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IN THE SUPREME COURT OF THE STATE OF NEVADA

PACIFIC WESTERN BANK, A CALIFORNIA BANKING CORPORATION,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK; AND THE HONORABLE SUSAN SCANN, DISTRICT JUDGE,

Respondents,

and

JOHN A. RITTER, AN INDIVIDUAL; DARRIN D. BADGER, AN INDIVIDUAL; AND VINCENT T. SCHETTLER, AN INDIVIDUAL.

Real Parties in Interest.

Electronically Filed Mar 04 2016 03:47 p.m. Tracie K. Lindeman Clerk of Supreme Court

Supreme Case No: 69048 District Court No: A710645

Dept. 29

REAL PARTY IN INTEREST JOHN A. RITTER'S SUGGESTION OF BANKRUPTCY AND NOTICE OF OPERATION OF AUTOMATIC STAY

PLEASE TAKE NOTICE that on February 29, 2016 (the "Petition Date"), an involuntary petition for relief under chapter 7 of title 11 of the United States Code, 11 U.S.C. §§ 101, et seq. (the "Bankruptcy Code") was filed against Real Party in Interest John A. Ritter (the "Alleged Debtor"), in the United States Bankruptcy Court for the District of Nevada (the "Bankruptcy Court"). A true and correct copy of the petition filed against the Alleged Debtor is attached hereto as Exhibit A.

PLEASE TAKE FURTHER NOTICE that pursuant to section 362(a) of the Bankruptcy Code, the commencement of the Alleged Debtor's involuntary chapter

REID RUBINSTEIN & BOGATZ

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7 case operates as a stay (the "Automatic Stay"), applicable to the Alleged Debtor, of among other things: "the commencement or continuation, including the issuance or employment of process, of a judicial, administrative or other action or proceeding against the debtor that was or could have been commenced before the commencement of the case under this title, or to recover a claim against the debtor that arose before the commencement of the case under this title." 11 U.S.C. § 362(a). PLEASE TAKE FURTHER NOTICE that actions taken in violation of the

Automatic Stay are void and may subject the person or entity taking such action to the imposition of sanctions by the Bankruptcy Court.

Dated this 4th day of March, 2016.

REID RUBINSTEIN & BOGATZ

By: /s/ Charles M. Vlasic I. SCOTT BOGATZ (3367) CHARLES M. VLASIC III (11308) 3883 Howard Hughes Parkway, Ste. 790 Las Vegas, Nevada 89169 Telephone: (702) 776-7000 Facsimile: (702) 776-7900 Attorneys for Petitioner, John R. Ritter

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 4th day of March, 2016, I served a copy of the
foregoing REAL PARTY IN INTEREST JOHN A. RITTER'S SUGGESTION OF
BANKRUPTCY AND NOTICE OF OPERATION OF AUTOMATIC STAY upon each of
the following parties electronically, through the Nevada Supreme Court's e-filing system where
applicable, and otherwise, through the United States Mail:

Snell & Wilmer LLP BOB OLSON, ESQ. KELLY H. DOVE, ESQ. KARL O. RILEY, ESQ. 3883 Howard Hughes Parkway, Ste. 1100 Las Vegas, Nevada 89169 Attorneys for Petitioner, Pacific Western Bank

Fox Rothschild, LLP MARK J. CONNOT, ESQ. 3800 Howard Hughes Parkway, 5th Floor Las Vegas, Nevada 89169 Co-counsel for Real Parties in Interest, John A. Ritter and Darrin D. Badger

Glen Lerner Injury Attorneys JOSEPH F. SCHMITT, ESQ. 4795 S. Durango Drive Las Vegas, Nevada 89147 Attorneys for Real Parties in Interest, Vincent T. Schettler

Timothy S. Cory & Associates TIMOTHY S. CORY, ESQ. 8831 W. Sahara Ave. Las Vegas, Nevada 89117 Attorneys for Real Parties in Interest, Vincent T. Schettler

/s/ Kristee M. Kallas
An employee of REID RUBINSTEIN & BOGATZ

Page 3 of 3

EXHIBIT A

EXHIBIT A

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Fill in this information to identify the case:	
United States Bankruptcy Court for the:	
District of Nevada	
Case number (If known):	_ Chapter <u>7</u>

☐ Check if this is an amended filing

Official Form 105

Involuntary Petition Against an Individual

12/15

Use this form to begin a bankruptcy case against an individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against a non-individual, use the *Involuntary Petition Against a Non-individual* (Official Form 205). Be as complete and accurate as possible. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write name and case number (if known).

Part 1: Identify the Chapter of the Bankruptcy Code Under Which Petition Is Filed				
Chapter of the Bankruptcy Code Part 2: Identify the Debtor	Check one: ☑ Chapter 7 ☐ Chapter 11			
2. Debtor's full name	John First name A Middle name Ritter Last name Suffix (Sr., Jr., II, III)			
3. Other names you know the debtor has used in the last 8 years Include any assumed, married, maiden, or trade names, or doing business as names.	Sullix (St., St., II, III)			
4. Only the last 4 digits of debtor's Social Security Number or federal Individual Taxpayer Identification Number (ITIN)	☐ Unknown xxx - xx - 1 3 5 2 OR 9 xx - xx			
5. Any Employer Identification Numbers (EINs) used in the last 8 years	☑ Unknown EIN			

Case 16-10933-abl Doc 1 Entered 02/29/16 11:05:59 Page 2 of 6

Debtor Ritter, John, A Case number (if known)____

		Mailing address, if different from residence		
	8575 W. Washburn Rd. Number Street	Number Street		
	Las Vegas NV 89149 City State ZIP Code Clark County	City State ZIP Code		
	Principal place of business			
	Focus Property Group Number Street 3455 Cliff Shadows Parkway, Ste. 2200			
	Las Vegas NV 89129 City State ZIP Code			
	Clark County			
7. Type of business	☐ Debtor does not operate a business			
	Check one if the debtor operates a business: ☐ Health Care Business (as defined in 11 U.S.C. § 10 ☐ Single Asset Real Estate (as defined in 11 U.S.C. § Stockbroker (as defined in 11 U.S.C. § 101(53A)) ☐ Commodity Broker (as defined in 11 U.S.C. § 101(60) ☐ None of the above	§ 101(51B))		
8. Type of debt	Each petitioner believes:			
	Debts are primarily consumer debts. Consumer debts are primarily for a personal, f	amily, or household purpose."		
	Debts are primarily business debts. Business for a business or investment or through the operation	on of the business or investment.		
9. Do you know of any bankruptcy cases pending by or against any partner, spouse, or affiliate of this debtor?	DistrictDate filed _	Relationship Case number, if known		
	District Date filed	Relationship Case number, if known		

Case 16-10933-abl Doc 1 Entered 02/29/16 11:05:59 Page 3 of 6

Case number (if known)

Ritter, John, A Part 3: **Report About the Case** 10. Venue Check one: Reason for filing in this court. Over the last 180 days before the filing of this bankruptcy, the debtor has resided, had the principal place of business, or had principal assets in this district longer than in any other district. A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district. Other reason. Explain. (See 28 U.S.C. § 1408.) Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b). 11. Allegations The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a). At least one box must be checked: The debtor is generally not paying such debtor's debts as they become due, unless they are the subject of a bona fide dispute as to liability or amount. ☐ Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession. 12. Has there been a ✓ No transfer of any claim Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule against the debtor by or to any petitioner? 1003(a). Amount of the 13. Each petitioner's claim claim above the Nature of petitioner's claim Name of petitioner value of any lien Multibank 2009-1 RES-ADC Venture, LLC Commercial Guaranty & Forbearance Letter Agreement See Exhibit 1 Pacific Western Bank Judgment See Exhibit 1 SV Litigation SPE, LLC Judgment See Exhibit 1 \$ See Exhibit 1 Total If more than 3 petitioners, attach additional sheets with the statement under penalty of perjury, each petitioner's (or representative's) signature under the statement, along with the signature of the petitioner's attorney, and the information on the petitioning creditor, the petitioner's claim, the petitioner's representative, and the attorney following the format on this form.

Debtor

Case 16-10933-abl Doc 1 Entered 02/29/16 11:05:59 Page 4 of 6

Case number (fxtown)

Part 4: Request for R	elief					
Petitioners request that a creditor is a corporation, representative appointed	attach the corporate own	nership statement requir	red by Bankrupto	y Rule 1010(b). If an	y petitioner is a	f a petitioning foreign
Petitioners declare under false statement, they cou 18 U.S.C. §§ 152 and 35	ld be fined up to \$250,00	00 or imprisoned for up	to 5 years, or bot	h.		
Petitioners or Petitioner	rs' Representative		Attorneys			
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	resentative, including repre-	sentative's title in fact	Signature of att	orney		
Multibank 2009-1 RES-AD Ported name of petitioner	C Venture, LLC		Mark M. Weis	enmiller, Esq		
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c/o Garman Turner Gordon I	LLP		Las Vegas		NV	89119
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Las Vegas	NV	89119	Date signed	02 / 25 / 2016 MM / DD / YYYY		
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If petitioner is an individ attorney:	dual and is not represe	nted by an				
Contact phone		-				
Email		- 1				
Name and mailing addre	ess of petitioner's repre	esentative, if any				
Mark M. Weisenmiller, Esq.						
Name	1.5					
e/o Garman Turner Gordon I 650 White Drive, Suite 100	LLI'					
Number Street						
Las Vegas	NV	89119				
City	State	ZIP Code				

Ritter, John, A

Debtor

	Ritter, John, A		Case number (if known)			
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EXHIBIT 1 TO INVOLUNTARY PETITION OF JOHN A. RITTER

NAME OF PETITIONER	NATURE OF	AMOUNT OF THE
	PETITIONER'S CLAIM	CLAIM ABOVE THE
		VALUE OF ANY LIEN
Multibank 2009-1 RES-ADC	Commercial Guaranty &	\$19,492,267.67 as of Dec. 15,
Venture, LLC	Forbearance Letter	2015 + applicable fees, costs,
	Agreement	and interest (which continues
		to accrue at a daily rate of
		\$5,105.37)
Pacific Western Bank	Judgment	\$3,369,448.67 + applicable
		fees, costs, and interest
SV Litigation SPE, LLC	Judgment	\$2,762,089.96 + applicable
		fees, costs, and interest
	TOTAL	\$25,623,806.39 + applicable
		fees, costs, and interest