

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

2 PROIMTU MMI LLC, a Nevada limited
3 liability company,

4 Appellant,

5 vs.

6 TRP INTERNATIONAL, INC., a
7 foreign corporation,

8 Respondent.
9

SUPREME COURT CASE NO.:
68942

Electronically Filed
DISTRICT COURT 2015-10-27 a.m.
CV-36431 Tracie K. Lindeman
Clerk of Supreme Court

10
11 **DECLARATION OF BRENOCH R. WIRTHLIN, ESQ. IN SUPPORT OF**
12 **APPELLANT PROIMTU MMI, LLC'S**
13 **REPLY IN SUPPORT OF MOTION TO STAY UNDER NRAP 8(c)**

14 **FENNEMORE CRAIG, P.C.**
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23 *Attorneys for Defendant and Appellant*
24 *Proimtu MMI, LLC*

1 **DECLARATION OF BRENOCH R. WIRTHLIN, ESQ. IN SUPPORT OF**
2 **APPELLANT PROIMTU MMI, LLC'S**
3 **REPLY IN SUPPORT OF MOTION TO STAY UNDER NRAP 8(c)**

4 STATE OF NEVADA)
5 COUNTY OF CLARK)ss:

6 I, Brenoch R. Wirthlin, Esq., being first duly sworn upon his oath, deposes
7 and says that he has personal knowledge and is competent to testify to the following:

8 1. I am an Associate at the law firm of Fennemore Craig, P.C. duly
9 licensed to practice before all courts located in the State of Nevada and I am an
10 attorney of record for Proimtu MMI, LLC ("Proimtu"), respondent herein.

11 2. I make this Declaration in support of Appellant Proimtu MMI, LLC's
12 Reply In Support of Motion To Stay Under NRAP 8(c) in the above-entitled action.
13 All facts stated herein are based upon my personal knowledge, except for those
14 matters stated on information and belief and as to those matters, I believe them to be
15 true.

16 3. I attended a hearing before Judge Elliott on or about September 9,
17 2015 on TRP International Inc.'s Emergency Motion to Stay and to Dismiss
18 Complaint (the "Motion").

19 4. Judge Elliott reset TRP's Motion for November 12, 2015 and made
20 statements which indicated to me that he was inclined to grant the Motion and send
21 the parties to Spain to litigate the matter as Proimtu could not perfect the lien and
22 based on his reading of the parties' contract.

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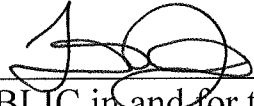
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1 I declare the information in this Declaration to be true and correct to the best
2 of my knowledge and belief under penalty of perjury.

3
4 
BRENOCH R. WIRTHLIN, ESQ.

5 Signed and sworn to (or affirmed) before
6 me on this 22nd day of October, 2015.

7 
8 NOTARY PUBLIC in and for the State of Nevada.

9 My appointment expires 3/15/16
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