

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

DERRICK POOLE,

Appellant,

v

NEVADA AUTO DEALERSHIP  
INVESTMENTS LLC a Nevada  
Limited Liability Company d/b/a  
SAHARA CHRYSLER, JEEP,  
DODGE, and COREPOINTE  
INSURANCE COMPANY,

Respondents,

Appeal from the Eighth Judicial District Court, Clark County.  
The Honorable Nancy Alff, District Court Judge

Supreme Court Case No: 74808

Electronically Filed  
Jun 18 2018 09:22 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

District Court Case No:  
A-16-737120-C

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**APPELLANT'S APPENDIX VOLUME 6**

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7	3/28/18	Judgment	1404-1405
7	3/28/18	Notice of Entry of Judgment	1406-1409

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			Rate	Hours	
	JAB	Exchange numerous email communications with George West (.4).	450.00	0.40	180.0
	JAB	Receive and review of trial subpoena (.4).	450.00	0.40	180.0
	JAB	Receive and review of trial subpoena Duces Team (.4).	450.00	0.40	180.0
	SJS	[REDACTED]	350.00	0.10	35.0
	SJS	Draft limited opposition to motion to continue hearing dates.	350.00	0.60	210.0
	SJS	[REDACTED]	350.00	0.30	105.0
	SJS	Review 2.67 emails exchanged.	350.00	0.50	175.0
10/13/2017	SJS	Draft revisions and prepare for filing the limited opposition to motion to continue hearings.	350.00	0.60	210.0
	SJS	Review emails from G. West RE:: Order shortening time and plaintiff's application.	350.00	0.20	70.0
	SJS	Review emails RE:: EDCR 2.67 prepare trial and scheduling.	350.00	0.30	105.0
	SJS	Review email from G. West RE:: Order shortening time and email exchange with court.	350.00	0.20	70.0
	JAB	Exchange email communication with George West (.2).	450.00	0.20	90.0
	JAB	Review, edit and finalize limited opposition to plaintiff's motion to continue and related affidavit (.8).	450.00	0.80	360.0
	JAB	Receive and review of Order shortening time on plaintiffs motion (.2).	450.00	0.20	90.0
	SJS	[REDACTED]	350.00	0.20	70.0
10/16/2017	SJS	Review email from G. West RE:: opposition	350.00	0.10	35.0
	SJS	[REDACTED]	350.00	0.30	105.0
	SJS	Draft email to G. West RE:: stipulation regarding motions in limine.	350.00	0.20	70.0
	SJS	Revise stipulation for motions in limine.	350.00	0.30	105.0
	JAB	Receive and review of Plaintiff's Opposition to Motion to Continue Trial (.8).	450.00	0.80	360.0
	JAB	Exchange email communication with George West (.3).	450.00	0.30	135.0
	SJS	Telephone call to T. Lepper office.	350.00	0.10	35.0
10/17/2017	SJS	Review minute order disclosure of law clerk, review docket for additional minutes.	350.00	0.40	140.0
	JAB	Receive and review of Plaintiff's Opposition to Motion to Continue Trial (.3).	450.00	0.30	135.0
	JAB	Receive and review of Minute Order regarding conflicts from Court (.2)	450.00	0.20	90.0
10/18/2017	SJS	[REDACTED]	350.00	0.70	245.0
	SJS	Review documents for hearing to continue trial.	350.00	1.10	385.0
	JAB	Attend hearing in District Court on Defendant's Motion to Continue Trial and Plaintiff's Motion to Continue pending hearing on all of Defendant's Motions (1.0).	450.00	1.00	450.0
10/20/2017	SJS	Review service notifications verifying plaintiff filing.	350.00	0.40	140.0

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
	JAB	Exchange email communication with George West (.3).	450.00	0.30	135.00
	JAB	Receive and review of Plaintiff's Opposition to Defendant's Motion for Summary Judgment (1.6).	450.00	1.60	720.00
	JAB	Receive and review of Plaintiff's Separate Statement of Undisputed Material Facts in Support to Plaintiff's Objection (1.2).	450.00	1.20	540.00
	JAB	Receive and review of Plaintiff's Response to Plaintiff's Undisputed Facts (.8)	450.00	0.80	360.00
10/21/2017	SJS	Review email re: stipulation from G. West.	350.00	0.10	35.00
	SJS	Review filing notices and additional email regarding edit in G. West email.	350.00	0.20	70.00
10/22/2017	SJS	Review email from G. West RE: errata.	350.00	0.10	35.00
10/23/2017	SJS	Review various filings in opposition to motion for summary judgment.	350.00	0.80	280.00
	SJS	[REDACTED]	350.00	0.40	140.00
	SJS	Review notice of errata.	350.00	0.20	70.00
	SJS	Review filing of Plaintiff's exhibits.	350.00	0.10	35.00
	SJS	Review filing notifications of opposition and additional pleadings from D. Poole.	350.00	0.30	105.00
	JAB	Continue with review of final opposition with statement of undisputed facts of related response to undisputed facts (1.7).	450.00	1.70	765.00
	JAB	Review of exhibit to plaintiff's opposition on brief final on defendant's motion for summary judgement (1.0).	450.00	1.00	450.00
10/24/2017	SJS	Initial research regarding [REDACTED]	350.00	0.60	210.00
	SJS	Review court docket and court minute orders.	350.00	0.40	140.00
	SJS	Call law clerk for status of minute order.	350.00	0.10	35.00
	SJS	Review of filings from G. West to oppose motion for summary judgment.	350.00	1.40	490.00
10/25/2017	SJS	[REDACTED]	350.00	0.10	35.00
	SJS	Review plaintiff's ex parte application to extend page length.	350.00	0.40	140.00
	SJS	Review notices of non- opposition.	350.00	0.60	210.00
	SJS	Draft motion to strike fugitive documents.	350.00	2.10	735.00
	SJS	[REDACTED]	350.00	1.60	560.00
	SJS	[REDACTED] RE: [REDACTED]	350.00	0.90	315.00
	SJS	Draft Opposition to application to extend page limit.	350.00	1.40	490.00
	SJS	Begin review of documents filed by G. West.	350.00	0.90	315.00
	JAB	[REDACTED] (.3).	450.00	0.30	135.00
	JAB	Receive and review of plaintiff's ex parte application and response page limitations to opposition briefs ( .4)	450.00	0.40	180.00
	JAB	[REDACTED] (.8).	450.00	0.80	360.00
	JAB	Review of email communication between counsel (.4).	450.00	0.40	180.00

		<u>Rate</u>	<u>Hours</u>	
	JAB Preparation of motion of non-opposition to defendants motion exclude expert (.4).	450.00	0.40	180.0
	JAB Preparation of notices of non-opposition to all four of defendant's motions in limine #1 through #4 (.4).	450.00	0.40	180.0
10/26/2017	SJS Review plaintiff's objection to notices.	350.00	0.20	70.0
	SJS Review email exchange with J. Bendavid and G. West.	350.00	0.40	140.0
	SJS Review notices of non opposition and filing confirmation.	350.00	0.30	105.0
	SJS [REDACTED]	350.00	0.20	70.0
	SJS Draft order granting motion to continue.	350.00	0.30	105.0
	SJS Draft response to objection.	350.00	0.90	315.0
	SJS [REDACTED]	350.00	0.60	210.0
	SJS [REDACTED]	350.00	0.40	140.0
	SJS Draft revisions.	350.00	0.30	105.0
	SJS Supplemental revisions to response to objection.	350.00	1.10	385.0
	SJS Continued review of documents for reply brief.	350.00	0.90	315.0
	SJS [REDACTED]	350.00	1.30	455.0
	SJS Review of exhibits.	350.00	0.90	315.0
	JAB Exchange email communication with counsel (.2).	450.00	0.20	90.0
	JAB Receive and review of plaintiff's objections to final notices (5) of non-opposition of numerous motions filed by Defendant (.8).	450.00	0.80	360.0
	JAB Review of needed to files to strike and oppose (.6).	450.00	0.60	270.0
			132.70	48,665.0

Expenses

09/11/2017	Clark County Clerk		
	147789 Motion for Protective Order on Order Shortening Time (mlf)		3.5
09/26/2017	Clark County Clerk		
	1545128 Opposition to Motion to Compel Unqualified Responses (mlf)		3.5
09/29/2017	Clark County Clerk		
	1568583 Motion in Limine to Exclude Report (mlf)		3.5
09/30/2017	Lexis/ Nexis		142.1
09/30/2017	Lexis/ Nexis		144.8
10/02/2017	Clark County Clerk		
	1573968 Motion for Summary Judgment (mlf)		209.5
10/02/2017	Clark County Clerk		
	1574568 Motion in Limine No. 1 (mlf)		3.5
10/02/2017	Clark County Clerk		
	1574706 Motion in Limine No. 2 (mlf)		3.5
10/02/2017	Clark County Clerk		
	1574788 Motion in Limine No. 3 (mlf)		3.5
10/02/2017	Clark County Clerk		
	1574839 Motion in Limine No. 4 (mlf)		3.5
10/03/2017	Clark County Clerk		
	1579970 Motion to Continue Trial (mlf)		3.5

Sahara Chrysler Jeep Dodge adv. Derrick Poole

10/12/2017	Clark County Clerk	
	1625139 Trial Subpoena (mlf)	3.0
10/13/2017	Clark County Clerk	
	1631171 Limited Opposition to Motion to Continue Trial (mlf)	3.0
	Total Expenses	531.0
	Total amount of this bill	49,196.0
	Previous Balance	\$70,339.7
	<u>Payments</u>	
11/08/2017	Payment ck#126514	-26,230.4
	<b>Please Remit Balance Due</b>	<u><b>\$93,305.2</b></u>



MORAN BRANDON  
BENDAVID MORAN  
ATTORNEYS AT LAW

JOHN T. MORAN, JR.  
LEW BRANDON, JR.  
JEFFERY A. BENDAVID  
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JUSTIN W. SMERBER

ADAM S. DAVIS  
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MATTHEW D. WHITTAKER  
STEPHANIE J. SMITH

ATTN: Toni Naidoo  
toni@saharalasvegas.net

Page:  
December 05, 2017  
Account No: 12386-005  
Statement No: 18914

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
10/27/2017	JAB	Exchange of email communication with counsel (.3).	450.00	0.30	135.00
10/29/2017	SJS	Read, review and analysis of opposition to motion for summary judgment filings.	350.00	1.40	490.00
10/30/2017	JAB	Review, edit and revise of draft opposition to plaintiff's motion to extend briefing of motion for summary judgment (.8).	450.00	0.80	360.00
	SJS	Review discovery commissioner report and recommendations served.	350.00	0.20	70.00
	SJS	Review and edit opposition to application to extend page limit.	350.00	0.60	210.00
	SJS	[REDACTED]	350.00	0.70	245.00
	SJS	Draft reply brief in support of motion for summary judgment.	350.00	1.70	595.00
	SJS	Supplemental drafting of reply in support of motion for summary judgment.	350.00	2.10	735.00
	SJS	Supplemental review of opposition to motion for summary judgment.	350.00	1.80	630.00
	SJS	[REDACTED]	350.00	0.70	245.00
10/31/2017	JAB	Exchange email communication with court and counsel (.2).	450.00	0.20	90.00
	JAB	Review of updates from court to hearing (.2).	450.00	0.20	90.00
	SJS	Research and review of [REDACTED]	350.00	2.30	805.00
	SJS	Supplemental review of all briefing submitted by Plaintiff and exhibits.	350.00	1.80	630.00
	SJS	[REDACTED]	350.00	1.20	420.00
	SJS	Supplemental review and drafting of reply brief.	350.00	1.90	665.00
	SJS	Drafting of motion to strike Declaration of R. Avellini attached to opposition.	350.00	1.10	385.00
11/01/2017	JAB	Review, edit of opposition brief (.8).	450.00	0.80	360.00
	JAB	[REDACTED] (.6).	450.00	0.60	270.00
	JAB	[REDACTED] (.8).	450.00	0.80	360.00

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
	SJS	[REDACTED]	350.00	2.10	735.00
	SJS	[REDACTED]	350.00	1.90	665.00
	SJS	Supplemental drafting of reply brief.	350.00	1.70	595.00
11/02/2017	JAB	Review, edit and revise of response to plaintiff's objection to defendants notice of non-opposition (.8).	450.00	0.80	360.00
	JAB	Review, edit and revise of motion to strike plaintiff's expert declaration in support of opposition to motion for summary judgment (1.2).	450.00	1.20	540.00
	JAB	Finalize motion on order shortening time to strike fugitive pleadings (.8).	450.00	0.80	360.00
	JAB	Finalize motion to strike expert declaration (.8).	450.00	0.80	360.00
	JAB	Review, edit and revise of motion to strike plaintiff's fugitive pleadings both separate statement of disputed and undisputed facts (1.0).	450.00	1.00	450.00
	JAB	Finalize response to plaintiff's objection to non-opposition files and related declaration (.8).	450.00	0.80	360.00
	SJS	Review filing verification for response to objection.	350.00	0.10	35.00
	SJS	[REDACTED]	350.00	0.90	315.00
	SJS	[REDACTED]	350.00	1.70	595.00
	SJS	Finalize opposition to application to increase page limitation.	350.00	0.40	140.00
	SJS	Supplemental revisions and drafting on motion to strike avellini declaration	350.00	1.40	490.00
	SJS	[REDACTED]	350.00	1.10	385.00
	SJS	Draft additional motions to strike revisions for R. Avellini and Opposition to ex parte.	350.00	0.30	105.00
11/03/2017	JAB	Review, edit and revise of draft reply brief to plaintiff's opposition to defendant's motion for summary judgment (1.7).	450.00	1.70	765.00
	JAB	Review, edit and revise reply to defendant's motion for summary judgment (1.2).	450.00	1.20	540.00
	JAB	Receive and review of plaintiff's reply to defendant's opposition to plaintiff's application to increase page limitation (.4).	450.00	0.40	180.00
	JAB	Review of issues relation to pending motions (.8).	450.00	0.80	360.00
	SJS	Revise and edit reply for motion for summary judgment.	350.00	1.20	420.00
	SJS	Finalize other motions to strike fugitive documents and declaration of R. Avellini.	350.00	1.80	630.00
	SJS	Prepare and finalize exhibits for reply brief in support of motion for summary judgment.	350.00	1.90	665.00
	SJS	Review filings and submissions for motion for summary judgment hearing date and Order shortening time.	350.00	0.40	140.00
11/06/2017	SJS	Review filing notices and order filed by G. West.	350.00	0.50	175.00
	SJS	Review emails from C. Friedberg RE:: motions in limine stipulation.	350.00	0.30	105.00

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
	SJS	Review revised motion in limine stipulation.	350.00	0.30	105.0
	SJS	Review OSTs and filings of additional motions to strike.	350.00	0.40	140.0
	JAB	Receive and review os signed order (.2).	450.00	0.20	90.0
	JAB	Review of issues with filings (.3).	450.00	0.30	135.0
	JAB	Receive and review of opposition brief form plaintiff to motion to strike fugitive documents (.8).	450.00	0.80	360.0
11/07/2017	SJS	Preliminary review of oppositions filed by G. West to motions to strike.	350.00	0.60	210.0
11/08/2017	SJS	[REDACTED]	350.00	1.80	630.0
	SJS	Review of motions set for hearing on Nov. 9 RE:: to strike	350.00	1.20	420.0
	JAB	Receive and review of minute order for district court (.2).	450.00	0.20	90.0
	JAB	[REDACTED] (1.8).	450.00	1.80	810.0
	JAB	[REDACTED] (2.3).	450.00	2.30	1,035.0
	JAB	[REDACTED] (1.5).	450.00	1.50	675.0
11/09/2017	SJS	Review motions to strike and motion for summary judgment for hearing.	350.00	2.20	770.0
	SJS	Attend hearing on motion for summary judgment.	350.00	1.80	630.0
	SJS	Attend hearing on motion for summary judgment continued by judge.	350.00	2.10	735.0
	SJS	[REDACTED]	350.00	0.30	105.0
	JAB	[REDACTED]	450.00	1.70	765.0
	JAB	Attend hearing in district court on motion for summary judgement (1.8).	450.00	1.80	810.0
	JAB	Continue attending haring in district court on motion fror summary judgement (2.0).	450.00	2.00	900.0
11/13/2017	SJS	Review filings from opposing counsel.	350.00	0.30	105.0
	JAB	Receive and review of plaintiff's motion to exclude plaintiff's expert report on testing (1.5).	450.00	1.50	675.0
	JAB	Review and exchange email communication with counsel (.3).	450.00	0.30	135.0
	JAB	Receive and review of plaintiff opposition to defendants motion in Limine to exclude any reference discussion or testing of plaintiff's opinion regarding frame damage (.8).	450.00	0.80	360.0
	JAB	Receive and review of plaintiffs opposition to defendants motion in Limine to exclude any witnesses not disclosed in discovery (1.0).	450.00	1.00	450.0
	SJS	Read and review plaintiff's opposition to motion in limine to strike expert rocco avellini.	350.00	1.90	665.0

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
	SJS	Read and review plaintiff's opposition to motion in limine to exclude references or testimony RE:: plaintiff's opinion on frame damage.	350.00	1.20	420.0
	SJS	[REDACTED]	350.00	0.20	70.0
	SJS	Read and review opposition to Defendant's motion in limine to exclude reference or testimony of all consumer expectations.	350.00	1.30	455.0
	SJS	Read and review plaintiff's opposition to defendant's motion in limine to exclude witnesses not disclosed previously.	350.00	1.10	385.0
	SJS	[REDACTED]	350.00	1.60	560.0
11/14/2017	JAB	Receive and review of plaintiff opposition to defendants motion in limine to exclude any reference discussion, testimony and evidence of general expectation of al consumers (1.0).	450.00	1.00	450.0
	JAB	Receive and review of plaintiffs opposition to defendants motion in Limine to exclude an reference discussion, testimony or evidence, expectations of all consumers (1.0).	450.00	1.00	450.0
	SJS	[REDACTED]	350.00	1.60	560.0
	SJS	Commence drafting reply brief to motion to strike avellini.	350.00	1.70	595.0
	SJS	[REDACTED]	350.00	0.90	315.0
11/15/2017	SJS	Continued drafting of reply brief to motion to strike avellini.	350.00	2.10	735.0
	SJS	Continued drafting of reply brief for striking avellini.	350.00	1.40	490.0
	SJS	Supplemental drafting of reply brief to strike Avellini.	350.00	1.40	490.0
	SJS	Continued preparation of reply brief to strike avellini.	350.00	1.40	490.0
11/16/2017	JAB	[REDACTED] (.6).	450.00	0.60	270.0
	SJS	[REDACTED]	350.00	1.80	630.0
	SJS	[REDACTED]	350.00	1.40	490.0
	SJS	Draft order regarding motions to strike.	350.00	0.30	105.0
	SJS	Revise order regarding motions to strike.	350.00	0.20	70.0
	SJS	Supplemental revisions to reply brief to strike avellini.	350.00	1.90	665.0
11/17/2017	SJS	[REDACTED]	350.00	1.70	595.0
	SJS	Draft reply brief for motion in limine to preclude witnesses.	350.00	2.30	805.0
	SJS	Supplemental drafting of reply brief for motion to strike avellini.	350.00	2.20	770.0
	SJS	[REDACTED]	350.00	1.20	420.0
11/20/2017	JAB	[REDACTED] (.8).	450.00	0.80	360.0
11/27/2017	SJS	Read and review decision and order.	350.00	0.50	175.0
	SJS	[REDACTED]	350.00	0.20	70.0
	SJS	Telephone call to judge chambers RE:: notice of entry of order.	350.00	0.20	70.0
	JAB	Receive and review of Decision and Order (.3).	450.00	0.30	135.0
	JAB	[REDACTED] (.8).	450.00	0.80	360.0

Sahara Chrysler Jeep Dodge adv. Derrick Poole

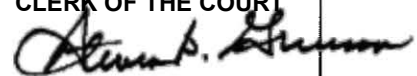
			<u>Rate</u>	<u>Hours</u>	
	SJS	Review decision rules for summary judgment.	350.00	0.30	105.00
	SJS	[REDACTED]	350.00	0.40	140.00
11/28/2017	JAB	[REDACTED]	450.00	0.30	135.00
	JAB	Receive and review of correspondence from George West (.2).	450.00	0.20	90.00
	SJS	Review and analyze order and execute.	350.00	0.30	105.00
	SJS	[REDACTED]	350.00	0.30	105.00
	SJS	Review transcript invoices for costs.	350.00	0.30	105.00
	SJS	[REDACTED]	350.00	0.70	245.00
	SJS	Exchange emails with G. West RE:; order.	350.00	0.30	105.00
11/29/2017	SJS	Draft Notice of Entry of Order for decision.	350.00	0.20	70.00
	SJS	Telephone call with clerk of Judge Allf.	350.00	0.20	70.00
	SJS	Draft verified cost memorandum.	350.00	0.60	210.00
	SJS	[REDACTED]	350.00	0.40	140.00
				116.30	44,145.00

Expenses

08/23/2017	Western Reporting Services, Inc.		
	Inv# 51944		754.60
09/25/2017	Western Reporting Services, Inc.		
	Inv# 52025		3,035.50
10/25/2017	Clark County Clerk		
	1682253 Notice Non Opposition to Motion in Limine (mlf)		3.50
10/25/2017	Clark County Clerk		
	1682578 Notice of Non Opposition to Motion in Limine No 1. (mlf)		3.50
10/25/2017	Clark County Clerk		
	1682603 Notice of Non Opposition to Motion in Limine No. 2 (mlf)		3.50
10/25/2017	Clark County Clerk		
	1682623 Notice of Non Opposition to Motion in Limine No. 3 (mlf)		3.50
10/25/2017	Clark County Clerk		
	1682644 Notice of Non Opposition to Motion in Limine No. 4 (mlf)		3.50
10/31/2017	Lexis/ Nexis		41.20
10/31/2017	Photocopy charges		0.40
10/31/2017	Postage		6.40
11/02/2017	Clark County Clerk		
	1713770 Opposition to Ex Parte Application (mlf)		3.50
11/02/2017	Clark County Clerk		
	1715459 Response to Objection to Notices of Non Opposition(mlf)		3.50
11/03/2017	Clark County Clerk		
	1719732 Reply in Support of Motion for Summary Judgment (mlf)		3.50
11/03/2017	Clark County Clerk		
	1720351 Motion to Strike Declaration of Rocco Avellini (mlf)		3.50
11/03/2017	Clark County Clerk		
	1720396 Motion to Strike Fugitive Documents (mlf)		3.50
11/14/2017	Lawyers Process Service		
	Invoice # 43868		50.00

Sahara Chrysler Jeep Dodge adv. Derrick Poole

12/05/2017	Thomas Lepper Associates	
	Inv# 1607R10-1	1,482.00
	Total Expenses	5,405.00
	Total amount of this bill	49,550.00
	Previous Balance	\$93,305.00
	<b>Please Remit Balance Due</b>	<b><u>\$142,855.00</u></b>



1 **RPLY**  
2 **JEFFERY A. BENDAVID, ESQ.**  
3 Nevada Bar No. 6220  
4 **STEPHANIE J. SMITH, ESQ.**  
5 Nevada Bar No. 11280  
6 **MORAN BRANDON BENDAVID MORAN**  
7 630 South 4<sup>th</sup> Street  
8 Las Vegas, Nevada 89101  
9 (702) 384-8424  
10 j.bendavid@moranlawfirm.com  
11 s.smith@moranlawfirm.com  
12 *Attorney for Defendants, Nevada Auto*  
13 *Dealership Investments LLC d/b/a Sahara*  
14 *Chrysler and Corepointe Insurance Co.*

10 **DISTRICT COURT**  
11 **CLARK COUNTY, NEVADA**

12 DERRICK POOLE,

13 Plaintiff,

14 v.

15 NEVADA AUTO DEALERSHIP  
16 INVESTMENTS LLC, a Nevada Limited  
17 Liability Company d/b/a SAHARA  
18 CHRYSLER; JEEP, DODGE, WELLS  
19 FARGO DEALER SERVICES INC.,  
20 COREPOINTE INSURANCE  
COMPANY; and DOES 1 through 100,  
Inclusive,

21 Defendant.

Case No.: A-16-737120-C  
Dept. No.: XXVII

**DEFENDANT NEVADA AUTO  
DEALERSHIP INVESTMENTS LLC'S  
REPLY IN SUPPORT OF MOTION  
FOR ATTORNEYS' FEES AND COSTS**

**Hearing Date: February 1, 2018  
Hearing Time: 9:30 a.m.**

22  
23 COMES NOW, pursuant to the provisions of NRS §18.010 and NRS §18.020,  
24 Defendant, NEVADA AUTO DEALERSHIP INVESTMENTS LLC d/b/a SAHARA  
25 CHRYSLER JEEP DODGE RAM ("Defendant" and/or "Sahara Chrysler") by and through  
26 its counsel of record, JEFFERY A. BENDAVID, ESQ., and STEPHANIE J. SMITH, ESQ.,  
27  
28



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1 of MORAN BRANDON BENDAVID MORAN, and hereby submits its Reply to Plaintiff's  
2 Opposition to its Motion for Attorneys' Fees and Costs.

3 This Reply is made and based upon the Points and Authorities attached hereto, along  
4 with the underlying Motion and pleadings and papers on file herein, any declarations  
5 submitted herewith, and any oral argument the Court may allow at the time for hearing on  
6 this matter.  
7

8 DATED this 25<sup>th</sup> day of January, 2018.

9 MORAN BRANDON BENDAVID MORAN

10  
11 /s/ Jeffery A. Bendavid.

12 **JEFFERY A. BENDAVID, ESQ.**

13 Nevada Bar No. 6220

14 **STEPHANIE J. SMITH, ESQ.**

15 Nevada Bar No. 11280

16 630 South 4<sup>th</sup> Street

17 Las Vegas, Nevada 89101

18 (702) 384-8424

19 *Attorneys for Defendants, Nevada Auto*  
20 *Dealership Investments LLC d/b/a Sahara*  
21 *Chrysler and Corepointe Insurance Co.*  
22  
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1 additional refinance, did he have any issue with his Vehicle. And, indeed, Plaintiff's own  
2 text messages evidence the purported basis of his claims that Defendant failed to disclose a  
3 "major" accident on the Vehicle. This fact was blatantly false as Plaintiff signed a CarFax  
4 clearly indicating that the Vehicle had been in an accident and that it had been towed as a  
5 result. All of Plaintiff's claims rest on the singular and legally unsupported assertion that  
6 somehow, despite no legal duty, Defendant should have disclosed every single replaced  
7 and/or repaired part on the subject Vehicle. This legal assertion simply is untrue, and  
8 Plaintiff's claims are not otherwise seeking to address any novel areas of law.

10 Plaintiff first puts forth five cases which he alleges supports denial of attorneys' fees  
11 for Defendant, however, Plaintiff's facts, no matter how many times he tries to repeat them  
12 are notably and significantly distinguishable from the cases he cites. For instance, in  
13 *Baldonado v. Wynn Las Vegas, LLC*, the Court specifically stated that mater dealt with  
14 "law" that was "complex" and "unsettled." 124 Nev. 951, 968 (2008). Furthermore, the  
15 Court specifically noted that, "[D]etermining whether attorney fees should be awarded  
16 under *NRS 18.010(2)(b)* requires the court to inquire into the actual circumstances of the  
17 case, 'rather than a hypothetical set of facts favoring plaintiff's averments.' *Id. at 967-968*.  
18 And, that "*NRS 18.010(2)(b)* must be liberally construed in favor of awarding attorney fees  
19 whenever appropriate." *Id. at 968 (emphasis added)*.

22 Indeed, in other cases cited to by Plaintiff, the Court reversed awards because they  
23 found the awards to be premature, or that some of the claims and issues brought by the  
24 plaintiffs in those circumstances were "reasonable." *See Kahn v. Morse & Mowbray*, 121  
25 Nev. 464 (2005), *see also Bower v. Harrah's Laughlin, Inc.*, 125 Nev. 470 (2009). Here,  
26



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1 Plaintiff brought and maintained claims without credible evidence, even as it became  
2 glaringly apparent that his claims were without reasonable grounds.

3 Here, by Plaintiff's own admission he alleges he sought an attorney when he was  
4 informed by a wholly unconnected third-party insurer that the Vehicle had possibly been in  
5 a wreck with frame damage thus denying him a third refinance. *See Exhibit A- Deposition*  
6 *excerpt of Derrick Poole, 23:4-12.* However, at no time during discovery did Plaintiff  
7 identify this anonymous mystery insurance agent, and he did not provide any documentation  
8 he may have received from this denial of a refinance, indicating that the Vehicle had  
9 incurred actual frame damage. And, indeed, Plaintiff admitted that he was informed, at the  
10 time he purchased the Vehicle, that it had been in an accident. *Exhibit A.* Plaintiff also  
11 claimed he ran his own "Auto Check" report, that reflected some "frame" damage reported.  
12 See Exhibit A, However, Plaintiff testified to this only after his lawsuit had been filed and in  
13 litigation for over a year, and failed to provide any copy of the alleged "Auto Check" report  
14 on which he purportedly based his claims. In fact, Plaintiff changed the basis of the claims  
15 to try to fit within the statutes he brought suit under, because he affirmed that his claims  
16 were baseless. *See generally, Complaint and First Amended Complaint.*

17 Additionally, Plaintiff continued to utilize the subject Vehicle during the pendency  
18 of litigation. Indeed, there was no credible evidence that Defendant failed to comply any  
19 applicable statutory requirements as alleged by Plaintiff. In turn, because Plaintiff's  
20 statutory claims were groundless and lacking in credible evidence, so too were his equitable  
21 claims, as there was no separate basis for those claims, as conceded by Plaintiff at the time  
22 for hearing of Defendant's Motion for Summary Judgment. *See Opposition, 9:1-4.*



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1 To reiterate, Plaintiff knew that he did not suffer damages, as he continued to utilize  
2 the Vehicle without incident (minus an accident he independently was in). *See generally,*  
3 *Motion for Summary Judgment and Exhibits thereto.* Plaintiff knew he made no warranty  
4 claims, required no repairs, and did not otherwise have an issue with his Vehicle until he  
5 was allegedly unable to refinance it. *Id.* Plaintiff, at the time of filing his Complaint, and his  
6 First Amended Complaint, knew that he continued to drive the Vehicle even after his  
7 “expert” inspected it, and allegedly found “safety” issues. *Id.* Plaintiff’s Opposition to  
8 Defendant’s fees, tries to again argue that his claim was valid pursuant to the statute. *See*  
9 *generally, Opposition.* However, Plaintiff has produced no credible evidence, that  
10 Defendant conducted itself in any way contrary to either any applicable statutory  
11 requirements or even its own guarantees. Defendant always, undisputedly sold Plaintiff a  
12 Vehicle that had been in a previous accident, which it had inspected and subsequently  
13 certified as a Certified Pre-Owned Vehicle. *See generally, Defendant’s Motion for Summary*  
14 *Judgment, and Opposition thereto.*

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17 Accordingly, Plaintiff, through his retained legal counsel, knew that there was no  
18 credible evidence to bring a claim for statutory consumer fraud against Defendant.  
19 Plaintiff’s conclusory and self-serving allegations do not constitute “credible evidence.”  
20 When this Court analyzed the actual facts on record, they clearly showed that despite  
21 Plaintiff’s protests and alleged claims, he still drove the Vehicle without incident. In fact,  
22 Plaintiff even testified he had not tried to sell his Vehicle or otherwise replace it. *See Exhibit*  
23 *A, 31.*

24  
25  
26 Plaintiff, in his Opposition has still failed to provide any actual statutory or other  
27 legal requirement for Defendant to disclose each and every repair and/or replacement part  
28



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1 that the Vehicle may have had at the time Plaintiff purchased it. See generally, Opposition.  
2 Further, Plaintiff has still failed to acknowledge that he had any responsibility as a consumer  
3 that had purchased multiple trucks, to do any inquiry into the Vehicle itself. Including,  
4 utilizing the same exact means by which he was allegedly informed that there was a  
5 potential issue (again, Plaintiff produced no evidence of that information).  
6

7 Again, NRS 18.020(2)(b) specifically instructs that, “[T]he court shall liberally  
8 construe the provisions of this paragraph in favor of awarding attorney’s fees in all  
9 appropriate situations,” and this Courts should award Defendant attorneys’ fees under this  
10 legal basis. Plaintiff clearly continued to pursue claims and theories for deceptive trade  
11 practices on unreasonable grounds, despite no initial or subsequent evidence that any  
12 deceptive trade practices were actually engaged in by the Defendant, and continued on.  
13 Plaintiff even admitted that he had no knowledge of potentially repaired and/or replaced  
14 parts until after the commencement of litigation. Plaintiff attempts to frame Defendant’s  
15 knowledge that the Vehicle had been in a previous accident from which it had been repaired  
16 by a third-party with authorization from an insurance agency as credible evidence that it  
17 engaged in a deceptive consumer trade practice. *See Opposition, 13-15.* However, Plaintiff  
18 failed to provide any credible actual evidence that Defendant knew or had knowledge that it  
19 should not have certified and/or sold the subject Vehicle as a Certified Pre-Owned Vehicle,  
20 and presented no credible evidence that Defendant otherwise withheld any “material” facts.  
21 *See Opposition to Motion for Summary Judgment and Exhibits thereto.*  
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25 Plaintiff’s later representations that he would not have purchased the Vehicle if he  
26 had been made aware of each and every part that had been allegedly “repaired” or  
27 “replaced” is disingenuous, because Plaintiff purchased the Vehicle with full knowledge of  
28



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1 the previous accident and testified that he did not know what multiple of the various  
2 purportedly “replaced” and/or “repaired” parts ever were. *See Motion for Summary*  
3 *Judgment*. Plaintiff’s self-serving conclusory allegations, opinions, and general advertising  
4 do not constitute “credible” evidence that fraud was perpetrated by Defendant no matter  
5 how many times Plaintiff tries to make it so. As such, Defendant should be awarded its  
6 reasonable attorneys’ fees as detailed in the underlying motion for fees and costs, pursuant  
7 to NRS §18.010, 18.202(2)(b) et seq., of Two Hundred Eleven Thousand, Nine Hundred  
8 Eighty-Two Dollars and Fifty Cents (\$211,982.50).<sup>1</sup>

10 **B. Defendant is entitled to Reasonable Attorneys’ Fees from the Time its**  
11 **Offer of Judgment was made Because the Beattie Factors Do Weigh in**  
12 **its Favor.**

13 While Plaintiff’s attorney contends he cannot adequately assess the reasonableness  
14 of Defendant’s bills, Plaintiff does not contest the billing rate, the overall amount of time  
15 expended or the skill or quality of attorneys who worked on this matter. *See generally,*  
16 *Opposition*. This information was all available to Plaintiff in the sworn statement of Jeffery  
17 Bendavid, Esq., and attached to the underlying Motion. This is notable since all these factors  
18 weigh in favor of a finding of reasonability in Defendant’s fee request. *See Brunzell v.*  
19 *Golden Gate Nat’l Bank, 85 Nev. 345, 349 (1969).*

21 When all of the factors are analyzed in assessing whether Defendant is entitled to  
22 attorneys’ fees are assessed as a whole, they clearly support an award of attorneys’ fees and  
23 costs for Defendant. As laid out previously, the Court is to evaluate four factors to assess  
24 whether an award of attorneys’ fees after the rejection of an Offer of Judgment is merited.  
25 *See Beattie v. Thomas, 99 Nev. 579 (1983).* Those factors are: (1) whether the plaintiff’s

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<sup>1</sup> Defendant still seeks its costs in this matter pursuant to NRS §18.020 and NRS 18.110 and NRCP 54 and 68,  
pursuant to the verified memorandum of costs and supplemental verified memorandum of costs.



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1 claim was brought in good faith; (2) whether the defendants' offer of judgment was  
2 reasonable and in good faith in both its timing and amount; (3) whether the plaintiff's  
3 decision to reject the offer and proceed to trial was grossly unreasonable or in bad faith; and  
4 (4) whether the fees sought by the offeror are reasonable and justified in amount. *Id.*

5  
6 **1. Plaintiff's Claims were Not Brought or Maintained in Good Faith.**

7 As discussed herein, Plaintiff's claims were not brought or maintained on credible  
8 evidence or on a reasonable legal or factual basis. Plaintiff failed to actually provide any  
9 credible evidence and proffered only unsubstantiated "expert" opinion and speculation.  
10 Most notably, Plaintiff had no damages whatsoever, from the time he filed his Complaint  
11 through the pendency of this litigation. In fact, Plaintiff admits that after he allegedly found  
12 out about undisclosed damage, he did not even bother going into the dealership itself, but  
13 merely tried to exchange some texts with the salesperson. *See Exhibit A, 31.* Even more  
14 tellingly, Plaintiff at first denied having been disclosed any accident whatsoever, and then  
15 only after being reminded of the CarFax and his signature on it, changed his position that he  
16 should have been disclosed every single detail about the accident. *See Complaint and First*  
17 *Amended Complaint.* As such, the first *Beattie* factor weighs in favor of Defendant.

18  
19  
20 **2. Defendant Made a Reasonable and Appropriately Timed Offer of Judgment**  
21 **in Good Faith.**

22 The next two factors tend to intertwine, and both of those factors weigh heavily in  
23 favor of the Defendant. Plaintiff neglects to mention that additional settlement discussions  
24 had occurred prior to August 17, 2017, and even prior to when Defendant's current counsel  
25 substituted in officially. Here, Defendant's offer of judgment was reasonable and in good  
26 faith in both its timing and amount given its position after discovery had closed and in  
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1 particular, given the fact that Plaintiff had not demonstrated any damages, or any other  
2 likelihood that he would prevail. *See generally, Docket.*

3 Here, Plaintiff's own submitted emails evidence that Defendant's offer of judgment  
4 in the amount of \$45,000.00 was more than fair and reasonable. Pursuant to Plaintiff's offer  
5 on September 25, 2017, he was willing to accept \$17,345.74 to pay off the subject Vehicle,  
6 along with, of course, keeping it (that is because Plaintiff knew there was nothing wrong  
7 with the Vehicle). *See Plaintiff's Exhibit 1.* Acceptance of the \$45,000.00 Offer of Judgment  
8 would have resulted in a full pay off of Plaintiff's Vehicle, plus he would have retained the  
9 Vehicle pursuant to his own wishes, a more than equitable result considering Plaintiff  
10 suffered no damages. Acceptance also would have left a remaining \$27,654.26, for  
11 attorneys' fees and costs. Later, on October 2, 2017, Plaintiff was willing to accept \$14,500  
12 along with keeping the Vehicle, thus leaving \$30,500.00 for attorneys' fees and costs.<sup>2</sup> *Id.*  
13 Plaintiff's counsel represented costs in the amount of \$9,086.70, thereby leaving \$21,413.30  
14 for remaining attorneys' fees. *Id.*

15 Plaintiff had no damages, he would have paid off his Vehicle, he would have  
16 retained possession and continued use of the Vehicle, which he already had during the  
17 pendency of litigation, as such it is clear that the only argument Plaintiff has for the Offer of  
18 Judgment being "unreasonable" is that his attorney would not have made enough profit.  
19 Importantly, the Offer of Judgment was made after Plaintiff was able to fully complete his  
20 discovery and prior to his counsel having to prepare and filing eighty-nine (89) pages of  
21 briefing to oppose Defendant's Motion for Summary Judgment. It is clear that if Plaintiff  
22 had accepted the Offer of Judgment, since he had no actual damages, he would have been  
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28 <sup>2</sup> Plaintiff's attorney is a solo practitioner and did not associate any counsel until August of 2017. Also, Craig Friedberg, Esq. was not present at any depositions.



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1 rewarded for bringing his claims, and his attorney would have been reimbursed his costs,  
2 along with being compensated. Plaintiff provided no case law which mandates a party's  
3 attorney must recover "all of their desired fees" for an offer of judgment to be reasonable,  
4 particularly since he did not prevail in his claims. This factor also weighs clearly in favor of  
5 Defendant recovering its attorneys' fees from the time of its Offer of Judgment.  
6

7 **3. Plaintiff's Rejection of the Offer of Judgment was Grossly Unreasonable**  
8 **and/or in Bad Faith Due to his Lack of Damages and Lack of Credible**  
9 **Evidence.**

10 As discussed in analyzing the previous factor, "whether the plaintiff's decision to  
11 reject the offer and proceed to trial was grossly unreasonable or in bad faith" is also of  
12 consideration for this Court. Defendant served an Offer of Judgment on Plaintiff on October  
13 5, 2017, and despite Plaintiff's representations that there were ongoing, Plaintiff never  
14 responded to the Offer of Judgment. Most notably, by September 25, 2017, Plaintiff's  
15 counsel demanded \$60,850.00 in attorneys' fees alone, and a total amount of, as he admits,  
16 \$87,272.44, to settle a case in which the Plaintiff sustained no actual damages. From the  
17 very commencement of Plaintiff's purportedly "good faith" settlement negotiations, his  
18 counsel made it abundantly clear that his fees were of paramount importance, and the "800  
19 pound guerrilla." *See Exhibit 1 to Opposition.* This conduct effectively put an end to the  
20 settlement negotiations.  
21

22 By Plaintiff's own contention his counter offer on September 5, 2017 was  
23 \$56,296.00, inclusive of all damages, fees and costs, a difference of \$11,296.00 from the  
24 ultimately rejected Offer of Judgment, one month later.<sup>3</sup> *See Opposition, 21:1-2.* Plaintiff  
25 continuously neglects to mention he did not actually suffer any damages. The ultimate  
26 difference in all of the discussions is solely comprised of attorneys' fees. It is true that some  
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<sup>3</sup> Plaintiff never made an offer of judgment.



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1 additional fees were incurred due to the fact that Defendant took Plaintiff's expert's  
2 deposition (and Plaintiff's counsel also chose to re-direct him for an hour of the just over 6  
3 hour total, deposition). However, Plaintiff also chose to depose two additional people, serve  
4 additional notices for deposition (which he had ample opportunity to previously notice  
5 during actual open discovery), and further refused to stipulate to continue the time for trial  
6 which would have served to alleviate some fees and costs.<sup>4</sup> Plaintiff did not suffer any  
7 monetary damages, as he purchased and utilized the Vehicle continuously (save for a wreck  
8 he was in during litigation).

10 Plaintiff's attorneys' fees were clearly the key factor in the rejection of the Offer of  
11 Judgment, a grossly unreasonable consideration even with a fee-shifting provision available  
12 to Plaintiff, again because Plaintiff had no damages. Indeed, Plaintiff's counsel said While  
13 Offers of Judgment are not meant "unfairly force" a plaintiff out of a legitimate claim, they  
14 are also not designed to necessitate a windfall to a plaintiff or his attorney. *See generally,*  
15 *Beattie, supra.* Plaintiff argues that with the fee-shifting provision of NRS 41.600, attorneys'  
16 fees should have been and were rightfully a key factor in the rejection of the Offer of  
17 Judgment. *See generally, Opposition, 22-24.* However, the statute provides only for "costs"  
18 and "reasonable" attorneys' fees. *NRS 41.600.* Here, there is no evidence provided that  
19 Plaintiff's counsel (even if they had prevailed at trial) would have been entitled to any  
20 amount of attorneys' fees, let alone the fees he was demanding. As such even taking into  
21 consideration the fact that there was a fee shifting provision in the statute under which  
22 Plaintiff brought his claims, this factor still weighs in favor of Defendant.

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---

<sup>4</sup> Plaintiff's counsel also refused to stipulate to extend discovery beyond its August 31, 2017 close date.



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BEN DAVID MORAN  
ATTORNEYS AT LAW

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LAS VEGAS, NEVADA 89101  
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FAX: (702) 384-6568

1                   **4. Defendant's Attorneys' Fees are Reasonable and Justified in their Amount.**

2                   As reflected in the emails attached to Plaintiff's Opposition, the significant back and  
3 forth between the parties reflects the importance Plaintiff's counsel placed upon the  
4 attorneys' fees. *See Exhibit 1 to Opposition*. Initially, Plaintiff wanted to keep the Vehicle,  
5 and for it to be paid off (or to possibly get a new truck altogether). *See Exhibit 1*. This was  
6 even after he had gotten into a wreck with the subject Vehicle, and incurred thousands of  
7 dollars of damage to it. Throughout the negotiations, Plaintiff's counsel desired to act as  
8 though he had already won a verdict pursuant to NRS 41.600. Indeed, Plaintiff's counsel  
9 propounded the theory that despite not suffering damages, his client could only be made  
10 whole by obtaining all of this attorneys' fees. *See Exhibit 1, September 5, 2017 email*. The  
11 Parties, due to Plaintiff's unwillingness to compromise over his attorneys' fees, were then  
12 forced to incur additional costs to take more key depositions, most notable is the fact that it  
13 was Plaintiff's counsel who wanted to push ahead with those depositions while purportedly  
14 engaging in good faith negotiations. Defendant had no choice but to proceed with deposing  
15 Plaintiff's retained expert who was the crux of his entire case. However, as negotiations  
16 progressed Plaintiff's demand for his own monetary compensation decreased from his full  
17 payoff amount to \$14,500.00 while the attorneys' fees portion increased by \$17,774.00 on  
18 September 25. Plaintiff's conduct evidences, at the very least, a grossly unreasonable  
19 rejection of the Offer of Judgment, and the fees incurred by Defendant were reasonable.

20  
21                   Nevada Rule of Civil Procedure 68(f)(2) is clear, "[I]f the offeree rejects an offer and  
22 fails to obtain a more favorable judgment, the offeree shall pay the offeror's post-offer costs  
23 [...] and reasonable attorney's fees, actually incurred by the offeror from the time of the  
24  
25  
26



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1 offer. As such, at a minimum, Defendant should be awarded the reasonable attorneys' fees  
2 and costs from October 5, 2017 to the time of the entry of judgment. *See NRCP 68(f)(2)*.

3 Defendant incurred exceedingly reasonable attorneys' fees in the amount of Sixty-  
4 Eight Thousand Two Hundred Eighty-Five Dollars (\$68,285.00) for 178.5 hours of work  
5 from October 5, 2017 to November 29, 2017. *See Declaration of Jeffery Bendavid, attached*  
6 *to Motion*. The Parties attempted to negotiate in August, September, and into October,  
7 2017. The close of discovery was set for August 31, 2017, and dispositive motions were due  
8 to be filed on or before October 2, 2017, with the trial in this matter set for a stack  
9 commencing on November 13, 2017. Due to Plaintiff's refusal to continue trial and any  
10 associated dispositive motion or motion in limine dates, despite there being no other  
11 continuances or extensions of the close of discovery, Defendant was forced to file a Motion  
12 to Continue Trial, along with prepare all of its motions in limine and its motion for summary  
13 judgment in order to be timely. The Motion to Continue Trial was not heard until October  
14 18, 2017, thus Defendant was also forced to proceed as if it were going to trial in November.  
15 Despite, reasonable offers from Defendant, Plaintiff's counsel refused to settle due to the  
16 amount fees and costs he purportedly incurred and wanted as part of any settlement. *Id.* The  
17 emails submitted by both sides clearly evidence this fact. Defendant was forced to continue  
18 to vigorously litigate this matter and commence preparing for trial after the service and  
19 subsequent rejection of its reasonable Offer of Judgment. Notably, and another fact which  
20 weighs in favor of Defendant, as to Plaintiff's grossly unreasonable rejection of the Offer of  
21 Judgment, is that Defendant filed its Motion for Summary Judgment on October 2, 2017,  
22 and served its Offer of Judgment on October 5, 2017. Therefore, Plaintiff had the full  
23  
24  
25  
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27  
28



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1 advantage of seeing all of Defendant's position, arguments, and evidence detailing  
2 Plaintiff's factual and legal shortcomings.

3 Plaintiff's acceptance of this Offer of Judgment, or even continued settlement  
4 negotiations or an original stipulation to extend discovery or continue trial, would have  
5 avoided additional litigation and motion preparation. Most notably, Defendant's fees are  
6 exceedingly reasonable, because it had to respond and litigate accordingly to preserve its  
7 rights, to Plaintiff's 89 page opposition to its Motion for Summary Judgment, exclusive of  
8 his exhibits, and a 17-page long substantive declaration from his expert, along with a  
9 substantial hearing on the motion for summary judgment, itself. These fees are particularly  
10 reasonable as Defendant had to commence, and continue, preparing for trial leading up to  
11 the trial continuance as well.

12  
13  
14 In exercising its discretion to award attorneys' fees under *NRCP 68*, the Court must  
15 evaluate the following factors: (1) whether the plaintiff's claim was brought in good faith;  
16 (2) whether the offer of judgment was reasonable and in good faith in both its timing and  
17 amount; (3) whether the offeree's decision to reject the offer and proceed to trial was  
18 grossly unreasonable or in bad faith; and (4) whether the fees sought by the offeror are  
19 reasonable and justified in amount. *Wynn v. Smith*, 117 Nev. 6, 13, 16 P.3d 424, 428 (2001)  
20 (citing *Beattie v. Thomas*, 99 Nev. 579, 588-89, 668 P.2d 268, 274 (1983)).

21  
22 As discussed herein, Plaintiff's claim was maintained without reasonableness,  
23 particularly when no actual credible evidence was proffered to substantiate his claims, and  
24 in light of the continuous fact that he sustained no damages, either monetarily or physically  
25 as he enjoyed the full use of the Vehicle during the time he had it. Defendant's Offer of  
26 Judgment was made in good faith, and after various settlement negotiations, and in an  
27  
28



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1 amount higher than any of its previously offered settlement amounts. *See Exhibit 1 to*  
2 *Motion for Fees and Costs.*

3 Defendant's fees are also reasonable in light of the fact that Plaintiff did not  
4 challenge any of the other factors necessary to assess the reasonability of the fees, except for  
5 his purported inability to evaluate all of the billing entries, which only plays a role in  
6 assessing one factor of reasonableness. Defendant has provided redacted billings with this  
7 Reply and unredacted ones for the Court to assess reasonableness, which Plaintiff has made  
8 clear he is challenging. *See Exhibit B, attached hereto.* Additionally, Plaintiff has a pending  
9 appeal, and as such, it would be inequitable for Defendant to have to reveal its full billings  
10 at this stage of the appeals process. *See Docket.* As such, any complete denial of fees would  
11 be inappropriate, and at most counsel would be entitled to examine the billings for  
12 reasonableness of entries. *See Love v. Love, 114 Nev. 572, 582 (reversal of award and*  
13 *remand to district court to allow for unsealed review); see also, Golden Rd. Motor Inn, v.*  
14 *Islam, 132 Nev. Adv. Op. 49 (2016).* Accordingly, all of the factors weigh heavily in favor  
15 of Defendant. *See Wynn v. Smith, 117 Nev. 6, 13, 16 P.3d 424, 428 (2001) (citing Beattie v.*  
16 *Thomas, 99 Nev. 579, 588-89, 668 P.2d 268, 274 (1983)).*

17  
18  
19  
20 Accordingly, although Defendant is seeking all of its attorneys' fees incurred in the  
21 litigation of this matter, pursuant to NRCP 68, it should be awarded at least an amount of  
22 \$68,285.00 in attorneys' fees incurred from the time it made its rejected Offer of Judgment.

23  
24 **C. Defendant is Entitled to Costs Pursuant to NRS § 18.020 and/or NRCP 68.**

25 Plaintiff did not oppose Defendant's argument that Defendant is entitled to all costs  
26 incurred in this matter pursuant to NRS §18.020(3), as set forth in the underlying Motion, in  
27 his Opposition hereto. Nor is there any dispute that Defendant is the prevailing party.  
28



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1 Accordingly, NRS 18.020(3) dictates that Defendant should be permitted to recover its  
2 costs, as it provides, in pertinent part that costs, "must be allowed of course to the prevailing  
3 party against any adverse party against whom judgment is rendered, in the following  
4 cases...[I]n an action for the recovery of money or damages, where the plaintiff seeks to  
5 recover more than \$2,500." Therefore, as the prevailing party herein, Defendant is entitled  
6 to costs pursuant to NRS §18.020, and respectfully requests an award of costs of \$11,229.33  
7 in actual necessary costs in this matter.  
8

9 **III. CONCLUSION**

10 Defendant respectfully requests that this Court award Defendant an additional  
11 \$211,982.50 for 554.7 hours of work, or \$68,285.00, for fees and incurred after the Offer of  
12 Judgment, for successfully prevailing against Plaintiff, and an additional \$11,229.33 in  
13 costs.  
14

15 DATED this 25<sup>th</sup> day of January, 2018.

16 **MORAN BRANDON BENDAVID MORAN**

17  
18  
19 /s/ Jeffery A. Bendavid, Esq.  
20 **JEFFERY A. BENDAVID, ESQ.**  
21 Nevada Bar No. 6220  
22 **STEPHANIE J. SMITH, ESQ.**  
23 Nevada Bar No. 11280  
24 630 South Fourth Street  
25 Las Vegas, NV 89101  
26 *Attorneys for Defendant*  
27  
28



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# Exhibit “A”

# **Poole v. Nevada Auto Dealership Investments LLC, et al.**

**Deposition of:  
Derrick Poole**

**August 14, 2017**



**WESTERN REPORTING  
SERVICES, INC.**

500 South Rancho Drive, Suite 8A  
Las Vegas, Nevada 89106  
Telephone **702.474.6255**  
Facsimile 702.474.6257

[www.westernreportingservices.com](http://www.westernreportingservices.com)

1 DISTRICT COURT  
2 CLARK COUNTY, NEVADA  
3  
4 DERRICK POOLE, )  
 )  
5 Plaintiff, )  
 )  
6 vs. ) Case No. A-16-737120-C  
 )  
7 )  
 NEVADA AUTO DEALERSHIP )  
8 INVESTMENTS LLC, a Nevada )  
 Limited Liability Company d/b/a )  
9 SAHARA CHRYSLER; JEEP, DODGE, )  
 WELLS FARGO DEALER SERVICES )  
0 INC., COREPOINTE INSURANCE )  
 COMPANY; and DOES 1 through )  
1 100, Inclusive, )  
 )  
2 )  
 Defendant. )  
3 )

DEPOSITION OF DERRICK POOLE  
Taken on Monday, August 14, 2017  
At 9:34 a.m.  
At 630 South Fourth Street  
Las Vegas, Nevada

Reported by: Marnita J. Goddard, RPR, CCR No. 344

1 took a test drive. Do you recall what happened next?

2 A. During the test drive or after the test  
3 drive?

4 Q. Let's go with you during the test drive.

5 A. He basically talked up the vehicle.

6 Q. Okay. Anything in particular?

7 A. Talked about the CPO, about the safety  
8 inspection that's done on it.

9 Q. Were you happy with the way the vehicle  
10 drove?

11 A. Yeah.

12 MR. WEST: Yes?

13 THE WITNESS: Yes. Sorry.

14 Q. (BY MS. SMITH) Did you notice any issues?

15 A. Not that I knew of, no.

16 Q. Then after the test drive was over?

17 A. During the test drive, he had mentioned that  
18 it was in a minor accident.

19 Q. Okay. Anything else about that conversation  
20 that you can recall?

21 A. I asked him about it, but he said it was a  
22 minor accident, that it was a CPO vehicle, and there  
23 was nothing to worry about.

24 Q. That was the only discussion that you had  
25 about that?

1 took it to 215 Dodge for the oil change. Then they  
2 did a -- what do you call it? -- alignment. Because I  
3 got a really good coupon in the mail.

4 Q. Now, you just referenced some kind of issue  
5 discovered by you. Can you describe to me what you're  
6 talking about?

7 A. The accident before, the extent of the  
8 damage of the accident, I was told there was frame  
9 damage.

10 Q. Who told you that?

11 A. State Farm when I tried to refinance my  
12 vehicle through State Farm.

13 Q. So at what point in time did you try and  
14 refinance your vehicle?

15 A. It was last year. I don't remember. I  
16 would say it was in May. I don't remember exactly  
17 when.

18 Q. So approximately May of 2016?

19 A. Yes. I believe so. May have been April.

20 Q. Can you describe to me the process that you  
21 went through to try and refinance your vehicle?

22 MR. WEST: Let me lodge an objection as to  
23 time. Which finance, refinance?

24 Q. (BY MS. SMITH) Had you previously tried to  
25 refinance your vehicle before April or May of 2016?

1 Q. Do you still have that phone?

2 A. I do. It's not with me, but I do.

3 Q. Do you think you would be able to get copies  
4 of those text messages to your attorney?

5 MR. WEST: If he's got them, we'll produce  
6 them.

7 THE WITNESS: If I have them.

8 Q. (BY MS. SMITH) All right. Hadn't seen  
9 them.

10 Do you know what kind of phone it's on?

11 A. iPhone.

12 Q. Just wondering, because they do have the  
13 magical cloud.

14 A. Everything has the cloud.

15 Q. So after you exchanged -- I don't know. How  
16 many text messages with the salesperson?

17 A. I couldn't tell you. I don't know off the  
18 top of my head. It was numerous ones over a couple  
19 weeks.

20 Q. At some point, did you stop communicating  
21 with him?

22 A. I believe he quit responding after I did the  
23 AutoCheck report.

24 Q. Did you send a copy of the AutoCheck report  
25 that you ran to anyone at the dealership?

1 preowned vehicle or anything to that extent?

2 A. No.

3 Q. Did you yourself ever take it in to any  
4 other dealership --

5 A. No.

6 Q. -- to do a buyback?

7 A. No, ma'am.

8 Q. Have you, I'll say since the time you  
9 purchased the vehicle, ever tried to sell it on your  
10 own to any third parties?

11 A. No, ma'am.

12 Q. Any particular reason?

13 A. I didn't have a reason to sell it subsequent  
14 to finding out about the accident of 2014.

15 Q. Okay. And then -- I'm sorry, can you  
16 clarify that?

17 A. I didn't try to trade it in or sell it to  
18 anybody before I found out about the accident and I  
19 haven't tried to since either. So I never have. I'm  
20 just making it clear that I didn't try to do it  
21 beforehand or after.

22 Q. Understand. Thank you.

23 A. You are welcome.

24 Q. Have you ever missed any of your payments on  
25 the vehicle?

1 Q. Okay. You think that you ran the Carfax  
2 around the same time as the AutoCheck.com?

3 A. Yes.

4 Q. Do you know if you gave that to your  
5 attorney?

6 A. I don't recall. I don't know if I ever  
7 printed it out, to be honest with you.

8 Q. Does that get delivered by email?

9 A. I think it delivers, like, instantaneously  
10 on the screen. But I haven't done a lot of them; so I  
11 don't know. It's been a few years.

12 Q. Have you ran Carfaxes previously for other  
13 vehicles?

14 A. Not that I recall.

15 Q. What about AutoCheck.com reports?

16 A. I had never heard of it before State Farm  
17 had recommended it.

18 Q. So I think you testified that was something  
19 you had to pay for?

20 A. Yes, it is.

21 Q. Can you tell me a little bit about that  
22 site?

23 A. I honestly don't remember a lot about the  
24 site. I guess you put in your information about the  
25 vehicle and it tells you about the history.

## CERTIFICATE OF REPORTER


I, Marnita J. Goddard, CCR No. 344, a  
Certified Court Reporter licensed by the State of  
Nevada, do hereby certify:

That I reported the deposition of the  
witness, DERRICK POOLE, commencing on Monday,  
August 14, 2017, at the hour of 9:34 a.m.;

That prior to being examined, the witness was  
by me first duly sworn to testify to the truth, the  
whole truth, and nothing but the truth; that I  
thereafter transcribed my related shorthand notes into  
typewriting and that the typewritten transcript of  
said deposition is a complete, true, and accurate  
record of testimony provided by the witness at said  
time.

I further certify (1) that I am not a  
relative or employee of an attorney or counsel of any  
of the parties, nor a relative or employee of any  
attorney or counsel involved in said action, nor a  
person financially interested in the action, and (2)  
that pursuant to NRCP 30(e), transcript review by the  
witness was requested.

IN WITNESS WHEREOF, I have hereunto set my  
hand in my office in the County of Clark, State of  
Nevada, this 14th day of August, 2017.



Marnita J. Goddard, RPR, CCR No. 344

# Exhibit “B”



MORAN BRANDON  
BENDAVID MORAN  
ATTORNEYS AT LAW

JOHN T. MORAN, JR.  
LEW BRANDON, JR.  
JEFFERY A. BENDAVID  
J.T. MORAN III  
JUSTIN W. SMERBER

ADAMS, DAVIS  
MATTHEW B. SIBERT  
KRIS D. KLINGSMITH  
MATTHEW D. WHITTAKER  
STEPHANIE J. SMITH

ATTN: Toni Naidoo  
toni@saharalasvegas.net

Page  
July 01, 20  
Account No: 12386-001  
Statement No: 1803

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
06/01/2016	JAB	Receive and review of filed Complaint by Derrick Poole (1.0).	450.00	1.00	450.00
06/02/2016	JAB	Receive and review of deal jacket from client as to Derrick Poole transaction (1.2).	450.00	1.20	540.00
06/08/2016	JAB	Receive and review of correspondence from Surety Company (.2).	450.00	0.20	90.00
06/10/2016	JAB	Review of issues raised by George West (.5).	450.00	0.50	225.00
	JAB	Telephone call with George West (.3).	450.00	0.30	135.00
06/14/2016	JAB	Receive and review of correspondence and tender letter for surety Bond Holder (.2).	450.00	0.20	90.00
06/16/2016	JAB	Receive and review of demand for tender to surety bond (.3).	450.00	0.30	135.00
06/17/2016	JAB	Exchange email communication with George West (.3).	450.00	0.30	135.00
	JAB	[REDACTED] (.4).	450.00	0.40	180.00
06/20/2016	JAB	Receive and review of proposed Stipulation and Order for Arbitration and receive of numerous issues raised by George West (.8).	450.00	0.80	360.00
06/21/2016	JAB	Telephone call with Brian Terry (.3).	450.00	0.30	135.00
	JAB	[REDACTED] (.8).	450.00	0.80	360.00
	JAB	Telephone call with George West (.4).	450.00	0.40	180.00
06/22/2016	JAB	Exchange email communication with Brian Terry and preparation of package of documents to Brian Terry (.6).	450.00	0.60	270.00
	JAB	[REDACTED] (.8).	450.00	0.80	360.00
06/27/2016	JAB	Receive and review of information for Bond Company (.2).	450.00	0.20	90.00
06/28/2016	JAB	Receive and review of update request from [REDACTED] (.1).	450.00	0.10	45.00
				<u>8.40</u>	<u>3,780.00</u>

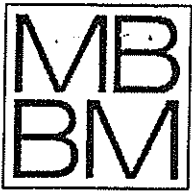
Sahara Chrysler Jeep Dodge adv. Derrick Poole

Total amount of this bill

3,780.

Please Remit Balance Due

\$3,780.



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toni@saharalasvegas.net

Page  
August 02, 20  
Account No: 12386-005  
Statement No: 1807

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
07/05/2016	JAB	Exchange numerous emails with George West (.4).	450.00	0.40	180.00
	JAB	[REDACTED] (.2).	450.00	0.20	90.00
	JAB	[REDACTED] (.5).	450.00	0.50	225.00
07/07/2016	JAB	Exchange email communications with counsel (.2).	450.00	0.20	90.00
	JAB	[REDACTED] (.4).	450.00	0.40	180.00
07/08/2016	JAB	Exchange email communication with counsel (.3).	450.00	0.30	135.00
07/11/2016	JAB	Exchange email communication with George West and Brian Terry (.3).	450.00	0.30	135.00
	JAB	Receive and review of correspondence from counsel to Wells Fargo (.1).	450.00	0.10	45.00
07/12/2016	JAB	Exchange email communication with Daniel Payne and receive of update request from George West (.3).	450.00	0.30	135.00
	JAB	[REDACTED] (.3).	450.00	0.30	135.00
07/17/2016	JAB	Exchange email communications with Daniel Payne and George West (.3).	450.00	0.30	135.00
07/19/2016	JAB	Receive and review of updates to inspections (.2).	450.00	0.20	90.00
07/23/2016	JAB	Exchange email communications with counsel (.2).	450.00	0.20	90.00
07/26/2016	JAB	Exchange numerous emails with parties (.3).	450.00	0.30	135.00
	JAB	Telephone call with Norton Kaunte and Wells Fargo (.3).	450.00	0.30	135.00
	JAB	Exchange additional email communication with counsel (.2).	450.00	0.20	90.00
	JAB	Receive and review of numerous email communications between George West and Brian Terry (.3).	450.00	0.30	135.00
				4.80	2,160.00

Sahara Chrysler Jeep Dodge adv. Derrick Poole

Total amount of this bill	2,160.00
Previous Balance	\$3,780.00
Please Remit Balance Due	<u>\$5,940.00</u>



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JUSTIN W. SMERBER

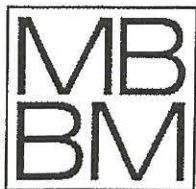
ADAM S. DAVIS  
MATTHEW B. SIBERT  
KRIS D. KLINGENSMITH  
MATTHEW D. WHITTAKER  
STEPHANIE J. SMITH

ATTN: Toni Naidoo  
toni@saharalasvegas.net

Page:  
September 01, 2016  
Account No: 12386-005  
Statement No: 18101

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
08/01/2016	JAB	Receive and review of numerous email communications between George West and Brian Terry (.3).	450.00	0.30	135.00
	JAB	Review of Stipulation and proposed issues of inspection of vehicle (.5).	450.00	0.50	225.00
	JAB	Review of draft and signed Stipulation of all parties and review of additional communications between parties (.4).	450.00	0.40	180.00
08/03/2016	JAB	[REDACTED] (.2).	450.00	0.20	90.00
08/25/2016	JAB	Exchange email communications with Brian Terry regarding status (.3).	450.00	0.30	135.00
	JAB	Receive and review of numerous email communications between the parties (.4).	450.00	0.40	180.00
08/26/2016	JAB	Telephone call with Brian Terry (.2).	450.00	0.20	90.00
				2.30	1,035.00
		Total amount of this bill			1,035.00
		Previous Balance			\$5,940.00
		Please Remit Balance Due			<u>\$6,975.00</u>



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STEPHANIE J. SMITH

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toni@saharalasvegas.net

Page: October 05, 2016  
Account No: 12386-005  
Statement No: 18147

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
08/31/2016	JAB	Receive and review of Answer to Complaint filed by Wells Fargo (.4).	450.00	0.40	180.0
	JAB	Receive and review of Answer filed by Nevada Auto Dealerships Investments (.6).	450.00	0.60	270.0
09/06/2016	JAB	Exchange email communications with counsel (.3).	450.00	0.30	135.0
	JAB	Receive and review of Notice of Entry Case Conference (.2).	450.00	0.20	90.0
09/07/2016	JAB	Review of numerous email communication with counsel (.2).	450.00	0.20	90.0
	JAB	Exchange email communication with all counsel (.3).	450.00	0.30	135.0
	JAB	Receive and review of revised Notice of Early Case Conference (.3).	450.00	0.30	135.0
				2.30	1,035.0
		Total amount of this bill			1,035.0
		Previous Balance			\$6,975.0
		<u>Payments</u>			
09/14/2016		Payment ck#120472			-5,940.0
		Please Remit Balance Due			<u>\$2,070.0</u>



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Page:  
November 03, 2016  
Account No: 12386-005  
Statement No: 18194

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
09/29/2016	JAB	Receive and review of demand from Wells Fargo (.3).	450.00	0.30	135.0
09/30/2016	JAB	[REDACTED] (1.4).	450.00	1.40	630.0
10/03/2016	JAB	Receive and review of Wells Fargo Initial Disclosures Pursuant to NRCP 16.1 (1.5).	450.00	1.50	675.0
	JAB	Review of issue raised by Wells Fargo and related matters (.8).	450.00	0.80	360.0
10/07/2016	JAB	[REDACTED] (.8).	450.00	0.80	360.0
10/14/2016	JAB	Receive and review of Initial Discovery Requests Including Requests for Production of Documents; Requests for Admissions; and Requests for Interrogatories (1.5).	450.00	1.50	675.0
10/15/2016	JAB	Receive and review of service of Plaintiff's First Set of Written Discovery; Written Interrogatories; and Written Requests for Production of Documents (1.6).	450.00	1.60	720.0
	JAB	Receive and review of Notice of 30 (b)(6) Notice (.8).	450.00	0.80	360.0
10/17/2016	JAB	Receive and review of Joint Case Conference Report (.3);	450.00	0.30	135.0
	JAB	Continue with review of proposed written Discovery from Plaintiff including Interrogatories; Request for Production of Documents; and Request for Admissions (1.6).	450.00	1.60	720.0
10/18/2016	JAB	Review of 30(b)(6) deposition notice (.8).	450.00	0.80	360.0
				<u>11.40</u>	<u>5,130.0</u>
		Total amount of this bill			5,130.0
		Previous Balance			\$2,070.0
		Please Remit Balance Due			<u>\$7,200.0</u>



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Page:  
December 02, 2016  
Account No: 12386-005  
Statement No: 18226

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
11/02/2016	JAB	Review of [REDACTED] (1.2).	450.00	1.20	540.00
11/04/2016	JAB	Review of [REDACTED] (.4).	450.00	0.40	180.00
	JAB	Review of [REDACTED] (.4).	450.00	0.40	180.00
11/07/2016	JAB	Receive and review of written discovery by Plaintiff (.8).	450.00	0.80	360.00
	JAB	Receive and review of Plaintiff's Responses to Defendant's Requests for Admissions (.8).	450.00	0.80	360.00
	JAB	Receive and review of Plaintiff's First Request for Production of Documents to Wells Fargo (.8).	450.00	0.80	360.00
11/10/2016	JAB	Receive and review of Plaintiff's First Supplement to NRCP 16.1 disclosures (.4).	450.00	0.40	180.00
	JAB	Receive and review of Plaintiff's Second set of Interrogatories to Defendant Sahara Chrysler Jeep Dodge (.3).	450.00	0.30	135.00
	JAB	Receive and review of Plaintiff's Second Request for Production of Documents (.2).	450.00	0.20	90.00
11/11/2016	JAB	Receive and review of Plaintiff's Third Request for Production of Documents (.4).	450.00	0.40	180.00
	JAB	Receive and review of Plaintiff's Response to Requests for Production of Documents (.6).	450.00	0.60	270.00
11/14/2016	JAB	Receive and review of First Amended 30(b)(6) Notice and Notice of Taking Deposition (.3).	450.00	0.30	135.00
	JAB	Receive and review of Plaintiff's Response to Defendant's First Set of Interrogatories (.8).	450.00	0.80	360.00
11/16/2016	JAB	Receive and review of Defendant's Responses to Plaintiff's First Set of Requests for Production of Documents (1.0).	450.00	1.00	450.00
	JAB	Review of 30(b)(6) Notice on topics for depositions (.5).	450.00	0.50	225.00

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
11/17/2016	JAB	Receive and review of Defendant's Responses to Plaintiff's First Set of Interrogatories (.4).	450.00	0.40	180.0
	JAB	Receive and review of First Amended Notice of Taking Deposition and Second Notice of Taking 30(b)(6) deposition (.2).	450.00	0.20	90.0
11/23/2016	JAB	Receive and review of Defendant's Second Supplemental Disclosure of documents pursuant to NRCP 16.1 (1.0).	450.00	1.00	450.0
				10.50	4,725.0
		Total amount of this bill			4,725.0
		Previous Balance			\$7,200.0
		Please Remit Balance Due			<u>\$11,925.0</u>



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Page: January 04, 20  
Account No: 12386-006  
Statement No: 1826

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
12/06/2016	JAB	Receive and review of Scheduling Order (.2).	450.00	0.20	90.0
12/09/2016	JAB	Receive and review of Wells Fargo's Response to Plaintiff's First Requests for Production of Documents (.6).	450.00	0.60	270.0
	JAB	Receive and review of Third Supplemental Disclosures Pursuant to NRCP 16.1 (.8).	450.00	0.80	360.0
12/12/2016	JAB	Receive and review of Plaintiff's Second Supplemental Disclosures of Documents (1.0).	450.00	1.00	450.0
12/14/2016	JAB	Receive and review of Subpoena Duces Tecum for Production of Records (.6).	450.00	0.60	270.0
				3.20	1,440.0
		Total amount of this bill			1,440.0
		Previous Balance			\$11,925.0
		<u>Payments</u>			
12/30/2016		Payment ck#122157			-11,925.0
		Please Remit Balance Due			<u>\$1,440.0</u>



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JUSTIN W. SMERBER

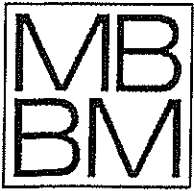
ADAM S. DAVIS  
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Page:  
February 01, 2017  
Account No: 12386-005  
Statement No: 18304

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
12/29/2016	JAB	Receive and review of Defendant's Fourth Supplemental Disclosures (.4).	450.00	0.40	180.0
01/05/2017	JAB	Receive and review of Defendant's Second set of Requests for Production of Documents (.4).	450.00	0.40	180.0
	JAB	Receive and review of Defendant's Second Set of Interrogatories (.6).	450.00	0.60	270.0
01/17/2017	JAB	Receive and review of Plaintiff's Fourth Supplemental Disclosure of Documents and Witnesses pursuant to 16.1 (1.2).	450.00	1.20	540.0
01/23/2017	JAB	Receive and review of Notice of Taking Depositions (.2).	450.00	0.20	90.0
01/26/2017	JAB	Receive and review of Order Setting Civil Jury Trial (.3).	450.00	0.30	135.0
				3.10	1,395.0
		Total amount of this bill			1,395.0
		Previous Balance			\$1,440.0
		Please Remit Balance Due			<u>\$2,835.0</u>



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Page: 1  
March 03, 2017  
Account No: 12386-005  
Statement No: 18342

Sahara Chrysler Jeep Dodge adv. Derrick Poole

Previous Balance

\$2,835.00

Payments

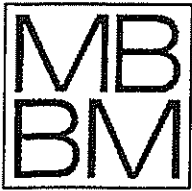
02/17/2017

Payment ck#122769

-1,440.00

Please Remit Balance Due

\$1,395.00



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Page:  
April 04, 2017

Account No: 12386-005  
Statement No: 18396

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
03/17/2017	JAB	Receive and review of Notice of Vacating Deposition (.2).	450.00	0.20	90.00
	JAB	Receive and review of Plaintiff's Motion to Amend Complaint adding additional Causes of Action and related matters (1.5).	450.00	1.50	675.00
03/21/2017	JAB	Review [REDACTED] (.8).	450.00	0.80	360.00
03/29/2017	JAB	Receive and review of Non Opposition to Motion to Amend (.2).	450.00	0.20	90.00
				2.70	1,215.00
		Total amount of this bill			1,215.00
		Previous Balance			\$1,395.00
		<u>Payments</u>			
03/09/2017		Payment ck#123057			-1,395.00
		Please Remit Balance Due			<u>\$1,215.00</u>



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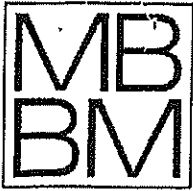
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Page:  
May 01, 2017  
Account No: 12386-005  
Statement No: 18441

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
04/03/2017	JAB	Receive and review of Non Opposition to Plaintiff's Motion to Amend (.2).	450.00	0.20	90.0
04/18/2017	JAB	Receive and review of Order GRanting Motion to Amend (.2).	450.00	0.20	90.0
				0.40	180.0
		Total amount of this bill			180.0
		Previous Balance			\$1,215.0
		<u>Payments</u>			
04/17/2017		Payment ck#123638			-1,215.0
		Please Remit Balance Due			<u>\$180.0</u>



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Page: June 05, 20  
Account No: 12386-005  
Statement No: 1848

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			Rate	Hours	
05/08/2017	JAB	Receive and review of Plaintiff's Supplemental Responses to First Set of Interrogatories (.8).	450.00	0.80	360.0
05/18/2017	JAB	Receive and review of Plaintiff's Fifth Supplemental Disclosure (1.2).	450.00	1.20	540.0
05/23/2017	JAB	[REDACTED] 1).	450.00	0.10	45.0
	JAB	Review of issues raised by counsel (.6).	450.00	0.60	270.0
05/24/2017	JAB	Telephone call with Brian Terry (.2).	450.00	0.20	90.0
05/25/2017	JAB	Review [REDACTED] (.6).	450.00	0.60	270.0
	JAB	[REDACTED] (.8).	450.00	0.80	360.0
	JAB	[REDACTED] (.4).	450.00	0.40	180.0
05/30/2017	SJS	Review stipulation [REDACTED]	350.00	0.60	210.0
	JAB	Receive and review of documents from Brian Terry and request for status (.8)	450.00	0.80	360.0
	JAB	[REDACTED] 1.5).	450.00	1.50	675.0
05/31/2017	JAB	Exchange email communication with counsel and client (.3).	450.00	0.30	135.0
	JAB	Receive and review of correspondence from Brian Terry with Substitution of Attorney (.2).	450.00	0.20	90.0
				8.10	3,585.0
		Total amount of this bill			3,585.0
		Previous Balance			\$180.0

Payments

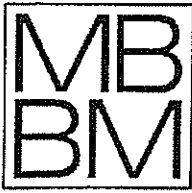
06/01/2017 Payment ck#124426 -180.0

Account No: 12386-005  
Statement No: 18489

Sahara Chrysler Jeep Dodge adv. Derrick Poole

**Please Remit Balance Due**

**\$3,585.00**



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Page:  
June 29, 2017  
Account No: 12386-005  
Statement No: 18516

Sahara Chrysler Jeep Dodge adv. Derrick Poole

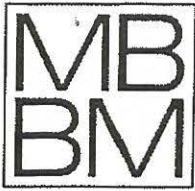
			<u>Rate</u>	<u>Hours</u>	
06/02/2017	JAB	Receive and review of correspondence for counsel (.2).	450.00	0.20	90.0
	JAB	Review of correspondence for counsel (.2).	450.00	0.20	90.0
06/05/2017	JAB	Exchange email communication with Brian Terry (.3).	450.00	0.30	135.0
	JAB	[REDACTED] (.3).	450.00	0.30	135.0
	JAB	[REDACTED] (.8).	450.00	0.80	360.0
06/07/2017	SJS	Attend telephone call with Wells Fargo counsel RE: [REDACTED]			
	SJS	[REDACTED]	350.00	0.20	70.0
	JAB	Receive and review of complete file for Brian Terry (1.0).	350.00	0.20	70.0
	JAB	Telephone call with to Nathan Kanute counsel for Wells Fargo (.3).	450.00	1.00	450.0
	JAB	Review of pending matters and review [REDACTED] (1.2).	450.00	0.30	135.0
			450.00	1.20	540.0
06/08/2017	JAB	Review of [REDACTED] (.8).	450.00	0.80	360.0
06/09/2017	JAB	Review of issue of experts due. Experts report of related matter (1.0).	450.00	1.00	450.0
06/12/2017	JAB	Receive and review of plaintiff's initial expert disclosure (1.5).	450.00	1.50	675.0
	JAB	[REDACTED] (1.6).	450.00	1.60	720.0
06/13/2017	SJS	Telephone call with B. Terry RE: [REDACTED]	350.00	0.20	70.0
	SJS	Exchange emails with B. Terry RE: [REDACTED]	350.00	0.30	105.0
	SJS	Review docket for FAC and additional filings.	350.00	0.40	140.0
	SJS	Review FAC.	350.00	0.30	105.0
	SJS	Review of documents from previous counsel for conference call.	350.00	0.70	245.0
	JAB	Receive and review of photos for plaintiff's expert report and related matter (.8).	450.00	0.80	360.0
	JAB	Continue with review of plaintiff's expert report (1.0)	450.00	1.00	450.0
06/14/2017	JAB	Receive and review for complete set of photos for plaintiff's expert (.8).	450.00	0.80	360.0

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
	JAB	[REDACTED] (1.2).	450.00	1.20	540.00
	JAB	Receive and review of correspondence for Wells Fargo counsel (.2).	450.00	0.20	90.00
	JAB	Receive and review of Wells Fargo's joinder to expert report (.3).	450.00	0.30	135.00
06/15/2017	SJS	Review of Plaintiff's expert disclosure and report.	350.00	0.60	210.00
06/19/2017	SJS	[REDACTED]	350.00	0.30	105.00
	SJS	[REDACTED]	350.00	0.20	70.00
06/23/2017	JAB	Review of deal for Wells Fargo (.6).	450.00	0.60	270.00
	JAB	[REDACTED] (1.2).	450.00	1.20	540.00
06/26/2017	JAB	[REDACTED] (.2).	450.00	0.20	90.00
06/27/2017	SJS	[REDACTED]	350.00	0.10	35.00
				<u>19.00</u>	<u>8,200.00</u>

Expenses

06/14/2017	Photocopy charges	1.3
	Total Expenses	1.3
	Total amount of this bill	8,201.3
	Previous Balance	\$3,585.0
	<b>Please Remit Balance Due</b>	<b><u>\$11,786.3</u></b>



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Page:  
August 01, 2017  
Account No: 12386-005  
Statement No: 18566

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			Rate	Hours	
07/03/2017	JAB	Receive and review of notices of taking deposition (.4).	450.00	0.40	180.0
07/05/2017	SJS	Telephone call with expert office RE:: rebuttal deadline.	350.00	0.20	70.0
	JAB	Exchange email communication with George West (.2).	450.00	0.20	90.0
07/07/2017	SJS	Supplemental review of plaintiffs' expert report.	350.00	0.90	315.0
	JAB	Receive and review of Plaintiff's second set of interrogatories (1.4).	450.00	1.40	630.0
	JAB	Receive and review of Plaintiff's fourth request for production of drafts (.4).	450.00	0.40	180.0
	JAB	Receive and review of Plaintiff's first set of request for admissions (1.0).	450.00	1.00	450.0
07/10/2017	SJS	[REDACTED]	350.00	0.20	70.0
07/11/2017	SJS	[REDACTED]	350.00	0.10	35.0
07/12/2017	SJS	Review [REDACTED]	350.00	1.10	385.0
	SJS	[REDACTED]	350.00	0.30	105.0
	SJS	Review of documents to send to expert [REDACTED]	350.00	1.10	385.0
	SJS	Draft correspondence to client RE:: [REDACTED]	350.00	0.20	70.0
	SJS	Review discovery responses and objections.	350.00	0.90	315.0
	SJS	Review deposition notices.	350.00	0.20	70.0
	SJS	[REDACTED]	350.00	0.30	105.0
	SJS	[REDACTED]	350.00	0.90	315.0
	JAB	Receive and review of [REDACTED] (1.2).	450.00	1.20	540.0
	JAB	Exchange email communication with George West (.2).	450.00	0.20	90.0
07/13/2017	SJS	[REDACTED]	350.00	0.30	105.0
	SJS	Telephone call with B. Terry office RE:: [REDACTED]	350.00	0.30	105.0
	SJS	Review Person Most Knowledgeable deposition transcript.	350.00	1.10	385.0
	SJS	[REDACTED]	350.00	0.20	70.0
	JAB	Draft letter to client (.2).	450.00	0.20	90.0

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
	JAB	Begin drafting of Answer to Plaintiff's First Amended Complaint (1.6).	450.00	1.60	720.00
	JAB	Begin researching of [REDACTED] (1.4).	450.00	1.40	630.00
	JAB	Exchange email communications with George West (.3).	450.00	0.30	135.00
	JAB	Review of documents needed for expert review (1.4).	450.00	1.40	630.00
	JAB	Review of additional expert issues for Rebuttal Expert Disclosure (.8).	450.00	0.80	360.00
07/14/2017	SJS	[REDACTED]	350.00	0.90	315.00
	SJS	[REDACTED]	350.00	0.30	105.00
	SJS	[REDACTED]	350.00	0.40	140.00
	SJS	[REDACTED]	350.00	0.20	70.00
	SJS	Supplemental deposition testimony review.	350.00	0.40	140.00
	SJS	Review finalized pleading for service.	350.00	0.20	70.00
	SJS	[REDACTED]	350.00	0.60	210.00
	JAB	[REDACTED] (1.0).	450.00	1.00	450.00
	JAB	Receive and review of Amended Notices of Taking Depositions and email communication with George West (.4).	450.00	0.40	180.00
07/17/2017	SJS	Review of responses provided by Poole to previous discovery.	350.00	1.40	490.00
	JAB	Receive and review of correspondence from insurance company (.1).	450.00	0.10	45.00
	JAB	[REDACTED] (.8).	450.00	0.80	360.00
07/18/2017	JAB	Review edit of Answer to First Amended Complaint and Affirmative Defenses (1.6).	450.00	1.60	720.00
07/19/2017	SJS	[REDACTED]	350.00	1.80	630.00
	SJS	Review of production and deposition testimony to prepare responses.	350.00	1.70	595.00
	SJS	Draft deposition notices for plaintiff and plaintiff expert depositions.	350.00	0.50	175.00
	SJS	Exchange emails with T. Naidoo RE: [REDACTED]	350.00	0.20	70.00
	SJS	Draft correspondence to D. Poole RE: status.	350.00	0.30	105.00
	SJS	[REDACTED]	350.00	0.30	105.00
	SJS	[REDACTED]	350.00	0.90	315.00
	JAB	Review of Notices of Taking Depositions (.3).	450.00	0.30	135.00
	JAB	Exchange email communication with George West (.2).	450.00	0.20	90.00
07/20/2017	SJS	Draft email to G. West RE: discovery.	350.00	0.10	35.00
	SJS	Review email exchange with G. West.	350.00	0.50	175.00
	SJS	Review notices regarding document service from plaintiffs.	350.00	0.40	140.00
	SJS	Review supplemental document production and responses from plaintiffs.	350.00	1.40	490.00
	SJS	Supplemental drafting of [REDACTED]	350.00	1.40	490.00

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
	JAB	Review of issues raised by George West (.4).	450.00	0.40	180.0
07/21/2017	SJS	Review emails from G. West.	350.00	0.30	105.0
	JAB	Exchange numerous emails with George West (.3).	450.00	0.30	135.0
	JAB	Review of noticed deposition dates (.3).	450.00	0.30	135.0
	JAB	Review of issues with current depositions needed (.5).	450.00	0.50	225.0
07/24/2017	JAB	Review, edit and revise [REDACTED] (1.0).	450.00	1.00	450.0
	JAB	Review of issues with remaining discovery responses needed (.8).	450.00	0.80	360.0
07/25/2017	SJS	[REDACTED]	350.00	2.10	735.0
	SJS	[REDACTED]	350.00	1.40	490.0
07/26/2017	JAB	[REDACTED] (1.4).	450.00	1.40	630.0
	JAB	[REDACTED] (.5).	450.00	0.50	225.0
				<u>46.10</u>	<u>18,145.0</u>
		Total amount of this bill			18,145.0
		Previous Balance			\$11,786.3
		Please Remit Balance Due			<u>\$29,931.3</u>



MORAN BRANDON  
BENDAVID MORAN

ATTORNEYS AT LAW

JOHN T. MORAN, JR.  
LEW BRANDON, JR.  
JEFFERY A. BENDAVID  
J.T. MORAN III  
JUSTIN W. SMERBER

ADAM S. DAVIS  
MATTHEW B. SIBERT  
KRIS D. KLINGENSMITH  
MATTHEW D. WHITTAKER  
STEPHANIE J. SMITH

ATTN: Toni Naidoo  
toni@saharalasvegas.net

Page:  
September 06, 2017  
Account No: 12386-005  
Statement No: 18620

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			Rate	Hours	
07/27/2017	SJS	[REDACTED]	350.00	0.20	70.00
	SJS	Draft responses to request for production.	350.00	0.80	280.00
	SJS	Supplemental review of plaintiff's discovery responses.	350.00	1.80	630.00
07/28/2017	SJS	Review previous responses and objections to requests for production.	350.00	1.20	420.00
	SJS	Research and analysis of [REDACTED]	350.00	1.40	490.00
07/31/2017	JC	Research and review [REDACTED]	175.00	1.90	332.50
	SJS	Research and review additional [REDACTED]	350.00	1.80	630.00
08/01/2017	SJS	[REDACTED]	350.00	1.60	560.00
	SJS	[REDACTED]	350.00	0.80	280.00
	JAB	Review of all finalize discovery responses to requests for admissions; second set of interrogatories; and request for production of duties (1.2).	450.00	1.20	540.00
08/02/2017	SJS	Telephone call with T. Naidoo.	350.00	0.20	70.00
	SJS	Review email from T. Naidoo.	350.00	0.10	35.00
	SJS	Review notices for discovery.	350.00	0.30	105.00
	SJS	Review verification.	350.00	0.10	35.00
	JAB	Exchange email communication with George West (.3).	450.00	0.30	135.00
08/03/2017	JAB	Receive and review of Well Fargo's emails for tender of defense and Indemnity (.8).	450.00	0.80	360.00
08/04/2017	JAB	Exchange email communication with George West (.3).	450.00	0.30	135.00
	JAB	Continue email communication exchange with counsel (.2).	450.00	0.20	90.00
08/07/2017	SJS	[REDACTED]	350.00	0.70	245.00
	JAB	Attend 2.34 conference with George West on discovery dispute (1.1.).	450.00	1.10	495.00

			<u>Rate</u>	<u>Hours</u>	
	SJS	Review emails from G. West RE: electronic service and Request for Admissions.	350.00	0.20	70.0
	JAB	Review of discovery issues in dispute with review of transcript of PMK deposition (.8).	450.00	0.80	360.0
08/08/2017	SJS	Review association of counsel.	350.00	0.10	35.0
	JAB	Receive and review of notice of association (.2).	450.00	0.20	90.0
	SJS	Review notice of association of counsel and review counsel information.	350.00	0.20	70.0
08/09/2017	JAB	Review of discovery issues raised by George West (.8).	450.00	0.80	360.0
	JAB	Draft email communication to George West (.2).	450.00	0.20	90.0
	JAB	[REDACTED] (.8).	450.00	0.80	360.0
	SJS	[REDACTED]	350.00	0.60	210.0
	SJS	[REDACTED]	350.00	0.40	140.0
08/10/2017	SJS	Revise responses to requests for admission.	350.00	0.40	140.0
08/11/2017	JAB	Exchange email communication with George West (.2).	450.00	0.20	90.0
	JAB	Review of numerous issues with upcoming deposition of Poole (.8).	450.00	0.80	360.0
	JAB	Telephone call with George West (.3).	450.00	0.30	135.0
	JAB	Review of numerous email communication between the parties (.3).	450.00	0.30	135.0
	SJS	Review documents in preparation for D. Poole deposition.	350.00	1.90	665.0
	SJS	Review deposition questions for D. Poole.	350.00	0.70	245.0
	SJS	[REDACTED]	350.00	1.60	560.0
	JAB	Review of testimony from parties (.3).	450.00	0.30	135.0
08/13/2017	SJS	Review Plaintiff's sixth supplement and sixth supplement corrected filings and notices.	350.00	0.40	140.0
	SJS	Supplement Poole deposition outline.	350.00	0.80	280.0
	SJS	Review notice of deposition served by Poole.	350.00	0.20	70.0
08/14/2017	SJS	[REDACTED]	350.00	0.20	70.0
	SJS	Supplemental preparation for deposition of D. Poole.	350.00	0.40	140.0
	SJS	[REDACTED]	350.00	0.30	105.0
	JAB	Receive and review of notice of taking deposition (.3).	450.00	0.30	135.0
	JAB	Review of numerous issues with deposition of plaintiff (.8).	450.00	0.80	360.0
	JAB	Finalize notices of taking depositions and subpoena to initial-party (.3).	450.00	0.30	135.0
	SJS	Take deposition of D. Poole.	350.00	3.20	1,120.0
	SJS	Review supplemental 16.1 by plaintiff, and corrected supplemental 16.1	350.00	0.30	105.0
	SJS	[REDACTED]	350.00	0.20	70.0
	SJS	Draft subpoena and deposition notice to serve on D. Hinton.	350.00	0.40	140.0

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			Rate	Hours	
	SJS	[REDACTED]			
			350.00	0.40	140.00
	JAB	Receive and review of plaintiff's sixth supplement (.3).	450.00	0.30	135.00
08/15/2017	SJS	Draft meet and confer correspondence to G. West.	350.00	0.40	140.00
	JAB	Review, edit of revise of objective to plaintiff's deposition notice (.3).			
			450.00	0.30	135.00
	JAB	[REDACTED] (.2).	450.00	0.20	90.00
	JAB	[REDACTED] (.2).	450.00	0.20	90.00
	JAB	Exchange email communication with George West (.3).	450.00	0.30	135.00
	SJS	[REDACTED]	350.00	0.30	105.00
	SJS	[REDACTED]	350.00	0.20	70.00
	SJS	[REDACTED]			
			350.00	0.50	175.00
08/16/2017	SJS	Exchange emails [REDACTED]	350.00	0.20	70.00
	SJS	Review emails regarding 2.34 and discovery dispute.	350.00	0.30	105.00
	SJS	Telephone call [REDACTED]	350.00	0.20	70.00
	SJS	Email to [REDACTED]	350.00	0.20	70.00
	SJS	Exchange email with N. Grant.	350.00	0.20	70.00
	JAB	Review, edit and revise of amended supplement responses to request for admissions (.4).	450.00	0.40	180.00
	JAB	Exchange email communication with George West (.2).	450.00	0.20	90.00
	JAB	Exchange numerous email iwth George West (.3).	450.00	0.30	135.00
	SJS	Review email from G. West.	350.00	0.10	35.00
	SJS	[REDACTED]			
		[REDACTED]	350.00	0.40	140.00
	JAB	Review, edit and finalize answer to amended compliant (.8).	450.00	0.80	360.00
08/17/2017	SJS	Draft response to N. Grant RE:: [REDACTED]	350.00	0.10	35.00
	JAB	Conference call with George West (.4).	450.00	0.40	180.00
	JAB	Exchange email communication with George West (.3).	450.00	0.30	135.00
	SJS	Amend request for admissions responses.	350.00	0.40	140.00
	SJS	[REDACTED]	350.00	0.30	105.00
	SJS	[REDACTED]	350.00	0.30	105.00
	SJS	[REDACTED]			
		[REDACTED]	350.00	0.30	105.00
	SJS	[REDACTED]			
		[REDACTED]	350.00	1.80	630.00
	SJS	[REDACTED]	350.00	0.40	140.00
	JAB	Receive and review of Wells Fargo dealer services answers to first amended complaint (.5).	450.00	0.50	225.00
08/18/2017	SJS	Draft continued deposition notice.	350.00	0.30	105.00
	SJS	[REDACTED]	350.00	1.60	560.00
	SJS	Review service of amended responses to requests for admissions.	350.00	0.10	35.00
	SJS	Review emails from G. West RE:: status and continuance of depositions.	350.00	0.20	70.00

Sahara Chrysler Jeep Dodge adv. Derrick Poole

			<u>Rate</u>	<u>Hours</u>	
	JAB	Receive and review of information of issues raised by George West (.3).	450.00	0.30	135.00
	JAB	[REDACTED] (.3).	450.00	0.30	135.00
	SJS	Review served amended responses to Requests for Admissions.	350.00	0.10	35.00
08/21/2017	SJS	Serve continued deposition notice for expert deposition.	350.00	0.20	70.00
	SJS	Telephone call RE:: transcript of depo.	350.00	0.10	35.00
	SJS	Review previous disclosures and prepare 5th supplemental disclosure of documents and witnesses.	350.00	1.50	525.00
	SJS	Supplemental research [REDACTED]	350.00	1.30	455.00
	JAB	Receive and review of email communication of George West (.3).	450.00	0.30	135.00
	JAB	Review of issues related to possible settlement of all claims (.8).	450.00	0.80	360.00
	SJS	Review email from G. West RE:: Scheduling.	350.00	0.10	35.00
08/22/2017	SJS	[REDACTED]	350.00	2.10	735.00
	SJS	[REDACTED]	350.00	0.40	140.00
	SJS	[REDACTED]	350.00	1.60	560.00
	SJS	Telephone call [REDACTED]	350.00	0.20	70.00
	SJS	Supplemental edit RE:: 5th supplemental disclosure.	350.00	0.40	140.00
	JAB	Review, edit and review of NRCP 16.1 First Supplement of discloser of draft (1.0).	450.00	1.00	450.00
	JAB	Receive and review of second amended notice of talking deposition (.3).	450.00	0.30	135.00
08/23/2017	SJS	Review second amended notice of deposition from plaintiff.	350.00	0.20	70.00
	JAB	[REDACTED] (.8).	450.00	0.80	360.00
	JAB	Exchange email communication with George West (.3).	450.00	0.30	135.00
08/24/2017	SJS	Review D. Poole deposition.	350.00	0.40	140.00
	SJS	Exchange emails with court reporter RE:: transcript delivery.	350.00	0.30	105.00
	SJS	Review plaintiff's 7th supplement.	350.00	0.60	210.00
	JAB	Receive and review of plaintiff's seventh supplement to NRCP 16.1 disclosure (.7).	450.00	0.70	315.00
	JAB	Exchange email communication with counsel (.3).	450.00	0.30	135.00
08/25/2017	JAB	[REDACTED] (.8).	450.00	0.80	360.00
	JAB	[REDACTED] (.8).	450.00	0.80	360.00
	JAB	Conference call with George West regarding resolution (.4).	450.00	0.40	180.00
08/28/2017	JAB	Exchange email communication with George West (.2).	450.00	0.20	90.00
	JAB	Receive and review of information for counsel (.3).	450.00	0.30	135.00
08/29/2017	JAB	Exchange numerous emails with counsel (.3).	450.00	0.30	135.00

Sahara Chrysler Jeep Dodge adv. Derrick Poole

		Rate	Hours	
	JAB Exchange email communication with counsel (.2).	450.00	0.20	90.0
	JAB [REDACTED] (.3).	450.00	0.30	135.0
08/30/2017	JAB [REDACTED] (.8).	450.00	0.80	360.0
	JAB Exchange email with George West regarding settlement talk (.20).	450.00	0.20	90.0
			67.70	25,722.5

Expenses

07/31/2017	Lexis/ Nexis	29.4
08/15/2017	Wreck Check Car Scan Centers	
	Deposition of Expert - One Hour Initial Payment (mlf)	350.0
08/16/2017	Clark County Clerk	
	1366034 Answer to First Amended Complaint (mlf)	3.5
08/25/2017	Lawyers Process Service	
	Invoice # 43701	125.0
	Total Expenses	507.9
	Total amount of this bill	26,230.4
	Previous Balance	\$29,931.3

Payments

08/25/2017	Payment ck#125988	-11,786.3
09/01/2017	Payment ck#126057	-18,145.0
	Total Payments	-29,931.3
	Please Remit Balance Due	\$26,230.4