Electronically Filed
12/7/2018 3:48 AM
Steven D. Grierson
CLERK OF THE COURT

NOTC
FREDERICK O SILVER
P.O BOX 276353
SAN ANTONIO, TX 78227
E-mail: ASCLV1@gmail.com
Tel: 210-803-2299

Electronically Filed
Dec 17 2018 09:22 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

DISTRICT COURT

FAMILY DIVISION.CLARK COUNTY, NEVADA.

Candice Katie Towner, Plaintiff, vs. FREDERICK O SILVER,	CASE NO: **D-18-565588-C** DEPT NO: **H** ***Demand for Trial by Jury***

NOTICE OF APPEAL

TO T. ARTHUR RITCHIE, JR.

COMES NOW FREDERICK O SILVER, a Man and hereby gives Notice to this Court and to Judge T. Arthur Ritchie, Jr. I Frederick O Silver would be appealing to the Supreme Court of Nevada from the decision to vacate or dismiss this case entered in this action on the 4rd day of December 2018.

Dated this 7th day of December 2018.

Frederick O Silver
P.O BOX 276353
San Antonio TX 78227
Tel: 210-803-2299
Email: ASCLV1@gmail.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 7th day of December 2018, A true copy and accurate copies of the foregoing documents was electronically filed on-line using Odyssey File & Serve: (1) on Odyssey File & Serve system, which will automatically serve a notice of Electronic filing; (2) by deposit in the U.S. Mail (3) by e-mail to the below identified on the following persons:

1. Clark County District Attorney Steven B. Wolfson, Office of the District Attorney
   200 Lewis Avenue, Las Vegas, NV 89101
   ---
2. Clark County Child Support Division/DA Family Support Division
   1900 East Flamingo Road Suite 100, Las Vegas, NV 89119
   ---
3. Candice Katie Towner
   8216 MT BRODIE CIR, LAS VEGAS, NV 89145-4559

(Attorney) Mary D Perry Esq: 840 S Rancho Dr, Suite 4-256, Las Vegas, NV 89106.

DATED this 7th day of December 2018.

Signature: _____

FREDERICK O SILVER
P. O BOX 276353
SAN ANTONIO, TX 78227
Tel: 210-803-2299
email: ASCLV1@GMAIL.COM
Pro Se

PATERNITY GENERALLY

NRS 126.151 Trial: Applicability of Nevada Rules of Civil Procedure; admissibility of evidence of other sexual contact; without jury.

1. An action under this chapter is a civil action governed by the Nevada Rules of Civil Procedure. The mother of the child and the alleged father are competent to testify and may be compelled to testify. Subsections 3 and 4 of NRS 126.111 and NRS 126.121 and 126.131 apply.

2. In an action against an alleged father, evidence offered by the alleged father with respect to a man who is not subject to the jurisdiction of the court concerning that man's sexual intercourse with the mother at or about the probable time of conception of the child is admissible in evidence only if the alleged father has undergone and made available to the court blood tests or tests for genetic identification, the results of which show a probability less than 99 percent that the alleged father is the father of the child.

3. The trial must be by the court with a jury.

(Added to NRS by 1979, 1275; A 1995, 2419; 1997, 2307)

Electronically Filed
12/11/2018 1:46 PM
Steven D. Grierson
CLERK OF THE COURT

ASTA

IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF CLARK

CANDICE K. TOWNER, Plaintiff(s) vs. FREDERICK O. SILVER, Defendant(s),	Case No: D-18-565588-C Dept No: H

CASE APPEAL STATEMENT

1. Appellant(s): Frederick O. Silver

2. Judge: Arthur T. Ritchie, Jr.

3. Appellant(s): Frederick O. Silver

Counsel:

Frederick O. Silver
P.O. Box 276353
San Antonio, TX 78227

4. Respondent (s): Candice Towner

Counsel:

Mary D. Perry, Esq.
840 Rancho Dr., Ste 4-256
Las Vegas, NV 89106

5. Appellant(s)'s Attorney Licensed in Nevada: N/A
   Permission Granted: N/A

   Respondent(s)'s Attorney Licensed in Nevada: Yes
   Permission Granted: N/A

6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: No

7. Appellant Represented by Appointed Counsel On Appeal: N/A

8. Appellant Granted Leave to Proceed in Forma Pauperis: Yes, July 3, 2018

   Appellant Filed Application to Proceed in Forma Pauperis: N/A
   Date Application(s) filed: N/A

9. Date Commenced in District Court: February 7, 2018

10. Brief Description of the Nature of the Action: DOMESTIC - Child Custody

    Type of Judgment or Order Being Appealed: Misc. Order

11. Previous Appeal: No

    Supreme Court Docket Number(s): N/A

12. Case involves Child Custody and/or Visitation: Custody and Visitation
    Appeal involves Child Custody and/or Visitation: Custody and Visitation

13. Possibility of Settlement: Unknown

Dated This 11 day of December 2018.

Steven D. Grierson, Clerk of the Court

/s/ Amanda Hampton

Amanda Hampton, Deputy Clerk
200 Lewis Ave
PO Box 551601
Las Vegas, Nevada 89155-1601
(702) 671-0512

cc: Frederick O. Silver

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. D-18-565588-C

Candice K Towner, Plaintiff.	§	Location:	**Department H**
vs.	§	Judicial Officer:	**Ritchie, T. Arthur, Jr.**
Frederick O Silver, Defendant.	§	Filed on:	**02/07/2018**
	§		

CASE INFORMATION

Related Cases
D-15-518374-C (1J1F Related - Rule 5.103)
R-17-196685-R (1J1F Related - Rule 5.103)

Statistical Closures
11/19/2018 Settled/Withdrawn With Judicial Conference or Hearing

Case Type: **Child Custody Complaint**

Case Status: **11/20/2018 Reopened**

Case Flags: **Proper Person Documents Mailed**
Appealed to Supreme Court
In Forma Pauperis Granted
Granted to Frederick Silver

DATE — CASE ASSIGNMENT

Current Case Assignment

Case Number	D-18-565588-C
Court	Department H
Date Assigned	02/07/2018
Judicial Officer	Ritchie, T. Arthur, Jr.

PARTY INFORMATION

		Attorneys
Plaintiff	**Towner, Candice K** *8216 Mount Brodie CIR* *Las Vegas, NV 89145*	**Perry, Mary D.** *Retained* 702-384-9911(W)
Defendant	**Silver, Frederick O** *PO Box 276353* *San Antonio, TX 78227*	**Pro Se** 210-803-2299(H)
Subject Minor	**Towner, Gabriel William**	

DATE — EVENTS & ORDERS OF THE COURT

EVENTS

02/07/2018 Complaint for Custody
Complaint for Custody

04/09/2018 Affidavit in Support
Affidavit in Support of Service

05/16/2018 Default
Filed by: Plaintiff Towner, Candice K
Party 2: Defendant Silver, Frederick O
Default

06/22/2018 Application to Proceed in Forma Pauperis
Filed by: Defendant Silver, Frederick O

07/03/2018 Order to Proceed In Forma Pauperis
Filed by: Defendant Silver, Frederick O

07/03/2018 Answer
Filed by: Defendant Silver, Frederick O

Party 2: Plaintiff Towner, Candice K
Defendant Fredrick O Silver response to Complaint to establish Custody and Demand for Termination of Parental Rights

07/10/2018 Motion
Filed by: Defendant Silver, Frederick O
For: Plaintiff Towner, Candice K
Defendant Frederick O Silver Motion to Dismiss Pursuant to Rule 12(B)(6) and Counterclaim and Cross- Claim Pursuant to Rule Rule 13

07/10/2018 Certificate of Service
Filed by: Defendant Silver, Frederick O
Certificate of Service

07/16/2018 Motion
Filed by: Defendant Silver, Frederick O
For: Plaintiff Towner, Candice K
Motion/Petition For Termination Of Child Support Order

07/16/2018 Document Filed
Filed by: Defendant Silver, Frederick O
Income Withholding For Support

07/18/2018 Reply to Counterclaim
Filed by: Plaintiff Towner, Candice K
Reply to Frederick O Silver's Response to Complaint to Establish Custody and Demand for Termination of Parental Rigths

07/19/2018 Notice
Filed by: Defendant Silver, Frederick O
Notice of Intent to Appear by Communication Equipment

07/23/2018 Financial Disclosure Form
Filed by: Plaintiff Towner, Candice K

07/23/2018 Opposition and Countermotion
Filed by: Plaintiff Towner, Candice K
Party 2: Defendant Silver, Frederick O
Pltf's Combined Opposition To Motion To Dismiss And Motion To Terminate Child Support Counter Motion To Consolidate Cases Determination Of Child Custody Confirm Child Support For Attys Fees

07/24/2018 Certificate of Mailing
Filed by: Plaintiff Towner, Candice K
For: Defendant Silver, Frederick O
Certificate of Mailing

07/24/2018 Order

07/26/2018 Miscellaneous Filing
Defts Request for Correction of Name on Register of Actions

07/26/2018 Certificate of Mailing
Filed by: Defendant Silver, Frederick O
For: Plaintiff Towner, Candice K
Certificate of Mailing

07/30/2018 Certificate of Service
Amended Certificate of Service

07/31/2018 NRCP 16.2 Case Management Conference
Order Setting Case Management Conference and Directing Compliance with NRCP 16.205

08/01/2018 Notice of Change of Address
Filed by: Defendant Silver, Frederick O
Notice of Change of Address

08/10/2018 Notice
Filed by: Defendant Silver, Frederick O
Defendant Frederick O Silver Notce of Motion to the Court and Judge T. Arthur Ritchie Jr.

08/15/2018 Notice
Filed by: Defendant Silver, Frederick O
Deft's Non- Consent and Non-Waiver to Trial by a Judge

08/16/2018 Objection
Filed by: Defendant Silver, Frederick O
Objection to Order Setting Case Management Confrence and Directing Compliance with NRCP 16.205

09/07/2018 Request
Filed by: Defendant Silver, Frederick O
Frederick O Silver Demand to Produce

09/07/2018 Objection
Frederick O Silver Objection and Rejection to DNA Testing and Rescission of Acknowledgemetn of Paternity to T Arthur Ritchie

09/12/2018 Order
Order After Hearing

09/14/2018 Notice of Entry of Order
Filed by: Plaintiff Towner, Candice K
Notice of Entry of Order

09/18/2018 Response
Filed by: Plaintiff Towner, Candice K
Response to Defendant's Objection

09/25/2018 Notice
Filed by: Defendant Silver, Frederick O
Notice of Intent to Appear by Communication Equipment

09/25/2018 Objection
Filed by: Defendant Silver, Frederick O
Frederick O Silver Objection and Rejection of Order Signed by Person with Name T. Arthur Ritchie, Jr.

10/02/2018 Order
Order

10/09/2018 Notice
Filed by: Defendant Silver, Frederick O
NOTICE OF FINAL WARNING

11/05/2018 Motion to Set Aside
Filed by: Defendant Silver, Frederick O
Motion and Notice of Motion for Orders to Set Aside Order, Judgment, and/or Default

11/05/2018 Notice
Filed by: Defendant Silver, Frederick O
Frederick O Silver Notice to Fat Face Idiot With Name T. Arthur Ritchie, Jr.

11/07/2018 Demand
Filed by: Defendant Silver, Frederick O
Frederick O Silver Demand for Service of Process by US Postal Certified Mail to Fat Face Idiot With Name T. Arthur Ritchie, Jr.

11/11/2018 Demand
Filed by: Defendant Silver, Frederick O
Demand for copy of order singed on 10/02/2018

11/13/2018 Demand

Filed by: Defendant Silver, Frederick O
Demand for Affidavit of Service Process and Motions in limine

11/15/2018 Opposition to Motion
Filed by: Plaintiff Towner, Candice K
Plaintiff's Opposition to Motion to Set Aside

11/15/2018 Motion
Filed by: Plaintiff Towner, Candice K
For: Defendant Silver, Frederick O
Pltf's Motion And Notie Of Motion For Determination Of Vexations Litigants For Sanctions Atty Fees And Restraining Order

11/15/2018 Notice of Entry of Order
Notice of Entry of Order

11/15/2018 Demand
Filed by: Defendant Silver, Frederick O
Demand to Produce Affidavit of Paternity

11/16/2018 Reply
Filed by: Defendant Silver, Frederick O
Defendant's Demand In Support of Motion to Set Aside a Void Judgment, Rescission of Paternity and Paternity Disestablishment

11/16/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Paternity Disestablishment by Frederick O Silver

11/19/2018 Motion
Filed by: Defendant Silver, Frederick O
Motion to produce signed affidavit of paternity

11/19/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Motion to produce signed affidavit of paternity

11/19/2018 Motion
Filed by: Defendant Silver, Frederick O
Motion For Termination Of Child Support Order

11/19/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Motion/Opposition Fee Information Sheet

11/19/2018 Decree
Decree of Child Custody

11/20/2018 Motion to Dismiss
Filed by: Defendant Silver, Frederick O
Frederick O Silver Motion to Dismiss Pursuant To Rule 12(B)() and Counterclaim and Cross Claim Pursuant to Rule 13 (H) Joinder of Additional Parties

11/20/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
FEE SHEET

11/20/2018 Objection
Filed by: Defendant Silver, Frederick O
Deft's Objection to Plaintiff's Motion and Notice of Motion for Determination of Vexations Litigants for Sanctions Attorney Fees and Restraining Order.

11/20/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Family Court Motion Opposition Fee Information Sheet

11/23/2018 Notice of Motion
Filed by: Defendant Silver, Frederick O
Notice of Motion

11/23/2018 Motion
Filed by: Defendant Silver, Frederick O
Motion for an Demand to Produce the Foreign Agents Registration Statement Act of 1938

11/23/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Motion and Opposition Fee Information Sheet

11/27/2018 Notice of Motion
Filed by: Defendant Silver, Frederick O
Notice of Motion

11/28/2018 Motion
Filed by: Defendant Silver, Frederick O
Motion to Produce Affidavit of Paternity

11/28/2018 Notice of Motion
Filed by: Defendant Silver, Frederick O
Notice of Motion

11/28/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Motion and Opposition Fee Information Sheet

11/29/2018 Motion
Filed by: Defendant Silver, Frederick O
Motion and Notice of Fraud by Person With Name Ritchie, T. Arthur, Jr.

11/29/2018 Notice of Motion
Filed by: Defendant Silver, Frederick O
Notice of Motion

11/29/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Motion and Opposition Fee Information Sheet

11/29/2018 Reply
Filed by: Plaintiff Towner, Candice K
Reply and Supplement to Motion for Determination of Vexatious Litigant and Supplement

11/29/2018 Motion
Filed by: Defendant Silver, Frederick O
Dft's Motion For Receipted Of Itemized Services Provided To Frederick O Silver By Mary D Perry For $5000

11/29/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Motion/Oppostion Fee Information Sheet

11/29/2018 Notice of Motion
Filed by: Defendant Silver, Frederick O
Notice of Motion

11/30/2018 Motion
Filed by: Defendant Silver, Frederick O
Deft's Motion Rebutting All and Any Presumptions by Mary D. Perry

11/30/2018 Notice of Motion
Filed by: Defendant Silver, Frederick O
Notice of Motion

11/30/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Motion and Opposition Fee Information Sheet

11/30/2018 Order
Decision and Order

12/02/2018 Ex Parte Motion
Filed by: Defendant Silver, Frederick O
Ex Parte Motion for Continuance

12/02/2018 Notice of Motion
Filed by: Defendant Silver, Frederick O
Notice of Motion

12/02/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Motion and Opposition Fee Information Sheet

12/03/2018 Notice of Entry of Order
Notice of Entry of Order

12/07/2018 Objection
Filed by: Defendant Silver, Frederick O
Objection to Decision and Order by Face Person With Name Ritchie, T. Arthur, Jr.

12/07/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Motion Opposition Fee Information

12/07/2018 Notice of Motion
Filed by: Defendant Silver, Frederick O
Notice of Motion

12/07/2018 Notice of Appeal
Filed by: Defendant Silver, Frederick O
NOTIC OF APPEAL

12/09/2018 Motion for Summary Judgment
Filed by: Defendant Silver, Frederick O
Motion for Summary Judgment

12/09/2018 Family Court Motion Opposition Fee Information Sheet
Filed by: Defendant Silver, Frederick O
Family Court Motion/Opposition Fee Information Sheet - MOFI

12/09/2018 Notice of Motion
Filed by: Defendant Silver, Frederick O
Notice of Motion

12/11/2018 Case Appeal Statement
Filed by: Defendant Silver, Frederick O
Case Appeal Statement

HEARINGS

08/21/2018 **Motion** (11:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.)
Events: 07/10/2018 Motion
Defendant Frederick O Silver Motion to Dismiss Pursuant to Rule 12(B)(6) and Counterclaim and Cross- Claim Pursuant to Rule Rule 13

MINUTES

Motion
Filed by: Defendant Silver, Frederick O
For: Plaintiff Towner, Candice K

Defendant Frederick O Silver Motion to Dismiss Pursuant to Rule 12(B)(6) and Counterclaim and Cross-Claim Pursuant to Rule Rule 13
Denied;

08/21/2018 **Case Management Conference** (11:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.)
Events: 07/31/2018 NRCP 16.2 Case Management Conference
Referred for Paternity Testing;

08/21/2018 **All Pending Motions** (11:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.)
Matter Heard;
Journal Entry Details:
CASE MANAGEMENT CONFERENCE...DEFENDANT FREDERICK O. SILVER'S MOTION TO DISMISS PURSUANT TO RULE 12(B)(6) AND COUNTERCLAIM AND CROSS-CLAIM PURSUANT TO RULE 13 Defendant appeared telephonically. Defendant stated he resides in San Antonio, TX. Court reviewed the history of the case. Attorney Perry stated Defendant filed a Petition to terminate his parental rights in Nevada (Case no. D-18-572202-R and never did anything else. Court stated there is no question as to jurisdiction based on the filings. Court stated the child support case is not consolidated with the domestic case. Attorney Perry stated the DNA Diagnostic Center did the pre-birth test and Defendant acknowledged as to paternity. Attorney Perry stated Plaintiff was never served with the Termination Of Parental Rights Petition. Defendant stated he merely wants his name removed from the birth certificate. Court stated Plaintiff is requesting sole legal custody and sole physical custody. Court noted Defendant does not want anything to do with the child. Court stated Defendant is the father due to the acknowledgement of parentage. Court stated Plaintiff alleged in the child support case, in this case, and in the dismissed case that she is the mother and Defendant is the father. Court noted the Termination Of Parental Rights Petition was never served and the case was open 2 1/2 months. By Defendant filing the Petition to terminate his parental rights, indicates he is the father. Court stated Defendant has raised a legitimate issue of biology. COURT ORDERED, the following: Parties REFERRED to LABCORP. for DNA TESTING. Defendant shall have SIXTY (60) DAYS to take the test in TEXAS. Return date set. TEMPORARILY, Plaintiff shall have SOLE LEGAL CUSTODY and SOLE PHYSICAL CUSTODY. Defendant's MOTION shall be DENIED. All of Defendant's REQUESTS are DENIED. The TERMINATION OF PARENTAL RIGHTS case shall be DISMISSED and the HEARING scheduled for 8/28/18 shall be VACATED. Plaintiff's REQUEST to CONSOLIDATE is DENIED. Attorney Perry shall prepare the Order. 10/1/18 10:00 AM RETURN: DNA TESTING - Regional Justice Center, Courtroom 3G;

08/28/2018 *CANCELED* **Motion** (11:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.)
Vacated - per Judge
Motion/Petition For Termination Of Child Support Order

08/28/2018 *CANCELED* **Opposition & Countermotion** (11:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.)
Vacated - per Judge
Pltf's Combined Opposition To Motion To Dismiss And Motion To Terminate Child Support Counter Motion To Consolidate Cases Determination Of Child Custody Confirm Child Support For Attys Fees

10/01/2018 **Return Hearing** (10:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.)
DNA TESTING
Decision Made;
Journal Entry Details:
Defendant was not present. Court noted no DNA test was done. COURT ORDERED, the TEMPORARY ORDERS become PERMANENT. Court reviewed the history of the case. Court stated the process ends, since Defendant did not test. Court stated if Defendant does file something, Plaintiff will need to cooperate. Plaintiff sworn and testified. Attorney Perry canvassed the Plaintiff. Plaintiff stated the Child Support Court will continue monitoring child support in case no. R-17-196685-R. Court signed the Order from the 8/21/18 hearing in OPEN COURT, that was provided by Attorney Perry. COURT FURTHER ORDERED, the following: Based on the Answer filed, it is in the best interest of the child for Plaintiff to have SOLE LEGAL CUSTODY and SOLE PHYSICAL CUSTODY. Attorney Perry shall prepare the Custody Decree.;

12/04/2018 *CANCELED* **Motion** (11:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.)
Vacated
Deft's Motion and Notice of Motion for Orders to Set Aside Order, Judgment, and/or Default

12/04/2018 *CANCELED* **Opposition** (11:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.)
Vacated
Plaintiff's Opposition to Motion to Set Aside

12/04/2018 *CANCELED* **Hearing** (11:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.)
Vacated
Demand In Support of Motion to Set Aside a Void Judgment, Rescission of Paternity and Paternity Disestablishment

12/18/2018 **Motion** (9:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.)

	Events: 11/15/2018 Motion *Pltf's Motion And Notice Of Motion For Determination Of Vexations Litigants For Sanctions Atty Fees And Restraining Order*
12/18/2018	**Hearing** (9:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.) Events: 11/29/2018 Reply *Pltf's Reply And Supplement To Motion For Determination Of Vexatious Litigant And Supplement*
01/07/2019	*CANCELED* **Motion** (10:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.) *Vacated* *Deft's Motion to Produce Affidavit of Paternity*
01/07/2019	*CANCELED* **Motion** (10:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.) *Vacated* *Deft's Motion and Notice of Fraud by Person With Name Ritchie, T. Arthur, Jr.*
01/07/2019	*CANCELED* **Motion** (10:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.) *Vacated* *Deft's Motion Rebutting All and Any Presumptions by Mary D. Perry*
01/07/2019	*CANCELED* **Motion** (10:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.) *Vacated* *Dft's Motion For Receipted Of Itemized Services Provided To Frederick O Silver By Mary D Perry For $5000*
01/07/2019	*CANCELED* **Motion** (10:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.) *Vacated - per Judge* *Deft's Ex Parte Motion for Continuance*
01/08/2019	**Motion for Summary Judgment** (10:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.) Events: 12/09/2018 Motion for Summary Judgment *Pltf's Motion For Summary Judgment*
01/14/2019	**Motion** (10:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.) Events: 12/07/2018 Notice of Motion *Notice of Motion*
01/14/2019	*CANCELED* **Motion** (11:00 AM) (Judicial Officer: Ritchie, T. Arthur, Jr.) *Vacated* *Deft.'s Notice of Motion*
	SERVICE
02/07/2018	**Summons** Silver, Fredrick D Served: 03/30/2018

Electronically Filed
11/30/2018 7:59 AM
Steven D. Grierson
CLERK OF THE COURT

ORDR

DISTRICT COURT

CLARK COUNTY, NEVADA

CANDICE K. TOWNER, Plaintiff, vs. FREDERICK O. SILVER, Defendant.	))))))))))	CASE NO. D-18-565588-C DEPT. NO. "H" **DECISION AND ORDER**

Date of Hearing: N\A
Time of Hearing: N\A

This decision and order concerns serial filings made by Frederick O. Silver since October 1, 2018. On that date the court made findings and orders and directed the matter to be closed on a Custody Decree. Plaintiff's counsel prepared a judgment and the Decree of Custody was filed on November 19, 2018.

Since October 1, 2018, Frederick O. Silver has filed the following documents:

T ARTHUR RITCHIE, JR
DISTRICT JUDGE
FAMILY DIVISION, DEPT H
LAS VEGAS, NV 89155

1. Frederick O. Silver Notice of Final Warning to Persons With Name: T. Arthur Ritchie, Jr., Jane D. Femiano, Mary D. Perry, Esq., filed on October 9, 2018.

2. Motion for Orders to Set Aside Order, Judgement, And /Or Default filed on November 5, 2018, and set for hearing on December 4, 2018.

3. Frederick O. Silver Notice to Fat Face Idiot With Name T. Arthur Ritchie, Jr., filed on November 5, 2018.

4. Frederick O. Silver Demand for Service of Process by US Postal Certified Mail to Fat Face Idiot With Name T. Arthur Ritchie, Jr., filed on November 7, 2018.

5. Frederick O. Silver Demand for Copy of Order, Signed by Fat Face Idiot With Name T. Arthur Ritchie, Jr., on October 2, 2018, filed on November 11, 2018.

6. Combined Demand to Produce Proof of Process, Affidavit of Personal Service, and Motion in Limine filed on November 13, 2018.

7. Demand to Produce Affidavit of Paternity filed on November 15, 2018.

8. Demand in Support of Motion to Set Aside a Void Judgment, Rescission of Paternity, and Paternity Disestablishment, filed on November 16, 2018.

9. Motion for Termination of Child Support Order filed on November 19, 2018.

10. Motion to Produce Signed Affidavit of Paternity filed November 19, 2018.

11. Motion to Dismiss filed November 20, 2018.

12. Objection to Plaintiff's Motion and Notice of Motion for Determination of Vexatious Litigant for Sanctions, Attny Fees and Restraining Order filed on November 20, 2018.

13. Motion for and Demand to Produce the Foreign Agents Registration Statement Act of 1938 filed on November 23, 2018.

14. Notice of Motion setting a hearing on January 14, 2019, at 11:00 a.m. for a Motion/ Demand, filed on November 27, 2018.

15. Motion to Produce Affidavit of Paternity, filed on November 28, 2018.

16. Notice of Motion setting a hearing on January 7, 2019, at 10:00 a.m. for a Motion/ Demand, filed on November 28, 2018.

17. Motion and Notice of Fraud by Person With Name Ritchie, T. Arthur, Jr. filed on November 29, 2018.

18. Notice of Motion setting a hearing on January 7, 2019, at 10:00 a.m. for a Motion/ Demand, filed on November 29, 2019.

The matter was reviewed by this court prior to the December 4, 2018, hearing on its chambers calendar. This court reviewed the motion pursuant to EDCR 2.23 (c), which provides, in part:

> (c) The judge may consider the motion on the merits at anytime with or without oral argument, and grant or deny it.

1. This matter was heard on October 1, 2018. The case was decided, and the court approved a Decree of Custody that was filed on November 19, 2018.
2. This matter would be closed but for the numerous filings by Frederick Silver, and Plaintiff's filing of a motion for determination of vexatious litigant set for hearing on December 18, 2018, at 9:00 a.m.
3. This court has jurisdiction over the parties, and the subject matter.
4. The filings made by Frederick Silver since October 1, 2018, do not state any facts or argument that constitutes adequate cause to reconsider the orders from that hearing. The court concludes that the Defendant's motions set for hearing on December 4, 2018, at 11:00 a.m., on January 7, 2019, at 10:00 a.m., and on January 14, 2019, at 11:00 a.m. lack merit and should be denied.

5. The court cannot close this matter prior to hearing Plaintiff's motion for determination of vexatious litigant set for hearing on December 18, 2018, at 9:00 a.m.

Therefore,

IT IS HEREBY ORDERED that Frederick O. Silver's motions and demands for relief addressed in his numerous filings identified in this Decision and Order are denied.

IT IS FURTHER ORDERED that the hearings scheduled for December 4, 2018, at 11:00 a.m., for January 7, 2019, at 10:00 a.m., and for January 14, 2019, at 11:00 a.m. are vacated.

DATED this 30 day of November, 2018.

DISTRICT COURT JUDGE

T ART RITCHIE, JR.

T ARTHUR RITCHIE, JR
DISTRICT JUDGE
FAMILY DIVISION, DEPT H
LAS VEGAS, NV 89155

Electronically Filed
12/03/2018
CLERK OF THE COURT

NEOJ

DISTRICT COURT
CLARK COUNTY, NEVADA
***

CANDICE K. TOWNER, Plaintiff, vs. FREDERICK O. SILVER, Defendant.	CASE NO.: D-18-565588-C DEPARTMENT H

NOTICE OF ENTRY OF ORDER

TO: ALL PARTIES AND/OR THEIR ATTORNEYS

Please take notice that the Decision and Order was prepared and filed by the court. A copy of the Decision and Order is attached hereto, and the following is a true and correct copy thereof.

I hereby certify that on or about the file stamp date the foregoing Notice of Entry of Order was:

☒ E-Served pursuant to NEFCR 9; placed in attorney folder(s) at the RJC; or mailed to proper person litigants, via first-class mail, postage fully prepaid to:

Mary D. Perry, Esq. for PLAINTIFF	Frederick O. Silver P.O. Box 276353 San Antonio, TX 78227 DEFENDANT

Katrina Rausch
Judicial Executive Assistant
Department H

RECEIVED
DEC 03 2018
CLERK OF THE COURT

Electronically Filed
11/30/2018 7:59 AM
Steven D. Grierson
CLERK OF THE COURT

ORDR

DISTRICT COURT

CLARK COUNTY, NEVADA

CANDICE K. TOWNER, Plaintiff, vs. FREDERICK O. SILVER, Defendant.	)	CASE NO. D-18-565588-C DEPT. NO. "H" **DECISION AND ORDER**

Date of Hearing: N\A
Time of Hearing: N\A

This decision and order concerns serial filings made by Frederick O. Silver since October 1, 2018. On that date the court made findings and orders and directed the matter to be closed on a Custody Decree. Plaintiff's counsel prepared a judgment and the Decree of Custody was filed on November 19, 2018.

Since October 1, 2018, Frederick O. Silver has filed the following documents:

T ARTHUR RITCHIE, JR
DISTRICT JUDGE
FAMILY DIVISION, DEPT H
LAS VEGAS, NV 89155

1. Frederick O. Silver Notice of Final Warning to Persons With Name: T. Arthur Ritchie, Jr., Jane D. Femiano, Mary D. Perry, Esq., filed on October 9, 2018.

2. Motion for Orders to Set Aside Order, Judgement, And /Or Default filed on November 5, 2018, and set for hearing on December 4, 2018.

3. Frederick O. Silver Notice to Fat Face Idiot With Name T. Arthur Ritchie, Jr., filed on November 5, 2018.

4. Frederick O. Silver Demand for Service of Process by US Postal Certified Mail to Fat Face Idiot With Name T. Arthur Ritchie, Jr., filed on November 7, 2018.

5. Frederick O. Silver Demand for Copy of Order, Signed by Fat Face Idiot With Name T. Arthur Ritchie, Jr., on October 2, 2018, filed on November 11, 2018.

6. Combined Demand to Produce Proof of Process, Affidavit of Personal Service, and Motion in Limine filed on November 13, 2018.

7. Demand to Produce Affidavit of Paternity filed on November 15, 2018.

8. Demand in Support of Motion to Set Aside a Void Judgment, Rescission of Paternity, and Paternity Disestablishment, filed on November 16, 2018.

9. Motion for Termination of Child Support Order filed on November 19, 2018.

10. Motion to Produce Signed Affidavit of Paternity filed November 19, 2018.

11. Motion to Dismiss filed November 20, 2018.

12. Objection to Plaintiff's Motion and Notice of Motion for Determination of Vexatious Litigant for Sanctions, Attny Fees and Restraining Order filed on November 20, 2018.

13. Motion for and Demand to Produce the Foreign Agents Registration Statement Act of 1938 filed on November 23, 2018.

14. Notice of Motion setting a hearing on January 14, 2019, at 11:00 a.m. for a Motion/ Demand, filed on November 27, 2018.

15. Motion to Produce Affidavit of Paternity, filed on November 28, 2018.

16. Notice of Motion setting a hearing on January 7, 2019, at 10:00 a.m. for a Motion/ Demand, filed on November 28, 2018.

17. Motion and Notice of Fraud by Person With Name Ritchie, T. Arthur, Jr. filed on November 29, 2018.

18. Notice of Motion setting a hearing on January 7, 2019, at 10:00 a.m. for a Motion/ Demand, filed on November 29, 2019.

T ARTHUR RITCHIE, JR
DISTRICT JUDGE
FAMILY DIVISION, DEPT H
LAS VEGAS, NV 89155

The matter was reviewed by this court prior to the December 4, 2018, hearing on its chambers calendar. This court reviewed the motion pursuant to EDCR 2.23 (c), which provides, in part:

> (c) The judge may consider the motion on the merits at anytime with or without oral argument, and grant or deny it.

1. This matter was heard on October 1, 2018. The case was decided, and the court approved a Decree of Custody that was filed on November 19, 2018.
2. This matter would be closed but for the numerous filings by Frederick Silver, and Plaintiff's filing of a motion for determination of vexatious litigant set for hearing on December 18, 2018, at 9:00 a.m.
3. This court has jurisdiction over the parties, and the subject matter.
4. The filings made by Frederick Silver since October 1, 2018, do not state any facts or argument that constitutes adequate cause to reconsider the orders from that hearing. The court concludes that the Defendant's motions set for hearing on December 4, 2018, at 11:00 a.m., on January 7, 2019, at 10:00 a.m., and on January 14, 2019, at 11:00 a.m. lack merit and should be denied.

5. The court cannot close this matter prior to hearing Plaintiff's motion for determination of vexatious litigant set for hearing on December 18, 2018, at 9:00 a.m.

Therefore,

IT IS HEREBY ORDERED that Frederick O. Silver's motions and demands for relief addressed in his numerous filings identified in this Decision and Order are denied.

IT IS FURTHER ORDERED that the hearings scheduled for December 4, 2018, at 11:00 a.m., for January 7, 2019, at 10:00 a.m., and for January 14, 2019, at 11:00 a.m. are vacated.

DATED this 30 day of November, 2018.

DISTRICT COURT JUDGE

T ART RITCHIE, JR.

T ARTHUR RITCHIE, JR
DISTRICT JUDGE
FAMILY DIVISION, DEPT H
LAS VEGAS, NV 89155

DISTRICT COURT
CLARK COUNTY, NEVADA

Child Custody Complaint **COURT MINUTES** August 21, 2018

D-18-565588-C Candice K Towner, Plaintiff.
vs.
Frederick O Silver, Defendant.

August 21, 2018 **11:00 AM** **All Pending Motions**

HEARD BY: Ritchie, T. Arthur, Jr. **COURTROOM:** RJC Courtroom 03G

COURT CLERK: Kathy Prock

PARTIES:
Candice Towner, Plaintiff, present
Frederick Silver, Defendant, present
Gabriel Towner, Subject Minor, not present
Mary Perry, Attorney, present
Pro Se

JOURNAL ENTRIES

- CASE MANAGEMENT CONFERENCE...DEFENDANT FREDERICK O. SILVER'S MOTION TO DISMISS PURSUANT TO RULE 12(B)(6) AND COUNTERCLAIM AND CROSS-CLAIM PURSUANT TO RULE 13

Defendant appeared telephonically. Defendant stated he resides in San Antonio, TX.

Court reviewed the history of the case.

Attorney Perry stated Defendant filed a Petition to terminate his parental rights in Nevada (Case no. D-18-572202-R and never did anything else.

Court stated there is no question as to jurisdiction based on the filings.

Court stated the child support case is not consolidated with the domestic case. Attorney Perry stated the DNA Diagnostic Center did the pre-birth test and Defendant acknowledged as to paternity.

Attorney Perry stated Plaintiff was never served with the Termination Of Parental Rights Petition. Defendant stated he merely wants his name removed from the birth certificate. Court stated Plaintiff

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

is requesting sole legal custody and sole physical custody. Court noted Defendant does not want anything to do with the child. Court stated Defendant is the father due to the acknowledgement of parentage.

Court stated Plaintiff alleged in the child support case, in this case, and in the dismissed case that she is the mother and Defendant is the father. Court noted the Termination Of Parental Rights Petition was never served and the case was open
2 1/2 months. By Defendant filing the Petition to terminate his parental rights, indicates he is the father. Court stated Defendant has raised a legitimate issue of biology.

COURT ORDERED, the following:

Parties REFERRED to LABCORP. for DNA TESTING. Defendant shall have SIXTY (60) DAYS to take the test in TEXAS.
Return date set.

TEMPORARILY, Plaintiff shall have SOLE LEGAL CUSTODY and SOLE PHYSICAL CUSTODY.

Defendant's MOTION shall be DENIED. All of Defendant's REQUESTS are DENIED.

The TERMINATION OF PARENTAL RIGHTS case shall be DISMISSED and the HEARING scheduled for 8/28/18 shall be VACATED.

Plaintiff's REQUEST to CONSOLIDATE is DENIED.

Attorney Perry shall prepare the Order.

10/1/18 10:00 AM RETURN: DNA TESTING - Regional Justice Center, Courtroom 3G

INTERIM CONDITIONS:

FUTURE HEARINGS: Oct 01, 2018 10:00AM Return Hearing
DNA TESTING
RJC Courtroom 03G Ritchie, T. Arthur, Jr.

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

DISTRICT COURT
CLARK COUNTY, NEVADA

Child Custody Complaint **COURT MINUTES** October 01, 2018

D-18-565588-C Candice K Towner, Plaintiff.
vs.
Frederick O Silver, Defendant.

October 01, 2018 **10:00 AM** **Return Hearing**

HEARD BY: Ritchie, T. Arthur, Jr. **COURTROOM:** RJC Courtroom 03G

COURT CLERK: Kathy Prock

PARTIES:
Candice Towner, Plaintiff, present
Frederick Silver, Defendant, not present
Gabriel Towner, Subject Minor, not present
Mary Perry, Attorney, present
Pro Se

JOURNAL ENTRIES

- Defendant was not present. Court noted no DNA test was done.

COURT ORDERED, the TEMPORARY ORDERS become PERMANENT.

Court reviewed the history of the case.

Court stated the process ends, since Defendant did not test. Court stated if Defendant does file something, Plaintiff will need to cooperate.

Plaintiff sworn and testified. Attorney Perry canvassed the Plaintiff.

Plaintiff stated the Child Support Court will continue monitoring child support in case no. R-17-196685-R.

Court signed the Order from the 8/21/18 hearing in OPEN COURT, that was provided by Attorney Perry.

COURT FURTHER ORDERED, the following:

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

Based on the Answer filed, it is in the best interest of the child for Plaintiff to have SOLE LEGAL CUSTODY and SOLE PHYSICAL CUSTODY.

Attorney Perry shall prepare the Custody Decree.

INTERIM CONDITIONS:

FUTURE HEARINGS: Oct 01, 2018 10:00AM Return Hearing
DNA TESTING
RJC Courtroom 03G Ritchie, T. Arthur, Jr.

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

Certification of Copy

State of Nevada
County of Clark } **SS:**

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

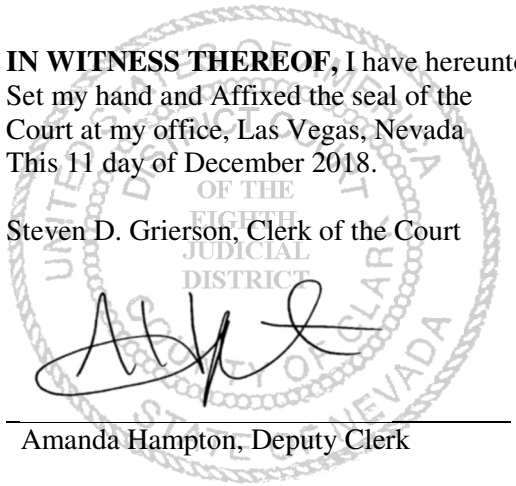
NOTICE OF APPEAL TO T. ARTHUR RITCHIE, JR.; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; DECISION AND ORDER; NOTICE OF ENTRY OF ORDER; DISTRICT COURT MINUTES

CANDICE K. TOWNER, Plaintiff(s), vs. FREDERICK O. SILVER, Defendant(s),	Case No: D-18-565588-C Dept No: H

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto Set my hand and Affixed the seal of the Court at my office, Las Vegas, Nevada This 11 day of December 2018.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk