

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, AN INTER VIVOS
IRREVOCABLE TRUST,

ELEANOR C. AHERN A/K/A
ELEANOR CONNELL HARTMAN
AHERN

Appellant,

vs.

JACQUELINE M. MONTOYA; AND
KATHRYN A. BOUVIER,

Respondents.

Electronically Filed
Supreme Court No.: 08046
08/09/2015 08:45 a.m.
Tracie K. Lindeman
Clerk of Supreme Court
District Court Case No.:
P-09-066425-T

Appeal from the Eighth Judicial
District Court, The Honorable Gloria
Sturman Presiding

///

///

///

///

///

///

///

///

REQUEST FOR TRANSCRIPT OF PROCEEDINGS

Pursuant to NRAP 9(a), attached hereto are two Requests for Transcript of Proceedings filed with the Eighth Judicial Court on the 8th day of June, 2015.

Dated this 8th day of June, 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
100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
Telephone: 702.382.2101
Facsimile: 702.382.8135

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed and served the foregoing REQUEST FOR TRANSCRIPT OF PROCEEDINGS with the Clerk of the Court of the Supreme Court of Nevada by using the Court's Electronic Filing System on June 8, 2015. upon the following:

TODD L. MOODY, ESQ.
RUSSEL J. GEIST, ESQ.
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.
ALBRIGHT, STODDARD,
WARNICK & ALBRIGHT
801 South Rancho Drive, Suite D-4
Las Vegas, NV 89106

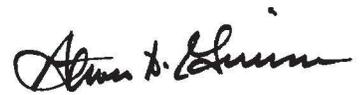
Attorneys for Kathryn A. Bouvier

I hereby certify that on June 8, 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:

JOSEPH J. POWELL, ESQ.
THE RUSHFORTH FIRM, LTD.
P.O. Box 371655
Las Vegas, NV 89137-1655

Attorneys for Jacqueline M. Montoya

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



CLERK OF THE COURT

1 **REQT**
2 KIRK B. LENHARD, ESQ., Bar No. 1437
3 klenhard@bhfs.com
4 TAMARA BEATTY PETERSON, ESQ., Bar No. 5218
5 tpeterson@bhfs.com
6 BENJAMIN K. REITZ, ESQ., Bar No. 13233
7 breitz@bhfs.com
8 BROWNSTEIN HYATT FARBER SCHRECK, LLP
9 100 North City Parkway, Suite 1600
10 Las Vegas, NV 89106-4614
11 Telephone: 702.382.2101
12 Facsimile: 702.382.8135

13 *Attorneys for Eleanor Connell Hartman Ahern*

14 **DISTRICT COURT**
15 **CLARK COUNTY, NEVADA**

16 In the Matter of THE W.N.
17 CONNELL AND MARJORIE T.
18 CONNELL LIVING TRUST
19 DATED May 18, 1972, An Inter
20 Vivos Irrevocable Trust

CASE NO.: P-09-066425-T

DEPT. NO.: XXVI

**REQUEST FOR TRANSCRIPT OF
PROCEEDINGS**

21 TO: Kerry Esparza, Court Recorder

22 Appellant requests preparation of a transcript of the proceedings before the
23 District Court, as follows:

24 Judge or Officer Hearing the Proceedings: **Before the Honorable Gloria
25 Sturman, Presiding Civil Judge**

26 Specific Individual Dates of Proceedings for Which Transcripts are Being
27 Requested:

28 - **Wednesday, January 14, 2015**

- **Wednesday, April 22, 2015**

- **Wednesday, May 13, 2015**

Specific Portions of the Transcript Being Requested:

- **Status Check: Settlement/Trial Setting (January 14, 2015);**

- **Petition for Determination of Construction and Interpretation of
Language Relating to Trust No. 2 (January 14, 2015);**

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

- 1 - **Motion to Dismiss Counterclaims of Eleanor C. Ahern (January 14,**
2 **2015);**
3 - **Petition for Construction and Effect of Probate Court Order (January**
4 **14, 2015);**
5 - **Opposition & Countermotion of Kathryn A. Bouvier and Jacqueline**
6 **M. Montoya for Summary Judgment of Petition for Declaration**
7 **Judgment, for Damages and Assessment of Penalties, and for other**
8 **Relief (January 14, 2015);**
9 - **Motion for Leave to Amend Pleadings of Jacqueline M. Montoya and**
10 **Kathryn A Bouvier for Claims, Defenses, Damages and Assessment of**
11 **Penalties, and for Other Relief Against Eleanor Connell Hartman**
12 **Ahern (January 14, 2015);**
13 - **Order to Show Cause (April 22, 2015); and,**
14 - **Motion for Attorney Fees (May 13, 2015).**

15 Number of Copies Required: 1

16 I hereby certify that on or before the 8th day of June, 2015, I ordered the
17 transcript listed above from the court recorder named above, and once the required
18 deposit amount is obtained, payment will be immediately made.

19 DATED this 8th of June, 2015.

20
21 **BROWNSTEIN HYATT FARBER SCHRECK, LLP**

22 By: /s/ Tamara Beatty Peterson

23 KIRK B. LENHARD, ESQ., Bar No. 1437

24 klenhard@bhfs.com

25 TAMARA BEATTY PETERSON, ESQ., Bar No. 5218

26 tpeterson@bhfs.com

27 BENJAMIN K. REITZ, ESQ., Bar No. 13233

28 breitz@bhfs.com

Las Vegas, NV 89106-4614

Telephone: 702.382.2101

Facsimile: 702.382.8135

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 **REQUEST FOR TRANSCRIPT OF PROCEEDINGS** to be submitted electronically for filing and service with the Eighth Judicial District Court via the Court's Electronic Filing System on the 8th day of June, 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*

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

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

/s/ Erin Parcels
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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

REQT
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
**REQUEST FOR TRANSCRIPT OF
PROCEEDINGS**

TO: Francesca Haak, Court Recorder

Appellant requests preparation of a transcript of the proceedings before the District Court, as follows:

Judge or Officer Hearing the Proceedings: **Before Discovery**

Commissioner Bonnie Bulla

Specific Individual Dates of Proceedings for Which Transcripts are Being Requested:

- **Friday, December 19, 2014**
- **Wednesday, February 18, 2015**

Specific Portions of the Transcript Being Requested:

- **Status Check: Compliance (December 19, 2014); and,**
- **Eleanor Connell Hartman Ahern, as Trustee and Individually Motion to Compel David Mann Esq. to Turn over Documents (February 18, 2015).**

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Number of Copies Required: 1

I hereby certify that on the 8th day of June, 2015, I ordered the transcript listed above from the court recorder named above, and once the required deposit amount is obtained, payment will be immediately made.

DATED this 8th of June, 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

1 **CERTIFICATE OF SERVICE**

2 I HEREBY CERTIFY that I am an employee of Brownstein Hyatt Farber
3 Schreck, LLP, and pursuant to NRCP 5(b), EDCR 8.05, Administrative Order 14-2,
4 and NEFCR 9, I caused a true and correct copy of the foregoing **REQUEST FOR**
5 **TRANSCRIPT OF PROCEEDINGS** to be submitted electronically for filing
6 and/or service with the Eighth Judicial District Court via the Court's Electronic
7 Filing System on the 8th day of June, 2015, to the following:

8
9 TODD L. MOODY, ESQ.
10 tmoody@hutchlegal.com
11 RUSSEL J. GEIST, ESQ.
12 rgeist@hutchlegal.com
13 HUTCHISON & STEFFEN, LLC
14 10080 West Alta Drive, Suite 200
15 Las Vegas, NV 89145
16 *Attorneys for Fredrick P. Waid,*
17 *Court-appointed Trustee*

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

24
25 WHITNEY B. WARNICK, ESQ.
26 wbw@albrightstoddard.com
27 ALBRIGHT, STODDARD,
28 WARNICK & ALBRIGHT
801 South Rancho Drive, Suite D-4
Las Vegas, NV 89106
Attorneys for Kathryn A. Bouvier

/s/ Erin Parcels
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

Details of filing: *Request for Transcript of Proceedings*
Filed in Case Number: P-09-066425-T

E-File ID: 7053517

Lead File Size: 107073 bytes

Date Filed: 2015-06-08 13:49:12.0

Case Title: P-09-066425-T

Case Name: In the Matter of the Trust of: The W.N. Connell and Marjorie T. Connell Living Trust, dtd May 18, 1972

Filing Title: Request for Transcript of Proceedings

Filing Type: EFS

Filer's Name: FRANK A SCHRECK

Filer's Email: Wiznet-LasVegas@BHFS.com

Account Name: Brownstein Hyatt Farber Schreck

Filing Code: REQT

Amount: \$ 3.50

Court Fee: \$ 0.00

Card Fee: \$ 0.00

Payment: Filing still processing. Payment not yet captured.

Comments: Erin Parcels 702.464.7005

Courtesy Copies:

Firm Name: Brownstein Hyatt Farber Schreck, LLP

Your File Number: 018177.0001

Status: Pending - (P)

Date Accepted:

Review Comments:

Reviewer:

File Stamped Copy:

Documents: Cover Document:
Lead Document: [Transcript Request 2.pdf](#) 107073 bytes

Data Reference ID:

Credit Card Response: System Response: AR0CC28D27D3
Reference: