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Nevada Bar # 3946
318 S. Maryland Parkway
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Attorney for Plaintiff

Electronically Filed
Mar 11 2019 01:49 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

DISTRICT COURT
CLARK COUNTY, NEVADA

TRISHA KUPTZ-BLINKINSOP
nka TRISHA MARGOLIS

Plaintiff/Counterdefendant

v.

THOMAS R. BLINKINSOP

Defendant/Counterclaimant

CASE NO. A-18-783766-C

DEPT. NO. 9

NOTICE OF APPEAL

Notice is hereby given that Plaintiff/Counterdefendant TRISHA MARGOLIS hereby
appeals to the Supreme Court of Nevada from the following Order :

1. FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER filed February 26,
2019.

/s/ Benjamin B. Childs

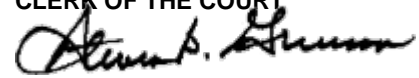
BENJAMIN B. CHILDS
Nevada Bar # 3946
Attorney for Plaintiff/Counterdefendant

CERTIFICATE OF ELECTRONIC SERVICE

This Notice of Appeal, was served through the Odessey File and Serve system to
all attorneys at the time of filing. Electronic service is in place of mailing.

/s/ Benjamin B. Childs

BENJAMIN B. CHILDS, ESQ.
NEVADA BAR # 3946



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DISTRICT COURT
CLARK COUNTY, NEVADA

TRISHA KUPTZ-BLINKINSOP
nka TRISHA MARGOLIS

Plaintiff/Counterdefendant

v.

THOMAS R. BLINKINSOP

Defendant/Counterclaimant

CASE NO. A-18-783766-C

DEPT. NO. 9

CASE APPEAL STATEMENT

1. NAME OF APPELLANTS FILING THIS CASE APPEAL STATEMENT.

TRISHA MARGOLIS Plaintiff/Counterdefendant

2. IDENTIFY JUDGE ISSUING THE DECISION APPEALED FROM :

Eighth Judicial District Court Judge J. Charles Thompson [Senior Judge]

3. IDENTIFY ALL PARTIES TO THE PROCEEDINGS IN THE DISTRICT COURT :

Plaintiff/Counterdefendant TRISHA MARGOLIS

Defendant/Counterclaimant THOMAS R. BLINKINSOP

4. SET FORTH THE NAME, LAW FIRM, ADDRESS AND TELEPHONE NUMBER OF ALL
COUNSEL ON APPEAL AND IDENTIFY THE PARTY WHOM THEY REPRESENT :

BENJAMIN B. CHILDS of Benjamin B. Childs, Ltd. 318 S. Maryland Parkway Las Vegas, NV
89101 (702) 251 0000 for TRISHA MARGOLIS. Admitted to practice in Nevada.

1 GEORGE O. WEST of Law Offices of George O. West, III. 10161 Park Run Drive # 150 Las
2 Vegas, NV 89145. (702) 318 6570 for THOMAS R. BLINKINSOP. Admitted to practice in
3 Nevada.

4
5 6. INDICATE WHETHER APPELLANT WAS REPRESENTED BY APPOINTED OR
6 RETAINED COUNSEL IN THE DISTRICT COURT :

7 Appellant was represented by retained counsel in the District Court.
8

9 7. INDICATE WHETHER APPELLANT IS REPRESENTED BY APPOINTED OR
10 RETAINED COUNSEL ON APPEAL :

11 Appellant is represented by retained counsel on appeal.
12

13 8. INDICATE WHETHER APPELLANT WAS GRANTED LEAVE TO PROCEED IN
14 FORMA PAUPERIS, AND THE DATE OF ENTRY OF THE DISTRICT COURT ORDER
15 GRANTING SUCH LEAVE :

16 Appellant has not been granted leave to proceed in forma pauperis.
17

18 9. INDICATE THE DATE THE PROCEEDINGS COMMENCED IN DISTRICT COURT:

19 November 1, 2018
20

21 10. BRIEF DESCRIPTION OF THE NATURE OF THE ACTION AND RESULT IN THE
22 DISTRICT COURT, INCLUDING THE TYPE OF JUDGMENT OR ORDER BEING
23 APPEALED AND THE RELIEF GRANTED BY THE DISTRICT COURT

24 Action for partition and counterclaim for Quiet Title and Declaratory Relief.

25 The Order being appealed is the **FINDINGS OF FACT, CONCLUSIONS OF**
26 **LAW AND ORDER** filed February 26, 2019.

27 The trial court granted Defendant/Counterclaimant's Motion for Summary Judgment and
28 denied Plaintiff/Counterdefendant's Motion for Declaratory Relief and Motion for a
29 Continuance under NRCP 56(f).
30
31
32

11. PREVIOUS APPEAL OR WRIT PETITION

None.

12. DOES THE CASE INVOLVE CHILD CUSTODY OR VISITATION?

No.

13. IN APPELLANT'S OPINION, CAN THE CASE BE SETTLED?

Yes.

/s/ Benjamin B. Childs

BENJAMIN B. CHILDS

Nevada Bar # 3946

Attorney for Plaintiff/Counterdefendant

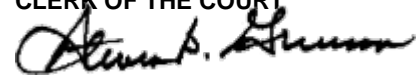
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/s/ Benjamin B. Childs

BENJAMIN B. CHILDS, ESQ.

NEVADA BAR # 3946



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DISTRICT COURT
CLARK COUNTY, NEVADA

TRISHA KUPTZ-BLINKINSOP
nka TRISHA MARGOLIS

Plaintiff/Counterdefendant

v.

THOMAS R. BLINKINSOP

Defendant/Counterclaimant

CASE NO. A-18-783766-C

DEPT. NO. 9

NOTICE OF POSTING COST
BOND

Plaintiff/Counterdefendant posted the appeal cost bond of \$ 500 pursuant to NRAP 7 on
March 1, 2019. The receipt is attached.

/s/ Benjamin B. Childs

~~BENJAMIN B. CHILDS~~
Nevada Bar # 3946
Attorney for Defendants

CERTIFICATE OF ELECTRONIC SERVICE

This NOTICE OF POSTING COST BOND, with attachment, was served through the
Odyssey File and Serve system to opposing counsel at filing. Electronic service is in place
of mailing.

/s/ Benjamin B. Childs

~~BENJAMIN B. CHILDS, ESQ.~~
NEVADA BAR # 3946

OFFICIAL RECEIPT

District Court Clerk of the Court 200 Lewis Ave, 3rd Floor Las Vegas, NV 89101

Payor
Benjamin B. Childs

Receipt No.
2019-13240-CCCLK

Transaction Date
03/1/2019

| Description | Amount Paid |
|-------------|-------------|
|-------------|-------------|

On Behalf Of Kuptz-Blinkinsop, Trisha

A-18-783766-C

Trisha Kuptz-Blinkinsop, Plaintiff(s) vs. Thomas Blinkinsop, Defendant(s)

Appeal Bond

Appeal Bond

500.00

SUBTOTAL

500.00

PAYMENT TOTAL

500.00

Check (Ref #13082) Tendered

500.00

Total Tendered

500.00

Change

0.00

03/01/2019

11:04 AM

Cashier

Station AIKO

Audit

36388289

OFFICIAL RECEIPT

CASE SUMMARY**CASE NO. A-18-783766-C**

Trisha Kuptz-Blinkinsop, Plaintiff(s)
vs.
Thomas Blinkinsop, Defendant(s)

§
§
§
§
§

Location: **Department 9**
 Judicial Officer: **Vacant, DC 9**
 Filed on: **11/01/2018**
 Case Number History:
 Cross-Reference Case Number: **A783766**

CASE INFORMATIONCase Type: **Other Real Property**

Case
Status: **11/01/2018 Open**

DATE**CASE ASSIGNMENT****Current Case Assignment**

Case Number A-18-783766-C
 Court Department 9
 Date Assigned 01/07/2019
 Judicial Officer Vacant, DC 9

