

Marquis Aurbach Coffing

Terry A. Coffing, Esq.

Nevada Bar No. 4949

Tye S. Hanseen, Esq.

Nevada Bar No. 10365

Thomas W. Stewart, Esq.

Nevada Bar No. 14280

10001 Park Run Drive

Las Vegas, Nevada 89145

Telephone: (702) 382-0711

Facsimile: (702) 382-5816

tcoffing@maclaw.com

thanseen@maclaw.com

tstewart@maclaw.com

Attorneys for Appellant, Michael J. Mona

Electronically Filed
Oct 24 2017 09:18 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL J. MONA, JR., an individual,

Appellant,

vs.

FAR WEST INDUSTRIES, a California
corporation,

Respondent.

Case No.: 73815

**RESPONSE TO REQUEST FOR
SUPPLEMENTAL TRANSCRIPTS**

Appeal from the Eighth Judicial District
Court, the Honorable Joe Hardy
Presiding

MAC:04725-012 3227609_1

Appellant, Michael J. Mona (“Mr. Mona”), by and through his attorneys, Marquis Aurbach Coffing, hereby files his response to Far West’s request for supplemental transcripts served upon counsel for Mr. Mona on October 12, 2017 and attached as **Exhibit 1**.

In its request, Far West identifies four transcripts, and Mr. Mona responds as follows:

(1) June 10, 2015 hearing on motion for protective order. Mr. Mona has ordered this transcript and filed a supplemental request for transcripts in the District Court on October 20, 2017, a copy of which is attached hereto as **Exhibit 2**.¹

(2) July 9, 2015 show cause hearing. This transcript was previously ordered and has been provided to counsel for Far West.

(3) March 30, 2016 hearing on motions for determination of priority of garnishment. This transcript was identified on Mr. Mona’s October 3, 2017 request for transcripts in the District Court and notice to this Court on October 10, 2017. The District Court heard a number of motions on March 30, 2016, and

¹ Mr. Mona disputes that this transcript is necessary for an adequate review of the issues presented and, if ultimately deemed as such, will request that the Court assess the cost of the transcript to the Respondent. *See e.g.*, NRAP 30(b)l *Beattie v. Thomas*, 99 Nev. 579, 589, 668 P.2d 268, 274-275 (1983); *Driscoll v. Erreguible*, 87 Nev. 97, 482 P.2d 291 (1971).

Mr. Mona requested the portion of the hearing relevant to the competing motions for determination of priority of garnishment (identified on audio as time stamp 10:13:23–11:17:08). This transcript will be available to Far West when it is completed and filed in response to Mr. Mona’s previous request.

(4) August 1, 2016 hearing on Far West’s objection to claim of exemption from execution. This transcript was previously ordered and has been provided to counsel for Far West.

Therefore, Mr. Mona hereby notifies this Court that he has complied with Far West’s request for supplemental transcripts as set forth herein.

Dated this 23rd day of October, 2017.

MARQUIS AURBACH COFFING

By /s/ Tye S. Hanseen

Terry A. Coffing, Esq.
Nevada Bar No. 4949
Tye S. Hanseen, Esq.
Nevada Bar No. 10365
Thomas W. Stewart, Esq.
Nevada Bar No. 14280
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Appellant,
Michael J. Mona

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **RESPONSE TO REQUEST FOR SUPPLEMENTAL TRANSCRIPTS** was filed electronically with the Nevada Supreme Court on the 23rd day of October, 2017. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

F. Thomas Edwards, Esq.

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage prepaid, addressed to:

Andrea Gandara, Esq.
Holley Driggs Walch Fine Wray Puzey & Thompson
400 S. Fourth Street, Third Floor
Las Vegas, Nevada 89101
Attorney for Far West Industries

/s/ Leah Dell

Leah Dell, an employee of
Marquis Aurbach Coffing

Exhibit 1

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL J. MONA, JR., AN
INDIVIDUAL,

Appellant,

v.

FAR WEST INDUSTRIES, A
CALIFORNIA CORPORATION,

Respondent.

Case No.: 73815

EJDC Case No. A670352

**REQUEST FOR SUPPLEMENTAL
TRANSCRIPTS OF PROCEEDINGS
PURSUANT TO NRAP 9**

Respondent Far West Industries ("Respondent" or "Far West") hereby gives notice to Appellant Michael J. Mona, Jr., ("Appellant" or "Mona") that Respondent requires additional transcripts in conjunction with the above-referenced appeal. Respondent hereby demands that Appellant supplement his request with the following transcripts:

LIST OF TRANSCRIPTS REQUESTED

<u>Date of Proceedings</u>	<u>Subject</u>	<u>Portion of Transcript</u>
06/10/2015	Defendant Michael J Mona Jr's Motion for Protective Order on Order Shortening Time – Department 15, Judge Joe Hardy	Complete
07/09/2015	Show Cause Hearing: Why Accounts of Rhonda Mona Should not be Subject to Execution and Why the Court Should Not Find Monas in Contempt - Department 15, Judge Joe Hardy	Complete
03/30/2016	Plaintiff Far West Industries' Motion for Determination of Priority of Garnishment - Department 15, Judge Joe Hardy	Complete
08/01/2016	Plaintiffs Far West Industries' Objection to Claim of Exemption from Execution on an Order Shortening Time - Department 15, Judge Joe Hardy	Complete

///

Pursuant to NRAP 9(a)(5) Appellant shall have 10 days within which to file and serve a supplemental transcript request form and pay any additional deposit required.

Dated this 12th day of October, 2017.

**HOLLEY DRIGGS WALCH
FINE WRAY PUZEY & THOMPSON**



THOMAS E. EDWARD, ESQ.

Nevada Bar No. 9549

RACHEL E. DONN, ESQ.

Nevada Bar No. 10568

ANDREA M. GANDARA, ESQ.

Nevada Bar No. 12580

400 South Fourth Street, Third Floor

Las Vegas, Nevada 89101

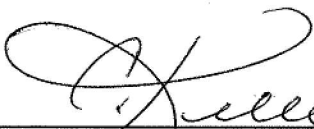
Attorneys for Respondent

CERTIFICATE OF PERSONAL SERVICE

I HEREBY CERTIFY that I am an employee of the law firm of Holley Driggs Walch Fine Wray Puzey & Thompson, and that on this 12th day of October, 2017, I caused to be personally served a true and correct copy of the foregoing **REQUEST FOR SUPPLEMENTAL TRANSCRIPTS OF PROCEEDINGS PURSUANT TO NRAP 9** to the party(ies) as indicated below:

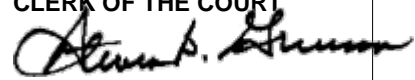
Terry A. Coffing, Esq. Tye S. Haseen, Esq. Tom W. Stewart, Esq. MARQUIS AURBACH COFFING 1001 Park Run Drive Las Vegas, Nevada 89145	
--	--

Attorneys for Appellant Michael J. Mona, Jr.	
---	--



C. Kelley, an employee of Holley Driggs
Walch Fine Wray Puzey & Thompson

Exhibit 2

**Marquis Aurbach Coffing**

Terry A. Coffing, Esq.

Nevada Bar No. 4949

Tye S. Hanseen, Esq.

Nevada Bar No. 10365

Thomas W. Stewart, Esq.

Nevada Bar No. 14280

10001 Park Run Drive

Las Vegas, Nevada 89145

Telephone: (702) 382-0711

Facsimile: (702) 382-5816

tcoffing@maclaw.com

thanseen@maclaw.com

tstewart@maclaw.com

Attorneys for Michael J. Mona, Jr.

DISTRICT COURT**CLARK COUNTY, NEVADA**FAR WEST INDUSTRIES, a California
corporation,

Plaintiff,

vs.

RIO VISTA NEVADA, LLC, a Nevada limited
liability company; WORLD DEVELOPMENT,
INC., a California corporation; BRUCE MAIZE,
and individual; MICHAEL J. MONA, JR., an
individual; DOES I through 100, inclusive,

Defendant.

Case No.: A-12-670352-F

Dept. No.: XV

SUPPLEMENTAL REQUEST FOR TRANSCRIPT OF PROCEEDINGSTO: Matt Yarbrough, Court Recorder
Regional Justice Center
Eighth Judicial District Court, Dept. XV
200 Lewis Ave.
Las Vegas, Nevada 89155Michael J. Mona, Jr. ("Mr. Mona"), by and through its attorneys of record, Marquis
Aurbach Coffing, hereby requests preparation of the transcripts of the proceedings before the
District Court, as follows:

Judge or officer hearing the proceedings: Joe Hardy

Date(s) of the proceedings: June 10, 2015

Portions of the transcript requested: Entire Transcript

Number of copies required:

1 original to be filed with the Eighth Judicial District Court
under Case No. A-12-670352-F.

1 copy to the following:

Marquis Aurbach Coffing
Terry A. Coffing, Esq.
Tye S. Hanseen, Esq.
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711
Attorneys for Michael J. Mona, Jr.

I HEREBY CERTIFY that on this date I ordered this transcript from the court reporter
named above, and made arrangements to pay the required deposit.

Dated this 20th day of October, 2017.

MARQUIS AURBACH COFFING

By /s/ Tye S. Hanseen
Terry A. Coffing, Esq.
Nevada Bar No. 4949
Tye S. Hanseen, Esq.
Nevada Bar No. 10365
Thomas W. Stewart, Esq.
Nevada Bar No. 14280
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Michael J. Mona, Jr.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **REQUEST FOR TRANSCRIPT OF PROCEEDINGS** was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 20th day of October, 2017. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:¹

Holley Driggs Walch Fine Wray Puzey & Thompson**Contact**

Andrea M. Gandara
Norma
Tilla Nealon
Tom Edwards

Email

agandara@nevadafirm.com
nmoseley@nevadafirm.com
tnealon@nevadafirm.com
tedwards@nevadafirm.com

Santoro Whitmire**Contact**

Asmeen Olila-Stoilov
James E. Whitmire, Esq.
Joan White

Email

astoilov@santoronevada.com
jwhitmire@santoronevada.com
jwhite@santoronevada.com

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage prepaid, addressed to:

Matt Yarbrough, Court Recorder
Regional Justice Center
Eighth Judicial District Court, Dept. XV
200 Lewis Ave.
Las Vegas, Nevada 89155

/s/ Leah Dell

An employee of Marquis Aurbach Coffing

¹ Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).