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Ruorong Yu

6721 Old Valley St

Las Vegas, NV 89149

E-mail: ruorongyu.lv@yahoo.com

Tel: (702) 505-2882

In the Supreme Court of the State of Nevada

BRRIAN YU,
Appellant,

vs.

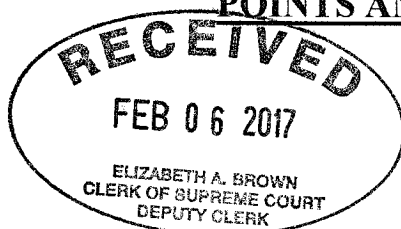
RUORONG YU,
Respondent.

Supreme Court No. 70348

OPPOSITION TO APPELLANT'S MOTION TO STAY. AND OPPOSITION TO REQUEST FOR SUBMISSION

COMES NOW the Respondent, RUORONG YU ("RUORONG"), In Proper Person, and submits her Opposition to Appellant's Motion to Stay, and Opposition to Request for Submission. This Opposition is based on the points and authorities and pleadings and papers on file herein. Good cause exists for the granting of this Opposition.

POINTS AND AUTHORITIES



17-04370

LAS VEGAS, NV 89129
(702) 438-5810

1 **NRAP 26(b) allows the Court to extend the time for filing an Opposition**
2 **upon a showing of good cause.**

3 Respondent RUORONG submitted and issued a Writ of Execution in district
4 court case No. D-13-478791-D on E-Trade to obtain the \$88,000.00 that was awarded
5 her, along with one-half of the accounts. E-Trade was ready to send the monies but
6 the Appellant BRIAN filed a Claim of Exemption from Execution on January 4, 2017.
7 RUORONG's attorney in the district court case filed an Objection to Defendant's
8 Claim of Exemption from Execution, Request to Reopen Discovery, Reduce Award(s)
9 to Judgment, for Attorney's Fees and Costs, and for Other Related Relief on January
10 12, 2017, because the district court never stayed the execution. The district court held
11 a hearing on January 30, 2017, and ordered that the \$88,000.00 should be released to
12 the Respondent RUORONG, who needs the monies to save her home. Since the
13 Appellant BRIAN has refused to pay the monies to RUORONG pursuant to the divorce,
14 and the mortgage loan is just in BRIAN's name, RUORONG has defaulted on the
15 mortgage for her home located at 6721 Old Valley Street, Las Vegas, NV 89149. A
16 foreclosure mediation was held on or about September 23, 2016, where it was
17 determined that a Certificate of Foreclosure could be issued on January 24, 2017 and
18 the home could be foreclosed. The \$88,000.00 is more than enough money to pay off
19 the mortgage. The Appellant's attorney said in district court at the hearing that he
20 would have signed a document allowing for the payment of the \$88,000.00 if he was
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1 asked, but he filed the Motion to Stay anyways. The Appellant BRIAN agreed to sign
2 a Stipulation to allow the \$88,000.00 to be released to RUORONG. The district court
3 continued the hearing to February 8, 2017. Please see Exhibit "A", which are the
4 Minutes from the district court case.
5

6 **Respondent's assets will suffer serious injury if the stay is granted.**

7 Decree of Divorce has never determined that each account split date is July
8 25,2014. It's just another lie of the appellant. Just to delay time, resist split accounts,
9 long-term occupation of common assets. So the common assets value-added also must
10 be shared.
11

12 **The Appellant has refused to comply with the Decree of Divorce and other**
13 **orders from the district court to pay the Respondent RUORONG, and will not**
14 **suffer irreparable or serious injury if the stay is denied.**
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17 On the contrary, if the stay is allowed, the Respondent's single home will
18 auction and the Respondent will suffer irreparable injury / serious financial loss; all
19 caused by the Appellant.
20

21 **The Appellant is not likely to prevail on the merits in the appeal.**

22 There is no prevail basis. Just delay time and resisting distributing the assets. All of
23 the evidence shows that the Appellant intended to encroach on the Respondent's
24 legitimate interests, and hid community property. The district court gave the
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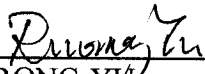
1 Appellant enough patience to give him half a year and three hearings that would
2 provide evidence to prove his claim, but the Appellant has no evidence to offer.
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5 **CONCLUSION**

6 WHEREAS, based on the foregoing, the Respondent RUORONG respectfully
7 requests that the Court deny the Appellant's Motion to Stay and Request for
8 Submission. Additionally, the Respondent requests such other relief this Court
9 deems appropriate.
10

11 DATED this 1st day of February, 2017.

12 Submitted By:

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14 _____
15 RUORONG YU

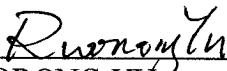
16 Respondent In Proper Person
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3 **VERIFICATION**

4 I declare under penalty of perjury that I have read the foregoing
5 Opposition to Appellant's Motion to Stay, and Opposition to Request for Submission,
6 and state that the information provided therein is true and complete to the best of my
7 knowledge, information and belief, and except for those matters therein contained
8 stated upon information and belief, and as to those matters, I believe them to be true.
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11
12 DATED this 1st day of February, 2017.

13 Submitted By:

14 
15 RUORONG YU

16 Respondent In Proper Person
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EXHIBIT A

REGISTER OF ACTIONS

CASE No. D-13-478791-D

Ruorong Yu, Plaintiff vs. Brian Kwok Sheung Yu, Defendant.

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§
§
§
§
§
§

Case Type: Divorce - Complaint
Subtype: Complaint No Minor(s)
Date Filed: 04/19/2013
Location: Department R
Cross-Reference Case Number: D478791
Supreme Court No.: 70348

PARTY INFORMATION

Defendant Yu, Brian Kwok Sheung
7809 Snowden LN
Las Vegas, NV 89128

Lead Attorneys
F Peter James, ESQ
Retained
702-256-0087(W)

Plaintiff Yu, Ruorong
6721 Old Valley ST
Las Vegas, NV 89149

Pro Se

EVENTS & ORDERS OF THE COURT

01/30/2017 **Objection** (11:00 AM) (Judicial Officer Henderson, Bill)
01/30/2017, 02/07/2017
Plaintiff's Motion Modify Custody, Defendant's Motion to Relocate, and all other issues

Minutes

01/30/2017 11:00 AM

- PLAINTIFF'S OBJECTION TO DEFENDANT'S CLAIM OF EXEMPTION FROM EXECUTION, REQUEST TO REOPEN DISCOVERY, REDUCE AWARD(S) TO JUDGMENT, FOR ATTORNEY'S FEES AND COSTS, AND FOR OTHER RELATED RELIEF Attorney Robert Kurth, Jr., bar number 4659, present with Plaintiff in an UNBUNDLED CAPACITY. Mandarin Court Interpreter, Yaomin Lei, present with Plaintiff. Following discussions and arguments, COURT ORDERED, the following: 1. Plaintiff's counsel will E-MAIL a copy of the Writ of Execution on the E-Trade account to Defendant's counsel and provide proof of service. After the proof of service is received, Parties will sign a Stipulation and Order that the E-Trade account will be unfrozen and \$88,000.000 of that account will be sent to Plaintiff. The remainder in that account, after the \$88,000.00 is paid, will remain FROZEN until further Court orders. 2. All other accounts shall remain FROZEN until further Court orders. 3. Aside from the writ concerning the E-Trade account, Plaintiff's counsel will prepare no further Writ of Execution pending the next court date. 4. Both Parties' counsel shall be empowered to ascertain the BALANCES, and other account activities, of all FROZEN ACCOUNTS. 5. Plaintiff provided Defendant the IRA Distribution Form which is part of the E-Trade account. It is expected that Defendant will sign the form. 6. There shall be no further DISCOVERY conducted in this case. 7. ATTORNEY FEES and COST shall be DEFERRED. 8. This matter CONTINUED TO February 7, 2017, at 1:30 PM for further proceedings. Attorney Kurth shall prepare the Order from today's hearing and attorney James to sign as to form and content.

01/31/2017 11:00 AM

02/07/2017 1:30 PM

02/14/2017 10:00 AM

02/16/2017 11:00 AM

Parties Present

Return to Register of Actions

CERTIFICATE OF SERVICE

2017 FEB -2 AM 10: 02

I HEREBY CERTIFY that on the 2th day of February, 2017, I served a true and correct copy of the foregoing Opposition to Appellant's Motion to Stay, and Opposition to Request for Submission, in the above-entitled case by placing a copy of the same in a sealed envelope in the U.S. Certified Mail, postage prepaid, and addressed as follows:

F. Peter James, Esq
3821 W. Charleston Blvd. Suite 250
Las Vegas, NV 89102

Ruorong Yu
RUORONG YU, RESPONDENT

Ruorong Yu
674 Old Valley St
Las Vegas, NV. 89149
Tel: (702) 505-2882
Email: ruorongyu.LV@yahoo.com

Supreme Court No: 70348

BRIAN Yu
Appellant

Vs.
RUORONG Yu
Respondent