

1 any woman do they not work being married, they're going  
2 to tell you they do.

3 Q. Other than her responsibilities as a wife and a  
4 mother, does your wife work?

5 A. No.

6 Q. Where does your wife live?

7 A. Same two addresses when she's in those towns.

8 Q. And if you had to estimate over the last 12  
9 months how much time she spent between Las Vegas and San  
10 Diego, what would it be?

11 A. Probably more time here than San Diego. 60/40,  
12 maybe. Again, I don't -- I don't keep track.

13 Q. How many children do you have?

14 A. Two.

15 Q. How old are they?

16 A. My son is 29, and my daughter is 26.

17 Q. Where does your son live?

18 A. San Diego.

19 Q. Full-time?

20 A. 80 percent of the time.

21 Q. Where else does he live?

22 A. Well, he comes back here. He has friends here.  
23 We have an office here. So he comes back and forth, but  
24 a majority of the time in San Diego.

25 Q. Where does he stay when he's in Las Vegas?

1 A. Red Arrow.

2 Q. What's the address of his residence in San Diego?

3 A. 877 Island Avenue, Number 701.

4 Q. Is that the condo that he purchased with the  
5 money from your wife based upon the property separation  
6 agreement?

7 A. That's the money that my wife loaned to him to  
8 purchase the condo; correct.

9 Q. Is your son making payments to your wife for that  
10 loan?

11 A. I don't know.

12 Q. Is there a loan agreement --

13 A. That's a mother and son deal that I'm not allowed  
14 to get into the middle of.

15 Q. You're not allowed to get in the middle of it?

16 A. Correct.

17 Q. Is there a written agreement documenting that  
18 loan between your wife and your son?

19 A. I have no idea.

20 Q. Do you know the terms of the agreement between  
21 your wife and your son?

22 A. I have no idea.

23 Q. Does the agreement call for periodic payments?

24 A. I have no idea.

25 Q. Does it call for interest rate?

1 A. I have no idea. It is her son.

2 Q. Is your son employed?

3 A. Yes.

4 Q. With who?

5 A. Director of operations for CannaVest.

6 Q. What does he do as the director of operations for  
7 CannaVest?

8 A. Runs operations.

9 Q. In San Diego?

10 A. Correct.

11 Q. And what operations does he run?

12 A. He's in charge of a lab, in charge of the  
13 warehouse.

14 Q. What is his background?

15 A. Was born in Las Vegas, went to school all  
16 through -- went to day school at Gorman, then went to  
17 the University of San Diego, graduated -- I don't  
18 know -- eight years ago, I believe, seven years ago,  
19 something like that, and came home for six months and  
20 back to San Diego.

21 Q. Does he have an educational background in lab  
22 work?

23 A. Business.

24 Q. He has no scientific background?

25 A. No. When I say run the lab, he doesn't put the

1 garment on and go do the scientific stuff. He runs the  
2 employees and makes sure it goes through. I don't allow  
3 him to get where he has the ability to get behind the  
4 machines and do the work.

5 Q. How many employees does CannaVest have in San  
6 Diego?

7 A. 35.

8 Q. How many employees does CannaVest have here in  
9 Las Vegas?

10 A. One.

11 Q. Who's that?

12 A. Kathleen Keller.

13 Q. What does Kathleen Keller do?

14 A. She is in charge of all the payroll. She runs  
15 payroll, new hires, and answers the phone for the Las  
16 Vegas address and runs operations here.

17 Q. Does she work exclusively for CannaVest?

18 A. She does some Mona Co stuff also.

19 Q. So she runs Mona Co and CannaVest?

20 A. She doesn't run Mona Co. They share an office.

21 Q. Does CannaVest have any operations currently?

22 A. As far as -- explain operations.

23 Q. I'm sorry.

24 Does Mona Co have any operations currently?

25 A. No.



1 Q. Did Mona Co have any operations in 2014?

2 A. No.

3 Q. Tell me about your daughter. She's 26. Where  
4 does she live?

5 A. She lives in San Diego.

6 Q. Where at?

7 A. Across the street.

8 Q. From the condo?

9 A. Across the street from us in San Diego.

10 Q. Okay. What's the address there?

11 A. I have no idea.

12 Q. Does she rent or own that condo?

13 A. She rents.

14 Q. Do you know who the owner of that condo is?

15 A. She got it through some real estate company.

16 Q. The owner of the condo is unrelated to you?

17 A. Correct.

18 Q. Is she making payments for the rent?

19 A. I believe my son pays her rent through the  
20 trusts.

21 Q. Your son pays your daughter's rent?

22 A. Through their trust.

23 Q. And what's the name of the trust?

24 A. Mik Nik Trust.

25 Q. How is that trust funded?

1 A. My wife and I started it in 1998, I believe.

2 Q. And how was the trust funded?

3 A. It has not been funded in years.

4 Q. When was the last time the trust was funded?

5 A. Well, they got some MJNA stock a few years ago,  
6 and they got some Hemp stock a couple years ago. My son  
7 worked for MJNA for me, and they got paid through some  
8 stock there. And then he was a consultant for a company  
9 called Hemp, H-E-M-P, which the stock receives -- the  
10 trust receives some stock for.

11 Q. And why would the trust -- or why would that  
12 stock for your son's compensation go to the trust as  
13 opposed to your son personally?

14 A. Him and my daughter are very, very close. He  
15 takes care of her, period.

16 Q. In what ways?

17 A. Well, he helps her financially. He's a very good  
18 big brother.

19 Q. Do you help your daughter financially?

20 A. Well, I give her money here and there, 200 here,  
21 300 here. Large sums of money? Not at all.

22 Q. Does your wife help your daughter financially?

23 A. Well, I'm sure she does. It's her daughter. So  
24 the degree, I have no idea.

25 Q. You're not aware of any monthly checks, for

1 example, that your wife writes to your daughter?

2 A. No.

3 Q. Do you know the address of the unit that your  
4 daughter lives in?

5 A. You asked that and I told you no. Same answer.

6 Q. It's amazing you have a wonderful memory here in  
7 this judgment debtor examination. I hope that extends  
8 throughout the rest of our testimony.

9 A. If I remember, I will tell you.

10 Q. I appreciate that.

11 A. If I don't, I won't tell you.

12 Q. Excellent.

13 MR. COFFING: It's been an hour. Do you  
14 mind if we take a five-minute break?

15 MR. EDWARDS: Sure.

16 (A break was taken from 10:39 a.m. through  
17 10:45 a.m.)

18 BY MR. EDWARDS:

19 Q. Sir, how would we determine the balance owed to  
20 Mr. Sifen?

21 A. I'm sorry.

22 Q. How would we determine the balance owed to Mr.  
23 Siefen?

24 A. Mr. Sifen?

25 Q. Sifen.

1 A. I don't know.

2 Q. How would you determine the balance you owe to  
3 Mr. Siefen?

4 A. A million-two, million-four, maybe.

5 Q. I'm asking how would you determine that?

6 A. How would I determine that?

7 Q. Correct.

8 A. Probably on the notes or, you know, I borrowed  
9 money from him, and I know I lost money. I owe him for  
10 that. So I would have to say based upon past  
11 experience.

12 Q. You gave him a property in partial satisfaction  
13 of the debt; correct?

14 A. Correct.

15 Q. How much did it satisfy?

16 A. Well, I thought it would satisfy it all, but the  
17 property's worth zero right now.

18 Q. At the time you transferred the property to Mr.  
19 Siefen, you believed it would satisfy the debt in full?

20 A. No. I was hoping it would satisfy part of it.

21 Q. What part of it?

22 A. Whatever part he decided.

23 Q. You left that up to him?

24 A. Yes.

25 Q. As it relates to Roen paying your mortgage, do

1 you address those payments anywhere on your taxes?

2 A. I don't know if my accountant does or not. I'm  
3 sure he does. I can't answer that question.

4 Q. Does Roen report those payments to your mortgage  
5 as income to you?

6 A. I don't know how he handles it.

7 Q. You mentioned that Kathleen works for both  
8 CannaVest and Mona Co; correct?

9 A. Correct.

10 Q. How is she paid?

11 A. Through CannaVest.

12 Q. Exclusively?

13 A. 98 percent CannaVest. Mona Co just -- I don't  
14 think the phone has rang as Mona Co for five years.

15 Q. So CannaVest pays 100 percent of her salary?

16 A. Correct.

17 Q. And for the last five years of that, you'd say  
18 that Mona Co has had no business?

19 A. 2010. Four years for sure.

20 Q. Okay.

21 MR. COFFING: It's defending a lawsuit if  
22 that helps, if that's doing business. The construction  
23 defect thing.

24 THE WITNESS: Oh, I forgot about that.

25 MR. COFFING: So...

1 BY MR. EDWARDS:

2 Q. What do you do for work, sir?

3 A. President and CEO currently of CannaVest.

4 Q. How long have you been the president and CEO of  
5 CannaVest?

6 A. Two years.

7 Q. Before your work as president and CEO of  
8 CannaVest, what did you do for a living?

9 A. I was a consultant for MJNA for a year and a  
10 half, maybe.

11 Q. Before your time as a consultant for MJNA, what  
12 did you do for a living?

13 A. Been a developer in this town for 30 years.

14 Q. What did you develop?

15 A. Emerald Suites, St. Louis -- different --  
16 different daily/weekly projects, a couple spec homes  
17 here and there, which my wife decorated, but that's it.

18 Q. Was your wife paid for the work to decorate the  
19 homes that you built?

20 A. If she was, it was very minor. She was my wife.

21 Q. So your wife did not have an agreement with the  
22 owner; she was working with you?

23 A. The only agreement she had was with Mr. Shustick.  
24 He paid her for that. That's it. Other than that, it  
25 was through me, yes.

1 Q. What is the address for CannaVest?

2 A. 2688 South Rainbow.

3 Q. Is there a suite number?

4 A. B as in boy. Las Vegas, Nevada 89146.

5 Q. What's the address for Mona Co?

6 A. Correct. Same address.

7 Q. And what's a telephone number for CannaVest?

8 A. I'd have to look at my card here. It's on speed  
9 dial for me. I have no idea. 866-290-2157.

10 Q. So when you're in the CannaVest office, it's just  
11 you and Kathleen; correct?

12 A. In Las Vegas?

13 Q. Correct.

14 A. Yes.

15 Q. Where are the other officers of CannaVest  
16 stationed?

17 A. San Diego.

18 Q. Exclusively?

19 A. No. We come here for board meetings and  
20 different meetings.

21 Q. Who are the other officers of CannaVest?

22 A. Joseph Dowling is my CFO. You know my son,  
23 director of operations. Stuart Tomc, T-O-M-C, is the  
24 director of human nutrition.

25 Q. T-O-M-C?

1 A. T-O-M-C.

2 Q. So Mr. Dowling and Mr. Tomc live in San Diego?

3 A. Correct.

4 Q. And they're only in Las Vegas for occasional  
5 meetings?

6 A. Joseph is, yes. Stuart I don't think has ever  
7 been to Las Vegas.

8 Q. Where does CannaVest bank?

9 A. First Security Bank of Nevada.

10 Q. Is that the only bank that CannaVest banks at?

11 A. You know, there's another bank in California that  
12 they do minor cash deposits for, where people buy cash  
13 for products that are running that bank.

14 Q. Who are the signatories on the First Security  
15 Bank of Nevada for CannaVest?

16 A. Myself, Joseph Dowling, and my son.

17 Q. You all have individual signatory authority?

18 A. Correct.

19 Q. What is your yearly salary at CannaVest?

20 A. 300,000 a year.

21 Q. How often do you get paid?

22 A. Every two weeks.

23 Q. Does your salary fluctuate in any way?

24 A. I'm sorry?

25 Q. Does your salary fluctuate in any way?



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# PART A

# PART A

1 A. No.

2 Q. Do you receive any bonuses?

3 A. I believe I received a \$10,000 bonus last year  
4 for Christmas.

5 Q. Who determines your salary?

6 A. The board of directors.

7 Q. Who's on the board of directors?

8 A. Bart Mackay, Larry Raskin and myself. I  
9 obviously have no vote in that; it's Mr. Raskin and Mr.  
10 Bart Mackay.

11 Q. Who determines whether you receive bonuses?

12 A. The compensation group which consists of Larry  
13 Raskin and Bart Mackay.

14 Q. Are you expecting a Christmas bonus this year?

15 A. I'm lucky if I have a job this year the way the  
16 stock has hit the bottom. So do I hope to receive a  
17 bonus? Yes. Do I hope to have a job? Yes. I don't  
18 know. And if you follow our stock, you would see why.

19 (Exhibit 9 was marked for identification.)

20 BY MR. EDWARDS:

21 Q. Sir, I'm showing you what's been marked Exhibit  
22 9.

23 Do you recognize this document?

24 A. Yes.

25 Q. What is it?

1 A. It's an employment agreement.

2 Q. Between you and CannaVest?

3 A. Correct.

4 Q. Has this agreement been employed by the board or  
5 the compensation committee at CannaVest?

6 A. At this time, no. It was simply me. The  
7 board -- compensation board was not assembled at that  
8 time.

9 Q. So you unilaterally approved this employment  
10 agreement at the time?

11 A. Correct.

12 Q. Has it subsequently been approved by the board or  
13 the compensation committee?

14 A. Yes.

15 Q. When did that happen?

16 A. I'm guessing within the last year.

17 Q. Did they approve it as written, or did they  
18 modify it?

19 A. I don't know if this was a new employment  
20 contract or not. I know I got a raise for 300,000 last  
21 year. But like I said, I don't recall if there's  
22 another employment agreement. I don't believe so.

23 Q. Down at the bottom of the first page of Exhibit  
24 9, there's a paragraph here under stock options.

25 Do you see that?

1 A. Correct.

2 Q. And this employment agreement awards you 500,000  
3 shares of common stock or an option for 500,000 shares  
4 of stock?

5 A. Correct.

6 Q. Did you ever exercise that option?

7 A. No. It was -- Mr. Mackay and Mr. Raskin revoked  
8 this. I never got this.

9 Q. Why did they revoke this?

10 A. I don't know. To answer your question, I never  
11 received this option, no.

12 Q. Well, you were giving yourself this option in the  
13 first place; correct?

14 A. Correct.

15 Q. At what point in time did they take this option  
16 away from you?

17 A. Last year or so, a year and a half.

18 Q. Any discussion with you of why they took the  
19 stock option away from you?

20 A. No.

21 Q. You have no understanding whatsoever of why they  
22 took the stock option away from you?

23 A. No.

24 Q. So if I understand right, you never exercised any  
25 portion of this stock option?

1 A. Correct.

2 Q. On the next page, page 2, it says the term of  
3 this employment agreement is 60 months.

4 Do you see that?

5 A. Correct.

6 Q. Is the term of your current employment agreement  
7 with CannaVest still 60 months?

8 A. Again, I don't remember if I have a current one  
9 or not. This one states 60 months. I believe this is  
10 the only one. So I'd have to say that this is a  
11 60-month term.

12 Q. Are there any other provisions of this employment  
13 agreement that the compensation committee or board of  
14 directors has disapproved of or taken away from you?

15 A. I still have insurance, still have vacation.  
16 Stock options is about it.

17 Q. To the best of your recollection, the only  
18 element of this employment agreement that has been taken  
19 away from you so to speak is the stock option provision?

20 A. Correct.

21 Q. To the best of your knowledge, the rest of this  
22 employment agreement remains in full force and effect?

23 A. Correct.

24 MR. COFFING: Except for the salary.

25 THE WITNESS: Except for the salary. I

1 already mentioned that.

2 BY MR. EDWARDS:

3 Q. Have you had any discussions with the board about  
4 extending your employment agreement?

5 A. No. Not at this time.

6 Q. None whatsoever?

7 A. None whatsoever.

8 Q. Have you had any discussions with the individual  
9 members of the board about extending your employment  
10 agreement?

11 A. Timing is not good for that. The answer is no.

12 Q. Do you view the board as taking away your 500,000  
13 share stock option as a positive or a negative?

14 A. Well, obviously a negative.

15 Q. Was that because the board was not happy with  
16 your performance?

17 A. I do not know what they were thinking.

18 Q. You've never had any discussion with them about  
19 what they were thinking?

20 A. No.

21 (Exhibit 10 was marked for identification.)

22 BY MR. EDWARDS:

23 Q. Sir, I'm showing you what's been marked as  
24 Exhibit 10.

25 Do you recognize this document?

1 A. Yes.

2 Q. What is it?

3 A. It's a CannaVest Corporation stock option grant  
4 notice.

5 Q. To the best of your knowledge, is this still a  
6 valid and binding agreement?

7 A. Yes.

8 Q. Is this what replaced your \$500,000 stock option  
9 agreement?

10 A. Well, I believe they kind of justified taking  
11 that low option number away by giving me these, but you  
12 can see the price is a lot higher on this than it was,  
13 68 cents. So I was not a fan.

14 Q. You were not a fan of Exhibit 10, the stock  
15 option agreement?

16 A. Well, I appreciated the options, but I did not  
17 like the option being taken away, the 68 cents go to  
18 \$2.64.

19 Q. So it's your understanding that under the  
20 employment agreement marked as Exhibit 9, your exercise  
21 price was 68 cents?

22 A. Correct.

23 Q. And under Exhibit 10 that has been increased to  
24 \$2.64?

25 A. Correct.

1 Q. When was the last time CannaVest stock traded  
2 above \$2.64?

3 A. Three months ago, four months ago maybe.

4 Q. Have you ever exercised any options under this  
5 stock option agreement?

6 A. No, sir.

7 Q. Do you own any stock of CannaVest?

8 A. No, sir.

9 Q. When I say you, I'm going to use that broad you:  
10 you, your wife, your trust, any entity in which you hold  
11 interest.

12 Do you own any interest in CannaVest?

13 A. Again, my wife invested a million dollars into  
14 Roen. Roen owes her stock. So do I have any? No. Her  
15 million dollar investment she has stock for that.

16 Q. She has -- walk me through that. I'm not sure  
17 I'm understanding.

18 A. Well, she invested a million in Roen, and it's  
19 convertible any time she wants to convert it.

20 Q. And so the million dollars that your wife loaned  
21 to Roen is convertible into CannaVest stock?

22 A. Correct.

23 Q. How much?

24 A. A dollar a share.

25 Q. So a million shares?



1 A. Correct.

2 Q. Has she exercised that option yet?

3 A. No.

4 Q. Do you know if she intends to exercise that  
5 option?

6 A. No idea.

7 Q. And I apologize if I'm treading old ground, but  
8 the million dollars that she loaned to Roen came from  
9 the agreement we looked at earlier in the examination,  
10 the post-marital settlement agreement?

11 A. Came from her portion of the post-marital  
12 agreement; correct.

13 Q. Has the board taken away any provision as it  
14 relates to the stock options identified in Exhibit 10?

15 A. As of today, no.

16 Q. Do you expect them to do so?

17 A. I have no idea. It's a multimillion dollar  
18 question.

19 (Exhibit 11 was marked for identification.)

20 BY MR. EDWARDS:

21 Q. Sir, I'm showing you what's been marked as  
22 Exhibit 11.

23 Do you recognize this document?

24 A. Yes.

25 Q. What is it?

1 A. It's a CannaVest Corporation 10-K annual report.

2 Q. Did you participate in the preparation of this  
3 report?

4 A. Very little. My CFO and the accountant handle  
5 this.

6 Q. Did you ultimately approve it before this report  
7 went final?

8 A. Pardon me?

9 Q. Did you ultimately approve this report before it  
10 went final?

11 A. Well, obviously I signed it, so obviously yes.

12 Q. I'm going to direct your attention to page 19 of  
13 Exhibit 11.

14 A. I'm sorry. 19?

15 Q. Yes.

16 Do you see under the section executive  
17 compensation, your name?

18 A. Yes.

19 Q. So last year you earned a little over \$200,000;  
20 is that correct?

21 A. Correct.

22 Q. That's with a \$10,000 bonus we talked about?

23 A. Correct.

24 Q. It says optional work for \$8.3 million?

25 A. Correct.

1 Q. What's that?

2 A. I had the same question to my CFO and PKF, our  
3 public accountants, and apparently they have to put a  
4 value on the stock options when they're awarded. That's  
5 the value they put on it.

6 Q. And how did they put that value on the stock  
7 options when they were awarded?

8 A. I believe that was the price of the stock when it  
9 was awarded. Again, I'm not an accountant, but I  
10 believe that was it. That's the number they had to put  
11 in the stock of the option awards.

12 Q. Did they take into account the stock price as of  
13 the date of the option agreement?

14 A. I don't know.

15 Q. Do you have any idea how they calculated the  
16 value of the stock options?

17 A. No.

18 Q. Who can we speak to, to figure out how they  
19 calculated the value of the stock options?

20 A. Joseph Dowling my CFO.

21 Q. A little bit further down on Exhibit 19, do you  
22 see the subheading compensation arrangements?

23 A. Correct.

24 Q. Second sentence says during fiscal year 2014, Mr.  
25 Mona was paid an aggregate sum of \$5,939,950.

1 A. Correct.

2 Q. Do you see that?

3 A. Uh-huh.

4 Q. Were you paid that much money in 2014?

5 A. Not at all.

6 Q. Where did that number come from?

7 A. Again, that was -- that is four-year option.

8 From my understanding, from Joe, is that was the value  
9 of the options through this period.

10 Q. And you still don't know how they came to compute  
11 that value?

12 A. Well, they put an option, a price on the options.  
13 That's what was awarded so far the three years. It's a  
14 four-year option plan, and I guess I'm on the fourth  
15 year. So through 2014 this is what they valued the  
16 options were worth. Did I receive \$5,939,000? No. Did  
17 I receive \$209,521? Yes.

18 Q. Plus \$10,000 bonus?

19 A. Correct.

20 Q. In the paragraph below, the board of directors  
21 also approved a nice salary for your son; correct?

22 A. It's a fair salary.

23 Q. Why do you believe it's a fair salary?

24 A. Well, of course he's my son, number one. Number  
25 two, I know how hard he works, and I know what being a

1 part of a company is. I think he's underpaid and so  
2 does he. But, you know, you ask anybody in America,  
3 they're probably underpaid.

4 Q. Prior to August 25, 2014, what was your son's  
5 salary at CannaVest?

6 A. You know, I don't believe we got paid then. I  
7 don't believe there was a salary. Again, I'm guessing  
8 here, but I believe that's when we started salaries.  
9 I'm not sure. So I guess I shouldn't answer that  
10 question.

11 Q. Let me direct your attention up to the executive  
12 compensation section again and the line item relating to  
13 your son. It says in 2013, he was paid \$44,769.

14 A. There you go.

15 Q. Is that consistent --

16 A. I probably should have looked at that prior to  
17 answering the question.

18 Q. Is that consistent with what your understanding  
19 of what your son made from CannaVest in 2013?

20 A. Obviously yes.

21 Q. And do you think he made something similar with  
22 that up to August 25, 2014?

23 A. I'm sorry?

24 Q. Do you think he made something similar to that up  
25 to August 25, 2014, when the board of directors approved

1 another salary for him?

2 A. I have no reason to doubt Joe's work.

3 Q. So that's a yes?

4 A. Yes.

5 Q. Next sentence under compensation arrangements  
6 says that during fiscal year 2014, Mr. Mona, III, was  
7 paid an aggregate sum of 1.428 million.

8 Do you see that?

9 A. Correct.

10 Q. Was your son paid 1.428 million in 2014?

11 A. Again, I don't know through the accounting  
12 principles exactly what he was paid. I don't know if  
13 some of that was valued the same way mine was or not. I  
14 don't know that answer.

15 Q. Your son also has stock options as it relates to  
16 CannaVest; correct?

17 A. Correct.

18 Q. Has he ever exercised any of those stock options?

19 A. I believe he exercised a small portion of them  
20 earlier this year.

21 Q. What was his exercise price?

22 A. I don't recall.

23 Q. So you still own zero stock as it relates to  
24 CannaVest?

25 A. Correct.

1 Q. Your son owns a certain amount of stock for

2 CannaVest?

3 A. I believe -- again, I'm guessing here and I  
4 shouldn't do this, but I believe it's a million shares  
5 he has options on.

6 Q. And in addition to the shares he has options on,  
7 he's also executed some of those options; correct?

8 A. I believe what he's executed was a portion of  
9 those million shares.

10 Q. Do you know how many shares your son actually  
11 owns now?

12 A. What do you mean owns? Options.

13 Q. Apart from the options, the actual shares he  
14 owns?

15 A. No, I don't.

16 Q. Do you know an approximate amount?

17 A. No, I don't.

18 Q. Is it 3 million?

19 A. I don't know.

20 Q. It could be 3 million?

21 A. No. It's not that high. I believe it's a  
22 million.

23 Q. You believe it's a million that he actually owns?

24 A. Again, he has options on a million. You're  
25 trying to get me to say an answer I don't know an answer

1 to. I'm not going to guess. I believe it's a million  
2 shares. Out of that million shares he may have pulled  
3 some of the options. I don't know. That's his affair,  
4 not mine.

5 Q. And other than those shares that you just  
6 discussed, are you aware of your son holding any other  
7 shares in CannaVest?

8 A. No.

9 Q. Turn your attention to the next page, page 20 of  
10 Exhibit 11. You see item number 12, discussing  
11 ownership?

12 A. Correct.

13 Q. And under this chart it shows that your son owns  
14 1.8 million shares in CannaVest.

15 Do you see that?

16 A. I see that.

17 Q. It says you own 3.3 million shares of CannaVest.

18 Do you see that?

19 A. Correct.

20 Q. Do you own 3.3 million shares in CannaVest?

21 A. Let me try to explain this one more time. Okay?  
22 I have -- well, no. It's getting old.

23 MR. COFFING: The document speaks for  
24 itself.

25 THE WITNESS: There's 4 million options that



1 I have the right to at that price. Up until now I have  
2 earned 3,304,659 options to which I have not exercised  
3 any. That's about as much as I can explain. Do I own  
4 any right now? No. Have I owned any? No. I own 4  
5 million options.

6 BY MR. EDWARDS:

7 Q. You see the number for your son. Can you tell  
8 the difference between the shares your son owns and the  
9 shares your son has options to?

10 MR. COFFING: The document speaks for  
11 itself. It's subject to qualifying the ownership rules  
12 by the SEC as subject to options. So the document  
13 speaks for itself. You can answer.

14 THE WITNESS: What was the question?

15 BY MR. EDWARDS:

16 Q. If you can tell by looking at the 10-K for your  
17 company, how many shares your son owns as opposed to how  
18 many he has options for?

19 A. He has options for it looks like 1,875,833 right  
20 now. That is my son.

21 Q. Let me direct your attention to the next page, 21  
22 of Exhibit 11.

23 A. Okay.

24 Q. In note number 6.

25 A. Okay.

1 Q. Have you had an opportunity to review note number

2 6?

3 A. Uh-huh.

4 Q. Does this refresh your recollection as to what  
5 shares your son may own in CannaVest?

6 A. Speaks for itself.

7 Q. Okay. So tell me then?

8 A. Owns 980,000 shares of record. Again, I don't  
9 know if those options are actual shares. I don't know  
10 that. Beneficial owner of Mik Nik Trust which owns  
11 750,000 shares. So the trust has 750,000 shares.

12 Q. And was granted a stock option for another  
13 500,000 shares?

14 A. Correct.

15 Q. How did Mik Nik Trust come to own 750,000 shares  
16 in CannaVest?

17 A. Obviously they bought them.

18 Q. You know that for sure?

19 A. No, I don't.

20 Q. Did you have any role in the transaction of  
21 shares to Mik Nik Trust?

22 A. That is my son's trust, my son and my daughter's.  
23 He handles that.

24 Q. So you had no role whatsoever?

25 A. No.

1 Q. You mentioned you just came back from travel.

2 You've been traveling a lot recently?

3 A. Correct.

4 Q. Where were you?

5 A. Germany, Florida, Chicago, New York twice, LA.

6 Oh, the Bahamas.

7 Q. Any other locations you can think of?

8 A. In the last, what, three months, six months, nine  
9 months?

10 Q. That was going to be my next question.

11 What period of time were you just referring to?

12 A. In the last three months.

13 Q. Any other destinations you've traveled to in the  
14 last three months?

15 A. I've been to Denver twice -- or once. I'm sorry.  
16 Once. San Diego. Vegas, obviously. I believe that's  
17 it.

18 Q. Why were you in Germany?

19 A. My farmers are over there. We have 3,000 acres  
20 growing over there. I was going to check on my partner  
21 and the farms.

22 Q. Who owns the farms?

23 A. Individual farmers.

24 Q. Farmers that you contract with?

25 A. I have one farmer I contract with.

1 Q. Okay.

2 A. He then --

3 MR. COFFING: Stop. When you say you, you  
4 mean CannaVest; correct?

5 THE WITNESS: I'm sorry. CannaVest, not me.  
6 No, I'm sorry. CannaVest. This is all CannaVest's.  
7 CannaVest has one farmer over there that puts 50, 60  
8 farmers together and grows our industrial hemp.

9 BY MR. EDWARDS:

10 Q. And you mentioned a partner over there.

11 A. Well, Daniel Crouse (phonetic spelling) he's not  
12 a partner. He works for CannaVest.

13 Q. What does Daniel Crouse do for CannaVest?

14 A. He watches the farmers or watches the operation  
15 over there.

16 Q. Why were you in Florida over the last three  
17 months?

18 A. A trade show.

19 Q. Related to what?

20 A. Pardon me?

21 Q. What kind of trade show?

22 A. CannaVest trade show trying to get our name out  
23 there.

24 Q. CannaVest had its own trade show?

25 A. No. All these trade shows we go to we're part of

1 100, 200 booths. We just had a booth there.

2 Q. So you were apart of a larger convention?

3 A. Correct.

4 Q. What was the name of that convention?

5 A. I do not remember. I forget.

6 Q. Was it a medical marijuana related convention?

7 A. Either that or vape. We're getting into vape  
8 now. So it's either medical marijuana or vape, one of  
9 the two.

10 Q. Explain to me what vape is?

11 A. Vape is a new trend that -- it's vapor  
12 cigarettes, vaped hemp. There's even vape marijuana  
13 in the states where it's legal. It's just a  
14 smokeless -- you've seen people vape. It's the newest,  
15 hottest thing out there, I guess.

16 Q. Any other reason for you to be in Florida?

17 A. No.

18 Q. Any other reason for you to be in Germany other  
19 than monitoring your crops?

20 A. Not at all.

21 Q. Why were you in Chicago?

22 A. Same. Trade show.

23 Q. Do you remember the name of that trade show?

24 A. I do not.

25 Q. Why were you in New York twice?

1 A. Trying to raise money for CannaVest.

2 Q. How?

3 A. Through trade shows. There's a banker's trade  
4 show where you went there and you presented your company  
5 and you had investors. We were looking to raise money.  
6 We needed money bad. So that's the reason I went to New  
7 York twice, to entertain -- one I know was called  
8 Midtown Investors, and the second one I forget the name  
9 of. But it was conferences where you have 200, 300  
10 investors. You go -- it was Joe and I. You go and  
11 present your company, present your offering, present  
12 your product and hopefully get investors.

13 Q. Were you able to attract investors?

14 A. Up until now, no. A lot of people will say they  
15 want to invest, but no one was -- one guy has stepped  
16 up, Redwood. We've closed, I think, a million dollars  
17 with him in the last month or so. CannaVest has.

18 Q. What's his name?

19 A. Redwood Investments, I believe it is. Again,  
20 this is all public knowledge. This is all -- you know,  
21 we'll be filing our quarterly report. This will all be  
22 in it.

23 Q. Do you have a particular point of contact with  
24 Redwood Investments?

25 A. I do not. Joe Dowling does.

1 Q. Who's Joe Dowling's point of contact with Redwood

2 Investments?

3 A. I have no idea.

4 Q. Got to talk to Joe to figure that out?

5 A. Correct.

6 Q. Did Redwood purchase stock in CannaVest?

7 A. Redwood -- it's not an option agreement. It's  
8 close to hard money loan. They get -- they give us a  
9 million dollars. They have to hold their stock for, I  
10 believe, 90 days. They get a 40 percent discount off a  
11 five-day average after, I believe, it's 90 days or six  
12 months. Then they can sell their stock. Then I believe  
13 it's a six-month hold, but they also get a 40 percent  
14 discount off the five-day average which is a good deal  
15 for them. We were desperate for the deal. It's not the  
16 kind of deal you want to do, but when you're desperate,  
17 you got to do what you got to do.

18 Q. Other than those shares, does Redwood have any  
19 interest in CannaVest?

20 A. No.

21 Q. Why were you in Los Angeles during the last three  
22 months?

23 A. Conference.

24 Q. You know the name of that conference?

25 A. No.

1 Q. Why were you in the Bahamas for the last three  
2 months?

3 A. I took a cruise with my family.

4 Q. Who all went?

5 A. My wife, my son, my daughter and her boyfriend.

6 Q. Did you open any bank accounts while you were on  
7 that cruise?

8 A. No, sir.

9 Q. Why were you in Denver over the last three  
10 months?

11 A. Trade shows.

12 Q. Do you remember the name of the trade shows  
13 there?

14 A. It's the big -- it's a big smoke out. It's  
15 ridiculous. It's the Denver annual 420. It's on April  
16 20th, 420 show.

17 Q. Have you been involved in any trade shows  
18 locally?

19 A. Yes.

20 Q. Which ones?

21 A. Last November there was an A4M conference here we  
22 attended, and then prior to that, I was not there, but  
23 CannaVest was. It was a medical marijuana conference  
24 here that we had a booth at.

25 Q. Tell me about your foreign travel for the last



1 five years. Where have you been?

2 A. Germany. I went there -- my son and I went there  
3 two years ago, met Daniel, and we then traveled to  
4 Austria, Holland, about four different countries. And  
5 Germany is basically it. That's where I've been.  
6 That's where our business is at.

7 Q. Over the last five years?

8 A. Uh-huh.

9 Q. Any other countries, any other foreign travel for  
10 the last five years?

11 A. Like I said, we got in the car and we traveled,  
12 you know, from country to country. It was a four-day  
13 road show is what it was.

14 Q. So one trip?

15 A. Correct.

16 Q. Where you visited about four different countries?

17 A. Correct.

18 Q. Germany, Austria?

19 A. France. I believe that was it.

20 Q. Who paid for that cruise that you took to the  
21 Bahamas with your wife?

22 A. My wife.

23 Q. With what money?

24 A. Her money.

25 Q. When did you take that cruise?

1 A. Pardon me?

2 Q. When did you take that cruise?

3 A. Four weeks ago.

4 Q. This is out of the money she received based upon  
5 the post-marital settlement agreement?

6 A. Correct.

7 Q. So over the last five years, you've only had one  
8 trip outside of the United States?

9 A. I've probably been to Germany two or three times.

10 Q. Any other foreign countries in the last five  
11 years?

12 A. No.

13 Q. Have you ever been to the Cook Islands?

14 A. No.

15 Q. Have you ever opened up any bank accounts in  
16 other countries?

17 A. No. Well, yes. Germany.

18 Q. Okay.

19 A. Two years ago.

20 Q. Why'd you open up an account in Germany two years  
21 ago?

22 A. I was talked into it by Daniel, and I wanted to  
23 get euros. He just said why don't you open an account?  
24 I think I put \$500 in it

25 Q. So you deposited the money and withdrew the

1 euros?

2 A. Yes. Well, I cashed in euros. I deposited the  
3 \$500, and I got, I believe, \$500 in euros.

4 Q. And you withdrew those euros?

5 A. No. I put the \$500 in. I believe it was like --  
6 the 500 U.S. came to, I believe, 320 euros which I left  
7 in the bank which is still there, less the monthly fees.  
8 And then I just took \$500 cash out of my pocket and got  
9 euros.

10 Q. And you still hold those euros today?

11 A. No. Those were spent.

12 Q. Do you have any other accounts in foreign  
13 countries?

14 A. No.

15 Q. Have you ever had any foreign accounts other than  
16 the one in Germany you just mentioned?

17 A. Years ago on this elaborate -- elaborate John  
18 Dawson plan, there was some kind of an account in some  
19 -- I don't know -- south -- south funding somewhere. I  
20 don't know the details on it. The Laguna house was in  
21 it. The Laguna house was lost. So that was the only  
22 account I was aware of. And that was through John  
23 Dawson, an attorney.

24 Q. How did you go about getting that account set up  
25 overseas?

1 A. He handled it.

2 Q. Did you play any role?

3 A. No. And again, it was a Laguna house. He -- it  
4 was some kind of elaborate -- I should have paid more  
5 attention. Some kind of elaborate, you know, where I  
6 gave him the -- he had the mortgage on Crescent Bay or  
7 something like that, and they loaned money against it to  
8 protect it or whatever. It didn't work because the  
9 house got taken.

10 Q. Why'd you go through that elaborate set up?

11 A. That's a good question. Stupidity.

12 Q. You regret that elaborate set up then?

13 A. Very much so.

14 Q. Why?

15 A. Probably because I spent close to 60, \$70,000 on  
16 him for absolutely nothing.

17 Q. You still work with Mr. Dawson?

18 A. Not at all.

19 Q. Why not?

20 A. There's nothing to discuss with Mr. Dawson. All  
21 the LLCs he put together and all that are all history.

22 Q. Just as a reminder, I'm going to start using the  
23 term you. It's the broad you: you, your wife, your  
24 trust, any entity in which anybody holds any interest  
25 in; is that fair?

1 A. That's pretty broad.

2 Q. It is.

3 MR. COFFING: Can we separate out CannaVest?  
4 Because that gets really confusing.

5 MR. EDWARDS: I'm done talking about  
6 CannaVest.

7 THE WITNESS: Okay.

8 MR. COFFING: So don't be concerned with  
9 CannaVest; is that what you're saying?

10 MR. EDWARDS: Correct.

11 MR. COFFING: Okay.

12 MR. EDWARDS: I can break it down into  
13 individual questions, but we're going to be here --

14 THE WITNESS: Break it down please. I don't  
15 want to answer broad questions.

16 MR. COFFING: Let me -- can I just take a  
17 minute and help speed this along because I know what  
18 you're trying to -- can we step out for a second?

19 MR. EDWARDS: Sure. Take a break.

20 (A break was taken from 11:27 a.m. through  
21 11:32 a.m.)

22 BY MR. EDWARDS:

23 Q. So when we left off, we were discussing how I  
24 intend to use the term you simply as a method to  
25 streamline the judgment debtor examination. Again, only

1 if you're comfortable with it, my intent is that you  
2 applies to you, your wife, separately or collectively,  
3 the Mona Family Trust, or any entity in which you, your  
4 wife, or the trust hold an interest; is that fair?

5 A. Correct.

6 MR. COFFING: We clarified, so I think he's  
7 good. If he needs to break it down, we'll break it  
8 down.

9 BY MR. EDWARDS:

10 Q. Do you have an ownership interest in any real  
11 property in Nevada?

12 A. The Mona Family Trust, the house.

13 Q. Okay. The Red Arrow house?

14 A. Correct.

15 Q. Any other real property in Nevada?

16 A. No.

17 Q. Do you own any real property in any other state?

18 A. No. Again, I was involved in a lot of LLCs.  
19 There may be one minor one left in Arizona. I don't  
20 know. My tax records would show that where I have a  
21 minor interest. At one time I was in 15 different LLCs,  
22 which are all history. So there may be a minor one. I  
23 believe there's AZ12 or something like that in Arizona  
24 that I have 2 percent ownership -- or I did. I think it  
25 may have been dissolved this year.

1 Q. I think I saw in an email that somebody took that  
2 property back?

3 A. Yes.

4 Q. So other than the Red Arrow property, do you own  
5 any real property?

6 A. No.

7 Q. And that applies to any entity in which you own  
8 an interest?

9 A. No.

10 Q. Did you use to own a property in Big Bear?

11 A. Correct.

12 Q. What happened to that property?

13 A. Sold it.

14 Q. To who?

15 A. Chris Bentley.

16 Q. Who's Chris Bentley?

17 A. Chris Bentley is a real estate guy that had my  
18 Emerald Suites listed for a while. I did some business  
19 with him.

20 Q. Did he buy the property personally or for  
21 somebody else?

22 A. Through an LLC.

23 Q. Does your wife know Chris Bentley?

24 A. Yes.

25 Q. Do you know what the name of the LLC was that

1 purchased the Big Bear property?

2 A. No.

3 Q. Did you have any agreement with him that you  
4 would continue to use the Big Bear property?

5 A. I use it when he's not using it or when it's not  
6 being used.

7 Q. Do you pay rent for it?

8 A. No.

9 Q. How do you come about having that arrangement  
10 with Mr. Bentley?

11 A. Well, I pay a couple of the minor bills. And,  
12 you know, I made a lot of money for Chris, and he  
13 realized the situation I was in. So he allows me to use  
14 it when he's not using it.

15 Q. How often does he use it?

16 A. I don't know.

17 Q. How often do you use it?

18 A. I was up there New Years was the last time.

19 Q. Do you regularly visit Big Bear and specifically  
20 your old house on New Years?

21 A. I try to.

22 Q. As it sits today, do you have any interest in the  
23 property at Big Bear?

24 A. No.

25 Q. Does your wife have any interest in the property



1 at Big Bear?

2 A. No.

3 Q. Do either you or your wife have an interest in an  
4 entity that has an interest in the Big Bear property?

5 A. No.

6 Q. Do you own any commercial buildings?

7 A. No.

8 Q. Do you have any properties that you rent out?

9 A. No.

10 Q. Who owns the property in San Diego that you stay  
11 at?

12 A. Nick Filardo.

13 Q. Who's Nick Filardo?

14 A. He's a friend of mine for the last 15, 18, 20  
15 years.

16 Q. What's your relationship with Nick Filardo other  
17 than being friends?

18 A. Just very good friends.

19 Q. Were you business partners?

20 A. At one time he was an investor in CannaVest.

21 Q. Is he still?

22 A. No.

23 Q. What happened to his interest in CannaVest?

24 A. He sold it.

25 Q. When did Mr. Filardo purchase the property in San

1 Diego?

2 A. About six months ago, maybe. Again, there's a  
3 document here that shows that. So I don't want to guess  
4 and be wrong and come back and say it was five months,  
5 so...

6 Q. What money did Mr. Filardo use to purchase the  
7 property in San Diego?

8 A. I have no idea. His personal money.

9 Q. You played no role in that transaction?

10 A. No.

11 Q. Why --

12 A. I helped find the property for him.

13 Q. Okay. Why was he looking for property?

14 A. He likes San Diego and comes down there a lot.

15 Q. Any other reason he was looking for a property in  
16 San Diego?

17 A. No.

18 Q. So does Mr. Filardo stay at the condo in San  
19 Diego as well?

20 A. Not -- he hasn't since he bought it. I'm in it.

21 Q. Okay. --

22 A. He bought it as an investment.

23 Q. So I thought you just said though he was looking  
24 at the property because he wanted to stay in San Diego?

25 A. Well, he does come, but he doesn't stay at the

1 place where I'm at.

2 Q. So you were shopping for an investment property  
3 for him?

4 A. Yes.

5 Q. How did you come about finding this particular  
6 property?

7 A. It was in the same building I was renting.

8 Q. Same unit?

9 A. No.

10 Q. You were renting --

11 A. Wait a second. I'm sorry. I rented this unit a  
12 year prior -- yes, CannaVest did rent this unit a year  
13 prior. I've had two different units in the same  
14 building. I had unit 302, I believe, it was, which I  
15 rented, and then CannaVest rented 1101 for a year.

16 Q. So Mr. Filardo purchased unit 1101 from  
17 CannaVest?

18 A. No. CannaVest just rented it. CannaVest never  
19 owned it.

20 Q. Who owned it when CannaVest was renting 1101?

21 A. Jackie -- I forget Jackie's last name. Jackie  
22 and Michael. I forget their last name.

23 Q. Do you know Jackie and Michael?

24 A. Just from the building. That's it.

25 Q. Do you have any other relationship with Jackie

1 and Michael?

2 A. Not at all.

3 Q. So you became aware that the unit that CannaVest  
4 was renting for you was up for sale?

5 A. Correct.

6 Q. And you referred that to Nick Filardo?

7 A. Correct.

8 Q. And Nick Filardo is using this as an investment  
9 property?

10 A. Correct.

11 Q. How much rent do you pay on the property?

12 A. I don't.

13 Q. Why's that?

14 A. The property needed a lot of work, not a lot of  
15 work. It needed fixing up, needed decorating, walls  
16 painted, things like that. And my wife offered her  
17 services. And again, Nick has been a friend. I made  
18 Nick a lot of money over the years, and Nick just  
19 offered it up.

20 Q. For how long?

21 A. I believe it's one year. The end of the year  
22 he'll probably try to charge rent.

23 Q. What work did your wife do to the unit?

24 A. Took out a wall, minor work, nothing -- you know,  
25 painting, stuff like that. Nothing major.

1 Q. Did you have to get a permit to take out the  
2 wall?

3 A. No.

4 Q. Do you know how much that property is worth?

5 A. He paid, I believe, a million-four, a  
6 million-five for it. Probably worth -- I don't know  
7 what it's worth.

8 Q. You think it's worth more now?

9 A. I believe so.

10 (Exhibit 12 was marked for identification.)

11 BY MR. EDWARDS:

12 Q. I'm showing you what's been marked as Exhibit 12.  
13 Do you recognize this document?

14 A. Yes, I do.

15 Q. What is it?

16 A. It's the rental lease agreement between Nick and  
17 I.

18 Q. When you say Nick and I, is Nick Bamburgh  
19 Holdings, LLC?

20 A. That's the LLC he used to purchase it. Oh, I was  
21 wrong. It's three years.

22 Q. Do you have any other business dealings currently  
23 with Mr. Filardo?

24 A. No.

25 Q. Do you have any other current business dealings

1 with Bamburgh Holdings?

2 A. No.

3 Q. So for taking down a wall and doing some  
4 painting, Mr. Filardo offered you three years free rent?

5 A. Well, we have an agreement, verbal agreement,  
6 after a year we'll sit down and talk. I promised him  
7 that. If I financially can handle it.

8 Q. Okay. Is Mr. Filardo giving you this rent free  
9 as a favor to CannaVest?

10 A. No. I pay -- I pay the taxes. I pay the HOA. I  
11 pay everything that has to do with the condo. So he's  
12 basically getting the equity built up for a year, two  
13 years without putting a penny into it.

14 Q. Equity in what sense?

15 A. Equity in the property.

16 Q. You're saying appreciation of the property?

17 A. Appreciation, I'm sorry.

18 Q. You're not doing anything to add equity to the  
19 property, are you?

20 A. No. Appreciation.

21 Q. Do you have any other verbal agreements with Mr.  
22 Filardo?

23 A. No.

24 Q. Does Mr. Filardo owe you money?

25 A. No.

1 Q. Do you owe Mr. Filardo money?

2 A. No.

3 Q. Mr. Filardo bought this investment property --

4 A. Oh, wait a second. No, I don't believe he does.  
5 Years ago he borrowed, like, \$60,000. I believe he paid  
6 it back. We're talking eight, nine, ten years ago  
7 maybe. But I believe he paid it back.

8 Q. To the best of your recollection, Mr. Filardo  
9 purchased -- or borrowed \$60,000 from you?

10 A. Eight, ten years ago.

11 Q. And to the best of your knowledge, he paid that  
12 back?

13 A. Correct.

14 Q. So to the best of your knowledge, as we sit here  
15 today, Mr. Filardo does not owe you any money?

16 A. Correct.

17 Q. Can you understand why I'm puzzled why Mr.  
18 Filardo would purchase this condo as an investment but  
19 not charge you any rent?

20 A. Not at all. He's a very good friend of the  
21 family. He's done very well with me over the years. He  
22 has -- he owns a couple dispensaries in Denver and does  
23 very well.

24 Q. Medical marijuana dispensaries?

25 A. Correct.

1 Q. Do you do any work or consulting for Mr. Filardo?

2 A. No.

3 Q. Or his companies?

4 A. No.

5 Q. Have you ever?

6 A. No.

7 Q. This lease says that the tenants are you and your  
8 wife.

9 Do you see that on the first page?

10 A. Correct, yes.

11 Q. On the last page of Exhibit 12, there's a  
12 signature line for your wife, but I don't see her  
13 signature.

14 A. Correct.

15 Q. Did your wife sign this lease?

16 A. Obviously not.

17 Q. You know that for sure?

18 A. Well --

19 Q. Well, she didn't sign this copy. Is there  
20 another copy out there that she might have signed?

21 A. I don't believe so.

22 Q. Why didn't your wife sign this?

23 A. Nick didn't require it.

24 Q. Okay. Is anybody else providing you free rent?

25 A. No.



1 Q. Has anybody else provided you free rent in the  
2 last five years?

3 A. Well, again, CannaVest paid -- my last year was  
4 part of my salary. Free rent, no.

5 Q. And I'm not limiting it to just the San Diego  
6 property. I'm talking about any property?

7 A. No.

8 Q. Okay. Have you ever heard of Lundene  
9 Enterprises?

10 A. That sounds familiar. It may have been one of my  
11 old LLCs. It doesn't ring that big of a bell.

12 (Exhibit 13 was marked for identification.)

13 BY MR. EDWARDS:

14 Q. I'm showing you what's been marked as Exhibit 13,  
15 which is just a printout from the Nevada Secretary of  
16 State's website, showing that your son is the resident  
17 agent for Lundene Enterprises, LLC.

18 Do you see that?

19 A. Correct.

20 Q. Does this refresh your recollection as to what  
21 Lundene Enterprises, LLC, is?

22 A. No, it does not.

23 Q. Do you recall having any association with Lundene  
24 Enterprises, LLC?

25 A. You know, I remember the name, but, no,

1 association, no.

2 Q. Do you have any recollection of why your son is a  
3 resident agent for this entity?

4 A. This may be the entity that he put his condo in,  
5 I'm guessing. Again, I'm guessing. He's the manager of  
6 it. He created an LLC from what I hear, and I'm  
7 guessing -- again, I'm guessing -- this is the LLC that  
8 he put his unit in.

9 Q. Why do you believe your son put a property into  
10 an LLC?

11 A. Well, he was recommended by an attorney to do it,  
12 just put it into an LLC. You know how LLCs work.

13 Q. Do you know what attorney recommended that to  
14 him?

15 A. I do not. My son's 29 years old. He has his own  
16 life believe it or not.

17 Q. Was it John Dawson?

18 A. I don't think so. We haven't dealt with John in  
19 three or four years, three years.

20 Q. So other than advice of counsel, are you aware of  
21 any other reason your son would have transferred the San  
22 Diego condo into an LLC?

23 A. Probably good business. You have LLCs you put  
24 properties in?

25 Q. I do not.

1 MR. COFFING: Let's not ask him questions.

2 If you know, you know.

3 THE WITNESS: I don't.

4 MR. COFFING: Then say I don't know.

5 THE WITNESS: Okay.

6 MR. COFFING: We'll ask Tom questions later.

7 THE WITNESS: I'm sorry, Tom.

8 MR. EDWARDS: No worries. I understand this  
9 is a frustrating process.

10 THE WITNESS: No -- yes.

11 BY MR. EDWARDS:

12 Q. Do you own any securities?

13 A. No, sir.

14 Q. Any stocks?

15 A. No, sir.

16 Q. Bonds?

17 A. No, sir.

18 Q. Derivatives?

19 A. No, sir.

20 Q. CDs?

21 A. No, sir.

22 Q. Any other sort of investments?

23 A. No, sir.

24 Q. And again, I'm using the broadest sense, the  
25 you --

1 A. I understand.

2 Q. Does anybody owe you money?

3 A. Are you talking, like, 1,000, 2,000, 5,000? You  
4 know, 1,000 here, 2,000, here or 3,000 here, yes, to  
5 friends. I mean, you know, that I'll never see again.  
6 Any large sums of money? No.

7 Q. Let's break it down then.

8 Does anybody owe you more than \$10,000?

9 A. Chris Bentley borrowed 100,000 off me eight years  
10 ago. He still owes that, which I'll never see. Matt  
11 Sawina -- that kid's like my second son -- borrowed  
12 10,000 six, seven, eight years ago for college I'll  
13 never see.

14 Q. How do you spell his last name?

15 A. S-A-W-I-N-A. Borrowed to go to college.

16 Q. Okay.

17 A. I believe that's it.

18 Q. Okay.

19 A. Wait a second. You just said that includes my  
20 wife and everything. My son owes my wife money. So I  
21 don't want to -- you know.

22 Q. I appreciate the clarification.

23 And how much does your son owe your wife?

24 A. She won't tell me, but I'm guessing it's, like, 8  
25 or 900,000 for the condo. So I apologize for the no.

1 I realized you're encumbering my wife also.

2 Q. Any does anybody else owe you more than \$10,000?

3 A. I don't believe so.

4 Q. So you loaned Chris Bentley \$100,000.

5 Has he ever made any payments on that loan?

6 A. No. But he did -- no, he has not.

7 Q. Was there a loan agreement drafted up?

8 A. No.

9 Q. It was just a handshake deal?

10 A. Yes.

11 Q. I'm puzzled why you say you're never going to see  
12 it back?

13 A. I just don't think it's high on his list right  
14 now.

15 Q. But he does own your cabin in Big Bear; correct?

16 A. Right.

17 Q. So he's not doing too badly for himself?

18 A. That's what I mean.

19 Q. What do you mean?

20 A. Well, I've told him that too.

21 Q. You told him what?

22 A. I told him I want money for it, and I've not  
23 received any money.

24 Q. Is that why he lets you stay at the cabin?

25 A. I don't know if it's guilt or whatever. I don't

1 know.

2 Q. When you go up there to visit Big Bear, he  
3 doesn't charge you any rent, does he?

4 A. No.

5 Q. Do you hold any claims against any parties?

6 A. One more time.

7 Q. Do you have any claims against any other parties?

8 A. No.

9 Q. Do you have any judgments against anybody?

10 A. I filed a judgment about eight or ten years ago  
11 against -- I put a deposit down for an office building  
12 up on 215, which I lost about 70 or \$80,000 for. And my  
13 attorney pursued it and got a judgment, but nothing  
14 happened with it. That's probably eight, nine, ten  
15 years ago.

16 Q. Who was that judgment against?

17 A. The ex-owner of the property.

18 Q. Do you know the owner's name?

19 A. No. It was -- Copper Point was the name of the  
20 office condo that I was buying a unit in.

21 Q. And in that case there was actually a lawsuit  
22 filed?

23 A. Correct.

24 Q. Taken all the way to judgment?

25 A. Correct.

1 Q. Was anything ever collected on that judgment?

2 A. No.

3 Q. Do you know if the judgment was ever renewed?

4 A. I don't think so.

5 Q. Was there an individual defendant in that case or  
6 just an entity?

7 A. It was an entity that eventually, I guess, filed  
8 bankruptcy.

9 Q. Are you aware of any other judgments that you  
10 made?

11 A. That I may hold?

12 Q. (Nods head.)

13 A. No.

14 Q. And same for your wife, the trust?

15 A. No.

16 Q. We're right up on noon. Do you want to take a  
17 quick lunch break?

18 MR. COFFING: Yeah, keep it quick so we can  
19 get done today. However long you want to take.

20 MR. EDWARDS: Half hour.

21 MR. COFFING: See you back here at 12:30.

22 (A break was taken from 11:55 a.m. through  
23 12:32 p.m.)

24 BY MR. EDWARDS:

25 Q. Sir, we discussed your cars, the 2006 Mercedes

1 and the 2013 or '14 Jaguar; correct?

2 A. (Nods head.)

3 Q. What color is the Mercedes?

4 A. Pewter.

5 Q. I'm not good with my colors.

6 A. Silver.

7 Q. Okay. Do you have any debt on the that car?

8 A. I borrowed \$25,000 from Tracy Secchiarly three  
9 years ago on it. Tracy S-E-C-C-H-I-A-R-L-Y.

10 Q. Have you paid any money on that debt?

11 A. No.

12 Q. You still owe the full amount?

13 A. (Nods head.)

14 Q. IS there any debt against the Jaguar?

15 A. I don't know if my wife put that against it or  
16 not. I don't think so.

17 Q. You didn't put any debt against it?

18 A. I did not, no.

19 Q. Where is the Mercedes registered?

20 A. Las Vegas.

21 Q. Where is the Jaguar registered?

22 A. Las Vegas.

23 Q. Do you know the license plate of the Mercedes?

24 A. No.

25 Q. And the license plate number of the Jaguar?



1 A. No.

2 Q. I take it you also don't know the VIN numbers?

3 A. Pardon me?

4 Q. You don't know the VIN numbers for either?

5 A. No.

6 Q. But I take it the registration would give you  
7 those VIN numbers; right?

8 A. The registration has everything on it.

9 Q. We don't have the registration for the Jaguar,  
10 but you have that in your possession though?

11 A. No.

12 Q. Your wife does?

13 A. My wife does, I'm sure.

14 Q. What is Scarlet Property?

15 A. Scarlet Property was another LLC that John Dawson  
16 set up probably seven, eight, nine years ago. We had a  
17 couple properties in it. I don't know which ones they  
18 were. I believe one of them was Laguna, and I don't  
19 know the other one, but it's history. I believe the LLC  
20 is dissolved.

21 Q. No other assets in Scarlet Properties --

22 A. No.

23 Q. -- to your understanding? Just as a reminder --

24 A. I know. I'm sorry.

25 Q. That's okay. I'm not trying to be rude. Just

1 trying to make the record clear.

2 A. As I answered, you were talking. I realized that  
3 was wrong.

4 Q. So no assets in Scarlet Properties that you're  
5 aware of it?

6 A. No.

7 Q. Is any money owed to Scarlet Properties that  
8 you're aware of?

9 A. Not that I'm aware of.

10 Q. Did we already talk about Dunholm Limited?

11 A. It's another LLC. I believe that was a Big Bear  
12 LLC.

13 Q. Okay.

14 A. I think.

15 Q. Okay. Was that Mr. Bentley's LLC?

16 A. I believe so. I'm not sure.

17 (Exhibit 14 was marked for identification.)

18 BY MR. EDWARDS:

19 Q. Sir, I'm showing you what's been marked Exhibit  
20 14.

21 Do you recognize this document?

22 A. Sounds familiar, looks familiar. I don't  
23 recognize it though.

24 Q. Go ahead and take a minute to review.

25 A. Okay.

1 Q. After reviewing it does this refresh your  
2 recollection of what Exhibit 14 is?

3 A. Yes.

4 Q. What is it?

5 A. Looks like a deed of trust for the Big Bear  
6 house.

7 Q. In favor of Scarlet Properties; correct?

8 A. Correct.

9 Q. And does this refresh your recollection that  
10 Dunholm Limited is Mr. Bentley's entity that bought the  
11 Big Bear property?

12 A. Yes.

13 Q. On the third page of Exhibit 14, it's labeled  
14 page 2 of 6.

15 Do you see the section that says obligation  
16 secured?

17 A. Correct.

18 Q. And the obligation is for \$65,000?

19 A. Correct.

20 Q. Was Scarlet ever paid the \$65,000?

21 A. I do not remember.

22 Q. Do you remember Dunholm paying the \$65,000?

23 A. I don't remember.

24 Q. Had Dunholm paid the \$65,000 to Scarlet, where  
25 would that money have gone?

1 A. Obviously into Scarlet Properties I would guess.

2 Q. Does Scarlet Properties have a bank account?

3 A. They did. I don't know if they still do or not.

4 Q. Where did they have a bank account?

5 A. I have no idea. Where do they have an account?

6 Which bank?

7 Q. Did they have a banking account?

8 A. Some bank. I have no idea.

9 Q. Were you in control of the Scarlet Properties?

10 A. My wife and I, yes.

11 Q. So you would have had a role in establishing  
12 those bank accounts for Scarlet Properties; correct?

13 A. Correct.

14 Q. Did you produce any documents in this case as it  
15 relates to the bank accounts for Scarlet Properties?

16 A. I don't recall.

17 Q. Do you know if Mr. Bentley ever made any payments  
18 on the \$65,000 note?

19 A. I don't know.

20 Q. What documents can we look at that determine  
21 that?

22 A. Well, if there was a Scarlet Properties bank  
23 account, obviously it would be deposited into Scarlet.

24 Q. Okay. Any documents we could look at to confirm  
25 whether or not Dunholm Limited made any payments on the

1 note owed to Scarlet Properties?

2 A. No.

3 Q. No?

4 A. I don't -- I don't have any documents. Again,  
5 this was, what, four years, five years ago.

6 (Exhibit 15 was marked for identification.)

7 BY MR. EDWARDS:

8 Q. Sir, I'm showing you what's been marked as  
9 Exhibit 15, which is a series of loan agreements.

10 Do you recognize these loan agreements?

11 A. Yes.

12 Q. And they're all for relatively small amounts of  
13 money; correct?

14 A. Correct.

15 Q. Why did you enter in these series of loan  
16 agreements in November of 2013?

17 A. Obviously I was borrowing money.

18 Q. Why were you borrowing the money?

19 A. To use it to pay bills.

20 Q. What bills?

21 A. Regular everyday bills.

22 Q. You borrowed, for example, \$2,000 from your son  
23 to pay bills?

24 A. It looks like that.

25 Q. Do you recall borrowing \$2,000 from your son to

1 pay bills?

2 A. Obviously it's here and there's a check. So do I  
3 recall it? No. But it's very obvious. It's right  
4 here.

5 Q. Other than your desire to pay bills, can you  
6 think of any other reason you entered into these series  
7 of loans?

8 A. No.

9 Q. Are there any documents that would reflect why  
10 you entered into these series of loans?

11 A. No.

12 Q. Do you have any written communications with any  
13 of these borrowers?

14 A. Michael Mona, of course, yes. Shannon Filardo, I  
15 haven't talked to her in a couple years.

16 Q. Is that Nick Filardo's wife?

17 A. Ex-wife.

18 Chris Moreo works at CannaVest.

19 Q. As what?

20 A. He handles all the shipping, shipping of  
21 products.

22 Soaring Peak, LLC. I believe this is Hammid.

23 Q. Who?

24 A. Hammid. Hammid and Roche. I forget their last  
25 name even. A friend of mine.

1 Q. Can you spell those first names?

2 A. H-A-M-M-I-D and R-O-C-H-E. Again, I'm guessing.

3 Looks like he wrote it out of his Auto Boutique,  
4 his car lot. And Mike Minetti is a friend of mine.

5 Q. Have you made any payments on these loans?

6 A. I haven't made payments on any loans.

7 Q. On any of those loans?

8 A. No.

9 Q. Or any loans period?

10 A. Any loans period.

11 Q. At what point in time did you stop making  
12 payments on your loans in general?

13 A. I don't think I ever really started making  
14 payments.

15 Q. So November 18, 2013, the date of these loan  
16 agreements, it's fair to state that you were not paying  
17 loans that you owed?

18 A. I believe so.

19 Q. You believe that's accurate?

20 A. Correct.

21 (Exhibit 16 was marked for identification.)

22 BY MR. EDWARDS:

23 Q. I'm showing what's been marked as Exhibit 16.

24 Do you recognize this document?

25 A. Yes, I do.

1 Q. What is it?

2 A. It's a loan document from -- holder is Adam  
3 Curtis.

4 Q. To you and your wife?

5 A. Correct.

6 Q. In the amount of \$800,000?

7 A. Correct.

8 Q. Did Mr. Curtis loan this money to you?

9 A. Correct.

10 Q. Have you paid it back?

11 A. No.

12 Q. And you used this \$800,000 to pay the settlement  
13 with Bank of America; correct?

14 A. Correct.

15 Q. And your settlement with Bank of America was for  
16 \$800,000; correct?

17 A. Correct.

18 (Exhibit 17 was marked for identification.)

19 BY MR. EDWARDS:

20 Q. Sir, I'm showing you what's been marked as  
21 Exhibit 17.

22 Do you recognize this document?

23 A. Yes.

24 Q. What is it?

25 A. Cashier's check made out to me for \$500,000.



1 Q. Who's this check from?

2 A. Bart Mackay.

3 Q. This coincides with the date of your prior  
4 judgment debtor examination.

5 Why is that?

6 A. No idea.

7 Q. Were you holding this check when your judgment  
8 debtor examination was taken last time?

9 A. Not at all.

10 Q. When was this check deposited?

11 A. I have no idea.

12 Q. Where was this check deposited?

13 A. I believe in my wife's account.

14 Q. Why in your wife's account?

15 A. She demanded it.

16 Q. So if your wife demands money, you give it to  
17 her?

18 A. Well, not exactly. It's been 32 years. She  
19 hasn't got the time of day. She's 56, 57 years old,  
20 been up and down numerous times and is tired of it. So  
21 for 32 years she demanded nothing. Which I say 30  
22 years, 28, whatever. Now it's changed. She's tired of  
23 the ups and downs. She wants to basically lead her own  
24 life with her own money.

25 Q. So the money you used -- I'm sorry. The money

1 you received from Mr. Mackay, this is for purchase of  
2 your 50 percent interest in Roen and the purchase of  
3 your \$2.6 million note to Roen; correct?

4 A. I'm sorry. One more time?

5 Q. This \$500,000 check was Mr. Mackay purchasing  
6 half your interest in Roen and purchasing your \$2.6  
7 million note to Roen?

8 A. Correct.

9 Q. And you gave this money to your wife because she  
10 demanded it and deserved it in your mind?

11 A. Gave it to her, loaned it to her, any way you  
12 want to do it. I consider it -- I don't know how I  
13 consider it.

14 Q. There's no loan agreement associated with this  
15 check, is there?

16 A. No.

17 Q. And no loan agreement associated with you giving  
18 this money to your wife?

19 A. No. Again, just verbal.

20 Q. What's verbal?

21 A. Well, I told her we'll work it out down the road,  
22 the \$500,000.

23 Q. Work it out down the road; what are you referring  
24 to?

25 A. I don't know. When it gets down the road, I'll

1 let you know.

2 Q. We spoke about the deeds of trust that Mr. Siefen  
3 holds against your Red Arrow property.

4 A. Correct.

5 Q. What other business dealings do you have with Mr.  
6 Siefen?

7 A. Mr. Siefen, I met him in 1999 or 2000. I came  
8 out of bankruptcy. I met him through Flinny Ray  
9 (phonetic spelling) who is a host at the Bellagio Hotel.  
10 I know Flinny. I said, Flinny, I need investors. I  
11 need to find a million-two to buy my first piece of  
12 property out of bankruptcy. He introduced me to Mike  
13 Siefen. Mike Siefen then, I believe, he gave 200,000  
14 towards the million-two to buy the property on Las Vegas  
15 Boulevard for my very first property when I came out of  
16 bankruptcy that Mike Shustick funded. I had to raise  
17 the whole million-two from investors. So total  
18 investors paid for the million-two, and I got, like, six  
19 or seven different investors.

20 Q. And what was Mr. Shustick's role as it relates to  
21 this property you purchased?

22 A. He gave me the construction loan. He was a hard  
23 money lender. I borrowed, I believe, \$16 million. I  
24 believe it was, like, 8 points at 16 percent interest.  
25 You know, when with you come out of bankruptcy, you're

1 broke. You don't have any money. You got tarnish  
2 against your name. He's a hard money lender. In other  
3 words, you know what they do. They take advantage of a  
4 situation, and he was my only exit. He was my only way  
5 to borrow money to get back on my feet. So I had to  
6 sleep with the devil.

7 MR. COFFING: Can you clarify was that Mike  
8 Shustick or an entity?

9 THE WITNESS: I'm sorry. It was Vestin  
10 Mortgage. When I think of Mike Shustick, I think of  
11 Vestin Mortgage.

12 BY MR. EDWARDS:

13 Q. You first pulled \$1.2 million in investors' funds  
14 to purchase this property?

15 A. Correct. Mike wanted the property free and clear  
16 before he would lend me the money to build the 396 units  
17 on it.

18 Q. You said this property was on Las Vegas  
19 Boulevard?

20 A. 9145 South Las Vegas Boulevard.

21 Q. And then you subsequently purchased or took out a  
22 loan with Vestin in the amount of roughly 16 million for  
23 construction?

24 A. 13, 16, something like that.

25 Q. What happened to that project?

1 A. I lost it to B of A three years ago, four years  
2 ago, five years ago.

3 Q. Was that the subject of the 800,000 settlement  
4 with B of A?

5 A. That was one of them. There were two properties  
6 involved. One was Emerald Suites Las Vegas Boulevard  
7 and Emerald Suits Cameron, which Mike Shustick, the  
8 lender, lent me money on that one also. No bank would  
9 touch me.

10 Q. Did you eventually buy out Mr. Siefen with money  
11 from Bank of America?

12 A. No. I bought out Mr. Shustick from First  
13 Republic Bank. First Republic Bank was a bank that I  
14 knew from working with my brother-in-law for years. Jim  
15 Baumburgher took Vestin Mortgage out after one year.

16 Q. Your brother-in-law is Jim Baumburgher?

17 A. No. My brother-in-law is Bob Bigelow. I worked  
18 for Bob for a long period of time. When I was working  
19 with Bob, he dealt with First Republic Bank. I got to  
20 know First Republic Bank. They came in and they took  
21 Mike Shustick out.

22 Q. Same Bob Bigelow that's doing the aerospace work?

23 A. Yes.

24 Q. Other than that initial borrowing from Mr. Siefen  
25 as it relates to this Las Vegas Boulevard property, what

1 other business dealings have you had with them?

2 A. It wasn't a borrow. It was an investment.

3 Q. Investment, okay. I guess did Mr. Siefen lose  
4 his \$200,000 as it relates to that property?

5 A. Correct.

6 Q. On all of it?

7 A. He lost it.

8 Q. He received no money back whatsoever?

9 A. He may have received 20 or 30,000 over the years  
10 as dividends on profit, maybe.

11 Q. Okay. What other business dealings have you had  
12 with Mr. Siefen?

13 A. We became somewhat friends after that. He  
14 invested in Emerald Suites Nellis which he made money  
15 on. I think he made about a million-two on that one.

16 Q. Was that your project as well?

17 A. Yes. Again funded by Mike Shustick because no  
18 bank would touch me. So I was paying these ridiculous  
19 rates, but I was in action; let's put it that way. He  
20 invested with me in a property in Palm Springs which we  
21 lost close to 4 or \$5 million on. That's -- hence the  
22 note I have against him -- or he has against me. He  
23 invested in CannaVest, which he did well. What else did  
24 he invest? I think we had about three loan deals total,  
25 Mike and I over the years.

1 Q. Has Mr. Siefen sold his interest in CannaVest?

2 A. I believe so, yes.

3 Q. And he did well?

4 A. Well, he paid a dollar a share and sold it for,  
5 like, \$2 a share, 1.50, something like that. So not bad  
6 for six month's work.

7 Q. Do you know how much he made total from selling  
8 these CannaVest shares?

9 A. No.

10 Q. Are you involved in any current business deals  
11 with Mr. Siefen?

12 A. No.

13 Q. Why not?

14 A. Not building. Not -- not -- haven't done any  
15 construction in four or five years. We still remain  
16 friends. We talk.

17 Q. So you borrowed 1.2 million from him as it  
18 relates to a failed project in California; correct?

19 A. Well, he signed on the notes. Mike Shustick  
20 funded the original property at the high rate. Mike  
21 Siefen had his bank out of Virginia Beach take Mike  
22 Shustick out. So he was responsible for the note. Mike  
23 Siefen and I signed on the notes. When we lost the  
24 property in Palm Springs, Mike Siefen had to pay his  
25 end. I didn't have the money. Hence the loan against

1 me.

2 Q. For 1.2 million?

3 A. Something like that. 1.242, something like that.  
4 Plus I believe there's another 200,000 he lent me for  
5 living, something like that.

6 Q. So in addition, Mr. Siefen lent you another  
7 \$200,000 for living expenses?

8 A. Years ago. Six, seven, eight years ago.

9 Q. Why did you borrow that money from him?

10 A. To feed my family. Not because I wanted to be in  
11 debt. To feed my family.

12 Q. So if we look back at the bank records, we'll see  
13 that \$200,000 going towards grocery bills?

14 A. We don't eat that much. I'm sure it's for  
15 everything, you know, power, gas, water, rent, everyday  
16 living expenses, yes.

17 Q. So you didn't make subsequent investments with  
18 the \$200,000?

19 A. No.

20 Q. Other than the judgment by, I guess, in favor of  
21 Far West against you, are you aware of any other  
22 judgments against you?

23 MR. COFFING: There's a pending suit. I --  
24 you must know about it.

25 THE WITNESS: There's two pending suits



1 against me. Two pending suits, but I'm not aware of any

2 judgments yet, no.

3 BY MR. EDWARDS:

4 Q. Are you aware of any liens against you?

5 A. No.

6 Q. Again, I'm using the you in that broad sense we  
7 talked about earlier?

8 A. Well, the typical lien of course that's on the  
9 house and B of A on that, but other than that, I don't  
10 believe so.

11 Q. Do you have any plans to file for bankruptcy?

12 A. No, but I didn't have plans in 2000 either when I  
13 filed.

14 Q. Do you have any other indebtedness that we have  
15 not yet discussed today?

16 A. I don't know. I don't know. I don't think so.

17 Q. Going back to the loan from Adam Curtis, and  
18 that's Exhibit 16.

19 The loan was not secured on anything, is it?

20 A. No, sir.

21 Q. These seem like very friendly terms to get an  
22 \$800,000 loan secured on absolutely nothing.

23 Do you agree?

24 A. I agree.

25 Q. Why was Mr. Curtis willing to make you this loan

1 for \$800,000?

2 A. I guess he realized how desperate I was, how much  
3 I needed the money. And like I said, Adam has made  
4 money with me prior over the years. So he's doing very  
5 well right now. He knew how desperate I was, and he  
6 helped me.

7 Q. And because of your good relationship with Mr.  
8 Curtis, it was relatively easy to get this loan?

9 A. Not at all.

10 Q. Why?

11 A. I had to, you know -- \$800,000 is a lot of money.  
12 It took me a little while, but I convinced him. Was it  
13 easy? No. Did it happen? Yes.

14 Q. And you made no payments on this note; correct?

15 A. None.

16 Q. We discussed this earlier, your wife pays all  
17 utilities; correct?

18 A. Correct.

19 Q. And to your knowledge all that money comes from  
20 the post-marital settlement agreement?

21 A. I have no idea. If I had to guess, I'd probably  
22 say yes, but that's guessing.

23 Q. Do you have credit cards?

24 A. Yes.

25 Q. With whom do you have credit cards?

1 A. Capital One, I have two cards. And I have an  
2 America Express that's paid through Mona Co and  
3 CannaVest.

4 Q. How does that work Mona Co and CannaVest?

5 A. CannaVest pays for all of my CannaVest expenses,  
6 my travel, when I eat. They're very, you know, just  
7 everyday expenses they pay. The balance gets paid from  
8 Mona Co.

9 Q. So when you get an invoice in from your credit  
10 card company, you identify the ones that belong to  
11 CannaVest, and the rest are paid by Mona Co?

12 A. Correct.

13 Q. Who pays the Capital One credit card statement?

14 A. I do.

15 Q. Personally?

16 A. Correct.

17 Q. Using what money?

18 A. The money I get from my paycheck.

19 MR. COFFING: What's left of it.

20 THE WITNESS: What's left of it.

21 MR. COFFING: Sorry.

22 BY MR. EDWARDS:

23 Q. Earlier you mentioned a bank account in the name  
24 of the Mona Family Trust.

25 Do you remember saying it had one or \$200 in

1    **there?**

2       A. I do not recall the amount, but I believe there's  
3    two different ones.

4       **Q. Two different accounts?**

5       A. I believe so. I believe I handed you -- again,  
6    it's tough for me to say something because then you give  
7    me a document a minute later that is -- I'm wrong on.  
8    So I believe I may have given you two Mona Family Trust  
9    accounts, and I believe the balance is very minimum to  
10   -- I keep it open. I put \$100 every six months in it  
11   just to keep the account open.

12      **Q. So you believe there may be multiple accounts for**  
13   **Mona Family Trust?**

14      A. I believe it's one or two. I'm not sure.  
15   There's one for sure.

16      **Q. Where's that one account that you can think of**  
17   **for the Mona Family Trust?**

18      A. I don't know which bank.

19      **Q. Do you know for the two where would the second**  
20   **account be for the Mona Family Trust? Any idea?**

21      A. In a Las Vegas bank.

22      **Q. But you're not sure which one?**

23      A. I'm not sure which one.

24      **Q. Are you a party to any settlement agreements,**  
25   **other than the one we discussed with Bank of America?**

1 A. No.

2 Q. Are you receiving any settlement payments from  
3 anybody?

4 A. No.

5 Q. Are you making any settlement payments to  
6 anybody?

7 A. No.

8 Q. Are your parents still alive?

9 A. No, sir.

10 Q. Other than your children and your wife, do you  
11 have any dependents?

12 A. No.

13 Q. How much cash do you have on hand?

14 A. \$1800, \$2,000 maybe.

15 Q. Where do you store that money?

16 A. At home.

17 Q. In a safe?

18 A. My drawer.

19 Q. Sock drawer?

20 A. No. Just a drawer.

21 Q. Just a drawer?

22 A. Yes.

23 Q. Kitchen drawer in your bedroom?

24 A. A drawer in my closet.

25 Q. Do you know if your wife has any money on hand?

1 A. No idea.

2 Q. Do you have any safe deposit boxes?

3 A. No.

4 Q. Do you have any storage facilities?

5 A. Yes. We have, I believe, four facilities off of  
6 Cheyenne.

7 Q. What do you store in those four storage  
8 facilities?

9 A. A bunch of junk that if I ever had the time to  
10 spend a day going through it, I could probably turn it  
11 into one storage room. Christmas decorations, some old  
12 Laguna furniture, a couple things from Big Bear, my  
13 daughter's furniture, stuff like that.

14 Q. Any vehicles?

15 A. No.

16 Q. Any jewelry?

17 A. No.

18 Q. Any valuables other than furniture?

19 A. Well, the furniture's not that valuable, but  
20 that's about it.

21 Q. Can you think of any other assets you're storing  
22 in the storage facility?

23 A. Family pictures, which are priceless.

24 Q. Anything else?

25 A. Just typical storage stuff that you keep in a

1 storage unit; that you visit once a year.

2 Q. Do you have any plans to abandon or close any of  
3 those storage facilities?

4 A. Definitely. When I get -- like I stated five  
5 minutes ago, when I get three or four clear days here,  
6 I'll go there and probably turn those four into one.

7 Q. Do you have any current plans to do that?

8 A. No. Especially during the summertime when it's  
9 150 degrees here.

10 MR. COFFING: And I just want to clarify  
11 when you say facilities, you mean units?

12 THE WITNESS: Yes. I'm sorry. Units,  
13 storage units.

14 BY MR. EDWARDS:

15 Q. Do you have any storage units anywhere outside of  
16 Las Vegas?

17 A. I have one in San Diego.

18 Q. What's in the San Diego storage unit?

19 A. Some furniture from my son, some more of my  
20 daughter's furniture, some more Laguna furniture, two or  
21 three bikes, you know. Again, more crap.

22 Q. Do you know the name of the storage unit,  
23 facility in San Diego?

24 A. No.

25 Q. Do you know where it's located?

1 A. It's located off of Harbor Drive.

2 Q. So close to the condo that you stay at?

3 A. Ten minutes.

4 Q. And what's the name of the storage facility here  
5 in Las Vegas?

6 A. I can't recall.

7 Q. Do you have any records reflecting the name of  
8 the storage facility in Las Vegas and San Diego?

9 A. Oh, yeah.

10 MR. COFFING: You want to leave a blank and  
11 we'll fill it in.

12 MR. EDWARDS: Okay. What I'd like is for  
13 you to produce some tangible document that would show me  
14 the name and account number, unit number, that sort of  
15 thing.

16 MR. COFFING: Yeah, if we can get an  
17 invoice, we'll do that.

18 MR. EDWARDS: Okay.

19 BY MR. EDWARDS:

20 Q. You have produced for us in this most recent  
21 production all records related to any banks you have  
22 that are open currently; correct?

23 A. To the best of my knowledge, yes.

24 Q. You think there may be bank accounts that may be  
25 open now that you don't have knowledge of?



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## PART B

## PART B

1 A. No.

2 Q. How many bank accounts are you a signatory on  
3 right now?

4 MR. COFFING: Are we still including  
5 CannaVest? Because that was kind of before lunch. Do  
6 you want to --

7 MR. EDWARDS: Yeah, this is sort of a broad  
8 question. I want him to include CannaVest.

9 THE WITNESS: The CannaVest account  
10 obviously, which I'm glad you reminded me. I believe  
11 I'm on Mona Family Trust. I know I'm on the Chase  
12 account, my Chase account. Probably Keisha (phonetic  
13 spelling), I believe, I'm on. There may be others I'm  
14 not aware of, but all the accounts I produced to you.  
15 So I don't know if I'm a signor or not on those.

16 BY MR. EDWARDS:

17 Q. You mentioned Keisha. What is Keisha?

18 A. Keisha was another trust that John Dawson put  
19 together years ago that was never used.

20 Q. So no assets in Keisha Trust?

21 A. No, sir.

22 Q. Never have been?

23 A. No, sir.

24 Q. Who maintains your personal finances?

25 A. I do.

1 Q. What about your business records?

2 A. Such as?

3 Q. Records relating to CannaVest. Who maintains  
4 those?

5 A. In the office in San Diego.

6 Q. Any CannaVest records kept here in Las Vegas?

7 A. Yes. Kathleen does all the payroll and hiring of  
8 employees and things like that here in Vegas.

9 Q. Do you have an accountant that you use?

10 A. Yes.

11 Q. Who's that?

12 A. Personal?

13 Q. Correct.

14 A. Ed Wilson. CannaVest is PKF Accountants out of  
15 San Diego.

16 Q. Do you have any other bookkeepers that work for  
17 you?

18 A. Just the bookkeeper in San Diego.

19 Q. And what's his name?

20 A. Bill -- I forget Bill's last name.

21 Q. Is he a bookkeeper for you personally or  
22 CannaVest?

23 A. No. All CannaVest.

24 Q. When you sold the Big Bear property, did you sell  
25 the furnishings inside as well?

1 A. Most of them, yes.

2 Q. What else was included in the sale of the Big  
3 Bear property, real estate, furnishings, anything else?

4 A. No. Personal property I took.

5 Q. So couches, beds, chairs were all left behind and  
6 sold as part of the property?

7 A. Correct.

8 Q. Are they still in the property now?

9 A. Yes.

10 Q. What does Keisha stand for?

11 A. Keisha was my old dog. Just like Scarlet was my  
12 old dog.

13 Q. Do you have any insurance policies?

14 A. Yes.

15 Q. Tell me about them.

16 A. I have a 30-year term policy for \$5 million that  
17 my wife is the beneficiary on.

18 Q. Any other insurance policies?

19 A. Just a typical house, car, stuff like that.

20 Q. Are you aware if there's any cash value  
21 associated with your life insurance policy?

22 A. Not at all.

23 Q. There is none or you're not aware of any?

24 A. There is none. It's a term policy. If I stop  
25 paying tomorrow, the policy's over.

1 Q. I'm going to use the term you again in the broad  
2 sense, make sure we're both on the same page.

3 But have you sold or transferred any assets or  
4 property in the last five years?

5 A. The Big Bear property you know about. The Laguna  
6 house which got taken. Other than that, I don't believe  
7 so, no.

8 Q. Other than those two pieces of real estate, have  
9 you sold any personal property in the last five years?

10 A. No.

11 Q. What did you do with the proceeds of the sale of  
12 the Big Bear property?

13 A. Well, I don't know if I collected or not. After  
14 you showed me that document, there was \$65,000. I don't  
15 know if I collected it or not.

16 Q. What was the purchase price of the Big Bear  
17 property?

18 A. I don't remember.

19 Q. So you sold it, the Big Bear property, but you're  
20 not sure whether you actually ever got paid?

21 A. Correct.

22 Q. Are you thinking about taking the Big Bear  
23 property back for not getting paid?

24 A. If I could afford it, I would.

25 Q. Other than your income from CannaVest, what other

1 sources of income, do you have?

2 A. None.

3 Q. For the past five years, other than your income  
4 from CannaVest, what sources of income have you had?

5 A. Well, you saw the MJNA stock. I believe I was  
6 getting paid a couple thousand dollars a month from Mona  
7 Co a few years ago. That stopped because it ran out of  
8 money. I believe that's it.

9 MR. COFFING: Tom, may I prompt just for the  
10 sake of completeness. Emerald Suites, I think, you had  
11 some money towards the end, salary?

12 THE WITNESS: Oh.

13 MR. COFFING: I just wanted to be complete.

14 THE WITNESS: I never got paid for Emerald  
15 Suites. I had to make money to get paid.

16 MR. COFFING: Okay.

17 THE WITNESS: And of course that workman's  
18 comp deal, the 90-some thousand I told you about. And I  
19 believe that's it.

20 BY MR. EDWARDS:

21 Q. You said when Mona Co ran out of money, they had  
22 to stop paying you money?

23 A. Correct.

24 Q. Where does Mona Co's money come from?

25 A. Borrowed.

1 Q. From what?

2 A. My son lent it 100,000 a couple years ago. Roen  
3 Ventures lent 200,000 or 250, I believe, awhile ago.  
4 It's all borrowed money.

5 Q. It never generated money in and of itself?

6 A. Well, when I was developing, yes. When I was  
7 developing, I would charge, and Mona Co held the  
8 contractor's license. So each property they built, I  
9 would charge a general contracting fee that went to Mona  
10 Co. And when I was the in the Emerald Suites in the  
11 business, I'd charge a management fee, a 10 percent  
12 management fee. That went to Mona Co. So Mona Co was  
13 being funded very good nine, ten years ago.

14 Q. But no business operations in the last five  
15 years?

16 A. No.

17 Q. What is Desert Dream Properties, LLC?

18 A. Desert Dream, I believe that was a guy named Dave  
19 Morgan. And I believe I may have invested in a house or  
20 something with him years ago for -- I think he bought it  
21 and sold it seven, eight, nine years ago. That sounds  
22 like Dave Morgan.

23 Q. Do you still have any interest in Desert Dream  
24 Properties, LLC?

25 A. No, I don't believe -- I don't know if I ever had

1 an interest in it, but the answer's no.

2 Q. Do you know of any assets in Desert Dream  
3 Properties, LLC?

4 A. No. Dave Morgan filed bankruptcy.

5 Q. You believe Dave Morgan is the one that formed  
6 that LLC?

7 A. You know, it sounds familiar. I can't swear on  
8 it, but I believe so.

9 Q. What is McCarran Plaza Suites, Inc.?

10 A. McCarran Plaza Suites is 18 acres of property on  
11 the corner of Las Vegas Boulevard and 215, which I had  
12 free and clear in 1998. It was worth probably \$2  
13 million an acre that I lost in bankruptcy. I was going  
14 to put another casino and daily/weeklies there, but it  
15 never happened.

16 Q. Do you continue to hold any interest in McCarran  
17 Plaza Suites, Inc.?

18 A. Not at all. That was sold through the bankruptcy  
19 for pennies on the dollar.

20 Q. Roen Ventures, LLC, we spoke a little bit about  
21 already?

22 A. Correct.

23 Q. Do you have any current interest in Roen  
24 Ventures, LLC?

25 A. No.



1 Q. But you are still working for Roen Ventures as a  
2 consultant?

3 A. Correct.

4 Q. And your wife has a convertible \$1 million note  
5 in Roen?

6 A. Correct.

7 Q. And if she converts, she gets \$1 million in  
8 CannaVest stock?

9 A. Correct.

10 Q. What is Speedway Industrial 10, LLC?

11 A. It was, I believe, 10 or 20 acres that I bought  
12 outside of the speedway that I took about a \$3 million  
13 bath on.

14 Q. When was that?

15 A. 2002. 2003 maybe.

16 Q. That's when you purchased it?

17 A. Maybe a little later than that.

18 Q. So not too much longer?

19 A. Wait a second. Let me think back now. No, it  
20 was probably, like, '07 or '08 maybe. It was later than  
21 what I just said. It was vacant land. Never developed.  
22 It was repossessed.

23 Q. By whom?

24 A. By the guy I bought it from.

25 Q. Who's that?

1 A. I don't know. It was bought through a Realtor.

2 Q. So you purchased it and there was a carryback?

3 A. Correct. Oh, Mark Leftcowitz (phonetic  
4 spelling).

5 Q. Is he a friend of yours?

6 A. Not at all. I just remember his name.

7 Q. Can you spell his last name?

8 A. Leftcowitz? You could probably spell it as good  
9 as I could. Nice Italian guy.

10 Q. Who is New Times, LLC?

11 A. New Times, LLC. I believe that was another LLC  
12 that I had a piece of property in that I ended up  
13 losing.

14 Q. What piece of property?

15 A. I don't know. I want you to understand  
16 something. I had, like, 15 or 17 at one time. I don't  
17 know exactly. I don't know if it was in Arizona or Las  
18 Vegas or what. I don't know. I don't remember.

19 Q. Do you remember when you lost the property at New  
20 Times, LLC?

21 A. I lost everything around '08, '09. So I'd have  
22 to say around then.

23 Q. What's M&M Development, Inc.?

24 A. M&M Development was my first development company  
25 that I started 29 years ago when my son was born. It

1 stood for Mike and Mike, and it was the company that I  
2 built properties through for a long period of time.  
3 Similar to Mona Co. It had a license. It built the  
4 property. It charged, and then it charged management  
5 fees. I lost that in bankruptcy in 2000.

6 Q. So you don't continue to hold any interest in M&M  
7 Development, Inc.?

8 A. It's been dissolved since 2000, 1999, 2000,  
9 something like that.

10 Q. What's Emerald Suites, LLC?

11 A. Emerald Suites. There was Emerald Suites Las  
12 Vegas Boulevard, the one I just told you about when I  
13 came out of bankruptcy on Las Vegas Boulevard, 396  
14 units. There was Emerald Suites Tropicana which was  
15 funded by Mr. Shustick, which I eventually sold that one  
16 in -- I don't know -- 2006, maybe, 2007. I'm guessing.  
17 There's an Emerald Suites Nellis. Three or four Emerald  
18 Suites that I built back to back funded by a hard money  
19 lender, Vestin Mortgage.

20 Q. Do you continue to own an interest in Emerald  
21 Suites, LLC?

22 A. Not at all.

23 Q. Do you know are there any assets in Emerald  
24 Suites, LLC?

25 A. Not at all.

1 Q. What is Fudds, LLC?

2 A. Fudds was an LLC my son and I put together. We  
3 were going to buy Fuddruckers in California and form the  
4 LLC. Never went through with the deal, backed out.

5 Q. Did Fudds, LLC, ever hold any assets?

6 A. No. It was formed and never -- nothing happened  
7 after that.

8 Q. What is M&M Ventures, LLC?

9 A. M&M Ventures was another LLC put together with  
10 Mike Minetti -- you heard his name earlier -- a buddy of  
11 mine. We had a couple of pieces of property in Arizona  
12 which we eventually lost, and I believe my last return  
13 showed the final -- finally ending the relation of M&M  
14 Ventures.

15 Q. So you continue to hold an interest in M&M  
16 Ventures, LLC?

17 A. Not at all.

18 Q. Are there any assets in M&M Ventures, LLC?

19 A. Has not been for three years, four years.

20 Q. Did you lose all of the properties in M&M  
21 Ventures to foreclosure?

22 A. Yes.

23 Q. So you made no money off of those properties?

24 A. I made no money off of any of my LLCs in real  
25 estate. I bought high and sold low.

1 Q. What's Sunrise RV Park, Inc.?

2 A. Sunrise RV Park was part of a development -- a  
3 development I started in 1996. It was where my casino  
4 was going to go, right in between Boulder Station and  
5 Sam's Town. I had, I believe, 18 acres there. And I  
6 put together an RV park, which ended up getting lost in  
7 my bankruptcy also.

8 Q. Do you continue to hold any interest in Sunrise  
9 RV Park, Inc.?

10 A. No, sir.

11 Q. Are there any assets in Sunrise Park, Inc.?

12 A. No, sir.

13 Q. What is Food at Fifth, LLC?

14 A. Food at Fifth was another LLC that my son and I  
15 put together. We were going to buy a sandwich store.  
16 That never happened. That was on Fifth and something.  
17 Downtown San Diego.

18 Q. Did Food and Fifth, LLC, ever hold any assets?

19 A. No, sir.

20 Q. Do you still own an interest in Food and Fifth,  
21 LLC?

22 A. No.

23 Q. What is AZ12, LLC?

24 A. AZ12, LLC, is another piece of property I  
25 purchased in Arizona which I lost.

1 Q. Are there any assets of AZ12, LLC?

2 A. No, sir.

3 Q. What is Stranger Than Fiction, LLC?

4 A. That's a touchy one. That's a \$75,000 investment  
5 my wife made in some book over a three-martini lunch  
6 that never happened. But it was tough for me to  
7 complain about that when I lost millions of her dollars.  
8 Ask her about that and you'll hear it.

9 Q. I did.

10 A. You probably heard it then.

11 Q. Are there any assets in the Stranger Than  
12 Fiction, LLC?

13 A. No, sir.

14 Q. Do you or your wife still hold an interest in  
15 Stranger Than Fiction, LLC?

16 A. I don't believe so, no.

17 Q. Are you aware of any plans to produce the book?

18 A. No. That went belly up also.

19 Q. What is H&R Acquisition, LLC?

20 A. H&R Acquisition is another investment I had with  
21 Hammid and Richie, a buddy of mine. A piece of  
22 property, I believe, that was in Laughlin that we ended  
23 up losing also.

24 Q. To foreclosure?

25 A. Foreclosure.

1 Q. Did you make any money off of H&R Acquisition,  
2 LLC?

3 A. No, sir.

4 Q. Were there any assets in H&R Acquisition, LLC?

5 A. No, sir.

6 Q. Employers Holding, Inc., is where you got the  
7 roughly \$90,000 that we spoke about earlier; right?

8 A. Correct.

9 Q. Do you own any interest in Employers Holding,  
10 Inc.?

11 A. No, sir.

12 Q. Do you know if Employers Holding, Inc., owes you  
13 any more money?

14 A. No. I -- they do not. I made sure of that.

15 Q. We discussed earlier that Bamburgh Holdings is  
16 your landlord in San Diego; correct?

17 A. Correct.

18 Q. Do you have any other dealings with Bamburgh  
19 Holdings, LLC?

20 A. No.

21 Q. Do you hold any interest in Bamburgh Holdings,  
22 LLC?

23 A. No.

24 Q. Again, I'm using that in the broad sense. I'm  
25 talking about you, your wife, the trust?

1 A. No.

2 Q. Scarlet Holdings Limited Partnership. What is  
3 that?

4 A. Again, that was named after my dog Scarlet, and  
5 that was -- that was put together by John Dawson. And  
6 like I said earlier, I believe that held my Laguna  
7 property or maybe even Ironwood. I'm not sure. Maybe  
8 Big Bear. I'm not sure. Like I said, John Dawson did a  
9 real good job of creating nightmares. I guess if the  
10 economy didn't crash, it wouldn't have been a nightmare,  
11 but whatever.

12 Q. Are there any assets in Scarlet Holdings, LP?

13 A. No, sir.

14 Q. Do you continue to hold any interest direct or  
15 indirect in Scarlet Holdings, LP?

16 A. No.

17 Q. We spoke about this, I think, earlier. Dunholm  
18 Limited, LCC, which is, I think, you testified the  
19 entity that purchased the Big Bear property; right?

20 A. Correct.

21 Q. You don't hold any interest in Dunholm Limited,  
22 LLC?

23 A. No.

24 Q. Either does your wife?

25 A. No.



1 Q. Neither does the trust?

2 A. No.

3 Q. Are you currently involved in any other  
4 businesses or entities that we haven't discussed today?

5 A. Just trying to make CannaVest work.

6 Q. So the answer is no?

7 A. Correct. The answer is no. I'm sorry.

8 Q. That's okay.

9 Are you involved in any other partnerships?

10 A. No.

11 Q. Are you receiving any pension payments?

12 A. No.

13 Q. Are you contributing to any pensions?

14 A. No.

15 Q. Are you receiving any disability payments?

16 A. No.

17 Q. Are you receiving any unemployment payments?

18 A. No.

19 Q. Who foreclosed on the Laguna property?

20 A. Mike Shustick. Vestin Mortgage.

21 Q. Were there any surplus funds after the  
22 foreclosure?

23 A. No. Well, let's put it this way. I didn't get  
24 any. I have not talked to Shustick since --

25 Q. Are you no longer on good terms with Mr.

1 Shustick?

2 A. No.

3 Q. Why's that?

4 A. Business. Bad business, I guess.

5 Q. Like what?

6 A. I believe I'm here because of Mike Shustick, and  
7 that's enough to make me not want to talk with him. If  
8 I was smart, I would have listened to Mr. Soy (phonetic  
9 spelling) years ago, but I didn't.

10 Q. Are you an officer of Roen Ventures?

11 A. No.

12 Q. Are you a manager of Roen Ventures?

13 A. Whatever that agreement is that I signed. I  
14 don't know if that's manager or consultant. I don't  
15 know what the actual definition is, but to what the  
16 document reads, that's what I am.

17 Q. Has the Mona Family Trust ever filed tax returns?

18 A. I believe so, yes.

19 Q. If you had copies of those, you would have  
20 produced those in this case?

21 A. Yes.

22 Q. Okay. Did you file 2014 tax returns?

23 A. Yes.

24 Q. Did you receive a refund?

25 A. No. Not yet.

1 Q. When do you expect to receive a refund?

2 A. Hopefully.

3 Q. When?

4 A. Oh, I have no idea.

5 Q. When did you file the 2014 tax returns?

6 A. I believe Mr. Wilson filed them April 13th, 14th,  
7 something like that.

8 Q. Is there a reason you haven't received your  
9 refund yet?

10 A. I have no idea.

11 Q. Have you asked about it?

12 A. Asked about it yesterday.

13 Q. And?

14 A. He'll check on it he said.

15 Q. What do you intend to do with that money?

16 A. Probably give it to Mona Co to pay bills.

17 Q. What bills?

18 A. Everyday living bills, expenses.

19 Q. Your living expenses?

20 A. Whatever expenses that arise.

21 Q. But you're not going to deposit that into your  
22 personal account?

23 A. I don't know what I'm doing with it. My wife  
24 gets half of it obviously. She wants the whole thing,  
25 and I told her no.

1 Q. So you're going to give half of it to your wife,  
2 and the rest is going to go to Mona Co to pay your  
3 living expenses?

4 A. I haven't decided yet.

5 Q. When will you decide?

6 A. I guess when I get the check in my hand.

7 Q. You don't want it to use to pay the judgment in  
8 this matter?

9 A. I'd rather use it to survive right now.

10 MR. COFFING: If that's an offer to settle  
11 for 55,000, we can talk.

12 MR. EDWARDS: We'll absolutely take the  
13 55,000 as partial satisfaction of the judgment.

14 (Exhibit 18 was marked for identification.)

15 BY MR. EDWARDS:

16 Q. Sir, I'm showing you what's been marked as  
17 Exhibit 18.

18 Do you recognize this?

19 A. Yes, sir.

20 Q. What is it?

21 A. It's the 2014 tax return for my wife and I.

22 Q. And this is what you filed with the IRS?

23 A. This is what Ed Wilson filed, yes.

24 Q. With your permission?

25 A. Correct.

1 Q. On the second page, you see the return identifies  
2 that you're entitled to a refund of \$55,541?

3 A. Correct.

4 Q. Which you haven't received that yet?

5 A. Correct.

6 Q. I'm going to direct your attention to page 5 of  
7 Exhibit 18. Under interest and ordinary dividends, do  
8 you see you reported a little over \$5,000 from Bank of  
9 George?

10 A. Correct.

11 Q. Why are you receiving \$5,000 in interest from  
12 Bank of George?

13 A. That's my wife's bank. I have no idea. I don't  
14 deal with Bank of George.

15 Q. Why did you receive a little over \$15,000 in  
16 interest from Roen Ventures?

17 A. I have no idea.

18 Q. In 2014 you don't know why you received that from  
19 Roen Ventures?

20 A. I'm guessing that was my interest on the 2.6  
21 prior to selling it to Mr. Mackay is what I have to  
22 guess.

23 Q. Down at the bottom of this page, part three,  
24 foreign accounts and trust.

25 Do you see where it asks if you've ever had an

1 account outside the country in 2014?

2 A. I'm sorry. Where are you looking at?

3 Q. Very bottom of page 5.

4 A. Okay.

5 Q. It asked if you have any foreign accounts in  
6 2014.

7 Do you see that?

8 A. Yes.

9 Q. Do you see the check next to no for that answer?

10 A. Yes.

11 Q. But in actuality, you do have at least one  
12 account?

13 A. I have that account in Germany.

14 Q. So this is inaccurate in that respect?

15 A. Doesn't look like it, no. Obviously Ed Wilson  
16 doesn't know about my 320 Euros sitting there.

17 Q. Are there any other accounts that Ed Wilson  
18 doesn't know about?

19 A. No.

20 Q. Page 9 of this tax return. It shows that you  
21 took a 500 -- more than a \$500,000 loss in 2014.

22 Where did you lose that money?

23 A. Probably one of the numerous LLCs that I lost, I  
24 would have to guess. Not guess. It has to be it.

25 Q. Direct your attention to page 12, please of

1 Exhibit 18. Down under part 5 at the very end of the  
2 page.

3 A. Okay.

4 Q. Line 43.

5 A. Okay.

6 Q. It says reconciliation for real estate  
7 professionals.

8 Are you a real estate professional?

9 A. Well, if you go based upon all my prior  
10 investments, I have to say no.

11 Q. Do you own any real estate licenses?

12 A. No.

13 Q. Have you ever?

14 A. 25 years ago I had a -- 30 years ago I had a real  
15 estate license I let lapse.

16 (Exhibit 19 was marked for identification.)

17 BY MR. EDWARDS:

18 Q. So I'm showing you what's been marked as Exhibit  
19 19.

20 Do you recognize this?

21 A. Part of my tax return obviously.

22 Q. Specifically it's a K-1 from Mona Co Development;  
23 right?

24 A. Yes.

25 Q. If I'm reading this right, it says that Mona

1 Family Trust is an owner of Mona Co Development; is that  
2 right?

3 A. It looks that way, yes.

4 Q. Is that true that Mona Co is owned at least in  
5 part by Mona Family Trust?

6 A. That's what this document states.

7 Q. And I'm asking whether this document is accurate?

8 A. I probably have to say my accountant knows more  
9 than I do.

10 Q. So you do believe this is accurate that the Mona  
11 Family Trust owns a portion of the Mona Co Development,  
12 LLC?

13 A. I don't know. Based upon this obviously, yes.  
14 Which is news to me.

15 Q. Okay. You thought you were the sole owner of  
16 Mona Co Development, LLC?

17 A. No. I know my kids have 49 percent. I thought  
18 the 51 percent was owned by myself and my wife. I had  
19 no idea it was Mona Family Trust.

20 Q. The bottom left-hand corner of the first page of  
21 Exhibit 19, do you see capital contributed during the  
22 year?

23 A. Okay.

24 Q. Do you see \$402,000 was contributed from the Mona  
25 Family Trust to Mona Co Development in 2014?



1 A. No.

2 Q. You don't see that?

3 A. I see it, but I know Mona Family Trust did not  
4 give \$400,000.

5 Q. Where did that money come from?

6 A. I have no idea. Probably loans.

7 Q. Loans from who?

8 A. Whatever the books say. I don't know. I know  
9 Mona Family Trust did not give \$402,000.

10 Q. Do you think somebody contributed the \$402,00 to  
11 Mona Co in 2014?

12 A. I don't know.

13 Q. What documents would you look at to figure out  
14 who gave Mona Co \$402,000 in 2014?

15 A. Probably have to go to my accountant, see what he  
16 has.

17 Q. You don't have any documents that would reflect  
18 that?

19 A. He has all this financial information.

20 Q. You don't have any of the financial information?

21 A. No.

22 Q. In response to the judgment debtor examination  
23 order, did you ask your accountant for any documents?

24 A. No.

25 Q. Do you believe you should have?

1 MR. COFFING: Calls for a legal conclusion  
2 as to what he should have done.

3 THE WITNESS: A lot of things I should have  
4 done in my life. Probably so.

5 BY MR. EDWARDS:

6 Q. Also in that same box, first page of Exhibit 19,  
7 says that there were withdrawals and distributions from  
8 Mona Co Development to the Mona Family Trust in the  
9 amount of \$145,147.

10 Do you see that?

11 A. Correct.

12 MR. COFFING: I'm going to object to the  
13 characterization that was given to the Mona Family  
14 Trust, but that's what the document says. There's  
15 \$145,000 in withdrawals and distributions.

16 THE WITNESS: I would have to say that comes  
17 from bills that were paid through Mona Family Trust that  
18 my accountant put down as withdrawals and distributions.  
19 Again, I'm not an accountant. I'm far from it, but  
20 that's what I would have to guess.

21 BY MR. EDWARDS:

22 Q. That -- you lost me there. One more time?

23 A. Obviously there were bills paid and moneys paid  
24 out -- I don't know -- that totaled this \$145,000 that  
25 he classified as personal.

1 Q. Bills paid to Mona Co or paid by Mona Co  
2 Development on behalf of the Mona Family Trust?

3 A. I don't know.

4 Q. But you were just articulating what you thought  
5 happened. I'm trying to rephrase to make sure I  
6 understand.

7 A. I don't want to guess. I don't know. I don't  
8 know the situation.

9 Q. We'd have to look at your accountant's records to  
10 figure that out?

11 A. Correct.

12 Q. You're saying the Mona Family Trust did not  
13 receive over \$145,000 from Mona Co in 2014?

14 A. I don't believe so, no.

15 Q. Let's turn to page 2 of Exhibit 19. You see the  
16 list under nondeductible expenses?

17 A. Okay.

18 Q. You see excluded meals and entertainment is the  
19 first category?

20 A. Okay.

21 Q. What were these meals and entertainment expenses  
22 for?

23 A. Probably like it says, entertainment and business  
24 expenses.

25 Q. For what?

1 A. What do you mean for what?

2 Q. Well, Mona Co hasn't done any business in five  
3 years if not longer. So who are you entertaining? Who  
4 are you taking out to lunch?

5 A. I don't know what my accountant put this under,  
6 what he totaled to put this here.

7 Q. Are you entertaining clients on behalf of Mona  
8 Co?

9 A. I entertain people all the time trying to borrow  
10 money, trying to do deals. That's what I do.

11 Q. For CannaVest?

12 A. No. For personal, for CannaVest, for whatever  
13 I'm working on.

14 Q. Are you trying to get loans for Mona Co?

15 A. Well, I'm trying to live past CannaVest because I  
16 think CannaVest is going to come to an end. So I'm  
17 trying to plan ahead. So I'm trying to, you know, make  
18 a deal with somebody, trying to make a dollar.

19 Q. What deals are you trying to make?

20 A. Any deal I can get my hands on.

21 Q. Like what?

22 A. Real estate deals, any deals.

23 Q. You're currently working on putting together some  
24 real estate deals?

25 A. I try to work on anything. I don't have anything

1 right now. I couldn't say, yes, I'm working on this  
2 deal. I'm a businessman. I got to make money. I'm  
3 doing whatever it takes to pay the bills.

4 Q. Okay. Right now you don't have any current  
5 business plans?

6 A. I have no current business plans.

7 Q. But you're trying to make some?

8 A. Trying to borrow money from CannaVest to keep it  
9 going. That's what I'm focused on.

10 Q. You're not trying right now to borrow any money  
11 for Mona Co?

12 A. I borrow money from whoever is going to lend it  
13 to me.

14 Q. My question is: Are you trying to borrow money  
15 right now for Mona Co?

16 A. No.

17 Q. Are you trying to borrow money right now for  
18 yourself?

19 A. I always try to borrow money for myself.

20 Q. Is that a yes?

21 A. Yes.

22 Q. Who are you trying to borrow money from?

23 A. People, I guess, that I have done business with  
24 in the past that I've made money for.

25 Q. Who are you trying to borrow money from?

1 A. Nobody specific.

2 Q. You don't have any plans in place to borrow any  
3 money from anybody?

4 A. No.

5 Q. Second category here is employee life insurance.  
6 Do you see that?

7 A. Yes.

8 Q. Who are the employees receiving life insurance?

9 A. Well, until we had health insurance at CannaVest,  
10 which I believe just kicked in maybe six, seven months  
11 ago, it was my son and I.

12 Q. Life insurance?

13 A. Oh, no, I'm sorry. Life insurance is mine. I  
14 apologize. Life insurance goes back to that \$5 million  
15 term policy that my wife is the beneficiary of. I  
16 apologize.

17 Q. So Mona Co paid a little over \$21,000 for your  
18 personal life insurance policy?

19 A. Mona Co owes me about a million-eight, \$2  
20 million. So, yes, they did.

21 Q. Is that documented anywhere?

22 A. I believe it's on the books at Mona Co.

23 Q. Is there a loan agreement?

24 A. Nope.

25 Q. Any document other than the books of Mona Co that

1 would document the loan?

2 A. No.

3 Q. These loans that you're trying to get for  
4 yourself personally, do you have any intent to pay them  
5 back?

6 A. I intend to pay everybody back when and if  
7 CannaVest ever takes off. And, you know, I've got about  
8 six months to figure it out. So I'll let you know come  
9 January.

10 Q. Okay. What happens in January?

11 A. Well, if I don't make something happen this year  
12 with CannaVest, I don't believe I'll be employed by  
13 CannaVest come January. That means my son will be out  
14 of a job too, I'm sure.

15 Q. Next line item down on Exhibit 19 under  
16 nondeductible expenses is health insurance.

17 Do you see that?

18 A. Correct.

19 Q. Who is Mona Co paying health insurance for?

20 A. That was what I was speaking about earlier. I  
21 believe it was for my son and I prior to us getting  
22 coverage at CannaVest.

23 Q. Does your wife -- does she have health insurance?

24 A. She's under my plan.

25 Q. Next item down is insurance Red Arrow.

1           **What's that?**

2           A. Obviously Mona Co paid my insurance for Red Arrow  
3 house.

4           **Q. Why did Mona Co pay the insurance for the Red**  
5 **Arrow house?**

6           A. Probably because it owes me close to a  
7 million-eight, and I paid it through Mona Co.

8           **Q. When you did you loan million-eight to Mona Co?**

9           A. Over the last -- Mona Co was created in 2000.  
10 Probably in the last -- you know, since then. Again, I  
11 don't know if it's as high as a million-eight. I think  
12 that may be a little high. Maybe million-one,  
13 million-two, something like that. I don't know. I'm  
14 probably guessing, and I should not do that.

15          **Q. What did Mona Co do with the million-eight that**  
16 **you loaned it?**

17          A. Invested in deals.

18          **Q. Do you know which deals?**

19          A. No.

20          **Q. Would that be reflected in the books?**

21          A. Probably so.

22          **Q. Or did you loan the 1.8 million to Mona Co so**  
23 **Mona Co could pay your personal expenses?**

24          A. No. It was business.

25          **Q. All business?**



1 A. Uh-huh.

2 Q. Next entry down under nondeductible expenses,  
3 club dues.

4 Do you see that?

5 A. Yes.

6 Q. Where is Mona Co paying for club dues?

7 A. Again, probably comes off of the money that Mona  
8 Co owes me.

9 Q. Where is Mona Co paying these club dues to?

10 A. This is Red Rock Country Club I'm sure.

11 Q. Do you have a golf membership?

12 A. Yes.

13 Q. Is it full golf or limited golf?

14 A. I believe it's limited, and I haven't played in  
15 two years.

16 Q. Are you an equity member?

17 A. No.

18 Q. Next line item down is personal auto, and the one  
19 down after that is personal use of vehicle.

20 Do you know what those line items are referring  
21 to?

22 A. No.

23 Q. Does Mona Co own a vehicle?

24 A. I believe it used to own a truck or something  
25 awhile ago. I don't know. It does not own a vehicle

1 now, no.

2 Q. Did it own a vehicle in 2014?

3 A. I don't recall.

4 Q. What documents could we review to figure out if  
5 it owned a vehicle in 2014?

6 A. Probably the Mona Co documents.

7 Q. With your accountant?

8 A. With my accountant.

9 Q. Last item on the nondeductible expenses on page 2  
10 of Exhibit 19 is utilities for \$19,000.

11 What utilities is this referring to?

12 A. Probably utilities that were paid out of Mona Co  
13 for the house.

14 Q. Your personal house?

15 A. I guess.

16 Q. Why is Mona Co paying all of these personal  
17 expenses?

18 A. That's just what I was told to do from my  
19 accountants.

20 Q. You plan on continuing to pay your personal  
21 expenses through Mona Co?

22 A. Hopefully not.

23 Q. What do you hopefully intend to do in the future?

24 A. Well, I don't know right now. The future is so  
25 far off. I have no idea.

1 Q. I'm sorry. What's that?

2 A. I have no idea.

3 Q. Something was so far off?

4 A. The future is so far off. I have no idea.

5 MR. COFFING: Is now a good time for a  
6 break?

7 MR. EDWARDS: Sure.

8 (A break was taken from 1:48 p.m. through  
9 1:53 p.m.)

10 (Exhibit 20 was marked for identification.)

11 BY MR. EDWARDS:

12 Q. Sir, I'm showing you what's been marked as  
13 Exhibit 20.

14 Do you recognize this document?

15 A. It's a part of my 2014 tax return.

16 Q. And a K-1 from M&M Ventures, LLC?

17 A. Correct.

18 Q. If I remember your testimony right, M&M does not  
19 have any assets; right?

20 A. Correct.

21 Q. You lost them in foreclosure?

22 A. Correct.

23 Q. Again, if I'm reading this K-1 correctly, it says  
24 that the Mona Family Trust owns 90 percent of M&M  
25 Ventures.

1 Do you see that?

2 A. Yes, I do.

3 Q. Is that consistent with your understanding?

4 A. You know, my accountant prepared this. I don't  
5 know how he prepared it, but obviously it says it did,  
6 which is news to me.

7 Q. Before today you didn't know that the Mona Family  
8 Trust owned 90 percent of M&M Ventures, LLC?

9 A. I did not know that. I thought it was myself.

10 Q. Who owns the remaining 10 percent of M&M  
11 Ventures, LLC?

12 A. I would have to say Mike Minetti.

13 Q. Is that consistent with your understanding that  
14 you own 90 percent and he owned 10 percent?

15 A. I thought it was 50/50, is what I thought, and I  
16 had no idea Mona Family Trust was involved with it. You  
17 know, when you lose as many properties as I have and  
18 gone through the money I have, I guess I don't pay  
19 attention like I should of who loses what. To me it's  
20 all me, whether it's Mona Family Trust, whether it's  
21 personal, whether it's my wife. It's all Mona. So  
22 maybe I was wrong in this. Obviously I am. I do not  
23 prepare these returns. My accountant does. To me a  
24 loss is a loss.

25 Q. Bottom left-hand corner shows capital contributed

1 during the year of Mona Family Trust to M&M Ventures of  
2 over \$33,000.

3 Do you see that?

4 A. Correct.

5 Q. Did Mona Family Trust contribute over \$33,000 to  
6 M&M Ventures in 2014?

7 A. I don't believe so, no. I don't recall.

8 Q. Did anybody contribute \$33,000 to M&M Ventures in  
9 2014?

10 A. If anybody did, it would be Mike Minetti.

11 Q. You didn't contribute \$33,000 to M&M Ventures in  
12 2014?

13 A. I don't believe so. This has been a loser for  
14 three years, two years. I don't know why I would  
15 contribute \$33,000 to a project that was a loser three  
16 years ago.

17 Q. And what records would I use to confirm who  
18 contributed more than \$33,000 to M&M Ventures in 2014?

19 A. Obviously my accountant's.

20 Q. But you didn't ask the accountant for his  
21 documents?

22 A. No.

23 (Exhibit 21 was marked for identification.)

24 BY MR. EDWARDS:

25 Q. I'm showing you what's been marked as Exhibit 21.

1 Do you recognize this document?

2 A. 2000 Mona Co Development return.

3 Q. 2014?

4 A. I'm sorry. 2014, yeah.

5 Q. Did you review this tax return before?

6 A. I don't review tax returns at all, no.

7 Q. Does your accountant ask you to review tax  
8 returns?

9 A. Obviously he does.

10 Q. You don't listen to him?

11 A. Obviously not in this case.

12 Q. So this is the first time you're seeing the 2014  
13 tax returns for Mona Co development?

14 A. I obviously saw it prior to him submitting it I  
15 would guess.

16 Q. But you don't recall?

17 A. I don't recall.

18 Q. On this first page under income, line 8, it says  
19 2014 income for Mona Co was a little over \$39,000.

20 Do you see that?

21 A. That's what it says.

22 Q. Where did Mona Co earn that income from?

23 A. I have no idea.

24 Q. Because it hasn't been operated for five plus  
25 years?

1 A. Correct.

2 Q. Yet it has substantial deductions.

3 Do you see that?

4 A. Correct.

5 Q. Do you know why it has substantial deductions?

6 A. No, I don't.

7 Q. I'm going to direct your attention to Exhibit 21.

8 If you look at the bottom right-hand corner, it's page

9 337.

10 A. Page 337?

11 Q. Yeah.

12 Do you see the list of expenses under other  
13 deductions?

14 A. Yes.

15 Q. Accounting fees for 13,000. What's that for?

16 A. I would have to guess accounting.

17 Q. To Mr. Wilson?

18 A. Correct.

19 Q. Do you pay him over \$13,000 just for the Mona Co  
20 tax returns or for other tax returns?

21 A. I have no idea.

22 Q. Does Mona Co do any advertising?

23 A. No.

24 Q. Why is Mona Co deducting over almost \$14,000 for  
25 advertising in 2014?

1 A. I don't know how Mr. Wilson categorized that.

2 Q. The large line item here is legal fees for over  
3 \$113,000.

4 Do you see that?

5 A. Yes, I do.

6 Q. Why is Mona Co incurring over \$100,000 for legal  
7 fees in 2014?

8 A. Probably paying my attorney fees.

9 Q. Who is Mona Co's -- our attorney's fees? Your  
10 attorney fees? Let's clarify that one.

11 Whose attorney fees?

12 A. Probably my attorney fees.

13 Q. Your personal attorney's fees?

14 A. Again, I'd be guessing, so I can't answer that  
15 question. Attorney fees.

16 Q. To Mr. Coffing?

17 A. I have no idea.

18 Q. We would need to look at your accounting records  
19 for that?

20 A. Okay.

21 Q. Is that right?

22 A. Correct.

23 Q. One of the items is outside services for a little  
24 over \$14,000.

25 Do you know what that is?



1 A. No, I don't.

2 Q. You have a telephone bill for over \$21,000?

3 A. That's probably cell phones I'm guessing.

4 Q. Cell phones for who?

5 A. Probably for my family, for myself. I'm guessing  
6 here. I should not guess. This is prepared by my  
7 accountant, and I don't want to do any more guessing.

8 Q. You have over \$53,000 in travel deductions in  
9 2014 for Mona Co.

10 What's that for?

11 A. Travel, I guess.

12 Q. Where's Mona Co traveling to?

13 A. Again, my accountant prepared these. I don't  
14 know how he categorized them. I had no input on this.

15 Q. But you didn't travel anywhere for Mona Co in  
16 2014, did you?

17 A. Depends how he categorized it, what he considers  
18 business or not.

19 Q. I'm asking you. You didn't travel anywhere in  
20 2014 for Mona Co; correct?

21 A. I traveled. I don't know how he categorized it.  
22 I don't know why he would categorize it or how he  
23 categorized it.

24 Q. Did you have any trips this past year as it  
25 relates to Mona Co?

1 A. I don't know.

2 Q. What does that mean?

3 A. I don't know how he categorized it.

4 Q. Did you fly anywhere in 2014 to address the  
5 business of Mona Co?

6 A. Mona Co's business is my business. Wherever I  
7 go, it's business. So I don't know how he categorized  
8 that again.

9 Q. So you and Mona Co are interchangeable?

10 A. I didn't say that.

11 Q. Okay.

12 A. I don't know how -- this is prepared by Ed  
13 Wilson. You'd have to go through his records to see how  
14 that is. I have no idea how he categorized it.

15 Q. Let's go back to your other testimony. Mona Co  
16 hasn't done any business in five plus years?

17 A. Correct. That doesn't mean that I don't try to  
18 generate business. That doesn't mean it's dead. That  
19 does not mean I don't go out and try to do business  
20 every day. I'm sitting here. I'm not dead. I try to  
21 do business. So how he categorized it is how he  
22 categorized it.

23 Q. Did you travel anywhere in 2014 and attempt to  
24 generate business for Mona Co?

25 A. I travel all over to generate business period.

1 How he categorized it, I have no idea.

2 Q. Did you travel anywhere in 2014 to generate  
3 business for Mona Co?

4 MR. COFFING: Asked and answered. It's the  
5 third time.

6 THE WITNESS: I'm not answering anymore. I  
7 answered twice. I don't know how my accountant prepared  
8 this.

9 BY MR. EDWARDS:

10 Q. I'm not asking how your accountant prepared it.  
11 I'm asking if you traveled in 2014 to conduct business  
12 for Mona Co?

13 A. Whenever I travel, I conduct business. I don't  
14 care where it's at. If it's for Mona Co, if it's for  
15 CannaVest, or whatever, I travel for business, period.  
16 So how my accountant categorized that, I don't know.

17 Q. Again, I'm not asking you how your accountant  
18 categorized it. I'm asking you whether you traveled in  
19 2014 to conduct business for Mona Co?

20 MR. COFFING: Asked and answered.

21 THE WITNESS: Whenever I travel, I do  
22 business wherever I'm at. How my accountant categorized  
23 that, I don't know.

24 BY MR. EDWARDS:

25 Q. Have you done any business in Mona Co in 2014?

1 A. Successful business, no.

2 Q. Have you had any unsuccessful business for Mona  
3 Co in 2014?

4 A. I always try to cut deals with Mona Co and  
5 everything else I'm working on. So there were no deals  
6 that were done in 2014, no.

7 Q. What deals did you attempt to cut with Mona Co in  
8 2014?

9 A. Always looking for a deal.

10 Q. I hear you.

11 What deals did you attempt to cut for Mona Co in  
12 2014?

13 A. I can't recall a specific deal.

14 Q. Can you recall any deal?

15 A. No.

16 Q. Were there any potential deals you were trying to  
17 work for Mona Co in 2014?

18 A. Wherever I go, I try to do a deal. Can I  
19 pinpoint one? No.

20 Q. Do you have any records related to any potential  
21 deals on behalf of Mona Co in 2014?

22 A. Obviously my accountant would have those.

23 Q. Same Exhibit 21, the bottom right-hand corner,  
24 page 339. Under other current liabilities, do you see  
25 \$55,000 due to affiliate?

1 A. Correct.

2 Q. Who's the affiliate?

3 A. I don't know.

4 Q. No idea?

5 A. No idea.

6 Q. Only your accountant would know?

7 A. My accountant would know.

8 Q. And we'd have to review his records to determine  
9 that?

10 A. Correct.

11 Q. Does the debt that Mona Co owes to you, is that  
12 reflected anywhere on the tax return?

13 A. I don't know. Again, that's a question to my  
14 accountant.

15 Q. Do you agree to provide your accountant's records  
16 as part of a supplemental production?

17 MR. COFFING: He's testified to what he can  
18 say. We will have an answer for you.

19 BY MR. EDWARDS:

20 Q. Do you have any collection of books?

21 A. No.

22 Q. A library?

23 A. At the house, yes.

24 Q. Do you have books on the shelves?

25 A. I just -- yeah, kid's school books, miscellaneous

**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      Electronically Filed  
Jan 09 2018 04:35 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

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

**APPELLANT'S APPENDIX**  
**(Volume 13, Bates Nos. 2837-3081)**

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## INDEX TO APPELLANT'S APPENDIX

DOCUMENT DESCRIPTION		LOCATION
Application of Foreign Judgment (filed 10/18/12)		Volume 1 Bates Nos. 1–7
Notice of Filing Application of Foreign Judgment & Affidavit (filed (10/23/12)		Volume 1 Bates Nos. 8–17
Far West Industries' Ex Parte Motion for Order Allowing Examination of Judgment Debtor (filed 01/17/13)		Volume 1 Bates Nos. 18–19
	<b>Exhibit to Far West Industries' Ex Parte Motion for Order Allowing Examination of Judgment Debtor</b>	
Exhibit	Document Description	
A	Affidavit of John R. Hawley, Esq. in Support of Ex Parte Motion for Examination of Judgment Debtor	Volume 1 Bates Nos. 20–22
Minute Order re: Recusal and Reassignment-no hearing held (filed 01/24/13)		Volume 1 Bates Nos. 23
Order for Appearance of Judgment Debtors (filed 01/30/13)		Volume 1 Bates Nos. 24–25
	<b>Exhibit to Order for Appearance of Judgment Debtors</b>	
Exhibit	Document Description	
A	List of Documents and Things to be Produced at Debtor's Examination	Volume 1 Bates Nos. 26–31
Amended Order for Appearance of Judgment Debtors (filed 02/06/13)		Volume 1 Bates Nos. 32–33
Notice of Examination of Judgment Debtor on an Order Shortening Time (filed 02/13/13)		Volume 1 Bates Nos. 34–38
	<b>Exhibits to Notice of Examination of Judgment Debtor on an Order Shortening Time</b>	
Exhibit	Document Description	
A	Application of Foreign Judgment (filed 10/18/12)	Volume 1 Bates Nos. 39–44
B	Order for Appearance of Judgment Debtors (filed 01/30/13)	Volume 1 Bates Nos. 45–53

DOCUMENT DESCRIPTION		LOCATION
	<b>Exhibits to Notice of Examination of Judgment Debtor on an Order Shortening Time (cont.)</b>	
C	Amended Order for Appearance of Judgment Debtors (filed 02/06/13)	Volume 1 Bates Nos. 54–56
	Second Amended Order for Appearance of Judgment Debtors (filed 02/20/13)	Volume 1 Bates Nos. 57–58
	Amended Order for Examination of Judgment Debtor (filed 04/29/13)	Volume 1 Bates Nos. 59–61
	Motion for Order to Show Cause Regarding Contempt on Order Shortening Time (filed 05/21/13)	Volume 1 Bates Nos. 62–72
	<b>Exhibits to Motion for Order to Show Cause Regarding Contempt on Order Shortening Time</b>	
Exhibit	Document Description	
A	Collective documents domesticating a California judgment	Volume 1 Bates Nos. 73–80
B	Order for Appearance of Judgment Debtors (filed 01/30/13)	Volume 1 Bates Nos. 81–90
C	Emails re dates for examination of judgment debtors	Volume 1 Bates Nos. 91–94
D	Emails re dates for examination of judgment debtors	Volume 1 Bates Nos. 95–96
E	Amended Order for Examination of Judgment Debtor (filed 04/29/13)	Volume 1 Bates Nos. 97–100
F	Affidavit of John Hawley, Esq. in Support of Order Shortening Time	Volume 1 Bates Nos. 101–103
G	Letter from Tye Hanseen re: no longer representing Mr. Mona	Volume 1 Bates Nos. 104–105
H	Transcript re nonappearance of Michael J. Mona for examination of judgment debtor.	Volume 1 Bates Nos. 106–109
	Special Appearance and Objection to Further Proceedings on Order to Show Cause Predicated Upon Lack of Personal Jurisdiction (filed 05/30/13)	Volume 1 Bates Nos. 110–116
	Supplemental Points and Authorities Regarding a Lack of Personal Jurisdiction (filed 06/18/13)	Volume 1 Bates Nos. 117–125



<b>DOCUMENT DESCRIPTION</b>		<b>LOCATION</b>
Reply in Support of Motion to Order to Show Cause Re Contempt (filed 06/28/13)		Volume 1 Bates Nos. 126–129
Order to Show Cause (filed 07/10/13)		Volume 1 Bates Nos. 130–132
Stipulation and Order (filed 07/26/13)		Volume 1 Bates Nos. 133–136
Notice to Vacate Examination of Judgment Debtors (filed 9/10/13)		Volume 1 Bates Nos. 137–139
Order (filed 10/07/13)		Volume 1 Bates Nos. 140–142
Notice of Examination of Judgment Debtor (filed 10/31/13)		Volume 1 Bates Nos. 143–145
Return and Answer to Writ of Garnishment as to Cannavest Corp. (filed 12/26/13)		Volume 1 Bates Nos. 146–147
	<b>Exhibits to Return and Answer to Writ of Garnishment as to Cannavest Corp.</b>	
Exhibit	Document Description	
I	Writ of Garnishment	Volume 1 Bates Nos. 148–154
Notice of Changes to Transcript of Judgment Debtor Examination of Michael J. Mona Jr. (filed 01/06/14)		Volume 1 Bates Nos. 155–158
Discovery Commissioners Report and Recommendations (filed 05/15/14)		Volume 1 Bates Nos. 159–162
Notice of Entry of Order Regarding the Discovery Commissioner's Report and Recommendation (filed 05/15/14)		Volume 1 Bates Nos. 163–168
Ex Parte Application for Examination of Judgment Debtor Examination of Michael J. Mona, Individually, and as Trustee of the Mona Family Trust Dated February 12, 2002, and Rhonda Mona as Trustee of the Mona Family trust Dated February 12, 2002 (filed 05/08/15)		Volume 1 Bates Nos. 169–172

	<b>Exhibits to Ex Parte Application for Examination of Judgment Debtor Examination of Michael J. Mona, Individually, and as Trustee of the Mona Family Trust Dated February 12, 2002, and Rhonda Mona as Trustee of the Mona Family trust Dated February 12, 2002</b>	
Exhibit	Document Description	
1	Definitions	Volume 1 Bates Nos. 173–179
	Order Regarding Motion for Protective Order on Order Shortening Time (filed 06/17/15)	Volume 1 Bates Nos. 180–182
	Notice of Entry of Order Regarding Motion for Protective Order on Order Shortening Time (filed 06/17/15)	Volume 1 Bates Nos. 183–187
	Ex Parte Application for Order to Show Cause why Accounts of Rhonda Mona Should not be Subject to Execution and Why the Court Should Not Find the Monas in Contempt (filed 06/29/15)	Volume 1 Bates Nos. 188–204
	<b>Exhibits to Ex Parte Application for Order to Show Cause why Accounts of Rhonda Mona Should not be Subject to Execution and Why the Court Should Not Find the Monas in Contempt</b>	
Exhibit	Document Description	
1	Post-Marital Property Settlement Agreement	Volume 1 Bates Nos. 205–217
2	Judgment Debtor Examination of Michael J. Mona	Volume 1 Bates Nos. 218–223
3	Rough Draft Transcript of Deposition of Rhonda H. Mona	Volume 1 Bates Nos. 224–233
4	Judgment and Findings of Fact and Conclusions of Law	Volume 2 Bates Nos. 234–254
	Order to Show Cause Why Accounts of Rhonda Mona should not be Subject to Execution and Why the Court Should Not Find the Monas in Contempt (filed 06/30/15)	Volume 2 Bates Nos. 255–257

Notice of Entry of Order to Show Cause Why Accounts of Rhonda Mona Should not be Subject to Execution and Why the Court Should Not Find the Monas in Contempt (filed 06/30/15)		Volume 2 Bates Nos. 258–263
Response to Order to Show Cause Why Accounts of Rhonda Mona should not be Subject to Execution and Why the Court Should Not Find the Monas in Contempt (filed 07/07/15)		Volume 2 Bates Nos. 264–278
	<b>Exhibits to Response to Order to Show Cause Why Accounts of Rhonda Mona should not be Subject to Execution and Why the Court Should Not Find the Monas in Contempt</b>	
Exhibit	Document Description	
A	Findings of Fact and Conclusions of law (filed 03/06/12 in Superior Court of California Riverside)	Volume 2 Bates Nos. 279–295
B	Post-Marital Property Settlement Agreement	Volume 2 Bates Nos. 296–308
C	Declaration of Mike Mona in Support of Response to Order to Show Cause	Volume 2 Bates Nos. 309–310
Supplement to Response to Order to Show Cause Why Accounts of Rhonda Mona should not be Subject to Execution and Why the Court Should Not Find the Monas in Contempt (filed 07/08/15)		Volume 2 Bates Nos. 311–316
Declaration in Support of Request for Contempt (filed 07/08/15)		Volume 2 Bates Nos. 317–324
Order Regarding Order to Show Cause Why Accounts of Rhonda Mona should not be Subject to Execution and Why the Court Should Not Find the Monas in Contempt (filed 07/15/15)		Volume 2 Bates Nos. 325–335
Notice of Entry of Order to Show Cause Why Accounts of Rhonda Mona should not be Subject to Execution and Why the Court Should Not Find the Monas in Contempt (filed 07/16/15)		Volume 2 Bates Nos. 336–349
Motion to Compel Application of Particular Assets Toward Satisfaction of Judgment (filed 07/16/15)		Volume 2 Bates Nos. 350–360

	<b>Exhibits to Motion to Compel Application of Particular Assets Toward Satisfaction of Judgment</b>	
Exhibit	Document Description	
1	Judgment Debtor Examination of Michael J. Mona, Jr.	Volume 2 Bates Nos. 361–370
2	Deposition of Rhonda Mona	Volume 2 Bates Nos. 371–376
Plaintiff's Memorandum of Fees and Costs Associated with Order to Show Cause Why Accounts of Rhonda Mona should Not be Subject to Execution and Why the Court Should Not Find Monas in Contempt (filed 07/20/15)		Volume 2 Bates Nos. 377–380
Motion on an Order Shortening Time for Bond Pending Appeal (filed 09/09/15)		Volume 2 Bates Nos. 381–391
	<b>Exhibits to Motion on an Order Shortening Time for Bond Pending Appeal</b>	
Exhibit	Document Description	
1	Order (filed 08-31-15)	Volume 2 Bates Nos. 392–395
2	Judgment (filed 04/27/12 in the Superior Court of California Riverside)	Volume 2 Bates Nos. 396–414
3	Deed of Trust	Volume 2 Bates Nos. 415–422
4	Deed of Trust with Assignment of Rents	Volume 2 Bates Nos. 423–430
Opposition to Motion on an Order Shortening Time for Bond Pending Appeal (filed 09/16/15)		Volume 2 Bates Nos. 431–439
	<b>Exhibits to Opposition to Motion on an Order Shortening Time for Bond Pending Appeal</b>	
Exhibit	Document Description	
A	Order (filed 08/31/15)	Volume 2 Bates Nos. 440–443
B	Transcript of Proceedings of July 9, 2015 Hearing (filed 07/14/15)	Volume 2 Bates Nos. 444–447
C	Third Amended Complaint (filed 07/15/14)	Volume 2 Bates Nos. 448–459

	<b>Exhibits to Opposition to Motion on an Order Shortening Time for Bond Pending Appeal (cont.)</b>	
D	Complaint (filed 09/11/15)	Volume 2 Bates Nos. 460–473
E	Far West’s Motion to Intervene, for a finding and Order that the Post-Marital Agreement is void Based on the Principles of Res Judicata and Issue Preclusion, and that the Plaintiff and Defendant are Jointly Liable for the Judgment Held by Intervenor (filed 09/04/15)	Volume 3 Bates Nos. 474–517
Second Motion to Compel Application of Particular Assets Towards Satisfaction of Judgment (filed 10/12/15)		Volume 3 Bates Nos. 518–524
	<b>Exhibits to Second Motion to Compel Application of Particular Assets Towards Satisfaction of Judgment</b>	
Exhibit	Document Description	
1	Judgment Debtor Examination of Michael J. Mona, Jr.	Volume 3 Bates Nos. 525–531
2	Order Granting Temporary Stay (filed 07/20/15)	Volume 3 Bates Nos. 532–534
3	Order (filed 08/31/15)	Volume 3 Bates Nos. 535–538
4	Decree of Divorce (filed 07/23/15)	Volume 3 Bates Nos. 539–545
Order Regarding Motion on an Order Shortening time for Bond Pending Appeal (filed 10/16/15)		Volume 3 Bates Nos. 546–553
Plaintiff Far West Industries’ Motion for Determination of Priority of Garnishment (filed 02/16/16)		Volume 3 Bates Nos. 554–563
	<b>Exhibits to Plaintiff Far West Industries’ Motion for Determination of Priority of Garnishment</b>	
Exhibit	Document Description	
1	Judgment (filed 04/27/12 in the Superior Court of the State of California, Riverside)	Volume 3 Bates Nos. 564–567

	<b>Exhibits to Plaintiff Far West Industries’ Motion for Determination of Priority of Garnishment (cont.)</b>	
2	Case Summary	Volume 3 Bates Nos. 568–570
3	Writ of Execution	Volume 3 Bates Nos. 571–575
4	Instructions to the Sheriff/Constable-Clark County	Volume 3 Bates Nos. 576–589
5	Writ of Garnishment	Volume 3 Bates Nos. 590–598
6	Email Chain between Tom Edward and Tye Hanseen	Volume 3 Bates Nos. 599–602
7	Decree of Divorce (filed 07/23/2015)	Volume 3 Bates Nos. 603–609
Plaintiff Far West Industries’ Motion: (1) For Default Judgment Against Roen Ventures, LLC for Untimely Answers to Writ of Garnishment and Interrogatories; and (2) to Compel Roen Ventures, LLC’s Turnover of Payment Made to, on Behalf of, or for the Benefit of Michael J. Mona, Jr. (filed 02/16/16)		Volume 3 Bates Nos. 610–622
	<b>Exhibits to Plaintiff Far West Industries’ Motion: (1) For Default Judgment Against Roen Ventures, LLC for Untimely Answers to Writ of Garnishment and Interrogatories; and (2) to Compel Roen Ventures, LLC’s Turnover of Payment Made to, on Behalf of, or for the Benefit of Michael J. Mona, Jr.</b>	
Exhibit	Document Description	
1	Judgment (filed 04/27/12 in the Superior Court of the State of California, Riverside)	Volume 3 Bates Nos. 623–626
2	Management Agreement	Volume 3 Bates Nos. 627–630
3	Management Agreement	Volume 3 Bates Nos. 631–635
4	Writ of Execution	Volume 3 Bates Nos. 636–641
5	Instructions to the Sheriff/Constable-Clark County	Volume 3 Bates Nos. 642–656

	<b>Exhibits to Plaintiff Far West Industries' Motion: (1) For Default Judgment Against Roen Ventures, LLC for Untimely Answers to Writ of Garnishment and Interrogatories; and (2) to Compel Roen Ventures, LLC's Turnover of Payment Made to, on Behalf of, or for the Benefit of Michael J. Mona, Jr. (cont.)</b>	
6	Writ of Garnishment	Volume 3 Bates Nos. 657–676
Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment (filed 02/19/16)		Volume 3 Bates Nos. 677–679
Appendix of Exhibits to Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment (filed 02/19/16)		
	<b>Exhibits to Appendix of Exhibits to Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment</b>	
Exhibit	Document Description	
1	Order Regarding Order to Show Cause Why Accounts of Rhonda Mona Should Not Be Subject to Execution and Why the Court Should Not Find Monas in Contempt (filed 07/15/15) (cont. in Vol. 4)	Volume 3 Bates Nos. 680–691
2	Plaintiff's Memorandum of Fees and Costs Associated With Order to Show Cause Why Accounts of Rhonda Mona Should Not be Subject to Execution and Why the Court Should Not Find Monas in Contempt (filed 07/20/15)	Volume 3 Bates Nos. 692–696
3	Transcript of Show Cause Hearing: Why Accounts Of Rhonda Mona Should Not Be Subject To Execution And Why The Court Should Not Find Monas In Contempt (filed 07/14/15)	Volume 4 Bates Nos. 697–807
4	Petition for Writ of Mandamus or Prohibition (filed 07/17/15)	Volume 4 Bates Nos. 808–849
5	Order Granting Temporary Stay (filed 07/20/15)	Volume 4 Bates Nos. 850–852
6	Order (filed 10/16/15)	Volume 4 Bates Nos. 853–856

	<b>Exhibits to Appendix of Exhibits to Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment (cont.)</b>	
7	Order Denying Motion (filed 11/19/15)	Volume 4 Bates Nos. 857–860
8	Motion to Dismiss (filed December 4, 2015)	Volume 4 Bates Nos. 861–941 Volume 5 Bates Nos. 942–957
9	Defendant Michael J. Mona, Jr.'s Reply in Support of Motion to Dismiss (filed 01/26/16)	Volume 5 Bates Nos. 958–978
Amended Appendix of Exhibits to Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment (filed 02/22/16)		Volume 5 Bates Nos. 979–981
	<b>Exhibits to Amended Appendix of Exhibits to Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment</b>	
Exhibit	Document Description	
4	Petition for Writ of Mandamus or Prohibition (filed 07/17/15)	Volume 5 Bates Nos. 982–1023
Mona's Opposition to Far West's Motion for Determination of Priority of Garnishment and Countermotion to Discharge Garnishment and for Return of Proceeds (filed 03/04/16)		Volume 5 Bates Nos. 1024–1053
	<b>Exhibits to Mona's Opposition to Far West's Motion for Determination of Priority of Garnishment and Countermotion to Discharge Garnishment and for Return of Proceeds</b>	
Exhibit	Document Description	
A	Writ of Garnishment	Volume 5 Bates Nos. 1054–1060
Third Party Roen Ventures, LLCs' Opposition to Motion: (1) For Default Judgment Against Roen Ventures, LLC for Untimely Answers to Writ of Garnishment and Interrogatories; and (2) to Compel Roen Ventures, LLC's Turnover of Payment Made to, on Behalf of, or for the Benefit of Michael J. Mona, Jr.; and Countermotion for Attorney's Fees and Costs (filed 03/04/16)		Volume 5 Bates Nos. 1061–1080



	<b>Exhibits to Third Party Roen Ventures, LLCs' Opposition to Motion: (1) For Default Judgment Against Roen Ventures, LLC for Untimely Answers to Writ of Garnishment and Interrogatories; and (2) to Compel Roen Ventures, LLC's Turnover of Payment Made to, on Behalf of, or for the Benefit of Michael J. Mona, Jr.; and Countermotion for Attorney's Fees and Costs</b>	
Exhibit	Document Description	
1	Declaration of Bart Mackay in Support of Opposition to Plaintiff Far West Industries' Motion: (1) for Default Judgment Against Roen Ventures, etc.	Volume 5 Bates Nos. 1081–1090
2	Declaration of Dylan Ciciliano in Support of Opposition to Plaintiff Far West Industries' Motion: (1) for Default Judgment Against Roen Ventures, etc.	Volume 5 Bates Nos. 1091–1102
3	Complaint (filed 02/07/14)	Volume 5 Bates Nos. 1103–1110
4	Motion to Enforce Settlement Agreement (filed 11/10/15)	Volume 5 Bates Nos. 1111–1144
5	Notice of Entry of Order (01/29/16)	Volume 5 Bates Nos. 1145–1151
6	Motion to Dismiss the Roen Defendants with Prejudice (filed 03/03/16)	Volume 5 Bates Nos. 1152–1171
7	Writ of Garnishment	Volume 5 Bates Nos. 1172–1179
8	Management Agreement	Volume 5 Bates Nos. 1180–1184
Mike Mona's Opposition to Motion to Reduce Sanctions Order to Judgment (filed 03/07/16)		Volume 6 Bates Nos. 1185–1192
Non-Party Rhonda Mona's Opposition to Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment (filed 03/07/16)		Volume 6 Bates Nos. 1193–1200

	<b>Exhibits to Non-Party Rhonda Mona's Opposition to Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment</b>	
Exhibit	Document Description	
A	Defendant's Opposition to Countermotion for Summary Judgment (filed 01/19/16)	Volume 6 Bates Nos. 1201–1223
B	Order Regarding Plaintiff Far West Industries' Countermotion for Summary Judgment	Volume 6 Bates Nos. 1224–1227
C	Petition for Writ of Mandamus or Prohibition (filed 07/17/15)	Volume 6 Bates Nos. 1228–1269
Plaintiff Far West Industries' Reply to Mona's Opposition to Far West's Motion for Determination of Priority of Garnishment and Opposition to Countermotion to Discharge Garnishment and for Return of Proceeds (filed 03/14/16)		Volume 6 Bates Nos. 1270–1282
	<b>Exhibits to Plaintiff Far West Industries' Reply to Mona's Opposition to Far West's Motion for Determination of Priority of Garnishment and Opposition to Countermotion to Discharge Garnishment and for Return of Proceeds</b>	
Exhibit	Document Description	
8	Writ of Garnishment	Volume 6 Bates Nos. 1283–1289
9	Judgment Debtor Examination of Michael J. Mona, Jr.	Volume 6 Bates Nos. 1290–1294
10	Deposition of Rhonda Mona	Volume 6 Bates Nos. 1295–1298
11	Checks	Volume 6 Bates Nos. 1299–1302
Plaintiff Far West Industries' Reply in Support of Motion to Reduce Sanctions Order to Judgment (filed 03/14/16)		Volume 6 Bates Nos. 1303–1309
Appendix of Exhibits to Plaintiff Far West Industries' Reply in Support of Motion to Reduce Sanctions Order to Judgment (filed 03/14/16)		Volume 6 Bates Nos. 1310–1311

	<b>Exhibits to Appendix of Exhibits to Plaintiff Far West Industries' Reply in Support of Motion to Reduce Sanctions Order to Judgment</b>	
Exhibit	Document Description	
11	Supplemental Appendix to Real Party In Interest's Answering Brief	Volume 6 Bates Nos. 1312–1424 Volume 7 Bates Nos. 1425–1664 Volume 8 Bates Nos. 1665–1890 Volume 9 Bates Nos. 1891–2127 Volume 10 Bates Nos. 2128–2312
Plaintiff Far West Industries' Reply to Roen Venture LLC's Opposition to Motion: (1) For Default Judgment Against Roen Ventures, LLC for Untimely Answers to Writ of Garnishment and Interrogatories; and (2) to Compel Roen Ventures, LLC's Turnover of Payment Made to, on Behalf of, or for the Benefit of Michael J. Mona, Jr., and Opposition to Countermotion for Attorney's Fees and Costs (filed 03/14/16)		Volume 10 Bates Nos. 2313–2322
Amended Appendix of Exhibits to Plaintiff Far West Industries' Reply in Support of Motion to Reduce Sanctions Order to Judgment (filed 03/15/16)		Volume 10 Bates Nos. 2323–2325
	<b>Exhibits to Amended Appendix of Exhibits to Plaintiff Far West Industries' Reply in Support of Motion to Reduce Sanctions Order to Judgment</b>	
Exhibit	Document Description	
10	Real Party in Interest's Answering Brief	Volume 10 Bates Nos. 2326–2367 Volume 11 Bates Nos. 2368–2385

	<b>Exhibits to Amended Appendix of Exhibits to Plaintiff Far West Industries' Reply in Support of Motion to Reduce Sanctions Order to Judgment (cont.)</b>	
11	Supplemental Appendix to Real Party in Interest's Answering Brief	Volume 11 Bates Nos. 2386–2607 Volume 12 Bates Nos. 2608–2836 Volume 13 Bates Nos. 2837–3081 Volume 14 Bates Nos. 3082–3138
Mona's Reply in Support of Countermotion to Discharge Garnishment and for Return of Proceeds (filed 03/23/16)		Volume 14 Bates Nos. 3139–3154
Errata to Non-Party Rhonda Mona's Opposition to Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment (filed 03/29/16)		Volume 14 Bates Nos. 3155–3156
Non-Party Rhonda Mona's Supplemental Briefing Following Recent Oral Argument Concerning Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment (filed 04/22/16)		Volume 14 Bates Nos. 3157–3172
	<b>Exhibits to Non-Party Rhonda Mona's Supplemental Briefing Following Recent Oral Argument Concerning Plaintiff Far West Industries' Motion to Reduce Sanctions Order to Judgment</b>	
Exhibit	Document Description	
A	Defendant's Opposition to Countermotion for Summary Judgment (filed 01/19/16)	Volume 14 Bates Nos. 3173–3193
B	Defendants Rhonda Helen Mona, Michael Mona II, and Lundene Enterprises, LLC's Reply to Plaintiff's Opposition to Motion to Dismiss (filed 01/26/16)	Volume 14 Bates Nos. 3194–3210
C	Transcript of Proceedings: Plaintiff Far West Industries' Opposition to Defendants' Motion to Dismiss and Countermotion for Summary Judgment (filed 04/06/26)	Volume 14 Bates Nos. 3211–3279
D	Decree of Divorce (filed 07/23/15)	Volume 14 Bates Nos. 3280–3286

Plaintiff Far West Industries' Supplemental Brief Regarding Motion to Reduce Sanctions Order to Judgment (filed 04/22/16)		Volume 14 Bates Nos. 3287–3298
	<b>Exhibits to Plaintiff Far West Industries' Supplemental Brief Regarding Motion to Reduce Sanctions Order to Judgment</b>	
Exhibit	Document Description	
12	Writ of Garnishment-Bank of George	Volume 14 Bates Nos. 3299–3305
13	Writ of Garnishment-Bank of Nevada	Volume 14 Bates Nos. 3306–3313
14	Mona's Redacted Bank Records	Volume 14 Bates Nos. 3314–3327
Supplemental Brief Regarding Judicial Estoppel and Reducing the Sanction Order to Judgment (filed 04/23/16)		Volume 15 Bates Nos. 3328–3346
Order Regarding Plaintiff Far West Industries' Motion: (1) For Default Judgment Against Roen Ventures, LLC for Untimely Answers to Writ of Garnishment Interrogatories; and (2) to compel Roen Ventures, LLC's Turnover of Payments Made to, on Behalf of, or for the Benefit of Michael J. Mona, Jr. (filed 04/28/16)		Volume 15 Bates Nos. 3347–3350
Order Regarding Plaintiff Far West Industries' Motion for Determination of Priority of Garnishment and Defendant Michael J. Mona's Countermotion to Discharge Garnishment and for Return of Proceeds (filed 06/21/16)		Volume 15 Bates Nos. 3351–3356
Notice of Entry of Order Regarding Plaintiff Far West Industries' Motion for Determination of Priority of Garnishment and Defendant Michael J. Mona's Countermotion to Discharge Garnishment and for Return of Proceeds (filed 06/21/16)		Volume 15 Bates Nos. 3357–3365
Notice of Entry of Order Shortening Time and Notice of Hearing (filed 07/07/16)		Volume 15 Bates Nos. 3366–3372
Joint Case Appeal Statement (filed 07/14/16)		Volume 15 Bates Nos. 3373–3378

Joint Notice of Appeal (filed 07/15/16)		Volume 15 Bates Nos. 3379–3397
Claim of Exemption (filed 07/15/16)		Volume 15 Bates Nos. 3398–3400
Plaintiff's Far West Industries' Objection to Claim of Exception from Execution on an Order Shortening Time (filed 07/21/16)		Volume 15 Bates Nos. 3401–3411
	<b>Exhibits to Plaintiff's Far West Industries' Objection to Claim of Exception from Execution on an Order Shortening Time</b>	
Exhibit	Document Description	
1	Writ of Garnishment-Michael Mona	Volume 15 Bates Nos. 3412–3416
2	Writ of Execution	Volume 15 Bates Nos. 3417–3421
Memorandum of Points and Authorities in Support of Claim of Exemption and Discharge (filed 07/29/16)		Volume 15 Bates Nos. 3422–3452
	<b>Exhibits to Memorandum of Points and Authorities in Support of Claim of Exemption and Discharge</b>	
Exhibit	Document Description	
A	Legislative History related to 120 day expiration period	Volume 15 Bates Nos. 3453–3501
B	Notice of Entry of Decree of Divorce	Volume 15 Bates Nos. 3502–3510
C	Plaintiff's Opposition to Far West's Motion to Intervene for a Finding and Order that the Post-Marital Agreement is Void Based on the Principles of Res Judicata and Issue Preclusion, and that the Plaintiff and Defendant are Jointly Liable for the Judgment Held by Intervenor and Plaintiff's Countermotion for Far West to Pay Plaintiff's Attorneys Fees and Costs Incurred Pursuant to NRS 12.130(1)(d)	Volume 15 Bates Nos. 3511–3524

	<b>Exhibits to Memorandum of Points and Authorities in Support of Claim of Exemption and Discharge (cont.)</b>	
D	Defendant Michael Mona's Joinder to Plaintiff's Opposition to Far West's Motion to Intervene for a Finding and Order that the Post-Marital Agreement is Void Based on the Principles of Res Judicata and Issue Preclusion, and that the Plaintiff and Defendant are Jointly Liable for the Judgment Held by Intervenor and Plaintiff's Countermotion for Far West to Pay Plaintiff's Attorneys Fees and Costs Incurred Pursuant to NRS 12.130(1)(d) (filed 09/29/15)	Volume 15 Bates Nos. 3525–3528
E	Notice of Entry of Order (filed 12/01/15)	Volume 15 Bates Nos. 3529–3533
F	Writ of Garnishment-Michael Mona	Volume 15 Bates Nos. 3534–3535
G	Constable's return of Notice of Execution after Judgment and Writ of Execution to Michael Mona	Volume 15 Bates Nos. 3536–3545
H	Writ of Garnishment- Michael Mona	Volume 15 Bates Nos. 3546–3556
I	Claim of Exemption (filed 07/15/16)	Volume 15 Bates Nos. 3557–3560
J	Mona's Opposition to Far West's Motion for Determination of Priority of Garnishment and Countermotion to Discharge Garnishment and for Return of Proceeds (filed 03/04/16)	Volume 16 Bates Nos. 3561–3598
K	Mona's Reply in Support of Countermotion to Discharge Garnishment and for Return of Proceeds (filed 03/23/16)	Volume 16 Bates Nos. 3599–3614
L	NRS 21.112	Volume 16 Bates Nos. 3615–3616
M	Affidavit of Claiming Exempt Property form	Volume 16 Bates Nos. 3617–3618
Order Sustaining Plaintiff Far West Industries' Objection to Claim of Exemption from Execution (filed 08/09/16)		Volume 16 Bates Nos. 3619–3621
Memorandum of Points and authorizes in Support of Claim of Exemption and Motion to Discharge Garnishment (filed 11/10/16)		Volume 16 Bates Nos. 3622–3659

Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion for Discharge of Garnishment (filed 11/10/16)		Volume 16 Bates Nos. 3660–3662
	<b>Exhibits to Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion for Discharge of Garnishment</b>	
Exhibit	Document Description	
A	Nevada Assembly Bill 247, Chapter 338, Page 699 (1989)	Volume 16 Bates Nos. 3663–3711
B	Decree of Divorce dated July 23, 2015	Volume 16 Bates Nos. 3712–3718
C	Rhonda’s Opposition to Motion to Intervene dated September 28, 2015	Volume 16 Bates Nos. 3719–3731
D	Mona’s September 29, 2015 Joinder to Rhonda’s Opposition	Volume 16 Bates Nos. 3732–3735
E	November 25, 2015 Order Denying Intervention and awarding fees and costs	Volume 16 Bates Nos. 3736–3738
F	Writ of Garnishment expiring April 29, 2016	Volume 16 Bates Nos. 3739–3740
G	Writ of Garnishment served July 1, 2016	Volume 16 Bates Nos. 3741–3748
H	July 5, 2016 correspondence from Constable with Notice and Writ of Execution	Volume 16 Bates Nos. 3749–3758
I	Writ of Execution and Writ of Garnishment served October 31, 2016	Volume 16 Bates Nos. 3759–3769
J	Claim of Exemption forms from Clark County and the Self-Help Center	Volume 16 Bates Nos. 3770–3777
K	NRS 21.075	Volume 16 Bates Nos. 3778–3780
L	NRS 20.076	Volume 16 Bates Nos. 3781–3782
M	NRS 21.090	Volume 16 Bates Nos. 3783–3785
N	NRS 21.112	Volume 16 Bates Nos. 3786–3787
O	NRS 31.200	Volume 16 Bates Nos. 3788–3789
P	NRS 31.249	Volume 16 Bates Nos. 3790–3791



	<b>Exhibits to Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion for Discharge of Garnishment (cont.)</b>	
Q	NRS 31.260	Volume 16 Bates Nos. 3792–3793
R	NRS 31.270	Volume 16 Bates Nos. 3794–3795
S	NRS 31.295	Volume 16 Bates Nos. 3796–3797
T	NRS 31.296	Volume 16 Bates Nos. 3798–3799
U	EDCR 2.20	Volume 16 Bates Nos. 3800–3801
Claim of Exemption from Execution (filed 11/10/16)		Volume 17 Bates Nos. 3802–3985
Far West Industries’ Objection to Claim of Exemption from Execution on an Order shortening Time and Motion for Attorney Fees and Costs Pursuant to NRS 18.010(2)(b) (filed 11/21/16)		Volume 17 Bates Nos. 3986–4002
	<b>Exhibits to Far West Industries’ Objection to Claim of Exemption from Execution on an Order shortening Time and Motion for Attorney Fees and Costs Pursuant to NRS 18.010(2)(b)</b>	
Exhibit	Document Description	
1	Findings of Fact and Conclusions of Law (filed 03/06/12 Superior Court of California, County of Riverside)	Volume 17 Bates Nos. 4003–4019
2	Order Regarding Plaintiff Far West Industries’ Motion for Determination of Priority of Garnishment and Defendant Michael J. Mona’s Countermotion to Discharge Garnishment and for Return of Proceeds (filed 06/21/16)	Volume 17 Bates Nos. 4020–4026
3	Writ of Execution	Volume 17 Bates Nos. 4027–4035
4	Documents from the Office of the Ex–Officio Constable	Volume 17 Bates Nos. 4036–4039
Affidavit of Service upon CV Sciences, Inc. FKA Cannavest Corp. (filed 11/23/16)		Volume 17 Bates Nos. 4040–4041

Order Continuing Hearing re Far West's Objection to Claim of Exemption from Execution on an Order Shortening Time (filed 12/06/16)		Volume 17 Bates Nos. 4042–4043
Notice of Entry of Order Continuing Hearing on Objection to Claim of Exemption (filed 12/07/16)		Volume 18 Bates Nos. 4044–4048
Opposition to Plaintiff's Motion for Attorney Fees and Costs Pursuant to NRS 18.010(2)(b) (filed 12/08/16)		Volume 18 Bates Nos. 4049–4054
Declaration of Rosanna Wesp (filed 12/15/16)		Volume 18 Bates Nos. 4055–4056
Order Regarding Mona's Claim of Exemption, Motion to Discharge, Memorandum of Points and Authorities, and Far West's Objection to Claim or Exemption Regarding October 2016 Garnishment (filed 01/09/17)		Volume 18 Bates Nos. 4057–4058
Notice of Entry of Order (filed 01/10/17)		Volume 18 Bates Nos. 4059–4063
Application for Issuance of Order for Arrest of Defendant Michael J. Mona, Jr. (filed 01/20/17)		Volume 18 Bates Nos. 4064–4066
	<b>Exhibits to Application for Issuance of Order for Arrest of Defendant Michael J. Mona, Jr.</b>	
Exhibit	Document Description	
1	Subpoena Duces Tecum to Michael D. Sifen	Volume 18 Bates Nos. 4067–4076
Michael J. Mona's Opposition to Application for Issuance of Order for Arrest of Defendant Michael J. Mona, Jr. (filed 02/06/17)		Volume 18 Bates Nos. 4077–4089
	<b>Exhibits to Michael J. Mona's Opposition to Application for Issuance of Order for Arrest of Defendant Michael J. Mona, Jr.</b>	
Exhibit	Document Description	
1	Decree of Divorce (filed 07/23/15)	Volume 18 Bates Nos. 4090–4096
Reply to Opposition to Application for Issuance of Order for Arrest of Defendant Michael J. Mona, Jr. (filed 02/14/17)		Volume 18 Bates Nos. 4097–4107
	<b>Exhibits to Reply to Opposition to Application for Issuance of Order for Arrest of Defendant Michael J. Mona, Jr.</b>	
Exhibit	Document Description	
A	Decree of Divorce (filed 07/23/15)	Volume 18 Bates Nos. 4108–4114

	<b>Exhibits to Reply to Opposition to Application for Issuance of Order for Arrest of Defendant Michael J. Mona, Jr. (cont.)</b>	
B	Nevada Secretary of State Entity Details for CV Sciences, Inc.	Volume 18 Bates Nos. 4115–4118
C	Executive Employment Agreement	Volume 18 Bates Nos. 4119–4136
	<b>Exhibits to Reply to Opposition to Application for Issuance of Order for Arrest of Defendant Michael J. Mona, Jr. (cont.)</b>	
D	Judgment Debtor Examination of Michael Mona	Volume 18 Bates Nos. 4137–4148
E	Residential Lease/Rental Agreement	Volume 18 Bates Nos. 4149–4152
F	Management Agreement	Volume 18 Bates Nos. 4153–4157
Claim of Exemption from Execution (filed 03/24/17)		Volume 18 Bates Nos. 4158–4164
Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (filed 03/24/17)		Volume 18 Bates Nos. 4165–4167
	<b>Exhibits to Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment</b>	
Exhibit	Document Description	
A	Nevada Assembly Bill 247, Chapter 338, Page 699 (1989)	Volume 18 Bates Nos. 4168–4216
B	Decree of Divorce dated July 23, 2015	Volume 18 Bates Nos. 4217–4223
C	Rhonda’s Opposition to Motion to Intervene dated September 28, 2015	Volume 18 Bates Nos. 4224–4236
D	Mona’s September 29, 2015 Joinder to Rhonda’s Opposition	Volume 18 Bates Nos. 4237–4240
E	November 25, 2015 Order Denying Intervention and awarding fees and costs	Volume 18 Bates Nos. 4241–4243
F	Writ of Garnishment expiring April 29, 2016	Volume 18 Bates Nos. 4244–4245

	<b>Exhibits to Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (cont.)</b>	
G	Writ of Garnishment served July 1, 2016	Volume 18 Bates Nos. 4246–4253
H	July 5, 2016 correspondence from Constable with Notice and Writ of Execution	Volume 18 Bates Nos. 4254–4263
I	Writ of Execution and Writ of Garnishment served October 31, 2016	Volume 18 Bates Nos. 4264–4274
J	Claim of Exemption forms from Clark County and the Self-Help Center	Volume 18 Bates Nos. 4275–4282
K	NRS 21.075	Volume 19 Bates Nos. 4283–4285
L	NRS 20.076	Volume 19 Bates Nos. 4286–4287
M	NRS 21.090	Volume 19 Bates Nos. 4288–4290
N	NRS 21.112	Volume 19 Bates Nos. 4291–4292
O	NRS 31.200	Volume 19 Bates Nos. 4293–4294
P	NRS 31.249	Volume 19 Bates Nos. 4295–4296
Q	NRS 31.260	Volume 19 Bates Nos. 4297–4298
R	NRS 31.270	Volume 19 Bates Nos. 4299–4300
S	NRS 31.295	Volume 19 Bates Nos. 4301–4302
T	NRS 31.296	Volume 19 Bates Nos. 4303–4304
U	EDCR 2.20	Volume 19 Bates Nos. 4305–4306
V	Check to Mike Mona, Writ of Execution, and Writ of Garnishment	Volume 19 Bates Nos. 4307–4323

Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (filed 03/30/17)		Volume 19 Bates Nos. 4324–4359
Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (filed 03/30/17)		Volume 19 Bates Nos. 4360–4362
	<b>Exhibits to Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment</b>	
Exhibit	Document Description	
A	Nevada Assembly Bill 247, Chapter 338, Page 699 (1989)	Volume 19 Bates Nos. 4363–4411
B	Decree of Divorce dated July 23, 2015	Volume 19 Bates Nos. 4412–4418
C	Rhonda’s Opposition to Motion to Intervene dated September 28, 2015	Volume 19 Bates Nos. 4419–4431
D	Mona’s September 29, 2015 Joinder to Rhonda’s Opposition	Volume 19 Bates Nos. 4432–4435
E	November 25, 2015 Order Denying Intervention and awarding fees and costs	Volume 19 Bates Nos. 4436–4438
F	Writ of Garnishment expiring April 29, 2016	Volume 19 Bates Nos. 4439–4440
G	Writ of Garnishment served July 1, 2016	Volume 19 Bates Nos. 4441–4448
H	July 5, 2016 correspondence from Constable with Notice and Writ of Execution	Volume 19 Bates Nos. 4449–4458
I	Writ of Execution and Writ of Garnishment served October 31, 2016	Volume 19 Bates Nos. 4459–4469
J	Claim of Exemption forms from Clark County and the Self-Help Center	Volume 19 Bates Nos. 4470–4477
K	NRS 21.075	Volume 19 Bates Nos. 4478–4480
L	NRS 20.076	Volume 19 Bates Nos. 4481–4482
M	NRS 21.090	Volume 19 Bates Nos. 4483–4485
N	NRS 21.112	Volume 19 Bates Nos. 4486–4487

	<b>Exhibits to Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (cont.)</b>	
O	NRS 31.200	Volume 19 Bates Nos. 4488–4489
P	NRS 31.249	Volume 19 Bates Nos. 4490–4491
Q	NRS 31.260	Volume 19 Bates Nos. 4492–4493
R	NRS 31.270	Volume 19 Bates Nos. 4494–4495
S	NRS 31.295	Volume 19 Bates Nos. 4496–4497
T	NRS 31.296	Volume 19 Bates Nos. 4498–4499
U	EDCR 2.20	Volume 19 Bates Nos. 4500–4501
V	Check to Mike Mona, Writ of Execution, and Writ of Garnishment	Volume 19 Bates Nos. 4502–4518
W	Check to CV Sciences, Writ of Execution, and Writ of Garnishment	Volume 20 Bates Nos. 4519–4535
X	Affidavit of Service regarding March 15, 2017 service of Writ of Execution, and Writ of Garnishment from Laughlin Township Constable’s Office	Volume 20 Bates Nos. 4536–4537
Claim of Exemption from Execution (filed 03/30/17)		Volume 20 Bates Nos. 4538–4544
Order Regarding Far West’s Application for Issuance of Order for Arrest of Defendant Michael J. Mona, Jr. (filed 03/31/17)		Volume 20 Bates Nos. 4545–4546
Notice of Entry of Order (filed 04/03/17)		Volume 20 Bates Nos. 4547–4550
Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (filed 04/20/17)		Volume 20 Bates Nos. 4551–4585
Claim of Exemption from Execution (filed 04/20/17)		Volume 20 Bates Nos. 4586–4592

Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (filed 04/20/17)		Volume 20 Bates Nos. 4593–4595
	<b>Exhibits to Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment</b>	
Exhibit	Document Description	
A	Nevada Assembly Bill 247, Chapter 338, Page 699 (1989)	Volume 20 Bates Nos. 4596–4644
B	Decree of Divorce dated July 23, 2015	Volume 20 Bates Nos. 4645–4651
C	Rhonda’s Opposition to Motion to Intervene dated September 28, 2015	Volume 20 Bates Nos. 4652–4664
D	Mona’s September 29, 2015 Joinder to Rhonda’s Opposition	Volume 20 Bates Nos. 4665–4668
E	November 25, 2015 Order Denying Intervention and awarding fees and costs	Volume 20 Bates Nos. 4669–4671
F	Writ of Garnishment expiring April 29, 2016	Volume 20 Bates Nos. 4672–4673
G	Writ of Garnishment served July 1, 2016	Volume 20 Bates Nos. 4674–4681
H	July 5, 2016 correspondence from Constable with Notice and Writ of Execution	Volume 20 Bates Nos. 4682–4691
I	Writ of Execution and Writ of Garnishment served October 31, 2016	Volume 20 Bates Nos. 4692–4702
J	Claim of Exemption forms from Clark County and the Self-Help Center	Volume 20 Bates Nos. 4703–4710
K	NRS 21.075	Volume 20 Bates Nos. 4711–4713
L	NRS 20.076	Volume 20 Bates Nos. 4714–4715
M	NRS 21.090	Volume 20 Bates Nos. 4716–4718
N	NRS 21.112	Volume 20 Bates Nos. 4719–4720
O	NRS 31.200	Volume 20 Bates Nos. 4721–4722
P	NRS 31.249	Volume 20 Bates Nos. 4723–4724

	<b>Exhibits to Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (cont.)</b>	
Q	NRS 31.260	Volume 20 Bates Nos. 4725–4726
R	NRS 31.270	Volume 20 Bates Nos. 4727–4728
S	NRS 31.295	Volume 20 Bates Nos. 4729–4730
T	NRS 31.296	Volume 20 Bates Nos. 4731–4732
U	EDCR 2.20	Volume 20 Bates Nos. 4733–4734
V	Check to Mike Mona, Writ of Execution, and Writ of Garnishment	Volume 20 Bates Nos. 4735–4751
W	Check to CV Sciences, Writ of Execution, and Writ of Garnishment	Volume 20 Bates Nos. 4752–4768
X	Affidavit of Service regarding March 15, 2017 service of Writ of Execution, and Writ of Garnishment from Laughlin Township Constable’s Office	Volume 21 Bates Nos. 4769–4770
Y	Affidavit of Service regarding April 3, 2017 service of Writ of Execution, and Writ of Garnishment from Laughlin Township Constable’s Office	Volume 21 Bates Nos. 4771–4788
Stipulation and Order Regarding Amended Nunc Pro Tunc Order Regarding Plaintiff Far West Industries’ Motion to Reduce Sanctions Order to Judgment (filed 04/24/17)		Volume 21 Bates Nos. 4789–4791
Notice of Entry Stipulation and Order Regarding amended Nunc Pro Tunc Order regarding Plaintiff Far West Industries’ Motion to Reduce Sanctions Order to Judgment (filed 04/25/17)		Volume 21 Bates Nos. 4792–4797
Plaintiff Far West Industries Objection to Claim of Exemption from Execution on an Order Shortening Time and Motion for Attorney Fees and Costs Pursuant to NRS 18.010(2)(b) (filed 05/02/17)		Volume 21 Bates Nos. 4798–4817



	<b>Exhibits to Plaintiff Far West Industries Objection to Claim of Exemption from Execution on an Order Shortening Time and Motion for Attorney Fees and Costs Pursuant to NRS 18.010(2)(b)</b>	
Exhibit	Document Description	
1	Findings of Fact and Conclusions of law (filed 03/06/12 Superior Court of California Riverside)	Volume 21 Bates Nos. 4818–4834
2	Order Regarding Plaintiff Far West Industries’ Motion for Determination of Priority of Garnishment and Defendant Michael J. Mona’s Countermotion to Discharge Garnishment and for Return of Proceeds (filed 06/21/16)	Volume 21 Bates Nos. 4835–4841
3	Nevada Secretary of State Entity Details for CV Sciences, Inc.	Volume 21 Bates Nos. 4842–4845
4	Answers to Interrogatories	Volume 21 Bates Nos. 4846–4850
Stipulation and Order Regarding Writ of Garnishment Served 04/03/17 and Claim of Exemption , and Vacating Related Hearing without Prejudice (filed 05/15/17)		Volume 21 Bates Nos. 4851–4854
Notice of Entry of Stipulation and Order Regarding Writ of Garnishment Served 04/03/17 and Claim of Exemption , and Vacating Related Hearing without Prejudice (filed 05/16/17)		Volume 21 Bates Nos. 4855–4861
Claim of Exemption from Execution (filed 05/23/17)		Volume 21 Bates Nos. 4862–4868
Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (filed 05/23/17)		Volume 21 Bates Nos. 4869–4871
	<b>Exhibits to Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment</b>	
Exhibit	Document Description	
A	Nevada Assembly Bill 247, Chapter 338, Page 699 (1989)	Volume 21 Bates Nos. 4872–4920
B	Decree of Divorce dated July 23, 2015	Volume 21 Bates Nos. 4921–4927
C	Rhonda’s Opposition to Motion to Intervene dated September 28, 2015	Volume 21 Bates Nos. 4928–4940

	<b>Exhibits to Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (cont.)</b>	
D	Mona's September 29, 2015 Joinder to Rhonda's Opposition	Volume 21 Bates Nos. 4941–4944
E	November 25, 2015 Order Denying Intervention and awarding fees and costs	Volume 21 Bates Nos. 4945–4947
F	Writ of Garnishment expiring April 29, 2016	Volume 21 Bates Nos. 4948–4949
G	Writ of Garnishment served July 1, 2016	Volume 21 Bates Nos. 4950–4957
H	July 5, 2016 correspondence from Constable with Notice and Writ of Execution	Volume 21 Bates Nos. 4958–4967
I	Writ of Execution and Writ of Garnishment served October 31, 2016	Volume 21 Bates Nos. 4968–4978
J	Claim of Exemption forms from Clark County and the Self-Help Center	Volume 21 Bates Nos. 4979–4986
K	NRS 21.075	Volume 21 Bates Nos. 4987–4989
L	NRS 20.076	Volume 21 Bates Nos. 4990–4991
M	NRS 21.090	Volume 21 Bates Nos. 4992–4994
N	NRS 21.112	Volume 21 Bates Nos. 4995–4996
O	NRS 31.200	Volume 21 Bates Nos. 4997–4998
P	NRS 31.249	Volume 21 Bates Nos. 4999–5000
Q	NRS 31.260	Volume 21 Bates Nos. 5001–5002
R	NRS 31.270	Volume 21 Bates Nos. 5003–5004
S	NRS 31.295	Volume 21 Bates Nos. 5005–5006
T	NRS 31.296	Volume 21 Bates Nos. 5007–5008

	<b>Exhibits to Appendix of Exhibits Attached to Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (cont.)</b>	
U	EDCR 2.20	Volume 21 Bates Nos. 5009–5010
V	Check to Mike Mona, Writ of Execution, and Writ of Garnishment	Volume 22 Bates Nos. 5011–5027
W	Check to CV Sciences, Writ of Execution, and Writ of Garnishment	Volume 22 Bates Nos. 5028–5044
X	Affidavit of Service regarding March 15, 2017 service of Writ of Execution, and Writ of Garnishment from Laughlin Township Constable’s Office	Volume 22 Bates Nos. 5045–5046
Y	Affidavit of Service regarding April 3, 2017 service of Writ of Execution, and Writ of Garnishment from Laughlin Township Constable’s Office	Volume 22 Bates Nos. 5047–5064
Z	Writ of Execution and Writ of Garnishment served May 9, 2017	Volume 22 Bates Nos. 5065–5078
Memorandum of Points and Authorities in Support of Claim of Exemption and Motion to Discharge Garnishment (filed 05/23/17)		Volume 22 Bates Nos. 5079–5114
Plaintiff Far West Industries Objection to Claim of Exemption from Execution on an Order Shortening Time and Motion for Attorney Fees and Costs Pursuant to NRS 18.010(2)(b) (filed 06/05/17)		Volume 22 Bates Nos. 5115–5131
	<b>Exhibits to Plaintiff Far West Industries Objection to Claim of Exemption from Execution on an Order Shortening Time and Motion for Attorney Fees and Costs Pursuant to NRS 18.010(2)(b)</b>	
Exhibit	Document Description	
1	Findings of Fact and Conclusions of law (filed 03/06/12 in Superior Court of California Riverside)	Volume 22 Bates Nos. 5132–5148
2	Order Regarding Plaintiff Far West Industries’ Motion for Determination of Priority of Garnishment and Defendant Michael J. Mona’s Countermotion to Discharge Garnishment and for Return of Proceeds (filed 06/21/16)	Volume 22 Bates Nos. 5149–5155

	<b>Exhibits to Plaintiff Far West Industries Objection to Claim of Exemption from Execution on an Order Shortening Time and Motion for Attorney Fees and Costs Pursuant to NRS 18.010(2)(b) (cont.)</b>	
3	Affidavit of Service by Laughlin Township Constable's Office	Volume 22 Bates Nos. 5156–5157
4	Affidavit of Service by Laughlin Township Constable's Office	Volume 22 Bates Nos. 5158–5159
Notice of Entry of Order Sustaining Plaintiff Far West Industries' Objection to Claim of Exemption from Execution (filed 07/19/17)		Volume 22 Bates Nos. 5160–5165
Ex Parte Motion for Order Allowing Judgment Debtor Examination of Michael J. Mona, Jr., Individually, and as Trustee of the Mona Family Trust Dated February 12, 2002 (filed 08/16/17)		Volume 22 Bates Nos. 5166–5179
Notice of Appeal (filed 08/18/17)		Volume 22 Bates Nos. 5180–5182
	<b>Exhibits to Notice of Appeal</b>	
<b>Exhibit</b>	<b>Document Description</b>	
1	Notice of Entry of Order Sustaining Plaintiff Far West Industries' Objection to Claim of Exemption from Execution (filed 07/19/17)	Volume 22 Bates Nos. 5183–5189
2	Notice of Entry of Order Regarding Plaintiff Far West Industries' Motion for Determination of Priority of Garnishment and Defendant Michael J. Mona's Countermotion to Discharge Garnishment and for Return of Proceeds (filed 06/21/16)	Volume 22 Bates Nos. 5190–5199
Order for Examination of Judgment Debtor Michael J. Mona, Jr., Individually, and as Trustee of the Mona Family Trust dated February 12, 2002 (filed 08/18/17)		Volume 22 Bates Nos. 5200–5211
Far West Industries' Reply to CV Sciences Inc.'s Answers to Writ of Garnishment Interrogatories and Ex parte Request for Order to Show Cause Why CV Sciences Inc. Should Not be Subjected to Garnishment Penalties (filed 11/20/17)		Volume 22 Bates Nos. 5212–5223

	<b>Exhibits to Far West Industries' Reply to CV Sciences Inc.'s Answers to Writ of Garnishment Interrogatories and Ex parte Request for Order to Show Cause Why CV Sciences Inc. Should Not be Subjected to Garnishment Penalties</b>	
<b>Exhibit</b>	<b>Document Description</b>	
1	Answers to Interrogatories to be Answered by Garnishee	Volume 22 Bates Nos. 5224–5229
2	United States Securities and Exchange Commission, Form 10-K	Volume 22 Bates Nos. 5230–5233
3	Judgment Debtor Examination of Michael J. Mona, Jr.	Volume 22 Bates Nos. 5234–5241
4	Excerpts of Car Lease Documents	Volume 22 Bates Nos. 5242–5244
5	Excerpts of Life Insurance Premium Documents	Volume 22 Bates Nos. 5245–5250
6	Excerpts of Car Insurance Documents	Volume 23 Bates Nos. 5251–5254
7	Laughlin Constable Affidavit of Service	Volume 23 Bates Nos. 5255–5256
8	Laughlin Constable Affidavit of Mailing	Volume 23 Bates Nos. 5257–5258
9	Answers to Writ of Garnishment Interrogatories	Volume 23 Bates Nos. 5259–5263
10	Email Exchange between Andrea Gandara an Tye Hanseen June 26, 2017 through August 26, 2017	Volume 23 Bates Nos. 5264–5267
11	Email Exchange between Andrea Gandara an Tye Hanseen, November 2017	Volume 23 Bates Nos. 5268–5275
Docket of Case No. A670352		Volume 23 Bates Nos. 5276–5284

PART D

PART D

## SCHEDULE E

Name MICHAEL J. MOUL JR  
Passthrough H&R Acquisition LLC - H&R  
PASSTHROUGH?  
ID # [REDACTED]  
SSN/VEIN [REDACTED]  
PAYEE [REDACTED]

K-1 Input	Prior Year Unallowed Basis Loss	Disallowed Due to Basis Limitation	Prior Year (Unallowed) N-Risk Loss	Disallowed Due to At-Risk	Prior Year Passive Loss	Disallowed Passive Loss	Tax Return
<b>MATERIAL PARTICIPATING REAL ESTATE INVESTMENT SCHEDULE E, PAGE 2</b>							
Ordinary business income (loss)							
Rental real estate income (loss)							
Other net rental income (loss)							
Intangible drilling costs/dry hole costs							
Self-charged passive interest expense							
Guaranteed payments							
Section 179 and carryover							
Disallowed section 179 expense							
Excess farm loss							
Net income (loss)							
First passive other							
Second passive other							
Cost depletion:							
Percentage depletion							
Depreciation carryover							
Disallowed due to 65% limitation							
Unreimbursed expenses (nonpassive)							
Nonpassive other							
Total Schedule E (page 2)							
FORM 4797							
Section 1231 gain (loss)							
Section 179 recapture on disposition							
<b>SCHEDULE D</b>							
Net short-term cap. gain (loss)							
Net long-term cap. gain (loss)							
Section 1256 contracts & straddles							
331,434							-251,634
FORM 4082							
Investment interest expense Sch. A							
Other net investment income							
<b>ITEMIZED DEDUCTIONS</b>							
Charitable contributions							
Deductions related to portfolio income							
Other							

2014

INCOME FROM PASSTHROUGH STATEMENT, PAGE 2

SCHEDULE E

Name MICHAEL J. MONA JR.  
Passthrough BAR ACQUISITION LLC - BAR  
PARTNERSHIP

SSN EIN

TAXPAYER

ID

	K-1 Input	Prior Year Unallowed Basis Loss	Disallowed Due to Basis Limitation	Prior Year Unallowed At-Risk Loss	Disallowed Due to At-Risk	Prior Year Passive Loss	Disallowed Passive Loss	Tax Return
MATERIAL PARTICIPATING REAS								
INT. PROCEEDINGS								
INTEREST AND DIVIDENDS								
Interest income								
Interest from U.S. bonds								
Ordinary dividends								
Qualified dividends								
Tax-exempt interest income								
FORM 9261								
Depreciation adjustment after 12/31/06								
Adjusted gain or loss								
Beneficiary's AMT adjustment								
Depletion (other than oil)								
Other								
MISCELLANEOUS								
Self-employment earnings (loss)/Wages								
Gross farming & fishing Inc								
Royalties								
Royalty expenses/depletion								
Undistributed capital gains credit								
Backup withholding								
Credit for estimated tax								
Cancellation of debt								
Medical insurance - 1040								
Dependent care benefits								
Retirement plans								
Qualified production activities income								
Passthrough adjustment to Form 1040								
Penalty on early withdrawal of savings								
NOL								
Other losses/capture of credits								
Credits								
Casualty and theft loss								



INCOME FROM PASSTHROUGH STATEMENT, PAGE 1

SCHEDULE E

Name MICHAEL J. KOMA JR.  
Passthrough AZ 12, LLC, LLC AZ 12  
PARTNERSHIP

SSN/EIN

XXXXXXXXXX

ID

XXXXXXXXXX

PARTIAL PARTICIPATING REAL ESTATE							
SCHEDULE E, PAGE 2							
K-1 Input	Prior Year Unclaimed Basis Loss	Disallowed Due to Basis Limitation	Prior Year Unallowed At-Risk Loss	Disallowed Due to At-Risk	Prior Year Passive Loss	Disallowed Passive Loss	Tax Return
Ordinary business income (loss)							
Rental real estate income (loss)							
Other net rental income (loss)							
Intangible drilling costs/dry hole costs							
Self-charged passive interest expense							
Guaranteed payments							
Section 179 and carryover							
Disallowed section 179 expense							
Excess farm loss							
Net income (loss)							
First passive other							
Second passive other							
Cost depletion							
Percentage depletion							
Depreciation carryover							
Disallowed due to 65% limitation							
Unreimbursed expenses (nonpassive)							
Nonpassive other							
Total Schedule E (2893 2)							
FORM 4797							
Section 1231 gain (loss)							
Section 179 recapture on disposition							
SCHEDULE D							
Net short-term cap. gain (loss)							
Net long-term cap. gain (loss)							
Section 1256 contracts & straddles							
FORM 4852							
Investment interest expense - Sch. A							
Other net investment income							
ITEMIZED DEDUCTIONS							
Charitable contributions							
Deductions related to portfolio income							
Other							

INCOME FROM PASSTHROUGH STATEMENT, PAGE 2

SCHEDULE E  
Name MICHAEL J. MONA JR  
Passthrough AE J.J. LLC AE 12  
PARTNERSHIP  
88WEIN  
TAXPAYER

MATERIAL PARTICIPATING REAL EST. PROFESSIONAL INTEREST AND DIVIDENDS	K-1 Input	Prior Year Unallowed Basis Loss	Disallowed Due to Recapture Limitation	Prior Year Unallowed At-Risk Loss	Disallowed Due to At-Risk	Prior Year Passive Loss	Disallowed Passive Loss	Tax Return
Interest income								
Interest from U.S. bonds								
Ordinary dividends								
Qualified dividends								
Tax-exempt interest income								
FORM 990-E								
Depreciation adjustment after 12/31/RR								
Adjusted gain or loss								
Beneficiary's AMT adjustment								
Depletion (other than oil)								
Other								
MISCELLANEOUS								
Self-employment earnings (loss)/Wages								
Gross farming & fishing inc								
Royalties								
Royalty expenses/depletion								
Undistributed capital gains credit								
Backup withholding								
Credit for estimated tax								
Cancellation of debt								
Medical Insurance - 1040								
Dependent care benefits								
Retirement plans								
Qualified production incentive income								
Passthrough adjustment to Form 1040								
Penalty on early withdrawal of savings								
NOL								
Other taxes/recipient of credits								
Credits								
Casualty and theft loss								

NAME MICHAEL J. KOMA JR  
PASSTHROUGH STRANGER TIAN VICTION LLC  
PARTNERSHIP

STRANGER TIAN VICTION LLC  
ID

NONRESIDENT  
SCHEDULE E, PAGE 2

	K-1 Input	Prior Year Unaffiliated State Loss	Disallowed Due to Basis Limitation	Prior Year Unaffiliated At-Risk Loss	Disallowed Due to At-Risk	Prior Year Passive Loss	Disallowed Passive Loss	Tax Return
ORDINARY BUSINESS INCOME (LOSS)	-93							
RENTAL REAL ESTATE INCOME (LOSS)								
OTHER NET RENTAL INCOME (LOSS)								
INTANGIBLE DRILLING COSTS/DRY HOSE COSTS								
SELF-CHARGED PASSIVE INTEREST EXPENSE								
GUARANTEED PAYMENTS								
SECTION 179 AND CARRYOVER								
DISALLOWED SECTION 179 EXPENSE								
EXCESS FARM LOSS								
NET INCOME (LOSS)	-93							-93
FIRST PASSIVE OTHER								
SECOND PASSIVE OTHER								
COST DEPLETION								
PERCENTAGE DEPLETION								
DEPLETION CARRYOVER								
DISALLOWED DUE TO 65% LIMITATION								
UNREIMBURSED EXPENSES (NON-PASSIVE)								
NON-PASSIVE OTHER								
TOTAL SCHEDULE E (PAGE 2)	-93							-93
FORM 4797								
SECTION 1231 GAIN (LOSS)								
SECTION 179 RECAPTURE ON DISPOSITION								
SCHEDULE D								
NET SHORT-TERM CAP. GAIN (LOSS)								
NET LONG-TERM CAP. GAIN (LOSS)								
SECTION 1256 CONTRACTS & STRADDLES								
FORM 4982								
INVESTMENT INTEREST EXPENSE - SCH. A								
OTHER NET INVESTMENT INCOME								
ITEMIZED DEDUCTIONS								
CHARITABLE CONTRIBUTIONS								
DEDUCTIONS RELATED TO PORTFOLIO INCOME								
OTHER								

2014

INCOME FROM PASSTHROUGH STATEMENT, PAGE 2

SCHEDULE E

Name MICHAEL J. MONA JR.

Pass-through partner that elects to be treated as an S corporation

Partnership

SSN/VEIN

TAXPAYER

ID

Disallowed Due to Basis Limitation

Disallowed Due to Prior Year Unallowed At-Risk Loss

DISALLOWED DUE TO BASIS LIMITATION	DISALLOWED DUE TO PRIOR YEAR UNALLOWED AT-RISK LOSS	DISALLOWED DUE TO PRIOR YEAR PASSIVE LOSS	Tax Return
K-1 Input	Prior Year Unallowed Basis Loss	Prior Year Passive Loss	
<b>INTEREST AND DIVIDENDS</b>			
Interest income			
Interest from U.S. bonds			
Ordinary dividends			
Qualified dividends			
Tax-exempt interest income			
<b>FORM 6251</b>			
Depreciation adjustment after 12/31/89			
Adjusted gain or loss			
Beneficiary's AMT adjustment			
Depletion (other than oil)			
Other			
<b>MISCELLANEOUS</b>			
Self-employment earnings (loss)/Wages			
Gross farming & fishing inc.			
Royalties			
Royalty expenses/depletion			
Undistributed capital gains credit			
Backup withholding			
Credit for estimated tax			
Cancellation of debt			
Medical insurance - 1010			
Dependent care benefits			
Retirement plans			
Qualified pension activities income			
Pass-through adjustment to Form 1040			
Parity or early withdrawal of savings			
NOL			
Other taxes/recapture of credits			
Credits			
Casualty and theft loss			

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03-01-14

22

MONA 2nd JDE - 00413 0445

DOES NOT APPLY

Form **6251****Alternative Minimum Tax - Individuals**Department of the Treasury  
Internal Revenue Service (100)Information about Form 6251 and its separate instructions is at [www.irs.gov/form6251](http://www.irs.gov/form6251).

Attach to Form 1040 or Form 1040NR.

OMB No. 1545-0047

**2014**Attachment  
Sequence No. 32

Name(s) shown on Form 1040 or Form 1040NR

Your social security number

**MICHAEL J. MONA JR & RHONDA H. MONA****Part I Alternative Minimum Taxable Income**

1	If filing Schedule A (Form 1040), enter the amount from Form 1040, line 41, and go to line 2. Otherwise, enter the amount from Form 1040, line 39, and go to line 7. (If less than zero, enter as a negative amount.)	1	-9,441.
2	Medical and dental. If you or your spouse was 65 or older, enter the smaller of Schedule A (Form 1040), line 4, or 2.5% (0.025) of Form 1040, line 38. If zero or less, enter 0.	2	
3	Taxes from Schedule A (Form 1040), line 5	3	26,032.
4	Enter the home mortgage interest adjustment, if any, from line 8 of the worksheet in the instructions for this line	4	
5	Miscellaneous deductions from Schedule A (Form 1040), line 27	5	
6	If Form 1040, line 38, is \$152,525 or less, enter 0. Otherwise, see instructions	6	0.
7	Tax refund from Form 1040, line 10 or line 21	7	
8	Investment interest expense (difference between regular tax and AMT)	8	
9	Depreciation (difference between regular tax and AMT)	9	
10	Net operating loss deduction from Form 1040, line 21. Enter as a positive amount	10	
11	Alternative tax net operating loss deduction	11	
12	Interest from specified private activity bonds exempt from the regular tax	12	
13	Qualified small business stock (7% of gain excluded under section 1202)	13	
14	Exercise of incentive stock options (excess of AMT income over regular tax income)	14	
15	Estates and trusts (amount from Schedule K-1 (Form 1041), box 12, code A)	15	
16	Electing large partnerships (amount from Schedule K-1 (Form 1065-B), box 6)	16	
17	Disposition of property (difference between AMT and regular tax gain or loss)	17	-3,253.
18	Depreciation on assets placed in service after 1986 (difference between regular tax and AMT) <b>STMT 1.6</b>	18	-1,044.
19	Passive activities (difference between AMT and regular tax income or loss)	19	
20	Loss limitations (difference between AMT and regular tax income or loss)	20	
21	Carocation costs (difference between regular tax and AMT)	21	
22	Long-term contracts (difference between AMT and regular tax income)	22	
23	Mining costs (difference between regular tax and AMT)	23	
24	Research and experimental costs (difference between regular tax and AMT)	24	
25	Income from certain installment sales before January 1, 1997	25	
26	Intangible drilling costs preference	26	
27	Other adjustments, including income-based related adjustments	27	
28	Alternative minimum taxable income. Combine lines 1 through 27. (If married filing separately and line 28 is more than \$242,450, see instructions.)	28	12,294.

**Part II Alternative Minimum Tax (AMT)**

29	Exemption. (If you were under age 24 at the end of 2014, see instructions.) IF your filing status is... AND line 28 is not over... THEN enter on line 29... Single or head of household \$117,300 \$52,800 Married filing jointly or qualifying widow(er) 156,500 82,100 Married filing separately 78,250 41,050 If line 28 is over the amount shown above for your filing status, see instructions.	29	82,100.
30	Subtract line 29 from line 28. If more than zero, go to line 31. If zero or less, enter 0 here and on lines 31, 33, and 35, and go to line 34.	30	0.
31	• If you are filing Form 2555 or 2555-EZ, see instructions for the amount to enter. • If you reported capital gain distributions directly on Form 1040, line 13; you reported qualified dividends on Form 1040, line 9b; or you had a gain on both lines 15 and 16 of Schedule D (Form 1040) (as required for the AMT, if necessary), complete Part III on page 2 and enter the amount from line 64 here. • All others: If line 30 is \$182,600 or less (\$91,250 or less if married filing separately), multiply line 30 by 26% (.26). Otherwise, multiply line 30 by 28% (.28) and subtract \$3,650 (\$1,825 if married filing separately) from the result.	31	0.
32	Alternative minimum tax foreign tax credit (see instructions)	32	
33	Tentative minimum tax. Subtract line 32 from line 31	33	0.
34	Add Form 1040, line 44 (minus any tax from Form 4972), and Form 1040, line 46. Subtract from the result any foreign tax credit from Form 1040, line 48. If you used Sch. J to figure your tax on Form 1040, line 44, refigure that tax without using Schedule J before completing this line (see instructions).	34	
35	AMT. Subtract line 34 from line 33. If zero or less, enter 0. Enter here and on Form 1040, line 45	35	0.

Form 6251 (2014)

Form 6251 (2014)

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MONA

MONA, MICHAEL

MONA 1

MONA 2nd JDE - 00446

**Part III** Tax Computation Using Maximum Capital Gains Rates

Complete Part III only if you are required to do so by line 31 or by the Foreign Earned Income Tax Worksheet in the instructions.

36	Enter the amount from Form 6251, line 30. If you are filing Form 2555 or 2555-EZ, enter the amount from line 3 of the worksheet in the instructions for line 31.	36
37	Enter the amount from line 6 of the Qualified Dividends and Capital Gain Tax Worksheet in the instructions for Form 1040, line 44, or the amount from line 13 of the Schedule D Tax Worksheet in the instructions for Schedule D (Form 1040), whichever applies (as figured for the AMT, if necessary) (see instructions). If you are filing Form 2555 or 2555-EZ, see instructions for the amount to enter.	37
38	Enter the amount from Schedule D (Form 1040), line 19 (as figured for the AMT, if necessary) (see instructions). If you are filing Form 2555 or 2555-EZ, see instructions for the amount to enter.	38
39	If you did not complete a Schedule D Tax Worksheet for the regular tax or the AMT, enter the amount from line 37. Otherwise, add lines 37 and 38, and enter the smaller of that result or the amount from line 10 of the Schedule D Tax Worksheet (as figured for the AMT, if necessary). If you are filing Form 2555 or 2555-EZ, see instructions for the amount to enter.	39
40	Enter the smaller of line 36 or line 39.	40
41	Subtract line 40 from line 36.	41
42	If line 41 is \$182,500 or less (\$91,250 or less if married filing separately), multiply line 41 by 28% (.28). Otherwise, multiply line 41 by 28% (.28) and subtract \$3,650 (\$1,825 if married filing separately) from the result.	42
43	Enter: • \$73,800 if married filing jointly or qualifying widow(er), • \$35,900 if single or married filing separately, or • \$45,400 if head of household.	43
44	Enter the amount from line 7 of the Qualified Dividends and Capital Gain Tax Worksheet in the instructions for Form 1040, line 44, or the amount from line 14 of the Schedule D Tax Worksheet in the instructions for Schedule D (Form 1040), whichever applies (as figured for the regular tax). If you did not complete either worksheet for the regular tax, enter the amount from Form 1040, line 42; if zero or less, enter -0-. If you are filing Form 2555 or 2555-EZ, see instructions for the amount to enter.	44
45	Subtract line 44 from line 43. If zero or less, enter -0-.	45
46	Enter the smaller of line 35 or line 37.	46
47	Enter the smaller of line 45 or line 46. This amount is taxed at 0%.	47
48	Subtract line 47 from line 45.	48
49	Enter: • \$438,750 if single • \$228,800 if married filing separately • \$457,600 if married filing jointly or qualifying widow(er) • \$432,200 if head of household.	49
50	Enter the amount from line 45.	50
51	Enter the amount from line 7 of the Qualified Dividends and Capital Gain Tax Worksheet in the instructions for Form 1040, line 44, or the amount from line 19 of the Schedule D Tax Worksheet, whichever applies (as figured for the regular tax). If you did not complete either worksheet for the regular tax, enter the amount from Form 1040, line 43; if zero or less, enter -0-. If you are filing Form 2555 or Form 2555-EZ, see instructions for the amount to enter.	51
52	Add line 50 and line 51.	52
53	Subtract line 52 from line 49. If zero or less, enter -0-.	53
54	Enter the smaller of line 48 or line 53.	54
55	Multiply line 54 by 15% (.15).	55
56	Add lines 47 and 54. If lines 56 and 36 are the same, skip lines 57 through 61 and go to line 62. Otherwise, go to line 57.	56
57	Subtract line 56 from line 48.	57
58	Multiply line 57 by 20% (.20). If line 58 is zero or blank, skip lines 59 through 61 and go to line 62. Otherwise, go to line 59.	58
59	Add lines 41, 54, and 57.	59
60	Subtract line 59 from line 36.	60
61	Multiply line 60 by 25% (.25).	61
62	Add lines 42, 55, 58, and 61.	62
63	If line 36 is \$182,500 or less (\$91,250 or less if married filing separately), multiply line 36 by 28% (.28). Otherwise, multiply line 36 by 28% (.28) and subtract \$3,650 (\$1,825 if married filing separately) from the result.	63
64	Enter the smaller of line 62 or line 63 here and on line 31. If you are filing Form 2555 or 2555-EZ, do not enter this amount on line 31. Instead, enter it on line 4 of the worksheet in the instructions for line 31.	64

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Form 6251 (2014)

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MONA, MICHAEL

MONAM 1

MONA 2nd JDE - 00447

ALTERNATIVE MINIMUM TAX RECONCILIATION REPORT					Social Security Number
Name(s)		Adjustment			
Form Name	Description	Income	Form 6251, Line 17	Form 6251, Line 18	Form 6251, Line 20
K1- MONACO	* REGULAR INCOME	163,005.			
	DEPR ADJ	1,044		-1,044	
	ADJ GAIN/LOSS, LN	-3,253.	-3,253.		
	* AMT NET INCOME	167,302.	-3,253.	-1,044.	
	** TOTAL ADJ & PREF **		-3,253.	-1,044.	

0448  
MONA 2nd JDE - 00416

Form **8959****Additional Medicare Tax**

OMB No. 1545-0074

**2014**Department of the Treasury  
Internal Revenue Service

▶ If any line does not apply to you, leave it blank. See separate instructions.

▶ Attach to Form 1040, 1040NR, 1040-PR, or 1040-SS.

▶ Information about Form 8959 and its instructions is at [www.irs.gov/form8959](http://www.irs.gov/form8959).Attachment  
Sequence No. 71

Name(s) shown on return

**MICHAEL J. MONA JR & RHONDA H. MONA**

Your social security number

**Part I: Additional Medicare Tax on Medicare Wages**

1 Medicare wages and tips from Form W-2, box 5. If you have more than one Form W-2, enter the total of the amounts from box 5	1	219,521.
2 Unreported tips from Form 4137, line 6	2	
3 Wages from Form 8913, line 6	3	
4 Add lines 1 through 3	4	219,521.
5 Enter the following amount for your filing status: Married filing jointly \$250,000 Married filing separately \$125,000 Single, Head of household, or Qualifying widow(er) \$200,000	5	250,000.
6 Subtract line 5 from line 4. If zero or less, enter 0.	6	0.
7 Additional Medicare Tax on Medicare wages. Multiply line 6 by 0.9% (0.009). Enter here and go to Part II	7	

**Part II: Additional Medicare Tax on Self-Employment Income**

8 Self-employment income from Schedule SE (Form 1040), Section A, line 4, or Section B, line 6. If you had a loss, enter 0. (Form 1040-PR and Form 1040-SS filers, see instructions.)	8	
9 Enter the following amount for your filing status: Married filing jointly \$250,000 Married filing separately \$125,000 Single, Head of household, or Qualifying widow(er) \$200,000	9	
10 Enter the amount from line 4	10	
11 Subtract line 10 from line 9. If zero or less, enter 0.	11	
12 Subtract line 11 from line 9. If zero or less, enter 0.	12	
13 Additional Medicare Tax on self-employment income. Multiply line 12 by 0.9% (0.009). Enter here and go to Part III	13	

**Part III: Additional Medicare Tax on Railroad Retirement Tax Act (RRTA) Compensation**

14 Railroad retirement (RRTA) compensation and tips from Form(s) W-2, box 14 (see instructions)	14	
15 Enter the following amount for your filing status: Married filing jointly \$250,000 Married filing separately \$125,000 Single, Head of household, or Qualifying widow(er) \$200,000	15	
16 Subtract line 15 from line 14. If zero or less, enter 0.	16	
17 Additional Medicare Tax on railroad retirement (RRTA) compensation. Multiply line 16 by 0.9% (0.009). Enter here and go to Part IV	17	

**Part IV: Total Additional Medicare Tax**

18 Add lines 7, 13, and 17. Also include this amount on Form 1040, line 62, (Form 1040NR, 1040-PR, and 1040-SS filers, see instructions) and go to Part V	18	
---	----	--

**Part V: Withholding Reconciliation**

19 Medicare tax withheld from Form W-2, box 6. If you have more than one Form W-2, enter the total of the amounts from box 6	19	3,359.
20 Enter the amount from line 1	20	219,521.
21 Multiply line 20 by 1.45% (0.0145). This is your regular Medicare tax withholding on Medicare wages	21	3,183.
22 Subtract line 21 from line 19. If zero or less, enter 0. This is your Additional Medicare Tax withholding on Medicare wages	22	176.
23 Additional Medicare Tax withholding on railroad retirement (RRTA) compensation from Form W-2, box 14 (see instructions)	23	
24 Total Additional Medicare Tax withholding. Add lines 22 and 23. Also include this amount with federal income tax withholding on Form 1040, line 64 (Form 1040NR, 1040-PR, and 1040-SS filers, see instructions)	24	176.

2011-12-13-14 LHA For Paperwork Reduction Act Notice, see your tax return instructions.

Form 8959 (2014)

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MONA, MICHAEL

MONAH 1

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MONA 2nd JDE - 00417



MICHAEL J. MONA JR &amp; RHONDA H. MONA

TABLE 1 (Keep for your records.)

Part I Qualified Loan Limit	
1 Enter the average balance of all your grandfathered debt. See line 1 instructions	1
2 Enter the average balance of all your home acquisition debt. See line 2 instructions	2 1,178,640.
3 Enter \$1,000,000 (\$500,000 if married filing separately)	3 1,000,000.
4 Enter the larger of the amount on line 1 or the amount on line 3	4 1,000,000.
5 Add the amounts on lines 1 and 2. Enter the total here	5 1,178,640.
6 Enter the smaller of the amount on line 4 or the amount on line 5	6 1,000,000.
7 Enter \$100,000 (\$50,000 if married filing separately) or your limited amount. See line 7 instructions for a limit that may apply	7 100,000.
8 Add the amounts on lines 6 and 7. Enter the total. This is your qualified loan limit	8 1,100,000.
Part II Deductible Home Mortgage Interest	
9 Enter the total of the average balances of all mortgages on all qualified homes. See line 9 instructions • If line 8 is less than line 9, go on to line 10. • If line 8 is equal to or more than line 9, skip here. All of your interest on all the mortgages included on line 9 is deductible as home mortgage interest on Schedule A (Form 1040).	9 1,178,640.
10 Enter the total amount of interest that you paid. See line 10 instructions	10 54,532.
11 Divide the amount on line 8 by the amount on line 9. Enter the result as a decimal amount (rounded to three places)	11 x .933
12 Multiply the amount on line 10 by the decimal amount on line 11. Enter the result. This is your deductible home mortgage interest. Enter this amount on Schedule A (Form 1040)	12 50,878.
13 Subtract the amount on line 12 from the amount on line 10. Enter the result. This is net home mortgage interest. See line 13 instructions	13 3,654.

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MONA, MICHAEL

MONAM 1

MONA 2nd JDE - 00418 0450

MICHAEL J. MONA JR & RHONDA H. MONA

FORM 1040 WAGES RECEIVED AND TAXES WITHHELD STATEMENT 1

T S EMPLOYER'S NAME	AMOUNT PAID	FEDERAL TAX WITHHELD	STATE TAX WITHHELD	CITY SDI TAX W/H	FICA TAX	MEDICARE TAX
T CANNAVEST CORP	219,521.	55,365.			7,254.	3,359.
TOTALS	219,521.	55,365.			7,254.	3,359.

FORM 1040 QUALIFIED DIVIDENDS STATEMENT 2

NAME OF PAYER	ORDINARY DIVIDENDS	QUALIFIED DIVIDENDS
EMPLOYERS HOLDINGS INC	3,027.	3,027.
TOTAL INCLUDED IN FORM 1040, LINE 9B		3,027.

FORM 1040 FEDERAL INCOME TAX WITHHELD STATEMENT 3

T S DESCRIPTION	AMOUNT
T CANNAVEST CORP	55,365.
FORM 8959, LINE 24	176.
TOTAL TO FORM 1040, LINE 64	55,541.

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MONA, MICHAEL

STATEMENT(S) 1, 2, 3  
MONAM 1

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MONA 2nd JDE - 00419

MICHAEL J. MONA JR & RHONDA H. MONA

SCHEDULE A HOME MORTGAGE INTEREST PAID TO INDIVIDUALS/  
FORM 1098 RECEIVED BY OTHER THAN TAXPAYER STATEMENT 4

NAME AND ADDRESS OF PAYEE/FORM 1098 RECIPIENT	AMOUNT
ID# 94-1687655 BANK OF AMERICA, PO BOX 5170, SIMI VALLEY, CA 93062	50,878.
TOTAL TO SCHEDULE A, LINE 11	50,878.

SCHEDULE A POINTS NOT REPORTED ON FORM 1098 STATEMENT 5

DESCRIPTION	DATE RE-FINANCED	TOTAL POINTS	AMORT. PERIOD /MOS.	AMORTIZATION THIS YEAR
REFINANCING	04/03/06	15,000.	120	1,500.
TOTAL TO SCHEDULE A, LINE 12				1,500.

SCHEDULE A CONTRIBUTIONS OTHER THAN CASH OR CHECK STATEMENT 6

DESCRIPTION	AMOUNT 100% LIMIT	AMOUNT 50% LIMIT	AMOUNT 30% LIMIT	AMOUNT 20% LIMIT
SHADE TREE - CLOTHING & MISC		475.		
SUBTOTALS		475.		
TOTAL TO SCHEDULE A, LINE 17				475.

SCHEDULE A MEDICAL AND DENTAL EXPENSES STATEMENT 7

DESCRIPTION	AMOUNT
DOCTORS, DENTISTS, ETC.	4,518.
SELF-EMPLOYED HEALTH INSURANCE	5,765.
TOTAL TO SCHEDULE A, LINE 1	10,283.

28 STATEMENT(S) 4, 5, 6, 7  
MONAM MONA, MICHAEL MONAM 1  
MONA 2nd JDE - 00420 0452

MICHAEL J. MONA JR & RHONDA H. MONA

SCHEDULE A	STATE AND LOCAL GENERAL SALES TAXES	STATEMENT 8
DESCRIPTION	AMOUNT	
STATE SALES TAX	802.	
LOCAL SALES TAX	146.	
SALES TAX PAID ON SPECIFIED ITEMS	5,409.	
TOTAL TO SCHEDULE A, LINE 5	6,357.	

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MONA, MICHAEL

STATEMENT(S) 8  
MONAM\_1

0453  
MONA 2nd JDE - 00421

MICHAEL J. MONA JR & RHONDA H. MONA

SCHEDULE A

GENERAL SALES TAX DEDUCTION WORKSHEET

STATEMENT 9

1	ENTER YOUR STATE GENERAL SALES TAXES FROM THE APPLICABLE TABLE. NEVADA IF, FOR ALL OF 2014, YOU LIVED ONLY IN CONNECTICUT, THE DISTRICT OF COLUMBIA, INDIANA, KENTUCKY, MAINE, MARYLAND, MASSACHUSETTS, MICHIGAN, NEW JERSEY, OR RHODE ISLAND, SKIP LINES 2 THROUGH 5, ENTER -0- ON LINE 6, AND GO TO LINE 7. OTHERWISE, GO TO LINE 2.	802.
2	DID YOU LIVE IN ALASKA, ARIZONA, ARKANSAS, COLORADO, GEORGIA, ILLINOIS, LOUISIANA, MISSOURI, NEW YORK, NORTH CAROLINA, SOUTH CAROLINA, TENNESSEE, UTAH, VIRGINIA, OR WEST VIRGINIA IN 2014? IF NO, ENTER -0-. IF YES, ENTER YOUR LOCAL GENERAL SALES TAXES FROM THE APPLICABLE TABLE.	0.
3	DID YOUR LOCALITY IMPOSE A LOCAL GENERAL SALES TAX IN 2014? RESIDENTS OF CALIFORNIA AND NEVADA SEE INSTRUCTIONS. IF NO, SKIP LINES 3 THROUGH 5, ENTER -0- ON LINE 6 AND GO TO LINE 7. IF YES, ENTER YOUR LOCAL GENERAL SALES TAX RATE, BUT OMIT THE PERCENTAGE SIGN. LAS VEGAS	1.2500
4	DID YOU ENTER -0- ON LINE 2 ABOVE? IF NO, SKIP LINES 4 AND 5 AND GO TO LINE 6. IF YES, ENTER YOUR STATE GENERAL SALES TAX RATE, BUT OMIT THE PERCENTAGE SIGN.	6.8500
5	DIVIDE LINE 3 BY LINE 4. ENTER THE RESULT AS A DECIMAL (ROUNDED TO AT LEAST THREE PLACES).	.1820
6	DID YOU ENTER -0- ON LINE 2 ABOVE? IF NO, MULTIPLY LINE 2 BY LINE 3. IF YES, MULTIPLY LINE 1 BY LINE 5.	146.
6A	ADD LINE 1 AND LINE 6.	948.
6B	PART-YEAR DAYS RATE.	1.000000
6C	MULTIPLY LINE 6A BY LINE 6B.	948.
7	ENTER YOUR GENERAL SALES TAXES PAID ON SPECIFIED ITEMS, IF ANY.	5,409.
8	DEDUCTION FOR GENERAL SALES TAXES. ADD LINES 6C AND 7. ENTER THE RESULT HERE AND ON SCHEDULE A, LINE 5 AND CHECK BOX "B" ON THAT LINE.	6,357.

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MONAM

MONA, MICHAEL

STATEMENT(S) 9  
MONAM 1

MONA 2nd JDE - 00422 0454

MICHAEL J. MONA JR & RHONDA H. MONA

SCHEDULE D NET LONG-TERM GAIN OR LOSS FROM STATEMENT 10  
PARTNERSHIPS, S CORPORATIONS, AND FIDUCIARIES

DESCRIPTION OF ACTIVITY	GAIN OR LOSS	28% GAIN
M&M VENTURES	-209,077.	
H&R	-381,834.	
TOTAL TO SCHEDULE D, PART II, LINE 12	-590,911.	

MONAM

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MONA, MICHAEL

STATEMENT(S) 10  
MONAM\_\_1

MONA 2nd JDB - 00423 0455

MICHAEL J. MONA JR & RHONDA H. MONA

SCHEDULE D	CAPITAL LOSS CARRYOVER	STATEMENT 11
1. ENTER THE AMOUNT FROM FORM 1040, LINE 41		-9,441.
2. ENTER THE LOSS FROM SCHEDULE D, LINE 21, AS A POSITIVE AMOUNT		3,000.
3. COMBINE LINES 1 AND 2. IF ZERO OR LESS, ENTER -0-		0.
4. ENTER THE SMALLER OF LINE 2 OR LINE 3		0.
5. ENTER THE LOSS FROM SCHEDULE D, LINE 7, AS A POSITIVE AMOUNT		
6. ENTER THE GAIN, IF ANY, FROM SCHEDULE D, LINE 15		
7. ADD LINES 4 AND 6		
8. SHORT-TERM CAPITAL LOSS CARRYOVER TO NEXT YEAR. SUBTRACT LINE 7 FROM LINE 5. IF ZERO OR LESS, ENTER -0-		
9. ENTER THE LOSS FROM SCHEDULE D, LINE 15, AS A POSITIVE AMOUNT		500,253.
10. ENTER THE GAIN, IF ANY, FROM SCHEDULE D, LINE 7		
11. SUBTRACT LINE 5 FROM LINE 4. IF ZERO OR LESS, ENTER -0-		
12. ADD LINES 10 AND 11		
13. LONG-TERM CAPITAL LOSS CARRYOVER TO NEXT YEAR. SUBTRACT LINE 12 FROM LINE 9. IF ZERO OR LESS, ENTER -0-		500,253.

SCHEDULE D	ALTERNATIVE MINIMUM TAX NET LONG-TERM GAIN OR LOSS FROM PARTNERSHIPS, S CORPORATIONS, ESTATES AND TRUSTS	STATEMENT 12
DESCRIPTION OF ACTIVITY	GAIN OR LOSS	28% GAIN
M&M VENTURES	-209,077.	
H&R	-381,834.	
TOTAL TO SCHEDULE D, PART II, LINE 12	-590,911.	

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MONA, MICHAEL

STATEMENT(S) 11, 12  
MONAM 1

MONA 2nd JDR - 00424 0456

MICHAEL J. MONA JR & RHONDA H. MONA

SCHEDULE D	ALTERNATIVE MINIMUM TAX CAPITAL LOSS CARRYOVER	STATEMENT 13
1. ENTER THE AMOUNT FROM FORM 6251, LINE 28		12,294.
2. ENTER THE LOSS FROM SCH D, LINE 21, AS A POSITIVE AMOUNT		3,000.
3. COMBINE LINES 1 AND 2. IF ZERO OR LESS, ENTER -0-		15,294.
4. ENTER THE SMALLER OF LINE 2 OR LINE 3		3,000.
5. ENTER THE LOSS FROM SCH D, LINE 7, AS A POSITIVE AMOUNT		
6. ENTER THE GAIN, IF ANY, FROM SCHEDULE D, LINE 15		
7. ADD LINES 4 AND 6		
8. SHORT-TERM CAPITAL LOSS CARRYOVER TO NEXT YEAR. SUBTRACT LINE 7 FROM LINE 5. IF ZERO OR LESS, ENTER -0-		
9. ENTER THE LOSS FROM SCH D, LINE 15, AS A POSITIVE AMOUNT		500,253.
10. ENTER THE GAIN, IF ANY, FROM SCHEDULE D, LINE 7		
11. SUBTRACT LINE 5 FROM LINE 4. IF ZERO OR LESS, ENTER -0-	3,000.	3,000.
12. ADD LINES 10 AND 11		
13. LONG-TERM CAPITAL LOSS CARRYOVER TO NEXT YEAR. SUBTRACT LINE 12 FROM LINE 9. IF ZERO OR LESS, ENTER -0-		497,253.

SCHEDULE E	INCOME OR (LOSS) FROM PARTNERSHIPS AND S CORPS	STATEMENT 14
------------	--	--------------

NAME

EMPLOYER ID NO.	ANY NOT X AT IF RISK FRN CODE	PASSIVE LOSS	PASSIVE INCOME	NONPASSIVE LOSS	SEC. 179 DEDUCTION	NONPASSIVE INCOME
MONA CO DEVELOPMENT, LLC	P			163,005.		
M&M VENTURES LLC	P *			0.		
H&R ACQUISITION LLC	P *			0.		
AZ 12, LLC	P			0.		
STRANGER THAN FICTION, LLC	P			93.		
TOTALS TO SCH. E, LN. 29				163,098.		

\* ENTIRE DISPOSITION OF NONPASSIVE ACTIVITY

MONAM MONA, MICHAEL

STATEMENT(S) 13, 14  
MONAM 1

0457  
MONA 2nd JDE - 00425



MICHAEL J. MONA JR & RHONDA H. MONA

SCHEDULE E RECONCILIATION FOR REAL ESTATE PROFESSIONALS STATEMENT 15

FORM	DESCRIPTION	AMOUNT
SCH D/4797	M&M VENTURES	-209,077.
SCH D/4797	H&R	-381,834.
TOTAL TO SCHEDULE E, LINE 43		-590,911.

FORM 6251 DEPRECIATION ON ASSETS PLACED IN SERVICE AFTER 1986 STATEMENT 16

DESCRIPTION	AMOUNT
FROM K-1 - MONACO	-1,044.
TOTAL TO FORM 6251, LINE 18	-1,044.

MONAM

34

MONA, MICHAEL

STATEMENT(S) 15, 16  
MONAM 1

0458  
MONA 2nd JDB - 00426

TAXABLE YEAR

FORM

2014

## California e-file Signature Authorization for Individuals

8879

Your name

MICHAEL J. MONA JR

Your SSN or ITIN

[REDACTED]

Spouse's/RDP's name

RHONDA H. MONA

Spouse's/RDP's SSN or ITIN

[REDACTED]

## Part I Tax Return Information (whole dollars only)

1 California Adjusted Gross Income (Form 540, line 17; Form 540 2EZ, line 16; Long Form 540NR, line 32; or Short Form 540NR, line 32) 1 -146,605.

2 Amount You Owe (Form 540, line 111; Form 540 2EZ, line 27; Long Form 540NR, line 121; or Short Form 540NR, line 121) 2 0.

3 Refund or No Amount Due (Form 540, line 115; Form 540 2EZ, line 28; Long Form 540NR, line 125; or Short Form 540NR, line 125) 3 0.

## Part II Taxpayer Declaration and Signature Authorization (Be sure you obtain and keep a copy of your return)

Under penalties of perjury, I declare that I have examined a copy of my individual income tax return and accompanying schedules and statements for the tax year ending December 31, 2014, and to the best of my knowledge and belief, it is true, correct, and complete. I further declare that the information I provided to my electronic return originator (ERO), transmitter, or intermediate service provider (including my name, address, and social security number or individual tax identification number) and the amounts shown in Part I above agree with the information and amounts shown on the corresponding lines of my electronic income tax return. If applicable, I authorize an electronic funds withdrawal of the amount on line 2 and/or the estimated tax payments as shown on my return and on form FTB 8455, California e-file Payment Record for Individuals, or a comparable form. If applicable, I declare that direct deposit refund amount on line 3 agrees with the direct deposit authorization stated on my return. If I have filed a joint return, this is an irrevocable appointment of the other spouse/RDP as an agent to authorize an electronic funds withdrawal or direct deposit. I authorize my ERO, transmitter, or intermediate service provider to transmit my complete return to the Franchise Tax Board (FTB). If the processing of my return or refund is delayed, I authorize the FTB to disclose to my ERO, intermediate service provider, and/or transmitter the reason(s) for the delay or the date when the refund was sent. If I am filing a balance due return, I understand that if the FTB does not receive full and timely payment of my tax liability, I remain liable for the tax liability and all applicable interest and penalties. I acknowledge that I have read and consent to the Electronic Funds Withdrawal Consent included on the copy of my electronic income tax return. I have selected a personal identification number (PIN) as my signature for my electronic income tax return and, if applicable, my Electronic Funds Withdrawal Consent.

## Taxpayer's PIN: check one box only

☒ I authorize WILSON & COMPANY, CPA'S to enter my PIN [REDACTED] Do not enter all zeros

ERO firm name

as my signature on my 2014 e-filed California individual income tax return.

☐ I will enter my PIN as my signature on my 2014 e-filed California individual income tax return. Check this box only if you are entering your own PIN and your return is filed using the Practitioner PIN method. The ERO must complete Part III below.

Your signature ► Date ► 04/02/2015

## Spouse's/RDP's PIN: check one box only

☒ I authorize WILSON & COMPANY, CPA'S to enter my PIN [REDACTED] Do not enter all zeros

ERO firm name

as my signature on my 2014 e-filed California individual income tax return.

☐ I will enter my PIN as my signature on my 2014 e-filed California individual income tax return. Check this box only if you are entering your own PIN and your return is filed using the Practitioner PIN method. The ERO must complete Part III below.

Spouse's/RDP's signature ► Date ► 04/02/2015

Practitioner PIN Method Returns Only - continue below

## Part III Certification and Authentication - Practitioner PIN Method Only

ERO's EFIN/PIN. Enter your six-digit EFIN followed by your five-digit self-selected PIN. [REDACTED]

Do not enter all zeros

I certify that the above numeric entry is my PIN, which is my signature for the 2014 California individual income tax return for the taxpayer(s) indicated above. I confirm that I am submitting this return in accordance with the requirements of the Practitioner PIN method and FTB Pub. 1345, 2014 e-file Handbook for Authorized e-file Providers.

ERO's signature ► Date ►

For Privacy Notice, get FTB 1131 ENG/SP.

FTB 8879 C2 2014

436511  
11-08-14

1

MONAM

MONA, MICHAEL

MONAM\_\_1

MONA 2nd JDE - 00427 0459

TAXABLE YEAR  
2014

California Nonresident or Part-Year  
Resident Income Tax Return

Long Form

FORM  
540NR

APR

MICHAEL J MONA  
RHONDA H MONA

14

JR

A  
R  
RP

2793 RED ARROW DRIVE  
LAS VEGAS NV 89135

08-02-1954 05-13-1959

- Filing Status
- 1 ☐ Single
- 2 ☒ Married/RDP filing jointly. See instructions.
- 3 ☐ Married/RDP filing separately. Enter spouse's/RDP's SSN or ITIN above and full name here. If your California filing status is different from your federal filing status, check the box here ☐
- 4 ☐ Head of household (with qualifying person). See instructions.
- 5 ☐ Qualifying widow(er) with dependent child. Enter year spouse/RDP died \_\_\_\_\_

- 6 If someone can claim you (or your spouse/RDP) as a dependent, check the box here. See instructions ☐

- For line 7, line 8, line 9, and line 10: Multiply the amount you enter in the box by the pre-printed dollar amount for that line. Whole dollars only
- 7 Personal: If you checked box 1, 3, or 4 above, enter 1 in the box. If you checked box 2 or 5, enter 2. If you checked the box on line 6, see instructions. ☒ 7 ☐ 2 X \$108 = \$ 216
- 8 Blind: If you (or your spouse/RDP) are visually impaired, enter 1; if both are visually impaired, enter 2. ☒ 8 ☐ X \$108 = \$
- 9 Senior: If you (or your spouse/RDP) are 65 or older, enter 1; if both are 65 or older, enter 2. ☒ 9 ☐ X \$108 = \$
- 10 Dependents: Do not include yourself or your spouse/RDP.
- | First name | Last name | Dependent's relationship to you |
|------------|-----------|---------------------------------|
|            |           |                                 |
|            |           |                                 |
|            |           |                                 |
|            |           |                                 |
- Total dependent exemptions ☒ 10 ☐ X 333 = \$
- 11 Exemption amount: Add line 7 through line 10 ☒ 11 \$ 216

- Total Taxable Income
- 12 Total California wages from your Form(s) W-2, box 16 ☒ 12 00
- 13 Enter federal AGI from Form 1040, line 37; 1040A, line 21; 1040EZ, line 4; 1040NR, line 36; or 1040NR-EZ, line 10 ☒ 13 77,706.00
- 14 California adjustments - subtractions. Enter the amount from Schedule CA (540NR), line 37, column B ☒ 14 00
- 15 Subtract line 14 from line 13. If less than zero, enter the result in parentheses. See instructions ☒ 15 77,706.00
- 16 California adjustments - additions. Enter the amount from Schedule CA (540NR), line 37, column C ☒ 16 00
- 17 Adjusted gross income from all sources. Combine line 15 and line 16 ☒ 17 77,706.00
- 18 Enter the larger of: Your California itemized deductions from Schedule CA (540NR), line 44; OR Your California standard deduction. See instructions ☒ 18 82,733.00
- 19 Subtract line 18 from line 17. This is your total taxable income. If less than zero, enter -0- ☒ 19 0.00

For Privacy Notice, get FTB 1131 ENG/SP.

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3131144

Long Form 540NR-C1 2014 Side 1

0460  
MONA 2nd JDB - 00428

Your name: **MICHAEL J. MONA JR**Your SSN or ITIN: **[REDACTED]**

CA Taxable Income	31	Tax. Check the box if from: <input checked="" type="checkbox"/> Tax Table <input type="checkbox"/> Tax Rate Sch. <input type="checkbox"/> FTB 3800 <input type="checkbox"/> FTB 3803	• 31	0.00
	32	CA adjusted gross income from Schedule CA (540NR), Part IV, line 45	• 32	-146,605.00
	35	CA Taxable Income from Schedule CA (540NR), Part IV, line 49	• 35	0.00
	36	CA Tax Rate. Divide line 31 by line 19	• 36	.0000
	37	CA Tax Before Exemption Credits. Multiply line 35 by line 36	• 37	0.00
	38	CA Exemption Credit Percentage. Divide line 35 by line 19. If more than 1, enter 1.0000	• 38	.0000
	39	CA Prorated Exemption Credits. Multiply line 11 by line 38. If the amount on line 13 is more than \$176,413, see instructions.	• 39	0.00
	40	CA Regular Tax Before Credits. Subtract line 39 from line 37. If less than zero, enter -0-	• 40	0.00
	41	Tax. See instructions. Check the box if from: <input type="checkbox"/> Schedule G-1 <input type="checkbox"/> FTB 5870A	• 41	00
	42	Add line 40 and line 41	• 42	0.00
Special Credits	50	Nonrefundable Child and Dependent Care Expenses Credit. See instructions. Attach form FTB 3506	• 50	00
	51	Credit for joint custody head of household	• 51	00
	52	Credit for dependent parent. See instructions	• 52	00
	53	Credit for senior head of household. See instructions	• 53	00
	54	Credit percentage. Divide line 35 by line 19. If more than 1, enter 1.0000. See instructions	• 54	00
	55	Credit amount. See instructions	• 55	00
	58	Enter credit name _____ code _____ and amount _____	• 58	00
	59	Enter credit name _____ code _____ and amount _____	• 59	00
	60	To claim more than two credits. See instructions	• 60	00
	61	Nonrefundable rental's credit. See instructions	• 61	00
62	Add line 50, line 55, and line 58 through line 61. These are your total credits	• 62	00	
63	Subtract line 62 from line 42. If less than zero, enter -0-	• 63	0.00	
Other Taxes	71	Alternative minimum tax. Attach Schedule P (540NR)	• 71	00
	72	Mental Health Services Tax. See instructions	• 72	00
	73	Other taxes and credit recapture. See instructions	• 73	00
	74	Add line 63, line 71, line 72, and line 73. This is your total tax	• 74	0.00
Payments	81	California income tax withheld. See instructions	• 81	00
	82	2014 CA estimated tax and other payments. See instructions	• 82	0.00
	83	Real estate and other withholding. See instructions	• 83	00
	84	Excess SDI (or VPD) withheld. See instructions	• 84	00
	85	Add line 81, line 82, line 83, and line 84. These are your total payments	• 85	0.00
Overpaid Tax/Tax Due	101	Overpaid tax. If line 85 is more than line 74, subtract line 74 from line 85	• 101	00
	102	Amount of line 101 you want applied to your 2015 estimated tax	• 102	00
	103	Overpaid tax available this year. Subtract line 102 from line 101	• 103	00
	104	Tax due. If line 85 is less than line 74, subtract line 85 from line 74	• 104	0.00

Your name: **MICHAEL J. MONA JR**

Your SSN or ITIN: [REDACTED]

	Code	Amount		Code	Amount
California Seniors Special Fund. See inst.	• 400	00	California Cancer Research Fund	• 413	00
Alzheimer's Disease/Related Disorders Fund	• 401	00	Child Victims of Human Trafficking Fund	• 419	00
Rare and Endangered Species Preservation Program	• 403	00	School Supplies for Homeless Children Fund	• 422	00
California Breast Cancer Research Fund	• 406	00	State Parks Protection Fund/Parks Pass Purchase	• 423	00
California Firefighters' Memorial Fund	• 408	00	Protect Our Coast and Oceans Fund	• 424	00
Emergency Food for Families Fund	• 407	00	Keep Arts in Schools Fund	• 425	00
California Peace Officer Memorial Foundation Fund	• 408	00	American Red Cross, California Chapters Fund	• 426	00
California Sea Otter Fund	• 410	00	California Senior Legislature Fund	• 427	00
			Habitat for Humanity Fund	• 428	00
			California Sexual Violence Victim Services Fund	• 429	00

120 Add code 400 through code 429. This is your total contribution. • 120 00

121 AMOUNT YOU OWE. Add line 104 and line 120. See instructions. Do not send cash.

Mail to: FRANCHISE TAX BOARD, PO BOX 942067, SACRAMENTO CA 94207-0001

Pay Online - Go to [ftb.ca.gov](http://ftb.ca.gov) for more information.

122 Interest, late return penalties, and late payment penalties. 122 00

123 Underpayment of estimated tax. Check the box: ☐ FTB 5805 attached ☐ FTB 5805F attached • 123 0.00

124 Total amount due. See instructions. Enclose, but do not staple, any payment. 124 0.00

125 REFUND OR NO AMOUNT DUE. Subtract line 120 from line 103.

Mail to: FRANCHISE TAX BOARD, PO BOX 942040, SACRAMENTO CA 94240-0001

Fill in the information to authorize direct deposit of your refund into one or two accounts. Do not attach a voided check or a deposit slip. See instructions.

Have you verified the routing and account numbers? Use whole dollars only.

All or the following amount of my refund (line 125) is authorized for direct deposit into the account shown below:

☐ Checking ☐ Savings • 126 Direct deposit amount 00

• Routing number • Type • Account number • 126 Direct deposit amount

The remaining amount of my refund (line 125) is authorized for direct deposit into the account shown below:

☐ Checking ☐ Savings • 127 Direct deposit amount 00

• Routing number • Type • Account number • 127 Direct deposit amount

**IMPORTANT:** Attach a copy of your complete federal return.

Under penalties of perjury, I declare that I have examined this tax return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete.

Your signature

Date

Spouse's/IDP's signature (if a joint tax return, both must sign)

X

X

Your email address (optional). Enter only one email address.

Daytime phone number (optional)

**Sign Here**

Paid preparer's signature (declaration of preparer is based on all information of which preparer has any knowledge)

It is unlawful to forge a preparer's signature.

Firm's name (or yours, if self-employed)

**WILSON & COMPANY, CPA'S**

Firm's address

**2688 S. RAINBOW BLVD, STE LAS VEGAS, NV 89146**

• PTIN

**P01227966**

• EIN

**88-0340469**

...and tax return. See instructions.

Do you want to allow another person to discuss this tax return with us? (See instructions)

• ☒ Yes ☐ No

Print Third Party Designee's Name

Telephone Number

**EDWARD A WILSON**

022

3133144

Long Form 540NR C1 2014 Side 3

0462  
MONA 2nd JDE - 00430

TAXABLE YEAR

2014

# California Adjustments - Nonresidents or Part-Year Residents

4390007 12-24-14  
SCHEDULE

CA (540NR)

Important: Attach this schedule behind Long Form 540NR, Side 3 as a supporting California schedule.

Name(s) as shown on tax return

SSN or ITIN

MICHAEL J. MONA JR &amp; RHONDA H. MONA

Part I Residency Information. Complete all lines that apply to you and your spouse/ROP.

During 2014:

	YOURSELF	SPOUSE/ROP
1 a I was domiciled in (enter state or country)	<input checked="" type="radio"/> NEVADA	<input checked="" type="radio"/> NEVADA
b I was in the military and stationed in (enter state or country)	<input checked="" type="radio"/> N/A	<input checked="" type="radio"/> N/A
2 I became a California resident (enter the state or country of prior residence and date of move)	<input checked="" type="radio"/> N/A	<input checked="" type="radio"/> N/A
3 I became a nonresident (enter new state or country of residence and date of move)	<input checked="" type="radio"/> N/A	<input checked="" type="radio"/> N/A
4 I was a nonresident of California the entire year (enter state or country of residence)	<input checked="" type="radio"/> NV	<input checked="" type="radio"/> NV
5 The number of days I spent in California (for any purpose) is:	<input checked="" type="radio"/> N/A	<input checked="" type="radio"/> N/A
6 I owned a home/property in California (enter "Yes" or "No")	<input checked="" type="radio"/> NO	<input checked="" type="radio"/> NO

Before 2014:

7 I was a California resident for the period of (enter dates as mm/dd/yyyy)	<input checked="" type="radio"/> N/A	<input checked="" type="radio"/> N/A
8 I entered California on (enter date as mm/dd/yyyy)	<input checked="" type="radio"/> N/A	<input checked="" type="radio"/> N/A
9 I left California on (enter date as mm/dd/yyyy)	<input checked="" type="radio"/> N/A	<input checked="" type="radio"/> N/A

## Part II Income Adjustment Schedule

## Section A - Income

	A Federal Amounts (taxable amounts from your federal tax return)	B Subtractions (See instructions (difference between CA & federal law))	C Additions (See instructions (difference between CA & federal law))	D Total Amounts Using CA Law As If You Were a CA Resident (Transfer from D from ca. A side col. C to the result)	E CA Amounts (Income earned or received as a CA resident and that is not or received from CA sources as a nonresident)
7 Wages, salaries, tips, etc. See instructions before making an entry in col. B or C	7 <input checked="" type="radio"/> 219,521.	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/> 219,521.	<input checked="" type="radio"/>
8 Taxable interest.	8(a) <input checked="" type="radio"/> 21,256.	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/> 21,256.	<input checked="" type="radio"/>
9 Ordinary dividends.	9(a) <input checked="" type="radio"/> 3,027.	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/> 3,027.	<input checked="" type="radio"/>
10 Taxable refunds, credits, or offsets of state and local income taxes	10 <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
11 Alimony received	11 <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
12 Business income or (loss)	12 <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
13 Capital gain or (loss)	13 <input checked="" type="radio"/> -3,000.	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/> -3,000.	<input checked="" type="radio"/>
14 Other gains or (losses)	14 <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
15 IRA distributions.	15(a) <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
16 Pensions and annuities.	16(b) <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
17 Rental real estate, royalties, partnerships, S corporations, trusts, etc.	17 <input checked="" type="radio"/> -163,098.	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/> -163,098.	<input checked="" type="radio"/>
18 Farm income or (loss)	18 <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
19 Unemployment compensation	19 <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
20 Social security benefits.	20(a) <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
21 Other income.	21 <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
a California lottery winnings	a <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
b Taxable annuity or pension	b <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
c Federal NYC Form 1040, line 7-13	c <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
d Not covered by a 7-13 9500	d <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
e Not covered by a 7-13 9500, 7-13 9500Z, 7-13 9500, 7-13 9500Z, or 7-13 9500	e <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
f Other (specify):	f <input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
22 a Total. Combine lines 7 through 21 or enter on line 22a	22a <input checked="" type="radio"/> 77,706.	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/> 77,706.	<input checked="" type="radio"/> -146,605.

For Privacy Notice, get FTB 1-31 FMS/SP.

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7741144

Schedule CA (540NR) 2014 Side 1

0463  
MONA 2nd JDE - 00431

Income Adjustment Schedule		A	B	C	D	E
Section B - Adjustments to Income		Federal Amounts (taxable amounts from your federal tax return)	Subtractions See instructions (difference between CA & federal law)	Additions See instructions (difference between CA & federal law)	Total Amounts Using CA Law As If You Were a CA Resident (subtract col. B from col. A; add col. C to the result)	CA Amounts (income earned or received as a CA resident and income earned or received from CA sources as a nonresident)
22b	Enter total from lines 1, line 22a, col. A through col. E	77,706.			77,706.	-146,605.
23	Educator expenses					
24	Certain business expenses of teachers, performing artists, and teaching assistants					
25	Health savings account deduction					
26	Moving expenses					
27	Domestic part of self-employment tax					
28	Self-employed SEP, SIMPLE, and qualified plans					
29	Self-employed health insurance deduction					
30	Penalty on early withdrawal of savings					
31a	Charitable deduction (see instructions)					
32	IRA deduction					
33	Student loan interest deduction					
34	Tuition and fees					
35	Domestic production activities deduction					
36	Add line 23 through line 35 in each column, A through F					
37	Total. Subtract line 36 from line 22b in each column, A through F	77,706.			77,706.	-146,605.
<b>Part III - Adjustments to Federal Itemized Deductions</b>						
38	Federal itemized deductions. Enter the amount from federal Schedule A (Form 1040), lines 4, 9, 15, 19, 20, 27, and 28 (or Schedule A (Form 1040NR), lines 1, 5, 9, 13, and 14)				87,147.	
39	Enter total of federal Schedule A (Form 1040), line 5 (State Disability Insurance, and state and local income tax, or General Sales Tax), and line 8 (foreign taxes only) (or Schedule A (Form 1040NR), line 1). See instructions				6,357.	
40	Subtract line 39 from line 38				80,790.	
41	Other adjustments including California lottery losses. See instructions. Specify			SEE STATEMENT 1		
42	Combine line 40 and line 41				1,943.	
43	Is your federal AGI (Long Form 540NR, line 13) more than the amount shown below for your filing status? Single or married/RLEF filing separately \$178,413 Head of household \$264,623 Married/RDP filing jointly or qualifying widower(s) \$357,830 No. Transfer the amount on line 42 to line 43. Yes. Complete the Itemized Deductions Worksheet in the instructions for Schedule CA (540NR), line 43				82,733.	
44	Enter the larger of the amount on line 43 or your standard deduction. See instructions				82,733.	
<b>Part IV - California Taxable Income</b>						
45	California AGI. Enter your California AGI from line 37, column E				-146,605.	
46	Enter your deductions from line 44			82,733.		
47	Deduction Percentage. Divide line 37, column E by line 37, column D. Carry the decimal to four places. If the result is greater than 1.0000, enter 1.0000. If less than zero, enter -0-			.0000		
48	California Itemized/Standard Deductions. Multiply line 46 by the percentage on line 47				0.	
49	California Taxable Income. Subtract line 48 from line 45. Transfer this amount to Long Form 540NR, line 35. If less than zero, enter -0-				0.	

California	Schedule D and Capital Loss Carryover Worksheets for Nonresidents and Part-Year Residents	2014
Name(s) as shown on return MICHAEL J. MONA JR & RHONDA H. MONA		Social security number [REDACTED]

Schedule D Worksheet

	A	B	C	D	E
	Enter total amounts as if you were a CA resident for the entire year.	Enter amounts earned or received from CA sources as if you were a nonresident for the entire year.	Enter amounts earned or received during the portion of the year you were a CA resident.	Enter amounts earned or received from CA sources during the portion of the year you were a nonresident.	Total Combine columns C and D.
1 Gains	90,658.				
2 Losses	-590,911.				
3 Prior year loss carryover					
4 Combine lines 1 through 3.	-500,253.				
5 Enter the smaller of the loss on line 4 or \$3,000 (\$1,600 if married filing separate).	3,000.				

Capital Loss Carryover Worksheet

ALL SOURCES

1 Enter the loss from line 5, Sch. D worksheet (or Schedule D, line 11) as a positive number	3,000.
2 Amount from Form 540NR, line 17	77,706.
3 Amount from Form 540NR, line 18	82,733.
4 Subtract line 3 from line 2. If less than zero, enter as a negative amount	-5,027.
5 Combine line 1 and line 4. If less than zero, enter 0	0.
6 Loss from line 4, Sch. D worksheet (or Schedule D, line 8)	500,253.
7 Enter the smaller of line 1 or line 5	0.
8 Subtract line 7 from line 6. This is your capital loss carryover to 2015	500,253.

Capital Loss Carryover Worksheet

1 Enter the loss from line 5, Sch. D worksheet (or Schedule D, line 11) as a positive number	
2 Amount from Form 540NR, line 32	
3 Amount from Schedule CA (540NR-3), line 48	
4 Subtract line 3 from line 2. If less than zero, enter as a negative amount	
5 Combine line 1 and line 4. If less than zero, enter 0	
6 Loss from line 4, Sch. D worksheet (or Schedule D, line 8)	
7 Enter the smaller of line 1 or line 5	
8 Subtract line 7 from line 6. This is your capital loss carryover to 2015	

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TAXABLE YEAR

40005 12-18-14  
CALIFORNIA FORM**2014 Net Operating Loss (NOL) Computation and NOL and  
Disaster Loss Limitations - Individuals, Estates, and Trusts****3805V**Attach to your California tax return.  
Name(s) as shown on return

SSN or ITIN

EIN

**MICHAEL J. MONA JR & RHONDA H. MONA**

Part I Computation of Current Year NOL for Individuals, Estates, and Trusts. If you do not have a current year NOL, go to Part II.

**Section A - California Residents Only (Nonresidents go to Section B.)**

1	Adjusted gross income from 2014 Form 540, line 17. If negative, use brackets.	1	00
2	Estates and Trusts, begin on line 3	2	00
3	Adjusted deductions or standard deduction from 2014 Form 540, line 18	3	00
4	Combine line 1 and line 2. (Estates and Trusts, enter taxable income, see instructions.) If negative, use brackets.	4	00
5	If positive, enter -0- here and on line 26. Do not complete the rest of Section A. You do not have a current year NOL.	5	00
6	Complete Part II and Part III if you have a carryover from prior years	6	00
7	2014 designated disaster loss included on line 3a. Enter as a positive number	7	00
8	Combine line 3a and line 3b. If negative, use brackets and continue to line 4. If zero or more, do not complete the rest of	8	00
9	Part I. Enter the amount from line 3b, if any, in Part II, line 3, column (d) and complete Part II and Part III as instructed	9	00
10	Enter amounts on line 4 through line 24 as if they were all positive numbers. See instructions.	10	00
11	Nonbusiness capital losses	11	00
12	Nonbusiness capital gains	12	00
13	If line 11 is more than line 12, enter the difference; otherwise, enter -0-	13	00
14	If line 12 is more than line 13, enter the difference; otherwise, enter -0-	14	00
15	Nonbusiness deductions	15	00
16	Nonbusiness income other than capital gains	16	00
17	Add line 15 and line 16	17	00
18	If line 15 is more than line 17, enter the difference; otherwise, enter -0-	18	00
19	If line 17 is more than line 18, enter the difference; otherwise, enter -0-	19	00
20	Business capital losses	20	00
21	Business capital gains	21	00
22	Add line 20 and line 21	22	00
23	If line 20 is more than line 22, enter the difference; otherwise, enter -0-	23	00
24	Enter the loss, if any, from line 8 of Schedule D (540). Estates and Trusts, enter the loss, if any, from line 9 of Schedule D (541). If you do not have a loss on that line, skip line 24 through line 27 and enter on line 28 the amount from line 17	24	00
25	Enter the loss, if any, from line 9 of Schedule D (540). Estates and Trusts, enter the loss, if any, from line 10 of Schedule D (541). Enter as a positive number	25	00
26	If line 24 is more than line 25, enter the difference; otherwise, enter -0-	26	00
27	If line 25 is more than line 26, enter the difference; otherwise, enter -0-	27	00
28	Subtract line 26 from line 27. If zero or less, enter -0-	28	00
29	NOL and disaster loss carryovers from prior years	29	00
30	Add lines 28, 29, and 30	30	00
31	Current Year NOL. Combine line 30 and line 24. See instructions. If more than zero, enter -0-. You do not have a current year NOL to carryback or carryover	31	00
32	If the Individual, Estate, or Trust is using the current year NOL to carryback to offset taxable income for taxable years 2012 and/or 2013, complete Part IV, NOL Carryback, on Side 4 before completing Part I, Section A, lines 26-28 below. Enter lines 26 and 27 as positive numbers.	32	00
33	2014 NOL carryback used to offset 2012 taxable income. Enter the amount from Part IV, line 3, col. (f)	33	00
34	2014 NOL carryback used to offset 2013 taxable income. Enter the amount from Part IV, line 3, col. (h)	34	00
35	2014 NOL carryover to 2015. Combine line 31, line 33, and line 34. See instructions.	35	00
36	If more than zero, enter -0-. You do not have a current year NOL to carryover	36	00

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## Section B - Nonresidents and Part-Year Residents Only - Computation of Current Year California NOI

	A Enter total amounts as if you were a CA resident for entire year.	B Enter amounts earned or received from CA sources if you were a nonresident for the entire year.	C Enter amounts earned or received during the portion of the year you were a CA resident.	D Enter amounts earned or received from CA sources during the portion of the year you were a nonresident.	E Total Combine columns C and D
1 Adjusted gross income. See instructions. If negative, use brackets.	1 77,706.	<146,605.>		<146,605.>	<146,605.>
2 Itemized deductions or standard deduction. See instructions.	2 82,733.				
3 a Combine line 1 and line 2. See instructions.	3a <5,027.>	<146,605.>		<146,605.>	<146,605.>
b 2014 designated disaster loss included in line 3a. Enter as a positive number.	3b				
c Combine line 3a and line 3b. If negative, use brackets and continue to line 4.	3c <5,027.>	<146,605.>		<146,605.>	<146,605.>
Enter amounts on line 4 through line 24 as if they were all positive numbers.					
4 Nonbusiness capital losses.	4 590,911.				
5 Nonbusiness capital gains.	5 90,658.				
6 If line 4 is more than line 5, enter the difference; otherwise, enter -0-	6 500,253.				
7 If line 4 is less than line 5, enter the difference; otherwise, enter -0-	7 0.				
8 Nonbusiness deductions. STMT 2	8 82,733.				
9 Nonbusiness income, other than capital gains.	9 24,283.				
10 Add line 7 and line 9.	10 24,283.				
11 If line 9 is more than line 10, enter the difference; otherwise, enter -0-	11 58,450.				
12 If line 9 is less than line 10, enter the difference; otherwise, enter -0-	12 0.				
13 Business capital losses.	13				
14 Business capital gains.	14				
15 Add line 12 and line 14.	15				
16 If line 13 is more than line 15, enter the difference; otherwise, enter -0-	16				
17 Add line 6 and line 16.	17 500,253.				
18 Enter the loss, if any, from line 4 of Schedule D (540NR) worksheet for nonresidents and part-year residents. See instructions.	18 500,253.				
19 Enter the loss, if any, from line 5 of Schedule D (540NR) worksheet for nonresidents and part-year residents. Enter as a positive number.	19 3,000.				
20 If line 18 is more than line 19, enter the difference; otherwise, enter -0-	20 497,253.				
21 If line 19 is more than line 18, enter the difference; otherwise, enter -0-	21 0.				
22 Subtract line 20 from line 17. If zero or less, enter -0-	22 3,000.	0.			
23 NOI. A taxpayer who carries over prior years' losses.	23	146,605.		146,605.	146,605.
24 Add lines 11, 21, 22, 23.	24 61,450.	146,605.		146,605.	146,605.
25 Current Year NOI. Combine line 24 and line 23. See instructions. If more than zero, enter -0-	25	0.		0.	0.
If the Individual, Estate, or Trust is using the current year NOI to carryback to offset taxable income for taxable years 2012 and/or 2013, complete Part IV, NOI, Carryback, on Side 4 before completing Part I, Section 6, lines 26-28 below. Enter lines 26 and 27 as positive numbers.					
26 2014 NOI. Carryback used to offset 2012 taxable income. Enter the amount from Part IV, line 5, col. (f).	26	0.			0.
27 2014 NOI. Carryback used to offset 2013 taxable income. Enter the amount from Part IV, line 5, col. (f).	27	0.			0.
28 2014 NOI. Carryover to 2015. Combine line 25 and line 26 and 27. If more than zero, enter -0-	28	0.			0.

**Section C - Election to Waive Carryback**

☒ Check the box if the Individual, Estate, or Trust elects to "forfeiture" the entire carryback period with respect to a 2014 NOL under IRC Section 172(b)(3). By making the election, the Individual, Estate, or Trust is electing to carry an NOL forward instead of carrying it back in the previous two years. Once the election is made, it is irrevocable. See instructions.

Continue with Part II, Determine 2014 Modified Taxable Income (MTI) and Part III, NOL Carryover and Disaster Loss Carryover Limitations. Do not complete Part IV, NOL Carryback.

**Part II Determine 2014 Modified Taxable Income (MTI). Be sure to read the instructions for Part II.**

1	Taxable income. See instructions.	1	-146,605.00
2	Capital loss deduction included in line 1	2	00
3	Disaster loss carryover included in line 1	3	00
4	NOL carryover included in line 1	4	146,605.00
5	MTI. Combine line 1 through line 4. If line 5 is zero or less, enter -0-	5	0.00

**Part III NOL Carryover and Disaster Loss Carryover Limitations. See instructions.**

1	MTI from Part II, line 5	1	(g) Available balance
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**Prior Year NOLs**

(a) Year of loss	(b) Code See instructions	(c) Type of NOL. See instructions	(d) Initial loss	(e) Carryover from 2013	(f) Amount used in 2014	(g) Amount used in 2014	(h) Carryover to 2015 col. (e) - col. (f)
2007		GEN	3,069.	3,069.	0.	0.	3,069.
2009		GEN	143,536.	143,536.	0.	0.	143,536.

col. (d) - col. (f)  
See instructions

**Current Year NOLs**

3	2014	DIS					
4	2014						
	2014						
	2014						

\* Type of NOL: General (GEN), New Business (NB), Eligible Small Business (ESB), or Disaster (DIS).

5	NOL carryover. Add the carryover amounts in column (h) that are not the result of a disaster loss	5	146,605.00
6	Disaster loss carryover. Enter the total loss carryover amounts in column (h) that are the result of disaster losses	6	00

**Part IV NOL Carryback.** See instructions.

1 2012 Taxable Income - Enter the amount from 2012 Form 540, line 19; Form 540NR, line 35; or Form 541, line 20a.

2 2013 Taxable Income - Enter the amount from 2013 Form 540, line 19; Form 540NR, line 35; or Form 541, line 20a.

(a) Year of loss	(b) Code - See instructions	(c) Type of NOL - See below	(d) Initial loss	(e) Carryback limitations 75% of col. (d)	2012		2013		(j) Carryover to 2015 col. (j) minus (col. (i) plus col. (h))
					(f) Carryback used - See instructions	(g) After carryback col. (e) minus col. (f)	(h) Carryback used - See instructions	(i) After carryback col. (g) minus col. (h)	
3									
2014									
2014									
2014									
2014									
2014									

\*Type of NOL: General (GEN), New business (NB), Eligible Small business (ESB), or NOL attributable to a qualified disaster loss (DIS).

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**2014 Income from Passthroughs**

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CA ALL-SOURCES

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MONA CO DEVELOPMENT, LLC  
I.D. NUMBER: 88-0464692

**TAXABLE INCOME (LOSS) SUMMARY:**

NONPASSIVE LOSS ALLOWED	-163,005
NET INCOME (LOSS) FOR ENTITY	<u>-163,005</u>

**ACTIVITY INFORMATION:****MONACO**

ORDINARY INCOME (LOSS)	-163,005
TOTAL NONPASSIVE GAIN (LOSS)	<u><u>-163,005</u></u>

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**2014 Income from Passthroughs**

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CA ALL-SOURCES

STRANGER THAN FICTION, LLC  
I.D. NUMBER: 20-5503679

**TAXABLE INCOME (LOSS) SUMMARY:**

NONPASSIVE LOSS ALLOWED -93

NET INCOME (LOSS) FOR ENTITY -93

**ACTIVITY INFORMATION:**

STRANGER THAN FICTION

ORDINARY INCOME (LOSS) -93

TOTAL NONPASSIVE GAIN (LOSS) -93

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MICHAEL J. MONA JR & RHONDA H. MONA

CA SCHEDULE CA OTHER ADJUSTMENTS STATEMENT 1

DESCRIPTION	X IF NOT SUBJECT TO 2% OF AGI LIMIT	AMOUNT
MEDICAL/DENTAL EXPENSE ADJUSTMENT	X	1,943.
TOTAL TO SCHEDULE CA(540NR), LINE 41		1,943.

CA 3805V LINE 8 - NONBUSINESS DEDUCTIONS STATEMENT 2

DESCRIPTION	AMOUNT
CALIFORNIA ITEMIZED DEDUCTIONS	82,733.
TOTAL TO 3805V, LINE 8	82,733.

CA 3805V NONBUSINESS INCOME STATEMENT 3

DESCRIPTION	AMOUNT
INTEREST INCOME	21,256.
DIVIDEND INCOME	3,027.
TOTAL TO FORM 3805V, LINE 9	24,283.

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STATEMENT(S) 1, 2, 3  
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ALTERNATIVE MINIMUM TAX

3805V  
CALIFORNIA FORM  
3805V

TAXABLE YEAR

2014 Net Operating Loss (NOL) Computation and NOL and Disaster Loss Limitations - Individuals, Estates, and Trusts

Attach to your California tax return.  
Name(s) as shown on return

SSN or TIN

FEIN

MICHAEL J. MONA JR & RHONDA H. MONA

Part I Computation of Current Year NOL for Individuals, Estates, and Trusts. If you do not have a current year NOL, go to Part II.

Section A - California Residents Only (Nonresidents go to Section 3.)

1	Adjusted gross income from 2014 Form 540, line 17. If negative, use brackets.	1	00
	Estates and Trusts, begin on line 3		
2	Itemized deductions or standard deduction from 2014 Form 540, line 18	2	00
3	Combine line 1 and line 2. (Estates and Trusts, enter taxable income, see instructions.) If negative, use brackets.		
	If positive, enter -0- here and on line 25. Do not complete the rest of Section A. You do not have a current year NOL.		
	Complete Part II and Part III if you have a carryover from prior years	3a	00
b	2014 designated disaster loss included in line 3a. Enter as a positive number	3b	00
c	Combine line 3a and line 3b. If negative, use brackets and continue to line 4. If zero or more, do not complete the rest of Part I. Enter the amount from line 3b, if any, in Part III, line 3, column (d) and complete Part II and Part III as instructed	3c	00
Enter amounts on line 4 through line 24 as if they were all positive numbers. See instructions.			
4	Nonbusiness capital losses	4	00
5	Nonbusiness capital gains	5	00
6	If line 4 is more than line 5, enter the difference; otherwise, enter -0-	6	00
7	If line 4 is less than line 5, enter the difference; otherwise, enter -0-	7	00
8	Nonbusiness deductibles	8	00
9	Nonbusiness income other than capital gains	9	00
10	Add line 7 and line 9	10	00
11	If line 8 is more than line 10, enter the difference; otherwise, enter -0-	11	00
12	If line 8 is less than line 10, enter the difference; otherwise, enter -0-	12	00
13	Business capital losses	13	00
14	Business capital gains	14	00
15	Add line 12 and line 14	15	00
16	If line 13 is more than line 15, enter the difference; otherwise, enter -0-	16	00
17	Add line 6 and line 16	17	00
18	Enter the loss, if any, from line 8 of Schedule D (540). Estates and Trusts, enter the loss, if any, from line 9, column (c), of Schedule D (541). If you do not have a loss on that line, skip line 18 through line 21 and enter on line 22 the amount from line 17	18	00
19	Enter the loss, if any, from line 9 of Schedule D (540). Estates and Trusts, enter the loss, if any, from line 10 of Schedule D (541). Enter as a positive number	19	00
20	If line 18 is more than line 19, enter the difference; otherwise, enter -0-	20	00
21	If line 19 is more than line 18, enter the difference; otherwise, enter -0-	21	00
22	Subtract line 20 from line 17. If zero or less, enter -0-	22	00
23	NOL and disaster loss carryovers from prior years	23	00
24	Add lines 11, 21, 22, and 23	24	00
25	Current Year NOL. Combine line 3c and line 24. See instructions. If more than zero, enter -0-. You do not have a current year NOL to carryback or carryover	25	00
If the individual, Estate, or Trust is using the current year NOL to carryback to offset taxable income for taxable years 2012 and/or 2013, complete Part IV, NOL Carryback, on Side 4 before completing Part I, Section A, lines 26-28 below. Enter lines 26 and 27 as positive numbers.			
26	2014 NOL carryback used to offset 2012 taxable income. Enter the amount from Part IV, line 3, col. (f)	26	00
27	2014 NOL carryback used to offset 2013 taxable income. Enter the amount from Part IV, line 3, col. (h)	27	00
28	2014 NOL carryover to 2015. Combine line 25, line 25, and line 27. See instructions. If more than zero, enter -0-. You do not have a current year NOL to carryover	28	00

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FTB 3805V 2014 Side 1

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## Section B - Nonresidents and Part-Year Residents Only - Computation of Current Year California NOL

	A	B	C	D	E
	Enter (tax) amounts as if you were a CA resident for entire year.	Enter amounts earned or received from CA sources if you were a nonresident for the entire year.	Enter amounts earned or received during the portion of the year you were a CA resident.	Enter amounts earned or received from CA sources during the portion of the year you were a nonresident.	Total Combine columns C and D.
1 Adjusted gross income. See instructions. If negative, use brackets.	1 77,706.				
2 Itemized deductions or standard deduction. See instructions. STMT 4.	2 ( 63,058 )				
3 a Combine line 1 and line 2. See instructions.	3a 0.				
b 2014 designated disaster loss included in line 3a. Enter as a positive number.	3b				
c Combine line 3a and line 3b. If negative, use brackets and continue to line 4.	3c				
Enter amounts on line 4 through line 24 as if they were all positive numbers.					
4 Nonbusiness capital losses	4				
5 Nonbusiness capital gains	5				
6 If line 4 is more than line 5, enter the difference; otherwise, enter -0-	6				
7 If line 4 is less than line 5, enter the difference; otherwise, enter -0-	7				
8 Nonbusiness deductions	8				
9 Nonbusiness income (other than capital gains)	9				
10 Add line 7 and line 9	10				
11 If line 8 is more than line 10, enter the difference; otherwise, enter -0-	11				
12 If line 8 is less than line 10, enter the difference; otherwise, enter -0-	12				
13 Business capital losses	13				
14 Business capital gains	14				
15 Add line 12 and line 14	15				
16 If line 13 is more than line 15, enter the difference; otherwise, enter -0-	16				
17 Add line 6 and line 16	17				
18 Enter the loss, if any, from line 4 of Schedule D (540NR) worksheet for nonresidents and part-year residents. See instructions.	18				
19 Enter the loss, if any, from line 5 of Schedule D (540NR) worksheet for nonresidents and part-year residents. Enter as a positive number.	19				
20 If line 18 is more than line 19, enter the difference; otherwise, enter -0-	20 497,253.				
21 If line 19 is more than line 18, enter the difference; otherwise, enter -0-	21 0.				
22 Subtract line 20 from line 17. If zero or less, enter -0-	22 3,000.				
23 NOL & disaster loss carryovers from prior years	23				
24 Add lines 21, 22, 23	24				
25 Current Year NOL. Combine line 24 and line 23. See instructions. If more than zero, enter -0-	25 0.				0.
If the individual, estate, or trust is using the current year NOL to carryback to offset taxable income for taxable years 2012 and/or 2013, complete Part IV, NOL Carryback, on Side 4 before completing Part I, Section B, lines 26-28 below. Enter lines 26 and 27 as positive numbers.					
26 2014 NOL carryback used to offset 2013 taxable income (from the schedule from Part IV, line 3, col. A)	26				
27 2014 NOL carryback used to offset 2012 taxable income (from the schedule from Part IV, line 3, col. B)	27				
28 2014 NOL carryover to 2015. Combine line 25, line 26, and line 27. If more than zero, enter -0-	28 0.				

Side 2 FTB 3805V 2014

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**Section C - Election to Waive Carryback**

☒ Check the box if the Individual, Estate, or Trust elects to "relinquish" the entire carryback period with respect to a 2014 NOL under IRC Section 172(b)(3). By making the election, the Individual, Estate, or Trust is electing to carry an NOL forward instead of carrying it back in the previous two years. Once the election is made, it is irrevocable. See instructions.

Continue with Part II, Determine 2014 Modified Taxable Income (MTI) and Part III, NOL Carryover and Disaster Loss Carryover Limitations. Do not complete Part IV, NOL Carryback.

**Part II Determine 2014 Modified Taxable Income (MTI). Be sure to read the instructions for Part II.**

1 Taxable income. See instructions.	1	0.	00
Enter amounts on line 2 through line 4 as if they were all positive numbers.			
2 Capital loss deduction included in line 1	2		00
3 Disaster loss carryover included in line 1	3		00
4 NOL carryover included in line 1	4		00
5 MTI. Combine line 1 through line 4. If line 5 is zero or less, enter -0-	5	0.	00

**Part III NOL Carryover and Disaster Loss Carryover Limitations. See instructions.**

	(g) Available balance
1 MTI from Part II, line 5	1

**Prior Year NOLs**

(a) Year of loss	(b) Code See instructions	(c) Type of NOL See instructions	(d) Initial loss	(e) Carryover from 2013	(f) Amount used in 2014	(h) Carryover to 2015 col. (e) - col. (f)
2						
2007		GEN	3,069.	3,069.	0.	3,069.
2009		GEN	143,536.	143,536.	0.	143,536.

col. (d) - col. (f)  
See instructions

**Current Year NOLs**

(a) Year of loss	(b) Code See instructions	(c) Type of NOL See instructions	(d) Initial loss	(e) Carryover from 2013	(f) Amount used in 2014	(h) Carryover to 2015 col. (e) - col. (f)
3 2014		DIS				
4 2014						
2014						
2014						

\* Type of NOL: General (GEN), New Business (NB), Eligible Small Business (ESB), or Disaster (DIS).

5 NOL carryover. Add the carryover amounts in column (h) that are not the result of a disaster loss	5	146,605.	00
6 Disaster loss carryover. Enter the total loss carryover amounts in column (h) that are the result of disaster losses	6		00

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FTB 3006V 2014 Side 3

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**Part IV NOL Carryback.** See instructions.

- 1 2012 Taxable Income - Enter the amount from 2012 Form 540, line 19; Form 540NB, line 35; or Form 541, line 20a.  
 2 2013 Taxable Income - Enter the amount from 2013 Form 540, line 19; Form 540NB, line 35; or Form 541, line 20a.

(a) Year of loss	(b) Code - See instructions	(c) Type of loss - See instructions	(d) Initial loss	(e) Carryback limitations 75% of col. (d)	2012		2013		(i) Carryover to 2015 col. (d) minus col. (f) plus col. (h)
					(f) Carryback used - See instructions	(g) After carryback col. (e) minus col. (f)	(h) Carryback used - See instructions	(i) After carryback col. (g) minus col. (h)	
3									
2014									
2014									
2014									
2014									
2014									

\*Type of NOL: General (GEN), New Business (NB), Eligible Small Business (ESB), or NOL attributable to a qualified disaster loss (DIS).

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MICHAEL J. MONA JR & RHONDA H. MONA

CA 3805V AMT      ALTERNATIVE MINIMUM TAX ITEMIZED DEDUCTIONS      STATEMENT 4

DESCRIPTION	AMOUNT
FORM 540NR, LINE 18	82,733.
PERSONAL AND REAL PROPERTY TAXES AMT ADJUSTMENT	-19,675.
TOTAL TO 3805V AMT, LINE 2	63,058.

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MONA, MICHAEL

STATEMENT(S) 4

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MONA 2nd JDE - 00445

## RESIDENTIAL LEASE/RENTAL AGREEMENT

### PARTIES:

LANDLORD: Bainburgh Holdings LLC, a Nevada limited liability company

TENANT(S): Michael Mona and Rhonda Mona

PROPERTY ADDRESS: 877 Island Blvd., #1101, San Diego, California 92101

1. **TERM:** The premises are leased for a period of thirty-six (36) months until September 30, 2017 (the "Initial Term"), and said term shall be automatically renewed for additional terms of thirty-six (36) months each unless written notice of termination is delivered by a party hereto to the other party no later than thirty (30) days prior to the expiration of the then effective term.

2. **PAYMENT:** As consideration and payment for the lease herein, commencing October 1, 2014 and for the term of the Lease, TENANT agrees to pay the following: (a) all real estate taxes, assessments and other amounts due and payable on the Leased Premises; (b) all condominium or homeowner association fees and assessments; (c) all utilities and/or similar services supplied to the premises; and (d) all property and other types of insurance payable on the Leased Premises as described hereafter.

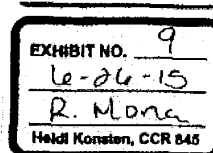
3. **SECURITY DEPOSITS:** TENANT shall deposit with LANDLORD the sum of \$0 as a security deposit to secure TENANT'S faithful performance of the terms of this lease. After TENANT has vacated, leaving the premises vacant, the LANDLORD may use the security deposit for the cleaning of the premises, any unusual wear and tear to the premises or common areas, and any rent or other amounts owed pursuant to the lease agreement or pursuant to the laws of the State of California. TENANT may not use said deposit for rent owed during the term of the lease. Within 21 days of the TENANT vacating the premises, LANDLORD shall furnish TENANT a written statement indicating any amounts deducted from the security deposit and returning the balance to the TENANT. If TENANT fails to furnish a forwarding address to LANDLORD, then LANDLORD shall send said statement and any security deposit refund to the leased premises.

4. **OCCUPANTS:** The premises shall not be occupied by any person other than those designated above as TENANT with the exception of their children, if any. Any person staying 14 days cumulative or longer, without the LANDLORD'S written consent, shall be considered as occupying the premises in violation of this agreement.

5. **SUBLETTING OR ASSIGNING:** TENANT agrees not to assign or sublet the premises, or any part thereof, without first obtaining written permission from LANDLORD.

6. **PARKING:** TENANT shall abide by ordinances of the San Diego County, California, if any, and the condominium association related to parking in the condominium facility parking garage and shall pay all costs associated therewith. TENANT may not assign, sublet, or allow any other person to use the parking at the premises. TENANT may not repair or paint in this space or at any other common area on the premises. Any vehicle that is leaking any substance must not be parked anywhere on the premises.

7. **CONDITION OF PREMISES:** TENANT has inspected the premises and noted in writing any damage, maintenance or cleaning work that must be completed by LANDLORD. LANDLORD will forthwith take such actions as are reasonably necessary to correct the damage, maintenance or cleaning work noted



MONA 2nd JDE - 011478

by TENANT. TENANT promises to keep the premises in a neat and sanitary condition and shall be solely responsible to pay for any sums necessary to repair any item, fixture or appurtenance that needs service for any reason.

8. ALTERATIONS: TENANT shall be entitled to make reasonable alterations to the premises, including but not limited to installing aerials, lighting fixtures, dishwashers, washing machines, dryers or other but shall be solely responsible for the costs thereof. In this regard, TENANT shall ensure that no lien or other charge is levied against the premises as a result of any such alterations or improvements. TENANT shall not place placards, signs, or other exhibits in a window or any other place where they can be viewed by other residents or by the general public.

9. NOISE AND DISRUPTIVE ACTIVITIES: TENANT or his/her guests and invitees shall not disturb, annoy, endanger or inconvenience other tenants of the building, neighbors, the LANDLORD or his agents, or workmen nor violate any law, nor commit or permit waste or nuisance in or about the premises. Further, TENANT shall not do or keep anything in or about the premises that will obstruct the public spaces available to other residents.

10. LANDLORD'S RIGHT OF ENTRY: LANDLORD may enter and inspect the premises during normal business hours and upon reasonable advance notice of at least 24 hours to TENANT. LANDLORD is permitted to make all alterations, repairs and maintenance that in LANDLORD'S judgment is necessary to perform. In addition LANDLORD has all right to enter as provided in the laws of the State of Nevada. If the work performed requires that TENANT temporarily vacate the premises, then TENANT shall vacate for this temporary period upon being served a 7 days notice by LANDLORD. TENANT agrees that in such event that TENANT will be solely compensated by a corresponding reduction in rent for those many days that TENANT was temporarily displaced.

If the work to be performed requires the cooperation of TENANT to perform certain tasks, then those tasks shall be performed upon serving 24 hours written notice by LANDLORD. (EXAMPLE -removing food items from cabinets so that the unit may be sprayed for pests)

11. REPAIRS BY LANDLORD: Where a repair is the responsibility of the LANDLORD, TENANT must notify LANDLORD with a written notice stating what item needs servicing or repair. TENANT must give LANDLORD a reasonable opportunity to service or repair said item. TENANT acknowledges that rent will not be withheld unless a written notice has been served on LANDLORD giving LANDLORD a reasonable time to fix said item. Under no circumstances may TENANT withhold rent unless said item constitutes a substantial breach of the warranty of habitability as provided by the laws of the State of Nevada.

12. INSURANCE: TENANT shall maintain a property insurance as well as personal property insurance policy to cover any losses sustained to the premises or TENANT'S personal property or vehicle. It is acknowledged that TENANT'S insurance policy shall indemnify LANDLORD for any losses sustained to the premises and shall name the LANDLORD as an additional insured beneficiary thereof. TENANT'S failure to maintain said policy shall be a complete waiver of TENANT'S right to seek damages against LANDLORD for the above stated losses.

13. TERMINATION OF LEASE/RENTAL AGREEMENT: At the expiration of the term set forth above in paragraph 2, this lease shall become a month to month tenancy upon the approval of LANDLORD. Where said term is a month to month tenancy, either party may terminate this tenancy by the serving of a 30 day written notice.

07

MONA 2nd JDE - 01148  
0479

14. **WAIVER:** LANDLORD'S failure to require compliance with the conditions of this Agreement, or to exercise any right provided herein, shall not be deemed a waiver by LANDLORD of such condition or right. LANDLORD'S acceptance of rent with knowledge of any default under agreement by TENANT shall not be deemed a waiver of such default, nor shall it limit LANDLORD'S rights with respect to that or any subsequent right. If is further agreed between the parties that the payment of rent at any time shall not be a waiver to any UNLAWFUL DETAINER action unless LANDLORD in writing specifically acknowledges that this constitutes a waiver to the UNLAWFUL DETAINER action.

15. **VALIDITY/SEVERABILITY:** If any provision of this agreement is held to be invalid, such invalidity shall not affect the validity or enforceability of any other provision of this Agreement.

16. **ATTORNEY FEES:** In the event action is brought by any party to enforce any terms of this agreement or to recover possession of the premises, the prevailing party shall recover from the other party reasonable attorney fees. It is acknowledged, between the parties, that jury trials significantly increase the costs of any litigation between the parties. It is also acknowledged that jury trials require a longer length of time to adjudicate the controversy. On this basis, all parties waive their rights to have any matter settled by jury trial.

17. **NOTICES:** All notices to the tenant shall be deemed served upon mailing by first class mail, addressed to the tenant, at the subject premises or upon personal delivery to the premises whether or not TENANT is actually present at the time of said delivery. All notices to LANDLORD shall be served by mailing first class mail or by personal delivery to such address as LANDLORD may designate in writing to TENANT.

18. **PERSONAL PROPERTY OF TENANT:** Once TENANT vacates the premises, all personal property left on the premises shall be stored by the LANDLORD for 18 days. If within that time period, TENANT does not claim said property, LANDLORD may dispose of said items in any manner LANDLORD chooses.

19. **ENTIRE AGREEMENT:** The foregoing Agreement constitutes the entire agreement between the parties and supersedes any oral or written representations or agreements that may have been made by either party. Further, TENANT represents that TENANT has relied solely on TENANT'S judgment in entering into this agreement. TENANT acknowledges having been advised to consult with independent legal counsel before entering into this Agreement and has decided to waive such representation and advice. TENANT acknowledges that TENANT has read and understood this agreement and has been furnished a duplicate original.

EXECUTED on the date set forth hereafter.

Bamburgh Holdings LLC

Nicolas Filardo, Manager

Date: 10/15/2014

TENANTS:

Michael Mona

Rhonda Mona

Date: 10/15/14

MONA 2nd JDB - 01148 0480

NON-REVOLVING LOAN AGREEMENT

Payor: Michael Mona Jr. and Rhonda Mona  
2793 Red Arrow Dr.  
Las Vegas, NV 89135

Holder: Adam Curtis  
4565 Wynn Rd.  
Las Vegas, NV 89103

For value received Michael Mona Jr. and Rhonda Mona, husband and wife, jointly and severally, or their assigns ("Payor") promise to pay to Adam Curtis ("Holder"), or order the principal sum of Eight Hundred Thousand Dollars (\$800,000) on the terms set forth below.

1. **Series of Notes.** This note (the "Note") may be issued as part of a series of similar notes (collectively, the "Notes") to be issued for loans made to Payor by Holder. The balance of the Notes hereby issued may increase by additional loans from Holder to Payor without the need for amended, additional or supplementary Promissory Notes to be executed. Such additional loans will be added to Schedule 'A' attached hereto and each shall be deemed Notes payable under terms identical to those set forth in this Note. All Notes shall be deemed issued under terms identical to those set forth in this Note. A balance of each Note will be maintained by the Payor showing loans received, interest accrued and repayments made by Payor. The Notes shall bear interest at a rate of 5% per annum and shall be repaid as set forth below in this Section 1:

A. **Maturity Date; Interest Payment.** The Note shall be repaid in full, including principal and accrued but unpaid interest on or before the 9th day of June, 2016 (the "Maturity Date") unless extended an additional term by the mutual agreement of the Parties. Prior to the Maturity Date, Payor shall make quarterly payments to Holder equal to the accrued but unpaid interest on the outstanding principal balance of the Note. Said quarterly interest payment shall be paid on or before the 1st day of the months of January, April, July and October with the initial payment made on or before October 1, 2014. All payments of principal, interest and sums payable hereunder to be paid in lawful money of the United States of America and shall be delivered to such banking institution as Holder may designate from time to time.

B. **Payment Prior to Maturity.** This Note may be paid in full prior to the Maturity Date, provided Payor shall give Holder fifteen (15) days prior written notice of Payor's intent to pay the Note in full.

2. **Events of Default:** The following shall constitute events of default (hereafter referred to individually or collectively as an "Event of Default"), the occurrence of one or more of which shall entitle Holder, at its option, without notice or presentment or demand, to declare the entire indebtedness evidenced hereby as immediately due and payable regardless of the Maturity Date:

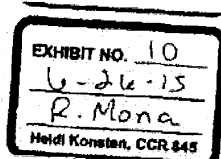
A. Payor's failure to make any payment when due hereunder;

B. The termination or breach of any agreement, including agreements other than this Note Agreement, in existence or hereafter entered into between Payor and Holder (or any affiliate of Holder), or the nullification of any such agreement by legal process or otherwise; or

C. The (i) insolvency of Payor, or (ii) the commencement of any proceedings under any bankruptcy or insolvency laws relating to the relief of debtors; or (iii) the appointment of a receiver over some or a substantial portion of the assets of Payor, the occurrence of which causes Holder in good faith to deem itself insecure.

Upon the occurrence and during the continuance of a Default, the Holder may, by written notice to Payor, accelerate the due date of the principal amount owing under the Notes. Such accelerated amounts shall become immediately due and payable upon receipt of such notice by Payor. If the Holder accelerates the amounts due under the Notes,

2



MONA 2nd JDLI - 00058 0481



the Holder shall have the right to pursue any or all of the remedies provided in this Note, including, but not limited to, the right to bring suit on the Notes.

3. Waiver: Payor hereby waives any and all presentment, notice of presentment, demand, notice of demand, protest, notice of protest, notice of dishonor or non-payment of the Note. The failure of Holder to exercise its rights hereunder upon the occurrence of an Event of Default shall not be deemed a waiver of such right by Holder.

4. Collection Costs and Fees: In the event the Note is placed with an attorney for collection, or a legal proceeding is commenced to enforce the provision hereof, Payor shall pay all costs of suit and collection, including any and all attorney's fees and costs actually incurred Holder in any such legal action, regardless of whether or not actual litigation is initiated and specifically until such time all post-judgment collection actions have concluded. Payor acknowledges and agrees that Holder's attorney's normal hourly rates shall be deemed reasonable.

5. Governing Law: This Note has been made and delivered in the State of Nevada, with reference to the laws of the State of Nevada, and the legality, enforceability and construction of this Note shall be governed by the laws of the State of Nevada and all legal proceedings arising herefrom shall be brought in the courts of the State of Nevada, located in Clark County. The undersigned consents to the jurisdiction of said courts for this purpose.

IN WITNESS WHEREOF, these presents are executed as of the date written below.

Payor:

Holder:

By: [Signature]  
Name: Michael Moná Jr, individually

By: [Signature]  
Name: Adam Curtis, individually

Date: 6-9-14

Date: 6-9-14

By: [Signature]  
Name: Rhonda Moná, individually

Schedule 'A'

Loan Schedule

Date of Loan	Loan Amount	Maturity Date
June 10, 2014	\$800,000	June 9, 2014 <i>Scallo</i>

*of ATM*  
*N*

Customer Service 1-800-803-8897  
www.capitalone.com

Page 1 of 1

Apr. 15 - May. 14, 2015 30 Days in Billing Cycle

Account ending in

**NEW BALANCE** \$410.88

**MINIMUM PAYMENT** \$25.00

**DUE DATE** Jun 11, 2015

PLEASE PAY AT LEAST THIS AMOUNT

Credit Limit: \$1,600.00  
Available Credit: \$1,189.12

Cash Advance Credit Limit: \$1,600.00  
Available Credit for Cash Advances: \$1,189.12

**MINIMUM PAYMENT WARNING:** If you make only the minimum payment each period, you will pay more in interest and it will take you longer to pay off your balance. For example:

Payment Amount Each Period (If No Additional Charges Are Made)	Approximate Time to Pay Off	Estimated Total Cost
Minimum Payment	2 Years	\$473

If you would like information about credit counseling services, call 1-888-326-8555.

**LATE PAYMENT WARNING:** If we do not receive your minimum payment by your due date, you may have to pay a late fee of up to \$35.00 and your APR may be increased up to the Penalty APR of 29.99%.

Previous Balance	Payments and Credits	Fees and Interest Charged	Transactions	New Balance
\$410.88	\$102.18	\$0.00	\$410.88	\$410.88

**TRANSACTIONS**

PAYMENTS, CREDITS & ADJUSTMENTS FOR MICHAEL J MONA #4445

1 27 APR Cap 1 Electronic Payment/Direct Debit 27-APR (\$102.18)

**TRANSACTIONS FOR MICHAEL J MONA #4445**

1 03 MAY FIT ATHLETIC CLUB SAN DIEGO CA \$399.00

2 05 MAY FIT ATHLETIC CLUB SAN DIEGO CA \$11.88

Total Transactions This Period \$410.88

**FEES**

Total Fees This Period \$0.00

**INTEREST CHARGED**

Total Interest This Period \$0.00

**TOTALS YEAR TO DATE**

Total Fees This Year \$0.00

Total Interest This Year \$0.00

**REWARDS INFORMATION**

PREVIOUS AVAILABLE REWARDS BALANCE \$5,309

REWARDS EARNED THIS PERIOD 411

(Reflects transactions posted during this billing cycle)

AVAILABLE BALANCE AS OF 05/14/2015 \$5,720

For up-to-date rewards tracking, visit [www.capitalone.com](http://www.capitalone.com) or simply call 1-800-428-3001

**No Hassle rewards**

**INTEREST CHARGE CALCULATION**

Your Annual Percentage Rate (APR) is the annual interest rate on your account.

Type of Balance	Annual Percentage Rate (APR)	Balance Subject to Interest Rate	Interest Charge
Purchases	14.55% D	\$0.00	\$0.00
Cash Advances	14.55% D	\$0.00	\$0.00

P.L.D.F. = Variable Rate. See reverse of page 1 for details.

PLEASE RETURN PORTION BELOW WITH PAYMENT OR LOG ON TO WWW.CAPITALONE.COM TO MAKE YOUR PAYMENT ONLINE.

1 4121749274694445 14 0410880102180025007

Account ending in 4445

Due Date	New Balance	Minimum Payment	Amount Enclosed
Jun 11, 2015	\$410.88	\$25.00	

PLEASE PAY AT LEAST THIS AMOUNT

**LESS WASTE!**

Since you haven't been sending your payments by mail for the past year, we'll stop sending those pesky envelopes. You can continue to eliminate waste by signing up for paperless statements at [www.capitalone.com](http://www.capitalone.com).

400021

MICHAEL J MONA  
KHONDA H MONA  
STE 0  
2600 S RAINBOW BLVD  
LAS VEGAS, NV 89146-5146

07189  
700 189

Capital One Bank (USA), N.A.  
P.O. Box 60599  
City of Industry, CA 91716-0599

EXHIBIT NO. 11  
6-26-15  
R. Mona  
Heidi Konsten, CCR 845

MONA 2nd JDB - 001300484



Page 1 of 2  
Customer Service 1-800-893-3837  
www.capitalone.com

Mar. 15 - Apr. 14, 2015 31 Days in Billing Cycle

Visa Platinum Account ending in [REDACTED]  
NEW BALANCE \$102.18  
MINIMUM PAYMENT \$25.00  
DUE DATE May 11, 2015

PLEASE PAY AT LEAST THIS AMOUNT

Credit Limit: \$1,000.00 Cash Advance Credit Limit: \$1,000.00  
Available Credit: \$1,497.82 Available Credit for Cash Advances: \$1,497.82

MINIMUM PAYMENT WARNING: If you make only the minimum payment each period, you will pay more in interest and it will take you longer to pay off your balance. For example:

Payment Amount Each Period If No Additional Charges Are Made	Approximate Time to Pay Off Statement Balance	Estimated Total Cost
Minimum Payment	6 Months	\$106

If you would like information about credit counseling services, call 1-888-326-8003.

LATE PAYMENT WARNING: If you do not receive your minimum payment by your due date, you may have to pay a late fee of up to \$35.00 and your APR may be increased up to the Penalty APR of 29.99%.

Previous Balance	Payments and Credits	Fees and Interest Charged	Transactions	New Balance
\$226.02	\$706.57	\$59.00	\$523.13	\$102.18

#### TRANSACTIONS

PAYMENTS, CREDITS & ADJUSTMENTS FOR MICHAEL J MONA #4445

1	16 MAR Cap 1 Electronic Payment AutoSave 16-MAR	\$226.02
2	08 APR Cap 1 Electronic Payment AutoSave 08-APR	\$479.05

TRANSACTIONS FOR MICHAEL J MONA #4445

1	13 MAR FIT ATHLETIC CLUB SAN DIEGO CA	\$11.98
2	16 MAR FIT ATHLETIC CLUB SAN DIEGO CA	\$23.76
3	20 MAR FIT ATHLETIC CLUB SAN DIEGO CA	\$20.00
4	20 MAR FIT ATHLETIC CLUB SAN DIEGO CA	\$20.01
5	30 MAR FIT ATHLETIC CLUB SAN DIEGO CA	\$5.30
6	03 APR FIT ATHLETIC CLUB SAN DIEGO CA	\$399.00
7	08 APR FIT ATHLETIC CLUB SAN DIEGO CA	\$43.18
Total Transactions This Period		\$523.13

#### FEES

1	14 APR CAPITAL ONE MEMBER FEE	\$59.00
Total Fees This Period		\$59.00

Transactions continue on page 2

#### REWARDS INFORMATION

PREVIOUS AVAILABLE REWARDS BALANCE	\$5,286
REWARDS EARNED THIS PERIOD	\$25
AVAILABLE BALANCE AS OF 04/14/2015	\$5,311

For up-to-date rewards tracking, visit  
www.capitalone.com  
or simply call 1-800-225-3001



#### INTEREST CHARGE CALCULATION

Your Annual Percentage Rate (APR) is the annual interest rate on your account.

Type of Balance	Annual Percentage Rate (APR)	Balance Subject to Interest Rate	Interest Charge
Purchases	14.59% D	\$0.00	\$0.00
Cash Advances	14.59% D	\$0.00	\$0.00

P.L.O.F. = Variable Rate. See reverse of page 1 for details.

PLEASE RETURN PORTION BELOW WITH PAYMENT OR LOG ON TO WWW.CAPITALONE.COM TO MAKE YOUR PAYMENT ONLINE.

1 4121749274694445 14 0102180479950025006



Account ending in 4445

Due Date	New Balance	Minimum Payment	Amount Enclosed
May 11, 2015	\$102.18	\$25.00	

PLEASE PAY AT LEAST THIS AMOUNT

#### LESS WASTE!

Since you haven't been sending your payments by mail for the past year, we'll stop sending these pesky envelopes. You can continue to eliminate waste by signing up for paperless statements at www.capitalone.com.

400022

MICHAEL J MONA  
RHONDA H MONA  
STE 0  
2600 S RAINBOW BLVD  
LAS VEGAS, NV 89146-5276

101787  
10P 453

Capital One Bank (USA), N.A.  
P.O. Box 10577  
City of Industry, CA 91713-0577

MONA 2nd JDB - 00121485

Page 1 of 1  
Customer Service 1-800-903-3637  
www.capitalone.com

Jan. 15 - Feb. 14, 2015 31 Days in Billing Cycle

**Capital One**

Account ending in

**Visa Platinum**

**NEW BALANCE** \$270.90  
**MINIMUM PAYMENT** \$25.00  
**DUE DATE** Mar 11, 2015

PLEASE PAY AT LEAST THIS AMOUNT

Credit Limit \$1,600.00  
Available Credit \$1,329.10

Cash Advance Credit Limit \$1,600.00  
Available Credit for Cash Advances \$1,329.10

**MINIMUM PAYMENT WARNING:** If you make only the minimum payment each period, you will pay more in interest and it will take you longer to pay off your balance. For example, Payment Amount Each Period If No Additional Charges Are Made Approximate Time to Pay Off Statement Balance Estimated Total Cost 15 Months \$297. If you would like information about credit counseling services, call 1-800-326-0055.

**LATE PAYMENT WARNING:** If we do not receive your minimum payment by your due date, you may have to pay a late fee of up to \$29.00 and your APRs may be increased up to the Penalty APR of 23.40%.

Previous Balance	Payments and Credits	Fees and Interest Charged	Transactions	New Balance
\$0.00	\$0.00	\$0.00	\$270.90	\$270.90

**TRANSACTIONS**

PAYMENTS, CREDITS & ADJUSTMENTS FOR MICHAEL J MONA #4445

TRANSACTIONS FOR MICHAEL J MONA #4445

1	28 JAN	FIT ATHLETIC CLUB SAN DIEGO CA	\$68.04
2	30 JAN	FIT ATHLETIC CLUB SAN DIEGO CA	\$2.85
3	03 FEB	FIT ATHLETIC CLUB SAN DIEGO CA	\$200.00
▶ Total Transactions This Period			\$270.90

**FEES**

Total Fees This Period	\$0.00
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**INTEREST CHARGED**

Total Interest This Period	\$0.00
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**TOTALS YEAR TO DATE**

Total Fees This Year	\$0.00
Total Interest This Year	\$0.00

**REWARDS INFORMATION**

PREVIOUS AVAILABLE REWARDS BALANCE \$1,295

REWARDS EARNED THIS PERIOD 271

Reflects transactions posted during this billing cycle.

AVAILABLE BALANCE AS OF 02/14/2015 \$1,566

For up-to-date rewards tracking, visit [www.capitalone.com](http://www.capitalone.com) or simply call 1-800-226-8001

**No Hassle rewards**

**INTEREST CHARGE CALCULATION**

Your Annual Percentage Rate (APR) is the annual interest rate on your account.

Type of Balance	Annual Percentage Rate (APR)	Balance Subject to Interest Rate	Interest Charge
Purchases	14.55% D	\$0.00	\$0.00
Cash Advances	14.55% D	\$0.00	\$0.00

P, D, F = Variable Rate. See reverse of page 1 for details.

PLEASE RETURN PORTION BELOW WITH PAYMENT OR LOG ON TO WWW.CAPITALONE.COM TO MAKE YOUR PAYMENT ONLINE.

1 4121749274694445 14 0270900300000025002

**Capital One**

Account ending in 4445

Due Date	New Balance	Minimum Payment	Amount Enclosed
Mar 11, 2015	\$270.90	\$25.00	

PLEASE PAY AT LEAST THIS AMOUNT

MICHAEL J MONA  
RHONDA H MONA  
STE B  
2680 S RAINBOW BLVD  
LAS VEGAS, NV 89146-5196

NO POSTAGE  
NECESSARY  
IF MAILED  
IN THE  
UNITED STATES

**LESS WASTE!**

Since you haven't been sending your payments by mail for the past year, we'll stop sending those pesky envelopes. You can continue to eliminate waste by signing up for paperless statements at [www.capitalone.com](http://www.capitalone.com).

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Capital One Bank (USA), N.A.  
P.O. Box 40577  
City of Industry, CA 91714-0577

MONA 2nd JDB - 00135486



Page 1 of 1  
Customer Service 1-800-903-9897  
www.capitalone.com

Sep. 15 - Oct. 14, 2014 30 Days in Billing Cycle

Visa Platinum

**NEW BALANCE**  
\$200.00

**MINIMUM PAYMENT**  
\$25.00

**DUE DATE**  
Nov 11, 2014

PLEASE PAY AT LEAST THIS AMOUNT

Credit Limit: \$1,600.00

Cash Advance Credit Limit: \$1,600.00

Available Credit: \$1,400.00

Available Credit for Cash Advances: \$1,400.00

**MINIMUM PAYMENT WARNING:** If you make only the minimum payments each period, you will pay more in interest and it will take you longer to pay off your balance. For example:

Payment Amount Each Period If No Additional Charges Are Made	Approximate Time to Pay Off Statement Balance	Estimated Total Cost
Minimum Payment	11 Months	\$214

If you would like information about credit counseling services, call 1-800-928-8055.

**LATE PAYMENT WARNING:** If you do not receive your minimum payment by your due date, you may have to pay a late fee of up to \$35.00 and your APR may be increased up to the Penalty APR of 29.49%.

Previous Balance	Payments and Credits	Fees and Interest Charged	Transactions	New Balance
\$232.70	\$1,232.70	\$0.00	\$1,200.00	\$200.00

#### TRANSACTIONS

PAYMENTS, CREDITS & ADJUSTMENTS FOR MICHAEL J MONA #4445

1 29 SEP Cap 1 Electronic Pmt Autodebit 29-SEP (\$1,232.70)

TRANSACTIONS FOR MICHAEL J MONA #4445

1 15 SEP HY ATHLETIC CLUB SAN DIEGO \$1,000.00

2 03 OCT HY ATHLETIC CLUB SAN DIEGO \$200.00

Total Transactions This Period \$1,200.00

#### FEES

Total Fees This Period \$0.00

#### INTEREST CHARGED

Total Interest This Period \$0.00

#### TOTALS YEAR TO DATE

Total Fees This Year \$59.30

Total Interest This Year \$0.74

#### REWARDS INFORMATION

PREVIOUSLY AVAILABLE REWARDS BALANCE \$2,241.83

REWARDS BALANCED THIS PERIOD 1,831.83

Subject to maximum point earning of 1,000,000 points

AVAILABLE BALANCE AS OF 10/14/2014 \$418.00

For up-to-date rewards tracking, visit  
www.capitalone.com  
or simply call 1-800-228-5001

No Hassle rewards

#### INTEREST CHARGE CALCULATION

Your Annual Percentage Rate (APR) is the annual interest rate on your account.

Type of Balance	Annual Percentage Rate (APR)	Balance Subject to Interest Rate	Interest Charge
Purchases	14.35% D	\$0.00	\$0.00
Cash Advances	14.35% D	\$0.00	\$0.00

P.L.D.F. = Variable Rate. See reverse of page 1 for details.

PLEASE RETURN PORTION BELOW WITH PAYMENT OR LOG ON TO WWW.CAPITALONE.COM TO MAKE YOUR PAYMENT ONLINE.



Account ending in 4445

Due Date New Balance Minimum Payment Amount Enclosed

Nov 11, 2014

\$200.00

\$25.00

PLEASE PAY AT LEAST THIS AMOUNT

MICHAEL J MONA  
KHONDA H MONA  
STE B  
2688 S RAINBOW BLVD  
LAS VEGAS, NV 89146-5174

60897  
JUL 08



#### LESS WASTE!

Since you haven't been sending your payments by mail for the past year, we'll stop sending those pesky envelopes. You can continue to eliminate waste by signing up for paperless statements at www.capitalone.com.

400022

Capital One Bank (USA), N.A.  
P.O. Box 60577  
City of Industry, CA 91716-0577



Please make checks payable to Capital One Bank (USA), N.A. and mail with this coupon.

MONA 2nd JDE - 00138

0487

## ***Legal Claimant Services***

America's #1 Account Recovery Firm

January 31, 2014

Keane Case No: 1828-376253

Michael J Mona, Jr  
2688 S Rainbow Blvd Apt B 1  
Las Vegas, NV 89146

Re: EMPLOYERS HOLDINGS, INC.

Dear Mr. Mona:

We are in receipt of your signed Agreement. I am now pleased to provide you with the specific details of the account that we are going to recover on your behalf. Please complete the enclosed authorization documents and return them to me by February 28, 2014.

We have already notified the company or its transfer agent that you have requested that Keane handle this account on your behalf.

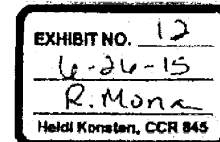
If you have any questions regarding these forms, please feel free to contact me. If I am unavailable, please contact Rene Bucci at 1-888-876-7635, ext. 3077. Thank you for your courtesy in this matter.

Yours very truly,

*Brian McNamara*

Brian McNamara  
Account Executive  
Extension: 3076  
bmcnamara@keaneup.com

BPM \ RB  
Encl.



Corporate Offices  
1001 Avenue of the Americas  
14th Floor • New York, NY 10018

Operations Center  
640 Freedom Business Center  
6th Floor • King of Prussia, PA 19406

A DIVISION OF  
**KEANE**  
www.legalclaimant.com  
1.888.876.7635

Midwest Office  
513 East Bismarck Expressway  
Suite 21 • Bloomington, IL 61804

West Coast Office  
2377 Gold Meadow Way  
Suite 205 • Gold River, CA 95670

MONA 2nd JDE - 0118 0488

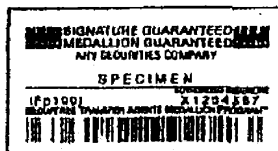
## INSTRUCTIONS FOR COMPLETION OF FORMS

Please follow the instructions for each form below.

- ☐ **Letter of Instruction:** This document authorizes Keane to gather all the necessary documentation required for the research, recovery, and distribution of this account. **THIS DOCUMENT MUST BE SIGNED AND NOTARIZED.**
- ☐ **Irrevocable Stock Power:** This document allows us to obtain the proceeds of this account for final distribution to you. This document *must* be Medallion Signature Guaranteed in order for us to complete the recovery process. Take the unsigned document to a commercial financial institution. Please note that you must sign exactly as Michael J. Mona, Jr., Co-Trustee & Rhonda H. Mona, Co-Trustee, in order to negotiate the account properly. **Please Note:** You must be in the presence of the authorized officer when signing your document(s).

A Medallion Guarantee stamp may be provided by a U.S. commercial or savings bank, a federally chartered savings and loan association, a domestic credit union, a foreign bank with a U.S. correspondent, or a member of a national securities exchange (such as a major brokerage firm). *The stamp or the area around the stamp is not to be dated. An "Authorized Signature" is all that should be on the line provided by the Medallion Guarantee Stamp.*

Below, you will find a sample of the Medallion Signature Guarantee. This is the only stamp that will be accepted by the financial institution:



If you hold a fiduciary position in an estate matter or are an officer of a business entity, you will need to bring proof of the same with you to the bank when obtaining the Medallion Guarantee Stamp. If you have any issues obtaining the Medallion Guarantee Stamp, please contact your Account Executive so that we can assist with obtaining the same.

**\*\*\*Please include a photocopy of a government-issued photo identification (i.e. driver's license, passport) with your paperwork.**

- ☐ **Form W-9:** This form is used to ensure that the appropriate Tax Identification Number is subjected to applicable taxes. Please complete this form with your Trust Tax ID Number and date and sign.
- ☐ **Certificate of Incumbency:** We need to evidence your authority to sign on behalf of the captioned trust. Kindly have the enclosed Certificate of Incumbency dated and Medallion Signature Guaranteed by a commercial financial institution. Please do not sign the enclosed form.

If you have any questions regarding the completion of any of these forms, please contact your Account Executive. Failure to complete the documents correctly will significantly delay the recovery of your account.

MONA 2nd JDE - 010489



**LETTER OF INSTRUCTION**

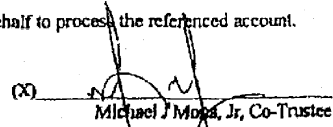
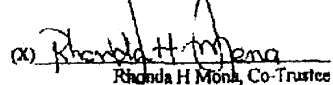
Keane Case #1828-376253

EMPLOYERS HOLDINGS, INC.  
5,311 Shares  
Account No.: 4002213562  
Emerald Suites Cameron LLC

I/we, the undersigned, irrevocably appoint Keane as my agent with respect to this transaction. I/we understand that, as my agent, Keane has the authority to cause the transfer, registration (owner) change, and/or sale of my EMPLOYERS HOLDINGS, INC. account through the transfer agent or designated broker-dealer. I hereby authorize Wells Fargo Bank, N.A. to release to Keane any and all assets held in this account.

I am the claimant for the account containing EMPLOYERS HOLDINGS, INC. I/we authorize Keane to sell all shares in this account. Keane will send the balance due after deducting its 10% service fee from the sale proceeds.

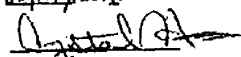
Keane is hereby authorized to use the enclosed documents on my behalf to process the referenced account.

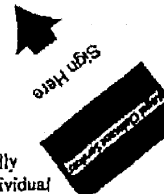
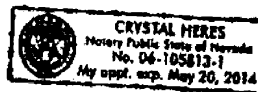
(X)   
Michael J. Mona, Jr, Co-Trustee  
(X)   
Rhonda H. Mona, Co-Trustee

STATE OF Nevada )  
COUNTY OF Clark ) ss.:

On the 14 day of February in the year 2014, before me, the undersigned, personally appeared Michael J. Mona, Jr. known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or person upon behalf of which the individual acted, executed the instrument, and that such individual made such appearance before the undersigned.

Sworn to before me on  
2/14/2014

  
Notary Public



MONA 2nd JDB - 010490

**IRREVOCABLE STOCK POWER**

Keane Case #1828-376253

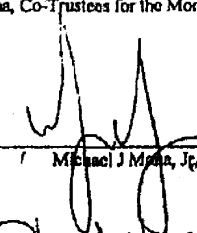
EMPLOYERS HOLDINGS, INC.  
5,311 Shares  
Account No: ~~4000000000~~  
Emerald Suites Cameron LLC

I/we, the undersigned, Irrevocably appoint Keane as my agent with respect to this transaction. I/we understand that, as my agent, Keane has the authority to cause the transfer, registration (owner) change, and/or sale of my EMPLOYERS HOLDINGS, INC. account through the transfer agent or designated broker-dealer. I hereby authorize Wells Fargo Bank, N.A. to release to Keane any and all assets held in this account.

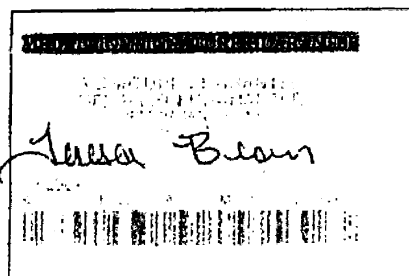
Please provide the Trust Tax ID Number of the legal claimant and sign in the space provided. Tax ID and signature are always required, even if the account will be 100% redeemed.

Please Transfer 95% Ownership to Michael J Mona, Jr. & Rhonda H Mona, Co-Trustees for the Mona Family Trust dtd 2/21/2002.

The Trust Tax ID Number is ~~XXXXXXXXXX~~

(X)   
Michael J Mona, Jr. Co-Trustee

(X)   
Rhonda H Mona, Co-Trustee



MONA 2nd JDB - 0110491

**Form W-9**  
Rev. August 2013  
Department of the Treasury  
Internal Revenue Service

# Request for Taxpayer Identification Number and Certification

Give Form to the  
requester. Do not  
send to the IRS.

Name (as shown on your income tax return)  
Michael J. Mona, Jr. & Rhonda H. Mona, Co-Trustees for the Mona Family Trust dtd 2/21/2002

Business name/disregarded entity name, if different from above

Check appropriate box for federal tax classification:  
☐ Individual/sole proprietor    ☐ C Corporation    ☐ S Corporation    ☐ Partnership    ☒ Trust/estate  
☐ Limited liability company. Enter the tax classification (C=corporation, S=S corporation, P=partnership) >  
☐ Other (see instructions) >

Exemptions (see instructions):  
 Exempt payee code (if any) \_\_\_\_\_  
 Exemption from FATCA reporting code (if any) \_\_\_\_\_

Address (number, street, and apt. or suite no.)  
C/O Keane, 640 Freedom Business Center, Suite 600

City, state, and ZIP code  
King of Prussia, PA 19406

Requester's name and address (optional)

List account number(s) here (optional)

## Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on the "Name" line to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Note: If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Social security number

5	3	0	-	5	0	-	1	2	5
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Employer identification number

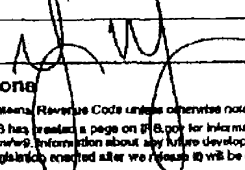
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## Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. citizen or other U.S. person (defined below), and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

Sign Here    Signature of U.S. person >     Date > 2/19/14

## General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.  
**Future developments.** The IRS has created a page on IRS.gov for information about Form W-9, at [www.irs.gov/w9](http://www.irs.gov/w9). Information about any future developments affecting Form W-9 (such as legislation enacted after we released it) will be posted on that page.

## Purpose of Form

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, payments made to you in settlement of payment card and third party network transactions, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

- Certify that the TIN you are giving is correct for you are waiting for a number to be issued;
- Certify that you are not subject to backup withholding; or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your share of any partnership income from a U.S. trade or business is not subject to the

withholding tax on foreign partners' share of effectively connected income, and

- Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting is correct.

**Note.** If you are a U.S. person and a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

**Definition of a U.S. person.** For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien;
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States;
- An estate (other than a foreign estate); or
- A domestic trust (as defined in Regulations section 301.7701-7).

**Special rules for partnerships.** Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax under section 1448 on any foreign partners' share of effectively connected taxable income from such business. Further, in certain cases where a Form W-9 has not been received, the rules under section 1448 require a partnership to presume that a partner is a foreign person, and pay the section 1448 withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid section 1448 withholding on your share of partnership income.

In the cases below, the following person must give Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States:

- In the case of a disregarded entity with a U.S. owner, the U.S. owner of the disregarded entity and not the entity.
- In the case of a grantor trust with a U.S. grantor or other U.S. owner, generally, the U.S. grantor or other U.S. owner of the grantor trust and not the trust, and
- In the case of a U.S. trust (other than a grantor trust), the U.S. trust (other than a grantor trust) and not the beneficiaries of the trust.

**Foreign person.** If you are a foreign person or the U.S. branch of a foreign bank that has elected to be treated as a U.S. person, do not use Form W-9. Instead, use the appropriate Form W-8 or Form 8233 (see Publication 515, Withholding of Tax on Nonresident Aliens and Foreign Entities).

**Nonresident alien who becomes a resident alien.** Generally, only a nonresident alien individual may use the terms of a tax treaty to reduce or eliminate U.S. tax on current types of income. However, past tax treaties contain a provision known as a "saving clause." Exceptions specified in the saving clause may permit an exemption from tax to continue for certain types of income even after the payee has otherwise become a U.S. resident alien for tax purposes.

If you are a U.S. resident alien who is relying on an exception contained in the saving clause of a tax treaty to claim an exemption from U.S. tax on certain types of income, you must attach a statement to Form W-9 that specifies the following five items:

1. The treaty country. Generally, this must be the same treaty under which you claimed exemption from tax as a nonresident alien.
2. The treaty article addressing the income.
3. The article number (or location) in the tax treaty that contains the saving clause and its exceptions.
4. The type and amount of income that qualifies for the exemption from tax.
5. Sufficient facts to justify the exemption from tax under the terms of the treaty article.

**Example.** Article 20 of the U.S.-China Income Tax Treaty allows an exemption from tax for scholarship income received by a Chinese student temporarily present in the United States. Under U.S. law, this student will become a resident alien for tax purposes if he or she stays in the United States exceeds 5 calendar years. However, paragraph 2 of the first Protocol to the U.S.-China Treaty (dated April 30, 1984) allows the provisions of Article 20 to continue to apply even after the Chinese student becomes a resident alien of the United States. A Chinese student who qualifies for this exception (under paragraph 2 of the first protocol) and is relying on the exception to claim an exemption from tax on his or her scholarship or fellowship income would attach to Form W-9 a statement that includes the information described above to support that exemption.

If you are a nonresident alien or a foreign entity, give the requester the appropriate completed Form W-8 or Form 8233.

**What is backup withholding?** Persons making certain payments to you must under certain conditions withhold and pay to the IRS a percentage of such payments. This is called "backup withholding." Payments that may be subject to backup withholding include interest, tax-exempt interest, dividends, broker and barter exchange transaction fees, rents, royalties, nonemployee pay, payments made in settlement of payment card and third party network transactions, and certain payments from banking boat operators. Real estate transactions are not subject to backup withholding.

You will not be subject to backup withholding on payments you receive if you give the requester your correct TIN, make the proper certifications, and report all your taxable interest and dividends on your tax return.

**Payments you receive will be subject to backup withholding if:**

1. You do not furnish your TIN to the requester.
2. You do not certify your TIN when required (see the Part II instructions on page 3 for details).
3. The IRS tells the requester that you furnished an incorrect TIN.
4. The IRS tells you that you are subject to backup withholding because you did not report all your interest and dividends on your tax return (for reportable interest and dividends only), or
5. You do not certify to the requester that you are not subject to backup withholding under 4 above for reportable interest and dividend accounts opened after 1983 only.

Certain payees and payments are exempt from backup withholding. See Exempt payee code on page 3 and the separate instructions for the Requester of Form W-9 for more information.

Also see **Special rules for partnerships** on page 1.

**What is FATCA reporting?** The Foreign Account Tax Compliance Act (FATCA) requires a participating foreign financial institution to report all United States account holders that are specified United States persons. Certain payees are exempt from FATCA reporting. See **Exemption from FATCA reporting** code on page 3 and the instructions for the Requester of Form W-9 for more information.

## Updating Your Information

You must provide updated information to any person to whom you claimed to be an exempt payee if you are no longer an exempt payee and anticipate receiving reportable payments in the future from this person. For example, you may need to provide updated information if you are a C corporation that elects to be an S corporation, or if you no longer are tax exempt. In addition, you must furnish a new Form W-9 if the name or TIN changes for the account, for example, if the grantor of a grantor trust dies.

## Penalties

**Failure to furnish TIN.** If you fail to furnish your correct TIN to a requester, you are subject to a penalty of \$50 for each such failure unless your failure is due to reasonable cause and not to willful neglect.

**Civil penalty for false information with respect to withholding.** If you make a false statement with no reasonable basis that results in no backup withholding, you are subject to a \$500 penalty.

**Criminal penalty for falsifying information.** Willfully falsifying certifications or statements may subject you to criminal penalties including fines and/or imprisonment.

**Misuse of TINs.** If the requester discloses or uses TINs in violation of federal law, the requester may be subject to civil and criminal penalties.

## Specific Instructions

### Name

If you are an individual, you must generally enter the name shown on your income tax return. However, if you have changed your last name, for instance, due to marriage without informing the Social Security Administration of the name change, enter your first name, the last name shown on your social security card, and your new last name.

If the account is in joint names, list first, and then circle, the name of the person or entity whose number you entered in Part I of the form.

**Sole proprietor.** Enter your individual name as shown on your income tax return on the "Name" line. You may enter your business, trade, or "doing business as" (DBA) name on the "Business name/disregarded entity name" line.

**Partnership, C Corporation, or S Corporation.** Enter the entity's name on the "Name" line and any business, trade, or "doing business as" (DBA) name on the "Business name/disregarded entity name" line.

**Disregarded entity.** For U.S. federal tax purposes, an entity that is disregarded as an entity separate from its owner is treated as a "disregarded entity." See Regulation section 301.7701-2(c)(2)(ii). Enter the owner's name on the "Name" line. The name of the entity entered on the "Name" line should never be a disregarded entity. The name on the "Name" line must be the name shown on the income tax return on which the income should be reported. For example, if a foreign LLC that is treated as a disregarded entity for U.S. federal tax purposes has a single owner that is a U.S. person, the U.S. owner's name is required to be provided on the "Name" line. If the direct owner of the entity is also a disregarded entity, enter the first owner that is not disregarded for federal tax purposes. Enter the disregarded entity's name on the "Business name/disregarded entity name" line. If the owner of the disregarded entity is a foreign person, the owner must complete an appropriate Form W-8 instead of a Form W-9. This is the case even if the foreign person has a U.S. TIN.

**Note.** Check the appropriate box for the U.S. federal tax classification of the person whose name is entered on the "Name" line (individual/sole proprietor, Partnership, C Corporation, S Corporation, Trust/estate).

**Limited Liability Company (LLC).** If the person identified on the "Name" line is an LLC, check the "Limited liability company" box only and make the appropriate code for the U.S. federal tax classification in the space provided. If you are an LLC that is treated as a partnership for U.S. federal tax purposes, enter "P" for partnership. If you are an LLC that has filed a Form 8832 or a Form 2553 to be taxed as a corporation, enter "C" for C corporation or "S" for S corporation, as appropriate. If you are an LLC that is disregarded as an entity separate from its owner under Regulation section 301.7701-3 (except for employment and estates tax), do not check the LLC box unless the owner of the LLC (required to be identified on the "Name" line) is another LLC that is not disregarded for U.S. federal tax purposes. If the LLC is disregarded as an entity separate from its owner, enter the appropriate tax classification of the owner identified on the "Name" line.

**Other entities.** Enter your business name as shown on required U.S. federal tax documents on the "Name" line. This name should match the name shown on the charter or other legal document creating the entity. You may enter any business, trade, or DBA name on the "Business name/disregarded entity name" line.

## Exemptions

If you are exempt from backup withholding and/or FATCA reporting, enter in the Exemption box, any code(s) that may apply to you. See Exempt payee code and Exemption from FATCA reporting code on page 3.

**Exempt payee code.** Generally, individuals (including sole proprietors) are not exempt from backup withholding. Corporations are exempt from backup withholding for certain payments, such as interest and dividends. Corporations are not exempt from backup withholding for payments made in settlement of payment card or third party network transactions.

**Note.** If you are exempt from backup withholding, you should still complete this form to avoid possible erroneous backup withholding.

The following codes identify payees that are exempt from backup withholding:

- 1—An organization exempt from tax under section 501(c)(3), any IRA, or a custodial account under section 403(b)(7) if the account satisfies the requirements of section 401(k)(2)
- 2—The United States or any of its agencies or instrumentalities
- 3—A state, the District of Columbia, a possession of the United States, or any of their political subdivisions or instrumentalities
- 4—A foreign government or any of its political subdivisions, agencies, or instrumentalities
- 5—A corporation
- 6—A dealer in securities or commodities required to register in the United States, the District of Columbia, or a possession of the United States
- 7—A futures commission merchant registered with the Commodity Futures Trading Commission
- 8—A real estate investment trust
- 9—An entity registered at all times during the tax year under the Investment Company Act of 1940
- 10—A common trust fund operated by a bank under section 584(a)
- 11—A financial institution
- 12—A fiduciary known in the investment community as a nominee or custodian
- 13—A trust exempt from tax under section 664 or described in section 4947

The following chart shows types of payments that may be exempt from backup withholding. The chart applies to the exempt payees listed above, 1 through 13.

IF the payment is for . . .	THEN the payment is exempt for . . .
Interest and dividend payments	All exempt payees except for 7
Broker transactions	Exempt payees 1 through 4 and 9 through 11 and all C corporations. S corporations must not enter an exempt payee code because they are exempt only for sales of noncovered securities acquired prior to 2012.
Barter exchange transactions and percentage dividends	Exempt payees 1 through 4
Payments over \$600 required to be reported and direct sales over \$5,000 <sup>1</sup>	Generally, exempt payees 1 through 6 <sup>2</sup>
Payments made in settlement of payment card or third party network transactions	Exempt payees 1 through 4

<sup>1</sup> See Form 1099-MISC, Miscellaneous Income, and its instructions.

<sup>2</sup> However, the following payments made to a corporation and reportable on Form 1099-MISC are not exempt from backup withholding: medical and health care payments, attorney's fees, gross proceeds paid to an attorney, and payments for services paid by a federal executive agency.

**Exemption from FATCA reporting code.** The following codes identify payees that are exempt from reporting under FATCA. These codes apply to persons submitting this form for accounts maintained outside of the United States by certain foreign financial institutions. Therefore, if you are only submitting this form for an account you hold in the United States, you may leave this field blank. Consult with the person requesting the form if you are uncertain if the financial institution is subject to these requirements.

- A—An organization exempt from tax under section 501(c)(3) or any individual retirement plan as defined in section 7701(b)(3)
- B—The United States or any of its agencies or instrumentalities
- C—A state, the District of Columbia, a possession of the United States, or any of their political subdivisions or instrumentalities
- D—A corporation the stock of which is regularly traded on one or more established securities markets, as described in Reg. section 1.1472-1(c)(1)(i)
- E—A corporation that is a member of the same expanded affiliated group as a corporation described in Reg. section 1.1472-1(c)(1)(i)
- F—A dealer in securities, commodities, or derivative financial instruments (including notional principal contracts, futures, forwards, and options) that is registered as such under the laws of the United States or any state

G—A real estate investment trust

H—A regulated investment company as defined in section 851 or an entity registered at all times during the tax year under the Investment Company Act of 1940

I—A common trust fund as defined in section 584(a)

J—A bank as defined in section 581

K—A broker

L—A trust exempt from tax under section 664 or described in section 4947(b)(1)

M—A tax exempt trust under a section 403(b) plan or section 457(g) plan

## Part I. Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. If you are a resident alien and you do not have and are not eligible to get an SSN, your TIN is your EIN. If you are a nonresident alien, your TIN is your ITIN. Enter it in the social security number box. If you do not have an ITIN, see *How to get a TIN below*.

If you are a sole proprietor and you have an EIN, you may enter either your SSN or EIN. However, the IRS prefers that you use your SSN.

If you are a single-member LLC that is disregarded as an entity separate from its owner (see Limited Liability Company (LLC) on page 2), enter the owner's SSN for EIN. If the owner has one. Do not enter the disregarded entity's EIN. If the LLC is classified as a corporation or partnership, enter the entity's EIN.

**Note.** See the chart on page 4 for further classification of name and TIN combinations.

**How to get a TIN.** If you do not have a TIN, apply for one immediately. To apply for an SSN, get Form SS-5, Application for a Social Security Card, from your local Social Security Administration office or get this form online at [www.ssa.gov](http://www.ssa.gov). You may also get this form by calling 1-800-772-1213. Use Form W-7, Application for IRS Individual Taxpayer Identification Number, to apply for an ITIN, or Form SS-4, Application for Employer Identification Number, to apply for an EIN. You can apply for an EIN online by accessing the IRS website at [www.irs.gov/businesses](http://www.irs.gov/businesses) and clicking on Employer Identification Number (EIN) under starting a business. You can get Forms W-7 and SS-4 from the IRS by visiting [irs.gov](http://irs.gov) or by calling 1-800-TAX-FORM (1-800-829-3879).

If you are asked to complete Form W-9 but do not have a TIN, apply for a TIN and write "Applied For" in the space for the TIN, sign and date the form, and give it to the requester. For interest and dividend payments, and certain payments made with respect to readily tradable instruments, generally you will have 60 days to get a TIN and give it to the requester before you are subject to backup withholding on payments. The 60-day rule does not apply to other types of payments. You will be subject to backup withholding on all such payments until you provide your TIN to the requester.

**Note.** Entering "Applied For" means that you have already applied for a TIN or that you intend to apply for one soon.

**Caution.** A disregarded U.S. entity that has a foreign owner must use the appropriate Form W-9.

## Part II. Certification

To establish to the withholding agent that you are a U.S. person, or resident alien, sign Form W-9. You may be requested to sign by the withholding agent even if items 1, 4, or 5 below indicate otherwise.

For a joint account, only the person whose TIN is shown in Part I should sign (when required). In the case of a disregarded entity, the person identified on the "Name" line must sign. Exempt payees, see Exempt payee code earlier.

**Signature requirements.** Complete the certification as indicated in items 1 through 5 below.

1. **Interest, dividend, and barter exchange accounts opened before 1983 and broker accounts considered active during 1983.** You must give your correct TIN, but you do not have to sign the certification.

2. **Interest, dividend, broker, and barter exchange accounts opened after 1983 and broker accounts considered inactive during 1983.** You must sign the certification or backup withholding will apply. If you are subject to backup withholding and you are merely providing your correct TIN to the requester, you must cross out item 2 in the certification before signing the form.

3. **Real estate transactions.** You must sign the certification. You may cross out item 2 of the certification.

4. **Other payments.** You must give your correct TIN, but you do not have to sign the certification unless you have been notified that you have previously given an incorrect TIN. "Other payments" include payments made in the course of the request or a trade or business for rent, royalties, goods (other than bills for merchandise), medical and health care services (including payments to corporations), payments to a nonemployee for services, payments made in settlement of payment card and third party network transactions, payments to certain fishing boat crew members and fishermen, and gross proceeds paid to attorneys (including payments to corporations).

5. **Mortgage interest paid by you, acquisition or abandonment of secured property, cancellation of debt, qualified tuition program payments (under section 529), IRA, Coverdell ESA, Archer MSA or HSA contributions or distributions, and pension distributions.** You must give your correct TIN, but you do not have to sign the certification.

**What Name and Number to Give the Requester**

For this type of account:	Give name and SSN or:
1. Individual	The individual
2. Two or more individuals (joint account)	The actual owner of the account or, if combined funds, the first individual on the account
3. Custodian account of a minor (Uniform Gifts to Minors Act)	The minor
4. a. The usual revocable savings trust (grantor is also trustee) b. So-called trust account that is not a legal or valid trust under state law	The grantor-trustee The actual owner
5. Sole proprietorship or disregarded entity owned by an individual	The owner
6. Grantor trust filing under Optional Form 1065 Filing Method 1 (see Regulations section 1.671-4(b)(3)(v))	The grantor
For this type of account:	Give name and EIN or:
7. Disregarded entity not owned by an individual	The owner
8. A valid trust, estate, or pension trust	Legal entity
9. Corporation or LLC electing corporate status on Form 9632 or Form 2553	The corporation
10. Association, club, religious, charitable, educational, or other tax-exempt organization	The organization
11. Partnership or multi-member LLC	The partnership
12. A broker or registered nominee	The broker or nominee
13. Account with the Department of Agriculture in the name of a public entity (such as a state or local government, school district, or prison) that receives agricultural program payments	The public entity
14. Grantor trust filing under the Form 1041 Filing Method or the Optional Form 1065 Filing Method 2 (see Regulations section 1.671-4(b)(2)(E))	The trust

<sup>1</sup> List first and state the name of the person whose number you furnish. If only one person on a joint account has an SSN, that person's number must be furnished.

<sup>2</sup> Check the minor's name and furnish the minor's SSN.

<sup>3</sup> You must show your individual name and you may also enter your business or "DBA" name on the "Business name (disregarded entity)" name line. You may use either your SSN or EIN if you have one, but the IRS encourages you to use your SSN.

<sup>4</sup> List first and state the name of the trust, estate, or pension trust. Do not furnish the TIN of the personal representative or trustee unless the legal entity itself is not disregarded in the account title. Also see *Special rules for partnerships* on page 5.

<sup>5</sup> Note: Grantor also must provide a Form W-9 to trustee of trust.

Note: If no name is circled when more than one name is listed, the number will be considered to be that of the first name listed.

**Secure Your Tax Records from Identity Theft**

Identity theft occurs when someone uses your personal information such as your name, social security number (SSN), or other identifying information, without your permission, to commit fraud or other crimes. An identity thief may use your SSN to get a job or may file a tax return using your SSN to receive a refund.

To reduce your risk:

- Protect your SSN.
- Ensure your employer is protecting your SSN, and
- Be careful when choosing a tax preparer.

If your tax records are affected by identity theft and you receive a notice from the IRS, respond right away to the name and phone number printed on the IRS notice or letter.

If your tax records are not currently affected by identity theft but you think you are at risk due to a lost or stolen purse or wallet, questionable credit card activity or credit report, contact the IRS Identity Theft Hotline at 1-800-908-4490 or submit Form 14030.

For more information, see Publication 4533, *Identity Theft Prevention and Victim Assistance*.

Victims of identity theft who are experiencing economic harm or a system problem, or are seeking help in resolving tax problems that have not been resolved through normal channels, may be eligible for Taxpayer Advocate Service (TAS) assistance. You can reach TAS by calling the TAS toll-free case intake line at 1-877-777-4778 or TTY/IDC 1-800-629-4059.

Protect yourself from suspicious emails or phishing schemes. Phishing is the creation and use of email and websites designed to mimic legitimate business emails and websites. The most common act is sending an email to a user falsely claiming to be an established legitimate enterprise in an attempt to earn the user into surrendering private information that will be used for identity theft.

The IRS does not initiate contact with taxpayers via email. Also, the IRS does not request personal detailed information through email or ask taxpayers for the PIN numbers, passwords, or similar secret access information for their credit card, bank, or other financial accounts.

If you receive an unsolicited email claiming to be from the IRS, forward this message to [phishing@irs.gov](mailto:phishing@irs.gov). You may also report misuse of the IRS name, logo, or other IRS property to the Treasury Inspector General for Tax Administration at 1-800-368-4484. You can forward suspicious emails to the Federal Trade Commission at [spam@ftc.gov](mailto:spam@ftc.gov) or contact them at [www.ftc.gov/loftoff](http://www.ftc.gov/loftoff) or 1-877-IDTHEFT (1-877-438-4338).

Visit [irs.gov](http://irs.gov) to learn more about identity theft and how to reduce your risk.

**Privacy Act Notice**

Section 6109 of the Internal Revenue Code requires you to provide your correct TIN to persons (including federal agencies) who are required to file information returns with the IRS to report interest, dividends, or certain other income paid to you; mortgage interest you paid; the acquisition or abandonment of secured property; the cancellation of debt; or contributions you made to an IRA, Archer MSA, or HSA. The person collecting this form uses the information on the form to file information returns with the IRS, reporting the above information. Routine uses of this information include giving it to the Department of Justice for civil and criminal litigation and to cities, states, the District of Columbia, and U.S. commonwealths and possessions for use in administering their laws. The information also may be disclosed to other countries under a treaty, to federal and state agencies to enforce civil and criminal laws, or to federal law enforcement and intelligence agencies to combat terrorism. You must provide your TIN whether or not you are required to file a tax return. Under section 3405, payors must generally withhold a percentage of taxable interest, dividend, and certain other payments to a payee who does not give a TIN to the payor. Certain penalties may also apply for providing false or fraudulent information.

AFFIDAVIT OF TRUSTEE

State of Nevada )  
 ) s.s.:  
County of Clark )

Michael J Mona, Jr, & Rhonda H Mona being duly sworn and deposed,  
hereby state as follows:

1. The Mona Family Trust (the "Trust") was duly executed by the Declaration of Trust dated 2/21/2002.
2. In accordance with the terms of the Trust, as set forth in Article \_\_\_\_\_, we are the nominated Trustee [Co-Trustees].
3. We accepted nomination as Trustee, and have not been removed or otherwise had my powers revoked or limited.
4. Accordingly, as of the date set forth herein, we are authorized to act to collect any assets due to the Trust.

By: [Signature]  
Michael J Mona, Jr

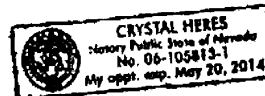
By: [Signature]  
Rhonda H Mona

Date: February 14, 2014

Subscribed and sworn to (or affirmed) before me this 14th day of February, 20 14, at Las Vegas, NV.

[Signature]  
Signature of Notary Public

Name of Notary Public: Crystal Heres  
Notary Public, State of Nevada  
My commission expires: May 20, 2014



MONA 2nd IDE - 010496

Case No. [REDACTED]

**CERTIFICATE OF APPOINTMENT AND INCUMBENCY**  
(Fiduciary not Appointed or Qualified by a Court)

**Part I**

I hereby certify that Michael J Mona, Jr. & Rhonda H Mona

Is (are) appointed and presently qualified Trustee(s) of the: Mona Family Trust did 2/21/2002

\*The affixed medallion guarantee verifies that the above named party/parties are still empowered to sign on behalf of the stated trust.

**CERTIFICATION**

**Part II**

The Trustee named above cannot be the individual making the certification. The following types of business can certify the above:

Plan Administrator  
Commercial Bank  
Company that sponsors the plan or trust  
Brokerage Firm

**AFFIX MEDALLION GUARANTEE HERE**

JP Morgan Chase  
Name of Guarantor Institution

Medallion Guarantee  
[Signature: Anna Bean]  
[Barcode]

MONA 2nd JDE - 0110497



**IN THE SUPREME COURT OF THE STATE OF NEVADA**

RHONDA HELENE MONA and  
MICHAEL J. MONA, JR.,

Petitioners,

v.

THE EIGHTH JUDICIAL DISTRICT  
COURT FOR THE STATE OF  
NEVADA, IN AND FOR THE COUNTY  
OF CLARK, AND THE HONORABLE  
JOE HARDY, DISTRICT JUDGE

Respondents,

and

FAR WEST INDUSTRIES,

Real Party in Interest.

**SUPREME COURT NO. 68434**

Electronically Filed  
Oct 01 2015 11:33 a.m.

District Court Case No. 15-161002-1  
Dept. No.: Clerk of Supreme Court

**SUPPLEMENTAL APPENDIX TO REAL PARTY IN INTEREST'S  
ANSWERING BRIEF**

**Volume 3 of 4  
Pages 0980 - 0997**

\*\*\*\*\*

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(Chronological)**

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2	Order for Appearance of Judgment Debtors	January 30, 2013	1	0008-0015
3	Transcript of Judgment Debtor Examination of Michael J. Mona, Jr.	November 25, 2013	1	0016-0160
4	Order for Examination of Judgment Debtor Michael J. Mona, Jr., Individually, and as Trustee of the Mona Family Trust Dated February 12, 2001	May 13, 2015	1	0161-0169
5	Order for Examination of Rhonda Mona as Trustee of Judgment Debtor The Mona Family Trust Dated February 12, 2001	May 13, 2015	1	0170-0178
6	Transcript of Judgment Debtor Examination of Rhonda Mona (erroneously named on its face as "Deposition of Rhonda Mona")	June 26, 2015	2	0179-0497
7	Transcript of Judgment Debtor Examination of Michael J. Mona, Jr.	June 30, 2015	3	0498-0979
8	First Amended Complaint , <u>Far West Industries, etc. vs. Michael J. Mona, Jr., etc., et al.</u> , Eighth Judicial District Court Case No. A-15-724490-C	September 16, 2015	4	0980-0997

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8	First Amended Complaint; <u>Far West Industries, etc. vs. Michael J. Mona, Jr., etc., et al.</u> , Eighth Judicial District Court Case No. A-15-724490-C	September 16, 2015	4	0980-0997
2	Order for Appearance of Judgment Debtors	January 30, 2013	1	0008-0015
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6	Transcript of Judgment Debtor Examination of Rhonda Mona (erroneously named on its face as "Deposition of Rhonda Mona")	June 26, 2015	2	0179-0497

1 DISTRICT COURT  
2 CLARK COUNTY, NEVADA  
3  
4 FAR WEST INDUSTRIES, a )  
5 California corporation, )  
6 )  
7 Plaintiff, ) CASE NO: A-12-670352-F  
8 )  
9 vs. ) DEPT NO: XV  
10 )  
11 RIO VISTA NEVADA, LLC, a )  
12 Nevada limited liability )  
13 company; WORLD DEVELOPMENT, )  
14 INC., a California )  
15 corporation; BRUCE MAIZE, )  
16 an individual, MICHAEL J. )  
17 MONA, JR., an individual; )  
18 DOES I through 100, )  
19 inclusive, )  
20 )  
21 Defendants. )  
22 )  
23 )  
24 )  
25 )

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13  
14  
15 JUDGMENT DEBTOR EXAMINATION OF MICHAEL J. MONA, JR.  
16  
17 LAS VEGAS, NEVADA  
18  
19 TUESDAY, JUNE 30, 2015  
20  
21  
22  
23  
24 REPORTED BY: BRITTANY J. CASTREJON, CCR NO. 926  
25  
26 JOB NO.: 252981

0498

1 JUDGMENT DEBTOR EXAMINATION OF MICHAEL J. MONA,  
2 JR., held at Holley, Driggs, Walch, Fine, Wray, Puzey,  
3 Thompson, located at 400 South Fourth Street, Suite 300,  
4 Las Vegas, Nevada 89101, on Tuesday, June 30, 2015, at  
5 9:31 a.m., before Brittany J. Castrejon, Certified Court  
6 Reporter, in and for the State of Nevada.

7

8

9 APPEARANCES:

10 FOR THE PLAINTIFF:

11

12

13

14

15

16

HOLLEY, DRIGGS, WALCH, FINE,  
WRAY, PUZEY, THOMPSON  
BY: F. THOMAS EDWARDS, ESQ.  
BY: ANDREA GANDARA, ESQ.  
400 South Fourth Street  
Suite 300  
Las Vegas, Nevada 89101  
702-791-0308  
tedwards@nevadafirm.com

17

For Defendant, Michael J. Mona, Jr.:

18

19

20

21

MARQUIS AURBACH COFFING  
BY: TERRY COFFING, ESQ.  
10001 Park Run Drive  
Las Vegas, Nevada 89145  
702-856-8966  
tcoffing@maclaw.com

22

Also Present: Ira Glasky  
Albert Lissoy

23

24

25

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25			

1 Las Vegas, Nevada; Tuesday, June 30, 2015

2 9:31 a.m.

3 -oOo-

4 Whereupon --

5 (In an off-the-record discussion held prior  
6 to the commencement of the proceedings,  
7 counsel agreed to waive the court reporter's  
8 requirements under Rule 30(b)(4) of the  
9 Nevada Rules of Civil Procedure.)

10 MICHAEL J. MONA, JR.,  
11 having been first duly sworn by the court reporter to  
12 testify to the truth, the whole truth, and nothing but  
13 the truth, was examined and testified under oath as  
14 follows:

15 EXAMINATION

16 BY MR. EDWARDS:

17 Q. Sir, as you sit here today, what's your net  
18 worth?

19 A. I haven't had a financial done in a long time,  
20 but I have to guess negative something. I have no idea.

21 Q. How long would you estimate your net worth has  
22 been negative?

23 A. '08, '09, maybe.

24 Q. Okay.

25 A. You know, when that big depression hit.



1 Q. And so to the best of your recollection, you have  
2 not had a positive net worth since 2008 or 2009?

3 A. Correct. And again, that's a rough date, 2009,  
4 yes.

5 Q. Understood.

6 If you had to estimate just the value of the  
7 assets you currently hold, what would that be?

8 A. Below zero.

9 Q. Not taking in account your liabilities, just your  
10 assets?

11 A. Zero.

12 Q. Zero assets?

13 A. My assets, yeah.

14 Q. And when was the last time you held more than,  
15 say, \$5 million in assets?

16 A. I'm sorry?

17 Q. When was the last time that you held more than \$5  
18 million in assets?

19 A. Probably before 2008, 2007, '08 area.

20 Q. Same time frame?

21 A. When I was a developer, yes.

22 Q. So since 2009 at no point in time have you ever  
23 held more than \$5 million in assets?

24 A. I take that back. I had MJNA stock.

25 Q. Okay.

1 A. 2011 maybe. I apologize. I forgot about that.

2 Q. That's okay.

3 A. Yes.

4 Q. And how much was that stock worth?

5 A. 6.8 million.

6 Q. That's right. Okay.

7 But your testimony from before, going back to my  
8 original question, your net worth was still negative  
9 even in that 2007 time frame when you held the MJNA  
10 stock?

11 A. Correct.

12 That obviously includes what I owe; correct?

13 Q. Yes.

14 A. Like include in this judgment?

15 Q. Exactly.

16 A. Oh, definitely, yes.

17 (Exhibit 1 was marked for identification.)

18 BY MR. EDWARDS:

19 Q. Sir, I'm showing you what's been marked as  
20 Exhibit 1.

21 Do you recognize this document?

22 A. Yes.

23 Q. What is it?

24 A. It's a Post-Marital Property Settlement Agreement  
25 between my wife and I.

1 Q. Do you recognize your initials at the bottom of  
2 each page?

3 A. Yes.

4 Q. And on the next to last page, you recognize your  
5 signature?

6 A. Yes.

7 Q. Do you recall initialling and signing this  
8 document?

9 A. Yes.

10 Q. And what's your understanding of the purpose of  
11 this agreement?

12 MR. COFFING: Object to the extent the  
13 document speaks for itself. You can answer.

14 THE WITNESS: It was a settlement between my  
15 wife and I.

16 BY MR. EDWARDS:

17 Q. To do what?

18 A. She -- she wanted half of the money that I earned  
19 from MJNA. She demanded it.

20 Q. Why?

21 A. Why? Because I've been married 32 years, and  
22 I've made and lost millions of dollars and she's sick  
23 and tired of it. I lost 100 million in 2000, a lot in  
24 2008, and she was tired of it. And she demanded her own  
25 money to do her own thing.

1 Q. Any other reason that you can think of that you  
2 signed this agreement?

3 A. No.

4 Q. Whose idea was this agreement?

5 A. Well, my wife is the one who demanded the money.  
6 So I'd have to say probably her's.

7 Q. This agreement says that you were going to give  
8 your wife roughly \$3.4 million; is that right?  
9 Specifically I'm referring to the text at the top of  
10 page 2 of Exhibit 1.

11 A. Correct.

12 Q. Did you pay that money to your wife?

13 A. Yes.

14 Q. All of it?

15 A. I believe so.

16 Q. What did she do with that money?

17 MR. COFFING: We don't want to get into any  
18 conversations you had with Rhonda. Just to the extent  
19 you know of your personal knowledge.

20 THE WITNESS: I know she bought a condo for  
21 my son. I know she invested into Roen Ventures. I know  
22 she made a bad deal with a gentleman called Jonathan  
23 Roboski (phonetic spelling). The rest she's paying  
24 bills.

25 BY MR. EDWARDS:

1 Q. Where did you transfer this money to your wife?

2 A. What account?

3 Q. Yeah. What accounts?

4 A. Oh, I had various accounts. The bank -- because  
5 this came from MJNA which is medical marijuana, a  
6 company, the bank kept closing my accounts, like, every  
7 month, month and a half, two months. So I had to go  
8 from bank to bank to bank. So it was from -- originated  
9 from Alpine Securities which were the -- all the stock  
10 was deposited, and then Alpine would obviously wire  
11 money to any account before the bank closed me down.

12 Q. And where did you wire the money to, to give it  
13 to your wife?

14 A. Which account of her's?

15 Q. Correct.

16 A. I don't remember. I'm guessing her Bank of  
17 George account. I'm guessing. I don't remember.

18 Q. Just one account, multiple accounts at Bank of  
19 George?

20 A. I believe she has one account there.

21 Q. Okay.

22 A. Or maybe a checking account there also. I'm not  
23 sure. I don't deal with my wife's money.

24 Q. So to your knowledge there is some money left  
25 from this 3.4 million that you gave to your wife?

1 A. I don't know.

2 Q. You had your judgment debtor exam taken back in  
3 2013; right?

4 A. Correct.

5 Q. Why didn't you produce this document in advance  
6 of that judgment debtor examination?

7 A. I believe it was produced.

8 Q. Unfortunately, I can tell you I looked through  
9 the documents, and I know it wasn't produced.

10 So do you know why it wasn't produced?

11 A. No.

12 Q. Do you agree it should have been produced?

13 A. Definitely.

14 Q. When you were asked at your previous judgment  
15 debtor examination what you did with the \$6.8 million  
16 from the sale of the stock, why didn't you tell us that  
17 you split the money with your wife?

18 A. I don't recall what I said.

19 Q. Okay. Let's take a look.

20 (Exhibit 2 was marked for identification.)

21 MR. COFFING: Is this just an excerpt?

22 MR. EDWARDS: Just an excerpt.

23 BY MR. EDWARDS:

24 Q. So I'm showing you what's been marked as Exhibit  
25 2.

1 Do you recognize this document?

2 A. Yes.

3 Q. What is it?

4 A. It's a transcript of my debtor's exam on November  
5 25th of 2013.

6 Q. And you see on page 90 where he asks you what you  
7 did with the money from the stock sale?

8 A. Correct.

9 Q. And you see your answer was you just paid  
10 personal bills and gave 2.6 million to Roen; correct?

11 A. Correct.

12 Q. Do you see any testimony here where you advised  
13 us that you split the money with your wife?

14 A. No.

15 Q. Why didn't you tell us that you split the money  
16 with your wife?

17 A. No idea.

18 Q. Were you trying to conceal that transfer?

19 A. Not at all.

20 Q. Then, again, why wouldn't you tell us?

21 A. It's in bank records. You can't conceal that. I  
22 wouldn't try to conceal that.

23 Q. Again, when you were asked under oath back in  
24 2013, just a few weeks after you made this transfer, why  
25 didn't you tell us that you made this transfer to your

1 wife?

2 A. I have no idea.

3 Q. Do you agree you should have told us?

4 A. Definitely.

5 Q. Did you have any plans to get divorced from your  
6 wife?

7 A. I don't, but it's been a very rough period. And  
8 the deposition last week didn't help any. So as of  
9 right now, no, but we're talking about it; let's put it  
10 that way.

11 Q. Talking about potentially getting divorced?

12 A. No. Just I got home from Germany yesterday, and  
13 it was a long day and a long night. And I was really  
14 too tired to talk, and she said we're talking tonight.  
15 She's just not --

16 Q. Okay.

17 A. So do I have any plans right now? No. Is she  
18 happy? No.

19 (Exhibit 3 was marked for identification.)

20 BY MR. EDWARDS:

21 Q. Sir, I'm showing you what's been marked as

22 Exhibit 3.

23 Do you recognize this document?

24 A. I don't recognize it, but I signed it.

25 Q. You recognize your signature at the bottom of the



1 page on the left?

2 A. Correct.

3 Q. You had an account at State bank of Southern  
4 Utah?

5 A. That was one of the numerous banks, yes.

6 Q. Do you recall wiring a million dollars to Roen  
7 Ventures, LLC?

8 A. I do not recall it, but obviously I did. I'm  
9 looking at it.

10 Q. Under special instructions can you read that  
11 language?

12 A. Correct.

13 Q. What does it say?

14 A. Wire towards debt/loan.

15 Q. Is that your handwriting?

16 A. Correct.

17 Q. What does that mean?

18 A. It was wired towards a loan to Roen Ventures.

19 Q. And why debt/loan? Why not just wired towards  
20 loan?

21 A. I have no idea. There was never a debt there.  
22 It was a loan, strictly a loan.

23 Q. You never owed any money to Roen?

24 A. No.

25 Q. If I understand right, your wife also loaned a

1 million dollars to Roen; correct?

2 A. Correct.

3 Q. Could this be the million dollars that your wife  
4 loaned to Roen?

5 A. I have no idea.

6 Q. Do you have any records that would refresh your  
7 recollection?

8 A. All the records I had, I've produced.

9 Q. And my question is: Do you have any records that  
10 you could review that would refresh your recollection  
11 whether this wire transfer was the loan from your wife  
12 to Roen?

13 A. All the records I have I produced, so obviously  
14 no.

15 Q. So you don't have any records that you could  
16 review? The question isn't -- sir, it's not whether you  
17 produced. It is whether there are records that you  
18 could review that would refresh your recollection as to  
19 whether or not this was the loan from your wife to Roen  
20 Ventures?

21 A. You mean track the million dollars? I don't  
22 understand.

23 Q. Well, at some point your wife loaned a million  
24 dollars to Roen; correct?

25 A. Correct.

1 Q. Are there any documents that would help you

2 remember whether this wire transfer was that loan?

3 A. No. I wired a lot to my wife. I don't know if  
4 this one was the million dollars or not. No idea.

5 (Exhibit 4 was marked for identification.)

6 BY MR. EDWARDS:

7 Q. Sir, I'm showing you what's been marked as

8 Exhibit 4.

9 Do you recognize this document?

10 A. Well, I don't recognize it, but it's obvious it's  
11 mine. It's got my name and Bank of Nevada on it with my  
12 wife.

13 Q. Do you recall having a bank account in your name  
14 with Bank of Nevada?

15 A. Correct.

16 Q. It also has your wife's name there as well;  
17 right?

18 A. Correct.

19 Q. Is she a signatory on this account?

20 A. I don't know.

21 Q. You don't know?

22 A. At this time or back then?

23 Q. Back then. Or frankly, at any time. Was she a  
24 signatory on this bank account at any time?

25 A. I don't know.

1 Q. Let me direct your attention down towards the  
2 bottom of the page, telephone transfer request for  
3 \$712,000 on September 5, 2013.

4 Do you see that?

5 A. Yes.

6 Q. Where did that transfer go?

7 A. Again, I don't know the exact -- it was either my  
8 wife's -- probably my wife's account, I would guess, or  
9 Roen Ventures' account. I don't know.

10 Q. Were those the two accounts that you were  
11 transferring funds during this time frame?

12 A. Correct.

13 Q. Do you recall transferring funds anywhere else  
14 during that time frame?

15 A. Maybe my personal account. Again, maybe. I'm  
16 not sure.

17 Q. This was one of your personal accounts; correct?

18 A. True.

19 Q. What other personal accounts would you have wired  
20 this to potentially?

21 A. I believe this was my only personal account at  
22 that time.

23 Q. You can't recall any other personal accounts?

24 A. I cannot.

25 Q. So I take it as to the \$712,000 transfer, you

1 also don't recall the purpose of that transfer?

2 A. It was either part of the money to my wife from  
3 the settlement or went to Roen, one of the two.

4 Q. Are you aware of any records that you could  
5 review to confirm where this transfer went?

6 A. No.

7 Q. None whatsoever?

8 A. Well, check -- right here. Check 20 -- oh, no,  
9 I'm sorry. That's the telephone transfer. No.

10 Q. If nothing else, the bank would maintain those  
11 records; correct?

12 A. Definitely.

13 Q. And you'd have the ability to get those records  
14 from the bank; correct?

15 A. Correct. And I have no problem doing that.

16 Q. A few lines up there's another telephone transfer  
17 request on Exhibit 4 for \$1.23 million on September 3,  
18 2013.

19 Do you see that transfer?

20 A. Yes.

21 Q. Do you recall where you transferred this money?

22 A. No. Again, it would be the same answer.

23 Q. Meaning it either went to Roen or your wife?

24 A. Correct. And again, the bank record would  
25 reflect that.

1 Q. Okay. You would have been the only person that

2 could have initiated these transfers; correct?

3 A. Correct.

4 (Exhibit 5 was marked for identification.)

5 BY MR. EDWARDS:

6 Q. Sir, I'm showing you what's been marked as

7 Exhibit 5.

8 Do you recognize this document?

9 A. It looks like it's from the same account, last  
10 four numbers 6859; correct? Same account.

11 Q. Okay. I'm going to direct your attention to the  
12 telephone transfer request at the bottom of the page for  
13 \$175,000 on May 7, 2013.

14 Do you see that?

15 A. Yes.

16 Q. Do you recall where you transferred this money?

17 A. No.

18 Q. Is your answer the same as the previous  
19 transfers?

20 A. Correct.

21 Q. It would have gone to either your wife or to  
22 Roen?

23 A. Correct.

24 Q. And the records to reflect that would have been  
25 controlled by the bank?

1 A. Correct.

2 Q. Not in your possession?

3 A. No.

4 Q. And you're the only one that could have initiated  
5 this transfer?

6 A. Well, I don't know the answer to that. My wife  
7 is on the account. So I don't know if she had the  
8 authority to do it or not. I don't know. So probably  
9 the same answer as before. I see my wife here, so  
10 obviously she has the authority to do it. Did she do  
11 it? Probably no; I did it. Does she have the  
12 authority? Probably, I'm guessing because her name is  
13 on the account. And again, I'm guessing, and I was told  
14 not to guess. Right?

15 MR. COFFING: On several occasions.

16 BY MR. EDWARDS:

17 Q. Could you please state and spell your name for  
18 the record?

19 A. Michael Joseph Mona, M-O-N-A, Jr.

20 Q. And I introduced myself before the deposition.  
21 My name is Tom Edwards, and I represent Far West  
22 Industries. I'm here today to take your judgment debtor  
23 examination. I know you've had your judgment debtor  
24 examination taken a few years ago in this matter.

25 Have you had your judgment debtor examination

1 taken in other matters?

2 A. Yes. During my bankruptcy in 2000.

3 MR. COFFING: I think that was actually a  
4 2004 Exam, just to be clear. Yeah, you wouldn't know  
5 that. I'm just trying to help out.

6 BY MR. EDWARDS:

7 Q. Since the bankruptcy have you had any other  
8 judgment debtor examinations?

9 A. I don't believe so. Unless it was with Far West  
10 obviously.

11 Q. And you've also had your deposition taken a  
12 number of times; correct?

13 A. Correct.

14 Q. So you're an old pro. You know the rules of what  
15 we're doing here today; right?

16 A. Not a pro at anything.

17 Q. No?

18 A. No.

19 Q. You understand the ground rules of what we're  
20 doing here today?

21 A. Correct.

22 Q. You understand that the court reporter is taking  
23 down everything that we say, yes?

24 A. Correct.

25 Q. You understand because of that we can't speak



1 over each other?

2 A. Correct.

3 Q. You understand that you need to do the best job  
4 you can of letting me finish my question before you  
5 answer; and likewise, I need to do my best to let you  
6 finish your answer before I start my next question?

7 A. Correct.

8 Q. You understand that I need audible answers as  
9 opposed to head nods or uh-huhs and huh-uhs?

10 A. Correct.

11 Q. You understand that the oath you took at the  
12 beginning of this deposition is the same oath as in a  
13 court of law?

14 A. Correct.

15 Q. And that oath carries with it the same penalty of  
16 perjury as it does in a court of law?

17 A. Correct.

18 Q. Do you intend to tell me the truth today?

19 A. Correct.

20 Q. Do you intend to lie to me today?

21 A. Not at all.

22 Q. If you answer my questions, I'm going to assume  
23 that you understood my questions; is that fair?

24 A. Fair.

25 Q. And you understand if you don't understand my

1 questions, you can ask me to clarify or rephrase; right?

2 A. Correct.

3 Q. At the end of the deposition, the court reporter  
4 is going to type up the transcript. You'll have an  
5 opportunity to review and make any corrections to the  
6 transcript.

7 Do you understand that?

8 A. Yes.

9 Q. And you understand if you make any changes to the  
10 transcript, I can comment on that at a future  
11 proceeding?

12 A. Correct.

13 Q. Let me know if you need a break at any point  
14 during the deposition. I just ask that you not do it  
15 while there's a question pending.

16 Are there any impediments or substances today  
17 that may prevent you from providing your best testimony  
18 today?

19 A. Only about 25,000 miles of travel in the last  
20 three weeks.

21 Q. Other than your travel schedule, anything  
22 impeding you from answering truthfully, completely, and  
23 honestly today?

24 A. No.

25 Q. And I did this at your wife's judgment debtor

1 examination hoping to streamline. When I'm talking  
2 about your assets in a broad sense, I'd like to include  
3 in that umbrella your assets, your wife's assets, the  
4 community property estate, the assets of the Mona Family  
5 Trust, and any entity in which any of that group holds  
6 an interest; is that fair?

7 A. Yes.

8 Q. And they'll be points in time where we have to  
9 narrow it down and figure out exactly who holds what in  
10 what capacity. But generally speaking, when I'm asking  
11 do you have a car, for example, it's a really broad  
12 question. I need you to think carefully about, okay, do  
13 I? Does my wife? Does the trust? Does any entity in  
14 which we hold an interest?

15 Does that make sense?

16 A. Correct.

17 (Exhibit 6 was marked for identification.)

18 BY MR. EDWARDS:

19 Q. Sir, I'm showing you what's been marked as  
20 Exhibit 6.

21 Do you recognize this document?

22 A. Unfortunately, yes.

23 Q. What is it?

24 A. It's a -- my judgment from Far West Industries.

25 Q. Have you voluntarily paid any portion of this

1 judgment?

2 A. No.

3 Q. Do you have any plans to voluntarily pay any  
4 portion of this judgment?

5 A. My plans are to pay everybody I owe eventually.

6 Q. So you do have plans to voluntarily pay this  
7 judgment?

8 A. When I'm capable, if I'm ever capable.

9 Q. Are you capable now?

10 A. Not at all.

11 Q. Are you capable of paying a portion of this  
12 judgment?

13 A. Not at all.

14 Q. In no way whatsoever?

15 A. A portion is a very broad statement.

16 Q. It is. Absolutely.

17 A. \$100 I could pay.

18 Q. Could you pay \$200?

19 A. Yes.

20 Q. Could you pay \$10,000?

21 A. No.

22 Q. You don't have \$10,000?

23 A. No.

24 Q. You don't have access to \$10,000?

25 A. No.

1 Q. I guess as we sit here today, you don't have any  
2 current plans to voluntarily pay any portion of this  
3 judgment?

4 A. To repeat my answer, I plan on paying every debt  
5 that I have eventually.

6 Q. Eventually. And I'm asking you specific plans  
7 today to voluntarily pay any portion of this judgment?

8 A. No.

9 (Exhibit 7 was marked for identification.)

10 BY MR. EDWARDS:

11 Q. Sir, I'm showing you what's been marked as  
12 Exhibit 7.

13 Do you recognize this document?

14 A. Yes.

15 Q. What is it?

16 A. It's an order for examination of judgment debtor  
17 Michael J. Mona, trustee of the Mona Family Trust, dated  
18 February 12, 2002.

19 Q. And this is the reason you're here today;  
20 correct?

21 A. Correct.

22 Q. If you turn to page 5 of Exhibit 7, you see the  
23 start of a list of items to be produced?

24 A. Correct.

25 Q. Have you seen this list before?

1 A. Yes.

2 Q. Did you produce the documents identified in this  
3 order?

4 A. I produced everything I could find at least as  
5 far as this order.

6 Q. You mentioned some accounts in your wife's name.  
7 Did you produce documents associated with the  
8 accounts in your wife's name?

9 A. I don't have access to my wife's accounts.

10 Q. Does your wife have access to your wife's  
11 accounts?

12 A. Yes.

13 Q. Do you know if your wife produced the records  
14 associated with the accounts in her name?

15 A. I don't know what she produced.

16 Q. Are you aware if your wife is holding any cash  
17 associated with income she's earned during the marriage?

18 A. Well, I hope she has some of the post-marital  
19 money left.

20 Q. Anything else?

21 A. Not that I'm aware of, no.

22 Q. Your wife used to be a designer; correct?

23 A. Correct.

24 Q. She used to do work independent of you; correct?

25 A. Correct.

1 Q. And earned income independent of you?

2 A. Correct.

3 Q. Do you know where she stored that money?

4 A. I think the last job she got paid for was about  
5 eight years ago, nine years ago.

6 Q. Do you know if any of that money is still  
7 remaining?

8 A. No. I doubt it.

9 (Exhibit 8 was marked for identification.)

10 BY MR. EDWARDS:

11 Q. Sir, I'm showing you what's been marked as  
12 Exhibit 8.

13 A. I'm sorry?

14 Q. I'm showing you what's been marked as Exhibit 8.

15 A. Okay.

16 Q. Have you seen this before?

17 A. Yes.

18 Q. What's your understanding of what this is?

19 MR. COFFING: Take a look at that. Read the  
20 whole thing.

21 THE WITNESS: Oh, this is for Rhonda.

22 MR. COFFING: What was the last question?

23 (The last question was read back by the  
24 reporter.)

25 THE WITNESS: Looks like a document that was

1 prepared by Marquis Aurbach.

2 BY MR. EDWARDS:

3 Q. So you got an opportunity to read through Exhibit  
4 8?

5 A. I just buzzed through it.

6 Q. Have you seen this document before?

7 A. No.

8 Q. You're aware that we served a judgment debtor  
9 examination order on your wife; correct?

10 A. I found out, yes.

11 Q. And I'll represent to you that the documents  
12 requested from your wife are very similar to what we  
13 requested from you. And in response to the judgment  
14 debtor examination order, we received this letter from  
15 counsel for you and your wife.

16 Do you understand that?

17 A. Correct.

18 Q. So I want to go through some of these responses  
19 and see if you agree with them.

20 A. Okay.

21 Q. Starting on the first page under number one. And  
22 under the response to number one, do you see the  
23 sentence that says the only asset in the trust is the  
24 Red Arrow residence?

25 A. Correct.



1 Q. Is that a true statement?

2 A. Yes.

3 Q. No other assets in the Mona Family Trust other  
4 than the Red Arrow residence?

5 A. Correct.

6 Q. There's no money in the Mona Family Trust?

7 A. Well, there may be a bank account with 100, \$200  
8 in it, something like that. I produced those accounts.  
9 So the answer is yes.

10 Q. And when was the last time that the trust had  
11 more than 100 or \$200 in its bank account?

12 A. I can't even remember.

13 Q. So it's been more than ten years?

14 A. I can't guess. Probably so. I'm in a bad spot.  
15 I was told not to guess, and I don't know the answer.

16 MR. COFFING: That's all right. You've  
17 answered. You've done fine.

18 BY MR. EDWARDS:

19 Q. I can ask for your best recollection, but feel  
20 free to qualify the answer if all you're giving me is a  
21 best guess.

22 A. Okay.

23 Q. So let me make it easier on you.

24 When was the last time that the trust had more  
25 than \$100,000 in its bank account?

1 A. I can't recall.

2 Q. Do you recall if it ever had more than \$100,000  
3 in its bank account?

4 A. I can't recall.

5 Q. So no other assets, no other entities within the  
6 Mona Family Trust?

7 A. Correct.

8 Q. Has that always been the case?

9 A. I can't recall. I believe so. Some of my LLCs  
10 that I lost may have been Mona Family Trust. I don't  
11 know.

12 Q. But not any current LLCs?

13 A. No, sir.

14 Q. Next sentence says, and it carries approximately  
15 2.2 million in debt.

16 Do you see that?

17 A. Correct.

18 Q. And it I take it is referring to the Red Arrow  
19 residence?

20 A. Correct.

21 Q. Is that a true statement that the Red Arrow  
22 residence carries approximately 2.2 million in debt?

23 A. Correct.

24 Q. What is that debt comprised of?

25 A. B of A, Mike Shustick (phonetic spelling), and

1 Mike Siefen (phonetic spelling) and obviously Far West.

2 Q. How much is owed to Bank of America?

3 A. A million-two, I believe.

4 Q. How much is owed to Mr. Shustick?

5 A. 700,000, I believe.

6 Q. How much is owed to Mr. Siefen? I guess I could  
7 do the math. That's 1.9 million. So about 300,000?

8 A. Minimum.

9 Q. What would be the maximum? I guess, again, I'm  
10 working off the --

11 A. I don't want to guess. It's public knowledge.

12 Q. It's public knowledge?

13 A. Well, I believe it's filed against my house, yes.

14 Q. Has it been partially satisfied, paid?

15 A. No.

16 Q. In no way whatsoever?

17 A. Well, yes. I take that back. He took a piece of  
18 property in collateral, a piece of property that I  
19 invested in years ago. Mr. Siefen wanted that as  
20 collateral. I gave him that as collateral, which is  
21 worth probably nothing right now.

22 Q. So you stand by your -- I guess, let's say in  
23 this letter, your prior statement that there's  
24 approximately 2.2 million debt encumbering the Red Arrow  
25 residence?

1 A. I don't know the exact number of Mr. Siefen. I  
2 know B of A is right at 1-2, and I believe Mr. Shustick  
3 was 700. The rest, like I said, I don't want to guess.

4 Q. But you agree that the \$2.2 million figure is  
5 accurate?

6 A. May be higher.

7 Q. It's an approximate? It's approximately correct?

8 A. Correct.

9 Q. Within \$100,000?

10 A. Again, I don't want to guess.

11 Q. Well, I can ask you to speculate. You can  
12 clarify your answer. Give me the best of your  
13 understanding.

14 MR. COFFING: You can ask him to estimate  
15 not speculate. If you have an estimation, you can give  
16 it to him. If it's a guess, it's a guess.

17 THE WITNESS: I borrowed a lot of money off  
18 Siefen. I don't know how much the house -- the lien on  
19 the house is. Again, I don't want to guess.

20 BY MR. EDWARDS:

21 Q. But you still believe that this statement by your  
22 attorneys that the house is encumbered by 2.2 million in  
23 debt is accurate?

24 A. I think it's minimum, yes.

25 Q. Have you made any payments to Shustick to pay off

1 the \$700,000 debt?

2 A. No.

3 Q. Has he foreclosed on any assets to satisfy that  
4 \$700,000 debt?

5 A. He foreclosed on my Laguna Beach house.

6 Q. Did that satisfy this debt?

7 A. No.

8 Q. There's still 700,000 remaining?

9 A. Correct.

10 Q. Are you making any payments to Mr. Shustick?

11 A. No.

12 Q. Are you making any payments to Mr. Siefen?

13 A. No.

14 Q. Are you making any payments to Bank of America?

15 A. Yes.

16 Q. How do you make payments to Bank of America?

17 A. Roen Ventures.

18 Q. Roen Ventures pays your personal mortgage?

19 A. Correct.

20 Q. Why?

21 A. I have a contract with Mr. Mackay, a three-year  
22 employment contract which I negotiated. That includes  
23 payment of my house for three years.

24 Q. And when is that contract up?

25 A. I would be guessing. I believe I produced a copy

1 of it, so I don't want to guess. I'm sure you're going  
2 to show it to me.

3 Q. Do you know when you signed that contract? What  
4 year?

5 A. When we -- to the best of my knowledge, when we  
6 closed our deal, which was a year ago, November of last  
7 year, I believe. Again, I don't want to guess dates.  
8 Especially with all these documents in front of me. I  
9 don't want to guess a date and you show me a document  
10 that's not accurate.

11 Q. What is your role with Roen Ventures?

12 A. Consultant.

13 Q. You run the day-to-day operations of Roen?

14 A. There's very little to do.

15 Q. Is the answer yes?

16 A. Yes.

17 Q. I'd like you to turn to page 3 of Exhibit 8. And  
18 under the response to number nine, do you see the  
19 sentence that says the trust does not own or lease any  
20 automobiles, trucks, trailers, and/or other vehicles?

21 Do you see that?

22 A. Correct.

23 Q. Is that an accurate statement?

24 A. Correct.

25 Q. Now I'm going to broaden out the question.

1 Do you -- I'm using that big you, including you,  
2 your wife, your trust, and any entities -- own any  
3 automobiles?

4 A. Yes.

5 Q. What automobiles?

6 A. I own a 2006 Mercedes, and my wife owns a, I  
7 believe, it's a 2013 Jaguar. I don't know the exact  
8 year.

9 Q. What's the model of your wife's Jaguar?

10 A. No idea.

11 Q. Is it a two-seater?

12 A. Two and a half.

13 Q. It's got a small bench seat in the back?

14 A. Yes.

15 Q. Does it have a V8?

16 A. I have no idea.

17 Q. Super charged?

18 A. No idea. I think I've been in it twice.

19 Q. It's a convertible?

20 A. Correct.

21 Q. Any other vehicles that you own?

22 A. No.

23 Q. And again, I'm using the broad sense, you, your  
24 wife, the community estate?

25 A. No.

1 Q. The trust?

2 A. (Shakes head.)

3 Q. Any entities in which you hold an interest?

4 A. No.

5 Q. How did your wife acquire this Jaguar?

6 A. We got a -- Mona Family Trust, I believe it was  
7 or Mike and Rhonda Mona -- I don't know -- received a  
8 check from Employers Compensation. I guess Employers --  
9 Employers Compensation that we used to pay through the  
10 properties was a public company that we had, you know,  
11 you pay your employment. So much of that goes to that.  
12 I had no idea of that. I was contacted -- I don't know  
13 -- maybe a year ago by them and said we had money  
14 sitting there. They contacted me. It was 90-some  
15 thousand, I believe, or 100-some thousand, something  
16 like that. They contacted me. They charged a fee,  
17 obviously, to go get the money. We received the money.  
18 I gave it to my wife to buy her car. She demanded it.

19 Q. And can you give me a little bit more  
20 explanation? I'm not quite sure I follow what you were  
21 paying into and what this money was?

22 A. Well, again, I was not aware of this. I guess  
23 Joy McLaughlin who worked for me for years -- Employers  
24 Compensation went public, I believe, years ago, and we  
25 opted to pay a little extra money into the public



1 company from what I understand. And they contacted me  
2 and said we had money sitting there. I had no idea. It  
3 was a pleasant surprise.

4 Q. And how much money did you ultimately receive  
5 from Employers Compensation?

6 A. I'm guessing -- again, I believe I supplied the  
7 document. I'm guessing 90,000, maybe, something like  
8 that.

9 Q. And you gave all that money to your wife?

10 A. Correct.

11 Q. And it's with that money that she purchased the  
12 Jaguar?

13 A. Yes.

14 Q. Do you know how much the Jaguar cost?

15 A. No.

16 Q. Is the Jaguar in your wife's name?

17 A. I believe so.

18 Q. Where's the Jaguar?

19 A. Right now it's in San Diego.

20 Q. And where in San Diego?

21 A. 877 Island Avenue.

22 Q. In a particular parking spot?

23 A. The garage.

24 Q. Just the garage in general?

25 A. Pardon me?

1 Q. Just the garage in general, or is there a  
2 particular parking spot?

3 A. Well, we have assigned spots in the garage. So  
4 she's in her assigned spot.

5 Q. In her assigned spot or her son's assigned spot?

6 A. Her assigned spot.

7 Q. Associated with the condo that you rent in San  
8 Diego?

9 A. Pardon me?

10 Q. The assigned spot associated with the condo that  
11 you rent in San Diego?

12 A. Correct.

13 Q. Not associated with the condo that your son owns?

14 A. Not at all.

15 Q. Your wife is still here in Las Vegas right now?

16 A. Unfortunately, yes. Waiting for me.

17 Q. How did you get here today?

18 A. I flew yesterday.

19 Q. And actually to this deposition -- or this  
20 examination?

21 A. Pardon me?

22 Q. How did you get to this examination today?

23 A. My car.

24 Q. Your car. The 2006 Mercedes?

25 A. Correct.

1 Q. So your wife is stranded at home without  
2 transportation right now?

3 A. Waiting for me.

4 Q. The answer is yes?

5 A. Yes.

6 Q. No other vehicles at home she could use?

7 A. No.

8 Q. Do you own any trucks?

9 A. No.

10 Q. Trailers?

11 A. No.

12 Q. Boats?

13 A. No.

14 Q. Have you ever owned a boat?

15 A. No. My wife did.

16 Q. When did your wife own a boat?

17 A. Again, I'm guessing. Seven, six seven years ago.

18 Q. What happened to the boat?

19 A. She sold it.

20 Q. Who'd she sell it to?

21 A. Some guy in Big Bear. I have no idea.

22 Q. Anybody that you knew?

23 A. No.

24 Q. Anybody that you had an association with?

25 A. No.

1 Q. Anybody that your wife knew?

2 A. No.

3 Q. Anybody that your wife had an association with?

4 A. No.

5 Q. What kind of boat was it?

6 A. I believe it was, like, a 16- or 18-foot little  
7 open balski (phonetic spelling) boat. I don't know. I  
8 forget the exact type.

9 Q. Do you lease a boat?

10 A. No.

11 Q. Do you rent a boat?

12 A. No.

13 Q. If you turn to page 4 of Exhibit 8. Actually, I  
14 need to go back.

15 How much was the purchase price on the Jaguar?

16 A. You asked that question. I don't know the  
17 answer.

18 Q. Were there any surplus funds left over?

19 A. I don't know the answer.

20 Q. If there were surplus funds, where would they be  
21 stored?

22 A. My wife.

23 Q. Your wife's bank accounts?

24 A. Yes. Like I said, she demanded that.

25 Q. Why did she demand that check?

1 MR. COFFING: That's communication between  
2 spouses. I instruct him not to answer.

3 MR. EDWARDS: Terry, for what it's worth,  
4 there's case law that the spousal privilege only applies  
5 if he's testifying in court, not during a deposition.

6 MR. COFFING: Well, I did some research, and  
7 I probably disagree. So I'm going to have to agree to  
8 disagree for today.

9 MR. EDWARDS: Okay.

10 BY MR. EDWARDS:

11 Q. Back to page 4 of Exhibit 8. Response to number  
12 13 says the trust does not hold any interest in any  
13 tangible or intangible property.

14 Do you see that?

15 A. Correct.

16 Q. Is that a true statement other than, of course,  
17 the Red Arrow residence?

18 A. The Red Arrow residence, yes.

19 Q. So who owns the furnishing and personal property  
20 inside the residence?

21 A. I don't know.

22 Q. Would you agree with me that it's either the  
23 trust or you and your wife?

24 A. One of the two; correct.

25 Q. Is there any separate property in the house,

1 meaning, property that you would consider non-communal  
2 property?

3 MR. COFFING: To the extent that calls for a  
4 legal conclusion I object, but you can answer.

5 THE WITNESS: One more time. I'm sorry.

6 BY MR. EDWARDS:

7 Q. Is there any personal property inside your Red  
8 Arrow residence that you or your wife consider to be  
9 separate as opposed to community property?

10 A. Yeah, only part of her clothing.

11 Q. Excuse me?

12 A. Yeah, I don't want any part of her clothing,  
13 stuff like that. Again, it's a legal question. I don't  
14 know what's mine and what's her's inside the house. I  
15 don't want to answer that question. I mean, it's a  
16 tough question.

17 Q. So the answer is you don't know?

18 A. I don't know.

19 Q. But sitting here today, you don't consider  
20 anything in the house as either your separate property  
21 or your wife's separate property?

22 A. I don't know that answer.

23 Q. Well, I'm asking you, sitting here today, are you  
24 aware of any property in the Red Arrow residence that  
25 you would consider to be a separate property of your

1 wife?

2 MR. COFFING: Again, same objection. Calls  
3 for a legal conclusion as to what constitutes separate  
4 property. If you can answer, answer.

5 THE WITNESS: Well, like I said, she has her  
6 property. She has her possessions. She has her  
7 clothing. I don't know what is mine and what's her's  
8 inside the house. Dishwasher, is that mine? Is that  
9 hers? I don't want the dishwasher. So I can't answer  
10 that question.

11 BY MR. EDWARDS:

12 Q. You don't know one way or the other?

13 A. Correct.

14 Q. Still on page 4. Let me direct your attention to  
15 the response to number 15. It says no person or entity  
16 loaned the trust --

17 A. Can I read the question first, please?

18 Q. Sure. Go ahead.

19 A. Okay.

20 Q. You see the response to number 15 that no person  
21 or entity loaned the trust any moneys and nothing was  
22 financed on behalf of the trust?

23 Do you see that?

24 A. Uh-huh.

25 Q. Is that a true statement?

1 A. That's a legal question. I really can't answer.  
2 The loan on the house? I don't know if that's Mona  
3 Family Trust, Mike and Rhonda Mona or what? So that's a  
4 legal question. I can't answer.

5 Q. When you talk about the loan on the house, you're  
6 talking about the Bank of America loan?

7 A. Correct.

8 Q. Other than the Bank of America loan, are you  
9 aware of any other moneys loaned to the trust?

10 MR. COFFING: Qualify with the time period  
11 that's in the question?

12 MR. EDWARDS: I'd like to know ever.

13 MR. COFFING: Okay.

14 THE WITNESS: Ever?

15 MR. EDWARDS: Ever.

16 THE WITNESS: Oh, I can't answer that  
17 question. Years ago when I was loaning properties, I  
18 don't know if the Mona Family Trust borrowed it, Mike  
19 and Rhonda Mona borrowed it, who guaranteed it. So  
20 that's a loaded question. I cannot answer.

21 BY MR. EDWARDS:

22 Q. What if we narrowed the question to the last five  
23 years?

24 A. Okay. The answer is no.

25 Q. No, the trust has not borrowed any money?



1 A. Correct.

2 Q. Is the trust owed any money?

3 A. No.

4 Q. I'm going to direct your attention to page 5 of  
5 Exhibit 8 and specifically the response to number 17.

6 A. 17?

7 Q. 17.

8 A. Okay.

9 Q. Do you see the response that there are no  
10 policies of insurance issued in the name of the trust?

11 A. Correct.

12 Q. Is that a true statement?

13 A. Again, the insurance on the house, I don't know  
14 if it's under Mike and Rhonda Mona or the trust.

15 Q. Other than potentially a homeowner's insurance  
16 policy, are you aware of any other insurance policies  
17 associated with the trust?

18 A. No.

19 Q. Who pays for the homeowner's insurance for the  
20 Red Arrow property?

21 A. That would either be my wife or I.

22 Q. Individually?

23 A. Correct.

24 MR. COFFING: Is that the one we agreed to  
25 find the policy to see if they're a named insured?

1 MR. EDWARDS: Yes.

2 MR. COFFING: Okay.

3 BY MR. EDWARDS:

4 Q. Let me direct your attention to page 6 of Exhibit  
5 8. Specifically the response to 24.

6 A. Okay.

7 Q. Do you see the sentence that says the Red Arrow  
8 property is the only asset in the trust, and the trust  
9 is not responsible for payment of the note or the  
10 regularly occurring bills on the property?

11 Do you see that?

12 A. Correct.

13 Q. Is that a true statement?

14 A. Again, I do not know if the power bill, water  
15 bill is in the Mona Family Trust or Mike and Rhonda  
16 Mona. So I can't answer that.

17 Q. I guess we already established that Roen pays the  
18 note on the Red Arrow property; correct?

19 A. Correct.

20 Q. Who's responsible for the regularly occurring  
21 bills at the Red Arrow property?

22 A. My wife.

23 Q. She pays those personally?

24 A. Hopefully.

25 Q. To the best of your knowledge?

1 A. Best of my knowledge.

2 Q. What accounts does she pay those bills from?

3 A. I have no idea.

4 Q. Where does she get money to pay those bills?

5 A. All the money my wife has came from that

6 agreement that we already discussed.

7 Q. The post-marital settlement agreement?

8 A. Correct.

9 Q. Let me direct your attention to page 7 of Exhibit  
10 8 and specifically the response to number 25.

11 A. Okay.

12 Q. Do you see the response says that the trust does  
13 not have any retirement accounts, pension plans, profit  
14 sharing plans, or SEP accounts?

15 A. Correct.

16 Q. Is that true?

17 A. Correct.

18 Q. Do you personally have any retirement accounts?

19 A. No.

20 Q. Pension plans?

21 A. No.

22 Q. Profit sharing plans?

23 A. No.

24 Q. Any sort of retirement plan whatsoever?

25 A. None whatsoever.

1 Q. What about your wife?

2 A. None whatsoever.

3 Q. What do you plan to do for retirement?

4 A. When I figure it out, I'll let you know.

5 Q. Right now you don't know?

6 A. Don't know.

7 Q. I'm going to direct your attention to the same  
8 page, response to number 26.

9 A. Okay.

10 Q. You see the response that says the trust has not  
11 sold, assigned, transferred or conveyed any tangible or  
12 intangible property?

13 A. Correct.

14 Q. Is that a true statement?

15 A. Correct.

16 Q. It hasn't conveyed any property to anybody since  
17 2012?

18 A. No.

19 Q. The response to number 27 says the trust is not  
20 associated with any other trusts.

21 Is that a true statement?

22 A. Correct.

23 Q. Are you associated with any other trust?

24 A. No.

25 Q. None whatsoever?

1 A. None whatsoever.

2 Q. Do you have any entities that are associated with  
3 trusts?

4 A. No.

5 Q. Have you ever been associated with any other  
6 trust?

7 A. Maybe years ago in the past.

8 Q. How many years ago?

9 A. Maybe 15, 20 years ago.

10 Q. Nothing within the last five to ten years?

11 A. Five years, no; ten years, no.

12 Q. What'd you do to prepare for today's judgment  
13 debtor examination?

14 A. Briefly went through my last judgment, my last  
15 debtor's exam very briefly. I met with Mr. Coffing, I  
16 think, late yesterday.

17 Q. How long did you meet with Mr. Coffing?

18 A. Hour and a half.

19 Q. Did you do anything else to prepare for the  
20 deposition?

21 A. Pardon me?

22 Q. Did you do anything else to prepare for the  
23 examination?

24 A. No.

25 Q. Did you review any documents other than your

1 judgment debtor exam transcript?

2 A. I reviewed my wife's.

3 Q. Her transcript?

4 A. My wife's transcript; correct.

5 Q. Did you notice anything in your wife's transcript  
6 from her judgment debtor examination that was incorrect?

7 A. Yeah. There were a couple items, and I forget  
8 what they were. I believe the bankruptcy; she was not a  
9 part of that in 2000. I believe she said she was. She  
10 was not. I protected her from that. Little minor  
11 things here and there, nothing major. And again, I  
12 just -- I got the -- I got it yesterday afternoon, so I  
13 just breezed through it.

14 Q. Do you recall any other specifics?

15 A. No.

16 Q. So to the best of your recollection, the  
17 remainder of your wife's testimony was accurate?

18 A. I can't say that. Again, I breezed through it.  
19 I did not read it in detail. So for me to make a  
20 statement like that, the answer's no.

21 Q. Did you review any other documents to prepare for  
22 your judgment debtor examination?

23 A. No.

24 Q. Why did you review your wife's judgment debtor  
25 examination transcript?

1 A. I was trying to see how pissed she really was to  
2 be honest with you.

3 Q. What'd you think?

4 A. Not good.

5 Q. Have you discussed this judgment debtor  
6 examination with anybody other than your attorney?

7 A. No.

8 Q. You discussed it with your wife; right?

9 A. We didn't talk much.

10 Q. Why's that?

11 A. She was not a pleasant individual when I got home  
12 last night. As a matter of fact, I slept in the guest  
13 room.

14 Q. Where do you reside?

15 A. 2793 Red Arrow Drive when I'm in Las Vegas and  
16 877 Island Avenue when I'm in San Diego.

17 Q. And that address in San Diego is there a unit  
18 number associated with that?

19 A. 1101.

20 Q. Is there a unit number associated with the Red  
21 Arrow address?

22 A. No.

23 Q. If you had to estimate, how much time do you  
24 spend between the two locations?

25 A. It depends. It depends on the month. Depends on

1 business. In the last two months, I'd say probably 50  
2 percent of my time on the road, 20 percent here -- 25  
3 percent here and 25 percent in San Diego.

4 Q. If you had to estimate for the past year, how  
5 much time have you spent between San Diego and Las  
6 Vegas?

7 A. 50/50.

8 Q. Do you have any other addresses?

9 A. No.

10 Q. What's your phone number?

11 A. Cell phone?

12 Q. Yes.

13 A. 702-355-2226.

14 Q. And your home phone number?

15 A. 702-242-6662.

16 Q. And the phone number in San Diego?

17 A. I don't know.

18 Q. Do you have a phone in San Diego?

19 A. Yes.

20 Q. House phone?

21 A. A house phone, yes.

22 Q. You're married?

23 A. Correct.

24 Q. And your spouse's name is Rhonda?

25 A. Correct.



1 Q. What does she do for work?

2 A. She does not.

3 Q. What did she used to do for work?

4 A. Years ago she was a special ed teacher. When we  
5 got married, she taught special ed. She quit when my  
6 son was born 29 years ago. When my kids were in Las  
7 Vegas Day School, she took a job subbing to work with  
8 them. Other than that, she -- like I said, little jobs  
9 here and there decorating. Never employed as a  
10 decorator. Never licensed or anything.

11 Q. When did she cease doing the decorating work?

12 A. Well, she never ceases. Her friends call her all  
13 the time to help them here and there. She helped my son  
14 with her unit -- his unit. Ceased professionally? She  
15 was never a professional decorator, never licensed,  
16 never had a job.

17 Q. When did she cease collecting money for her  
18 decorating work?

19 A. To repeat myself, the last job she did she got  
20 money for, I believe, was Mr. Shustick's house, eight  
21 nine, ten years ago, something like that, whatever it  
22 was.

23 Q. At this point in time though, your wife does  
24 nothing for work?

25 A. Well, she's a mother and a wife. So if you ask