

Defendant's Trial Exhibits

BECKER v BECKER

April 14, 2016 / April 20, 2016

DISTRICT COURT
CASE NO.: A-16-732494-C
Dept. No.: XI

K	Text exchange between Kim Becker and Sallie Becker dated March 11, 2016	EABIV000030			
L	Documents regarding set up of new Yardi Systems, Inc. dated March 10-15, 2016	EABIV000031- EABIV000056	4-20-16	NO	4-20-16
M	Emails between Sallie Becker and All My Sons Moving to coordinate move - March 12, 2016-March 17, 2016	EABIV000057- EABIV000065			
N	Initial Demand of Kim Becker and Brian Becker, March 16, 2016	EABIV000066	4-14-16	NO	4-14-16
O	Defendants' Counteroffer made approximately 6:05 pm March 16, 2016	EABIV000067	4-14-16 4-20-16	- OBJ (Sontero) - NO -	4-20-16
P	Plaintiffs' Counteroffer made approximately 7:00 pm, March 16, 2016	EABIV000068	4-14-16 4-20-16	- OBJ (Gimerson) - NO -	4-20-16
Q	Proposed Settlement Terms approximately 8:45 pm, March 16, 2016	EABIV000069	4-14-16 4-20-16	- OBJ - NO -	4-20-16
R	Non-Binding Term Sheet being drafted March 16, 2016	EABIV000070- EABIV000083	4-20-16	OBJ	4-20-16
S	Correspondence to Dan Kutinac dated March 18, 2016 confirming March 17, 2016 communication with the Court	EABIV000084			
T	Email dated March 18, 2016 forwarding letter and proposed Binding Agreement in Principle for review and discussion at meeting scheduled March 19, 2016	EABIV000085- EABIV000103	4-14-16	NO	4-14-16

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BECKER v BECKER

April 14, 2016 / April 20, 2016

DISTRICT COURT

CASE NO.: A-16-732494-C

Dept. No.: XI

U	Email from Kim Becker to Shahana Polselli dated March 19, 2016, at 9:24 a.m., forwarding Option 1 and Option 2	EABIV000104- EABIV000106	4-20-16	NO	4-20-16
V	Defendants' Counteroffer (Option 3) proposed approximately 11:00 am March 19, 2016	EABIV000107	4-20-16	NO	4-20-16
W	Draft Term Sheet to be signed by all parties, with notes, March 19, 2016	EABIV000108			
X	Email exchange between Sallie Becker and Kim Becker regarding setting up Yardi access for x companies, dated March 21, 2016	EABIV000109			
Y	Email from Kim Becker to Sallie Becker dated March 21, 2016, retracting her email below, based on settlement offer being revoked	EABIV000110			
Z	Emails from Sallie Becker to Kim and Brian Becker regarding employees, dated March 22-March 23, 2016	EABIV000111- EABIV000112			
AA	Email from Sallie Becker to Kim Becker dated March 23, 2016, memorializing conversation that no employees were going to EAB INV at the end of the month	EABIV000113			
BB	Correspondence from James J. Jimmerson, Esq to Chris Sullivan, Esq. date March 24, 2016	EABIV000114- EABIV000115	4-14-16	NO	4-14-16
CC	Correspondence from Chris Sullivan, Esq. to James J. Jimmerson, Esq dated March 25, 2016	EABIV000116- EABIV000117	4-14-16	NO	4-14-16
DD	Correspondence from Nicholas J. Santoro, Esq. to Chris Sullivan, Esq. dated March 25, 2016	EABIV000118	4-14-16	NO	4-14-16

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DISTRICT COURT
CASE NO.: A-16-732494-C
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EE	Email exchange between Sallie Becker and Kim Becker dated March 29, 2016	EABIV000119- EABIV000120			
FF	Transcript of Telephonic Hearing, March 29, 2016	EABIV000121- EABIV000146			
GG	Correspondence from James J. Jimmerson, Esq to Chris Sullivan, Esq. dated March 30, 2016	EABIV000147- EABIV000148	4-14-16	NO	4-14-16
HH	Email forwarding March 30, 2016 letter, and additional correspondence from James J. Jimmerson, Esq to Chris Sullivan, Esq. dated March 30, 2016 regarding loan documentation	EABIV000149- EABIV000151	4-14-16	NO	4-14-16
II	Email from Brian Becker to Ernest Becker dated March 30, 2016	EABIV000152			
JJ	Correspondence from Chris Sullivan, Esq. to James J. Jimmerson, Esq dated March 30, 2016	EABIV000153- EABIV000154			
KK	Correspondence from James J. Jimmerson, Esq to Chris Sullivan, Esq. dated April 1, 2016	EABIV000155- EABIV000157	4-14-16	NO	4-14-16
LL	Voicemail received by Ernest Becker V from Yardi, April 1, 2016	EABIV000158			
MM	Correspondence from Chris Sullivan, Esq. to James J. Jimmerson, Esq and Nicholas Santoro, Esq. dated April 1, 2016, after hours	EABIV000159- EABIV000161	4-14-16	NO	4-14-16
NN	Letters dated April 2, 2016 from BEKS Group to tenants of Hoover Manor Apartments, Sugartree, Decatur Rents and Garden Creek	EABIV000162- EABIV000165			

Defendant's Trial Exhibits

BECKER v BECKER

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DISTRICT COURT
CASE NO.: A-16-732494-C
Dept. No.: XI

OO	Email from Brian Becker to Ernest IV regarding Hoover Manor court case, dated April 4, 2016	EABIV000166- EABIV000167			
PP	Correspondence from James J. Jimmerson, Esq to Chris Sullivan, Esq. dated April 7, 2016 in response to prior letters	EABIV000168- EABIV000176	4-14-16	NO	4-14-16
QQ	Email from Kim Becker to Ernest IV, Sallie and Ernest V regarding notification letters, dated April 8, 2016	EABIV000177- EABIV000178			
RR	Email from Anne Anderson for Ernest IV to Kim Becker dated April 8, 2016	EABIV000179- EABIV000180			
SS	Email from Anne Anderson for Ernest IV to Kim and Brian Becker, dated April 11, 2016 attaching Checklist	EABIV000181- EABIV000185			
TT	Becker Organizational Charts	EABIV000186- EABIV000188			
UU	List of Entities Not Part of "Court Exhibit 1"	EABIV000189			
VV	Correspondence from Gerrard Cox Larsen dated February 26, 2016 and March 10, 2016 regarding Becker Nevada Trust and Ernest August Becker V 2000 Irrevocable Trust	EABIV000190- EABIV000195			
WW	Correspondence from James Shapiro dated April 6, 2016	EABIV000196- EABIV000197			
XX	Becker Nevada Trust	EABIV000198- EABIV000221			
YY	Becker Nevada Trust Total Amendment and Reinstatement, July 17, 2013	EABIV000222- EABIV000251			

Defendant's Trial Exhibits

BECKER v BECKER

April 14, 2016 / April 20, 2016

DISTRICT COURT
CASE NO.: A-16-732494-C
Dept. No.: XI

ZZ	Becker Nevada Trust, Resignation of Trustee	EABIV000252- EABIV000254			
AAA	Declaration of Kimberly Becker	EABIV000255- EABIV000256			
BBB	Declaration of Brian Becker	EABIV000257- EABIV000258	4-20-16	NO 4-20-16	
CCC					
DDD					
EEE					
FFF					
GGG					
HHH					
III					
JJJ					
KKK					
LLL					
MMM					
NNN					
OOO					

Defendants reserves the right to use additional exhibits/evidence as may be needed during the course of the Trial and/or for purposes of rebuttal or impeachment, including additional communications between the parties and any exhibits attached to any Motions, Oppositions or other documents filed in this matter.

EXHIBIT(S) LIST

Case No.: **A732494**

Hearing Date: APRIL 14, 2016

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: **DULCE ROMEA**

Plaintiff: **BRIAN BECKER**

Recorder: *JILL HAWKINS*

Counsel for Plaintiff: **CHRISTOPHER SULLIVAN**

VS.

Defendant: **ERNEST BECKER, IV**

Counsel for Defendant: JAMES J. JIMMERSON;
MICHAEL FLAXMAN; NICHOLAS SANTORO;
OLIVER PAUCHERI

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE
NOTICE OF DEFICIENCY
ON APPEAL TO NEVADA SUPREME COURT

JAMES E. SHAPIRO, ESQ.
2520 ST. ROSE PKWY., SUITE 220
HENDERSON, NV 89074

DATE: December 1, 2016
CASE: A-16-732494-C

RE CASE: BRIAN BECKER; KIMBERLY BECKER aka KIMBERLY BECKER RIGGS vs.
ERNEST A. BECKER IV; ET AL.

NOTICE OF APPEAL FILED: November 23, 2016

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS NOT TRANSMITTED HAVE BEEN MARKED:

- ☒ \$250 – Supreme Court Filing Fee (Make Check Payable to the Supreme Court)**
 - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☐ \$24 – District Court Filing Fee (Make Check Payable to the District Court)**
- ☒ \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)**
 - NRAP 7: Bond For Costs On Appeal in Civil Cases
- ☐ Case Appeal Statement
 - NRAP 3 (a)(1), Form 2
- ☐ Order
- ☐ Notice of Entry of Order

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. **The district court clerk shall apprise appellant of the deficiencies in writing**, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

****Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.**

Certification of Copy

State of Nevada }
County of Clark } **SS:**

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; ORDER ADJUDICATING ATTORNEY'S LIEN AND WITHDRAWAL OF COUNSEL; NOTICE OF ENTRY OF ORDER ADJUDICATING ATTORNEY'S LIEN AND WITHDRAWAL OF COUNSEL; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

BRIAN BECKER; KIMBERLY BECKER aka
KIMBERLY BECKER RIGGS,

Plaintiff(s),

vs.

ERNEST A. BECKER IV; KATHLEEN BECKER; SALLIE BECKER; ERNEST BECKER V; BEKS GROUP, LLC; EB FAMILY HOLDINGS, LLC; DESERT INVESTMENTS, LLC; PINETREE, LLC; LV APARTMENT PROPERTIES; ANN TENAYA PLAZA, LLC; OCEAN BREEZE, LLC; BECKER EQUITIES, LLC; CASTLE ROCK PROPERTIES, LLC; MEADOWS APARTMENT PROPERTIES, LLC; ERNEST A. BECKER INVESTMENT COMPANY; PRAIRIE DOG, LLC; HIDDEN CANYON, LLC; CAPITAL REEF, LLC; LMP, LLC; 95, LLC; LM JONES, LLC; RANCHO PROPERTIES, LLC; C&W PROPERTIES, LLC; TP1000, LLC; D16, LLC; CRPP, LLC; 3000 MW, LLC; S&B APARTMENTS, LLC; DESERT HOLDINGS, LLC; LAS VEGAS APARTMENT PROPERTY, LLC; ALEXANDER TENAYA, LLC; AT-QTA, LLC; HCP PROPERTIES, LLC; BEKS 2014 INSURANCE TRUST; BECKER NEVADA TRUST; SALLIE ELIZABETH BECKER 2000 IRREVOCABLE TRUST; BRIAN TIMOTHY BECKER 2000 IRREVOCABLE TRUST; ERNEST AUGUST BECKER 2000 IRREVOCABLE TRUST; KIMBERLY

Case No: A-16-732494-C

Dept No: XI

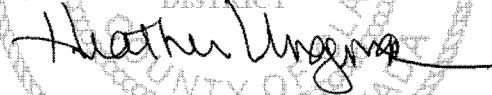
BECKER RIGGS 2000 IRREVOCABLE
TRUST; 2014 GRANDCHILDREN'S IV
TRUST,

Defendant(s),

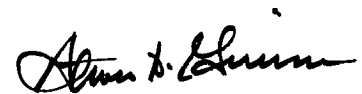
now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 1 day of December 2016.

Steven D. Grierson, Clerk of the Court

A handwritten signature in black ink, appearing to read "Heather Ungermann", is written over a circular court seal. The seal contains the text "CLERK OF THE COURT", "JUDICIAL DISTRICT", and "COUNTY OF CLATSOP".

Heather Ungermann, Deputy Clerk



CLERK OF THE COURT

Electronically Filed
Dec 08 2016 03:26 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

NOTC

James E. Shapiro, Esq.
Nevada Bar No. 7907
Sheldon A. Herbert, Esq.
Nevada Bar No. 5988
SMITH & SHAPIRO, PLLC
2520 St. Rose Parkway, Suite 220
Henderson, Nevada 89074
(702) 318-5033
Attorneys for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

BRIAN BECKER and KIMBERLY BECKER (aka
KIMBERLY BECKER RIGGS) as individuals,
Managers, Members, Trustees, and/or Signatories;

Case No. **A-16-732494-C**
Dept. No. **XI**

Plaintiffs,

vs.

ERNEST A. BECKER IV, an individual;
KATHLEEN BECKER, an individual; SALLIE
BECKER, an individual; ERNEST BECKER V, an
individual; BEKS GROUP, LLC, a Nevada Limited
Liability Corporation; EB FAMILY HOLDINGS,
LLC, a Nevada Limited Liability Corporation;
DESERT INVESTMENTS, LLC, a Nevada Limited
Liability Corporation; PINETREE, LLC, a Nevada
Limited Liability Corporation; LV APARTMENT
PROPERTIES, a Nevada Limited Liability
Corporation; ANN TENAYA PLAZA, LLC, a
Nevada Limited Liability Corporation; OCEAN
BREEZE, LLC, a Nevada Limited Liability
Corporation; BECKER EQUITIES, LLC, a Nevada
Limited Liability Corporation; CASTLE ROCK
PROPERTIES, LLC, a Nevada Limited Liability
Corporation; MEADOWS APARTMENT
PROPERTIES, LLC; a Nevada Limited Liability
Corporation; ERNEST A. BECKER INVESTMENT
COMPANY, a Nevada Corporation; PRAIRIE DOG,
LLC, a Nevada Limited Liability Company;
HIDDEN CANYON, LLC, a Nevada Limited
Liability Company; CAPITAL REEF, LLC, a
Nevada Limited Liability Company; LMP, LLC, a
Nevada Limited Liability Company; 95, LLC, a
Nevada Limited Liability Company; LM JONES,
LLC, a Nevada Limited Liability Company;
RANCHO PROPERTIES, LLC, a Nevada Limited
Liability Company; C&W PROPERTIES, LLC, a
Nevada Limited Liability Company; TP1000, LLC,
a Nevada Limited Liability Company; 016, LLC, a
Nevada Limited Liability Company; CRPP, LLC, a

NOTICE OF APPEAL

Date: N/A
Time: N/A

SMITH & SHAPIRO, PLLC
2520 St. Rose Parkway, Suite 220
Henderson, Nevada 89074
(702) 318-5033

Nevada Limited Liability Company; 3000 MW, LLC, a Nevada Limited Liability Company; S&B APARTMENTS, LLC, a Nevada Limited Liability Company; DESERT HOLDINGS, LLC, a Nevada Limited Liability Company; LAS VEGAS APARTMENT PROPERTY, LLC, a Nevada Limited Liability Company; ALEXANDER TENAYA, LLC, a Nevada Limited Liability Company; AT-OTA, LLC, a Nevada Limited Liability Company; HCP PROPERTIES, LLC, a Nevada Limited Liability Company; BEKS 2014 INSURANCE TRUST, A Nevada Trust; BECKER NEVADA TRUST, A Nevada Trust; SALLIE ELIZABETH BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; BRIAN TIMOTHY BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; ERNEST AUGUST BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; KIMBERLY BECKER RIGGS 2000 IRREVOCABLE TRUST, A Nevada Trust; 2014 GRANDCHILDREN'S IV TRUST, A Nevada Trust; DOES I thru XX, individuals, and; ROE CORPORATIONS I through XX,

Defendants.

NOTICE OF APPEAL

Notice is hereby given that Plaintiffs KIMBERLY J. BECKER and BRIAN T. BECKER (by and through JENNIFER J. BECKER, the Representative of the Estate of Brian T. Becker, deceased), hereby appeal to the Supreme Court of Nevada from the following:

1) The Court's ORDER ADJUDICATING ATTORNEY'S LIEN & WITHDRAWAL OF COUNSEL entered on October 25, 2016.

DATED this 23rd day of November, 2016.

SMITH & SHAPIRO, PLLC

/s/ James E. Shapiro

James E. Shapiro, Esq.

Nevada Bar No. 7907

Sheldon A. Herbert, Esq.

Nevada Bar No. 5988

2520 St. Rose Parkway, Suite #220

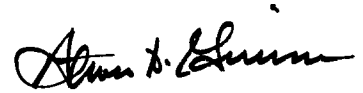
Henderson, NV 89074

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of SMITH & SHAPIRO, PLLC, and that on the 23rd day of November, 2016, I served a true and correct copy of the forgoing **NOTICE OF APPEAL**, by e-serving a copy on all parties registered and listed as Service Recipients in Wiznet, the Court's on-line, electronic filing website, pursuant to Administrative Order 14-2, entered by the Chief Judge, Jennifer Togliatti, on May 9, 2014.

/s/ Jill M. Berghammer
An employee of SMITH & SHAPIRO, PLLC



CLERK OF THE COURT

1 **ASTA**
James E. Shapiro, Esq.
2 Nevada Bar No. 7907
Sheldon A. Herbert, Esq.
3 Nevada Bar No. 5988
SMITH & SHAPIRO, PLLC
4 2520 St. Rose Parkway, Suite 220
Henderson, Nevada 89074
5 (702) 318-5033
Attorneys for Plaintiffs/Appellants

DISTRICT COURT

CLARK COUNTY, NEVADA

8 **BRIAN BECKER and KIMBERLY BECKER (aka**
9 **KIMBERLY BECKER RIGGS) as individuals,**
Managers, Members, Trustees, and/or Signatories;

Case No. **A-16-732494-C**
Dept. No. **XI**

10 Plaintiffs,

11 vs.

12 **ERNEST A. BECKER IV, an individual;**
13 **KATHLEEN BECKER, an individual; SALLIE**
14 **BECKER, an individual; ERNEST BECKER V, an**
15 **individual; BEKS GROUP, LLC, a Nevada Limited**
16 **Liability Corporation; EB FAMILY HOLDINGS,**
17 **LLC, a Nevada Limited Liability Corporation;**
18 **DESERT INVESTMENTS, LLC, a Nevada Limited**
19 **Liability Corporation; PINETREE, LLC, a Nevada**
20 **Limited Liability Corporation; LV APARTMENT**
21 **PROPERTIES, a Nevada Limited Liability**
22 **Corporation; ANN TENAYA PLAZA, LLC, a**
23 **Nevada Limited Liability Corporation; OCEAN**
24 **BREEZE, LLC, a Nevada Limited Liability**
25 **Corporation; BECKER EQUITIES, LLC, a Nevada**
26 **Limited Liability Corporation; CASTLE ROCK**
27 **PROPERTIES, LLC, a Nevada Limited Liability**
28 **Corporation; MEADOWS APARTMENT**
PROPERTIES, LLC; a Nevada Limited Liability
Corporation; ERNEST A. BECKER INVESTMENT
COMPANY, a Nevada Corporation; PRAIRIE DOG,
LLC, a Nevada Limited Liability Company;
HIDDEN CANYON, LLC, a Nevada Limited
Liability Company; CAPITAL REEF, LLC, a
Nevada Limited Liability Company; LMP, LLC, a
Nevada Limited Liability Company; 95, LLC, a
Nevada Limited Liability Company; LM JONES,
LLC, a Nevada Limited Liability Company;
RANCHO PROPERTIES, LLC, a Nevada Limited
Liability Company; C&W PROPERTIES, LLC, a
Nevada Limited Liability Company; TP1000, LLC,
a Nevada Limited Liability Company; 016, LLC, a
Nevada Limited Liability Company; CRPP, LLC, a

CASE APPEAL STATEMENT

Date: N/A
Time: N/A

SMITH & SHAPIRO, PLLC
2520 St. Rose Parkway, Suite 220
Henderson, Nevada 89074
(702) 318-5033

Nevada Limited Liability Company; 3000 MW, LLC, a Nevada Limited Liability Company; S&B APARTMENTS, LLC, a Nevada Limited Liability Company; DESERT HOLDINGS, LLC, a Nevada Limited Liability Company; LAS VEGAS APARTMENT PROPERTY, LLC, a Nevada Limited Liability Company; ALEXANDER TENAYA, LLC, a Nevada Limited Liability Company; AT-OTA, LLC, a Nevada Limited Liability Company; HCP PROPERTIES, LLC, a Nevada Limited Liability Company; BEKS 2014 INSURANCE TRUST, A Nevada Trust; BECKER NEVADA TRUST, A Nevada Trust; SALLIE ELIZABETH BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; BRIAN TIMOTHY BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; ERNEST AUGUST BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; KIMBERLY BECKER RIGGS 2000 IRREVOCABLE TRUST, A Nevada Trust; 2014 GRANDCHILDREN'S IV TRUST, A Nevada Trust; DOES I thru XX, individuals, and; ROE CORPORATIONS I through XX,

Defendants.

CASE APPEAL STATEMENT

1. Name of appellant filing this case appeal statement: KIMBERLY J. BECKER and BRIAN T. BECKER (by and through JENNIFER J. BECKER, the Legal Representative of the Estate of Brian T. Becker, Deceased).

2. Identify the judge issuing the decision, judgment, or order appealed from: HONORABLE ELIZABETH GONZALEZ, DEPT. NO. 11.

3. Identify each appellant and the name and address of counsel for each appellant: KIMBERLY J. BECKER and BRIAN T. BECKER (by and through JENNIFER J. BECKER, the Legal Representative of the Estate of Brian T. Becker, Deceased), SMITH & SHAPIRO, PLLC, 2520 St. Rose Parkway, Suite 220, Henderson, NV 89074.

4. Identify each respondent and the name and address of respondent counsel, if known, for each respondent (if the name of a respondent's appellate counsel is unknown, indicate as much and provide the name and address of that respondent's trial counsel):

\\

1) CHRISTOPHER D. SULLIVAN, ESQ.

Appellate counsel:
unknown

Trial counsel:
Christopher D. Sullivan, Esq.
Chris Sullivan Law Firm
332 S. Jones Blvd.
Las Vegas, NV 89107

2) ERNEST A. BECKER IV
KATHLEEN BECKER

Appellate counsel:
unknown

Trial counsel:
James J. Jimmerson, Esq.
The Jimmerson Law Firm, P.C.
415 South Sixth Street, Suite 100
Las Vegas, NV 89101

3) SALLIE E. BECKER
ERNEST A. BECKER V

Appellate counsel:
unknown

Trial counsel:
Nicholas J. Santoro, Esq.
Oliver J. Pancheri, Esq.
Santoro Whitmire
10100 West Charleston Blvd., Suite 250
Las Vegas, NV 89135

5. Indicate whether any attorney identified above in response to question 3 or 4 is not licensed to practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission): N/A.

6. Indicate whether appellant was represented by appointed or retained counsel in the district court: retained counsel.

7. Indicate whether respondent is represented by appointed or retained counsel on appeal: retained counsel.

8. Indicate whether appellant was granted leave to proceed in forma pauperis, and the date of entry of the district court order granting such leave: N/A.

9. Indicate the date the proceedings commenced in the district court (e.g., date complaint, indictment, information, or petition was filed): February 26, 2016.

10. Provide a brief description of the nature of the action and result in the district court, including the type of judgment or order being appealed and the relief granted by the district court:

The action involves various alleged breaches of contract by family members with joint business entities, related to the ownership and control of those entities. Appellants asserted causes of action against Respondents Ernest A. Becker IV, Kathleen Becker, Sallie E. Becker, and Ernest A. Becker V (the “**Becker Respondents**”) for breach of contract, breach of the implied covenant of good faith and fair dealing, conversion/constructive trust/embezzlement, declaratory relief, battery, injunctive relief, and breach of fiduciary duty.

On June 14, 2016, the Appellants and Becker Respondents entered into settlement of the claims in the case. However, on August 25, 2016, former legal counsel for Appellants, Respondent Christopher D. Sullivan, Esq. (“**Sullivan**”), filed a Notice of Attorneys’ Lien, claiming unpaid attorneys’ fees and costs in the amount of \$362,880.00 (the “**Attorneys’ Lien**”).

On September 13, 2016, the Appellants filed a Motion for Adjudication of Attorneys’ Lien. On October 25, 2016, the Court entered an Order in which the Court adjudicated the Attorneys’ Lien, awarding to Sullivan the sum of \$305,370.00 in relation to his Attorneys’ Lien (the “**Fee Order**”). The Fee Order addresses multiple issues. However, Appellant is only appealing that portion of the Fee Order which relates to the amount of the Attorney’s Lien.

11. Indicate whether the case has previously been the subject of an appeal to or original writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of the prior proceeding: N/A.

12. Indicate whether this appeal involves child custody or visitation: N/A.

13. If this is a civil case, indicate whether this appeal involves the possibility of settlement: Settlement is possible.

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1 DATED this 23rd day of November, 2016.

2 SMITH & SHAPIRO, PLLC

3
4 /s/ James E. Shapiro
James E. Shapiro, Esq.
Nevada Bar No. 7907
5 Sheldon A. Herbert, Esq.
Nevada Bar No. 5988
6 2520 St. Rose Parkway, Suite #220
Henderson, NV 89074
7 *Attorneys for Plaintiffs/Appellants*

8
9 **CERTIFICATE OF SERVICE**

10 I hereby certify that I am an employee of SMITH & SHAPIRO, PLLC, and that on the 23rd
11 day of November, 2016, I served a true and correct copy of the forgoing **CASE APPEAL**
12 **STATEMENT**, by e-serving a copy on all parties registered and listed as Service Recipients in
13 Wiznet, the Court's on-line, electronic filing website, pursuant to Administrative Order 14-2, entered
14 by the Chief Judge, Jennifer Togliatti, on May 9, 2014.

15
16 /s/ Jill M. Berghammer
17 An employee of SMITH & SHAPIRO, PLLC
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DEPARTMENT 11
CASE SUMMARY
CASE NO. A-16-732494-B

Brian Becker, Plaintiff(s)

vs.

Ernest Becker, IV, Defendant(s)

§
§
§
§
§
§

Location: **Department 11**
Judicial Officer: **Gonzalez, Elizabeth**
Filed on: **02/26/2016**
Case Number History: **A-16-732494-C**
Cross-Reference Case Number: **A732494**

CASE INFORMATION

Case Type: **Other Business Court Matters**

Case Flags: **Discovery heard by Department
Appealed to Supreme Court
Filing Fee Balance Due**

*Sallie Becker, Ernest Becker V -
1st appearance not paid as of
9/26/16*

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	A-16-732494-B
Court	Department 11
Date Assigned	03/02/2016
Judicial Officer	Gonzalez, Elizabeth

PARTY INFORMATION

Plaintiff	Becker, Brian	<i>Lead Attorneys</i> Shapiro, James E. <i>Retained</i> 702-796-4000(W)
	Becker, Kimberly	Shapiro, James E. <i>Retained</i> 702-796-4000(W)
Defendant	2014 Grandchildren IV Trust	
	3000 MW LLC	
	95 LLC	
	Alexander Tenaya LLC	
	Ann Tenaya Plaza LLC	
	At-Qta LLC	
	Becker Equities LLC	
	Becker Nevada Trust	
	Becker, Ernest A, IV	Jimmerson, James Joseph, ESQ <i>Retained</i> 702-388-7171(W)
	Becker, Ernest, V	Santoro, Nicholas J. <i>Retained</i> 702-948-8771(W)
	Becker, Kathleen	Jimmerson, James Joseph,

DEPARTMENT 11
CASE SUMMARY
CASE NO. A-16-732494-B

ESQ
Retained
702-388-7171(W)

Becker, Sallie

Santoro, Nicholas J.
Retained
702-948-8771(W)

Beks 2014 Insurance Trust

Beks Group LLC

Brian Timothy Becker 2000 Irrevocable Trust

C & W Properties LLC

Capital Reef LLC

Castle Rock Properties LLC

CRPP LLC

D16 LLC

Desert Holdings LLC

Schwarz, Joel Z.
Retained
702-550-4400(W)

Desert Investments LLC

EB Family Holdings LLC

Ernest A Becker Investment Company

Ernest August Becker 2000 Irrevocable Trust

HCP Properties LLC

Hidden Canyon LLC

Kimberly Becker Riggs 2000 Irrevocable Trust

Las Vegas Apartment Property LLC

LM Jones

LMP LLC

LV Apartment Properties

Meadows Apartment Properties

Ocean Breeze LLC

Paririe Dog LLC


Pinetree LLC

Rancho Properties LLC















S & B Apartments LLC

Sallie Elizabeth Becker 2000 Irrevocable Trust











TP 1000 LLC

DATE	EVENTS & ORDERS OF THE COURT	INDEX
02/26/2016	 Initial Appearance Fee Disclosure	











DEPARTMENT 11
CASE SUMMARY
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	Filed By: Plaintiff Becker, Brian <i>iafd</i>
02/26/2016	 Complaint Filed By: Plaintiff Becker, Brian <i>Complaint</i>
03/01/2016	 Ex Parte Motion Filed By: Plaintiff Becker, Brian <i>Ex Parte Motion for Order Shortening Time</i>
03/01/2016	 Ex Parte Motion Filed By: Plaintiff Becker, Brian <i>Ex Parte Motion for Temporary Restraining Order on and Order Shortening Time and Motion for Preliminary Injunction</i>
03/01/2016	 Minute Order (9:00 AM) (Judicial Officer: Crockett, Jim) <i>Minute Order: Recusal</i>
03/02/2016	 Notice of Department Reassignment <i>Notice of Department Reassignment</i>
03/03/2016	 Telephonic Conference (3:00 PM) (Judicial Officer: Gonzalez, Elizabeth)
03/29/2016	 Telephonic Conference (4:30 PM) (Judicial Officer: Gonzalez, Elizabeth)
03/30/2016	 Supplement Filed by: Plaintiff Becker, Brian <i>Supplement to Motion for TRO and Preliminary Injunction</i>
03/30/2016	 Supplement Filed by: Plaintiff Becker, Brian <i>Supplement to Motion for TRO and Preliminary Injunction</i>
04/01/2016	 Motion to Dismiss Filed By: Defendant Desert Holdings LLC <i>Defendant Desert Holdings, LLC's Motion to Dismiss and Opposition to Plaintiffs' Motion for Preliminary Injunction</i>
04/04/2016	 Opposition to Motion Filed By: Defendant Becker, Sallie <i>Opposition to Motion for Temporary Restraining Order and Preliminary Injunction</i>
04/04/2016	 Opposition to Motion Filed By: Defendant Becker, Sallie <i>Opposition to Motion for Temporary Restraining Order and Preliminary Injunction</i>
04/04/2016	 Reporters Transcript <i>Transcript of Proceedings: Telephone Conference March 29, 2016</i>
04/04/2016	 Initial Appearance Fee Disclosure Filed By: Defendant Desert Holdings LLC <i>Desert Holdings, LLC's Initial Appearance Fee Disclosure</i>













DEPARTMENT 11
CASE SUMMARY
CASE NO. A-16-732494-B

04/05/2016	 Initial Appearance Fee Disclosure Filed By: Defendant Becker, Ernest A, IV <i>Initial Appearance Fee Disclosure</i>
04/05/2016	 Motion for Temporary Restraining Order (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) 04/05/2016, 04/14/2016, 04/20/2016 <i>Plaintiffs' Ex Parte Motion for Temporary Restraining Order on an Order Shortening Time and Motion for Preliminary Injunction</i>
04/05/2016	 Opposition and Countermotion Filed By: Defendant Becker, Ernest A, IV <i>Defendant, Ernest Becker IV, and Kathleen Becker's Opposition to "Ex-Party Motion for Temporary Restraining Order on an Order Shortening Time and Motion for Preliminary Injunction and Defendants' Countermotion for Injunctive Relief, for Immediate Release of Control of Defendants' Assets, Books, Accounts Operations to Defendants, and Management of Certain Defendant Entities, Motion to Strike Plaintiffs' Supplement, for Sanctions and for Attorneys' Fees, and Costs</i>
04/06/2016	 Media Request and Order <i>Media Request And Order Allowing Camera Access To Court Proceedings</i>
04/08/2016	 Receipt of Copy Filed by: Defendant Becker, Ernest A, IV <i>Receipt of Copy</i>
04/11/2016	 Opposition to Motion to Dismiss Filed By: Plaintiff Becker, Brian <i>Opposition to Motion to Dismiss Against Desert Investments LLC</i>
04/11/2016	 Joinder To Motion Filed By: Defendant Becker, Ernest A, IV <i>Defendants, Ernest Becker IV and Kathleen Becker's Joinder to Desert Holdings, LLC's Motion to Dismiss</i>
04/11/2016	 First Amended Complaint Filed By: Plaintiff Becker, Brian <i>First Amended Complaint: 1.Breach of Contract; 2. Breach of the Covenant of G/F and F/D 3. Breach of Fiduciary Duty 4. Declaratory Relief 5. Battery 6. Injunctive Relief 7. Breach of Fiduciary Duty</i>
04/12/2016	Motion to Dismiss (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant Desert Holdings, LLC's Motion to Dismiss and Opposition to Plaintiffs' Motion for Preliminary Injunction</i>
04/12/2016	Joinder (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendants, Ernest Becker IV and Kathleen Becker's Joinder to Desert Holdings, LLC's Motion to Dismiss</i>
04/12/2016	 All Pending Motions (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
04/13/2016	 Motion in Limine Filed By: Defendant Becker, Ernest, V <i>Defendants, Ernest Becker, IV and Kathleen Becker's Motion in Limine to Exclude Testimony or Other Evidence and Testimony That Does Not Relate Directly to Whether or Not a Settlement Agreement Was Reached Between the Parties</i>















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04/13/2016	 Exhibits Filed By: Defendant Becker, Ernest A, IV <i>Defendants, Ernest Becker, IV and Kathleen Becker's Proposed Exhibits for Evidentiary Hearing</i>
04/13/2016	 Joinder Filed By: Defendant Becker, Sallie <i>Defendants Sallie Becker and Ernest Becker V's Joinder to Defendants Ernest Becker, IV and Kathleen Becker's Proposed Exhibits for Evidentiary Hearing</i>
04/14/2016	Evidentiary Hearing (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) 04/14/2016, 04/20/2016
04/14/2016	Opposition and Countermotion (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) 04/14/2016, 04/20/2016 <i>Defendant, Ernest Becker IV, and Kathleen Becker's Opposition to "Ex-Party Motion for Temporary Restraining Order on an Order Shortening Time and Motion for Preliminary Injunction and Defendants' Countermotion for Injunctive Relief, for Immediate Release of Control of Defendants' Assets, Books, Accounts Operations to Defendants, and Management of Certain Defendant Entities, Motion to Strike Plaintiffs' Supplement, for Sanctions and for Attorneys' Fees, and Costs</i>
04/14/2016	Motion in Limine (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendants, Ernest Becker, IV and Kathleen Becker's Motion in Limine to Exclude Testimony or Other Evidence and Testimony That Does Not Relate Directly to Whether or Not a Settlement Agreement Was Reached Between the Parties</i>
04/14/2016	 All Pending Motions (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
04/20/2016	 Reporters Transcript <i>Transcript of Proceedings: Hearing on Motion for TRO and Preliminary Injunction April 5, 2016</i>
04/20/2016	 All Pending Motions (10:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
04/21/2016	 Order Filed By: Defendant Becker, Ernest A, IV <i>Order</i>
04/22/2016	 Notice of Entry of Order Filed By: Defendant Becker, Ernest A, IV <i>Notice of Entry of Order</i>
04/28/2016	 Order Filed By: Defendant Desert Holdings LLC <i>Order Granting in Part and Denying in Part Defendant Desert Holdings, LLC's Motion to Dismiss</i>
04/29/2016	 Notice of Entry of Order Filed By: Defendant Desert Holdings LLC <i>Notice of Entry of Order</i>
05/03/2016	 Reporters Transcript <i>Transcript of Proceedings: Evidentiary Hearing - Day 1 April 14, 2016</i>








DEPARTMENT 11
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05/03/2016	 Reporters Transcript <i>Transcript of Proceedings: Evidentiary Hearing - Day 2 April 20, 2016</i>
05/24/2016	 Production of Documents Filed by: Defendant Becker, Ernest A, IV <i>Defendants, Ernest Becker IV and Kathleen Becker's Supplemental Disclosure of Potential Exhibits</i>
05/26/2016	 Production of Documents Filed by: Defendant Becker, Kathleen <i>Defendants, Ernest A. Becker IV and Kathleen Becker's Third Supplemental Disclosure of Potential Exhibits</i>
05/27/2016	 Status Check (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 05/27/2016, 06/10/2016 <i>Status Check re: Hearing</i>
05/27/2016	 Settlement Conference (9:30 AM) (Judicial Officer: Delaney, Kathleen E.) 05/27/2016, 06/13/2016
06/09/2016	 Motion Filed By: Defendant Becker, Ernest A, IV <i>Defendants, Ernest Becker IV and Kathleen Becker's Motion to Compel Loan Payments, to Allow EAB INV to Manage Certain Properties, for Reimbursement of Advances and Other Deductions, to Confirm Management Fees, for Attorneys Fees and Costs, and Other Related Relief</i>
06/10/2016	Telephonic Conference (11:45 AM) (Judicial Officer: Gonzalez, Elizabeth)
06/10/2016	 All Pending Motions (11:45 AM) (Judicial Officer: Gonzalez, Elizabeth)
06/10/2016	All Pending Motions (1:30 PM) (Judicial Officer: Gonzalez, Elizabeth)
06/21/2016	 Notice of Association of Counsel Filed By: Plaintiff Becker, Brian <i>Notice of Association of Counsel</i>
07/14/2016	 Receipt Party: Defendant Becker, Ernest A, IV <i>Receipt of Original Check</i>
07/15/2016	 Motion to Compel (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 07/15/2016, 07/29/2016, 08/05/2016 <i>Defendants, Ernest Becker IV and Kathleen Becker's Motion to Compel Loan Payments, to Allow EAB INV to Manage Certain Properties, for Reimbursement of Advances and Other Deductions, to Confirm Management Fees, for Attorneys Fees and Costs, and Other Related Relief</i>
08/12/2016	 Receipt of Copy Filed by: Defendant Becker, Ernest A, IV <i>Receipt of Copy</i>
08/12/2016	 Receipt of Copy Filed by: Defendant Becker, Ernest A, IV <i>Receipt of Copy</i>

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08/12/2016	 Receipt of Copy Filed by: Plaintiff Becker, Brian <i>Receipt of Original Check</i>
08/12/2016	 Receipt of Copy Filed by: Defendant Becker, Ernest A, IV <i>Receipt of Original Checks (Replacement)</i>
08/24/2016	 Notice of Attorney Lien Filed By: Plaintiff Becker, Brian <i>Notice Of Attorney's Lien</i>
09/13/2016	 Motion to Adjudicate Attorney's Lien Filed by: Plaintiff Becker, Brian <i>Motion for Adjudication of Attorneys' Fees Lien on Order Shortening Time</i>
09/22/2016	 Receipt Party: Defendant Becker, Ernest A, IV <i>Receipt of Original Checks</i>
09/22/2016	 Receipt Party: Defendant Becker, Ernest A, IV <i>Receipt of Original Checks</i>
09/23/2016	 Response Filed by: Defendant Becker, Sallie <i>Defendants Sallie Becker and Ernest Becker V's Response to Motion for Adjudication of Attorney's Lien on Order Shortening Time</i>
09/26/2016	 Supplement Filed by: Plaintiff Becker, Brian <i>Supplement in Support of Motion for Adjudication of Attorneys Lien</i>
09/26/2016	 Response Filed by: Plaintiff Becker, Brian <i>Response to Plaintiff's Motion to Adjudicate Lien and Motion to Withdraw as Counsel</i>
09/27/2016	 Motion (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) 09/27/2016, 09/30/2016, 10/07/2016 <i>Plaintiff's Motion for Adjudication of Attorneys' Fees Lien on Order Shortening Time</i>
10/13/2016	 Status Check (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) 10/13/2016, 11/04/2016
10/14/2016	 Amended Notice Filed By: Plaintiff Becker, Brian <i>Amended Notice of Attorney's Lien</i>
10/17/2016	 Telephonic Conference (11:45 AM) (Judicial Officer: Gonzalez, Elizabeth)
10/24/2016	 Telephonic Conference (2:00 PM) (Judicial Officer: Gonzalez, Elizabeth)

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10/25/2016	 Order Filed By: Defendant Becker, Ernest A, IV <i>Order Adjudicating Attorney's Lien & Withdrawal of Counsel</i>
10/27/2016	 Notice of Entry of Order Filed By: Defendant Becker, Ernest A, IV <i>Notice of Entry of Order Adjudicating Attorney's Lien and Withdrawal of Counsel</i>
11/02/2016	 Order Filed By: Plaintiff Becker, Brian <i>Order Regarding Real Estate Referral Fees</i>
11/02/2016	 Notice of Entry of Order Filed By: Plaintiff Becker, Brian <i>Notice of Entry of Order Regarding Real Estate Referral Fees</i>
11/15/2016	 Receipt of Copy Filed by: Defendant Becker, Ernest A, IV <i>Receipt of Original Checks</i>
11/23/2016	 Notice of Appeal Filed By: Plaintiff Becker, Brian <i>Notice of Appeal</i>
11/23/2016	 Case Appeal Statement Filed By: Plaintiff Becker, Brian <i>Case Appeal Statement</i>

DATE	FINANCIAL INFORMATION
	Attorney Sullivan, Christopher D. Total Charges 128.00 Total Payments and Credits 128.00 Balance Due as of 12/1/2016 0.00
	Defendant Becker, Ernest A, IV Total Charges 223.00 Total Payments and Credits 223.00 Balance Due as of 12/1/2016 0.00
	Defendant Becker, Kathleen Total Charges 30.00 Total Payments and Credits 30.00 Balance Due as of 12/1/2016 0.00
	Defendant Desert Holdings LLC Total Charges 223.00 Total Payments and Credits 223.00 Balance Due as of 12/1/2016 0.00
	Plaintiff Becker, Brian Total Charges 443.00 Total Payments and Credits 443.00 Balance Due as of 12/1/2016 0.00
	Plaintiff Becker, Kimberly Total Charges 30.00 Total Payments and Credits 30.00 Balance Due as of 12/1/2016 0.00

DEPARTMENT 11
CASE SUMMARY
CASE NO. A-16-732494-B

DISTRICT COURT CIVIL COVER SHEET

Clark

County, Nevada

A-16-732494-C

Case No.

(Assigned by Clerk's Office)

XXIV

I. Party Information (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone):

Brian Becker

Defendant(s) (name/address/phone):

ERNEST A. Becker IV

Attorney (name/address/phone):

Chris Sullivan Esq
510 S. 8th St
Las Vegas, NV 89101
(702) 471-0112

Attorney (name/address/phone):

II. Nature of Controversy (please select the one most applicable filing type below)

Civil Case Filing Types

<p style="text-align: center;">Real Property</p> <p>Landlord/Tenant</p> <p><input type="checkbox"/> Unlawful Detainer</p> <p><input type="checkbox"/> Other Landlord/Tenant</p> <p>Title to Property</p> <p><input type="checkbox"/> Judicial Foreclosure</p> <p><input type="checkbox"/> Other Title to Property</p> <p>Other Real Property</p> <p><input type="checkbox"/> Condemnation/Eminent Domain</p> <p><input checked="" type="checkbox"/> Other Real Property</p>	<p style="text-align: center;">Negligence</p> <p><input type="checkbox"/> Auto</p> <p><input type="checkbox"/> Premises Liability</p> <p><input type="checkbox"/> Other Negligence</p> <p style="text-align: center;">Malpractice</p> <p><input type="checkbox"/> Medical/Dental</p> <p><input type="checkbox"/> Legal</p> <p><input type="checkbox"/> Accounting</p> <p><input type="checkbox"/> Other Malpractice</p>	<p style="text-align: center;">Torts</p> <p>Other Torts</p> <p><input type="checkbox"/> Product Liability</p> <p><input type="checkbox"/> Intentional Misconduct</p> <p><input type="checkbox"/> Employment Tort</p> <p><input type="checkbox"/> Insurance Tort</p> <p><input type="checkbox"/> Other Tort</p>
<p style="text-align: center;">Probate</p> <p>Probate (select case type and estate value)</p> <p><input type="checkbox"/> Summary Administration</p> <p><input type="checkbox"/> General Administration</p> <p><input type="checkbox"/> Special Administration</p> <p><input type="checkbox"/> Set Aside</p> <p><input type="checkbox"/> Trust/Conservatorship</p> <p><input type="checkbox"/> Other Probate</p> <p>Estate Value</p> <p><input type="checkbox"/> Over \$200,000</p> <p><input type="checkbox"/> Between \$100,000 and \$200,000</p> <p><input type="checkbox"/> Under \$100,000 or Unknown</p> <p><input type="checkbox"/> Under \$2,500</p>	<p style="text-align: center;">Construction Defect & Contract</p> <p>Construction Defect</p> <p><input type="checkbox"/> Chapter 40</p> <p><input type="checkbox"/> Other Construction Defect</p> <p style="text-align: center;">Contract Case</p> <p><input type="checkbox"/> Uniform Commercial Code</p> <p><input type="checkbox"/> Building and Construction</p> <p><input type="checkbox"/> Insurance Carrier</p> <p><input type="checkbox"/> Commercial Instrument</p> <p><input type="checkbox"/> Collection of Accounts</p> <p><input type="checkbox"/> Employment Contract</p> <p><input type="checkbox"/> Other Contract</p>	<p style="text-align: center;">Judicial Review/Appeal</p> <p>Judicial Review</p> <p><input type="checkbox"/> Foreclosure Mediation Case</p> <p><input type="checkbox"/> Petition to Seal Records</p> <p><input type="checkbox"/> Mental Competency</p> <p style="text-align: center;">Nevada State Agency Appeal</p> <p><input type="checkbox"/> Department of Motor Vehicle</p> <p><input type="checkbox"/> Worker's Compensation</p> <p><input type="checkbox"/> Other Nevada State Agency</p> <p style="text-align: center;">Appeal Other</p> <p><input type="checkbox"/> Appeal from Lower Court</p> <p><input type="checkbox"/> Other Judicial Review/Appeal</p>
<p style="text-align: center;">Civil Writ</p> <p>Civil Writ</p> <p><input type="checkbox"/> Writ of Habeas Corpus</p> <p><input type="checkbox"/> Writ of Mandamus</p> <p><input type="checkbox"/> Writ of Quo Warrant</p> <p><input type="checkbox"/> Writ of Prohibition</p> <p><input type="checkbox"/> Other Civil Writ</p>		<p style="text-align: center;">Other Civil Filing</p> <p>Other Civil Filing</p> <p><input type="checkbox"/> Compromise of Minor's Claim</p> <p><input type="checkbox"/> Foreign Judgment</p> <p><input type="checkbox"/> Other Civil Matters</p>

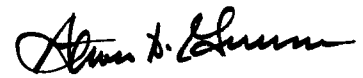
~~Business Court filings should be filed using the Business Court civil coversheet.~~

2-26-16

Date

Signature of initiating party or representative

See other side for family-related case filings.



CLERK OF THE COURT

ORDR

THE JIMMERSON LAW FIRM, P.C.
JAMES J. JIMMERSON, ESQ.
Nevada Bar No. 000264
jjj@jimmersonlawfirm.com
415 South Sixth Street, Ste. 100
Las Vegas, Nevada 89101
Attorneys for Defendants,
ERNEST BECKER,
KATHY BECKER, ET AL.

DISTRICT COURT

CLARK COUNTY, NEVADA

BRIAN BECKER and KIMBERLY BECKER (aka
KIMBERLY BECKER RIGGS) as individuals, Managers,
Members, Trustees, and/or Signatories;

PLAINTIFFS,

v.

ERNEST A. BECKER IV, an individual; KATHLEEN
BECKER, an individual; SALLIE BECKER, an individual;
ERNEST BECKER V, an individual; BEKS GROUP,
LLC, a Nevada Limited Liability Corporation; EB FAMILY
HOLDINGS, LLC, a Nevada Limited Liability
Corporation; DESERT INVESTMENTS, LLC, a Nevada
Limited Liability Corporation; PINETREE, LLC, a
Nevada Limited Liability Corporation; LV APARTMENT
PROPERTIES, a Nevada Limited Liability Corporation;
ANN TENAYA PLAZA, LLC, a Nevada Limited Liability
Corporation; OCEAN BREEZE, LLC, a Nevada Limited
Liability Corporation; BECKER EQUITIES, LLC, a
Nevada Limited Liability Corporation; CASTLE ROCK
PROPERTIES, LLC, a Nevada Limited Liability
Corporation; MEADOWS APARTMENT
PROPERTIES, LLC; a Nevada Limited Liability
Corporation; ERNEST A. BECKER INVESTMENT
COMPANY, a Nevada Corporation; PRAIRIE DOG,
LLC, a Nevada Limited Liability Company; HIDDEN
CANYON, LLC, a Nevada Limited Liability Company;
CAPITAL REEF, LLC, a Nevada Limited Liability
Company; LMP, LLC, a Nevada Limited Liability

Case No. A-16-732494-B

Dept No. XI

ORDER

Company; 95, LLC, a Nevada Limited Liability Company; LM JONES, LLC, a Nevada Limited Liability Company; RANCHO PROPERTIES, LLC, a Nevada Limited Liability Company; C&W PROPERTIES, LLC, a Nevada Limited Liability Company; TP1000, LLC, a Nevada Limited Liability Company; D16, LLC, a Nevada Limited Liability Company; CRPP, LLC, a Nevada Limited Liability Company; 3000MW, LLC, a Nevada Limited Liability Company; S&B APARTMENTS, LLC, a Nevada Limited Liability Company; DESERT HOLDINGS, LLC, a Nevada Limited Liability Company; LAS VEGAS APARTMENT PROPERTY, LLC, a Nevada Limited Liability Company; ALEXANDER TENAYA, LLC, a Nevada Limited Liability Company; AT-QTA, LLC, a Nevada Limited Liability Company; HCP PROPERTIES, LLC, a Nevada Limited Liability Company; BEKS 2014 INSURANCE TRUST, A Nevada Trust; BECKER-NEVADA TRUST, A Nevada Trust; SALLIE ELIZABETH BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; BRIAN TIMOTHY BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; ERNEST AUGUST BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; KIMBERLY BECKER RIGGS 2000 IRREVOCABLE TRUST, A Nevada Trust; 2014 GRANDCHILDREN'S IV TRUST, A Nevada Trust; DOES I thru XX, individuals, and; ROE CORPORATIONS I through XX,

Defendants.

ORDER ADJUDICATING ATTORNEY'S LIEN & WITHDRAWAL OF COUNSEL

The Court having reviewed Plaintiff's Motion for Adjudication of Attorney's Lien, and the related briefing and being fully informed, and having further conducted a telephonic hearing on October 17, 2016 at the request of Defendants, grants the motion in part, as follows.

The Court FINDS, after a thorough review of the documentation and spreadsheets, (including Chris Sullivan Law Firm's 112 page bill which included in excess of 2,300

1 billable line items) and given the nature of the case, the quality of the representation, the
2 result, and the long hours exhibited by counsel, and the parties (including the settlement
3 Judge), that settlement herein in subject to a lien under NRS 18.015.

4 The Lien amount of \$362,880 is hereby reduced by the following amounts:

5	Amounts already paid	\$21,500
6	Amounts billed for invoice preparation	\$21,680
7	The amount included for the Fierro bill	\$10,000
8	Amounts billed for a 2/18 meeting	\$4,250

9 Consequently, the lien is hereby adjudicated in the amount of \$305,370.

10 The Court FINDS the remainder of the issues raised by movants to be without
11 merit, as the remaining entries in their spreadsheet, when calculated, would bring the total
12 bill well below the amount of attorney's fees movants requested in their own Settlement
13 Brief (which was \$478,000) as well as their own testimony at the Evidentiary Hearing,
14 some months before, where they argued their attorney's bill to be \$115,000 at that time.

15 That the objections to perfection made by Plaintiffs are hereby denied as the liens
16 have been perfected under 18.015 against all parties hereto.

17 The Court having reviewed Chris Sullivan Law Firm's Motion to Withdraw as
18 counsel the papers and pleadings on file in this matter, as proper service has been
19 provided, and no opposition having been filed, and good cause appearing, hereby grants
20 the Motion to Withdraw.

21 This Court retains jurisdiction over the settlement herein to enforce the lien
22 pursuant to NRS 18.015(7), subject to the Order herein below.

23 NOW, THEREFORE:
24
25
26
27
28

1 IT IS HEREBY ORDERED that the Lien is hereby adjudicated in the amount of
2 \$305,370;

3 IT IS FURTHER ORDERED that all parties shall have a safe harbor in effectuating
4 the settlement of the dispute between the parties and completing the closing. That
5 settlement involves the transfer of certain membership interests and properties between
6 Plaintiffs and the Defendants. No party shall have any liability to Mr. Sullivan's firm by
7 virtue of the Lien or any transfer made pursuant to the settlement, and Defendants shall
8 have no liability to Plaintiffs relating to the Lien. For the avoidance of doubt, all parties are
9 free to proceed with any and all transfers required under the settlement without violating
10 the Lien or incurring any liability relating to the Lien. Transfers made pursuant to the
11 settlement agreement by the parties are not enjoined by this Order.
12

13 IT IS FURTHER ORDERED that Plaintiffs are enjoined from transferring any
14 property or interest they receive as a result of the settlement for a period of sixty (60) days
15 after the date of entry of this Order unless the lien has been satisfied or unless otherwise
16 ordered by this Court. Mr. Sullivan will be enjoined from undertaking any effort to collect
17 on the Attorney's Lien during the same period of time to allow the parties to attempt to
18 reach a resolution on payment of the Lien.
19

20
21 ///

22 ///

23 ///

1 IT IS FURTHER ORDERED that Smith & Shapiro shall hold any monetary
2 payments made after the filing of the Notice of Attorney's Lien made pursuant to the
3 settlement in trust and shall not release the same except to Mr. Sullivan unless the lien
4 has been satisfied or unless otherwise ordered by this Court.

5 Respectfully submitted this 24th, day of October, 2016

6
7 
8 DISTRICT COURT JUDGE

9 Respectfully Submitted:

10 THE JIMMERSON LAW FIRM, P.C.

11
12 
JAMES J. JIMMERSON, ESQ.

Nevada Bar No. 000264

13 MICHAEL C. FLAXMAN, ESQ.

Nevada Bar No. 012963

14 415 South Sixth Street, Ste. 100

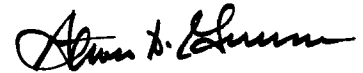
15 Las Vegas, Nevada 89101

Phone: (702) 388-7171

16 Attorneys for Defendants,

17 ERNEST A. BECKER, IV and

KATHLEEN BECKER



CLERK OF THE COURT

1 **NOEJ**

2 **THE JIMMERSON LAW FIRM, P.C.**

3 **JAMES J. JIMMERSON, ESQ.**

4 Nevada Bar No. 000264

5 jjj@jimersonlawfirm.com

6 415 South Sixth Street, Ste. 100

7 Las Vegas, Nevada 89101

8 Attorneys for Defendants,

9 ERNEST BECKER,

10 KATHY BECKER, ET AL.

11 **DISTRICT COURT**

12 **CLARK COUNTY, NEVADA**

13 BRIAN BECKER and KIMBERLY BECKER (aka
14 KIMBERLY BECKER RIGGS) as individuals, Managers,
15 Members, Trustees, and/or Signatories;

16 **PLAINTIFFS,**

17 **v.**

18 ERNEST A. BECKER IV, an individual; KATHLEEN
19 BECKER, an individual; SALLIE BECKER, an individual;
20 ERNEST BECKER V, an individual; BEKS GROUP,
21 LLC, a Nevada Limited Liability Corporation; EB FAMILY
22 HOLDINGS, LLC, a Nevada Limited Liability
23 Corporation; DESERT INVESTMENTS, LLC, a Nevada
24 Limited Liability Corporation; PINETREE, LLC, a
25 Nevada Limited Liability Corporation; LV APARTMENT
26 PROPERTIES, a Nevada Limited Liability Corporation;
27 ANN TENAYA PLAZA, LLC, a Nevada Limited Liability
28 Corporation; OCEAN BREEZE, LLC, a Nevada Limited
Liability Corporation; BECKER EQUITIES, LLC, a
Nevada Limited Liability Corporation; CASTLE ROCK
PROPERTIES, LLC, a Nevada Limited Liability
Corporation; MEADOWS APARTMENT
PROPERTIES, LLC; a Nevada Limited Liability
Corporation; ERNEST A. BECKER INVESTMENT
COMPANY, a Nevada Corporation; PRAIRIE DOG,
LLC, a Nevada Limited Liability Company; HIDDEN
CANYON, LLC, a Nevada Limited Liability Company;
CAPITAL REEF, LLC, a Nevada Limited Liability
Company; LMP, LLC, a Nevada Limited Liability

Case No. A-16-732494-B

Dept No. XI

**NOTICE OF ENTRY OF
ORDER ADJUDICATING
ATTORNEY'S LIEN AND
WITHDRAWAL OF
COUNSEL**

**Regional Justice Center
Courtroom 14C**

Company; 95, LLC, a Nevada Limited Liability Company; LM JONES, LLC, a Nevada Limited Liability Company; RANCHO PROPERTIES, LLC, a Nevada Limited Liability Company; C&W PROPERTIES, LLC, a Nevada Limited Liability Company; TP1000, LLC, a Nevada Limited Liability Company; D16, LLC, a Nevada Limited Liability Company; CRPP, LLC, a Nevada Limited Liability Company; 3000MW, LLC, a Nevada Limited Liability Company; S&B APARTMENTS, LLC, a Nevada Limited Liability Company; DESERT HOLDINGS, LLC, a Nevada Limited Liability Company; LAS VEGAS APARTMENT PROPERTY, LLC, a Nevada Limited Liability Company; ALEXANDER TENAYA, LLC, a Nevada Limited Liability Company; AT-QTA, LLC, a Nevada Limited Liability Company; HCP PROPERTIES, LLC, a Nevada Limited Liability Company; BEKS 2014 INSURANCE TRUST, A Nevada Trust; BECKER-NEVADA TRUST, A Nevada Trust; SALLIE ELIZABETH BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; BRIAN TIMOTHY BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; ERNEST AUGUST BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; KIMBERLY BECKER RIGGS 2000 IRREVOCABLE TRUST, A Nevada Trust; 2014 GRANDCHILDREN'S IV TRUST, A Nevada Trust; DOES I thru XX, individuals, and; ROE CORPORATIONS I through XX,

Defendants.

NOTICE OF ENTRY OF ORDER

PLEASE TAKE NOTICE that the Order Adjudicating Attorney's Lien and Withdrawal of Counsel was entered in the above entitled matter on the 25th day of October, 2016, a copy of which is

///

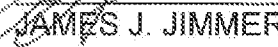
///

///

1 attached hereto.

2 DATED this 26 day of October, 2016.

3 JIMMERSON LAW FIRM, P.C.

4
5 
6 JAMES J. JIMMERSON, ESQ.
7 Nevada Bar No. 000264
8 jjj@jimmersonlawfirm.com
9 415 South Sixth Street, Ste. 100
10 Las Vegas, Nevada 89101
11 Attorneys for Defendants,
12 ERNEST BECKER,
13 KATHY BECKER, ET AL
14
15
16
17
18
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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of THE JIMMERSON LAW FIRM, P.C., and that on this 27th day of October, 2016, I served a true and correct copy of **NOTICE OF ENTRY OF ORDER**, as indicated below:

X by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada;

X by electronic means by operation of the Court's electronic filing system, upon each party in this case who is registered as an electronic case filing user with the Clerk;

_____ by facsimile pursuant to EDCR 7.26;

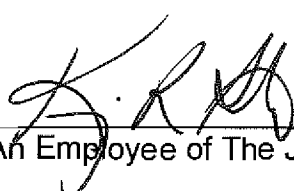
_____ by hand delivery with signed receipt of copy;

To the attorney(s) listed below at the address, email address, and/or facsimile number indicated below:

Chris Sullivan, Esq.
CHRIS SULLIVAN LAW FIRM
510 South Eighth Street
Las Vegas, Nevada 89101
Attorneys for Plaintiffs
BRIAN BECKER and
KIMBERLY BECKER

Nicholas J. Santoro, Esq.
Oliver Pancheri, Esq.
SANTORO WHITMIRE
10100 W. Charleston Blvd., Suite 250
Las Vegas, Nevada 89135
Attorneys for Defendants
SALLIE BECKER and
ERNEST BECKER, V

James E. Shapiro, Esq.
Sheldon A. Herbert, Esq.
Smith & Shapiro, PLLC
2520 St. Rose Parkway, Suite 220
Henderson, NVH 89074
Attorneys for Plaintiffs


An Employee of The Jimmerson Law Firm



CLERK OF THE COURT

ORDR

THE JIMMERSON LAW FIRM, P.C.
JAMES J. JIMMERSON, ESQ.
Nevada Bar No. 000264
jjj@jimersonlawfirm.com
415 South Sixth Street, Ste. 100
Las Vegas, Nevada 89101
Attorneys for Defendants,
ERNEST BECKER,
KATHY BECKER, ET AL.

DISTRICT COURT

CLARK COUNTY, NEVADA

BRIAN BECKER and KIMBERLY BECKER (aka
KIMBERLY BECKER RIGGS) as individuals, Managers,
Members, Trustees, and/or Signatories;

PLAINTIFFS,

v.

ERNEST A. BECKER IV, an individual; KATHLEEN
BECKER, an individual; SALLIE BECKER, an individual;
ERNEST BECKER V, an individual; BEKS GROUP,
LLC, a Nevada Limited Liability Corporation; EB FAMILY
HOLDINGS, LLC, a Nevada Limited Liability
Corporation; DESERT INVESTMENTS, LLC, a Nevada
Limited Liability Corporation; PINETREE, LLC, a
Nevada Limited Liability Corporation; LV APARTMENT
PROPERTIES, a Nevada Limited Liability Corporation;
ANN TENAYA PLAZA, LLC, a Nevada Limited Liability
Corporation; OCEAN BREEZE, LLC, a Nevada Limited
Liability Corporation; BECKER EQUITIES, LLC, a
Nevada Limited Liability Corporation; CASTLE ROCK
PROPERTIES, LLC, a Nevada Limited Liability
Corporation; MEADOWS APARTMENT
PROPERTIES, LLC; a Nevada Limited Liability
Corporation; ERNEST A. BECKER INVESTMENT
COMPANY, a Nevada Corporation; PRAIRIE DOG,
LLC, a Nevada Limited Liability Company; HIDDEN
CANYON, LLC, a Nevada Limited Liability Company;
CAPITAL REEF, LLC, a Nevada Limited Liability
Company; LMP, LLC, a Nevada Limited Liability

Case No. A-16-732494-B

Dept No. XI

ORDER

THE JIMMERSON LAW FIRM, P.C.
415 South Sixth Street, Suite 100, Las Vegas, Nevada 89101
Telephone (702) 388-7171 - Facsimile (702) 387-1167

Company; 95, LLC, a Nevada Limited Liability Company; LM JONES, LLC, a Nevada Limited Liability Company; RANCHO PROPERTIES, LLC, a Nevada Limited Liability Company; C&W PROPERTIES, LLC, a Nevada Limited Liability Company; TP1000, LLC, a Nevada Limited Liability Company; D16, LLC, a Nevada Limited Liability Company; CRPP, LLC, a Nevada Limited Liability Company; 3000MW, LLC, a Nevada Limited Liability Company; S&B APARTMENTS, LLC, a Nevada Limited Liability Company; DESERT HOLDINGS, LLC, a Nevada Limited Liability Company; LAS VEGAS APARTMENT PROPERTY, LLC, a Nevada Limited Liability Company; ALEXANDER TENAYA, LLC, a Nevada Limited Liability Company; AT-QTA, LLC, a Nevada Limited Liability Company; HCP PROPERTIES, LLC, a Nevada Limited Liability Company; BEKS 2014 INSURANCE TRUST, A Nevada Trust; BECKER-NEVADA TRUST, A Nevada Trust; SALLIE ELIZABETH BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; BRIAN TIMOTHY BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; ERNEST AUGUST BECKER 2000 IRREVOCABLE TRUST, A Nevada Trust; KIMBERLY BECKER RIGGS 2000 IRREVOCABLE TRUST, A Nevada Trust; 2014 GRANDCHILDREN'S IV TRUST, A Nevada Trust; DOES I thru XX, individuals, and; ROE CORPORATIONS I through XX,

Defendants.

ORDER ADJUDICATING ATTORNEY'S LIEN & WITHDRAWAL OF COUNSEL

The Court having reviewed Plaintiff's Motion for Adjudication of Attorney's Lien, and the related briefing and being fully informed, and having further conducted a telephonic hearing on October 17, 2016 at the request of Defendants, grants the motion in part, as follows.

The Court FINDS, after a thorough review of the documentation and spreadsheets, (including Chris Sullivan Law Firm's 112 page bill which included in excess of 2,300

1 billable line items) and given the nature of the case, the quality of the representation, the
2 result, and the long hours exhibited by counsel, and the parties (including the settlement
3 Judge), that settlement herein in subject to a lien under NRS 18.015.

4 The Lien amount of \$362,880 is hereby reduced by the following amounts:

5	Amounts already paid	\$21,500
6	Amounts billed for invoice preparation	\$21,680
7	The amount included for the Fierro bill	\$10,000
	Amounts billed for a 2/18 meeting	\$4,250

8 Consequently, the lien is hereby adjudicated in the amount of \$305,370.

9
10 The Court FINDS the remainder of the issues raised by movants to be without
11 merit, as the remaining entries in their spreadsheet, when calculated, would bring the total
12 bill well below the amount of attorney's fees movants requested in their own Settlement
13 Brief (which was \$478,000) as well as their own testimony at the Evidentiary Hearing,
14 some months before, where they argued their attorney's bill to be \$115,000 at that time.

15 That the objections to perfection made by Plaintiffs are hereby denied as the liens
16 have been perfected under 18.015 against all parties hereto.

17
18 The Court having reviewed Chris Sullivan Law Firm's Motion to Withdraw as
19 counsel the papers and pleadings on file in this matter, as proper service has been
20 provided, and no opposition having been filed, and good cause appearing, hereby grants
21 the Motion to Withdraw.

22 This Court retains jurisdiction over the settlement herein to enforce the lien
23 pursuant to NRS 18.015(7), subject to the Order herein below.

24
25 NOW, THEREFORE:

1 IT IS HEREBY ORDERED that the Lien is hereby adjudicated in the amount of
2 \$305,370;

3 IT IS FURTHER ORDERED that all parties shall have a safe harbor in effectuating
4 the settlement of the dispute between the parties and completing the closing. That
5 settlement involves the transfer of certain membership interests and properties between
6 Plaintiffs and the Defendants. No party shall have any liability to Mr. Sullivan's firm by
7 virtue of the Lien or any transfer made pursuant to the settlement, and Defendants shall
8 have no liability to Plaintiffs relating to the Lien. For the avoidance of doubt, all parties are
9 free to proceed with any and all transfers required under the settlement without violating
10 the Lien or incurring any liability relating to the Lien. Transfers made pursuant to the
11 settlement agreement by the parties are not enjoined by this Order.
12

13
14 IT IS FURTHER ORDERED that Plaintiffs are enjoined from transferring any
15 property or interest they receive as a result of the settlement for a period of sixty (60) days
16 after the date of entry of this Order unless the lien has been satisfied or unless otherwise
17 ordered by this Court. Mr. Sullivan will be enjoined from undertaking any effort to collect
18 on the Attorney's Lien during the same period of time to allow the parties to attempt to
19 reach a resolution on payment of the Lien.
20

21 ///

22 ///

23 ///

1 IT IS FURTHER ORDERED that Smith & Shapiro shall hold any monetary
2 payments made after the filing of the Notice of Attorney's Lien made pursuant to the
3 settlement in trust and shall not release the same except to Mr. Sullivan unless the lien
4 has been satisfied or unless otherwise ordered by this Court.

5 Respectfully submitted this 24th, day of October, 2016

6
7 
8 DISTRICT COURT JUDGE

9 Respectfully Submitted:

10 THE JIMMERSON LAW FIRM, P.C.

11
12 
13 JAMES J. JIMMERSON, ESQ.

Nevada Bar No. 000264

14 MICHAEL C. FLAXMAN, ESQ.

Nevada Bar No. 012963

415 South Sixth Street, Ste. 100

Las Vegas, Nevada 89101

Phone: (702) 388-7171

Attorneys for Defendants,

ERNEST A. BECKER, IV and

KATHLEEN BECKER

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

March 01, 2016

A-16-732494-B Brian Becker, Plaintiff(s)
vs.
Ernest Becker, IV, Defendant(s)

March 01, 2016 9:00 AM Minute Order

HEARD BY: Crockett, Jim **COURTROOM:** Phoenix Building Courtroom -
11th Floor

COURT CLERK: Theresa Lee

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Based upon the Court's relationship with the Becker family, COURT ORDERED, to avoid the appearance of impropriety and implied bias, this Court hereby disqualifies itself and ORDERS, this case be REASSIGNED at random.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

March 03, 2016

A-16-732494-B	Brian Becker, Plaintiff(s)
	vs.
	Ernest Becker, IV, Defendant(s)

March 03, 2016 3:00 PM Telephonic Conference

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT: Sullivan, Christopher D. Attorney

JOURNAL ENTRIES

- Also participating telephonically: Attorney James Joseph Jimmerson.

Court made a disclosure that it had been asked by Mr. Ernest Becker to be represented in an automobile accident case probably 15 to 20 years ago; the Court is not concerned, but if after speaking with their clients counsel do not want this Court to act on this case they are to let the Court know. Mr. Sullivan stated he will email Mr. Jimmerson. Mr. Jimmerson noted they may resolve this case informally but if not then a hearing in some reasonable period of time would be fine.

Per Mr. Jimmerson's request for relief, and there being no opposition by Mr. Sullivan, Court DIRECTED that the desk and two chairs of Mr. Ernest Becker IV, the older brother, be moved in a civil fashion. Court noted it is always better to videotape the process.

Mr. Sullivan inquired whether the Court did represent Mr. Becker. Court advised it met with Mr. Becker once and communicated with retained counsel once or twice, but the case ultimately settled; Atty. Owen Nitz had a concern that the insurance company and appointed attorney would not treat Mr. Becker fairly.

CLERK'S NOTE: Following the call, Mr. Sullivan notified the Law Clerk that his client would be amenable to Judge Gonzalez hearing the case.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

March 29, 2016

A-16-732494-B	Brian Becker, Plaintiff(s)
	vs.
	Ernest Becker, IV, Defendant(s)

March 29, 2016 4:30 PM Telephonic Conference

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT: Sullivan, Christopher D. Attorney

JOURNAL ENTRIES

- Also participating telephonically: Attorney James Jimmerson for Defendants Ernest and Kathleen Becker and a host of other companies whose names he is unable to say at the moment, but they are entities on which he has not made an appearance; Attorney Nicholas Santoro and Attorney Oliver Pancheri for Defendants Sallie Becker and Ernest Becker V.

Mr. Jimmerson advised Mr. and Mrs. Ernest and Kathleen Becker are present with him at the conference table.

Court advised Mr. Santoro of the conference call held on March 3rd regarding prior representation of Mr. Becker at the referral of Attorney Owen Nitz and moving office furniture. Mr. Sullivan explained he asked for today's conference call because at the March 3rd conference he had asked the status quo be maintained until a resolution of this case or the preliminary injunction hearing; he believes that subsequent to that parties were close to resolving issues, but they have certain deadlines to meet which he thinks is the 31st; however, due to the fire in the office building he will not be able to accomplish those milestones. Mr. Sullivan requested the hearing on the motion for TRO/preliminary injunction be advanced, noting there is also a disconnect in the dialogue between the siblings and the dad. Mr. Jimmerson argued, there are no pleadings before the Court upon which it can issue a ruling. Court noted filings and the dates for which they were set by the Clerk's Office. Mr. Jimmerson

confirmed the hearing on the motion for TRO/preliminary injunction was originally on April 7th, but that on March 18th it was moved for a week at the request of the parties due to a conflict; however, no motion is alive today; the two Plaintiffs have been put on notice by Mr. and Mrs. Becker of withdrawal of any property interest; those notices were sent out in February and re-confirmed in other communications; more than \$100,00 has been transferred to the new manager, Robert McNamara; there is no written contract between Becks Group and any of the Defendants; the transition of management has nothing to do with any potential settlement, so, there is no status quo that can be maintained and no legal basis to terminate Beck's Group's management. At the Court's direction, Mr. Sullivan explained the fire occurred on Saturday afternoon; parties had been in settlement negotiations all afternoon; it was a dumpster fire that shut down Beck's Group's operations; everyone is aware of it; Mr. Jimmerson was gone for a week and now Mr. Santoro is going on vacation. Mr. Sullivan stated he cannot facilitate everything by himself. Mr. Santoro noted he is new to this case and got involved a week or two ago; with regards to settlement negotiations, they have had extensive discussions, but he can represent that no agreement has been signed because the parties did not reach an agreement on all of the issues; the termination of the management agreement is separate and apart from the so-called global agreement; however, there is no binding agreement; he opposes advancing the motion date because they are new to this case and will need an opportunity to file opposition papers. Mr. Sullivan noted he was mistaken about Mr. Santoro's travels; he had spoken to someone at the office and thought Mr. Santoro was leaving Thursday; he simply needs a method of facilitating those loans. Following further argument regarding the properties, Yardi software, and whether or not there is a settlement, COURT ORDERED, hearing on the motion for temporary restraining order on order shortening time and motion for preliminary injunction ADVANCED to Tuesday, April 5, 2016, at 8:30 AM. Further, Mr. Sullivan is REQUIRED to SUPPLEMENT by 2:00 PM tomorrow, March 30th, with the specific relief he is asking for, not just the status quo, because the Court is concerned that it cannot identify what the status quo is even from the briefing.

4-5-16 8:30 AM EX PARTE MOTION FOR TEMPORARY RESTRAINING
ORDER ON ORDER SHORTENING TIME AND MOTION FOR PRELIMINARY INJUNCTION

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 05, 2016

A-16-732494-B Brian Becker, Plaintiff(s)
vs.
Ernest Becker, IV, Defendant(s)

**April 05, 2016 8:30 AM Motion for Temporary
Restraining Order**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Becker, Brian	Plaintiff
	Becker, Kimberly	Plaintiff
	Flaxman, Michael C, ESQ	Attorney
	Jimmerson, James Joseph, ESQ	Attorney
	Pancheri, Oliver J.	Attorney
	Santoro, Nicholas J.	Attorney
	Schwarz, Joel Z.	Attorney
	Sullivan, Christopher D.	Attorney

JOURNAL ENTRIES

- Copies of the Las Vegas Review Journal's media request distributed. There being no objection by the parties, request approved and order signed in open court. Matter TRAILED.

Matter RECALLED. Court's disclosure regarding prior representation of Ernest Becker IV in a car accident. No objection by Mr. Schwarz.

COURT ORDERED, case type CHANGED to BUSINESS COURT.

Mr. Sullivan advised at this time he and lead counsel would like to request an in-Chambers meeting with the Court. Colloquy regarding the nature of today's proceedings. Mr. Sullivan advised he is

prepared to call witnesses today but if the Court is inclined to set an evidentiary hearing he would like to caution the Court as to the explosive set of facts. Court reminded counsel that the courtroom and court process are public. Mr. Sullivan advised there is commercially sensitive information. Mr. Jimmerson stated, on behalf of Mr. and Mrs. Becker, there is nothing explosive here. Mr. Santoro noted the preliminary issue of what relief Plaintiffs are seeking. Arguments by Mr. Sullivan, Mr. Jimmerson, and Mr. Santoro regarding background of the case and settlement negotiations. List of items in Exhibit I to Mr. Jimmerson's brief MARKED as Court's Exhibit 1; properties Plaintiffs believe are to be turned over to them MARKED as Court's Exhibit 2. RECESS.

Proceedings resumed. Further arguments by counsel. Mr. Jimmerson's 2-page letter plus 8-page enclosure MARKED collectively as Court's Exhibit 3.

COURT ORDERED, as it appears there are issues related to whether parties actually accepted and partially performed the settlement agreement, an evidentiary hearing needs to be SET. Pending that hearing, the Court enters an INTERIM ORDER, which is not an injunctive relief order, to secure certain assets remaining in the form they are in until a hearing is held on whether there was a settlement or not. The items on Court's Exhibit 1 have already been transferred to some of the Defendants, and the Plaintiffs have no involvement in those. With respect to the remaining assets, the Court ORDERS NO FURTHER ENCUMBRANCES on those properties without an agreement between the parties. With respect to the bank accounts, those will be TRANSFERRED to Ernest Becker IV for him to have whatever he thinks is appropriate to manage those properties. All electronically stored information related to the transferred properties will be PROVIDED to Ernest Becker IV and/or his designee, so management of those properties can continue. Sallie Becker will be PROVIDED access to any of the accounting information, as she is a member of Becks Group; this does not require her to access the office space at times when no one else is there.

Court directed Defendants to identify on Court's Exhibit 1 what they do not have, and need. Mr. Ernest Becker V advised, as to the items with an "x", they do not have the accounting; hard copy files which would include loan documents, bank accounts, any leases with any of the vendors, and any utility company agreements; keys, as they cannot access the manager's offices and the storage units; access to Yardi, as they need to make sure vendors are paid. Mr. Ernest Becker V further advised, with regards to properties that do not have an "x", they have not received any development items, hard files, such as plans and permits; if he has missed anything, he would refer to one of the documents in their filings that contains everything.

Court NOTED, it does not have a list of properties that are not on Court's Exhibit 1. Court further CLARIFIED, to the extent there are properties commonly owned on Court's Exhibit 1, its order of no further encumbrances will APPLY to those properties as well.

Mr. Sullivan advised everything on Court's Exhibit 1 that has an "x" belongs to Mr. and Mrs. Becker, and everything else is owned by his clients. Court reiterated there will be no further encumbrances, as that protects Plaintiffs' interest; eventually, a determination will be made as to how not only the management but ownership of the properties is split up.

Mr. Sullivan advised the managers already have all the keys, Yardi was turned over yesterday, and Plaintiffs can shoot for April 7th to turn over everything. Court noted realistically shooting for the 15th instead.

Court further inquired as to how properties that are not on Court's Exhibit 1 will be identified. Mr. Jimmerson stated he will prepare a draft of the order. COURT ORDERED, any Defendant single-purpose or limited-purpose entity not on Court's Exhibit 1 will be subject to the Court's order as well. Court inquired of Mr. Sullivan whether he has a list of properties that are not on Court's Exhibit 1 to the extent that the Plaintiffs are seeking remedy as to those. Mr. Sullivan advised they will have to work on that list. Court advised there will be a discussion if parties cannot reach an agreement.

Further argument by Mr. Sullivan as to his clients being out of income to support themselves going forward. Mr. Schwarz requested the Plaintiff voluntarily dismiss his client based upon the Court's ruling today. Mr. Jimmerson advised one of the properties is being refinanced. Court reiterated, this is why it has said with the agreement of the parties; if there is no agreement, counsel can come before the Court.

COURT ORDERED, evidentiary hearing SET for Thursday, April 14, 2016 at 9:30 AM. Mr. Sullivan advised he intends to call Kathy Becker, Sallie Becker, Mr. Becker, Kim Becker, Brian Becker, the accountant Bill Ash, and possibly James Shapiro.

Mr. Sullivan further requested Desert Holdings, LLC's motion to dismiss be heard past the 15th; he will oppose it and seek leave to amend the complaint. Mr. Sullivan explained marijuana was brought into the building where Brian Becker has a gaming license. COURT ORDERED, motion to dismiss ADVANCED to April 12, 2016 at 8:30 AM.

With respect to any proposed exhibits for the evidentiary hearing, Court DIRECTED counsel to PROVIDE the EXHIBIT LIST by noon on April 13, 2016. Court FURTHER NOTED, it is treating the evidentiary hearing as a hearing on a motion to enforce settlement agreement based upon the supplement to the motion for temporary restraining order. Mr. Santoro noted that based upon the witnesses Mr. Sullivan had announced, the hearing may go into issues far afield of the settlement agreement. COURT NOTED, those issues have nothing to do with the enforcement, or not, of the settlement agreement; the Court will not need background, but whether a settlement was entered into, what the terms were, if anyone partially performed, and whether the agreement was revoked; the underlying facts are irrelevant; they may be relevant if it is determined that there was not a settlement.

Mr. Santoro inquired whether Ernest Becker V can also have access as he is also a member, although not a manager. Court advised it is not saying no but will need more information.

Court noted Mr. Jimmerson is in charge of drafting the interim order; if there is an issue on the properties that are not on Court's Exhibit 1 regarding further encumbrances they need to be

specifically identified.

COURT FURTHER DIRECTED the parties to submit proposed findings of fact and conclusions of law prior to the evidentiary hearing in Microsoft Word format.

4-12-16 8:30 AM DEFENDANT DESERT HOLDINGS, LLC'S MOTION TO
DISMISS AND OPPOSITION TO PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION

4-14-16 9:30 AM EVIDENTIARY HEARING...PLAINTIFFS' EX PARTE MOTION
FOR TEMPORARY RESTRAINING ORDER ON AN ORDER SHORTENING TIME AND MOTION
FOR PRELIMINARY INJUNCTION

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 12, 2016

A-16-732494-B	Brian Becker, Plaintiff(s) vs. Ernest Becker, IV, Defendant(s)
---------------	--

April 12, 2016 8:30 AM All Pending Motions

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Blumberg, Gabriel A	Attorney
	Flaxman, Michael C, ESQ	Attorney
	Jimmerson, James Joseph, ESQ	Attorney
	Pancheri, Oliver J.	Attorney
	Schwarz, Joel Z.	Attorney
	Sullivan, Christopher D.	Attorney

JOURNAL ENTRIES

- DEFENDANT DESERT HOLDINGS, LLC'S MOTION TO DISMISS AND OPPOSITION TO PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION...DEFENDANTS, ERNEST BECKER IV AND KATHLEEN BECKER'S JOINDER TO DESERT HOLDINGS, LLC'S MOTION TO DISMISS

Counsel for Plaintiff not present at call of the case. Counsel present confirmed receipt of the proposed amended complaint with two new paragraphs. RECESS.

Proceedings resumed upon Mr. Sullivan's arrival. Mr. Schwarz not present. Argument in support of the motion to dismiss by Mr. Blumberg, noting, neither of the two new paragraphs address the issues at hand. Mr. Sullivan responded the amended complaint speaks for itself; they are at the notice pleading stage; he rushed to file the document that was prepared by his assistant and was not able to review it, but he is willing to do any clean-up. Mr. Blumberg requested fees and costs for having to bring the instant motion. COURT ORDERED, motion GRANTED IN PART; on count 7, the

allegations regarding breach of fiduciary duty are DISMISSED as currently pled; however, Plaintiff is GRANTED LEAVE TO AMEND to better allege the special relationship for that fiduciary duty; as to count 8, the indemnity claim, the motion is DENIED. Court DIRECTED Mr. Sullivan to file amendment within two weeks.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 14, 2016

A-16-732494-B	Brian Becker, Plaintiff(s) vs. Ernest Becker, IV, Defendant(s)
---------------	--

April 14, 2016 9:30 AM All Pending Motions

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Becker, Brian	Plaintiff
	Becker, Ernest, V	Defendant
	Becker, Kimberly	Plaintiff
	Flaxman, Michael C, ESQ	Attorney
	Jimmerson, James Joseph, ESQ	Attorney
	Pancheri, Oliver J.	Attorney
	Santoro, Nicholas J.	Attorney
	Sullivan, Christopher D.	Attorney

JOURNAL ENTRIES

- DAY 1

DEFENDANTS, ERNEST BECKER, IV AND KATHLEEN BECKER'S MOTION IN LIMINE TO EXCLUDE TESTIMONY OR OTHER EVIDENCE AND TESTIMONY THAT DOES NOT RELATE DIRECTLY TO WHETHER OR NOT A SETTLEMENT AGREEMENT WAS REACHED BETWEEN THE PARTIES (Advanced from May 26, 2016): Following arguments by counsel, COURT ORDERED, motion GRANTED. While the Court understands the issues being raised by the Plaintiff on performance the witnesses identified do not go to performance; the Plaintiffs may be testifying Winters is okay; there specifically was a discussion that Winters would be okay, and the Court remembers him being mentioned in argument; Mr. Winters can testify.

EVIDENTIARY HEARING...DEFENDANT, ERNEST BECKER IV, AND KATHLEEN BECKER'S OPPOSITION TO "EX-PARTE MOTION FOR TEMPORARY RESTRAINING ORDER ON AN ORDER SHORTENING TIME AND MOTION FOR PRELIMINARY INJUNCTION AND DEFENDANTS' COUNTERMOTION FOR INJUNCTIVE RELIEF, FOR IMMEDIATE RELEASE OF CONTROL OF DEFENDANTS' ASSETS, BOOKS, ACCOUNTS OPERATIONS TO DEFENDANTS, AND MANAGEMENT OF CERTAIN DEFENDANT ENTITIES, MOTION TO STRIKE PLAINTIFFS' SUPPLEMENT, FOR SANCTIONS AND FOR ATTORNEY'S FEES, AND COSTS...PLAINTIFFS' EX PARTE MOTION FOR TEMPORARY RESTRAINING ORDER ON AN ORDER SHORTENING TIME AND MOTION FOR PRELIMINARY INJUNCTION:

Exclusionary rule INVOKED. Testimony and exhibits presented. (See worksheet.) LUNCH RECESS.

Testimony and exhibits continued. (See worksheet.) Court RECESSED for Mr. Jimmerson to make an appearance in another matter in Family Court.

Proceedings resumed. Testimony and exhibits continued. (See worksheet.) COURT ORDERED, hearing CONTINUED to April 20, 2016.

Discussion and update regarding the Yardi transfer of information. Court noted it sounds like parties are on track with electronic information; the Court is not as concerned about the actual physical items, but the electronic ones are important for ongoing operations. Mr. Ernest Becker V stated they are still waiting for the leases. Ms. Kimberly Becker stated those are hard copies but yes, people can be sent over for them. Court so noted and DIRECTED Mr. Becker to send over people, but only during the week per Ms. Becker. Mr. Jimmerson further requested utilities not be shut off and that they need two weeks' lead time. Court ORDERED, if anyone needs to change something with a utility five (5) business days' written notice is to be given with specific information as to what is being changed. Court inquired whether there are any evictions within the next two weeks. Mr. Brian Becker stated there are none that he knows of. Ms. Kimberly Becker stated the managers at the property should know; the gal who handled it had left. Mr. Brian Becker stated that Danny the manager at Pine Tree goes down for evictions. Ms. Becker advised that if they receive something they will send it over. Court NOTED it appears there is a process in place, but someone should email each of the managers to ask if they are aware of any. Further discussion regarding rents from April 1st, letters, passwords, receipt of keys.

Court directed Mr. Sullivan that before he goes to the settlement conference he is to look at the order and email Mr. Jimmerson as to any problems and tell him what those are; when Mr. Jimmerson sends over the proposed order, he will attach Mr. Sullivan's email.

4-20-16 10:00 AM EVIDENTIARY HEARING...DEFENDANT, ERNEST BECKER IV, AND KATHLEEN BECKER'S OPPOSITION TO "EX-PARTE MOTION FOR TEMPORARY RESTRAINING ORDER ON AN ORDER SHORTENING TIME AND MOTION FOR PRELIMINARY INJUNCTION AND DEFENDANTS' COUNTERMOTION FOR INJUNCTIVE

RELIEF, FOR IMMEDIATE RELEASE OF CONTROL OF DEFENDANTS' ASSETS, BOOKS, ACCOUNTS OPERATIONS TO DEFENDANTS, AND MANAGEMENT OF CERTAIN DEFENDANT ENTITIES, MOTION TO STRIKE PLAINTIFFS' SUPPLEMENT, FOR SANCTIONS AND FOR ATTORNEY'S FEES, AND COSTS...PLAINTIFFS' EX PARTE MOTION FOR TEMPORARY RESTRAINING ORDER ON AN ORDER SHORTENING TIME AND MOTION FOR PRELIMINARY INJUNCTION

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 20, 2016

A-16-732494-B	Brian Becker, Plaintiff(s) vs. Ernest Becker, IV, Defendant(s)
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April 20, 2016 10:00 AM All Pending Motions

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Becker, Brian	Plaintiff
	Becker, Ernest A, IV	Defendant
	Becker, Ernest, V	Defendant
	Becker, Kathleen	Defendant
	Becker, Kimberly	Plaintiff
	Becker, Sallie	Defendant
	Flaxman, Michael C, ESQ	Attorney
	Jimmerson, James Joseph, ESQ	Attorney
	Pancheri, Oliver J.	Attorney
	Santoro, Nicholas J.	Attorney
	Sullivan, Christopher D.	Attorney

JOURNAL ENTRIES

- DAY 2

EVIDENTIARY HEARING...DEFEDNANT, ERNEST BECKER IV, AND KATHLEEN BECKER'S OPPOSITION TO "EX-PARTE MOTION FOR TEMPORARY RESTRAINING ORDER ON AN ORDER SHORTENING TIME AND MOTION FOR PRELIMINARY INJUNCTION AND DEFENDANTS' COUNTERMOTION FOR INJUNCTIVE RELIEF, FOR IMMEDIATE RELEASE OF CONTROL OF DEFENDANTS' ASSETS, BOOKS, ACCOUNTS OPERATIONS TO DEFENDANTS, AND MANAGEMENT OF CERTAIN DEFENDANT ENTITIES, MOTION TO STRIKE PLAINTIFFS'

SUPPLEMENT, FOR SANCTIONS AND FOR ATTORNEY'S FEES, AND COSTS...PLAINTIFFS' EX PARTE MOTION FOR TEMPORARY RESTRAINING ORDER ON AN ORDER SHORTENING TIME AND MOTION FOR PRELIMINARY INJUNCTION

Court's disclosure regarding a friend who is friends with Ernest Becker V.

Ernest A. Becker, IV, Jr., SWORN and TESTIFIED. Exhibits presented. (See worksheet.) LUNCH RECESS.

Douglas Winters, SWORN and TESTIFIED. Exhibits presented. (See worksheet.)

Upon Court's inquiry, Mr. Sullivan advised he has 2 or 3 more witnesses. Mr. Santoro advised he cannot be available on April 22nd. Statement by the Court regarding the impact of any decision it would make on tax liabilities to the IRS. Colloquy regarding future availabilities. Mr. Sullivan advised Plaintiffs are open to a settlement conference. COURT ORDERED, matter REFERRED to Judge Delaney for settlement conference on May 27, 2016 at 9:30 AM. Resumption of the hearing scheduled for May 31, 2016 at 10:00 AM.

Discussion held regarding missing inventory. List distributed. Court suggested all parties sit down with one client representative to identify the missing items and a conference room will be made available for this purpose. At Mr. Kristofferson's request, Court further noted everyone is agreeable with direct client communication. Colloquy regarding order from April 5th.

5-27-16 9:30 AM SETTLEMENT CONFERENCE (DEPT XXV)

5-31-16 10:00 AM EVIDENTIARY HEARING...DEFENDANT, ERNEST BECKER IV, AND KATHLEEN BECKER'S OPPOSITION TO "EX-PARTE MOTION FOR TEMPORARY RESTRAINING ORDER ON AN ORDER SHORTENING TIME AND MOTION FOR PRELIMINARY INJUNCTION AND DEFENDANTS' COUNTERMOTION FOR INJUNCTIVE RELIEF, FOR IMMEDIATE RELEASE OF CONTROL OF DEFENDANTS' ASSETS, BOOKS, ACCOUNTS OPERATIONS TO DEFENDANTS, AND MANAGEMENT OF CERTAIN DEFENDANT ENTITIES, MOTION TO STRIKE PLAINTIFFS' SUPPLEMENT, FOR SANCTIONS AND FOR ATTORNEY'S FEES, AND COSTS...PLAINTIFFS' EX PARTE MOTION FOR TEMPORARY RESTRAINING ORDER ON AN ORDER SHORTENING TIME AND MOTION FOR PRELIMINARY INJUNCTION (DEPT XI)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 27, 2016

A-16-732494-B Brian Becker, Plaintiff(s)
vs.
Ernest Becker, IV, Defendant(s)

May 27, 2016 9:00 AM Status Check

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Court met with counsel in Chambers regarding death of Plaintiff. Status check on the hearing CONTINUED for telephonic conference on Friday, June 10, 2016. Resumption of Evidentiary Hearing scheduled for May 31, 2016 VACATED.

6-10-16 11:45 AM STATUS CHECK RE: HEARING...TELEPHONIC
CONFERENCE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 27, 2016

A-16-732494-B Brian Becker, Plaintiff(s)
vs.
Ernest Becker, IV, Defendant(s)

May 27, 2016 9:30 AM Settlement Conference

HEARD BY: Delaney, Kathleen E. COURTROOM: RJC Courtroom 15A

COURT CLERK: Billie Jo Craig

RECORDER:

REPORTER:

PARTIES

PRESENT:	Becker, Ernest A, IV	Defendant
	Becker, Ernest, V	Defendant
	Becker, Kathleen	Defendant
	Becker, Kimberly	Plaintiff
	Becker, Sallie	Defendant
	Jimmerson, James Joseph, ESQ	Attorney
	Pancheri, Oliver J.	Attorney
	Santoro, Nicholas J.	Attorney
	Sullivan, Christopher D.	Attorney

JOURNAL ENTRIES

- The above-referenced case was scheduled to come on for Settlement Conference with Judge Kathleen Delaney on Friday, May 27, 2016. Plaintiff, Kimberly Becker Riggs, appeared along with her attorney, Christopher D. Sullivan, Esq., and Law Clerk Ian Christopherson. Defendants Ernest Becker IV and Kathleen Becker, appeared through their attorney, James J. Jimmerson, Esq. Defendants, Sallie Becker and Ernest Becker V, appeared through their attorneys, Nicholas J. Santoro, Esq., and Oliver J. Pancheri, Esq.

Due to circumstances beyond the control of the counsel and parties present, the Settlement Conference could not proceed as scheduled, and it was determined that the Settlement Conference could proceed instead on Monday, June 13, 2016, at 9:30 AM, in Department 25 (Courtroom 15A).

The Court will notify the parties in advance if there arises a need to change the start time and/or location.

CONTINUED TO: 6/13/16 9:30 AM

CLERK'S NOTE: A copy of this minute order was placed in the attorney folder(s) of:

Chris Sullivan, Esq. (Sullivan Law Firm); James J. Jimmerson, Esq. (Jimmerson Law Firm); Nicholas J. Santoro, Esq., and Oliver J. Pancheri, Esq. (Santoro Whitmire); Joel Z. Schwarz, Esq. (Dickinson Wright).

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 10, 2016

A-16-732494-B	Brian Becker, Plaintiff(s) vs. Ernest Becker, IV, Defendant(s)
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June 10, 2016	11:45 AM	All Pending Motions
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HEARD BY: Gonzalez, Elizabeth	COURTROOM: RJC Courtroom 14C
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COURT CLERK: Dulce Romea

RECORDER: Debbie Winn

REPORTER:

PARTIES

PRESENT:	Jimmerson, James Joseph, ESQ	Attorney
	Pancheri, Oliver J.	Attorney
	Santoro, Nicholas J.	Attorney
	Sullivan, Christopher D.	Attorney

JOURNAL ENTRIES

- TELEPHONIC CONFERENCE...STATUS CHECK RE: HEARING

Court noted this telephonic conference was scheduled after proceedings were suspended due to the untimely death of Mr. Brian Becker, and inquired about the progress of substitution of parties. Mr. Sullivan stated this has not yet been done as they decided they would work towards a settlement before substitution; parties have a settlement conference on Monday (6/13/16). Court advised it has availability the rest of next week after Monday if the parties do not settle. Mr. Santoro advised he is unavailable due to a planned trip; his preference is to go through Monday first and contact the Court. Court stated if it does not hear from counsel by noon on Tuesday (6/14/16), the Judicial Executive Assistant will contact Mr. Sullivan to find out. Mr. Jimmerson advised the substitution issue needs to be resolved for proper application of a settlement and requested a date be given, either Tuesday or Wednesday, for Mr. Sullivan to resolve the substitution issue. Court so noted.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 10, 2016

A-16-732494-B Brian Becker, Plaintiff(s)
vs.
Ernest Becker, IV, Defendant(s)

June 10, 2016 1:30 PM All Pending Motions See 6/10/16 All Pending 11:45 AM.

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER: Debbie Winn

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- TELEPHONIC CONFERENCE...STATUS CHECK RE: HEARING

Court noted this telephonic conference was scheduled after proceedings were suspended due to the untimely death of Mr. Brian Becker, and inquired about the progress of substitution of parties. Mr. Sullivan stated this has not yet been done as they decided they would work towards a settlement before substitution; parties have a settlement conference on Monday (6/13/16). Court advised it has availability the rest of next week after Monday if the parties do not settle. Mr. Santoro advised he is unavailable due to a planned trip; his preference is to go through Monday first and contact the Court. Court stated if it does not hear from counsel by noon on Tuesday (6/14/16), the Judicial Executive Assistant will contact Mr. Sullivan to find out. Mr. Jimmerson advised the substitution issue needs to be resolved for proper application of a settlement and requested a date be given, either Tuesday or Wednesday, for Mr. Sullivan to resolve the substitution issue. Court so noted.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 13, 2016

A-16-732494-B	Brian Becker, Plaintiff(s)
	vs.
	Ernest Becker, IV, Defendant(s)

June 13, 2016	9:30 AM	Settlement Conference
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HEARD BY: Delaney, Kathleen E.	COURTROOM: RJC Courtroom 15A
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COURT CLERK: Dania Batiste

RECORDER:

REPORTER: Brenda Schroeder

PARTIES

PRESENT:

JOURNAL ENTRIES

- The above-referenced case came on for a continued settlement conference with Judge Kathleen Delaney on Monday, June 13, 2016. Plaintiff, Kimberly Becker Riggs, appeared along with her attorneys, Christopher D. Sullivan, Esq. and Ian Christopherson, Esq. The Estate of Plaintiff, Brian Becker, was represented by his widow and anticipated executor, Jennifer Becker. Defendants, Ernest Becker IV and Kathleen Becker, appeared through their attorney, James J. Jimmerson, Esq., Defendants, Sallie Becker and Ernest Becker V, appeared through their attorneys, Nicholas J. Santoro, Esq. and Oliver J. Pancheri, Esq.

The parties were successful in resolving their claims, and the case did settle. The parties and counsel thereafter worked together to prepare and execute a written, global Settlement Agreement, which contained all of the terms and conditions by which the parties agreed to abide. The parties contemplate additional time will be necessary to complete a Stipulation and Order of Dismissal, to ensure all transactions to effectuate the settlement of the parties are completed. This matter is referred back to the originating department to address any pending court dates and to determine the appropriate dates for status check and closure.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 15, 2016

A-16-732494-B Brian Becker, Plaintiff(s)
vs.
Ernest Becker, IV, Defendant(s)

July 15, 2016 3:00 AM Motion to Compel

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- COURT ORDERED, matter CONTINUED for two weeks.

...7-29-16 - CHAMBERS

CLERK'S NOTE: A copy of the above minute order was distributed to parties via electronic mail. / dr
7-20-16

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 29, 2016

A-16-732494-B Brian Becker, Plaintiff(s)
vs.
Ernest Becker, IV, Defendant(s)

July 29, 2016 3:00 AM Motion to Compel

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- COURT ORDERED, matter CONTINUED.

...8-5-16 - CHAMBERS

CLERK'S NOTE: A copy of the above minute order was distributed via electronic mail. / dr 8-2-16

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 05, 2016

A-16-732494-B	Brian Becker, Plaintiff(s) vs. Ernest Becker, IV, Defendant(s)
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August 05, 2016 3:00 AM Motion to Compel

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- COURT ORDERED, motion VACATED per the Judicial Executive Assistant's conversation with counsel.

CLERK'S NOTE: A copy of the above minute order was distributed via the E-Service Master List. / dr
8-5-16

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 27, 2016

A-16-732494-B Brian Becker, Plaintiff(s)
vs.
Ernest Becker, IV, Defendant(s)

September 27, 2016 8:30 AM Motion

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Becker, Kimberly	Plaintiff
	Kristine, Brewer	Attorney
	Santoro, Nicholas J.	Attorney
	Sullivan, Christopher D.	Attorney

JOURNAL ENTRIES

- Also present: Attorney James Shapiro and Attorney Sheldon Herbert for the Plaintiffs.

Court noted for the record that it does not do drop-box. Mr. Sullivan advised he brought his exhibits. Mr. Shapiro argued this was a bogus lien and that Mr. Sullivan has an exaggerated, frivolous bill; there was a retainer agreement that indicated hourly billing. Court noted both this Court and Judge Delaney heard attorney's fees. Mr. Shapiro added that in looking at the bill, Mr. Sullivan has charged \$55,000.00 to prepare a bill; counsel has created a fraud; the settlement brief is supposed to be confidential and he does not know why it was attached; Mr. Sullivan was fired after the original settlement; if Mr. Sullivan is granted a lump sum without justification that would be the Court's right but the bill claims \$55,000 for preparing a bill and there are entries with no explanation, as well as double billing. Mr. Sullivan explained, his bill is his bill, and he did what he could to whittle it down; this was an overwhelming case with 22,000 documents, and he had to work around the clock. Mr. Shapiro replied that a revised bill was submitted on Monday but it is simply not supportable; Plaintiff's supplement was submitted yesterday at 5:05 PM, although it has not yet gone through the system. Court directed counsel to place it in the box outside the courtroom. COURT ORDERED,

matter CONTINUED to the Chambers calendar for September 30, 2016 for the Court to address the issues and specific line items and make an evaluation. Minute Order will ISSUE. Further argument by Mr. Sullivan explaining "duplicative" work with regards to the emails.

Ms. Brewer added it is their request to extend the final deadline on final documents to October 10th and that the Court set a status check from the 10th to the 13th. COURT ORDERED, deadline EXTENDED to October 10, 2016. Matter SET for status check on October 13, 2016 at 8:30 AM.

Mr. Shapiro requested he address one final thing, i.e. the referral fee. Court noted it understands that issue.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 30, 2016

A-16-732494-B Brian Becker, Plaintiff(s)
vs.
Ernest Becker, IV, Defendant(s)

September 30, 2016 3:00 AM Motion

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- COURT ORDERED, matter CONTINUED.

...10-7-16 - CHAMBERS

CLERK'S NOTE: A copy of the above minute order was distributed to the parties via the E-Service Master List.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters**COURT MINUTES****October 07, 2016**

A-16-732494-B Brian Becker, Plaintiff(s)
 vs.
 Ernest Becker, IV, Defendant(s)

October 07, 2016 3:00 AM Motion

HEARD BY: Gonzalez, Elizabeth**COURTROOM:** RJC Courtroom 14C**COURT CLERK:** Dulce Romea**RECORDER:****REPORTER:****PARTIES****PRESENT:**

JOURNAL ENTRIES

- The Court having reviewed the Motion for Adjudication of Attorney's Lien, and the related briefing and being fully informed, grants the motion in part. The lien amount of \$362,880 is reduced by the following amounts:

Amounts already paid	\$21,500
Amounts billed for Invoice preparation	\$21,680
The amount included for the Fiero bill	\$10,000
Amounts billed for a 2/18 meeting	\$ 4,250

After a thorough review of the documentation and spreadsheets, the Court finds the remaining entries are well below the amount of attorney's fees movants requested in the settlement brief and given the nature of the case and long hours exhibited by counsel and the parties (including the settlement judge) finds the remainder of the issues raised by movants to be without merit. Mr. Sullivan to submit a proposed order consistent with the foregoing within ten (10) days and distribute a filed copy to all parties involved in this matter. Such order should set forth a synopsis of the supporting reasons proffered to the Court in briefing and argument. This Decision sets forth the Court's intended disposition on the subject but anticipates further order of the Court to make such disposition effective as an order or judgment.

Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) the Motion to Withdraw is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order including the last known address within ten (10) days and distribute a filed copy to all parties involved in this matter.

CLERK'S NOTE: A copy of the above minute order was distributed via the E-Service Master List. / dr
10-7-16

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters**COURT MINUTES****October 13, 2016**

A-16-732494-B Brian Becker, Plaintiff(s)
 vs.
 Ernest Becker, IV, Defendant(s)

October 13, 2016 8:30 AM Status Check

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT: Herbert, Sheldon A Attorney
 Jimmerson, James Joseph, ESQ Attorney
 Pancheri, Oliver J. Attorney

JOURNAL ENTRIES

- Upon Court's inquiry, Mr. Herbert confirmed he received the minute order on attorney's fees and advised that additional agreements/documents need to be prepared by the transaction gurus hired by the Defendants. Mr. Jimmerson noted the responses are a bit delayed, but that being said they will get this matter resolved. COURT ORDERD, status check CONTINUED to November 4, 2016 in Chambers. With regards to the lien, Mr. Pancheri advised that some payments are being made, with the last payment being held in trust until the settlement. Mr. Herbert stated the Plaintiff will agree to this. Court noted more may have to be held in trust in case Mr. Sullivan appeals the Court's order. Mr. Jimmerson further suggested a mutual agreement on indemnification.

11-4-16 CHAMBERS STATUS CHECK

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

October 17, 2016

A-16-732494-B	Brian Becker, Plaintiff(s)
	vs.
	Ernest Becker, IV, Defendant(s)

October 17, 2016 11:45 AM Telephonic Conference

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Herbert, Sheldon A	Attorney
	Jimmerson, James Joseph, ESQ	Attorney
	Pancheri, Oliver J.	Attorney
	Santoro, Nicholas J.	Attorney

JOURNAL ENTRIES

- Also participating by telephone: Doug Winters, Accountant; Attorney James Shapiro for the Plaintiffs.

Mr. Jimmerson advised he asked for this telephonic conference because they are now approaching the time of the signing of the agreement memorializing the agreement reached in June; with the presence of Mr. Sullivan's lien and the Court's order, the roughly \$300,000 final number is interfering with the closure of the sale; they have an obligation which they can satisfy by adding both law firms, Kim Becker, and the estate of Brian Becker and Chris Sullivan as attorney to the check; the problem is how to transfer the real estate from the existing LLC's to perhaps new LLC's. Court inquired if there is an order for the Court to sign. Mr. Sullivan advised he dropped it off in the delivery box outside Chambers last week. Mr. Jimmerson advised they have not heard from Mr. Shapiro or Mr. Herbert; they may have challenges paying \$300,000 immediately or may appeal the Court's order; he does not know if Mr. Sullivan is to be added to the deed so they can close the deal.

Mr. Herbert stated that Mr. Sullivan does not get a lien on all of his client's assets; he gets a lien from

whatever they receive or obtain from the lawsuit; currently the lien does not attach anything; they are still holding payments at his office, but outside of that, nothing is attached; this is a consideration from their side; the lien would automatically attach to anything transferred to his clients.

Court advised it has found the proposed order that was dropped off but it is not in order format. Mr. Sullivan stated he wanted to submit to the Court a copy of what he was circulating to counsel. Mr. Jimmerson advised he never saw the order. Mr. Sullivan stated it was emailed to everyone on the list. Mr. Santoro confirmed he saw Mr. Sullivan's draft order and that he does not think they have an issue with it; however, it does not address his client's liability. Colloquy regarding the language in the proposed order adjudicating the attorney's lien. COURT DIRECTED Mr. Sullivan to submit an order that does not include any changes.

Court further noted the issue of whether the lien attaches to the real estate that is being transferred as part of the settlement. Mr. Sullivan argued, referring to a 2001 case, indicates the property should be interpled and then a discussion is held as to how to make the transfer to protect the line. Mr. Shapiro advised he does not know the exact figure of the money in the trust account, but it is probably \$15,000.00 or \$16,000.00 in checks. Court explained the mechanism of using charging orders. Mr. Jimmerson requested a 90-day injunction prohibiting Ms. Kimberly Becker or the estate from transferring assets that would be delivered to them at the close of Escrow to any third party to allow closing or further charging orders. Mr. Shapiro disagreed as the lien would have priority over any attempted transfer. Mr. Santoro supported Mr. Jimmerson's suggestion, putting aside the issue of the injunction. Further argument by Mr. Sullivan as to his concern about the transfer of shareholder interest and shaking off the lien.

COURT ORDERED, the request to provide a safe harbor provision for the settling Defendants is GRANTED; in exchange for that grant, there will be a 60-DAY STAY of any further transfer by receiving parties to a third party for charging orders to be obtained and/or negotiations for a settlement to occur. Court directed counsel to prepare the order with this language and circulate it to counsel prior to submission.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

October 24, 2016

A-16-732494-B	Brian Becker, Plaintiff(s)
	vs.
	Ernest Becker, IV, Defendant(s)

October 24, 2016 2:00 PM Telephonic Conference

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Jimmerson, James Joseph, ESQ	Attorney
	Santoro, Nicholas J.	Attorney
	Shapiro, James E.	Attorney
	Sullivan, Christopher D.	Attorney

JOURNAL ENTRIES

- Court noted counsel take issue with Mr. Jimmerson's proposed order. Mr. Shapiro advised he was willing to sign off on that order but he believes Mr. Sullivan had some objections. Mr. Sullivan advised that he spent the better half of the week asking parties and counsel what the transfers were going to be and about any legal discussions; however, he got stonewalled and was forced to drive to California; the order needs to say that his lien is a prior lien and must take first position; it makes it easier for him to record in Nevada but he also needs to know what the entities are; he also asked Mr. Shapiro to keep him updated on the probate matter but received nothing from their office; a clarification on the 60-day stay is also requested. COURT stated findings, and ORDERED, the proposed order submitted by Mr. Jimmerson will be signed. Mr. Jimmerson confirmed it does not include real estate referral fees. Court stated the order submitted by Mr. Shapiro will be SIGNED as well. Court, addressing Mr. Sullivan, NOTED that if counsel wants the order perfected as to any items of property, he is to ask the Court by way of a motion for an order for counsel to file in other states. Following further argument by Mr. Sullivan, Court stated that counsel, if he so wishes, may take depositions, take a judgment debtor exam, or even serve interrogatories pursuant to statute, in aid of execution under the statute.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

November 04, 2016

A-16-732494-B Brian Becker, Plaintiff(s)
vs.
Ernest Becker, IV, Defendant(s)

November 04, 2016 3:00 AM Status Check

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- COURT ORDERED, as orders have been entered, matter OFF CALENDAR.

CLERK'S NOTE: A copy of the above minute order was distributed via the E-Service Master List. / dr
11-7-16

VAULT EXHIBIT FORM

CASE NO: A732494	HEARING DATE: APRIL 5, 2016
DEPT. NO: XI	JUDGE : HON. ELIZABETH GONZALEZ
	CLERK: DULCE ROMEA
	RECORDER: JILL HAWKINS
PLAINTIFF: BRIAN BECKER	JURY FEES: N/A
	COUNSEL FOR PLAINTIFF: CHRISTOPHER SULLIVAN
DEFENDANT: ERNEST BECKER, IV	COUNSEL FOR DEFENDANTS ERNEST BECKER, IV & KATHLEEN BECKER: JAMES J. JIMMERSON; MICHAEL FLAXMAN COUNSEL FOR DEFENDANTS ERNEST BECKER V & SALLIE BECKER: NICK SANTORO; OLIVER PANCHERI COUNSEL FOR DEFENDANT DESERT HOLDINGS LLC: JOEL SCHWARZ

COURT'S EXHIBITS

Date Offered	Objection	Date Marked
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[illegible]

1 **EXHS**

2 CHRIS SULLIVAN, ESQ.
3 Chris Sullivan Law Firm
4 332 S. Jones Blvd.
5 Las Vegas, Nevada 89107
6 (702) 471-0112
7 Chris@ThisIsYourAttorney.com
8 Attorney for PLAINTIFFS

9
10 **DISTRICT COURT**
11 **CLARK COUNTY, NEVADA**
12

13 BRIAN BECKER and KIMBERLY)
14 BECKER (aka KIMBERLY BECKER)
15 RIGGS) as individuals, Managers,)
16 Members, Trustees, an/or Signatories;)
17)
18 PLAINTIFFS,)
19)

20 v.)
21)

22 ERNEST A. BECKER IV, an individual;)
23 KATHLEEN BECKER, an individual;)
24 SALLIE BECKER, an individual;)
25 ERNEST BECKER V, an individual;)
26 BEKS GROUP, LLC,)
27 a Nevada Limited Liability Corporation;)
28 EB FAMILY HOLDINGS, LLC,)
a Nevada Limited Liability Corporation)
DESERT INVESTMENTS, LLC,)
a Nevada Limited Liability Corporation;)
PINETREE, LLC,)
a Nevada Limited Liability Corporation;)
LV APARTMENT PROPERTIES,)
a Nevada Limited Liability Corporation;)
ANN TENAYA PLAZA, LLC,)
a Nevada Limited Liability Corporation;)
OCEAN BREEZE, LLC,)
a Nevada Limited Liability Corporation;)
BECKER EQUITIES, LLC,)
a Nevada Limited Liability Corporation;)
CASTLE ROCK PROPERTIES, LLC)

Case No. A-16=732494-C
Dept: XI

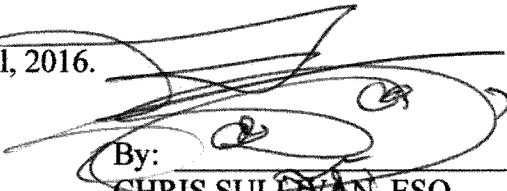
LIST OF PROPOSED EXHIBITS FOR
EVIDENTIARY HEARING

1 a Nevada Limited Liability Corporation;)
 MEADOWS APARTMENT PROPERTIES,))
 2 LLC;)
 a Nevada Limited Liability Corporation;)
 3 ERNEST A. BECKER INVESTMENT)
 COMPANY,)
 4 a Nevada Corporation;)
 PRAIRIE DOG, LLC,)
 5 a Nevada limited liability company)
 HIDDEN CANYON, LLC,)
 6 a Nevada limited liability company;)
 7 CAPITAL REEF, LLC,)
 a Nevada limited liability Company;)
 8 LMP, LLC,)
 a Nevada limited liability company;)
 9 95, LLC,)
 10 a Nevada limited liability company,)
 LM JONES, LLC,)
 11 a Nevada limited liability company;)
 RANCHO PROPERTIES, LLC,)
 12 a Nevada limited liability company;)
 C&W PROPERTIES, LLC,)
 13 a Nevada limited Liability company;)
 14 TP1000, LLC,)
 a Nevada Limited liability company;)
 15 D16, LLC,)
 a Nevada limited liability company;)
 16 CRPP, LLC,)
 a Nevada limited liability company;)
 17 3000MW, LLC,)
 18 a Nevada limited liability company;)
 S&B APARTMENTS, LLC,)
 19 a Nevada limited liability company;)
 DESERT HOLDINGS, LLC,)
 20 a Nevada limited liability company;)
 21 LAS VEGAS APARTMENT PROPERTY,)
 LLC,)
 22 a Nevada limited liability company;)
 ALEXANDER TENAYA, LLC,)
 23 a Nevada limited liability company;)
 AT-QTA, LLC,)
 24 a Nevada limited liability company;)
 25 HCP PROPERTIES, LLC,)
 a Nevada limited liability company;)
 26 BEKS 2014 INSURANCE TRUST,)
 A Nevada Trust;)
 27 BECKER-NEVADA TRUST,)
 28

1 A Nevada Trust;)
2 SALLIE ELIZABETH BECKER 2000)
3 IRREVOCABLE TRUST,)
4 a Nevada Trust;)
5 BRIAN TIMOTHY BECKER 2000)
6 IRREVOCABLE TRUST,)
7 a Nevada Trust;)
8 ERNEST AUGUST BECKER 2000)
9 IRREVOCABLE TRUST,)
10 a Nevada Trust;)
11 KIMBERLY BECKER RIGGS 2000)
12 IRREVOCABLE TRUST,)
13 a Nevada Trust;)
14 2014 GRANCHILDREN'S IV TRUST)
15 a Nevada Trust)
16 DOES I thru XX, individuals, and;)
17 ROE CORPORATIONS I through XX)
18)
19)
20)
21)
22)
23)
24)
25)
26)
27)
28)
DEFENDANTS)

13
14 COME NOW, Plaintiffs BRIAN BECKER and KIMBERLY BECKER (aka
15 KIMBERLY BECKER RIGGS), by and through their counsel of record, Chris Sullivan, Esq.
16 of Chris Sullivan Law Firm, hereby submit their proposed Exhibits for Evidentiary Hearing.
17

18 DATED this 15 day of April, 2016.

19
20 By: 
21 CHRIS SULLIVAN, ESQ.
22 Chris Sullivan Law Firm.
23 332 S. Jones Blvd.
24 Las Vegas, Nevada 89107
25 (702) 471-0112
26 Chris@ThisIsYourAttorney.com
27 Attorney For PLAINTIFFS
28

LIST OF EXHIBITS

	Bates	Offered	Objt	Admt
1. Affidavit of Ernest A. Becker IV		4-14-16	NO	4-14-16
2. Affidavit of Kathy Becker				
3. Affidavit of Shahana Polselli				
4. Letter of 1.16.16 of Jim Walton				
5. Doug Winter's Property interests Worksheets		4-20-16	NO	4-20-16

Plaintiff reserves the right to use any and all exhibits listed by Defendant's.

EXHIBIT(S) LIST

Case No.: **A 732494**

Hearing Date: APRIL 14, 2016

Dept. No.: **XI**

Judge: HON. ELIZABETH GONZALEZ

Court Clerk: DULCE ROMERA

Plaintiff: BRIAN BECKER

Recorder: JILL HAWKINS

Counsel for Plaintiff: CHRIS SULLIVAN

vs.

Defendant: ERNEST BECKER IV

Counsel for Defendant: JAMES JIMMERSON,
MICHAEL FLAXMAN, NICHOLAS SANTORO,
OLIVER PANCHERI

HEARING BEFORE THE COURT

PLAINTIFF'S EXHIBITS

[illegible]

Defendant's Trial Exhibits

BECKER v BECKER

April 14, 2016 / April 20, 2016

DISTRICT COURT
CASE NO.: A-16-732494-0
Dept. No.: XI

EX	DOCUMENT	BATES	OFF D	OBJT	AD MT
A	List of Entities (Court Exhibit "1")	EABIV000001	4-20-16	OBJ	4-20-16
B	Document purported to be "Settlement Terms To Be Awarded to Plaintiffs" (Court Exhibit "2")	EABIV000002			
C	March 18, 2016 Correspondence and 8 page document allegedly attached thereto (Court Exhibit "3")	EABIV000003- EABIV000012	4-14-16	NO	4-14-16
D	February 24, 2016 Correspondence from James J. Jimmerson, Esq to BEKS Group	EABIV000013- EABIV000016	4-20-16	NO	4-20-16
E	Notice from Ernest A. Becker IV and Kathleen Becker to BEKS Group LLC dated March 3, 2016	EABIV000017			
F	Minutes of Telephonic Hearing March 3, 2016	EABIV000018			
G	Preliminary List of furniture and items requested from BEKS Group offices, dated March 8, 2016	EABIV000019- EABIV000021	4-20-16	NO	4-20-16
H	List of Items to Address dated March 10, 2016	EABIV000022			
I	List of furniture and items requested from BEKS Group offices with Kim Becker and Sallie Becker handwritten notes and highlights from meeting March 10, 2016	EABIV000023- EABIV000026			
J	List of furniture and items requested from BEKS Group offices typed up and updated with Kim Becker and Sallie Becker notes and highlights from meeting March 10, 2016	EABIV000027- EABIV000029			