

Electronically Filed
CLERK OF THE COURT
Jan 27 2011 09:45 a.m.
Tracie K. Lindeman

1 **NOAS**
GORDON SILVER
2 WILLIAM M. NOALL
Nevada Bar No. 3549
3 Email: wnoall@gordonsilver.com
MARK S. DZARNOSKI
4 Nevada Bar No. 3398
Email: mdzarnoski@gordonsilver.com
5 JEFFREY HULET
Nevada Bar No. 10621
6 Email: jhulet@gordonsilver.com
3960 Howard Hughes Pkwy., 9th Floor
7 Las Vegas, Nevada 89169
Tel: (702) 796-5555
8 Fax: (702) 369-2666
Attorneys for Defendants
9 Principal Investments, Inc., d/b/a Rapid
Cash, Granite Financial Services, Inc., d/b/a
10 Rapid Cash, FMMR Investments, Inc., d/b/a
Rapid Cash, Prime Group, Inc., d/b/a Rapid
11 Cash and Advance Group, Inc., d/b/a Rapid
12 Cash

13 **DISTRICT COURT**

14 **CLARK COUNTY, NEVADA**

15 CASANDRA HARRISON; EUGENE
16 VARCADOS; CONCEPCION QUINTINO; and
17 MARY DUNGAN, individually and on behalf of
all persons similarly situated,

18 Plaintiffs,

19 vs.

20 PRINCIPAL INVESTMENTS, INC. d/b/a
21 RAPID CASH; GRANITE FINANCIAL
SERVICES, INC. d/b/a RAPID CASH; FMMR
22 INVESTMENTS, INC. d/b/a RAPID CASH;
PRIME GROUP, INC. d/b/a RAPID CASH;
23 ADVANCE GROUP, INC. d/b/a RAPID CASH;
MAURICE CARROLL, individually and d/b/a
24 ON SCENE MEDIATIONS; VILISIA
COLEMAN, and DOES I through X, inclusive,

25 Defendants.

CASE NO. A624982
DEPT. XI

NOTICE OF APPEAL

26 ...
27 ...
28 ...

1 TO: ALL PARTIES.

2 NOTICE IS HEREBY GIVEN that Defendants Principal Investments, Inc., d/b/a Rapid
3 Cash, Granite Financial Services, Inc., d/b/a Rapid Cash, FMMR Investments, Inc., d/b/a Rapid
4 Cash, Prime Group, Inc., d/b/a Rapid Cash and Advance Group, Inc., d/b/a Rapid Cash (the
5 "Rapid Cash Defendants") hereby appeal to the Supreme Court of Nevada from the Order
6 entered on November 29, 2010, in the Eighth Judicial District Court, Clark County, Nevada,
7 attached hereto as **Exhibit "A"**, and the Notice of Entry of Order was served on December 3,
8 2010, and is attached hereto as **Exhibit "B"**.

9 A Petition for Writ of Mandamus regarding this Order was filed with the Nevada
10 Supreme Court on December 17, 2010 which Petition was denied by Order filed January 18,
11 2011.

12 DATED this 21 day of January, 2011.

13 GORDON SILVER

14 
15 GORDON SILVER
16 WILLIAM M. NOALL

17 Nevada Bar No. 3549

18 MARK S. DZARNOSKI

19 Nevada Bar No. 3398

20 JEFFREY HULET

21 Nevada Bar No. 10621

22 Email: jhulet@gordonsilver.com

23 3960 Howard Hughes Pkwy., 9th Floor

24 Las Vegas, Nevada 89169

25 Tel: (702) 796-5555

26 Attorneys for Defendants

27 Principal Investments, Inc., d/b/a Rapid

28 Cash, Granite Financial Services, Inc., d/b/a

Rapid Cash, FMMR Investments, Inc., d/b/a

Rapid Cash, Prime Group, Inc., d/b/a Rapid

Cash and Advance Group, Inc., d/b/a Rapid

Cash

1 **CERTIFICATE OF SERVICE**

2 The undersigned, an employee of Gordon Silver, hereby certifies that on the 21st day of
3 January, 2011, she served a copy of the **NOTICE OF APPEAL**, by facsimile, and by placing
4 said copy in an envelope, postage fully prepaid, in the U.S. Mail at Las Vegas, Nevada, said
5 envelope addressed to:

6 Dan L. Wulz, Esq.
7 Venicia Considine, Esq.
8 Legal Aid Center of Southern Nevada, Inc.
9 800 South Eighth Street
Las Vegas, NV 89101
Fax: (702) 388-1642

10 J. Randall Jones, Esq.
11 Jennifer C. Dorsey, Esq.
12 Kemp, Jones & Coulthard, LLP
13 3800 Howard Hughes Parkway, 17th Floor
Las Vegas, NV 89169
Fax: (702) 385-6001

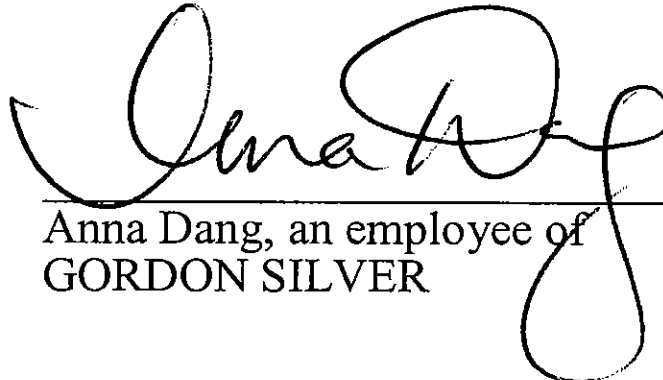
14
15
16 
17 Anna Dang, an employee of
GORDON SILVER

EXHIBIT A

ORIGINAL

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11/29/2010 04:39:13 PM

ORDD

GORDON SILVER

WILLIAM M. NOALL

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MARK S. DZARNOSKI

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JEFFREY HULET

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Email: jhulet@gordonsilver.com

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Las Vegas, Nevada 89169

Tel: (702) 796-5555

Fax: (702) 369-2666

Attorneys for Defendants

Principal Investments, Inc., d/b/a Rapid

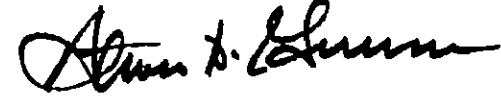
Cash, Granite Financial Services, Inc., d/b/a

Rapid Cash, FMMR Investments, Inc., d/b/a

Rapid Cash, Prime Group, Inc., d/b/a Rapid

Cash and Advance Group, Inc., d/b/a Rapid

Cash



CLERK OF THE COURT

DISTRICT COURT

CLARK COUNTY, NEVADA

CASANDRA HARRISON; EUGENE
VARCADOS; CONCEPCION QUINTINO; and
MARY DUNGAN, individually and on behalf of
all persons similarly situated,

Plaintiffs,

vs.

PRINCIPAL INVESTMENTS, INC. d/b/a
RAPID CASH; GRANITE FINANCIAL
SERVICES, INC. d/b/a RAPID CASH; FMMR
INVESTMENTS, INC. d/b/a RAPID CASH;
PRIME GROUP, INC. d/b/a RAPID CASH;
ADVANCE GROUP, INC. d/b/a RAPID CASH;
MAURICE CARROLL, individually and d/b/a
ON SCENE MEDIATIONS; VILISIA
COLEMAN, and DOES I through X, inclusive,

Defendants.

CASE NO. A624982
DEPT. XI

ORDER DENYING MOTION TO
COMPEL ARBITRATION

Now on this 12th day of October, 2010, comes on for hearing "Motion To Compel Arbitration and Stay Proceedings" (the "Motion") filed by Defendants, Principal Investments, Inc. d/b/a Rapid Cash; Granite Financial Services, Inc. d/b/a Rapid Cash; FMMR Investments,

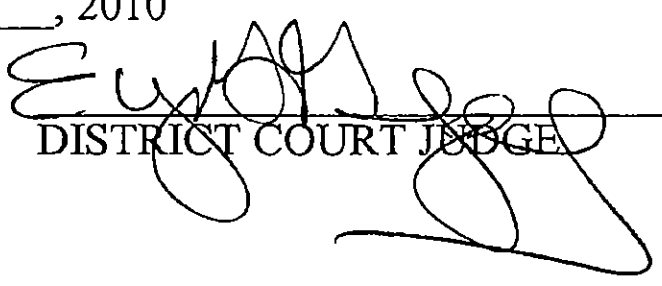
1 Inc., d/b/a Rapid Cash; Prime Group, Inc., d/b/a Rapid Cash, and Advance Group, Inc., d/b/a
2 Rapid Cash (hereafter "Rapid Cash"). Plaintiffs appeared by counsel, J. Randall Jones, Esq.,
3 Jennifer C. Dorsey, Esq., Kemp, Jones and Coulthard, LLC, and Dan L. Wulz, Esq., Legal Aid
4 Center of Southern Nevada, Inc. Defendants, Rapid Cash, appeared by counsel Mark S.
5 Dzarnoski, Esq., Gordon Silver, and Martin Bryce, Ballard Spar.

6 The Court, having reviewed the Motion, Plaintiff's Opposition, Defendants' Reply, the
7 file, and the pleadings on file herein, and having considered the arguments of the parties, hereby
8 FINDS and ORDERS as follows:

9 The Motion is denied. The Court finds that the Movants waived their right to demand
10 arbitration in that Defendants knew of their right to arbitrate, acted inconsistently with that right
11 in filing thousands of justice court cases against the putative Class members, and prejudiced the
12 putative Class members by their inconsistent acts in taking default judgments. ^{and pursuing collection.} The Court further
13 finds that it is against public policy to allow litigation, even if it is in the Small Claims Court,
14 and then require arbitration of those claims ~~_____~~
15 which arise from the alleged tortious and fraudulent conduct of defendants and its agents in those
16 collection activities.

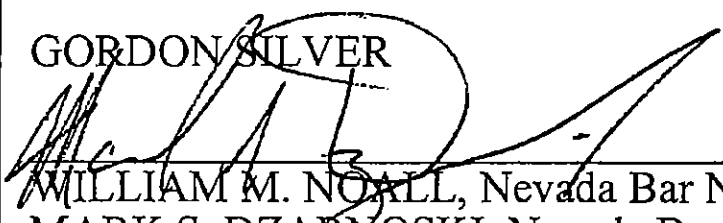
17 **IT IS SO ORDERED.**

18 DATED this 29th day of November, 2010

19 
DISTRICT COURT JUDGE

20 Prepared and submitted by:

21 GORDON SILVER

22 
WILLIAM M. NOALL, Nevada Bar No. 3549

23 MARK S. DZARNOSKI, Nevada Bar No. 3398

24 JEFFREY HULET, Nevada Bar No. 10621

25 3960 Howard Hughes Pkwy., 9th Floor

Las Vegas, Nevada 89169

Tel: (702) 796-5555

Attorneys for Defendants

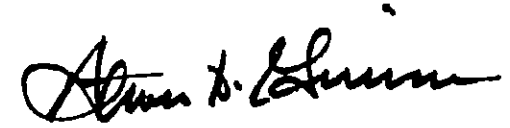
26 Principal Investments, Inc., d/b/a Rapid Cash, Granite

Financial Services, Inc., d/b/a Rapid Cash, FMMR

27 Investments, Inc., d/b/a Rapid Cash, Prime Group, Inc.,

28 d/b/a Rapid Cash and Advance Group, Inc., d/b/a Rapid Cash

EXHIBIT B



CLERK OF THE COURT

1 **NEOJ**
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2 WILLIAM M. NOALL
Nevada Bar No. 3549
3 Email: wnoall@gordonsilver.com
MARK S. DZARNOSKI
4 Nevada Bar No. 3398
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Attorneys for Defendants
9 Principal Investments, Inc., d/b/a Rapid
Cash, Granite Financial Services, Inc., d/b/a
10 Rapid Cash, FMMR Investments, Inc., d/b/a
Rapid Cash, Prime Group, Inc., d/b/a Rapid
11 Cash and Advance Group, Inc., d/b/a Rapid
12 Cash

13 **DISTRICT COURT**

14 **CLARK COUNTY, NEVADA**

15 CASANDRA HARRISON; EUGENE
16 VARCADOS; CONCEPCION QUINTINO; and
MARY DUNGAN, individually and on behalf of
all persons similarly situated,

17
18 Plaintiffs,

19 vs.

20 PRINCIPAL INVESTMENTS, INC. d/b/a
RAPID CASH; GRANITE FINANCIAL
21 SERVICES, INC. d/b/a RAPID CASH; FMMR
INVESTMENTS, INC. d/b/a RAPID CASH;
PRIME GROUP, INC. d/b/a RAPID CASH;
22 ADVANCE GROUP, INC. d/b/a RAPID CASH;
MAURICE CARROLL, individually and d/b/a
23 ON SCENE MEDIATIONS; VILISIA
COLEMAN, and DOES I through X, inclusive,

24 Defendants.
25

CASE NO. A-10-624982-B
DEPT. XI

NOTICE OF ENTRY OF ORDER

26 ...

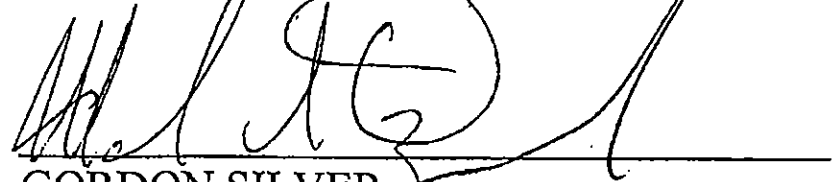
27 ...

28 ...

1 PLEASE TAKE NOTICE that an Order, a copy of which is attached hereto, was entered
2 in the above-entitled matter on the 29th day of November, 2010.

3 DATED this 3 day of December, 2010.

4 GORDON SILVER

5 

6 GORDON SILVER

7 WILLIAM M. NOALL

8 Nevada Bar No. 3549

9 MARK S. DZARNOSKI

10 Nevada Bar No. 3398

11 JEFFREY HULET

12 Nevada Bar No. 10621

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17 Attorneys for Defendants

18 Principal Investments, Inc., d/b/a Rapid

19 Cash, Granite Financial Services, Inc., d/b/a

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21 Rapid Cash, Prime Group, Inc., d/b/a Rapid

22 Cash and Advance Group, Inc., d/b/a Rapid

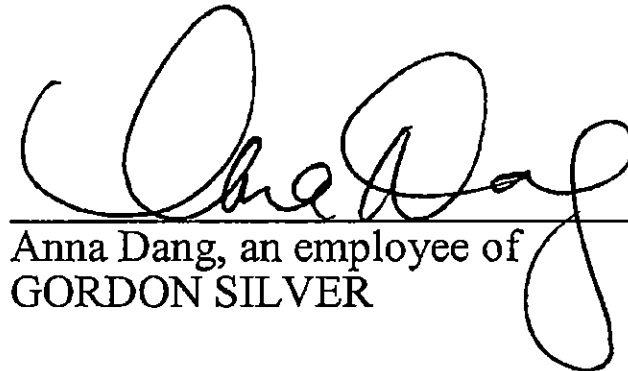
23 Cash

CERTIFICATE OF SERVICE

The undersigned, an employee of Gordon Silver, hereby certifies that on the 3rd day of December, 2010, she served a copy of the **Notice of Entry of Order**, by facsimile, and by placing said copy in an envelope, postage fully prepaid, in the U.S. Mail at Las Vegas, Nevada, said envelope addressed to:

Dan L. Wulz, Esq.
Venicia Considine, Esq.
Legal Aid Center of Southern Nevada, Inc.
800 South Eighth Street
Las Vegas, NV 89101
Fax: (702) 388-1642

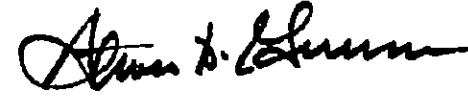
J. Randall Jones, Esq.
Jennifer C. Dorsey, Esq.
Kemp, Jones & Coulthard, LLP
3800 Howard Hughes Parkway, 17th Floor
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Fax: (702) 385-6001



Anna Dang, an employee of
GORDON SILVER

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Attorneys for Defendants

Principal Investments, Inc., d/b/a Rapid

Cash, Granite Financial Services, Inc., d/b/a

Rapid Cash, FMMR Investments, Inc., d/b/a

Rapid Cash, Prime Group, Inc., d/b/a Rapid

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Cash

DISTRICT COURT

CLARK COUNTY, NEVADA

CASANDRA HARRISON; EUGENE
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vs.

PRINCIPAL INVESTMENTS, INC. d/b/a
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SERVICES, INC. d/b/a RAPID CASH; FMMR
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MAURICE CARROLL, individually and d/b/a
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CASE NO. A624982
DEPT. XI

**ORDER DENYING MOTION TO
COMPEL ARBITRATION**

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Arbitration and Stay Proceedings" (the "Motion") filed by Defendants, Principal Investments,
Inc. d/b/a Rapid Cash; Granite Financial Services, Inc. d/b/a Rapid Cash; FMMR Investments,

1 Inc., d/b/a Rapid Cash; Prime Group, Inc., d/b/a Rapid Cash, and Advance Group, Inc., d/b/a
2 Rapid Cash (hereafter "Rapid Cash"). Plaintiffs appeared by counsel, J. Randall Jones, Esq.,
3 Jennifer C. Dorsey, Esq., Kemp, Jones and Coulthard, LLC, and Dan L. Wulz, Esq., Legal Aid
4 Center of Southern Nevada, Inc. Defendants, Rapid Cash, appeared by counsel Mark S.
5 Dzarnoski, Esq., Gordon Silver, and Martin Bryce, Ballard Spar.

6 The Court, having reviewed the Motion, Plaintiff's Opposition, Defendants' Reply, the
7 file, and the pleadings on file herein, and having considered the arguments of the parties, hereby
8 FINDS and ORDERS as follows:

9 The Motion is denied. The Court finds that the Movants waived their right to demand
10 arbitration in that Defendants knew of their right to arbitrate, acted inconsistently with that right
11 in filing thousands of justice court cases against the putative Class members, and prejudiced the
12 putative Class members by their inconsistent acts in taking default judgments. The Court further
13 finds that it is against public policy to allow litigation, even if it is in the Small Claims Court,
14 and then require arbitration of those claims ~~_____~~ ^{and pursuing collection}
15 which arise from the alleged tortious and fraudulent conduct of defendants and its agents in those
16 collection activities.

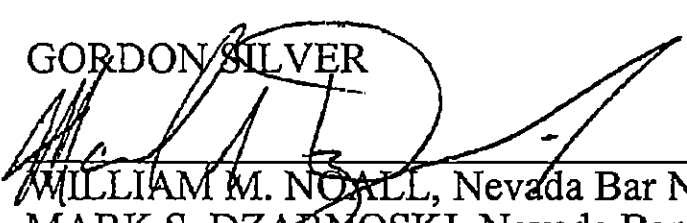
17 **IT IS SO ORDERED.**

18 DATED this 29th day of November, 2010

19 
DISTRICT COURT JUDGE

20 Prepared and submitted by:

21 GORDON SILVER

22 
WILLIAM M. NOALL, Nevada Bar No. 3549

23 MARK S. DZARNOSKI, Nevada Bar No. 3398

24 JEFFREY HULET, Nevada Bar No. 10621

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Las Vegas, Nevada 89169

25 Tel: (702) 796-5555

Attorneys for Defendants

26 Principal Investments, Inc., d/b/a Rapid Cash, Granite

Financial Services, Inc., d/b/a Rapid Cash, FMMR

27 Investments, Inc., d/b/a Rapid Cash, Prime Group, Inc.,

28 d/b/a Rapid Cash and Advance Group, Inc., d/b/a Rapid Cash

DEPARTMENT 11
CASE SUMMARY
CASE No. A-10-624982-B

Casandra Harrison, Plaintiff(s)
vs.
FMMR Investments Inc, Defendant(s)

§
§
§
§
§

Location: **Department 11**
Judicial Officer: **Gonzalez, Elizabeth**
Filed on: **09/09/2010**
Conversion Case Number: **A624982**

CASE INFORMATION

Case Type: **Business Court**
Sub Type: **Enhanced Case Management/Business**
Case Flags: **Discovery heard by Department
Appealed to Supreme Court**

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	A-10-624982-B
Court	Department 11
Date Assigned	09/09/2010
Judicial Officer	Gonzalez, Elizabeth













PARTY INFORMATION

		<i>Lead Attorneys</i>
Plaintiff	Dungan, Mary	Wulz, Dan L <i>Retained</i> 7023861070(W)
	Harrison, Casandra	Wulz, Dan L <i>Retained</i> 7023861070(W)
	Quintino, Concepcion	Wulz, Dan L <i>Retained</i> 7023861070(W)
	Varcados, Eugene	Wulz, Dan L <i>Retained</i> 7023861070(W)
Defendant	Carroll, Maurice	
	Coleman, Vilisia	
	FMMR Investments Inc	Noall, William M. <i>Retained</i> 7027965555(W)
	Granite Financial Services Inc	Noall, William M. <i>Retained</i> 7027965555(W)
	Prime Group Inc	Noall, William M. <i>Retained</i> 7027965555(W)
	Principal Investments Inc	Noall, William M. <i>Retained</i> 7027965555(W)
	Principle Investments Inc	Noall, William M. <i>Retained</i>














DEPARTMENT 11
CASE SUMMARY
CASE No. A-10-624982-B

7027965555(W)

W A M Rentals LLC

DATE	EVENTS & ORDERS OF THE COURT	INDEX
09/09/2010	 Complaint Filed By: Plaintiff Harrison, Casandra <i>Class Action Complaint</i>	
09/09/2010	 Statement of Legal Aid Representation and Fee Waiver Filed by: Plaintiff Harrison, Casandra <i>Statement of Legal Aid Representation (Pursuant to NRS 12.015)</i>	
09/09/2010	 Motion to Certify Class Filed By: Plaintiff Harrison, Casandra <i>Plaintiffs' Motion to Certify Class</i>	
09/09/2010	 Motion Filed By: Plaintiff Harrison, Casandra <i>Plaintiffs' Motion for Rule 23 No Contact Order or, Alternatively, for A Preliminary Injunction</i>	
09/09/2010	Case Opened	
09/27/2010	 Affidavit Filed By: Defendant FMMR Investments Inc <i>Affidavit of Richard Duke Gee</i>	
09/28/2010	 Summons Filed by: Plaintiff Harrison, Casandra <i>Summons - Principal Investments Inc DBA Rapid Cash</i>	
09/28/2010	 Summons Filed by: Plaintiff Harrison, Casandra <i>Summons - Advance Group Inc DBA Rapid Cash</i>	
09/28/2010	 Summons Filed by: Plaintiff Harrison, Casandra <i>Summons - Prime Group Inc DBA Rapid Cash</i>	
09/28/2010	 Summons Filed by: Plaintiff Harrison, Casandra <i>Summons - Granite Financial Services Inc DBA Rapid Cash</i>	
09/28/2010	 Summons Filed by: Plaintiff Harrison, Casandra <i>Summons - FMMR Investments Inc DBA Rapid Cash</i>	
09/28/2010	 Receipt of Copy Filed by: Defendant FMMR Investments Inc <i>Receipt of Copy</i>	
09/30/2010	 Order Shortening Time Filed By: Defendant FMMR Investments Inc <i>Motion to Compel Arbitration and Stay All Proceedings; Application for Order Shortening Time</i>	

DEPARTMENT 11
CASE SUMMARY
CASE No. A-10-624982-B

10/01/2010	 Subpoena Duces Tecum Filed by: Plaintiff Harrison, Casandra <i>Subpoena Duces Tecum; Affidavit of Service</i>
10/04/2010	 Initial Appearance Fee Disclosure Filed By: Defendant FMMR Investments Inc <i>Initial Appearance Fee Disclosure</i>
10/05/2010	 Certificate of Mailing Filed By: Plaintiff Harrison, Casandra <i>Certificate of Mailing</i>
10/05/2010	 Certificate of Mailing Filed By: Plaintiff Harrison, Casandra <i>Certificate of Mailing</i>
10/06/2010	 Certificate of Mailing Filed By: Plaintiff Harrison, Casandra <i>Certificate of Mailing</i>
10/07/2010	 Opposition to Motion Filed By: Plaintiff Harrison, Casandra <i>Opposition to Motion to Compel Arbitration and Stay All Proceedings</i>
10/07/2010	 Summons Filed by: Plaintiff Harrison, Casandra Party served: Defendant Coleman, Vilisia <i>Summons - Vilisia Coleman</i>
10/08/2010	 Opposition Filed By: Defendant FMMR Investments Inc <i>Opposition to Motion to Certify Class</i>
10/08/2010	 Opposition Filed By: Plaintiff Harrison, Casandra <i>Opposition to Plaintiffs' Motion for Rule 23 No Contact Order Or, Alternatively, For a Preliminary Injunction</i>
10/08/2010	 Affidavit of Service Filed By: Plaintiff Harrison, Casandra Party Served: Defendant Carroll, Maurice <i>Affidavit of Service - Maurice Carroll</i>
10/08/2010	 Reply to Opposition Filed by: Defendant FMMR Investments Inc <i>Reply to Opposition to Motion to Compel Arbitration and Stay All Proceedings</i>
10/11/2010	 Receipt of Copy Filed by: Defendant FMMR Investments Inc <i>Receipt of Copy</i>
10/11/2010	 Receipt of Copy Filed by: Defendant FMMR Investments Inc




DEPARTMENT 11
CASE SUMMARY
CASE No. A-10-624982-B

Receipt of Copy















10/11/2010	 Receipt of Copy Filed by: Defendant FMMR Investments Inc <i>Receipt of Copy</i>
10/11/2010	 Receipt of Copy Filed by: Defendant FMMR Investments Inc <i>Receipt of Copy</i>
10/12/2010	Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 10/12/2010, 10/21/2010 Events: 09/09/2010 Motion <i>Plaintiffs' Motion for Rule 23 No Contact Order or, Alternatively, for A Preliminary Injunction</i>
10/12/2010	Motion to Compel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 09/30/2010 Order Shortening Time <i>Defts' Motion to Compel Arbitration and Stay All Proceedings; Application for Order Shortening Time</i>
10/12/2010	 All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>ALL PENDING MOTIONS (10/12/10)</i>
10/12/2010	 Order Admitting to Practice Filed By: Defendant FMMR Investments Inc; Defendant Granite Financial Services Inc; Defendant Principle Investments Inc; Defendant Prime Group Inc; Defendant Principal Investments Inc <i>Order Admitting to Practice</i>
10/14/2010	 Affidavit of Attempted Service Filed By: Plaintiff Harrison, Casandra <i>Affidavit of Attempted Service RE: Rescue Bail Bonds</i>
10/15/2010	 Reply to Opposition Filed by: Plaintiff Harrison, Casandra <i>Plaintiffs Reply to Opposition to Motion For Rule 23 No Contact Order or, Alternatively, For A Preliminary Injunction</i>
10/15/2010	 Notice of Entry of Order Filed By: Defendant FMMR Investments Inc <i>Notice of Entry of Order</i>
10/15/2010	 Transcript of Proceedings <i>Transcript of Proceedings Hearing on Motions</i>
10/18/2010	 Reply in Support Filed By: Plaintiff Harrison, Casandra <i>Reply in Support of Motion to Certify Class</i>
10/19/2010	 Certificate of Mailing Filed By: Plaintiff Harrison, Casandra <i>Certificate of Mailing</i>
10/19/2010	 Certificate of Mailing Filed By: Plaintiff Harrison, Casandra

DEPARTMENT 11
CASE SUMMARY
CASE No. A-10-624982-B

Certificate of Mailing

10/19/2010	 Subpoena Duces Tecum Filed by: Plaintiff Harrison, Casandra <i>Subpoena Duces Tecum</i>
10/19/2010	 Certificate of Mailing Filed By: Defendant FMMR Investments Inc <i>Certificate of Mailing</i>
10/20/2010	 Affidavit of Attempted Service Filed By: Plaintiff Harrison, Casandra <i>Affidavit of Attempted Service Re: W.A.M. Rentals, LLC d/b/a On Scene Mediations</i>
10/20/2010	 Affidavit of Attempted Service Filed By: Plaintiff Harrison, Casandra <i>Affidavit of Attempted Service Re: Maurice Carroll d/b/a On Scene Mediations</i>
10/20/2010	 Notice of Appearance Party: Defendant FMMR Investments Inc; Defendant Granite Financial Services Inc; Defendant Principle Investments Inc; Defendant Prime Group Inc; Defendant Principal Investments Inc <i>Notice of Appearance</i>
10/20/2010	 Affidavit of Attempted Service Filed By: Plaintiff Harrison, Casandra <i>Affidavit of Attempted Service Re: Maurice Carrol, Individually</i>
10/21/2010	Motion to Certify Class (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 09/09/2010 Motion to Certify Class <i>Plaintiffs' Motion to Certify Class</i>
10/21/2010	 All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>All Pending Motions (10/21/10)</i>
10/27/2010	 Transcript of Proceedings Party: Plaintiff Harrison, Casandra <i>Transcript of Proceedings Hearing on Motion for Class Certification</i>
11/01/2010	 Affidavit Filed By: Defendant FMMR Investments Inc <i>Rapid Cash Defendants' Submission of Affidavits in Opposition to Motion for Preliminary Injunction</i>
11/02/2010	Status Check (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Status Check: Class Notice</i>
11/02/2010	Preliminary Injunction Hearing (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Preliminary Injunction Hearing</i>
11/02/2010	 All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
11/02/2010	 Temporary Restraining Order Filed by: Defendant FMMR Investments Inc <i>Temporary Restraining Order and Order Terminating Wage Garnishments</i>

DEPARTMENT 11
CASE SUMMARY
CASE No. A-10-624982-B

11/02/2010	 Notice Filed By: Plaintiff Harrison, Casandra <i>Notice of Posting Bond on Temporary Restraining Order</i>
11/03/2010	 Receipt <i>REPRINTED RECEIPT - TEMPORARYRESTRAINING ORDER</i>
11/04/2010	 Notice of Entry of Order Filed By: Defendant FMMR Investments Inc <i>Notice of Entry of Order</i>
11/19/2010	 Stipulation and Order Filed by: Defendant FMMR Investments Inc <i>Stipulation and Order to Continue Preliminary Injunction Hearing</i>
11/22/2010	 Notice of Entry of Order Filed By: Defendant FMMR Investments Inc <i>Notice of Entry of Order</i>
11/29/2010	 Order Denying Filed By: Defendant FMMR Investments Inc; Defendant Granite Financial Services Inc; Defendant Principle Investments Inc; Defendant Prime Group Inc; Defendant Principal Investments Inc; Defendant Carroll, Maurice; Defendant Coleman, Vilisia <i>Order Denying Motion to Compel Arbitration</i>
12/03/2010	 Affidavit of Attempted Service Filed By: Plaintiff Harrison, Casandra <i>Affidavit of Attempted Service</i>
12/03/2010	 Affidavit of Due Diligence Filed By: Plaintiff Harrison, Casandra <i>Affidavit of Due Diligence</i>
12/03/2010	 Notice of Entry of Order Filed By: Defendant FMMR Investments Inc <i>Notice of Entry of Order</i>
12/14/2010	 Preliminary Injunction Hearing (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
12/14/2010	 Stipulation and Order Filed by: Plaintiff Harrison, Casandra <i>Stipulation and Order</i>
12/16/2010	 Motion to Dismiss Filed By: Defendant Principle Investments Inc <i>Motion to Dismiss for Lack of Subject Matter Jurisdiction and for Failure to State a Claim Upon Which Relief May Be Granted</i>
12/16/2010	 Notice of Intent to take Default Party: Plaintiff Harrison, Casandra <i>Notice of Intent to Take Default</i>
12/16/2010	 Notice of Intent to take Default

DEPARTMENT 11
CASE SUMMARY
CASE No. A-10-624982-B

	Party: Plaintiff Harrison, Casandra <i>Notice of Intent to Take Default</i>
12/17/2010	 Notice Filed By: Defendant Principle Investments Inc <i>Notice of Filing Writ Petition</i>
12/20/2010	 Notice of Entry of Order Filed By: Plaintiff Harrison, Casandra
12/27/2010	 Notice of Hearing Filed By: Defendant Principle Investments Inc <i>Notice of Hearing</i>
01/06/2011	 Opposition to Motion Filed By: Plaintiff Harrison, Casandra <i>Opposition to Motion to Dismiss for Lack of Subject Matter Jurisdiction and for Failure to State a Claim Upon Which Relief May Be Granted</i>
01/07/2011	 Notice of Intent to take Default Party: Plaintiff Harrison, Casandra <i>Second Notice of Intent to Take Default</i>
01/11/2011	 Motion Filed By: Plaintiff Harrison, Casandra <i>Plaintiffs' Motion to Clarify Class Notice Process</i>
01/12/2011	 Application for Entry of Default Filed By: Plaintiff Harrison, Casandra <i>Application for Entry of Default</i>
01/19/2011	 Certificate of Mailing Filed By: Plaintiff Harrison, Casandra <i>Certificate of Mailing</i>
01/20/2011	 Reply Filed by: Defendant Principle Investments Inc <i>Reply to Opposition to Motion to Dismiss for Lack Of Subject Matter Jurisdiction and for Failure to State a Claim Upon Which Relief May Be Granted</i>
01/21/2011	 Notice of Appeal Filed By: Defendant Principle Investments Inc <i>Notice of Appeal</i>
01/21/2011	 Application for Entry of Default Filed By: Plaintiff Harrison, Casandra <i>Application for Entry of Default</i>
01/25/2011	 Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 12/16/2010 Motion to Dismiss <i>Defts Principal Investments, Granite Financial Services, FMMR Investments, Prime Group, Cash and Advance Group's Motion to Dismiss for Lack of Subject Matter Jurisdiction and for Failure to State a Claim Upon Which Relief May Be Granted</i>
02/15/2011	Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

DEPARTMENT 11
CASE SUMMARY
CASE No. A-10-624982-B

Plaintiffs' Motion to Clarify Class Notice Process

DATE	FINANCIAL INFORMATION
	Defendant FMMR Investments Inc
	Total Charges 1,483.00
	Total Payments and Credits 1,483.00
	Balance Due as of 1/26/2011 0.00
	Defendant Granite Financial Services Inc
	Total Charges 30.00
	Total Payments and Credits 30.00
	Balance Due as of 1/26/2011 0.00
	Defendant Prime Group Inc
	Total Charges 30.00
	Total Payments and Credits 30.00
	Balance Due as of 1/26/2011 0.00
	Defendant Principal Investments Inc
	Total Charges 30.00
	Total Payments and Credits 30.00
	Balance Due as of 1/26/2011 0.00
	Defendant Principle Investments Inc
	Total Charges 54.00
	Total Payments and Credits 54.00
	Balance Due as of 1/26/2011 0.00
	Plaintiff Harrison, Casandra
	Total Charges 27.00
	Total Payments and Credits 27.00
	Balance Due as of 1/26/2011 0.00
	Defendant Principal Investments Inc
	APPEAL BOND Balance as of 1/26/2011 500.00
	Plaintiff Harrison, Casandra
	TEMPORARY RESTRAINING ORDER Balance as of 1/26/2011 50.00

CIVIL COVER SHEET

A-10-624982-B

Clark County, Nevada

XI

Case No. _____
(Assigned by Clerk's Office)**I. Party Information**

Plaintiff: Casandra Harrison; Eugene Varcados; Concepcion Quintino; and Mary Dungan, individually and on behalf of all persons similarly situated,

Attorney: Dan L. Wulz, Nev. Bar #5557, Legal Aid Center of Southern Nevada, 800 S. Eighth Street, Las Vegas, NV 89101 (702) 386-1070

Defendant: Principal Investments, Inc. d/b/a Rapid Cash; Granite Financial Services, Inc. d/b/a Rapid Cash; FMMR Investments, Inc., d/b/a Rapid Cash; Prime Group, Inc., d/b/a Rapid Cash; Advance Group, Inc., d/b/a Rapid Cash; Maurice Carroll, individually and d/b/a On Scene Mediations; W.A.M. Rentals, LLC and d/b/a On Scene Mediations; Vilisia Coleman, and DOES I through X, inclusive,

Attorney (name/address/phone): _____

II. Nature of Controversy (Please check applicable bold category and applicable subcategory, if appropriate)☐ **Arbitration Requested****Civil Cases**

Real Property	Torts	
<input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Title to Property <input type="checkbox"/> Foreclosure <input type="checkbox"/> Liens <input type="checkbox"/> Quiet Title <input type="checkbox"/> Specific Performance <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property <input type="checkbox"/> Partition <input type="checkbox"/> Planning/Zoning	<input type="checkbox"/> Negligence <input type="checkbox"/> Negligence -- Auto <input type="checkbox"/> Negligence -- Medical/Dental <input type="checkbox"/> Negligence -- Premises Liability (Slip/Fall) <input type="checkbox"/> Negligence -- Other	<input type="checkbox"/> Product Liability <input type="checkbox"/> Product Liability/Motor Vehicle <input type="checkbox"/> Other Torts/Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Torts/Defamation (Libel/Slander) <input type="checkbox"/> Interfere with Contract Rights <input type="checkbox"/> Employment Torts (Wrongful termination) <input type="checkbox"/> Other Torts <input type="checkbox"/> Anti-trust <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Insurance <input type="checkbox"/> Legal Tort <input type="checkbox"/> Unfair Competition
Probate	Other Civil Filing Types	
Estimated Estate Value: _____ <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside Estates <input type="checkbox"/> Trust/Conservatorships <input type="checkbox"/> Individual Trustee <input type="checkbox"/> Corporate Trustee <input type="checkbox"/> Other Probate	<input type="checkbox"/> Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> General <input type="checkbox"/> Breach of Contract <input type="checkbox"/> Building & Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Other Contracts/Agmt/Judgment <input type="checkbox"/> Collection of Actions <input type="checkbox"/> Employment Contract <input type="checkbox"/> Guarantee <input type="checkbox"/> Sale Contract <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Civil Petition for Judicial Review <input type="checkbox"/> Foreclosure Mediation <input type="checkbox"/> Other Administrative Law <input type="checkbox"/> Department of Motor Vehicles <input type="checkbox"/> Worker's Compensation Appeal	<input type="checkbox"/> Appeal from Lower Court (also check applicable civil case box) <input type="checkbox"/> Transfer from Justice Court <input type="checkbox"/> Justice Court Civil Appeal <input type="checkbox"/> Civil Writ <input type="checkbox"/> Other Special Proceeding <input type="checkbox"/> Other Civil Filing <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Conversion of Property <input type="checkbox"/> Damage to Property <input type="checkbox"/> Employment Security <input type="checkbox"/> Enforcement of Judgment <input type="checkbox"/> Foreign Judgment -- Civil <input type="checkbox"/> Other Personal Property <input type="checkbox"/> Recovery of Property <input type="checkbox"/> Stockholder Suit <input type="checkbox"/> Other Civil Matters

III. Business Court Requested (Please check applicable category; for Clark or Washoe Counties only.)

- | | | |
|---|--|---|
| <input type="checkbox"/> NRS Chapters 78-88 | <input type="checkbox"/> Investments (NRS 104 Art. 8) | <input checked="" type="checkbox"/> Enhanced Case Mgmt/Business |
| <input type="checkbox"/> Commodities (NRS 90) | <input type="checkbox"/> Deceptive Trade Practices (NRS 598) | <input type="checkbox"/> Other Business Court Matters |
| <input type="checkbox"/> Securities (NRS 90) | <input type="checkbox"/> Trademarks (NRS 600A) | |

SEPT. 9, 2010
Date

Signature of initiating party or representative

ORIGINAL

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11/29/2010 04:39:13 PM



CLERK OF THE COURT

ORDD

GORDON SILVER

WILLIAM M. NOALL

Nevada Bar No. 3549

Email: wnoall@gordonsilver.com

MARK S. DZARNOSKI

Nevada Bar No. 3398

Email: mdzarnoski@gordonsilver.com

JEFFREY HULET

Nevada Bar No. 10621

Email: jhulet@gordonsilver.com

3960 Howard Hughes Pkwy., 9th Floor

Las Vegas, Nevada 89169

Tel: (702) 796-5555

Fax: (702) 369-2666

Attorneys for Defendants

Principal Investments, Inc., d/b/a Rapid

Cash, Granite Financial Services, Inc., d/b/a

Rapid Cash, FMMR Investments, Inc., d/b/a

Rapid Cash, Prime Group, Inc., d/b/a Rapid

Cash and Advance Group, Inc., d/b/a Rapid

Cash

DISTRICT COURT

CLARK COUNTY, NEVADA

CASANDRA HARRISON; EUGENE
VARCADOS; CONCEPCION QUINTINO; and
MARY DUNGAN, individually and on behalf of
all persons similarly situated,

Plaintiffs,

vs.

PRINCIPAL INVESTMENTS, INC. d/b/a
RAPID CASH; GRANITE FINANCIAL
SERVICES, INC. d/b/a RAPID CASH; FMMR
INVESTMENTS, INC. d/b/a RAPID CASH;
PRIME GROUP, INC. d/b/a RAPID CASH;
ADVANCE GROUP, INC. d/b/a RAPID CASH;
MAURICE CARROLL, individually and d/b/a
ON SCENE MEDIATIONS; VILISIA
COLEMAN, and DOES I through X, inclusive,

Defendants.

CASE NO. A624982
DEPT. XI

ORDER DENYING MOTION TO
COMPEL ARBITRATION

Now on this 12th day of October, 2010, comes on for hearing "Motion To Compel
Arbitration and Stay Proceedings" (the "Motion") filed by Defendants, Principal Investments,
Inc. d/b/a Rapid Cash; Granite Financial Services, Inc. d/b/a Rapid Cash; FMMR Investments,

1 Inc., d/b/a Rapid Cash; Prime Group, Inc., d/b/a Rapid Cash, and Advance Group, Inc., d/b/a
2 Rapid Cash (hereafter "Rapid Cash"). Plaintiffs appeared by counsel, J. Randall Jones, Esq.,
3 Jennifer C. Dorsey, Esq., Kemp, Jones and Coulthard, LLC, and Dan L. Wulz, Esq., Legal Aid
4 Center of Southern Nevada, Inc. Defendants, Rapid Cash, appeared by counsel Mark S.
5 Dzarnoski, Esq., Gordon Silver, and Martin Bryce, Ballard Spar.

6 The Court, having reviewed the Motion, Plaintiff's Opposition, Defendants' Reply, the
7 file, and the pleadings on file herein, and having considered the arguments of the parties, hereby
8 FINDS and ORDERS as follows:

9 The Motion is denied. The Court finds that the Movants waived their right to demand
10 arbitration in that Defendants knew of their right to arbitrate, acted inconsistently with that right
11 in filing thousands of justice court cases against the putative Class members, and prejudiced the
12 putative Class members by their inconsistent acts in taking default judgments. The Court further
13 finds that it is against public policy to allow litigation, even if it is in the Small Claims Court,
14 and then require arbitration of those claims ~~_____~~ *BCC*
15 which arise from the alleged tortious and fraudulent conduct of defendants and its agents in those
16 collection activities.

17 **IT IS SO ORDERED.**

18 DATED this 29th day of November, 2010

19 *E. W. Jones*
DISTRICT COURT JUDGE

20 Prepared and submitted by:

21 GORDON SILVER

22 *William M. Noall*
WILLIAM M. NOALL, Nevada Bar No. 3549

23 MARK S. DZARNOSKI, Nevada Bar No. 3398

24 JEFFREY HULET, Nevada Bar No. 10621

3960 Howard Hughes Pkwy., 9th Floor

Las Vegas, Nevada 89169

25 Tel: (702) 796-5555

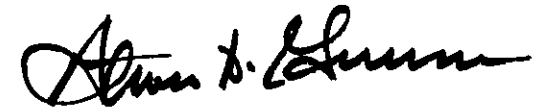
Attorneys for Defendants

26 Principal Investments, Inc., d/b/a Rapid Cash, Granite

27 Financial Services, Inc., d/b/a Rapid Cash, FMMR

Investments, Inc., d/b/a Rapid Cash, Prime Group, Inc.,

28 d/b/a Rapid Cash and Advance Group, Inc., d/b/a Rapid Cash



CLERK OF THE COURT

1 **NEOJ**
GORDON SILVER
2 WILLIAM M. NOALL
Nevada Bar No. 3549
3 Email: wnoall@gordonsilver.com
MARK S. DZARNOSKI
4 Nevada Bar No. 3398
Email: mdzarnoski@gordonsilver.com
5 JEFFREY HULET
Nevada Bar No. 10621
6 Email: jhulet@gordonsilver.com
3960 Howard Hughes Pkwy., 9th Floor
7 Las Vegas, Nevada 89169
Tel: (702) 796-5555
8 Fax: (702) 369-2666
Attorneys for Defendants
9 Principal Investments, Inc., d/b/a Rapid
Cash, Granite Financial Services, Inc., d/b/a
10 Rapid Cash, FMMR Investments, Inc., d/b/a
Rapid Cash, Prime Group, Inc., d/b/a Rapid
11 Cash and Advance Group, Inc., d/b/a Rapid
12 Cash

13 **DISTRICT COURT**

14 **CLARK COUNTY, NEVADA**

15 CASANDRA HARRISON; EUGENE
16 VARCADOS; CONCEPCION QUINTINO; and
MARY DUNGAN, individually and on behalf of
all persons similarly situated,

17 Plaintiffs,

18 vs.

19 PRINCIPAL INVESTMENTS, INC. d/b/a
20 RAPID CASH; GRANITE FINANCIAL
SERVICES, INC. d/b/a RAPID CASH; FMMR
21 INVESTMENTS, INC. d/b/a RAPID CASH;
PRIME GROUP, INC. d/b/a RAPID CASH;
22 ADVANCE GROUP, INC. d/b/a RAPID CASH;
MAURICE CARROLL, individually and d/b/a
23 ON SCENE MEDIATIONS; VILISIA
COLEMAN, and DOES I through X, inclusive,

24 Defendants.

CASE NO. A-10-624982-B
DEPT. XI

NOTICE OF ENTRY OF ORDER

26 ...

27 ...

28 ...

1 PLEASE TAKE NOTICE that an Order, a copy of which is attached hereto, was entered
2 in the above-entitled matter on the 29th day of November, 2010.

3 DATED this 3 day of December, 2010.

4 GORDON SILVER

5 

6 GORDON SILVER
7 WILLIAM M. NOALL

8 Nevada Bar No. 3549

MARK S. DZARNOSKI

Nevada Bar No. 3398

JEFFREY HULET

Nevada Bar No. 10621

Email: jhulet@gordonsilver.com

3960 Howard Hughes Pkwy., 9th Floor

Las Vegas, Nevada 89169

Tel: (702) 796-5555

Attorneys for Defendants

Principal Investments, Inc., d/b/a Rapid

Cash, Granite Financial Services, Inc., d/b/a

Rapid Cash, FMMR Investments, Inc., d/b/a

Rapid Cash, Prime Group, Inc., d/b/a Rapid

Cash and Advance Group, Inc., d/b/a Rapid

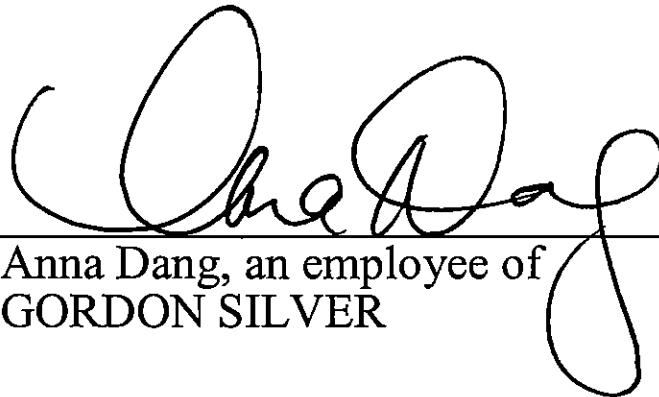
Cash

1 **CERTIFICATE OF SERVICE**

2 The undersigned, an employee of Gordon Silver, hereby certifies that on the 3rd day of
3 December, 2010, she served a copy of the **Notice of Entry of Order**, by facsimile, and by
4 placing said copy in an envelope, postage fully prepaid, in the U.S. Mail at Las Vegas, Nevada,
5 said envelope addressed to:

6 Dan L. Wulz, Esq.
7 Venicia Considine, Esq.
8 Legal Aid Center of Southern Nevada, Inc.
9 800 South Eighth Street
Las Vegas, NV 89101
Fax: (702) 388-1642

10 J. Randall Jones, Esq.
11 Jennifer C. Dorsey, Esq.
12 Kemp, Jones & Coulthard, LLP
13 3800 Howard Hughes Parkway, 17th Floor
Las Vegas, NV 89169
Fax: (702) 385-6001

14
15
16 
17 Anna Dang, an employee of
18 GORDON SILVER
19
20
21
22
23
24
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26
27
28

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11/29/2010 04:39:13 PM

ORDD

GORDON SILVER

WILLIAM M. NOALL

Nevada Bar No. 3549

Email: wnoall@gordonsilver.com

MARK S. DZARNOSKI

Nevada Bar No. 3398

Email: mdzarnoski@gordonsilver.com

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Las Vegas, Nevada 89169

Tel: (702) 796-5555

Fax: (702) 369-2666

Attorneys for Defendants

Principal Investments, Inc., d/b/a Rapid

Cash, Granite Financial Services, Inc., d/b/a

Rapid Cash, FMMR Investments, Inc., d/b/a

Rapid Cash, Prime Group, Inc., d/b/a Rapid

Cash and Advance Group, Inc., d/b/a Rapid

Cash

CLERK OF THE COURT

DISTRICT COURT

CLARK COUNTY, NEVADA

CASANDRA HARRISON; EUGENE
VARCADOS; CONCEPCION QUINTINO; and
MARY DUNGAN, individually and on behalf of
all persons similarly situated,

Plaintiffs,

vs.

PRINCIPAL INVESTMENTS, INC. d/b/a
RAPID CASH; GRANITE FINANCIAL
SERVICES, INC. d/b/a RAPID CASH; FMMR
INVESTMENTS, INC. d/b/a RAPID CASH;
PRIME GROUP, INC. d/b/a RAPID CASH;
ADVANCE GROUP, INC. d/b/a RAPID CASH;
MAURICE CARROLL, individually and d/b/a
ON SCENE MEDIATIONS; VILISIA
COLEMAN, and DOES I through X, inclusive,

Defendants.

CASE NO. A624982
DEPT. XI

ORDER DENYING MOTION TO
COMPEL ARBITRATION

Now on this 12th day of October, 2010, comes on for hearing "Motion To Compel
Arbitration and Stay Proceedings" (the "Motion") filed by Defendants, Principal Investments,
Inc. d/b/a Rapid Cash; Granite Financial Services, Inc. d/b/a Rapid Cash; FMMR Investments,

1 Inc., d/b/a Rapid Cash; Prime Group, Inc., d/b/a Rapid Cash, and Advance Group, Inc., d/b/a
2 Rapid Cash (hereafter "Rapid Cash"). Plaintiffs appeared by counsel, J. Randall Jones, Esq.,
3 Jennifer C. Dorsey, Esq., Kemp, Jones and Coulthard, LLC, and Dan L. Wulz, Esq., Legal Aid
4 Center of Southern Nevada, Inc. Defendants, Rapid Cash, appeared by counsel Mark S.
5 Dzarnoski, Esq., Gordon Silver, and Martin Bryce, Ballard Spar.

6 The Court, having reviewed the Motion, Plaintiff's Opposition, Defendants' Reply, the
7 file, and the pleadings on file herein, and having considered the arguments of the parties, hereby
8 FINDS and ORDERS as follows:

9 The Motion is denied. The Court finds that the Movants waived their right to demand
10 arbitration in that Defendants knew of their right to arbitrate, acted inconsistently with that right
11 in filing thousands of justice court cases against the putative Class members, and prejudiced the
12 putative Class members by their inconsistent acts in taking default judgments. The Court further
13 finds that it is against public policy to allow litigation, even if it is in the Small Claims Court,
14 and then require arbitration of those claims ~~_____~~ ^{and pursuing collection.}
15 which arise from the alleged tortious and fraudulent conduct of defendants and its agents in those
16 collection activities.

17 **IT IS SO ORDERED.**

18 DATED this 29th day of November, 2010

19 
DISTRICT COURT JUDGE

20 Prepared and submitted by:

21 GORDON SILVER

22 
WILLIAM M. NOALL, Nevada Bar No. 3549

23 MARK S. DZARNOSKI, Nevada Bar No. 3398

24 JEFFREY HULET, Nevada Bar No. 10621

3960 Howard Hughes Pkwy., 9th Floor

Las Vegas, Nevada 89169

25 Tel: (702) 796-5555

Attorneys for Defendants

26 Principal Investments, Inc., d/b/a Rapid Cash, Granite

27 Financial Services, Inc., d/b/a Rapid Cash, FMMR

Investments, Inc., d/b/a Rapid Cash, Prime Group, Inc.,

28 d/b/a Rapid Cash and Advance Group, Inc., d/b/a Rapid Cash

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Business Court

COURT MINUTES

October 12, 2010

A-10-624982-B Casandra Harrison, Plaintiff(s)
vs.
FMMR Investments Inc, Defendant(s)

October 12, 2010 9:00 AM All Pending Motions

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Susan Jovanovich

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT: Dorsey, Jennifer C., Attorney
ESQ
Dzarnoski, Mark S. Attorney
Jones, Jon Randall Attorney
Wulz, Dan L Attorney

JOURNAL ENTRIES

- Martin Brice, Esq., (pro hoc vice), is also present on behalf of Defts.

DEFTS' MOTION TO COMPEL ARBITRATION AND STAY ALL PROCEEDINGS

Arguments by counsel regarding arbitration agreement having good clause information, supplemental briefs, additional Rapid Cash cases from lower level Justice Court, waivers, and arbitration provisions. Further arguments as to foreseeability. COURT ORDERED, Motion DENIED.

COURT FURTHER ORDERED, Motion to Certify Class currently scheduled for October 15 in Chambers is RESET to October 21, 2010 for oral arguments.

PLAINTIFFS' MOTION FOR RULE 23 NO CONTACT ORDER, OR, ALTERNATIVELY, FOR A PRELIMINARY INJUNCTION

Statements by counsel. Court stated it is inclined to continue this motion, for Court to make decision

PRINT DATE: 01/26/2011

Page 1 of 8

Minutes Date:

October 12, 2010

on Pltf's Motion to Certify Class. There being no objection, COURT ORDERED, Motion CONTINUED.

10/21/10 9:00 AM PLTFS' MOTION TO CERTIFY CLASS...PLAINTIFFS' MOTION FOR RULE 23 NO CONTACT ORDER, OR, ALTERNATIVELY, FOR A PRELIMINARY INJUNCTION

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Business Court

COURT MINUTES

October 21, 2010

A-10-624982-B Casandra Harrison, Plaintiff(s)
vs.
FMMR Investments Inc, Defendant(s)

October 21, 2010	9:00 AM	All Pending Motions	All Pending Motions (10/21/10)
------------------	---------	---------------------	-----------------------------------

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 14C

COURT CLERK: Kathy Klein

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT: Dorsey, Jennifer C., Attorney
ESQ
Dzarnoski, Mark S. Attorney
Polsenberg, Daniel F. Attorney
Wulz, Dan L Attorney

JOURNAL ENTRIES

- PLAINTIFFS' MOTION TO CERTIFY CLASS...PLAINTIFFS' MOTION FOR RULE 23 NO
CONTACT ORDER OR, ALTERNATIVELY, FOR A PRELIMINARY INJUNCTION

Court noted disclosures. Arguments by Counsel regarding motion to certify class. Colloquy regarding liability, process server and executing on default judgments. Court stated its findings and ORDERED, Plaintiff's Motion to Certify Class, GRANTED In Part. All Customers in Rapid Cash in Clark County Nevada who obtained Justice Court Judgments and claim they were not served. Ms. Dorsey inquired of a list of the individuals with default judgments and further noted she would like to have a published notice. Court had no problem with a published notice, and directed Counsel to notice the last known addresses. Court directed Counsel to provide a list. COURT ORDERED, matter set for a status check regarding the class notice.

Arguments by Counsel regarding a preliminary injunction. COURT ORDERED, Motion Granted as Injunctive Relief, and ORDERED a Temporary Restraining Order (TRO), with a Bond of \$50.00.

PRINT DATE: 01/26/2011

Page 3 of 8

Minutes Date:

October 12, 2010

Alternative relief defined in subpart 5 of Plaintiff's motion, as to only the collections. COURT ORDERED, matter set for a Preliminary Injunction Hearing. Court noted if Counsel is to call live witnesses, this hearing may need to be rescheduled. Court further directed Counsel to let the court know, at the next hearing, as to how many defaults were set aside.

11/02/10 9:00 AM STATUS CHECK: CLASS NOTICE...PRELIMINARY INJUNCTION

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Business Court

COURT MINUTES

November 02, 2010

A-10-624982-B Casandra Harrison, Plaintiff(s)
vs.
FMMR Investments Inc, Defendant(s)

November 02, 2010 9:00 AM All Pending Motions

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Susan Jovanovich

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT: Dorsey, Jennifer C., Attorney
ESQ
Dzarnoski, Mark S. Attorney
Polsenberg, Daniel F. Attorney
Wulz, Dan L Attorney

JOURNAL ENTRIES

- STATUS CHECK: CLASS NOTICE...PRELIMINARY INJUNCTION (NO WITNESSES)

Ms. Dorsey advised the TRO is not in effect yet and the wage garnishments have not been halted, due to issues arising from the Constable's office. Statements by Mr. Dzarnoski. Thereafter, counsel requested an additional two weeks for preliminary injunction hearing to be scheduled. Upon Court's inquiry, Ms. Dorsey advised parties will meet to discuss on the status of Rapid Cash retrieving documentation, as parties are seeking to conduct formal discovery. COURT ORDERED, matter SET for preliminary injunction. Order SIGNED IN OPEN COURT. Ms. Dorsey to notify staff members on strategy Pltfs. are seeking to do. Statements by Mr. Dzarnoski regarding number of cases, records, judgments that have been entered, and service issues. Colloquy as to decertification. Counsel for Pltf. to send proposed order as to Court's ruling on the arbitration, to Deft's counsel. Following colloquy, Court stated if the order for the Constable is not sufficient, this Court may consider having the Constable make an appearance by telephonic conference call, to provide any information the Constable's office may need to stop the garnishments. Parties acknowledged.

A-10-624982-B

11/19/10 9:30 AM PRELIMINARY INJUNCTION HEARING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Business Court

COURT MINUTES

December 14, 2010

A-10-624982-B Casandra Harrison, Plaintiff(s)
vs.
FMMR Investments Inc, Defendant(s)

**December 14, 2010 9:30 AM Preliminary Injunction
Hearing**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 14C

COURT CLERK: Kathy Klein; ; Damedia Scott

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- There being no appearance, COURT NOTED, OFF CALENDAR pursuant to stipulation.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Business Court

COURT MINUTES

January 25, 2011

A-10-624982-B Casandra Harrison, Plaintiff(s)
vs.
FMMR Investments Inc, Defendant(s)

January 25, 2011 9:00 AM Motion to Dismiss

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 14C

COURT CLERK: Damedia Scott

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT: Dorsey, Jennifer C., Attorney
ESQ
Dzarnoski, Mark S. Attorney
Polsenberg, Daniel F. Attorney
Wulz, Dan L Attorney

JOURNAL ENTRIES

- After arguments by counsel, COURT stated its findings and ORDERED, Motion GRANTED IN PART.



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



WILLIAM M. NOALL
3960 HOWARD HUGHES PKWY, 9TH FLOOR
LAS VEGAS, NV 89169

DATE: January 26, 2011
CASE: A-10-624982

**RE CASE: CASANDRA HARRISON; EUGENE VARCADOS; CONCEPCION QUINTINO;
MARY DUNGAN vs. PRINCIPAL INVESTMENTS, INC.; GRANITE FINANCIAL SERVICES,
INC.; FMMR INVESTMENTS, INC.; PRIME GROUP, INC.; ADVANCE GROUP, INC.;
MAURICE CARROLL; VILISIA COLEMAN**

NOTICE OF APPEAL FILED: January 21, 2011

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS NOT TRANSMITTED HAVE BEEN MARKED:

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

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

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

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

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

Heather Lofquist, Deputy Clerk