

Electronically Filed
May 23 2018 03:49 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

NOAS
LUIS A. AYON, ESQ.
Nevada Bar No. 9752
AYON LAW, PLLC
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Las Vegas, Nevada 89148
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Attorneys for Plaintiff
145 East Harmon II Trust, Anthony Tan
As Trustee of the 145 East Harmon II Trust

DISTRICT COURT

CLARK COUNTY, NEVADA

145 EAST HARMON II TRUST, ANTHONY
TAN AS TRUSTEE OF THE 145 EAST
HARMON II TRUST,

Case No.: A-16-733764-C
Dept. No.: XVIII

Plaintiff,

NOTICE OF APPEAL

vs.

MGM RESORTS INTERNATIONAL; MGM
GRAND CONDOMINIUMS, LLC;
SIGNATURE TOWER I, LLC; THE
RESIDENCES AT MGM GRAND – TOWER A
OWNERS' ASSOCIATION; DOES I through X;

Defendants,

NOTICE OF APPEAL

PLEASE TAKE NOTICE that Plaintiff 145 EAST HARMON II TRUST, ANTHONY
TAN AS TRUSTEE OF THE 145 EAST HARMON II TRUST hereby appeals to the Nevada
Supreme Court, the Order Granting Defendant The Residences at MGM Grand – Tower A
Owners' Association's Motion for Attorneys' Fees was entered on April 16, 2018.

DATED this 16th day of May, 2018.

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Respectfully submitted,

AYON LAW, PLLC

/s/ Luis A. Ayon

LUIS A. AYON, ESQ.

Nevada Bar No. 9752

8716 Spanish Ridge Avenue, Suite 115

Las Vegas, Nevada 89148

Attorneys for Plaintiff

145 East Harmon II Trust, Anthony Tan

As Trustee of the 145 East Harmon II Trust

CERTIFICATE OF SERVICE

I hereby certify that service of the foregoing **NOTICE OF APPEAL** was made on this 10th of May, 2018, via the Court's File & Serve system to all parties and counsel as identified on the Court-generated Notice of Electronic Filing and via U.S. First Class Mail, postage pre-paid to the following:

Chris Yergensen	Chris@nas-inc.com
Heather Oliver	heather@nas-inc.com
Susan E. Moses	susanm@nas-inc.com
Darren T. Brenner	darren.brenner@akerman.com
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Michael N. Beede, Esq.
THE LAW OFFICE OF MIKE BEEDE, PLLC
2470 St. Rose Parkway, Suite 201
Henderson, Nevada 89074
Attorney for Plaintiff

Christopher V. Yergensen, Esq.
NEVADA ASSOCIATION SERVICES, INC.
6224 West Desert Inn Road
Las Vegas, Nevada 89146
Attorney for ATC Assessment Collection Group, LLC

Kaleb D. Anderson, Esq.
Amber M. Williams, Esq.
LIPSON NEILSON COLE SELTZER & GARIN, P.C.
9900 Covington Cross Drive, Suite 120
Las Vegas, Nevada 89144
Attorneys for Cooper Creek Homeowners Association

/s/ Linda Marie Fossessca-Shahan
An Employee of Ayon Law, PLLC

DEPARTMENT 18
CASE SUMMARY
CASE NO. A-16-733764-C

145 East Harmon Trust, Plaintiff(s)
vs.
Turnberry/MGM Grand Towers LLC, Defendant(s)

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§
§
§
§

Location: **Department 18**
Judicial Officer: **Bailus, Mark B**
Filed on: **03/21/2016**
Case Number History:
Cross-Reference Case Number: **A733764**

CASE INFORMATION

Statistical Closures
09/14/2017 Stipulated Dismissal

Case Type: **Negligence - Other Negligence**
Case Flags: **Appealed to Supreme Court**
Jury Demand Filed
Arbitration Exemption Granted

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	A-16-733764-C
Court	Department 18
Date Assigned	06/05/2017
Judicial Officer	Bailus, Mark B

PARTY INFORMATION

Plaintiff	145 East Harmon Trust	Lewis, Stephen K. <i>Retained</i> 702-385-9595(W)
	Tan, Anthony	Lewis, Stephen K. <i>Retained</i> 702-385-9595(W)
Defendant	MGM Grand Condominiums LLC Removed: 09/14/2017 Dismissed	
	MGM Resorts International Removed: 09/14/2017 Dismissed	
	Residences at the MGM Grand Tower A Owner's Association Removed: 04/27/2017 Dismissed	
	Signature Condominiums LLC Removed: 09/14/2017 Dismissed	
	Signature Tower 1 LLC Removed: 09/14/2017 Dismissed	
	The Residences at MGM Grand - Tower A Owners' Association Removed: 08/18/2017 Data Entry Error	
	THE RESIDENCES AT MGM GRAND - TOWER A OWNERS' ASSOCIATION	Larsen, Brent A. <i>Retained</i> 702-454-2111(W)
	Turnberry/MGM Grand Towers LLC	Garman, Gregory E. <i>Retained</i>












