

Electronically Filed  
May 07 2014 04:58 p.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

GOLDEN ROAD MOTOR INN, INC., a  
Nevada Corporation, d/b/a ATLANTIS  
CASINO RESORT SPA

Case No.: 64349  
and  
65497

Appellant,

vs.

SUMONA ISLAM, an individual; MEI-GSR  
HOLDINGS LLC, a Nevada limited liability  
company, d/b/a GRAND SIERRA RESORT;  
ABC CORPORATIONS; XYZ  
PARTNERSHIPS; AND JOHN DOES I  
through X, inclusive.

Respondents.

**AMENDED CASE APPEAL STATEMENT**

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

Golden Road Motor Inn, Inc., a Nevada corporation d/b/a Atlantis Casino Resort Spa.

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

Honorable Patrick Flanagan.

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

Golden Road Motor Inn, Inc. d/b/a Atlantis Casino Resort Spa

Appellant Counsel:

Robert A. Dotson  
Angela M. Bader  
Laxalt & Nomura, Ltd.  
9600 Gateway Drive  
Reno, Nevada 89521  
Tel: (775) 322-1170

1 and

2 Robert L. Eisenberg  
3 Lemons, Grundy & Eisenberg  
4 6005 Plumas St, 3rd Floor  
5 Reno, NV 89519  
6 Tel: (775) 786-6868

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

10 MEI-GSR Holdings LLC, a Nevada limited liability company d/b/a Grand Sierra Resort,  
11 which claims to be the successor in interest to NAV-RENO-GS, LLC, a Nevada limited liability  
12 company. MEI-GSR Holdings LLC's appellant counsel is unknown, however, its trial counsel is  
13 as follows:

14 Trial Counsel:  
15 Stan Johnson, Esq.  
16 Cohen-Johnson, LLC  
17 255 E. Warm Springs Rd, Ste 100  
18 Las Vegas, NV 89119  
19 Tel: (702) 823-3500

20 Sumona Islam, individually, whose appellant counsel is unknown, however her trial  
21 counsel is as follows:

22 Trial Counsel:  
23 Mark Wray, Esq.  
24 Law Office of Mark Wray  
25 608 Lander Street  
26 Reno, NV 89509  
27 Tel: (775) 348-8877

28 **5. Indicate whether an 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):

All counsel identified in response to questions 3 and 4 are believed to be licensed to  
practice law in Nevada.

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

3           Appellant was represented by retained counsel in the district court.

4           **7.       Indicate whether appellant is represented by appointed or retained counsel**  
5 **on appeal:**

6           Appellant is represented by retained counsel on appeal.

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

9           Appellant was not granted leave to proceed in forma pauperis.

10          **9.       Indicate the date the proceedings commenced in the district court (e.g., date**  
11 **complaint, indictment, information, or petition was filed):**

12          The Verified Complaint For Damages was filed in the district court on April 27, 2012.

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

16          The Plaintiff's action was for breach of contract, conversion, tortious interference with  
17 contractual relations and prospective economic advantage, violation of the Nevada Uniform  
18 Trade Secret Act, and declaratory relief. The appeal arises out of the decision of the district  
19 court following a bench trial and the finding in favor of appellee MEI-GSR Holdings LLC on all  
20 counts and awarding costs and attorney's fees against appellant and in favor of appellee. The  
21 award of costs and attorney's fees had not yet been finalized as of the filing of the original case  
22 appeal statement. The Court found in favor of appellant with regard to its claims against  
23 Defendant Sumona Islam with the exception of its claim for conversion, the denial of which is  
24 also a subject of this appeal. The Court found in favor of appellant with regard to its other  
25 claims against Sumona Islam, awarding \$13,060 in damages on the breach of contract claim,  
26 \$10,814 in damages on the violation of the Uniform Trade Secret Act claim and \$20,000 in  
27 punitive damages. The adequacy of these damages are disputed on appeal. The Court also made  
28 an award of costs and attorney's fees which at the time of filing of the original case appeal  
statement had not yet been finalized. The Court found that the claim for tortious interference

1 was subsumed and appropriately adjudicated under the Uniform Trade Secret Act and therefore  
2 no separate finding with regard to that claim was made. The decision of the Court is set forth in  
3 the FINDINGS OF FACT AND CONCLUSIONS OF LAW AND ORDER, which includes a  
4 judgment, and the FINDINGS OF FACT AND CONCLUSIONS OF LAW AND JUDGMENT.

5 Per the amended notice of appeal, the decision of the Court is also set forth in its Order  
6 dated March 14, 2014 awarding attorney's fees in the amount of \$190,124.50 to appellee MEI-  
7 GSR Holdings, LLC.

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

11 There has been no prior appeal or writ proceeding originating from this case.

12 **12. Indicated whether this appeal involves child custody or visitation:**

13 This case does not involve child custody or visitation.

14 **13. If this case is a civil case, indicate whether this appeal involves the possibility**  
15 **of settlement:**

16 Based upon the nature of the ruling and the issues involved, it does not appear that this  
17 case presents an opportunity for settlement.

18 **Affirmation Pursuant to NRS 239B.030**

19 The undersigned does hereby affirm that the preceding document does not contain the  
20 social security number of any person.

21 DATED this 7 day of May, 2014.

22 LAXALT & NOMURA, LTD.

23   
24 ROBERT A. DOTSON

25 Nevada State Bar No. 5285

26 ANGELA M. BADER

27 Nevada State Bar No. 5574

28 9600 Gateway Drive

Reno, Nevada 89521

(775) 322-1170

Attorneys for Respondent

1 **CERTIFICATE OF SERVICE**

2 I certify that on this date, I served a copy of the foregoing document upon all counsel of  
3 record by:

4 ☒ Mail on all parties in said action, by placing a true copy thereof enclosed in a sealed  
5 envelope in a designated area for outgoing mail, addressed as set forth below. At the Law  
6 Offices of Laxalt & Nomura, mail placed in that designated area is given the correct  
amount of postage and is deposited that same date in the ordinary course of business, in a  
United States mailbox in the City of Reno, County of Washoe, Nevada.

7 ☒ By electronic service by filing the foregoing with the Clerk of Court using the E-Flex  
8 system, which will electronically mail the filing to the following individuals at the email  
addresses set for the below.

9 ☒ By email to the email addresses below.

11 Steven B. Cohen, Esq.  
12 Stan Johnson, Esq.  
13 Brian A. Morris, Esq.  
14 Terry Kinnally, Esq.  
15 Cohen-Johnson, LLC  
255 E. Warm Springs Rd, Ste 100  
Las Vegas, NV 89119

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16 [scohen@cohenjohnson.com](mailto:scohen@cohenjohnson.com)  
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19 Robert L. Eisenberg, Esq.  
20 Lemons, Grundy & Eisenberg  
6005 Plumas St, 3rd Floor  
Reno, NV 89519

21 [rle@lge.net](mailto:rle@lge.net)

22  
23 Dated this 1 day of May, 2014.

24   
25 L. MORGAN BOGUMIL  
26  
27  
28