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FEB 23 4 12 PM '11

Tracie K. Lindeman
CLERK OF THE COURT

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

FILED

FEB 28 2011

No. 57825

8 CALEB O. HASKINS,
9 Plaintiff,

) CASE NO.: 10-D-434495-D
) DEPT NO.: 1

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *A. Ingersoll*
DEPUTY CLERK

10 vs.

) Supreme Court Case No. 57621
) (associated with Emergency Motion for Stay)

12 LISA MYERS,

13 Defendant.

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 11th day of February, 2011.

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

RECEIVED
FEB 28 2011
CLERK OF THE COURT

11-02059

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	Pro Se
Sydney Haskins, Subject Minor, not present	

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.

PRINT DATE:	01/11/2011	Page 1 of 3	Minutes Date:	January 11, 2011
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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
Mess, 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**

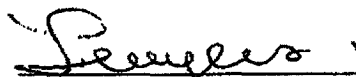
7 **DISTRICT COURT**
8 **FAMILY DIVISION**
9 **CLARK COUNTY, NEVADA**

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 10th of January, 2011.

19 **DATED** this 14th day of January, 2011.

20
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**

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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
Christina S. ...
CLERK OF THE COURT

CALEB O. HASKINS,)	CASE NO.: 10-D-434495-D
)	DEPT NO.: I
Plaintiff,)	
)	
vs.)	
)	
LISA MYERS,)	
)	
Defendant.)	
_____)	

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

6 **IT IS FURTHER ORDERED** that if LISA MYERS prevails in this action, the Court

7

8 shall enter an Order pursuant to NRS 12.015 requiring the opposing party to pay into the court,

9

10 within five (5) days, the costs which would have been incurred by the prevailing party, and

11

12 those costs must then be paid as provided by law.

13

14 Dated this 10 day of January, 2011.

15

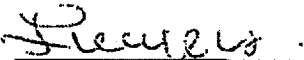
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DISTRICT COURT JUDGE

17

18 Respectfully Submitted By:

19



20

LISA MYERS

21

9360 West Flamingo Road, No. 110-326

22

Las Vegas, Nevada 89147

23

(702) 401-4440

24

Defendant In Proper Person

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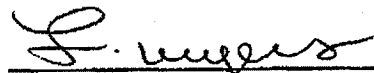
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CERTIFICATE OF MAILING

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

Amanda M. Roberts, Esq.
2011 Pinto Lane, Suite 100
Las Vegas, Nevada 89106
Attorney for Plaintiff

Clerk of the Supreme Court of Nevada
201 South Carson Street
Carson City, Nevada 89701
(Courtesy Copy)



Lisa Myers, Defendant In Proper Person

FILED

FEB 28 2011

Alison L. Johnson
CLERK OF COURT

1 ASTA

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

7

CALEB O. HASKINS,

8

Plaintiff(s),

9

vs.

10

LISA MYERS,

11

Defendant(s),

12

13

CASE APPEAL STATEMENT

14

15

1. Appellant(s): LISA MYERS

16

2. Judge: CHERYL MOSS

17

3. Appellant(s): LISA MYERS

18

Counsel:

19

LISA MYERS
9360 W. FLAMINGO RD., #110-326
LAS VEGAS, NV 89147

20

21

4. Respondent (s): CALEB O. HASKINS

22

Counsel:

23

AMANDA M. ROBERTS, ESQ.
2011 PINTO LANE, SUITE 100
LAS VEGAS, NV 89106

24

25

5. Respondent's Attorney Licensed in Nevada: Yes

26

6. Appellant Represented by Appointed Counsel In District Court: Yes

27

7. Appellant Represented by Appointed Counsel On Appeal: N/A

28

1 8. Appellant Granted Leave to Proceed in Forma Pauperis: Yes, JANUARY 10, 2011

2 9. Date Commenced in District Court: AUGUST 20, 2010

3 10. Brief Description of the Nature of the Action: DOMESTIC - Marriage Dissolution

4 Type of Judgment or Order Being Appealed: Misc. Order

5 11. Previous Appeal: No

6 Supreme Court Docket Number(s): N/A

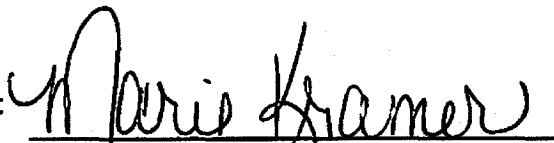
7 12. Child Custody or Visitation: N/A

8 13. Possibility of Settlement: Unknown

9 Dated This 28 day of February 2011.

10 Steven D. Grierson, Clerk of the Court

11
12 By:



13 Marie Kramer, Deputy Clerk

14 200 Lewis Ave

15 PO Box 551601

16 Las Vegas, Nevada 89155-1601

17 (702) 671-0512

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FILED

FEB 23 4 13 PM '11

A. Williams
CLERK OF THE COURT

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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

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

8 CALEB O. HASKINS,) CASE NO.: 10-D-434495-D
9) DEPT NO.: I
10 Plaintiff,)
11 vs.) Supreme Court Case No. 57621
12) (associated with Emergency Motion for Stay)
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CERTIFICATE OF MAILING

I hereby certify that on the 17th day of February, 2011, I mailed a true and correct copy of the NOTICE OF APPEAL via United States Mail, postage prepaid, to the following:

Amanda M. Roberts, Esq.
2011 Pinto Lane, Suite 100
Las Vegas, Nevada 89106
Attorney for Respondent

Honorable Judge Cheryl B. Moss
Department I
Eighth Judicial District Court - Family Division
601 North Pecos
Las Vegas, Nevada 89101

L. Myers

Lisa Myers, Petitioner In Proper Person

RECEIVED
FEB 23 2011
CLERK OF THE COURT

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. D-10-434495-D

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

§
§
§
§

Location: Department I
Judicial Officer: Moss, Cheryl B
Filed on: 08/20/2010

CASE INFORMATION

Related Cases
T-10-127808-T (Linked - 1J1F)

Case Type: Divorce - Complaint
Sub Type: Complaint Subject Minor(s)
Case Status: 08/20/2010 Open
Case Flags: Order After Hearing Required
Order / Decree Logged Into
Department
Lead Case - 1J1F
Appealed to the Nevada Supreme
Court

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	D-10-434495-D
Court	Department I
Date Assigned	09/30/2010
Judicial Officer	Moss, Cheryl B

PARTY INFORMATION

Plaintiff Haskins, Caleb Obadiah
7613 Winterthur CT
Las Vegas, NV 89129

Roberts, Amanda M, ESQ
Retained
702-474-7007(W)

Defendant Myers, Lisa
** Confidential Address **







Pro Se

Subject Minor Haskins, Sydney Rose

DATE

EVENTS & ORDERS OF THE COURT


















EVENTS

- | | |
|------------|---|
| 08/20/2010 |  Complaint for Divorce |
| 08/24/2010 |  Child Support and Welfare Party Identification Sheet
Filed by: Defendant Myers, Lisa |
| 08/24/2010 |  Child Support and Welfare Party Identification Sheet
Filed by: Plaintiff Haskins, Caleb Obadiah |
| 08/27/2010 |  Affidavit of Resident Witness
Filed by: Plaintiff Haskins, Caleb Obadiah
<i>Affidavit of Resident Witness</i> |
| 08/27/2010 |  Affidavit of Plaintiff
Filed by: Plaintiff Haskins, Caleb Obadiah
<i>Affidavit of Plaintiff</i> |
| 09/23/2010 |  Peremptory Challenge
Filed by: Plaintiff Haskins, Caleb Obadiah
<i>Peremptory Challenge</i> |

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY















CASE NO. D-10-434495-D

- 09/28/2010  Proof of Personal Service of Summons and Complaint
Filed by: Plaintiff Haskins, Caleb Obadiah
For: Defendant Myers, Lisa
Affidavit of Service
- 09/29/2010  Notice of Intent to take Default
Filed by: Plaintiff Haskins, Caleb Obadiah
Notice of Intent to Take Default
- 10/01/2010  Notice of Department Reassignment
- 10/05/2010  Answer and Counterclaim
Filed by: Defendant Myers, Lisa
Answer and Counterclaim
- 10/18/2010  NRCP 16.2 Case Management Conference
NRCP 16.2 Case Management Conferences
- 10/26/2010  Motion
Filed by: Attorney Rezaee, Preston P, ESQ
For: Defendant Myers, Lisa
Motion to Withdraw as Attorney of Record
- 12/01/2010  Reply
Filed by: Plaintiff Haskins, Caleb Obadiah
Reply to Counterclaim for Divorce
- 12/06/2010  Stipulation and Order
Filed by: Plaintiff Haskins, Caleb Obadiah
Stipulation and Order to Continue Case Management Conference
- 12/07/2010  Notice of Entry of Stipulation and Order
Filed by: Plaintiff Haskins, Caleb Obadiah
Notice of Entry of Stipulation and Order
- 12/23/2010  Order
Filed by: Defendant Myers, Lisa
- 01/03/2011  Notice of Entry of Order
Filed by: Defendant Myers, Lisa
Notice of Entry of Order
- 01/06/2011  Financial Disclosure Form
Filed by: Plaintiff Haskins, Caleb Obadiah
Financial Disclosure Form
- 01/06/2011  Notice of Seminar Completion EDCR 5.07
Filed by: Plaintiff Haskins, Caleb Obadiah
Notice of Seminar Completion EDCR 5.07
- 01/07/2011  Affidavit in Support
Filed by: Defendant Myers, Lisa
Affidavit In Support Of Motion For Leave To Proceed In Forma Pauperis
- 01/10/2011  Order to Proceed In Forma Pauperis
Filed by: Defendant Myers, Lisa
- 01/10/2011  Motion
Filed by: Defendant Myers, Lisa
For: Defendant Myers, Lisa
Emergency Motion for Leave to Proceed in Forma Pauperis
- 01/10/2011  Financial Disclosure Form
Filed by: Defendant Myers, Lisa


EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. D-10-434495-D

- 01/11/2011  NRCP 16.2 Case Management Conference
Filed by: Plaintiff Haskins, Caleb Obadiah
Amended NRCP 16.2 Case Management Conference
- 01/14/2011  Ex Parte Application
Filed by: Plaintiff Haskins, Caleb Obadiah
Ex Parte Application for an Order Shortening Time
- 01/14/2011  Motion
Filed by: Plaintiff Haskins, Caleb Obadiah
Notice of Motion and Motion for Sole Legal Custody, Primary Physical Custody, and Independant Medical Evaluation, and for Attorney Fees and Costs; Affidavit of Caleb Haskins
- 01/14/2011  Family Court Motion Opposition Fee Information Sheet
Filed by: Plaintiff Haskins, Caleb Obadiah
Family Court Motion/Opposition Fee Information Sheet
- 01/19/2011  Certificate of Service
Filed by: Plaintiff Haskins, Caleb Obadiah
U.S. Mail
- 01/19/2011  Order
for Supervised Exchange
- 01/19/2011  Order
Mutual Behavior Order
- 01/19/2011  Case Management Order
Filed by: Defendant Myers, Lisa; Plaintiff Haskins, Caleb Obadiah
- 01/28/2011  Motion
Filed by: Defendant Myers, Lisa
Motion to Recuse
- 01/28/2011  Request
Filed by: Defendant Myers, Lisa
Request for Voluntary Recusal of Justice
- 01/28/2011  Notice of Entry of Order
Filed by: Defendant Myers, Lisa
Notice of Entry of Order and Order To Proceed In Forma Pauperis
- 01/28/2011  Certificate of Mailing
Filed by: Plaintiff Haskins, Caleb Obadiah
For: Defendant Myers, Lisa
Pursuant to NRCP 16.2 - U.S. Mail
- 02/23/2011  Notice of Appeal
Filed by: Defendant Myers, Lisa
Notice of Appeal
- 02/23/2011  Certificate of Mailing
Filed by: Defendant Myers, Lisa
For: Plaintiff Haskins, Caleb Obadiah
Certificate of Mailing

HEARINGS

- 11/22/2010  Case Management Conference (1:30 PM) (Judicial Officer: Moss, Cheryl B)
11/22/2010, 01/10/2011, 01/19/2011
Off Calendar; Case Management Conference
Matter Continued; Case Management Conference
Non Jury Trial; Case Management Conference
Journal Entry Details:

CASE SUMMARY
CASE NO. D-10-434495-D

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 ;

Off Calendar; Case Management Conference
 Matter Continued; Case Management Conference
 Non Jury Trial; Case Management Conference

Journal Entry Details:

Atty Jason Stoffel, Bar #8898, present by telephone for Atty Amanda Roberts who was ill. Discussion by Parties and Counsel. COURT ORDERED the following: 1. Defendant shall file a Financial Disclosure Form and serve Atty Roberts forthwith. 2. Defendant's Order in Forma Pauperis is GRANTED and SIGNED IN OPEN COURT. This Court will submit matter to Presiding Judge due to unusual circumstances; to see if Defendant is permitted to file the Peremptory Challenge. ;

Off Calendar; Case Management Conference
 Matter Continued; Case Management Conference
 Non Jury Trial; Case Management Conference

Journal Entry Details:

Prior to today's hearing, Counsel submitted a Stipulation and Order to Continue, therefore, COURT ORDERED, MATTER OFF CALENDAR.;

Off Calendar

01/10/2011 **CANCELED Motion for Withdrawal (10:30 AM) (Judicial Officer: Moss, Cheryl B)**

*Vacated
 order to withdraw signed on 12/23/2010*

01/11/2011 **Minute Order (1:30 PM) (Judicial Officer: Moss, Cheryl B)**

Minute Order - No Hearing Held;

Journal Entry Details:

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. 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. ;

Minute Order - No Hearing Held

03/08/2011 **CANCELED Motion (10:30 AM) (Judicial Officer: Moss, Cheryl B)**

*Vacated - per Judge
 hearing 1-19-2011*

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY
CASE NO. D-10-434495-D

03/09/2011	Return Hearing (10:00 AM) (Judicial Officer: Moss, Cheryl B) <i>Return Hearing re: ATI/Polygraph Test (1 Hour)</i>
04/20/2011	Calendar Call (10:00 AM) (Judicial Officer: Moss, Cheryl B)
06/16/2011	Non-Jury Trial (9:30 AM) (Judicial Officer: Moss, Cheryl B) <i>Non-Jury Trial #1</i>

**THE
CONFIDENTIAL
COVER SHEET FOR
THIS APPEAL WILL
FOLLOW VIA U.S.
MAIL**

D-10-434495-D

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Divorce - Complaint

COURT MINUTES

November 22, 2010

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

**November 22,
2010**

1:30 PM

**Case Management
Conference**

**Case Management
Conference**

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

- Prior to today's hearing, Counsel submitted a Stipulation and Order to Continue, therefore, COURT ORDERED, MATTER OFF CALENDAR.

INTERIM CONDITIONS:

FUTURE HEARINGS:

*Canceled: January 10, 2011 10:30 AM Motion for Withdrawal
Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated
Moss, Cheryl B*

PRINT DATE:	02/28/2011	Page 1 of 10	Minutes Date:	November 22, 2010
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*Courtroom 13
Riggs, Valerie*

*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*

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Divorce - Complaint

COURT MINUTES

January 10, 2011

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

January 10, 2011 10:30 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,
not present
Pro Se

JOURNAL ENTRIES

- Atty Jason Stoffel, Bar #8898, present by telephone for Atty Amanda Roberts who was ill.

Discussion by Parties and Counsel.

COURT ORDERED the following:

1. Defendant shall file a Financial Disclosure Form and serve Atty Roberts forthwith.
2. Defendant's Order in Forma Pauperis is GRANTED and SIGNED IN OPEN COURT.

D-10-434495-D

This Court will submit matter to Presiding Judge due to unusual circumstances; to see if Defendant is permitted to file the Peremptory Challenge.

INTERIM CONDITIONS:

FUTURE HEARINGS:

*Canceled: January 10, 2011 10:30 AM Motion for Withdrawal
Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated
Moss, Cheryl B
Courtroom 13
Riggs, Valerie*

*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

**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	Pro Se
Sydney Haskins, Subject Minor, not present	

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.

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.

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

D-10-434495-D

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

D-10-434495-D

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



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



LISA MYERS
9360 W. FLAMINGO RD. #110-326
LAS VEGAS, NV 89147

DATE: February 28, 2011
CASE: 10-D-434495-D

RE CASE: CALEB HASKINS vs. LISA MYERS

NOTICE OF APPEAL FILED: FEBRUARY 23, 2010

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS NOT TRANSMITTED HAVE BEEN MARKED:

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

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.

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; CERTIFICATE OF MAILING; DISTRICT COURT DOCKET ENTRIES; CONFIDENTIAL CIVIL COVER SHEET (TO BE SENT THROUGH U.S. MAIL; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

CALEB O. HASKINS,

Plaintiff(s),

vs.

LISA MYERS,

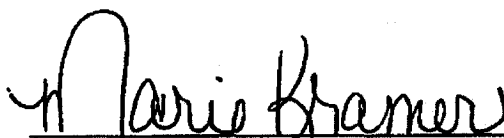
Defendant(s),

)
)
) Case No: 10-D-434495-D
) Dept No: 1
)
)
)
)
)
)
)
)

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 28 day of February 2011.

Steven D. Grierson, Clerk of the Court


Marie Kramer, Deputy Clerk

