

CLERK OF THE COURT

Electronically Filed
Mar 18 2015 01:37 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

NOTC

Brandon B. McDonald, Esq.
Nevada Bar No.: 11206
McDONALD LAW OFFICES, PLLC
2505 Anthem Village Drive, Ste. E-474
Henderson, NV 89052
Telephone: (702) 385-7411
Facsimile: (702) 664-0448
Attorneys for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

CARLOS A. HUERTA, an individual; CARLOS
A. HUERTA as Trustee of THE ALEXANDER
CHRISTOPHER TRUST, a Trust established in
Nevada as assignee of interests of GO GLOBAL,
INC., a Nevada corporation; NANYAH VEGAS,
LLC, a Nevada limited liability company;

Plaintiffs,

v.

SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable Trust;
ELDORADO HILLS, LLC, a Nevada limited
liability company; DOES I-X; and/or ROE
CORPORATIONS I-X, inclusive,

Defendants.

Case No.: A-13-686303-C
Dept. No.: XXVII

AND ALL RELATED MATTERS

NOTICE OF APPEAL

COMES NOW, Plaintiffs, Carlos A. Huerta, the Alexander Trust by and through its counsel of
record, Brandon B. McDonald, Esq. of McDonald Law Offices, PLLC, and hereby appeals to the
Nevada Supreme Court from the Order entered on November 5, 2014 and noticed on the November 6,
2014 which granted partial summary against Plaintiffs; the Order dated February 10, 2015 and noticed
on February 11, 2015 which awarded attorney's fees and costs to the Defendants, and; the Final

Judgment filed on February 23, 2015 and notice on February 24, 2015. Said Orders are attached hereto.

DATED this 13th day of March, 2015.

McDONALD LAW OFFICES, PLLC

By: /s/ Brandon B. McDonald
Brandon B. McDonald, Esq.
Nevada Bar No.: 11206
2505 Anthem Village Drive, Ste. E-474
Henderson, NV 89052
Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

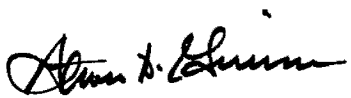
I hereby certify that on the 13th day of March, 2015, I served a copy of the foregoing **NOTICE OF APPEAL** upon each of the parties via Odyssey E-Filing System pursuant to NRCP 5(b)(2)(D) and EDCR 8.05 to:

Fennemore Craig, P.C.
Samuel Lionel slionel@fclaw.com

Lionel Sawyer & Collins
Angela Westlake awestlake@lionelsawyer.com
Rob Hernquist rhernquist@lionelsawyer.com

McDonald Law Offices, PLLC
Brandon McDonald brandon@mcdonaldlawyers.com
Charles Barnabi cj@mcdonaldlawyers.com

/s/ Charles Barnabi
An employee of McDonald Law Offices, PLLC


CLERK OF THE COURT

1 NOTC
2 Samuel S. Lionel, NV Bar No. 1766
3 slionel@lionelsawyer.com
4 LIONEL SAWYER & COLLINS
5 300 South Fourth Street, 17th Floor
6 Las Vegas, Nevada 89101
7 Telephone: (702) 383-8884
8 Fax: (702) 383-8845
9 Attorneys for Defendant

6 DISTRICT COURT
7
8 CLARK COUNTY, NEVADA

9 CARLOS A. HUERTA, an individual;
10 CARLOS A. HUERTA as Trustee of THE
11 ALEXANDER CHRISTOPHER TRUST, a
12 Trust established in Nevada as assignee of
13 interests of GO GLOBAL, INC., a Nevada
14 corporation; NANYAH VEGAS, LLC, a
15 Nevada limited liability company,

16 Plaintiffs,

17 v.

18 SIG ROGICH aka SIGMUND ROGICH as
19 Trustee of The Rogich Family Irrevocable
20 Trust; ELDORADO HILLS, LLC, a Nevada
21 limited liability company; DOES I-X; and/or
22 ROE CORPORATIONS I-X, inclusive

23 Defendants.

24 AND RELATED CLAIMS

Case No. A-13-686303-C

Dept. XXVII

NOTICE OF ENTRY OF ORDER

25 NOTICE OF ENTRY OF ORDER GRANTING PARTIAL SUMMARY JUDGMENT

26 //

27 //

28 //

//

1 Notice is hereby given that on November 5, 2014 an Order Granting Partial Summary
2 Judgment was duly entered , a copy of which is attached here as Exhibit A.

3 Dated: November 6, 2014.

4
5 LIONEL SAWYER & COLLINS

6 By: /s/ Samuel S. Lionel
7 Samuel S. Lionel, NV Bar #1766
8 300 South Fourth Street, 17th Floor
9 Las Vegas, NV 89101
10 *Attorneys for Defendant*

11
12 **CERTIFICATE OF SERVICE**

13 Pursuant to Administrative Order 14-2, the undersigned hereby certifies that a true and
14 correct copy of the **Notice of Entry of Order Granting Partial Summary Judgment** was
15 electronically served on this 6th day of November, 2014 on the following:

16 Brandon McDonald
17 McDonald Law Offices, PLLC
18 2505 Anthem Village Drive, Ste. E-474
19 Henderson, NV 89052
20 Brandon@mcdonaldlawyers.com

21 Attorney for Plaintiff

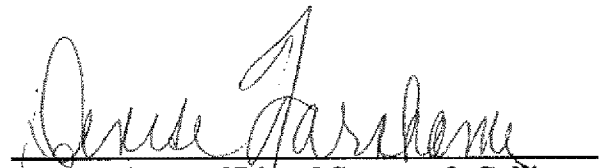
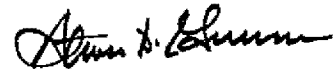
22
23 
24 An Employee of Lionel Sawyer & Collins.....

EXHIBIT A

ORD
Samuel S. Lionel, NV Bar No. 1766
slionel@lionelsawyer.com
LIONEL SAWYER & COLLINS
300 South Fourth Street, 17th Floor
Las Vegas, Nevada 89101
Telephone: (702) 383-8884
Fax: (702) 383-8845
Attorneys for Defendant



CLERK OF THE COURT

DISTRICT COURT
CLARK COUNTY, NEVADA

CARLOS A. HUERTA, an individual;
CARLOS A. HUERTA as Trustee of THE
ALEXANDER CHRISTOPHER TRUST, a
Trust established in Nevada as assignee of
interests of GO GLOBAL, INC., a Nevada
corporation; NANYAH VEGAS, LLC, a
Nevada limited liability company,

Case No. A-13-686303-C

Dept. XXVII

ORDER GRANTING PARTIAL
SUMMARY JUDGMENT

Plaintiffs,

v.

SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable
Trust; ELDORADO HILLS, LLC, a Nevada
limited liability company; DOES I-X; and/or
ROE CORPORATIONS I-X, inclusive

Defendants.

AND RELATED CLAIMS

ORDER GRANTING PARTIAL SUMMARY JUDGMENT

I.

UNDISPUTED MATERIAL FACTS

1. In March 2010, Carlos Huerta, Christine H. Huerta (collectively "Huerta") and Go Global, Inc. ("Go Global") filed voluntary Bankruptcy Petitions in the United States Bankruptcy Court for the District of Nevada ("the Huerta Bankruptcy").
2. On July 22, 2013, an Order Confirming Third Amended Joint Chapter 11 Plan of Reorganization of Go Global, Inc., Carlos and Christine Huerta was duly entered in the Huerta Bankruptcy.
3. On November 7, 2012, Huerta and Go Global wrote The Rogich Family Irrevocable Trust ("Rogich Trust") claiming that because the Rogich Trust had transferred its membership interest in Eldorado Hills, LLC, it was in breach of the Purchase Agreement between the parties and offered mediation, the Purchase Agreement prerequisite to litigation.
4. On April 4, 2011, Huerta and Go Global filed a Joint Disclosure Statement in the Huerta Bankruptcy. The statement did not identify or mention the Purchase Agreement or the Rogich Trust.
5. Huerta and Go Global filed Amended Disclosure Statements on January 17, 2013, March 8, 2013 and April 8, 2013. None of those statements identify or mention the Purchase Agreement, any relationship between Huerta, Go Global and the Rogich Trust, any receivable or other indebtedness of the Rogich Trust, any liquidation analysis identifying or identifying a possible claim against the Rogich Trust. The Huerta and Go Global Plan also does not identify or mention any such information.
6. Disclosure Statements inform creditors how they will be paid and are used by creditors to determine whether or not to accept a Plan of Reorganization. The creditors of Huerta and Go Global were never informed there was a receivable from the Rogich Trust to be collected.

1 7. On November 7, 2012, when Huerta and Go Global sent their letter to the Rogich Trust,
2 Huerta and Go Global were aware that they had a claim against the Rogich Trust.

3 8. On June 18, 2013, Carlos Huerta filed a Declaration, under oath that stated in paragraph 4
4 thereof:

5 "In connection with confirmation of the Plan, I reviewed the Plan (as amended),
6 Disclosure Statement (as amended) and all related exhibits thereto. The statements in those
7 documents are true and accurate..." *N/A THIS Declaration allowed Huerta & Go Global to confirm a Ch. 11 Plan 7/22/13*

8 10. On July 30, 2013, Huerta and Go Global assigned to the Alexander Christopher Trust "all
9 money, assets or compensation remaining to be paid pursuant to the Purchase Agreement
10 or from any act of recovery seeking to enforce the obligations of the parties thereto.
11 Carlos Huerta and Christine Huerta are the grantors of said Trust and Carlos Huerta is
12 the Trustee of said Trust.

13 11. On July 31, 2013, Carlos Huerta individually and as Trustee of said Trust filed this action
14 against The Rogich Trust to recover the sum of \$2,747,729.50 allegedly due under the
15 Purchase Agreement.

16 **LEGAL DETERMINATION**

- 17 1. On November 7, 2012, Huerta and Go Global were aware that they had a claim against
18 the Rogich Trust.
19 2. The said claim was not disclosed in Huerta's and Go Global's First Amended, Second
20 Amended or Third Amended Disclosure Statements.
21 3. The said claim was not disclosed in Huerta's and Go Global's Plan or their first, second or
22 third Amendments to the Plan.

23 WHEREFORE IT IS ORDERED that The Rogich Family Irrevocable Trust's Motion for
24 Partial Summary Judgment be, and is hereby granted and the First, Second and Third claims for
25 relief of Carlos A. Huerta, individually and as Trustee of the Alexander Christopher Trust are
26 dismissed.

27

1 AND WHEREAS on October 1, 2014, an Order Granting Partial Summary Judgment
2 dismissing Plaintiff Nanyah Vegas', LLC's Fourth claim for relief was duly entered.

3 AND WHEREAS all claims for relief alleged in the Amended Complaint have been
4 dismissed.

5 IT IS HEREBY ORDERED ADJUDGED AND DECREED that the Amended Complaint
6 herein, be, and it is, hereby dismissed.

7 DATED this 3 day of ^{November} October, 2014.

8 Nancy L. Alf
9 DISTRICT COURT JUDGE

10
11 SUBMITTED:
12 LIONEL SAWYER & COLLINS

13 By: Samuel S. Lionel
14 Samuel S. Lionel
15 300 S. Fourth Street, #1700
16 Las Vegas, NV 89101
17 Attorneys for Defendant

18 APPROVED
19 McDonald Law Offices, PLC

20 By: _____
21 Brandon McDonald
22 2505 Anthem Village Dr., Suite E-474
23 Henderson, NV 89052
24 Attorney for Plaintiffs
25
26
27

1 AND WHEREAS on October 1, 2014, an Order Granting Partial Summary Judgment
2 dismissing Plaintiff Nanyah Vegas, LLC's Fourth claim for relief was duly entered.

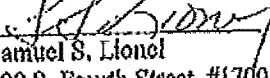
3 AND WHEREAS all claims for relief alleged in the Amended Complaint have been
4 dismissed.

5 IT IS HEREBY ORDERED ADJUDGED AND DECREED that the Amended Complaint
6 herein, be, and it is, hereby dismissed.

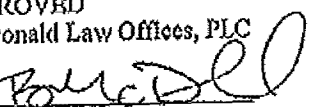
7 DATED this ____ day of October, 2014.

8 DISTRICT COURT JUDGE

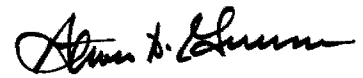
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10
11 SUBMITTED:
12 LIONEL SAWYER & COLLINS

13 By: 
14 Samuel S. Lionel
15 300 S. Fourth Street, #1700
16 Las Vegas, NV 89101
Attorneys for Defendant

17
18 APPROVED
19 McDonald Law Offices, PLC

20 By: 
21 Brandon McDonald
22 2505 Anthem Village Dr., Suite B-474
23 Henderson, NV 89052
24 Attorney for Plaintiffs
25
26
27

LIONEL SAWYER
& COLLINS
ATTORNEYS AT LAW
1100 BANK OF AMERICA PLAZA
300 SOUTH FOURTH ST.
LAS VEGAS,
NEVADA 89101
(702) 393-1443



CLERK OF THE COURT

1 **NOTC**

Samuel S. Lionel, NV Bar No. 1766

2 *slionel@fclaw.com*

FENNERMORE CRAIG, P.C.

3 300 South Fourth Street, 14th Floor

Las Vegas, Nevada 89101

4 Telephone: (702) 791-8251

Fax: (702) 791-8252

5 *Attorneys for Sig Rogich aka*

Sigmund Rogich as Trustee of

6 *The Rogich Family Irrevocable Trust*

7 **DISTRICT COURT**

8 **CLARK COUNTY, NEVADA**

10 CARLOS A. HUERTA, an individual;
11 CARLOS A. HUERTA as Trustee of THE
ALEXANDER CHRISTOPHER TRUST, a
12 Trust established in Nevada as assignee of
interests of GO GLOBAL, INC., a Nevada
13 corporation; NANYAH VEGAS, LLC, a
Nevada limited liability company,

14 Plaintiffs,

15 v.

16 SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable
17 Trust; ELDORADO HILLS, LLC, a Nevada
limited liability company; DOES I-X; and/or
18 ROE CORPORATIONS I-X, inclusive

19 Defendants.

Case No. A-13-686303-C

Dept. XXVII

NOTICE OF ENTRY OF ORDER

21 **NOTICE OF ENTRY OF ORDER GRANTING MOTION FOR AWARD OF**

22 **ATTORNEYS' FEES**

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1 Notice is hereby given that on February 10, 2015 an Order Granting Motion for Award of
2 Attorneys' Fees was duly entered herein, a copy of which is attached as Exhibit A.

3 Dated: February 11, 2015.

4 FENNEMORE CRAIG, P.C.

5 By: /s/ Samuel S. Lionel

6 Samuel S. Lionel, NV Bar #1766
7 300 South Fourth Street, 14TH Floor
8 Las Vegas, NV 89101
9 *Attorneys for Sig Rogich aka*
10 *Sigmund Rogich as Trustee of*
11 *The Rogich Family Irrevocable Trust*

12 **CERTIFICATE OF SERVICE**

13 Pursuant to Administrative Order 14-2, the undersigned hereby certifies that a true and
14 correct copy of the **Notice of Entry of Order Granting Motion for Award of Attorneys' Fees**
15 was served through the Wiznet mandatory electronic service on this 11th day of February, 2015
16 on the following counsel of record:

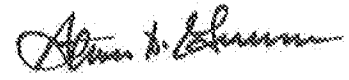
17
18
19 Brandon McDonald
20 McDonald Law Offices, PLLC
21 2505 Anthem Village Drive, Ste. E-474
22 Henderson, NV 89052
23 brandon@mcdonaldlawyers.com

24 Attorney for Plaintiff

25
26
27
28

An employee of Fennemore Craig, P.C.

EXHIBIT A



CLERK OF THE COURT

1 ORD

Samuel S. Lionel, NV Bar No. 1766

2 *slionel@felaw.com*

FENNERMORE CRAIG, P.C.

3 300 South Fourth Street, 14th Floor

Las Vegas, Nevada 89101

4 Telephone: (702) 791-8251

Fax: (702) 791-8252

5 *Attorneys for Sig Rogich aka*

Sigmund Rogich as Trustee of

6 *The Rogich Family Irrevocable Trust*

7 DISTRICT COURT

8 CLARK COUNTY, NEVADA

9
10 CARLOS A. HUERTA, an individual;
11 CARLOS A. HUERTA as Trustee of THE
12 ALEXANDER CHRISTOPHER TRUST, a
Trust established in Nevada as assignee of
13 interests of GO GLOBAL, INC., a Nevada
corporation; NANYAH VEGAS, LLC, a
Nevada limited liability company,

14 Plaintiffs,

15 v.

16 SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable
17 Trust; ELDORADO HILLS, LLC, a Nevada
limited liability company; DOES I-X; and/or
18 ROE CORPORATIONS I-X, inclusive

19 Defendants.
20

Case No. A-13-686303-C

Dept. XXVII

ORDER GRANTING MOTION FOR
AWARD OF ATTORNEYS FEES

21 ORDER GRANTING MOTION FOR AWARD OF ATTORNEYS FEES

22
23 The Motion of Defendant, The Rogich Family Irrevocable Trust ("Rogich Trust"), having
24 been regularly heard on January 15, 2015, Samuel S. Lionel appearing for the Rogich Trust and
25 Cher Shaine appearing for Plaintiffs' Carlos A. Huerta, individually, and as Trustee of The
26 Alexander Christopher Trust, and the Court having heard argument of the Motion and good cause
27
28

1 appearing, makes the following findings:

2 1. The Court has disposed of all of Plaintiffs' causes of action in a five page written
3
4 Order that incorporated Findings of Fact and Conclusions of Law.

5 2. This Action was actively litigated and involved sophisticated issues of law. It
6
7 required a high level of skill to defend, the issues raised by the parties were complex. The
8 attorney who primarily represented the Defendant Rogich Trust, by reason of his experience,
9 professional standing, skill and advocacy, successfully represented his clients and as a result all of
10 Plaintiffs substantial claims were dismissed.
11

12 3. The hourly rates charged were appropriate given the experience and skill necessary
13
14 to defend the action and the time spent in the defense was reasonable.
15

16 4. Paragraph 7(d) of the Purchase Agreement is clear and unambiguous and
17
18 Defendant was the prevailing party and entitled to its attorneys' fees as provided therein,

19 5. Defendant is awarded its fees for the defense of Plaintiffs' claims in the amount of
20 \$237,954.50. The Plaintiffs, Carlos A. Huerta and The Alexander Christopher Trust are liable
21 jointly and severally to The Rogich Family Irrevocable Trust for said award.
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Dated this 6 day of February, 2015.

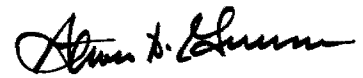
Shirley L. AUC
DISTRICT COURT JUDGE
or

SUBMITTED by:
FENNEMORE CRAIG, P.C.

APPROVED as to form this
_____ day of January, 2015
McDONALD LAW OFFICES, PLLC

By: *Samuel S. Lionel*
Samuel S. Lionel
300 S. Fourth Street, #1400
Las Vegas, NV 89101
Attorneys for Defendant

By: _____
2505 Anthem Village Dr., Suite E-474
Henderson, NV 89052
Attorney for Plaintiffs



CLERK OF THE COURT

1 NOTC
2 Samuel S. Lionel, NV Bar No. 1766
3 *slionel@fclaw.com*
4 FENNERMORE CRAIG, P.C.
5 300 South Fourth Street, 14th Floor
6 Las Vegas, Nevada 89101
7 Telephone: (702) 791-8251
8 Fax: (702) 791-8252
9 *Attorneys for Sig Rogich aka*
10 *Sigmund Rogich as Trustee of*
11 *The Rogich Family Irrevocable Trust*

7 DISTRICT COURT

8 CLARK COUNTY, NEVADA

10 CARLOS A. HUERTA, an individual;
11 CARLOS A. HUERTA as Trustee of THE
12 ALEXANDER CHRISTOPHER TRUST, a
13 Trust established in Nevada as assignee of
14 interests of GO GLOBAL, INC., a Nevada
15 corporation; NANYAH VEGAS, LLC, a
16 Nevada limited liability company,

14 Plaintiffs,

15 v.

16 SIG ROGICH aka SIGMUND ROGICH as
17 Trustee of The Rogich Family Irrevocable
18 Trust; ELDORADO HILLS, LLC, a Nevada
19 limited liability company; DOES I-X; and/or
20 ROE CORPORATIONS I-X, inclusive

19 Defendants.

Case No. A-13-686303-C

Dept. XXVII

NOTICE OF ENTRY OF FINAL
JUDGMENT

21 NOTICE OF ENTRY OF FINAL JUDGMENT

22 //

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1 Notice is hereby given that on February 23, 2015 an Order Granting Final Judgment was
2 duly entered herein, a copy of which is attached as Exhibit A.

3 Dated: February 24, 2015.

4 FENNEMORE CRAIG, P.C.

5 By: /s/ Samuel S. Lionel

6 Samuel S. Lionel, NV Bar #1766
7 300 South Fourth Street, 14TH Floor
8 Las Vegas, NV 89101
9 *Attorneys for Sig Rogich aka*
10 *Sigmund Rogich as Trustee of*
11 *The Rogich Family Irrevocable Trust*

12 **CERTIFICATE OF SERVICE**

13
14 Pursuant to Administrative Order 14-2, the undersigned hereby certifies that a true and
15 correct copy of the **Notice of Final Judgment** was served through the Wiznet mandatory
16 electronic service on this 24th day of February, 2015 on the following counsel of record:

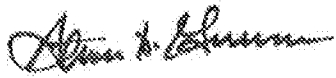
17
18 Brandon McDonald
19 McDonald Law Offices, PLLC
20 2505 Anthem Village Drive, Ste. E-474
21 Henderson, NV 89052
22 brandon@mcdonaldlawyers.com

23 Attorney for Plaintiff

24
25
26
27
28

An employee of Fennemore Craig, P.C.

EXHIBIT A


CLERK OF THE COURT

JUDG
Samuel S. Lionel, NV Bar No. 1766
slionel@fclaw.com
FENNERMORE CRAIG, P.C.
300 South Fourth Street, 14th Floor
Las Vegas, Nevada 89101
Telephone: (702) 791-8251
Fax: (702) 791-8252
Attorneys for Sig Rogich aka
Sigmund Rogich as Trustee of
The Rogich Family Irrevocable Trust

DISTRICT COURT
CLARK COUNTY, NEVADA

CARLOS A. HUERTA, an individual;
CARLOS A. HUERTA as Trustee of THE
ALEXANDER CHRISTOPHER TRUST, a
Trust established in Nevada as assignee of
interests of GO GLOBAL, INC., a Nevada
corporation; NANYAH VEGAS, LLC, a
Nevada limited liability company,

Plaintiffs,

v.

SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable
Trust; ELDORADO HILLS, LLC, a Nevada
limited liability company; DOES I-X; and/or
ROE CORPORATIONS I-X, inclusive

Defendants.

Case No. A-13-686303-C

Dept. XXVII

FINAL JUDGMENT

FINAL JUDGMENT

WHEREAS, an Order Granting Summary Judgment was duly entered on November 5,
2015 dismissing the Amended Complaint of Plaintiffs Carlos A. Huerta, individually, and as
Trustee of The Alexander Christopher Trust; and

<input type="checkbox"/> Voluntary Dismissal	<input checked="" type="checkbox"/> Summary Judgment
<input type="checkbox"/> Involuntary Dismissal	<input type="checkbox"/> Default Judgment
<input type="checkbox"/> Stipulated Dismissal	<input type="checkbox"/> Judgment of Arbitration
<input type="checkbox"/> Motion to Dismiss by Defects	

1 WHEREAS, an Order Granting Motion for Award of Attorneys' Fees was duly entered
2 on February 11, 2015 in favor of Defendant, The Rogich Family Irrevocable Trust, in the amount
3 of \$237,954.50 against said Plaintiffs; and

4 WHEREAS, on November 7, 2014, The Rogich Family Irrevocable Trust duly filed a
5 Memorandum of Costs and Disbursements in the amount of \$5,016.77; and

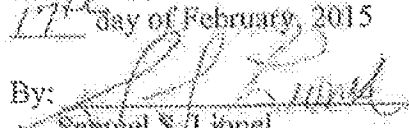
6 WHEREAS, the Plaintiffs did not file a Motion to Retax.

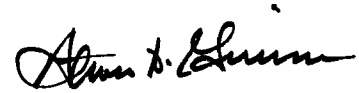
7
8 NOW THEREFORE IT IS ORDERED, ADJUDGED AND DECREED THAT the
9 Defendant, The Rogich Family Irrevocable Trust, be and is hereby awarded Final Judgment
10 against Plaintiffs Carlos A. Huerta, individually, and as Trustee of The Alexander Christopher
11 Trust, dismissing the Amended Complaint, with prejudice, together with the award of
12 \$237,954.50, for attorneys' fees, plus costs taxed in the amount of \$5,016.77.
13

14 Dated this 20 day of February, 2015.

15 
16 DISTRICT COURT JUDGE

17
18 SUBMITTED by:
19 FENNEMORE CRAIG, P.C.
20 17th day of February, 2015

21 By: 
22 Samuel S. Lionel
23 300 S. Fourth Street, #1400
24 Las Vegas, NV 89101
25 Attorneys for Defendant
26
27
28



CLERK OF THE COURT

CAST

Brandon B. McDonald, Esq.
Nevada Bar No.: 11206
McDONALD LAW OFFICES, PLLC
2505 Anthem Village Drive, Ste. E-474
Henderson, NV 89052
Telephone: (702) 385-7411
Facsimile: (702) 992-0569
Attorneys for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

CARLOS A. HUERTA, an individual; CARLOS
A. HUERTA as Trustee of THE ALEXANDER
CHRISTOPHER TRUST, a Trust established in
Nevada as assignee of interests of GO GLOBAL,
INC., a Nevada corporation; NANYAH VEGAS,
LLC, a Nevada limited liability company;

Plaintiffs,

v.

SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable Trust;
ELDORADO HILLS, LLC, a Nevada limited
liability company; DOES I-X; and/or ROE
CORPORATIONS I-X, inclusive,

Defendants.

Case No.: A-13-686303-C
Dept. No.: XXVII

AND ALL RELATED MATTERS

CASE APPEAL STATEMENT

COMES NOW, Plaintiff, Carlos Huerta and The Alexander Christopher Trust, by and through
its counsel of record, Brandon B. McDonald, Esq. of McDonald Law Offices, PLLC, and hereby files
the following Case Appeal Statement:

1. Name of appellants filing this case appeal statement:

1 Carlos Huerta
2 The Alexander Christopher Trust

3 2. Judge issuing the Judgment appealed from:

4 The Honorable Judge Nancy Allf

5 3. Identify each appellant and the name and address of their counsel:

6 Carlos Huerta
7 The Alexander Christopher Trust
8 c/o Brandon B. McDonald, Esq.
9 McDONALD LAW OFFICES, PLLC
10 2505 Anthem Village Drive, Ste. E-474
Henderson, NV 89052
Telephone: (702) 385-7411
Facsimile: (702) 992-0569

11 4. Identify each respondent and the name and address of their counsel:

12 Eldorado Hills, LLC
13 Sigmund Rogich
14 c/o Samuel S. Lionel, Esq.
15 FENNEMORE CRAIG
16 1400 Bank of America Plaza
17 300 South Fourth Street
Las Vegas, NV 89101
Telephone: (702) 383-8888
Facsimile: (702) 383-8845

18 5. Does any attorney mentioned in questions 3 or 4 not licensed in the State of Nevada and
19 if so, whether the district court granted that attorney permission to appear under SCR 42:

20 Not applicable.

21 6. Is the appellant represented by appointed or retained counsel on appeal:

22 By retained counsel.

23 7. Is the respondent represented by appointed or retained counsel on appeal:

24 By retained counsel.

25 8. Was appellant granted leave to proceed in forma pauperis, and the date of the entry of
26 the district order granting such leave:
27
28

1 Not applicable.

2 9. The date the proceedings commenced in the district court:

3 July 31, 2013

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

6 On or about October 30, 2008, Huerta, Go Global and Rogich entered into an agreement
7 whereby the interests of Huerta and Global would be purchased, by Rogich, for \$2,747,729.50.
8 Pursuant to the Agreement, the \$2,747,729.50 (the “debt”) would, at least, be paid from “future
9 distributions or proceeds” received by Buyer from Eldorado. Agreement, Section 2(a). Rogich, on
10 multiple occasions continued to represent that he and the trust would repay the debt owed to Go Global.
11 On or about June 2012, Rogich (or his agents) had discussions with the agents/attorney(s) for
12 Imitations, TELD, LLC and Eldorado Hills, LLC concerning the forfeiture of the interest held by the
13 Rogich trust in Eldorado. During these discussions, the parties conspired to create a plan in which
14 Rogich would receive some sort of payments for his interest in Eldorado, while attempting structuring
15 the transaction so no “profits or distributions” would be received. Thus, their belief was that the
16 transaction would not implicate a repayment obligation under the terms of the Agreement with Go
17 Global.
18

19 In late 2012, via telephone, Rogich informed Huerta that Rogich had conveyed the membership
20 interest maintained by the trust in Eldorado, to TELD. Rogich and TELD had already finalized the
21 transaction in June 2012 and had backdated the documents to January 2012. During the phone call to
22 Huerta, Rogich stated that he relinquished his shares in Eldorado for no remuneration at all. Rogich
23 failed to inform Huerta and Go Global of his intentions to transfer all the acquired membership interest
24 in Eldorado to TELD, LLC, prior to the transfer and only informed Huerta months after the transfer had
25 occurred. However, according to the plan which Eldorado, TELD and Imitations conspired to create on
26
27
28

1 or about June 2012 and prior thereto, Rogich simultaneously with the transfer of the trust's interests in
2 Eldorado to TELD, received a 100% ownership interest in Imitations, LLC ("Imitations"). While
3 Rogich received all of his trust's claimed indebtedness with regard to the claimed investment into
4 Eldorado on or about June 2012, Go Global has never received any repayment, despite the Rogich
5 trust's Agreement to repay Go Global \$2,747,729.50. Rogich represents he no longer has any
6 responsibility to repay this debt as he has relinquished all of this Eldorado interests.

7
8 On November 5, 2014 Judge Allf heard arguments on Defendants motion for partial summary
9 judgment. The motion sought to have the Plaintiffs case dismissed since it was not brought before the
10 bankruptcy court during Mr. Huerta's and Go Global's Chapter 11 proceedings. Despite the clear
11 language in the plan and confirmation, which allowed the Plaintiffs' to reserve their rights to litigation,
12 Judge Allf dismissed the claims of Carlos Huerta and The Alexander Christopher Trust. Judge Allf
13 determined that the claims against the Defendant should have been brought in the bankruptcy
14 proceedings. *See Order Granting Partial Summary Judgment dated November 5, 2014.*

15
16 Judge Allf thereafter heard the Defendants' Motion for Award of Attorneys Fees on January 15,
17 2015. The motion used the attorney award provision from the October 30, 2008 agreement between the
18 parties as the basis for relief as the prevailing party to a contract dispute would be entitled to attorney's
19 fees and cost. Despite the fact that Judge Allf specifically found that the case was dismissed due to its
20 lack of being prosecuted in the bankruptcy court, she determined that the matter was "tried on the
21 merits" and granted fees. *See Order dated February 10, 2015.* Following the entry of this Order a Final
22 Judgment was entered against the Plaintiffs on February 23, 2015. it is this Final Judgment and interim
23 orders which Plaintiffs now appeal.

24
25 ///

26 ///

11. Has the case been subject to a prior appeal or original writ proceeding in the Supreme Court:

Yes, Nanyah Vegas, LLC v. Eldorado Hills, LLC and Sigmund Rogich, Nevada Supreme Court

Case No. 66823.

12. Does the appeal involve child custody or visitation:

No.

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

This matter is a civil case and appellant believes that there is no likely possibility of settlement.

DATED this 13th day of March, 2015.

McDONALD LAW OFFICES, PLLC

By: /s/ Brandon B. McDonald
 Brandon B. McDonald, Esq.
 Nevada Bar No.: 11206
 2505 Anthem Village Drive, Ste. E-474
 Henderson, NV 89052
 Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I hereby certify that on this 13th day of March, 2015, service of the foregoing **CASE APPEAL STATEMENT** upon each of the parties via Odyssey E-Filing System pursuant to NRCP 5(b)(2)(D) and EDCR 8.05 to:

Fennemore Craig, P.C.

Samuel Lionel slionel@fclaw.com

Lionel Sawyer & Collins

Angela Westlake awestlake@lionelsawyer.com

Rob Hernquist rhernquist@lionelsawyer.com

McDonald Law Offices, PLLC

Brandon McDonald brandon@mcdonaldlawyers.com

Charles Barnabi cj@mcdonaldlawyers.com

/s/ Charles Barnabi

An employee of McDonald Law Offices, PLLC

DEPARTMENT 27
CASE SUMMARY
CASE NO. A-13-686303-C

Carlos Huerta, Plaintiff(s)
vs.
Eldorado Hills LLC, Defendant(s)

§
§
§
§
§
§

Location: **Department 27**
Judicial Officer: **Allf, Nancy**
Filed on: **07/31/2013**
Cross-Reference Case Number: **A686303**
Supreme Court No.: **66823**

CASE INFORMATION

Statistical Closures
02/23/2015 Summary Judgment

Case Type: **Breach of Contract**
Subtype: **Other Contracts/Acc/Judgment**
Case Flags: **Appealed to Supreme Court**
Arbitration Exemption Granted

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	A-13-686303-C
Court	Department 27
Date Assigned	07/31/2013
Judicial Officer	Allf, Nancy

PARTY INFORMATION

Plaintiff	Alexander Christopher Trust	McDonald, Brandon B <i>Retained</i> 702-385-7411(W)
	Huerta, Carlos	McDonald, Brandon B <i>Retained</i> 702-385-7411(W)
	Nanyah Vegas LLC	McDonald, Brandon B <i>Retained</i> 702-385-7411(W)
	Ray, Robert Removed: 10/21/2013 Inactive	
Defendant	Eldorado Hills LLC	Lionel, Samuel S. <i>Retained</i> 7023838888(W)
	Rogich, Sig Removed: 11/05/2014 Dismissed	Lionel, Samuel S. <i>Retained</i> 7023838888(W)
Counter Claimant	Eldorado Hills LLC	Lionel, Samuel S. <i>Retained</i> 7023838888(W)
Counter Defendant	Alexander Christopher Trust	McDonald, Brandon B <i>Retained</i> 702-385-7411(W)
	Go Global Inc	McDonald, Brandon B <i>Retained</i> 702-385-7411(W)
	Huerta, Carlos A	

CASE SUMMARY

CASE NO. A-13-686303-C

Other Plaintiff

Go Global Inc


McDonald, Brandon B

Retained

702-385-7411(W)

DATE	EVENTS & ORDERS OF THE COURT	INDEX
07/31/2013	 Complaint Filed By: Plaintiff Huerta, Carlos <i>Complaint</i>	
07/31/2013	Case Opened	
08/01/2013	 Initial Appearance Fee Disclosure Filed By: Plaintiff Huerta, Carlos <i>Initial Appearance Fee Disclosure (NRS Chapter 19)</i>	
08/30/2013	 Proof of Service Filed by: Plaintiff Huerta, Carlos <i>Proof of Service</i>	
09/12/2013	 Initial Appearance Fee Disclosure Filed By: Defendant Rogich, Sig <i>Initial Appearance Fee Disclosure</i>	
09/12/2013	 Motion to Dismiss Filed By: Defendant Eldorado Hills LLC <i>(Vacated 10/30/2013) Defendant Eldorado Hills, LLC's Motion to Dismiss</i>	
09/18/2013	 Proof of Service Filed by: Plaintiff Huerta, Carlos <i>Proof of Service</i>	
10/11/2013	 Stipulation and Order Filed by: Plaintiff Huerta, Carlos <i>Stipulation and Order to Continue Hearing on Motion Hearings</i>	
10/21/2013	 Amended Complaint Filed By: Plaintiff Huerta, Carlos <i>First Amended Complaint</i>	
10/30/2013	 Notice Filed By: Defendant Rogich, Sig <i>Defendant Eldorado Hills LLC's Notice Vacating Its Motion to Dismiss</i>	
10/30/2013	 Notice Filed By: Defendant Rogich, Sig <i>Defendant Eldorado Hills, LLC's Notice Vacating Its Motion to Dismiss</i>	
10/31/2013	CANCELED Motion to Dismiss (9:00 AM) (Judicial Officer: Allf, Nancy) <i>Vacated - On In Error</i> <i>Defendant Eldorado Hills, LLC's Motion to Dismiss</i>	
10/31/2013	CANCELED Motion to Dismiss (9:00 AM) (Judicial Officer: Allf, Nancy) <i>Vacated</i> <i>parties stipulated to this continuance</i>	

DEPARTMENT 27
CASE SUMMARY
CASE NO. A-13-686303-C











11/08/2013	 Answer and Counterclaim Filed By: Defendant Rogich, Sig <i>Answer to First Amended Complaint and Counterclaim</i>
01/09/2014	 Joint Case Conference Report Filed By: Plaintiff Huerta, Carlos <i>Joint Case Conference Report</i>
02/12/2014	 Commissioners Decision on Request for Exemption - Granted <i>Commissioner's Decision on Request for Exemption - Granted</i>
02/14/2014	 Arbitration File <i>Arbitration File</i>
02/20/2014	 Scheduling Order <i>Scheduling Order</i>
02/20/2014	 Answer to Counterclaim Filed By: Plaintiff Huerta, Carlos <i>Answer to Counterclaim</i>
03/12/2014	 Order Setting Civil Bench Trial <i>Order Setting Civil Bench Trial, Pre-Trial/Calendar Call</i>
04/30/2014	 Motion for Leave to File Party: Defendant Rogich, Sig <i>Defendants' Motion for Leave to File an Amended Answer on an Order Shortening Time</i>
05/14/2014	 Motion for Leave (9:30 AM) (Judicial Officer: Allf, Nancy) <i>Defendants' Motion for Leave to File an Amended Answer on an Order Shortening Time</i>
07/25/2014	 Notice of Hearing Filed By: Defendant Eldorado Hills LLC <i>Notice of Hearing</i>
07/25/2014	 Motion for Partial Summary Judgment Filed By: Defendant Eldorado Hills LLC <i>Motion for Partial Summary Judgment</i>
08/11/2014	 Motion for Partial Summary Judgment Filed By: Defendant Rogich, Sig <i>Defendant Sig Rogich, Trustee of The Rogich Family Irrevocable Trust's Motion for Partial Summary Judgment</i>
08/13/2014	 Opposition and Countermotion Filed By: Plaintiff Huerta, Carlos <i>Plaintiff's Opposition to Defendants' Motion for Partial Summary Judgment and Counter-Motion for Partial Summary Judgment</i>
08/14/2014	 Initial Appearance Fee Disclosure Filed By: Plaintiff Huerta, Carlos <i>Initial Appearance and Fee Disclosure</i>

CASE SUMMARY

CASE NO. A-13-686303-C










08/25/2014	 Countermotion For Partial Summary Judgment Filed by: Plaintiff Huerta, Carlos <i>Plaintiff's Opposition to Defendant's Motion for Partial Summary Judgment and Counter-Motion for Partial Summary Judgment</i>
09/02/2014	 Reply to Opposition Filed by: Defendant Rogich, Sig <i>Reply to Opposition to Motion for Partial Summary Judgment</i>
09/08/2014	 Reply to Opposition Filed by: Plaintiff Huerta, Carlos <i>Plaintiffs' Reply to Defendants' Opposition to Counter-Motion for Partial Summary Judgment</i>
09/09/2014	 Certificate of Service Filed by: Plaintiff Huerta, Carlos <i>Certificate of Service</i>
09/10/2014	 Errata Filed By: Defendant Eldorado Hills LLC <i>Errata</i>
09/11/2014	Motion for Summary Judgment (10:30 AM) (Judicial Officer: Allf, Nancy) Events: 07/25/2014 Notice of Hearing <i>Defendant Eldorado Hills LLC's Motion for Partial Summary Judgment</i>
09/11/2014	Opposition and Countermotion (10:30 AM) (Judicial Officer: Allf, Nancy) <i>Plaintiff's Opposition to Defendants' Motion for Partial Summary Judgment and Counter-Motion for Partial Summary Judgment</i>
09/11/2014	 All Pending Motions (10:30 AM) (Judicial Officer: Allf, Nancy)
09/12/2014	 Motion to Compel Filed By: Defendant Eldorado Hills LLC <i>Defendants' Motion to Compel Discovery Responses on Order Shortening Time</i>
09/16/2014	 Amended Answer Filed By: Defendant Rogich, Sig <i>Amended Answer to First Amended Complaint; and Counterclaim Jury Demand</i>
09/18/2014	 Reply to Opposition Filed by: Defendant Rogich, Sig <i>Reply to Opposition to Motion for Partial Summary Judgment</i>
09/19/2014	 Opposition to Motion to Compel Filed By: Plaintiff Huerta, Carlos <i>Plaintiffs' Opposition to Motion to Compel Discovery Responses on an Order Shortening Time</i>
09/19/2014	 Notice of Withdrawal of Motion Filed By: Plaintiff Huerta, Carlos <i>Notice of Withdrawal of Plaintiffs' Counter-Motion for Partial Summary Judgment</i>
09/22/2014	 Motion to Continue Filed By: Plaintiff Huerta, Carlos <i>Motion to Continue Trial and Discovery on an Order Shortening Time</i>

DEPARTMENT 27
CASE SUMMARY
CASE NO. A-13-686303-C







09/22/2014	 Certificate of Service <i>Certificate of Service</i>
09/25/2014	 Amended Certificate of Service Party: Plaintiff Huerta, Carlos <i>Amended Certificate of Service</i>
09/25/2014	 Opposition to Motion Filed By: Defendant Rogich, Sig <i>Defendants Opposition to Motion to Continue Trial and Discovery</i>
09/26/2014	Motion to Compel (9:00 AM) (Judicial Officer: Bulla, Bonnie) <i>Defis' Motion to Compel Discovery Responses on OST</i>
09/26/2014	Motion to Continue Trial (9:00 AM) (Judicial Officer: Bulla, Bonnie) <i>Pltfs' Motion to Continue Trial and Discovery on an OST</i>
09/26/2014	 All Pending Motions (9:00 AM) (Judicial Officer: Bulla, Bonnie) <i>Defis' Motion to Compel Discovery Responses on OST Pltfs' Motion to Continue Trial and Discovery on an OST</i>
09/30/2014	 Motion to Continue Trial Filed By: Plaintiff Huerta, Carlos <i>Motion to Continue Trial on an Order Shortening Time (First Request)</i>
09/30/2014	 Certificate of Service Filed by: Plaintiff Huerta, Carlos <i>Certificate of Service</i>
10/01/2014	 Notice of Entry of Order Filed By: Defendant Rogich, Sig <i>Notice of Entry of Order</i>
10/01/2014	 Order Granting Filed By: Defendant Eldorado Hills LLC <i>Order Granting Partial Summary Judgment</i>
10/01/2014	Partial Summary Judgment (Judicial Officer: Allf, Nancy) Debtors: Nanyah Vegas LLC (Plaintiff) Creditors: Eldorado Hills LLC (Defendant) Judgment: 10/01/2014, Docketed: 10/08/2014
10/02/2014	 Opposition to Motion Filed By: Defendant Rogich, Sig <i>Opposition to Motion to Continue Trial</i>
10/06/2014	 Reply to Opposition Filed by: Plaintiff Huerta, Carlos <i>Reply to Defendants' Opposition to Motion to Continue Trial on Order Shortening Time</i>
10/08/2014	Motion for Partial Summary Judgment (10:30 AM) (Judicial Officer: Allf, Nancy) Events: 08/11/2014 Motion for Partial Summary Judgment <i>Defendant Sig Rogich, Trustee of The Rogich Family Irrevocable Trust's Motion for Partial Summary Judgment</i>
10/08/2014	

CASE SUMMARY



CASE NO. A-13-686303-C

	Opposition and Countermotion (10:30 AM) (Judicial Officer: Allf, Nancy) <i>Plaintiff's Opposition to Defendants' Motion for Partial Summary Judgment and Counter-Motion for Partial Summary Judgment</i>
10/08/2014	Motion to Continue Trial (10:30 AM) (Judicial Officer: Allf, Nancy) <i>Plaintiffs' Motion to Continue Trial on an Order Shortening Time</i>
10/08/2014	 All Pending Motions (10:30 AM) (Judicial Officer: Allf, Nancy)
10/24/2014	 Status Check: Compliance (11:00 AM) (Judicial Officer: Bulla, Bonnie)
10/30/2014	 Notice of Appeal Filed By: Plaintiff Nanyah Vegas LLC <i>Notice of Appeal</i>
10/30/2014	CANCELED Pretrial/Calendar Call (10:30 AM) (Judicial Officer: Allf, Nancy) <i>Vacated</i>
10/30/2014	 Case Appeal Statement Filed By: Plaintiff Nanyah Vegas LLC <i>Case Appeal Statement</i>
11/03/2014	CANCELED Bench Trial (10:30 AM) (Judicial Officer: Allf, Nancy) <i>Vacated</i>
11/05/2014	 Order Granting Summary Judgment Filed By: Defendant Rogich, Sig <i>Order Granting Partial Summary Judgment</i>
11/05/2014	Partial Summary Judgment (Judicial Officer: Allf, Nancy) Debtors: Carlos Huerta (Plaintiff), Alexander Christopher Trust (Plaintiff) Creditors: Sig Rogich (Defendant) Judgment: 11/05/2014, Docketed: 11/12/2014 Comment: Certain Claims
11/05/2014	Order of Dismissal (Judicial Officer: Allf, Nancy) Debtors: Carlos Huerta (Plaintiff), Alexander Christopher Trust (Plaintiff), Nanyah Vegas LLC (Plaintiff) Creditors: Sig Rogich (Defendant), Eldorado Hills LLC (Defendant) Judgment: 11/05/2014, Docketed: 11/20/2014
11/06/2014	 Notice of Entry of Order Filed By: Plaintiff Huerta, Carlos <i>Notice of Entry of Order Granting Partial Summary Judgment</i>
11/07/2014	 Memorandum of Costs and Disbursements Filed By: Defendant Rogich, Sig <i>Memorandum of Costs and Disbursements</i>
11/19/2014	 Motion for Attorney Fees Filed By: Defendant Rogich, Sig <i>Motion for Award of Attorneys' Fees</i>
12/05/2014	 Opposition to Motion Filed By: Plaintiff Huerta, Carlos <i>Plaintiffs' Opposition to Defendant's Motion for Award of Attorneys' Fees</i>

DEPARTMENT 27
CASE SUMMARY
CASE NO. A-13-686303-C

12/11/2014	 Stipulation and Order Filed by: Plaintiff Huerta, Carlos <i>Stipulation and Order to Continue Hearing on Motion Hearing</i>
12/15/2014	 Notice of Entry of Order Filed By: Plaintiff Huerta, Carlos <i>Notice of Entry of Order</i>
12/30/2014	 Reply in Support Filed By: Defendant Rogich, Sig <i>Defendant's Reply In Support of Motion for Award of Attorneys' Fees</i>
01/15/2015	 Motion for Attorney Fees and Costs (9:30 AM) (Judicial Officer: Allf, Nancy)
01/16/2015	 Recorders Transcript of Hearing <i>Recorder's Partial Transcript of Proceedings: Defendant Sig Rogich, Trustee of the Rogich Family Irrevocable Trust's Motion for Partial Summary Judgment Plaintiffs' Opposition to Defendants' Motion for Partial Summary Judgment and Counter-Motion for Partial Summary Judgment Plaintiffs' Motion to Continue Trial on Order Shortening Time - Ruling - October 8, 2014</i>
01/28/2015	 Notice Filed By: Plaintiff Huerta, Carlos <i>Notice of Transcript Request</i>
02/10/2015	 Order Granting Motion Filed By: Defendant Rogich, Sig <i>Order Granting Motion For Award of Attorneys Fees</i>
02/10/2015	Order (Judicial Officer: Allf, Nancy) Debtors: Carlos Huerta (Plaintiff), Alexander Christopher Trust (Plaintiff) Creditors: Sig Rogich (Defendant) Judgment: 02/10/2015, Docketed: 02/18/2015 Total Judgment: 237,954.50
02/11/2015	 Notice of Entry of Order Filed By: Defendant Rogich, Sig <i>Notice of Entry of Order Granting Award of Attorneys Fees</i>
02/23/2015	Judgment (Judicial Officer: Allf, Nancy) Debtors: Carlos Huerta (Plaintiff), Alexander Christopher Trust (Plaintiff) Creditors: Sig Rogich (Defendant) Judgment: 02/23/2015, Docketed: 03/11/2015 Total Judgment: 242,971.27
02/23/2015	 Judgment Filed By: Defendant Rogich, Sig <i>FINAL JUDGMENT</i>
02/24/2015	 Notice of Entry of Judgment Filed By: Defendant Rogich, Sig <i>Notice of Entry of Final Judgment</i>
03/13/2015	 Case Appeal Statement

DEPARTMENT 27
CASE SUMMARY
CASE NO. A-13-686303-C

	Filed By: Plaintiff Huerta, Carlos <i>Case Appeal Statement</i>	
03/13/2015	 Notice of Appeal Filed By: Plaintiff Huerta, Carlos <i>Notice of Appeal</i>	
03/13/2015	 Recorders Transcript of Hearing <i>Recorder's Partial Transcript of Proceedings: Notice of Hearing Plaintiff's Opposition to Defendant's Motion for Partial Summary Judgment and Countermotion for Partial Summary Judgment - September 11, 2014</i>	

DATE	FINANCIAL INFORMATION
	Plaintiff Ray, Robert Total Charges 30.00 Total Payments and Credits 30.00 Balance Due as of 3/17/2015 0.00
	Defendant Rogich, Sig Total Charges 247.00 Total Payments and Credits 247.00 Balance Due as of 3/17/2015 0.00
	Defendant Eldorado Hills LLC Total Charges 423.00 Total Payments and Credits 423.00 Balance Due as of 3/17/2015 0.00
	Plaintiff Alexander Christopher Trust Total Charges 30.00 Total Payments and Credits 30.00 Balance Due as of 3/17/2015 0.00
	Plaintiff Huerta, Carlos Total Charges 694.00 Total Payments and Credits 694.00 Balance Due as of 3/17/2015 0.00
	Plaintiff Nanyah Vegas LLC Total Charges 54.00 Total Payments and Credits 54.00 Balance Due as of 3/17/2015 0.00
	Plaintiff Huerta, Carlos Appeal Bond Balance as of 3/17/2015 500.00

CIVIL COVER SHEET A - 13 - 686303 - C

Clark County, Nevada

XXVII

Case No. _____

(Assigned by Clerk's Office)

I. Party Information

Plaintiff(s) (name/address/phone): Carlos Huerta, Robert Ray and Nanyah Vegas, LLC c/o Brandon B. McDonald, Esq.

Defendant(s) (name/address/phone): Sig Rogich and Eldorado Hills

Attorney (name/address/phone):

Brandon B. McDonald, Esq., 2505 Anthem Village Dr., Ste. E-474, Henderson, NV 89052, (702) 385-7411

Attorney (name/address/phone):

unknown

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"/> Trust/Conservatorships <input type="checkbox"/> Individual Trustee <input type="checkbox"/> Corporate Trustee <input type="checkbox"/> Other Probate	<input type="checkbox"/> Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> General <input checked="" type="checkbox"/> Breach of Contract <input type="checkbox"/> Building & Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input checked="" 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"/> Worker's Compensation Appeal	<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 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 104 Art. 8) | <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) | |

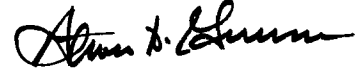
7/30/13

Date

Signature of initiating party or representative

1 **ORD**

2 Samuel S. Lionel, NV Bar No. 1766
3 *slionel@lionelsawyer.com*
4 LIONEL SAWYER & COLLINS
5 300 South Fourth Street, 17th Floor
Las Vegas, Nevada 89101
Telephone: (702) 383-8884
Fax: (702) 383-8845
Attorneys for Defendant



CLERK OF THE COURT

6 **DISTRICT COURT**

7 **CLARK COUNTY, NEVADA**

9 CARLOS A. HUERTA, an individual;
10 CARLOS A. HUERTA as Trustee of THE
11 ALEXANDER CHRISTOPHER TRUST, a
12 Trust established in Nevada as assignee of
interests of GO GLOBAL, INC., a Nevada
corporation; NANYAH VEGAS, LLC, a
Nevada limited liability company,

Case No. A-13-686303-C

Dept. XXVII

**ORDER GRANTING PARTIAL
SUMMARY JUDGMENT**

13 Plaintiffs,

14 v.

15 SIG ROGICH aka SIGMUND ROGICH as
16 Trustee of The Rogich Family Irrevocable
17 Trust; ELDORADO HILLS, LLC, a Nevada
limited liability company; DOES I-X; and/or
ROE CORPORATIONS I-X, inclusive

18 Defendants.

19
20 AND RELATED CLAIMS

21
22
23 **ORDER GRANTING PARTIAL SUMMARY JUDGMENT**
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27
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I.

UNDISPUTED MATERIAL FACTS

1. In March 2010, Carlos Huerta, Christine H. Huerta (collectively "Huerta") and Go Global, Inc. ("Go Global") filed voluntary Bankruptcy Petitions in the United States Bankruptcy Court for the District of Nevada ("the Huerta Bankruptcy").
2. On July 22, 2013, an Order Confirming Third Amended Joint Chapter 11 Plan of Reorganization of Go Global, Inc., Carlos and Christine Huerta was duly entered in the Huerta Bankruptcy.
3. On November 7, 2012, Huerta and Go Global wrote The Rogich Family Irrevocable Trust ("Rogich Trust") claiming that because the Rogich Trust had transferred its membership interest in Eldorado Hills, LLC, it was in breach of the Purchase Agreement between the parties and offered mediation, the Purchase Agreement prerequisite to litigation.
4. On April 4, 2011, Huerta and Go Global filed a Joint Disclosure Statement in the Huerta Bankruptcy. The statement did not identify or mention the Purchase Agreement or the Rogich Trust.
5. Huerta and Go Global filed Amended Disclosure Statements on January 17, 2013, March 8, 2013 and April 8, 2013. None of those statements identify or mention the Purchase Agreement, any relationship between Huerta, Go Global and the Rogich Trust, any receivable or other indebtedness of the Rogich Trust, any liquidation analysis identifying or identifying a possible claim against the Rogich Trust. The Huerta and Go Global Plan also does not identify or mention any such information.
6. Disclosure Statements inform creditors how they will be paid and are used by creditors to determine whether or not to accept a Plan of Reorganization. The creditors of Huerta and Go Global were never informed there was a receivable from the Rogich Trust to be collected.

1 7. On November 7, 2012, when Huerta and Go Global sent their letter to the Rogich Trust,
2 Huerta and Go Global were aware that they had a claim against the Rogich Trust.

3 8. On June 18, 2013, Carlos Huerta filed a Declaration, under oath that stated in paragraph 4
4 thereof:

5 "In connection with confirmation of the Plan, I reviewed the Plan (as amended),
6 Disclosure Statement (as amended) and all related exhibits thereto. The statements in those
7 documents are true and accurate..." *N/A THIS Declaration allowed Huerta & Go Global to confirm a Ch. 11 Plan. 7/22/13*

8 10. On July 30, 2013, Huerta and Go Global assigned to the Alexander Christopher Trust "all
9 money, assets or compensation remaining to be paid pursuant to the Purchase Agreement
10 or from any act of recovery seeking to enforce the obligations of the parties thereto.
11 Carlos Huerta and Christine Huerta are the grantors of said Trust and Carlos Huerta is
12 the Trustee of said Trust.

13 11. On July 31, 2013, Carlos Huerta individually and as Trustee of said Trust filed this action
14 against The Rogich Trust to recover the sum of \$2,747,729.50 allegedly due under the
15 Purchase Agreement.

16 **LEGAL DETERMINATION**

17 1. On November 7, 2012, Huerta and Go Global were aware that they had a claim against
18 the Rogich Trust.

19 2. The said claim was not disclosed in Huerta's and Go Global's First Amended, Second
20 Amended or Third Amended Disclosure Statements.

21 3. The said claim was not disclosed in Huerta's and Go Global's Plan or their first, second or
22 third Amendments to the Plan.

23 WHEREFORE IT IS ORDERED that The Rogich Family Irrevocable Trust's Motion for
24 Partial Summary Judgment be, and is hereby granted and the First, Second and Third claims for
25 relief of Carlos A. Huerta, individually and as Trustee of the Alexander Christopher Trust are
26 dismissed.

27

1 AND WHEREAS on October 1, 2014, an Order Granting Partial Summary Judgment
2 dismissing Plaintiff Nanyah Vegas', LLC's Fourth claim for relief was duly entered.

3 AND WHEREAS all claims for relief alleged in the Amended Complaint have been
4 dismissed.

5 IT IS HEREBY ORDERED ADJUDGED AND DECREED that the Amended Complaint
6 herein, be, and it is, hereby dismissed.

7 DATED this 3 day of ^{November} ~~October~~, 2014.

8 Nancy L. Allen
9 DISTRICT COURT JUDGE

10
11 SUBMITTED:
12 LIONEL SAWYER & COLLINS

13 By: Samuel S. Lionel
14 Samuel S. Lionel
15 300 S. Fourth Street, #1700
16 Las Vegas, NV 89101
17 *Attorneys for Defendant*

18 APPROVED
19 McDonald Law Offices, PLC

20 By: Brandon McDonald
21 Brandon McDonald
22 2505 Anthem Village Dr., Suite E-474
23 Henderson, NV 89052
24 *Attorney for Plaintiffs*

1 AND WHEREAS on October 1, 2014, an Order Granting Partial Summary Judgment
2 dismissing Plaintiff Nanyah Vegas', LLC's Fourth claim for relief was duly entered.


3 AND WHEREAS all claims for relief alleged in the Amended Complaint have been
4 dismissed.

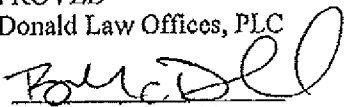
5 IT IS HEREBY ORDERED ADJUDGED AND DECREED that the Amended Complaint
6 herein, be, and it is, hereby dismissed.

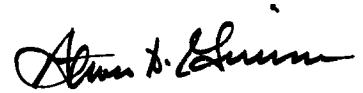
7 DATED this ____ day of October, 2014.

8
9 DISTRICT COURT JUDGE

10
11 SUBMITTED:
12 LIONEL SAWYER & COLLINS

13 By: 
14 Samuel S. Lionel
15 300 S. Fourth Street, #1700
16 Las Vegas, NV 89101
Attorneys for Defendant

17
18 APPROVED
19 McDonald Law Offices, PLC
20 By: 
21 Brandon McDonald
22 2505 Anthem Village Dr., Suite E-474
23 Henderson, NV 89052
24 Attorney for Plaintiffs
25
26
27



CLERK OF THE COURT

NOTC

Samuel S. Lionel, NV Bar No. 1766
slionel@lionelsawyer.com
LIONEL SAWYER & COLLINS
300 South Fourth Street, 17th Floor
Las Vegas, Nevada 89101
Telephone: (702) 383-8884
Fax: (702) 383-8845
Attorneys for Defendant

DISTRICT COURT

CLARK COUNTY, NEVADA

CARLOS A. HUERTA, an individual;
CARLOS A. HUERTA as Trustee of THE
ALEXANDER CHRISTOPHER TRUST, a
Trust established in Nevada as assignee of
interests of GO GLOBAL, INC., a Nevada
corporation; NANYAH VEGAS, LLC, a
Nevada limited liability company,

Plaintiffs,

v.

SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable
Trust; ELDORADO HILLS, LLC, a Nevada
limited liability company; DOES I-X; and/or
ROE CORPORATIONS I-X, inclusive

Defendants.

AND RELATED CLAIMS

Case No. A-13-686303-C

Dept. XXVII

NOTICE OF ENTRY OF ORDER

NOTICE OF ENTRY OF ORDER GRANTING PARTIAL SUMMARY JUDGMENT

//

//

//

//

1 Notice is hereby given that on November 5, 2014 an Order Granting Partial Summary
2 Judgment was duly entered , a copy of which is attached here as Exhibit A.

3 Dated: November 6, 2014.

4
5 LIONEL SAWYER & COLLINS

6 By: /s/ Samuel S. Lionel
7 Samuel S. Lionel, NV Bar #1766
8 300 South Fourth Street, 17th Floor
9 Las Vegas, NV 89101
10 *Attorneys for Defendant*

11
12 **CERTIFICATE OF SERVICE**

13 Pursuant to Administrative Order 14-2, the undersigned hereby certifies that a true and
14 correct copy of the **Notice of Entry of Order Granting Partial Summary Judgment** was
15 electronically served on this 6th day of November, 2014 on the following:

16 Brandon McDonald
17 McDonald Law Offices, PLLC
18 2505 Anthem Village Drive, Ste. E-474
19 Henderson, NV 89052
20 Brandon@mcdonaldlawyers.com

21 Attorney for Plaintiff


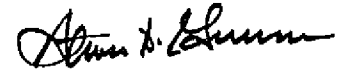
22
23 
24 An Employee of Lionel Sawyer & Collins.....

EXHIBIT A



CLERK OF THE COURT

1 **ORD**
2 Samuel S. Lionel, NV Bar No. 1766
3 *slionel@lionelsawyer.com*
4 LIONEL SAWYER & COLLINS
5 300 South Fourth Street, 17th Floor
6 Las Vegas, Nevada 89101
7 Telephone: (702) 383-8884
8 Fax: (702) 383-8845
9 *Attorneys for Defendant*

6 **DISTRICT COURT**
7
8 **CLARK COUNTY, NEVADA**

9 CARLOS A. HUERTA, an individual;
10 CARLOS A. HUERTA as Trustee of THE
11 ALEXANDER CHRISTOPHER TRUST, a
12 Trust established in Nevada as assignee of
13 interests of GO GLOBAL, INC., a Nevada
14 corporation; NANYAH VEGAS, LLC, a
15 Nevada limited liability company,

16 Plaintiffs,

17 v.

18 SIG ROGICH aka SIGMUND ROGICH as
19 Trustee of The Rogich Family Irrevocable
20 Trust; ELDORADO HILLS, LLC, a Nevada
21 limited liability company; DOES I-X; and/or
22 ROE CORPORATIONS I-X, inclusive

23 Defendants.

24 AND RELATED CLAIMS

Case No. A-13-686303-C

Dept. XXVII

**ORDER GRANTING PARTIAL
SUMMARY JUDGMENT**

ORDER GRANTING PARTIAL SUMMARY JUDGMENT

I.

UNDISPUTED MATERIAL FACTS

1. In March 2010, Carlos Huerta, Christine H. Huerta (collectively "Huerta") and Go Global, Inc. ("Go Global") filed voluntary Bankruptcy Petitions in the United States Bankruptcy Court for the District of Nevada ("the Huerta Bankruptcy").
2. On July 22, 2013, an Order Confirming Third Amended Joint Chapter 11 Plan of Reorganization of Go Global, Inc., Carlos and Christine Huerta was duly entered in the Huerta Bankruptcy.
3. On November 7, 2012, Huerta and Go Global wrote The Rogich Family Irrevocable Trust ("Rogich Trust") claiming that because the Rogich Trust had transferred its membership interest in Eldorado Hills, LLC, it was in breach of the Purchase Agreement between the parties and offered mediation, the Purchase Agreement prerequisite to litigation.
4. On April 4, 2011, Huerta and Go Global filed a Joint Disclosure Statement in the Huerta Bankruptcy. The statement did not identify or mention the Purchase Agreement or the Rogich Trust.
5. Huerta and Go Global filed Amended Disclosure Statements on January 17, 2013, March 8, 2013 and April 8, 2013. None of those statements identify or mention the Purchase Agreement, any relationship between Huerta, Go Global and the Rogich Trust, any receivable or other indebtedness of the Rogich Trust, any liquidation analysis identifying or identifying a possible claim against the Rogich Trust. The Huerta and Go Global Plan also does not identify or mention any such information.
6. Disclosure Statements inform creditors how they will be paid and are used by creditors to determine whether or not to accept a Plan of Reorganization. The creditors of Huerta and Go Global were never informed there was a receivable from the Rogich Trust to be collected.

1 7. On November 7, 2012, when Huerta and Go Global sent their letter to the Rogich Trust,
2 Huerta and Go Global were aware that they had a claim against the Rogich Trust.

3 8. On June 18, 2013, Carlos Huerta filed a Declaration, under oath that stated in paragraph 4
4 thereof:

5 "In connection with confirmation of the Plan, I reviewed the Plan (as amended),
6 Disclosure Statement (as amended) and all related exhibits thereto. The statements in those
7 documents are true and accurate..." *N/A THIS Declaration allowed Huerta & Go Global to confirm a Ch. 11 Plan 7/22/13*

8 10. On July 30, 2013, Huerta and Go Global assigned to the Alexander Christopher Trust "all
9 money, assets or compensation remaining to be paid pursuant to the Purchase Agreement
10 or from any act of recovery seeking to enforce the obligations of the parties thereto.
11 Carlos Huerta and Christine Huerta are the grantors of said Trust and Carlos Huerta is
12 the Trustee of said Trust.

13 11. On July 31, 2013, Carlos Huerta individually and as Trustee of said Trust filed this action
14 against The Rogich Trust to recover the sum of \$2,747,729.50 allegedly due under the
15 Purchase Agreement.

16 **LEGAL DETERMINATION**

17 1. On November 7, 2012, Huerta and Go Global were aware that they had a claim against
18 the Rogich Trust.

19 2. The said claim was not disclosed in Huerta's and Go Global's First Amended, Second
20 Amended or Third Amended Disclosure Statements.

21 3. The said claim was not disclosed in Huerta's and Go Global's Plan or their first, second or
22 third Amendments to the Plan.

23 WHEREFORE IT IS ORDERED that The Rogich Family Irrevocable Trust's Motion for
24 Partial Summary Judgment be, and is hereby granted and the First, Second and Third claims for
25 relief of Carlos A. Huerta, individually and as Trustee of the Alexander Christopher Trust are
26 dismissed.

27

1 AND WHEREAS on October 1, 2014, an Order Granting Partial Summary Judgment
2 dismissing Plaintiff Nanyah Vegas', LLC's Fourth claim for relief was duly entered.

3 AND WHEREAS all claims for relief alleged in the Amended Complaint have been
4 dismissed.

5 IT IS HEREBY ORDERED ADJUDGED AND DECREED that the Amended Complaint
6 herein, be, and it is, hereby dismissed.

7 DATED this 3 day of ^{November} October, 2014.

8 Nancy L. Alf
9 DISTRICT COURT JUDGE

10
11 SUBMITTED:
12 LIONEL SAWYER & COLLINS

13 By: [Signature]
14 Samuel S. Lionel
15 300 S. Fourth Street, #1700
16 Las Vegas, NV 89101
17 Attorneys for Defendant

18 APPROVED
19 McDonald Law Offices, PLC

20 By: _____
21 Brandon McDonald
22 2505 Anthem Village Dr., Suite E-474
23 Henderson, NV 89052
24 Attorney for Plaintiffs
25
26
27

1 AND WHEREAS on October 1, 2014, an Order Granting Partial Summary Judgment
2 dismissing Plaintiff Nanyah Vegas, LLC's Fourth claim for relief was duly entered.


3 AND WHEREAS all claims for relief alleged in the Amended Complaint have been
4 dismissed.

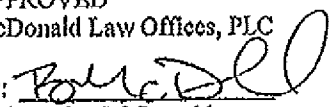
5 IT IS HEREBY ORDERED ADJUDGED AND DECREED that the Amended Complaint
6 herein, be, and it is, hereby dismissed.

7 DATED this ____ day of October, 2014.

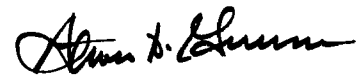
8 DISTRICT COURT JUDGE

9
10
11 SUBMITTED:
12 LIONEL SAWYER & COLLINS

13 By: 
14 Samuel S. Lionel
15 300 S. Fourth Street, #1700
16 Las Vegas, NV 89101
Attorneys for Defendant

17
18 APPROVED
19 McDonald Law Offices, PLC
20 By: 
21 Brandon McDonald
22 2505 Anthem Village Dr., Suite B-474
23 Henderson, NV 89052
24 Attorney for Plaintiffs
25
26
27

LIONEL SAWYER
& COLLINS
ATTORNEYS AT LAW
1100 BANK OF AMERICA PLAZA
SUITE 1700
LAS VEGAS,
NEVADA 89101
(702) 333-3433



CLERK OF THE COURT

ORD

Samuel S. Lionel, NV Bar No. 1766
slionel@fclaw.com
FENNERMORE CRAIG, P.C.
300 South Fourth Street, 14th Floor
Las Vegas, Nevada 89101
Telephone: (702) 791-8251
Fax: (702) 791-8252
Attorneys for Sig Rogich aka
Sigmund Rogich as Trustee of
The Rogich Family Irrevocable Trust

DISTRICT COURT

CLARK COUNTY, NEVADA

CARLOS A. HUERTA, an individual;
CARLOS A. HUERTA as Trustee of THE
ALEXANDER CHRISTOPHER TRUST, a
Trust established in Nevada as assignee of
interests of GO GLOBAL, INC., a Nevada
corporation; NANYAH VEGAS, LLC, a
Nevada limited liability company,

Plaintiffs,

v.

SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable
Trust; ELDORADO HILLS, LLC, a Nevada
limited liability company; DOES I-X; and/or
ROE CORPORATIONS I-X, inclusive

Defendants.

Case No. A-13-686303-C

Dept. XXVII

**ORDER GRANTING MOTION FOR
AWARD OF ATTORNEYS FEES**

ORDER GRANTING MOTION FOR AWARD OF ATTORNEYS FEES

The Motion of Defendant, The Rogich Family Irrevocable Trust ("Rogich Trust"), having
been regularly heard on January 15, 2015, Samuel S. Lionel appearing for the Rogich Trust and
Cher Shaine appearing for Plaintiffs' Carlos A. Huerta, individually, and as Trustee of The
Alexander Christopher Trust, and the Court having heard argument of the Motion and good cause

1 appearing, makes the following findings:

2 1. The Court has disposed of all of Plaintiffs' causes of action in a five page written
3
4 Order that incorporated Findings of Fact and Conclusions of Law.

5 2. This Action was actively litigated and involved sophisticated issues of law. It
6
7 required a high level of skill to defend, the issues raised by the parties were complex. The
8 attorney who primarily represented the Defendant Rogich Trust, by reason of his experience,
9 professional standing, skill and advocacy, successfully represented his clients and as a result all of
10 Plaintiffs substantial claims were dismissed.
11

12 3. The hourly rates charged were appropriate given the experience and skill necessary
13
14 to defend the action and the time spent in the defense was reasonable.
15

16 4. Paragraph 7(d) of the Purchase Agreement is clear and unambiguous and
17
18 Defendant was the prevailing party and entitled to its attorneys' fees as provided therein.

19 5. Defendant is awarded its fees for the defense of Plaintiffs' claims in the amount of
20
21 \$237,954.50. The Plaintiffs, Carlos A. Huerta and The Alexander Christopher Trust are liable
22 jointly and severally to The Rogich Family Irrevocable Trust for said award.
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Dated this 6 day of February, 2015.

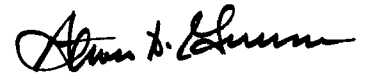
Shirley L. Allen
DISTRICT COURT JUDGE
SL

SUBMITTED by:
FENNEMORE CRAIG, P.C.

APPROVED as to form this
____ day of January, 2015
McDONALD LAW OFFICES, PLLC

By: *Samuel S. Lionel*
Samuel S. Lionel
300 S. Fourth Street, #1400
Las Vegas, NV 89101
Attorneys for Defendant

By: _____
2505 Anthem Village Dr., Suite E-474
Henderson, NV 89052
Attorney for Plaintiffs



CLERK OF THE COURT

NOTC

Samuel S. Lionel, NV Bar No. 1766

slionel@fclaw.com

FENNERMORE CRAIG, P.C.

300 South Fourth Street, 14th Floor

Las Vegas, Nevada 89101

Telephone: (702) 791-8251

Fax: (702) 791-8252

Attorneys for Sig Rogich aka

Sigmund Rogich as Trustee of

The Rogich Family Irrevocable Trust

DISTRICT COURT

CLARK COUNTY, NEVADA

CARLOS A. HUERTA, an individual;
CARLOS A. HUERTA as Trustee of THE
ALEXANDER CHRISTOPHER TRUST, a
Trust established in Nevada as assignee of
interests of GO GLOBAL, INC., a Nevada
corporation; NANYAH VEGAS, LLC, a
Nevada limited liability company,

Plaintiffs,

v.

SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable
Trust; ELDORADO HILLS, LLC, a Nevada
limited liability company; DOES I-X; and/or
ROE CORPORATIONS I-X, inclusive

Defendants.

Case No. A-13-686303-C

Dept. XXVII

NOTICE OF ENTRY OF ORDER

NOTICE OF ENTRY OF ORDER GRANTING MOTION FOR AWARD OF

ATTORNEYS' FEES

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1 Notice is hereby given that on February 10, 2015 an Order Granting Motion for Award of
2 Attorneys' Fees was duly entered herein, a copy of which is attached as Exhibit A.

3 Dated: February 11, 2015.

4 FENNEMORE CRAIG, P.C.

5 By: /s/ Samuel S. Lionel

6 Samuel S. Lionel, NV Bar #1766
7 300 South Fourth Street, 14TH Floor
8 Las Vegas, NV 89101

9 *Attorneys for Sig Rogich aka*
10 *Sigmund Rogich as Trustee of*
11 *The Rogich Family Irrevocable Trust*

12 **CERTIFICATE OF SERVICE**

13 Pursuant to Administrative Order 14-2, the undersigned hereby certifies that a true and
14 correct copy of the **Notice of Entry of Order Granting Motion for Award of Attorneys' Fees**
15 was served through the Wiznet mandatory electronic service on this 11th day of February, 2015
16 on the following counsel of record:

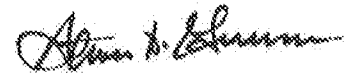
17
18
19 Brandon McDonald
20 McDonald Law Offices, PLLC
21 2505 Anthem Village Drive, Ste. E-474
22 Henderson, NV 89052
23 brandon@mcdonaldlawyers.com

24 Attorney for Plaintiff

25
26
27
28

An employee of Fennemore Craig, P.C.

EXHIBIT A



CLERK OF THE COURT

1 **ORD**

2 Samuel S. Lionel, NV Bar No. 1766

3 *slionel@felaw.com*

4 FENNERMORE CRAIG, P.C.

5 300 South Fourth Street, 14th Floor

6 Las Vegas, Nevada 89101

7 Telephone: (702) 791-8251

8 Fax: (702) 791-8252

9 *Attorneys for Sig Rogich aka*

10 *Sigmund Rogich as Trustee of*

11 *The Rogich Family Irrevocable Trust*

12 **DISTRICT COURT**

13 **CLARK COUNTY, NEVADA**

14 CARLOS A. HUERTA, an individual;
15 CARLOS A. HUERTA as Trustee of THE
16 ALEXANDER CHRISTOPHER TRUST, a
17 Trust established in Nevada as assignee of
18 interests of GO GLOBAL, INC., a Nevada
19 corporation; NANYAH VEGAS, LLC, a
20 Nevada limited liability company,

21 Plaintiffs,

22 v.

23 SIG ROGICH aka SIGMUND ROGICH as
24 Trustee of The Rogich Family Irrevocable
25 Trust; ELDORADO HILLS, LLC, a Nevada
26 limited liability company; DOES I-X; and/or
27 ROE CORPORATIONS I-X, inclusive

28 Defendants.

Case No. A-13-686303-C

Dept. XXVII

**ORDER GRANTING MOTION FOR
AWARD OF ATTORNEYS FEES**

ORDER GRANTING MOTION FOR AWARD OF ATTORNEYS FEES

29 The Motion of Defendant, The Rogich Family Irrevocable Trust ("Rogich Trust"), having
30 been regularly heard on January 15, 2015, Samuel S. Lionel appearing for the Rogich Trust and
31 Cher Shaine appearing for Plaintiffs' Carlos A. Huerta, individually, and as Trustee of The
32 Alexander Christopher Trust, and the Court having heard argument of the Motion and good cause

1 appearing, makes the following findings:

2 1. The Court has disposed of all of Plaintiffs' causes of action in a five page written
3
4 Order that incorporated Findings of Fact and Conclusions of Law.

5 2. This Action was actively litigated and involved sophisticated issues of law. It
6
7 required a high level of skill to defend, the issues raised by the parties were complex. The
8 attorney who primarily represented the Defendant Rogich Trust, by reason of his experience,
9 professional standing, skill and advocacy, successfully represented his clients and as a result all of
10 Plaintiffs substantial claims were dismissed.
11

12 3. The hourly rates charged were appropriate given the experience and skill necessary
13
14 to defend the action and the time spent in the defense was reasonable.
15

16 4. Paragraph 7(d) of the Purchase Agreement is clear and unambiguous and
17
18 Defendant was the prevailing party and entitled to its attorneys' fees as provided therein.

19 5. Defendant is awarded its fees for the defense of Plaintiffs' claims in the amount of
20
21 \$237,954.50. The Plaintiffs, Carlos A. Huerta and The Alexander Christopher Trust are liable
22 jointly and severally to The Rogich Family Irrevocable Trust for said award.
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Dated this 6 day of February, 2015.

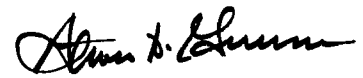
Manag LANC
DISTRICT COURT JUDGE
or

SUBMITTED by:
FENNEMORE CRAIG, P.C.

APPROVED as to form this
_____ day of January, 2015
McDONALD LAW OFFICES, PLLC

By: *Samuel S. Lionel*
Samuel S. Lionel
300 S. Fourth Street, #1400
Las Vegas, NV 89101
Attorneys for Defendant

By: _____
2505 Anthem Village Dr., Suite E-474
Henderson, NV 89052
Attorney for Plaintiffs



CLERK OF THE COURT

JUDG

Samuel S. Lionel, NV Bar No. 1766

slionel@fclaw.com

FENNERMORE CRAIG, P.C.

300 South Fourth Street, 14th Floor

Las Vegas, Nevada 89101

Telephone: (702) 791-8251

Fax: (702) 791-8252

Attorneys for Sig Rogich aka

Sigmund Rogich as Trustee of

The Rogich Family Irrevocable Trust

DISTRICT COURT

CLARK COUNTY, NEVADA

CARLOS A. HUERTA, an individual;
CARLOS A. HUERTA as Trustee of THE
ALEXANDER CHRISTOPHER TRUST, a
Trust established in Nevada as assignee of
interests of GO GLOBAL, INC., a Nevada
corporation; NANYAH VEGAS, LLC, a
Nevada limited liability company,

Plaintiffs,

v.

SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable
Trust; ELDORADO HILLS, LLC, a Nevada
limited liability company; DOES I-X; and/or
ROE CORPORATIONS I-X, inclusive

Defendants.

Case No. A-13-686303-C

Dept. XXVII

FINAL JUDGMENT

FINAL JUDGMENT

WHEREAS, an Order Granting Summary Judgment was duly entered on November 5,
2015 dismissing the Amended Complaint of Plaintiffs Carlos A. Huerta, individually, and as
Trustee of The Alexander Christopher Trust; and

<input type="checkbox"/> Voluntary Dismissal	<input checked="" type="checkbox"/> Summary Judgment
<input type="checkbox"/> Involuntary Dismissal	<input type="checkbox"/> Stipulated Judgment
<input type="checkbox"/> Stipulated Dismissal	<input type="checkbox"/> Default Judgment
<input type="checkbox"/> Motion to Dismiss by Def(s)	<input type="checkbox"/> Judgment of Arbitration

1 WHEREAS, an Order Granting Motion for Award of Attorneys' Fees was duly entered
2 on February 11, 2015 in favor of Defendant, The Rogich Family Irrevocable Trust, in the amount
3 of \$237,954.50 against said Plaintiffs; and

4 WHEREAS, on November 7, 2014, The Rogich Family Irrevocable Trust duly filed a
5 Memorandum of Costs and Disbursements in the amount of \$5,016.77; and

6 WHEREAS, the Plaintiffs did not file a Motion to Retax.

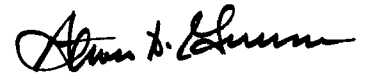
7
8 NOW THEREFORE IT IS ORDERED, ADJUDGED AND DECREED THAT the
9 Defendant, The Rogich Family Irrevocable Trust, be and is hereby awarded Final Judgment
10 against Plaintiffs Carlos A. Huerta, individually, and as Trustee of The Alexander Christopher
11 Trust, dismissing the Amended Complaint, with prejudice, together with the award of
12 \$237,954.50, for attorneys' fees, plus costs taxed in the amount of \$5,016.77.

13
14 Dated this 20 day of February, 2015.

15 Nancy Alf
16 DISTRICT COURT JUDGE
17

18 SUBMITTED by:
19 FENNEMORE CRAIG, P.C.
20 17th day of February, 2015

21 By: Samuel S. Lionel
22 Samuel S. Lionel
23 300 S. Fourth Street, #1400
24 Las Vegas, NV 89101
25 Attorneys for Defendant
26
27
28



CLERK OF THE COURT

1 **NOTC**
2 Samuel S. Lionel, NV Bar No. 1766
3 *slionel@fclaw.com*
4 FENNERMORE CRAIG, P.C.
5 300 South Fourth Street, 14th Floor
6 Las Vegas, Nevada 89101
7 Telephone: (702) 791-8251
8 Fax: (702) 791-8252
9 *Attorneys for Sig Rogich aka*
10 *Sigmund Rogich as Trustee of*
11 *The Rogich Family Irrevocable Trust*

7 **DISTRICT COURT**

8 **CLARK COUNTY, NEVADA**

10 CARLOS A. HUERTA, an individual;
11 CARLOS A. HUERTA as Trustee of THE
12 ALEXANDER CHRISTOPHER TRUST, a
13 Trust established in Nevada as assignee of
14 interests of GO GLOBAL, INC., a Nevada
15 corporation; NANYAH VEGAS, LLC, a
16 Nevada limited liability company,

14 Plaintiffs,

15 v.

16 SIG ROGICH aka SIGMUND ROGICH as
17 Trustee of The Rogich Family Irrevocable
18 Trust; ELDORADO HILLS, LLC, a Nevada
19 limited liability company; DOES I-X; and/or
20 ROE CORPORATIONS I-X, inclusive

19 Defendants.

Case No. A-13-686303-C

Dept. XXVII

**NOTICE OF ENTRY OF FINAL
JUDGMENT**

21 **NOTICE OF ENTRY OF FINAL JUDGMENT**

22 //

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28 //

1 Notice is hereby given that on February 23, 2015 an Order Granting Final Judgment was
2 duly entered herein, a copy of which is attached as Exhibit A.

3 Dated: February 24, 2015.

4 FENNEMORE CRAIG, P.C.

5 By: /s/ Samuel S. Lionel

6 Samuel S. Lionel, NV Bar #1766
7 300 South Fourth Street, 14TH Floor
8 Las Vegas, NV 89101

9 *Attorneys for Sig Rogich aka*
10 *Sigmund Rogich as Trustee of*
11 *The Rogich Family Irrevocable Trust*

12 **CERTIFICATE OF SERVICE**

13
14 Pursuant to Administrative Order 14-2, the undersigned hereby certifies that a true and
15 correct copy of the **Notice of Final Judgment** was served through the Wiznet mandatory
16 electronic service on this 24th day of February, 2015 on the following counsel of record:

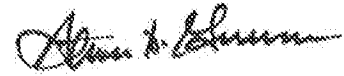
17
18 Brandon McDonald
19 McDonald Law Offices, PLLC
20 2505 Anthem Village Drive, Ste. E-474
21 Henderson, NV 89052
22 brandon@mcdonaldlawyers.com

23 Attorney for Plaintiff

24
25
26
27
28

An employee of Fennemore Craig, P.C.

EXHIBIT A


CLERK OF THE COURT

JUDG

Samuel S. Lionel, NV Bar No. 1766

slionel@fclaw.com

FENNERMORE CRAIG, P.C.

300 South Fourth Street, 14th Floor

Las Vegas, Nevada 89101

Telephone: (702) 791-8251

Fax: (702) 791-8252

Attorneys for Sig Rogich aka

Sigmund Rogich as Trustee of

The Rogich Family Irrevocable Trust

DISTRICT COURT

CLARK COUNTY, NEVADA

CARLOS A. HUERTA, an individual;
CARLOS A. HUERTA as Trustee of THE
ALEXANDER CHRISTOPHER TRUST, a
Trust established in Nevada as assignee of
interests of GO GLOBAL, INC., a Nevada
corporation; NANYAH VEGAS, LLC, a
Nevada limited liability company,

Plaintiffs,

v.

SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable
Trust; ELDORADO HILLS, LLC, a Nevada
limited liability company; DOES I-X; and/or
ROE CORPORATIONS I-X, inclusive

Defendants.

Case No. A-13-686303-C

Dept. XXVII

FINAL JUDGMENT

FINAL JUDGMENT

WHEREAS, an Order Granting Summary Judgment was duly entered on November 5,
2015 dismissing the Amended Complaint of Plaintiffs Carlos A. Huerta, individually, and as
Trustee of The Alexander Christopher Trust; and

<input type="checkbox"/> Voluntary Dismissal	<input checked="" type="checkbox"/> Summary Judgment
<input type="checkbox"/> Involuntary Dismissal	<input type="checkbox"/> Stipulated Judgment
<input type="checkbox"/> Stipulated Dismissal	<input type="checkbox"/> Default Judgment
<input type="checkbox"/> Motion to Dismiss by Defects	<input type="checkbox"/> Judgment of Arbitration

1 WHEREAS, an Order Granting Motion for Award of Attorneys' Fees was duly entered
2 on February 11, 2015 in favor of Defendant, The Rogich Family Irrevocable Trust, in the amount
3 of \$237,954.50 against said Plaintiffs; and

4 WHEREAS, on November 7, 2014, The Rogich Family Irrevocable Trust duly filed a
5 Memorandum of Costs and Disbursements in the amount of \$5,016.77; and

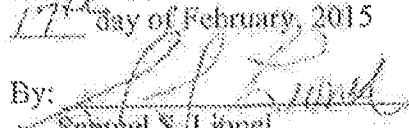
6 WHEREAS, the Plaintiffs did not file a Motion to Retax.