PARTY INFORMATION

| | | |
|--------------------------|--|--|
| Plaintiff | Kuptz-Blinkinsop, Trisha | <i>Lead Attorneys</i> Childs, Benjamin B., ESQ <i>Retained</i> 702-251-0000(W) |
| Defendant | Blinkinsop, Thomas R | West III, George O. <i>Retained</i> 702-318-6570(W) |
| Counter Claimant | Blinkinsop, Thomas R | West III, George O. <i>Retained</i> 702-318-6570(W) |
| | Kuptz-Blinkinsop, Trisha Removed: 11/08/2018 Data Entry Error | Childs, Benjamin B., ESQ <i>Retained</i> 702-251-0000(W) |
| Counter Defendant | Kuptz-Blinkinsop, Trisha | Childs, Benjamin B., ESQ <i>Retained</i> 702-251-0000(W) |

DATE**EVENTS & ORDERS OF THE COURT****INDEX****EVENTS**

11/01/2018



Complaint

Filed By: Plaintiff Kuptz-Blinkinsop, Trisha
Complaint

11/01/2018



Summons Electronically Issued - Service Pending

Party: Plaintiff Kuptz-Blinkinsop, Trisha
Summons

11/03/2018



Summons

Filed by: Plaintiff Kuptz-Blinkinsop, Trisha
Summons

CASE SUMMARY



CASE NO. A-18-783766-C

| | |
|------------|--|
| 11/08/2018 |  Answer and Counterclaim Filed By: Counter Claimant Blinkinsop, Thomas R <i>Defendan/ Counter-Claimant Thomas Blinkinsop's Answer to Complaint and Counter-Claim</i> |
| 11/08/2018 |  Initial Appearance Fee Disclosure Filed By: Counter Claimant Blinkinsop, Thomas R <i>Defendant Blinkinsop's Intial Appearance and Fee Disclosures</i> |
| 11/15/2018 |  Answer to Counterclaim Filed By: Plaintiff Kuptz-Blinkinsop, Trisha <i>ANSWER TO COUNTERCLAIM</i> |
| 11/16/2018 |  Motion for Declaratory Relief Filed By: Plaintiff Kuptz-Blinkinsop, Trisha <i>Motion For Declaratory Relief</i> |
| 12/07/2018 |  Countermotion For Summary Judgment Filed By: Plaintiff Kuptz-Blinkinsop, Trisha <i>Defendant/Counter-Claimant Thomas Blinkinsop's Opposition to Plaintiff's Motion for Declaratory Relief and Defendant/Counter-Claimant's Counter Motion for Summary Judgment</i> |
| 12/07/2018 |  Statement Filed by: Counter Claimant Blinkinsop, Thomas R <i>Concise Separte Statement of Material Undisputed Facts in Support of Blinkinsop's Counter Motion for Summary Judgment</i> |
| 12/10/2018 |  Stipulation and Order <i>Stipulation and Order to Reschedule Hearing</i> |
| 12/11/2018 |  Notice of Entry of Order Filed By: Plaintiff Kuptz-Blinkinsop, Trisha <i>Notice of Entry of Stipulation and Order</i> |
| 01/07/2019 | Case Reassigned to Department 9 <i>Judicial Reassignment - From Judge Bailus to Vacant, DC9</i> |
| 01/07/2019 |  Reply to Opposition Filed by: Plaintiff Kuptz-Blinkinsop, Trisha <i>Reply To Opposition And Opposition To Countermotion</i> |
| 02/27/2019 |  Findings of Fact, Conclusions of Law and Order <i>Findings of Fact, Conclusions of Law and Order</i> |
| 02/28/2019 |  Notice of Appeal Filed By: Plaintiff Kuptz-Blinkinsop, Trisha <i>Notice of Appeal</i> |
| 02/28/2019 |  Case Appeal Statement Filed By: Plaintiff Kuptz-Blinkinsop, Trisha <i>Case Appeal Statement</i> |
| 02/28/2019 |  Notice of Entry Filed By: Plaintiff Kuptz-Blinkinsop, Trisha |

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-18-783766-C

| | |
|------------|--|
| | <i>NOTICE OF ENTRY OF FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER</i> |
| 03/01/2019 |  Notice of Posting of Cost Bond Filed By: Plaintiff Kuptz-Blinkinsop, Trisha <i>NOTICE OF POSTING COST BOND</i> |
| | <u>HEARINGS</u> |
| 01/15/2019 | Motion for Declaratory Relief (8:30 AM) (Judicial Officer: Thompson, Charles) Denied; |
| 01/15/2019 | Opposition and Countermotion (8:30 AM) (Judicial Officer: Thompson, Charles) <i>Defendant/Counter-Claimant Thomas Blinkinsop's Opposition to Plaintiff's Motion for Declaratory Relief and Defendant/Counter-Claimant's Counter Motion for Summary Judgment</i> Granted; |
| 01/15/2019 |  All Pending Motions (8:30 AM) (Judicial Officer: Thompson, Charles) Matter Heard; Journal Entry Details: <i>MOTION FOR DECLARATORY RELIEF ... DEFENDANT/COUNTER-CLAIMANT THOMAS BLINKINSOP'S OPPOSITION TO PLAINTIFF'S MOTION FOR DECLARATORY RELIEF AND DEFENDANT/COUNTER-CLAIMANT'S COUNTER MOTION FOR SUMMARY JUDGMENT Arguments by counsel in support of their respective motions. COURT NOTED the divorce decree awarded the property to the Defendant, who never filed a quick claim to remove the Plaintiff's name from the title and ORDERED, Motion for Summary Judgement GRANTED; Plaintiff's Motion for Declaratory Relief DENIED. CLERK'S NOTE: Minutes completed via JAVS. 1/16/19 amt;</i> |

| DATE | FINANCIAL INFORMATION |
|------|---|
| | Counter Claimant Blinkinsop, Thomas R Total Charges 423.00 Total Payments and Credits 423.00 Balance Due as of 3/4/2019 0.00 |
| | Plaintiff Kuptz-Blinkinsop, Trisha Total Charges 325.50 Total Payments and Credits 325.50 Balance Due as of 3/4/2019 0.00 |
| | Plaintiff Kuptz-Blinkinsop, Trisha Appeal Bond Balance as of 3/4/2019 500.00 |

DISTRICT COURT CIVIL COVER SHEET

County, Nevada
Case No. _____
(Assigned by Clerk's Office)

A-18-783766-C
Department 18

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

| | |
|--|--|
| Plaintiff(s) (name/address/phone): TRISHA KUPTZ-BLINKINSOP kna TRISHA MARGOLIS 500 East 77th St Apt 3214 New York, NY 10162 | Defendant(s) (name/address/phone): THOMAS R. BLINKINSOP 2042 Deer Springs Dr. Henderson, NV 89074 |
| Attorney (name/address/phone): Benjamin B Childs, Sr 318 S. Maryland Parkway Las Vegas, NV 89101 702 251 0000 | Attorney (name/address/phone): unknown |

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

Civil Case Filing Types

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

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

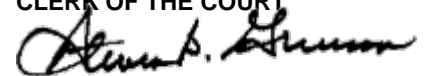
11/01/2018

Date

/s/ Benjamin B. Childs, Sr.

Signature of initiating party or representative

See other side for family-related case filings.



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DISTRICT COURT
CLARK COUNTY, NEVADA

TRISHA KUPTZ-BLINKINSOP
nka TRISHA MARGOLIS

Plaintiff/Counterdefendant

v.

THOMAS R. BLINKINSOP

Defendant/Counterclaimant

CASE NO. A-18-783766-C

DEPT. NO. 18

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

On January 15, 2019 Plaintiff/Counterdefendant TRISHA KUPTZ-BLINKINSOP's ("KUPTZ") Motion for Declaratory Relief Motion for Continuance under NRCP 56(f) and Defendant/Counterclaimant THOMAS BLINKINSOP's ("BLINKINSOP") Counter Motion for Summary Judgment came on regularly for hearing. The Honorable Charles Thompson presiding. After reading the moving and opposing papers, and after having heard the arguments of counsel, the Court hereby denies KUPTZ's Motion for Declaratory Relief and Motion for Continuance under NRCP 56(f) and grants BLINKINSOP'S counter motion for summary judgment.

