IN THE SUPREME COURT OF THE STATE OF NEVADA

Supreme Court Case No. 77320
***Consolidated with* 80508**

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Elizabeth A. Brown
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HELIX ELECTRIC OF NEVADA, LLC,

Appellant,

v.

APCO CONSTRUCTION, INC., A NEVADA CORPORATION,

Respondent.

JOINT APPENDIX
VOLUME 43 (Part 1)

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Docket 77320 Document 2020-38034

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	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
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	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772-JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
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	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826-JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029-JA003333	52/53/54/55
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01-18-18	**Transcript – Bench Trial (Day 2)[2]**	JA005284-JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) ***(Admitted)***	JA005371-JA005623	78/79/80
01-19-18	**Transcript – Bench Trial (Day 3)[3]**	JA005624-JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint ***(Admitted)***	JA005786-JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone ***(Admitted)***	JA005802-JA005804	80

[2] Filed January 31, 201879
[3] Filed January 31, 2018

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	Trial Exhibit 321 – Overpayments to Cabinetec ***(Admitted)***	JA005806-	80
	Trial Exhibit 536 – Lien math calculations (handwritten) ***(Admitted)***	JA005807-JA005808	80
	Trial Exhibit 804 – Camco Correspondence ***(Admitted)***	JA005809-JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien ***(Admitted)***	JA005817-JA005819	81
01-24-18	**Transcript – Bench Trial (Day 5)[4]**	**JA005820-JA005952**	81
03-08-18	**Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law**	**JA005953-JA005985**	**81**
03-08-18	**Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law**	**JA005986-JA006058**	**8/821**
03-08-18	**APCO Construction Inc.'s Post-Trial Brief**	**JA006059-JA006124**	**82/83**
03-23-18	**APCO Opposition to Helix Electric of Nevada, LLC's Findings of Fact and Conclusions of Law**	**JA006125-JA006172**	**83/84**
03-23-18	**Helix Electric of Nevada, LLC's Responses to APCO Construction's Post-Trial Brief**	**JA006173-JA006193**	**84**
04-25-18	**Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO**	**JA006194-JA006264**	**84/85**

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05-08-18	**APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc**.	**JA006265-JA006284**	**85**
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285-JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357-JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370-JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386-JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399-JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403-JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407-JA006411	87
	Exhibit 7A – Billing Entries	JA006412-JA006442	87/88

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	Exhibit 7B – Time Recap	JA006443-JA006474	88
	Exhibit 8 – Declaration of Cody S. Mounteer, Esq. in Support of Motion for Attorney's Fees and Costs	JA006475-JA006478	88
	Exhibit 9 – APCO Construction, Inc.'s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479-JA006487	88
	Exhibit 10 – Depository Index	JA006488-JA006508	88/89
05-08-18	**Helix Electric of Nevada, LLC's Motion to Retax Costs Re: Defendant APCO Construction's Memorandum of Costs and Disbursements**	**JA006509-JA006521**	**89**
05-31-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]**	**JA006522 JA006540**	**89**
06-01-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]**	**JA006541 JA006550**	**90**
06-01-18	**Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs**	**JA006551-JA006563**	**90**
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564-JA006574	90

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	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575-JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581-JA006601	90
	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA006583-JA006588	90
	Exhibit 5 – Summary of Fees	JA006589-JA006614	90
06-15-18	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Motions to Retax Costs**	**JA006615-JA006637**	**90/9**1
	Exhibit 1-A Declaration of Mary Bacon in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006635 JA006638	91
	Exhibit 1-B – Declaration of Cody Mounteer in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006639-JA006916	91/92/93 94/95/96
06-15-18	**Helix Electric of Nevada, LLC's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA006917 – JA006942**	**96**
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943-JA006948	96

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	Exhibit 2 – Notice of Entry of Denying APCO Construction's Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949-JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955-JA006958	96
	Exhibit 4 – Order Denying *En Banc* Reconsideration	JA006959-JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA006964-JA006978	96
	Exhibit 6A – Interstate Plumbing and Air Conditioning, LLC's Response to Special Master Questionnaire	JA006977-JA006980	96
	Exhibit 6B – Nevada Prefab Engineers, Inc.'s Response to Special Master Questionnaire	JA006981-JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.'s Response to Special Master Questionnaire	JA006985-JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal's Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC's Special Master Questionnaire	JA007002-JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006-JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037-JA007060	97

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	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042-JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff's Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054-JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057-JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine*	JA007060-JA007088	97
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion in Limine (against APCO Construction)	JA007070-JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions' Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079-JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary	JA007085-JA007087	97

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	Judgment Precluding Defenses Based on Pay-if-Paid Agreements		
	Exhibit 15 – Notice of Association of Counsel	JA007088-JA007094	97
06-15-18	**Plaintiff in Intervention National Wood Products, Inc.'s Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007095-JA007120**	**97/98**
06-15-18	**Declaration of S. Judy Hirahara in support of National Woods's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007121-JA007189**	**98**
06-18-18	**Plaintiff in Intervention National Wood Products, Inc.'s Joinder to Helix Electric of Nevada, LLC's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007190-JA007192**	**99**
06-21-18	**Helix Electric of Nevada, LLC's Notice of Non-Opposition to its Motion for Attorney's Fees, Interest and Costs**	**JA007193-JA007197**	**99**
06-29-18	**APCO Construction, Inc.'s Reply in Support of its Motion for Attorney's Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.**	**JA007198-JA007220**	**99**
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221-JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223-JA007224	99

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06-29-18	Helix Electric of Nevada, LLC's Reply Re: Motion to Retax	JA007225-JA007237	100
07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238-JA007245	100
07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246-JA007261	100
08-08-18	Court's Decision on Attorneys' Fees and Cost Motions	JA007262-JA007280	100
09-28-18	Notice of Entry of (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281-JA007299	100
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300-JA007312	100/101
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007313-JA007315	101

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08-06-19	**Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA007316-JA007331**	**101**
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.	JA007332-JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336-JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345-JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395-JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of Nevada, LLC, SWPPP Compliance	JA007401-JA007517	102/103

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	Solutions, Inc., E&E Fire Protection		
	Exhibit 6 – Order Dismissing Appeal in Part (Case No. 76276)	JA007518-JA007519	103
	Exhibit 7 – Order to Show Cause	JA007520-JA007542	103
	Exhibit 8 -Order Dismissing Appeal (Case No. 76276)	JA007524-JA007527	103
	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528-JA007541	103
	Exhibit 10 (Part One)	JA007537-JA007542	103
	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543-JA007585	103
	Exhibit 10B -Docket 08A571228 (APCO v. Gemstone)	JA007586-JA008129	103/104/105/106/107/108/109
	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130-JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants' Motions for Partial Summary Judgment Against Gemstone Development West	JA008139-JA008141	109
	Exhibit 10 (Part Two)	JA008142-JA008149	109

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	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150-JA008167	109
	Exhibit 10F – Special Master Report Regarding Remaining Parties to the Litigation and Discovery Status	JA008168-JA008170	109
	Exhibit 10EG – Notice of Entry of Granting Plaintiff's Motion to Dismiss	JA008171-JA008177	109
	Exhibit 10H – Complaint re Foreclosure	JA008178-JA008214	109
	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215-JA008230	109
	Exhibit 10J – APCO Construction's Answer to Accuracy Glass & Mirror Company's First Amended Complaint re Foreclosure	JA008231-JA008265	109/110
	Exhibit 10K –Answer to Accuracy Glass & Mirror Company, Inc.'s Complaint and Camco Pacific Construction, Inc.'s Counterclaim	JA008266-JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.'s Answer to Camco Pacific Construction Company's Counterclaim	JA008286-JA008290	110
	Exhibit 10M – Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291-JA008306	110
	Exhibit 10N – APCO Construction's Answer to Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307-JA008322	110
	Exhibit 10O – Answer to Helix Electric's Statement of Facts	JA008323-JA008338	110

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	Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.'s Counterclaim		
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC's Motion for Attorney's Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348-JA008367	110
	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368-JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenetec Against APCO	JA008379-JA008450	110/111
	Exhibit 10T -WRG Design, Inc.'s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451-JA008486	111
	Exhibit 10U – APCO Construction's Answer to WRG Design Inc.'s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468-JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.'s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc's Counterclaim	JA008484-JA008504	111

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	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505-JA008512	111
	Exhibit 10X – WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518-JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction's Counterclaim	JA008531-JA008551	111
	Exhibit 10AA – Notice of Entry of Granting Heinaman Glazing's Motion for Attorneys's Fees, Interest and Costs	JA008552-JA008579	111/112
	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561-JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing's Answer to Camco Pacific Construction Company's Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589-JA00861	112
	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party	JA008602-JA008621	112

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	Complaint and Camco Pacific Construction, Inc.'s Counterclaim		
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622-JA008624	112
	Exhibit 10GG – HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625-JA008642	112
	Exhibit 10HH – APCO Construction's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643-JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658-JA008664	112
	Exhibit 10JJ -Defendants Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008665-JA008681	112
	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682-JA008685	112
	Exhibit 10LL – HD Supply Waterworks, LP's Voluntary Dismissal of Platte River Insurance Company Only Without Prejudice	JA008686-JA008693	112

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	Exhibit 10MM – Scott Financial Corporation's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694-JA008717	112/113
	Exhibit 10NN-Notice of Appeal	JA008718 JA008723	113
	Exhibit 10OO – Amended Notice of Appeal	JA008724-JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730-JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737-JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747-JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875-JA008758	113
	Exhibit 13 – Stipulation and Order with Prejudice	JA008759-JA008780	113
	Exhibit 14 – Docket/United Subcontractors, Inc. dba Skyline Insulation's Motion to Enforce Settlement Agreement and Enter Judgment	JA008762-JA008788	113
	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789-JA008798	113

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	Exhibit 16 – Notice of Appeal	JA008799-JA008810	113
08-16-19	**APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA008811-JA008821**	**114**
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822-JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825-JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent's Response to Order to Show Cause	JA008829-JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893-JA008896	116
	Exhibit 5 – Chart of Claims	JA008897-JA008924	116
	Exhibit 6 – Answer to Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company, Inc.'s Counterclaim	JA008925-JA008947	116/117
	Exhibit 7 – Answer to Cactus Rose's Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.'s Counterclaim	JA008948-JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008966-JA008986	117/118

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	Pacific Construction's Counterclaim		
	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987-JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998-JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011-JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025-JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039-JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111-JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114-JA009116	119
08-29-19	**Helix Electric of Nevada LLC's Reply to APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II)**	**JA009117-JA009123**	**119**

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	Dismiss All Unresolved Claims and/or (III) In The Alternative for a Rule 54(B) Certification as to Helix and APCO		
01-03-20	**Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification**	**JA009124-JA009131**	**119**
01-29-20	**Notice of Appeal**	**JA009132-JA009136**	**119/120**
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA009137-JA009166	120
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148-JA009156	120
02-11-20	**Case Appeal Statement**	**JA009157-JA009163**	120
02-11-20	**APCO's Notice of Cross Appeal**	**JA009164-JA010310**	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorney's Fees and Costs; (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA009168-JA009182	120

Date	**Description**	**Bates Number**	**Volume(s)**
	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada's Motion for Rule 54(b) Certification	JA009183-JA00991	120

ALPHABETICAL APPENDIX OF EXHIBITS

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08-05-09	**APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint**	**JA000016 – JA000030**	**1**
05-08-18	**APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc**.	**JA006265-JA006284**	**85**
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	Exhibit 10 - Order Granting in Part and Denying in part Helix Electric of Nevada, LLC's Motions *in Limine* 1-4 (Against APCO Construction)	JA001651-JA001653	28
	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654-JA001657	28
	Exhibit 12 - Order Granting Plaintiff in Intervention, National Wood Products, Inc.'s Motion *in Limine*	JA001658-JA001660	28
	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661-JA00167	28/9/29
03-08-18	**Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law**	**JA005986-JA006058**	**8/821**
03-08-18	**Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law**	**JA005953-JA005985**	**81**
01-04-18	**Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time**	**JA001199-JA001217**	**22**
	Exhibit 1 – Subcontract Agreement (Helix Electric of Nevada, LLC)	JA001218-JA001245	22/23/24
	Exhibit 2 – Subcontract Agreement (Zitting Brothers)	JA001246-JA001263	24

Date	Description	Bates Number	Volume(s)
	Exhibit 3 – Subcontract Agreement (CabineTec)	JA001264-JA001281	24/25
	Exhibit 4 – Amended Notice of Lien	JA001282-JA001297	25
	Exhibit 5 - Amended NOL	JA001298-JA001309	25
	Exhibit 6 – Notice of Lien	JA001310-JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314-JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377-JA001380	26
	Exhibit 9 – Order Denying *En Banc* Reconsideration	JA001381-JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386-JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393-JA001430	26
	Exhibit 12 – Order Big D Construction Corp.'s Motion for Attorney's Fees, Costs and Interest Pursuant to Judgment	JA001431-JA001435	26
	Exhibit 13 – Appellant's Opening Brief (Padilla v. Big D)	JA001436-JA001469	26
	Exhibit 14 – Respondent's Answering Brief	JA001470-JA001516	26/27
	Exhibit 15 – Appellant's Reply Brief (Padilla v. Big D)	JA001517-JA001551	27
01-29-20	**Notice of Appeal**	**JA009132-JA009136**	**119/120**
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention	JA009137-JA009166	120

Date	Description	Bates Number	Volume(s)
	National Wood Products, Inc.'s Against APCO Construction, Inc.]		
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148-JA009156	120
05-31-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]**	**JA006522 JA006540**	**89**
06-01-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]**	**JA006541 JA006550**	**90**
09-28-18	**Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply**	**JA007281-JA007299**	**100**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine***	**JA001178-JA001186**	**22**
07-02-18	**Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs**	**JA007238-JA007245**	**100**
01-03-20	**Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification**	**JA009124-JA009131**	**119**

Date	Description	Bates Number	Volume(s)
01-03-18	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA001187-JA001198**	**22**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion *in Limine* 1-4**	**JA001170-JA001177**	**22**
12-29-17	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion *in Limine* 1-6**	**JA001161-JA001169**	**22**
01-19-18	**Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA005282-JA005283**	**78**
07-12-19	**Order Dismissing Appeal (Case No. 76276)**	**JA007332-JA007334**	**101**
07-02-10	**Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default**	**JA000042-JA000043**	**1**
08-02-17	**Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and *Ex Parte* Application for Order Shortening Time**	**JA000328-JA000342**	**6**
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343-JA00379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380-JA000392	6
11-06-17	**Peel Brimley Lien Claimants' Motion in Limine Nos. 1-6**	**JA000419-JA000428**	**7**
	Exhibit 1 – Notice of Entry of Order	JA000429	7

Date	Description	Bates Number	Volume(s)
		JA000435	
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.'s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC's	JA000436-JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry's Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000501-JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000512-JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC's First Set of Request for Admissions to Camco Pacific Construction	JA000523-JA000533	8
09-28-17	**Peel Brimley Lien Claimants' Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000413-JA00418**	**7**
01-09-18	**Peel Brimley Lien Claimants' Opposition to APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA001552-JA001560**	**27**
06-18-18	**Plaintiff in Intervention National Wood Products, Inc.'s Joinder to Helix Electric of Nevada, LLC's Opposition**	**JA007190-JA007192**	**99**

Date	Description	Bates Number	Volume(s)
	to APCO Construction's Motion for Attorneys' Fees and Costs		
06-15-18	**Plaintiff in Intervention National Wood Products, Inc.'s Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007095-JA007120**	**97/98**
07-19-18	**Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs**	**JA007246-JA007261**	**100**
01-10-18	**Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time**	**JA001561-JA001573**	**27**
01-18-18	**Stipulation and Order Regarding Trial Exhibit Admitted into Evidence**	**JA002199-JA002201**	**36**
	Exhibit 1 – Exhibit List APCO	JA002208-JA002221	36
	Exhibit 2 – Helix Trial Exhibits	JA002222-JA002223	36
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224-JA002242	36/37
	APCO TRIAL EXHIBITS:		
	APCO Related Exhibits:		
	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244-JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283-JA002284	38

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A
	Trial Exhibit 29 - Email from J. Robbins to Subcontractors re: Billing Cut-Off for August Billing	JA002285	39
	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286-JA002306	39
	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307-JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309-JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311-JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313-JA002314	40
	Exhibit 36 and 130 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002315-JA002316	40

Date	Description	Bates Number	Volume(s)
	Trial Exhibits 37 and 131 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002317-JA002318	40
	Trial Exhibits 38 and 132 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002319-JA002320	41
	Trial Exhibit 39 -Email from K. Costen to Subcontractors informing that Manhattan West Project no longer open	JA002321-JA002322	41
	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
	Trial Exhibit 46 - Helix Pay Application No. 16713-008R1 with Proof of Payment	JA002327-JA002345	41
	Trial Exhibit 47 - Helix Pay Application No. 16713-009R1 with Proof of Payment	JA002346-JA002356	41
	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357-JA002358	41
	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359-JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365-JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367-JA002368	42
	Trial Exhibit 52 -Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002369-JA002370	42
	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371-JA002372	42

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373-JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375-JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377-JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379-JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382-JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392-JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406-JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413-JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416-JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418-JA002419	43
	Trial Exhibit 64 - Photo re: Building 2 & 3, West	JA002420-JA002421	43
	Trial Exhibit 65 - Photo re: Building 2 & 3, South	JA002422-JA002423	43
	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424-JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435-JA002436	43

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437-JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439-JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441-JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443-JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445-JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447-JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448-JA002449	43
	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450-JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457-JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting ($27,973.80); Progress Payment No. 7	JA002495-JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498-JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 “pending”	JA002501-JA002503	44

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour	JA002504-JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour with copies of change orders	JA002506-JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527-JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting ($27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530-JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532-JA002533	44
	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534-JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536-JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538-JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550-JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542-JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544-JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546-JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551-JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564-JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO ($33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568-JA002571	44

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572-JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576-JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578-JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580-JA002581	46
	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582-JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592-JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599-JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613-JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652-JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677-JA002713	48

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 171 - Work Order No. 100	JA002714-JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719-JA002730	48
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731-JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746-JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748-JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752-JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772-JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798-JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826-JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029-JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334-JA003338	55
	Helix Trial Exhibits:		

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57/ 58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61
	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65/66/67/ 68/69/70 /71/72 /73/74/75/ 76/77
01-17-18	**Transcript Bench Trial (Day 1)**[5]	**JA001668- JA001802**	**29/30**
	Trial Exhibit 1 - Grading Agreement ***(Admitted)***	JA001803- JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement ***(Admitted)***	JA001826- JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement ***(Admitted)***	JA001869- JA001884	30
	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone ***(Admitted)***	JA001885- JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001975- JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001979- JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) ***(Admitted)***	JA001981- JA001987	32

[5] Filed January 31, 2018

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) ***(Admitted)***	JA001988-JA002001	32
	Trial Exhibit 14 - Letter from W. Gochnour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause ***(Admitted)***	JA002002-JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices ***(Admitted)***	JA002011-JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks ***(Admitted)***	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract ***(Admitted)***	JA002015-JA002016	33
	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record ***(Admitted)***	JA002017-JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks ***(Admitted)***	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment ***(Admitted)***	JA002025-JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP ***(Admitted)***	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner ***(Admitted)***	JA002082-JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement ***(Admitted)***	JA002121-JA002146	35

Date	**Description**	**Bates Number**	**Volume(s)**
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO ***(Admitted)***	JA002147-JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice ***(Admitted)***	JA002177-JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice ***(Admitted)***	JA002182-JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors ***(Admitted)***	JA002186-JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions ***(Admitted)***	JA002189 – JA002198	36
01-18-18	**Transcript – Bench Trial (Day 2)**[6]	JA005284-JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) ***(Admitted)***	JA005371-JA005623	78/79/80
01-19-18	**Transcript – Bench Trial (Day 3)**[7]	JA005624-JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint ***(Admitted)***	JA005786-JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone ***(Admitted)***	JA005802-JA005804	80
	Trial Exhibit 320 – June-August Billings—not paid to APCO ***(Admitted)***	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec ***(Admitted)***	JA005806-	80

[6] Filed January 31, 201879
[7] Filed January 31, 2018

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 536 – Lien math calculations (handwritten) ***(Admitted)***	JA005807-JA005808	80
	Trial Exhibit 804 – Camco Correspondence ***(Admitted)***	JA005809-JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien ***(Admitted)***	JA005817-JA005819	81
01-24-18	**Transcript – Bench Trial (Day 5)[8]**	**JA005820-JA005952**	81
01-24-19	**Transcript for All Pending Fee Motions on July 19, 2018**	**JA007300-JA007312**	**100/101**

[8] Filed January 31, 2018

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SR10.04

793-
794
801
802-

Helix Electric $279,166.65
CONSTRUCTORS • ENGINEERS

HOLD OK to we. 11/18/08

INVOICE # 16713-011R1
CUSTOMER # 1611

Apco Construction
3432 N. 5th Street
North Las Vegas, Nv. 89032
Attn: Shawn Bowne

INVOICE DATE: 20-Aug-08
PERIOD THRU: 8/31/2008
OUR JOB NO.: 16713
JOB NAME: Manhattan West
YOUR JOB NO.:

$371,900.00 $37,190.00
$334,710—

ORIGINAL CONTRACT		13,230,000.00
CHANGE ORDER THROUGH #		394,837.00
CONTRACT AMOUNT TO DATE		13,624,837.00
GROSS BILLING	38%	5,140,207.11
PREVIOUSLY BILLED		4,768,307.11
GROSS CURRENT PERIOD		371,900.00
RETENTION	10%	37,190.00
NET AMOUNT DUE THIS PERIOD		334,710.00
OUTSTANDING FROM PRIOR PERIOD	Inv #16713-010R2	510,255.00
TOTAL AMOUNT DUE		844,965

JF gexpro $55,543.35

Pursuant to NAC code section 7.105.3 a penalty of 2% per month of the amount owed, plus attorney's fees if required for collection, shall be assessed on this invoice for payments not received within 10 days of receipt of progress payments from owner.

10/24/08
emailed Eddie

X RZW 8/31/08 $55,543.35
JF unc. $334,710.00 8/31/08

3078 AE. Sunset Road, #9, Las Vegas, NV 89120 Tel (702) 732-1188 Fax (702) 732-4388
Nevada Contractor's License #0053810

X Hold √ 279,166.65 OK to we 11/18/08
JF unc. 279166.65

POSTED

00685

PLAINTIFF'S EXHIBIT 59 A571228 DATE 1-18-2011

APCO-TR-EX0059-0001
PLTF'S PROPOSED EXHIBIT
NO. 59
Case No. A571228

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702

TO (Owner):	Apco Construction 3432 N. 5th Street North Las Vegas, Nv. 89032 Attn: Shawn Bowne	PROJECT:	Manhattan Condominiums 30 E. Serene Las Vegas, NV 89123	APPLICATION NUMBER: 16713-011R1 PERIOD TO: 8/31/2008 PROJECT NOS	Distribution to: ☐ OWNER ☐ ARCHITECT ☐ CONTRACTOR
FROM : (Contractor)	Helix Electric 3078 E. Sunset Rd., Ste#9 Las Vegas, NV 89120	VIA (ARCHITECT):		CONTRACT DATE:	

CONTRACT FOR

CONTRACTOR'S APPLICATION FOR PAYMENT

Applications made for Payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

1. PARTIAL CONTRACT SUM		$ 13,230,000.00
2. Net change by Change Orders		394,837.00
3. CONTRACT SUM TO DATE (Line 1+2)		$ 13,624,837.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)		$ 5,140,207.11
5. RETAINAGE:		
a. 10% of Completed Work (Column D + E on G703)	$ 514,020.71	
b. 10% of Stored Material (Column F on G703)	$ -	
Total Retainage (Line 5a + 5b or Total in Column I of G703)		$ 514,020.71
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)		$ 4,626,186.40
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)		$ 4,291,476.40
8. CURRENT PAYMENT DUE		$ 334,710.00
9. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 less Line 6)		$ 8,998,650.60

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total Changes approved in previous months by Owner		
Total Approved this Month		
TOTALS	-	-
NET CHANGES by Change Order	394,837.00	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:
By: _____ Date: 8/20/08
Robert D Johnson, Vice President

State Of: NEVADA
County Of: CLARK
Subscribed and sworn to before me this 20th day of August, 2008
Notary Public: _____
My Commission expires: 1/9/2010

EDNA K. BENNETT
Notary Public, State of Nevada
Appointment No. 98-0611-1
My Appt. Expires Jan. 9, 2010

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certified to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED $334,710.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:
By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the prejudice to any rights of the Owner or Contractor under this Contract.

CONTINUATION SHEET

AIA DOCUMENT G703

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification is attached.
In tabulations below, amounts are stated to the nearest dollar.
Use Column 1 on Contracts where variable retainage for line items may apply.

APPLICATION NUMBER: 16713-011R1
APPLICATION DATE: 8/20/2008
PERIOD TO: 8/31/2008
ARCHITECT'S PROJECT NO:

A	B	C	D	E	F	G		H	I
			WORK COMPLETED						
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G / C)	BALANCE TO FINISH (C - G)	RETAINAGE
1	ELECTRICAL ENGINEERING	165,000.00	83,700.00	10000	89	83,700.00	64%	71,300.00	8,370.00
2	MOBILIZATION	60,000.00	60,000.00			60,000.00	100%	-	6,000.00
3	Office Trailer/Admin. 24 months	120,000.00	55,000.00	5,000.00	83/100/414/979	60,000.00	50%	60,000.00	6,000.00
4	Project Engineer, CAD, Project Assistant	75,000.00	59,875.00	7,500.00	84/101/415/980	67,375.00	90%	7,625.00	6,737.50
5	Electrical Permits	65,000.00	40,000.00		90	40,000.00	62%	25,000.00	4,000.00
6	Submittals	10,000.00	10,000.00			10,000.00	100%	-	1,000.00
7	Supervision/Planning/Coordination	120,000.00	96,250.00	12,000.00	83/170/416/583	108,250.00	90%	11,750.00	10,825.00
8	BUILDING #1-TYPE V (52 units)		-	10800		-		-	-
9	Light Fixture Package	76,000.00	-		137	-		76,000.00	-
10	Distribution Package	70,000.00	-			-		70,000.00	-
11	Low Voltage Systems (FA, CCTV, CA, etc	40,000.00	-			-		40,000.00	-
12	Underslab Branch Conduit & Wire	57,000.00	-			-		57,000.00	-
13	Garage & 1st floor deck-conduit/wire	275,000.00	-			-		275,000.00	-
14	1st Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
15	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
16	2nd Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
17	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
18	3rd Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
19	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
20	4th Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
21	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
22	BUILDING #2-TYPE II		-			-		-	-
23	Light Fixture Package	65,500.00	58,950.00			58,950.00	90%	6,550.00	5,895.00
24	Distribution Package	25,000.00	22,500.00	2,500.00	95	25,000.00	100%	-	2,500.00
25	Low Voltage Systems (FA, CCTV, CA, etc.	50,000.00	37,500.00	2,500.00	96	40,000.00	80%	10,000.00	4,000.00
26	2nd Sublevel Garage UG and Deck	200,000.00	190,000.00			190,000.00	95%	10,000.00	19,000.00
27	1st Sublevel Garage and Deck	255,000.00	242,500.00			242,500.00	95%	12,500.00	24,250.00
28	1st Floor Rough and Trim	25,000.00	17,500.00	5,000.00	99	22,500.00	90%	2,500.00	2,250.00
29	2nd Floor Rough and Trim	25,000.00	17,500.00	5,000.00	100	22,500.00	90%	2,500.00	2,250.00
30	3rd Floor Rough and Trim	25,000.00	17,500.00	5,000.00	101	22,500.00	90%	2,500.00	2,250.00
31	4th Floor Rough and Trim	25,000.00	17,500.00	5,000.00	102	22,500.00	90%	2,500.00	2,250.00
32	Roof Plan	2,500.00	-			-		2,500.00	-
33	BUILDING #3-TYPE II		-			-		-	-
34	Light Fixture Package	65,500.00	58,950.00			58,950.00	90%	6,550.00	5,895.00
35	Distribution Package	25,000.00	22,500.00			22,500.00	90%	2,500.00	2,250.00
36	Low Voltage Systems (FA, CCTV, CA, etc.	50,000.00	20,000.00	5,000.00	173	25,000.00	50%	25,000.00	2,500.00
37	2nd Sublevel Garage UG and Deck	200,000.00	190,000.00			190,000.00	95%	10,000.00	19,000.00
38	1st Sublevel Garage and Deck	255,000.00	242,500.00			242,500.00	95%	12,500.00	24,250.00
39	1st Floor Rough and Trim	25,000.00	5,000.00	5,000.00	176	10,000.00	40%	15,000.00	1,000.00
40	2nd Floor Rough and Trim	25,000.00	5,000.00	5,000.00	177	10,000.00	40%	15,000.00	1,000.00
41	3rd Floor Rough and Trim	25,000.00	5,000.00	5,000.00	178	10,000.00	40%	15,000.00	1,000.00
42	4th Floor Rough and Trim	25,000.00	5,000.00	5,000.00	179	10,000.00	40%	15,000.00	1,000.00
43	Roof Plan	2,500.00	-			-		2,500.00	-
44	BUILDING #4-TYPE V (52 units)		-			-		-	-
45	Light Fixture Package	76,000.00	-			-		76,000.00	-

#8 - 1000 -
#9 - 1000 -
#89 - 5000 -
#90 - 1500
#93 - 2400 -
#95 - 2500 -
#96 - 2500 -
#99 - 5000 -
#100 - 5000 -
#101 - 5000 -
#102 - 5000 -
#166 - 1000 -
#167 - 1500 -
#170 - 2400 -
#173 - 5000 -
#176 - 5000 -
#177 - 5000 -
#178 - 5000 -
#179 - 5000 -

A	B	C	D	E	F	G		H	I
			WORK COMPLETED						
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G / C)	BALANCE TO FINISH (C - G)	RETAINAGE
46	Distribution Package	70,000.00	-			-		70,000.00	-
47	Low Voltage Systems (FA, CCTV, CA, etc	40,000.00	-			-		40,000.00	-
48	Underslab Branch Conduit & Wire	57,000.00	-			-		57,000.00	-
49	Garage & 1st floor deck-conduit/wire	278,000.00	-			-		278,000.00	-
50	1st Floor Rough Walls/Ceilings	66,000.00	-			-		66,000.00	-
51	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
52	2nd Floor Rough Walls/Ceilings	66,000.00	-			-		66,000.00	-
53	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
54	3rd Floor Rough Walls/Ceilings	66,000.00	-			-		66,000.00	-
55	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
56	4th Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
57	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
58	BUILDING #5-TYPE I (76 units)		-			-		-	-
59	Light Fixture Package	108,000.00	-			-		108,000.00	-
60	Distribution Package	83,000.00	-			-		83,000.00	-
61	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	-			-		50,000.00	-
62	Underslab Branch Conduit & Wire	85,000.00	-			-		85,000.00	-
63	Garage & 1st floor deck-conduit/wire	400,000.00	-			-		400,000.00	-
64	1st Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
65	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
66	2nd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
67	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
68	3rd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
69	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
70	4th Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
71	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
72	BUILDING #6-TYPE I (76 units)		-			-		-	-
73	Light Fixture Package	108,000.00	-			-		108,000.00	-
74	Distribution Package	83,000.00	-			-		83,000.00	-
75	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	-			-		50,000.00	-
76	Underslab Branch Conduit & Wire	85,000.00	-			-		85,000.00	-
77	Garage & 1st floor deck-conduit/wire	400,000.00	-			-		400,000.00	-
78	1st Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
79	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
80	2nd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
81	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
82	3rd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
83	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
84	4th Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
85	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
86	BUILDING #7-TYPE III (76 units)		-			-		-	-
87	Light Fixture Package	141,000.00	92,250.00			92,250.00	65%	48,750.00	9,225.00
88	Distribution Package	225,000.00	158,000.00	34,000.00	420	192,000.00	85%	33,000.00	19,200.00
89	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	10,000.00	10,000.00	421	20,000.00	40%	30,000.00	2,000.00
90	Generator	100,000.00	95,000.00			95,000.00	95%	5,000.00	9,500.00
91	Underslab Branch Conduit & Wire	68,000.00	64,600.00			64,600.00	95%	3,500.00	6,460.00
92	Garage & 1st floor deck-conduit/wire	330,000.00	313,500.00			313,500.00	95%	16,500.00	31,350.00
93	1st Floor Rough Deck/Walls/Ceilings	95,500.00	47,750.00			47,750.00	50%	47,750.00	4,775.00
94	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
95	2nd Floor Rough Deck/Walls/Ceilings	95,500.00	76,750.00	4,500.00	427	81,250.00	85%	14,250.00	8,125.00
96	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
97	3rd Floor Rough Deck/Walls/Ceilings	95,500.00	76,750.00	4,500.00	429	81,250.00	85%	14,250.00	8,125.00

414 - 1000 -
415 - 1500 -
418 - 2400 -
420 - 34000 -
421 - 10000 -

A	B	C	D	E	F	G		H	I
			WORK COMPLETED						
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G / C)	BALANCE TO FINISH (C - G)	RETAINAGE
98	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
99	4th Floor Rough Deck/Walls/Ceilings	85,500.00	66,850.00	14,400.00	431	81,250.00	95%	14,250.00	8,125.00
100	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
101	5th Floor Rough Deck/Walls/Ceilings	85,500.00	47,750.00	33,500.00	433	81,250.00	95%	14,250.00	8,125.00
102	5th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
103	6th Floor Rough Deck/Walls/Ceilings	85,500.00	47,750.00			47,750.00	56%	47,750.00	4,775.00
104	6th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
105	7th Floor Rough Deck/Walls/Ceilings	85,500.00	47,750.00			47,750.00	56%	47,750.00	4,775.00
106	7th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
107	8th Floor Rough Deck/Walls/Ceilings	85,500.00	28,000.00	18,750.00	439	47,750.00	56%	47,750.00	4,775.00
108	8th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
109	9th Floor Rough Deck/Walls/Ceilings	85,500.00	29,000.00	18,750.00	441	47,750.00	56%	47,750.00	4,775.00
110	9th Floor Device and Fixture Trim	5,000.00	-			-		5,000.00	-
111	BUILDING #8-TYPE I (76 units)		-			-		-	-
112	Light Fixture Package	108,000.00	84,500.00	11,000.00	(584) ?	95,500.00	88%	10,500.00	9,550.00
113	Distribution Package	83,000.00	78,500.00			78,500.00	95%	4,500.00	7,850.00
114	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	35,000.00	10,000.00	586	45,000.00	90%	5,000.00	4,500.00
115	Underslab Branch Conduit & Wire	85,000.00	76,500.00			76,500.00	90%	8,500.00	7,650.00
116	Garage & 1st floor deck-conduit/wire	400,000.00	380,000.00			380,000.00	95%	20,000.00	38,000.00
117	1st Floor Rough Walls/Ceilings	75,000.00	71,250.00			71,250.00	95%	3,750.00	7,125.00
118	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
119	2nd Floor Rough Walls/Ceilings	75,000.00	71,250.00			71,250.00	95%	3,750.00	7,125.00
120	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
121	3rd Floor Rough Walls/Ceilings	75,000.00	67,750.00	3,500.00	593	71,250.00	95%	3,750.00	7,125.00
122	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
123	4th Floor Rough Walls/Ceilings	75,000.00	67,750.00	3,500.00	595	71,250.00	95%	3,750.00	7,125.00
124	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
125	BUILDING #9-TYPE I (76 units)		-			-		-	-
126	Light Fixture Package	108,000.00	84,500.00	11,000.00	(738) ?	95,500.00	88%	10,500.00	9,550.00
127	Distribution Package	83,000.00	79,000.00			79,000.00	95%	4,000.00	7,900.00
128	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	35,000.00	10,000.00	740	45,000.00	90%	5,000.00	4,500.00
129	Underslab Branch Conduit & Wire	85,000.00	76,500.00			76,500.00	90%	8,500.00	7,650.00
130	Garage & 1st floor deck-conduit/wire	400,000.00	380,000.00			380,000.00	95%	20,000.00	38,000.00
131	1st Floor Rough Walls/Ceilings	75,000.00	71,250.00			71,250.00	95%	3,750.00	7,125.00
132	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
133	2nd Floor Rough Walls/Ceilings	75,000.00	71,250.00			71,250.00	95%	3,750.00	7,125.00
134	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
135	3rd Floor Rough Walls/Ceilings	75,000.00	67,750.00	3,500.00	747	71,250.00	95%	3,750.00	7,125.00
136	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
137	4th Floor Rough Walls/Ceilings	75,000.00	67,750.00	3,500.00	749	71,250.00	95%	3,750.00	7,125.00
138	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
139	BUILDING #10-TYPE I (76 units)		-			-		-	-
140	Light Fixture Package	108,000.00	-			-		108,000.00	-
141	Distribution Package	83,000.00	-			-		83,000.00	-
142	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	-			-		50,000.00	-
143	Underslab Branch Conduit & Wire	85,000.00	-			-		85,000.00	-
144	Garage & 1st floor deck-conduit/wire	400,000.00	-			-		400,000.00	-
145	1st Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
146	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
147	2nd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
148	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
149	3rd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-

579-1600 -
580-1500 -
583-2400 -
584-7564 -
733-1000 -
734-1500 -
737-1200 -
738-7564 -

A	B	C	D	E	F	G		H	I
			WORK COMPLETED						
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G / C)	BALANCE TO FINISH (C - G)	RETAINAGE
150	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
151	4th Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
152	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
153	BUILDING #11-TYPE I (76 units)		-			-		-	-
154	Light Fixture Package	106,000.00	-			-		106,000.00	-
155	Distribution Package	83,000.00	-			-		83,000.00	-
156	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	-			-		50,000.00	-
157	Underslab Branch Conduit & Wire	85,000.00	-			-		85,000.00	-
158	Garage & 1st floor deck-conduit/wire	400,000.00	-			-		400,000.00	-
159	1st Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
160	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
161	2nd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
162	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
163	3rd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
164	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
165	4th Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
166	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
167	BUILDING #12-TYPE IV (66 units)		-			-		-	-
168	Light Fixture Package	98,000.00	-			-		98,000.00	-
169	Distribution Package	77,500.00	-			-		77,500.00	-
170	Low Voltage Systems (FA, CCTV, CA, etc	45,000.00	-			-		45,000.00	-
171	Underslab Branch Conduit & Wire	76,000.00	-			-		76,000.00	-
172	Garage & 1st floor deck-conduit/wire	350,000.00	-			-		350,000.00	-
173	1st Floor Rough Walls/Ceilings	70,000.00	-			-		70,000.00	-
174	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
175	2nd Floor Rough Walls/Ceilings	70,000.00	-			-		70,000.00	-
176	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
177	3rd Floor Rough Walls/Ceilings	70,000.00	-			-		70,000.00	-
178	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
179	4th Floor Rough Walls/Ceilings	70,000.00	-			-		70,000.00	-
180	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
181	SITE LIGHTING		-			-		-	-
182	Furnish Landscape Lighting	257,000.00	-			-		257,000.00	-
183	Furnish Courtyard Lighting	59,000.00	-			-		59,000.00	-
184	Furnish Sports Lighting	8,000.00	-			-		8,000.00	-
185	Furnish Parking Lot Pole Lighting	64,000.00	-			-		64,000.00	-
186			-			-		-	-
187			-			-		-	-
188			-			-		-	-
189			-			-		-	-
190			-			-		-	-
191			-			-		-	-
192			-			-		-	-
193			-			-		-	-
194			-			-		-	-
195			-			-		-	-
196			-			-		-	-
197			-			-		-	-
198			-			-		-	-
199			-			-		-	-
200			-			-		-	-
201			-			-		-	-
202			-			-		-	-
203			-			-		-	-
204			-			-		-	-
205			-			-		-	-
	Original Contract Totals	13,230,000.00	4,648,325.00	268,900.00		4,917,225.00	37%	8,312,775.00	491,722.50

A	B	C	D	E	F	G		H	I
			WORK COMPLETED						
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G / C)	BALANCE TO FINISH (C - G)	RETAINAGE
	CHANGE ORDERS					-		-	-
206	CO#1-Contract Adjustment (inc. above)					-		-	-
207	CO#2-Apec Trailer Hookup	1,622.00	1,622.00	-		1,622.00	100%	-	162.20
208	CO#3-Options (voided change order #)		-			-		-	-
209	CO#4-Overtime B8 & B9	10,000.00	10,000.00	-		10,000.00	100%	-	1,000.00
210	CO#5-Delete Utility Stubs Phase I	(15,000.00)	(15,000.00)	-		(15,000.00)	100%	-	(1,500.00)
211	CO#6-Delete Site Conduits-Phase 1 & II	(13,000.00)	(13,000.00)	-		(13,000.00)	100%	-	(1,300.00)
212	CO#7-Building #9 Options	54,543.00	26,281.96	794 13,500.00	16936	39,781.96	73%	14,761.04	3,978.20
213	CO#8a-Building #8 Options	62,053.00	27,096.00	793 12,500.00	17136	39,596.00	64%	22,457.00	3,959.60
214	CO#8b-Additional B8 & B9 Options	53,756.00	33,868.40	6,000.00	798?	39,868.40	74%	13,889.60	3,986.84
215	C2 Split Delta 6	53,758.00	-	802 28,000.00	49000	28,000.00	48%	27,758.00	2,800.00
216	Delta 3 Changes	92,117.00	24,180.75	801 22,000.00		46,180.75	50%	45,936.25	4,618.08
217	Delta 5 Changes	94,990.00	24,935.00	802 23,000.00		47,935.00	50%	47,055.00	4,793.50
218			-			-		-	-
219			-			-		-	-
220			-			-		-	-
221			-			-		-	-
222						-		-	-
223						-		-	-
224						-		-	-
225						-		-	-
226						-		-	-
227						-		-	-
228						-		-	-
229						-		-	-
230	Delta 2 Changes $354,780.00					-		-	-
231	Add Dampers Exhaust Fans $69,900.00					-		-	-
232						-		-	-
233						-		-	-
234						-		-	-
235						-		-	-
236						-		-	-
237						-		-	-
	Total Change Orders	394,837.00	119,982.11	103,000.00		222,982.11	56%	171,854.89	22,298.21
	Total Revised Contract	13,624,837.00	4,768,307.11	371,900.00		5,140,207.11	38%	8,484,629.89	514,020.71

HELIX ELECTRIC

MATERIAL STORED BILLING STATUS

MANHATTAN WEST

PERIOD: Aug-08

HELIX LINE NUMBER	PREVIOUSLY BILLED MATERIAL STORED	MATERIAL STORED THIS PERIOD	MATERIAL REMOVED FROM STORAGE & INSTALLED THIS PERIOD	ACCUMULATIVE TOTAL OF MATERIAL STORED TO DATE
23	$ 28,000.00		$ 28,000.00	$ -
24	$ 15,000.00		$ 15,000.00	$ -
34	$ 28,000.00		$ 28,000.00	$ -
35	$ 15,000.00		$ 15,000.00	$ -
87	$ 48,250.00		$ 48,250.00	$ -
88	$ 38,000.00		$ 38,000.00	$ -
93	$ 20,000.00		$ 20,000.00	$ -
95	$ 20,000.00		$ 20,000.00	$ -
97	$ 20,000.00		$ 20,000.00	$ -
99	$ 20,000.00		$ 20,000.00	$ -
101	$ 20,000.00		$ 20,000.00	$ -
103	$ 20,000.00		$ 20,000.00	$ -
105	$ 20,000.00		$ 20,000.00	$ -
107	$ 20,000.00		$ 20,000.00	$ -
109	$ 20,000.00		$ 20,000.00	$ -
112	$ 39,500.00		$ 39,500.00	$ -
113	$ 63,000.00		$ 63,000.00	$ -
117	$ 7,500.00		$ 7,500.00	$ -
119	$ 7,500.00		$ 7,500.00	$ -
121	$ 7,500.00		$ 7,500.00	$ -
123	$ 7,500.00		$ 7,500.00	$ -
126	$ 39,500.00		$ 39,500.00	$ -
127	$ 68,000.00		$ 68,000.00	$ -
131	$ 7,500.00		$ 7,500.00	$ -
133	$ 7,500.00		$ 7,500.00	$ -
135	$ 7,500.00		$ 7,500.00	$ -
137	$ 7,500.00		$ 7,500.00	$ -
TOTALS	$ 618,250.00	$ -	$ 618,250.00	$ -

APCO CONSTRUCTION
3432 N. 5th Street • North Las Vegas, NV 89032
Phone: (702) 734-0188 • Fax: (702)734-0396
E-mail: apcoconstruction.com • NCL: 14563

CONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

Property Name:	Manhattan West
Property Location:	9255 W Russell Road Las Vegas, NV 89148
Undersigned's Customer:	APCO Construction
Inv./Pmt Application No:	16713-011R1
Payment Amount:	$334,710.00

Upon receipt by the undersigned of a check in the above referenced Payment Amount payable to the undersigned, and when the check has been properly endorsed and has been paid by the bank on which it is drawn, this document becomes effective to release and the undersigned shall be deemed to waive any notice of lien, any private bond right, any claim for payment and any rights under any similar ordinance, rule or statute related to payment rights that the undersigned has on the above described Property to the following extent:

This release covers a progress payment for the work, materials or equipment furnished by the undersigned to the Property or to the Undersigned's Customer which are the subject of the Invoice or Payment Application, but only to the extent of the Payment Amount or such portion of the Payment Amount as the undersigned is actually paid, and does not cover any retention withheld, any items, modifications or changes pending approval, disputed items and claims, or items furnished that are not paid. Before any recipient of the document relies on it, he should verify evidence of payment to the undersigned. The undersigned warrants that he either has already paid or will use the money he receives from this progress payment promptly to pay in full all laborers, subcontractors, materialmen and suppliers for all work, materials or equipment that are the subject of the waiver and release.

Dated: August 20, 2008

Helix Electric

By: Robert D Johnson

Its: Robert D Johnson, Vice President

00693

UNCONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

Property Name: Meadowlark West

Property Location: Russell Road/Rocky Hill Street

Undersigned's Customer: Acco Construction/Cannon Pacific Construction Co.

Invoice/Payment Application Number: 16713-01182

Payment Amount: $ 55,543.65

The undersigned has been paid and has received a progress payment in the above referenced Payment Amount for all work, materials and equipment the undersigned furnished to its Customer for the above described Property and does hereby waive and release any notice of lien, any private bond right, any claim for payment and any rights under any similar ordinance, rule or statute related to payment rights that the undersigned has on the above described Property to the following extent:

This release covers a progress payment for the work, materials and equipment furnished by the undersigned to the Property or to the Undersigned's Customer which are the subject of the Invoice or Payment Application, but only to the extent of the Payment Amount or such portion of the Payment Amount as the undersigned is actually paid, and does not cover any retention withheld, any items, modifications or changes pending approval, disputed items and claims, or items furnished but are not paid. The undersigned warrants that he either has already paid or will use the money he receives from this progress payment promptly to pay in full all his laborers, subcontractors, materialmen and suppliers for all the work, materials or equipment that are the subject of this waiver and release.

Dated: October 27, 2008

Helix Electric
(Company Name)

By: Robert D Johnson

Title: Robert D Johnson, Vice President

Notice: This document waives rights unconditionally and states that you have been paid for giving up those rights. This document is enforceable against you if you sign it, to the extent of the Payment Amount or the amount received. If you have not been paid, use a conditional release form.

12650

NEVADA CONSTRUCTION SERVICES - TRUST ACCOUNT (6) 07A011YJO MANHATTANWEST PHASE I CHECK NO. 530668

INVOICE	CAT NO.	INV DT	AMOUNT	RETN	NET AMOUNT	DESCRIPTION
1671301-1 R1	CONDOS	10/24/08	55543.35	.00	55543.35	CONDOS ON BHLF OF APCO/CAMCO VOUCHER# SR10.04-01

OCT 27 2008

CHK TOTAL: 55543.35

DETACH AND RETAIN FOR YOUR RECORDS

NEVADA CONSTRUCTION SERVICES
2500 N. BUFFALO DRIVE, SUITE 140
LAS VEGAS, NEVADA 89128
(702) 251-1150
TRUST ACCOUNT (6)

BANK OF AMERICA
CHARLESTON HEIGHTS BRANCH
4601 W. CHARLESTON BLVD.
LAS VEGAS, NEVADA 89102
94-7291224

CONTROL NO. 530668

CHECK NUMBER 530668

CHECK DATE 10/24/08

THIS CHECK WILL NOT BE HONORED IF PRESENTED 6 MONTHS AFTER THE ISSUE DATE.

PAY ****55,543*DOLLARS*AND*35*CENTS

AMOUNT ****55,543.35*

TO THE ORDER OF HELIX ELECTRIC AND GEXPRO

NON NEGOTIABLE

⑈530668⑈ ⑆122400724⑆ 048372999⑈

00684

UNCONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

Property Name: Manhatten West

Property Location: Russell Road/Rocky Hill Street

Undersigned's Customer: Apco Construction/Cemco Pacific Construction Co.

Invoice/Payment Application Number: 16713-011R1

Payment Amount: $ 279,166.85

The undersigned has been paid and has received a progress payment in the above referenced Payment Amount for all work, materials and equipment the undersigned furnished to his Customer for the above described Property and does hereby waive and release any notice of lien, any private bond right, any claim for payment and any rights under any similar ordinance, rule or statute related to payment rights that the undersigned has on the above described Property to the following extent:

This release covers a progress payment for the work, materials and equipment furnished by the undersigned to the Property or to the Undersigned's Customer which are the subject of the Invoice or Payment Application, but only to the extent of the Payment Amount or such portion of the Payment Amount as the undersigned is actually paid, and does not cover any retention withheld, any items, modifications or changes pending approval, disputed items and claims, or items furnished *that are not paid*. The undersigned warrants that he either has already paid or will use the money he receives from this progress payment promptly to pay in full all his laborers, subcontractors, materialmen and suppliers for all the work, materials or equipment that are the subject of this waiver and release.

Dated: October 27, 2008

Helix Electric
(Company Name)

By: Robert D. Johnson

Title: Robert D Johnson, Vice President

Notice: This document waives rights unconditionally and states that you have been paid for giving up those rights. This document is enforceable against you if you sign it to the extent of the Payment Amount or the amount received. If you have not been paid, use a conditional release form.

NEVADA CONSTRUCTION SERVICES - TRUST ACCOUNT (B) 1011YJ0 MANHATTANWEST PHASE I CHECK NO. 531552

INVOICE	CAT NO.	INV DT	AMOUNT	RETN.	NET AMOUNT	DESCRIPTION
CONDOS						CONDOS
1673011 R1		11/18/08	3 6356.65	37190.00	279166.65	ON BHLF OF APCO/CAMCO.
						VOUCHER# SR10.04-00

NOV 18 2008

PNK TOTAL: 279166.65

DETACH AND RETAIN FOR YOUR RECORDS

NEVADA CONSTRUCTION SERVICES
2500 N. BUFFALO DRIVE, SUITE 140
LAS VEGAS, NEVADA 89128
(702) 251-1150
TRUST ACCOUNT (B)

BANK OF AMERICA
CHARLESTON HEIGHTS BRANCH
4801 W. CHARLESTON BLVD
LAS VEGAS, NEVADA 89102
94-7211224

531552

CONTROL NO.

CHECK NUMBER 531552

CHECK DATE 11/18/08

THIS CHECK WILL NOT BE HONORED IF PRESENTED 6 MONTHS AFTER THE ISSUE DATE.

AMOUNT

PAY ***279,166*DOLLARS*AND*65*CENTS ***279,166.65*

TO THE ORDER OF
HELIX ELECTRIC OF NEVADA
DBA: HELIX ELECTRIC
3078 E. SUNSET ROAD, STE. 9
LAS VEGAS NV 89120

NON NEGOTIABLE

⑈531552⑈ ⑆122400724⑆ 048372999⑈

00682

APCO-TR-EX0059-0013

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE
CLERK OF THE COURT

ATTACHMENT 3

JOB # 16713
FILE # 1
OTHER: Apco for lien

Helix Electric
CONSTRUCTORS - ENGINEERS

INVOICE # 16713-011R1
CUSTOMER # 1611

Apco Construction
3432 N. 5th Street
North Las Vegas, Nv. 89032
Attn: Shawn Bowne

INVOICE DATE: 20-Aug-08
PERIOD THRU: 8/31/2008
OUR JOB NO.: 16713
JOB NAME: Manhattan West
YOUR JOB NO.:

ORIGINAL CONTRACT		13,230,000.00
CHANGE ORDER THROUGH #		341,081.00
CONTRACT AMOUNT TO DATE		13,571,081.00
GROSS BILLING	38%	5,131,207.11 + 9,000.00 = $5,140,207.11 (#1)
PREVIOUSLY BILLED		4,768,307.11
GROSS CURRENT PERIOD		362,900.00 + 9,000.00 = $371,900.00
RETENTION	10%	36,290.00 + 900.00 = 37,190.00
NET AMOUNT DUE THIS PERIOD		326,610.00 + 8,100.00 = $334,710.00
OUTSTANDING FROM PRIOR PERIOD		
TOTAL AMOUNT DUE		326,610

ADDITIONAL CO BILLED TO OWNER PAID BY OWNER FOR AUG

Pursuant to B&P code section 7108.5 a penalty of 2% per month of the amount owed, plus attorney's fees if required for collection, shall be assessed to this invoice for payments not received within 10 days of receipt of progress payments from owner.

3078 AE. Sunset Road, #9, Las Vegas, NV 89120 Tel (702) 732-1188 Fax (702) 732-4386
Nevada Contractor's License #0053810

HELIX00377

PLAINTIFF'S EXHIBIT 60 A571228 MAY 18 2010

APCO-TR-EX0060-0001
PLTF'S PROPOSED EXHIBIT NO. 60
Case No. A571228

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702

TO (Owner): *Apco Construction*
3432 N. 5th Street
North Las Vegas, Nv. 89032
Attn: Shawn Bowne

PROJECT: *Manhattan Condominiums*
30 E. Serene
Las Vegas, NV 89123

APPLICATION NUMBER: 16713-011R1
PERIOD TO: 8/31/2008
PROJECT NOS

Distribution to:
☐ OWNER
☐ ARCHITECT
☐ CONTRACTOR

FROM: (Contractor) *Helix Electric*
3078 E. Sunset Rd., Ste#9
Las Vegas, NV 89120

VIA (ARCHITECT):

CONTRACT DATE:

CONTRACT FOR:

CONTRACTOR'S APPLICATION FOR PAYMENT

Applications made for Payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

1. PARTIAL CONTRACT SUM		$ 13,230,000.00
2. Net change by Change Orders		341,081.00
3. CONTRACT SUM TO DATE (Line 1+2)		$ 13,571,081.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)		$ 5,131,207.11 + 9,000.00
5. RETAINAGE:		
a. 10% of Completed Work (Column D + E on G703)	$ 513,120.71	
b. 10% of Stored Material (Column F on G703)	$ -	
Total Retainage (Line 5a + 5b or Total in Column I of G703)		$ 513,120.71
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)		$ 4,618,086.40
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)		$ 4,291,475.40
8. CURRENT PAYMENT DUE		$ 326,610.00
9. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 less Line 6)		$ 8,952,994.60

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total Changes approved in previous months by Owner		
Total Approved this Month		
TOTALS	-	-
NET CHANGES by Change Order	341,081.00	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:
By: Robert D Johnson, Vice President Date: 8/20/08

State Of: NEVADA
County Of: CLARK
Subscribed and sworn to before me this 20th day of August, 2008

Notary Public:
My Commission expires: 1/9/2010

EDNA K. BENNETT
Notary Public, State of Nevada
Appointment No. 98-0611-1
My Appt. Expires Jan. 9, 2010

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certified to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED..... $326,610.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:
By: Date:

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the prejudice to any rights of the Owner or Contractor under this Contract.

APCO-TR-EX0060-0002

I X00378

ATTACHMENT 8

RECEIVED
SEP 1 8 2008
CAMCO PACIFIC CONST

Helix Electric
CONSTRUCTORS • ENGINEERS

$148,340.45

INVOICE # 16713-012
CUSTOMER # 1611

Camco Pacific
2925 E Patrick Lane Suite G
Las Vegas, NV 89120
Attn: Yvonne Farren

INVOICE DATE: 19-Sep-08
PERIOD THRU: 9/30/2008
OUR JOB NO.: 16713

0710111YJ0
SR11.08

JOB NAME: Manhattan West

condos $360,132.50 $324,119.25
$36013.25

YOUR JOB NO.:

approved to pay 11/17/08
graybar electric $19,373.03
Penhall Company $10655.10
Gxpo $78,742.28
QED, Inc. $7008.39

ORIGINAL CONTRACT			13,230,000.00
CHANGE ORDER THROUGH #			480,689.01
CONTRACT AMOUNT TO DATE			13,710,689.01
GROSS BILLING	40%		5,534,048.11 (#2)
PREVIOUSLY BILLED			5,140,207.11 (#1)
GROSS CURRENT PERIOD			393,841.00
RETENTION	10%		39,384.10
NET AMOUNT DUE THIS PERIOD			354,456.90
OUTSTANDING FROM PRIOR PERIOD	Inv #16713-010R2 Inv #16713-011		510,255.00 334,710.00
TOTAL AMOUNT DUE			1,199,422

NRCO #27 signed
— $?
labor 9/30/08
Crescent - due $6004.23? (NO)
R2W 9/30/08
Tomarco all inv. thru 9/30/08
Penhall all inv. thru 9/30/08
graybar all inv thru 9/30/08

POSTED

12/15/08 mail to lender

Pursuant to B&P code section 7108.5 a penalty of 2% per month of the amount owed, plus attorney's fees if required for collection, shall be assessed to this invoice for payments not received within 10 days of receipt of progress payments from owner.

Inc.
X ✓ yellow highlights
X log ?? > lines off!

11/5/08 Eddie emailed
11/18/08 emailed Eddie

3076 AE. Sunset Road, #9, Las Vegas, NV 89120 Tel (702) 732-1188 Fax (702) 732-4366
Nevada Contractor's License #0053810

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702

TO (Owner):	Camco Pacific 2925 E Patrick Lane Suite G Las Vegas, NV 89120 Attn: Yvonne Farren	PROJECT:	Manhattan Condominiums 30 E. Serene Las Vegas, NV 89123	APPLICATION NUMBER: 16713-012 PERIOD TO: 9/30/2008 PROJECT NOS	Distribution to: OWNER ARCHITECT CONTRACTOR
FROM : (Contractor)	Helix Electric 3078 E. Sunset Rd., Ste#9 Las Vegas, NV 89120	VIA (ARCHITECT):		CONTRACT DATE:	

CONTRACT FOR:

CONTRACTOR'S APPLICATION FOR PAYMENT

Applications made for Payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

1. PARTIAL CONTRACT SUM		$ 13,230,000.00
2. Net change by Change Orders		480,689.01
3. CONTRACT SUM TO DATE (Line 1+2)		$ 13,710,689.01
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)		$ 5,534,048.11
5. RETAINAGE:		
a. 10% of Completed Work (Column D + E on G703)	$ 553,404.81	
b. 10% of Stored Material (Column F on G703)	$ -	
Total Retainage (Line 5a + 5b or Total in Column I of G703)		$ 553,404.81
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)		$ 4,980,643.30
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)		$ 4,626,186.40
8. CURRENT PAYMENT DUE		$ 354,456.90
9. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 less Line 6)		$ 8,730,045.71

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total Changes approved in previous months by Owner		
Total Approved this Month		
TOTALS	-	-
NET CHANGES by Change Order	480,689.01	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:
By: Robert D Johnson, Vice President Date: 9/19/08

State Of: NEVADA
County Of: CLARK
Subscribed and sworn to before me this 19th day of September, 2008
Notary Public:
My Commission expires: 1/9/2010

EDNA K. BENNETT
Notary Public, State of Nevada
Appointment No. 98-0611-1
My Appt. Expires Jan. 9, 2010

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certified to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED $354,456.90

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:
By: Date:

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the prejudice to any rights of the Owner or Contractor under this Contract.

E 100664

ATTACHMENT 9

16 = 16666.67
87 = 16666.67
164 = 16666.67
412 = 16666.67
577 = 16666.67
731 = 16666.67

19 = 2000.00
20 = 2600.00
91 = 425.00
168 = 425.00
416 = 1710
581 = 2420
735 = 2420
22 = 2500
94 = 3550

Helix Electric
CONSTRUCTORS • ENGINEERS

INVOICE # 16713-013
CUSTOMER # 1611

Cameo Pacific
2925 E Patrick Lane Suite G
Las Vegas, NV 89120
Attn: Yvonne Farren

INVOICE DATE: 20-Oct-08
PERIOD THRU: 10/31/2008
OUR JOB NO.: 16713
JOB NAME: Manhattan West
YOUR JOB NO.:

ORIGINAL CONTRACT		13,230,000.00
CHANGE ORDER THROUGH #		480,689.01
CONTRACT AMOUNT TO DATE		13,710,689.01
GROSS BILLING	43%	5,935,289.71 (#3)
PREVIOUSLY BILLED		5,534,048.11 (#2)
GROSS CURRENT PERIOD		401,241.60
RETENTION	10%	40,124.16
NET AMOUNT DUE THIS PERIOD		361,117.44
OUTSTANDING FROM PRIOR PERIOD	Inv #16713-011	334,710.00
	Inv #16713-012	354,456.90
TOTAL AMOUNT DUE		1,050,284

Approved
$189435.58
gross
$170,492.03

Pursuant to B&P code section 7108.5 a penalty of 2% per month of the amount owed, plus attorney's fees if required for collection, shall be assessed to this invoice for payments not received within 10 days of receipt of progress payments from owner.

3078 AE. Sunset Road, #9, Las Vegas, NV 89120 Tel (702) 732-1188 Fax (702) 732-4388
Nevada Contractor's License #0053810

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702 — Page 1 of 2

TO (Owner):	Camco Pacific 2925 E Patrick Lane Suite G Las Vegas, NV 89120 Attn: Yvonne Farren	PROJECT:	Manhattan Condominiums 30 E. Serene Las Vegas, NV 89123	APPLICATION NUMBER: 15713-013 PERIOD TO: 10/31/2008 PROJECT NOS	Distribution to: OWNER ARCHITECT CONTRACTOR
FROM: (Contractor)	Helix Electric 3078 E. Sunset Rd., Ste#9 Las Vegas, NV 89120	VIA (ARCHITECT):		CONTRACT DATE:	

CONTRACT FOR:

CONTRACTOR'S APPLICATION FOR PAYMENT

Applications made for Payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

1. PARTIAL CONTRACT SUM		$ 13,230,000.00
2. Net change by Change Orders		480,689.01
3. CONTRACT SUM TO DATE (Line 1+2)		$ 13,710,689.01
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)		$ 5,935,289.71 (#3)
5. RETAINAGE:		
a. 10% of Completed Work (Column D + E on G703)	$ 593,528.97	
b. 10% of Stored Material (Column F on G703)	$ -	
Total Retainage (Line 5a + 5b or Total in Column I of G703)		$ 593,528.97
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)		$ 5,341,760.74
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)		$ 4,980,643.30
8. CURRENT PAYMENT DUE		$ 361,117.44
9. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 less Line 6)		$ 8,368,928.27

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total Changes approved in previous months by Owner		
Total Approved this Month		
TOTALS	-	-
NET CHANGES by Change Order	480,689.01	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:
By: _____ Date: 10/20/08
Robert D. Johnson, Vice President

State Of: NEVADA
County Of: CLARK
Subscribed and sworn to before me this 20th day of October, 2008
Edna K. Bennett
Notary Public
My Commission expires: 1/9/2010.

EDNA K. BENNETT
Notary Public, State of Nevada
Appointment No. 98-0611-1
My Appt. Expires Jan. 9, 2010

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certified to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED $361,117.44

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:
By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the prejudice to any rights of the Owner or Contractor under this Contract.

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE
CLERK OF THE COURT

EVADA CONSTRUCTION SERVICES - TRUST ACCOUNT (B) 211936 MINNHATTANWEST PHASE I CHECK NO. 528387

INVOICE	CAT NO.	INV. DT	AMT	RETN.	NET AMOUNT	DESCRIPTION
CONDOS		08/28/08	235485.11	23549.00	211936.11	CONDOS ON BHLF OF GEMSTONE

VOUCHER# SR8.18-01

16713
andy Rivera
June

JOB # 16713
FILE # 1
OTHER June

CHK TOTAL: 211936.11

TACH AND RETAIN FOR YOUR RECORDS

VERIFY THE AUTHENTICITY OF THIS MULTI-TONE SECURITY DOCUMENT. CHECK BACKGROUND AREA CHANGES COLOR GRADUALLY FROM TOP TO BOTTOM.

NEVADA CONSTRUCTION SERVICES
2500 N. BUFFALO DRIVE, SUITE 140
LAS VEGAS, NEVADA 89128
(702) 251-1150
TRUST ACCOUNT (B)

BANK OF AMERICA
CHARLESTON HEIGHTS BRANCH
4881 W. CHARLESTON BLVD.
LAS VEGAS, NEVADA 89102
84-72/1224

CONTROL NO. 528387
CHECK NUMBER
CHECK DATE 08/28/08

THIS CHECK WILL NOT BE HONORED IF PRESENTED 6 MONTHS AFTER THE ISSUE DATE.

PAY ***211,936*DOLLARS*AND*11*CENTS

AMOUNT ***211,936.11*

TO THE ORDER OF
APCO CONSTRUCTION AND
HELIX ELECTRIC

D. Vig
joe Vallee

⑈528387⑈ ⑆122400724⑆ 048372999⑈

THE ORIGINAL DOCUMENT HAS A WHITE REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO SEE THE MARK WHEN CHECKING THE ENDORSEMENTS.

EXHIBIT NO. ___
J.W. SEID

HELIX00282

PLAINTIFF'S EXHIBIT 61
A571228

APCO-TR-EX0061-0001
PLTF'S PROPOSED EXHIBIT NO. 61
Case No. A571228

UNCONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

Property Name: Manhattan West

Property Location: Russell Road/Rocky Hill Street

Undersigned's Customer: Apco Construction

Invoice/Payment Application Number: All invoices through 6/30/08

Payment Amount: $211,936.11

The undersigned has been paid and has received a progress payment in the above referenced Payment Amount for all work, materials and equipment the undersigned furnished to his Customer for the above described Property and does hereby waive and release any notice of lien, any private bond right, any claim for payment and any rights under any similar ordinance, rule or statute related to payment rights that the undersigned has on the above described Property to the following extent:

This release covers a progress payment for the work, materials and equipment furnished by the undersigned to the Property or to the Undersigned's Customer which are the subject of the Invoice or Payment Application, but only to the extent of the Payment Amount or such portion of the Payment Amount as the undersigned is actually paid, and does not cover any retention withheld, any items, modifications or changes pending approval, disputed items and claims, or items furnished *that are not paid*. The undersigned warrants that he either has already paid or will use the money he receives from this progress payment promptly to pay in full all his laborers, subcontractors, materialmen and suppliers for all the work, materials or equipment that are the subject of this waiver and release.

Dated: September 3, 2008

Helix Electric
(Company Name)

By: Robert D. Johnson

Title: Robert D Johnson, Vice President

Notice: This document waives rights unconditionally and states that you have been paid for giving up those rights. This document is enforceable against you if you sign it to the extent of the Payment Amount or the amount received. If you have not been paid, use a conditional release form.

Helix Electric
CONSTRUCTORS • ENGINEERS

INVOICE # 16713-009R5

CUSTOMER # 1611

Apco Construction
3432 N. 5th Street
North Las Vegas, Nv. 89032
Attn: Shawn Bowne

INVOICE DATE: 20-Jun-08

PERIOD THRU: 6/30/2008

OUR JOB NO.: 16713

JOB NAME: Manhattan West

YOUR JOB NO.:

ORIGINAL CONTRACT		13,230,000.00
CHANGE ORDER THROUGH #		394,837.00
CONTRACT AMOUNT TO DATE		13,624,837.00
GROSS BILLING	31%	4,201,357.11
PREVIOUSLY BILLED		3,965,872.00
GROSS CURRENT PERIOD		235,485.11
RETENTION	10%	23,548.51
NET AMOUNT DUE THIS PERIOD		211,936.60
OUTSTANDING FROM PRIOR PERIOD		
TOTAL AMOUNT DUE		**211,937**

Pursuant to B&P code section 7108.5 a penalty of 2% per month of the amount owed, plus attorney's fees if required for collection, shall be assessed to this invoice for payments not received within 10 days of receipt of progress payments from owner.

3078 AE. Sunset Road, #9, Las Vegas, NV 89120 Tel (702) 732-1188 Fax (702) 732-4386
Nevada Contractor's Lisense #0053810

PLAINTIFF'S EXHIBIT
62
A571228
JAN 18 2019
PENGAD 800-631-6989

APCO-TR-EX0062-0001
PLTF'S PROPOSED EXHIBIT
NO. 62
Case No. A571228

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE

CLERK OF THE COURT

PLAINTIFF'S EXHIBIT 63 A571228 JAN 18 2018

PENGAD 800-631-6989

APCO-TR-EX0063-0001
PLTF'S PROPOSED EXHIBIT
NO. 63
Case No. A571228

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE
CLERK OF THE COURT

PLAINTIFF'S EXHIBIT
64
A571228
JAN 18 2018
PENGAD 800-631-6989

APCO-TR-EX0064-0001
PLTF'S PROPOSED EXHIBIT
NO. 64
Case No. A571228

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE

CLERK OF THE COURT

PEINGAD 800-631-6989

PLAINTIFF'S EXHIBIT 65 A571228 JAN 18 2018

APCO-TR-EX0065-0001
PLTF'S PROPOSED EXHIBIT NO. 65
Case No. A571228

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE

CLERK OF THE COURT

LETTER OF TRANSMITTAL

Helix Electric
CONSTRUCTORS • ENGINEERS

DATE:	9/29/2008	JOB NO.	16713
RE:	Manhattan West		
PWP#:			

TO: Apco Construction
3432 N. 5th Street
North Las Vegas, Nv. 89032
ATTN: Attn: Shawn Bowne

WE ARE SENDING YOU ☐Attached ☐Under separate cover via _____ the following items
☐Shop Drawings ☐Prints ☐Plans ☐Samples ☐Specifications
☐Copy of Letter ☐Change Order ☐_____ ☐Submittals

COPIES	DATE	SECTION	DESCRIPTION
1	8/20/2008		Payment Application Inv # 16713-011R1
1	8/20/2008		Conditional Release 8/31/2008

THESE ARE TRANSMITTED as checked below:
☐For approval ☐Approved as submitted ☐Resubmit _____ copies for approval
☐For your use ☐Approved as noted ☐Submit _____ copies for distribution
☐As requested ☐Returned for corrections ☐Return _____ corrected prints
☐For review and comment ☐_____
☐FOR BIDS DUE _____ 20 _____ ☐PRINTS RETURNED AFTER LOAN TO US

REMARKS:

Name: Edna K Bennett
Title: Project Assistant

PO#
FX# (702) 450-6227

Received by: E Cortez
Printed Name: E Cortez
Date: 9/29/08

HELIX00376

PLAINTIFF'S EXHIBIT 66 A571228

APCO-TR-EX0066-0001
PLTF'S PROPOSED EXHIBIT NO. 66
Case No. A571228

JOB # 16713
FILE # 1
OTHER Apco for lien

Helix Electric
CONSTRUCTORS • ENGINEERS

INVOICE # 16713-011R1
CUSTOMER # 1611

Apco Construction
3432 N. 5th Street
North Las Vegas, Nv. 89032
Attn: Shawn Bowne

INVOICE DATE: 20-Aug-08
PERIOD THRU: 8/31/2008
OUR JOB NO.: 16713
JOB NAME: Manhattan West
YOUR JOB NO.:

ORIGINAL CONTRACT		13,230,000.00
CHANGE ORDER THROUGH #		341,081.00
CONTRACT AMOUNT TO DATE		13,571,081.00
GROSS BILLING	38%	5,131,207.11
PREVIOUSLY BILLED		4,768,307.11
GROSS CURRENT PERIOD		362,900.00
RETENTION	10%	36,290.00
NET AMOUNT DUE THIS PERIOD		326,610.00
OUTSTANDING FROM PRIOR PERIOD		
TOTAL AMOUNT DUE		**326,610**

Pursuant to B&P code section 7108.5 a penalty of 2% per month of the amount owed, plus attorney's fees if required for collection, shall be assessed to this invoice for payments not received within 10 days of receipt of progress payments from owner.

3078 AE. Sunset Road, #9, Las Vegas, NV 89120 Tel (702) 732-1188 Fax (702) 732-4386
Nevada Contractor's License #0053810

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702

TO (Owner):	Apco Construction 3432 N. 5th Street North Las Vegas, Nv. 89032 Attn: Shawn Bowne	PROJECT:	Manhattan Condominiums 30 E. Serene Las Vegas, NV 89123	APPLICATION NUMBER: 16713-011R1 PERIOD TO: 8/31/2008 PROJECT NOS	Distribution to: OWNER ARCHITECT CONTRACTOR
FROM : (Contractor)	Helix Electric 3078 E. Sunset Rd., Ste#9 Las Vegas, NV 89120	VIA (ARCHITECT):		CONTRACT DATE:	

CONTRACT FOR:

CONTRACTOR'S APPLICATION FOR PAYMENT

Applications made for Payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

1. PARTIAL CONTRACT SUM		$ 13,230,000.00
2. Net change by Change Orders		341,081.00
3. CONTRACT SUM TO DATE (Line 1+2)		$ 13,571,081.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)		$ 5,131,207.11
5. RETAINAGE:		
a. 10% of Completed Work (Column D + E on G703)	$ 513,120.71	
b. 10% of Stored Material (Column F on G703)	$ -	
Total Retainage (Line 5a + 5b or Total in Column I of G703)		$ 513,120.71
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)		$ 4,618,086.40
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)		$ 4,291,476.40
8. CURRENT PAYMENT DUE		$ 326,610.00
9. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 less Line 6)		$ 8,952,994.60

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total Changes approved in previous months by Owner		
Total Approved this Month		
TOTALS	-	-
NET CHANGES by Change Order	341,081.00	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:
By: _____ Date: 8/20/08
Robert D Johnson, Vice President

State Of: NEVADA
County Of: CLARK
Subscribed and sworn to before me this 20th day of August, 2008

EDNA K. BENNETT
Notary Public, State of Nevada
Appointment No. 98-0611-1
My Appt. Expires Jan. 9, 2010

Notary Public: _____
My Commission expires: 1/9/2010

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certified to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED..... $326,610.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:
By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the prejudice to any rights of the Owner or Contractor under this Contract.

I X00378

APCO-TR-EX0066-0003

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification is attached.
In tabulations below, amounts are stated to the nearest dollar.
Use Column 1 on Contracts where variable retainage for line items may apply.

APPLICATION NUMBER: 16713-011R1
APPLICATION DATE: 8/20/2008
PERIOD TO: 8/31/2008
ARCHITECT'S PROJECT NO:

A	B	C	D	E	F	G		H	I
			WORK COMPLETED						
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G / C)	BALANCE TO FINISH (C - G)	RETAINAGE
1	ELECTRICAL ENGINEERING	155,000.00	83,700.00			83,700.00	54%	71,300.00	8,370.00
2	MOBILIZATION	60,000.00	60,000.00			60,000.00	100%	-	6,000.00
3	Office Trailer/Admin. 24 months	120,000.00	55,000.00	5,000.00		60,000.00	50%	60,000.00	6,000.00
4	Project Engineer, CAD, Project Assistant	75,000.00	59,875.00	7,500.00		67,375.00	90%	7,625.00	6,737.50
5	Electrical Permits	65,000.00	40,000.00			40,000.00	62%	25,000.00	4,000.00
6	Submittals	10,000.00	10,000.00			10,000.00	100%	-	1,000.00
7	Supervision/Planning/Coordination	120,000.00	96,250.00	12,000.00		108,250.00	90%	11,750.00	10,825.00
8	BUILDING #1-TYPE V (52 units)		-			-		-	-
9	Light Fixture Package	76,000.00	-			-		76,000.00	-
10	Distribution Package	70,000.00	-			-		70,000.00	-
11	Low Voltage Systems (FA, CCTV, CA, etc	40,000.00	-			-		40,000.00	-
12	Underslab Branch Conduit & Wire	57,000.00	-			-		57,000.00	-
13	Garage & 1st floor deck-conduit/wire	275,000.00	-			-		275,000.00	-
14	1st Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
15	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
16	2nd Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
17	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
18	3rd Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
19	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
20	4th Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
21	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
22	BUILDING #2-TYPE II		-			-		-	-
23	Light Fixture Package	65,500.00	58,950.00			58,950.00	90%	6,550.00	5,895.00
24	Distribution Package	25,000.00	22,500.00	2,500.00		25,000.00	100%	-	2,500.00
25	Low Voltage Systems (FA, CCTV, CA, etc.	50,000.00	37,500.00	2,500.00		40,000.00	80%	10,000.00	4,000.00
26	2nd Sublevel Garage UG and Deck	200,000.00	190,000.00			190,000.00	95%	10,000.00	19,000.00
27	1st Sublevel Garage and Deck	255,000.00	242,500.00			242,500.00	95%	12,500.00	24,250.00
28	1st Floor Rough and Trim	25,000.00	17,500.00	5,000.00		22,500.00	90%	2,500.00	2,250.00
29	2nd Floor Rough and Trim	25,000.00	17,500.00	5,000.00		22,500.00	90%	2,500.00	2,250.00
30	3rd Floor Rough and Trim	25,000.00	17,500.00	5,000.00		22,500.00	90%	2,500.00	2,250.00
31	4th Floor Rough and Trim	25,000.00	17,500.00	5,000.00		22,500.00	90%	2,500.00	2,250.00
32	Roof Plan	2,500.00	-			-		2,500.00	-
33	BUILDING #3-TYPE II		-			-		-	-
34	Light Fixture Package	65,500.00	58,950.00			58,950.00	90%	6,550.00	5,895.00
35	Distribution Package	25,000.00	22,500.00			22,500.00	90%	2,500.00	2,250.00
36	Low Voltage Systems (FA, CCTV, CA, etc.	50,000.00	20,000.00	5,000.00		25,000.00	50%	25,000.00	2,500.00
37	2nd Sublevel Garage UG and Deck	200,000.00	190,000.00			190,000.00	95%	10,000.00	19,000.00
38	1st Sublevel Garage and Deck	255,000.00	242,500.00			242,500.00	95%	12,500.00	24,250.00
39	1st Floor Rough and Trim	25,000.00	5,000.00	5,000.00		10,000.00	40%	15,000.00	1,000.00
40	2nd Floor Rough and Trim	25,000.00	5,000.00	5,000.00		10,000.00	40%	15,000.00	1,000.00
41	3rd Floor Rough and Trim	25,000.00	5,000.00	5,000.00		10,000.00	40%	15,000.00	1,000.00
42	4th Floor Rough and Trim	25,000.00	5,000.00	5,000.00		10,000.00	40%	15,000.00	1,000.00
43	Roof Plan	2,500.00	-			-		2,500.00	-
44	BUILDING #4-TYPE V (52 units)		-			-		-	-
45	Light Fixture Package	76,000.00	-			-		76,000.00	-

HELIX00379

APCO-TR-EX0066-0004

A	B	C	D	E	F	G		H	I
			WORK COMPLETED						
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G / C)	BALANCE TO FINISH (C - G)	RETAINAGE
46	Distribution Package	70,000.00	-			-		70,000.00	-
47	Low Voltage Systems (PA, CCTV, CA, etc	40,000.00	-			-		40,000.00	-
48	Underslab Branch Conduit & Wire	57,000.00	-			-		57,000.00	-
49	Garage & 1st floor deck-conduit/wire	275,000.00	-			-		275,000.00	-
50	1st Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
51	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
52	2nd Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
53	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
54	3rd Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
55	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
56	4th Floor Rough Walls/Ceilings	65,000.00	-			-		65,000.00	-
57	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
58	BUILDING #5-TYPE I (76 units)		-			-		-	-
59	Light Fixture Package	106,000.00	-			-		106,000.00	-
60	Distribution Package	83,000.00	-			-		83,000.00	-
61	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	-			-		50,000.00	-
62	Underslab Branch Conduit & Wire	85,000.00	-			-		85,000.00	-
63	Garage & 1st floor deck-conduit/wire	400,000.00	-			-		400,000.00	-
64	1st Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
65	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
66	2nd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
67	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
68	3rd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
69	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
70	4th Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
71	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
72	BUILDING #6-TYPE I (76 units)		-			-		-	-
73	Light Fixture Package	106,000.00	-			-		106,000.00	-
74	Distribution Package	83,000.00	-			-		83,000.00	-
75	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	-			-		50,000.00	-
76	Underslab Branch Conduit & Wire	85,000.00	-			-		85,000.00	-
77	Garage & 1st floor deck-conduit/wire	400,000.00	-			-		400,000.00	-
78	1st Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
79	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
80	2nd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
81	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
82	3rd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
83	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
84	4th Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
85	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
86	BUILDING #7-TYPE III (76 units)		-			-		-	-
87	Light Fixture Package	141,000.00	92,250.00			92,250.00	65%	48,750.00	9,225.00
88	Distribution Package	225,000.00	158,000.00	34,000.00		192,000.00	85%	33,000.00	19,200.00
89	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	10,000.00	10,000.00		20,000.00	40%	30,000.00	2,000.00
90	Generator	100,000.00	95,000.00			95,000.00	95%	5,000.00	9,500.00
91	Underslab Branch Conduit & Wire	68,000.00	64,600.00			64,600.00	95%	3,400.00	6,460.00
92	Garage & 1st floor deck-conduit/wire	330,000.00	313,500.00			313,500.00	95%	16,500.00	31,350.00
93	1st Floor Rough Deck/Walls/Ceilings	95,500.00	47,750.00			47,750.00	50%	47,750.00	4,775.00
94	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
95	2nd Floor Rough Deck/Walls/Ceilings	95,500.00	76,750.00	4,500.00		81,250.00	85%	14,250.00	8,125.00
96	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
97	3rd Floor Rough Deck/Walls/Ceilings	95,500.00	76,750.00	4,500.00		81,250.00	85%	14,250.00	8,125.00

A	B	C	D	E	F	G		H	I
			WORK COMPLETED						
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G / C)	BALANCE TO FINISH (C - G)	RETAINAGE
98	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
99	4th Floor Rough Deck/Walls/Ceilings	95,500.00	66,850.00	14,400.00		81,250.00	85%	14,250.00	8,125.00
100	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
101	5th Floor Rough Deck/Walls/Ceilings	95,500.00	47,750.00	33,500.00		81,250.00	85%	14,250.00	8,125.00
102	5th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
103	6th Floor Rough Deck/Walls/Ceilings	95,500.00	47,750.00			47,750.00	50%	47,750.00	4,775.00
104	6th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
105	7th Floor Rough Deck/Walls/Ceilings	95,500.00	47,750.00			47,750.00	50%	47,750.00	4,775.00
106	7th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
107	8th Floor Rough Deck/Walls/Ceilings	95,500.00	29,000.00	18,750.00		47,750.00	50%	47,750.00	4,775.00
108	8th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
109	9th Floor Rough Deck/Walls/Ceilings	95,500.00	29,000.00	18,750.00		47,750.00	50%	47,750.00	4,775.00
110	9th Floor Device and Fixture Trim	5,000.00	-			-		5,000.00	-
111	BUILDING #8-TYPE I (76 units)		-			-		-	-
112	Light Fixture Package	108,000.00	84,500.00	11,000.00		95,500.00	90%	10,500.00	9,550.00
113	Distribution Package	83,000.00	78,500.00			78,500.00	95%	4,500.00	7,850.00
114	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	35,000.00	10,000.00		45,000.00	90%	5,000.00	4,500.00
115	Underslab Branch Conduit & Wire	85,000.00	76,500.00			76,500.00	90%	8,500.00	7,650.00
116	Garage & 1st floor deck-conduit/wire	400,000.00	380,000.00			380,000.00	95%	20,000.00	38,000.00
117	1st Floor Rough Walls/Ceilings	75,000.00	71,250.00			71,250.00	95%	3,750.00	7,125.00
118	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
119	2nd Floor Rough Walls/Ceilings	75,000.00	71,250.00			71,250.00	95%	3,750.00	7,125.00
120	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
121	3rd Floor Rough Walls/Ceilings	75,000.00	67,750.00	3,500.00		71,250.00	95%	3,750.00	7,125.00
122	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
123	4th Floor Rough Walls/Ceilings	75,000.00	67,750.00	3,500.00		71,250.00	95%	3,750.00	7,125.00
124	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
125	BUILDING #9-TYPE I (76 units)		-			-		-	-
126	Light Fixture Package	106,000.00	84,500.00	11,000.00		95,500.00	90%	10,500.00	9,550.00
127	Distribution Package	83,000.00	79,000.00			79,000.00	95%	4,000.00	7,900.00
128	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	35,000.00	10,000.00		45,000.00	90%	5,000.00	4,500.00
129	Underslab Branch Conduit & Wire	85,000.00	76,500.00			76,500.00	90%	8,500.00	7,650.00
130	Garage & 1st floor deck-conduit/wire	400,000.00	380,000.00			380,000.00	95%	20,000.00	38,000.00
131	1st Floor Rough Walls/Ceilings	75,000.00	71,250.00			71,250.00	95%	3,750.00	7,125.00
132	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
133	2nd Floor Rough Walls/Ceilings	75,000.00	71,250.00			71,250.00	95%	3,750.00	7,125.00
134	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
135	3rd Floor Rough Walls/Ceilings	75,000.00	67,750.00	3,500.00		71,250.00	95%	3,750.00	7,125.00
136	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
137	4th Floor Rough Walls/Ceilings	75,000.00	67,750.00	3,500.00		71,250.00	95%	3,750.00	7,125.00
138	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
139	BUILDING #10-TYPE I (76 units)		-			-		-	-
140	Light Fixture Package	106,000.00	-			-		106,000.00	-
141	Distribution Package	83,000.00	-			-		83,000.00	-
142	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	-			-		50,000.00	-
143	Underslab Branch Conduit & Wire	85,000.00	-			-		85,000.00	-
144	Garage & 1st floor deck-conduit/wire	400,000.00	-			-		400,000.00	-
145	1st Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
146	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
147	2nd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
148	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
149	3rd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-

HELIX00381

APCO-TR-EX0066-0006

A	B	C	D		F	G		H	I
			WORK COMPLETED						
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G / C)	BALANCE TO FINISH (C - G)	RETAINAGE
150	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
151	4th Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
152	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
153	BUILDING #11-TYPE I (76 units)		-			-		-	-
154	Light Fixture Package	106,000.00	-			-		106,000.00	-
155	Distribution Package	83,000.00	-			-		83,000.00	-
156	Low Voltage Systems (FA, CCTV, CA, etc	50,000.00	-			-		50,000.00	-
157	Underslab Branch Conduit & Wire	85,000.00	-			-		85,000.00	-
158	Garage & 1st floor deck-conduit/wire	400,000.00	-			-		400,000.00	-
159	1st Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
160	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
161	2nd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
162	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
163	3rd Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
164	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
165	4th Floor Rough Walls/Ceilings	75,000.00	-			-		75,000.00	-
166	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
167	BUILDING #12-TYPE IV (66 units)		-			-		-	-
168	Light Fixture Package	96,000.00	-			-		96,000.00	-
169	Distribution Package	77,500.00	-			-		77,500.00	-
170	Low Voltage Systems (FA, CCTV, CA, etc	45,000.00	-			-		45,000.00	-
171	Underslab Branch Conduit & Wire	76,000.00	-			-		76,000.00	-
172	Garage & 1st floor deck-conduit/wire	350,000.00	-			-		350,000.00	-
173	1st Floor Rough Walls/Ceilings	70,000.00	-			-		70,000.00	-
174	1st Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
175	2nd Floor Rough Walls/Ceilings	70,000.00	-			-		70,000.00	-
176	2nd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
177	3rd Floor Rough Walls/Ceilings	70,000.00	-			-		70,000.00	-
178	3rd Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
179	4th Floor Rough Walls/Ceilings	70,000.00	-			-		70,000.00	-
180	4th Floor Device and Fixture Trim	10,000.00	-			-		10,000.00	-
181	SITE LIGHTING		-			-		-	-
182	Furnish Landscape Lighting	257,000.00	-			-		257,000.00	-
183	Furnish Courtyard Lighting	69,000.00	-			-		69,000.00	-
184	Furnish Sports Lighting	6,000.00	-			-		6,000.00	-
185	Furnish Parking Lot Pole Lighting	64,000.00	-			-		64,000.00	-
186			-			-		-	-
187			-			-		-	-
188			-			-		-	-
189			-			-		-	-
190			-			-		-	-
191			-			-		-	-
192			-			-		-	-
193			-			-		-	-
194			-			-		-	-
195			-			-		-	-
196			-			-		-	-
197			-			-		-	-
198			-			-		-	-
199			-			-		-	-
200			-			-		-	-
201			-			-		-	-
202			-			-		-	-
203			-			-		-	-
204			-			-		-	-
205			-			-		-	-
	Original Contract Totals	13,230,000.00	4,648,325.00	268,900.00		4,917,225.00	37%	8,312,775.00	491,722.50

HELIX00382

APCO-TR-EX0066-0007

HELIX00383

A	B	C	D	E	F	G		H	I
			WORK COMPLETED						
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G / C)	BALANCE TO FINISH (C - G)	RETAINAGE
	CHANGE ORDERS					-		-	-
206	CO#1-Contract Adjustment (inc. above)					-		-	-
207	CO#2-Apco Trailer Hookup	1,622.00	1,622.00	-		1,622.00	100%	-	162.20
208	CO#3-Options (voided change order #)		-			-		-	-
209	CO#4-Overtime B8 & B9	10,000.00	10,000.00	-		10,000.00	100%	-	1,000.00
210	CO#5-Delete Utility Stubs Phase I	(15,000.00)	(15,000.00)	-		(15,000.00)	100%	-	(1,500.00)
211	CO#6-Delete Site Conduits-Phase I & II	(13,000.00)	(13,000.00)	-		(13,000.00)	100%	-	(1,300.00)
212	CO#7-Building #9 Options	54,543.00	26,281.96	17,500.00		43,781.96	80%	10,761.04	4,378.20
213	CO#8a-Building #8 Options	62,053.00	27,096.00	22,500.00		49,596.00	80%	12,457.00	4,959.60
214	C2 Split Delta 5	53,756.00	33,866.40	9,000.00		42,866.40	80%	10,889.60	4,286.64
215	Delta 3 Changes	92,117.00	24,180.75	22,000.00		46,180.75	50%	45,936.25	4,618.08
216	Delta 5 Changes	94,990.00	24,935.00	23,000.00		47,935.00	50%	47,055.00	4,793.50
217			-			-		-	-
218			-			-		-	-
219			-			-		-	-
220			-			-		-	-
221						-		-	-
222						-		-	-
223						-		-	-
224						-		-	-
225						-		-	-
226						-		-	-
227						-		-	-
228						-		-	-
229	Delta 2 Changes $354,780.00					-		-	-
230	Add Dampers Exhaust Fans $69,900.00					-		-	-
231						-		-	-
232						-		-	-
233						-		-	-
234						-		-	-
235						-		-	-
236						-		-	-
	Total Change Orders	341,081.00	119,982.11	94,000.00		213,982.11	63%	127,098.89	21,398.21
	Total Revised Contract	13,571,081.00	4,768,307.11	362,900.00		5,131,207.11	38%	8,439,873.89	513,120.71

APCO-TR-EX0066-0008

HELIX ELECTRIC

MATERIAL STORED BILLING STATUS

MANHATTAN WEST

PERIOD: Aug-08

HELIX LINE NUMBER	PREVIOUSLY BILLED MATERIAL STORED	MATERIAL STORED THIS PERIOD	MATERIAL REMOVED FROM STORAGE & INSTALLED THIS PERIOD	ACCUMULATIVE TOTAL OF MATERIAL STORED TO DATE
23	$ 26,000.00		$ 26,000.00	$ -
24	$ 15,000.00		$ 15,000.00	$ -
34	$ 26,000.00		$ 26,000.00	$ -
35	$ 15,000.00		$ 15,000.00	$ -
87	$ 48,250.00		$ 48,250.00	$ -
88	$ 38,000.00		$ 38,000.00	$ -
93	$ 20,000.00		$ 20,000.00	$ -
95	$ 20,000.00		$ 20,000.00	$ -
97	$ 20,000.00		$ 20,000.00	$ -
99	$ 20,000.00		$ 20,000.00	$ -
101	$ 20,000.00		$ 20,000.00	$ -
103	$ 20,000.00		$ 20,000.00	$ -
105	$ 20,000.00		$ 20,000.00	$ -
107	$ 20,000.00		$ 20,000.00	$ -
109	$ 20,000.00		$ 20,000.00	$ -
112	$ 39,500.00		$ 39,500.00	$ -
113	$ 63,000.00		$ 63,000.00	$ -
117	$ 7,500.00		$ 7,500.00	$ -
119	$ 7,500.00		$ 7,500.00	$ -
121	$ 7,500.00		$ 7,500.00	$ -
123	$ 7,500.00		$ 7,500.00	$ -
126	$ 39,500.00		$ 39,500.00	$ -
127	$ 68,000.00		$ 68,000.00	$ -
131	$ 7,500.00		$ 7,500.00	$ -
133	$ 7,500.00		$ 7,500.00	$ -
135	$ 7,500.00		$ 7,500.00	$ -
137	$ 7,500.00		$ 7,500.00	$ -
TOTALS	$ 618,250.00	$ -	$ 618,250.00	$ -

APCO CONSTRUCTION
3432 N. 5th Street • North Las Vegas, NV 89032
Phone: (702) 734-0198 • Fax: (702)734-0396
E-mail: apcoconstruction.com • NCL: 14563

CONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

Property Name:	Manhattan West
Property Location:	9255 W Russell Road Las Vegas, NV 89148
Undersigned's Customer:	APCO Construction
Inv./Pmt Application No:	16713-011R1
Payment Amount:	$326,610.00

Upon receipt by the undersigned of a check in the above referenced Payment Amount payable to the undersigned, and when the check has been properly endorsed and has been paid by the bank on which it is drawn, this document becomes effective to release and the undersigned shall be deemed to waive any notice of lien, any private bond right, any claim for payment and any rights under any similar ordinance, rule or statute related to payment rights that the undersigned has on the above described Property to the following extent:

This release covers a progress payment for the work, materials or equipment furnished by the undersigned to the Property or to the Undersigned's Customer which are the subject of the Invoice or Payment Application, but only to the extent of the Payment Amount or such portion of the Payment Amount as the undersigned is actually paid, and does not cover any retention withheld, any items, modifications or changes pending approval, disputed items and claims, or items furnished that are not paid. Before any recipient of the document relies on it, he should verify evidence of payment to the undersigned. The undersigned warrants that he either has already paid or will use the money he receives from this progress payment promptly to pay in full all laborers, subcontractors, materialmen and suppliers for all work, materials or equipment that are the subject of the waiver and release.

Dated: August 20, 2008

Helix Electric

By: Robert D. Johnson

Its: Robert D Johnson, Vice President

HELIX00385

PLAINTIFF'S EXHIBIT
67
A571228
JAN 18 2018
PENGAD 800-631-6989

APCO-TR-EX0067-0001
PLTF'S PROPOSED EXHIBIT
NO. 67
Case No. A571228

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE
CLERK OF THE COURT

PLAINTIFF'S EXHIBIT
68
A571228
JAN 18 2018
PENGAD 800-631-6989

APCO-TR-EX0068-0001
PLTF'S PROPOSED EXHIBIT
NO. 68
Case No. A571228

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DOCUMENT ATTACHED IS A
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OF THE ORIGINAL ON FILE
CLERK OF THE COURT

IN THE SUPREME COURT OF THE STATE OF NEVADA

Supreme Court Case No. 77320
***Consolidated with* 80508**

HELIX ELECTRIC OF NEVADA, LLC,

Appellant,

v.

APCO CONSTRUCTION, INC., A NEVADA CORPORATION,

Respondent.

JOINT APPENDIX
VOLUME 43 (Part 2)

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Attorneys for Respondent

Docket 77320 Document 2020-38034

CHRONOLOGICAL APPENDIX OF EXHIBITS

Date	Description	Bates Number	Volume(s)
06-24-09	**Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint**	**JA000001-JA000015**	**1**
08-05-09	**APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint**	**JA000016 – JA000030**	**1**
04-26-10	**CAMCO and Fidelity's Answer and CAMCO's Counterclaim**	**JA000031-JA000041**	**1**
07-02-10	**Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default**	**JA000042-JA000043**	**1**
06-06-13	**APCO's Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO's Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time**	**JA000044-JA000054**	**1**
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (I) APCO's Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO's Motion for Judgment Against Gemstone Only	JA000055-JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317-JA000326	6

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06-13-13	**Docket Entry and Minute Order Granting APCO's Motion for Summary Judgment Against Gemstone**	**JA000327**	**6**
08-02-17	**Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and *Ex Parte* Application for Order Shortening Time**	**JA000328-JA000342**	**6**
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343-JA00379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380-JA000392	6
08-21-17	**APCO Construction's Opposition to Peel Brimley Lien Claimants' Partial Motion for Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000393-JA000409**	**6/7**
	Exhibit A – Excerpt from 30(b)(6) Witness for Helix Electric of Nevada, LLC taken July 20, 2017	JA000410-JA000412	7
09-28-17	**Peel Brimley Lien Claimants' Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000413-JA00418**	**7**
11-06-17	**Peel Brimley Lien Claimants' Motion in Limine Nos. 1-6**	**JA000419-JA000428**	**7**

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	Exhibit 1 – Notice of Entry of Order	JA000429 JA000435	7
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.'s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC's	JA000436-JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry's Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000501-JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000512-JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC's First Set of Request for Admissions to Camco Pacific Construction	JA000523-JA000533	8
11-06-17	**Helix Electric of Nevada's Motion *in Limine* Nos. 1-4**	**JA000534-JA000542**	**8**
	Exhibit 1 – Notice of Entry of Order	JA000543-JA000549	8
	Exhibit 2 – Helix Electric of Nevada, LLC's Amended Notice of 30(b)(6) Deposition of APCO Construction	JA000550 JA000558	8/9

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	Exhibit 3 - Excerpts from Brian Benson Deposition Transcript taken June 5, 2017	JA000559 JA000574	9
	Exhibit 4 – Excerpts from Mary Jo Allen's Deposition Transcript taken July 18, 2017	JA000575-JA000589	9
11-06-17	**APCO Construction, Inc.'s Omnibus Motion *in Limine***	**JA000590 JA000614**	**9**
	Exhibit 1 – Second Amended Notice of taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA000615-JA000624	9
	Exhibit 2 – Zitting Brothers Construction, Inc.'s Motion for Partial Summary Judgment Against APCO Construction	JA000625-JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting's Deposition Transcript taken October 27, 2017	JA000647-JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679-JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731-JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809-JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827-JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832-JA000837	12
	Exhibit 9 – Email from Eric Zimbelman dated October 17, 2017	JA000838-JA000844	12
	Exhibit 10 – Special Master Report, Recommendation and District Court Order	JA00845-JA000848	12

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	Exhibit 11 – Plaintiff in Intervention, National Wood Products, Inc.'s Initial Disclosures Pursuant to NRCP 16.1	JA000849-JA000856	12
	Exhibit 12 – Plaintiff in Intervention, National Wood Products, Inc.'s First Supplemental Disclosures Pursuant to NRCP 16.1	JA000857-JA000864	12
	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865-JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC's 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874-JA000897	12
11-14-17	**Camco Pacific Construction Company, Inc.'s Opposition to Lien Claimants' Motions in Limine Nos. 1-6**	**JA000898-JA000905**	**12**
	Exhibit A – Nevada Construction Services Cost Plus GMP Contract Disbursement Agreement	JA000906-JA000907	12
	Exhibit B – Scott Financial Corporation's April 28, 2009 letter to the Nevada State Contractor's Board	JA000908-JA000915	2/13
	Exhibit C – E-mail from Alex Edelstein dated December 15, 2008 Re: Letter to Subs	JA000916-JA000917	13
	Exhibit D – Camco Pacific's letter dated December 22, 2008	JA000918-JA000920	13
	Exhibit E – Order Approving Sale of Property	JA000921-JA000928	13

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11-14-17	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC's Motions *in Limine* Nos. 1-4**	**JA000929-JA000940**	**13/14**
	Exhibit 1 – Excerpts from the Deposition Transcript of Mary Jo Allen taken July 18, 2017	JA000941-JA000966	14/15/16
	Exhibit 2 – Helix Electric's Manhattan West Billing/Payment Status through August 2008	JA000967-JA000969	16/17
	Exhibit 3 – Excerpts from the Deposition Transcript of Andrew Rivera taken July 20, 2017	JA000970-JA000993	17/18/19
11-14-17	**Helix Electric of Nevada's Opposition to APCO Construction's Omnibus Motion *in Limine***	**JA000994-JA001008**	**20**
	Exhibit 1 – Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001009-JA001042	20
	Exhibit 2 - Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001043-JA001055	20
	Exhibit 3 – Special Master Order Requiring Completion of Questionnaire	JA001056-JA001059	20
	Exhibit 4 – Excerpts from the Deposition Transcript of the 30(b)(6) Witness for Helix Electric of Nevada taken July 20, 2017	JA001060-JA001064	20
	Exhibit 5 - Excerpts from the Deposition Transcript of David E. Parry taken June 20, 2017	JA001065 JA001132	20/21
11-15-17	**APCO Construction, Inc.'s Reply in Support of its Omnibus *Motion in Limine***	**JA001133 JA001148**	**21**

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	Exhibit 1 – Special Master Report Regarding Discovery Status	JA001149-JA001151	21
	Exhibit 2 – Notice of Taking NRCP Rule 30(b)(6) Deposition of the Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA001152-JA001160	21
12-29-17	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion *in Limine* 1-6**	**JA001161-JA001169**	**22**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion *in Limine* 1-4**	**JA001170-JA001177**	**22**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine***	**JA001178-JA001186**	**22**
01-03-18	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA001187-JA001198**	**22**
01-04-18	**Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time**	**JA001199-JA001217**	**22**
	Exhibit 1 – Subcontract Agreement (Helix Electric of Nevada, LLC)	JA001218-JA001245	22/23/24
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	Exhibit 3 – Subcontract Agreement (CabineTec)	JA001264-JA001281	24/25
	Exhibit 4 – Amended Notice of Lien	JA001282-JA001297	25
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	Exhibit 6 – Notice of Lien	JA001310-JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314-JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377-JA001380	26
	Exhibit 9 – Order Denying *En Banc* Reconsideration	JA001381-JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386-JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393-JA001430	26
	Exhibit 12 – Order Big D Construction Corp.'s Motion for Attorney's Fees, Costs and Interest Pursuant to Judgment	JA001431-JA001435	26
	Exhibit 13 – Appellant's Opening Brief (Padilla v. Big D)	JA001436-JA001469	26
	Exhibit 14 – Respondent's Answering Brief	JA001470-JA001516	26/27
	Exhibit 15 – Appellant's Reply Brief (Padilla v. Big D)	JA001517-JA001551	27
01-09-18	**Peel Brimley Lien Claimants' Opposition to APCO Construction's Motion for Reconsideration of Order**	**JA001552-JA001560**	**27**

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	Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements		
01-10-18	**Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time**	**JA001561-JA001573**	**27**
01-12-18	**Joint Pre-Trial Memorandum [for APCO Construction, Inc., the Peel Brimley Lien Claimants and National Wood Products, LLC ONLY]**	**JA001574-JA001594**	**27/28**
	Exhibit 1 – Exhibit List APCO	JA001595-JA001614	28
	Exhibit 2 – Helix Trial Exhibits	JA001615-JA001616	28
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA001617-JA001635	28
	Exhibit 4 – Cactus Rose Trial Exhibits	JA001636-JA001637	28
	Exhibit 5 – Heinaman Trial Exhibits	JA001638-JA001639	28
	Exhibit 6 – Fast Glass Trial Exhibits	JA001640-JA001641	28
	Exhibit 7 – SWPPP Trial Exhibits	JA001642-JA001643	28
	Exhibit 8 - Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine*	JA001644-JA001647	28

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	Exhibit 9 - Amended *nunc pro tunc* order regarding APCO Construction, Inc.'s Omnibus Motion *in Limine* No. 7	JA001648-JA001650	28
	Exhibit 10 - Order Granting in Part and Denying in part Helix Electric of Nevada, LLC's Motions *in Limine* 1-4 (Against APCO Construction)	JA001651-JA001653	28
	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654-JA001657	28
	Exhibit 12 - Order Granting Plaintiff in Intervention, National Wood Products, Inc.'s Motion *in Limine*	JA001658-JA001660	28
	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661-JA00167	28/9/29
01-17-18	**Transcript Bench Trial (Day 1)**[1]	**JA001668-JA001802**	**29/30**
	Trial Exhibit 1 - Grading Agreement ***(Admitted)***	JA001803-JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement ***(Admitted)***	JA001826-JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement ***(Admitted)***	JA001869-JA001884	30

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	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone ***(Admitted)***	JA001885-JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001975-JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001979-JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) ***(Admitted)***	JA001981-JA001987	32
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) ***(Admitted)***	JA001988-JA002001	32
	Trial Exhibit 14 - Letter from W. Gochnour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause ***(Admitted)***	JA002002-JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices ***(Admitted)***	JA002011-JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks ***(Admitted)***	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract ***(Admitted)***	JA002015-JA002016	33

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	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record ***(Admitted)***	JA002017-JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks ***(Admitted)***	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment ***(Admitted)***	JA002025-JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP ***(Admitted)***	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner ***(Admitted)***	JA002082-JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement ***(Admitted)***	JA002121-JA002146	35
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO ***(Admitted)***	JA002147-JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice ***(Admitted)***	JA002177-JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice ***(Admitted)***	JA002182-JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors ***(Admitted)***	JA002186-JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions ***(Admitted)***	JA002189 – JA002198	36

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01-18-18	**Stipulation and Order Regarding Trial Exhibit Admitted into Evidence**	**JA002199-JA002201**	**36**
	Exhibit 1 – Exhibit List APCO	JA002208-JA002221	36
	Exhibit 2 – Helix Trial Exhibits	JA002222-JA002223	36
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224-JA002242	36/37
	APCO TRIAL EXHIBITS:		
	APCO Related Exhibits:		
	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244-JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283-JA002284	38
	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A

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	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286-JA002306	39
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	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309-JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311-JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313-JA002314	40
	Exhibit 36 and 130 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002315-JA002316	40
	Trial Exhibits 37 and 131 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002317-JA002318	40
	Trial Exhibits 38 and 132 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002319-JA002320	41

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	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
	Trial Exhibit 46 - Helix Pay Application No. 16713-008R1 with Proof of Payment	JA002327-JA002345	41
	Trial Exhibit 47 - Helix Pay Application No. 16713-009R1 with Proof of Payment	JA002346-JA002356	41
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	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359-JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365-JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367-JA002368	42
	Trial Exhibit 52 -Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002369-JA002370	42
	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371-JA002372	42

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	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373-JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375-JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377-JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379-JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382-JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392-JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406-JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413-JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416-JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418-JA002419	43
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	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424-JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435-JA002436	43
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437-JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439-JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441-JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443-JA002444	43
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	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450-JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457-JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting ($27,973.80); Progress Payment No. 7	JA002495-JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498-JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 "pending"	JA002501-JA002503	44
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour	JA002504-JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour with copies of change orders	JA002506-JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527-JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting ($27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530-JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532-JA002533	44

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	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542-JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544-JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546-JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551-JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564-JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO ($33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568-JA002571	44
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572-JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576-JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578-JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580-JA002581	46

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	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582-JA002591	46
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	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599-JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613-JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652-JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677-JA002713	48
	Trial Exhibit 171 - Work Order No. 100	JA002714-JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719-JA002730	48

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	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752-JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772-JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798-JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826-JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029-JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334-JA003338	55
	Helix Trial Exhibits:		
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57 /58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733-JA003813	60/61

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	Trial Exhibit 510 - Unsigned Subcontract	JA003814-JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928-JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035-JA005281	63/64/65/66/67/68/69/70/71/72/73/74/75/76/77
01-19-18	**Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA005282-JA005283**	**78**
01-18-18	**Transcript – Bench Trial (Day 2)**[2]	JA005284-JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) ***(Admitted)***	JA005371-JA005623	78/79/80
01-19-18	**Transcript – Bench Trial (Day 3)**[3]	JA005624-JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint ***(Admitted)***	JA005786-JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone ***(Admitted)***	JA005802-JA005804	80

[2] Filed January 31, 201879

[3] Filed January 31, 2018

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 320 – June-August Billings—not paid to APCO ***(Admitted)***	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec ***(Admitted)***	JA005806-	80
	Trial Exhibit 536 – Lien math calculations (handwritten) ***(Admitted)***	JA005807-JA005808	80
	Trial Exhibit 804 – Camco Correspondence ***(Admitted)***	JA005809-JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien ***(Admitted)***	JA005817-JA005819	81
01-24-18	**Transcript – Bench Trial (Day 5)[4]**	**JA005820-JA005952**	81
03-08-18	**Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law**	**JA005953-JA005985**	**81**
03-08-18	**Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law**	**JA005986-JA006058**	**8/821**
03-08-18	**APCO Construction Inc.'s Post-Trial Brief**	**JA006059-JA006124**	**82/83**
03-23-18	**APCO Opposition to Helix Electric of Nevada, LLC's Findings of Fact and Conclusions of Law**	**JA006125-JA006172**	**83/84**
03-23-18	**Helix Electric of Nevada, LLC's Responses to APCO Construction's Post-Trial Brief**	**JA006173-JA006193**	**84**
04-25-18	**Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO**	**JA006194-JA006264**	**84/85**

[4] Filed January 31, 201883

Date	Description	Bates Number	Volume(s)
05-08-18	**APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc**.	**JA006265-JA006284**	**85**
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285-JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357-JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370-JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386-JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399-JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403-JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407-JA006411	87
	Exhibit 7A – Billing Entries	JA006412-JA006442	87/88

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	Exhibit 7B – Time Recap	JA006443-JA006474	88
	Exhibit 8 – Declaration of Cody S. Mounteer, Esq. in Support of Motion for Attorney's Fees and Costs	JA006475-JA006478	88
	Exhibit 9 – APCO Construction, Inc.'s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479-JA006487	88
	Exhibit 10 – Depository Index	JA006488-JA006508	88/89
05-08-18	**Helix Electric of Nevada, LLC's Motion to Retax Costs Re: Defendant APCO Construction's Memorandum of Costs and Disbursements**	**JA006509-JA006521**	**89**
05-31-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]**	**JA006522 JA006540**	**89**
06-01-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]**	**JA006541 JA006550**	**90**
06-01-18	**Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs**	**JA006551-JA006563**	**90**
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564-JA006574	90

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	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575-JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581-JA006601	90
	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA006583-JA006588	90
	Exhibit 5 – Summary of Fees	JA006589-JA006614	90
06-15-18	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Motions to Retax Costs**	**JA006615-JA006637**	**90/9**1
	Exhibit 1-A Declaration of Mary Bacon in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006635 JA006638	91
	Exhibit 1-B – Declaration of Cody Mounteer in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006639-JA006916	91/92/93 94/95/96
06-15-18	**Helix Electric of Nevada, LLC's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA006917 – JA006942**	**96**
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943-JA006948	96

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	Exhibit 2 – Notice of Entry of Denying APCO Construction's Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949-JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955-JA006958	96
	Exhibit 4 – Order Denying *En Banc* Reconsideration	JA006959-JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA006964-JA006978	96
	Exhibit 6A – Interstate Plumbing and Air Conditioning, LLC's Response to Special Master Questionnaire	JA006977-JA006980	96
	Exhibit 6B – Nevada Prefab Engineers, Inc.'s Response to Special Master Questionnaire	JA006981-JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.'s Response to Special Master Questionnaire	JA006985-JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal's Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC's Special Master Questionnaire	JA007002-JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006-JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037-JA007060	97

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	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042-JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff's Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054-JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057-JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine*	JA007060-JA007088	97
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion in Limine (against APCO Construction)	JA007070-JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions' Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079-JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary	JA007085-JA007087	97

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	Judgment Precluding Defenses Based on Pay-if-Paid Agreements		
	Exhibit 15 – Notice of Association of Counsel	JA007088-JA007094	97
06-15-18	**Plaintiff in Intervention National Wood Products, Inc.'s Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007095-JA007120**	**97/98**
06-15-18	**Declaration of S. Judy Hirahara in support of National Woods's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007121-JA007189**	**98**
06-18-18	**Plaintiff in Intervention National Wood Products, Inc.'s Joinder to Helix Electric of Nevada, LLC's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007190-JA007192**	**99**
06-21-18	**Helix Electric of Nevada, LLC's Notice of Non-Opposition to its Motion for Attorney's Fees, Interest and Costs**	**JA007193-JA007197**	**99**
06-29-18	**APCO Construction, Inc.'s Reply in Support of its Motion for Attorney's Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.**	**JA007198-JA007220**	**99**
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221-JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223-JA007224	99

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06-29-18	Helix Electric of Nevada, LLC's Reply Re: Motion to Retax	JA007225-JA007237	100
07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238-JA007245	100
07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246-JA007261	100
08-08-18	Court's Decision on Attorneys' Fees and Cost Motions	JA007262-JA007280	100
09-28-18	Notice of Entry of (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281-JA007299	100
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300-JA007312	100/101
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007313-JA007315	101

Date	Description	Bates Number	Volume(s)
08-06-19	**Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA007316-JA007331**	**101**
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.	JA007332-JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336-JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345-JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395-JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of Nevada, LLC, SWPPP Compliance	JA007401-JA007517	102/103

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	Solutions, Inc., E&E Fire Protection		
	Exhibit 6 – Order Dismissing Appeal in Part (Case No. 76276)	JA007518-JA007519	103
	Exhibit 7 – Order to Show Cause	JA007520-JA007542	103
	Exhibit 8 -Order Dismissing Appeal (Case No. 76276)	JA007524-JA007527	103
	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528-JA007541	103
	Exhibit 10 (Part One)	JA007537-JA007542	103
	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543-JA007585	103
	Exhibit 10B -Docket 08A571228 (APCO v. Gemstone)	JA007586-JA008129	103/104/105/106/107/108/109
	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130-JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants' Motions for Partial Summary Judgment Against Gemstone Development West	JA008139-JA008141	109
	Exhibit 10 (Part Two)	JA008142-JA008149	109

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	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150-JA008167	109
	Exhibit 10F – Special Master Report Regarding Remaining Parties to the Litigation and Discovery Status	JA008168-JA008170	109
	Exhibit 10EG – Notice of Entry of Granting Plaintiff's Motion to Dismiss	JA008171-JA008177	109
	Exhibit 10H – Complaint re Foreclosure	JA008178-JA008214	109
	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215-JA008230	109
	Exhibit 10J – APCO Construction's Answer to Accuracy Glass & Mirror Company's First Amended Complaint re Foreclosure	JA008231-JA008265	109/110
	Exhibit 10K –Answer to Accuracy Glass & Mirror Company, Inc.'s Complaint and Camco Pacific Construction, Inc.'s Counterclaim	JA008266-JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.'s Answer to Camco Pacific Construction Company's Counterclaim	JA008286-JA008290	110
	Exhibit 10M – Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291-JA008306	110
	Exhibit 10N – APCO Construction's Answer to Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307-JA008322	110
	Exhibit 10O – Answer to Helix Electric's Statement of Facts	JA008323-JA008338	110

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	Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.'s Counterclaim		
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC's Motion for Attorney's Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348-JA008367	110
	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368-JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenetec Against APCO	JA008379-JA008450	110/111
	Exhibit 10T -WRG Design, Inc.'s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451-JA008486	111
	Exhibit 10U – APCO Construction's Answer to WRG Design Inc.'s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468-JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.'s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc's Counterclaim	JA008484-JA008504	111

Date	Description	Bates Number	Volume(s)
	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505-JA008512	111
	Exhibit 10X – WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518-JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction's Counterclaim	JA008531-JA008551	111
	Exhibit 10AA – Notice of Entry of Granting Heinaman Glazing's Motion for Attorneys's Fees, Interest and Costs	JA008552-JA008579	111/112
	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561-JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing's Answer to Camco Pacific Construction Company's Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589-JA00861	112
	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party	JA008602-JA008621	112

Date	Description	Bates Number	Volume(s)
	Complaint and Camco Pacific Construction, Inc.'s Counterclaim		
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622-JA008624	112
	Exhibit 10GG – HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625-JA008642	112
	Exhibit 10HH – APCO Construction's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643-JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658-JA008664	112
	Exhibit 10JJ -Defendants Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008665-JA008681	112
	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682-JA008685	112
	Exhibit 10LL – HD Supply Waterworks, LP's Voluntary Dismissal of Platte River Insurance Company Only Without Prejudice	JA008686-JA008693	112

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	Exhibit 10MM – Scott Financial Corporation's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694-JA008717	112/113
	Exhibit 10NN-Notice of Appeal	JA008718 JA008723	113
	Exhibit 10OO – Amended Notice of Appeal	JA008724-JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730-JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737-JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747-JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875-JA008758	113
	Exhibit 13 – Stipulation and Order with Prejudice	JA008759-JA008780	113
	Exhibit 14 – Docket/United Subcontractors, Inc. dba Skyline Insulation's Motion to Enforce Settlement Agreement and Enter Judgment	JA008762-JA008788	113
	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789-JA008798	113

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	Exhibit 16 – Notice of Appeal	JA008799-JA008810	113
08-16-19	**APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA008811-JA008821**	**114**
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822-JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825-JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent's Response to Order to Show Cause	JA008829-JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893-JA008896	116
	Exhibit 5 – Chart of Claims	JA008897-JA008924	116
	Exhibit 6 – Answer to Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company, Inc.'s Counterclaim	JA008925-JA008947	116/117
	Exhibit 7 – Answer to Cactus Rose's Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.'s Counterclaim	JA008948-JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008966-JA008986	117/118

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	Pacific Construction's Counterclaim		
	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987-JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998-JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011-JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025-JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039-JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111-JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114-JA009116	119
08-29-19	**Helix Electric of Nevada LLC's Reply to APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II)**	**JA009117-JA009123**	**119**

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	Dismiss All Unresolved Claims and/or (III) In The Alternative for a Rule 54(B) Certification as to Helix and APCO		
01-03-20	**Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification**	**JA009124-JA009131**	**119**
01-29-20	**Notice of Appeal**	**JA009132-JA009136**	**119/120**
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA009137-JA009166	120
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148-JA009156	120
02-11-20	**Case Appeal Statement**	**JA009157-JA009163**	120
02-11-20	**APCO's Notice of Cross Appeal**	**JA009164-JA010310**	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorney's Fees and Costs; (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA009168-JA009182	120

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	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada's Motion for Rule 54(b) Certification	JA009183-JA00991	120

ALPHABETICAL APPENDIX OF EXHIBITS

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08-05-09	**APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint**	**JA000016 – JA000030**	**1**
05-08-18	**APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.**	**JA006265-JA006284**	**85**
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285-JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357-JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370-JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386-JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399-JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403-JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407-JA006411	87
	Exhibit 7A – Billing Entries	JA006412-	87/88

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		JA006442	
	Exhibit 7B – Time Recap	JA006443-JA006474	88
	Exhibit 8 – Declaration of Cody S. Mounteer, Esq. in Support of Motion for Attorney's Fees and Costs	JA006475-JA006478	88
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03-08-18	**Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law**	**JA005953-JA005985**	**81**
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	Exhibit 3 – Subcontract Agreement (CabineTec)	JA001264-JA001281	24/25
	Exhibit 4 – Amended Notice of Lien	JA001282-JA001297	25
	Exhibit 5 - Amended NOL	JA001298-JA001309	25
	Exhibit 6 – Notice of Lien	JA001310-JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314-JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377-JA001380	26
	Exhibit 9 – Order Denying *En Banc* Reconsideration	JA001381-JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386-JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393-JA001430	26
	Exhibit 12 – Order Big D Construction Corp.'s Motion for Attorney's Fees, Costs and Interest Pursuant to Judgment	JA001431-JA001435	26
	Exhibit 13 – Appellant's Opening Brief (Padilla v. Big D)	JA001436-JA001469	26
	Exhibit 14 – Respondent's Answering Brief	JA001470-JA001516	26/27
	Exhibit 15 – Appellant's Reply Brief (Padilla v. Big D)	JA001517-JA001551	27
01-29-20	**Notice of Appeal**	**JA009132-JA009136**	**119/120**
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention	JA009137-JA009166	120

Date	Description	Bates Number	Volume(s)
	National Wood Products, Inc.'s Against APCO Construction, Inc.]		
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148-JA009156	120
05-31-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]**	**JA006522 JA006540**	**89**
06-01-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]**	**JA006541 JA006550**	**90**
09-28-18	**Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply**	**JA007281-JA007299**	**100**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine***	**JA001178-JA001186**	**22**
07-02-18	**Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs**	**JA007238-JA007245**	**100**
01-03-20	**Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification**	**JA009124-JA009131**	**119**

Date	Description	Bates Number	Volume(s)
01-03-18	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA001187-JA001198**	**22**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion *in Limine* 1-4**	**JA001170-JA001177**	**22**
12-29-17	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion *in Limine* 1-6**	**JA001161-JA001169**	**22**
01-19-18	**Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA005282-JA005283**	**78**
07-12-19	**Order Dismissing Appeal (Case No. 76276)**	**JA007332-JA007334**	**101**
07-02-10	**Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default**	**JA000042-JA000043**	**1**
08-02-17	**Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and *Ex Parte* Application for Order Shortening Time**	**JA000328-JA000342**	**6**
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343-JA00379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380-JA000392	6
11-06-17	**Peel Brimley Lien Claimants' Motion in Limine Nos. 1-6**	**JA000419-JA000428**	**7**
	Exhibit 1 – Notice of Entry of Order	JA000429	7

Date	Description	Bates Number	Volume(s)
		JA000435	
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.'s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC's	JA000436-JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry's Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000501-JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000512-JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC's First Set of Request for Admissions to Camco Pacific Construction	JA000523-JA000533	8
09-28-17	**Peel Brimley Lien Claimants' Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000413-JA00418**	**7**
01-09-18	**Peel Brimley Lien Claimants' Opposition to APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA001552-JA001560**	**27**
06-18-18	**Plaintiff in Intervention National Wood Products, Inc.'s Joinder to Helix Electric of Nevada, LLC's Opposition**	**JA007190-JA007192**	**99**

Date	Description	Bates Number	Volume(s)
	to APCO Construction's Motion for Attorneys' Fees and Costs		
06-15-18	**Plaintiff in Intervention National Wood Products, Inc.'s Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007095-JA007120**	**97/98**
07-19-18	**Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs**	**JA007246-JA007261**	**100**
01-10-18	**Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time**	**JA001561-JA001573**	**27**
01-18-18	**Stipulation and Order Regarding Trial Exhibit Admitted into Evidence**	**JA002199-JA002201**	**36**
	Exhibit 1 – Exhibit List APCO	JA002208-JA002221	36
	Exhibit 2 – Helix Trial Exhibits	JA002222-JA002223	36
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224-JA002242	36/37
	APCO TRIAL EXHIBITS:		
	APCO Related Exhibits:		
	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244-JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283-JA002284	38

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A
	Trial Exhibit 29 - Email from J. Robbins to Subcontractors re: Billing Cut-Off for August Billing	JA002285	39
	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286-JA002306	39
	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307-JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309-JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311-JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313-JA002314	40
	Exhibit 36 and 130 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002315-JA002316	40

Date	Description	Bates Number	Volume(s)
	Trial Exhibits 37 and 131 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002317-JA002318	40
	Trial Exhibits 38 and 132 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002319-JA002320	41
	Trial Exhibit 39 -Email from K. Costen to Subcontractors informing that Manhattan West Project no longer open	JA002321-JA002322	41
	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
	Trial Exhibit 46 - Helix Pay Application No. 16713-008R1 with Proof of Payment	JA002327-JA002345	41
	Trial Exhibit 47 - Helix Pay Application No. 16713-009R1 with Proof of Payment	JA002346-JA002356	41
	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357-JA002358	41
	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359-JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365-JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367-JA002368	42
	Trial Exhibit 52 -Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002369-JA002370	42
	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371-JA002372	42

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373-JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375-JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377-JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379-JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382-JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392-JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406-JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413-JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416-JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418-JA002419	43
	Trial Exhibit 64 - Photo re: Building 2 & 3, West	JA002420-JA002421	43
	Trial Exhibit 65 - Photo re: Building 2 & 3, South	JA002422-JA002423	43
	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424-JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435-JA002436	43

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437-JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439-JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441-JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443-JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445-JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447-JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448-JA002449	43
	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450-JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457-JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting ($27,973.80); Progress Payment No. 7	JA002495-JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498-JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 “pending”	JA002501-JA002503	44

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour	JA002504-JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour with copies of change orders	JA002506-JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527-JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting ($27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530-JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532-JA002533	44
	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534-JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536-JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538-JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550-JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542-JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544-JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546-JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551-JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564-JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO ($33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568-JA002571	44

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572-JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576-JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578-JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580-JA002581	46
	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582-JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592-JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599-JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613-JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652-JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677-JA002713	48

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 171 - Work Order No. 100	JA002714-JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719-JA002730	48
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731-JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746-JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748-JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752-JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772-JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798-JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826-JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029-JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334-JA003338	55
	Helix Trial Exhibits:		

Date	**Description**	**Bates Number**	**Volume(s)**
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57/ 58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61
	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65/66/67/ 68/69/70 /71/72 /73/74/75/ 76/77
01-17-18	**Transcript Bench Trial (Day 1)**[5]	**JA001668- JA001802**	**29/30**
	Trial Exhibit 1 - Grading Agreement ***(Admitted)***	JA001803- JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement ***(Admitted)***	JA001826- JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement ***(Admitted)***	JA001869- JA001884	30
	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone ***(Admitted)***	JA001885- JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001975- JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001979- JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) ***(Admitted)***	JA001981- JA001987	32

