

1 **CODE: 1097**

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3 Nevada Bar No. 001394

4 D. CHRIS ALBRIGHT, ESQ.

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13 *Attorneys for Appellants/Applicants/Defendants*

Electronically Filed
Dec 23 2015 02:50 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

14 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**

15 **IN AND FOR THE COUNTY OF WASHOE**

16 JOHN ILIESCU, individually, JOHN ILIESCU,
17 JR. and SONNIA ILIESCU, as Trustees of the
18 JOHN ILIESCU, JR. AND SONNIA ILIESCU
19 1992 FAMILY TRUST AGREEMENT
20 Applicants,

21 vs.

22 MARK B. STEPPAN, Respondent.

23 MARK B. STEPPAN,

24 Plaintiff,

25 vs.

26 JOHN ILIESCU, individually, JOHN ILIESCU,
27 JR. and SONNIA ILIESCU, as Trustees of the
28 JOHN ILIESCU, JR. AND SONNIA ILIESCU
1992 FAMILY TRUST AGREEMENT; DOES
I-V, inclusive; and ROE CORPORATIONS VI-
X, inclusive,

Defendants.

AND RELATED CLAIMS.

CASE NO. CV07-00341
(Consolidated w/CV07-01021)

DEPT NO. 10

**AMENDED
NOTICE OF APPEAL
BY JOHN ILIESCU, JR.,
INDIVIDUALLY, and JOHN
ILIESCU, JR. AND SONNIA SANTEE
ILIESCU, AS TRUSTEES OF THE
JOHN ILIESCU, JR. AND SONNIA
ILIESCU 1992 FAMILY
TRUST AGREEMENT**

NOTICE is hereby given that JOHN ILIESCU, JR., individually, and JOHN ILIESCU AND SONNIA SANTEE ILIESCU as Trustees of the JOHN ILIESCU, JR. AND SONNIA ILIESCU 1992 FAMILY TRUST AGREEMENT, the Applicants in Case No. CV07-00341 and the Defendants in Case No. CV07-01021 consolidated therewith (jointly hereinafter the "Appellants" or the "Iliescus")

1 hereby appeal to the Supreme Court of the State of Nevada from the following orders, judgments and
2 rulings entered against them and in favor of Mark B. Steppan, the Respondent in Case No. CV07-
3 00341, and the Plaintiff in Case No. CV07-01021 consolidated therewith (hereinafter "Respondent"
4 or "Steppan") in these proceedings. This Amended Notice is filed as a precautionary measure, at this
5 time, in recognition of: the Nevada Supreme Court's October 28, 2015 Order to Show Cause; the
6 District Court's issuance of a "Decision and Order Granting Motion Seeking Clarification of Finality
7 of Judgment" entered on November 17, 2015, which again certified the Judgment (listed as item (i)
8 herein, below), as final, notice of entry of which Decision and Order was served on December 16,
9 2015; Appellants' Response to the Order to Show Cause, filed on November 19, 2015; and the fact
10 that the Nevada Supreme Court has not yet ruled on the Order to Show Cause, but the re-certification
11 of the Judgment, as final, was entered within the past 30 days. This Amended Notice also deletes a
12 reference to a May 27, 2015 Order denying a motion to alter or amend, which the Supreme Court has
13 indicated, in its October 23, 2015 Order to Show Cause, was not appealable. This Amended Notice
14 of Appeal is not intended to prejudice any rights which appellants already enjoy under their original
15 Notice of Appeal, and if this Amended Notice of Appeal is unnecessary it may be disregarded,
16 depending on the outcome of the Order to Show Cause. The following District Court Orders,
17 Decisions, rulings, and Judgments are appealed:

- 18 (i) the "Judgment, Decree and Order for Foreclosure of Mechanic's Lien" entered by the
19 District Court on February 26, 2015 (Washoe County Clerk Transaction No. 4836215);
- 20 (ii) the June 22, 2009 "Order" denying a Motion for Partial Summary Judgment filed by
21 the Iliescus, and granting a Cross-Motion for Partial Summary Judgment filed by
22 Steppan (Transaction 850528);
- 23 (iii) the May 9, 2013 "Order Granting Motion for Partial Summary Judgment" in favor of
24 Steppan (Transaction 3715397);
- 25 (iv) the August 23, 2013 "Order Granting Motion to Strike or Limit Jury Demand"
26 (Transaction 3946236);
- 27 (v) the May 28, 2014 post-trial "Findings of Fact, Conclusions of Law and Decision"
28 (Transaction 4451229);

(vi) the March 13, 2015 "Decision and Order Denying NRCP 60(b) Motion" (Transaction 4860752);

(vii) any and all other orders, judgments, decisions, or rulings of the District Court during this litigation which led to or resulted from any of the foregoing orders, rulings, and partial or full summary judgments or final judgments, or which would need to be overturned in order to afford the Iliescus, as Appellants, full and adequate appellate relief herein, such as, without limitation: any oral rulings from the bench regarding the admissibility of evidence during trial (including the Court's ruling excluding and limiting certain expert testimony as described in the Iliescus' Offer of Proof, filed on October 2, 2013); any oral decisions from the bench in response to oral motions (such as motions to dismiss) during trial or during other pre-trial or post-trial appearances, together with any follow-up written orders on such matters; the Amended Order regarding Plaintiff's Motion for Attorneys' Fees and the Amended Order regarding Plaintiff's Motion for Costs, both entered on December 12, 2014 (Transactions 4734845 and 4734821), as well as the original versions of said Orders amended thereby, and the intervening orders on motions to clarify or reconsider said original versions of the subsequently amended orders, and all other appealable pre-trial, trial, and post-trial orders and judgments of the Court which accrued to the benefit of Respondent Steppan.

DATED this 16th day of December, 2015.

By



G. MARK ALBRIGHT, ESQ.

Nevada Bar No. 001394

D. CHRIS ALBRIGHT, ESQ.

Nevada Bar No. 004904

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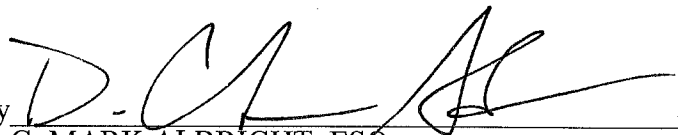
Counsel for Appellants

AFFIRMATION

The undersigned does hereby affirm that the preceding document filed in the Second Judicial District Court does not contain the social security number of any person.

DATED this 16th day of December, 2015.

By



G. MARK ALBRIGHT, ESQ.

Nevada Bar No. 001394

D. CHRIS ALBRIGHT, ESQ.

Nevada Bar No. 004904

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Counsel for Appellants

CERTIFICATE OF SERVICE

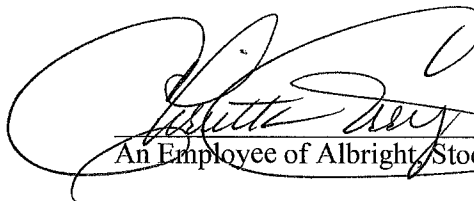
Pursuant to NRCP 5(b) and NEFCR 9, I hereby certify that I am an employee of ALBRIGHT, STODDARD, WARNICK & ALBRIGHT, and that on this 16th day of December, 2015, service was made by the ECF system to the electronic service list, a true and correct copy of the foregoing **AMENDED NOTICE OF APPEAL BY JOHN ILIESCU, JR., INDIVIDUALLY, and JOHN ILIESCU, JR. AND SONNIA SANTEE ILIESCU, AS TRUSTEES OF THE JOHN ILIESCU, JR. AND SONNIA ILIESCU 1992 FAMILY TRUST AGREEMENT**, and a copy mailed to the following person(s):

Michael D. Hoy, Esq.
HOY CHRISSINGER KIMMEL VALLAS, P.C.
50 West Liberty Street, Suite 840
Reno, Nevada 89501
(775) 786-8000
mhoy@nevadalaw.com
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Todd R. Alexander, Esq.,
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Hale Lane

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An Employee of Albright, Stoddard, Warnick & Albright

1 **CODE: 1310**

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13 *Attorneys for Appellants/Applicants/Defendants*

14 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**

15 **IN AND FOR THE COUNTY OF WASHOE**

16 JOHN ILIESCU, individually, JOHN ILIESCU,
17 JR. and SONNIA ILIESCU, as Trustees of the
18 JOHN ILIESCU, JR. AND SONNIA ILIESCU
19 1992 FAMILY TRUST AGREEMENT
20 Applicants,

21 vs.

22 MARK B. STEPPAN, Respondent.

23 MARK B. STEPPAN,

24 Plaintiff,

25 vs.

26 JOHN ILIESCU, individually, JOHN ILIESCU,
27 JR. and SONNIA ILIESCU, as Trustees of the
28 JOHN ILIESCU, JR. AND SONNIA ILIESCU
1992 FAMILY TRUST AGREEMENT; DOES
I-V, inclusive; and ROE CORPORATIONS VI-
X, inclusive,

Defendants.

AND RELATED CLAIMS.

CASE NO. CV07-00341
(Consolidated w/CV07-01021)

DEPT NO. 10

**AMENDED
CASE APPEAL STATEMENT**

1. The names of the Appellants filing this Amended Case Appeal Statement are:

John Iliescu, Jr., individually, and John Iliescu and Sonnia Santee Iliescu as Trustees of the John Iliescu, Jr. and Sonnia Iliescu 1992 Family Trust Agreement, which Appellants were the Applicants in Case No. CV07-00341 and the Defendants in Case No. CV07-01021 consolidated therewith.

2. The following Judges issued the decision(s), judgment(s), or order(s) appealed from: The Honorable Brent Adams and the Honorable Elliott A. Sattler, Second Judicial District Court, Washoe County, Nevada.

3. The identity of each Appellant and the name and address of counsel for each Appellant are as follows:

APPELLANTS: John Iliescu, Jr., individually, and John Iliescu and Sonnia Santee Iliescu as Trustees of the John Iliescu, Jr. and Sonnia Iliescu 1992 Family Trust Agreement (sometimes hereinafter the "Iliescus"), as the Applicants in Case No. CV07-00341 and the Defendants in Case No. CV07-01021 consolidated therewith.

APPELLANTS' COUNSEL: G. Mark Albright, Esq.
Nevada Bar No. 001394
D. Chris Albright, Esq.
Nevada Bar No. 004904
ALBRIGHT, STODDARD, WARNICK & ALBRIGHT
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Las Vegas, Nevada 89106
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Fax: (702) 384-0605
gma@albrightstoddard.com
dca@albrightstoddard.com

4. The identify of each Respondent and the name and address of anticipated appellate counsel, which was also trial counsel, for each Respondent are as follows:

RESPONDENT: Mark A. Steppan (sometimes hereinafter "Steppan")

RESPONDENT'S COUNSEL: Michael D. Hoy, Esq.
Nevada Bar No. 002723
HOY CHRISSINGER KIMMEL VALLAS, P.C.
50 West Liberty Street, Suite 840
Reno, Nevada 89501
Tel: (775) 786-8000
mhoy@nevadalaw.com

5. All counsel identified in paragraphs 3 and 4 above are licensed to practice law in the State of Nevada.

6. Appellants were represented by retained counsel in the District Court.

7. Appellants are represented by retained counsel on appeal.

8. Appellants have not sought nor have they been granted leave to proceed *in forma pauperis*.

1 **9. The date(s) the proceedings commenced in the district court are as follows:** The
2 Iliescus' Application for release of Steppan's mechanic's lien, commencing Case No. CV07-00341,
3 was filed on February 14, 2007; Mark A. Steppan's Complaint to foreclose his mechanic's lien,
4 commencing Case No. CV07-01021 (subsequently consolidated with Case No. CV07-00341) was filed
5 on May 4, 2007.

6 **10. A brief description of the nature of the action and result in the district court,**
7 **including the type of judgment and orders being appealed and the relief granted by the district**
8 **court follows:**

9 These consolidated cases involve a statutory mechanic's lien asserted in the name of
10 Respondent Steppan, under NRS Chapter 108, against vacant, still unimproved Nevada commercial
11 real property owned by Appellants. The lien was recorded in Steppan's name by his employer, a
12 California architectural firm with no Nevada license/registration, for the amount of unpaid invoices
13 sent from that firm to its customer, a would be purchaser of the property, for offsite architectural
14 services provided while the property was in an escrow which never closed. The lien was upheld by
15 the District Court, despite arguments regarding Steppan's failures to provide statutorily required pre-
16 lien notices, and other violations of the mechanic's lien statutes; the lien having been pursued in
17 Steppan's name for services which were not provided "by or through" Steppan (*i.e.*, not by him, nor
18 by his employees, nor by his subcontractors); and the lien being asserted in an amount based on a flat
19 fee percentage of the price for project construction, even though no such construction ever
20 commenced, and the percentage based contract was not signed until after the architectural services
21 were provided, for which the unlicensed architectural firm had already received direct payments for
22 the invoiced hourly value of its services.

23 The District Court entered partial summary judgments in favor of Steppan; held a bench trial
24 on certain limited remaining issues; and then entered a final Judgment on the lien against the still
25 unimproved property in the amount of \$4,563,263.45. The Court also ordered a lien foreclosure sale
26 of the property, and intimated in its Judgment that future post-judgment proceedings might establish
27 personal liability against the Iliescus, beyond the property's sale value, if the sale proceeds are
28 insufficient to satisfy the lien amount, notwithstanding contrary Nevada law. The final Judgment

1 contained language certifying its finality. On November 17, 2015, the District Court entered a
2 Decision and Order reiterating this finality.

3 **11(A).** This case has previously been the subject of an appeal to the Supreme Court, under
4 Nevada Supreme Court Case No. 60036, with the following caption:

5 Mark B. Steppan, Appellant

6 vs.

7 John Iliescu, Jr. and Sonnia Santee Iliescu as Trustees of the John
8 Iliescu, Jr. and Sonnia Iliescu 1992 Family Trust Agreement; Holland
9 & Hart; Karen Denise Dennison; R. Craig Howard; Jerry M. Snyder;
10 Hale Lane Peek Dennison Howard and Anderson; and John Schleining,
Respondents

11 John Iliescu, Jr. and Sonnia Santee Iliescu as Trustees of the John
12 Iliescu, Jr. and Sonnia Iliescu 1992 Family Trust Agreement,
Appellants

13 vs.

14 Holland & Hart; Karen Denise Dennison; R. Craig Howard; Jerry M.
15 Snyder; Hale Lane Peek Dennison Howard & Anderson, Respondents

16 **11(B).** This Amended Case Appeal Statement is filed in regard to an existing appeal to the
17 Nevada Supreme Court, under Case No. 68346, with the following caption:

18
19 JOHN ILIESCU, individually, JOHN ILIESCU,
20 JR. and SONNIA SANTEE ILIESCU, as Trustees
of the JOHN ILIESCU JR. AND SONNIA
21 ILIESCU 1992 FAMILY TRUST
AGREEMENT,

22 Appellants,

23 vs.

24 MARK B. STEPPAN,

25 Respondent.

Supreme Court No. 68346

Washoe County Case No. CV07-00341
(Consolidated w/CV07-01021)

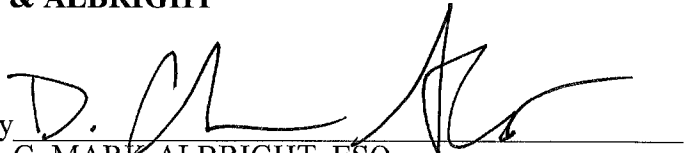
26
27 **12.** This appeal does not involve child custody or visitation.
28

1 13. This appeal has already been through Nevada's appellate mediation program, and does
2 not involve the possibility of settlement.

3 DATED this 16th day of December, 2015.

4 **ALBRIGHT, STODDARD, WARNICK
5 & ALBRIGHT**

6
7 By



G. MARK ALBRIGHT, ESQ.
Nevada Bar No. 001394
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dca@albrightstoddard.com
Counsel for Appellants

12
13
14 **AFFIRMATION**

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

17 DATED this 16th day of December, 2015.

18
19 By



G. MARK ALBRIGHT, ESQ.
Nevada Bar No. 001394
D. CHRIS ALBRIGHT, ESQ.
Nevada Bar No. 004904
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Counsel for Appellants

CERTIFICATE OF SERVICE

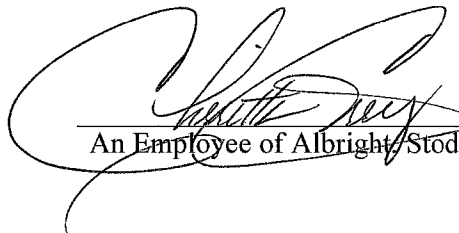
Pursuant to NRCP 5(b) and NEFCR 9, I hereby certify that I am an employee of ALBRIGHT, STODDARD, WARNICK & ALBRIGHT, and that on this 16th day of December, 2015, service was made by the ECF system to the electronic service list, a true and correct copy of the foregoing **AMENDED CASE APPEAL STATEMENT**, and a copy mailed to the following person(s):

Michael D. Hoy, Esq.
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Attorneys for Third-Party Defendant
Hale Lane

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An Employee of Albright, Stoddard, Warnick & Albright

SECOND JUDICIAL DISTRICT COURT**STATE OF NEVADA****COUNTY OF WASHOE****Case History - CV07-00341****Case Description: MARK STEPPAN VS. JOHN ILIESCU, ETAL (D10)****Case Number: CV07-00341 Case Type: LIENS - Initially Filed On: 2/14/2007****Parties**

<u>Party Type & Name</u>	<u>Party Status</u>
JUDG - ELLIOTT A. SATTLER - D10	Active
JUDG - LYNNE K. SIMONS - D6	Party ended on: 8/10/2011 12:00:00AM
JUDG - JANET J. BERRY - D1	Party ended on: 8/18/2011 12:00:00AM
DATY - Stephen R. Harris, Esq. - 1463	Active
DATY - Judith A. Otto, Esq. - 3326	Active
3DEF - KAREN D. DENNISON - @3257	Active
3DEF - HALE LANE PEEK DENNISON HOWARD - @56874	Active
3DEF - HOLLAND & HART, LLP - @1158588	Active
3DEF - CONSOLIDATED PACIFIC DEVELOPMENT INC. (NV CORP.) - @139819	Active
3DEF - JERRY M. SNYDER - @612312	Active
3DEF - JOHN SCHLEINING - @1135932	Active
3DEF - DECAL OREGON INC. - @1135933	Active
3DEF - R. CRAIG HOWARD - @313806	Active
3DEF - CALVIN BATY - @1264167	Active
APPL - JOHN ILIESCU, JR. - @8244	Active
APPL - SONNIA ILIESCU - @77375	Active
ATTY - Stephen C. Mollath, Esq. - 922	Active
ATTY - Gregory Francis Wilson, Esq. - 2517	Active
ATTY - Sallie B. Armstrong, Esq. - 1243	Party ended on: 8/29/2011 12:00:00AM
ATTY - Michael D. Hoy, Esq. - 2723	Active
ATTY - Todd R. Alexander, Esq. - 10846	Active
ATTY - Jerry M. Snyder, Esq. - 6830	Party ended on: 8/3/2007 12:00:00AM
ATTY - G. Mark Albright, Esq. - 1394	Active
ATTY - Thomas J. Hall, Esq. - 675	Active
ATTY - Alice G. Campos Mercado, Esq. - 4555	Active
ATTY - David R. Grundy, Esq. - 864	Active
ATTY - C. Nicholas Pereos, Esq. - 13	Active
ATTY - Gayle A. Kern, Esq. - 1620	Party ended on: 6/23/2011 12:00:00AM
ATTY - Matthew F. Quint, Esq. - 10962	Active
RESP - MARK B. STEPPAN - @1117886	Active
TRSE - JOHN & SONNIA, trstes JOHN ILIESCU, JR & SONNIA ILLIESCU TRST - @132341	Active

Disposed Hearings

- 1 Department: D6 -- Event: MOTION ... -- Scheduled Date & Time: 3/16/2007 at 13:30:00
Extra Event Text: FOR RELEASE OF MECHANIC'S LIEN
Event Disposition: D844 - 3/8/2007
- 2 Department: D6 -- Event: MOTION ... -- Scheduled Date & Time: 4/17/2007 at 09:00:00
Extra Event Text: FOR RELEASE OF MECHANIC'S LIEN
Event Disposition: D844 - 4/12/2007

- 3 Department: D6 -- Event: MOTION ... -- Scheduled Date & Time: 5/3/2007 at 13:30:00
Extra Event Text: FOR RELEASE OF MECHANIC'S LIEN
Event Disposition: D355 - 5/3/2007
- 4 Department: D6 -- Event: PRE-TRIAL CONFERENCE -- Scheduled Date & Time: 2/22/2008 at 13:30:00
Extra Event Text: STEVEN MOLLATH, ESQ. 786-3011
Event Disposition: D475 - 2/22/2008
- 5 Department: D6 -- Event: Request for Submission -- Scheduled Date & Time: 2/26/2008 at 10:35:00
Extra Event Text: MOTION TO ENLARGE THE TIME FOR SERVICE
Event Disposition: S200 - 2/29/2008
- 6 Department: D6 -- Event: Request for Submission -- Scheduled Date & Time: 3/25/2008 at 16:10:00
Extra Event Text: EX PARTE MOTIO TO ENLARGE TIME FOR SERVICE EX PARTE MOTIO TO SERVE BY PUBLICATION AND DECLARATION OF SALLIE B. A
Event Disposition: S200 - 3/27/2008
- 7 Department: D6 -- Event: Request for Submission -- Scheduled Date & Time: 5/27/2009 at 10:25:00
Extra Event Text: APPLICANTS/DEFENDANTS MOTION FOR PARTIAL SUMMARY JUDGMENT
Event Disposition: S200 - 6/22/2009
- 8 Department: D6 -- Event: Request for Submission -- Scheduled Date & Time: 5/28/2009 at 11:40:00
Extra Event Text: DEFT'S MOTIONFOR PARTIAL SUMMARY JUDGMENT ON MARK B STEPPAN'S CLAIM FOR FORECLOSURE OF MECHANICS LIEN AND O
Event Disposition: S200 - 6/22/2009
- 9 Department: D6 -- Event: SETTLEMENT CONFERENCE -- Scheduled Date & Time: 1/14/2010 at 09:00:00
Extra Event Text: P - STEPHEN MOLLATH - 786-3011
Event Disposition: D870 - 12/10/2009
- 10 Department: D6 -- Event: Request for Submission -- Scheduled Date & Time: 3/9/2010 at 16:25:00
Extra Event Text: MOTION TO WITHDRAW AS ATTORNEY OF RECORD
Event Disposition: S200 - 3/18/2010
- 11 Department: D6 -- Event: SETTLEMENT CONFERENCE -- Scheduled Date & Time: 3/18/2010 at 09:00:00
Extra Event Text: P - STEPHEN MOLLATH - 786-3011
Event Disposition: D480 - 3/31/2010
- 12 Department: D6 -- Event: Request for Submission -- Scheduled Date & Time: 1/28/2011 at 14:35:00
Extra Event Text: MOTION TO ADJUDICATE ATTORNEY'S LIEN (NO PAPER ORDER PROVIDED)
Event Disposition: S200 - 3/29/2011
- 13 Department: D6 -- Event: Request for Submission -- Scheduled Date & Time: 1/28/2011 at 08:59:00
Extra Event Text: MOTION AND APPLICATION TO WITHDRAW (NO PAPER ORDER PROVIDED)
Event Disposition: S200 - 3/28/2011
- 14 Department: D6 -- Event: Request for Submission -- Scheduled Date & Time: 5/26/2011 at 15:02:00
Extra Event Text: REQUEST FOR SETTLEMENT CONFERENCE
Event Disposition: S200 - 6/21/2011
- 15 Department: D6 -- Event: CONFERENCE CALL -- Scheduled Date & Time: 7/15/2011 at 11:30:00
Extra Event Text: STEVE MOLLATH
Event Disposition: D475 - 7/15/2011
- 16 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 8/29/2011 at 10:50:00
Extra Event Text: THIRD PARTY DEFENDANTS' MOTION FOR SUMMARY JUDGMENT (NO PAPER ORDER PROVIDED)
Event Disposition: S200 - 9/1/2011

- 17 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 9/22/2011 at 13:15:00
Extra Event Text: MOTION TO DISMISS
Event Disposition: S200 - 10/25/2011
- 18 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 9/22/2011 at 13:15:00
Extra Event Text: MOTION TO AMEND THIRD PARTY COMPLAINT AGAINST DEFT HALE LANE
Event Disposition: S200 - 10/19/2011
- 19 Department: D6 -- Event: TRIAL - NON JURY -- Scheduled Date & Time: 10/3/2011 at 09:00:00
Extra Event Text: NO 1, BENCH, 10 DAYS
Event Disposition: D845 - 8/10/2011
- 20 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 10/6/2011 at 16:20:00
Extra Event Text: MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION -
Event Disposition: S200 - 10/19/2011
- 21 Department: D10 -- Event: STATUS CONFERENCE -- Scheduled Date & Time: 10/13/2011 at 11:15:00
Extra Event Text: TRIAL SET FOR 11/14/11
Event Disposition: D845 - 10/13/2011
- 22 Department: D10 -- Event: TRIAL - JURY -- Scheduled Date & Time: 11/14/2011 at 08:30:00
Extra Event Text: 5-DAY JURY TRIAL (#2 SET)
Event Disposition: D845 - 10/5/2011
- 23 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 11/16/2011 at 16:55:00
Extra Event Text: MOTION
Event Disposition: S200 - 11/22/2011
- 24 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 12/2/2011 at 16:45:00
Extra Event Text: MOTION TO RETAX COSTS
Event Disposition: S200 - 2/7/2012
- 25 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 12/2/2011 at 15:25:00
Extra Event Text: MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION
Event Disposition: S200 - 12/21/2011
- 26 Department: D10 -- Event: PRE-TRIAL CONFERENCE -- Scheduled Date & Time: 12/15/2011 at 13:30:00
Extra Event Text: 4-DAY NON-JURY TRIAL SET FOR 2/21/12
Event Disposition: D845 - 12/15/2011
- 27 Department: D10 -- Event: TRIAL - NON JURY -- Scheduled Date & Time: 2/21/2012 at 13:30:00
Extra Event Text: 4-DAY NON-JURY TRIAL (#2 SET) (COUNSEL STIPULATED TO NON-JURY TRIAL)
Event Disposition: D845 - 12/23/2011
- 28 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 4/24/2012 at 13:00:00
Extra Event Text: MOTION FILE MARCH 1, 2012 FOR LEVE TO FILE MOTION FOR RECONSIDERATION; OR, ALTERNATIVELY, MOTION FOR RELIEF FROM
Event Disposition: S200 - 6/7/2012
- 29 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 4/2/2013 at 13:28:00
Extra Event Text: MOTION FOR PARTIAL SUMMARY JUDGMENT (NO PAPER ORDER PROVIDED)
Event Disposition: S200 - 5/9/2013
- 30 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 8/7/2013 at 09:42:00
Extra Event Text: MOTION TO STRIKE OR LIMIT JUDRY DEMAND (NO PAPER ORDER PROVIDED)
Event Disposition: S200 - 8/23/2013

- 31 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 8/14/2013 at 09:34:00
Extra Event Text: MOTION FOR CONTINUANCE AND MOTION TO EXTEND EXPERT DISCLOSURE DATES (NO PAPER ORDER PROVIDED)
Event Disposition: S200 - 8/26/2013
- 32 Department: D10 -- Event: ORAL ARGUMENTS -- Scheduled Date & Time: 9/9/2013 at 09:00:00
Extra Event Text: ORAL ARGUMENT ON MOTION TO CONTINUE AND MOTION TO EXTEND EXPERT DISCLOSURE DATES (1 HOUR)
Event Disposition: D425 - 9/9/2013
- 33 Department: D10 -- Event: TRIAL - JURY -- Scheduled Date & Time: 10/7/2013 at 08:30:00
Extra Event Text: 5-DAY JURY TRIAL (#1 SET)
Event Disposition: D844 - 9/9/2013
- 34 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 11/19/2013 at 15:11:00
Extra Event Text: REQUEST FOR SUBMISSION OF MOTION FOR PARTIAL SUMMARY JUDGMENT (NO PAPER ORDER PROVIDED)
Event Disposition: S200 - 11/25/2013
- 35 Department: D10 -- Event: TRIAL - NON JURY -- Scheduled Date & Time: 12/9/2013 at 08:30:00
Extra Event Text: NO. 1 PREFERENTIAL SETTING (BENCH TRIAL)(5 DAYS)
Event Disposition: D832 - 12/9/2013
- 36 Department: D10 -- Event: TRIAL ONGOING -- Scheduled Date & Time: 12/10/2013 at 08:30:00

Event Disposition: D832 - 12/10/2013
- 37 Department: D10 -- Event: TRIAL ONGOING -- Scheduled Date & Time: 12/11/2013 at 08:30:00

Event Disposition: D832 - 12/11/2013
- 38 Department: D10 -- Event: TRIAL ONGOING -- Scheduled Date & Time: 12/12/2013 at 08:30:00

Event Disposition: D840 - 12/12/2013
- 39 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 12/12/2013 at 14:49:00
Extra Event Text: (MATTER TAKEN UNDER ADVISEMENT)
Event Disposition: S200 - 12/31/2013
- 40 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 1/6/2014 at 07:00:00

Event Disposition: S200 - 2/19/2014
- 41 Department: D10 -- Event: HEARING... -- Scheduled Date & Time: 6/12/2014 at 14:30:00
Extra Event Text: HEARING ON FINAL AMT. OWED PURSUANT TO ORDER OF COURT (1 HOUR)
Event Disposition: D435 - 6/12/2014
- 42 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 7/11/2014 at 17:00:00
Extra Event Text: MOTION FOR ATTORNEY FEES
Event Disposition: S200 - 9/8/2014
- 43 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 7/11/2014 at 16:59:00
Extra Event Text: MOTION FOR ATTORNEY'S FEES
Event Disposition: S200 - 9/8/2014
- 44 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 10/9/2014 at 15:53:00
Extra Event Text: REQUEST FOR SUBMISSION OF UNCONTESTED MOTION - MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION OF ORDER
Event Disposition: S200 - 12/1/2014

- 45 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 10/13/2014 at 10:33:00
Extra Event Text: MOTION FOR RECONSIDERATION OF ORDER GRANTING PLAINTIFF'S MOTION FOR ATTORNEY FEES
Event Disposition: S200 - 12/10/2014
- 46 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 10/13/2014 at 15:23:00
Extra Event Text: MOTION FOR RELIEF FROM COURT'S ATTORNEY'S FEES AND COSTS ORDERS AND FOR CORRECTION, RECONSIDERATION, OR CLAF
Event Disposition: S200 - 12/10/2014
- 47 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 12/17/2014 at 16:32:00
Extra Event Text: DEFENDANTS' MOTION FOR NRCP 60(b) RELIEF FROM COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION AND REL
Event Disposition: S200 - 2/2/2015
- 48 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 12/17/2014 at 11:52:00
Extra Event Text: MOTION FOR NRCP 60(b) RELIEF FROM COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION AND RELATED ORDERS
Event Disposition: S200 - 2/2/2015
- 49 Department: D10 -- Event: ORAL ARGUMENTS -- Scheduled Date & Time: 2/18/2015 at 11:00:00
Extra Event Text: ORAL ARGUMENT ON MOTION FOR NRCP 60(b) RELIEF (1 HOUR) (COURT REPORTER REQUESTED)BY MICHAEL HOY, ESQ.
Event Disposition: D445 - 2/18/2015
- 50 Department: D10 -- Event: ORAL ARGUMENTS -- Scheduled Date & Time: 2/23/2015 at 08:30:00
Extra Event Text: CONTINUATION OF ORAL ARGUMENTS ON MOTION FOR NRCP 60(B) RELIEF (2-3 HOURS)-COURT REPORTER REQUESTED BY MIKE H
Event Disposition: D355 - 2/23/2015
- 51 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 3/26/2015 at 16:51:00
Extra Event Text: MOTION TO ALTER OR AMEND JUDGMENT AND RELATED ORDERS
Event Disposition: S200 - 5/27/2015
- 52 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 6/15/2015 at 14:09:00
Extra Event Text: DEFENDANTS' MOTION FOR STAY OF EXECUTION OF 'JUDGMENT, DECREE, AND ORDER FOR FORECLOSURE OF MECHANIC'S LIEN' I
Event Disposition: S200 - 6/15/2015
- 53 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 6/15/2015 at 14:22:00
Extra Event Text: DEFENDANTS' MOTION FOR STAY OF EXECUTION PENDING APPEAL WITHOUTH THE NECESSITY OF ANY BOND
Event Disposition: S200 - 7/29/2015
- 54 Department: D10 -- Event: Request for Submission -- Scheduled Date & Time: 11/4/2015 at 15:38:00
Extra Event Text: DEFENDANTS' MOTION SEEKING CLARIFICATION OF FINALITY OF COURT'S RECENT JUDGMENT FOR PURPOSES OF MAINTAINING AF
Event Disposition: S200 - 11/10/2015
- 55 Department: D10 -- Event: HEARING... -- Scheduled Date & Time: 11/13/2015 at 10:30:00
Extra Event Text: HEARING ON MOTION SEEKING CLARIFICATION (1/2 HOUR) (COURT REPORTER REQUESTED BY ALBRIGHT)
Event Disposition: D435 - 11/13/2015

Actions

- | | <u>Filing Date</u> | - | <u>Docket Code & Description</u> |
|---|--------------------|---|--|
| 1 | 2/14/2007 | - | \$3850 - \$Request for Release of Lien
<i>No additional text exists for this entry.</i> |
| 2 | 2/14/2007 | - | 1030 - Affidavit in Support...
Additional Text: DECLARATION OF JOHN ILIESCU IN SUPPORT OF APPLICATION FOR RELEASE MECHANIC'S LIEN |

- 3 2/14/2007 - COV - **Civil Cover Sheet
No additional text exists for this entry.
- 4 2/14/2007 - PAYRC - **Payment Receipted
Additional Text: A Payment of -\$95.00 was made on receipt DCDC174766.
- 5 3/6/2007 - 1040 - Affidavit of Mailing
No additional text exists for this entry.
- 6 3/9/2007 - 1250 - Application for Setting
Additional Text: APPLICATION FOR RELEASE OF MECHANIC'S LIEN
4/17/07 AT 9:00 AM
- 7 4/17/2007 - 1250 - Application for Setting
Additional Text: APPLICATION FOR RELEASE OF MECHANIC'S LIEN
5/3/07 AT 1:30 P.M.
- 8 5/3/2007 - 3880 - Response...
Additional Text: RESPONSE TO APPLICATION FOR RELEASE OF MECHANIC'S LIEN
- 9 5/4/2007 - 3370 - Order ...
Additional Text: after 5/3/07 hearing
- 10 5/11/2007 - 2540 - Notice of Entry of Ord
No additional text exists for this entry.
- 11 6/29/2007 - 4185 - Transcript
Additional Text: MOTION FOR RELEASE OF MECHANIC'S LIEN - MAY 3, 2007
- 12 7/30/2007 - 3880 - Response...
Additional Text: SUPPLEMENTAL RESPONSE TO APPLICATION FOR RELEASE OF MECHANIC'S LIEN
- 13 7/30/2007 - 2605 - Notice to Set
No additional text exists for this entry.
- 14 8/3/2007 - 4075 - Substitution of Counsel
Additional Text: SALLIE B. ARMSTRONGHALE LANE PEEK DENISON AND HOWARD FOR APPLICANTS IN PLACE OF HALE LANE PEEK
DENISON AND HOWARD
- 15 8/6/2007 - 1120 - Amended ...
Additional Text: NOTICE TO SET
- 16 8/7/2007 - 1040 - Affidavit of Mailing
No additional text exists for this entry.
- 17 8/13/2007 - 2610 - Notice ...
Additional Text: OF ASSOCIATION OF COUNSEL
STEPHEN C. MOLLATH, OF PREZANT & MOLLATH ASSOCIATED WITH DOWNEY BRAND LLP FOR PLAINTIFFS
- 18 9/6/2007 - 3015 - Ord Granting Consolidation
Additional Text: STIPULATION TO CONSOLIDATE PROCEEDINGS; ORDER APPROVING STIPULATION
- 19 9/24/2007 - 4050 - Stipulation ...
Additional Text: STIPULATION TO CONSOLIDATE PROCEEDINGS; ORDER APPROVING STIPULATION
- 20 9/27/2007 - 1130 - Answer ...
Additional Text: ANSWER AND THIRD PARTY COMPLAINT (ILIESCU DEFENDANTS)

- 21 9/27/2007 - 4090 - ** Summons Issued
Additional Text: (7)
- 22 10/24/2007 - A120 - Exemption from Arbitration
Additional Text: FORECLOSE MECHANICS LIEN
- 23 11/6/2007 - 3696 - Pre-Trial Order
No additional text exists for this entry.
- 24 11/15/2007 - 2605 - Notice to Set
No additional text exists for this entry.
- 25 11/15/2007 - 2605 - Notice to Set
Additional Text: NOTICE TO SET MANDATORY PRETRIAL CONFERENCE
- 26 12/5/2007 - 1250 - Application for Setting
Additional Text: STEPHEN MOLLATH, ESQ. 786-3011
GAYLE KERN, ESQ. - 324-5930
- 27 12/6/2007 - 1040 - Affidavit of Mailing
No additional text exists for this entry.
- 28 12/6/2007 - 4085 - Summons Filed
Additional Text: THIRD PARTY SUMMONS - CONSOLIDATED PACIFIC DEVELOPMENT INC.
DUSTIN E. GRATE 11-27-07
- 29 12/10/2007 - 1005 - Acceptance of Service
Additional Text: ACCEPTANCE OF SERVICE OF THIRD PARTY SUMMONS AND COMPLAINT
- 30 12/18/2007 - \$1560 - \$Def 1st Appearance - CV
Additional Text: JOHN SHLEINING
- 31 12/18/2007 - \$DEFT - \$Addl Def/Answer - Prty/Appear
Additional Text: DECAL OREGON
- 32 12/18/2007 - 2520 - Notice of Appearance
No additional text exists for this entry.
- 33 12/18/2007 - PAYRC - **Payment Receipted
Additional Text: A Payment of -\$124.00 was made on receipt DCDC190628.
- 34 1/24/2008 - 2490 - Motion ...
Additional Text: MOTION TO ENLARGE THE TIME FOR SERVICE
- 35 1/24/2008 - 1520 - Declaration
Additional Text: DECALARTION OF SALLIE B. ARMSTRONG IN SUPPORT OF MOTION TO ENLARGE TIME FOR SERVICE
- 36 1/29/2008 - 1005 - Acceptance of Service
No additional text exists for this entry.
- 37 2/12/2008 - 2529 - Notice of Early Case Conferenc
No additional text exists for this entry.
- 38 2/12/2008 - 2610 - Notice ...
Additional Text: NOTICE OF PRETRIAL CONFERENCE

- 39 2/20/2008 - 1120 - Amended ...
Additional Text: AMENDED NOTICE OF EARLY CASE CONFERENCE
- 40 2/22/2008 - \$1560 - \$Def 1st Appearance - CV
Additional Text: CONSOLIDATED PACIFIC DEVELOPMENT
- 41 2/22/2008 - 1140 - Answer to Amended Complaint
Additional Text: CONSOLIDATED PACIFIC DEVELOPMENT
- 42 2/22/2008 - PAYRC - **Payment Receipted
Additional Text: A Payment of -\$94.00 was made on receipt DCDC194226.
- 43 2/25/2008 - 3860 - Request for Submission
Additional Text: DOCUMENT TITLE: MOTION TO ENLARGE THE TIME FOR SERVICE
PARTY SUBMITTING: SALLIE B ARMSTRONG, ESQ
DATE SUBMITTED: 02/26/08
SUBMITTED BY: DJ
DATE RECEIVED JUDGE OFFICE:
- 44 2/26/2008 - 1040 - Affidavit of Mailing
No additional text exists for this entry.
- 45 2/29/2008 - 3370 - Order ...
Additional Text: GRANTING MOTION TO ENLARGE TIME FOR SERVICE
- 46 2/29/2008 - S200 - Request for Submission Complet
Additional Text: order
- 47 3/6/2008 - 4250 - Verification of ...
Additional Text: VERIFICATION TO ANSWER
- 48 3/7/2008 - 4050 - Stipulation ...
Additional Text: STIPULATION TO STAY PROCEEDINGS AGAINST DEFT HALE LANE AND TO DISMISS CLAIMS AGAINST DEFTS DENNISON HOWARD AND SNYDER WITHOUT PREJUDICE - Transaction 154047 - Approved By: ASMITH : 03-07-2008:09:49:51
- 49 3/25/2008 - 1520 - Declaration
Additional Text: DECLARATION OF SALLIE B. ARMSTRONG IN SUPPORT OF EX-PARTE MOTION TO ENLARGE TIME FOR SERVICE AND EX PARTE MOTION TO SERVE BY PUBLICATION
- 50 3/25/2008 - 1670 - Ex-Parte Mtn...
Additional Text: APPLICANTS / THIRD PARTY PLAINTIFF'S EX PARTE MOTION TO ENLARGE TIME FOR SERVICE AND EX PARTE MOITON TO SERVE BY PULBICATION
- 51 3/25/2008 - 3860 - Request for Submission
Additional Text: DOCUMENT TITLE: EX PARTE MOTIO TO ENLARGE TIME FOR SERVICE EX PARTE MOTIO TO SERVE BY PUBLICATION AND DECLARATION OF SALLIE B. ARMSTRONG IN SUPPORT
PARTY SUBMITTING: SALLIE ARMSTRONG
DATE SUBMITTED: 3/25/08
SUBMITTED BY: JA
DATE RECEIVED JUDGE OFFICE:
- 52 3/27/2008 - S200 - Request for Submission Complet
Additional Text: order
- 53 3/27/2008 - 3370 - Order ...
Additional Text: granting Iliescu's motion to allow service by publication
- 54 4/4/2008 - 2540 - Notice of Entry of Ord
No additional text exists for this entry.

- 55 4/16/2008 - 4185 - Transcript
Additional Text: PRE-TRIAL CONFERENCE 2/22/2008
- 56 4/17/2008 - 2490 - Motion ...
Additional Text: APPLICANTS/DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT ON MARK B. STEPPAN'S CLAIM FOR FORECLOSURE ON MECHANIC'S LIEN
- 57 4/30/2008 - 1067 - Affidavit of Service
No additional text exists for this entry.
- 58 5/13/2008 - 3715 - Proof of Publication
No additional text exists for this entry.
- 59 5/20/2008 - 3715 - Proof of Publication
Additional Text: PUBLISHED IN THE OREGONIAN ON 04/23/08, 04/30/08, 0507/08 & 05/14/08
- 60 5/20/2008 - 1067 - Affidavit of Service
Additional Text: CALVIN BATY JR WAS SERVED AT TWO ADDRESSES 04/15/08 BY CERTIFIED MAIL
- 61 7/29/2008 - 2582 - Notice of Taking Deposition
Additional Text: NOTICE OF TAKING DEPOSITION OF RICHARD K. "DICK" JOHNSON - Transaction 301581 - Approved By: TPRINCE : 07-29-2008:14:03:40
- 62 8/7/2008 - 4055 - Subpoena
Additional Text: SUBPOEN AND SUBPOENA DUCES TECUM - Transaction 314227 - Approved By: TPRINCE : 08-07-2008:11:06:58
- 63 8/19/2008 - 2610 - Notice ...
Additional Text: NOTICE OF TAKING DEPOSITION
- 64 10/8/2008 - 2582 - Notice of Taking Deposition
No additional text exists for this entry.
- 65 10/17/2008 - 4065 - Subpoena Duces Tecum
No additional text exists for this entry.
- 66 10/17/2008 - 4055 - Subpoena
No additional text exists for this entry.
- 67 2/3/2009 - 2645 - Opposition to Mtn ...
Additional Text: MARK B. STEPPAN'S OPPOSITION TO MOTION FOR PARTIAL SUMMARY JUDGMENT AND CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT - Transaction 579452 - Approved By: MPURDY : 02-03-2009:17:36:17
- 68 3/31/2009 - 3795 - Reply...
Additional Text: PLAINTIFF'S REPLY IN SUPPORT OF MOTION FOR PARTIAL SUMMARY JUDGMENT AND OPPOSITION TO DEFENDANT'S CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT
- 69 5/22/2009 - 3790 - Reply to/in Opposition
Additional Text: MARK B STEPPAN'S REPLY TO OPPOSITION TO CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT - Transaction 789096 - Approved By: ASMITH : 05-22-2009:14:26:05
- 70 5/27/2009 - 3860 - Request for Submission
Additional Text: DOCUMENT TITLE: APPLICANTS/DEFENDANTS MOTION FOR PARTIAL SUMMARY JUDGMENT
PARTY SUBMITTING: STEPHEN MOLLATH, ESQ
DATE SUBMITTED: 05/27/09
SUBMITTED BY: JN
DATE RECEIVED JUDGE OFFICE:
- 71 5/28/2009 - 3860 - Request for Submission

Additional Text: DEFT'S MOTIONFOR PARTIAL SUMMARY JUDGMENT ON MARK B STEPPAN'S CLAIM FOR FORECLOSURE OF MECHANICS LIEN AND OTHER RELATED MOTIONS - Transaction 797949 - Approved By: ASMITH : 05-28-2009:11:28:42
DOCUMENT TITLE: DEFT'S MOTIONFOR PARTIAL SUMMARY JUDGMENT ON MARK B STEPPAN'S CLAIM FOR FORECLOSURE OF MECHANICS LIEN AND OTHER RELATED MOTIONS
PARTY SUBMITTING: GAYLE KERN, ESQ
DATE SUBMITTED: 05/28/09
SUBMITTED BY: JN
DATE RECEIVED JUDGE OFFICE:

72 6/22/2009 - S200 - Request for Submission Complet

Additional Text: order

73 6/22/2009 - S200 - Request for Submission Complet

Additional Text: order

74 6/22/2009 - 3370 - Order ...

Additional Text: DENYING MTN FOR PARTIAL SUMMARY JUDGMENT & GRANTING CROSS MOTION FOR SUMMARY JUDGMENT - Transaction 850528 - Approved By: NOREVIEW : 06-22-2009:11:17:15

75 7/1/2009 - 3870 - Request

Additional Text: ILIESCU'S REQUEST FOR STATUS CONFERENCE

76 7/20/2009 - 2540 - Notice of Entry of Ord

Additional Text: Transaction 908862 - Approved By: ASMITH : 07-20-2009:15:01:50

77 7/24/2009 - 2605 - Notice to Set

Additional Text: 08-06-09 @ 9:30 - Transaction 923383 - Approved By: AZION : 07-24-2009:15:46:21

78 8/6/2009 - 1250 - Application for Setting

Additional Text: sett conf - 1/14/2010

79 9/2/2009 - \$1131 - \$Answer - Business Court

Additional Text: JOHN SCHLEINING

80 9/2/2009 - \$4180 - \$Third Party Complaint

Additional Text: JOHN SCHLEINING

81 9/2/2009 - 1165 - Answer Third Party Complaint

Additional Text: JOHN SCHLEINING'S ANSWER TO THIRD-PARTY COMPLAINT, CROSS-CLAIM AND THIRD-PARTY COMPLAINT
JOHN SCHLEINING

82 9/2/2009 - PAYRC - **Payment Receipted

Additional Text: A Payment of -\$1,588.00 was made on receipt DCDC247123.

83 9/2/2009 - 4090 - ** Summons Issued

Additional Text: ISSUED FOR SERVICE OF THIRD PARTY COMPLAINT

84 9/14/2009 - 1005 - Acceptance of Service

Additional Text: ACCEPTANCE OF SERVICE OF SUMMONS ON THIRD-PARTY COMPLAINT - R. CRAIG HOWARD obo HOLLAND & HART, LLP - 09/14/09 - Transaction 1039146 - Approved By: MPURDY : 09-14-2009:15:37:56

85 10/7/2009 - 1165 - Answer Third Party Complaint

Additional Text: HALE LANE PEEK DENNISON & HOWARD, KAREN D. DENNISON, R. CRAIG HOWARD & JERRY M. SNYDER

86 10/7/2009 - \$1560 - \$Def 1st Appearance - CV

Additional Text: HALE LANE PEEK DENNISON & HOWARD

- 87 10/7/2009 - \$DEFT - \$Addl Def/Answer - Prty/Appear
Additional Text: KAREN D. DENNISON
- 88 10/7/2009 - \$DEFT - \$Addl Def/Answer - Prty/Appear
Additional Text: R.CRAIG HOWARD
- 89 10/7/2009 - \$DEFT - \$Addl Def/Answer - Prty/Appear
Additional Text: JERRY M. SNYDER
- 90 10/7/2009 - 1155 - Answer to Cross Claim
Additional Text: CROSS-DEFT HALE LANE PEEK DENNISON & HOWARD & R. CRAIG HOWARD
- 91 10/7/2009 - 1165 - Answer Third Party Complaint
Additional Text: ANSWER OF HOLLAND & HART LLP TO THIRD-PARTY COMPLAINT OF JOHN SCHLEINING
- 92 10/7/2009 - \$1560 - \$Def 1st Appearance - CV
Additional Text: HOLLAND & HART LLP
- 93 10/9/2009 - PAYRC - **Payment Receipted
Additional Text: A Payment of -\$516.00 was made on receipt DCDC250844.
- 94 12/10/2009 - 3980 - Stip and Order...
Additional Text: TO CONTINUE SETTLEMENT CONFERENCE - Transaction 1201831 - Approved By: NOREVIEW : 12-10-2009:16:33:07
- 95 12/10/2009 - NEF - Proof of Electronic Service
Additional Text: Transaction 1201833 - Approved By: NOREVIEW : 12-10-2009:16:33:56
- 96 1/20/2010 - 2582 - Notice of Taking Deposition
No additional text exists for this entry.
- 97 1/20/2010 - 2582 - Notice of Taking Deposition
No additional text exists for this entry.
- 98 1/20/2010 - 2582 - Notice of Taking Deposition
No additional text exists for this entry.
- 99 1/20/2010 - 2582 - Notice of Taking Deposition
No additional text exists for this entry.
- 100 1/20/2010 - 2582 - Notice of Taking Deposition
No additional text exists for this entry.
- 101 2/12/2010 - 2490 - Motion ...
Additional Text: MOTION TO WITHDRAW AS ATTORNEY OF RECORD
- 102 3/9/2010 - 3860 - Request for Submission
Additional Text: DOCUMENT TITLE: MOTION TO WITHDRAW AS ATTORNEY OF RECORD
PARTY SUBMITTING: JUDITH A. OTTO, ESQ.
DATE SUBMITTED: 03/09/10
SUBMITTED BY: JYOST
DATE RECEIVED JUDGE OFFICE:
- 103 3/18/2010 - S200 - Request for Submission Complet
Additional Text: ORDER

- 104 3/18/2010 - 3060 - Ord Granting Mtn ...
Additional Text: TO WITHDRAW - JUDITH OTTO - Transaction 1383487 - Approved By: NOREVIEW : 03-18-2010:14:44:16
- 105 3/18/2010 - NEF - Proof of Electronic Service
Additional Text: Transaction 1383555 - Approved By: NOREVIEW : 03-18-2010:14:53:09
- 106 5/14/2010 - 2490 - Motion ...
Additional Text: VERIFIED MOTION AND APPLICATION TO WITHDRAW
- 107 5/14/2010 - 2570 - Notice of Lien
Additional Text: NOTICE OF ATTORNEY'S LIEN
- 108 8/12/2010 - 2605 - Notice to Set
Additional Text: NOTICE TO SET TRIAL - Transaction 1656111 - Approved By: APOMA : 08-13-2010:08:39:19
- 109 8/13/2010 - NEF - Proof of Electronic Service
Additional Text: Transaction 1656421 - Approved By: NOREVIEW : 08-13-2010:08:40:42
- 110 8/31/2010 - 1250 - Application for Setting
Additional Text: TRIAL - 10/3/11
- 111 11/18/2010 - 1120 - Amended ...
Additional Text: AMENDED NOTICE OF ATTORNEY'S LIEN
- 112 1/4/2011 - 1670 - Ex-Parte Mtn...
Additional Text: EX PARTE MOTION TO FILE EXHIBIT UNDER SEAL (IN CAMERA)
- 113 1/7/2011 - 1675 - Ex-Parte Ord...
Additional Text: ALLOWING EXHIBIT TO BE FILED UNDER SEAL - Transaction 1952190 - Approved By: NOREVIEW : 01-07-2011:11:31:27
- 114 1/7/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 1952199 - Approved By: NOREVIEW : 01-07-2011:11:34:09
- 115 1/11/2011 - 2015 - Mtn for Attorney's Lien
No additional text exists for this entry.
- 116 1/27/2011 - 3860 - Request for Submission
Additional Text: DOCUMENT TITLE: MOTION AND APPLICATION TO WITHDRAW (NO PAPER ORDER PROVIDED)
PARTY SUBMITTING: STEPHEN C. MOLLATH, ESQ.
DATE SUBMITTED: 1/27/11
SUBMITTED BY: MCHOLICO
DATE RECEIVED JUDGE OFFICE:
- 117 1/28/2011 - 3860 - Request for Submission
Additional Text: DOCUMENT TITLE: MOTION TO ADJUDICATE ATTORNEY'S LIEN (NO PAPER ORDER PROVIDED)
PARTY SUBMITTING: STEPHEN MOLLATH
DATE SUBMITTED: 1/28/11
SUBMITTED BY: YLLOYD
DATE RECEIVED JUDGE OFFICE:
- 118 1/28/2011 - 3720 - Proof of Service
No additional text exists for this entry.
- 119 1/28/2011 - 3720 - Proof of Service
No additional text exists for this entry.

- 120 3/28/2011 - S200 - Request for Submission Complet
Additional Text: ORDER
- 121 3/28/2011 - 3060 - Ord Granting Mtn ...
Additional Text: TO WITHDRAW - STEPHEN C. MOLLATH, ESQ. - Transaction 2119226 - Approved By: NOREVIEW : 03-28-2011:11:32:21
- 122 3/28/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2119279 - Approved By: NOREVIEW : 03-28-2011:11:40:08
- 123 3/29/2011 - S200 - Request for Submission Complet
Additional Text: ORDER
- 124 3/29/2011 - 1880 - Judgment
Additional Text: JOHN ILIESCU, JR. & SONIA ILIESCU - Transaction 2124933 - Approved By: NOREVIEW : 03-29-2011:16:31:49
- 125 3/29/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2124949 - Approved By: NOREVIEW : 03-29-2011:16:34:11
- 126 3/30/2011 - \$2200 - \$Mtn for Summary Judgment
No additional text exists for this entry.
- 127 3/30/2011 - PAYRC - **Payment Receipted
Additional Text: A Payment of -\$200.00 was made on receipt DCDC308618.
- 128 4/4/2011 - 2535 - Notice of Entry of Judgment
No additional text exists for this entry.
- 129 4/4/2011 - 2540 - Notice of Entry of Ord
No additional text exists for this entry.
- 130 5/20/2011 - 1610 - Disclosure of Expert Witness
Additional Text: MARK B. STEPPAN'S DISCLOSURE OF EXPERT WITNESS - Transaction 2239105 - Approved By: MCHOLICO : 05-20-2011:11:23:41
- 131 5/20/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2239172 - Approved By: NOREVIEW : 05-20-2011:11:30:59
- 132 5/26/2011 - 3860 - Request for Submission
Additional Text: DOCUMENT TITLE: REQUEST FOR SETTLEMENT CONFERENCE
PARTY SUBMITTING: JOHN ILIESCU, JR.
DATE SUBMITTED: 05/26/2011
SUBMITTED BY: MRYTTING
DATE RECEIVED JUDGE OFFICE:
- 133 5/26/2011 - 3870 - Request
Additional Text: FOR SETTLEMENT CONFERENCE
- 134 6/21/2011 - S200 - Request for Submission Complet
Additional Text: order
- 135 6/21/2011 - 3105 - Ord Granting ...
Additional Text: REQUEST FOR SETTLEMENT CONFERENCE - Transaction 2299680 - Approved By: NOREVIEW : 06-21-2011:10:04:43
- 136 6/21/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2299686 - Approved By: NOREVIEW : 06-21-2011:10:06:17

- 137 6/23/2011 - 4075 - Substitution of Counsel
Additional Text: MICHAEL D. HOY, ESQ. / MARK B. STEPPAN - Transaction 2307502 - Approved By: MCHOLICO : 06-23-2011:16:45:12
- 138 6/23/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2307553 - Approved By: NOREVIEW : 06-23-2011:16:48:06
- 139 6/24/2011 - 2645 - Opposition to Mtn ...
Additional Text: LIMITED OPPOSITION TO THIRD-PARTY DEFT HALE LANE'S MOTION FOR SUMMARY JUDGMENT REGARDING THIRD PARTY CLAIMS BY JOHN LLIESCU - Transaction 2308736 - Approved By: ASMITH : 06-24-2011:11:44:54
- 140 6/24/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2308772 - Approved By: NOREVIEW : 06-24-2011:11:46:18
- 141 6/24/2011 - 1360 - Certificate of Service
Additional Text: Transaction 2309833 - Approved By: AZION : 06-24-2011:16:27:21
- 142 6/24/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2309882 - Approved By: NOREVIEW : 06-24-2011:16:29:59
- 143 7/13/2011 - 3935 - Settlement Conference Statemnt
Additional Text: SUPPLEMENTAL SETTLEMENT CONFERENCE STATEMENT - Transaction 2342866 - Approved By: SSTINCHF : 07-13-2011:13:20:34
- 144 7/13/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2342910 - Approved By: NOREVIEW : 07-13-2011:13:23:43
- 145 7/15/2011 - 2520 - Notice of Appearance
Additional Text: THOMAS HALL ESQ - JOHN ILIESCU, JR, SONNIA SANTEE ILIESCU, JOHN ILIESCU JR, JOHN ILIESCU JR AND SONNIA ILIESCU 1992 FAMILY TRUST - Transaction 2349478 - Approved By: AZION : 07-15-2011:15:05:04
- 146 7/15/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2349520 - Approved By: NOREVIEW : 07-15-2011:15:06:43
- 147 7/18/2011 - 4185 - Transcript
Additional Text: Transaction 2351371 - Approved By: NOREVIEW : 07-18-2011:11:27:44
- 148 7/18/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2351381 - Approved By: NOREVIEW : 07-18-2011:11:29:21
- 149 7/22/2011 - 4105 - Supplemental ...
Additional Text: SUPPLEMENT TO THIRD PARTY DEFENDANT HALE LANE'S MOTION FOR SUMMARY JUDGMENT REGARDING THIRD-PARTY CLAIMS BY JOHN ILIESCU - Transaction 2363192 - Approved By: MCHOLICO : 07-22-2011:14:45:45
- 150 7/22/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2363209 - Approved By: NOREVIEW : 07-22-2011:14:48:07
- 151 7/26/2011 - 3910 - Satisfaction of Judgment
No additional text exists for this entry.
- 152 8/1/2011 - 2610 - Notice ...
Additional Text: NOTICE OF VACATING OF RECORDS DEPOSITION - Transaction 2380875 - Approved By: MCHOLICO : 08-01-2011:16:38:30
- 153 8/1/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2380912 - Approved By: NOREVIEW : 08-01-2011:16:41:22
- 154 8/9/2011 - 2280 - Mtn to Continue
Additional Text: MOTION FOR CONTINUANCE - Transaction 2397461 - Approved By: AZION : 08-09-2011:16:15:40

- 155 8/9/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2397498 - Approved By: NOREVIEW : 08-09-2011:16:18:04
- 156 8/10/2011 - 3085 - Ord Granting Recusal
Additional Text: OF RECUSAL AND FOR RANDOM REASSIGNMENT - Transaction 2399127 - Approved By: NOREVIEW : 08-10-2011:10:44:01
- 157 8/10/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2399162 - Approved By: NOREVIEW : 08-10-2011:10:47:19
- 158 8/10/2011 - 2540 - Notice of Entry of Ord
Additional Text: Transaction 2400089 - Approved By: NOREVIEW : 08-10-2011:14:12:57
- 159 8/10/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2400102 - Approved By: NOREVIEW : 08-10-2011:14:15:16
- 160 8/15/2011 - 1325 - ** Case Reopened
No additional text exists for this entry.
- 161 8/15/2011 - 1312 - Case Assignment Notification
Additional Text: Transaction 2407894 - Approved By: NOREVIEW : 08-15-2011:13:29:18
- 162 8/15/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2407896 - Approved By: NOREVIEW : 08-15-2011:13:30:31
- 163 8/16/2011 - \$2200 - \$Mtn for Summary Judgment
No additional text exists for this entry.
- 164 8/16/2011 - 2200 - Mtn for Summary Judgment
Additional Text: DEFENDANT HALE LANE'S MOTION FOR SUMMARY JUDGMENT REGARDING CROSS-CLAIMS AND THIRD-PARTY CLAIMS BY JOHN SCHLEINING
- 165 8/16/2011 - PAYRC - **Payment Receipted
Additional Text: A Payment of -\$200.00 was made on receipt DCDC325429.
- 166 8/16/2011 - 1360 - Certificate of Service
Additional Text: Transaction 2411579 - Approved By: AZION : 08-16-2011:16:18:01
- 167 8/16/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2411725 - Approved By: NOREVIEW : 08-16-2011:16:24:42
- 168 8/17/2011 - 3370 - Order ...
Additional Text: OF RECUSAL - Transaction 2414837 - Approved By: NOREVIEW : 08-17-2011:16:13:16
- 169 8/17/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2414871 - Approved By: NOREVIEW : 08-17-2011:16:17:59
- 170 8/18/2011 - 1312 - Case Assignment Notification
Additional Text: Transaction 2416312 - Approved By: NOREVIEW : 08-18-2011:11:09:58
- 171 8/18/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2416318 - Approved By: NOREVIEW : 08-18-2011:11:11:14
- 172 8/18/2011 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION AND RESPONSE TO THIRD PARTY DEFT HALE LANE'S MOTION FOR SUMMARY JUDGMENT RE:THIRD PARTY CLAIMS BY JOHN ILIESCU - Transaction 2417195 - Approved By: AZION : 08-18-2011:14:56:57

- 173 8/18/2011 - 2490 - Motion ...
Additional Text: MOTION TO AMEND THIRD PARTY COMPLAINT AGAINST DEFT HALE LANE - Transaction 2417216 - Approved By: AZION : 08-18-2011:15:05:00
- 174 8/18/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2417219 - Approved By: NOREVIEW : 08-18-2011:15:00:07
- 175 8/18/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2417237 - Approved By: NOREVIEW : 08-18-2011:15:06:30
- 176 8/23/2011 - 2605 - Notice to Set
Additional Text: Transaction 2423873 - Approved By: MCHOLICO : 08-23-2011:09:27:06
- 177 8/23/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2423922 - Approved By: NOREVIEW : 08-23-2011:09:29:38
- 178 8/24/2011 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO MOTION FOR CONTINUANCE - Transaction 2427873 - Approved By: MCHOLICO : 08-24-2011:11:32:38
- 179 8/24/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2427911 - Approved By: NOREVIEW : 08-24-2011:11:34:26
- 180 8/29/2011 - 3795 - Reply...
Additional Text: THIRD PARTY DEFT HALE LANE'S REPLY IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT RE: THIRD PARTY CLAIMS BY JOHN ILIESCU - Transaction 2435606 - Approved By: AZION : 08-29-2011:08:58:09
- 181 8/29/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2435649 - Approved By: NOREVIEW : 08-29-2011:09:00:24
- 182 8/29/2011 - 1650 - Errata...
Additional Text: ERRATA TO THIRD PARTY DEFT HALE LANE'S REPLY IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT RE:THIRD PARTY CLAIMS BY JOHN ILIESCU - Transaction 2436076 - Approved By: AZION : 08-29-2011:10:43:14
- 183 8/29/2011 - 3860 - Request for Submission
Additional Text: THIRD PARTY DEFENDANTS' MOTION FOR SUMMARY JUDGMENT (NO PAPER ORDER PROVIDED) - Transaction 2436087 - Approved By: MCHOLICO : 08-29-2011:10:28:38
PARTY SUBMITTING: CHRISTOPHER RUSBY, ESQ.
DATE SUBMITTED: 8/29/11
SUBMITTED BY: MCHOLICO
DATE RECEIVED JUDGE OFFICE:
- 184 8/29/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2436109 - Approved By: NOREVIEW : 08-29-2011:10:31:15
- 185 8/29/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2436205 - Approved By: NOREVIEW : 08-29-2011:10:45:44
- 186 8/29/2011 - 4075 - Substitution of Counsel
Additional Text: THOMAS HALL ESQ SUBS OUT SALLIE ARMSTRONG, ESQ - Transaction 2436442 - Approved By: AZION : 08-29-2011:12:21:17
- 187 8/29/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2436520 - Approved By: NOREVIEW : 08-29-2011:12:23:40
- 188 8/29/2011 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO SUPPLEMENT TO THIRD PARTY DEFT HALE LANE'S MOTION FOR SUMMARY JUDGMENT RE: THIRD PARTY CLAIMS BY JOHN ILIESCU - Transaction 2437236 - Approved By: AZION : 08-29-2011:15:07:03

- 189 8/29/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2437282 - Approved By: NOREVIEW : 08-29-2011:15:09:42
- 190 8/31/2011 - 1610 - Disclosure of Expert Witness
Additional Text: DEFT ILIESCUS' DISCLOSURE OF EXPERT WITNESS - Transaction 2442158 - Approved By: AZION : 08-31-2011:10:46:49
- 191 8/31/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2442340 - Approved By: NOREVIEW : 08-31-2011:10:49:26
- 192 9/1/2011 - 3095 - Ord Grant Summary Judgment
Additional Text: THIRD-PARTY DEFENDANT HALE LANE'S MOTION REGARDING THIRD-PARTY CLAIMS BY JOHN ILIESCU - Transaction 2444422 - Approved By: NOREVIEW : 09-01-2011:08:30:23
- 193 9/1/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2444424 - Approved By: NOREVIEW : 09-01-2011:08:31:45
- 194 9/1/2011 - 2540 - Notice of Entry of Ord
Additional Text: Transaction 2445663 - Approved By: NOREVIEW : 09-01-2011:13:52:03
- 195 9/1/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2445665 - Approved By: NOREVIEW : 09-01-2011:13:53:14
- 196 9/1/2011 - 1950 - Memorandum of Costs
Additional Text: MEMORANDUM OF COSTS - Transaction 2445671 - Approved By: LMATHEUS : 09-01-2011:14:00:57
- 197 9/1/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2445708 - Approved By: NOREVIEW : 09-01-2011:14:02:40
- 198 9/1/2011 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 199 9/3/2011 - 2315 - Mtn to Dismiss ...
Additional Text: MOTION TO DISMISS - Transaction 2449949 - Approved By: AZION : 09-06-2011:08:06:39
- 200 9/6/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2450079 - Approved By: NOREVIEW : 09-06-2011:08:08:18
- 201 9/6/2011 - JF - **First Day Jury Fees Deposit
No additional text exists for this entry.
- 202 9/6/2011 - 1580 - Demand for Jury
No additional text exists for this entry.
- 203 9/6/2011 - 2645 - Opposition to Mtn ...
Additional Text: THIRD PARTY DEFT HALE LANE'S OPPOSITION TO MOTION TO AMEND THIRD PARTY COMPLAINT BY JOHN AND SONNIA ILIESCU - Transaction 2450897 - Approved By: AZION : 09-06-2011:11:54:28
- 204 9/6/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2450900 - Approved By: NOREVIEW : 09-06-2011:11:55:39
- 205 9/8/2011 - 1250E - Application for Setting eFile
Additional Text: STATUS CONF 10/13/11; 5-DAY JURY TRIAL 11/14/11 - Transaction 2457955 - Approved By: NOREVIEW : 09-08-2011:19:11:02
- 206 9/8/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2457958 - Approved By: NOREVIEW : 09-08-2011:19:12:24

- 207 9/14/2011 - 2280 - Mtn to Continue
Additional Text: Transaction 2469552 - Approved By: AZION : 09-14-2011:16:04:35
- 208 9/14/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2469574 - Approved By: NOREVIEW : 09-14-2011:16:06:45
- 209 9/15/2011 - 2490 - Motion ...
Additional Text: ILIESCUS' MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION - Transaction 2472758 - Approved By: AZION : 09-16-2011:08:15:37
- 210 9/16/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2472951 - Approved By: NOREVIEW : 09-16-2011:08:16:54
- 211 9/16/2011 - 2645 - Opposition to Mtn ...
Additional Text: MARK STEPPAN'S OPPOSITION TO ILIESCU'S MOTION TO DISMISS - Transaction 2474551 - Approved By: AZION : 09-16-2011:13:55:03
- 212 9/16/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2474599 - Approved By: NOREVIEW : 09-16-2011:13:57:01
- 213 9/22/2011 - 3795 - Reply...
Additional Text: REPLY IN SUPPORT OF MOTION TO AMEND THIRD PARTY COMPLAINT - Transaction 2486348 - Approved By: AZION : 09-22-2011:13:09:27
- 214 9/22/2011 - 3860 - Request for Submission
Additional Text: MOTION TO AMEND THIRD PARTY COMPLAINT AGAINST DEFT HALE LANE - Transaction 2486354 - Approved By: AZION : 09-22-2011:13:10:16
DOCUMENT TITLE: MOTION TO AMEND THIRD PARTY COMPLAINT AGAINST DEFT HALE LANE
PARTY SUBMITTING: THOMAS HALL ESQ
DATE SUBMITTED: 09-22-11
SUBMITTED BY: AZION
DATE RECEIVED JUDGE OFFICE:
- 215 9/22/2011 - 3795 - Reply...
Additional Text: REPLY IN SUPPORT OF MOTION TO DISMISS - Transaction 2486363 - Approved By: MCHOLICO : 09-22-2011:12:45:19
- 216 9/22/2011 - 3860 - Request for Submission
Additional Text: MOTION TO DISMISS - Transaction 2486364 - Approved By: AZION : 09-22-2011:13:10:40
DOCUMENT TITLE: MOTION TO DISMISS
PARTY SUBMITTING: THOMAS HALL ESQ
DATE SUBMITTED: 09-22-11
SUBMITTED BY: AZION
DATE RECEIVED JUDGE OFFICE:
- 217 9/22/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2486375 - Approved By: NOREVIEW : 09-22-2011:12:46:43
- 218 9/22/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2486504 - Approved By: NOREVIEW : 09-22-2011:13:12:22
- 219 9/22/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2486506 - Approved By: NOREVIEW : 09-22-2011:13:12:53
- 220 9/22/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2486508 - Approved By: NOREVIEW : 09-22-2011:13:13:14
- 221 10/3/2011 - 2645 - Opposition to Mtn ...
Additional Text: THIRD PARTY DEFT HALE LANE'S OPPOSITION TO JOHN AND SONNIA ILIESCUS MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION - Transaction 2506987 - Approved By: ASMITH : 10-03-2011:15:41:32

- 222 10/3/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2507102 - Approved By: NOREVIEW : 10-03-2011:15:46:25
- 223 10/3/2011 - 4050 - Stipulation ...
Additional Text: STIPULATION TO VACATE AND RESET TRIAL - Transaction 2507121 - Approved By: ASMITH : 10-03-2011:16:03:31
- 224 10/3/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2507226 - Approved By: NOREVIEW : 10-03-2011:16:07:19
- 225 10/5/2011 - 3020 - Ord Granting Continuance
Additional Text: ORDER APPROVING STIPULATION TO VACATE AND RESET TRIAL - Transaction 2511994 - Approved By: NOREVIEW : 10-05-2011:11:05:06
- 226 10/5/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2512011 - Approved By: NOREVIEW : 10-05-2011:11:08:19
- 227 10/6/2011 - 2540 - Notice of Entry of Ord
Additional Text: Transaction 2514251 - Approved By: NOREVIEW : 10-06-2011:09:30:59
- 228 10/6/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2514258 - Approved By: NOREVIEW : 10-06-2011:09:32:22
- 229 10/6/2011 - 3795 - Reply...
Additional Text: ILIECUS' REPLY IN SUPPORT OF MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION - Transaction 2516462 - Approved By: AZION : 10-06-2011:15:48:11
- 230 10/6/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2516493 - Approved By: NOREVIEW : 10-06-2011:15:51:23
- 231 10/6/2011 - 3860 - Request for Submission
Additional Text: MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION - Transaction 2516526 - Approved By: AZION : 10-06-2011:16:00:10
DOCUMENT TITLE: MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION -
PARTY SUBMITTING: THOMAS HALL ESQ
DATE SUBMITTED: 10-06-11
SUBMITTED BY: AZION
DATE RECEIVED JUDGE OFFICE:
- 232 10/6/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2516578 - Approved By: NOREVIEW : 10-06-2011:16:01:56
- 233 10/19/2011 - 2842 - Ord Denying Motion
Additional Text: TO AMEND THIRD PARTY COMPLAINT AGAINST DEFENDANT HALE - Transaction 2542290 - Approved By: NOREVIEW : 10-19-2011:16:19:19
- 234 10/19/2011 - 2842 - Ord Denying Motion
Additional Text: ILIESCUS' MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION - Transaction 2542290 - Approved By: NOREVIEW : 10-19-2011:16:19:19
- 235 10/19/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2542336 - Approved By: NOREVIEW : 10-19-2011:16:24:56
- 236 10/19/2011 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 237 10/19/2011 - S200 - Request for Submission Complet
No additional text exists for this entry.

- 238 10/21/2011 - \$2160 - \$Mtn Partial Sum Judgment
Additional Text: MARK STEPPAN - Transaction 2547762 - Approved By: AZION : 10-24-2011:08:14:20
- 239 10/24/2011 - PAYRC - **Payment Receipted
Additional Text: A Payment of \$200.00 was made on receipt DCDC333928.
- 240 10/24/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2547886 - Approved By: NOREVIEW : 10-24-2011:08:17:11
- 241 10/25/2011 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 242 10/25/2011 - 3060 - Ord Granting Mtn ...
Additional Text: DEFENDANTS ILIESCUS' MOTION TO DISMISS - Transaction 2554042 - Approved By: NOREVIEW : 10-25-2011:17:19:22
- 243 10/25/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2554045 - Approved By: NOREVIEW : 10-25-2011:17:20:45
- 244 10/27/2011 - 2540 - Notice of Entry of Ord
Additional Text: Transaction 2558720 - Approved By: NOREVIEW : 10-27-2011:14:55:45
- 245 10/27/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2558754 - Approved By: NOREVIEW : 10-27-2011:15:01:35
- 246 11/1/2011 - 1950 - Memorandum of Costs
Additional Text: Transaction 2564418 - Approved By: AZION : 11-01-2011:15:08:27
- 247 11/1/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2564430 - Approved By: NOREVIEW : 11-01-2011:15:10:38
- 248 11/2/2011 - 2490 - Motion ...
Additional Text: MOTION TO DISMISS THIRD PARTY PLTF ILIESUC'S THIRD PARTY COMPLAINT AGAINST THIRD PARTY DEFT JOHN SCHLEINING - Transaction 2566863 - Approved By: AZION : 11-02-2011:15:13:15
- 249 11/2/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2566892 - Approved By: NOREVIEW : 11-02-2011:15:14:44
- 250 11/3/2011 - 2490 - Motion ...
Additional Text: MOTION TO RELEASE MECHANIC'S LIENS - Transaction 2569776 - Approved By: AZION : 11-03-2011:16:19:43
- 251 11/3/2011 - 2490 - Motion ...
Additional Text: MOTION TO CANCEL AND EXPUNGE NOTICE OF LIS PENDENS - Transaction 2569787 - Approved By: AZION : 11-03-2011:16:21:29
- 252 11/3/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2569824 - Approved By: NOREVIEW : 11-03-2011:16:23:32
- 253 11/3/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2569846 - Approved By: NOREVIEW : 11-03-2011:16:25:52
- 254 11/7/2011 - 2430 - Mtn to Retax Costs
Additional Text: Transaction 2575434 - Approved By: AZION : 11-07-2011:15:51:56
- 255 11/7/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2575484 - Approved By: NOREVIEW : 11-07-2011:15:55:19

- 256 11/8/2011 - 2490 - Motion ...
Additional Text: MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION - Transaction 2578958 - Approved By: AZION : 11-08-2011:16:26:45
- 257 11/8/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2579063 - Approved By: NOREVIEW : 11-08-2011:16:29:13
- 258 11/14/2011 - 2010 - Mtn for Attorney's Fee
Additional Text: Transaction 2587882 - Approved By: AZION : 11-14-2011:16:06:33
- 259 11/14/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2588055 - Approved By: NOREVIEW : 11-14-2011:16:16:05
- 260 11/16/2011 - 3880 - Response...
Additional Text: RESPONSE TO MOTION TO DISMISS THIRD PARTY PLTF ILIESCU'S THIRD PARTY COMPLAINT AGAINST THIRD PARTY DEFT JOHN SCHLEINING - Transaction 2593931 - Approved By: AZION : 11-16-2011:15:10:15
- 261 11/16/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2594006 - Approved By: NOREVIEW : 11-16-2011:15:13:09
- 262 11/16/2011 - 3860 - Request for Submission
Additional Text: MOTION - Transaction 2594699 - Approved By: AZION : 11-16-2011:16:47:37
DOCUMENT TITLE: MOTION
PARTY SUBMITTING: GREGORY WILSON ESQ
DATE SUBMITTED: 11-16-11
SUBMITTED BY: AZION
DATE RECEIVED JUDGE OFFICE:
- 263 11/16/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2594853 - Approved By: NOREVIEW : 11-16-2011:16:52:03
- 264 11/21/2011 - 2645 - Opposition to Mtn ...
Additional Text: ILIESCUS' OPPOSITION TO STEPPAN'S MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION - Transaction 2602644 - Approved By: AZION : 11-21-2011:15:50:18
- 265 11/21/2011 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO MOTION TO RETAX COSTS - Transaction 2602692 - Approved By: MCHOLICO : 11-21-2011:15:38:18
- 266 11/21/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2602768 - Approved By: NOREVIEW : 11-21-2011:15:40:00
- 267 11/21/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2602799 - Approved By: NOREVIEW : 11-21-2011:15:52:39
- 268 11/22/2011 - 3060 - Ord Granting Mtn ...
Additional Text: THIRD PARTY DEFENDANT JOHN SCHLEINING'S MOTION TO DISMISS - Transaction 2605633 - Approved By: NOREVIEW : 11-22-2011:16:15:50
- 269 11/22/2011 - 3980 - Stip and Order...
Additional Text: Transaction 2605633 - Approved By: NOREVIEW : 11-22-2011:16:15:50
- 270 11/22/2011 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 271 11/22/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2605678 - Approved By: NOREVIEW : 11-22-2011:16:22:23

- 272 11/22/2011 - 2540 - Notice of Entry of Ord
Additional Text: Transaction 2606048 - Approved By: NOREVIEW : 11-22-2011:17:13:55
- 273 11/22/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2606050 - Approved By: NOREVIEW : 11-22-2011:17:15:07
- 274 11/28/2011 - 1950 - Memorandum of Costs
Additional Text: Transaction 2611746 - Approved By: AZION : 11-28-2011:16:35:51
- 275 11/28/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2611800 - Approved By: NOREVIEW : 11-28-2011:16:42:39
- 276 12/1/2011 - 3795 - Reply...
Additional Text: REPLY IN SUPPORT OF MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION - Transaction 2621540 -
Approved By: MCHOLICO : 12-02-2011:10:38:18
- 277 12/2/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2622262 - Approved By: NOREVIEW : 12-02-2011:10:41:57
- 278 12/2/2011 - 3795 - Reply...
Additional Text: REPLY IN SUPPORT OF MOTION TO RETAX COSTS - Transaction 2622822 - Approved By: ASMITH :
12-02-2011:15:00:31
- 279 12/2/2011 - 3860 - Request for Submission
Additional Text: Transaction 2623558 - Approved By: SHAMBRIG : 12-02-2011:15:10:04
DOCUMENT TITLE: MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION
PARTY SUBMITTING: MICHAEL HOY
DATE SUBMITTED: 12-2-11
SUBMITTED BY: S HAMBRIGHT
DATE RECEIVED JUDGE OFFICE:
- 280 12/2/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2623632 - Approved By: NOREVIEW : 12-02-2011:15:06:35
- 281 12/2/2011 - 3860 - Request for Submission
Additional Text: - Transaction 2623645 - Approved By: ASMITH : 12-02-2011:15:54:42
DOCUMENT TITLE: MOTION TO RETAX COSTS
PARTY SUBMITTING: MICHAEL HOY, ESQ
DATE SUBMITTED: 12-2-11
SUBMITTED BY: A SMITH
DATE RECEIVED JUDGE OFFICE:
- 282 12/2/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2623689 - Approved By: NOREVIEW : 12-02-2011:15:18:17
- 283 12/2/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2623858 - Approved By: NOREVIEW : 12-02-2011:15:56:05
- 284 12/21/2011 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 285 12/22/2011 - \$2515 - \$Notice/Appeal Supreme Court
Additional Text: APPELLANT, MARK STEPPAN - Transaction 2662337 - Approved By: LMATHEUS : 12-22-2011:14:22:31
- 286 12/22/2011 - 1310 - Case Appeal Statement
Additional Text: Transaction 2662346 - Approved By: LMATHEUS : 12-22-2011:14:22:47

- 287 12/22/2011 - PAYRC - **Payment Received
Additional Text: A Payment of \$34.00 was made on receipt DCDC341181.
- 288 12/22/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2663306 - Approved By: NOREVIEW : 12-22-2011:14:26:16
- 289 12/22/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2663312 - Approved By: NOREVIEW : 12-22-2011:14:27:30
- 290 12/22/2011 - FIE - **Document Filed in Error
Additional Text: 12-30-11 - LMATHEUS
- 291 12/22/2011 - FIE - **Document Filed in Error
Additional Text: 12/30/11 - LMATHEUS - NOTICE OF APPEAL NOT FILED TO SUPREME COURT
- 292 12/22/2011 - SAB - **Supreme Court Appeal Bond
No additional text exists for this entry.
- 293 12/22/2011 - 1360 - Certificate of Service
Additional Text: Transaction 2664041 - Approved By: ASMITH : 12-22-2011:16:29:08
- 294 12/22/2011 - NEF - Proof of Electronic Service
Additional Text: Transaction 2664248 - Approved By: NOREVIEW : 12-22-2011:16:32:17
- 295 1/3/2012 - FIE - **Document Filed in Error
Additional Text: 1-12-12 - LMATHEUS - NOTICE OF APPEAL NOT FILED WITH THE SUPREME COURT
- 296 1/3/2012 - FIE - **Document Filed in Error
Additional Text: 1-12-12 - LMATHEUS
- 297 1/5/2012 - 3995 - Stip & Ord Dismiss W/O Prej
Additional Text: OF ALL CLAIMS BY JOHN SCHLEINING AGAINST HALE LANE PEEK DENNISON AND HOWARD, HOLLAN & HART AND R. CRAIG HOWARD - Transaction 2683659 - Approved By: NOREVIEW : 01-05-2012:17:40:25
- 298 1/5/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2683668 - Approved By: NOREVIEW : 01-05-2012:17:42:08
- 299 1/6/2012 - 2540 - Notice of Entry of Ord
Additional Text: Transaction 2685560 - Approved By: NOREVIEW : 01-06-2012:13:45:56
- 300 1/6/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2685562 - Approved By: NOREVIEW : 01-06-2012:13:47:38
- 301 1/12/2012 - 1097 - Amended Notice of Appeal
Additional Text: APPELLANT, MARK B. STEPPAN - Transaction 2695797 - Approved By: LMATHEUS : 01-12-2012:10:52:26
- 302 1/12/2012 - 1350 - Certificate of Clerk
Additional Text: CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 2696129 - Approved By: NOREVIEW : 01-12-2012:09:52:47
- 303 1/12/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2696148 - Approved By: NOREVIEW : 01-12-2012:09:55:25
- 304 1/12/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2696450 - Approved By: NOREVIEW : 01-12-2012:10:54:59

305 1/17/2012 - \$2527 - \$Notice of Cross Appeal
Additional Text: APPELLANT - JOHN ILIESCU, JR., ET AL - Transaction 2702000 - Approved By: MFERNAND : 01-18-2012:10:16:59

306 1/17/2012 - 1311 - Case Appeal Stmt-Cross Appeal
Additional Text: Transaction 2702013 - Approved By: MFERNAND : 01-18-2012:10:17:46

307 1/18/2012 - PAYRC - **Payment Receipted
Additional Text: A Payment of \$34.00 was made on receipt DCDC344217.

308 1/18/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2704485 - Approved By: NOREVIEW : 01-18-2012:10:18:31

309 1/18/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2704487 - Approved By: NOREVIEW : 01-18-2012:10:19:43

310 1/18/2012 - 1350 - Certificate of Clerk
Additional Text: CERTIFICATE OF CLERK AND TRANSMITTAL - AMENDED NOTICE OF APPEAL - Transaction 2705376 - Approved By: NOREVIEW : 01-18-2012:14:19:50

311 1/18/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2705395 - Approved By: NOREVIEW : 01-18-2012:14:21:56

312 1/19/2012 - 1350 - Certificate of Clerk
Additional Text: CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF CROSS APPEAL - Transaction 2707050 - Approved By: NOREVIEW : 01-19-2012:09:30:26

313 1/19/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2707138 - Approved By: NOREVIEW : 01-19-2012:09:45:37

314 1/23/2012 - 1188 - Supreme Court Receipt for Doc
Additional Text: SUPREME COURT CASE NO. 60036 - RECEIPT FOR DOCUMENTS - Transaction 2712539 - Approved By: NOREVIEW : 01-23-2012:08:36:03

315 1/23/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2712546 - Approved By: NOREVIEW : 01-23-2012:08:37:16

316 1/27/2012 - 4130 - Supreme Court Receipt
Additional Text: SUPREME COURT CASE NO. 60036 - RECEIPT - Transaction 2725659 - Approved By: NOREVIEW : 01-27-2012:10:58:25

317 1/27/2012 - 1188 - Supreme Court Receipt for Doc
Additional Text: SUPREME COURT CASE NO. 60036 - RECEIPT FOR DOCUMENTS - Transaction 2725659 - Approved By: NOREVIEW : 01-27-2012:10:58:25

318 1/27/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2725676 - Approved By: NOREVIEW : 01-27-2012:11:00:00

319 1/30/2012 - 2520 - Notice of Appearance
Additional Text: ALICE CAMPOS MERCADO OBO HALLE LANE PEEK DENNISON HOWARD & ANDERSON, KAREN D. DENNISON, R. CRAIG HOWARD & JERRY SNYDER - - Transaction 2730055 - Approved By: AZION : 01-30-2012:14:27:37

320 1/30/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2730083 - Approved By: NOREVIEW : 01-30-2012:14:29:39

321 2/7/2012 - 3370 - Order ...
Additional Text: CERTIFYING INTENT TO GRANT MOTION FOR RECONSIDERATION (PLAINTIFF'S) - Transaction 2748537 - Approved By: NOREVIEW : 02-07-2012:11:30:06

- 322 2/7/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2748557 - Approved By: NOREVIEW : 02-07-2012:11:33:44
- 323 2/7/2012 - 3370 - Order ...
Additional Text: HOLDING IN ABEYANCE PLAINTIFF'S MOTION TO RETAX COSTS - Transaction 2750102 - Approved By: NOREVIEW : 02-07-2012:16:00:28
- 324 2/7/2012 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 325 2/7/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2750136 - Approved By: NOREVIEW : 02-07-2012:16:04:38
- 326 2/14/2012 - 4075 - Substitution of Counsel
Additional Text: GORDON COWAN ESQ FOR THOMAS HALL ESQ - Transaction 2764249 - Approved By: MLAWRENC : 02-14-2012:14:21:58
- 327 2/14/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2764491 - Approved By: NOREVIEW : 02-14-2012:14:27:27
- 328 3/1/2012 - 2490 - Motion ...
Additional Text: FOR LEAVE TO FILE MOTION FOR RECONSIDERATION; OR, ALTERNATIVELY, MOTION FOR RELIEF FROM ORDER ENTERED SEPTEMBER 1, 2011 GRANTING THIRD-PARTY DEFENDANT'S MOTION FOR SUMMARY JUDGMENT - Transaction 2799021 - Approved By: YLLOYD : 03-02-2012:08:53:25
- 329 3/2/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2799323 - Approved By: NOREVIEW : 03-02-2012:08:55:53
- 330 3/21/2012 - 2075 - Mtn for Extension of Time
Additional Text: THIRD PARTY DEFENDANT HALE LANE'S MOTION FOR EXTENSION OF TIME TO FILE OPPOSITION TO ILIESCUS' SECOND MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION
- 331 3/30/2012 - 2645 - Opposition to Mtn ...
Additional Text: THIRD PARTY DEFENDANT HALE LANE'S OPPOSITION TO ILIESCUS' SECOND MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION - Transaction 2859759 - Approved By: MCHOLICO : 03-30-2012:16:20:50
- 332 3/30/2012 - 4301 - Withdrawal of Motion
Additional Text: THIRD PARTY DEFENDANT HALE LANE'S WITHDRAWAL OF MOTION FOR EXTENSION OF TIME - Transaction 2859810 - Approved By: YLLOYD : 03-30-2012:16:55:13
- 333 3/30/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2860025 - Approved By: NOREVIEW : 03-30-2012:16:22:53
- 334 3/30/2012 - NEF - Proof of Electronic Service
Additional Text: Transaction 2860202 - Approved By: NOREVIEW : 03-30-2012:17:00:54
- 335 4/24/2012 - 3785 - Reply Brief
Additional Text: REPLY BRIEF IN SUPPORT OF MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION; OR, ALTERNATIVELY, MOTION FOR RELIEF FROM ORDER ENTERED SEPTEMBER 1, 2011 GRANTING THIRD-PARTY DEFENDANT'S MOTION FOR SUMMARY JUDGEMENT
- 336 4/24/2012 - 1325 - ** Case Reopened
No additional text exists for this entry.
- 337 4/24/2012 - 1650 - Errata...
Additional Text: ERRATA TO REPLY BRIEF IN SUPPORT OF MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION; OR, ALTERNATIVELY, MOTION FOR RELIEF FROM ORDER ENTERED SEPTEMBER 1, 2011 GRANTING THIRD-PARTY DEFENDANT'S MOTION FOR SUMMARY JUDGMENT

338 4/24/2012 - 3860 - Request for Submission

Additional Text: DOCUMENT TITLE: MOTION FILE MARCH 1, 2012 FOR LEVE TO FILE MOTION FOR RECONSIDERATION; OR, ALTERNATIVELY, MOTION FOR RELIEF FROM ORDER ENTERED SEPTEMBER 1, 2011 GRANTING THIRD-PARTY DEFENDANT'S MOTION FOR SUMMARY JUDGMENT (PAPER ORDER NOT PROVIDED)

PARTY SUBMITTING: GORDON M. COWAN

DATE SUBMITTED: APRIL 24, 2012

SUBMITTED BY: TWHITE

DATE RECEIVED JUDGE OFFICE:

339 6/7/2012 - 1315 - ** Case Closed

No additional text exists for this entry.

340 6/7/2012 - 3370 - Order ...

Additional Text: CERTIFYING INTENT TO GRANT MOTION FOR RECONSIDERATION - Transaction 3004205 - Approved By: NOREVIEW : 06-07-2012:15:43:45

341 6/7/2012 - NEF - Proof of Electronic Service

Additional Text: Transaction 3004245 - Approved By: NOREVIEW : 06-07-2012:15:48:31

342 6/7/2012 - S200 - Request for Submission Complet

No additional text exists for this entry.

343 6/7/2012 - 1315 - ** Case Closed

No additional text exists for this entry.

344 8/6/2012 - 4129 - Supreme Ct Order Granting ...

Additional Text: SUPREME COURT CASE NO. 60036/ORDER GRANTING MOTIONS FOR REMAND - Transaction 3129749 - Approved By: NOREVIEW : 08-06-2012:10:37:48

345 8/6/2012 - 1325 - ** Case Reopened

No additional text exists for this entry.

346 8/6/2012 - 3863 - **Submit regarding Appeals

Additional Text: DOCUMENT TITLE: SUPREME COURT ORDER GRANTING MOTIONS FOR REMAND

PARTY SUBMITTING:

DATE SUBMITTED: 08/06/12

SUBMITTED BY: LMATHEUS

DATE RECEIVED JUDGE OFFICE:

347 8/6/2012 - NEF - Proof of Electronic Service

Additional Text: Transaction 3129759 - Approved By: NOREVIEW : 08-06-2012:10:39:55

348 9/27/2012 - 3370 - Order ...

Additional Text: GRANTING MARK STEPPAN'S MOTION FOR RECONSIDERATION AND DENYING MOTION TO DISMISS. ORDER GRANTING JOHN ILIESCU'S MOTION FOR RECONSIDERATION AND DENYING MOTION FOR SUMMARY JUDGMENT - Transaction 3246640 - Approved By: NOREVIEW : 09-27-2012:14:12:34

349 9/27/2012 - NEF - Proof of Electronic Service

Additional Text: Transaction 3246673 - Approved By: NOREVIEW : 09-27-2012:14:18:07

350 1/4/2013 - 4127 - Supreme Ct Ord Dismis Appeal

Additional Text: SUPREME COURT NO. 60036/ORDER DISMISSING APPEAL AND REMANDING TO THE DISTRICT COURT - Transaction 3441775 - Approved By: NOREVIEW : 01-04-2013:10:42:08

351 1/4/2013 - NEF - Proof of Electronic Service

Additional Text: Transaction 3441800 - Approved By: NOREVIEW : 01-04-2013:10:45:44

352 1/9/2013 - 3980 - Stip and Order...

Additional Text: Transaction 3453782 - Approved By: NOREVIEW : 01-09-2013:16:59:03

- 353 1/9/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3453808 - Approved By: NOREVIEW : 01-09-2013:17:02:57
- 354 1/10/2013 - 1250E - Application for Setting eFile
Additional Text: 5-DAY JURY TRIAL (#1 SET) 10/7/13 - Transaction 3457707 - Approved By: NOREVIEW : 01-10-2013:18:09:01
- 355 1/10/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3457712 - Approved By: NOREVIEW : 01-10-2013:18:10:35
- 356 1/23/2013 - 2980 - Ord Return of Appeal Bond
Additional Text: Transaction 3484567 - Approved By: NOREVIEW : 01-23-2013:18:31:27
- 357 1/23/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3484570 - Approved By: NOREVIEW : 01-23-2013:18:32:50
- 358 1/29/2013 - CHECK - **Trust Disbursement
Additional Text: A Disbursement of \$500.00 on Check Number 23375
- 359 2/11/2013 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO PARTIAL MOTION FOR SUMMARY JUDGMENT
- 360 2/12/2013 - 3863 - **Submit regarding Appeals
Additional Text: DOCUMENT TITLE: ORDER DISMISSING APPEAL AND REMENDING TO THE DISTRICT COURT
PARTY SUBMITTING:
DATE SUBMITTED: 01/04/13
SUBMITTED BY: ASMITH
DATE RECEIVED JUDGE OFFICE:
- 361 2/14/2013 - 3995 - Stip & Ord Dismiss W/O Prej
Additional Text: SECOND STIPULATION TO STAY PROCEEDINGS AGAINST DEFT HALE LAND AND ORDER TO STAY AND TO DISMISS CLAIMS AGAINST DEFENDANTS DENNISON HOWARD AND SNYDER W/O PREJUDICE - Transaction 3534067 - Approved By: NOREVIEW : 02-14-2013:18:30:51
- 362 2/14/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3534069 - Approved By: NOREVIEW : 02-14-2013:18:32:03
- 363 2/21/2013 - 3795 - Reply...
Additional Text: REPLY IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT - Transaction 3547598 - Approved By: MCHOLICO : 02-22-2013:08:05:48
- 364 2/22/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3547741 - Approved By: NOREVIEW : 02-22-2013:08:07:33
- 365 4/2/2013 - 3860 - Request for Submission
Additional Text: MOTION FOR PARTIAL SUMMARY JUDGMENT (NO PAPER ORDER PROVIDED) - Transaction 3631283 - Approved By: MCHOLICO : 04-02-2013:13:06:51
PARTY SUBMITTING: MICHAEL HOY, ESQ.
DATE SUBMITTED: 4/2/13
SUBMITTED BY: MCHOLICO
DATE RECEIVED JUDGE OFFICE:
- 366 4/2/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3632142 - Approved By: NOREVIEW : 04-02-2013:13:09:03
- 367 4/9/2013 - 2540 - Notice of Entry of Ord
Additional Text: Transaction 3647417 - Approved By: NOREVIEW : 04-09-2013:11:57:08

- 368 4/9/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3647493 - Approved By: NOREVIEW : 04-09-2013:12:08:36
- 369 5/9/2013 - 3105 - Ord Granting ...
Additional Text: ORDER GRANTING MOTION FOR PARTIAL SUMMARY JUDGMENT - Transaction 3715397 - Approved By: NOREVIEW : 05-09-2013:13:55:54
- 370 5/9/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3715400 - Approved By: NOREVIEW : 05-09-2013:13:57:16
- 371 5/9/2013 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 372 5/15/2013 - 2525 - Notice of Change of Address
Additional Text: Transaction 3727332 - Approved By: APOMA : 05-15-2013:14:03:47
- 373 5/15/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3727528 - Approved By: NOREVIEW : 05-15-2013:14:06:02
- 374 5/24/2013 - 1610 - Disclosure of Expert Witness
Additional Text: Transaction 3747389 - Approved By: YLLOYD : 05-24-2013:13:28:40
- 375 5/24/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3747437 - Approved By: NOREVIEW : 05-24-2013:13:30:18
- 376 7/11/2013 - 2475 - Mtn to Strike...
Additional Text: Transaction 3849970 - Approved By: DJARAMIL : 07-12-2013:09:11:50
- 377 7/12/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3850358 - Approved By: NOREVIEW : 07-12-2013:09:14:02
- 378 7/17/2013 - 4075 - Substitution of Counsel
Additional Text: NICHOLAS PEREOS FOR PLAINTIFFS
- 379 7/19/2013 - 2280 - Mtn to Continue
Additional Text: MOTION FOR CONTINUANCE AND MOTION TO EXTEND EXPERT DISCLOSURE DATES
- 380 7/19/2013 - 1030 - Affidavit in Support...
Additional Text: AFFIDAVIT OF C. NICHOLAS PEREOS IN SUPPORT OF MOTION FOR CONTINUANCE AND MOTION TO EXTEND EXPERT DISCLOSURE DATES
- 381 7/19/2013 - 1030 - Affidavit in Support...
Additional Text: AFFIDAVIT OF GORDON COWAN IN SUPPORT OF MOTION FOR CONTINUANCE AND MOTION TO EXTEND EXPERT DISCLOSURE DATES
- 382 7/26/2013 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO MOTION TO STRIKE OR LIMIT JURY DEMAND
- 383 8/5/2013 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO (1) MOTION FOR CONTINUANCE AND (2) MOTION TO EXTEND EXPERT DISCLOSURE DATES - Transaction 3902160 - Approved By: MFERNAND : 08-06-2013:12:36:07
- 384 8/6/2013 - 3795 - Reply...
Additional Text: REPLY IN SUPPORT OF MOTION TO STRIKE JURY DEMAND - Transaction 3903327 - Approved By: MFERNAND : 08-06-2013:13:54:03
- 385 8/6/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3903367 - Approved By: NOREVIEW : 08-06-2013:12:37:40

- 386 8/6/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3903776 - Approved By: NOREVIEW : 08-06-2013:13:57:28
- 387 8/6/2013 - 3860 - Request for Submission
Additional Text: Transaction 3904734 - Approved By: MFERNAND : 08-07-2013:09:13:39
DOCUMENT TITLE: MOTION TO STRIKE OR LIMIT JUDRY DEMAND (NO PAPER ORDER PROVIDED)
PARTY SUBMITTING: MICHAEL D. HOY, ESQ.
DATE SUBMITTED: 08/07/13
SUBMITTED BY: M. FERNANDEZ
DATE RECEIVED JUDGE OFFICE:
- 388 8/7/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3905530 - Approved By: NOREVIEW : 08-07-2013:09:15:34
- 389 8/13/2013 - 3785 - Reply Brief
Additional Text: REPLY BRIEF IN SUPPORT OF MOTION FOR CONTINUANCE AND MOTION TO EXTEND EXPERT DISCLOSURE DATES
- 390 8/13/2013 - 4105 - Supplemental ...
Additional Text: SUPPLEMENT TO CASE CONFERENCE REPORT
- 391 8/13/2013 - 1030 - Affidavit in Support...
Additional Text: AFFIDAVIT OF C. NICHOLAS PEREOS IN SUPPORT OF REPLY BRIEF IN SUPPORT OF MOTION FOR CONTINUANCE AND MOTION TO EXTEND EXPERT DISCLOSURE DATES
- 392 8/13/2013 - 3860 - Request for Submission
Additional Text: DOCUMENT TITLE: MOTION FOR CONTINUANCE AND MOTION TO EXTEND EXPERT DISCLOSURE DATES (NO PAPER ORDER PROVIDED)
PARTY SUBMITTING: C. NICHOLAS PEREOS, ESQ.
DATE SUBMITTED: 8/13/13
SUBMITTED BY: MCHOLICO
DATE RECEIVED JUDGE OFFICE:
- 393 8/15/2013 - 2135 - Mtn for Oral Arguments
Additional Text: MOTION FOR ORAL ARGUMENTS ON MOTION TO CONTINUE TRIAL AND EXTEND EXPERT DISCLOSURE DEADLINES - Transaction 3928168 - Approved By: MCHOLICO : 08-16-2013:08:39:49
- 394 8/16/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3928430 - Approved By: NOREVIEW : 08-16-2013:08:41:49
- 395 8/23/2013 - 3060 - Ord Granting Mtn ...
Additional Text: ORDER GRANTING MOTION TO STRIKE OR LIMIT JURY DEMAND - Transaction 3946236 - Approved By: NOREVIEW : 08-23-2013:10:58:29
- 396 8/23/2013 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 397 8/23/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3946244 - Approved By: NOREVIEW : 08-23-2013:11:00:50
- 398 8/26/2013 - 3347 - Ord to Set
Additional Text: ORDER TO SET HEARING - Transaction 3949542 - Approved By: NOREVIEW : 08-26-2013:10:50:59
- 399 8/26/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3949559 - Approved By: NOREVIEW : 08-26-2013:10:53:09
- 400 8/26/2013 - S200 - Request for Submission Complet
No additional text exists for this entry.

- 401 8/28/2013 - 1250E - Application for Setting eFile
Additional Text: FOR HEARING ON MOTION TO CONTINUE AND MOTION TO EXTEND EXPERT DISCLOSURE DATES FOR SEPTEMBER 9, 2013 AT 9:00 A.M. - Transaction 3958054 - Approved By: NOREVIEW : 08-28-2013:14:15:49
- 402 8/28/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3958085 - Approved By: NOREVIEW : 08-28-2013:14:20:49
- 403 9/9/2013 - 1250E - Application for Setting eFile
Additional Text: FOR BENCH TRIAL ON DECEMBER 9, 2013 AT 8:30 A.M. - Transaction 3980227 - Approved By: NOREVIEW : 09-09-2013:10:30:35
- 404 9/9/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 3980236 - Approved By: NOREVIEW : 09-09-2013:10:32:17
- 405 9/11/2013 - 2610 - Notice ...
Additional Text: NOTICE OF TRIAL SUBPOENAS
TRIAL DATE: DECEMBER 9, 2013
- 406 9/18/2013 - MIN - ***Minutes
Additional Text: 9/9/13 - ORAL ARGUMENTS - Transaction 4005384 - Approved By: NOREVIEW : 09-18-2013:15:03:42
- 407 9/18/2013 - 2582 - Notice of Taking Deposition
No additional text exists for this entry.
- 408 9/18/2013 - 1320 - Case Conference Report
Additional Text: SECOND SUPPLEMENT TO CASE CONFERENCE REPORT
- 409 9/18/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4005412 - Approved By: NOREVIEW : 09-18-2013:15:06:37
- 410 10/2/2013 - 3725 - Proof ...
Additional Text: OFFER OF PROOF
- 411 10/7/2013 - 2582 - Notice of Taking Deposition
Additional Text: Transaction 4048355 - Approved By: AZION : 10-07-2013:14:47:12
- 412 10/7/2013 - 2582 - Notice of Taking Deposition
Additional Text: Transaction 4048360 - Approved By: AZION : 10-07-2013:14:57:16
- 413 10/7/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4048466 - Approved By: NOREVIEW : 10-07-2013:14:57:37
- 414 10/7/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4048509 - Approved By: NOREVIEW : 10-07-2013:15:04:10
- 415 10/8/2013 - 1520 - Declaration
Additional Text: OF PERSONAL SERVICE - Transaction 4052051 - Approved By: AZION : 10-08-2013:15:51:15
- 416 10/8/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4052331 - Approved By: NOREVIEW : 10-08-2013:16:01:44
- 417 10/16/2013 - 3725 - Proof ...
Additional Text: SUPPLEMENT TO OFFER PROOF
- 418 11/4/2013 - \$2160 - \$Mtn Partial Sum Judgment
Additional Text: Transaction 4112269 - Approved By: AAKOPYAN : 11-05-2013:11:19:22

- 419 11/5/2013 - PAYRC - **Payment Receipted
Additional Text: A Payment of \$200.00 was made on receipt DCDC430054.
- 420 11/5/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4114905 - Approved By: NOREVIEW : 11-05-2013:11:22:49
- 421 11/8/2013 - 3975 - Statement ...
Additional Text: NRCP 16.1(A)(3) DISCLOSURE STATEMENT - Transaction 4124938 - Approved By: MFERNAND : 11-08-2013:15:59:12
- 422 11/8/2013 - 3695 - Pre-Trial Memorandum
Additional Text: PLAINTIFFS' PRE-TRIAL DISCLOSURE
- 423 11/8/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4125378 - Approved By: NOREVIEW : 11-08-2013:16:05:11
- 424 11/18/2013 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO MOTION FOR PARTIAL SUMMARY JUDGMENT
- 425 11/19/2013 - 3795 - Reply...
Additional Text: REPLY POINTS AND AUTHORITIES IN SUPPORT OF MOTION FOR PARTIAL SUMMARY JUDGMENT - Transaction 4143912 - Approved By: AAKOPYAN : 11-19-2013:13:57:25
- 426 11/19/2013 - 3860 - Request for Submission
Additional Text: REQUEST FOR SUBMISSION OF MOTION FOR PARTIAL SUMMARY JUDGMENT (NO PAPER ORDER PROVIDED) - Transaction 4143928 - Approved By: AAKOPYAN : 11-19-2013:14:02:10
PARTY SUBMITTING: MICHAEL HOY, ESQ.
DATE SUBMITTED: 11/19/2013
SUBMITTED BY: AAKOPYAN
DATE RECEIVED JUDGE OFFICE:
- 427 11/19/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4144066 - Approved By: NOREVIEW : 11-19-2013:14:01:54
- 428 11/19/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4144114 - Approved By: NOREVIEW : 11-19-2013:14:07:42
- 429 11/21/2013 - 2630 - Objection to ...
Additional Text: OBJECTIONS TO PROPOSED EXHIBITS - Transaction 4150583 - Approved By: AAKOPYAN : 11-21-2013:11:42:40
- 430 11/21/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4150854 - Approved By: NOREVIEW : 11-21-2013:11:44:49
- 431 11/21/2013 - 1067 - Affidavit of Service
Additional Text: 11-20-13 SERVED RICHARD JOHNSON - TRIAL SUBPOEANA - Transaction 4151366 - Approved By: PDBROWN : 11-21-2013:15:02:04
- 432 11/21/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4151916 - Approved By: NOREVIEW : 11-21-2013:15:10:24
- 433 11/25/2013 - 2840 - Ord Denying ...
Additional Text: ORDER DENYING MOTION FOR PARTIAL SUMMARY JUDGMENT - Transaction 4158341 - Approved By: NOREVIEW : 11-25-2013:11:36:14
- 434 11/25/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4158416 - Approved By: NOREVIEW : 11-25-2013:11:45:22

435 11/25/2013 - S200 - Request for Submission Complet
No additional text exists for this entry.

436 12/2/2013 - 4210 - Trial Statement - Defendant
No additional text exists for this entry.

437 12/4/2013 - 4220 - Trial Statement - Plaintiff
Additional Text: Transaction 4174965 - Approved By: AAKOPYAN : 12-04-2013:14:22:23

438 12/4/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4174991 - Approved By: NOREVIEW : 12-04-2013:14:24:52

439 12/5/2013 - 4055 - Subpoena
Additional Text: Transaction 4176881 - Approved By: AAKOPYAN : 12-05-2013:09:53:52

440 12/5/2013 - 4055 - Subpoena
Additional Text: Transaction 4176886 - Approved By: AAKOPYAN : 12-05-2013:09:54:27

441 12/5/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4176927 - Approved By: NOREVIEW : 12-05-2013:09:55:40

442 12/5/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4176931 - Approved By: NOREVIEW : 12-05-2013:09:56:35

443 12/5/2013 - 4055 - Subpoena
Additional Text: SUBPOENA: KAREN D DENNISON

444 12/5/2013 - 1067 - Affidavit of Service
Additional Text: AFFIDAVIT OF PERSONAL SERVICE

445 12/5/2013 - 4055 - Subpoena
Additional Text: SUBPOENA: R CRAIG HOWARD

446 12/6/2013 - 3980 - Stip and Order...
Additional Text: TRIAL STIPULATION AND ORDER - Transaction 4181224 - Approved By: NOREVIEW : 12-06-2013:12:15:09

447 12/6/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4181231 - Approved By: NOREVIEW : 12-06-2013:12:17:02

448 12/9/2013 - MIN - ***Minutes
Additional Text: 12/9/13 - BENCH TRIAL (DAY 1) - Transaction 4185586 - Approved By: NOREVIEW : 12-09-2013:17:15:19

449 12/9/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4185587 - Approved By: NOREVIEW : 12-09-2013:17:16:41

450 12/10/2013 - 1595 - Deposition ...
Additional Text: DEPOSITION OF DAVID SNELGROVE DATED TUESDAY, NOVEMBER 18, 2008.

451 12/10/2013 - MIN - ***Minutes
Additional Text: 12/10/13 - BENCH TRIAL (DAY 2) - Transaction 4188891 - Approved By: NOREVIEW : 12-10-2013:16:55:55

452 12/10/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4188931 - Approved By: NOREVIEW : 12-10-2013:16:59:21

- 453 12/11/2013 - 1595 - Deposition ...
Additional Text: DEPOSITION OF MARK STEPPAN DATED MONDAY, SEPTEMBER 29, 2008
- 454 12/11/2013 - 1595 - Deposition ...
Additional Text: DEPOSITION OF MARK STEPPAN DATED TUESDAY, FEBRUARY 16, 2010
- 455 12/11/2013 - 1595 - Deposition ...
Additional Text: DEPOSITION OF MARK STEPPAN, VOLUME II, DATED TUESDAY, MARCH 2, 2010.
- 456 12/11/2013 - 1595 - Deposition ...
Additional Text: DEPOSITION OF MARK STEPPAN, VOLUME III, DATED WEDNESDAY, MARCH 3, 2010.
- 457 12/11/2013 - 2315 - Mtn to Dismiss ...
Additional Text: DEFENDANTS' LEGAL MEMORANDUM IN SUPPORT OF DISMISSAL FOR FAILURE TO COMPLY WITH STATUTE FOR FORECLOSURE PURSUANT TO NRCP 50.
- 458 12/12/2013 - MIN - ***Minutes
Additional Text: 12/11/13 - BENCH TRIAL (DAY 3) - Transaction 4193014 - Approved By: NOREVIEW : 12-12-2013:09:52:35
- 459 12/12/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4193023 - Approved By: NOREVIEW : 12-12-2013:09:54:09
- 460 12/12/2013 - MIN - ***Minutes
Additional Text: 12/12/13 - BENCH TRIAL (DAY 4 - FINAL DAY & EXHIBIT LIST) - Transaction 4195053 - Approved By: NOREVIEW : 12-12-2013:14:51:23
- 461 12/12/2013 - NEF - Proof of Electronic Service
Additional Text: Transaction 4195087 - Approved By: NOREVIEW : 12-12-2013:14:55:48
- 462 12/31/2013 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 463 1/2/2014 - 4105 - Supplemental ...
Additional Text: SUPPLEMENTAL TRIAL BRIEF - Transaction 4229051 - Approved By: MCHOLICO : 01-02-2014:09:16:04
- 464 1/2/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4229091 - Approved By: NOREVIEW : 01-02-2014:09:18:02
- 465 1/3/2014 - 3675 - Post Trial Brief
Additional Text: STEPPAN IS NOT ENTITLED TO ANY NON-FIXED FEE COMPENSATION.
- 466 2/19/2014 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 467 2/24/2014 - 4185 - Transcript
Additional Text: 12/9/13 Trial - Volume I - Transaction 4317125 - Approved By: NOREVIEW : 02-24-2014:15:15:30
- 468 2/24/2014 - 4185 - Transcript
Additional Text: 12/10/13 - Trial - Volume II - Transaction 4317129 - Approved By: NOREVIEW : 02-24-2014:15:16:15
- 469 2/24/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4317130 - Approved By: NOREVIEW : 02-24-2014:15:16:40
- 470 2/24/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4317134 - Approved By: NOREVIEW : 02-24-2014:15:17:36

471 2/24/2014 - 4185 - Transcript
Additional Text: Transaction 4317492 - Approved By: NOREVIEW : 02-24-2014:17:04:01

472 2/24/2014 - 4185 - Transcript
Additional Text: Transaction 4317495 - Approved By: NOREVIEW : 02-24-2014:17:04:59

473 2/24/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4317496 - Approved By: NOREVIEW : 02-24-2014:17:05:09

474 2/24/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4317497 - Approved By: NOREVIEW : 02-24-2014:17:06:11

475 5/28/2014 - 1750 - Findings, Conclusions & Judg
Additional Text: FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION - Transaction 4451229 - Approved By: NOREVIEW : 05-28-2014:12:20:43

476 5/28/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4451231 - Approved By: NOREVIEW : 05-28-2014:12:21:33

477 6/2/2014 - 1250E - Application for Setting eFile
Additional Text: FOR HEARING ON FINAL AMT. OWED PURSUANT TO FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER SET FOR JUNE 12, 2014 AT 2:30 P.M. - Transaction 4457488 - Approved By: NOREVIEW : 06-02-2014:13:49:15

478 6/2/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4457492 - Approved By: NOREVIEW : 06-02-2014:13:50:14

479 6/10/2014 - 3373 - Other ...
Additional Text: HEARING BRIEF REGARDING CALCULATION OF PRINCIPAL AND INTEREST - Transaction 4470854 - Approved By: MCHOLICO : 06-10-2014:16:37:52

480 6/10/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4471139 - Approved By: NOREVIEW : 06-10-2014:16:39:08

481 6/12/2014 - MIN - ***Minutes
Additional Text: 6/12/14 - HRG ON FINAL AMOUNT OWED, PURSUANT TO THE ORDER FILED 5/28/14. - Transaction 4474927 - Approved By: NOREVIEW : 06-12-2014:16:04:56

482 6/12/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4474938 - Approved By: NOREVIEW : 06-12-2014:16:06:07

483 6/17/2014 - 4185 - Transcript
Additional Text: HEARING - SEPTEMBER 9, 2013 - Transaction 4480015 - Approved By: NOREVIEW : 06-17-2014:11:38:07

484 6/17/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4480018 - Approved By: NOREVIEW : 06-17-2014:11:39:07

485 6/20/2014 - 2490 - Motion ...
Additional Text: MOTION FOR COSTS - Transaction 4484838 - Approved By: YLLOYD : 06-20-2014:09:06:31

486 6/20/2014 - 1950 - Memorandum of Costs
Additional Text: VERIFIED MEMORANDUM OF COSTS - Transaction 4484839 - Approved By: YLLOYD : 06-20-2014:09:08:00

487 6/20/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4485068 - Approved By: NOREVIEW : 06-20-2014:09:07:28

488 6/20/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4485076 - Approved By: NOREVIEW : 06-20-2014:09:09:00

- 489 6/20/2014 - 2010 - Mtn for Attorney's Fee
Additional Text: Transaction 4486273 - Approved By: MELWOOD : 06-20-2014:14:54:59
- 490 6/20/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4486280 - Approved By: NOREVIEW : 06-20-2014:14:55:57
- 491 6/23/2014 - 1290 - Association of Counsel
Additional Text: ALBRIGHT, STODDARD, WARNICK & ALBRIGHT - Transaction 4488691 - Approved By: YLLOYD : 06-24-2014:08:22:20
- 492 6/24/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4489015 - Approved By: NOREVIEW : 06-24-2014:08:23:21
- 493 6/27/2014 - 2630 - Objection to ...
Additional Text: SECOND OBJECTION TO COURT COSTS
- 494 6/27/2014 - 2630 - Objection to ...
Additional Text: OBJECTION TO COURT COSTS
- 495 7/9/2014 - FIE - **Document Filed in Error
Additional Text: RESPONSE TO MOTION TO WITHDRAW, EXTEND DISCOVERY AND CONTINUE TRIAL DATE
- 496 7/9/2014 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO MOTIN FOR COSTS
- 497 7/9/2014 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO MOTION FOR ATTORNEYS FEES
- 498 7/9/2014 - FIE - **Document Filed in Error
Additional Text: AFFIDAVIT OF C. NICHOLAS PEREOS IN RESPONSE TO MOTION TO WITHDRAW, EXTEND DISCOVERY AND CONTINUE TRIAL
- 499 7/11/2014 - 3795 - Reply...
Additional Text: REPLY IN SUPPORT OF MOTION FOR ATTORNEY FEES - Transaction 4513050 - Approved By: MFERNAND : 07-11-2014:15:28:45
- 500 7/11/2014 - 3795 - Reply...
Additional Text: REPLY IN SUPPORT OF MOTION FOR COSTS - Transaction 4513130 - Approved By: MELWOOD : 07-11-2014:15:34:14
- 501 7/11/2014 - 3860 - Request for Submission
Additional Text: MOTION FOR ATTORNEY'S FEES - Transaction 4513198 - Approved By: MELWOOD : 07-11-2014:16:30:58
PARTY SUBMITTING: MICHAEL HOY, ESQ
DATE SUBMITTED: 07/11/2014
SUBMITTED BY: MELWOOD
DATE RECEIVED JUDGE OFFICE:
- 502 7/11/2014 - 3860 - Request for Submission
Additional Text: MOTION FOR ATTORNEY FEES - Transaction 4513199 - Approved By: MELWOOD : 07-11-2014:16:31:41
PARTY SUBMITTING: MICHAEL HOY, ESQ
DATE SUBMITTED: 07/11/2014
SUBMITTED BY: MELWOOD
DATE RECEIVED JUDGE OFFICE:
- 503 7/11/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4513635 - Approved By: NOREVIEW : 07-11-2014:15:29:32
- 504 7/11/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4513663 - Approved By: NOREVIEW : 07-11-2014:15:35:12

505 7/11/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4513919 - Approved By: NOREVIEW : 07-11-2014:16:31:59

506 7/11/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4513927 - Approved By: NOREVIEW : 07-11-2014:16:32:46

507 7/16/2014 - 2195 - Mtn for Stay ...
Additional Text: DEFENDANTS' MOTIONS FOR STAY OF EXECUTION (1) PENDING DISPOSITION OF ALTERATION OR NEW TRIAL MOTION AND (2) PENDING APPEAL, WITHOUT THE NECESITY OF ANY BOND - Transaction 4518824 - Approved By: MFERNAND : 07-16-2014:11:39:19

508 7/16/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4519416 - Approved By: NOREVIEW : 07-16-2014:11:40:02

509 7/17/2014 - 1665 - Ex-Parte Application...
Additional Text: ILIESCU'S EX PARTE APPLICATION FOR LEAVE TO FILE A SINGLE CONSOLIDATED POST-TRIAL BRIEF NOT TO EXCEED 45 PAGES - Transaction 4522307 - Approved By: MCHOLICO : 07-17-2014:16:49:36

510 7/17/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4522814 - Approved By: NOREVIEW : 07-17-2014:16:50:32

511 7/18/2014 - 3105 - Ord Granting ...
Additional Text: ORDER GRANTING APPLICATION FOR LEAVE TO FILE POST-TRIAL BRIEF OVER PAGE LIMITS - Transaction 4523344 - Approved By: NOREVIEW : 07-18-2014:09:20:18

512 7/18/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4523347 - Approved By: NOREVIEW : 07-18-2014:09:21:19

513 7/18/2014 - 3795 - Reply...
Additional Text: Supplemental Reply In Support of Motion for Attorney Fees - Transaction 4524150 - Approved By: AZION : 07-18-2014:14:03:26

514 7/18/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4524180 - Approved By: NOREVIEW : 07-18-2014:14:04:25

515 8/7/2014 - 3980 - Stip and Order...
Additional Text: Transaction 4552148 - Approved By: NOREVIEW : 08-07-2014:13:37:14

516 8/7/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4552151 - Approved By: NOREVIEW : 08-07-2014:13:38:12

517 9/4/2014 - 2520 - Notice of Appearance
Additional Text: DAVID GRUNDY, ESQ. & TODD ALEXANDER, ESQ. / THIRD-PARTY DEFENDANTS - Transaction 4591013 - Approved By: MCHOLICO : 09-04-2014:14:48:44

518 9/4/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4591561 - Approved By: NOREVIEW : 09-04-2014:14:49:47

519 9/4/2014 - \$2200 - \$Mtn for Summary Judgment
Additional Text: THIRD PARTY DEFENDANT HALE LANE'S RENEWED MOTION FOR SUMMARY JUDGMENT REGARDING THIRD-PARTY CLAIMS BY JOHN ILIESCU - Transaction 4591669 - Approved By: MFERNAND : 09-05-2014:08:29:34

520 9/5/2014 - PAYRC - **Payment Receipted
Additional Text: A Payment of \$200.00 was made on receipt DCDC469040.

521 9/5/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4592354 - Approved By: NOREVIEW : 09-05-2014:08:31:36

- 522 9/5/2014 - 3370 - Order ...
Additional Text: ORDER REGARDING PLAINTIFF'S MOTION FOR COSTS - Transaction 4594487 - Approved By: NOREVIEW : 09-05-2014:16:39:47
- 523 9/5/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4594491 - Approved By: NOREVIEW : 09-05-2014:16:40:47
- 524 9/8/2014 - 3370 - Order ...
Additional Text: ORDER REGARDING PLAINTIFF'S MOTION FOR ATTORNEY FEES - Transaction 4595799 - Approved By: NOREVIEW : 09-08-2014:13:36:43
- 525 9/8/2014 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 526 9/8/2014 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 527 9/8/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4595804 - Approved By: NOREVIEW : 09-08-2014:13:37:41
- 528 9/15/2014 - 2035 - Mtn Clarification of Ord
Additional Text: DEFENDANTS' MOTION FOR RELIEF FROM COURT'S ATTORNEYS' FEES AND COSTS ORDERS AND FOR CORRECTION, RECONSIDERATION OR CLARIFICATION, OR CLARIFICATION OF SUCH ORDERS TO COMPLY WITH NEVADA MECHANIC'S LEIN LAW - Transaction 4606433 - Approved By: YLLOYD : 09-15-2014:13:53:43
- 529 9/15/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4606646 - Approved By: NOREVIEW : 09-15-2014:13:54:38
- 530 9/22/2014 - 2645 - Opposition to Mtn ...
Additional Text: THIRD-PARTY PLAINTIFFS' OPPOSITION TO THIRD-PARTY DEFENDANT HALE LANE'S RENEWED MOTION FOR SUMMARY JUDGMENT REGARDING THIRD-PARTY CLAIMS; AND COUNTERMOTION TO AMEND THIRD-PARTY COMPLAINT AND FOR ADDITIONAL DISCOVERY UNDER NRCP 56(f) - Transaction 4618326 - Approved By: MCHOLICO : 09-23-2014:09:43:41
- 531 9/23/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4619017 - Approved By: NOREVIEW : 09-23-2014:09:44:59
- 532 9/24/2014 - 2490 - Motion ...
Additional Text: MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION OF ORDER GRANTING PLTF'S MOTION FOR ATTORNEY FEES - Transaction 4622245 - Approved By: ADEGAYNE : 09-24-2014:14:44:24
- 533 9/24/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4622420 - Approved By: NOREVIEW : 09-24-2014:14:45:22
- 534 9/25/2014 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO DEFENSE MOTION FOR RELIEF FROM COURT'S ATTORNEYS' FEES COSTS ORDERS - Transaction 4624260 - Approved By: MFERNAND : 09-25-2014:15:28:07
- 535 9/25/2014 - 1580 - Demand for Jury
Additional Text: THIRD-PARTY PLTF'S RESTATED DEMAND FOR JURY TRIAL ON THEIR THIRD-PARTY COMPLAINT - Transaction 4624401 - Approved By: MELWOOD : 09-25-2014:16:25:41
- 536 9/25/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4624566 - Approved By: NOREVIEW : 09-25-2014:15:29:04
- 537 9/25/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4624801 - Approved By: NOREVIEW : 09-25-2014:16:26:39
- 538 9/26/2014 - 2501 - Non-Opposition ...

Additional Text: NOTICE OF NON-OPPOSITION TO MARK B STEPPAN'S MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION OF ORDER GRANTING PLAINTIFF'S MOTION FOR ATTORNEY FEES - Transaction 4625617 - Approved By: MELWOOD : 09-26-2014:14:00:21

539 9/26/2014 - 2501 - Non-Opposition ...

Additional Text: NOTICE OF NON-OPPOSITION TO MARK B STEPPAN'S MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION OF ORDER GRANTING PLAINTIFF'S MOTION FOR ATTORNEY'S FEES - Transaction 4625617 - Approved By: MELWOOD : 09-26-2014:14:00:21

540 9/26/2014 - NEF - Proof of Electronic Service

Additional Text: Transaction 4626170 - Approved By: NOREVIEW : 09-26-2014:14:01:23

541 9/29/2014 - 3370 - Order ...

Additional Text: ORDER REGARDING RECONSIDERATION - Transaction 4627034 - Approved By: NOREVIEW : 09-29-2014:09:34:05

542 9/29/2014 - NEF - Proof of Electronic Service

Additional Text: Transaction 4627038 - Approved By: NOREVIEW : 09-29-2014:09:34:56

543 9/29/2014 - 3660 - Points&Authorities in Reply...

Additional Text: REPLY POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS' MOTION FOR RELIEF FROM COURT'S ATTORNEYS' FEES AND COSTS ORDERS AND FOR CORRECTION, RECONSIDERATION, OR CLARIFICATION OF SUCH ORDERS TO COMPLY WITH NEVADA MECHANIC'S LIEN LAW - Transaction 4628209 - Approved By: MCHOLICO : 09-30-2014:08:55:21

544 9/29/2014 - 3660 - Points&Authorities in Reply...

Additional Text: REPLY POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS' MOTION FOR RELIEF FROM COURT'S ATTORNEYS' FEES AND COSTS ORDERS AND FOR CORRECTION, RECONSIDERATION ,OR CLARIFICATION OF SUCH ORDERS TO COMPLY WITH NEVADA MECHANIC'S LIEN LAW - Transaction 4628209 - Approved By: MCHOLICO : 09-30-2014:08:55:21

545 9/30/2014 - NEF - Proof of Electronic Service

Additional Text: Transaction 4628905 - Approved By: NOREVIEW : 09-30-2014:08:56:20

546 10/9/2014 - 3860 - Request for Submission

Additional Text: REQUEST FOR SUBMISSION OF UNCONTESTED MOTION - MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION OF ORDER GRANTING PLAINTIFF'S MOTION FOR ATTORNEY FEES (NO PAPER ORDER PROVIDED) - Transaction 4644844 - Approved By: MFERNAND : 10-09-2014:15:37:27
PARTY SUBMITTING: MICHAEL D. HOY, ESQ.
DATE SUBMITTED: 10/09/2014
SUBMITTED BY: M. FERNANDEZ
DATE RECEIVED JUDGE OFFICE:

547 10/9/2014 - 2175 - Mtn for Reconsideration

Additional Text: MOTION FOR RECONSIDERATION OF ORDER GRANTING PLAINTIFF'S MOTION FOR ATTORNEY FEES - Transaction 4644927 - Approved By: MCHOLICO : 10-09-2014:16:21:17

548 10/9/2014 - NEF - Proof of Electronic Service

Additional Text: Transaction 4645218 - Approved By: NOREVIEW : 10-09-2014:15:38:20

549 10/9/2014 - NEF - Proof of Electronic Service

Additional Text: Transaction 4645375 - Approved By: NOREVIEW : 10-09-2014:16:23:40

550 10/10/2014 - 2645 - Opposition to Mtn ...

Additional Text: OPPOSITION TO MARK B STEPPAN'S MOTION FOR RECONSIDERATION OF ORDER GRANTING PLTF'S MOTION FOR ATTORNEY FEES - Transaction 4645602 - Approved By: MELWOOD : 10-10-2014:11:16:59

551 10/10/2014 - NEF - Proof of Electronic Service

Additional Text: Transaction 4646178 - Approved By: NOREVIEW : 10-10-2014:11:18:11

552 10/10/2014 - 3790 - Reply to/in Opposition

Additional Text: REPLY IN SUPPORT OF MOTIOHN FOR RECONSIDERATION OF ORDER GRANTING PLAINTIFF'S MOTION FOR ATTORNEY FEES - Transaction 4647738 - Approved By: YLLOYD : 10-13-2014:10:23:16

- 553 10/10/2014 - 3860 - Request for Submission
Additional Text: Transaction 4647760 - Approved By: YLLOYD : 10-13-2014:10:32:57
DOCUMENT TITLE: MOTION FOR RECONSIDERATION OF ORDER GRANTING PLAINTIFF'S MOTION FOR ATTORNEY FEES (NO PAPER ORDER)
PARTY SUBMITTING: MICHAEL HOY
DATE SUBMITTED: 10/10/14
SUBMITTED BY: YLLOYD
DATE RECEIVED JUDGE OFFICE:
- 554 10/13/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4648350 - Approved By: NOREVIEW : 10-13-2014:10:24:16
- 555 10/13/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4648428 - Approved By: NOREVIEW : 10-13-2014:10:33:56
- 556 10/13/2014 - 3860 - Request for Submission
Additional Text: MOTION FOR RELIEF FROM COURT'S ATTORNEY'S FEES AND COSTS ORDERS AND FOR CORRECTION, RECONSIDERATION, OR CLARIFICATION OF SUCH ORDERS TO COMPLY WITH NEVADA MECHANIC'S LIEN LAW - Transaction 4648843 - Approved By: MELWOOD : 10-13-2014:14:40:17
PARTY SUBMITTING: G MARK ALBRIGHT, ESQ
DATE SUBMITTED: 10/13/2014
SUBMITTED BY: MELWOOD
DATE RECEIVED JUDGE OFFICE:
- 557 10/13/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4649326 - Approved By: NOREVIEW : 10-13-2014:14:41:22
- 558 10/27/2014 - 2490 - Motion ...
Additional Text: DEFENDANTS' MOTION FOR NRCP 60(b) RELIEF FROM COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION AND RELATED ORDERS - Transaction 4669480 - Approved By: YLLOYD : 10-27-2014:11:37:19
- 559 10/27/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4669804 - Approved By: NOREVIEW : 10-27-2014:11:38:50
- 560 10/27/2014 - 4050 - Stipulation ...
Additional Text: STIPULATION FOR WITHDRAWAL OF RENEWED MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION - Transaction 4670631 - Approved By: MELWOOD : 10-28-2014:08:16:56
- 561 10/28/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4671106 - Approved By: NOREVIEW : 10-28-2014:08:18:06
- 562 11/4/2014 - 1650 - Errata...
Additional Text: ERRATA TO DEFENDANTS' MOTION FOR NRCP 60(b) RELIEF FROM COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION AND RELATED ORDERS - Transaction 4679682 - Approved By: MCHOLICO : 11-04-2014:09:42:25
- 563 11/4/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4679973 - Approved By: NOREVIEW : 11-04-2014:09:43:23
- 564 11/18/2014 - 3980 - Stip and Order...
Additional Text: STIPULATION AND ORDER FOR EXTENSION OF TIME FOR BRIEFING - Transaction 4701274 - Approved By: NOREVIEW : 11-18-2014:14:40:58
- 565 11/18/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4701283 - Approved By: NOREVIEW : 11-18-2014:14:42:00
- 566 12/1/2014 - 3105 - Ord Granting ...
Additional Text: ORDER GRANTING MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION OF ORDER GRANTING PLAINTIFF'S MOTION FOR ATTORNEY FEES - Transaction 4714853 - Approved By: NOREVIEW : 12-01-2014:11:01:47

- 567 12/1/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4714857 - Approved By: NOREVIEW : 12-01-2014:11:04:31
- 568 12/1/2014 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 569 12/1/2014 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO DEFT'S MOTION FOR NRCP 60(b) RELIEF FROM COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION AND RELATED ORDERS - Transaction 4715768 - Approved By: MELWOOD : 12-01-2014:16:22:25
- 570 12/1/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4715961 - Approved By: NOREVIEW : 12-01-2014:16:23:36
- 571 12/4/2014 - 2645 - Opposition to Mtn ...
Additional Text: AMENDED OPPOSITION TO DEFTS' MOTION FOR NRCP 60(b) RELIEF FROM COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION AND RELATED ORDERS - Transaction 4721927 - Approved By: MELWOOD : 12-04-2014:16:51:49
- 572 12/4/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4722077 - Approved By: NOREVIEW : 12-04-2014:16:52:54
- 573 12/10/2014 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 574 12/10/2014 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 575 12/10/2014 - 3370 - Order ...
Additional Text: ORDER REGARDING RECONSIDERATION OF ATTORNEY FEES - Transaction 4729999 - Approved By: NOREVIEW : 12-10-2014:11:08:48
- 576 12/10/2014 - 3370 - Order ...
Additional Text: ORDER REGARDING DEFENDANT'S REQUEST FOR CLARIFICATION - Transaction 4730004 - Approved By: NOREVIEW : 12-10-2014:11:09:57
- 577 12/10/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4730003 - Approved By: NOREVIEW : 12-10-2014:11:09:38
- 578 12/10/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4730006 - Approved By: NOREVIEW : 12-10-2014:11:10:46
- 579 12/12/2014 - 1105 - Amended Ord and/or Judgment
Additional Text: AMENDED ORDER REGARDING PLAINTIFF'S MOTION FOR COSTS - Transaction 4734821 - Approved By: NOREVIEW : 12-12-2014:16:24:50
- 580 12/12/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4734828 - Approved By: NOREVIEW : 12-12-2014:16:25:50
- 581 12/12/2014 - 1105 - Amended Ord and/or Judgment
Additional Text: AMENDED ORDER REGARDING PLAINTIFF'S MOTION FOR ATTORNEY FEES - Transaction 4734845 - Approved By: NOREVIEW : 12-12-2014:16:29:41
- 582 12/12/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4734850 - Approved By: NOREVIEW : 12-12-2014:16:30:42
- 583 12/12/2014 - 3980 - Stip and Order...
Additional Text: JOINT STIPULATION AND ORDER REGARDING ENLARGEMENT OF TIME FOR BRIEFS - Transaction 4734994 - Approved By: NOREVIEW : 12-12-2014:17:15:13

- 584 12/12/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4734995 - Approved By: NOREVIEW : 12-12-2014:17:16:13
- 585 12/16/2014 - 3795 - Reply...
Additional Text: DEFENDANTS' REPLY POINTS AND AUTHORITIES IN SUPPORT OF THEIR MOTION FOR NRCP 60(b) RELIEF FROM COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION AND RELATED ORDERS - Transaction 4737764 - Approved By: YLLOYD : 12-16-2014:09:40:35

RECEIVED - 12/15/14 - REJECTED IN ERROR BY DEPUTY CLERK YLLOYD
- 586 12/16/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4737860 - Approved By: NOREVIEW : 12-16-2014:09:41:35
- 587 12/17/2014 - 3860 - Request for Submission
Additional Text: MOTION FOR NRCP 60(b) RELIEF FROM COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION AND RELATED ORDERS (NO ORDER PROVIDED) - Transaction 4740381 - Approved By: MELWOOD : 12-17-2014:11:44:39
PARTY SUBMITTING: MICHAEL HOY, ESQ
DATE SUBMITTED: 12/17/2014
SUBMITTED BY: MELWOOD
DATE RECEIVED JUDGE OFFICE:
- 588 12/17/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4740575 - Approved By: NOREVIEW : 12-17-2014:11:45:40
- 589 12/17/2014 - 3860 - Request for Submission
Additional Text: DEFENDANTS' MOTION FOR NRCP 60(b) RELIEF FROM COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION AND RELATED ORDERS (NO PAPER ORDER PROVIDED) - Transaction 4741185 - Approved By: MCHOLICO : 12-17-2014:16:27:57
PARTY SUBMITTING: MARK ALBRIGHT, ESQ.
DATE SUBMITTED: 12/17/14
SUBMITTED BY: MCHOLICO
DATE RECEIVED JUDGE OFFICE:
- 590 12/17/2014 - NEF - Proof of Electronic Service
Additional Text: Transaction 4741483 - Approved By: NOREVIEW : 12-17-2014:16:28:53
- 591 1/21/2015 - 4185 - Transcript
Additional Text: 6/12/14 - Hearing - Transaction 4782648 - Approved By: NOREVIEW : 01-21-2015:16:13:13
- 592 1/21/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4782655 - Approved By: NOREVIEW : 01-21-2015:16:14:12
- 593 1/27/2015 - 2610 - Notice ...
Additional Text: NOTICE OF CHANGE OF FIRM NAME - HOY CHRISSINGER KIMMEL VALLAS, P.C. - Transaction 4789444 - Approved By: MELWOOD : 01-27-2015:09:56:18
- 594 1/27/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4789775 - Approved By: NOREVIEW : 01-27-2015:09:57:19
- 595 2/2/2015 - S200 - Request for Submission Complet
Additional Text: SUBMITTED TWICE FOR THE SAME MOTION
- 596 2/2/2015 - 3347 - Ord to Set
Additional Text: ORDER TO SET ORAL ARGUMENT - Transaction 4799114 - Approved By: NOREVIEW : 02-02-2015:14:51:32
- 597 2/2/2015 - S200 - Request for Submission Complet
Additional Text: ORDER SENT TO PARTIES TO SET FOR ORAL ARGUMENT

598 2/2/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4799116 - Approved By: NOREVIEW : 02-02-2015:14:52:22

599 2/3/2015 - 1250E - Application for Setting eFile
Additional Text: FOR ORAL ARGUMENT ON MOTION FOR NRCP 60(B) RELIEF ON FEBRUARY 17, 2015 AT 11:00 A.M. - Transaction 4801315 - Approved By: NOREVIEW : 02-03-2015:16:25:44

600 2/3/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4801318 - Approved By: NOREVIEW : 02-03-2015:16:26:46

601 2/18/2015 - MIN - ***Minutes
Additional Text: 2/18/15 - ORAL ARGUMENTS - Transaction 4822546 - Approved By: NOREVIEW : 02-18-2015:14:50:34

602 2/18/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4822550 - Approved By: NOREVIEW : 02-18-2015:14:51:33

603 2/18/2015 - 1250E - Application for Setting eFile
Additional Text: FOR CONTINUATION OF ORAL ARGUMENT ON NRCP 60(b0) RELIEF SET FOR FEBRUARY 23, 2015 AT 8:30 A.M. - Transaction 4822724 - Approved By: NOREVIEW : 02-18-2015:15:22:07

604 2/18/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4822726 - Approved By: NOREVIEW : 02-18-2015:15:24:41

605 2/23/2015 - 4185 - Transcript
Additional Text: Transaction 4828688 - Approved By: NOREVIEW : 02-23-2015:11:47:43

606 2/23/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4828695 - Approved By: NOREVIEW : 02-23-2015:11:50:36

607 2/23/2015 - MIN - ***Minutes
Additional Text: 2/23/15 - CONT'D ORAL ARGUMENTS - Transaction 4830007 - Approved By: NOREVIEW : 02-23-2015:16:40:46

608 2/23/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4830021 - Approved By: NOREVIEW : 02-23-2015:16:42:10

609 2/26/2015 - 1845 - Judgment and Ord
Additional Text: JUDGEMENT, DECREE AND ORDER FOR FORECLOSURE OF MECHANICS LIEN - Transaction 4836215 - Approved By: NOREVIEW : 02-26-2015:15:29:41

610 2/26/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4836222 - Approved By: NOREVIEW : 02-26-2015:15:30:45

611 2/27/2015 - 2535 - Notice of Entry of Judgment
Additional Text: , Decree and Order for Foreclosure of Mechanics Lien - Transaction 4837208 - Approved By: NOREVIEW : 02-27-2015:10:08:22

612 2/27/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4837219 - Approved By: NOREVIEW : 02-27-2015:10:09:21

613 2/27/2015 - 4185 - Transcript
Additional Text: 12/09/13 Trial Volume I - Corrected/Repaginated Transcript of Proceedings - Transaction 4837383 - Approved By: NOREVIEW : 02-27-2015:10:57:34

614 2/27/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4837390 - Approved By: NOREVIEW : 02-27-2015:10:58:35

615 3/10/2015 - 2250 - Mtn Alter or Amend Judgment

Additional Text: DEFENDANT'S MOTION FOR COURT TO ALTER OR AMEND ITS JUDGMENT AND RELATED PRIOR ORDERS - Transaction 4854109 - Approved By: MELWOOD : 03-10-2015:16:55:19

616 3/10/2015 - NEF - Proof of Electronic Service

Additional Text: Transaction 4854743 - Approved By: NOREVIEW : 03-10-2015:16:56:24

617 3/11/2015 - 2610 - Notice ...

Additional Text: NOTICE OF LODGING PROPOSED ORDER CERTIFICATE OF SERVICE - Transaction 4856190 - Approved By: MELWOOD : 03-11-2015:16:31:07

618 3/11/2015 - 2645 - Opposition to Mtn ...

Additional Text: OPPOSITION TO DEFENDANTS' MOTION TO ALTER OR AMEND JUDGMENT AND RELATED ORDERS - Transaction 4856342 - Approved By: YLLOYD : 03-12-2015:08:11:26

619 3/11/2015 - NEF - Proof of Electronic Service

Additional Text: Transaction 4856567 - Approved By: NOREVIEW : 03-11-2015:16:32:11

620 3/12/2015 - NEF - Proof of Electronic Service

Additional Text: Transaction 4856772 - Approved By: NOREVIEW : 03-12-2015:08:12:34

621 3/13/2015 - 2840 - Ord Denying ...

Additional Text: DECISION AND ORDER DENYING NRCP 60(b) MOTION - Transaction 4860752 - Approved By: NOREVIEW : 03-13-2015:16:48:40

622 3/13/2015 - NEF - Proof of Electronic Service

Additional Text: Transaction 4860756 - Approved By: NOREVIEW : 03-13-2015:16:49:37

623 3/13/2015 - 2540 - Notice of Entry of Ord

Additional Text: Transaction 4860795 - Approved By: NOREVIEW : 03-13-2015:17:26:18

624 3/13/2015 - NEF - Proof of Electronic Service

Additional Text: Transaction 4860796 - Approved By: NOREVIEW : 03-13-2015:17:29:08

625 3/17/2015 - 3870 - Request

Additional Text: REQUEST TO BE REMOVED FROM SERVICE LIST - Transaction 4865108 - Approved By: MPURDY : 03-17-2015:16:33:58

626 3/17/2015 - NEF - Proof of Electronic Service

Additional Text: Transaction 4865405 - Approved By: NOREVIEW : 03-17-2015:16:35:02

627 3/20/2015 - 3660 - Points&Authorities in Reply...

Additional Text: REPLY POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS' MOTION TO ALTER OR AMEND JUDGMENT AND RELATED ORDERS - Transaction 4870318 - Approved By: MCHOLICO : 03-20-2015:11:40:01

628 3/20/2015 - NEF - Proof of Electronic Service

Additional Text: Transaction 4870801 - Approved By: NOREVIEW : 03-20-2015:11:40:52

629 3/26/2015 - 3860 - Request for Submission

Additional Text: Transaction 4880013 - Approved By: YLLOYD : 03-26-2015:16:50:49
DOCUMENT TITLE: MOTION TO ALTER OR AMEND JUDGMENT AND RELATED ORDERS (NO PAPER ORDER)
PARTY SUBMITTING: MARK ALBRIGHT ESQ
DATE SUBMITTED: 3/26/15
SUBMITTED BY: YLLOYD
DATE RECEIVED JUDGE OFFICE:

630 3/26/2015 - NEF - Proof of Electronic Service

Additional Text: Transaction 4880378 - Approved By: NOREVIEW : 03-26-2015:16:53:29

631 4/2/2015 - COC - Evidence Chain of Custody Form

No additional text exists for this entry.

- 632 5/27/2015 - 2840 - Ord Denying ...
Additional Text: ORDER DENYING DEFENDANTS' MOTION FOR COURT TO ALTER OR AMEND ITS JUDGMENT AND RELATED PRIOR ORDERS - Transaction 4971032 - Approved By: NOREVIEW : 05-27-2015:13:04:42
- 633 5/27/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4971037 - Approved By: NOREVIEW : 05-27-2015:13:05:43
- 634 5/27/2015 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 635 5/28/2015 - 2540 - Notice of Entry of Ord
Additional Text: Transaction 4973433 - Approved By: NOREVIEW : 05-28-2015:12:53:45
- 636 5/28/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4973434 - Approved By: NOREVIEW : 05-28-2015:12:54:43
- 637 6/1/2015 - 2190 - Mtn for Stay Pending Appeal
Additional Text: DEFENDANTS' MOTION FOR STAY OF EXECUTION OF "JUDGMENT, DECREE, AND ORDER FOR FORECLOSURE OF MECHANIC'S LIEN" PENDING APPEAL, WITHOUT THE NECESSITY OF ANY BOND - Transaction 4978182 - Approved By: YLLOYD : 06-02-2015:09:17:46
- 638 6/2/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4978778 - Approved By: NOREVIEW : 06-02-2015:09:18:44
- 639 6/8/2015 - 2645 - Opposition to Mtn ...
Additional Text: OPPOSITION TO MOTION FOR STAY JUDGMENT PENDING APPEAL WITHOUT SUPERSEDEAS BOND - Transaction 4987967 - Approved By: YVILORIA : 06-08-2015:13:43:54
- 640 6/8/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4988091 - Approved By: NOREVIEW : 06-08-2015:13:46:24
- 641 6/12/2015 - 3795 - Reply...
Additional Text: DEFENDANTS' REPLY POINTS AND AUTHORITIES IN SUPPORT OF THEIR MOTION FOR STAY OF EXECUTION OF JUDGMENT WITHOUT THE NECESSITY OF ANY BOND - Transaction 4997819 - Approved By: YVILORIA : 06-12-2015:13:28:43
- 642 6/12/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 4998054 - Approved By: NOREVIEW : 06-12-2015:13:29:47
- 643 6/15/2015 - 3860 - Request for Submission
Additional Text: DEFENDANTS' MOTION FOR STAY OF EXECUTION OF 'JUDGMENT, DECREE, AND ORDER FOR FORECLOSURE OF MECHANIC'S LIEN' PENDING APPEAL, WITHOUT THE NECESSITY OF ANY BOND" (NO PAPER ORDER PROVIDED) - Transaction 5000024 - Approved By: MCHOLICO : 06-15-2015:12:25:44
PARTY SUBMITTING: MICHAEL HOY, ESQ.
DATE SUBMITTED: 06/15/15
SUBMITTED BY: MCHOLICO
DATE RECEIVED JUDGE OFFICE:
- 644 6/15/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5000318 - Approved By: NOREVIEW : 06-15-2015:12:26:37
- 645 6/15/2015 - 3860 - Request for Submission
Additional Text: DEFENDANTS' REQUEST FOR SUBMISSION OF DEFENDANTS' MOTION FOR STAY OF EXECUTION PENDING APPEAL WITHOUTH THE NECESSITY OF ANY BOND - Transaction 5000619 - Approved By: MPURDY : 06-15-2015:14:17:51
DOCUMENT TITLE: DEFENDANTS' REQUEST FOR SUBMISSION OF DEFENDANTS' MOTION FOR STAY OF EXECUTION PENDING APPEAL WITHOUTH THE NECESSITY OF ANY BOND
PARTY SUBMITTING: C. NICHOLAS PEREOS
DATE SUBMITTED: 06/15/15
SUBMITTED BY: MPURDY
DATE RECEIVED JUDGE OFFICE:

646 6/15/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5000746 - Approved By: NOREVIEW : 06-15-2015:14:18:46

647 6/15/2015 - S200 - Request for Submission Complet
Additional Text: SUBMITTED TWICE

648 6/23/2015 - \$2515 - \$Notice/Appeal Supreme Court
Additional Text: JOHN ILIESCU, JR, ET AL - Transaction 5012224 - Approved By: ASMITH : 06-23-2015:10:46:41

649 6/23/2015 - 1310 - Case Appeal Statement
Additional Text: Transaction 5012244 - Approved By: ASMITH : 06-23-2015:10:47:41

650 6/23/2015 - PAYRC - **Payment Receipted
Additional Text: A Payment of \$34.00 was made on receipt DCDC504690.

651 6/23/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5012699 - Approved By: NOREVIEW : 06-23-2015:10:47:37

652 6/23/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5012704 - Approved By: NOREVIEW : 06-23-2015:10:48:36

653 6/30/2015 - 1350 - Certificate of Clerk
Additional Text: CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 5024738 - Approved By: NOREVIEW : 06-30-2015:15:06:42

654 6/30/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5024744 - Approved By: NOREVIEW : 06-30-2015:15:07:39

655 6/30/2015 - 4113 - District Ct Deficiency Notice
Additional Text: Transaction 5024949 - Approved By: NOREVIEW : 06-30-2015:15:45:00

656 6/30/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5024963 - Approved By: NOREVIEW : 06-30-2015:15:46:17

657 7/6/2015 - SAB - **Supreme Court Appeal Bond
No additional text exists for this entry.

658 7/6/2015 - 2610 - Notice ...
Additional Text: NOTICE OF POSTING BOND FOR COSTS ON APPEAL

659 7/15/2015 - 2540 - Notice of Entry of Ord
Additional Text: Notice of Entry of Various Orders - Transaction 5045651 - Approved By: NOREVIEW : 07-15-2015:10:57:55

660 7/15/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5045656 - Approved By: NOREVIEW : 07-15-2015:10:58:54

661 7/15/2015 - 1188 - Supreme Court Receipt for Doc
Additional Text: SUPREME COURT NO. 66346/RECEIPT FOR DOCUMENTS - Transaction 5045707 - Approved By: NOREVIEW : 07-15-2015:11:07:56

662 7/15/2015 - 1188 - Supreme Court Receipt for Doc
Additional Text: SUPREME COURT NO. 68346/RECEIPT FOR DOCUMENTS - Transaction 5045707 - Approved By: NOREVIEW : 07-15-2015:11:07:56

663 7/15/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5045710 - Approved By: NOREVIEW : 07-15-2015:11:08:55

- 664 7/29/2015 - 2840 - Ord Denying ...
Additional Text: ORDER DENYING DEFENDANTS' MOTION FOR STAY OF EXECUTION OF "JUDGMENT, DECREE, AND ORDER FOR FORECLOSURE OF MECHANIC'S LIEN" PENDING APPEAL, WITHOUT THE NECESSITY OF ANY BOND - Transaction 5069048 - Approved By: NOREVIEW : 07-29-2015:16:09:29
- 665 7/29/2015 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 666 7/29/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5069057 - Approved By: NOREVIEW : 07-29-2015:16:10:31
- 667 10/28/2015 - 4129 - Supreme Ct Order Granting ...
Additional Text: SUPREME COURT NO. 68346/ORDER GRANTING MOTION FOR STAY WITHOUT POSTING ANY FURTHER SECURITY AND ORDER TO SHOW CAUSE - Transaction 5210656 - Approved By: NOREVIEW : 10-28-2015:14:34:32
- 668 10/28/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5210658 - Approved By: NOREVIEW : 10-28-2015:14:35:32
- 669 10/29/2015 - 2040 - Mtn for Clarification ...
Additional Text: DEFENDANTS' MOTION SEEKING CLARIFICATION OF FINALITY OF COURT'S RECENT JUDGMENT FOR PURPOSES OF MAINTAINING APPEAL; AND MOTION FOR EXPEDITED DECISION OF SHORTENED TIME BASIS - Transaction 5213646 - Approved By: MCHOLICO : 11-02-2015:09:15:01
- 670 11/2/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5214049 - Approved By: NOREVIEW : 11-02-2015:09:16:13
- 671 11/2/2015 - 1650 - Errata...
Additional Text: ERRATA TO: DEFENDANTS' MOTION SEEKING CLARIFICATION OF FINALITY OF COURT'S RECENT JUDGMENT FOR PURPOSES OF MAINTAINING APPEAL - Transaction 5215136 - Approved By: MFERNAND : 11-02-2015:14:39:29
- 672 11/2/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5215441 - Approved By: NOREVIEW : 11-02-2015:14:40:31
- 673 11/2/2015 - 2645 - Opposition to Mtn ...
Additional Text: PLAINTIFF'S RESPONSE TO DEFENDANT'S MOTION SEEKING CLARIFICATION OF FINALITY OF JUDGMENT - Transaction 5215538 - Approved By: YVILORIA : 11-02-2015:15:54:22
- 674 11/2/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5215728 - Approved By: NOREVIEW : 11-02-2015:15:57:03
- 675 11/4/2015 - 3795 - Reply...
Additional Text: REPLY POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS' MOTION SEEKING CLARIFICATION OF FINALITY OF COURT'S RECENT JUDGMENT FOR PURPOSES OF MAINTAINING APPEAL - Transaction 5218492 - Approved By: YVILORIA : 11-04-2015:09:58:05
- 676 11/4/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5218901 - Approved By: NOREVIEW : 11-04-2015:09:59:14
- 677 11/4/2015 - 3860 - Request for Submission
Additional Text: DEFENDANTS' MOTION SEEKING CLARIFICATION OF FINALITY OF COURT'S RECENT JUDGMENT FOR PURPOSES OF MAINTAINING APPEAL; AND MOTION FOR EXPEDITED DECISION ON SHORTENED TIME BASIS (NO PAPER ORDER PROVIDED) - Transaction 5219874 - Approved By: MCHOLICO : 11-04-2015:14:51:29
PARTY SUBMITTING: MARK ALBRIGHT, ESQ.
DATE SUBMITTED: 11/4/15
SUBMITTED BY: MCHOLICO
DATE RECEIVED JUDGE OFFICE:
- 678 11/4/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5220083 - Approved By: NOREVIEW : 11-04-2015:14:52:25

- 679 11/10/2015 - 3347 - Ord to Set
Additional Text: ORDER TO SET HEARING ON DEFENDANTS' MOTION SEEKING CLARIFICATION OF COURT'S RECENT JUDGMENT FOR PURPOSES OF MAINTAINING APPEAL AND MOTION FOR EXPEDITED DECISION ON SHORTENED TIME BASIS - Transaction 5229195 - Approved By: NOREVIEW : 11-10-2015:14:04:16
- 680 11/10/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5229205 - Approved By: NOREVIEW : 11-10-2015:14:05:17
- 681 11/10/2015 - S200 - Request for Submission Complet
No additional text exists for this entry.
- 682 11/10/2015 - 1250E - Application for Setting eFile
Additional Text: FOR HEARING ON MOTION SEEKING CLARIFICATION ON NOVEMBER 13, 2015, AT 10:30 A.M. - Transaction 5230297 - Approved By: NOREVIEW : 11-10-2015:16:48:19
- 683 11/10/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5230299 - Approved By: NOREVIEW : 11-10-2015:16:49:09
- 684 11/13/2015 - MIN - ***Minutes
Additional Text: 11/13/15 - HRG ON MOTION FOR CLARIFICATION - Transaction 5234392 - Approved By: NOREVIEW : 11-13-2015:12:24:27
- 685 11/13/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5234393 - Approved By: NOREVIEW : 11-13-2015:12:25:26
- 686 11/17/2015 - 3370 - Order ...
Additional Text: DECISION AND ORDER GRANTING MOTION SEEKING CLARIFICATION OF FINALITY OF JUDGMENT - Transaction 5239467 - Approved By: NOREVIEW : 11-17-2015:14:26:13
- 687 11/17/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5239474 - Approved By: NOREVIEW : 11-17-2015:14:27:12
- 688 12/16/2015 - 2545 - Notice of Entry ...
Additional Text: Notice of Entry of Decision and Order Granting Motion Seeking Clarification of Finality of Judgment - Transaction 5281476 - Approved By: NOREVIEW : 12-16-2015:13:02:47
- 689 12/16/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5281478 - Approved By: NOREVIEW : 12-16-2015:13:03:50
- 690 12/16/2015 - 1097 - Amended Notice of Appeal
Additional Text: By John Iliescu, Jr., Individually, and John Iliescu, Jr. and Sonnia Santee Iliescu, as Trustees of the John Iliescu, Jr. and Sonnia Iliescu 1992 Family Trust Agreement - Transaction 5281957 - Approved By: YVILORIA : 12-16-2015:14:50:01
- 691 12/16/2015 - 1087 - Amended Case Appeal Statement
Additional Text: Transaction 5281974 - Approved By: YVILORIA : 12-16-2015:14:50:17
- 692 12/16/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5282028 - Approved By: NOREVIEW : 12-16-2015:14:51:42
- 693 12/16/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5282030 - Approved By: NOREVIEW : 12-16-2015:14:51:49
- 694 12/17/2015 - 1350 - Certificate of Clerk
Additional Text: CERTIFICATE OF CLERK AND TRANSMITTAL - AMENDED NOTICE OF APPEAL - Transaction 5283210 - Approved By: NOREVIEW : 12-17-2015:10:57:15
- 695 12/17/2015 - NEF - Proof of Electronic Service
Additional Text: Transaction 5283213 - Approved By: NOREVIEW : 12-17-2015:10:58:13

1 Code 3370
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6 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
7 IN AND FOR THE COUNTY OF WASHOE
8

9 JOHN ILIESCU JR., et al.,

Case No. CV07-00341

10
11 Plaintiffs,

Dept. No. 6

12 vs.

13 MARK B. STEPPAN,

14
15 Respondent.
16 _____/

17 AND ALL RELATED MATTERS.
18 _____/

ORDER

19 The action stems from a question of if the Applicants had knowledge the
20 Respondent and his firm were performing architectural services for the benefit of the project
21 in question. The Applicants ("Applicants" or "Iliescu") filed a motion for partial summary
22 judgment on Mark Steppan's ("Respondent") claim for foreclosure of mechanic's lien. The
23 Respondent opposed the motion and filed a cross motion for partial summary judgment to
24 foreclose on the mechanic's lien.

25 The Applicants argue that they were never served with notice of right to lien as
26 required under NRS 108.245(1). They further argue the Applicants did not have actual
27 notice of construction on the project or of the identify of the Respondent. *Fondren v. K/L*
28 *Complex Ltd.*, 106 Nev. 75, 800 P.2d 719 (1990).

//

1 The Respondent argues that Iliescu did have actual notice from the land sale
2 agreement that the buyer would be hiring several design professionals, including architects.
3 Iliescu was also made aware at the public meetings that the Respondent was the architect
4 for this project. Since the Applicants knew that the construction project was underway, they
5 should have filed a notice of non-responsibility as required under NRS 108.234. See
6 *Fondren supra* at 721. The Respondent also alleges that the Applicants' counsel reviewed
7 the contract on the project and therefore had knowledge of the architect's identity and this
8 knowledge is imputed to the Applicants. *Lange v. Hickman*, 92 Nev. 41, 544 P.2d 1208
9 (1976).

10 The Applicants respond that the Respondent did not even attempt to comply with the
11 statutory requirements which results in a lack of substantial compliance. *Las Vegas*
12 *Convention & Visitors Auth. v. Miller*, 124 Nev. Adv. Rep.62, 191 P.3d 1138 (2008). The
13 Applicants further argue that there has been no evidence to prove that Iliescu has actual
14 knowledge of the Respondent's architectural services. Iliescu also argues that there is a
15 question whether Iliescu's prior counsel had Respondent's information in mind when it was
16 acting on Iliescu's behalf.

17 "Summary judgment is appropriate under NRCP 56 when the pleadings, depositions,
18 answers to interrogatories, admissions, and affidavits, if any, that are properly before the
19 court demonstrate that no genuine issue of material fact exists, and the moving party is
20 entitled to judgment as a matter of law." *Wood v. Safeway, Inc.*, 121 P.3d 1026, 1031 (Nev.
21 2005).

22 "A factual dispute is genuine when the evidence is such that a rational trier of fact
23 could return a verdict for the nonmoving party." *Id.*

24 The Applicants, specifically Iliescu, viewed the architectural drawings as well as
25 attended meetings where the design team presented the drawings. The Court finds even
26 though Iliescu alleges he did not know the identity of the architects who were working on
27 the project, he had actual knowledge that the Respondent and his firm were performing
28 architectural services on the project.

Accordingly, the motion for partial summary judgment is denied. The cross motion for summary judgment is granted.

DATED: This 22 day of June, 2009.


DISTRICT JUDGE

CERTIFICATE OF SERVICE

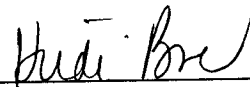
I certify that I am an employee of THE SECOND JUDICIAL DISTRICT COURT;
that on the 11 day of June, 2009, I electronically filed the foregoing with the
Clerk of the Court system which will send a notice of electronic filing to the following:

SALLIE ARMSTRONG, ESQ.

GAYLE KERN, ESQ.

Further, I certify that I deposited in the county mailing system for postage and
mailing with the U.S. Postal Service in Reno, Nevada, a true copy of the foregoing
addressed to:

Stephen C. Mollath, Esq.
Prezant & Mollath
6560 SW McCarran Blvd., Ste. A
Reno NV 89509


Heidi Boe
Judicial Assistant

FILED

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Howard W. Conyers
Clerk of the Court
Transaction # 908862

CODE: 2540
GAYLE A. KERN, LTD.
GAYLE A. KERN, ESQ.
Nevada Bar No. 1620
5421 Kietzke Lane, Suite 200
Reno, NV 89511
(775) 324-5930
Fax (775) 324-6173
E-mail: gaylekern@kernltd.com

Attorneys for Respondent/Plaintiff Mark B. Steppan

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

JOHN ILIESCU JR., SONNIA SANTEE
ILIESCU, AND JOHN ILIESCU JR. AND
SONNIA ILIESCU AS TRUSTEES OF
THE JOHN ILIESCU, JR. AND SONNIA
ILIESCU 1992 FAMILY TRUST,

CASE NO.: CV07-00341
(Consolidated with Case No. CV07-01021)

DEPT. NO.: 6

Applicants,

NOTICE OF ENTRY OF ORDER

vs.

MARK B. STEPPAN,

Respondent.

MARK STEPPAN,

Plaintiff,

vs.

JOHN ILIESCU, JR. and SONNIA
ILIESCU, as Trustees of the JOHN
ILIESCU, JR., AND SONNIA ILIESCU
1992 FAMILY TRUST AGREEMENT;
JOHN ILIESCU, individually; DOES I-V,
inclusive; and ROE CORPORATIONS VI-
X, inclusive.

Defendants.

AND RELATED ACTIONS.

PLEASE TAKE NOTICE that on the 22nd day of June, 2009, an Order ("Order") was
entered in the above-captioned matter.

GAYLE A. KERN, LTD.
5421 KIETZKE LANE, SUITE 200
RENO, NEVADA 89511
TELEPHONE: (775) 324-5930

1 A copy of the Order is attached hereto as Exhibit "1."

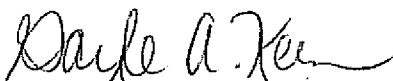
2 **AFFIRMATION**

3 **Pursuant to NRS 239B.030**

4 The undersigned does hereby affirm that the preceding document filed in the above-entitled
5 case does not contain the social security number of any person.

6 Dated this 20 day of July, 2009.

7 GAYLE A. KERN, LTD.

8 

9 GAYLE A. KERN, ESQ.

10 Attorneys for Respondent/Plaintiff Mark B. Steppan

GAYLE A. KERN, LTD.
5421 KIETZKE LANE, SUITE 200
RENO, NEVADA 89511
TELEPHONE: (775) 324-5930

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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify under penalty of perjury that I am an employee of the law offices of Gayle A. Kern, Ltd., 5421 Kietzke Lane, Suite 200, Reno, NV 89511, and that on this date I served the foregoing document(s) described as follows:

NOTICE OF ENTRY OF ORDER

on the party(s) set forth below by:

- X Placing an original or true copy thereof in a sealed envelope placed for collection and mailing in the United States Mail, at Reno, Nevada, postage paid, following ordinary business practices.
- Personal delivery.
- Facsimile (FAX).
- Federal Express or other overnight delivery.
- Reno/Carson Messenger Service.

addressed as follows:

Stephen C. Mollath, Esq. Prezant & Mollath 6560 S. W. McCarran Boulevard, Suite A Reno, NV 89509	Gregory F. Wilson, Esq. Wilson & Quint, LLP 417 West Plumb Lane Reno, NV 89509
Stephen R. Harris, Esq. Belding, Harris & Petroni, Ltd. 417 West Plumb Lane Reno, NV 89509	

DATED this 20th day of July, 2009.


TERESA A. GEARHART

INDEX OF EXHIBITS

Exhibit No.	Exhibit Description	No. of Pages in Exhibit
1	Order filed 6-22-09	4

EXHIBIT “1”

EXHIBIT “1”

1 Code 3370
2
3
4
5

6 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
7 IN AND FOR THE COUNTY OF WASHOE
8

9 JOHN ILIESCU JR., et al.,

Case No. CV07-00341

10
11 Plaintiffs,

Dept. No. 6

12 vs.

13 MARK B. STEPPAN,

14
15 Respondent.
16 _____/

17 AND ALL RELATED MATTERS.
18 _____/

ORDER

19 The action stems from a question of if the Applicants had knowledge the
20 Respondent and his firm were performing architectural services for the benefit of the project
21 in question. The Applicants ("Applicants" or "Iliescu") filed a motion for partial summary
22 judgment on Mark Steppan's ("Respondent") claim for foreclosure of mechanic's lien. The
23 Respondent opposed the motion and filed a cross motion for partial summary judgment to
24 foreclose on the mechanic's lien.

25 The Applicants argue that they were never served with notice of right to lien as
26 required under NRS 108.245(1). They further argue the Applicants did not have actual
27 notice of construction on the project or of the identify of the Respondent. *Fondren v. K/L*
28 *Complex Ltd.*, 106 Nev. 75, 800 P.2d 719 (1990).

//

1 The Respondent argues that Iliescu did have actual notice from the land sale
2 agreement that the buyer would be hiring several design professionals, including architects.
3 Iliescu was also made aware at the public meetings that the Respondent was the architect
4 for this project. Since the Applicants knew that the construction project was underway, they
5 should have filed a notice of non-responsibility as required under NRS 108.234. See
6 *Fondren supra* at 721. The Respondent also alleges that the Applicants' counsel reviewed
7 the contract on the project and therefore had knowledge of the architect's identity and this
8 knowledge is imputed to the Applicants. *Lange v. Hickman*, 92 Nev. 41, 544 P.2d 1208
9 (1976).

10 The Applicants respond that the Respondent did not even attempt to comply with the
11 statutory requirements which results in a lack of substantial compliance. *Las Vegas*
12 *Convention & Visitors Auth. v. Miller*, 124 Nev. Adv. Rep.62, 191 P.3d 1138 (2008). The
13 Applicants further argue that there has been no evidence to prove that Iliescu has actual
14 knowledge of the Respondent's architectural services. Iliescu also argues that there is a
15 question whether Iliescu's prior counsel had Respondent's information in mind when it was
16 acting on Iliescu's behalf.

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20 entitled to judgment as a matter of law." *Wood v. Safeway, Inc.*, 121 P.3d 1026, 1031 (Nev.
21 2005).

22 "A factual dispute is genuine when the evidence is such that a rational trier of fact
23 could return a verdict for the nonmoving party." *Id.*

24 The Applicants, specifically Iliescu, viewed the architectural drawings as well as
25 attended meetings where the design team presented the drawings. The Court finds even
26 though Iliescu alleges he did not know the identity of the architects who were working on
27 the project, he had actual knowledge that the Respondent and his firm were performing
28 architectural services on the project.

Accordingly, the motion for partial summary judgment is denied. The cross motion for summary judgment is granted.

DATED: This 22 day of June, 2009.

DISTRICT JUDGE

CERTIFICATE OF SERVICE

I certify that I am an employee of THE SECOND JUDICIAL DISTRICT COURT;
that on the 12 day of June, 2009, I electronically filed the foregoing with the
Clerk of the Court system which will send a notice of electronic filing to the following:

SALLIE ARMSTRONG, ESQ.

GAYLE KERN, ESQ.

Further, I certify that I deposited in the county mailing system for postage and
mailing with the U.S. Postal Service in Reno, Nevada, a true copy of the foregoing
addressed to:

Stephen C. Mollath, Esq.
Prezant & Mollath
6560 SW McCarran Blvd., Ste. A
Reno NV 89509

Heidi Boe
Heidi Boe
Judicial Assistant

1 CODE: 3370

2
3 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

4 IN AND FOR THE COUNTY OF WASHOE

5 JOHN ILIESCU, ET AL.,

6 Plaintiff,

7 vs.

Case No. CV07-00341

Dept. No. 10

8 MARK STEPPAN,

9 Defendants.

10 _____/

11
12 **FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISION**

13 A four day bench trial was conducted beginning on December 9, 2013, in the above
14 entitled matter. The Plaintiff, MARK B. STEPPAN ("Steppan") was suing to foreclose on a
15 mechanics lien for architectural services provided to, among other parties, the Defendants JOHN
16 ILIESCU, JR. and SONNIA ILIESCU, as Trustees of the JOHN ILIESCU, JR. AND SONNIA
17 ILIESCU 1992 FAMILY TRUST ("Iliescu"). The trial concluded on December 12, 2013. The
18 parties were permitted to submit post-trial briefs no later than January 3, 2014. Steppan and
19 Iliescu both submitted post-trial briefs. The transcript of the proceedings was available to the
20 Court at the end of February, 2014. The Court has received and reviewed all the exhibits
21 admitted during the trial, the testimony of the witnesses, the stipulations entered into by the
22 parties, and all of the other pleadings, papers, and orders previously entered in these proceedings
23 and makes the following findings of fact, conclusions of law and decision following bench trial
24 pursuant to NRCP 52.
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I. FINDINGS OF FACT

1. Iliescu owned four parcels of land in downtown Reno, Washoe County, Nevada, (“the property”) as more fully described by the parties in the TRIAL STIPULATION filed on December 6, 2013. Iliescu desired to sell and/or develop the property.
2. Illiescu retained the services of Richard K. Johnson (“Johnson”) to act as his broker in the sale and/or development of the property. Johnson has been licensed as a real estate broker for over 25 years. He has been a member of the Nevada Real Estate Commission and is a principle in the Johnson Group, a real estate firm in Washoe County, Nevada.
3. Johnson had worked for Illiescu for over five years. Johnson had sold property for Illiescu prior to the deal that became the subject of the matter *sub judice*. Johnson worked for Illiescu on a commission basis.
4. Johnson was in contact with Sam Caniglia (“Caniglia”) regarding the purchase of the property. Caniglia represented Consolidated Pacific Development, Inc. (“CPD”). CPD wanted to purchase the property and develop it by placing mixed-use structures on the land. The property would be both commercial and residential.
5. Johnson received a letter from Caniglia on behalf of CPD proposing a purchase of the property. The letter was marked and admitted as exhibit 66. Johnson had been speaking with Caniglia on behalf of Illiescu prior to the receipt of the letter. The letter describes the numerous “advantages” of dealing with CPD, including financing “tentatively arranged and * * * in place well before the project is approved (by the City of Reno)” and “Architect and Engineers in place ready to start work.” The parties agreed on a purchase price of \$7,500,000.00 and Illiescu would be entitled to a condominium in the development as well as other inducements. Illiescu and CPD executed numerous

1 addendums to the land purchase agreement that increased the sales price of the property
2 and provided additional inducements to Illiescu. Illiescu was represented by both
3 Johnson and legal counsel at various times during the negotiations for the sale of the
4 property.

5
6 6. The development contemplated by Illiescu, Caniglia, and CPD was known as Wingfield
7 Towers.

8 7. The sale of the property never came to pass. The property was in escrow on a number of
9 occasions and non-refundable deposits were paid to Illiescu; however, CPD and/or its
10 assigns were never able to secure funding for the purchase of the property or the
11 development contemplated thereon.

12 8. CPD transferred its interest in the property to Baty Schleming Investments, LLC
13 (“BSC”). Caniglia represented both CPD and BSC during times relevant to these
14 proceedings. Johnson believed that BSC and CPD were all the same people.

15
16 9. Steppan is, and at all times relevant to these proceedings was, an architect licensed to
17 practice in the State of Nevada. Steppan was employed at all times relevant to these
18 proceedings by the firm of Fisher Friedman Associates (“FFA”). FFA’s offices were in
19 California. Steppan was the only architect at FFA licensed to practice in Nevada. FFA
20 was an internationally recognized architectural firm. FFA had developed many mixed-
21 use, residential and commercial properties. Steppan was the project manager of the
22 Wingfield Towers project. Steppan provided project management and oversaw the staff
23 at FFA in preparing the instruments of service for the Wingfield Towers project.

24
25 10. Steppan entered into an AIA Document B141 Agreement (“the contract”) with BSC to
26 design Wingfield Towers. The contract had one addendum. Of note, the contract called

1 for an overall estimated construction cost of \$160,000,000.00. The addendum increased
2 the estimated construction cost to \$180,000,000.00. The Court finds that the later fee is a
3 conservative estimate given the scope of the project and the testimony of the witnesses
4 during the trial. The contract was signed by Steppan and BSC. Illiescu is not a party to
5 the contract. The responsibilities of the parties in the event of failure to complete the
6 project are clearly set out in § 1.3.8 of the contract.
7

8 11. Steppan would be paid based on a schedule established in § 1.5.1 of the contract.

9 Specifically, Steppan would be entitled to 5.75% of the total construction cost including
10 contractors profit and overhead. Steppan would earn his fee at the completion of five
11 separate stages of design and construction. Steppan would earn 20 % of his fee at the
12 completion of the schematic design phase (“SD”)(this stage includes the City of Reno
13 entitlement process); 22 % at the completion of the design development phase (“DD”);
14 40 % at the construction documents phase (“CD”); 1% at the bid/negotiate phase; and
15 17 % at the construction administration phase (“CA”). The criteria for the SD phase were
16 established § 2.4.2.1. The “cost of the work” as defined in § 1.3.1.1 of the contract is the
17 total cost or, to the extent the project is not completed, the estimated cost to the owner of
18 all the elements of the project designed or specified by the architect. The contract was
19 signed executed on October 31, 2005. There was an Addendum to the contract executed
20 on April 21, 2006. Steppan worked on the Wingfield Towers project prior to the signing
21 of the contract and the signing of the addendum. The parties were concerned about
22 losing the opportunity for certain entitlements on the project; therefore, Steppan worked
23 on an hourly basis pursuant to certain “stop gap” agreements entered into between
24 himself and Caniglia. The SD phase was completed and Wingfield Towers was able to
25
26

1 secure the required entitlements and project approval from the Reno Planning
2 Commission and the Reno City Council.

3 12. Rodney Friedman ("Friedman") testified at the trial. Friedman is a principal at FFA. FFA
4 was a design consultant on the Wingfield Towers project. Friedman initially had contact
5 with Caniglia about the Wingfield Towers project. Friedman established that the 5.75%
6 fee was discussed from the inception of the project. The billing for the project was on an
7 hourly basis while the parties finalized the details of the contract.
8

9 13. Kenneth VanWoert ("VanWoert") testified at the trial. VanWoert is an architect. The
10 Court found that VanWoert was qualified to testify as an expert in the proceedings.
11 VanWoert reviewed all the work done by Steppan and determined that the SD phase of
12 the project had been completed. VanWoert opined that even though the documents were
13 "prepared" by a firm other than Steppan they would go toward the SD phase because the
14 design was done by Steppan. VanWoert opined that the instruments of service (those
15 items that represent the design of the building) were done by Steppan. VanWoert did
16 acknowledge that there were changes in the overall composition of the building (the size
17 and composition of units for example); however, these modifications did not alter his
18 belief that Steppan had completed the SD phase.
19

20 14. Illiescu was aware that the instruments of service were being produced. Illiescu may not
21 have known, at all times, Steppan's name; however, there is no doubt in the Court's mind
22 that Illiescu was aware of the work being done by Steppan (a third party) on behalf of
23 Caniglia, CPD and/or BSC. Specifically, Illiescu was present when a video showing the
24 impact of the project was shown to the Reno City Council. He was aware of the nature
25 and scope of the project to include the production of models and drawings that evidenced
26

1 how the buildings would look and the impact they would have on the surrounding
2 community. All of the instruments of service were produced by Steppan at or through
3 FFA.

4 15. Illiescu consented to the request and/or extension of the entitlements granted to build
5 Wingfield Towers. The entitlements were extended numerous times.

6 16. Steppan was not paid for his services as contemplated by the contract. There were
7 numerous emails sent to Caniglia and others detailing the failure to pay the sums due. On
8 November 7, 2006, Steppan filed a mechanic's lien against the property. Steppan did not
9 provide Illiescu with pre-lien notice. The lien was removed at the request of the
10 developers so the project could go forward before the Reno Planning Commission and/or
11 the Reno City Council for approval with no encumbrances on the property.

12 17. Illiescu acknowledged during the trial that in the land purchase agreement between
13 Illiescu and Caniglia, that Caniglia had the authority to act in a way that may expose the
14 property in question to a mechanics lien. *See*, exhibit 68, ¶31. Illiescu knew that there
15 would be architects, engineers, and other service providers in order to get the Wingfield
16 Towers process underway. Illiescu acknowledged that he was at the homeowner's
17 association meetings, *infra*, the Reno Planning Committee meeting and the Reno City
18 Council meeting regarding the Wingfield Towers project. Illiescu is an experienced real
19 estate owner. He is familiar with the notice of non-responsibility process and mechanic's
20 liens based on previous business dealings as a landlord.

21 18. Both Dr. John Illiescu and Sonnia Illiescu signed an "OWNER AFFIDAVIT" that were
22 part of the applications presented to the various agencies that evidence that Caniglia had
23 authorization to act as agent in the development of their property. The affidavits were
24 part of the applications presented to the various agencies that evidence that Caniglia had
25 authorization to act as agent in the development of their property. The affidavits were
26 part of the applications presented to the various agencies that evidence that Caniglia had

1 included along with the instruments of service produced by Steppan as part of the overall
2 application for Wingfield Towers. The affidavits were part of the Special Use Permit
3 Application and the Tentative Map & Special Use Permit Application. Ronald David
4 Snelgrove ("Snelgrove") was employed at Wood Rogers during the times relevant to
5 these proceedings. Snelgrove was present when Illiescu signed the affidavits. Snelgrove
6 discussed the project with Illiescu and showed him pictures from the instruments of
7 service. Illiescu was present with Snelgrove at downtown homeowner's association
8 meetings to discuss the impact of the Wingfield Towers project. During these
9 presentations a "PowerPoint" demonstration was shown with FFA and Steppan's name
10 present as the architects. The "fly through" of the impacted area and the "PowerPoint"
11 were admitted into evidence. Snelgrove was also present at a party thrown by Illiescu
12 after the successful presentation to the Reno City Council. Friedman and Steppan were
13 present at this party.
14

- 15
16 19. Steppan established that there were agreements between himself and the developer that
17 were outside both the contract and the "stop gap" agreement. These documents were
18 admitted at the trial. Steppan also established the billing system used by FFA during the
19 "stop gap" period and for the non-contract services provided. The description of the non-
20 contract services and the billing statements were admitted as exhibits 19 through 30.
21 Caniglia never objected to any of the billing provided by Steppan, to include the "stop
22 gap" billing and the non-contract services. Further, Caniglia never objected to the
23 amount of the mechanic's lien, *supra*. Steppan waived any right to additional fees that
24 may have been earned pursuant to § 1.3.8.7 as "Termination Expenses". Steppan is only
25
26

1 requesting payment for those sums due as a result of completing the SD phase of the
2 project and those other sums billed for non-contract services.

3 20. Steppan's first contact with Illiescu was during the special use permit application.
4

5 II. CONCLUSIONS OF LAW

- 6
- 7 1. "A mechanic's lien is a statutory creature established to help ensure payment for work or
8 materials provided for construction or improvements on land." In re: Fountainebleau Las
9 Vegas Holdings, 128 Nev. Adv. Op. 53, 289 P.3d 1199, 1210 (2012). The statutory
10 framework applicable to the mechanic's and material man's liens is codified in chapter
11 108 of the Nevada Revised Statutes.
- 12 2. "[T]he mechanic's lien statutes are remedial in character and should be liberally
13 construed." Leher McGovern Bovis, Inc. v. Bullock Insulation, Inc., 124 Nev. 1102,
14 1115, 197 P.3d 1032, 1041 (2008)(*citing*, Las Vegas Plywood v. D&D Enterprises, 98
15 Nev. 378, 380, 649 P.2d 1367, 1368 (1982)).
- 16 3. The legislative purpose behind the mechanic's lien is to ensure payment for services
17 provided. "[P]ublic policy strongly supports the preservation of laws which give the
18 laborer and material man security for their claims." Lehrer, 124 Nev. at 116, 197 P.3d at
19 1041(*citing*, Wm. R. Clarke Corp. v. Safeco Ins. Co., 15 Cal.4th 882, 64 Cal.Rptr.2d 578,
20 938 P.2d 372, 375-76 (1997)).
21

22
23 Underlying the policy in favor of preserving laws that provide contractors secured
24 payment for their work and materials is the notion that contractors are generally in
25 a vulnerable position because they extend large blocks of credit; invest significant
26 time, labor, and materials into a project; and have any number of workers vitally
depend upon them for eventual payment. We determine that this reasoning is
persuasive as it accords with Nevada's policy favoring contractors' rights to
secured payment for labor, materials, and equipment furnished.

Id.

- 1 4. "Substantial compliance with the technical requirements of the lien statutes is sufficient
2 to create a lien on the property where * * * the owner of the property receives actual
3 notice of the potential lien claim and is not prejudiced." Fronden v. K/L Complex, LTD.,
4 106 Nev. 705, 709, 800 P.2d 719, 721 (1990)(citing, Board of Trustees v. Durable
5 Developers, Inc., 102 Nev. 401, 410, 724 P.2d 736, 743 (1986)). Accord, Hardy
6 Companies Inc. v. SNMARK, LLC, 126 Nev. Adv. Op. 49, 245 P.3d 1149 (2010).
7
- 8 5. "The purpose of the pre-lien statute is to put the owner on notice of work and materials
9 furnished by *third persons* with whom he has no direct contact. If the owner fails to file a
10 notice of non-responsibility within the time provided in the law, *after knowledge of the*
11 *construction*, the statute provides that the construction is at the instance of the owner."
12 Fronden, 102 Nev. at 709, 800 P.2d at 721(citing, Matter of Stanfield, 6 B.R. 265, 269
13 (Bankr.D.Nev. 1980)(emphasis in the original).
14
- 15 6. "... [A]ctual knowledge requires that the owner has to have been reasonably made aware
16 of the identity of the third party seeking to record and enforce a lien." Hardy, 126 Nev.
17 Adv. Op. 49, 245 P.3d at 1157.
- 18 7. "The purpose underlying the notice requirement is to provide the owner with knowledge
19 that work and materials are being incorporated into the property. The failure to serve the
20 pre-lien notice does not invalidate a mechanics' or materialmen's lien where the owner
21 received actual notice." Fronden, 106 Nev. at 710, 800 P.2d at 721.
22
- 23 8. "Failure to either fully or substantially comply with the mechanic's lien statute will
24 render a mechanic's lien invalid as a matter of law." Hardy, 126 Nev. Adv. Op. 49, 245
25 P.3d at 1155 (citing, Schofield v. Copeland Lumber, 101 Nev. 83, 86, 692 P.2d 519, 521
26 (1985)).

- 1 9. “Fronden is still good law.” Hardy, 126 Nev. Adv. Op. 49, 245 P.3d at 1154. 2003 and
2 2005 legislative amendments to NRS chapter 108 have not altered the validity of the pre-
3 lien notice analysis previously announced by the Nevada Supreme Court. *See generally*,
4 Hardy, supra.
- 5 10. “An owner who witnesses the construction, either firsthand or through an agent, cannot
6 later claim a lack of knowledge regarding future lien claims.” Hardy, 126 Nev. Adv. Op.
7 49, 245 P.3d at 1157 (*citing, Fronden, supra*).
- 8 11. A contract that is unambiguous shall not be the subject of parole evidence. “Under the
9 parole evidence rule, extrinsic evidence cannot be introduced to aid the court in
10 interpreting a contract unless the contract contains ambiguities.” Margrave v. Dermody
11 Properties, Inc., 110 Nev. 824, 829, 878 P.2d 291, 294 (1994)(internal citations omitted).
12 “A contract is ambiguous when it is subject to more than one *reasonable* interpretation.”
13 Anvui, LLC v. G.L. Dragon, LLC, 123 Nev. 212, 215, 163 P.3d 405, 407
14 (2007)(emphasis added)(*citing, Shelton v. Shelton*, 119 Nev. 492, 497, 78 P.3d 507, 510
15 (2003)).
- 16 12. The Court finds that the contract admitted during the trial is clear on their face and
17 unambiguous in its terms. The Court further finds that the terms of that contract
18 contemplate Steppan being entitled to 20 % of 5.75 % of \$180,000,000.00 (the agreed
19 upon estimated cost of service) at the conclusion of the SD phase. The Court finds by a
20 preponderance of the evidence that the SD phase was completed. To interpret the
21 contract in any other way would be unreasonable. Steppan would have to wait until the
22 completion of all stages of the contract prior to determining the amount owed if the Court
23 were to give the terms the meaning suggested by Illiescu. Further, that would place the
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1 obligation to pay completely in the hands of the developer: should the developer
2 abandon the project at any time the actual amount of construction would never be known,
3 and Steppan would never be able to establish his lien amount. This is unreasonable. The
4 parties agreed on an approximate amount as the basis for the services provided. Further,
5 the Court finds that the parties contemplated an adjustment (up or down) depending on
6 the actual cost of the completed development. The Court finds that the \$180,000,000.00
7 estimate to be conservative based on the testimony of the experts at the trial. The Court
8 further finds that Steppan has proven the non-contract expenses by a preponderance of
9 the evidence. Steppan is entitled to those sums as more fully set out in the Second
10 Amended Notice and Claim of Lien filed with the Washoe County Recorder on
11 November 8, 2013, and admitted during the trial as exhibit 3. Steppan has established
12 that he is entitled to a mechanic's lien.
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- 15 13. The Court finds by a preponderance of the evidence that Steppan has proven that Illiescu
16 was aware of the third party services he was providing. Illiescu was in attendance during
17 numerous presentations where the instruments of service containing Steppan's name were
18 presented. He personally saw the instruments of service. Illiescu negotiated repeatedly
19 for specific inducements in Wingfield Towers. Further, Illiescu knew that an architect
20 would be employed to design Wingfield Towers. Illiescu signed affidavits giving
21 Caniglia the right to negotiate on his behalf. While there was no pre-lien notice provided,
22 none was required.
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IT IS ORDERED, that the parties shall contact the Judicial Assistant for Department 10 within 5 days from the date of this ORDER to set a hearing to establish the final amount owed as a result of the mechanic's lien, to include applicable interest.

DATED this 28 day of May, 2014.


DISTRICT JUDGE

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CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the Second Judicial District Court of the State of Nevada, County of Washoe; that on this 28 day of May, 2014, I deposited in the County mailing system for postage and mailing with the United States Postal Service in Reno, Nevada, a true copy of the attached document addressed to:

C. Nicholas Pereos, Esq.
1610 Meadow Wood Lane, Suite 202
Reno, NV 89502

CERTIFICATE OF ELECTRONIC SERVICE

I hereby certify that I am an employee of the Second Judicial District Court of the State of Nevada, in and for the County of Washoe; that on the 28 day of May, 2014, I electronically filed the foregoing with the Clerk of the Court by using the ECF system which will send a notice of electronic filing to the following:

MICHAEL D. HOY, ESQ.


Sheila Mansfield

1 1880

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6 **In the Second Judicial District Court of the State of Nevada**
7 **In and for the County of Washoe**

8 MARK B. STEPPAN,

9 Plaintiff,

10 v.

11 JOHN ILIESCU, JR.; SONNIA SANTEE ILIESCU; JOHN
12 ILIESCU, JR. and SONNIA SANTEE ILIESCU, as
13 trustees of the John Iliescu, Jr. and Sonnia
Iliescu 1992 Family Trust,

Defendants.

14 And Related cross-claims and third-party
15 claims.

Consolidated Case Nos. CV07-00341 and
CV07-01021

Dept. No. 10

16
17 **Judgment, Decree and Order for**
18 **Foreclosure of Mechanics Lien**

19 Based upon the Findings of Fact, Conclusions of Law, and Decision (May 28, 2014, E-
20 flex Transaction #4451229), Order Regarding Plaintiff's Motion for Costs (September 5,
21 2014, E-flex Transaction #4594487), Order Regarding Plaintiff's Motion for Attorney Fees
22 (September 8, 2014, E-flex Transaction #4595799), Order Regarding Reconsideration of
23 Attorney Fees (December 10, 2014, E-flex Transaction 4729999), and the rulings regarding
24 the computation of prejudgment interest during the June 12, 2014 hearing reflected in the
25 hearing transcript at pages 21 and 22.

1 IT HEREBY IS ORDERED, ADJUDGED, AND DECREED:

2 1. Plaintiff Mark B. Steppan shall take judgment on the Notice and Claim of Lien
3 recorded on November 7, 2006 as Document 3460499 in the official records of the Washoe
4 County Recorder, as amended by the Amended Notice and Claim of Lien recorded May 3,
5 2007 as Document 3528313, and as further amended by the Second Amended Notice and
6 Claim of Lien recorded November 8, 2013 as Document 4297751 for the following
7 amounts:

8	A. Principal.....	\$1,753,403.73
9	B. Prejudgment interest.....	\$2,527,329.23
10	C. Attorney fees.....	\$233,979.50
11	D. Costs	<u>\$21,550.99</u>
12	Total	\$4,536,263.45

13 2. Pursuant to NRS 108.239(10), the real property described as Assessor Parcel
14 Number 011-112-03, 011-112-06, 011-112-07, and 011-112-12, and more particularly
15 described in Exhibit A hereto (the "Property") shall be sold in satisfaction of the Plaintiff's
16 mechanics lien in the amounts specified herein.

17 3. Pursuant to NRS 108.239(10), Plaintiff Mark B. Steppan shall cause the
18 Property to be sold within the time and in the manner provided for sales on execution for
19 the sale of real property.

20 4. The costs of the sale shall be deducted from the gross proceeds, and the
21 balance shall constitute the Net Sale Proceeds.

22 5. Pursuant to NRS 108.239(11), if the Net Sale Proceeds are equal to or exceed
23 the Liable Amount, then the Liable Amount shall be disbursed to Plaintiff Mark B.
24
25

1 Steppan, and the surplus shall be disbursed to Defendants John Iliescu, Jr. and Sonnia
2 Iliescu as trustees of the John Iliescu Jr. and Sonnia Iliescu Trust.

3 6. If the Net Sale Proceeds are less than the Lienable Amount, then all of the Net
4 Sale Proceeds shall be disbursed to Plaintiff Mark B. Steppan. Within 30 calendar days after
5 the sale, Steppan may by motion seek additional relief pursuant to NRS 108.239(12).
6 Defendants reserve all rights regarding any additional relief including, but not limited to,
7 the arguments in the Defendants' Motion for Relief From Court's Attorneys' Fees and Costs
8 Orders and For Correction, Reconsideration, or Clarification of Such Orders to Comply with
9 Nevada Mechanic's Lien Law (filed September 15, 2014, e-Flex Transaction 4606433).
10

11 7. Certain third party claims by the Defendants, against a third-party
12 defendants, remain pending in this lawsuit, which have been stayed by prior stipulations of
13 the parties. The Court determines that there is no just reason for delay and,
14 notwithstanding any remaining claims against other parties herein, this Judgment is
15 certified as final pursuant to NRCP 54(b) with respect to the parties hereto and the claims
16 between them.

17 DATED February 26, 2015.

18
19 

20 Hon. Elliott A. Sattler,
21 District Judge
22
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Document Code: 2535

Michael D. Hoy (NV Bar 2723)
HOY CHRISSINGER KIMMEL VALLAS, PC
50 West Liberty Street, Suite 840
Reno, Nevada 89501
(775) 786-8000
mhoy@nevadalaw.com

Attorneys for: Mark B. Steppan

**In the Second Judicial District Court of the State of Nevada
In and For the County of Washoe**

Mark B. Steppan,

Plaintiff,

vs.

JOHN ILIESCU, JR.; SONNIA SANTEE ILIESCU;
JOHN ILIESCU, JR. and SONNIA SANTEE
ILIESCU, as trustees of the John Iliescu, Jr.
and Sonnia Iliescu 1992 Family Trust,

Defendants.

Consolidated Case Nos. CV07-00341 and
CV07-01021

Dept. No. 10

And Related Claims.

Notice of Entry of Judgment

TO: All parties and their counsel:

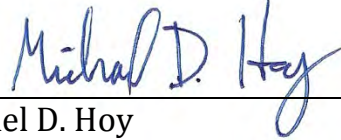
Please take notice that on February 26, 2015, the Court entered its Judgment,
Decree and Order for Foreclosure of Mechanics Lien. A true and correct copy of the
Judgment is attached as Exhibit 1.

Privacy Affirmation

Pursuant to WDCR 10(4), undersigned counsel affirms that this document does not contain any social security numbers.

Dated February 27, 2015.

Hoy Chrissinger Kimmel Vallas, PC



Michael D. Hoy

Certificate of Service

I hereby certify that on February 27, 2015, I electronically filed the foregoing with the Clerk of the Court by using the electronic filing system, which will send a notice of electronic filing to the following:

G. Mark Albright and D. Chris Albright for John Iliescu, Jr. and Sonnia Iliescu, individually and as trustees of the John Iliescu, Jr. and Sonnia Iliescu 1992 Family Trust

David Grundy, Todd Alexander, and Alice Campos Mercado for Jerry M. Snyder, Karen D. Dennison, R. Craig Howard, Hale Lane Peek Dennison Howard, and Holland and Hart

Gregory F. Wilson for John Schleining

I further certify that on February 27, 2015, I served the foregoing on

C. Nicholas Pereos for John Iliescu, Jr. and Sonnia Iliescu, individually and as trustees of the John Iliescu, Jr. and Sonnia Iliescu 1992 Family Trust

by depositing the same for mailing enclosed in a sealed envelope with first class postage fully prepaid addressed to: C. Nicholas Pereos, 1610 Meadow Wood Lane, Suite 202, Reno, Nevada 89502.

Dated February 27, 2015.


Michael D. Hoy

Table of Exhibits

1 Judgment, Decree and Order for Foreclosure of Mechanics Lien

Exhibit 1

Exhibit 1

1 1880

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7 **In and for the County of Washoe**

8 MARK B. STEPPAN,

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14 notwithstanding any remaining claims against other parties herein, this Judgment is
15 certified as final pursuant to NRCP 54(b) with respect to the parties hereto and the claims
16 between them.

17 DATED February 26, 2015.

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19 

20 Hon. Elliott A. Sattler,
21 District Judge
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23
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2840

**In the Second Judicial District Court of the State of Nevada
In and for the County of Washoe**

MARK B. STEPPAN,

Plaintiff,

v.

JOHN ILIESCU, JR.; SONNIA SANTEE ILIESCU; JOHN
ILIESCU, JR. and SONNIA SANTEE ILIESCU, as
trustees of the John Iliescu, Jr. and Sonnia
Iliescu 1992 Family Trust,

Defendants.

Consolidated Case Nos. CV07-00341 and
CV07-01021

Dept. No. 10

And Related cross-claims and third-party
claims.

Decision and Order Denying NRCP 60(b) Motion

The Court conducted a bench trial on December 9 - 12, 2013, and provided all parties the opportunity to present evidence and arguments. Following trial, the parties filed written supplemental trial briefs. The trial proceedings were transcribed, and the transcripts made available for the Court's review. On May 28, 2014, the Court entered its Findings of Fact, Conclusions of Law, and Decision ("Trial Decision"). Thereafter the parties filed and argued various post-trial motions relating to attorney fees, costs, and prejudgment interest.

1 On October 27, 2014, Defendants filed a "Motion for NRCP 60(b) Relief from Court's
2 Findings of Fact, Conclusions of Law and Decision and Related Orders" ("Motion"). The
3 motion was fully briefed, then submitted for review on December 17, 2014. The Court then
4 invited oral arguments, which took place on February 18, 2015 and February 23, 2015. In
5 oral arguments, the Movants/Defendants were represented by D. Chris Albright and the
6 Respondent/Plaintiff was represented by Michael D. Hoy.

7 The Court has fully reviewed and considered the Motion, the oral arguments, and
8 portions of the trial record referenced in the briefing and oral arguments. **For the reasons**
9 **below, the Motion is denied.**

10
11 1. Fraud as a basis for relief. The Motion invokes NRCP 60(b)(3), claiming that
12 Plaintiff is guilty of fraud. Generally, one seeking relief for fraud must prove each element
13 of fraud with clear and convincing evidence. *Lubbe v. Barba*, 91 Nev. 596, 540 P.2d 115
14 (1975).¹ The same is true when a party seeks relief under Rule 60(b)(3).² Movants have
15 not offered any evidence of fraudulent representation or concealment either on the Court

16
17 ¹ See *Barmettler v. Reno Air, Inc.*, 114 Nev. 441, 956 P.2d 1382 (1998)(elements of
18 fraudulent representation). With respect to the false representation element, the
19 suppression or omission "of a material fact which a party is bound in good faith to
20 disclose is equivalent to a false representation, since it constitutes an indirect
representation that such fact does not exist. *Nelson v. Heer*, 123 Nev. 217, 225, 163
P.3d 420, 426 (2007).

21 ² See, e.g. *Ervin v. Wilkinson*, 701 F.2d 59, 61 (7th Cir. 1983). Because the Nevada
22 Rules of Civil Procedure are modeled on the Federal Rules of Civil Procedure, federal
precedents interpreting and applying FRCP "are strong persuasive authority."
23 *Vanguard Piping v. Eighth Judicial District Court*, 129 Nev.Adv.Op. 63, 309 P.3d 1017,
1020 (Sept. 19, 2013). See also *Executive Management, Ltd. v. Ticor Title Ins. Co.*,
24 118 Nev. 46, 51, 38 P.3d 872, 875 (2002). "We may consult the interpretation of a
federal counterpart to a Nevada Rule of Civil Procedure as persuasive authority."
25 *Humphries v. Eighth Judicial District Court*, 129 Nev.Adv.Op. 85, 312 P.3d 848,
footnote 1 (November 7, 2013).

1 ("intrinsic" fraud) or on the Movants ("extrinsic" fraud). Further, the Court finds no
2 misconduct of the parties or counsel (a form of "intrinsic" fraud).

3 2. Excusable neglect as a basis for relief. The Motion refers to timecards
4 recorded by Steppan and other employees of Fisher Friedman Associates ("FFA") for work
5 performed on the Wingfield Towers design project. The time cards were not offered at
6 trial. It is undisputed that Steppan produced the timecards in discovery on or about March
7 1, 2010, more than three years before the trial.³ In their reply,⁴ Movants argued that the
8 failure to offer the time cards at trial was "excusable neglect" within the meaning of NRCP
9 60(b)(1) because the timecards became relevant only when the Nevada Supreme Court
10 published its decision in *DJT Design, Inc. v. First Republic Bank*, 130 Nev.Adv.Op. 5, 318 P.3d
11 709 (Feb. 13, 2014) ("*DJT Design*"). Movants essentially point to the time cards as evidence
12 that Steppan only performed a small portion of the overall design work required by the
13 design contract (Trial Exhibits 6 and 7) or the supplemental work contracts (Trial Exhibits
14 19 – 21). Without the time cards, the trial record is complete that Steppan supervised the
15 design process. Assuming for the sake of argument that the time cards could have been
16 offered and admitted, the information on the time cards would not affect the application of
17 *DJT Design* to this case. Therefore, "excusable neglect" under NRCP 60(b)(1) would not
18 entitle Movants to relief.
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22 ³ See Steppan's Opposition to Defendants' Motion for NRCP 60(b) Relief from Court's
23 Findings of Fact, Conclusions of Law and Decision and Related Orders (eFlex
Document 4715768) ("Opposition"), Exhibit 8.

24 ⁴ See Movant's Reply Points and Authorities in Support of Their Motion for NRCP
25 60(b) Relief From Court's Findings of Fact, Conclusions of Law and Decision and
Related Orders (eflex Document 4737764).

1 3. Reconsideration. Movants suggest that relief under NRCP 60(b)(1) is
2 required to correct error in the Trial Decision. A motion for reconsideration is not a vehicle
3 for relitigating issues already decided by the Court, or presenting new evidence or
4 arguments that could have been presented to the Court before or during trial. *E.g. Davidson*
5 *v. Scully*, 172 F.Supp.2d 458, 462 (S.D.N.Y. 2001). A motion for reconsideration is
6 appropriate to traverse important evidence that was unavailable for trial or a substantive
7 change in the law after the trial. Although there are no grounds for reconsideration, the
8 Court has considered the impact of statutes and decisions on the facts of this case.

9
10 The Court previously found that Steppan was individually licensed in the State of
11 Nevada. Findings of Fact, ¶ 9. Further, Steppan was the project manager for the Wingfield
12 Towers project, and provided project management and oversaw the staff at Fisher
13 Friedman Associates in preparing the instruments of service for the Wingfield Towers
14 project. *Id.*

15 Steppan entered into several written design contracts with BSC Financial, LLC.
16 (Trial Exhibits 6, 7, 19, 20, 21). Steppan is contractually and professionally responsible for
17 all of the work performed under those contracts. Movants have not directed the Court to
18 any statute or precedent for the proposition that Steppan is unable to provide the design
19 services from unlicensed architects, so long as he maintains “responsible control” over the
20 design process.⁵ At trial, there was considerable examination and argumentation about
21 whether Steppan maintained “responsible control.” Nothing in the Motion persuades the
22 Court that Steppan failed to maintain “responsible control.”

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⁵ “Responsible control” is defined in NRS 623.029 and National Council of
25 Architectural Registration Boards (“NCARB”) Rules of Conduct 5.2. The Findings of
 Fact did not use the term “responsible control.”

1 In *DTJ Design*, a Colorado corporation contracted with a Nevada developer to
2 provide architectural services for a Las Vegas subdivision. The corporation recorded a lien
3 in its name, and then commenced litigation to establish the priority of the lien over a deed
4 of trust securing a construction and development loan. *DTJ Design* held that the
5 corporation could not maintain the action for several reasons. First, the company failed to
6 comply with NRS 80.010(1). Second, the company was not licensed to practice architecture
7 in Nevada. The corporation argued that one of its principal architects, Thorpe, was
8 individually licensed in Nevada. The court held, "...Thorpe's individual status has no
9 bearing on whether DTJ, a separate entity, may bring or maintain an action for
10 compensation of its services." 318 P.3d at 711. Further, Thorpe could not theoretically be
11 the lien claimant and plaintiff because he did not sign the design contract (on behalf of the
12 corporation or otherwise), and was not a "co-principal" on the project until a year after the
13 design contract was signed. In this case, Steppan signed the contract as an individual.
14 Steppan is the plaintiff. *DTJ Design* is not controlling.

16 *Nevada National Bank v. Snyder*, 108 Nev. 151, 826 P.2d 560 (1992) – a decision that
17 existed long before this case was commenced – likewise does not compel a defense
18 judgment. In *Snyder*, two out-of-state design firms entered into design contracts. *Snyder*
19 held that these foreign corporations could not commence lien foreclosure suits because
20 they both failed to comply with NRS 80.030. After the case commenced, the trial court
21 granted a motion by Depner Architects & Planners, Inc. to substitute Mr. Depner, an
22 individual, for the corporation. The *Snyder* court found substitution was improper because
23 the corporation, and not the individual, invoiced for all work, prepared the constructing
24 drawings, employed all individuals who created the drawings, brought a prior appeal in the
25

1 corporate name, and commenced the action. 108 Nev. at 155, 826 P.2d at 562. These facts
2 differ from the present case in that Steppan, the individual, was always the contract
3 architect, the lien claimant, and the plaintiff.

4 Movants have also argued that Steppan may only assert a lien for the work that he
5 personally performed. NRS 108.222(1)(a) provides that one may claim a lien for work
6 “furnished by or through the lien claimant.” Again, Steppan individually signed the design
7 contracts and was contractually bound to perform all of the services required by those
8 contracts. Further, within the meaning of NRS 108.226(2)(c), the “name of the person by
9 whom [Steppan] was employed or to whom [Steppan] furnished the material or
10 equipment” was the developer entity identified in the design contracts.
11

12 If one claims a lien for services that can only be provided by a licensed professional,
13 the lien claimant must allege and prove licensure. NRS 108.222(2). To foreclose a lien for
14 architectural services, the plaintiff must be licensed. NRS 623.357. Again, it is undisputed
15 that Steppan, the lien claimant and foreclosure plaintiff, was duly licensed. The licensure of
16 Fisher Friedman Associates is not relevant under these statutes.

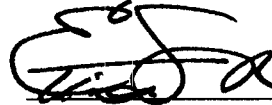
17 Movants have argued that the design contracts are a sham in the sense that Fisher
18 Friedman Associates, not Steppan, was truly the contracting party. Therefore, Movants
19 argue, the licensure of Fisher Friedman Associates is relevant.
20

21 As set forth above, in the Trial Decision, and in the Court’s observations during oral
22 arguments, Steppan was free to engage unlicensed individuals or firms to help deliver the
23 design services required by contract so long as he maintained “responsible control.”
24 During trial, Steppan described his work on the project, and several times reiterated that
25 he exercised “responsible control” over the process. Movants offered no evidence at trial

1 or in support of the Motion to rebut this testimony.⁶ Therefore, the licensure of Fisher
2 Friedman Associates as an entity was not and is not germane to the disposition of the lien
3 claim prosecuted by Steppan as an individual.

4 **Accordingly, the Motion is DENIED.**

5 Dated March 13, 2015.

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8 Hon. Elliott A. Sattler
9 District Judge
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24 ⁶ The Court notes that, at trial, Movants presented expert testimony of architect
25 Donald J. Clark, AIA. IV Trial Transcript, pp. 854-898. Mr. Clark offered no opinion
that Steppan did nor did not exercise "responsible control." IV Trial Transcript, pp.
854-892.

Document Code: 2540

HOY CHRISSINGER KIMMEL VALLAS, PC

Michael D. Hoy (NV Bar 2723)
50 W. Liberty Street, Suite 840
Reno, Nevada 89501
(775) 786-8000 (main)
mhoy@nevadalaw.com
Attorneys for: Mark B. Steppan

**In the Second Judicial District Court of the State of Nevada
In and for the County of Washoe**

MARK B. STEPPAN,
Plaintiff,

v.

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ILIESCU, JR. and SONNIA SANTEE ILIESCU, as
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Defendants.

And Related cross-claims and third-party
claims.

Consolidated Case Nos. CV07-00341 and
CV07-01021

Dept. No. 10

Notice Of Entry Of Order

PLEASE TAKE NOTICE that on March 13, 2015, the Court entered the following
Decision and Order Denying NRCP 60(b) Motion, a copy of which is attached hereto as
Exhibit "1."

//

//

//



Privacy Certification

The undersigned affirms that this document does not contain any social security numbers or other private information.

Dated: March 13, 2015.

HOY CHRISSINGER KIMMEL VALLAS, PC

Michael D. Hoy
Attorneys for Mark B. Steppan

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I hereby certify that I am an employee of Hoy Chrissinger Kimmel Vallas, PC, and that on the 13th day of March, 2015, I served a true and correct copy of:

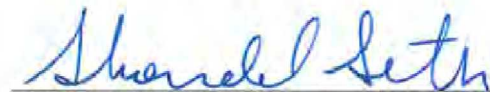
1. Notice of Entry of Decision and Order Denying NRCP 60(b) Motion;

by depositing the same for mailing enclosed in a sealed envelope upon which first class postage was fully prepaid addressed to the following:

G. Mark Albright
D. Chris Albright
Albright Stoddard Warnick & Albright
801 South Rancho Drive, Suite D-4
Las Vegas, NV 89106

C. Nicholas Pereos
C. Nicholas Pereos, Ltd.
1610 Meadow Wood Lane, Suite 202
Reno, NV 89502

DATED this 13th day of March 2015.



Shondel Seth



Index of Exhibits

Exhibit #	Description	# of Pages
Exhibit 1	Decision and Order dated 03-13-15	7

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

* * *

JOHN ILIESCU, JR. and SONNIA ILIESCU,
as Trustees of the JOHN ILIESCU, JR. AND
SONNIA ILIESCU 1992 FAMILY TRUST
AGREEMENT; JOHN ILIESCU, individually;
DOES I-V, inclusive; and ROE
CORPORATIONS VI-X, inclusive,

Plaintiffs,

vs.

MARK B. STEPPAN,

Defendant.

Case No: CV07-00341
(Consolidated with CV07-01021)

Dept. No: 10

AND RELATED MATTERS.

ORDER GRANTING MOTION FOR PARTIAL SUMMARY JUDGMENT

Presently before the Court is a Motion For Partial Summary Judgment filed by Defendant MARK B. STEPPAN (hereinafter "Defendant") on October 21, 2011. On February 11, 2013, Plaintiffs JOHN ILIESCU, JR. AND SONNIA ILIESCU, AS TRUSTEES OF THE JOHN ILIESCU, JR. AND SONNIA ILIESCU 1992 FAMILY TRUST AGREEMENT AND JOHN ILIESCU, INDIVIDUALLY (hereinafter "Plaintiff") filed an Opposition To Motion For Partial Summary Judgment. On February 21, 2013, Defendant filed a Reply In Support Of Motion For

1 Partial Summary Judgment. On April 2, 2013, Defendant filed a Request For Submission, thereby
2 submitting the matter for the Court's consideration.

3 Summary judgment should be granted only when, based upon the pleadings and discovery on
4 file, no genuine issue of material fact exists for trial and the moving party is entitled to judgment as a
5 matter of law. NRCP 56(c). A genuine issue of material fact exists when a reasonable jury could
6 return a verdict in favor of the nonmoving party. *Kopicko v. Young*, 114 Nev. 1333, 1336, 971 P.2d
7 789, 790 (1998). Summary judgment is properly regarded not as a disfavored procedural shortcut,
8 but rather as an integral part of civil procedure as a whole. *Celotex Corp. v. Catrett*, 477 U.S. 317,
9 327 (1986).

10 The evidence and any reasonable inferences drawn from it must be viewed in a light most
11 favorable to the nonmoving party. *Lipps v. S. Nev. Paving*, 116 Nev. 497, 498, 998 P.2d 1183, 1184
12 (2000). However, the nonmoving party may not avoid summary judgment by relying "on the
13 gossamer threads of whimsy, speculation, and conjecture." *Pegasus v. Reno Newspapers, Inc.*, 118
14 Nev. 706, 713-14, 57 P.3d 82, 87 (2002) (quoting *Collins v. Union Fed. Sav. & Loan*, 99 Nev. 284,
15 302, 662 P.2d 610, 621 (1983). The nonmoving party must, by affidavit or otherwise, set forth
16 specific facts demonstrating the existence of a genuine issue for trial. *Pegasus*, 118 Nev. at 713, 57
17 P.3d at 87.

18 After reviewing the facts of this case, and based upon the evidence available for trial, the
19 Court believes that partial summary judgment is appropriate. Plaintiff has failed to demonstrate to
20 the Court the existence of any genuine issue of material fact. On June 22, 2009, the Honorable Brent
21 Adams entered an Order denying Plaintiff's Motion For Partial Summary Judgment. In that Motion,
22 Plaintiff argued that they were never served with notice of right to lien as required under NRS
23 108.245(1). They also argued that they did not have actual notice of construction on the project or of
24 the identity of the Respondent. The Court in that case found that even though Plaintiff alleged they
25 did not know the identity of the architects who were working on the project, they had actual
26 knowledge that Defendant and his firm was performing architectural services on the project.

27 In this case, Defendant moves for partial summary judgment stating that where, as here, the
28 Lien Claimant's compensation is fixed by an express contract, the lien secures the amount specified

1 in the contract. NRS 108.222(1)(a). Defendant further asserts that as a matter of law, the secured
2 amount is not equal to either a subjective value to the landowner or a hypothetical market value for
3 services rendered.

4 This Court agrees with Defendant, that as a matter of law, the mechanic's lien secures the
5 fixed fee specified in Lien Claimant's written contract.

6 **NOW, THEREFORE, IT IS HEREBY ORDERED** that Defendant's Motion For Partial
7 Summary Judgment is **GRANTED**.

8 DATED this 8 day of May 2013.
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12 ELLIOTT A. SATTLER
13 District Judge
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CERTIFICATE OF MAILING

I hereby certify that I electronically filed the foregoing with the Clerk of the Court by using the ECF system which served the following parties electronically:

GREGORY WILSON, ESQ. for JOHN SCHLEINING

ALICE CAMPOS MERCADO, ESQ. for JERRY SNYDER, HALE LANE PEEK DENNISON
HOWARD, R. HOWARD, KAREN DENNISON

THOMAS HALL, ESQ. for JOHN ILIESCU, JR. and SONNIA ILIESCU, as Trustees of the JOHN
ILIESCU, JR. & SONNIA ILIESCU 1992 FAMILY TRUST AGREEMENT, and JOHN ILIESCU,
JR., individually

STEPHEN MOLLATH, ESQ. for SONNIA ILIESCU, JOHN ILIESCU, JR.

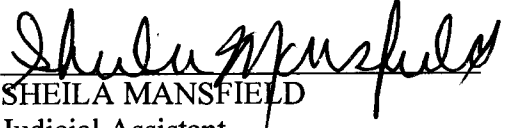
DAVID GRUNDY, ESQ. for KAREN DENNISON, HOLLAND & HART, LLP, JERRY
SNYDER, R. HOWARD, HALE LANE PEEK DENNISON HOWARD

MICHAEL HOY, ESQ. for MARK STEPPAN

And mailed, postage paid to the following:

Gordon Cowan, Esq.
Cowan Law Office
P.O. Box 17952
Reno, NV 89521

DATED this 9 day of May, 2013.


SHEILA MANSFIELD
Judicial Assistant

1 CODE: 3025

2
3 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
4 IN AND FOR THE COUNTY OF WASHOE

5 JOHN ILIESCU, ET AL.,

6 Plaintiff,

7 vs.

Case No. CV07-00341

Dept. No. 10

8 MARK STEPPAN,

9 Defendants.
10 _____/

11
12 **ORDER GRANTING MOTION TO STRIKE OR LIMIT JURY DEMAND**

13 Presently before the Court is a MOTION TO STRIKE OR LIMIT JURY DEMAND
14 (hereinafter "the Motion") filed by the Defendant Mark P. Steppan (hereinafter "the Defendant")
15 on July 11, 2013. An OPPOSITION TO MOTION TO STRIKE OR LIMIT JURY DEMAND
16 (hereinafter "the Opposition") was filed by the Plaintiffs John Iliescu, Jr. and Sonnia Santee
17 Iliescu individually and in their capacity as trustees for the John Iliescu, Jr. and Sonnia Iliescu
18 1992 Family Trust (hereinafter "the Defendants") on July 26, 2013. A REPLY IN SUPPORT
19 OF MOTION TO STRIKE JURY DEMAND (hereinafter "the Reply") was filed on August 6,
20 2013, and the matter was contemporaneously submitted to the Court for consideration. Trial is
21 scheduled for October 7, 2013.

22 The only issue raised in the Motion is whether a jury is required to resolve the issues
23 remaining before the Court^[1]. The Motion directs the Court to Close v. Isbell Construction
24

25 ^[1] The pleadings note that there are remaining claims and/or parties that are the subject of
26 this litigation. Specifically, Calvin Eugene Baty, Jr., Consolidated Pacific Development, and
DeCal Oregon, Inc. (hereinafter, "the third parties"). See generally, the Motion at pages 2
through 3 and the Opposition at page 3. It would appear that the status of the third parties is
unknown by the Plaintiff and the Defendants. It is unknown if the claims will be contested;

1 Company, 86 Nev. 524, 571 P.2d 257 (1970), as support for the proposition that foreclosure suits
2 for mechanics liens (such as the one that is the subject of the case under consideration) are
3 matters of equity and therefore are not afforded the requirement of a jury trial. *See, Close*, 86
4 Nev. at 529, 471 P.2d at 260-61. The Nevada Supreme Court has recently cited to Close in
5 unpublished opinions and it would appear to the Court that Close is still applicable to cases such
6 as that under consideration. *See also, Harmon v. Tanner Motor Tours*, 79 Nev. 4, 377 P.2d 622
7 (1963), Johnston v. De Lay, 63 Nev. 1, 158 P.2d 547 (1945) and Crosier v. McLaughlin, 1 Nev.
8 348 (1865).

9
10 The Opposition does not disagree with two propositions: 1) this case is one for the
11 foreclosure of a mechanics lien (the Opposition, page 6, line 11); and 2) Close is controlling (the
12 Opposition, page 3, lines 19 through 20). The remaining portions of the Opposition are attempts
13 to "re-litigate" a previously entered order in this case that disposed of the remaining claims
14 between the Plaintiff and the Defendants. These arguments are not persuasive or responsive to
15 the central issue raised in the Motion.
16

17 **NOW, THEREFORE, IT IS HEREBY ORDERED** that the Motion is GRANTED.
18 The trial on the issue of foreclosure of the mechanics lien will be a bench trial. No jury is
19 required.
20

21 Dated this 23 day of August, 2013.

22 
23 DISTRICT JUDGE
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26 however, it would appear from the representations of the Plaintiff and the Defendant that the
third parties will not be contesting the claims against them.

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CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the Second Judicial District Court of the State of Nevada, County of Washoe; that on this 23 day of August, 2013, I deposited in the County mailing system for postage and mailing with the United States Postal Service in Reno, Nevada, a true copy of the attached document addressed to:

Gordon Cowan, Esq.
Cowan Law Office
P.O. Box 17952
Reno, NV 89511

Gordon Cowan, Esq.
10775 Double R Blvd.
Reno, NV 89521

C. Nicholas Pereos, Esq.
1610 Meadow Wood Lane, Suite 202
Reno, NV 89502

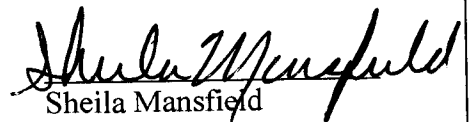
CERTIFICATE OF ELECTRONIC SERVICE

I hereby certify that I am an employee of the Second Judicial District Court of the State of Nevada, in and for the County of Washoe; that on the 23 day of August, 2013, I electronically filed the foregoing with the Clerk of the Court by using the ECF system which will send a notice of electronic filing to the following:

GREGORY WILSON, ESQ.

DAVID GRUNDY, ESQ.

MICHAEL HOY, ESQ.


Sheila Mansfield

CASE NO. CV07-00341 **JOHN ILIESCU ETAL VS. MARK STEPPAN**

**DATE, JUDGE
OFFICERS OF**

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

9/9/13	<u>ORAL ARGUMENTS</u>	
HONORABLE	9:00 a.m. – Court convened.	12/9/13
ELLIOTT A.	Nicholas Pereos, Esq., was present on behalf of the Plaintiffs.	8:30 a.m.
SATTLER	Michael Hoy, Esq., was present on behalf of the Defendant.	Bench Trial
DEPT. NO.10	Counsel Pereos addressed the Court and argued in support of his Motion to	(5 days –
M. Merkouris	Continue and his Motion to Extend Expert Disclosure Dates.	preferential
(Clerk)	Counsel Hoy responded; and he further argued in opposition of Plaintiffs’	setting)
S. Koetting	Motions.	
(Reporter)	Counsel Pereos replied.	
	COURT advised respective counsel that he must be attendance at the	
	Judicial College from Monday, September 30, 2013 until Thursday, October	
	10, 2013, and therefore he will be unavailable to hear this trial. COURT	
	further advised that although he is not inclined to grant a continuance of the	
	trial set for October 7, 2013, he has no choice.	
	COURT ORDERED: The trial set for October 7, 2013 shall be vacated and	
	reset for the soonest available date; respective counsel shall meet with the	
	Department Ten Judicial Assistant, Ms. Mansfield, by 5:00 p.m. on Friday,	
	September 13, 2013 to set a new trial date.	
	COURT FURTHER ORDERED: Counsel Pereos shall submit an offer of	
	proof as to how his expert is relevant to the trial; the Court will then decide if	
	this expert will be allowed to testify at trial. If the Court decides the expert	
	witness is relevant, counsel Hoy shall have 30 days to present a rebuttal	
	expert to the Court.	
	9:50 a.m. – Court concluded and stood in recess.	

***Clerk’s note: after the hearing, respective counsel met with Ms. Mansfield
and a new trial date was set for Monday, December 9, 2013 at 8:30 a.m.***

CASE NO. CV07-00341

MARK STEPPAN VS. JOHN ILIESCU, ETAL

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

12/9/13

HONORABLE

ELLIOTT A.

SATTLER

DEPT. NO. 10

M. Merkouris
(Clerk)

L. Urmston

(Reporter)

BENCH TRIAL

8:38 a.m. – Court convened.

Plaintiff Mark Steppan was present with counsel, Michael Hoy, Esq.

Defendants Dr. John Iliescu, Jr. and Sonia Iliescu were present with counsel, C. Nicholas Pereos, Esq.

COURT gave respective counsel information regarding the how the trial will proceed with regard to breaks, lunch recesses, etc.**COURT** further advised that the has reviewed the Exhibit List; **COURT ORDERED** the following Exhibits shall be ADMITTED into evidence pursuant to the stipulation of respective counsel: **1-3, 6-21, 32-33, 35-38, 40-92, 94-101, 105-123, 129-129, and 133. (Clerk's note: exhibit numbers 4, 23, 54, 78 & 103 were not used.)**

Counsel Pereos addressed the Court and advised that he does not stipulate to Exhibits 21, 51, 74 & 75, however he will stipulate to all other exhibits as listed by the Court.

COURT FURTHER ORDERED: Exhibits 21, 51, 74 & 75 are NOT admitted into evidence at this time as Counsel Pereos is not stipulating to these exhibits.Counsel Pereos moved to Invoke the Rule of Exclusion; no objection; **SO ORDERED.**

Counsel Hoy presented opening statements.

Counsel Pereos presented opening statements.

Counsel Hoy called **Richard K. Johnson** who was sworn and direct examined.**Counsel Hoy offered Exhibit 67; no objection (previously admitted as respective counsel stipulated to this Exhibit at the beginning of trial.)**

Witness further direct examined.

Counsel Hoy requested to mark Exhibit 134 (next in line); COURT advised respective counsel that he would prefer that the unused exhibit numbers be used first (4, 23, 54, 78 & 103). Counsel Hoy marked and offered Exhibit 4; no objection; ordered ADMITTED into evidence.

Witness further direct examined.

Counsel Hoy offered Exhibit 75; no objection; ordered ADMITTED into evidence.

Witness further direct examined; questioned by the Court; cross examined; re-direct examined; and excused.

11:25 a.m. – Court stood in recess for lunch, to reconvene at 1:00 p.m.

1:03 p.m. – Court reconvened.

Counsel Hoy called **Kenneth Bradley Van Woert, III**, who was sworn and direct examined; cross examined; questioned by the Court; and excused.Counsel Hoy called **Rodney Friedman** who was sworn and direct examined.

3:03 p.m. – Court stood in recess.

3:20 p.m. – Court reconvened.

Witness further direct examined.

4:49 p.m. – Court stood in recess, to reconvene tomorrow, December 10, 2013 at 8:30 a.m.

CASE NO. CV07-00341 **MARK STEPPAN VS. JOHN ILIESCU, ETAL**

PAGE 1

DATE, JUDGE
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COURT PRESENT

APPEARANCES-HEARING

12/10/13
HONORABLE
ELLIOTT A.
SATTLER
DEPT. NO. 10
M. Merkouris
(Clerk)
L. Urmston
(Reporter)

ONGOING BENCH TRIAL

8:30 a.m. – Court reconvened.

Plaintiff Mark Steppan was present with counsel, Michael Hoy, Esq.

Defendants Dr. John Iliescu and Sonia Iliescu were present with counsel, C. Nicholas Pereos, Esq.

Witness **Rodney Friedman** was reminded by the Court that he remained under oath; further direct examined.

Counsel Hoy played Exhibit 42, and witness Rodney Friedman narrated for the Court.

Witness further direct examined.

Counsel Hoy offered Exhibit 34; witness questioned briefly by counsel Pereos and then no objection; ordered ADMITTED into evidence.

Witness further direct examined; questioned by the Court; cross examined.

10:16 a.m. – Court stood in recess.

10:32 a.m. – Court reconvened.

Witness further cross examined.

Counsel Pereos offered Exhibit 25; no objection; ordered ADMITTED into evidence.

Witness further cross examined; re-direct examined; re-cross examined; and excused.

12:01 p.m. – Court stood in recess for lunch.

12:19 p.m. – Court reconvened.

Counsel Hoy called **Ronald David Snelgrove** who was sworn and direct examined; cross examined.

The deposition of David Snelgrove, dated November 18, 2008, was opened and published.

Discussion ensued between the Court and respective counsel regarding the deposition as it was not sealed. Counsel Hoy had no objection to the deposition being used, and he noted that the deposition is stamped “original” and he would make the Court aware if he thinks there are any discrepancies.

Witness further cross examined; re-direct examined; and excused.

2:59 p.m. – Court stood in recess.

3:19 p.m. – Court reconvened.

Counsel Hoy called Defendant **Dr. John Iliescu, Jr.**, who was sworn and direct examined; cross examined.

4:52 p.m. – Court stood in recess for the evening, to reconvene tomorrow December 11, 2013 at 8:30 a.m.

CASE NO. CV07-00341 **MARK STEPPAN VS. JOHN ILIESCU, ETAL**

PAGE 1

DATE, JUDGE
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12/11/13
HONORABLE
ELLIOTT A.
SATTLER
DEPT. NO. 10
M. Merkouris
(Clerk)
M. Pava
(Reporter)

ONGOING BENCH TRIAL

8:30 a.m. – Court reconvened.

Plaintiff Mark Steppan was present with counsel, Michael Hoy, Esq.

Defendants Dr. John Iliescu and Sonia Iliescu were present with counsel, C. Nicholas Pereos, Esq.

Witness **Dr. John Iliescu, Jr.** was reminded by the Court that he remained under oath; further cross examined; re-direct examined; re-cross examined; and excused.

Counsel Hoy called Plaintiff **Mark Bainum Steppan** who was sworn and direct examined.

Counsel Hoy offered Exhibit 21; witness questioned by counsel Pereos; counsel Pereos objected to Exhibit 21.

COURT ORDERED: Objection overruled, Exhibit 21 ADMITTED into evidence.

Counsel Hoy offered Exhibit 22; counsel Pereos maintained the same objection as he had for Exhibit 21.

COURT ORDERED: Objection overruled, Exhibit 22 ADMITTED into evidence.

Witness further direct examined.

10:20 a.m. – Court stood in recess.

10:38 a.m. – Court reconvened.

Witness further direct examined.

Counsel Hoy offered Exhibit 24; witness questioned briefly by counsel Pereos and then no objection; ordered ADMITTED into evidence.

Witness further direct examined.

Counsel Hoy offered Exhibit 26; witness questioned briefly by counsel Pereos and then no objection; ordered ADMITTED into evidence.

Witness further direct examined.

Counsel Hoy offered Exhibit 27; witness questioned briefly by counsel Pereos; counsel Pereos objected to Exhibit 27. Counsel Hoy responded.

Discussion ensued between the Court and respective counsel regarding the Order Granting Motion for Partial Summary Judgment filed May 9, 2013.

Counsel Hoy offered Exhibits 28, 29 & 30; COURT noted counsel Pereos' objections to Exhibits 28, 29 & 30 are the same as his objections to Exhibit 27; objections overruled and Exhibits 27, 28, 29 & 30 shall be ADMITTED into evidence.

Witness further direct examined; cross examined.

11:48 a.m. – Court stood in recess for lunch.

1:18 p.m. – Court reconvened.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

12/11/13
HONORABLE
ELLIOTT A.
SATTLER
DEPT. NO. 10
M. Merkouris
(Clerk)
M. Pava
(Reporter)

ONGOING BENCH TRIAL

Witness further cross examined.

The deposition of Mark Steppan, dated Monday, September 29, 2008, was opened and published.

Witness further cross examined.

The deposition of Mark Steppan dated, Tuesday, February 16, 2010, was opened and published.

Witness further cross examined.

The deposition of Mark Steppan, Volume II, dated Tuesday, March 2, 2010 was opened and published

Witness further cross examined.

The deposition of Mark Steppan, Volume III, dated Wednesday, March 3, 2010 was opened and published.

Witness further cross examined; re-direct examined; and excused. **Plaintiff rested.**

Counsel Pereos addressed the Court and moved to dismiss the case pursuant to NRCP 50; and he further presented a memorandum to the Court and counsel Hoy in support of his motion.

Counsel Hoy responded.

3:10 p.m. – Court stood in recess.

3:39 p.m. – Court reconvened.

Counsel Hoy further argued in opposition of the motion to dismiss; and he urged the Court to deny the motion.

Counsel Pereos replied; counsel Hoy further responded.

Upon questioning by the Court, counsel Pereos stated that he would object to counsel Hoy being allowed to re-open his case and offer the Notice of Lis Pendens.

COURT ORDERED: Counsel Hoy shall be allowed to re-open his case and offer the Notice of Lis Pendens, which shall be marked and admitted as Exhibit 23.

COURT FURTHER ORDERED: Defendant's motion to dismiss pursuant to NRCP 50 is DENIED.

Counsel Pereos called **Karen Dennison, Esq.**, who was sworn and direct examined; cross examined; and excused. (Mr. David Grundy, Esq. was present on behalf of Ms. Dennison during her testimony.)

Counsel Pereos called Defendant **Sonnica Santee Iliescu** who was sworn and direct examined; cross examined; and excused.

Counsel Hoy advised the Court that his office just brought him the original Notice of Lis Pendens (Exhibit 23); **COURT ORDERED** the original Notice of Lis Pendens shall be added to Exhibit 23 and admitted into evidence (marked as Exhibit 23a by the Clerk).

Counsel Pereos called Defendant **Dr. John Iliescu, Jr.**, who was reminded by the Court that he remained under oath; direct examined.

4:49 p.m. – Court stood in recess for the evening, to reconvene tomorrow, December 12, 2013 at 8:30 a.m.

CASE NO. CV07-00341 **MARK STEPPAN VS. JOHN ILIESCU, ETAL**

PAGE 1

DATE, JUDGE
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HONORABLE
ELLIOTT A.
SATTLER
DEPT. NO. 10
M. Merkouris
(Clerk)
M. Pava
(Reporter)

ONGOING BENCH TRIAL

8:30 a.m. – Court reconvened.
Plaintiff Mark Steppan was present with counsel, Michael Hoy, Esq.
Defendants Dr. John Iliescu, Jr., and Sonnia Iliescu were present with counsel, C. Nicholas Pereos, Esq.
Defendant **Dr. John Iliescu, Jr.**, was reminded by the Court that he remained under oath; further direct examined and excused.
Counsel Pereos called **Vernon Kloos**; counsel Hoy objected as Mr. Kloos was not a noticed witness.
COURT asked Mr. Kloos to remain outside the courtroom. Deputy City Attorney Jon Shipman was present on behalf of Mr. Kloos.
Counsel Pereos made an offer of proof regarding what Mr. Kloos would testify to; counsel Hoy stipulated to the offer of proof. Counsel Pereos advised the Court that Mr. Kloos' testimony would no longer be necessary based on counsel Hoy's stipulation.
Counsel Pereos advised the Court that his next witness would not be here until 9:00 a.m.
8:44 a.m. – Court stood in recess.
8:56 a.m. – Court reconvened.
Counsel Pereos called **Donald Clark** who was sworn and direct examined.
Counsel Pereos offered Exhibit 130; objection sustained.
Witness further direct examined; questioned by the Court; cross examined; and excused.
Discussion ensued regarding the schedule for the remaining witnesses.
Counsel Hoy advised the Court that he would object to any testimony from Mr. Campbell.
Counsel Pereos made an offer of proof regarding what Mr. Campbell would testify to; discussion ensued regarding Mr. Campbell's testimony.
Counsel Hoy advised the Court that he will stipulate to Exhibit 132 to make counsel Pereos' offer of proof complete; and he further argued in opposition of Mr. Campbell testifying.
Counsel Pereos responded; and he further advised the Court that Mr. Campbell's testimony is no longer necessary.
Counsel Pereos advised the Court that his next witness is not scheduled until after lunch, however he will attempt to contact him and ask him to arrive earlier.
10:04 a.m. – Court stood in recess.
11:00 a.m. – Court reconvened.
Counsel Pereos called **Richard K. Johnson** who was reminded by the Court that he remained under oath; direct examined; cross examined.
Counsel Hoy marked and offered Exhibits 54 and 78; objection. Counsel Pereos questioned the witness briefly and then withdrew his objection to the admissibility of Exhibits 54 and 78; **ordered ADMITTED into evidence.**

PAGE 2

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

12/12/13

ONGOING BENCH TRIAL

HONORABLE
ELLIOTT A.

Witness further cross examined and excused.

Defendant rested.

SATTLER
DEPT. NO. 10
M. Merkouris
(Clerk)

Discussion ensued between the Court and respective counsel regarding how closing arguments will be done; counsel Hoy advised the Court that he and counsel Pereos would prefer to do oral closing arguments.

M. Pava
(Reporter)

COURT advised respective counsel that he will allow oral closing arguments, as well as supplemental briefs from each side; **COURT ORDERED** respective counsel shall file closing argument supplemental briefs no later than 5:00 p.m. on Friday, January 3, 2013, if they choose to do so.

Upon questioning by the Court, counsel Hoy advised that he was not able to obtain the notice of publication.

11:24 a.m. – Court stood in recess for lunch.

1:15 p.m. – Court reconvened.

Counsel Hoy presented closing arguments.

Counsel Pereos presented closing arguments.

Counsel Hoy presented final closing arguments.

COURT thanked and commended respective counsel for their professionalism.

COURT ORDERED matter taken under advisement.

2:29 p.m. – Court concluded and stood in recess.

BENCH TRIAL EXHIBITS**PLTF: Mark B. Steppan****PATY: Michael D. Hoy, Esq.****DEFT: John Iliescu, Jr., et. al****DATY: C. Nicholas Pereos, Esq.****Case No: CV07-00341 Dept. No: 10 Clerk: M. Merkouris Date: 12/9/13**

Exhibit No.	Party	Description	Marked	Offered	Admitted
1	Steppan	Notice and Claim of Lien [WCR 3460499]	12/6/13	No Obj.	12/9/13
2	Steppan	Amended Notice and Claim of Lien [WCR 3528313]	12/6/13	No Obj.	12/9/13
3	Steppan	Second Amended Notice and Claim of Lien [WCR 3528313]	12/6/13	No Obj.	12/9/13
4	Steppan	Timeline – revised 9/24/08	12/9/13	No Obj.	12/9/13
5	Steppan	Computation of Prejudgment Interest	12/6/13		
6	Steppan	Standard Form of Agreement Between Owner and Architect, AIA Document B141 – 1997, Part 1 and Part 2 [STEPPAN 7498-7519]	12/6/13	No Obj.	12/9/13
7	Steppan	Addendum No. 1 Contractual Changes to AIA B141 Standard Agreement between Owner and Architect [STEPPAN 7520-7522]	12/6/13	No Obj.	12/9/13
8	Steppan	12/14/2005 Waiver of conflict letter [HL 83-87]	12/6/13	No Obj.	12/9/13
9	Steppan	10/25/2005 Letter proposal from Mark Steppan to Anthony Iamesi with transmittal of B141 form [STEPPAN 4372-4391]	12/6/13	No Obj.	12/9/13
10	Steppan	11/14/2005 Memorandum from Sarah Class to Calvin Baty [STEPPAN 2769-2770]	12/6/13	No Obj.	12/9/13
11	Steppan	11/18/2005 Email memorandum from Sarah Class to Calvin Baty [STEPPAN 2772-2773]	12/6/13	No Obj.	12/9/13
12	Steppan	11/29/2005 Email memorandum from Sarah Class to Sam Caniglia [HL 0075]	12/6/13	No Obj.	12/9/13

BENCH TRIAL EXHIBITS

PLTF: **Mark B. Steppan**

PATY: **Michael D. Hoy, Esq.**

DEFT: **John Iliescu, Jr., et. al**

DATY: **C. Nicholas Pereos, Esq.**

Case No: CV07-00341

Dept. No: 10

Clerk: M. Merkouris

Date: 12/9/13

Exhibit No.	Party	Description	Marked	Offered	Admitted
13	Steppan	12/20/2005 Steppan response to owner issues on AIA contract [STEPPAN 3363-3365]	12/6/13	No Obj.	12/9/13
14	Steppan	11/15/2005 Letter agreement for Project 0515-01 (preliminary design services) [STEPPAN 4370-4371, 2897-2898]	12/6/13	No Obj.	12/9/13
15	Steppan	12/14/2005 Design Services Continuation Letter [STEPPAN 2837]	12/6/13	No Obj.	12/9/13
16	Steppan	02/07/2006 Design Services Continuation Letter [STEPPAN 2831]	12/6/13	No Obj.	12/9/13
17	Steppan	03/24/2006 Design Services Continuation Letter [STEPPAN 2884]	12/6/13	No Obj.	12/9/13
18	Steppan	02/27/2006 Design Presentation Services Budget Evaluation [STEPPAN 3358, 3148]	12/6/13	No Obj.	12/9/13
19	Steppan	05/31/2006 Letter agreement for Project 0515-02 (Building Massing Model Exhibits) [4358-4360]	12/6/13	No Obj.	12/9/13
20	Steppan	05/31/2006 Letter agreement for Project 0515-03 (Adjacent Church Parking Studies) [STEPPAN 4361-4363]	12/6/13	No Obj.	12/9/13
21	Steppan	08/10/2006 Letter agreement for Project 0515-05 (City Staff Meeting – Vern Kloos) Requested Studies) [STEPPAN 3251]	12/6/13	Obj/Overr	12/11/13
22	Steppan	08/10/2006 Letter agreement for Project 0515-06 (Video Fly-through edits) [STEPPAN 7552-7554]	12/6/13	Obj/Overr	12/11/13

BENCH TRIAL EXHIBITS

PLTF: **Mark B. Steppan**

PATY: **Michael D. Hoy, Esq.**

DEFT: **John Iliescu, Jr., et. al**

DATY: **C. Nicholas Pereos, Esq.**

Case No: CV07-00341 Dept. No: 10 Clerk: M. Merkouris Date: 12/9/13

Exhibit No.	Party	Description	Marked	Offered	Admitted
23	Steppan	Copy of Notice of Lis Pendes	12/11/13	Obj/Overr	12/11/13
23a	Steppan	Original Notice of Lis Pendes	12/11/13	Obj/Over	12/11/13
24	Steppan	Invoices: Project 0515-01	12/6/13	No Obj.	12/11/13
25	Steppan	Invoices: Project 0515	12/6/13	No Obj.	12/10/13
26	Steppan	Invoices: Project 0515-R	12/6/13	No Obj.	12/11/13
27	Steppan	Invoices: Project 0515-02	12/6/13	Obj/Overr	12/11/13
28	Steppan	Invoices: Project 0515-03	12/6/13	Obj/Overr	12/11/13
29	Steppan	Invoices: Project 0515-05	12/6/13	Obj/Overr	12/11/13
30	Steppan	Invoices: Project 0515-06	12/6/13	Obj/Overr	12/11/13
31	Steppan	Invoice 22622, September 19, 2007 re-billing for project 0515.	12/6/13		
32	Steppan	09/01/2006 Letter from Rodney Friedman to Calvin Bosma [STEPPAN 4355, ILIESCU 645]	12/6/13	No Obj.	12/9/13
33	Steppan	10/20/2006 Email from Nathan Ogle to Calvin Bosma re payment [STEPPAN 3862]	12/6/13	No Obj.	12/9/13
34	Steppan	10/24/2006 Email from Nathan Ogle to Calvin Bosma and others regarding payment schedule [STEPPAN 3861]	12/6/13	No Obj.	12/10/13
35	Steppan	01/17/2006 Special Use Permit Application (contains Steppan/FFA instruments of service) [STEPPAN 2365-2518]	12/6/13	No Obj.	12/9/13
36	Steppan	02/07/2006 Tentative Map & Special Use Permit Application [STEPPAN 2519-2740]	12/6/13	No Obj.	12/9/13
37	Steppan	05/07/2006 Tentative Map and Special Use Permit Application [STEPPAN 2100-2338]	12/6/13	No Obj.	12/9/13

BENCH TRIAL EXHIBITS

PLTF: **Mark B. Steppan**

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DATY: **C. Nicholas Pereos, Esq.**

Case No: CV07-00341

Dept. No: 10

Clerk: M. Merkouris

Date: 12/9/13

Exhibit No.	Party	Description	Marked	Offered	Admitted
38	Steppan	(05/15/2006) Revised Tentative Map Sheets: [STEPPAN 2344-2364] Index Sheet Sheet S-1 Sheet S-2 Sheet S-3 Sheet S-4 Sheet S-5 Sheet S-6 Sheet S-7 Sheet S-8 Sheet S-9 Sheet S-10 Sheet S-11 Sheet S-12 Sheet S-13 Sheet S-14 Sheet S-15 Sheet S-16 Sheet S-17 Sheet S-18 Sheet G-1 Sheet U-1	12/6/13	No Obj.	12/9/13
39	Steppan	01/17/2006 Site plan, elevations in color [STEPPAN 7389-7397]	12/6/13		
40	Steppan	05/08/2006 Powerpoint presentation to City of Reno (PDF Version)	12/6/13	No Obj.	12/9/13
41	Steppan	05/08/2006 Powerpoint presentation to City of Reno (PPT Version) (Note: submitted on DVD-ROM)	12/6/13	No Obj.	12/9/13
42	Steppan	Fly-through video (Note: submitted on DVD-ROM)	12/6/13	No Obj.	12/9/13

BENCH TRIAL EXHIBITS**PLTF: Mark B. Steppan****PATY: Michael D. Hoy, Esq.****DEFT: John Iliescu, Jr., et. al****DATY: C. Nicholas Pereos, Esq.****Case No: CV07-00341****Dept. No: 10****Clerk: M. Merkouris****Date: 12/9/13**

Exhibit No.	Party	Description	Marked	Offered	Admitted
43	Steppan	06/26/2006 Memo from Denny Peters re Application Review [STEPPAN 0488-0490]	12/6/13	No Obj.	12/9/13
44	Steppan	07/31/2006 Letter from Wood Rodgers to City of Reno [STEPPAN 0486-0487]	12/6/13	No Obj.	12/9/13
45	Steppan	08/07/2006 Letter from Wood Rogers to Vern Kloos [STEPPAN 0461-0487]	12/6/13	No Obj.	12/9/13
46	Steppan	09/26/2006 Memo from Denny Peters to Claudia Hanson re Planning Commission Considerations [STEPPAN 0390-0397]	12/6/13	No Obj.	12/9/13
47	Steppan	10/05/2006 Letter from Reno Planning Commission to Consolidated Pacific Development [STEPPAN 0446-0453]	12/6/13	No Obj.	12/9/13
48	Steppan	11/30/2006 Letter from City of Reno to John and Sonnia Iliescu re approval of application for tentative map and special use permits	12/6/13	No Obj.	12/9/13
49	Steppan	10/09/2008 Application to extend final map deadline and receipt for filing fee. [STEPPAN 7436-7454]	12/6/13	No Obj.	12/9/13
50	Steppan	11/24/2008 Letter from City of Reno to John and Sonnia Iliescu approving two-year extension for final map. [STEPPAN 7384-7385]	12/6/13	No Obj.	12/9/13
51	Steppan	10/11/2010 Application to City of Reno to extend final map deadline [STEPPAN 7400-7432]	12/6/13		

BENCH TRIAL EXHIBITS

PLTF: Mark B. Steppan

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DATY: C. Nicholas Pereos, Esq.

Case No: CV07-00341

Dept. No: 10

Clerk: M. Merkouris

Date: 12/9/13

Exhibit No.	Party	Description	Marked	Offered	Admitted
52	Steppan	10/13/2010 Receipt City of Reno [ILIESCU 644]	12/6/13	No Obj.	12/9/13
53	Steppan	11/12/2006 Letter from City of Reno to John and Sonnia Iliescu approving one-year extension for final map. [STEPPAN 7398-7399]	12/6/13	No Obj.	12/9/13
54	Steppan	Addendum No. 6 dated 7/1/09	12/12/13	No Obj.	12/12/13
55	Steppan	Shadow Study [STEPPAN 4282-4293]	12/6/13	No Obj.	12/9/13
56	Steppan	Photographs of foam models [STEPPAN 4270-4281]	12/6/13	No Obj.	12/9/13
57	Steppan	Schematic floor plans, foam models, etc. [STEPPAN 4109-4115]	12/6/13	No Obj.	12/9/13
58	Steppan	Renderings in environment [STEPPAN 1483-1492]	12/6/13	No Obj.	12/9/13
59	Steppan	Renderings in environment [STEPPAN 1543-1545]	12/6/13	No Obj.	12/9/13
60	Steppan	Sketches [STEPPAN 1475-1479]	12/6/13	No Obj.	12/9/13
61	Steppan	HVAC Systems Comparison [STEPPAN 3577-3579]	12/6/13	No Obj.	12/9/13
62	Steppan	Living unit layouts [STEPPAN 3682-3686]	12/6/13	No Obj.	12/9/13
63	Steppan	South Elevation along Court Street [STEPPAN 1494]	12/6/13	No Obj.	12/9/13
64	Steppan	North Elevation along Island Avenue [STEPPAN 1495]	12/6/13	No Obj.	12/9/13
65	Steppan	Assessor's Parcel Map 011-11	12/6/13	No Obj.	12/9/13
66	Steppan	07/14/2005 Proposal from Consolidated Pacific Development to Richard Johnson [ILIESCU 0017-0018]	12/6/13	No Obj.	12/9/13

BENCH TRIAL EXHIBITS**PLTF: Mark B. Steppan****PATY: Michael D. Hoy, Esq.****DEFT: John Iliescu, Jr., et. al****DATY: C. Nicholas Pereos, Esq.****Case No: CV07-00341 Dept. No: 10 Clerk: M. Merkouris Date: 12/9/13**

Exhibit No.	Party	Description	Marked	Offered	Admitted
67	Steppan	07/14/2005 Proposal from Consolidated Pacific Development to Richard Johnson (with handwriting) [ILIESCU 0582-0583]	12/6/13	No Obj.	12/9/13
68	Steppan	Land Purchase Agreement (signed by seller) [ILIESCUY 0042-0063]	12/6/13	No Obj.	12/9/13
69	Steppan	Addendum No. 1 [ILIESCU 065-068]	12/6/13	No Obj.	12/9/13
70	Steppan	Addendum No. 2 [ILIESCU 070-071]	12/6/13	No Obj.	12/9/13
71	Steppan	Addendum No. 3 [ILIESCU 090-105]	12/6/13	No Obj.	12/9/13
72	Steppan	Addendum No. 4 [ILIESCU 137-138]	12/6/13	No Obj.	12/9/13
73	Steppan	Addendum No. 5 [STEPPAN 5070-5073]	12/6/13	No Obj.	12/9/13
74	Steppan	03/25/2008 Email regarding Addendum No. 6 [STEPPAN 5453]	12/6/13		
75	Steppan	05/20/2008 Email regarding Addendum No. 6 [Steppan 5463]	12/6/13	No Obj.	12/9/13
76	Steppan	12/08/2006 Indemnity Agreement [HL 58-59][FCT0482-0483]	12/6/13	No Obj.	12/9/13
77	Steppan	01/17/2007 Waiver of conflict letter [HL 2116-2120]	12/6/13	No Obj.	12/9/13
78	Steppan	Addendum No. 6 dated 9/13/10	12/12/13	No Obj.	12/12/13
79	Steppan	04/12/2007 Escrow Instructions [ILIESCU 432-436]	12/6/13	No Obj.	12/9/13
80	Steppan	04/17/2007 Operating Agreement of Wingfield Towers, LLC [HL 2132-2160]	12/6/13	No Obj.	12/9/13

BENCH TRIAL EXHIBITS

PLTF: Mark B. Steppan

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DATY: C. Nicholas Pereos, Esq.

Case No: CV07-00341

Dept. No: 10

Clerk: M. Merkouris

Date: 12/9/13

Exhibit No.	Party	Description	Marked	Offered	Admitted
81	Steppan	04/17/2007 Bill of Sale and Assignment [HL 1880-1882]	12/6/13	No Obj.	12/9/13
82	Steppan	04/18/2007 Purchase and Sale Agreement [HL 1900-1918]	12/6/13	No Obj.	12/9/13
83	Steppan	Supplemental Escrow Instructions [ILIESCU 440]	12/6/13	No Obj.	12/9/13
84	Steppan	Escrow Instruction to extend closing [STEPPAN 5074-5075]	12/6/13	No Obj.	12/9/13
85	Steppan	04/19/2007 Buyer's Closing Statement [HL 1820]	12/6/13	No Obj.	12/9/13
86	Steppan	04/23/2007 Email from First Centennial Title re accrual of interest [ILIESCU 489]	12/6/13	No Obj.	12/9/13
87	Steppan	04/20/2007 Memo from Richard Johnson disclaiming commission on value of penthouse [ILIESCU 488]	12/6/13	No Obj.	12/9/13
88	Steppan	04/18/2007 Assignment of Rights [ILIESCU 473-475][HL 751-753]	12/6/13	No Obj.	12/9/13
89	Steppan	Request for payoff on lien. [HL 694-697]	12/6/13	No Obj.	12/9/13
90	Steppan	10/17/2007 Email from Karen Dennison to Tim Lukas [HL 837-845]	12/6/13	No Obj.	12/9/13
91	Steppan	October, 2005 Sullivan Group Market Assessment for a High-Rise Residential Condominium Development Located in the City of Reno, Nevada [STEPPAN 0044-0143]	12/6/13	No Obj.	12/9/13
92	Steppan	05/01/2006 Fiscal and Economic Impact Analysis [STEPPAN 1288-1334]	12/6/13	No Obj.	12/9/13
93	Steppan	02/23/2007 Appraisal [ILIESCU 369-377]	12/6/13		

BENCH TRIAL EXHIBITS**PLTF: Mark B. Steppan****PATY: Michael D. Hoy, Esq.****DEFT: John Iliescu, Jr., et. al****DATY: C. Nicholas Pereos, Esq.****Case No: CV07-00341 Dept. No: 10 Clerk: M. Merkouris Date: 12/9/13**

Exhibit No.	Party	Description	Marked	Offered	Admitted
94	Steppan	Certificate of Resolution of Limited Liability Company for BSC Investments, LLC [FCT 0258]	12/6/13	No Obj.	12/9/13
95	Steppan	Certificate of Resolution of Limited Liability Company for Baty Schleining Investments, LLC [FCT 0259]	12/6/13	No Obj.	12/9/13
96	Steppan	Certificate of Resolution of Limited Liability Company for Baty Investments, LLC [FCT 0260]	12/6/13	No Obj.	12/9/13
97	Steppan	Certificate of Corporate Resolution Consolidated Pacific Development. [FCT 0261]	12/6/13	No Obj.	12/9/13
98	Steppan	04/12/2007 Email from Gayle Kern to Maryann Infantino regarding payoff of lien. [FCT0039]	12/6/13	No Obj.	12/9/13
99	Steppan	04/19/2007 First Centennial title Company demand for payoff and response from Mark Steppan [FCT0040]	12/6/13	No Obj.	12/9/13
100	Steppan	04/18/2007 Agreement of Exchange of Real Property – Iliescu and Starker Services, Inc. [FCT0024-0032]	12/6/13	No Obj.	12/9/13
101	Steppan	04/18/2007 Assignment of Sale Contract/Purchase Agreement and Deposit Receipt between Iliescu and Starker Services, Inc. [FCT0034]	12/6/13	No Obj.	12/9/13

BENCH TRIAL EXHIBITS

PLTF: **Mark B. Steppan**

PATY: **Michael D. Hoy, Esq.**

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DATY: **C. Nicholas Pereos, Esq.**

Case No: CV07-00341

Dept. No: 10

Clerk: M. Merkouris

Date: 12/9/13

Exhibit No.	Party	Description	Marked	Offered	Admitted
102	Steppan	09/24/2007 Email chain between Maryann Infantini and Maggie of EPI Fund LLC (showing amount of deposits paid to Iliescu is \$1,176,000). FCT0070-71]	12/6/13		
103	Steppan	Not Used			
104	Steppan	Final Disbursement Report [FCT 0270-273]	12/6/13		
105	Steppan	04/18/2007 (unrecorded) Memorandum of Purchase and Sale Agreement [FCT0335-344]	12/6/13	No Obj.	12/9/13
106	Steppan	04/18/2007 (unrecorded) Discharge or Release of Notice of Lien. [FCT-02950297]	12/6/13	No Obj.	12/9/13
107	Steppan	04/18/2007 (unrecorded) Grant, Bargain, Sale Deed [FCT0300-303]	12/6/13	No Obj.	12/9/13
108	Steppan	04/18/2007 (unrecorded) Grant, Bargain, Sale Deed [FCT0305-311]	12/6/13	No Obj.	12/9/13
109	Iliescu	01/17/06 Email from David Snelgrove to Nathan Ogle re deadline to file application [STEPPAN 0173]	12/6/13	No Obj.	12/9/13
110	Iliescu	06/16/2006 Letter from Katherine E. Knister (Silver State Fair Housing Council) to Rodney F. Friedman [STEPPAN0944]	12/6/13	No Obj.	12/9/13
111	Iliescu	01/13/06 Email from Paul Solaegui (traffic engineer) to Nathan Ogle (FFA) [STEPPAN 0305]	12/6/13	No Obj.	12/9/13
112	Iliescu	01/12/06 Email from Paul Solaegui to Nathan Ogle [STEPPAN 0306]	12/6/13	No Obj.	12/9/13

BENCH TRIAL EXHIBITS

PLTF: **Mark B. Steppan**

PATY: **Michael D. Hoy, Esq.**

DEFT: **John Iliescu, Jr., et. al**

DATY: **C. Nicholas Pereos, Esq.**

Case No: CV07-00341 Dept. No: 10 Clerk: M. Merkouris Date: 12/9/13

Exhibit No.	Party	Description	Marked	Offered	Admitted
113	Iliescu	01/17/06 Email from Paul Solaegui to Nathan Ogle and David Snelgrove [STEPPAN 0293-0294]	12/6/13	No Obj.	12/9/13
114	Iliescu	01/16/06 Fax transmittal and Traffic Letter with attachments. [STEPPAN 0295-0304]	12/6/13	No Obj.	12/9/13
115	Iliescu	02/28/06 Traffic Analysis [STEPPAN 0194-0257]	12/6/13	No Obj.	12/9/13
116	Iliescu	03/24/06 Email from David Snelgrove to Nathan Ogle, Joe Preston, Carl Bosma, Sam Caniglia Re revision of number units [STEPPAN 0161]	12/6/13	No Obj.	12/9/13
117	Iliescu	05/01/06 Traffic Analysis [STEPPAN 0258-0287]	12/6/13	No Obj.	12/9/13
118	Iliescu	09/25/08 Letter from Sam Caniglia to Dick Johnson [STEPPAN 5193]	12/6/13	No Obj.	12/9/13
119	Iliescu	01/17/2006 Site Feasibility Study (Geotechnical) by Pezonella Associates [STEPPAN 2246-2259]	12/6/13	No Obj.	12/9/13
120	Iliescu	Various Instruments of Service [STEPPAN 1824-1905]	12/6/13	No Obj.	12/9/13
121	Iliescu	Tabulation (499 units) and sketches of floor plans [STEPPAN3123-3129]	12/6/13	No Obj.	12/9/13
122	Iliescu	Unit Sizes (499 units) [STEPPAN 6261]	12/6/13	No Obj.	12/9/13
123	Iliescu	10/04/06 City of Reno Planning Commission Staff Report [STEPPAN 722-744]	12/6/13	No Obj.	12/9/13
124	Iliescu	Letters of concern from neighbors to project [STEPPAN 0798-0806]	12/6/13		

BENCH TRIAL EXHIBITS**PLTF: Mark B. Steppan****PATY: Michael D. Hoy, Esq.****DEFT: John Iliescu, Jr., et. al****DATY: C. Nicholas Pereos, Esq.****Case No: CV07-00341 Dept. No: 10 Clerk: M. Merkouris Date: 12/9/13**

Exhibit No.	Party	Description	Marked	Offered	Admitted
125	Iliescu	Project Review Forms and letters of concern from neighbors to project [STEPPAN 5988-6014]	12/6/13		
126	Iliescu	City of Reno receipt	12/6/13	No Obj.	12/9/13
127	Iliescu	12/26/07 Email from Sam Caniglia to John and Sonnia Iliescu [ILIESCU 646]	12/6/13	No Obj.	12/9/13
128	Iliescu	09/25/08 Email from Sam Caniglia to Dick Johnson [ILIESCU 647]	12/6/13	No Obj.	12/9/13
129	Iliescu	10/09/08 Letter from Steppan to Iliescu [ILIESCU 648]	12/6/13	No Obj.	12/9/13
130	Iliescu	09/30/13 Letter from Don Clark (Cathexes) to C. Nicholas Pereos	12/6/13	Obj/Sust	
131	Iliescu	09/09/13 Letter from Joseph Campbell to C. Nicholas Pereos	12/6/13		
132	Iliescu	10/10/2013 Letter from Joseph Campbell to C. Nicholas Pereos and 10/10/13 Report by Joseph Campbell	12/6/13	No Obj.	12/12/13
133	Iliescu	Unit Sizes [Steppan 6261]	12/6/13	No Obj.	12/9/13
Non-evidence		Deposition of David Snelgrove, dated November 18, 2008 (opened, published & filed on December 10, 2013)			
Non-evidence		Deposition of Mark Steppan, dated September 29, 2008 (opened, published & filed on December 11, 2013)			
Non-evidence		Deposition of Mark Steppan, dated February 16, 2010 (opened, published & filed on December 11, 2013)			

BENCH TRIAL EXHIBITS

PLTF: **Mark B. Steppan**

PATY: **Michael D. Hoy, Esq.**

DEFT: **John Iliescu, Jr., et. al**

DATY: **C. Nicholas Pereos, Esq.**

Case No: CV07-00341

Dept. No: 10

Clerk: M. Merkouris

Date: 12/9/13

Exhibit No.	Party	Description	Marked	Offered	Admitted
Non-evidence		Deposition of Mark Steppan, Volume II, dated March 2, 2010 (opened, published & filed on December 11, 2013)			
Non-evidence		Deposition of Mark Steppan, Volume III, dated March 3, 2010 (opened, published & filed on December 11, 2013)			

CASE NO. CV07-00341 **MARK STEPPAN VS. JOHN ILIESCU, ETAL**

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

6/12/14

HONORABLE

ELLIOTT A.

SATTLER

DEPT. NO. 10

M. Merkouris

(Clerk)

L. Urmston

(Reporter)

**HEARING ON FINAL AMOUNT OWED, PURSUANT TO THE ORDER FILED ON
MAY 28, 2014**

2:30 p.m. – Court convened.

Michael Hoy, Esq., and Theodore Chrissinger, Esq., were present on behalf of the Plaintiff. C. Nicholas Pereos, Esq., was present on behalf of the Defendants. Mr. and Mrs. Iliescu were also present, seated in the gallery.

COURT reviewed the procedural history of the case; and he further noted that he has reviewed the Hearing Brief Regarding Calculation of Principal and Interest, filed on June 10, 2014.

Counsel Pereos advised the Court that he feels the principal amount will be determined by the exhibits, and the issue will be the interest; and he further presented argument regarding the interest.

Counsel Hoy responded; and he presented argument regarding the principal and interest.

Counsel Pereos replied.

Counsel Hoy further responded.

Discussion ensued between the Court and respective counsel regarding a briefing schedule on the issue of fees and costs.

COURT ORDERED: Counsel Hoy shall file a brief on attorney fees (along with a proposed order) by 5:00 p.m. on June 20, 2014; counsel Pereos shall file a response by 5:00 p.m. on July 11, 2014. Counsel Hoy shall file a reply, contemporaneously with a request for submission, by 5:00 p.m. on July 21, 2014.

COURT FURTHER ORDERED: If respective counsel feel it is also necessary to brief the issue of costs, that briefing schedule shall be exactly the same as the attorney fee briefing schedule.

COURT advised respective counsel that once he has reviewed the submitted briefs, he will set a hearing if he feels that oral arguments are necessary.

3:13 p.m. – Court concluded and stood in recess.

CASE NO. CV07-00341 MARK STEPPAN VS. JOHN ILIESCU, ETAL

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

2/18/15

ORAL ARGUMENTS

HONORABLE

11:00 a.m. – Court convened.

ELLIOTT A.

Michael Hoy, Esq., was present on behalf of the Plaintiff, Mark Steppan.

SATTLER

Defendants, Dr. John Iliescu and Sonnia Iliescu, were present with counsel, D. Chris

DEPT. NO. 10

Albright, Esq.

M. White

C. Nicholas Pereos, Esq., was present in the gallery.

(Clerk)

COURT reviewed the recent procedural history of the case.

P. Hoogs

Counsel Albright addressed the Court and presented argument in support of the Defendants' Motion for NRCP 60(b) Relief From Court's Findings of Fact, Conclusions of Law and Decision and Related Orders (Motion), filed October 27, 2014.

(Reporter)

11:57 a.m. – **COURT** advised respective counsel that he has a noon meeting he must attend today, and this matter will need to be continued to a different date as he has a settlement conference set for this afternoon at 1:30 p.m. **COURT** further noted that this matter was set for one hour by respective counsel, and he is not sure how they planned to conclude arguments on this issue within one hour.

COURT ORDERED: Respective counsel shall meet with the Department Ten Judicial Assistant, Sheila Mansfield, and set this matter for continued oral arguments.

12:00 p.m. – Court adjourned.

Clerk's note: Respective counsel met with Ms. Mansfield after the hearing, and continued oral arguments were set for Monday, February 23, 2015 at 8:30 a.m. (2-3 hours). MW

CASE NO. CV07-00341 **MARK STEPPAN VS. JOHN ILIESCU, ETAL**

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

2/23/15

ORAL ARGUMENTS

HONORABLE

8:33 a.m. – Court convened.

ELLIOTT A.

Michael Hoy, Esq., was present on behalf of the Plaintiff, Mark Steppan.

SATTLER

Defendants, Dr. John Iliescu and Sonnia Iliescu, were present with counsel, D. Chris

DEPT. NO. 10

Albright, Esq.

M. White

COURT reviewed the recent procedural history of the case.

(Clerk)

Counsel Albright continued presenting argument in support of the Defendants' Motion for NRCP 60(b) Relief From Court's Findings of Fact, Conclusions of Law and Decision and Related Orders (Motion), filed October 27, 2014.

M. Pava

9:50 a.m. – Court stood in recess.

(Reporter)

10:03 a.m. – Court reconvened.

Counsel Hoy responded; and he further argued in opposition of the Motion.

Counsel Albright replied; and he further argued in support of the Motion.

COURT set forth findings of fact and conclusions of law; **COURT ORDERED:** The Defendant's Motion for NRCP 60(b) Relief From Court's Findings of Fact, Conclusions of Law and Decision and Related Orders, filed October 27, 2014, is **DENIED**.

Counsel Hoy shall prepare the order.

COURT further advised respective counsel that the judgment on the mechanic's lien will most likely be signed and filed tomorrow (2/24/15).

Counsel Hoy advised the Court that pursuant to stipulation, the Plaintiff will not be attempting to execute on the judgment prematurely; and he further requested that the briefing schedule be expedited on any future motions.

COURT indicated that he cannot make a ruling regarding motions that have not been filed yet, however the Pretrial Order in this case is still in effect, and respective counsel shall comply with page limits, etc.

Counsel Albright addressed the Court regarding language contained in the Findings of Fact, Conclusions of Law and Decision, filed May 28, 2014.

Counsel Hoy responded; and he further objected to any modifications being made to that order.

COURT advised respective counsel that this issue will not be addressed until such time that it is fully briefed and properly before him.

11:27 a.m. – Court adjourned.

CASE NO. CV07-00341 MARK STEPPAN VS. JOHN ILIESCU, ETAL

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

11/13/15

HEARING ON DEFENDANTS' MOTION FOR CLARIFICATION

HONORABLE

10:35 a.m. – Court convened.

ELLIOTT A.

Michael Hoy, Esq., was present on behalf of the Plaintiff.

SATTLER

G. Mark Albright, Esq., was present on behalf of the Defendants.

DEPT. NO.10

COURT reviewed the recent procedural history of the case.

M. White

Counsel Albright presented argument in support of the Defendants' Motion

(Clerk)

Seeking Clarification of Finality of Court's Recent Judgment for Purposes of

D. Gustin

Maintaining Appeal; and Motion for Expedited Decision on Shortened Time

(Reporter)

Basis, filed October 29, 2015.

Counsel Hoy responded; and he further noted that he does not have an objection to preparing a better judgment, however he has concerns regarding this Court's jurisdiction.

COURT ORDERED: Respective counsel shall draft an amended judgment that comports with their mutual agreement and submit it to the Court by November 19, 2015.

10:55 a.m. – Court adjourned.

CIVIL COVER SHEET

Carson County, Nevada

Case No. **19-07-00341**
(Assigned by Clerk's Office)

I. Party Information

Plaintiff(s) (name/address/phone): JOHN ILIESCU, JR., et al

Defendant(s) (name/address/phone): MARK B. STEPPAN

Plaintiff's Attorney (name/address/phone):

John M. Snyder, Esq. 775/327-3000
1 Kietzke Lane, 2nd Fl.
Carson City, NV 89511

Attorney (name/address/phone):

Nature of Controversy (Please check applicable bold category and applicable subcategory, if appropriate)

☐ **Arbitration Requested**

Civil Cases

Real Property

- ☐ **Landlord/Tenant**
 - ☐ Unlawful Detainer
- ☒ **Title to Property**
 - ☐ Foreclosure
 - ☒ Liens
 - ☐ Quiet Title
 - ☐ Specific Performance
- ☐ **Condemnation/Eminent Domain**
- ☐ **Other Real Property**
 - ☐ Partition
 - ☐ Planning/Zoning

Torts

- ☐ **Negligence**
 - ☐ Negligence - Auto
 - ☐ Negligence - Medical/Dental
 - ☐ Negligence - Premises Liability (Slip/Fall)
 - ☐ Negligence - Other
- ☐ **Product Liability**
 - ☐ Product Liability/Motor Vehicle
 - ☐ Other Torts/Product Liability
- ☐ **Intentional Misconduct**
 - ☐ Torts/Defamation (Libel/Slander)
 - ☐ Interfere with Contract Rights
- ☐ **Employment Torts** (Wrongful termination)
- ☐ **Other Torts**
 - ☐ Anti-trust
 - ☐ Fraud/Misrepresentation
 - ☐ Insurance
 - ☐ Legal Tort
 - ☐ Unfair Competition

Probate

- ☐ **Summary Administration**
- ☐ **General Administration**
- ☐ **Special Administration**
- ☐ **Set Aside Estates**
- ☐ **Trust/Conservatorships**
 - ☐ Individual Trustee
 - ☐ Corporate Trustee
- ☐ **Other Probate**

Other Civil Filing Types

- ☐ **Construction Defect**
 - ☐ Chapter 40
 - ☐ General
- ☐ **Breach of Contract**
 - ☐ Building & Construction
 - ☐ Insurance Carrier
 - ☐ Commercial Instrument
 - ☐ Other Contracts/Acct/Judgment
 - ☐ Collection of Actions
 - ☐ Employment Contract
 - ☐ Guarantee
 - ☐ Sale Contract
 - ☐ Uniform Commercial Code
- ☐ **Civil Petition for Judicial Review**
 - ☐ Other Administrative Law
 - ☐ Department of Motor Vehicles
 - ☐ Worker's Compensation Appeal
- ☐ **Appeal from Lower Court** (also check applicable civil case box)
 - ☐ Transfer from Justice Court
 - ☐ Justice Court Civil Appeal
- ☐ **Civil Writ**
 - ☐ Other Special Proceeding
- ☐ **Other Civil Filing**
 - ☐ Compromise of Minor's Claim
 - ☐ Conversion of Property
 - ☐ Damage to Property
 - ☐ Employment Security
 - ☐ Enforcement of Judgment
 - ☐ Foreign Judgment - Civil
 - ☐ Other Personal Property
 - ☐ Recovery of Property
 - ☐ Stockholder Suit
 - ☐ Other Civil Matters

III. Business Court Requested (Please check applicable category, for Clark or Washoe Counties only.)

- ☐ NRS Chapters 78-88
- ☐ Commodities (NRS 90)
- ☐ Securities (NRS 90)
- ☐ Investments (NRS 104 Art. 8)
- ☐ Deceptive Trade Practices (NRS 598)
- ☐ Trademarks (NRS 600A)
- ☐ Enhanced Case Mgmt/Business
- ☐ Other Business Court Matters

2-14-7

Date

Signature of initiating party or representative

See other side for family-related case filings.

1 **Code 1350**

2
3
4 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
5 **IN AND FOR THE COUNTY OF WASHOE**

6 **MARK B. STEPPAN,**

Case No. CV07-00341

7
8 **Plaintiff,**

Dept. No. 10

9 **vs.**

10 **JOHN ILIESCU, JR.; SONNIA SANTEE ILIESCU; JOHN**
11 **ILIESCU, JR. AND SONNIA SANTEE ILIESCU, AS**
12 **TRUSTEES OF THE JOHN ILIESCU, JR. AND SONNIA**
13 **ILIESCU 1992 FAMILY TRUST,**

14 **Defendants.**

15 **And Related cross-claims and third-party claims.**

16
17 **CERTIFICATE OF CLERK AND TRANSMITTAL – AMENDED NOTICE OF APPEAL**

18 I certify that I am an employee of the Second Judicial District Court of the State of Nevada,
19 County of Washoe; that on the 17th day of December, 2015, I electronically filed the Notice of
20 Appeal in the above entitled matter to the Nevada Supreme Court.

21 I further certify that the transmitted record is a true and correct copy of the original
22 pleadings on file with the Second Judicial District Court.

23 Dated this 17th day of December, 2015

24 Jacqueline Bryant
25 Clerk of the Court

26 By /s/ Yvonne Vilorio
27 Yvonne Vilorio
28 Deputy Clerk