FINDINGS OF FACT

The Court finds the following facts.

Kuptz initiated this case October 31, 2018 seeking partition of the Subject Property.

1 The Subject Property involved in this case is described below :

2
3 Street address : 2042 Deer Springs Drive Henderson, NV 89074

4 Legal Description : Lot Twenty-One (21) of Block One (1) of CREEKSIDE UNIT 3
5 as shown by map thereof on file in Book 42 of Plats, Page 21
6 in the Office of the County Recorder of Clark County, Nevada.

7 APN : 178-08-317-036
8

9 The Court finds that the parties were married and acquired the Subject Property
10 by Grant, Bargain and Sale Deed recorded December 2, 2005 to the parties "Thomas
11 R. Blinkinsop and Trisha Kruptz-Blinkinsop, Husband and Wife as Joint Tenants with
12 Rights of Survivorship".

13 The parties subsequently divorced and a Decree of Divorce filed May 19, 2009
14 was filed in Clark County, Nevada, Case # D-09-409681-D. In that divorce case, Kuptz
15 was the plaintiff and Blinkinsop was the defendant. That Decree of Divorce states, in
16 relevant part, as follows :

17
18 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that
19 Defendant shall receive as his sole and separate property the real
20 property located at 2042 Deer Springs Drive, Henderson, Nevada.
21 Defendant shall assume, and hold Plaintiff harmless from, any and
22 all encumbrances on said real property. Plaintiff shall execute a
23 quitclaim deed to remove Plaintiff's name from title within 10 days of
entry of this decree.

24 Other portions of the Decree of Divorce are irrelevant to the decision in this case.

25 Neither party took any steps to enforce the provision in the Decree of Divorce
26 regarding the Subject Property until the filing of this case October 31, 2018.
27

28 CONCLUSIONS OF LAW 29

30 Kuptz's reliance on the holding in Davidson vs. Davidson, 132 Nev. ___, 382 P.
31 3d 880 (2016) is misplaced. The holding in *Davidson* does not affect the Family Law
32

1 Court's previous adjudication that the Subject Property was the sole and separate
2 property of BLINKINSOP. Furthermore the holding in *Davidson* did not require
3 BLINKINSOP to renew the divorce decree pursuant to NRS 17.241 in order for him to
4 preserve the Court's previous adjudication and order.

5 The limitation of actions deadline in NRS 11.190(1) is not applicable to the facts
6 in this case.

7 Kuptz is precluded from pursuing her partition action by the doctrines of
8 doctrine of res judicata/claim preclusion. *Univ. of Nevada v. Tarkanian*, 110 Nev. 581,
9 598, 879 P.2d 1180, 1191 (1994) is the seminal case on this issue and applies in this
10 case.

11
12 ORDER

13
14 Based on the aforementioned, BLINKINSOP is entitled to a declaratory judgment
15 adjudicating and adjudging the Subject Property as his sole and separate property,
16 subject to any existing encumbrances. BLINKINSOP is further entitled to a declaratory
17 judgment extinguishing, severing, dissolving, cancelling and terminating any and all
18 ownership interest or rights to the property, whether in law or in equity, with respect to
19 KUPTZ.

20 Kuptz' motion for declaratory relief is denied.

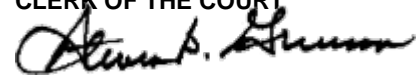
21 Kuptz' Motion for a Continuance under NRCP 56(f) is denied.

22
23 It is so ORDERED this February, 26, 2019.

24
25 J. Charles Thompson
26 District Court Judge

27 SENIOR JUDGE
28 J. CHARLES THOMPSON

29 Benjamin B. Childs
30 BENJAMIN B. CHILDS, Sr.
31 Nevada Bar # 3946
32 Attorney for Plaintiff/Counterdefendant



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DISTRICT COURT
CLARK COUNTY, NEVADA

TRISHA KUPTZ-BLINKINSOP
nka TRISHA MARGOLIS

CASE NO. A-18-783766-C

DEPT. NO. 9

Plaintiff/Counterdefendant

v.

THOMAS R. BLINKINSOP

Defendant/Counterclaimant

NOTICE OF ENTRY OF
FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Take notice that FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER was
filed on February 27, 2019. A true, correct and complete copy of said FINDINGS OF FACT,
CONCLUSIONS OF LAW AND ORDER is attached hereto.

/s/ Benjamin B. Childs

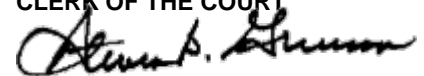
BENJAMIN B. CHILDS
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NEVADA BAR # 3946



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18 ownership interest or rights to the property, whether in law or in equity, with respect to
19 KUPTZ.

20 Kuptz' motion for declaratory relief is denied.

21 Kuptz' Motion for a Continuance under NRCP 56(f) is denied.

22
23 It is so ORDERED this February, 26, 2019.

24
25 J. Charles Thompson
26 District Court Judge

27 SENIOR JUDGE
28 J. CHARLES THOMPSON

29 Benjamin B. Childs
30 BENJAMIN B. CHILDS, Sr.
31 Nevada Bar # 3946
32 Attorney for Plaintiff/Counterdefendant

Other Real Property

COURT MINUTES

January 15, 2019

A-18-783766-C Trisha Kuptz-Blinkinsop, Plaintiff(s)
vs.
Thomas Blinkinsop, Defendant(s)

January 15, 2019 08:30 AM All Pending Motions

HEARD BY: Thompson, Charles; COURTROOM: Phoenix Building 11th Floor 110
Vacant, DC 9

COURT CLERK: Jacobson, Alice

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

Benjamin B. Childs, ESQ

Attorney for Counter Claimant, Counter
Defendant, Plaintiff

George O. West III

Attorney for Counter Claimant, Defendant

JOURNAL ENTRIES

MOTION FOR DECLARATORY RELIEF ... DEFENDANT/COUNTER-CLAIMANT THOMAS
BLINKINSOP'S OPPOSITION TO PLAINTIFF'S MOTION FOR DECLARATORY RELIEF AND
DEFENDANT/COUNTER-CLAIMANT'S COUNTER MOTION FOR SUMMARY JUDGMENT

Arguments by counsel in support of their respective motions. COURT NOTED the divorce decree awarded the property to the Defendant, who never filed a quick claim to remove the Plaintiff's name from the title and ORDERED, Motion for Summary Judgement GRANTED; Plaintiff's Motion for Declaratory Relief DENIED.

CLERK'S NOTE: Minutes completed via JAVS. 1/16/19 amt



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

BENJAMIN B. CHILDS
318 S. MARYLAND PKWY.
LAS VEGAS, NV 89101

DATE: March 4, 2019
CASE: A-18-783766-C

RE CASE: TRISHA KUPTZ-BLINKINSOP nka TRISHA MARGOLIS vs. THOMAS R. BLINKINSOP

NOTICE OF APPEAL FILED: February 28, 2019

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

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

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

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

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

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

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

Certification of Copy

State of Nevada }
County of Clark } SS:

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

NOTICE OF APPEAL; CASE APPEAL STATEMENT; NOTICE OF POSTING COST BOND; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER; NOTICE OF ENTRY OF FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

TRISHA KUPTZ-BLINKINSOP nka TRISHA MARGOLIS,

Plaintiff(s),

vs.

THOMAS R. BLINKINSOP,

Defendant(s),

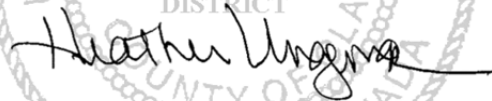
Case No: A-18-783766-C

Dept No: IX

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 4 day of March 2019.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk