

RECEIVED

FILED

Case No. 14-CV-00260-DC
Dept. II

JAN 23 2019

Douglas County
District Court Clerk

2019 JAN 23 PM 1:07

RENEE D. WILLIAMS
Electronically Filed
Feb 07 2019 11:46 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

HELMUT KLEMENTI, an individual;

Plaintiff,

vs.

JEFFREY D. SPENCER, an individual
& DOES 1-5;

Defendants.

AMENDED NOTICE OF APPEAL

JEFFREY D. SPENCER, an individual,

Counterclaimant,

vs.

HELMUT KLEMENTI, an individual,
EGON KLEMENTI, an individual,
ELFRIEDE KLEMENTI, an individual,
MARY ELLEN KINION, an individual,
ROWENA SHAW, an individual,
PETER SHAW, an individual, and DOES 1-5,

Counterdefendants.

Doyle Law Office

Kerry S. Doyle, Esq.
8755 Technology Way
Suite 1
Reno, Nevada 89521
(775) 525-0889

kerry@rdoylelaw.com

Counterclaimant, Jeffrey Spencer, by and through his counsel, DOYLE LAW
OFFICE, PLLC, hereby files this amended notice of appeal from the Judgment dated
December 20, 2018, in favor of Helmut Klementi. Written notice of entry of the order was

1 served on December 28, 2018. *See Lee v. GNLV Corp.*, 116 Nev. 424, 426, 996 P.2d 416, 417
2 (2000).

3 **DATED** this 22nd day of January, 2019.

4 DOYLE LAW OFFICE, PLLC

5
6 By: 

KERRY S. DOYLE, ESQ.

NEVADA BAR NO. 10866

4600 KIETZKE LANE, SUITE I-207

RENO, NEVADA 89502

(775) 525-0889

ATTORNEYS FOR SPENCER

23 *Doyle Law Office*

24 Kerry S. Doyle, Esq.

8755 Technology Way

Suite I

25 Reno, Nevada 89521

(775) 525-0889

26 kerry@rdoylelaw.com

1 **CERTIFICATE OF SERVICE**

2
3 Pursuant to NRCP 5(b), I certify that I am an employee of the DOYLE LAW
4 OFFICE, PLLC, and that on the date shown below, I caused service to be completed of a
5 true and correct copy of the foregoing NOTICE OF APPEAL by:

- 6 _____ personally delivering;
7
8 _____ delivery via Reno/Carson Messenger Service;
9
10 _____ sending via Federal Express (or other overnight delivery service);
11 X depositing for mailing in the U.S. mail, with sufficient postage affixed thereto;
12 _____ or,
13 _____ delivery via electronic means (fax, efex, NEF, etc.) to:

13 Douglas R. Brown
14 Sarah Molleck
15 Lemons, Grundy & Eisenberg
16 6005 Plumas Street, Suite 300
17 Reno NV 89519

17 Michael A Pinter
18 Glogovac & Pinter
19 427 W. Plumb Lane
20 Reno NV 89509

20 Tanika M. Capers
21 American Family Mutual Insurance Company
22 6750 Via Austi Parkway, Ste. 310
23 Las Vegas NV 89119

23 *Doyle Law Office*

24 Kerry S. Doyle, Esq.
25 8755 Technology Way
26 Suite I
27 Reno, Nevada 89521
28 (775) 525-0889

kerry@rdoylelaw.com

DATED this 19 January 2019.

By 

9TH JUDICIAL DISTRICT COURT
Bobbie R. Williams
Clerk of the Court
Ph 782-9820 Fax 782-9954
1038 Buckeye Rd.
P.O. Box 218
Minden, NV 89423-0000
(775)-782-9820, TTY for Deaf: (775)-782-9964
(775) 782-9820

02/01/19

Case Number: 14-CV-00260-DC CV-OTH
Date Filed: 12/19/14
Status: Re-Closed
Judge Assigned: Kosach, Steven

Klementi V Spencer

C A S E H I S T O R Y

INVOLVED PARTIES

Type	Num	Name (Last, First, Mid, Title)	Dispo	Entered
TPD	001	Klementi, Egon		05/09/16
		Attorney: 003789 Pintar, Michael		
		50 West Liberty St., Suite 700		
		Reno,, NV 89501		
TPD	002	Klementi, Elfriede		05/09/16
PLT	001	Klementi, Helmut		12/17/14
		Attorney: 003664 Laub, Joe	Removed: 05/09/16	
		003777 Moore, Christian		
		Lemons, Grundy & Eisenberg		
		6005 Plumas Street, Suite 300		
		Reno, NV 89509		
		7620 Brown, Douglas R		
		6005 Plumas St, Suite 300		
		Reno, NV 89509-6000		
OTH	001	Kinion, Mary Ellen	AH JSUM 04/03/ 03/19/15	
		Attorney: 003789 Pintar, Michael		
		50 West Liberty St., Suite 700		
		Reno,, NV 89501		
DEF	001	Spencer, Jeffrey D.		12/17/14
		Attorney: 003567 Pierce, Lynn	Removed: 07/18/18	
		7962 Zaniel, David M	Removed: 07/18/18	

1111 Person, Proper
P. O. Box 218
Minden, NV 89423

Type	Num	Name (Last, First, Mid, Title)	Dispo	Entered
DEF	002	Shaw, Rowena		07/10/17
		Attorney: 10867 Capers, Tanika M		
		6775 Edmond Street, Suite 210		
		Las Vegas, NV 89118		
		(702) 733-4989		
DEF	003	Shaw, Peter		07/10/17
		Attorney: 10867 Capers, Tanika M		
		6775 Edmond Street, Suite 210		
		Las Vegas, NV 89118		
		(702) 733-4989		

CALENDAR EVENTS

Date	Time	Dur	Cer	Evnt	Jdg	L	Day	Of	Rslt	By	ResultDt	Jdg	T	Notice	Rec
09/08/16	01:00P	001	yes	MOTN	NTY	D	01	/01	VAC	C	08/26/16	TWG			
10/05/16	01:30P	001	yes	MOTN	TWG	D	01	/01	VAC	C	10/04/16	SRK			
12/05/16	09:00A	007	yes	CIJT	NTY	D	01	/01	VAC	C	11/02/16	SRK			
12/07/16	09:00A	007	yes	CIJT	NTY	D	01	/02	VAC	C	11/02/16	SRK			
12/08/16	09:00A	007	yes	CIJT	NTY	D	02	/02	VAC	C	11/02/16				
12/14/16	09:00A	007	yes	CIJT	NTY	D	01	/02	VAC	C	11/02/16	SRK			
12/15/16	01:30P	001	yes	CALL	NTY	D	01	/01	CON	C	12/15/16	NTY	P		N
12/16/16	09:00A	001	yes	CIJT	NTY	D	01	/01	VAC	C	11/02/16	SRK			
01/30/17	01:30P	001	yes	CALL	NTY	D	01	/01	CON	C	01/30/17	NTY	P		N
07/12/18	10:00A	001	yes	OTSC	NTY	D	01	/01	CON	C	07/12/18	NTY			N
10/08/18	09:00A	001	yes	CIJT	NTY	D	01	/01	VAC	C	07/12/18	SRK			
10/10/18	09:00A	001	yes	CIJT	NTY	D	01	/03	VAC	C	07/12/18	NTY			
10/11/18	09:00A	001	yes	CIJT	NTY	D	02	/03	VAC	C	07/12/18				
10/12/18	09:00A	001	yes	CIJT	NTY	D	03	/03	VAC	C	07/12/18				

Date	Time	Dur	Cer	Evnt	Jdg	L	Day	Of	Rslt	By	ResultDt	Jdg	T	Notice	Rec
10/15/18	01:30P	001	yes	CIJT	NTY	D	01	/01	VAC	C	07/12/18	NTY			
10/17/18	09:00A	001	yes	CIJT	NTY	D	01	/03	VAC	C	07/12/18	NTY			
10/18/18	09:00A	001	yes	CIJT	NTY	D	02	/03	VAC	C	07/12/18				
10/19/18	09:00A	001	yes	CIJT	NTY	D	03	/03	VAC	C	07/12/18				

JUDGE HISTORY

JUDGE ASSIGNED	Type	Assign Date	Removal	RSN
MPG Gibbons, Michael	J	12/17/14	ER	07/01/15
NTY Young, Nathan Tod	J	07/01/15	ER	07/24/15
SRK Kosach, Steven	J	07/24/15		

DOCUMENT TRACKING

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User ID
001000	Complaint	12/17/14		MPG	PLT001			MB MB
002000	Summons Issued	12/17/14		MPG	PLT001			MB MB
003000	Summons Filed	01/28/15		DRG	PLT001			MB MB
004000	Summons Issued	02/03/15		DRG	PLT001			N/A MB
005000	Summons Issued	02/03/15		DRG	PLT001			N/A MB
006000	Answer and Counterclaim	02/03/15		DRG	DEF001			N/A MB
007000	Summons Issued	02/03/15		DRG	PLT001			N/A MB
008000	Summons Issued	02/03/15		DRG	PLT001			N/A MB
009000	Answer to Counterclaim	02/23/15		DRG	PLT001			N/A MB
010000	Summons Filed	02/25/15		DRG	000			N/A MB
011000	Summons Issued	02/25/15		DRG	000			N/A MB
012000	Summons Filed	02/25/15		DRG	000			N/A MB
013000	Answer to Counterclaim	02/26/15		DRG	PLT001			N/A MB

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User	ID
014000	Notice of Appearance	03/13/15		DRG	000			N/A	MB
015000	Application to Proceed in Informa Pauperis	03/19/15		DRG	OTH001	Ruled	05/09/16	N/A	MB
016000	Answer to Counterclaim	03/23/15		DRG	000			N/A	MB
017000	Order to Proceed in Forma Pauperis	03/23/15		DRG	OTH001			N/A	MB
018000	Certificate of Service	03/30/15		DRG	PLT001			N/A	MB
019000	Notice of Association of Counsel	04/13/15		DRG	PLT001			N/A	MB
020000	Order	04/14/15		DRG	000			N/A	MB
021000	Notice of 16.1 Early Case Conference	05/14/15		TWG	PLT001			DG	DG
022000	Demand for Jury Trial	06/03/15		TWG	PLT001			HC	HC
023000	Notice of Motion and Motion for Leave to Amend Complaint	06/15/15		TWG	PLT001			HC	HC
024000	Order Transferring Case to Dept. I	07/01/15		TWG	000			DG	DG
025000	Notice of Peremptory Challenge of Judge	07/16/15		NTY	DEF001			DG	DG
026000	Request For Assignment of Judge	07/20/15		NTY	000			DG	DG
027000	Memorandum of Temporary Assignment	07/24/15		NTY	000			MB	MB
028000	Joint Case Conference Report Filed by DEF001-Spencer, Jeffrey D., OTH001-Kinion, Mary Ellen, PLT001-Klementi, Helmut	08/12/15		TWG	DEF001			DG	DG
029000	Order	09/09/15		NTY	000			MB	MB
030000	Scheduling Order	10/12/15		NTY	000			MB	MB
031000	Order Setting Trial	10/12/15		NTY	000			MB	MB
032000	Notice of Appearance	11/25/15		TWG	OTH001			KW	KW
033000	Motion For Substitution of Counsel	01/08/16		NTY	DEF001	Ruled	06/01/16	N/A	KW
034000	Answer to Counterclaim	02/09/16		TWG	OTH001			MB	MB
035000	Notice of Association of Counsel	04/04/16		TWG	PLT001			MB	MB
036000	Motion for Leave to Amend Complaint	04/12/16		TWG	PLT001			MB	MB
037000		04/13/16		TBA	000			MB	MB

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User	ID
038000	Third-Party Defendant Mary Kinion's Motion for Summary Judgment	04/22/16		TWG	OTH001			MB	MB
039000		04/25/16		TBA	000			MB	MB
040000	Demand for Prior Pleadings and Discovery	04/25/16		TWG	OTH001			HC	HC
041000		04/26/16		TBA	000			HC	HC
042000	Notice of Withdrawal of Counsel Laub & Laub	05/09/16		NTY	PLT001			HC	HC
043000	Order	05/09/16		TWG	000			MB	MB
044000	Joinder to Third-Party Defendant Mary Kinion's Motion for Summary Judgment	05/09/16		TWG	OTH001			MB	MB
045000	Substitution of Attorney	05/09/16		TWG	PLT001			MB	MB
046000	Notice of Non-Opposition to Helmut Klementi's Motion for Leave to File Amended Complaint	05/13/16		NTY	PLT001			HC	HC
047000	Notice of Appearance	05/18/16		TWG	DEF001			HC	HC
048000	Opposition to Motion for Summary Judgment	05/18/16		TWG	DEF001			HC	HC
049000	Request for Submission of Motion for Substitution of Counsel	05/20/16		TWG	DEF001			MB	MB
050000	Reply in Support of Third-Party Defendant Mary Kinion's Motion for Summary Judgment	05/23/16		TWG	OTH001			DG	DG
051000	Order	06/01/16		TWG	000			MB	MB
052000	Defendant's Motion to Compel Response to Subpoena Duces Tecum	07/05/16		TWG	DEF001			MB	MB
053000		07/06/16		TBA	000			MB	MB
054000	Defendant's Designation of Expert Witnesses	07/13/16		TWG	DEF001			KW	KW
055000	Douglas County's Opposition to Defendant Motion to Compel Response to Subpoena Duces Tecum and Cross Motion to Quash Subpoena	07/21/16		TWG	000			N/A	KW
056000	Defendant's Reply to Motion to Compel Response to Subpoena Duces Tecum	08/01/16		TWG	DEF001			KW	KW

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User ID
057000	Request to Submit Motion to Compel Response to Subpoena Duces Tecum	08/05/16		TWG	DEF001			KW KW
058000	Amended Complaint	08/12/16		NTY	PLT001			N/A KW
059000	Order Setting Hearing	08/12/16		NTY	000			KW KW
060000	Second Amended Counterclaim & Third Party Complaint	08/19/16		NTY	DEF001			N/A KW
061000	Renewed Motion to Amend Counterclaim & Third Party Complaint	08/19/16		NTY	DEF001			N/A KW
062000		08/19/16		TBA	000			N/A KW
063000	Notice of Change of Address	08/19/16		NTY	DEF001			N/A KW
064000	Notice of Hearing	08/24/16		NTY	DEF001			N/A KW
065000	Defendant's Non-Opposition to Counterclaimants Motion to Amend Counterclaim and Third Party Complaint	08/24/16		NTY	DEF001			N/A KW
066000	Opposition to Renewed Motion to Amend Counterclaim and Third Party Complaint Filed by TPD001-Klementi, Egon, TPD002-Klementi, Elfriede	08/24/16		NTY	TPD001			N/A KW
067000	Order Setting Hearing	08/26/16		NTY	000			N/A KW
068000	Joinder to Third-Party Defendant Mary Kinion, Egon Klementi, and Elfriede Klementis Opposition to Renewed Motion to Amend Counterclaim and Third Party Complaint	09/06/16		TWG	000			N/A KW
069000	Notice of Appearance	09/06/16		NTY	000			N/A KW
070000	Amended Order Setting Hearing and Vacating Trial Dates Schedule for December 2016	11/02/16		NTY	000			KW KW
071000	Order Setting Hearing and Vacating Trial Dates Scheduled for December 2016	11/02/16		NTY	000			KW KW
072000	Order	12/15/16		SRK	000			DG DG
073000	Order Granting Helmut Klementi's Motion For Leave to Amend a Complaint	12/15/16		SRK	000			DG DG
074000	Supplemental Opposition to Motion for Summary Judgment	01/30/17		NTY	DEF001			DG DG
075000	Transcript of Proceedings (Hearing)	02/01/17		NTY	000			AN AN

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User ID
076000	Amended Notice of Taking Depositions	02/09/17		NTY	PLT001			KW KW
077000	Answer to Amended Complaint & Amended Counterclaim and Third Party Complaint	03/03/17		NTY	DEF001			AN AN
078000	Memorandum of Costs and Disbursements	03/21/17		NTY	OTH001			AN AN
079000	Motion for Attorney's Fees and Costs	03/21/17		NTY	OTH001			AN AN
080000		03/21/17		TBA	000			AN AN
081000	Answer to Amended Counterclaim and Third Party Complaint	03/24/17		TWG	OTH001			AN AN
082000	Answer to Amended Counterclaim and Third Party Complaint Filed by TPD001-Klementi, Egon, TPD002-Klementi, Elfriede	03/24/17		TWG	TPD001			AN AN
083000	Opposition to Motion for Attorney's Fees & Costs & to Memorandum of Costs and Disbursements	03/27/17		TWG	DEF001			AN AN
084000	Order	04/03/17		TWG	000			AN AN
085000	Plaintiff Helmut Klementi's Motion for Preferential Trial Setting	04/03/17		NTY	PLT001			AN AN
086000		04/04/17		TBA	000			AN AN
087000	Reply in Support of Motion for Attorney's Fees and Costs	04/05/17		NTY	OTH001			AN AN
088000	Counterdefendant's Motion to Compel Response to Subpoena Duces Tecum	04/05/17		TWG	OTH001			AN AN
089000		04/06/17		TBA	000			AN AN
090000	Order Granting Helmut Klementi's Motion for Preferential Trial Setting	04/07/17		NTY	000			AN AN
091000	Notice of Entry of Order	04/21/17		NTY	PLT001			AN AN
092000	Plaintiff/Counterdefendant Helmut Klementi's Motion to Bifurcate Trial	04/26/17		SRK	PLT001			AN AN
093000		04/27/17		TBA	000			AN AN
094000	Notice to Set Trial	04/27/17		NTY	PLT001			AN AN
095000	Exparte Motion for Order Shortening Time	04/27/17		NTY	PLT001			AN AN

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User	ID
096000		04/27/17		TBA	000			AN	AN
097000	Defendant Jeff Spencer's Opposition to Counterclaimant's Motion to Bifurcate Trial	05/02/17		NTY	DEF001			AN	AN
098000	Motion to Bifurcate Filed by OTH001-Kinion, Mary Ellen, TPD001-Klementi, Egon, TPD002-Klementi, Elfriede	05/03/17		NTY	OTH001			AN	AN
099000		05/03/17		TBA	000			AN	AN
100000	Plaintiff/Counterdefendant Helmut Klementi's Reply in Support of Motion to Bifurcate Trial	05/04/17		NTY	PLT001			AN	AN
101000	Order	05/04/17		NTY	000			AN	AN
102000	Counterclaimant's Opposition to Helmut Klementi's Motion to Bifurcate Trial	05/04/17		NTY	DEF001			AN	AN
103000	Order	05/08/17		NTY	000			AN	AN
104000	Defendant Jeffrey D. Spencer's Motion to Continue Trial	05/12/17		NTY	DEF001			KW	KW
105000		05/12/17		TBA	000			KW	KW
106000	Defendant Jeffrey D. Spencer's Ex-Parte Motion for an Order Shortening Time	05/12/17		NTY	DEF001			KW	KW
107000		05/12/17		TBA	000			KW	KW
108000	Summons Issued (Peter Shaw)	05/15/17		NTY	DEF001			AN	AN
109000	Summons Issued (Rowena Shaw)	05/15/17		NTY	DEF001			AN	AN
110000	Notice of Entry of Order Filed by TPD001-Klementi, Egon, TPD002-Klementi, Elfriede	05/15/17		NTY	TPD001			AN	AN
111000	Affidavit of Personal Service	05/18/17		NTY	000			AN	AN
113000		05/23/17		TBA	000			AN	AN
114000	Affidavit of Service	06/15/17		NTY	DEF001			AN	AN
115000	Affidavit of Service	06/15/17		NTY	DEF001			AN	AN
116000	Defendant Rowena Shaw and Peter Shaw's Answer to Defendant/Counter-Claimant/Third-Party Plaintiff Jeffrey Spencer's Amended Counterclaim and Third Party Complaint Filed by DEF002-Shaw, Rowena, DEF003-Shaw, Peter	07/10/17		TWG	DEF002			AN	AN

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User	ID
117000	Request for Trial Setting	08/01/17		NTY	OTH001			HC	HC
118000	Order (Calendar Call)	09/05/17		NTY	000			KW	KW
119000	Amended Order (Calendar Call)	09/06/17		NTY	000			KW	KW
120000	Stipulation for Dismissal with Prejudice Filed by DEF001-Spencer, Jeffrey D., DEF002-Shaw, Rowena, DEF003-Shaw, Peter, OTH001-Kinion, Mary Ellen, PLT001-Klementi, Helmut, TPD001-Klementi, Egon, TPD002-Klementi, Elfriede	09/12/17		NTY	DEF001			DG	DG
121000	Information Questionnaire	09/13/17		NTY	PLT001			DG	DG
122000	Information Questionnaire Filed by OTH001-Kinion, Mary Ellen, PLT001-Klementi, Helmut, TPD001-Klementi, Egon, TPD002-Klementi, Elfriede	09/14/17		NTY	OTH001			DG	DG
123000	Information Questionnaire	09/14/17		NTY	DEF001			DG	DG
124000	Order Setting Trial	09/19/17		NTY	000			DG	DG
126000	Scheduling Order	09/19/17		NTY	000			DG	DG
125000		09/20/17		TBA	000			DG	DG
127000	Information Questionnaire Filed by DEF002-Shaw, Rowena, DEF003-Shaw, Peter	09/20/17		NTY	DEF002			DG	DG
128000	Order	10/17/17		NTY	000			DG	DG
129000		10/18/17		TBA	000			DG	DG
130000	Order	10/19/17		NTY	000			AN	AN
131000		10/19/17		TBA	000			AN	AN
132000	Notice of Entry of Order Filed by TPD001-Klementi, Egon, TPD002-Klementi, Elfriede	10/26/17		TWG	TPD001			DG	DG
133000	Suggestion of Death on the Record	11/16/17		TWG	PLT001			DG	DG
134000	Motion for Order to Show Cause	01/12/18		SRK	OTH001	Ruled	02/16/18	DG	BH
135000		01/16/18		TBA	000			DG	DG
136000	Order	02/26/18		NTY	000			HC	HC
138000	Third Party Defendant Rowena Shaw and Peter Shaw's Motion for Summary Judgment Filed by DEF003-Shaw, Peter, DEF002-Shaw, Rowena	02/26/18		TWG	DEF003			MB	MB

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User	ID
140000	Order	02/26/18		NTY	000			MB	MB
137000		02/27/18		TBA	000			HC	HC
139000		02/27/18		TBA	000			MB	MB
141000	Response To Motion for Order to Show Cause	03/01/18		TWG	DEF001			MB	MB
142000	Request for Order to Set Settlement Conferences & to Pend Further Pleading	03/01/18		TWG	DEF001			MB	MB
143000	Notice of Association of Counsel	03/07/18		NTY	PLT001			AN	AN
144000	Counter-Defendant Helmut Klementi's Answer to Amended Counterclaim and Third-Party Complaint	03/07/18		NTY	PLT001			AN	AN
145000	Joinder to Motion for Summary Judgment Filed by TPD002-Klementi, Elfriede, OTH001-Kinion, Mary Ellen	03/12/18		NTY	TPD002			MB	MB
146000	Order	03/14/18		SRK	000			AN	AN
147000		03/15/18		TBA	000			AN	AN
148000	Response To Motion for Summary Judgment Filed by DEF001-Spencer, Jeffrey D., DEF002-Shaw, Rowena, DEF003-Shaw, Peter	03/28/18		TWG	DEF001			MB	MB
149000	Reply in Support of Third-Party Defendant Mary Kinion's Motion for Summary Judgment Filed by OTH001-Kinion, Mary Ellen, TPD002-Klementi, Elfriede	04/10/18		TWG	OTH001			MB	MB
150000	Counter-Defendant Helmut Klementi's Motion for Summary Judgment on all Counterclaims	04/12/18		NTY	PLT001			MB	MB
151000		04/13/18		TBA	000			MB	MB
152000	Third-Party Defendant Kinion's Motion for Summary Judgment and Joinder in Helmut Klementi's Motion for Summary Judgment	04/24/18		NTY	OTH001			AN	AN
153000		04/24/18		TBA	000			AN	AN
154000	Third-Party Defendant Elfride Klementi's Motion for Summary Judgment and Joinder in Helmut Klementi's Motion for Summary Judgment	04/24/18		NTY	TPD002			AN	AN
155000		04/24/18		TBA	000			AN	AN
156000	Third-Party Defendant's Motion for Sanctions Based on Spoliation of Evidence	04/24/18		NTY	OTH001			AN	AN

Filed by OTH001-Kinion, Mary Ellen, TPD002-Klementi, Elfriede

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User ID
157000		04/24/18		TBA	000			AN AN
158000	Request for Submission Filed by DEF003-Shaw, Peter, DEF002-Shaw, Rowena	05/14/18		TWG	DEF003			MB MB
159000	Joinder to Motion for Sanctions	05/18/18		NTY	PLT001			AN AN
160000	Joinder to Third-Party Defendant Mary Kinion's Motion to Strike Plaintiff's Expert Witness Designation	05/25/18		TWG	TPD002			AN AN
161000	Motion to Strike Plaintiff's Expert Witness Designation	05/25/18		SRK	OTH001			AN AN
162000		05/25/18		TBA	000			AN AN
163000	Joinder to Motion to Strike Plaintiff's Expert Witness Designation	06/01/18		NTY	PLT001			AN AN
164000	Video Exhibit in Support of Response to Motions for Summary Judgment & to Motion for Sanctions Based on Spoilation of Evidence	06/05/18		SRK	DEF001			DG DG
165000	Response To Motion for Summary Judgment	06/05/18		SRK	DEF001			DG DG
166000	Responses To Motion for Sanctions Based on Spoilation of Evidence	06/05/18		SRK	DEF001			DG DG
167000	Response To Motion for Summary Judgment	06/05/18		SRK	DEF001			DG DG
168000	Response To Motion for Summary Judgment	06/05/18		SRK	DEF001			DG DG
169000	Amended Certificate of Service	06/05/18		SRK	DEF001			DG DG
170000	Third Party Defendant Rowena Shaw and Peter Shaw's Joinder to Third Party Defendant Mary Ellen Kinion's Motion to Strike Plaintiff's Expert Witness Delegation Filed by DEF002-Shaw, Rowena, DEF003-Shaw, Peter	06/11/18		SRK	DEF002			MB MB
171000	Elfriede Klementi's Reply in Support of Motion for Summary Judgment	06/13/18		SRK	TPD002			AN AN
172000	Reply in Support of Third-Party Defendant's Motion for Sanctions Based on Spoilation of Evidence Filed by OTH001-Kinion, Mary Ellen, TPD002-Klementi, Elfriede	06/13/18		SRK	OTH001			AN AN
173000	Reply in Support of Third-Party Defendant Mary Kinion's Motion for Summary Judgment	06/13/18		SRK	OTH001			AN AN
174000	Order	06/13/18		NTY	000			AN AN

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User ID
176000	Counter-Defendant Helmut Klementi's Reply in Support of His Motion for Summary Judgment on All Counterclaims	06/13/18		NTY	PLT001			AN AN
175000		06/14/18		TBA	000			AN AN
177000	Motion to Dismiss	06/22/18		TWG	TPD002			AN AN
178000		06/25/18		TBA	000			AN AN
179000	Substitution of Counsel	07/18/18		SRK	DEF001			AN AN
180000	Order	08/17/18		SRK	000			AN AN
181000		08/17/18		TBA	000			AN AN
182000	Order Granting Counter-Defendant Helmut Klementi's Motion for Summary Judgment on all Claims	08/23/18		NTY	000			MB MB
183000	Order	08/23/18		TWG	000			MB MB
184000	Order	08/23/18		TWG	000			MB MB
185000	Order	08/23/18		TWG	000			MB MB
186000	Confidential	08/24/18		SRK	000			MB MB
187000	Order	08/29/18		SRK	000			AN AN
188000		08/29/18		TBA	000			AN AN
189000	Order	08/29/18		SRK	000			AN AN
190000		08/29/18		TBA	000			AN AN
191000	Notice of Entry of Order	08/31/18		SRK	OTH001			AN AN
192000	Notice of Entry of Order	08/31/18		SRK	OTH001			AN AN
193000	Notice of Entry of Order	08/31/18		SRK	PLT001			AN AN
194000	Third-Party Defendant Kinion's Motion for Attorney's Fees and Costs	09/07/18		NTY	OTH001			AN AN
196000	Third-Party Defendant Elfriede Klementi's Motion for Attorney's Fees and Costs	09/07/18		NTY	TPD002			AN AN
195000		09/10/18		TBA	000			AN AN
197000		09/10/18		TBA	000			AN AN

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User ID
198000	Counter-Defendant Helmut Klementi's Verified Memorandum of Costs	09/10/18		SRK	PLT001			AN AN
199000	Notice of Appeal	09/17/18		SRK	DEF001			AN AN
200000	Case Appeal Statement	09/17/18		SRK	DEF001			AN AN
201000	Counter-Defendant Helmut Klementi's Motion for Attorney's Fees	09/20/18		NTY	PLT001			AN AN
202000		09/21/18		TBA	000			AN AN
203000	Request for Submission	09/27/18		SRK	TPD002			AN AN
204000	Request for Submission	09/27/18		SRK	OTH001			AN AN
205000	Notice of Entry of Order Filed by DEF003-Shaw, Peter, DEF002-Shaw, Rowena	09/28/18		SRK	DEF003			AN AN
206000	Receipt for Documents (Supreme Court)	10/03/18		SRK	000			MB MB
207000	Request for Submission	10/12/18		NTY	PLT001			AN AN
208000	Affidavit of Mailing	10/18/18		NTY	PLT001			MB MB
209000	Order	11/05/18		SRK	000			AN AN
210000		11/06/18		TBA	000			AN AN
211000	Transcript Request	11/07/18		SRK	DEF001			AN AN
212000	Transcript Request	11/07/18		SRK	000			AN AN
213000	Notice of Entry of Order	11/19/18		SRK	PLT001			AN AN
214000	Request for Entry of Judgment Pursuant to NRCP 58 and NRS 17.130	11/28/18		SRK	PLT001			AN AN
215000		11/28/18		TBA	000			AN AN
216000	Third-Party Defendant Elfriede Kelemti's Request for Entry of Judgment Pursuant to NRCP 58 and NRS 17.130	12/06/18		SRK	TPD002			AN AN
217000		12/06/18		TBA	000			AN AN
218000	Third-Party Defendant Mayr Ellen Kinion's Request for Entry of Judgment Pursuant to NRCP 58 and NRS 17.130	12/06/18		SRK	OTH001			AN AN
219000		12/06/18		TBA	000			AN AN

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User	ID
220000	Notice of Appeal	12/17/18		SRK	DEF001			AN	AN
221000	Case Appeal Statement - Appeal From Attorneys' Fees Orders	12/17/18		SRK	DEF001			AN	AN
222000	Transcript of Proceedings (1/30/17)	12/17/18		SRK	000			AN	AN
223000	Judgment	12/20/18		SRK	000			AN	AN
224000	Judgment	12/20/18		SRK	000			AN	AN
225000	Receipt for Documents (Supreme Court)	12/24/18		SRK	000			AN	AN
226000	Notice of Entry of Judgment	12/28/18		SRK	OTH001			AN	AN
227000	Notice of Entry of Judgment	12/28/18		SRK	OTH001			AN	AN
228000	Notice of Entry of Judgment	12/31/18		NTY	PLT001			DG	DG
229000	Transcript Request	01/03/19		TWG	DEF001			AN	AN
230000	Notice of Change of Firm Name and Email Address	01/10/19		NTY	000			DG	DG
231000	Amended Notice of Appeal	01/23/19		NTY	DEF001			DG	DG

TICKLE

Code	Tickle Name	Status	Expires	#Days	AutoExpire	GoAhead	From	Type
RMON	Run Monthly Reports	OPEN	07/03/15	30	yes	no	DDJT	D

RECEIVED

DEC 07 2018

FILED

Case No. 14-CV-0260

Dept. No. I

Douglas County
District Court Clerk

2018 DEC 20 PM 3:50

BOBBIE R. WILLIAMS
CLERK

BY ANNE DEPUTY

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF DOUGLAS

HELMUT KLEMENTI,

Plaintiff,

vs.

JEFFREY D. SPENCER,

Defendant

JEFFREY D. SPENCER,

Counterclaimant,

vs.

HELMUT KLEMENTI, an individual, EGON
KLEMENTI, an individual, MARY ELLEN
KINION, an individual, and DOES 1-5

Counterdefendants.

JUDGMENT

Counter-defendant HELMUT KLEMENTI, by and through his counsel, Lemons, Grundy & Eisenberg, having filed a *Motion for Summary Judgment on All Claims*, a *Motion for Attorney's Fees*, and a *Verified Memorandum of Costs*, and all motions having been granted pursuant to this Court's *Order Granting Motion for Summary Judgment on All Claims* entered August 23, 2018 and the Court's *Order* entered November 5, 2018 granting the request for attorney's fees and costs; and no legal reason why judgment should not be entered,

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1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

2 1. Judgment is entered in favor of Counter-defendant HELMUT KLEMENTI and
3 against Counterclaimant JEFFREY D. SPENCER in the total amount of \$42,820.30.

4 2. Of the total amount of \$42,820.30, \$12,820.30 is comprised of costs. Pursuant
5 to NRS 17.130 and *Albias v. Horizon Communities, Inc.*, 122 Nev. 409, 429, 132 P.3d 1022,
6 1035 (2006), interest on costs shall accrue at the legal rate from the date the cost was
7 incurred, as follows:

8

Cost Amount	Date from which cost shall accrue interest
\$491.25	9/26/13
\$152.45	8/28/15
\$171.76	3/9/2016
\$3,513.56	6/13/16
\$2,400.00	10/10/16
\$2,042.75	7/28/16
\$4,230.65	6/9/17
\$693.70	8/31/18

17

18 3. Of the total amount of \$42,820.30, \$30,000 is comprised of attorney's fees,
19 which shall accrue interest at the legal rate from the date of entry of this Judgment until paid
20 in full.

21 DATED this 15 day of December, 2018.

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28
DISTRICT JUDGE

Submitted by:

26 Lemons, Grundy & Eisenberg
27 Douglas R. Brown, Esq.
28 Sarah M. Molleck, Esq.
6005 Plumas Street, Third Floor
Reno, Nevada 89511
(775) 786-6868

1 Case No. 14-CV-0260

2 Dept. No. I

3 **RECEIVED**

4 **DEC 31 2018**

5 Douglas County
District Court Clerk

6 **IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**

7 **IN AND FOR THE COUNTY OF DOUGLAS**

FILED

2018 DEC 31 AM 10:02

BOODIE R. WILLIAMS

CLERK

DEPUTY

8
9 HELMUT KLEMENTI,

10 Plaintiff,

11 vs.

12 JEFFREY D. SPENCER, & DOES 1-5,

13 Defendant

14 JEFFREY D. SPENCER,

15 Counterclaimant,

16 vs.

17 HELMUT KLEMENTI, an individual, EGON
18 KLEMENTI, an individual, ELFRIDE
19 KLEMENTI, an individual, MARY ELLEN
20 KINION, an individual, ROWENA SHAW, an
21 individual, PETER SHAW, an individual, and
DOES 1-5,

Counter-defendants & Third-
Party Defendants.

NOTICE OF ENTRY OF JUDGMENT

22 **PLEASE TAKE NOTICE** that a Judgment was entered on December 20, 2018. A copy of
23 said Judgment is attached hereto as **Exhibit 1**.

24 **The undersigned does hereby affirm that the preceding document does not contain**
25 **the social security number of any person.**

26 Dated: December 28th, 2018.

27 By: 

Douglas R. Brown, Esq.

Sarah M. Molleck, Esq.

Attorneys for Counterdefendant Klementi

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CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of Lemons, Grundy & Eisenberg and that on December 28, 2018, I deposited in the United States Mail, with postage fully prepaid, a true and correct copy of the within **NOTICE OF ENTRY OF JUDGMENT**, addressed to the following:

Jeffrey D. Spencer
P. O. Box 2326
Stateline, Nevada 89449
In Pro Per

Kerry S. Doyle, Esq.
4600 Kietzke Lane, Suite I-207
Reno, Nevada 89502
Attorney for Jeffrey Spencer

Michael A. Pintar, Esq.
Glogovac & Pinter
427 West Plumb Lane
Reno, Nevada 89509
*Attorney for Mary Ellen Kinion,
Egon Klementi and Elfriede Klementi*

Tanika Capers, Esq.
6750 Via Austi Parkway, Suite 310
Las Vegas, Nevada 89119
Attorneys for Rowena Shaw and Peter Shaw

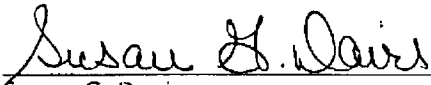

Susan G. Davis

EXHIBIT 1

EXHIBIT 1

RECEIVED

DEC 07 2018

Douglas County
District Court Clerk

FILED

2018 DEC 20 PM 3:50

BOBBIE R. WILLIAMS
CLERK
A. NEWTON
DEPUTY

Case No. 14-CV-0260

Dept. No. I

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF DOUGLAS

HELMUT KLEMENTI,

Plaintiff,

vs.

JEFFREY D. SPENCER,

Defendant

JEFFREY D. SPENCER,

Counterclaimant,

vs.

HELMUT KLEMENTI, an individual, EGON
KLEMENTI, an individual, MARY ELLEN
KINION, an individual, and DOES 1-5

Counterdefendants.

JUDGMENT

Counter-defendant HELMUT KLEMENTI, by and through his counsel, Lemons, Grundy & Eisenberg, having filed a *Motion for Summary Judgment on All Claims*, a *Motion for Attorney's Fees*, and a *Verified Memorandum of Costs*, and all motions having been granted pursuant to this Court's *Order Granting Motion for Summary Judgment on All Claims* entered August 23, 2018 and the Court's *Order* entered November 5, 2018 granting the request for attorney's fees and costs; and no legal reason why judgment should not be entered,

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CASE NO. 14-CV-0260

DEPT NO. I

HELMUT KLEMENTI,

Plaintiff,

PLAINTIFF'S COUNSEL:

Douglas R. Brown, ESQ.

v.

JEFFREY D. SPENCER,

Defendant,

DEFENDANT'S COUNSEL:

William Routsis, II, ESQ.

DATE: 12-15-2016

Lynn G. Pierce, ESQ.

David Zaniel, ESQ.

JUDGE: STEVEN R. KOSACH

CLERK: Delores Goelz

COURT REPORTER: Lesley Clarkson

LAW CLERK: John Seddon

BAILIFFS: David Nishikida

OTHERS: Scott Glogavac, ESQ. - counsel for Egon & Elfriede Klementi and
Mary Ellen Kinion
Tanika M. Capers, ESQ. - counsel for Rowena & Peter Shaw

The above-entitled matter was before the Court this being the time set by the Court for a hearing on PRE-TRIAL PENDING MOTIONS. The plaintiffs were present in Court and represented by counsel. The defendant was present in Court and represented by counsel.

EXHIBITS MARKED:

1

Mr. Zaniel informed the Court that Defendant's Motion to Compel Response to Subpoena Duces Tecum will be withdrawn with prejudice. Prior to the hearing, Mr. Zaniel met with Deputy District Attorney, Zach Wadle and an agreement was reached where the District Attorney's Office will produce all documents requested.

Mr. Zaniel requested that the hard drive containing footage from Mr. Spencer's camera be produced.

Counsel agrees to give the hard drive to Mr. Brown today.

The Court will view the hard drive in camera for relevance.

The Court signed an Order Granting Helmut Klementi's Motion for Leave to Amend Complaint.

The Court directed the parties to refrain from filing any answers until the Court has ruled on other pending motions.

The Court withhold a ruling on the Motion for Summary Judgment and the Motion to Amend Counterclaim & Third Party Complaint.

The Court set a Review for Monday, January 30th, 2017 at 1:30 p.m.

CASE NO. 14-CV-0260

DEPT NO. I

HELMUT KLEMENTI,

Plaintiff,

PLAINTIFF'S COUNSEL:

Douglas R. Brown, Esq.

v.

JEFFREY D. SPENCER,

Defendant,

DEFENDANT'S COUNSEL:

William Routsis, II, Esq.

DATE: 1-30-17

Lynn G. Pierce, Esq.

David Zaniel, Esq.

JUDGE: STEVEN R. KOSACH

CLERK: Delores Goelz

COURT REPORTER: Not Reported

LAW CLERK: John Seddon

BAILIFFS: Eric Lindsay

OTHERS: Michael Pinter, Esq. - counsel for Egon & Elfriede Klementi and
Mary Ellen Kinion
Tanika M. Capers, Esq. - counsel for Rowena & Peter Shaw

The above-entitled matter was before the Court this being the time set by the Court for a hearing on CONTINUED PRE-TRIAL PENDING MOTIONS. The plaintiffs were present in Court and represented by counsel. The defendant was present in Court and represented by counsel.

EXHIBITS MARKED:

1, 2, 3, 4, 5

EXHIBITS MARKED AND ADMITTED:

1, 3, 4, 5

WITNESSES SWORN AND TESTIFIED:

MARIA PENCE

The Court had withheld ruling on pending motions and set the matter for a hearing today, so that the Court and counsel could hear from, Maria Pence, the District Attorney who prosecuted the criminal case against Jeffrey Spencer.

Ms. Caper presented argument.

Ms. Pierce presented argument.

Mr. Moore presented argument.

Mr. Routsis presented argument.

Mr. Pintar presented argument.

The Court granted Ms. Kinion's Motion for Summary Judgment as to Spencer's Claim for Malicious Prosecution.

The Court previously granted Mr. Klementi's Motion to Amend Complaint.

The Court granted Mr. Spencer's Motion to Amend Counterclaim & Third Party Complaint.

The Court instructed counsel to file answers within 30 days.

The parties discussed possible trial dates and were unable to find a date to accommodate all parties. The Court instructed counsel to confer with each other and contact the Court to set a trial date.

Mr. Pintar will prepare the order.

CASE NO. 14-CV-0260

DEPT NO. I

HELMUT KLEMENTI,
Plaintiff,

v.

PLAINTIFF'S COUNSEL:

Douglas R. Brown
Sarah Molleck

JEFFREY D. SPENCER,
Defendant,

DEFENDANT'S COUNSEL:

William Routsis, II
Lynn G. Pierce

DATE: 07/12/2018

JUDGE: STEVEN R. KOSACH

CLERK: Delores Goelz

COURT REPORTER: Lesley Clarkson

LAW CLERK: John Seddon

BAILIFFS: Les Vido

OTHERS: Michael Pinter - counsel for Egon & Elfriede Klementi and Mary
Ellen Kinion
Tanika M. Capers - counsel for Rowena & Peter Shaw

The above-entitled matter was before the Court this being the time set by the Court for a hearing on ORDER TO SHOW CAUSE AND ALL PENDING MOTIONS. The plaintiffs were present in Court and represented by counsel. The defendants were present in Court and represented by counsel.

Motion for Summary Judgment as to Rowena and Peter Shaw:

Ms. Capers presented argument.

Ms. Pierce presented argument.

The Court GRANTED.

Motion for Summary Judgment as to Helmut Klementi:

Mr. Brown presented argument.

Ms. Pierce presented argument.

The Court GRANTED.

Motion for Summary Judgment as to Elfriede Klementi:

Mr. Pintar presented argument.

Ms. Pierce presented argument.

The Court GRANTED.

Motion for Summary Judgment as to Mary Ellen Kinion:

Mr. Pintar presented argument.

Ms. Pierce presented argument.

The Court GRANTED.

Motion for Sanctions Based on Spoilage of Evidence:

Mr. Pintar presented argument.

Ms. Pierce presented argument.

The Court DENIED.

Motion to Strike Plaintiff's Expert Witness Designation:

The Court GRANTED.

Motion to Dismiss as to Egon Klementi:

The Court GRANTED.

Mr. Routsis orally motioned the Court to reconsider its previous ruling on Mary Ellen Kinion's Motion for Summary Judgment as to the claim for malicious prosecution.

The Court DENIED.

The Court instructed counsel to prepare the order granting summary judgment as to their perspective clients along with attorney's fees and cost.

The Court ordered the trial dates be vacated.

EXHIBIT LIST

CASE NAME: KLEMENTI V SPENCER
CASE NUMBER: 14-CV-0260
DATE OF HEARING: 12/15/2016
JUDGE: STEVEN R. KOSACH
DEPT NO: I
ATTORNEYS: DOUGLAS BROWN/WILLIAM ROUTSIS/LYNN
PIERCE/DAVID ZANIEL/SCOTT GLOGAVAC/TANIKA M.
CAPERS

PURPOSE OF HEARING: CONTINUED HEARING ON PENDING MOTIONS

Exhibit #	Description	Marked for ID	Admitted
1	PACKET OF DOCUMENT RELATED TO CRIMINAL CASE 13-CR-0036	X	

EXHIBIT LIST

CASE NAME: KLEMENTI V SPENCER
CASE NUMBER: 14-CV-0260
DATE OF HEARING: 01-31-17
JUDGE: NATHAN TOD YOUNG
DEPT NO: I
ATTORNEYS: DOUGLAS BROWN/WILLIAM ROUTSIS/LYNN
PIERCE/DAVID ZANIEL/MICHAEL PINTAR/TANIKA
CAPERS


PURPOSE OF HEARING: CONTINUED HEARING ON PENDING MOTIONS

Exhibit #	Description	Marked for ID	Admitted
1	LETTER FROM MARY ELLEN KINION	X	X
2	FIRST PAGE OF CRIMINAL COMPLAINT IN CASE 13-CR-0068	X	
3	AMENDED INFORMATION IN CASE 13-CR-0036	X	X
4	PAGE 266 OF TRANSCRIPT	X	X
5	DCSO INCIDENT REPORT 12SO17219	X	X

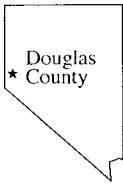
1 STATE OF NEVADA)
2 COUNTY OF DOUGLAS) ss

3
4 I, BOBBIE WILLIAMS, Clerk of the Ninth Judicial
5 District Court, State of Nevada, in and for the County of
6 Douglas; said Court being a Court of Record, having common law
7 jurisdiction, and a Clerk and a Seal, do hereby certify that
8 the foregoing are true copies of the following originals in
9 Case No. 14-CV-0260 (KLEMENTI VS. SPENCER); Amended Notice of
10 Appeal, District Court Docket Entries, Order Appealed from,
11 Notice of Entry of Order, District Court Minutes and Exhibit
12 List's.

13
14 IN TESTIMONY WHEREOF, I have
15 hereunto set my hand and affixed
16 my Official Seal at Minden, in
17 said County and State this 4th
18 day of February, 2019

19
20 
CLERK OF THE COURT

21 By: M. Bladen
22 Deputy Court Clerk
23
24
25
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28



BOBBIE R. WILLIAMS
CLERK OF COURT
COURT ADMINISTRATOR
JURY COMMISSIONER

District Court Clerk's Office
(775) 782-9820
Tahoe Justice Court
(775) 586-7200
East Fork Justice Court
(775) 782-9955

Transmittal to the Supreme Court

To: Nevada Supreme Court
210 South Carson Street
Carson City, Nevada 89710

Date: February 4, 2019

Re: District Court Case #: 14-CV-0260

District Court Case Name: KLEMENTI VS. SPENCER

The following documents are transmitted to the Supreme Court pursuant to the July 22, 1996 revisions to the Nevada Rules of Appellate Procedure. Checked items are **NOT** included in this appeal:

- ☐ Amended Notice of Appeal
- ☒ Case Appeal Statement
- ☒ Second Notice of Posting of Appeal Bond
- ☐ District Court Docket entries
- ☒ Request for Transcript
- ☐ Judgment(s) or order(s) appealed from
- ☒ Order (NRAP FORM 4)
- ☐ Notice of entry of the judgment(s) or order(s) appealed from
- ☒ Certification order directing entry of judgment pursuant to NRCP 54(b)
- ☐ District Court Minutes
- ☐ Exhibit List
- ☒ Supreme Court filing fee (\$250.00) under separate cover.

Respectfully,
BOBBIE WILLIAMS
CLERK OF THE COURT

By: M. Blagovir
Deputy Court Clerk