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Nevada Bar No. 11427

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3 Nevada Bar No. 10592

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8 *Attorneys for Appellant*

Electronically Filed
Mar 17 2016 09:11 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

9 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

10 *****

11 KENNETH RENFROE,

) Supreme Court No.: 68907

) District Court No.: A-14-700520-C

12 Appellant,

)

13)

14 vs.

)

15)

16 LAKEVIEW LOAN SERVICE LLC.,)

)

17 Respondent.

)

)

18 **SUPPLEMENTAL RESPONSE TO ORDER TO SHOW CAUSE**

19
20 COMES NOW, Kenneth Renfroe ("Appellant"), through his attorney Alex
21 Ghibaudonoggle Law, and files his supplemental response to this Court's
22 Order to Show Cause.
23

24 **POINTS AND AUTHORITIES**

25 This Court has suspended briefing in the above entitled matter because, at
26 the time of filing, not all the parties to the matter were dismissed from the case.
27 Specifically, Brian Ferguson and Jennifer Ferguson. As such, the Court issued an
28

1 Order to Show Cause why the appeal should not be dismissed. In response,
2 undersigned counsel indicated, as suggested by this court, that entry of default
3 judgment would be forthcoming. Since then, a "prove-up" hearing was held and
4 default judgment was entered against Brian and Jennifer Ferguson.¹ An order was
5 drafted² and subsequently sent to Department III in the Eighth Judicial District
6 Court.³ At this time, undersigned counsel is waiting for the order to return from
7 court. Undersigned counsel will file a supplemental exhibit when the file stamped
8 order is received.
9
10

11
12 DATED this 16th day of March, 2016.
13

14 **NOGGLE LAW**
15

16 /s/ Alex Ghibaudo
17

18 **ALEX GHIBAUDO, ESQ.**

19 Nevada Bar No. 10592

20 376 E. Warm Springs Road, Suite 140

21 Las Vegas, Nevada 89119

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25 *Attorneys for Appellant*
26

27
28 ¹ See Exhibit 1, Minutes from February 3, 2016 "prove-up" hearing on Plaintiff's
ex parte application for judgment by default.

² See Exhibit 2, copy of draft order.

³ See Exhibit 3, process server "run slip", proving the order was delivered to the
department.

CERTIFICATE OF SERVICE

Pursuant to NRAP 25, on December 16th of March, 2016 the
SUPPLEMENTAL RESPONSE TO ORDER TO SHOW CAUSE was served
upon each of the parties to appeal 68907 via electronic service through the
Supreme Court of Nevada's electronic filing.

/s/ Alex Ghibaud, Esq.

An Employee of NOGGLE LAW, PLLC

EXHIBIT 1

Register of Actions - Case Detail - Case ID: 11388388 - Hearing ID: 189391836 - Single View Mode: Minutes
 Search - Order

REGISTER OF ACTIONS

CASE No. A-14-700520-C

Kenneth Renfroe, Plaintiff(s) vs. Lakeview Loan Servicing, LLC, §
Defendant(s) §
 §
 §
 §
 §
 §
 §

Case Type: **Title to Property**
 Subtype: **Quiet Title**
 Date Filed: **05/09/2014**
 Location: **Department 3**
 Cross-Reference Case Number: **A700520**
 Supreme Court No.: **68907**

PARTY INFORMATION

Defendant **Ferguson, Brian J**

Lead Attorneys

Defendant **Ferguson, Jennifer L**

Defendant **Lakeview Loan Servicing, LLC**

Darren Brenner
Retained
 702-634-5000(W)

Plaintiff **Renfroe, Kenneth**

Robert B Noggle, ESQ
Retained
 702-450-6300(W)

EVENTS & ORDERS OF THE COURT

02/03/2016 | **Motion for Prove Up of Default** (9:00 AM) (Judicial Officer Herndon, Douglas W.)
Ex Parte Application for Judgment by Default and Notice of Prove Up Hearing

Minutes

02/03/2016 9:00 AM

- Alex Ghibaudo, Esq. present on behalf of Ms. Winslow had no opposition to **Motion**. Court provided procedural overview of the case, noting there have not been any answers filed by Brian Ferguson and Jennifer Ferguson. COURT ORDERED, Motion GRANTED, noting Brian and Jennifer Ferguson have no legal claims to the property. Mr. Ghibaudo to prepare order.

Parties Present

[Return to Register of Actions](#)

EXHIBIT 2

1 **OGM**

2 Robert B. Noggle, Esq.
3 Nevada Bar No.: 11427
4 Alex Ghibaud, Esq.
5 Nevada Bar No.: 10592
6 NOGGLE LAW PLLC
7 376 East Warm Springs Rd., Ste. 140
8 Las Vegas, Nevada 89119
9 PH: 702-450-6300/Fax: 702-642-9766
10 *Attorney for Plaintiff*

11 **DISTRICT COURT**
12 **CLARK COUNTY, NEVADA**

13 KENNETH RENFROE,

14 Plaintiff,

15 vs.

16 LAKEVIEW LOAN SERVICING, LLC;
17 RECONTRUST COMPANY, N.A.; BRIAN J.
18 FERGUSON AND JENNIFER L. FERGUSON;

19 Defendants.

CASE NO.: A-14-700520-C
DEPT NO.: III

**ORDER GRANTING JUDGMENT BY
DEFAULT**

20 The Court having considered Plaintiff, Kenneth Renfroe's Ex Parte Application for Judgment
21 by Default and the oral argument of counsel with no opposition, the Court finds as follows:

- 22 1. Defaults were entered against Defendants Brian Ferguson and Jennifer Ferguson on
23 November 24, 2014 and November 14, 2014, respectively;
24 2. That Default Judgments were never requested or entered against those Defendants.

25 ///

26 ///

27 ///

28 ///

1 3. That no answer or other appearance having been filed and no further time having been
2 granted, the Default Judgment(s) of Brian Ferguson and Jennifer Ferguson for failing to
3 answer or otherwise plead to the Plaintiff's complaint are hereby GRANTED.
4

5
6 DATED this ___ day of _____, 201~~6~~.

7
8
9
10 _____
DISTRICT COURT JUDGE

11 Submitted by:

12 **NOGGLE LAW**


13 
14 ALEX GHIBAUDO, ESQ.
15 Nevada Bar No. 12355
16 376 E. Warm Springs Road
Suite 140
17 Las Vegas, Nevada 89119
Attorneys for Plaintiff

EXHIBIT 3



eWay

Junes Legal Services
Delivery Work Order
702-579-6300
630 S 10th St, #B Las Vegas NV 89101

WORK ORDER NUMBER

DR-204855



RUNNER'S COPY

Submitted: 2016-03-14 13:08:00

Law Firm/Attorney: NOGGLE LAW, PLLC

Complete By:

Phone Number: 702-450-6300

Internal Tracking #: A-14-700520-C

Email: Ashurova@nogglelaw.com

Case Number: A-14-700520-C

Attention/Status: ANNA

DISTRICT <input checked="" type="checkbox"/>		FAMILY <input type="checkbox"/>	
ARB <input type="checkbox"/>	DISC <input type="checkbox"/>	M/C <input type="checkbox"/>	D.A. <input type="checkbox"/>
M/C <input type="checkbox"/>	D.A. <input type="checkbox"/>	TPO <input type="checkbox"/>	TVS <input type="checkbox"/>
E-FILE <input type="checkbox"/>	CRIM. <input type="checkbox"/>	E-FILE <input type="checkbox"/>	PROBATE <input type="checkbox"/>
JUSTICE <input type="checkbox"/>		HN JUSTICE <input type="checkbox"/>	FEDERAL <input type="checkbox"/>
CIVIL <input type="checkbox"/>	MUNI. <input type="checkbox"/>	HN MUNI. <input type="checkbox"/>	BANKRUPTCY <input type="checkbox"/>
CRIM. <input type="checkbox"/>	D.A. <input type="checkbox"/>	NLV JUSTICE <input type="checkbox"/>	RECORDER <input type="checkbox"/>
TRAFFIC <input type="checkbox"/>	DROP AT DEPT. <input type="checkbox"/>	NLV MUNI <input type="checkbox"/>	SEC. OF STATE <input type="checkbox"/>
E-FILE <input type="checkbox"/>		ATTORNEY GNRL <input type="checkbox"/>	APPEALS/HRNG OFF. <input type="checkbox"/>
R.O.C. <input type="checkbox"/>	COURTESY COPY <input type="checkbox"/>	CONSTABLE <input type="checkbox"/>	PUBLIC DEFENDER <input type="checkbox"/>

Item Description: ORDER GRANTING JUDGMENT BY DEFAULT

Pick Up Location: 376 E. WARM SPRINGS RD #140 -- LAS VEGAS, NV 89119

Drop Off Location: DEPT. III

Special Instructions: PLEASE DELIVER FOR SIGNATURE AND RETURN ONCE COMPLETE. THANK YOU

Received By: _____

Date: _____

Time: _____

SCHEDULED
PICKUP

UNSCHEDULED
PICKUP

RUSH

RETURNED

RETURN SPECIAL
DELIVERY

