

FILED

JAN 11 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 2 DEPUTY CLERK

IN THE SUPREME COURT OF NEVADA

MARGARET RAWSON,

Petitioner,

v.

THE NINTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF
DOUGLAS; and THE HONORABLE
MICHAEL P. GIBBONS, DISTRICT
JUDGE,

Respondents.

PEGGY CAIN, JEFFREY CAIN, and
HELI OPS INTERNATIONAL, LLC,

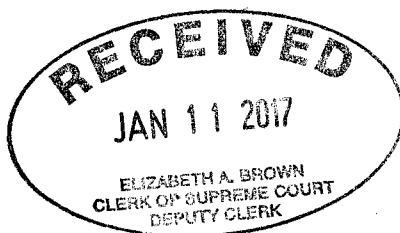
Real Parties in
Interest

Supreme Court Case No. 71548

District Court Case No.: 11-CV-0296

**REAL PARTIES IN INTEREST'S
APPENDIX TO ANSWERING
BRIEF**

VOLUME 1



17-01026

INDEX

Document	Date	Volume	Page
Abstract of Judgment – Civil and Small Claims	12/19/14	2	224
Amended Order	10/30/13	1	37
Check #1263	12/22/16	2	282
Default	11/7/13	1	62
Default Judgment	5/14/13	1	18
Email from Judge Michael Gibbons	12/20/13	1	165
Garnishment Interrogatory Responses from First Financial Equity Corporation	12/22/16	2	279
Hearing Minutes	10/7/13	1	27
Interrogatories	8/30/16	2	265
Judgment Denying Debtor's Discharge Pursuant to 11 U.S.C. § 727(a)(2)	8/18/16	2	254
Letter from Robert Thompson	12/20/13	1	163
Margaret Rawson's Motion to Set Aside Default with Affidavit	11/19/13	1	64
Margaret Rawson's Opposition to and Motion to Quash the Summons to Add Her Name to the Current Judgment Pursuant to NRS 17.060	11/7/13	1	42
Margaret Rawson's Response to Plaintiff's Hearing Statement	12/24/13	1	179
Notice of Entry of Order	2/11/14	1	211
Notice of Non-Opposition	11/25/13	1	102
Order (Denying Margaret's Claim of Exemption)	10/7/13	1	30
Order (Denying Margaret's Claims of Exemption from Garnishment and Execution)	10/14/13	1	32
Order Denying Rawson's Claim of Exemption and Denying Motion to Quash Summons	2/10/14	1	201
Order for Issuance of Summons	10/7/13	1	28
Order Granting Ex Parte Motion to Shorten Time and for Temporary Restraining Order	12/9/16	2	274
Order Granting in Part and Denying in Part Trustee's Motion for Order Compelling Debtor to Turn Over Bankruptcy Estate Assets	12/21/16	2	277

Order Granting Motion to Clarify and to Set Aside Default and Setting Hearing for Final Determination on Rawson's Claim of Exemption, Etc., and Margaret Rawson's Motion to Quash Summons on January 2, 2014 at 10:00 A.M.	12/11/13	1	158
Order To Appear for Examination	1/7/15	2	250
Order Vacating Order Filed October 30, 2013	10/31/13	1	39
Plaintiffs' Hearing Statement	12/23/13	1	166
Proof of Claim	6/26/15	2	233
Request for Production of Documents	8/30/16	2	270
Response to Claim of Exemption, Request for Hearing and Request for Issuance of Summons	9/25/13	1	22
Response to Margaret Rawson's Opposition to and Motion to Quash the Summons	12/10/13	1	105
Second Amended Complaint (Breach of Contract, Fraud, Negligence, Civil Conspiracy, Conversion, Constructive Trust)	11/27/12	1	1
Summons with Proof of Service (Served 10/14/13)	10/30/13	1	34
Supplemental Response to Margaret Rawson's Opposition to and Motion to Quash the Summons	1/15/14	1	184
Voluntary Petition for Chapter 7 Bankruptcy	2/13/15	2	227

RECEIVED

FILED

CASE NO.: 11-CV-0296

NOV 27 2012

2012 NOV 27 PM 3:49

DEPT. NO.: II

DOUGLAS COUNTY
DISTRICT COURT CLERK

TED THRAN
CLERK

This document does not contain personal information of any person.

BY B. WILLIAMS DEPUTY

THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
liability company.

Plaintiffs.

v.

D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
an individual; MICHAEL K. KAVANAGH,
an individual; JEFFREY EDWARDS,
an individual; and DOES 1 through 10, inclusive.

Defendants.

**SECOND AMENDED COMPLAINT
(BREACH OF CONTRACT, FRAUD,
NEGLIGENCE, CIVIL CONSPIRACY,
CONVERSION, CONSTRUCTIVE TRUST)**

COME NOW Plaintiffs, PEGGY CAIN, JEFFREY CAIN, and HELI OPS
INTERNATIONAL, LLC, ("Plaintiffs"), by and through their counsel of record,
Michael L. Matuska, Matuska Law Offices, Ltd., and hereby allege, aver, and complain as
follows:

**I.
PARTIES**

1. Plaintiffs Peggy Cain and Jeffrey Cain (collectively the "Cains") are now and at all
times mentioned herein were residents of Douglas County, Nevada.

///

MATUSKA LAW OFFICES, LTD.
937 MICA DRIVE, SUITE 16A
CARSON CITY, NV 89705
(775) 992-2313

2. Plaintiff Heli Ops International, LLC ("Heli Ops") is now and at all times mentioned herein was an Oregon limited liability company, duly organized and existing under the laws of the state of Oregon.

3. Defendant C4 Worldwide, Inc. ("C4") is now and at all times mentioned herein was a Nevada corporation, duly organized and existing under the laws of the state of Nevada, which has contractually consented to jurisdiction and venue in Douglas County, Nevada.

4. D.R. Rawson ("Rawson") is now and at all times mentioned herein was a resident of Orange County, California, who has contractually consented to jurisdiction and venue in Douglas County, Nevada.

5. Defendant Richard Price ("Price") is now and at all times mentioned herein was a resident of Travis County, Texas.

6. Defendant Joe Baker ("Baker") is now and at all times mentioned herein was a resident of Williamson County, Texas.

7. Defendant Mickey Shackelford ("Shackelford") is now and at all times mentioned herein was a resident of Tulsa County, Oklahoma.

8. Defendant Michael K. Kavanagh ("Kavanagh") is now and at all times mentioned herein was a resident of Riverside County, California.

9. Defendant Jeffrey Edwards ("Edwards") is now and at all times mentioned herein was a resident of Clay County, Florida.

10. The aforementioned individuals are now and at all times referenced herein were officers and/or directors of C4.

11. The true names or capacities, whether individual, corporate, associate or otherwise, of the defendants sued herein as Does 1 through 10, inclusive, are unknown to Plaintiffs, who are informed and believe, and thereon allege, that each of these fictitiously named defendants is in

1 some way liable to Plaintiffs on the causes of action below, and therefore sues these Defendants
2 by such fictitious names. Plaintiffs will move to amend this Complaint and insert the true names
3 and capacities of said fictitiously named defendants when the same have been ascertained.

4 12. Plaintiffs are informed and believe, and thereon allege, that at all times herein
5 mentioned, each actually and fictitiously named defendant was the principal, agent, co-venturer,
6 partner, surety, guarantor, officer, director, and/or employee of each co-defendant and in doing the
7 things herein alleged was acting within the scope of authority and with the permission of each co-
8 defendant or took some part in the acts and omissions hereinafter set forth, and by reason thereof
9 each said defendant is liable to Plaintiffs for the relief prayed herein.
10

11 **II.**
12 **BACKGROUND TO CLAIMS**

13 13. In approximately November 2009, Defendants induced the Cains, through their
14 business Heli Ops, to loan One Million Dollars (\$1,000,000) to C4 for the purpose of enabling C4
15 to acquire Collateralized Mortgage Obligations ("CMOs") with the loan proceeds.

16 14. Based on the inducement, Heli Ops loaned C4 One Million Dollars (\$1,000,000)
17 pursuant to the terms of a Joint Venture Agreement and Promissory Note that obligated C4 to
18 repay Heli Ops Twenty Million Dollars (\$20,000,000) no later than sixty (60) days from the date
19 of the loan. The payment was sent from the Heli Ops principal office in Nevada.
20

21 15. C4 defaulted in its obligations under the loan and has failed to repay any part of it.

22 16. All of the individually named Defendants participated in communications with the
23 Plaintiffs regarding the investments that are the subject of this Complaint, and participated in the
24 inducement for Plaintiffs to make the loan.
25

26 17. By agreement dated February 28, 2010 (the "Settlement Agreement"), Rawson and
27 C4 acknowledged their liability for the amounts due to Plaintiffs in the amount of Twenty Million
28 Dollars (\$20,000,000), together with interest thereon at the rate of nine percent (9%) per annum

1 from December 31, 2009 until paid in full. A copy of the Settlement Agreement setting forth
2 Rawson's and C4's acknowledgement of liability is attached hereto as *Exhibit 1*.

3 18. Under the Settlement Agreement, Rawson and C4 promised to pay Plaintiffs the
4 total sum of Twenty Million Dollars (\$20,000,000), plus all accumulated interest, no later than
5 ninety (90) days from February 25, 2010.
6

7 19. Under that same Settlement Agreement, Rawson and C4 agreed that any legal
8 action would be filed in Douglas County, Nevada.

9 20. Rawson and C4 have failed and refused to pay Plaintiffs the Twenty Million Dollar
10 (\$20,000,000) obligation or any part thereof.

11 **III.**
12 **FIRST CLAIM FOR RELIEF**
13 **(Breach of Contract)**

14 21. Plaintiffs incorporate by reference herein the allegations set forth in the preceding
15 paragraphs as if those allegations were repeated in their entirety herein.

16 22. Plaintiffs have satisfied all conditions precedent on their part, or such conditions
17 have been waived or excused, under the February 28, 2010 Settlement Agreement.

18 23. Rawson and C4 have breached the Settlement Agreement by failing to pay the
19 Twenty Millions Dollar (\$20,000,000) obligation owed to Plaintiffs, or any part thereof.
20

21 24. Pursuant to Section 4 of the Settlement Agreement, Plaintiffs are entitled to recover
22 all attorney's fees, costs, and expenses incurred in pursuing this action.

23 25. Plaintiffs are entitled to judgment against Rawson and C4 in the amount of Twenty
24 Million Dollars (\$20,000,000), plus interest at the rate of nine percent (9%) per annum from
25 December 31, 2009 until paid.

26 26. At the time C4 and Rawson executed the Settlement Agreement, each of the
27 individual Defendants knew or should have known that the Settlement Agreement was illusory in
28

1 that C4 was a mere shell corporation with no ability to repay the amounts owed, and Rawson had
2 no intention of repaying the loan.

3 27. Plaintiffs are informed and believe, and thereon allege, that at all times relevant
4 herein C4 was a mere sham and was organized and operated as the alter ego of the individual
5 Defendants named herein for their personal benefit and advantage, in that the individual
6 Defendants have at all times herein mentioned exercised total dominion and control over C4. The
7 individual Defendants and C4 have so intermingled their personal and financial affairs that C4
8 was, and is, the alter ego of the individual Defendants, and should be disregarded. By reason of
9 the failure of C4, each individual Defendant should be and is liable to Plaintiff for the relief prayed
10 for herein.

11 28. Plaintiffs are further informed and believe and on that basis allege that C4 was
12 created for the sole purpose of transacting business with the Plaintiffs and does not conduct any
13 other business; that C4 owns no assets other than assets described in this Complaint; that C4 was
14 never funded or capitalized; and that the individually named defendants have comingled their
15 personal finances with that of C4 and disregarded the corporate entity by taking loans from C4 to
16 pay personal expenses.

17
18
19 **IV.**
20 **SECOND CLAIM FOR RELIEF**
21 **(Fraud)**

22 29. Plaintiffs incorporate by reference herein the allegations set forth in the preceding
23 paragraphs as if those allegations were repeated in their entirety herein.

24 30. All of the individually named Defendants created a false perception regarding C4
25 and Rawson, including their experience, professionalism, and expertise in financial matters.

26 31. Defendants, and each of them created this false perception in order obtain funds
27 from Plaintiffs.
28

1 32. The inducement included in large part promotional materials and resumes of all of
2 the individually named Defendants, including Rawson, Price, Baker, Shackelford, Kavanagh and
3 Edwards.

4 33. The Defendants knowingly allowed Rawson to misrepresent to Plaintiffs the
5 intended use of the loaned funds, the likelihood of obtaining the dramatic returns necessary to
6 satisfy the obligation to Plaintiffs, and his experience and capabilities in order to induce Plaintiffs
7 to advance the loaned funds in the first place and to subsequently induce Plaintiffs to continue to
8 defer taking legal action against Rawson and C4 thereafter.

9 34. The Defendants knowingly allowed Rawson to further facilitate or allow the waste
10 and improper disposition of the collateral acquired with the loaned funds, the CMOs.

11 35. Plaintiffs reasonably relied on Defendants' representations and were unaware of
12 their true intentions.

13 36. Plaintiffs are entitled to a judgment against the Defendants, and each of them,
14 jointly and severally, in the amount of Twenty Millions Dollars (\$20,000,000), plus interest at the
15 rate of nine percent (9%) per annum from December 31, 2009 until paid in full.

16 37. Plaintiffs are further entitled to an award of punitive and exemplary damages as a
17 result of the Defendants' fraudulent conduct.

18
19
20
21 **V.**
22 **THIRD CLAIM FOR RELIEF**
23 **(Civil Conspiracy)**

24 38. Plaintiffs incorporate by reference herein the allegations set forth in the preceding
25 paragraphs as if those allegations were repeated in their entirety herein.

26 39. Defendants Rawson, Baker, Price, Shackelford, Edwards, and Kavanagh conspired
27 and knowingly participated in and/or lent their names to a fraudulent scheme to induce Plaintiffs
28 to loan funds in the first instance, and then to defer from taking legal action thereafter.

40. Defendants Rawson, Baker, Price, Shackelford, Edwards, and Kavanagh are fully liable to Plaintiffs in the amount of Twenty Millions Dollars (\$20,000,000), plus interest at the rate of nine percent (9%) per annum from December 31, 2009 until paid in full.

VI.
FOURTH CLAIM FOR RELIEF
(Negligence)

41. Plaintiffs incorporate by reference herein the allegations set forth in the preceding paragraphs as if those allegations were repeated in their entirety herein.

42. C4 and each of the individually named defendants, as officers and directors of C4, owed a duty of care to creditors and co-venturers of C4, including Plaintiffs.

43. If and to the extent any of the named Defendants did not participate in the transactions alleged herein, then they breached their legal duty as officers and directors of C4 to monitor the business activities of C4 and the other individuals involved to prevent C4 from being used for improper purposes and to prevent damage to Plaintiffs.

44. As a result of the foregoing wrongful conduct of the Defendants, and each of them, Plaintiffs have been damaged in an amount to be proved at trial in excess of \$10,000.

VII.
FIFTH CLAIM FOR RELIEF
(Conversion)

45. Plaintiffs incorporate by reference herein the allegations set forth in the preceding paragraphs as if those allegations were repeated in their entirety herein.

46. The Joint Venture Agreement provided in pertinent part:

4.04 JVP Compensation. The first twenty million USD (\$20,000,000) received from the proceeds and profits leveraging the CMOs in international trade will go to the JVP on a priority basis prior to any disbursements to C4WW.

///

///

1 10.01 Books and Records. The Joint Venture shall keep adequate
2 books and records at its place of business, setting forth a true and correct
3 account of all business transactions arising out of and in connection with
4 the conduct of the joint venture.

5 10.02 Joint bank account. The funds loaned to C4WW will be
6 held in a separate checking account from all other C4WW funds. The JVP
7 and C4WW will jointly own a bank account where the proceeds of the
8 loan will be held, used and administered as determined by this Agreement.
9 Pursuant to 5.01 above, C4WW will administer and control the joint
10 checking account.

11 10.03 Proof of Funds. All monies received from the JVP as a
12 loan to C4WW shall be kept in a separate checking account from all other
13 C4WW funds, see 10.02 above. The JVP will be able to view the account
14 balance online via the internet at any time from any internet and computer
15 enabled location.

16 47. In addition to the foregoing, Defendants promised and agreed on multiple
17 occasions to surrender C4's interest in the CMOs to the Plaintiffs.

18 48. In contravention of the foregoing, the funds loaned to C4 were not placed in a
19 checking account separate from all other C4 funds, but rather, were placed in C4's Wells Fargo
20 checking account no. xxxxxx177 from where over \$400,000 of the funds were diverted as
21 payments or loans to the individual defendants.

22 49. The CMOs earned dividends (interest payments) of approximately \$17,000 per
23 month.

24 50. Also in contravention of the foregoing, the dividends were not paid to the Plaintiffs,
25 but rather were diverted for the benefit of the Defendants.

26 51. Also in contravention of the foregoing, Defendants entered into various agreements
27 to pool, transfer and sell the CMOs without approval or consent of the Plaintiffs.

28 52. The foregoing acts constitute a distinct exercise of dominion and control by the
Defendants, and each of them, over Plaintiffs' CMOs and other funds and money belonging to the
Plaintiffs.

53. Defendants' acts of dominion and control are in denial of and inconsistent with Plaintiffs title and rights to the amount loaned to C4, the CMOs and the proceeds derived therefrom.

54. Defendants' acts of dominion and control are in derogation, exclusion and defiance of Plaintiffs' title and rights.

55. Plaintiffs are entitled to a judgment against the Defendants, and each of them, jointly and severally, in the amount of Twenty Millions Dollars (\$20,000,000), plus interest at the rate of nine percent (9%) per annum from December 31, 2009 until paid in full.

56. Plaintiffs are further entitled to an award of punitive and exemplary damages as a result of the Defendants' fraudulent conduct.

VIII.
EIGHTH CLAIM FOR RELIEF
(Constructive Trust)

57. Plaintiffs incorporate by reference herein the allegations set forth in the preceding paragraphs as if those allegations were repeated in their entirety herein.

58. A confidential and/or fiduciary relationship existed between the Plaintiffs and the Defendants.

59. The retention by the Defendants of any of the CMOs, amounts diverted from the Plaintiffs' loan or dividends due to the Plaintiffs, and/or any proceeds derived therefrom, would be inequitable.

60. The imposition of an actual and/or constructive trust is therefore essential to the effectuation of justice.

WHEREFORE, Plaintiffs Peggy Cain, Jeffrey Cain, and Heli Ops pray for judgment against Defendants as follows:

///

1. Against Defendants D.R. Rawson and C4 Worldwide, Inc., for breach of contract damages in the amount of Twenty Millions Dollars (\$20,000,000), plus interest at the rate of nine percent (9%) per annum from December 31, 2009 until paid in full, together with attorney's fees, costs, and expenses incurred by Plaintiffs herein:

2. Against Defendants Rawson, Price, Baker, Shackelford, Kavanagh, and Edwards for fraud damages in the amount of Twenty Millions Dollars (\$20,000,000), plus interest at the rate of nine percent (9%) per annum from December 31, 2009 until paid in full.

3. For punitive damages against all Defendants in an amount to be determined at trial due to the fraudulent conduct described elsewhere in the Complaint.

4. For the imposition of an actual and/or constructive trust.

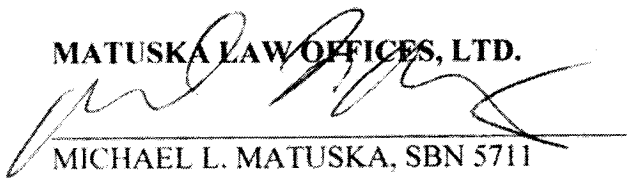
5. For the cost of suit and attorney's fees.

6. For such other and further relief as the Court deems just in the premises.

Respectfully submitted,

Dated this 27th day of November 2012.

MATUSKA LAW OFFICES, LTD.


MICHAEL L. MATUSKA, SBN 5711
937 Mica Drive, Suite 16A
Carson City, NV 89705
(775) 392-2313
(775) 392-2318 (Fax)
Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Matuska Law Offices and that on the 27th day of November 2012, I served a true and correct copy of the preceding document entitled **SECOND AMENDED COMPLAINT** as follows:

Kelly R. Chase, Esq.
LAW OFFICE OF KELLY R. CHASE
P.O. Box 2800
Minden NV 89423

☒ **BY U.S. MAIL:** I deposited for mailing in the United States mail, with postage fully prepaid, an envelope containing the above-identified document(s) at Carson City, Nevada, in the ordinary course of business.

☐ **BY PERSONAL SERVICE:** I personally delivered the above-identified document(s) by hand delivery to the office(s) of the person(s) named above.

☐ **BY FACSIMILE:**

☐ **BY FEDERAL EXPRESS ONE-DAY DELIVERY.**

☐ **BY MESSENGER SERVICE:** I delivered the above-identified document(s) to Reno-Carson Messenger Service for delivery.


LIZ STERN, ALS

EXHIBIT INDEX

Cain, et al. v. Rawson, et al.
9th JD – Dept. II
Case No. 11 CV 0296

NO.	DATE	DOCUMENT
1	Feb. 28, 2010/ Mar. 1, 2010	Settlement Agreement and Release of All Claims

EXHIBIT 1

EXHIBIT 1

SETTLEMENT AGREEMENT AND RELEASE OF ALL CLAIMS

This SETTLEMENT AGREEMENT AND RELEASE OF ALL CLAIMS (hereafter referred to as the "Agreement") is made and binding between and among Peggy and Jeffrey Cain and Heli Ops International, LLC (hereinafter, the "Cains") and DR Rawson, Chairman/CEO and C4 Worldwide, Inc. (hereinafter, "C4 WorldWide").

WHEREAS, the Parties are each desiring to resolve issues having to do with C4 WorldWide's unpaid financial obligations arising out of the Promissory Note and Security Interest in the CMO Securities dated November 29, 2009 and upon signing this Agreement intend to cease further collection efforts, including but not limited to the filing of any litigation and the Cains further stipulate and agree that they will file no complaint(s) or the like with either the Securities and Exchange Commission and/or the Department of Justice of any state.

To the extent not modified herein, the Promissory Note and Security Interest in the CMO securities remains in full force and effect.

WHEREAS, each party desires to settle all the claims, fully and finally without any admission of liability;

NOW, THEREFORE, IT IS HEREBY AGREED AS FOLLOWS:

SECTION 1. CONSIDERATION

1.1 In consideration of the Releases set forth below in Section 2 and the other terms set forth herein, C4 WorldWide stipulates that it owes the Cains Twenty Million USD (\$20,000,000) and that said amount was due on December 30, 2009 and remains unpaid. C4 WorldWide acknowledges its obligation to pay and agrees to pay the sum of \$20,000,000, plus all accumulated interest, to Cains no later than 90 days from February 25, 2010, less any advance payments made, and C4 WorldWide shall use all reasonable efforts to pay this obligation off in full as quickly as possible.

1.2 C4 WorldWide shall, no later than March 4, 2010, assign a 49% interest in the CMO joint securities account (which account is described more fully in Article IV of the Joint Venture Agreement, hereinafter, the "Account") to the Cains. Upon payment to the Cains of the \$20,000,000 (plus all accumulated interest), contemplated by this Agreement, the Cains agree that they shall have no further ownership interest in the Account (as per Article 4.03 and 4.04 of the Joint Venture Agreement). The Cains further expressly agree to execute any and all documentation necessary to reassign the ownership interest in the Account to C4, which will result in C4 having 100% ownership interest in the Account (the total value of this account is believed to currently be between \$600,000 and \$625,000). C4 WorldWide agrees further to pay interest on this \$20,000,000 obligation from December 31, 2009 at the rate of 9% per annum until said debt is paid in full.

1.2 Both sides shall bear their own costs and attorney fees incurred in achieving this settlement.

1.3 Neither party shall make disparaging comments regarding the other.

SECTION 2. RELEASE

2.1 The Cains, their successors, predecessors, parents, assigns, agents, employees, officers, directors, insurers, and all other affiliated persons, firms, or corporations, hereby fully and forever releases and discharges C4 WorldWide, from any and all claims that exist arising out of C4 worldwide's financial misfortunes and resultant inability to timely pay the Promissory Note and Security Interest in the CMO Securities dated November 29, 2009 (a true and accurate copy of which is attached hereto as Exhibit A and is incorporated herein by reference). Such release covers the Cains, their successors, predecessors, parents, assigns, agents, employees, officers, directors, insurers, and all other affiliated persons, firms, or corporations, hereby fully and forever release and discharge C4 WorldWide, its successors, predecessors, parents, assigns, agents, employees, officers, directors, insurers, and all other affiliated persons, firms, or corporations, of and from any and all past, present, and future claims, demands, obligations, causes of action for damages of any kind, known and unknown, the basis for which now exists or may hereafter become manifest that are directly or indirectly related to the facts in any of the claims of any kind asserted against or which could have been asserted in any of the claims.

2.2 C4 WorldWide, its successors, predecessors, parents, assigns, agents, employees, officers, directors, insurers, and all other affiliated persons, firms, or corporations, hereby fully and forever releases and discharges the Cains, from any and all claims that exist arising out of C4 WorldWide's financial misfortunes and resultant inability to timely pay the Promissory Note and Security Interest in the CMO Securities dated November 29, 2009 (a true and accurate copy of which is attached hereto as Exhibit A and is incorporated herein by reference). Such release covers C4 WorldWide, its successors, predecessors, parents, assigns, agents, employees, officers, directors, insurers, and all other affiliated persons, firms, or corporations, hereby fully and forever release and discharge the Cains, their successors, predecessors, parents, assigns, agents, employees, officers, directors, insurers, and all other affiliated persons, firms, or corporations, of and from any and all past, present, and future claims, demands, obligations, causes of action for damages of any kind, known and unknown, the basis for which now exists or may hereafter become manifest that are directly or indirectly related to the facts in any of the claims of any kind asserted against or which could have been asserted in any of the claims.

SECTION 3. EXPRESS ACKNOWLEDGMENTS, REPRESENTATIONS, AND WARRANTIES

3.1 The parties expressly acknowledge and agree that the Release set forth in Section 2 is a general release of the matters described above.

3.2 Each party expressly represents and warrants that it has relied on its own knowledge of

DRR  PO  JG 

the facts and the advice of their/its own lawyer, knowing the right to consult with counsel before entering this Agreement, concerning the consequences of this Agreement; and that the signers of this Agreement are of legal age, legally competent to execute this Agreement, and have full authority to sign this Agreement. The parties further warrant that no promise or inducement has been offered, except as set forth in this Agreement, and that this Agreement is executed without reliance on any statement or representation by any other party concerning the nature and extent of damages or legal liability.

3.3 The parties expressly acknowledge and agree that the purpose and effect of this Agreement is to fully and forever resolve all issues relating to claims arising out of and which could be asserted in this case and that no party will pursue the other for anything relating in any way to the claims being released.

3.4 The parties expressly acknowledge and agree that the terms of this Agreement are contractual in nature and not merely a recital.

SECTION 4. ENFORCEMENT OF AGREEMENT

4.1 In the event of a material breach of this Agreement or other dispute regarding the enforcement or interpretation of this Agreement, the prevailing party is entitled to recover all attorney fees, costs, and expenses incurred.

SECTION 5. GOVERNING LAW

5.1 This Agreement shall be construed and interpreted in accordance with the laws of the state of California and any action arising out of this Agreement shall be filed in Douglas County, Nevada.

SECTION 6. INTEGRATION

6.1 This Agreement and Exhibit A attached hereto contain the entire agreement between and among the parties regarding the matters set forth herein and is conclusive and binding on and inures to the benefit of the executors, administrators, personal representatives, heirs, next of kin, children, successors, and assigns of each.

SECTION 7. MODIFICATION

7.1 This Agreement may not be amended or modified except in writing signed by all parties.

SECTION 8. SAVING CLAUSE

8.1 If any provision of this Agreement, or the application of a provision to any person or circumstance, is held invalid, the remainder of this Agreement, or the application of that provision to other persons or circumstances, must not be affected thereby.

SECTION 9. FURTHER ASSURANCES

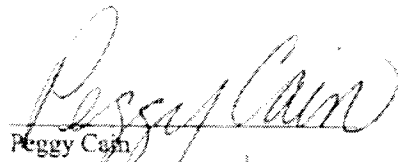
9.1 The parties agree to execute and deliver any further documents, instruments, and other agreements as are necessary or convenient to carry out the terms and purposes of this Agreement.

IT IS SO AGREED:



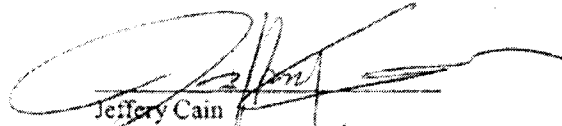
DR Rawson

DATED: February 28th 2010



Peggy Cain

DATED: February 1, 2010
MARCH



Jeffery Cain

DATED: February 1, 2010
MARCH



RECEIVED

MAY 14 2013

CASE NO.: 11-CV-0296

DEPT. NO.: 12

2013 MAY 17 PM 1:07

DOUGLAS COUNTY
DISTRICT COURT CLERK

This document does not contain personal information of any person.

THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
liability company.

Plaintiffs.

v.

D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
an individual; MICHAEL K. KAVANAGH,
an individual; JEFFREY EDWARDS,
an individual; and DOES 1 through 10, inclusive.

Defendants.

DEFAULT JUDGMENT

This matter comes before the Court on Plaintiffs' *Motion for Entry of Default Judgment* against Defendants DR Rawson, C4 Worldwide, Inc., Mickey Shackelford, and Michael K. Kavanagh, that was filed on 14 March 2013. Plaintiffs' *Motion for Entry of Default Judgment* was supported by affidavits from Jeffrey K. Cain and Michael L. Matuska. Plaintiffs also filed a *Motion to Certify Judgment as Final* on 21 March 2013.

Defaults were entered against Rawson on 15 January 2013, against C4 on 23 January 2013, against Shackelford on 24 January 2013 and against Kavanagh also on 24 January 2014. Shackelford filed an opposition to Plaintiffs' *Motion for Entry of Default Judgment* in which he

1 also moved to set aside the default. On 7 May 2013, this court granted Shackelford's motion to
2 set aside the default. As such, Shackelford will be allowed to file his answer to Plaintiffs' *Second*
3 *Amended Complaint* and is not subject to this Default Judgment. Rawson, C4 and Shackelford did
4 not oppose Plaintiffs' *Motion for Entry of Default Judgment*. None of the Defendants opposed
5 Plaintiffs' *Motion to Certify Judgment as Final*.
6

7 The underlying facts are supported by the well-pled allegation of the *Second Amended*
8 *Complaint* ("SAC"), the Settlement Agreement and Release of Claims attached thereto, and the
9 affidavits submitted with the *Motion for Entry of Default Judgment*. Plaintiffs loaned One Million
10 Dollars (\$1,000,000) to C4 on 29 November 2009, pursuant to a Joint Venture Agreement
11 ("JVA") for an investment in collateralized mortgage obligations ("CMOs"). Pursuant to the
12 express terms of the JVA, Plaintiffs were to be repaid Twenty Million Dollars (\$20,000,000) by
13 30 December 2009. When C4 breached the JVA, Rawson, the Chairman/CEO of C4, executed a
14 Settlement Agreement and Release of All Claims in which he acknowledged the indebtedness and
15 agreed to repay Plaintiffs Twenty Million Dollars (\$20,000,000) with interest at the rate of nine
16 percent (9%) by 25 May 2010. That agreement contained an attorney's fees clause. Rawson and
17 C4 breached that agreement, as well.
18

19 As a result of the defaults and their failure to oppose the *Motion for Entry of Default*
20 *Judgment*, C4, Rawson and Kavanagh consented to the entry of judgment and the well-pled
21 allegations of the Complaint must be accepted as true. *Estate of Lomastro v. American Family*
22 *Ins.*, 124 Nev. 1060, 195 P.3d 339 (Nev. 2008) ("Entry of default acts as an admission by the
23 defending party of all material claims made in the complaint. Entry of default, therefore, generally
24 resolves the issues of liability and causation and leaves open only the extent of damages.") See
25 also DCR 13.
26
27
28

1 C4 is a Nevada corporation and never contested personal jurisdiction. The issue of
2 personal jurisdiction over Rawson, Kavanagh and all other defendants was fully litigated and
3 finally resolved in favor of exercising jurisdiction over the Defendants. See 20 November 2012
4 *Order Denying Renewed Motion to Dismiss Re Personal Jurisdiction or for Summary Judgment,*
5 *and Granting Second Motion for Leave to Amend.*

6
7 Based on the motion and affidavits and well-pled allegations of the SAC, and for good
8 cause appearing, **IT IS HEREBY ORDERED ADJUDGED AND DECREED** that Plaintiffs'
9 *Motion for Entry of Default Judgment* is **GRANTED** against C4, Rawson and Kavanagh.

10 **JUDGMENT SHALL BE AND IS HEREBY ENTERED** as follows:

11 1. In Plaintiffs' favor and against Defendant C4, Rawson and Kavanagh, jointly and
12 severally, in the principal amount of Twenty Million Dollars (\$20,000,000). Although it may not
13 be necessary to do so, the following recital sets for the liability of the different defendants under
14 the various causes of action:

15
16 a. In Plaintiffs' favor and against C4 and Rawson, jointly and severally, in the
17 principal amount of Twenty Million Dollars (\$20,000,000) under the First Claim for Relief
18 for breach of the Settlement Agreement and Release of All Claims.

19 b. In Plaintiffs' favor and against C4, Rawson and Kavanagh, jointly and
20 severally, in the principal amount of Twenty Million Dollars (\$20,000,000) under the
21 Second Claim for Relief (Fraud); Third Claim for Relief (Civil Conspiracy); Fourth Claim
22 for Relief (Negligence); Fifth Claim for Relief (Conversion); and Sixth Claim for Relief
23 (Constructive Trust).

24
25 c. In addition to the joint and several liability imposed under paragraphs a)
26 and b) above, Rawson and Kavanagh are also individually liable for the breach of the
27 Settlement Agreement and Release of All Claims that is the subject of the First Claim for
28

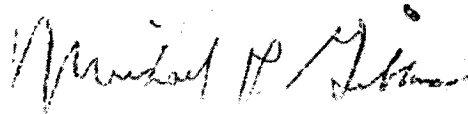
1 Relief (Breach of Contract) based on the doctrine of alter ego. Based on the affidavits and
2 the well-pled allegations of the SAC, C4 was never funded, Rawson and Kavanagh
3 commingled their personal finances with those of C4 by diverting the Plaintiffs'
4 investment funds, used C4 to perpetrate a fraud, and it would be unjust to allow Rawson
5 and Kavanagh to maintain the corporate shield as a defense in this situation.
6

7 2. The judgment shall bear interest at the rate of nine percent (9%) per annum from
8 30 December 2009 until paid.

9 3. Plaintiffs are further awarded their costs in the amount of \$2,524.52 and reasonable
10 attorney's fees in the amount of \$40,265.40, which amounts shall also bear interest at the rate of
11 nine percent (9%) per annum from the date of this Order until paid. Plaintiffs are also entitled to
12 recover attorney's fees incurred in the enforcement of this judgment.
13

14 4. No just cause existing for delay, this judgment shall be and hereby is a final
15 judgment pursuant to NRCP 54.

16 Dated this 17 day of May 2013.

17 
18 _____
19 DISTRICT COURT JUDGE
20
21
22
23
24
25
26
27
28

RECEIVED

SEP 25 2013

CASE NO.: 11-CV-0296 DOUGLAS COUNTY
DISTRICT COURT CLERK

DEPT. NO.: II

2013 SEP 25 PM 1:26

TED THORAN
CLERK

This document does not contain personal information of any person.

B. WILLIAMS DEPUTY

THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
liability company.

Plaintiffs,

v.

D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
an individual; MICHAEL K. KAVANAGH,
an individual; JEFFREY EDWARDS,
an individual; and DOES 1 through 10, inclusive,

Defendants.

RESPONSE TO CLAIM OF EXEMPTION,
REQUEST FOR HEARING

AND

REQUEST FOR ISSUANCE OF
SUMMONS

COME NOW Plaintiffs, PEGGY CAIN, JEFFREY CAIN, and HELI OPS
INTERNATIONAL, LLC, ("Plaintiffs"), by and through their counsel of record, Matuska Law
Offices, Ltd., Michael L. Matuska, and hereby respond to the *Claim of Exemption from Execution*
("Claim") filed by Margaret Rawson ("Margaret") and request that a summons issue to compel
Margaret to appear and show cause why she should not be bound by the judgment pursuant to
NRS 17.030 and 17.040. This Response and Request is based on the points and authorities
provided herewith, the Affidavit of Michael L. Matuska ("Matuska Aff.") attached hereto, and all
other pleadings, exhibits and documents of record.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**POINTS AND AUTHORITIES IN SUPPORT OF
RESPONSE TO CLAIM OF EXEMPTION, REQUEST FOR HEARING
AND REQUEST FOR ISSUANCE OF SUMMONS**

1. **Introduction**

Information contained in Margaret's Claim substantiates the following garnishments and amounts from Bank of America accounts:

Account No.	Amount in Account	Amount Protected	Fees	Amount Subject to Garnishment
XXXX 2819	\$1,059.53	\$0	\$0	\$1,059.53
XXXX 1910	\$49.76	\$0	\$0	\$49.76
XXXX 0600	\$2,472.97	\$0	\$0	\$2,472.97
XXXX 2414	\$338.18	\$0	\$100	\$238.18
Xxx 0703	\$36,474.03	\$3,078.86	\$0	\$33,395.17
XXXX 4164	\$1,275.81	\$255.00	\$0	\$1,020.81
XXXX 4114	\$784.67	\$0.00	\$0	\$784.67
XXXX 3661	\$14,004.60	\$0	\$0	\$14,004.60
XXXX 0613	\$2,017.23	\$0	\$0	\$2,017.23

Margaret makes two (2) claims. First, for all accounts, she claims that she is not a judgment debtor and not subject to garnishment. Second, for accounts 0703, 4164, and 4114, she claims that she is holding funds for a cousin with Down Syndrome and for her father with dementia such that funds in those accounts are not her assets.

2. **Exemption Statutes**

Margaret claims her exemptions pursuant NRS 21.112, and asserts that the garnished funds must be released if the Plaintiffs do not file a response within eight (8) days. Margaret cited the wrong statute. NRS 21.112 addresses the claim of exemption by a judgment debtor. As a third-party, Margaret's claim of exemption arises under NRS 21.120, which, in turn, adopts the

1 exemption claim procedures from the attachment statutes, including, NRS 31.070.¹ NRS 31.070
2 provides that the plaintiff is entitled to a hearing to determine title to the property within ten (10)
3 days of the claim. NRS 31.070(5). Plaintiffs hereby request a hearing.

4 **3. Margaret Did Not Substantiate Her Claim**

5 Margaret's Claim is defective. The Claim must be asserted by the third party/owner.
6 Margaret's Claim is based on her assertion that she is not the owner and is, therefore, defective on
7 its face.
8

9 In addition, Margaret did not substantiate her claim that she is not the owner of the funds
10 in accounts 0703, 4164, and 4114.

11 As for her claim that she cannot be garnished as a third party, she seems to forget that
12 Plaintiffs have a judgment for \$20,000,000 against her husband DR Rawson, that California is a
13 community property state, that Plaintiffs have traced their diverted investment funds into
14 Margaret's accounts, and that she was an officer and director of C4. The default judgment
15 imposes a constructive trust on the diverted funds and allows Plaintiffs to pierce the corporate veil.
16 *See Default Judgment.* Margaret also transferred \$175,000 of the diverted funds from account
17 2414 into the joint checking account with her husband, DR Rawson, account 4515. (See Matuska
18 Aff. and **Exhibit "1"** attached thereto.)
19

20 **4. Request for Summons**

21 Plaintiffs filed their Complaint in this case on 14 September 2011, their First Amended
22 Complaint on 2 May 2012, and Second Amended Complaint on 27 November 2012. They did not
23 have the benefit of the Rawsons' bank records at that time. The Default Judgment was entered on
24

25 ///

26
27 ¹ "If any property levied upon by writ of execution or by writ of garnishment in aid of execution is claimed by
28 a third person as his or her property, the same rules prevail as to the contents and making of the claim, as to the
holding of the property and as to a hearing to determine title thereto, as in the case of a claim after levy under writ of
attachment, as provided for by law." NRS 21.120(2).

1 17 May 2013. Bank records provided earlier by the Defendants established hundreds of thousands
2 of dollars diverted from the funds that the Cains deposited with C4 into the Rawsons' accounts at
3 Bank of America. In fact, C4's December 2009 bank statement indicates that DR Rawson was the
4 account holder of the account into which the funds were deposited, account 2414. Margaret now
5 claims to be the account holder. On 21 May 2013, following the entry of the Default Judgment,
6 Plaintiffs' counsel proceeded to subpoena bank records from Bank of America. Those records
7 confirmed \$329,500 diverted from the Plaintiffs' investment funds into the Rawson's accounts
8 (See *Matuska Aff.* and Exhibits attached thereto). Those same statements show that Margaret
9 transferred \$175,000 of these diverted funds in December 2009 and January 2010, to her joint
10 checking account with DR Rawson, account No. XXXX 4515. For reasons that are not clear, that
11 account was not garnished.
12

13 Likewise, on 14 May 2013, Plaintiffs' counsel requested documents from the Nevada
14 Secretary of State. Those documents confirm that Margaret was the Treasurer of C4 when the
15 diversion of funds occurred in 2009 and 2010, and has continued as the Treasurer. (See *Matuska*
16 *Aff.* and Exhibits attached thereto). Accordingly, a summons should issue pursuant to NRS 17.030
17 and 17.040 directing Margaret Rawson to appear and show cause why she should not be bound by
18 the judgment.
19

20 The requested summons is filed herewith.
21

22 **5. Missing Documents**

23 Defendants have yet to produce relevant documents, including the Penson account
24 statements, documents regarding the similar and simultaneous transaction with Pete Lazarri and
25

26 ///

27 ///

28 ///

MATUSKA LAW OFFICES, LTD.
937 MICA DRIVE, SUITE 16A
CARSON CITY, NEVADA 89703
(775) 392-2313

1 New Hope Capital (and the repayment of their investment), and documents regarding the
2 transaction with Golden Summit. Margaret should be required to produce these documents if she
3 wants to appear and defend.

4 Respectfully submitted.

5 Dated this 25th day of September 2013.

6 MATUSKA LAW OFFICES, LTD.

7
8 By: 

9 MICHAEL L. MATUSKA, SBN 5711
10 Attorneys for Plaintiffs
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Document Sealed

CASE NO. 11-CV-0296

DEPT NO. II

PEGGY CAIN, et al,

Plaintiff,

PLAINTIFF'S COUNSEL:

Michael Matuska

v.

D.R. RAWSON et al,

Defendant,

DEFENDANT'S COUNSEL:

Mr. Thompson

DATE: 10-07-13

JUDGE: MICHAEL P. GIBBONS

CLERK: Kristin Wilfert

COURT REPORTER: Not Reported

LAW CLERK: Joan Neuffer

BAILIFFS: David Nishikida

The above-entitled matter was before the Court this being the time set for a HEARING ON CLAIM OF EXEMPTION. The plaintiff was not present in Court but represented by counsel. The defendant was present in Court and represented by counsel.

Mr. Thompson argued that 3 of the funds do not belong in this lawsuit.

The Court took a brief recess so the parties could try to reach a settlement at 3:05 p.m.

The Court reconvened at 3:25 p.m.

Mr. Thompson told the Court that a settlement has not been reached and they are open to a re-hearing.

Ms. Rawson was sworn and testified.

Ms. Rawson told the Court that she had a loan from her parents in the amount of \$26,000.00.

The Court DENIED with prejudice the motion for exemption.

Mr. Matuska provided Mr. Thompson a copy of exhibits for a future hearing.

1 CASE NO.: 11-CV-0296

2 DEPT. NO.: II

2013 OCT -7 PM 4:00

rec'd 10-7-13
CCT -

3
4 This document does not contain personal information of any person.

CLERK
BY: P. GREGORY DEPUTY

5
6 THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
7 IN AND FOR THE COUNTY OF DOUGLAS

8
9 PEGGY CAIN, an individual; JEFFREY CAIN,
10 an individual; and HELI OPS
11 INTERNATIONAL, LLC, an Oregon limited
12 liability company,

13 Plaintiffs,

14 v.

15 D.R. RAWSON, an individual;
16 C4 WORLDWIDE, INC., a Nevada corporation;
17 RICHARD PRICE, an individual; JOE BAKER,
18 an individual; MICKEY SHACKELFORD,
19 an individual; MICHAEL K. KAVANAGH,
20 an individual; and JEFFREY EDWARDS, an
21 individual,

22 Defendants.

23 ORDER FOR ISSUANCE OF SUMMONS

24 This matter came before the Court Plaintiffs request to have a Summons issued for
25 Margaret Rawson to appear and show cause why she should not be bound by the *Default*
26 *Judgment* that was entered against DR Rawson, C4 Worldwide, and Michael K. Kavanagh on
27 14 May 2013. Plaintiffs submitted the proposed summons. Based on that Request and for good
28 cause appearing, IT IS HEREBY ORDERED THAT The Clerk of the Court shall issue the
Summons on the form previously provided by the Plaintiffs directing Margaret Rawson to appear
and show cause why she should not be bound by the *Default Judgment* that was entered against
DR Rawson, C4 Worldwide, and Michael K. Kavanagh on 14 May 2013.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS SO ORDERED.

DATED this 7 day of October 2013.


DISTRICT COURT JUDGE

1 CASE NO.: 11-CV-0296

2 DEPT. NO.: II

2013 OCT -7 PM 4:03

3
4 This document does not contain personal information of any person.

5 BY *[Signature]* DEPUTY CLERK

6 THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
7 IN AND FOR THE COUNTY OF DOUGLAS
8

9 PEGGY CAIN, an individual; JEFFREY CAIN,
10 an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
11 liability company,

12 Plaintiffs,

13 v.

14 D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
15 RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
16 an individual; MICHAEL K. KAVANAGH,
an individual; and JEFFREY EDWARDS, an
17 individual,

18 Defendants.

ORDER

19 This matter came before the Court for a hearing on 7 October 2013, on Margaret Rawson's
20 *Claim of Exemption from Execution*. Plaintiffs filed a *Response*. Based on Margaret's *Claim*,
21 Plaintiffs' *Response*, and other evidence and argument presented at the hearing, this Court hereby
22 ORDERS as follows:

23
24 1. Margaret's Claim of Exemption

25 Margaret filed a claim of exemption for the following accounts and amounts:
26
27
28

<u>Account No.</u>	<u>Amount in Account</u>	<u>Amount Protected</u>	<u>Fees</u>	<u>Amount Subject to Garnishment</u>
Xxxx 2819	\$1,059.53	\$0	\$0	\$1,059.53
Xxxx 1910	\$49.76	\$0	\$0	\$49.76
Xxxx 0600	\$2,472.97	\$0	\$0	\$2,472.97
Xxxx 2414	\$338.18	\$0	\$100	\$238.18
Xxx 0703	\$36,474.03	\$3,078.86	\$0	\$33,395.17
Xxxx 4164	\$1,275.81	\$255.00	\$0	\$1,020.81
Xxxx 4114	\$784.67	\$0.00	\$0	\$784.67
Xxxx 3661	\$14,004.60	\$0	\$0	\$14,004.60
Xxxx 0613	\$2,017.23	\$0	\$0	\$2,017.23

Margaret's counsel subsequently clarified that the claim of exemption is only for accounts 0703, 4114 and 4164. This court defers ruling on Margaret's claim on those accounts. Margaret may submit additional information about her claim and set a hearing.

Margaret's *Claim of Exemption* is DENIED for all other accounts, including 2819, 1910, 0600, 2414, 3661 and 0613. Bank of America shall comply with the Writ of Garnishment by turning over the garnished funds to the Douglas County Sheriff to be turned over to the Plaintiffs.

The Writ of Garnishment specifically identified account Xxxx 4515, yet that account was not mentioned in Bank of America's Interrogatory Responses. Bank of America is further ordered to supplement its interrogatory responses for this account and comply with the Writ of Garnishment by turning over all garnished accounts to the Douglas County Sheriff, including account Xxxx 4515 and any other accounts held by DR Rawson or Margaret Rawson.

IT IS SO ORDERED.

DATED this 7 day of October 2013.


DISTRICT COURT JUDGE

RECEIVED

CASE NO.: 11-CV-0296


OCT 14 2013

DEPT. NO.: II

DOUGLAS COUNTY
DISTRICT COURT CLERK

2013 OCT 14 PM 3:36

This document does not contain personal information of any person.

THEO THIRAN
CLERK
BY  DEPUTY

THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
liability company,

Plaintiffs,

v.

D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
an individual; MICHAEL K. KAVANAGH,
an individual; and JEFFREY EDWARDS, an
individual,

Defendants.

ORDER

This matter came before the Court for a hearing on 7 October 2013 and again on 14 October 2013 on Margaret Rawson's *Claim of Exemption from Execution*. Plaintiffs filed a *Response*. Based on Margaret's *Claim*, Plaintiffs' *Response*, and other evidence and argument presented at the hearings, and for good cause appearing, this Court orders as follows:

This Court entered a written order following the 7 October 2013 hearing which denied Margaret's claim for account numbers ending in 2819, 1910, 0600, 2414, 3661, and 0613. Bank of America was ordered to comply with the writ of garnishment for those accounts. That order is **AFFIRMED** in all respects.

1 Margaret's *W/C original M* Claim of Exemption is **DENIED** for all remaining accounts, including accounts
2 with numbers ending in: 0703, 4114 and 4164. Bank of America shall comply with the writ of
3 garnishment for those accounts, as well, by turning over the garnished funds to the Douglas
4 County Sheriff.

5 The Writ of Garnishment specifically identified account **4515**, yet that account was not
6 mentioned in Bank of America's Interrogatory Responses. Bank of America is further ordered to
7 supplement its interrogatory responses for this account and comply with the Writ of Garnishment
8 by turning over all garnished accounts to the Douglas County Sheriff, including account **4515** and
9 any other accounts held by DR Rawson or Margaret Rawson.
10

11 **IT IS SO ORDERED.**

12 DATED this 14 day of October 2013.

13
14 
15 **DISTRICT COURT JUDGE**
16
17
18
19
20
21
22
23
24
25
26
27
28

RECEIVED

OCT 30 2013

DOUGLAS COUNTY
DISTRICT COURT CLERK

CASE NO.: 11-CV-0296

DEPT. NO.: 11

2013 OCT 30 PM 2:58

This document does not contain personal information of any person.

P. GREGORY
DEPUTY

THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
liability company,

Plaintiffs,

v.

D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
an individual; MICHAEL K. KAVANAGH,
an individual; and JEFFREY EDWARDS, an
individual.

Defendants.

SUMMONS

**NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU
WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ
THE INFORMATION BELOW.**

TO MARGARET RAWSON: On 17 May 2013, a civil judgment was entered in favor of the Plaintiffs and against Defendants DR Rawson, C4 Worldwide, Inc. and Michael K. Kavanagh in the amount of \$20,000,000, together with costs, interest, and attorney's fees, all as set forth therein. You are hereby directed to appear and show cause why you should not be bound by the judgment. A copy of the Judgment is provided herewith, together with the Affidavit from Plaintiffs' counsel stating the amount that remains unsatisfied.

1. If you intend to defend this lawsuit, within 20 days after this Summons is served on you exclusive of the day of service, you must do the following:

a. File with the Clerk of this Court, whose address is shown below, a formal written response denying the judgment or setting up any defense which may have arisen subsequently, or may deny your liability on the obligation on which the

1 judgment was recovered, except a discharge from such liability by the statute of
2 limitations, all in accordance with the rules of the Court.


3 b. Serve a copy of your response upon the attorney whose name and address is
4 shown below.

5 2. Unless you respond, your default will be entered upon application of the plaintiff
6 and this Court may enter a judgment against you for the relief demanded, which could result in the
7 taking of money or property or other relief.


8 3. If you intend to seek the advice of an attorney in this matter, you should do so
9 promptly so that your response may be filed on time.

10 Issued at the direction of:


Clerk of the Court

11 
12 MICHAEL L. MATUSKA, ESQ.
13 Attorney for Plaintiff
14 Matuska Law Offices, Ltd
15 937 Mica Drive, Suite 16A
16 Carson City, NV 89705

By:


Deputy Clerk Date
DOUGLAS COUNTY COURT CLERK
Post Office Box 218
Minden, NV 89423

IN THE NINTH JUDICIAL DISTRICT COURT
DOUGLAS COUNTY, STATE OF NEVADA

PEGGY CAIN, ET AL,

Plaintiff(s),
vs.

D.R. RAWSON, ET AL,

Defendant(s).

Case No.: 11-CV-0296

AFFIDAVIT OF SERVICE



Received service documents on: 10/11/2013

Affiant, being duly sworn says: That at all times herein affiant was and is a citizen of the United States over 18 years of age, not a party nor interested in the proceedings in which this affidavit is made.

On 10/14/2013 at 7:34 AM / PM, I served the within **SUMMONS; DEFAULT JUDGMENT; AFFIDAVIT OF COSTS** on **MARGARET RAWSON**, Defendant(s).

Said service was effected at 8751 Dewey Dr., Garden Grove CA,
92841
in the following manner:



Personal Service: By leaving a copy of the service documents with **MARGARET RAWSON** personally.



Substitute Service: By leaving a copy of the service documents at the above address which is **MARGARET RAWSON**'s usual place of abode, with:

_____, a person of his/her family, or other person residing there, over the age of 14 years who was informed of the contents of the **SUMMONS; DEFAULT JUDGMENT; AFFIDAVIT OF COSTS**.



Other:

Add Comments: _____

Description of person process was left with:

Sex: Female Race: Caucasian Approx. Age: 50 Height: 5'5" Weight: 170 lbs.

Signed and sworn to before me on
this 18th day of October,
2013.

Notary Public

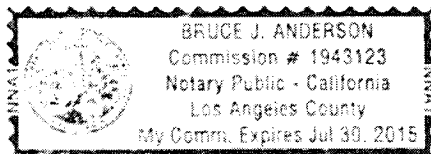
X Bryan Canas

Bryan Canas Los Angeles Co. #2013014777
(Print Name)
Reno/Carson Messenger Service, Inc. (Lic# 322)
185 Martin Street
Reno, NV89509



775.322.2424

38689



RECEIVED

OCT 30 2013

CASE NO.: 11-CV-0296

DEPT. NO.: II

2013 OCT 30 PM 3: 08

DOUGLAS COUNTY
DISTRICT COURT CLERK

CLERK

This document does not contain personal information of any person.
BY P. GREGORY DEPUTY

THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
liability company.

Plaintiffs.

v.

D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
an individual; MICHAEL K. KAVANAGH,
an individual; and JEFFREY EDWARDS, an
individual.

Defendants.

AMENDED ORDER

This matter came before the Court for a hearing on 7 October 2013 and again on 14 October 2013 on Margaret Rawson's *Claim of Exemption from Execution*. Plaintiffs filed a *Response*. Based on Margaret's *Claim*, Plaintiffs' *Response*, and other evidence and argument presented at the hearings, and for good cause appearing, this Court orders as follows:

This Court entered a written order following the 7 October 2013 hearing which denied Margaret's claim for account numbers ending in 2819, 1910, 0600, 2414, 3661, and 0613. Bank of America was ordered to comply with the writ of garnishment for those accounts. That order is **AFFIRMED** in all respects.

1 Margaret's *Claim of Exemption* is **DENIED** for all remaining accounts, including accounts
2 with numbers ending in: 0703, 4114 and 4164. Bank of America shall comply with the writ of
3 garnishment for those accounts, as well, by turning over the garnished funds to the Douglas
4 County Sheriff.

5 The Writ of Garnishment specifically identified account **4515**, yet that account was not
6 mentioned in Bank of America's Interrogatory Responses. Bank of America is further ordered to
7 supplement its interrogatory responses for this account and comply with the Writ of Garnishment
8 by turning over all garnished accounts to the Douglas County Sheriff, including account **4515** and
9 any other accounts held by DR Rawson or Margaret Rawson.
10

11 **IT IS SO ORDERED.**

12 DATED this 30 day of October 2013.

13
14 
15 **DISTRICT COURT JUDGE**
16
17
18
19
20
21
22
23
24
25
26
27
28

10/31/2013 16:10 7757829878

DOCD

PAGE 02/03

RECEIVED

OCT 31 2013

DOUGLAS COUNTY
DISTRICT COURT CLERK

1 Case No. 11-CV-0296

2 Dept. No. II

FILED

2013 OCT 31 PM 4:10

TED THIRAN
CLERK

BY DEPUTY

6 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7 IN AND FOR THE COUNTY OF DOUGLAS

8 PEGGY CAIN, an individual;
9 ~~JEFFREY CAIN, an individual;~~
10 and HELI OPS INTERNATIONAL,
11 LLC, an Oregon limited
12 liability company,

11 Plaintiffs,

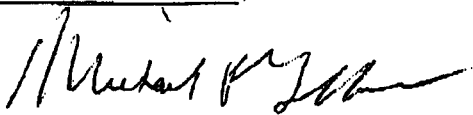
12 vs.

13 DR RAWSON, an individual; C4
14 WORLDWIDE, INC., a Nevada
15 corporation; RICHARD PRICE, an
16 individual; JOE BAKER, an
17 individual; MICKEY
18 SHACKELFORD, an individual;
19 MICHAEL K. KAVANAGH, an
individual; JEFFREY EDWARDS,
an individual; and DOES 1-10,
inclusive,
Defendants.

ORDER VACATING ORDER FILED
OCTOBER 30, 2013

20 On October 30, 2013, an Amended Order was filed in the
21 above-entitled matter. The court will consider claimant Margaret
22 Rawson's opposition faxed to the court on October 30, 2013 and
23 any reply thereto prior to entering a decision. The Amended
24 Order was improvidently granted and is therefore vacated.

25 Dated this 31 day of October, 2013.

26
27 
28 MICHAEL P. GIBBONS
DISTRICT JUDGE

MICHAEL P. GIBBONS
DISTRICT JUDGE
DOUGLAS COUNTY
P.O. BOX 218
MINDEN, NV 89423

10/31/2013 16:10 7757829878

DOCO

PAGE 03/03

1 Copies served by mail/FAX this 31 day of October, 2013, to:

2

3 Michael Matuska, Esq.
4 937 Mica Drive
5 Carson City, Nevada 89705

VIA FAX: 775-392-2318

6

7 Robert P. Mougin, Esq.
8 Robert L. Thompson
9 1050 Indigo Drive, Suite 200
10 Las Vegas, Nevada 89145

VIA FAX: 702-260-9434

11

12 Rick Oshinski, Esq.
13 600 East Williams Street, Suite 300
14 Carson City, NV 89701

VIA FAX: 775-882-0810

15

16 Michael Johnson, Esq.
17 P.O. Box 4848
18 Stateline, NV 89449

VIA FAX: 775-588-4213

19

20 Jeffrey Edwards
21 595 Chivas Court
22 Orange Park, Florida 33073

(Mail)

23

24

25

26

27

28

29

30

31

32

33

34

35

36

37

38



Vicki Barrett

MICHAEL P. GIBBONS
DISTRICT JUDGE
DOUGLAS COUNTY
P.O. BOX 118
MINDEN, NV 89423

10/31/2013 16:10

7757829878

DOCO

PAGE 01/03



Ninth Judicial District Court
Douglas County
State of Nevada

MICHAEL P. GIBBONS
DISTRICT JUDGE

DEPARTMENT TWO
1625 8TH STREET
POST OFFICE BOX 218
MINDEN, NEVADA 89423
(775) 782-9951
FAX (775) 782-9878

FAX COVER SHEET

TO: Michael Matuska, Esq. VIA FAX: 775-392-2318
Robert P. Mouglin, Esq. VIA FAX: 702-260-9434
Rick Oshinski, Esq. VIA FAX: 775-882-0810
Michael Johnson, Esq. VIA FAX: 775-588-4213

FROM: Vicki Barrett, Judicial Assistant 

SUBJECT: Cain v Rawson, et al.

DATE: October 31, 2013

Number of pages including cover sheet: 3

Please find attached an Order Vacating Order
Filed October 30, 2013.

/vab
Encl.

ORIGINAL

NOV - 7 2013
DOUGLAS COUNTY
DISTRICT COURT CLERK

1 **OPP**

2 Robert P. Mougin, Bar No. 7104
3 rmougin@kringandchung.com
4 Robert L. Thompson, Bar No. 9920
5 rthompson@kringandchung.com
6 KRING & CHUNG, LLP
7 1050 Indigo Drive, Suite 200
8 Las Vegas, NV 89145-8870
9 Telephone: (702) 260-9500
10 Facsimile: (702) 260-9434

2013 NOV - 7 PM 2:42

[Signature]
JULY

11 Attorneys for Defendant
12 MARGARET RAWSON

13 **THE NINTH JUDICIAL DISTRICT COURT OF NEVADA**
14 **IN AND FOR THE COUNTY OF DOUGLAS**

15 PEGGY CAIN, an individual; JEFFREY CAIN,	) Case No. 11-CV-0296
16 an individual; and HELI OPS)
17 INTERNATIONAL, LLC, an Oregon limited	) Dept. No. 11
18 liability company,)
19	) MARGARET RAWSON'S OPPOSITION
20	) TO AND MOTION TO QUASH THE
21	) SUMMONS TO ADD HER NAME TO
22	) THE CURRENT JUDGMENT
23	) PURSUANT TO NRS 17.060
24)
25)
26)
27)
28)
29)
30)
31)
32)
33)
34)
35)
36)
37)
38)
39)
40)
41)
42)
43)
44)
45)
46)
47)
48)
49)
50)
51)
52)
53)
54)
55)
56)
57)
58)
59)
60)
61)
62)
63)
64)
65)
66)
67)
68)
69)
70)
71)
72)
73)
74)
75)
76)
77)
78)
79)
80)
81)
82)
83)
84)
85)
86)
87)
88)
89)
90)
91)
92)
93)
94)
95)
96)
97)
98)
99)
100)

1 COMES NOW, MARGARET RAWSON, by and through her attorneys of record, KRING
2 & CHUNG, LLP, and hereby submits her opposition to Plaintiff's issuance of a summons to add
3 her name to the current default judgment against other defendants pursuant to *NRS 17.050*.
4 MARGARET RAWSON hereby requests that the Court deny Plaintiff's request to add
5 MARGARET RAWSON to the judgment and requests that this Court quash the Summons.
6 MARGARET RAWSON relies on the following points and authorities in support of her opposition
7 as well as her affidavit in support of her opposition attached hereto as *Exhibit "A"*.



1 **I. FACTUAL BACKGROUND**

2 On May 14, 2013, a default judgment was entered by the Court against defendants, DR
3 RAWSON, C4 Worldwide Corporation, and MICHAEL KAVANAUGH. On 7th of October 2013
4 Plaintiffs petitioned the court to add MARGARET RAWSON to the Default Judgment as her
5 capacity as the wife of one of the defendants, DR RAWSON. On October, 14, 2013, Margaret
6 Rawson was officially served with a copy of the Summons which required her to show cause as to
7 why she should not be added to the judgment pursuant to *NRS 17.030*.

8 **II. LEGAL ARGUMENT**

9 Pursuant to *NRS 17.060*, when a party is issued a Summons to be added to a judgment, the
10 defendant may file an Answer denying any and all liability within the time frame specified therein
11 denying the judgment. Margaret Rawson is not a proper party to this lawsuit and she should not
12 personally be bound by the judgment. In support of this opposition, MARGARET RAWSON has
13 submitted the attached affidavit in support of her opposition. See *Exhibit "A"*.

14 **A. Margaret Rawson is Not a Proper Party to the Lawsuit**

15 Plaintiff's counsel attempts to enjoin Margaret Rawson to this judgment on the bases that
16 she served in the capacity of Treasurer for C-4 Corporation. See *Plaintiff's Affidavit in Support of*
17 *Request for Issuance of Summons, Paragraph 6*, dated September 25, 2013. Mrs. Rawson position
18 as the Treasurer of the company was in name only in order to satisfy the requirement of the State of
19 Nevada. *Exhibit "A"*. During her time as the Treasurer, Mrs. Rawson never authorized, created, or
20 signed a check in her capacity as Treasurer on behalf of C4 Worldwide, Inc nor was she ever a
21 signatory on any account owned by C4 Worldwide, Inc. *Id.* Additionally, Mrs. Rawson never
22 made or issued a request for or demand for a wire transfer with any C4 Worldwide banking
23 institutions on behalf of C4 Worldwide, Inc. *Id.* All financial transactions were handled by the
24 Chief Financial Officer, Richard Price, who also served as the company's vice president.
25 Furthermore, Mrs. Rawson never participated or attended in any company meetings with the board
26 of directors or any other company officers and/or employees of C4 Worldwide, Inc.. *Id.* Instead,
27 during this time, Mrs. Rawson was employed full-time working 12-14 hour days as the Controller
28 for Coast Cadillac which was wholly owned at the time by Sonic Automotive, Inc., a publicly



1 traded company. *Id.* Mrs. Rawson retained that position even after the company was subsequently
2 sold and currently retains this position. *Id.* Essentially, Mrs. Rawson was never involved in the
3 day-to-day activities of C4 Worldwide, Inc. at any time before, during, or after the transaction
4 between Plaintiff and the defendants. *Id.*

5 **B. The Documents produced by Plaintiff's Counsel do not Support the Issuance of**
6 **a Summons**

7 In support of the Request to Issue a Summons, Plaintiff's counsel attached some bank
8 statements claiming Mrs. Rawson's name was on various bank accounts which company funds
9 were diverted from funds which were previously deposited by Plaintiffs. These claims are
10 unfounded, vague, and ambiguous and should not be relied on to issue a Summons against Mrs.
11 Rawson.

12 Plaintiff's two exhibits consist of bank records from Wells Fargo in December 2009 which
13 counsel believes "established hundreds of thousands of dollars diverted from the funds that the
14 Cains deposited with C4 into the Rawson's accounts at Bank of America." See *Plaintiff's Affidavit*,
15 *Paragraphs 4 and 5*, dated September 25, 2013. The bank statements attached by Plaintiff are
16 barely legible and they do not point out which specific transactions he believes showed the Cain's
17 actual money being transferred into an account now owned by Mrs. Rawson.

18 Furthermore, the statements do not show who at C-4 Corporation made the transaction to
19 put the money in the account. As stated in her affidavit, in her capacity as Treasurer Mrs. Rawson
20 never issued any checks, never wired any money on behalf of C-4 Corporation, and she was never
21 a signatory on any accounts with the company. This company was/is partially owned by Mrs.
22 Rawson's husband and it would not have been unusual for payments to show-up in her bank
23 accounts as part of her husband's regular course of business. Furthermore, as a joint owner of the
24 account, Mr. Rawson had every right to transfer any compensation he received from his company
25 into a joint account with his wife. Plaintiff seems to presume that Mrs. Rawson should have
26 personally investigated the sources of any funds deposited into the joint account from her husband's
27 employer, which is an extreme position given the fact that Mrs. Rawson was never involved in the
28 daily business of her husband's company. See *Exhibit "A"*. Absent any additional evidence, the


1 Court cannot and should not presume that Mrs. Rawson was aware of the alleged source of funds
2 deposited from her husband's company into the joint account she shared with her husband and
3 should not allow such an argument to be the basis to add Mrs. Rawson to the judgment. Simply
4 put, there is no legal grounds for adding Mrs. Rawson to the current judgment pursuant to *NRS*
5 *17.030* and the Court should immediately quash the Summons issued by Plaintiff to Mrs. Rawson.

6 **III. CONCLUSION**

7 Therefore, pursuant to *NRS 17.030* and *17.060*, the submitted points and authorities, Mrs.
8 Rawson's Affidavit in Support of her Opposition to the Issuance of the Summons, and any oral
9 arguments as will be permitted by the Court, Mrs. Rawson by and through her attorneys of record,
10 Kring and Chung LLP requests that this honorable court deny Plaintiff's request enjoin Margaret
11 Rawson to the above referenced judgment.

12 Dated: November 1, 2013

KRING & CHUNG, LLP

13
14 By: 
15 Robert P. Mouglin
16 Nevada State Bar No. 7104
17 Robert L. Thompson
18 Nevada State Bar No. 9920
19 Attorneys for Defendant
20 D.R. RAWSON
21
22
23
24
25
26
27
28



CERTIFICATE OF SERVICE

STATE OF NEVADA, COUNTY OF CLARK

I, the undersigned, am employed in the County of Clark, State of Nevada. I am over the age of eighteen (18) years and not a party to the within action. My business address is 1050 Indigo Drive, Suite 200, Las Vegas, NV 89145-8870.

On November 1, 2013, I served true copies of the foregoing document(s) described as **MARGARET RAWSON'S OPPOSITION TO AND MOTION TO QUASH THE SUMMONS TO ADD HER NAME TO THE CURRENT JUDGMENT PURSUANT TO NRS 17.060** on the interested parties in this action, addressed as follows:

SEE ATTACHED SERVICE LIST

☒ BY U.S. MAIL: The documents were placed in sealed, addressed envelopes on the above date and placed for collection and mailing at my place of business. I am "readily familiar" with the firm's practice of collecting and processing correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Las Vegas, Nevada in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Executed on November 1, 2013, at Las Vegas, Nevada.


ANGELA HENDERSON



CAIN V. RAWSON; 11-CV-0296

K&C CLIENT: D.R. RAWSON
CLIENT NO.: 3000.0076

SERVICE LIST

Counsel of Record	Phone/Fax Nos.	Party(ies) Represented
Michael L. Matuska, Esq. Matuska Law Offices, Ltd. 937 Mica Dr., #16A Carson City, NV 89702	T: 775-392-2313 F: 775-392-2318 mlm@matuskalawoffices.com	Plaintiffs
Douglas County Sheriff P.O. Box 218 Minden NV, 89423	T: 775-782-9935	
Bank of America Legal Order Processing P.O. Box 3609 Los Angeles, CA 90051		
Ninth Judicial District Court Department II P.O. Box 218 Minden, NV 89423	T: 775-782-9951 F: 775-782-9978	



EXHIBIT⁴⁸ A

1 **AFF**

Robert P. Mougin, Bar No. 7104

2 rmougin@kringandchung.com

Robert L. Thompson, Bar No. 9920

3 rthompson@kringandchung.com

KRING & CHUNG, LLP

4 1050 Indigo Drive, Suite 200

Las Vegas, NV 89145-8870

5 Telephone: (702) 260-9500

Facsimile: (702) 260-9434

6 Attorneys for Defendant

7 MARGARET. RAWSON

8 **THE NINTH JUDICIAL DISTRICT COURT OF NEVADA**

9 **IN AND FOR THE COUNTY OF DOUGLAS**

10
11 PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS

12 INTERNATIONAL, LLC, an Oregon limited
liability company,

13 Plaintiffs,

14 vs.

15 D.R. RAWSON, an individual; C4

WORLDWIDE, INC., a Nevada corporation;

16 RICHARD PRICE, an individual; JOE BAKER,

an individual; MICKEY SHACKELFORD, an

17 individual; MICHAEL K. KAVANAGH, an

individual; JEFFREY EDWARDS, an individual;

18 and DOES 1 through 10, inclusive,

19 Defendants.

) Case No. 11-CV-0296

)
) Dept. No. II

) **AFFIDAVIT OF MARGARET RAWSON**
) **IN SUPPORT OF OPPOSITION TO**
) **PLAINTIFF'S ISSUANCE OF A**
) **SUMMONS TO ENJOIN HER TO THE**
) **PRIOR LAWSUIT**

20
21 STATE OF CALIFORNIA)

) ss:

22 COUNTY OF ORANGE)

23 I, MARGARET RAWSON, do hereby swear under penalty of perjury that the assertions of
24 this affidavit are true and correct to the best of my knowledge:

25 1. I am over the age of eighteen and competent to testify of my own knowledge to the
26 following.

27 2. I am currently a California resident residing at 8751 Dewey Drive, Garden Grove.

28 CA 92841



1 3. On October 14, 2013 I was served with a Summons by the Douglas County District
2 Court for the above referenced lawsuit.

3 4. In May of 2008, I was listed as a member of the Board of Directors of C4
4 Worldwide, Inc. for the purposes of the filing initial incorporation papers.

5 5. My brief listing as a Director was prior to April of 2009 when the list of Corporate
6 officers was submitted to the State of Nevada.

7 6. When the board of directors created its annual list of officers in April of 2009, I was
8 listed as the Corporate Treasurer in order to satisfy the requirement of the Nevada Secretary of
9 State.

10 7. While serving in the capacity as Treasurer of the company I did not attend any
11 meetings with the board of directors, or any other officers and/or employees of C4 Worldwide, Inc.

12 8. In my capacity as Treasurer of the company, I did not handle any financial
13 transactions on behalf of C4 Worldwide nor did I authorize, create, or sign a check and/or issue a
14 request for or demand for a wire transfer with any C4 Worldwide banking institutions on behalf of
15 C4 Worldwide in my position as Treasurer. All transactions were handled by the Chief Financial
16 Officer, Richard Price, who was also the company Vice-President.

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///



Reply
11/12
OPP
11/21
Cal

1 **OPP**
Robert P. Mougins, Bar No. 7104
2 rmougins@kringandchung.com
Robert L. Thompson, Bar No. 9920
3 rthompson@kringandchung.com
KRING & CHUNG, LLP
4 1050 Indigo Drive, Suite 200
Las Vegas, NV 89145-8870
5 Telephone: (702) 260-9500
Facsimile: (702) 260-9434

6 Attorneys for Defendant
7 MARGARET RAWSON

8 **THE NINTH JUDICIAL DISTRICT COURT OF NEVADA**
9 **IN AND FOR THE COUNTY OF DOUGLAS**

11	PEGGY CAIN, an individual; JEFFREY CAIN,	) Case No. 11-CV-0296
	an individual; and HELI OPS)
12	INTERNATIONAL, LLC, an Oregon limited	) Dept. No. II
	liability company,)
13		) MARGARET RAWSON'S OPPOSITION
	Plaintiffs,	) TO AND MOTION TO QUASH THE
14	vs.	) SUMMONS TO ADD HER NAME TO
		) THE CURRENT JUDGMENT
15	D.R. RAWSON, an individual; C4	) PURSUANT TO NRS 17.060
	WORLDWIDE, INC., a Nevada corporation;)
16	RICHARD PRICE, an individual; JOE BAKER,)
	an individual; MICKEY SHACKELFORD, an)
17	individual; MICHAEL K. KAVANAGH, an)
	individual; JEFFREY EDWARDS, an individual;)
18	and DOES 1 through 10, inclusive.)
)
19	Defendants.)

20
21 COMES NOW, MARGARET RAWSON, by and through her attorneys of record, KRING
22 & CHUNG, LLP, and hereby submits her opposition to Plaintiff's issuance of a summons to add
23 her name to the current default judgment against other defendants pursuant to *NRS 17.030*.
24 MARGARET RAWSON hereby requests that the Court deny Plaintiff's request to add
25 MARGARET RAWSON to the judgment and requests that this Court quash the Summons.
26 MARGARET RAWSON relies on the following points and authorities in support of her opposition
27 as well as her affidavit in support of her opposition attached hereto as *Exhibit "A"*.

28 ///



1 **I. FACTUAL BACKGROUND**

2 On May 14, 2013, a default judgment was entered by the Court against defendants, DR
3 RAWSON, C4 Worldwide Corporation, and MICHAEL KAVANAUGH. On 7th of October 2013
4 Plaintiffs petitioned the court to add MARGARET RAWSON to the Default Judgment as her
5 capacity as the wife of one of the defendants, DR RAWSON. On October, 14, 2013, Margaret
6 Rawson was officially served with a copy of the Summons which required her to show cause as to
7 why she should not be added to the judgment pursuant to *NRS 17.030*.

8 **II. LEGAL ARGUMENT**

9 Pursuant to *NRS 17.060*, when a party is issued a Summons to be added to a judgment, the
10 defendant may file an Answer denying any and all liability within the time frame specified therein
11 denying the judgment. Margaret Rawson is not a proper party to this lawsuit and she should not
12 personally be bound by the judgment. In support of this opposition, MARGARET RAWSON has
13 submitted the attached affidavit in support of her opposition. See *Exhibit "A"*.

14 **A. Margaret Rawson is Not a Proper Party to the Lawsuit**

15 Plaintiff's counsel attempts to enjoin Margaret Rawson to this judgment on the bases that
16 she served in the capacity of Treasurer for C-4 Corporation. See *Plaintiff's Affidavit in Support of*
17 *Request for Issuance of Summons, Paragraph 6*, dated September 25, 2013. Mrs. Rawson position
18 as the Treasurer of the company was in name only in order to satisfy the requirement of the State of
19 Nevada. *Exhibit "A"*. During her time as the Treasurer, Mrs. Rawson never authorized, created, or
20 signed a check in her capacity as Treasurer on behalf of C4 Worldwide, Inc. nor was she ever a
21 signatory on any account owned by C4 Worldwide, Inc. *Id.* Additionally, Mrs. Rawson never
22 made or issued a request for or demand for a wire transfer with any C4 Worldwide banking
23 institutions on behalf of C4 Worldwide, Inc. *Id.* All financial transactions were handled by the
24 Chief Financial Officer, Richard Price, who also served as the company's vice president.
25 Furthermore, Mrs. Rawson never participated or attended in any company meetings with the board
26 of directors or any other company officers and/or employees of C4 Worldwide, Inc. *Id.* Instead,
27 during this time, Mrs. Rawson was employed full-time working 12-14 hour days as the Controller
28 for Coast Cadillac which was wholly owned at the time by Sonic Automotive, Inc., a publicly



1 traded company. *Id.* Mrs. Rawson retained that position even after the company was subsequently
2 sold and currently retains this position. *Id.* Essentially, Mrs. Rawson was never involved in the
3 day-to-day activities of C4 Worldwide, Inc. at any time before, during, or after the transaction
4 between Plaintiff and the defendants. *Id.*

5 **B. The Documents produced by Plaintiff's Counsel do not Support the Issuance of**
6 **a Summons**

7 In support of the Request to Issue a Summons, Plaintiff's counsel attached some bank
8 statements claiming Mrs. Rawson's name was on various bank accounts which company funds
9 were diverted from funds which were previously deposited by Plaintiffs. These claims are
10 unfounded, vague, and ambiguous and should not be relied on to issue a Summons against Mrs.
11 Rawson.

12 Plaintiff's two exhibits consist of bank records from Wells Fargo in December 2009 which
13 counsel believes "established hundreds of thousands of dollars diverted from the funds that the
14 Cains deposited with C4 into the Rawson's accounts at Bank of America." See *Plaintiff's Affidavit*,
15 *Paragraphs 4 and 5*, dated September 25, 2013. The bank statements attached by Plaintiff are
16 barely legible and they do not point out which specific transactions he believes showed the Cain's
17 actual money being transferred into an account now owned by Mrs. Rawson.

18 Furthermore, the statements do not show who at C-4 Corporation made the transaction to
19 put the money in the account. As stated in her affidavit, in her capacity as Treasurer Mrs. Rawson
20 never issued any checks, never wired any money on behalf of C-4 Corporation, and she was never
21 a signatory on any accounts with the company. This company was/is partially owned by Mrs.
22 Rawson's husband and it would not have been unusual for payments to show-up in her bank
23 accounts as part of her husband's regular course of business. Furthermore, as a joint owner of the
24 account, Mr. Rawson had every right to transfer any compensation he received from his company
25 into a joint account with his wife. Plaintiff seems to presume that Mrs. Rawson should have
26 personally investigated the sources of any funds deposited into the joint account from her husband's
27 employer, which is an extreme position given the fact that Mrs. Rawson was never involved in the
28 daily business of her husband's company. See *Exhibit "I"*. Absent any additional evidence, the



1 Court cannot and should not presume that Mrs. Rawson was aware of the alleged source of funds
2 deposited from her husband's company into the joint account she shared with her husband and
3 should not allow such an argument to be the basis to add Mrs. Rawson to the judgment. Simply
4 put, there is no legal grounds for adding Mrs. Rawson to the current judgment pursuant to *NRS*
5 *17.030* and the Court should immediately quash the Summons issued by Plaintiff to Mrs. Rawson.

6 **III. CONCLUSION**

7 Therefore, pursuant to *NRS 17.030* and *17.060*, the submitted points and authorities, Mrs.
8 Rawson's Affidavit in Support of her Opposition to the Issuance of the Summons, and any oral
9 arguments as will be permitted by the Court, Mrs. Rawson by and through her attorneys of record,
10 Krings and Chung LLP requests that this honorable court deny Plaintiff's request enjoin Margaret
11 Rawson to the above referenced judgment.

12 Dated: November 1, 2013

KRING & CHUNG, LLP

13
14 By: 

Robert P. Mougins
Nevada State Bar No. 7104
Robert L. Thompson
Nevada State Bar No. 9920
Attorneys for Defendant
D.R. RAWSON



1 **CERTIFICATE OF SERVICE**

2 STATE OF NEVADA, COUNTY OF CLARK

3 I, the undersigned, am employed in the County of Clark, State of Nevada. I am over the age
4 of eighteen (18) years and not a party to the within action. My business address is 1050 Indigo
Drive, Suite 200, Las Vegas, NV 89145-8870.

5 On November 1, 2013, I served true copies of the foregoing document(s) described as
6 **MARGARET RAWSON'S OPPOSITION TO AND MOTION TO QUASH THE**
7 **SUMMONS TO ADD HER NAME TO THE CURRENT JUDGMENT PURSUANT TO NRS**
8 **17.060** on the interested parties in this action, addressed as follows:

9 **SEE ATTACHED SERVICE LIST**

10 ☒ BY U.S. MAIL: The documents were placed in sealed, addressed envelopes on the above
11 date and placed for collection and mailing at my place of business. I am "readily familiar"
12 with the firm's practice of collecting and processing correspondence for mailing. Under
13 that practice, it would be deposited with the U.S. Postal Service on that same day with
14 postage thereon fully prepaid at Las Vegas, Nevada in the ordinary course of business. I am
15 aware that on motion of the party served, service is presumed invalid if postal cancellation
16 date or postage meter date is more than one day after date of deposit for mailing in affidavit.

17 I declare under penalty of perjury under the laws of the State of Nevada that the foregoing
18 is true and correct.

19 Executed on November 1, 2013, at Las Vegas, Nevada.

20 
21 ANGELA HENDERSON
22
23
24
25
26
27
28



CAIN V. RAWSON; 11-CV-0296

K&C CLIENT: D.R. RAWSON
CLIENT NO.: 3000.0076

SERVICE LIST

Counsel of Record	Phone/Fax Nos.	Party(ies) Represented
Michael L. Matuska, Esq. Matuska Law Offices, Ltd. 937 Mica Dr., #16A Carson City, NV 89702	T: 775-392-2313 F: 775-392-2318 mlm@matuskalawoffices.com	Plaintiffs
Douglas County Sheriff P.O. Box 218 Minden NV, 89423	T: 775-782-9935	
Bank of America Legal Order Processing P.O. Box 3609 Los Angeles, CA 90051		
Ninth Judicial District Court Department II P.O. Box 218 Minden, NV 89423	T: 775-782-9951 F: 775-782-9978	

EXHIBIT⁵⁸ A

1 **AFF**

2 Robert P. Mougin, Bar No. 7104
3 rmougin@kringandchung.com
4 Robert L. Thompson, Bar No. 9920
5 rthompson@kringandchung.com
6 KRING & CHUNG, LLP
7 1050 Indigo Drive, Suite 200
8 Las Vegas, NV 89145-8870
9 Telephone: (702) 260-9500
10 Facsimile: (702) 260-9434

11 Attorneys for Defendant
12 MARGARET. RAWSON

13 **THE NINTH JUDICIAL DISTRICT COURT OF NEVADA**

14 **IN AND FOR THE COUNTY OF DOUGLAS**

15 PEGGY CAIN, an individual; JEFFREY CAIN,
16 an individual; and HELI OPS
17 INTERNATIONAL, LLC, an Oregon limited
18 liability company,

19 Plaintiffs,

20 vs.

21 D.R. RAWSON, an individual; C4
22 WORLDWIDE, INC., a Nevada corporation;
23 RICHARD PRICE, an individual; JOE BAKER,
24 an individual; MICKEY SHACKELFORD, an
25 individual; MICHAEL K. KAVANAGH, an
26 individual; JEFFREY EDWARDS, an individual;
27 and DOES 1 through 10, inclusive,

28 Defendants.

) Case No. 11-CV-0296

)

) Dept. No. II

)

) **AFFIDAVIT OF MARGARET RAWSON**

) **IN SUPPORT OF OPPOSITION TO**

) **PLAINTIFF'S ISSUANCE OF A**

) **SUMMONS TO ENJOIN HER TO THE**

) **PRIOR LAWSUIT**

)

)

)

)

)

)

)

)

)

)

29 STATE OF CALIFORNIA)

) ss:

30 COUNTY OF ORANGE)

31 I, MARGARET RAWSON, do hereby swear under penalty of perjury that the assertions of
32 this affidavit are true and correct to the best of my knowledge;

33 1. I am over the age of eighteen and competent to testify of my own knowledge to the
34 following.

35 2. I am currently a California resident residing at 8751 Dewey Drive, Garden Grove.

36 CA 92841



1 3. On October 14, 2013 I was served with a Summons by the Douglas County District
2 Court for the above referenced lawsuit.

3 4. In May of 2008, I was listed as a member of the Board of Directors of C4
4 Worldwide, Inc. for the purposes of the filing initial incorporation papers.

5 5. My brief listing as a Director was prior to April of 2009 when the list of Corporate
6 officers was submitted to the State of Nevada.

7 6. When the board of directors created its annual list of officers in April of 2009, I was
8 listed as the Corporate Treasurer in order to satisfy the requirement of the Nevada Secretary of
9 State.

10 7. While serving in the capacity as Treasurer of the company I did not attend any
11 meetings with the board of directors, or any other officers and/or employees of C4 Worldwide, Inc.

12 8. In my capacity as Treasurer of the company, I did not handle any financial
13 transactions on behalf of C4 Worldwide nor did I authorize, create, or sign a check and/or issue a
14 request for or demand for a wire transfer with any C4 Worldwide banking institutions on behalf of
15 C4 Worldwide in my position as Treasurer. All transactions were handled by the Chief Financial
16 Officer, Richard Price, who was also the company Vice-President.

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///



MATUSKA LAW OFFICES, LTD.
937 Mica Drive, Suite 16A
Carson City NV 89705
(775) 392-2313

CASE NO.: 11-CV-0296

DEPT. NO.: II

2013 NOV -7 PM 3:11

RECEIVED

NOV - 5 2013

DOUGLAS COUNTY
DISTRICT COURT CLERK

This document does not contain personal information of any person.

BY THAN DEPUTY
CLERK

THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
liability company,

DEFAULT

Plaintiffs,

v.

D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
an individual; MICHAEL K. KAVANAGH,
an individual; and JEFFREY EDWARDS, an
individual,

Defendants.

It appearing from the files and record in the above entitled action that Defendant
MARGARET RAWSON herein, being duly served with a copy of the Summons personally served
on 14 October 2013; that more than twenty (20) days, exclusive of the day of service, having
expired since service upon the Defendant; no reply or other responsive pleading having been filed
and no further time having been granted, the default of the above named Defendant for failing to
file an answer or otherwise respond to Plaintiffs' Complaint is hereby entered.

///

///

1 The undersigned hereby requests and directs the entry of default.
2 DATED this 7 day of November 2013.

3 CLERK OF THE COURT
4 *[Signature]*

5 By: *[Signature]*
6 Deputy Clerk

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

12/19
cal

1 **MTSA**
Robert P. Mouglin, Bar No. 7104
2 rmouglin@kringandchung.com
Robert L. Thompson, Bar No. 9920
3 rthompson@kringandchung.com
KRING & CHUNG, LLP
4 1050 Indigo Drive, Suite 200
Las Vegas, NV 89145-8870
5 Telephone: (702) 260-9500
Facsimile: (702) 260-9434
6
7 Attorneys for Defendant
MARGARET. RAWSON

8 **THE NINTH JUDICIAL DISTRICT COURT OF NEVADA**
9 **IN AND FOR THE COUNTY OF DOUGLAS**

11 PEGGY CAIN, an individual; JEFFREY CAIN,) Case No. 11-CV-0296
an individual; and HELI OPS)
12 INTERNATIONAL, LLC, an Oregon limited) Dept. No. II
liability company.)
13) **MARGARET RAWSON'S MOTION TO**
Plaintiffs,) **SET ASIDE DEFAULT**
14 vs.)
15 D.R. RAWSON, an individual; C4)
WORLDWIDE, INC., a Nevada corporation;)
16 RICHARD PRICE, an individual; JOE BAKER,)
an individual; MICKEY SHACKELFORD, an)
17 individual; MICHAEL K. KAVANAGH, an)
individual; JEFFREY EDWARDS, an individual;)
18 and DOES 1 through 10, inclusive.)
19 Defendants.)

21 COMES NOW, Margaret Rawson, by and through her counsel of record, KRING &
22 CHUNG, LLP, and hereby moves to set aside the Default entered against her on November 7,
23 2013. Mrs Rawson faxed and mailed an Opposition and Motion to Quash the Summons to the
24 Court on November 1, 2013 to which the merits have yet to be heard by the Court. Setting aside
25 the default at this early stage will not prejudice Plaintiffs.

26 **I. FACTUAL BACKGROUND**

27 On October 7, 2013, Margaret Rawson appeared before the Court for a hearing regarding
28 her claim for exemption on three accounts owned by her ninety year old father which were



1 garnished by Plaintiffs and the Douglas County Sheriff due to a previous judgment against Mrs.
2 Rawson's husband, DR Rawson. At the hearing, Plaintiff's counsel filed a post-judgment Summons
3 with the Court to add Mrs. Rawson to the judgment pursuant to *NRS 17.030*. On October 14, 2013,
4 Mrs. Rawson was officially served with the Summons adding her name to the previous judgment.
5 On November 1, 2013, Mrs. Rawson faxed and mailed to the Court her Opposition and Motion to
6 Quash the Summons as well as a supporting affidavit which was also served to Plaintiff's counsel
7 via U.S. mail. *See Exhibit "A"*. Mrs. Rawson's Opposition and Motion to Quash was received by
8 U.S. mail and filed by the Court on November 7, 2013. *Id.*

9 On November 5, 2013, Plaintiff's counsel, who is locally based out of Carson City, filed an
10 Application for Default against Mrs. Rawson. The application was not received by Mrs. Rawson or
11 her attorneys until the afternoon of November 7, 2013 at which time an Opposition was
12 immediately prepared and sent to the Court on November 8, 2013. *See Exhibit "B"*. Mrs. Rawson's
13 Opposition to the Application for Default was received in the mail and filed by the Court on
14 November 14, 2013. *Id.*

15 On November 12, 2013, Mrs. Rawson and her attorneys received a Notice of Entry of
16 Default which was signed by the Clerk of Court on November 7, 2013, prior to Mrs. Rawson's
17 Opposition and Motion to Quash the Summons being heard by the Court. Additionally, Plaintiff's
18 counsel never served Mrs. Rawson with a three day notice to take default, and the Clerk of Court
19 signed off on the Entry of Default *the same day* Mrs. Rawson's attorneys were even made aware
20 that an Application for Default was filed against her.

21 II. LEGAL ARGUMENT

22 For good cause shown the court may set aside an entry of default. . . ." NRCP 55(c). The
23 Supreme Court of Nevada once employed a three part test to determine whether a default should be
24 set aside.

25 "First, the moving party must show some excuse for its failure to
26 answer or otherwise defend; second, there must be a showing that a
27 meritorious defense exists to the claim for relief; and third, the lower
28 court should recognize that the basic underlying policy is to have
each case decided on its merits."



1 *Sealed Unit Parts Co., Inc. v. Alpha Gamma Chapter of Gamma Phi Beta Sorority Inc. of Reno*, 99
2 Nev. 641, 642, 668 P.2d 288, 289 (1983). The second element has since been explicitly overruled.
3 *Epstein v. Epstein*, 113 Nev. 1401, 1405, 950 P.2d 771, 773 (1997) ("We affirm our holding in
4 *Price*; a party need not show a meritorious defense in order to have a court set aside a default
5 judgment.").

6 "Nevada applies a similar standard to motions to set aside defaults as
7 default judgments. "This court has generally required a party moving
8 to set aside an entry of default to make a showing similar to that
9 necessary to vacate a default judgment pursuant to NRCP 60(b)."

10 *Sealed Unit Parts Co.*, 99 Nev. at 642, 668 P.2d at 289.

11 "The 'good cause' standard [of NRCP 55(c)], however, may be
12 broader than the standard which must be met pursuant to NRCP
13 60(b) to vacate a default judgment." *Id.*

14 Here, Mrs. Rawson faxed and mailed her Opposition and Motion to Quash the Summons to
15 the Court on November 1, 2013. *Exhibit "A"*. Additionally, Mrs. Rawson was not made aware of
16 Plaintiff's Application for Default until November 7, 2013 which was the same day the default was
17 issued by the Clerk of Court. Given the apparent crossover of legal documents in the mail, good
18 cause exists for the Court to hear Mrs. Rawson's Opposition and Motion to Quash the Summons.

19 The second consideration is Nevada's express public policy for trial on the merits. Mrs.
20 Rawson may not be a proper party to this judgment, a fact that will never be explored if the default
21 is not set aside.

22 "In the normal course of events, justice is best served by such a
23 policy. Because of this policy, the general observation may be made
24 that an appellate court is more likely to affirm a lower court ruling
25 setting aside a default judgment than it is to affirm a refusal to do so.
26 In the former case a trial upon the merits is assured, whereas in the
27 latter it is denied forever."

28 *Hotel Last Frontier Corp. v. Frontier Properties, Inc.*, 79 Nev. 150, 155-56, 380 P.2d 293, 295
(1963) (emphasis in original).

"If there is a refusal to set aside a default, a ruinous judgment may be
sustained against a party who, upon hearing, might have interposed a
perfectly good defense. By sustaining the default, he would forever
be debarred the right of a hearing."

Id. at 156, 380 P.2d at 296.



1 The judgment that Plaintiff is attempting to add Mrs. Rawson's name to *is in excess of*
2 \$29,000,000. It would not be in the interests of justice for Mrs. Rawson to be added to such a
3 judgment simply because her Opposition and Motion to Quash the Summons was received and
4 filed with the Court the same day that the Clerk of Court signed off on the default. It would
5 especially be unfair given the fact that Mrs. Rawson was not even made aware of Plaintiff's
6 Application for Default until the same day the Clerk of Court issued the Default against her. As
7 such, in order for this issue to be determined on the merits as required in *Hotel Last Frontier Corp.*,
8 Mrs. Rawson requests that the current default judgment be set aside so that the Court may hear the
9 merits of her Opposition to and Motion to Quash the Summons before allowing any judgments to
10 be issued against her.

11 **III. CONCLUSION**

12 Mrs. Rawson's Opposition and Motion to Quash the Summons was mailed to the Court on
13 November 1, 2013 and was received and filed on November 7, 2013. Although her Motion and
14 Opposition was filed on the same day that the Default Judgment was issued, Mrs. Rawson's filing
15 of such a Motion and Opposition was not done in any intent to delay these proceedings. Mrs.
16 Rawson requests that this honorable Court set aside the Default issued on November 7, 2013 and
17 consider the legal merits of Mrs. Rawson's Opposition and Motion to Quash the Summons before
18 any additional orders be issued adding her name to the previous judgment.

19 Dated: November 19, 2013

KRING & CHUNG, LLP

20
21 By: Robert L. Thompson
22 Robert P. Mougin
23 Nevada State Bar No. 7104
24 Robert L. Thompson
25 Nevada State Bar No. 9920
26 Attorneys for
27 MARGARET. RAWSON
28



EXHIBIT A
68

RECEIVED

NOV - 7 2013

DOUGLAS COUNTY
DISTRICT COURT CLERK

FILED

2013 NOV -7 PM 2:42

TED THIRAN
CLERK

K. WILFERT
BY _____ DEPUTY

1 **OPP**
2 Robert P. Mougin, Bar No. 7104
3 rmougin@kringandchung.com
4 Robert L. Thompson, Bar No. 9920
5 rthompson@kringandchung.com
6 KRING & CHUNG, LLP
7 1050 Indigo Drive, Suite 200
8 Las Vegas, NV 89145-8870
9 Telephone: (702) 260-9500
10 Facsimile: (702) 260-9434

11 Attorneys for Defendant
12 MARGARET RAWSON

13 **THE NINTH JUDICIAL DISTRICT COURT OF NEVADA**

14 **IN AND FOR THE COUNTY OF DOUGLAS**

11	PEGGY CAIN, an individual; JEFFREY CAIN,	)	Case No. 11-CV-0296
12	an individual; and HELI OPS)	
13	INTERNATIONAL, LLC, an Oregon limited	)	Dept. No. II
14	liability company,)	
15	Plaintiffs,	)	MARGARET RAWSON'S OPPOSITION
16	vs.	)	TO AND MOTION TO QUASH THE
17		)	SUMMONS TO ADD HER NAME TO
18	D.R. RAWSON, an individual; C4	)	THE CURRENT JUDGMENT
19	WORLDWIDE, INC., a Nevada corporation;	)	PURSUANT TO NRS 17.060
20	RICHARD PRICE, an individual; JOE BAKER,)	
21	an individual; MICKEY SHACKELFORD, an)	
22	individual; MICHAEL K. KAVANAGH, an)	
23	individual; JEFFREY EDWARDS, an individual;)	
24	and DOES 1 through 10, inclusive,)	
25	Defendants)	

26 COMES NOW, MARGARET RAWSON, by and through her attorneys of record, KRING
27 & CHUNG, LLP, and hereby submits her opposition to Plaintiff's issuance of a summons to add
28 her name to the current default judgment against other defendants pursuant to NRS 17.060.
MARGARET RAWSON hereby requests that the Court deny Plaintiff's request to add
MARGARET RAWSON to the judgment and requests that this Court quash the Summons
MARGARET RAWSON relies on the following points and authorities in support of her opposition
as well as her affidavit in support of her opposition attached hereto as *Exhibit A*



1 **I. FACTUAL BACKGROUND**

2 On May 14, 2013, a default judgment was entered by the Court against defendants, DR
3 RAWSON, C4 Worldwide Corporation, and MICHAEL KAVANAUGH. On 7th of October 2013
4 Plaintiffs petitioned the court to add MARGARET RAWSON to the Default Judgment as her
5 capacity as the wife of one of the defendants, DR RAWSON. On October, 14, 2013, Margaret
6 Rawson was officially served with a copy of the Summons which required her to show cause as to
7 why she should not be added to the judgment pursuant to *NRS 17.030*.

8 **II. LEGAL ARGUMENT**

9 Pursuant to *NRS 17.060*, when a party is issued a Summons to be added to a judgment, the
10 defendant may file an Answer denying any and all liability within the time frame specified therein
11 denying the judgment. Margaret Rawson is not a proper party to this lawsuit and she should not
12 personally be bound by the judgment. In support of this opposition, MARGARET RAWSON has
13 submitted the attached affidavit in support of her opposition. See *Exhibit "A"*.

14 **A. Margaret Rawson is Not a Proper Party to the Lawsuit**

15 Plaintiff's counsel attempts to enjoin Margaret Rawson to this judgment on the bases that
16 she served in the capacity of Treasurer for C4 Corporation. See *Plaintiff's Affidavit in Support of*
17 *Request for Issuance of Summons, Paragraph 6*, dated September 25, 2013. Mrs. Rawson position
18 as the Treasurer of the company was in *name only* in order to satisfy the requirement of the State of
19 Nevada. *Exhibit "I"*. During her time as the Treasurer, Mrs. Rawson never authorized, created, or
20 signed a check in her capacity as Treasurer on behalf of C4 Worldwide, Inc. nor was she ever a
21 signatory on any account owned by C4 Worldwide, Inc. *Id.* Additionally, Mrs. Rawson never
22 made or issued a request for or demand for a wire transfer with any C4 Worldwide banking
23 institutions on behalf of C4 Worldwide, Inc. *Id.* All financial transactions were handled by the
24 Chief Financial Officer, Richard Price, who also served as the company's vice president.
25 Furthermore, Mrs. Rawson never participated or attended in any company meetings with the board
26 of directors or any other company officers and or employees of C4 Worldwide, Inc. *Id.* Instead
27 during this time, Mrs. Rawson was employed full time working 12-14 hour days as the Controller
28 for Coast Cadillac which was wholly owned at the time by Sonac Automotive, Inc., a publicly



1 traded company. *Id.* Mrs. Rawson retained that position even after the company was subsequently
2 sold and currently retains this position. *Id.* Essentially, Mrs. Rawson was never involved in the
3 day-to-day activities of C4 Worldwide, Inc. at any time before, during, or after the transaction
4 between Plaintiff and the defendants. *Id.*

5 **B. The Documents produced by Plaintiff's Counsel do not Support the Issuance of**
6 **a Summons**

7 In support of the Request to Issue a Summons, Plaintiff's counsel attached some bank
8 statements claiming Mrs. Rawson's name was on various bank accounts which company funds
9 were diverted from funds which were previously deposited by Plaintiffs. These claims are
10 unfounded, vague, and ambiguous and should not be relied on to issue a Summons against Mrs.
11 Rawson.

12 Plaintiff's two exhibits consist of bank records from Wells Fargo in December 2009 which
13 counsel believes "established hundreds of thousands of dollars diverted from the funds that the
14 Cains deposited with C4 into the Rawson's accounts at Bank of America." See *Plaintiff's Affidavit*,
15 *Paragraphs 4 and 5*, dated September 25, 2013. The bank statements attached by Plaintiff are
16 barely legible and they do not point out which specific transactions he believes showed the Cain's
17 actual money being transferred into an account now owned by Mrs. Rawson.

18 Furthermore, the statements do not show who at C-4 Corporation made the transaction to
19 put the money in the account. As stated in her affidavit, in her capacity as Treasurer Mrs. Rawson
20 never issued any checks, never wired any money on behalf of C-4 Corporation, and she was never
21 a signatory on any accounts with the company. This company was is partially owned by Mr.
22 Rawson's husband and it would not have been unusual for payments to show-up in her bank
23 accounts as part of her husband's regular course of business. Furthermore, as a joint owner of the
24 account, Mr. Rawson had every right to transfer any compensation he received from his company
25 into a joint account with his wife. Plaintiff seems to presume that Mrs. Rawson should have
26 personally investigated the sources of any fund deposited into the joint account from her husband's
27 employer, which is an extreme position given the fact that Mrs. Rawson was never involved in the
28 daily business of her husband's company. See *Exhibit 11*. Absent any additional evidence, the


1 Court cannot and should not presume that Mrs. Rawson was aware of the alleged source of funds
2 deposited from her husband's company into the joint account she shared with her husband and
3 should not allow such an argument to be the basis to add Mrs. Rawson to the judgment. Simply
4 put, there is no legal grounds for adding Mrs. Rawson to the current judgment pursuant to *NRS*
5 *17 030* and the Court should immediately quash the Summons issued by Plaintiff to Mrs. Rawson.

6 **III. CONCLUSION**

7 Therefore, pursuant to *NRS 17 030* and *17 060*, the submitted points and authorities, Mrs.
8 Rawson's Affidavit in Support of her Opposition to the Issuance of the Summons, and any oral
9 arguments as will be permitted by the Court, Mrs. Rawson by and through her attorneys of record,
10 Kring and Chung LLP requests that this honorable court deny Plaintiff's request enjoin Margaret
11 Rawson to the above referenced judgment.

12 Dated: November 1, 2013

KRING & CHUNG, LLP

13
14 By 
15 Robert P. Moug
16 Nevada State Bar No. 7104
17 Robert L. Thompson
18 Nevada State Bar No. 9920
19 Attorneys for Defendant
20 D.R. RAWSON
21
22
23
24
25
26
27
28
29
30
31
32



1 CERTIFICATE OF SERVICE

2 STATE OF NEVADA, COUNTY OF CLARK

3 I, the undersigned, am employed in the County of Clark, State of Nevada. I am over the age
4 of eighteen (18) years and not a party to the within action. My business address is 1050 Indigo
Drive, Suite 200, Las Vegas, NV 89145-8870.

5 On November 1, 2013, I served true copies of the foregoing document(s) described as
6 **MARGARET RAWSON'S OPPOSITION TO AND MOTION TO QUASH THE**
7 **SUMMONS TO ADD HER NAME TO THE CURRENT JUDGMENT PURSUANT TO NRS**
8 **17.060** on the interested parties in this action, addressed as follows:

9 **SEE ATTACHED SERVICE LIST**

10 ☒ BY U.S. MAIL: The documents were placed in sealed, addressed envelopes on the above
11 date and placed for collection and mailing at my place of business. I am "readily familiar"
12 with the firm's practice of collecting and processing correspondence for mailing. Under
13 that practice, it would be deposited with the U.S. Postal Service on that same day with
14 postage thereon fully prepaid at Las Vegas, Nevada in the ordinary course of business. I am
15 aware that on motion of the party served, service is presumed invalid if postal cancellation
16 date or postage meter date is more than one day after date of deposit for mailing in affidavit.

17 I declare under penalty of perjury under the laws of the State of Nevada that the foregoing
18 is true and correct.

19 Executed on November 1, 2013, at Las Vegas, Nevada.

20
21
22
23
24
25
26
27
28



ANGELA HENDERSON

CAIN V. RAWSON; 11-CV-0296

K&C CLIENT: D.R. RAWSON
CLIENT NO.: 3000.0076

SERVICE LIST

Counsel of Record	Phone/Fax Nos.	Party(ies) Represented
Michael L. Matuska, Esq. Matuska Law Offices, Ltd. 937 Mica Dr., #16A Carson City, NV 89702	T: 775-392-2313 F: 775-392-2318 mlm@matuskalawoffices.com	Plaintiffs
Douglas County Sheriff P.O. Box 218 Minden NV, 89423	T: 775-782-9935	
Bank of America Legal Order Processing P.O. Box 3609 Los Angeles, CA 90051		
Ninth Judicial District Court Department II P.O. Box 218 Minden, NV 89423	T: 775-782-9951 F: 775-782-9978	



EXHIBIT⁷⁴ A

1 **AFF**

Robert P. Mougin, Bar No. 7104

2 rmougin@kringandchung.com

Robert L. Thompson, Bar No. 9920

3 rthompson@kringandchung.com

KRING & CHUNG, LLP

4 1050 Indigo Drive, Suite 200

Las Vegas, NV 89145-8870

5 Telephone: (702) 260-9500

Facsimile: (702) 260-9434

6 Attorneys for Defendant

7 MARGARET RAWSON

8 **THE NINTH JUDICIAL DISTRICT COURT OF NEVADA**

9 **IN AND FOR THE COUNTY OF DOUGLAS**

10
11 PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS

12 INTERNATIONAL, LLC, an Oregon limited
liability company,

13 Plaintiffs,

14 vs.

15 D.R. RAWSON, an individual; C4
WORLDWIDE, INC., a Nevada corporation;
16 RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKY SHACKELFORD, an
17 individual; MICHAEL K. KAVANAGH, an
individual; JEFFREY EDWARDS, an individual,
18 and DOES 1 through 10, inclusive,

19 Defendants

) Case No. 11-CV-0296

) Dept. No. II

) **AFFIDAVIT OF MARGARET RAWSON**
) **IN SUPPORT OF OPPOSITION TO**
) **PLAINTIFF'S ISSUANCE OF A**
) **SUMMONS TO ENJOIN HER TO THE**
) **PRIOR LAWSUIT**

20
21 STATE OF CALIFORNIA)

) ss.

22 COUNTY OF ORANGE)

23 I, MARGARET RAWSON, do hereby swear under penalty of perjury that the assertions of
24 this affidavit are true and correct to the best of my knowledge.

25 I am over the age of eighteen and competent to testify of my own knowledge to the
26 following:

27 I am currently a California resident residing at 8751 Dewey Drive, Garden Grove,

28 CA 92841

1 3. On October 14, 2013 I was served with a Summons by the Douglas County District
2 Court for the above referenced lawsuit.

3 4. In May of 2008, I was listed as a member of the Board of Directors of C4
4 Worldwide, Inc. for the purposes of the filing initial incorporation papers.

5 5. My brief listing as a Director was prior to April of 2009 when the list of Corporate
6 officers was submitted to the State of Nevada.

7 6. When the board of directors created its annual list of officers in April of 2009, I was
8 listed as the Corporate Treasurer in order to satisfy the requirement of the Nevada Secretary of
9 State.

10 7. While serving in the capacity as Treasurer of the company I did not attend any
11 meetings with the board of directors, or any other officers and/or employees of C4 Worldwide, Inc.

12 8. In my capacity as Treasurer of the company, I did not handle any financial
13 transactions on behalf of C4 Worldwide nor did I authorize, create, or sign a check and/or issue a
14 request for or demand for a wire transfer with any C4 Worldwide banking institutions on behalf of
15 C4 Worldwide in my position as Treasurer. All transactions were handled by the Chief Financial
16 Officer, Richard Price, who was also the company Vice-President.



KRING & CHUNG
ATTORNEYS LLP

1050 Indigo Drive, Suite 200
Las Vegas, NV 89145-8870
Telephone (702) 260-9500
Facsimile (702) 260-9434
www.kringandchung.com

IMPORTANT NOTICE

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

TO: Vickie
DEPARTMENT II

FAX NO.: 775-782-9878

FROM: Robert L. Thompson

DATE: November 1, 2013

K&C FILE NO.: 3000.0076

Cain v. Rawson, et al.

TOTAL NUMBER OF PAGES (Including this Cover Page): 11

MESSAGE: Attached please find a courtesy copy of Margaret Rawson's Opposition to and Motion to Quash the Summons to Add her Name to the Current Judgment Pursuant to NRS 17.060. The original and copies for filing are being mailed today. Please advise if you have any questions. Thank you!

If you experience any problems with this transmission, please call Angela Henderson at (702) 260-9500.

PLEASE DELIVER THIS TRANSMISSION AS SOON AS POSSIBLE.

F:\3000\0076\faxes\Judge Fax.docx

*** FAX TX REPORT ***

TRANSMISSION OK

JOB NO. 1497
DESTINATION ADDRESS 17757829878
PSWD/SUBADDRESS
DESTINATION ID
ST. TIME 11/01 13:09
USAGE T 03' 07
PGS. 11
RESULT OK



KRING & CHUNG
ATTORNEYS LLP

1050 Indigo Drive, Suite 200
Las Vegas, NV 89145-8870
Telephone (702) 260-9500
Facsimile (702) 260-9434
www.kringandchung.com

IMPORTANT NOTICE

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

TO: Vickie
DEPARTMENT II

FAX NO.: 775-782-9878

FROM: Robert L. Thompson

DATE: November 1, 2013

K&C FILE NO.: 3000.0076

Cain v. Rawson, et al.

TOTAL NUMBER OF PAGES (Including this Cover Page): 11

MESSAGE: Attached please find a courtesy copy of Margaret Rawson's Opposition to and Motion to Quash the Summons to Add her Name to the Current Judgment Pursuant to NRS 17.060. The original and copies for filing are being mailed today. Please advise if you have any questions. Thank you!

If you experience any problems with this transmission, please call Angela Henderson at (702) 260-9500.

PLEASE DELIVER THIS TRANSMISSION AS SOON AS POSSIBLE.

1 **OPP**

2 Robert P. Mougin, Bar No. 7104
3 rmougin@kringandchung.com
4 Robert L. Thompson, Bar No. 9920
5 rthompson@kringandchung.com
6 KRING & CHUNG, LLP
7 1050 Indigo Drive, Suite 200
8 Las Vegas, NV 89145-8870
9 Telephone: (702) 260-9500
10 Facsimile: (702) 260-9434

11 Attorneys for Defendant
12 MARGARET RAWSON

RECEIVED

NOV 14 2013

**DOUGLAS COUNTY
DISTRICT COURT CLERK**

2013 NOV 14 PM 2:39

TEH THUAN
CLERK

BY D. GOR DEPUTY

8 **THE NINTH JUDICIAL DISTRICT COURT OF NEVADA**

9 **IN AND FOR THE COUNTY OF DOUGLAS**

11 PEGGY CAIN, an individual; JEFFREY CAIN,
12 an individual; and HELI OPS
13 INTERNATIONAL, LLC, an Oregon limited
14 liability company,

15 Plaintiffs,

16 vs.

17 D.R. RAWSON, an individual; C4
18 WORLDWIDE, INC., a Nevada corporation;
19 RICHARD PRICE, an individual; JOE BAKER,
20 an individual; MICKEY SHACKELFORD, an
21 individual; MICHAEL K. KAVANAGH, an
22 individual; JEFFREY EDWARDS, an individual;
23 and DOES 1 through 10, inclusive,

24 Defendants.

) Case No. 11-CV-0296

)
) Dept. No. II

) **MARGARET RAWSON'S OPPOSITION
25 TO APPLICATION FOR ENTRY OF
26 DEFAULT**


27 COMES NOW, Margaret Rawson, by and through her counsel of record, KRING &
28 CHUNG, LLP, and hereby submits her opposition to Plaintiff's Application for Default.

1 Plaintiff's application erroneously states that Margaret Rawson failed to file and Answer or
2 responsive pleading to Plaintiff's Summons when Mrs. Rawson served her Opposition to the
3 Summons on November 1, 2013 which was officially filed with the Court on November 4, 2013.
4 *Exhibit "A"*. As such, any application for default would be improper until the parties are heard
5 before the Court and Plaintiff's application should be immediately denied.

6 Dated: November 8, 2013

KRING & CHUNG, LLP

7
8 By:


Robert P. Mouglin
Nevada State Bar No. 7104
Robert L. Thompson
Nevada State Bar No. 9920
Attorneys for Defendant
MARGARET RAWSON

EXHIBIT⁸⁴ A

COPY

3000-0076
8CT

FILED

2013 NOV -4 PM 2: 18

TED THRAN
CLERK

BY D. GOELZ DEPUTY

RECEIVED

NOV - 4 2013

DOUGLAS COUNTY
DISTRICT COURT CLERK

1 **OPP**

2 Robert P. Mougin, Bar No. 7104
3 rmougin@kringandchung.com
4 Robert L. Thompson, Bar No. 9920
5 rthompson@kringandchung.com
6 KRING & CHUNG, LLP
7 1050 Indigo Drive, Suite 200
8 Las Vegas, NV 89145-8870
9 Telephone: (702) 260-9500
10 Facsimile: (702) 260-9434

11 Attorneys for Defendant
12 MARGARET RAWSON

13 **THE NINTH JUDICIAL DISTRICT COURT OF NEVADA**

14 **IN AND FOR THE COUNTY OF DOUGLAS**

15 PEGGY CAIN, an individual, JEFFREY CAIN,
16 an individual; and HELI OPS
17 INTERNATIONAL, LLC, an Oregon limited
18 liability company,

19 Plaintiffs,

20 vs.

21 D.R. RAWSON, an individual, C4
22 WORLDWIDE, INC., a Nevada corporation,
23 RICHARD PRICE, an individual, JOE BAKER,
24 an individual, MICKEL SHACKELFORD, an
25 individual, MICHAEL K. KAVANAGH, an
26 individual, JEFFREY EDWARDS, an individual,
27 and DOES 1 through 10, inclusive,

28 Defendants.

) Case No. 11-CV-0296

) Dept. No. 11

) **OPPOSITION TO PLAINTIFF'S
REQUEST FOR CLARIFICATION AND
FINAL ORDER**

21 COMES NOW, MARGARET RAWSON, by and through her attorneys of record, KRING

22 & CHUNG, LLP, hereby stating her opposition to Plaintiff's Request for Clarification and Final

23 Order. On October 7, 2013, the Court held a hearing on Margaret Rawson's Claim for Exemption

24 for funds that were garnished by Plaintiff's counsel which belonged to her Ninety year old disabled

25 father. After hearing arguments from both counsel, the Court agreed to deny Mrs. Rawson's Claim

26 for Exemption *without Prejudice*, so that she may have the opportunity to renew her claim at a

27 future time period and request additional bank records in support of her claim. Plaintiff's Counsel,

28 without first contacting Mrs. Rawson's attorneys, is now attempting to unilaterally submit an order



1 to the Court requesting that the Court's previous ruling be made final and deny Mrs. Rawson's
2 ability to renew her claim. Mrs. Rawson hereby opposes this motion in its entirety.

3 Since the hearing on October 7, 2013, Mrs. Rawson has been making every effort to get
4 copies of her banking records and those of her father from November and December 2009. After
5 she filled out the paperwork with the bank, she was told that it would take 7-10 business days for
6 them to comply with her request. On October 21, 2013, Mrs. Rawson received copies of her
7 records but was advised that the bank could not process her request for her father's accounts
8 because she was not a signatory on the account in November and December of 2009. Mrs. Rawson
9 is now resubmitting her request to the bank along with the legal papers showing she is her father's
10 power of attorney. Mrs. Rawson fully intends to renew her claim for exemption as soon as she
11 receives these records from the bank.

12 Mrs. Rawson hereby requests that the Court deny Plaintiff's Request for Clarification and
13 Final Order in its entirety. Mrs. Rawson further requests that any funds held by the Douglas
14 County Sheriff's Office not be remitted to Plaintiff's counsel so that she may renew her motion.

15 Respectfully submitted,

16 Dated: October 30, 2013

KRING & CHUNG, LLP

17
18 By:



Robert P. Mougin, SBN 7104
Robert L. Thompson, SBN 9920
Attorneys for Defendant
MARGARET RAWSON



1 CERTIFICATE OF SERVICE

2 STATE OF NEVADA, COUNTY OF CLARK

3 I, the undersigned, am employed in the County of Clark, State of Nevada. I am over the age
4 of eighteen (18) years and not a party to the within action. My business address is 1050 Indigo
Drive, Suite 200, Las Vegas, NV 89145-8870.

5 On October 30, 2013, I served true copies of the foregoing document(s) described as
6 **OPPOSITION TO PLAINTIFF'S REQUEST FOR CLARIFICATION AND FINAL
ORDER** on the interested parties in this action, addressed as follows:

7 **SEE ATTACHED SERVICE LIST**

8 ☒ BY FACSIMILE TRANSMISSION: The documents were placed for transmission in a
9 facsimile transmission machine located in my employer's office, and were transmitted to a
10 facsimile machine maintained by the party or attorney to be served, on this same date in the
ordinary course of business. The transmission was reported as complete and without error,
and a record of the transmission was properly issued by the transmitting facsimile machine.

11 I declare under penalty of perjury under the laws of the State of Nevada that the foregoing
12 is true and correct.

13 Executed on October 30, 2013, at Las Vegas, Nevada.

14 
15 ANGELA HENDERSON
16
17
18
19
20
21
22
23
24
25
26
27
28



CAIN V. RAWSON; 11-CV-0296

K&C CLIENT: D.R. RAWSON
CLIENT NO.: 3000.0076

SERVICE LIST

Counsel of Record	Phone/Fax Nos.	Partv(ies) Represented
Michael L. Matuska, Esq. Matuska Law Offices, Ltd. 937 Mica Dr., #16A Carson City, NV 89702	T: 775-392-2313 F: 775-392-2318 mlm@matuskalawoffices.com	Plaintiffs
Department II Attn: Vickie	T: 775-782-9951 F: 775-782-9878	



*** FAX TX REPORT ***

TRANSMISSION OK

JOB NO. 1494
DESTINATION ADDRESS 17757829878
PSWD/SUBADDRESS
DESTINATION ID
ST. TIME 10/30 15:37
USAGE T 01:32
PGS. 5
RESULT OK



KRING & CHUNG
ATTORNEYS LLP

1050 Indigo Drive, Suite 200
Las Vegas, NV 89145-8870
Telephone (702) 260-9500
Facsimile (702) 260-9434
www.kringandchung.com

IMPORTANT NOTICE

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

TO: Vickie
DEPARTMENT II

FAX NO.: 775-782-9878

FROM: Robert L. Thompson

DATE: October 30, 2013

K&C FILE NO.: 3000.0076

Cain v. Rawson, et al.

TOTAL NUMBER OF PAGES (including this Cover Page): 5

MESSAGE: Please see attached our Opposition to Motion for Clarification and Final Order. Copies for filing will be sent out tomorrow. Please advise if you have any questions. Thank you!

If you experience any problems with this transmission, please call Angela Henderson at (702) 260-9500.

PLEASE DELIVER THIS TRANSMISSION AS SOON AS POSSIBLE.

*** FAX TX REPORT ***

TRANSMISSION OK

JOB NO.	1496
DESTINATION ADDRESS	17753922318
PSWD/SUBADDRESS	
DESTINATION ID	
ST. TIME	10/30 15:54
USAGE T	01:47
PGS.	6
RESULT	OK



KRING & CHUNG
ATTORNEYS LLP

1050 Indigo Drive, Suite 200
Las Vegas, NV 89145-8870
Telephone (702) 260-9500
Facsimile (702) 260-9434
www.kringandchung.com

IMPORTANT NOTICE

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

TO: Michael Mataska, Esq. FAX NO.: 775-392-2318
MATUSKA LAW OFFICES, LTD.

FROM: Robert L. Thompson

DATE: October 30, 2013

K&C FILE NO.: 3000.0076 Curtis Rawson, et al

TOTAL NUMBER OF PAGES (Including this Cover Page): 6

MESSAGE: Please see attached

If you experience any problems with this transmission, please call Angela Henderson at (702) 260-9500

PLEASE DELIVER THIS TRANSMISSION AS SOON AS POSSIBLE.

1 CERTIFICATE OF SERVICE

2 STATE OF NEVADA, COUNTY OF CLARK

3 I, the undersigned, am employed in the County of Clark, State of Nevada. I am over the age
4 of eighteen (18) years and not a party to the within action. My business address is 1050 Indigo
Drive, Suite 200, Las Vegas, NV 89145-8870.

5 On October 31, 2013, I served true copies of the foregoing document(s) described as
6 **OPPOSITION TO PLAINTIFF'S REQUEST FOR CLARIFICATION AND FINAL
ORDER** on the interested parties in this action, addressed as follows:

7 **SEE ATTACHED SERVICE LIST**

8 ☒ BY U.S. MAIL: The documents were placed in sealed, addressed envelopes on the above
9 date and placed for collection and mailing at my place of business. I am "readily familiar"
10 with the firm's practice of collecting and processing correspondence for mailing. Under
11 that practice, it would be deposited with the U.S. Postal Service on that same day with
postage thereon fully prepaid at Las Vegas, Nevada in the ordinary course of business. I am
aware that on motion of the party served, service is presumed invalid if postal cancellation
date or postage meter date is more than one day after date of deposit for mailing in affidavit.

12 I declare under penalty of perjury under the laws of the State of Nevada that the foregoing
13 is true and correct.

14 Executed on October 31, 2013, at Las Vegas, Nevada.

15 
16 ANGELA HENDERSON

CAIN V. RAWSON; 11-CV-0296

K&C CLIENT: D.R. RAWSON
CLIENT NO.: 3000.0076

SERVICE LIST

Counsel of Record	Phone/Fax Nos.	Party(ies) Represented
Michael L. Matuska, Esq. Matuska Law Offices, Ltd. 937 Mica Dr., #16A Carson City, NV 89702	T: 775-392-2313 F: 775-392-2318 mlm@matuskalawoffices.com	Plaintiffs
Douglas County Sheriff P.O. Box 218 Minden NV, 89423	T: 775-782-9935	
Bank of America Legal Order Processing P.O. Box 3609 Los Angeles, CA 90051		
Ninth Judicial District Court Department II P.O. Box 218 Minden, NV 89423	T: 775-782-9951 F: 775-782-9978	



1 **CERTIFICATE OF SERVICE**

2 STATE OF NEVADA, COUNTY OF CLARK

3 I, the undersigned, am employed in the County of Clark, State of Nevada. I am over the age
4 of eighteen (18) years and not a party to the within action. My business address is 1050 Indigo
Drive, Suite 200, Las Vegas, NV 89145-8870.

5 On November 8, 2013, I served true copies of the foregoing document(s) described as
6 **MARGARET RAWSON'S OPPOSITION TO APPLICATION FOR ENTRY OF DEFAULT**
on the interested parties in this action, addressed as follows:

7 **SEE ATTACHED SERVICE LIST**

8 ☒ BY U.S. MAIL: The documents were placed in sealed, addressed envelopes on the above
9 date and placed for collection and mailing at my place of business. I am "readily familiar"
10 with the firm's practice of collecting and processing correspondence for mailing. Under
11 that practice, it would be deposited with the U.S. Postal Service on that same day with
postage thereon fully prepaid at Las Vegas, Nevada in the ordinary course of business. I am
aware that on motion of the party served, service is presumed invalid if postal cancellation
date or postage meter date is more than one day after date of deposit for mailing in affidavit.

12 I declare under penalty of perjury under the laws of the State of Nevada that the foregoing
13 is true and correct.

14 Executed on November 8, 2013, at Las Vegas, Nevada.

15 

16 ANGELA HENDERSON
17
18
19
20
21
22
23
24
25
26
27
28

CAIN V. RAWSON; 11-CV-0296

K&C CLIENT: D.R. RAWSON
CLIENT NO.: 3000.0076

SERVICE LIST

Counsel of Record	Phone/Fax Nos.	Party(ies) Represented
Michael L. Matuska, Esq. Matuska Law Offices, Ltd. 937 Mica Dr., #16A Carson City, NV 89702	T: 775-392-2313 F: 775-392-2318 mlm@matuskalawoffices.com	Plaintiffs
Douglas County Sheriff P.O. Box 218 Minden NV, 89423	T: 775-782-9935	
Bank of America Legal Order Processing P.O. Box 3609 Los Angeles, CA 90051		
Ninth Judicial District Court Department II P.O. Box 218 Minden, NV 89423	T: 775-782-9951 F: 775-782-9978	



KRING & CHUNG
ATTORNEYS LLP

1050 Indigo Drive, Suite 200
Las Vegas, NV 89145-8870
Telephone (702) 260-9500
Facsimile (702) 260-9434
www.kringandchung.com

IMPORTANT NOTICE

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

TO: Vickie
DEPARTMENT II

FAX NO.: 775-782-9878

FROM: Robert L. Thompson

DATE: November 8, 2013

K&C FILE NO.: 3000.0076

Cain v. Rawson, et al.

TOTAL NUMBER OF PAGES (Including this Cover Page): 14

MESSAGE: Attached please find a courtesy copy of MARGARET RAWSON'S **OPPOSITION TO APPLICATION FOR ENTRY OF DEFAULT**. The original and copies for filing were placed in the mail. Please advise if you have any questions. Thank you!

If you experience any problems with this transmission, please call Angela Henderson at (702) 260-9500.

PLEASE DELIVER THIS TRANSMISSION AS SOON AS POSSIBLE.

*** FAX TX REPORT ***

TRANSMISSION OK

JOB NO. 1516
DESTINATION ADDRESS 17757829878
PSWD/SUBADDRESS
DESTINATION ID
ST. TIME 11/08 15:43
USAGE T 03' 31
PGS. 14
RESULT OK



KRING & CHUNG
ATTORNEYS LLP

1050 Indigo Drive, Suite 200
Las Vegas, NV 89145-8870
Telephone (702) 260-9500
Facsimile (702) 260-9434
www.kringandchung.com

IMPORTANT NOTICE

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

TO: Vickie
DEPARTMENT II

FAX NO.: 775-782-9878

FROM: Robert L. Thompson

DATE: November 8, 2013

K&C FILE NO.: 3000.0076

Cain v. Rawson, et al.

TOTAL NUMBER OF PAGES (Including this Cover Page):

14

MESSAGE: Attached please find a courtesy copy of MARGARET RAWSON'S **OPPOSITION TO APPLICATION FOR ENTRY OF DEFAULT**. The original and copies for filing were placed in the mail. Please advise if you have any questions. Thank you!

If you experience any problems with this transmission, please call Angela Henderson at (702) 260-9500.

PLEASE DELIVER THIS TRANSMISSION AS SOON AS POSSIBLE.

DEPT. NO.: II

- 1 1. Mrs. Rawson's Motion to Set Aside the Default is hereby granted.
- 2 2. The default judgment issued by the Clerk of Court on November 7, 2013 is hereby
- 3 vacated.
- 4 3. The Court will subsequently hear Mrs. Rawson's Opposition to and Motion to Quash the
- 5 Summons as well as any oppositions and reply briefs that may be submitted to the Court for
- 6 consideration.

7 IT IS SO ORDERED

8 DATED this _____ day of _____ 2013

9

10 _____

11 DISTRICT COURT JUDGE

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28



1 CERTIFICATE OF SERVICE

2 STATE OF NEVADA, COUNTY OF CLARK

3 I, the undersigned, am employed in the County of Clark, State of Nevada. I am over the age
4 of eighteen (18) years and not a party to the within action. My business address is 1050 Indigo
Drive, Suite 200, Las Vegas, NV 89145-8870.

5 On November 19, 2013, I served true copies of the foregoing document(s) described as
6 **MARGARET RAWSON'S MOTION TO SET ASIDE DEFAULT** on the interested parties in
this action, addressed as follows:

7 **SEE ATTACHED SERVICE LIST**

8 ☒ BY U.S. MAIL: The documents were placed in sealed, addressed envelopes on the above
9 date and placed for collection and mailing at my place of business. I am "readily familiar"
10 with the firm's practice of collecting and processing correspondence for mailing. Under
11 that practice, it would be deposited with the U.S. Postal Service on that same day with
postage thereon fully prepaid at Las Vegas, Nevada in the ordinary course of business. I am
aware that on motion of the party served, service is presumed invalid if postal cancellation
date or postage meter date is more than one day after date of deposit for mailing in affidavit.

12 ☒ BY OVERNIGHT DELIVERY: The documents were placed in sealed, addressed
13 packaging for overnight delivery on this date in the ordinary course of business, with all
14 charges to be paid by my employer, to be deposited in a facility regularly maintained by the
overnight delivery carrier, or delivered to a courier or driver authorized by the overnight
delivery carrier to receive such packages.

15 I declare under penalty of perjury under the laws of the State of Nevada that the foregoing
16 is true and correct.

17 Executed on November 19, 2013, at Las Vegas, Nevada.

18 

19 ANGELA HENDERSON
20
21
22
23
24
25
26
27
28



CAIN V. RAWSON; 11-CV-0296

K&C CLIENT: D.R. RAWSON
CLIENT NO.: 3000.0076

SERVICE LIST

Counsel of Record	Phone/Fax Nos.	Party(ies) Represented
<i>Via U.S. Mail</i> Michael L. Matuska, Esq. Matuska Law Offices, Ltd. 937 Mica Dr., #16A Carson City, NV 89702	T: 775-392-2313 F: 775-392-2318 mlm@matuskalawoffices.com	Plaintiffs
<i>Via U.S. Mail</i> Douglas County Sheriff P.O. Box 218 Minden NV, 89423	T: 775-782-9935	
<i>Via U.S. Mail</i> Bank of America Legal Order Processing P.O. Box 3609 Los Angeles, CA 90051		
<i>Via Federal Express</i> Ninth Judicial District Court Department II 1616 S. 8 th St. Minden, NV 89423	T: 775-782-9951 F: 775-782-9978	



certified true copy

MATUSKA LAW OFFICES, LTD.
937 MICA DRIVE, SUITE 16A
CARSON CITY, NEVADA 89703
(775) 392-2313

CASE NO.: 11-CV-0296

DEPT. NO.: II

RECEIVED

2013 NOV 25 PM 3:13

NOV 25 2013

CLERK
D. GOELZ

This document does not contain personal information of any person.

DOUGLAS COUNTY
DISTRICT COURT

BY _____ DEPUTY

THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
liability company.

Plaintiffs.

v.

D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
an individual; MICHAEL K. KAVANAGH,
an individual; JEFFREY EDWARDS,
an individual; and DOES 1 through 10, inclusive,

Defendants.

NOTICE OF NON-OPPOSITION

COME NOW Plaintiffs, PEGGY CAIN, JEFFREY CAIN, and HELI OPS
INTERNATIONAL, LLC, ("Plaintiffs"), by and through their counsel of record, Matuska Law
Offices, Ltd., Michael L. Matuska, and hereby serve notice that they do not oppose
Margaret Rawson's Motion to Set Aside Default.

As indicated in that *Motion*, Margaret appeared with her counsel on 7 October 2013. Her
counsel was clear that he was only appearing and representing Margaret with regard to her claim
of exemption. As also indicated in Margaret's *Motion*, she was served with the summons to show
cause on 14 October 2013. Her response was therefore due on 4 November 2013. Plaintiffs'

1 counsel waited until 5 November 2013 to apply for the default, which application was served on
2 Margaret's counsel, even though he previously indicated his representation was limited to the
3 claim of exemption. The default was not entered until 7 November 2013. Plaintiffs' counsel
4 received Margaret's *Opposition and Motion to Quash* on 6 November 2013, which apparently was
5 not filed until 7 November 2013. Margaret and her counsel are solely responsible for the late filed
6 *Opposition and Motion to Quash* and resulting entry of *Default*.
7

8 Notwithstanding the foregoing, Plaintiffs do not oppose Margaret's *Motion* and will
9 respond to her *Opposition and Motion to Quash* when the *Default* is set aside.

10 Dated this 25th day of November 2013.

11 MATUSKA LAW OFFICES, LTD.

12
13 By: 

14 MICHAEL L. MATUSKA, SBN 5711
15 Attorneys for Plaintiffs
16
17
18
19
20
21
22
23
24
25
26
27
28

MATUSKA LAW OFFICES, LTD.
937 MICHAEL DRIVE, SUITE 16A
CARSON CITY, NEVADA 89703
(775) 392-2313

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Matuska Law Offices and that on the 25th day of November 2013, I served a true and correct copy of the preceding document entitled **NOTICE OF NON-OPPOSITION** as follows:

Michael K. Johnson, Esq. Rollston, Henderson, Crabb & Johnson, Ltd. P.O. Box 4848 Stateline NV 89449-4848 Attorney for Defendant Joe Baker	Richard A. Oshinski, Esq. Mark Forsberg, Esq. Scarpello & Huss, Ltd. 600 East William Street, Suite 300 Carson City NV 89701 Attorney for Defendants Richard Price and Mickey Shackelford
Jeffrey Edwards 595 Chivas Court Orange Park FL 33073	Robert Thompson, Esq. Kring & Chung, LLP 1050 Indigo Drive, #200 Las Vegas, NV 89415 Attorney for Margaret Rawson

☒ **BY U.S. MAIL:** I deposited for mailing in the United States mail, with postage fully prepaid, an envelope containing the above-identified document(s) at Carson City, Nevada, in the ordinary course of business.

☐ **BY PERSONAL SERVICE:** I personally delivered the above-identified document(s) by hand delivery to the office(s) of the person(s) named above.

☐ **BY FACSIMILE:**

☐ **BY FEDERAL EXPRESS ONE-DAY DELIVERY.**

☐ **BY MESSENGER SERVICE:** I delivered the above-identified document(s) to Reno-Carson Messenger Service for delivery.


LIZ STERN, ALS

MATUSKA LAW OFFICES, LTD.
937 MICA DRIVE, SUITE 16A
CARSON CITY, NEVADA 89703
(775) 392-2313

CASE NO.: 11-CV-0296

DEPT. NO.: II

2013 DEC 10 PM 3:41

RECEIVED
DEC 10 2013
DOUGLAS COUNTY
DISTRICT COURT CLERK

This document does not contain personal information of any person.

BY [Signature] DEPUTY

THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
liability company,

Plaintiffs.

v.

D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
an individual; MICHAEL K. KAVANAGH,
an individual; JEFFREY EDWARDS,
an individual; and DOES 1 through 10, inclusive,

Defendants.

RESPONSE TO MARGARET RAWSON'S
OPPOSITION TO AND MOTION TO
QUASH THE SUMMONS

COME NOW Plaintiffs, PEGGY CAIN, JEFFREY CAIN, and HELI OPS INTERNATIONAL, LLC, ("Plaintiffs"), by and through their counsel of record, Matuska Law Offices, Ltd., Michael L. Matuska, and hereby respond to Margaret Rawson's *Opposition to and Motion to Quash the Summons to Add Her Name to the Current Judgment Pursuant to NRS 17.060 ("Opposition")*.

1. The Motion To Quash Is Improper

The Summons referenced in the long title to Margaret's *Opposition* is the Summons requested by the Plaintiffs on 25 September 2013 (the request was served on Margaret Rawson

1 and never opposed), discussed at the hearing on 1 October 2013, which Margaret attended in
2 person with her counsel, ordered in the *Order* dated 7 October 2013, and issued that same date,
3 and personally served on Margaret on 14 October 2013. It is not clear why Margaret feels the
4 Summons should be quashed. Although NRCP 12 allows a motion to quash based on
5 insufficiency of process or insufficiency of service of process, Margaret is not challenging the
6 sufficiency of the process or the service. Rather, she is improperly challenging the merits of the
7 case against her through a motion to quash. Margaret has been provided due process required
8 under NRS 17.030. *See Nicoladze v. First National Bank*, 94 Nev. 377, 580 P.2d 1391 (1978).
9 Her challenge is insufficient. She failed to rebut either the diversion of funds or the alter ego. She
10 should now be added to the judgment.
11

12 **2. Margaret Does Not Deny the Diversion of Funds**

13 Margaret does not deny the diversion of funds to her accounts, nor can she without
14 perjuring herself. She does not even mention the diversion of funds issue in her affidavit. The
15 closest she comes to addressing the diversion of funds is to say that "the bank statements attached
16 by Plaintiff are barely legible and they do not point to what specific transactions he believes
17 showed the Cain's actual money being transferred into an account owned by Mrs. Rawson."
18 (*Opposition* at p.3, ll.15-17). This information was provided with Plaintiffs' *Request*, reviewed at
19 the hearing, and provided to Margaret's counsel. He never asked for different copies and the
20 quality of copies is not a defense. The specific transactions are identified again on **Exhibit "1"**
21 submitted herewith with sequentially numbered pages and references and include the following:
22

23 Plaintiffs wired \$1,000,000 to C4's Wells Fargo account on 11/30/2009 (p.1).

24 Defendants and Margaret diverted \$641,049.99 the very next day, so that only \$255,000
25 could be transferred to the Legent brokerage account on 12/2/09 (pp.4, 5).
26

27 New Hope Capital deposited another \$1,000,000 to C4's Wells Fargo account on 12/4 and
28

12/23/2009, including \$500,000 through Anchor Title Services (pp.5, 6).

C4 transferred \$750,000 to the Legent brokerage account on 12/9/2009, for a total of \$1,005,000. The following table shows the total amount diverted in December 2009 alone.

11/1/2009 Beginning Balance:	\$40
11/30/2009 service fee reversal	\$20
11/30/2009 transaction charge	<\$10>
Deposit: HeliOps 11/30/2009	\$1,000,000
Deposit: New Hope 12/4/2009	\$500,000
Deposit: New Hope 12/23/2009	\$500,000
TOTAL WITHDRAWALS/DIVERSION	<\$1,809,327.20>
12/31/2009 Ending Balance	<u>\$190,722.84</u>
Transfer to Legent 12/2/2009	<\$255,000>
Transfer to Legent 12/9/2009	<u><\$750,000></u>
NET ILLEGAL DIVERSIONS	<\$804,327.20>

Of the \$804,327.20 diverted, at least \$299,500 made its way from C4's account to Margaret's accounts in December 2009, alone, including:

Margaret Rawson the Virtual.Net xxxx 2414			
12/1/09	\$7,500	(p. 10)	
12/1/09	\$12,000	(p. 10)	
12/1/09	\$125,000	(p. 10)	
12/23/09	<u>\$155,000</u>	(p. 13)	

**TOTAL TRANSFERS FROM C4 ACCOUNT xxxx 2177
TO MARGARET'S ACCOUNT xxxx 2414:**

\$299,500

Margaret then transferred money into the joint checking account and the linked checking and savings accounts with her husband, DR Rawson, including:

Margaret Allen Rawson and DR Rawson Prima Interest Checking xxxx 4515 and linked accounts xxxx 1910, xxxx 0613, and xxxx 0600.

12/2/09	\$75,000	(p. 16)
12/2/09	\$2,000	(p. 21)
12/2/09	\$8,000	(p. 21)
12/2/09	\$5,000	(p. 22)
12/2/09	\$2,000	(p. 23)
12/22/09	\$5,000	(p. 25)
1/4/10	<u>\$100,000</u>	(p. 25)

**TOTAL TRANSFERS FROM xxxx 2414 to xxxx 4515
and linked accounts:**

\$197,000

The checks Margaret wrote from xxxx 4515 include at least one check written to her father, P.M. Jones, in the amount of \$10,000 on 12/23/09 (See **Exhibit "3"**). This information is specific enough to overcome any argument from Margaret.

2. Margaret Admits the Facts Warranting Piercing the Corporate Veil

The *Default Judgment* entered on 17 May 2013 is very specific.

The underlying facts are supported by the well-pled allegation of the *Second Amended Complaint* ("SAC"), the Settlement Agreement and Release of Claims attached thereto, and the affidavits submitted with the *Motion for Entry of Default Judgment*. Plaintiffs loaned One Million Dollars (\$1,000,000) to C4 on 29 November 2009, pursuant to a Joint Venture Agreement ("JVA") for an investment in collateralized mortgage

obligations ("CMOs"). Pursuant to the express terms of the JVA, Plaintiffs were to be repaid Twenty Million Dollars (\$20,000,000) by 30 December 2009. When C4 breached the JVA, Rawson, the Chairman/CEO of C4, executed a Settlement Agreement and Release of All Claims in which he acknowledged the indebtedness and agreed to repay Plaintiffs Twenty Million Dollars (\$20,000,000) with interest at the rate of nine percent (9%) by 25 May 2010. That agreement contained an attorney's fees clause. Rawson and C4 breached that agreement, as well.

(*Default Judgment* at p.2, ll.7-18).

The individual Defendants named in the Default Judgment were held individually liable for the Settlement Agreement as follows:

c. In addition to the joint and several liability imposed under paragraphs a) and b) above, Rawson and Kavanagh are also individually liable for the breach of the Settlement Agreement and Release of All Claims that is the subject of the First Claim for Relief (Breach of Contract) based on the doctrine of alter ego. Based on the affidavits and the well-pled allegations of the SAC, C4 was never funded, Rawson and Kavanagh commingled their personal finances with those of C4 by diverting the Plaintiffs' investment funds, used C4 to perpetrate a fraud, and it would be unjust to allow Rawson and Kavanagh to maintain the corporate shield as a defense in this situation.

(*Default Judgment* at p. 3-4)

These same considerations apply to Margaret Rawson, as well. She admits that she was the treasurer of C4 during the time period that the diversion of funds occurred. She admits that she never attended a corporate meeting or fulfilled her fiduciary duty to C4 or to the Plaintiffs as C4's joint venture partners. Plaintiffs have proven repeatedly that Margaret was the recipient of at least \$295,000 of the diverted funds, and she does not deny that she and her husband commingled their funds with those of C4, as well and the investment funds provided by the Plaintiffs. Defendants have already admitted that C4 was never funded (See Response to First Set of Requests for Production of Documents, Response No. 18, provided as Exhibit "3" to Plaintiffs' *Opposition to Motion to Dismiss or for Summary Judgment* filed on 31 August 2012). C4 is now dissolved. It would be unjust to allow Margaret to maintain the corporate shield as a defense in

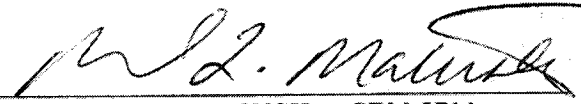
1 this situation.

2 Wherefore, Plaintiffs respectfully submit that Margaret has failed to show cause why she
3 should not be bound by the Default Judgment pursuant to NRS 17.030 and 17.040. Should this
4 Court deny this request for any reason, it should condition Margaret's right to defend herself on
5 her cooperation with discovery. This includes providing information about New Hope Capital, the
6 checks written to and for her father, and the other information requested on 8 October 2013
7 (Exhibit "2").
8

9 Dated this 10th day of December 2013.

10 MATUSKA LAW OFFICES, LTD.

11 By:

12 
13 MICHAEL L. MATUSKA, SBN 5711
14 Attorneys for Plaintiffs
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRCP 5(b), I certify that I am an employee of Matuska Law Offices and that
3 on the 10th day of December 2013, I served a true and correct copy of the preceding document
4 entitled **RESPONSE TO MARGARET RAWSON'S OPPOSITION TO AND MOTION TO**
5 **QUASH THE SUMMONS** as follows:

6

7 Michael K. Johnson, Esq. Rollston, Henderson, Crabb & Johnson, Ltd. P.O. Box 4848 8 Stateline NV 89449-4848	Richard A. Oshinski, Esq. Mark Forsberg, Esq. Scarpello & Huss, Ltd. 600 East William Street, Suite 300 Carson City NV 89701
9 Attorney for Defendant Joe Baker	Attorney for Defendants Richard Price and Mickey Shackelford
10 Jeffrey Edwards 11 595 Chivas Court 12 Orange Park FL 33073	Robert Thompson, Esq. Kring & Chung, LLP 1050 Indigo Drive, #200 Las Vegas, NV 89415
	13 Attorney for Margaret Rawson

14

15 ☒ **BY U.S. MAIL:** I deposited for mailing in the United States mail, with postage fully
16 prepaid, an envelope containing the above-identified document(s) at Carson City, Nevada, in the
17 ordinary course of business.

18 ☐ **BY PERSONAL SERVICE:** I personally delivered the above-identified document(s)
19 by hand delivery to the office(s) of the person(s) named above.

20 ☐ **BY FACSIMILE:**

21 ☐ **BY FEDERAL EXPRESS ONE-DAY DELIVERY.**

22 ☐ **BY MESSENGER SERVICE:** I delivered the above-identified document(s) to
23 Reno-Carson Messenger Service for delivery.

24 
25 LIZ STERN, ALS

EXHIBIT 1

EXHIBIT 1

Wells Fargo Simple Business Checking

Account number: [REDACTED] 2177 ■ November 1, 2009 - November 30, 2009 ■ Page 1 of 3

C4 WORLDWIDE, INC
7582 LAS VEGAS BLVD S STE 515
LAS VEGAS NV 89123-1009

Questions?

Available by phone 24 hours a day, 7 days a week:

1-800-CALL-WELLS (1-800-225-5935)

TTY: 1-800-877-4833

En español: 1-877-337-7454

Online: wellsfargo.com/biz

Write: Wells Fargo Bank, N.A. (808)

Post Office Box 266000

Dallas, TX 75326

Your Business and Wells Fargo

Discover Wells Fargo's online educational resources, including audio and video content, newsletters and articles that provide information, strategies and actionable tips to help your business navigate today's challenging environment. To find out more visit wellsfargo.com/biz/education.

Account options

A check mark in the box indicates you have these convenient services with your account. Go to wellsfargo.com/biz or call the number above if you have questions or if you would like to add new services.

Business Online Banking ☒

Rewards for Business Check Card ☐

Online Statements ☐

Business Bill Pay ☒

Business Spending Report ☒

Overdraft Protection ☐

Activity summary

Beginning balance on 11/1	\$40.00
Deposits/Credits	1,000,020.00
Withdrawals/Debits	- 10.00
Ending balance on 11/30	\$1,000,050.00
Average ledger balance this period	\$33,393.00

Account number: [REDACTED] 2177

C4 WORLDWIDE, INC

Texas/Arkansas account terms and conditions apply

For Direct Deposit and Automatic Payments use

Routing Number (RTN): 111900659

For Wire Transfers use

Routing Number (RTN): 121000248

Overdraft Protection

This account is not currently covered by Overdraft Protection. If you would like more information regarding Overdraft Protection and eligibility requirements please call the number listed at the top of your statement or visit your Wells Fargo branch.

Transaction history

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
11/30		Monthly Service Fee Reversal	20.00		
11/30		WT Seq#82957 Skydance Helicopters of .Org= Srl# Fw06448334850378 Tr#091130082957 Rtb#	1,000,000.00		
11/30		Wire Trans Svc Charge - Sequence: 091130082957 Srl# Fw06448334850378 Tr#091130082957 Rtb#		10.00	1,000,050.00
Ending balance on 11/30					1,000,050.00
Totals			\$1,000,020.00	\$10.00	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted, fees may have been assessed.



General statement policies for Wells Fargo Bank

■ Notice: Wells Fargo Bank, N.A. may furnish information about accounts belonging to individuals, including sole proprietorships, to consumer reporting agencies. If this applies to you, you have the right to dispute the accuracy of information that we have reported by writing to us at: Overdraft Collections and Recovery, P.O. Box 5058, Portland, OR 97208-5058.

You must describe the specific information that is inaccurate or in dispute and the basis for any dispute with supporting documentation. In the case of information that relates to an identity theft, you will need to provide us with an identity theft report.

Account Balance Calculation Worksheet

1. Use the following worksheet to calculate your overall account balance.
2. Go through your register and mark each check, withdrawal, ATM transaction, payment, deposit or other credit listed on your statement. Be sure that your register shows any interest paid into your account and any service charges, automatic payments or ATM transactions withdrawn from your account during this statement period.
3. Use the chart to the right to list any deposits, transfers to your account, outstanding checks, ATM withdrawals, ATM payments or any other withdrawals (including any from previous months) which are listed in your register but not shown on your statement.

ENTER

- A.** The ending balance
shown on your statement

\$ _____

ADD

- B.** Any deposits listed in your
your register or transfers into
your account which are not
shown on your statement.

\$ _____

\$ _____

\$ _____

\$ _____

TOTAL \$ _____

CALCULATE THE SUBTOTAL

(Add Parts A and B)

TOTAL \$ _____

SUBTRACT

- C.** The total outstanding checks and
withdrawals from the chart above

\$ _____

CALCULATE THE ENDING BALANCE

(Part A + Part B - Part C)

This amount should be the same
as the current balance shown in
your check register

\$ _____

Number

Items Outstanding

Amount

Total amount \$

Expanded Business Services® Package

Account number: 2177 ■ December 1, 2009 - December 31, 2009 ■ Page 1 of 5

C4 WORLDWIDE, INC
13115 AMARILLO AVE
AUSTIN TX 78729-7542

Questions?

Available by phone 24 hours a day, 7 days a week:

1-800-CALL-WELLS (1-800-225-5935)

TTY: 1-800-877-4833

En español: 1-877-337-7454

Online: wellsfargo.com/biz

Write: Wells Fargo Bank, N.A. (808)

Post Office Box 266000

Dallas, TX 75326

Your Business and Wells Fargo

Discover Wells Fargo's online educational resources, including audio and video content, newsletters and articles that provide information, strategies and actionable tips to help your business navigate today's challenging environment. To find out more visit wellsfargo.com/biz/education.

Account options

A check mark in the box indicates you have these convenient services with your account. Go to wellsfargo.com/biz or call the number above if you have questions or if you would like to add new services.

Business Online Banking ☒
Rewards for Business Check Card ☐
Online Statements ☒
Business Bill Pay ☐
Business Spending Report ☒
Overdraft Protection ☒

Activity summary

Beginning balance on 12/1	\$1,000,050.00
Deposits/Credits	1,001,000.00
Withdrawals/Debits	- 1,810,327.16
Ending balance on 12/31	\$190,722.84
Average ledger balance this period	\$252,239.21

Account number: 2177

C4 WORLDWIDE, INC

Texas/Arkansas account terms and conditions apply

For Direct Deposit and Automatic Payments use

Routing Number (RTN): 111900659

For Wire Transfers use

Routing Number (RTN): 121000248

Overdraft Protection

Your account is linked to the following for Overdraft Protection

■ Savings - 000003163489010

Transaction history

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
12/1		WT Fed#06368 Bank of America, N.A./Ftr Bnt#Dr Rawson Sr# Fw03873335405088 Trn#091201099155 Rfb#		125,000.00	
12/1		Withdrawal Made IN A Branch/Store		100,000.00	

(305)

Sheet Seq = 0064748
Sheet 00001 of 00005

Transaction history (continued)

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
12/1		WT Fed#02312 Wachovia Bank NA O /Ftr/Bnf=Alvin E Goodwin and Linda G Edwards Srt# Fw03873334445778 Trn#091201039494 Rtb#		45,000.00	
12/1		WT Fed#05930 Jpmorgan Chase Ban /Ftr/Bnf=Mike Kavanagh Srt# Fw03873335258978 Trn#091201098108 Rtb#		15,000.00	
12/1		WT Fed#06143 Bank of America, N /Ftr/Bnf=Dr Rawson Srt# Fw03873335648088 Trn#091201098747 Rtb#		12,000.00	
12/1		WT Fed#06183 Bank of America, N /Ftr/Bnf=Mickey Shackelford Srt# Fw03873335804188 Trn#091201098836 Rtb#		12,000.00	
12/1		Withdrawal Made IN A Branch/Store			
12/1		WT Fed#05933 Bank of America, N /Ftr/Bnf=Randal Zuniga Srt# Fw03873335042188 Trn#091201098111 Rtb#		8,500.00	
12/1		WT Fed#05931 Navy Fed /Ftr/Bnf=Chris Edwards Srt# Fw03873335689978 Trn#091201098109 Rtb#		8,000.00	
12/1		WT Fed#05954 Bank of America, N /Ftr/Bnf=Dr Rawson Srt# Fw03873335450188 Trn#091201098159 Rtb#		7,500.00	
12/1		Withdrawal Made IN A Branch/Store			
12/1		WT Fed#05929 Riverside National /Ftr/Bnf=Mike Fessler Indiantantic Srt# Fw03873335041978 Trn#091201098106 Rtb#		7,000.00	
12/1		WT Fed#05932 Capital One /Ftr/Bnf=Cynthia Cardenas Srt# Fw03873335661088 Trn#091201098110 Rtb#		6,000.00	
12/1		WT 091201-098598 Lloyds Tsb Bank Plc /Bnf=Lee Lam Srt# Fw03873335453288 Trn#091201098598 Rtb#		2,500.00	
12/1		WT Fed#05928 Arkansas Bankers' /Ftr/Bnf=Melinda King Srt# Fw03873335889878 Trn#091201098105 Rtb#		1,000.01	
12/1		WT 091201-098352 Asb Bank Limited /Bnf=Madison Results Limited Srt# Fw03873335086288 Trn#091201098352 Rtb#		1,000.00	
12/2		WT Seq#59213 Wells Fargo Wires - Por /Org= Srt# 2009120200022953 Trn#091202059213 Rtb#	1,000.00		641,049.99
12/2		Wire Trans Svc Charge - Sequence: 091202070874 Srt# Fw03873336624298 Trn#091202070874 Rtb#		20.00	
12/2		WT Fed#02386 The Bank of New Yo /Ftr/Bnf=Legent Clearing Srt# Fw03873336824298 Trn#091202070874 Rtb#		255,000.00	
12/2		WT Fed#07307 National City Bank /Ftr/Bnf=Jeffrey Zimmerman Srt# Fw03873336626788 Trn#091202030686 Rtb#		25,000.00	
12/2		WT Fed#07308 Bank of America, N /Ftr/Bnf=Lavana Penn Srt# Fw03873336046788 Trn#091202030688 Rtb#		25,000.00	
12/2		Transfer to Sav # 000003163489010			
12/3		Wire Trans Svc Charge - Sequence: 091203039818 Srt# Fw03873337269698 Trn#091203039818 Rtb#		100.00	336,929.99
12/3		WT Fed#00901 Arkansas Bankers' /Ftr/Bnf=Bank of Lake Village Srt# Fw03873337269698 Trn#091203039818 Rtb#		20.00	
12/3		Bill Pay Douglas on-Line Not Applicable on 12-03		1,000.00	
12/4		WT Fed#05107 Suntrust Bank /Org=Anchor Title Services LLC Srt# 2009120400013726 Trn#091204077029 Rtb#	500,000.00	8,000.00	327,909.99
12/4		Wire Trans Svc Charge - Sequence: 091204077029 Srt# 2009120400013726 Trn#091204077029 Rtb#		10.00	827,899.99
12/8		Harland Clarke Check/Acc. 120709 000387375402021 CS Worldwide, Inc		104.36	
12/8		Transfer to DDA # 000003012600080			
12/8		Transfer to DDA # 000003012600098		1,000.00	
12/8	1001	Check		1,000.00	
12/9		Wire Trans Svc Charge - Sequence: 091209078385 Srt# Fw03873343205339 Trn#091209078385 Rtb#		2,500.00	823,295.63
12/9		WT Fed#05702 The Bank of New Yo /Ftr/Bnf=Legent Clearing Srt# Fw03873343205339 Trn#091209078385 Rtb#		20.00	
12/10		Check Crd Purchase 12/09 Godaddy.Com 480-5058855 AZ 491986XXXXX1106 344940008667219 ?McC-4816 111900659DA01		750,000.00	73,275.63
12/11		Wire Trans Svc Charge - Sequence: 091211073542 Srt# Fw03873345858059 Trn#091211073542 Rtb#		10.87	73,264.76
				20.00	

Transaction history (continued)

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
12/11		WT Fed#05363 Jpmorgan Chase Ban /Ftr/Bnf:Mike Kavanagh Srt# Fw03873345858059 Tm#091211073542 Rtb#		16,000.00	57,244.76
12/14		Wire Trans Svc Charge - Sequence: 091214036620 Srt# Fw03873348697559 Tm#091214036620 Rtb#		20.00	
12/14		WT Fed#08661 Bank of America, N /Ftr/Bnf:Matthew Hartstein Srt# Fw03873348697559 Tm#091214036620 Rtb#		10,000.00	47,224.76
12/18		Wire Trans Svc Charge - Sequence: 091218094131 Srt# Fw03873351618889 Tm#091218094131 Rtb#		20.00	
12/18		WT Fed#02078 Bank of America, N /Ftr/Bnf:Lavana Penn Srt# Fw03873351618889 Tm#091218094131 Rtb#		25,000.00	22,204.76
12/23		WT Fed#00022 Colonial Bank /Org:New Hope Capital Foundation IN Srt# 091223080738Tk07 Tm#091223026089 Rtb#	500,000.00		
12/23		Wire Trans Svc Charge - Sequence: 091223049173 Srt# Fw03873357914221 Tm#091223049173 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223050789 Srt# Fw03873357594221 Tm#091223050789 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223050887 Srt# Fw03873357135221 Tm#091223050887 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223051024 Srt# Fw03873357706221 Tm#091223051024 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223051170 Srt# Fw03873357156221 Tm#091223051170 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223052682 Srt# Fw03873357996221 Tm#091223052682 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223052812 Srt# Fw03873357567221 Tm#091223052812 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223052984 Srt# Fw03873357116221 Tm#091223052984 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223053183 Srt# Fw03873357558221 Tm#091223053183 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223053336 Srt# Fw03873357798221 Tm#091223053336 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223053476 Srt# Fw03873357559221 Tm#091223053476 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223054387 Srt# Fw03873357983221 Tm#091223054387 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223085477 Srt# Fw03873357962721 Tm#091223085477 Rtb#		20.00	
12/23		Wire Trans Svc Charge - Sequence: 091223026089 Srt# 091223080738Tk07 Tm#091223026089 Rtb#		10.00	
12/23		WT Fed#06641 Bank of America, N /Ftr/Bnf:Dr Rawson Srt# Fw03873357983221 Tm#091223054387 Rtb#		155,500.00	
12/23		WT Fed#04531 National City Bank /Ftr/Bnf:Jeffrey Zimmerman Srt# Fw03873357914221 Tm#091223049173 Rtb#		100,000.00	
12/23		WT Fed#06177 Wachovia Bank NA O /Ftr/Bnf:Alvin E. Godwin and Linda G Edwards Srt# Fw03873357594221 Tm#091223050789 Rtb#		15,000.00	
12/23		WT Fed#05233 Jpmorgan Chase Ban /Ftr/Bnf:Mike Kavanagh Srt# Fw03873357135221 Tm#091223050887 Rtb#		8,000.00	
12/23		WT Fed#06062 Armed Forces Bank /Ftr/Bnf:Edgar A. Brookins Jr. Srt# Fw03873357567221 Tm#091223052812 Rtb#		7,000.00	
12/23		WT Fed#05409 Bank of America, N /Ftr/Bnf:Mickey Shackelford Srt# Fw03873357156221 Tm#091223051170 Rtb#		5,000.00	
12/23		WT Fed#06008 Bank of America, N /Ftr/Bnf:Joe Baker Srt# Fw03873357996221 Tm#091223052682 Rtb#		5,000.00	
12/23		WT Fed#05293 Bank of America, N /Ftr/Bnf:Randel Zuniga Srt# Fw03873357706221 Tm#091223051024 Rtb#		4,500.00	
12/23		WT Fed#06242 Navy Fed /Ftr/Bnf:Chris Edwards Srt# Fw03873357798221 Tm#091223053336 Rtb#		4,500.00	
12/23		WT Fed#06192 Riverside National /Ftr/Bnf:Indianatlantic Bus Mgmt Srt# Fw03873357558221 Tm#091223053183 Rtb#		2,500.00	

Transaction history (continued)

Date	Check Number	Description	Deposits/ Credits	Withdrawals/ Debits	Ending daily balance
12/23		WT Fed#06130 Asb Bank Limited /Ftr/Bnf=Madison Results Ltd Srf# Fw03873357118221 Trn#091223052984 Rfb#		1,000.00	
12/23		WT Fed#09312 Lloyds Tsb Bank Pl /Ftr/Bnf=Lee Lam Srf# Fw03873357962721 Trn#091223085477 Rfb#		1,000.00	
12/23		WT Fed#06313 Arkansas Bankers' /Ftr/Bnf=Bank of Lake Village Srf# Fw03873357559221 Trn#091223053476 Rfb#		500.00	212,434.76
12/24		Transfer to DDA # 000003138163377		9,500.00	
12/24		Transfer to DDA # 000008657275700		6,000.00	
12/24		Transfer to DDA # 000003012600098		1,000.00	195,934.76
12/28		Check Crd Purchase 12/26 Apple Store #R004 Costa Mesa CA 491986XXXXX1106 362940007700126 ?McC=5046 111900659DA90		4,528.15	191,406.61
12/30		Check Crd Purchase 12/28 Apple Store #R004 Costa Mesa CA 491986XXXXX1106 364940005338658 ?McC=5046 111900659DA90		683.77	190,722.84
Ending balance on 12/31					190,722.84
Totals			\$1,001,000.00	\$1,810,327.16	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted, fees may have been assessed.

Summary of checks written (checks listed are also displayed in the preceding Transaction history)

Number	Date	Amount
1001	12/8	2,500.00

**IMPORTANT ACCOUNT INFORMATION**

Important Information - Effective March 17, 2010

Wells Fargo Business Platinum Check Card or Business ATM Card Transactions: The Foreign Currency Conversion Fee will be re-named International Purchase Transaction Fee. The fee for either network or merchant converted transactions completed outside the United States will be 3% of the transaction amount. You may transfer available funds between your linked primary checking and primary savings accounts at select non-Wells Fargo ATMs. The fee to transfer funds or to request a balance inquiry at non-Wells Fargo ATMs is \$2.00 each (U.S. and International).

Collections-Domestic: Incoming/Outgoing Items with or without Documentation will be \$25 per Item. There will be a \$25 Incoming/Outgoing Domestic Collection fee for Inbound Without Entry Claims.

Foreign & International Services: Foreign Drafts, \$30 per order. International Item Collection of \$250 or more, \$75 each.

Branch Deposit Corrections fee will be \$7.50 per correction.

For questions, please contact your local banker or call the phone number at the top of your statement. Your charges may vary depending on your account relationship. We appreciate your business and look forward to continuing to service your financial needs.

General statement policies for Wells Fargo Bank

■ **Notice:** Wells Fargo Bank, N.A. may furnish information about accounts belonging to individuals, including sole proprietorships, to consumer reporting agencies. If this applies to you, you have the right to dispute the accuracy of information that we have reported by writing to us at: Overdraft Collections and Recovery, P.O. Box 5058, Portland, OR 97208-5058

You must describe the specific information that is inaccurate or in dispute and the basis for any dispute with supporting documentation. In the case of information that relates to an identity theft, you will need to provide us with an identity theft report.

Account Balance Calculation Worksheet

- 1 Use the following worksheet to calculate your overall account balance.
- 2 Go through your register and mark each check, withdrawal, ATM transaction, payment, deposit or other credit listed on your statement. Be sure that your register shows any interest paid into your account and any service charges, automatic payments or ATM transactions withdrawn from your account during this statement period.
- 3 Use the chart to the right to list any deposits, transfers to your account, outstanding checks, ATM withdrawals, ATM payments or any other withdrawals (including any from previous months) which are listed in your register but not shown on your statement.

ENTER

A. The ending balance

shown on your statement \$ _____

ADD

- B. Any deposits listed in your register or transfers into your account which are not shown on your statement

\$ _____
\$ _____
\$ _____
+ \$ _____

TOTAL \$ _____

CALCULATE THE SUBTOTAL

(Add Parts A and B)

TOTAL \$ _____

SUBTRACT

C. The total outstanding checks and

withdrawals from the chart above \$ _____

CALCULATE THE ENDING BALANCE

(Part A + Part B - Part C)

This amount should be the same as the current balance shown in your check register

\$ _____

Number

Items Outstanding

Amount

Total amount \$

Your Bank of America Combined Account Statement

2347 E P
E0-3

Statement Date: December 10, 2009

At Your Service
Call: 714.973.8495

Written Inquiries
Bank of America
West Garden Grove
11460 Knott St
Garden Grove, CA 92841-1425



MARGARET ALLEN RAWSON
THE VIRTUAL.NET
8751 DEWEY DR
GARDEN GROVE CA 92841

Customer since 1998
Bank of America appreciates your
business and we enjoy serving you.

Our free Online Banking service allows you to check balances, track account activity, pay bills and more. With Online Banking you can also view up to 18 months of this statement online. Enroll at www.bankofamerica.com/smallbusiness.

☐ Summary of Your Deposit Accounts

Account	Account Number	Your Balance
Business Checking	██████████ 3414	\$ 18,172.57
Regular Savings	██████████ 3661	2,527.32
Investment CD	██████████ 2819	1,049.95
Total Balances		\$ 21,749.84

*Combined balances in these accounts may be used to eliminate monthly checking account service charges.

☐ Your Business Checking Account

Account Number ██████████ 2414
Statement Period: November 7 through December 10, 2009

Beginning Balance on 11/07/09	\$257.61
Total Deposits and Credits	+ 144,500.00
Total Checks, Withdrawals, Transfers, Account Fees	- 126,585.04
Ending Balance	\$18,172.57

Number of checks paid	1
Number of electronic checks paid	0
Number of 24 Hour Customer Service Calls	
Self-Service	0
Assisted	0

☐ Important Information About Your Account

Remember, by using your Bank of America Small Business Check Card, Bank of America provides you with another way to avoid the monthly maintenance fee on your business checking account.

Based on the average balance you've maintained in this account, your monthly service charge has been waived.

MARGARET ALLEN RAWSON
THE VIRTUAL.NET

Statement Date December 10, 2009

☐ Account Activity

Date Posted	Description	Debit	Credit	Balance
11/17	Online Banking transfer to Chk 4515 Confirmation# 7551888426	\$ 110.00		\$147.61
12/01	Wire Type:Wire In Date: 091201 Time:1708 Et Trn:2009120100322516 Seq:2009120100098159:035954 Orig: C4 Worldwide, Inc ID:000003012602177 Snd Bk W Ells Fargo Bank, Na ID:121000248 Pmt Det:Fw0387333 5450188c4 Worldwid-Darin		\$ 7,500.00	
12/01	Wire Type:Wire In Date: 091201 Time:1711 Et Trn:2009120100323875 Seq:2009120100098747:036143 Orig: C4 Worldwide, Inc ID:000003012602177 Snd Bk W Ells Fargo Bank, Na ID:121000248 Pmt Det:Fw0387333 5648088c4 Worldwide- Katy Rawson		12,000.00	
12/01	Wire Type:Wire In Date: 091201 Time:1714 Et Trn:2009120100324933 Seq:2009120100099155:036368 Orig: C4 Worldwide, Inc ID:000003012602177 Snd Bk W Ells Fargo Bank, Na ID:121000248 Pmt Det:Fw0387333 5405088c4 Worldwide		125,000.00	
12/01	Processing Fee For Money Tfr-CA Trn 091201-322516	\$ 12.00		
12/01	Processing Fee For Money Tfr-CA Trn 091201-323875	12.00		
12/01	Processing Fee For Money Tfr-CA Trn 091201-324933	12.00		
12/01	Capital One Services Bill Payment	150.00		
12/02	Check # 1633 <i>to Darin Holmes</i>	\$ 7,500.00		\$144,461.61
12/02	Online Banking transfer to Sav 0600 Confirmation# 2776456968	2,000.00		
12/02	Online Banking transfer to Chk 1910 Confirmation# 0276478504	2,000.00		
12/02	Online Banking transfer to Sav 3661 Confirmation# 4276471554	2,500.00		
12/02	Online Banking transfer to Sav 0613 Confirmation# 4276474718	5,000.00		
12/02	Online Banking transfer to Chk 1910 Confirmation# 4981085980	8,000.00		
12/02	Bank of America Credit Card Bill Payment	12,000.00		
12/02	Online Banking transfer to Chk 4515 Confirmation# 2781185617	75,000.00		
12/04	Nextcard Payment Services Bill Payment	\$ 2,545.16		\$30,461.61
12/07	Discover Card Bill Payment	\$ 9,743.88		\$27,916.45
				\$18,172.57

☐ Overdraft Protection Plan

Savings Account XXXXXXXXXX 3661

Overdraft coverage available \$2,502.32

Continued on next page



MARGARET ALLEN RAWSON
THE VIRTUAL NET

Statement Date: December 10, 2009

☐ **Your Regular Savings Account**

Account Number: [REDACTED] 3661

Statement Period: November 9 through December 10, 2009

Beginning Balance on 11/09/09	\$532.29
Total Deposits	+ 2,500.00
Total Withdrawals, Transfers, Account Fees	- 500.00
Interest Paid	+ .03
Service Charge	- 5.00
Ending Balance	\$2,527.32

Annual Percentage Yield earned this period	0.10%
Interest paid year-to-date	\$1.60

☐ **Important Information About Your Account**

Your account earned \$.08 in interest this statement period. The Interest Paid shown above reflects interest earned since your last payment date.

☐ **Account Activity**

Date Posted	Description	Reference Number	Amount
12/02	Deposits and Credits Online Banking transfer from Chk 2414 Confirmation# 4276471554		\$2,500.00
11/23	Withdrawals, Transfers and Account Fees Online Banking transfer to Chk 4515 Confirmation# 1300947927		\$500.00
11/30	Interest Paid Interest Paid from 11/01/09 Through 11/30/09		\$.03
11/30	Service Charge The Monthly Service Charge Was Assessed Because Your Account's Minimum Balance During The Month Was \$ 32.29 on 11-23.		\$5.00

☐ **Your Investment CD Account**

Account Number: [REDACTED] 2819

Statement Period: November 9 through December 10, 2009

Account Value on 12/10/09	\$1,049.95
Principal Balance	\$1,048.90
Interest earned year-to-date	\$6.63
Account term	90 days
Maturity/Renewal Date	12/21/09

Date deposited/renewed	09/21/09
Current interest rate	0.45%

☐ **FACTS - FDIC Insured Account Disclosure Information**

Bank of America would like to remind our small business account holders that accounts may not be used for illegal transactions, for example those prohibited by the Unlawful Internet Gambling Enforcement Act 31 U.S.C. Section 5361 et. seq.

2347 E P
E0-3

Your Bank of America Combined Account Statement

Statement Date: January 8, 2010

At Your Service
Call: 714.973.8495

Written Inquiries
Bank of America
West Garden Grove
11460 Knott St
Garden Grove, CA 92841-1425

Customer since 1998
Bank of America appreciates your
business and we enjoy serving you.

Our free Online Banking service allows you to check balances, track account activity, pay bills and more. **With Online Banking** you can also view up to 18 months of this statement online. Enroll at www.bankofamerica.com/smallbusiness.

☐ Summary of Your Deposit Accounts

Account	Account Number	Your Balance
Business Checking	██████████ 2414	\$ 46,567.56
Regular Savings	██████████ 3661	2,522.53
Investment CD	██████████ 2819	1,050.29
Total Balances		\$ 50,140.38

*Combined balances in these accounts may be used to eliminate monthly checking account service charges.

☐ Your Business Checking Account

Account Number: ██████████ 2414
Statement Period: December 11, 2009
through January 8, 2010

Beginning Balance on 12/11/09	\$18,172.57
Total Deposits and Credits	+ 155,500.00
Total Checks, Withdrawals, Transfers, Account Fees	- 127,105.01
Ending Balance	\$46,567.56

Number of checks paid	2
Number of electronic checks paid	0
Number of 24 Hour Customer Service Calls	
Self-Service	0
Assisted	0

☐ Important Information About Your Account

Based on the minimum balance you've maintained in this account, your monthly service charge has been waived.

Remember, by using your Bank of America Small Business Check Card, Bank of America provides you with another way to avoid the monthly maintenance fee on your business checking account.

Continued on next page

California

Page 1 of 3

124

12

MARGARET ALLEN RAWSON
THE VIRTUAL.NET

Statement Date: January 8, 2010

☐ Account Activity

Date Posted	Description	Debits	Credits	Balance
12/11	Bill Pay Check # 8006	\$ 4,304.12		\$13,868.45
12/22	Online Banking transfer to Chk 4515 Confirmation# 6346492143	\$ 5,000.00		\$8,868.45
12/23	Wire Type:Wire in Date: 091223 Time 1314 Et Trn:2009122300212501 Seq:2009122300054387/016641 Orig:CA Worldwide, Inc ID:000003012602177 Snd Bk:W Ells Fargo Bank, Na ID:121000248 Pmt Det:Fw0387335 7983221		\$ 155,500.00	
12/23	Processing Fee For Money Tfr-CA Trn: 091223-212501	\$ 12.00		\$154,356.45
12/28	Check # 1634	\$ 4,500.00		
12/28	Bank Of America Credit Card Bill Payment	2,000.00		
12/28	Macys WEB Pymt DES:Online Pmt ID:0000 INDN:1757c88a3be03469 Co ID:Fedwebp WEB Ref:009362004200500	2,500.00		\$155,356.45
12/31	Capital One Services Bill Payment	\$ 1,684.38		\$153,672.07
01/04	Carecredit Bill Payment	\$ 500.00		
01/04	Bank Of America Credit Card Bill Payment	5,000.00		
01/04	Online Banking transfer to Chk 4515 Confirmation# 4940149782	100,000.00		\$48,172.07
01/08	Capital One Bill Payment	\$ 1,604.51		\$46,567.56

☐ Overdraft Protection Plan

Savings Account [REDACTED] 3661

Overdraft coverage available \$2,497.53

☐ Your Regular Savings Account

Account Number: [REDACTED] 3661

Statement Period: December 11, 2009
through January 10, 2010

Beginning Balance on 12/11/09	\$2,527.32	Annual Percentage Yield earned this period	0.10%
Interest Paid	+ .21		
Service Charge	- 5.00		
Ending Balance	\$2,522.53		

☐ Important Information About Your Account

Total interest paid to your account in 2009 : \$1.81

☐ Account Activity

Date Posted	Description	Reference Number	Amount
12/31	Interest Paid Interest Paid from 12/01/09 Through 12/31/09		\$.21

Continued on next page

California

Page 2 of 3

MARGARET ALLEN RAWSON
THE VIRTUAL.NET

Statement Date: January 8, 2010

☐ **Account Activity** Continued

Date Posted	Description	Reference Number	Amount
12-31	Service Charge The Monthly Service Charge Was Assessed Because Your Account's Minimum Balance During The Month Was \$ 27.32 on 12-01		\$5.00

☐ **Your Investment CD Account**

Account Number: **2819**
Statement Period: December 11, 2009
through January 10, 2010

Account Value on 01/10/10	\$1,050.29	Date deposited/renewed	12/21/09
Principal Balance	\$1,050.08	Current interest rate	0.35%
Interest earned year-to-date	\$.10		
Account term	90 days		
Maturity/Renewal Date	03/22/10		

☐ **Important Information About Your Account**

Total interest paid to your account in 2009: \$7.05

☐ **Account Activity**

Date Posted	Description	Debits	Credits
12-21	Account Renewal Interest Rate: 0.35% Annual Percentage Yield: 0.35% Term: 91 Days Balance Renewed		\$ 1,050.08

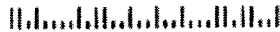
Your Bank of America Prima Account Statement

2347 E P
EQ-9

Statement Date: December 10, 2009

At Your Service
Call: 714.973.8495

Written Inquiries
Bank of America
West Garden Grove
11460 Knott St
Garden Grove, CA 92841-1425



MARGARET ALLEN RAWSON
DR RAWSON
8751 DEWEY DR
GARDEN GROVE CA 92841

Customer since 1991
Bank of America appreciates your
business and we enjoy serving you.

Our free Online Banking service allows you to check balances, track account activity, pay bills and more. **With Online Banking you can also view up to 18 months of this statement online and even turn off delivery of your paper statement. Enroll at www.bankofamerica.com.**

☐ **Summary of Your Deposit Accounts**

Account	Account Number	Your Balance
Prima Interest Checking	[REDACTED] 4515	\$ 38,604.97
MyAccess Checking	[REDACTED] 1910	205.97
Regular Savings	[REDACTED] 613 [REDACTED] 0600	5,198.26 2,106.74
Total Balances		\$ 46,115.94
<small>*Combined balances in these accounts may be used to eliminate monthly checking account service charges.</small>		

☐ **Your Prima Interest Checking Account**

Military Flag Theme 1.800.696.6346 - Customer Service

Account Number: [REDACTED] 4515

Statement Period: November 7 through December 10, 2009

Beginning Balance on 11/07/09	\$344.69
Total Deposits	+ 87,489.22
Total Checks, Withdrawals, Transfers, Account Fees	- 49,232.43
Interest Paid	- 3.49
Ending Balance	\$38,604.97

Annual Percentage Yield earned this period	0.24%
Interest paid year-to-date	\$5.17
Number of ATM withdrawals and transfers	1
Number of purchase transactions	72
Number of 24 Hour Customer Service Calls	
Self-Service	0
Assisted	0

☐ **Checks Paid**

* Gap in sequential check numbers.

Date Paid	Number	Amount
12/09	5997	\$ 253.00
11/23	5998	285.00
12/02	5999	32.00
11/16	* 6060	25.00
11/17	* 6076	7.20
11/10	* 6102	58.94

Date Paid	Number	Amount
11/09	6103	42.00
11/10	* 6105	16.39
11/10	6106	25.82
11/17	6107	12.78
11/27	6108	30.03
12/10	* 6125	8.00

Continued on next page

California

Page 1 of 9

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date December 10, 2009

☐ Checks Paid Continued * Gap in sequential check numbers

Date Paid	Number	Amount	Date Paid	Number	Amount
11/27	* 6127	750.00	12/04	6151	42.00
11/30	6128	125.00	12/04	6152	1,800.00
12/09	6129	71.00	12/07	6153	10,000.00
12/09	6130	130.00	12/08	* 6155	4,000.00
12/08	* 6150	125.00	Total of 21 Checks Paid		\$17,839.16

☐ Account Activity

Date Posted	Description	Reference Number	Amount
Deposits and Credits			
11/09	Online Banking transfer from Sav 0613 Confirmation# 3069864051		\$800.00
11/13	Coast Cadillac DES:Payroll ID:1000143 INDN:Rawson Margaret Co ID:1954711579 PPD Ref:009316003443955		2,243.01
11/17	Online Banking transfer from Chk 2414 Confirmation# 7551888426		110.00
11/19	Online Banking transfer from Sav 0600 Confirmation# 6169391772		400.00
11/23	Online Banking transfer from Sav 3661 Confirmation# 1300947927		500.00
11/24	ATM deposit on 11/24, Bank of America ATM #ICAD7957 (Card #430661520)	001540	418.88
11/25	US Treasury 303 DES:SOC SEC ID:XXXX2543a SSA INDN:Dr Rawson Co ID:3031036030 PPD Ref:009324005553922		1,472.00
11/30	Coast Cadillac DES:Payroll ID:1000143 INDN:Rawson Margaret Co ID:1954711579 PPD Ref:009331007822868		2,243.01
12/02	Online Banking transfer from Chk 2414 Confirmation# 2781185617		5,000.00
12/03	ATM deposit on 12/03, Bank of America ATM #ICAD6361 (Card #430661520)	005351	302.32
12/09	Online Banking transfer from Chk 1910 Confirmation# 4141687732		4,000.00
	Total Deposits and Credits		\$87,489.22
Withdrawals, Transfers and Account Fees			
11/09	Rodale Inc Books DES:6109675171 Check # 6101 INDN:64098154 Co ID:30015697w1 ARC Ref:009310010535210		\$5.44
11/09	Purchase on 11/09 (Card #427440318), Rolling Pin Kit/2 Westminster CA	322208	8.14
11/09	Check Card Purchase on 11/08 (Card #427440318), Panda Express 995 Buena Park CA Ref #24224439313103017007315		9.23
11/09	Check Card Purchase on 11/06 (Card #427440318), El Torito 7018 Westminster CA Ref #24323019311545811010360		27.71
11/09	Purchase on 11/07 (Card #427440318), Cortina Italian M Anaheim CA	206936	27.75
11/09	Purchase on 11/09 (Card #427440318), Petsmart Inc 1452 Huntingtonbch CA	464031	29.34
11/09	Check Card Purchase on 11/06 (Card #427440318), Island Cleaner-Katella 714-4841005 CA Ref #24122479312900010000076		42.75
11/09	Check Card Purchase on 11/05 (Card #430661520), Carlton Hair Internatio Westminster CA Ref #24717059310693105162827		60.00
11/09	Purchase on 11/09 (Card #430661520), Sou Michaels #303 Huntington Be CA	271149	75.08
11/09	Capital One Bill Payment		91.00
11/10	Purchase on 11/10 (Card #427440318), Shell Service Sta Stanton CA	985310	7.99
11/10	Macy's Bill Payment		54.00
11/10	Macy's Bill Payment		142.00
11/12	Check Card Purchase on 11/11 (Card #427440318), Magazine Processing Ctr 800-5287789 TN Ref #24717059315133158594845		23.90
11/13	Check Card Purchase on 11/12 (Card #427440318), The Kettle Manhattan Bea CA Ref #24071059316158114672517		28.00
11/13	Gevalia Bill Payment		32.55

Continued on next page

California

Page 2 of 9

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date: December 10, 2009

Account Activity Continued

Date Posted	Description	Reference Number	Amount
	Withdrawals, Transfers and Account Fees		
11/13	Time Warner Cable Los Angeles CA Bill Payment		
11/13	Purchase on 11/13 (Card #430661520), Target T2304 West Westminster CA	947625	46.95 48.56
11/13	Dillard National Bank Bill Payment		
11/13	Aaa Financial Services Bill Payment		179.00
11/16	Check Card Purchase on 11/13 (Card #427440318), Apl'itunes 866-712-7753 CA Ref #24692169317000797715855		319.00 .99
11/16	Check Card Purchase on 11/13 (Card #427440318), Island Cleaners 714-484-1005 CA Ref #24223699319980028595816		24.55
11/16	Check Card Purchase on 11/13 (Card #427440318), Mimis Cafe 00000059 Tustin CA Ref #24399009318331540091648		26.78
11/16	Check Card Purchase on 11/12 (Card #427440318), Yard House Irvine CA Ref #24323019317575769018325		80.40
11/16	Purchase on 11/14 (Card #430661520), #06186 Albertsons Anaheim CA	175440	102.37
11/17	Check Card Purchase on 11/16 (Card #427440318), Godaddy.Com 480-5058855 AZ Ref #24351789321266812133165		10.87
11/17	Capital One Credit Cards Bill Payment		
11/17	Capital One Services Bill Payment		75.00
11/17	City of Garden Grove Bill Payment		135.00
11/18	Check Card Purchase on 11/12 (Card #427440318), Www.Skype.Com Internet LU Ref #74547069322070086156274		198.84 .30
11/18	Check Card Purchase on 11/12 (Card #427440318), International Transaction Fee Www.Skype.Com Internet LU Ref #74547069322070086156274		10.00
11/18	Southern California Gas Bill Payment		
11/18	GMAC Bill Payment		20.73
11/19	Orange Co Regist DES:Dr/Cr ID:B 016112009240 INDN: Margaret Rawson Co ID:1951140750 PPD Pmt Info:Discus Batch 0161120092 40030 @d Ref:009322005933586		519.73
11/19	Check Card Purchase on 11/17 (Card #427440318), Apro 15 Stanton CA Ref #24427339322120004626960		9.95 20.35
11/19	Check Card Purchase on 11/18 (Card #430661520), Professionail Stanton CA Ref #24129429322100002277412		34.00
11/19	Check Card Purchase on 11/18 (Card #430661520), Liquid WEB 517-3220434 MI Ref #24755419322153222344043		110.00
11/20	AT&T Bill (sbc-Ca) Bill Payment		
11/20	Macy's Bill Payment		28.83
11/20	AT&T Bill (sbc-Ca) Bill Payment		30.00
11/20	Target Bill Payment		64.35
11/20	Macy's Bill Payment		76.00
11/20	Capital One Services Bill Payment		94.00
11/20	Bank Of America Credit Card Bill Payment		112.00
11/23	Check Card Purchase on 11/19 (Card #427440318), Apro 15 Stanton CA Ref #24427339324120004987071		250.00 6.74
11/23	Purchase on 11/21 (Card #427440318), Cortina Italian M Anaheim CA	400864	21.42
11/23	Check Card Purchase on 11/19 (Card #427440318), Macaroni Gr12000001206 Huntington BC CA Ref #24164079324129402000154		29.84
11/23	Purchase on 11/23 (Card #430661520), #06186 Albertsons Anaheim CA	581598	105.47
11/25	Cash withdrawal on 11/25, Bank of America ATM #ICAD3182 (Card #430661520)	007942	200.00

Continued on next page

California

Page 3 of 9

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date: December 10, 2009

☐ Account Activity Continued

Date Posted	Description	Reference Number	Amount
11/27	Withdrawals, Transfers and Account Fees		
11/27	Purchase on 11/27 (Card #427440318), Shell Service Sta Stanton CA	758390	7.99
11/27	Lowe's Consumer Credit Card Bill Payment		33.00
11/27	Purchase on 11/27 (Card #427440318), Shell Service Sta Stanton CA	755192	43.39
11/27	Purchase on 11/27 (Card #430661520), Walgreen Company Stanton CA	642610	45.33
11/27	Check Card Purchase on 11/25 (Card #427440318), Island Cleaners 714-484-1005 CA Ref #24223699330980028595852		49.05
11/27	Dell Preferred Account Bill Payment		52.00
11/27	Purchase on 11/27 (Card #430661520), Target T0229 Cyp Cypress CA	762597	74.68
11/27	T-Mobile Bill Payment		
11/27	Macy's Bill Payment		81.03
11/27	Discover Card Bill Payment		113.00
11/27	AT&T Mobility Bill Payment		130.00
11/27	Lowe's Consumer Credit Card Bill Payment		155.82
11/30	Check Card Purchase on 11/23 (Card #427440318), Www.Skype.Com Internet LU Ref #74547069333060380657892		161.00
	International Transaction Fee		75
11/30	Check Card Purchase on 11/26 (Card #427440318), Bagel Lady Cafe Cypress CA Ref #24122479331900017600016		5.57
11/30	Check Card Purchase on 11/29 (Card #427440318), Support Wildgames.Com 425-497-4646 WA Ref #24492159333027651240392		9.99
11/30	Check Card Purchase on 11/26 (Card #430661520), Disney-Clothiers-Ch Anaheim CA Ref #24210739331154331001085		10.40
11/30	Check Card Purchase on 11/28 (Card #430661520), 0078 Yankee Candle Santa Ana CA Ref #24224439333104011299359		10.88
11/30	Check Card Purchase on 11/26 (Card #427440318), Disney-Camera Shop Anaheim CA Ref #24210739331154331000749		11.27
11/30	Purchase on 11/28 (Card #430661520), Walgreen Company Stanton CA	235369	13.03
11/30	Check Card Purchase on 11/23 (Card #427440318), Www.Skype.Com Internet LU Ref #74547069333060380657892		25.00
11/30	Check Card Purchase on 11/27 (Card #430661520), Apro 15 Stanton CA Ref #24427339332120004532851		30.00
11/30	Check Card Purchase on 11/26 (Card #430661520), Disney-Emporium - D Anaheim CA Ref #24210739331154331001168		30.41
11/30	Check Card Purchase on 11/26 (Card #427440318), Disney-Plaza Inn - Anaheim CA Ref #24210739331154331002133		32.81
11/30	Capital One DES:Online Pmt ID:933239910213212 INDN:1335523093rawson Marga Co ID:9279744991 WEB Ref:009334003340037		
11/30	Check Card Purchase on 11/28 (Card #430661520), Cldwtr Ck 1280-28299 Santa Ana CA Ref #24692169333000206890695		50.00
11/30	Check Card Purchase on 11/28 (Card #427440318), P.F. Chang's #7800 Mission Viejo CA Ref #24341299333251201011627		70.52
11/30	Check Card Purchase on 11/28 (Card #430661520), 0078 Yankee Candle Santa Ana CA Ref #24224439333104011299342		76.90
			77.14

Continued on next page

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date: December 10, 2009

Account Activity Continued

Date Posted	Description	Reference Number	Amount
	Withdrawals, Transfers and Account Fees		
11/30	Check Card Purchase on 11/28 (Card #430661520), Teavana #53 Mission Viejo CA Ref #24341299333249332010799		83.14
11/30	Check Card Purchase on 11/28 (Card #430661520), 0080 Yankee Candle Mission Viejo CA Ref #24224439333104011299854		86.95
11/30	Check Card Purchase on 11/29 (Card #427440318), The Kettle Manhattan Bea CA Ref #24071059333158161266691		88.52
11/30	General Motors Acceptance Corp Bill Payment		
12/01	Check Card Purchase on 11/25 (Card #427440318), Www.Skype.Com Internet LU Ref #74547069335070100256394		650.10
	International Transaction Fee		.30
12/01	Check Card Purchase on 11/25 (Card #427440318), Www.Skype.Com Internet LU Ref #74547069335070100269793		.30
	International Transaction Fee		
12/01	Check Card Purchase on 11/25 (Card #427440318), Www.Skype.Com Internet LU Ref #74547069335070100256394		10.00
12/01	Check Card Purchase on 11/25 (Card #427440318), Www.Skype.Com Internet LU Ref #74547069335070100269793		10.00
12/01	Purchase on 11/30 (Card #427440318), Petsmart Inc 1452 Huntingtonbch CA	069361	44.55
12/01	Capital One Services Bill Payment		
12/01	Macy's Premier Visa Bill Payment		50.00
12/01	Capital One Bill Payment		64.00
12/02	Home Depot Bill Payment		150.00
12/02	Check Card Purchase on 11/30 (Card #427440318), Macaroni Gr12000001206 Huntington BC CA Ref #24164079335129321001058		67.00
	Check Card Purchase on 12/01 (Card #430661520), Cldwtr Ck 1399-19998 800-262-0040 ID Ref #24692169335000532629393		73.75
12/02			90.08
12/03	Southern California Edison Bill Payment		
12/03	Purchase on 12/03 (Card #430661520), Costco Whse #0424 Signal Hill CA	553044	159.27
12/04	Check Card Purchase on 12/02 (Card #430661520), Apro 15 Stanton CA Ref #24427339337120004719263		238.32
	Carecredit Bill Payment		38.00
12/04	Check Card Purchase on 12/03 (Card #427440318), US Storage Centers-Sta 714-828-6200 CA Ref #24323009337253337010052		123.00
	Purchase on 12/04 (Card #430661520), Williams-Sonoma O Costa Mesa CA	845410	156.00
12/04	Macy's Bill Payment		185.71
12/04	Capital One Credit Cards Bill Payment		
12/04	Aaa Financial Services Bill Payment		654.41
12/07	Purchase on 12/05 (Card #430661520), Cvs 09481 09481-- Stanton CA	228870	800.73
	Check Card Purchase on 12/03 (Card #430661520), Apro 15 Stanton CA Ref #24427339338120004985434		9,258.89
12/07			18.07
12/07	Check Card Purchase on 12/03 (Card #430661520), 0078 Yankee Candle Santa Ana CA Ref #24224439338104009874614		30.00
12/07	Check Card Purchase on 12/04 (Card #427440318), 37signals-Charge.Com 312-239-0165 IL Ref #24425139339578071019632		54.35
12/07	Purchase on 12/05 (Card #430661520), Roger's Gardens N Corona Del Ma CA	281335	99.00
			128.12

Continued on next page

California

Page 5 of 9

131

19

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date: December 10, 2009

☐ Account Activity Continued

Date Posted	Description	Reference Number	Amount
12/07	Withdrawals, Transfers and Account Fees		
12/07	Check Card Purchase on 12/03 (Card #430661520), 0078 Yankee Candle Santa Ana CA Ref #24224439338104009874622		131.55
12/07	Purchase on 12/05 (Card #430661520), Costco Whse #0748 Cypress CA	253402	351.69
12/07	Bank Of America Credit Card Bill Payment		
12/08	Check Card Purchase on 12/02 (Card #427440318), Www.Skype.Com Internet LU Ref #74547069342020100040265		4,500.00 .30
12/08	Check Card Purchase on 12/02 (Card #427440318), Www.Skype.Com Internet LU Ref #74547069342020100040265		10.00
12/08	Directv DES:Payment ID:Xxxxx4484 INDN:Rawson Co ID:9dtdvtdv PPD Ref:009341015010760		
12/08	Macy's Bill Payment		85.97
12/09	Lowe's Consumer Credit Card Bill Payment		2,000.00
12/09	Jcpenney Consumer Credit Card Bill Payment		1,087.05
12/10	Check Card Purchase on 12/09 (Card #430661520), Katella Deli Los Alamitos CA Ref #24736939343013192070026		2,000.00 14.03
12/10	Check Card Purchase on 12/09 (Card #430661520), Professionail Stanton CA Ref #24129429343100002215458		41.00
12/10	Purchase on 12/10 (Card #427440318), Costco Gas #0748 Cypress CA	867180	50.82
12/10	Macy's Bill Payment		650.44
12/10	Macy's Bill Payment		2,000.00
	Total Withdrawals, Transfers and Account Fees		\$31,393.27
	Interest Paid		
12/10	Interest Paid from 11/07/09 Through 12/10/09		\$3.49

☐ Daily Balance

Date	Amount	Date	Amount	Date	Amount
11/09	\$ 726.25	11/20	416.14	12/03	75,499.61
11/10	421.11	11/23	467.67	12/04	62,440.87
11/12	397.21	11/24	886.55	12/07	47,128.09
11/13	1,986.16	11/25	2,158.55	12/08	40,906.82
11/16	1,726.07	11/27	432.23	12/09	41,365.77
11/17	1,396.38	11/30	1,186.86	12/10	38,604.97
11/18	845.62	12/01	857.71		
11/19	1,071.32	12/02	75,594.88		

☐ Overdraft Protection Plan

Savings Account [REDACTED] 0613

Overdraft coverage available \$5,173.26

Continued on next page

California

Page 6 of 9

132

20

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date: December 10, 2009

☐ Your MyAccess Checking Account

Account Number: 1910

Statement Period: November 7 through December 10, 2009

Beginning Balance on 11/07/09	\$56.17
Total Deposits	+ 10,240.00
Total Checks, Withdrawals, Transfers, Account Fees	- 10,090.20
Ending Balance	\$205.97

Number of ATM withdrawals and transfers	6
Number of purchase transactions	9
Number of 24 Hour Customer Service Calls	
Self-Service	0
Assisted	0

☐ Account Activity

Date Posted	Description	Reference Number	Amount
11 12	Deposits and Credits		
11 12	ATM deposit on 11/11, Bank of America ATM #INVD0136 (Card #437321177)	009485	\$240.00
12 02	Online Banking transfer from Chk 2414 Confirmation# 0276478504		2,000.00
12 02	Online Banking transfer from Chk 2414 Confirmation# 4981085980		8,000.00
	Total Deposits and Credits		\$10,240.00
11 12	Withdrawals, Transfers and Account Fees		
11 12	Keep The Change Transfer to Acct 0600 For 11/12/09		
11 12	Paypal DES:Inst Xfer ID:4dzj23xgcwfe INDN:Katy Castro		\$.88
11 12	Co ID:Paypalsi66 WEB Ref:009316005632381		
11 12	Check Card Purchase on 11/10 (Card #437321177), Nfi:www.Netflix.Com/Cc:Netflix.Com CA Ref #24692169314000356461670		12.32
11 17	Cash withdrawal on 11/17, Bank of America ATM #INVD0136 (Card #437321177)	003059	220.00
12 02	Cash withdrawal on 12/02, Bank of America ATM #INVD0135 (Card #437321177)	008960	400.00
12 03	Cash withdrawal on 12/03, Bank of America ATM #INVD5004 (Card #437321177)	001903	400.00
12 04	Paypal DES:Transfer ID:4dzj23yjpvm6 INDN:Katy Castro		
12 04	Co ID:Paypalsd22 WEB Ref:009337005152844		
12 04	Cash withdrawal on 12/04, Bank of America ATM #INVD0114 (Card #437321177)	008025	25.88
12 07	Check Card Purchase on 12/05 (Card #437321177), Redbox dvd Rental Oakbrkterrace IL Ref #24692169340000425420416		400.00
12 07	Keep The Change Transfer to Acct 0600 For 12/07/09		
12 07	Check Card Purchase on 12/05 (Card #437321177), Speedpay/Insurancepymt 888-254-4608 CA Ref #24692169339000214017368		1.08
12 07	Cash withdrawal on 12/05, Bank of America ATM #INVD5013 (Card #437321177)	005993	1.79
12 07	Cash withdrawal on 12/06, Bank of America ATM #INVD5577 (Card #437321177)	008181	127.50
12 07	Check Card Purchase on 12/04 (Card #437321177), Cox*las Vegas Comm Sv 702-383-4000 NV Ref #24692169339000255486159		400.00
12 08	Keep The Change Transfer to Acct 0600 For 12/08/09		505.63
12 08	Check Card Purchase on 12/07 (Card #437321177), Lca*labcorp (lcbs) WEB 800-845-5167 NC Ref #24692169341000707563460		.35
12 08	Check Card Purchase on 12/07 (Card #437321177), Cps*auto Loan Payment 866-325-4568 CA Ref #24692169341000702560396		24.65
12 09	Keep The Change Transfer to Acct 0600 For 12/09/09		
12 09	Check Card Purchase on 12/07 (Card #437321177), Old Navy on-Line 800-Oldnavy OH Ref #24418009342342039780200		3,012.00
12 09	Online Banking transfer to Chk 4515 Confirmation# 4141687732		.18
			137.82
			4,000.00

Continued on next page

California

Page 7 of 9

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date: December 10, 2009

☐ **Account Activity** Continued

Date Posted	Description	Reference Number	Amount
Withdrawals, Transfers and Account Fees			
12/10	Check Card Purchase on 12/08 (Card #437321177), Redbox *dvd Rental Oakbrkterrace IL Ref #24692169343000976499311		1.08
12/10	Keep The Change Transfer to Acct 0600 For 12/10/09		1.76
12/10	Check Card Purchase on 12/09 (Card #437321177), Redbox *dvd Rental 866-733-2693 IL Ref #24692169343000976772915		2.16
Total Withdrawals, Transfers and Account Fees			\$10,090.20

☐ **Your Regular Savings Account**

Account Number: 0613

Statement Period: November 9 through December 10, 2009

Beginning Balance on 11/09/09	\$1,003.23
Total Deposits	+ 5,000.00
Total Withdrawals, Transfers, Account Fees	- 800.00
Interest Paid	+ .03
Service Charge	- 5.00
Ending Balance	\$5,198.26

Annual Percentage Yield earned this period	0.10%
Interest paid year-to-date	\$2.52

☐ **Important Information About Your Account**

Your account earned \$.14 in interest this statement period. The Interest Paid shown above reflects interest earned since your last payment date.

☐ **Account Activity**

Date Posted	Description	Reference Number	Amount
Deposits and Credits			
12/02	Online Banking transfer from Chk 2414 Confirmation# 4276474718		\$5,000.00
Withdrawals, Transfers and Account Fees			
11/09	Online Banking transfer to Chk 4515 Confirmation# 3069864051		\$800.00
Interest Paid			
11/30	Interest Paid from 11/01/09 Through 11/30/09		\$.03
Service Charge			
11/30	The Monthly Service Charge Was Assessed Because Your Account's Minimum Balance During The Month Was \$203.23 on 11-09.		\$5.00

Continued on next page

California

Page 8 of 9

134 22

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date: December 10, 2009

☐ **Your Regular Savings Account**

Account Number: 0600

Statement Period: November 9 through December 10, 2009

Beginning Balance on 11/09/09	\$503.51
Total Deposits	+ 2,003.20
Total Withdrawals, Transfers, Account Fees	- 400.00
Interest Paid	+ .03
Ending Balance	\$2,106.74

Annual Percentage Yield earned this period	0.10%
Interest paid year-to-date	\$33

☐ **Important Information About Your Account**

Your account earned \$.07 in interest this statement period. The Interest Paid shown above reflects interest earned since your last payment date.

☐ **Account Activity**

Date Posted	Description	Reference Number	Amount
Deposits and Credits			
11/13	Keep The Change Credit from Acct 1910 For 11/12/09 (effective dated 11/12)		
12/02	Online Banking transfer from Chk 2414 Confirmation# 2776456968		1.88
12/08	Keep The Change Credit from Acct 1910 For 12/07/09 (effective dated 12/07)		2,000.00
12/09	Keep The Change Credit from Acct 1910 For 12/08/09 (effective dated 12/08)		1.79
12/10	Keep The Change Credit from Acct 1910 For 12/09/09 (effective dated 12/09)		.35
	Total Deposits and Credits		.18
			\$2,003.20
Withdrawals, Transfers and Account Fees			
11/19	Online Banking transfer to Chk 4515 Confirmation# 6169391772		\$400.00
Interest Paid			
11/30	Interest Paid from 11/01/09 Through 11/30/09		\$0.03

☐ **ATM Information**

This period, you visited the following ATM locations:

Bank of America's ATM Network

- #ICAD3182 Bank Of America, Garden Grove, CA
- #ICAD6361 Bank Of America, Santa Ana, CA
- #ICAD7957 Bank Of America, Long Beach, CA
- #INVD0114 Bank Of America, Las Vegas, NV
- #INVD0135 Bank Of America, Las Vegas, NV
- #INVD0136 Bank Of America, Las Vegas, NV
- #INVD5004 Bank Of America, Las Vegas, NV
- #INVD5013 Bank Of America, Las Vegas, NV
- #INVD5577 Bank Of America, Las Vegas, NV

2347 E P
E0-8

Your Bank of America Prima Account Statement

Statement Date: January 8, 2010

At Your Service
Call: 714.973.8495

Written Inquiries
Bank of America
West Garden Grove
11460 Knott St
Garden Grove, CA 92841-1425

Customer since 1991
Bank of America appreciates your
business and we enjoy serving you.

Our free Online Banking service allows you to check balances, track account activity, pay bills and more. With Online Banking you can also view up to 18 months of this statement online and even turn off delivery of your paper statement. Enroll at www.bankofamerica.com

☐ Summary of Your Deposit Accounts

Account	Account Number	Your Balance
Prima Interest Checking	██████████ 4515	\$ 10,678.32
MyAccess Checking	██████████ 1910	45.97
Regular Savings	██████████ 0613	29,694.90
	██████████ 0600	2,110.31
Total Balances		\$ 42,529.50

*Combined balances in these accounts may be used to eliminate monthly checking account service charges.

☐ Your Prima Interest Checking Account

Military Flag Theme 1.800.696.6346 - Customer Service

Account Number: ██████████ 4515
Statement Period: December 11, 2009
through January 8, 2010

Beginning Balance on 12/11/09	\$38,604.97
Total Deposits	- 139,132.81
Total Checks, Withdrawals, Transfers, Account Fees	- 167,064.40
Interest Paid	- 4.94
Ending Balance	\$10,678.32

Annual Percentage Yield earned this period	0.27%
Interest paid year-to-date	\$4.94
Number of ATM withdrawals and transfers	0
Number of purchase transactions	70
Number of 24 Hour Customer Service Calls	
Self-Service	0
Assisted	0

☐ Important Information About Your Account

Total interest paid to your account in 2009 \$5.17

Continued on next page

California

Page 1 of 8

☐ Branch/ATM Deposits

Number	Date Posted	Amount
	12/11	\$25,174.74

☐ Checks Paid

* Gap in sequential check numbers.

Date Paid	Number	Amount	Date Paid	Number	Amount
12/15	6126	\$ 10.00	12/21	6158	75.00
12/28	6131	17.60	12/21	6159	60.00
12/21	6132	1,300.00	12/30	6162	35.00
12/30	6133	112.00	01/04	6176	42.00
01/06	6134	1,578.81	12/15	9758	2,524.56
01/04	6154	386.19	12/28	9766	2,239.66
12/14	6156	54.00			
12/15	6157	61.00			
			Total of 14 Checks Paid		
			\$8,495.82		

☐ Account Activity

Date Posted	Description	Reference Number	Amount
12/15	Deposits and Credits		
	Coast Cadillac DES:Payroll ID:1000143 INDN:Rawson Margaret		
	Co ID:1954711579 PPD Ref:009348004455609		
12/22	Online Banking transfer from Chk 2414 Confirmation# 6346492143		\$2,243.01
12/23	US Treasury 303 DES:SOC SEC ID:XXXX2543a SSA INDN:Dr Rawson		5,000.00
	Co ID:3031036030 PPD Ref:009352007311072		
12/31	Coast Cadillac DES:Payroll ID:1000143 INDN:Rawson Margaret		1,472.00
	Co ID:1954711579 PPD Ref:009364005361842		
01/04	ATM deposit on 01/02.		2,243.06
	Bank of America ATM #ICAD2887 (Card #430661520)	008828	3,000.00
01/04	Online Banking transfer from Chk 2414 Confirmation# 4940149782		100,000.00
	Total Deposits and Credits		\$113,958.07
12/11	Withdrawals, Transfers and Account Fees		
	Purchase on 12/11 (Card #430661520).		
	Kohl's #0604 1234 Seal Beach CA	827562	\$56.05
12/11	Purchase on 12/11 (Card #430661520).		
	Cns Jos. A. Bank Seal Beach CA	522640	484.59
12/11	Capital One Bill Payment		
12/11	CA Tir cash withdrawal from Chk 4515 Banking Ctr West Garden Grove		1,500.00
	#0002347 CA Confirmation# 6257839650		
12/14	Purchase on 12/13 (Card #430661520).		4,400.00
	Cortina Italian M Anaheim CA	006252	11.57
12/14	Purchase on 12/13 (Card #430661520).		
	Walgreen Company Anaheim CA	200166	23.35
12/14	Purchase on 12/12 (Card #430661520).		
	Sou Best Buy #111 Westminster CA	234368	34.78
12/14	Purchase on 12/14 (Card #430661520).		
	Sou Michaels #470 Buena Park CA	992938	39.31
12/14	Check Card Purchase on 12/11 (Card #427440318).		
	Claim Jumper #33 Costa Mesa CA		46.00
	Ref #24493989346207299504854		
12/14	Purchase on 12/11 (Card #430661520).		
	Containerstorecos Costa Mesa CA	851475	50.23
12/14	Check Card Purchase on 12/10 (Card #427440318).		
	Red Robin 599 Cypress CA		56.00
	Ref #24717059345733452558323		
12/14	Purchase on 12/13 (Card #430661520).		
	Costco Whse #0748 Cypress CA	054179	60.22
12/14	Purchase on 12/14 (Card #427440318).		
	Petsmart Inc 1187 Buena Park CA	333004	61.93

Continued on next page

California

Page 2 of 8

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date: January 8, 2010

Account Activity Continued

Date Posted	Description	Reference Number	Amount
Withdrawals, Transfers and Account Fees			
12/14	Check Card Purchase on 12/11 (Card #427440318), Island Cleaners 714-484-1005 CA Ref #24223699347980028595812		68.40
12/14	Check Card Purchase on 12/11 (Card #430661520), Cldwtr Ck 1280-28399 Seal Beach CA Ref #24692169346000604693118		72.99
12/14	Purchase on 12/13 (Card #430661520), Stater Bros #166 Anaheim CA	166468	73.74
12/14	Purchase on 12/12 (Card #430661520), Wal-Mart #5164 Norwalk CA	895741	78.20
12/14	Check Card Purchase on 12/12 (Card #427440318), Pagoda Inn Northridge CA Ref #24653009347900017100201		100.00
12/14	Check Card Purchase on 12/13 (Card #430661520), Stats Floral Supply #6 Seal Beach CA Ref #24492799347118000100556		167.95
12/14	Check Card Purchase on 12/12 (Card #430661520), Cldwtr Ck 1280-28111 Sherman Oaks CA Ref #24692169347000753869377		191.89
12/14	Purchase on 12/13 (Card #427440318), Target T0229 Cypr Cypress CA	324088	260.03
12/14	Online Banking transfer to Sav 0613 Confirmation# 0363638061		
12/15	Check Card Purchase on 12/09 (Card #427440318), Www.Skype.Com Internet LU Ref #74547069349070159915407		24,500.00
	International Transaction Fee		.30
12/15	Check Card Purchase on 12/12 (Card #427440318), Ampco Sherman Oaks Vale Sherman Oaks CA Ref #24418009348348428697909		7.00
12/15	Check Card Purchase on 12/09 (Card #427440318), Www.Skype.Com Internet LU Ref #74547069349070159915407		10.00
12/15	Gevalia Bill Payment		
12/15	Check Card Purchase on 12/13 (Card #427440318), Apro 15 Stanton CA Ref #24427339348120003815200		32.55
12/15	Time Warner Cable Los Angeles CA Bill Payment		46.58
12/15	Capital One Credit Cards Bill Payment		46.95
12/15	Dell Preferred Account Bill Payment		64.80
12/15	Dillard National Bank Bill Payment		1,657.34
12/16	Purchase on 12/16 (Card #430661520), Ralphs 1930 Lakew Long Beach CA	745200	2,000.00
12/17	Purchase on 12/17 (Card #430661520), Macy's 525 3 Westminster CA	061721	241.39
12/17	Capital One Services Bill Payment		189.68
12/18	Purchase on 12/18 (Card #427440318), Shell Service Sta Stanton CA	781193	2,000.00
12/18	Check Card Purchase on 12/17 (Card #430661520), Fol'folica.Com 609-860-8430 NJ Ref #24692169351000410078936		12.99
12/18	Southern California Gas Bill Payment		24.94
12/18	AT&T Bill (sbc-Ca) Bill Payment		29.99
12/18	AT&T Bill (sbc-Ca) Bill Payment		64.36
12/18	GMAC Bill Payment		68.67
12/18	Bank Of America Credit Card Bill Payment		519.73
12/21	Purchase on 12/21 (Card #427440318), The UPS Store #25 Stanton CA	561727	900.00
12/21	Purchase on 12/19 (Card #430661520), Walgreen Company Garden Grove CA	542351	11.92
12/21	Check Card Purchase on 12/19 (Card #427440318), Amc Disney 12 04002127 Anaheim CA Ref #24164079354931360610301		14.76
12/21	Purchase on 12/21 (Card #427440318), Staples, Inc. Cypress CA	188519	25.00
			32.60

Continued on next page

California

Page 3 of 8

138 26

Account Activity Continued

Date Posted	Description	Reference Number	Amount
12/21	Withdrawals, Transfers and Account Fees		
12/21	Check Card Purchase on 12/19 (Card #427440318), Amc Disney 12 04002127 Anaheim CA Ref #24164079354931360609808		35.25
12/21	Purchase on 12/21 (Card #427440318), Hickory Farms #13 Westminster CA	086337	36.54
12/21	Purchase on 12/19 (Card #427440318), Payless Shoesourc Westminster CA	812776	38.04
12/21	Check Card Purchase on 12/19 (Card #427440318), Union 76 13702915 Seal Beach CA Ref #24164079353619754726137		39.41
12/21	Purchase on 12/21 (Card #427440318), Walgreen Company Stanton CA	923061	55.36
12/21	Purchase on 12/20 (Card #427440318), Petsmart Inc 1187 Buena Park CA	315414	59.99
12/21	Check Card Purchase on 12/19 (Card #427440318), Island Cleaners 714-484-1005 CA Ref #24223699354980028595804		66.95
12/21	Purchase on 12/19 (Card #430661520), Cns Bath & Body W Westminster CA	861298	70.47
12/21	Purchase on 12/19 (Card #430661520), Target T1328 Seal Seal Beach CA	187728	109.09
12/21	AT&T Mobility Bill Payment		
12/21	Capital One Services Bill Payment		173.75
12/21	Capital One Bill Payment		2,000.00
12/21	CA Tir cash withdrawal from Chk 4515 Banking Ctr West Garden Grove #0002347 CA Confirmation# 1842343858		2,000.00
12/22	Purchase on 12/22 (Card #427440318), Rebel #2185 Henderson NV	574242	3,000.00
12/22	Check Card Purchase on 12/20 (Card #427440318), Apro 15 Stanton CA Ref #24427339355120003842865		47.35
12/22	Purchase on 12/22 (Card #430661520), Cns Jos Bank Clot Henderson NV	622332	48.50
12/22	Check Card Purchase on 12/20 (Card #430661520), Villeroy & Boch #55 Costa Mesa CA Ref #24761979355274354010551		62.16
12/23	Check Card Purchase on 12/21 (Card #427440318), Katella Deli Los Alamitos CA Ref #24736939356013579757652		200.71
12/23	Purchase on 12/22 (Card #427440318), Walgreen Company Henderson NV	157535	11.35
12/24	Check Card Purchase on 12/22 (Card #427440318), Apro 15 Stanton CA Ref #24427339357120004932192		32.35
12/28	Purchase on 12/28 (Card #427440318), Cns Rite AID Corp Buena Park CA	355970	17.05
12/28	Purchase on 12/25 (Card #427440318), Rebel #2185 Henderson NV	081336	11.52
12/28	Check Card Purchase on 12/26 (Card #430661520), Cldwtr Ck 1280-28108 Mission Viejo CA Ref #24692169361000080245250		23.51
12/28	Purchase on 12/26 (Card #427440318), #06186 Albertsons Anaheim CA	889371	27.15
12/28	Purchase on 12/26 (Card #430661520), Pottery Barn 0441 Mission Viejo CA	593320	29.65
12/28	Purchase on 12/26 (Card #427440318), Shell Service Sta Stanton CA	352243	39.08
12/28	Check Card Purchase on 12/26 (Card #427440318), P.F. Chang's #7800 Mission Viejo CA Ref #24341299361251228011555		44.08
12/28	T-Mobile Bill Payment		74.18
12/28	Check Card Purchase on 12/23 (Card #430661520), Teavana #61 Las Vegas NV Ref #24341299358249357010302		95.12
12/28	Lowe's Consumer Credit Card Bill Payment		110.92
			1,500.00

Continued on next page

California

Page 4 of 8

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date: January 8, 2010

Account Activity Continued

Date Posted	Description	Reference Number	Amount
	Withdrawals, Transfers and Account Fees		
12/28	Macy's Premier Visa Bill Payment		
12/28	Macy's Bill Payment		1,891.96
12/29	Kohls Bill Payment		2,000.00
12/30	Check Card Purchase on 12/29 (Card #427440318).		56.05
	Support.Wildgames.Com 425-497-4646 WA		9.99
	Ref #24492159363027781133007		
12/30	Capital One Credit Cards Bill Payment		
12/31	Purchase on 12/31 (Card #427440318).		29.34
	Walgreen Company Stanton CA	458785	10.69
12/31	General Motors Acceptance Corp Bill Payment		
01/04	Purchase on 01/04 (Card #427440318).		656.07
	Staples, Inc. Cypress CA	304446	8.68
01/04	Check Card Purchase on 01/01 (Card #427440318).		
	The Olive Gard00012203 Cypress CA		36.56
	Ref #2439900002140000179128		
01/04	Check Card Purchase on 01/01 (Card #427440318).		
	Apro 15 Stanton CA		44.24
	Ref #24427330002120003284619		
01/04	Purchase on 01/02 (Card #430661520).		
	Williams-Sonoma 0 Costa Mesa CA	732716	48.90
01/04	Check Card Purchase on 01/02 (Card #427440318).		
	Island Cleaners 714-484-1005 CA		86.85
	Ref #24223690003980028595840		
01/04	Check Card Purchase on 12/31 (Card #427440318).		
	The Original Fish Compa Los Alamitos CA		106.66
	Ref #24275399365900019773500		
01/04	Purchase on 01/02 (Card #430661520).		
	Costco Whse #0748 Cypress CA	495199	196.07
01/04	Southern California Edison Bill Payment		
01/05	Check Card Purchase on 01/04 (Card #430661520).		211.41
	Ver'vt Ctry Ecommerce 802-362-8484 VT		26.90
	Ref #24692160004000141609215		
01/05	Check Card Purchase on 01/03 (Card #427440318).		
	Apro 15 Stanton CA		56.75
	Ref #24427330004120003876461		
01/05	Check Card Purchase on 01/03 (Card #427440318).		
	37signals-Charge.Com 312-239-0165 IL		99.00
	Ref #24425130004578160018662		
01/05	Check Card Purchase on 01/04 (Card #427440318).		
	US Storage Centers-Sta 714-828-6200 CA		156.00
	Ref #24323000004253003020170		
01/05	Wire Type:Wire Out Date:100105 Time:1446 Et Trn:2010010500202238		
	Service Ref:007818 Bnf:Nevada Title Company ID:153790356718 Bnf		
	Bk:U. S. Bank.N.A. ID:121201694 Pmt Det:01100105003971nn Escrow No:		
	10-01-0016-Jd Credit to:Dr And Margaret		
01/05	Processing Fee For Money Trf-CA Trn: 100105-202238		100,000.00
01/07	Directv DES:Payment ID:Xxxxx4484 INDN:Rawson		25.00
	Co ID:9dtvdtv PPD Ref:010006012111269		
01/08	Check Card Purchase on 01/07 (Card #430661520).		85.97
	Professional Stanton CA		31.00
	Ref #24129420007100002178272		
01/08	Check Card Purchase on 01/06 (Card #430661520).		
	Borders Expres01006600 Westminster CA		49.43
	Ref #24164070007288310855860		
01/08	Macy's Bill Payment		
01/08	Jcpenney Consumer Credit Card Bill Payment		500.00
	Total Withdrawals, Transfers and Account Fees		1,746.75
	Interest Paid		\$158,568.58
01/08	Interest Paid from 12/11/09 Through 01/08/10		\$4.94

Continued on next page

California

Page 5 of 8

140

28

☐ **Daily Balance**

Date	Amount	Date	Amount	Date	Amount
12/11	\$ 57,339.07	12/22	18,555.81	01/04	115,028.99
12/14	31,388.48	12/23	19,984.11	01/05	14,665.34
12/15	27,170.41	12/24	19,967.06	01/06	13,086.53
12/16	26,929.02	12/28	11,862.63	01/07	13,000.56
12/17	24,739.34	12/29	11,806.58	01/08	10,678.32
12/18	23,118.66	12/30	11,620.25		
12/21	13,914.53	12/31	13,196.55		

☐ **Overdraft Protection Plan**

Savings Account 00642-00613

Overdraft coverage available \$29,669.90

☐ **Your MyAccess Checking Account**

Account Number [REDACTED] 1910
Statement Period: December 11, 2009
through January 8, 2010

Beginning Balance on 12/11/09	\$205.97
Total Checks, Withdrawals, Transfers, Account Fees	- 160.00
Ending Balance	\$45.97

Number of ATM withdrawals and transfers	2
Number of purchase transactions	2
Number of 24 Hour Customer Service Calls	
Self-Service	0
Assisted	0

☐ **Account Activity**

Date Posted	Description	Reference Number	Amount
12/11	Withdrawals, Transfers and Account Fees		
12/11	Keep The Change Transfer to Acct 0600 For 12/11/09		
12/11	Check Card Purchase on 12/10 (Card #437321177), Nfi*www.Netflix.Com/Cc Netflix.Com CA Ref #24692169344000241707240		\$ 88 15.12
12/14	Keep The Change Transfer to Acct 0600 For 12/14/09		
12/14	Check Card Purchase on 12/13 (Card #437321177), Redbox *dvd Rental 866-733-2693 IL Ref #24692169347000677812743		.76 3.24
12/14	Cash withdrawal on 12/13, Bank of America ATM #INVD5004 (Card #437321177)	005838	40.00
01/04	Cash withdrawal on 01/03, Bank of America ATM #INVD0069 (Card #437321177)	008647	100.00
	Total Withdrawals, Transfers and Account Fees		\$160.00

☐ **Your Regular Savings Account**

Account Number [REDACTED] 0613
Statement Period: December 11, 2009
through January 10, 2010

Beginning Balance on 12/11/09	\$5,198.26
Total Deposits	+ 24,500.00
Interest Paid	+ 1.64
Service Charge	- 5.00
Ending Balance	\$29,694.90

Annual Percentage Yield earned this period	0.10%
--	-------

Continued on next page

California

Page 6 of 8

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date: January 8, 2010

☐ **Important Information About Your Account**

Your account earned \$2.32 in interest this statement period. The Interest Paid shown above reflects interest earned since your last payment date.

Total interest paid to your account in 2009 - \$4.16

☐ **Account Activity**

Date Posted	Description	Reference Number	Amount
12/14	Deposits and Credits Online Banking transfer from Chk 4515 Confirmation# 0363638061		\$24,500.00
12/31	Interest Paid Interest Paid from 12/01/09 Through 12/31/09		\$1.64
12/31	Service Charge The Monthly Service Charge Was Assessed Because Your Account's Minimum Balance During The Month Was \$198.26 on 12-01.		\$5.00

☐ **Your Regular Savings Account**

Account Number: 0600
Statement Period: December 11, 2009
through January 10, 2010

Beginning Balance on 12/11/09	\$2,106.74
Total Deposits	- 3.40
Interest Paid	- .17
Ending Balance	\$2,110.31

Annual Percentage Yield earned this period 0.10%

☐ **Important Information About Your Account**

Your account earned \$.18 in interest this statement period. The Interest Paid shown above reflects interest earned since your last payment date.

Total interest paid to your account in 2009 - \$.50

☐ **Account Activity**

Date Posted	Description	Reference Number	Amount
12/11	Deposits and Credits Keep The Change Credit from Acct 1910 For 12/10/09 (effective dated 12/10/09)		
12/14	Keep The Change Credit from Acct 1910 For 12/11/09 (effective dated 12/11/09)		\$1.76
12/15	Keep The Change Credit from Acct 1910 For 12/14/09 (effective dated 12/14/09)		.88
	Total Deposits and Credits		.76
12/31	Interest Paid Interest Paid from 12/01/09 Through 12/31/09		\$3.40
			\$.17

Continued on next page

California

Page 7 of 8

142 30

MARGARET ALLEN RAWSON
DR RAWSON

Statement Date: January 8, 2010

☐ **ATM Information**

This period, you visited the following ATM locations:

Bank of America's ATM Network

- #ICAD2887 Bank Of America, Garden Grove, CA
- #INVD0069 Bank Of America, Henderson, NV
- #INVD5004 Bank Of America, Las Vegas, NV



Bank of America, N.A.
P.O. Box 25118
Tampa, FL 33622-5118

H
Combined Statement
Page 1 of 10
Statement Period
04-11-13 through 05-10-13
B 06 E A E PA 6
Number of checks enclosed: 0



13318 E01 SCN999 I1 3 0

MARGARET ALLEN RAWSON
8751 DEWEY DR
GARDEN GROVE, CA 92841-1611

Platinum Privileges

Our Online Banking service allows you to check balances, track account activity and more.
With Online Banking you can also view up to 18 months of this statement
online and even turn off delivery of your paper statement.
Enroll at www.bankofamerica.com.

Your Platinum Privileges Statement Summary

Account Name	Account Number	Statement Date	Balance (\$)
Bank Deposit Accounts **			
Interest Checking - Advanta	4515	05-10	909.43
MyAccess Checking	1910	05-10	49.76
Regular Savings	0613	05-10	7,915.27
Regular Savings	0600	05-10	6,172.85

Total Deposit Account Balance \$15,047.31

** Banking products such as checking and savings accounts are offered by Bank of America, N.A., member FDIC. Bank of America credit cards are issued and administered by FIA Card Services, N.A.

Did you know there's an easier way to make deposits?

Now when you get a check, you can securely deposit it right into your account using the App and camera on your smartphone or tablet. There's no planning a trip to the banking center or ATM. It's easy to deposit checks on your schedule. Download the newest Mobile Banking App by texting APP1 to 226526

Deposits not available for immediate withdrawal. Restrictions apply. See Mobile App for details. Wireless fees may apply. For text messages, supported carriers include: Alltel, AT&T, Cellular One, T-Mobile, Virgin Mobile, US Cellular, Verizon Wireless. Text STOP to 226526 to cancel. Text HELP to 226526 for help. Bank of America, N.A. Member FDIC

Pick your cash back deals. BankAmeriDeals® makes it easy.

Online or on your mobile device, check out the BankAmeriDeals offered to you. Choose the deals, make the purchases and the cash back gets put into the Bank of America® checking or savings account you select. Learn more at www.bankofamerica.com/deals or tap the "Deals" icon in Mobile Banking.

Good News! In response to customer feedback we've made some changes to your statements to make them easier to read. Soon you will notice color and graphics to highlight account details and draw attention to notifications and special offers. Over the next few months, a guide will be included with your new statement that will detail the enhancements. Stay tuned!

Military - U.S. Pride 1.800.696.6346 - Customer Service

Interest Checking - Advantage Relationship

Platinum Privileges Relationship Account

MARGARET ALLEN RAWSON

Your Account at a Glance

Account Number	XXXX XXXX 4515
Beginning Balance on 04-11-13	\$ 1,390.32
Deposits and Other Additions	+ 19,495.21
Checks Posted	- 1,924.33
ATM and Debit Card Subtractions	- 4,510.13
Service Charges and Other Fees	- 0.69
Other Subtractions	- 13,540.95
Ending Balance on 05-10-13	\$ 909.43

Annual Percentage Yield Earned this Statement
 Period: 0.01%

Interest Paid Year to Date: \$0.17

Your account has overdraft protection provided by
 Deposit Account number 0000 6420 0613.



MARGARET ALLEN RAWSON

Combined Statement
 Page 3 of 10
 Statement Period 04-11-13 through 05-10-13
 B 06 E A E P A 6
 Number of checks enclosed: 0

Interest Checking - Advantage Relationship Additions

Deposits and Other Additions	Date Posted	Amount(\$)
CheckCard 0410 Amazon Mktplace Pmts Amzn.Com/Billwa 74692163100000151800920	04-11	54.49
Online Banking transfer from Sav 3661 Confirmation# 2677218227	04-12	700.00
BkofAmerica Mobile 04/15 3220207172 Deposit *mobile CA	04-15	3,015.78
BkofAmerica Mobile 04/15 3220210626 Deposit *mobile CA	04-15	329.13
US Treasury 312 Des: Tax Ref ID:XXXXXXXXX IRS Indn:Rawson, D R & Margaret Co ID:3111036170 Ppd	04-17	8,287.00
Online Banking transfer from Chk 0703 Confirmation# 1766800182	04-22	167.66
SSA Treas 310 Des:XXsoc Sec ID:XXXXXXXXXX SSA Indn:Dr Rawson Co ID:9031736026 Ppd	04-24	1,446.00
US Treasury 312 Des: Tax Ref ID:XXXXXXXXX IRS Indn:Rawson, D R & Margaret Co ID:3111036170 Ppd	04-24	265.00
BkofAmerica Mobile 05/01 3222110698 Deposit *mobile CA	05-01	3,015.79
BkofAmerica ATM 05/03 #000007720 Deposit West Garden Grov Garden Grove CA	05-03	2,214.34
Interest Earned	05-10	0.02

Total Deposits and Other Additions \$19,495.21

Interest Checking - Advantage Relationship Subtractions

Check #	Posting Date	Amount(\$)	Check #	Posting Date	Amount(\$)	Check #	Posting Date	Amount(\$)
6471	04-11	155.00	6482	05-03	424.52	6504	05-02	30.00
6480*	04-11	270.39	6502*	05-02	175.00	6506*	05-10	105.00
6481	04-23	755.42	6503	04-29	9.00			

Total Checks Posted \$1,924.33

* Gap in sequential check numbers

ATM and Debit Card Subtractions	Date Posted	Amount(\$)
CheckCard 0410 Amazon Mktplace Pmts Amzn.Com/Billwa 24692163100000273489763	04-11	16.49
CheckCard 0410 Disneyland Tickets 714-781-4554 CA 24210733101154101012966	04-12	87.00
CheckCard 0411 Avangate*iskysoft.Com Amsterdam 74008603101314845421164	04-12	22.95
CheckCard 0411 Amazon Mktplace Pmts Amzn.Com/Billwa 24692163101000617197865	04-12	10.38
CheckCard 0411 Amazon Mktplace Pmts Amzn.Com/Billwa 24692163101000511891894	04-12	10.18
CheckCard 0414 Amazon.com Amzn.Com/Billwa 24692163104000434564765	04-15	172.78
Teavana 053 04/13 #000016673 Purchase 638 Shops Mission Mission Viejo CA	04-15	124.97
Target T0229 04/15 #000114413 Purchase Target T0229 Cypr Cypress CA	04-15	42.86

Interest Checking - Advantage Relationship Subtractions

TM and Debit Card Subtractions - Continued	Date Posted	Amount(\$)
heckCard 0412 Amazon Mktpplace Pmts Amzn.Com/Billwa 24692163102000967724574	04-15	35.91
heckCard 0412 Istock *international 866-478-6251 WA 24692163102000996207673	04-15	23.99
etasmart Inc 2 04/16 #000112183 Purchase 9835 Chapman Aven Garden Grove CA	04-16	45.35
heckCard 0414 Prestige Cosmetics 954-4809202 FL 24639233105900019638197	04-16	29.70
heckCard 0415 G & M Oil #156 Stanton CA 24801973106006000528702	04-17	75.00
martfinal594 04/17 #000714097 Purchase 7050 Katella Blvd Stanton CA	04-17	54.87
heckCard 0416 Apl*apple Itunes Store 866-712-7753 CA 24692163106000176883991	04-17	7.51
heckCard 0415 G & M Oil #156 Stanton CA 24801973106006000528728	04-17	2.30
heckCard 0418 Zap*zappos.Com 800-927-7671 NV 24692163108000855953378	04-18	96.12
heckCard 0416 Kfc C301034 26910349 Stanton CA 24164073107058580487279	04-18	17.28
heckCard 0418 Sof*soft Surroundings 888-4147638 MO 24351783108001125777776	04-19	197.85
other's Marke 04/19 #000508154 Purchase 19770 BEACH Blvd. Huntington B CA	04-19	60.53
heckCard 0417 Caremark Mail 888-892-7227 IL 24445003108100493892562	04-19	20.00
heckCard 0420 Bestbuy.Com 00009944 888-2378289 MN 24399003111503099449936	04-22	609.29
heckCard 0420 Charter Communications 888-438-2427 CA 24692163110000497384467	04-22	167.66
ie Home Depot 04/20 #000988401 Purchase The Home Depot #6 Stanton CA	04-22	91.28
heckCard 0419 Sephora.Com 877-737-4672 CA 24692163109000303966922	04-22	86.29
heckCard 0419 Capones Italian Cucina Huntington Beca 24071053111158120875617	04-22	56.68
heckCard 0418 Essence Nails Los Alamitos CA 24071053109987127180066	04-22	46.00
heckCard 0419 The Beauty Supply Los Alamitos CA 24122473111900019000040	04-22	40.00
heckCard 0421 Amazon.com Amzn.Com/Billwa 24692163111000826007838	04-22	34.49
st Buy #111 04/20 #000005927 Purchase Best Buy #111 Westminster CA	04-22	21.59
heckCard 0420 Panda Express 1297 Dypress CA 24431063111838000049813	04-22	18.53
heckCard 0422 Healthcare Partners Long BEACH CA 24323033113286777900366	04-23	30.00
heckCard 0422 Amazon Mktpplace Pmts Amzn.Com/Billwa 24692163112000319811893	04-23	24.98
heckCard 0423 Amazon Mktpplace Pmts Amzn.Com/Billwa 24692163113000806575596	04-24	35.77
heckCard 0423 Apl*apple Itunes Store 66-712-7753 CA 24692163113000774911245	04-24	5.98

MARGARET ALLEN RAWSON

Combined Statement
Page 5 of 10
Statement Period
04-11-13 through 05-10-13
B 06 E A R PA 6
0177
Number of checks enclosed: 0

Interest Checking - Advantage Relationship Subtractions

ATM and Debit Card Subtractions - Continued

Amount(\$)	Date Posted	
202.28	04-25	Costco Whse #0 04/25 #000378421 Purchase
11.99	04-25	Cypress Center 04/25 #000124662 Purchase
26.60	04-26	6871 Katella Ave Cypress CA
249.00	04-29	CheckCard 0427 Apple Online Store
80.26	04-29	800-678-2775 CA 34692163117000207552216
67.44	04-29	CheckCard 0427 Outback 0667
56.70	04-29	Westernstar CA 24692163117000060694075
25.00	04-30	CheckCard 0428 J. Jill Catalog #3001
30.00	04-30	CheckCard 0428 Adapt A Classroom Real
292.00	05-03	CheckCard 0502 Storage-Stanton
1.98	05-03	Stanton CA 24275398122004541439180
191.69	05-06	CheckCard 0503 Apple iTunes Store
99.00	05-06	CheckCard 0503 Apple Online Store
30.86	05-06	CheckCard 0504 Village Haus - DI
28.24	05-06	CheckCard 0504 French Market - DI
19.58	05-06	Anaheim CA 34210733125154125001286
37.90	05-07	CheckCard 0506 Omaha
2.97	05-08	CheckCard 0507 Apple iTunes Store
148.88	05-09	CheckCard 0508 Direct Service
75.00	05-09	800-347-3368 CA 24692163128000087043540 Recurring
44.00	05-10	G & M Oil #156 05/08 #000162319 Purchase
		8472 Katella Ave Stanton CA
		CheckCard 0508 Essence Nails
		Los Alamitos CA 24071053129987186072663

Total ATM and Debit Card Subtractions \$4,510.13

Interest Checking - Advantage Relationship Subtractions**Service Charges and Other Fees**

	Date Posted	Amount(\$)
CheckCard 0411 Avangate*iskysoft.Com Amsterdam 74008603101314845421164 International Transaction Fee	04-12	0.69

Total Service Charges and Other Fees \$0.69**Other Subtractions**

	Date Posted	Amount(\$)
cp Rewards Credit Card Bill Payment	04-11	75.00
arclays Bank Delaware Bill Payment	04-12	170.00
apital One Bill Payment	04-12	120.00
lacy's Bill Payment	04-15	500.00
ity of Garden Grove Bill Payment	04-15	144.57
lacy's Bill Payment	04-16	275.00
illard National Bank Bill Payment	04-16	200.00
range County Re Des:Newspdelvr ID:015042013040028 Indn: Margaret Rawson Co ID:2951140750 Ppd	04-16	12.96
online Banking transfer to Sav 3661 Confirmation# 0621813089	04-17	1,500.00
AA Financial Services Bill Payment	04-17	1,300.00
ink of America Credit Card Bill Payment	04-17	330.00
arden Grove Sanitary District Bill Payment	04-17	61.38
ohls Bill Payment	04-18	50.00
online Banking transfer to Sav 0600 Confirmation# 1640460025	04-19	4,000.00
apital One Services Bill Payment	04-19	100.00
apital One Credit Cards Bill Payment	04-19	50.00
ink Of America Credit Card Bill Payment	04-22	450.00
acy's Bill Payment	04-22	200.00
uthern California Gas Bill Payment	04-22	28.49
pital One Services Bill Payment	04-24	150.00
rget Bill Payment	04-24	50.00
V&T Mobility Bill Payment	04-26	218.35
we's Consumer Credit Card Bill Payment	04-26	200.00
icy's Bill Payment	04-26	160.00
pital One Bill Payment	04-26	105.00
LA Financial Services Bill Payment	05-01	185.00
uthern California Edison Bill Payment	05-02	219.75
ne Warner Cable Los Angeles CA Bill Payment	05-02	101.85
me Depot Bill Payment	05-03	85.00
pital One Services Bill Payment	05-03	80.00
line Banking payment to Crd 0153 Confirmation# 3069228149	05-06	466.00
ase Credit Cards Bill Payment	05-06	415.00
Capital Retail Bank Bill Payment	05-06	184.00
eral Motors Acceptance Corp Bill Payment	05-07	774.60
cover Des:Phone Pay ID:0929 Indn:Rawson Margaret Co ID:6510020270 Ppd	05-08	209.00
cy's Bill Payment	05-10	170.00
pital One Bill Payment	05-10	120.00
Rewards Credit Card Bill Payment	05-10	80.00

Total Other Subtractions \$13,540.95



MARGARET ALLEN RAWSON

Combined Statement
Page 7 of 10
Statement Period
04-11-13 through 05-10-13
B 06 E A E PA 6
Number of checks enclosed: 0

Daily Balance Summary

Date	Balance(\$)	Date	Balance(\$)	Date	Balance(\$)
Beginning	1,390.32	04-22	1,625.07	05-02	3,080.29
04-11	927.93	04-23	814.67	05-03	4,111.13
04-12	1,206.73	04-24	2,283.92	05-06	2,676.76
04-15	3,506.56	04-25	2,069.65	05-07	1,864.26
04-16	2,943.55	04-26	1,359.70	05-08	1,652.29
04-17	7,899.49	04-29	864.42	05-09	1,428.41
04-18	7,736.09	04-30	801.05	05-10	909.43
04-19	3,307.71	05-01	3,631.84		

MyAccess Checking Platinum Privileges Relationship Account

MARGARET ALLEN RAWSON

Your Account at a Glance

Account Number	XXXX XXXX 1910	
Beginning Balance on 04-11-13	\$ 49.76	Your account has overdraft protection provided by Deposit Account number 0023 4770 3661.
Ending Balance on 05-10-13	\$ 49.76	

Daily Balance Summary

Date	Balance(\$)
Beginning	49.76

**Regular Savings
Platinum Privileges Relationship Account**

MARGARET L RAWSON

Your Account at a Glance

Account Number	XXXX XXXX 0613	
Beginning Balance on 04-11-13	\$ 7,306.21	<i>Annual Percentage Yield Earned this Statement Period: 0.01% Interest Paid Year to Date: \$0.27</i>
Deposits and Other Additions	+ 609.06	
Ending Balance on 05-10-13	\$ 7,915.27	

Regular Savings Additions

Deposits and Other Additions	Date Posted	Amount(\$)
Mobile/Email Transfer Conf# 1b78zp9v8: Rawson, Dr	05-08	609.00
Interest Earned	05-10	0.06
Total Deposits and Other Additions \$609.06		

Daily Balance Summary

Date	Balance(\$)	Date	Balance(\$)	Date	Balance(\$)
Beginning	7,306.21	05-08	7,915.21	05-10	7,915.27

**Regular Savings
Platinum Privileges Relationship Account**

MARGARET ALLEN RAWSON

Your Account at a Glance

Account Number	XXXX XXXX 0600	
Beginning Balance on 04-11-13	\$ 2,172.81	<i>Annual Percentage Yield Earned this Statement Period: 0.01% Interest Paid Year to Date: \$0.08</i>
Deposits and Other Additions	+ 4,000.04	
Ending Balance on 05-10-13	\$ 6,172.85	



MARGARET ALLEN RAWSON

Combined Statement
 Page 9 of 10
 Statement Period
 04-11-13 through 05-10-13
 B 06 E A E PA 6
 Number of checks enclosed: 0

451

017

Regular Savings Additions

Deposits and Other Additions	Date Posted	Amount(\$)
Online Banking transfer from Chk 4515	04-19	4,000.00
Confirmation# 1640460025		
Interest Earned	05-10	0.04

Total Deposits and Other Additions \$4,000.04

Daily Balance Summary

Date	Balance(\$)	Date	Balance(\$)	Date	Balance(\$)
Beginning	2,172.81	04-19	6,172.81	05-10	6,172.85

How To Balance Your Bank of America Account

FIRST, start with your Account Register/Checkbook:

- 1 List your Account Register/Checkbook Balance here
- 2 Subtract any service charges or other deductions not previously recorded that are listed on this statement
- 3 Add any credits not previously recorded that are listed on this statement (for example interest)
- 4 This is your NEW ACCOUNT REGISTER BALANCE

\$ _____
 \$ _____
 \$ _____
 \$ _____

NOW, with your Account Statement:

- 1 List your Statement Ending Balance here
- 2 Add any deposits not shown on this statement

\$ _____
 \$ _____

SUBTOTAL

\$ _____

- 3 List and total all outstanding checks, ATM, Check Card and other electronic withdrawals

Checks, ATM, Check Card, Electronic Withdrawals		Checks, ATM, Check Card, Electronic Withdrawals		Checks, ATM, Check Card, Electronic Withdrawals	
Date/Check #	Amount	Date/Check #	Amount	Date/Check #	Amount
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

\$ _____

- 4 TOTAL OF OUTSTANDING CHECKS, ATM, Check Card and other electronic withdrawals
- 5 Subtract total outstanding checks, ATM, Check Card and other electronic withdrawals from Subtotal

\$ _____

This Balance should match your new Account Register Balance

Upon receipt of your statement, differences, if any, should be reported to the bank promptly, in writing and in accordance with provisions in your deposit agreement

IMPORTANT INFORMATION FOR BANK DEPOSIT ACCOUNTS

Change of Address. Please call us at the telephone number listed on the front of this statement to tell us about a change of address

Deposit Agreement. When you opened your account, you received a deposit agreement and fee schedule and agreed that your account would be governed by the terms of these documents, as we may amend them from time to time. These documents are part of the contract for your deposit account and govern all transactions relating to your account, including all deposits and withdrawals. Copies of both the deposit agreement and fee schedule which contain the current version of the terms and conditions of your account relationship may be obtained at our banking centers

Electronic Transfers: In case of errors or questions about your electronic transfers if you think your statement or receipt is wrong or if you need more information about an electronic transfer (e.g., ATM transactions, direct deposits or withdrawals, point-of-sale transactions) on the statement or receipt, telephone or write us at the address and number listed on the front of this statement as soon as you can. We must hear from you no later than 60 days after we sent you the FIRST statement on which the error or problem appeared

- Tell us your name and account number
- Describe the error or the transfer you are unsure about, and explain as clearly as you can why you believe there is an error or why you need more information
- Tell us the dollar amount of the suspected error

For consumer accounts used primarily for personal, family or household purposes, we will investigate your complaint and will correct any error promptly. If we take more than 10 business days (10 calendar days if you are a Massachusetts customer), 20 business days if you are a new customer, or electronic transfers occurring during the first 30 days after the first deposit is made to your account) to do this, we will recredit your account for the amount you think is in error, so that you will have use of the money during the time it takes us to complete our investigation

For other accounts, we investigate, and if we find we have made an error, we credit your account at the conclusion of our investigation

Reporting Other Problems. You must examine your statement carefully and promptly. You are in the best position to discover errors and unauthorized transactions on your account. If you fail to notify us in writing of suspected problems or unauthorized transactions within the time periods specified in the deposit agreement (which periods are no more than 60 days after we make the statement available to you and in some cases are 30 days or less), we are not liable to you for, and you agree not to make a claim against us for the problems or unauthorized transactions

Direct Deposits. If you have arranged to have direct deposits made to your account at least once every 60 days from the same person or company, you may call us at the telephone number listed on the front of this statement to find out if the deposit was made as scheduled

Bank of America, N.A. Member FDIC and



Equal Housing Lender

EXHIBIT 2

EXHIBIT 2



8 October 2013

Via Facsimile

Robert Thompson, Esq.
KRING & CHUNG, LLP
1050 Indigo Drive, #200
Las Vegas, NV 89145

Re: *Cain et al. v. C4 et al., Ninth Judicial District Court Case No. 11-CV-0296*

Dear Mr. Thompson:

Short of conducting formal discovery regarding Mrs. Rawson's claims, I submit the following requests for documents and information that are directly relevant to the pending claim.

1. For accounts 2414 (and linked accounts) and 4515 (and linked accounts) a list of all deposits, withdrawals and checks for December 2009 and January 2010. Describe the source of the funds for the deposits, and payee on the checks and the relation to Mr. and Mrs. Rawson, Preston or Marvel Jones, or Alfred Cunningham and the purpose of the check. Include all withdrawals, including ATM withdrawals and electronic transfers.

2. For the C4 Wells Fargo account, a list of all deposits, withdrawals and checks for December 2009 and January 2010. Describe the source of the funds for the deposits, the relation of the payee or transferee to the different parties in this case and the purpose of the check or withdrawal. Include all withdrawals, including ATM withdrawals and electronic transfers. I provided the Wells Fargo statement as Exhibit "4" with the information I provided yesterday.

3. Again by reference to Exhibit "4", explain whether the \$1,000,000 that was deposited into C4's Wells Fargo Account in December, 2009 by New Hope Capital/Pete Lazarri (including money deposited from Sun Trust through Anchor Title) was invested in same EKN with Plaintiffs' funds. If it was deposited into a separate account, identify the broker and account number. Explain whether New Hope was repaid, and if so, when and what was the source of funds.

3. Identify the account into which the dividend payments for the CMOs at issue were deposited. Please feel free to ask me with questions.

Sincerely,

MATUSKA LAW OFFICES, LTD.

By:

Michael L. Matuska

cc: Clients

EXHIBIT 3

EXHIBIT 3

RECEIVED

Case No. 11-CV-0296

DEC 11 2013

FILED

Dept. No. II

DOUGLAS COUNTY
DISTRICT COURT CLERK

2013 DEC 11 AM 10:36

LEATHMAN
CLERK

Ms. BIAGGINI, DEPUTY

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual;
JEFFREY CAIN, an individual;
and HELI OPS INTERNATIONAL,
LLC, an Oregon limited
liability company,

Plaintiffs,

vs.

DR RAWSON, an individual; C4
WORLDWIDE, INC., a Nevada
corporation; RICHARD PRICE,
an individual; JOE BAKER, an
individual; MICKEY
SHACKELFORD, an individual;
MICHAEL K. KAVANAGH, an
individual; JEFFREY EDWARDS,
an individual; and DOES 1-10,
inclusive,

Defendants.

ORDER GRANTING MOTION TO
CLARIFY AND TO SET ASIDE
DEFAULT AND SETTING HEARING
FOR FINAL DETERMINATION ON
RAWSON'S CLAIM OF EXEMPTION,
ETC., AND MARGARET RAWSON'S
MOTION TO QUASH SUMMONS ON
JANUARY 2, 2014 AT 10:00 A.M.

THIS MATTER comes before the court at the request of
Plaintiffs, Peggy Cain and Jeffrey Cain and Heli Ops
International, LLC ("Cain") on their Request (Motion) for
Clarification and Final Order, filed October 28, 2013. The
claimant, Margaret Rawson ("Rawson") filed her opposition on
November 4, 2013, and Cain filed a reply thereto on November 1,

1 2013.

2 On November 7, 2013, Margaret filed an *Opposition To and*
3 *Motion to Quash the Summons To Add Her Name to the Current*
4 *Judgment Pursuant to NRS 17.060*. Cain has yet not filed an
5 opposition or otherwise responded (although his non-opposition
6 filed November 25, 2013 briefly addresses the issue). On
7 November 8, 2013, Rawson filed a pleading entitled, *Margaret*
8 *Rawson's Response to Plaintiff's Reply to Opposition to Request*
9 *For Clarification and Final Order.*²

11 On November 14, 2013, Rawson filed a *Renewed Claim for*
12 *Exemption Pursuant to NRS 21.112 and NRS 31.070 and Subsequent*
13 *Motion to Quash Bank Levy Issued by Plaintiff and the Douglas*
14 *County Sheriff*. On that same date, Rawson filed an *Opposition*
15 *to Application for Entry of Default*. On November 19, 2013, Cain
16 filed a *Supplemental Response, et. al.* On November 26, 2013,
17 Margaret faxed a copy of her reply to the court.³ On November
18 27, 2013, Margaret filed her reply with the court.

20 On November 20, 2013, Rawson filed a *Motion to Set Aside*
21 *Default*. On November 25, 2013, Cain filed a *Notice of Non-*
22 *Opposition*.

24 1 Rawson's opposition was served by fax to Cain on October 30,
25 2013 but not filed with the clerk until November 4, 2013, after
the reply was filed.

26 2 This pleading is not properly before the court. See DCR 13.

27 3 Margaret's counsel is cautioned that faxing unfiled pleadings
28 to the court is not recommended and not a substitute for
properly filed and conformed pleadings. Counsel is directed to
comply with applicable court rules. DCR 13, NJDCR 6.

1 The court has considered all the pleadings and evidence
2 submitted by the parties and finds and orders as follows:

3 On October 7, 2013, a hearing was held to consider
4 Rawson's claim for exemption from a judgment entered in this
5 case. At the October 7 hearing, the court made a tentative
6 ruling on Rawson's claim and reset the matter for another
7 hearing on October 14, 2013. On that date, the court
8 considered the evidence presented and entered an Order denying
9 Rawson's claim of exemption without prejudice (October 14
10 Order). Following the filing of Cain's motion, the court
11 entered an Amended Order on October 30, 2013. On October 31,
12 2013, the court entered an Order Vacating Order filed October
13 30, 2013 (Order Vacating October 30 Order). The Order Vacating
14 October 30 Order was entered to give Rawson an opportunity to
15 respond to Cain's earlier motion to clarify.
16

17 On November 7, 2013, a Default was entered against
18 Margaret Rawson.
19

20 The court finds language of the October 14 Order may have
21 been unclear. The court's intent was to enter a final order,
22 yet provide Margaret Rawson additional time to support her
23 claim for exemption (for some, but not all bank accounts) from
24 execution of the judgment entered in this case. However, the
25 additional time period allowed to Rawson was not open-ended. At
26 the time Cain filed his motion on October 28, 2013, no
27 additional evidence had been filed by Rawson supporting her
28 claims. Additional evidence and documentation has now been

1 filed by Rawson and served on Cain's counsel. The court finds
2 the additional evidence should be considered. NJDCR 1.

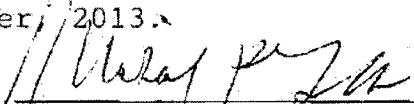
3 The court will make a final determination of Rawson's
4 claim for exemption, etc. (for the bank accounts in dispute),
5 and consider her motion to quash summons at a hearing to be
6 held on **Thursday, January 2, 2014 at 10:00 a.m.** All parties and
7 counsel shall personally appear.
8

9 The court finds Rawson's opposition to Cain's application
10 for entry of default is moot and is therefore DENIED. However,
11 since Cain has no opposition to Margaret's *Motion to Set Aside*
12 *Default*, her motion is GRANTED. Margaret is not required to
13 file a reply.

14 Cain shall file his opposition to Margaret's *Motion to*
15 *Quash Summons* within ten days following the filing of this
16 order. Margaret shall file her reply with the court in
17 compliance with DCR 13(4). Margaret may, but it not required to
18 provide courtesy (conformed) copies of her reply, if any, by
19 mail or messenger. No faxes shall be accepted unless specially
20 requested by the court.
21

22 **IT IS SO ORDERED.**

23 Dated this 11 day of December, 2013.

24 
25 MICHAEL P. GIBBONS
26 DISTRICT JUDGE
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Copies served by mail this 11 day of December, 2013, to:

Michael Matuska, Esq.
937 Mica Drive
Carson City, Nevada 89705

Robert Thompson, Esq.
Kring & Chung, LLP
1050 Indigo Drive, #200
Las Vegas, NV 89415



Vicki Barrett



KRING & CHUNG
ATTORNEYS LLP

1050 Indigo Drive, Suite 200
Las Vegas, NV 89145-8870
Telephone (702) 260-8500
Facsimile (702) 260-8434
www.kringandchung.com

December 20, 2013

VIA FACSIMILE AND FEDERAL EXPRESS

The Honorable Judge Michael P. Gibbons
Ninth Judicial District Court
Department: 11
1616 S. 8th St.
Minden, NV 89423

Re: Peggy Cain, et al. v. D.R. Rawson, et al.
K&C Client(s) D.R. Rawson; Margaret Rawson
K&C File No. 3000 0076
Subject: Request to Appear Telephonically

Dear Judge Gibbons:

Please allow this correspondence to serve as our office's request to appear telephonically for the upcoming hearing on January 2, 2013. I have consulted with my client and she has advised me that she does not wish to testify at the hearing and she would like me to argue the case on the merits telephonically based on the motions filed and the documents submitted to the Court.

Should you have any questions or if you need any additional information from my office, please do not hesitate to contact me at any time. Thank you for your time and consideration in this regard.

Very truly yours,

Kring & Chung, LLP

Robert L. Thompson

(rltompson@kringandchung.com)
RLT/ah

cc: Michael I. Mauskala, Esq. (via Facsimile and U.S. Mail)

F:\000\0076\0076\Judge 302 (Request to Appear Telephonically).docx



KRING&CHUNG
ATTORNEYS L.L.P.

1050 Indigo Drive, Suite 200
Las Vegas, NV 89149-8870
Telephone (702) 260-9500
Facsimile (702) 260-9434
www.kringandchung.com

IMPORTANT NOTICE

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

TO: Judge Michael P. Gibbons FAX NO.: 775-762-9878
DEPARTMENT II

TO: Michael Matuska, Esq. FAX NO.: 775-392-2318
MATUSKA LAW OFFICES

FROM: Robert L. Thompson

DATE: December 20, 2013

K&C FILE NO.: 3000.0076 Cain v. Rawson, et al.

TOTAL NUMBER OF PAGES (including this Cover Page): 2

MESSAGE: Please attached correspondence. Thank you!

If you experience any problems with this transmission, please call Angela Henderson at (702) 260-9500

PLEASE DELIVER THIS TRANSMISSION AS SOON AS POSSIBLE.

F:\00000076\mca\All Counsel Etc.docx

Michael Matuska

From: Gibbons, Michael <mgibbons@douglas.nv.gov>
Sent: Friday, December 20, 2013 5:02 PM
To: 'rthompson@kringandchung.com'; Michael Matuska
Cc: Barrett, Vicki; Neuffer, Joan
Subject: Cain v. Rawson

Dear Counsel:

The court entered an order on Dec. 11, 2013, setting an evidentiary hearing for Jan. 2, 2014 at 10:00 a.m. The court directed all parties and counsel to personally appear.

The court received a letter by fax from Mr. Thompson on Dec. 20, 2013. Mr. Thompson requested that neither he nor his client appear at the hearing. He asked if he could appear by telephone.

The court routinely allows counsel or parties to appear by telephone (or waive an appearance) at non-evidentiary hearings. Such is not the case here. The court allowed for a hearing to accommodate the requests of Mr. Thompson and his client to prove an exemption (among other things). This matter would probably have been submitted for a decision without a hearing if no evidence was going to be offered. *See* NJDCR 6.

Accordingly, unless a party specifically requests a hearing by 4:00 pm. on Dec. 30, 2013, and explains why a hearing is needed, the Jan. 2, 2013 hearing date will be vacated and the matter submitted to the court for a decision. Counsel may of course stipulate to a procedure. *See* NJDCR 1.

Sincerely,

Michael Gibbons
District Judge
Minden, NV 89423
775-782-9951

MATUSKA LAW OFFICES, LTD.
937 MICA DRIVE, SUITE 16A
CARSON CITY, NEVADA 89703
(775) 922-2313

CASE NO.: 11-CV-0296

DEPT. NO.: II

RECEIVED

DEC 23 2013

2013 DEC 23 PM 12:32

DOUGLAS COUNTY

D. GOELZ

This document does not contain personal information of any person.

THE NINTH JUDICIAL DISTRICT COURT OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
liability company.

Plaintiffs.

v.

D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
an individual; MICHAEL K. KAVANAGH,
an individual; JEFFREY EDWARDS,
an individual; and DOES 1 through 10, inclusive,

Defendants.

PLAINTIFFS' HEARING STATEMENT

COME NOW Plaintiffs, PEGGY CAIN, JEFFREY CAIN, and HELI OPS
INTERNATIONAL, LLC, ("Plaintiffs"), by and through their counsel of record, Matuska Law
Offices, Ltd., Michael L. Matuska, and hereby provide this Statement in advance of the hearing
now scheduled for January 2, 2014 at 10:00 a.m.

I. Status of Briefs

Margaret Rawson ("Margaret") filed a *Renewed Claim of Exemption* on November 14,
2013. Plaintiffs immediately prepared a *Response* that provided a detailed breakdown of the
diversion of funds, with bank statements in numbered order. Plaintiffs filed a *Supplemental*

1 *Response* on November 19, 2013 to specifically address *Brooksby v. Nevada State Bank*, 129
2 Nev.Adv.Op. 82 (November 7, 2013). However, upon re-reading the December 11, 2013 *Order*,
3 it appears that the *Response* may not have been filed. Plaintiffs file (or re-file) that *Response*
4 herewith. This should not be viewed as new information, as it contains the same calculations and
5 bank statements provided with Plaintiffs' *Response to Margaret Rawson's Opposition to and*
6 *Motion to Quash the Summons* that was filed on December 10, 2013. Plaintiffs will serve (or re-
7 serve) this *Response* today by U.S. Mail and email to Margaret's counsel.

9 **2. Plaintiffs' Appearance**

10 The request made by Margaret Rawson ("Margaret") to be excused from appearing at the
11 hearing has caused uncertainty with the Plaintiffs and Plaintiffs' counsel. Jeff and Peggy Cain left
12 to spend the Holidays in Hawai'i on December 11th, two (2) days before Plaintiffs' counsel
13 received the written order which commanded all parties to personally attend the hearing on
14 January 2, 2014. They have not testified at any of the proceedings concerning Margaret, and
15 Margaret's counsel clarified that he does not need to call them to testify (See **Exhibit "1"**). It is
16 unclear whether the hearing is proceeding, and whether Jeff and Peggy are expected to be present.

18 **3. Margaret's Appearance**

19 In contrast, Plaintiffs have not been satisfied that Margaret has provided all of the
20 necessary evidence concerning her *Claim of Exemption*. Plaintiffs have repeatedly explained that
21 she still needs to testify and provide evidence on the following issues, and possibly others:
22

23 1. Plaintiffs have documented at least \$299,500 that was diverted into Margaret's
24 account. They have also documented at least one payment from Margaret to her father, Preston
25 Jones. At the original hearing on October 7, 2013, Plaintiffs' counsel explained that they would
26 potentially need extensive discovery to determine all of the financial transactions between
27 Margaret and her father. However, Plaintiffs were able to narrow their targeted discovery
28

1 requests. On October 8th, Plaintiffs' counsel sent Margaret's counsel a letter requesting very
2 specific information, including a description of the transactions into and out of Margaret's
3 accounts for a narrow, two (2) month period (See **Exhibit "2"**). This letter has been attached to
4 every brief Plaintiffs have filed concerning Margaret Rawson. Plaintiffs have never received a
5 response.

6
7 2. It seems doubtful that Margaret can assert a claim of exemption on behalf of her
8 father. The claim must be made by the property owner. NRS 21.120(2). Margaret is making the
9 claim on behalf of her father. This is not allowed. Although she attached a copy of power of a
10 power of attorney as Exhibit "A" to her *Renewed Claim of Exemption*, she failed to discuss the
11 effect of that power of attorney in her points and authorities. Based on the express terms of the
12 power of attorney, it "becomes effective only upon my disability or incapacity . . . if a physician
13 certifies in writing . . . that . . . I am mentally incapable of managing my financial affairs."
14 (Exhibit "A" at page 5). Margaret failed to provide any such letter, and it is doubtful that a letter
15 issued at this time would have any effect on the prior garnishment or claim of exemption. It is
16 also doubtful that any additional information provided at this late date would be received in time
17 for Plaintiffs' counsel to review it before the hearing.

18
19 Based on the foregoing, Plaintiffs cannot agree to excuse Margaret from attending the
20 hearing. If she decides not to attend, she should be considered as refusing to appear and testify
21 and provide the information previously requested. In that event, this Court should (1) invoke the
22 sanctions authorized by NRCP 37; (2) apply the negative inferences and presumptions addressed
23 in *Bass-Davis v. Davis*, 134 P.3d 103, 105, 122 Nev. Adv. Rep. 39 (2006); and (3) treat
24 Margaret's affidavits as hearsay.
25
26
27
28

1 In the event Margaret refuses to attend and testify, there is little benefit to hearing.
2 Plaintiffs will submit the decision of whether to decide the issues on the briefs or allow Margaret's
3 counsel to appear telephonically to the sound discretion of the Court.

4 **4. Proposed Orders**

5 Plaintiffs previously submitted a proposed order clarifying the ruling on the exemptions.
6 Plaintiffs re-submit that proposed orders herewith and will submit a proposed order adding
7 Margaret to the judgment.
8

9 Dated this 23 day of December 2013.

10 MATUSKA LAW OFFICES, LTD.

11 By: 
12

13 MICHAEL L. MATUSKA, SBNS711
14 Attorneys for Plaintiffs
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Matuska Law Offices and that on the 23rd day of December 2013, I served a true and correct copy of the preceding document entitled **HEARING STATEMENT** as follows:

Michael K. Johnson, Esq. Rollston, Henderson, Crabb & Johnson, Ltd. P.O. Box 4848 Stateline NV 89449-4848 Attorney for Defendant Joe Baker	Richard A. Oshinski, Esq. Mark Forsberg, Esq. Scarpello & Huss, Ltd. 600 East William Street, Suite 300 Carson City NV 89701 Attorney for Defendants Richard Price and Mickey Shackelford
Jeffrey Edwards 595 Chivas Court Orange Park FL 33073	Robert Thompson, Esq. Kring & Chung, LLP 1050 Indigo Drive, #200 Las Vegas, NV 89415 Attorney for Margaret Rawson

☒ **BY U.S. MAIL:** I deposited for mailing in the United States mail, with postage fully prepaid, an envelope containing the above-identified document(s) at Carson City, Nevada, in the ordinary course of business.

☐ **BY PERSONAL SERVICE:** I personally delivered the above-identified document(s) by hand delivery to the office(s) of the person(s) named above.

☐ **BY FACSIMILE:**

☐ **BY FEDERAL EXPRESS ONE-DAY DELIVERY.**

☐ **BY MESSENGER SERVICE:** I delivered the above-identified document(s) to Reno-Carson Messenger Service for delivery.



LIZ STERN, ALS

EXHIBIT 1

EXHIBIT 1



Michael L. Matuska, Attorney at Law

December 20, 2013

Via Facsimile

Robert Thompson, Esq.
KRING & CHUNG, LLP
1050 Indigo Drive, #200
Las Vegas, NV 89145

Re: *Cain et al. v. C4 et al., Ninth Judicial District Court Case No. 11-CV-0296*

Dear Mr. Thompson:

Thank you for calling me to confer about your earlier letter requesting a telephonic appearance for the hearing on January 2nd, and requesting permission for Mrs. Rawson not to attend.

As I mentioned, my clients left on December 11th to spend the holidays in Hawai'i. I received the Order directing the parties to appear in person on December 13th. I would like to make the same request on behalf of my clients. You indicated that you did not intend to call them as witnesses to testify at the hearing.

In contrast, I have no objection to your request for a telephonic appearance, and I will not object to Mrs. Rawson's request to be excused from the hearing. However, I expected her to testify. I may ask the court to draw negative inferences and presumptions on issues of fact where no testimony or evidence is presented. *See Buss-Davis v. Davis*, 134 P.3d 103, 105, 122 Nev. Adv. Rep. 39 (2006). There may other issues that the court will have to address, including hearsay objections, burden of proof issues, and prejudice to my clients if she does not testify in support of her claim for exemption.

Please convey my position to the court and let me know when you have a response, hopefully by December 29th.

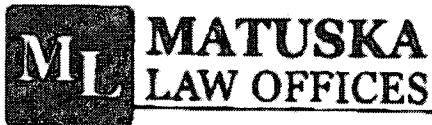
Sincerely,

MATUSKA LAW OFFICES, LTD.

By:


Michael L. Matuska

cc: Clients



Michael L. Matuaka, Attorney at Law

FAX

12/20/2013

From: Liz Stern, ALS
Phone: 775/392-2313
Fax: 775/392-2318

To: Robert Thompson, Esq.
Kring & Chung, LLP
702/260-9434

Comments/Document(s):

No. of Pages (Including Cover Page)

Letter of Today's Date from Michael L. Matuaka.

2

The information contained in this facsimile is confidential and may also be attorney-client privileged. The information is intended only for the use of the individual or entity to who it is addressed. If you are not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, any use, dissemination, distribution, or copying of this communication is strictly prohibited. If you have received the facsimile in error, please notify us by a collect telephone call to (775) 392-2313, and destroy the message.

IF YOU DID NOT RECEIVE ALL PAGES PLEASE CALL Liz Stern AT (775) 392-2313

HP Color LaserJet

Fax Confirmation Report

HP Color LaserJet FAX
775/392-2313
Dec 19, 2013 15:56

Job	Date	Time	Type	Identification	Duration	Pages	Result
108	12/20/2013	15:56:04	Sent	1792260-4134	1:06	2	OK



Michael L. Matuska, Attorney at Law

FAX

12/20/2013

From: M. Stern, Esq.
Phone: 775/392-2313
Fax: 775/392-2313
To: Robert Thompson, Esq.
Craig S. Chung, Esq.
702/380-9484

Comments/Documents(s)

No. of Pages (including Cover Page)

Letter of Today's Date from Attorney: Matuska

2

The information contained in this document is confidential and may also be attorney-client privileged. The information is intended only for the use of the individual or entity to whom it is addressed. If you are not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, you are notified that disclosing, distributing, or copying of this communication is strictly prohibited. If you have received this document in error, please notify us by a return telephone call to 775/392-2313, and destroy the message.

IF YOU DID NOT RECEIVE ALL PAGES PLEASE CALL M. Stern AT 775/392-2313

775/392-2313 Phone
775/392-2313 Fax
matuska@matuskalaw.com

Licensed in Nevada and California

917 Main Street, Suite 204
Carson City, NV 89703
www.matuskalaw.com

EXHIBIT 2

EXHIBIT 2



Michael L. Matuska, Attorney at Law

8 October 2013

Via Facsimile

Robert Thompson, Esq.
KRING & CHUNG, LLP
1050 Indigo Drive, #200
Las Vegas, NV 89145

Re: *Cain et al. v. C4 et al., Ninth Judicial District Court Case No. 11-CV-0296*

Dear Mr. Thompson:

Short of conducting formal discovery regarding Mrs. Rawson's claims, I submit the following requests for documents and information that are directly relevant to the pending claim.

1. For accounts 2414 (and linked accounts) and 4515 (and linked accounts) a list of all deposits, withdrawals and checks for December 2009 and January 2010. Describe the source of the funds for the deposits, and payee on the checks and the relation to Mr. and Mrs. Rawson, Preston or Marvel Jones, or Alfred Cunningham and the purpose of the check. Include all withdrawals, including ATM withdrawals and electronic transfers.
2. For the C4 Wells Fargo account, a list of all deposits, withdrawals and checks for December 2009 and January 2010. Describe the source of the funds for the deposits, the relation of the payee or transferee to the different parties in this case and the purpose of the check or withdrawal. Include all withdrawals, including ATM withdrawals and electronic transfers. I provided the Wells Fargo statement as Exhibit "4" with the information I provided yesterday.
3. Again by reference to Exhibit "4", explain whether the \$1,000,000 that was deposited into C4's Wells Fargo Account in December, 2009 by New Hope Capital/Pete Lazarri (including money deposited from Sun Trust through Anchor Title) was invested in same EKN with Plaintiffs' funds. If it was deposited into a separate account, identify the broker and account number. Explain whether New Hope was repaid, and if so, when and what was the source of funds.
3. Identify the account into which the dividend payments for the CMOs at issue were deposited. Please feel free to ask me with questions.

Sincerely,

MATUSKA LAW OFFICES, LTD.

By:

Michael L. Matuska

cc: Clients

775-392-2313 Phone
775-392-2318 Fax
mlm@matuskalawoffices.com

Licensed in Nevada and California

937 Mica Drive, Suite 16A
Carson City, NV 89705
www.matuskalawoffices.com



Michael L. Matuska, Attorney at Law

FAX

10/8/2013

From: Liz Stern, ALS
Phone: 775/392-2313
Fax: 775/392-2318

To: Robert Thompson, Esq.
Kring & Chung, LLP
702/260-9434

Comments/Document(s):

Letter of Today's Date from Michael L. Matuska.

No. of Pages (Including Cover Page)

2

The information contained in this facsimile is confidential and may also be attorney-client privileged. The information is intended only for the use of the individual or entity to who it is addressed. If you are not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, any use, dissemination, distribution, or copying of this communication is strictly prohibited. If you have received the facsimile in error, please notify us by a collect telephone call to (775) 392-2313, and destroy the message.

IF YOU DID NOT RECEIVE ALL PAGES PLEASE CALL Liz Stern AT (775) 392-2313

HP Color LaserJet

Fax Confirmation Report

HP LASERJET FAX
1753522315
08/08/2013 09:30

Job	Date	Time	Type	Identification	Duration	Pages	Result
624	08/08/2013	09:31:26	send	17022609434	1:15	2	OK



Michael L. Matuska, Attorney at Law

FAX

10/0/2013

From: Mr Stern, ALS
Phone: 775/882-2315
Fax: 775/882-2318
To: Robert Thompson, Esq.
Ernst & Young, LLP
102/260 9434

Comments/Attachments:

Letter of Inquiry's Date John Michael L. Matuska

No. of Pages (including Cover Page)

2

The information contained in this facsimile is confidential and may also be attorney-client privileged. The information is intended only for the use of the individual or entity to whom it is addressed. If you are not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, you are discouraged, distribution or copying of this communication is strictly prohibited. If you have received this facsimile in error, please notify us by a return telephone call to (775) 882-2315, and destroy the message.

IF YOU DID NOT RECEIVE ALL PAGES PLEASE CALL Mr Stern AT (775) 882-2315

775-882-2315 Phone
775-882-2318 Fax
matuskalawoffices.com

Licensed in Nevada and California

912 West Street, Suite 140
Carson City, NV 89703
www.matuskalawoffices.com

1 **STMT**

2 Robert P. Mougin, Bar No. 7104
3 rmougin@kringandchung.com
4 Robert L. Thompson, Bar No. 9920
5 rthompson@kringandchung.com
6 KRING & CHUNG, LLP
7 1050 Indigo Drive, Suite 200
8 Las Vegas, NV 89145-8870
9 Telephone: (702) 260-9500
10 Facsimile: (702) 260-9434

11 Attorneys for Defendant
12 MARGARET. RAWSON

13
14 **THE NINTH JUDICIAL DISTRICT COURT OF NEVADA**
15
16 **IN AND FOR THE COUNTY OF DOUGLAS**
17

18 PEGGY CAIN, an individual; JEFFREY CAIN,
19 an individual; and HELI OPS
20 INTERNATIONAL, LLC, an Oregon limited
21 liability company,

22 Plaintiffs,

23 vs.

24 D.R. RAWSON, an individual; C4
25 WORLDWIDE, INC., a Nevada corporation;
26 RICHARD PRICE, an individual; JOE BAKER,
27 an individual; MICKEY SHACKELFORD, an
28 individual; MICHAEL K. KAVANAGH, an
individual; JEFFREY EDWARDS, an individual;
and DOES 1 through 10, inclusive,

Defendants.

) Case No. 11-CV-0296

) Dept. No. II

) **MARGARET RAWSON'S RESPONSE**
) **TO PLAINTIFF'S HEARING**
) **STATEMENT**

21 COMES NOW Defendant, Margaret Rawson, by and through her counsel of record,
22 KRING & CHUNG, LLP, hereby provides this response to Plaintiff's Statement in reference to the
23 previously schedule hearing date set for January 2, 2014.

24 On December 20, 2014, Mrs. Rawson, through her attorneys, sent a letter to the Court and
25 Plaintiff's counsel to advise them that she did not wish to testify at the hearing on January 2, 2014
26 and requested to be excused from personally appearing and to allow her counsel to appear
27 telephonically. On the evening of December 20, 2013, the Court sent correspondence to both
28



1 parties advising that the hearing was vacated unless a party requests a hearing and explains why it
2 is needed.

3 Mrs. Rawson previously testified at her original exemption hearing on October 7, 2013. At
4 that hearing, her exemption claim was initially denied without prejudice and she was given time to
5 produce additional documentation for the three bank accounts belonging to her father to support her
6 claim that they were irrelevant to the previous lawsuit between Plaintiff and Margaret's husband,
7 DR Rawson. Mrs. Rawson has subsequently provided the supporting documentation which was
8 attached to her Renewed Claim for Exemption. See *Margaret Rawson's Renewed Claim for*
9 *Exemption* dated November 14, 2013. Those documents clearly showed that the accounts in
10 question were the property of Mrs. Rawson's father, Preston Jones, and they further showed that
11 there were no transactions at all made to or from the accounts from C-4 Worldwide Corporation,
12 DR Rawson, or Margaret Rawson. The accounts belong solely to Preston Jones and there was
13 never any comingling of the funds for these accounts which was previously alleged by Plaintiff.

14 Additionally, Mrs. Rawson submitted to the Court the recent decision in *Brooksby v.*
15 *Nevada State Bank*, 129 Nev. Adv. Op. 82 (November 7, 2013). The decision clearly supports
16 Mrs. Rawson's exemption claim that a judgment creditor may not garnish funds from a joint bank
17 account if the funds are solely owned by the non-debtor, which in this case involves her father,
18 Preston Jones. Mrs. Rawson requested that this recent decision be taken into consideration by this
19 Court when deciding her renewed claim for exemption on legal grounds.

20 Finally, Mrs. Rawson has standing to bring this claim on behalf of her father. She
21 previously testified under oath at the October 7, 2013 hearing that she had the power of attorney for
22 her father and she explained the reasons why it took effect. Plaintiff's counsel was present and had
23 the opportunity to cross examine her. The power of attorney is effective and gives Mrs. Rawson
24 standing to assert this claim on behalf of her father since the funds at issue are his property.

25 ///

26 ///

27 ///

28 ///



1 CONCLUSION

2 Based on the foregoing, Mrs. Rawson hereby requests that the Court consider her Renewed
3 Claim for Exemption based on the legal arguments submitted in her motion as well as the exhibits
4 that were attached, her testimony from October 7, 2013, and the supplemental briefs that have been
5 submitted to the Court in support of her motion. Mrs. Rawson further requests that the hearing
6 scheduled for January 2, 2013 remain vacated pursuant to the correspondence from the Court on
7 December 20, 2013 and that Plaintiff's request for sanctions be denied.

8 Dated: December 24, 2013

KRING & CHUNG, LLP

9
10 By: 

11 Robert P. Mougin
12 Nevada State Bar No. 7104
13 Robert L. Thompson
14 Nevada State Bar No. 9920
15 Attorneys for Defendant
16 MARGARET RAWSON
17
18
19
20
21
22
23
24
25
26
27
28



1 **CERTIFICATE OF SERVICE**

2 STATE OF NEVADA, COUNTY OF CLARK

3 I, the undersigned, am employed in the County of Clark, State of Nevada. I am over the age
4 of eighteen (18) years and not a party to the within action. My business address is 1050 Indigo
Drive, Suite 200, Las Vegas, NV 89145-8870.

5 On December 24, 2013, I served true copies of the foregoing document(s) described as
6 **MARGARET RAWSON'S RESPONSE TO PLAINTIFF'S HEARING STATEMENT** on the
interested parties in this action, addressed as follows:

7 **SEE ATTACHED SERVICE LIST**

8 ☒ BY U.S. MAIL: The documents were placed in sealed, addressed envelopes on the above
9 date and placed for collection and mailing at my place of business. I am "readily familiar"
10 with the firm's practice of collecting and processing correspondence for mailing. Under
11 that practice, it would be deposited with the U.S. Postal Service on that same day with
postage thereon fully prepaid at Las Vegas, Nevada in the ordinary course of business. I am
aware that on motion of the party served, service is presumed invalid if postal cancellation
date or postage meter date is more than one day after date of deposit for mailing in affidavit.

12 ☒ BY OVERNIGHT DELIVERY: The documents were placed in sealed, addressed
13 packaging for overnight delivery on this date in the ordinary course of business, with all
14 charges to be paid by my employer, to be deposited in a facility regularly maintained by the
overnight delivery carrier, or delivered to a courier or driver authorized by the overnight
delivery carrier to receive such packages.

15 I declare under penalty of perjury under the laws of the State of Nevada that the foregoing
16 is true and correct.

17 Executed on December 24, 2013, at Las Vegas, Nevada.

18 
19 ANGELA HENDERSON



CAIN V. RAWSON; 11-CV-0296

K&C CLIENT: D.R. RAWSON
CLIENT NO.: 3000.0076

SERVICE LIST

Counsel of Record	Phone/Fax Nos.	Party(ies) Represented
<i>Via U.S. Mail</i> Michael L. Matuska, Esq. Matuska Law Offices, Ltd. 937 Mica Dr., #16A Carson City, NV 89702	T: 775-392-2313 F: 775-392-2318 mlm@matuskalawoffices.com	Plaintiffs
<i>Via U.S. Mail</i> Douglas County Sheriff P.O. Box 218 Minden NV, 89423	T: 775-782-9935	
<i>Via U.S. Mail</i> Bank of America Legal Order Processing P.O. Box 3609 Los Angeles, CA 90051		
<i>Via Federal Express</i> Ninth Judicial District Court Department II P.O. Box 218 1616 S. 8 th St. Minden, NV 89423	T: 775-782-9951 F: 775-782-9978	



1 CASE NO.: 11-CV-0296

2 DEPT. NO.: II

RECEIVED

2014 JAN 15 PM 3:14

JAN 15 2014

3 This document does not contain personal information of any person.

DOUGLAS COUNTY
DISTRICT COURT CLERK

C. D. GOELZ
CLERK

4 THE NINTH JUDICIAL DISTRICT COURT OF NEVADA

5 IN AND FOR THE COUNTY OF DOUGLAS

6
7
8
9 PEGGY CAIN, an individual; JEFFREY CAIN,
10 an individual; and HELI OPS
11 INTERNATIONAL, LLC, an Oregon limited
12 liability company.

13 Plaintiffs.

14 v.

15 D.R. RAWSON, an individual;
16 C4 WORLDWIDE, INC., a Nevada corporation;
17 RICHARD PRICE, an individual; JOE BAKER,
18 an individual; MICKEY SHACKELFORD,
19 an individual; MICHAEL K. KAVANAGH,
20 an individual; JEFFREY EDWARDS,
21 an individual; and DOES 1 through 10, inclusive.

22 Defendants.

23 **SUPPLEMENTAL RESPONSE TO**
24 **MARGARET RAWSON'S OPPOSITION**
25 **TO AND MOTION TO QUASH THE**
26 **SUMMONS**

27
28
29 COME NOW Plaintiffs, PEGGY CAIN, JEFFREY CAIN, and HELI OPS
30 INTERNATIONAL, LLC, ("Plaintiffs"), by and through their counsel of record, Matuska Law
31 Offices, Ltd., Michael L. Matuska, and hereby provide **Exhibits "1" and "2"** attached hereto as a
32 *Supplemental Response to Margaret Rawson's Opposition to and Motion to Quash the Summons*
33 *to Add Her Name to the Current Judgment Pursuant to NRS 17.060 ("Opposition").*
34 These documents were previously produced by the Defendants and show that Margaret Rawson
35 personally executed the corporate resolutions as Treasurer of C4 in November 2009 and
36 October 2010 pertaining to the Plaintiffs' investment and the opening of the brokerage accounts,

1 first at EKN/Legent and then at Penson Financial Services. These exhibits are being offered to
2 rebut Margaret's affidavit wherein she testified under oath that:

3 "3. My brief listing as a Director was prior to April of 2009 . . .

4
5
6 7. While serving in the capacity as Treasurer of the company I did not attend
7 any meetings with the board of directors, or any other officers and/or
8 employees of C4 Worldwide, Inc.

9 8. In my capacity as Treasurer of the company, I did not handle any financial
10 transactions on behalf of C4 Worldwide . . ."

11 **Exhibits "1" and "2"** are in addition to the exhibits previously submitted with the
12 September 25, 2013 *Response to Claim of Exemption and Request for Issuance of Summons*,
13 including records from the Nevada Secretary of State which show that Margaret was the Treasurer
14 of C4 when the Plaintiffs' funds were diverted in December 2009 and January 2010 and continued
15 to serve as the Treasurer after that time. A copy of those records are provided again herewith as
16

17 **Exhibit "3."**

18 Based on the foregoing documents, the statements contained in Margaret's affidavit are
19 knowingly false and misleading. Plaintiffs' counsel would have confronted Margaret with these
20 exhibits, and others, at a hearing.

21 Dated this 4th day of January 2014.

22
23 MATUSKA LAW OFFICES, LTD.

24
25 By: 

26 MICHAEL L. MATUSKA, SBN 5711
27 Attorneys for Plaintiffs
28

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Matuska Law Offices and that on the 15th day of January 2014, I served a true and correct copy of the preceding document entitled **SUPPLEMENTAL RESPONSE TO MARGARET RAWSON'S OPPOSITION TO AND MOTION TO QUASH THE SUMMONS** as follows:

Michael K. Johnson, Esq. Rollston, Henderson, Crabb & Johnson, Ltd. P.O. Box 4848 Stateline NV 89449-4848 Attorney for Defendant Joe Baker	Richard A. Oshinski, Esq. Mark Forsberg, Esq. Scarpello & Huss, Ltd. 600 East William Street, Suite 300 Carson City NV 89701 Attorney for Defendants Richard Price and Mickey Shackelford
Jeffrey Edwards 595 Chivas Court Orange Park FL 33073	Robert Thompson, Esq. Kring & Chung, LLP 1050 Indigo Drive, #200 Las Vegas, NV 89415 Attorney for Margaret Rawson

☒ **BY U.S. MAIL:** I deposited for mailing in the United States mail, with postage fully prepaid, an envelope containing the above-identified document(s) at Carson City, Nevada, in the ordinary course of business.

☐ **BY PERSONAL SERVICE:** I personally delivered the above-identified document(s) by hand delivery to the office(s) of the person(s) named above.

☐ **BY FACSIMILE:**

☐ **BY FEDERAL EXPRESS ONE-DAY DELIVERY.**

☐ **BY MESSENGER SERVICE:** I delivered the above-identified document(s) to Reno-Carson Messenger Service for delivery.


LIZ STERN, ALS

EXHIBIT 1

EXHIBIT 1




Account Number _____

Corporate Resolution


I, Richard Price, in my official capacity as Secretary of C4 WorldWide, Inc., a corporation duly organized under the laws of the State of California, hereby certify that the following is a true copy of a resolution duly and regularly adopted by the board of directors of said corporation at the meeting held on this 25 day of November, 2006, at which a quorum for the transaction of business was present and acting, and is still in full force and effect, and appears in the minutes of the meeting:

RESOLVED, that the President, Vice President and Treasurer of this corporation, or any one of such officers named below, are hereby fully authorized and empowered to open a brokerage account, transfer, endorse, sell, assign, set over and deliver any and all securities (including short sales) now or hereafter standing in the name of or owned by this corporation, to purchase securities on margin or otherwise, including the purchase and sale of options, and to make, execute, and deliver under the Resolution of this corporation any and all written instruments necessary or proper to effectuate the authority hereby conferred.

I am the sole Officer

	Signature Name <u>DR Rawson</u>
556-62-2543	Date of Birth (mm/dd/yyyy) <u>09/23/1946</u>
Address <u>110 Square - 8751 Dewey Drive, Garden Grove, CA</u>	Telephone Number <u>+714 876 6136</u>
	Signature Name <u>Jeffrey Edwards</u>
264-31-2172	Date of Birth (mm/dd/yyyy) <u>07/31/57</u>
Address <u>110 Square - 8751 Dewey Drive, Garden Grove, CA</u>	Telephone Number <u>+714 876 6136</u>
	Signature Name <u>Margaret Rawson</u>
555-06-9233	Date of Birth (mm/dd/yyyy) <u>1-26-1958</u>
Address <u>110 Square - 8751 Dewey Drive, Garden Grove, CA</u>	Telephone Number <u>+714 876 6136</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said corporation this 25 day of November, 2006.

	Signature Name <u>Richard Price</u>
---	--

CORPORATE SEAL

Please Note: Legent and or your broker will verify information provided on this form through a third-party vendor in accordance with the USA Patriot Act.

EXHIBIT 2

EXHIBIT 2

**PENSON FINANCIAL SERVICES, INCORPORATED
AND/OR BROKER DEALERS FOR WHICH IT CLEARS**

**CORPORATE ACCOUNT
(AUTHORIZING TRADING IN SECURITIES FUTURES AND COMMODITIES
AND PERMITTING MARGIN TRANSACTIONS, OPTIONS AND SHORT SALES)**

I, Richard Price, being the Secretary of C4 WorldWide, Inc. hereby certify that the annexed resolutions were duly adopted at a meeting of the Board of said Corporation, duly held on the 18th day of Oct. 2010 at which a quorum of said Board of Directors was present and acting throughout, the following resolution, upon motions made, seconded and carried, was duly adopted and is now in full force and effect.

RESOLVED, That the President, Vice President, Treasurer, or Chairman & CEO, or any one of such officers, be and are each hereby fully authorized and empowered for an on behalf of this Corporation to establish one or more accounts which may be margin accounts in order to purchase, invest in, acquire, sell (including short sales), assign, transfer, or otherwise dispose of any and all types and kinds of securities including but not limited to stocks, bonds, debentures, notes, rights, options, warrants, certificates of every kind and nature whatsoever, securities futures and commodities (collectively, "securities") and to enter into agreements, contracts and arrangements with respect to such security transactions whether or with securities related individuals or agents; to execute, sign or endorse on behalf of and in the same agreements and to affix the corporate seal on same. Notwithstanding the foregoing, you are authorized in your discretion to require action by any combination of corporate officers with respect to any matter concerning the corporate account, including but not limited to the giving or cancellation of orders and the withdrawal of money, securities, futures or commodities.

I further certify that the authority thereby conferred is not inconsistent with the Charter or Bylaws of this Corporation, and the following is a true and correct list of officers of this corporation as of the present date:

President:	Name: <u>DR Rawson</u>		Signature: <u>[Signature]</u>	
	SSN, Fed ID, Cedula, NIT# <u>556-62-2543</u>		ID # <u>436569170</u>	
	ID Type: <u>Passport</u>	Expiration Date: <u>24 Jan 2018</u>	Issued By: <u>USA</u>	Issue Date: <u>25 Jan 2008</u>
Vice President:	Name: <u>Richard Price</u>		Signature: <u>Richard M. Price</u>	
	SSN, Fed ID, Cedula, NIT# <u>455-66-2984</u>		ID # <u>474883686</u>	
	ID Type: <u>Passport</u>	Expiration Date: <u>04 Oct. 2020</u>	Issued By: <u>USA</u>	Issue Date: <u>05 Oct 2010</u>
Treasurer:	Name: <u>Margaret Rawson</u>		Signature: <u>[Signature]</u>	
	SSN, Fed ID, Cedula, NIT# <u>555-06-9233</u>		ID # <u>466538610</u>	
	ID Type: <u>Passport</u>	Expiration Date: <u>1 Mar 2020</u>	Issued By: <u>USA</u>	Issue Date: <u>2 Mar 2010</u>
Secretary:	Name: <u>Richard Price</u>		Signature: <u>Richard M. Price</u>	
	SSN, Fed ID, Cedula, NIT# <u>455-66-2984</u>		ID # <u>474883686</u>	
	ID Type: <u>Passport</u>	Expiration Date: <u>04 Oct 2020</u>	Issued By: <u>USA</u>	Issue Date: <u>05 Oct 2010</u>

I certify that I am the sole officer and sole director of the aforementioned corporation: _____

Revised 6/2006

You may rely upon any certification given in accordance with these resolutions, as continuing fully effective unless and until you receive due written notice of a change in or the rescission of the authority so evidenced herein. In the event of any change in the officer or powers of persons hereby empowered, the Secretary shall certify such changes to you in writing, which notification, when received, shall be adequate both to terminate the powers of the persons therefore authorized, and to empower the person thereby substituted

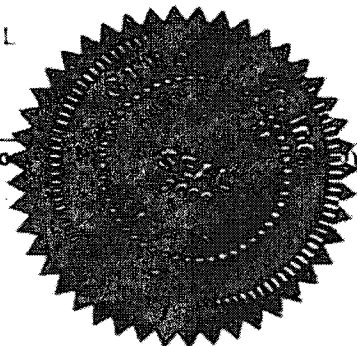
The Corporation is formed to engage in the business of Financial Services and represents that it is not a commodity pool operator. The Corporation is incorporated in Nevada and has its principal place of business in Henderson, NV
Name of Jurisdiction

As defined in Section 5318(j) of Title 31 United States Code, the Corporation is a shell bank: YES ☐ NO ☒ ; or a business offering services to a shell bank: YES ☐ NO ☒ ; or a foreign bank: YES ☐ NO ☒ .
If so please complete and return the Certification Regarding Correspondents Accounts.

IN WITNESS WHEREOF I have hereunto affixed my hand this 18th day of October, 20__

SEAL

(If no



Richard M. Price
Secretary (or officer authorized to act)

EXHIBIT 3

EXHIBIT 3

(PROFIT) INITIAL LIST OF OFFICERS, DIRECTORS AND REGISTERED AGENT OF

CA WORLDWIDE, INC.

FILE NUMBER

E0232062009-9

(Name of Corporation)

FOR THE FILING PERIOD OF 4/2009

TO 4/2010

The corporation's duly appointed registered agent in the State of Nevada upon whom process can be served is:

INCORP SERVICES, INC. (Commercial Registered Agent)
375 N STEPHANIE ST STE 1411
HENDERSON, NV 89014-8909 USA

☐ CHECK BOX IF YOU REQUIRE A FORM TO UPDATE YOUR REGISTERED AGENT INFORMATION

Filed in the office of


Ross Miller
Secretary of State
State of Nevada

Document Number

20090387524-10

Filing Date and Time

05/04/2009 2:11 PM

Entity Number

E0232062009-9

(This document was filed electronically.)

THE ABOVE SPACE IS FOR OFFICE USE ONLY

Important: Read instructions before completing and returning this form.

1. Print or type names and addresses either residence or business, for all officers and directors. A President, Secretary, Treasurer, or equivalent of and all Directors must be named. Have an officer sign the form. **FORM WILL BE RETURNED IF UNSIGNED.**
2. If there are additional directors attach a list of them to this form.
3. Return the completed form with the \$125.00 filing fee. A \$75.00 penalty must be added for failure to file this form by the last day of first month following the incorporation/initial registration with this office.
4. Make your check payable to the Secretary of State. Your cancelled check will constitute a certificate to transact business per NRS 78.155. To receive a certified copy, enclose an additional \$30.00 and appropriate instructions.
5. Return the completed form to: Secretary of State, 202 North Carson Street, Carson City, NV 89701-4201, (775) 884-5708.
6. Form must be in the possession of the Secretary of State on or before the last day of the first month following the incorporation/initial registration date. (Postmark date is not accepted as receipt date.) Forms received after due date will be returned for additional fees and penalties.

REGISTRATION FEE \$125.00 LATE PENALTY \$75.00

CHECK ONLY IF APPLICABLE

- ☐ This corporation is a publicly traded corporation. The Central Index Key number is: _____
- ☐ This publicly traded corporation is not required to have a Central Index Key number.

NAME Cynthia Cardenas		TITLE(S) PRESIDENT (OR EQUIVALENT OF)	
ADDRESS 375 N. Stephanie St. - Suite 1411, USA	CITY Henderson	ST NV	ZIP 89014-8909
NAME Richard Price		TITLE(S) SECRETARY (OR EQUIVALENT OF)	
ADDRESS 375 N. Stephanie St. - Suite 1411, USA	CITY Henderson	ST NV	ZIP 89014-8909
NAME Margaret Rawson		TITLE(S) TREASURER (OR EQUIVALENT OF)	
ADDRESS 375 N. Stephanie St. - Suite 1411, USA	CITY Henderson	ST NV	ZIP 89014-8909
NAME Cynthia Cardenas		TITLE(S) DIRECTOR	
ADDRESS 375 N. Stephanie St. - Suite 1411, USA	CITY Henderson	ST NV	ZIP 89014-8909

I declare to the best of my knowledge under penalty of perjury that the above mentioned entity has complied with the provisions of NRS 93A.780 and acknowledge that pursuant to NRS 93A.320 it is a category C entity to knowingly offer any false or forged documents for filing in the Office of the Secretary of State.

X Signature of Officer: Richard Price

Title: Director

Date: 5/4/2009 2:10:39 PM

Nevada, Secretary of State Ross Miller, LARS PROFORM 1008
Revised 03/01/09

(PROFIT) INITIAL LIST OF OFFICERS, DIRECTORS AND REGISTERED AGENTS OF

FILE NUMBER

C4 WORLDWIDE, INC

E0232062009-9

NAME DR Rawson	TITLE(S) DIRECTOR		
ADDRESS 375 N. Stephanie St. - Suite 1411 , USA	CITY Henderson	ST NV	ZIP 89014-8909
NAME Richard Price	TITLE(S) DIRECTOR		
ADDRESS 375 N. Stephanie St. - Suite 1411 , USA	CITY Henderson	ST NV	ZIP 89014-8909
NAME Margaret Rawson	TITLE(S) DIRECTOR		
ADDRESS 375 N. Stephanie St. - Suite 1411 , USA	CITY Henderson	ST NV	ZIP 89014-8909
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP

**(PROFIT) ANNUAL LIST OF OFFICERS, DIRECTORS AND REGISTERED AGENT AND
STATE BUSINESS LICENSE APPLICATION OF:**

C4 WORLDWIDE, INC

NAME OF CORPORATION

FILE NUMBER

E0232062009-9

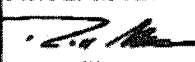
FOR THE FILING PERIOD OF 4/2010 TO 4/2011

"YOU MAY FILE THIS FORM ONLINE AT www.nvsos.gov"

The entity's duly appointed registered agent in the State of Nevada upon whom process can be served is

INCORP SERVICES, INC. (Commercial Registered Agent)
375 N STEPHANIE ST STE 1411
HENDERSON, NV 89014-8909 USA

A FORM TO CHANGE REGISTERED AGENT INFORMATION IS FOUND AT: www.nvsos.gov

 Ross Miller Secretary of State State of Nevada	Filed in the office of	Document Number
		20100274885-17
		Filing Date and Time
		04/26/2010 6:52 PM
	Entity Number	E0232062009-9

USE BLACK INK ONLY - DO NOT HIGHLIGHT

☐ Return one file stamped copy. (If filing not accompanied by order instructions, file stamped copy will be sent to registered agent.)

IMPORTANT: Read instructions before completing and returning this form.

- Print or type names and addresses, either residence or business, for all officers and directors. A President, Secretary, Treasurer, or equivalent of and all Directors must be named. There must be at least one director. An Officer must sign the form. **FORM WILL BE RETURNED IF UNSIGNED.**
- If there are additional officers, attach a list of them to this form.
- Return the complete form with the filing fee. Annual list fee is based upon the current total authorized stock as explained in the Annual List Fee Schedule For Profit Corporations. A \$75.00 penalty must be added for failure to file this form by the deadline. An annual list received more than 90 days before its due date shall be deemed an amended list for the previous year.
- State business license fee is \$200.00. Effective 2/1/2010, \$100.00 must be added for failure to file form by deadline.
- Make your check payable to the Secretary of State.
- Ordering Copies:** If requested above, one file stamped copy will be returned at no additional charge. To receive a certified copy, enclose an additional \$30.00 per certification. A copy fee of \$2.00 per page is required for each additional copy generated when ordering 2 or more file stamped or certified copies. Appropriate instructions must accompany your order.
- Return the completed form to: Secretary of State, 202 North Carson Street, Carson City, Nevada 89701-4201, (775) 684-5708.
- Form must be in the possession of the Secretary of State on or before the last day of the month in which it is due. (Postmark date is not accepted as receipt date.) Forms received after due date will be returned for additional fees and penalties. Failure to include annual list and business license fees will result in rejection of filing.

CHECK ONLY IF APPLICABLE		Section 7(2) Exemption Codes	
<input type="checkbox"/>	Pursuant to NRS, this corporation is exempt from the business license fee. Exemption code:	001 - Governmental Entity	
<input checked="" type="checkbox"/>	Month and year your State Business License expires: 04 2010	002 - 501(c) Nonprofit Entity	
<input type="checkbox"/>	This corporation is a publicly traded corporation. The Central Index Key number is:	003 - Home-based Business	
<input type="checkbox"/>	This publicly traded corporation is not required to have a Central Index Key number.	004 - Natural Person with 4 or less rental dwelling units	
		005 - Motion Picture Company	
		006 - NRS 680B.020 Insurance Co.	

NAME DR Rawson	TITLE(S) PRESIDENT (OR EQUIVALENT OF)
ADDRESS 375 N. Stephanie St. - Suite 1411, USA	CITY Henderson
	STATE NV
	ZIP CODE 89014-8909

NAME Richard Price	TITLE(S) SECRETARY (OR EQUIVALENT OF)
ADDRESS 375 N. Stephanie St. - Suite 1411, USA	CITY Henderson
	STATE NV
	ZIP CODE 89014-8909

NAME Margaret Rawson	TITLE(S) TREASURER (OR EQUIVALENT OF)
ADDRESS 375 N. Stephanie St. - Suite 1411, USA	CITY Henderson
	STATE NV
	ZIP CODE 89014-8909

NAME DR Rawson	TITLE(S) DIRECTOR
ADDRESS 375 N. Stephanie St. - Suite 1411, USA	CITY Henderson
	STATE NV
	ZIP CODE 89014-8909

I declare, to the best of my knowledge under penalty of perjury, that the above mentioned entity has complied with the provisions of sections 6 to 18 of AB 146 of the 2009 session of the Nevada Legislature and acknowledge that pursuant to NRS 239.330, it is a category C felony to knowingly offer any false or forged instrument for filing in the Office of the Secretary of State.

DR Rawson

X

Title

President

Date

4/26/2010 6:53:31 PM

Signature of Officer

Nevada Secretary of State Annual List Profit
Revised: 8-5-09

(PROFIT) ANNUAL LIST OF OFFICERS, DIRECTORS AND REGISTERED AGENTS OF

FILE NUMBER

C4 WORLDWIDE, INC

E0232062009-9

NAME Richard Price	TITLE(S) DIRECTOR		
ADDRESS 375 N. Stephanie St. - Suite 1411 , USA	CITY Henderson	ST NV	ZIP 89014-8909
NAME Margaret Rawson	TITLE(S) DIRECTOR		
ADDRESS 375 N. Stephanie St. - Suite 1411 , USA	CITY Henderson	ST NV	ZIP 89014-8909
NAME DR Rawson	TITLE(S) DIRECTOR		
ADDRESS 375 N. Stephanie St. - Suite 1411 , USA	CITY Henderson	ST NV	ZIP 89014-8909
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP
NAME	TITLE(S)		
ADDRESS	CITY	ST	ZIP

(PROFIT) ANNUAL LIST OF OFFICERS, DIRECTORS AND REGISTERED AGENT AND
STATE BUSINESS LICENSE APPLICATION OF:

FILE NUMBER

CA WORLDWIDE, INC

E0232062009-9

NAME OF CORPORATION


FOR THE FILING PERIOD OF 4/2011 TO 4/2012

****YOU MAY FILE THIS FORM ONLINE AT www.nvsos.gov****

The entity's duly appointed registered agent in the State of Nevada upon whom process can be served is:

INCORP SERVICES, INC. (Commercial Registered Agent)
2360 CORPORATE CIRCLE STE 400
HENDERSON, NV 89074-7722 USA

A FORM TO CHANGE REGISTERED AGENT INFORMATION IS FOUND AT: www.nvsos.gov

Filed in the office of  Ross Miller Secretary of State State of Nevada	Document Number 20110306848-73
	Filing Date and Time 04/26/2011 7:24 AM
	Entity Number E0232062009-9

110101

USE BLACK INK ONLY - DO NOT HIGHLIGHT

☐ Return one file stamped copy. (If filing not accompanied by order instructions, file stamped copy will be sent to registered agent.)

IMPORTANT: Read instructions before completing and returning this form.

- Print or type names and addresses, either residence or business, for all officers and directors. A President, Secretary, Treasurer, or equivalent of and all Directors must be named. There must be at least one director. An Officer must sign the form. **FORM WILL BE RETURNED IF UNSIGNED.**
- If there are additional officers, attach a list of them to this form.
- Return the complete form with the filing fee. Annual list fee is based upon the current total authorized stock as explained in the Annual List Fee Schedule For Profit Corporations. A \$75.00 penalty must be added for failure to file this form by the deadline. An annual list received more than 90 days before its due date shall be deemed an amended list for the previous year.
- State business license fee is \$300.00. Effective 2/1/2010, \$100.00 must be added for failure to file form by deadline.
- Make your check payable to the Secretary of State.
- Ordering Copies:** If requested above, one file stamped copy will be returned at no additional charge. To receive a certified copy, enclose an additional \$30.00 per certification. A copy fee of \$2.50 per page is required for each additional copy generated when ordering 2 or more file stamped or certified copies. Appropriate instructions must accompany your order.
- Return the completed form to: Secretary of State, 202 North Carson Street, Carson City, Nevada 89701-4301, (775) 684-5708.
- Form must be in the possession of the Secretary of State on or before the last day of the month in which it is due. (Postmark date is not accepted as receipt date.) Forms received after due date will be returned for additional fees and penalties. Failure to include annual list and business license fees will result in rejection of filing.

CHECK ONLY IF APPLICABLE

- ☒ Pursuant to NRS, this corporation is exempt from the business license fee. Exemption code: **003**
- ☐ Month and year your State Business License expires: 20
- ☐ This corporation is a publicly traded corporation. The Central Index Key number is:
- ☐ This publicly traded corporation is not required to have a Central Index Key number.

Section 7(2) Exemption Codes

- 001 - Governmental Entity
002 - 501(c) Nonprofit Entity
003 - Home-based Business
004 - Natural Person with 4 or less rental dwelling units
005 - Motion Picture Company
006 - NRS 668B.020 Insurance Co.

NAME JOE BAKER	TITLE(S) PRESIDENT (OR EQUIVALENT OF)		
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400	CITY HENDERSON	STATE NV	ZIP CODE 89074-7722
NAME RICHARD PRICE	TITLE(S) SECRETARY (OR EQUIVALENT OF)		
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400	CITY HENDERSON	STATE NV	ZIP CODE 89074-7722
NAME MARGARET RAWSON	TITLE(S) TREASURER (OR EQUIVALENT OF)		
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400	CITY HENDERSON	STATE NV	ZIP CODE 89074-7722
NAME DR RAWSON	TITLE(S) DIRECTOR		
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400	CITY HENDERSON	STATE NV	ZIP CODE 89074-7722

I declare, to the best of my knowledge under penalty of perjury, that the above mentioned entity has complied with the provisions of sections 6 to 16 of AB 145 of the 2009 session of the Nevada Legislature and acknowledge that pursuant to NRS 668.020, it is a category C felony to knowingly offer any false or forged instrument for filing in the Office of the Secretary of State.

JOE BAKER

X

Title

PRESIDENT

Date

4/26/2011 7:24:01 AM

Signature of Officer

Nevada Secretary of State Annual List Profit
Revised: 8-5-09

(PROFIT) ANNUAL LIST OF OFFICERS, DIRECTORS AND REGISTERED AGENTS OF

FILE NUMBER

C4 WORLDWIDE, INC

E0232062009-9

NAME RICHARD PRICE		TITLE(S) DIRECTOR	
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400	CITY HENDERSON	ST NV	ZIP 89074-7722
NAME MARGARET RAWSON		TITLE(S) DIRECTOR	
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400	CITY HENDERSON	ST NV	ZIP 89074-7722
NAME		TITLE(S)	
ADDRESS	CITY	ST	ZIP
NAME		TITLE(S)	
ADDRESS	CITY	ST	ZIP
NAME		TITLE(S)	
ADDRESS	CITY	ST	ZIP
NAME		TITLE(S)	
ADDRESS	CITY	ST	ZIP
NAME		TITLE(S)	
ADDRESS	CITY	ST	ZIP
NAME		TITLE(S)	
ADDRESS	CITY	ST	ZIP
NAME		TITLE(S)	
ADDRESS	CITY	ST	ZIP
NAME		TITLE(S)	
ADDRESS	CITY	ST	ZIP

(PROFIT) ANNUAL LIST OF OFFICERS, DIRECTORS AND REGISTERED AGENT AND
STATE BUSINESS LICENSE APPLICATION OF:

FILE NUMBER

C4 WORLDWIDE, INC

E0232062009-9

NAME OF CORPORATION


FOR THE FILING PERIOD OF 4/2012 TO 4/2013

****YOU MAY FILE THIS FORM ONLINE AT www.nvsoa.gov****

The entity's duly appointed registered agent in the State of Nevada upon whom process can be served is:

INCORP SERVICES, INC. (Commercial Registered Agent)
2360 CORPORATE CIRCLE STE 400
HENDERSON, NV 89074-7722 USA

A FORM TO CHANGE REGISTERED AGENT INFORMATION IS FOUND AT: www.nvsoa.gov

Filed in the office of  Ross Miller Secretary of State State of Nevada	Document Number 20120344546-41 Filing Date and Time 05/15/2012 10:01 PM Entity Number E0232062009-9
--	---

USE BLACK INK ONLY - DO NOT HIGHLIGHT

☐ Return one file stamped copy. (If filing not accompanied by order instructions, file stamped copy will be sent to registered agent.)

IMPORTANT: Read instructions before completing and returning this form.

- Print or type names and addresses, either residence or business, for all officers and directors. A President, Secretary, Treasurer, or equivalent of and all Directors must be named. There must be at least one director. An Officer must sign the form. **FORM WILL BE RETURNED IF UNSIGNED.**
- If there are additional officers, attach a list of them to this form.
- Return the complete form with the filing fee. Annual list fee is based upon the current total authorized stock as explained in the Annual List Fee Schedule For Profit Corporations. A \$75.00 penalty must be added for failure to file this form by the deadline. An annual list received more than 90 days before its due date shall be deemed an amended list for the previous year.
- State business license fee is \$200.00. Effective 2/1/2010, \$100.00 must be added for failure to file form by deadline.
- Make your check payable to the Secretary of State.
- Certified Copies:** If requested above, one file stamped copy will be returned at no additional charge. To receive a certified copy, enclose an additional \$30.00 per certification. A copy fee of \$0.50 per page is required for each additional copy generated when ordering 2 or more file stamped or certified copies. Appropriate instructions must accompany your order.
- Return the completed form to: Secretary of State, 202 North Carson Street, Carson City, Nevada 89701-4201, (775) 684-5708.
- Forms must be in the possession of the Secretary of State on or before the last day of the month in which it is due. (Postmark date is not accepted as receipt date.) Forms received after due date will be returned for additional fees and penalties. Failure to include annual list and business license fees will result in rejection of filing.

CHECK ONLY IF APPLICABLE

- ☐ Pursuant to NRS, this corporation is exempt from the business license fee. Exemption code: _____
- ☐ Month and year your State Business License expires: _____ 20____
- ☐ This corporation is a publicly traded corporation. The Central Index Key number is: _____
- ☐ This publicly traded corporation is not required to have a Central Index Key number.

Section 7(2) Exemption Codes

- 001 - Governmental Entity
002 - 501(c) Nonprofit Entity
003 - Home-based Business
004 - Natural Person with 4 or less rental dwelling units
005 - Motion Picture Company
006 - NRS 860B.020 Insurance Co.

NAME JOE BAKER	TITLE(S) PRESIDENT (OR EQUIVALENT OF)
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400	CITY HENDERSON
	STATE NV
	ZIP CODE 89074-7722
NAME RICHARD PRICE	TITLE(S) SECRETARY (OR EQUIVALENT OF)
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400	CITY HENDERSON
	STATE NV
	ZIP CODE 89074-7722
NAME MARGARET RAWSON	TITLE(S) TREASURER (OR EQUIVALENT OF)
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400	CITY HENDERSON
	STATE NV
	ZIP CODE 89074-7722
NAME DR RAWSON	TITLE(S) DIRECTOR
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400	CITY HENDERSON
	STATE NV
	ZIP CODE 89074-7722

I declare, to the best of my knowledge under penalty of perjury, that the above mentioned entity has complied with the provisions of sections 6 to 18 of AB 145 of the 86th session of the Nevada Legislature and acknowledge that pursuant to NRS 239.220, it is a category C felony to knowingly offer any false or forged instrument for filing in the Office of the Secretary of State.

DR RAWSON

X

Signature of Officer

Title

DIRECTOR

Date

5/15/2012 10:02:57 PM

Nevada Secretary of State Annual List Profit
Revised: 8-5-09

NAME RICHARD PRICE	TITLE(S) DIRECTOR	CITY HENDERSON	ST NV	ZIP 89074-7722
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400				
NAME MARGARET RAWSON	TITLE(S) DIRECTOR	CITY HENDERSON	ST NV	ZIP 89074-7722
ADDRESS 2360 CORPORATE CIRCLE - SUITE 400				
NAME	TITLE(S)	CITY	ST	ZIP
ADDRESS				
NAME	TITLE(S)	CITY	ST	ZIP
ADDRESS				
NAME	TITLE(S)	CITY	ST	ZIP
ADDRESS				
NAME	TITLE(S)	CITY	ST	ZIP
ADDRESS				
NAME	TITLE(S)	CITY	ST	ZIP
ADDRESS				
NAME	TITLE(S)	CITY	ST	ZIP
ADDRESS				
NAME	TITLE(S)	CITY	ST	ZIP
ADDRESS				
NAME	TITLE(S)	CITY	ST	ZIP
ADDRESS				

RECEIVED

FEB 10 2014

DOUGLAS COUNTY
DISTRICT COURT CLERK

Case No. 11-CV-0296

Dept. No. II

2014 FEB 10 PM 2:35

A. GREGORY
CLERK

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual;
JEFFREY CAIN, an individual;
and HELI OPS INTERNATIONAL,
LLC, an Oregon limited
liability company,

Plaintiffs,

vs.

DR RAWSON, an individual; C4
WORLDWIDE, INC., a Nevada
corporation; RICHARD PRICE,
an individual; JOE BAKER, an
individual; MICKEY
SHACKELFORD, an individual;
MICHAEL K. KAVANAGH, an
individual; JEFFREY EDWARDS,
an individual; and DOES 1-10,
inclusive,

Defendants.

ORDER DENYING RAWSON'S CLAIM
OF EXEMPTION AND DENYING
MOTION TO QUASH SUMMONS

THIS MATTER comes before the court at the request of the
claimant, Margaret Rawson ("Rawson") on her Renewed Claim for
Exemption Pursuant to NRS 21.112 and NRS 31.070 and Subsequent
Motion to Quash Bank Levy Issued by Plaintiff and the Douglas
County Sheriff, filed November 14, 2013. The Plaintiffs, Peggy
Cain and Jeffrey Cain and Heli Ops International, LLC ("Cain")
filed a Supplemental Opposition to Margaret Rawson's Renewed

1 Claim of Exemption on November 19, 2013 and Rawson filed her
2 reply thereto on November 27, 2013. On December 23, 2013, Cain
3 filed a Response to Margaret Rawson's Renewed Claim of
4 Exemption, and Plaintiff's Hearing Statement. On December 26,
5 2013, Rawson filed a Response to Plaintiff's Hearing Statement.
6 On January 15, 2014, Cain filed a Supplemental Response to
7 Margaret Rawson's Opposition to and Motion to Quash the
8 Summons.

10 Previously, on November 7, 2013, Margaret filed an
11 Opposition To and Motion to Quash the Summons To Add Her Name
12 to the Current Judgment Pursuant to NRS 17.060. On December 10,
13 2013, Cain filed a Response to Margaret Rawson's Opposition to
14 and Motion to Quash the Summons.

16 On December 11, 2013, the court entered an Order Granting
17 Motion to Clarify and to Set Aside Default and Setting Hearing
18 for Final Determination on Rawson's Claim of Exemption, Etc.,
19 and Margaret Rawson's Motion to Quash Summons on January 2,
20 2014 (December 2013 Order). The December 2013 Order narrowed
21 the issues to be decided at an evidentiary hearing.

22 The court has considered all the pleadings and evidence
23 submitted by the parties and finds and orders as follows:

24 A. Background Facts

25 This litigation arises following a Default Judgment in
26 excess of \$29,000,000.00, entered against the named defendants
27 on May 17, 2013, including D.R. Rawson. On June 4, 2013, a
28

1 Writ of Execution was issued as to D.R. Rawson. Margaret Rawson
2 is legally married to D.R. Rawson.

3 On October 7, 2013, a hearing was held to consider
4 Rawson's claim for exemption from the Default Judgment entered
5 in this case. At the October 7 hearing, the court made a
6 tentative ruling on Rawson's claim and reset the matter for
7 another hearing on October 14, 2013. On that date, the court
8 considered the testimony and other evidence presented and
9 entered an Order denying Rawson's claim of exemption without
10 prejudice (October 14 Order). The October 14 Order was
11 subsequently vacated, and the court determined Rawson's claim
12 for exemption and her motion to quash should be set for an
13 evidentiary hearing, and that all parties should personally
14 appear on January 2, 2014.
15

16 On December 20, 2013, Rawson made written request through
17 counsel that she not be required to personally appear and
18 testify, and to allow argument on the merits by her counsel via
19 telephone. On December 20, 2013, the court communicated with
20 counsel for both parties by email requesting written
21 confirmation of either party's desire to proceed with the
22 scheduled evidentiary hearing on or before December 30, 2013.
23

24 Rawson (who filed the motions seeking an exemption) did
25 not further respond or make a request, and the January 2, 2014
26 hearing date was vacated. The motions were submitted for
27 decision without a hearing.
28

1 B. Evidence Considered

2 Rawson maintains three separate bank accounts are exempt
3 and were wrongfully garnished to satisfy the default judgment
4 as follows:

- 5
- 6 1. Bank of America Account number ending 0703 in the amount
7 of \$33,395.17 belongs to her father, Preston Jones (who
8 has dementia) is exempt from execution. Rawson is a
9 signatory on the account.
 - 10 2. Bank of America Account number ending 4114 in the amount
11 of \$784.67 belonged to her mother, Marvel Jones (who since
12 has died) was set up to provide for the needs of Alfred
13 Cunningham and is exempt from execution. Rawson maintains
14 control on the account.
 - 15 3. Bank of America Account number ending 4164 in the amount
16 of \$1,020.81 belonged to her parents, Marvel Jones and
17 Preston Jones and is exempt from execution. Rawson is a
18 signatory on the account.
19

20 Rawson submitted copies of bank statements from 2009 and
21 2010 for each of the three account as evidence of her claims, a
22 copy of a California General Durable Power of Attorney (Preston
23 Jones). Margaret argues the funds in all three accounts belong
24 solely to Preston Jones and none of the funds belonged to her.
25 Rawson argues the bank statements show deposits and payments of
26 certain bills were for Preston Jones only and there was no co-
27 mingling of any funds belonging to her.

28 Rawson asserts the court should quash the Summons served

1 upon her on October 14, 2013, adding her as a named defendant
2 in this case and subjecting her to collection actions as an
3 officer of the former C4 Worldwide, Inc. (corporation) and the
4 spouse of D.R. Rawson. Rawson does not argue she was not
5 properly served with legal process, rather, argues she should
6 not be liable for the debts or judgment against the named
7 defendants.
8

9 Rawson argues she was involved with the corporation as a
10 treasurer in name only. Rawson argues during the time she was
11 treasurer, she never acted in any official capacity for the
12 corporation, never attended any meetings, and in fact worked
13 full-time for another employer.

14 Cain challenges the evidence attached to Rawson's motion
15 and claims Rawson is not the proper claimant and therefore has
16 no standing under Nevada law. Cain argues that the owner of the
17 account, not a family member, that must make the claim for
18 exemption, i.e., Preston Jones. Cain argues the Power of
19 Attorney (POA), without more, is insufficient proof that the
20 POA is in effect and that its existence supports her claims.
21

22 Cain submitted copies of a Wells Fargo Bank account number
23 ending 2177 previously belonging to the corporation, showing
24 his money was deposited therein, and subsequently transferred
25 to Rawson's bank account in 2009. Cain argues nearly \$300,000
26 was of his money was transferred to Rawson's Bank of America
27 Account number ending 2414 and 4515, and others in 2009-2010,
28 and that this assertion has never been disputed.

1 Cain submitted a photocopy of a check Rawson wrote to
2 Preston Jones dated December 3, 2009 in the amount of \$10,000.
3 Cain claims this transaction was close in time to the wrongful
4 diversion of his money, and supports his argument that Rawson
5 maintained control of Preston Jones's accounts and transferred
6 her own money/Cain's money to his account.
7

8 Cain argues Rawson cannot now seek to quash to Summons by
9 arguing the merits of the case. Cain argues Rawson has not
10 denied her husband, D.R. Rawson, was also owner and officer in
11 the corporation and deposited his compensation earned into
12 their bank accounts. Cain argues legal grounds exist to add
13 Rawson to the lawsuit and hold her responsible for the judgment
14 because she was a recipient of funds belonging to them and
15 wrongfully taken by her husband and others.
16

17 Cain claims quashing a summons is not the appropriate
18 method to attack the merits of the underlying case, or to avoid
19 the bank garnishment action.
20

21 C. Legal Standard and Decision

22 Upon obtaining a lawful judgment, a creditor may garnish
23 or attach property of the debtor to satisfy the debt. A debtor
24 may claim the garnished property is exempt from execution on
25 the judgment, or it may be shown that the property belongs to a
26 third-person and is not subject to the judgment. NRS 21.112;
27 NRS 31.070(1).
28

Once a claim is filed, an evidentiary hearing must be
held. At the hearing, it is the claimant who has the burden to

1 prove that the property attached is exempt and/or the levy was
2 improper. NRS 21.112(6).

3 A judgment creditor may cause a summons to be issued to a
4 person not originally served in a lawsuit. NRS 17.030. The
5 person so served may answer and deny liability on the
6 obligation upon which the judgment was recovered. NRS 17.060.

7 In this context, a judgment creditor is not entitled to
8 joint bank account funds that truly belong to someone other
9 than the judgment debtor. *Brooksby v. Nevada State Bank*, 129
10 Nev. Adv. Rep. 82, 312 P.3d 501, 502 (2013). See *Maloy v.*
11 *Stuttgart Memorial Hospital*, 316 Ark. 447, 449, 872 S.W. 2d,
12 401, 402 (1994) (funds held in a joint bank account are
13 presumptively subject to garnishment by the judgment creditor
14 against a debtor/account owner).

15 In this case, Rawson appeared and testified at a hearing
16 on October 7, 2013. At that time, her claim for exemption as
17 to six bank accounts was uncontested and subsequently denied.
18 Rawson was given additional time to present evidence showing
19 her father, Preston Jones, was the sole owner of three other
20 bank accounts that were garnished. The court allowed
21 additional time to gather and present evidence. Rawson was
22 provided an opportunity to appear, testify and present
23 witnesses at an evidentiary hearing scheduled for January 2,
24 2014, to support her claims. Rawson declined to appear instead
25 choosing to rely on the legal arguments of her counsel.

26 The court finds the only evidence presented to support
27

1 Rawson's claims for exemption of the three bank accounts
2 (ending 0703, 4114, 4164) were copies of the bank statements
3 from 2009-2010, and a copy of a General Durable Power of
4 Attorney dated November 16, 2012. These documents were
5 attached to the pleadings. No competent evidence was presented
6 supporting Rawson's claim that Preston Jones, as owner, could
7 not act on his own behalf in seeking the exemption, or that
8 Rawson was in fact designated as his agent for purposes of this
9 litigation. Rawson chose not to testify.

11 Based on these facts, the court finds there is
12 insufficient evidence showing Preston Jones was the sole owner
13 of the funds (accounts ending 0703, 4114, 4164) that were
14 garnished upon on September 12, 2013. Rawson has not carried
15 her burden of proof and her claim of exemption is therefore
16 DENIED.

17 On May 17, 2013, a default judgment was entered in this
18 case against the corporation and named defendants, including
19 D.R. Rawson, Margaret Rawson's spouse. In connection with that
20 judgment, Rawson has not denied that funds obtained from Cain
21 on or about November 30, 2009 were subsequently transferred to
22 her personal bank accounts in the approximate amount of
23 \$300,000. At the hearing on October 7, 2013, Rawson did not
24 contest the garnishment of six of these six bank accounts to
25 satisfy the May 17, 2013 judgment.

27 Rawson claims she was an officer of the former corporation
28 and should not be held liable for its debts. However, without
more, the court cannot find quashing the summons is warranted.

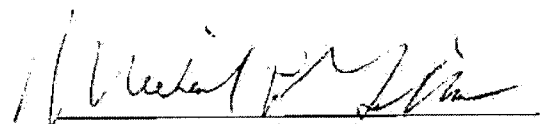
1 The court finds Rawson has not presented a credible defense to
2 the wrongful diversion of funds from the corporation to her
3 bank accounts.

4 The court finds Rawson has failed to show cause why she
5 should not be added to the judgment and be bound by its terms.
6 NRS 17.030. Her motion to quash is therefore DENIED. Rawson
7 shall be bound by the Default Judgment in all respects and as
8 if she had been named in the original complaint and the Default
9 Judgment.
10

11 Bank of America and the Douglas County Sheriff's Office
12 shall proceed to process the garnishments for all accounts,
13 including the accounts subject to this order ending in numbers
14 7303, 4114 and 4164, and the funds may be disbursed to Cain, or
15 its agent or attorney, ten days after Notice of Entry of this
16 order is filed, unless a stay is granted by the court.

17 IT IS SO ORDERED.

18 Dated this 10 day of February, 2014.
19

20 

21 MICHAEL P. GIBBONS
22 DISTRICT JUDGE
23
24
25
26
27
28

1 Copies served by mail this 10 day of February, 2014, to:

2 Michael Matuska, Esq.
3 937 Mica Drive
4 Carson City, Nevada 89705

5 Robert Thompson, Esq.
6 Kring & Chung, LLP
7 1050 Indigo Drive, #200
8 Las Vegas, Nevada 89415

9 
10 Vicki Barrett

MATUSKA LAW OFFICES, L.T.D.
937 Mica Drive, Suite 16A
Carson City, NV 89705
(775) 392-2313

CASE NO.: 11-CV-0296

DEPT. NO.: II

2014 FEB 11 PM 2:49

RECEIVED
FEB 11 2014
DOUGLAS COUNTY
DISTRICT COURT CLERK

This document does not contain personal information of any person.

P. GREGORY

THE NINTH JUDICIAL DISTRICT COURT OF NEVADA

IN AND FOR THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual; JEFFREY CAIN,
an individual; and HELI OPS
INTERNATIONAL, LLC, an Oregon limited
liability company.

Plaintiffs.

v.

D.R. RAWSON, an individual;
C4 WORLDWIDE, INC., a Nevada corporation;
RICHARD PRICE, an individual; JOE BAKER,
an individual; MICKEY SHACKELFORD,
an individual; MICHAEL K. KAVANAGH,
an individual; and JEFFREY EDWARDS, an
individual.

Defendants.


NOTICE OF ENTRY OF ORDER

PLEASE TAKE NOTICE that on 10 February 2014, the Court entered its Order Denying Rawson's Claim of Exemption and Denying Motion to Quash Summons in the above-entitled matter, a copy of which is attached hereto as *Exhibit 1*.

Dated this 11 day of February 2014.

MATUSKA LAW OFFICES

By:


MICHAEL L. MATUSKA, SBN 5711
937 Mica Drive, Suite 16A
Carson City, NV 89705
(775) 392-2313
(775) 392-2318 (Fax)
Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Matuska Law Offices and that on the 11th day of February 2014, I served a true and correct copy of the preceding document entitled **NOTICE OF ENTRY OF ORDER** as follows:

Douglas County Sheriff P.O. Box 218 Minden NV 89423	Bank of America Legal Order Processing P.O. Box 3609 Los Angeles CA 90051
Michael K. Johnson, Esq. Rollston, Henderson, Crabb & Johnson, Ltd. P.O. Box 4848 Stateline NV 89449-4848 Attorney for Defendant Joe Baker	Richard A. Oshinski, Esq. Mark Forsberg, Esq. Scarpello & Huss, Ltd. 600 East William Street, Suite 300 Carson City NV 89701 Attorney for Defendants Richard Price and Mickey Shackelford
Jeffrey Edwards 595 Chivas Court Orange Park FL 33073	Robert Thompson, Esq. Kring & Chung, LLP 1050 Indigo Drive, #200 Las Vegas, NV 89415 Attorney for Margaret Rawson

☒ **BY U.S. MAIL:** I deposited for mailing in the United States mail, with postage fully prepaid, an envelope containing the above-identified document(s) at Carson City, Nevada, in the ordinary course of business.

☐ **BY PERSONAL SERVICE:** I personally delivered the above-identified document(s) by hand delivery to the office(s) of the person(s) named above.

☐ **BY FACSIMILE:**

☐ **BY FEDERAL EXPRESS ONE-DAY DELIVERY.**

☐ **BY MESSENGER SERVICE:** I delivered the above-identified document(s) to Reno-Carson Messenger Service for delivery.



LIZ STERN, ALS

EXHIBIT 1

EXHIBIT 1

RECEIVED

FEB 10 2014

DOUGLAS COUNTY
DISTRICT COURT CLERK

Case No. 11-17-127

Dept. No. 11

2014-02-10-155

ORIGINAL

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND OF THE COUNTY OF DOUGLAS

PEGGY CAIN, an individual;
JEFFREY CAIN, an individual;
and HELI OPS INTERNATIONAL,
LLC, an Oregon limited
liability company,

Plaintiffs,

vs.

DR RAWSON, an individual; OR
WORLDWIDE, INC., a Nevada
corporation; RICHARD PRICE,
an individual; JOE BAKER, an
individual; MICKEY
SHACKELFORD, an individual;
MICHAEL K. KAVANAGH, an
individual; JEFFREY EDWARDS,
an individual; and DOES 1-10,
inclusive,

Defendants.

ORDER DENYING RAWSON'S CLAIM
OF EXEMPTION AND DENYING
MOTION TO QUASH SUMMONS

THIS MATTER comes before the court at the request of the
claimant, Margaret Rawson, "Rawson" in her Renewed Claim for
Exemption Pursuant to NRS 21.112 and NRS 21.070 and Subsequent
Motion to Quash Bank Levy Issued by Plaintiff and the Douglas
County Sheriff, filed November 14, 2013. The Plaintiffs, Peggy
Cain and Jeffrey Cain and Heli Ops International, LLC "Cain"
filed a Supplemental Opposition to Margaret Rawson's Renewed

MICHAEL P. GIBBONS
DISTRICT JUDGE
DOUGLAS COUNTY
P.O. BOX 218
MINDEN, NV 89423

1 Claim of Exemption on November 13, 2013 and Rawson filed her
2 reply thereto on November 17, 2013. On December 23, 2013, Cain
3 filed a Response to Margaret Rawson's Renewed Claim of
4 Exemption, and Plaintiff's Hearing Statement. On December 26,
5 2013, Rawson filed a Response to Plaintiff's Hearing Statement.
6 On January 15, 2014, Cain filed a Supplemental Response to
7 Margaret Rawson's Opposition to and Motion to Quash the
8 Summons.

10 Previously, on November 7, 2013, Margaret filed an
11 Opposition To and Motion to Quash the Summons To Add Her Name
12 to the Current Judgment Pursuant to NRS 17.060. On December 10,
13 2013, Cain filed a Response to Margaret Rawson's Opposition to
14 and Motion to Quash the Summons.

16 On December 11, 2013, the court entered an Order Granting
17 Motion to Clarify and to Set Aside Default and Setting Hearing
18 for Final Determination on Rawson's Claim of Exemption, Etc.,
19 and Margaret Rawson's Motion to Quash Summons on January 2,
20 2014 (December 2013 Order). The December 2013 Order narrowed
21 the issues to be decided at an evidentiary hearing.

22 The court has considered all the pleadings and evidence
23 submitted by the parties and finds and orders as follows:

24 **A. Background Facts**

25 This litigation arises following a Default Judgment in
26 excess of \$29,100,000, entered against the named defendants
27 on May 17, 2013, including P.B. Rawson. On June 4, 2013, a
28

1 Writ of Exemption was issued as to Mr. Rawson. Margaret Rawson
2 is legally married to Mr. Rawson.

3 On October 1, 2013, a hearing was held to consider
4 Rawson's claim for exemption from the Default Judgment entered
5 in this case. At the October 1 hearing, the court made a
6 tentative ruling on Rawson's claim and reset the matter for
7 another hearing on October 14, 2013. On that date, the court
8 considered the testimony and other evidence presented and
9 entered an Order denying Rawson's claim of exemption without
10 prejudice October 14 Order. The October 14 Order was
11 subsequently vacated, and the court determined Rawson's claim
12 for exemption and her motion to quash should be set for an
13 evidentiary hearing, and that all parties should personally
14 appear on January 2, 2014.
15

16 On December 20, 2013, Rawson made written request through
17 counsel that she not be required to personally appear and
18 testify, and to allow argument on the merits by her counsel via
19 telephone. On December 20, 2013, the court communicated with
20 counsel for both parties by email requesting written
21 confirmation of either party's desire to proceed with the
22 scheduled evidentiary hearing on or before December 30, 2013.
23

24 Rawson who filed the motions seeking an exemption, did
25 not further respond or make a request, and the January 2, 2014
26 hearing date was vacated. The motions were submitted for
27 decision without a hearing.
28

1 B. Evidence Considered

2 Rawson maintains that separate bank accounts are exempt
3 and were voluntarily contributed to satisfy the default judgment
4 as follows:

- 5
- 6 1. Bank of America Account number ending 1762 in the amount
7 of \$33,395.17 belonged to her father, Preston Jones (who
8 has died) is exempt from execution. Rawson is a
9 signatory on the account.
 - 10 2. Bank of America Account number ending 4114 in the amount
11 of \$784.67 belonged to her mother, Marvel Jones (who since
12 has died) was set up to provide for the needs of Alfred
13 Cunningham and is exempt from execution. Rawson maintains
14 control on the account.
 - 15 3. Bank of America Account number ending 4164 in the amount
16 of \$1,020.81 belonged to her parents, Marvel Jones and
17 Preston Jones and is exempt from execution. Rawson is a
18 signatory on the account.

19 Rawson submitted copies of bank statements from 2009 and
20 2010 for each of the three accounts as evidence of her claims, a
21 copy of a California General Durable Power of Attorney (Preston
22 Jones). Margaret argues the funds in all three accounts belong
23 solely to Preston Jones and none of the funds belonged to her.
24 Rawson argues the bank statements show deposits and payments of
25 certain bills were for Preston Jones only and there was no co-
26 mingling of any funds belonging to her.

27
28 Rawson asserts the court should quash the Summons served

1 upon her on October 14, 2010, adding her as a named defendant
2 in this case and surmounting her to collection actions as an
3 officer of the former M Worldwide, Inc. corporation; and the
4 spouse of D.R. Rawson. Rawson does not argue she was not
5 properly served with legal process, rather, argues she should
6 not be liable for the debts or judgment against the named
7 defendants.
8

9 Rawson argues she was involved with the corporation as a
10 treasurer in name only. Rawson argues during the time she was
11 treasurer, she never acted in any official capacity for the
12 corporation, never attended any meetings, and in fact worked
13 full-time for another employer.

14 Cain challenges the evidence attached to Rawson's motion
15 and claims Rawson is not the proper claimant and therefore has
16 no standing under Nevada law. Cain argues that the owner of the
17 account, not a family member, that must make the claim for
18 exemption, i.e., Preston Jones. Cain argues the Power of
19 Attorney (POA), without more, is insufficient proof that the
20 POA is in effect and that its existence supports her claims.
21

22 Cain submitted copies of a Wells Fargo Bank account number
23 ending 2177 previously belonging to the corporation, showing
24 his money was deposited therein, and subsequently transferred
25 to Rawson's bank account in 2009. Cain argues nearly \$300,000
26 was of his money was transferred to Rawson's Bank of America
27 Account number ending 2414 and 4618, and others in 2009-2011,
28 and that this assertion has never been disputed.

1 Cain submitted a photograph of a check Rawson wrote to
2 Preston Jones dated December 1, 1968 in the amount of \$11,000.
3 Cain claims this transaction was close in time to the wrongful
4 diversion of his money, and supports his argument that Rawson
5 maintained control of her husband's accounts and transferred
6 her own money into his account.
7

8 Cain argues Rawson could now seek to quash the summons by
9 arguing the merits of the case. Cain argues Rawson has not
10 denied her husband, E.R. Rawson, was also owner and officer in
11 the corporation and deposited his compensation earned into
12 their bank accounts. Cain argues legal grounds exist to add
13 Rawson to the lawsuit and hold her responsible for the judgment
14 because she was a recipient of funds belonging to them and
15 wrongfully taken by her husband and others.
16

17 Cain claims quashing a summons is not the appropriate
18 method to attack the merits of the underlying case, or to avoid
19 the bank garnishment action.

20 C. Legal Standard and Decision

21 Upon obtaining a lawful judgment, a creditor may garnish
22 or attach property of the debtor to satisfy the debt. A debtor
23 may claim the garnished property is exempt from execution on
24 the judgment, or it may be shown that the property belongs to a
25 third-person and is not subject to the judgment. NRS 21.110;
26 NRS 21.070(1).

27 Once a claim is filed, an evidentiary hearing must be
28 held. At the hearing, it is the claimant who has the burden to

1 prove that the property attached is exempt and/or the levy was
2 improper. NRS 17.130.

3 A judgment creditor may cause a summons to be issued to a
4 person not originally served in a lawsuit. NRS 17.130. The
5 person so served may disavow and deny liability in the
6 obligation upon which the judgment was recovered. NRS 17.150.

7 In this context, a judgment creditor is not entitled to
8 joint bank account funds that truly belong to someone other
9 than the judgment debtor. *Branksby v. Nevada State Bank*, 129
10 Nev. Adv. Rep. 32, 312 P.2d 701, 522 P.2d 133. See *Malcoy v.*
11 *Stuttgart Memorial Hospital*, 316 Ark. 447, 449, 872 S.W. 2d,
12 401, 402 (1994). Funds held in a joint bank account are
13 presumptively subject to garnishment by the judgment creditor
14 against a debtor/account owner.

15 In this case, Rawson appeared and testified at a hearing
16 on October 7, 2013. At that time, her claim for exemption as
17 to six bank accounts was uncontested and subsequently denied.
18 Rawson was given additional time to present evidence showing
19 her father, Preston Jones, was the sole owner of three other
20 bank accounts that were garnished. The court allowed
21 additional time to gather and present evidence. Rawson was
22 provided an opportunity to appear, testify and present
23 witnesses at an evidentiary hearing scheduled for January 2,
24 2014, to support her claims. Rawson declined to appear instead
25 choosing to rely on the legal arguments of her counsel.

26 The court finds the only evidence presented to support
27
28

1 Rawson's claims for exemption of the three bank accounts
2 (ending 0703, 4114, 4164) were copies of the bank statements
3 from 2009-2010, and a copy of a General Durable Power of
4 Attorney dated November 14, 2012. These documents were
5 attached to the pleadings. No competent evidence was presented
6 supporting Rawson's claim that Preston Jones, as owner, could
7 not act on his own behalf in seeking the exemption, or that
8 Rawson was in fact designated as his agent for purposes of this
9 litigation. Rawson chose not to testify.

11 Based on these facts, the court finds there is
12 insufficient evidence showing Preston Jones was the sole owner
13 of the funds (accounts ending 0703, 4114, 4164) that were
14 garnished upon on September 12, 2013. Rawson has not carried
15 her burden of proof and her claim of exemption is therefore
16 DENIED.

17 On May 17, 2013, a default judgment was entered in this
18 case against the corporation and named defendants, including
19 D.R. Rawson, Margaret Rawson's spouse. In connection with that
20 judgment, Rawson has not denied that funds obtained from Cain
21 on or about November 3, 2012 were subsequently transferred to
22 her personal bank accounts in the approximate amount of
23 \$300,000. At the hearing on October 7, 2013, Rawson did not
24 contest the garnishment of six of these six bank accounts to
25 satisfy the May 17, 2013 judgment.

27 Rawson claims she was an officer of the former corporation
28 and should not be held liable for its debts. However, without
more, the court cannot find quashing the summons is warranted.


1 The court finds Rawson has not presented a credible defense to
2 the wrongful diversion of funds from the corporation to her
3 bank accounts.

4 The court finds Rawson has failed to show cause why she
5 should not be added to the judgment and be bound by its terms.
6 NRS 17.030. Her motion for judgment is therefore DENIED. Rawson
7 shall be bound by the Default Judgment in all respects and as
8 if she had been named in the original complaint and the Default
9 Judgment.

10 Bank of America and the Douglas County Sheriff's Office
11 shall proceed to process the assignments for all accounts,
12 including the accounts subject to this order ending in numbers
13 7303, 4114 and 4164, and the funds may be disbursed to Cain, or
14 its agent or attorney, ten days after Notice of Entry of this
15 order is filed, unless a stay is granted by the court.

16
17 IT IS SO ORDERED.

18 Dated this 10 day of February, 2014.

19
20
21 
22 MICHAEL P. GIBBONS
23 DISTRICT JUDGE
24
25
26
27
28

MICHAEL P. GIBBONS
DISTRICT JUDGE
DOUGLAS COUNTY
P.O. BOX 218
MINDEN, NV 89423

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Copies served by mail this day : February, 2014, to:

Michael Matuska, Esq.
937 Mica Drive
Carson City, Nevada 89401

Robert Thompson, Esq.
Kring & Chung, LLP
1050 Indigo Drive, #100
Las Vegas, Nevada 89415


Vicki Barrett

MICHAEL P. GIBBONS
DISTRICT JUDGE
DOUGLAS COUNTY
P.O. BOX 218
MINDEN, NV 89423