7
8 NOW THEREFORE IT IS ORDERED, ADJUDGED AND DECREED THAT the
9 Defendant, The Rogich Family Irrevocable Trust, be and is hereby awarded Final Judgment
10 against Plaintiffs Carlos A. Huerta, individually, and as Trustee of The Alexander Christopher
11 Trust, dismissing the Amended Complaint, with prejudice, together with the award of
12 \$237,954.50, for attorneys' fees, plus costs taxed in the amount of \$5,016.77.

13
14 Dated this 20 day of February, 2015.

15 
16 DISTRICT COURT JUDGE

17
18 SUBMITTED by:
19 FENNEMORE CRAIG, P.C.
20 17th day of February, 2015

21 By: 
22 Samuel S. Libnel
23 300 S. Fourth Street, #1400
24 Las Vegas, NV 89101
25 Attorneys for Defendant
26
27
28

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Breach of Contract

COURT MINUTES

May 14, 2014

A-13-686303-C Carlos Huerta, Plaintiff(s)
vs.
Eldorado Hills LLC, Defendant(s)

May 14, 2014 9:30 AM Motion for Leave

HEARD BY: Allf, Nancy **COURTROOM:** RJC Courtroom 03A

COURT CLERK: Nicole McDevitt

RECORDER: Traci Rawlinson

REPORTER:

PARTIES

PRESENT: Anderson, Steven C Attorney

JOURNAL ENTRIES

- Mr. Anderson advised he has exchanged emails with opposing counsel he is not opposed to the motion. There being good grounds and no opposition, COURT ORDERED, Defendants' Motion for Leave to File an Amended Answer on an Order Shortening time GRANTED. Order provided to the Court.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Breach of Contract

COURT MINUTES

September 11, 2014

A-13-686303-C Carlos Huerta, Plaintiff(s)
vs.
Eldorado Hills LLC, Defendant(s)

September 11, 2014 10:30 AM All Pending Motions

HEARD BY: Allf, Nancy **COURTROOM:** RJC Courtroom 03A

COURT CLERK: Nicole McDevitt

RECORDER: Traci Rawlinson

REPORTER:

PARTIES

PRESENT: Lionel, Samuel S. Attorney
 McDonald, Brandon B Attorney

JOURNAL ENTRIES

- DEFENDANT ELDORADO HILLS LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT AND COUNTER-MOTION FOR PARTIAL SUMMARY JUDGMENT

Arguments by counsel regarding motion for partial summary judgment and counter-motion for partial summary judgment. Court noted it rarely considers counter-motions. Court stated its findings and ORDERED, Plaintiff's Opposition to Defendants' Motion for Partial Summary Judgment and Counter-Motion for Partial Summary Judgment DENIED WITHOUT PREJUDICE as Court declined to hear the counter-motion; Defendant Eldorado Hills LLC's Motion for Partial Summary Judgment GRANTED. Mr. Lionel to prepare the order and submit it to opposing counsel for approval as to form and content.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Breach of Contract

COURT MINUTES

September 26, 2014

A-13-686303-C Carlos Huerta, Plaintiff(s)
vs.
Eldorado Hills LLC, Defendant(s)

September 26, 2014 9:00 AM All Pending Motions

HEARD BY: Bulla, Bonnie **COURTROOM:** RJC Level 5 Hearing Room

COURT CLERK: Jennifer Lott

RECORDER: Patti Slattery

REPORTER:

PARTIES

PRESENT: Lionel, Samuel S. Attorney
 McDonald, Brandon B Attorney

JOURNAL ENTRIES

- Pltfs' Motion to Continue Trial and Discovery on an OST Defts' Motion to Compel Discovery Responses on OST

Mr. Lionel stated Summary Judgment was Granted September 11, 2014 on the issue in Motion to Compel. COMMISSIONER RECOMMENDED, Defts' Motion to Compel Discovery Responses is OFF CALENDAR. Argument by Mr. McDonald; for walking away from his interest in the Company, Deft received approximately \$680,000 and a Company transferred to him with a valuable piece of property. Mr. McDonald requested to conduct discovery and depositions. Argument by Mr. Lionel.

Mr. McDonald has not reviewed documents recently provided (one month after discovery closed). Commissioner advised counsel anyone who engages in discovery outside the deadline does so at their own peril. Colloquy re: the Mosley factors.

COMMISSIONER RECOMMENDED, Pltfs' Motion to Continue Trial and Discovery is DENIED

WITHOUT PREJUDICE; 11/3/14 Trial date STANDS; if the Trial does not move forward, Commissioner will look at the issue again.

Mr. Lionel to prepare the Report and Recommendations, and Mr. McDonald to approve as to form and content. A proper report must be timely submitted within 10 days of the hearing. Otherwise, counsel will pay a contribution. Mr. Lionel to appear at status check hearing to report on the Report and Recommendations.

10/24/14 11:00 a.m. Status Check: Compliance

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Breach of Contract

COURT MINUTES

October 08, 2014

A-13-686303-C Carlos Huerta, Plaintiff(s)
vs.
Eldorado Hills LLC, Defendant(s)

October 08, 2014 10:30 AM All Pending Motions

HEARD BY: Allf, Nancy **COURTROOM:** RJC Courtroom 03A

COURT CLERK: Shelly Landwehr

RECORDER: Sandra Pruchnic

REPORTER:

PARTIES

PRESENT:	Huerta, Carlos	Plaintiff
	Lionel, Samuel S.	Attorney
	McDonald, Brandon B	Attorney
	Schwartz, Samuel A.	Attorney

JOURNAL ENTRIES

- DEFENDANT SIG ROGICH, TRUSTEE OF THE ROGICH FAMILY IRREVOCABLE TREUST'S MOTIONFOR PARTIAL SUMMARY JUDGMENT...PLAINTIFF'S OPPOSITION TO DEFENDANTS MOTION FOR PARTIAL SUMMARY JUDGMENT AND COUNTER-MOTION FOR PARTIAL SUMMARYJUDGMENT...PLAINTIFF'S MOTIONTO CONTINUE TRIAL ON AN ORDER SHORTENING TIME

Mr. noted Mr. McDonald was bankruptcy approved and had been retained in this matter. Court so noted.

Mr. Lionel argued in support of his motion stating Defendant had made misrepresentations before the bankruptcy court that they had no claim and now they are before this Court saying there is a claim, and that calls for judicial estoppel. Mr. Lionel argued regarding what judicial estoppel is intended for. Mr. Lionel further argued case law and cited several cases in open court. Lastly, Mr.

Lionel argued regarding the requirement of a debtor to file a schedule of assets under oath, and stated the filed document omitted any claim against Rogich Trust.

Upon Court's inquiry, Mr. Lionel argued Sig Rogich is not a party; the trust is a different entity and stated there was an original plan and three amendments but no claim or potential claim against Rogich Trust. The affidavit filed by Mr. Huerta was not true and accurate. Colloquy regarding the assignment of this claim and whether the Rogich Trust is bound by anything in the plan.

Mr. Schwartz argued the claim against Mr. Rogich is disclosed as an asset; and there are amendments to those schedules that came out throughout the course of the case; however, there is nothing that takes Mr. Rogich out. Court inquired regarding disclosure statements and that no claim was made that Defendant would try and collect receivables, and the creditors were not on notice of that. Mr. Schwartz argued that is not what is required from a disclosure statement, you don't have to disclose to the Courts about a receivable that may have to be litigated to collect. Mr. Schwartz further argued regarding the difference between the case referenced by Mr. Lionel and the facts in this case. Lastly, Mr. Schwartz stated there is an asset that is clearly disclosed in the schedules and no one has stated they weren't aware of the bankruptcy or didn't know they were listed as an asset.

Upon Court's inquiry regarding what it believed to be bankruptcy law with respect to the necessity of a disclosure statement, Mr. Schwartz stated there was a creditors plan drafted in which Mr. Huerta was a creditor and the law says you have a right to pursue it as a cause of action. Court stated there is no reference to this lawsuit, no mention of this receivable.

Mr. Schwartz responded there was a reference to some collection activities that had to occur and there was a proposed plan that was 100% to the creditors based on the collection of those assets and they were aware Mr. Huerta had to collect on assets to pay his creditors. Further, there was no concealment, there is no fraud, and Mr. Rogich can't say he was not on notice. Defense admitted they were aware of the bankruptcy and admitted they received land. Court inquired as to why Go Global assigned the right to collect to someone else and noted it was not disclosed in any the bankruptcy court filings.

Following further arguments by Mr. Lionel, COURT ORDERED, motion GRANTED. Mr. Lionel to prepare the order.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Breach of Contract

COURT MINUTES

October 24, 2014

A-13-686303-C Carlos Huerta, Plaintiff(s)
vs.
Eldorado Hills LLC, Defendant(s)

October 24, 2014 11:00 AM Status Check: Compliance

HEARD BY: Bulla, Bonnie

COURTROOM: RJC Level 5 Hearing Room

COURT CLERK: Jennifer Lott

RECORDER: Richard Kangas

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COMMISSIONER RECOMMENDED, Defense counsel is relieved from preparing the Report and Recommendation based on settlement of case (letter dated Oct. 15, 2014); matter is OFF CALENDAR.

CLERK'S NOTE: A copy of this minute order was placed in the attorney folder(s) of:

Mr. Lionel - Lionel, S, C

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Breach of Contract

COURT MINUTES

January 15, 2015

A-13-686303-C Carlos Huerta, Plaintiff(s)
vs.
Eldorado Hills LLC, Defendant(s)

**January 15, 2015 9:30 AM Motion for Attorney Fees
and Costs**

HEARD BY: Allf, Nancy

COURTROOM: RJC Courtroom 03A

COURT CLERK: Nicole McDevitt

RECORDER: Traci Rawlinson

REPORTER:

PARTIES

PRESENT: Lionel, Samuel S. Attorney
Shaine, Cheri L. Attorney

JOURNAL ENTRIES

- Arguments by counsel regarding the merits of the motion and opposition. Court stated its findings and ORDERED, Motino for Attorney Fees and Costs GRANTED in the amount of \$237,954.50. Ms. Shaine to prepare the order and submit it to opposing counsel for approval. Upon inquiry, Court stated the judgment would be jointly and severally against all of the named Plaintiffs.



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

BRANDON B. MCDONALD, ESQ.
2505 ANTHEM VILLAGE DR., STE. E-474
HENDERSON, NV 89052

DATE: March 17, 2015
CASE: A686303

RE CASE: CARLOS A. HUERTA, an individual; CARLOS A. HUERTA as Trustee of THE ALEXANDER CHRISTOPHER TRUST, a Trust established in Nevada as assignee of interests of GO GLOBAL, INC.; NANYAH VEGAS, LLC vs. SIG ROGICH aka SIGMUND ROGICH as Trustee of THE ROGICH FAMILY IRREVOCABLE TRUST; ELDORADO HILLS, LLC

NOTICE OF APPEAL FILED: March 13, 2015

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.

***Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.*

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; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; ORDER GRANTING PARTIAL SUMMARY JUDGMENT; NOTICE OF ENTRY OF ORDER GRANTING PARTIAL SUMMARY JUDGMENT; ORDER GRANTING MOTION FOR AWARD OF ATTORNEYS FEES; NOTICE OF ENTRY OF ORDER GRANTING MOTION FOR AWARD OF ATTORNEYS' FEES; FINAL JUDGMENT; NOTICE OF ENTRY OF FINAL JUDGMENT; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

CARLOS A. HUERTA, an individual; CARLOS A. HUERTA as Trustee of THE ALEXANDER CHRISTOPHER TRUST, a Trust established in Nevada as assignee of interests of GO GLOBAL, INC.; NANYAH VEGAS, LLC,

Plaintiff(s),

vs.

SIG ROGICH aka SIGMUND ROGICH as Trustee of THE ROGICH FAMILY IRREVOCABLE TRUST; ELDORADO HILLS, LLC,

Defendant(s),

Case No: A686303

Dept No: XXVII

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 17 day of March 2015

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk