Exhibit "B"

Gerety & Associates, CPAs

6817 S. Eastern Ave.Suite 101
Las Vegas, NV 89119

Phone: (702) 933-2213 Fax: (702) 933-2214

W.N. & Marjorie T. Connell Living Trust
Attn: Joseph Powell
9505 Hillwood Drive, Suite 100
Las Vegas, NV 89134-0514

Invoice: 18032
Date: 10/29/2014
Due Date: Due upon receipt

For professional service rendered as follows:

Time spent to write expert report including time to research prior law marital deduction rules and prepare spreadsheets to reconcile funding with estate tax numbers based on community and separate property held by estate. 17.4 hours	$7,920.00

New Charges:	$7,920.00
Invoice Total	$7,920.00

Beginning Balance	$0.00
Invoices	7,920.00
Receipts	0.00
Adjustments	0.00
Service Charges	0.00
Amount Due	$7,920.00

Gerety & Associates, CPAs

6817 S. Eastern Ave.Suite 101
Las Vegas, NV 89119

Phone: (702) 933-2213 Fax: (702) 933-2214

W.N. & Marjorie T. Connell Living Trust
Attn: Joseph Powell
9505 Hillwood Drive, Suite 100
Las Vegas, NV 89134-0514

Invoice: 15989
Date: 02/18/2014
Due Date: Due upon receipt

For professional service rendered as follows:

Time to review trust document, Texas return, conduct tax research on estate tax laws in 1979, set up the file for the project and put together spreadsheet to summarize estate. 4.5 hours, $2,160.00	$4,828.66
Time to prepare for trial, including phone calls with Joey Powell, update spreadsheet, tie out Texas return to Federal closing letter. 3.0 hours, $1,440.00	
Time to attend trial at court house. 2.5 hours, $1,200.00	
Plus expenses: Mileage to and from court house $13.66 Parking at court house 15.00	

New Charges:	$4,828.66
Invoice Total	$4,828.66

Beginning Balance	$0.00
Invoices	4,828.66
Receipts	0.00
Adjustments	0.00
Service Charges	0.00
Amount Due	$4,828.66

Exhibit "C"

INVOICE

STUBBEMAN, McRAE, SEALY, LAUGHLIN & BROWDER, INC.

ATTORNEYS AT LAW

550 WEST TEXAS AVENUE, SUITE 800

(432) 682-1616 MIDLAND, TEXAS 79701 TAX I.D. NO: 75-1766865

Jacquie Montoya
3385 Maverick Street
Las Vegas, NV 89108

April 9, 2014
Client: 004985
Matter: 000001

Page: 1

RE: Title Work

For Professional Services Rendered

SERVICES

Date	Description of Services	Person	Hours	Amount
2/14/2014	Work on hearing preparation, communicate with Joey Powell regarding same.	SMG	2.30	$690.00
2/17/2014	Travel to Las Vegas, review materials for hearing.	SMG	3.60	$1,080.00
2/18/2014	Attend hearing with Clients and Joey Powell, communicate with Apache counsel regarding suspended payments, work on same, review correspondence from Joey Powell regarding strategy thoughts.	SMG	4.60	$1,380.00
2/19/2014	Return travel from Las Vegas, work on Texas O&G suspense issues.	SMG	3.70	$1,110.00
	Total Professional Services		14.20	$4,260.00

DISBURSEMENTS

Date	Description of Disbursements	Amount
2/17/2014	Air fare to Las Vegas	$627.50
2/17/2014	Lodging in Las Vegas	$551.56
2/17/2014	Taxi expense	$91.62
	Total Disbursements	$1,270.68
	Total This Statement	**$5,530.68**

Exhibit "D"

From: "Southwest Airlines" <SouthwestAirlines@luv.southwest.com>
Date: February 18, 2014, 5:14:21 PM PST
To: NVONICE@YAHOO.COM
Subject: UPDATED flight reservation (ZIC35J) | 19FEB14 | LAS-HOU | Bouvier/Kathryn
Reply-To: "Southwest Airlines" <no-reply@luv.southwest.com>

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Upcoming Trip: 02/17/14 - Las Vegas

AIR Itinerary

AIR Confirmation: [redacted]

Confirmation Date: 02/18/2014

Passenger(s)	Rapid Rewards #	Ticket #	Expiration	Est. Points Earned
BOUVIER/KATHRYN	[redacted]		Jan 27, 2015	4921

Date	Flight	Departure/Arrival
Wed Feb 19	703	Depart **LAS VEGAS, NV** (LAS) on Southwest Airlines at **11:35 AM** Arrive in **HOUSTON (HOBBY), TX** (HOU) at **4:30 PM** Travel Time 2 hrs 55 mins Anytime

What you need to know to travel:

- **Don't forget to check in for your flight(s) 24 hours before your trip on southwest.com or your mobile device. This will secure your boarding position on your flights.**
- **Southwest Airlines does not have assigned seats, so you can choose your seat when you board the plane. You will be assigned a boarding position based on your checkin time. The earlier you check in, within 24 hours of your flight, the earlier you get to board.**

Air Cost: 540.00

Carryon Items: 1 Bag + small personal item are free. See full details. Checked Items: First and second bags fly free. Weight and size limits apply.

Fare Rule(s): [redacted] NONTRANSFERABLE.
Valid only on Southwest Airlines. All travel involving funds from this Confirmation Number must be completed by the expiration date. Unused travel funds may only be applied toward the purchase of future travel for the individual named on the ticket. Any changes to this itinerary may result in a fare increase.

Important Reminders:

Checkin

Be sure to arrive at the departure gate with your boarding pass at least 10 minutes before your scheduled departure time. Otherwise, your reserved space may be cancelled and you won't be eligible for denied boarding compensation.

Learn About Our Boarding Process

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Cost and Payment Summary

AIR [redacted]

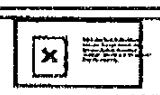
Base Fare	$ 492.10
Excise Taxes	$ 36.90
Segment Fee	$ 4.00
Passenger Facility Charge	$ 4.50
September 11th Security Fee	$ 2.50
Total Air Cost	**$ 540.00**

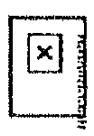
Payment Information
Payment Type: [redacted]
Date: Feb 18, 2014
Payment Amount: $370.00

Payment Type: Ticket Exchange
Date: Feb 18, 2014
Payment Amount: $170.00

Exchange Detail

Jan 27, 2014 From ticket # [redacted] to ticket # [redacted]





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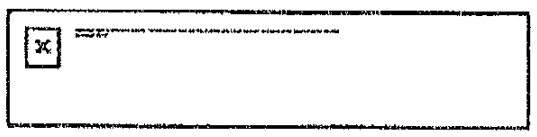

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[2] Security Fee is the government-imposed September 11th Security Fee.

See Southwest Airlines Co. Notice of Incorporation
See Southwest Airlines Limit of Liability

Southwest Airlines
P.O. Box 36647-1CR
Dallas, TX 75235

Contact Us

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From: "Southwest Airlines" <SouthwestAirlines@luv.southwest.com>
Date: January 27, 2014, 6:48:15 PM PST
To: NVONICE@YAHOO.COM
Subject: Flight reservation (ZIC35J) | 17FEB14 | HOU-LAS | Bouvier/Kathryn
Reply-To: "Southwest Airlines" <no-reply@luv.southwest.com>

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AIR Itinerary

AIR Confirmation: [redacted]

Confirmation Date: 01/27/2014

Passenger(s)	Rapid Rewards #	Ticket #	Expiration	Est. Points Earned
BOUVIER/KATHRYN	[redacted]		Jan 27, 2015	1769

Rapid Rewards points earned are only estimates. Visit your (MySouthwest, Southwest.com or Rapid Rewards) account for the most accurate totals - including A-List & A-List Preferred bonus points.

Date	Flight	Departure/Arrival
Mon Feb 17	698	Depart **HOUSTON (HOBBY), TX** (HOU) on Southwest Airlines at **08:20 AM** Arrive in **LAS VEGAS, NV** (LAS) at **09:45 AM** Travel Time 3 hrs 25 mins Wanna Get Away
Fri Feb 21	703	Depart **LAS VEGAS, NV** (LAS) on Southwest Airlines at **11:35 AM** Arrive in **HOUSTON (HOBBY), TX** (HOU) at **4:30 PM** Travel Time 2 hrs 55 mins Wanna Get Away

What you need to know to travel:

- **Don't forget to check in for your flight(s) 24 hours before your trip on southwest.com or your mobile device. This will secure your boarding position on your flights.**
- **Southwest Airlines does not have assigned seats, so you can choose your seat when you board the plane. You will be assigned a boarding position based on your checkin time. The earlier you check in, within 24 hours of your flight, the earlier you get to board.**

Air Cost: 337.50

Carryon Items: 1 Bag + small personal item are free. See full details. Checked Items: First and second bags fly free. Weight and size limits apply.

Fare Rule(s) [redacted] NONREF/NONTRANSFERABLE/STANDBY REQ UPGRADE TO Y.
Valid only on Southwest Airlines. All travel involving funds from this Confirmation Number must be completed by the expiration date. Unused travel funds may only be applied toward the purchase of future travel for the individual named on the ticket. Any changes to this itinerary may result in a fare increase. Failure to cancel reservations for a Wanna Get Away fare segment at least 10 minutes prior to travel will result in the forfeiture of all remaining unused funds.

HOU WN LAS146.98RZNUNNR WN HOU147.91RLN0HNR 294.89 END ZPHOULAS XFHOU3LAS4.5 AY5.00$HOU2.50 LAS2.50

Important Reminders:

Checkin

Be sure to arrive at the departure gate with your boarding pass at least 10 minutes before your scheduled departure time. Otherwise, your reserved space may be cancelled and you won't be eligible for denied boarding compensation.

No Show Policy

If you are not planning to travel on any portion of this itinerary, please cancel your reservation at least 10 minutes prior to scheduled departure of the flight. Customers who fail to cancel reservations for a Wanna Get Away fare segment at least 10 minutes prior to travel and who do not board the flight will be considered a no show, and all remaining funds on this reservation, including Anytime and Business Select fares, will be forfeited.

Learn About Our Boarding Process

Get EarlyBird Check-In℠ Details

Cost and Payment Summary

AIR - [redacted]

Base Fare	$ 294.89
Excise Taxes	$ 22.11
Segment Fee	$ 8.00
Passenger Facility Charge	$ 7.50
September 11th Security Fee	$ 5.00
Total Air Cost	**$ 337.50**

Payment Information
Payment Type: Visa [redacted]
Date: Jan 27, 2014
Payment Amount: $337.50

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[1] All travel involving funds from this Confirmation Number must be completed by the expiration date.
[2] Security Fee is the government-imposed September 11th Security Fee.

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INVOICE

STUBBEMAN, McRAE, SEALY, LAUGHLIN & BROWDER, INC.

ATTORNEYS AT LAW

550 WEST TEXAS AVENUE, SUITE 800

(432) 682-1616 MIDLAND, TEXAS 79701 TAX I.D. NO: 75-1766865

Jacquie Montoya
3385 Maverick Street
Las Vegas, NV 89108

April 9, 2014
Client: 004985
Matter: 000001

Page: 1

RE: Title Work

For Professional Services Rendered

SERVICES

Date	Description of Services	Person	Hours	Amount
2/14/2014	Work on hearing preparation, communicate with Joey Powell regarding same.	SMG	2.30	$690.00
2/17/2014	Travel to Las Vegas, review materials for hearing.	SMG	3.60	$1,080.00
2/18/2014	Attend hearing with Clients and Joey Powell, communicate with Apache counsel regarding suspended payments, work on same, review correspondence from Joey Powell regarding strategy thoughts.	SMG	4.60	$1,380.00
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DISBURSEMENTS

Date	Description of Disbursements	Amount
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2/17/2014	Lodging in Las Vegas	$551.56
2/17/2014	Taxi expense	$91.62
	Total Disbursements	$1,270.68
	Total This Statement	**$5,530.68**

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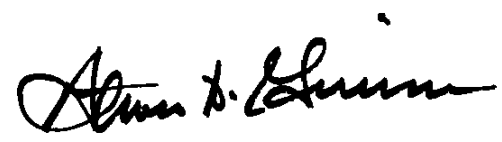

CLERK OF THE COURT

Marquis Aurbach Coffing
Liane K. Wakayama, Esq.
Nevada Bar No. 11313
Candice E. Renka, Esq.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Telephone: (702) 382-0711
Facsimile: (702) 382-5816
lwakayama@maclaw.com
crenka@maclaw.com
Attorneys for Eleanor Connell Hartman Ahern, as Trustee and Individually

DISTRICT COURT

CLARK COUNTY, NEVADA

In the Matter of THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST DATED May 18, 1972, An Inter Vivos Irrevocable Trust.	Case No.: P-09-066425-T Dept. No.: 26

NOTICE OF ENTRY OF ORDER

Please take notice that an Order Appointing New Temporary Trustee was entered in the above-captioned matter on the 1st day of April, 2015, a copy of which is attached hereto.

Dated this 6TH day of April, 2015.

MARQUIS AURBACH COFFING

By _____
Liane K. Wakayama, Esq.
Nevada Bar No. 11313
Candice E. Renka, Esq.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Eleanor Connell Hartman Ahern, as Trustee and Individually

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

MAC:207-003 2485348_1 4/6/2015 8:32 AM

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **NOTICE OF ENTRY OF ORDER** was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 6th day of April, 2015. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:[1]

Whitney B. Warnick, Esq.
Albright Stoddard Warnick & Albright
wbw@albrightstoddard.com
bclark@albrightstoddard.com
gma@albrightstoddard.com
Attorney for Kathryn A. Bouvier

Joseph J. Powell, Esq.
The Rushforth Firm, LTD.
probate@rushforthfirm.com
Attorney for Jacqueline M. Montoya

Julia Rodionova, an employee of
Marquis Aurbach Coffing

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

[1] Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).

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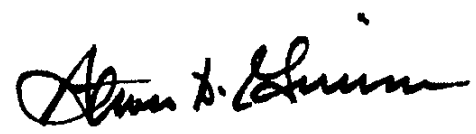

CLERK OF THE COURT

ORDR
JOSEPH J. POWELL, ESQ.
Nevada Bar No. 008875
THE RUSHFORTH FIRM, LTD.
9505 Hillwood Drive, Suite 100
Las Vegas, Nevada 89134
Tel: (702) 255-4552
Fax: (702) 255-4677
joey@rushforth.net
Attorneys for Jacqueline M. Montoya

WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 001573
ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Tel: (702) 384-7111
Fax: (702) 384-0605
gma@albrightstoddard.com
Attorneys for Kathryn A. Bouvier

DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of THE W. N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST, Dated May 18, 1972, An Inter Vivos Irrevocable Trust.	CASE NO. P-09-066425 DEPT NO. XXVI (26) Date of Hearing: March 20, 2015 Time of Hearing: 10:00a.m.

ORDER APPOINTING NEW TEMPORARY TRUSTEE

A hearing in this proceeding was held on March 20, 2015, for the Court to consider and resolve some of the remaining issues in this case following the hearing herein on January 30, 2015. At this hearing, the Court decided to appoint a new temporary Trustee for the W.N. Connell and Marjorie T. Connell Living Trust, dated May 18, 1972 (hereinafter referred to as the "Trust"). Based upon the unrelated, third party candidates recommended by the parties, Mr. Fredrick P. Waid, Esq., by Jacqueline M. Montoya and Kathryn A. Bouvier, and Premier Trust, by Eleanor Connell Hartman Ahern, and good cause appearing;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that Eleanor Connell Hartman Ahern is immediately removed as Trustee of the Trust, subject to the rulings made by the Court on March 26, 2015, and until further order of this Court. In her place and stead,

ASWA
ALBRIGHT · STODDARD · WARNICK · ALBRIGHT
LAW OFFICES
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Mr. Fredrick P. Waid, Esq., is hereby appointed as the acting temporary successor Trustee of the Trust, with full authority to manage the Trust and its assets, including the Trust's interests in the Texas oil, gas and mineral property and interests in Upton County, Texas. Communications about these interests with Montoya & Bouvier parties is subject a Confidentiality Agreement.

Mr. Waid's appointment as acting successor Trustee of the Trust is made on a temporary, interim basis, until further order of the Court. Mr. Waid shall function as the sole acting Trustee of the Trust, with all powers and authority provided to him under the terms of the Trust instrument and the applicable Nevada Revised Statutes relating to a trustee's powers. Consistent with Nevada law, Mr. Waid, as Trustee, shall also honor all fiduciary obligations owed to all of the beneficiaries of the Trust.

In her capacity as the former trustee of the Trust, and until such time that she might be reinstated by this Court to such position, Ms. Ahern shall fully cooperate with Mr. Waid in providing to him all pertinent information concerning the Trust's current business transactions and dealings and in making this transition in trusteeship of the Trust.

SO ORDERED this 30th day of March, 2015.

DISTRICT COURT JUDGE

Submitted by:
ALBRIGHT, STODDARD,
WARNICK & ALBRIGHT

By: _____
WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 001573
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Tel: (702) 384-7111
Attorneys for Kathryn A. Bouvier

THE RUSHFORTH FIRM, LTD.

By: _____
JOSEPH J. POWELL, ESQ.
Nevada Bar No. 00875
P.O. Box 371655
Las Vegas, NV 89137-1655
Tel: (702) 255-4552
Attorneys for Jacqueline M. Montoya

Approved as to form and content by:
MARQUIS AURBACH COFFING

By: _____
DALE A. HAYES, ESQ.
Nevada Bar No. 003430
LIANE K. WAKAYAMA, ESQ.
Nevada Bar No. 11313
10001 Park Run Drive
Las Vegas, NV 89145
Attorneys for Eleanor Connell Hartman Ahern

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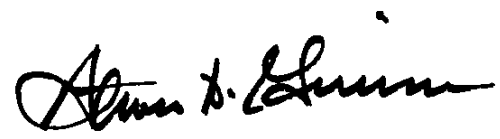

CLERK OF THE COURT

Marquis Aurbach Coffing
Dale A. Hayes, Esq.
Nevada Bar No. 3430
Liane K. Wakayama, Esq.
Nevada Bar No. 11313
Candice E. Renka, Esq.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Telephone: (702) 382-0711
Facsimile: (702) 382-5816
dhayes@maclaw.com
lwakayama@maclaw.com
crenka@maclaw.com
Attorneys for Eleanor Connell Hartman Ahern, as Trustee

DISTRICT COURT

CLARK COUNTY, NEVADA

In the Matter of THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST DATED May 18, 1972, An Inter Vivos Irrevocable Trust.	Case No.: P-09-066425-T Dept. No.: 26

NOTICE OF APPEAL REGARDING ORDER APPOINTING NEW TEMPORARY TRUSTEE

Eleanor Connell Hartman Ahern, as Trustee, by and through her attorneys of record, the law firm of Marquis Aurbach Coffing, hereby appeals to the Supreme Court of Nevada from the Order Appointing New Temporary Trustee, which was filed on April 1, 2015 and entered on April 6, 2015. A copy of the Notice of Entry of the Order is attached hereto as Exhibit 1.

Dated this 7th day of April, 2015.

MARQUIS AURBACH COFFING

By _____
Dale A. Hayes, Esq.
Nevada Bar No. 3430
Liane K. Wakayama, Esq.
Nevada Bar No. 11313
Candice E. Renka, Esq.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Eleanor Connell Hartman Ahern, as Trustee

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **NOTICE OF APPEAL REGARDING ORDER APPOINTING NEW TEMPORARY TRUSTEE** was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 7th day of April, 2015. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:[1]

Albright Stoddard Warnick & Albright		
	Contact	**Email**
	Barbara Clark, Legal Assistant	bclark@albrightstoddard.com
	G. Mark Albright, Esq.	gma@albrightstoddard.com
	Whitney B. Warnick	wbw@albrightstoddard.com
The Rushforth Firm, Ltd.		
	Contact	**Email**
	Joseph J. Powell	probate@rushforthfirm.com

Julia Rodionova, an employee of
Marquis Aurbach Coffing

[1] Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

Exhibit 1

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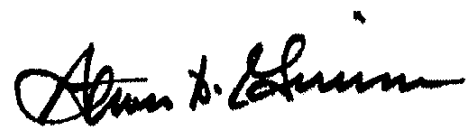

CLERK OF THE COURT

Marquis Aurbach Coffing
Liane K. Wakayama, Esq.
Nevada Bar No. 11313
Candice E. Renka, Esq.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Telephone: (702) 382-0711
Facsimile: (702) 382-5816
lwakayama@maclaw.com
crenka@maclaw.com
Attorneys for Eleanor Connell Hartman Ahern, as Trustee and Individually

DISTRICT COURT

CLARK COUNTY, NEVADA

In the Matter of THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST DATED May 18, 1972, An Inter Vivos Irrevocable Trust.	Case No.: P-09-066425-T Dept. No.: 26

NOTICE OF ENTRY OF ORDER

Please take notice that an Order Appointing New Temporary Trustee was entered in the above-captioned matter on the 1st day of April, 2015, a copy of which is attached hereto.

Dated this 6TH day of April, 2015.

MARQUIS AURBACH COFFING

By _____
Liane K. Wakayama, Esq.
Nevada Bar No. 11313
Candice E. Renka, Esq.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Eleanor Connell Hartman Ahern, as Trustee and Individually

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing **NOTICE OF ENTRY OF ORDER** was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 6th day of April, 2015. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:[1]

Whitney B. Warnick, Esq.
Albright Stoddard Warnick & Albright
wbw@albrightstoddard.com
bclark@albrightstoddard.com
gma@albrightstoddard.com
Attorney for Kathryn A. Bouvier

Joseph J. Powell, Esq.
The Rushforth Firm, LTD.
probate@rushforthfirm.com
Attorney for Jacqueline M. Montoya

Julia Rodionova, an employee of
Marquis Aurbach Coffing

[1] Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

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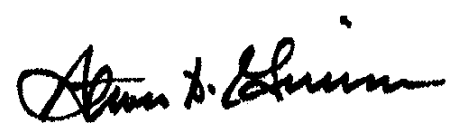

CLERK OF THE COURT

ORDR
JOSEPH J. POWELL, ESQ.
Nevada Bar No. 008875
THE RUSHFORTH FIRM, LTD.
9505 Hillwood Drive, Suite 100
Las Vegas, Nevada 89134
Tel: (702) 255-4552
Fax: (702) 255-4677
joey@rushforth.net
Attorneys for Jacqueline M. Montoya

WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 001573
ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Tel: (702) 384-7111
Fax: (702) 384-0605
gma@albrightstoddard.com
Attorneys for Kathryn A. Bouvier

DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of THE W. N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST, Dated May 18, 1972, An Inter Vivos Irrevocable Trust.	CASE NO. P-09-066425 DEPT NO. XXVI (26) Date of Hearing: March 20, 2015 Time of Hearing: 10:00a.m.

ORDER APPOINTING NEW TEMPORARY TRUSTEE

A hearing in this proceeding was held on March 20, 2015, for the Court to consider and resolve some of the remaining issues in this case following the hearing herein on January 30, 2015. At this hearing, the Court decided to appoint a new temporary Trustee for the W.N. Connell and Marjorie T. Connell Living Trust, dated May 18, 1972 (hereinafter referred to as the "Trust"). Based upon the unrelated, third party candidates recommended by the parties, Mr. Fredrick P. Waid, Esq., by Jacqueline M. Montoya and Kathryn A. Bouvier, and Premier Trust, by Eleanor Connell Hartman Ahern, and good cause appearing;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that Eleanor Connell Hartman Ahern is immediately removed as Trustee of the Trust, subject to the rulings made by the Court on March 26, 2015, and until further order of this Court. In her place and stead,

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Mr. Fredrick P. Waid, Esq., is hereby appointed as the acting temporary successor Trustee of the Trust, with full authority to manage the Trust and its assets, including the Trust's interests in the Texas oil, gas and mineral property and interests in Upton County, Texas. Communications about these interests with Montoya + Bouvier parties is subject to Confidentiality Agreement

Mr. Waid's appointment as acting successor Trustee of the Trust is made on a temporary, interim basis, until further order of the Court. Mr. Waid shall function as the sole acting Trustee of the Trust, with all powers and authority provided to him under the terms of the Trust instrument and the applicable Nevada Revised Statutes relating to a trustee's powers. Consistent with Nevada law, Mr. Waid, as Trustee, shall also honor all fiduciary obligations owed to all of the beneficiaries of the Trust.

In her capacity as the former trustee of the Trust, and until such time that she might be reinstated by this Court to such position, Ms. Ahern shall fully cooperate with Mr. Waid in providing to him all pertinent information concerning the Trust's current business transactions and dealings and in making this transition in trusteeship of the Trust.

SO ORDERED this 30th day of March, 2015.

DISTRICT COURT JUDGE

Submitted by:
ALBRIGHT, STODDARD,
WARNICK & ALBRIGHT

By: _____
WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 001573
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Tel: (702) 384-7111
Attorneys for Kathryn A. Bouvier

THE RUSHFORTH FIRM, LTD.

By: _____
JOSEPH J. POWELL, ESQ.
Nevada Bar No. 00875
P.O. Box 371655
Las Vegas, NV 89137-1655
Tel: (702) 255-4552
Attorneys for Jacqueline M. Montoya

Approved as to form and content by:
MARQUIS AURBACH COFFING

By: _____
DALE A. HAYES, ESQ.
Nevada Bar No. 003430
LIANE K. WAKAYAMA, ESQ.
Nevada Bar No. 11313
10001 Park Run Drive
Las Vegas, NV 89145
Attorneys for Eleanor Connell Hartman Ahern

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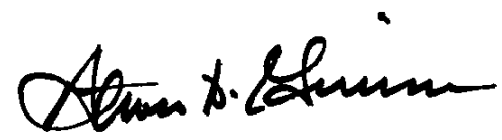

CLERK OF THE COURT

JUDG
JOSEPH J. POWELL, ESQ.
Nevada Bar No. 008875
THE RUSHFORTH FIRM, LTD.
9505 Hillwood Drive, Suite 100
Las Vegas, Nevada 89134
Tel: (702) 255-4552
Fax: (702) 255-4677
joey@rushforth.net
Attorneys for Jacqueline M. Montoya

WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 001573
ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Tel: (702) 384-7111
Fax: (702) 384-0605
gma@albrightstoddard.com
Attorneys for Kathryn A. Bouvier

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DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of THE W. N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST, Dated May 18, 1972, An Inter Vivos Irrevocable Trust.	CASE NO. P-09-066425 DEPT NO. XXVI (26) Date of Hearing: January 30, 2015 Time of Hearing: 10:00a.m.

SUMMARY JUDGMENT

The current proceedings were commenced with the filing on September 27, 2013, of a PETITION FOR DECLARATORY JUDGMENT REGARDING LIMITED INTEREST OF TRUST ASSETS PURSUANT TO NRS 30.040, NRS 153.031(1)(E), AND NRS 164.033(1)(A). This Petition was filed by Jacqueline M. Montoya ("Jacqueline") as Trustee of the MTC Living Trust, and on her behalf and that of Kathryn A. Bouvier ("Kathryn"), her sister, as beneficiaries under the MTC Living Trust. During these proceedings several other Petitions, Motions, and Pleadings have been filed by the parties, including those summarized in the chart attached hereto as Exhibit "A".

On December 23, 2014, Jacqueline and Kathryn filed an OPPOSITION TO ELEANOR C. AHERN'S MOTION TO DISMISS PETITION FOR DECLARATORY JUDGMENT FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE GRANTED; AND, COUNTERMOTION OF KATHRYN A. BOUVIER AND JACQUELINE M. MONTOYA FOR SUMMARY JUDGMENT ON PETITION FOR DECLARATORY JUDGMENT, FOR DAMAGES AND ASSESSMENT OF PENALTIES. Thereafter, on January 2, 2015, Eleanor Connell Hartman Ahern ("Eleanor") filed an OMNIBUS OPPOSITION TO (1) PETITION FOR DETERMINATION OF CONSTRUCTION AND INTERPRETATION OF LANGUAGE RELATING TO TRUST NO. 2, AND (2) PETITION FOR CONSTRUCTION EFFECT OF PROBATE COURT ORDER; AND COUNTERMOTION FOR SUMMARY JUDGMENT. The parties agreed at the hearing on January 30, 2015, that their above-denominated Countermotions for Summary Judgment, and the claims and defenses asserted therein, subsumed all of the prior Petitions, Motions and Pleadings, and their defenses and claims asserted therein, as well as those briefed and discussed in the further replies, oppositions and supplements to their Countermotions, ~~as listed on the chart attached hereto as Exhibit "A"~~ (other than Jacqueline's and Kathryn's Motion for Leave to Amend Pleadings filed herein on January 12, 2015). Therefore, it was agreed, and the Court recognized, that the parties' claims and defenses in these proceedings could be resolved summarily by the Court in its adjudication of the parties' said Countermotions for Summary Judgment.

After reviewing the Countermotions for Summary Judgment, and the presentation of argument for and rebuttal against the Countermotions by the parties, the Court finds as follows:

1. A proceeding involving the subject Trust was initially commenced in 2009 by Eleanor, as Trustee of the W.N. Connell and Marjorie T. Connell Living Trust, dated May 18, 1972 (herein referred to as the "Trust"), with an unopposed Petition to

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obtain a Court order clarifying to whom subtrust benefits would be paid upon her death. The Court assumed jurisdiction over the Trust, recognizing that Eleanor, as Trustee, was a Nevada resident, and the Trust provisions provided that it would be administered pursuant to Nevada law. The unopposed Petition was consented to by Jacqueline and Kathryn as contingent beneficiaries of subtrust No. 2 under the Trust, and the Court approved the Petition by Order filed herein on September 4, 2009. Pursuant to the Order, the Trust was reformed to provide that Jacqueline and Kathryn were designated as the beneficiaries under subtrust No. 2 upon the death of Eleanor, which had not theretofore been clearly delineated in the Trust provisions. In addition, Jacqueline was designated as the successor Trustee under the Trust upon the death or removal of Eleanor as the Trustee.

2. When the Trust was created in 1972, community property of W.N. Connell ("William") and Marjorie T. Connell ("Marjorie"), along with two parcels of William's separate real property, were transferred to the Trust. One parcel of William's separate property was located in Clark County, Nevada. The other parcel consisted of a parcel of real property and oil, gas and mineral rights relating thereto, located in Upton County, Texas (hereinafter "Texas oil property"). In 1975, William and Marjorie, as Trustees, deeded the Clark County, Nevada, separate property from their Trust to Eleanor, personally, it having a declared value at the time, based upon the transfer tax paid, of approximately $55,000.00.

3. The dispute in these Trust proceedings relates to the ownership of and entitlement to income from the Texas oil property. At the time of William's death on November 24,1979, the Texas oil property was the only remaining separate property of William which had been titled in the Trust. The Trust provisions created two subtrusts upon the death of William in 1979 (referred to in the Trust as Trust No. 2 and Trust No. 3, and hereinafter referred to as "subtrust 2" and "subtrust 3"). Income allocated to subtrust 2 was payable to Eleanor during her lifetime. Marjorie was the beneficiary of the income and assets under subtrust 3, including the right during her

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lifetime, at her election, to receive the assets outright free of trust. She was also given the option of appointing the benefits under subtrust 3 in her Will to whomever she desired. If she failed to remove the assets from subtrust 3 during her lifetime, or to appoint them under her will, the benefits and assets under subtrust 3 would have devolved by default to Eleanor.

4. Under the Trust provisions, Article SECOND, Section C.3, subtrust 3 was to be funded with Marjorie's separate property, her share of the community property, and a portion of William's separate property. The portion of William's separate property to be allocated to subtrust 3 is determined by the provisions in Article THIRD of the Trust. These provisions state:

> "THIRD: MARITAL DEDUCTION. The Trustee shall allocate to Trust No. 3 from the Decedent's separate property the fractional share of the said assets which is equal to the maximum marital deduction allowed for federal estate tax purposes . . . In making the computations and allocations of the said property to Trust No. 3 as herein required, the determination of the character and ownership of the said property and the value thereof shall be as finally established for federal estate tax purposes."

5. Federal and Texas Estate Tax Returns were filed for William's estate following his death. At the time of these proceedings, a copy of the Federal Estate Tax Return could not be located, even the IRS no longer maintaining a copy thereof. However, a copy of William's Texas Estate Tax Return, and a copy of the Closing Letter for his Federal Estate Tax Return were available. The Texas Estate Tax Return basically duplicated the information provided on the Federal Estate Tax Return, thereby providing how William's estate was allocated and distributed on the Federal Estate Tax Return. Daniel T. Gerety, CPA, an expert witness for Jacqueline and Kathryn, also verified in his Report that the Texas Estate Tax Return used the property allocations made on the Federal Estate Tax Return, and that the two Returns were consistent.

6. Under these two Estate Tax Returns, a 64.493% interest in the Texas oil property was allocated to Marjorie, the beneficiary under subtrust 3, and the remaining 35.507% interest in the Texas oil property was allocated to Eleanor, the beneficiary under subtrust 2. Further, as provided under Article THIRD, quoted above, this

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allocation of interests in the Texas oil property determined the allocation of interests in that property between subtrust 2 and subtrust 3 under the Trust. For purposes of convenience, the interests in the Texas oil property are rounded to 65% and 35%. The title to the Texas oil property has remained in the main Trust to the present day.

7. Upon William's death, Marjorie became the sole acting Trustee for the main Trust, and the subtrusts thereunder. Pursuant to Article SECOND, Section C.6 of the Trust, and shortly after William's death in 1980, Eleanor was appointed by Marjorie to be the co-trustee with her over William's separate property remaining in the Trust; that is, over the Texas oil property which had been allocated between subtrust 2 and subtrust 3. A copy of Eleanor's appointment as co-trustee, along with a copy of the Trust, was recorded with the Upton County Texas Recorder's Office.

8. Thereafter, Marjorie sent letters to the oil companies with whom the Trust had leases, advising them of William's death and that she and Eleanor were co-trustees over the Texas oil property owned by the Trust. She directed that all further documents which needed to be signed with the oil companies thereafter recognize the need for her and Eleanor's signature.

9. From the time of William's death and the allocation of interests in the Texas oil property between subtrust 2 and subtrust 3, until Marjorie's death on May 1, 2009, Eleanor was paid 35% of the Texas oil property income and Marjorie was paid the remaining 65% of the income. Each was allocated a K-1 showing her receipt of her share of the income, and each included the income in her annual Federal Income Tax Returns.

10. Prior to her death, on January 7, 2008, Marjorie executed her last Will and Testament, wherein she exercised her Power of Appointment over the assets and benefits under subtrust 3, appointing them to Jacqueline and Kathyrn as beneficiaries under her MTC Living Trust. Following Marjorie's death, Eleanor, Jacqueline and Kathryn met with David Strauss, Esq, Marjorie's estate planning attorney. Mr. Strauss had previously provided Eleanor with a copy of Marjorie's Will containing the exercise

of her Power of Appointment over subtrust 3. In their meeting, he discussed with them Marjorie's exercise of the Power of Appointment transferring to Jacqueline and Kathryn the rights and interests of Marjorie under subtrust 3 of the Trust, thereby entitling Jacqueline and Kathryn to receive the approximate 65% share of income being generated by the Texas oil property going forward.

11. No one expressed any objection to what Mr. Strauss had advised them. Thereafter, in the filing of Marjorie's Federal Estate Tax Return, the value of the 65% interest in the Texas oil property allocated to Marjorie under the Trust was included within her Federal taxable estate and Estate Tax Return, increasing the value of her estate to a taxable estate, requiring the payment of over $140,000.00 in Federal Estate taxes. Most of Marjorie's estate at the time of her death, through her MTC Living Trust, went to Jacqueline and Kathryn in equal shares. However, in addition to several smaller bequests to friends, Marjorie also bequeathed to Eleanor, through the MTC Living Trust, the sum of $300,000.00.

12. From the time of Marjorie's death until approximately June, 2013, the income from the Texas oil property was allocated with Eleanor continuing to receive a 35% share, and Jacqueline and Kathryn receiving the remaining 65% share. In June, 2013, Eleanor as the sole acting Trustee of the Trust, stopped further income distributions to Jacqueline and Kathryn, asserting at that time that she was entitled to 100% of the income from the Texas oil property. This led to the filing by Jacqueline on September 27, 2013, of the PETITION FOR DECLARATORY JUDGMENT REGARDING LIMITED INTEREST OF TRUST ASSETS PURSUANT TO NRS 30.040, NRS 153.031(1)(E), AND NRS 164.033(1)(A).

13. Prior to asserting her right to 100% of the income from the Texas oil property in June, 2013, and the cutting off of any further income distributions from the Trust to Jacqueline and Kathryn, Eleanor had never asserted a claim or right to more than 35% of the Texas oil property income as the lifetime beneficiary to income under subtrust 2. However, in her pleadings and documents filed in these proceedings, she

claims she was aware of an alleged mistake made in the allocation of the Texas oil property between subtrust 2 and subtrust 3 shortly after the death of William in 1979. However, rather than assert a claim to all of the income, or otherwise make a claim or start a legal action, Eleanor testified that she decided to do nothing. At one point in these proceedings she testified in her pleadings and documents filed that her inaction was motivated by a fear that it would upset Marjorie if she made a claim to more than a 35% interest. She also testified in these proceedings that her inaction was due to the fact she was happy to allow Marjorie to have 65% of the Texas oil property income, feeling she was being generous and helping to support her mother. She asserted the same motivation of generosity as the basis for her allowing Jacqueline and Kathryn to continue receiving a 65% share of the Texas oil property income following the death of Marjorie in 2009, and until her stoppage of income distributions to them in June, 2013.

14. However, in 1983, as testified to by Robert Hartman in his affidavit, in the course of Eleanor's divorce proceeding from him, her right to only 35% of the Texas oil property income was asserted and relied upon by the Court in its division of property and determination of his support rights and obligations to Eleanor and their two children. Then, a few years later, as shown on an estate planning intake sheet, when Eleanor met with her own estate planning attorney, she advised him that she was only entitled to 35% of the Texas oil property income, and that Marjorie was the owner of the remaining 65% interest.

15. Although Eleanor claims she was being generous in giving to Marjorie 65% of the Texas oil property income during the balance of Marjorie's life following the death of William in 1979, Marjorie's communications and conduct supported her belief that she owned the rights to 65% of the Texas oil property income as the beneficiary under subtrust 3. This is confirmed in several memoranda/letters prepared by Marjorie, and in the inclusion of the 65% interest in her taxable estate at the time of her death.

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16. To summarize, no evidence was produced by Eleanor of any claim or assertion being made by her to anyone else to a right to more than 35% of the Texas oil property income from the time of William's death until June, 2013, when she first asserted her claim to 100% of the income by cutting off income distributions to Jacqueline and Kathryn. Further, Marjorie never communicated or acknowledged to anyone else that she was not entitled to 65% of the Texas oil property income, always acting consistently with owning a right to the income under the Trust allocation of the Texas oil property made following William's death in 1979.

17. As purported evidence supporting her claim to 100% of the Trust income from the Texas oil property, Eleanor presented copies of Division Orders and Leases between the oil companies and the Trust relating to the Texas oil property. From the time that Eleanor was made co-trustee with Marjorie over William's separate property owned by the Trust until approximately 1989, it appears that in signing the Division Orders and Leases with the oil companies, Marjorie and Eleanor provided their personal Social Security Numbers as a tax identification number when such a number was requested by the oil companies. However, apparently after it was brought to their attention by an oil company that the Trust was the owner of the Texas oil property and not themselves personally, and the oil company requested and recommended that a tax identification number for a Trust be provided, in approximately 1989, Marjorie and Eleanor started providing a tax identification number to the oil companies which had been assigned by the IRS to subtrust 2. They never provided the tax identification number which had been assigned by the IRS to subtrust 3. However, the Court was not provided with any dates on when subtrust 2 and subtrust 3 were first assigned tax identification numbers.

18. Nevertheless, and notwithstanding a tax identification number for subtrust 2 was the only tax identification number apparently given to the oil companies from and after 1989, in the actual allocation of income received from the Texas oil property, and in the issuance of K-1's and the filing of their Federal Income Tax Returns,

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Eleanor's share of the income was always a 35% share and Marjorie, while she was alive, always received the remaining 65% share. Following Marjorie's death, the 65% share went to Jacqueline and Kathryn until the cessation of distributions by Eleanor in June, 2013.

19. Eleanor also asserted that the Trust was a special Trust created to retain the Texas oil property for the benefit of only William and his blood descendants. However, since at the time of William's death, the only separate property of his that remained in the Trust was the Texas oil property, pursuant to the Trust provisions, a portion of that property had to be allocated to subtrust 3 in order to obtain the maximum Marital Deduction for Federal Estate Tax savings. In following the Trust provisions, the Texas oil property could not all be allocated to subtrust 2. Further, whatever William's intent may have been when he and Marjorie first created the Trust in 1972, by their deeding the Clark County, Nevada, separate property to Eleanor in 1975, William knew that the only remaining separate property of his in the Trust at the time of his death would be the Texas oil property.

20. Lastly, in support of her position, Eleanor asserted that Jacqueline and Kathryn acknowledged that she owned rights to all of the income from the Texas oil property by their consents to and verifications of the 2009 Petition Eleanor filed to clarify ownership of subtrust 2 upon her death. Eleanor asserted that in this Petition there are statements averring that she owned the rights to all of the Texas oil property income. However, the Petition's language can also be read as asserting that Eleanor's right to income from the Texas oil property only refers to her 35% interest. More significantly, the 2009 Petition was not filed to clarify rights to the Texas oil property income. Rather, it was a consentient Petition with the purpose only of clarifying entitlement to the benefits of subtrust 2 upon Eleanor's death, and to designate a successor Trustee for the Trust upon her death.

21. Based upon the foregoing undisputed facts presented to the Court with the Affidavits and documentary evidence submitted by the parties with their

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Countermotions and briefs, and from the argument of counsel at the hearing, the Court finds that Eleanor's interest in the Texas oil property income, as the beneficiary under subtrust 2 of the Trust, is limited to a 35% share, and her claim to all of the income is not supported in any way by the facts in this case. The remaining 65% share belongs to subtrust 3 and Jacqueline and Kathryn, equally, as the beneficiaries under the MTC Living Trust, as bequeathed and appointed to them by Marjorie in her Will. While title to the Texas oil property remains titled in the main Trust, in the event a division of the title now needs to be made between the two subtrusts, such division should be made as recognized in the Trust administration, with the filing of William's Estate Tax Returns, and the allocation between the subtrusts resulting therefrom, with a 35% interest being deeded to subtrust 2, and a 65% interest being deeded to subtrust 3 (and thereafter said 65% interest being deeded o the MTC Living Trust, with Jaqueline and Kathryn as equal beneficiaries, should that be their request). Accordingly, Jacqueline's and Kathryn's Countermotion for Summary Judgment regarding ownership of the Texas oil property should be granted; and, Eleanor's Countermotion for Summary Judgment should be denied.

22. While the Court finds that Jacqueline's and Kathryn's claim to 65% of the Texas oil property and income is supported by the facts and merits of the case, and that Eleanor's claim to more than 35% is not supported by the facts and merits of the case, regardless of the merits of Eleanor's position, her claim to more than 35% of the income from the Texas oil property cannot be supported or allowed for equitable reasons because she has been guilty of laches in asserting her claim. Her assertion of a claim to 100% of the income in June, 2013, makes no sense after failing in anyway to assert a claim to more that 35% of the income prior to that time. During approximately 34 years, from the death of William and her admitted awareness of the allocation of the Texas oil property under the Trust provisions, until her first assertion of a claim to more than 35% of the income in June, 2013, Eleanor never filed a claim in any court, or otherwise asserted a claim or right to more than 35% of the income.

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During this time, material documentary evidence, such as William's Federal Estate Tax Return has been lost. During this time key witnesses, such as the accountant and other professionals who prepared and filed William's Estate Tax Returns, as well as Marjorie herself, have died. During this time period Jacqueline and Kathryn, and Marjorie while she was living, made decisions affecting their personal and financial well-being in reliance upon Eleanor's acceptance of the Texas oil property allocation under the Trust, based upon her conduct and failure to make any challenge of the allocation. Eleanor's claim to all of the income first asserted in approximately June, 2013, is made far too late and has caused prejudice to Jacqueline and Kathryn because of the loss of evidence and testimony of key witnesses, clearly requiring a rejection of Eleanor's position and claim in these proceedings under the equitable doctrine of laches.

23. Concern was expressed by Jacqueline and Kathryn to Eleanor, through counsel, during 2014 as to the status of funds Eleanor was required to hold in trust on their behalf should the Court rule in their favor in these proceedings. An accounting was requested from Eleanor's former counsel, and they were in the process of preparing the same when Eleanor dismissed her former counsel and engaged new counsel. Eleanor is ordered to provide by March 2, 2015 an ~~needs to follow through with the providing of this~~ accounting for the Texas oil property income, including the providing of information to Jacqueline and Kathryn showing the total income received, expenses incurred, and distributions made of the income from the beginning of 2012 to the present. Any income which should have been distributed to Jacqueline and Kathryn during this time period, shall be accounted for and reimbursed to them by Eleanor within 30 days from the date this judgment is entered.

24. As noted in the chart attached hereto as Exhibit "A", Jacqueline and Kathryn filed a Motion for Leave to Amend Pleadings, which was set for hearing on January 30, 2015. As noted in this Motion and the Supplement thereto, they filed their Motion out of an abundance of caution in that Eleanor in her briefing in support of her Countermotion indicated that she did not feel Jacqueline and Kathryn had properly

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pleaded all of their claims for relief and defenses for consideration by the Court at the scheduled hearing. While Jacqueline and Kathryn disagreed with Eleanor's pleading concerns, the pleadings and hearings in these proceedings had become disjointed in that a companion Will Contest case, filed with this Court by Eleanor in Case No. P-14-080595-E, intervened to suspend and continue the Trust matters until after the Will Contest case was resolved. The Will Contest was resolved with a Stipulation for Dismissal in early January, 2015. Further, Eleanor has been represented by three different sets of attorney's in these proceedings. Her current attorneys only commencing representation in late November, 2014, and they were not initially familiar with the prior proceedings in this case and the effect of the Will Contest case intervention. In any event, the Court finds that the initial pleadings filed on behalf of Jacqueline and Kathryn in these proceedings properly plead the claims for relief and the defense that the Court has relied upon in granting Judgment to them in these proceedings. Eleanor clearly had notice of the pleadings and in fact the parties negotiated over all of the claims for relief and the affirmative defenses alleged by Jacqueline and Kathryn in concerted settlement negotiations in October, 2014, and such claims and defenses were contained in the several Petitions and Motions filed during the proceedings. In particular the defense of laches was mentioned in the context of equitable defenses mentioned in the initial pleading, and was the subject of a Motion to Dismiss and resolve the case summarily both in late 2013 and in early 2014. Accordingly, the Court finds that there is no reason to file an Amended Pleading in these proceedings and Jacqueline and Kathryn's Motion seeking permission to file the same is considered moot and resolved.

25. There are still some claims and issues that the Court is not resolving at this time. Eleanor filed a counterclaim for wrongful interference with contract with her Answer and Counterclaim filed herein on February 10, 2014. The Court finds that this Counterclaim should be dismissed without prejudice at this time, since the issues therein were not addressed by the Court in the January 30, 2015, hearing, but it seems

that the issues would be resolved with its decision herein on the Countermotions. Nevertheless, if Eleanor believes she has a valid claim still against Jacqueline for wrongful interference with contract, as asserted in her Answer and Counterclaim, she is free to reassert the same.

26. Each of the parties asserted a claim against the other in these proceedings seeking to have the Court enforce the no-contest clause contained in the Trust against the other party. The Court finds that the positions of each of the parties, seeking the correct interpretation of the Trust provisions as to entitlement to the Texas oil property, were not asserted in bad faith, and that therefore good cause to impose the no-contest penalties does not exist and such claims are denied with respect to both parties, Eleanor on the one hand, and Jacqueline and Kathryn on the other hand.

27. There still remains the issues and concerns of who will serve hereafter as the Trustee of the Trust, and whether or not the interests of subtrust 2 and subtrust 3 in the Texas oil property should now be formally split and allocated with deeds from the main Trust to the subtrusts, so the parties can go their separate ways in dealing with their interests in the Texas oil properties, subject to the terms of the Trust with respect to subtrust 2. Clearly, under the Trust provisions, the beneficiaries under subtrust 3 are granted the right to remove their interest in the Texas oil property out of the main Trust and subtrust 3, to be owned independently by the MTC Living Trust and Jacqueline and Kathryn as beneficiaries thereunder. However, the Court is directing the parties to submit to the Court, on or before March 2, 2015, information regarding the feasibility and effect of now splitting the Texas oil property between subtrust 2 and subtrust 3 (or the MTC Living Trust), and whether or not such division of interests could adversely affect the value and future ownership of the interests hereafter. The Court will set a hearing to consider this issue on March 20, 2015, at 10:00a.m.

28. With respect to whether or not Eleanor should be able to continue serving as Trustee, to address both Jacqueline's and Kathryn's position that she should be removed for breach of her duties as Trustee, and Eleanor's position that she is not

disqualified from serving, the Court also is directing the parties to provide a brief in support of their positions, filed on or before March 2, 2015, with the issue to then be addressed by the Court at the hearing on March 20, 2015.

29. Lastly, with respect to the claim Jacqueline and Kathryn have made for an award of attorney's fees against Eleanor, the Court is directing that the parties file with their briefs due on or before March 2, 2015, their argument and basis for their positions on the award of attorney's fees and costs against Eleanor for the Court to then resolve at the hearing on March 20, 2015.

30. In addition to the matters addressed at the hearing on January 30, 2015, there is a pending appeal to the Nevada Supreme Court, assigned Case No. 66231, filed by Eleanor, appealing a portion of the Court's Order in these proceedings entered on July 7, 2014. With the resolution of issues in this case as herein provided, the matter on appeal is now rendered moot. Therefore, the parties should submit a stipulation to the Nevada Supreme Court dismissing that appeal.

JUGMENT

Pursuant to NRCP Rule 56, the Court finds that the pleadings and other documents filed herein, together with the affidavits and documentary evidence presented, show there is no genuine issue as to any material fact and that Jacqueline and Kathryn are entitled to judgment against Eleanor as a matter of law in these proceedings. Therefore, and based upon the foregoing findings, good cause exists to now render judgment against Eleanor, in favor of Jacqueline and Kathryn, as follows:

A. Jacqueline's and Kathryn's Countermotion for Summary Judgment is granted in part as hereinafter provided. The Court hereby declares, adjudges and determines that the allocation of interests in the Texas oil property between subtrust 2 and subtrust 3, under the W.N. Connell and Marjorie T. Connell Living Trust, dated May 18, 1972, was properly made under the Trust provisions, with subtrust 2 receiving a 35.507% interest in the Texas oil property and subtrust 3 receiving a 64.493% interest in the Texas oil property.

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B. The Court adjudges and determines that even if the allocation of the Texas oil property made following the death of William in 1979, in conjunction with the filing of his Federal and Texas Estate Tax Returns, was not properly or accurately made between the two subtrusts, Eleanor's claim and effort to now challenge the allocation and assert an interest greater than 35.507% in the Texas oil property being in subtrust 2, is too late and barred under the doctrine of laches, thereby making the actual division made final and binding upon her.

C. Eleanor's Countermotion for Summary Judgment is hereby denied.

D. On or before March 2, 2015, Eleanor shall provide to Jacqueline and Kathryn an accounting of the Texas oil property income received by the Trust from January 1, 2012, through the entry of this Summary Judgment, showing the total income received, expenses incurred, and any distributions made of the income. Within 30 days following the entry of this Summary Judgment, Eleanor shall reimburse and pay to Jacqueline and Kathryn any portion of their 65% share of the Texas oil property income which was not distributed to them during this period of time. From and after the entry of this Summary Judgment, 35% of the Texas oil property income shall be distributed to Eleanor as beneficiary under subtrust 2, and 65% of the income shall be distributed equally between Jacqueline and Kathryn as beneficiaries under subtrust 3 and the MTC Living Trust.

E. Eleanor's Counterclaim for wrongful interference with contract asserted with her Answer and Counterclaim filed herein on February 10, 2014, is hereby dismissed without prejudice.

F. The Court adjudges and determines that the positions of each of the parties, seeking the correct interpretation of the Trust provisions as to entitlement to the Texas oil property, were not asserted in bad faith, and that therefore good cause to impose the no-contest penalties does not exist and such claims, both Eleanor's claim on the one hand, and Jacqueline's and Kathryn's claim on the other hand, are denied with prejudice.

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G. Each of the parties is directed to file further briefing on the following issues with the Court on or before March 2, 2015, which issues and matters will be resolved by the Court at the next hearing in these proceedings, hereby set on March 20, 2015, at 10:00a.m.:

1) In the event there is no formal splitting of the Texas oil property between subtrust 2 and subtrust 3 at this time, is there cause to remove Eleanor as Trustee and appoint Jacqueline as the successor Trustee of the Trust and the subtrusts thereunder? If cause does not exist for Eleanor's removal, would it still be better to appoint a neutral successor Trustee?

2) Should the interests of subtrust 2 and subtrust 3 in the Texas oil property now be formally split and allocated with deeds from the main Trust to the subtrusts, so the parties can go their separate ways in dealing with their interests in the Texas oil properties, subject to the terms of the Trust with respect to subtrust 2? The Court wants the parties to provide recommendations from qualified persons knowledgeable with respect to the Texas oil and mineral rights and the potential harm or benefit that could result in a splitting of the interests between the parties, and whether or not such division of interests could adversely affect the value and future ownership of the interests hereafter.

3) Lastly, with respect to the claim Jacqueline and Kathryn have made for an award of attorney's fees against Eleanor, the Court directs the parties to provide their argument and basis for their positions on the award of attorney's fees and costs against Eleanor in briefing filed on or before March 2, 2015, for the Court to then resolve at the scheduled hearing on March 20, 2015.

H. The parties shall each sign a Stipulation and Order for Dismissal of the Appeal presently pending in Nevada Supreme Court Case No. 66231, filed by Eleanor, appealing a portion of the Court's Order in these proceedings entered on July 7, 2014.

I. The Court retains jurisdiction over the Trust pending the finalization and resolution of the remaining issues mentioned above, to be addressed hereafter at the

hearing scheduled on March 20, 2015, at 10:00a.m. Until that date, Eleanor shall continue to exercise and fulfill her duties as Trustee of the Trust, and the parties shall all cooperate, in the best interest of the Trust and its beneficiaries, in any dealings with the oil companies affecting the Texas oil property.

SO ORDERED AND ADJUDGED this 15 day of February, 2015.

DISTRICT COURT JUDGE

Submitted by:

ALBRIGHT, STODDARD, WARNICK & ALBRIGHT

By: _____
WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 001573
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Tel: (702) 384-7111
Attorneys for Kathryn A. Bouvier

Submitted by:

THE RUSHFORTH FIRM, LTD.

By: _____
JOSEPH J. POWELL, ESQ.
Nevada Bar No. 00875
P.O. Box 371655
Las Vegas, NV 89137-1655
Tel: (702) 255-4552
Attorneys for Jacqueline M. Montoya

Approved by:

MARQUIS AURBACH COFFING

By: _____
LIANE K. WAKAYAMA, ESQ.
Nevada Bar No. 11313
CANDICE E. RENKA, ESQ.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, NV 89145
Tel: (702-382-0711
Attorneys for Eleanor Connell Hartman Ahern

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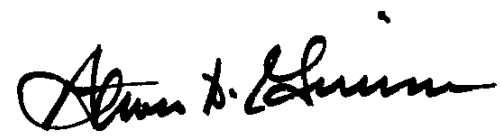


CLERK OF THE COURT

NEOJ
JOSEPH J. POWELL
State Bar No. 8875
THE RUSHFORTH FIRM, LTD.
P. O. Box 371655
Las Vegas, NV 89137-1655
Telephone: (702) 255-4552
fax: (702) 255-4677
e-mail: probate@rushforthfirm.com
Attorneys for Jacqueline M. Montoya

WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 001573
ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Tel: (702) 384-7111
Fax: (702) 384-0605
gma@albrightstoddard.com
Attorneys for Kathryn A. Bouvier

THE RUSHFORTH FIRM, LTD.
Telephone: 702-255-4552 / Fax: 702-255-4677
PO Box 371655
Las Vegas, Nevada 89137-1655

DISTRICT COURT

CLARK COUNTY, NEVADA

In the Matter of the **THE W. N. CONNELL** and **MARJORIE T. CONNELL LIVING TRUST**, dated May 18, 1972, A non-testamentary trust.	Case No. P-09-066425-T **Department XXVI, RJC**

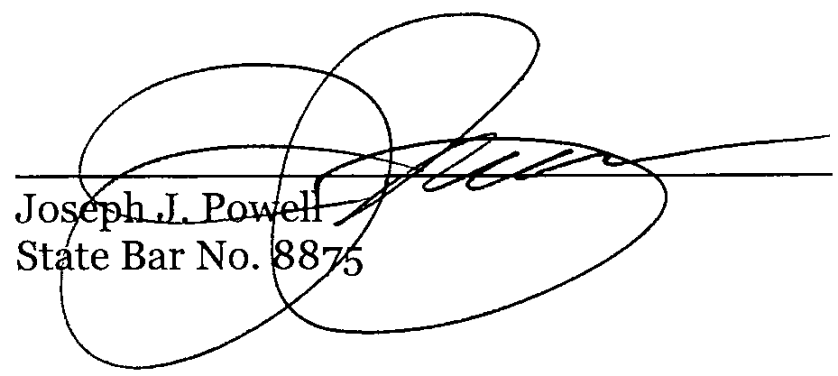
NOTICE OF ENTRY OF ORDER ON SUMMARY JUDGMENT

NOTICE IS HEREBY GIVEN THAT:

The *"Order On Summary Judgment"* was entered April 15, 2015 and filed

April 16, 2015 in the above entitled matter, a copy of which is attached hereto.

Respectfully submitted by:



Joseph J. Powell
State Bar No. 8875

4/17/15
Date

THE RUSHFORTH FIRM, LTD.
Telephone: 702-255-4552 / Fax: 702-255-4677
PO Box 371655
Las Vegas, Nevada 89137-1655

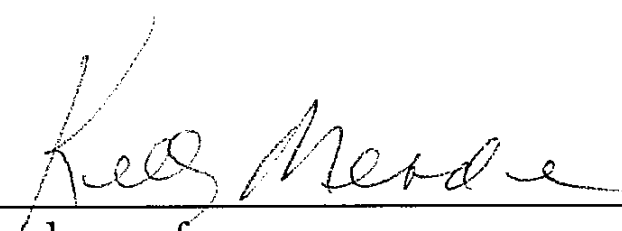
Certificate of Mailing

I, the undersigned, hereby certify that on April 17, 2015, I mailed a copy of the "**Notice of Entry of Order On Summary Judgment**" that has been filed in this proceeding, to each person named below by first-class mail, addressed as follows:

Dale A. Hayes, Esq.
Liane K. Wakayama, Esq.
Marquis Aurbach Coffing
10001 Park Run Drive
Las Vegas, NV 89145
Attorneys for Eleanor Connell Harman Ahern

Albright Stoddard Warnick & Albright
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Attorney for Kathryn A. Bouvier

Jacqueline M. Montoya
3385 Maverick Street
Las Vegas, NV 89108



An employee of,
THE RUSHFORTH FIRM, LTD.

THE RUSHFORTH FIRM, LTD.
Telephone: 702-255-4552 / Fax: 702-255-4677
PO Box 371655
Las Vegas, Nevada 89137-1655

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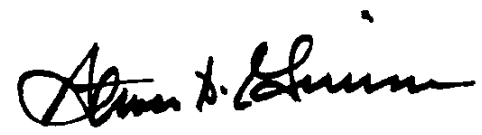

CLERK OF THE COURT

JUDG
JOSEPH J. POWELL, ESQ.
Nevada Bar No. 008875
THE RUSHFORTH FIRM, LTD.
9505 Hillwood Drive, Suite 100
Las Vegas, Nevada 89134
Tel: (702) 255-4552
Fax: (702) 255-4677
joey@rushforth.net
Attorneys for Jacqueline M. Montoya

WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 001573
ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Tel: (702) 384-7111
Fax: (702) 384-0605
gma@albrightstoddard.com
Attorneys for Kathryn A. Bouvier

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DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of THE W. N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST, Dated May 18, 1972, An Inter Vivos Irrevocable Trust.	CASE NO. P-09-066425 DEPT NO. XXVI (26) Date of Hearing: January 30, 2015 Time of Hearing: 10:00a.m.

SUMMARY JUDGMENT

The current proceedings were commenced with the filing on September 27, 2013, of a PETITION FOR DECLARATORY JUDGMENT REGARDING LIMITED INTEREST OF TRUST ASSETS PURSUANT TO NRS 30.040, NRS 153.031(1)(E), AND NRS 164.033(1)(A). This Petition was filed by Jacqueline M. Montoya ("Jacqueline") as Trustee of the MTC Living Trust, and on her behalf and that of Kathryn A. Bouvier ("Kathryn"), her sister, as beneficiaries under the MTC Living Trust. During these proceedings several other Petitions, Motions, and Pleadings have been filed by the parties, including those summarized in the chart attached hereto as Exhibit "A".

On December 23, 2014, Jacqueline and Kathryn filed an OPPOSITION TO ELEANOR C. AHERN'S MOTION TO DISMISS PETITION FOR DECLARATORY JUDGMENT FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE GRANTED; AND, COUNTERMOTION OF KATHRYN A. BOUVIER AND JACQUELINE M. MONTOYA FOR SUMMARY JUDGMENT ON PETITION FOR DECLARATORY JUDGMENT, FOR DAMAGES AND ASSESSMENT OF PENALTIES. Thereafter, on January 2, 2015, Eleanor Connell Hartman Ahern ("Eleanor") filed an OMNIBUS OPPOSITION TO (1) PETITION FOR DETERMINATION OF CONSTRUCTION AND INTERPRETATION OF LANGUAGE RELATING TO TRUST NO. 2, AND (2) PETITION FOR CONSTRUCTION EFFECT OF PROBATE COURT ORDER; AND COUNTERMOTION FOR SUMMARY JUDGMENT. The parties agreed at the hearing on January 30, 2015, that their above-denominated Countermotions for Summary Judgment, and the claims and defenses asserted therein, subsumed all of the prior Petitions, Motions and Pleadings, and their defenses and claims asserted therein, as well as those briefed and discussed in the further replies, oppositions and supplements to their Countermotions, ~~as listed on the chart attached hereto as Exhibit "A"~~ (other than Jacqueline's and Kathryn's Motion for Leave to Amend Pleadings filed herein on January 12, 2015). Therefore, it was agreed, and the Court recognized, that the parties' claims and defenses in these proceedings could be resolved summarily by the Court in its adjudication of the parties' said Countermotions for Summary Judgment.

After reviewing the Countermotions for Summary Judgment, and the presentation of argument for and rebuttal against the Countermotions by the parties, the Court finds as follows:

1. A proceeding involving the subject Trust was initially commenced in 2009 by Eleanor, as Trustee of the W.N. Connell and Marjorie T. Connell Living Trust, dated May 18, 1972 (herein referred to as the "Trust"), with an unopposed Petition to

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obtain a Court order clarifying to whom subtrust benefits would be paid upon her death. The Court assumed jurisdiction over the Trust, recognizing that Eleanor, as Trustee, was a Nevada resident, and the Trust provisions provided that it would be administered pursuant to Nevada law. The unopposed Petition was consented to by Jacqueline and Kathryn as contingent beneficiaries of subtrust No. 2 under the Trust, and the Court approved the Petition by Order filed herein on September 4, 2009. Pursuant to the Order, the Trust was reformed to provide that Jacqueline and Kathryn were designated as the beneficiaries under subtrust No. 2 upon the death of Eleanor, which had not theretofore been clearly delineated in the Trust provisions. In addition, Jacqueline was designated as the successor Trustee under the Trust upon the death or removal of Eleanor as the Trustee.

2. When the Trust was created in 1972, community property of W.N. Connell ("William") and Marjorie T. Connell ("Marjorie"), along with two parcels of William's separate real property, were transferred to the Trust. One parcel of William's separate property was located in Clark County, Nevada. The other parcel consisted of a parcel of real property and oil, gas and mineral rights relating thereto, located in Upton County, Texas (hereinafter "Texas oil property"). In 1975, William and Marjorie, as Trustees, deeded the Clark County, Nevada, separate property from their Trust to Eleanor, personally, it having a declared value at the time, based upon the transfer tax paid, of approximately $55,000.00.

3. The dispute in these Trust proceedings relates to the ownership of and entitlement to income from the Texas oil property. At the time of William's death on November 24,1979, the Texas oil property was the only remaining separate property of William which had been titled in the Trust. The Trust provisions created two subtrusts upon the death of William in 1979 (referred to in the Trust as Trust No. 2 and Trust No. 3, and hereinafter referred to as "subtrust 2" and "subtrust 3"). Income allocated to subtrust 2 was payable to Eleanor during her lifetime. Marjorie was the beneficiary of the income and assets under subtrust 3, including the right during her

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lifetime, at her election, to receive the assets outright free of trust. She was also given the option of appointing the benefits under subtrust 3 in her Will to whomever she desired. If she failed to remove the assets from subtrust 3 during her lifetime, or to appoint them under her will, the benefits and assets under subtrust 3 would have devolved by default to Eleanor.

4. Under the Trust provisions, Article SECOND, Section C.3, subtrust 3 was to be funded with Marjorie's separate property, her share of the community property, and a portion of William's separate property. The portion of William's separate property to be allocated to subtrust 3 is determined by the provisions in Article THIRD of the Trust. These provisions state:

> "THIRD: MARITAL DEDUCTION. The Trustee shall allocate to Trust No. 3 from the Decedent's separate property the fractional share of the said assets which is equal to the maximum marital deduction allowed for federal estate tax purposes . . . In making the computations and allocations of the said property to Trust No. 3 as herein required, the determination of the character and ownership of the said property and the value thereof shall be as finally established for federal estate tax purposes."

5. Federal and Texas Estate Tax Returns were filed for William's estate following his death. At the time of these proceedings, a copy of the Federal Estate Tax Return could not be located, even the IRS no longer maintaining a copy thereof. However, a copy of William's Texas Estate Tax Return, and a copy of the Closing Letter for his Federal Estate Tax Return were available. The Texas Estate Tax Return basically duplicated the information provided on the Federal Estate Tax Return, thereby providing how William's estate was allocated and distributed on the Federal Estate Tax Return. Daniel T. Gerety, CPA, an expert witness for Jacqueline and Kathryn, also verified in his Report that the Texas Estate Tax Return used the property allocations made on the Federal Estate Tax Return, and that the two Returns were consistent.

6. Under these two Estate Tax Returns, a 64.493% interest in the Texas oil property was allocated to Marjorie, the beneficiary under subtrust 3, and the remaining 35.507% interest in the Texas oil property was allocated to Eleanor, the beneficiary under subtrust 2. Further, as provided under Article THIRD, quoted above, this

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allocation of interests in the Texas oil property determined the allocation of interests in that property between subtrust 2 and subtrust 3 under the Trust. For purposes of convenience, the interests in the Texas oil property are rounded to 65% and 35%. The title to the Texas oil property has remained in the main Trust to the present day.

7. Upon William's death, Marjorie became the sole acting Trustee for the main Trust, and the subtrusts thereunder. Pursuant to Article SECOND, Section C.6 of the Trust, and shortly after William's death in 1980, Eleanor was appointed by Marjorie to be the co-trustee with her over William's separate property remaining in the Trust; that is, over the Texas oil property which had been allocated between subtrust 2 and subtrust 3. A copy of Eleanor's appointment as co-trustee, along with a copy of the Trust, was recorded with the Upton County Texas Recorder's Office.

8. Thereafter, Marjorie sent letters to the oil companies with whom the Trust had leases, advising them of William's death and that she and Eleanor were co-trustees over the Texas oil property owned by the Trust. She directed that all further documents which needed to be signed with the oil companies thereafter recognize the need for her and Eleanor's signature.

9. From the time of William's death and the allocation of interests in the Texas oil property between subtrust 2 and subtrust 3, until Marjorie's death on May 1, 2009, Eleanor was paid 35% of the Texas oil property income and Marjorie was paid the remaining 65% of the income. Each was allocated a K-1 showing her receipt of her share of the income, and each included the income in her annual Federal Income Tax Returns.

10. Prior to her death, on January 7, 2008, Marjorie executed her last Will and Testament, wherein she exercised her Power of Appointment over the assets and benefits under subtrust 3, appointing them to Jacqueline and Kathyrn as beneficiaries under her MTC Living Trust. Following Marjorie's death, Eleanor, Jacqueline and Kathryn met with David Strauss, Esq, Marjorie's estate planning attorney. Mr. Strauss had previously provided Eleanor with a copy of Marjorie's Will containing the exercise

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of her Power of Appointment over subtrust 3. In their meeting, he discussed with them Marjorie's exercise of the Power of Appointment transferring to Jacqueline and Kathryn the rights and interests of Marjorie under subtrust 3 of the Trust, thereby entitling Jacqueline and Kathryn to receive the approximate 65% share of income being generated by the Texas oil property going forward.

11. No one expressed any objection to what Mr. Strauss had advised them. Thereafter, in the filing of Marjorie's Federal Estate Tax Return, the value of the 65% interest in the Texas oil property allocated to Marjorie under the Trust was included within her Federal taxable estate and Estate Tax Return, increasing the value of her estate to a taxable estate, requiring the payment of over $140,000.00 in Federal Estate taxes. Most of Marjorie's estate at the time of her death, through her MTC Living Trust, went to Jacqueline and Kathryn in equal shares. However, in addition to several smaller bequests to friends, Marjorie also bequeathed to Eleanor, through the MTC Living Trust, the sum of $300,000.00.

12. From the time of Marjorie's death until approximately June, 2013, the income from the Texas oil property was allocated with Eleanor continuing to receive a 35% share, and Jacqueline and Kathryn receiving the remaining 65% share. In June, 2013, Eleanor as the sole acting Trustee of the Trust, stopped further income distributions to Jacqueline and Kathryn, asserting at that time that she was entitled to 100% of the income from the Texas oil property. This led to the filing by Jacqueline on September 27, 2013, of the PETITION FOR DECLARATORY JUDGMENT REGARDING LIMITED INTEREST OF TRUST ASSETS PURSUANT TO NRS 30.040, NRS 153.031(1)(E), AND NRS 164.033(1)(A).

13. Prior to asserting her right to 100% of the income from the Texas oil property in June, 2013, and the cutting off of any further income distributions from the Trust to Jacqueline and Kathryn, Eleanor had never asserted a claim or right to more than 35% of the Texas oil property income as the lifetime beneficiary to income under subtrust 2. However, in her pleadings and documents filed in these proceedings, she

claims she was aware of an alleged mistake made in the allocation of the Texas oil property between subtrust 2 and subtrust 3 shortly after the death of William in 1979. However, rather than assert a claim to all of the income, or otherwise make a claim or start a legal action, Eleanor testified that she decided to do nothing. At one point in these proceedings she testified in her pleadings and documents filed that her inaction was motivated by a fear that it would upset Marjorie if she made a claim to more than a 35% interest. She also testified in these proceedings that her inaction was due to the fact she was happy to allow Marjorie to have 65% of the Texas oil property income, feeling she was being generous and helping to support her mother. She asserted the same motivation of generosity as the basis for her allowing Jacqueline and Kathryn to continue receiving a 65% share of the Texas oil property income following the death of Marjorie in 2009, and until her stoppage of income distributions to them in June, 2013.

14. However, in 1983, as testified to by Robert Hartman in his affidavit, in the course of Eleanor's divorce proceeding from him, her right to only 35% of the Texas oil property income was asserted and relied upon by the Court in its division of property and determination of his support rights and obligations to Eleanor and their two children. Then, a few years later, as shown on an estate planning intake sheet, when Eleanor met with her own estate planning attorney, she advised him that she was only entitled to 35% of the Texas oil property income, and that Marjorie was the owner of the remaining 65% interest.

15. Although Eleanor claims she was being generous in giving to Marjorie 65% of the Texas oil property income during the balance of Marjorie's life following the death of William in 1979, Marjorie's communications and conduct supported her belief that she owned the rights to 65% of the Texas oil property income as the beneficiary under subtrust 3. This is confirmed in several memoranda/letters prepared by Marjorie, and in the inclusion of the 65% interest in her taxable estate at the time of her death.

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16. To summarize, no evidence was produced by Eleanor of any claim or assertion being made by her to anyone else to a right to more than 35% of the Texas oil property income from the time of William's death until June, 2013, when she first asserted her claim to 100% of the income by cutting off income distributions to Jacqueline and Kathryn. Further, Marjorie never communicated or acknowledged to anyone else that she was not entitled to 65% of the Texas oil property income, always acting consistently with owning a right to the income under the Trust allocation of the Texas oil property made following William's death in 1979.

17. As purported evidence supporting her claim to 100% of the Trust income from the Texas oil property, Eleanor presented copies of Division Orders and Leases between the oil companies and the Trust relating to the Texas oil property. From the time that Eleanor was made co-trustee with Marjorie over William's separate property owned by the Trust until approximately 1989, it appears that in signing the Division Orders and Leases with the oil companies, Marjorie and Eleanor provided their personal Social Security Numbers as a tax identification number when such a number was requested by the oil companies. However, apparently after it was brought to their attention by an oil company that the Trust was the owner of the Texas oil property and not themselves personally, and the oil company requested and recommended that a tax identification number for a Trust be provided, in approximately 1989, Marjorie and Eleanor started providing a tax identification number to the oil companies which had been assigned by the IRS to subtrust 2. They never provided the tax identification number which had been assigned by the IRS to subtrust 3. However, the Court was not provided with any dates on when subtrust 2 and subtrust 3 were first assigned tax identification numbers.

18. Nevertheless, and notwithstanding a tax identification number for subtrust 2 was the only tax identification number apparently given to the oil companies from and after 1989, in the actual allocation of income received from the Texas oil property, and in the issuance of K-1's and the filing of their Federal Income Tax Returns,

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Eleanor's share of the income was always a 35% share and Marjorie, while she was alive, always received the remaining 65% share. Following Marjorie's death, the 65% share went to Jacqueline and Kathryn until the cessation of distributions by Eleanor in June, 2013.

19. Eleanor also asserted that the Trust was a special Trust created to retain the Texas oil property for the benefit of only William and his blood descendants. However, since at the time of William's death, the only separate property of his that remained in the Trust was the Texas oil property, pursuant to the Trust provisions, a portion of that property had to be allocated to subtrust 3 in order to obtain the maximum Marital Deduction for Federal Estate Tax savings. In following the Trust provisions, the Texas oil property could not all be allocated to subtrust 2. Further, whatever William's intent may have been when he and Marjorie first created the Trust in 1972, by their deeding the Clark County, Nevada, separate property to Eleanor in 1975, William knew that the only remaining separate property of his in the Trust at the time of his death would be the Texas oil property.

20. Lastly, in support of her position, Eleanor asserted that Jacqueline and Kathryn acknowledged that she owned rights to all of the income from the Texas oil property by their consents to and verifications of the 2009 Petition Eleanor filed to clarify ownership of subtrust 2 upon her death. Eleanor asserted that in this Petition there are statements averring that she owned the rights to all of the Texas oil property income. However, the Petition's language can also be read as asserting that Eleanor's right to income from the Texas oil property only refers to her 35% interest. More significantly, the 2009 Petition was not filed to clarify rights to the Texas oil property income. Rather, it was a consentient Petition with the purpose only of clarifying entitlement to the benefits of subtrust 2 upon Eleanor's death, and to designate a successor Trustee for the Trust upon her death.

21. Based upon the foregoing undisputed facts presented to the Court with the Affidavits and documentary evidence submitted by the parties with their

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Countermotions and briefs, and from the argument of counsel at the hearing, the Court finds that Eleanor's interest in the Texas oil property income, as the beneficiary under subtrust 2 of the Trust, is limited to a 35% share, and her claim to all of the income is not supported in any way by the facts in this case. The remaining 65% share belongs to subtrust 3 and Jacqueline and Kathryn, equally, as the beneficiaries under the MTC Living Trust, as bequeathed and appointed to them by Marjorie in her Will. While title to the Texas oil property remains titled in the main Trust, in the event a division of the title now needs to be made between the two subtrusts, such division should be made as recognized in the Trust administration, with the filing of William's Estate Tax Returns, and the allocation between the subtrusts resulting therefrom, with a 35% interest being deeded to subtrust 2, and a 65% interest being deeded to subtrust 3 (and thereafter said 65% interest being deeded o the MTC Living Trust, with Jaqueline and Kathryn as equal beneficiaries, should that be their request). Accordingly, Jacqueline's and Kathryn's Countermotion for Summary Judgment regarding ownership of the Texas oil property should be granted; and, Eleanor's Countermotion for Summary Judgment should be denied.

22. While the Court finds that Jacqueline's and Kathryn's claim to 65% of the Texas oil property and income is supported by the facts and merits of the case, and that Eleanor's claim to more than 35% is not supported by the facts and merits of the case, regardless of the merits of Eleanor's position, her claim to more than 35% of the income from the Texas oil property cannot be supported or allowed for equitable reasons because she has been guilty of laches in asserting her claim. Her assertion of a claim to 100% of the income in June, 2013, makes no sense after failing in anyway to assert a claim to more that 35% of the income prior to that time. During approximately 34 years, from the death of William and her admitted awareness of the allocation of the Texas oil property under the Trust provisions, until her first assertion of a claim to more than 35% of the income in June, 2013, Eleanor never filed a claim in any court, or otherwise asserted a claim or right to more than 35% of the income.

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During this time, material documentary evidence, such as William's Federal Estate Tax Return has been lost. During this time key witnesses, such as the accountant and other professionals who prepared and filed William's Estate Tax Returns, as well as Marjorie herself, have died. During this time period Jacqueline and Kathryn, and Marjorie while she was living, made decisions affecting their personal and financial well-being in reliance upon Eleanor's acceptance of the Texas oil property allocation under the Trust, based upon her conduct and failure to make any challenge of the allocation. Eleanor's claim to all of the income first asserted in approximately June, 2013, is made far too late and has caused prejudice to Jacqueline and Kathryn because of the loss of evidence and testimony of key witnesses, clearly requiring a rejection of Eleanor's position and claim in these proceedings under the equitable doctrine of laches.

23. Concern was expressed by Jacqueline and Kathryn to Eleanor, through counsel, during 2014 as to the status of funds Eleanor was required to hold in trust on their behalf should the Court rule in their favor in these proceedings. An accounting was requested from Eleanor's former counsel, and they were in the process of preparing the same when Eleanor dismissed her former counsel and engaged new counsel. Eleanor is ordered to provide by March 2, 2015 an ~~needs to follow through with the providing of this~~ accounting for the Texas oil property income, including the providing of information to Jacqueline and Kathryn showing the total income received, expenses incurred, and distributions made of the income from the beginning of 2012 to the present. Any income which should have been distributed to Jacqueline and Kathryn during this time period, shall be accounted for and reimbursed to them by Eleanor within 30 days from the date this judgment is entered.

24. ~~As noted in the chart attached hereto as Exhibit "A",~~ Jacqueline and Kathryn filed a Motion for Leave to Amend Pleadings, which was set for hearing on January 30, 2015. As noted in this Motion and the Supplement thereto, they filed their Motion out of an abundance of caution in that Eleanor in her briefing in support of her Countermotion indicated that she did not feel Jacqueline and Kathryn had properly

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pleaded all of their claims for relief and defenses for consideration by the Court at the scheduled hearing. While Jacqueline and Kathryn disagreed with Eleanor's pleading concerns, the pleadings and hearings in these proceedings had become disjointed in that a companion Will Contest case, filed with this Court by Eleanor in Case No. P-14-080595-E, intervened to suspend and continue the Trust matters until after the Will Contest case was resolved. The Will Contest was resolved with a Stipulation for Dismissal in early January, 2015. Further, Eleanor has been represented by three different sets of attorney's in these proceedings. Her current attorneys only commencing representation in late November, 2014, and they were not initially familiar with the prior proceedings in this case and the effect of the Will Contest case intervention. In any event, the Court finds that the initial pleadings filed on behalf of Jacqueline and Kathryn in these proceedings properly plead the claims for relief and the defense that the Court has relied upon in granting Judgment to them in these proceedings. Eleanor clearly had notice of the pleadings and in fact the parties negotiated over all of the claims for relief and the affirmative defenses alleged by Jacqueline and Kathryn in concerted settlement negotiations in October, 2014, and such claims and defenses were contained in the several Petitions and Motions filed during the proceedings. In particular the defense of laches was mentioned in the context of equitable defenses mentioned in the initial pleading, and was the subject of a Motion to Dismiss and resolve the case summarily both in late 2013 and in early 2014. Accordingly, the Court finds that there is no reason to file an Amended Pleading in these proceedings and Jacqueline and Kathryn's Motion seeking permission to file the same is considered moot and resolved.

25. There are still some claims and issues that the Court is not resolving at this time. Eleanor filed a counterclaim for wrongful interference with contract with her Answer and Counterclaim filed herein on February 10, 2014. The Court finds that this Counterclaim should be dismissed without prejudice at this time, since the issues therein were not addressed by the Court in the January 30, 2015, hearing, but it seems

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that the issues would be resolved with its decision herein on the Countermotions. Nevertheless, if Eleanor believes she has a valid claim still against Jacqueline for wrongful interference with contract, as asserted in her Answer and Counterclaim, she is free to reassert the same.

26. Each of the parties asserted a claim against the other in these proceedings seeking to have the Court enforce the no-contest clause contained in the Trust against the other party. The Court finds that the positions of each of the parties, seeking the correct interpretation of the Trust provisions as to entitlement to the Texas oil property, were not asserted in bad faith, and that therefore good cause to impose the no-contest penalties does not exist and such claims are denied with respect to both parties, Eleanor on the one hand, and Jacqueline and Kathryn on the other hand.

27. There still remains the issues and concerns of who will serve hereafter as the Trustee of the Trust, and whether or not the interests of subtrust 2 and subtrust 3 in the Texas oil property should now be formally split and allocated with deeds from the main Trust to the subtrusts, so the parties can go their separate ways in dealing with their interests in the Texas oil properties, subject to the terms of the Trust with respect to subtrust 2. Clearly, under the Trust provisions, the beneficiaries under subtrust 3 are granted the right to remove their interest in the Texas oil property out of the main Trust and subtrust 3, to be owned independently by the MTC Living Trust and Jacqueline and Kathryn as beneficiaries thereunder. However, the Court is directing the parties to submit to the Court, on or before March 2, 2015, information regarding the feasibility and effect of now splitting the Texas oil property between subtrust 2 and subtrust 3 (or the MTC Living Trust), and whether or not such division of interests could adversely affect the value and future ownership of the interests hereafter. The Court will set a hearing to consider this issue on March 20, 2015, at 10:00a.m.

28. With respect to whether or not Eleanor should be able to continue serving as Trustee, to address both Jacqueline's and Kathryn's position that she should be removed for breach of her duties as Trustee, and Eleanor's position that she is not

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disqualified from serving, the Court also is directing the parties to provide a brief in support of their positions, filed on or before March 2, 2015, with the issue to then be addressed by the Court at the hearing on March 20, 2015.

29. Lastly, with respect to the claim Jacqueline and Kathryn have made for an award of attorney's fees against Eleanor, the Court is directing that the parties file with their briefs due on or before March 2, 2015, their argument and basis for their positions on the award of attorney's fees and costs against Eleanor for the Court to then resolve at the hearing on March 20, 2015.

30. In addition to the matters addressed at the hearing on January 30, 2015, there is a pending appeal to the Nevada Supreme Court, assigned Case No. 66231, filed by Eleanor, appealing a portion of the Court's Order in these proceedings entered on July 7, 2014. With the resolution of issues in this case as herein provided, the matter on appeal is now rendered moot. Therefore, the parties should submit a stipulation to the Nevada Supreme Court dismissing that appeal.

JUGMENT

Pursuant to NRCP Rule 56, the Court finds that the pleadings and other documents filed herein, together with the affidavits and documentary evidence presented, show there is no genuine issue as to any material fact and that Jacqueline and Kathryn are entitled to judgment against Eleanor as a matter of law in these proceedings. Therefore, and based upon the foregoing findings, good cause exists to now render judgment against Eleanor, in favor of Jacqueline and Kathryn, as follows:

A. Jacqueline's and Kathryn's Countermotion for Summary Judgment is granted in part as hereinafter provided. The Court hereby declares, adjudges and determines that the allocation of interests in the Texas oil property between subtrust 2 and subtrust 3, under the W.N. Connell and Marjorie T. Connell Living Trust, dated May 18, 1972, was properly made under the Trust provisions, with subtrust 2 receiving a 35.507% interest in the Texas oil property and subtrust 3 receiving a 64.493% interest in the Texas oil property.

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B. The Court adjudges and determines that even if the allocation of the Texas oil property made following the death of William in 1979, in conjunction with the filing of his Federal and Texas Estate Tax Returns, was not properly or accurately made between the two subtrusts, Eleanor's claim and effort to now challenge the allocation and assert an interest greater than 35.507% in the Texas oil property being in subtrust 2, is too late and barred under the doctrine of laches, thereby making the actual division made final and binding upon her.

C. Eleanor's Countermotion for Summary Judgment is hereby denied.

D. On or before March 2, 2015, Eleanor shall provide to Jacqueline and Kathryn an accounting of the Texas oil property income received by the Trust from January 1, 2012, through the entry of this Summary Judgment, showing the total income received, expenses incurred, and any distributions made of the income. Within 30 days following the entry of this Summary Judgment, Eleanor shall reimburse and pay to Jacqueline and Kathryn any portion of their 65% share of the Texas oil property income which was not distributed to them during this period of time. From and after the entry of this Summary Judgment, 35% of the Texas oil property income shall be distributed to Eleanor as beneficiary under subtrust 2, and 65% of the income shall be distributed equally between Jacqueline and Kathryn as beneficiaries under subtrust 3 and the MTC Living Trust.

E. Eleanor's Counterclaim for wrongful interference with contract asserted with her Answer and Counterclaim filed herein on February 10, 2014, is hereby dismissed without prejudice.

F. The Court adjudges and determines that the positions of each of the parties, seeking the correct interpretation of the Trust provisions as to entitlement to the Texas oil property, were not asserted in bad faith, and that therefore good cause to impose the no-contest penalties does not exist and such claims, both Eleanor's claim on the one hand, and Jacqueline's and Kathryn's claim on the other hand, are denied with prejudice.

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G. Each of the parties is directed to file further briefing on the following issues with the Court on or before March 2, 2015, which issues and matters will be resolved by the Court at the next hearing in these proceedings, hereby set on March 20, 2015, at 10:00a.m.:

1) In the event there is no formal splitting of the Texas oil property between subtrust 2 and subtrust 3 at this time, is there cause to remove Eleanor as Trustee and appoint Jacqueline as the successor Trustee of the Trust and the subtrusts thereunder? If cause does not exist for Eleanor's removal, would it still be better to appoint a neutral successor Trustee?

2) Should the interests of subtrust 2 and subtrust 3 in the Texas oil property now be formally split and allocated with deeds from the main Trust to the subtrusts, so the parties can go their separate ways in dealing with their interests in the Texas oil properties, subject to the terms of the Trust with respect to subtrust 2? The Court wants the parties to provide recommendations from qualified persons knowledgeable with respect to the Texas oil and mineral rights and the potential harm or benefit that could result in a splitting of the interests between the parties, and whether or not such division of interests could adversely affect the value and future ownership of the interests hereafter.

3) Lastly, with respect to the claim Jacqueline and Kathryn have made for an award of attorney's fees against Eleanor, the Court directs the parties to provide their argument and basis for their positions on the award of attorney's fees and costs against Eleanor in briefing filed on or before March 2, 2015, for the Court to then resolve at the scheduled hearing on March 20, 2015.

H. The parties shall each sign a Stipulation and Order for Dismissal of the Appeal presently pending in Nevada Supreme Court Case No. 66231, filed by Eleanor, appealing a portion of the Court's Order in these proceedings entered on July 7, 2014.

I. The Court retains jurisdiction over the Trust pending the finalization and resolution of the remaining issues mentioned above, to be addressed hereafter at the

hearing scheduled on March 20, 2015, at 10:00a.m. Until that date, Eleanor shall continue to exercise and fulfill her duties as Trustee of the Trust, and the parties shall all cooperate, in the best interest of the Trust and its beneficiaries, in any dealings with the oil companies affecting the Texas oil property.

SO ORDERED AND ADJUDGED this 15 day of February, 2015.

DISTRICT COURT JUDGE

Submitted by:

ALBRIGHT, STODDARD, WARNICK & ALBRIGHT

By: _____
WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 001573
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Tel: (702) 384-7111
Attorneys for Kathryn A. Bouvier

Submitted by:

THE RUSHFORTH FIRM, LTD.

By: _____
JOSEPH J. POWELL, ESQ.
Nevada Bar No. 00875
P.O. Box 371655
Las Vegas, NV 89137-1655
Tel: (702) 255-4552
Attorneys for Jacqueline M. Montoya

Approved by:

MARQUIS AURBACH COFFING

By: _____
LIANE K. WAKAYAMA, ESQ.
Nevada Bar No. 11313
CANDICE E. RENKA, ESQ.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, NV 89145
Tel: (702-382-0711
Attorneys for Eleanor Connell Hartman Ahern

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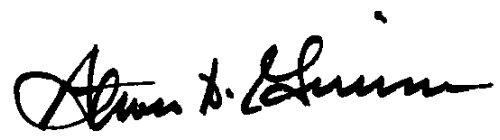

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Marquis Aurbach Coffing
Dale A. Hayes, Esq.
Nevada Bar No. 3430
Liane K. Wakayama, Esq.
Nevada Bar No. 11313
Candice E. Renka, Esq.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Telephone: (702) 382-0711
Facsimile: (702) 382-5816
dhayes@maclaw.com
lwakayama@maclaw.com
crenka@maclaw.com
Attorneys for Eleanor Connell Hartman Ahern, as Trustee

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

DISTRICT COURT

CLARK COUNTY, NEVADA

In the Matter of THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST DATED May 18, 1972, An Inter Vivos Irrevocable Trust.	Case No.: P-09-066425-T Dept. No.: 26 Date of Hearing: March 20, 2015 Time of Hearing: 10:00 a.m.

ORDER REGARDING THE ACCOUNTING, BREACH OF FIDUCIARY DUTY CLAIMS AND AWARD OF ATTORNEY FEES

This matter, having come before the Honorable Gloria Sturman on March 20, 2015, 2015 for summary judgment, Whitney B. Warnick, Esq. of the law firm Albright Stoddard, Warnick & Albright appearing on behalf of Kathryn A. Bouvier, Joseph J. Powell, Esq. of the Rushforth Firm, Ltd. appearing on behalf of Jacqueline M. Montoya, and Dale A. Hayes, Esq. and Liane K. Wakayama, Esq. of the law firm Marquis Aurbach Coffing appearing on behalf of Eleanor Connell Hartman Ahern, as Trustee of The W.N. Connell and Marjorie T. Connell Living Trust dated May 18, 1972, the Court having considered the Brief Regarding Pending Issues; the Brief Regarding Accounting, Fiduciary Duties, and Trust Administration; the Supplement to Brief Regarding Pending Issues; the Supplement to Brief Regarding Accounting, Fiduciary Duties, and Trust Administration; the Second Supplement to Brief Regarding Pending Issues, and the underlying papers and pleadings, as well as the oral arguments of counsel, and good cause appearing therefore, the Court FINDS and ORDERS as follows:

1. At a hearing held on January 30, 2015, the Court ordered that Eleanor Connell Hartman Ahern, as Trustee of The W.N. Connell and Marjorie T. Connell Living Trust dated May 18, 1972 (the "Trust"), to produce an Accounting. The Court further ordered the parties to submit simultaneous briefing on the removal of Eleanor as trustee, an award of attorney fees and the best way for the Trust's administration to continue.

2. The Court set a hearing on the remaining issues to be held on March 20, 2015.

UNDISPUTED FACTS
The Accounting

3. On March 13, 2015, Eleanor filed a Brief regarding the Accounting, fiduciary duties and trust administration ("Eleanor's Brief").

4. Attached to Eleanor's Brief was an Accounting prepared by Certified Public Accountants, Gamett and King, for the time period of June 2013 through January 2015 (the "Accounting").

5. All expenses identified in the Accounting except for the $218,760.17 in Trustee fees are approved. The Court finds the Trustee fees unreasonable and not supported in any way. The Court further finds that it is improper for a Trustee to charge a 6% fee plus overhead expenses for staff and office space. The Court therefore finds that the easiest solution is to back out the Trustee's Fee from the Accounting as an unapproved expense; however, Eleanor may be entitled to compensation for her time in serving as Trustee.

6. The $37,000 distribution to Jacqueline and Kathryn in June 2013 was for income earned and received by the Trust prior to June 2013. The Court therefore finds that the $37,000 distribution should not be included in the Accounting as a credit to the 65% share that is to be held in trust for the benefit of Jacqueline and Kathryn.

7. Based on removing the $218,760.17 in Trustee fees and not crediting the $37,000 distribution, the Court finds that a total of $2,163,758.88 shall be held in trust for the benefit of Jacqueline and Kathryn, which represents their 65% share of the total net income received by the Trust from June 1, 2013 through January 31, 2015.

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(702) 382-0711 FAX: (702) 382-5816

8. The $500,000 on deposit with Fidelity Capital Inc. ("Fidelity Capital") is not a prudent investment. NRS 164.640 et. seq.

9. Aside from the $218,760.17 Trustee fees, the $37,000 distribution and the $500,000 on deposit with Fidelity Capital, the Accounting is approved.

Cutting Off the 65% Income

10. As Trustee of the Trust, Eleanor owed fiduciary duties to Jacqueline and Kathryn as beneficiaries of the Trust.

11. In June 2013, Eleanor cut off the 65% income stream of the net oil revenue in her capacity as Trustee of the Trust, without first seeking instruction from the Court.

CONCLUSIONS OF LAW

12. Pursuant to Nev. R. Civ. P. 56(b), "[a] party against whom a claim, counterclaim, or cross-claim is asserted or a declaratory judgment is sought may, at any time, move with or without supporting affidavits for a summary judgment in the party's favor as to all or any part thereof." "The judgment sought shall be rendered forthwith if the pleadings . . . show that there is no genuine issue as to any material fact that the moving party is entitled to judgment as a matter of law." NRCP 56(c). The burden for demonstrating the absence of a genuine issue of material fact lies with the moving party, and the material lodged by the moving party must be viewed in the light most favorable to the non-moving party. Hoopes v. Hammargren, 102 Nev. 425, 429, 725 P.2d 238, 241 (1986). It is well settled in Nevada that the party opposing summary judgment is entitled to all favorable inferences from the pleadings and documentary evidence. See Mullis v. Nev. Nat'l Bank, 98 Nev. 510, 512, 654 P.2d 533, 535 (1982). The non-moving party, however, "must, by affidavit or otherwise, set forth specific facts demonstrating the existence of a genuine issue for trial or have summary judgment entered against him." Bulbman, Inc. v. Nev. Bell, 108 Nev. 105, 110, 825 P.2d 588, 591 (1992).

13. To prevail on a breach of fiduciary duty claim in Nevada, Jacqueline and Kathryn bear the burden of showing that: (1) Eleanor owed them a fiduciary duty; (2) Eleanor breached that duty; and (3) Jacqueline and Kathryn sustained damages as a proximate cause of the breach. See Mosier v. S. Cal. Physicians Ins. Exch., 74 Cal.Rptr.2d 550, 565 (Cal. Ct. App. 1998).

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

14. The Court concludes as a matter of law that Eleanor did not breach any fiduciary duties as it relates to the Accounting.

15. The Court concludes as a matter of law that Eleanor breached her fiduciary duties owed to Jacqueline and Kathryn by failing to retain a third-party trustee and petition the Court to allow the 65% income stream to Jacqueline and Kathryn to be cut off. As a result of Eleanor's breach of fiduciary duties, Eleanor shall be removed as Trustee only over the 65% share of the Upton County, Texas oil assets. Eleanor shall remain as Trustee over her 35% share of the Upton County, Texas oil assets; however, a temporary successor Trustee shall be appointed over the entire Trust until this litigation is finally resolved.

16. Based on Eleanor breaching her fiduciary duties, the Court will award Jacqueline and Kathryn their attorney fees and costs pursuant to NRS 153.031(3)(b). The Court reserves for a later date the exact amount of attorney fees and costs to be awarded.

BASED ON THE FOREGOING, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. The $500,000 currently on deposit with Fidelity Capital shall be deposited into an FDIC insured bank account;

2. Jacqueline and Kathryn's claim for breach of fiduciary duty against Eleanor, as Trustee of the Trust, is DENIED as it relates to the Accounting based on the information available to the Court on March 20, 2015;

3. Summary judgment on Jacqueline and Kathryn's claim for breach of fiduciary duty against Eleanor, as Trustee of the Trust, is GRANTED as it relates to Eleanor cutting of their 65% distributions of the oil income in June 2013;

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MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

4. Jacqueline and Kathryn shall submit an Application for their award of attorney fees and costs pursuant to NRS 153.031(3)(b), which shall include a proper analysis of the factors set forth in Brunzell v. Golden Gate Nat'l Bank, 85 Nev. 345, 455 P.2d 31 (1969) as well as their redacted billing statements. The deadlines for the briefing schedule shall comply with E.D.C.R. 2.20. The hearing on the Application shall be set for May 13, 2015 at 9:00 a.m.

IT IS SO ORDERED this 17th day of April, 2015.

DISTRICT COURT JUDGE

Submitted by:

MARQUIS AURBACH COFFING

By

Dale A. Hayes, Esq.
Nevada Bar No. 3430
Liane K. Wakayama, Esq.,
Nevada Bar No. 11313
Candice E. Renka, Esq.,
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Eleanor Connell Hartman Ahern, as Trustee

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

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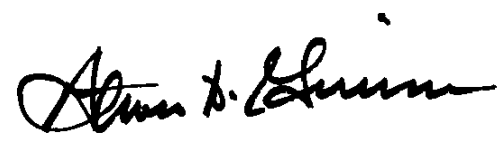

CLERK OF THE COURT

ORDR
Todd L. Moody (5430)
Russel J. Geist (9030)
HUTCHISON & STEFFEN, LLC
10080 West Alta Drive, Suite 200
Las Vegas, Nevada 89145
(702) 385-2500
(702) 385-2086 FAX
tmoody@hutchlegal.com
rgeist@hutchlegal.com

Attorneys for Fredrick P. Waid Court-appointed Trustee

DISTRICT COURT

CLARK COUNTY, NEVADA

In the matter of THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST DATED May 18, 1972, an Inter Vivos Irrevocable Trust.	Case No.: P-09-066425-T Dept. 26

ORDER COMPELLING ELEANOR AHERN TO TURN OVER TRUST RECORDS TO ACTING SUCCESSOR TRUSTEE

Pursuant to the prior order of this Court dated March 30, 2015, appointing Fredrick P. Waid, Esq. as acting Successor Trustee of The W.N. Connell and Marjorie T. Connell Living Trust, dated May 18, 1972 (the "Trust"), and directing Eleanor Connell Hartman Ahern to "fully cooperate with Mr. Waid in providing him all pertinent information concerning the Trust's current business transactions and dealings and in making this transition in trusteeship of the Trust," and good cause appearing;

IT IS HEREBY ORDERED that Eleanor Connell Hartman Ahern shall direct attorney Jeffrey Johnston, Esq, of Midland, Texas (Texas Bar No. 10838480) to cooperate with Mr. Waid in making this transition, to turn over all records in Mr. Johnston's possession which relate to the Trust and its administration, including, but not limited to, all business transactions and dealings with the trust, and all records relating to billing and payments related to Mr. Johnston's services provided to the Trust. For the purposes of this Order, the term "records" includes documents in physical form, or words and symbols that are electronically stored on computer media of any kind and which, if printed on paper, would be the text of a document.

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PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NV 89145

IT IS FURTHER ORDERED that Eleanor Connell Hartman Ahern shall execute a release and authorization directed to Mr. Johnston to facilitate the transfer of records to Mr. Waid, and to instruct Mr. Johnston to provide any additional information needed for his assessment of the Trust and its current status.

Dated this 20th day of April, 2015.

District Court Judge

Submitted by:

HUTCHISON & STEFFEN, LLC

Todd L. Moody (5430)
Russel J. Geist (9030)
10080 W. Alta Dr., Ste 200
Las Vegas, NV 89145
Phone: (702) 385-2500
tmoody@hutchlegal.com
rgeist@hutchlegal.com

Attorneys for Fredrick P. Waid Court-appointed Trustee

HUTCHISON & STEFFEN
A PROFESSIONAL LLC
PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NV 89145

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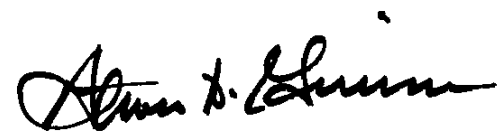


CLERK OF THE COURT

ORDR
Todd L. Moody (5430)
Russel J. Geist (9030)
HUTCHISON & STEFFEN, LLC
10080 West Alta Drive, Suite 200
Las Vegas, Nevada 89145
(702) 385-2500
(702) 385-2086 FAX
tmoody@hutchlegal.com
rgeist@hutchlegal.com

Attorneys for Fredrick P. Waid Court-appointed Trustee

DISTRICT COURT

CLARK COUNTY, NEVADA

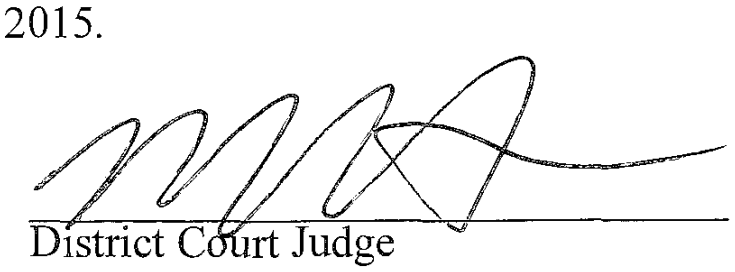
In the matter of THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST DATED May 18, 1972, an Inter Vivos Irrevocable Trust.	Case No.: P-09-066425-T Dept. 26

ORDER CONFIRMING ACTING SUCCESSOR TRUSTEE

Pursuant to the prior order of this Court dated March 30, 2015, appointing Fredrick P. Waid, Esq. as acting Successor Trustee of The W.N. Connell and Marjorie T. Connell Living Trust, dated May 18, 1972 (the "Trust"), and good cause appearing to issue an order clarifying Mr. Waid's position and authority,

IT IS HEREBY ORDERED that Fredrick P. Waid, Esq. is confirmed as acting Successor Trustee of the Trust until further order of this Court. Mr. Waid shall function as the sole acting Trustee of the Trust, with all the powers, authority, duties, rights, and responsibilities provided to him under the terms of the Trust instrument and under the applicable Nevada Revised Statutes relating to a trustee's powers. Consistent with Nevada law, Mr. Waid, as Trustee, shall also honor all fiduciary obligations owed to all the beneficiaries of the Trust.

Dated this 20th day of April, 2015.

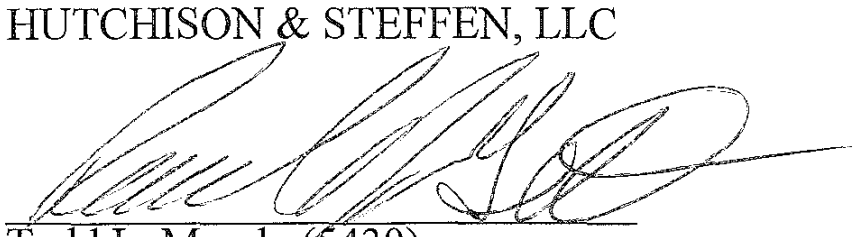


District Court Judge

HUTCHISON & STEFFEN
A PROFESSIONAL LLC
PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NV 89145

Submitted by:

HUTCHISON & STEFFEN, LLC



Todd L. Moody (5430)
Russel J. Geist (9030)
10080 W. Alta Dr., Ste 200
Las Vegas, NV 89145
Phone: (702) 385-2500
tmoody@hutchlegal.com
rgeist@hutchlegal.com

Attorneys for Fredrick P. Waid Court-appointed Trustee

HUTCHISON & STEFFEN
A PROFESSIONAL LLC
PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NV 89145

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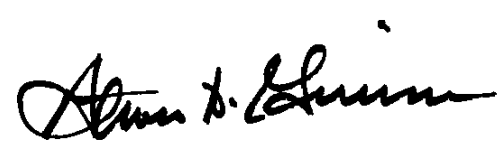

CLERK OF THE COURT

Marquis Aurbach Coffing
Dale A. Hayes, Esq.
Nevada Bar No. 3430
Liane K. Wakayama, Esq.
Nevada Bar No. 11313
Candice E. Renka, Esq.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Telephone: (702) 382-0711
Facsimile: (702) 382-5816
dhayes@maclaw.com
lwakayama@maclaw.com
crenka@maclaw.com
Attorneys for Eleanor Connell Hartman Ahern

DISTRICT COURT

CLARK COUNTY, NEVADA

In the Matter of THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST DATED May 18, 1972, An Inter Vivos Irrevocable Trust.	Case No.: P-09-066425-T Dept. No.: 26

NOTICE OF ENTRY OF ORDER

Please take notice that an Order Regarding the Accounting, Breach of Fiduciary Duty Claims and Award of Attorney Fees was entered in the above-captioned matter on the 20th day of April, 2015, a copy of which is attached hereto.

Dated this 20th day of April, 2015.

MARQUIS AURBACH COFFING

By _____
Dale A. Hayes, Esq.
Nevada Bar No. 3430
Liane K. Wakayama, Esq.
Nevada Bar No. 11313
Candice E. Renka, Esq.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Eleanor Connell Hartman Ahern

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing **NOTICE OF ENTRY OF ORDER** was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 20th day of April, 2015. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:[1]

	Contact	Email
Albright Stoddard Warnick & Albright		
	Barbara Clark, Legal Assistant	bclark@albrightstoddard.com
	G. Mark Albright, Esq.	gma@albrightstoddard.com
	Whitney B. Warnick	wbw@albrightstoddard.com
Hutchison & Steffen		
	Russel J.Geist	rgeist@hutchlegal.com
Hutchison & Steffen, LLC		
	Amber Anderson	aanderson@hutchlegal.com
	Whitney Stockton	wstockton@hutchlegal.com
The Rushforth Firm		
	Probate	probate@rushforthfirm.com
The Rushforth Firm, Ltd.		
	Joseph J. Powell	probate@rushforthfirm.com

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage prepaid, addressed to:

Eleanor Connell Hartman Ahern
8635 W. Sahara Ave., #549
Las Vegas, Nevada 89117-5838

Julia Rodionova, an employee of
Marquis Aurbach Coffing

[1] Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

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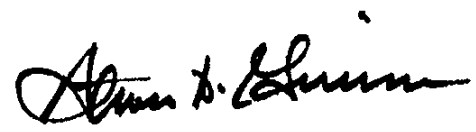

CLERK OF THE COURT

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Candice E. Renka, Esq.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Telephone: (702) 382-0711
Facsimile: (702) 382-5816
dhayes@maclaw.com
lwakayama@maclaw.com
crenka@maclaw.com
Attorneys for Eleanor Connell Hartman Ahern, as Trustee

DISTRICT COURT

CLARK COUNTY, NEVADA

In the Matter of THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST DATED May 18, 1972, An Inter Vivos Irrevocable Trust.	Case No.: P-09-066425-T Dept. No.: 26 Date of Hearing: March 20, 2015 Time of Hearing: 10:00 a.m.

ORDER REGARDING THE ACCOUNTING, BREACH OF FIDUCIARY DUTY CLAIMS AND AWARD OF ATTORNEY FEES

This matter, having come before the Honorable Gloria Sturman on March 20, 2015, 2015 for summary judgment, Whitney B. Warnick, Esq. of the law firm Albright Stoddard, Warnick & Albright appearing on behalf of Kathryn A. Bouvier, Joseph J. Powell, Esq. of the Rushforth Firm, Ltd. appearing on behalf of Jacqueline M. Montoya, and Dale A. Hayes, Esq. and Liane K. Wakayama, Esq. of the law firm Marquis Aurbach Coffing appearing on behalf of Eleanor Connell Hartman Ahern, as Trustee of The W.N. Connell and Marjorie T. Connell Living Trust dated May 18, 1972, the Court having considered the Brief Regarding Pending Issues; the Brief Regarding Accounting, Fiduciary Duties, and Trust Administration; the Supplement to Brief Regarding Pending Issues; the Supplement to Brief Regarding Accounting, Fiduciary Duties, and Trust Administration; the Second Supplement to Brief Regarding Pending Issues, and the underlying papers and pleadings, as well as the oral arguments of counsel, and good cause appearing therefore, the Court FINDS and ORDERS as follows:

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

1. At a hearing held on January 30, 2015, the Court ordered that Eleanor Connell Hartman Ahern, as Trustee of The W.N. Connell and Marjorie T. Connell Living Trust dated May 18, 1972 (the "Trust"), to produce an Accounting. The Court further ordered the parties to submit simultaneous briefing on the removal of Eleanor as trustee, an award of attorney fees and the best way for the Trust's administration to continue.

2. The Court set a hearing on the remaining issues to be held on March 20, 2015.

UNDISPUTED FACTS
The Accounting

3. On March 13, 2015, Eleanor filed a Brief regarding the Accounting, fiduciary duties and trust administration ("Eleanor's Brief").

4. Attached to Eleanor's Brief was an Accounting prepared by Certified Public Accountants, Gamett and King, for the time period of June 2013 through January 2015 (the "Accounting").

5. All expenses identified in the Accounting except for the $218,760.17 in Trustee fees are approved. The Court finds the Trustee fees unreasonable and not supported in any way. The Court further finds that it is improper for a Trustee to charge a 6% fee plus overhead expenses for staff and office space. The Court therefore finds that the easiest solution is to back out the Trustee's Fee from the Accounting as an unapproved expense; however, Eleanor may be entitled to compensation for her time in serving as Trustee.

6. The $37,000 distribution to Jacqueline and Kathryn in June 2013 was for income earned and received by the Trust prior to June 2013. The Court therefore finds that the $37,000 distribution should not be included in the Accounting as a credit to the 65% share that is to be held in trust for the benefit of Jacqueline and Kathryn.

7. Based on removing the $218,760.17 in Trustee fees and not crediting the $37,000 distribution, the Court finds that a total of $2,163,758.88 shall be held in trust for the benefit of Jacqueline and Kathryn, which represents their 65% share of the total net income received by the Trust from June 1, 2013 through January 31, 2015.

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10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

8. The $500,000 on deposit with Fidelity Capital Inc. ("Fidelity Capital") is not a prudent investment. NRS 164.640 et seq.

9. Aside from the $218,760.17 Trustee fees, the $37,000 distribution and the $500,000 on deposit with Fidelity Capital, the Accounting is approved.

Cutting Off the 65% Income

10. As Trustee of the Trust, Eleanor owed fiduciary duties to Jacqueline and Kathryn as beneficiaries of the Trust.

11. In June 2013, Eleanor cut off the 65% income stream of the net oil revenue in her capacity as Trustee of the Trust, without first seeking instruction from the Court.

CONCLUSIONS OF LAW

12. Pursuant to Nev. R. Civ. P. 56(b), "[a] party against whom a claim, counterclaim, or cross-claim is asserted or a declaratory judgment is sought may, at any time, move with or without supporting affidavits for a summary judgment in the party's favor as to all or any part thereof." "The judgment sought shall be rendered forthwith if the pleadings . . . show that there is no genuine issue as to any material fact that the moving party is entitled to judgment as a matter of law." NRCP 56(c). The burden for demonstrating the absence of a genuine issue of material fact lies with the moving party, and the material lodged by the moving party must be viewed in the light most favorable to the non-moving party. Hoopes v. Hammargren, 102 Nev. 425, 429, 725 P.2d 238, 241 (1986). It is well settled in Nevada that the party opposing summary judgment is entitled to all favorable inferences from the pleadings and documentary evidence. See Mullis v. Nev. Nat'l Bank, 98 Nev. 510, 512, 654 P.2d 533, 535 (1982). The non-moving party, however, "must, by affidavit or otherwise, set forth specific facts demonstrating the existence of a genuine issue for trial or have summary judgment entered against him." Bulbman, Inc. v. Nev. Bell, 108 Nev. 105, 110, 825 P.2d 588, 591 (1992).

13. To prevail on a breach of fiduciary duty claim in Nevada, Jacqueline and Kathryn bear the burden of showing that: (1) Eleanor owed them a fiduciary duty; (2) Eleanor breached that duty; and (3) Jacqueline and Kathyrn sustained damages as a proximate cause of the breach. See Mosier v. S. Cal. Physicians Ins. Exch., 74 Cal.Rptr.2d 550, 565 (Cal. Ct. App. 1998).

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

14. The Court concludes as a matter of law that Eleanor did not breach any fiduciary duties as it relates to the Accounting.

15. The Court concludes as a matter of law that Eleanor breached her fiduciary duties owed to Jacqueline and Kathryn by failing to retain a third-party trustee and petition the Court to allow the 65% income stream to Jacqueline and Kathryn to be cut off. As a result of Eleanor's breach of fiduciary duties, Eleanor shall be removed as Trustee only over the 65% share of the Upton County, Texas oil assets. Eleanor shall remain as Trustee over her 35% share of the Upton County, Texas oil assets; however, a temporary successor Trustee shall be appointed over the entire Trust until this litigation is finally resolved.

16. Based on Eleanor breaching her fiduciary duties, the Court will award Jacqueline and Kathryn their attorney fees and costs pursuant to NRS 153.031(3)(b). The Court reserves for a later date the exact amount of attorney fees and costs to be awarded.

BASED ON THE FOREGOING, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. The $500,000 currently on deposit with Fidelity Capital shall be deposited into an FDIC insured bank account;

2. Jacqueline and Kathryn's claim for breach of fiduciary duty against Eleanor, as Trustee of the Trust, is DENIED as it relates to the Accounting based on the information available to the Court on March 20, 2015;

3. Summary judgment on Jacqueline and Kathryn's claim for breach of fiduciary duty against Eleanor, as Trustee of the Trust, is GRANTED as it relates to Eleanor cutting of their 65% distributions of the oil income in June 2013;

///

///

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

4. Jacqueline and Kathryn shall submit an Application for their award of attorney fees and costs pursuant to NRS 153.031(3)(b), which shall include a proper analysis of the factors set forth in Brunzell v. Golden Gate Nat'l Bank, 85 Nev. 345, 455 P.2d 31 (1969) as well as their redacted billing statements. The deadlines for the briefing schedule shall comply with E.D.C.R. 2.20. The hearing on the Application shall be set for May 13, 2015 at 9:00 a.m.

IT IS SO ORDERED this 17th day of April, 2015.

DISTRICT COURT JUDGE

Submitted by:

MARQUIS AURBACH COFFING

By

Dale A. Hayes, Esq.
Nevada Bar No. 3430
Liane K. Wakayama, Esq.,
Nevada Bar No. 11313
Candice E. Renka, Esq.,
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Eleanor Connell Hartman Ahern, as Trustee

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

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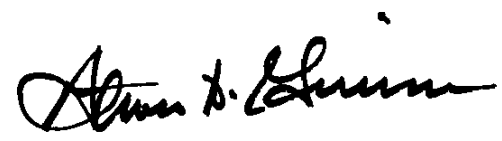

CLERK OF THE COURT

NEOJ
Todd L. Moody (5430)
Russel J. Geist (9030)
HUTCHISON & STEFFEN, LLC
10080 West Alta Drive, Suite 200
Las Vegas, Nevada 89145
(702) 385-2500
(702) 385-2086 FAX
tmoody@hutchlegal.com
rgeist@hutchlegal.com

Attorneys for Fredrick P. Waid Court-appointed Trustee

DISTRICT COURT

CLARK COUNTY, NEVADA

In the matter of THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST DATED May 18, 1972, an Inter Vivos Irrevocable Trust.	Case No.: P-09-066425-T Dept. 26

NOTICE OF ENTRY OF ORDER COMPELLING ELEANOR AHERN TO TURN OVER TRUST RECORDS TO ACTING SUCCESSOR TRUSTEE

NOTICE IS HEREBY GIVEN that an **ORDER COMPELLING ELEANOR AHERN TO TURN OVER TRUST RECORDS TO ACTING SUCCESSOR TRUSTEE** was entered in the above-entitled Estate on April 20, 2015. A copy of the Order is attached hereto.

Dated this 23 day of April, 2015.

HUTCHISON & STEFFEN, LLC

Todd L. Moody (5430)
Russel J. Geist (9030)
10080 W. Alta Drive, Ste 200
Las Vegas, NV 89145
Phone: (702) 385-2500
Fax: (702) 385-2086
tmoody@hutchlegal.com
Attorneys for Fredrick P. Waid, Court-Appointed Trustee

HUTCHISON & STEFFEN
A PROFESSIONAL LLC
PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NV 89145

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of HUTCHISON & STEFFEN, LLC, and on this 24 day of April, 2015, I caused the above and foregoing document entitled **NOTICE OF ENTRY OF ORDER** to be served as follows:

- ☐ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada; and/or
- ☐ to be served via facsimile; and/or
- ☒ pursuant to EDCR 8.05(a) and 8.05(f), to be electronically served through the Eighth Judicial District Court's electronic filing system, with the date and time of the electronic service submitted for the date and place of deposit in the mail; and/or
- ☐ to be hand-delivered;

to the attorneys and/or parties listed below at the address and/or facsimile number indicated below:

Whitney B. Warnick, Esq.
Albright Stoddard Warnick & Albright
801 S. Rancho Drive, Ste. D-4
Las Vegas, NV 89106
Attorneys for Kathryn A. Bouvier

Joseph J. Powell, Esq.
The Rushforth Firm
1707 Village Center Circle, Ste. 150
Las Vegas, NV 89134
Attorneys for Jacqueline M. Montoya

Kirk Lenhard
Brownstein Hyatt Farber Schreck, LLP
100 North City Parkway Suite #1600
Las Vegas, NV 89106
Attorneys for Eleanor Connell Hartman Ahern

Whitney Stockton

An employee of Hutchison & Steffen, LLC

HUTCHISON & STEFFEN
A PROFESSIONAL LLC
PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NV 89145

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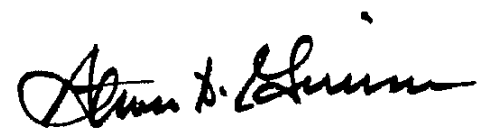

CLERK OF THE COURT

ORDR
Todd L. Moody (5430)
Russel J. Geist (9030)
HUTCHISON & STEFFEN, LLC
10080 West Alta Drive, Suite 200
Las Vegas, Nevada 89145
(702) 385-2500
(702) 385-2086 FAX
tmoody@hutchlegal.com
rgeist@hutchlegal.com

Attorneys for Fredrick P. Waid Court-appointed Trustee

DISTRICT COURT

CLARK COUNTY, NEVADA

In the matter of THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST DATED May 18, 1972, an Inter Vivos Irrevocable Trust.	Case No.: P-09-066425-T Dept. 26

ORDER COMPELLING ELEANOR AHERN TO TURN OVER TRUST RECORDS TO ACTING SUCCESSOR TRUSTEE

Pursuant to the prior order of this Court dated March 30, 2015, appointing Fredrick P. Waid, Esq. as acting Successor Trustee of The W.N. Connell and Marjorie T. Connell Living Trust, dated May 18, 1972 (the "Trust"), and directing Eleanor Connell Hartman Ahern to "fully cooperate with Mr. Waid in providing him all pertinent information concerning the Trust's current business transactions and dealings and in making this transition in trusteeship of the Trust," and good cause appearing;

IT IS HEREBY ORDERED that Eleanor Connell Hartman Ahern shall direct attorney Jeffrey Johnston, Esq, of Midland, Texas (Texas Bar No. 10838480) to cooperate with Mr. Waid in making this transition, to turn over all records in Mr. Johnston's possession which relate to the Trust and its administration, including, but not limited to, all business transactions and dealings with the trust, and all records relating to billing and payments related to Mr. Johnston's services provided to the Trust. For the purposes of this Order, the term "records" includes documents in physical form, or words and symbols that are electronically stored on computer media of any kind and which, if printed on paper, would be the text of a document.

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PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NV 89145

IT IS FURTHER ORDERED that Eleanor Connell Hartman Ahern shall execute a release and authorization directed to Mr. Johnston to facilitate the transfer of records to Mr. Waid, and to instruct Mr. Johnston to provide any additional information needed for his assessment of the Trust and its current status.

Dated this 20th day of April, 2015.

District Court Judge

Submitted by:

HUTCHISON & STEFFEN, LLC

Todd L. Moody (5430)
Russel J. Geist (9030)
10080 W. Alta Dr., Ste 200
Las Vegas, NV 89145
Phone: (702) 385-2500
tmoody@hutchlegal.com
rgeist@hutchlegal.com

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HUTCHISON & STEFFEN
A PROFESSIONAL LLC
PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NV 89145

NEOJ
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Russel J. Geist (9030)
HUTCHISON & STEFFEN, LLC
10080 West Alta Drive, Suite 200
Las Vegas, Nevada 89145
(702) 385-2500
(702) 385-2086 FAX
tmoody@hutchlegal.com
rgeist@hutchlegal.com

Attorneys for Fredrick P. Waid Court-appointed Trustee

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CLERK OF THE COURT

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NOTICE OF ENTRY OF ORDER CONFIRMING ACTING SUCCESSOR TRUSTEE

NOTICE IS HEREBY GIVEN that an **ORDER CONFIRMING ACTING SUCCESSOR TRUSTEE** was entered in the above-entitled Estate on April 20, 2015. A copy of the Order is attached hereto.

Dated this 23 day of April, 2015.

HUTCHISON & STEFFEN, LLC

Todd L. Moody (5430)
Russel J. Geist (9030)
10080 W. Alta Drive, Ste 200
Las Vegas, NV 89145
Phone: (702) 385-2500
Fax: (702) 385-2086
tmoody@hutchlegal.com

Attorneys for Fredrick P. Waid, Court-Appointed Trustee

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PECCOLE PROFESSIONAL PARK
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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of HUTCHISON & STEFFEN, LLC, and on this 24 day of April, 2015, I caused the above and foregoing document entitled **NOTICE OF ENTRY OF ORDER** to be served as follows:

- ☐ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada; and/or
- ☐ to be served via facsimile; and/or
- ☒ pursuant to EDCR 8.05(a) and 8.05(f), to be electronically served through the Eighth Judicial District Court's electronic filing system, with the date and time of the electronic service submitted for the date and place of deposit in the mail; and/or
- ☐ to be hand-delivered;

to the attorneys and/or parties listed below at the address and/or facsimile number indicated below:

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1707 Village Center Circle, Ste. 150
Las Vegas, NV 89134
Attorneys for Jacqueline M. Montoya

Kirk Lenhard
Brownstein Hyatt Farber Schreck, LLP
100 North City Parkway Suite #1600
Las Vegas, NV 89106
Attorneys for Eleanor Connell Hartman Ahern

Whitney Stockton

An employee of Hutchison & Steffen, LLC

HUTCHISON & STEFFEN
A PROFESSIONAL LLC
PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NV 89145

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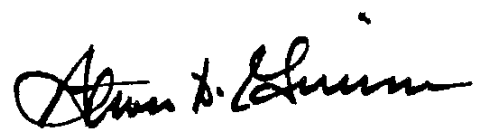

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ORDER CONFIRMING ACTING SUCCESSOR TRUSTEE

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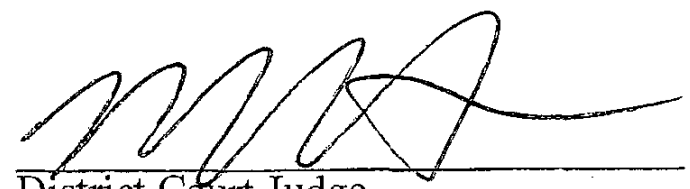
IT IS HEREBY ORDERED that Fredrick P. Waid, Esq. is confirmed as acting Successor Trustee of the Trust until further order of this Court. Mr. Waid shall function as the sole acting Trustee of the Trust, with all the powers, authority, duties, rights, and responsibilities provided to him under the terms of the Trust instrument and under the applicable Nevada Revised Statutes relating to a trustee's powers. Consistent with Nevada law, Mr. Waid, as Trustee, shall also honor all fiduciary obligations owed to all the beneficiaries of the Trust.

Dated this 20th day of April, 2015.

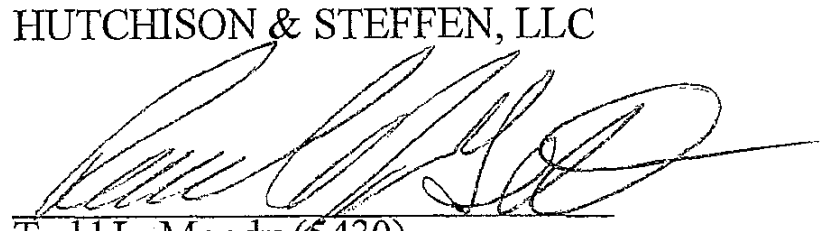


District Court Judge

HUTCHISON & STEFFEN
A PROFESSIONAL LLC
PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NV 89145

Submitted by:

HUTCHISON & STEFFEN, LLC



Todd L. Moody (5430)
Russel J. Geist (9030)
10080 W. Alta Dr., Ste 200
Las Vegas, NV 89145
Phone: (702) 385-2500
tmoody@hutchlegal.com
rgeist@hutchlegal.com

Attorneys for Fredrick P. Waid Court-appointed Trustee

HUTCHISON & STEFFEN
A PROFESSIONAL LLC
PECCOLE PROFESSIONAL PARK
10080 WEST ALTA DRIVE, SUITE 200
LAS VEGAS, NV 89145

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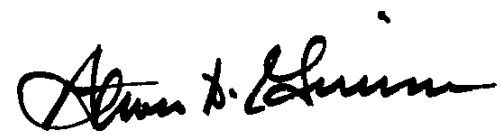

CLERK OF THE COURT

OPPM
KIRK B. LENHARD, ESQ., Bar No. 1437
klenhard@bhfs.com
TAMARA BEATTY PETERSON, ESQ., Bar No. 5218
tpeterson@bhfs.com
BENJAMIN K. REITZ, ESQ., Bar No. 13233
breitz@bhfs.com
BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
Telephone: 702.382.2101
Facsimile: 702.382.8135

Attorneys for Eleanor Connell Hartman Ahern

DISTRICT COURT

CLARK COUNTY, NEVADA

In the Matter of THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST DATED May 18, 1972, An Inter Vivos Irrevocable Trust	CASE NO.: P-09-066425-T DEPT. NO.: XXVI **OPPOSITION TO MOTION IN SUPPORT OF AWARD OF ATTORNEY'S FEES AND COSTS** Hearing Date: May 13, 2014 Hearing Time: 9:00 a.m.

Eleanor Ahern, by and through her counsel of record, the law firm of Brownstein Hyatt Farber Schreck, LLP, hereby files this Opposition to Kathryn Bouvier and Jacqueline Montoya's (collectively, the "Sisters") Motion in Support of Award of Attorney's Fees and Costs (the "Motion"). This Opposition is made and based upon the attached Memorandum of Points and

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Authorities, the pleadings and papers on file herein, and any argument by counsel at the hearing of this matter.

DATED this 4th day of May, 2015.

BROWNSTEIN HYATT FARBER SCHRECK, LLP

By: /s/ Tamara Beatty Peterson

KIRK B. LENHARD, ESQ., Bar No. 1437
klenhard@bhfs.com
TAMARA BEATTY PETERSON, ESQ., Bar No. 5218
tpeterson@bhfs.com
BENJAMIN K. REITZ, ESQ., Bar No. 13233
breitz@bhfs.com
Las Vegas, NV 89106-4614
Telephone: 702.382.2101
Facsimile: 702.382.8135

BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

MEMORANDUM OF POINTS AND AUTHORITIES

I.
INTRODUCTION

There are two questions before the Court. First, what are the reasonable fees incurred by the Sisters in this litigation. Second, what percentage of these fees, if any, should be shifted to Ms. Ahern personally.

On the one hand, the Court has found that Ms. Ahern breached her fiduciary duty by failing to notify the Sisters of her intent to stop distributions of income from the trust in 2013, or to otherwise seek a declaration from the Court *prior to* suspending such payments. As the Court noted, "you can't just stop making payments," and as opposing counsel stated, payment "was unilaterally cut off…[and] ***[t]hat's where this fiduciary breach lies***." (Tr. of Proceeding dated Mar. 20, 2015 ["Transcript"], p. 49:11, 72:7 on file herein.) (Emphasis added.)

On the other hand, and notwithstanding Ms. Ahern's actions that *initiated* this dispute, the Court found—regarding the dispute itself—that "the position of both parties, seeking the correct interpretation of the Trust provisions as to entitlement to the Texas oil property, ***were not asserted in bad faith***." (Summ. J. dated Apr. 16, 2015 ["MSJ Order"], ¶¶ 26, F, on file herein.) The Court also granted Ms. Ahern leave to refile her counterclaims in another action. (*Id.* at ¶ 25, E.) In other words, the beneficiaries of the trust had a good faith, positional disagreement over the entitlements.

Now the Court is asked to order an award of attorneys' fees against Ms. Ahern personally in the amount of $417,855.56, "if the court determines that such additional relief is ***appropriate to redress or avoid an injustice***." NRS 153.031(3)(b). While the manner in which Ms. Ahern initiated this controversy—by "unilaterally" stopping payments to the Sisters—may have been a breach of duty, that breach was not the ***cause*** of the dispute between the beneficiaries or the majority of attorneys' fees incurred herein. The Court has already recognized that

BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

the true purpose of this declaratory action is resolution of a good faith dispute between beneficiaries over the "correct interpretation of the Trust provisions." (MSJ Order at ¶¶ 26, F.) Even if Ms. Ahern, as Trustee, had implemented better procedures initially (*e.g.* formally notified the Sisters prior to discontinuing payments), the parties—whose positions were and are adamantly opposed to each other—would likely have found themselves in this very Court incurring these very fees now requested. Because prosecuting and/or defending good faith claims is not a breach of fiduciary duty, nor is it an "injustice" that must be "redressed," an award of attorneys' fees against Ms. Ahern ***personally*** under NRS 153.031(3)(b) in this case is unwarranted.

If an award of attorneys' fees is granted, the Court should certainly not grant the Sisters' unreasonable request for $417,855.56, nor assign any portion of that amount to Ms. Ahern personally. Part of the fees requested are duplicative and prohibited by virtue of a stipulation signed in a separate litigation. Moreover, the Sisters have not provided the appropriate documentation to satisfy the factors articulated in *Brunzell*. In the absence of the such evidence, the Court cannot properly award a reasonable fee.

II.
DOCUMENTATION PROVIDED IN SUPPORT OF ATTORNEYS' FEES

The Sisters each retained separate counsel in this case, except as to their joint defense against Ms. Ahern's counterclaims. (*See* Mot. at Ex. A, p. 1.) Ms. Montoya retained The Rushforth Firm, Ltd. ("Rushforth") and Ms. Bouvier retained the law firm of Albright Stoddard, Warnick & Albright ("Albright") (collectively, "Sisters' Counsel").

Rushforth and Albright filed a joint Motion in Support of Attorneys' Fees and Costs, and provided the following information in support:

Exhibit A – Index of all pleadings filed in this action;

BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

Exhibit B[1] – Copy of Docket Sheet in this action (following the Docket Sheet, Exhibit B also includes the Declaration of Whitney B. Warnick, Esq. in support of Rushforth's fees ["Rushforth/Warnick Declaration"], which is followed by Albright's billing statement for this matter and the Declaration of Joseph J. Powell, Esq. in support of Albright's fees ["Albright/Powell Declaration"]; Rushworth's billing statement is also included in Exhibit B, but is attached to the Rushworth Declaration as Exhibit A, followed by invoices of expert fees paid to Daniel Gerety as Exhibit B to the declaration, and finally followed by an invoice of litigation support fees paid to Sean Guerrero, Esq., as Exhibit C to the Declaration);

Exhibit C[2] – The Motion does not contain an Exhibit C; and,

Exhibit D[3] – Southwest Airlines tickets purchased to attend the February 18, 2014, evidentiary hearing.

Based on the information provided by in the application, and as discussed further herein, the Sisters' request for attorneys' fees should be rejected or reduced appropriately.

III.
LEGAL ARGUMENT

In Nevada, courts follow the American Rule, which is the legal presumption that each party bears its own attorneys' fees incurred in litigation. *See Bobby Berosini, Ltd. v. PETA*, 114 Nev. 1348, 1356, 971 P.2d 383, 388 (1998); *Consumers League v. Southwest Gas*, 94 Nev. 153, 156, 576 P.2d 737, 738 (1978).

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[1] In the Motion, the Sisters state that "the Docket Sheet [is] attached hereto as Exhibit B." (Mot. at p. 4:25.) However, Exhibit B to the Motion contains numerous other documents, as detailed in this paragraph. Because the documents are not properly organized, Ms. Ahern will make best efforts in this Opposition to direct the Court to the appropriate source.

[2] Although the Albright/Powell Declaration contains an Exhibit C, there is no Exhibit C to the Motion/Application itself.

[3] Exhibits B, C, and D are identified in Paragraphs 10, 11, and 12 of the Rushforth Declaration. Paragraph 10 and 11 state that Exhibits B and C are "[a]ttached to the *Declaration*," whereas Paragraph 12 states that Exhibit is "[a]ttached to the *Application* [for attorneys' fees]."

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100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

However, there are limited exceptions to the American Rule. *Id.* Here, the Court may award fees pursuant to NRS 153.031(3)(b).[4] In doing so, it must find that "such additional relief is appropriate to redress or avoid an injustice." NRS 153.031(3).

In Nevada, "the method upon which a reasonable fee is determined is subject to the discretion of the court" which "is tempered only by reason and fairness." *Shuette v. Beazer Homes Holdings Corp.*, 121 Nev. 837, 864, 124 P.3d 530, 548 (2005). In exercising this discretion, the Court is guided by the factors set forth in *Brunzell v. Golden Gate Nat. Bank*, 85 Nev. 345,349,455 P.2d 31,33 (1969). These factors are: (1) the advocate's professional qualities; (2) the nature of the litigation; (3) the work performed; and (4) the result.

As a preliminary matter, a fee award against Ms. Ahern personally is unjust because her breach is not the cause of this litigation. As the Court found, the cause of this litigation is a good faith dispute between Ms. Ahern and the Sisters regarding their respective rights to distributions from the relevant trusts. In addition, even if the Sisters are correct in their claim for attorneys' fees, the ultimate award, which must be reasonable in light of the circumstances, must be reduced for the following reasons: (1) recognition that the breach itself was not the cause of the

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[4] In relevant part, NRS 153.031(3)(b) states as follows:

> If the court grants any relief to the petitioner, the court may, **in its discretion**, order any or all of the following additional relief if the court determines that **such additional relief is appropriate to redress or avoid an injustice**:
>
> (b) Order the trustee to pay to the petitioner or any other party all **reasonable costs** incurred by the party to adjudicate the affairs of the trust pursuant to this section, including, without limitation, reasonable attorney's fees. Except as otherwise provided in NRS 165.139, **the trustee may not be held personally liable for the payment of such costs** unless the court determines that the trustee…**breached his or her fiduciary duties.**

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100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

fees incurred in this dispute; (2) the Sisters fail to provide evidence supporting the factors articulated in *Brunzell*; and (3) the Sisters seek double-recovery for fees incurred in connection with the Will Contest Litigation. NRS 153.031(3).

A. Because The Breach of Fiduciary Duty Is Not The Cause In Fact Of The Fees Incurred In This Action, An Award Of Attorneys' Fees Against Ms. Ahern, Personally, Is Unjust.

It must be recognized that, once the parties moved past the initial breach of duty, *see* Introduction, *supra*, Ms. Ahern's role in this litigation was as much if not more so as a beneficiary than as a trustee. Certainly the trustee would not be liable for attorneys' fees for a dispute between beneficiaries over the interpretation of the trust documents. This is important in that the shifting of fees to Ms. Ahern personally begins with recognition that any fee award is appropriate "to redress or avoid an injustice," which invokes the Court's equity power and its discretion.[5] NRS 153.031(3).

As discussed in the introduction, *supra*, the Court has already determined that this is a good faith dispute between the parties. Had Ms. Ahern initiated a declaratory relief action rather than withheld the funds without notice, the parties would likely have incurred the same fees as are requested by the Sisters in this Motion. The Sisters are not the only parties to this litigation that incurred fees and costs. A shifting of the Sisters' fees to Ms. Ahern, personally, does not redress or avoid an injustice; rather, it creates an injustice.

Ms. Ahern should be personally liable, if at all, only for the payment of fees and costs caused by an actual breach of duty, and not the aggregate amount of the fees and costs incurred in this litigation.[6] *See* NRS 153.031(3)(b). No award can be

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[5] A plain reading of the statute indicates that this discretion is broad, and does not require that all fees awarded to the Sisters be shifted to Ms. Ahern personally, particularly in case such as this were Ms. Ahern has litigated as both a trustee and a beneficiary. The inquiry into whether Ms. Ahern breached her duty is separate from the inquiry into the appropriate liability for attorneys' fees. **Nowhere does the statute <u>require</u> that the Court shift all fees awarded**.

[6] These fees and costs include at most any amounts relating to the Sisters' Petitions to compel Ms. Ahern to distribute funds and/or the briefing on the issue of

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100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

"just" if the cause of the fees is unrelated to the breach of duty by the trustee. Indeed, precedence dictates that courts should exercise restraint when awarding costs and fees pursuant to a statute, in light of the fact that statutes permitting recovery are in derogation of the common law and must be strictly construed. *See Bergmann v. Boyce*, 109 Nev. 670, 679, 856 P.2d 560, 566 (1993).

In the March 20, 2015, hearing before this Court, without even being pressed on the issue, counsel for the Sisters agreed that some $390,000 of their total fee request was not incurred as part of their breach of fiduciary duty claim; rather, most of the fees and costs incurred were due to the disagreement between beneficiaries over the ownership of the trust (this is a disagreement in which the trustee ultimately has no stake). (*See* Transcript at pp. 54:23-55:11.) In fact, both attorneys for the Sisters, Ms. Warnick and Mr. Powell, admitted in open court that the fees being sought were not just for the breach of fiduciary duty claim, but for the whole trust litigation. (*Id.*)

More specifically, Mr. Warnick confesses that "[their] fees [were] for the whole…trust case." (*Id.* at p. 55:7-9.) Mr. Powell claims that there was "no dispute" that most of the fees incurred were not in relation to the Sisters' breach of duty claim, but for the whole trust litigation. (*Id.* at p. 55:8.) As such, while fees may be awarded in this instance, the Sisters are not allowed to hold Ms. Ahern personally liable for all the fees and costs incurred in this matter. Instead, pursuant

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breach of fiduciary duty. (*See, e.g.*, Sisters' Petition filed Dec. 3, 2013, on file herein.) The statutory basis for shifting fees in this particular matter—NRS 153.031(3)(b)—permits the Sisters to recover fees incurred to bring their claim for breach of fiduciary duty, but does not permit recovery of fees incurred for ancillary issues, such as litigation between beneficiaries or the Sisters' defense against Ms. Ahern's counterclaims. The fees incurred in the Sisters' failed attempts to dismiss Ms. Ahern's counterclaims (which the Court found were brought in good faith), for example, should be excluded from the ultimate award bestowed upon the Sisters and/or not shifted to Ms. Ahern personally.

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100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

to NRS 153.031(3)(b) and the discretion of this Court, they can only recover the fees they expended as a result of the claimed breach of fiduciary duty.

As discussed in the introduction, Ms. Ahern's breach was the manner in which she stopped payments. Yet, it was not the manner in which she stopped payment or any other execution of her duties as trustee that caused this positional disagreement between beneficiaries of the trust. The actual cause of this proceeding—a good faith dispute over the Trust provisions as to entitlement to the Texas oil property—is not the sort of breach (or a breach at all) as contemplated under NRS 153.031(3)(b), for which the trustee should be held personally liable. As such, this Court should reduce any fee award against Ms. Ahern personally to reflect the circumstances of this case and the intent of NRS 153.031(2)(b).

B. The Sisters Fail To Provide Sufficient Evidence In Support Of The Factors Articulated In *Brunzell*.

This Court should also reduce any fee award given to Plaintiff because the amount of fees sought are unreasonable in light of the *Brunzell* factors. In Nevada, district courts enjoy great discretion when awarding attorney fees. *Shuette v. Beazer Homes Holdings Corp.*, 121 Nev. 837, 864, 124 P.3d 530, 548–49 (2005). When determining a fee award, the court is not bound to one specific approach; but instead, the court may employ "any method rationally designed to calculate a reasonable amount, so long as the requested amount is reviewed in light of the *Brunzell* factors." *Haley v. Dist. Ct.*, 128 Nev. Adv. Op. 16, 273 P.3d 855, 860 (2012) (*citing Brunzell v. Golden Gate National Bank,* 85 Nev. 345, 349, 455 P.2d 31, 33 (1969)).

Notably, in *Brunzell*, the Court articulated four factors courts should consider when determining the reasonable value of an attorney's services: (1) the qualities of the advocate, including the attorney's ability, training, education, experience, professional standing and skill; (2) the character of the work to be done: its difficulty, its intricacy, its importance, time and skill required, the responsibility

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100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

imposed and the prominence and character of the parties where they affect the importance of the litigation; (3) the work actually performed by the lawyer: the skill, time and attention given to the work; and (4) the ultimate result—whether the attorney was successful and what benefits were derived. *Brunzell*, 85 Nev. at 349, 455 P.2d at 33.

1. *First Factor: the qualities of the advocate, including the attorney's ability, training, education, experience, professional standing and skill.*

a. Albright

Albright provided the following information regarding the first factor: Whitney Warnick, Esq., who billed 455 hours on this matter at a rate of $300 per hour, has been practicing for 36 years, including work on "complicated trials and appeals," with an "emphasis in the area of Estates and Trusts and litigation." (Albright/Warnick Dec. at ¶ 4.).

In addition, we know that the other four Albright attorneys that worked on this case have "extensive experience in Court litigation." (*Id.* at ¶ 5.). *Nothing more.* In sum the Motion, which was filed specifically for the purpose of supporting the Sisters'/Albright's request for nearly $130,000 in attorneys' fees, provides little support for an award under the first *Brunzell* factor.

b. Rushforth

Rushforth provided the following information regarding the first factor: Joseph Powell, Esq., who billed 782.8 hours on this matter at a rate of $350, has been practicing for 11 years. (*See* Rushforth/Powell Dec. at ¶ 1.) In addition, Kennedy Lee, Esq. and Layne, Rushforth, Esq., have been practicing for 3 and 34 years, respectively. (*Id.* at ¶ 4.). Their years of practice were provided, but *nothing more*.

While the Rushforth/Powell Declaration contains Mr. Powell's belief that "expertise in the area of Trusts and Estates, litigation, and appellate work, was required to properly represent Ms. Montoya," no support is provided for any of the

BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

Rushforth attorneys' training, education, or experience with regard to any of those items. (*Id.* at p. 17).

In fact, the unexplained difference in time spent on this case between Ms. Warnick and Mr. Powell is disconcerting. Ms. Warnick, with 36 years of experience with trusts and estates, required **455** hours to complete her work on behalf of Ms. Bouvier (*and* Ms. Montoya at times), and billed at a lower rate ($300). Mr. Powell, on the other hand, with only 11 years of experience (number of years working with trusts and estates is not provided) spent **782.8** hours to complete his work on behalf of Ms. Montoya only, and billed at a higher rate ($350). This juxtaposition of the Albright and Rushforth declarations raises serious concerns about the fairness and reasonableness of the Sisters' fee requests (*e.g.* a younger, less experienced lawyer spends twice as much time and bills at a higher rate). This concern is only compounded by the fact that the Motion, which was filed specifically for the purpose of supporting the Sisters'/Rushforth's request for nearly $290,000 in attorneys' fees, provides little to no support for an award under the first *Brunzell* factor, other than the amount of time each attorney has been practicing.

2. *Third Factor: Work Actually Performed by the Lawyer*

Unnecessary work must be eliminated from any potential fee award. "[H]ours that are not properly billed to one's client also are not properly billed to one's adversary pursuant to statutory authority." *Ass'n of California Water Agencies v. Evans*, 386 F.3d 879, 887 (9th Cir. 2004) (internal quotations omitted); *see also National Ass'n of Concerned Veterans v. Secretary of Defense,* 675 F.2d 1319, 1327–28 (D.C.Cir.1982) (find that "fees are not recoverable for nonproductive time").

The discussion under the first factor, *supra*, regarding the disparity between work performed by Mr. Powell and Ms. Warnick is relevant here. Mr. Powell has much less experience but charged a higher rate than Ms. Warnick. Mr. Powell required several hundred additional hours to complete the work. Mr. Powell also

BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

required an additional 164 hours or ~$40,000 worth of work from other attorneys or paralegals at his firm, whereas Ms. Warnick required only 57.5 hours or ~$19,000 worth of work from other attorneys at her firm. If there is an explanation for this discrepancy in work that actually needed to be performed, it is not evident within the Sisters' application for attorneys' fees.

C. The Fees Sought For Work Completed In Relation To The Will Contest Litigation Should Be Denied.

Here, while the *Brunzell* factors are relevant to the Court's determination of the reasonableness of any fees given to Plaintiff, the Court should also consider some of the billing irregularities in the documentation provided by the Sisters. Ms. Warnick admits in her declaration that the "billing statement may be a bit confusing." (Albright/Warnick Dec. at ¶ 6.) Importantly, and as mentioned above, this Court should not allow the Sisters to recover any fees pursuant to the Will Contest Litigation, Case No. P-14-080595-E.

In the Will Contest Litigation, upon stipulation, Ms. Ahern paid $75,000 to the Sisters for legal fees incurred therein, and the Sisters waived "any and all rights…to seek the recovery of any additional legal expenses incurred *in relation to the Will Contest*." (*See* Stip. and Order for Dismissal With Prejudice dated Jan. 9, 2015 [the "Fee Stipulation"], attached as Exhibit A.) Despite the fact that the Sisters have already recovered such fees for work done "in relation to the Will Contest," the Sisters now seek an additional 50% payment for such work, arguing that the work was also used in this litigation. Simply because the work was used for two purposes does not mean that the Sisters are entitled to a windfall recovery in violation of the Fee Stipulation. Ms. Ahern already agreed to pay $75,000 in satisfaction of any attorneys' fees related to the Will Contest. If that number only represented 50% of the work, it is too late, and the Sisters cannot attempt to recover the other 50% through this Motion in violation of the stipulation.

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100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

The declarations attempt briefly to account for such fees. Ms. Warnick essentially states that it was too difficult to discern which fees were incurred for each of the two cases from May through December of 2014, and thus Albright simply split its fees in half, for a total of $33,000. (Albright/Warnick Dec. at ¶¶ 7-8.) Mr. Powell, on the other hand, simply apportions $42,000 to the Will Contest litigation and makes no attempt to explain or account for any work that was beneficial to and/or used in both cases. (Rushforth/Powell Dec. at ¶ 13.) And in what amounts to an admission of double recovery, Ms. Warnick states that "the same services [were] sometimes being relevant for the benefit of both cases." (*Id.*)

The Sisters already duplicated their fees by hiring separate counsel to advocate essentially the same positions. Another duplication should not be permitted, as it would amount to yet another penalty to Ms. Ahern for litigating her claims in good faith and for negotiating an acceptable disposition (through stipulation) of the Will Contest Litigation. The assessment of these fees are unreasonable, and the stipulation precludes recovery of at least $75,000 requested by the Sisters (in addition to the $75,000 they have already voluntarily removed).[7]

IV.
CONCLUSION

NRS 153.031(3) invokes the Court's equity power to award reasonable fees in order ensure a just outcome. The Court should recognize Ms. Ahern's dual role in this litigation and that she is not the intended wrongdoer under NRS 153.031(3)(b). Her prior breach of duty was not cause of the fees incurred in this good faith, positional disagreement between the beneficiaries and should not give rise to a shift of attorneys' fees to her personally. Even if some fees are awarded,

[7] Rushforth reduced its fees by $42,000, and Albright reduced its fees by $33,000, presumably to match the $75,000 described in the stipulation and already paid by Ms. Ahern. Because they have represented that $75,000 equates to 50% of the work done during the applicable time period, it reasons that another $75,000 has been improperly included in this fee request. The Sisters' rights to such overlapping fees were waived in the stipulation.

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100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

the amount should be reduced to include only those activities, if any, that are directly caused by Ms. Ahern's breach. Finally, the Court should consider the deficiencies in the Sisters' application for attorneys' fees, find that it is not possible to make a reasonable estimation of appropriate costs and, based on the reasons expressed herein, deny the Sisters request.

DATED this 4th of May, 2015.

BROWNSTEIN HYATT FARBER SCHRECK, LLP

By: /s/ Tamara Beatty Peterson
KIRK B. LENHARD, ESQ., Bar No. 1437
klenhard@bhfs.com
TAMARA BEATTY PETERSON, ESQ., Bar No. 5218
tpeterson@bhfs.com
BENJAMIN K. REITZ, ESQ., Bar No. 13233
breitz@bhfs.com
Las Vegas, NV 89106-4614
Telephone: 702.382.2101
Facsimile: 702.382.8135

BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of Brownstein Hyatt Farber Schreck, LLP, and pursuant to NRCP 5(b), EDCR 8.05, Administrative Order 14-2, and NEFCR 9, I caused a true and correct copy of the foregoing **OPPOSITION TO MOTION IN SUPPORT OF AWARD OF ATTORNEY'S FEES AND COSTS** to be submitted electronically for filing and/or service with the Eighth Judicial District Court via the Court's Electronic Filing System on the 4th day of May, 2015, to the following:

TODD L. MOODY, ESQ.
tmoody@hutchlegal.com
RUSSEL J. GEIST, ESQ.
rgeist@hutchlegal.com
HUTCHISON & STEFFEN, LLC
10080 West Alta Drive, Suite 200
Las Vegas, NV 89145
Attorneys for Fredrick P. Waid, Court-appointed Trustee

WHITNEY B. WARNICK, ESQ.
wbw@albrightstoddard.com
ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
801 South Rancho Drive, Suite D-4
Las Vegas, NV 89106
Attorneys for Kathryn A. Bouvier

JOSEPH J. POWELL, ESQ.
probate@rushforthfirm.com
THE RUSHFORTH FIRM, LTD.
P.O. Box 371655
Las Vegas, NV 89137-1655
Attorneys for Jacqueline M. Montoya

/s/ Erin Parcells
an employee of Brownstein Hyatt Farber Schreck, LLP

BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
702.382.2101

EXHIBIT A

EXHIBIT A

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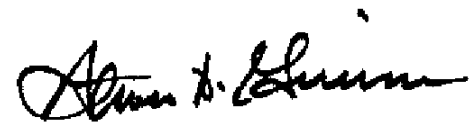

CLERK OF THE COURT

Marquis Aurbach Coffing
Liane K. Wakayama, Esq.
Nevada Bar No. 11313
Candice E. Renka, Esq.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Telephone: (702) 382-0711
Facsimile: (702) 382-5816
lwakayama@maclaw.com
crenka@maclaw.com
Attorneys for Eleanor Connell Hartman Ahern, Individually

DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of MARJORIE T. CONNELL, Deceased.	Case No.: P-14-080595-E Dept. No.: 26

STIPULATION AND ORDER FOR DISMISSAL WITH PREJUDICE

Eleanor Connell Hartman Ahern, as an individual ("Eleanor"), by and through her attorneys of record, the law firm of Marquis Aurbach Coffing; Kathryn A. Bouvier ("Kathryn"), by and through her attorneys of record, the law firm of Albright, Stoddard, Warnick & Albright; and Jacqueline M. Montoya ("Jacqueline"), by and through her attorneys of record, The Rushforth Firm, LTD., hereby stipulate and agree as follows:

1. The Parties hereby agree to dismiss with prejudice all claims, actions, causes of action, demands, rights, damages, costs, debts, and controversies of whatever kind, description or nature, known or unknown, which any Party hereto holds, has or claims to have, or at any time heretofore owned, held, had or claimed to have, or may at any time own, hold or claim to have on account of, or in any way growing out of any and all known and unknown, foreseen and unforeseen matters, events, occurrences, cause or thing whatsoever occurred, done, omitted or suffered to be done, which are connected with or arising out of the facts and circumstances of this Case No. P-14-080595-E regarding the validity of the Will of Marjorie T. Connell (the "Will Contest").

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

2. Eleanor shall bear her own attorney fees and costs. As for the attorney fees and costs claimed to have been incurred by Jacqueline and Kathryn, Eleanor will pay a collective total sum of Seventy Five Thousand Dollars ($75,000) and, in exchange, Jacqueline and Kathryn agree to waive any and all rights they may have to seek the recovery of any additional legal expenses incurred in relation to the Will Contest.

3. Jacqueline and Kathryn will admit the last will and testament of Marjorie T. Connell to probate, to which Eleanor will not object. Jacqueline and Kathryn shall bear all of the fees and costs, including attorney fees, associated with the probate of the will.

4. The Parties hereby request that the jury trial in this matter currently set for January 21, 2015 at 9:00 a.m. and the pretrial conference currently set for January 14, 2015 at 10:00 a.m. be vacated.

IT IS SO STIPULATED.

Dated this 7th day of January, 2015

MARQUIS AURBACH COFFING

By: _____
LIANE K. WAKAYAMA, ESQ.
Nevada Bar No. 11313
CANDICE E. RENKA, ESQ.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, NV 89145
Attorneys for Eleanor Connell Hartman Ahern,, Individually

Dated this 7th day of January, 2015

ALBRIGHT STODDARD WARNICK & ALBRIGHT

By: _____
WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 1573
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Attorneys for Kathryn A. Bouvier

Dated this 7th day of January, 2015

THE RUSHFORTH FIRM, LTD.

By: _____
JOSEPH J. POWELL, ESQ.
Nevada Bar No. 8875
9505 Hillwood Drive, Suite 100
Las Vegas, NV 89134
Attorneys for Jacqueline M. Montoya

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

ORDER

IT IS HEREBY ORDERED that

1. The Will Contest is dismissed with prejudice;

2. Eleanor shall bear her own attorney fees and costs. As for the attorney fees and costs claimed to have been incurred by Jacqueline and Kathryn, Eleanor will pay a collective total sum of Seventy Five Thousand Dollars ($75,000) and, in exchange, any and all rights that Jacqueline and Kathryn may have to seek the recovery of any additional legal expenses incurred in relation to the Will Contest are hereby waived;

3. Jacqueline and Kathryn will admit the last will and testament of Marjorie T. Connell to probate, to which Eleanor will not object. Jacqueline and Kathryn shall bear all of the fees and costs, including attorney fees, associated with the probate of the will; and

4. The jury trial set for January 21, 2015 at 9:00 a.m. and the pretrial conference set for January 14, 2015 at 10:00 a.m. are hereby VACATED.

IT IS SO ORDERED this 8 day of Jan, 2015.

THE HONORABLE GLORIA STURMAN

District Court Judge

Submitted by:

MARQUIS AURBACH COFFING

By: _____
LIANE K. WAKAYAMA, ESQ.
Nevada Bar No. 11313
CANDICE E. RENKA, ESQ.
Nevada Bar No. 11447
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Eleanor Connell Hartman Ahern, Individually

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

IN THE SUPREME COURT OF THE STATE OF NEVADA

* * *

IN THE MATTER OF: THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST, DATED MAY 18, 1972,	Supreme Court No.: 66231 Consolidated with: 67782, 68946 District Court Case No.: P-09-066425-T
ELEANOR C. AHERN A/K/A ELEANOR CONNELL HARTMAN AHERN, Appellant, vs. JACQUELINE M. MONTOYA; AND KATHRYN A. BOUVIER, Respondents.	Appeal from the Eighth Judicial District Court, The Honorable Gloria Sturman Presiding

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APPELLANT'S APPENDIX

(VOLUME 16 OF 17)

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KIRK B. LENHARD, ESQ., Nevada Bar No. 001437
TAMMY BEATTY PETERSON, ESQ., Nevada Bar No. 005218
BENJAMIN K. REITZ, ESQ., Nevada Bar No. 13233
BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, Nevada 89106
Telephone: 702.382.2101
Facsimile: 702.382.8135

ATTORNEYS FOR APPELLANT
ELEANOR CONNELL HARTMAN AHERN

Docket 66231 Document 2015-35661

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IN THE SUPREME COURT OF THE STATE OF NEVADA

* * *

IN THE MATTER OF: THE W.N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST, DATED MAY 18, 1972, ELEANOR C. AHERN A/K/A ELEANOR CONNELL HARTMAN AHERN, Appellant, vs. JACQUELINE M. MONTOYA; AND KATHRYN A. BOUVIER, Respondents.	Supreme Court No.: 66231 Consolidated with: 67782, 68046 District Court Case No.: P-09-066425-T Appeal from the Eighth Judicial District Court, The Honorable Gloria Sturman Presiding

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of Brownstein Hyatt Farber Schreck, LLP, and pursuant to NRAP 25(c) and (d), I caused a true and correct copy of the foregoing **APPELLANT'S APPENDIX (Volume 16 of 17) (Pages AA 3276-3497)** by using the Court's Electronic Filing System on November 20, 2015, upon the following:

WHITNEY B. WARNICK, ESQ.
ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
801 South Rancho Drive, Suite D-4
Las Vegas, NV 89106
Attorneys for Kathryn A. Bouvier

JOSEPH J. POWELL, ESQ.
THE RUSHFORTH FIRM, LTD.
P.O. Box 371655
Las Vegas, NV 89137-1655
Attorneys for Jacqueline M. Montoya and Kathryn A. Bouvier

I hereby certify that on November 20, 2015, I served a copy of this document by mailing a true and correct copy, postage prepaid, via U.S. Mail, addressed to the following:

MICHAEL K. WALL, ESQ.
HUTCHISON & STEFFEN, LLC
10080 West Alta Drive, Suite 200
Las Vegas, NV 89145
Attorneys for Fredrick P. Waid, Court-appointed Trustee

/s/ Erin Parcells
an employee of Brownstein Hyatt Farber Schreck, LLP

MOT
WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 001573
ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89106
Tel: (702) 384-7111
Fax: (702) 384-0605
gma@albrightstoddard.com
Attorneys for Kathryn A. Bouvier

JOSEPH J. POWELL, ESQ.
Nevada Bar No. 008875
THE RUSHFORTH FIRM, LTD.
9505 Hillwood Drive, Suite 100
Las Vegas, Nevada 89134
Tel: (702) 255-4552
Fax: (702) 255-4677
joey@rushforth.net
Attorneys for Jacqueline M. Montoya

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DISTRICT COURT

CLARK COUNTY, NEVADA

In the Matter of THE W. N. CONNELL AND MARJORIE T. CONNELL LIVING TRUST, Dated May 18, 1972, An Inter Vivos Irrevocable Trust.	CASE NO. P-09-066425 DEPT NO. XXVI (26) Date of Hearing: May 13, 2015 Time of Hearing: 9:00a.m.

MOTION IN SUPPORT OF AWARD OF ATTORNEY'S FEES AND COSTS

In the hearing in this case on March 20, 2015, the Court granted the request of Jacqueline M. Montoya ("Jacqueline") and Kathryn A. Bouvier ("Kathryn") for an award of attorney's fees and costs against Eleanor Connell Hartman Ahern. Counsel for Jacqueline and Kathryn were directed to submit their redacted billing statements, and the information for the Court to consider in making an award, required in *Brunzell v. Golden Gate National Bank,* 85 Nev. 345, 455 P.2d 31 (1969). Attached hereto are the Declarations of Whitney B. Warnick, Esq., and Joseph J. Powell, Esq., which along with the following analysis provide the necessary information.

RELEVANT CASE HISTORY

This proceeding started with the filing of a Petition for Declaratory Judgment on September 27, 2013, by Jacqueline M. Montoya ("Jacqueline"), as Trustee of the MTC Living Trust, dated December 6, 1995, on her own behalf and that of her sister, Kathryn A. Bouvier ("Kathryn"), as beneficiaries under the MTC Living Trust. As beneficiaries under said Trust, they had for several years been receiving 65% of the income from the W. N. Connell and Marjorie T. Connell Living Trust, dated May 19, 1972 ("Trust"). However, in approximately June, 2013, Eleanor Connell Hartman Ahern ("Eleanor"), as Trustee of the Trust, abruptly stopped income payments to them, necessitating the filing of their Petition for Declaratory Judgment.

Litigation has continued in this proceeding since the filing of said Petition to the present day. Attached hereto as Exhibit "A" is a list of the various Petitions, Motions, Responses, Objections and other pleadings filed through January 12, 2015. Since January 12, 2015, there have been four additional hearings before the Court requiring the preparation and filing of additional Motions, Oppositions and other various documents with the Court, as noted in the copy of the Docket Sheet attached hereto as Exhibit "B".

In addition to the proceedings before this Court, counsel for Jacqueline and Kathryn were required to represent their clients in an appeal to the Nevada Supreme Court filed by Eleanor, appealing a decision of the Court in its Order entered herein on May 13, 2014. During the course of this appeal, the parties prepared for and met with the Settlement Judge appointed, with the agreement that they would attempt a global settlement of all disputed matters, including the Order on appeal. While counsel for the parties agreed to a global settlement in October, 2014, the settlement was not accepted by Eleanor, leading to a continuation of the litigation in the District Court, as well as proceeding with the matter on appeal. In summary, this has been a highly contested proceeding dealing not only with the determination of the parties' rights under the Trust, but also issues relating to the breach of Trust, the need for an

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accounting, the appointment of a new trustee, issues on appeal, and ongoing issues relating to the administration of the Trust to the current day.

POINTS AND AUTHORITIES

At the hearing on March 20, 2015, the Court rightfully determined that Jacqueline and Kathryn were entitled to an award of attorneys fees and costs payable to them by Eleanor personally pursuant to the provisions onf NRS 153.031(3)b). This statute specifically provides for such an award when "the court determines that the trustee was negligent in the performance of or breached his or her fiduciary duties." Eleanor breached her trustee fiduciary duties in the manner by which she abruptly cutting of Trust income to Jacqueline and Kathryn in approximately June, 2013. This improper action by Eleanor has led to costly litigation during the last two years to the financial prejudice and damage of Jacqueline and Kathryn. It is only right now that Eleanor be held accountable for her conduct.

In determining a proper award of fees and costs, the Court is guided by the principles enunciated by the Nevada Supreme Court in two cases. In Nevada, "the method upon which a reasonable fee is determined is subject to the discretion of the court" which "is tempered only by reason and fairness." See, *Shuette v. Beazer Homes Holdings Corp.,* 121 Nev. 837, 864, 124 P.3d 530, 548 (2005). In exercising this discretion, the Court is guided by the factors set forth in *Brunzell v. Golden Gate Nat. Bank,* 85 Nev. 345, 349, 455 P.2d 31, 33 (1969). These factors are:

1) the advocate's professional qualities;
2) the nature of the litigation;
3) the work performed; and
4) the result.

It is respectfully submitted that in applying the *Brunzell* factors to the services provided to Jacqueline and Kathryn by their counsel, as documented and analyzed in their counsels' Declarations attached hereto, all of the fees and costs they incurred should be awarded and reimbursed to them by Eleanor.

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As noted in their counsels' Declarations attached hereto, Kathryn, through March 20, 2015, incurred a total of $127,633.70 in legal fees and costs in this Trust proceeding. Jacqueline, whose counsel has been active in this case from the beginning with the filing of the initial Petition on September 27, 2013, incurred total legal fees and costs, through March 20, 2015, of $290,221.86 on her behalf in this matter.

As noted in the Declarations, both counsel for Kathryn and Jacqueline are experienced practitioners in the area of Trust and Estate law, and such expertise was required to deal with the complicated issues in this case. Kathryn's counsel, and his law firm also are experienced litigation attorneys. Notwithstanding their expertise and years of experience, it is believed that the hourly rates they and their law firms have charged are very reasonable and fall within the median or below the median of rates charged by other attorneys in Clark County, Nevada, having similar expertise and dealing with similar issues.

The legal services provided included issues not only dealing with Trust law, but also with tax laws, discovery issues, and principles of equity relevant to the issues in the case. There were extensive settlement negotiations attempted, along with an appeal to the Nevada Supreme Court, all of which services are set forth in the Declarations of counsel attached hereto. Also attached hereto as Exhibit "A", is a chart prepared by the Court outlining the various Petitions, Motions and other matters filed and placed before the Court requiring the services of counsel through January 12, 2015. In addition to these matters, the parties have engaged in further litigation and hearings have been held in January and March of 2015, relating to the Motions for Summary Judgment, and follow-up hearings to resolve remaining issues as to how to go forward with the trust management, removal and replacement of the trustee, and accounting issues, as noted in the copy of the Docket Sheet attached hereto as Exhibit "B".

Efforts have been made between counsel to not duplicate work for their clients when such would not be required to present their pleadings and argument to the Court. Counsel confirm that the services and costs reflected in their billing statements attached

to their Declarations were necessary, in their opinions, for the proper representation of their clients in this proceeding. The Court has rendered a decision in favor of Jacqueline and Kathryn on the main issue, as to entitlement to Trust income from Texas oil properties, as well as to the removal of Eleanor as Trustee and the need for her to reimburse to them all of the Trust income she has withheld from them since she took over the responsibilities of Trustee and the handling of Trust income in 2012.

It is therefore requested that the Court now enter an order awarding to Jacqueline the Kathryn the sum of $417,855.56 as and for attorney's fees and costs they have been required to incur herein as a result of Eleanor's breach of her duties as Trustee and assertion of her disallowed claims in these proceedings.

DATED this 1st day of April, 2015.

ALBRIGHT, STODDARD, WARNICK & ALBRIGHT

By _____
WHITNEY B. WARNICK, ESQ.
Nevada Bar No. 001573
801 S. Rancho Drive, Suite D-4
Las Vegas, Nevada 89016
Attorneys for Kathryn A. Bouvier

THE RUSHFORTH FIRM, LTD.

By _____
JOSEPH J. POWELL, ESQ.
Nevada Bar No. 008875
9505 Hillwood Drive, Suite 100
Las Vegas, Nevada 89134
Attorneys for Jaqueline M. Montoya

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of ALBRIGHT, STODDARD, WARNICK & ALBRIGHT and that on the 1 day of April, 2015, I placed a true and correct copy of the foregoing **OPPOSITION TO ELEANOR AHERN'S MOTION TO CONTINUE HEARING AND BRIEFING SCHEDULE AND TO STAY ALL PENDING MATTERS ON ORDER SHORTENING TIME,** in the

ALBRIGHT · STODDARD · WARNICK · ALBRIGHT
LAW OFFICES
A PROFESSIONAL CORPORATION
ASWA

United States Mail, at Las Vegas, Nevada, enclosed in a sealed envelope with first class postage thereon fully prepaid, and addressed to the following:

Liane K. Wakayama, Esq.
Candice E. Renka, Esq.
Dale A. Hayes, Esq.
Marquis Aurbach Coffing
10001 Park Run Drive
Las Vegas, NV 89145

(On the same date, I also served a true and correct copy of each of the foregoing documents upon all counsel of record by electronically serving the same using the Court's electronic filing system.)

Barbara Clark

An Employee of Albright, Stoddard, Warnick & Albright

ASWA
ALBRIGHT · STODDARD · WARNICK · ALBRIGHT
LAW OFFICES
A PROFESSIONAL CORPORATION

EXHIBIT "A"

W.N. Connell and Marjorie T. Living Trust

Case No: **P-09-066425-T**

Chart of all Pleadings (Petitions/Motions/Objections) filed in this Matter

Key Index
Rushforth - The Rushforth Firm (Attorneys for Jacqueline Montoya)
Burr - Jeffery Burr, Ltd. (Former attorneys for Eleanor Ahern)
Warnick - Albright, Stoddard, Warnick & Albright (Attorneys for Kathryn Bouvier and Jacqueline Montoya(as to counterclaims of Ms. Ahern)
MAC - Marquis Aurbach Coffing (Current attorneys for Eleanor Ahern)

#	Description of Document	Date Filed	Attorney
1.	Petition for Declaratory Judgment regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(E), and NRS 164.033(1)(A)	09/27/13	Rushforth (Montoya)
2.	Motion to Refer Contested Probate Matter to Master-Probate Commissioner per EDCR 4.16	11/04/13	Burr (Ahern)
3.	Response to Motion to Refer Contested Probate Matter to Master-Probate Commissioner per EDCR 4.16	11/07/13	Rushforth (Montoya)
4.	Errata to Response to Motion to Refer Contested Probate Matter to Master-Probate Commissioner per EDCR 4.16	11/08/13	Rushforth (Montoya)
5.	Reply of Eleanor C. Ahern to Response of Jacqueline M. Montoya to Motion to Refer Contested Probate Matter to Master-Probate Commissioner per EDCR 4.15	11/11/13	Burr (Ahern)
6.	Motion to Dismiss Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(E), and NRS 164.033(1)(A) for Failure to State a Claim Upon Which Relief can be Granted per NRCP 12(b)(5)	11/26/13	Burr (Ahern)
7.	Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches	12/03/13	Rushforth (Montoya)
8.	Objection to Motion to Dismiss Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(E), and NRS 164.033(1)(A) for Failure to State a Claim Upon Which Relief can be Granted per NRCP 12(b)(5)	12/11/13	Rushforth (Montoya)
9.	Objection of Trustee Eleanor C. Ahern to Jacqueline M. Montoya's Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches	01/03/14	Burr (Ahern)

W.N. Connell and Marjorie T. Living Trust

Case No: **P-09-066425-T**

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MAC - Marquis Aurbach Coffing (Current attorneys for Eleanor Ahern)

20A.	Order Denying Motion to Refer Contested Probate Matter to Master-Probate Commissioner per EDCR 4.16; Directing Payment of All Oil, Gas, Mineral and Interest Royalties and Rent to Eleanor C. Hartman, also known as Eleanor C. Ahern, as Trustee of Trust No. 2 of the W. N. Connell and Marjorie T. Connell Living Trust dated May 18, 1972;and Setting Calendar Call and Hearing	01/06/14	Burr (Ahern)
10.	Response to Objection of Trustee Eleanor C. Ahern to Jacqueline M. Montoya's Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Minerals and Declaration of the Applicability of the Doctrine of Laches	01/09/14	Rushforth (Montoya)
11.	Answer of Trustee Eleanor C. Ahern to Jacqueline M. Montoya's Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(e), and NRS 164.033(1)(a) and Counterclaims Against Jacqueline M. Montoya	02/10/14	Burr (Ahern)
12.	Motion to Dismiss and Motion to Strike Counterclaims Raised by Eleanor C. Ahern Pursuant to NRCP 15 and NRCP 12(B)	02/14/14	Rushforth (Montoya)
13.	Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches	03/06/14	Rushforth (Montoya)
14.	Addendum to Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches	03/06/14	Rushforth (Montoya)
15.	Objection of Trustee Eleanor C. Ahern to Jacqueline M. Montoya's Petition and Addendum to Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches	03/13/14	Burr (Ahern)
16.	Motion to Dismiss Counterclaims of Eleanor C. Ahern	03/18/14	Warnick (Montoya)
17.	Ex Parte Application for Order Shortening Time	03/25/14	Rushforth (Montoya)

W.N. Connell and Marjorie T. Living Trust

Case No: **P-09-066425-T**

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18.	Petition for Construction and Effect of Probate Court Order	03/26/14	Rushforth (Montoya)
19.	Petition for Determination of Construction and Interpretation of Language Relating to Trust No. 2	03/27/14	Rushforth (Montoya)
20.	Ex Parte Petition for Order Shortening Time Regarding Petition for Release of Trust Funds for the Payment of Administrative Expenses, Insurance Premiums and Taxes Attributable to Trust Property	04/10/14	Burr (Ahern)
21.	Petition for Release of Trust Funds for the Payment of Administrative Expenses, Insurance Premiums and Taxes Attributable to Trust Property	04/10/14	Burr (Ahern)
22.	Order Shortening Time Regarding Petition for Release of Trust Funds for the Payment of Administrative Expenses, Insurance Premiums and Taxes Attributable to Trust Property	04/10/14	Burr (Ahern)
23.	Objection, in Part, to Petition for Release of Trust Funds for the Payment of Administrative Expenses, Insurance Premiums and Taxes Attributable to Trust Property	04/18/14	Rushforth (Montoya)
24.	Opposition of Eleanor C. Ahern to Motion to Dismiss Counterclaims of Eleanor C. Ahern	05/07/14	Burr (Ahern)
25.	Errata to Objection of Trustee Eleanor C. Ahern to Jacqueline M. Montoya's Petition and Addendum to Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches	05/07/14	Burr (Ahern)
26.	Ex Parte Petition for Order Shortening Time Regarding Motion to Continue Jacqueline M. Montoya's Petition for Construction and Effect of Probate Court Order	05/08/14	Burr (Ahern)
27.	Order Shortening Time Regarding Motion to Continue Jacqueline M. Montoya's Petition for Construction and Effect of Probate Court Order	05/08/14	Burr (Ahern)
28.	Motion of Eleanor C. Ahern to Continue May 13, 2014 Hearing on Petition for Construction and Effect of Probate Court Order of Jacqueline M. Montoya	05/08/14	Burr (Ahern)

W.N. Connell and Marjorie T. Living Trust

Case No: **P-09-066425-T**

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Warnick - Albright, Stoddard, Warnick & Albright (Attorneys for Kathryn Bouvier and Jacqueline Montoya(as to counterclaims of Ms. Ahern)
MAC - Marquis Aurbach Coffing (Current attorneys for Eleanor Ahern)

29.	Response to Objection of Eleanor C. Ahern to Jacqueline M. Montoya's Petition and Addendum to Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches	05/08/14	Rushforth (Montoya)
30.	Opposition of Eleanor C. Ahern to Jacqueline M. Montoya's Petition for Construction and Effect of Probate Court Order	05/11/14	Burr (Ahern)
31.	Reply of Trustee Eleanor C. Ahern to Response of Jacqueline M. Montoya to Objection of Trustee Eleanor C. Ahern to Jacqueline M. Montoya's Petition and Addendum to Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches	05/12/14	Burr (Ahern)
32.	Motion to Dismiss Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(E), and NRS 164.033(1)(A) for Failure to State a Claim Upon Which Relief Can be Granted per NRCP 12(b)(5)	10/09/14	Burr (Ahern)
33.	Motion to Enforce Settlement Agreement	11/10/14	Warnick Rushforth (Bouvier & Montoya)
34.	Motion to Continue Hearing and Briefing Schedule and to Stay All Pending Matters on Order Shortening Time	11/25/14	MAC (Ahern)
35.	Supplement in Support of Opposition to Eleanor Ahern's Motion to Continue Hearing and Briefing Schedule and to Stay All Pending Matters on Order Shortening Time	12/03/14	Warnick Rushforth (Bouvier & Montoya)
36.	Reply in Support of Motion to Continue Hearing and Briefing Schedule and to Stay All Pending Matters on Order Shortening Time	12/03/14	MAC (Ahern)
37.	Opposition to Motion to Enforce Settlement Agreement	12/11/14	MAC (Ahern)

W.N. Connell and Marjorie T. Living Trust

Case No: **P-09-066425-T**

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Warnick - Albright, Stoddard, Warnick & Albright (Attorneys for Kathryn Bouvier and Jacqueline Montoya(as to counterclaims of Ms. Ahern)
MAC - Marquis Aurbach Coffing (Current attorneys for Eleanor Ahern)

38.	Errata to Opposition to Motion to Enforce Settlement Agreement	12/12/14	MAC (Ahern)
39.	Reply in Support of Motion to Enforce Settlement Agreement	12/15/14	Warnick Rushforth (Bouvier & Montoya)
40.	Opposition to Eleanor C. Ahern's Motion to Dismiss Petition for Declaratory Judgment for Failure to State a Claim Upon Which Relief can be Granted; and Countermotion of Kathryn A. Bouvier and Jacqueline M. Montoya for Summary Judgment on Petition for Declaratory Judgment, for Damages and Assessment of Penalties, and for Other Relief	12/23/14	Warnick Rushforth (Bouvier & Montoya)
41.	Motion to Exceed Page Limit	12/31/14	MAC (Ahern)
42.	Omnibus Opposition to (1) Petition for Determination of Construction and Interpretation of Language Relating to Trust No. 2, and (2) Petition for Construction and Effect of Probate Court Order; and Countermotion for Summary Judgment	01/02/15	MAC (Ahern)
43.	Motion to Exceed Page Limit	01/09/15	MAC (Ahern)
44.	Reply in Support of Countermotion of Kathryn A. Bouvier and Jacqueline M. Montoya for Summary Judgment on Petition for Declaratory Judgment, for Damages and Assessment of Penalties, and for Other Relief; and, Opposition to Eleanor's Countermotion for Summary Judgment	01/09/15	Warnick Rushforth (Bouvier & Montoya)
45.	Eleanor C. Ahern's (1) Reply in Support of Eleanor C. Ahern's Motion to Dismiss Petition for Declaratory Judgment for Failure to State a Claim Upon Which Relief can be Granted; (2) Opposition to Countermotion of Kathryn A. Bouvier and Jacqueline M. Montoya for Summary Judgment on Petition for Declaratory Judgment, for Damages and Assessment of Penalties, and for Other Relief; and (3) Reply in Support of Countermotion for Summary Judgment	01/09/15	MAC (Ahern)

W.N. Connell and Marjorie T. Living Trust

Case No: **P-09-066425-T**

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Warnick - Albright, Stoddard, Warnick & Albright (Attorneys for Kathryn Bouvier and Jacqueline Montoya(as to counterclaims of Ms. Ahern)
MAC - Marquis Aurbach Coffing (Current attorneys for Eleanor Ahern)

46.	Supplement to Reply in Support of Countermotion of Kathyrn A. Bouvier and Jacqueline M. Montoya for Summary Judgment on Petition for Declaratory Judgment, for Damages and Assessment of Penalties, and for Other Relief; and, Opposition to Eleanor's Countermotion for Summary Judgment	01/12/15	Warnick Rushforth (Bouvier & Montoya)
47.	Motion or Leave to Amend Pleadings of Jacqueline M. Montoya and Kathryn A. Bouvier for Claims, Defenses, Damages and Assessment of Penalties, and for Other Relief Against Eleanor Connell Hartman Ahern	01/12/15	Warnick Rushforth (Bouvier & Montoya)
48.	Kathryn A. Bouvier and Jacqueline M. Montoya's Ex Parte Application for an Order Shortening Time	01/12/15	Warnick Rushforth (Bouvier & Montoya)

EXHIBIT "B"

REGISTER OF ACTIONS
CASE NO. P-09-066425-T

In the Matter of the Trust of: The W.N. Connell and Marjorie T. Connell Living Trust, dtd May 18, 1972	§	Case Type:	**Probate - Trust/Conservatorships**
	§	Subtype:	**Individual Trustee**
	§	Date Filed:	**08/17/2009**
	§	Location:	
	§	Cross-Reference Case Number:	**P066425**
	§	Supreme Court No.:	**66231**

RELATED CASE INFORMATION

Related Cases
P-14-080595-E (Companion Case)

PARTY INFORMATION

Other	**Bouvier, Kathryn A**	**Lead Attorneys** **Whitney Bruce Warnick** *Retained* 702-384-7111(W)
Other	**Montoya, Jacqueline M**	**Joseph J Powell** *Retained* 702-255-4552(W)
Other	**Parties Receiving Notice**	
Personal Representative	**Montoya, Jacqueline M**	**Joseph J Powell** *Retained* 702-255-4552(W)
Petitioner	**Ahern, Eleanor C**	**Liane K. Wakayama** *Retained* 702-382-0711(W)
Trust	**The W.N. Connell and Marjorie T. Connell Living Trust, dtd May 18, 1972**	

EVENTS & ORDERS OF THE COURT

	OTHER EVENTS AND HEARINGS
08/17/2009	**Petition to Assume Jurisdiction of Trust** ** Confirm Trustee; and Construe and Reform Trust*
08/17/2009	**Notice of Hearing**
08/17/2009	**Certificate of Mailing** *PETITION TO ASSUME*
09/04/2009	**Hearing** (9:30 AM) (Judicial Officer Yamashita, Wesley) *Hrg on Pet to Assume Jurisdiction Over Trust; Confirm Trustee; and Construe and Reform Trust* Result: Granted
09/04/2009	**Order** *Assuming Jurisdiction over Trust; Confirm Trustee; and for Construction of an Reform of Trust instrument*
09/08/2009	**Notice of Entry of Order**
09/27/2013	**Certificate of Mailing** *Certificate of Mailing*
09/27/2013	**Verification** *Verification for Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(E), and NRS 164.033(1)(A)*
09/27/2013	**Notice of Hearing** *Notice of Hearing on Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(E), and NRS 164.033(1)(A)*
09/27/2013	**Petition** *Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 163.031(1)(E), and NRS 164.033(1)(A)*
10/11/2013	**Petition** (9:30 AM) (Magistrate Yamashita, Wesley) **10/11/2013, 11/12/2013** *Hearing on Petition for Declaratory judgment Regarding Limited Interest of Trust Assets Pursuant to NRS. 30.040, NRS 153.031(1)(E), and NRS 164.033(1)(A)* Parties Present Result: Matter Continued
11/04/2013	**Motion** *Motion to Refer Contested Probate Matter to Master-Probate Commissioner Per EDCR 4.16*

11/07/2013 **Response**
Response to Motion to Refer Contested Probate Matter to Master-Probate Commissioner per EDCR 4.16
11/08/2013 **Errata**
Errata to Response to Motion to Refer Contested Probate Matter to Master-Probate Commissioner per EDCR 4.16
11/08/2013 **Receipt of Copy**
Receipt of Copy
11/11/2013 **Reply**
Reply of Eleanor C. Ahern to Response of Jacqueline M. Montoya to Motion to Refer Contested Probate Matter to Master-Probate Commissioner Per EDCR 4.16
11/18/2013 **Order**
Order Setting Bench Trial
11/26/2013 **Motion**
Motion to Dismiss Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(E), and NRS 164.033(1)(A) for Failure to State a Claim Upon Which Relief can be Granted Per NRCP 12(b)(5)
12/03/2013 **Verification**
Verification for Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches
12/03/2013 **Certificate of Mailing**
Certificate of Mailing
12/03/2013 **Petition**
Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches
12/04/2013 **Notice of Hearing**
Notice of Hearing on Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches
12/04/2013 **Certificate of Mailing**
Certificate of Mailing
12/04/2013 **Notice**
Notice of Resetting Hearing
12/06/2013 **Recorders Transcript of Hearing**
Transcript of Proceedings
12/11/2013 **Certificate of Mailing**
Certificate of Mailing
12/11/2013 **Objection**
Objection to Motion to Dismiss Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(E), and NRS 164.033(1)(A) for Failure to State a Claim Upon Which Relief Can Be Granted Per NRCP 12(B)(5)
12/13/2013 *CANCELED* **Motion** (9:30 AM) (Magistrate Yamashita, Wesley)
Vacated
Hearing on Motion to Dismiss Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(E), and NRS 164.033(1)(A) for Failure to State a Claim Upon Which Relief Can be Granted Per NRCP 12(b)(5)
01/03/2014 **Objection**
Objection of Trustee Eleanor C. Ahern to Jacqueline M. Montoya's Petition to Compet Trustee to Distribute Accured Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches
01/06/2014 **Order Denying**
Order Denying Motion to Refer Contested Probate Matter to Master-Probate Commissioner Per EDCR 4.16; Directing Payment of all Oil, Gas, Mineral and Interest Royaties and Rent to Eleanor C. Hartman, also known as Eleanor C. Ahern, as Trustee of Trust No. 2 of the W.N. Connell and Marjorie T. Connell Living Trust dated May 18, 1972; and Setting Calendar Call and Hearing
01/09/2014 **Response**
Response to Objection of Trustee Eleanor C. Ahern to Jacqueline M. Montoya's Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Minerals and Declaration of the Applicability of the Doctrine of Laches
01/14/2014 **Motion** (9:00 AM) (Judicial Officer Sturman, Gloria)
Hearing on Motion to Dismiss Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(E), and NRS 164.033(1)(A) for Failure to State a Claim Upon Which Relief Can be Granted Per NRCP 12(b)(5)
Result: Denied
01/14/2014 **Petition - HM** (9:00 AM) (Judicial Officer Sturman, Gloria)
Hearing on Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches
Result: Denied
01/14/2014 **Receipt of Copy**
Receipt of Copy
01/14/2014 **All Pending Motions** (9:00 AM) (Judicial Officer Sturman, Gloria)
Parties Present
Result: Matter Heard
01/24/2014 **Calendar Call** (11:00 AM) (Judicial Officer Sturman, Gloria)
Parties Present
Result: Matter Heard
01/24/2014 **Recorders Transcript of Hearing**
Recorder's Transcript Motions Hearing Tuesday January 14 2014
01/27/2014 **Notice of Taking Deposition**
Notice of Taking Videotaped Deposition of Curtis Baggett
01/27/2014 **Notice of Taking Deposition**
Notice of Taking Videotaped Deposition of J. Randall Turner
01/27/2014 **Notice of Deposition**
Notice of Taking Videotaped Deposition of Stanley E. Crawford, Jr.
02/04/2014 **Amended Notice**
Amended Notice of Taking Videotaped Deposition of Curtis Baggett
02/04/2014 **Recorders Transcript of Hearing**
Recorder's Transcript of Proceeding: All Pending Motions & Calendar Call, Friday, January 24, 2014
02/05/2014 **Notice of Vacating Deposition**
Notice of Vacating Deposition of Stanley E. Crawford, Jr.
02/06/2014 **Notice of Vacating Deposition**
Notice of Vacating Deposition of J. Randall Turner
02/07/2014 **Notice of Vacating Deposition**

	Notice of Vacating Deposition of Curtis Baggett
02/10/2014	**Answer - Other Domestic/Guardianship/Probate**
	Answer of Trustee Eleanor C. Ahern to Jacqueline M. Montoya's Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(e), and NRS 164.033(1)(a) and Counterclaims Against Jacqueline M. Montoya
02/11/2014	**Trial Subpoena**
	Trial Subpoena
02/11/2014	**Acceptance of Service**
	Acceptance of Service
02/11/2014	**Pre-trial Memorandum**
	Pre-Trial Memorandum
02/12/2014	**Pre Trial Conference** (11:00 AM) (Judicial Officer Sturman, Gloria)
	Parties Present
	Result: Matter Heard
02/12/2014	**Pre-trial Memorandum**
	Jacqueline Montoya's Trial Memorandum Pursuant to E.D.C.R. 7.27
02/14/2014	**Motion**
	Motion to Dismiss and Motion to Strike Counterclaims Raised by Eleanor C. Ahern Pursuant to NRCP 16 and NRCP 12(B)
02/18/2014	**Bench Trial** (10:00 AM) (Judicial Officer Sturman, Gloria)
	Parties Present
	Result: Matter Heard
02/20/2014	**Demand for Jury Trial**
	Demand for Jury Trial
02/21/2014	**Order Setting Civil Non-Jury Trial**
	Order Resetting Bench Trial
02/26/2014	**Recorders Transcript of Hearing**
	RECORDER'S TRANSCRIPT OF PROCEEDING: CIVIL BENCH TRIAL -- DAY 1 TUESDAY, FEBRUARY 18, 2014
03/06/2014	**Certificate of Mailing**
	Certificate of Mailing
03/06/2014	**Petition**
	Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches and Addendum to said Petition
03/06/2014	**Addendum**
	Addendum to Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches
03/11/2014	**Stipulation and Order**
	Stipulation and Order to Extend Time to Reply or Otherwise Plead to Counterclaims Asserted by Ele4anor C. Ahern
03/12/2014	**Notice of Entry of Order**
	Notice of Entry of Stipulation and Order to Extend Time to Reply or Otherwise Plead to Counterclaims Asserted by Eleanor C. Ahern
03/13/2014	**Recorders Transcript of Hearing**
	RECORDER'S TRANSCRIPT PRETRIAL CONFERENCE WEDNESDAY, FEBRUARY 12, 2014
03/13/2014	**Certificate of Mailing**
	Certificate of Mailing
03/13/2014	**Affidavit of Mailing**
	Affidavit of Mailing
03/13/2014	**Objection**
	Objection of Trustee Eleanor C. Ahern to Jacqueline M. Montoya's Petition and Addendum to Petition to Compel Trustee to Distribute Accured Income and Future Income Recieved from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches
03/14/2014	**Certificate of Mailing**
	Certificate of Mailing
03/18/2014	**Motion to Dismiss**
	Motion to Dismiss Counterclaims of Eleanor C. Ahern
03/20/2014	**Certificate of Mailing**
	Certificate of Mailing
03/20/2014	**Amended Certificate of Mailing**
	Amended Certificate of Mailing
03/20/2014	**Amended Notice**
	Amended Notice of Hearing on Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches and Addendum to Said Petition
03/25/2014	**Ex Parte Application**
	Ex Parte Application for Order Shortening Time
03/26/2014	**Notice of Entry**
	Notice of Entry of Ex Parte Application for Order Shortening Time
03/26/2014	**Notice of Hearing**
	Notice of Hearing on Petition for Construction and Effect of Probate Court Order
03/26/2014	**Petition**
	Petition for Construction and Effect of Probate Court Order
03/26/2014	**Verification**
	Verification for Petition for Construction and Effect of Probate Court Order
03/27/2014	**Petition**
	Petition for Determination of Construction and Interpretation of Language Relating to Trust No. 2
03/27/2014	**Verification**
	Verification for Petition for Determination of Construction and Interpretation of Language Relating to Trust No. 2
03/27/2014	**Notice of Hearing**
	Notice of Hearing on Petition for Determination of Construction and Interpretation of Language Relating to Trust No. 2
03/28/2014	**Certificate of Mailing**
	Certificate of Mailing
03/31/2014	**Certificate of Mailing**
	Certificate of Mailing
04/10/2014	**Certificate of Mailing**
	Certificate of Mailing Regarding Petition for Release of Trust Funds for the Payment of Administrative Expenses, Insurance Premiums and Taxes Attributable to Trust Property
04/10/2014	**Ex Parte Petition**

Ex Parte Petition for Order Shortening Time Regarding Petition for Release of Trust Funds for the Payment of Administrative Expenses, Insurance Premiums and Taxes Attributable to Trust Property

04/10/2014 **Petition**
Petition for Release of Trust Funds for the Payment of Administrative Expenses, Insurance Premiums and Taxes Attributable to Trust Property

04/10/2014 **Order Shortening Time**
Order Shortening Time Regarding Petition for Release of Trust Funds for the Payment of Administrative Expenses, Insurance Premiums and Taxes Attributable to Trust Property

04/18/2014 **Objection**
Objection, in Part, to Petition for Release of Trust Funds for the Payment of Administrative Expenses, Insurance Premiums and Taxes Attributable to Trust Property

04/22/2014 **Petition** (9:00 AM) (Judicial Officer Sturman, Gloria)
Hearing on Petition for Release of Trust Funds for the Payment of Administrative Expenses, Insurance Premiums and Taxes Attributable to Trust Property
Parties Present
Result: Granted

04/28/2014 **Recorders Transcript of Hearing**
RECORDER'S TRANSCRIPT OF PROCEEDINGS: PETITION TUESDAY, APRIL 22, 2014

05/07/2014 **Errata**
Errata to Objection to Trustee Eleanor C. Ahern to Jacqueline M. Montoya's Petition and Addendum to Petition to Compel Trustee to Distribute Accured Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches

05/07/2014 **Opposition**
Opposition of Eleanor C. Ahern to Motion to Dismiss Counterclaims of Eleanor C. Ahern

05/08/2014 **Ex Parte Petition**
Ex Parte Petition for Order Shortening Time Regarding Motion to Continue Jacqueline M. Montoya's Petition for Construction and Effect of Probate Court Order

05/08/2014 **Motion**
Motion of Eleanor C. Ahern to Continue May 13, 2014 Hearing on Petition for Construction and Effect of Probate Court Order of Jacqueline M. Montoya

05/08/2014 **Order Shortening Time**
Order Shortening Time Regarding Motion to Continue Jacqueline M. Montoya's Petition for Construction and Effect of Probate Court Order

05/08/2014 **Certificate of Mailing**
Certificate of Mailing Regarding Motion of Eleanor C. Ahern to Continue May 13, 2014 Hearing on Petition for Construction and Effect of Probate Court Order of Jacqueline M. Montoya

05/08/2014 **Certificate of Mailing**
Certificate of Mailing

05/08/2014 **Response**
Response to Objection of Eleanor C. Ahern to Jacqueline M. Montoya's Petition and Addendum to Petition to Compel Trustee to Distribute Accrued Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches

05/12/2014 **Certificate of Mailing**
Certificate of Mailing Regarding Opposition of Eleanor C. Ahern to Jacqueline M. Montoya's Petition for Contruction of Effect of Probate Court Order

05/12/2014 **Opposition**
Opposition of Eleanor C. Ahern to Jacqueline M. Montoya's Petition for Construction and Effect of Probate Court Order

05/12/2014 **Reply**
Reply to Trustee Eleanor C. Ahern to Response of Jacqueline M. Montoya to Objection of Trustee Eleanor c. Ahern to Jacqueline M. Montoya's Petiton and Addendum to Petition to Compel Trustee to Distribute Accured Income and Future Income Received from Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches

05/13/2014 **Motion** (9:00 AM) (Judicial Officer Sturman, Gloria)
Motion to Dimiss Counterclaims of Eleanor C. Ahern
Result: Matter Continued

05/13/2014 **Motion** (9:00 AM) (Judicial Officer Sturman, Gloria)
Jacqueline M. Montoya's Amended Notice of Hearing on Petition to Compel Trustee to Distribute Accrued Income and Future Income Received From Oil, Gas, and Mineral Leases and Declaration of the Applicability of the Doctrine of Laches and Addendum to Said Petition
Result: Granted In Part

05/13/2014 **Hearing** (9:00 AM) (Judicial Officer Sturman, Gloria)
Hearing on Petition for Construction and Effect of Probate Court Order
Result: Matter Continued

05/13/2014 **Motion** (9:00 AM) (Judicial Officer Sturman, Gloria)
Motion of Eleanor c. Ahern to Continue May 13, 2014 Hearing on Petition for Constructive and Effect of Probate Court Order of Jacqueline M. Montoya
Result: Granted

05/13/2014 **All Pending Motions** (9:00 AM) (Judicial Officer Sturman, Gloria)
Parties Present
Result: Matter Heard

05/16/2014 **Order**
Order Granting Petition for Release of Trust Funds for the Payment of Administrative Expenses, Insurane Premiums and Taxes Attributable to Trust Property

05/19/2014 **Notice of Entry of Order**
Notice of Entry of Order

05/20/2014 **Recorders Transcript of Hearing**
Transcript RE: All Pending Motions

05/27/2014 *CANCELED* **Petition - HM** (9:00 AM) (Judicial Officer Sturman, Gloria)
Vacated
Hearing on Petition for Determination of Construction and Interpretation of Language Relating to Trust No. 2

06/09/2014 **Notice**
Notice of Appearance

07/07/2014 **Order**
Order: Re Pending Motions and Scheduling

07/07/2014 **Order**
Order: Re Pending Motions and Scheduling

07/08/2014 **Notice of Entry of Order**
Notice of Entry of Order: Re Pending Motions and Scheduling

07/17/2014 *CANCELED* **Calendar Call** (11:00 AM) (Judicial Officer Sturman, Gloria)

	Vacated
	07/18/2014 Reset by Court to 07/17/2014
07/17/2014	**Motion to Compel**
	Motion to Compel Responses to Eleanor C. Ahern's First Set of Interrogatories and First Request for Production of Documents to Jacqueline M. Montoya
07/17/2014	**Certificate of Mailing**
	Certificate of Mailing
07/22/2014	**Subpoena Duces Tecum**
	Subpoena Duces Tecum for Business Records
07/31/2014	**Case Appeal Statement**
	Case Appeal Statement
07/31/2014	**Notice of Appeal**
	Notice of Appeal
08/07/2014	**Notice**
	Notice of Subpoena Duces Tecum to the Custodian of Records for Medicare
08/07/2014	**Notice**
	Notice of Subpoena Duces Tecum to the Custodian of Records for University Medical Center
08/07/2014	**Notice**
	Notice of Subpoena Duces Tecum to the Custodian of Records for Christopher S. Cruz, M.D.
08/07/2014	**Notice**
	Notice of Subpoena Duces Tecum to the Custodian of Records for David A. Straus, Esquire
08/07/2014	**Notice**
	Notice of Subpoena Duces Tecum to the Custodian of Records for Corey Haina
08/11/2014	*CANCELED* **Bench Trial** (9:00 AM) (Judicial Officer Sturman, Gloria)
	Vacated
08/12/2014	**Affidavit of Service**
	Affidavit of Service: Custodian of Records for University Medical Center
08/13/2014	**Affidavit of Service**
	Affidavit of Service
08/13/2014	**Affidavit of Service**
	Affidavit of Service
08/14/2014	**Subpoena Duces Tecum**
	Subpoena Duces Tecum for Business Records
08/14/2014	**Subpoena Duces Tecum**
	Subpoena Duces Tecum for Business Records
08/14/2014	**Notice**
	Notice of Subpoena Duces Tecum to the Custodian of Records for Kindred Hospital Las Vegas
08/19/2014	**Certificate of Mailing**
	Certificate of Mailing
08/19/2014	**Response**
	Jacqueline M. Montoya's Response to Eleanor C. Ahern's Motion to Compel Responses to Eleanor C. Ahern's First Set of Interrogatories and First Request for Production of Documents to Jacqueline M. Montoya
08/19/2014	**Clerk of the Courts Notice of Change of Hearing**
	Clerk of the Courts Notice of Change of Hearing - Family
08/22/2014	*CANCELED* **Motion to Compel** (1:30 PM) (Judicial Officer Beecroft, Chris A, Jr.)
	Vacated
	Motion to Compel Responses to Eleanor C. Ahern's First Set of Interrogatories and First Request for Production of Documents to Jacqueline M. Montoya
08/29/2014	**Reply**
	Reply of Eleanor C. Ahern to Jacqueline M. Montoya's Response to Eleanor C. Ahern's Motion to Compel Responses to Eleanor C Ahern's First Set of Interrogatories and First Request for Production of Documents to Jacqueline M. Montoya
08/29/2014	**Reply**
	Reply of Eleanor C. Ahern to Jacqueline M. Montoya's Response to Eleanor C. Ahern's Motion to Compel Responses to Eleanor C Ahern's First Set of Interrogatories and First Request for Production of Documents to Jacqueline M. Montoya
09/03/2014	**Motion to Compel** (9:00 AM) (Judicial Officer Bulla, Bonnie)
	Motion to Compel Responses to Eleanor C. Ahern's First Set of Interrogatories and First Request for Production of Documents to Jacqueline M. Montoya
	Parties Present
	Result: Denied Without Prejudice
09/10/2014	**Stipulation and Order**
	Stipulation and Oder for Release of Medicial Information
09/11/2014	**Subpoena Duces Tecum**
	Subpoena Duces Tecum for Business Records
09/11/2014	**Notice of Entry of Order**
	Notice of Entry of Order Re: Stipulation and Order for Release of Medical Information
09/15/2014	**Notice**
	Notice of Suboena Duces Tecum to the Custodian of Records for Complex Care Hospital
09/15/2014	**Notice**
	Notice of Subpoena Duces Tecum to the Custodian of Records for MountainView Hospital
09/15/2014	**Notice**
	Notice of Subpoena Duces Tecum to the Custodian of Records for Sunrise Hospital and Medical Center
09/15/2014	**Notice**
	Notice of Subpoena Duces Tecum to the Custodian of Records for Torrey Pines Rehabilitation Center
09/19/2014	**Transcript of Proceedings**
	Motion to Compel, Wednesday, September 3, 2014
09/19/2014	**Transcript of Proceedings**
	September 3, 2014
09/26/2014	**Notice of Taking Deposition**
	Notice of Taking Deposition
09/26/2014	**Notice of Taking Deposition**
	Notice of Taking Deposition-Kathryn Bouvier
09/26/2014	**Notice**
	Notice of Deposition

10/03/2014 **Notice of Taking Deposition**
Notice of Taking Deposition- David A. Straus
10/03/2014 **Notice of Taking Deposition**
Notice of Taking Deposition- Josefina C. Jones
10/09/2014 **Motion to Dismiss**
Motion to Dismiss Petition for Declaratory Judgment Regarding Limited Interest of Trust Assets Pursuant to NRS 30.040, NRS 153.031(1)(E), and NRS 164.033(1)(A) for Failure to State a Claim Upon Which Relief Can be Granted Per NRCP 12(b)(5)
10/10/2014 **Status Check** (11:00 AM) (Judicial Officer Bulla, Bonnie)
Result: Failure to Appear
10/13/2014 **Stipulation and Order**
Stipulation and Order for Release of Medicial Information
10/15/2014 **Notice of Entry of Order**
Notice of Entry of Order Re: Stipulation and Order for Release of Medicial Information
10/16/2014 **Notice of Taking Deposition**
Notice of Taking Deposition
10/21/2014 **Subpoena**
Subpoena to Sharon Brown
10/21/2014 **Subpoena**
Subpoena to David A. Straus, Esq.
10/21/2014 **Subpoena**
Subpoena to Josefina C. Jones
10/24/2014 **Notice of Vacating Deposition**
Notice of Vacating Deposition
10/24/2014 **Notice of Vacating Deposition**
Notice of Vacating Deposition
10/24/2014 **Notice of Vacating Deposition**
Notice of Vacating Deposition
11/03/2014 **Substitution of Attorney**
Substitution of Attorney
11/10/2014 **Motion to Enforce**
Motion to Enforce Settlement Agreement
11/12/2014 **Notice of Hearing**
Renotice of Hearing on Motion to Enforce Settlement Agreement
11/14/2014 **Status Check** (11:00 AM) (Judicial Officer Bulla, Bonnie)
Status Check: Compliance / Sanctions
Parties Present
Result: Matter Continued
11/24/2014 **Motion**
Motion to Withdraw as Attorney for Eleanor Ahern
11/24/2014 **Notice of Hearing**
Notice of Hearing
11/25/2014 **Certificate of Mailing**
Certificate of Mailing
11/25/2014 **Motion to Continue**
Motion to Continue Hearing and Briefing Schedule and to Stay All Pending Matters on Order Shortening Time
11/26/2014 **Substitution of Attorney**
Substitution of Attorneys
11/26/2014 **Notice**
Notice of Entry of Order Shortening Time and Notice of Hearing
11/26/2014 **Opposition**
Opposition to Eleanor Ahern's Motion to Continue Hearing and Briefing Schedule and to Stay All Pending Matters on Order Shortening Time
12/01/2014 **Discovery Commissioners Report and Recommendations**
Discovery Commissioners Report and Recommendations
12/03/2014 **Reply**
Reply in Support of Motion to Continue Hearing and Briefing Schedule and to Stay All Pending Matters on Order Shortening Time
12/04/2014 **Motion** (10:30 AM) (Judicial Officer Sturman, Gloria)
All Pending Motion
Parties Present
Result: Matter Heard
12/11/2014 **Recorders Transcript of Hearing**
Recorder's Transcript of Proceeding: All Pending Motions Thursday December 4, 2014
12/11/2014 **Opposition**
Opposition to Motion to Enforce Settlement Agreement
12/12/2014 **Hearing - HM** (9:30 AM) (Magistrate Yamashita, Wesley)
Motion to Withdraw as Atty for Eleanor Ahern
Result: Off Calendar
12/12/2014 *CANCELED* **Hearing - HM** (9:30 AM) (Magistrate Yamashita, Wesley)
Vacated
Notice of Hearing
12/12/2014 **Errata**
Errata to Opposition to Motion to Enforce Settlement Agreement
12/15/2014 **Reply**
Reply in Support of Motion to Enforce Settlement Agreement
12/17/2014 **Motion to Enforce** (9:00 AM) (Judicial Officer Sturman, Gloria)
Settlement Agreement [10AM]
Parties Present
12/10/2014 Reset by Court to 12/17/2014
Result: Denied
12/17/2014 **Order**
Order Granting in Part Motion to Continue Hearing and Briefing Schedule and to Stay All Pending Matters
12/19/2014 **Status Check** (11:00 AM) (Judicial Officer Bulla, Bonnie)
Status Check: Compliance

	Parties Present
	Result: Matter Heard
12/19/2014	**Notice of Entry of Order**
	Notice of Entry of Order
12/23/2014	**Motion to Compel**
	Emergency Motion to Compel David L. Mann, Esq. to Turn Over Documents
12/23/2014	**Opposition and Countermotion**
	Opposition to Eleanor C. Ahern's Motion to Dismiss Petition for Declaratory Judgment for Failure to State a Claim upon which Relief can be Granted; and Countermotion of Kathryn A. Bouvier and Jacqueline M. Montoya for Summary Judgment on Petition for Declaratory Judgment, for Damages and Assessment of Penalties, and for other Relief
12/24/2014	**Recorders Transcript of Hearing**
	RECORDER'S TRANSCRIPT OF PROCEEDING: MOTION TO ENFORCE: SETTLEMENT AGREEMENT WEDNESDAY, DECEMBER 17, 2014
12/24/2014	**Notice of Hearing**
	Notice of Hearing
12/29/2014	**Motion**
	Attorney David L. Mann ESQ motion to Quash Supoenas and For A Protective Order
12/31/2014	**Motion**
	Motion to Exceed Page Limit
01/02/2015	**Motion for Summary Judgment**
	Omnibus Opposition to Petition for Determination of Construction and Interpretation of Language Relating to Trust No 2, and Petition for Construction and Effect of Probate Court Order; and Countermotion for Summary Judgment
01/08/2015	**Order**
	Order Granting Motion to Exceed Page Limit
01/09/2015	**Status Check: Compliance** (11:00 AM) (Judicial Officer Bulla, Bonnie)
	Result: Matter Continued
01/09/2015	**Motion**
	Motion to Exceed Page Limit
01/09/2015	**Notice of Entry of Order**
	Notice of Entry of Order
01/09/2015	**Reply**
	Reply in Support of Countermotion of Kathryn A. Bouvier and Jacqueline M. Montoya for Summary Judgment on Petition for Declaratory Judgment, for Damages, and Assessment of Penalties, and for Other Relief; And Opposition to Eleanor's Countermotion for Summary Judgment
01/09/2015	**Reply**
	Eleanor C. Ahern's (1) Reply in Support of Eleanor C. Ahern's Motion to Dismiss Petition for Declaratory Judgment for Failure to State a Claim Upon Which Relief Can Be Granted; (2) Opposition to Countermotion of Kathryn A. Bouvier and Jacqueline M. Montoya for Summary Judgment on Petition for Declaratory Judgment, For Damages and Assessment of Penalties, and for Other Relief; and (3) Reply in Support of Countermotion for Summary Judgment
01/12/2015	**Supplement**
	Supplement to Reply in Support of Countermotion of Kathryn A. Bouvier and Jacqueline M. Montoya for Summary Judgment on Petition for Declaratory Judgment, for Damages and Assessment of Penalties, and for Other Relief; and Opposition to Eleanor's Countermotion for Summary Judgment
01/12/2015	**Motion**
	Motion for Leave to Amend Pleadings of Jacqueline M. Montoya and Kathryn A. Bouvier for Claims, Defenses, Damages and Assessment of Penalties, and for Other Relief Against Eleanor Connell Hartman Ahern
01/12/2015	**Ex Parte Application**
	Kathryn A. Bouvier and Jacqueline M. Montoya's Ex Parte Application for an Order Shortening Time
01/13/2015	**Affidavit of Service**
01/13/2015	**Certificate of Mailing**
	Certificate of Mailing
01/13/2015	**Opposition**
	David L. Mann ESQs Opposition to Emergency Motion to compel David L.Mann EQS to turn over Documents and Opposition to Order Shortening Time
01/14/2015	**Status Check: Settlement/Trial Setting** (9:00 AM) (Judicial Officer Sturman, Gloria)
	10:00AM SESSION
	12/04/2014 Reset by Court to 12/04/2014
	12/04/2014 Reset by Court to 01/14/2015
	Result: Matter Heard
01/14/2015	**Status Check** (9:00 AM) (Judicial Officer Sturman, Gloria)
	Petition for Determination of Construction and Interpretation of Lanuage Relating to Trust No. 2 (10:00AM)
	12/04/2014 Reset by Court to 12/04/2014
	12/04/2014 Reset by Court to 01/14/2015
	Result: Matter Continued
01/14/2015	**Status Check** (9:00 AM) (Judicial Officer Sturman, Gloria)
	Motion to Dismiss Counterclaims of Eleanor C. Ahern (10:00AM)
	12/04/2014 Reset by Court to 12/04/2014
	12/04/2014 Reset by Court to 01/14/2015
	Result: Matter Continued
01/14/2015	**Status Check** (9:00 AM) (Judicial Officer Sturman, Gloria)
	Petition for Construction and Effect of Probate Court Order (10:00AM)
	12/04/2014 Reset by Court to 12/04/2014
	12/04/2014 Reset by Court to 01/14/2015
	Result: Matter Continued
01/14/2015	**Opposition & Countermotion** (9:00 AM) (Judicial Officer Sturman, Gloria)
	Opposition & Countermotion of Kathryn A. Bouvier and Jacqueline M. Montoya for Summary Judgment of Petition for Declaration Judgment, for Damages and Assessment of Penalties, and for other Relief
	Result: Matter Continued
01/14/2015	**Motion** (9:00 AM) (Judicial Officer Sturman, Gloria)
	Motion for Leave to Amend Pleadings of Jacqueline M. Montoya and Kathryn A Bouvier for Claims, Defenses, Damages and Assessment of Penalties, and for Other Relief Against Eleanor Connell Hartman Ahern
	Result: Matter Continued
01/14/2015	**All Pending Motions** (9:00 AM) (Judicial Officer Sturman, Gloria)

	Parties Present
	Result: Matter Heard
01/15/2015	**Re-Notice**
	Re-Notice of Motion
01/16/2015	**Motion - HM** (9:30 AM) (Magistrate Yamashita, Wesley)
	Attorney David L. Mann ESQ Motion to Quash Supoenas and For A Protective Orde
	Result: Off Calendar
01/16/2015	**Order**
	Order Granting Motion to Exceed Page Limit
01/16/2015	**Amended Notice**
	Amended Notice of Hearing
01/20/2015	**Supplement**
	Supplement to Motion to Amend Pleadings
01/20/2015	**Notice of Entry of Order**
	Notice of Entry of Order
01/22/2015	**Receipt of Copy**
	Receipt of Copy
01/26/2015	**Opposition to Motion**
	Opposition to Attorney David L. Mann, Esq.'s Motion to Quash Subpoenas and for a Protective Order
01/26/2015	**Re-Notice**
	Re-Notice of Motion
01/27/2015	**Errata**
	Errata to Opposition to Attorney David L. Mann, Esq.'s Motion to Quash Subpoena and for a Protective Order
01/27/2015	**Opposition**
	Opposition to Motion to Amend Pleadings
01/28/2015	**Certificate of Mailing**
	Certificate of Mailing
01/30/2015	**Hearing** (10:00 AM) (Judicial Officer Sturman, Gloria)
	Parties Present
	Result: Matter Heard
02/11/2015	*CANCELED* **Motion** (9:00 AM) (Judicial Officers Judge Sturman, Probate, Sturman, Gloria)
	Vacated
	Emergency Motion to Compel David Mann Esq to turn over Documents
02/11/2015	**Reply to Opposition**
	Reply to Opposition to Attorney David L. Mann ESQs Motion to Quash Subpoenas and For a Protective Order
02/11/2015	**Reply**
	Reply in Support of Emergency Motion to Compel David L. Mann, Esq. to Turn Over Documents
02/13/2015	**Stipulation and Order**
	Stipulation and Order to File Under Seal
02/17/2015	**Notice of Entry of Order**
	Notice of Entry of Order
02/17/2015	**Discovery Commissioners Report and Recommendations**
	Discovery Commissioner's Report and Recommendations
02/18/2015	**Motion** (9:30 AM) (Judicial Officer Bulla, Bonnie)
	Eleanor Connell Hartman Ahern, as Trustee and Individually Motion to Compel David Mann ESQ. to Turn over Documents
	Parties Present
	Result: Denied Without Prejudice
02/18/2015	**Notice of Entry of Order**
	Notice of Entry of Discovery Commissioner's Report and Recommendations
03/02/2015	**Recorders Transcript of Hearing**
	Transcripts of Proceedings: Hearing FRIDAY, JANUARY 30, 2015
03/02/2015	**Order Denying**
	Order Denying Motion to Enforce Settlement Agreement
03/02/2015	**Notice of Entry of Order**
	Notice of Entry of Order Denying Motion to Enforce Settlement Agreement
03/06/2015	**Motion**
	David L Mann, Esq's Motion For Rule 11 Sanctions
03/06/2015	**Receipt of Copy**
	Receipt of Copy
03/12/2015	**Filed Under Seal**
	Brief Regarding Pending Issues
03/13/2015	**Filed Under Seal**
	Brief Regarding Accounting, Fiduciary Duties, And Trust Adminastration
03/16/2015	**Notice**
	Notice to Vacate Hearing
03/18/2015	**Filed Under Seal**
	Supplement to Brief Regarding Pending Issues
03/18/2015	**Filed Under Seal**
	Filed Under Seal - Supplement to Brief Regarding Accounting, Fiduciary Duties, and Trust Administration
03/19/2015	**Filed Under Seal**
	Filed Under Seal - Second Supplement to Brief Regarding Pending Issues
03/20/2015	**Hearing** (10:00 AM) (Judicial Officer Sturman, Gloria)
	Parties Present
	Result: Matter Heard
03/20/2015	**Status Check: Compliance** (11:00 AM) (Judicial Officer Bulla, Bonnie)
	03/20/2015, 04/17/2015
	Result: Matter Continued
03/25/2015	**Motion** (9:00 AM) (Judicial Officers Sturman, Gloria, Judge Sturman, Probate)
	David L Mann, Esq's Motion For Rule 11 Sanctions
	Result: Off Calendar
03/26/2015	**Telephonic Hearing** (11:00 AM) (Judicial Officer Sturman, Gloria)
	Parties Present

	Result: Matter Heard	
03/27/2015	**Notice**	
	Notice of Supplemental Exhibits Provided at March 20, 2015 Hearing	

FINANCIAL INFORMATION

	Attorney Steadman, Brian K, ESQ			
	Total Financial Assessment			150.00
	Total Payments and Credits			150.00
	Balance Due as of 03/31/2015			**0.00**
09/25/2013	Transaction Assessment			150.00
09/25/2013	Payment (Mail)	Receipt # 2013-26325-FAM	Parties Receiving Notice	(150.00)
	Other Mann, David L, ESQ			
	Total Financial Assessment			223.00
	Total Payments and Credits			223.00
	Balance Due as of 03/31/2015			**0.00**
12/29/2014	Transaction Assessment			223.00
12/29/2014	Wiznet	Receipt # 2014-143545-CCCLK	Mann, David L	(223.00)
	Other Montoya, Jacqueline M			
	Total Financial Assessment			423.00
	Total Payments and Credits			423.00
	Balance Due as of 03/31/2015			**0.00**
10/01/2013	Transaction Assessment			223.00
10/01/2013	Wiznet	Receipt # 2013-119239-CCCLK	Montoya, Jacqueline M	(223.00)
12/24/2014	Transaction Assessment			200.00
12/24/2014	Payment (Phone)	Receipt # 2014-36660-FAM	Powell, Joseph J	(200.00)
	Petitioner Ahern, Eleanor C			
	Total Financial Assessment			760.50
	Total Payments and Credits			760.50
	Balance Due as of 03/31/2015			**0.00**
08/17/2009	Transaction Assessment			539.00
08/17/2009	Payment (Window)	Receipt # 2009-46899-FAM	Ahern, Eleanor C	(539.00)
09/04/2009	Transaction Assessment			6.00
09/04/2009	Payment (Window)	Receipt # 2009-52519-FAM	Solomon Dwiggins & Freer	(6.00)
05/30/2013	Transaction Assessment			18.00
05/30/2013	Payment (Window)	Receipt # 2013-65982-CCCLK	ELEANOR AHERN	(18.00)
05/31/2013	Transaction Assessment			79.00
05/31/2013	Payment (Window)	Receipt # 2013-66381-CCCLK	Ahern, Eleanor C	(79.00)
07/31/2014	Transaction Assessment			24.00
07/31/2014	Wiznet	Receipt # 2014-88240-CCCLK	Ahern, Eleanor C	(24.00)
11/26/2014	Transaction Assessment			3.50
11/26/2014	Wiznet	Receipt # 2014-133126-CCCLK	Ahern, Eleanor C	(3.50)
11/26/2014	Transaction Assessment			3.50
11/26/2014	Wiznet	Receipt # 2014-133185-CCCLK	Ahern, Eleanor C	(3.50)
11/26/2014	Transaction Assessment			3.50
11/26/2014	Wiznet	Receipt # 2014-133216-CCCLK	Ahern, Eleanor C	(3.50)
12/03/2014	Transaction Assessment			3.50
12/03/2014	Wiznet	Receipt # 2014-134727-CCCLK	Ahern, Eleanor C	(3.50)
12/12/2014	Transaction Assessment			3.50
12/12/2014	Wiznet	Receipt # 2014-138519-CCCLK	Ahern, Eleanor C	(3.50)
12/12/2014	Transaction Assessment			3.50
12/12/2014	Wiznet	Receipt # 2014-138650-CCCLK	Ahern, Eleanor C	(3.50)
12/17/2014	Transaction Assessment			3.50
12/17/2014	Wiznet	Receipt # 2014-140172-CCCLK	Ahern, Eleanor C	(3.50)
12/19/2014	Transaction Assessment			3.50
12/19/2014	Wiznet	Receipt # 2014-141311-CCCLK	Ahern, Eleanor C	(3.50)
12/24/2014	Transaction Assessment			3.50
12/24/2014	Wiznet	Receipt # 2014-142924-CCCLK	Ahern, Eleanor C	(3.50)
12/24/2014	Transaction Assessment			3.50
12/24/2014	Wiznet	Receipt # 2014-143047-CCCLK	Ahern, Eleanor C	(3.50)
12/31/2014	Transaction Assessment			3.50
12/31/2014	Wiznet	Receipt # 2014-144670-CCCLK	Ahern, Eleanor C	(3.50)
01/05/2015	Transaction Assessment			3.50
01/05/2015	Wiznet	Receipt # 2015-00297-CCCLK	Ahern, Eleanor C	(3.50)
01/08/2015	Transaction Assessment			3.50
01/08/2015	Wiznet	Receipt # 2015-02075-CCCLK	Ahern, Eleanor C	(3.50)
01/09/2015	Transaction Assessment			3.50
01/09/2015	Wiznet	Receipt # 2015-02550-CCCLK	Ahern, Eleanor C	(3.50)

01/09/2015	Transaction Assessment			3.50
01/09/2015	Wiznet	Receipt # 2015-02552-CCCLK	Ahern, Eleanor C	(3.50)
01/10/2015	Transaction Assessment			3.50
01/10/2015	Wiznet	Receipt # 2015-02810-CCCLK	Ahern, Eleanor C	(3.50)
01/16/2015	Transaction Assessment			3.50
01/16/2015	Wiznet	Receipt # 2015-05464-CCCLK	Ahern, Eleanor C	(3.50)
01/16/2015	Transaction Assessment			3.50
01/16/2015	Wiznet	Receipt # 2015-05471-CCCLK	Ahern, Eleanor C	(3.50)
01/16/2015	Transaction Assessment			3.50
01/16/2015	Wiznet	Receipt # 2015-05528-CCCLK	Ahern, Eleanor C	(3.50)
01/20/2015	Transaction Assessment			3.50
01/20/2015	Wiznet	Receipt # 2015-06162-CCCLK	Ahern, Eleanor C	(3.50)
01/26/2015	Transaction Assessment			3.50
01/26/2015	Wiznet	Receipt # 2015-08411-CCCLK	Ahern, Eleanor C	(3.50)
01/27/2015	Transaction Assessment			3.50
01/27/2015	Wiznet	Receipt # 2015-08865-CCCLK	Ahern, Eleanor C	(3.50)
01/28/2015	Transaction Assessment			3.50
01/28/2015	Wiznet	Receipt # 2015-09091-CCCLK	Ahern, Eleanor C	(3.50)
02/12/2015	Transaction Assessment			3.50
02/12/2015	Wiznet	Receipt # 2015-14762-CCCLK	Ahern, Eleanor C	(3.50)
02/17/2015	Transaction Assessment			3.50
02/17/2015	Wiznet	Receipt # 2015-15886-CCCLK	Ahern, Eleanor C	(3.50)
02/17/2015	Transaction Assessment			3.50
02/17/2015	Wiznet	Receipt # 2015-15987-CCCLK	Ahern, Eleanor C	(3.50)
03/27/2015	Transaction Assessment			3.50
03/27/2015	Wiznet	Receipt # 2015-32059-CCCLK	Ahern, Eleanor C	(3.50)

DECLARATION IN SUPPORT OF MOTION FOR ATTORNEY'S FEES AND COSTS

STATE OF NEVADA)
)ss
COUNTY OF CLARK)

Whitney B. Warnick, Esq., being duly sworn states as follows:

1. I and my law firm are the attorneys for Kathryn A. Bouvier in the above-referenced matter.

2. In the course of this representation, and through March 20, 2015, my law firm has incurred a total of $127,633.70 in fees and costs in prosecuting and defending in the above entitled proceedings. Attached hereto is an itemized billing statement for the services rendered and costs incurred. I affirm that the itemized services were in my opinion necessary, that there is not unreasonable duplication, and that the attached statements reflect a true and accurate account of the legal services provided to the client

3. Additional fees following March 20, 2015 are and will be incurred, and it is estimated that an additional $10,000.00 in fees and costs may be incurred before these proceedings are resolved, barring an appeal by the opposing party.

4. I have practiced law in Nevada for over 36 years, with an emphasis in the area of Estates and Trusts and litigation. I have handled many complicated trials and appeals to the Nevada Supreme Court dealing with Trust disputes and issues.

5. My billing rate during these proceedings is $300 an hour. I billed 455.00 hours. Other attorneys from my firm, having extensive experience in Court litigation, have also assisted and billed a few hours in this case, but for the most part I have been the primary attorney working on the case. Mr. G. Mark Albright, Esq., who has performed some services, bills at $325 an hour, and performed 55 hours of service. Mr. William H. Stoddard, Esq., performed 0.6 hours of service and bills at $325 an hour. Mr. D. Chris Albright, Esq., performed 1.5 hours of service and bills at $300 an hour. Mr. Bud Albright, Esq., performed 0.4 hours of service and bills at $300 an hour. I believe the hourly rate I and other attorneys from

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our firm charge is the average or less than the average billing rate charged in this area for the type of services we have provided, given our experience and the complexity of the case. I further believe that the fees and costs incurred are reasonable and significantly less than what the opposing party incurred in these proceedings.

6. Total costs in the amount of $5,373.70, and fees in the amount of $155,260.00 were incurred for services rendered by our law firm, as shown on the billing statement attached hereto. The billing statement may be a bit confusing in that the services rendered and costs incurred are divided, so that approximately 50% thereof could be billed to Mrs. Bouvier, and the remaining 50% billed to her sister, Jacqueline M. Montoya. It was the agreement between these clients that beginning in March, 2014, they would each pay one-half of the fees incurred by our law firm, and those incurred by The Rushforth Firm, Ltd. Prior to that time, our law firm assisted in the case as special counsel for Mrs. Montoya. Thus, while it may appear that there has been a duplication of charges beginning with March, 2014, billed to Mrs. Montoya and to Mrs. Bouvier, in actuality the time and amount shown, and the costs incurred for each, are only one-half of the total incurred by the firm on the dates listed. Thus, adding them together, gives the full amount of services rendered and costs incurred.

7. In addition, a portion of the fees and costs incurred by Mrs. Bouvier and Mrs. Montoya, relate to the Will Contest in P-14-080595-E, which was being heard in this court at the same time as the Trust dispute. The Will Contest was settled near the end of 2014. Therefore, $33,000 of the fees and costs incurred, as shown on the billing statement attached hereto, were allocated to the Will Contest matter, for which reimbursement is not now being sought by my law firm. With this amount subtracted from the total of $160,633.70 incurred in both cases, a balance in fees and costs remains of $127,633.70, allocated solely to the Trust dispute for which an award of fees and costs on behalf of my client, Mrs.

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Bouvier, and Mrs. Montoya is now being requested.

8. In that the legal services rendered relating to the Will Contest were intertwined with the services being rendered in the Trust dispute, the same services sometimes being relevant and for the benefit of both cases, the portion allocated to the Will Contest was determined by taking one-half of the total fees and costs incurred from the time the Will Contest was initiated until the case was settled and dismissed.

9. These proceedings commenced in September, 2013, and there has been ongoing active litigation before the Court dealing with numerous legal issues involving trusts and areas of the law related to a multitude of issues raised in these proceedings. Because there are not many Nevada Supreme Court cases dealing with Trust matters, research was often more complicated in looking nationwide for guidance.

10. Efforts were made to not duplicate attorney services, both within my law firm, and in conjunction with services being performed by The Rushforth Firm, Ltd., representing Mrs. Montoya in the proceedings. While paralegals and secretaries assisted the attorneys in this case in performing valuable services, their services were not charged separately for the most part, it being the practice of the undersigned's law firm to include in the attorney's hourly billing rate consideration for assistance rendered by support staff.

11. In addition to the District Court proceedings, there was an appeal to the Nevada Supreme Court which required legal services, including extensive time spent in attempting to reach a global settlement in these proceedings, in addition to the specific issue being litigated on appeal.

12. I believe the issues in this case were significantly complex to the point that expertise in the area of Trusts, litigation and appellate work, was required to properly represent the client.

13. The Court has granted Mrs. Bouvier and Mrs. Montoya a decision in their favor

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in these proceedings, validating the services performed on their behalf by this law firm and The Rushforth law firm.

14. This affidavit is submitted in conjunction with a request that the Court award my client and Mrs. Montoya attorney's fees and costs they have incurred and require the same to be paid and reimbursed to them by Eleanor Connell Hartman Ahern.

Dated this 1ST day of April, 2015.

Whitney B. Warnick, Esq.

Subscribed and sworn to before me this 1 day of April, 2015.

Barbara Clark
NOTARY PUBLIC

BARBARA CLARK
NOTARY PUBLIC
STATE OF NEVADA
My Commission Expires: 7-27-2015
Certificate No: 95-0371-1

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Detail Transaction File List
Albright, Stoddard, Warnick & Albright

Trans Date	Tmkr	Hours to Bill	Amount	
Client ID 10658.0010 Montoya/Jacqueline M.				
02/24/2014	WBW	6.70	2,010.00	Review documents and pleadings and correspondence in case; Discuss assistance needed and how to proceed; Work on Motion to Dismiss Counterclaims filed by Eleanor.
02/25/2014	GMA	2.50	812.50	Receive and review memorandum from Joey outlining issues and plan; Meeting with Whitney B. Warnick; Work on Motion to Dismiss.
02/25/2014	WBW	2.10	630.00	Research and work on Motion to Dismiss.
02/26/2014	WBW	5.80	1,740.00	Work on Motion to Dismiss; Conference with Jacqueline; Research and further work on motion.
02/26/2014	GMA	1.50	487.50	Meeting with client; Review background facts of trust; Discuss defenses and outline case strategy.
02/27/2014	WBW	2.80	840.00	Review letter from attorney with suggested changes to our Motion; Revise and finalize Motion, except for affidavit needed.
02/27/2014	GMA	1.30	422.50	Conference with John Mugan; Work on Motion; send draft to Sean and client; Send memorandum to Sean; Send memorandum to John Mugan; Send memorandum to client.
02/27/2014	GMA	1.20	390.00	Conference with Sean regarding wording change; Reply to client; Send letter to Sean regarding his affidavit; Conference with John Mugan.
02/28/2014	WBW	0.80	240.00	Review input from Jacqueline and attorneys and make revisions to our Motion to Dismiss
02/28/2014	GMA	1.00	325.00	Revise Motion; Prepare Stipulation and Order to extend response time two weeks; sign same; send to John Mugan; Receive memorandum from Joey.
03/03/2014	WBW	0.05	15.00	Letter to Jacqueline regarding proceedings
03/03/2014	GMA	0.15	48.75	Receive memorandum from Jaquie and discuss reply with Whitney B. Warnick.
03/04/2014	WBW	0.65	195.00	Receive input for Motion and make revisions.
03/04/2014	GMA	0.15	48.75	Conference with Whitney B. Warnick; Draft reply to client.
03/04/2014	GMA	0.75	243.75	Receive memorandum from Joey; Revise brief; Conference with Whitney B. Warnick; Receive and review Jacquie's memorandum and exhibits.
03/04/2014	GMA	0.35	113.75	Receive, review and revise Sean's affidavit; Send memorandum to Sean regarding additions; Conference with Sean regarding revisions to affidavit.
03/05/2014	WBW	0.15	45.00	Review correspondence and recommendations on Motion and revise accordingly.
03/05/2014	GMA	0.30	97.50	Receive new affidavit from Sean and insert; Receive and reply to e-mails from Joey and Sean.
03/06/2014	GMA	0.10	32.50	Check on status of extension order.
03/10/2014	GMA	0.10	32.50	Conference with Whitney B. Warnick; Receive memorandum from client.
03/12/2014	WBW	0.15	45.00	Review and revise discovery requests; Work on Motion.
03/12/2014	GMA	1.80	585.00	Prepare, sign and file Notice of Entry of Order; Work on Motion to Dismiss Counterclaims; Receive and review pleadings and memorandum from Joey; Finalize revisions to Motion to Dismiss.
03/13/2014	WBW	0.25	75.00	Work on Motion and Affidavit issues.
03/13/2014	GMA	0.65	211.25	Receive and review Petition for Determination and Interpretation of Trust No. 2; Work on brief and affidavit; Send memorandum to Sean; Revise memorandum to Joey.
03/13/2014	GMA	0.40	130.00	Receive memorandum from Joey; Conference with Whitney B. Warnick; Receive and review new affidavit from Sean.
03/14/2014	WBW	1.70	510.00	Further work on Motion; make revisions and add additional arguments.
03/14/2014	GMA	0.75	243.75	Work on revisions to Interrogatories and Request to Produce Documents; add waiver theory to brief; Discuss Sean's and Jackie's revisions and memorandums with Whitney B. Warnick; Conference with Sean; Memorandum to Sean.
03/14/2014	GMA	1.05	341.25	Work on and revise Motion to Dismiss; send copies of draft to client; Send copy of brief to client with memorandum and affidavit.
03/17/2014	WBW	0.40	120.00	Review letters and additional comments on Motion; Make several revisions to finalize document.

Trans Date	Tmkr	Hours to Bill	Amount	
Client ID 10658.0010 Montoya/Jacqueline M.				
03/17/2014	GMA	0.65	211.25	Receive two memorandums from client; Meeting with Whitney B. Warnick regarding same. Revise Motion; send memorandum to client; Receive memorandum, exhibit and Substitution of Trustee from Joey.
03/18/2014	GMA	0.45	146.25	Receive Affidavit; Prepare and sign Motion and exhibits; Confirm with co-counsel and court that today's hearing is continued.
03/18/2014	GMA	0.50	162.50	Revise Motion to reflect exhibits A and B; Review Certificate of Mailing; Receive and review packet of pleadings and letters regarding Eleanor Ahern was adopted.
03/20/2014	GMA	0.35	113.75	Receive from court clerk file stamped copy of Motion with hearing date; Draft memorandum to clients; Receive memorandum from client regarding dates.
03/21/2014	WBW	0.10	30.00	Receive and respond to letters regarding hearing issues
03/21/2014	GMA	0.60	195.00	Conference with Whitney B. Warnick regarding hearing; Receive memorandum from Joey; Draft memorandum to Joey regarding Petition to Compel.
03/24/2014	GMA	0.40	130.00	Receive memorandum from client; Conference with Whitney B. Warnick; Receive and review Amended Notice of Petition to Compel for May 13th at 9 am.
03/24/2014	GMA	0.15	48.75	Conference with Whitney B. Warnick; Draft memorandum to Joey.
03/25/2014	WBW	0.10	30.00	Letters from and two Joey regarding case issues and pending hearing
03/25/2014	GMA	0.40	130.00	Receive memorandum regarding K-1 from Jackie; Receive and review Certification of Trust, memorandum from client and death certificate.
03/25/2014	GMA	0.40	130.00	Conference with Whitney B. Warnick; Revise memorandum to Joey; Check docket; Send memorandum to Joey regarding hearing.
03/26/2014	WBW	0.20	60.00	Receive and review letters and documents in pending matters regarding Will challenge
03/26/2014	GMA	0.45	146.25	Receive and review letter and memorandum from Joey regarding Mugan; Conference with Whitney B. Warnick regarding pleadings, hearing dates and issues; Memorandum from Joey regarding hearing date delays; Receive client's memorandum regarding taxes, etc.
03/27/2014	GMA	0.15	48.75	Receive and review No Contest letter/draft to Mugan from Joey.
03/28/2014	GMA	0.60	195.00	Receive and review Petition for Construction of Order; Receive and review Addendum to Petition to Compel; Receive and review Petition for Determination of Language in Trust 2; Receive nd review Petition for Probate of Will.
03/28/2014	GMA	0.20	65.00	Receive Order Shortening Time; Receive memorandum from Joey regarding hearing issues.
03/31/2014	WBW	0.85	255.00	Letters to and from Joey discussing issues pending and status; Receive and review all pleadings and new filings.
03/31/2014	GMA	0.40	130.00	Receive and review Powell's timeline of litigation's main events; Meeting with Whitney B. Warnick and review timeline and arguments.
04/01/2014	WBW	1.40	420.00	Review further all pleadings filed; Prepare letter to Joey with comments regarding pending motions and issues with questions.
04/01/2014	GMA	0.25	81.25	Receive memorandum from Joey regarding David Straus; Memorandum from Jacquie regarding Straus transaction; Receive Petition to Determine Language in Trust 2.
04/02/2014	WBW	0.15	45.00	Receive and review Motion filed and correspondence from Joey
04/02/2014	GMA	0.15	48.75	Receive and review Petition for Construction and Effect of Court Order.
04/03/2014	GMA	0.30	97.50	Receive memorandums from Joey and Jacquie regarding Will and receipt; Review Petition on Trust 2 and revise Reply Brief.
04/03/2014	WBW	0.05	15.00	Receive and review correspondence from Jacquie regarding pending matters
04/04/2014	WBW	0.15	45.00	Receive and review several letters from Jacquie and Joey regarding issues in case and status
04/07/2014	WBW	0.10	30.00	Receive and review letter from Joey discussing current issues and dispute with opposing counsel on records sought and other actions
04/08/2014	WBW	0.15	45.00	Review letters from Joey and Jacquie; Respond to letter regarding effect of subpoenaing oil company records; Review documents.
04/08/2014	GMA	0.45	146.25	Receive Joey's memorandum; Prepare for oral argument issues; Receive and review Interrogs from Mugan.

Trans Date	Tmkr	Hours to Bill	Amount	
Client ID 10658.0010 Montoya/Jacqueline M.				
04/08/2014	GMA	0.60	195.00	Receive Jacqueline's Trial Memorandum; Receive Mugan's Motion to Refer to Probate Commissioner; Receive memorandum from Joey regarding oil company subpoenas; Revise status memorandum to clients.
04/10/2014	WBW	0.15	45.00	Letters to and from Jacquie and Joey regarding [redacted] and whether to approach him for information on [redacted] and related issues.
04/10/2014	GMA	0.55	178.75	Revise memorandum to Joey; Receive Petition for Release of Trust Funds for Expenses from Burr firm; Receive and review memorandum from Joey.
04/11/2014	WBW	0.30	90.00	Receive and review Mugan's Motion to release funds to pay trust expenses; Receive and review Joey's comments; Letter to Joey and Jacquie regarding Mugan's Motion.
04/11/2014	GMA	0.25	81.25	Receive memorandum from Jacquie; Conference with Whitney B. Warnick; Receive memorandums from client regarding tax issue; Revise memorandum to Joey regarding attorneys' fees of Mugan.
04/14/2014	WBW	0.25	75.00	Receive and review letters from Joey and Jacquie on pending hearings and tax issues; Letter to Joey and Jacquie; Letters from and to Jacquie regarding hearings.
04/14/2014	GMA	0.35	113.75	Memorandum from Joey regarding pour over Will contest; Receive memorandum from Joey regarding taxes issues and hearing dates.
04/17/2014	WBW	1.70	510.00	Receive and review letters regarding pending matters; Check Probate calendar for status of Motion to Probate Will; Letters from Joey and Jacquie; Receive and review Objection to Probate and Will contest filing by Ellie; Conference call with Jacquie, Joey and Kathryn on objection and how to proceed in case.
04/17/2014	GMA	0.20	65.00	Receive memorandum from Joey; Conference with Whitney B. Warnick.
04/18/2014	WBW	0.30	90.00	Receive and review proposed Objection to Motion to distribute funds; Receive and review letters from Jacquie and Joey; Receive and review letter regarding Will dispute hearing results and calendar next hearing.
04/21/2014	WBW	0.15	45.00	Review letters from Joey and Jacquie; Review response from opposing counsel to request for clarification and specificity; Letter to Joey and Jacquie.
04/22/2014	WBW	0.50	150.00	Prepare for and attend court hearing; Conference with Joey regarding pending matters.
04/24/2014	WBW	0.40	120.00	Receive and review proposed Order from Mugan and Lum; make suggested revisions; Letter to Joey with suggested revisions.
04/25/2014	WBW	0.30	90.00	Work on Order from hearing revisions; letters from and to Joey regarding revisions; Receive and review letter to Mugan and Lum with our recommended revisions to finalize Order
04/28/2014	WBW	0.15	45.00	Receive and review discovery requests; letter to Joey to coordinate responses
05/02/2014	WBW	0.20	60.00	Receive and review letter from Lum regarding form of Order from last hearing; Letter to Joey to coordinate submission of our Order
05/05/2014	WBW	1.10	330.00	Receive and review letter and proposed Order from Lum and Mugan; Letter to Joey with our proposed order suggestions; Call to Joey to discuss submitting our proposed Order; Prepare our Proposed order from hearing on April 22, 2014, letter to Judge Sturman; Arrange for delivery of our proposed order; Letter to Lum and Mugan with our submission to Court; letter to Joey; Receive and review letter from Jacqueline regarding witness letter and Trust income to date
05/06/2014	WBW	1.05	315.00	Receive and review letters regarding Order from last hearing and issues; letter to Jacquie regarding letters from witnesses and preparation for next week's hearings; Letter from Joey regarding pending matters; Several letters and documents from Jacquie, including correspondence with Texas counsel and prior settlement offers and responses; Prepare hearing
05/07/2014	WBW	0.20	60.00	Receive and review e-mail letters with documents showing history of trust payments and other issues; prepare for hearing
05/08/2014	WBW	0.45	135.00	Receive and review letter and Motion to continue hearing on Trust Issues; Check on notice of our Motion to Dismiss; prepare for hearing; receive and review documents and letters from Jacquie with more background facts pertaining to the issues
05/09/2014	WBW	1.45	435.00	Review letters and documents relating to pending matters; Go over pending motions and objections and prepare for hearing
05/12/2014	WBW	2.30	690.00	Letter to Joey Powell regarding status of tomorrow's hearing; Receive and review e-mail letters with copies of Oppositions filed by Eleanor

Client ID 10658.0010 Montoya/Jacqueline M.

Trans Date	Tmkr	Hours to Bill	Amount	
				which had not been properly served upon us; Go over Oppositions and issues and prepare for hearing; Conference with Joey, go over all issues for hearing and how to present our case to the court; Work on argument for hearing
05/12/2014	GMA	0.15	48.75	Receive memorandum from Joey; Conference with Whitney B. Warnick.
05/13/2014	WBW	3.90	1,170.00	Prepare for court hearing; Attend Court hearing and argument; Conference with clients and Joey Powell; check into and research methods to provide security to allow payment of Trust income to clients; Conference with Cragin & Pike; Work on proposed Stipulation and Order to arrange payments
05/14/2014	WBW	1.05	315.00	Receive and review letter from Jacquie regarding bonding arrangement status; finalize draft of Stipulation and Order to hopefully handle bond situation; Letter to Joey regarding issues; Letter from Cragin & Pike
05/14/2014	GMA	0.15	48.75	Conference with Whitney B. Warnick regarding results of hearing, order and strategy.
05/15/2014	WBW	0.20	60.00	Letter to Jacquie and Kathryn with proposed Stipulation and Order for approval and action
05/16/2014	WBW	1.90	570.00	Letter from Joey regarding Stipulation and Order and possible revisions and issues; Work on preparation of Order from May 13, 2013 hearing and pending issues in case
05/19/2014	WBW	1.40	420.00	Work on Order from last hearing; Letter to Joey; Letter from Joey regarding order; receive and review letter and filed order from April hearing from Mugan and Lum; finalize order and send with letter to Mugan and Lum for review
05/20/2014	WBW	0.30	90.00	Receive and review letter regarding Texas case; Conference with Jacquie on pending issues
05/21/2014	WBW	0.40	120.00	Conference Call with Jacquie, Kathryn and Joey to determine how to proceed with various matters
05/22/2014	WBW	0.10	30.00	Receive and review letter and documents from Joey; check status of order
05/23/2014	WBW	0.30	90.00	Letters from and to Joey and Jacquie; review discovery responses; Letter to Joey; Letter from Joey; review revised responses and other matters
05/27/2014	WBW	0.15	45.00	Receive and review letters from Jacquie and Joey regarding discovery and pending issues; Letter to Joey regarding hearing
05/29/2014	WBW	1.30	390.00	Receive and review letter from Joey; Letter to Mugan and Lum regarding Order; Letter from Lum; Review documents to be produced and other issues in case; Letter to Joey regarding the handling of pending Motions and discovery; Letter from Joey; Letter to Joey
06/02/2014	WBW	1.15	345.00	Letters from and to Joey regarding pending matters; Work on Requests for Interrogatories
06/03/2014	WBW	1.10	330.00	Work on discovery requests, Requests for Production of documents
06/04/2014	WBW	0.55	165.00	Finalize drafts of discovery requests; Letter to Joey with requests and discussion of pending issues
06/06/2014	WBW	1.15	345.00	Work on revising and finalizing order from May 13, 2014 hearing; Letter to Jacquie and Kathryn regarding how to proceed wit[redacted] in this case; Letters to and from Joey regarding documents; work on discovery requests
06/09/2014	WBW	0.40	120.00	Receive and review letter from Jacquie on pending matters; call to Kathryn regarding appearance in case on her behalf; Letter to clients and Joey; Prepare Notice of Appearance and file and serve
06/10/2014	WBW	1.15	345.00	Finalize and serve Requests for Interrogatories and Requests to Produce upon Eleanor's attorneys; Receive and review letters and documents; Prepare letter to clients and Joey on pending issues; work on Early Case Conference
06/11/2014	WBW	0.80	240.00	Receive and review several communications and download and review documents; Letters from and to opposing counsel; coordinate and set Case Conference
06/16/2014	WBW	0.10	30.00	Receive and review letters from Jacquie and Guererro; Letter to Joey
06/19/2014	WBW	0.10	30.00	Check on status of pending issues; Letter to Lum regarding status of Order from May 13 hearing
06/30/2014	WBW	0.40	120.00	Receive and review letters from Lum regarding order on Will contest; Letter to Joey to handle Order issues; Letter from Lum and Mugan on revisions to May 13 Order; Make revisions and send finalized Order to them to sign; Letter from Joey regarding pending issues
07/01/2014	WBW	1.30	390.00	Prepare for and attend Case Conference with opposing counsel to arrange scheduling and other matters relating to cases; Finalize and submit Order from May 13 hearing to Court to sign
07/07/2014	WBW	0.20	60.00	Receive signed order and file with Court; Obtain filed copy and do and serve Notice of Entry
07/08/2014	GMA	0.10	32.50	Receive and review Order regarding Pending Motions.
07/09/2014	WBW	0.40	120.00	Letter to Jacquie regarding status; Receive and review order from Eleanor's attorneys on Will Contest; Receive and review letter from Mugan and Lum regarding conference report and things needed;

Trans Date	Tmkr	Hours to Bill	Amount	
Client ID 10658.0010 Montoya/Jacqueline M.				
				Respond to letter and discuss scheduling issues
07/14/2014	WBW	0.55	165.00	Letter to Joey coordinating things to be done in case; Receive and review Discovery responses from Eleanor and her attorneys
07/16/2014	WBW	0.10	30.00	Receive and review subpoena on Kindred Hospital
07/17/2014	WBW	0.10	30.00	Review letter from Lum; Receive and review letter from Joey coordinating matters pending
07/18/2014	WBW	0.15	45.00	Receive Motion filed by Eleanor regarding discovery answers and new discovery propounded
07/22/2014	WBW	0.55	165.00	Receive and review Motion to Compel discovery filed by Eleanor's attorneys; Receive and review discovery requests propounded upon Jacquie and Kathryn; Start work on responses
07/23/2014	WBW	0.30	90.00	Review discovery and requests from Eleanor's attorneys and Motion to Compel; Letter to Joey to coordinate matters and schedule Eleanor's deposition and other issues
07/25/2014	WBW	0.55	165.00	Letters from and to Jacquie regarding bond acquisition; Letter from opposing counsel regarding witness and exhibit list; Letter to Joey discussing pending matters and how to deal with them, reviewing Motion to Dismiss issues and possible resolutions; Letters to and from Jacquie relating to bond
07/28/2014	WBW	0.60	180.00	Go to offices of Cragin & Pike to discuss possibility of its issuing a Bond and to obtain documents and information needed; Letter from Cragin & Pike enclosing Bond Application forms; Letter to Jacquie and Kathryn with Application for Bond and discussion of issues
07/29/2014	WBW	0.20	60.00	Letter from Jacquie with Application for Bond; Review application; Letter to Jacquie with comments on bond application and discussion of how to proceed; letter from Jacquie; Review letter from Mugan and Lum's officer regarding signing of Consents
07/30/2014	WBW	0.90	270.00	Receive and review letter from Jacquie with current income of Trust; Review letter from Eleanor's attorneys regarding consents; receive and review letter from Joey discussing issues; Letter to Joey with discussion of pending issues and concerns; Letters to and from Joey; Research discoverability of attorney and accountant records
07/30/2014	WHS	0.15	48.75	Research regarding whether documents and records of CPA and attorney must be produced in a Will contest situation.
07/31/2014	WBW	1.40	420.00	Receive Application back from Jacquie; Complete application and obtain document to submit to Cragin & Pike; Prepare letter to Cragin & Pike explaining application and documents submitted to facilitate review; Letter fo Jacquie and Joey; Letter from Cragin & Pike; Receive and review Appeal documents filed by Eleanor's attorneys of May 13, 2014 Court order regarding payment of income.
08/01/2014	WBW	0.30	90.00	Receive and review letters and documents from Joey to review and discuss regarding handling of pending discovery matters and issues; Receive and review letter from Cragin & Pike on bond application issues; Letter to Cragin & Pike; Letter to Jacquie with bond information
08/04/2014	WBW	0.15	45.00	Receive and review letter from Cragin & Pike; Letter to Jacquie; Letter from Jacquie regarding bond
08/05/2014	WBW	0.40	120.00	Receive and review correspondence from Jacquie and Joey; Conference with Joey on pending discovery issues and trial issues; Prepare Notice of Deposition for Eleanor
08/06/2014	WBW	0.10	30.00	Receive and review filed appeal documents
08/08/2014	WBW	0.10	30.00	Receive and review Supreme Court Notice; receive and review discovery subpoenas served by Eleanor's attorneys
08/11/2014	WBW	0.20	60.00	Accept service of Citation in Will contest case; Letters from and to Joey coordinating subpoena and pleading issues
08/12/2014	WBW	0.20	60.00	Receive and review Supreme Court notice; Letters from and to Joey regarding Straus deposition
08/14/2014	WBW	0.70	210.00	Letter from Joey with proposed Response to Motion to Compel; Review Response and make recommended changes; receive and review subpoenas and service proofs
08/15/2014	WBW	0.30	90.00	Conference with Joey; review letter and revised Response and Exhibits; review Supreme court filings
08/18/2014	WBW	0.15	45.00	Review letters from Jacquie and Joey; Letter to Joey regarding discovery responses due; Letter from Joey
08/20/2014	WBW	0.60	180.00	Receive and review drafts of discovery responses; Letter to Kathryn; Letters from and to Joey; Work on discovery responses; Contact with Cragin & Pike and letter to clients regarding status of Bond application
08/21/2014	WBW	0.25	75.00	Letters to and from clients, reviewing documents to produce and issues raised
08/22/2014	WBW	0.15	45.00	Receive and review letters from Jacquie and Joey on discovery responses; Letters from and to Joey on discovery deadline continuance
08/25/2014	WBW	1.60	480.00	Work on questions and documents in preparation for Eleanor Ahern deposition; Research on Marital Deduction and exemption tax laws in 1979
08/26/2014	WBW	1.70	510.00	Work on Appellate Statement; Letters from and to Joey; Work on deposition preparation for Eleanor's deposition; review Estate tax return

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				and trust provisions; Receive and review letter from Lum and proposed Stipulation and Order for release of medical records
08/27/2014	WBW	0.20	60.00	Review and sign Stipulation for release of medical records; Letters from and to Michael Lum; Letters from and to Joey on Appellate statement
08/28/2014	WBW	2.70	810.00	Review several letters regarding discovery issues; Letters to and from all regarding deposition of Eleanor; Work on deposition of Eleanor; Review documents and select exhibits; Receive and review letter concerning Gerety's report; Review report and make comments to Joey on issues; Receive and review letter from Joey on need for handwriting expert; Respond to Joey on possible need for an expert; work on deposition preparation
08/29/2014	WBW	1.70	510.00	Receive and review several letters from Joey and Jacquie regarding pending issues; Receive and review proposed discovery responses of Jacquie; Work on discovery responses of Kathryn; Letter to Joey and clients regarding Kathryn's responses; Receive and review Eleanor's attorney's reply to Motion to Compel
09/02/2014	WBW	0.55	165.00	Receive and review letter from Kathryn with revisions and additions to discovery responses; Revise documents and send to Kathryn to sign; Receive back signed documents, finalize and serve upon Eleanor's attorney's; Letter to Joey discussing Answer to Will contest and possible counterclaims to include; Research entitlement to attorney's fees in will contest; Letter from and to everyone regarding questions for Eleanor's deposition
09/03/2014	WBW	0.30	90.00	Receive and review letters from Jacquie regarding deposition of Eleanor; Conference with settlement judge, went over case and appeal issues and scheduling
09/04/2014	WBW	0.45	135.00	Letters to and from Joey regarding hearing and discovery issues; Letters from Jacquie and Joey and to them regarding changing deposition time of Eleanor and associated issues; Conference with Jacquie regarding information on mother and consideration of possible elder abuse issues; check on elder abuse procedures
09/05/2014	WBW	0.15	45.00	Receive notice from Settlement Judge; Conference with Joey regarding pending issues
09/08/2014	WBW	0.05	15.00	Review letter regarding need for explanation from Eleanor and her attorneys on deposition attendance
09/09/2014	WBW	0.70	210.00	Work on response to Will Contest Case; Letter to Joey regarding answer; Review letter from Jacquie
09/10/2014	WBW	1.40	420.00	Letters to and from Joey regarding his Answer to Will Contest; Work on Response of Kathryn to will contest; Conference with Mugan and Lum regarding Eleanor's deposition and their request to reset it; Letters to and from Joey regarding deposition
09/11/2014	WBW	0.70	210.00	Receive and review letters from Jacquie regarding income accounting and securing monies; Letter from Joey with proposed R & R of discovery commissioner; Make suggested revisions to R & R; Letter to Joey; Letters from Jacquie on securing income and other issues
09/12/2014	WBW	0.25	75.00	Receive and review letters from Jacquie regarding income security and other issues; Letter from Joey regarding possible elderly abuse action and witnesses; File Kathryn's Response to Will Contest
09/12/2014	GMA	0.15	48.75	Revise and finalize Response of Kathryn Bouvier to Will Contest.
09/15/2014	WBW	0.45	135.00	Letter from Jacquie regarding deposition rescheduling; Letter from Lum regarding deposition; Letter and doctor's note from Lum regarding deposition; letter to clients and Joey regarding deposition rescheduling; Letter from Jacquie regarding deposition and securing account; Conference with Lum regarding deposition and accounting for funds; Receive and review notices of depositions and subpoenas to hospitals for records
09/16/2014	WBW	0.30	90.00	Letters to and from Joey regarding pending matters, including need for an expert witness; Letter to Lum and Mugan regarding scheduling of Eleanor's deposition, and our requested accounting and confirmation of funds of income paid to trust; Receive and review subpoenas from Eleanor's attorneys
09/18/2014	WBW	0.60	180.00	Review letter from Lum regarding deposition and accounting; Review letters from Joey and Jacquie; Prepare letter to Joey concerning deposition issues; Letter to Lum regarding resetting of deposition and evidence needed for not going forward with deposition and follow-up on accounting issue; Prepare Notice of Deposition for Eleanor; receive and review letter from Joey regarding [redacted] and issues presented and suggested resolutions to issues
09/19/2014	WBW	0.40	120.00	Receive and review letter from Joey regarding discovery documents; Letter from Lum regarding objections to our setting Eleanor's deposition; Respond to Lum; Re-Notice Eleanor's deposition; Two letters from Mugan regarding setting of Eleanor's deposition and response to letters; Review letter from Jacquie regarding [redacted] situation
09/22/2014	WBW	0.35	105.00	Letter from Jacquie; Research issues; Respond to Jacquie with copies of Notice of Deposition and counsel communications; Letters from and to Lum regarding deposition issues

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09/24/2014	WBW	0.90	270.00	Letters to and from Jacquie and Joey regarding Eleanor's letter and issue; Review letter from Joey regarding discovery documents and duty to produce; Research discovery issues; Letter to Joey regarding discovery issues
09/25/2014	WBW	0.40	120.00	Letters from Jacquie and Joey regarding pending issues; Letter to Joey regarding deposition date; Letter to Lum regarding resetting deposition date; Letters from Joey; Letter from Lum regarding deposition; Letter from Jacquie with [redacted] that might be evidentiary; Letter to Jacquie and Kathryn regarding pending matters
09/26/2014	WBW	2.15	645.00	Review letters from Joey regarding depositions and appeal settlement statement; Letter to Joey; Receive and review letter from Joey; Receive and review Notices of depositions on Jacqueline and Kathryn; Prepare and serve renotice of Eleanor's deposition; Work on Global Settlement Statement
09/29/2014	WBW	3.05	915.00	Receive and review letters from Joey regarding pending issues; Receive and review letter from Judge Aubin; research some issues for Global Settlement Statement; Work on Global Settlement Statement
09/30/2014	WBW	0.25	75.00	Review Gerety Report; Letter to Joey
10/01/2014	WBW	1.15	345.00	Letters from and to Jacquie; Letter to Mugan and Lum regarding accounting; Finalize Global Settlement Statement and send to Joey with letter
10/02/2014	WBW	0.40	120.00	Letter from Joey; Finalize Settlement Statement; Letter to Joey; Letters from and to Jacquie; Conference with Jacquie regarding Mediation and settlement issues
10/03/2014	WBW	1.10	330.00	Conference with Joey regarding Settlement Statement and issues; Revise Settlement Statement and send to Joey with letter; receive and review Notices of additional depositions; review letters from Jacquie and Joey; Letter to Joey regarding mediation issues; Receive and review letters with additional testimony
10/06/2014	WBW	0.80	240.00	Research handwriting expert qualifications and issues to oppose Eleanor's handwriting experts; Letters from Jacquie on pending issues
10/07/2014	WBW	0.95	285.00	Receive and review letters from Jacquie and Joey on pending matters; Revise and finalize Global Settlement Statement and send to Settlement Judge with letter; Letter from Joey; Conference with [redacted] went over her involvement with Eleanor and history of working with [redacted]
10/08/2014	WBW	0.60	180.00	Receive and review letter from Jacquie regarding Texas payments and pending issues; Prepare memorandum of interview with [redacted]; Prepare letter to clients and Joey regarding [redacted] information and recommendations
10/10/2014	WBW	0.80	240.00	Receive and review Eleanor's Motion to Dismiss for Claim Preclusion; Research for preparation of Objection to Motion
10/13/2014	WBW	0.60	180.00	Work on Opposition to Motion to Dismiss and Countermotion for Summary Judgement
10/14/2014	WBW	2.45	735.00	Work on Opposition to Eleanor's Motion to Dismiss and our Motion for Summary Judgment; Letter to Joey and Jacquie regarding Mediation/Settlement Conference tomorrow; Letter from Jacquie; Letter from Joey and to Lum regarding deposition setting; Prepare for Mediation/Settlement Conference
10/15/2014	WBW	3.60	1,080.00	Prepare for and attend Mediation/Settlement Conference; Work on Opposition to Eleanor's Motion and our Countermotion
10/16/2014	WBW	2.80	840.00	Work on Opposition to Eleanor's Motion and our Countermotion; Letters to and from Joey; Receive and review Notice of deposition; Continued work on Opposition and Countermotion
10/17/2014	WBW	1.60	480.00	Finalize draft of Opposition to Eleanor's Motion to Dismiss and our Countermotion for Summary Judgment; Letters from and to Joey; Letter from Jacquie
10/20/2014	WBW	2.30	690.00	Prepare for Eleanor's deposition, go over exhibits and questions in light of new developments and information; Revise questions and finalize exhibits; Work on Opposition to Motion and our Countermotion; Letters to and from Joey regarding deposition preparations
10/21/2014	WBW	4.25	1,275.00	Prepare for depositions; Meet with Joey and go over deposition and exhibits; attend deposition of Eleanor Ahern; Conference with clients and prepare for their depositions and discuss settlement issues.
10/22/2014	WBW	3.40	1,020.00	Prepare for and attend deposition; Work on settlement; Letter to Judge St. Aubin regarding status of case and settlement
10/28/2014	WBW	0.05	15.00	Receive and review letter from Joey
10/29/2014	WBW	0.40	120.00	Receive and review letters from Joey and Jacqueline; Letter to clients and Joey; Letter from Jacqueline regarding trustee to be appointed; receive and review notice from Supreme Court on dismissal of appeal; Conference with Joey regarding Eleanor's firing of her attorneys and possibly backing out of settlement and how to proceed
10/30/2014	WBW	0.70	210.00	Several letters from Jacquie and Joey; Research and review cases regarding enforcement of Settlement Agreement and other issues; Letter from Jacquie regarding Eleanor's new attorney
11/04/2014	WBW	0.25	75.00	Receive and review Supreme Court notices regarding appeal status;

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				Prepare letter to Joey discussing how to proceed
11/05/2014	WBW	0.55	165.00	Call from settlement judge, St. Aubin; Conference with St. Aubin on status and how to proceed and his report to Court; Letter to Joey regarding conference with Mann; Letter from Joey; Calls to attorney Mann; Conference with Mann regarding meeting to discuss case
11/06/2014	WBW	1.40	420.00	Prepare for and attend meeting with attorney David Mann in his office to discuss case and issues; Letter to Mann with copy of Settlement Agreement from Court Reporter; Letter to clients and Joey with information on meeting with Mann and impressions on how he might proceed
11/07/2014	WBW	2.35	705.00	Letter to Jacquie regarding proceeding with Motion if Mann rejects settlement; Conference with Mann's office; Provide Mann with another copy of Settlement Agreement transcript; Conference with Robert Saint-Aubin as to status of case; Work on Motion to Enforce Settlement Agreement; Letter to Joey with draft of Motion
11/10/2014	WBW	1.95	585.00	Call from David Mann, Esq.; Conference with Mr. Mann; Finalize Motion to Enforce Judgement; Letter to Joey with Motion to sign and discussion of issues; File Motion; Receive and review letter from Mann; Prepare Response to Eleanor's pending motion; Letter to Joey
11/10/2014	GMA	0.15	48.75	Finalize motion to enforce settlement agreement.
11/12/2014	WBW	0.55	165.00	Review letters from Jacquie and Joey; Receive and review filed Motion to enforce judgment; Prepare Re-notice of hearing and file and serve; Letter to clients and Joey; Letter to David L. Mann with Motion and Re-Notice of Hearing
11/13/2014	WBW	0.20	60.00	Review letters from Joey and Jacquie; Letter from Joey regarding Lum and Mugan's position
11/14/2014	WBW	0.05	15.00	Letter from Mann confirming receipt of renotice of hearing on Motion to Enforce Judgment
11/19/2014	WBW	0.30	90.00	Letters from Joey and Jacqueline regarding Motion to Enforce Judgment and evidence needed; Letters from and to Mann regarding extension of time to respond to our Motion
11/20/2014	WBW	0.05	15.00	Review letter from Joey on how to deal with [redacted] moving to [redacted] and his testimony
11/21/2014	WBW	0.20	60.00	Review concerns about testimony from [redacted] on enforcement of settlement issue
11/21/2014	DCA	0.30	90.00	Research regarding case law supporting a motion to enforce settlement agreement reached on record with prior attorney before prior attorney withdrew. Send copies of relevant cases to Whitney B. Warnick.
11/24/2014	DCA	0.20	60.00	Research regarding settlement enforcement after lawyer has been terminated and send copy of proposed motion template form to Whitney B. Warnick.
11/24/2014	WBW	0.90	270.00	Receive and review letters from Joey and Jacquie on pending issues; Conference with Mr. Mann regarding status of Eleanor and his difficulty in communicating; Receive and review Supreme Court Notice of Withdrawal by Mann; Letter to Joey: Receive and review letters from Joey and Eleanor's new counsel; Letters to Joey discussing extensions requested and other issues
11/25/2014	WBW	1.45	435.00	Review legal issues relating to pending Motion and matters; Receive and respond to several letters from Joey; Receive and respond to several letters from Eleanor's new attorneys
11/25/2014	GMA	0.15	48.75	Receive and review Motion to Continue Hearing and Stay, and Order Shortening Time.
11/26/2014	WBW	2.15	645.00	Receive and review and send letters to Joey and Eleanor's new attorney relating to Eleanor's request to continue and other matters; Receive and review Eleanor's Motion to Continue; Prepare Opposition to Motion; Letter to Joey; finalize and file Opposition to Motion
11/26/2014	GMA	0.10	32.50	Receive and review Order Shortening Time.
12/01/2014	GMA	0.10	32.50	Receive Discovery Commissioner's Recommendation.
12/02/2014	GMA	0.10	32.50	Receive and review Motion to Continue Hearing; Receive Order and Notice of Order Shortening Time.
12/03/2014	WBW	1.60	480.00	Letter from Joey regarding hearing preparation; Receive and review Reply from Eleanor's attorneys regarding their Motion to Continue; Research cases cited; Prepare argument for hearing tomorrow; Receive and review Complaint filed by Eleanor's former attorney; Letter to Joey; Prepare Supplement to our Opposition; Letters from and to Eleanor's attorneys; Letters from Joey and Jacqueline; Conference with Joey regarding hearing
12/04/2014	WBW	1.15	345.00	Prepare for hearing; attend hearing on Motion to Continue and Calendar Call
12/05/2014	WBW	0.20	60.00	Receive and review letters from Joey and Jacquie regarding settlement agreement enforcement; Letter from and to Jacquie regarding signing of Texas Prime Order
12/08/2014	WBW	0.35	105.00	Receive and review letter and our Expert's report; Letter to Joey regarding report; Receive and review proposed Order from last hearing from Eleanor's attorney's; Letters from and to Joey regarding

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				Order; Letter to Eleanor's attorneys discussing problems with order and scheduling of case matters
12/09/2014	WBW	0.60	180.00	Letters from Candice and Joey regarding proposed Order; Letter to Joey; Letter to Candice with changes needed to Order; Receive and review revised Order; Letter to and from Candice regarding Order; Work on our Opposition to Eleanor's Motion to Dismiss and our Countermotion for Summary Judgment
12/10/2014	WBW	0.55	165.00	Work on Opposition and Countermotion for Summary Judgement adding claim for forfeiture under "no contest" provisions, and other damages
12/11/2014	WBW	0.55	165.00	Letters from Jacquie and Joey regarding expert witness documents; Letter to Joey; Letters from and to Court reporter on deposition transcript; Work on Opposition and CounterMotion
12/12/2014	WBW	3.90	1,170.00	Receive and review Eleanor's Opposition to our Motion to Enforce Settlement; Conference with Joey; letters from and to Joey; Letter from Jacquie; work on Reply in support of our Motion; Letter to Joey with draft and discussion
12/12/2014	GMA	0.25	81.25	Receive and review Eleanor Ahern's Opposition to Motion to Enforce Settlement.
12/13/2014	WBW	0.80	240.00	Work on Reply; Research further cases on attorney-client privilege and pending issues
12/15/2014	WBW	1.80	540.00	Work on and finalize Reply Brief and affidavits; letters to and from Joey for revisions and affidavits; file and deliver Reply to Court
12/17/2014	WBW	4.15	1,245.00	Prepare for and attend hearing on Motion to Enforce Settlement Agreement; Work on Opposition to Eleanor's Motion to Dismiss and our Countermotion for Summary Judgment; Letter to Joey; Receive and review Notices of depositions; Letters to Joey and opposing counsel regarding dates available; Conference with opposing counsel on proceedings and their request to continue pending motions because of pending appeal; Research appeal jurisdiction issues; letter to Joey on appeal issues; Continued research on whether or not cases are stayed in District Court due to appeal
12/17/2014	GMA	0.55	178.75	Meeting with Whitney B. Warnick regarding stay; Research regarding stay pending appeal; Conference with Whitney B. Warnick.
12/17/2014	WHS	0.15	48.75	Research regarding jurisdiction issues after an appeal is filed.
12/18/2014	WBW	2.10	630.00	Conferences with Joey regarding pending issues; Research on pending issues; Work on Opposition and Countermotion for Summary Judgment; Work on Affidavits of Jacquie and Kathy to attache to Motion; Letter from opposing counsel on discovery concerns; Receive and review proposed Order; Letter to Joey regarding Order; Review letters regarding discovery documents
12/18/2014	GMA	0.45	146.25	Legal research and memorandum regarding appeal from injunctive relief order; Conference with Whitney B. Warnick.
12/22/2014	WBW	0.45	135.00	Receive and review several letters from opposing counsel on pendiing issues, including dismissal of Will Contest; letters to and from Joey and Jaquie regarding issues; Receive and review notice from Supreme Court on appeal status; receive and review proposed Stipulation to Dismiss Will Contest, Letter to Joey
12/22/2014	GMA	0.20	65.00	Receive and review letter from Liane Wakayama; Receive Order; Receive deposition notice.
12/23/2014	WBW	0.10	30.00	Letters from and to Joey and clients regarding pending matters
12/24/2014	GMA	0.15	48.75	Receive Emergency Motion to Compel Mr. Mann to turn over documents
12/29/2014	WBW	0.30	90.00	Receive and review letters from Joey and opposing counsel regarding settling the Will Contest Case; Research issues and letter to Joey; Letter from Joey on settlement proposal; Receive and review letter to opposing counsel regarding settlement
12/29/2014	GMA	0.10	32.50	Receive Notice of Hearing.
12/30/2014	WBW	1.05	315.00	Review letters from Joey and Jacquie on pending issues; Receive and review Motion of Eleanor to compel Mann to turnover files, and exhibits attached thereto; Letter to Joey regarding the filing of a 60(b) Motion and other issues; Receive and review transcript of court proceeding from last hearing;
12/31/2014	WBW	1.05	315.00	Call from Joey; Receive and review letters on pending issues; Conference with Joey; Conference with Liane regarding dismissal of Will Contest issues; Letter to Joey; Prepare proposed findings for Order denying Motion to Enforce Settlement Agreement
01/03/2015	WBW	0.95	285.00	Receive and review Opposition and CounterMotion for Summary of Eleanor and exhibits; Work on Reply
01/05/2015	WBW	4.30	1,290.00	Receive and review Eleanor's Motion to Compel and Order for hearing; review Eleanor's Countermotion for Summary Judgment; Work on our Reply to our Countermotion for Summary judgment and in Opposition to Eleanor's motion; Conference with Jacqueline and

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				Kathryn; letters to and from Joey on pending matters, including settlement of Will Contest; further work on our Reply and Opposition; receive and review letter from Joey; Conference with Robert Hartman; further work on our Reply and Opposition
01/05/2015	GMA	0.40	130.00	Receive and review omnibus opposition of Eleanor Ahern and countermotion for Summary Judgment.
01/06/2015	WBW	3.90	1,170.00	Prepare for and attend deposition; Conference with Joey regarding deposition and issues
01/07/2015	WBW	2.30	690.00	Attend deposition of Jacqueline and Kathryn; finalize Stipulation to Dismiss Will Contest case
01/08/2015	WBW	0.80	240.00	Work on reply; Conference with Joey; research jurisdiction issue.
01/08/2015	GMA	2.75	893.75	Further legal research and drafting regarding jurisdiction of probate courts; Memorandum to Whitney B. Warnick; Receive and review court order regarding briefs; Legal research and drafting.
01/08/2015	BHS	0.20	60.00	Telephone conference with Whitney B. Warnick.
01/08/2015	DCA	0.25	75.00	Communications with Whitney B. Warnick and research regarding trust issues and memorandum to Whitney B. Warnick regarding same.
01/09/2015	WBW	3.40	1,020.00	Prepare for hearing on Motions and argument; Conference with Joey regarding Motion and issues and preparation; review Eleanor's Motion and outline errors and how to rebut for hearing
01/09/2015	GMA	0.65	211.25	Legal research and writing; Receive and review Initial Disclosure of Witnesses and Documents from Eleanor Ahern.
01/10/2015	WBW	6.90	2,070.00	Receive and review further Reply and Opposition of Eleanor served on us last night at 6:30pm; Research issues raised in document; Work on Supplement to our Reply and Opposition and in support of our Countermotion; prepare exhiibits and Jacquie's Affidavit; prepare letter to Joey and Jacquie
01/11/2015	WBW	1.70	510.00	Make corrections to brief and affidavit; work on argument for hearing; letter to Jacquie and Kathy
01/12/2015	WBW	3.40	1,020.00	Work on Supplement to our Reply and Countermotion; Letters to and from Jacqueline to complete here affidavit and make necessary revisions to it and the Supplement; Conference with Joey Powell regarding papers filed by Eleanor's attorney and our Supplement and revisions and additions to make; Continued work on revisions with changes requested and corrections; Conference with Joey; Letters to and from Jacqueline regarding affidavit; Receive all affidavits and assemble Exhibits to attache to Supplement; Letter to Joey to file documents; Receive Motion and Affidavits for shortening time to hear motion to amend pleadings; Compete Motion and Affidavits and submit to judge for signature on order; Receive back documents and file and serve; Send documents to Joey to serve on Eleanor's counsel
01/12/2015	GMA	0.90	292.50	Revise Reply Brief in Support of Countermotion and Opposition to Ahern's Countermotion; Revise Supplement to Reply Brief in Support of Countermotion for Summary Judgment.
01/13/2015	WBW	3.05	915.00	Conference with Joey to prepare for hearing tomorrow; Letters from and to opposing counsel regarding schedule of matters to be heard; Letters from and to Joey on Issue; Receive and review filed documents; Organize exhibits and documents for hearing; Work on hearing argument and issues; Analyze all briefs filed
01/13/2015	GMA	0.10	32.50	Receive and review Motion for Leave to Amend.
01/14/2015	WBW	4.25	1,275.00	Prepare for hearing on Motions to resolve case; Attend hearing waiting over four hours for judge to hear our case; Conference with clients and co-counsel; Research filing of additional pleadings asked for by the Court; Review all pleadings and petitions and motions filed to assess and support our position; Work on additional pleadings
01/15/2015	WBW	3.70	1,110.00	Work on Supplement to Motion to Amend; Letters from and to Joey regarding document needing preparation and sharing or responsibilities; Review letters from Candice to Joey and Joey's response and letter to Joey; Send Joey proposed Supplement to review; Letter from Joey with revisions; Letter to Joey with proposed Response to Answer and Counterclaim to attach to Supplement
01/16/2015	WBW	1.85	555.00	Work on Supplement to Motion to Amend and proposed Response to Answer and Counterclaim; Letter to Joey; Review letters from Liane and Canddice regarding order from December 17 hearing; Letters to and from Joey on Issues
01/20/2015	WBW	0.70	210.00	Finalize Supplement for filing, and file and serve; Letters from opposing counsel; Letters from Joey on pending issues, Letter to Joey
01/20/2015	GMA	0.15	48.75	Finalize final draft of Supplement to Motion to Amend Pleadings.
01/21/2015	WBW	1.05	315.00	Research discovery in preparation for hearing and for argument; letters from and to Joey
01/22/2015	WBW	1.40	420.00	Conference with Joey to prepare for hearing on the 30th, review issues and evidence together and planning argument; receive and review

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				letters from Joey with documents we discussed and further analysis; Review exhibits asserted by Eleanor in her Motion and plan argument
01/23/2015	WBW	0.85	255.00	Conference with Joey Powell; go over various issues and how to resolve and address them at hearing; review documents; receive and review letters from Court Reporter regarding deposition transcripts; Letter to Joey with signature page signed for order submitted to Court
01/26/2015	WBW	1.55	465.00	Receive and review letters from Jacquie and Joey; Work on argument for hearing
01/27/2015	WBW	1.15	345.00	Receive and review letters; Letter from and to Joey regarding our proposed Order; Review exhibits and prepare for hearing argument
01/27/2015	GMA	0.10	32.50	Receive and review opposition to Motion to Quash.
01/28/2015	WBW	1.80	540.00	Receive and review Opposition to our Motion to Amend Pleadings; Conference with Joey and go over issues raised and how to proceed in arguments at hearing on Friday, Work on preparation for hearing argument; review cases and pleadings
01/29/2015	WBW	2.30	690.00	Prepare for hearing; Conference with Joey on issues; prepare for hearing review documents and pleadings; Conference with Joey on issues; finalize hearing preparation
01/30/2015	WBW	4.15	1,245.00	Prepare for argument on Motion to Amend Issues; prepare outline; attend hearing on Motions for Summary Judgment
02/02/2015	WBW	1.80	540.00	Receive and review several letters from and to Jacquie and Joey regarding pending issues; Work on Judgment from Hearing
02/03/2015	WBW	2.40	720.00	Receive and review letters and current issues; Work on Judgment from hearing
02/04/2015	WBW	1.45	435.00	Receive and review letters from Joey and Jacqueline concerning trustee situation and splitting of Texas oil property; Finalize draft of Judgment and send with letter to Joey; Letter to Joey regarding pending issues
02/05/2015	WBW	0.70	210.00	Work on pending issues and proposed Summary Judgment; letter from and to Joey regarding pending issues
02/09/2015	WBW	0.90	270.00	Revise and finalize Summary Judgment; Letter to Eleanor's attorneys with judgment; Letters from and to Joey; Letters from Liane regarding sealing order; Receive and review Stipulation and Order and sign to seal information on Texas Oil properties; letters to and from Liane regarding judgment
02/10/2015	WBW	0.80	240.00	Receive and review several letters from Eleanor's counsel regarding proposed Summary Judgment, and letters back to counsel discussing the issues; Letters to and from Joey regarding pending issues on oil property information to court and current issues in case; Prepare letter to Court with submission of our Summary Judgment; Letter from and to Joey on appeal concerns; Letter to clients and Joey regarding pending issues
02/11/2015	WBW	0.65	195.00	Receive and review letter from Eleanor's attorneys to Court; Finalize our proposed Summary Judgment and Letter; Letter to Joey; Deliver letter and Summary Judgment to Court;; Letter to counsel
02/12/2015	WBW	0.45	135.00	Review filing by Eleanor's attorney in dispute with Mann; Review our last hearing minutes; Letters from and to Joey regarding pending matters;
02/12/2015	GMA	0.10	32.50	Receive and review Ahern's Reply Brief to obtain documents.
02/13/2015	WBW	0.20	60.00	Letters from and to Joey regarding how to resolve trustee control of oil property issues and other matters
02/13/2015	WBW	0.15	45.00	Letter from Joey regarding issues in trying to resolve oil property management; Letter to Joey with my recommendations on how to deal with issues
02/17/2015	WBW	0.45	135.00	Receive and review letter and information from Jacquie; Letters from and to Eleanor's attorneys regarding Order, and need to pay fees owed; Receive and review filed Order and Notice of Entry; Conference with Jacquie regarding recovery of fees owed by Eleanor and resolution of Texas oil property issues
02/18/2015	WBW	0.15	45.00	Receive and review letter from Jacquie;; Work on brief
02/19/2015	WBW	1.55	465.00	Letters from and to Joey; Review oil property data; work on Motion to compel payment; letter to Joey
02/20/2015	WBW	0.40	120.00	Receive and review letters from Jacquie and Joey regarding letter from Liane and payment of attorneys fees; Letter to Joey; Revise documents for Motion if needed; Letter to Joey
02/23/2015	WBW	0.20	60.00	Check on status of payment; letter from Liane; Letters from Joey and Jacquie
02/24/2015	WBW	1.80	540.00	Receive and review letters from Jacquie and witnesses; Work on Brief to Court of remaining issues; letters to ond from Joey regarding pending issues
02/25/2015	WBW	1.35	405.00	Letters from and to Joey; Review statements from witnesses for our brief on remaining issues; Work on Brief; research legal points; Letter from and to Joey
02/26/2015	WBW	1.15	345.00	Work on Brief; Review letter from Jacquie with history of interactions with Eleanor; Letter to Joey
02/27/2015	WBW	1.80	540.00	Receive and review letter from Jacquie with additional information for her affidavit; Prepare Jacquie's affidavit; Letter to all; Letters from Joey

Client ID 10658.0010 Montoya/Jacqueline M.

	Trans Date	Tmkr	Hours to Bill	Amount	
					and Jacquie; revise documents; letter to all with Brief and Exhibits for review; Receive and review Supreme Court Notices; Letter to Joey
	03/02/2015	WBW	0.70	210.00	Receive and review letter from Jacquie and Joey; Revise Brief; Letter to all with Brief and discussion; Letter to and from Joey on order delay and options; check with Department 26 on transcript and video; Conference with Department 26; Obtain transcript; Letter to Jacquie regarding e-mail correspondence and help with Brief issues
	03/03/2015	WBW	1.80	540.00	Obtain copy of trial transcript; Go over transcript and prepare to respond to arguments to try to change our Summary Judgment form; Work on Brief to be filed
	03/04/2015	WBW	0.20	60.00	Letters from and to Jacquie; Receive and review letters from Jacquie; Letter from Eleanor's attorneys; Letter from Joey
	03/05/2015	WBW	0.15	45.00	Letters to and from Jacquie and Joey regarding filing of Brief and preparation therefor
	03/10/2015	WBW	0.20	60.00	Letters to and from Jacquie; finalize Brief for filing
	03/12/2015	WBW	0.30	90.00	File Brief under seal; Letters to clients and Joey with Brief; Letters from and to Renshaw concerning filing under seal and status of their competing order; Letters from Joey and Renshaw
	03/13/2015	WBW	1.15	345.00	Receive and review Eleanor's Brief; Letter to Jacquie and Kathy with copy of Eleanor's Brief; Conference with Jacquie; Receive and review letters from Jacquie and documents; Review accounting; Letter to Jacquie; Letter to Eleanor's counsel with copy of our Brief
	03/16/2015	WBW	2.60	780.00	Receive and review letter and documents from Jacquie for our Supplemental brief; research corporate status of companies; Conference with Joey; work on supplemental brief; Letter to Joey; letters from and to Eleanor;s attorneys regarding briefs and hearing issues
	03/17/2015	WBW	1.30	390.00	Work on additions and changes to Supplemental Brief; Work on Jacquie's Affidavit; Letter to Jacquie and Joey; Letter to Eleanor's attorney's regarding conference call with Court and testimony of their witnesses
	03/17/2015	WBW	1.80	540.00	Receive revisions back from Jacquie on Brief and Affidavit; Make revisions; Letters from and to Joey; Calls from Eleanor's attorneys to set up conference call with Court; Participate in conference with Judge; Letter to Joey; Conference with Jacquie; Make further revisions to Brief and Affidavit and return to Jacquie and Joey to sign
	03/18/2015	WBW	0.90	270.00	Attempt filing of Supplement, receive back; Letters to Joey and Jacqueline; Conference with Joey; Conference with Jacqueline; Obtain original signatures for Supplement; File Supplement under seal; Serve copy of Supplement on opposing counsel; letter to Joey and clients; Conference with Joey regarding witness for hearing
	03/19/2015	WBW	2.40	720.00	Conference with Joey Powell to prepare for tomorrow's hearing going over issues and out position; Prepare argument for tomorrow's hearing; Letters to and from Eleanor's attorneys regarding witnesses at hearing and other issues; Letter from Joey with updated affidavits of Moore and Murray; Prepare Second Supplement, file under seal, serve and send copies to Joey; Receive and review second affidavit and letter from Joey; Receive and review filed Second Supplement; Letter to Eleanor's attorneys with Second Supplement and discussing need to receive filed copies of their Brief
	03/19/2015	GMA	0.25	81.25	Receive and review Supplement to Brief regarding Trust Administration; Prepare for hearing tomorrow.
	03/20/2015	WBW	2.65	795.00	Prepare for hearing; Prepare affidavit regarding request for fees; Letter to Joey to prepare for hearing; Attend hearing in Court; letter to Fred Waid regarding serving as Trustee and providing information to Eleanor's attorneys
	03/20/2015	GMA	0.15	48.75	Conference with Whitney B. Warnick to prepare for hearing today.
Subtotal for Fees		Billable	269.30	81,578.75	
	02/28/2014	GMA		65.00	Word Processing
	03/20/2014	GMA		9.70	Photocopying
	03/31/2014	GMA		4.30	Postage
	03/31/2014	GMA		9.00	Messenger Services
	04/22/2014	GMA		1.00	Parking Expense
	05/13/2014	WBW		10.00	Parking Expense
	05/31/2014	WBW		4.50	Messenger Services
	06/10/2014	WBW		3.00	Photocopying
	06/19/2014	WBW		1.88	Postage
	06/30/2014	WBW		20.00	Word Processing
	07/07/2014	WBW		2.80	Photocopying
	07/15/2014	WBW		0.70	Postage
	07/31/2014	WBW		9.00	Messenger Services
	07/31/2014	WBW		12.50	Word Processing
	08/15/2014	WBW		0.48	Postage
	08/28/2014	WBW		3.10	Photocopying

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Client ID 10658.0010 Montoya/Jacqueline M.					
	08/31/2014	WBW		142.50	Word Processing
	09/26/2014	WBW		7.50	Photocopying
	09/30/2014	WBW		3.26	Postage
	09/30/2014	WBW		27.50	Word Processing
	10/28/2014	WBW		0.81	Postage
	11/19/2014	WBW		0.48	Postage
	11/26/2014	WBW		2.10	Photocopying
	11/30/2014	WBW		12.50	Word Processing
	12/04/2014	WBW		1.00	Parking Expense
	12/15/2014	WBW		0.50	Parking Expense
	12/17/2014	WBW		8.00	Parking Expense
	12/30/2014	WBW		3.05	Postage
	12/31/2014	WBW		17.50	Word Processing
	12/31/2014	WBW		4.50	Messenger Services
	01/14/2015	WBW		10.00	Parking Expense
	01/29/2015	WBW		2.50	Photocopying
	01/29/2015	WBW		1.96	Postage
	01/30/2015	WBW		10.00	Parking Expense
	01/31/2015	WBW		102.50	Word Processing
	01/31/2015	WBW		9.00	Messenger Services
	02/10/2015	WBW		0.30	Photocopying
	02/11/2015	WBW		0.50	Parking Expense
	02/28/2015	WBW		4.50	Messenger Services
	03/20/2015	WBW		8.00	Parking Expense
Subtotal for Expenses		Billable	0.00	537.42	
	02/28/2014	GMA		55.56	Westlaw - Online Legal Research
	03/11/2014	GMA		1.75	Clark County LawPlace - Fee to E-File Stipulation and Order to Extend Time to Reply or Otherwise Plead to Counterclaims Asserted by Eleanor C. Ahern
	03/12/2014	GMA		1.75	Clark County LawPlace - Fee to E-File Notice of Entry of Stipulation and Order to Extend Time to Reply or Otherwise Plead to Counterclaims Asserted by Eleanor C. Ahern
	03/18/2014	GMA		1.75	Clark County LawPlace - Fee to E-File Motion to Dismiss Counterclaims of Eleanor C. Ahern
	03/20/2014	GMA		1.75	Clark County LawPlace - Fee to E-File Amended Certificate of Mailing
	06/09/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Notice of Appearance (P-09-066425-T)
	06/09/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Notice of Appearance (P-14-080595-E)
	07/07/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Order regarding Pending Motions and Scheduling
	07/08/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Notice of Entry of Order regarding Pending Motions and Scheduling
	09/12/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Response to Kathryn A. Bouvier to Will Contest
	09/26/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Notice of Deposition
	09/30/2014	WBW		72.76	Westlaw - Online Legal Research
	10/29/2014	WBW		22.45	Depo International - One Electronic Certified Transcript of Settlement Statement, 10/22/14
	10/31/2014	WBW		244.63	Oasis Reporting Services - Non-Transcribed Deposition of Eleanor C. Ahern, 10/21/14
	10/31/2014	WBW		433.43	Westlaw - Online Legal Research
	11/10/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Motion to Enforce Settlement Agreement (Trust)
	11/10/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Motion to Enforce Settlement Agreement (Estate)
	11/12/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Re-Notice of Hearing on Motion to Enforce Settlement Agreement (Trust)
	11/12/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Re-Notice of Hearing on Motion to Enforce Settlement Agreement (Estate)
	11/26/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Opposition to Eleanor Ahern's Motion to Continue Hearing and Briefing Schedule and to Stay All Pending Matters on Order Shortening Time (Trust)
	11/26/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Opposition to Eleanor Ahern's Motion to Continue Hearing and Briefing Schedule and to Stay All Pending Matters on Order Shortening Time (Estate)
	11/30/2014	WBW		91.14	Westlaw - Online Legal Research
	12/15/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Reply in Support of Motion to Enforce Settlement Agreement (Estate)
	12/15/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Reply in Support of Motion to Enforce Settlement Agreement (Trust)
	12/31/2014	WBW		627.06	Westlaw - Online Legal Research
	01/12/2015	WBW		1.75	Clark County LawPlace - Fee to E-File Motion for Leave to Amend Pleadings of Jacqueline M. Montoya and Kathryn A. Bouvier for

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Client ID 10658.0010 Montoya/Jacqueline M.				
				Claims, Defenses, Damages and Assessment of Penalties, and for Other Relief against Eleanor Connell Hartman Ahern
01/12/2015	WBW		1.75	Clark County LawPlace - Fee to E-File Jacqueline M. Montoya and Kathryn A. Bouvier's Ex Parte Application for Order Shortening Time
01/20/2015	WBW		1.75	Clark County LawPlace - Fee to E-File Supplement to Motion to Amend Pleadings
01/31/2015	WBW		521.68	Westlaw - Online Legal Research
02/28/2015	WBW		104.25	Westlaw - Online Legal Research
Subtotal for Advances	Billable	0.00	2,209.71	
Total for Client ID 10658.0010	Billable	269.30	84,325.88	Montoya/Jacqueline M. W. N. Connell and Marjorie T. Connell Living Trust
Client ID 10658.0011 Bouvier/Kathy				
03/03/2014	WBW	0.05	15.00	Letter to Jacqueline regarding proceedings
03/03/2014	GMA	0.15	48.75	Receive memorandum from Jaquie and discuss reply with Whitney B. Warnick.
03/04/2014	WBW	0.65	195.00	Receive input for Motion and make revisions.
03/04/2014	GMA	0.15	48.75	Conference with Whitney B. Warnick; Draft reply to client.
03/04/2014	GMA	0.75	243.75	Receive memorandum from Joey; Revise brief; Conference with Whitney B. Warnick; Receive and review Jacquie's memorandum and exhibits.
03/04/2014	GMA	0.35	113.75	Receive, review and revise Sean's affidavit; Send memorandum to Sean regarding additions; Conference with Sean regarding revisions to affidavit.
03/05/2014	WBW	0.15	45.00	Review correspondence and recommendations on Motion and revise accordingly.
03/05/2014	GMA	0.30	97.50	Receive new affidavit from Sean and insert; Receive and reply to e-mails from Joey and Sean.
03/06/2014	GMA	0.10	32.50	Check on status of extension order.
03/10/2014	GMA	0.10	32.50	Conference with Whitney B. Warnick; Receive memorandum from client.
03/12/2014	WBW	0.15	45.00	Review and revise discovery requests; Work on Motion.
03/12/2014	GMA	1.80	585.00	Prepare, sign and file Notice of Entry of Order; Work on Motion to Dismiss Counterclaims; Receive and review pleadings and memorandum from Joey; Finalize revisions to Motion to Dismiss.
03/13/2014	WBW	0.25	75.00	Work on Motion and Affidavit issues.
03/13/2014	GMA	0.65	211.25	Receive and review Petition for Determination and Interpretation of Trust No. 2; Work on brief and affidavit; Send memorandum to Sean; Revise memorandum to Joey.
03/13/2014	GMA	0.40	130.00	Receive memorandum from Joey; Conference with Whitney B. Warnick; Receive and review new affidavit from Sean.
03/14/2014	WBW	1.70	510.00	Further work on Motion; make revisions and add additional arguments.
03/14/2014	GMA	0.75	243.75	Work on revisions to Interrogatories and Request to Produce Documents; add waiver theory to brief; Discuss Sean's and Jackie's revisions and memorandums with Whitney B. Warnick; Conference with Sean; Memorandum to Sean.
03/14/2014	GMA	1.05	341.25	Work on and revise Motion to Dismiss; send copies of draft to client; Send copy of brief to client with memorandum and affidavit.
03/17/2014	WBW	0.40	120.00	Review letters and additional comments on Motion; Make several revisions to finalize document.
03/17/2014	GMA	0.65	211.25	Receive two memorandums from client; Meeting with Whitney B. Warnick regarding same. Revise Motion; send memorandum to client; Receive memorandum, exhibit and Substitution of Trustee from Joey.
03/18/2014	GMA	0.45	146.25	Receive Affidavit; Prepare and sign Motion and exhibits; Confirm with co-counsel and court that today's hearing is continued.
03/18/2014	GMA	0.50	162.50	Revise Motion to reflect exhibits A and B; Review Certificate of Mailing; Receive and review packet of pleadings and letters regarding Eleanor Ahern was adopted.
03/20/2014	GMA	0.35	113.75	Receive from court clerk file stamped copy of Motion with hearing date; Draft memorandum to clients; Receive memorandum from client regarding dates.

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Client ID 10658.0011 Bouvier/Kathy				
03/21/2014	WBW	0.10	30.00	Receive and respond to letters regarding hearing issues
03/21/2014	GMA	0.60	195.00	Conference with Whitney B. Warnick regarding hearing; Receive memorandum from Joey; Draft memorandum to Joey regarding Petition to Compel.
03/24/2014	GMA	0.40	130.00	Receive memorandum from client; Conference with Whitney B. Warnick; Receive and review Amended Notice of Petition to Compel for May 13th at 9 am.
03/24/2014	GMA	0.15	48.75	Conference with Whitney B. Warnick; Draft memorandum to Joey.
03/25/2014	WBW	0.10	30.00	Letters from and two Joey regarding case issues and pending hearing
03/25/2014	GMA	0.40	130.00	Receive memorandum regarding K-1 from Jackie; Receive and review Certification of Trust, memorandum from client and death certificate.
03/25/2014	GMA	0.40	130.00	Conference with Whitney B. Warnick; Revise memorandum to Joey; Check docket; Send memorandum to Joey regarding hearing.
03/26/2014	WBW	0.20	60.00	Receive and review letters and documents in pending matters regarding Will challenge
03/26/2014	GMA	0.45	146.25	Receive and review letter and memorandum from Joey regarding Mugan; Conference with Whitney B. Warnick regarding pleadings, hearing dates and issues; Memorandum from Joey regarding hearing date delays; Receive client's memorandum regarding taxes, etc.
03/27/2014	GMA	0.15	48.75	Receive and review No Contest letter/draft to Mugan from Joey.
03/28/2014	GMA	0.60	195.00	Receive and review Petition for Construction of Order; Receive and review Addendum to Petition to Compel; Receive and review Petition for Determination of Language in Trust 2; Receive nd review Petition for Probate of Will.
03/28/2014	GMA	0.20	65.00	Receive Order Shortening Time; Receive memorandum from Joey regarding hearing issues.
03/31/2014	WBW	0.85	255.00	Letters to and from Joey discussing issues pending and status; Receive and review all pleadings and new filings.
03/31/2014	GMA	0.40	130.00	Receive and review Powell's timeline of litigation's main events; Meeting with Whitney B. Warnick and review timeline and arguments.
04/01/2014	WBW	1.40	420.00	Review further all pleadings filed; Prepare letter to Joey with comments regarding pending motions and issues with questions.
04/01/2014	GMA	0.25	81.25	Receive memorandum from Joey regarding David Straus; Memorandum from Jacquie regarding Straus transaction; Receive Petition to Determine Language in Trust 2.
04/02/2014	WBW	0.15	45.00	Receive and review Motion filed and correspondence from Joey
04/02/2014	GMA	0.15	48.75	Receive and review Petition for Construction and Effect of Court Order.
04/03/2014	GMA	0.30	97.50	Receive memorandums from Joey and Jacquie regarding Will and receipt; Review Petition on Trust 2 and revise Reply Brief.
04/03/2014	WBW	0.05	15.00	Receive and review correspondence from Jacquie regarding pending matters
04/04/2014	WBW	0.15	45.00	Receive and review several letters from Jacquie and Joey regarding issues in case and status
04/07/2014	WBW	0.10	30.00	Receive and review letter from Joey discussing current issues and dispute with opposing counsel on records sought and other actions
04/08/2014	WBW	0.15	45.00	Review letters from Joey and Jacquie; Respond to letter regarding effect of subpoenaing oil company records; Review documents.
04/08/2014	GMA	0.45	146.25	Receive Joey's memorandum; Prepare for oral argument issues; Receive and review Interrogs from Mugan.
04/08/2014	GMA	0.60	195.00	Receive Jacqueline's Trial Memorandum; Receive Mugan's Motion to Refer to Probate Commissioner; Receive memorandum from Joey regarding oil company subpoenas; Revise status memorandum to clients.
04/10/2014	WBW	0.15	45.00	Letters to and from Jacquie and Joey regarding [redacted] and whether to approach him for information on [redacted] and related issues.
04/10/2014	GMA	0.55	178.75	Revise memorandum to Joey; Receive Petition for Release of Trust Funds for Expenses from Burr firm; Receive and review memorandum from Joey.
04/11/2014	WBW	0.30	90.00	Receive and review Mugan's Motion to release funds to pay trust expenses; Receive and review Joey's comments; Letter to Joey and Jacquie regarding Mugan's Motion.
04/11/2014	GMA	0.25	81.25	Receive memorandum from Jacquie; Conference with Whitney B. Warnick;

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Client ID 10658.0011 Bouvier/Kathy				
				Receive memorandums from client regarding tax issue; Revise memorandum to Joey regarding attorneys' fees of Mugan.
04/14/2014	WBW	0.25	75.00	Receive and review letters from Joey and Jacquie on pending hearings and tax issues; Letter to Joey and Jacquie; Letters from and to Jacquie regarding hearings.
04/14/2014	GMA	0.35	113.75	Memorandum from Joey regarding pour over Will contest; Receive memorandum from Joey regarding taxes issues and hearing dates.
04/17/2014	WBW	1.70	510.00	Receive and review letters regarding pending matters; Check Probate calendar for status of Motion to Probate Will; Letters from Joey and Jacquie; Receive and review Objection to Probate and Will contest filing by Ellie; Conference call with Jacquie, Joey and Kathryn on objection and how to proceed in case.
04/17/2014	GMA	0.20	65.00	Receive memorandum from Joey; Conference with Whitney B. Warnick.
04/18/2014	WBW	0.30	90.00	Receive and review proposed Objection to Motion to distribute funds; Receive and review letters from Jacquie and Joey; Receive and review letter regarding Will dispute hearing results and calendar next hearing.
04/21/2014	WBW	0.15	45.00	Review letters from Joey and Jacquie; Review response from opposing counsel to request for clarification and specificity; Letter to Joey and Jacquie.
04/22/2014	WBW	0.50	150.00	Prepare for and attend court hearing; Conference with Joey regarding pending matters.
04/24/2014	WBW	0.40	120.00	Receive and review proposed Order from Mugan and Lum; make suggested revisions; Letter to Joey with suggested revisions.
04/25/2014	WBW	0.30	90.00	Work on Order from hearing revisions; letters from and to Joey regarding revisions; Receive and review letter to Mugan and Lum with our recommended revisions to finalize Order
04/28/2014	WBW	0.15	45.00	Receive and review discovery requests; letter to Joey to coordinate responses
05/02/2014	WBW	0.20	60.00	Receive and review letter from Lum regarding form of Order from last hearing; Letter to Joey to coordinate submission of our Order
05/05/2014	WBW	1.10	330.00	Receive and review letter and proposed Order from Lum and Mugan; Letter to Joey with our proposed order suggestions; Call to Joey to discuss submitting our proposed Order; Prepare our Proposed order from hearing on April 22, 2014, letter to Judge Sturman; Arrange for delivery of our proposed order; Letter to Lum and Mugan with our submission to Court; letter to Joey; Receive and review letter from Jacqueline regarding witness letter and Trust income to date
05/06/2014	WBW	1.05	315.00	Receive and review letters regarding Order from last hearing and issues; letter to Jacquie regarding letters from witnesses and preparation for next week's hearings; Letter from Joey regarding pending matters; Several letters and documents from Jacquie, including correspondence with Texas counsel and prior settlement offers and responses; Prepare hearing
05/07/2014	WBW	0.20	60.00	Receive and review e-mail letters with documents showing history of trust payments and other issues; prepare for hearing
05/08/2014	WBW	0.45	135.00	Receive and review letter and Motion to continue hearing on Trust issues; Check on notice of our Motion to Dismiss; prepare for hearing; receive and review documents and letters from Jacquie with more background facts pertaining to the issues
05/09/2014	WBW	1.45	435.00	Review letters and documents relating to pending matters; Go over pending motions and objections and prepare for hearing
05/12/2014	WBW	2.30	690.00	Letter to Joey Powell regarding status of tomorrow's hearing; Receive and review e-mail letters with copies of Oppositions filed by Eleanor which had not been properly served upon us; Go over Oppositions and issues and prepare for hearing; Conference with Joey, go over all issues for hearing and how to present our case to the court; Work on argument for hearing
05/12/2014	GMA	0.15	48.75	Receive memorandum from Joey; Conference with Whitney B. Warnick.
05/13/2014	WBW	3.90	1,170.00	Prepare for court hearing; Attend Court hearing and argument; Conference with clients and Joey Powell; check into and research methods to provide security to allow payment of Trust income to clients; Conference with Cragin & Pike; Work on proposed Stipulation and Order to arrange payments
05/14/2014	WBW	1.05	315.00	Receive and review letter from Jacquie regarding bonding arrangement status; finalize draft of Stipulation and Order to hopefully handle bond situation; Letter to Joey regarding issues; Letter from Cragin & Pike

Trans Date	Tmkr	Hours to Bill	Amount	
Client ID 10658.0011 Bouvier/Kathy				
05/14/2014	GMA	0.15	48.75	Conference with Whitney B. Warnick regarding results of hearing, order and strategy.
05/15/2014	WBW	0.20	60.00	Letter to Jacquie and Kathryn with proposed Stipulation and Order for approval and action
05/16/2014	WBW	1.90	570.00	Letter from Joey regarding Stipulation and Order and possible revisions and issues; Work on preparation of Order from May 13, 2013 hearing and pending issues in case
05/19/2014	WBW	1.40	420.00	Work on Order from last hearing; Letter to Joey; Letter from Joey regarding order; receive and review letter and filed order from April hearing from Mugan and Lum; finalize order and send with letter to Mugan and Lum for review
05/20/2014	WBW	0.30	90.00	Receive and review letter regarding Texas case; Conference with Jacquie on pending issues
05/21/2014	WBW	0.40	120.00	Conference Call with Jacquie, Kathryn and Joey to determine how to proceed with various matters
05/22/2014	WBW	0.10	30.00	Receive and review letter and documents from Joey; check status of order
05/23/2014	WBW	0.30	90.00	Letters from and to Joey and Jacquie; review discovery responses; Letter to Joey; Letter from Joey; review revised responses and other matters
05/27/2014	WBW	0.15	45.00	Receive and review letters from Jacquie and Joey regarding discovery and pending issues; Letter to Joey regarding hearing
05/29/2014	WBW	1.30	390.00	Receive and review letter from Joey; Letter to Mugan and Lum regarding Order; Letter from Lum; Review documents to be produced and other issues in case; Letter to Joey regarding the handling of pending Motions and discovery; Letter from Joey; Letter to Joey
06/02/2014	WBW	1.15	345.00	Letters from and to Joey regarding pending matters; Work on Requests for Interrogatories
06/03/2014	WBW	1.10	330.00	Work on discovery requests, Requests for Production of documents
06/04/2014	WBW	0.55	165.00	Finalize drafts of discovery requests; Letter to Joey with requests and discussion of pending issues
06/06/2014	WBW	1.15	345.00	Work on revising and finalizing order from May 13, 2014 hearing; Letter to Jacquie and Kathryn regarding how to proceed wit[redacted] in this case; Letters to and from Joey regarding documents; work on discovery requests
06/09/2014	WBW	0.40	120.00	Receive and review letter from Jacquie on pending matters; call to Kathryn regarding appearance in case on her behalf; Letter to clients and Joey; Prepare Notice of Appearance and file and serve
06/10/2014	WBW	1.15	345.00	Finalize and serve Requests for Interrogatories and Requests to Produce upon Eleanor's attorneys; Receive and review letters and documents; Prepare letter to clients and Joey on pending issues; work on Early Case Conference
06/11/2014	WBW	0.80	240.00	Receive and review several communications and download and review documents; Letters from and to opposing counsel; coordinate and set Case Conference
06/16/2014	WBW	0.10	30.00	Receive and review letters from Jacquie and Guererro; Letter to Joey
06/19/2014	WBW	0.10	30.00	Check on status of pending issues; Letter to Lum regarding status of Order from May 13 hearing
06/30/2014	WBW	0.40	120.00	Receive and review letters from Lum regarding order on Will contest; Letter to Joey to handle Order issues; Letter from Lum and Mugan on revisions to May 13 Order; Make revisions and send finalized Order to them to sign; Letter from Joey regarding pending issues
07/01/2014	WBW	1.30	390.00	Prepare for and attend Case Conference with opposing counsel to arrange scheduling and other matters relating to cases; Finalize and submit Order from May 13 hearing to Court to sign
07/07/2014	WBW	0.20	60.00	Receive signed order and file with Court; Obtain filed copy and do and serve Notice of Entry
07/08/2014	GMA	0.10	32.50	Receive and review Order regarding Pending Motions.
07/09/2014	WBW	0.40	120.00	Letter to Jacquie regarding status; Receive and review order from Eleanor's attorneys on Will Contest; Receive and review letter from Mugan and Lum regarding conference report and things needed; Respond to letter and discuss scheduling issues
07/14/2014	WBW	0.55	165.00	Letter to Joey coordinating things to be done in case; Receive and review Discovery responses from Eleanor and her attorneys
07/16/2014	WBW	0.10	30.00	Receive and review subpoena on Kindred Hospital
07/17/2014	WBW	0.10	30.00	Review letter from Lum; Receive and review letter from Joey coordinating matters pending
07/18/2014	WBW	0.15	45.00	Receive Motion filed by Eleanor regarding discovery answers and new discovery propounded
07/22/2014	WBW	0.55	165.00	Receive and review Motion to Compel discovery filed by Eleanor's attorneys; Receive and review discovery requests propounded upon Jacquie and Kathryn; Start work on responses
07/23/2014	WBW	0.30	90.00	Review discovery and requests from Eleanor's attorneys and Motion to Compel; Letter to Joey to coordinate matters and schedule Eleanor's deposition and other issues
07/25/2014	WBW	0.55	165.00	Letters from and to Jacquie regarding bond acquisition; Letter from

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				opposing counsel regarding witness and exhibit list; Letter to Joey discussing pending matters and how to deal with them, reviewing Motion to Dismiss issues and possible resolutions; Letters to and from Jacquie relating to bond
07/28/2014	WBW	0.60	180.00	Go to offices of Cragin & Pike to discuss possibility of its issuing a Bond and to obtain documents and information needed; Letter from Cragin & Pike enclosing Bond Application forms; Letter to Jacquie and Kathryn with Application for Bond and discussion of issues
07/29/2014	WBW	0.20	60.00	Letter from Jacquie with Application for Bond; Review application; Letter to Jacquie with comments on bond application and discussion of how to proceed; letter from Jacquie; Review letter from Mugan and Lum's officer regarding signing of Consents
07/30/2014	WBW	0.90	270.00	Receive and review letter from Jacquie with current income of Trust; Review letter from Eleanor's attorneys regarding consents; receive and review letter from Joey discussing issues; Letter to Joey with discussion of pending issues and concerns; Letters to and from Joey; Research discoverability of attorney and accountant records
07/30/2014	WHS	0.15	48.75	Research regarding whether documents and records of CPA and attorney must be produced in a Will contest situation.
07/31/2014	WBW	1.40	420.00	Receive Application back from Jacquie; Complete application and obtain document to submit to Cragin & Pike; Prepare letter to Cragin & Pike explaining application and documents submitted to facilitate review; Letter fo Jacquie and Joey; Letter from Cragin & Pike; Receive and review Appeal documents filed by Eleanor's attorneys of May 13, 2014 Court order regarding payment of income.
08/01/2014	WBW	0.30	90.00	Receive and review letters and documents from Joey to review and discuss regarding the handling of pending discovery matters and issues; Receive and review letter from Cragin & Pike on bond application issues; Letter to Cragin & Pike; Letter to Jacquie with bond information
08/04/2014	WBW	0.15	45.00	Receive and review letter from Cragin & Pike; Letter to Jacquie; Letter from Jacquie regarding bond
08/05/2014	WBW	0.40	120.00	Receive and review correspondence from Jacquie and Joey; Conference with Joey on pending discovery issues and trial issues; Prepare Notice of Deposition for Eleanor
08/06/2014	WBW	0.10	30.00	Receive and review filed appeal documents
08/08/2014	WBW	0.10	30.00	Receive and review Supreme Court Notice; receive and review discovery subpoenas served by Eleanor's attorneys
08/11/2014	WBW	0.20	60.00	Accept service of Citation in Will contest case; Letters from and to Joey coordinating subpoena and pleading issues
08/12/2014	WBW	0.20	60.00	Receive and review Supreme Court notice; Letters from and to Joey regarding Straus deposition
08/14/2014	WBW	0.70	210.00	Letter from Joey with proposed Response to Motion to Compel; Review Response and make recommended changes; receive and review subpoenas and service proofs
08/15/2014	WBW	0.30	90.00	Conference with Joey; review letter and revised Response and Exhibits; review Supreme court filings
08/18/2014	WBW	0.15	45.00	Review letters from Jacquie and Joey; Letter to Joey regarding discovery responses due; Letter from Joey
08/20/2014	WBW	0.60	180.00	Receive and review drafts of discovery responses; Letter to Kathryn; Letters from and to Joey; Work on discovery responses; Contact with Cragin & Pike and letter to clients regarding status of Bond application
08/21/2014	WBW	0.25	75.00	Letters to and from clients, reviewing documents to produce and issues raised
08/22/2014	WBW	0.15	45.00	Receive and review letters from Jacquie and Joey on discovery responses; Letters from and to Joey on discovery deadline continuance
08/25/2014	WBW	1.60	480.00	Work on questions and documents in preparation for Eleanor Ahern deposition; Research on Marital Deduction and exemption tax laws in 1979
08/26/2014	WBW	1.70	510.00	Work on Appellate Statement; Letters from and to Joey; Work on deposition preparation for Eleanor's deposition; review Estate tax return and trust provisions; Receive and review letter from Lum and proposed Stipulation and Order for release of medical records
08/27/2014	WBW	0.20	60.00	Review and sign Stipulation for release of medical records; Letters from and to Michael Lum; Letters from and to Joey on Appellate statement
08/28/2014	WBW	2.70	810.00	Review several letters regarding discovery issues; Letters to and from all regarding deposition of Eleanor; Work on deposition of Eleanor; Review documents and select exhibits; Receive and review letter concerning Gerety's report; Review report and make comments to Joey on issues; Receive and review letter from Joey on need for handwriting expert; Respond to Joey on possible need for an expert; work on deposition preparation
08/29/2014	WBW	1.70	510.00	Receive and review several letters from Joey and Jacquie regarding pending issues; Receive and review proposed discovery responses of Jacquie; Work on discovery responses of Kathryn; Letter to Joey and

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					clients regarding Kathryn's responses; Receive and review Eleanor's attorney's reply to Motion to Compel
	09/02/2014	WBW	0.55	165.00	Receive and review letter from Kathryn with revisions and additions to discovery responses; Revise documents and send to Kathryn to sign; Receive back signed documents, finalize and serve upon Eleanor's attorney's; Letter to Joey discussing Answer to Will contest and possible counterclaims to include; Research entitlement to attorney's fees in will contest; Letter from and to everyone regarding questions for Eleanor's deposition
	09/03/2014	WBW	0.30	90.00	Receive and review letters from Jacquie regarding deposition of Eleanor; Conference with settlement judge, went over case and appeal issues and scheduling
	09/04/2014	WBW	0.45	135.00	Letters to and from Joey regarding hearing and discovery issues; Letters from Jacquie and Joey and to them regarding changing deposition time of Eleanor and associated issues; Conference with Jacquie regarding information on mother and consideration of possible elder abuse issues; check on elder abuse procedures
	09/05/2014	WBW	0.15	45.00	Receive notice from Settlement Judge; Conference with Joey regarding pending issues
	09/08/2014	WBW	0.05	15.00	Review letter regarding need for explanation from Eleanor and her attorneys on deposition attendance
	09/09/2014	WBW	0.70	210.00	Work on response to Will Contest Case; Letter to Joey regarding answer; Review letter from Jacquie
	09/10/2014	WBW	1.40	420.00	Letters to and from Joey regarding his Answer to Will Contest; Work on Response of Kathryn to will contest; Conference with Mugan and Lum regarding Eleanor's deposition and their request to reset it; Letters to and from Joey regarding deposition
	09/11/2014	WBW	0.70	210.00	Receive and review letters from Jacquie regarding income accounting and securing monies; Letter from Joey with proposed R & R of discovery commissioner; Make suggested revisions to R & R; Letter to Joey; Letters from Jacquie on securing income and other issues
	09/12/2014	WBW	0.25	75.00	Receive and review letters from Jacquie regarding income security and other issues; Letter from Joey regarding possible elderly abuse action and witnesses; File Kathryn's Response to Will Contest
	09/12/2014	GMA	0.15	48.75	Revise and finalize Response of Kathryn Bouvier to Will Contest.
	09/15/2014	WBW	0.45	135.00	Letter from Jacquie regarding deposition rescheduling; Letter from Lum regarding deposition; Letter and doctor's note from Lum regarding deposition; letter to clients and Joey regarding deposition rescheduling; Letter from Jacquie regarding deposition and securing account; Conference with Lum regarding deposition and accounting for funds; Receive and review notices of depositions and subpoenas to hospitals for records
	09/16/2014	WBW	0.30	90.00	Letters to and from Joey regarding pending matters, including need for an expert witness; Letter to Lum and Mugan regarding scheduling of Eleanor's deposition, and our requested accounting and confirmation of funds of income paid to trust; Receive and review subpoenas from Eleanor's attorneys
	09/18/2014	WBW	0.60	180.00	Review letter from Lum regarding deposition and accounting; Review letters from Joey and Jacquie; Prepare letter to Joey concerning deposition issues; Letter to Lum regarding resetting of deposition and evidence needed for not going forward with deposition and follow-up on accounting issue; Prepare Notice of Deposition for Eleanor; receive and review letter from Joey regarding [redacted] and issues presented and suggested resolutions to issues
	09/19/2014	WBW	0.40	120.00	Receive and review letter from Joey regarding discovery documents; Letter from Lum regarding objections to our setting Eleanor's deposition; Respond to Lum; Re-Notice Eleanor's deposition; Two letters from Mugan regarding setting of Eleanor's deposition and response to letters; Review letter from Jacquie regarding [redacted] situation
	09/22/2014	WBW	0.35	105.00	Letter from Jacquie; Research issues; Respond to Jacquie with copies of Notice of Deposition and counsel communications; Letters from and to Lum regarding deposition issues
	09/24/2014	WBW	0.90	270.00	Letters to and from Jacquie and Joey regarding Eleanor's letter and issue; Review letter from Joey regarding discovery documents and duty to produce; Research discovery issues; Letter to Joey regarding discovery issues
	09/25/2014	WBW	0.40	120.00	Letters from Jacquie and Joey regarding pending issues; Letter to Joey regarding deposition date; Letter to Lum regarding resetting deposition date; Letters from Joey; Letter from Lum regarding deposition; Letter from Jacquie with [redacted] that might be evidentiary; Letter to Jacquie and Kathryn regarding pending matters
	09/26/2014	WBW	2.15	645.00	Review letters from Joey regarding depositions and appeal settlement statement; Letter to Joey; Receive and review letter from Joey; Receive and review Notices of depositions on Jacqueline and Kathryn; Prepare and serve renotice of Eleanor's deposition; Work on Global Settlement Statement

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	09/29/2014	WBW	3.05	915.00	Receive and review letters from Joey regarding pending issues; Receive and review letter from Judge Aubin; research some issues for Global Settlement Statement; Work on Global Settlement Statement
	09/30/2014	WBW	0.25	75.00	Review Gerety Report; Letter to Joey
	10/01/2014	WBW	1.15	345.00	Letters from and to Jacquie; Letter to Mugan and Lum regarding accounting; Finalize Global Settlement Statement and send to Joey with letter
	10/02/2014	WBW	0.40	120.00	Letter from Joey; Finalize Settlement Statement; Letter to Joey; Letters from and to Jacquie; Conference with Jacquie regarding Mediation and settlement issues
	10/03/2014	WBW	1.10	330.00	Conference with Joey regarding Settlement Statement and issues; Revise Settlement Statement and send to Joey with letter; receive and review Notices of additional depositions; review letters from Jacquie and Joey; Letter to Joey regarding mediation issues; Receive and review letters with additional testimony
	10/06/2014	WBW	0.80	240.00	Research handwriting expert qualifications and issues to oppose Eleanor's handwriting experts; Letters from Jacquie on pending issues
	10/07/2014	WBW	0.95	285.00	Receive and review letters from Jacquie and Joey on pending matters; Revise and finalize Global Settlement Statement and send to Settlement Judge with letter; Letter from Joey; Conference with [redacted] went over her involvement with Eleanor and history of working with [redacted]
	10/08/2014	WBW	0.60	180.00	Receive and review letter from Jacquie regarding Texas payments and pending issues; Prepare memorandum of interview with [redacted] Prepare letter to clients and Joey regarding [redacted] information and recommendations
	10/10/2014	WBW	0.80	240.00	Receive and review Eleanor's Motion to Dismiss for Claim Preclusion; Research for preparation of Objection to Motion
	10/13/2014	WBW	0.60	180.00	Work on Opposition to Motion to Dismiss and Countermotion for Summary Judgement
	10/14/2014	WBW	2.45	735.00	Work on Opposition to Eleanor's Motion to Dismiss and our Motion for Summary Judgment; Letter to Joey and Jacquie regarding Mediation/Settlement Conference tomorrow; Letter from Jacquie; Letter from Joey and to Lum regarding deposition setting; Prepare for Mediation/Settlement Conference
	10/15/2014	WBW	3.60	1,080.00	Prepare for and attend Mediation/Settlement Conference; Work on Opposition to Eleanor's Motion and our Countermotion
	10/16/2014	WBW	2.80	840.00	Work on Opposition to Eleanor's Motion and our Countermotion; Letters to and from Joey; Receive and review Notice of deposition; Continued work on Opposition and Countermotion
	10/17/2014	WBW	1.60	480.00	Finalize draft of Opposition to Eleanor's Motion to Dismiss and our Countermotion for Summary Judgment; Letters from and to Joey; Letter from Jacquie
	10/20/2014	WBW	2.30	690.00	Prepare for Eleanor's deposition, go over exhibits and questions in light of new developments and information; Revise questions and finalize exhibits; Work on Opposition to Motion and our Countermotion; Letters to and from Joey regarding deposition preparations
	10/21/2014	WBW	4.25	1,275.00	Prepare for depositions; Meet with Joey and go over deposition and exhibits; attend deposition of Eleanor Ahern; Conference with clients and prepare for their depositions and discuss settlement issues.
	10/22/2014	WBW	3.40	1,020.00	Prepare for and attend deposition; Work on settlement; Letter to Judge St. Aubin regarding status of case and settlement
	10/28/2014	WBW	0.05	15.00	Receive and review letter from Joey
	10/29/2014	WBW	0.40	120.00	Receive and review letters from Joey and Jacqueline; Letter to clients and Joey; Letter from Jacqueline regarding trustee to be appointed; receive and review notice from Supreme Court on dismissal of appeal; Conference with Joey regarding Eleanor's firing of her attorneys and possibly backing out of settlement and how to proceed
	10/30/2014	WBW	0.70	210.00	Several letters from Jacquie and Joey; Research and review cases regarding enforcement of Settlement Agreement and other issues; Letter from Jacquie regarding Eleanor's new attorney
	11/04/2014	WBW	0.25	75.00	Receive and review Supreme Court notices regarding appeal status; Prepare letter to Joey discussing how to proceed
	11/05/2014	WBW	0.55	165.00	Call from settlement judge, St. Aubin; Conference with St. Aubin on status and how to proceed and his report to Court; Letter to Joey regarding conference with Mann; Letter from Joey; Calls to attorney Mann; Conference with Mann regarding meeting to discuss case
	11/06/2014	WBW	1.40	420.00	Prepare for and attend meeting with attorney David Mann in his office to discuss case and issues; Letter to Mann with copy of Settlement Agreement from Court Reporter; Letter to clients and Joey with information on meeting with Mann and impressions on how he might proceed
	11/07/2014	WBW	2.35	705.00	Letter to Jacquie regarding proceeding with Motion if Mann rejects settlement; Conference with Mann's office; Provide Mann with another copy of Settlement Agreement transcript; Conference with Robert Saint-Aubin as to status of case; Work on Motion to Enforce Settlement

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				Agreement; Letter to Joey with draft of Motion
11/10/2014	WBW	1.95	585.00	Call from David Mann, Esq.; Conference with Mr. Mann; Finalize Motion to Enforce Judgement; Letter to Joey with Motion to sign and discussion of issues; File Motion; Receive and review letter from Mann; Prepare Response to Eleanor's pending motion; Letter to Joey
11/10/2014	GMA	0.15	48.75	Finalize motion to enforce settlement agreement.
11/12/2014	WBW	0.55	165.00	Review letters from Jacquie and Joey; Receive and review filed Motion to enforce judgment; Prepare Re-notice of hearing and file and serve; Letter to clients and Joey; Letter to David L. Mann with Motion and Re-Notice of Hearing
11/13/2014	WBW	0.20	60.00	Review letters from Joey and Jacquie; Letter from Joey regarding Lum and Mugan's position
11/14/2014	WBW	0.05	15.00	Letter from Mann confirming receipt of renotice of hearing on Motion to Enforce Judgment
11/19/2014	WBW	0.30	90.00	Letters from Joey and Jacqueline regarding Motion to Enforce Judgment and evidence needed; Letters from and to Mann regarding extension of time to respond to our Motion
11/20/2014	WBW	0.05	15.00	Review letter from Joey on how to deal with [redacted] moving to [redacted] and his testimony
11/21/2014	WBW	0.20	60.00	Review concerns about testimony from [redacted] on enforcement of settlement issue
11/21/2014	DCA	0.30	90.00	Research regarding case law supporting a motion to enforce settlement agreement reached on record with prior attorney before prior attorney withdrew. Send copies of relevant cases to Whitney B. Warnick.
11/24/2014	DCA	0.20	60.00	Research regarding settlement enforcement after lawyer has been terminated and send copy of proposed motion template form to Whitney B. Warnick.
11/24/2014	WBW	0.90	270.00	Receive and review letters from Joey and Jacquie on pending issues; Conference with Mr. Mann regarding status of Eleanor and his difficulty in communicating; Receive and review Supreme Court Notice of Withdrawal by Mann; Letter to Joey: Receive and review letters from Joey and Eleanor's new counsel; Letters to Joey discussing extensions requested and other issues
11/25/2014	WBW	1.45	435.00	Review legal issues relating to pending Motion and matters; Receive and respond to several letters from Joey; Receive and respond to several letters from Eleanor's new attorneys
11/25/2014	GMA	0.15	48.75	Receive and review Motion to Continue Hearing and Stay, and Order Shortening Time.
11/26/2014	WBW	2.15	645.00	Receive and review and send letters to Joey and Eleanor's new attorney relating to Eleanor's request to continue and other matters; Receive and review Eleanor's Motion to Continue; Prepare Opposition to Motion; Letter to Joey; finalize and file Opposition to Motion
11/26/2014	GMA	0.10	32.50	Receive and review Order Shortening Time.
12/01/2014	GMA	0.10	32.50	Receive Discovery Commissioner's Recommendation.
12/02/2014	GMA	0.10	32.50	Receive and review Motion to Continue Hearing; Receive Order and Notice of Order Shortening Time.
12/03/2014	WBW	1.60	480.00	Letter from Joey regarding hearing preparation; Receive and review Reply from Eleanor's attorneys regarding their Motion to Continue; Research cases cited; Prepare argument for hearing tomorrow; Receive and review Complaint filed by Eleanor's former attorney; Letter to Joey; Prepare Supplement to our Opposition; Letters from and to Eleanor's attorneys; Letters from Joey and Jacqueline; Conference with Joey regarding hearing
12/04/2014	WBW	1.15	345.00	Prepare for hearing; attend hearing on Motion to Continue and Calendar Call
12/05/2014	WBW	0.20	60.00	Receive and review letters from Joey and Jacquie regarding settlement agreement enforcement; Letter from and to Jacquie regarding signing of Texas Prime Order
12/08/2014	WBW	0.35	105.00	Receive and review letter and our Expert's report; Letter to Joey regarding report; Receive and review proposed Order from last hearing from Eleanor's attorney's; Letters from and to Joey regarding Order; Letter to Eleanor's attorneys discussing problems with order and scheduling of case matters
12/09/2014	WBW	0.60	180.00	Letters from Candice and Joey regarding proposed Order; Letter to Joey; Letter to Candice with changes needed to Order; Receive and review revised Order; Letter to and from Candice regarding Order; Work on our Opposition to Eleanor's Motion to Dismiss and our Countermotion for Summary Judgment
12/10/2014	WBW	0.55	165.00	Work on Opposition and Countermotion for Summary Judgement adding claim for forfeiture under "no contest" provisions, and other damages
12/11/2014	WBW	0.55	165.00	Letters from Jacquie and Joey regarding expert witness documents; Letter to Joey; Letters from and to Court reporter on deposition transcript; Work on Opposition and CounterMotion
12/12/2014	WBW	3.90	1,170.00	Receive and review Eleanor's Opposition to our Motion to Enforce

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				Settlement; Conference with Joey; letters from and to Joey; Letter from Jacquie; work on Reply in support of our Motion; Letter to Joey with draft and discussion
12/12/2014	GMA	0.25	81.25	Receive and review Eleanor Ahern's Opposition to Motion to Enforce Settlement.
12/13/2014	WBW	0.80	240.00	Work on Reply; Research further cases on attorney-client privilege and pending issues
12/15/2014	WBW	1.80	540.00	Work on and finalize Reply Brief and affidavits; letters to and from Joey for revisions and affidavits; file and deliver Reply to Court
12/17/2014	WBW	4.15	1,245.00	Prepare for and attend hearing on Motion to Enforce Settlement Agreement; Work on Opposition to Eleanor's Motion to Dismiss and our Countermotion for Summary Judgment; Letter to Joey; Receive and review Notices of depositions; Letters to Joey and opposing counsel regarding dates available; Conference with opposing counsel on proceedings and their request to continue pending motions because of pending appeal; Research appeal jurisdiction issues; letter to Joey on appeal issues; Continued research on whether or not cases are stayed in District Court due to appeal
12/17/2014	GMA	0.55	178.75	Meeting with Whitney B. Warnick regarding stay; Research regarding stay pending appeal; Conference with Whitney B. Warnick.
12/17/2014	WHS	0.15	48.75	Research regarding jurisdiction issues after an appeal is filed.
12/18/2014	WBW	2.10	630.00	Conferences with Joey regarding pending issues; Research on pending issues; Work on Opposition and Countermotion for Summary Judgment; Work on Affidavits of Jacquie and Kathy to attache to Motion; Letter from opposing counsel on discovery concerns; Receive and review proposed Order; Letter to Joey regarding Order; Review letters regarding discovery documents
12/18/2014	GMA	0.45	146.25	Legal research and memorandum regarding appeal from injunctive relief order; Conference with Whitney B. Warnick.
12/22/2014	WBW	0.45	135.00	Receive and review several letters from opposing counsel on pendiing issues, including dismissal of Will Contest; letters to and from Joey and Jaquie regarding issues; Receive and review notice from Supreme Court on appeal status; receive and review proposed Stipulation to Dismiss Will Contest, Letter to Joey
12/22/2014	GMA	0.20	65.00	Receive and review letter from Liane Wakayama; Receive Order; Receive deposition notice.
12/23/2014	WBW	0.10	30.00	Letters from and to Joey and clients regarding pending matters
12/24/2014	GMA	0.15	48.75	Receive Emergency Motion to Compel Mr. Mann to turn over documents
12/29/2014	WBW	0.30	90.00	Receive and review letters from Joey and opposing counsel regarding settling the Will Contest Case; Research issues and letter to Joey; Letter from Joey on settlement proposal; Receive and review letter to opposing counsel regarding settlement
12/29/2014	GMA	0.10	32.50	Receive Notice of Hearing.
12/30/2014	WBW	1.05	315.00	Review letters from Joey and Jacquie on pending issues; Receive and review Motion of Eleanor to compel Mann to turnover files, and exhibits attached thereto; Letter to Joey regarding the filing of a 60(b) Motion and other issues; Receive and review transcript of court proceeding from last hearing;
12/31/2014	WBW	1.05	315.00	Call from Joey; Receive and review letters on pending issues; Conference with Joey; Conference with Liane regarding dismissal of Will Contest issues; Letter to Joey; Prepare proposed findings for Order denying Motion to Enforce Settlement Agreement
01/03/2015	WBW	0.95	285.00	Receive and review Opposition and CounterMotion for Summary of Eleanor and exhibits; Work on Reply
01/05/2015	WBW	4.30	1,290.00	Receive and review Eleanor's Motion to Compel and Order for hearing; review Eleanor's Countermotion for Summary Judgment; Work on our Reply to our Countermotion for Summary judgment and in Opposition to Eleanor's motion; Conference with Jacqueline and Kathryn; letters to and from Joey on pending matters, including settlement of Will Contest; further work on our Reply and Opposition; receive and review letter from Joey; Conference with Robert Hartman; further work on our Reply and Opposition
01/05/2015	GMA	0.40	130.00	Receive and review omnibus opposition of Eleanor Ahern and countermotion for Summary Judgment.
01/06/2015	WBW	3.90	1,170.00	Prepare for and attend deposition; Conference with Joey regarding deposition and issues
01/07/2015	WBW	2.30	690.00	Attend deposition of Jacqueline and Kathryn; finalize Stipulation to Dismiss Will Contest case
01/08/2015	WBW	0.80	240.00	Work on reply; Conference with Joey; research jurisdiction issue.
01/08/2015	GMA	2.75	893.75	Further legal research and drafting regarding jurisdiction of probate courts; Memorandum to Whitney B. Warnick;

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				Receive and review court order regarding briefs; Legal research and drafting.
01/08/2015	BHS	0.20	60.00	Telephone conference with Whitney B. Warnick.
01/08/2015	DCA	0.25	75.00	Communications with Whitney B. Warnick and research regarding trust issues and memorandum to Whitney B. Warnick regarding same.
01/09/2015	WBW	3.40	1,020.00	Prepare for hearing on Motions and argument; Conference with Joey regarding Motion and issues and preparation; review Eleanor's Motion and outline errors and how to rebut for hearing
01/09/2015	GMA	0.65	211.25	Legal research and writing; Receive and review Initial Disclosure of Witnesses and Documents from Eleanor Ahern.
01/10/2015	WBW	6.90	2,070.00	Receive and review further Reply and Opposition of Eleanor served on us last night at 6:30pm; Research issues raised in document; Work on Supplement to our Reply and Opposition and in support of our Countermotion; prepare exhibits and Jacquie's Affidavit; prepare letter to Joey and Jacquie
01/11/2015	WBW	1.70	510.00	Make corrections to brief and affidavit; work on argument for hearing; letter to Jacquie and Kathy
01/12/2015	WBW	3.40	1,020.00	Work on Supplement to our Reply and Countermotion; Letters to and from Jacqueline to complete here affidavit and make necessary revisions to it and the Supplement; Conference with Joey Powell regarding papers filed by Eleanor's attorney and our Supplement and revisions and additions to make; Continued work on revisions with changes requested and corrections; Conference with Joey; Letters to and from Jacqueline regarding affidavit; Receive all affidavits and assemble Exhibits to attache to Supplement; Letter to Joey to file documents; Receive Motion and Affidavits for shortening time to hear motion to amend pleadings; Compete Motion and Affidavits and submit to judge for signature on order; Receive back documents and file and serve; Send documents to Joey to serve on Eleanor's counsel
01/12/2015	GMA	0.90	292.50	Revise Reply Brief in Support of Countermotion and Opposition to Ahern's Countermotion; Revise Supplement to Reply Brief in Support of Countermotion for Summary Judgment.
01/13/2015	WBW	3.05	915.00	Conference with Joey to prepare for hearing tomorrow; Letters from and to opposing counsel regarding schedule of matters to be heard; Letters from and to Joey on issue; Receive and review filed documents; Organize exhibits and documents for hearing; Work on hearing argument and issues; Analyze all briefs filed
01/13/2015	GMA	0.10	32.50	Receive and review Motion for Leave to Amend.
01/14/2015	WBW	4.25	1,275.00	Prepare for hearing on Motions to resolve case; Attend hearing waiting over four hours for judge to hear our case; Conference with clients and co-counsel; Research filing of additional pleadings asked for by the Court; Review all pleadings and petitions and motions filed to assess and support our position; Work on additional pleadings
01/15/2015	WBW	3.70	1,110.00	Work on Supplement to Motion to Amend; Letters from and to Joey regarding document needing preparation and sharing or responsibilities; Review letters from Candice to Joey and Joey's response and letter to Joey; Send Joey proposed Supplement to review; Letter from Joey with revisions; Letter to Joey with proposed Response to Answer and Counterclaim to attach to Supplement
01/16/2015	WBW	1.85	555.00	Work on Supplement to Motion to Amend and proposed Response to Answer and Counterclaim; Letter to Joey; Review letters from Liane and Canddice regarding order from December 17 hearing; Letters to and from Joey on issues
01/20/2015	WBW	0.70	210.00	Finalize Supplement for filing, and file and serve; Letters from opposing counsel; Letters from Joey on pending issues, Letter to Joey
01/20/2015	GMA	0.15	48.75	Finalize final draft of Supplement to Motion to Amend Pleadings.
01/21/2015	WBW	1.05	315.00	Research discovery in preparation for hearing and for argument; letters from and to Joey
01/22/2015	WBW	1.40	420.00	Conference with Joey to prepare for hearing on the 30th, review issues and evidence together and planning argument; receive and review letters from Joey with documents we discussed and further analysis; Review exhibits asserted by Eleanor in her Motion and plan argument
01/23/2015	WBW	0.85	255.00	Conference with Joey Powell; go over various issues and how to resolve and address them at hearing; review documents; receive and review letters from Court Reporter regarding deposition transcripts; Letter to Joey with signature page signed for order submitted to Court
01/26/2015	WBW	1.55	465.00	Receive and review letters from Jacquie and Joey; Work on argument for hearing
01/27/2015	WBW	1.15	345.00	Receive and review letters; Letter from and to Joey regarding our proposed Order; Review exhibits and prepare for hearing argument
01/27/2015	GMA	0.10	32.50	Receive and review opposition to Motion to Quash.
01/28/2015	WBW	1.80	540.00	Receive and review Opposition to our Motion to Amend Pleadings; Conference with Joey and go over issues raised and how to proceed in arguments at hearing on Friday, Work on preparation for hearing

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				argument; review cases and pleadings
01/29/2015	WBW	2.30	690.00	Prepare for hearing; Conference with Joey on issues; prepare for hearing review documents and pleadings; Conference with Joey on issues; finalize hearing preparation
01/30/2015	WBW	4.15	1,245.00	Prepare for argument on Motion to Amend Issues; prepare outline; attend hearing on Motions for Summary Judgment
02/02/2015	WBW	1.80	540.00	Receive and review several letters from and to Jacquie and Joey regarding pending issues; Work on Judgment from Hearing
02/03/2015	WBW	2.40	720.00	Receive and review letters and current issues; Work on Judgment from hearing
02/04/2015	WBW	1.45	435.00	Receive and review letters from Joey and Jacqueline concerning trustee situation and splitting of Texas oil property; Finalize draft of Judgment and send with letter to Joey; Letter to Joey regarding pending issues
02/05/2015	WBW	0.70	210.00	Work on pending issues and proposed Summary Judgment; letter from and to Joey regarding pending issues
02/09/2015	WBW	0.90	270.00	Revise and finalize Summary Judgment; Letter to Eleanor's attorneys with judgment; Letters from and to Joey; Letters from Liane regarding sealing order; Receive and review Stipulation and Order and sign to seal information on Texas Oil properties; letters to and from Liane regarding judgment
02/10/2015	WBW	0.80	240.00	Receive and review several letters from Eleanor's counsel regarding proposed Summary Judgment, and letters back to counsel discussing the issues; Letters to and from Joey regarding pending issues on oil property information to court and current issues in case; Prepare letter to Court with submission of our Summary Judgment; Letter from and to Joey on appeal concerns; Letter to clients and Joey regarding pending issues
02/11/2015	WBW	0.65	195.00	Receive and review letter from Eleanor's attorneys to Court; Finalize our proposed Summary Judgment and Letter; Letter to Joey; Deliver letter and Summary Judgment to Court;; Letter to counsel
02/12/2015	WBW	0.45	135.00	Review filing by Eleanor's attorney in dispute with Mann; Review our last hearing minutes; Letters from ond to Joey regarding pending matters;
02/12/2015	GMA	0.10	32.50	Receive and review Ahern's Reply Brief to obtain documents.
02/13/2015	WBW	0.20	60.00	Letters from and to Joey regarding how to resolve trustee control of oil property issues and other matters
02/13/2015	WBW	0.15	45.00	Letter from Joey regarding issues in trying to resolve oil property management; Letter to Joey with my recommendations on how to deal with issues
02/17/2015	WBW	0.45	135.00	Receive and review letter and information from Jacquie; Letters from and to Eleanor's attorneys regarding Order, and need to pay fees owed; Receive and review filed Order and Notice of Entry; Conference with Jacquie regarding recovery of fees owed by Eleanor and resolution of Texas oil property issues
02/18/2015	WBW	0.15	45.00	Receive and review letter from Jacquie;; Work on brief
02/19/2015	WBW	1.55	465.00	Letters from and to Joey; Review oil property data; work on Motion to compel payment; letter to Joey
02/20/2015	WBW	0.40	120.00	Receive and review letters from Jacquie and Joey regarding letter from Liane and payment of attorneys fees; Letter to Joey; Revise documents for Motion if needed; Letter to Joey
02/23/2015	WBW	0.20	60.00	Check on status of payment; letter from Liane; Letters from Joey and Jacquie
02/24/2015	WBW	1.80	540.00	Receive and review letters from Jacquie and witnesses; Work on Brief to Court of remaining issues; letters to and from Joey regarding pending issues
02/25/2015	WBW	1.35	405.00	Letters from and to Joey; Review statements from witnesses for our brief on remaining issues; Work on Brief; research legal points; Letter from and to Joey
02/26/2015	WBW	1.15	345.00	Work on Brief; Review letter from Jacquie with history of interactions with Eleanor; Letter to Joey
02/27/2015	WBW	1.80	540.00	Receive and review letter from Jacquie with additional information for her affidavit; Prepare Jacquie's affidavit; Letter to all; Letters from Joey and Jacquie; revise documents; letter to all with Brief and Exhibits for review; Receive and review Supreme Court Notices; Letter to Joey
03/02/2015	WBW	0.70	210.00	Receive and review letter from Jacquie and Joey; Revise Brief; Letter to all with Brief and discussion; Letter to and from Joey on order delay and options; check with Department 26 on transcript and video; Conference with Department 26; Obtain transcript; Letter to Jacquie regarding e-mail correspondence and help with Brief issues
03/03/2015	WBW	1.80	540.00	Obtain copy of trial transcript; Go over transcript and prepare to respond to arguments to try to change our Summary Judgment form; Work on Brief to be filed
03/04/2015	WBW	0.20	60.00	Letters from and to Jacquie; Receive and review letters from Jacquie; Letter from Eleanor's attorneys; Letter from Joey
03/05/2015	WBW	0.15	45.00	Letters to and from Jacquie and Joey regarding filing of Brief and preparation therefor

	Trans Date	Tmkr	Hours to Bill	Amount	
Client ID 10658.0011 Bouvier/Kathy					
	03/10/2015	WBW	0.20	60.00	Letters to and from Jacquie; finalize Brief for filing
	03/12/2015	WBW	0.30	90.00	File Brief under seal; Letters to clients and Joey with Brief; Letters from and to Renshaw concerning filing under seal and status of their competing order; Letters from Joey and Renshaw
	03/13/2015	WBW	1.15	345.00	Receive and review Eleanor's Brief; Letter to Jacquie and Kathy with copy of Eleanor's Brief; Conference with Jacquie; Receive and review letters from Jacquie and documents; Review accounting; Letter to Jacquie; Letter to Eleanor's counsel with copy of our Brief
	03/16/2015	WBW	2.60	780.00	Receive and review letter and documents from Jacquie for our Supplemental brief; research corporate status of companies; Conference with Joey; work on supplemental brief; Letter to Joey; letters from and to Eleanor;s attorneys regarding briefs and hearing issues
	03/17/2015	WBW	1.30	390.00	Work on additions and changes to Supplemental Brief; Work on Jacquie's Affidavit; Letter to Jacquie and Joey; Letter to Eleanor's attorney's regarding conference call with Court and testimony of their witnesses
	03/17/2015	WBW	1.80	540.00	Receive revisions back from Jacquie on Brief and Affidavit; Make revisions; Letters from and to Joey; Calls from Eleanor's attorneys to set up conference call with Court; Participate in conference with Judge; Letter to Joey; Conference with Jacquie; Make further revisions to Brief and Affidavit and return to Jacquie and Joey to sign
	03/18/2015	WBW	0.90	270.00	Attempt filing of Supplement, receive back; Letters to Joey and Jacqueline; Conference with Joey; Conference with Jacqueline; Obtain original signatures for Supplement; File Supplement under seal; Serve copy of Supplement on opposing counsel; letter to Joey and clients; Conference with Joey regarding witness for hearing
	03/19/2015	WBW	2.40	720.00	Conference with Joey Powell to prepare for tomorrow's hearing going over issues and out position; Prepare argument for tomorrow's hearing; Letters to and from Eleanor's attorneys regarding witnesses at hearing and other issues; Letter from Joey with updated affidavits of Moore and Murray; Prepare Second Supplement, file under seal, serve and send copies to Joey; Receive and review second affidavit and letter from Joey; Receive and review filed Second Supplement; Letter to Eleanor's attorneys with Second Supplement and discussing need to receive filed copies of their Brief
	03/19/2015	GMA	0.25	81.25	Receive and review Supplement to Brief regarding Trust Administration; Prepare for hearing tomorrow.
	03/20/2015	WBW	2.65	795.00	Prepare for hearing; Prepare affidavit regarding request for fees; Letter to Joey to prepare for hearing; Attend hearing in Court; letter to Fred Waid regarding serving as Trustee and providing information to Eleanor's attorneys
	03/20/2015	GMA	0.15	48.75	Conference with Whitney B. Warnick to prepare for hearing today.
Subtotal for Fees		Billable	243.60	73,681.25	
	03/20/2014	GMA		9.70	Photocopying
	03/31/2014	GMA		4.30	Postage
	03/31/2014	GMA		9.00	Messenger Services
	04/22/2014	GMA		1.00	Parking Expense
	05/13/2014	WBW		10.00	Parking Expense
	05/31/2014	WBW		4.50	Messenger Services
	06/10/2014	WBW		3.00	Photocopying
	06/19/2014	WBW		1.88	Postage
	06/30/2014	WBW		20.00	Word Processing
	07/07/2014	WBW		2.80	Photocopying
	07/15/2014	WBW		0.70	Postage
	07/31/2014	WBW		9.00	Messenger Services
	07/31/2014	WBW		12.50	Word Processing
	08/15/2014	WBW		0.48	Postage
	08/28/2014	WBW		3.10	Photocopying
	08/31/2014	WBW		142.50	Word Processing
	09/26/2014	WBW		7.50	Photocopying
	09/30/2014	WBW		3.26	Postage
	09/30/2014	WBW		27.50	Word Processing
	10/28/2014	WBW		0.81	Postage
	11/19/2014	WBW		0.48	Postage
	11/26/2014	WBW		2.10	Photocopying
	11/30/2014	WBW		12.50	Word Processing
	12/04/2014	WBW		1.00	Parking Expense
	12/15/2014	WBW		0.50	Parking Expense
	12/17/2014	WBW		8.00	Parking Expense
	12/30/2014	WBW		3.05	Postage
	12/31/2014	WBW		17.50	Word Processing
	12/31/2014	WBW		4.50	Messenger Services
	01/14/2015	WBW		10.00	Parking Expense

	Trans Date	Tmkr	Hours to Bill	Amount	
Client ID 10658.0011 Bouvier/Kathy					
	01/29/2015	WBW		2.50	Photocopying
	01/29/2015	WBW		1.96	Postage
	01/30/2015	WBW		10.00	Parking Expense
	01/31/2015	WBW		102.50	Word Processing
	01/31/2015	WBW		9.00	Messenger Services
	02/10/2015	WBW		0.30	Photocopying
	02/11/2015	WBW		0.50	Parking Expense
	02/28/2015	WBW		4.50	Messenger Services
	03/20/2015	WBW		8.00	Parking Expense
Subtotal for Expenses		Billable	0.00	472.42	
	03/11/2014	GMA		1.75	Clark County LawPlace - Fee to E-File Stipulation and Order to Extend Time to Reply or Otherwise Plead to Counterclaims Asserted by Eleanor C. Ahern
	03/12/2014	GMA		1.75	Clark County LawPlace - Fee to E-File Notice of Entry of Stipulation and Order to Extend Time to Reply or Otherwise Plead to Counterclaims Asserted by Eleanor C. Ahern
	03/18/2014	GMA		1.75	Clark County LawPlace - Fee to E-File Motion to Dismiss Counterclaims of Eleanor C. Ahern
	03/20/2014	GMA		1.75	Clark County LawPlace - Fee to E-File Amended Certificate of Mailing
	06/09/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Notice of Appearance (P-09-066425-T)
	06/09/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Notice of Appearance (P-14-080595-E)
	07/07/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Order regarding Pending Motions and Scheduling
	07/08/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Notice of Entry of Order regarding Pending Motions and Scheduling
	09/12/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Response to Kathryn A. Bouvier to Will Contest
	09/26/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Notice of Deposition
	09/30/2014	WBW		72.76	Westlaw - Online Legal Research
	10/29/2014	WBW		22.45	Depo International - One Electronic Certified Transcript of Settlement Statement, 10/22/14
	10/31/2014	WBW		244.63	Oasis Reporting Services - Non-Transcribed Deposition of Eleanor C. Ahern, 10/21/14
	10/31/2014	WBW		433.43	Westlaw - Online Legal Research
	11/10/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Motion to Enforce Settlement Agreement (Trust)
	11/10/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Motion to Enforce Settlement Agreement (Estate)
	11/12/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Re-Notice of Hearing on Motion to Enforce Settlement Agreement (Trust)
	11/12/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Re-Notice of Hearing on Motion to Enforce Settlement Agreement (Estate)
	11/26/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Opposition to Eleanor Ahern's Motion to Continue Hearing and Briefing Schedule and to Stay All Pending Matters on Order Shortening Time (Trust)
	11/26/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Opposition to Eleanor Ahern's Motion to Continue Hearing and Briefing Schedule and to Stay All Pending Matters on Order Shortening Time (Estate)
	11/30/2014	WBW		91.14	Westlaw - Online Legal Research
	12/15/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Reply in Support of Motion to Enforce Settlement Agreement (Estate)
	12/15/2014	WBW		1.75	Clark County LawPlace - Fee to E-File Reply in Support of Motion to Enforce Settlement Agreement (Trust)
	12/31/2014	WBW		627.06	Westlaw - Online Legal Research
	01/12/2015	WBW		1.75	Clark County LawPlace - Fee to E-File Motion for Leave to Amend Pleadings of Jacqueline M. Montoya and Kathryn A. Bouvier for Claims, Defenses, Damages and Assessment of Penalties, and for Other Relief against Eleanor Connell Hartman Ahern
	01/12/2015	WBW		1.75	Clark County LawPlace - Fee to E-File Jacqueline M. Montoya and Kathryn A. Bouvier's Ex Parte Application for Order Shortening Time
	01/20/2015	WBW		1.75	Clark County LawPlace - Fee to E-File Supplement to Motion to Amend Pleadings
	01/31/2015	WBW		521.68	Westlaw - Online Legal Research
	02/28/2015	WBW		104.25	Westlaw - Online Legal Research
Subtotal for Advances		Billable	0.00	2,154.15	
Total for Client ID 10658.0011		Billable	243.60	76,307.82	Bouvier/Kathy W. N. Connell and Marjorie T. Connell Living Trust

Trans Date	Tmkr	Hours to Bill	Amount
		GRAND TOTALS	
	Billable	512.90	160,633.70

$33,000 of the grand total of $160,633.70 in fees and costs incurred was allocated to the Will Contest Case. Therefore, with respect to the Trust proceeding, my client has incurred a net amount of $127,633.70 through March 20, 2015. Considerable additional fees have been incurred and are being incurred in the month of March, 2015.

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Las Vegas, Nevada 89137-1655

DECLARATION IN SUPPORT OF JACQUELINE M. MONTOYA'S APPLICATION FOR ATTORNEY'S FEES AND COSTS

STATE OF NEVADA)
)ss
COUNTY OF CLARK)

Joseph J. Powell, Esq., being duly sworn states as follows:

1. I am an attorney with the law firm of The Rushforth Firm, Ltd., and I am admitted to practice in the State of Nevada. I am also admitted to practice in the State of California. I have been licensed to practice in Nevada since 2004 and have been licensed to practice in California since 2003. I and my law firm are the attorneys for Jacqueline M. Montoya

in this matter and submit this Declaration in support of Jacqueline M. Montoya's Application for Attorneys' Fees and Costs, which is a joint petition with Ms. Montoya's sister, Kathryn A. Bouvier, and her counsel, Whitney B. Warnick of the law firm of Albright, Stoddard, Warnick, and Albright.

2. I have personal knowledge of the facts set forth below, and am competent to testify regarding these facts and statements. I declare that all statements made herein of my own knowledge are true, and those made on information and belief are believed to be true.

3. Attached to this Declaration as Exhibit "A" is a true and correct itemization of fees and costs incurred in this matter as it relates to The Rushforth Firm, Ltd. This description of time contains the amount of time expended, as measured in tenths of an hour, a brief description of the work performed, and the charges for the work performed. I have redacted descriptions of charges that involve the characterization of discussions, actions, possible theories, and communications which I believe are privileged and/or unnecessary to be viewed by opposing counsel as they relate to the strategies employed in this matter. An unredacted copy of the billing statements shall be provided to this Court *in camera*.

4. I am a Senior Associate at The Rushforth Firm, Ltd., and my billing rate for this matter has been $350.00 per hour. My billing rate was increased to $375.00 per hour as of January 1, 2015, but my billing rate for this matter has remained at $350.00 per hour. That billing rate was established by The Rushforth Firm, Ltd. by taking into account my experience and training. Through March 20, 2015, I have spent a total of 782.80 hours working on this matter and all associated pleadings resulting therefrom, including research, developing strategies/theories, argument, and drafting, which at my billing rate of $350.00 per hour

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equates to $273,350.00. Kennedy E. Lee is a Junior Associate at The Rushforth Firm, Ltd., with three years experience, and his billing rate is $250.00 per hour for this matter. As of January 1, 2015, Mr. Lee's billing rate was increased to $300.00 per hour, but his billing rate of $250.00 per hour has remained unchanged for this matter. Through March 20, 2015, Mr. Lee has spent a total of 121.20 hours working on this matter, including the developing strategies/theories, preparation of evidence, research, and drafting, which based on his billing rate of $250.00 per hour equates to $29,625.00. Layne T. Rushforth, the principal of The Rushforth Firm, Ltd., has also worked on this matter. Mr. Rushforth has been practicing law since 1978, originally licensed in the State of Utah, and has been in practice in Clark County, Nevada since 1981. The billing rate on this matter for Mr. Rushforth on this matter is $450.00 per hour. As of January 1, 2015, Mr. Rushforth's rate was increased to $475.00, but for this matter Mr. Rushforth's rate has remained at $450.00 per hour. Through March 20, 2015, Mr. Rushforth has spent a total of 8.40 hours working on this matter, including the discussion of strategy and assistance with drafting, which based on his billing rate of $450.00 per hour equates to $3,780.80. Experienced paralegal support was supplied at the rate of $150.00 per hour and comprised 33.80 hours of work on this matter, through March 20, 2015, including filing, communications with the Court, and litigation and hearing preparation, which based on a billing rate of $150.00 per hour equates to $4,978.00. Lastly, through March 20, 2015, secretarial services were provided as well for a total of 5.80 hours, with none of such time being billed.

5. This summary was based upon individual timesheets maintained by the attorneys and support employees at The Rushforth Firm, Ltd. filled out on a regular and frequent basis.

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The information is entered into a computer system, PC Law, where the data is stored. Thereafter, bills are rendered to the client on a monthly basis, or thereabouts, reflecting the work performed, the charges, and the costs. The client sends her remittances to The Rushforth Firm, Ltd. in response to the statements and invoices mailed. These practices and procedures are standard to The Rushforth Firm, Ltd. and are within its normal business operations.

6. Through March 20, 2015, Ms. Montoya has incurred at total $311,733.80 in legal fees payable to The Rushforth Firm, Ltd. directly attributable to this matter.

7. After reviewing the time entries and evaluating the efforts necessary to create and develop legal strategies and theories, research, draft and argue this matter, I believe these amounts to be reasonable and appropriate, and therefore, I request on behalf of Jacqueline M. Montoya that these amounts be awarded. Furthermore, upon information and belief, I believe that the billing rates of The Rushforth Firm, Ltd. are either in line and commensurate with, or even below and less than, other Clark County, Nevada law firms possessing the comparable level of skill and expertise as The Rushforth Firm, Ltd. as it relates to the area of Trusts and Estates litigation.

8. Through March 20, 2015, Ms. Montoya has incurred $2,208.71 in costs directly attributable to this matter in relation to The Rushforth Firm, Ltd. A breakdown of these costs is contained with the billing statement attached to this Declaration.

9. This above mentioned sum relating to costs does not include three categories of costs also relating to this matter which are as follows: 1) expert fees to Daniel T. Gerety, CPA, via Gerety & Associates, CPAs; 2) legal support costs relating to and in preparation for the

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February 18, 2014 evidentiary hearing via Sean Guerrero, Esq. of Stubbeman, McRae, Sealy, Laughlin & Browder, Inc.; and 3) travel costs incurred for the February 18, 2014.

10. As to the Expert Fees to Mr. Gerety, Ms. Montoya has incurred total fees of $12,748.66. Attached to this Declaration as Exhibit "B" are two invoices from Mr. Gerety. One invoice is dated October 29, 2014, with an invoice number of 15989, for an owing amount of $4,828.66, while the other invoice is dated October 29, 2014, with an invoice number of 18032, for an owing amount of $7,920.

11. As to the fees of Sean Guerrero, Esq., an invoice dated April 9, 2014 is attached to this Declaration as Exhibit "C". The legal fees for Mr. Guerrero relate to litigation support and total $4,260.00.

12. As to travel related fees, there has been a total of $1,270.68 incurred between Kathryn Bouvier and Sean Guerrero, Esq. Attached to the Application as Exhibit "D" are the Southwest Airlines tickets purchased by Ms. Bouvier to attend the February 18, 2014 evidentiary hearing, totaling $877.50, as well as the invoice from Mr. Guerrero reflecting his hotel/lodging cost ($551.56), airline cost ($627.50), and ground transportation cost ($91.62) to also attend the February 18, 2014 evidentiary hearing. The February 18, 2014 was abruptly postponed/continued on the morning of the scheduled Trial due to the antics of Ms. Ahern's prior counsel, John Mugan, Esq. and Michael Lum, Esq., in filing "last minute" counterclaims against Ms. Montoya, which included requests for the award of punitive damages against Ms. Montoya, which this Court indicated were improperly and inappropriately filed on what effectively amounted to the eve of trial, but which would nevertheless necessitate the postponement of the evidentiary hearing. At Trial, this Court

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made it exceedingly clear that such tactics warranted Ms. Ahern being responsible for the damages triggered.

13. A portion of the fees and costs incurred by Ms. Montoya relate to the Will Contest in P-14-080595-E, which was being heard by this Court at the same time as the Trust dispute. The Will Contest was settled near the end of 2014. Therefore, $42,000 of the fees and costs incurred, as shown the billing statements attached hereto, were allocated to the Will Contest matter, for which reimbursement is not now being sought by The Rushforth Firm, Ltd. With this amount subtracted from the total of $313,942.51 incurred in both cases through March 20, 2015, a balance in fees and costs remains of $271,942.51, allocated solely to the Trust dispute for which an award of fees and costs on behalf of my client, Ms. Montoya, is requested. In addition to this sum, as discussed above, the fees and costs described under sections 9, 10, 11, and 12, herein, totaling $18,279.35 are also requested to be awarded, thereby resulting in a grand total of $290,221.86 requested. The reimbursement of the airline tickets will obviously be made to Ms. Bouvier directly from this sum.

14. Additional fees and costs following March 20, 2015 are and will be incurred, and it is estimated that an additional $10,000.00 to $15,000.00 in fees and costs may be incurred before these proceedings are resolved, barring an appeal by Ms. Ahern.

15. Efforts were made to not duplicate attorney services, both within The Rushforth Firm, Ltd. and in conjunction with services performed by the law firm of Albright, Stoddard, Warnick, and Albright.

16. In addition to the District Court proceedings, there was an appeal to the Nevada Supreme

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Court which required legal services, including extensive time spent in attempting to reach a global settlement in these proceedings, in addition to the specific issue being litigated on appeal.

17. I believe that the issues in this case were significantly complex to the point that expertise in the area of Trusts and Estates, litigation, and appellate work, was required to properly represent Ms. Montoya.

18. This Court has granted Ms. Montoya and Ms. Bouvier a decision in their favor in these proceedings.

19. This Affidavit is being submitted in conjunction with a request that the Court award my client, Ms. Montoya, attorney's fees and costs that she has incurred and require the same to be paid and reimbursed to her by Eleanor Connell Hartman Ahern.

DATED this 1st of April, 2015.

Joseph J. Powell, Esq.

Subscribed and sworn to before me this 1st day of April, 2015.

NOTARY PUBLIC

ANNE STOKES
Notary Public State of Nevada
No. 06-109463-1
My Appt. Exp. Nov. 1, 2018

THE RUSHFORTH FIRM, LTD.
Telephone: 702-255-4552 / Fax: 702-255-4677
PO Box 371655
Las Vegas, Nevada 89137-1655

Exhibit “A”

The Rushforth Firm, PLLC
A Professional Limited-Liability Company
P.O. Box 371655
Las Vegas, NV 89137-1655

Ph:(702) 255-4552 Fax:(702) 255-4677

Jacquie Montoya
jacquiem@me.com
Las Vegas, Nevada

March 31, 2015

File #: 7242-601
Inv #: Settle

Attention:

RE: Trust Dispute

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Aug-27-13	NO CHARGE: Phone call from Jackie Montoya regarding trust administration dispute	0.60	0.00	JJP
Aug-28-13	NO CHARGE: Conference with LTR regarding Montoya matter; customize Engagement agreement; e-mail to Jacquie Montoya; review of e-mail from Jacquie Montoya; e-mail to Jacquie Montoya	1.00	0.00	JJP
Aug-29-13	Conferences with JJP	0.40	180.00	LTR
	Review of trusts and related documents; conference with LTR; work on analysis letter	3.30	1,155.00	JJP
Aug-30-13	Additional review of documents; prepare letter with analysis to Jacquie Montoya; phone conference with Jacquie Montoya; e-mail to Jacquie Montoya	5.30	1,855.00	JJP
	Conference with JJP regarding detrimental reliance and laches applicability to facts of case.	0.40	100.00	KEL
Sep-04-13	Phone call from Sean Guerrero; additional review of family Trust	0.70	245.00	JJP
Sep-05-13	Review of e-mail from Jacquie Montoya;	1.40	490.00	JJP

	e-mail to Jacquie Montoya and additional review of documents			
Sep-12-13	Review of documents and work on Petition	1.90	665.00	JJP
Sep-13-13	Review of e-mails; phone call from Corey Haina; continued review of documents and work on Petition	2.80	980.00	JJP
Sep-16-13	Review of e-mails from Corey Haina; e-mail to Corey Haina; continued work on Petition; e-mail to Jacquie Montoya and Sean Guerrero, Esq.	2.90	1,015.00	JJP
Sep-17-13	Continued work on petition and research; review of mediation brief/statement	6.20	2,170.00	JJP
Sep-18-13	Additional work on draft of petition and continued review of case law; conference with KEL; review of e-mail from Jacquie Montoya; e-mails to Jacquie Montoya and Sean Guerrero, Esq.	3.10	1,085.00	JJP
	Review petition regarding interest in gas and oil property.	2.10	525.00	KEL
	NO CHARGE: Review petition.	1.00	0.00	ACS
Sep-19-13	Review of e-mail from Jacquie Montoya; conference call with Jacquie, Sean Guerrero, and Mary Lou Cassidy; work on revisions to Petition	1.90	665.00	JJP
Sep-24-13	Work on revisions to Petition and review of additional case law and documents provided by Jacquie Montoya	0.90	315.00	JJP
Sep-25-13	Continued work on revisions to Petition; e-mails to Mary Lou Cassidy, Sean Guerrero, and Jacquie Montoya	2.50	875.00	JJP
Sep-26-13	Work on additional revisions to Petition; phone call from Jacquie Montoya and additional revisions to Petition	1.10	385.00	JJP
Sep-27-13	Finalize Petition and exhibits; e-mail to Jacquie Montoya; instructions to and conferences with DLD; review of e-mail from Jacquie Montoya; review of notice of hearing and mailing list; e-mail to Sean Guerrero, Esq. and Mary Lou Cassidy, Esq.	2.10	735.00	JJP

	Number exhibit pages to Petition; draft Notice of Hearing and Certificate of Mailing for filing	0.70	105.00	DLD
	E-file Petition, Verification, Notice of Hearing and Certificate of Mailing; copy and mail Petition and Notice of Hearing	1.20	180.00	DLD
Sep-30-13	Prepared draft Order on Petition for Declaratory Judgment for Joey's review	0.30	45.00	DLD
Oct-01-13	Review of memo from AS	0.10	35.00	JJP
Oct-03-13	Review of e-mails from Sean Guerrero, Esq. and Mary Lou Cassidy, Esq.; review of file; e-mail to Sean Guerrero, Mary Lou Cassidy and Jacquie Montoya	0.50	175.00	JJP
Oct-04-13	Review of e-mail from John Mugan, Esq.; e-mail to John Mugan; e-mail to Sean Guerrero, Esq., Mary Lou Cassidy, Esq., and Jacquie Montoya; e-mail to probate office	0.90	315.00	JJP
Oct-08-13	E-mail to probate office	0.10	35.00	JJP
Oct-09-13	E-mail to probate office; instructions to DLD; conference with DLD; review of e-mail from John Mugan, Esq.; e-mail to John Mugan; review of e-mail from probate office; e-mail to John Mugan; e-mail to Jacquie Montoya, Sean Guerrero, Esq. and Mary Lou Cassidy, Esq.	0.90	315.00	JJP
Oct-10-13	Review of e-mail from Sean Guerrero	0.10	35.00	JJP
Oct-11-13	Drive time and attendance at Court Hearing and post hearing discussion with John Mugan, Esq.; e-mail to Jacqueline Montoya, Sean Guerrero, Esq. and Mary Lou Cassidy, Esq., conference with KEL regarding strategy.	3.90	1,365.00	JJP
	Conference with JJP regarding strategy.	0.30	75.00	KEL
Oct-14-13	Review of e-mails from Jacquie Montoya and attachments; conference with LTR	0.40	140.00	JJP
Oct-15-13	Phone call to Steven Scow's office; e-mail to Steven Scow; e-mail to Jacquie Montoya	1.30	455.00	JJP

Oct-23-13	Review of e-mails from Jacquie Montoya and attachment; e-mail to Jacquie Montoya	0.50	175.00	JJP
Oct-29-13	Review of file; phone call to Steven Scow's office; e-mail to Steven Scow, Esq.	0.20	70.00	JJP
Nov-05-13	Review of Objection to Petition from John Mugan, Esq. and review of law references; e-mail to Jacquie Montoya, Sean Guerrero, Esq., and Mary Lou Cassidy, Esq.; begin work on Response to Objection	4.40	1,540.00	JJP
	Conference with JJP regarding response to submit to court.	0.30	75.00	KEL
Nov-06-13	Work on Response to Objection; phone call from Jacquie Montoya	6.10	2,135.00	JJP
	Review and edit response to motion to refer.	1.50	375.00	KEL
Nov-07-13	Additional work on Response to Objection; review of suggested revisions from KEL and conference with KEL; review of e-mails from Jacquie Montoya and Sean Guerrero, Esq.; instructions to DLD; phone call from Mary Lou Cassidy, Esq.	2.70	945.00	JJP
	NO CHARGE: Instructions to DLD to prepare errata to correct transposed allocation numbers	0.20	0.00	JJP
	Conference with JJP regarding response to motion to refer.	0.30	75.00	KEL
	E-file and serve Response to Motion	0.30	45.00	DLD
Nov-08-13	NO CHARGE: Prepare, e-file and serve Errata to Response to Motion; revise Receipt of Copy	0.30	0.00	DLD
Nov-11-13	Review of Reply to Response to Motion to Refer to Probate Commissioner; e-mail to Jacquie Montoya, Sean Guerrero, Esq., and Mary Lou Cassidy, Esq.; preparation for Court Hearing	3.20	1,120.00	JJP
	Conference with JJP regarding opposition to response.	0.40	100.00	KEL
Nov-12-13	Drive time and attendance at Court Hearing;	5.60	1,960.00	JJP

	phone call to Jacquie Montoya; instructions to DLD regarding surety bonds; conference with KEL; conference with DLD; phone call from Jacquie Montoya			
	Conference with JJP hearing.	0.30	75.00	KEL
Nov-13-13	Review of e-mail from Jacquie Montoya; phone call from Sean Guerrero, Esq. and Mary Lou Cassidy, Esq.	0.60	210.00	JJP
Nov-14-13	Phone call from Sean Guerrero, Esq. and Mary Lou Cassidy, Esq. regarding [redacted] initial work on Motion to Compel; phone message for Jacquie Montoya	1.60	560.00	JJP
Nov-15-13	Phone conference with John Mugan, Esq.	0.50	175.00	JJP
Nov-18-13	Research of case law and work on Petition to compel and [redacted]	1.30	455.00	JJP
Nov-19-13	Work on petition to compel distributions and declaration of applicability of laches	1.90	665.00	JJP
Nov-20-13	Work on Petition to Compel and Laches Declaration and review of case law; e-mail to Jacquie Montoya. Conferece with KEL.	4.60	1,610.00	JJP
	Conference with JJP regarding petition.	0.60	150.00	KEL
Nov-21-13	Additional work on Petition to Compel and Laches Declaration and review of case law	1.60	560.00	JJP
	Review and suggest changes to petition to compel.	2.00	500.00	KEL
Nov-22-13	Review of suggested revisions from KEL; conference with KEL; finish initial draft of petition to compel and declaration of applicability of laches; e-mail to Jacquie Montoya	1.60	560.00	JJP
	Continue review and suggestions for petition to compel. Conference with JJP.	2.10	525.00	KEL
Nov-25-13	Review of e-mails from Jacquie Montoya; e-mails to Jacquie Montoya; review of e-mail from John Mugan, Esq. and review of	2.00	700.00	JJP

	proposed order regarding Texas income payments; review of no contest clause in Trust; e-mail to John Mugan regarding necessary changes to proposed order; e-mails to Sean Guerrero, Esq. and Mary Lou Cassidy, Esq.			
	NO CHARGE: Review petition.	0.40	0.00	ACS
Nov-26-13	Phone call from Sean Guerrero, Esq. and Mary Lou Cassidy, Esq.; e-mail to Sean Guerrero and Mary Lou Cassidy; conference with KEL regarding Motion to Dismiss arguments; review of Motion to Dismiss	2.20	770.00	JJP
	Review and draft memo regarding opposition's motion to dismiss. Conference with JJP.	4.30	1,075.00	KEL
Nov-27-13	Additional review of motion to dismiss; review of e-mail from John Mugan, Esq. regarding order; e-mail to John Mugan, Esq.; work on objection to motion to dismiss. Conference with KEL.	1.50	525.00	JJP
	Conference with JJP regarding opposition's motion.	0.30	75.00	KEL
Dec-02-13	Review of e-mail from Jacquie Montoya; review of notice of hearing and certificate of mailing for Petition to Compel; review of e-mail from Mary Lou Cassidy and attached statute; work on Opposition to Motion to Dismiss	1.80	630.00	JJP
	Prepare Petition for filing with the Court; draft Notice of Hearing and Certificate of Mailing for Joey's review; telephone call to Court regarding Petition	0.50	75.00	DLD
Dec-03-13	Continued work on Objection to Motion to Dismiss	0.40	140.00	JJP
	Telephone call to Court regarding Petition to Compel	0.10	15.00	DLD
	E-file Petition to Compel, Verification, Notice of Hearing and Certificate of Mailing; serve Petition to Compel and Notice of Hearing	0.60	90.00	DLD
Dec-04-13	Conference with JJP regarding John Mugan's tactics and stragies moving forward	0.30	135.00	LTR

	Additional work on Objection to Motion to Dismiss; conference with LTR	0.90	315.00	JJP
	Calls to court regarding rejected Notice of Hearing and to get a hearing date set on Petition to Compel	0.70	105.00	DLD
	Revise and e-file Notice of Hearing and Certificate of Mailing; serve Notice of Hearing	0.30	45.00	DLD
Dec-05-13	Continued work on Opposition to Motion to Dismiss	2.10	735.00	JJP
Dec-06-13	Additional work on Objection to Motion to Dismiss. Conference with KEL.	3.20	1,120.00	JJP
	Conference with JJP regarding Montoya filings and prayer.	0.20	50.00	KEL
Dec-09-13	Continued work on Objection to Motion to Dismiss; e-mail to Jacquie Montoya	3.80	1,330.00	JJP
	Review and make suggestions for objection to motion to dismiss.	1.50	375.00	KEL
Dec-10-13	Review of suggested revisions to Objection from KEL; review of e-mails from Jacquie Montoya; e-mail to Jacquie Montoya; additional work on Objection; review of e-mail from John Mugan, Esq.; e-mail to Jacquie Montoya; instructions to DLD	2.20	770.00	JJP
	Continue review and suggestions for objection to motion to dismiss.	1.30	325.00	KEL
	Finalize Objection to Motion and prepare Certificate of Mailing	0.20	30.00	DLD
Dec-11-13	E-file and serve Objection to Motion	0.20	30.00	DLD
Dec-12-13	Review of e-mail from John Mugan, Esq. and revised order; e-mail to John Mugan	0.60	210.00	JJP
Dec-13-13	Review of e-mails from John Mugan, Esq. and review of revised order; e-mails to John Mugan; e-mails to Jacquie Montoya; review of e-mails from Jacquie Montoya	1.80	630.00	JJP
Jan-03-14	E-mail to Jacquie Montoya; conference with	0.60	210.00	JJP

	KEL; initial review of Objection from John Mugan, Esq.			
	Review opposition to injunction filed in case and discuss with JJP.	2.10	525.00	KEL
Jan-06-14	Finish review of Objection to Petition to Compel/Apply Laches doctrine and review of case citations; work on Response to Objection; e-mail to Jacquie Montoya	3.90	1,365.00	JJP
Jan-07-14	Continued work on Response to Objection. Conference with KEL.	3.30	1,155.00	JJP
	Conference with JJP regarding reply to opposition to injunction.	0.40	100.00	KEL
Jan-08-14	Continued work on Response; research [redacted]; conference with KEL; e-mail to Jacquie Montoya	7.20	2,520.00	JJP
	Conference with JJP regarding strategy of case. Review and revise response to objection to injunction filed by opposition.	1.10	275.00	KEL
Jan-09-14	Conference with KEL; review of suggested revisions from KEL; revisions and additions to petition and review of case law regarding [redacted]; review of e-mail from Sean Guerrero, Esq.; e-mail to Jacquie Montoya; instructions to DLD	2.40	840.00	JJP
	Continue review and revision of response to objection for injunction filed by opposition. Conference with JJP.	1.90	475.00	KEL
	Scan, email, e-file and serve Response to Objection of Trustee	0.70	105.00	DLD
	NO CHARGE: Review response to objection	0.80	0.00	ACS
Jan-13-14	Preparation for hearing and review of case law with [redacted]	5.30	1,855.00	JJP
Jan-14-14	Conference with JJP regarding [redacted]	0.30	135.00	LTR
	Drive time and attendance at Court Hearing; conferences with LTR and KEL [redacted]	5.20	1,820.00	JJP

	[redacted] e-mail to Jacquie Montoya			
	Conference with JJP regarding hearing and strategy.	0.60	150.00	KEL
	E-file Receipt of Copy	0.10	15.00	DLD
Jan-15-14	Review of e-mails from Jacquie Montoya and closing letter attachments	0.20	70.00	JJP
Jan-16-14	Conference with JJP regarding [redacted]	0.30	135.00	LTR
	E-mail to Dan Geherty (CPA); review of e-mail from Dan Geherty; continued research of case law and secondary sources; work on trial brief; e-mail to Jacquie Montoya; conference with LTR regarding [redacted]; review of e-mail from Jacquie Montoya	4.50	1,575.00	JJP
Jan-17-14	Continued research of case law [redacted]; work on trial brief	3.60	1,260.00	JJP
Jan-20-14	Review of e-mail from Jacquie Montoya and attached [redacted] document; e-mail to Jacquie Montoya; search for case law with [redacted]	0.60	210.00	JJP
Jan-21-14	Conference with JJP regarding [redacted]	0.20	90.00	LTR
	Review of e-mail from Jacquie Montoya and review of attached correspondence from Marjorie Connnell; conference with LTR; continued review of applicable case law	0.90	315.00	JJP
Jan-22-14	Conference with JJP regarding [redacted]	0.40	180.00	LTR
	Review of e-mail from Jacquie Montoya and attached letters from Marjorie Connell; conference with LTR regarding [redacted] research of case law and work on trial brief	1.30	455.00	JJP
Jan-23-14	E-mail to Jacquie Montoya; e-mail to Dan Gerety; review of e-mail from Dan Gerety; work on letter to Dan Gerety	5.10	1,785.00	JJP

Jan-24-14	Drive time and attendance at Court Hearing and after hearing discussion with John Mugan, Esq.; conference with KEL regarding [redacted]; tentative preparation and outlining of rebuttal arguments and evidence [redacted]; work on letter to Dan Gerety, CPA; e-mail to Jacquie Montoya	5.40	1,890.00	JJP
	Conference with JJP regarding [redacted].	0.40	100.00	KEL
	NO CHARGE: Review letter from JJP to Mr. Gerety.	0.30	0.00	ACS
Jan-27-14	Phone call from Michael Lum, Esq.; additional work on letter to Dan Gerety, CPA; instructions to DLD; e-mail to Dan Gerety; review of notices of deposition; e-mail to David Strauss, Esq.; review of minute order from Judge Sturman; review of e-mail from Jacquie Montoya; e-mail to Jacquie Montoya	3.80	1,330.00	JJP
Jan-28-14	Review of e-mail from Jacquie Montoya; phone conference with Sean Guerrero, Esq.; e-mail to Sean Guerrero; review of e-mails from Michael Lum, Esq.; e-mail to Michael Lum; e-mail to David Strauss, Esq.	2.90	1,015.00	JJP
Jan-29-14	Case conference with JJP regarding [redacted].	0.30	135.00	LTR
	Phone conference with Sean Guerrero, Esq.; conference with KEL and discussion regarding [redacted]; work on trial brief; phone call from David Strauss, Esq.; review of file documents; review of e-mails from Michael Lum, Esq.; review of [redacted]. Conference with LTR.	3.30	1,155.00	JJP
	Review oppositions expert report regarding signature and exhibits that should be included. Research [redacted].	2.00	500.00	KEL
Jan-30-14	Phone call from Michael Lum, Esq.; work on e-mail to Michael Lum; review of e-mail from Sean Guerrero, Esq.; phone call from Jacquie Montoya; work on trial brief	2.30	805.00	JJP

Jan-31-14	E-mails to Sean Guerrero, Esq. and review of e-mails from Sean Guerrero; review of e-mail from Michael Lum; work on exhibits for trial brief	1.20	420.00	JJP
Feb-03-14	E-mail to Michael Lum, Esq.; brief search for case law on [redacted]	0.40	140.00	JJP
Feb-04-14	Review of e-mail from Michael Lum, Esq.; e-mail to Sean Guerrero, Esq.; review of e-mail from Sean Guerrero; e-mail to Dan Gerety; conference with KEL and work on trial brief	1.60	560.00	JJP
	conference with JJP.	0.40	100.00	KEL
Feb-05-14	Conference with KEL; review of e-mail from Michael Lum, Esq.; phone conference with Sean Guerrero, Esq.; e-mail to Jacquie Montoya; e-mail to Sean Guerrero, Esq.; review of e-mail from Mary Lou Cassidy, Esq.; e-mail to Michael Lum, Esq.; partial review of proposed orders from Michael Lum; work on trial brief and related preparation of documents	3.10	1,085.00	JJP
	Assist JJP on trial brief and conference with JJP.	2.90	725.00	KEL
Feb-06-14	Continue assistance of prepraration of trial brief.	3.70	925.00	KEL
Feb-07-14	Review of e-mail from Michael Lum, Esq.; e-mail to Sean Guerrero, Esq.; continued work on preparation for trial. Conference with KEL.	1.10	385.00	JJP
	Continue assisting JJP in preparation of trial brief. Conference with JJP.	5.60	1,400.00	KEL
Feb-10-14	Review of e-mail from Michael Lum, Esq.; e-mail to Dan Gerety, CPA; work on trial preparation and exhibits; e-mails to Sean Guerrero, Esq.; review of e-mail from Sean Guerrero, Esq and attachments used for Texas mediation; review of affidavit for Mary Lou Cassidy, Esq.; review of documents from Jacquie Montoya; e-mails to Michael Lum, Esq. Conference with KEL.	6.30	2,205.00	JJP

	Conference with JJP and continue assisting preparation of trial brief.	4.30	1,075.00	KEL
Feb-11-14	Review and revise Trial Brief; conferences with JJP	1.60	720.00	LTR
	Final work on trial brief and exhibits; conference with LTR regarding revisions to trial brief; e-mail to Michael Lum, Esq.; instructions to DLD and staff; phone conference with Dan Gerety, CPA	9.10	3,185.00	JJP
	Prepare Exhibits and List	2.00	300.00	DLD
	NO CHARGE: Review trial brief. Assist in preparing exhibits for trial brief.	1.50	0.00	ACS
Feb-12-14	Review of e-mail from Dan Gerety, CPA regarding [redacted] work on Proposed Findings of Fact and Conclusions of Law; phon call to Sean Guerrero, Esq. regarding affidavit; review of revised affidavit and final work on exhibits list; drive time and attendance Court Hearing; conference with Michael Lum, Esq.; full review of Eleanor Ahern's trial brief; conference with KEL regardin [redacted] initial work on dismissal of counterclaims petition; e-mails to Jacquie Montoya; review of e-mail from Jacquie Montoya and [redacted]	6.50	2,275.00	JJP
	Review answer filed by trustee and conference with JJP regardig strategy.	1.00	250.00	KEL
	Copy and prepare binders for exhibits and revise exhibit lists; scan and e-file Trial Memorandum	1.20	180.00	DLD
Feb-13-14	Research and additional work on Petition for Dismissal of Counter Claims; review of e-mails from Jacquie Montoya; e-mails to Jacquie Montoya; prepare for trial; e-mail to KEL; conferences with KEL; instructions to AS; e-mail to Dan Gerety CPA	6.20	2,170.00	JJP
	Work on rule 15 motion to dismiss. Conferences with JJP regarding answer of trustee.	1.80	450.00	KEL

Feb-14-14	Finish motion to dismiss counterclaims; instructions to AS and DLD; preparation for trial, including preparation of power point written slides and related documents; e-mails to Michael Lum, Esq.; review of e-mail from Michael Lum, Esq.; meeting with Jacquie Montoya	4.70	1,645.00	JJP
	Call to Judge Sturman's Clerk, scan and e-file Motion to Dismiss; prepare fax of Motion to Dismiss to John Mugan andJudge Sturman, email Motion to Dismiss to John Mugan	0.80	120.00	DLD
Feb-17-14	Conferences with JJP.		0.80	LTR
	Phone conference with Dan Gerety CPA; preparation for Trial; conferences with LTR; conferences with KEL	8.90	3,115.00	JJP
Feb-18-14	Conference with JJP regarding [redacted]	2.80	1,260.00	LTR
	Preparation for Trial; drive time and attendance at Trial; strategy conferences with LTR and KEL; phone conference with Jacquie Montoya	8.90	3,115.00	JJP
	Conference with JJP and LTR regarding [redacted].	0.80	200.00	KEL
	Email Findings of Fact and Conclusions of Law to Court Clerk	0.10	15.00	DLD
Feb-19-14	Conference with JJP regarding [redacted]	0.80	360.00	LTR
	Phone call from Michael Lum, Esq.; e-mail to Michael Lum, Esq.; e-mail to civil attorneys regarding defense against tortious intereference claim; conference with LTR regarding strategies; e-mail to Jacquie Montoya and Sean Guerrero regarding strategies; research of case law. Conference with KEL.	5.40	1,890.00	JJP
	Conference with JJP regarding [redacted]	2.00	500.00	KEL
Feb-20-14	Phone conference with Mark Albright, Esq. and Whitney Warnick, Esq.; e-mails to Mark Albright and Whitney Warnick; phone	5.10	1,785.00	JJP

	conference with Jacquie Montoya; work on addendum to Petition to Compel Distributions; work on Petition for Validity of Will; work on affidavits for Petition for Validity of Will; [redacted]; work on e-mail to Michael Lum, Esq.; e-mail to KEL and LTR. Conference with KEL.			
	Conference with JJP regarding [redacted].	1.00	250.00	KEL
	Two calls to Judge Sturman's clerk regarding Minute Orders of the hearings on 1/14 and 2/18	0.30	45.00	DLD
Feb-21-14	Finalize e-mail to Michael Lum, Esq.; e-mail to David Straus, Esq.; work on Addendum to Petition to Compel. Conference with KEL.	5.10	1,785.00	JJP
	Conference with JJP regarding [redacted].	1.70	425.00	KEL
Feb-24-14	Review of e-mail from Mark Albright, Esq.; e-mail to Mark Albright, Esq.; review of e-mails from Jacquie Montoya; e-mail to Jacquie Montoya; phone conference with David Straus, Esq.; additional work on affidavits for Petition for Validity of Will; additional work on Addendum to Petition to Compel; instructions to DLD	3.30	1,155.00	JJP
	Continue research on [redacted] work on adding to petition for injunction.	4.50	1,125.00	KEL
Feb-25-14	E-mail to KEL and LTR regarding [redacted]; review of e-mail from Sean Guerrero, Esq.; e-mail to Sean Guerrero; final work on Addendum; instructions to DLD; work on Petition for Construction of 2009 Petition and Order; work on Petition for Construction of Trust language and research. Conference with KEL.	6.60	2,310.00	JJP
	Call to Judge Sturman's clerk regarding clarification of issues	0.20	30.00	DLD
Feb-26-14	Final work on Addendum; phone call from Josefina Jones of David Straus' office; revise affidavits; e-mail to David Straus, Esq.;	6.90	2,415.00	JJP

	e-mails to Jacquie Montoya; continued work on Petitions for Construction of 2009 Petition and Order and Petition for Construction to Trust language and research of case law			
	Conference with JJP regarding [redacted]	0.70	175.00	KEL
Feb-27-14	Work on Petition for Construction of Trust Language and research; review of e-mails from Jacquie Montoya; revise Addendum to Petition to Compel Distributions; review of e-mail from Mark Albright, Esq. and review of first draft of Motion to Dismiss Counterclaims; review of e-mail from Sean Guerrero, Esq.; work on e-mail to Mark Albright regarding Motion to Dismiss Counterclaims	4.80	1,680.00	JJP
Mar-03-14	Review of e-mail from Jacquie Montoya regarding Addendum to Petition to Compel; work on figures provided by Jacquie Montoya; revisions to Addendum; e-mail to Jacquie Montoya; further review on Motion to Dismiss Coutnerclaims; work on e-mail response to Mark Albright regarding Motion; research; additional work on Petition for Construction of Trust Language and Petition for Construction of 2009 Petition and Order. Conference with KEL.	4.80	1,680.00	JJP
	Conference with JJP regarding [redacted]	0.50	125.00	KEL
Mar-04-14	Finish e-mail to Mark Albright, Esq.; phone call from Jacquie Montoya; continued work on Petition for Construction of Trust language and research	3.60	1,260.00	JJP
Mar-05-14	Review of e-mails from Mark Albright, Esq.; e-mail to Mark Albright; work on Addendum to Petition to Compel; work on probate court orders; instructions to DLD; conference with KEL; work on Petitition for Construction of Trust language and Petition for Construction of 2009 Petition and Court Order	4.40	1,540.00	JJP
	NO CHARGE: Review addendum to petition to compel.	0.40	0.00	ACS

Mar-06-14	Research; work on Petition for Construction and effect of 2009 Petition and Order; review of e-mail from Josefina Jones of David Straus's office and review of signed affidavits regarding execution of Marjorie's Will; work on Petition regarding Valdity of Marjorie's Will; e-mail to Jacquie Montoya	5.60	1,960.00	JJP
	Finalize Petition, Addendum, Notice of Hearing and Certificate of Mailing; e-file documents w/Court, and email and mail copies	1.50	225.00	DLD
	NO CHARGE: Review Petition for Construction of Court Order	0.30	0.00	ACS
Mar-07-14	Research and additional work on Petitions; e-mails to KEL; conference with KEL; review of e-mail from Jacquie Montoya;	4.40	1,540.00	JJP
	Review petitions and suggest revisions, conference with JJP.	1.90	475.00	KEL
	NO CHARGE: Additional review of Petition for Construction of Court Order.	0.40	0.00	ACS
Mar-10-14	Additional work on probate court orders regarding previous hearings; e-mail to Michael Lum, Esq.; final work on Petition for Construction and Effect of 2009 Petition and Order and Petition for Validity of Marjorie's Will; review of e-mails from Jacquie Montoya; e-mails to Jacquie Montoya; e-mail to Mark Albright, Esq. and Whitney Warnick, Esq.	3.60	1,260.00	JJP
	Continue review of petitions and suggest revisions.	0.50	125.00	KEL
Mar-11-14	Review of e-mails from Jacquie Montoya; e-mails to Jacquie Montoya; e-mail to Joy at David Straus' office; resarch of [redacted]; conference with DLD; review of e-mail from David Straus, esq.; work on Petitoin for Construction of Trust language and research	3.30	1,155.00	JJP
	Review and suggest revisions to petition for construction of trust language.	3.80	950.00	KEL
	Draft Application for Order Shortening Time for Joey's review	0.80	120.00	DLD

Mar-12-14	Review of e-mail from Michael Lum, Esq.; research and work on Petition for Construction of Trust language; conference with KEL; review of suggested revisions by KEL; finalize draft of Petition for Construction of Trust Language; e-mail to Jacquie Montoya	6.30	2,205.00	JJP
	Scanned and emailed OST to Court Clerk for signature	0.20	30.00	DLD
Mar-13-14	Review of e-mail from Mark Albright, Esq.; e-mail to Mark Albright; work on objection to demand for jury trial and research	0.90	315.00	JJP
	Revise Notice of Hearing and Certificate of Mailing, e-file, scan Amended Notice of Hearing and Certificate of Mailing, and servel Amended Notice of Hearing	0.40	60.00	DLD
Mar-14-14	E-mail to Michael Lum; partial review of Objection to Petition to Compel Distributions; conference with KEL; e-mail to Jacquie Montoya, Mark Albright, Esq. and Whitney Warnick, Esq.; conference with DLD; additional review of Objection and citations	2.60	910.00	JJP
	Review petitions and conference with JJP.	1.90	475.00	KEL
	NO CHARGE: Scan and e-file revised Notice of Hearing and Certificate of Mailing; serve Notice of Hearing	0.30	0.00	DLD
Mar-17-14	Review of e-mail from Michael Lum, Esq.; e-mail to Michael Lum; review of e-mails from Jacquie Montoya and Mark Albright; e-mail to Jacquie Montoya and Mark Albright; additional review of Objection to Petition to Compel	0.60	210.00	JJP
Mar-19-14	Instructions to DLD; conferences with KEL; work on Objection to Petition to Jury Trial and research	1.30	455.00	JJP
	Review answer filed by trustee. Conference with JJP.	1.10	275.00	KEL
Mar-20-14	Work on Objection to Jury Trial and research; review of e-mail from Mark Albright, Esq.; e-mail to Jacquie Montoya; e-mail to Mark Albright; conferences with KEL regarding [redacted]	3.10	1,085.00	JJP

	Continue reviewing Answer filed by trustee. Conference with JJP.	1.00	250.00	KEL
	Revise, scan and e-file Amended Notice of Hearing, Certificate of Mailing and Ex Parte Application; prepare Ex Parte Application for OST for delivery to Judge Sturman's chambers; serve Amended Notice of Hearing	0.70	105.00	DLD
Mar-24-14	Work on Objection to Jury Trial and further research; conference with DLD	0.40	140.00	JJP
Mar-25-14	Instructions to DLD; review of file; e-mail to Jacquie Montoya; work on letter to John Mugan, Esq. and Michael Lum, Esq. regarding no contest clause in Marjorie's Will and the MTC Living Trust, additional review of Objection to Motion to Compel; review of e-mail from Jacquie Montoya; conference with DLD; review of e-mail from Whitney Warnick, Esq.; e-mail to Jacquie Montoya; e-mail to Whitney Warnick, Esq.	2.70	945.00	JJP
	Finalize, scan and e-file Petition for Probate of Will of Marjorie T. Connell; Draft Notice of Entry of Order for Joey's review	0.80	120.00	DLD
Mar-26-14	Additional work on letter to John Mugan, Esq. and Michael Lum, Esq.; e-mails to Jacquie Montoya; review of e-mails from Jacquie Montoya and Mark Albrights, Esq.; review of trust; review of notice of hearing; conference with KEL; phone call from Jacquie Montoya; work on e-mail to Mark Albright, Esq. and Whitney Warnick, Esq.	4.40	1,540.00	JJP
	Conference with JJP regarding case.	0.30	75.00	KEL
	Draft Notice of Hearing and Certificate of Mailing on probate matter for Joey's review; scan and e-file Verification for Petition to Probate; finalize Notice of Entry of Ex Parte Application for OST; scan and e-file Notice of Entry of Ex Parte Application for OST and serve Notice of Entry of Ex Parte Application for OST	0.80	120.00	DLD
Mar-27-14	Finalize Petition for Construction of Trust	6.90	2,415.00	JJP

	Language; instructions to DLD; work on Response to Objection Petition to Compel and research; review of e-mail from Jacquie Montoya; revisions to letter to John Mugan, Esq. and Michael Lum, Esq.; work on e-mail to Mark Albright, Esq. and Whitney Warnick, Esq.;			
	E-filed Petition for Determination, Verification and Notice of Hearing	0.70	105.00	DLD
Mar-28-14	Review of e-mail from Jacquie Montoya; finalize letter to John Mugan, Esq. and Michael Lum, Esq.; instructions to DLD; e-mail to David Straus, Esq.; conference with KEL; conference with DLD; e-mail to Jacquie Montoya, Mark Albright, Esq. and Whitney Warnick, Esq.	1.20	420.00	JJP
	Researc [redacted]	2.90	725.00	KEL
	Copy and mail letter to John Mugan and Michael Lum	0.10	15.00	DLD
Mar-31-14	Conference with DLD regarding hearing and interrogatories; phone call from David Straus, Esq.; review of e-mail from David Straus, Esq.; e-mails to Jacquie Montoya; preliminary work on affidavit for David Straus	1.30	455.00	JJP
	Research [redacted]	1.20	300.00	KEL
	E-filed Certificate of Mailing on Petition for Determination, copy and serve Petition for Determination and Notice of Hearing	0.30	45.00	DLD
Apr-01-14	[redacted].	1.90	475.00	KEL
Apr-02-14	Review of e-mails from Jacquie Montoya and Whitney Warnick, Esq.; review of file and e-mail to Whitney Warnick; phone call from Michael Lum, Esq.; e-mail to David Straus, Esq.; e-mails to Jacquie Montoya; review of e-mail from David Straus, Esq.	4.30	1,505.00	JJP
	[redacted].	2.00	500.00	KEL

Apr-03-14	Conference with JJP regarding latest issues	0.30	135.00	LTR
	Review of e-mails from Jacquie Montoya; e-mail to David Straus, Esq.; e-mails to Michael Lum, Esq.; review of e-mail from David Straus and attachment; e-mails to Jacquie Montoya; review of interrogatories and request for production of documents; conference with LTR; review of [redacted]	3.40	1,190.00	JJP
	[redacted]	1.20	300.00	KEL
Apr-04-14	Review of e-mails from Jacquie Montoya; additional review of interrogatories and request for production of documents; work on e-mails to Jacquie Montoya	0.40	140.00	JJP
Apr-07-14	Finish e-mails to Jacquie Montoya; work on affidavit for David Straus, Esq. and re-review statements in pleadings regarding Elenaor's position regarding failure to transfer Texas Property to MTC Living Trust and re-review of MTC Living Trust and Marjorie's Will; work on petition for fees; phone conference with Jacquie Montoya [redacted]	4.10	1,435.00	JJP
Apr-08-14	Work on Objection to jury trial request; finish affidavit for David Straus, Esq.; e-mails to David Straus; phone calls from David Straus regarding revisions to affidavit ; review and revise court order for Marjorie's Will; instructions to DLD; review of e-mail from Whitney Warnick, Esq.; additional work on response to objection to motion to compel distributions	3.20	1,120.00	JJP
	Draft Order Granting Petition for Probate of Will for Joey's review	0.70	105.00	DLD
Apr-09-14	Phone call from Joy Jones of David Straus' office; revisions to affidavit for David Straus, Esq.; e-mail to Joy Jones; review of e-mails; e-mails to Michael Lum, Esq.; work on e-mail to Jacquie Montoya and Whitney Warnick, Esq.; work on interrogatories/request for production	1.90	665.00	JJP
Apr-10-14	Review of e-mails from Jacquie Montoya and	2.20	770.00	JJP

	Whitney Warnick, Esq.; finish e-mail to Jacquie Montoya and Whitney Warnick; review of petition to release funds filed by John Mugan, Esq.; review of file regarding previous e-mail exchange regarding order and attorney fees; e-mail to Jacquie Montoya and Whitney Warnick			
Apr-11-14	Review of e-mails from Jacquie Montoya and Whitney Warnick, Esq.; e-mail to Jacquie Montoya and Whitney Warnick; work on responses to interrogatories	0.50	175.00	JJP
Apr-14-14	Review of e-mails from Jacquie Montoya and Whitney Warnick; additional review of petition for release of funds and e-mail to Michael Lum, Esq.; e-mail to Jacquie Montoya and Whitney Warnick, Esq.; telephone conference with Jacquie Montoya; work on Objection to Petition for Release of Funds and review of case law regarding [redacted]	2.20	770.00	JJP
Apr-15-14	Work on Objection to Release of Trust Funds; research of case law	2.70	945.00	JJP
Apr-16-14	Work on Objection to Release of Funds and research of case law regardin [redacted] conference with KEL; e-mail to Jacquie Montoya and Whitney Warnick, Esq.	4.50	1,575.00	JJP
	Conference with JJP.	0.70	175.00	KEL
	NO CHARGE: Review objection.	0.60	0.00	ACS
Apr-17-14	Conference with KEL regarding [redacted]; e-mail to Jacquie Montoya and Whitney Warnick, Esq.; e-mail to David Straus, Esq.; Review of Objection to Probate of Will; conference call with Whitney Warnick, Esq. and Jacquie Montoya	4.90	1,715.00	JJP
	Review Objection to Probate of Will and conference with JJP.	3.10	775.00	KEL
Apr-18-14	Review of affidavit from additional handwriting expert; drive time and attendance at Court Hearing; e-mail to David Straus, Esq.; review of [redacted]	5.70	1,995.00	JJP

	[redacted] e-mail to Jacquie Montoya and Whitney Warnick, Esq. Conferences with KEL regarding [redacted]; revisions to Objection to Release of Trust Funds; e-mails to Jacquie Montoya; instructions to DLD			
	NO CHARGE: Travel to and attend hearing on objection to Will.	1.50	0.00	KEL
	Scan and e-file Objection, in part, to Petition for Release of Trust Funds; copy and mail same to opposing counsel, fax same to Judge Sturman	0.50	75.00	DLD
Apr-21-14	Review of e-mail from Michael Lum, Esq.; e-mail to Whitney Warnick, Esq. and Jacquie Montoya; prepare for Court Hearing; review of e-mails from Jacquie Montoya and attached letter from Sheila White; review of e-mail from Whitney Warnick, Esq.	1.40	490.00	JJP
Apr-22-14	Drive time and attendance at Court Hearing regarding Petition for Release of Funds; review of e-mail from Jacquie Montoya; e-mail to Jacquie Montoya	1.80	630.00	JJP
Apr-23-14	Review of second set of interrogatories and request for production of documents; instructions to DLD; review of file	0.50	175.00	JJP
Apr-24-14	Work on Answers to Interrogatories	0.30	105.00	JJP
Apr-25-14	Review of e-mails from Whitney Warnick, Esq. and revisions to proposed order regarding release of trust funds; e-mails to Whitney Warnick; additional revisions to proposed order; e-mail to Michael Lum, Esq.; review of additional interrogatories and request for production; work on responses to interrogatories and requests for production	1.50	525.00	JJP
Apr-29-14	Review of e-mail from Whitney Warnick, Esq.; e-mail to Whitney Warnick; review of e-mail from Michael Lum, Esq.; e-mail to Michael Lum	0.20	70.00	JJP
	Work on Responses to First Set of Interrogatories	1.20	180.00	DLD

Apr-30-14	Review Supplement filed by Trustee.	0.20	50.00	KEL
	Work on Responses to First Set of Production of Documents	0.60	90.00	DLD
May-01-14	Work on Responses to Second Set of Interrogatories and Second Set of Production of Documents	0.50	75.00	DLD
May-02-14	Work on Answers to Interrogatories and review of file documents	0.90	315.00	JJP
May-05-14	Work on Answers to Interrogatories and Responses to Requests for Production and review of pleadings and documents in file; phone call to Jacquie Montoya; review of e-mail from Jacquie Montoya; e-mail to Jacquie Montoya; instructions to DLD	8.20	2,870.00	JJP
	Copy and scan Responses to Interrogatories and Production of Documents, serve same	0.40	60.00	DLD
May-06-14	Phone call from Jacquie Montoya; review of e-mails from Michael Lum and attached proposed orders for Petition for Release of Trust Funds and Petition to Contest Will of Marjorie Connell; review of e-mails from Whitney Warnick, Esq. and review of proposed Order regarding Petition for Release of Funds and review of letter to Judge Sturman; e-mail to Whitney Warnick; e-mails to Michael Lum; review of estoppel cases; review of e-mails from Jacquie Montoya; e-mails to Jacquie Montoya; review of 1981 Trust of Marjorie Connell. Conference with KEL.	4.00	1,400.00	JJP
	Conference with JJP.	0.20	50.00	KEL
May-07-14	Review of e-mails from Jacquie Montoya; work on Response Petitions and review of documents and prior pleadings to prepare for 5/13 court hearing. Conference with KEL.	2.40	840.00	JJP
	Conference with JJP.	0.50	125.00	KEL

May-08-14	Conference with JJP regarding handwriting experts and Form 706 of Marjorie Connell	0.30	135.00	LTR
	Review of Marjorie's Form 706; work on Response to Objection to Petition to Compel Distributions; Review of motions/oppositions filed by John Mugan, Esq.; e-mail to Jacquie Montoya; conference with KEL regardin [redacted] phone call to Ron Rice, handwriting expert regarding Curt Baggett; phone call to Jacquie Montoya; review of e-mails from Jacquie Montoya; e-mails to Jacquie Montoya; conference with LTR regarding [redacted]	4.70	1,645.00	JJP
	Review Montoya responses and objection from Trustee. Conference with JJP regarding [redacted].	3.40	850.00	KEL
	Copy, scan and e-file Response to Objection, prepare,scan and e-file Certificate of Mailing, prepare fax cover page and fax Response to opposing counsel, and serve Response to Objection	0.70	105.00	DLD
May-09-14	Review of e-mails from Ron Rice, handwriting expert, and materials provided; additional review of cases involving Curt Baggett; conference with KEL; e-mails to Jacquie Montoya; preparation for Court Hearing	1.40	490.00	JJP
	Conference with JJP.	0.80	200.00	KEL
May-12-14	Review of letter from Jim Walton; review of e-mail from Eleanor Ahern to Jim Walton; review of Objection to Petition for Construction and Effect of Probate Court Order; review of Reply to Response to Objection to Petition to Compel Distributions and for Laches; review of Objection to Motion to Dismiss counterclaims; conferences with KEL and review of additional cases involving Curt Baggett being disqualified/criticized; e-mails to Jacquie Montoya and Whitney Warnick, Esq.; prepare for Court Hearing; telephone conference with Whitney Warnick, Esq.; phone call to Jacquie Montoya; e-mail to Corey Haina	5.90	2,065.00	JJP

	Review pleadings filed by Trustee and assist JJP with preparation of file for hearing and conferences with JJP. Research Curtis Baggett and prepare for hearing, conferences with JJP.	4.20	1,050.00	KEL
May-13-14	Conferences with JJP regarding [redacted]	0.40	180.00	LTR
	Drive time and attendance at Court Hearing; conferences with KEL and LTR regarding [redacted]	6.40	2,240.00	JJP
	Conferences with JJP regarding [redacted]	1.30	325.00	KEL
May-14-14	Review of court minutes regarding denial of claim preclusion asserted by Mugan; search for case law regarding estoppel after having received distribution from trust and loosing standing to contest will; conferences with KEL; [redacted]	0.80	280.00	JJP
May-15-14	E-mail to KEL with research instructions; [redacted] review of e-mail from Whitney Warnick, Esq. and proposed stipulation and order; e-mail to Whitney Warnick	1.50	525.00	JJP
	Phone with Dan Kiefer regarding pleading standard. Research pleading and standard and contesting will.	2.10	525.00	KEL
May-16-14	Conference with KEL regarding [redacted]	0.60	210.00	JJP
	Continue research regarding contesting will. Conference with JJP.	3.00	750.00	KEL
May-19-14	Review of proposed Order from Whtiney Warnick, Esq. regarding May 13 hearing; e-mail to Whitney Warnick; review of notice of entry of order; review of e-mail Whitney Warnick; e-mail to Whitney Warnick	0.70	245.00	JJP
	Continue research for case law on [redacted].	2.80	700.00	KEL

May-20-14	Phone conference with Jacquie Montoya; work on responses to interrogatories and requests for production of documents	2.20	770.00	JJP
	Continue research regarding [redacted]	1.70	425.00	KEL
May-21-14	Review of e-mail from Jacquie Montoya; conference call with Jacquie Montoya, Kathy Bouvier, and Whitney Warnick, Esq.; review of first set of interrogatories and request for production of documents; e-mail to Whitney Warnick	1.40	490.00	JJP
May-22-14	Conference with KEL regarding [redacted]; work on interrogatories to second set; phone call to Sean Guerrero; e-mail to Jacquie Montoya	1.60	560.00	JJP
	Researc [redacted]	2.10	525.00	KEL
May-23-14	Review of e-mail from Whitney Warnick, Esq.; review of e-mails from Jacquie Montoya; conference with LTR regarding [redacted] revise answers to interrogatories and requests for production; e-mails to Jacquie Montoya and Whitney Warnick	1.80	630.00	JJP
May-27-14	Phone call to Michael Lum; review of e-mails from Jacquie Montoya; e-mail to Jacquie Montoya; phone call from Michael Lum; final review of second set of interrogatories and request for production and instruction to DLD; partial review of memo from KEL regarding [redacted]	1.00	350.00	JJP
	Work on researching case law.	0.40	100.00	KEL
	Prepare Certificate of Mailing for Responses to Interrogs and Production of Documents, copy and serve Responses on opposing counsel, call Court to confirm cancelled hearing	0.30	45.00	DLD
May-28-14	E-mail to Sean Guerrero, Esq.; review of e-mail from Sean Guerrero	0.20	70.00	JJP
May-29-14	Review of e-mails from Whitney Warnick, Esq.; e-mail to Whitney Warnick	0.50	175.00	JJP

May-30-14	Review of e-mail from Whitney Warnick, Esq.; e-mail to Whitney Warnick	0.30	105.00	JJP
Jun-02-14	Review of e-mail from Whitney Warnick, Esq.	0.10	35.00	JJP
Jun-05-14	Review of e-mail from Whitney Warnick, Esq. and review of initial versions of interrogatories and requests for production of documents; e-mail to Whitney Warnick; e-mail to Jacquie Montoya	1.10	385.00	JJP
Jun-06-14	Review of e-mail from Michael Lum, Esq. regarding proposed order prepared by Whitney Warnick, Esq.; review of e-mail from Whitney Warnick; e-mail to Whitney Warnick; phone call from Michael Lum regarding interrogatory responses and requests for production	2.20	770.00	JJP
Jun-09-14	Review of e-mails from Whitney Warnick, Esq. and revised proposed order; review of correspondence with Dan Gerety; e-mail to Sean Guerrero, Esq.; work on e-mail to Jacquie Montoya and Whitney Warnick	0.80	280.00	JJP
Jun-10-14	Review of e-mails from Whitney Warnick, Esq., Jacquie Montoya, and Sean Guerrero, Esq.; finish e-mail to Jacquie Montoya and Whitney Warnick	1.10	385.00	JJP
Jun-11-14	Partial review of e-mails from Jacquie Montoya	0.20	70.00	JJP
Jun-12-14	Review of e-mail from Jacquie Montoya	0.10	35.00	JJP
Jun-20-14	Review of e-mails from Whitney Warnick, Esq. and Michael Lum, Esq. and revisions to order; e-mail to Whitney Warnick; instructions to DLD	0.30	105.00	JJP
Jul-01-14	Review of modifications to orders; review of e-mails from Michael Lum, Esq. and Whitney Warnick, Esq.; drive time and attendance at 16.1 early case conference at Whitney Warnick's office; conference with Whitney Warnick regarding [redacted]	3.40	1,190.00	JJP
Jul-16-14	Review of e-mails from Whitney Warnick and Michael Lum, Esq.; partial review of	1.60	560.00	JJP

	interrogatories; compare responses to statements made in pleadings; work on e-mail to Whitney Warnick, Esq.			
Jul-17-14	Finish review of responses to interrogatories and requests for production; finish e-mail to Whitney Warnick, Esq.	0.70	245.00	JJP
Jul-18-14	Work on supplement to interrogatories	0.30	105.00	JJP
	Review petition to compel discovery submitted by Eleanor.	0.80	200.00	KEL
Jul-29-14	Review of e-mails from Whitney Warnick and Jacquie Montoya	0.40	140.00	JJP
Jul-30-14	Review of e-mails from Whitney Warnick and Jacquie Montoya; e-mail to David Straus, Esq.; review of 1981 Trust for Marjorie Connell; review of pleadings from John Mugan regarding discovery disputes; e-mails to Whitney Warnick; review of recent Nevada Supreme Court undue influence case; work on e-mail to Jacquie Montoya	2.70	945.00	JJP
Jul-31-14	Additional work on correspondence to Jacquie Montoya and review of interrgatories and requests for production; review of e-mail from Whitney Warnick, Esq.; e-mail to Whitney Warnick; review of 1995 MTC Trust; e-mails to David Straus, Esq.; review of e-mail from David Straus; review of case law; conference with KEL.	5.80	2,030.00	JJP
	Conference with JJP regarding [redacted]	0.40	100.00	KEL
Aug-04-14	Review of e-mail from Jacquie Montoya; review of notice of appeal; review of Supreme Court rules and timelines; review of reviewable order language	1.20	420.00	JJP
Aug-05-14	Phone call to Whitney Warnick, Esq.; meeting with Jacquie Montoya; e-mail to Michael Lum, Esq.; review of e-mail from Whitney Warnick; e-mail to Whitney Warnick; instructions to KEL; conference with KEL; work on responses to discovery dispute	2.60	910.00	JJP
	Research Supreme Court procedure and conference with JJP.	0.50	125.00	KEL

Aug-07-14	Work on response to motion to compel discovery; review of file; e-mail to Dan Gerety	1.10	385.00	JJP
Aug-08-14	Work on response to discovery dispute; [redacted]	0.40	140.00	JJP
Aug-11-14	Phone call from Dan Gerety; phone call from David Straus, Esq.; e-mails to Whitney Warnick, Esq.; review of e-mail from Whitney Warnick, Esq.; review of case law regarding [redacted]	1.90	665.00	JJP
Aug-12-14	Research of case law; work on response to Motion to Compel Discovery; phone call from David Straus, Esq.	2.30	805.00	JJP
Aug-13-14	Review of case law and work on response to Motion to Compel discovery; review of e-mail from Corey Heina; phone call from David Straus, Esq.	6.30	2,205.00	JJP
Aug-14-14	Work on Response to Motion to Compel; review of case law; e-mail to Whitney Warnick, Esq.; [redacted] e-mail to Jacquie Montoya	6.20	2,170.00	JJP
Aug-15-14	Review of e-mail from Whitney Warnick, Esq.; work on revisions to draft of Response to Petition to Compel; review of case law; e-mail to Whitney Warnick; [redacted] e-mail to Jacquie Montoya	3.20	1,120.00	JJP
Aug-18-14	Phone call from David Straus, Esq.; review of e-mail from Jacquie Montoya; revise and finalize Response to Motion to Compel; review of documents from David Straus; review of appelate rule 8; work on responses to interrogatories; review of e-mail from Whitney Warnick, Esq.; e-mail to Whitney Warnick	3.90	1,365.00	JJP
Aug-19-14	Additional work on interrogatories and requests for production; work on settlement statement/mediation brief for assigned mediator	4.90	1,715.00	JJP

	Scan and e-file Response to Motion to Compel Responses and Certificate of Mailing; copy and mail Response to Motion to Compel Responses	1.10	165.00	DLD
Aug-20-14	Final work on initial draft of interrogatories and requests for production; e-mails to Jacquie Montoya; e-mail to David Straus, Esq.; additional review of 2000 restatement of MTC Living Trust; review of e-mails from Jacquie Montoya; work on mediation statement/brief for Supreme Court Appeal	6.90	2,415.00	JJP
Aug-21-14	Review of e-mails from Jacquie Montoya; additional work on Interrogatories and Requests for Production; work on brief/case statement for mediator for Supreme Court appeal; review of e-mail from Kari Lampley of Burr's office; review of e-mail from Whitney Warnick, Esq.; work on e-mail to Jacquie Montoya	4.10	1,435.00	JJP
Aug-22-14	Work on Interrogatorie responses; review of e-mails from Jacquie Montoya; e-mails to Jacquie Montoya; phone call to Michael Lum, Esq.; e-mail to Whitney Warnick; [redacted]	2.80	980.00	JJP
Aug-25-14	Review of e-mails from Jacquie Montoya; review of statements from Cedric Phillips and Sarah Phillips; [redacted]; work on mediation brief/case statement; e-mail to Whitney Warnick, Esq.; work on response to Will contest	2.60	910.00	JJP
Aug-26-14	Review of e-mail from Whitney Warnick, Esq. and proposed revisions to mediation brief; work on mediation brief; e-mail to Whitney Warnick;	1.40	490.00	JJP
	Reformatting Mediation Brief	0.50	75.00	DLD
Aug-27-14	Review of e-mail from Michael Lum, Esq. and review of proposed stipulation and order regarding medical records; e-mail to Michael Lum; final work on mediation brief; prepare cover letter to mediator; additional work on interrogatory responses	0.90	315.00	JJP
Aug-28-14	Review of expert report of Dan Gerety; e-mail	4.50	1,575.00	JJP

	to Whitney Warnick, Esq.; additional work on interrgotorie responses and requests for production; [redacted]; e-mails to Jacquie Montoya; review of e-mails from Jacquie Montoya; review of e-mails from Whitney Warnick, Esq.; review of statement filed by John Mugan, Esq. for Supreme Court appeal			
Aug-29-14	Final work on interrogatories and requests for production; review of e-mails from Whitney Warnick, Esq.; e-mails to Whitney Warnick; e-mails to Michael Lum; work on answer to Will Contest	3.50	1,225.00	JJP
Sep-03-14	prepare for hearing in front of discovery commissioner; drive time and attendance at court hearing; phone call from Robert Saint-Aubin, assigned supreme court mediator; e-mail to Robert Saint-Aubin	3.30	1,155.00	JJP
Sep-04-14	Phone call from Michael Lum, Esq.; e-mail to Whitney Warnick, Esq.; phone call from Jacquie Montoya	1.10	385.00	JJP
Sep-05-14	Review of e-mails from Whitney Warnick, Esq.; phone conference with Whitney Warnick	0.50	175.00	JJP
Sep-08-14	Work on Answer to Will Contest; e-mail to Whitney Warnick, Esq.	5.30	1,855.00	JJP
Sep-09-14	Work on Report and Recommendation; review of e-mail from Jacquie Montoya; e-mail to Jacquie Montoya; review of e-mail from Michael Lum, Esq.; review of e-mails from Whitney Warnick, Esq.; revisions to answer to will contest	1.50	525.00	JJP
Sep-10-14	Final work on answer; e-mails to Whitney Warnick, Esq.; instructions to DLD; review of e-mails from Whitney Warnick; [redacted]; review of file; e-mail to Jacquie Montoya	2.50	875.00	JJP
	Prepare Certificate of Mailing; scan and e-file Answer, copy and serve Answer	1.00	150.00	DLD
Sep-11-14	Additional work on report and recommendation; e-mail to Whitney Warnick, Esq.; phone call from Jacquie Montoya; [redacted]; e-mail to Jacquie	3.90	1,365.00	JJP

	Montoya; review of e-mails from Whitney Warnick; [redacted]			
Sep-12-14	Review of e-mail from Whitney Warnick regarding Report and Recommendation suggestions and finalize Report and Recommendation; e-mail to Michael Lum, Esq.	0.90	315.00	JJP
Sep-15-14	Review of e-mails from Whitney Warnick, Esq. and Michael Lum, Esq.; e-mail to Whitney Warnick and Michael Lum; [redacted]	0.30	105.00	JJP
Sep-16-14	Review of e-mail from Whitney Warnick, Esq.; e-mail to Whitney Warnick; review of e-mail from Whitney Warnick to John Mugan, Esq. and Michael Lum, Esq.	0.30	105.00	JJP
Sep-17-14	[redacted]	1.80	630.00	JJP
Sep-18-14	Review of e-mails from Michael Lum, Esq. and Whitney Warnick, Esq.; review of e-mail from Jacquie Montoya; e-mails to Whitney Warnick; e-mail to Jacquie Montoya; e-mail to Michael Lum	1.20	420.00	JJP
Sep-19-14	Review of e-mails from Jacquie Montoya, Michael Lum, Esq., John Mugan, Esq., and Whitney Warnick, Esq.	0.40	140.00	JJP
Sep-22-14	Review of e-mails from Michael Lum, Esq., Whitney Warnick, Esq., and Jacquie Montoya; review of proposed report and recommendation and e-mail to Michael Lum	0.60	210.00	JJP
Sep-23-14	Phone call from Michael Lum, Esq.; e-mail to Jacquie Montoya and Whitney Warnick, Esq.; review of e-mail from Whitney Warnick; review of e-mail from Michael Lum; review of NRCP regarding requirement to turn over medical records obtained by Eleanor Ahern; conference with KEL regarding [redacted]; prepare proposed response to Michael Lum and e-mail to Whitney Warnick; review of additional case law regarding [redacted]	1.70	595.00	JJP

	Conference with JJP regarding [redacted]. Phone with attorney regarding NV legal requirement for discovery. Review reply to Michael Lum regarding medical records.	1.10	275.00	KEL
Sep-24-14	Review of e-mail from Michael Lum, Esq.; e-mails to Jacquie Montoya; review of e-mails from Whitney Warnick, Esq.; review of e-mail from Jacquie Montoya	0.40	140.00	JJP
Sep-25-14	Finalize e-mail to Michael Lum, Esq. regarding turn over of medical records; review of e-mail from Michael Lum; e-mail to Michael Lum; phone call from Michael Lum regarding scope of mediation; e-mail to Jacquie Montoya; review of e-mail from Jacquie Montoya; review of e-mails from Whitney Warnick, Esq.; e-mails to Whitney Warnick	1.80	630.00	JJP
Sep-26-14	Review of e-mails from Jacquie Montoya and Whitney Warnick, Esq.; e-mails to Jacquie Montoya and Whitney Warnick; e-mails to Michael Lum, Esq.	1.30	455.00	JJP
Sep-29-14	Review of e-mails from Dan Gerety, Robert St.-Aubin (mediating judge), Jacquie Montoya, Whitney Warnick, Esq. and Michael Lum, Esq.; e-mail to Whitney Warnick; Jacquie Montoya, and Michael Lum	0.40	140.00	JJP
Oct-01-14	Review of e-mail from Whitney Warnick, Esq.; e-mail to Michael Lum, Esq.; [redacted]	0.30	105.00	JJP
Oct-02-14	Review of e-mails from Jacquie Montoya, Whitney Warnick, Esq., [redacted] review of mediation statement; e-mails to Whitney Warnick, Jacquie Montoya. [redacted]	3.00	1,050.00	JJP
Oct-03-14	[redacted]; conference with Whitney Warnick, Esq.; review of revised mediation statement; e-mails to Jacquie Montoya; e-mail to Whitney Warnick, Esq.; e-mail to Michael Lum, Esq.; phone call from Jacquie Montoya	2.30	805.00	JJP

Oct-06-14	Review of e-mails from Jacquie Montoya; review of file for upcoming mediation	0.30	105.00	JJP
Oct-07-14	Review of e-mails from Whitney Warnick, Esq.; e-mails to Whitney Warnick; review of e-mail from Jacquie Montoya and attached spreadsheet with oil income breakdown	0.80	280.00	JJP
Oct-14-14	Review of memo from Whitney Warnick, Esq. regarding [redacted] review of e-mail from Jacquie Montoya regarding oil payments; review of e-mail from Michael Lum, Esq.; e-mail to Michael Lum; prepare for mediation	1.60	560.00	JJP
Oct-15-14	Preparation for, drive time, and attendance at mediation; review of letters from Shawn King, CPA, and letter from Wells Fargo regarding account balance; e-mail to Jacquie Montoya; research of case law regarding [redacted]	7.10	2,485.00	JJP
	Conference with JJP regarding [redacted]	0.40	100.00	KEL
Oct-16-14	Finish review of Motion to Dismiss; e-mail to Whitney Warnick, Esq.; review of deposition notice for Sharon Brown; e-mail to Jacquie Montoya; e-mail to Michael Lum, Esq.; review of e-mail from Michael Lum+	1.60	560.00	JJP
Oct-17-14	Additional review of Motion to Dismiss filed by John Mugan, Esq.; deposition preparation for Elenaor Ahern; phone call from Robert Saint-Aubin	2.40	840.00	JJP
Oct-20-14	Prepare for deposition of Eleanor Ahern; phone conference with Michael Lum, Esq. regarding possible settlement	2.40	840.00	JJP
Oct-21-14	Preparation for deposition of Eleanor Ahern; drive time and attendance at office of Whitney Warnick, Esq. for deposition of Eleanor Ahern; conference with Michael Lum, Esq. (lunch break time not included)	9.50	3,325.00	JJP
Oct-22-14	Partial review of draft Response to Motion to Dismiss; drive time and attendance at Jeffrey	9.20	3,220.00	JJP

	Burr's office for deposition of Jacquie Montoya, resulting in settlement negotiation discussions instead (time for lunch break excluded)			
Oct-23-14	E-mail to Michael Lum, Esq.; review of e-mail from Michael Lum; e-mail to Dan Gerety	0.10	35.00	JJP
	NO CHARGE: Conference with JJP regarding [redacted]	0.80	0.00	KEL
Oct-28-14	Review of e-mails from Jacquie Montoya; phone call to Michael Lum, Esq. regarding e-mails from Jacquie Montoya; e-mail to Jacquie Montoya; phone call from Michael Lum regarding settlement agreement language and language for report and recommendation for Commissioner Bulla; e-mail to Whitney Warnick, Esq.	1.80	630.00	JJP
Oct-29-14	Review of e-mail from Jacquie Montoya; phone call from Michael Lum, Esq.; phone call to Whitney Warnick, Esq.; [redacted]; review of e-mail from Jacquie Montoya; e-mail to Jacquie Montoya; research of case law regarding [redacted] e-mail to Whitney Warnick	2.50	875.00	JJP
	NO CHARGE: Conference with JJP regarding [redacted]	0.40	0.00	KEL
Oct-30-14	[redacted]; e-mail to Whitney Warnick, Esq.; review of e-mails from Jacquie Montoya; e-mails to Jacquie Montoya; conference with KEL	1.50	525.00	JJP
	Conference with JJP regarding [redacted]	0.20	50.00	KEL
Nov-03-14	[redacted]	0.10	0.00	ACS
Nov-04-14	Review of e-mail from Whitney Warnick, Esq.; phone call from Robert Saint-Aubin; work on letter to Commissioner Bulla	1.30	455.00	JJP
Nov-05-14	Review of e-mail from Whitney Warnick, Esq.; e-mail to Whitney Warnick; review of substitution of attorney from David Mann,	1.50	525.00	JJP

	Esq.; e-mail to Jacquie Montoya; letter to Discovery Commissioner Bulla updating her as to reason for delay in report and recommendation and seeking instruction given substitution of counsel; instructions to DLD			
Nov-10-14	Review of e-mails from Whitney Warnick, Esq.; review of Motion to Enforce Settlement Agreement; e-mails to Whitney Warnick; review of Response to Motion to Dismiss; review of letter from David Mann, Esq.	1.90	665.00	JJP
Nov-11-14	E-mail to Jacquie Montoya; phone call from Jacquie Montoya; e-mail to Michael Lum, Esq. with letter from David Mann, Esq.; phone call from Michael Lum; e-mail to Jacquie Montoya and Whitney Warnick, Esq.	2.10	735.00	JJP
Nov-12-14	Finalize Report and Recommendation for submission to Commissioner Bulla; instructions to DLD; review of e-mail from Whitney Warnick	0.30	105.00	JJP
Nov-13-14	Review of form letter from Commissioner Bulla and review of needed revisions to report and recommendation; instructions to DLD; phone call from Michael Lum, Esq.; e-mail to Jacquie Montoya and Whitney Warick, Esq.	0.70	245.00	JJP
	Revised layout of Report and Recommendations	1.00	150.00	DLD
Nov-14-14	Drive time and attendance at hearing in front of Discovery Commissioner Bulla	1.30	455.00	JJP
Nov-17-14	Phone call from David Straus, Esq.	0.30	105.00	JJP
Nov-18-14	Review of e-mail from David Mann, Esq.; e-mail to David Mann	0.10	35.00	JJP
Nov-19-14	Finalize order to Discovery Commissioner; instructions to DLD; e-mail to Whitney Warnick, Esq.; e-mails to Jacquie Montoya; review of e-mail from Jacquie Montoya	0.60	210.00	JJP
Nov-21-14	Conferences with DLD regarding further changes to Report and Recommendation and conversations of DLD with clerk for Commissioner Bulla	0.30	105.00	JJP

	Revise Discovery Commissioner's Report and Recommendations; prepare Letter to Commissioner Bulla regarding Report and Recommendations	0.40	60.00	DLD
Nov-24-14	Review of e-mails from Whitney Warnick, Esq. and e-mails to Whitney Warnick and re-review of letter from David Mann, Esq.; phone call from Liane Wakayam, Esq.; e-mail to Whitney Warnick and Jacquie Montoya; e-mail to Liane Wakayama and review of e-mail from Liane Wakayama	1.00	350.00	JJP
Nov-25-14	Review of e-mail from Jacquie Montoya; e-mail to Jacquie Montoya; e-mail to Liane Wakayama, Esq.; review of e-mail from Liane Wakayama; review of e-mails from Whitney Warnick, Esq. and e-mails to Whitney Warnick; review of e-mails from Candice Renka, Esq.; review of Motion to Stay Matters and for Continuance of Motion to Enforce Settlement Agreement; e-mail to Whitney Warnick	1.80	630.00	JJP
Nov-26-14	Review of e-mails from and e-mails to Candice Renka, Esq.; review of e-mails from and e-mails to Whitney Warnick, Esq.; e-mail to Jacquie Montoya; review of Opposition to Motion to Continue Hearing; e-mail to Whitney Warnick; instructions to DLD	1.80	630.00	JJP
Dec-01-14	Conference with DLD regarding continued issue with Report and Recommendation for Discovery Commissioner; review of report and recommendation of discovery commissioner; instructions to DLD; review and revise correspondence to Commissioner Bulla	0.30	105.00	JJP
	Revise letter to Commissioner Bulla per Bulla's office; prepare letter to Commissioner Bulla regarding sanctions	0.80	120.00	DLD
Dec-03-14	Review of Reply to Objection to Motion to Continue; e-mail to Whitney Warnick, Esq. and Jacquie Montoya; additional review of settlement agreement transcript; review of Complaint filed by David Mann, Esq. against Eleanor Ahern; phone call to Whitney Warnick regarding usage of Complaint; e-mail to Jacquie Montoya; review of e-mails from Whitney Warnick and Candice Renka, Esq.	2.30	805.00	JJP

Dec-04-14	Drive time and attendance at Court Hearing; phone call to Michael Lum, Esq.; phone call to Antonia Klekoda-Baker, handwriting expert; instructions to AS; prepare correspondence to Antonia Klekoda-Baker; e-mail to Jacquie Montoya and Whitney Warnick, Esq. Conference with and instructions to KEL.	5.30	1,855.00	JJP
	Conference with JJP regarding [redacted]	0.20	50.00	KEL
Dec-08-14	Review of Prime Operating paperwork; reviewof e-mails from Jacquie Montoya and Whitney Warnick, Esq.; e-mails to Whitney Warnick and Jacquie Montoya; review of handwriting report from Antonia Klekoda-Baker; e-mail to Antonia Klekoda-Baker and review of e-mail from Antonia Klekoda-Baker; work on supplement to First Response to Interrogatories; preparation for Motion to Enforce settlement hearing and review of additional supporting case law	3.70	1,295.00	JJP
Dec-09-14	Review of e-mail from Jacquie Montoya; e-mail to Jacquie Montoya; review of e-mail from Candice Renka, Esq. and proposed order; e-mail to Whitney Warnick, Esq.; review of e-mail from Whitney Warnick, Esq.; review of e-mail from Whitney Warnick to Candice Renka; review of e-mail from Candice Renka and review of revised order; e-mail to Candice Renka	0.60	210.00	JJP
Dec-11-14	Review of e-mail from Jacquie Montoya and attachment; e-mails to Antonia Klekoda-Baker; review of e-mail from Antonia Klekoda-Baker; review of e-mail from Whitney Warnick, Esq.; e-mail to Whitney Warnick	0.30	105.00	JJP
Dec-12-14	Review of Objection to Motion to Enforce Settlement Agreement; research of EDCR 7.50 argument; phone call to Whitney Warnick, Esq.; e-mail to Whitney Warnick; e-mail to Jacquie Montoya	2.90	1,015.00	JJP
Dec-15-14	Review of e-mails from Jacquie Montoya;	4.90	1,715.00	JJP

	review of e-mails from Whitney Warnick, Esq. and review of Reply to Objection to Motion to Enforce; e-mail to Whitney Warnick; prepare affidavit in support of Motion to Enforce describing settlement negotiations; additional research of case law regarding [redacted];phone call from Whitney Warnick, Esq.; instructions to DLD; e-mail to Whitney Warnick			
	Proofread Affidavit of Joseph Powell	0.20	30.00	DLD
Dec-16-14	Additional review of Reply to Objection to Motion to Enforce Settlement Agreement; finish e-mail correspondence to Whitney Warnick, Esq. and research of case law regarding [redacted] review of e-mails from Jacquie Montoya; e-mail to Jacquie Montoya; phone conferences with Whitney Warnick; [redacted]	5.00	1,750.00	JJP
Dec-17-14	Prepare for Hearing on Motion to Enforce Settlement Agreement; drive time and attendance at Court Hearing; review of notice of depositions for Jacquie Montoya and Kathy Bouvier; e-mail to Jacquie Montoya; e-mail to Candice Renka, Esq.; review of e-mail from Antonia Klekoda-Baker and addendum to Expert Report; e-mail to Antonia Klekoda-Baker; instructions to AS; work on Opposition to Motion to Dismiss and Countermotion for Summary Judgment	6.70	2,345.00	JJP
Dec-18-14	Review of proposed order from Candice Renka, Esq. regarding 12/17 hearing regarding Motion to Enforce Settlement Agreement; review of e-mail from Whitney Warnick; phone conference with Whitney Warnick, Esq.; [redacted]; work on supplements to discovery responses; review of letter from Liane Wakayama, Esq.; review of file for discovery related documents and exhibits and e-mails to Liane K. Wakayama; review of documents for Motion for Summary Judgment	5.80	2,030.00	JJP
Dec-19-14	Drive time and attendance at hearing in front of discovery commissioner and post hearing	4.50	1,575.00	JJP

	discussion with Liane Wakayama, Esq.; work on Response to Motion to Dismiss and Countermotion for Summary Judgment; e-mails to Liane Wakayama, Esq.; review of e-mail from and e-mail to Nancy Knilans of Marquis Aurbach Coffing; phone conference with Jacquie Montoya. Instructions to KEL.			
	Conference with JJP.	0.30	75.00	KEL
Dec-22-14	Review of e-mail from Nancy Knilans of Marquis Aurbach Coffing regarding required discovery commissioner phone conference; e-mail to Nancy Knilans; review of e-mail from Liane Wakayama, Esq.; e-mails to Jacquie Montoya; review of e-mails from Jacquie Montoya; e-mail to Liane Wakayama, Esq.; e-mail to Candice Renka, Esq. regarding proposed court order; revisions to affidavits for Jacquie Montoya and Kathy Bouvier; work on revisions to Opposition to Motion to Dismiss and Countermotion for Summary Judgment	4.90	1,715.00	JJP
Dec-23-14	Review of proposed stipulation and order regarding Will Contest; e-mails to Whitney Warnick, Esq. and Jacquie Montoya; review of e-mails from Whitney Warnick, Esq. and Jacquie Montoya; e-mail to Liane Wakayama, Esq.; final work on Opposition to Motion to Dismiss and Countermotion for Summary Judgment and file necessary documents; instructions to AS	4.10	1,435.00	JJP
Dec-24-14	Work on revised Report and Recommendation for Discovery Commissioner; work on proposed letter to Discovery Commissioner; e-mail to Liane Wakayama, Esq.; work on supplements to discovery responses; e-mail to Jacquie Montoya	2.10	735.00	JJP
Dec-29-14	Review of e-mails from Whitney Warnick, Esq.; e-mail to Whitney Warnick; e-mail to Liane Wakayama, Esq.; finalize formal supplements to Interrogatories and Requests for Production; instructions to AS; e-mail to Liane Wakayama, Esq. and Candice Renka, Esq.; partial review of Motion to Compel file turn over from David Mann; partial review of hearing transcript for 12/17 hearing	1.90	665.00	JJP

Dec-30-14	Finish review of Motion to Compel File from David Mann and review of attachments; e-mails to Jacquie Montoya; review of e-mails from Jacquie Montoya; e-mails to Whitney Warnick, Esq.; review of e-mails from Whitney Warnick; [redacted]	3.60	1,260.00	JJP
Dec-31-14	Phone call from Liane Wakayama, Esq.; phone call to Whitney Warnick, Esq. (voice message); phone call from Whitney Warnick; e-mail to Jacquie Montoya. Conference with and instruction to KEL.	1.30	455.00	JJP
	Conference with JJP.	0.30	75.00	KEL
Jan-05-15	Review of e-mails from Jacquie Montoya; review of voluntary motion to dismiss Will Contest; e-mails to Liane Wakayama, Esq.; review of e-mails from Liane Wakayama; e-mails to Whitney Warnick, Esq.; review of e-mails from Whitney Warnick; e-mails to Jacquie Montoya; phone call from Jacquie Montoya	4.30	1,505.00	JJP
Jan-06-15	Review of e-mail from Whitney Warnick, Esq.; drive time and attendance at deposition for Jacquie Montoya and conference with Whitney Warnick following conclusion of deposition	8.60	3,010.00	JJP
Jan-07-15	Review of e-mail from Liane Wakayama, Esq.; e-mail to Liane Wakayama; re-review of Dan Gerety report and Texas Estate tax return; review of e-mails from Corey Haina; instructions to KEL regarding preparation of affidavit for Corey Haina; drive time and attendance at depositions for Jacquie Montoya and Kathy Bouvier, review of proposed stipulation and order for dismissal of will contest and discussion with Whitney Warnick and Liane Wakayama regarding necessary revisions thereto, and post deposition discussion with Liane Wakayama. Conference with and instructions to KEL.	8.30	2,905.00	JJP

	Conference with JJP regarding [redacted] Draft affidavit for Corey Haina.	1.90	475.00	KEL
Jan-08-15	E-mails to Whitney Warnick, Esq.; e-mails to Jacquie Montoya; e-mail to Liane Wakayama, Esq.; phone call to Whitney Warnick; work on Reply and Opposition to Eleanor's Motion for Summary Judgment; instructions to KEL regarding preparation of affidavit for Corey Haina; review and revise proposed affidavit for Corey Haina; phone call to Corey Haina (voice mail message); e-mails to and from Corey Haina; prepare affidavit for Robert Hartman; e-mails to and from Candice Renka, Esq. regarding discovery commisisoner hearing and final version of proposed report and recommendation; revisions to report and recommendation; letter to discovery commissioner; e-mail to Candice Renka, Esq. Conference with and instructions to KEL.	7.60	2,660.00	JJP
	Conference with JJP, prepare draft of affidavit for Corey Haina.	0.70	175.00	KEL
Jan-09-15	Work on Reply in Support of Countermotion for Summary Judgment; phone call with Whitney Warnick, Esq.; e-mails to Jacquie Montoya and Whitney Warnick; e-mail to Corey Haina; instructions to KEL regarding phone conversation with Corey Haina; drive time and attend hearing in front of Discovery Commissioner Bulla; e-mails to Candice Renka, Esq. regarding discovery hearing matter; finalize Reply; e-mail to Liane Wakayama, Esq. and Candice Renka	7.50	2,625.00	JJP
	Draft memo regarding [redacted]. Phone with Corey Haina regarding affidavit. Conference with JJP. Review EDCR 2.20 for filing requirements.	1.70	425.00	KEL
Jan-12-15	Review of e-mails from Whitney Warnick, Esq. and Jacquie Montoya; e-mails to Whitney Warnick; phone calls with Whitney Warnick; work on Supplement to Reply in Support of Countermotion and Opposition to Eleanor's Countermotion for Summary Judgment; instructions to KEL regarding preparation of	7.80	2,730.00	JJP

	Motion for Leave to Amend and preparation of application for order shortening time; review of e-mail from Corey Haian; review and revise Motion for Leave to Amend and application for order shortening time; instructions to DLD; prepare for 1/14 hearing by review of motions and petitions; accompany Matt Rushforth for service of order shortening time at Marquis Aurbach Coffing			
	Prepare Motion to Amend. Review all pleadings and prayer requests made. Conference with JJP in preparation for hearing. Prepare Motion for Order Shortening Time.	2.90	725.00	KEL
	Copy and mail Supplement to opposing counsel, prepare Receipt of Copy on Order Shortening Time	0.20	30.00	DLD
Jan-13-15	Prepare affidavit of service for Matthew Rushforth; instructions to DLD; e-mails to Liane Wakayama, Esq. and Candice Renka, Esq.; e-mails to Liane Wakayama; e-mail to Jacquie Montoya; review of e-mails from Whitney Warnick, Esq.; e-mails to Whitney Warnick; prepare materials and notes for presentation/oral argument to Court for 1/14 hearing . Conference with and instructions to KEL.	5.90	2,065.00	JJP
	Conference with JJP in preparation for trial.	0.50	125.00	KEL
Jan-14-15	Prepare for Court Hearing; drive time and attendance at Court Hearing; post hearing discussion with Whitney Warnick, Esq.; review of past pleadings for declarations of theories and requests for relief. Instructions to KEL.	6.80	2,380.00	JJP
	Conference with JJP regarding [redacted]	0.30	75.00	KEL
Jan-15-15	Continued review of prior pleadings for theories asserted and relief requested; prepare list of all substantive pleadings filed in Trust case per instruction of Judge Sturman; e-mails to Whitney Warnick, Esq.; review of e-mails from Whitney Warnick; review of discovery commissioner notes for rejection of Report and	5.70	1,995.00	JJP

	Recommendation; e-mails to Candice Renka, Esq.; review of e-mails from Candice Renka; instructions to DLD; e-mail to Jacquie Montoya; review of e-mail from Jacquie Montoya and attachments; review of draft of Supplement to Motion to for Leave to Amend Pleadings and e-mail to Whitney Warnick; review of e-mail from Liane Wakayama, Esq.			
	Further review of past pleadings.	0.20	50.00	KEL
	Call to Commissioner Bulla's office regarding the Report and Recommendation	0.20	28.00	DLD
Jan-16-15	Work on additions to Order regarding Motion to Enforce Settlement Agreement; e-mails to Candice Renka, Esq.; review of e-mails from Candice Renka; prepare letter to Judge Sturman; e-mails to Whitney Warnick, Esq.; review of e-mails from Whitney Warnick; review of amended pleading Response to Answer and Counterclaims of Eleanor C. Ahern	4.10	1,435.00	JJP
Jan-19-15	Review of e-mails from Whitney Warnick, Esq.; e-mails to Whitney Warnick; e-mail to Tamara at Judge Sturman's office; review of list prepared by Candice Renka, Esq.; e-mail to Candice Renka; work on master exhibit of evidence from all prior pleadings	3.00	1,050.00	JJP
Jan-20-15	Review of e-mails from and e-mails to Tamara Iodina, clerk for Judge Sturman; instructions to DLD; letter to Judge Sturman; e-mail to Liane Wakayama, Esq. and Candice Renka, Esq.; re-review of objection to Motion for Construction and Effect of 2009 Petition/Order	0.60	210.00	JJP
Jan-21-15	Review of e-mails from Whitney Warnick, Esq.; review of e-mail from Liane Wakayama, Esq.; review of 16.1 disclosures and trial evidence for Eleanor Ahern; e-mail to Whitney Warnick; work on preparation of exhibit materials for Judge Sturman for 1/30 hearing	2.30	805.00	JJP
Jan-22-15	Strategy phone conference with Whitney Warnick, Esq.; e-mails to Whitney Warnick, Esq. and re-review of Opposition to Petition for Construction of '09 Petition; e-mail to	2.00	700.00	JJP

	Liane Wakayama, Esq. and Candice Renka, Esq.			
Jan-23-15	Continued review of evidence; e-mails to Whitney Warnick, Esq.; phone conference with Whitney Warnick; revise letter to Judge Sturman	2.90	1,015.00	JJP
Jan-26-15	Finalize letter to Judge Sturman regarding proposed order on motion to enforce settlement agreement; instructions to DLD; re-review our responses for Friday Hearing; review of e-mail from Jacquie Montoya; e-mail to Jacquie Montoya	0.70	245.00	JJP
	Copy, scan, email and faxed letter and proposed Order to Judge Sturman	0.20	30.00	DLD
Jan-27-15	Instructions to DLD; e-mail to Whitney Warnick, Esq.	0.20	70.00	JJP
Jan-28-15	Review of Objection for Motion for Leave to Amend pleasdings filed by Renka and Wakayama; e-mail to Jacquie Montoya; review of pleadings for refinement of arguments and rebuttals; phone conference with Whitney Warnick, Esq.; [redacted]; phone conference with Jacquie Montoya	3.50	1,225.00	JJP
	Preparing tabs and putting hearing docs together	2.30	345.00	DLD
Jan-29-15	E-mail to Canice Renka, Esq. and Liane Wakayama, Esq. regarding status of payment on Will Contest attorney fees and costs; e-mails to Jacquie Montoya; phone conference with Whitney Warnick, Esq.; review of file, past pleadings, and preparation for Court Hearing	5.20	1,820.00	JJP
	Review pleadings filed by Eleanor in preparation for hearing.	1.80	450.00	KEL
	Preparing tabs and putting together binders for hearing; prepared letter to Gloria Sturman regarding proposed Order	1.10	165.00	DLD
Jan-30-15	Prepare for Court Hearing; drive time and attendance at Court Hearing; post hearing	9.60	3,360.00	JJP

	discussion with Whitney Warnick, Esq. and Jacquie Montoya			
	Conference with JJP in preparation for hearing.	0.20	50.00	KEL
Feb-02-15	Conference with and instructions to KEL; review of e-mails from Jacquie Montoya and Whitney Warnick, Esq.; [redacted], Esq.; e-mails to Jacquie Montoya; phone conference with Fred Waid	2.70	945.00	JJP
	Conference with JJP regarding hearing and process of appeal.	0.60	150.00	KEL
Feb-03-15	Review of e-mails from Jacquie Montoya and Whitney Warnick, Esq.; e-mail to Jacquie Montoya	1.10	385.00	JJP
Feb-04-15	Review of e-mails from Jacquie Montoya; e-mail to Jacquie Montoya	0.70	245.00	JJP
Feb-05-15	Review of e-mails from Whitney Warnick, Esq. and review of memo from Judge Sturman's office; revise Order regarding motion to compel settlement agreement; e-mail to Candice Renka, Esq. and Liane Wakayama, Esq.; e-mail to Whitney Warnick; partial review of proposed order regarding Summary Judgment	1.40	490.00	JJP
Feb-06-15	Review of stipulation and order to file under seal; e-mail to Jacquie Montoya; review of proposed order regarding summary judgment; e-mail to Whitney Warnick, Esq.	1.60	560.00	JJP
Feb-09-15	[redacted]; e-mails to Liane Wakayama; [redacted]; e-mails to Whitney Warnick, Esq.; review of e-mails from Whitney Warnick; review of memo from AS regarding phone call from Commissioner Bulla's office; partial review of e-mail exchange between Whitney Warnick and Liane Wakayama	0.70	245.00	JJP
Feb-10-15	[redacted] review of e-mails from Whitney Warnick, Esq. and Liane Wakayama, Esq.; e-mails to Whitney Warnick, Esq [redacted] phone conference with	1.60	560.00	JJP

	Whitney Warnick; [redacted]			
Feb-11-15	Phone call from Jacquie Montoya; phone call to Hillary Moore; phone call to Mike Murray, Esq.; e-mail to Hillary Moore; review of e-mail from Jacquie Montoya and e-mail from Mozelle Miller to Jacquie; e-mail to Whitney Warnick, Esq.; review of our cover letter to Judge Sturman prepared by Whitney Warnick	2.50	875.00	JJP
Feb-12-15	Review of Reply in Support of Emergency Motion to Compel David Mann filed by Marquis Aurbach; e-mail to Jacquie Montoya; review of e-mails from Whitney Warnick, Esq.; work on e-mail to Whitney Warnick	0.90	315.00	JJP
Feb-13-15	Finish e-mail to Whitney Warnick, Esq.; review of e-mails from Whitney Warnick; e-mails to Whitney Warnick	0.90	315.00	JJP
	Prepare Stip and Order for delivery to Clerk for certified copy	0.20	30.00	DLD
Feb-17-15	Scan and e-file Discovery Commissioner's Report and Recommendations; prepare Notice of Entry of Discovery Commissioner's Report and Recommendation	0.20	30.00	DLD
Feb-18-15	Review of notice of entry of order; instructions to DLD; review of e-mails from Jacquie Montoya; review of e-mails from Whitney Warnick, Esq.; e-mail to Whitney Warnick	0.60	210.00	JJP
	Scanned and e-filed Notice of Entry of Discovery Commissioner's Report and Recommendations; copy and serve Notice of Entry	0.20	30.00	DLD
Feb-19-15	Review of e-mails from Whitney Warnick, Esq.; phone call from Jacquie Montoya; e-mails to Mike Murray and Hillary Moore; e-mail to Whitney Warnick, Esq.; e-mail to Jacquie Montoya	0.90	315.00	JJP
Feb-20-15	Review of e-mails from Jacquie Montoya, Whitney Warnick, Esq., and Liane Wakayama, Esq.; e-mails to Jacquie Montoya, Whitney Warnick, and Liane Wakayama; review of e-mail from Hillary Moore	0.50	175.00	JJP

Feb-23-15	Review of e-mails from Jacquie Montoya; review of e-mail from Liane Wakayama, Esq.; e-mail to Jacquie Montoya	0.10	35.00	JJP
Feb-24-15	Review of letter from Hilllary Moore; review of letter from Mike Murray, Esq.; review of e-mails from Jacquie Montoya; e-mails to Jacquie Montoya; e-mail to Whitney Warnick, Esq.; review of e-mails from Whitney Warnick; e-mail to Liane Wakayama, Esq. and Candice Renka, Esq.; partial review of brief for March 20 hearing; review of e-mail from Liane Wakayama	1.40	490.00	JJP
Feb-25-15	Review of e-mails from and e-mails to Jacquie Montoya, Whitney Warnick, Esq., Mike Murray, Esq. and Hillary Moore; review of opinion letter from Mike Murray; review of brief from Whitney Warnick; review of case law regarding [redacted]	1.70	595.00	JJP
Feb-26-15	Review of e-mails from Jacquie Montoya; review of e-mails from Whitney Warnick, Esq.; review revised version of brief; e-mails to Whitney Warnick	0.80	280.00	JJP
Feb-27-15	Review of affidavit for Jacquie; review of e-mails from Jacquie Montoya and Whitney Warnick, Esq.; review of revised brief; e-mails to Whitney Warnick	0.90	315.00	JJP
Mar-02-15	Review of e-mails from Jacquie Montoya and Whitney Warnick, Esq.; e-mails to Jacquie Montoya and Whitney Warnick; review of revisions to Brief	0.50	175.00	JJP
	Scanned and e-filed Order Denying Motion to Enforce Settlement Agreement	0.10	15.00	DLD
	Prepared Notice of Entry of Order; scanned and e-filed Notice of Entry of Order; copy and served Notice of Entry of Order	0.40	60.00	DLD
Mar-04-15	Review of e-mails from Jacquie Montoya and Whitney Warnick, Esq.; e-mail to Jacquie Montoya; phone call to Liane Wakayama, Esq.; review of e-mail from Candice Renka	0.20	70.00	JJP
Mar-05-15	E-mail to Jacquie Montoya; review of e-mail	0.30	105.00	JJP

	from Whitney Warnick; e-mail to Whitney Warnick; instructions to DLD			
	Prepared transmittal memo to Whitney Warnick enclosing signature page to Brief Regarding Pending Issues	0.20	30.00	DLD
Mar-12-15	Review of e-mail from Candice Renka, Esq.; e-mail to Candice Renka	0.10	35.00	JJP
Mar-16-15	Review of Brief and exhibitis filed by Marquis Aurbach Coffing; review of e-mails from Whitney Warnick, Esq. and Jacquie Montoya; phone conference with Jacquie Montoya; phone conference with Whitney Warnick; ; review of e-mail from Liane Wakayama, Esq.; e-mail to Whitney Warnick; review of supplemental brief draft	2.90	1,015.00	JJP
Mar-17-15	Review of e-mails from Whitney Warnick, Esq., Jacquie Montoya, and Liane Wakayama, Esq. and e-mails to; review of revised brief; phone conferences with Jacquie Montoya, Whitney Warnick, and Mike Murray, Esq.; e-mail to Mike Murray	2.60	910.00	JJP
	telephone call with Natalie at Discovery Commissioner Bulla's office regarding status check hrg on 3/20	0.10	15.00	DLD
Mar-18-15	Review of e-mails from Whitney Warnick, Esq.; review of e-mail from Liane Wakayama, Esq.; review of Supplement filed by Marquis Aurbach Coffing; e-mail to Mike Murray, Esq.; e-mail to Jacquie Montoya	1.30	455.00	JJP
Mar-19-15	Review of e-mails from Whitney Warnick, Esq. and Jacquie Montoya; e-mails to Whitney Warnick and Jacquie Montoya; phone conference with Whitney Warnick; review of e-mails from Mike Murray, Esq. and Hillary Moore; prepare affidavit for Mike Murray; e-mails to Mike Murray and Hillary Moore; phone conference with Mike Murray and Hillary Moore; review of letter from Liane Wakayama, Esq. to Judge Sturman; phone confernce with Jacquie Montoya	4.00	1,400.00	JJP
Mar-20-15	Review of e-mail from Whitney Warnick, Esq.; e-mail to Whitney Warnick; prepare	5.40	1,890.00	JJP

	for Court Hearing; drive time and attendance at Court Hearing			
	Save and copy Supplemental Brief (OC MAC) and update pleading index	0.10	15.00	DLD
	Download eserved COS of file stamped Supplemental Brief from Marquis Aurbach & Coffing; save; update Pldg index; file	1.00	150.00	DLD
	Totals	952.00	$311,733.80	

DISBURSEMENTS

Sep-27-13	Filing/Recording Fee - Certificate of Mailing	10.00
	Filing/Recording Fee - Petition for Declaratory Judgment Regarding Limited Interest of Trust	239.69
	Filing/Recording Fee - Verification for Petition for Declaratory Judgment	10.00
	Filing/Recording Fee - Notice of Hearing on Petition for Delcaratory Judgment	10.00
Oct-14-13	Travel - to/from Court 10/11/2013	15.82
Nov-07-13	Filing/Recording Fee - Response to Motion	10.00
Nov-08-13	Filing/Recording Fee - Errata to Response	10.00
	Filing/Recording Fee - Receipt of Copy	10.00
Nov-19-13	Courier - Special Run	84.00
Dec-03-13	Travel - to/from Court 11/12/2013	26.43
	Filing/Recording Fee - Petition to Compel Trustee to Distribut Income	10.00
	Filing/Recording Fee - Verification for Petition to Compel Trustee	10.00
	Filing/Recording Fee - Certificate of Mailing for Petition	10.00
Dec-04-13	Filing/Recording Fee - Notice of Hearing on Petition	10.00
	Filing/Recording Fee - Certificate of Mailing	10.00
Dec-06-13	Filing/Recording Fee - Petition for Authority to Compromise Claim	10.00
	Filing/Recording Fee - Notice of Hearing on Petition	10.00
	Filing/Recording Fee - Verification for Petition	10.00
	Filing/Recording Fee - Certificate of Mailing for Petition	10.00
Dec-11-13	Filing/Recording Fee - Objection to Motion to Dismiss Petition for Declaratory Judgment	10.00
	Filing/Recording Fee - Certificate of Mailing	10.00

Jan-09-14	Filing/Recording Fee - Response to Objection of Trustee	10.00
Jan-14-14	Filing/Recording Fee - Receipt of Copy	10.00
Jan-17-14	Courier - Deliver Receipt of Copy of Response to Objection	32.00
Jan-24-14	Travel - To/From Court on 1/24/2014	12.32
	Travel - To/From Court on 1/14/2014	12.32
	Parking expense - 1/14/2014	8.00
	Parking expense - 1/24/2014	8.00
Feb-12-14	Filing/Recording Fee - Trial Memorandum	10.00
Feb-14-14	Filing/Recording Fee - Motion to Dismiss and Motion to Strike Counterclaims	10.00
Feb-19-14	Travel - to/from court on 2/12/2014	12.32
	Parking expense on 2/12/2014	10.00
Mar-06-14	Filing/Recording Fee - Addendum to Petition to Compel Trustee to Distribute Accrued and Future Income	10.00
	Filing/Recording Fee - Petition to Compel Trustee to Distribute Accured and Future Income	10.00
	Filing/Recording Fee - Certificate of Mailing - Petition	10.00
Mar-11-14	Filing/Recording Fee - Certified Copy of Will	7.50
Mar-12-14	Travel - to/from court on 2/18/2014	12.32
	Parking expense on 2/18/2014	16.00
Mar-13-14	Filing/Recording Fee Certificate of Mailing - Addendum to Petition	10.00
Mar-14-14	Filing/Recording Fee - Certificate of Mailing	10.00
Mar-20-14	Filing/Recording Fee - Amended Notice of Hearing on PEtition to COmpel Trustee to Distribute Accrued Income	10.00
	Filing/Recording Fee - Certificate of Mailing	10.00
Mar-25-14	Filing/Recording Fee - Ex Parte Application for Order Shortening Time	10.00
	Filing/Recording Fee - Petition for Probate of Will	10.00
Mar-26-14	Filing/Recording Fee - Certificate of Mailing	10.00
	Filing/Recording Fee - Notice of Entry of Order of Ex PArte Application for Order Shortening Time	10.00
	Filing/Recording Fee - Notice of Hearing on Petition for Probate of Will	10.00
	Filing/Recording Fee - Verification for Petition for Probate of Will	10.00
	Filing/Recording Fee - Verification for PEtition for Construction and Effect of Probate Court Order	10.00

	Filing/Recording Fee - Notice of Hearing on Petition for Construction and Effect of Probate Court Order	10.00
	Filing/Recording Fee - Petition for Construction and Effect of Probate Court Order	10.00
Mar-27-14	Filing/Recording Fee - Petition for Determination of Construction and Interpretation of Language Relating to Trust No 2	10.00
	Filing/Recording Fee - Verification for Petition for Determination of Construction and Interpretation of Language Relating to Trust No 2	10.00
	Filing/Recording Fee - Notice of Hearing for Petition for Determination of Construction and Interpretation of Language Relating to Trust No 2	10.00
Mar-28-14	Filing/Recording Fee - Certificate of Mailing	10.00
Mar-31-14	Filing/Recording Fee - Certificate of Mailing	10.00
Apr-03-14	Nevada Legal News - Notice of Hearing 3/28-4/11/2014	70.00
Apr-18-14	Filing/Recording Fee - Objection in Part to Petition for Release of Trust Funds	10.00
Apr-24-14	Travel to/from Court on 4/18/2014	14.56
	Travel to/from Court on 4/22/2014	12.32
	Parking expense on 4/22/2014	6.00
May-08-14	Filing/Recording Fee - Certificate of Mailing	10.00
	Filing/Recording Fee - Response to Objection of Petition	10.00
May-14-14	Travel - to/from Court on 5/13/2014	12.32
	Parking expense on 5/13/2014	20.00
Aug-19-14	Filing/Recording Fee - Montoya's Response to Ahern's Motion to Compel Responses to Ahern's Interrogatories	10.00
	Filing/Recording Fee - Certificate of Mailing	10.00
Sep-05-14	Courier Expense - Courier to Jeff Burr's office	32.00
	Travel - to/from Court on 9/3/2014	11.76
	Parking expense - 9/3/2014	6.00
Sep-10-14	Filing/Recording Fee - Jacqueline's Answer to Ahern's Objection to Petition for Probate of Will	10.00
Oct-29-14	Travel - to/from Court 10/22	10.08
	Travel - to/from Court 10/21	29.12
	Travel - to/from Court 10/15	14.00
Nov-11-14	Electronic Certified Transcript	44.90
Nov-21-14	Travel to/from Court 11/14/2014	12.32
	Parking expense	6.00
Dec-01-14	Filing/Recording Fee - Discovery Commissioners R&R	10.00

Dec-04-14	Handwriting Expert	495.00
Dec-15-14	Travel - to/from Court 12/4/2014	12.32
	Travel - to/from Court 12/17/2014	12.32
	Parking expense -12/4/2014	8.00
	Parking expense 12/17/2014	16.00
Dec-17-14	Handwriting Expert	150.00
Jan-09-15	Filing/Recording Fee - Reply in Support of Countermotion of Kathryn A. Bouvier and Jacqueline M. Montoya	10.00
Jan-12-15	Filing/Recording Fee - Supplement to Reply in Support of Countermotion	10.00
Jan-13-15	Travel - to/from Court 12/19/2014	12.32
	Travel - to/from Court 1/9/2015	12.65
	Filing/Recording Fee - Affidavit of Service	10.00
	Parking expense 1/9/2015	12.00
	Parking expense 12/19/2014	8.00
Jan-21-15	courtesy copy(ies) - Supplement to Reply	11.05
Feb-06-15	Travel - to/from Court 1/30/2015	12.65
	Travel - to/from Court 1/14/2015	12.65
	Parking expense 1/14/2015	20.00
	Parking expense -1/30/2015	20.00
Feb-13-15	Filing/Recording Fee - Certified Stip and Order	5.00
Feb-17-15	Filing/Recording Fee - Discovery Commissioner's Report and Recommendation	10.00
	Filing/Recording Fee - Notice of Entry of Discovery Commissioner's Report and Recommendation	10.00
Feb-25-15	Courier Expense - Pick up and Delivery to/from Warnick Office	20.00
Mar-20-15	Travel - to/from Court 03/20/2015	12.65
	Parking expense 3/20/2015	18.00
	Totals	$2,208.71

Total Fee & Disbursements for all charges on this matter **$313,942.51**

TAX ID Number 38-3771803