon the party by mail  
or by electronic means, 3 days shall be added to the prescribed period.

5  
6 EDCR RULE 7.21. Preparation of order, judgment or decree.  
7 The counsel obtaining any order, judgment or decree must furnish the form of the  
8 same to the clerk or judge in charge of the court within 10 days after counsel is  
notified of the ruling, unless additional time is allowed by the court.

9 See *Doolittle v. Doolittle*, 70 Nev. 163, 262 P.2d 955 (1953) relying upon  
10 *Gammill v. Federal Land Bank*, 129 F.2d 502, and *Haley v. Eureka County Bank*  
11 22 P. 1098 (Nev. 1889). See also *Stone v Powell*, 428 US 465, 483 n. 35, 96 Sct.  
12 3037, 49 L. Ed. 2d 1067 (1976), whereby the following was noted, "State courts, like  
13 federal courts, have a constitutional obligation to safeguard personal liberties and to  
14 uphold federal law." Also, see 28 USCS Sec. 455, and *Marshall v Jerico Inc.*, 446 US  
238, 242, 100 S.Ct. 1610, 64 L. Ed. 2d 182 (1980), "The neutrality requirement helps  
to guarantee that life, liberty, or property will not be taken on the basis of an erroneous  
or distorted conception of the facts or the law."

15 **4. SUMMARIZATION OF SERIOUSNESS OF AND EMERGENT ATTENTION TO**  
16 **THE ISSUES AND SAFETY, HEALTH AND OVERALL WELL-BEING OF THE**  
17 **MINOR CHILD AND PETITIONER RIGHTS-THE COURT OVERLOOKED THE**  
18 **RULES AND LAWS, IS BIASED AND PREJUDICING NOT ONLY THIS MATTER**  
19 **BUT PETITIONER'S OTHER UNRELATED MATTER AND HER CREDIBILITY**  
**AND PLACING THE CHILD IN DIRECT HARM'S WAY**

20 At the 1/19/2011 hearing, Judge Moss awarded Respondent three full unsupervised days  
21 with the parties minor child, Sydney Rose Myers-Haskins (now 11 mos.), specifically giving the  
22 parties Joint Physical and Legal Custody, despite the fact this Petitioner has been the *de facto*  
23 Primary Physical and Legal Custodian of the minor child. The Judge further made her decision  
24 despite the evidence of his mental and physical impairments, conviction, extensive history of drug  
25 and alcohol abuse, anger problems, domestic abuse issues (to include shoving Petitioner's other  
26 minor child down the stairs), violence (to include punching a hole in the wall of the parties' home),  
27 Respondent's abandonment of the minor child who has a history of RSV, Respondent's own  
admissions in Court and his parents own admissions. See Exhibits "5" through "9" (additional  
documents will be supplemented). Further, Judge Moss failed to acknowledge the fact that  
Respondent previously signed a Joint Agreement giving Petitioner Sole Physical and Sole Legal  
Custody of the parties minor child waiving any visitation, signed July of 2010, Exhibit "10" herein.

1 Respondent further refused a drug test and therefore waived any visitation of the minor child yet  
2 again at the parties' TPO hearing, as well.

3 Additionally, the minor child was recently returned to Petitioner lethargic, dehydrated,  
4 listless and ill. Petitioner had to take the minor child to her Pediatrician who thereby diagnosed her  
5 with a serious, contagious illness, in which her Pediatrician wrote a note stating she is to remain in  
6 Petitioner's care, See Exhibit "11", attached herewith. It is extremely important to note for the  
7 record, since the Respondent has been out of the home permanently and has had no contact with  
8 the minor child as July of 2010 and up until Judge Moss' Order where Respondent began having  
9 contact with her January 19, 2011, the minor child was healthy, developing well, happy and  
10 without incident while in the care and custody of this Petitioner and her immediate family. Further,  
11 Respondent never cared for the minor child while he was "living" at the parties' townhome prior  
12 to his leave, even taking the last of the food out of the home, taking all of the parties' money, to  
13 include the money for the minor child's doctor visit and leaving the Petitioner without any  
14 necessities or food for the minor child (baby) and her other minor child. The minor child was ill with  
15 RSV at approximately 5 weeks of age and Respondent refused to quit smoking indirectly and  
16 directly around her, even yelling obscenities while the minor child was ill and having difficulty  
17 breathing, refusing to assist or acknowledge her in every way possible. Respondent still smokes  
18 to date and still refuses to cease smoking both indirectly and directly around the minor child,  
19 despite the Court's Order.

20 Petitioner is extremely concerned for the minor child's health, safety and overall well-being,  
21 her Pediatrician is as well, as the District Court's Order would continue to put the minor child in  
22 direct harm's way by allowing Respondent to have the 3 unsupervised days with her, especially  
23 when she became ill in his "care" and "custody" and he failed to notify Petitioner of anything  
24 whatsoever, to include his blatant refusal to answer any questions regarding the minor child.

25 The Court further Ordered the Petitioner to undergo a psychological evaluation based on  
26 a completely unrelated matter which is currently on Appeal (reference Supreme Court Case No.  
27 56426, District Court Case No. 00-D-260907) and specifically a 2003 report by an unqualified  
individual (as per the State Psychological Board) and despite the acceptance of expert testimony  
and reports rebutting same. The Court not only forced Petitioner to discuss in detail this completely  
unrelated matter which is on Appeal, but placed her in the position of defending herself in this  
matter.

28 Moreover, since I am challenging the District Court - Family Division's Orders, Petitioner  
will be highly prejudiced in both this on-going and her Supreme Court matter as referenced herein.  
It would thereby allow the District Court - Family Division to proceed with its current Orders, to  
include allowing them to discuss and utilize all documents and information from Petitioner's  
separate unrelated Supreme Court matter, forcing Petitioner to be subjected to yet another  
Psychological Evaluation despite the favorable reports and prior testimony of highly qualified

1 psychiatrists/psychologists stating she has no mental health issues whatsoever, in which this Court  
2 and opposing counsel is refusing to acknowledge.

3 Additionally, there exists a conflict of interest with Respondent's counsel, as Petitioner  
4 consulted with an associate attorney at Ms. Robert's law firm on this matter and Petitioner's other  
5 unrelated matter prior to the commencement of this case. It has also recently come to the attention  
6 of this Petitioner that the Office Manager/Senior Paralegal has a long-standing personal relationship  
7 with not only this Petitioner, but with the her immediate and extended family, as well. Opposing  
8 counsel, however, continues to refuse to conflict themselves out of this matter for an unknown  
9 reason. Petitioner is in the process of filing a State Bar complaint against Ms. Roberts and her firm  
10 and is in the process of filing a Motion to Disqualify, as well. Ms. Roberts' continued to  
11 harassment, perjury, attempts at the destruction of this Petitioner's credibility in this State, failure  
12 to ensure the health and safety of the subject minor (an 11 month old baby) and her failure to  
13 follow the laws and rules under her own code of ethics as counsel must not be tolerated.

#### 14 **5. SPECIFIC FACTS AND BRIEF HISTORY OF THE EVENTS IN THIS MATTER**

15 The parties' hearing of January 19, 2011 was to be a 16.2 Case Management Conference,  
16 although opposing counsel, Amanda Roberts filed a Motion for primary physical and sole legal  
17 custody and for a psychological evaluation of this Petitioner at the last minute **providing Petitioner  
18 a copy 5 minutes prior to this 16.2 Conference**, despite NRCP 6(d)(e). No OST was ever  
19 signed and filed or provided to Petitioner, nor did Ms. Roberts ever provide Petitioner the Motion  
20 at least 5 full Judicial days prior to the scheduled hearing. Petitioner was further never given 10  
21 days in order to properly file an Opposition/Counter-motion, as per EDCR 2.20. Moreover, since  
22 opposing counsel stated she also mailed a copy of the Motion to Petitioner the same day of this  
23 hearing, Petitioner did not receive opposing counsel's Motion until after the hearing<sup>1</sup> Therefore,  
24 Petitioner was prejudiced in this matter as Petitioner was not properly prepared to defend or  
25 provide all necessary documentation to justify her defenses or claims.

26 Despite these issues, the District Court - Family Division, to specifically include Judge  
27 Cheryl B. Moss still allowed the Motion to be heard, specifically awarded the Respondent three  
28 full unsupervised days with the parties minor child, Sydney Rose Myers-Haskins (now 11 mos.),  
specifically giving the parties' Joint Physical and Legal Custody, despite the fact this Petitioner has  
been the *de facto* Primary Physical and Legal Custodian of the minor child, despite the evidence  
of his mental and physical impairments, conviction, extensive history of drug and alcohol abuse,  
anger problems, violence (to include Respondent punching a hole in the wall of the parties' home),

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<sup>1</sup> Opposing counsel, Amanda Roberts admitted at the 1/19/11 Court hearing to placing the Motion  
in the mail that same very day of the hearing! Ms. Roberts further admitted to having ex-parte  
communication with the Judge the prior week requesting her Motion to be heard at this 16.2 Case  
Management Conference, as well.

1 domestic abuse issues (to include Respondent shoving Petitioner's other minor child down the  
2 stairs), Respondent's own admissions in Court and his parents own admissions and his  
3 abandonment of the minor child who has a history of RSV (refer to Exhibits as referenced  
4 herein), to include Court's Minutes<sup>2</sup>. See **Exhibit "12"**. Judge Moss further refused to  
5 acknowledge that Respondent previously signed a Joint Agreement giving Petitioner Sole Physical  
and Sole Legal Custody of the parties minor child waiving any visitation. Respondent also waived

6 The Court further Ordered the Petitioner to undergo a psychological evaluation based on  
7 a completely unrelated matter which is currently on Appeal (reference Supreme Court Case No.  
8 56426) and specifically a 2003 report by an unqualified individual (as per the State Psychological  
9 Board) and despite the acceptance of expert testimony and reports rebutting same. The Court not  
10 only forced Petitioner to discuss in detail this completely unrelated matter which is on Appeal, but  
11 placed her in the position of defending herself in this matter. Interestingly to note, despite the fact  
12 Respondent has a conviction in the State of Colorado and that he also has mainly resided in the  
Carson City, Nevada area, Judge Moss only Ordered a Scope for Clark County, Nevada. (A  
copy of Respondent's record is forthcoming and shall be supplemented into both the Supreme  
Court matter, as well as the District Court matter).

13 It is important to note the events leading up to this hearing. The 16.2 Conference was  
14 originally noticed for November 22, 2010, although Amanda Roberts, counsel for Respondent  
15 requested it be vacated at the last minute and submitted a Stipulation and Order. This hearing was  
16 then vacated and the new hearing was to be noticed to both counsels by the Department, although  
17 a notice was never filed and the on-line system evidenced the conference as being "off calendar".  
18 See **Exhibit "13"**. During his time, Petitioner's now former counsel, Preston P. Rezaee, Esq. filed  
19 a Motion to Withdraw as counsel of record, which was currently on calendar for January 10,  
20 2011, although the hearing was recently vacated as an Order granting his Motion to Withdraw was  
21 signed and filed December 23, 2010, without a hearing or a filed Request for Entry of Order. Mr.  
22 Rezaee never filed Petitioner's 16.2 Financial Disclosure Form signed on August 15, 2010 and  
23 provided to his office, and never filed other documents while he was still counsel for Petitioner.  
24 Petitioner did receive a responsive email January 3, 2011, by Mr. Rezaee's secretary notifying  
Petitioner of the new hearing date for the 16.2 Conference (which was now scheduled for the  
following Monday, January 10, 2011), the time of this hearing was not known. Therefore,  
Petitioner contacted the Law Clerk who notified Petitioner of the hearing time of 10:30 a.m. In  
sum, Petitioner was never properly noticed of the new hearing date and time. Further,  
Respondent's counsel, Ms. Roberts failed to appear on her client's behalf, although Judge Moss

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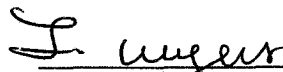
25 <sup>2</sup> Opposing counsel, Amanda Roberts was Ordered to prepare the 1/19/11 Order and submit it to  
26 Petitioner for review and signature. To date, however, the Order has yet to be prepared and submitted to  
27 this Petitioner. Therefore, the Order has not been signed by the Judge or filed with the Court, as per EDCR  
7.21, whereby Counsel must furnish the Order to the clerk or Judge within 10 days of the ruling.

1 allowed the hearing to move forth discussing the Peremptory Challenge, Request for Voluntary  
2 Recusal, etcetera.

3 Petitioner then attempted to file an Emergency Motion to Proceed in Forma Pauperis,  
4 Affidavit and most importantly a Peremptory Challenge, although the District Court Clerk's office  
5 declined to file these documents and referred Petitioner to file all with the Nevada Supreme Court.  
6 In speaking with the Clerk and Supervisor of the Supreme Court, it was determined that these  
7 documents were in fact to be filed with the District Court Clerk's office. The District Court Clerk  
8 still declined to file such documents for Petitioner. Therefore, Petitioner attempted to e-file all to  
9 ensure no further prejudice, although the Court would not allow the Peremptory Challenge or  
10 Motion to be e-filed, thereby rejecting them both. Petitioner then contacted the Court and spoke  
11 with the Law Clerk for the Presiding Judge in attempt at a resolution to the above circumstances,  
12 who then in turn spoke with the assigned Department I and the Supreme Court. While the Law  
13 Clerk informed he was awaiting a response from Supreme Court legal counsel, he later informed  
14 he passed the Peremptory Challenge, and associating documents on to the assigned Department  
15 I, Department I is the same very Department in which this Petitioner was challenging, thereby  
16 notifying the Department of said intent. The documents still had yet to be filed by the Court at this  
17 point, despite the fact this was a time sensitive situation. Further, Judge Moss - Department I said  
18 she would pass the Peremptory Challenge back to the Presiding Judge for decision, although Judge  
19 Moss issued an Order the very next day stating she herself made the decision to deny Petitioner's  
20 Peremptory Challenge, *See Exhibits "14" and "15"*, attached herewith, copy of the Minute  
21 Order and Notice of Appeal with reference to the decision and Order of the Peremptory  
22 Challenge.

23 Since this is a temporary Order, Petitioner has not yet filed an Appeal, although an  
24 Emergency Petition for Writ of Prohibition and Mandamus is forthcoming. Petitioner believes she  
25 will prevail as the facts, laws and rules pertaining to this matter justify same. Petitioner believes this  
26 Honorable Supreme Court will act in the best interest, rights and protection of the subject minor  
27 (an 11 month old baby), rights of the Petitioner, in accordance with the laws and so as to avoid  
28 any further prejudice and bias against Petitioner in these matters. Petitioner reserves her right to  
supplement additional information and documentation should she deem necessary and as it  
becomes available.

22 Dated this 16<sup>th</sup> day of February, 2011.

23 

24 LISA MYERS

25 9360 West Flamingo Road, No. 110-326

26 Las Vegas, Nevada 89147

27 **Petitioner In Proper Person**

**EXHIBIT "1"**

IN THE SUPREME COURT OF THE STATE OF NEVADA

_____ Appellant,  vs.  _____ Respondent.	Supreme Court No. _____ District Court No. _____
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**MOTION FOR STAY FORM (CHILD CUSTODY)**  
**FOR PARTIES WITHOUT ATTORNEYS**

**INSTRUCTIONS:** Write only in the space allowed on the form. **Additional pages and attachments are not permitted.** The Nevada Supreme Court prefers short and direct statements. Citation to legal authority or the district court record is not required but would be helpful to the Court.

Any form you file with the Nevada Supreme Court must be mailed or delivered to all other parties to this appeal or to the parties' attorneys.

You may file your forms in person or by mail. You must file the original and 2 copies with the Clerk of the Nevada Supreme Court. If you want the clerk to return a file-stamped copy of your form, you must submit the original and 3 copies and include a self-addressed, stamped envelope. Documents cannot be faxed or e-mailed to the Clerk's Office.

This form must be filed with the Clerk of the Nevada Supreme Court at the following address:

Clerk of the Court  
Supreme Court of Nevada  
201 South Carson Street  
Carson City, Nevada 89701  
Telephone: (775) 684-1600 or (702) 486-9300

**EXHIBIT "2"**



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

2           LISA MYERS,

3                                   Petitioner,

4                                   vs.

5           CALEB O. HASKINS,

6                                   Respondent.

)   Supreme Court Case No. 57621

)   District Court Case No. 00-D-434495

**FILED**

**JAN 26 2011**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY \_\_\_\_\_ DEPUTY CLERK

7  
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10  
11                   **EMERGENCY MOTION FOR STAY PENDING EMERGENCY PETITION**  
12                   **FOR WRIT OF MANDAMUS AND PROHIBITION AND,**  
13                   **EMERGENCY MOTION TO SET ASIDE AND/OR VACATE THE DISTRICT**  
14                   **COURT ORDER AS PER NRCP 59(e), 60 AND 61**

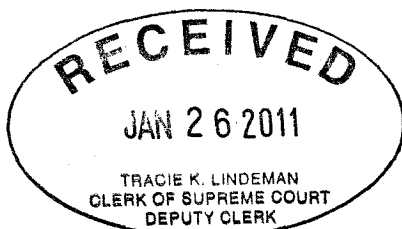
15   **INSTRUCTIONS:** Write only in the space allowed on the form. **Additional pages and**  
16   **attachments are not permitted.** The Nevada Supreme Court prefers short and direct statements.  
17   Citation to legal authority or the district court record is not required but would be helpful to the  
18   Court.

19   Any form you file with the Nevada Supreme Court must be mailed or delivered to all other parties  
20   to this appeal or to the parties' attorneys.

21   You may file your forms in person or by mail. You must file the original and copies with the Clerk  
22   of the Nevada Supreme Court. If you want the clerk to return a file-stamped copy of your form,  
23   you must submit the original and copies and include a self-addressed, stamped envelope.  
24   Documents cannot be faxed or e-mailed to the Clerk's Office.

25   This form must be filed with the Clerk of the Nevada Supreme Court at the following address:

26                                   Clerk of the Court Supreme Court of Nevada  
27                                   201 South Carson Street  
28                                   Carson City, Nevada 89701  
                                  Telephone: (775) 684-1600 or (702) 486-9300



1 **Judgment or Order You Are Appealing.** Specify the judgment or order that you are appealing  
2 from and the date that the judgment or order was filed in the district court.

3 Filed Date Name of Judgment or Order  
4 1/19/2011 hearing Order - Awaiting Court Minutes and Order to be drafted

5  
6 **\*will forward certified copy of Minutes and file-stamped copy of Order when available.**

7 **Notice of Appeal.** Specify the date you filed your notice of appeal in the district court: This is a  
8 temporary Order, no final Order as yet. Therefore, Petitioner has not yet filed an Appeal.  
9 However, Petitioner's Emergency Petition for Writ of Prohibition and Mandamus is forthcoming.

10 **Order to be Stayed.** A stay from the Nevada Supreme Court prevents enforcement of a  
11 district court order. What do you want stayed? The Order from the 1/19/2011 hearing, whereby  
12 Respondent was awarded three full unsupervised days with the parties minor child, Sydney Rose  
13 Myers-Haskins (age 10mos.) despite the evidence of his mental and physical impairments,  
14 conviction, extensive history of drug and alcohol abuse, anger problems, domestic abuse issues and  
15 his abandonment of the minor child who has a history of RSV, Respondent previously signed a  
16 Joint Agreement giving Petitioner Sole Physical and Sole Legal Custody of the parties minor child  
17 waiving any visitation. Respondent also waived any visitation and refused a drug test at the prior  
18 TPO hearing, as well. The Court further Ordered the Petitioner to undergo a psychological  
evaluation based on a completely unrelated matter which is currently on Appeal (reference  
Supreme Court Case No. 54626) and specifically a 2003 report by an unqualified individual (per  
the State Psychological Board) and despite the acceptance of expert testimony and reports  
rebutting same. The Court not only forced Petitioner to discuss in detail this completely unrelated  
matter which is on Appeal, but placed her in the position of defending herself in this matter.

19 **Statement of Facts.** Briefly explain the facts related to your request for a stay. (Your answer must  
20 be provided in the space allowed.) The hearing was to be a 16.2 Case Management Conference,  
21 although opposing counsel filed a Motion for custody at the last minute providing Petitioner a copy  
22 5 minutes prior to this 16.2 Conference. No OST was ever signed and filed or provided to  
23 Petitioner, nor did opposing counsel Amanda Roberts ever provide Petitioner the Motion 3 days  
24 prior to the hearing, nor was Petitioner ever given 10 days in order to properly file an  
25 Opposition/Countermotion. Despite these issues, the District Court - Family Division still allowed  
26 it to be heard and allowed Petitioner's separate matter to be discussed, in depth, thereby Ordering  
Petitioner to undergo a Psychological Evaluation. This Order for the Evaluation is based solely on  
the issues from the prior matter which are currently on Appeal. Interestingly to note, despite the  
fact Respondent has a conviction in the State of Colorado and that he has mainly resided in the  
Carson City area, the Court only Ordered a Scope for Clark County, Nevada.

1       It is important to note the events leading up to this hearing. The 16.2 Conference was  
2 originally noticed for November 22, 2010, although Amanda Roberts, counsel for Respondent  
3 requested it be vacated at the last minute and submitted a Stipulation and Order. This hearing was  
4 then vacated and the new hearing was to be noticed to both counsels by the Department, although  
5 a notice was never filed and the on-line system evidenced the conference as being "off calendar".  
6 During his time, Petitioner's now former counsel, Preston P. Rezaee, Esq. filed a Motion to  
7 Withdraw as counsel of record, which was currently on calendar for January 10, 2011, although  
8 the hearing was recently vacated as an Order granting his Motion to Withdraw was signed and filed  
9 December 23, 2010, without a hearing or a filed Request for Entry of Order. Mr. Rezaee never  
10 filed Petitioner's 16.2 Financial Disclosure Form signed on August 15, 2010 and provided to his  
11 office, and never filed other documents while he was still counsel for Petitioner. Petitioner did  
12 receive a responsive email January 3, 2011, by Mr. Rezaee's secretary notifying Petitioner of the  
13 new hearing date for the 16.2 Conference (which was now scheduled for the following Monday,  
14 January 10, 2011), the time of this hearing was not known. Therefore, Petitioner contacted the  
15 Law Clerk who notified Petitioner of the hearing time of 10:30 a.m. In sum, Petitioner was never  
16 properly noticed of the new hearing date and time.

17       Petitioner then attempted to file an Emergency Motion to Proceed in Forma Pauperis,  
18 Affidavit and most importantly a Peremptory Challenge, although the District Court Clerk's office  
19 declined to file these documents and referred Petitioner to file all with the Nevada Supreme Court.  
20 In speaking with the Clerk and Supervisor of the Supreme Court, it was determined that these  
21 documents were infact to be filed with the District Court Clerk's office. The District Court Clerk  
22 still declined to file such documents for Petitioner. Therefore, Petitioner attempted to e-file all to  
23 ensure no further prejudice, although the Court would not allow the Peremptory Challenge or  
24 Motion to be e-filed, thereby rejecting them both. Petitioner then contacted the Court and spoke  
25 with the Law Clerk for the Presiding Judge in attempt at a resolution to the above circumstances,  
26 who then in turn spoke with the assigned Department I and the Supreme Court. While the Law  
27 Clerk informed he was awaiting a response from Supreme Court legal counsel, he later informed  
28 he passed the Peremptory Challenge, and associating documents on to the assigned Department  
29 I. Department I is the same very Department in which this Petitioner was challenging, thereby  
30 notifying the Department of said intent. The documents still had yet to be filed by the Court at this  
31 point, despite the fact this was a time sensitive situation. Further, Judge Moss - Department I said  
32 she would pass the Peremptory Challenge back to the Presiding Judge for decision, although Judge  
33 Moss issued an Order the very next day stating she herself made the decision to deny Petitioner's  
34 Peremptory Challenge.

35       See *Doolittle v. Doolittle*, 70 Nev. 163, 262 P.2d 955 (1953) relying upon *Gammill v. Federal*  
36 *Land Bank*, 129 F.2d 502, and *Haley v. Eureka County Bank* 22 P. 1098 (Nev. 1889). See  
37 also *Stone v Powell*, 428 US 465, 483 n. 35, 96 Sct. 3037, 49 L. Ed. 2d 1067 (1976), whereby  
38 the following was noted, "State courts, like federal courts, have a constitutional obligation to  
39 safeguard personal liberties and to uphold federal law." and 28 USCS Sec. 455, and *Marshall v*

1 Jerrico Inc., 446 US 238, 242, 100 S.Ct. 1610, 64 L. Ed. 2d 182 (1980). "The neutrality  
2 requirement helps to guarantee that life, liberty, or property will not be taken on the basis of an  
3 erroneous or distorted conception of the facts or the law."

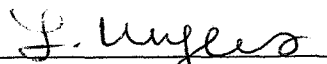
4 **Effect on Your Appeal.** If a stay is denied, how will this affect the issues you are appealing?  
5 (Your answer must be provided in the space allowed.) This Order is a temporary Order, therefore  
6 this Petitioner has not yet Appealed, although her Emergency Petition for Writ of Prohibition and  
7 Mandamus is forthcoming.

8 **Harm to You.** What serious harm will you experience if a stay is denied? (Your answer must be  
9 provided in the space allowed.) Not only would it put the minor child in direct harm's way by  
10 allowing Respondent to have the 3 unsupervised days with her, but since I am challenging the  
11 District Court - Family Division's Orders, Petitioner will be highly prejudiced in both this on-going  
12 and her Supreme Court matter as referenced herein. It would thereby allow the District Court -  
13 Family Division to proceed with its current Orders, to include allowing them to discuss and utilize  
14 all documents and information from Petitioner's separate unrelated Supreme Court matter, forcing  
15 Petitioner be go through yet another Psychological Evaluation despite the favorable reports and  
16 prior testimony of highly qualified psychiatrists/psychologists stating she has no mental health issues  
17 whatsoever, in which this Court and opposing counsel is refusing to acknowledge.

18 **Harm to Others.** What harm will the other side experience if the stay is granted? (Your answer  
19 must be provided in the space allowed.) No harm whatsoever. Respondent has mental and  
20 physical impairments, conviction, extensive history of drug and alcohol abuse, anger problems,  
21 domestic abuse issues and his abandonment of the minor child who has a history of RSV.  
22 Hopefully it will make him realize he needs to seek out the extensive medical and psychological  
23 help he is in need of.

24 **Success on Appeal.** Why are you likely to win this appeal? (Your answer must be provided in  
25 the space allowed.) Since this is a temporary Order, Petitioner has not yet filed an Appeal,  
26 although an Emergency Petition for Writ of Prohibition and Mandamus is forthcoming. Petitioner  
27 believes she will prevail as the facts, laws and rules pertaining to this matter justify same. Petitioner  
28 believes this Honorable Supreme Court will act in the best interest and rights of the minor child,  
rights of the Petitioner, in accordance with the laws and so as to avoid any further prejudice and  
bias against Petitioner in these matters.

Dated this 21<sup>st</sup> day of January, 2011.

  
LISA S. MYERS  
9360 West Flamingo Road, No. 110-326  
Las Vegas, Nevada 89147  
Petitioner In Proper Person

**EXHIBIT “3”**

IN THE SUPREME COURT OF THE STATE OF NEVADA

LISA S. MYERS,  
Petitioner,  
vs.  
CALEB O. HASKINS,  
Respondent.

No. 57621

**FILED**

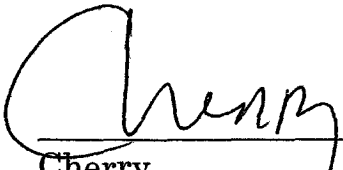
**FEB 10 2011**


TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

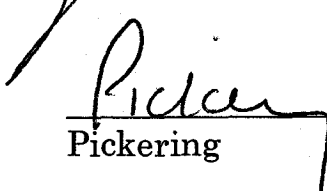
ORDER DENYING STAY

Petitioner, in proper person, has filed an emergency motion for a stay of a district court interim visitation order, stating that she plans to file an original writ petition challenging that order. Having reviewed the motion, we conclude that petitioner has not demonstrated that a stay is warranted. NRAP 8(d) (listing factors to be considered in determining whether a stay is warranted in a child custody matter). In particular, petitioner provided no documents whatsoever in support of her motion, and this court is therefore unable to evaluate the merits of her claims. Accordingly, we deny the motion for stay.

It is so ORDERED.

  
\_\_\_\_\_, J.  
Cherry

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Pickering

cc: Hon. Cheryl B. Moss, District Judge, Family Court Division  
Lisa S. Myers  
Roberts Stoffel Family Law Group  
Eighth District Court Clerk

**EXHIBIT “4”**

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**Petitioner.**

**VS.**

CALEB O. HASKINS.

**Respondent.**

) Supreme Court Case No. 57621  
 ) District Court Case No. 00-D-434495  
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**(action is necessary by Friday, February 18, 2011 and before next Court hearing)**

**INSTRUCTIONS:** Write only in the space allowed on the form. **Additional pages and attachments are not permitted.** The Nevada Supreme Court prefers short and direct statements. Citation to legal authority or the district court record is not required but would be helpful to the Court.

Any form you file with the Nevada Supreme Court must be mailed or delivered to all other parties to this appeal or to the parties' attorneys.

**You may file your forms in person or by mail. You must file the original and copies with the Clerk of the Nevada Supreme Court. If you want the clerk to return a file-stamped copy of your form, you must submit the original and copies and include a self-addressed, stamped envelope. Documents cannot be faxed or e-mailed to the Clerk's Office.**

**This form must be filed with the Clerk of the Nevada Supreme Court at the following address:**

**Clerk of the Court Supreme Court of Nevada**  
**201 South Carson Street**  
**Carson City, Nevada 89701**  
**Telephone: (775) 684-1600 or (702) 486-9300**



1 **Judgment or Order You Are Appealing.** Specify the judgment or order that you are appealing  
2 from and the date that the judgment or order was filed in the district court.

3 Filed Date Name of Judgment or Order  
4 1/19/2011 hearing Order - **Court Minutes will be attached to the forthcoming**  
5 **Emergency Petition for Writ; and Order to be drafted**

6 \*will forward file-stamped copy of Order when available.

7 **Notice of Appeal.** Specify the date you filed your notice of appeal in the district court: This is a  
8 temporary Order, no final Order as yet. Therefore, Petitioner has not yet filed an Appeal.  
9 However, Petitioner's Emergency Petition for Writ of Prohibition and Mandamus is forthcoming.

10 **Order to be Stayed.** A stay from the Nevada Supreme Court prevents enforcement of a  
11 district court order. What do you want stayed? The Order from the 1/19/2011 hearing, whereby  
12 Respondent was awarded three full unsupervised days with the parties minor child, Sydney Rose  
13 Myers-Haskins (age 10mos.) despite the evidence of his mental and physical impairments,  
14 conviction, extensive history of drug and alcohol abuse, anger problems, domestic abuse issues,  
15 his abandonment of the minor child who has a history of RSV and the minor child was returned  
16 to Petitioner lethargic, dehydrated, listless and ill. She was then diagnosed with a serious,  
17 contagious illness in which her Pediatrician wrote a note stating she is to remain in  
18 Petitioner's care. Further, Respondent previously signed a Joint Agreement giving Petitioner Sole  
19 Physical and Sole Legal Custody of the parties minor child waiving any visitation. Respondent also  
20 waived any visitation and refused a drug test at the prior TPO hearing, as well. The Court further  
21 Ordered the Petitioner to undergo a psychological evaluation based on a completely unrelated  
22 matter which is currently on Appeal (reference Supreme Court Case No. 56426) and specifically  
23 a 2003 report by an unqualified individual (per the State Psychological Board) and despite the  
24 acceptance of expert testimony and reports rebutting same. The Court not only forced Petitioner  
25 to discuss in detail this completely unrelated matter which is on Appeal, but placed her in the  
26 position of defending herself in this matter.

27 **Statement of Facts.** Briefly explain the facts related to your request for a stay. (Your answer must  
28 be provided in the space allowed.) The hearing was to be a 16.2 Case Management Conference,  
29 although opposing counsel filed a Motion for custody at the last minute providing Petitioner a copy  
30 5 minutes prior to this 16.2 Conference. No OST was ever signed and filed or provided to  
31 Petitioner, nor did opposing counsel Amanda Roberts ever provide Petitioner the Motion 3 days  
32 prior to the hearing, nor was Petitioner ever given 10 days in order to properly file an  
33 Opposition/Counter motion. Despite these issues, the District Court - Family Division still allowed  
34 it to be heard and allowed Petitioner's separate matter to be discussed, in depth, thereby Ordering  
35 Petitioner to undergo a Psychological Evaluation. This Order for the Evaluation is based solely on

1 the issues from the prior matter which are currently on Appeal. Interestingly to note, despite the  
2 fact Respondent has a conviction in the State of Colorado and that he has mainly resided in the  
3 Carson City area, the Court only Ordered a Scope for Clark County, Nevada.

4 It is important to note the events leading up to this hearing. The 16.2 Conference was originally  
5 noticed for November 22, 2010, although Amanda Roberts, counsel for Respondent requested  
6 it be vacated at the last minute and submitted a Stipulation and Order. This hearing was then  
7 vacated and the new hearing was to be noticed to both counsels by the Department, although a  
8 notice was never filed and the on-line system evidenced the conference as being "off calendar".  
9 During his time, Petitioner's now former counsel, Preston P. Rezaee, Esq. filed a Motion to  
10 Withdraw as counsel of record, which was currently on calendar for January 10, 2011, although  
11 the hearing was recently vacated as an Order granting his Motion to Withdraw was signed and filed  
12 December 23, 2010, without a hearing or a filed Request for Entry of Order. Mr. Rezaee never  
13 filed Petitioner's 16.2 Financial Disclosure Form signed on August 15, 2010 and provided to his  
14 office, and never filed other documents while he was still counsel for Petitioner. Petitioner did  
15 receive a responsive email January 3, 2011, by Mr. Rezaee's secretary notifying Petitioner of the  
16 new hearing date for the 16.2 Conference (which was now scheduled for the following Monday,  
17 January 10, 2011), the time of this hearing was not known. Therefore, Petitioner contacted the  
18 Law Clerk who notified Petitioner of the hearing time of 10:30 a.m. In sum, Petitioner was never  
19 properly noticed of the new hearing date and time.

20 Petitioner then attempted to file an Emergency Motion to Proceed in Forma Pauperis, Affidavit and  
21 most importantly a Peremptory Challenge, although the District Court Clerk's office declined to  
22 file these documents and referred Petitioner to file all with the Nevada Supreme Court. In speaking  
23 with the Clerk and Supervisor of the Supreme Court, it was determined that these documents were  
24 infact to be filed with the District Court Clerk's office. The District Court Clerk still declined to file  
25 such documents for Petitioner. Therefore, Petitioner attempted to e-file all to ensure no further  
26 prejudice, although the Court would not allow the Peremptory Challenge or Motion to be e-filed,  
27 thereby rejecting them both. Petitioner then contacted the Court and spoke with the Law Clerk for  
28 the Presiding Judge in attempt at a resolution to the above circumstances, who then in turn spoke  
29 with the assigned Department I and the Supreme Court. While the Law Clerk informed he was  
30 awaiting a response from Supreme Court legal counsel, he later informed he passed the  
31 Peremptory Challenge, and associating documents on to the assigned Department I, Department  
32 I is the same very Department in which this Petitioner was challenging, thereby notifying the  
33 Department of said intent. The documents still had yet to be filed by the Court at this point, despite  
34 the fact this was a time sensitive situation. Further, Judge Moss - Department I said she would pass  
35 the Peremptory Challenge back to the Presiding Judge for decision, although Judge Moss issued  
36 an Order the very next day stating she herself made the decision to deny Petitioner's Peremptory  
37 Challenge. Petitioner further filed a Motion to Recuse said Judge, of which remains undecided to  
38 date.

1 NRAP 27(e) Emergency Motions. If a movant certifies that to avoid irreparable harm relief is  
2 needed in less than 14 days, the motion shall be governed by the following requirements: 2) A  
3 motion filed under this subdivision shall include the title "Emergency Motion Under NRAP 27(e)"  
4 immediately below the caption of the case and a statement immediately below the title of the motion  
5 that states the date or event by which action is necessary. See *Doolittle v. Doolittle*, 70 Nev. 163,  
6 262 P.2d 955 (1953) relying upon *Gammill v. Federal Land Bank*, 129 F.2d 502, and *Haley*  
7 *v. Eureka County Bank* 22 P. 1098 (Nev. 1889). See also *Stone v Powell*, 428 US 465, 483  
8 n. 35, 96 Sct. 3037, 49 L. Ed. 2d 1067 (1976), whereby the following was noted, "State courts,  
9 like federal courts, have a constitutional obligation to safeguard personal liberties and to uphold  
10 federal law." and 28 USCS Sec. 455, and *Marshall v Jerico Inc.*, 446 US 238, 242, 100 S.Ct.  
11 1610, 64 L. Ed. 2d 182 (1980). "The neutrality requirement helps to guarantee that life, liberty,  
12 or property will not be taken on the basis of an erroneous or distorted conception of the facts or  
13 the law."

14 **Effect on Your Appeal.** If a stay is denied, how will this affect the issues you are appealing?  
15 (Your answer must be provided in the space allowed.) This Order is a temporary Order, therefore  
16 this Petitioner has not yet Appealed, although her Emergency Petition for Writ of Prohibition and  
17 Mandamus is forthcoming.

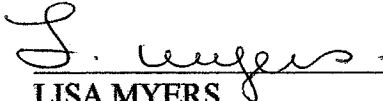
18 **Harm to You.** What serious harm will you experience if a stay is denied? (Your answer must be  
19 provided in the space allowed.) *It would continue to put the minor child in direct harm's way*  
20 *by allowing Respondent to have the 3 unsupervised days with her. Specifically, the minor*  
21 *child was returned to Petitioner lethargic, dehydrated, listless and ill. She was then*  
22 *diagnosed with a serious, contagious illness in which her Pediatrician wrote a note stating*  
23 *she is to remain in Petitioner's care.* Since I am challenging the District Court - Family Division's  
24 Orders, Petitioner will be highly prejudiced in both this on-going and her Supreme Court matter  
25 as referenced herein. It would thereby allow the District Court - Family Division to proceed with  
26 its current Orders, to include allowing them to discuss and utilize all documents and information  
27 from Petitioner's separate unrelated Supreme Court matter, forcing Petitioner to go through yet  
28 another Psychological Evaluation despite the favorable reports and prior testimony of highly  
29 qualified psychiatrists/psychologists stating she has no mental health issues whatsoever, in which  
30 this Court and opposing counsel is refusing to acknowledge.

31 **Harm to Others.** What harm will the other side experience if the stay is granted? (Your answer  
32 must be provided in the space allowed.) No harm whatsoever. Respondent has mental and  
33 physical impairments, conviction, extensive history of drug and alcohol abuse, anger problems,  
34 domestic abuse issues and his abandonment of the minor child who has a history of RSV.  
35 Hopefully it will make him realize he needs to seek out the extensive medical and psychological  
36 help he is in need of.

37 **Success on Appeal.** Why are you likely to win this appeal? (Your answer must be provided in  
38 the space allowed.) Since this is a temporary Order, Petitioner has not yet filed an Appeal,

1 although an Emergency Petition for Writ of Prohibition and Mandamus is forthcoming. Petitioner  
2 believes she will prevail as the facts, laws and rules pertaining to this matter justify same. Petitioner  
3 believes this Honorable Supreme Court will act in the best interest, rights and protection of the  
4 minor child, rights of the Petitioner, in accordance with the laws and so as to avoid any further  
5 prejudice and bias against Petitioner in these matters.

6 Dated this 15<sup>th</sup> day of February, 2011.

7   
8 LISA MYERS  
9 9360 West Flamingo Road, No. 110-326  
10 Las Vegas, Nevada 89147  
11 **Petitioner In Proper Person**

12 ///

13 ///

14 ///

**EXHIBIT "5"**

STATEMENT IN SUPPORT OF CLAIM

THE FOLLOWING INFORMATION IS FOR THE USE OF THE DEPARTMENT OF VETERANS AFFAIRS IN CONNECTION WITH THE REVIEW OF YOUR CLAIM. IT IS YOUR RESPONSIBILITY TO PROVIDE TRUE AND CORRECT INFORMATION. IF YOU PROVIDE FALSE INFORMATION, YOU MAY BE SUBJECT TO A FINE OR IMPRISONMENT. IF YOU PROVIDE FALSE INFORMATION, YOU MAY BE SUBJECT TO A FINE OR IMPRISONMENT. IF YOU PROVIDE FALSE INFORMATION, YOU MAY BE SUBJECT TO A FINE OR IMPRISONMENT.

ALL INFORMATION FURNISHED TO THE DEPARTMENT OF VETERANS AFFAIRS IS TO BE USED FOR THE PURPOSES OF THE DEPARTMENT OF VETERANS AFFAIRS. IT IS YOUR RESPONSIBILITY TO PROVIDE TRUE AND CORRECT INFORMATION. IF YOU PROVIDE FALSE INFORMATION, YOU MAY BE SUBJECT TO A FINE OR IMPRISONMENT.

FIRST NAME - MIDDLE NAME - LAST NAME OF VETERAN	SOCIAL SECURITY NO.	DATE OF BIRTH
Carol W. Nashans		04-25-1947

The following statement is made in connection with a claim for benefits in the case of the above named veteran.

Request for Service Connection for  
Hearing Loss


1. I want to file a claim for consideration of a veteran provided on for my service-connected hearing loss and am the personally rated at 10% disability.

2. I would also like to file a new claim for consideration of service connection for the following issues:

- a. PTSD - Related to T.E.D. explosion in the Busby Flight School
- b. T.B.I. (was driving hit the T.E.D., Baghdad, near Airport 2003)
- c. Bilateral Hearing Loss

3. Current treatment is through Las Vegas Vet Center VALAS since June 2010.

4. Thank you for your assistance.

I CERTIFY THAT the statements on this form are true and correct to the best of my knowledge and belief.	
SIGNATURE	DATE SIGNED
	6/25/10
ADDRESS	TELEPHONE NUMBER (DAYTIME)
9300 W. Flamingo Rd #110-326 Las Vegas, NV 89147	(702) 947-4733

PENALTY: The law provides severe penalties which include fine or imprisonment in bond for the willful submission of a false statement of fact, knowing it to be false.

**EXHIBIT "6"**



## I Miss Iraq. I Miss My Gun. I Miss My War.

A year after coming home from a tour in Iraq, a soldier returns home to find out he's behind.



Pop Gap  
1st of 2nd Flt  
6-12 PM

Vel Conte

nauseating and  
stood on weak  
down and wat  
learned against

I've been hom  
forgotten for i  
continue with  
assume I was  
over. I never  
have a very fi

I'm glad to be  
my friends wh  
lack of control

whether good could come of it. I wondered if it was worth dying or killing for. The soldier  
disgusted me. But war twists and shifts the landmarks by which we navigate our lives.  
darkened areas that for many people remain forever unexplored. And once those dark  
become part of us. At a party several years ago, long before the army, I listened to  
several years in the Marines tell a woman that if she carried a pistol for a day, she  
would feel different. She would see the world differently.

In the  
nd videos from Iraq, the soldier  
on the news. I watched Ameri  
erican soldiers and civilian  
accompanied by Iraqi soldiers  
chanting, the soundtrack of  
is. Video cameras focused on  
building anticipation. Murve  
xplosions brought destruction  
to chunks of metal spinning  
leons and pictures showed  
anting roadside bombs or bul  
ains of suicide bombers, be  
to be seen, no longer whole  
id me, but their familiarity  
t, and I couldn't stop. I smoke  
s, hungry for it. This miles ba  
ke after a long stretch of sol  
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inner. I sliced half an orange be  
ne shakiness lingered. I drank  
ica, my life felt very foreign.

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nents, their relief brought me  
ave me home. Maybe they do  
ave. But I miss Iraq. I miss

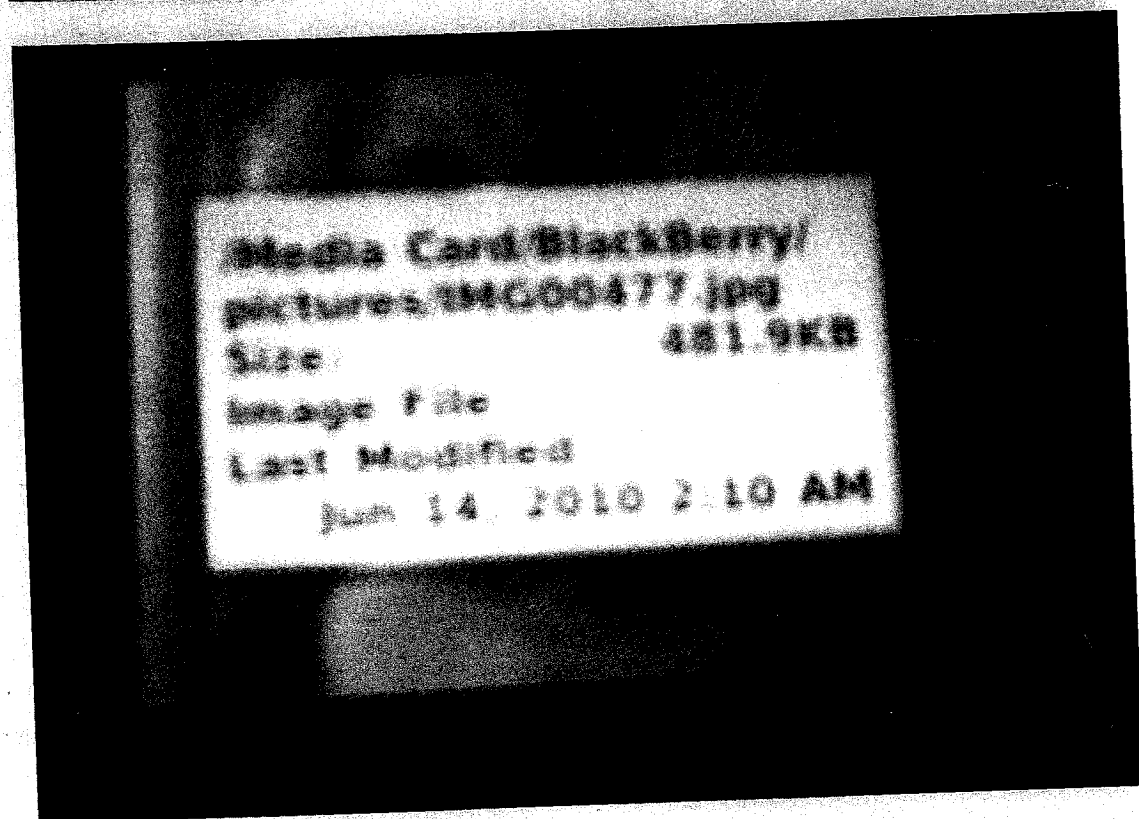
I wake up next to my wife eac  
it. Often I hated being there  
ending. I questioned my role in  
the soldier



**EXHIBIT "7"**



**EXHIBIT "8"**



**EXHIBIT "9"**

**(Respondent's criminal record to be supplement upon receipt of same)**

**EXHIBIT "10"**

## AGREEMENT BETWEEN CALEB AND LISA

Caleb O. Haskins, husband ["Caleb"] and Lisa S. Myers-Haskins, wife ["Lisa"] were married September 21, 2009. The parties have one minor child: Sydney Rose Myers-Haskins, age 3mos.

The parties have agreed to the following:

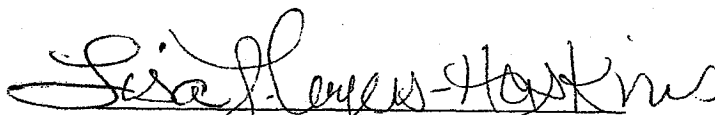
- Caleb and Lisa have agreed to a legal separation. Specifically, the parties separated (Caleb moved out of the home as of 7/3/2010) for the best interest of the family and so Caleb can go through counseling.

Further, the parties have also agreed to the following:

- Caleb and Lisa waive any right to spousal support from each other;
- Lisa will solely maintain and be solely responsible for the post office box located at 9360 West Flamingo Road, Suite 110-326, Las Vegas, Nevada 89147. Lisa will forward any of Caleb's mail to Caleb;
- Caleb will pay \$324.39 to Lisa for the following bills, specifically: SW Gas \$25.27; Cox Cable \$220.44 (past due/current as no payment was made for 5/2010); and, NV Energy \$78.68 (no payment made for 5/2010; May's past due and June's bill was paid 6/27/2010);
- Caleb will be solely responsible for any debt/property in his possession, control and name; any debts he incurs from this point forward will be his sole responsibility;
- Lisa will be solely responsible for any debt/property in her possession, control and name, any debts she incurs from this point forward will be her sole responsibility;
- Lisa will be the sole legal and physical custodian of the parties minor child and waives any right to child support from Caleb. ~~Caleb will not be responsible for the~~  
~~minor child.~~ Lisa will continue to maintain any and all financial responsibilities of the minor child, including but not limited to, medical insurance and medical bills for the minor child.
- Caleb will retain as his sole and separate property any property (tangible or intangible) in his name/possession and any property he purchased prior to their marriage and any property he purchases/acquires from this point forward; and,
- Lisa will retain as her sole and separate property any property (tangible or intangible) in her name/possession and any property she purchased prior to their marriage and any property she purchases/acquires from this point forward.

Each individual has read, understands and will comply with the above agreement.

  
CALEB O. HASKINS      7-15-10  
DATE

  
LISA S. MYERS-HASKINS      7-15-10  
DATE

**EXHIBIT “11”**



BERNSTEIN PEDIATRICS  
LEROY BERNSTEIN, M.D.

DEA #

DIANNE CYRKIEL, A.P.N., CPNP

DEA # LIC. # APN0587

2121 EAST FLAMINGO ROAD, SUITE 100

LAS VEGAS, NV 89119-5123

(702) 796-7000

NAME MEYERS, NADKINS, Sydney AGE 2/10/11

ADDRESS \_\_\_\_\_ DATE 2/10/11

TAMPER-RESISTANT FEATURES INCLUDE: SAFETY-BLUE  
ERASE-RESISTANT BACKGROUND, "ILLEGAL" PANTOGRAPH,  
QUANTITY CHECK-OFF BOXES AND REFILL INDICATOR

**R** Child has moderately  
serious illness

Adv. remain in  
care of mother while  
being treated  
this week -

2/10 thru 2/15/11

☐ 1-24  
☐ 25-49  
☐ 50-74  
☐ 75-100  
☐ 101-150  
☐ 151 and over  
Units

Refill NR 1 2 3 4 5

  
(Signature)

To ensure brand name dispensing, prescriber must handwrite "Dispense  
As Written" on the prescription.

0HPE0146911

**EXHIBIT "12"**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

## Divorce - Complaint

## COURT MINUTES

January 19, 2011

D-10-434495-D Caleb Obadiah Haskins, Plaintiff.  
vs.  
Lisa Myers, Defendant.

**January 19, 2011      9:00 AM**

## Case Management Conference

## Case Management Conference

HEARD BY: Moss, Cheryl B

**COURTROOM:** Courtroom 13

**COURT CLERK:** Valerie Riggs

**PARTIES:**

Caleb Haskins, Plaintiff,  
Counter Defendant, present  
Lisa Myers, Defendant,  
Counter Claimant, present  
Sydney Haskins, Subject  
Minor, not present

Amanda Roberts, Attorney,  
present  
Pro Se

## JOURNAL ENTRIES

- Parties sworn and testified.

Behavior Order SIGNED IN OPEN COURT.

Discussions by Parties and Counsel.

COURT ORDERED the following:

1. Plaintiff is REFERRED to American Toxicology Institute (ATI) for drug testing today. Defendant shall pay for the testing.

2. SCOPES shall be run on both Parties.
3. Plaintiff shall have a Polygraph Test done at his cost.
4. Both Parties shall sign HIPPA releases forthwith.
5. Defendant shall provide a list of 3-4 Outsource Evaluators to Atty Roberts within two (2) weeks.
6. Defendant shall request Plaintiff's VA medical records.
7. Parties shall share JOINT LEGAL and JOINT PHYSICAL CUSTODY of the minor child, with exchanges every three (3) days beginning day with Plaintiff at 4:00 p.m. Exchanges shall be at the Family Court Marshall's Station during the week and Donna's House on Saturdays and Sundays. Parties will split the cost of Donna's House.
8. There is to be NO SMOKING around the minor child.
9. Parties shall communicate by e-mail on child issues only.
10. TEMPORARILY without prejudice, Plaintiff's CHILD SUPPORT is SET at \$621.00 per month, with 1/2 due on the 15th and last day of each month by direct deposit into Defendant's bank account. January's payment is due by the last day of January.
11. CHILD SUPPORT ARREARES are DEFERRED.
12. Defendant provides health insurance for the minor child, with proof of the child's portion, within two (2) weeks, Plaintiff shall pay 1/2 of that cost.
13. Court shall obtain the doctor's reports from the Gambini case D260907, of which Defendant is a party to.
14. Plaintiff's Motion scheduled for March 8, 2011 is VACATED.
15. Return Hearing, Calendar Call and Trial dates SET.

Case Management Order SIGNED and FILED IN OPEN COURT.

Atty Roberts shall prepare the Order from today's hearing, Defendant to sign as to form and content.

3-9-2011 10:00 AM RETURN: ATI/POLYGRAPH

4-20-2011 10:00 AM CALENDAR CALL

6-16-2011 9:30 AM NON-JURY TRIAL #1

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

*Canceled: March 08, 2011 10:30 AM Motion*  
*Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated - per*  
*Judge*  
*Moss, Cheryl B*  
*Courtroom 13*

March 09, 2011 10:00 AM Return Hearing  
Moss, Cheryl B  
Courtroom 13  
Riggs, Valerie

April 20, 2011 10:00 AM Calendar Call  
Moss, Cheryl B  
Courtroom 13  
Riggs, Valerie

June 16, 2011 9:30 AM Non-Jury Trial  
Moss, Cheryl B  
Courtroom 13

**EXHIBIT “13”**

Logout My Account Search Menu New Family Record Search Refine Search Back

Location : Family Help

## REGISTER OF ACTIONS

### CASE No. D-10-434495-D

Caleb Obadiah Haskins, Plaintiff. vs. Lisa Myers, Defendant.

UNCLASIFIED

Case Type: Divorce - Complaint  
 Subtype: Complaint Subject Minor(s)  
 Date Filed: 08/20/2010  
 Location: Department I  
 Conversion Case Number: D434495

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#### PARTY INFORMATION

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<b>Defendant</b>	Myers, Lisa	<b>Lead Attorneys</b> Pro Se
<b>Plaintiff</b>	Haskins, Caleb Obadiah	Amanda M Roberts, ESQ  Retained  702-474-7007(W)
<b>Subject Minor</b>	Haskins, Sydney Rose	

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#### EVENTS & ORDERS OF THE COURT

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**OTHER EVENTS AND HEARINGS**

08/20/2010 Complaint for Divorce

08/24/2010 Child Support and Welfare Party Identification Sheet

08/24/2010 Child Support and Welfare Party Identification Sheet

08/27/2010 Affidavit of Resident Witness  
Affidavit of Resident Witness

08/27/2010 Affidavit of Plaintiff  
Affidavit of Plaintiff

09/23/2010 Peremptory Challenge  
Peremptory Challenge

09/28/2010 Proof of Personal Service of Summons and Complaint  
Affidavit of Service

09/29/2010 Notice of Intent to take Default  
Notice of Intent to Take Default

10/01/2010 Notice of Department Reassignment

10/05/2010 Answer and Counterclaim  
Answer and Counterclaim

10/18/2010 NRCP 16.2 Case Management Conference  
NRCP 16.2 Case Management Conferences

10/26/2010 Motion  
Motion to Withdraw as Attorney of Record

11/22/2010 Case Management Conference (1:30 PM) (Judicial Officer Moss, Cheryl B)  
11/22/2010, 01/10/2011, 01/19/2011  
Parties Present  
Result: Off Calendar

12/01/2010 Reply  
Reply to Counterclaim for Divorce

12/06/2010 Stipulation and Order  
Stipulation and Order to Continue Case Management Conference

12/07/2010 Notice of Entry of Stipulation and Order  
Notice of Entry of Stipulation and Order

12/23/2010 Order

01/03/2011 Notice of Entry of Order  
Notice of Entry of Order

01/06/2011 Financial Disclosure Form  
Financial Disclosure Form

01/06/2011 Notice of Seminar Completion EDCR 5.07  
Notice of Seminar Completion EDCR 5.07

01/07/2011 Affidavit in Support  
Affidavit in Support Of Motion For Leave To Proceed In Forma Pauperis

01/10/2011 Order to Proceed In Forma Pauperis

01/10/2011 CANCELED Motion for Withdrawal (10:30 AM) (Judicial Officer Moss, Cheryl B)  
Vacated  
order to withdraw signed on 12/23/2010

01/10/2011 Motion  
Emergency Motion for Leave to Proceed in Forma Pauperis

01/10/2011 Financial Disclosure Form

01/11/2011 Minute Order (1:30 PM) (Judicial Officer Moss, Cheryl B)  
Result: Minute Order - No Hearing Held

01/11/2011 NRCP 16.2 Case Management Conference  
Amended NRCP 16.2 Case Management Conference

01/14/2011 Ex Parte Application

01/14/2011	<i>Ex Parte Application for an Order Shortening Time</i>
	<b>Motion</b>
	<i>Notice of Motion and Motion for Sole Legal Custody, Primary Physical Custody, and Independant Medical Evauation, and for Attorney Fees and Costs; Affidavit of Caleb Haskins</i>
01/14/2011	<b>Family Court Motion Opposition Fee Information Sheet</b>
	<i>Family Court Motion/Opposition Fee Information Sheet</i>
01/19/2011	<b>Certificate of Service</b>
	<i>U.S. Mail</i>
01/19/2011	<b>Order</b>
	<i>for Supervised Exchange</i>
01/19/2011	<b>Order</b>
	<i>Mutual Behavior Order</i>
01/19/2011	<b>Case Management Order</b>
01/28/2011	<b>Certificate of Mailing</b>
	<i>Pursuant to NRCP 16.2 - U.S. Mail</i>
01/28/2011	<b>Notice of Entry of Order</b>
	<i>Notice of Entry of Order and Order To Proceed In Forma Pauperis</i>
01/28/2011	<b>Request</b>
	<i>Request for Voluntary Recusal of Justice</i>
01/28/2011	<b>Motion</b>
	<i>Motion to Recuse</i>
03/08/2011	<b>CANCELED Motion (10:30 AM) (Judicial Officer Moss, Cheryl B)</b>
	<i>Vacated - per Judge</i>
	<i>hearing 1-19-2011</i>
03/09/2011	<b>Return Hearing (10:00 AM) (Judicial Officer Moss, Cheryl B)</b>
	<i>Return Hearing re: ATI/Polygraph Test (1 Hour)</i>
04/20/2011	<b>Calendar Call (10:00 AM) (Judicial Officer Moss, Cheryl B)</b>
06/16/2011	<b>Non-Jury Trial (9:30 AM) (Judicial Officer Moss, Cheryl B)</b>
	<i>Non-Jury Trial #1</i>

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**FINANCIAL INFORMATION**

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	<b>Counter Claimant Myers, Lisa</b>		
	Total Financial Assessment		217.00
	Total Payments and Credits		217.00
	<b>Balance Due as of 02/16/2011</b>		<b>0.00</b>
10/05/2010	Transaction Assessment		217.00
10/05/2010	Wiznet	Receipt # 2010-51981-CCCLK Myers, Lisa	(217.00)
	<b>Counter Defendant Haskins, Caleb Obadiah</b>		
	Total Financial Assessment		289.00
	Total Payments and Credits		289.00
	<b>Balance Due as of 02/16/2011</b>		<b>0.00</b>
08/20/2010	Transaction Assessment		289.00
08/20/2010	Payment (Window)	Receipt # 2010-42734-FAM Roberts Law Group PC	(289.00)



**EXHIBIT “14”**

D-10-434495-D

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Divorce - Complaint****COURT MINUTES****January 11, 2011**

D-10-434495-D      Caleb Obadiah Haskins, Plaintiff.  
   vs.  
   Lisa Myers, Defendant.

**January 11, 2011      1:30 PM****Minute Order****HEARD BY:** Moss, Cheryl B**COURTROOM:** Courtroom 13**COURT CLERK:** Valerie Riggs**PARTIES:**

Caleb Haskins, Plaintiff,  
Counter Defendant, not  
present

Amanda Roberts, Attorney,  
not present

Lisa Myers, Defendant,  
Counter Claimant, not present  
Sydney Haskins, Subject  
Minor, not present

Pro Se

**JOURNAL ENTRIES**

- Judge Moss advised the parties and Dad's attorney this question would be submitted to the Presiding Judge.

However, Judge Moss notes that after a closer review of the record and procedural history in this case, Mom's time frame to file a peremptory challenge already expired on November 5, 2010.

**Procedural Question:**

1. Dad filed Complaint for Divorce on 8-20-10, assigned to Judge Potter.

D-10-434495-D

2. Dad filed a TIMELY Peremptory Challenge on 9-23-10.
3. The Notice of Department reassignment from Judge Potter to Judge Moss was filed on 10-1-10.
4. Mom filed an Answer and Counterclaim on 10-5-10.
5. Mom's attorney, Preston Rezaee, withdrew on 12-23-10.
6. On 1-5-11, Mom prepared and executed a motion for in Forma Pauperis requesting her fees be waived.
7. Mom also wanted the Peremptory Challenge Fee waived for her.
8. Court finds the Peremptory Challenge fee is a Supreme Court fee and therefore lacks jurisdiction to waive such a fee.
9. Mom, however, asked if she still had time to file a Peremptory Challenge because she was trying to get her Peremptory Challenge fee waived.
10. Court finds that Mom asked her former attorney to file a Peremptory Challenge BEFORE her attorney withdrew from the case.
11. Mom's attorney never filed the Peremptory Challenge.
12. The Notice of Case Management Conference was sent out by the Court's JEA on October 18, 2010.
13. Service was completed after three mailing days on October 21, 2010.
14. Mom's attorney would have had 10 days from October 21, 2010 to file a timely Peremptory Challenge.
15. Court finds Mom's time period to file a Peremptory Challenge expired on November 5, 2010 pursuant to EDCR 1.14 (a).
16. Court further denies Mom's request for voluntary recusal because there is no basis to recuse.
17. in addition, pursuant to the Judicial Canons, a judge has a duty to sit and hear cases.
18. Court ORDERED the case shall remain in Department I and the date for the 16.2 CMC Conference shall be reset to January 19, 2011 at 9:00 a.m.

D-10-434495-D

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

January 19, 2011 9:00 AM Case Management Conference  
Moss, Cheryl B  
Courtroom 13  
Riggs, Valerie

**EXHIBIT "15"**

1 **NOTC**

2 Lisa Myers

3 9360 West Flamingo Road, No. 110-326

4 Las Vegas, Nevada 89147

(702) 401-4440

**Defendant In Proper Person**

5  
6 **DISTRICT COURT**  
7 **FAMILY DIVISION**  
8 **CLARK COUNTY, NEVADA**

9 CALEB O. HASKINS,

10 Plaintiff,

11 vs.

12 LISA MYERS,

13 Defendant.

) CASE NO.: **10-D-434495-D**

) DEPT NO.: **I**

) Supreme Court Case No. **57621**

) (associated with Emergency Motion for Stay)

14 **NOTICE OF APPEAL**

15  
16 Notice is hereby given that LISA MYERS, Defendant In Proper Person above-named,  
17 hereby appeals to the Supreme Court of Nevada from the Minute Order of January 11, 2011  
18 (attached herewith as Exhibit "A"). Also attached, file-stamped Order To Proceed In Forma  
Pauperis, Exhibit "B" herewith.

19 Defendant reserves her right to supplement additional information for this Appeal should  
20 it become available or necessary.

21 Dated this 11<sup>th</sup> day of February, 2011.

22 

23 LISA MYERS

24 9360 West Flamingo Road, No. 110-326

25 Las Vegas, Nevada 89147

(702) 401-4440

**Defendant In Proper Person**

EXHIBIT "A"

'D-10-434495-D

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

## Divorce - Complaint

## COURT MINUTES

January 11, 2011

D-10-434495-D      Caleb Obadiah Haskins, Plaintiff.  
vs.  
Lisa Myers, Defendant.

**January 11, 2011      1:30 PM**

## Minute Order

**HEARD BY:** Moss, Cheryl B

**COURTROOM:** Courtroom 13

**COURT CLERK:** Valerie Riggs

**PARTIES:**

**Caleb Haskins, Plaintiff,  
Counter Defendant, not  
present**  
**Lisa Myers, Defendant,  
Counter Claimant, not present**  
**Sydney Haskins, Subject  
Minor, not present**

Amanda Roberts, Attorney,  
not present

Pro Se

## JOURNAL ENTRIES

- Judge Moss advised the parties and Dad's attorney this question would be submitted to the Presiding Judge.

However, Judge Moss notes that after a closer review of the record and procedural history in this case, Mom's time frame to file a peremptory challenge already expired on November 5, 2010.

### Procedural Question:

- 1. Dad filed Complaint for Divorce on 8-20-10, assigned to Judge Potter.**



D-10-434495-D

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3. The Notice of Department reassignment from Judge Potter to Judge Moss was filed on 10-1-10.
4. Mom filed an Answer and Counterclaim on 10-5-10.
5. Mom's attorney, Preston Rezaee, withdrew on 12-23-10.
6. On 1-5-11, Mom prepared and executed a motion for in Forma Pauperis requesting her fees be waived.
7. Mom also wanted the Peremptory Challenge Fee waived for her.
8. Court finds the Peremptory Challenge fee is a Supreme Court fee and therefore lacks jurisdiction to waive such a fee.
9. Mom, however, asked if she still had time to file a Peremptory Challenge because she was trying to get her Peremptory Challenge fee waived.
10. Court finds that Mom asked her former attorney to file a Peremptory Challenge BEFORE her attorney withdrew from the case.
11. Mom's attorney never filed the Peremptory Challenge.
12. The Notice of Case Management Conference was sent out by the Court's JEA on October 18, 2010.
13. Service was completed after three mailing days on October 21, 2010.
14. Mom's attorney would have had 10 days from October 21, 2010 to file a timely Peremptory Challenge.
15. Court finds Mom's time period to file a Peremptory Challenge expired on November 5, 2010 pursuant to EDCR 1.14 (a).
16. Court further denies Mom's request for voluntary recusal because there is no basis to recuse.
17. in addition, pursuant to the Judicial Canons, a judge has a duty to sit and hear cases.
18. Court ORDERED the case shall remain in Department I and the date for the 16.2 CMC Conference shall be reset to January 19, 2011 at 9:00 a.m.

D-10-434495-D

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

January 19, 2011 9:00 AM Case Management Conference  
Moss, Cheryl B  
Courtroom 13  
Riggs, Valerie

EXHIBIT "B"

1 **NEOJ**  
2 Lisa Myers  
3 9360 West Flamingo Road, No. 110-326  
4 Las Vegas, Nevada 89147  
5 (702) 401-4440  
6 **Defendant In Proper Person**

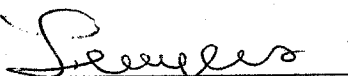
7 **DISTRICT COURT**  
8 **FAMILY DIVISION**  
9 **CLARK COUNTY, NEVADA**

10 **CALEB O. HASKINS,** ) **CASE NO.: 10-D-434495-D**  
11 ) **DEPT NO.: I**  
12 Plaintiff, )  
13 vs. )  
14 **LISA MYERS,** )  
15 Defendant. )  
\_\_\_\_\_ )

16 **NOTICE OF ENTRY OF ORDER**

17 PLEASE TAKE NOTICE that an **ORDER** was filed in the above-entitled  
18 matter on the 10<sup>th</sup> of January, 2011.

19 **DATED** this 14<sup>th</sup> day of January, 2011.

21 

22 **LISA MYERS**  
23 9360 West Flamingo Road, No. 110-326  
24 Las Vegas, Nevada 89147  
25 (702) 401-4440  
26 **Defendant In Proper Person**

27 **///**

ORIGIN

1 **ORDR**

2 Lisa Myers

9360 West Flamingo Road, No. 110-326

3 Las Vegas, Nevada 89147

4 (702) 401-4440

**Defendant In Proper Person**

DISTRICT COURT  
FAMILY DIVISION  
CLARK COUNTY, NEVADA

**FILED**

JAN 10 2 25 PM '11

*[Signature]*  
CLERK OF THE COURT

8 CALEB O. HASKINS,

) CASE NO.: 10-D-434495-D

9 Plaintiff,

) DEPT NO.: I

10 vs.

12 LISA MYERS,

13 Defendant.

15 **ORDER TO PROCEED IN FORMA PAUPERIS**

16 Upon consideration of LISA MYERS' Emergency Motion For Leave To Proceed In  
17 Forma Pauperis and appearing that there is not sufficient income, property, or resources with  
18 which to maintain the action and good cause appearing therefore:

20 **IT IS HEREBY ORDERED** that LISA MYERS shall be permitted to proceed In  
21 Forma Pauperis with this action as permitted by NRS 12.015, NRAP 24(a)(1) and 28 U.S.C.  
22 1915.

24 **IT IS FURTHER ORDERED** that LISA MYERS shall proceed without  
25 prepayment of costs or fees or the necessity of giving security, and the Clerk of the Court may  
26

1 file or issue any necessary writ, pleading or paper without charge.

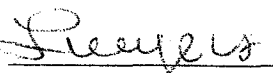
2  
3 **IT IS FURTHER ORDERED** that the Sheriff or other appropriate officer within this  
4 State shall make personal service of any necessary writ, pleading or paper without charge.

5 **IT IS FURTHER ORDERED** that if LISA MYERS prevails in this action, the Court  
6 shall enter an Order pursuant to NRS 12.015 requiring the opposing party to pay into the court,  
7 within five (5) days, the costs which would have been incurred by the prevailing party, and  
8 those costs must then be paid as provided by law.  
9

10 Dated this 10 day of January, 2011.

11  
12   
13 DISTRICT COURT JUDGE

14 Respectfully Submitted By:

15   
16 LISA MYERS  
17 9360 West Flamingo Road, No. 110-326  
18 Las Vegas, Nevada 89147  
19 (702) 401-4440  
20 **Defendant In Proper Person**

21 ///

22 ///

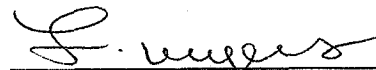
23 ///

1 **CERTIFICATE OF MAILING**

2 I hereby certify that on the 14<sup>th</sup> day of January, 2011, I mailed a true and correct copy  
3 of **NOTICE OF ENTRY OF ORDER AND ORDER** via United States Mail, postage prepaid,  
4 to the following:  
5

6 Amanda M. Roberts, Esq.  
7 2011 Pinto Lane, Suite 100  
8 Las Vegas, Nevada 89106  
9 **Attorney for Plaintiff**

10 Clerk of the Supreme Court of Nevada  
11 201 South Carson Street  
12 Carson City, Nevada 89701  
13 *(Courtesy Copy)*

14   
15 \_\_\_\_\_  
16 Lisa Myers, Defendant In Proper Person  
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**Respondent.**

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IN THE SUPREME COURT OF THE STATE OF NEVADA

LISA MYERS,

Petitioner,

vs.

CALEB O. HASKINS,

Respondent.

) Supreme Court Case No. 57621  
) District Court Case No. 00-D-434495

PROPER PERSON  
RECEIVED/ENTERED

FEB 18 2011  
TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT

**EMERGENCY PETITION FOR REHEARING UNDER NRAP 40 AND,  
EMERGENCY MOTION UNDER NRAP 27(e)**

(action is necessary by Friday, February 18, 2011 and before next Court hearing)

COMES NOW LISA MYERS, Petitioner In Proper Person, and Petitions this Court to Rehear its Order denying Petitioner's Emergency Motion for Stay in Supreme Court Case No. 57621, as per NRAP 40. Further, Petitioner is also submitting her Emergency Motion Under NRAP 27(e).

*L. Myers*

LISA MYERS  
9360 West Flamingo Road, Suite 110-326  
Las Vegas, Nevada 89147  
Telephone: (702) 401.4440  
Petitioner In Proper Person

**1. STANDARD OF REVIEW**

**NRAP RULE 40. PETITION FOR REHEARING**

(a) Procedure and Limitations.

(1) Time. Unless the time is shortened or enlarged by order, a petition for rehearing may be filed within 18 days after the filing of the court's decision under Rule 36. The 3-day mailing period set forth in Rule 26(c) does not apply to the time limits set by this Rule.

The court may consider rehearings in the following circumstances:

RECEIVED

2 FEB 18 2011

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
DEPUTY CLERK

1 (A) When the court has overlooked or misapprehended a material fact in the  
2 record or a material question of law in the case, or

3 (B) When the court has overlooked, misapplied or failed to consider a statute,  
4 procedural rule, regulation or decision directly controlling a dispositive issue in  
5 the case.

6 **NRAP RULE 27. MOTIONS**

7 (e) Emergency Motions. If a movant certifies that to avoid irreparable harm relief is  
8 needed in less than 14 days, the motion shall be governed by the following  
9 requirements:

10 (1) Before filing the motion, the movant shall make every practicable effort to notify the  
11 clerk of the Supreme Court and opposing counsel and to serve the motion at the  
12 earliest possible time. If an emergency motion is not filed at the earliest possible time,  
13 the Supreme Court may summarily deny the motion.

14 (2) A motion filed under this subdivision shall include the title "Emergency Motion  
15 Under NRAP 27(e)" immediately below the caption of the case and a statement  
16 immediately below the title of the motion that states the date or event by which action is  
17 necessary.

18 **NRAP RULE 8. STAY OR INJUNCTION PENDING APPEAL OR RESOLUTION**  
19 **OF ORIGINAL WRIT PROCEEDINGS**

20 (d) Stays in Civil Cases Involving Child Custody. In deciding whether to issue a stay in  
21 matters involving child custody, the Supreme Court will consider the following factors:

22 (1) whether the child(ren) will suffer hardship or harm if the stay is either granted or  
23 denied; (2) whether the nonmoving party will suffer hardship or harm if the stay is  
24 granted; (3) whether movant is likely to prevail on the merits in the appeal; and (4)  
25 whether a determination of other existing equitable considerations, if any, is warranted.

26 **2. ISSUES**

27 **A. THIS PETITIONER'S MOTION FOR STAY WAS DENIED DUE**  
28 **TO HAVING NO DOCUMENTS PROVIDED TO SUPPORT HER MOTION**

29 The Supreme Court's Motion for Stay form specifically states in part:  
30 INSTRUCTIONS: Write only in the space allowed on the form. **Additional pages and**  
31 **attachments are not permitted.** The Nevada Supreme Court prefers short and direct statements.  
32 Citation to legal authority or the district court record is not required but would be helpful to the  
33 Court. [Emphasis added]

1        *See Exhibit "1", attached hereto, Supreme Court's Motion for Stay form.*

2            By this Court's own rules, Petitioner was not permitted to provide any attachments  
3 (exhibits, additional pages, etc) in order to support the claims in her Motion, *See Exhibit "2",*  
4 attached herewith, Petitioner's Emergency Motion for Stay. Further, Petitioner was in the process  
5 of finalizing her Petition for Writ of Mandamus and Prohibition for filing with this Honorable  
6 Supreme Court this week, which would have included such attachments.

7            Moreover, this Petitioner recently and prior to receiving the Order Denying Stay (*See*  
8 **Exhibit "3"**), sent her Amended Emergency Motion for Stay, to include her Emergency Motion  
9 Under 27(e) requesting action by a certain date and prior to the parties' next Court hearing. *See*  
10 **Exhibit "4"**, attached herewith, Petitioner's Amended Emergency Motion for Stay. Therefore,  
11 Petitioner is now filing this Petition for Rehearing on this Court's Order Denying Stay, which shall  
12 include attachments of exhibits substantiating the claims and concerns contained within the  
13 Emergency Motion for Stay, Amended Emergency Motion for Stay and this Petition. Petitioner  
14 will still be filing her Petition for Writ of Mandamus and Prohibition, which shall also include these  
15 attachments and additional exhibits, as well.

### 16        **3. SUBSTANTIAL LAWS AND RULES OVERLOOKED AND CASES INVOLVED**

17            NRS 125C.010 Order awarding visitation rights must define rights with particularity  
18 and specify habitual residence of child.

19            1. Any order awarding a party a right of visitation of a minor child must:  
20 (a) Define that right with sufficient particularity to ensure that the rights of the  
21 parties can be properly enforced and **that the best interest of the child is**  
22 **achieved...** [Emphasis added].

### 23        **RULE 59. NEW TRIALS; AMENDMENT OF JUDGMENTS**

24            (e) Motion to Alter or Amend a Judgment. A motion to alter or amend the  
25 judgment shall be filed no later than 10 days after service of written notice of  
26 entry of the judgment.

### 27        **RULE 60. RELIEF FROM JUDGMENT OR ORDER**

28            (a) Clerical Mistakes. Clerical mistakes in judgments, orders or other parts of the  
record and errors therein arising from oversight or omission may be corrected by  
the court at any time of its own initiative or on the motion of any party and after  
such notice, if any, as the court orders. During the pendency of an appeal, such  
mistakes may be so corrected before the appeal is docketed in the appellate

1 court, and thereafter while the appeal is pending may be so corrected with leave  
2 of the appellate court.

3 (b) Mistakes; Inadvertence; Excusable Neglect; Newly Discovered Evidence;  
4 Fraud, Etc.

5 **RULE 61. HARMLESS ERROR**

6 No error in either the admission or the exclusion of evidence and no error or  
7 defect in any ruling or order or in anything done or omitted by the court or by any  
8 of the parties is ground for granting a new trial or for setting aside a verdict or for  
9 vacating, modifying or otherwise disturbing a judgment or order, unless refusal to  
10 take such action appears to the court inconsistent with substantial justice. The  
11 court at every stage of the proceeding must disregard any error or defect in the  
12 proceeding which does not affect the substantial rights of the parties.

13 **EDCR RULE 2.20. Motions; contents; responses and replies; calendaring a fully**  
14 **briefed matter.**

15 (a) All motions must contain a notice of motion setting the same for hearing on a  
16 day when the judge to whom the case is assigned is hearing civil motions and not  
17 less than 21 days from the date the motion is served and filed. A party filing a  
18 motion must also serve and file with it a memorandum of points and authorities in  
19 support of each ground thereof. The absence of such memorandum may be  
20 construed as an admission that the motion is not meritorious, as cause for its  
21 denial or as a waiver of all grounds not so supported.

22 (c) Within 10 days after the service of the motion, and 5 days after service of any  
23 joinder to the motion, the opposing party must serve and file written notice of  
24 nonopposition or opposition thereto, together with a memorandum of points and  
25 authorities and supporting affidavits, if any, stating facts showing why the motion  
26 and/or joinder should be denied...

27 **NRCP RULE 6. TIME**

28 (d) For Motions—Affidavits. A written motion, other than one which may be  
heard ex parte, and notice of the hearing thereof shall be served not later than 5  
days before the time specified for the hearing, unless a different period is fixed by  
these rules or by rule or order of the court. Such an order may, for cause shown,  
be made on ex parte application. When a motion or opposition is supported by  
affidavit, the affidavit shall be served with the motion or opposition.

1 (e) Additional Time After Service by Mail or Electronic Means. Whenever a  
2 party has the right or is required to do some act or take some proceedings within  
3 a prescribed period after the service of a notice or other paper, other than  
4 process, upon the party and the notice or paper is served upon the party by mail  
or by electronic means, 3 days shall be added to the prescribed period.

5  
6 EDCR RULE 7.21. Preparation of order, judgment or decree.  
7 The counsel obtaining any order, judgment or decree must furnish the form of the  
8 same to the clerk or judge in charge of the court within 10 days after counsel is  
notified of the ruling, unless additional time is allowed by the court.

9 See *Doolittle v. Doolittle*, 70 Nev. 163, 262 P.2d 955 (1953) relying upon  
10 *Gammill v. Federal Land Bank*, 129 F.2d 502, and *Haley v. Eureka County Bank*  
22 P. 1098 (Nev. 1889). See also *Stone v Powell*, 428 US 465, 483 n. 35, 96 Sct.  
11 3037, 49 L. Ed. 2d 1067 (1976), whereby the following was noted, "State courts, like  
12 federal courts, have a constitutional obligation to safeguard personal liberties and to  
uphold federal law." Also, see 28 USCS Sec. 455, and *Marshall v Jerrico Inc.*, 446 US  
13 238, 242, 100 S.Ct. 1610, 64 L. Ed. 2d 182 (1980), "The neutrality requirement helps  
14 to guarantee that life, liberty, or property will not be taken on the basis of an erroneous  
or distorted conception of the facts or the law."

15 **4. SUMMARIZATION OF SERIOUSNESS OF AND EMERGENT ATTENTION TO**  
16 **THE ISSUES AND SAFETY, HEALTH AND OVERALL WELL-BEING OF THE**  
17 **MINOR CHILD AND PETITIONER RIGHTS-THE COURT OVERLOOKED THE**  
18 **RULES AND LAWS, IS BIASED AND PREJUDICING NOT ONLY THIS MATTER**  
19 **BUT PETITIONER'S OTHER UNRELATED MATTER AND HER CREDIBILITY**  
**AND PLACING THE CHILD IN DIRECT HARM'S WAY**

20 At the 1/19/2011 hearing, Judge Moss awarded Respondent three full unsupervised days  
21 with the parties minor child, Sydney Rose Myers-Haskins (now 11 mos.), specifically giving the  
22 parties Joint Physical and Legal Custody, despite the fact this Petitioner has been the *de facto*  
23 Primary Physical and Legal Custodian of the minor child. The Judge further made her decision  
24 despite the evidence of his mental and physical impairments, conviction, extensive history of drug  
25 and alcohol abuse, anger problems, domestic abuse issues (to include shoving Petitioner's other  
26 minor child down the stairs), violence (to include punching a hole in the wall of the parties' home),  
Respondent's abandonment of the minor child who has a history of RSV, Respondent's own  
27 admissions in Court and his parents own admissions. See Exhibits "5" through "9" (additional  
documents will be supplemented). Further, Judge Moss failed to acknowledge the fact that  
Respondent previously signed a Joint Agreement giving Petitioner Sole Physical and Sole Legal  
Custody of the parties minor child waiving any visitation, signed July of 2010, Exhibit "10" herein.

1 Respondent further refused a drug test and therefore waived any visitation of the minor child yet  
2 again at the parties' TPO hearing, as well.

3 Additionally, the minor child was recently returned to Petitioner lethargic, dehydrated,  
4 listless and ill. Petitioner had to take the minor child to her Pediatrician who thereby diagnosed her  
5 with a serious, contagious illness, in which her Pediatrician wrote a note stating she is to remain in  
6 Petitioner's care, *See Exhibit "11"*, attached herewith. It is extremely important to note for the  
7 record, since the Respondent has been out of the home permanently and has had no contact with  
8 the minor child as July of 2010 and up until Judge Moss' Order where Respondent began having  
9 contact with her January 19, 2011, the minor child was healthy, developing well, happy and  
10 without incident while in the care and custody of this Petitioner and her immediate family. Further,  
11 Respondent never cared for the minor child while he was "living" at the parties' townhome prior  
12 to his leave, even taking the last of the food out of the home, taking all of the parties' money, to  
13 include the money for the minor child's doctor visit and leaving the Petitioner without any  
14 necessities or food for the minor child (baby) and her other minor child. The minor child was ill with  
RSV at approximately 5 weeks of age and Respondent refused to quit smoking indirectly and  
directly around her, even yelling obscenities while the minor child was ill and having difficulty  
breathing, refusing to assist or acknowledge her in every way possible. Respondent still smokes  
to date and still refuses to cease smoking both indirectly and directly around the minor child,  
despite the Court's Order.

15 Petitioner is extremely concerned for the minor child's health, safety and overall well-being,  
16 her Pediatrician is as well, as the District Court's Order would continue to put the minor child in  
17 direct harm's way by allowing Respondent to have the 3 unsupervised days with her, especially  
when she became ill in his "care" and "custody" and he failed to notify Petitioner of anything  
whatsoever, to include his blatant refusal to answer any questions regarding the minor child.

18 The Court further Ordered the Petitioner to undergo a psychological evaluation based on  
19 a completely unrelated matter which is currently on Appeal (reference Supreme Court Case No.  
20 56426, District Court Case No. 00-D-260907) and specifically a 2003 report by an unqualified  
21 individual (as per the State Psychological Board) and despite the acceptance of expert testimony  
22 and reports rebutting same. The Court not only forced Petitioner to discuss in detail this completely  
unrelated matter which is on Appeal, but placed her in the position of defending herself in this  
matter.

23 Moreover, since I am challenging the District Court - Family Division's Orders, Petitioner  
24 will be highly prejudiced in both this on-going and her Supreme Court matter as referenced herein.  
25 It would thereby allow the District Court - Family Division to proceed with its current Orders, to  
26 include allowing them to discuss and utilize all documents and information from Petitioner's  
27 separate unrelated Supreme Court matter, forcing Petitioner to be subjected to yet another  
Psychological Evaluation despite the favorable reports and prior testimony of highly qualified

1 psychiatrists/psychologists stating she has no mental health issues whatsoever, in which this Court  
2 and opposing counsel is refusing to acknowledge.

3        Additionally, there exists a conflict of interest with Respondent's counsel, as Petitioner  
4 consulted with an associate attorney at Ms. Robert's law firm on this matter and Petitioner's other  
5 unrelated matter prior to the commencement of this case. It has also recently come to the attention  
6 of this Petitioner that the Office Manager/Senior Paralegal has a long-standing personal relationship  
7 with not only this Petitioner, but with the her immediate and extended family, as well. Opposing  
8 counsel, however, continues to refuse to conflict themselves out of this matter for an unknown  
9 reason. Petitioner is in the process of filing a State Bar complaint against Ms. Roberts and her firm  
10 and is in the process of filing a Motion to Disqualify, as well. Ms. Roberts' continued to  
11 harassment, perjury, attempts at the destruction of this Petitioner's credibility in this State, failure  
12 to ensure the health and safety of the subject minor (an 11 month old baby) and her failure to  
13 follow the laws and rules under her own code of ethics as counsel must not be tolerated.

#### 14 **5. SPECIFIC FACTS AND BRIEF HISTORY OF THE EVENTS IN THIS MATTER**

15        The parties' hearing of January 19, 2011 was to be a 16.2 Case Management Conference,  
16 although opposing counsel, Amanda Roberts filed a Motion for primary physical and sole legal  
17 custody and for a psychological evaluation of this Petitioner at the last minute **providing Petitioner**  
18 **a copy 5 minutes prior to this 16.2 Conference**, despite NRCP 6(d)(e). No OST was ever  
19 signed and filed or provided to Petitioner, nor did Ms. Roberts ever provide Petitioner the Motion  
20 at least 5 full Judicial days prior to the scheduled hearing. Petitioner was further never given 10  
21 days in order to properly file an Opposition/Counter motion, as per EDCR 2.20. Moreover, since  
22 opposing counsel stated she also mailed a copy of the Motion to Petitioner the same day of this  
23 hearing, Petitioner did not receive opposing counsel's Motion until after the hearing<sup>1</sup> Therefore,  
24 Petitioner was prejudiced in this matter as Petitioner was not properly prepared to defend or  
25 provide all necessary documentation to justify her defenses or claims.

26        Despite these issues, the District Court - Family Division, to specifically include Judge  
27 Cheryl B. Moss still allowed the Motion to be heard, specifically awarded the Respondent three  
28 full unsupervised days with the parties minor child, Sydney Rose Myers-Haskins (now 11 mos.),  
specifically giving the parties' Joint Physical and Legal Custody, despite the fact this Petitioner has  
been the *de facto* Primary Physical and Legal Custodian of the minor child, despite the evidence  
of his mental and physical impairments, conviction, extensive history of drug and alcohol abuse,  
anger problems, violence (to include Respondent punching a hole in the wall of the parties' home),

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<sup>1</sup> Opposing counsel, Amanda Roberts admitted at the 1/19/11 Court hearing to placing the Motion  
in the mail that same very day of the hearing! Ms. Roberts further admitted to having ex-parte  
communication with the Judge the prior week requesting her Motion to be heard at this 16.2 Case  
Management Conference, as well.

1 domestic abuse issues (to include Respondent shoving Petitioner's other minor child down the  
2 stairs), Respondent's own admissions in Court and his parents own admissions and his  
3 abandonment of the minor child who has a history of RSV (refer to Exhibits as referenced  
4 herein), to include Court's Minutes<sup>2</sup>. See **Exhibit "12"**. Judge Moss further refused to  
5 acknowledge that Respondent previously signed a Joint Agreement giving Petitioner Sole Physical  
and Sole Legal Custody of the parties minor child waiving any visitation. Respondent also waived  
any visitation and refused a drug test at the prior TPO hearing, as well.

6 The Court further Ordered the Petitioner to undergo a psychological evaluation based on  
7 a completely unrelated matter which is currently on Appeal (reference Supreme Court Case No.  
8 56426) and specifically a 2003 report by an unqualified individual (as per the State Psychological  
9 Board) and despite the acceptance of expert testimony and reports rebutting same. The Court not  
10 only forced Petitioner to discuss in detail this completely unrelated matter which is on Appeal, but  
11 placed her in the position of defending herself in this matter. Interestingly to note, despite the fact  
12 Respondent has a conviction in the State of Colorado and that he also has mainly resided in the  
Carson City, Nevada area, Judge Moss only Ordered a Scope for Clark County, Nevada. (A  
copy of Respondent's record is forthcoming and shall be supplemented into both the Supreme  
Court matter, as well as the District Court matter).

13 It is important to note the events leading up to this hearing. The 16.2 Conference was  
14 originally noticed for November 22, 2010, although Amanda Roberts, counsel for Respondent  
15 requested it be vacated at the last minute and submitted a Stipulation and Order. This hearing was  
16 then vacated and the new hearing was to be noticed to both counsels by the Department, although  
17 a notice was never filed and the on-line system evidenced the conference as being "off calendar".  
18 See **Exhibit "13"**. During his time, Petitioner's now former counsel, Preston P. Rezaee, Esq. filed  
19 a Motion to Withdraw as counsel of record, which was currently on calendar for January 10,  
20 2011, although the hearing was recently vacated as an Order granting his Motion to Withdraw was  
21 signed and filed December 23, 2010, without a hearing or a filed Request for Entry of Order. Mr.  
22 Rezaee never filed Petitioner's 16.2 Financial Disclosure Form signed on August 15, 2010 and  
23 provided to his office, and never filed other documents while he was still counsel for Petitioner.  
24 Petitioner did receive a responsive email January 3, 2011, by Mr. Rezaee's secretary notifying  
Petitioner of the new hearing date for the 16.2 Conference (which was now scheduled for the  
following Monday, January 10, 2011), the time of this hearing was not known. Therefore,  
Petitioner contacted the Law Clerk who notified Petitioner of the hearing time of 10:30 a.m. In  
sum, Petitioner was never properly noticed of the new hearing date and time. Further,  
Respondent's counsel, Ms. Roberts failed to appear on her client's behalf, although Judge Moss

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25 <sup>2</sup> Opposing counsel, Amanda Roberts was Ordered to prepare the 1/19/11 Order and submit it to  
26 Petitioner for review and signature. To date, however, the Order has yet to be prepared and submitted to  
27 this Petitioner. Therefore, the Order has not been signed by the Judge or filed with the Court, as per EDCR  
7.21, whereby Counsel must furnish the Order to the clerk or Judge within 10 days of the ruling.



1 allowed the hearing to move forth discussing the Peremptory Challenge, Request for Voluntary  
2 Recusal, etcetera.

3 Petitioner then attempted to file an Emergency Motion to Proceed in Forma Pauperis,  
4 Affidavit and most importantly a Peremptory Challenge, although the District Court Clerk's office  
declined to file these documents and referred Petitioner to file all with the Nevada Supreme Court.  
5 In speaking with the Clerk and Supervisor of the Supreme Court, it was determined that these  
6 documents were in fact to be filed with the District Court Clerk's office. The District Court Clerk  
7 still declined to file such documents for Petitioner. Therefore, Petitioner attempted to e-file all to  
8 ensure no further prejudice, although the Court would not allow the Peremptory Challenge or  
9 Motion to be e-filed, thereby rejecting them both. Petitioner then contacted the Court and spoke  
10 with the Law Clerk for the Presiding Judge in attempt at a resolution to the above circumstances,  
11 who then in turn spoke with the assigned Department I and the Supreme Court. While the Law  
12 Clerk informed he was awaiting a response from Supreme Court legal counsel, he later informed  
13 he passed the Peremptory Challenge, and associating documents on to the assigned Department  
14 I, Department I is the same very Department in which this Petitioner was challenging, thereby  
15 notifying the Department of said intent. The documents still had yet to be filed by the Court at this  
point, despite the fact this was a time sensitive situation. Further, Judge Moss - Department I said  
she would pass the Peremptory Challenge back to the Presiding Judge for decision, although Judge  
Moss issued an Order the very next day stating she herself made the decision to deny Petitioner's  
Peremptory Challenge, See Exhibits "14" and "15", attached herewith, copy of the Minute  
Order and Notice of Appeal with reference to the decision and Order of the Peremptory  
Challenge.

16 Since this is a temporary Order, Petitioner has not yet filed an Appeal, although an  
17 Emergency Petition for Writ of Prohibition and Mandamus is forthcoming. Petitioner believes she  
18 will prevail as the facts, laws and rules pertaining to this matter justify same. Petitioner believes this  
19 Honorable Supreme Court will act in the best interest, rights and protection of the subject minor  
20 (an 11 month old baby), rights of the Petitioner, in accordance with the laws and so as to avoid  
21 any further prejudice and bias against Petitioner in these matters. Petitioner reserves her right to  
supplement additional information and documentation should she deem necessary and as it  
becomes available.

22 Dated this 16<sup>th</sup> day of February, 2011.

23 

24 LISA MYERS

25 9360 West Flamingo Road, No. 110-326

26 Las Vegas, Nevada 89147

27 **Petitioner In Proper Person**

**EXHIBIT “1”**

IN THE SUPREME COURT OF THE STATE OF NEVADA

_____ Appellant,  vs.  _____ Respondent.	Supreme Court No. _____ District Court No. _____
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**MOTION FOR STAY FORM (CHILD CUSTODY)**  
**FOR PARTIES WITHOUT ATTORNEYS**

**INSTRUCTIONS:** Write only in the space allowed on the form. **Additional pages and attachments are not permitted.** The Nevada Supreme Court prefers short and direct statements. Citation to legal authority or the district court record is not required but would be helpful to the Court.

Any form you file with the Nevada Supreme Court must be mailed or delivered to all other parties to this appeal or to the parties' attorneys.

You may file your forms in person or by mail. You must file the original and 2 copies with the Clerk of the Nevada Supreme Court. If you want the clerk to return a file-stamped copy of your form, you must submit the original and 3 copies and include a self-addressed, stamped envelope. Documents cannot be faxed or e-mailed to the Clerk's Office.

This form must be filed with the Clerk of the Nevada Supreme Court at the following address:

Clerk of the Court  
Supreme Court of Nevada  
201 South Carson Street  
Carson City, Nevada 89701  
Telephone: (775) 684-1600 or (702) 486-9300

**EXHIBIT "2"**

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

2       LISA MYERS,

)   Supreme Court Case No. 57621

)   District Court Case No. 00-D-434495

3                   Petitioner,

)

)

4       vs.

)

)

5       CALEB O. HASKINS,

)

)

6                   Respondent.

)

)

**FILED**

**JAN 26 2011**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY \_\_\_\_\_ DEPUTY CLERK

7  
8  
9  
10  
11       **EMERGENCY MOTION FOR STAY PENDING EMERGENCY PETITION**  
12       **FOR WRIT OF MANDAMUS AND PROHIBITION AND,**  
13       **EMERGENCY MOTION TO SET ASIDE AND/OR VACATE THE DISTRICT**  
14       **COURT ORDER AS PER NRCP 59(e), 60 AND 61**

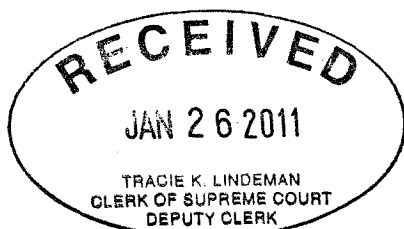
15       **INSTRUCTIONS:** Write only in the space allowed on the form. Additional pages and  
16       **attachments are not permitted.** The Nevada Supreme Court prefers short and direct statements.  
17       Citation to legal authority or the district court record is not required but would be helpful to the  
18       Court.

19       Any form you file with the Nevada Supreme Court must be mailed or delivered to all other parties  
20       to this appeal or to the parties' attorneys.

21       You may file your forms in person or by mail. You must file the original and copies with the Clerk  
22       of the Nevada Supreme Court. If you want the clerk to return a file-stamped copy of your form,  
23       you must submit the original and copies and include a self-addressed, stamped envelope.  
24       Documents cannot be faxed or e-mailed to the Clerk's Office.

25       This form must be filed with the Clerk of the Nevada Supreme Court at the following address:

26                               Clerk of the Court Supreme Court of Nevada  
27                               201 South Carson Street  
28                               Carson City, Nevada 89701  
                              Telephone: (775) 684-1600 or (702) 486-9300



1 **Judgment or Order You Are Appealing.** Specify the judgment or order that you are appealing  
2 from and the date that the judgment or order was filed in the district court.

3 Filed Date Name of Judgment or Order  
4 1/19/2011 hearing Order - Awaiting Court Minutes and Order to be drafted

5  
6 **\*will forward certified copy of Minutes and file-stamped copy of Order when available.**

7 **Notice of Appeal.** Specify the date you filed your notice of appeal in the district court: This is a  
8 temporary Order, no final Order as yet. Therefore, Petitioner has not yet filed an Appeal.  
9 However, Petitioner's Emergency Petition for Writ of Prohibition and Mandamus is forthcoming.

10 **Order to be Stayed.** A stay from the Nevada Supreme Court prevents enforcement of a  
11 district court order. What do you want stayed? The Order from the 1/19/2011 hearing, whereby  
12 Respondent was awarded three full unsupervised days with the parties minor child, Sydney Rose  
13 Myers-Haskins (age 10mos.) despite the evidence of his mental and physical impairments,  
14 conviction, extensive history of drug and alcohol abuse, anger problems, domestic abuse issues and  
15 his abandonment of the minor child who has a history of RSV, Respondent previously signed a  
16 Joint Agreement giving Petitioner Sole Physical and Sole Legal Custody of the parties minor child  
17 waiving any visitation. Respondent also waived any visitation and refused a drug test at the prior  
18 TPO hearing, as well. The Court further Ordered the Petitioner to undergo a psychological  
evaluation based on a completely unrelated matter which is currently on Appeal (reference  
Supreme Court Case No. 54626) and specifically a 2003 report by an unqualified individual (per  
the State Psychological Board) and despite the acceptance of expert testimony and reports  
rebutting same. The Court not only forced Petitioner to discuss in detail this completely unrelated  
matter which is on Appeal, but placed her in the position of defending herself in this matter.

19 **Statement of Facts.** Briefly explain the facts related to your request for a stay. (Your answer must  
20 be provided in the space allowed.) The hearing was to be a 16.2 Case Management Conference,  
21 although opposing counsel filed a Motion for custody at the last minute providing Petitioner a copy  
22 5 minutes prior to this 16.2 Conference. No OST was ever signed and filed or provided to  
23 Petitioner, nor did opposing counsel Amanda Roberts ever provide Petitioner the Motion 3 days  
24 prior to the hearing, nor was Petitioner ever given 10 days in order to properly file an  
25 Opposition/Countermotion. Despite these issues, the District Court - Family Division still allowed  
26 it to be heard and allowed Petitioner's separate matter to be discussed, in depth, thereby Ordering  
Petitioner to undergo a Psychological Evaluation. This Order for the Evaluation is based solely on  
the issues from the prior matter which are currently on Appeal. Interestingly to note, despite the  
fact Respondent has a conviction in the State of Colorado and that he has mainly resided in the  
Carson City area, the Court only Ordered a Scope for Clark County, Nevada.

1       It is important to note the events leading up to this hearing. The 16.2 Conference was  
2 originally noticed for November 22, 2010, although Amanda Roberts, counsel for Respondent  
3 requested it be vacated at the last minute and submitted a Stipulation and Order. This hearing was  
4 then vacated and the new hearing was to be noticed to both counsels by the Department, although  
5 a notice was never filed and the on-line system evidenced the conference as being "off calendar".  
6 During his time, Petitioner's now former counsel, Preston P. Rezaee, Esq. filed a Motion to  
7 Withdraw as counsel of record, which was currently on calendar for January 10, 2011, although  
8 the hearing was recently vacated as an Order granting his Motion to Withdraw was signed and filed  
9 December 23, 2010, without a hearing or a filed Request for Entry of Order. Mr. Rezaee never  
10 filed Petitioner's 16.2 Financial Disclosure Form signed on August 15, 2010 and provided to his  
11 office, and never filed other documents while he was still counsel for Petitioner. Petitioner did  
12 receive a responsive email January 3, 2011, by Mr. Rezaee's secretary notifying Petitioner of the  
13 new hearing date for the 16.2 Conference (which was now scheduled for the following Monday,  
14 January 10, 2011), the time of this hearing was not known. Therefore, Petitioner contacted the  
15 Law Clerk who notified Petitioner of the hearing time of 10:30 a.m. In sum, Petitioner was never  
16 properly noticed of the new hearing date and time.

17       Petitioner then attempted to file an Emergency Motion to Proceed in Forma Pauperis,  
18 Affidavit and most importantly a Peremptory Challenge, although the District Court Clerk's office  
19 declined to file these documents and referred Petitioner to file all with the Nevada Supreme Court.  
20 In speaking with the Clerk and Supervisor of the Supreme Court, it was determined that these  
21 documents were infact to be filed with the District Court Clerk's office. The District Court Clerk  
22 still declined to file such documents for Petitioner. Therefore, Petitioner attempted to e-file all to  
23 ensure no further prejudice, although the Court would not allow the Peremptory Challenge or  
24 Motion to be e-filed, thereby rejecting them both. Petitioner then contacted the Court and spoke  
25 with the Law Clerk for the Presiding Judge in attempt at a resolution to the above circumstances,  
26 who then in turn spoke with the assigned Department I and the Supreme Court. While the Law  
27 Clerk informed he was awaiting a response from Supreme Court legal counsel, he later informed  
28 he passed the Peremptory Challenge, and associating documents on to the assigned Department  
29 I, Department I is the same very Department in which this Petitioner was challenging, thereby  
30 notifying the Department of said intent. The documents still had yet to be filed by the Court at this  
31 point, despite the fact this was a time sensitive situation. Further, Judge Moss - Department I said  
32 she would pass the Peremptory Challenge back to the Presiding Judge for decision, although Judge  
33 Moss issued an Order the very next day stating she herself made the decision to deny Petitioner's  
34 Peremptory Challenge.

35       See *Doolittle v. Doolittle*, 70 Nev. 163, 262 P.2d 955 (1953) relying upon *Gammill v. Federal*  
36 *Land Bank*, 129 F.2d 502, and *Haley v. Eureka County Bank* 22 P. 1098 (Nev. 1889). See  
37 also *Stone v Powell*, 428 US 465, 483 n. 35, 96 Sct. 3037, 49 L. Ed. 2d 1067 (1976), whereby  
38 the following was noted, "State courts, like federal courts, have a constitutional obligation to  
39 safeguard personal liberties and to uphold federal law." and 28 USCS Sec. 455, and *Marshall v*

1 Jerrico Inc., 446 US 238, 242, 100 S.Ct. 1610, 64 L. Ed. 2d 182 (1980). "The neutrality  
2 requirement helps to guarantee that life, liberty, or property will not be taken on the basis of an  
3 erroneous or distorted conception of the facts or the law."

4 **Effect on Your Appeal.** If a stay is denied, how will this affect the issues you are appealing?  
5 (Your answer must be provided in the space allowed.) This Order is a temporary Order, therefore  
6 this Petitioner has not yet Appealed, although her Emergency Petition for Writ of Prohibition and  
7 Mandamus is forthcoming.

8 **Harm to You.** What serious harm will you experience if a stay is denied? (Your answer must be  
9 provided in the space allowed.) Not only would it put the minor child in direct harm's way by  
10 allowing Respondent to have the 3 unsupervised days with her, but since I am challenging the  
11 District Court - Family Division's Orders, Petitioner will be highly prejudiced in both this on-going  
12 and her Supreme Court matter as referenced herein. It would thereby allow the District Court -  
13 Family Division to proceed with its current Orders, to include allowing them to discuss and utilize  
14 all documents and information from Petitioner's separate unrelated Supreme Court matter, forcing  
15 Petitioner be go through yet another Psychological Evaluation despite the favorable reports and  
16 prior testimony of highly qualified psychiatrists/psychologists stating she has no mental health issues  
17 whatsoever, in which this Court and opposing counsel is refusing to acknowledge.

18 **Harm to Others.** What harm will the other side experience if the stay is granted? (Your answer  
19 must be provided in the space allowed.) No harm whatsoever. Respondent has mental and  
20 physical impairments, conviction, extensive history of drug and alcohol abuse, anger problems,  
21 domestic abuse issues and his abandonment of the minor child who has a history of RSV.  
22 Hopefully it will make him realize he needs to seek out the extensive medical and psychological  
23 help he is in need of.

24 **Success on Appeal.** Why are you likely to win this appeal? (Your answer must be provided in  
25 the space allowed.) Since this is a temporary Order, Petitioner has not yet filed an Appeal,  
26 although an Emergency Petition for Writ of Prohibition and Mandamus is forthcoming. Petitioner  
27 believes she will prevail as the facts, laws and rules pertaining to this matter justify same. Petitioner  
28 believes this Honorable Supreme Court will act in the best interest and rights of the minor child,  
rights of the Petitioner, in accordance with the laws and so as to avoid any further prejudice and  
bias against Petitioner in these matters.

Dated this 21<sup>st</sup> day of January, 2011.

L. S. Myers  
LISA S. MYERS  
9360 West Flamingo Road, No. 110-326  
Las Vegas, Nevada 89147  
Petitioner In Proper Person



**EXHIBIT “3”**

IN THE SUPREME COURT OF THE STATE OF NEVADA

LISA S. MYERS,  
Petitioner,  
vs.  
CALEB O. HASKINS,  
Respondent.

No. 57621

**FILED**


**FEB 10 2011**

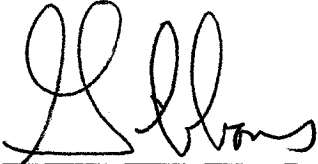
TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Youn  
DEPUTY CLERK

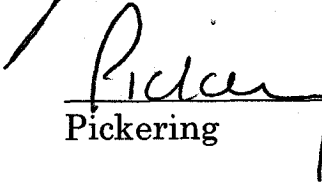
ORDER DENYING STAY

Petitioner, in proper person, has filed an emergency motion for a stay of a district court interim visitation order, stating that she plans to file an original writ petition challenging that order. Having reviewed the motion, we conclude that petitioner has not demonstrated that a stay is warranted. NRAP 8(d) (listing factors to be considered in determining whether a stay is warranted in a child custody matter). In particular, petitioner provided no documents whatsoever in support of her motion, and this court is therefore unable to evaluate the merits of her claims. Accordingly, we deny the motion for stay.

It is so ORDERED.

  
\_\_\_\_\_, J.  
Cherry

  
\_\_\_\_\_, J.  
Gibbons

  
\_\_\_\_\_, J.  
Pickering

cc: Hon. Cheryl B. Moss, District Judge, Family Court Division  
Lisa S. Myers  
Roberts Stoffel Family Law Group  
Eighth District Court Clerk

**EXHIBIT “4”**

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**Petitioner,**

VS.

CALEB O. HASKINS,

**Respondent.**

Supreme Court Case No. 57621  
District Court Case No. 00-D-434495

**(action is necessary by Friday, February 18, 2011 and before next Court hearing)**

**INSTRUCTIONS:** Write only in the space allowed on the form. **Additional pages and attachments are not permitted.** The Nevada Supreme Court prefers short and direct statements. Citation to legal authority or the district court record is not required but would be helpful to the Court.

Any form you file with the Nevada Supreme Court must be mailed or delivered to all other parties to this appeal or to the parties' attorneys.

**You may file your forms in person or by mail. You must file the original and copies with the Clerk of the Nevada Supreme Court. If you want the clerk to return a file-stamped copy of your form, you must submit the original and copies and include a self-addressed, stamped envelope. Documents cannot be faxed or e-mailed to the Clerk's Office.**

**This form must be filed with the Clerk of the Nevada Supreme Court at the following address:**

**Clerk of the Court Supreme Court of Nevada**  
**201 South Carson Street**  
**Carson City, Nevada 89701**  
**Telephone: (775) 684-1600 or (702) 486-9300**

1 **Judgment or Order You Are Appealing.** Specify the judgment or order that you are appealing  
2 from and the date that the judgment or order was filed in the district court.

3	Filed Date	Name of Judgment or Order
4	1/19/2011 hearing	<b>Order - Court Minutes will be attached to the forthcoming Emergency Petition for Writ; and Order to be drafted</b>

5  
6 \*will forward file-stamped copy of Order when available.

7  
8 **Notice of Appeal.** Specify the date you filed your notice of appeal in the district court: This is a  
9 temporary Order, no final Order as yet. Therefore, Petitioner has not yet filed an Appeal.  
However, Petitioner's Emergency Petition for Writ of Prohibition and Mandamus is forthcoming.

10 **Order to be Stayed.** A stay from the Nevada Supreme Court prevents enforcement of a  
11 district court order. What do you want stayed? The Order from the 1/19/2011 hearing, whereby  
12 Respondent was awarded three full unsupervised days with the parties minor child, Sydney Rose  
13 Myers-Haskins (age 10mos.) despite the evidence of his mental and physical impairments,  
14 conviction, extensive history of drug and alcohol abuse, anger problems, domestic abuse issues,  
15 his abandonment of the minor child who has a history of RSV and the minor child was returned  
16 to Petitioner lethargic, dehydrated, listless and ill. She was then diagnosed with a serious,  
17 contagious illness in which her Pediatrician wrote a note stating she is to remain in  
18 Petitioner's care. Further, Respondent previously signed a Joint Agreement giving Petitioner Sole  
19 Physical and Sole Legal Custody of the parties minor child waiving any visitation. Respondent also  
20 waived any visitation and refused a drug test at the prior TPO hearing, as well. The Court further  
21 Ordered the Petitioner to undergo a psychological evaluation based on a completely unrelated  
22 matter which is currently on Appeal (reference Supreme Court Case No. 56426) and specifically  
23 a 2003 report by an unqualified individual (per the State Psychological Board) and despite the  
24 acceptance of expert testimony and reports rebutting same. The Court not only forced Petitioner  
25 to discuss in detail this completely unrelated matter which is on Appeal, but placed her in the  
26 position of defending herself in this matter.

27 **Statement of Facts.** Briefly explain the facts related to your request for a stay. (Your answer must  
28 be provided in the space allowed.) The hearing was to be a 16.2 Case Management Conference,  
although opposing counsel filed a Motion for custody at the last minute providing Petitioner a copy  
5 minutes prior to this 16.2 Conference. No OST was ever signed and filed or provided to  
Petitioner, nor did opposing counsel Amanda Roberts ever provide Petitioner the Motion 3 days  
prior to the hearing, nor was Petitioner ever given 10 days in order to properly file an  
Opposition/Counter-motion. Despite these issues, the District Court - Family Division still allowed  
it to be heard and allowed Petitioner's separate matter to be discussed, in depth, thereby Ordering  
Petitioner to undergo a Psychological Evaluation. This Order for the Evaluation is based solely on

1 the issues from the prior matter which are currently on Appeal. Interestingly to note, despite the  
2 fact Respondent has a conviction in the State of Colorado and that he has mainly resided in the  
3 Carson City area, the Court only Ordered a Scope for Clark County, Nevada.

4 It is important to note the events leading up to this hearing. The 16.2 Conference was originally  
5 noticed for November 22, 2010, although Amanda Roberts, counsel for Respondent requested  
6 it be vacated at the last minute and submitted a Stipulation and Order. This hearing was then  
7 vacated and the new hearing was to be noticed to both counsels by the Department, although a  
8 notice was never filed and the on-line system evidenced the conference as being "off calendar".  
9 During his time, Petitioner's now former counsel, Preston P. Rezaee, Esq. filed a Motion to  
10 Withdraw as counsel of record, which was currently on calendar for January 10, 2011, although  
11 the hearing was recently vacated as an Order granting his Motion to Withdraw was signed and filed  
12 December 23, 2010, without a hearing or a filed Request for Entry of Order. Mr. Rezaee never  
13 filed Petitioner's 16.2 Financial Disclosure Form signed on August 15, 2010 and provided to his  
14 office, and never filed other documents while he was still counsel for Petitioner. Petitioner did  
15 receive a responsive email January 3, 2011, by Mr. Rezaee's secretary notifying Petitioner of the  
16 new hearing date for the 16.2 Conference (which was now scheduled for the following Monday,  
17 January 10, 2011), the time of this hearing was not known. Therefore, Petitioner contacted the  
18 Law Clerk who notified Petitioner of the hearing time of 10:30 a.m. In sum, Petitioner was never  
19 properly noticed of the new hearing date and time.

20 Petitioner then attempted to file an Emergency Motion to Proceed in Forma Pauperis, Affidavit and  
21 most importantly a Peremptory Challenge, although the District Court Clerk's office declined to  
22 file these documents and referred Petitioner to file all with the Nevada Supreme Court. In speaking  
23 with the Clerk and Supervisor of the Supreme Court, it was determined that these documents were  
24 infact to be filed with the District Court Clerk's office. The District Court Clerk still declined to file  
25 such documents for Petitioner. Therefore, Petitioner attempted to e-file all to ensure no further  
26 prejudice, although the Court would not allow the Peremptory Challenge or Motion to be e-filed,  
27 thereby rejecting them both. Petitioner then contacted the Court and spoke with the Law Clerk for  
28 the Presiding Judge in attempt at a resolution to the above circumstances, who then in turn spoke  
29 with the assigned Department I and the Supreme Court. While the Law Clerk informed he was  
30 awaiting a response from Supreme Court legal counsel, he later informed he passed the  
31 Peremptory Challenge, and associating documents on to the assigned Department I. Department  
32 I is the same very Department in which this Petitioner was challenging, thereby notifying the  
33 Department of said intent. The documents still had yet to be filed by the Court at this point, despite  
34 the fact this was a time sensitive situation. Further, Judge Moss - Department I said she would pass  
35 the Peremptory Challenge back to the Presiding Judge for decision, although Judge Moss issued  
36 an Order the very next day stating she herself made the decision to deny Petitioner's Peremptory  
37 Challenge. Petitioner further filed a Motion to Recuse said Judge, of which remains undecided to  
38 date.

1 NRAP 27(e) Emergency Motions. If a movant certifies that to avoid irreparable harm relief is  
2 needed in less than 14 days, the motion shall be governed by the following requirements: 2) A  
3 motion filed under this subdivision shall include the title "Emergency Motion Under NRAP 27(e)"  
4 immediately below the caption of the case and a statement immediately below the title of the motion  
5 that states the date or event by which action is necessary. See *Doolittle v. Doolittle*, 70 Nev. 163,  
6 262 P.2d 955 (1953) relying upon *Gammill v. Federal Land Bank*, 129 F.2d 502, and *Haley*  
7 *v. Eureka County Bank* 22 P. 1098 (Nev. 1889). See also *Stone v Powell*, 428 US 465, 483  
8 n. 35, 96 Sct. 3037, 49 L. Ed. 2d 1067 (1976), whereby the following was noted, "State courts,  
9 like federal courts, have a constitutional obligation to safeguard personal liberties and to uphold  
10 federal law." and 28 USCS Sec. 455, and *Marshall v Jerico Inc.*, 446 US 238, 242, 100 S.Ct.  
11 1610, 64 L. Ed. 2d 182 (1980). "The neutrality requirement helps to guarantee that life, liberty,  
12 or property will not be taken on the basis of an erroneous or distorted conception of the facts or  
13 the law."

14 **Effect on Your Appeal.** If a stay is denied, how will this affect the issues you are appealing?  
15 (Your answer must be provided in the space allowed.) This Order is a temporary Order, therefore  
16 this Petitioner has not yet Appealed, although her Emergency Petition for Writ of Prohibition and  
17 Mandamus is forthcoming.

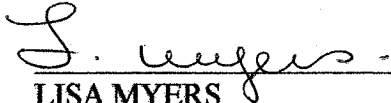
18 **Harm to You.** What serious harm will you experience if a stay is denied? (Your answer must be  
19 provided in the space allowed.) *It would continue to put the minor child in direct harm's way*  
20 *by allowing Respondent to have the 3 unsupervised days with her. Specifically, the minor*  
21 *child was returned to Petitioner lethargic, dehydrated, listless and ill. She was then*  
22 *diagnosed with a serious, contagious illness in which her Pediatrician wrote a note stating*  
23 *she is to remain in Petitioner's care.* Since I am challenging the District Court - Family Division's  
24 Orders, Petitioner will be highly prejudiced in both this on-going and her Supreme Court matter  
25 as referenced herein. It would thereby allow the District Court - Family Division to proceed with  
26 its current Orders, to include allowing them to discuss and utilize all documents and information  
27 from Petitioner's separate unrelated Supreme Court matter, forcing Petitioner be go through yet  
28 another Psychological Evaluation despite the favorable reports and prior testimony of highly  
29 qualified psychiatrists/psychologists stating she has no mental health issues whatsoever, in which  
30 this Court and opposing counsel is refusing to acknowledge.

31 **Harm to Others.** What harm will the other side experience if the stay is granted? (Your answer  
32 must be provided in the space allowed.) No harm whatsoever. Respondent has mental and  
33 physical impairments, conviction, extensive history of drug and alcohol abuse, anger problems,  
34 domestic abuse issues and his abandonment of the minor child who has a history of RSV.  
35 Hopefully it will make him realize he needs to seek out the extensive medical and psychological  
36 help he is in need of.

37 **Success on Appeal.** Why are you likely to win this appeal? (Your answer must be provided in  
38 the space allowed.) Since this is a temporary Order, Petitioner has not yet filed an Appeal,

1 although an Emergency Petition for Writ of Prohibition and Mandamus is forthcoming. Petitioner  
2 believes she will prevail as the facts, laws and rules pertaining to this matter justify same. Petitioner  
3 believes this Honorable Supreme Court will act in the best interest, rights and protection of the  
4 minor child, rights of the Petitioner, in accordance with the laws and so as to avoid any further  
5 prejudice and bias against Petitioner in these matters.

6 Dated this 15<sup>th</sup> day of February, 2011.

7   
8 LISA MYERS  
9 9360 West Flamingo Road, No. 110-326  
10 Las Vegas, Nevada 89147  
11 **Petitioner In Proper Person**

12 ///

13 ///

14 ///



**EXHIBIT “5”**

STATEMENT IN SUPPORT OF CLAIM

1. I, the undersigned, am a member of the family of a veteran who served in the United States Armed Forces during the Vietnam War. I am submitting this statement in support of a claim for compensation for a service-connected disability. The veteran's name is [Name], and the claim is for [Disability]. I am submitting this statement because I have knowledge of the facts and circumstances surrounding the veteran's service and the claim. I am submitting this statement to the Department of Veterans Affairs, Office of the Secretary, Department of Veterans Affairs, Washington, D.C. 20330. I am submitting this statement to the Department of Veterans Affairs, Office of the Secretary, Department of Veterans Affairs, Washington, D.C. 20330. I am submitting this statement to the Department of Veterans Affairs, Office of the Secretary, Department of Veterans Affairs, Washington, D.C. 20330.

FIRST NAME, MIDDLE NAME, LAST NAME OF VETERAN (Type in full)	SOCIAL SECURITY NO.	DATE
Carl E. Haskins		6/25/10

The following statement is made in connection with a claim for benefits in the case of the veteran named above:

Request for a new claim for service connection for my service connected hearing loss and tinnitus.

1. I would like to file a claim for service connection for my service connected hearing loss and tinnitus.

2. I would also like to file a new claim for service connection for the following issues:

- A. PTSD - Related to IED explosion when the Bradley Fighting Vehicle was hit.
- B. TBI - Was driving out the IED, Baghdad, New Report 2003.
- C. Bilateral Hearing Loss.

3. Current treatment is through Las Vegas Veterans Affairs since June 2010.

4. Thank you for your assistance.

I CERTIFY THAT the statements on this form are true and correct to the best of my knowledge and belief.

SIGNATURE	DATE SIGNED
[Signature]	6/25/10
ADDRESS	DATE RECEIVED
9360 W. Flamingo Rd. #110-326 Las Vegas, NV 89117	6/25/10

PENALTY: The law provides severe penalties which include loss of employment, or both, for the willful submission of any false statement of material fact knowing it to be false.

**EXHIBIT “6”**





I Miss Iraq. I Miss My Gun. I Miss My War.

A year after coming home from a tour in Iraq, a soldier returns home to find out he is behind.



nauseating and stood on weak down and water trained against

I've been fortunate enough to be overlooked for a long time. I've continued with the same attitude, but I assume I was overlooked for a reason. However, I never give up. I have a very high

from glad to be  
tasty friends with  
AIX 95000

[illegible]

**EXHIBIT “7”**



# HEALTH

THE UNIVERSITY OF CHICAGO

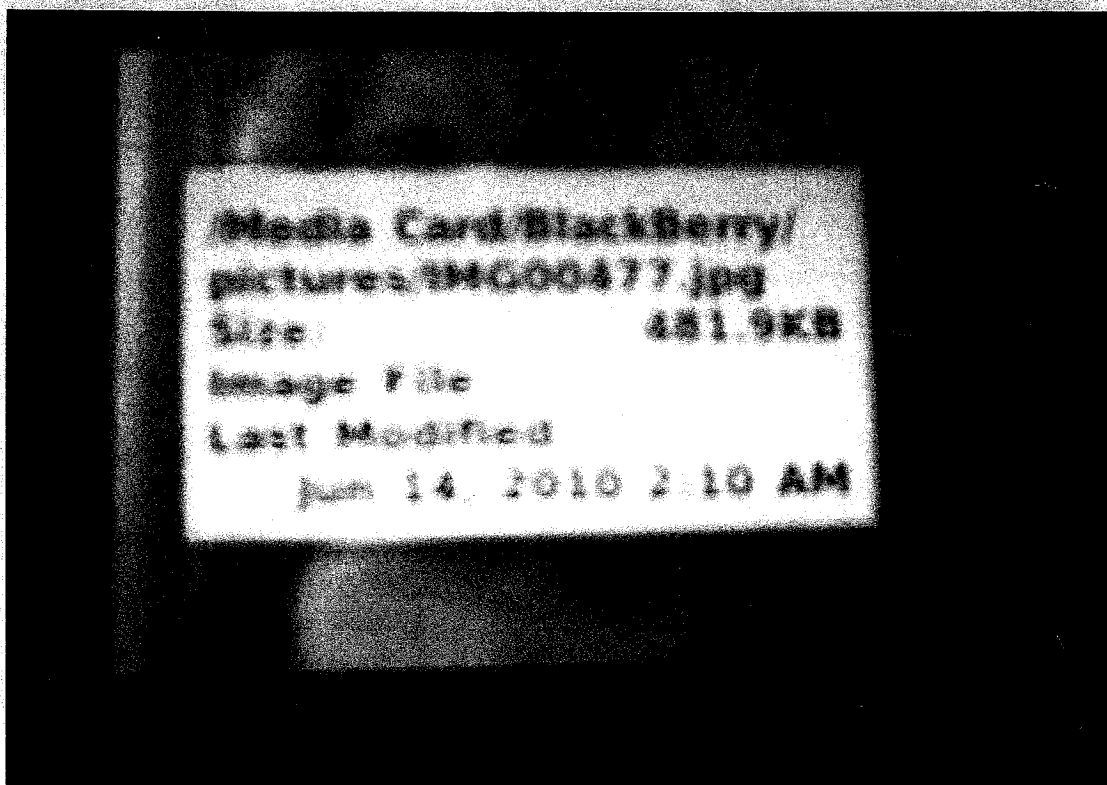
US 24 10 000P-18012-3

100-443887-1000

100

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**EXHIBIT "8"**





## **EXHIBIT “9”**

**(Respondent's criminal record to be supplement upon receipt of same)**

**EXHIBIT "10"**

## AGREEMENT BETWEEN CALEB AND LISA

Caleb O. Haskins, husband ["Caleb"] and Lisa S. Myers-Haskins, wife ["Lisa"] were married September 21, 2009. The parties have one minor child: Sydney Rose Myers-Haskins, age 3mos.

The parties have agreed to the following:

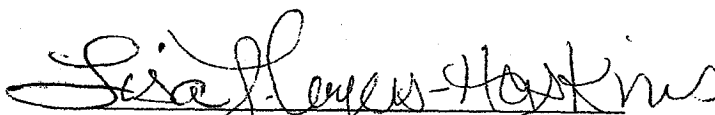
- Caleb and Lisa have agreed to a legal separation. Specifically, the parties separated (Caleb moved out of the home as of 7/3/2010) for the best interest of the family and so Caleb can go through counseling.

Further, the parties have also agreed to the following:

- Caleb and Lisa waive any right to spousal support from each other;
- Lisa will solely maintain and be solely responsible for the post office box located at 9360 West Flamingo Road, Suite 110-326, Las Vegas, Nevada 89147. Lisa will forward any of Caleb's mail to Caleb;
- Caleb will pay \$324.39 to Lisa for the following bills, specifically: SW Gas \$25.27; Cox Cable \$220.44 (past due/current as no payment was made for 5/2010); and, NV Energy \$78.68 (no payment made for 5/2010; May's past due and June's bill was paid 6/27/2010);
- Caleb will be solely responsible for any debt/property in his possession, control and name; any debts he incurs from this point forward will be his sole responsibility;
- Lisa will be solely responsible for any debt/property in her possession, control and name, any debts she incurs from this point forward will be her sole responsibility;
- Lisa will be the sole legal and physical custodian of the parties minor child and waives any right to child support from Caleb. ~~Caleb will not be responsible for the~~  
~~minor child.~~ Lisa will continue to maintain any and all financial responsibilities of the minor child, including but not limited to, medical insurance and medical bills for the minor child.
- Caleb will retain as his sole and separate property any property (tangible or intangible) in his name/possession and any property he purchased prior to their marriage and any property he purchases/acquires from this point forward; and,
- Lisa will retain as her sole and separate property any property (tangible or intangible) in her name/possession and any property she purchased prior to their marriage and any property she purchases/acquires from this point forward.

Each individual has read, understands and will comply with the above agreement.

  
CALEB O. HASKINS      7-15-10  
DATE

  
LISA S. MYERS-HASKINS      7-15-10  
DATE

**EXHIBIT “11”**

BERNSTEIN PEDIATRICS  
LEROY BERNSTEIN, M.D.

DEA #

DIANNE CYRKIEL, A.P.N., CPNP

DEA # LIC. # APN0587

2121 EAST FLAMINGO ROAD, SUITE 100

LAS VEGAS, NV 89119-5123

(702) 796-7000

NAME MEYERS, HOSKINS, Sydney AGE 2/10/11  
ADDRESS \_\_\_\_\_ DATE 2/10/11

TAMPER-RESISTANT FEATURES INCLUDE: SAFETY-BLUE  
ERASE-RESISTANT BACKGROUND, "ILLEGAL" PANTOGRAPH,  
QUANTITY CHECK-OFF BOXES AND REFILL INDICATOR

R Child has moderately  
serious illness

Adv. remain in  
care of mother while  
being treated  
this week -  
2/10 thru 2/15/11

☐ 1-24  
☐ 25-49  
☐ 50-74  
☐ 75-100  
☐ 101-150  
☐ 151 and over  
Units

Refill NR 1 2 3 4 5

(Signature)

To ensure brand name dispensing, prescriber must handwrite "Dispense  
As Written" on the prescription.

0HPE0146911

**EXHIBIT “12”**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Complaint**

**COURT MINUTES**

**January 19, 2011**

D-10-434495-D      Caleb Obadiah Haskins, Plaintiff.  
vs.  
Lisa Myers, Defendant.

**January 19, 2011      9:00 AM**

**Case Management  
Conference**

**Case Management  
Conference**

**HEARD BY:** Moss, Cheryl B

**COURTROOM:** Courtroom 13

**COURT CLERK:** Valerie Riggs

**PARTIES:**

Caleb Haskins, Plaintiff,  
Counter Defendant, present  
Lisa Myers, Defendant,  
Counter Claimant, present  
Sydney Haskins, Subject  
Minor, not present

Amanda Roberts, Attorney,  
present  
Pro Se

**JOURNAL ENTRIES**

- Parties sworn and testified.

Behavior Order SIGNED IN OPEN COURT.

Discussions by Parties and Counsel.

COURT ORDERED the following:

1. Plaintiff is REFERRED to American Toxicology Institute (ATI) for drug testing today. Defendant shall pay for the testing.

2. SCOPES shall be run on both Parties.
3. Plaintiff shall have a Polygraph Test done at his cost.
4. Both Parties shall sign HIPPA releases forthwith.
5. Defendant shall provide a list of 3-4 Outsource Evaluators to Atty Roberts within two (2) weeks.
6. Defendant shall request Plaintiff's VA medical records.
7. Parties shall share JOINT LEGAL and JOINT PHYSICAL CUSTODY of the minor child, with exchanges every three (3) days beginning day with Plaintiff at 4:00 p.m. Exchanges shall be at the Family Court Marshall's Station during the week and Donna's House on Saturdays and Sundays. Parties will split the cost of Donna's House.
8. There is to be NO SMOKING around the minor child.
9. Parties shall communicate by e-mail on child issues only.
10. TEMPORARILY without prejudice, Plaintiff's CHILD SUPPORT is SET at \$621.00 per month, with 1/2 due on the 15th and last day of each month by direct deposit into Defendant's bank account. January's payment is due by the last day of January.
11. CHILD SUPPORT ARREARES are DEFERRED.
12. Defendant provides health insurance for the minor child, with proof of the child's portion, within two (2) weeks, Plaintiff shall pay 1/2 of that cost.
13. Court shall obtain the doctor's reports from the Gambini case D260907, of which Defendant is a party to.
14. Plaintiff's Motion scheduled for March 8, 2011 is VACATED.
15. Return Hearing, Calendar Call and Trial dates SET.

Case Management Order SIGNED and FILED IN OPEN COURT.

Atty Roberts shall prepare the Order from today's hearing, Defendant to sign as to form and content.

3-9-2011 10:00 AM RETURN: ATI/POLYGRAPH

4-20-2011 10:00 AM CALENDAR CALL



6-16-2011 9:30 AM NON-JURY TRIAL #1

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

*Canceled: March 08, 2011 10:30 AM Motion  
Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated - per  
Judge  
Moss, Cheryl B  
Courtroom 13*

March 09, 2011 10:00 AM Return Hearing  
Moss, Cheryl B  
Courtroom 13  
Riggs, Valerie

April 20, 2011 10:00 AM Calendar Call  
Moss, Cheryl B  
Courtroom 13  
Riggs, Valerie

June 16, 2011 9:30 AM Non-Jury Trial  
Moss, Cheryl B  
Courtroom 13

**EXHIBIT “13”**

Logout My Account Search Menu New Family Record Search Refine Search Back

Location : Family Help

## REGISTER OF ACTIONS

### CASE No. D-10-434495-D

Caleb Obadiah Haskins, Plaintiff. vs. Lisa Myers, Defendant.

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Case Type: Divorce - Complaint  
 Subtype: Complaint Subject Minor(s)  
 Date Filed: 08/20/2010  
 Location: Department I  
 Conversion Case Number: D434495

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#### PARTY INFORMATION

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Defendant Myers, Lisa

Lead Attorneys  
Pro Se

Plaintiff Haskins, Caleb Obadiah

Amanda M Roberts, ESQ

Retained

702-474-7007(W)

Subject  
Minor Haskins, Sydney Rose

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#### EVENTS & ORDERS OF THE COURT

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**OTHER EVENTS AND HEARINGS**

08/20/2010 Complaint for Divorce  
 08/24/2010 Child Support and Welfare Party Identification Sheet  
 08/24/2010 Child Support and Welfare Party Identification Sheet  
 08/27/2010 Affidavit of Resident Witness  
     *Affidavit of Resident Witness*  
 08/27/2010 Affidavit of Plaintiff  
     *Affidavit of Plaintiff*  
 09/23/2010 Peremptory Challenge  
     *Peremptory Challenge*  
 09/28/2010 Proof of Personal Service of Summons and Complaint  
     *Affidavit of Service*  
 09/29/2010 Notice of Intent to take Default  
     *Notice of Intent to Take Default*  
 10/01/2010 Notice of Department Reassignment  
 10/05/2010 Answer and Counterclaim  
     *Answer and Counterclaim*  
 10/18/2010 NRCP 16.2 Case Management Conference  
     *NRCP 16.2 Case Management Conferences*  
 10/26/2010 Motion  
     *Motion to Withdraw as Attorney of Record*  
 11/22/2010 Case Management Conference (1:30 PM) (Judicial Officer Moss, Cheryl B)  
     11/22/2010, 01/10/2011, 01/19/2011  
     Parties Present  
     Result: Off Calendar  
 12/01/2010 Reply  
     *Reply to Counterclaim for Divorce*  
 12/06/2010 Stipulation and Order  
     *Stipulation and Order to Continue Case Management Conference*  
 12/07/2010 Notice of Entry of Stipulation and Order  
     *Notice of Entry of Stipulation and Order*  
 12/23/2010 Order  
 01/03/2011 Notice of Entry of Order  
     *Notice of Entry of Order*  
 01/06/2011 Financial Disclosure Form  
     *Financial Disclosure Form*  
 01/06/2011 Notice of Seminar Completion EDCR 5.07  
     *Notice of Seminar Completion EDCR 5.07*  
 01/07/2011 Affidavit in Support  
     *Affidavit in Support Of Motion For Leave To Proceed In Forma Pauperis*  
 01/10/2011 Order to Proceed In Forma Pauperis  
 01/10/2011 CANCELED Motion for Withdrawal (10:30 AM) (Judicial Officer Moss, Cheryl B)  
     Vacated  
     order to withdraw signed on 12/23/2010  
 01/10/2011 Motion  
     *Emergency Motion for Leave to Proceed in Forma Pauperis*  
 01/10/2011 Financial Disclosure Form  
 01/11/2011 Minute Order (1:30 PM) (Judicial Officer Moss, Cheryl B)  
     Result: Minute Order - No Hearing Held  
 01/11/2011 NRCP 16.2 Case Management Conference  
     Amended NRCP 16.2 Case Management Conference  
 01/14/2011 Ex Parte Application

01/14/2011	<i>Ex Parte Application for an Order Shortening Time</i>
	<b>Motion</b>
	<i>Notice of Motion and Motion for Sole Legal Custody, Primary Physical Custody, and Independent Medical Evaluation, and for Attorney Fees and Costs; Affidavit of Caleb Haskins</i>
01/14/2011	<b>Family Court Motion Opposition Fee Information Sheet</b>
	<i>Family Court Motion/Opposition Fee Information Sheet</i>
01/19/2011	<b>Certificate of Service</b>
	<i>U.S. Mail</i>
01/19/2011	<b>Order</b>
	<i>for Supervised Exchange</i>
01/19/2011	<b>Order</b>
	<i>Mutual Behavior Order</i>
01/19/2011	<b>Case Management Order</b>
01/28/2011	<b>Certificate of Mailing</b>
	<i>Pursuant to NRCP 16.2 - U.S. Mail</i>
01/28/2011	<b>Notice of Entry of Order</b>
	<i>Notice of Entry of Order and Order To Proceed In Forma Pauperis</i>
01/28/2011	<b>Request</b>
	<i>Request for Voluntary Recusal of Justice</i>
01/28/2011	<b>Motion</b>
	<i>Motion to Recuse</i>
03/08/2011	<b>CANCELED Motion (10:30 AM) (Judicial Officer Moss, Cheryl B)</b>
	<i>Vacated - per Judge</i>
	<i>hearing 1-19-2011</i>
03/09/2011	<b>Return Hearing (10:00 AM) (Judicial Officer Moss, Cheryl B)</b>
	<i>Return Hearing re: ATMPolygraph Test (1 Hour)</i>
04/20/2011	<b>Calendar Call (10:00 AM) (Judicial Officer Moss, Cheryl B)</b>
06/16/2011	<b>Non-Jury Trial (9:30 AM) (Judicial Officer Moss, Cheryl B)</b>
	<i>Non-Jury Trial #1</i>

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**FINANCIAL INFORMATION**


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	<b>Counter Claimant Myers, Lisa</b>		
	Total Financial Assessment		217.00
	Total Payments and Credits		217.00
	<b>Balance Due as of 02/16/2011</b>		<b>0.00</b>
10/05/2010	Transaction Assessment		217.00
10/05/2010	Wiznet	Receipt # 2010-51981-CCCLK	Myers, Lisa (217.00)
	<b>Counter Defendant Haskins, Caleb Obadiah</b>		
	Total Financial Assessment		289.00
	Total Payments and Credits		289.00
	<b>Balance Due as of 02/16/2011</b>		<b>0.00</b>
08/20/2010	Transaction Assessment		289.00
08/20/2010	Payment (Window)	Receipt # 2010-42734-FAM	Roberts Law Group PC (289.00)

**EXHIBIT “14”**

D-10-434495-D

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

## Divorce - Complaint

# COURT MINUTES

January 11, 2011

**D-10-434495-D**

**Caleb Obadiah Haskins, Plaintiff.**  
**vs.**  
**Lisa Myers, Defendant.**

**January 11, 2011      1:30 PM**

## Minute Order

**HEARD BY:** Moss, Cheryl B

**COURTROOM:** Courtroom 13

**COURT CLERK:** Valerie Riggs

**PARTIES:**

**Caleb Haskins, Plaintiff,  
Counter Defendant, not  
present**  
**Lisa Myers, Defendant,  
Counter Claimant, not present**  
**Sydney Haskins, Subject  
Minor, not present**

Amanda Roberts, Attorney,  
not present

Pro Se

## JOURNAL ENTRIES

- Judge Moss advised the parties and Dad's attorney this question would be submitted to the Presiding Judge.

However, Judge Moss notes that after a closer review of the record and procedural history in this case, Mom's time frame to file a peremptory challenge already expired on November 5, 2010.

### Procedural Question:

- 1. Dad filed Complaint for Divorce on 8-20-10, assigned to Judge Potter.**

D-10-434495-D

2. Dad filed a TIMELY Peremptory Challenge on 9-23-10.
3. The Notice of Department reassignment from Judge Potter to Judge Moss was filed on 10-1-10.
4. Mom filed an Answer and Counterclaim on 10-5-10.
5. Mom's attorney, Preston Rezaee, withdrew on 12-23-10.
6. On 1-5-11, Mom prepared and executed a motion for in Forma Pauperis requesting her fees be waived.
7. Mom also wanted the Peremptory Challenge Fee waived for her.
8. Court finds the Peremptory Challenge fee is a Supreme Court fee and therefore lacks jurisdiction to waive such a fee.
9. Mom, however, asked if she still had time to file a Peremptory Challenge because she was trying to get her Peremptory Challenge fee waived.
10. Court finds that Mom asked her former attorney to file a Peremptory Challenge BEFORE her attorney withdrew from the case.
11. Mom's attorney never filed the Peremptory Challenge.
12. The Notice of Case Management Conference was sent out by the Court's JEA on October 18, 2010.
13. Service was completed after three mailing days on October 21, 2010.
14. Mom's attorney would have had 10 days from October 21, 2010 to file a timely Peremptory Challenge.
15. Court finds Mom's time period to file a Peremptory Challenge expired on November 5, 2010 pursuant to EDCR 1.14 (a).
16. Court further denies Mom's request for voluntary recusal because there is no basis to recuse.
17. in addition, pursuant to the Judicial Canons, a judge has a duty to sit and hear cases.
18. Court ORDERED the case shall remain in Department I and the date for the 16.2 CMC Conference shall be reset to January 19, 2011 at 9:00 a.m.

D-10-434495-D

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

January 19, 2011 9:00 AM Case Management Conference  
Moss, Cheryl B  
Courtroom 13  
Riggs, Valerie



**EXHIBIT “15”**

1 NOTC

2 Lisa Myers

9360 West Flamingo Road, No. 110-326

3 Las Vegas, Nevada 89147

4 (702) 401-4440

5 **Defendant In Proper Person**

6 DISTRICT COURT  
7 FAMILY DIVISION  
CLARK COUNTY, NEVADA

8 CALEB O. HASKINS,

9 Plaintiff,

10 vs.

12 LISA MYERS,

13 Defendant.

) CASE NO.: 10-D-434495-D

) DEPT NO.: I

) Supreme Court Case No. 57621

) (associated with Emergency Motion for Stay)

14 **NOTICE OF APPEAL**

15  
16 Notice is hereby given that LISA MYERS, Defendant In Proper Person above-named,  
17 hereby appeals to the Supreme Court of Nevada from the Minute Order of January 11, 2011  
18 (attached herewith as Exhibit "A"). Also attached, file-stamped Order To Proceed In Forma  
Pauperis, Exhibit "B" herewith.

19 Defendant reserves her right to supplement additional information for this Appeal should  
20 it become available or necessary.

21 Dated this 11<sup>th</sup> day of February, 2011.

22 

23 LISA MYERS

9360 West Flamingo Road, No. 110-326

24 Las Vegas, Nevada 89147

25 (702) 401-4440

26 **Defendant In Proper Person**

**EXHIBIT "A"**

D-10-434495-D

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Divorce - Complaint****COURT MINUTES****January 11, 2011**

D-10-434495-D      Caleb Obadiah Haskins, Plaintiff.  
vs.  
Lisa Myers, Defendant.

**January 11, 2011      1:30 PM****Minute Order****HEARD BY:** Moss, Cheryl B**COURTROOM:** Courtroom 13**COURT CLERK:** Valerie Riggs**PARTIES:**

Caleb Haskins, Plaintiff,  
Counter Defendant, not  
present

Amanda Roberts, Attorney,  
not present

Lisa Myers, Defendant,  
Counter Claimant, not present  
Sydney Haskins, Subject  
Minor, not present

Pro Se

**JOURNAL ENTRIES**

- Judge Moss advised the parties and Dad's attorney this question would be submitted to the Presiding Judge.

However, Judge Moss notes that after a closer review of the record and procedural history in this case, Mom's time frame to file a peremptory challenge already expired on November 5, 2010.

**Procedural Question:**

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D-10-434495-D

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3. The Notice of Department reassignment from Judge Potter to Judge Moss was filed on 10-1-10.
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16. Court further denies Mom's request for voluntary recusal because there is no basis to recuse.
17. in addition, pursuant to the Judicial Canons, a judge has a duty to sit and hear cases.
18. Court ORDERED the case shall remain in Department I and the date for the 16.2 CMC Conference shall be reset to January 19, 2011 at 9:00 a.m.

D-10-434495-D

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

January 19, 2011 9:00 AM Case Management Conference  
Moss, Cheryl B  
Courtroom 13  
Riggs, Valerie

**EXHIBIT "B"**

1 **NEOJ**  
2 Lisa Myers  
3 9360 West Flamingo Road, No. 110-326  
4 Las Vegas, Nevada 89147  
5 (702) 401-4440  
6 **Defendant In Proper Person**

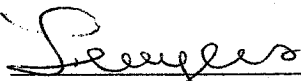
7 **DISTRICT COURT**  
8 **FAMILY DIVISION**  
9 **CLARK COUNTY, NEVADA**

10 CALEB O. HASKINS, ) CASE NO.: 10-D-434495-D  
11 ) DEPT NO.: I  
12 Plaintiff, )  
13 vs. )  
14 LISA MYERS, )  
15 Defendant. )

16 **NOTICE OF ENTRY OF ORDER**

17 PLEASE TAKE NOTICE that an **ORDER** was filed in the above-entitled  
18 matter on the 10<sup>th</sup> of January, 2011.

19 **DATED** this 14<sup>th</sup> day of January, 2011.

21   
22 LISA MYERS  
23 9360 West Flamingo Road, No. 110-326  
24 Las Vegas, Nevada 89147  
25 (702) 401-4440  
26 **Defendant In Proper Person**

27 ///



ORIGIN

**ORDR**

Lisa Myers  
9360 West Flamingo Road, No. 110-326  
Las Vegas, Nevada 89147  
(702) 401-4440

**Defendant In Proper Person**

DISTRICT COURT  
FAMILY DIVISION  
CLARK COUNTY, NEVADA

**FILED**

JAN 10 2 25 PM '11

*John L. Quinn*  
CLERK OF THE COURT

CALEB O. HASKINS,

Plaintiff,

vs.

LISA MYERS,

Defendant.

) CASE NO.: 10-D-434495-D

) DEPT NO.: I

**ORDER TO PROCEED IN FORMA PAUPERIS**

Upon consideration of LISA MYERS' Emergency Motion For Leave To Proceed In  
Forma Pauperis and appearing that there is not sufficient income, property, or resources with  
which to maintain the action and good cause appearing therefore:

**IT IS HEREBY ORDERED** that LISA MYERS shall be permitted to proceed In  
Forma Pauperis with this action as permitted by NRS 12.015, NRAP 24(a)(1) and 28 U.S.C.  
1915.

**IT IS FURTHER ORDERED** that LISA MYERS shall proceed without  
prepayment of costs or fees or the necessity of giving security, and the Clerk of the Court may

1 file or issue any necessary writ, pleading or paper without charge.

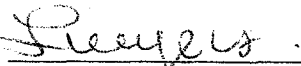
2  
3 **IT IS FURTHER ORDERED** that the Sheriff or other appropriate officer within this  
4 State shall make personal service of any necessary writ, pleading or paper without charge.

5 **IT IS FURTHER ORDERED** that if LISA MYERS prevails in this action, the Court  
6 shall enter an Order pursuant to NRS 12.015 requiring the opposing party to pay into the court,  
7 within five (5) days, the costs which would have been incurred by the prevailing party, and  
8 those costs must then be paid as provided by law.  
9

10 Dated this 10 day of January, 2011.

11  
12   
13 DISTRICT COURT JUDGE

14 Respectfully Submitted By:

15 

16 LISA MYERS  
17 9360 West Flamingo Road, No. 110-326  
18 Las Vegas, Nevada 89147  
19 (702) 401-4440  
20 **Defendant In Proper Person**

21 ///

22 ///

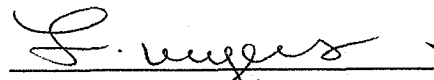
23 ///

1 **CERTIFICATE OF MAILING**

2 I hereby certify that on the 14<sup>th</sup> day of January, 2011, I mailed a true and correct copy  
3  
4 of **NOTICE OF ENTRY OF ORDER AND ORDER** via United States Mail, postage prepaid,  
5 to the following:

6 Amanda M. Roberts, Esq.  
7 2011 Pinto Lane, Suite 100  
8 Las Vegas, Nevada 89106  
9 **Attorney for Plaintiff**

10 Clerk of the Supreme Court of Nevada  
11 201 South Carson Street  
12 Carson City, Nevada 89701  
13 **(Courtesy Copy)**

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16 Lisa Myers, Defendant In Proper Person  
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**Respondent.**

) Supreme Court Case No. 57621  
) District Court Case No. 00-D-434495  
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**Lisa Myers, Petitioner In Proper Person**

