

IN THE SUPREME COURT OF THE STATE OF NEVADA

APCO CONSTRUCTION, INC., A
NEVADA CORPORATION,

Appellant,

vs.

ZITTING BROTHERS
CONSTRUCTION, INC.,

Respondent.

Case No.: 75197

Electronically Filed
Jun 19 2018 10:56 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

Appeal from the Eighth Judicial District
Court, the Honorable Mark R. Denton
Presiding

NOTICE OF FILING REQUEST FOR TRANSCRIPT

Marquis Aurbach Coffing

Micah S. Echols, Esq.
Nevada Bar No. 8437
Cody S. Mounteer, Esq.
Nevada Bar No. 11220
10001 Park Run Drive
Las Vegas, Nevada 89145
Telephone: (702) 382-0711
Facsimile: (702) 382-5816
mechols@maclaw.com
cmounteer@maclaw.com

Spencer Fane

John H. Mowbray, Esq.
Nevada Bar No. 1140
John Randall Jefferies, Esq.
Nevada Bar No. 3512
Mary Bacon, Esq.
Nevada Bar No. 12686
300 South 4th Street, Suite 950
Las Vegas, Nevada 89101
Telephone: (702) 408-3400
Facsimile: (702) 408-3401
jmowbray@spencerfane.com
rjefferies@spencerfane.com
mbacon@spencerfane.com

Attorneys for Appellant, APCO Construction, Inc.

MAC: 05161-019 3428683_1

Appellant, APCO Construction, Inc., by and through its attorneys, Marquis Aurbach Coffing, hereby notifies the Court that Appellant has filed a Request for Transcript in the District Court on June 15, 2018 a copy of which is attached hereto.

Dated this 18TH day of June, 2018.

MARQUIS AURBACH COFFING

By 

Micah S. Echols, Esq.
Nevada Bar No. 8437
Cody S. Mounteer, Esq.
Nevada Bar No. 11220
10001 Park Run Drive
Las Vegas, Nevada 89145
*Attorneys for Appellant,
APCO Construction, Inc.*

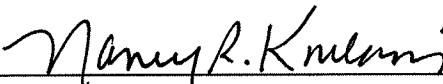
CERTIFICATE OF SERVICE

I hereby certify that the foregoing **NOTICE OF FILING REQUEST FOR TRANSCRIPT** was filed electronically with the Nevada Supreme Court on the 18 day of June, 2018. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

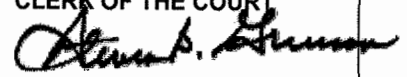
Jorge A. Ramirez, Esq.

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

I-Che Lai, Esq.
Wilson, Elser, Moskowitz, Edelman & Dicker LLP
300 South 4th Street, 11th Floor
Las Vegas, Nevada 89101-6014
Attorneys for Respondent, Zitting Brothers Construction, Inc.



Nancy R. Knilans, an employee of
Marquis Aurbach Coffing

**Marquis Aurbach Coffing**

Jack Chen Min Juan, Esq.
Nevada Bar No. 6367
Cody S. Mounteer, Esq.
Nevada Bar No. 11220
Tom W. Stewart, Esq.
Nevada Bar No. 14280
10001 Park Run Drive
Las Vegas, Nevada 89145
Telephone: (702) 382-0711
Facsimile: (702) 382-5816
jjuan@maclaw.com
cmounteer@maclaw.com

-and-

SPENCER FANE LLP

John H. Mowbray, Esq. (Bar No. 1140)
John Randall Jefferies, Esq. (Bar No. 3512)
Mary E. Bacon, Esq. (Bar No. 12686)
300 S. Fourth Street, Suite 700
Las Vegas, NV 89101
Telephone: (702) 408-3411
Facsimile: (702) 408-3401
E-mail: JMowbray@spencerfane.com
RJefferies@spencerfane.com
MBacon@spencerfane.com

*Attorneys for APCO Construction***DISTRICT COURT****CLARK COUNTY, NEVADA**

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs.

GEMSTONE DEVELOPMENT WEST, INC., A
Nevada corporation,

Defendant.

Case No.: A571228
Dept. No.: XIII

Consolidated with:

A574391; A574792; A577623; A583289;
A587168; A580889; A584730; A589195;
A595552; A597089; A592826; A589677;
A596924; A584960; A608717; A608718 and
A590319

AND ALL RELATED MATTERS

REQUEST FOR TRANSCRIPT OF PROCEEDINGS

TO: Jennifer Gerold, Court Recorder
Regional Justice Center
Eighth Judicial District Court, Dept. 13
200 Lewis Ave.
Las Vegas, Nevada 89155

Plaintiff, APCO Construction ("APCO"), by and through its attorneys of record, Marquis Aurbach Coffing, hereby requests preparation of the transcripts of the proceedings before the District Court, as follows:

Judge or officer hearing the proceedings: Honorable Mark R. Denton

Dates of the proceedings: November 16, 2017

Portions of the transcript requested: Entire Hearing

Number of copies required:

1 original to be filed with the Eighth Judicial District Court
under Case No. 08A571228.

1 certified copy to the following:

Marquis Aurbach Coffing
Tom W. Stewart, Esq.
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711
Attorneys for Plaintiff, APCO Construction

Judge or officer hearing the proceedings: Honorable Mark R. Denton

Date of the proceedings: January 11, 2018

Portions of the transcript requested: Entire Hearing

Number of copies required:

1 original to be filed with the Eighth Judicial District Court
under Case No. 08A571228.

1 certified copy to the following:

Marquis Aurbach Coffing
Tom W. Stewart, Esq.
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711
Attorneys for Plaintiff, APCO Construction

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

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

Dated this 14th day of June, 2018.

MARQUIS AURBACH COFFING

By 
Jack Chen Min Juan, Esq.
Nevada Bar No. 6367
Cody S. Mounteer, Esq.
Nevada Bar No. 11220
Tom W. Stewart, Esq.
Nevada Bar No. 14280
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for APCO Construction

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **REQUEST FOR TRANSCRIPT OF PROCEEDINGS** was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 15 day of June, 2018. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:¹

		Select All	Select None	
Bennett Tueller Johnson & Deers				
Name	Email			Select
Benjamin D. Johnson	ben.johnson@btjd.com	☒		☒
Kenzie Dunn	kdunn@btjd.com	☒		☒
Brian K. Berman, Chtd.				
Name	Email			Select
Brian K. Berman, Esq.	b.k.berman@att.net	☒		☒
Cadden & Fuller LLP				
Name	Email			Select
Dana Y. Kim	dkim@caddenfuller.com	☒		☒
S. Judy Hirahara	jhirahara@caddenfuller.com	☒		☒
Tammy Cortez	tcortez@caddenfuller.com	☒		☒
David J. Merrill P.C.				
Name	Email			Select
David J. Merrill	david@dimerrillpc.com	☒		☒
Dickinson Wright, PLLC				
Name	Email			Select
Cheri Vandermeulen	cvandermeulen@dickinsonwright.com	☒		☒
Christina Spencer	cspencer@dickinsonwright.com	☒		☒
Donna Wolfbrandt	dwolfbrandt@dickinsonwright.com	☒		☒
Eric Dobberstein	edobberstein@dickinsonwright.com	☒		☒
Durham Jones & Pinegar				
Name	Email			Select
Brad Slighting	bslighting@djplaw.com	☒		☒
Cindy Simmons	cslmmons@djplaw.com	☒		☒
Fox Rothschild				
Name	Email			Select
Jineen DeAngelis	jdeangelis@foxrothschild.com	☒		☒
Richard J. Dretzer	rdretzer@foxrothschild.com	☒		☒
G.E. Robinson Law				
Name	Email			Select
George Robinson	grobinson@pezzilloloyd.com	☒		☒

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

MARQUIS AURBACH COFFING

10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

GERRARD COX & LARSEN			
Name	Email		Select
Aaron D. Lancaster	alanlaster@gerrard-cox.com	☒	☒
Douglas D. Gerrard	dgerrard@gerrard-cox.com	☒	☒
Kaytlyn Bassett	kbassett@gerrard-cox.com	☒	☒
Gibbs, Giden, Locher, Turner & Senet LLP			
Name	Email		Select
Becky Pintar	bpintar@gglt.com	☒	☒
Linda Compton	lcompton@gglt.com	☒	☒
Gordon & Rees			
Name	Email		Select
Robert Schumacher	rschumacher@gordonrees.com	☒	☒
Gordon & Rees LLP			
Name	Email		Select
Andrea Montero	amontero@gordonrees.com	☒	☒
Brian Walters	bwalters@gordonrees.com	☒	☒
Marie Ogella	mogella@gordonrees.com	☒	☒
GRANT MORRIS DODDS			
Name	Email		Select
Steven Morris	steve@gmdlegal.com	☒	☒
Greenberg Traurig, LLP			
Name	Email		Select
6085 Joyce Hellich	hellichj@gtlaw.com	☒	☒
7132 Andrea Rosehill	rosehill@gtlaw.com	☒	☒
CNN Cynthia Ney	neyc@gtlaw.com	☒	☒
IGH Bethany Rabe	rabe@gtlaw.com	☒	☒
IOM Mark Ferrario	lvitdock@gtlaw.com	☒	☒
LVGT Docketing	lvitdock@gtlaw.com	☒	☒
MOK Moorea Katz	katzmo@gtlaw.com	☒	☒
WTM Tami Cowden	cowdent@gtlaw.com	☒	☒
HOLLEY DRIGGS WALCH FINE WRAY PUZEY & THOMPSON			
Name	Email		Select
Glenn F. Meier	gmeier@nevadafirm.com	☒	☒
Renee Hoban	rhoban@nevadafirm.com	☒	☒
Holley Driggs Walch Fine Wray Puzey & Thompson			
Name	Email		Select
Cynthia Kelley	ckelley@nevadafirm.com	☒	☒
Rachel E. Donn	rdonn@nevadafirm.com	☒	☒
Howard & Howard			
Name	Email		Select
Gwen Rutar Mullins	grm@h2law.com	☒	☒
Kellie Plet (Legal Assistant)	kdp@h2law.com	☒	☒
Wade B. Gochhour	wbg@h2law.com	☒	☒

MARQUIS AURBACH COFFING

10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

Jolley Urga Woodbury & Little			
Name	Email		Select
Agnes Wong	aw@juww.com	☒	☒
Debbie Rosewall	dr@juww.com	☒	☒
Kelly McGee	kom@juww.com	☒	☒
Martin A. Little, Esq.	mal@juww.com	☒	☒
Martin A. Little, Esq.	mal@juww.com	☒	☒
Michael R. Ernst	mre@juww.com	☒	☒
Sarah A. Mead	sam@juww.com	☒	☒
Kemp, Jones & Coulthard			
Name	Email		Select
Erica Bennett	e.bennett@kempjones.com	☒	☒
Mark M. Jones	mmj@kempjones.com	☒	☒
Matt Carter	msc@kempjones.com	☒	☒
Matthew Carter	m.carter@kempjones.com	☒	☒
Pamela Montgomery	pym@kempjones.com	☒	☒
Law Offices of Floyd Hale			
Name	Email		Select
Debbie Holloman	dholloman@jamsadr.com	☒	☒
Floyd Hale	fhale@floydhale.com	☒	☒
Law Offices of Sean P. Hillin, P.C.			
Name	Email		Select
Caleb Langsdale, Esq.	caleb@langsdalelaw.com	☒	☒
Litigation Services & Technologies			
Name	Email		Select
Calendar	calendar@litigation-services.com	☒	☒
Depository	Depository@litigation-services.com	☒	☒
Marquis Aurbach Coffing			
Name	Email		Select
Cally Hatfield	chatfield@maclaw.com	☒	☒
Cody Mounter, Esq.	cmounter@marquisaurbach.com	☒	☒
Courtney Peterson	cpeterson@maclaw.com	☒	☒
Jack Juan	jjuan@marquisaurbach.com	☒	☒
Jennifer Case	jcase@maclaw.com	☒	☒
Phillip Aurbach	paurbach@maclaw.com	☒	☒
Taylor Fong	tfong@marquisaurbach.com	☒	☒
McCullough, Dobberstein & Evans, Ltd.			
Name	Email		Select
Christine Spencer	cspencer@mcpalaw.com	☒	☒
Eric Dobberstein, Esq.	edobberstein@mcpalaw.com	☒	☒
McDonald Carano Wilson, LLP			

MARQUIS AURBACH COFFING

10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

Name	Email	Select
Kathleen Morris	kmorris@mcdonaldcarano.com	☒
Ryan Bellows	rbellows@mcdonaldcarano.com	☒
Meler Fine & Wray, LLC		
Name	Email	Select
Receptionist	Reception@nvbusinesslawyers.com	☒
Morrill & Aronson		
Name	Email	Select
Christine Taradash	ctaradash@maazlaw.com	☒
Morrill & Aronson P.L.C.		
Name	Email	Select
Debra Hitchens	dhitchens@maazlaw.com	☒
Peel Brimley LLP		
Name	Email	Select
Amanda Armstrong	aarmstrong@peelbrimley.com	☒
Eric Zimbelman	ezimbelman@peelbrimley.com	☒
Ronnie Cox	rcox@peelbrimley.com	☒
Rosey Jeffrey	rjeffrey@peelbrimley.com	☒
Pezzillo Lloyd		
Name	Email	Select
Jennifer R. Lloyd	jllloyd@pezzilloloyd.com	☒
Marisa L. Maskas, Esq.	mmaskas@pezzilloloyd.com	☒
Procopio Cory		
Name	Email	Select
Timothy E. Salter	tim.salter@procopio.com	☒
Procopio Cory Hargreaves & Savitch		
Name	Email	Select
Andrew J. Kessler	andrew.kessler@procopio.com	☒
Rebecca Chapman	rebecca.chapman@procopio.com	☒
Procopio Cory Hargreaves & Savitch LLP		
Name	Email	Select
Cori Mandy, Legal Secretary	cori.mandy@procopio.com	☒
Richard L. Tobler, Ltd.		
Name	Email	Select
Richard Tobler	rlttdck@hotmail.com	☒
Rooker Rawlins		
Name	Email	Select
Legal Assistant	llegalassistant@rookerlaw.com	☒
Michael Rawlins	mrawlins@rookerlaw.com	☒
T. James Truman & Associates		
Name	Email	Select
Beverly Roberts	broberts@trumanlegal.com	☒
District filings	district@trumanlegal.com	☒
The Langsdale Law Firm		
Name	Email	Select

MARQUIS AURBACH COFFING

10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

Caleb Langsdale	Caleb@Langsdalelaw.com	☒	☒
Varricchio Law Firm			
Name	Email		Select
Paralegal	paralegal@varricchiolaw.com	☒	☒
Philip T. Varricchio	phil@varricchiolaw.com	☒	☒
Watt, Tieder, Hoffar & Fitzgerald, L.L.P.			
Name	Email		Select
David R. Johnson	djohnson@watttieder.com	☒	☒
Jennifer MacDonald	jmacdonald@watttieder.com	☒	☒
Williams & Associates			
Name	Email		Select
Donald H. Williams, Esq.	dwilliams@dhwilliams.com	☒	☒
Wilson Elser Moskowitz Edelman & Dicker			
Name	Email		Select
E-File Desk	Efile@welsonel.com	☒	☒
Hruskyk Nicole	Nicole.Hruskyk@welsonel.com	☒	☒
Jorge A. Ramirez	jorge@welsonel.com	☒	☒
Wilson Elser Moskowitz Edelman & Dicker LLP			
Name	Email		Select
Lani Malle	Lani.Malle@welsonel.com	☒	☒
Wilson Elser			
Name	Email		Select
T. Che Lai	lche@welsonel.com	☒	☒

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

Jennifer Gerold, Court Recorder
Regional Justice Center
Eighth Judicial District Court, Dept. 13
200 Lewis Ave.
Las Vegas, Nevada 89155

Nancy R. Kmlans
an employee of Marquis Aurbach Coffing