DEPARTMENT 18
CASE SUMMARY
CASE NO. A-16-733764-C

7027965555(W)

DATE	EVENTS & ORDERS OF THE COURT	INDEX
03/21/2016	 Complaint Filed By: Plaintiff 145 East Harmon Trust <i>Complaint</i>	
04/13/2016	 Initial Appearance Fee Disclosure Filed By: Plaintiff 145 East Harmon Trust <i>Initial Appearance Disclosure Fee</i>	
04/14/2016	 Affidavit of Service Filed By: Plaintiff 145 East Harmon Trust <i>Affidavit of Service</i>	
04/14/2016	 Affidavit of Service Filed By: Plaintiff 145 East Harmon Trust <i>Affidavit of Service</i>	
04/21/2016	 Affidavit of Service Filed By: Plaintiff 145 East Harmon Trust <i>Affidavit of Service</i>	
05/04/2016	 Summons Issued Party: Plaintiff 145 East Harmon Trust <i>Summons</i>	
05/04/2016	 Summons Issued Party: Plaintiff 145 East Harmon Trust <i>Summons</i>	
05/04/2016	 Summons Issued Party: Plaintiff 145 East Harmon Trust <i>Summons</i>	
05/04/2016	 Demand for Jury Trial Filed By: Plaintiff 145 East Harmon Trust <i>Demand For Jury Trial</i>	
05/09/2016	 Initial Appearance Fee Disclosure Filed By: Defendant MGM Resorts International <i>Initial Appearance Fee Disclosure</i>	
05/09/2016	 Motion to Dismiss Filed By: Defendant MGM Resorts International <i>Defendants' Motion to Dismiss Plaintiff's Complaint</i>	
05/11/2016	 Three Day Notice of Intent to Default Filed by: Plaintiff 145 East Harmon Trust <i>Three Day Notice of Intent to Default Against Defendant Turnberry/MGM Grand Towers, LLC</i>	
05/16/2016	 Joinder To Motion Filed By: Defendant Turnberry/MGM Grand Towers LLC <i>Defendant, Turnberry/MGM Grand Towers, LLC's Joinder and Motion to Dismiss Plaintiff's</i>	













DEPARTMENT 18
CASE SUMMARY
CASE NO. A-16-733764-C

Complaint

05/16/2016	 Initial Appearance Fee Disclosure Filed By: Defendant Turnberry/MGM Grand Towers LLC <i>Initial Appearance Fee Disclosure</i>
05/19/2016	 Opposition to Motion to Dismiss Filed By: Plaintiff 145 East Harmon Trust <i>Opposition to Motion to Dismiss, or in the alternative, Motion to Amend</i>
05/24/2016	 Certificate of Electronic Service Filed By: Plaintiff 145 East Harmon Trust <i>Certificate of Service</i>
06/02/2016	 Reply in Support Filed By: Defendant MGM Resorts International <i>Reply in Support of Defendants' Motion to Dismiss Plaintiff's Complaint</i>
06/07/2016	 Supplement to Opposition Filed By: Plaintiff 145 East Harmon Trust <i>Supplement to Plaintiff's Opposition to Defendants' Motion to Dismiss; and Reply in Support of Motion to Amend the Complaint</i>
06/08/2016	 Stipulation and Order for Dismissal With Prejudice Filed By: Plaintiff 145 East Harmon Trust <i>Stipulation and Order for Dismissal of Defendant Turnberry/ MGM Grand Towers LLC</i>
06/08/2016	Order of Dismissal With Prejudice (Judicial Officer: Gonzalez, Elizabeth) Debtors: Turnberry/MGM Grand Towers LLC (Defendant) Creditors: 145 East Harmon Trust (Plaintiff) Judgment: 06/08/2016, Docketed: 06/15/2016
06/09/2016	Motion to Dismiss (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendants' Motion to Dismiss Plaintiff's Complaint</i>
06/09/2016	Joinder (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant, Turnberry/MGM Grand Towers, LLC's Joinder and Motion to Dismiss Plaintiff's Complaint</i>
06/09/2016	 All Pending Motions (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
06/10/2016	 First Amended Complaint Filed By: Plaintiff 145 East Harmon Trust <i>First Amended Complaint</i>
06/13/2016	 Certificate of Electronic Service Filed By: Plaintiff 145 East Harmon Trust <i>Certificate of Service</i>
06/21/2016	 Three Day Notice of Intent to Default Filed by: Plaintiff 145 East Harmon Trust <i>Three Day Notice of Intent To Default Against Defendant MGM Grand Condominiums, LLC</i>
06/21/2016	 Three Day Notice of Intent to Default Filed by: Plaintiff 145 East Harmon Trust

DEPARTMENT 18
CASE SUMMARY
CASE NO. A-16-733764-C

Three Day Notice of Intent to Default Against Defendant MGM Resorts International












06/21/2016	 Summons Filed by: Plaintiff 145 East Harmon Trust <i>Summons and Affidavit of Service on Defendant Signature Tower I, LLC</i>
06/21/2016	 Summons Filed by: Plaintiff 145 East Harmon Trust <i>Summons and Affidavit of Service on Defendant The Signature Condominiums, LLC</i>
06/27/2016	 Answer to Amended Complaint Filed By: Defendant MGM Resorts International <i>MGM Resorts International and MGM Grand Condominiums, LLC's Answer to Plaintiffs' First Amended Complaint</i>
06/27/2016	 Disclosure Statement Party: Defendant MGM Resorts International <i>MGM Grand Condominiums, LLC's NRC 7.1 Disclosure Statement</i>
06/27/2016	 Disclosure Statement Party: Defendant MGM Resorts International <i>Defendant MGM Resorts International's NRCP 7.1 Disclosure Statement</i>
07/05/2016	 Initial Appearance Fee Disclosure Filed By: Defendant Signature Condominiums LLC <i>Initial Appearance Fee Disclosure</i>
07/05/2016	 Answer to Amended Complaint Filed By: Defendant Signature Tower 1 LLC <i>Signature Tower I, LLC's Answer to Plaintiffs' First Amended Complaint</i>
07/05/2016	 Answer to Amended Complaint Filed By: Defendant Signature Condominiums LLC <i>The Signature Condominiums, LLC's Answer to Plaintiffs' First Amended Complaint</i>
07/05/2016	 Disclosure Statement Party: Defendant Signature Condominiums LLC <i>Defendant The Signature Condominiums, LLC's NRCP 7.1 Disclosure Statement</i>
07/05/2016	 Demand for Jury Trial Filed By: Defendant MGM Resorts International <i>Defendants' MGM Resorts International, MGM Grand Condominiums, LLC, The Signature Ccondominiums, LLC and Signature Tower I, LLC's Demand for Jury Trial</i>
07/05/2016	 Disclosure Statement Party: Defendant Signature Tower 1 LLC <i>Defendant The Signature Tower I, LLC's NRCP 7.1 Disclosure Statement</i>
07/25/2016	 Summons Filed by: Plaintiff 145 East Harmon Trust <i>Summons</i>
07/25/2016	 Three Day Notice of Intent to Default Filed by: Plaintiff 145 East Harmon Trust

DEPARTMENT 18
CASE SUMMARY
CASE NO. A-16-733764-C

Three Day Notice of Intent to Default Against The Residences at MGM Grand - Tower A Owners' Association

07/25/2016	 Notice of Early Case Conference Filed By: Plaintiff 145 East Harmon Trust <i>Notice of Early Case Conference</i>
07/25/2016	 Notice of Change of Address Filed By: Plaintiff 145 East Harmon Trust <i>Notice of Change of Attorney Address</i>
07/25/2016	 Order Denying Motion Filed By: Plaintiff 145 East Harmon Trust <i>Order Denying Defendants' Motion to Dismiss and Granting Plaintiff's Counter Motion to Amend</i>
07/26/2016	 Notice Filed By: Plaintiff 145 East Harmon Trust <i>Notice to Vacate and Re-Schedule Early Case Conference</i>
08/16/2016	 Affidavit Filed By: Plaintiff 145 East Harmon Trust <i>Affidavit of Service</i>
08/30/2016	 Notice of Entry of Order Filed By: Plaintiff 145 East Harmon Trust <i>Notice of Entry of Order Denying Defendants' Motion to Dismiss and Granting Plaintiff's Counter Motion to Amend</i>
09/02/2016	 Commissioners Decision on Request for Exemption - Granted <i>Commissioner's Decision on Request for Exemption - Granted</i>
09/06/2016	 Arbitration File <i>Arbitration File</i>
09/14/2016	 Notice of Early Case Conference Filed By: Plaintiff 145 East Harmon Trust <i>Notice of Early Case Conference</i>
10/11/2016	 Notice of Entry Filed By: Plaintiff 145 East Harmon Trust <i>Notice of Entry of Stipulation and Order for Dismissal of Defendant Turnberry/MGM Grand Towers, LLC</i>
12/05/2016	 Joint Case Conference Report Filed By: Plaintiff 145 East Harmon Trust <i>Joint Case Conference Report</i>
12/08/2016	 Substitution of Attorney Filed by: Plaintiff 145 East Harmon Trust <i>Substitution of Attorney</i>
01/02/2017	Case Reassigned to Department 18 <i>Case reassigned from Judge Elizabeth Gonzalez Dept 11</i>





DEPARTMENT 18
CASE SUMMARY
CASE NO. A-16-733764-C

02/17/2017	 Scheduling Order <i>Scheduling Order</i>
02/24/2017	 Order Setting Civil Jury Trial <i>Order Setting Civil Jury Trial</i>
03/15/2017	 Motion to Dismiss Filed By: Defendant Residences at the MGM Grand Tower A Owner's Association <i>Motion to Dismiss or, in the Alternative, Motion for Summary Judgment</i>
03/16/2017	 Initial Appearance Fee Disclosure Filed By: Defendant Residences at the MGM Grand Tower A Owner's Association <i>Initial Appearance Fee Disclosure</i>
04/17/2017	 Notice of Change of Address Filed By: Defendant MGM Resorts International <i>Notice of Change of Address and Firm Name</i>
04/27/2017	 Stipulation and Order for Dismissal With Prejudice Filed By: Defendant Residences at the MGM Grand Tower A Owner's Association <i>Stipulation and Order for Dismissal</i>
04/27/2017	Order of Dismissal With Prejudice (Judicial Officer: Barker, David) Debtors: 145 East Harmon Trust (Plaintiff), Anthony Tan (Plaintiff) Creditors: Residences at the MGM Grand Tower A Owner's Association (Defendant) Judgment: 04/27/2017, Docketed: 05/04/2017
04/28/2017	 Notice of Entry of Order for Dismissal With Prejudice Filed By: Defendant Residences at the MGM Grand Tower A Owner's Association <i>Notice of Entry of Order</i>
04/28/2017	 Memorandum of Costs and Disbursements Filed By: Defendant Residences at the MGM Grand Tower A Owner's Association <i>Memorandum of Costs and Disbursements</i>
05/02/2017	CANCELED Motion to Dismiss (9:00 AM) (Judicial Officer: Estes, Robert) <i>Vacated - per Stipulation and Order</i> <i>Motion to Dismiss or, in the Alternative, Motion for Summary Judgment</i>
05/18/2017	 Motion for Attorney Fees Filed By: Defendant The Residences at MGM Grand - Tower A Owners' Association <i>Motion for Attorneys' Fees</i>
06/05/2017	Administrative Reassignment - Judicial Officer Change <i>From Judge David Barker to Judge Mark B. Bailus</i>
06/05/2017	 Opposition Filed By: Plaintiff 145 East Harmon Trust; Plaintiff Tan, Anthony <i>PLAINTIFF S OPPOSITION TO DEFENDANT THE RESIDENCES AT MGM GRAND TOWER A OWNERS ASSOCIATION S MOTION FOR ATTORNEYS FEES</i>
06/06/2017	 Exhibits <i>EXHIBITS FOR PLAINTIFF S OPPOSITION TO DEFENDANT THE RESIDENCES AT MGM GRAND TOWER A OWNERS ASSOCIATION S MOTION FOR ATTORNEYS FEES</i>

DEPARTMENT 18
CASE SUMMARY
CASE NO. A-16-733764-C

06/20/2017	 Stipulation and Order Filed by: Defendant The Residences at MGM Grand - Tower A Owners' Association <i>Stipulation and Order to Continue Hearing</i>
06/26/2017	 Notice of Entry of Order Filed By: Defendant The Residences at MGM Grand - Tower A Owners' Association <i>Notice of Entry of Order</i>
07/10/2017	 Reply in Support Filed By: Defendant The Residences at MGM Grand - Tower A Owners' Association <i>Defendant's Reply in Support of Its Motion for Attorneys' Fees</i>
07/11/2017	 Request Filed by: Plaintiff 145 East Harmon Trust; Plaintiff Tan, Anthony <i>(8/3/2017 Withdrawn) Plaintiff's Request to Strike the Late Reply from Defendnat</i>
08/03/2017	 Withdrawal Filed by: Plaintiff 145 East Harmon Trust; Plaintiff Tan, Anthony <i>Plaintiff's Withdraw of its Request to Strike</i>
08/08/2017	 Motion for Attorney Fees (9:00 AM) (Judicial Officer: Bailus, Mark B) <i>Defendant, The Residences at MGM Grand - Tower A Owners' Association's Motion for Attorneys' Fees</i>
08/15/2017	 Decision (9:00 AM) (Judicial Officer: Bailus, Mark B) <i>Decision - Defendant, The Residences at MGM grand - Tower A Owners' Association's Motion for attorneys' Fees</i>
09/14/2017	Order of Dismissal With Prejudice (Judicial Officer: Bailus, Mark B) Debtors: 145 East Harmon Trust (Plaintiff), Anthony Tan (Plaintiff) Creditors: MGM Resorts International (Defendant), MGM Grand Condominiums LLC (Defendant), Signature Condominiums LLC (Defendant), Signature Tower 1 LLC (Defendant) Judgment: 09/14/2017, Docketed: 09/14/2017
09/14/2017	 Stipulation and Order for Dismissal With Prejudice Filed By: Defendant MGM Resorts International; Defendant MGM Grand Condominiums LLC; Defendant Signature Condominiums LLC; Defendant Signature Tower 1 LLC <i>Stipulation and Order for Dismissal of Complaint Against Signature Condominiums, LLC; Signature Tower I, LLC; MGM Resorts International and MGM Grand Condominiums, LLC With Prejudice</i>
09/15/2017	 Notice of Entry of Stipulation & Order for Dismissal <i>Notice of Entry of Stipulation and Order for Dismissal</i>
10/02/2017	 Notice of Change of Hearing <i>Notice of Change of Hearing</i>
10/02/2017	 Notice of Change of Hearing <i>Notice of Change of Hearing</i>
10/04/2017	CANCELED Pre Trial Conference (9:00 AM) (Judicial Officer: Bailus, Mark B) <i>Vacated - Case Closed</i>
11/07/2017	CANCELED Calendar Call (9:00 AM) (Judicial Officer: Bailus, Mark B) <i>Vacated - Case Closed</i>

DEPARTMENT 18
CASE SUMMARY
CASE NO. A-16-733764-C

11/13/2017	CANCELED Jury Trial (10:00 AM) (Judicial Officer: Bailus, Mark B) <i>Vacated - Case Closed</i>
04/13/2018	Order (Judicial Officer: Bailus, Mark B) Debtors: 145 East Harmon Trust (Plaintiff), Anthony Tan (Plaintiff) Creditors: The Residences at MGM Grand - Tower A Owners' Association (Defendant) Judgment: 04/13/2018, Docketed: 04/16/2018 Total Judgment: 9,928.81
04/13/2018	 Order Granting Motion <i>Order Granting Motion for Attorneys' Fees</i>
04/16/2018	 Notice of Entry of Order Filed By: Defendant THE RESIDENCES AT MGM GRAND - TOWER A OWNERS' ASSOCIATION <i>Notice of Entry of Order [Granting Motion for Attorneys' Fees]</i>
05/16/2018	 Notice of Appearance <i>Notice of Appearance</i>
05/16/2018	 Notice of Appeal <i>Notice of Appeal</i>

DATE	FINANCIAL INFORMATION
	Defendant MGM Grand Condominiums LLC Total Charges 30.00 Total Payments and Credits 30.00 Balance Due as of 5/18/2018 0.00
	Defendant MGM Resorts International Total Charges 223.00 Total Payments and Credits 223.00 Balance Due as of 5/18/2018 0.00
	Defendant Residences at the MGM Grand Tower A Owner's Association Total Charges 430.00 Total Payments and Credits 430.00 Balance Due as of 5/18/2018 0.00
	Defendant Signature Condominiums LLC Total Charges 223.00 Total Payments and Credits 223.00 Balance Due as of 5/18/2018 0.00
	Defendant Signature Tower 1 LLC Total Charges 223.00 Total Payments and Credits 223.00 Balance Due as of 5/18/2018 0.00
	Defendant Turnberry/MGM Grand Towers LLC Total Charges 223.00 Total Payments and Credits 223.00 Balance Due as of 5/18/2018 0.00
	Plaintiff 145 East Harmon Trust Total Charges 294.00 Total Payments and Credits 294.00 Balance Due as of 5/18/2018 0.00

DEPARTMENT 18
CASE SUMMARY
CASE NO. A-16-733764-C

DISTRICT COURT CIVIL COVER SHEET

A-16-733764-C

County, Nevada

Case No. _____

(Assigned by Clerk's Office)

X I

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

Plaintiff(s) (name/address/phone): <div style="text-align: center;">145 East Harmon Trust</div>	Defendant(s) (name/address/phone): <div style="text-align: center;">Turnberry/MGM Grand Towers, LLC; MGM Resorts International; MGM Grand Tower A, LLC; MGM Grand Condominiums, LLC; Does I-X</div>
Attorney (name/address/phone): <div style="text-align: center;">Eric N. Tran, Esq. 5538 S. Eastern Ave Las Vegas, Nevada 89119</div>	Attorney (name/address/phone): <div style="text-align: center;">unknown</div>

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

Civil Case Filing Types

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

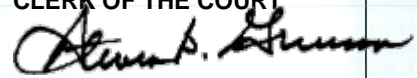
Business Court filings should be filed using the Business Court civil coversheet.

March 18, 2016

Date

Signature of initiating party or representative

See other side for family-related case filings.



DISTRICT COURT

CLARK COUNTY, NEVADA

145 EAST HARMON II TRUST; ANTHONY
TAN AS TRUSTEE OF THE 145 EAST
HARMON II TRUST,

Plaintiffs,

vs.

MGM RESORTS INTERNATIONAL; MGM
GRAND CONDOMINIUMS LLC; THE
SIGNATURE CONDOMINIUMS, LLC;
SIGNATURE TOWER I, LLC; THE
RESIDENCES AT MGM GRAND – TOWER A
OWNERS' ASSOCIATION; and DOES I - X,

Defendant.

CASE NO. A-16-733764-C
DEPT. XVIII

**ORDER GRANTING MOTION FOR
ATTORNEYS' FEES**

This matter having come before the Court on August 8, 2017, on the Motion for Attorneys' Fees filed by the Defendant, The Residences at MGM Grand – Tower A Owners' Association's (hereinafter "Tower A"); BRENT LARSEN, ESQ. appearing on behalf of Tower A, and STEPHEN K. LEWIS, ESQ. appearing on behalf of Plaintiffs; the court having heard the arguments of counsel and having fully read the Plaintiffs' Amended Complaint, Tower A's Motion for Attorneys' Fees, Plaintiff's Opposition to the Motion for Attorneys' Fees and Tower A's Reply in support of its Motion for Attorneys' Fees together with all the exhibits attached to such briefs and the court being full advised in the premises, and for good cause appearing therefor, the court took the matter under advisement and continued the matter to the court's motion calendar on August 15, 2017 in order for the court to announce its decision, and the court having further reviewed the matter, the court announced its decision at the August 15th hearing by ruling as follows:

1. Tower A is the prevailing party in this matter due to the resolution of a pending Motion for Summary Judgment through Plaintiffs and Tower A's Stipulation that Tower A would be dismissed from this case with prejudice, with Tower A reserving the right to file a motion to

1 recover attorneys' fees.

2 2. Tower A's Motion for Attorneys' Fees and the exhibits attached to such Motion sets
3 forth sufficient grounds for Tower A to establish its entitlement to attorneys' fees under NRS
4 18.010(2)(b). The settlement subsequent to a filing of Tower A's Motion for Summary
5 Judgment, which was reduced to a court order dismissing Tower A from the case with
6 prejudice, makes Tower A the prevailing party in this matter.

7 3. The court further finds that the amount of attorneys' fees to be awarded to Tower A in
8 this case should be in the amount of \$9,431.25, which is reasonable under the circumstances of
9 this case and particularly with the court analyzing all four of the factors that should be
10 considered in determining the amount of attorneys' fees to be awarded, as articulated in the case
11 of *Brunzell v. Golden Gate National Bank*, 85 Nev. 345, 455 P.2d 31 (1969). In making this
12 award of attorneys' fees to Tower A, this court has fully considered all of the factors as
13 established in the *Brunzell* case.

14 4. On April 28, 2017, Tower A also filed a Memorandum of Costs in the amount of Four
15 Hundred Ninety-Seven and 56/100 Dollars (\$497.56). That Memorandum of Costs was filed by
16 Tower A on the same day that the Notice of Entry of the Order dismissing Tower A from this
17 case was filed. Tower A is entitled to recover those costs as the prevailing party in this matter.
18 The Memorandum of Costs has never been opposed by the Plaintiffs. Accordingly, Tower A is
19 awarded costs in the amount of \$497.56.

20 Based upon the foregoing, the Court finds that Tower A is entitled to an award of attorney's
21 fees in the total amount of Nine Thousand, Nine Hundred Twenty-Eight and 81/100 Dollars
22 (\$9,928.81), which includes the aforementioned award of attorneys' fees and costs.

23 IT IS SO ORDERED this 13 day of February, 2018.


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27 DISTRICT COURT JUDGE
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CERTIFICATE OF SERVICE

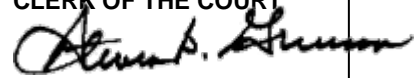
I hereby certify that on or about the date filed, a Copy of the above Order was electronically served, emailed and/or mailed as follows:

Electronically served via Odyssey:

Jonathan S. Hale jonathan.hale@stoamigo.com
Brent Larsen, Esq. blarsen@singerlarsen.com
Elisa L. Wyatt ewyatt@wshblaw.com
Eric Tran Eric.Tran@stoamigo.com
Gabrielle A. Hamm ghamm@gtg.legal
Janice M. Michaels jmichaels@wshblaw.com
Kim Cook kcook@wshblaw.com
Rikki Garate rgarate@wshblaw.com
Stephen K. Lewis steve.lewis@stoamigo.com
Suzanne Saavedra-Zaranti szaranti@singerlarsen.com



Shannon J. Fagin, Judicial Executive Assistant



BRENT LARSEN, ESQ.
Nevada Bar No. 1184
SINGER & LARSEN P.C.
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Las Vegas, Nevada 89121
(702) 454-2111
blarsen@singerlarsen.com
Attorney for MGM Grand –
Tower A Owners' Association

DISTRICT COURT

CLARK COUNTY, NEVADA

145 EAST HARMON II TRUST, ANTHONY
TAN AS TRUSTEE OF THE 145 EAST
HARMON II TRUST,

Case No.: A-16-733764-C
Dept. No.: XVIII

Plaintiffs,

vs.

MGM RESORTS INTERNATIONAL; MGM
GRAND CONDOMINIUMS, LLC; THE
SIGNATURE CONDOMINIUMS, LLC;
SIGNATURE TOWER I, LLC; THE
RESIDENCES AT MGM GRAND –
TOWER A OWNERS' ASSOCIATION; and
DOES I - X,

Defendants.

NOTICE OF ENTRY OF ORDER

NOTICE IS HEREBY GIVEN that an Order Granting Defendant THE RESIDENCES
AT MGM GRAND – TOWER A OWNERS' ASSOCIATION's Motion for Attorneys' Fees
was entered on April 13, 2018, a copy of which is attached hereto.

DATED this 16th day of April, 2018.

SINGER & LARSEN P.C.

/s/ Brent Larsen

BRENT LARSEN, ESQ.
Nevada Bar No. 1184
1291 Galleria Dr., #230
Henderson, Nevada 89014
Attorney for Defendant MGM TOWER A

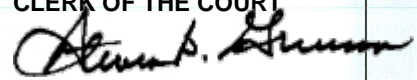
1 **CERTIFICATE OF SERVICE**

2 I HEREBY CERTIFY that I am an employee of SINGER & LARSEN P.C.; that on the
3 16th day of April, 2017, I served a copy of the above and foregoing NOTICE OF ENTRY OF
4 ORDER, by way of electronic means through the Clark County efilng/serving system pursuant
5 to EDCR 8.05(a), to the following:

6 Stephen K. Lewis, Esq.
7 5538 S. Eastern Avenue
8 Las Vegas, Nevada 89119
steve.lewis@stoamigo.com
Attorney for Plaintiffs

9 Elisa L. Wyatt, Esq.
10 Wood, Smith, Henning & Berman
11 7684 W. Lake Mead Blvd., Ste. 150
ewyatt@wshblaw.com
12 Las Vegas, Nevada 89128
ewyatt@wshblaw.com
Attorney for Defendant,
13 The Signature Condominiums, LLC

14 /s/ Suzanne Saavedra-Zaranti
15 An Employee of Singer & Larsen P.C.
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DISTRICT COURT

CLARK COUNTY, NEVADA

145 EAST HARMON II TRUST; ANTHONY
TAN AS TRUSTEE OF THE 145 EAST
HARMON II TRUST,

Plaintiffs,

vs.

MGM RESORTS INTERNATIONAL; MGM
GRAND CONDOMINIUMS LLC; THE
SIGNATURE CONDOMINIUMS, LLC;
SIGNATURE TOWER I, LLC; THE
RESIDENCES AT MGM GRAND – TOWER A
OWNERS' ASSOCIATION; and DOES I - X,

Defendant.

CASE NO. A-16-733764-C
DEPT. XVIII

**ORDER GRANTING MOTION FOR
ATTORNEYS' FEES**

This matter having come before the Court on August 8, 2017, on the Motion for Attorneys' Fees filed by the Defendant, The Residences at MGM Grand – Tower A Owners' Association's (hereinafter "Tower A"); BRENT LARSEN, ESQ. appearing on behalf of Tower A, and STEPHEN K. LEWIS, ESQ. appearing on behalf of Plaintiffs; the court having heard the arguments of counsel and having fully read the Plaintiffs' Amended Complaint, Tower A's Motion for Attorneys' Fees, Plaintiff's Opposition to the Motion for Attorneys' Fees and Tower A's Reply in support of its Motion for Attorneys' Fees together with all the exhibits attached to such briefs and the court being full advised in the premises, and for good cause appearing therefor, the court took the matter under advisement and continued the matter to the court's motion calendar on August 15, 2017 in order for the court to announce its decision, and the court having further reviewed the matter, the court announced its decision at the August 15th hearing by ruling as follows:

1. Tower A is the prevailing party in this matter due to the resolution of a pending Motion for Summary Judgment through Plaintiffs and Tower A's Stipulation that Tower A would be dismissed from this case with prejudice, with Tower A reserving the right to file a motion to

1 recover attorneys' fees.

2 2. Tower A's Motion for Attorneys' Fees and the exhibits attached to such Motion sets
3 forth sufficient grounds for Tower A to establish its entitlement to attorneys' fees under NRS
4 18.010(2)(b). The settlement subsequent to a filing of Tower A's Motion for Summary
5 Judgment, which was reduced to a court order dismissing Tower A from the case with
6 prejudice, makes Tower A the prevailing party in this matter.

7 3. The court further finds that the amount of attorneys' fees to be awarded to Tower A in
8 this case should be in the amount of \$9,431.25, which is reasonable under the circumstances of
9 this case and particularly with the court analyzing all four of the factors that should be
10 considered in determining the amount of attorneys' fees to be awarded, as articulated in the case
11 of *Brunzell v. Golden Gate National Bank*, 85 Nev. 345, 455 P.2d 31 (1969). In making this
12 award of attorneys' fees to Tower A, this court has fully considered all of the factors as
13 established in the *Brunzell* case.

14 4. On April 28, 2017, Tower A also filed a Memorandum of Costs in the amount of Four
15 Hundred Ninety-Seven and 56/100 Dollars (\$497.56). That Memorandum of Costs was filed by
16 Tower A on the same day that the Notice of Entry of the Order dismissing Tower A from this
17 case was filed. Tower A is entitled to recover those costs as the prevailing party in this matter.
18 The Memorandum of Costs has never been opposed by the Plaintiffs. Accordingly, Tower A is
19 awarded costs in the amount of \$497.56.

20 Based upon the foregoing, the Court finds that Tower A is entitled to an award of attorney's
21 fees in the total amount of Nine Thousand, Nine Hundred Twenty-Eight and 81/100 Dollars
22 (\$9,928.81), which includes the aforementioned award of attorneys' fees and costs.

23 IT IS SO ORDERED this 13 day of February, 2018.


24
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26 
27 DISTRICT COURT JUDGE
28

CERTIFICATE OF SERVICE

I hereby certify that on or about the date filed, a Copy of the above Order was electronically served, emailed and/or mailed as follows:

Electronically served via Odyssey:

Jonathan S. Hale jonathan.hale@stoamigo.com
Brent Larsen, Esq. blarsen@singerlarsen.com
Elisa L. Wyatt ewyatt@wshblaw.com
Eric Tran Eric.Tran@stoamigo.com
Gabrielle A. Hamm ghamm@gtg.legal
Janice M. Michaels jmhichaels@wshblaw.com
Kim Cook kcook@wshblaw.com
Rikki Garate rgarate@wshblaw.com
Stephen K. Lewis steve.lewis@stoamigo.com
Suzanne Saavedra-Zaranti szaranti@singerlarsen.com



Shannon J. Fagin, Judicial Executive Assistant

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Negligence - Other Negligence

COURT MINUTES

June 09, 2016

A-16-733764-C 145 East Harmon Trust, Plaintiff(s)
vs.
Turnberry/MGM Grand Towers LLC, Defendant(s)

June 09, 2016

8:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 14C

COURT CLERK: Dulce Romea

RECORDER: Debbie Winn

REPORTER:

PARTIES

PRESENT: Tran, Eric N. Attorney
 Wyatt, Eliza L. Attorney

JOURNAL ENTRIES

- DEFENDANTS' MOTION TO DISMISS PLAINTIFF'S COMPLAINT...DEFENDANT, TURNBERRY / MGM GRAND TOWERS, LLC'S JOINDER AND MOTION TO DISMISS PLAINTIFF'S COMPLAINT

Court inquired whether Turnberry/MGM Grand Towers plans to attend today's hearing. Mr. Tran advised he filed a stipulation and order to dismiss Mr. Olsen's client. Arguments by Mr. Tran and Ms. Wyatt. COURT ORDERED, counter motion to amend GRANTED with the proposed first amended complaint attached as an exhibit; Plaintiff to file first amended complaint within ten (10) days; the request for attorney's fees and costs is DENIED; the motion to dismiss is DENIED WITHOUT PREJUDICE for counsel to renew when discovery is done to better explain the nature of the relationships between the entities.

Mr. Tran to prepare the order.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Negligence - Other Negligence**COURT MINUTES****August 08, 2017**

A-16-733764-C 145 East Harmon Trust, Plaintiff(s)
 vs.
 Turnberry/MGM Grand Towers LLC, Defendant(s)

August 08, 2017	9:00 AM	Motion for Attorney Fees	Defendant, The Residences at MGM Grand - Tower A Owners' Association's Motion for Attorneys' Fees
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HEARD BY: Bailus, Mark B**COURTROOM:** Phoenix Building Courtroom -
11th Floor**COURT CLERK:** Alan Castle**RECORDER:****REPORTER:** Andrea Martin**PARTIES**

PRESENT:	Larsen, Brent A.	Attorney
	Lewis, Stephen K.	Attorney

JOURNAL ENTRIES

- Colloquy regarding settlement with other party and agreement to dismiss Mr. Larsen's client. Arguments by counsel. Court finds there needs to be a determination regarding prevailing party versus voluntary dismissal. Court is taking matter under advisement and continued for decision.

8/15/17 9:00 a.m. Decision - Defendant, The Residences at MGM Grand - Tower A Owners' Association's Motion for Attorneys' Fees

August 15, 2017

Minutes Date: June 09, 2016



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

LUIS A. AYON, ESQ.
8716 SPANISH RIDGE AVE., STE 115
LAS VEGAS, NV 89148

DATE: May 18, 2018
CASE: A-16-733764-C

RE CASE: 145 EAST HARMON II TRUST; ANTHONY TAN AS TRUSTEE OF THE 145 EAST HARMON II TRUST vs. THE RESIDENCES AT MGM GRAND - TOWER A OWNERS' ASSOCIATION

NOTICE OF APPEAL FILED: May 16, 2018

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

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

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

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

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

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

Certification of Copy

State of Nevada }
County of Clark } SS:

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

NOTICE OF APPEAL; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; ORDER GRANTING MOTION FOR ATTORNEYS' FEES; NOTICE OF ENTRY OF ORDER; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

145 EAST HARMON II TRUST; ANTHONY
TAN AS TRUSTEE OF THE 145 EAST
HARMON II TRUST,

Plaintiff(s),

vs.

THE RESIDENCES AT MGM GRAND -
TOWER A OWNERS' ASSOCIATION,

Defendant(s),

Case No: A-16-733764-C

Dept No: XVIII

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 18 day of May 2018.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk