

# ORIGINAL

1 **NOA**

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Aug 20 2013 02:28 p.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

## SUPREME COURT OF THE STATE OF NEVADA

14 RICHARD A. HUNTER, an individual,

Case No. 63804

15 Plaintiff,

### CASE APPEAL STATEMENT

16 v.

17 WILLIAM GANG, an individual, and  
18 DOE DEFENDANTS 1 through 10, and  
19 ROE CORPORATIONS 1 through 10,  
20 inclusive,

21 Defendants.

22 1. Name of appellant filing this case appeal statement:

23 Richard A. Hunter

24 2. Identify the judge issuing the decision, judgment, or order appealed from:

25 The Honorable Judge Douglas E. Smith

26 3. Identify each appellant and the name and address of counsel for each  
27 appellant::

28 Appellant: Richard A. Hunter

Counsel for Appellant: Tami D. Cowden and Mark E. Ferrario, Esq. of Greenberg Traurig, LLP, 3773 Howard Hughes Parkway, Suite 400 North, Las Vegas, Nevada 89169, telephone: (702) 792-3773, attorney for Appellant.

4. Identify each respondent and the name and address of appellate counsel, if known, for each respondent (if the name of a respondent's appellate counsel is unknown, indicate as much and provide the name and address of that respondent's trial counsel):

Respondent: William Gang

Counsel for Respondent: Albert G. Marquis, Esq. and Tye Hanseen, Esq. of Marquis Aurbach Coffing, 10001 Park Run Drive, Las Vegas, NV 89145, telephone: (702) 382-0711, attorney for Plaintiff.

5. Indicate whether any attorney identified above in response to question 3 or 4 is not licensed to practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission): NA

6. Indicate whether appellant was represented by appointed or retained counsel in the district court.

Appellant was represented by retained counsel in the district court.

7. Indicate whether appellant is represented by appointed or retained counsel on appeal.

Appellant is represented by retained counsel on this appeal.

8. Indicate whether appellant was granted leave to proceed in forma pauperis, and the date of entry of the district court order granting such leave:

No.

9. Indicate the date the proceedings commenced in the district court.

Complaint filed December 4, 2009

10. Provide a brief description of the nature of the action and result in the district court, including the type of judgment or order being appealed and the relief granted by the district court:

This is the appeal of an order granting fees and costs, following dismissal of the complaint for adverse possession and declaratory relief. This "appeal" was actually filed by virtue of an amendment to the notice of appeal filed challenging the order of dismissal

11. Indicate whether the case has previously been the subject of an appeal to or original writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of the prior proceeding:

The order dismissing the complaint was appealed, Case. No. 59691, which appeal is currently pending.

12. Indicate whether this appeal involves child custody or visitation: No.

13. If this is a civil case, indicate whether this appeal involves the possibility of settlement: The parties attempted settlement of all disputes between them while participating in the Supreme Court Settlement Program as part of Case. No. 59691, but were unsuccessful. The briefing schedule was reinstated in that

DATED this 20<sup>th</sup> day of August, 2013.

**GREENBERG TRAURIG, LLP**

By: 

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*Attorneys for Plaintiff Richard A. Hunter*

**CERTIFICATE OF SERVICE**

I hereby certify pursuant to N.R.C.P 5 that I served the forgoing Case Appeal  
Statement on:

Albert G. Marquis  
Tye Hanseen  
Marquis Aurbach Coffing  
10001 Park Run Drive  
Las Vegas, NV 89145

by causing a full, true, and correct copy thereof to be sent by the following  
indicated method

or methods, on the date set forth below:

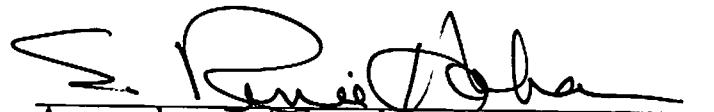
☒ by mailing in a sealed, first class postage-prepaid envelop, addressed to  
the last-known office address of the attorney, and deposited with the  
United States Postal Service in Las Vegas, Nevada.

☐ by hand delivery.

☐ by sending via overnight courier in a sealed envelope.

☐ by electronic mail to the last known e-mail address.

DATED this 20<sup>th</sup> day of August 2013.

  
An employee of Greenberg Traurig, LLP