

IN THE SUPREME COURT OF THE STATE OF NEVADA

FCH1, LLC, A NEVADA LIMITED
LIABILITY COMPANY F/K/A FIESTA
PALMS, LLC, D/B/A THE PALMS CASINO
RESORT,

Appellant,

v.

ENRIQUE RODRIGUEZ, AN INDIVIDUAL,

Respondent.

Case No.: 59630

Electronically Filed
Jan 24 2013 01:02 p.m.

NOTICE OF ENTRY OF ORDER
EIGHTH JUDICIAL DISTRICT COURT
CLERK OF SUPREME COURT
CASE NO. A-11-643351-C

NOTICE IS HEREBY GIVEN that an **Order Granting Intervenor-Plaintiff Palms Casino Resort's Motion to Amend November 30, 2012, Order to Correct Clerical Mistakes Pursuant to NRCP 60(a)** was entered on the 23rd day of January, 2013, in the Eighth Judicial District Court, Clark County, Nevada, case no. A-11-643351-C (the "Order"). A copy of the Notice of Entry of Order, and its attached exhibits, is attached hereto as Exhibit 1. Pursuant to the Order, the parties have stipulated to dismiss the complaint in intervention in district court case no. A-11-643531-C, and to stay collection and/or enforcement of the judgment entered by the district court in case no. A531538. The parties have further stipulated that this Court's Order Granting Stay filed on December 2, 2011, may be converted to a permanent stay of any order requiring Appellant (including itself and its agents, representatives, predecessors, successors, assigns, insurers, sureties, and attorneys) to post a supersedeas bond. Appellant respectfully request an order from this Court to that effect.

DATED this 24th day of January, 2013.



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CERTIFICATE OF SERVICE


I hereby certify that on the 24th day of January, 2013, the foregoing **NOTICE OF ENTRY OF ORDER IN EIGHTH JUDICIAL DISTRICT COURT CASE NO. A-11-643351** was served on the following person(s) by mailing a copy thereof, first class mail, postage prepaid, to:

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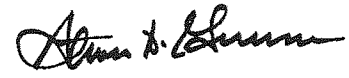
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EXHIBIT 1



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8 *Fiesta Palms, LLC d/b/a Palms Casino*
Resort - now known as FP Holdings, L.P.
9 *d/b/a Palms Casino Resort*

10 DISTRICT COURT

11 CLARK COUNTY, NEVADA

12
13 BENSON, BERTOLDO, BAKER & CARTER,
CHTD.,

14 Plaintiff,

15 v.

16 ENRIQUE RODRIGUEZ, an individual;
17 ACI/AUTOMATED COLLECTIONS, INC.;
JORGENSEN & KOKA, LLP d/b/a
18 ADVANCED URGENT CARE; ALLIANCE
LAW GROUP, PC d/b/a ALLIANT LAW
19 GROUP, P.C.; AMERICAN MEDICAL
RESPONSE; BAY AREA CREDIT SERVICES,
20 LLC; RADNET MANAGED IMAGING
SERVICES, INC. d/b/a BEVERLY TOWER
21 WILSHIRE ADVANCED IMAGING CENTER;
BONE & JOINT SPECIALIST;
22 BRIDGEFUNDS LIMITED; CALIFORNIA
HAND SURGERY AND ORTHOPEDIC
23 SPECIALISTS MEDICAL CLINIC, INC.;
ERIC E. CAMPBELL, D.C. QME; CANYON
24 MEDICAL BILLING, LLC for BONE & JOINT
INSTITUTE OF SOUTHERN NEVADA aka
25 CROVETTI ORTHOPAEDICS & SPORTS
MEDICINE; CANYON MEDICAL BILLING,
26 LLC for LAS VEGAS SURGERY CENTER;
THALGOTT, A PROFESSIONAL
27 CORPORATION d/b/a CENTER OF
DISEASES & SURGERY OF THE SPINE;
28 CENTENNIAL UPRIGHT MRI;

Case No.: A-11-643351-C
Dept. No.: XXXI

**NOTICE OF ENTRY OF ORDER
GRANTING INTERVENOR-PLAINTIFF
PALMS CASINO RESORT'S MOTION TO
AMEND NOVEMBER 30, 2012, ORDER
TO CORRECT CLERICAL MISTAKES
PURSUANT TO NRCP 60(a)**

