

NOTE
APP2

Daimon Monroe
Pro Per

16

FILED

AUG 28 2012

Tracie K. Lindeman
CLERK OF COURT

Electronically Filed
Sep 04 2012 10:42 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

District court
Clark County, Nevada

Case No. 12-00000000-00000
Dept. No. 12-00000000-00000

- 1.)
- 2.) L.V.M.P.d
- 3.) Plaintiff
- 4.) -VS-
- 5.) US-Currency
- 6.) 281,656.73
- 7.) Defendant

Notice of Appeal

Notice of appeal is hereby given that

- 10.) Daimon Monroe above Defendant hereby Appeal to
- 11.) the Supreme Court of Nevada from the Final order
- 12.) of motion to Strike Summary Judgment entered in
- 13.) this action on August, NINE, 2012. Defendant was
- 14.) Not Heard Nor Facts taken seriously.
- 15.) Dated this 23rd day of August 2012 Daimon Monroe

- 16.)
- 17.) I hereby certify I sent a true copy on the 23rd
- 18.) day of August 2012 of my Notice of Appeal to:

- 19.) Thomas Moreo
- 20.) 200 Lewis Avenue
- 21.) Las Vegas, NV, 89155-2212

Daimon Monroe
Pro Per

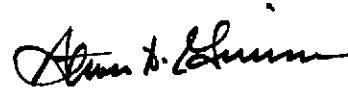
Supreme Court

- 22.)
- 23.)
- 24.) I ALSO ASK the Supreme Court to waive
- 25.) any Filing Fees as I Am incarcerated
- 26.) and Indigent in this matter.

07A537416
NOAS
Notice of Appeal
1946601



RECEIVED
AUG 29 2012



CLERK OF THE COURT

ASTA

**DISTRICT COURT
CLARK COUNTY, NEVADA**

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Plaintiff(s),

vs.

U.S. CURRENCY \$281,656.73,

Defendant(s).

Case No: 07A537416
Dept No: VIII

CASE APPEAL STATEMENT

1. Appellant(s): Daimon Monroe

2. Judge: Doug Smith

3. Appellant(s): Daimon Monroe

Counsel:

Daimon Monroe #38299
P.O. Box 650
Indian Springs, NV 89070

4. Respondent (s): Las Vegas Metropolitan Police Department

Counsel:

Steven B. Wolfson, District Attorney
200 Lewis Ave.
Las Vegas, NV 89155-2212

5. Respondent's Attorney Licensed in Nevada: Yes

6. Appellant Represented by Appointed Counsel In District Court: No

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

1
2 8. Appellant Granted Leave to Proceed in Forma Pauperis**: No
3 **Expires 1 year from date filed

4 9. Date Commenced in District Court: March 9, 2007

5 10. Brief Description of the Nature of the Action: Unknown

6 Type of Judgment or Order Being Appealed: Summary Judgment

7 11. Previous Appeal: Yes

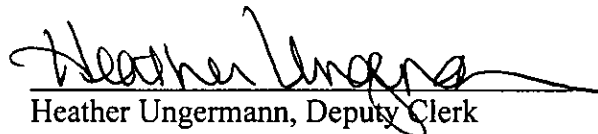
8 Supreme Court Docket Number(s): 60547, 60809, 61094

9 12. Child Custody or Visitation: N/A

10 13. Possibility of Settlement: Unknown

11 Dated This 30 day of August 2012.

12 Steven D. Grierson, Clerk of the Court

13
14 

15 Heather Ungermann, Deputy Clerk
16 200 Lewis Ave
17 PO Box 551601
18 Las Vegas, Nevada 89155-1601
19 (702) 671-0512
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DEPARTMENT 8
CASE SUMMARY
CASE NO. 07A537416

Las Vegas Metropolitan Police Dept
vs
U S Currency \$281,656.73

§
§
§
§
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§
§
§

Location: **Department 8**
Judicial Officer: **Smith, Douglas E.**
Filed on: **03/09/2007**
Case Number History:
Conversion Case Number: **A537416**
Supreme Court No.: **60547**
60809
61094

CASE INFORMATION

Statistical Closures

11/03/2009 Dismissed (with or without prejudice)

Case Type: **Other Civil Filing**
Subtype: **Other Civil Matters**

Case Flags: **Appealed to Supreme Court**
In Forma Pauperis Granted

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number 07A537416
Court Department 8
Date Assigned 12/28/2008
Judicial Officer Smith, Douglas E.

PARTY INFORMATION



Plaintiff	Las Vegas Metropolitan Police Dept	Wolfson, Steven B <i>Retained</i> 702-671-2700(W)
Defendant	U S Currency \$281,656.73	
Also Known As	Ferguson, J B Holmes, Bobby Holmes, Robert Hoyt, Daimon D	
Conversion Extended Connection Type	No Convert Value @ 07A537416 Removed: 04/24/2009 Converted From Blackstone	
Other	Trevarthen, Tonya M	
Other Defendant	Ferguson, Bryan M Holmes III, Robert Monroe, Daimon	

Pro Se







DATE

EVENTS & ORDERS OF THE COURT

INDEX

03/09/2007	 Complaint COMPLAINT FILED Fee \$0.00	07A5374160001.tif pages
03/20/2007	 Affidavit Filed By: Plaintiff Las Vegas Metropolitan Police Dept AFFIDAVIT OF SERVICE	07A5374160002.tif pages





DEPARTMENT 8
CASE SUMMARY
CASE NO. 07A537416

03/20/2007	 Affidavit Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>AFFIDAVIT OF SERVICE</i>	07A5374160003.tif pages
03/20/2007	 Summons Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>SUMMONS ISSUED ONLY</i>	07A5374160004.tif pages
03/20/2007	Summons Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>SUMMONS ISSUED ONLY</i>	07A5374160005.tif pages
03/20/2007	Summons Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>SUMMONS ISSUED ONLY</i>	07A5374160006.tif pages
03/20/2007	Summons Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>SUMMONS ISSUED ONLY</i>	07A5374160007.tif pages
03/20/2007	Summons Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>SUMMONS ISSUED ONLY</i>	07A5374160008.tif pages
03/27/2007	 Order for Service by Publication Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>ORDER FOR PUBLICATION OF FORFEITURE ACTION</i>	07A5374160009.tif pages
03/27/2007	 Affidavit Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>AFFIDAVIT FOR ORDER OF PUBLICATION</i>	07A5374160010.tif pages
03/28/2007	 Affidavit of Mailing Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>AFFIDAVIT OF MAILING</i>	07A5374160011.tif pages
03/28/2007	 Acceptance of Service Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>ACCEPTANCE OF SERVICE</i>	07A5374160013.tif pages
03/28/2007	Acceptance of Service Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>ACCEPTANCE OF SERVICE</i>	07A5374160014.tif pages
03/28/2007	Acceptance of Service Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>ACCEPTANCE OF SERVICE</i>	07A5374160015.tif pages
03/28/2007	 Affidavit Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>AFFIDAVIT OF SERVICE</i>	07A5374160016.tif pages
03/29/2007	 Answer Filed By: Other Defendant Holmes III, Robert <i>ANSWER</i>	07A5374160012.tif pages

DEPARTMENT 8
CASE SUMMARY
CASE NO. 07A537416


03/29/2007	 Initial Appearance Fee Disclosure Filed By: Other Defendant Holmes III, Robert <i>INITIAL APPEARANCE FEE DISCLOSURE</i>	07A5374160017.tif pages
04/05/2007	 Answer Filed By: Other Defendant Monroe, Daimon <i>FORMAL ANSWER TO COMPLAINT</i>	07A5374160018.tif pages
04/05/2007	 Motion Filed By: Other Defendant Monroe, Daimon <i>MOTION TO STAY PROCEEDINGS</i>	07A5374160019.tif pages
04/05/2007	 Order to Proceed In Forma Pauperis Granted for: Other Defendant Monroe, Daimon <i>ORDER TO PROCEED IN FORMA PAUPERIS</i>	07A5374160020.tif pages
04/05/2007	 Application to Proceed in Forma Pauperis Filed By: Other Defendant Monroe, Daimon <i>APPLICATION TO PROCEED IN FORMA PAUPERIS</i>	07A5374160021.tif pages
04/10/2007	 Answer Filed By: Other Defendant Fergason, Bryan M <i>ANSWER TO COMPLAINT FOR FORFEITURE</i>	07A5374160022.tif pages
04/10/2007	 Initial Appearance Fee Disclosure Filed By: Other Defendant Fergason, Bryan M <i>INITIAL APPEARANCE FEE DISCLOSURE</i>	07A5374160024.tif pages
04/12/2007	 Amended Answer Filed By: Other Defendant Holmes III, Robert <i>AMENDED ANSWER</i>	07A5374160025.tif pages
04/13/2007	 Motion <i>DEFT MONROE'S MTN OF CLAIMENTS FAILURE TO VERIFY ANSWER /1</i>	07A5374160023.tif pages
04/17/2007	 Motion <i>MONROE'S NOTICE OF HEARING/MOTION TO STAY PROCEEDINGS /2 VC 5/16/07</i>	07A5374160026.tif pages
04/23/2007	 Motion <i>CLAIMANT'S MTN FOR STAY OF FORFEITURE CASE/3 VJ 5/16/07</i>	07A5374160027.tif pages
04/23/2007	 Receipt of Copy Filed by: Other Defendant Fergason, Bryan M <i>RECEIPT OF COPY</i>	07A5374160028.tif pages
04/26/2007	 Response Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>PLTFS RESPONSE TO CLAIMANTS MOTION FOR STAY OF FORFEITURE PROCEEDINGS</i>	07A5374160029.tif pages
05/08/2007	 Affidavit of Publication <i>AFFIDAVIT OF PUBLICATION</i>	07A5374160030.tif pages


DEPARTMENT 8
CASE SUMMARY
CASE NO. 07A537416


05/16/2007	Motion (8:30 AM) Events: 04/13/2007 Motion <i>DEFT MONROE'S MTN OF CLAIMENTS FAILURE TO VERIFY ANSWER /1 Relief</i> <i>Clerk: Carole D'Aloia Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>	
05/18/2007	 Three Day Notice of Intent to Default Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>THREE DAY NOTICE OF INTENT TO TAKE DEFAULT</i>	07A5374160031.tif pages
05/21/2007	CANCELED Motion to Stay (8:30 AM) Events: 04/17/2007 Motion <i>Vacated</i>	
05/21/2007	 Notice of Entry of Order Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>NOTICE OF ENTRY OF ORDER</i>	07A5374160032.tif pages
05/30/2007	CANCELED Motion to Stay (8:30 AM) Events: 04/23/2007 Motion <i>Vacated</i>	
06/01/2007	 Motion Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>MOTION FOR PARTIAL JUDGMENT BY DEFAULT</i>	07A5374160033.tif pages
06/01/2007	 Default Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>PARTIAL DEFAULT</i>	07A5374160034.tif pages
06/19/2007	 Change of Address Filed By: Also Known As Holmes, Robert <i>CHANGE OF ADDRESS</i>	07A5374160035.tif pages
08/20/2008	 Motion <i>SULLIVAN'S MTN TO WITHDRAW AS COUNSEL /04 VI 9-18-08</i>	07A5374160039.tif pages
08/21/2008	 Certificate of Mailing Filed By: Other Defendant Holmes III, Robert <i>CERTIFICATE OF MAILING</i>	07A5374160040.tif pages
09/22/2008	CANCELED Motion to Withdraw as Counsel (3:00 AM) (Judicial Officer: Cadish, Elissa F.) Events: 08/20/2008 Motion <i>Vacated</i>	
10/29/2009	 Order to Statistically Close Case	
05/13/2010	 Notice of Motion Filed By: Other Defendant Holmes III, Robert	
06/11/2010	 Motion (8:33 AM) (Judicial Officer: Smith, Douglas E.) Events: 05/13/2010 Notice of Motion <i>Deft. Robert Holmes III's Motion For Return of Illegally Seized Preoperty and Money</i>	
10/26/2011	 Notice	


DEPARTMENT 8
CASE SUMMARY
CASE NO. 07A537416


Filed By: Other Defendant Monroe, Daimon
Notice to the Court


11/30/2011  Motion to Reconsider
Filed By: Plaintiff Las Vegas Metropolitan Police Dept
Notice of Motion and Motion to Reconsider Court Statistically Closing Case


12/19/2011  Notice
Filed By: Other Defendant Monroe, Daimon
Notice to Court

01/03/2012  Notice of Motion
Filed By: Other Defendant Holmes III, Robert


01/09/2012  **Motion to Reconsider** (3:00 AM) (Judicial Officer: Smith, Douglas E.)
Plaintiff's Motion to Reconsider Court Statistically Closing Case


01/24/2012  Order Granting Motion
Filed By: Plaintiff Las Vegas Metropolitan Police Dept
Order Granting Plaintiff's Motion to Reconsider Statistically Closing Case


02/06/2012  **Motion** (3:00 AM) (Judicial Officer: Smith, Douglas E.)
02/06/2012, 02/21/2012, 02/28/2012
Events: 01/03/2012 Notice of Motion
Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case

02/06/2012  Motion to Dismiss
Filed By: Other Defendant Holmes III, Robert
Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case


02/06/2012  Notice of Motion
Notice of Motion

02/09/2012  Supplement
Filed by: Other Defendant Holmes III, Robert
Supplement to Motion to Dismiss Plaintiff's Motion to Reconsider Court Statiscally Closing Case















02/10/2012  Notice of Motion
Filed By: Other Defendant Holmes III, Robert

02/22/2012  Opposition
Filed By: Plaintiff Las Vegas Metropolitan Police Dept
Opposition to Claimant's Motion to Dismiss Planitiff's Motion to Reconsider Court Statistically Closing Case

















02/28/2012 **Motion to Dismiss** (8:00 AM) (Judicial Officer: Smith, Douglas E.)
Events: 02/06/2012 Notice of Motion
Deft's Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case

02/28/2012  **All Pending Motions** (8:00 AM) (Judicial Officer: Smith, Douglas E.)
Deft's Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case; Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case

DEPARTMENT 8
CASE SUMMARY
CASE NO. 07A537416

03/05/2012	 Notice of Motion Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Notice of Motion and Motion to Lift Stay</i>
03/09/2012	 Order Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Order RE Hearing Held January 28, 2012</i>
03/12/2012	 Notice of Entry of Order Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Notice of Entry of Order</i>
03/15/2012	 Motion Filed By: Other Defendant Holmes III, Robert <i>Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative for Appearance by Telephone or Video Conference</i>
03/15/2012	 Supplement Filed by: Other Defendant Holmes III, Robert <i>Second Supplement to Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case</i>
03/26/2012	 Notice of Appeal (criminal) Party: Other Defendant Holmes III, Robert
03/27/2012	 Opposition to Motion Filed By: Other Defendant Holmes III, Robert <i>Opposition to Plaintiff's Motion to Lift Stay</i>
03/27/2012	 Case Appeal Statement
03/28/2012	 Response Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>Response to Opposition to Motion to Lift Stay</i>
03/30/2012	 Motion Filed By: Other Defendant Monroe, Daimon <i>Motion of Specific Facts and to Ask Court Consider Leaving Stay</i>
04/09/2012	 Motion (3:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Plaintiff's Motion to Lift Stay</i>
04/16/2012	 Reply Filed by: Other Defendant Holmes III, Robert <i>Reply to Response to Opposition to Motion to Lift Stay</i>
04/27/2012	 Order Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Order Granting Motion to Lift Stay</i>
04/27/2012	 Notice of Entry of Order Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Notice of Entry of Order</i>




DEPARTMENT 8
CASE SUMMARY
CASE NO. 07A537416

05/01/2012	 Motion for Summary Judgment Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Notice of Motion and Motion for Summary Judgment</i>
05/01/2012	 Notice of Appeal Filed By: Other Defendant Holmes III, Robert
05/04/2012	 Case Appeal Statement
05/08/2012	 Notice of Appeal Filed By: Other Defendant Holmes III, Robert
05/10/2012	 Case Appeal Statement
05/11/2012	 Motion to Strike Filed By: Other Defendant Monroe, Daimon <i>Notice of Motion and Motion to Strike Summary Judgment by Plaintiff</i>
05/22/2012	 Opposition to Motion Filed By: Other Defendant Holmes III, Robert <i>Climant Robert Holmes' Opposition to Plaintiff's Motion for Summary Judgment</i>
06/05/2012	 Motion for Summary Judgment (8:00 AM) (Judicial Officer: Smith, Douglas E.) 06/05/2012, 08/07/2012, 11/13/2012 Events: 05/01/2012 Motion for Summary Judgment <i>Plaintiff's Motion for Summary Judgment</i>
06/07/2012	 Application to Proceed in Forma Pauperis
06/08/2012	 Opposition Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Plaintiff's Opposition to Motion to Strike Summary Judgment</i>
06/11/2012	 Order for Production of Inmate <i>Robert Holmes BAC #1034184</i>
06/12/2012	 Affidavit of Mailing Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Affidavit of Mailing</i>
06/14/2012	 Notice of Appeal Filed By: Other Defendant Holmes III, Robert
06/14/2012	 Designation of Record on Appeal Filed By: Other Defendant Holmes III, Robert
06/19/2012	 Case Appeal Statement
06/21/2012	 Order to Proceed In Forma Pauperis Granted for: Other Defendant Holmes III, Robert <i>Order to Proceed In Forma Pauperis</i>

DEPARTMENT 8
CASE SUMMARY
CASE NO. 07A537416

06/22/2012	 Motion to Strike <i>Defendant's Motion to Strike Plaintiff's Motion to Opposition to Strike Summary Judgment</i>
06/25/2012	 Order for Production of Inmate Party: Plaintiff Las Vegas Metropolitan Police Dept <i>Order for Production of Inmate Daimon Monroe, BAC#38299</i>
06/26/2012	 Order to Withdraw as Attorney of Record Filed by: Defendant U S Currency \$281,656.73 <i>Order to Withdraw</i>
06/29/2012	 Order for Production of Inmate Party: Plaintiff Las Vegas Metropolitan Police Dept <i>Order for Production of Inmate Bryan M. Fergason, BAC#59427</i>
07/09/2012	 Motion to Withdraw As Counsel Filed By: Defendant U S Currency \$281,656.73 <i>Motion to Withdraw as Counsel</i>
07/23/2012	 Motion to Withdraw as Counsel (3:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Cynthia L. Dustin, Esq's Motion to Withdraw as Counsel</i>
08/07/2012	Motion to Strike (8:00 AM) (Judicial Officer: Bonaventure, Joseph T.) Events: 05/11/2012 Motion to Strike <i>Defendant, Daimon Monroe's Pro Per Notice of Motion and Motion to Strike Summary Judgment by Plaintiff</i>
08/07/2012	 All Pending Motions (8:00 AM) (Judicial Officer: Bonaventure, Joseph T.) <i>Plaintiff's Motion for Summary Judgment; Defendant Daimon Monroe's Pro Per Motion to Strike Summary Judgment by Plaintiff</i>
08/07/2012	 Affidavit of Mailing Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Affidavit of Mailing</i>
08/16/2012	 Order Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Order RE Hearing Held August 7, 2012</i>
08/16/2012	 Order for Production of Inmate Party: Plaintiff Las Vegas Metropolitan Police Dept <i>Order for Production of Inmate Bryan M. Fergason, BAC #96803</i>
08/16/2012	 Order for Production of Inmate Party: Plaintiff Las Vegas Metropolitan Police Dept <i>Order for Production of Inmate Robert Holmes, BAC #1034184</i>
08/16/2012	 Order for Production of Inmate Party: Plaintiff Las Vegas Metropolitan Police Dept <i>Order for Production of Inmate Daimon Monroe, BAC #38299</i>
08/16/2012	 Notice of Entry of Order Filed By: Plaintiff Las Vegas Metropolitan Police Dept

DEPARTMENT 8
CASE SUMMARY
CASE NO. 07A537416

	<i>Notice of Entry of Order</i>	
08/21/2012	 Affidavit for Order of Publication Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Affidavit for Order of Publication of Summons</i>	
08/28/2012	 Notice of Appeal Filed By: Other Defendant Monroe, Daimon	
08/30/2012	 Case Appeal Statement Filed By: Other Defendant Monroe, Daimon <i>Case Appeal Statement</i>	

DATE	FINANCIAL INFORMATION
	Conversion Extended Connection Type No Convert Value @ 07A537416 Total Charges 202.00 Total Payments and Credits 202.00 Balance Due as of 8/30/2012 0.00
	Plaintiff Las Vegas Metropolitan Police Dept Total Charges 0.00 Total Payments and Credits 0.00 Balance Due as of 8/30/2012 0.00

ORIGINAL

CIVIL COVER SHEET

Clark County, Nevada

Case No.

(Assigned by Clerk's Office)

A 88746

VII

I. Party Information

Plaintiffs: **Las Vegas Metropolitan Police Department**

Defendants: **U.S. CURRENCY \$281,656.73**

Attorney: **RANDALL F. WEED
Chief Deputy District Attorney
Nevada Bar #000082**

Attorney:

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	
<input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside Estates <input type="checkbox"/> Probate Trust/Conservatorship <input type="checkbox"/> Other Probate	<input type="checkbox"/> Construction Defect <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/Acct/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"/> Other Administrative Law <input type="checkbox"/> Department of Motor Vehicles <input type="checkbox"/> Employer's Insurance of Nevada	<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 checked="" 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 104B)	<input 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)	

8 March 07

Date

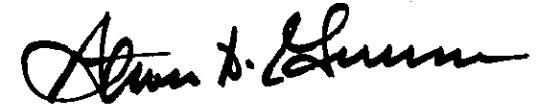
[Signature]

Signature of initiating party or representative

1 **ORDER**

2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 THOMAS J. MOREO
6 Nevada Bar #002415
7 200 Lewis Avenue
8 Las Vegas, Nevada 89155-2212
9 (702) 671-2500
10 Attorney for Plaintiff

Electronically Filed
08/16/2012 10:45:15 AM



CLERK OF THE COURT

8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 LAS VEGAS METROPOLITAN POLICE
11 DEPARTMENT,

11 Plaintiff,

12 -vs-

CASE NO: 07A537416

DEPT NO: VIII

13 U.S. CURRENCY \$281,656.73,

14 Defendant.

15
16 **ORDER RE HEARING HELD AUGUST 7, 2012**

17 THIS MATTER having come on for hearing on the 7th day of August, 2012, on
18 Plaintiff's Motion for Summary Judgment and Claimant DAIMON MONROE's, aka
19 Daimon Devi Hoyt, Motion to Strike Summary Judgment by Plaintiff; the Court having
20 reviewed all documents and good cause appearing;

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1 IT IS HEREBY ORDERED that Claimant's, DAIMON MONROE, aka Daimon Devi
2 Hoyt, Motion to Strike Summary Judgment by Plaintiff, is Denied.

3 IT IS FURTHER ORDERED that Plaintiff shall serve Claimant BRYAN M.
4 FERGASON with a copy of Plaintiff's Motion for Summary Judgment.

5 IT IS FURTHER ORDERED that Claimants have until October 9, 2012, to file any
6 opposition to the Motion for Summary Judgment and/or supplemental briefs.

7 IT IS FURTHER ORDERED that Plaintiff's has until November 6, 2012, to file a
8 reply to any oppositions.

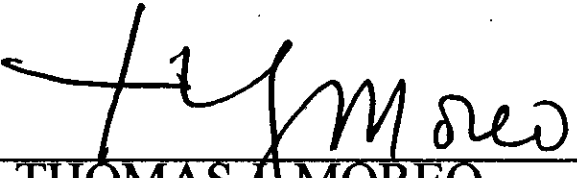
9 IT IS FURTHER ORDERED that the hearing on the Motion for Summary Judgment
10 is continued until Tuesday, November 13, 2012 at 8:00 o'clock a.m.

11 DATED this 9 day of August, 2012.

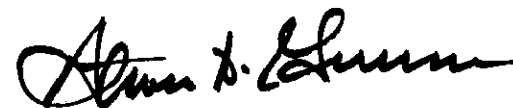
12
13 
14 DISTRICT JUDGE 

15 STEVEN B. WOLFSON
16 Clark County District Attorney
Nevada Bar #001565

17
18 BY


19 THOMAS J. MOREO
20 Chief Deputy District Attorney
Nevada Bar #002415

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28 LVMPD EVENT #060924-0418/jd



CLERK OF THE COURT

1 **NEOJ**
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 THOMAS J. MOREO
6 Chief Deputy District Attorney
7 Nevada Bar #002415
8 200 Lewis Avenue
9 Las Vegas, Nevada 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

12 LAS VEGAS METROPOLITAN POLICE
13 DEPARTMENT,

Plaintiff,

-vs-

U.S. CURRENCY \$281,656.73,

Defendant.

CASE NO: 07A537416

DEPT NO: VIII

NOTICE OF ENTRY OF ORDER

14 TO: BRYAN M. FERGASON
15 Claimant In Proper Person

16 TO: ROBERT HOLMES, III
17 Claimant In Proper Person

18 TO: DAIMON MONROE
19 Claimant In Proper Person

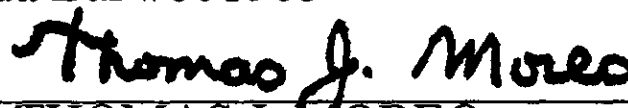
20 TO: TONYA TREVARTHEN
21 Claimant In Proper Person

22 YOU WILL PLEASE TAKE NOTICE that an Order RE Hearing Held August 7,
23 2012 was entered on the 16th day of August, 2012, in the above-entitled action, a copy of
24 which is attached hereto.

DATED this 16th day of August, 2012.

25 STEVEN B. WOLFSON
26 Clark County District Attorney
27 Nevada Bar #001565

BY



THOMAS J. MOREO
Chief Deputy District Attorney
Nevada Bar #002415

CERTIFICATE OF MAILING

I hereby certify that service of the NOTICE OF ENTRY OF ORDER was made the 16th day of August, 2012, by depositing a copy in the U.S. Mail, postage prepaid, addressed to:

BRYAN M. FERGASON, (BAC #96803)
High Desert State Prison
P.O. Box 650
Indian Springs, NV 89070-0650

ROBERT HOLMES, III (BAC #1034184)
Southern Desert Correctional Center
P.O. Box 208
Indian Springs, NV 89070-0208

DAIMON MONROE (BAC #38299)
High Desert State Prison
P.O. Box 650
Indian Springs, NV 89070-0650

TONYA TREVARTHEN
aka Tonya Issa
1409 Hermitage Drive
Round Rock, Texas 78681-1924
(via certified mail, return receipt)

TONYA TREVARTHEN
aka Tonya Issa
807 David Curry Drive
Round Rock, Texas 78664
(via certified mail, return receipt)

BY

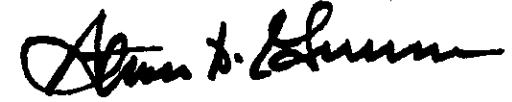

Jessica Daniels, Legal Secretary
District Attorney's Office

LVMPD EV#060924-0418/jd

1 **ORDR**

2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 THOMAS J. MOREO
6 Nevada Bar #002415
7 200 Lewis Avenue
8 Las Vegas, Nevada 89155-2212
9 (702) 671-2500
10 Attorney for Plaintiff

Electronically Filed
08/16/2012 10:45:15 AM



CLERK OF THE COURT

8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 LAS VEGAS METROPOLITAN POLICE
11 DEPARTMENT,

12 Plaintiff,

13 -vs-

CASE NO: 07A537416

DEPT NO: VIII

14 U.S. CURRENCY \$281,656.73,

15 Defendant.

16 **ORDER RE HEARING HELD AUGUST 7, 2012**

17 THIS MATTER having come on for hearing on the 7th day of August, 2012, on
18 Plaintiff's Motion for Summary Judgment and Claimant DAIMON MONROE's, aka
19 Daimon Devi Hoyt, Motion to Strike Summary Judgment by Plaintiff; the Court having
20 reviewed all documents and good cause appearing;

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

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28 ///

1 IT IS HEREBY ORDERED that Claimant's, DAIMON MONROE, aka Daimon Devi
2 Hoyt, Motion to Strike Summary Judgment by Plaintiff, is Denied.

3 IT IS FURTHER ORDERED that Plaintiff shall serve Claimant BRYAN M.
4 FERGASON with a copy of Plaintiff's Motion for Summary Judgment.

5 IT IS FURTHER ORDERED that Claimants have until October 9, 2012, to file any
6 opposition to the Motion for Summary Judgment and/or supplemental briefs.

7 IT IS FURTHER ORDERED that Plaintiff's has until November 6, 2012, to file a
8 reply to any oppositions.

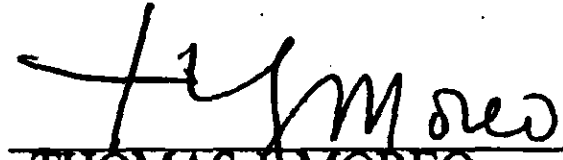
9 IT IS FURTHER ORDERED that the hearing on the Motion for Summary Judgment
10 is continued until Tuesday, November 13, 2012 at 8:00 o'clock a.m.

11 DATED this 9 day of August, 2012.

12
13 
14 DISTRICT JUDGE 

15 STEVEN B. WOLFSON
16 Clark County District Attorney
17 Nevada Bar #001565

18 BY


19 THOMAS J. MOREO
20 Chief Deputy District Attorney
21 Nevada Bar #002415
22
23
24
25
26
27

28 LVMPD EVENT #060924-0418/jd

07A537416

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

May 16, 2007

07A537416 Las Vegas Metropolitan Police Dept
vs
U S Currency \$281,656.73

May 16, 2007 8:30 AM Motion

HEARD BY: COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT: Weed, Randall F. Attorney

JOURNAL ENTRIES

- Court noted that Claimants Monroe and Furgason have filed motions to stay these proceedings, which is mandated by statute. COURT ORDERED, motions GRANTED, PROCEEDINGS STAYED until such time Claimants' criminal case is tried or they enter pleas, Mr. Weed to prepare and submit appropriate order. COURT FURTHER ORDERED, th 5/21/07 and 5/30/07 dates VACATED.

07A537416

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

September 22, 2008

07A537416	Las Vegas Metropolitan Police Dept vs U S Currency \$281,656.73
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September 22, 2008 3:00 AM Motion to Withdraw as Counsel

HEARD BY: Cadish, Elissa F.

COURTROOM: RJC Courtroom 15B

COURT CLERK:

RECORDER:

REPORTER:

PARTIES
PRESENT:

JOURNAL ENTRIES

- There being no opposition, COURT ORDERED, motion GRANTED; moving party to submit the order.

CLERK'S NOTE: The above minute order has been Distributed to: Sean P. Sullivan (Kelly & Sullivan LTD.)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

June 11, 2010

07A537416 Las Vegas Metropolitan Police Dept
vs
U S Currency \$281,656.73

June 11, 2010

8:33 AM

Motion

Deft. Robert Holmes III's Motion For Return of Illegally Seized Preoperty and Money

HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER:

REPORTER:

PARTIES
PRESENT:

JOURNAL ENTRIES

- Pursuant to EDCR 2.20, no points and authorities being filed and the motion not being served on interested parties, COURT ORDERED, motion DENIED.

CLERK'S NOTE: The above minute order has been distributed to: Robert Holmes III #1034184, c/o Southern Department Correctional Center, P.O. Box 208, Indian Springs, NV 89070. 06/11/10 kls

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

January 09, 2012

07A537416 Las Vegas Metropolitan Police Dept
vs
U S Currency \$281,656.73

January 09, 2012	3:00 AM	Motion to Reconsider	Plaintiff's Motion to Reconsider Court Statistically Closing Case
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HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Having considered the moving papers, COURT ORDERED, motion GRANTED.

CLERK'S NOTE: The above minute order has been distributed to: Thomas J. Moreo, Chief Deputy District Attorney. 01/10/12 kls

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

February 06, 2012

07A537416	Las Vegas Metropolitan Police Dept
	vs
	U S Currency \$281,656.73

February 06, 2012	3:00 AM	Motion	Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case
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HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER:

REPORTER:

PARTIES
PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, matter CONTINUED to hearing calendar.

02-21-12 8:00 AM Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case

CLERK'S NOTE: The above minute order has been distributed to: Robert Holmes III #1034184 c/o Southern Desert Correctional Center, P.O. Box 208, Indian Springs, NV 89018 and Thomas J. Moreo, Chief Deputy District Attorney - Civil Division. 02/08/12 kls

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

February 21, 2012

07A537416 Las Vegas Metropolitan Police Dept
vs
U S Currency \$281,656.73

February 21, 2012	8:00 AM	Motion	Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case
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HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER: Jill Jacoby

REPORTER:

PARTIES
PRESENT:

JOURNAL ENTRIES

- There being no parties present, COURT ORDERED, matter CONTINUED. Law Clerk to notify parties.

02-28-12 8:00 AM DEFENDANT'S MOTION FOR ENLARGEMENT OF TIME TO RESPOND TO PLAINTIFF'S MOTION TO RECONSIDER COURT STATISTICALLY CLOSING CASE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

February 28, 2012

07A537416	Las Vegas Metropolitan Police Dept
	vs
	U S Currency \$281,656.73

February 28, 2012	8:00 AM	All Pending Motions	Deft's Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case; Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case
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HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER: Jill Jacoby

REPORTER:

PARTIES

PRESENT: Moreo, Thomas Joseph Attorney

JOURNAL ENTRIES

- Court advised case had been closed in error. Counsel gave a history of this case and Defendant Holmes. Counsel advised they are filing a Motion to Lift Stay and will be requesting a trial setting. Court stated its findings and ORDERED, Defendant's Motion for Enlargement of Time is OFF CALENDAR as Moot and Defendant's Motion to Dismiss, originally set for March 13, 2012 is DENIED. Mr. Moreo to prepare the order.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

April 09, 2012

07A537416	Las Vegas Metropolitan Police Dept vs U S Currency \$281,656.73
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April 09, 2012

3:00 AM

Motion

Plaintiff's Motion to Lift Stay

HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER:

REPORTER:

PARTIES
PRESENT:

JOURNAL ENTRIES

- Having reviewed the moving papers, COURT ORDERED, motion GRANTED.

CLERK'S NOTE: The above minute order has been distributed to: Thomas J. Moreo Deputy District Attorney, Civil Division. 04/13/12 kls

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

June 05, 2012

07A537416 Las Vegas Metropolitan Police Dept
vs
U S Currency \$281,656.73

June 05, 2012

8:00 AM

Motion for Summary Judgment

Plaintiff's Motion for Summary Judgment

HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER: Jill Jacoby

REPORTER:

PARTIES

PRESENT: Moreo, Thomas Joseph Attorney

JOURNAL ENTRIES

- Colloquy regarding opposition being filed by Defendant who is incarcerated. Counsel advised Mr. Holmes is incarcerated in Southern Desert Correctional Center and Mr. Monroe is incarcerated in High Desert State Prison. COURT ORDERED, matter CONTINUED. Mr. Moreo to prepare the order.

08-07-12 8:00 AM Plaintiff's Motion for Summary Judgment

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

July 23, 2012

07A537416 Las Vegas Metropolitan Police Dept
vs
U S Currency \$281,656.73

July 23, 2012	3:00 AM	Motion to Withdraw as Counsel	Cynthia L. Dustin, Esq's Motion to Withdraw as Counsel
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HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER:

REPORTER:

PARTIES
PRESENT:

JOURNAL ENTRIES

- There being no opposition, COURT ORDERED, motion GRANTED.

CLERK'S NOTE: The above minute order has been distributed to: Cynthia Dustin Esq. 08/09/12 kls

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

August 07, 2012

07A537416	Las Vegas Metropolitan Police Dept
	vs
	U S Currency \$281,656.73

August 07, 2012	8:00 AM	All Pending Motions	Plaintiff's Motion for Summary Judgment; Defendant Daimon Monroe's Pro Per Motion to Strike Summary Judgment by Plaintiff
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HEARD BY: Bonaventure, Joseph T.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER: Debbie Winn

REPORTER:

PARTIES

PRESENT:	Ferguson, Bryan M	Other Defendant
	Holmes III, Robert	Other Defendant
	Monroe, Daimon	Other Defendant
	Moreo, Thomas Joseph	Attorney

JOURNAL ENTRIES

- Colloquy regarding Defendant Trevarthen's service and whether summary judgment should be granted as to her at this time. Mr. Moreo advised Defendant had moved to Texas and all documents came back, noted all parties had been served. Defendant Ferguson believed his attorney was handling the case and now understands she is not. Mr. Moreo advised all Defendants have no attorneys and all were served. Court advised in all fairness to Defendant Ferguson, it will allow time for Defendant to file a response to the Motion for Summary Judgment. Mr. Moreo advised he had nothing further to add and would not like to hear this matter twice. Statement by the Court. Arguments by Defendants. Court stated its findings and ORDERED, Defendant Monroe's Motion to Strike is DENIED. FURTHER, Motion for Summary Judgment is CONTINUED. State to prepare Order to transport for all three Defendants.

PRINT DATE: 08/30/2012

Page 11 of 12

Minutes Date:

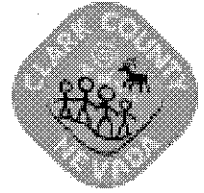
May 16, 2007

07A537416

11-13-12 8:00 AM PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT



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



DAIMON MONROE #38299
P.O. BOX 650
INDIAN SPRINGS, NV 89070

DATE: August 30, 2012
CASE: A537416

RE CASE: LAS VEGAS METROPOLITAN POLICE DEPARTMENT vs. U.S. CURRENCY \$281,656.73

NOTICE OF APPEAL FILED: August 28, 2012

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; DESIGNATION OF RECORD ON APPEAL; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; ORDER RE HEARING HELD AUGUST 7, 2012; NOTICE OF ENTRY OF ORDER; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Plaintiff(s),

vs.

U.S. CURRENCY \$281,656.73,

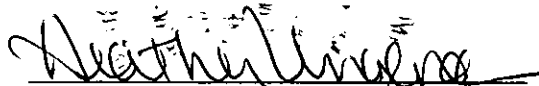
Defendant(s).

Case No: A537416
Dept No: VIII

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 30 day of August 2012.

Steven D. Grierson, Clerk of the Court


Heather Ungermann, Deputy Clerk