1 2 3 4 5 6 7	FENNEMORE CRAIG Samuel S. Lionel (Bar No. 1766) 1400 Bank of America Plaza 300 South Fourth Street Las Vegas, Nevada 89101 Telephone: (702) 692-8000 Facsimile: (702) 692-8099 Email: slionel@fclaw.com Attorneys for Sig Rogich aka Sigmund Rogich as Trustee of The Rogich Family Irrevocable Trust; Respondent	Electronically Filed Jun 03 2015 10:58 a.m. Tracie K. Lindeman Clerk of Supreme Court	
8	IN THE SUPREME COURT OF THE		
9	STATE OF NEVADA		
10	CARLOS & HUERTA an individual	Case No.: 67595	
11	CARLOS A. HUERTA, an individual, CARLOS A. HUERTA as Trustee of THE ALEXANDER CHRISTOPHER	District Court Case No: A-13-686303-C	
12	TRUST, a Trust established in Nevada as assignee of interests of GO	Dept. No.: XXVII	
13	GLOBAL, INC., a Nevada corporation,	REPLY IN SUPPORT OF MOTION	
14	Appellants,	TO DISMISS APPEAL	
15	V.		
16 17	SIG ROGICH aka SIGMUND ROGICH as Trustee of THE ROGICH FAMILY IRREVOCABLE TRUST,		
18	Respondent.		
19			
20	Appellants argue that (1) its appeal is timely because it was taken from a		
21	"Final Judgment" and (2) Respondent should be judicially estopped from claiming		
22	the "Final Judgment" was not appealable, because Respondent did not certify the		
23	interlocutory orders under NRCP 54(b) and labelled the "Final Judgment" .		
24	The Order of November 5, 2014 was a final judgment. Appellants' attorney		
25	"Approved" it (Appellants' Exhibit 1 at line 18), knew it was an appealable final		
26	judgment and belatedly appealed it. Exhibit A attached.		
27	Appellants' argument that a final appealable judgment must show it's		
28 Fennemore Craig	finality for appeal purposes by 54(b) cert	ifications or finality language is without	

1	merit. As Lee states "the finality of a district court's order depends not so much		
2	on its label as an 'order' or a 'judgment', but on what the 'order' or 'judgment'		
3	substantially accomplishes. The Order of November 5, 2014 resolved, with		
4	finality, all issues presented, except attorney's fees and costs and was a final		
5	judgment appealable under NRAP 3(b)(1).		
6	Appellants' judicial estoppel argument is meritless. Respondent made no		
7	representation to the court with respect to the "Final Judgment". In fact, the "Final		
8	Judgment" was submitted to the Court on February 17, 2015, 94 days after the		
9	final judgment of November 5, 2014 had been entered and 64 days after the appeal		
10	period had expired.		
11	CONCLUSION/		
12	The Motion to Dismiss Appeal should be granted.		
13	FENNEMORE CRAIG		
14	DO P. I		
15	By X 10ny Samuel S. Lionel, Esq.		
16	Nevada Bar No. 1766		
17	300 South Fourth St., #1400 Las Vegas. NV 89101		
18	Attorney for Respondents		
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FENNEMORE CRAIG JONES VARGAS			
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1	CERTIFICATE OF SERVICE	
2	Pursuant to Nevada Rule of Appellate Procedure 25 (c)(1), I hereby certify that	
3	I am an employee of FENNEMORE CRAIG and that on this 3rd day of June,	
4	2015, I caused the foregoing REPLY IN SUPPORT OF MOTION TO DISMISS	
5	APPEAL to be served by submission to the electronic filing service for the	
6	Nevada Supreme Court upon the following to the email addresses on file and by	
7	depositing same for mailing in the United States Mail, in a sealed envelope	
8	addressed to:	
9	brandon@mcdonaldlawyers.com	
10	Brandon McDonald, Esq. McDonald Law Offices, PLLC 2505 Anthem Village Drive	
11	2505 Anthem Village Drive Suite E-474	
12	Henderson, NV 89052	
13	herese gardeme	
14	An employee of Fennemore Craig	
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FENNEMORE CRAIG JONES VARGAS LAS VEGAS		
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EXHIBIT A

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		Change of the second se			
1	NOTC Brandon B. McDonald, Esq.	CLERK OF THE COURT			
2	Nevada Bar No.: 11206				
3	McDONALD LAW OFFICES, PLLC 2505 Anthem Village Drive, Ste. E-474				
	Henderson, NV 89052				
4	Telephone: (702) 385-7411 Facsimile: (702) 664-0448				
5	Attorneys for Plaintiffs				
6	DISTRIC	T COURT			
7					
8	CLARK COUNTY, NEVADA				
9	CARLOS A. HUERTA, an individual; CARLOS A. HUERTA as Trustee of THE ALEXANDER	Case No.: A-13-686303-C Dept. No.: XXVII			
10 11	CHRISTOPHER TRUST, a Trust established in Nevada as assignee of interests of GO GLOBAL, INC., a Nevada corporation; NANYAH VEGAS,				
12	LLC, a Nevada limited liability company;				
13	Plaintiffs,				
14	v.				
15	SIG ROGICH aka SIGMUND ROGICH as				
16	Trustee of The Rogich Family Irrevocable Trust; ELDORADO HILLS, LLC, a Nevada limited				
17	liability company; DOES I-X; and/or ROE CORPORATIONS I-X, inclusive,				
18	Defendants.				
19					
20					
21	AND ALL RELATED MATTERS				
22	NOTICE (DF APPEAL			
23	COMES NOW, Plaintiffs, Carlos A. Huerta	, the Alexander Trust by and through its counsel of			
24	record, Brandon B. McDonald, Esq. of McDonald	Law Offices, PLLC, and hereby appeals to the			
25	Nevada Supreme Court from the Order entered on	November 5, 2014 and noticed on the November 6,			
26	2014 which granted partial summary against Plaintiffs; the Order dated February 10, 2015 and noticed				
27	on February 11, 2015 which awarded attorney's fee	es and costs to the Defendants, and; the Final			
28		1			

1	Judgment filed on February 23, 2015 and notice on February 24, 2015. Said Orders are attached		
2	hereto.		
3	DATED this 13 th day of March, 2015.		
4	McDONALD LAW OFFICES, PLLC		
5			
6	By: /s/ Brandon B. McDonald		
7	Brandon B. McDonald, Esq.		
8	Nevada Bar No.: 11206 2505 Anthem Village Drive, Ste. E-474		
9	Henderson, NV 89052 Attorneys for Plaintiffs		
10			
11			
12	<u>CERTIFICATE OF SERVICE</u>		
13	I hereby certify that on the <u>13th</u> day of March, 2015, I served a copy of the foregoing NOTICE		
14	OF APPEAL upon each of the parties via Odyssey E-Filing System pursuant to NRCP 5(b)(2)(D) and		
15	EDCR 8.05 to:		
16	Fennemore Craig, P.C.		
17	Samuel Lionel slionel@fclaw.com		
18	Lionel Sawyer & Collins Angela Westlake awestlake@lionelsawyer.com		
19	Rob Hernquist rhernquist@lionelsawyer.com		
20	McDonald Law Offices, PLLC		
21	Brandon McDonaldbrandon@mcdonaldlawyers.comCharles Barnabicj@mcdonaldlawyers.com		
22			
23	/s/ Charles Barnabi An employee of McDonald Law Offices, PLLC		
24	All employee of MeDonard Law Offices, 1 DDe		
25			
26			
27			
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