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7 DESERT RADIOLOGIST; EMIKAL, LLC
8 d/b/a GEORGE M. ELKANICH, M.D.;
9 SPORTS MEDICINE REHABILITATION
10 ASSOCIATES, A FLAVIANO
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14 ANKLE SURGICAL GROUP, LLC; ROBERT
15 C. GUTIERREZ, M.D. PROFESSIONAL
16 CORPORATION; CHYNOWETH, HILL AND
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20 INCORPORATED (HIS); INTEGRATED
21 HEALTHCARE OF NEVADA, LLC; I.V.
22 LEAGUE, INC. d/b/a IV LEAGUE
23 PHARMACY; TERESA T. CHARNIGA, M.D.
24 LTD; INSIGHT IMAGING, INC., d/b/a
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26 DANIEL J. KIM, D.O., A PROFESSIONAL
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SURGERY CENTER, LLC; FRANK LI, MD;
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ENTERPRISE, LLC d/b/a NEVADA
COMPREHENSIVE CENTER; CHW
IMAGING CENTERS; NEVADA SLEEP
DIAGNOSTICS, INC.; NORTH EASTERN
RECOVERY, INC.; GEORGE GRAF, M.D.;

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4 REDHAWK MEDICAL IMAGING; RC
MCLEAN SERVICES for OLYMPIC
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6 INSTITUTE OF NEVADA, INC.;
PHYSICIANS MANAGEMENT SOLUTIONS,
7 INC.; JORGENSEN & KOKA, LLP d/b/a
PRIMARY CARE CONSULTANTS; KING
8 MEDICAL SUPPLY d/b/a QUALITY
RESPIRATORY SOLUTIONS; QUEST
9 DIAGNOSTICS INCORPORATED; PUEBLO
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11 RADER MEDICAL GROUP, LLP; RUSSELL
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15 WILLIAM SIMPSON, M.D.; VALLEY
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16 VALLEY HOSPITAL; STREHLOW
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17 WELLNESS - RIVERSIDE d/b/a
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18 JACK E. TAUBER, M.D.; YAKOV B.
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22 VISION RADIOLOGY CONSULTANTS;
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23 ORTHOCARE; THE WELLNESS GROUP;
WELLNESS CENTER; STRUCTURE
24 WELLNESS GROUP; WILSHIRE
SURGICENTER, INC.; NCO FINANCIAL
25 SYSTEMS, INC. for SHADOW EMERGENCY
PHYSICIANS; NCO FINANCIAL SYSTEMS,
26 INC., for DESERT RADIOLOGY; ALLIED
COLLECTION SERVICES FOR RADIOLOGY
27 ASSOCIATES; QUANTUM FOR SPRING
VALLEY HOSPITAL; DOES 1 through X,
inclusive, and ROE BUSINESS ENTITIES 1

28


1 ASSOCIATES; QUANTUM FOR SPRING
2 VALLEY HOSPITAL; DOES 1 through X,
3 inclusive, and ROE BUSINESS ENTITIES 1
4 through X, inclusive,

5 Defendants.

6 NOTICE IS HEREBY GIVEN that an **ORDER GRANTING INTERVENOR-PLAINTIFF**
7 **PALMS CASINO RESORT'S MOTION TO AMEND NOVEMBER 30, 2012, ORDER TO**
8 **CORRECT CLERICAL MISTAKES PURSUANT TO NRCP 60(a)** was entered in the above-
9 referenced matter on the 22nd day of January, 2013, a copy of which is attached hereto and entered in
10 this action.

11 DATED this 23rd day of January, 2013.

12 KEMP, JONES & COULTHARD, LLP

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21 Resort - now known as FP Holdings, L.P.
22 d/b/a Palms Casino Resort
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CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of January, 2013, the undersigned served this **NOTICE OF ENTRY OF ORDER GRANTING INTERVENOR-PLAINTIFF PALMS CASINO RESORT'S MOTION TO AMEND NOVEMBER 30, 2012, ORDER TO CORRECT CLERICAL MISTAKES PURSUANT TO NRCP 60(a)** by depositing a true and correct copy of the same for mailing, first class postage prepaid, addressed to:

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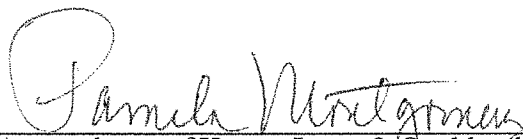
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Resort - now known as FP Holdings, L.P.
9 *d/b/a Palms Casino Resort*

DISTRICT COURT

CLARK COUNTY, NEVADA

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13 BENSON, BERTOLDO, BAKER & CARTER,
CHTD.,

14 Plaintiff,

15 v.

16 ENRIQUE RODRIGUEZ, an individual;
17 ACI/AUTOMATED COLLECTIONS, INC.;
JORGENSEN & KOKA, LLP d/b/a
18 ADVANCED URGENT CARE; ALLIANCE
LAW GROUP, PC d/b/a ALLIANT LAW
19 GROUP, P.C.; AMERICAN MEDICAL
RESPONSE; BAY AREA CREDIT SERVICES,
20 LLC; RADNET MANAGED IMAGING
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BONE & JOINT SPECIALIST;
22 BRIDGEFUNDS LIMITED; CALIFORNIA
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ERIC E. CAMPBELL, D.C. QME; CANYON
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MEDICINE; CANYON MEDICAL BILLING,
26 LLC for LAS VEGAS SURGERY CENTER;
THALGOTT, A PROFESSIONAL
27 CORPORATION d/b/a CENTER OF
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28 CENTENNIAL UPRIGHT MRI;

Case No.: A-11-643351-C
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**ORDER GRANTING INTERVENOR-
PLAINTIFF PALMS CASINO RESORT'S
MOTION TO AMEND NOVEMBER 30,
2012, ORDER TO CORRECT CLERICAL
MISTAKES PURSUANT TO NRCP 60(a)**

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5 NEVADA, LTD f/d/b/a CROVETTI
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7 DESERT RADIOLOGIST; EMIKAL, LLC
8 d/b/a GEORGE M. ELKANICH, M.D.;
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10 ASSOCIATES, A FLAVIANO
11 PROFESSIONAL CORPORATION d/b/a
12 FAMILY WELLNESS CLINIC SPORTS
13 MEDICINE REHABILITATION; FOOT &
14 ANKLE SURGICAL GROUP, LLC; ROBERT
15 C. GUTIERREZ, M.D. PROFESSIONAL
16 CORPORATION; CHYNOWETH, HILL AND
17 LEAVITT, L.L.C. d/b/a KELLY HAWKINS
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20 INCORPORATED (HIS); INTEGRATED
21 HEALTHCARE OF NEVADA, LLC; I.V.
22 LEAGUE, INC. d/b/a IV LEAGUE
23 PHARMACY; TERESA T. CHARNIGA, M.D.
24 LTD; INSIGHT IMAGING, INC., d/b/a
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SURGERY CENTER, LLC; FRANK LI, MD;
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d/b/a MATT SMITH PHYSICAL THERAPY;
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INSIGHT MOUNTAIN DIAGNOSTICS; MED-
CARE SOLUTIONS, LLC, FOR VALLEY
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d/b/a MEDICAL ASSOCIATES OF
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SURGERY CENTER, LLC d/b/a MEDICAL
DISTRICT SURGERY CENTER; MEMORIAL
HOSPITAL OF GARDENA; L.F.
MORTILLARO, PH.D LTD, aka LOUIS
MORTILLARO, Ph.D.; COPPEL MEDICAL
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IMAGING CENTERS; NEVADA SLEEP
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RECOVERY, INC.; GEORGE GRAF, M.D.;

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f/k/a OPEN MRI OF INLAND VALLEY /
4 REDHAWK MEDICAL IMAGING; RC
MCLEAN SERVICES for OLYMPIC
5 ANESTHESIA PARTNERSHIP; PACIFIC
AMERICAN MEDICAL SERVICES; PAIN
6 INSTITUTE OF NEVADA, INC.;
PHYSICIANS MANAGEMENT SOLUTIONS,
7 INC.; JORGENSEN & KOKA, LLP d/b/a
PRIMARY CARE CONSULTANTS; KING
8 MEDICAL SUPPLY d/b/a QUALITY
RESPIRATORY SOLUTIONS; QUEST
9 DIAGNOSTICS INCORPORATED; PUEBLO
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15 WILLIAM SIMPSON, M.D.; VALLEY
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16 VALLEY HOSPITAL; STREHLOW
RADIOLOGY CONSULTING; TOTAL
17 WELLNESS - RIVERSIDE d/b/a
MARKETPLACE PHYSICAL THERAPY;
18 JACK E. TAUBER, M.D.; YAKOV B.
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DRUG aka VILLAGE EAST PHARMACY;
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WELLNESS CENTER; STRUCTURE
24 WELLNESS GROUP; WILSHIRE
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26 INC., for DESERT RADIOLOGY; ALLIED
COLLECTION SERVICES FOR RADIOLOGY
27 ASSOCIATES; QUANTUM FOR SPRING
VALLEY HOSPITAL; DOES 1 through X,
inclusive, and ROE BUSINESS ENTITIES 1

28

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1 ASSOCIATES; QUANTUM FOR SPRING
2 VALLEY HOSPITAL; DOES 1 through X,
3 inclusive, and ROE BUSINESS ENTITIES 1
through X, inclusive,

4 Defendants.

5
6 Upon review of the papers and pleadings on file in this matter, as proper service has been
7 provided to all involved parties, this Court notes no opposition has been filed to Intervenor-Plaintiff
8 Fiesta Palms, LLC d/b/a Palms Casino Resort's (now known as FP Holdings, L.P. d/b/a Palms
9 Casino Resort and referred herein as "Palms") Motion to Amend November 30, 2012, Order to
10 Correct Clerical Mistakes Pursuant to NRCP 60(a), filed on December 19, 2012 (the "Motion").
11 Accordingly, pursuant to EDCR 2.20(e), Palms' unopposed Motion has been construed as both an
12 admission that the Motion is meritorious and a consent to granting the same.

13 **IT IS HEREBY ORDERED ADJUDGED AND DECREED** as follows:

14 1. Intervenor-Plaintiff Palms Casino Resort's Motion to Amend November 30, 2012,
15 Order to Correct Clerical Mistakes Pursuant to NRCP 60(a) is granted, and the November 30, 2012,
16 Order and subsequent December 26, 2012, Order Granting BridgeFunds Limited's Motion to
17 Enforce Settlement Agreement Reached at Judicial Settlement Conference, is amended to include
18 the following terms herein;

19 ///


20 ///

21 ///

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2. Consistent with the Settlement Agreement reached between the parties at the November 2, 2012, Judicial Settlement Conference, Intervenor-Plaintiff Palms Casino Resort's (i) Stipulation and Order to Dismiss Complaint in Intervention, and to Stay Collection and/or Enforcement of Judgment, attached hereto as Exhibit 1, and (ii) Stipulation to Make Bond Stay Permanent, attached hereto as Exhibit 2, are deemed enforceable as though fully executed by all parties listed therein, and the terms thereof are deemed accepted by the parties.

IT IS SO ORDERED this 18 day of January, 2013.


JOANNA S. KISHNER
DISTRICT COURT JUDGE

Respectfully submitted by:

KEMP, JONES & COULTHARD, LLP



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Resort - now known as FP Holdings, L.P.
d/b/a Palms Casino Resort*

EXHIBIT 1

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Resort - now known as FP Holdings, L.P.
9 *d/b/a Palms Casino Resort*

10 DISTRICT COURT

11 CLARK COUNTY, NEVADA

12
13 BENSON, BERTOLDO, BAKER & CARTER,
CHTD.,

14 Plaintiff,

15 v.

16 ENRIQUE RODRIGUEZ, an individual;
17 ACIAUTOMATED COLLECTIONS, INC.;
JORGENSEN & KOKA, LLP d/b/a
18 ADVANCED URGENT CARE; ALLIANCE
LAW GROUP, PC d/b/a ALLIANT LAW
19 GROUP, P.C.; AMERICAN MEDICAL
RESPONSE; BAY AREA CREDIT SERVICES,
20 LLC; RADNET MANAGED IMAGING
SERVICES, INC. d/b/a BEVERLY TOWER
21 WILSHIRE ADVANCED IMAGING CENTER;
BONE & JOINT SPECIALIST;
22 BRIDGEFUNDS LIMITED; CALIFORNIA
HAND SURGERY AND ORTHOPEDIC
23 SPECIALISTS MEDICAL CLINIC, INC.;
ERIC E. CAMPBELL, D.C. QME; CANYON
24 MEDICAL BILLING, LLC for BONE & JOINT
INSTITUTE OF SOUTHERN NEVADA aka
25 CROVETTI ORTHOPAEDICS & SPORTS
MEDICINE; CANYON MEDICAL BILLING,
26 LLC for LAS VEGAS SURGERY CENTER;
THALGOTT, A PROFESSIONAL
27 CORPORATION d/b/a CENTER OF
DISEASES & SURGERY OF THE SPINE;
28 CENTENNIAL UPRIGHT MRI;

Case No.: A-11-643351-C
Dept. No.: XXXI

STIPULATION AND ORDER TO DISMISS
COMPLAINT IN INTERVENTION,
AND TO STAY COLLECTION AND/OR
ENFORCEMENT OF JUDGMENT

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4 JOINT INSTITUTE OF SOUTHERN
5 NEVADA, LTD f/d/b/a CROVETTI
6 ORTHOPAEDICS & SPORTS MEDICINE;
7 DESERT RADIOLOGIST; EMIKAL, LLC
8 d/b/a GEORGE M. ELKANICH, M.D.;
9 SPORTS MEDICINE REHABILITATION
10 ASSOCIATES, A FLAVIANO
11 PROFESSIONAL CORPORATION d/b/a
12 FAMILY WELLNESS CLINIC SPORTS
13 MEDICINE REHABILITATION; FOOT &
14 ANKLE SURGICAL GROUP, LLC; ROBERT
15 C. GUTIERREZ, M.D. PROFESSIONAL
16 CORPORATION; CHYNOWETH, HILL AND
17 LEAVITT, L.L.C. d/b/a KELLY HAWKINS
18 PHYSICAL THERAPY; GR MEDICAL
19 MANAGEMENT; HEALTHCARE SYSTEMS
20 INCORPORATED (HIS); INTEGRATED
21 HEALTHCARE OF NEVADA, LLC; I.V.
22 LEAGUE, INC. d/b/a IV LEAGUE
23 PHARMACY; TERESA T. CHARNIGA, M.D.
24 LTD; INSIGHT IMAGING, INC., d/b/a
25 INSIGHT MOUNTAIN DIAGNOSTICS;
26 DANIEL J. KIM, D.O., A PROFESSIONAL
27 CORPORATION d/b/a NEVADA EAR, NOSE
28 & THROAT CENTER; LAGUNA HILLS
SURGICAL CENTER a SUBSIDIARY OF
SURGICAL CARE AFFILIATES; CHW
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NEUROSURGERY ORTHOPAEDICS &
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SURGERY CENTER, LLC; FRANK LI, MD;
NEW CENTURY REHABILITATION, LLC
d/b/a MATT SMITH PHYSICAL THERAPY;
MED-CARE SOLUTIONS, LLC, FOR
INSIGHT MOUNTAIN DIAGNOSTICS; MED-
CARE SOLUTIONS, LLC, FOR VALLEY
HOSPITAL; JORGENSEN & KOKA, LLP
d/b/a MEDICAL ASSOCIATES OF
SOUTHERN NEVADA; WEST LAS VEGAS
SURGERY CENTER, LLC d/b/a MEDICAL
DISTRICT SURGERY CENTER; MEMORIAL
HOSPITAL OF GARDENA; L.F.
MORTILLARO, PH.D LTD. aka LOUIS
MORTILLARO, Ph.D.; COPPEL MEDICAL
ENTERPRISE, LLC d/b/a NEVADA
COMPREHENSIVE CENTER; CHW
IMAGING CENTERS; NEVADA SLEEP
DIAGNOSTICS, INC.; NORTH EASTERN
RECOVERY, INC.; GEORGE GRAF, M.D.;

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4 REDHAWK MEDICAL IMAGING; RC
MCLEAN SERVICES for OLYMPIC
5 ANESTHESIA PARTNERSHIP; PACIFIC
AMERICAN MEDICAL SERVICES; PAIN
6 INSTITUTE OF NEVADA, INC.;
PHYSICIANS MANAGEMENT SOLUTIONS,
7 INC.; JORGENSEN & KOKA, LLP d/b/a
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8 MEDICAL SUPPLY d/b/a QUALITY
RESPIRATORY SOLUTIONS; QUEST
9 DIAGNOSTICS INCORPORATED; PUEBLO
MEDICAL IMAGING, LLC d/b/a
10 RADIOLOGY ASSOCIATES RANCHO
PHYSICAL THERAPY; RAXO DRUGS, INC.;
11 RADER MEDICAL GROUP, LLP; RUSSELL
J. SHAH, MD, LTD; ROYAL JONES MILES
DUNKLEY & WILSON, LLC; JOSEPH J.
12 SCHIFINI, M.D., LTD.; SHADOW
EMERGENCY PHYSICIANS; EMCARE,
13 INC., d/b/a SHADOW EMERGENCY
PHYSICIANS; MARY ANN SHANNON,
14 M.D., SURGICAL ADVISORS, INC.;
WILLIAM SIMPSON, M.D.; VALLEY
15 HEALTH SYSTEM, LLC d/b/a SPRING
VALLEY HOSPITAL; STREHLOW
16 RADIOLOGY CONSULTING; TOTAL
WELLNESS - RIVERSIDE d/b/a
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19 HEALTH; THOMAS L. VATER, D.O., LTD.
d/b/a VATER SPINE SURGICAL
20 ASSOCIATES; VALLEY HOSPITAL
MEDICAL CENTER, INC.; VILLAGE EAST
21 DRUG aka VILLAGE EAST PHARMACY;
VISION RADIOLOGY CONSULTANTS;
22 VISIONQUEST INDUSTRIES, INC. d/b/a VQ
ORTHOCARE; THE WELLNESS GROUP;
WELLNESS CENTER; STRUCTURE
23 WELLNESS GROUP; WILSHIRE
SURGICENTER, INC.; NCO FINANCIAL
24 SYSTEMS, INC. for SHADOW EMERGENCY
PHYSICIANS; NCO FINANCIAL SYSTEMS,
25 INC., for DESERT RADIOLOGY; ALLIED
COLLECTION SERVICES FOR RADIOLOGY
26 ASSOCIATES; QUANTUM FOR SPRING
VALLEY HOSPITAL; DOES 1 through X,
27 inclusive, and ROE BUSINESS ENTITIES 1

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M.D., SURGICAL ADVISORS, INC.;
15 WILLIAM SIMPSON, M.D.; VALLEY
HEALTH SYSTEM, LLC d/b/a SPRING
16 VALLEY HOSPITAL; STREHLOW
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24 WELLNESS GROUP; WILSHIRE
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28

1 ASSOCIATES; QUANTUM FOR SPRING
2 VALLEY HOSPITAL; DOES 1 through X,
3 inclusive, and ROE BUSINESS ENTITIES 1
through X, inclusive,

4 Defendants.

5
6 IT IS HEREBY STIPULATED, by and between the undersigned parties, FP Holdings, L.P. d/b/a
7 Palms Casino Resort, successor in interest to FCH1 LLC, formerly known as Fiesta Palms, LLC d/b/a
8 Palms Casino Resort (including itself and its agents, representatives, predecessors, successors, assigns,
9 insurers, sureties, and attorneys) (hereinafter "Palms"), by and through its counsel, Kemp, Jones &
10 Coulthard, LLP, Enrique Rodriguez (including himself, his agents, representatives, predecessors,
11 successors, assigns, insurers, sureties, attorneys) (hereinafter collectively referred to as "Rodriguez"),
12 individually and by and through his counsels Freiman Law, PLLC and Harry J. Histen, APC, and
13 Benson, Bertoldo, Baker & Carter, Chtd. (including itself and its agents, representatives, predecessors,
14 successors, assigns, insurers, sureties, and attorneys) (hereinafter "BBBC"), by and through its counsel,
15 Benson, Bertoldo, Baker & Carter, Chtd., for good and valuable consideration, the receipt of which is
16 hereby acknowledged, to the following:

- 17 1. The parties hereto stipulate to dismissal, with prejudice, of Palms' Complaint in
18 Intervention filed on December 27, 2011 in Case No. A-11-643351-C.
- 19 2. The terms of the Mediation Settlement executed by the parties on May 16, 2011, and
20 filed on May 18, 2011, in Case No. A531538, remains valid and fully effective, and
21 clarified as stated herein.
- 22 3. Rodriguez promises and agrees, and represents that he will not, and waives his rights to,
23 do any of the following, either by himself or through or with others, until the Nevada
24 Supreme Court resolves the appeal arising from the Judgment rendered in Case No.
25 A531538, and files its remittitur of that matter back to the District Court of Clark
26 County, Nevada:

- 1 A. Request that the Palms post a supersedeas bond in Supreme Court Case No.
- 2 59630;
- 3 B. Request that the Palms post any type of bond or security relating in any way,
- 4 directly or indirectly, to the Judgment rendered in Case No. A531538;
- 5 C. Request that the Palms post any type of bond or security relating in any way,
- 6 directly or indirectly, to the claims that were asserted or could have been asserted
- 7 by Rodriguez in any of the following actions: Case No. A531538, and/or A-11-
- 8 643351-C;
- 9 D. Take any action or undertake any efforts to execute on the Judgment (or any part
- 10 thereof) entered in Case No. A531538;
- 11 E. Take any action or undertake any efforts to collect on the Judgment (or any part
- 12 thereof) entered in Case No. A531538;
- 13 F. Request or seek to conduct any discovery from Palms relating in any way to the
- 14 Judgment (or any part thereof) entered in Case No. A531538; and
- 15 G. Request or seek to conduct any debtor's examination of the Palms relating in any
- 16 way to the Judgment (or any part thereof) entered in Case No. A531538.
- 17 4. The Parties hereto agree that there exists and there shall remain a permanent stay of all
- 18 actions or efforts by anybody to collect or execute on the Judgment (or any part thereof)
- 19 until the Nevada Supreme Court resolves the appeal arising from said Judgment, and
- 20 files its remittitur of this matter back to the District Court of Clark County, Nevada.
- 21 5. The Order of the Court in Case No. A531538, requiring Palms to post a supersedeas
- 22 bond shall be deemed to be, and hereby is, vacated.
- 23 6. The Order Granting Stay filed by the Nevada Supreme Court on December 2, 2011, shall
- 24 be converted to, and shall remain, a permanent stay of any Order requiring Palms to post
- 25 a supersedeas bond.
- 26 7. BBBC shall pay Palms the sum of fifteen thousand dollars (\$15,000.00) within ten (10)
- 27 business days from the date the Court signs the attached Order.
- 28

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8. This Stipulation may be executed in counterparts, all of which together comprise one instrument.

DATED this ____ day of December, 2012.

KEMP, JONES & COULTHARD, LLP

DATED this ____ day of December, 2012.

BENSON, BERTOLDO, BAKER &
CARTER CHTD.

J. Randall Jones, Esq. (#1927)
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Resort - now known as FP Holdings, L.P.
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*Attorneys for Benson, Bertoldo, Baker
& Carter, Chtd.*

DATED this ____ day of December, 2012.

DATED this ____ day of December, 2012.

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Enrique Rodriguez

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ORDER

HAVING CONSIDERED THE FOREGOING STIPULATION TO DISMISS
COMPLAINT IN INTERVENTION, AND TO STAY COLLECTION AND/OR
ENFORCEMENT OF JUDGMENT:

IT IS SO ORDERED this ____ day of _____, 2012.

EIGHTH JUDICIAL DISTRICT COURT JUDGE

Respectfully submitted by:

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Fiesta Palms, LLC d/b/a Palms Casino
Resort - now known as FP Holdings, L.P.
d/b/a Palms Casino Resort

EXHIBIT 2

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IN THE SUPREME COURT OF THE STATE OF NEVADA

FCH1, LLC, A NEVADA LIMITED
LIABILITY COMPANY F/K/A FIESTA
PALMS, LLC D/B/A THE PALMS CASINO
RESORT,

Appellant,

v.

ENRIQUE RODRIGUEZ, AN INDIVIDUAL,

Respondent.

Case No.: 59630

STIPULATION TO MAKE BOND STAY
PERMANENT

The parties have stipulated in district court case no. A-11-643351-C to dismiss the complaint in intervention and to stay collection and/or enforcement of the judgment entered by the district court in case no. A531538 (*See* Exhibit 1). Therefore, the parties stipulate that this Court's Order Granting Stay filed on December 2, 2011, may be converted to a permanent stay of any order requiring Appellant (including itself and its agents, representatives, predecessors, successors, assigns, insurers, sureties, and attorneys) to post a supersedeas bond. The parties request an order from this Court to that effect.

DATED this ____ day of December, 2012.

DATED this ____ day of December, 2012.

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Robert L. Eisenberg, Esq. (#0950)
LEMONS, GRUNDY & EISENBERG
6005 Plumas Street, Third Floor
Reno, Nevada 89519
Attorneys for Appellant

DATED this ____ day of December, 2012.

Enrique Rodriguez