[5] Filed January 31, 2018

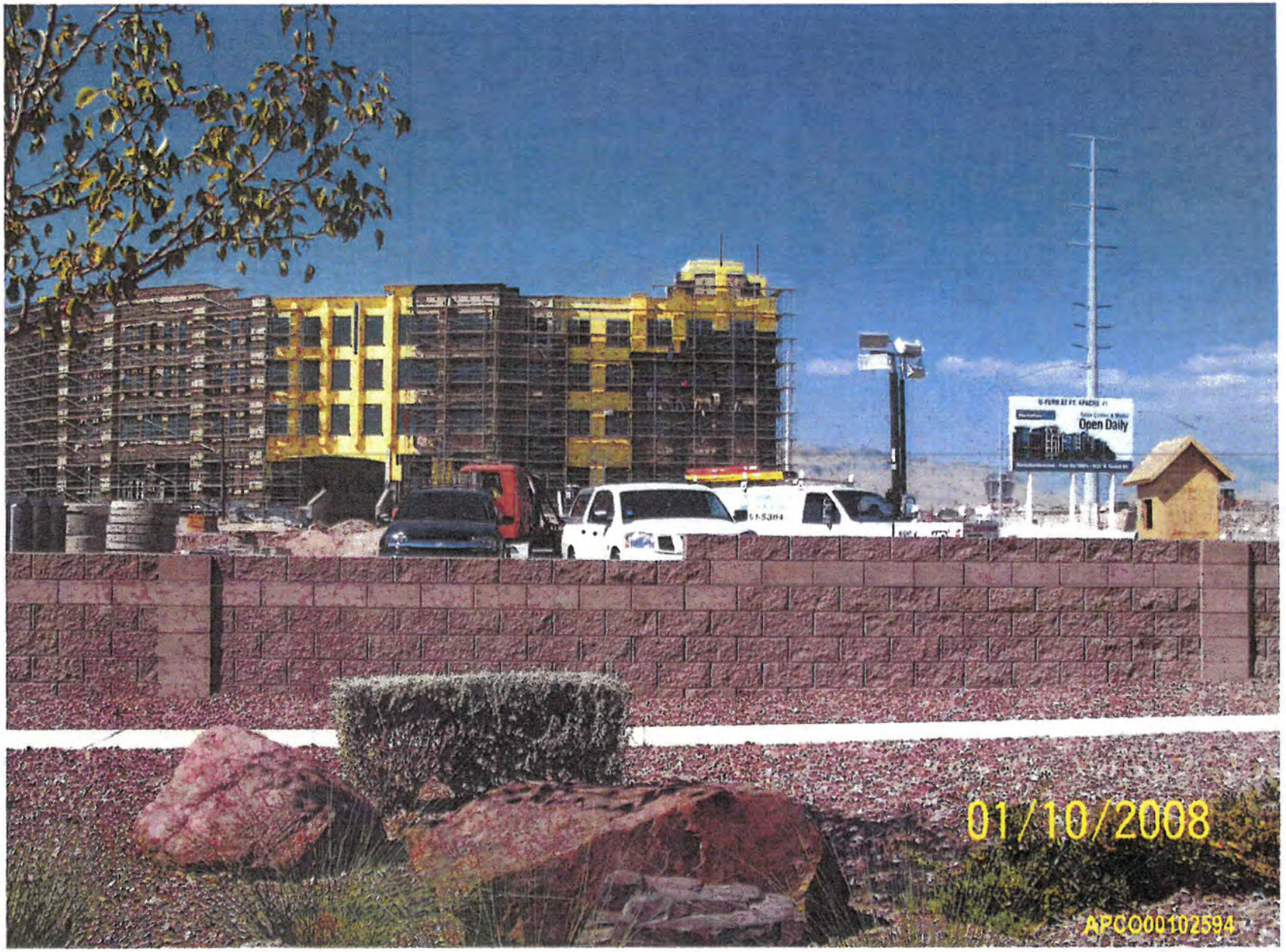
Date	**Description**	**Bates Number**	**Volume(s)**
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) ***(Admitted)***	JA001988-JA002001	32
	Trial Exhibit 14 - Letter from W. Gochnour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause ***(Admitted)***	JA002002-JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices ***(Admitted)***	JA002011-JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks ***(Admitted)***	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract ***(Admitted)***	JA002015-JA002016	33
	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record ***(Admitted)***	JA002017-JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks ***(Admitted)***	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment ***(Admitted)***	JA002025-JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP ***(Admitted)***	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner ***(Admitted)***	JA002082-JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement ***(Admitted)***	JA002121-JA002146	35

Date	**Description**	**Bates Number**	**Volume(s)**
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO ***(Admitted)***	JA002147-JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice ***(Admitted)***	JA002177-JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice ***(Admitted)***	JA002182-JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors ***(Admitted)***	JA002186-JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions ***(Admitted)***	JA002189 – JA002198	36
01-18-18	**Transcript – Bench Trial (Day 2)**[6]	JA005284-JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) ***(Admitted)***	JA005371-JA005623	78/79/80
01-19-18	**Transcript – Bench Trial (Day 3)**[7]	JA005624-JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint ***(Admitted)***	JA005786-JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone ***(Admitted)***	JA005802-JA005804	80
	Trial Exhibit 320 – June-August Billings—not paid to APCO ***(Admitted)***	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec ***(Admitted)***	JA005806-	80

[6] Filed January 31, 201879
[7] Filed January 31, 2018

Date	**Description**	**Bates Number**	**Volume(s)**
	Trial Exhibit 536 – Lien math calculations (handwritten) ***(Admitted)***	JA005807-JA005808	80
	Trial Exhibit 804 – Camco Correspondence ***(Admitted)***	JA005809-JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien ***(Admitted)***	JA005817-JA005819	81
01-24-18	**Transcript – Bench Trial (Day 5)**[8]	**JA005820-JA005952**	81
01-24-19	**Transcript for All Pending Fee Motions on July 19, 2018**	**JA007300-JA007312**	**100/101**

[8] Filed January 31, 2018



PLAINTIFF'S EXHIBIT
69
A571228
JAN 18 2018
PENGAD 800-631-6989

APCO-TR-EX0069-0001
PLTF'S PROPOSED EXHIBIT
NO. 69
Case No. A571228

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PLAINTIFF'S EXHIBIT 70 A571228 JAN 18 2018

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APCO-TR-EX0070-0001
PLTF'S PROPOSED EXHIBIT NO. 70
Case No. A571228

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PLAINTIFF'S EXHIBIT 71 A571228 JAN 18 2018

APCO-TR-EX0071-0001
PLTF'S PROPOSED EXHIBIT NO. 71
Case No. A571228

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PLAINTIFF'S EXHIBIT 72 A571228 JAN 18 2018
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APCO-TR-EX0072-0001
PLTF'S PROPOSED EXHIBIT NO. 72
Case No. A571228

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PLAINTIFF'S EXHIBIT
73
A571228
JAN 18 2018
PENGAD 800-631-6989

APCO-TR-EX0073-0001
PLTF'S PROPOSED EXHIBIT
NO. 73
Case No. A571228

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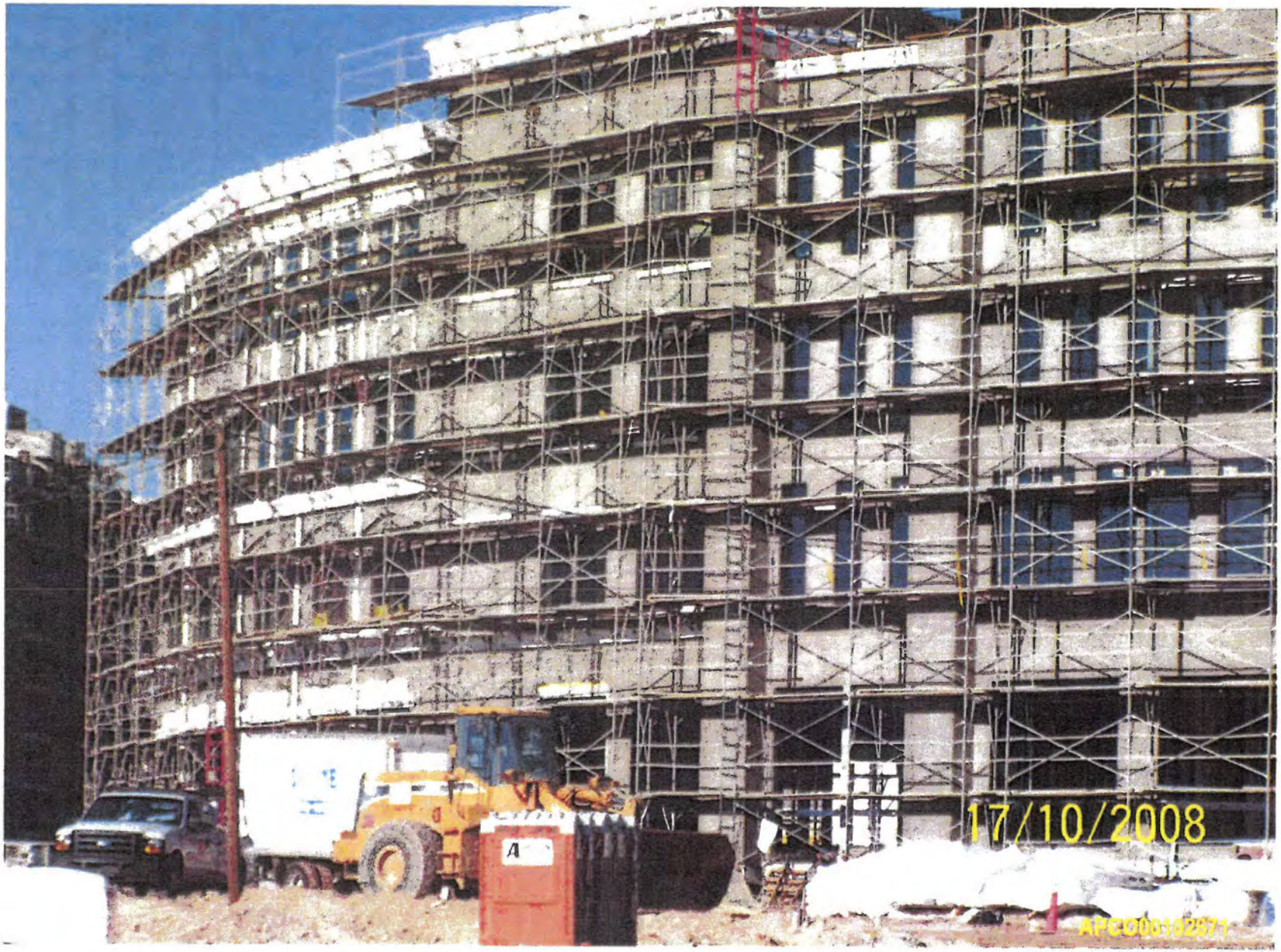

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PLAINTIFF'S EXHIBIT 74 A571228

JAN 18 201

APCO-TR-EX0074-0001
PLTF'S PROPOSED EXHIBIT NO. 74
Case No. A571228

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EVADA CONSTRUCTION SERVICES - TRUST ACCOUNT @71011YJ0 MANHATTANWEST PHASE I CHECK NO. 0531552C

INVOICE	SAT NO.	INV DT	AMOUNT	RETN	NET AMOUNT	DESCRIPTION
CONDOS 16713011 R1		11/18/08	316356.65	37190.00	279166.65	CONDOS ON BHLF OF APCO/CAMCO VOUCHER# SR10.04-00

16713
Andey Rivera
Allen

RECEIVED
NOV 19 2008
HELIX ELECTRIC

JOB # 16713
FILE # 1
OTHER

DETACH AND RETAIN FOR YOUR RECORDS CHK TOTAL:279166.65

VERIFY THE AUTHENTICITY OF THIS MULTI-TONE SECURITY DOCUMENT CHECK BACKGROUND AREA CHANGES COLOR GRADUALLY FROM TOP TO BOTTOM

NEVADA CONSTRUCTION SERVICES
2301 W. BUFFALO DRIVE, SUITE 140
LAS VEGAS, NEVADA 89128
(702) 251-1150

TRUST ACCOUNT @

CHECK NUMBER 0531552
CHECK DATE 11/18/08

THIS CHECK WILL NOT BE HONORED IF PRESENTED 6 MONTHS AFTER THE ISSUE DATE.

PAY ***279,166*DOLLARS*AND*65*CENTS

AMOUNT ***279,166.65*

TO THE ORDER OF
HELIX ELECTRIC OF NEVADA
DBA: HELIX ELECTRIC
3078 E. SUNSET ROAD, STE. 9
LAS VEGAS NV 89120

⑈0531552⑈ ⑆122400724⑆ 04837299⑈

THE ORIGINAL DOCUMENT HAS A WHITE REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO SEE THE MARK WHEN CHECKING THE ENDORSEMENTS

Allen
EXHIBIT NO. 54
J.W. SEID 7/12/11

HELIX00372

PLAINTIFF'S EXHIBIT 75 A571228 7/18/2011
ENGAD 800-631-6989

APCO-TR-EX0075-0001
PLTF'S PROPOSED EXHIBIT NO. 75
Case No. A571228

UNCONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

Property Name: Manhattan West

Property Location: Russell Road/Rocky Hill Street

Undersigned's Customer: Apco Construction/Cameo Pacific Construction Co.

Invoice/Payment Application Number: 16713-011R1

Payment Amount: $ 279,166.65

The undersigned has been paid and has received a progress payment in the above referenced Payment Amount for all work, materials and equipment the undersigned furnished to his Customer for the above described Property and does hereby waive and release any notice of lien, any private bond right, any claim for payment and any rights under any similar ordinance, rule or statute related to payment rights that the undersigned has on the above described Property to the following extent:

This release covers a progress payment for the work, materials and equipment furnished by the undersigned to the Property or to the Undersigned's Customer which are the subject of the Invoice or Payment Application, but only to the extent of the Payment Amount or such portion of the Payment Amount as the undersigned is actually paid, and does not cover any retention withheld, any items, modifications or changes pending approval, disputed items and claims, or items furnished *that are not paid*. The undersigned warrants that he either has already paid or will use the money he receives from this progress payment promptly to pay in full all his laborers, subcontractors, materialmen and suppliers for all the work, materials or equipment that are the subject of this waiver and release.

Dated: October 27, 2008

Helix Electric
(Company Name)

By: Robert D. Johnson

Title: Robert D Johnson, Vice President

Notice: This document waives rights unconditionally and states that you have been paid for giving up those rights. This document is enforceable against you if you sign it to the extent of the Payment Amount or the amount received. If you have not been paid, use a conditional release form.

EVADA CONSTRUCTION SERVICES - TRUST ACCOUNT (B) WA011YJO MANHATTANWEST PHASE I CHECK NO. 530668

INVOICE	CAT NO.	INV. DT	AMOUNT	RETN.	NET AMOUNT	DESCRIPTION
CONDOS						CONDOS
713011		10/24/08	55543.35	.00	55543.35	ON BHLF OF APCO/CAMCO
						VOUCHER# SR10.04-01

16713
Andy Rivera
August Partial

JOB # 16713
FILE # 1
OTHER Part Aug 08

CHK TOTAL: 55543.35

ETACH AND RETAIN FOR YOUR RECORDS

VERIFY THE AUTHENTICITY OF THIS MULTITONE SECURITY DOCUMENT ■ CHECK BACKGROUND AREA CHANGES COLOR GRADUALLY FROM TOP TO BOTTOM

NEVADA CONSTRUCTION SERVICES
2500 N. BUFFALO DRIVE, SUITE 140
LAS VEGAS, NEVADA 89128
(702) 251-1150
TRUST ACCOUNT (B)

BANK OF AMERICA
CHARLESTON HEIGHTS BRANCH
4001 W. CHARLESTON BLVD.
LAS VEGAS, NEVADA 89102
94-72/1224

CONTROL NO. 530668
CHECK NUMBER 530668
CHECK DATE 10/24/08

THIS CHECK WILL NOT BE HONORED IF PRESENTED 6 MONTHS AFTER THE ISSUE DATE.

PAY ****55,543*DOLLARS*AND*35*CENTS

AMOUNT
****55,543.35*

TO THE ORDER OF
HELIX ELECTRIC AND
GEXPRO

D. Vega

"530668" "122400724" 048372999"

THE ORIGINAL DOCUMENT HAS A WHITE REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO SEE THE MARK WHEN CHECKING THE ENDORSEMENTS.

HELIX00374

APCO-TR-EX0075-0003

UNCONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

Property Name: Manhattan West

Property Location: Russell Road/Rocky Hill Street

Undersigned's Customer: Apco Construction/Camco Pacific Construction Co.

Invoice/Payment Application Number: 16713-011R1

Payment Amount: $ 55,543.35

The undersigned has been paid and has received a progress payment in the above referenced Payment Amount for all work, materials and equipment the undersigned furnished to his Customer for the above described Property and does hereby waive and release any notice of lien, any private bond right, any claim for payment and any rights under any similar ordinance, rule or statute related to payment rights that the undersigned has on the above described Property to the following extent:

This release covers a progress payment for the work, materials and equipment furnished by the undersigned to the Property or to the Undersigned's Customer which are the subject of the Invoice or Payment Application, but only to the extent of the Payment Amount or such portion of the Payment Amount as the undersigned is actually paid, and does not cover any retention withheld, any items, modifications or changes pending approval, disputed items and claims, or items furnished *that are not paid*. The undersigned warrants that he either has already paid or will use the money he receives from this progress payment promptly to pay in full all his laborers, subcontractors, materialmen and suppliers for all the work, materials or equipment that are the subject of this waiver and release.

Dated: October 27, 2008

Helix Electric
(Company Name)

By: Robert D. Johnson

Title: Robert D Johnson, Vice President

Notice: This document waives rights unconditionally and states that you have been paid for giving up those rights. This document is enforceable against you if you sign it to the extent of the Payment Amount or the amount received. If you have not been paid, use a conditional release form.

LETTER OF TRANSMITTAL

Helix Electric
CONSTRUCTORS • ENGINEERS

DATE:	9/29/2008	JOB NO.	16713
RE:	Manhattan West		
PWP#:			

TO: Apco Construction
3432 N. 5th Street
North Las Vegas, Nv. 89032
ATTN: Attn: Shawn Bowne

WE ARE SENDING YOU ☐Attached ☐Under separate cover via _____ the following items
☐Shop Drawings ☐Prints ☐Plans ☐Samples ☐Specifications
☐Copy of Letter ☐Change Order ☐_____ ☐Submittals

COPIES	DATE	SECTION	DESCRIPTION
1	8/20/2008		Payment Application Inv # 16713-011R1
1	8/20/2008		Conditional Release 8/31/2008

THESE ARE TRANSMITTED as checked below:
☐For approval ☐Approved as submitted ☐Resubmit _____ copies for approval
☐For your use ☐Approved as noted ☐Submit _____ copies for distribution
☐As requested ☐Returned for corrections ☐Return _____ corrected prints
☐For review and comment ☐_____
☐FOR BIDS DUE _____ 20 _____ ☐PRINTS RETURNED AFTER LOAN TO US

REMARKS:

Name: Edna K Bennett
Title: Project Assistant

PO#
FX# (702) 450-8227

Received by: E Cortez
Printed Name: E Cortez
Date: 9/29/08

HELIX00376

APCO-TR-EX0075-0005

JOB # 16713
FILE # 1
OTHER Apco for lien

Helix Electric
CONSTRUCTORS • ENGINEERS

INVOICE # 16713-011R1
CUSTOMER # 1611

Apco Construction
3432 N. 5th Street
North Las Vegas, Nv. 89032
Attn: Shawn Bowne

INVOICE DATE: 20-Aug-08
PERIOD THRU: 8/31/2008
OUR JOB NO.: 16713
JOB NAME: Manhattan West
YOUR JOB NO.:

ORIGINAL CONTRACT		13,230,000.00
CHANGE ORDER THROUGH #		341,081.00
CONTRACT AMOUNT TO DATE		13,571,081.00
GROSS BILLING	38%	5,131,207.11
PREVIOUSLY BILLED		4,768,307.11
GROSS CURRENT PERIOD		362,900.00
RETENTION	10%	36,290.00
NET AMOUNT DUE THIS PERIOD		326,610.00
OUTSTANDING FROM PRIOR PERIOD		
TOTAL AMOUNT DUE		326,610

Pursuant to B&P code section 7108.5 a penalty of 2% per month of the amount owed, plus attorney's fees if required for collection, shall be assessed to this invoice for payments not received within 10 days of receipt of progress payments from owner.

3078 AE. Sunset Road, #9, Las Vegas, NV 89120 Tel (702) 732-1188 Fax (702) 732-4386
Nevada Contractor's Lisense #0053810

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE

CLERK OF THE COURT

Electronically Filed
04/14/2009 09:40:17 AM

CLERK OF THE COURT

STMT
RICHARD L. PEEL, ESQ.
Nevada Bar No. 4359
MICHAEL J. DAVIDSON, ESQ.
Nevada Bar No. 10332
DALLIN T. WAYMENT, ESQ.
Nevada Bar No. 10270
PEEL BRIMLEY LLP
3333 E. Serene Avenue, Suite 200
Henderson, NV 89074-6571
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Fax: (702) 990-7273
rpeel@peelbrimley.com
mdavidson@peelbrimley.com
dwayment@peelbrimley.com
Attorneys for Helix Electric of Nevada, LLC d/b/a Helix Electric

DISTRICT COURT

CLARK COUNTY, NEVADA

ACCURACY GLASS & MIRROR COMPANY, INC., a Nevada corporation, Plaintiff, vs. ASPHALT PRODUCTS CORP., a Nevada corporation; APCO CONSTRUCTION, a Nevada corporation; CAMCO PACIFIC CONSTRUCTION COMPANY, INC., a California corporation; GEMSTONE DEVELOPMENT WEST, INC., Nevada corporation; FIDELITY AND DEPOSIT COMPANY OF MARYLAND; DOES I through X; ROE CORPORATIONS I through X; BOE BONDING COMPANIES I through X; LOE LENDERS I through X, inclusive, Defendants.	CASE NO.: A 587168 DEPT. NO.: XXII **HELIX ELECTRIC'S STATEMENT OF FACTS CONSTITUTING NOTICE OF LIEN AND THIRD-PARTY COMPLAINT**
HELIX ELECTRIC OF NEVADA, LLC, a Nevada limited-liability company, d/b/a HELIX ELECTRIC, Plaintiff in Intervention, vs. ASPHALT PRODUCTS CORP., a Nevada corporation; APCO CONSTRUCTION, a Nevada corporation; CAMCO PACIFIC CONSTRUCTION COMPANY, INC., a California corporation; GEMSTONE DEVELOPMENT WEST, INC., Nevada corporation; FIDELITY AND DEPOSIT	**EXEMPTION FROM ARBITRATION:** **Title to Real Estate**

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HENDERSON, NEVADA 89074
(702) 990-7272 ♦ FAX (702) 990-7273

PLAINTIFF'S EXHIBIT 77
A571228
JAN 18 2019
ENGAD 800-631-6989

APCO-TR-EX0077-0001
PLTF'S PROPOSED EXHIBIT NO. 77
Case No. A571228

COMPANY OF MARYLAND; DOES I through X; ROE CORPORATIONS I through X; BOE BONDING COMPANIES I through X; LOE LENDERS I through X, inclusive,

Defendants.

HELIX ELECTRIC OF NEVADA, LLC d/b/a HELIX ELECTRIC ("Helix") by and through its attorneys PEEL BRIMLEY LLP, as for its Complaint re Foreclosure ("Complaint") against the above-named defendants complains, avers and alleges as follows:

THE PARTIES

1. Helix is and was at all times relevant to this action a Nevada limited-liability company, duly authorized, licensed and qualified to do business in Clark County, Nevada holding a Nevada State Contractor's license, which license is in good standing.

2. Helix is informed and believes and therefore alleges that Defendant GEMSTONE DEVELOPMENT WEST, INC., Nevada corporation ("Owner") is and was at all times relevant to this action, the owner, reputed owner, or the person, individual and/or entity who claims an ownership interest in that certain real property portions thereof located in Clark County, Nevada and more particularly described as follows:

Manhattan West Condominiums (Project)
Spring Valley
County Assessor Description: See Attached Exhibit 1
SEC 32 TWP 21 RNG 60

and more particularly described as Clark County Assessor Parcel Numbers 163-32-112-001 thru 163-32-112-246, 163-32-101-020, 163-32-101-022 & 163-32-101-023 (formerly known as 163-32-101-019) including all easements, rights-of-way, common areas and appurtenances thereto, and surrounding space may be required for the convenient use and occupation thereof, upon which Owners caused or allowed to be constructed certain improvements (the "Property").

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HENDERSON, NEVADA 89074
(702) 990-7272 ♦ FAX (702) 990-7273

PEE, AMLEY LLP
3333 E. SERENE AVENUE, STE. 200
HENDERSON, NEVADA 89074
(702) 990-7272 ♦ FAX (702) 990-7273

3. The whole of the Property is reasonably necessary for the convenient use and occupation of the improvements.

4. Helix is informed and believes and therefore alleges that Defendant ASPHALT PRODUCTS CORP., a Nevada corporation ("Asphalt"), is and was at all times relevant to this action doing business as a licensed contractor authorized to conduct business in Clark County, Nevada.

5. Helix is informed and believes and therefore alleges that Defendant APCO CONSTRUCTION, a Nevada corporation ("APCO"), is and was at all times relevant to this action doing business as a licensed contractor authorized to conduct business in Clark County, Nevada.

6. Helix is informed and believes and therefore alleges that Defendant CAMCO PACIFIC CONSTRUCTION COMPANY, INC., a California corporation ("CPCC"), is and was at all times relevant to this action doing business as a licensed contractor authorized to conduct business in Clark County, Nevada.

7. Helix is informed and believes and therefore alleges that Defendant, FIDELITY AND DEPOSIT COMPANY OF MARYLAND (hereinafter "CPCC Surety"), was and is a bonding company licensed and qualified to do business as a surety in Nevada.

8. Helix does not know the true names of the individuals, corporations, partnerships and entities sued and identified in fictitious names as DOES 1 through 10, ROE CORPORATIONS 1 through 10, BOE BONDING COMPANIES 1 through 10 and LOE LENDERS 1 through 10. Helix alleges that such Defendants claim an interest in or to the Properties, and/or are responsible for damages suffered by Helix as more fully discussed under the claims for relief set forth below. Helix will request leave of this Honorable Court to amend

this Complaint to show the true names and capacities of each such fictitious Defendant when Helix discovers such information.

FIRST CAUSE OF ACTION
(Breach of Contract against Asphalt and APCO)

9. Helix repeats and realleges each and every allegation contained in the preceding paragraphs of this Complaint, incorporates them by reference, and further alleges as follows:

10. On or about April 17, 2007 Helix entered into an Agreement with Asphalt and APCO (the "APCO Agreement") to provide certain electrical related work, materials and equipment (the "Work") for the Property located in Clark County, Nevada.

11. Helix furnished the Work for the benefit of and at the specific instance and request of Asphalt and APCO and/or Owner.

12. Pursuant to the Agreement, Helix was to be paid an amount in excess of Ten Thousand Dollars ($10,000.00) (hereinafter "Outstanding Balance") for the Work.

13. Helix furnished the Work and has otherwise performed its duties and obligations as required by the Agreement.

14. Asphalt and APCO has breached the Agreement by, among other things:

a. Failing and/or refusing to pay the monies owed to Helix for the Work;

b. Failing to adjust the Agreement price to account for extra and/or changed work, as well as suspensions and delays of Work caused or ordered by the Defendants and/or their representatives;

c. Failing to promptly recognize and grant time extensions to reflect additional time allowable under the Agreement and permit related adjustments in scheduled performance;

d. Failing and/or refusing to comply with the Agreement and Nevada law; and

e. Negligently or intentionally preventing, obstructing, hindering or interfering with Helix's performance of the Work.

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15. Helix is owed an amount in excess of Ten Thousand Dollars ($10,000.00) for the Work.

16. Helix has been required to engage the services of an attorney to collect the Outstanding Balance, and Helix is entitled to recover its reasonable costs, attorney's fees and interest therefore.

SECOND CAUSE OF ACTION
(Breach of Contract against CPCC)

17. Helix repeats and realleges each and every allegation contained in the preceding paragraphs of this Complaint, incorporates them by reference, and further alleges as follows:

18. On or about September 4, 2008, Helix entered into the Ratification and Amendment of Subcontract Agreement ("Ratification Agreement") with CPCC, who replaced Asphalt and APCO as the general contractor on the Project, to continue the Work for the Property.

19. Helix furnished the Work for the benefit of and at the specific instance and request of CPCC and/or Owner.

20. Pursuant to the Ratification Agreement, Helix was to be paid an amount in excess of Ten Thousand Dollars ($10,000.00) (hereinafter "Outstanding Balance") for the Work.

21. Helix furnished the Work and has otherwise performed its duties and obligations as required by the Ratification Agreement.

22. CPCC has breached the Ratification Agreement by, among other things:

a. Failing and/or refusing to pay the monies owed to Helix for the Work;

b. Failing to adjust the Agreement price to account for extra and/or changed work, as well as suspensions and delays of Work caused or ordered by the Defendants and/or their representatives;

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c. Failing to promptly recognize and grant time extensions to reflect additional time allowable under the Ratification Agreement and permit related adjustments in scheduled performance;

d. Failing and/or refusing to comply with the Ratification Agreement and Nevada law; and

e. Negligently or intentionally preventing, obstructing, hindering or interfering with Helix's performance of the Work.

23. Helix is owed an amount in excess of Ten Thousand Dollars ($10,000.00) for the Work.

24. Helix has been required to engage the services of an attorney to collect the Outstanding Balance, and Helix is entitled to recover its reasonable costs, attorney's fees and interest therefore.

THIRD CAUSE OF ACTION
(Breach of Implied Covenant of Good Faith & Fair Dealing Against Asphalt, APCO & CPCC)

25. Helix repeats and realleges each and every allegation contained in the preceding paragraphs of this Complaint, incorporates them by reference, and further alleges as follows:

26. There is a covenant of good faith and fair dealing implied in every agreement, including the APCO Agreement and the Ratification Agreement.

27. Asphalt and APCO breached its duty to act in good faith by performing the APCO Agreement in a manner that was unfaithful to the purpose of the APCO Agreement, thereby denying Helix's justified expectations.

28. CPCC breached its duty to act in good faith by performing the Ratification Agreement in a manner that was unfaithful to the purpose of the Ratification Agreement, thereby denying Helix's justified expectations.

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29. Due to the actions of Asphalt, APCO and CPCC, Helix suffered damages in an amount to be determined at trial for which Helix is entitled to judgment plus interest.

30. Helix has been required to engage the services of an attorney to collect the Outstanding Balance, and Helix is entitled to recover its reasonable costs, attorney's fees and interest therefore.

FOURTH CAUSE OF ACTION
(Unjust Enrichment or in the Alternative Quantum Meruit – Against All Defendants)

31. Helix repeats and realleges each and every allegation contained in the preceding paragraphs of this Complaint, incorporates them by reference, and further alleges as follows:

32. Helix furnished the Work for the benefit of and at the specific instance and request of the Defendants.

33. As to Asphalt, APCO and CPCC, this cause of action is being pled in the alternative.

34. The Defendants accepted, used and enjoyed the benefit of the Work.

35. The Defendants knew or should have known that Helix expected to be paid for the Work.

36. Helix has demanded payment of the Outstanding Balance.

37. To date, the Defendants have failed, neglected, and/or refused to pay the Outstanding Balance.

38. The Defendants have been unjustly enriched, to the detriment of Helix.

39. Helix has been required to engage the services of an attorney to collect the Outstanding Balance, and Helix is entitled to recover its reasonable costs, attorney's fees and interest therefore.

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PEEL MILEY LLP
3333 E. SERENE AVENUE, STE. 200
HENDERSON, NEVADA 89074
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(702) 990-7272 ♦ FAX (702) 990-7273

FIFTH CAUSE OF ACTION
(Foreclosure of Mechanic's Lien)

40. Helix repeats and realleges each and every allegation contained in the preceding paragraphs of this Complaint, incorporates them by reference, and further alleges as follows:

41. The provision of the Work was at the special instance and request of the Defendants for the Property.

42. As provided at NRS 108.245 and common law, the Defendants had knowledge of Helix's delivery of the Work to the Property or Helix provided a Notice of Right to Lien.

43. Helix demanded payment of an amount in excess of Ten Thousand and no/100 Dollars ($10,000.00), which amount remains past due and owing.

44. On or about January 12, 2009, Helix timely recorded a Notice of Lien in Book 20090112 of the Official Records of Clark County, Nevada, as Instrument No. 0002864 (the "Original Lien").

45. On or about January 29, 2009, Helix timely recorded an Amended Notice of Lien in Book 20090129 of the Official Records of Clark County, Nevada, as Instrument No. 0000237 (the "Amended Lien").

46. The Original Lien and Amended Lien are hereinafter referred to as the "Liens".

47. The Liens were in writing and were recorded against the Property for the outstanding balance due to Helix in the amount of Three Million One Hundred Eighty-Six Thousand One Hundred Two and 67/100 Dollars ($3,186,102.67).

48. The Liens were served upon the Owner and/or its authorized agents, as required by law.

49. Helix is entitled to an award of reasonable attorney's fees, costs and interest on the Outstanding Balance, as provided in Chapter 108 of the Nevada Revised Statutes.

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HENDERSON, NEVADA 89074
(702) 990-7272 ♦ FAX (702) 990-7273

SIXTH CAUSE OF ACTION
(Claim of Priority)

50. Helix repeats and realleges each and every allegation contained in the preceding paragraphs of this Complaint, incorporates them by reference, and further alleges as follows:

51. Helix is informed and believes and therefore alleges that construction on the Property commenced before the recording of Defendant LOE LENDERS' Deed(s) of Trust and/or other interest(s) in the Property.

52. Helix's claim against the Property is superior to the claim(s) of LOE LENDERS and/or any other Defendant.

53. Helix has been required to engage the services of an attorney to collect the Outstanding Balance due and owing for the Work, and Helix is entitled to recover its reasonable costs, attorney's fees and interest therefore.

SEVENTH CAUSE OF ACTION
(Claim Against Bond – CPCC Surety)

54. Helix repeats and realleges each and every allegation contained in the preceding paragraphs of this Complaint, incorporates them by reference, and further alleges as follows:

55. Prior to the events giving rise to this Complaint, the CPCC Surety issued License Bond No. 8739721 (hereinafter the "Bond") in the sum of Fifty Thousand Dollars ($50,000.00).

56. CPCC is named as principal and CPCC Surety is named as surety on the Bond.

57. The Bond was provided pursuant to the requirements of NRS 624.270, which Bond was in force during all times relevant to this action.

58. Helix furnished the Work as stated herein and has not been paid for the same. Helix therefore claims payment on said Bond.

59. The CPCC Surety is obligated to pay Helix the sums due.

60. Demand for the payment of the sums due to Helix has been made, but CPCC and the CPCC Surety have failed, neglected and refused to pay the same to Helix.

61. CPCC and the CPCC Surety owe Helix the penal sum of the Bond.

62. Helix was required to engage the services of an attorney to collect the Outstanding Balance due and owing to Helix and Helix is entitled to recover its reasonable attorney's fees and costs therefore.

EIGHTH CAUSE OF ACTION
(Violation of NRS 624)

63. Helix repeats and realleges each and every allegation contained in the preceding paragraphs of this Complaint, incorporates them by reference, and further alleges as follows:

64. NRS 624.606 to 624.630, et. seq. (the "Statute") requires contractors (such as Asphalt and APCO and/or CPCC), to, among other things, timely pay their subcontractors (such as Helix), as provided in the in the Statute.

65. In violation of the Statute, Asphalt and APCO and/or CPCC have failed and/or refused to timely pay Helix monies due and owing.

66. Asphalt's and APCO's and/or CPCC's violation of the Statute constitutes negligence per se.

67. By reason of the foregoing, Helix is entitled to a judgment against Asphalt and APCO and/or CPCC in the amount of the Outstanding Balance

68. Helix has been required to engage the services of an attorney to collect the Outstanding Balance and Helix is entitled to recover its reasonable costs, attorney's fees and interests therefore.

WHEREFORE, Helix prays that this Honorable Court:

1. Enters judgment against the Defendants, and each of them, jointly and severally, in the Outstanding Balance amount;

PEEL AMLEY LLP
3333 E. SERENE AVENUE, STE. 200
HENDERSON, NEVADA 89074
(702) 990-7272 • FAX (702) 990-7273

2. Enters a judgment against Defendants, and each of them, jointly and severally, for Helix's reasonable costs and attorney's fees incurred in the collection of the Outstanding Balance, as well as an award of interest thereon;

3. Enter a judgment declaring that Helix has valid and enforceable mechanic's liens against the Property, with priority over all Defendants, in an amount of the Outstanding Balance;

4. Adjudge a lien upon the Property for the Outstanding Balance, plus reasonable attorneys fees, costs and interest thereon, and that this Honorable Court enter an Order that the Property, and improvements, such as may be necessary, be sold pursuant to the laws of the State of Nevada, and that the proceeds of said sale be applied to the payment of sums due Helix herein; and

5. For such other and further relief as this Honorable Court deems just and proper in the premises.

Dated this 14 day of April 2009.

PEEL BRIMLEY LLP

RICHARD L. PEEL, ESQ.
Nevada Bar No. 4359
MICHAEL J. DAVIDSON, ESQ.
Nevada Bar No. 10332
DALLIN T. WAYMENT, ESQ.
Nevada Bar No. 10270
3333 E. Serene Avenue, Suite 200
Henderson, Nevada 89074-6571
Telephone: (702) 990-7272
Fax: (702) 990-7273
rpeel@peelbrimley.com
mdavidson@peelbrimley.com
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Attorneys for Helix Electric of Nevada, LLC d/b/a Helix Electric

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EXHIBIT 1
Manhattan West
Spring Valley

County Assessor Parcel Nos.: 163-32-112-001 thru 163-32-112-246,
163-32-101-020, 163-32-101-022 & 163-32-101-023
(formerly known as 163-32-101-019)

Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-001 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 101 Block 2 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-002 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 102 Block 2 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-003 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 201 Block 2 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-004 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 301 Block 2 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-005 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 401 Block 2 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-006 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 101 Block 3 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-007 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 102 Block 3 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-008 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 201 Block 3 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-009 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 301 Block 3 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-010 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 401 Block 3 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-011 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 101 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-012 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 102 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-013 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 103 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-014 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 201 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-015 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 202 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-016 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 203 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-017 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 204 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-018 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 205 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-019 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 206 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-020 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 207 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-021 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 208 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-022 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 209 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-023 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 210 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-024 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 301 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-025 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 302 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-026 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 303 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-027 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 304 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-028 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 305 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-029 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 306 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-030 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 307 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-031 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 308 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-032 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 309 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-033 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 310 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-034 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 401 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-035 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 402 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-036 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 403 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-037 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 404 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-038 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 405 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-039 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 406 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-040 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 407 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-041 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 408 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-042 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 409 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-043 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 410 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-044 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 501 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-045 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 502 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-046 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 503 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-047 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 504 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-048 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 505 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-049 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 506 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-050 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 507 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-051 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 508 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-052 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 509 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-053 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 510 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-054 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 601 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-055 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 602 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-056 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 604 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-057 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 604 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-058 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 605 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-059 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 606 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-060 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 607 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-061 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 608 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-062 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 609 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-063 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 610 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-064 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 701 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-065 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 702 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-066 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 703 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-067 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 704 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-068 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 705 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-069 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 706 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-070 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 707 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-071 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 708 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-072 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 709 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-073 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 710 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-074 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 801 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-075 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 802 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-076 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 803 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-077 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 804 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-078 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 805 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-079 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 806 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-080 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 807 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-081 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 808 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-082 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 809 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-083 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 810 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-084 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 902 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-085 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 903 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-086 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 904 Block 7 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-087 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 101 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-088 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 12 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-089 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 103 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-090 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 104 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-091 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 105 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-092 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 106 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-093 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 107 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-094 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 108 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-095 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 109 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-096 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 110 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-097 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 111 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-098 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 112Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-099 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 113 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-100 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 114 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-101 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 115 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-102 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 116 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-103 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 117 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-104 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 118 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-105 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 119 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-106 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 120 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-107 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 201 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-108 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 202 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-109 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 203 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-110 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 204 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-111 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 205 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-112 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 206 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-113 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 207 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-114 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 208 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-115 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 209 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-116 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 210 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-117 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 211 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-118 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 212 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-119 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 213 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-120 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 214 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-121 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 215 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-122 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 216 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-123 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 217 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-124 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 218 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-125 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 219 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-126 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 220 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-127 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 301 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-128 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 302 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

*Lien Claimant has provided the best estimate of the amount owed to Lien Claimant with respect to materials or equipment furnished by Lien Claimant for the improvement of the property. Lien Claimant reserves the right to amend or modify the amount owed at Lien Claimant's discretion.

Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-129 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 303 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-130 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 304 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-131 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 305 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-132 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 306 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-133 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 307 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-134 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 308 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-135 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 309 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-136 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 310 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-137 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 311 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-138 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 312 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-139 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 313 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-140 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 314 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-141 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 315 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-142 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 316 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-143 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 317 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-144 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 318 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-145 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 319 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-146 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 320 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-147 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 401 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-148 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 402 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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IN THE SUPREME COURT OF THE STATE OF NEVADA

Supreme Court Case No. 77320
***Consolidated with* 80508**

HELIX ELECTRIC OF NEVADA, LLC,

Appellant,

v.

APCO CONSTRUCTION, INC., A NEVADA CORPORATION,

Respondent.

JOINT APPENDIX
VOLUME 44

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Docket 77320 Document 2020-38034

CHRONOLOGICAL APPENDIX OF EXHIBITS

Date	Description	Bates Number	Volume(s)
06-24-09	**Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint**	**JA000001-JA000015**	**1**
08-05-09	**APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint**	**JA000016 – JA000030**	**1**
04-26-10	**CAMCO and Fidelity's Answer and CAMCO's Counterclaim**	**JA000031-JA000041**	**1**
07-02-10	**Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default**	**JA000042-JA000043**	**1**
06-06-13	**APCO's Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO's Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time**	**JA000044-JA000054**	**1**
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (I) APCO's Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO's Motion for Judgment Against Gemstone Only	JA000055-JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317-JA000326	6

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06-13-13	**Docket Entry and Minute Order Granting APCO's Motion for Summary Judgment Against Gemstone**	**JA000327**	**6**
08-02-17	**Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and *Ex Parte* Application for Order Shortening Time**	**JA000328-JA000342**	**6**
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343-JA00379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380-JA000392	6
08-21-17	**APCO Construction's Opposition to Peel Brimley Lien Claimants' Partial Motion for Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000393-JA000409**	**6/7**
	Exhibit A – Excerpt from 30(b)(6) Witness for Helix Electric of Nevada, LLC taken July 20, 2017	JA000410-JA000412	7
09-28-17	**Peel Brimley Lien Claimants' Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000413-JA00418**	**7**
11-06-17	**Peel Brimley Lien Claimants' Motion in Limine Nos. 1-6**	**JA000419-JA000428**	**7**

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	Exhibit 1 – Notice of Entry of Order	JA000429 JA000435	7
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.'s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC's	JA000436-JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry's Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000501-JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000512-JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC's First Set of Request for Admissions to Camco Pacific Construction	JA000523-JA000533	8
11-06-17	**Helix Electric of Nevada's Motion *in Limine* Nos. 1-4**	**JA000534-JA000542**	**8**
	Exhibit 1 – Notice of Entry of Order	JA000543-JA000549	8
	Exhibit 2 – Helix Electric of Nevada, LLC's Amended Notice of 30(b)(6) Deposition of APCO Construction	JA000550 JA000558	8/9

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	Exhibit 3 - Excerpts from Brian Benson Deposition Transcript taken June 5, 2017	JA000559 JA000574	9
	Exhibit 4 – Excerpts from Mary Jo Allen's Deposition Transcript taken July 18, 2017	JA000575- JA000589	9
11-06-17	**APCO Construction, Inc.'s Omnibus Motion *in Limine***	**JA000590 JA000614**	**9**
	Exhibit 1 – Second Amended Notice of taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA000615- JA000624	9
	Exhibit 2 – Zitting Brothers Construction, Inc.'s Motion for Partial Summary Judgment Against APCO Construction	JA000625- JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting's Deposition Transcript taken October 27, 2017	JA000647- JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679- JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731- JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809- JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827- JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832- JA000837	12
	Exhibit 9 – Email from Eric Zimbelman dated October 17, 2017	JA000838- JA000844	12
	Exhibit 10 – Special Master Report, Recommendation and District Court Order	JA00845- JA000848	12

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	Exhibit 11 – Plaintiff in Intervention, National Wood Products, Inc.'s Initial Disclosures Pursuant to NRCP 16.1	JA000849-JA000856	12
	Exhibit 12 – Plaintiff in Intervention, National Wood Products, Inc.'s First Supplemental Disclosures Pursuant to NRCP 16.1	JA000857-JA000864	12
	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865-JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC's 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874-JA000897	12
11-14-17	**Camco Pacific Construction Company, Inc.'s Opposition to Lien Claimants' Motions in Limine Nos. 1-6**	**JA000898-JA000905**	**12**
	Exhibit A – Nevada Construction Services Cost Plus GMP Contract Disbursement Agreement	JA000906-JA000907	12
	Exhibit B – Scott Financial Corporation's April 28, 2009 letter to the Nevada State Contractor's Board	JA000908-JA000915	2/13
	Exhibit C – E-mail from Alex Edelstein dated December 15, 2008 Re: Letter to Subs	JA000916-JA000917	13
	Exhibit D – Camco Pacific's letter dated December 22, 2008	JA000918-JA000920	13
	Exhibit E – Order Approving Sale of Property	JA000921-JA000928	13

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11-14-17	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC's Motions *in Limine* Nos. 1-4**	**JA000929-JA000940**	**13/14**
	Exhibit 1 – Excerpts from the Deposition Transcript of Mary Jo Allen taken July 18, 2017	JA000941-JA000966	14/15/16
	Exhibit 2 – Helix Electric's Manhattan West Billing/Payment Status through August 2008	JA000967-JA000969	16/17
	Exhibit 3 – Excerpts from the Deposition Transcript of Andrew Rivera taken July 20, 2017	JA000970-JA000993	17/18/19
11-14-17	**Helix Electric of Nevada's Opposition to APCO Construction's Omnibus Motion *in Limine***	**JA000994-JA001008**	**20**
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	Exhibit 2 - Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001043-JA001055	20
	Exhibit 3 – Special Master Order Requiring Completion of Questionnaire	JA001056-JA001059	20
	Exhibit 4 – Excerpts from the Deposition Transcript of the 30(b)(6) Witness for Helix Electric of Nevada taken July 20, 2017	JA001060-JA001064	20
	Exhibit 5 - Excerpts from the Deposition Transcript of David E. Parry taken June 20, 2017	JA001065 JA001132	20/21
11-15-17	**APCO Construction, Inc.'s Reply in Support of its Omnibus *Motion in Limine***	**JA001133 JA001148**	**21**

Date	Description	Bates Number	Volume(s)
	Exhibit 1 – Special Master Report Regarding Discovery Status	JA001149-JA001151	21
	Exhibit 2 – Notice of Taking NRCP Rule 30(b)(6) Deposition of the Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA001152-JA001160	21
12-29-17	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion *in Limine* 1-6**	**JA001161-JA001169**	**22**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion *in Limine* 1-4**	**JA001170-JA001177**	**22**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine***	**JA001178-JA001186**	**22**
01-03-18	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA001187-JA001198**	**22**
01-04-18	**Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time**	**JA001199-JA001217**	**22**
	Exhibit 1 – Subcontract Agreement (Helix Electric of Nevada, LLC)	JA001218-JA001245	22/23/24
	Exhibit 2 – Subcontract Agreement (Zitting Brothers)	JA001246-JA001263	24

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	Exhibit 3 – Subcontract Agreement (CabineTec)	JA001264-JA001281	24/25
	Exhibit 4 – Amended Notice of Lien	JA001282-JA001297	25
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	Exhibit 6 – Notice of Lien	JA001310-JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314-JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377-JA001380	26
	Exhibit 9 – Order Denying *En Banc* Reconsideration	JA001381-JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386-JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393-JA001430	26
	Exhibit 12 – Order Big D Construction Corp.'s Motion for Attorney's Fees, Costs and Interest Pursuant to Judgment	JA001431-JA001435	26
	Exhibit 13 – Appellant's Opening Brief (Padilla v. Big D)	JA001436-JA001469	26
	Exhibit 14 – Respondent's Answering Brief	JA001470-JA001516	26/27
	Exhibit 15 – Appellant's Reply Brief (Padilla v. Big D)	JA001517-JA001551	27
01-09-18	**Peel Brimley Lien Claimants' Opposition to APCO Construction's Motion for Reconsideration of Order**	**JA001552-JA001560**	**27**

Date	Description	Bates Number	Volume(s)
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01-10-18	**Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time**	**JA001561-JA001573**	**27**
01-12-18	**Joint Pre-Trial Memorandum [for APCO Construction, Inc., the Peel Brimley Lien Claimants and National Wood Products, LLC ONLY]**	**JA001574-JA001594**	**27/28**
	Exhibit 1 – Exhibit List APCO	JA001595-JA001614	28
	Exhibit 2 – Helix Trial Exhibits	JA001615-JA001616	28
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA001617-JA001635	28
	Exhibit 4 – Cactus Rose Trial Exhibits	JA001636-JA001637	28
	Exhibit 5 – Heinaman Trial Exhibits	JA001638-JA001639	28
	Exhibit 6 – Fast Glass Trial Exhibits	JA001640-JA001641	28
	Exhibit 7 – SWPPP Trial Exhibits	JA001642-JA001643	28
	Exhibit 8 - Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine*	JA001644-JA001647	28

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	Exhibit 9 - Amended *nunc pro tunc* order regarding APCO Construction, Inc.'s Omnibus Motion *in Limine* No. 7	JA001648-JA001650	28
	Exhibit 10 - Order Granting in Part and Denying in part Helix Electric of Nevada, LLC's Motions *in Limine* 1-4 (Against APCO Construction)	JA001651-JA001653	28
	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654-JA001657	28
	Exhibit 12 - Order Granting Plaintiff in Intervention, National Wood Products, Inc.'s Motion *in Limine*	JA001658-JA001660	28
	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661-JA00167	28/9/29
01-17-18	**Transcript Bench Trial (Day 1)**[1]	**JA001668-JA001802**	**29/30**
	Trial Exhibit 1 - Grading Agreement ***(Admitted)***	JA001803-JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement ***(Admitted)***	JA001826-JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement ***(Admitted)***	JA001869-JA001884	30

[1] Filed January 31, 2018

Date	**Description**	**Bates Number**	**Volume(s)**
	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone ***(Admitted)***	JA001885-JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001975-JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001979-JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) ***(Admitted)***	JA001981-JA001987	32
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) ***(Admitted)***	JA001988-JA002001	32
	Trial Exhibit 14 - Letter from W. Gochnour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause ***(Admitted)***	JA002002-JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices ***(Admitted)***	JA002011-JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks ***(Admitted)***	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract ***(Admitted)***	JA002015-JA002016	33

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	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record ***(Admitted)***	JA002017-JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks ***(Admitted)***	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment ***(Admitted)***	JA002025-JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP ***(Admitted)***	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner ***(Admitted)***	JA002082-JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement ***(Admitted)***	JA002121-JA002146	35
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO ***(Admitted)***	JA002147-JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice ***(Admitted)***	JA002177-JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice ***(Admitted)***	JA002182-JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors ***(Admitted)***	JA002186-JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions ***(Admitted)***	JA002189 – JA002198	36

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01-18-18	**Stipulation and Order Regarding Trial Exhibit Admitted into Evidence**	**JA002199-JA002201**	**36**
	Exhibit 1 – Exhibit List APCO	JA002208-JA002221	36
	Exhibit 2 – Helix Trial Exhibits	JA002222-JA002223	36
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224-JA002242	36/37
	APCO TRIAL EXHIBITS:		
	APCO Related Exhibits:		
	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244-JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283-JA002284	38
	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A

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	Trial Exhibit 29 - Email from J. Robbins to Subcontractors re: Billing Cut-Off for August Billing	JA002285	39
	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286-JA002306	39
	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307-JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309-JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311-JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313-JA002314	40
	Exhibit 36 and 130 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002315-JA002316	40
	Trial Exhibits 37 and 131 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002317-JA002318	40
	Trial Exhibits 38 and 132 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002319-JA002320	41

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	Trial Exhibit 39 -Email from K. Costen to Subcontractors informing that Manhattan West Project no longer open	JA002321-JA002322	41
	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
	Trial Exhibit 46 - Helix Pay Application No. 16713-008R1 with Proof of Payment	JA002327-JA002345	41
	Trial Exhibit 47 - Helix Pay Application No. 16713-009R1 with Proof of Payment	JA002346-JA002356	41
	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357-JA002358	41
	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359-JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365-JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367-JA002368	42
	Trial Exhibit 52 -Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002369-JA002370	42
	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371-JA002372	42

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373-JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375-JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377-JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379-JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382-JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392-JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406-JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413-JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416-JA002417	43
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	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424-JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435-JA002436	43
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	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441-JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443-JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445-JA002446	43
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	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450-JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457-JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting ($27,973.80); Progress Payment No. 7	JA002495-JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498-JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 "pending"	JA002501-JA002503	44
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour	JA002504-JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour with copies of change orders	JA002506-JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527-JA002528	44
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	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550-JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542-JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544-JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546-JA002550	44
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	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564-JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO ($33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568-JA002571	44
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572-JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576-JA002577	45/46
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	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582-JA002591	46
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	National Wood Products Related Exhibits:		
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	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613-JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652-JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677-JA002713	48
	Trial Exhibit 171 - Work Order No. 100	JA002714-JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719-JA002730	48

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	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731-JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746-JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748-JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752-JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772-JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798-JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826-JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029-JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334-JA003338	55
	Helix Trial Exhibits:		
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57 /58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733-JA003813	60/61

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	Trial Exhibit 510 - Unsigned Subcontract	JA003814-JA003927	61/62
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	Trial Exhibit 522 - Camco Billing	JA004035-JA005281	63/64/65/66/67/68/69/70/71/72/73/74/75/76/77
01-19-18	**Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA005282-JA005283**	**78**
01-18-18	**Transcript – Bench Trial (Day 2)[2]**	JA005284-JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) ***(Admitted)***	JA005371-JA005623	78/79/80
01-19-18	**Transcript – Bench Trial (Day 3)[3]**	JA005624-JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint ***(Admitted)***	JA005786-JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone ***(Admitted)***	JA005802-JA005804	80

[2] Filed January 31, 201879
[3] Filed January 31, 2018

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	Trial Exhibit 320 – June-August Billings—not paid to APCO ***(Admitted)***	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec ***(Admitted)***	JA005806-	80
	Trial Exhibit 536 – Lien math calculations (handwritten) ***(Admitted)***	JA005807-JA005808	80
	Trial Exhibit 804 – Camco Correspondence ***(Admitted)***	JA005809-JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien ***(Admitted)***	JA005817-JA005819	81
01-24-18	**Transcript – Bench Trial (Day 5)[4]**	**JA005820-JA005952**	81
03-08-18	**Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law**	**JA005953-JA005985**	**81**
03-08-18	**Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law**	**JA005986-JA006058**	**8/821**
03-08-18	**APCO Construction Inc.'s Post-Trial Brief**	**JA006059-JA006124**	**82/83**
03-23-18	**APCO Opposition to Helix Electric of Nevada, LLC's Findings of Fact and Conclusions of Law**	**JA006125-JA006172**	**83/84**
03-23-18	**Helix Electric of Nevada, LLC's Responses to APCO Construction's Post-Trial Brief**	**JA006173-JA006193**	**84**
04-25-18	**Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO**	**JA006194-JA006264**	**84/85**

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05-08-18	**APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc**.	**JA006265-JA006284**	**85**
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285-JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357-JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370-JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386-JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399-JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403-JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407-JA006411	87
	Exhibit 7A – Billing Entries	JA006412-JA006442	87/88

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	Exhibit 7B – Time Recap	JA006443-JA006474	88
	Exhibit 8 – Declaration of Cody S. Mounteer, Esq. in Support of Motion for Attorney's Fees and Costs	JA006475-JA006478	88
	Exhibit 9 – APCO Construction, Inc.'s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479-JA006487	88
	Exhibit 10 – Depository Index	JA006488-JA006508	88/89
05-08-18	**Helix Electric of Nevada, LLC's Motion to Retax Costs Re: Defendant APCO Construction's Memorandum of Costs and Disbursements**	**JA006509-JA006521**	**89**
05-31-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]**	**JA006522 JA006540**	**89**
06-01-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]**	**JA006541 JA006550**	**90**
06-01-18	**Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs**	**JA006551-JA006563**	**90**
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564-JA006574	90

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	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575-JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581-JA006601	90
	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA006583-JA006588	90
	Exhibit 5 – Summary of Fees	JA006589-JA006614	90
06-15-18	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Motions to Retax Costs**	**JA006615-JA006637**	**90/9**1
	Exhibit 1-A Declaration of Mary Bacon in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006635 JA006638	91
	Exhibit 1-B – Declaration of Cody Mounteer in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006639-JA006916	91/92/93 94/95/96
06-15-18	**Helix Electric of Nevada, LLC's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA006917 – JA006942**	**96**
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943-JA006948	96

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	Exhibit 2 – Notice of Entry of Denying APCO Construction's Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949-JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955-JA006958	96
	Exhibit 4 – Order Denying *En Banc* Reconsideration	JA006959-JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA006964-JA006978	96
	Exhibit 6A – Interstate Plumbing and Air Conditioning, LLC's Response to Special Master Questionnaire	JA006977-JA006980	96
	Exhibit 6B – Nevada Prefab Engineers, Inc.'s Response to Special Master Questionnaire	JA006981-JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.'s Response to Special Master Questionnaire	JA006985-JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal's Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC's Special Master Questionnaire	JA007002-JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006-JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037-JA007060	97

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	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042-JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff's Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054-JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057-JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine*	JA007060-JA007088	97
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion in Limine (against APCO Construction)	JA007070-JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions' Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079-JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary	JA007085-JA007087	97

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	Judgment Precluding Defenses Based on Pay-if-Paid Agreements		
	Exhibit 15 – Notice of Association of Counsel	JA007088-JA007094	97
06-15-18	**Plaintiff in Intervention National Wood Products, Inc.'s Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007095-JA007120**	**97/98**
06-15-18	**Declaration of S. Judy Hirahara in support of National Woods's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007121-JA007189**	**98**
06-18-18	**Plaintiff in Intervention National Wood Products, Inc.'s Joinder to Helix Electric of Nevada, LLC's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007190-JA007192**	**99**
06-21-18	**Helix Electric of Nevada, LLC's Notice of Non-Opposition to its Motion for Attorney's Fees, Interest and Costs**	**JA007193-JA007197**	**99**
06-29-18	**APCO Construction, Inc.'s Reply in Support of its Motion for Attorney's Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.**	**JA007198-JA007220**	**99**
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221-JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223-JA007224	99

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06-29-18	Helix Electric of Nevada, LLC's Reply Re: Motion to Retax	JA007225-JA007237	100
07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238-JA007245	100
07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246-JA007261	100
08-08-18	Court's Decision on Attorneys' Fees and Cost Motions	JA007262-JA007280	100
09-28-18	Notice of Entry of (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281-JA007299	100
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300-JA007312	100/101
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007313-JA007315	101

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08-06-19	**Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA007316-JA007331**	**101**
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.	JA007332-JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336-JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345-JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395-JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of Nevada, LLC, SWPPP Compliance	JA007401-JA007517	102/103

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	Solutions, Inc., E&E Fire Protection		
	Exhibit 6 – Order Dismissing Appeal in Part (Case No. 76276)	JA007518-JA007519	103
	Exhibit 7 – Order to Show Cause	JA007520-JA007542	103
	Exhibit 8 -Order Dismissing Appeal (Case No. 76276)	JA007524-JA007527	103
	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528-JA007541	103
	Exhibit 10 (Part One)	JA007537-JA007542	103
	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543-JA007585	103
	Exhibit 10B -Docket 08A571228 (APCO v. Gemstone)	JA007586-JA008129	103/104/105/106/107/108/109
	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130-JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants' Motions for Partial Summary Judgment Against Gemstone Development West	JA008139-JA008141	109
	Exhibit 10 (Part Two)	JA008142-JA008149	109

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	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150-JA008167	109
	Exhibit 10F – Special Master Report Regarding Remaining Parties to the Litigation and Discovery Status	JA008168-JA008170	109
	Exhibit 10EG – Notice of Entry of Granting Plaintiff's Motion to Dismiss	JA008171-JA008177	109
	Exhibit 10H – Complaint re Foreclosure	JA008178-JA008214	109
	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215-JA008230	109
	Exhibit 10J – APCO Construction's Answer to Accuracy Glass & Mirror Company's First Amended Complaint re Foreclosure	JA008231-JA008265	109/110
	Exhibit 10K –Answer to Accuracy Glass & Mirror Company, Inc.'s Complaint and Camco Pacific Construction, Inc.'s Counterclaim	JA008266-JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.'s Answer to Camco Pacific Construction Company's Counterclaim	JA008286-JA008290	110
	Exhibit 10M – Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291-JA008306	110
	Exhibit 10N – APCO Construction's Answer to Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307-JA008322	110
	Exhibit 10O – Answer to Helix Electric's Statement of Facts	JA008323-JA008338	110

Date	Description	Bates Number	Volume(s)
	Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.'s Counterclaim		
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC's Motion for Attorney's Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348-JA008367	110
	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368-JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenetec Against APCO	JA008379-JA008450	110/111
	Exhibit 10T -WRG Design, Inc.'s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451-JA008486	111
	Exhibit 10U – APCO Construction's Answer to WRG Design Inc.'s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468-JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.'s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc's Counterclaim	JA008484-JA008504	111

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	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505-JA008512	111
	Exhibit 10X – WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518-JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction's Counterclaim	JA008531-JA008551	111
	Exhibit 10AA – Notice of Entry of Granting Heinaman Glazing's Motion for Attorneys's Fees, Interest and Costs	JA008552-JA008579	111/112
	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561-JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing's Answer to Camco Pacific Construction Company's Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589-JA00861	112
	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party	JA008602-JA008621	112

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	Complaint and Camco Pacific Construction, Inc.'s Counterclaim		
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622-JA008624	112
	Exhibit 10GG – HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625-JA008642	112
	Exhibit 10HH – APCO Construction's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643-JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658-JA008664	112
	Exhibit 10JJ -Defendants Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008665-JA008681	112
	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682-JA008685	112
	Exhibit 10LL – HD Supply Waterworks, LP's Voluntary Dismissal of Platte River Insurance Company Only Without Prejudice	JA008686-JA008693	112

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	Exhibit 10MM – Scott Financial Corporation's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694-JA008717	112/113
	Exhibit 10NN-Notice of Appeal	JA008718 JA008723	113
	Exhibit 10OO – Amended Notice of Appeal	JA008724-JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730-JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737-JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747-JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875-JA008758	113
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	Exhibit 14 – Docket/United Subcontractors, Inc. dba Skyline Insulation's Motion to Enforce Settlement Agreement and Enter Judgment	JA008762-JA008788	113
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08-16-19	**APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA008811-JA008821**	**114**
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822-JA008824	114
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	Exhibit 3 – Appellant/Cross-Respondent's Response to Order to Show Cause	JA008829-JA008892	114/115/116
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	Exhibit 5 – Chart of Claims	JA008897-JA008924	116
	Exhibit 6 – Answer to Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company, Inc.'s Counterclaim	JA008925-JA008947	116/117
	Exhibit 7 – Answer to Cactus Rose's Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.'s Counterclaim	JA008948-JA008965	117
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	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011-JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025-JA009038	118
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	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111-JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114-JA009116	119
08-29-19	**Helix Electric of Nevada LLC's Reply to APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II)**	**JA009117-JA009123**	**119**

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01-03-20	**Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification**	**JA009124-JA009131**	**119**
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02-11-20	**Case Appeal Statement**	**JA009157-JA009163**	120
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	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357-JA006369	86
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	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386-JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399-JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403-JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407-JA006411	87
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	Exhibit 8 – Declaration of Cody S. Mounteer, Esq. in Support of Motion for Attorney's Fees and Costs	JA006475-JA006478	88
	Exhibit 9 – APCO Construction, Inc.'s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479-JA006487	88
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06-06-13	**APCO's Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO's Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time**	**JA000044-JA000054**	**1**
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (I) APCO's Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO's Motion for Judgment Against Gemstone Only	JA000055-JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317-JA000326	6
02-11-20	**APCO's Notice of Cross Appeal**	**JA009164-JA010310**	120
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11-06-17	**APCO Construction, Inc.'s Omnibus Motion *in Limine***	**JA000590 JA000614**	**9**
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	Exhibit 2 – Zitting Brothers Construction, Inc.'s Motion for Partial Summary Judgment Against APCO Construction	JA000625-JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting's Deposition Transcript taken October 27, 2017	JA000647-JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679-JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731-JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809-JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827-JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832-JA000837	12
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	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865-JA000873	12
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03-23-18	**APCO Opposition to Helix Electric of Nevada, LLC's Findings of Fact and Conclusions of Law**	**JA006125-JA006172**	**83/84**
08-16-19	**APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA008811-JA008821**	**114**
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822-JA008824	114
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	Exhibit 6 – Answer to Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008925-JA008947	116/117

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	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987-JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998-JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011-JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025-JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039-JA009110	118/119
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	Exhibit 1-A Declaration of Mary Bacon in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006635 JA006638	91
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11-14-17	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC's Motions *in Limine* Nos. 1-4**	**JA000929-JA000940**	**13/14**
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	Exhibit 2 – Helix Electric's Manhattan West Billing/Payment Status through August 2008	JA000967-JA000969	16/17
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08-21-17	**APCO Construction's Opposition to Peel Brimley Lien Claimants' Partial Motion for Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000393-JA000409**	**6/7**
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03-08-18	**APCO Construction Inc.'s Post-Trial Brief**	**JA006059-JA006124**	**82/83**
11-15-17	**APCO Construction, Inc.'s Reply in Support of its Omnibus *Motion in Limine***	**JA001133 JA001148**	**21**

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06-29-18	**APCO Construction, Inc.'s Reply in Support of its Motion for Attorney's Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.**	**JA007198-JA007220**	**99**
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	Exhibit B – Scott Financial Corporation's April 28, 2009 letter to the Nevada State Contractor's Board	JA000908-JA000915	2/13
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04-25-18	**Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO**	**JA006194-JA006264**	**84/85**
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06-01-18	**Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs**	**JA006551-JA006563**	**90**
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08-06-19	**Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA007316-JA007331**	**101**
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	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336-JA007344	101
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	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543-JA007585	103
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	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants' Motions for Partial Summary Judgment Against Gemstone Development West	JA008139-JA008141	109
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	Exhibit 10J – APCO Construction's Answer to Accuracy Glass & Mirror Company's First Amended Complaint re Foreclosure	JA008231-JA008265	109/110
	Exhibit 10K –Answer to Accuracy Glass & Mirror Company, Inc.'s Complaint and Camco Pacific Construction, Inc.'s Counterclaim	JA008266-JA008285	110
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	Exhibit 10M – Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291-JA008306	110
	Exhibit 10N – APCO Construction's Answer to Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307-JA008322	110
	Exhibit 10O – Answer to Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.'s Counterclaim	JA008323-JA008338	110
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC's Motion for Attorney's Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348-JA008367	110

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	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368-JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenetec Against APCO	JA008379-JA008450	110/111
	Exhibit 10T -WRG Design, Inc.'s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451-JA008486	111
	Exhibit 10U – APCO Construction's Answer to WRG Design Inc.'s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468-JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.'s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc's Counterclaim	JA008484-JA008504	111
	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505-JA008512	111
	Exhibit 10X – WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518-JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction's Counterclaim	JA008531-JA008551	111

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	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint and Camco Pacific Construction, Inc.'s Counterclaim	JA008602-JA008621	112
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622-JA008624	112
	Exhibit 10GG – HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625-JA008642	112
	Exhibit 10HH – APCO Construction's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643-JA008657	112
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	Exhibit 10LL – HD Supply Waterworks, LP's Voluntary Dismissal of Platte River Insurance Company Only Without Prejudice	JA008686-JA008693	112
	Exhibit 10MM – Scott Financial Corporation's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694-JA008717	112/113
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	Exhibit 10OO – Amended Notice of Appeal	JA008724-JA008729	113
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	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737-JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747-JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875-JA008758	113
	Exhibit 13 – Stipulation and Order with Prejudice	JA008759-JA008780	113

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	Exhibit 14 – Docket/United Subcontractors, Inc. dba Skyline Insulation's Motion to Enforce Settlement Agreement and Enter Judgment	JA008762-JA008788	113
	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789-JA008798	113
	Exhibit 16 – Notice of Appeal	JA008799-JA008810	113
05-08-18	**Helix Electric of Nevada, LLC's Motion to Retax Costs Re: Defendant APCO Construction's Memorandum of Costs and Disbursements**	**JA006509-JA006521**	**89**
06-21-18	**Helix Electric of Nevada, LLC's Notice of Non-Opposition to its Motion for Attorney's Fees, Interest and Costs**	**JA007193-JA007197**	**99**
06-15-18	**Helix Electric of Nevada, LLC's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA006917 – JA006942**	**96**
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943-JA006948	96
	Exhibit 2 – Notice of Entry of Denying APCO Construction's Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949-JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955-JA006958	96
	Exhibit 4 – Order Denying *En Banc* Reconsideration	JA006959-JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment	JA006964-JA006978	96

Date	Description	Bates Number	Volume(s)
	Precluding Defenses Based on Pay-if-Paid Agreements		
	Exhibit 6A – Interstate Plumbing and Air Conditioning, LLC's Response to Special Master Questionnaire	JA006977-JA006980	96
	Exhibit 6B – Nevada Prefab Engineers, Inc.'s Response to Special Master Questionnaire	JA006981-JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.'s Response to Special Master Questionnaire	JA006985-JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal's Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC's Special Master Questionnaire	JA007002-JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006-JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037-JA007060	97
	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042-JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff's Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054-JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057-JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine*	JA007060-JA007088	97

Date	Description	Bates Number	Volume(s)
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion in Limine (against APCO Construction)	JA007070-JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions' Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079-JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA007085-JA007087	97
	Exhibit 15 – Notice of Association of Counsel	JA007088-JA007094	97
11-14-17	**Helix Electric of Nevada's Opposition to APCO Construction's Omnibus Motion *in Limine***	**JA000994-JA001008**	**20**
	Exhibit 1 – Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001009-JA001042	20
	Exhibit 2 - Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001043-JA001055	20
	Exhibit 3 – Special Master Order Requiring Completion of Questionnaire	JA001056-JA001059	20
	Exhibit 4 – Excerpts from the Deposition Transcript of the 30(b)(6) Witness for Helix Electric of Nevada taken July 20, 2017	JA001060-JA001064	20
	Exhibit 5 - Excerpts from the Deposition Transcript of David E. Parry taken June 20, 2017	JA001065 JA001132	20/21
08-29-19	**Helix Electric of Nevada LLC's Reply to APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-**	**JA009117-JA009123**	**119**

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06-29-18	**Helix Electric of Nevada, LLC's Reply Re: Motion to Retax**	**JA007225-JA007237**	**100**
03-23-18	**Helix Electric of Nevada, LLC's Responses to APCO Construction's Post-Trial Brief**	**JA006173-JA006193**	**84**
06-24-09	**Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint**	**JA000001-JA000015**	**1**
01-12-18	**Joint Pre-Trial Memorandum [for APCO Construction, Inc., the Peel Brimley Lien Claimants and National Wood Products, LLC ONLY]**	**JA001574-JA001594**	**27/28**
	Exhibit 1 – Exhibit List APCO	JA001595-JA001614	28
	Exhibit 2 – Helix Trial Exhibits	JA001615-JA001616	28
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA001617-JA001635	28
	Exhibit 4 – Cactus Rose Trial Exhibits	JA001636-JA001637	28
	Exhibit 5 – Heinaman Trial Exhibits	JA001638-JA001639	28
	Exhibit 6 – Fast Glass Trial Exhibits	JA001640-JA001641	28
	Exhibit 7 – SWPPP Trial Exhibits	JA001642-JA001643	28
	Exhibit 8 - Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine*	JA001644-JA001647	28

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	Exhibit 9 - Amended *nunc pro tunc* order regarding APCO Construction, Inc.'s Omnibus Motion *in Limine* No. 7	JA001648-JA001650	28
	Exhibit 10 - Order Granting in Part and Denying in part Helix Electric of Nevada, LLC's Motions *in Limine* 1-4 (Against APCO Construction)	JA001651-JA001653	28
	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654-JA001657	28
	Exhibit 12 - Order Granting Plaintiff in Intervention, National Wood Products, Inc.'s Motion *in Limine*	JA001658-JA001660	28
	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661-JA00167	28/9/29
03-08-18	**Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law**	**JA005986-JA006058**	**8/821**
03-08-18	**Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law**	**JA005953-JA005985**	**81**
01-04-18	**Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time**	**JA001199-JA001217**	**22**
	Exhibit 1 – Subcontract Agreement (Helix Electric of Nevada, LLC)	JA001218-JA001245	22/23/24
	Exhibit 2 – Subcontract Agreement (Zitting Brothers)	JA001246-JA001263	24

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	Exhibit 4 – Amended Notice of Lien	JA001282-JA001297	25
	Exhibit 5 - Amended NOL	JA001298-JA001309	25
	Exhibit 6 – Notice of Lien	JA001310-JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314-JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377-JA001380	26
	Exhibit 9 – Order Denying *En Banc* Reconsideration	JA001381-JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386-JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393-JA001430	26
	Exhibit 12 – Order Big D Construction Corp.'s Motion for Attorney's Fees, Costs and Interest Pursuant to Judgment	JA001431-JA001435	26
	Exhibit 13 – Appellant's Opening Brief (Padilla v. Big D)	JA001436-JA001469	26
	Exhibit 14 – Respondent's Answering Brief	JA001470-JA001516	26/27
	Exhibit 15 – Appellant's Reply Brief (Padilla v. Big D)	JA001517-JA001551	27
01-29-20	**Notice of Appeal**	**JA009132-JA009136**	**119/120**
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention	JA009137-JA009166	120

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	National Wood Products, Inc.'s Against APCO Construction, Inc.]		
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148-JA009156	120
05-31-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]**	**JA006522 JA006540**	**89**
06-01-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]**	**JA006541 JA006550**	**90**
09-28-18	**Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply**	**JA007281-JA007299**	**100**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine***	**JA001178-JA001186**	**22**
07-02-18	**Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs**	**JA007238-JA007245**	**100**
01-03-20	**Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification**	**JA009124-JA009131**	**119**

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01-03-18	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA001187-JA001198**	**22**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion *in Limine* 1-4**	**JA001170-JA001177**	**22**
12-29-17	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion *in Limine* 1-6**	**JA001161-JA001169**	**22**
01-19-18	**Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA005282-JA005283**	**78**
07-12-19	**Order Dismissing Appeal (Case No. 76276)**	**JA007332-JA007334**	**101**
07-02-10	**Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default**	**JA000042-JA000043**	**1**
08-02-17	**Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and *Ex Parte* Application for Order Shortening Time**	**JA000328-JA000342**	**6**
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343-JA00379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380-JA000392	6
11-06-17	**Peel Brimley Lien Claimants' Motion in Limine Nos. 1-6**	**JA000419-JA000428**	**7**
	Exhibit 1 – Notice of Entry of Order	JA000429	7

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		JA000435	
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.'s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC's	JA000436-JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry's Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000501-JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000512-JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC's First Set of Request for Admissions to Camco Pacific Construction	JA000523-JA000533	8
09-28-17	**Peel Brimley Lien Claimants' Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000413-JA00418**	**7**
01-09-18	**Peel Brimley Lien Claimants' Opposition to APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA001552-JA001560**	**27**
06-18-18	**Plaintiff in Intervention National Wood Products, Inc.'s Joinder to Helix Electric of Nevada, LLC's Opposition**	**JA007190-JA007192**	**99**

Date	Description	Bates Number	Volume(s)
	to APCO Construction's Motion for Attorneys' Fees and Costs		
06-15-18	**Plaintiff in Intervention National Wood Products, Inc.'s Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007095-JA007120**	**97/98**
07-19-18	**Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs**	**JA007246-JA007261**	**100**
01-10-18	**Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time**	**JA001561-JA001573**	**27**
01-18-18	**Stipulation and Order Regarding Trial Exhibit Admitted into Evidence**	**JA002199-JA002201**	**36**
	Exhibit 1 – Exhibit List APCO	JA002208-JA002221	36
	Exhibit 2 – Helix Trial Exhibits	JA002222-JA002223	36
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224-JA002242	36/37
	APCO TRIAL EXHIBITS:		
	APCO Related Exhibits:		
	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244-JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283-JA002284	38

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	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A
	Trial Exhibit 29 - Email from J. Robbins to Subcontractors re: Billing Cut-Off for August Billing	JA002285	39
	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286-JA002306	39
	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307-JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309-JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311-JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313-JA002314	40
	Exhibit 36 and 130 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002315-JA002316	40

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	Trial Exhibits 37 and 131 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002317-JA002318	40
	Trial Exhibits 38 and 132 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002319-JA002320	41
	Trial Exhibit 39 -Email from K. Costen to Subcontractors informing that Manhattan West Project no longer open	JA002321-JA002322	41
	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
	Trial Exhibit 46 - Helix Pay Application No. 16713-008R1 with Proof of Payment	JA002327-JA002345	41
	Trial Exhibit 47 - Helix Pay Application No. 16713-009R1 with Proof of Payment	JA002346-JA002356	41
	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357-JA002358	41
	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359-JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365-JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367-JA002368	42
	Trial Exhibit 52 -Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002369-JA002370	42
	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371-JA002372	42

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	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373-JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375-JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377-JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379-JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382-JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392-JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406-JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413-JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416-JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418-JA002419	43
	Trial Exhibit 64 - Photo re: Building 2 & 3, West	JA002420-JA002421	43
	Trial Exhibit 65 - Photo re: Building 2 & 3, South	JA002422-JA002423	43
	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424-JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435-JA002436	43

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	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437-JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439-JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441-JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443-JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445-JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447-JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448-JA002449	43
	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450-JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457-JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting ($27,973.80); Progress Payment No. 7	JA002495-JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498-JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 “pending”	JA002501-JA002503	44

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	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour	JA002504-JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour with copies of change orders	JA002506-JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527-JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting ($27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530-JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532-JA002533	44
	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534-JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536-JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538-JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550-JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542-JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544-JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546-JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551-JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564-JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO ($33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568-JA002571	44

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	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572-JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576-JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578-JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580-JA002581	46
	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582-JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592-JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599-JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613-JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652-JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677-JA002713	48

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	Trial Exhibit 171 - Work Order No. 100	JA002714-JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719-JA002730	48
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731-JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746-JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748-JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752-JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772-JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798-JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826-JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029-JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334-JA003338	55
	Helix Trial Exhibits:		

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	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57/ 58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61
	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65/66/67/ 68/69/70 /71/72 /73/74/75/ 76/77
01-17-18	**Transcript Bench Trial (Day 1)**[5]	**JA001668- JA001802**	**29/30**
	Trial Exhibit 1 - Grading Agreement ***(Admitted)***	JA001803- JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement ***(Admitted)***	JA001826- JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement ***(Admitted)***	JA001869- JA001884	30
	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone ***(Admitted)***	JA001885- JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001975- JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001979- JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) ***(Admitted)***	JA001981- JA001987	32

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	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) ***(Admitted)***	JA001988-JA002001	32
	Trial Exhibit 14 - Letter from W. Gochnour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause ***(Admitted)***	JA002002-JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices ***(Admitted)***	JA002011-JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks ***(Admitted)***	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract ***(Admitted)***	JA002015-JA002016	33
	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record ***(Admitted)***	JA002017-JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks ***(Admitted)***	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment ***(Admitted)***	JA002025-JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP ***(Admitted)***	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner ***(Admitted)***	JA002082-JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement ***(Admitted)***	JA002121-JA002146	35

Date	**Description**	**Bates Number**	**Volume(s)**
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO ***(Admitted)***	JA002147-JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice ***(Admitted)***	JA002177-JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice ***(Admitted)***	JA002182-JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors ***(Admitted)***	JA002186-JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions ***(Admitted)***	JA002189 – JA002198	36
01-18-18	**Transcript – Bench Trial (Day 2)**[6]	JA005284-JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) ***(Admitted)***	JA005371-JA005623	78/79/80
01-19-18	**Transcript – Bench Trial (Day 3)**[7]	JA005624-JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint ***(Admitted)***	JA005786-JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone ***(Admitted)***	JA005802-JA005804	80
	Trial Exhibit 320 – June-August Billings—not paid to APCO ***(Admitted)***	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec ***(Admitted)***	JA005806-	80

[6] Filed January 31, 201879
[7] Filed January 31, 2018

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 536 – Lien math calculations (handwritten) ***(Admitted)***	JA005807-JA005808	80
	Trial Exhibit 804 – Camco Correspondence ***(Admitted)***	JA005809-JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien ***(Admitted)***	JA005817-JA005819	81
01-24-18	**Transcript – Bench Trial (Day 5)[8]**	**JA005820-JA005952**	81
01-24-19	**Transcript for All Pending Fee Motions on July 19, 2018**	**JA007300-JA007312**	**100/101**

[8] Filed January 31, 2018

Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-149 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 403 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-150 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 404 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-151 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 405 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-152 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 406 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-153 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 407 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-154 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 408 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-155 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 409 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-156 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 410 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-157 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 411 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-158 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 412 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-159 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 413 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-160 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 414 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-161 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 415 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-162 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 416 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-163 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 417 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-164 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 418 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-165 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 419 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-166 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 420 Block 8 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-167 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 101 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-168 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 102 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-169 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 103 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-170 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 104 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-171 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 105 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-172 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 106 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-173 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 107 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-174 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 108 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-175 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 109 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-176 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 110 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-177 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 111 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-178 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 112 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-179 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 113 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-180 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 114 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-181 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 115 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-182 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 116 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-183 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 117 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-184 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 118 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-185 Spring Valley	Manhattan West-Phase 1 Plat Book 41 Page 28 Unit 119 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-186 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 120 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-187 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 201 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-188 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 202 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-189 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 203 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-190 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 204 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-191 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 205 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-192 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 206 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-193 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 207 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-194 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 208 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-195 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 209 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-196 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 210 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-197 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 211 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-198 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 212 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-199 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 213 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-200 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 214 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-201 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 215 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-202 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 216 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-203 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 217 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-204 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 218 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-205 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 219 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-206 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 220 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-207 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 301 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-208 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 302 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-209 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 303 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-210 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 304 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-211 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 305 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-212 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 306 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-213 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 307 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-214 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 308 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-215 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 309 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-216 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 310 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-217 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 311 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-218 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 312 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-219 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 313 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-220 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 314 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-221 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 315 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-222 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 316 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-223 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 317 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-224 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 318 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-225 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 319 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-226 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 320 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-227 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 401 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-228 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 402 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-229 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 403 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-230 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 404 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-231 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 405 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-232 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 406 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-233 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 407 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-234 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 408 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-235 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 409 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-236 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 410 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-237 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 411 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-238 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 412 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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Parcel Number/ Location Address/ Township	Property Description	Owner Name & Address
163-32-112-239 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 413 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-240 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 414 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-241 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 415 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-242 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 416 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-243 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 417 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-244 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 418 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-245 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 419 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-112-246 Spring Valley	Manhattan West-Phase 1 Plat Book 141 Page 28 Unit 420 Block 9 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-101-020 Spring Valley	PT NE4 NW4 SEC 32 21 60 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-101-022 Spring Valley	PT NE4 NW4 SEC 32 21 60 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238
163-32-101-023 Spring Valley	PT NE4 NW4 SEC 32 21 60 SEC 32 TWP 21 RNG 60	Gemstone Development West Inc 9121 W Russell Rd #117 Las Vegas, NV 89148-1238

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CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE
[signature]
CLERK OF THE COURT

APCO CONSTRUCTION General Contrac

14392

Check#: 14392 Date: 07/28/2008 Vendor#: 21313 Zitting Brothers Construction

Invoice#	Job/Description	Balance	Retain	Discount	This Check
PP#7 05/08	168 ManhattanWest Condo	31,081.80	3,108.00		27,973.80

ORIGINAL DOCUMENT IS PRINTED ON CHEMICAL REACTIVE PAPER WITH MICROPRINTED BORDER - SEE REVERSE SIDE FOR COMPLETE SECURITY FEATURES

APCO CONSTRUCTION
3432 N. San Fernando Blvd. North Las Vegas, NV 89032
Phone: (702) 734-0199 • Fax: (702) 734-0098
e-mail: apcoconstruction.com • NCAL 14562

Bank of America
P.O. Box 25600
Las Vegas, NV 89193-8600
94-72/1224

14392

07/28/2008 DATE $ *27,973.80 AMOUNT

TWENTY-SEVEN THOUSAND NINE HUNDRED SEVENTY-THREE AND 80/100 DOLLARS

PAY TO THE ORDER OF Zitting Brothers Construction
PO Box 178
Hurricane UT 84737

TWO SIGNATURES REQUIRED FOR AMOUNTS OVER $10,000.00

DOCUMENT INCLUDES A HIDDEN WORD. DO NOT CASH IF THE WORD VOID IS VISIBLE. DOCUMENT ALSO CONTAINS HEAT SENSITIVE INK. TOUCH HERE. RED IMAGE DISAPPEARS WITH HEAT.

APCO CONSTRUCTION General Contractor

Check#: 14392 Date: 07/28/2008 Amount: 27,973.80 Vendor: 21313 Zitting Brothers Construction 14392

Invoice#	Job/Description	Balance	Retain	Discount	This Check
PP#7 05/08	168 ManhattanWest Condo	31,081.80	3,108.00		27,973.80

SAFEGUARD SENS 4001 REORDER FROM YOUR LOCAL SAFEGUARD DISTRIBUTOR OR BROWN-CAYWOOD M12SF00644M 02/08

APCO00044643

PLAINTIFF'S EXHIBIT 100 A571228 2015

APCO-TR-EX0100-0001
PLTF'S PROPOSED EXHIBIT NO. 100
Case No. A571228

REMIT TO: Zitting Brothers Construction
256 W1 00 S
Hurricane UT 84730

P-(435) 635-4068
F-(435) 635-4137
Vendor # 21313

CONTRACT AGR[illegible]ENT
3432 NORTH 5TH [illegible]TREET

SC#168-011

Manhattan West - PHASE 1

PROGRESS PAYMENT NO: 7

FOR PERIOD. 5/31/2008

APCO JOB # 168

ITEM NO	SPEC NUMBER	DESCRIPTION	CONTRACT QUAN.	Unit	UNIT PRICE	ESTIMATED CONTRACT DOLLARS	THIS REQUEST QUANTITY	THIS REQUEST DOLLARS	TOTAL TO DATE QUANTITY	TOTAL TO DATE DOLLARS
		Phase 1								
1	6150.10	Building 8	1	LS	1805000	1,805,000.00	1%	15,542.30	100%	1,805,000.00
2	6150.10	Building 9	1	LS	1805000	1,805,000.00	1%	15,539.50	100%	1,805,000.00
		TOTAL PHASE 1				**3,610,000.00**	**1%**	**31,081.80**	**100%**	**3,610,000.00**
		Phase 2								
3	6150.10	Building 1	1	LS	1115500	1,115,500.00	0%		0%	
4	6150.10	Building 4	1	LS	1115500	1,115,500.00	0%		0%	
5	6150.10	Building 5	1	LS	1805000	1,805,000.00	0%		0%	
6	6150.10	Building 6	1	LS	1805000	1,805,000.00	0%		0%	
7	6150.10	Building 10	1	LS	1805000	1,805,000.00	0%		0%	
8	6150.10	Building 11	1	LS	1805000	1,805,000.00	0%		0%	
9	6150.10	Building 12	1	LS	1400000	1,400,000.00	0%		0%	
		TOTAL PHASE 2				**10,851,000.00**	**0%**	-	**0%**	-
						14,461,000				

PREVIOUS PAYMENT AMOUNTS		DATE
EST # 1.1	800,000.00	1/24/2008
EST # 1.2	368,785.00	2/6/2008
EST # 2	567,148.60	2/19/2008
EST # 3	408,225.70	3/13/2008
EST # 4	495,604.60	4/15/2008
EST # 5	424,688.70	5/19/2008
EST # 6	156,574.60	6/13/2008
EST #		
EST #		
EST #		
EST #		
EST #		
EST #		
EST #		
EST #		
EST #		
TOTAL	3,221,027.20	

		AMT THIS ESTIMATE	AMOUNT TO DATE
TOTAL AMOUNTS		31,081.80	3,610,000.00
LESS RETENTION	10%	(3,108.00)	(360,999.00)
	SUBTOTAL	27,973.80	3,249,001.00
LESS PREVIOUS PAYMENTS >>>>>>>>>>>>>>			(3,221,027.20)
EARNED THIS ESTIMATE		27,973.80	
TOTAL AMOUNT DUE THIS PERIOD			27,973.80

APPROVED FOR PYMNT _____ / /

APPROVED FOR PYMNT _____ 7/27/08

PREPARED BY _____ 7/27/2008

SIIS CERTIFIED TO: 5/1/2009

LIAB CERTIFIED TO: 12/4/2008

PLEASE MAKE CHECKS PAYABLE AS FOLLOWS:

Zitting Brothers Construction 27,973.80

TOTAL 27,973.80

EXHIBIT NO. 9
J.W. SEID 6/5/17

APCO00044644

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MaryJo Allen

From: Randy Nickerl
Sent: Wednesday, July 30, 2008 10:53 AM
To: Roy Zitting; Lisa Lynn
Subject: RE: Change Orders

Roy,

I am okay with the $20hr for wages and the $6.50/hr for burden and the $2.66/hr for OH&P, but not the $11.00/hr small tools or the $10.00/hr for nails & fasteners. Use $29.16/hr for the labor rate.

Thank you,
Randy

From: Roy Zitting [mailto:royzitting@hotmail.com]
Sent: Wednesday, July 30, 2008 6:46 AM
To: Lisa Lynn; Randy Nickerl
Subject: RE: Change Orders

$20.00 is the average wage we pay.

$20.00 wage
$6.50 burden
$2.66 profit
$11.00 small toll's
$10.00 nail's / fasteners

$50.10

Roy Zitting
Nevada Operations Manager
Zitting Brothers Construction & Development
Cell: (435)691-2454
Fax: (702)920-8212

Subject: RE: Change Orders
Date: Mon, 28 Jul 2008 17:25:59 -0700
From: llynn@apcoconstruction.com
To: royzitting@hotmail.com
CC: rnickerl@apcoconstruction.com

Roy:

In going over these with Randy he is not in agreement to 50.00 per hour for labor. Your contract reads actual costs plus 10% mark up (along with the 33% labor burden). Please come in and talk to Randy (or call, I know your busy with the

APCO 106356

PLAINTIFF'S EXHIBIT 101 A571228 JAN 18 2018
PENCAD 800-631-6989
APCO-TR-EX0101-0001
PLTF'S PROPOSED EXHIBIT NO. 101
Case No. A571228
JA002498

new arrivals in your family) if you would like to discuss the $50.00 per hour labor rate. Otherwise I need these redone to actual costs as your contract reads.

Thank You,
Lisa Lynn

APCO Construction
(702)736-1360
(702)734-3820 (fax)
llynn@apcoconstruction.com

From: Roy Zitting [mailto:royzitting@hotmail.com]
Sent: Friday, July 25, 2008 2:42 PM
To: Lisa Lynn
Subject:

My bad this is the right one.

Roy Zitting
Nevada Operations Manager
Zitting Brothers Construction & Development
Cell: (435)691-2454
Fax: (702)920-8212

With Windows Live for mobile, your contacts travel with you. Connect on the go.

Use video conversation to talk face-to-face with Windows Live Messenger. Get started.

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MaryJo Allen

From: Lisa Lynn
Sent: Thursday, August 07, 2008 5:23 PM
To: Jennifer Griffith; Peter Smith
Cc: CraigC@gemstonedev.com; Randy Nickerl; jbarker@lasvegaspaving.com
Subject: RE: CO # 00011.1 *Pending* (Correction)

Jennifer / Pete:

Randy and Roy met last night to go over this change order. Randy still needs to get pricing together so that we can apply the credits for the facia foam detail to Gemstone. This Change Order will need to be revised after meeting with Zitting last night. Once we get the revision into Gemstone we can set up a time to go over the change order in detail.

Thank You,
Lisa Lynn
APCO Construction
(702)736-1360
(702)734-3820 (fax)
llynn@apcoconstruction.com

From: Jennifer Griffith [mailto:JenniferG@gemstonedev.com]
Sent: Thursday, August 07, 2008 4:48 PM
To: Randy Nickerl; Lisa Lynn
Cc: Peter Smith; Craig Colligan; Jill Gisondo; Steve Alexander; Tami Calhoun
Subject: FW: CO # 00011.1 *Pending* (Correction)

My return key got away from me folks. Please see my correction below.

Thank you,

Jennifer Griffith
Project Manager
Gemstone Development

ManhattanWest
Residences
Offices
Shops

9121 W. Russell Road, Suite 117
Las Vegas, NV 89148
P: (702) 735-8200
F: (702) 614-0669
C: (702) 580-7337
www.groupgemstone.com
www.manhattanlv.com
www.manhattanwest.com

From: Jennifer Griffith
Sent: Thursday, August 07, 2008 4:45 PM
To: 'Randy Nickerl'; 'Lisa Lynn'
Cc: Craig Colligan; Jill Gisondo; Steve Alexander; Tami Calhoun
Subject: CO # 00011.1 *Pending*

CO# 00011.1
CO DATE# 07/30/2008
CO AMOUNT: $163,700.40
CO DESCRIPTION: Wood Framing Changes to Bldg. 8&9
CO STATUS: Pending

APCO 106358

PLAINTIFF'S EXHIBIT 102 A571228

APCO-TR-EX0102-0001
PLTF'S PROPOSED EXHIBIT NO. 102
Case No. A571228

Gemstone requires additional time and information to evaluate CO#00011.1 ("CO#11.1."). Pursuant to the Gemstone Development West, Inc. "Withholding Notification" dated August 6, 2008 we are unable to review this change order as the revised CO # 00011.1 involves the "Missing 36 Pages" claim that can't be resolved until after Gemstone can discuss this problem with Randy to get a full and detailed understanding of which 36 drawing pages are specifically in question, and then review this information with our design team. Furthermore, Lisa Lynn was notified verbally by me, Craig Colligan and Peter Smith August 6, 2008 that this information was necessary to complete our evaluation of CO#00011.1. Lisa Lynn was going to check Randy's calendar for availability and advise Gemstone when he would be able to review exactly which 36 pages. Gemstone and Oz Architecture would like to hold this meeting in the next seven days. Consequently, Gemstone will require a minimum of 30 days following the date of this requested meeting to evaluate CO # 00011.1.

Furthermore, to the extent that CO#00011.1 contains a demand for delay days, if any such demand is associated with CO # 000011.1 it is hereby rejected for not containing sufficient scheduling information to verify such delay days. Gemstone cannot evaluate the validity of any demanded delay days until APCO can demonstrate that any demanded delay days affected the critical path and were not offset by other delays not related to CO#00011.1. Gemstone has repeatedly requested this information. To the extent that CO#00011.1 does not contain a demand for delay days, the request for additional time set forth in the previous paragraph is still applicable.

Thank you in advance for your efforts in getting us the necessary information in a timely manner.

Respectfully,

Jennifer Griffith
Project Manager
Gemstone Development

ManhattanWest
Residences
Offices
Shops

9121 W. Russell Road, Suite 117
Las Vegas, NV 89148
P: (702) 736-6200
F: (702) 614-0569
C: (702) 580-7337
www.groupgemstone.com
www.manhattanlv.com
www.manhattanwest.com

No virus found in this outgoing message.
Checked by AVG.
Version: 7.5.524 / Virus Database: 270.5.12/1597 - Release Date: 8/7/2008 5:54 AM

No virus found in this outgoing message.
Checked by AVG.
Version: 7.5.524 / Virus Database: 270.5.12/1597 - Release Date: 8/7/2008 5:54 AM

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CLERK OF THE COURT

Brian Benson

om:	Randy Nickerl
Sent:	Thursday, April 14, 2016 7:16 AM
To:	Brian Benson
Subject:	FW:
Attachments:	$30 ph extras for manhattan west.xls

From: Roy Zitting [mailto:royzitting@hotmail.com]
Sent: Friday, August 08, 2008 1:18 PM
To: Randy Nickerl <rnickerl@apcoconstruction.com>
Cc: Lisa Lynn <llynn@apcoconstruction.com>; sam zitting <sam.zbc@cpaz.net>
Subject:

Randy

Attached you will fined all of the change orders adjusted to a $30.00 per.hr.laber rate as discussed this will take the total for all extra costs from $339,934.89 down to 251,463.61 a total savings of $88,471.20 Zitting is only willing to do this if it includes all of the change orders and if we get a check for the fool sum of $251,463.63 in 1 week from the day we agree on this deal.
We will be willing to help you get $50.00 per hr out of Gemstone for the ones you can get them to pay to farther help you with the cost.

Roy Zitting
Nevada Operations Manager
Zitting Brothers Construction & Development
Cell: (435)691-2454
Fax: (702)920-8212

Got Game? Win Prizes in the Windows Live Hotmail Mobile Summer Games Trivia Contest Find out how.

APCO 106360

APCO-TR-EX0103-0001
PLTF'S PROPOSED EXHIBIT NO. 103
Case No. A571228

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OF THE ORIGINAL ON FILE
CLERK OF THE COURT

From: Roy Zitting [mailto:royzitting@hotmail.com]
Sent: Friday, August 08, 2008 1:18 PM
To: Randy Nickerl <rnickerl@apcoconstruction.com>
Cc: Lisa Lynn <llynn@apcoconstruction.com>; sam zitting <sam.zbc@cpaz.net>
Subject:

Randy

Attached you will fined all of the change orders adjusted to a $30.00 per.hr.laber rate as discussed this will take the total for all extra costs from $339,934.89 down to 251,463.61 a total savings of $88,471.20 Zitting is only wiling to do this if it includes all of the change orders and if we get a check for the fool sum of $251,463.63 In 1 week from the day we agree on this deal.
We will be willing to help you get $50.00 per hr out of Gemstone for the ones you can get them to pay to farther help you with the cost.

Roy Zitting
Nevada Operations Manager
Zitting Brothers Construction & Development
Cell: (435)691-2454
Fax: (702)920-8212

Got Game? Win Prizes in the Windows Live Hotmail Mobile Summer Games Trivia Contest Find out how.

APCO 106361

APCO-TR-EX0104-0001
PLTF'S PROPOSED EXHIBIT
NO. 104
Case No. A571228

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 1

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CHANGE DOORS IN ALL S UNITS TO ALLOW ROOM FOR THE TUB AS PER BRYON

2/18/2008	CARPENTERS	2	16 HR
2/19/2008	CARPENTERS	2	7.75 HR

LABOR:		31.5 H.R.	RATE	$	30.00	945.00
LUMBER:	350 L.F.	2X4 D.F.		$	0.33	$115.50
LIFTING EQUIPMENT:						$0.00
BID TOTAL						$1,060.50

APCO 106362

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 2

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CHANGE DOORS IN ALL A1L,B3L,B4A,B4L,B5L,B6 AND C2 UNITS TO ALLOW ROOM FOR TUBS

3/20/2008	CARPENTERS	2	16 HR
3/21/2008	CARPENTERS	2	16 HR
3/24/2008	CARPENTERS	2	16 HR
3/25/2008	CARPENTERS	2	16 HR
3/26/2008	CARPENTERS	2	12 HR

				RATE	
LABOR:		76 H.R.	$	30.00	$2,280.00
LUMBER:	2350 L.F.	2X4 D.F.	$	0.33	$775.50
LIFTING EQUIPMENT:					$0.00
BID TOTAL					$3,055.50

APCO 106363

PO # 176
Hurricane UT 84737
tel: 435/635-4088
fax: 435/635-4137

Quote # 3

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

INSTALL TITAN SCREWS FOR 8&9 IN CONCRETE AS DIRECTED BY SHAWN BOWNE IN ORDER TO ELIMINATE THE PROBLEM OF FINISHING THE CONCRETE AROUND THEM AND HAVING THEM GET KNOCKED OUT OF PLACE AND NOT END UP IN THE WALL THIS ALSO FIXES THE PROBLEM OF HAVING THE BOLTS COME UP UNDER THE STUDS.

12/10/2007	CARPENTERS	2	16 HR
12/11/2007	CARPENTERS	2	16 HR
12/12/2007	CARPENTERS	2	16 HR
12/13/2007	CARPENTERS	2	16 HR
12/14/2007	CARPENTERS	2	16 HR
12/15/2007	CARPENTERS	2	16 HR
12/19/2007	CARPENTERS	2	16 HR
12/20/2007	CARPENTERS	2	16 HR
12/21/2007	CARPENTERS	2	16 HR
12/22/2007	CARPENTERS	2	16 HR
12/24/2007	CARPENTERS	2	16 HR
12/25/2007	CARPENTERS	2	16 HR
12/26/2007	CARPENTERS	2	16 HR
12/27/2007	CARPENTERS	2	16 HR
12/28/2007	CARPENTERS	2	16 HR
12/21/2007	CARPENTERS	2	16 HR
1/2/2008	CARPENTERS	2	16 HR
1/3/2008	CARPENTERS	2	16 HR
1/4/2008	CARPENTERS	2	16 HR
1/7/2008	CARPENTERS	2	16 HR
1/8/2008	CARPENTERS	2	16 HR
1/9/2008	CARPENTERS	2	16 HR
1/10/2008	CARPENTERS	2	16 HR
1/11/2008	CARPENTERS	2	16 HR
1/14/2008	CARPENTERS	2	16 HR
1/15/2008	CARPENTERS	2	16 HR
1/16/2008	CARPENTERS	2	16 HR
1/17/2008	CARPENTERS	2	16 HR
1/18/2008	CARPENTERS	2	16 HR
1/21/2008	CARPENTERS	2	16 HR
1/22/2008	CARPENTERS	2	16 HR
1/23/2008	CARPENTERS	2	16 HR
1/24/2008	CARPENTERS	2	16 HR
1/25/2008	CARPENTERS	2	16 HR
1/28/2008	CARPENTERS	2	16 HR
1/29/2008	CARPENTERS	2	16 HR

LABOR:		578 H.R.		RATE	$ 30.00	$17,340.00
LUMBER:	4266 P.C..	5/8"X8" TITAN SCREWS		RATE	$ 3.05	$13,072.00
LIFTING EQUIPMENT:						$0.00
BID TOTAL						$30,412.00

APCO 106364

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 4

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

SPLIT C2 UNIT AS PER PLAN CHANGES MADE BY GEMSTONE

12/10/2007	CARPENTERS	2	16 HR
12/11/2007	CARPENTERS	2	16 HR
12/21/2007	CARPENTERS	2	16 HR
12/22/2007	CARPENTERS	2	16 HR
12/24/2007	CARPENTERS	2	16 HR
12/25/2007	CARPENTERS	2	8HR
12/28/2007	CARPENTERS	2	16 HR
12/21/2007	CARPENTERS	2	16 HR
1/2/2008	CARPENTERS	2	18 HR
1/3/2008	CARPENTERS	2	16 HR
1/4/2008	CARPENTERS	2	18HR
1/15/2008	CARPENTERS	3	24HR
1/17/2008	CARPENTERS	2	17 HR
1/18/2008	CARPENTERS	2	16 HR
1/21/2008	CARPENTERS	2	16 HR
1/29/2008	CARPENTERS	3	24 HR

				RATE	
LABOR:		261 H.R.	$	30.00	$7,830.00
LUMBER:	20290 L.F.	2X4 D.F	$	0.33	$6,695.00
LUMBER:	8520 L.F.	2X6 D.F	$	0.50	$4,260.00
LIFTING EQUIPMENT:					$1,527.00
BID TOTAL					$20,312.00

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 5

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

ADD EXTRA PENETRATIONS IN WALLS, THE AGREEMENT WE HAVE WITH APCO IS THAT WE WILL FRAME ANY PENETRATION IN THE WALLS IF IT IS COORDINATED UP FRONT, IT DON'T TAKE ME ANY MOOR TIME OR MONEY IF I DO IT AS WE FRAME THE WALLS HOWEVER THIS DID NOT HAPPEN SO WE HAD TO SEND THE PICK UP CROW BACK AND MAKE THE CHANGES.

4/7/2008	CARPENTERS	4	32 HR
4/8/2008	CARPENTERS	4	32 HR
4/9/2008	CARPENTERS	4	32 HR
4/10/2008	CARPENTERS	4	32 HR
4/11/2008	CARPENTERS	4	32 HR
4/13/2008	CARPENTERS	4	32 HR
4/14/2008	CARPENTERS	4	32 HR
4/15/2008	CARPENTERS	4	32 HR
4/16/2008	CARPENTERS	4	32 HR
4/17/2008	CARPENTERS	4	32 HR
4/19/2008	CARPENTERS	2	16HR
4/20/2008	CARPENTERS	2	16 HR
4/21/2008	CARPENTERS	2	16 HR
4/22/2008	CARPENTERS	2	16 HR
4/23/2008	CARPENTERS	2	16 HR
4/25/2008	CARPENTERS	2	16 HR

				RATE	
LABOR:		416 H.R.	$	30.00	$12,480.00
LUMBER:	1240 L.F	2X4 D.F	$	0.33	$409.20
LUMBER:	661 L.F.	2X6 D.F	$	0.50	$330.50
LIFTING EQUIPMENT:					$0.00
BID TOTAL					$13,219.70

APCO 106366

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 6

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CHANGE H.V.A.C. SHAFT SIZE AT ELEVATOR LOBBY AS PER DIRECTION GIVEN TO ZITTING BY KITH AND THEN CHANGE IT BACK TO THE SAME SIZE AS IT ORIGINALLY WAS.

4/19/2008	CARPENTERS	2	16HR
4/20/2008	CARPENTERS	2	16 HR
4/21/2008	CARPENTERS	2	17 HR

				RATE	
LABOR:		49 H.R.	$	30.00	$1,470.00
LUMBER:	350 L.F.	11 7/8 T.J.I.	$	2.10	$735.00
LUMBER:	4 P.C.	4X8X3/4 T&G	$	12.00	$48.00
LUMBER:	46 L.F.	1 3/4X11 7/8 L.V.L.	$	3.96	$182.16
LIFTING EQUIPMENT:					$393.00
BID TOTAL					$2,828.16

APCO 106367

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 7

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

FIX HOLES IN SHEAR WALLS IN 8&9 CASED BY THE FIRE SPRINKLER SUB CONTRACTOR

4/7/2008	CARPENTERS	3	24 HR
4/8/2008	CARPENTERS	2	16 HR
4/9/2008	CARPENTERS	2	16 HR
4/10/2008	CARPENTERS	2	16 HR
4/11/2008	CARPENTERS	1	8 HR
4/13/2008	CARPENTERS	2	16 HR
4/14/2008	CARPENTERS	2	16 HR
4/15/2008	CARPENTERS	2	17 HR
4/16/2008	CARPENTERS	1	8 HR
4/17/2008	CARPENTERS	2	16 HR
4/19/2008	CARPENTERS	2	18 HR
4/20/2008	CARPENTERS	3	24 HR
4/21/2008	CARPENTERS	2	16 HR

			RATE	
LABOR:		211 H.R.	$ 30.00	$6,330.00
LUMBER:	940 L.F.	2X4 D.F	$ 0.33	$310.20
LIFTING EQUIPMENT:				$0.00
BID TOTAL				$6,640.20

APCO 106368

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 8

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

ADD EXTRA STDS IN WALLS, FOR THE LOWE VOLTAGE BOXES, THE AGREEMENT WE HAVE WITH APCO IS THAT WE WILL FRAME FOR ANY THING THE SUBS NEED IF IT IS COORDINATED UP FRONT IT DON'T TAKE ANY MOOR TIME OR MONEY IF WE DO IT AS WE FRAME THE WALLS HOWEVER THIS DID NOT HAPPEN SO WE HAD TO SEND THE PICK UP CROW BACK AND MAKE THE CHANGES.

4/17/2008	CARPENTERS	4	28 HR
4/19/2008	CARPENTERS	2	16 HR
4/20/2008	CARPENTERS	2	16 HR
4/21/2008	CARPENTERS	3	24 HR

				RATE	
LABOR:		84 H.R.	$	30.00	$2,520.00
LUMBER:	1980 L.F.	2X4 D.F	$	0.33	$653.40
LIFTING EQUIPMENT:					$0.00
BID TOTAL					$3,173.40

APCO 106369

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 9

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CHANGE WINDOW HEADERS AS PER STRUCTURAL CLARIFICATION #8 CHANGE MADE BY RED WINE ENGINEERING.

2/5/2008	CARPENTERS	4	23.5 HR
2/6/2008	CARPENTERS	4	32 HR
2/7/2008	CARPENTERS	4	32 HR
2/8/2008	CARPENTERS	4	32 HR

				RATE	
LABOR:		119.5 H.R.	$	30.00	$3,585.00
LUMBER:	840 L.F.	2X6 D.F	$	0.50	$420.00
LUMBER:	240 L.F.	1 3/4X9 1/2 L.V.L.	$	3.21	$770.40
LIFTING EQUIPMENT:					$0.00
BID TOTAL					$4,775.40

APCO 106370

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 10

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CHANGES MADE TO PLANS FROM BID SET TO CONSTRICTION SET A COST BRAKE DOWN IS ATTACHED FOR LABOR AND LUMBER.

		RATE	
LABOR:	1720 H.R.	$ 30.00	$51,600.00
LUMBER:			$64,910.14
LIFTING EQUIPMENT:			$4,995.00
BID TOTAL			$121,505.14

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 11

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CUT A PENETRATION THROW THE SHEAR WALLS IN ALL B1 UNITS TO ACOMIDATE FOR THE H.V.A.C. TO PAS THROW AS SHOWEN ON R.F.I.#226

3/4/2008	CARPENTERS	4	32 HR
3/5/2008	CARPENTERS	4	32 HR
3/7/2008	CARPENTERS	2	16 HR
3/10/2008	CARPENTERS	2	16 HR
3/11/2008	CARPENTERS	4	32 HR

				RATE	
LABOR:		128 H.R.	$	30.00	$3,840.00
LUMBER:	1346 L.F.	2X6 D.F	$	0.50	$673.00
LUMBER:	288 L.F.	1 3/4X9 1/2 L.V.L.	$	3.21	$924.48
LUMBER:	16 P.C.	SIMPSON MST 48	$	7.95	$127.00
LIFTING EQUIPMENT:					$59.00
BID TOTAL					$5,623.48

APCO 106372

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 12

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CHANGE KITCHEN WALLS FROM 25" TO 27" IN ALL UNITS AS PER KEITH'S INSTRUCTIONS

3/7/2008	CARPENTERS	2	16 HR
3/10/2008	CARPENTERS	2	16 HR
3/11/2008	CARPENTERS	2	16 HR

			RATE	
LABOR:		48 H.R.	$ 30.00	$1,440.00
LUMBER:	4450 L.F.	2X4 D.F	$ 0.33	$1,468.50
LIFTING EQUIPMENT:				$326.00
BID TOTAL				$3,234.50

APCO 106373

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 13

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CHANG BATH ROOM DOORS IN ALL B3 UNITS TO ALLOW ROOM FOR TUBS AND TRIM AS PER KEITH'S INSTRUCTION

3/26/2008	2	CARPENTERS	16 HR			
3/27/2008	2	CARPENTERS	16 HR			
					RATE	
LABOR:			32 H.R.	$	30.00	$960.00
LUMBER:		1985 L.F.	2X4 D.F	$	0.33	$655.00
LIFTING EQUIPMENT:						$125.00
BID TOTAL						$1,740.00

APCO 106374

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 14

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CUT SCUPPERS IN THE ROOF OF 8 &9 AT ALL LOFT ROOFS AS PER JOE'S INSTRUCTION

5/14/2008	CARPENTERS	2	16 HR
5/15/2008	CARPENTERS	2	16.5 HR

			RATE	
LABOR:		32.5 H.R.	$ 30.00	$975.00
LUMBER:	0 L.F.		$ -	$0.00
LIFTING EQUIPMENT:			$ -	$0.00
BID TOTAL				$975.00

APCO 106375

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 15

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

ADD PARAPET WALLS AT ALL LOFT ROOFS ON 8 & 9 TO HIDE FOAM FOR THE ROOFING AS PER JOE'S INSTRUCTION

3/26/2008	2 CARPENTERS	16 HR
3/27/2008	2 CARPENTERS	16 HR
3/26/2008	2 CARPENTERS	16 HR
3/27/2008	1 CARPENTERS	6 HR

				RATE	
LABOR:		54H.R.	$	30.00	$1,620.00
LUMBER:	1132 L.F.	2X6 D.F	$	0.50	$566.00
LUMBER:	45 P.C.	4X8X1/2 O.S.B.	$	8.75	$393.75
LIFTING EQUIPMENT:					$216.00
BID TOTAL					$2,795.75

APCO 106376

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 16

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

FRAME PLATFORM FOR THE TEMP. ELEVATOR ON #7 AS PER HERSHEL'S INSTRUCTION

4/28/2008	2 CARPENTERS	16 HR
4/29/2008	1 CARPENTERS	3 HR

				RATE	
LABOR:		17 H.R.	$	30.00	$510.00
LUMBER:	356 L.F.	2X6 D.F.	$	0.50	$178.00
LUMBER:	8 P.C.	4X8X5/8 O.S.B.	$	9.38	$75.04
LIFTING EQUIPMENT:					$0.00
BID TOTAL					$763.04

APCO 106377

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 17

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 6/26/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

FRAME HAND RAIL'S FOR #2 & 3 AS PER HERSHEL'S INSTRUCTION

4/25/2008	2 CARPENTERS	8 HR			
				RATE	
LABOR:		8 H.R.	$	30.00	$240.00
LUMBER:	1280 L.F.	2X4 D.F.	$	0.33	$422.40
LIFTING EQUIPMENT:					$0.00
BID TOTAL					$662.40

APCO 106378

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 18

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 6/26/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR AS REQUIRED TO SNAP LINES ON #7 PER PLANS

PRE. SNAP LINES ON #7 AS PER HERSHEL AND SHAWN'S INSTRUCTIONS

1/24/2008	5 CARPENTERS	60 HR
1/25/2008	5 CARPENTERS	50 HR

		RATE	
LABOR:	110 H.R.	$ 30.00	$3,300.00
BID TOTAL			$3,300.00

APCO 106379

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 19

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 6/26/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, HARDWARE, FASTENERS
REQUIRED.

ADD SIMPSON S.D.S. SCREWS IN ALL TYPE F AND D SHEAR WALLS

5/26/2008	CARPENTERS	6	48 HR
5/27/2008	CARPENTERS	6	48 HR
5/28/2008	CARPENTERS	4	32 HR
5/29/2008	CARPENTERS	6	48 HR
5/30/2008	CARPENTERS	6	48 HR
6/2/2008	CARPENTERS	6	48 HR
6/3/2008	CARPENTERS	6	48HR
6/4/2008	CARPENTERS	4	32 HR
6/5/2008	CARPENTERS	6	48HR
6/6/2008	CARPENTERS	6	48 HR

				RATE	
LABOR:		448 HR	$	30.00	$13,440.00
FASTENERS:	2 1/2"SIMPSON S.D.S.SCROWS	7500 PC	$	0.34	$2,550.00
FASTENERS:	6"SIMPSON S.D.S.SCROWS	7500 PC	$	1.12	$8,400.00
LIFTING EQUIPMENT:					$0.00
BID TOTAL					$24,390.00

APCO 106380

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CLERK OF THE COURT

EXHIBIT C
TO THE RATIFICATION

Submitted Change Orders

SITING QUOTE #	APCO COST CHANGE ORDER REQUESTS SUBMITTED		8/08/08 QUOTE
#3	Install titan screws for 8 & 9 in concrete	$41,972.00 - AR	30,412.00
#18	Snap line on 7 as per Hershel & Shawn's instruction	$5,500.00 - AR	3,300.00
#16	Frame platform for temp elevator on 7 per Hershel	$1,198.00 - AR	763.04
#15	Add parapet walls at loft roofs on 8 & 9 to hide foam	$3,666.00 - AR	2,795.75
#12	Change kitchen walls from 25" to 27" in all units to fix reveal	$5,177.00 - AR	3,234.50
#13	Change bathroom door in all B3 units for tub & trim room Cameo CO forthcoming.	$2,257.00*	1,740.00
#11	Cut penetration through shear walls in all B1 units Cameo CO forthcoming.	$8,519.80 *	5,623.68
#8	Add extra studs for low voltage boxes	$6,837.00 - AR	3,173.40
#6	Change HVAC shaft size at elevator	$2,844.00 - AR	2,828.16
#5	Add penetrations in walls per APCO	$21,535.00 - AR	13,219.70
#1	Change doors in all S units to allow tub room Cameo CO forthcoming	$1,690.50 *	1,060.50
#2	Change doors in all A1L,B3L,B4A,B4L,B5L,B6&C2 units Cameo CO forthcoming.	$4,570.00 *	3,055.50
#14	Cut scuppers in roof of 8 & 9 at all loft roofs Cameo CO forthcoming.	$1,625.00 *	975.00
#17	Frame temp hand rail for 2 & 3 per Hershel	$827.00 - AR	662.40
#7	Fix holes in shear walls in 8&9 caused by Jeff Heit	$10,860.00 - AR	6,640.20
#9	Change window headers per Structural Clarification #8 Cameo CO forthcoming.	$7,344.00 *	4,775.40
#10	Difference in Bid Set to Permitted Construction Set Gemstone/Cameo $16,113.14 - APCO balance is $139,782.86	$155,896.00*/ - AR	121,505.14
#4	C2 unit split per plan Cameo CO forthcoming.	$23,000.00 *	20,312.00
#19	Add Simpson screws in all Type F and D shear walls Cameo CO forthcoming.	$33,350.00 *	24,390.00

APCO 109,313.82
Cameo 12,191.32

08/26/08 Version

APCO 176,342.97
Cameo 74,123.20
250,466.17

* = Cameo change order forthcoming
AR = APCO's responsibility

ZBCI002098

Exhibit 9

PLAINTIFF'S EXHIBIT 105
A571228
APCO-TR-EX0105-0001
PLTF'S PROPOSED EXHIBIT NO. 105
Case No. A571228

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
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CLERK OF THE COURT

APCO CONSTRUCTION
3432 N. 5th Street • North Las Vegas, NV 89032
Phone: (702) 734-0198 • Fax: (702)734-0398
E-mail: apcoconstruction.com • NCL: 14583

UNCONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

Property Name:	Manhattan West
Property Location:	Russell Road & I-215, Las Vegas, Nevada
Undersigned's Customer:	APCO Construction
Inv./Pmt Application No:	Payment Application #7 (May 2008)
Payment Amount:	$27,973.60

The undersigned has been paid and has received a progress payment in the above referenced Payment Amount for all work, materials and equipment the undersigned furnished to his Customer for the above described Property and does hereby waive any notice of lien, any private bond right, any claim for payment and any rights under any similar ordinance, rule or statute related to payment rights that the undersigned has on the above described Property to the following extent:

This release covers a progress payment for the work, materials or equipment furnished by the undersigned to the Property or to the Undersigned's Customer which are the subject of the Invoice or Payment Application, but only to the extent of the Payment Amount or such portion of the Payment Amount as the undersigned is actually paid, and does not cover any retention withheld, any items, modifications or changes pending approval, disputed items and claims, or items furnished that are not paid. The undersigned warrants that he either has already paid or will use the money he receives from this progress payment promptly to pay in full all laborers, subcontractors, materialmen and suppliers for all work, materials or equipment that are the subject of the waiver and release.

Dated: 03/03/08

Zitting Brothers Construction Inc.

Signature:

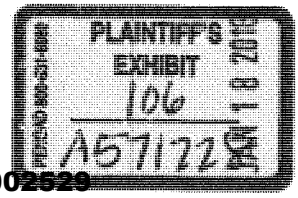
Print: Sam Zitting

Title: pres.

Notice: This document waives rights unconditionally and states that you have been paid for giving up those rights. This document is enforceable against you if you sign it to the extent of the Payment Amount or the amount received. If you have not been paid, use a Conditional Release form.

EXHIBIT 13

APCO00044636



APCO-TR-EX0106-0001
PLTF'S PROPOSED EXHIBIT NO. 106
Case No. A571228

PLAINTIFF'S EXHIBIT 108 A571228 JAN 18 2018
LEGAD 800-631-6989

APCO-TR-EX0108-0001
PLTF'S PROPOSED EXHIBIT NO. 108
Case No. A571228

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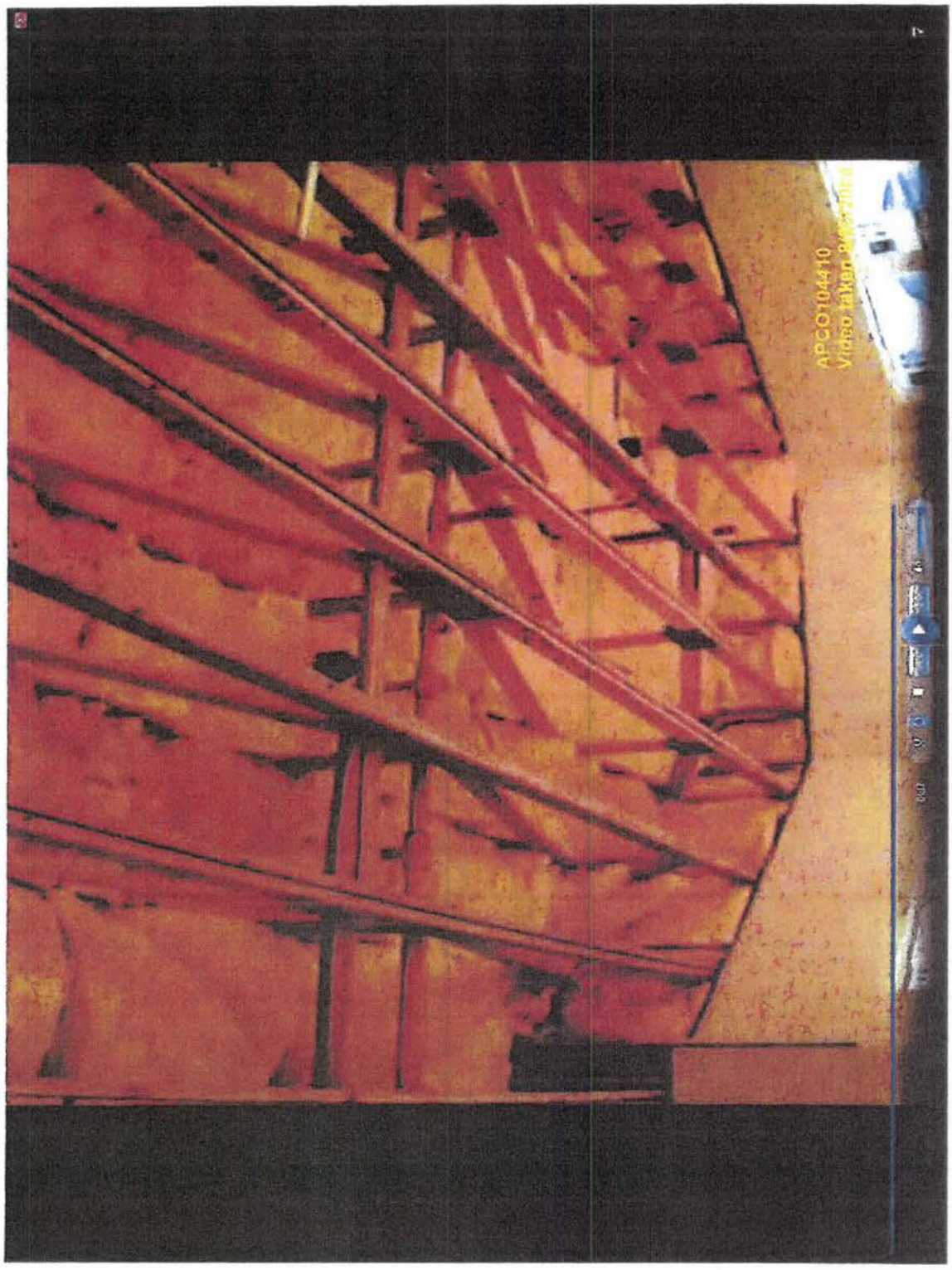

PLAINTIFF'S EXHIBIT 109 A571228 JAN 18 2018
ESQUIRE DEPOSITION SOLUTIONS 800-031-0889

APCO-TR-EX0109-0001
PLTF'S PROPOSED EXHIBIT NO. 109
Case No. A571228

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PLAINTIFF'S EXHIBIT
110
A571228
JAN 18 201
PEARL LEGAL 800-631-6989

APCO-TR-EX0110-0001
PLTF'S PROPOSED EXHIBIT NO. 110
Case No. A571228

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PLAINTIFF'S EXHIBIT
111
A571228
JAN 18 2018
PENCOD 800-631-6989

APCO-TR-EX0111-0001
PLTF'S PROPOSED EXHIBIT NO. 111
Case No. A571228

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PLAINTIFF'S EXHIBIT 112
A571228
JAN 18 2018
LANGAD 800-631-6989

APCO-TR-EX0112-0001
PLTF'S PROPOSED EXHIBIT NO. 112
Case No. A571228

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PLAINTIFF'S EXHIBIT 113 A571228 JAN 18 2019
PEARSON 800-631-6989

APCO-TR-EX0113-0001
PLTF'S PROPOSED EXHIBIT NO. 113
Case No. A571228

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DOCUMENT ATTACHED IS A
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PLAINTIFF'S EXHIBIT 114 A571228 JAN 18 2019
PRO-GAID 800-631-6989

APCO-TR-EX0114-0001
PLTF'S PROPOSED EXHIBIT NO. 114
Case No. A571228

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
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CLERK OF THE COURT

REMIT TO: Zitting Brothers Construction
256 W1 00 S
Hurricane UT 84730

P-(435) 635-4068
F-(435) 635-4137
Vendor # 21313

CONTRACT AGREEMENT
3432 NORTH 5TH STREET

SC# 111 **Manhattan West - PHASE 1**
PROGRESS PAYMENT NO: 9
FOR PERIOD: 8/22/2008 APCO JOB # 168

ITEM NO	SPEC NUMBER	DESCRIPTION	CONTRACT QUAN.	Unit	UNIT PRICE	ESTIMATED CONTRACT DOLLARS	THIS REQUEST QTY	THIS REQUEST DOLLARS	TOTAL TO DATE QTY	TOTAL TO DATE DOLLARS
		Phase 1								
1	6150.10	Building 8	1	LS	1805000	1,805,000.00	0%		100%	1,805,000.00
2	6150.10	Building 9	1	LS	1805000	1,805,000.00	0%		100%	1,805,000.00
3	6150.10	Install Windows	1	LS	41000	41,000.00	0%		50%	20,500.00
		TOTAL PH 1 CONTRACT				**3,651,000.00**	**0%**	-	**99%**	**3,630,500.00**
3	6150.1	Change Order Summary (See Page 2)						-		200,257.06
		TOTAL PHASE 1				**3,651,000.00**		-		**3,830,757.06**
		Phase 2								
6	6150.10	Building 1	1	LS	1115500	1,115,500.00	0%		0%	
7	6150.10	Building 4	1	LS	1115500	1,115,500.00	0%		0%	
8	6150.10	Building 5	1	LS	1805000	1,805,000.00	0%		0%	
9	6150.10	Building 6	1	LS	1805000	1,805,000.00	0%		0%	
10	6150.10	Building 10	1	LS	1805000	1,805,000.00	0%		0%	
11	6150.10	Building 11	1	LS	1805000	1,805,000.00	0%		0%	
12	6150.10	Building 12	1	LS	1400000	1,400,000.00	0%		0%	
		TOTAL PHASE 2				10,851,000.00	0%	-	0%	-
						14,502,000				

PREVIOUS PAYMENT AMOUNTS		DATE
EST # 1.1	800,000.00	1/24/2008
EST # 1.2	368,785.00	2/6/2008
EST # 2	567,148.60	2/19/2008
EST # 3	408,225.70	3/13/2008
EST # 4	495,604.60	4/15/2008
EST # 5	424,688.70	5/19/2008
EST # 6	156,574.60	6/13/2008
EST # 7	27,973.80	7/28/2008
EST # 8.1 & 8.2	33,847.55	8/29/2008 JC
EST #		
EST #		
EST #		
EST #		
EST #		
EST #		
EST #		
EST #		
TOTAL	3,282,848.55	

		AMT THIS ESTIMATE	AMOUNT TO DATE
TOTAL AMOUNTS		-	3,830,757.06
LESS RETENTION	10%	-	(383,075.71)
	SUBTOTAL	-	3,447,681.35

SUMMARY THRU AUGUST 2008

	Gross Billings	Less Ret.	Net Billings
Contract Billings to APCO	3,630,500.00	(363,050.00)	3,267,450.00
Change Order Billings to APCO	200,257.06	(20,025.71)	180,231.35
Total Billings to APCO	3,830,757.06	(383,075.71)	3,447,681.35
	Gross Pymts	**Less Ret.**	**Net Pymts**
APCO Contract Payments	3,630,500.00	(363,050.00)	3,267,450.00
APCO Change Order Payments	17,108.55	(1,710.00)	15,398.55
APCO Total Payments	3,647,608.55	(364,760.00)	3,282,848.55
Owner Payments for Aug 2008	0.00	0.00	0.00
Total Payments thru Aug 2008	3,647,608.55	(364,760.00)	3,282,848.55

EXHIBIT NO. ____
J.W. SEID

APCO 106189

PLAINTIFF'S EXHIBIT 115
A571228
JAN 10 2011

APCO-TR-EX0115-0001
PLTF'S PROPOSED EXHIBIT NO. 115
Case No. A571228

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DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE
CLERK OF THE COURT

RATIFICATION AND AMENDMENT OF SUBCONTRACT AGREEMENT
BUCHELE INC

This Ratification and Amendment of Subcontract Agreement ("**Ratification**") is made as of August 26, 2008 (the "**Effective Date**"), between **BUCHELE INC** ("**Subcontractor**"), and Camco Pacific Construction Company, Inc. ("**Camco**").

RECITALS

A. Subcontractor and Asphalt Products Corporation also known as APCO Construction ("**APCO**") entered into the written Subcontract Agreement attached hereto as **Exhibit A** (the "**Subcontract Agreement**") related to the ManhattanWest Condominiums project located at West Russell Road and Rocky Hill Street in Clark County, Nevada.

B. Subcontractor and Camco desire to acknowledge, ratify, and agree to the terms of the Subcontract Agreement, whereby Camco will replace APCO as the "Contractor" under the Subcontract Agreement but, subject to the terms of this Ratification, all other terms and conditions of the Subcontract Agreement will remain in full force and effect.

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are acknowledged, Subcontractor and Camco agree as follows:

AGREEMENT

1. **Amendments.** Attached hereto as **Exhibit B** are all of the amendments and modifications to the Subcontract Agreement that were executed by APCO and Subcontractor prior to the Effective Date (the "**Amendments**").

2. **Change Orders.** Attached hereto as **Exhibit C** are all of the change orders that have been submitted by Subcontractor to APCO prior to the Effective Date (the "**Submitted Change Orders**"). Set forth on **Exhibit D** hereto is a list of the Submitted Change Orders that have been approved by Camco as of the Effective Date (the "**Previously Approved Change Orders**").

3. **Removal of Future Buildings.** Notwithstanding any provision of this Ratification, Section 9.8 of the Subcontract Agreement is hereby amended and restated as follows:

> **9.8 Consideration.** Notwithstanding any provision of this Subcontract Agreement, in the event of a partial termination of the Subcontract Agreement, at the time of such termination, if no work has been performed by Subcontractor on a given building or buildings that are subject to such termination, (a) the sole compensation to be paid by Contractor to Subcontractor with respect to such building or buildings shall be an aggregate of $100 and (b) in no event shall Subcontractor be entitled to profit, markup, or compensation for any form of bulk discounts on services or work not performed.

POSTED

09714

PLAINTIFF'S EXHIBIT 116 A571228

4. Subcontractor Scope of Work. Notwithstanding any provision of this Ratification, the second paragraph of Exhibit A Subcontractor Scope of Work APCO Contract No. 168-036 is hereby amended and restated as follows:

The Scope of Work shall consist of the following:

DEMOLITION, GRADING, SUPPLY AND INSTALL OF TYPE II: Complete work per governing codes, furnish and install all necessary Design, Labor, Material, Equipment, Cartage, Freight, Supervision, Taxes, and Necessary Insurance to install and complete all SAW CUT, DEMOLISH, CONTOUR, CUT FILL,K EXISTING GRADE +/- 1'-0" GRADE, FURNISH AND INSTALL TYPE II, COMPACT, ROLL, FINISH READY TO PAVE AS SHOWN ON APPROVED DRAWINGS pursuant to the Project Drawing List for the following amounts per building:

AREA/BUILDING	**Amount**
DEMOLITION TOTALS	$29,900.00
GRADING C5 TOTALS	$101,000.00
GRADING C6, 7, 8 TOTALS	$131,400.00
Total:	$262,900.00

Notwithstanding any provision of this Subcontract Agreement, Contractor has (a) delivered to Subcontractor a disk entitled "ManhattanWest Construction Drawings August 29, 2008" containing all of the actual drawings, documents, and submittals for the Project (excluding the shop drawings) and (b) made available to Subcontractor all of the shop drawings for the Project (collectively, the "**Project Drawing List**"). Prior to the effective date, (a) Subcontractor received and reviewed the drawings, documents, and submittals contained in such Project Drawing List and (b) both parties hereby acknowledge that the version of such documents as of the Effective Date are hereby incorporated into this Agreement and shall serve as the relevant design documents for purposes of this Agreement.

Notwithstanding any provision of this Subcontract Agreement, the Scope of Work for (a) Buildings 2, 3, 7, 8, and 9 must be completed pursuant to the updated ManhattanWest Cameo Pacific Construction Schedule, dated August 22, 2008 and attached hereto as Schedule 1 (the "**Cameo Schedule**") and (b) Buildings 1, 4, 5, 6, 10, 11, and 12 must be completed pursuant to the schedule to be delivered to Subcontractor by Contractor at the time that work on such buildings is commenced. Furthermore, it is expressly understood that Subcontractor shall

provide such additional manpower and/or work such additional shifts as are reasonably requested by Camco, without additional expense to Camco.

5. **Ratification**. Subcontractor and Camco agree that (a) the terms of the Subcontract Agreement (as amended by this Ratification and including all Amendments, Previously Approved Change Orders, and the Camco Schedule) will govern their relationship regarding the Project, (b) Camco will be the "Contractor" under the Subcontract Agreement, and (c) Subcontractor and Camco agree to perform and fulfill all of the executory terms, covenants, conditions, and obligations required to be performed and fulfilled thereunder by Subcontractor and Camco, respectively. Additionally, Subcontractor and Camco will be entitled to receive all of the benefits of the executory terms, covenants, conditions, and obligations required to be performed and fulfilled by Camco and Subcontractor, respectively. Notwithstanding any provision of this Ratification, this Ratification shall not be construed as an (i) approval or acceptance by Camco of the Submitted Change Orders that are not Previously Approved Change Orders or (b) acceptance by Subcontractor of Camco's decision, as of the Effective Date, not to approve the Submitted Change Orders that are not Previously Approved Change Orders.

6. **Value Engineering.** In the event that Camco delivers written notice to Subcontractor of a specific value engineering initiative (the "VE Initiative"), Subcontractor will provide to Camco, within three days, a revised price reflecting the VE Initiative and including all back-up and price breakdowns reasonably requested by Camco (the "Value Engineering Deduct"). Notwithstanding any provision of this Ratification or the Subcontract, in the event that Subcontractor fails to comply with the previous sentence of this Section 6, Camco shall have the right to unilaterally remove the work associated with the VE Initiative from the Scope of Work. Notwithstanding any provision of this Ratification or the Subcontract, in the event that the amount of the Value Engineering Deduct is not reasonably acceptable to Camco, Camco shall have the right to obtain an alternate price from a third-party, and if Subcontractor fails to meet such price, Camco shall have the right to unilaterally remove the work associated with the VE Initiative from the Scope of Work

7. **APCO Relationship**. Notwithstanding any provision of this Ratification, this Ratification shall not (a) be construed to alter the contractual relationship between APCO and Subcontractor prior to the Effective Date or (b) prejudice any rights or obligations of APCO and Subcontractor, to each other, arising or applicable under the Subcontract Agreement prior to the Effective Date.

8. **Third-Party Beneficiary.** Notwithstanding any provision of this Ratification or the Subcontract Agreement, it is expressly agreed that Gemstone Development West, Inc. is an intended third-party beneficiary of the obligations of Subcontractor under the Subcontractor Agreement, including without limitation, any indemnity, warranty, insurance, or liquidated damage provisions.

9. **Successors and Assigns**. This Assignment is binding on and inures to the benefit of the parties to it, their heirs, executors, administrators, successors in interest, and assigns.

10. Governing Law. This Assignment will be construed, interpreted, and enforced in accordance with, and governed by, the laws of the State of Nevada, including Nevada's statutes of limitations, but without regard to Nevada's conflicts of laws provisions.

11. Further Assurances. The parties agree to execute all instruments and documents of further assurance and will do any and all such acts as may be reasonably required to carry out their obligations and to consummate the transactions contemplated herein.

IN WITNESS WHEREOF, the parties have executed this Ratification as of the Effective Date.

Subcontractor
Buchele, Inc, a ~ corporation

Tom Buchele
By:
Its: President

Cameo
Cameo Pacific Construction Company, Inc., a California corporation

By:
Its: SVP

09717

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE

CLERK OF THE COURT

EXHIBIT C
TO THE RATIFICATION

Submitted Change Orders

APCO COST CHANGE ORDER REQUESTS SUBMITTED:

Install titan screws for 8 & 9 in concrete	$41,972.00 - AR
Snap line on 7 as per Hershel & Shawn's instruction	$5,500.00 - AR
Frame platform for temp elevator on 7 per Hershel	$1,198.00 - AP
Add parapet walls at loft roofs on 8 & 9 to hide tarps	$5,566.00 - AR
Change kitchen walls from 25" to 27" in all units to fix reveal	$5,177.00 - AR
Change bathroom door in all B3 units for tub & toilet room	$2,254.00*
Canco CO forthcoming	
Cut penetration through shear walls in all B1 units	$8,319.80 *
Canco CO forthcoming	
Add extra studs for low voltage boxes	$6,857.00 - AR
Change HVAC shaft size at elevator	$2,844.00 - AR
Add penetrations in walls per APCO	$11,535.00 - AR
Change doors in all S units to allow tub room	$1,690.50 *
Canco CO forthcoming	
Change doors in all A1L,B3L,B4A,B4L,B5L,B6S,C2 units	$8,570.00 *
Canco CO forthcoming	
Cut scuppers in roof of 8 & 9 at all loft roofs	$1,625.00 *
Canco CO forthcoming.	
Frame temp hand rail for 2 & 3 per Hershel	$827.00 - AR
Fix holes in shear walls in 8&9 caused by Jeff Heit	$10,860.00 - AR
Change window headers per Structural Clarification #8	$7,346.00 *
Canco CO forthcoming	
Difference in Bid Set to Permitted Construction Set	$155,896.00* - AR
Gemstone/Canco $16,113.14 - APCO balance is $139,782.86	
C2 unit split per plan	$23,000.00 *
Canco CO forthcoming.	
Add Simpson screws in all Type F and D shear walls	$33,350.00 *
Canco CO forthcoming	

* = Canco change order forthcoming
AR = APCO's responsibility

$297,731.86
240,218.86
247,562.

ZBC1002098

57

PLAINTIFF'S EXHIBIT 117
A571228
APCO-TR-EX0117-0001
PLTF'S PROPOSED EXHIBIT NO. 117
Case No. A571228
JA002551

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 3

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

INSTALL TITAN SCREWS FOR 8&9 IN CONCRETE AS DIRECTED BY SHAWN BOWNE IN ORDER TO ELIMINATE THE PROBLEM OF FINISHING THE CONCRETE AROUND THEM AND HAVING THEM GET KNOCKED OUT OF PLACE AND NOT END UP IN THE WALL. THIS ALSO FIXES THE PROBLEM OF HAVING THE BOLTS COME UP UNDER THE STUDS.

12/10/2007	CARPENTERS	2	16 HR
12/11/2007	CARPENTERS	2	16 HR
12/12/2007	CARPENTERS	2	16 HR
12/13/2007	CARPENTERS	2	16 HR
12/14/2007	CARPENTERS	2	16 HR
12/18/2007	CARPENTERS	2	16 HR
12/19/2007	CARPENTERS	2	16 HR
12/20/2007	CARPENTERS	2	16 HR
12/21/2007	CARPENTERS	2	16 HR
12/22/2007	CARPENTERS	2	16 HR
12/24/2007	CARPENTERS	2	16 HR
12/25/2007	CARPENTERS	2	16 HR
12/26/2007	CARPENTERS	2	16 HR
12/27/2007	CARPENTERS	2	16 HR
12/28/2007	CARPENTERS	2	16 HR
12/21/2007	CARPENTERS	2	16 HR
1/2/2008	CARPENTERS	2	16 HR
1/3/2008	CARPENTERS	2	16 HR
1/4/2008	CARPENTERS	2	16 HR
1/7/2008	CARPENTERS	2	16 HR
1/8/2008	CARPENTERS	2	16 HR
1/9/2008	CARPENTERS	2	16 HR
1/10/2008	CARPENTERS	2	16 HR
1/11/2008	CARPENTERS	2	16 HR
1/14/2008	CARPENTERS	2	16 HR
1/15/2008	CARPENTERS	2	16 HR
1/16/2008	CARPENTERS	2	16 HR
1/17/2008	CARPENTERS	2	16 HR
1/18/2008	CARPENTERS	2	16 HR
1/21/2008	CARPENTERS	2	16 HR
1/22/2008	CARPENTERS	2	16 HR
1/23/2008	CARPENTERS	2	16 HR
1/24/2008	CARPENTERS	2	16 HR
1/25/2008	CARPENTERS	2	16 HR
1/28/2008	CARPENTERS	2	16 HR
1/29/2008	CARPENTERS	2	16 HR

LABOR:		578 H.R.	RATE	$	30.00	$17,340.00
LUMBER:	4288 P.C.	5/8"X8" TITAN SCREWS	RATE	$	3.05	$13,072.00
LIFTING EQUIPMENT:						$0.00
BID TOTAL						$30,412.00

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 18

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 6/26/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR AS REQUIRED TO SNAP LINES ON #7 PER PLANS

PRE. SNAP LINES ON #7 AS PER HERSHEL AND SHAWN'S INSTRUCTIONS

1/24/2008	5 CARPENTERS	60 HR
1/25/2008	5 CARPENTERS	50 HR

		RATE	
LABOR:	110 H.R.	$ 30.00	$3,300.00
BID TOTAL			$3,300.00

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 16

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

FRAME PLATFORM FOR THE TEMP. ELEVATOR ON #7 AS PER HERSHEL'S INSTRUCTION

4/28/2008	2 CARPENTERS	16 HR
4/29/2008	1 CARPENTERS	3 HR

				RATE	
LABOR:		17 H.R.	$	30.00	$510.00
LUMBER:	356 L.F.	2X6 D.F.	$	0.50	$178.00
LUMBER:	8 P.C.	4X8X5/8 O.S.B.	$	9.38	$75.04
LIFTING EQUIPMENT:					$0.00
BID TOTAL					$763.04

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 15

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

ADD PARAPET WALLS AT ALL LOFT ROOFS ON 8 & 9 TO HIDE FOAM FOR THE ROOFING AS PER JOE'S INSTRUCTION

3/26/2008	2 CARPENTERS	16 HR
3/27/2008	2 CARPENTERS	16 HR
3/26/2008	2 CARPENTERS	16 HR
3/27/2008	1 CARPENTERS	6 HR

				RATE	
LABOR:		54H.R.	$	30.00	$1,620.00
LUMBER:	1132 L.F.	2X6 D.F	$	0.50	$566.00
LUMBER:	45 P.C.	4X8X1/2 O.S.B.	$	8.75	$393.75
LIFTING EQUIPMENT:					$216.00
BID TOTAL					$2,795.75

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 12

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CHANGE KITCHEN WALLS FROM 25" TO 27" IN ALL UNITS AS PER KEITH'S INSTRUCTIONS

3/7/2008	CARPENTERS	2	16 HR
3/10/2008	CARPENTERS	2	16 HR
3/11/2008	CARPENTERS	2	16 HR

				RATE	
LABOR:		48 H.R.	$	30.00	$1,440.00
LUMBER:	4450 L.F.	2X4 D.F	$	0.33	$1,468.50
LIFTING EQUIPMENT:					$326.00
BID TOTAL					$3,234.50

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 8

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

ADD EXTRA STDS IN WALLS, FOR THE LOWE VOLTAGE BOXES, THE AGREEMENT WE HAVE WITH APCO IS THAT WE WILL FRAME FOR ANY THING THE SUBS NEED IF IT IS COORDINATED UP FRONT IT DON'T TAKE ANY MOOR TIME OR MONEY IF WE DO IT AS WE FRAME THE WALLS HOWEVER THIS DID NOT HAPPEN SO WE HAD TO SEND THE PICK UP CROW BACK AND MAKE THE CHANGES.

4/17/2008	CARPENTERS	4	28 HR
4/19/2008	CARPENTERS	2	16 HR
4/20/2008	CARPENTERS	2	16 HR
4/21/2008	CARPENTERS	3	24 HR

				RATE	
LABOR:		84 H.R.	$	30.00	$2,520.00
LUMBER:	1980 L.F.	2X4 D.F	$	0.33	$653.40
LIFTING EQUIPMENT:					$0.00
BID TOTAL					$3,173.40

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 6

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CHANGE H.V.A.C. SHAFT SIZE AT ELEVATOR LOBBY AS PER DIRECTION GIVEN TO ZITTING BY KITH AND THEN CHANGE IT BACK TO THE SAME SIZE AS IT ORIGINALLY WAS.

4/19/2008	CARPENTERS	2	16HR
4/20/2008	CARPENTERS	2	16 HR
4/21/2008	CARPENTERS	2	17 HR

				RATE	
LABOR:		49 H.R.	$	30.00	$1,470.00
LUMBER:	350 L.F.	11 7/8 T.J.I.	$	2.10	$735.00
LUMBER:	4 P.C.	4X8X3/4 T&G	$	12.00	$48.00
LUMBER:	46 L.F.	1 3/4X11 7/8 L.V.L.	$	3.96	$182.16
LIFTING EQUIPMENT:					$393.00
BID TOTAL					$2,828.16

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 5

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

ADD EXTRA PENETRATIONS IN WALLS, THE AGREEMENT WE HAVE WITH APCO IS THAT WE WILL FRAME ANY PENETRATION IN THE WALLS IF IT IS COORDINATED UP FRONT, IT DON'T TAKE ME ANY MOOR TIME OR MONEY IF I DO IT AS WE FRAME THE WALLS HOWEVER THIS DID NOT HAPPEN SO WE HAD TO SEND THE PICK UP CROW BACK AND MAKE THE CHANGES.

4/7/2008	CARPENTERS	4	32 HR
4/8/2008	CARPENTERS	4	32 HR
4/9/2008	CARPENTERS	4	32 HR
4/10/2008	CARPENTERS	4	32 HR
4/11/2008	CARPENTERS	4	32 HR
4/13/2008	CARPENTERS	4	32 HR
4/14/2008	CARPENTERS	4	32 HR
4/15/2008	CARPENTERS	4	32 HR
4/16/2008	CARPENTERS	4	32 HR
4/17/2008	CARPENTERS	4	32 HR
4/19/2008	CARPENTERS	2	16HR
4/20/2008	CARPENTERS	2	16 HR
4/21/2008	CARPENTERS	2	16 HR
4/22/2008	CARPENTERS	2	16 HR
4/23/2008	CARPENTERS	2	16 HR
4/25/2008	CARPENTERS	2	16 HR

				RATE	
LABOR:		416 H.R.	$	30.00	$12,480.00
LUMBER:	1240 L.F	2X4 D.F	$	0.33	$409.20
LUMBER:	661 L.F.	2X6 D.F	$	0.50	$330.50
LIFTING EQUIPMENT:					$0.00
BID TOTAL					$13,219.70

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 17

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 6/26/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

FRAME HAND RAIL'S FOR #2 & 3 AS PER HERSHEL'S INSTRUCTION

4/25/2008	2 CARPENTERS	8 HR			
				RATE	
LABOR:		8 H.R.	$	30.00	$240.00
LUMBER:	1280 L.F.	2X4 D.F.	$	0.33	$422.40
LIFTING EQUIPMENT:					$0.00
BID TOTAL					$662.40

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 7

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

FIX HOLES IN SHEAR WALLS IN 8&9 CASED BY THE FIRE SPRINKLER SUB CONTRACTOR

4/7/2008	CARPENTERS	3	24 HR
4/8/2008	CARPENTERS	2	16 HR
4/9/2008	CARPENTERS	2	16 HR
4/10/2008	CARPENTERS	2	16 HR
4/11/2008	CARPENTERS	1	8 HR
4/13/2008	CARPENTERS	2	16 HR
4/14/2008	CARPENTERS	2	16 HR
4/15/2008	CARPENTERS	2	17 HR
4/16/2008	CARPENTERS	1	8 HR
4/17/2008	CARPENTERS	2	16 HR
4/19/2008	CARPENTERS	2	18 HR
4/20/2008	CARPENTERS	3	24 HR
4/21/2008	CARPENTERS	2	16 HR

			RATE	
LABOR:		211 H.R.	$ 30.00	$6,330.00
LUMBER:	940 L.F.	2X4 D.F	$ 0.33	$310.20
LIFTING EQUIPMENT:				$0.00
BID TOTAL				$6,640.20

PO # 178
Hurricane UT 84737
tel: 435/635-4068
fax: 435/635-4137

Quote # 10

JOB INFO.
CONTACT:
PHONE:
FAX:

DATE: 5/30/2008

JOB: MANHATTAN WEST

BUILDER: APCO

BID INCLUDES: LABOR, LUMBER, HARDWARE, FASTENERS, AND LIFTING EQUIPMENT REQUIRED.

CHANGES MADE TO PLANS FROM BID SET TO CONSTRICTION SET A COST BRAKE DOWN IS ATTACHED FOR LABOR AND LUMBER.

		RATE	
LABOR:	1720 H.R.	$ 30.00	$51,600.00
LUMBER:			$64,910.14
LIFTING EQUIPMENT:			$4,995.00
BID TOTAL			$121,505.14

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DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE
CLERK OF THE COURT

ATT
RAILOY / JOL

Q: Why did you terminate APCO?

A: The simple answer is that we have recorded Over 60 distinct contract breaches, and it is increasingly clear that APCO has little interest in addressing them or attempting to cure them. APCO has slipped the schedule substantially, and is not making any effort to make up for their slips. Rather than hire highly-qualified construction managers capable of pushing the schedule to bring in the project, they have gradually increased their obstructionism. Put another way, if APCO had put half the energy into schedule repair that they have been putting into CYA activities and unjustified change order requests, we'd be on schedule.

Q: Who is CAMCO Pacific?

A: CAMCO Pacific is a well-established firm whose Las Vegas track record goes back to the Jockey Club. You can learn more about them at www.camcopacific.com

Q: Who do I talk to at CAMCO to move forward?

A: CAMCO's primary site leader will be. [Don Grande]. He can be reached at [702-327-8385]. We encourage you to speak to Craig Colligan and his team in the meantime, as we transition CAMCO on.

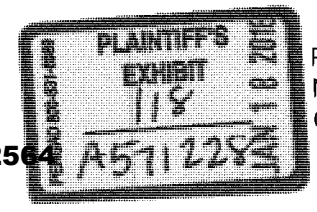
Q: I'm worried about working on the site without being OSHA-compliant, or without the right permits

A: By Monday, or possibly earlier, we will have all building permits switched over to CAMCO. CAMCO is fully-licensed for unlimited construction, in addition we will have a fulltime OSHA 500 hour card holder monitoring the safety for our project.

Q: APCO is refusing to pay me, saying that you haven't paid them. What's up with that?

A: The most recent pay application submitted by APCO is Pay Application [NUMBER]. Its processing is nearly complete, and money will be wired to NCS, most likely, within 1 week. [At that point we will

APCO 106392



APCO-TR-EX0118-0001
PLTF'S PROPOSED EXHIBIT
NO. 118
Case No. A571228

instruct NCS to pay the subcontractor portions of that draw by joint check]. We have paid APCO 100% of all legitimate pay applications they have made of us.

Q: How do I get paid going forward?

A: Please plan on submitting your next pay application by the 25th of August. You can send it to CAMCO c/o Jennifer Griffith in the construction trailer. Gemstone and CAMCO will collaborate on the analysis and signoff of subcontractor pay applications, and we hope to fund that pay application by the 15th of September.

Q: What about my change order?

A: One problem that should go away now is that legitimate change orders from subcontractors were commingled by APCO with illegitimate change order requests in certain situations. If you have a change order that you'd like resolved, please check in with Jennifer Griffith at the trailer. We'd like to get all pending change orders fully resolved.

Q: APCO owes me (money/ retention). What do I do about that?

Please contact APCO directly. They owe us a great deal in damages, and we do not expect to pay them any additional money after the current pay application is processed.

Q: What happens to the superintendent and other APCO personnel that I was working with?

Expect fairly substantial changes in the supervisory team, including building superintendents. We will move quickly to apprise you of these changes as they develop. If you're ever unsure of who you should speak to, take direction from, or report information to, you can't go wrong by inquiring at the Gemstone trailer, which is also going to serve as the CAMCO command center.

Q: Are you hiring?

Yes, Gemstone and CAMCO are collectively looking for top grade superintendents, assistant supers, and project engineers. Inquire at the Gemstone trailer.

: Should we expect changes in the day-to-day on site?

APCO 106393

You should expect a much more rigorously managed project, with much greater attention to dates,

6143193
~~CRAIG~~ PETE SMITH

schedules and critical paths. Subcontractors will be expected to meet schedules and if they fall behind, to carry out all necessary overtime to get back on schedule. In order to make up for the time that APCO squandered, it may be necessary to work multiple shifts, and six days per week.

Q: Is there a chance that Gemstone and APCO will reconcile, and that APCO will return to the site?

Gemstone and APCO may resolve some of their differences, but there is no chance at all that APCO will do further work with Gemstone.

ALL RFI TO TO GEMSTONE
NEED CO TRACKING# FOR EACH ITEM EACH CARD.

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE
CLERK OF THE COURT

Check#: 999528388 Date: 09/01/2008 Vendor#: 21313 Zitting Brothers Construction

Invoice#	Job/Description	Balance	Retain	Discount	This Check
PP#8.1 06/08	168 ManhattanWest Condo	20,500.00	2,050.00		18,450.00
PP#8.2 06/08	168 ManhattanWest Condo	17,108.55	1,711.00		15,397.55

09/01/2008 $ *33,847.55

THIRTY-THREE THOUSAND EIGHT HUNDRED FORTY-SEVEN AND 55/100 DOLLARS

Zitting Brothers Construction
PO Box 178
Hurricane UT 84737

Check#: 999528388 Date: 09/01/2008 Amount: 33,847.55 Vendor: 21313 Zitting Brothers Construction

Invoice#	Job/Description	Balance	Retain	Discount	This Check
PP#8.1 06/08	168 ManhattanWest Condo	20,500.00	2,050.00		18,450.00
PP#8.2 06/08	168 ManhattanWest Condo	17,108.55	1,711.00		15,397.55

EXHIBIT 10

APCO00044625

PLAINTIFF'S EXHIBIT 119 A571228 JAN 10 2012

APCO-TR-EX0119-0001
PLTF'S PROPOSED EXHIBIT NO. 119
Case No. A571228

INVOICE	CAT NO	INV DT	AMOUNT	RETN	NET AMOUNT	DESCRIPTION
CONDOS		08/28/08	37608.55	3761.00	33847.55	CONDOS ON BHLF OF GEMSTONE
						VOUCHER# SR8.19-01
			CHK TOTAL:		33847.55	

(TACHANE RETAIN FOR YOUR RECORDS)

VERIFY THE AUTHENTICITY OF THIS DOCUMENT BY VIEWING IT AT AN ANGLE OR HOLDING IT UP TO THE LIGHT

NEVADA CONSTRUCTION SERVICES
2320 N. BUFFALO DRIVE, SUITE 140
LAS VEGAS, NEVADA 89128
(702) 251-1150
TRUST ACCOUNT (B)

BANK OF AMERICA
CHARLESTON-NELLIS BRANCH
4221 W. CHARLESTON BLVD
LAS VEGAS, NEVADA 89102
84-2224

528388

CHECK NUMBER 528388

CHECK DATE 08/28/08

THIS CHECK WILL NOT BE HONORED IF PRESENTED 6 MONTHS AFTER THE ISSUE DATE

PAY ***33,847*DOLLARS*AND*55*CENTS

AMOUNT
****33,847.55*

TO THE ORDER OF
APCO CONSTRUCTION AND
ZITTING BROTHERS CONSTRUCTION

⑈528388⑈ ⑆122400724⑆ 04632979⑈

THE ORIGINAL DOCUMENT HAS A WHITE REFLECTIVE WATERMARK ON THE BACK — HOLD AT AN ANGLE TO SEE THE MARK WHEN CHECKING THE ENDORSEMENTS

REMIT TO Zitting Brothers Construction
258 W1 00 S
Hurricane UT 84730

(435) 635-4068
F-(435) 635-4137
Vendor # 21313

CONTRACT AGREE UT
3432 NORTH 5TH STREET

C#168-011

Manhattan West - PHASE 1

PROGRESS PAYMENT NO: 8.1 & 8.2

FOR PERIOD: 6/30/2008

APCO JOB # 168

ITEM NO	SPEC NUMBER	DESCRIPTION	CONTRACT QUAN	Unit	UNIT PRICE	ESTIMATED CONTRACT DOLLARS	THIS REQUEST QUANTITY	THIS REQUEST DOLLARS	TOTAL TO DATE QUANTITY	TOTAL TO DATE DOLLARS
		Phase 1								
1	6150.10	Building 8	1	LS	1805000	1,805,000.00	0%		100%	1,805,000.00
2	6150.10	Building 9	1	LS	1805000	1,805,000.00	0%		100%	1,805,000.00
		TOTAL PH 1 CONTRACT				3,610,000.00	0%	-	100%	3,610,000.00
3	6150.10	Install Windows 2 & 3	1	LS	41000	41,000.00	50%	20,500.00	50%	20,500.00
4	6150.10	Option Changes 8/9 (37.1)	1	LS	17108.55	17,108.55	100%	17,108.55	100%	17,108.55
		TOTAL PHASE 1				3,668,108.55		37,608.55		3,647,608.55
		Phase 2								
5	6150.10	Building 1	1	LS	1115500	1,115,500.00	0%		0%	
6	6150.10	Building 4	1	LS	1115500	1,115,500.00	0%		0%	
7	6150.10	Building 5	1	LS	1805000	1,805,000.00	0%		0%	
8	6150.10	Building 6	1	LS	1805000	1,805,000.00	0%		0%	
9	6150.10	Building 10	1	LS	1805000	1,805,000.00	0%		0%	
10	6150.10	Building 11	1	LS	1805000	1,805,000.00	0%		0%	
11	6150.10	Building 12	1	LS	1400000	1,400,000.00	0%		0%	
		TOTAL PHASE 2				10,851,000.00	0%	-	0%	-
						14,461,000				

PREVIOUS PAYMENT AMOUNTS		DATE
EST # 1.1	800,000.00	1/24/2008
EST # 1.2	368,785.00	2/6/2008
EST # 2	567,148.60	2/19/2008
EST # 3	408,225.70	3/13/2008
EST # 4	495,604.60	4/15/2008
EST # 5	424,688.70	5/19/2008
EST # 6	156,574.60	6/13/2008
EST # 7	27,973.80	7/28/2008
EST #		
EST #		
EST #		
EST #		
EST #		
EST #		
EST #		
EST #		
EST #		
TOTAL	3,249,001.00	

		AMT THIS ESTIMATE	AMOUNT TO DATE
TOTAL AMOUNTS		37,608.55	3,647,608.55
LESS RETENTION	10%	(3,761.00)	(364,760.00)
	SUBTOTAL	33,847.55	3,282,848.55
LESS PREVIOUS PAYMENTS >>>>>>>>>>>>>>			(3,249,001.00)
EARNED THIS ESTIMATE		33,847.55	
TOTAL AMOUNT DUE THIS PERIOD			33,847.55

APPROVED FOR PYMNT _____ / /

APPROVED FOR PYMNT _____ / /

PREPARED BY _____ 9/1/2008

SIIS CERTIFIED TO: 5/1/2009
LIAB CERTIFIED TO: 12/4/2008

PLEASE MAKE CHECKS PAYABLE AS FOLLOWS

Zitting Brothers Construction 33,847.55

TOTAL 33,847.55

APCO00044627

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE

CLERK OF THE COURT

APPLICATION AND CERTIFICATE FOR PAYMENT — DOCUMENT G702 (INSTRUCTIONS ON REVERSE SIDE) — PAGE 1 OF 1

TO CONTRACTOR: APCO Construction
3432 N. 5th Street
North Las Vegas, NV 89032

PROJECT:

APPLICATION NO: 7 Distribution to:
PERIOD: Aug-08 ☐ OWNER
PROJECT NOS.: ☐ ARCHITECT
☐ CONTRACTOR
CONTRACT DATE: ☐

FROM CONTRACTOR: Tri-City Drywall, Inc.
200 Commerce Park Ct.
North Las Vegas, NV 89032

VIA ARCHITECT:

CONTRACT FOR: Manhattan West

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
Continuation sheet. ALA Document G703 is attached.

1. ORIGINAL CONTRACT SUM		$ 4,128,100.00
2. Net change by Change Orders		$ 204,000.00
3. CONTRACT SUM TO DATE	(Line 1 +\- 2)	$ 4,332,100.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)		$ 2,936,032.50
5. RETAINAGE		
a. 10 % of completed work (Columns D + E on G703)	$ 293,603.25	
b. 10 % of Stored Material (Columns F on G703)	$ -	
Total Retainage (line 5a 5b or total in column I on G703)		$ 293,603.25
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)		$ 2,642,429.25
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 form prior Certificate)		$ 2,293,071.75
8. CURRENT PAYMENT DUE		$ 349,357.50
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	$ 1,689,670.75	

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
TOTAL CHARGES APPROVED IN PREVIOUS MONTHS BY OWNER	204,000.00	
Total approved this Month	-	
TOTALS	204,000.00	0
NET CHANGES by change order		204,000.00

The undersigned contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payments were issued and payments received from the Owner, and that current payment shown herein is now due.

SUBCONTRACTOR: Tri-City Drywall, Inc.
By: Jesse L. Stetler Date: 08/25/08

State of: NEVADA
County of: CLARK
Subscribed and sworn to before me this 25th day of Aug 2008

SHANNON MITCHELL
Notary Public, State of Nevada
Appointment No. 00-61557-1
My Appt. Expires Feb 28, 2012

Notary Public: Shannon Mitchell
My Commission expires: 2/28/12

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observation and data comprising this application, the Architect certifies to the Owner that to the best of the quantity of the work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED.....$
(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this application and on the Continuation sheet that are changed to conform to the amount certified)
ARCHITECT:
By: Date:

This Certificate is not negotiable. The amount certified is payable to the contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

PLAINTIFF'S EXHIBIT 120 A571228 JAN 18 2019

APCO-TR-EX0120-0001
PLTF'S PROPOSED EXHIBIT
NO. 120
Case No. A571228

APCO-00035649

CONTINUATION SHEET

AIA DOCUMENT G703

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT,
containing Contractor's signed certification, is attached.
In tabulations below, amounts are stated to the nearest dollar.
Use column i on contracts where variable retaining for line items may apply

A	B	C	D	E	F	G		H	I
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED FROM PREVIOUS APPLICATIONS (D + E)	WORK COMPLETED THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G/C)	BALANCE TO FINISH (C-G)	RETAINAGE (IF VARIABLE RATE)
1	Bldg. 2	302,000.00	$ 300,000.00	$ -		$ 300,000.00	99.34%	$ 2,000.00	$ 30,000.00
2	Bldg. 3	302,000.00	$ 170,000.00	$ 80,500.00	133	$ 250,500.00	82.95%	$ 51,500.00	$ 25,050.00
3	Bldg. 7	1,620,000.00	$ 788,725.00	$ 52,675.00	209	$ 841,400.00	51.94%	$ 778,600.00	$ 84,140.00
4	Bldg. 8	952,050.00	$ 502,000.00	$ 130,000.00	478	$ 632,000.00	66.38%	$ 320,050.00	$ 63,200.00
5	Bldg. 9	952,050.00	$ 583,132.50	$ 125,000.00	632	$ 708,132.50	74.38%	$ 243,917.50	$ 70,813.25
6	Change Order #00001	204,000.00	$ 204,000.00	$ -		$ 204,000.00	100.00%	$ -	$ 20,400.00
7			$ -				#DIV/0!	$ -	$ -
8		-	$ -	$ -		$ -	#DIV/0!	$ -	$ -
9		-	$ -	$ -		$ -	#DIV/0!	$ -	$ -
10		-	$ -	$ -		$ -	#DIV/0!	$ -	$ -
11		-	$ -	$ -		$ -	#DIV/0!	$ -	$ -
12		-	$ -	$ -		$ -	#DIV/0!	$ -	$ -
13		-	$ -	$ -		$ -	#DIV/0!	$ -	$ -
14		-	$ -	$ -		$ -	#DIV/0!	$ -	$ -
15		-		$ -		$ -	#DIV/0!	$ -	$ -
16									
17									
18									
19									
20									
21									
22									
23									
		4,332,100.00	$ 2,547,857.50	$ 388,175.00	$ -	$ 2,936,032.50	67.77%	$ 1,396,067.50	$ 293,603.25

AIA DOCUMENT G703

APCO-TR-EX0120-0002

APCO-00035650

IN THE SUPREME COURT OF THE STATE OF NEVADA

Supreme Court Case No. 77320
***Consolidated with* 80508**

HELIX ELECTRIC OF NEVADA, LLC,

Appellant,

v.

APCO CONSTRUCTION, INC., A NEVADA CORPORATION,

Respondent.

JOINT APPENDIX
VOLUME 45

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Attorneys for Respondent

Docket 77320 Document 2020-38034

CHRONOLOGICAL APPENDIX OF EXHIBITS

Date	Description	Bates Number	Volume(s)
06-24-09	**Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint**	**JA000001-JA000015**	**1**
08-05-09	**APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint**	**JA000016 – JA000030**	**1**
04-26-10	**CAMCO and Fidelity's Answer and CAMCO's Counterclaim**	**JA000031-JA000041**	**1**
07-02-10	**Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default**	**JA000042-JA000043**	**1**
06-06-13	**APCO's Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO's Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time**	**JA000044-JA000054**	**1**
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (I) APCO's Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO's Motion for Judgment Against Gemstone Only	JA000055-JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317-JA000326	6

Date	Description	Bates Number	Volume(s)
06-13-13	**Docket Entry and Minute Order Granting APCO's Motion for Summary Judgment Against Gemstone**	**JA000327**	**6**
08-02-17	**Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and *Ex Parte* Application for Order Shortening Time**	**JA000328-JA000342**	**6**
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343-JA00379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380-JA000392	6
08-21-17	**APCO Construction's Opposition to Peel Brimley Lien Claimants' Partial Motion for Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000393-JA000409**	**6/7**
	Exhibit A – Excerpt from 30(b)(6) Witness for Helix Electric of Nevada, LLC taken July 20, 2017	JA000410-JA000412	7
09-28-17	**Peel Brimley Lien Claimants' Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000413-JA00418**	**7**
11-06-17	**Peel Brimley Lien Claimants' Motion in Limine Nos. 1-6**	**JA000419-JA000428**	**7**

Date	Description	Bates Number	Volume(s)
	Exhibit 1 – Notice of Entry of Order	JA000429 JA000435	7
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.'s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC's	JA000436-JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry's Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000501-JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000512-JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC's First Set of Request for Admissions to Camco Pacific Construction	JA000523-JA000533	8
11-06-17	**Helix Electric of Nevada's Motion *in Limine* Nos. 1-4**	**JA000534-JA000542**	**8**
	Exhibit 1 – Notice of Entry of Order	JA000543-JA000549	8
	Exhibit 2 – Helix Electric of Nevada, LLC's Amended Notice of 30(b)(6) Deposition of APCO Construction	JA000550 JA000558	8/9

Date	Description	Bates Number	Volume(s)
	Exhibit 3 - Excerpts from Brian Benson Deposition Transcript taken June 5, 2017	JA000559 JA000574	9
	Exhibit 4 – Excerpts from Mary Jo Allen's Deposition Transcript taken July 18, 2017	JA000575- JA000589	9
11-06-17	**APCO Construction, Inc.'s Omnibus Motion *in Limine***	**JA000590 JA000614**	**9**
	Exhibit 1 – Second Amended Notice of taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA000615- JA000624	9
	Exhibit 2 – Zitting Brothers Construction, Inc.'s Motion for Partial Summary Judgment Against APCO Construction	JA000625- JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting's Deposition Transcript taken October 27, 2017	JA000647- JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679- JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731- JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809- JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827- JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832- JA000837	12
	Exhibit 9 – Email from Eric Zimbelman dated October 17, 2017	JA000838- JA000844	12
	Exhibit 10 – Special Master Report, Recommendation and District Court Order	JA00845- JA000848	12

Date	Description	Bates Number	Volume(s)
	Exhibit 11 – Plaintiff in Intervention, National Wood Products, Inc.'s Initial Disclosures Pursuant to NRCP 16.1	JA000849-JA000856	12
	Exhibit 12 – Plaintiff in Intervention, National Wood Products, Inc.'s First Supplemental Disclosures Pursuant to NRCP 16.1	JA000857-JA000864	12
	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865-JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC's 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874-JA000897	12
11-14-17	**Camco Pacific Construction Company, Inc.'s Opposition to Lien Claimants' Motions in Limine Nos. 1-6**	**JA000898-JA000905**	**12**
	Exhibit A – Nevada Construction Services Cost Plus GMP Contract Disbursement Agreement	JA000906-JA000907	12
	Exhibit B – Scott Financial Corporation's April 28, 2009 letter to the Nevada State Contractor's Board	JA000908-JA000915	2/13
	Exhibit C – E-mail from Alex Edelstein dated December 15, 2008 Re: Letter to Subs	JA000916-JA000917	13
	Exhibit D – Camco Pacific's letter dated December 22, 2008	JA000918-JA000920	13
	Exhibit E – Order Approving Sale of Property	JA000921-JA000928	13

Date	Description	Bates Number	Volume(s)
11-14-17	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC's Motions *in Limine* Nos. 1-4**	**JA000929-JA000940**	**13/14**
	Exhibit 1 – Excerpts from the Deposition Transcript of Mary Jo Allen taken July 18, 2017	JA000941-JA000966	14/15/16
	Exhibit 2 – Helix Electric's Manhattan West Billing/Payment Status through August 2008	JA000967-JA000969	16/17
	Exhibit 3 – Excerpts from the Deposition Transcript of Andrew Rivera taken July 20, 2017	JA000970-JA000993	17/18/19
11-14-17	**Helix Electric of Nevada's Opposition to APCO Construction's Omnibus Motion *in Limine***	**JA000994-JA001008**	**20**
	Exhibit 1 – Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001009-JA001042	20
	Exhibit 2 - Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001043-JA001055	20
	Exhibit 3 – Special Master Order Requiring Completion of Questionnaire	JA001056-JA001059	20
	Exhibit 4 – Excerpts from the Deposition Transcript of the 30(b)(6) Witness for Helix Electric of Nevada taken July 20, 2017	JA001060-JA001064	20
	Exhibit 5 - Excerpts from the Deposition Transcript of David E. Parry taken June 20, 2017	JA001065 JA001132	20/21
11-15-17	**APCO Construction, Inc.'s Reply in Support of its Omnibus *Motion in Limine***	**JA001133 JA001148**	**21**

Date	Description	Bates Number	Volume(s)
	Exhibit 1 – Special Master Report Regarding Discovery Status	JA001149-JA001151	21
	Exhibit 2 – Notice of Taking NRCP Rule 30(b)(6) Deposition of the Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA001152-JA001160	21
12-29-17	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion *in Limine* 1-6**	**JA001161-JA001169**	**22**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion *in Limine* 1-4**	**JA001170-JA001177**	**22**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine***	**JA001178-JA001186**	**22**
01-03-18	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA001187-JA001198**	**22**
01-04-18	**Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time**	**JA001199-JA001217**	**22**
	Exhibit 1 – Subcontract Agreement (Helix Electric of Nevada, LLC)	JA001218-JA001245	22/23/24
	Exhibit 2 – Subcontract Agreement (Zitting Brothers)	JA001246-JA001263	24

Date	Description	Bates Number	Volume(s)
	Exhibit 3 – Subcontract Agreement (CabineTec)	JA001264-JA001281	24/25
	Exhibit 4 – Amended Notice of Lien	JA001282-JA001297	25
	Exhibit 5 - Amended NOL	JA001298-JA001309	25
	Exhibit 6 – Notice of Lien	JA001310-JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314-JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377-JA001380	26
	Exhibit 9 – Order Denying *En Banc* Reconsideration	JA001381-JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386-JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393-JA001430	26
	Exhibit 12 – Order Big D Construction Corp.'s Motion for Attorney's Fees, Costs and Interest Pursuant to Judgment	JA001431-JA001435	26
	Exhibit 13 – Appellant's Opening Brief (Padilla v. Big D)	JA001436-JA001469	26
	Exhibit 14 – Respondent's Answering Brief	JA001470-JA001516	26/27
	Exhibit 15 – Appellant's Reply Brief (Padilla v. Big D)	JA001517-JA001551	27
01-09-18	**Peel Brimley Lien Claimants' Opposition to APCO Construction's Motion for Reconsideration of Order**	**JA001552-JA001560**	**27**

Date	Description	Bates Number	Volume(s)
	Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements		
01-10-18	**Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time**	**JA001561-JA001573**	**27**
01-12-18	**Joint Pre-Trial Memorandum [for APCO Construction, Inc., the Peel Brimley Lien Claimants and National Wood Products, LLC ONLY]**	**JA001574-JA001594**	**27/28**
	Exhibit 1 – Exhibit List APCO	JA001595-JA001614	28
	Exhibit 2 – Helix Trial Exhibits	JA001615-JA001616	28
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA001617-JA001635	28
	Exhibit 4 – Cactus Rose Trial Exhibits	JA001636-JA001637	28
	Exhibit 5 – Heinaman Trial Exhibits	JA001638-JA001639	28
	Exhibit 6 – Fast Glass Trial Exhibits	JA001640-JA001641	28
	Exhibit 7 – SWPPP Trial Exhibits	JA001642-JA001643	28
	Exhibit 8 - Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine*	JA001644-JA001647	28

Date	Description	Bates Number	Volume(s)
	Exhibit 9 - Amended *nunc pro tunc* order regarding APCO Construction, Inc.'s Omnibus Motion *in Limine* No. 7	JA001648-JA001650	28
	Exhibit 10 - Order Granting in Part and Denying in part Helix Electric of Nevada, LLC's Motions *in Limine* 1-4 (Against APCO Construction)	JA001651-JA001653	28
	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654-JA001657	28
	Exhibit 12 - Order Granting Plaintiff in Intervention, National Wood Products, Inc.'s Motion *in Limine*	JA001658-JA001660	28
	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661-JA00167	28/9/29
01-17-18	**Transcript Bench Trial (Day 1)**[1]	**JA001668-JA001802**	**29/30**
	Trial Exhibit 1 - Grading Agreement ***(Admitted)***	JA001803-JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement ***(Admitted)***	JA001826-JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement ***(Admitted)***	JA001869-JA001884	30

[1] Filed January 31, 2018

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	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone ***(Admitted)***	JA001885-JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001975-JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001979-JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) ***(Admitted)***	JA001981-JA001987	32
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) ***(Admitted)***	JA001988-JA002001	32
	Trial Exhibit 14 - Letter from W. Gochnour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause ***(Admitted)***	JA002002-JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices ***(Admitted)***	JA002011-JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks ***(Admitted)***	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract ***(Admitted)***	JA002015-JA002016	33

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record ***(Admitted)***	JA002017-JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks ***(Admitted)***	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment ***(Admitted)***	JA002025-JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP ***(Admitted)***	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner ***(Admitted)***	JA002082-JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement ***(Admitted)***	JA002121-JA002146	35
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO ***(Admitted)***	JA002147-JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice ***(Admitted)***	JA002177-JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice ***(Admitted)***	JA002182-JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors ***(Admitted)***	JA002186-JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions ***(Admitted)***	JA002189 – JA002198	36

Date	Description	Bates Number	Volume(s)
01-18-18	**Stipulation and Order Regarding Trial Exhibit Admitted into Evidence**	**JA002199-JA002201**	**36**
	Exhibit 1 – Exhibit List APCO	JA002208-JA002221	36
	Exhibit 2 – Helix Trial Exhibits	JA002222-JA002223	36
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224-JA002242	36/37
	APCO TRIAL EXHIBITS:		
	APCO Related Exhibits:		
	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244-JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283-JA002284	38
	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 29 - Email from J. Robbins to Subcontractors re: Billing Cut-Off for August Billing	JA002285	39
	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286-JA002306	39
	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307-JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309-JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311-JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313-JA002314	40
	Exhibit 36 and 130 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002315-JA002316	40
	Trial Exhibits 37 and 131 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002317-JA002318	40
	Trial Exhibits 38 and 132 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002319-JA002320	41

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 39 -Email from K. Costen to Subcontractors informing that Manhattan West Project no longer open	JA002321-JA002322	41
	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
	Trial Exhibit 46 - Helix Pay Application No. 16713-008R1 with Proof of Payment	JA002327-JA002345	41
	Trial Exhibit 47 - Helix Pay Application No. 16713-009R1 with Proof of Payment	JA002346-JA002356	41
	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357-JA002358	41
	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359-JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365-JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367-JA002368	42
	Trial Exhibit 52 -Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002369-JA002370	42
	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371-JA002372	42

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373-JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375-JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377-JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379-JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382-JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392-JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406-JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413-JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416-JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418-JA002419	43
	Trial Exhibit 64 - Photo re: Building 2 & 3, West	JA002420-JA002421	43
	Trial Exhibit 65 - Photo re: Building 2 & 3, South	JA002422-JA002423	43

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424-JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435-JA002436	43
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437-JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439-JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441-JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443-JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445-JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447-JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448-JA002449	43

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450-JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457-JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting ($27,973.80); Progress Payment No. 7	JA002495-JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498-JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 "pending"	JA002501-JA002503	44
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour	JA002504-JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour with copies of change orders	JA002506-JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527-JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting ($27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530-JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532-JA002533	44

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534-JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536-JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538-JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550-JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542-JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544-JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546-JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551-JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564-JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO ($33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568-JA002571	44
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572-JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576-JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578-JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580-JA002581	46

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582-JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592-JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599-JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613-JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652-JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677-JA002713	48
	Trial Exhibit 171 - Work Order No. 100	JA002714-JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719-JA002730	48

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731-JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746-JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748-JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752-JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772-JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798-JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826-JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029-JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334-JA003338	55
	Helix Trial Exhibits:		
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57 /58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733-JA003813	60/61

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 510 - Unsigned Subcontract	JA003814-JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928-JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035-JA005281	63/64/65/66/67/68/69/70/71/72/73/74/75/76/77
01-19-18	**Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA005282-JA005283**	**78**
01-18-18	**Transcript – Bench Trial (Day 2)[2]**	JA005284-JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) ***(Admitted)***	JA005371-JA005623	78/79/80
01-19-18	**Transcript – Bench Trial (Day 3)[3]**	JA005624-JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint ***(Admitted)***	JA005786-JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone ***(Admitted)***	JA005802-JA005804	80

[2] Filed January 31, 201879
[3] Filed January 31, 2018

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 320 – June-August Billings—not paid to APCO ***(Admitted)***	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec ***(Admitted)***	JA005806-	80
	Trial Exhibit 536 – Lien math calculations (handwritten) ***(Admitted)***	JA005807-JA005808	80
	Trial Exhibit 804 – Camco Correspondence ***(Admitted)***	JA005809-JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien ***(Admitted)***	JA005817-JA005819	81
01-24-18	**Transcript – Bench Trial (Day 5)[4]**	**JA005820-JA005952**	81
03-08-18	**Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law**	**JA005953-JA005985**	**81**
03-08-18	**Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law**	**JA005986-JA006058**	**8/821**
03-08-18	**APCO Construction Inc.'s Post-Trial Brief**	**JA006059-JA006124**	**82/83**
03-23-18	**APCO Opposition to Helix Electric of Nevada, LLC's Findings of Fact and Conclusions of Law**	**JA006125-JA006172**	**83/84**
03-23-18	**Helix Electric of Nevada, LLC's Responses to APCO Construction's Post-Trial Brief**	**JA006173-JA006193**	**84**
04-25-18	**Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO**	**JA006194-JA006264**	**84/85**

[4] Filed January 31, 201883

Date	Description	Bates Number	Volume(s)
05-08-18	**APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc**.	**JA006265-JA006284**	**85**
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285-JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357-JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370-JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386-JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399-JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403-JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407-JA006411	87
	Exhibit 7A – Billing Entries	JA006412-JA006442	87/88

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	Exhibit 7B – Time Recap	JA006443-JA006474	88
	Exhibit 8 – Declaration of Cody S. Mounteer, Esq. in Support of Motion for Attorney's Fees and Costs	JA006475-JA006478	88
	Exhibit 9 – APCO Construction, Inc.'s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479-JA006487	88
	Exhibit 10 – Depository Index	JA006488-JA006508	88/89
05-08-18	**Helix Electric of Nevada, LLC's Motion to Retax Costs Re: Defendant APCO Construction's Memorandum of Costs and Disbursements**	**JA006509-JA006521**	**89**
05-31-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]**	**JA006522 JA006540**	**89**
06-01-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]**	**JA006541 JA006550**	**90**
06-01-18	**Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs**	**JA006551-JA006563**	**90**
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564-JA006574	90

Date	Description	Bates Number	Volume(s)
	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575-JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581-JA006601	90
	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA006583-JA006588	90
	Exhibit 5 – Summary of Fees	JA006589-JA006614	90
06-15-18	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Motions to Retax Costs**	**JA006615-JA006637**	**90/9**1
	Exhibit 1-A Declaration of Mary Bacon in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006635 JA006638	91
	Exhibit 1-B – Declaration of Cody Mounteer in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006639-JA006916	91/92/93 94/95/96
06-15-18	**Helix Electric of Nevada, LLC's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA006917 – JA006942**	**96**
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943-JA006948	96

Date	Description	Bates Number	Volume(s)
	Exhibit 2 – Notice of Entry of Denying APCO Construction's Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949-JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955-JA006958	96
	Exhibit 4 – Order Denying *En Banc* Reconsideration	JA006959-JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA006964-JA006978	96
	Exhibit 6A – Interstate Plumbing and Air Conditioning, LLC's Response to Special Master Questionnaire	JA006977-JA006980	96
	Exhibit 6B – Nevada Prefab Engineers, Inc.'s Response to Special Master Questionnaire	JA006981-JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.'s Response to Special Master Questionnaire	JA006985-JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal's Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC's Special Master Questionnaire	JA007002-JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006-JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037-JA007060	97

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	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042-JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff's Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054-JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057-JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine*	JA007060-JA007088	97
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion in Limine (against APCO Construction)	JA007070-JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions' Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079-JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary	JA007085-JA007087	97

Date	Description	Bates Number	Volume(s)
	Judgment Precluding Defenses Based on Pay-if-Paid Agreements		
	Exhibit 15 – Notice of Association of Counsel	JA007088-JA007094	97
06-15-18	**Plaintiff in Intervention National Wood Products, Inc.'s Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007095-JA007120**	**97/98**
06-15-18	**Declaration of S. Judy Hirahara in support of National Woods's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007121-JA007189**	**98**
06-18-18	**Plaintiff in Intervention National Wood Products, Inc.'s Joinder to Helix Electric of Nevada, LLC's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007190-JA007192**	**99**
06-21-18	**Helix Electric of Nevada, LLC's Notice of Non-Opposition to its Motion for Attorney's Fees, Interest and Costs**	**JA007193-JA007197**	**99**
06-29-18	**APCO Construction, Inc.'s Reply in Support of its Motion for Attorney's Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.**	**JA007198-JA007220**	**99**
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221-JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223-JA007224	99

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06-29-18	Helix Electric of Nevada, LLC's Reply Re: Motion to Retax	JA007225-JA007237	100
07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238-JA007245	100
07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246-JA007261	100
08-08-18	Court's Decision on Attorneys' Fees and Cost Motions	JA007262-JA007280	100
09-28-18	Notice of Entry of (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281-JA007299	100
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300-JA007312	100/101
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007313-JA007315	101

Date	Description	Bates Number	Volume(s)
08-06-19	**Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA007316-JA007331**	**101**
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.	JA007332-JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336-JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345-JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395-JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of Nevada, LLC, SWPPP Compliance	JA007401-JA007517	102/103

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	Solutions, Inc., E&E Fire Protection		
	Exhibit 6 – Order Dismissing Appeal in Part (Case No. 76276)	JA007518-JA007519	103
	Exhibit 7 – Order to Show Cause	JA007520-JA007542	103
	Exhibit 8 -Order Dismissing Appeal (Case No. 76276)	JA007524-JA007527	103
	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528-JA007541	103
	Exhibit 10 (Part One)	JA007537-JA007542	103
	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543-JA007585	103
	Exhibit 10B -Docket 08A571228 (APCO v. Gemstone)	JA007586-JA008129	103/104/105/106/107/108/109
	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130-JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants' Motions for Partial Summary Judgment Against Gemstone Development West	JA008139-JA008141	109
	Exhibit 10 (Part Two)	JA008142-JA008149	109

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	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150-JA008167	109
	Exhibit 10F – Special Master Report Regarding Remaining Parties to the Litigation and Discovery Status	JA008168-JA008170	109
	Exhibit 10EG – Notice of Entry of Granting Plaintiff's Motion to Dismiss	JA008171-JA008177	109
	Exhibit 10H – Complaint re Foreclosure	JA008178-JA008214	109
	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215-JA008230	109
	Exhibit 10J – APCO Construction's Answer to Accuracy Glass & Mirror Company's First Amended Complaint re Foreclosure	JA008231-JA008265	109/110
	Exhibit 10K –Answer to Accuracy Glass & Mirror Company, Inc.'s Complaint and Camco Pacific Construction, Inc.'s Counterclaim	JA008266-JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.'s Answer to Camco Pacific Construction Company's Counterclaim	JA008286-JA008290	110
	Exhibit 10M – Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291-JA008306	110
	Exhibit 10N – APCO Construction's Answer to Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307-JA008322	110
	Exhibit 10O – Answer to Helix Electric's Statement of Facts	JA008323-JA008338	110

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	Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.'s Counterclaim		
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC's Motion for Attorney's Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348-JA008367	110
	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368-JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenetec Against APCO	JA008379-JA008450	110/111
	Exhibit 10T -WRG Design, Inc.'s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451-JA008486	111
	Exhibit 10U – APCO Construction's Answer to WRG Design Inc.'s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468-JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.'s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc's Counterclaim	JA008484-JA008504	111

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	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505-JA008512	111
	Exhibit 10X – WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518-JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction's Counterclaim	JA008531-JA008551	111
	Exhibit 10AA – Notice of Entry of Granting Heinaman Glazing's Motion for Attorneys's Fees, Interest and Costs	JA008552-JA008579	111/112
	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561-JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing's Answer to Camco Pacific Construction Company's Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589-JA00861	112
	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party	JA008602-JA008621	112

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	Complaint and Camco Pacific Construction, Inc.'s Counterclaim		
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622-JA008624	112
	Exhibit 10GG – HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625-JA008642	112
	Exhibit 10HH – APCO Construction's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643-JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658-JA008664	112
	Exhibit 10JJ -Defendants Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008665-JA008681	112
	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682-JA008685	112
	Exhibit 10LL – HD Supply Waterworks, LP's Voluntary Dismissal of Platte River Insurance Company Only Without Prejudice	JA008686-JA008693	112

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	Exhibit 10MM – Scott Financial Corporation's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694-JA008717	112/113
	Exhibit 10NN-Notice of Appeal	JA008718 JA008723	113
	Exhibit 10OO – Amended Notice of Appeal	JA008724-JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730-JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737-JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747-JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875-JA008758	113
	Exhibit 13 – Stipulation and Order with Prejudice	JA008759-JA008780	113
	Exhibit 14 – Docket/United Subcontractors, Inc. dba Skyline Insulation's Motion to Enforce Settlement Agreement and Enter Judgment	JA008762-JA008788	113
	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789-JA008798	113

Date	Description	Bates Number	Volume(s)
	Exhibit 16 – Notice of Appeal	JA008799-JA008810	113
08-16-19	**APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA008811-JA008821**	**114**
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822-JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825-JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent's Response to Order to Show Cause	JA008829-JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893-JA008896	116
	Exhibit 5 – Chart of Claims	JA008897-JA008924	116
	Exhibit 6 – Answer to Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company, Inc.'s Counterclaim	JA008925-JA008947	116/117
	Exhibit 7 – Answer to Cactus Rose's Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.'s Counterclaim	JA008948-JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008966-JA008986	117/118

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	Pacific Construction's Counterclaim		
	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987-JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998-JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011-JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025-JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039-JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111-JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114-JA009116	119
08-29-19	**Helix Electric of Nevada LLC's Reply to APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II)**	**JA009117-JA009123**	**119**

Date	Description	Bates Number	Volume(s)
	Dismiss All Unresolved Claims and/or (III) In The Alternative for a Rule 54(B) Certification as to Helix and APCO		
01-03-20	**Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification**	**JA009124-JA009131**	**119**
01-29-20	**Notice of Appeal**	**JA009132-JA009136**	**119/120**
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA009137-JA009166	120
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148-JA009156	120
02-11-20	**Case Appeal Statement**	**JA009157-JA009163**	120
02-11-20	**APCO's Notice of Cross Appeal**	**JA009164-JA010310**	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorney's Fees and Costs; (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA009168-JA009182	120

Date	**Description**	**Bates Number**	**Volume(s)**
	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada's Motion for Rule 54(b) Certification	JA009183-JA00991	120

ALPHABETICAL APPENDIX OF EXHIBITS

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08-05-09	**APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint**	**JA000016 – JA000030**	**1**
05-08-18	**APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc**.	**JA006265-JA006284**	**85**
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285-JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357-JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370-JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386-JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399-JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403-JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407-JA006411	87
	Exhibit 7A – Billing Entries	JA006412-	87/88

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	Exhibit 7B – Time Recap	JA006443-JA006474	88
	Exhibit 8 – Declaration of Cody S. Mounteer, Esq. in Support of Motion for Attorney's Fees and Costs	JA006475-JA006478	88
	Exhibit 9 – APCO Construction, Inc.'s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479-JA006487	88
	Exhibit 10 – Depository Index	JA006488-JA006508	88/89
06-06-13	**APCO's Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO's Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time**	**JA000044-JA000054**	**1**
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (I) APCO's Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO's Motion for Judgment Against Gemstone Only	JA000055-JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317-JA000326	6
02-11-20	**APCO's Notice of Cross Appeal**	**JA009164-JA010310**	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorney's Fees and Costs; (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's	JA009168-JA009182	114

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	Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply		
	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada's Motion for Rule 54(b) Certification	JA009183-JA00991	120
11-06-17	**APCO Construction, Inc.'s Omnibus Motion *in Limine***	**JA000590 JA000614**	**9**
	Exhibit 1 – Second Amended Notice of taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA000615-JA000624	9
	Exhibit 2 – Zitting Brothers Construction, Inc.'s Motion for Partial Summary Judgment Against APCO Construction	JA000625-JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting's Deposition Transcript taken October 27, 2017	JA000647-JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679-JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731-JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809-JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827-JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832-JA000837	12
	Exhibit 9 – Email from Eric Zimbelman dated October 17, 2017	JA000838-JA000844	12
	Exhibit 10 – Special Master Report, Recommendation and District Court Order	JA00845-JA000848	12

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	Exhibit 11 – Plaintiff in Intervention, National Wood Products, Inc.'s Initial Disclosures Pursuant to NRCP 16.1	JA000849-JA000856	12
	Exhibit 12 – Plaintiff in Intervention, National Wood Products, Inc.'s First Supplemental Disclosures Pursuant to NRCP 16.1	JA000857-JA000864	12
	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865-JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC's 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874-JA000897	12
03-23-18	**APCO Opposition to Helix Electric of Nevada, LLC's Findings of Fact and Conclusions of Law**	**JA006125-JA006172**	**83/84**
08-16-19	**APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA008811-JA008821**	**114**
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822-JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825-JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent's Response to Order to Show Cause	JA008829-JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893-JA008896	116
	Exhibit 5 – Chart of Claims	JA008897-JA008924	116
	Exhibit 6 – Answer to Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008925-JA008947	116/117

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	Exhibit 7 – Answer to Cactus Rose's Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.'s Counterclaim	JA008948-JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction's Counterclaim	JA008966-JA008986	117/118
	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987-JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998-JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011-JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025-JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039-JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111-JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114-JA009116	119

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06-15-18	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Motions to Retax Costs**	**JA006615-JA006637**	**90/9**1
	Exhibit 1-A Declaration of Mary Bacon in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006635 JA006638	91
	Exhibit 1-B – Declaration of Cody Mounteer in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006639-JA006916	91/92/93 94/95/96
11-14-17	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC's Motions *in Limine* Nos. 1-4**	**JA000929-JA000940**	**13/14**
	Exhibit 1 – Excerpts from the Deposition Transcript of Mary Jo Allen taken July 18, 2017	JA000941-JA000966	14/15/16
	Exhibit 2 – Helix Electric's Manhattan West Billing/Payment Status through August 2008	JA000967-JA000969	16/17
	Exhibit 3 – Excerpts from the Deposition Transcript of Andrew Rivera taken July 20, 2017	JA000970-JA000993	17/18/19
08-21-17	**APCO Construction's Opposition to Peel Brimley Lien Claimants' Partial Motion for Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000393-JA000409**	**6/7**
	Exhibit A – Excerpt from 30(b)(6) Witness for Helix Electric of Nevada, LLC taken July 20, 2017	JA000410-JA000412	7
03-08-18	**APCO Construction Inc.'s Post-Trial Brief**	**JA006059-JA006124**	**82/83**
11-15-17	**APCO Construction, Inc.'s Reply in Support of its Omnibus *Motion in Limine***	**JA001133 JA001148**	**21**

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	Exhibit 1 – Special Master Report Regarding Discovery Status	JA001149-JA001151	21
	Exhibit 2 – Notice of Taking NRCP Rule 30(b)(6) Deposition of the Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA001152-JA001160	21
06-29-18	**APCO Construction, Inc.'s Reply in Support of its Motion for Attorney's Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.**	**JA007198-JA007220**	**99**
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221-JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223-JA007224	99
04-26-10	**CAMCO and Fidelity's Answer and CAMCO's Counterclaim**	**JA000031-JA000041**	**1**
11-14-17	**Camco Pacific Construction Company, Inc.'s Opposition to Lien Claimants' Motions in Limine Nos. 1-6**	**JA000898-JA000905**	**12**
	Exhibit A – Nevada Construction Services Cost Plus GMP Contract Disbursement Agreement	JA000906-JA000907	12
	Exhibit B – Scott Financial Corporation's April 28, 2009 letter to the Nevada State Contractor's Board	JA000908-JA000915	2/13
	Exhibit C – E-mail from Alex Edelstein dated December 15, 2008 Re: Letter to Subs	JA000916-JA000917	13
	Exhibit D – Camco Pacific's letter dated December 22, 2008	JA000918-JA000920	13
	Exhibit E – Order Approving Sale of Property	JA000921-JA000928	13
02-11-20	**Case Appeal Statement**	**JA009157-JA009163**	120

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08-08-18	**Court's Decision on Attorneys' Fees and Cost Motions**	**JA007262-JA007280**	**100**
06-15-18	**Declaration of S. Judy Hirahara in support of National Woods's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007121-JA007189**	**98**
06-13-13	**Docket Entry and Minute Order Granting APCO's Motion for Summary Judgment Against Gemstone**	**JA000327**	**6**
04-25-18	**Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO**	**JA006194-JA006264**	**84/85**
11-06-17	**Helix Electric of Nevada's Motion *in Limine* Nos. 1-4**	**JA000534-JA000542**	**8**
	Exhibit 1 – Notice of Entry of Order	JA000543-JA000549	8
	Exhibit 2 – Helix Electric of Nevada, LLC's Amended Notice of 30(b)(6) Deposition of APCO Construction	JA000550 JA000558	8/9
	Exhibit 3 - Excerpts from Brian Benson Deposition Transcript taken June 5, 2017	JA000559 JA000574	9
	Exhibit 4 – Excerpts from Mary Jo Allen's Deposition Transcript taken July 18, 2017	JA000575-JA000589	9
06-01-18	**Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs**	**JA006551-JA006563**	**90**
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564-JA006574	90
	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575-JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581-JA006601	90

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	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA006583-JA006588	90
	Exhibit 5 – Summary of Fees	JA006589-JA006614	90
08-06-19	**Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA007316-JA007331**	**101**
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.	JA007332-JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336-JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345-JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395-JA007400	102
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	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435-JA002436	43

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437-JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439-JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441-JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443-JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445-JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447-JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448-JA002449	43
	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450-JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457-JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting ($27,973.80); Progress Payment No. 7	JA002495-JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498-JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 “pending”	JA002501-JA002503	44

Date	Description	Bates Number	Volume(s)
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	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour with copies of change orders	JA002506-JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527-JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting ($27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530-JA002531	44
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	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534-JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536-JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538-JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550-JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542-JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544-JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546-JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551-JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564-JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO ($33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568-JA002571	44

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572-JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576-JA002577	45/46
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	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582-JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592-JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599-JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613-JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652-JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677-JA002713	48

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 171 - Work Order No. 100	JA002714-JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719-JA002730	48
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731-JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746-JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748-JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752-JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772-JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798-JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826-JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029-JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334-JA003338	55
	Helix Trial Exhibits:		

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57/ 58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61
	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65/66/67/ 68/69/70 /71/72 /73/74/75/ 76/77
01-17-18	**Transcript Bench Trial (Day 1)**[5]	**JA001668- JA001802**	**29/30**
	Trial Exhibit 1 - Grading Agreement ***(Admitted)***	JA001803- JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement ***(Admitted)***	JA001826- JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement ***(Admitted)***	JA001869- JA001884	30
	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone ***(Admitted)***	JA001885- JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001975- JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001979- JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) ***(Admitted)***	JA001981- JA001987	32

[5] Filed January 31, 2018

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) ***(Admitted)***	JA001988-JA002001	32
	Trial Exhibit 14 - Letter from W. Gochnour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause ***(Admitted)***	JA002002-JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices ***(Admitted)***	JA002011-JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks ***(Admitted)***	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract ***(Admitted)***	JA002015-JA002016	33
	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record ***(Admitted)***	JA002017-JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks ***(Admitted)***	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment ***(Admitted)***	JA002025-JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP ***(Admitted)***	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner ***(Admitted)***	JA002082-JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement ***(Admitted)***	JA002121-JA002146	35

Date	**Description**	**Bates Number**	**Volume(s)**
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO ***(Admitted)***	JA002147-JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice ***(Admitted)***	JA002177-JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice ***(Admitted)***	JA002182-JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors ***(Admitted)***	JA002186-JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions ***(Admitted)***	JA002189 – JA002198	36
01-18-18	**Transcript – Bench Trial (Day 2)**[6]	JA005284-JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) ***(Admitted)***	JA005371-JA005623	78/79/80
01-19-18	**Transcript – Bench Trial (Day 3)**[7]	JA005624-JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint ***(Admitted)***	JA005786-JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone ***(Admitted)***	JA005802-JA005804	80
	Trial Exhibit 320 – June-August Billings—not paid to APCO ***(Admitted)***	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec ***(Admitted)***	JA005806-	80

[6] Filed January 31, 201879
[7] Filed January 31, 2018

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 536 – Lien math calculations (handwritten) ***(Admitted)***	JA005807-JA005808	80
	Trial Exhibit 804 – Camco Correspondence ***(Admitted)***	JA005809-JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien ***(Admitted)***	JA005817-JA005819	81
01-24-18	**Transcript – Bench Trial (Day 5)[8]**	**JA005820-JA005952**	81
01-24-19	**Transcript for All Pending Fee Motions on July 19, 2018**	**JA007300-JA007312**	**100/101**

[8] Filed January 31, 2018

TRI-CITY DRYWALL INC.
200 Commerce Park Ct. ♦ N. Las Vegas, NV 89032
Phone 891-0599 ♦ Fax 891-0611 - License # 0029962 NV (C-4ce)

CONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

Property Name: Manhattan West

Property Location: Bldg. 3 & 7-9

Undersigned's Customer: APCO Construction

Invoice/Payment Application Number: 13722

Payment Amount: $349,357.50

Upon receipt by the undersigned of a check in the above referenced Payment Amount payable to the undersigned, and when the check has been properly endorsed and has been by the bank on which it is drawn, this document becomes effective to the release and the undersigned shall be deemed to waive any notice of lien, any private bond right, and claim for payment and any rights under any similar ordinance, rule, or statute related to payment rights that the undersigned has on the above described Property to the following extent:

This release covers a progress payment for the work, materials or equipment furnished by the undersigned to the Property or to the Undersigned's Customer, which are the subject of the Invoice or Payment Application, but only to the extent of the Paymnet Amount or such portion of the Payment Amount as the undersigned is actually paid, and does not cover any retention withheld, any items, modifications of changes pending approval, disputed items and claims, or items furnished or invoiced after the Payment Period. Before any recipient of this document relies on it, s/he should verify evidence of payment to the undersigned. The undersigned warrants that s/he either has already paid or will use the money s/he receives from this progress payment promptly to pay in full all her/his laborers, subcontractors, materialmen and suppliers for all work, material or equipment that are the subject of this waiver and release.

DATED: Aug. 25, 2008

Tri-City Drywall, Inc.
Company Name
By Jesse L. Sutterlin
Its President
TITLE

APCO-00035651

APCO-TR-EX0120-0003

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE
CLERK OF THE COURT

IN THE SUPREME COURT OF THE STATE OF NEVADA

Supreme Court Case No. 77320
***Consolidated with* 80508**

HELIX ELECTRIC OF NEVADA, LLC,

Appellant,

v.

APCO CONSTRUCTION, INC., A NEVADA CORPORATION,

Respondent.

JOINT APPENDIX
VOLUME 46

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Docket 77320 Document 2020-38034

CHRONOLOGICAL APPENDIX OF EXHIBITS

Date	Description	Bates Number	Volume(s)
06-24-09	**Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint**	**JA000001-JA000015**	**1**
08-05-09	**APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint**	**JA000016 – JA000030**	**1**
04-26-10	**CAMCO and Fidelity's Answer and CAMCO's Counterclaim**	**JA000031-JA000041**	**1**
07-02-10	**Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default**	**JA000042-JA000043**	**1**
06-06-13	**APCO's Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO's Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time**	**JA000044-JA000054**	**1**
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (I) APCO's Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO's Motion for Judgment Against Gemstone Only	JA000055-JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317-JA000326	6

Date	Description	Bates Number	Volume(s)
06-13-13	**Docket Entry and Minute Order Granting APCO's Motion for Summary Judgment Against Gemstone**	**JA000327**	**6**
08-02-17	**Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and *Ex Parte* Application for Order Shortening Time**	**JA000328-JA000342**	**6**
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343-JA00379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380-JA000392	6
08-21-17	**APCO Construction's Opposition to Peel Brimley Lien Claimants' Partial Motion for Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000393-JA000409**	**6/7**
	Exhibit A – Excerpt from 30(b)(6) Witness for Helix Electric of Nevada, LLC taken July 20, 2017	JA000410-JA000412	7
09-28-17	**Peel Brimley Lien Claimants' Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000413-JA00418**	**7**
11-06-17	**Peel Brimley Lien Claimants' Motion in Limine Nos. 1-6**	**JA000419-JA000428**	**7**

Date	Description	Bates Number	Volume(s)
	Exhibit 1 – Notice of Entry of Order	JA000429 JA000435	7
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.'s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC's	JA000436-JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry's Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000501-JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000512-JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC's First Set of Request for Admissions to Camco Pacific Construction	JA000523-JA000533	8
11-06-17	**Helix Electric of Nevada's Motion *in Limine* Nos. 1-4**	**JA000534-JA000542**	**8**
	Exhibit 1 – Notice of Entry of Order	JA000543-JA000549	8
	Exhibit 2 – Helix Electric of Nevada, LLC's Amended Notice of 30(b)(6) Deposition of APCO Construction	JA000550 JA000558	8/9

Date	Description	Bates Number	Volume(s)
	Exhibit 3 - Excerpts from Brian Benson Deposition Transcript taken June 5, 2017	JA000559 JA000574	9
	Exhibit 4 – Excerpts from Mary Jo Allen's Deposition Transcript taken July 18, 2017	JA000575- JA000589	9
11-06-17	**APCO Construction, Inc.'s Omnibus Motion *in Limine***	**JA000590 JA000614**	**9**
	Exhibit 1 – Second Amended Notice of taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA000615- JA000624	9
	Exhibit 2 – Zitting Brothers Construction, Inc.'s Motion for Partial Summary Judgment Against APCO Construction	JA000625- JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting's Deposition Transcript taken October 27, 2017	JA000647- JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679- JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731- JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809- JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827- JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832- JA000837	12
	Exhibit 9 – Email from Eric Zimbelman dated October 17, 2017	JA000838- JA000844	12
	Exhibit 10 – Special Master Report, Recommendation and District Court Order	JA00845- JA000848	12

Date	Description	Bates Number	Volume(s)
	Exhibit 11 – Plaintiff in Intervention, National Wood Products, Inc.'s Initial Disclosures Pursuant to NRCP 16.1	JA000849-JA000856	12
	Exhibit 12 – Plaintiff in Intervention, National Wood Products, Inc.'s First Supplemental Disclosures Pursuant to NRCP 16.1	JA000857-JA000864	12
	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865-JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC's 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874-JA000897	12
11-14-17	**Camco Pacific Construction Company, Inc.'s Opposition to Lien Claimants' Motions in Limine Nos. 1-6**	**JA000898-JA000905**	**12**
	Exhibit A – Nevada Construction Services Cost Plus GMP Contract Disbursement Agreement	JA000906-JA000907	12
	Exhibit B – Scott Financial Corporation's April 28, 2009 letter to the Nevada State Contractor's Board	JA000908-JA000915	2/13
	Exhibit C – E-mail from Alex Edelstein dated December 15, 2008 Re: Letter to Subs	JA000916-JA000917	13
	Exhibit D – Camco Pacific's letter dated December 22, 2008	JA000918-JA000920	13
	Exhibit E – Order Approving Sale of Property	JA000921-JA000928	13

Date	Description	Bates Number	Volume(s)
11-14-17	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC's Motions *in Limine* Nos. 1-4**	**JA000929-JA000940**	**13/14**
	Exhibit 1 – Excerpts from the Deposition Transcript of Mary Jo Allen taken July 18, 2017	JA000941-JA000966	14/15/16
	Exhibit 2 – Helix Electric's Manhattan West Billing/Payment Status through August 2008	JA000967-JA000969	16/17
	Exhibit 3 – Excerpts from the Deposition Transcript of Andrew Rivera taken July 20, 2017	JA000970-JA000993	17/18/19
11-14-17	**Helix Electric of Nevada's Opposition to APCO Construction's Omnibus Motion *in Limine***	**JA000994-JA001008**	**20**
	Exhibit 1 – Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001009-JA001042	20
	Exhibit 2 - Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001043-JA001055	20
	Exhibit 3 – Special Master Order Requiring Completion of Questionnaire	JA001056-JA001059	20
	Exhibit 4 – Excerpts from the Deposition Transcript of the 30(b)(6) Witness for Helix Electric of Nevada taken July 20, 2017	JA001060-JA001064	20
	Exhibit 5 - Excerpts from the Deposition Transcript of David E. Parry taken June 20, 2017	JA001065 JA001132	20/21
11-15-17	**APCO Construction, Inc.'s Reply in Support of its Omnibus *Motion in Limine***	**JA001133 JA001148**	**21**

Date	Description	Bates Number	Volume(s)
	Exhibit 1 – Special Master Report Regarding Discovery Status	JA001149-JA001151	21
	Exhibit 2 – Notice of Taking NRCP Rule 30(b)(6) Deposition of the Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA001152-JA001160	21
12-29-17	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion *in Limine* 1-6**	**JA001161-JA001169**	**22**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion *in Limine* 1-4**	**JA001170-JA001177**	**22**
12-29-17	**Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine***	**JA001178-JA001186**	**22**
01-03-18	**Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA001187-JA001198**	**22**
01-04-18	**Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time**	**JA001199-JA001217**	**22**
	Exhibit 1 – Subcontract Agreement (Helix Electric of Nevada, LLC)	JA001218-JA001245	22/23/24
	Exhibit 2 – Subcontract Agreement (Zitting Brothers)	JA001246-JA001263	24

Date	Description	Bates Number	Volume(s)
	Exhibit 3 – Subcontract Agreement (CabineTec)	JA001264-JA001281	24/25
	Exhibit 4 – Amended Notice of Lien	JA001282-JA001297	25
	Exhibit 5 - Amended NOL	JA001298-JA001309	25
	Exhibit 6 – Notice of Lien	JA001310-JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314-JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377-JA001380	26
	Exhibit 9 – Order Denying *En Banc* Reconsideration	JA001381-JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386-JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393-JA001430	26
	Exhibit 12 – Order Big D Construction Corp.'s Motion for Attorney's Fees, Costs and Interest Pursuant to Judgment	JA001431-JA001435	26
	Exhibit 13 – Appellant's Opening Brief (Padilla v. Big D)	JA001436-JA001469	26
	Exhibit 14 – Respondent's Answering Brief	JA001470-JA001516	26/27
	Exhibit 15 – Appellant's Reply Brief (Padilla v. Big D)	JA001517-JA001551	27
01-09-18	**Peel Brimley Lien Claimants' Opposition to APCO Construction's Motion for Reconsideration of Order**	**JA001552-JA001560**	**27**

Date	Description	Bates Number	Volume(s)
	Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements		
01-10-18	**Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time**	**JA001561-JA001573**	**27**
01-12-18	**Joint Pre-Trial Memorandum [for APCO Construction, Inc., the Peel Brimley Lien Claimants and National Wood Products, LLC ONLY]**	**JA001574-JA001594**	**27/28**
	Exhibit 1 – Exhibit List APCO	JA001595-JA001614	28
	Exhibit 2 – Helix Trial Exhibits	JA001615-JA001616	28
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA001617-JA001635	28
	Exhibit 4 – Cactus Rose Trial Exhibits	JA001636-JA001637	28
	Exhibit 5 – Heinaman Trial Exhibits	JA001638-JA001639	28
	Exhibit 6 – Fast Glass Trial Exhibits	JA001640-JA001641	28
	Exhibit 7 – SWPPP Trial Exhibits	JA001642-JA001643	28
	Exhibit 8 - Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine*	JA001644-JA001647	28

Date	Description	Bates Number	Volume(s)
	Exhibit 9 - Amended *nunc pro tunc* order regarding APCO Construction, Inc.'s Omnibus Motion *in Limine* No. 7	JA001648-JA001650	28
	Exhibit 10 - Order Granting in Part and Denying in part Helix Electric of Nevada, LLC's Motions *in Limine* 1-4 (Against APCO Construction)	JA001651-JA001653	28
	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654-JA001657	28
	Exhibit 12 - Order Granting Plaintiff in Intervention, National Wood Products, Inc.'s Motion *in Limine*	JA001658-JA001660	28
	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661-JA00167	28/9/29
01-17-18	**Transcript Bench Trial (Day 1)**[1]	**JA001668-JA001802**	**29/30**
	Trial Exhibit 1 - Grading Agreement ***(Admitted)***	JA001803-JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement ***(Admitted)***	JA001826-JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement ***(Admitted)***	JA001869-JA001884	30

[1] Filed January 31, 2018

Date	**Description**	**Bates Number**	**Volume(s)**
	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone ***(Admitted)***	JA001885-JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001975-JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001979-JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) ***(Admitted)***	JA001981-JA001987	32
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) ***(Admitted)***	JA001988-JA002001	32
	Trial Exhibit 14 - Letter from W. Gochnour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause ***(Admitted)***	JA002002-JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices ***(Admitted)***	JA002011-JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks ***(Admitted)***	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract ***(Admitted)***	JA002015-JA002016	33

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record ***(Admitted)***	JA002017-JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks ***(Admitted)***	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment ***(Admitted)***	JA002025-JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP ***(Admitted)***	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner ***(Admitted)***	JA002082-JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement ***(Admitted)***	JA002121-JA002146	35
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO ***(Admitted)***	JA002147-JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice ***(Admitted)***	JA002177-JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice ***(Admitted)***	JA002182-JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors ***(Admitted)***	JA002186-JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions ***(Admitted)***	JA002189 – JA002198	36

Date	Description	Bates Number	Volume(s)
01-18-18	**Stipulation and Order Regarding Trial Exhibit Admitted into Evidence**	**JA002199-JA002201**	**36**
	Exhibit 1 – Exhibit List APCO	JA002208-JA002221	36
	Exhibit 2 – Helix Trial Exhibits	JA002222-JA002223	36
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224-JA002242	36/37
	APCO TRIAL EXHIBITS:		
	APCO Related Exhibits:		
	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244-JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283-JA002284	38
	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 29 - Email from J. Robbins to Subcontractors re: Billing Cut-Off for August Billing	JA002285	39
	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286-JA002306	39
	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307-JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309-JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311-JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313-JA002314	40
	Exhibit 36 and 130 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002315-JA002316	40
	Trial Exhibits 37 and 131 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002317-JA002318	40
	Trial Exhibits 38 and 132 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002319-JA002320	41

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 39 -Email from K. Costen to Subcontractors informing that Manhattan West Project no longer open	JA002321-JA002322	41
	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
	Trial Exhibit 46 - Helix Pay Application No. 16713-008R1 with Proof of Payment	JA002327-JA002345	41
	Trial Exhibit 47 - Helix Pay Application No. 16713-009R1 with Proof of Payment	JA002346-JA002356	41
	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357-JA002358	41
	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359-JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365-JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367-JA002368	42
	Trial Exhibit 52 -Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002369-JA002370	42
	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371-JA002372	42

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373-JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375-JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377-JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379-JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382-JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392-JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406-JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413-JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416-JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418-JA002419	43
	Trial Exhibit 64 - Photo re: Building 2 & 3, West	JA002420-JA002421	43
	Trial Exhibit 65 - Photo re: Building 2 & 3, South	JA002422-JA002423	43

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424-JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435-JA002436	43
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437-JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439-JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441-JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443-JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445-JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447-JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448-JA002449	43

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450-JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457-JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting ($27,973.80); Progress Payment No. 7	JA002495-JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498-JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 "pending"	JA002501-JA002503	44
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour	JA002504-JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour with copies of change orders	JA002506-JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527-JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting ($27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530-JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532-JA002533	44

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534-JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536-JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538-JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550-JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542-JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544-JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546-JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551-JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564-JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO ($33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568-JA002571	44
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572-JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576-JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578-JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580-JA002581	46

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582-JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592-JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599-JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613-JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652-JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677-JA002713	48
	Trial Exhibit 171 - Work Order No. 100	JA002714-JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719-JA002730	48

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731-JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746-JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748-JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752-JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772-JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798-JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826-JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029-JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334-JA003338	55
	Helix Trial Exhibits:		
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57 /58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733-JA003813	60/61

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 510 - Unsigned Subcontract	JA003814-JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928-JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035-JA005281	63/64/65/66/67/68/69/70/71/72/73/74/75/76/77
01-19-18	**Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA005282-JA005283**	**78**
01-18-18	**Transcript – Bench Trial (Day 2)[2]**	JA005284-JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) ***(Admitted)***	JA005371-JA005623	78/79/80
01-19-18	**Transcript – Bench Trial (Day 3)[3]**	JA005624-JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint ***(Admitted)***	JA005786-JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone ***(Admitted)***	JA005802-JA005804	80

[2] Filed January 31, 201879
[3] Filed January 31, 2018

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 320 – June-August Billings—not paid to APCO ***(Admitted)***	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec ***(Admitted)***	JA005806-	80
	Trial Exhibit 536 – Lien math calculations (handwritten) ***(Admitted)***	JA005807-JA005808	80
	Trial Exhibit 804 – Camco Correspondence ***(Admitted)***	JA005809-JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien ***(Admitted)***	JA005817-JA005819	81
01-24-18	**Transcript – Bench Trial (Day 5)[4]**	**JA005820-JA005952**	81
03-08-18	**Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law**	**JA005953-JA005985**	**81**
03-08-18	**Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law**	**JA005986-JA006058**	**8/821**
03-08-18	**APCO Construction Inc.'s Post-Trial Brief**	**JA006059-JA006124**	**82/83**
03-23-18	**APCO Opposition to Helix Electric of Nevada, LLC's Findings of Fact and Conclusions of Law**	**JA006125-JA006172**	**83/84**
03-23-18	**Helix Electric of Nevada, LLC's Responses to APCO Construction's Post-Trial Brief**	**JA006173-JA006193**	**84**
04-25-18	**Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO**	**JA006194-JA006264**	**84/85**

[4] Filed January 31, 201883

Date	Description	Bates Number	Volume(s)
05-08-18	**APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc**.	**JA006265-JA006284**	**85**
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285-JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357-JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370-JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386-JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399-JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403-JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407-JA006411	87
	Exhibit 7A – Billing Entries	JA006412-JA006442	87/88

Date	Description	Bates Number	Volume(s)
	Exhibit 7B – Time Recap	JA006443-JA006474	88
	Exhibit 8 – Declaration of Cody S. Mounteer, Esq. in Support of Motion for Attorney's Fees and Costs	JA006475-JA006478	88
	Exhibit 9 – APCO Construction, Inc.'s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479-JA006487	88
	Exhibit 10 – Depository Index	JA006488-JA006508	88/89
05-08-18	**Helix Electric of Nevada, LLC's Motion to Retax Costs Re: Defendant APCO Construction's Memorandum of Costs and Disbursements**	**JA006509-JA006521**	**89**
05-31-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]**	**JA006522 JA006540**	**89**
06-01-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]**	**JA006541 JA006550**	**90**
06-01-18	**Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs**	**JA006551-JA006563**	**90**
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564-JA006574	90

Date	Description	Bates Number	Volume(s)
	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575-JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581-JA006601	90
	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA006583-JA006588	90
	Exhibit 5 – Summary of Fees	JA006589-JA006614	90
06-15-18	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Motions to Retax Costs**	**JA006615-JA006637**	**90/9**1
	Exhibit 1-A Declaration of Mary Bacon in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006635 JA006638	91
	Exhibit 1-B – Declaration of Cody Mounteer in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006639-JA006916	91/92/93 94/95/96
06-15-18	**Helix Electric of Nevada, LLC's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA006917 – JA006942**	**96**
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943-JA006948	96

Date	Description	Bates Number	Volume(s)
	Exhibit 2 – Notice of Entry of Denying APCO Construction's Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949-JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955-JA006958	96
	Exhibit 4 – Order Denying *En Banc* Reconsideration	JA006959-JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA006964-JA006978	96
	Exhibit 6A – Interstate Plumbing and Air Conditioning, LLC's Response to Special Master Questionnaire	JA006977-JA006980	96
	Exhibit 6B – Nevada Prefab Engineers, Inc.'s Response to Special Master Questionnaire	JA006981-JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.'s Response to Special Master Questionnaire	JA006985-JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal's Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC's Special Master Questionnaire	JA007002-JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006-JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037-JA007060	97

Date	Description	Bates Number	Volume(s)
	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042-JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff's Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054-JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057-JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion *in Limine*	JA007060-JA007088	97
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion in Limine (against APCO Construction)	JA007070-JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions' Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079-JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary	JA007085-JA007087	97

Date	Description	Bates Number	Volume(s)
	Judgment Precluding Defenses Based on Pay-if-Paid Agreements		
	Exhibit 15 – Notice of Association of Counsel	JA007088-JA007094	97
06-15-18	**Plaintiff in Intervention National Wood Products, Inc.'s Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007095-JA007120**	**97/98**
06-15-18	**Declaration of S. Judy Hirahara in support of National Woods's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007121-JA007189**	**98**
06-18-18	**Plaintiff in Intervention National Wood Products, Inc.'s Joinder to Helix Electric of Nevada, LLC's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007190-JA007192**	**99**
06-21-18	**Helix Electric of Nevada, LLC's Notice of Non-Opposition to its Motion for Attorney's Fees, Interest and Costs**	**JA007193-JA007197**	**99**
06-29-18	**APCO Construction, Inc.'s Reply in Support of its Motion for Attorney's Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.**	**JA007198-JA007220**	**99**
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221-JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223-JA007224	99

Date	Description	Bates Number	Volume(s)
06-29-18	Helix Electric of Nevada, LLC's Reply Re: Motion to Retax	JA007225-JA007237	100
07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238-JA007245	100
07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246-JA007261	100
08-08-18	Court's Decision on Attorneys' Fees and Cost Motions	JA007262-JA007280	100
09-28-18	Notice of Entry of (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281-JA007299	100
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300-JA007312	100/101
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007313-JA007315	101

Date	Description	Bates Number	Volume(s)
08-06-19	**Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA007316-JA007331**	**101**
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.	JA007332-JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336-JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345-JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395-JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of Nevada, LLC, SWPPP Compliance	JA007401-JA007517	102/103

Date	Description	Bates Number	Volume(s)
	Solutions, Inc., E&E Fire Protection		
	Exhibit 6 – Order Dismissing Appeal in Part (Case No. 76276)	JA007518-JA007519	103
	Exhibit 7 – Order to Show Cause	JA007520-JA007542	103
	Exhibit 8 -Order Dismissing Appeal (Case No. 76276)	JA007524-JA007527	103
	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528-JA007541	103
	Exhibit 10 (Part One)	JA007537-JA007542	103
	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543-JA007585	103
	Exhibit 10B -Docket 08A571228 (APCO v. Gemstone)	JA007586-JA008129	103/104/105/106/107/108/109
	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130-JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants' Motions for Partial Summary Judgment Against Gemstone Development West	JA008139-JA008141	109
	Exhibit 10 (Part Two)	JA008142-JA008149	109

Date	Description	Bates Number	Volume(s)
	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150-JA008167	109
	Exhibit 10F – Special Master Report Regarding Remaining Parties to the Litigation and Discovery Status	JA008168-JA008170	109
	Exhibit 10EG – Notice of Entry of Granting Plaintiff's Motion to Dismiss	JA008171-JA008177	109
	Exhibit 10H – Complaint re Foreclosure	JA008178-JA008214	109
	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215-JA008230	109
	Exhibit 10J – APCO Construction's Answer to Accuracy Glass & Mirror Company's First Amended Complaint re Foreclosure	JA008231-JA008265	109/110
	Exhibit 10K –Answer to Accuracy Glass & Mirror Company, Inc.'s Complaint and Camco Pacific Construction, Inc.'s Counterclaim	JA008266-JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.'s Answer to Camco Pacific Construction Company's Counterclaim	JA008286-JA008290	110
	Exhibit 10M – Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291-JA008306	110
	Exhibit 10N – APCO Construction's Answer to Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307-JA008322	110
	Exhibit 10O – Answer to Helix Electric's Statement of Facts	JA008323-JA008338	110

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	Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.'s Counterclaim		
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC's Motion for Attorney's Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348-JA008367	110
	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368-JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenetec Against APCO	JA008379-JA008450	110/111
	Exhibit 10T -WRG Design, Inc.'s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451-JA008486	111
	Exhibit 10U – APCO Construction's Answer to WRG Design Inc.'s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468-JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.'s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc's Counterclaim	JA008484-JA008504	111

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	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505-JA008512	111
	Exhibit 10X – WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518-JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction's Counterclaim	JA008531-JA008551	111
	Exhibit 10AA – Notice of Entry of Granting Heinaman Glazing's Motion for Attorneys's Fees, Interest and Costs	JA008552-JA008579	111/112
	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561-JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing's Answer to Camco Pacific Construction Company's Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589-JA00861	112
	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party	JA008602-JA008621	112

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	Complaint and Camco Pacific Construction, Inc.'s Counterclaim		
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622-JA008624	112
	Exhibit 10GG – HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625-JA008642	112
	Exhibit 10HH – APCO Construction's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643-JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658-JA008664	112
	Exhibit 10JJ -Defendants Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008665-JA008681	112
	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682-JA008685	112
	Exhibit 10LL – HD Supply Waterworks, LP's Voluntary Dismissal of Platte River Insurance Company Only Without Prejudice	JA008686-JA008693	112

Date	Description	Bates Number	Volume(s)
	Exhibit 10MM – Scott Financial Corporation's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694-JA008717	112/113
	Exhibit 10NN-Notice of Appeal	JA008718 JA008723	113
	Exhibit 10OO – Amended Notice of Appeal	JA008724-JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730-JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737-JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747-JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875-JA008758	113
	Exhibit 13 – Stipulation and Order with Prejudice	JA008759-JA008780	113
	Exhibit 14 – Docket/United Subcontractors, Inc. dba Skyline Insulation's Motion to Enforce Settlement Agreement and Enter Judgment	JA008762-JA008788	113
	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789-JA008798	113

Date	Description	Bates Number	Volume(s)
	Exhibit 16 – Notice of Appeal	JA008799-JA008810	113
08-16-19	**APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA008811-JA008821**	**114**
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822-JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825-JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent's Response to Order to Show Cause	JA008829-JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893-JA008896	116
	Exhibit 5 – Chart of Claims	JA008897-JA008924	116
	Exhibit 6 – Answer to Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company, Inc.'s Counterclaim	JA008925-JA008947	116/117
	Exhibit 7 – Answer to Cactus Rose's Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.'s Counterclaim	JA008948-JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008966-JA008986	117/118

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	Pacific Construction's Counterclaim		
	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987-JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998-JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011-JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025-JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039-JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111-JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114-JA009116	119
08-29-19	**Helix Electric of Nevada LLC's Reply to APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II)**	**JA009117-JA009123**	**119**

Date	Description	Bates Number	Volume(s)
	Dismiss All Unresolved Claims and/or (III) In The Alternative for a Rule 54(B) Certification as to Helix and APCO		
01-03-20	**Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification**	**JA009124-JA009131**	**119**
01-29-20	**Notice of Appeal**	**JA009132-JA009136**	**119/120**
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA009137-JA009166	120
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148-JA009156	120
02-11-20	**Case Appeal Statement**	**JA009157-JA009163**	120
02-11-20	**APCO's Notice of Cross Appeal**	**JA009164-JA010310**	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorney's Fees and Costs; (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA009168-JA009182	120

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	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada's Motion for Rule 54(b) Certification	JA009183-JA00991	120

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08-05-09	**APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint**	**JA000016 – JA000030**	**1**
05-08-18	**APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc**.	**JA006265-JA006284**	**85**
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285-JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357-JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370-JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386-JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399-JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403-JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407-JA006411	87
	Exhibit 7A – Billing Entries	JA006412-	87/88

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	Exhibit 7B – Time Recap	JA006443-JA006474	88
	Exhibit 8 – Declaration of Cody S. Mounteer, Esq. in Support of Motion for Attorney's Fees and Costs	JA006475-JA006478	88
	Exhibit 9 – APCO Construction, Inc.'s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479-JA006487	88
	Exhibit 10 – Depository Index	JA006488-JA006508	88/89
06-06-13	**APCO's Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO's Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time**	**JA000044-JA000054**	**1**
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (I) APCO's Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO's Motion for Judgment Against Gemstone Only	JA000055-JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317-JA000326	6
02-11-20	**APCO's Notice of Cross Appeal**	**JA009164-JA010310**	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorney's Fees and Costs; (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's	JA009168-JA009182	114

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	Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply		
	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada's Motion for Rule 54(b) Certification	JA009183-JA00991	120
11-06-17	**APCO Construction, Inc.'s Omnibus Motion *in Limine***	**JA000590 JA000614**	**9**
	Exhibit 1 – Second Amended Notice of taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA000615-JA000624	9
	Exhibit 2 – Zitting Brothers Construction, Inc.'s Motion for Partial Summary Judgment Against APCO Construction	JA000625-JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting's Deposition Transcript taken October 27, 2017	JA000647-JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679-JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731-JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809-JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827-JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832-JA000837	12
	Exhibit 9 – Email from Eric Zimbelman dated October 17, 2017	JA000838-JA000844	12
	Exhibit 10 – Special Master Report, Recommendation and District Court Order	JA00845-JA000848	12

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	Exhibit 11 – Plaintiff in Intervention, National Wood Products, Inc.'s Initial Disclosures Pursuant to NRCP 16.1	JA000849-JA000856	12
	Exhibit 12 – Plaintiff in Intervention, National Wood Products, Inc.'s First Supplemental Disclosures Pursuant to NRCP 16.1	JA000857-JA000864	12
	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865-JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC's 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874-JA000897	12
03-23-18	**APCO Opposition to Helix Electric of Nevada, LLC's Findings of Fact and Conclusions of Law**	**JA006125-JA006172**	**83/84**
08-16-19	**APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA008811-JA008821**	**114**
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822-JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825-JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent's Response to Order to Show Cause	JA008829-JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893-JA008896	116
	Exhibit 5 – Chart of Claims	JA008897-JA008924	116
	Exhibit 6 – Answer to Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008925-JA008947	116/117

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	Exhibit 7 – Answer to Cactus Rose's Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.'s Counterclaim	JA008948-JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction's Counterclaim	JA008966-JA008986	117/118
	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987-JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998-JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011-JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025-JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039-JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111-JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114-JA009116	119

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06-15-18	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Motions to Retax Costs**	**JA006615-JA006637**	**90/9**1
	Exhibit 1-A Declaration of Mary Bacon in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006635 JA006638	91
	Exhibit 1-B – Declaration of Cody Mounteer in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006639-JA006916	91/92/93 94/95/96
11-14-17	**APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC's Motions *in Limine* Nos. 1-4**	**JA000929-JA000940**	**13/14**
	Exhibit 1 – Excerpts from the Deposition Transcript of Mary Jo Allen taken July 18, 2017	JA000941-JA000966	14/15/16
	Exhibit 2 – Helix Electric's Manhattan West Billing/Payment Status through August 2008	JA000967-JA000969	16/17
	Exhibit 3 – Excerpts from the Deposition Transcript of Andrew Rivera taken July 20, 2017	JA000970-JA000993	17/18/19
08-21-17	**APCO Construction's Opposition to Peel Brimley Lien Claimants' Partial Motion for Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000393-JA000409**	**6/7**
	Exhibit A – Excerpt from 30(b)(6) Witness for Helix Electric of Nevada, LLC taken July 20, 2017	JA000410-JA000412	7
03-08-18	**APCO Construction Inc.'s Post-Trial Brief**	**JA006059-JA006124**	**82/83**
11-15-17	**APCO Construction, Inc.'s Reply in Support of its Omnibus *Motion in Limine***	**JA001133 JA001148**	**21**

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	Exhibit 1 – Special Master Report Regarding Discovery Status	JA001149-JA001151	21
	Exhibit 2 – Notice of Taking NRCP Rule 30(b)(6) Deposition of the Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA001152-JA001160	21
06-29-18	**APCO Construction, Inc.'s Reply in Support of its Motion for Attorney's Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.**	**JA007198-JA007220**	**99**
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221-JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223-JA007224	99
04-26-10	**CAMCO and Fidelity's Answer and CAMCO's Counterclaim**	**JA000031-JA000041**	**1**
11-14-17	**Camco Pacific Construction Company, Inc.'s Opposition to Lien Claimants' Motions in Limine Nos. 1-6**	**JA000898-JA000905**	**12**
	Exhibit A – Nevada Construction Services Cost Plus GMP Contract Disbursement Agreement	JA000906-JA000907	12
	Exhibit B – Scott Financial Corporation's April 28, 2009 letter to the Nevada State Contractor's Board	JA000908-JA000915	2/13
	Exhibit C – E-mail from Alex Edelstein dated December 15, 2008 Re: Letter to Subs	JA000916-JA000917	13
	Exhibit D – Camco Pacific's letter dated December 22, 2008	JA000918-JA000920	13
	Exhibit E – Order Approving Sale of Property	JA000921-JA000928	13
02-11-20	**Case Appeal Statement**	**JA009157-JA009163**	120

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08-08-18	**Court's Decision on Attorneys' Fees and Cost Motions**	**JA007262-JA007280**	**100**
06-15-18	**Declaration of S. Judy Hirahara in support of National Woods's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs**	**JA007121-JA007189**	**98**
06-13-13	**Docket Entry and Minute Order Granting APCO's Motion for Summary Judgment Against Gemstone**	**JA000327**	**6**
04-25-18	**Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO**	**JA006194-JA006264**	**84/85**
11-06-17	**Helix Electric of Nevada's Motion *in Limine* Nos. 1-4**	**JA000534-JA000542**	**8**
	Exhibit 1 – Notice of Entry of Order	JA000543-JA000549	8
	Exhibit 2 – Helix Electric of Nevada, LLC's Amended Notice of 30(b)(6) Deposition of APCO Construction	JA000550 JA000558	8/9
	Exhibit 3 - Excerpts from Brian Benson Deposition Transcript taken June 5, 2017	JA000559 JA000574	9
	Exhibit 4 – Excerpts from Mary Jo Allen's Deposition Transcript taken July 18, 2017	JA000575-JA000589	9
06-01-18	**Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs**	**JA006551-JA006563**	**90**
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564-JA006574	90
	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575-JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581-JA006601	90

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	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA006583-JA006588	90
	Exhibit 5 – Summary of Fees	JA006589-JA006614	90
08-06-19	**Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO**	**JA007316-JA007331**	**101**
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.	JA007332-JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336-JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345-JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395-JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of	JA007401-JA007517	102/103

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	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants' Motions for Partial Summary Judgment Against Gemstone Development West	JA008139-JA008141	109
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	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150-JA008167	109
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	Exhibit 10N – APCO Construction's Answer to Helix Electric's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307-JA008322	110
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03-08-18	**Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law**	**JA005986-JA006058**	**8/821**
03-08-18	**Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law**	**JA005953-JA005985**	**81**
01-04-18	**Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time**	**JA001199-JA001217**	**22**
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	Exhibit 10 – Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386-JA001392	26
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06-01-18	**Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]**	**JA006541 JA006550**	**90**
09-28-18	**Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply**	**JA007281-JA007299**	**100**
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01-19-18	**Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA005282-JA005283**	**78**
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	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380-JA000392	6
11-06-17	**Peel Brimley Lien Claimants' Motion in Limine Nos. 1-6**	**JA000419-JA000428**	**7**
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	Exhibit 5 – Fast Glass, Inc.'s First Set of Request for Admissions to Camco Pacific Construction	JA000501-JA000511	8
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09-28-17	**Peel Brimley Lien Claimants' Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA000413-JA00418**	**7**
01-09-18	**Peel Brimley Lien Claimants' Opposition to APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements**	**JA001552-JA001560**	**27**
06-18-18	**Plaintiff in Intervention National Wood Products, Inc.'s Joinder to Helix Electric of Nevada, LLC's Opposition**	**JA007190-JA007192**	**99**

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07-19-18	**Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs**	**JA007246-JA007261**	**100**
01-10-18	**Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time**	**JA001561-JA001573**	**27**
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	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435-JA002436	43

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437-JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439-JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441-JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443-JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445-JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447-JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448-JA002449	43
	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450-JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457-JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting ($27,973.80); Progress Payment No. 7	JA002495-JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498-JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 “pending”	JA002501-JA002503	44

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour	JA002504-JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to $30 per hour with copies of change orders	JA002506-JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527-JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting ($27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530-JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532-JA002533	44
	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534-JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536-JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538-JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550-JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542-JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544-JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546-JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551-JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564-JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO ($33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568-JA002571	44

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572-JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576-JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578-JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580-JA002581	46
	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582-JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592-JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599-JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613-JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652-JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677-JA002713	48

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 171 - Work Order No. 100	JA002714-JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719-JA002730	48
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731-JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746-JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748-JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752-JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772-JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798-JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826-JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029-JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334-JA003338	55
	Helix Trial Exhibits:		

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57/ 58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61
	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65/66/67/ 68/69/70 /71/72 /73/74/75/ 76/77
01-17-18	**Transcript Bench Trial (Day 1)**[5]	**JA001668- JA001802**	**29/30**
	Trial Exhibit 1 - Grading Agreement ***(Admitted)***	JA001803- JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement ***(Admitted)***	JA001826- JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement ***(Admitted)***	JA001869- JA001884	30
	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone ***(Admitted)***	JA001885- JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001975- JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work ***(Admitted)***	JA001979- JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) ***(Admitted)***	JA001981- JA001987	32

[5] Filed January 31, 2018

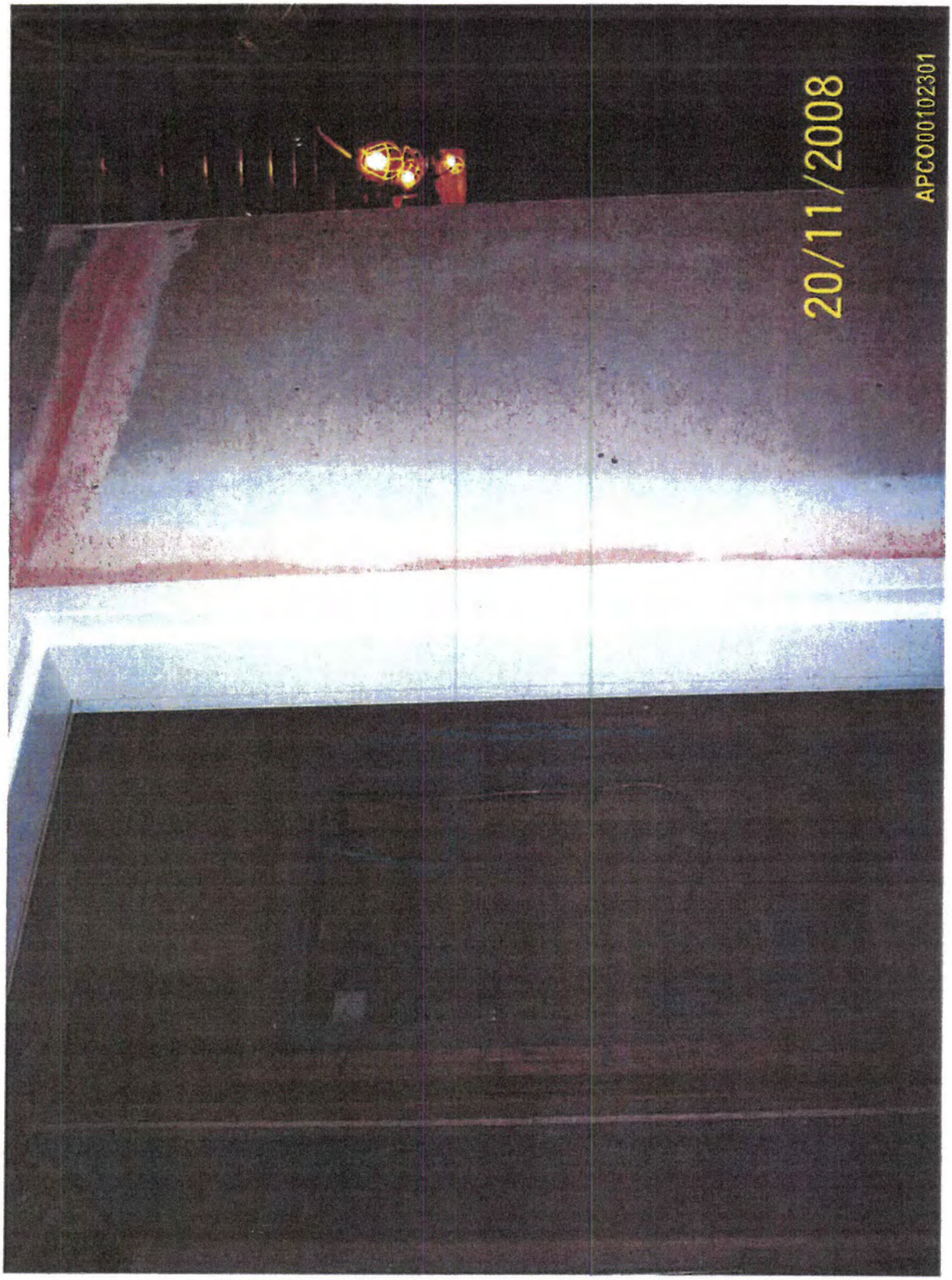
Date	Description	Bates Number	Volume(s)
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) ***(Admitted)***	JA001988-JA002001	32
	Trial Exhibit 14 - Letter from W. Gochnour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause ***(Admitted)***	JA002002-JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices ***(Admitted)***	JA002011-JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks ***(Admitted)***	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract ***(Admitted)***	JA002015-JA002016	33
	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record ***(Admitted)***	JA002017-JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks ***(Admitted)***	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment ***(Admitted)***	JA002025-JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP ***(Admitted)***	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner ***(Admitted)***	JA002082-JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement ***(Admitted)***	JA002121-JA002146	35

Date	**Description**	**Bates Number**	**Volume(s)**
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO ***(Admitted)***	JA002147-JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice ***(Admitted)***	JA002177-JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice ***(Admitted)***	JA002182-JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors ***(Admitted)***	JA002186-JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions ***(Admitted)***	JA002189 – JA002198	36
01-18-18	**Transcript – Bench Trial (Day 2)**[6]	JA005284-JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) ***(Admitted)***	JA005371-JA005623	78/79/80
01-19-18	**Transcript – Bench Trial (Day 3)**[7]	JA005624-JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint ***(Admitted)***	JA005786-JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone ***(Admitted)***	JA005802-JA005804	80
	Trial Exhibit 320 – June-August Billings—not paid to APCO ***(Admitted)***	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec ***(Admitted)***	JA005806-	80

[6] Filed January 31, 201879
[7] Filed January 31, 2018

Date	Description	Bates Number	Volume(s)
	Trial Exhibit 536 – Lien math calculations (handwritten) ***(Admitted)***	JA005807-JA005808	80
	Trial Exhibit 804 – Camco Correspondence ***(Admitted)***	JA005809-JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien ***(Admitted)***	JA005817-JA005819	81
01-24-18	**Transcript – Bench Trial (Day 5)[8]**	**JA005820-JA005952**	81
01-24-19	**Transcript for All Pending Fee Motions on July 19, 2018**	**JA007300-JA007312**	**100/101**

[8] Filed January 31, 2018



PLAINTIFF'S EXHIBIT
127
A571228
JAN 18 2018
LEGAD 800-631-6989

APCO-TR-EX0127-0001
PLTF'S PROPOSED EXHIBIT NO. 127
Case No. A571228

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20/11/2008

APCO00102321

PLAINTIFF'S EXHIBIT 128 A571228 JAN 18 2018

LEGALGAD 800-631-6989

APCO-TR-EX0128-0001
PLTF'S PROPOSED EXHIBIT NO. 128
Case No. A571228

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PLAINTIFF'S EXHIBIT 129
A571228
JAN 18 2018
LEGAD 800-631-6989

APCO-TR-EX0129-0001
PLTF'S PROPOSED EXHIBIT NO. 129
Case No. A571228

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Scott
Financial Corporation

Date: April 28, 2009
To: Nevada State Contractor's Board
From: Scott Financial Corporation
Subject: ManhattanWest Project

I am the President of Scott Financial Corporation ("SFC"), which is a seasoned commercial finance company located in Bismarck, North Dakota and licensed in Nevada.

SFC is the lender for ManhattanWest Buildings 2, 3, 7, 8, and 9 located at West Russell Road and Rocky Hill Street in Las Vegas, Nevada (the "Project"). No other ManhattanWest buildings were funded or constructed. The Project consisted of condominiums developed by Gemstone Development West, Inc. ("Gemstone").

The purpose of this letter is to explain the payment process for the Project and to demonstrate that Camco Pacific Construction Company, Inc. ("Camco") had no direct responsibility to pay the trade contractors or any other contracting parties on the Project.

As the Project's lender, SFC established a credit facility between SFC (with its network of participating community banks) and Gemstone. As the loan originator and lead lender, SFC established both the Senior and Mezzanine Credit Facilities that were forecasted to fund the entire construction cost to complete the Project; provided however, that an adequate level of condominium sales were closed by Gemstone in a timely manner

In connection with its funding of the Project, SFC required a very detailed and disciplined payment procedure, which it has used successfully and extensively in the past. This payment procedure was developed collectively between SFC, Gemstone, and Nevada Construction Services ("NCS") to execute the monthly construction funding on the Project in a proper and timely manner.

This payment procedure was communicated to the general contractors and the trade contractors through them and was used to facilitate the payment structure for all trade contractors/vendors.

Prior to the commencement of the Project, SFC entered into a voucher control contract with NCS. First, pursuant to such agreement, NCS managed the voucher control and served as the third party disbursement agent. Second, as part of such agreement, NCS also performed third party site construction inspections for SFC prior to each disbursement. Please note that NCS is a disbursement agent for SFC and does not "approve funding", that is a role of SFC and our participating banks exclusively.

APCO Construction ("APCO") was the original General Contractor for the Project. The protocol for issuing payment involved APCO submitting a monthly payment application to Gemstone based on a schedule of values and materials delivered by the vendors and trade contractors (the "Payment Application").

Next, Gemstone would review the Payment Application and approve or reject its contents based upon the work completed as of the submission of such Payment Application. Upon the final agreement and approval of the Payment Application by Gemstone and APCO, Gemstone would send the Payment Application and any supporting documents to NCS. NCS

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Office: 701.255.2215 • Fax: 701.223.7299
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EXHIBIT NO. 6
J.W. SEID 6/5/17

PLAINTIFF'S EXHIBIT 138
A571228
JAN 16 2018
PENGAD 800-631-6989

would review the Payment Application and the supporting documents and compare them with its payment records. Thereafter, NCS would order a formal NCS inspection of the jobsite to verify that sufficient progress was made to warrant the amount in the Payment Application. After completing such inspection, NCS submitted its request for funding to SFC.

Upon receiving such approval, SFC conducted its final monthly creditor review and completed the funding approval process by taking the following steps: (a) formally signing-off on the Payment Application and (b) obtaining final approval of the Payment Application from the co-lead bank.

Finally, after the Payment Application was properly approved and verified, the corresponding funds were requested by SFC from its participating lenders and advanced into the SFC Project Control Account. Thereafter, the respective (a) soft costs in the Payment Application were advanced directly to Gemstone and (b) the hard costs in the Payment Application were wired directly to NCS for controlled disbursement.

Upon receiving such hard cost funds, NCS would send the corresponding payment directly to APCO for disbursement to the trade contractors. This was the payment process throughout the period that APCO remained on the Project, except for the June and July 2008 Pay Applications where NCS was notified by Gemstone to issue joint checks to the sub contractors.

APCO was terminated by Gemstone for cause in August 2008. After such termination, Gemstone engaged Camco to serve as the General Contractor for the Project. When this substitution occurred, the payment process used during the APCO engagement was continued with some alterations.

The most important of these alterations was based on the shift from a Guaranteed Maximum Price to a simple monthly fee. APCO had agreed to deliver the Project for a Guaranteed Maximum Price and received a fee for its services based on a percentage of each Payment Application. Consequently, APCO assumed responsibility for the financial aspects of the Project and the proper engagement and payment of the trade contractors.

In contrast, Camco was paid a basic fee of $100,000 per month plus certain expenses to serve as the General Contractor for the project; provided however, that Gemstone, not Camco, was solely responsible for selecting and negotiating the engagement of the trade contractors by Camco. Because of this shift in responsibility, all decisions and communications for payment authorization and processing were handled by Gemstone, without Camco's ongoing involvement.

In addition, Gemstone provided the financial management component of the Project and was responsible for (a) establishing and maintaining the budget and (b) keeping full and detailed accounts on the Project.

Furthermore, NCS's protocol also changed to effectively limit Camco's involvement. Because Camco was not responsible for establishing or maintaining the budget, Camco's only role in the payment process was to compile and submit each initial Payment Application.

Thereafter, the review, negotiation, and request for the corresponding payments were handled by Gemstone. As a result, NCS never sent payment for trade contractors to Camco. Instead, such payments were sent directly to the trade contractors.

Furthermore, Camco (a) as a rule did not communicate directly with SFC; (b) only occasionally communicated with NCS regarding the payment process; and (c) did not make any decisions related to the Payment Application or the corresponding payments to Camco or the trade contractors. Payments decisions were all made by Gemstone because they were responsible for the budget and as they pertained to credit decisions reviewed by SFC.

In addition, Camco had no physical control over the funds, and all disbursements were completed between NCS and the trade contractors directly. We understand the trade contractors were aware of Camco's limited role in this payment process. First, the negotiation of each trade contractor's engagement was managed by Gemstone employees and only subsequently ratified by Camco. Second, the terms of the engagement contracts between Camco and each trade contractor and Camco and Gemstone described this relationship. Third, on several occasions when a particular trade contractor expressed concern regarding the timing of a forthcoming payment, Gemstone and Camco repeatedly and consistently explained that all lending decisions regarding funding (credit issues specifically) were ultimately made by SFC and that neither Gemstone nor Camco had the ability, authority, or resources to make any payments that did not come from SFC approval.

To this end, on occasion, trade contractors demanded that they be provided with some evidence of payment in order to continue working. In response, Camco could not, and to our understanding did not, promise that any payment was forthcoming.

SFC delivered on a limited basis, letters to such disgruntled trade contractors informing them that all credit decisions on payment funding must be approved by SFC and that such funds would be only paid once SFC had completed its required approval process and determined that such payments were appropriate. Attached to this letter as **Exhibit A** are two such letters executed by SFC and delivered to certain trade contractors.

In December 2008, SFC sent correspondence to NCS that due to uncured loan defaults by Gemstone, a decision was made to cease all funding on the Project. The communications regarding this decision are attached to this letter as **Exhibit B**. SFC further requested that NCS return funds in the amount of $993,866.72. NCS returned the funds requested and no additional payment for previous work performed was disbursed to Gemstone, Camco, or any of the trade contractors for the Project. Camco was not a part of these transactions, was not a participant in these decisions, and was unaware of such decisions until the above notice was sent to NCS.

Upon learning of SFC's decision to cease funding, we understand Camco terminated its engagement contract with Gemstone based on Gemstone's failure to pay Camco pursuant to the terms of such contract. As a result of changed circumstances on the Project after APCO's termination, Camco's role was limited with regard to payment.

As a result, SFC does not believe Camco or for that matter NCS can be held responsible for payment of any outstanding applications of the trade contractors.

Sincerely,

Brad Scott
President
Scott Financial Corporation

Exhibit A

Payment Status Letters from SFC to Trade Contractors

Exhibit "A"

Scott
Financial Corporation

November 4, 2008

Mr. Mike Evans
E&E Fire Protection LLC
6380 South Valley View, Suite 110
Las Vegas, NV 89118

RE: ManhattanWest Funding

Mr. Evans:

I have been asked by Gemstone to provide you with an update on the status of the September Draw.

As you may likely know Scott financial Corporation is the Creditor of record and has been funding the vertical construction through the various credit facilities established.

The September Draw was submitted to Scott Financial Corporation late last week. We are currently completing the final review of the September Payment Application. However, in light of the complications related to the termination of the former general contractor, the approval of the September Payment Application has required more investigation and time than generally typical or expected.

Despite this temporary delay, the funding necessary to satisfy the outstanding amounts due pursuant to the September Payment Application are in final stages of approval and are anticipated to be processed and funded to NCS (voucher control) by November 13, 2008.

The amount in processing includes a payment of $1,092,121.34 to E&E Fire Protection LLC and its corresponding suppliers.

I trust this letter assists you with your questions on the timing of the funding.

Please feel free to contact me directly if you have any questions.

Sincerely,

Brad J. Scott
President

15010 Sundown Drive • Bismarck, ND 58503
Office: 701.255.2215 • Fax: 701.223.7299

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CAMCO-MW 00033

Exhibit "A"

Scott
Financial Corporation

December 1, 2008

Leo Duckstein
CabineTec Inc
2711 E. Craig Road, Suite A
North Las Vegas, NV 89030

RE: ManhattanWest Funding

Mr. Duckstein:

I have been asked by Gemstone to provide you with an update on the status of the October Draw.

As you may likely know Scott financial Corporation (SFC) is the Creditor of record and has been funding the vertical construction through the various credit facilities established.

The October Draw was submitted to SFC late last week.

We are currently completing the final review of the October Payment Application. However, in light of the complications related to in large part to the termination of the former general contractor the approval of the October Payment Application has required more review, investigation and time than in the past.

Despite this delay, the funding necessary to satisfy the outstanding amounts due pursuant to the October Payment Application are in being reviewed and a determination of approval is being considered by our team.

Clearly approval of the draw is subject to our complete review process.

Although we cannot guarantee the approval, SFC anticipates the draw request to be processed and funded to NCS (voucher control) in December.

I understand the MHW draw which is in the review process at SFC includes a payment amount of approximately $598,475.00 to CabineTec Inc. and its corresponding suppliers. I believe the Developer approved payment amount is $483,664.32.

I trust this letter assists you with your questions on the timing of the funding.

Please feel free to contact me directly if you have any questions.

Sincerely,

Brad J. Scott
President

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Office: 701.255.2215 • Fax: 701.223.7299

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Exhibit B

SFC Notice to NCS Regarding the Decision to Stop Funding the Project

CAMCO-MW 00035

Exhibit "B"

Jennifer Olivares

From: Brad Scott [brad@scottfinancialcorp.com]
Sent: Tuesday, December 16, 2008 9:38 AM
To: Jennifer Olivares
Cc: 'Margo Scott'; 'Jason Ulmer'; Patricia Curtis; 'Tim James'
Subject: ManhattanWest Status
Importance: High

Jen:

As of right now11AM CST 12/16/08 the October Draw is still on permanent hold.

A final decision confirming the lender's direction on Project was expected yesterday. It did not happen.

I anticipate this final decision will however likely lead to "no further draws being approved"

Foreclosure options and discussion on how we will proceed have been explored.

SFC has requested our legal counsel to address the return wire from NCS to SFC discussed yesterday.

Those funds will be held in the SFC escrow account at NSB for the time being, until further direction is provided to SFC.

SFC will keep you posted as a final determination is made.

Thanks.

Brad J. Scott
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4/1/2009

CAMCO-MW 00036

Exhibit "B"

Jennifer Olivares

From: Brad Scott [brad@scottfinancialcorp.com]
Sent: Monday, December 15, 2008 3:00 PM
To: Anne Dwyer; Jennifer Olivares
Cc: 'Alex Edelstein'; 'Peter Smith'; 'Jim Horning'; dparry@camcopacific.com
Subject: FW: ManhattanWest
Importance: High
Attachments: Document.pdf; 09004-20-04 Billing #4 2008-12-12.pdf; Wiring Instructions TO SFC at NSB.XLS

Jennifer & Anne:

NCS is hereby instructed by SFC to wire the previously advanced, but undispersed funds held on account at NCS in the amount of $993,866.72 back to SFC using the attached wiring instructions.

This amount includes the current Heineman Payment request of $66,827.29 as it has not been approved by SFC or its participants.

These funds will be held at SFC until further notice.

Please call with any questions.

Thanks.

Brad J. Scott
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4/1/2009

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CABINETEC
The Art Of Cabinetry

2711 E Craig Rd Suite "A" Las Vegas, NV Phone (702) 649-1010
www.cabinetec.com

08/06/2008

Attn: APCO Construction
CC: Joe De Haas
CC: Randy Nickerl

Re: Terms & Conditions

To Whom it May Concern,

Outlined here are the Terms & Conditions related to the following;

Cabinetec accepts any damages to cabinetry caused by heat or moisture for ManhattanWest Buildings 8 & 9 First Floor locations ONLY. Cabinetec is aware storing cabinetry on the jobsite may in fact put specific climate conditions on this product, but we assume any weather damages. APCO construction will be responsible for security of the cabinetry while storing them through installation.

Cabinetec will assume responsibility to replace and/or re-work any cabinet materials that become damaged due to prolonged storage via the current and future climate conditions at the Manhattan West project site so long as the following terms are agreed to and met;

A) ~~Cabinetec will be paid material & production costs for delivered First Floor cabinets 30 days from receipt of invoices,~~ when APCO receives payment from Gensler as per contract
B) ~~APCO Construction will honor Terms presented on invoices clarifying payment amounts & timelines.~~ Payment Terms are set in the Subcontract agreement and cannot be amended.
C) That all future scheduled deliveries for remaining units are to be adequately scheduled by responsible APCO personnel, and if necessary, APCO & Cabinetec INC. agree to equal share of storage fees of up to $150.00 per day so that Cabinetec may facilitate appropriate storage of materials in climate controlled zones to insure product integrity. Please notify APCO of pending fabrication schedule in advance to help resolve this type of issue.

Sincerely,

APCO CONSTRUCTION

x Randy Nickerl 8/11/08
Randy Nickerl
Division Mgr.
APCO Construction

Cabinetec Inc.

Rob Trickett
V.P. Sales & Marketing

Milano Raise Your Standards. Tuscany Timeless Elegance. UltraTec UltraModern. UltraTec.

NWP00721

PLAINTIFF'S EXHIBIT 152 A571228 JAN 18 2018
PEMGAD 800-631-6989

CABINETEC
The Art Of Cabinetry

2711 E. Craig Rd. Ste A • North Las Vegas, NV 89030 • Ph: (702) 649-1010 • Fax (702)649-7918

APCO Construction
Joe De Haas 702.379.2098

Cabinetec Inc **Ross Cirinclone**
Cell: 702.408.8321
Fax: 702.649.7918

INVOICE UNIT

INVOICE AMOUNT

Building	Unit	Plan	Unit Cost	Retention	Install and Delivery	Base Material Cost
9	151	S	$ 3,165.00	$ 316.50	$ 316.50	$ 2,532.00
9	152	B4A	$ 3,720.00	$ 372.00	$ 372.00	$ 2,976.00
9	153	B3	$ 3,435.00	$ 343.50	$ 343.50	$ 2,748.00
9	154	B1	$ 5,975.00	$ 597.50	$ 597.50	$ 4,780.00
9	155	B5	$ 7,230.00	$ 723.00	$ 723.00	$ 5,784.00
9	156	B6	$ 6,885.00	$ 688.50	$ 688.50	$ 5,508.00
9	158	A1	$ 3,330.00	$ 333.00	$ 333.00	$ 2,664.00
9	159	C1	$ 4,860.00	$ 486.00	$ 486.00	$ 3,888.00
9	160	B4B	$ 3,720.00	$ 372.00	$ 372.00	$ 2,976.00
9	161	B3	$ 8,475.00	$ 847.50	$ 847.50	$ 6,780.00
9	162	B4B	$ 4,270.00	$ 427.00	$ 427.00	$ 3,416.00
9	163	C1	$ 3,405.00	$ 340.50	$ 340.50	$ 2,724.00
9	164	B4	$ 5,995.00	$ 599.50	$ 599.50	$ 4,796.00
9	165	C2	$ 3,945.00	$ 394.50	$ 394.50	$ 3,156.00
9	166	B6	$ 3,790.00	$ 379.00	$ 379.00	$ 3,032.00
9	167	B5	$ 3,785.00	$ 378.50	$ 378.50	$ 3,028.00
9	168	B1	$ 6,945.00	$ 694.50	$ 694.50	$ 5,556.00
9	169	B3	$ 3,435.00	$ 343.50	$ 343.50	$ 2,748.00
9	177	C2A	$ 2,375.00	$ 237.50	$ 237.50	$ 1,900.00
9	187	C2B	$ 1,935.00	$ 193.50	$ 193.50	$ 1,548.00
				$ -	$ -	$ -
			$ 90,675.00	$ 9,067.50	$ 9,067.50	$ 72,540.00

Included in July billing to developer. @

Cabinetec is billing for Base Material Cost at this time of: $ **72,540.00**
There will be a remaining balance of: $ **18,135.00**

NOTE:
$ **72,540.00** ~~is due no later than 30 days from delivery (August 1st, 08).~~
$ **9,067.50** ~~is due no later than 30 days from day of installation.~~
$ **9,067.50** ~~is due no later than 30 days from unit completion.~~

APCO CONSTRUCTION

Printed Name

Signature

Date Title

CABINETEC INC.

Bob Trickett
Printed Name

Signature

V.P. Sales
Date Title

NWP00722

CABINETEC
The Art Of Cabinetry

E. Craig Rd. Ste A • North Las Vegas, NV 89030 • Ph: (702) 649-1010 • Fax (702)649-7918

APCO Construction
Joe De Haas 702.379.2098

Cabinetec Inc **Ross Cirincione**
Cell: 702.408.8321
Fax: 702.649.7918

INVOICE UNIT

Building	Unit	Plan
8	151	S
8	152	B4A
8	153	B3
8	154	B1
8	155	B5
8	156	B6
8	158	A1
8	159	C1
8	160	B4B
8	161	B3
8	162	B4B
8	163	C1
8	164	B4-ANSI
8	165	C2
8	166	B6
8	167	B5
8	168	B1
8	169	B3
8	177	C2A
8	187	C2B

INVOICE AMOUNT

Unit Cost	Retention	Install and Delivery	Base Material Cost
$ 2,270.00	$ 227.00	$ 227.00	$ 1,816.00
$ 4,740.00	$ 474.00	$ 474.00	$ 3,792.00
$ 3,335.00	$ 333.50	$ 333.50	$ 2,668.00
$ 4,605.00	$ 460.50	$ 460.50	$ 3,684.00
$ 3,685.00	$ 368.50	$ 368.50	$ 2,948.00
$ 6,040.00	$ 604.00	$ 604.00	$ 4,832.00
$ 3,330.00	$ 333.00	$ 333.00	$ 2,664.00
$ 5,215.00	$ 521.50	$ 521.50	$ 4,172.00
$ 3,720.00	$ 372.00	$ 372.00	$ 2,976.00
$ 7,780.00	$ 778.00	$ 778.00	$ 6,224.00
$ 3,720.00	$ 372.00	$ 372.00	$ 2,976.00
$ 5,560.00	$ 556.00	$ 556.00	$ 4,448.00
$ 7,065.00	$ 706.50	$ 706.50	$ 5,652.00
$ 6,995.00	$ 699.50	$ 699.50	$ 5,596.00
$ 5,340.00	$ 534.00	$ 534.00	$ 4,272.00
$ 3,685.00	$ 368.50	$ 368.50	$ 2,948.00
$ 3,465.00	$ 346.50	$ 346.50	$ 2,772.00
$ 3,485.00	$ 348.50	$ 348.50	$ 2,788.00
$ 2,475.00	$ 247.50	$ 247.50	$ 1,980.00
$ 2,035.00	$ 203.50	$ 203.50	$ 1,628.00
	$ -	$ -	$ -
$ 88,545.00	$ 8,854.50	$ 8,854.50	$ 70,836.00

Included in July Billing to Developer. @

Cabinetec is billing for Base Material Cost at this time of: **$ 70,836.00**
There will be a remaining balance of: **$ 17,709.00**

NOTE:
$ 70,836.00 ~~is due no later than 30 days from delivery (August 1st, 18)~~
$ 8,854.50 ~~is due no later than 30 days from day of installation~~
$ 8,854.50 ~~is due no later than 30 days from unit completion~~

APCO CONSTRUCTION

Printed Name

Signature

Date Title

CABINETEC INC.

Rob Cirincione
Printed Name

Signature

V.P. Sales
Date Title

NWP00723

Check#: 999529407 Date: 09/23/2008 Vendor#: 21310 CabineTec, Inc.

Invoice#	Job/Description	Balance	Retain	Discount	This Check
PP#1 07/08	168 ManhattanWest Condo	179,180.00	17,918.00		161,262.00

09/23/2008 $ *161,262.00

EXACTLY ONE HUNDRED SIXTY-ONE THOUSAND TWO HUNDRED SIXTY-TWO DOLLARS

CabineTec, Inc.
2711 East Craig Road
North Las Vegas NV 89030

Check#: 999529407 Date: 09/23/2008 Amount: 161,262.00 Vendor: 21310 CabineTec, Inc.

Invoice#	Job/Description	Balance	Retain	Discount	This Check
PP#1 07/08	168 ManhattanWest Condo	179,180.00	17,918.00		161,262.00

'ADA CONSTRUCTION SERVICES - TRUST ACCOUNT (B)

INVOICE	CAT NO.	INV DT	AMOUNT	RETN	NET AMOUNT	DESCRIPTION
CONDOS						CONDOS
		09/22/08	179180.00	17918.00	161262.00	ON BHLF OF GEMSTONE DEV. WEST
						VOUCHER# SR9.3-01
			CHK TOTAL:		161262.00	

ETACH AND RETAIN FOR YOUR RECORDS

VERIFY THE AUTHENTICITY OF THIS MULTI-TONE SECURITY DOCUMENT. CHECK BACKGROUND AREA CHANGES COLOR GRADUALLY FROM TOP TO BOTTOM.

NEVADA CONSTRUCTION SERVICES
2500 N. BUFFALO DRIVE, SUITE 140
LAS VEGAS, NEVADA 89128
(702) 251-1150
TRUST ACCOUNT (B)

BANK OF AMERICA
CHARLESTON HEIGHTS BRANCH
4801 W. CHARLESTON BLVD.
LAS VEGAS, NEVADA 89102
94-72/1224

529407

CONTROL NO. 529407

CHECK NUMBER

CHECK DATE 09/23/08

THIS CHECK WILL NOT BE HONORED IF PRESENTED 6 MONTHS AFTER THE ISSUE DATE.

PAY ***161,262*DOLLARS*AND*NO*CENTS

AMOUNT ***161,262.00*

TO THE ORDER OF APCO CONSTRUCTION AND CABINETEC, INC.

⑈529407⑈ ⑆122400724⑆ 048372999⑈

THE ORIGINAL DOCUMENT HAS A WHITE REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO SEE THE MARK WHEN CHECKING THE ENDORSEMENTS.

07/31/08 1023652-IN BLDG 9 UNIT 155	7,230.00		7,230.00
07/31/08 1023653-IN BLDG 9 UNIT 156	6,885.00		6,885.00
07/31/08 1023654-IN BLDG 9 UNIT 158	3,330.00		3,330.00
07/31/08 1023655-IN BLDG 9 UNIT 160	3,720.00		3,720.00
07/31/08 1023656-IN BLDG 9 UNIT 161	8,475.00		8,475.00
07/31/08 1023657-IN BLDG 9 UNIT 162	4,270.00		4,270.00
07/31/08 1023658-IN BLDG 9 UNIT 164	5,955.00		5,955.00
			CONTINUED

Leo 649-1010

Bldg 8 $88,545
Bldg 9 $90,685
Line 626

IF YOU HAVE ANY QUESTIONS PLEASE CALL
ACCOUNTS RECEIVABLE AT 702-649-1010 EXT 2252

-mic. $161,262.00 7/31/08

NWP00725

JA002596

APCO-TR-EX0152-0005

REMIT TO: CabineTec, Inc.
2711 E. Craig Rd. Ste A
No. Las Vegas, NV 89030
Vendor #21310

P-
F-

CONTRACT AGREEMENT
3432 NORTH 5TH STREET

SC#168-018 **ManhattanWest**

PROGRESS PAYMENT NO: 1

FOR PERIOD: 7/31/2008 APCO JOB # 168

ITEM NO	BILLING PHASE	DESCRIPTION	CONTRACT QUAN.	Unit	UNIT PRICE	ESTIMATED CONTRACT DOLLARS	THIS REQUEST QUANTITY	THIS REQUEST DOLLARS	TOTAL TO DATE QUANTITY	TOTAL TO DATE DOLLARS
1	6220	Cabinets Bldgs 8	1	LS	264395	264,395.00	33%	88,545.00	33%	88,545.00
2	6220	Cabinets Bldgs 9	1	LS	264395	264,395.00	34%	90,635.00	34%	90,635.00
3	6220	Cabinets Bldgs 7	1	LS	261985	261,985.00	0%		0%	
						790,775.00				

PREVIOUS PAYMENT AMOUNTS	DATE
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
EST #	
TOTAL	-

		AMT THIS ESTIMATE	AMOUNT TO DATE
TOTAL AMOUNTS		179,180.00	179,180.00
LESS RETENTION	10%	(17,918.00)	(17,918.00)
	SUBTOTAL	161,262.00	161,262.00
LESS PREVIOUS PAYMENTS >>>>>>>>>>>>>>			-
EARNED THIS ESTIMATE		161,262.00	
TOTAL AMOUNT DUE THIS PERIOD			161,262.00

APPROVED FOR PYMNT _____ / /

APPROVED FOR PYMNT _____ / /

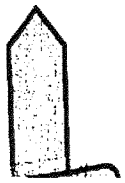
PREPARED BY _____ 9/3/2008

SIIS CERTIFIED TO:

LIAB CERTIFIED TO:

PLEASE MAKE CHECKS PAYABLE AS FOLLOWS:

	161,262.00	-
TOTAL		161,262.00



NWP00726

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE
CLERK OF THE COURT

Amended and Restated
ManhattanWest
General Construction Agreement

This Amended and Restated General Construction Agreement (the "Agreement") is made as of August 25, 2008 (the "Effective Date") between Gemstone Development West, Inc. ("Developer") and Camco Pacific Construction Company, Inc. ("General Contractor") with the following Nevada General Contractor License Number: 37507 Unlimited.

Recitals

Developer and General Contractor entered into the ManhattanWest General Construction Agreement, dated August 15, 2008 (the "Original Agreement") for the completion of Buildings 2, 3, 7, 8, and 9 of the ManhattanWest mixed-use development project described in the Contract Documents (the "Project") and located at the following Assessors Parcel Numbers: 163-32-101-003, 163-32-101-004, 163-32-101-005, 163-32-101-010, and 163-32-101-014 (the "Project Site").

Developer and General Contractor wish to amend and restate the Original Agreement as set forth in this Agreement.

Agreement

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Developer and General Contractor hereby agree that the Original Agreement is hereby amended and restated as set forth below.

ARTICLE I
GENERAL PROVISIONS

1.01 Contract Documents. General Contractor has received the drawings and specifications for the Project set forth on the Planwell PDS site located at https://order.e-arc.com/arcEOC/PWELL_Project_main.asp?pvt=70-1-11863 as of the Effective Date (the "Contract Documents"). The intent of the Contract Documents is to include all items necessary for the proper execution and completion of the Project by General Contractor. Upon delivery to, and consent by, General Contractor of any updates to the Contract Documents, such updates shall be automatically incorporated into this Agreement.

1.02 Defined Terms. Unless otherwise defined in this Agreement, all capitalized terms contained in this Agreement are defined in the Glossary of Defined Terms attached to this Agreement as **Exhibit A**.

1.03 Schedule of Values. Attached to this Agreement as **Exhibit B** is the Schedule of Values.

ARTICLE II

CAMCO-MW 01320

APCO-TR-EX0160-0001

IBIT

Exhibit C
Existing Third-Party Service Providers

Accuracy Glass & Mirror, Inc
CabineTec
Carpets N More
Cell Crete Corporation
Concrete Visions
Creative Home Theaters, Inc.
Dependable Glass & Mirror
Distinctive Marble
Executive Plastering
Gilbert & Associates
Granite Construction
Granite Plus
Helix Electric
HI Tech Fabrication
Isulpro Projects
Interstate Plumbing & Air
Jeff Heitt Plumbing & Fire, LLC
Larry Methvin Installation
Las Vegas Pipeline
The Masonry Group Nevada, Inc
Nevada Gypsum
Nevada Pre Fab Engineers
OTIS Technologies
PDM Glass & Mirror
Pools by Grube
PR Construction
Sierra Reinforcing
Sierra Waterproofing
Storm Water Programs
Sunset Steel Erectors
H.A. Fabrications
California Drafting
Silver State Fireplaces
Sliding Door Company
The Painting Company
ThyssenKrupp Elevator
Tri-City Drywall
WRG Design, Inc.
Whirlpool Corporation
Zitting Construction
Wholesale Door & Window
Steel Engineers Incorporated

Purchase Orders
Calico Construction Supply

CAMCO-MW 01342

APCO-TR-EX0160-0002

Curtain wall installation has not started
Drywall rips are 15% complete
Shafts are 45% complete
Elevator is not installed and I have not seen it onsite
Stairs are 55%
None of the patio pour backs have been poured

Building 8
Concrete podium structure is complete
Framing is complete
Windows are complete
Hollow metal door frames are installed
Lath is 60% complete
Brown coat is 50 % complete
Stairs are 95% complete
Tubs have been installed
Shower pans are at 50%
1st through 3rd drywall is complete on walls and lids but not the soffits
4th drywall (walls only) are 55% complete
1st floor drywall taping is 70% complete
1st through 3rd rough electric is complete
1st through 3rd rough plumbing is complete
1st through 3rd rough HVAC is complete
1st through 3rd rough low volt is complete
4th floor soffits have not been installed
Elevators have not started
Corridors drywall has not started
Shafts are 75% complete
HVAC compressors are in place on the roof
Curb wall on podium has been poured water proofing is not complete
Post for balcony rails have been installed
Flashing for patio deck pour has been installed
Switchgear is in place

Building 9
Framing is complete
Windows are complete
Hollow metal door frames are installed
Lath is 90% complete
Stucco is 60 % complete
Stairs are 95% complete
Tubs have been installed
Shower pans are at 50%
1st through 3rd drywall is complete on walls and lids but not the soffits
4th drywall (walls only) are 55% complete
1st floor drywall taping is 65% complete
1st through 3rd rough electric is complete
1st through 3rd rough plumbing is complete

CAMCO-MW 01346

APCO-TR-EX0160-0003

JA002601

CABINETEC
The Art Of Cabinetry

2711 E. Craig Rd. Ste A • North Las Vegas, NV 89030 • Ph- (702) 649-1010 • Fax (702)649-7918

APCO Construction
Joe De Haas 702.379.2098

Cabinetec Inc **Ross Cirinclone**
Cell: 702.408.8321
Fax: 702.649.7918

INVOICE UNIT

Building	Unit	Plan
8	151	S
8	152	B4A
8	153	B3
8	154	B1
8	155	B5
8	156	B6
8	158	A1
8	159	C1
8	160	B4B
8	161	B3
8	162	B4B
8	163	C1
8	164	B4-ANSI
8	165	C2
8	166	B6
8	167	B5
8	168	B1
8	169	B3
8	177	C2A
8	187	C2B

INVOICE AMOUNT

Unit Cost	Retention	Install and Delivery	Base Material Cost
$ 2,270.00	$ 227.00	$ 227.00	$ 1,816.00
$ 4,740.00	$ 474.00	$ 474.00	$ 3,792.00
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$ 4,605.00	$ 460.50	$ 460.50	$ 3,684.00
$ 3,685.00	$ 368.50	$ 368.50	$ 2,948.00
$ 6,040.00	$ 604.00	$ 604.00	$ 4,832.00
$ 3,330.00	$ 333.00	$ 333.00	$ 2,664.00
$ 5,215.00	$ 521.50	$ 521.50	$ 4,172.00
$ 3,720.00	$ 372.00	$ 372.00	$ 2,976.00
$ 7,780.00	$ 778.00	$ 778.00	$ 6,224.00
$ 3,720.00	$ 372.00	$ 372.00	$ 2,976.00
$ 5,560.00	$ 556.00	$ 556.00	$ 4,448.00
$ 7,065.00	$ 706.50	$ 706.50	$ 5,652.00
$ 6,995.00	$ 699.50	$ 699.50	$ 5,596.00
$ 5,340.00	$ 534.00	$ 534.00	$ 4,272.00
$ 3,685.00	$ 368.50	$ 368.50	$ 2,948.00
$ 3,465.00	$ 346.50	$ 346.50	$ 2,772.00
$ 3,485.00	$ 348.50	$ 348.50	$ 2,788.00
$ 2,475.00	$ 247.50	$ 247.50	$ 1,980.00
$ 2,035.00	$ 203.50	$ 203.50	$ 1,628.00
	$ -	$ -	$ -
$ 88,545.00	$ 8,854.50	$ 8,854.50	$ 70,836.00

Cabinetec is billing for Base Material Cost at this time of: **$ 70,836.00** Paid
There will be a remaining balance of: **$ 17,709.00** Opn

NOTE:
$ 70,836.00 Is due no later than 30 days from receiving this invoice
$ 8,854.50 Is due no later than 30 days from day of installation
$ 8,854.50 Is due no later than 30 days from unit completion

APCO CONSTRUCTION

Printed Name

Signature

Date Title

CABINETEC INC.

Printed Name

Signature

Date Title

NWP00001

CabineTec, Inc. - Las Vegas
2711 E CRAIG RD., SUITE A
NO LAS VEGAS, NV 89030
(702) 649-1010

STATEMENT DATE: 08/08/08

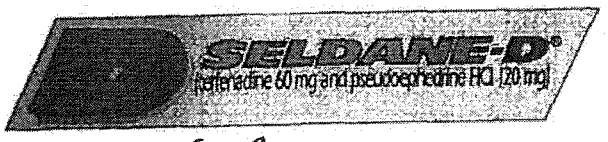
APCO CONSTRUCTION
3432 N. 5TH STREET
N. LAS VEGAS NV 89032

CUSTOMER NO.: APCO
TERMS: NET 30
LC

DATE	REFERENCE	DESCRIPTION	CHARGE	CREDIT	BALANCE
07/31/08	1023635-IN	BLDG 8 UNIT 152	4,740.00		4,740.00
07/31/08	1023636-IN	BLDG 8 UNIT 153	3,335.00		3,335.00
07/31/08	1023637-IN	BLDG 8 UNIT 154	4,605.00		4,605.00
07/31/08	1023638-IN	BLDG 8 UNIT 155	3,685.00		3,685.00
07/31/08	1023639-IN	BLDG 8 UNIT 156	6,040.00		6,040.00
07/31/08	1023640-IN	BLDG 8 UNIT 158	3,330.00		3,330.00
07/31/08	1023641-IN	BLDG 8 UNIT 160	3,720.00		3,720.00
07/31/08	1023642-IN	BLDG 8 UNIT 161	7,780.00		7,780.00
7/31/08	1023643-IN	BLDG 8 UNIT 162	3,720.00		3,720.00
07/31/08	1023644-IN	BLDG 8 UNIT 164	7,065.00		7,065.00
07/31/08	1023645-IN	BLDG 8 UNIT 166	5,340.00		5,340.00
07/31/08	1023646-IN	BLDG 8 UNIT 167	3,685.00		3,685.00
07/31/08	1023647-IN	BLDG 8 UNIT 168	3,465.00		3,465.00
07/31/08	1023648-IN	BUILDING 8 UNIT 169	3,485.00		3,485.00
07/31/08	1023649-IN	BLDG 9 UNIT 152	3,720.00		3,720.00
07/31/08	1023650-IN	BLDG 9 UNIT 153	3,435.00		3,435.00
07/31/08	1023651-IN	BLDG 9 UNIT 154	5,975.00		5,975.00
07/31/08	1023652-IN	BLDG 9 UNIT 155	7,230.00		7,230.00
07/31/08	1023653-IN	BLDG 9 UNIT 156	6,885.00		6,885.00
07/31/08	1023654-IN	BLDG 9 UNIT 158	3,330.00		3,330.00
07/31/08	1023655-IN	BLDG 9 UNIT 160	3,720.00	-	3,720.00
07/31/08	1023656-IN	BLDG 9 UNIT 161	8,475.00		8,475.00
07/31/08	1023657-IN	BLDG 9 UNIT 162	4,270.00		4,270.00
07/31/08	1023658-IN	BLDG 9 UNIT 164	5,955.00		5,955.00

CONTINUED

LINE #72 / = 88,545.00
BLDG 8 = 88,545.00
BLDG 9 = 90,635.00
LINE 626



PLEASE CALL
?-649-1010 EXT 2252

IP # 1 179,180.00
17,918.00
161,262.00

CONTRACT

POSTED

VEN 21310 CC 6220

APCO00036997

APCO-TR-EX0160-0005

CabineTec, Inc. - Las Vegas
2711 E CRAIG RD., SUITE A
NO LAS VEGAS, NV 89030
(702) 649-1010

STATEMENT DATE: 08/08/08

APCO CONSTRUCTION
3432 N. 5TH STREET
N. LAS VEGAS NV 89032

CUSTOMER NO.: APCO
TERMS: NET 30
LC

DATE	REFERENCE	DESCRIPTION	CHARGE	CREDIT	BALANCE
07/31/08	1023659-IN	BLDG 9 UNIT 166	3,790.00		3,790.00
07/31/08	1023660-IN	BLDG 9 UNIT 167	3,785.00		3,785.00
07/31/08	1023661-IN	BLDG 9 UNIT 168	6,945.00		6,945.00
07/31/08	1023662-IN	BLDG 9 UNIT 169	3,435.00		3,435.00
07/31/08	1023663-IN	BLDG 8 UNIT 151	2,270.00		2,270.00
07/31/08	1023664-IN	BLDG 8 UNIT 159	5,215.00		5,215.00
07/31/08	1023665-IN	BLDG 8 UNIT 163	5,560.00		5,560.00
07/31/08	1023666-IN	BLDG 8 UNIT 165	6,995.00		6,995.00
7/31/08	1023667-IN	BLDG 8 UNIT 177	2,475.00		2,475.00
07/31/08	1023668-IN	BLDG 8 UNIT 187	2,035.00		2,035.00
07/31/08	1023669-IN	BLDG 9 UNIT 151	3,165.00		3,165.00
07/31/08	1023670-IN	BLDG 9 UNIT 159	4,860.00		4,860.00
07/31/08	1023671-IN	BLDG 9 UNIT 163	3,405.00		3,405.00
07/31/08	1023672-IN	BLDG 9 UNIT 165	3,945.00		3,945.00
07/31/08	1023673-IN	BLDG 9 UNIT 177	2,375.00		2,375.00
07/31/08	1023674-IN	BLDG 9 UNIT 187	1,935.00		1,935.00

TOTAL: 179,180.00

CURRENT	30 DAYS	60 DAYS	90 DAYS	120 DAYS	BALANCE DUE
179,180.00	.00	.00	.00	.00	179,180.00

IF YOU HAVE ANY QUESTIONS PLEASE CALL
ACCOUNTS RECEIVABLE AT 702-649-1010 EXT 2252

CABINETEC
The Art Of Cabinetry

2711 E. Craig Rd. Ste A • North Las Vegas, NV 89030 • Ph- (702) 649-1010 • Fax (702)649-7918

APCO Construction
Joe De Haas 702.379.2098

Cabinetec Inc **Ross Cirincione**
Cell: 702.408.8321
Fax: 702.649.7918

INVOICE UNIT

Building	Unit	Plan
8	151	S
8	152	B4A
8	153	B3
8	154	B1
8	155	B5
8	156	B6
8	158	A1
8	159	C1
8	160	B4B
8	161	B3
8	162	B4B
8	163	C1
8	164	B4-ANSI
8	165	C2
8	166	B6
8	167	B5
8	168	B1
8	169	B3
8	177	C2A
8	187	C2B

INVOICE AMOUNT

Unit Cost	Retention	Install and Delivery	Base Material Cost
$ 2,270.00	$ 227.00	$ 227.00	$ 1,816.00
$ 4,740.00	$ 474.00	$ 474.00	$ 3,792.00
$ 3,335.00	$ 333.50	$ 333.50	$ 2,668.00
$ 4,605.00	$ 460.50	$ 460.50	$ 3,684.00
$ 3,685.00	$ 368.50	$ 368.50	$ 2,948.00
$ 6,040.00	$ 604.00	$ 604.00	$ 4,832.00
$ 3,330.00	$ 333.00	$ 333.00	$ 2,664.00
$ 5,215.00	$ 521.50	$ 521.50	$ 4,172.00
$ 3,720.00	$ 372.00	$ 372.00	$ 2,976.00
$ 7,780.00	$ 778.00	$ 778.00	$ 6,224.00
$ 3,720.00	$ 372.00	$ 372.00	$ 2,976.00
$ 5,560.00	$ 556.00	$ 556.00	$ 4,448.00
$ 7,065.00	$ 706.50	$ 706.50	$ 5,652.00
$ 6,995.00	$ 699.50	$ 699.50	$ 5,596.00
$ 5,340.00	$ 534.00	$ 534.00	$ 4,272.00
$ 3,685.00	$ 368.50	$ 368.50	$ 2,948.00
$ 3,465.00	$ 346.50	$ 346.50	$ 2,772.00
$ 3,485.00	$ 348.50	$ 348.50	$ 2,788.00
$ 2,475.00	$ 247.50	$ 247.50	$ 1,980.00
$ 2,035.00	$ 203.50	$ 203.50	$ 1,628.00
	$ -	$ -	$ -
$ 88,545.00	$ 8,854.50	$ 8,854.50	**$ 70,836.00**

Cabinetec is billing for Base Material Cost at this time of: **$ 70,836.00**
There will be a remaining balance of: **$ 17,709.00**

NOTE:
$ 70,836.00 is due no later than 30 days from delivery (August 1st, 08)
$ 8,854.50 is due no later than 30 days from day of installation
$ 8,854.50 is due no later than 30 days from unit completion

APCO CONSTRUCTION

Printed Name

Signature

Date Title

CABINETEC INC.

Rob Trickett
Printed Name

Signature

8/6/08 V.P. Sales & Marketing
Date Title

APCO00036999

APCO-TR-EX0160-0007

CABINETEC
The Art Of Cabinetry

2711 E. Craig Rd. Ste A • North Las Vegas, NV 89030 • Ph- (702) 649-1010 • Fax (702)649-7918

APCO Construction
Joe De Haas 702.379.2098

Cabinetec Inc **Ross Cirincione**
Cell: 702.408.8321
Fax: 702.649.7918

INVOICE UNIT

Building	Unit	Plan
9	151	S
9	152	B4A
9	153	B3
9	154	B1
9	155	B5
9	156	B6
9	158	A1
9	159	C1
9	160	B4B
9	161	B3
9	162	B4B
9	163	C1
9	164	B4
9	165	C2
9	166	B6
9	167	B5
9	168	B1
9	169	B3
9	177	C2A
9	187	C2B

INVOICE AMOUNT

Unit Cost	Retention	Install and Delivery	Base Material Cost
$ 3,165.00	$ 316.50	$ 316.50	$ 2,532.00
$ 3,720.00	$ 372.00	$ 372.00	$ 2,976.00
$ 3,435.00	$ 343.50	$ 343.50	$ 2,748.00
$ 5,975.00	$ 597.50	$ 597.50	$ 4,780.00
$ 7,230.00	$ 723.00	$ 723.00	$ 5,784.00
$ 6,885.00	$ 688.50	$ 688.50	$ 5,508.00
$ 3,330.00	$ 333.00	$ 333.00	$ 2,664.00
$ 4,860.00	$ 486.00	$ 486.00	$ 3,888.00
$ 3,720.00	$ 372.00	$ 372.00	$ 2,976.00
$ 8,475.00	$ 847.50	$ 847.50	$ 6,780.00
$ 4,270.00	$ 427.00	$ 427.00	$ 3,416.00
$ 3,405.00	$ 340.50	$ 340.50	$ 2,724.00
$ 5,995.00	$ 599.50	$ 599.50	$ 4,796.00
$ 3,945.00	$ 394.50	$ 394.50	$ 3,156.00
$ 3,790.00	$ 379.00	$ 379.00	$ 3,032.00
$ 3,785.00	$ 378.50	$ 378.50	$ 3,028.00
$ 6,945.00	$ 694.50	$ 694.50	$ 5,556.00
$ 3,435.00	$ 343.50	$ 343.50	$ 2,748.00
$ 2,375.00	$ 237.50	$ 237.50	$ 1,900.00
$ 1,935.00	$ 193.50	$ 193.50	$ 1,548.00
	$ -	$ -	$ -
$ 90,675.00	$ 9,067.50	$ 9,067.50	**$ 72,540.00**

Cabinetec is billing for Base Material Cost at this time of: **$ 72,540.00**
There will be a remaining balance of: **$ 18,135.00**

NOTE:
$ 72,540.00 is due no later than 30 days from delivery (August 1st, 08)
$ 9,067.50 is due no later than 30 days from day of installation
$ 9,067.50 is due no later than 30 days from unit completion

APCO CONSTRUCTION

Printed Name

Signature

Date Title

CABINETEC INC.

Rob Tricker
Printed Name

Signature

8/6/08 V.P. Sales + Marketing
Date Title

APCO00037000

APCO-TR-EX0160-0008

MANHATTAN WEST
BILLINGS SUBMITTED TO OWNER BY APCO
ON BEHALF OF
CABINETEC

APCO PAY APP. #	MONTH OF PAY APP.	GROSS AMT. BILLED OWNER	LESS 10% RETENTION	NET AMT. BILLED OWNER
1	Oct. 2007	0.00		0.00
2	Nov. 2007	0.00		0.00
3	Dec. 2007	0.00		0.00
4	Jan. 2008	0.00		0.00
5	Feb. 2008	0.00		0.00
6	Mar. 2008	0.00		0.00
7	Apr. 2008	0.00		0.00
8	May 2008	0.00		0.00
9	June 2008	0.00		0.00
10	July 2008	179,180.00	(17,918.00)	161,262.00
11	Aug. 2008	0.00		0.00
	TOTALS	179,180.00	(17,918.00)	161,262.00

ADA CONSTRUCTION SERVICES - TRUST ACCOUNT (B)

INVOICE	CAT. NO.	INV. DT.	AMOUNT	RETN.	NET AMOUNT	DESCRIPTION
CONDOS		09/22/08	179180.00	17918.00	161262.00	CONDOS ON BHLF OF GEMSTONE DEV. WEST
						VOUCHER# SR9.3-01
			CHK TOTAL:		161262.00	

DETACH AND RETAIN FOR YOUR RECORDS

VERIFY THE AUTHENTICITY OF THIS MULTI-TONE SECURITY DOCUMENT. CHECK BACKGROUND AREA CHANGES COLOR GRADUALLY FROM TOP TO BOTTOM.

NEVADA CONSTRUCTION SERVICES
2500 N. BUFFALO DRIVE, SUITE 140
LAS VEGAS, NEVADA 89128
(702) 251-1150
TRUST ACCOUNT (B)

BANK OF AMERICA
CHARLESTON HEIGHTS BRANCH
4901 W. CHARLESTON BLVD.
LAS VEGAS, NEVADA 89102
94-72/1224

529407
CONTROL NO.

529407
CHECK NUMBER

09/23/08
CHECK DATE

THIS CHECK WILL NOT BE HONORED IF PRESENTED 6 MONTHS AFTER THE ISSUE DATE.

PAY ***161,262*DOLLARS*AND*NO*CENTS

AMOUNT ***161,262.00*

TO THE ORDER OF APCO CONSTRUCTION AND CABINETEC, INC.

D Vigil

joi Vales

⑈529407⑈ ⑆122400724⑆ 048372999⑈

THE ORIGINAL DOCUMENT HAS A WHITE REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO SEE THE MARK WHEN CHECKING THE ENDORSEMENTS.

07/31/08	1023652-IN BLDG 9 UNIT 155	7,230.00	7,230.00
07/31/08	1023653-IN BLDG 9 UNIT 156	6,885.00	6,885.00
07/31/08	1023654-IN BLDG 9 UNIT 158	3,330.00	3,330.00
07/31/08	1023655-IN BLDG 9 UNIT 160	3,720.00	3,720.00
07/31/08	1023656-IN BLDG 9 UNIT 161	8,475.00	8,475.00
07/31/08	1023657-IN BLDG 9 UNIT 162	4,270.00	4,270.00
07/31/08	1023658-IN BLDG 9 UNIT 164	5,955.00	5,955.00

CONTINUED

Leo 649-1010

BLDG 8 $88,545.00
BLDG 9 $90,635.00
Line 626

IF YOU HAVE ANY QUESTIONS PLEASE CALL
ACCOUNTS RECEIVABLE AT 702-649-1010 EXT 2252

—wire. $161,262.00 7/31/08

APCO000036995

APCO-TR-EX0160-0010

UNCONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

Property Name: Manhattan West

Property Location: Russell Road/Rocky Hill Street

Undersigned's Customer: Apco Construction

Invoice/Payment Application Number: All invoices through 7/31/08

Payment Amount: $161,262.00

The undersigned has been paid and has received a progress payment in the above referenced Payment Amount for all work, materials and equipment the undersigned furnished to his Customer for the above described Property and does hereby waive and release any notice of lien, any private bond right, any claim for payment and any rights under any similar ordinance, rule or statute related to payment rights that the undersigned has on the above described Property to the following extent:

This release covers a progress payment for the work, materials and equipment furnished by the undersigned to the Property or to the Undersigned's Customer which are the subject of the Invoice or Payment Application, but only to the extent of the Payment Amount or such portion of the Payment Amount as the undersigned is actually paid, and does not cover any retention withheld, any items, modifications or changes pending approval, disputed items and claims, or items furnished *that are not paid.* The undersigned warrants that he either has already paid or will use the money he receives from this progress payment promptly to pay in full all his laborers, subcontractors, materialmen and suppliers for all the work, materials or equipment that are the subject of this waiver and release.

Dated 9/23/08

Cabinetec, Inc. Cabinetec Inc.
(Company Name)

By Rob Parks

Title Sales

Notice: This document waives rights unconditionally and states that you have been paid for giving up those rights. This document is enforceable against you if you sign it to the extent of the Payment Amount or the amount received. If you have not been paid, use a conditional release form.

CABINETEC
The Art Of Cabinetry

2711 E Craig Rd Suite "A" Las Vegas, NV Phone (702) 649-1010
www.cabinetec.com

08/06/2008

Attn: APCO Construction
CC: Joe De Haas
CC: Randy Nickerl

Re: Terms & Conditions

To Whom It May Concern,

Outlined here are the Terms & Conditions related to the following;

> Cabinetec accepts any damages to cabinetry caused by heat or moisture for ManhattanWest Buildings 8 & 9 First Floor locations ONLY. Cabinetec is aware storing cabinetry on the jobsite may in fact put specific climate conditions on this product, but we assume any weather damages. APCO construction will be responsible for security of the cabinetry while storing them through installation.

Cabinetec will assume responsibility to replace and/or re-work any cabinet materials that become damaged due to prolonged storage via the current and future climate conditions at the Manhattan West project site so long as the following terms are agreed to and met;

A) ~~Cabinetec will be paid material & production costs for delivered First Floor cabinets 30 days from receipt of invoices.~~ when APCO receives payment from Gensler per subcontract
B) ~~APCO Construction will honor Terms presented on invoices clarifying payment amounts & timelines.~~ Payment terms are set in the subcontract agreement and cannot be amended.
C) That all future scheduled deliveries for remaining units are to be adequately scheduled by responsible APCO personnel, and if necessary, APCO & Cabinetec INC. agree to equal share of storage fees of up to $150.00 per day so that Cabinetec may facilitate appropriate storage of materials in climate controlled zones to insure product integrity. Please notify APCO of pending fabrication schedule in advance to help resolve this type of issue

Sincerely,

APCO CONSTRUCTION

x Randy Nickerl 8/11/08
Randy Nickerl
Division Mgr.
APCO Construction

Cabinetec Inc.

Rob Trickett
V.P. Sales & Marketing

Milano Raise Your Standards. Tuscany Timeless Elegance. UltraTec UltraModern. UltraTec.

appears that labor, material or other costs incurred in the performance of the Subcontract Work are not being paid when due, Contractor may take whatever steps it deems necessary to insure that the progress payments will be utilized to pay such costs, including, but not limited to, the issuance of joint checks payable to the claimant after written notice to Subcontractor, or additionally, making payment directly to claimant after written notice to Subcontractor. If such payment by Contractor exceeds the balance of payments due or to become due to Subcontractor from Contractor, then Subcontractor shall be liable to Contractor for the difference.

3.7 Contractor is hereby expressly granted the right to off set any sums due the Subcontractor under the provisions of this Subcontract against any obligation that may be due from Subcontractor to Contractor regardless of the source of said obligation. When requested by Contractor, Subcontractor shall furnish to Contractor a verified and itemized statement showing the names and addresses of all entities who have furnished or may furnish labor, materials, and/or equipment for the Subcontract Work together with the amount due or to become due for such work.

3.8 The 10 percent withheld retention shall be payable to Subcontractor upon, and only upon the occurrence of all the following events, each of which is a condition precedent to Subcontractor's right to receive final payment hereunder and payment of such retention: (a) Completion of the entire project described in the Contract Documents; (b) The approval and final acceptance of the project Work by Owner; (c) Receipt of final payment by Contractor from Owner; (d) Delivery to Contractor from Subcontractor all as-built drawings for it's scope of work and other close out documents; (e) Delivery to Contractor from Subcontractor a Release and Waiver of Claims from all of Subcontractor's laborers, material and equipment suppliers, and subcontractors providing labor, materials or services to the Project, (**Forms attached**). If any sub-subcontractor, supplier or other person refuses to furnish a release or waiver required by the Owner or Contractor, the Subcontractor shall, upon the request of Contractor, furnish a bond satisfactory to the owner and Contractor to indemnify them against any such claim or lien. Should the existence of any unsatisfied or undischarged claim, obligation or lien arising in conjunction with Subcontractor's Work become known after final payment is received from Contractor, Subcontractor shall promptly pay on demand all actual amounts Contractor and/or Owner pay in bonding around, satisfying, discharging or defending any such claim, obligation or lien, including all costs and attorney's fees incurred in connection therewith. Final payment shall not relieve Subcontractor from liability, or for warranty or guaranty, or for indemnity obligations for faulty or defective Work.

3.9 Subcontractor agrees that Contractor shall have no obligation to pay Subcontractor for any changed or extra work performed by Subcontractor until or unless Contractor has actually been paid for such work by the Owner.

3.10 Progress payments and Final Payment shall not be considered or construed as evidence of acceptance of any part of Subcontractor's work until final acceptance of the Project by Owner.

4. <u>Prosecution of Work</u>

4.1 TIME IS OF THE ESSENCE OF THIS SUBCONTRACT.

(a) Seven (7) copies of all Subcontractor submittals shall be received by Contractor to suit the requirements of the approved CPM target schedule unless otherwise agreed to in writing by Contractor. Subcontractor agrees to provide plan-sized sheets for all submittals of required size 24"x36" including one (1) sepia & five (6) blue line prints. Product specifications shall be provided in standard 8-1/2" by 11" paper, three hole punched and inserted into three ring binders labeled "**The Manhattanwest Condominiums**". Any required re-submittals shall be submitted within five working days of receipt of request from the Owner.

CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE

CLERK OF THE COURT

APPLICATION AND CERTIFICATE FOR PAYMENT

TO OWNER: Manhattan West
9121 W. Russell Rd.
Las Vegas, NV 89148

PROJECT: Manhattan West Phase 1

OWNER DRAW NO:
APPLICATION NO: 15
PERIOD: 12/31/2008
PROJECT 168
CONTRACT DATE: 06/15/08

Distribution to:
- ☐ OWNER
- ☐ ARCHITECT
- ☐ CONTRACTOR
- ☐ NCS
- ☐ Pete Smith

FROM CONTRACTOR: Camco Pacific Construction
2925 E. Patrick Lane, Suite G
Las Vegas, Nevada 89120

VIA ARCHITECT: OZ Architects

CONTRACT FOR : Manhattan West Phase 1

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
Continuation sheet is attached.

1. ORIGINAL CONTRACT SUM		$ 88,219,915.26
2. Net change by Change Orders		$ 8,003,395.83
3. CONTRACT SUM TO DATE	(Line 1 +/- 2)	$ 96,223,311.09
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)		$ 82,427,804.84
5. RETAINAGE		
a. 10 % of completed work (Buildings)	$ 7,404,853.31	
b. 5 % of Site Work	$ 200,422.50	
Total Retainage (line 5a 5b)		7,605,275.81
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)		$ 74,822,529.03
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 form prior Certificate)		$ 73,160,378.48
8. CURRENT PAYMENT DUE		$ 1,662,150.55
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	$ 21,400,782.06	

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
TOTAL CHARGES APPROVED IN PREVIOUS MONTHS BY OWNER	6,923,660.47	-
Total approved this Month	1,079,735.36	
TOTALS	8,003,395.83	-
NET CHANGES by change order		8,003,395.83

The undersigned contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payments were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR

By: _____ Date: 1-26-09

State of: Nevada
County of: Clark
Subscribed and sworn to before me this 26 day of January, 2009

Notary Public: _____

My Commission expires: 11-5-2011

Notary Public - State of Nevada
County of Clark
YVONNE D. FARREN
My Appointment Expires
November 5, 2011
No: 99-57995-1

ARCHITECT

By: _____ Date: _____

OWNER

By: _____ Date: _____

8,003,395.83

CAMCO-MW 01249

PLAINTIFF'S EXHIBIT 123 JAN 18 2013

P-0001 HIBIT

DEPOSITION EXHIBIT 23 PARRY

CONTINUATION SHEET

APPLICATION AND CERTIFICATE FOR PAYMENT,
containing Contractor's signed certification, is attached.
In tabulations below, amounts are stated to the nearest dollar.
Use column I on contracts where variable retainage for line items may apply.

Schedule of Values Phase 1 Manhattan West

Owner Loan No.: 0
Billing Number: 15
Period: 12/31/2008

A.1		B	C		D	E	F	G	H	I	J	K	L
					WORK COMPLETED		MATERIALS STORED						
ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
GRADING OFF & ON-SITE IMPROVEMENTS													
Apco	1	2200 Mobilization	45,000.00	45,000.00	45,000.00	-	-	-	45,000.00	100%	-	-	2,250.00
Gemi	2	2200 Site Preparat	1,739,233.00	1,739,233.00	1,739,233.00	-	-	-	1,739,233.00	100%	-	-	86,961.65
Apco	2.001	2200 Site Preparat	80,590.00	80,590.00	80,590.00	-	-	-	80,590.00	100%	-	-	4,029.50
Apco	2.002	2200 Site Preparat	739,177.00	739,177.00	739,177.00	-	-	-	739,177.00	100%	-	-	36,958.85
Apco	3	2510 Site Water	75,020.00	75,020.00	75,020.00	-	-	-	75,020.00	100%	-	-	3,751.00
LVP	3.001	2510 Site Water	427,750.00	427,750.00	427,750.00	-	-	-	427,750.00	100%	-	-	21,387.50
Apco	4	2500 Site Storm S	511,000.00	511,000.00	500,780.00	-	-	-	500,780.00	98%	10,220.00	-	25,039.00
LVP	5	2530 Site Sanitary	92,250.00	92,250.00	92,250.00	-	-	-	92,250.00	100%	-	-	4,612.50
Apco	5.001	2530 Site Sanitary	157,950.00	157,950.00	157,950.00	-	-	-	157,950.00	100%	-	-	7,897.50
Apco	6	2200 Insurance	150,700.00	150,700.00	150,700.00	-	-	-	150,700.00	100%	-	-	7,535.00
WRG	6.1	2200 Survey	165,000.00	165,000.00	21,265.00	1,500.00	-	-	22,765.00	14%	142,235.00	-	-
Buch	7	2740 Grading	233,000.00	233,000.00	233,000.00	-	-	-	233,000.00	100%	-	-	23,300.00
Buch	7.1	2740 Demolition W	29,900.00	29,900.00	29,900.00	-	-	-	29,900.00	100%	-	-	2,990.00
Intec	8	2770 Offsites Curb	77,000.00	77,000.00	33,165.50	-	-	-	33,165.50	43%	43,834.50	-	3,316.55
Intec	9	2775 Offsites Side	10,000.00	10,000.00	-	-	-	-	-	0%	10,000.00	-	-
Aspm	10	2740 Asphalt Offsi	286,810.00	286,810.00	266,301.80	-	-	-	266,301.80	93%	20,508.40	-	26,630.18
Buch	10.001	2740 Asphalt Pavi	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Apco	10.002	2740 Asphalt Pavi	-	-	-	-	-	-	-	#DIV/0!	-	-	3,542.75
Tda V	10.003	2740 Asphalt Pavi	35,427.50	35,427.50	35,427.50	-	-	-	35,427.50	100%	-	-	-
Wrth	10.1	2740 Onsite Gradi	407,539.20	407,539.20	-	4,075.00	-	-	4,075.00	1%	403,464.20	407.50	407.50
Apco	10.2	2740 Fencing and	183,000.00	183,000.00	-	-	-	-	-	0%	183,000.00	-	-
Apco	10.3	2740 Site Handrail	75,000.00	75,000.00	-	-	-	-	-	0%	75,000.00	-	-
Intec	11	2770 Curb and Gu	113,020.00	113,020.00	12,320.00	-	-	-	12,320.00	11%	100,700.00	-	1,232.00
Intec	12	2775 Sidewalks Pl	220,000.00	220,000.00	-	-	-	-	-	0%	220,000.00	-	-
Intec	13	2780 Brick Pavers	76,556.65	76,556.65	-	-	-	-	-	0%	76,556.65	-	-
Apco	14	2870 Site furnishin	100,000.00	100,000.00	-	-	-	-	-	0%	100,000.00	-	-
Gunn	15	18000 Pools	529,950.00	529,950.00	65,222.00	-	-	-	65,222.00	12%	464,728.00	-	6,522.20

DAVID DUNN 04158

APCO-TR-EX0163-0002

	A.1		B	C		D	E	F	G	H	I	J	K	L
						WORK COMPLETED		MATERIALS STORED						
	ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
Pools	15.001	16000	Pools	-	-	25,000.00	-	-		25,000.00	#DIV/0!	(25,000.00)	-	2,500.00
E&E	15.1	15010	Fire Pumps-D	12,400.00	12,400.00	12,400.00	-	-	-	12,400.00	100%	-	-	1,240.00
E&E	15.2	15010	Fire Pumps-P	170,775.00	170,775.00	162,236.25	-	-	-	162,236.25	95%	8,538.75	-	16,223.63
E&E	15.3	15010	Fire Pumps-P	5,000.00	5,000.00	2,500.00	-	-	-	2,500.00	50%	2,500.00	-	250.00
E&E	15.4	15010	Fire Pumps-T	4,500.00	4,500.00	-	-	-	-	-	0%	4,500.00	-	-
helix	16	16000	Electrical Eng	25,834.00	25,834.00	15,616.67	-	-	-	15,616.67	60%	10,217.33	-	1,561.67
helix	17	16000	Electrical Mo	10,000.00	10,000.00	10,000.00	-	-	-	10,000.00	100%	-	-	1,000.00
helix	18	16000	Electrical Off	20,000.00	20,000.00	15,000.00	5,000.00	-	-	20,000.00	100%	(0.00)	500.00	2,000.00
helix	19	16000	Electrical Pro	12,500.00	12,500.00	12,500.00	-	-	-	12,500.00	100%	0.00	-	1,250.00
helix	20	16000	Electrical Per	10,833.00	10,833.00	10,833.32	-	-	-	10,833.32	100%	(0.32)	-	1,083.33
helix	21	16000	Electrical Sur	1,666.00	1,666.00	1,666.00	-	-	-	1,666.00	100%	-	-	166.60
helix	22	16000	Electrical Sur	20,000.00	20,000.00	20,000.00	-	-	-	20,000.00	100%	-	-	2,000.00
helix	23	16000	Furnish Land	257,000.00	257,000.00	-	-	-	-	-	0%	257,000.00	-	-
helix	24	16000	Furnish Court	59,000.00	59,000.00	-	-	-	-	-	0%	59,000.00	-	-
helix	25	16000	Furnish Sport	6,000.00	6,000.00	-	-	-	-	-	0%	6,000.00	-	-
helix	26	16000	Furnish Parki	64,000.00	64,000.00	-	-	-	-	-	0%	64,000.00	-	-
Contr	27	1000	Contractor Fe	3,833.20	3,833.20	3,833.20	-	-	-	3,833.20	100%	-	-	383.32
Camco	27.001	1000	Camco Contr	220,599.05	220,599.05	114,446.04	18,062.76	-	-	132,508.80	60%	88,190.25	-	-
Gems	27.002	1000	Gemstone C	229,449.75	229,449.75	151,675.03	-	-	-	151,675.03	66%	77,774.72	-	-
	GRADING OFF & ON-SITE IMP			7,694,363.35	7,694,363.35	5,262,758.11	28,037.76	-	-	5,291,395.87	#DIV/0!	2,402,967.48	907.50	298,022.20
	BUILDING #2													
JP L	28.00	2900	Landscaping	126,750.00	126,750.00	33,150.00	-	-	-	33,150.00	26%	93,600.00	-	3,316.00
Stee	29.00	5100	Reinforcing Ste	300,671.50	300,671.50	300,671.50	-	-	-	300,671.50	100%	-	-	30,067.15
Ame	29.00	5100	Apco	2,837.30	2,837.30	2,837.30	-	-	-	2,837.30	100%	-	-	283.73
Helix	30.00	5100	Reinforcing Ste	506,812.50	506,812.50	506,812.50	-	-	-	506,812.50	100%	-	-	50,681.25
Apco	30.00	5100	Reinforcing Ste	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Conc	31.00	3300	Concrete Exca	248,500.00	248,500.00	248,500.00	-	-	-	248,500.00	100%	-	-	24,850.00
Conc	32.00	3300	Concrete Place	200,000.00	200,000.00	200,000.00	-	-	-	200,000.00	100%	-	-	20,000.00
Conc	33.00	3300	Concrete Form	300,000.00	300,000.00	300,000.00	-	-	-	300,000.00	100%	-	-	30,000.00
Conc	34.00	3300	Concrete Form	85,000.00	85,000.00	85,000.00	-	-	-	85,000.00	100%	-	-	8,500.00
Conc	35.00	3300	Concrete Place	130,000.00	130,000.00	130,000.00	-	-	-	130,000.00	100%	-	-	13,000.00
Conc	36.00	3300	Concrete Form	450,000.00	450,000.00	450,000.00	-	-	-	450,000.00	100%	-	-	45,000.00

CAMCO-MW-01251

APCO-TR-EX0163-0003

A.1		B	C		D	E	F	G	H	I	J	K	L
					WORK COMPLETED		MATERIALS STORED						
ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
Conc	37.00	3300 Concrete Form	300,000.00	300,000.00	300,000.00	-	-	-	300,000.00	100%	-	-	30,000.00
Conc	38.00	3300 Concrete Form	85,000.00	85,000.00	85,000.00	-	-	-	85,000.00	100%	-	-	8,500.00
Conc	39.00	3300 Concrete Form	450,000.00	450,000.00	450,000.00	-	-	-	450,000.00	100%	-	-	45,000.00
Apco	39.00	3300 Concrete Form	25,180.50	25,180.50	25,180.50	-	-	-	25,180.50	100%	-	-	2,518.05
Titan	40.00	3450 Precast Concre	53,000.00	53,000.00	22,700.00	-	-	-	22,700.00	43%	30,300.00	-	2,270.00
Titan	41.00	3450 Precast Concre	53,000.00	53,000.00	22,700.00	-	-	-	22,700.00	43%	30,300.00	-	2,270.00
Titan	42.00	3450 Precast Concre	53,000.00	53,000.00	22,700.00	-	-	-	22,700.00	43%	30,300.00	-	2,270.00
Titan	43.00	3450 Precast Concre	53,000.00	53,000.00	22,700.00	-	-	-	22,700.00	43%	30,300.00	-	2,270.00
New	43.10	3450 Northstar Conc	32,739.00	32,739.00	-	-	-	-	-	0%	32,739.00	-	-
Img	44.00	4100 Masonry CMU	32,100.00	32,100.00	32,100.00	-	-	-	32,100.00	100%	-	-	3,210.00
Img	45.00	4100 Masonry Thin B	151,200.00	151,200.00	136,200.00	-	-	-	136,200.00	90%	15,000.00	-	13,620.00
Noor	45.10	5100 Ornamental Me	323,070.00	323,070.00	289,070.00	-	-	-	289,070.00	89%	34,000.00	-	28,907.00
Noor	45.20	5100 Exterior Spikes	10,000.00	10,000.00	9,500.00	-	-	-	9,500.00	95%	500.00	-	950.00
Noor	45.30	5100 Ext Base Flashi	12,000.00	12,000.00	12,000.00	-	-	-	12,000.00	100%	-	-	1,200.00
Noor	45.40	5100 Exterior Roof C	20,424.00	20,424.00	18,381.60	1,021.00	-	-	19,402.60	95%	1,021.40	102.10	1,940.26
Noor	45.50	5100 Ornamental Me	10,000.00	10,000.00	10,000.00	-	-	-	10,000.00	100%	-	-	1,000.00
Camp	46.00	8415 Granite -Line ro	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Hitec	47.00	5100 Steel	860,655.60	860,655.60	860,655.60	-	-	-	860,655.60	100%	-	-	-
New	47.00	5100 NV Prefab billed	1,155,323.93	1,155,323.93	1,221,072.60	-	-	-	1,221,072.60	106%	(65,748.67)	-	122,107.26
Noor	47.00	5100 Noorda billed	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Ossi	47.00	5100 OSSI's billed	-	-	6,622.80	-	-	-	6,622.80	#DIV/0!	(6,622.80)	-	662.28
Apco	47.00	5100 Apco billed	44,603.00	44,603.00	44,603.00	-	-	-	44,603.00	100%	-	-	97,611.05
Gilb	47.01	5100 Gilbert billed	70,852.00	70,852.00	70,852.00	-	-	-	70,852.00	100%	-	-	-
Dim	48.00	6200 Doors & Trim -A	38,361.00	38,361.00	29,825.61	-	-	-	29,825.61	78%	8,535.39	-	2,982.55
Dim	48.10	6200 Doors & Trim -L	5,068.00	5,068.00	3,975.00	-	-	-	3,975.00	78%	1,093.00	-	397.50
Wol	49.00	7510 Fireproofing	34,200.00	34,200.00	34,200.00	-	-	-	34,200.00	100%	-	-	3,420.00
Insu	50.00	7220 Insulation	43,874.00	43,874.00	57,280.00	-	-	-	57,280.00	131%	(13,406.00)	-	5,728.00
Ro	51.00	7720 Roofing	242,860.00	242,860.00	242,860.00	-	-	-	242,860.00	100%	-	-	24,286.00
Siem	52.00	7100 Waterproofing	185,385.89	185,385.89	152,555.50	-	-	-	152,555.50	82%	32,830.39	-	15,255.55
Cact	52.00	7100 Cactus Rose bil	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Stuc	53.00	7240 Stucco	316,657.00	316,657.00	331,100.00	-	-	-	331,100.00	105%	(14,443.00)	-	33,110.00
Whol	54.00	8560 Windows	248,000.00	248,000.00	248,000.00	-	-	-	248,000.00	100%	-	-	24,800.00

CAMCOMM01257

APCO-TR-EX0163-0004

A.1		B	C		D	E	F	G	H	I	J	K	L
					WORK COMPLETED		MATERIALS STORED						
ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
08600	54.00	8580	Windows	20,500.00	20,500.00	20,500.00	-	-	-	20,500.00	100%	-	-	2,050.00
Apco	54.00	8580	Windows	-	-	-	-	-	-	-	#DIV/0!	-	-	-
08400	55.00	8400	Storefront Doors	72,885.00	72,885.00	72,885.00	-	-	-	72,885.00	100%	-	-	7,288.50
Fast	55.00	8400	Storefront Doors	86,000.00	86,000.00	79,500.00	-	-	-	79,500.00	92%	6,500.00	-	7,950.00
Tri-C	56.00	9200	LGMF and Dryv	8,375.43	8,375.43	300,000.00	-	-	-	300,000.00	3582%	(291,624.57)	-	30,000.00
Carp	57.00	9600	Flooring	107,600.00	107,600.00	-	-	-	-	-	0%	107,600.00	-	-
Brok	58.00	9900	Painting	83,800.00	83,800.00	75,420.00	8,380.00	-	-	83,800.00	100%	-	838.00	8,380.00
Hans	58.10	9920	Trashchutes	7,500.00	7,500.00	-	-	-	-	-	0%	7,500.00	-	-
Hans	58.20	9900	Toilet accessori	46,679.00	46,679.00	-	11,017.00	-	-	11,017.00	24%	35,662.00	1,101.70	1,101.70
Fres	58.30	9900	Fire Extinguishe	9,000.00	9,000.00	-	-	-	-	-	0%	9,000.00	-	-
Hans	58.40	9900	Signage	18,690.60	18,690.60	9,345.00	-	-	-	9,345.00	50%	9,345.60	-	934.60
Bryg	59.00	14200	Elevators	306,562.00	306,562.00	222,099.64	-	-	-	222,099.64	72%	84,462.36	-	22,209.96
Apco	59.00	14200	Elevators	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter	60.00	1500	Mechanical Mol	3,750.00	3,750.00	3,750.00	-	-	-	3,750.00	100%	-	-	375.00
Inter	61.00	1330	Mechanical Sub	205.00	205.00	205.00	-	-	-	205.00	100%	-	-	20.50
Inter	62.00	1310	Mechanical Ger	381.84	381.84	381.84	-	-	-	381.84	100%	-	-	38.18
Inter	63.00	1780	Mechanical Clo	300.00	300.00	-	-	-	-	-	0%	300.00	-	-
Inter	64.00	15020	HVAC Permit	1,200.00	1,200.00	1,200.00	-	-	-	1,200.00	100%	-	-	120.00
Inter	65.00	15020	HVAC Pre-Roc	37,450.00	37,450.00	37,450.00	-	-	-	37,450.00	100%	-	-	3,745.00
Inter	66.00	15020	HVAC Equipme	29,960.00	29,960.00	29,960.00	-	-	-	29,960.00	100%	-	-	2,996.00
Inter	67.00	15020	HVAC Rough O	29,960.00	29,960.00	26,964.00	-	-	-	26,964.00	90%	2,995.00	-	2,696.40
Inter	68.00	15020	HVAC Set Equi	29,960.00	29,960.00	29,960.00	-	-	-	29,960.00	100%	-	-	2,996.00
Inter	69.00	15020	HVAC Set Trim	7,490.00	7,490.00	-	-	-	-	-	0%	7,490.00	-	-
Inter	70.00	15020	HVAC FSD - CC	7,490.00	7,490.00	-	-	-	-	-	0%	7,490.00	-	-
Inter	71.00	15020	HVAC Start-Up	7,490.00	7,490.00	-	-	-	-	-	0%	7,490.00	-	-
Inter	72.00	15010	Building-1 Plum	2,870.00	2,870.00	2,841.30	28.70	-	-	2,870.00	100%	-	2.87	287.00
Inter	73.00	15010	Plumbing Exca	48,992.00	48,992.00	48,302.10	489.92	-	-	48,992.02	100%	(0.02)	48.99	4,899.20
Inter	74.00	15010	Plumbing U/G S	24,850.00	24,850.00	24,601.50	248.50	-	-	24,850.00	100%	-	24.85	2,485.00
Inter	75.00	15010	Plumbing U/G S	83,311.00	83,311.00	82,477.89	833.11	-	-	83,311.00	100%	-	83.31	8,331.10
Inter	76.00	15010	Plumbing Pre-C	29,675.00	29,675.00	29,378.25	296.75	-	-	29,675.00	100%	-	29.68	2,967.50
Inter	77.00	15010	Plumbing Build	3,215.00	3,215.00	3,182.85	32.15	-	-	3,215.00	100%	-	3.22	321.50
Inter	78.00	15010	Plumbing Sleev	7,560.00	7,560.00	7,583.00	75.60	-	-	7,658.60	100%	0.40	7.56	765.96

CAMCO-MW-01253

JA002617

APCO-TR-EX0163-0005

	A	1	B	C	D	E	F	G	H	I	J	K	L
	ITEM NO.	DESCRIPTION OF		SCHEDULED VALUE	REVISED SCHEDULE	WORK COMPLETED FROM PREVIOUS APPLICATIONS	WORK COMPLETED THIS PERIOD	MATERIALS STORED THIS PERIOD	MATERIALS STORED CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
Intert	79.00	15010	Plumbing A/G P	54,920.00	54,920.00	53,480.00	940.20		-	54,920.20	100%	(0.20)	94.02	5,492.02
Intert	80.00	15010	Plumbing Drain	25,827.00	25,827.00	25,568.00	258.27		-	25,827.27	100%	(0.27)	25.83	2,582.73
Intert	81.00	15010	Plumbing A/G S	45,856.00	45,856.00	45,401.00	456.58		-	45,857.58	100%	(1.42)	45.86	4,585.76
Intert	82.00	15010	Plumbing A/G D	78,788.20	78,788.00	77,978.24	787.00		-	78,765.20	100%	-	78.77	7,878.80
Intert	83.00	15010	Plumbing Testin	8,184.00	8,184.00	8,082.36	81.64		-	8,164.00	100%	-	8.16	818.40
Intert	84.00	15010	Plumbing Fixtur	44,502.00	44,502.00	40,078.80	-		-	40,078.80	90%	4,423.20	-	4,007.88
Intert	85.00	15010	Plumbing Equip	28,100.00	28,100.00	25,644.20	-		-	25,644.20	90%	2,515.80	-	2,564.42
E&E	85.10	15010	Fire Protection S	4,400.00	4,400.00	4,400.00	-		-	4,400.00	100%	-	-	440.00
E&E	85.20	15010	Fire Protection	15,000.00	15,000.00	15,000.00	-		-	15,000.00	100%	-	-	1,500.00
E&E	85.30	15010	Overhead Rough	149,340.00	149,340.00	149,340.00	-		-	149,340.00	100%	-	-	14,934.00
E&E	85.40	15010	Finish and Trim	10,000.00	10,000.00	10,000.00	-		-	10,000.00	100%	-	-	1,000.00
E&E	85.50	15010	Testing Sy 1-4	21,660.00	21,660.00	-	-		-	-	0%	21,660.00	-	-
E&E	85.60	15010	Fire Protection	4,400.00	4,400.00	4,400.00	-		-	4,400.00	100%	-	-	440.00
Intert	86.00	15010	Plumbing Insul	11,550.00	11,550.00	8,650.00	-		-	8,650.00	75%	2,900.00	-	865.00
Jeff I	87.00	15010	Plumbing Insul	288,984.00	288,984.00	288,984.00	-		-	288,984.00	100%	-	-	28,898.40
E&E	88.00	15010	Plumbing Insul	-	-	-	-		-	-	#DIV/0!	-	-	-
E&E	88.10	15010	Overhead Rough	49,600.00	49,600.00	49,600.00	-		-	49,600.00	100%	-	-	4,960.00
E&E	88.20	15010	Finish and Trim	8,300.00	8,300.00	8,300.00	-		-	8,300.00	100%	-	-	830.00
E&E	88.30	15010	Testing - Stand	2,600.00	2,600.00	-	-		-	-	0%	2,600.00	-	-
E&E	88.40	15010	Fire Protection	13,150.00	13,150.00	13,150.00	-		-	13,150.00	100%	-	-	1,315.00
E&E	88.50	15010	Overhead Rough	132,824.00	132,824.00	132,824.00	-		-	132,824.00	100%	-	-	13,282.40
E&E	88.60	15010	Finish and Trim	2,500.00	2,500.00	2,500.00	-		-	2,500.00	100%	-	-	250.00
E&E	88.70	15010	Testing - Stand	8,750.00	8,750.00	-	-		-	-	0%	8,750.00	-	-
Ele	87.00	16000	Electrical Rough	25,834.00	25,834.00	15,816.67	-		-	15,816.67	60%	10,017.33	-	1,581.67
Ele	85.00	16000	Electrical Miscel	10,000.00	10,000.00	10,000.00	-		-	10,000.00	100%	-	-	1,000.00
Ele	89.00	16000	Electrical Office	20,000.00	20,000.00	12,000.00	-		-	12,000.00	60%	8,000.00	-	1,800.00
Ele	90.00	16000	Electrical Proj E	12,500.00	12,500.00	12,500.00	-		-	12,500.00	100%	-	-	1,250.00
Ele	91.00	15000	Electrical Permi	10,834.00	10,834.00	10,833.32	-		-	10,833.32	100%	0.68	-	1,083.33
Ele	92.00	16000	Electrical Startu	1,666.00	1,666.00	1,666.00	-		-	1,666.00	100%	-	-	166.60
Ele	93.00	16000	Electrical System	20,000.00	20,000.00	20,000.00	-		-	20,000.00	100%	-	-	2,000.00
Ele	94.00	16000	Electrical Light	65,500.00	65,500.00	65,500.00	-		-	65,500.00	100%	-	-	6,550.00
Ele	95.00	16000	Electrical Rough	25,000.00	25,000.00	25,000.00	-		-	25,000.00	100%	-	-	2,500.00

CJM-DOW-01-254

JA002618

APCO-TR-EX0163-0006

	A.1		B	C		D	E	F	G	H	I	J	K	L
	ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	WORK COMPLETED FROM PREVIOUS APPLICATIONS	WORK COMPLETED THIS PERIOD	MATERIALS STORED THIS PERIOD	MATERIALS STORED CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
helix	96.00	16000	Low Voltage Sy	50,000.00	50,000.00	50,000.00	-	-	-	50,000.00	100%	-	-	5,000.00
helix	97.00	16000	Electrical 2nd 3	200,000.00	200,000.00	190,000.00	5,000.00	-	-	195,000.00	98%	5,000.00	500.00	19,500.00
helix	98.00	16000	Electrical 1st Sc	255,000.00	255,000.00	250,000.00	-	-	-	250,000.00	98%	5,000.00	-	25,000.00
helix	99.00	16000	Electrical 1st Fl	25,000.00	25,000.00	23,750.00	-	-	-	23,750.00	95%	1,250.00	-	2,375.00
helix	100.00	16000	Electrical 2nd F	25,000.00	25,000.00	23,750.00	-	-	-	23,750.00	95%	1,250.00	-	2,375.00
helix	101.00	16000	Electrical 3rd Fl	25,000.00	25,000.00	23,750.00	-	-	-	23,750.00	95%	1,250.00	-	2,375.00
helix	102.00	16000	Electrical 4th Fl	25,000.00	25,000.00	23,750.00	-	-	-	23,750.00	95%	1,250.00	-	2,375.00
helix	103.00	16000	Electrical Roof I	2,500.00	2,500.00	2,000.00	-	-	-	2,000.00	80%	500.00	-	200.00
Six S	103.10	16000	Rough and Fini	13,600.00	13,600.00	-	-	-	-	-	0%	13,600.00	-	-
Cont	104.00	1000	Contractor Fee	455,715.10	455,715.10	455,715.10	-	-	-	455,715.10	100%	-	-	45,571.51
Cam	104.00	1000	Camco Contract	220,599.05	220,599.05	133,445.19	3,886.73	-	-	137,331.92	62%	83,267.13	-	-
Gian	104.00	1000	Giansalone Cont	229,449.75	229,449.75	140,280.05	-	-	-	140,280.05	61%	89,168.70	-	-
			BUILDIN	11,085,741.79	11,085,741.79	10,561,096.71	33,434.81	-	-	10,594,531.52	#DIV/0!	492,210.27	2,954.81	1,031,891.96
	BUILDING #3													
JP L	105.00	2900	Landscaping	126,750.00	126,750.00	33,150.00	-	-	-	33,150.00	26%	93,600.00	-	3,315.00
Stan	106.00	5100	Reinforcing Ste	308,062.50	308,062.50	308,062.50	-	-	-	308,062.50	100%	-	-	30,806.25
Apco	106.00	5100	Apco	45,280.00	45,280.00	45,280.00	-	-	-	45,280.00	100%	-	-	4,528.00
calic	107.00	5100	Reinforcing Ste	417,615.00	417,615.00	417,615.00	-	-	-	417,615.00	100%	-	-	41,761.50
Apco	107.00	5100	Apco	88,997.50	88,997.50	88,997.50	-	-	-	88,997.50	100%	-	-	8,899.75
Conc	108.00	3300	Concrete Excav	248,500.00	248,500.00	248,500.00	-	-	-	248,500.00	100%	-	-	24,850.00
Conc	109.00	3300	Concrete Place	200,000.00	200,000.00	200,000.00	-	-	-	200,000.00	100%	-	-	20,000.00
Conc	110.00	3300	Concrete Form	300,000.00	300,000.00	300,000.00	-	-	-	300,000.00	100%	-	-	30,000.00
Conc	111.00	3300	Concrete Form	85,000.00	85,000.00	85,000.00	-	-	-	85,000.00	100%	-	-	8,500.00
Conc	112.00	3300	Concrete Place	105,000.00	105,000.00	105,000.00	-	-	-	105,000.00	100%	-	-	10,500.00
Conc	112.00	3300	-	7,000.00	7,000.00	7,000.00	-	-	-	7,000.00	100%	-	-	700.00
Conc	113.00	3300	Concrete Form	480,000.00	480,000.00	480,000.00	-	-	-	480,000.00	100%	-	-	48,000.00
Conc	114.00	3300	Concrete Form	300,000.00	300,000.00	300,000.00	-	-	-	300,000.00	100%	-	-	30,000.00
Conc	115.00	3300	Concrete Form	85,000.00	85,000.00	85,000.00	-	-	-	85,000.00	100%	-	-	8,500.00
Conc	116.00	3300	Concrete Form	480,664.00	480,664.00	480,664.00	-	-	-	480,664.00	100%	-	-	48,066.40
Conc	116.00	3300	Concrete Form	14,958.00	14,958.00	14,958.00	-	-	-	14,958.00	100%	-	-	1,495.80
Conc	116.00	3300	Concrete Form	98,100.00	98,100.00	98,100.00	-	-	-	98,100.00	100%	-	-	9,810.00
Stan	117.00	3450	Precast Concre	53,000.00	53,000.00	22,700.00	-	-	-	22,700.00	43%	30,300.00	-	2,270.00

JA002619

APCO-TR-EX0163-0007

CA16CV00163

	A.1		B	C		D	E	F	G	H	I	J	K	L
	ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	WORK COMPLETED FROM PREVIOUS APPLICATIONS	WORK COMPLETED THIS PERIOD	MATERIALS STORED THIS PERIOD	MATERIALS STORED CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
Titan	118.00	3450	Precast Concre	53,000.00	53,000.00	22,700.00	-	-	-	22,700.00	43%	30,300.00	-	2,270.00
Titan	119.00	3450	Precast Concre	53,000.00	53,000.00	22,700.00	-	-	-	22,700.00	43%	30,300.00	-	2,270.00
Titan	120.00	3450	Precast Concre	53,000.00	53,000.00	22,700.00	-	-	-	22,700.00	43%	30,300.00	-	2,270.00
Nave	120.10	3450	Northstar Concr	32,739.00	32,739.00	-	-	-	-	-	0%	32,739.00	-	-
Imp	121.00	4100	Masonry CMU	32,100.00	32,100.00	32,100.00	-	-	-	32,100.00	100%	-	-	3,210.00
Imp	122.00	4100	Masonry Thin St	151,200.00	151,200.00	98,280.00	52,920.00	-	-	151,200.00	100%	-	5,292.00	15,120.00
Nave	122.10	5100	Ornamental Me	323,070.00	323,070.00	197,808.00	-	-	-	197,808.00	61%	125,262.00	-	19,780.80
Nave	122.20	5100	Exterior Spires	10,000.00	10,000.00	500.00	-	-	-	500.00	5%	9,500.00	-	50.00
Nave	122.30	5100	Ext Base Flashi	12,000.00	12,000.00	1,200.00	2,800.00	-	-	4,000.00	33%	8,000.00	280.00	400.00
Nave	122.40	5100	Exterior Roof C	20,424.00	20,424.00	7,038.00	-	-	-	7,038.00	34%	13,386.00	-	703.80
Nave	122.50	5100	Ornamental Me	10,000.00	10,000.00	-	-	-	-	-	0%	10,000.00	-	-
Carp	123.00	6415	Granite (Badge	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Misc	124.00	5100	Steel	969,112.50	969,112.50	969,112.50	-	-	-	969,112.50	100%	-	-	96,911.25
Nave	124.00	5100	NV Prefab billec	1,058,934.50	1,058,934.50	1,058,934.50	-	-	-	1,058,934.50	100%	-	-	105,893.45
Nave	124.00	5100	Nevada billed	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Oasi	124.00	5100	Oasis billed	-	-	27,227.20	-	-	-	27,227.20	#DIV/0!	(27,227.20)	-	2,722.72
Gilbe	124.00	5100	Gilbert billed	70,852.00	70,852.00	70,852.00	-	-	-	70,852.00	100%	-	-	7,085.20
Apco	124.01	5100	Apco	-	-	-	-	-	-	-	#DIV/0!	-	-	-
PDM	125.00	6200	Finish Carpentr	38,361.00	38,361.00	29,814.40	-	-	-	29,814.40	78%	8,546.60	-	2,981.44
PDM	125.10	6200	Doors & Trim - I	5,068.00	5,068.00	3,650.00	-	-	-	3,650.00	72%	1,418.00	-	365.00
Cella	126.00	7810	Fireproofing	34,200.00	34,200.00	34,200.00	-	-	-	34,200.00	100%	-	-	3,420.00
shyk	127.00	7220	Insulation	111,569.00	111,569.00	-	-	-	-	-	0%	111,569.00	-	-
pm	128.00	7720	Roofing	242,860.00	242,860.00	231,187.80	-	-	-	231,187.80	95%	11,672.20	-	23,118.78
Cast	128.00	7100	Waterproofing	185,365.69	185,365.69	131,691.30	-	-	-	131,691.30	71%	53,674.69	-	13,169.13
Cast	129.00	7100	Castos Rose bl	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Asco	130.00	7240	Stucco	316,657.00	316,657.00	288,851.45	-	-	-	288,851.45	91%	27,805.55	-	28,885.15
Fenc	131.00	8560	Windows	248,000.00	248,000.00	248,000.00	-	-	-	248,000.00	100%	-	-	24,800.00
Fenc	131.00	8560	Windows	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Fram	132.00	8400	Storefront Door	54,450.00	54,450.00	54,450.00	-	-	-	54,450.00	100%	-	-	5,445.00
Fram	132.00	8400	Storefront Door	111,000.00	111,000.00	83,500.00	-	-	-	83,500.00	75%	27,500.00	-	8,350.00
Hi-C	133.00	9200	LGMP and Dryv	230,500.00	230,500.00	230,500.00	-	-	-	230,500.00	100%	-	-	23,050.00
Flore	134.00	9600	Flooring	107,600.00	107,600.00	-	-	-	-	-	0%	107,600.00	-	-

CAMCO MW 04256

JA002620

APCO-TR-EX0163-0008

	A.1		B	C		D	E	F	G	K	I	J	K	L
						WORK COMPLETED		MATERIALS STORED						
	ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
Brush	135.00	9900	Painting	83,800.00	83,800.00	75,420.00	8,380.00	-	-	83,800.00	100%	-	838.00	8,380.00
Hanc	135.10	9900	Trashchutes	7,600.00	7,600.00	-	-	-	-	-	0%	7,600.00	-	-
Hanc	135.20	9900	Toilet accesson	46,679.00	46,679.00	-	-	-	-	-	0%	46,679.00	-	-
Pres	135.30	9900	Fire Extinguishe	9,000.00	9,000.00	-	-	-	-	-	0%	9,000.00	-	-
Nam	135.40	9900	Signage	18,880.80	18,880.80	-	-	-	-	-	0%	18,880.80	-	-
Pres	136.00	14200	Elevators	306,562.00	306,562.00	278,500.96	-	-	-	278,500.96	91%	28,061.04	-	27,850.10
Appc	136.00	14200	Elevators	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter	137.00	1500	Mechanical Mot	3,750.00	3,750.00	3,750.00	-	-	-	3,750.00	100%	-	-	375.00
Inter	138.00	1530	Mechanical Sub	337.50	337.50	205.00	-	-	-	205.00	61%	132.50	-	20.50
Inter	139.00	1310	Mechanical Ger	532.13	532.13	362.00	-	-	-	362.00	68%	170.13	-	36.20
Inter	140.00	1780	Mechanical Clo	300.00	300.00	-	-	-	-	-	0%	300.00	-	-
Inter	141.00	15030	HVAC Permit	1,200.00	1,200.00	1,200.00	-	-	-	1,200.00	100%	-	-	120.00
Inter	142.00	15020	HVAC Pre-Roc	37,450.00	37,450.00	20,697.50	14,880.00	-	-	35,577.50	95%	1,872.50	1,498.00	3,557.75
Inter	143.00	15020	HVAC Equipme	29,960.00	29,960.00	11,984.00	-	-	-	11,984.00	40%	17,976.00	-	1,198.40
Inter	144.00	15020	HVAC Rough D	29,960.00	29,960.00	-	-	-	-	-	0%	29,960.00	-	-
Inter	145.00	15020	HVAC Set Equi	29,960.00	29,960.00	-	-	-	-	-	0%	29,960.00	-	-
Inter	146.00	15020	HVAC Set Terr	7,490.00	7,490.00	-	-	-	-	-	0%	7,490.00	-	-
Inter	147.00	15020	HVAC FSD - DC	7,490.00	7,490.00	-	-	-	-	-	0%	7,490.00	-	-
Inter	148.00	15020	HVAC Start-Up	7,490.00	7,490.00	-	-	-	-	-	0%	7,490.00	-	-
Inter	149.00	15010	Building 3 - Plu	2,870.00	2,870.00	2,841.00	29.00	-	-	2,870.00	100%	-	2.90	287.00
Inter	150.00	15010	Plumbing Excav	48,992.00	48,992.00	48,502.08	489.92	-	-	48,992.00	100%	-	48.99	4,899.20
Inter	151.00	15010	Plumbing UG S	24,850.00	24,850.00	24,602.00	248.00	-	-	24,850.00	100%	-	24.80	2,485.00
Inter	152.00	15010	Plumbing UG S	83,311.00	83,311.00	82,477.89	833.11	-	-	83,311.00	100%	-	83.31	8,331.10
Inter	153.00	15010	Plumbing Pre-C	29,673.00	29,673.00	29,082.08	296.75	-	-	29,378.75	99%	296.25	29.68	2,937.88
Inter	154.00	15010	Plumbing Build	3,215.00	3,215.00	3,183.85	32.15	-	-	3,215.00	100%	-	3.22	321.50
Inter	155.00	15010	Plumbing Sleev	7,660.00	7,660.00	7,583.00	-	-	-	7,583.00	99%	77.00	-	758.30
Inter	156.00	15010	Plumbing A/G V	54,020.00	54,020.00	37,814.00	-	-	-	37,814.00	70%	16,206.00	-	3,781.40
Inter	157.00	15010	Plumbing Drain	25,827.00	25,827.00	24,535.65	-	-	-	24,535.65	95%	1,291.35	-	2,453.57
Inter	158.00	15010	Plumbing A/G S	45,558.00	45,558.00	45,201.37	456.63	-	-	45,658.00	100%	-	45.66	4,565.80
Inter	159.00	15010	Plumbing A/G D	78,786.00	78,786.00	51,198.40	-	-	-	51,198.40	65%	27,587.60	-	5,119.84
Inter	160.00	15010	Plumbing Testi	5,154.00	5,154.00	4,082.20	818.40	-	-	4,898.60	95%	3,265.40	81.84	489.66
Inter	161.00	15010	Plumbing Fixtur	44,532.00	44,532.00	-	8,906.40	-	-	8,906.40	20%	35,625.60	890.64	890.64

CAMCO-MW-01257

JA002621

APCO-TR-EX0163-0009

	A.1		B	C		D	E	F	G	H	I	J	K	L
						WORK COMPLETED		MATERIALS STORED						
	ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
Inter	162.00	15010	Plumbing Equip	25,160.00	25,160.00	18,311.80	-	-	-	18,311.80	70%	7,848.20	-	1,831.18
E&E	162.10	15010	Fire Protection	4,400.00	4,400.00	4,400.00	-	-	-	4,400.00	100%	-	-	440.00
E&E	162.20	15010	Fire Protection	15,000.00	15,000.00	15,000.00	-	-	-	15,000.00	100%	-	-	1,500.00
E&E	162.30	15010	Overhead Roug	152,300.00	152,300.00	152,300.00	-	-	-	152,300.00	100%	-	-	15,230.00
E&E	162.40	15010	Finish and Trim	10,000.00	10,000.00	10,000.00	-	-	-	10,000.00	100%	-	-	1,000.00
E&E	162.50	15010	Testing Flr 1-4	21,800.00	21,800.00	-	-	-	-	-	0%	21,800.00	-	-
E&E	162.60	15010	Fire Protection	4,400.00	4,400.00	4,400.00	-	-	-	4,400.00	100%	-	-	440.00
E&E	162.70	15010	Overhead Roug	49,500.00	49,500.00	49,500.00	-	-	-	49,500.00	100%	-	-	4,950.00
Inter	163.00	15010	Plumbing Insula	11,500.00	11,500.00	4,650.00	-	-	-	4,650.00	40%	6,850.00	-	465.00
Jeff	163.00	15010	Plumbing Insula	25,295.30	25,295.30	25,295.30	-	-	-	25,295.30	100%	-	-	2,529.53
E&E	163.00	15010	Plumbing Insula	-	-	-	-	-	-	-	#DIV/0!	-	-	-
E&E	163.10	15010	Finish and Trim	8,300.00	8,300.00	8,300.00	-	-	-	8,300.00	100%	-	-	830.00
E&E	163.20	15010	Testing - Stand	2,500.00	2,500.00	-	-	-	-	-	0%	2,500.00	-	-
E&E	163.30	15010	Fire Protection	13,150.00	13,150.00	13,150.00	-	-	-	13,150.00	100%	-	-	1,315.00
E&E	163.40	15010	Overhead Roug	132,825.00	132,825.00	132,825.00	-	-	-	132,825.00	100%	-	-	13,282.50
E&E	163.50	15010	Finish and Trim	2,500.00	2,500.00	2,500.00	-	-	-	2,500.00	100%	-	-	250.00
E&E	163.60	15010	Testing - Stand	5,750.00	5,750.00	-	-	-	-	-	0%	5,750.00	-	-
helix	164.00	16000	Electrical Engin	25,834.00	25,834.00	15,616.67	-	-	-	15,616.67	60%	10,217.33	-	1,561.67
helix	165.00	16000	Electrical Mobil	10,000.00	10,000.00	10,000.00	-	-	-	10,000.00	100%	-	-	1,000.00
helix	166.00	16000	Electrical Office	20,000.00	20,000.00	16,000.00	-	-	-	16,000.00	80%	4,000.00	-	1,600.00
helix	167.00	16000	Electrical Proj E	12,500.00	12,500.00	12,500.00	-	-	-	12,500.00	100%	-	-	1,250.00
helix	168.00	16000	Electrical Perm	10,834.00	10,834.00	10,833.32	-	-	-	10,833.32	100%	0.68	-	1,083.33
helix	169.00	16000	Electrical Subm	1,666.00	1,666.00	1,666.00	-	-	-	1,666.00	100%	-	-	166.60
helix	170.00	16000	Electrical Super	20,000.00	20,000.00	20,000.00	-	-	-	20,000.00	100%	-	-	2,000.00
helix	171.00	16000	Electrical Light	65,500.00	65,500.00	61,950.00	-	-	-	61,950.00	95%	3,550.00	-	6,195.00
helix	172.00	16000	Electrical Distrit	25,000.00	25,000.00	25,000.00	-	-	-	25,000.00	100%	-	-	2,500.00
helix	173.00	16000	Low Voltage Sy	50,000.00	50,000.00	47,500.00	-	-	-	47,500.00	95%	2,500.00	-	4,750.00
helix	174.00	16000	Electrical 2nd S	200,000.00	200,000.00	190,000.00	5,000.00	-	-	195,000.00	98%	5,000.00	500.00	19,500.00
helix	175.00	16000	Electrical 1st Su	255,000.00	255,000.00	250,000.00	-	-	-	250,000.00	98%	5,000.00	-	25,000.00
helix	176.00	16000	Electrical 1st Fl	25,000.00	25,000.00	23,750.00	-	-	-	23,750.00	95%	1,250.00	-	2,375.00
helix	177.00	16000	Electrical 2nd F	25,000.00	25,000.00	23,750.00	-	-	-	23,750.00	95%	1,250.00	-	2,375.00
helix	178.00	16000	Electrical 3rd Fl	25,000.00	25,000.00	23,750.00	-	-	-	23,750.00	95%	1,250.00	-	2,375.00

CAMCO-MW-012256

APCO-TR-EX0163-0010

A.1		B	C		D	E	F	G	H	I	J	K	L
					WORK COMPLETED		MATERIALS STORED						
ITEM NO.	DESCRIPTION OF		SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
hs/lo 179.00	16000	Electrical 4th Fl	25,000.00	25,000.00	23,750.00	2,000.00	-	-	25,750.00	103%	(750.00)	200.00	2,575.00
hs/lo 180.00	16000	Electrical Roof I	2,500.00	2,500.00	-	-	-	-	-	0%	2,500.00	-	-
Six S 180.10	16000	Rough and Fina	13,600.00	13,600.00	-	-	-	-	-	0%	13,600.00	-	-
Cont 181.00	1900	Contractor Fee	385,031.40	385,031.40	385,031.40	-	-	-	385,031.40	100%	-	-	38,503.14
Cem 181.00	1000	Cemco Contrac	220,699.05	220,699.05	86,011.86	10,995.96	-	-	97,007.82	44%	123,691.23	-	-
Gem 181.00	1000	Gemstone Cont	229,449.75	229,449.75	104,621.48	-	-	-	104,621.48	46%	124,828.27	-	-
		BUILDIN	11,187,695.62	11,187,695.62	9,702,508.88	109,184.32	-	-	9,811,693.20	88%	1,376,002.41	9,818.64	961,006.39

BUILDING #7

JP L 182.00	2900	Landscaping	58,500.00	58,500.00	-	-	-	-	-	0%	58,500.00	-	-
Stee 183.00	5100	Reinforcing Ste	208,382.00	208,382.00	208,382.00	-	-	-	208,382.00	100%	-	-	20,838.20
Apcc 183.00	5100	Reinforcing Ste	9,418.00	9,418.00	9,418.00	-	-	-	9,418.00	100%	(0.00)	-	941.80
calic 184.00	5100	Reinforcing Ste	179,415.00	179,415.00	179,415.00	-	-	-	179,415.00	100%	-	-	17,941.50
Apcc 184.00	5100	Reinforcing Ste	102,406.00	102,406.00	102,406.00	-	-	-	102,406.00	100%	-	-	10,240.60
Conc 186.00	3300	Concrete Excav	250,000.00	250,000.00	250,000.00	-	-	-	250,000.00	100%	-	-	25,000.00
Conc 186.00	3300	Concrete Place	250,000.00	250,000.00	250,000.00	-	-	-	250,000.00	100%	-	-	25,000.00
Conc 187.00	3300	Concrete Form	443,000.00	443,000.00	443,000.00	-	-	-	443,000.00	100%	-	-	44,300.00
Apcc 187.00	3300	Concrete Form	100,746.00	100,746.00	100,746.00	-	-	-	100,746.00	100%	-	-	10,074.60
Conc 188.00	3300	Concrete Form	120,000.00	120,000.00	120,000.00	-	-	-	120,000.00	100%	-	-	12,000.00
Conc 189.00	3300	Concrete Place	145,000.00	145,000.00	145,000.00	-	-	-	145,000.00	100%	-	-	14,500.00
Conc 190.00	3300	Concrete Form	350,000.00	350,000.00	350,000.00	-	-	-	350,000.00	100%	-	-	35,000.00
Apcc 190.00	3300	Concrete Form	12,477.00	12,477.00	12,477.00	-	-	-	12,477.00	100%	-	-	1,247.70
Conc 191.00	3300	Concrete Place	29,537.00	29,537.00	29,537.00	-	-	-	29,537.00	100%	-	-	2,953.70
Apcc 191.00	3300	Concrete Place	16,300.00	16,300.00	16,300.00	-	-	-	16,300.00	100%	-	-	1,630.00
Conc 192.00	3300	Concrete Place	28,500.00	28,500.00	28,500.00	-	-	-	28,500.00	100%	-	-	2,850.00
Conc 193.00	3300	Concrete Place	28,500.00	28,500.00	28,500.00	-	-	-	28,500.00	100%	-	-	2,850.00
Conc 194.00	3300	Concrete Place	28,500.00	28,500.00	28,500.00	-	-	-	28,500.00	100%	-	-	2,850.00
Conc 195.00	3300	Concrete Place	28,500.00	28,500.00	28,500.00	-	-	-	28,500.00	100%	-	-	2,850.00
Conc 196.00	3300	Concrete Place	28,500.00	28,500.00	28,500.00	-	-	-	28,500.00	100%	-	-	2,850.00
Conc 197.00	3300	Concrete Place	28,500.00	28,500.00	28,500.00	-	-	-	28,500.00	100%	-	-	2,850.00
Conc 198.00	3300	Concrete Place	7,000.00	7,000.00	7,000.00	-	-	-	7,000.00	100%	-	-	700.00
Stew 198.10	3300	-	32,739.00	32,739.00	-	-	-	-	-	0%	32,739.00	-	-
Mas 199.00	4100	Masonry CMU	45,200.00	45,200.00	45,200.00	-	-	-	45,200.00	100%	-	-	4,520.00

CMCCOMM01259

APCO-TR-EX0163-0011

A.1		B	C		D	E	F	G	H	I	J	K	L
					WORK COMPLETED		MATERIALS STORED						
ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
DMI	200.00	5415	Granite (Budget	155,278.02	155,278.02	8,100.00	-	-	-	8,100.00	5%	147,178.02	-	810.00
Misc	201.00	5100	Steel	2,443,772.00	2,443,772.00	2,443,772.00	-	-	-	2,443,772.00	100%	-	-	244,377.20
Reve	201.00	5100	HV Prefab billed	1,959,306.80	1,959,306.80	1,959,306.80	-	-	-	1,959,306.80	100%	(0.00)	-	195,930.68
HA F	201.00	5100	HA billed	901,573.20	901,573.20	901,573.20	-	-	-	901,573.20	100%	-	-	90,157.32
Apco	201.00	5100	Apco	53,090.00	53,090.00	53,090.00	-	-	-	53,090.00	100%	-	-	5,309.00
TBD	202.00	5100	Miscellaneous S	2,461.00	2,461.00	-	-	-	-	-	0%	2,461.00	-	-
TBD	202.00	5100	Misc. Steel	75,000.00	75,000.00	-	-	-	-	-	0%	75,000.00	-	-
PDM	203.00	6200	Doors & Trim - I	367,138.95	367,138.95	261,243.93	-	-	-	261,243.93	71%	105,893.02	-	26,124.39
PDM	203.10	6200	Doors & Trim - I	118,613.00	118,613.00	83,821.76	-	-	-	83,821.76	71%	34,791.24	-	8,382.18
Cabi	203.20	6200	Cabinets	261,985.00	261,985.00	208,143.50	-	-	-	208,143.50	79%	53,841.50	-	20,814.35
Cella	204.00	7510	Fireproofing	191,600.00	191,600.00	191,600.00	-	-	-	191,600.00	100%	-	-	19,160.00
sfv/s	206.00	7320	Insulation	172,655.00	172,655.00	50,006.00	-	-	-	50,006.00	29%	122,647.00	-	5,000.60
Insul	206.00	7320	Insulation	-	-	7,502.00	-	-	-	7,502.00	#DIV/0!	(7,502.00)	-	750.20
grs	206.00	7720	Roofing	146,574.00	146,574.00	79,255.20	-	-	-	79,255.20	54%	67,318.80	-	7,923.52
Sheet	207.00	7100	Waterproofing	181,489.20	181,489.20	64,122.70	-	-	-	64,122.70	35%	117,366.50	-	6,412.27
Cecil	207.00	7100	Cecilus Rase ca	-	-	-	-	-	-	-	#DIV/0!	-	-	-
LMI	207.20	7100	Shower Doors a	39,966.00	39,966.00	-	-	-	-	-	0%	39,966.00	-	-
Acts	208.00	8800	Glazing - Origin	2,695,075.69	2,695,075.69	3,302,200.80	-	-	-	3,302,200.80	123%	(607,124.91)	-	330,220.08
Apco	208.00	8800	-	-	-	(53,819.95)	-	-	-	(53,819.95)	#DIV/0!	53,819.95	-	(5,382.00)
Hahn	208.10	8800	Glazing Installa	938,458.00	938,458.00	675,457.50	146,373.25	-	-	821,830.75	88%	116,627.25	-	39,945.75
Arce	208.20	8800	Glazing Frames	2,194,673.00	2,194,673.00	169,750.00	850,000.00	-	-	1,019,750.00	46%	1,174,923.00	-	-
Old (	208.30	8800	Glazing Glass N	884,040.00	884,040.00	-	-	-	-	-	0%	884,040.00	-	-
Tri-C	209.00	9200	LGMF and Dryv	1,091,400.00	1,091,400.00	1,091,400.00	-	-	-	1,091,400.00	100%	-	-	109,140.00
Coke	209.10	9200	-	837,740.00	837,740.00	200,000.00	-	-	-	200,000.00	31%	637,740.00	-	20,000.00
Flors	210.00	9600	Flooring	813,125.00	813,125.00	315,000.00	-	-	-	315,000.00	39%	498,125.00	-	31,500.00
Drvit	211.00	9900	Painting	317,988.00	317,988.00	15,899.55	-	-	-	15,899.55	5%	302,088.05	-	1,590.00
stucc	211.10	9900	Stucco	37,494.00	37,494.00	-	-	-	-	-	0%	37,494.00	-	-
Appli	212.00	11000	Appliances	125,218.19	125,218.19	-	-	-	-	-	0%	125,218.19	-	-
Recs	212.10	11000	Trashchutes	7,600.00	7,600.00	-	-	-	-	-	0%	7,600.00	-	-
Mirro	212.20	11000	Toilet accessori	46,679.00	46,679.00	-	-	-	-	-	0%	46,679.00	-	-
Fire	212.30	11000	Fire Extinguishe	9,000.00	9,000.00	-	-	-	-	-	0%	9,000.00	-	-
Signs	212.40	11000	Signage	16,890.80	16,890.80	-	-	-	-	-	0%	16,890.80	-	-

JA002624

APCO-TR-EX0163-0012

	A.1		B	C		D	E	F	G	H	I	J	K	L
						WORK COMPLETED		MATERIALS STORED						
	ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
olks	213.00	14200	Elevators	567,003.00	567,003.00	320,357.00	-	-	-	320,357.00	57%	246,646.00	-	32,035.70
inter	214.00	1500	Mechanical Mo	17,500.00	17,500.00	17,500.00	-	-	-	17,500.00	100%	-	-	1,750.00
inter	215.00	1330	Mechanical Sub	1,575.00	1,575.00	1,212.57	-	-	-	1,212.57	77%	362.43	-	121.2
inter	216.00	1310	Mechanical Ger	2,786.25	2,786.25	2,316.57	-	-	-	2,316.57	83%	469.68	-	231.66
inter	217.00	1780	Mechanical Cle	1,400.00	1,400.00	-	-	-	-	-	0%	1,400.00	-	-
inter	-		HVAC 1st Floor	-	-	-	-	-	-	-	#DIV/0!	-	-	-
inter	218.00	15020	HVAC Permit	10,493.00	10,493.00	10,493.00	-	-	-	10,493.00	100%	0.00	-	1,049.30
inter	219.00	15020	HVAC Pre-Roc	4,202.25	4,202.25	3,992.14	210.11	-	-	4,202.25	100%	-	21.01	420.23
inter	220.00	15020	HVAC FAU Mo	3,361.80	3,361.80	3,361.80	-	-	-	3,361.80	100%	0.00	-	336.18
inter	221.00	15020	HVAC Rough D	3,361.80	3,361.80	3,361.80	-	-	-	3,361.80	100%	0.00	-	336.18
inter	222.00	15020	HVAC Condens	3,361.80	3,361.80	3,361.80	-	-	-	3,361.80	100%	0.00	-	336.18
inter	223.00	15020	HVAC Set Conc	840.45	840.45	840.45	-	-	-	840.45	100%	-	-	84.05
inter	224.00	15020	HVAC Set Trim	840.45	840.45	-	-	-	-	-	0%	840.45	-	-
inter	225.00	15020	HVAC Start-Up	840.45	840.45	-	-	-	-	-	0%	840.45	-	-
inter	-		HVAC 2nd Floo	-	-	-	-	-	-	-	#DIV/0!	-	-	-
inter	226.00	15020	HVAC Pre-Roc	14,007.50	14,007.50	13,307.14	700.36	-	-	14,007.50	100%	-	70.04	1,400.75
inter	227.00	15020	HVAC FAU Mo	11,203.00	11,203.00	11,203.00	-	-	-	11,203.00	100%	0.00	-	1,120.30
inter	228.00	15020	HVAC Rough D	11,206.00	11,206.00	11,206.00	-	-	-	11,206.00	100%	0.00	-	1,120.60
inter	229.00	15020	HVAC Condens	11,206.00	11,206.00	11,206.00	-	-	-	11,206.00	100%	0.00	-	1,120.60
inter	230.00	15020	HVAC Set Conc	2,801.50	2,801.50	2,801.50	-	-	-	2,801.50	100%	-	-	280.15
inter	231.00	15020	HVAC Set Trim	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
inter	232.00	15020	HVAC Start-Up	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
inter	-		HVAC 3rd Floo	-	-	-	-	-	-	-	#DIV/0!	-	-	-
inter	233.00	15020	HVAC Pre-Roc	14,007.50	14,007.50	13,307.14	700.36	-	-	14,007.50	100%	-	70.04	1,400.75
inter	234.00	15020	HVAC FAU Mo	11,203.00	11,203.00	11,203.00	-	-	-	11,203.00	100%	0.00	-	1,120.30
inter	235.00	15020	HVAC Rough D	11,206.00	11,206.00	11,206.00	-	-	-	11,206.00	100%	0.00	-	1,120.60
inter	236.00	15020	HVAC Condens	11,206.00	11,206.00	11,206.00	-	-	-	11,206.00	100%	0.00	-	1,120.60
inter	237.00	15020	HVAC Set Conc	2,801.50	2,801.50	2,801.50	-	-	-	2,801.50	100%	-	-	280.15
inter	238.00	15020	HVAC Set Trim	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
inter	239.00	15020	HVAC Start-Up	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
inter	-		HVAC 4th Floo	-	-	-	-	-	-	-	#DIV/0!	-	-	-
inter	240.00	15020	HVAC Pre-Roc	14,007.50	14,007.50	13,307.14	700.36	-	-	14,007.50	100%	-	70.04	1,400.75

APCO-MW-01261
APCO-TR-EX0163-0013
JA002625

A.1		B	C		D	E	F	G	H	I	J	K	L
					WORK COMPLETED		MATERIALS STORED						
ITEM NO.	DESCRIPTION OF		SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
Inter 241.00	15020	HVAC FAU Mat	11,203.00	11,203.00	11,203.00	-	-	-	11,203.00	100%	0.00	-	1,120.30
Inter 242.00	15020	HVAC Rough D	11,206.00	11,206.00	11,206.00	-	-	-	11,206.00	100%	0.00	-	1,120.60
Inter 243.00	15020	HVAC Condens	11,206.00	11,206.00	8,404.50	2,801.50	-	-	11,206.00	100%	-	280.15	1,120.60
Inter 244.00	15020	HVAC Set Cond	2,801.50	2,801.50	700.38	-	-	-	700.38	25%	2,101.12	-	70.04
Inter 245.00	15020	HVAC Set Trim	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
Inter 246.00	15020	HVAC Start-Up	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
Inter -		HVAC 5th Floor	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter 247.00	15020	HVAC Pre-Rocl	14,007.50	14,007.50	13,307.14	700.36	-	-	14,007.50	100%	-	70.04	1,400.75
Inter 248.00	15020	HVAC FAU Mat	11,203.00	11,203.00	11,203.00	-	-	-	11,203.00	100%	0.00	-	1,120.30
Inter 249.00	15020	HVAC Rough D	11,206.00	11,206.00	11,206.00	-	-	-	11,206.00	100%	0.00	-	1,120.60
Inter 250.00	15020	HVAC Condens	11,206.00	11,206.00	8,404.50	2,801.50	-	-	11,206.00	100%	-	280.15	1,120.60
Inter 251.00	15020	HVAC Set Cond	2,801.50	2,801.50	700.38	-	-	-	700.38	25%	2,101.12	-	70.04
Inter 252.00	15020	HVAC Set Trim	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
Inter 253.00	15020	HVAC Start-Up	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
Inter -		HVAC 6th Floor	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter 254.00	15020	HVAC Pre-Rocl	14,007.50	14,007.50	13,307.14	700.36	-	-	14,007.50	100%	-	70.04	1,400.75
Inter 255.00	15020	HVAC FAU Mat	11,203.00	11,203.00	11,203.00	-	-	-	11,203.00	100%	0.00	-	1,120.30
Inter 256.00	15020	HVAC Rough D	11,206.00	11,206.00	11,206.00	-	-	-	11,206.00	100%	0.00	-	1,120.60
Inter 257.00	15020	HVAC Condens	11,206.00	11,206.00	8,404.50	2,801.50	-	-	11,206.00	100%	-	280.15	1,120.60
Inter 258.00	15020	HVAC Set Cond	2,801.50	2,801.50	700.38	-	-	-	700.38	25%	2,101.12	-	70.04
Inter 259.00	15020	HVAC Set Trim	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
Inter 260.00	15020	HVAC Start-Up	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
Inter -		HVAC 7th Floor	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter 261.00	15020	HVAC Pre-Rocl	14,007.50	14,007.50	13,307.13	700.37	-	-	14,007.50	100%	-	70.04	1,400.75
Inter 262.00	15020	HVAC FAU Mat	11,203.00	11,203.00	11,203.00	-	-	-	11,203.00	100%	0.00	-	1,120.30
Inter 263.00	15020	HVAC Rough D	11,206.00	11,206.00	11,206.00	-	-	-	11,206.00	100%	0.00	-	1,120.60
Inter 264.00	15020	HVAC Condens	11,206.00	11,206.00	8,404.50	2,801.50	-	-	11,206.00	100%	-	280.15	1,120.60
Inter 265.00	15020	HVAC Set Cond	2,801.50	2,801.50	700.38	-	-	-	700.38	25%	2,101.12	-	70.04
Inter 266.00	15020	HVAC Set Trim	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
Inter 267.00	15020	HVAC Start-Up	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
Inter -		HVAC 8th Floor	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter 268.00	15020	HVAC Pre-Rocl	14,007.50	14,007.50	13,307.13	700.37	-	-	14,007.50	100%	-	70.04	1,400.75

CAMCO-MV-01282

JA002626

APCO-TR-EX0163-0014

A.1		B	C		D	E	F	G	H	I	J	K	L
					WORK COMPLETED		MATERIALS STORED						
ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
Inter	269.00	15020 HVAC FAU Mat	11,203.00	11,203.00	11,203.00	-	-	-	11,203.00	100%	0.00	-	1,120.30
Inter	270.00	15020 HVAC Rough D	11,206.00	11,206.00	5,603.00	5,603.00	-	-	11,206.00	100%	-	560.30	1,120.60
Inter	271.00	15020 HVAC Condens	11,206.00	11,206.00	9,244.95	-	-	-	9,244.95	83%	1,961.05	-	924.50
Inter	272.00	15020 HVAC Set Cond	2,801.50	2,801.50	-	2,801.50	-	-	2,801.50	100%	-	280.15	280.15
Inter	273.00	15020 HVAC Set Trim	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
Inter	274.00	15020 HVAC Start-Up	2,801.50	2,801.50	-	-	-	-	-	0%	2,801.50	-	-
Inter	-	HVAC 8th Floor	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter	275.00	15020 HVAC Pre-Roc	4,202.25	4,202.25	3,992.14	210.11	-	-	4,202.25	100%	-	21.01	420.23
Inter	276.00	15020 HVAC FAU Mat	3,361.80	3,361.80	3,361.80	-	-	-	3,361.80	100%	0.00	-	336.18
Inter	277.00	15020 HVAC Rough D	3,361.80	3,361.80	840.45	2,521.35	-	-	3,361.80	100%	-	252.14	336.18
Inter	278.00	15020 HVAC Condens	3,361.80	3,361.80	2,521.35	840.45	-	-	3,361.80	100%	-	84.05	336.18
Inter	279.00	15020 HVAC Set Cond	840.45	840.45	-	-	-	-	-	0%	840.45	-	-
Inter	280.00	15020 HVAC Set Trim	840.45	840.45	-	-	-	-	-	0%	840.45	-	-
Inter	281.00	15020 HVAC Start-Up	840.45	840.45	-	-	-	-	-	0%	840.45	-	-
Inter	-	HVAC Common	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter	282.00	15020 HVAC Pre-Roc	151,250.00	151,250.00	151,250.00	-	-	-	151,250.00	100%	-	-	15,125.00
Inter	283.00	15020 HVAC FAU Mat	121,000.00	121,000.00	121,000.00	-	-	-	121,000.00	100%	-	-	12,100.00
Inter	284.00	15020 HVAC Rough D	121,000.00	121,000.00	108,900.00	-	-	-	108,900.00	90%	12,100.00	-	10,890.00
Inter	285.00	15020 HVAC Condens	121,000.00	121,000.00	73,000.00	-	-	-	73,000.00	60%	48,000.00	-	7,300.00
Inter	286.00	15020 HVAC Set Cond	30,250.00	30,250.00	-	-	-	-	-	0%	30,250.00	-	-
Inter	287.00	15020 HVAC Set Trim	30,250.00	30,250.00	-	-	-	-	-	0%	30,250.00	-	-
Inter	288.00	15020 HVAC Start-Up	30,250.00	30,250.00	-	-	-	-	-	0%	30,250.00	-	-
Inter	-	Plumbing Below	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter	289.00	15010 Plumbing Perm	10,173.00	10,173.00	9,969.54	203.46	-	-	10,173.00	100%	-	20.35	1,017.36
Inter	290.00	15010 Plumbing Exca	53,200.00	53,200.00	52,136.00	1,064.00	-	-	53,200.00	100%	-	106.40	5,320.00
Inter	291.00	15010 Plumbing UG S	32,207.00	32,207.00	31,562.86	644.14	-	-	32,207.00	100%	-	64.41	3,220.70
Inter	292.00	15010 Plumbing UG S	37,376.00	37,376.00	36,628.48	747.52	-	-	37,376.00	100%	-	74.75	3,737.60
Inter	293.00	15010 Plumbing Pre-C	13,524.00	13,524.00	13,253.52	270.48	-	-	13,524.00	100%	-	27.05	1,352.40
Inter	294.00	15010 building Water	3,577.00	3,577.00	3,505.50	71.50	-	-	3,577.00	100%	-	7.15	357.70
Inter	294.00	15010 building Water	70,956.00	70,956.00	70,956.00	-	-	-	70,956.00	100%	-	-	7,095.60
Inter	294.00	15010 building Water	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter	294.10	15010 Fire Protection	45,000.00	45,000.00	45,000.00	-	-	-	45,000.00	100%	-	-	4,500.00

CAHICO-WW-01263

APCO-TR-EX0163-0015

	A.1		B	C		D	E	F	G	H	I	J	K	L
						WORK COMPLETED		MATERIALS STORED						
	ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
E&E	294.20	15010	Overhead Roug	574,300.00	574,300.00	574,300.00	-	-	-	574,300.00	100%	-	-	57,430.00
E&E	294.30	15010	Finish and Trim	136,000.00	136,000.00	108,800.00	-	-	-	108,800.00	80%	27,200.00	-	10,880.00
E&E	294.40	15010	Testing Fir P-9	28,500.00	28,500.00	-	-	-	-	-	0%	28,500.00	-	-
E&E	294.50	15010	Fire Protection	7,800.00	7,800.00	7,800.00	-	-	-	7,800.00	100%	-	-	780.00
E&E	294.60	15010	Overhead Roug	114,630.00	114,630.00	114,630.00	-	-	-	114,630.00	100%	-	-	11,463.00
E&E	294.70	15010	Finish and Trim	10,000.00	10,000.00	10,000.00	-	-	-	10,000.00	100%	-	-	1,000.00
E&E	294.80	15010	Testing - Standy	4,800.00	4,800.00	-	-	-	-	-	0%	4,800.00	-	-
Inter	-		Plumbing 1st Fl	-			-	-	-	-	0%	-	-	-
Inter	295.00	15010	Plumbing A/G V	43,730.00	43,730.00	42,855.40	874.60	-	-	43,730.00	100%	0.00	87.46	4,373.00
Inter	296.00	15010	Plumbing Drain	6,207.00	6,207.00	6,082.86	124.14	-	-	6,207.00	100%	-	12.41	620.70
Inter	297.00	15010	Plumbing Sleev	3,707.00	3,707.00	3,632.86	74.14	-	-	3,707.00	100%	-	7.41	370.70
Inter	298.00	15010	Plumbing A/G S	5,287.00	5,287.00	5,181.26	105.74	-	-	5,287.00	100%	-	10.57	528.70
Inter	299.00	15010	Plumbing A/G C	65,999.00	65,999.00	64,679.02	1,319.98	-	-	65,999.00	100%	-	132.00	6,599.90
Inter	300.00	15010	Plumbing A/G C	12,029.00	12,029.00	11,788.42	240.58	-	-	12,029.00	100%	-	24.06	1,202.90
Inter	301.00	15010	Plumbing Tubs	10,684.00	10,684.00	9,615.60	1,068.40	-	-	10,684.00	100%	0.00	106.84	1,068.40
Inter	302.00	15010	Plumbing Fixtur	19,118.00	19,118.00	9,559.00	-	-	-	9,559.00	50%	9,559.00	-	955.90
Inter	303.00	15010	Plumbing Equip	11,672.00	11,672.00	9,337.60	1,167.20	-	-	10,504.80	90%	1,167.20	116.72	1,050.48
Inter	304.00	15010	Plumbing Cond	5,107.00	5,107.00	5,006.37	100.63	-	-	5,107.00	100%	-	10.06	510.70
Inter	305.00	15010	Plumbing Tests	3,868.00	3,868.00	3,674.60	193.40	-	-	3,868.00	100%	0.00	19.34	386.80
Inter	306.00	15010	Plumbing Identi	750.00	750.00	-	-	-	-	-	0%	750.00	-	-
Inter	307.00	15010	Plumbing Insula	3,759.00	3,759.00	3,683.60	73.40	-	-	3,759.00	100%	-	7.34	375.90
Jeff	307.00	15010	Plumbing Insula	7,545.00	7,545.00	7,545.00	-	-	-	7,545.00	100%	-	-	754.50
E&E	307.00	15010	Plumbing Insula	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter	-		Plumbing 2nd F	-	-	-	-	-	-	-	0%	-	-	-
Inter	309.00	15010	Plumbing A/G V	43,730.00	43,730.00	42,855.40	-	-	-	42,855.40	98%	874.60	-	4,285.54
Inter	309.00	15010	Plumbing Drain	6,207.00	6,207.00	6,082.86	-	-	-	6,082.86	98%	124.14	-	608.29
Inter	310.00	15010	Plumbing Sleev	3,707.00	3,707.00	3,632.86	-	-	-	3,632.86	98%	74.14	-	363.29
Inter	311.00	15010	Plumbing A/G S	5,287.00	5,287.00	5,287.00	-	-	-	5,287.00	100%	-	-	528.70
Inter	312.00	15010	Plumbing A/G C	65,999.00	65,999.00	64,843.37	-	-	-	64,843.37	98%	1,855.63	-	6,484.34
Inter	313.00	15010	Plumbing A/G C	12,029.00	12,029.00	11,788.42	-	-	-	11,788.42	98%	240.58	-	1,178.84
Inter	314.00	15010	Plumbing Tubs	10,684.00	10,684.00	10,149.80	-	-	-	10,149.80	95%	534.20	-	1,014.98
Inter	315.00	15010	Plumbing Fixtur	19,118.00	19,118.00	9,559.00	-	-	-	9,559.00	50%	9,559.00	-	955.90

JA002628
APCO-TR-EX0163-0016
CAMCO-WW-01262

	A.1		B	C		D	E	F	G	H		J	K	L
						WORK COMPLETED		MATERIALS STORED						
	ITEM NO.		DESCRIPTION OF	SCHEDULED VALUE	REVISED SCHEDULE	FROM PREVIOUS APPLICATIONS	THIS PERIOD	THIS PERIOD	CURRENT TOTAL STORED	TOTAL COMPLETED AND STORED	PERCENTAGE COMPLETE	BALANCE TO FINISH	CURRENT RETENTION WITHHELD	TOTAL RETENTION WITHHELD
Inter	316.00	15010	Plumbing Rough	11,672.00	11,672.00	5,836.00	-	-	-	5,836.00	50%	5,836.00	-	583.60
Inter	317.00	15010	Plumbing Cond	5,107.00	5,107.00	4,851.65	-	-	-	4,851.65	95%	255.35	-	485.17
Inter	318.00	15010	Plumbing Textin	3,868.00	3,868.00	3,481.20	-	-	-	3,481.20	90%	386.80	-	348.12
Inter	319.00	15010	Plumbing Identi	750.00	750.00	-	-	-	-	-	0%	750.00	-	-
Inter	320.00	15010	Plumbing Insula	3,769.00	3,769.00	3,693.60	-	-	-	3,693.60	98%	75.40	-	369.36
Jeff	320.00	15010	Plumbing Insula	7,545.00	7,545.00	7,545.00	-	-	-	7,545.00	100%	-	-	754.50
E&E	320.00	15010	Plumbing Insula	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter	-		Plumbing 3rd Fl	-	-	-	-	-	-	-	0%	-	-	-
Inter	321.00	15010	Plumbing A/G V	43,730.00	43,730.00	42,855.40	874.60	-	-	43,730.00	100%	0.00	87.46	4,373.00
Inter	322.00	15010	Plumbing Drain	6,207.00	6,207.00	6,082.86	124.14	-	-	6,207.00	100%	-	12.41	620.70
Inter	323.00	15010	Plumbing Stack	3,707.00	3,707.00	3,632.86	74.14	-	-	3,707.00	100%	-	7.41	370.70
Inter	324.00	15010	Plumbing A/G S	5,287.00	5,287.00	5,181.26	105.74	-	-	5,287.00	100%	-	10.57	528.70
Inter	325.00	15010	Plumbing A/G C	65,999.00	65,999.00	64,679.02	1,319.98	-	-	65,999.00	100%	-	132.00	6,599.90
Inter	326.00	15010	Plumbing A/G C	12,029.00	12,029.00	11,788.42	240.58	-	-	12,029.00	100%	-	24.06	1,202.90
Inter	327.00	15010	Plumbing Tubs	10,684.00	10,684.00	10,149.80	534.20	-	-	10,684.00	100%	-	53.42	1,068.40
Inter	328.00	15010	Plumbing Fixtur	19,118.00	19,118.00	7,647.20	1,911.80	-	-	9,559.00	50%	9,559.00	191.18	955.90
Inter	329.00	15010	Plumbing Equip	11,672.00	11,672.00	5,836.00	-	-	-	5,836.00	50%	5,836.00	-	583.60
Inter	330.00	15010	Plumbing Cond	5,107.00	5,107.00	4,696.30	410.70	-	-	5,107.00	100%	-	41.07	510.70
Inter	331.00	15010	Plumbing Textin	3,868.00	3,868.00	3,481.20	196.40	-	-	3,677.60	95%	190.40	19.64	367.76
Inter	332.00	15010	Plumbing Identi	750.00	750.00	-	-	-	-	-	0%	750.00	-	-
Inter	333.00	15010	Plumbing Insula	3,769.00	3,769.00	3,392.10	376.90	-	-	3,769.00	100%	-	37.69	376.90
Jeff	333.00	15010	Plumbing Insula	7,545.00	7,545.00	7,545.00	-	-	-	7,545.00	100%	-	-	754.50
E&E	333.00	15010	Plumbing Insula	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter	-		Plumbing 4th Fl	-	-	-	-	-	-	-	#DIV/0!	-	-	-
Inter	334.00	15010	Plumbing A/G V	43,730.00	43,730.00	42,855.40	874.60	-	-	43,730.00	100%	0.00	87.46	4,373.00
Inter	335.00	15010	Plumbing Drain	6,207.00	6,207.00	6,082.86	124.14	-	-	6,207.00	100%	-	12.41	620.70
Inter	336.00	15010	Plumbing Stack	3,707.00	3,707.00	3,632.86	74.14	-	-	3,707.00	100%	-	7.41	370.70
Inter	337.00	15010	Plumbing A/G S	5,287.00	5,287.00	5,181.26	105.74	-	-	5,287.00	100%	-	10.57	528.70
Inter	338.00	15010	Plumbing A/G C	65,999.00	65,999.00	64,679.02	1,319.98	-	-	65,999.00	100%	-	132.00	6,599.90
Inter	339.00	15010	Plumbing A/G C	12,029.00	12,029.00	11,788.42	240.58	-	-	12,029.00	100%	-	24.06	1,202.90
Inter	340.00	15010	Plumbing Tubs	10,684.00	10,684.00	9,615.60	1,068.40	-	-	10,684.00	100%	0.00	106.84	1,068.40
Inter	341.00	15010	Plumbing Fixtur	19,118.00	19,118.00	7,647.20	-	-	-	7,647.20	40%	11,470.80	-	764.72

CAMCO-MW-01265

APCO-TR-EX0163-0017