

IN THE SUPREME COURT OF THE STATE OF NEVADA

**In Re Manhattan West Mechanic's Lien
Litigation**

APCO CONSTRUCTION, a Nevada
corporation, *et al.*,

Petitioners,

vs.

The Honorable Susan W. Scann, Judge,
Eighth Judicial District Court, Clark County,
Nevada,

Respondent,

and

SCOTT FINANCIAL CORPORATION, a
North Dakota Corporation, *et al.*,

Real Parties in Interest.

No. 61131

Electronically Filed
Jul 02 2012 11:44 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

District Court No. 08A571228
Consolidated with:

08A574391	A-09-589195-C
08A574792	A-09-589677-C
08A577623	A-09-590319-C
09A579963	A-09-592826-C
09A580889	A-09-596924-C
09A583289	A-09-597089-C
09A584730	A-09-606730-C
09A587168	A-10-608717-C
	A-10-608718-C

**AMENDED CERTIFICATE OF SERVICE OF NOTICE OF FILING JOINT
PETITION FOR WRIT OF MANDAMUS OR, IN THE ALTERNATIVE,
PROHIBITION**

Pursuant to NRAP 25, I certify that I am an employee of Howard & Howard Attorneys PLLC and that on June 25, 2012, I served the Notice of Filing of Joint Petition for Writ of Mandamus or, in the Alternative, Prohibition for service on all parties in the underlying district court action, identified in the Service Chart attached as EXHIBIT A (all parties of interest) via Wiznet, the Eighth Judicial

District Court's electronic e-filing/e-service system. Service via electronic means, as referenced herein, was appropriate as the underlying district court action is a mandatory electronic filing case and all parties served through the Eighth Judicial District Court's electronic filing system consented to service through such electronic means. A copy of the E-Service Details evidencing service and receipt by all registered parties of the documents reference herein is attached as EXIHIBIT B.

/s/ Kellie Piet

EXHIBIT A

EXHIBIT A

PARTIES	FIRM	ATTORNEY	EMAIL	ADDRESS
accuracy glass & mirror company, inc.	peel brimley	richard l. peel, melinda pagel	mpagel@peelbrimley.com	3333 e. serene ave., suite 200, henderson, nv 89074
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ahern rentals, inc.	dixon truman fisher & clifford	robin e. perkins	rperkins@dixontruman.com	221 n buffalo drive, #a, las vegas, nv 89145
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	meier & fine, llc	glenn meier	gmeier@nvbusinesslawyers.com	2300 w. sahara ave., #1150, las vegas, nv 89102
bruin painting corporation	peel brimley	richard l. peel, melinda pagel	mpagel@peelbrimley.com	3333 e. serene ave., suite 200, henderson, nv 89074
	sterling law llc	beau sterling	bsterling@sterlinglaw.com	228 s. fourth street, 1st floor, las vegas, nv 89101
buchelle, inc.	peel brimley	richard l. peel, melinda pagel	mpagel@peelbrimley.com	3333 e. serene ave., suite 200, henderson, nv 89074
	sterling law llc	beau sterling	bsterling@sterlinglaw.com	228 s. fourth street, 1st floor, las vegas, nv 89101
cactus rose construction	peel brimley	richard l. peel, melinda pagel	mpagel@peelbrimley.com	3333 e. serene ave., suite 200, henderson, nv 89074
	sterling law llc	beau sterling	bsterling@sterlinglaw.com	228 s. fourth street, 1st floor, las vegas, nv 89101
camco pacific construction co., inc.	grant morris dodds	steven morris	steve@gmlegal.com	300 s. fourth street, #900, las vegas, nv 89101
cellcrete fireproofing of nevada, inc.	reade & associates	r. christopher reade	creade@readelawfirm.com	1333 n. buffalo dr., #210, las vegas, nv 89128
club vista financial services, llc	greenberg traurig, llp	mark ferrario	lvitidock@gtlaw.com	3773 howard hughes pkwy., #400 n, las vegas, nv 89169
creative home theatre, llc	koch & scow llc	david r. koch (was previously marc riseman)	dkoch@kochscow.com	11500 s. eastern avenue, #210, henderson, nv 89052
custom select billing, inc.	howard & howard attorneys pllc	gwen rutar mullins wade b. gochnour	grm@h2law.com wb@h2law.com	3800 howard hughes pkwy., suite 1400, las vegas, nv 89169
dave peterson framing, inc.	t james truman & associates	t. james truman, jonna stanger	jstanger@trumanlegal.com	3654 n. rancho, las vegas, nv 89130
e&e fire protection, llc	t james truman & associates	t. james truman, jonna stanger	jstanger@trumanlegal.com	3654 n. rancho, las vegas, nv 89130
fast glass, inc.	mcdonald carano wilson llp	ryan bellows	rbellows@mcdonaldcarano.com	2300 w. sahara ave., #1000, las vegas, nv 89102

gary tharaldson	greenberg trauring, llp	mark ferrario	lvitdook@gtlaw.com	3773 howard hughes pkwy., #400 n, las vegas, nv 89169
granite construction company	watt teider hoffer & fitzgerald llp	david r. johnson	djohnson@wthf.com	3993 howard hughes pkwy., #400, las vegas, nv 89169
harso corporation, eza, p.c. dba oz architecture of nevada	williams & associates (under williams & wiess)	donald h. williams	donaldhwilliams@gmail.com	612 s. 10th st., las vegas, nv 89101
hd supply waterworks, lp	peel brimley	richard l. peel, melinda pagel	mpagel@peelbrimley.com	3333 e. serene ave., suite 200, henderson, nv 89074
	sterling law llc	beau sterling	bsterling@sterlinglaw.com	228 s. fourth street, 1st floor, las vegas, nv 89101
heinaman contract glazing, inc.	peel brimley	richard l. peel, melinda pagel	mpagel@peelbrimley.com	3333 e. serene ave., suite 200, henderson, nv 89074
	sterling law llc	beau sterling	bsterling@sterlinglaw.com	228 s. fourth street, 1st floor, las vegas, nv 89101
helix electric of nevada, llc	peel brimley	richard l. peel, melinda pagel	mpagel@peelbrimley.com	3333 e. serene ave., suite 200, henderson, nv 89074
	sterling law llc	beau sterling	bsterling@sterlinglaw.com	228 s. fourth street, 1st floor, las vegas, nv 89101
hydropressure cleaning	howard & howard attorneys pllc	gwen rutar mullins wade b. gochnour	grm@h2law.com wbg@h2law.com	3800 howard hughes pkwy., suite 1400, las vegas, nv 89169
insulpro projects, inc.	hamrick & evans, llp	eric dobberstein, esq.	edobberstein@hamricklaw.com	8965 s. eastern ave., #280, las vegas, nv 89123
interstate plumbing & air conditioning, inc.	peel brimley	richard l. peel, melinda pagel	mpagel@peelbrimley.com	3333 e. serene ave., suite 200, henderson, nv 89074
	sterling law llc	beau sterling	bsterling@sterlinglaw.com	228 s. fourth street, 1st floor, las vegas, nv 89101
las vegas pipeline, llc	gerrard cox & larsen	james e. shapiro	jshapiro@gerrard-cox.com	2450 st. rose parkway, #200, henderson, nv 89074
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noorda sheet metal company	t james truman & associates	t. james truman, jonna stanger	jstanger@trumanlegal.com	3654 n. rancho, las vegas, nv 89130
northstar concrete, inc.	pezzillo robinson	jennifer r. lloyd-robinson	jrobinson@pezzillorobinson.com	6725 via austi pkwy., #290, las vegas, nv 89119
paper material handling, inc. dba pape rents	jolley urga wirth woodbury & standish	martin a. little	mal@juvww.com	3800 howard hughes pkwy., 16th floor, las vegas, nv 89169
patent construction systems	williams & associates (under williams & wiess)	donald h. williams	donaldhwilliams@gmail.com	612 s. 10th st., las vegas, nv 89101
professional doors and mill works, llc	t james truman & associates	t. james truman, jonna stanger	jstanger@trumanlegal.com	3654 n. rancho, las vegas, nv 89130
ready mix, inc.	brian k. berman, chtd.	brian k. berman	b.k.berman@att.net	721 gass ave., las vegas, nv 89101
renaissance pools & spas, inc.	koch & scow llc	david r. koch	dkoch@kochscow.com	11500 s. eastern avenue, #210, henderson, nv 89052

scott financial corporation	kemp jones & coulthard	randall jones	j@kempjones.com	3800 howard hughes pkwy., 17th floor, las vegas, nv 89169
	meier & fine, llc	glenn meier	gmeier@nvbusinesslawyers.com	2300 w. sahara ave., #1150, las vegas, nv 89102
select build nevada, inc.	gordon & rees llp	brian walters	bwalters@gordonrees.com	3770 howard hughes pkwy., #100, las vegas, nv 89169
s. r. bray corporation	peel brimley	richard l. peel, melinda pagel	mpagel@peelbrimley.com	3333 e. serene ave., suite 200, henderson, nv 89074
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steel structures, inc.	jolley urga wirth woodbury & standish	martin a. little (was previously christopher craft)	mal@juww.com	3800 howard hughes pkwy., 16th floor, las vegas, nv 89169
swppp compliance solutions, llc	peel brimley	richard l. peel, melinda pagel	mpagel@peelbrimley.com	3333 e. serene ave., suite 200, henderson, nv 89074
	sterling law llc	beau sterling	bsterling@sterlinglaw.com	228 s. fourth street, 1st floor, las vegas, nv 89101
tharaldson motels ii, inc.	greenberg trauring, llp	mark ferrario	lvitdock@gglaw.com	3773 howard hughes pkwy., #400 n, las vegas, nv 89169
the masonry group nevada, inc.	gibbs giden locher turner & senet llp	becky pintar	bpintar@gglt.com	7450 arroyo crossing pkwy., #270, las vegas, nv 89113
the pressure grout, co.	t james truman & associates	t. james truman, jonna stanger	jstanger@trumanlegal.com	3654 n. rancho, las vegas, nv 89130
tri city drywall, inc.	pezzillo robinson	jennifer r. lloyd-robinson	jrobinson@pezzillorobinson.com	6725 via austi pkwy., #290, las vegas, nv 89119
trulite glass & aluminum solutions, llc f/k/a arch aluminum and glass llc	santoro driggs walch kearney holley & thompson	jeffrey r. albrechts	jaltbrechts@nevadafirm.com	400 s fourth street, 3rd floor, las vegas, nv 89101
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united subcontractors, inc. dba skyline insulation	bennett tueller johnson & deere	benjamin d. johnson	ben.johnson@btjd.com	3165 e millwalk dr., suite 500, salt lake city, ut 84121
	durham jones & pinegar	brad slighting	bslighting@djplaw.com	10785 West Twain Avenue, Suite 200, Las Vegas, Nevada 89135
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wrg design, inc.	peel brimley	richard l. peel, melinda pagel	mpagel@peelbrimley.com	3333 e. serene ave., suite 200, henderson, nv 89074
	sterling law llc	beau sterling	bsterling@sterlinglaw.com	228 s. fourth street, 1st floor, las vegas, nv 89101
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EXHIBIT B

EXHIBIT B

**Details of filing titled:
Notice of Filing Joint Petition for Writ of Man...
 for Case Number 08A571228**

E-File ID:	3111129
Lead File Size:	11694030 bytes
Date Filed:	2012-06-25 14:10:58.0
Case Title:	08A571228
Case Name:	Apco Construction, Plaintiff(s) vs. Gemstone Development West Inc, Defendant(s)
Filing Title:	Notice of Filing Joint Petition for Writ of Mandamus or, in the Alternative, Prohibition
Filing Type:	SO
Filer's Name:	Kimberlee Michelle Hersch
Filer's Email:	bdunn@howardandhoward.com
Account Name:	Library
Filing Code:	Service Only
Amount:	\$ 4.00
Court Fee:	\$ 0.00
Card Fee:	\$ 0.00
Payment:	Processing complete. Payment not yet captured.
Comments:	
Courtesy Copies:	kdp@h2law.com
Firm Name:	Howard & Howard Attorneys, PC
Your File Number:	104334-00019
Status:	Accepted - (O)
Date Accepted:	
Review Comments:	
Reviewer:	
File Stamped Copy:	08A571228-3111129 Service Only Notice of Filing Joint Petition for Writ of Mandamus or In the Alternative Pr.pdf
Cover Document:	
Lead Document:	120625 Notice of Filing of Writ.pdf 11694030 bytes
Data Reference ID:	
Credit Card Response:	System Response: VSYC9B317417 Reference:

E-Service Details of filing titled:
Notice of Filing Joint Petition for Writ of Mandamus or, in the Alternative, Prohibition
for Case Number Apco Construction, Plaintiff(s) vs. Gemstone Development West Inc, Defendant(s)

Firm Name	User Name	User Email	Served	Date/Time Opened	
Bennett Tueller Johnson & Deere	Benjamin D. Johnson	ben.johnson@btjd.com	Yes	2012-06-25 14:35:51.0	[details]
Brian K. Berman, Chtd.	Brian K. Berman, Esq.	b.k.berman@att.net	Yes	2012-06-25 14:28:09.0	[details]
Cooksey, Toolen, Gage, Duffy & Woog	Korin Garner	kgarner@cookseylaw.com	Yes	[Not Opened]	[details]
Cooksey, Toolen, Gage, Duffy & Woog	Martin Muckleroy	mmuckleroy@cookseylaw.com	Yes	[Not Opened]	[details]
David J. Merrill P.C.	David J. Merrill	david@djmerillpc.com	Yes	2012-06-26 08:37:59.0	[details]
David J. Merrill P.C.	Morgan Shah	morgan@djmerillpc.com	Yes	2012-06-25 14:14:02.0	[details]
Dixon Truman Fisher & Clifford	Lucy DeLoney	lucyd@dixontruman.com	Yes	[Not Opened]	[details]
Dixon Truman Fisher & Clifford	Robin E. Perkins, Esq.	rperkins@dixontruman.com	Yes	[Not Opened]	[details]
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Durham Jones & Pinegar	Cindy Simmons	csimmons@djplaw.com	Yes	2012-06-26 14:33:15.0	[details]
Fox Rothschild	Jineen DeAngelis	jdeangelis@foxrothschild.com	Yes	[Not Opened]	[details]
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GERRARD COX & LARSEN	James E. Shapiro, Esq.	jshapiro@gerrard-cox.com	Yes	2012-06-25 14:40:12.0	[details]
GERRARD COX & LARSEN	Jill M. Berghammer	jberghammer@gerrard-cox.com	Yes	[Not Opened]	[details]
GRANT MORRIS DODDS	Steven Morris	steve@gmdlegal.com	Yes	2012-06-25 14:18:28.0	[details]
Gibbs, Giden, Locher, Turner & Senet LLP	Becky Pintar	bpintar@gglt.com	Yes	[Not Opened]	[details]
Gibbs, Giden, Locher, Turner & Senet LLP	Linda Compton	lcompton@gglt.com	Yes	2012-06-25 15:11:57.0	[details]
Gordon & Rees	Cahlen Besuden	cbesuden@gordonrees.com	Yes	[Not Opened]	[details]
Gordon & Rees	Casey Quinn	cquinn@gordonrees.com	Yes	[Not Opened]	[details]
Gordon & Rees	Evelyn Escobar	eescobar@gordonrees.com	Yes	[Not Opened]	[details]
Gordon & Rees	Jalene Anderson	jaanderson@gordonrees.com	Yes	[Not Opened]	[details]
Gordon & Rees	Marie Ogella	mogella@gordonrees.com	Yes	2012-06-25 15:24:18.0	[details]
Gordon & Rees	Robert Schumacher	rschumacher@gordonrees.com	Yes	[Not Opened]	[details]
Gordon & Rees LLP	Brian Walters	bwalters@gordonrees.com	Yes	[Not Opened]	[details]
Gordon & Rees LLP	Rhonda Onorato	ronorato@gordonrees.com	Yes	[Not Opened]	[details]
Greenberg Traurig, LLP	6085 Joyce Heilich	heilichj@gtlaw.com	Yes	[Not Opened]	[details]
Greenberg Traurig, LLP	6086 Renee Hoban	hobanr@gtlaw.com	Yes	[Not Opened]	[details]
Greenberg Traurig, LLP	6093 Valerie Larsen	larsenv@gtlaw.com	Yes	[Not Opened]	[details]
Greenberg Traurig, LLP	6095 Christina Bonner	bonnerc@gtlaw.com	Yes	[Not Opened]	[details]
Greenberg Traurig, LLP	BEO Brandon Roos	Roosb@gtlaw.com	Yes	[Not Opened]	[details]
Greenberg Traurig, LLP	CNN Cynthia Ney	neyc@gtlaw.com	Yes	[Not Opened]	[details]
Greenberg Traurig, LLP	IGH Bethany Rabe	rabe@gtlaw.com	Yes	[Not Opened]	[details]
Greenberg Traurig, LLP	LVGT Docketing	lvitdock@gtlaw.com	Yes	2012-06-25 18:02:23.0	[details]
Greenberg Traurig, LLP	MHD Denise Roberts	robertsde@gtlaw.com	Yes	[Not Opened]	[details]
Greenberg Traurig, LLP	MOK Moorea Katz	katzmo@gtlaw.com	Yes	[Not Opened]	[details]
Greenberg Traurig, LLP	TFK Thomas F. Kummer	kummert@gtlaw.com	Yes	[Not Opened]	[details]
Greenberg Traurig, LLP	WTM Tami Cowden	cowdent@gtlaw.com	Yes	[Not Opened]	[details]
Hamrick & Evans, LLP	Eric Dobberstein, Esq.	edobberstein@hamricklaw.com	Yes	[Not Opened]	[details]
Hamrick & Evans, LLP	Jerri Hunsaker	jhunsaker@hamricklaw.com	Yes	[Not Opened]	[details]
Howard & Howard	Gwen Rutar Mullins	grm@h2law.com	Yes	2012-06-25 14:23:38.0	[details]
Howard & Howard	Kellie Piet (Legal Assistant)	kdp@h2law.com	Yes	2012-06-25 14:15:58.0	[details]
Howard & Howard	Wade B. Gochnour	wbg@h2law.com	Yes	[Not Opened]	[details]
JOLLEY URG A WIRTH WOODBURY & STANDISH	Mindy Fisher	MCF@juww.com	Yes	[Not Opened]	[details]
Jolley Urga Wirth Woodbury & Standish	Debbie Rosewall	dr@juww.com	Yes	2012-06-25 15:48:53.0	[details]
Jolley Urga Wirth Woodbury & Standish	Kelly McGee	kom@juww.com	Yes	2012-06-25 14:22:00.0	[details]
Jolley Urga Wirth Woodbury & Standish	Martin A. Little, Esq.	mal@juww.com	Yes	[Not Opened]	[details]
Jolley Urga Wirth Woodbury & Standish	Michael R. Ernst	mre@juww.com	Yes	2012-06-25 14:13:04.0	[details]
Kemp, Jones & Coulthard	Erica Bennett	emb@kempjones.com	Yes	[Not Opened]	[details]
Kemp, Jones & Coulthard	J. Randall Jones	jrj@kempjones.com	Yes	2012-06-25 14:13:47.0	[details]
Kemp, Jones & Coulthard	Mark M. Jones	mmj@kempjones.com	Yes	[Not Opened]	[details]
Kemp, Jones & Coulthard	Matt Carter	msc@kempjones.com	Yes	2012-06-25 14:13:04.0	[details]
Kemp, Jones & Coulthard	Pamela Montgomery	pym@kempjones.com	Yes	2012-06-25 14:34:26.0	[details]
Koch & Scow LLC	David R. Koch	dkoch@kochscow.com	Yes	[Not Opened]	[details]
Litigation Services & Technologies	Calendar	calendar@litigation-services.net	Yes	[Not Opened]	[details]
Litigation Services & Technologies	Depository	depository@litigation-services.net	Yes	[Not Opened]	[details]
Marquis Aurbach Coffing	Liane K. Wakayama	lwakayama@marquisaurbach.com	Yes	[Not Opened]	[details]
Marquis Aurbach Coffing	Phil Aurbach	paurbach@marquisaurbach.com	Yes	[Not Opened]	[details]
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McDonald Carano Wilson, LLP	Ryan Bellows	rbellows@mcdonalcarano.com	Yes	[Not Opened]	[details]
Meier & Fine	Melanie Grossman	mgrossman@nvbusinesslawyers.com	Yes	2012-06-25 15:23:26.0	[details]
Meier & Fine, LLC	Glenn F. Meier	gmeier@nvbusinesslawyers.com	Yes	[Not Opened]	[details]
Morrill & Aronson	Christine Taradash	CTaradash@maazlaw.com	Yes	[Not Opened]	[details]
Morrill & Aronson P.L.C.	Debra Hitchens	dhitchens@maazlaw.com	Yes	[Not Opened]	[details]
Peel Brimley	Melinda Pagel	mpagel@peelbrimley.com	Yes	2012-06-25 15:19:53.0	[details]
Pezzillo Robinson	Jennifer R. Lloyd-Robinson	JRobinson@PezzilloRobinson.com	Yes	[Not Opened]	[details]
Pezzillo Robinson	Marisa L. Maskas, Esq.	mmaskas@pezzilorobinson.com	Yes	[Not Opened]	[details]
Procopio Cory Hargreaves & Savitch	Andrew J. Kessler	andrew.kessler@procopio.com	Yes	[Not Opened]	[details]
Procopio Cory Hargreaves & Savitch, LLP	Heather A. Lawson, Legal Secretary	heather.lawson@procopio.com	Yes	2012-06-26 15:08:51.0	[details]
Procopio Cory Hargreaves & Savitch, LLP	Lenore Joseph, Calendaring Clerk	laj@procopio.com	Yes	2012-06-26 16:20:23.0	[details]
Reade & Associates	R. Christopher Reade, Esq.	creade@readelawfirm.com	Yes	2012-06-25 18:34:21.0	[details]
Rooker Rawlins	Legal Assistant	rrlegalassistant@rookerlaw.com	Yes	2012-06-25 14:34:14.0	[details]
Rooker Rawlins	Michael Rawlins	mrawlins@rookerlaw.com	Yes	[Not Opened]	[details]
Santoro, Driggs, Walch, Kearney, Holley & Thompson	Jeffrey R. Albrechts, Esq.	jaltbrechts@nevadafirm.com	Yes	[Not Opened]	[details]

Santoro, Driggs, Walch, Kearney, Holley & Thompson Karen M. Morrow	kmorrow@nevadafirm.com	Yes	2012-06-25 14:39:55.0	[details]
Sterling Law LLC	Beau Sterling	bsterling@sterlinglaw.com	Yes	2012-06-25 14:22:02.0 [details]
T. James Truman & Associates	District filings	district@trumanlegal.com	Yes	[Not Opened] [details]
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Watt, Tieder, Hoffar & Fitzgerald, L.L.P.	Sarah Quesada	skerkstr@wthf.com	Yes	[Not Opened] [details]
Williams & Wiese	Donald H. Williams, Esq.	donaldhwilliams@law@gmail.com	Yes	[Not Opened] [details]
Williams & Wiese	Taylor Sellers	taylor sellers@gmail.com	Yes	[Not Opened] [details]
Wilson Elser Moskowitz Edelman & Dicker	Nicole Hrutyk	Nicole.Hrutyk@wilsonelser.com	Yes	[Not Opened] [details]
Wilson Elser Moskowitz Edelman & Dicker LLP	Lindsay Kaempfer	lindsay.kaempfer@wilsonelser.com	Yes	2012-06-25 14:20:58.0 [details]
Wilson Elser Moskowitz Edelman & Dicker LLP	Reuben H. Cawley	Reuben.Cawley@wilsonelser.com	Yes	[Not Opened] [details]
Woodbury, Morris & Brown	Zachariah B. Parry	zparry@wmb-law.net	Yes	[Not Opened] [details]

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