

IN THE SUPREME COURT OF THE STATE OF NEVADA

Ali Shahrokhi,

Petitioner,

vs.

**The Eighth Judicial District
Court of the State of Nevada, in
and for the County of Clark, and
The Honorable Mathew Harter,
District Court Judge,**

Respondents,

Kizzy Burrow,

Real Party in Interest.

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Aug 06 2019 01:30 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Sup. Ct. Docket No.

Dist. Ct. Case No. **D-18-581208-P**

**PETITIONER'S APPENDIX
VOLUME I**

A Petition Following a District Court Order Modifying Temporary Legal and Physical Custody; Granting Temporary Relocation of Child to Oregon, without Notice; Terminating Petitioner's Contact with Child, without Notice; Ordering Child Interview, without Notice; Changing Child's School, without Notice; and Refusing to Set Evidentiary Hearing; Eighth Judicial District Court, Clark County, Nevada; Hon. Mathew Harter, District Court Judge.

Bruce I. Shapiro, Esq.

Nevada Bar No. 004050

Jack W. Fleeman, Esq.

Nevada Bar No. 010584

PECOS LAW GROUP

8925 South Pecos Road, Suite 14A

Henderson, Nevada 89074

(702) 388-1851

Attorneys for Petitioner

Thomas J. Standish, Esq.

Nevada Bar No. 001424

STANDISH LAW GROUP

1635 Village Center Circle, Ste. 180

Las Vegas, Nevada 89134

(702) 998-9344

Attorney for Real Party in Interest

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STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

1 CMPS
2 THOMAS J. STANDISH, ESQ.
3 Nevada Bar No. 1424
4 tom@standishlaw.com
5 LIANNA L. URFALYAN, ESQ.
6 Nevada Bar No. 14636
7 lianna@standishlaw.com
8 Standish Law Group
9 1635 Village Center Circle, Suite 180
10 Las Vegas, Nevada 89134
11 Tele: (702) 998-9344
12 Fax: (702) 998-7460
13 Attorneys for Plaintiff

8 DISTRICT COURT, FAMILY DIVISION
9 CLARK COUNTY, NEVADA

10 KIZZY BURROW,

11 Plaintiff,

12 vs.

13 ALI SHAHROKHI,

14 Defendant.

CASE NO: D-18-581208-P

DEPT. NO.: N

15 COMPLAINT TO ESTABLISH PATERNITY, CHILD CUSTODY,
16 VISITATION, AND CHILD SUPPORT

17 COMES NOW Plaintiff, KIZZY BURROW (hereinafter "Mother"), by and
18 through her counsel of record, THOMAS J. STANDISH, ESQ., of the STANDISH
19 LAW GROUP, as and for her Complaint to Establish Paternity, Child Custody,
20 Visitation, and Child Support against Defendant, ALI SHAHROKHI (hereinafter
21 "Father"), alleges as follows:
22

23 1. That Mother, for a period of more than six (6) weeks immediately
24 preceding the commencement of this action has been, and now is, an actual, bona fide
25 and actual resident and domiciliary of the State of Nevada, County of Clark, and has
26 been actually physically and corporeally present and domiciled in Nevada for more
27 than six (6) weeks immediately prior to the commencement of this action, and has had
28

1 and still has the intent to make the State of Nevada her home, residence and domicile
2 for an indefinite period of time.

3 2. That the parties were never married.

4 3. That there is one (1) minor child issue of the parties' former relationship,
5 to wit: BENNETT ETHAN SHAHROKHI, born May 1, 2009, age 9. No children
6 were adopted by Mother and/or Father and Mother is not currently pregnant.

7 4. That the State of Nevada is the home state of the subject minor child.

8 5. That this Court has the necessary UCCJEA jurisdiction to enter orders
9 regarding custody, visitation and child support.

10 6. That Father has acknowledged and confirmed that he is the biological
11 father of the subject minor child, BENNETT ETHAN SHAHROKHI, and is identified
12 as the biological father on the child's birth certificate.

13 7. That no court has entered an order regarding paternity, custody, visitation
14 or child support for the subject minor child.

15 8. That Mother is a fit and proper person to be awarded sole legal custody
16 of the minor child.

17 9. That Mother is a fit and proper person to be designated as the primary
18 physical custodian of the minor child, subject to Father's reasonable supervised
19 visitation.

20 10. That child support for the minor child of this relationship should be set in
21 accordance with the provisions of NRS 125B.070 and NRS 125B.080 until said child
22 reaches the age of majority, marries, or becomes otherwise emancipated.

23 11. That the parties should continue to maintain medical, optical, and dental
24 insurance for the minor child, until said child reaches the age of majority, marries, or
25 becomes otherwise emancipated, with any premium being paid equally by both
26 parties.

27 12. That the parties should equally share all unreimbursed medical expenses
28 of the minor child, including but not limited to medical, dental, optical, orthodontic,

1 and psychological expenses. Reimbursement should be made pursuant to the 30/30
2 rule for such unreimbursed expenses, to wit: the party incurring such unreimbursed
3 medical expenses submits, in writing and accompanied by a copy of any receipt for
4 same, a request for reimbursement to the other party within thirty (30) days of
5 incurring such an expense, and the party receiving the request for reimbursement has
6 thirty (30) days from the day he/she receives the written request for reimbursement to
7 tender the same to the requesting party.

8 13. That Mother has been required to retain the services of the Standish Law
9 Group to prosecute this action and should be awarded her reasonable costs, expenses
10 and attorney's fees incurred herein.

11 WHEREFORE, Mother prays for Judgment as follows:

12 1. That the Court enter an order for paternity, child custody, visitation and
13 child support as stated in this Complaint;

14 2. That Mother be awarded sole legal custody of the minor child;

15 3. That Mother be awarded primary physical custody of the minor child;

16 4. That child support be set in accordance with the provisions of NRS
17 125B.070 and NRS 125B.080;

18 5. That Mother be awarded her reasonable attorney's fees and costs incurred
19 herein; and

20 6. For such other relief as the Court finds to be just and proper.

21
22 DATED this 10th day of December, 2018.

23 By:

24  #4636
25 per

26 THOMAS J. STANDISH, ESQ.
27 Nevada State Bar No. 1424
STANDISH LAW GROUP
1635 Village Center Circle, Ste. 180
28 Las Vegas, NV 89134
Email: tom@standishlaw.com
Attorneys for Plaintiff

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

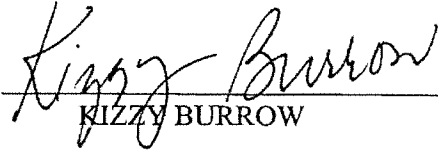
VERIFICATION

STATE OF NEVADA }
COUNTY OF CLARK } ss:

KIZZY BURROW, under penalties of perjury, being first duly sworn, deposes and says:

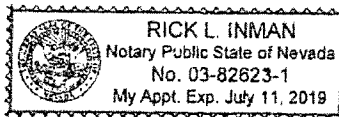
That she is the Plaintiff in the above-entitled action; that she has read the foregoing Complaint and knows the contents thereof; that the same is true of her own knowledge, except as to those matters therein stated upon information and belief, and as to those matters, she believes them to be true.

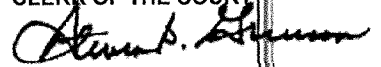
DATED this 7 day of December, 2018.


KIZZY BURROW

SUBSCRIBED and SWORN to before
me this 7 day of December, 2018.


NOTARY PUBLIC in and for said
County and State





COMP

KENNETH S. FRIEDMAN, ESQ.
Nevada Bar No.: 5311
WALSH & FRIEDMAN, LTD.
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660
Attorney for Plaintiff

**DISTRICT COURT
FAMILY COURT
CLARK COUNTY, NEVADA**

ALI SHAHROKHI,

Plaintiff,

vs.

KIZZY BURROW,

Defendant.

CASE NO.: D-18-581430-C
DEPT. NO.: Department N

COMPLAINT TO ESTABLISH CUSTODY AND CHILD SUPPORT

COMES NOW, Plaintiff, ALI SHAHROKHI, and for cause of action
alleges as follows:

I.

That the Plaintiff is a resident of the State of Nevada and for a period of
more than six weeks before the commencement of this action has resided and
been physically present and domiciled and during all of said period of time,
Plaintiff has had, and still has, the intent to make said State of Nevada his home,
residence and domicile for an indefinite period of time.

WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660

II.

That Plaintiff, ALI SHAHROKHI, is presumed to be the natural father of the minor child, to-wit: BENNETT ETHAN SHAHROKHI, born May 1, 2009. That the minor child bears Plaintiff's last name and Plaintiff is listed as being the father on the minor child's birth certificate.

III.

That Defendant, KIZZY BURROW, is the natural mother of the minor child, to-wit: BENNETT ETHAN SHAHROKHI, born May 1, 2009.

IV.

That the parties should be awarded joint legal and joint physical custody of the subject minor child.

V.

Based on the joint physical custodianship child support should be governed by *Wright v. Osborn*, 114 Nev. 1367, 970 P.2d 1071 (Nev. 1988).

VI.

That the parties should maintain health and medical insurance for the minor child, and the parties should be equally responsible and pay one-half of the premiums and any medical expenses for the minor child that are not covered by insurance.

VERIFICATION

COUNTY OF CLARK)
) ss.
STATE OF NEVADA)

ALI SHAHROKHI, being first duly sworn hereby deposes and says:



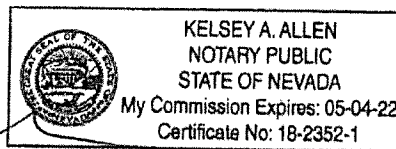
That he is the Plaintiff in the above-entitled action; that he has read the foregoing COMPLAINT TO ESTABLISH CUSTODY AND CHILD SUPPORT and knows the contents thereof; that the same is true of his own knowledge, except for those matters therein contained stated upon information and belief, and as to those matters, he believes them to be true.

DATED this 13th day of Dec, 2018.



ALI SHAHROKHI

SUBSCRIBED AND SWORN to before me
this 13th day of December, 2018
by ALI SHAHROKHI.


NOTARY PUBLIC, in and for said
County of Clark, State of Nevada
NOTARY PUBLIC

WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660



1 **MOT**
2 THOMAS J. STANDISH, ESQ.
3 Nevada Bar No. 1424
4 tom@standishlaw.com
5 Standish Law Group
6 1635 Village Center Circle, Suite 180
7 Las Vegas, Nevada 89134
8 Tele: (702) 998-9344
9 Fax: (702) 998-7460
10 *Attorneys for Plaintiff*

11 **DISTRICT COURT, FAMILY DIVISION**
12 **CLARK COUNTY, NEVADA**

13 KIZZY BURROW,
14 Plaintiff,
15 vs.
16 ALI SHAHROKHI,
17 Defendant.

CASE NO: D-18-581208-P

DEPT. NO.: N

Date of Hearing: **02/12/2019**

Time of Hearing: **11:00 am**

ORAL ARGUMENT REQUESTED:
YES

18 **NOTICE: YOU ARE REQUIRED TO FILE A WRITTEN RESPONSE TO THIS**
19 **MOTION WITH THE CLERK OF THE COURT AND TO PROVIDE THE**
20 **UNDERSIGNED WITH A COPY OF YOUR RESPONSE WITHIN TEN (10)**
21 **DAYS OF YOUR RECEIPT OF THIS MOTION. FAILURE TO FILE A**
22 **WRITTEN RESPONSE WITH THE CLERK OF THE COURT WITHIN TEN**
23 **(10) DAYS OF YOUR RECEIPT OF THIS MOTION MAY RESULT IN THE**
24 **REQUESTED RELIEF BEING GRANTED BY THE COURT WITHOUT**
25 **HEARING PRIOR TO THE SCHEDULED HEARING.**

26 **PLAINTIFF'S MOTION TO ESTABLISH CUSTODY, VISITATION, AND**
27 **CHILD SUPPORT; FOR A BRIEFING SCHEDULE; FOR THE**
28 **APPOINTMENT OF A THERAPIST FOR THE CHILD BY THE COURT;**
FOR A MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO
AN INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO BE
ORDERED TO COMPLETE ANGER MANAGEMENT COURSES; FOR A
CHILD CUSTODY EVALUATION; FOR THE PARTIES'
COMMUNICATION TO BE THROUGH OURFAMILYWIZARD; FOR
ATTORNEY'S FEES AND COSTS; AND FOR RELATED RELIEF

1 COMES NOW Plaintiff, KIZZY BURROW ("Mother"), by and through her
2 respective counsel of record THOMAS J. STANDISH, ESQ. and LIANNA L.
3 URFALYAN, ESQ., of the STANDISH LAW GROUP, and for the protection of
4 Mother and for the best interest of the parties' minor child, seeks relief from the Court
5 based on the past actions of Defendant, Ali Shahrokhi ("Father"), therefore submits
6 her Motion to Establish Custody, Visitation, and Child Support; for a Briefing
7 Schedule; for the Appointment of a Therapist for the child by the Court; for a Mutual
8 Behavior Order, for Defendant to submit to an Independent Medical Examination; for
9 Defendant to be Ordered to complete Anger Management Courses; for a Child
10 Custody Evaluation; for the parties' communication to be through OurFamilyWizard;
11 for Attorney's Fees; and for Related Relief.
12

13 Mother respectfully moves this Court to enter the following:
14

- 15 1. An Order awarding Mother sole legal custody of the child;
- 16 2. An Order awarding Mother primary physical custody of the child;
- 17 3. Any and all specific Orders deemed appropriate by the Court to monitor
18 and supervise the child's visitation with Father due to Father's extreme
19 parenting behaviors and due to Father's threats to remove the child to Iran,
20 a country which is not a signatory to the Hague Convention;
21 4. An Order awarding Mother child support;
- 22 5. An Order setting a briefing schedule regarding Mother's request to
23 relocate;
- 24
- 25
- 26
- 27
- 28

6. An Order appointing a therapist for the minor child and compelling both parents' participation in such therapy as directed by the therapist;
7. A detailed Mutual Behavior Order;
8. An Order for Father to attend anger management courses;
9. An Order for a Child Custody Evaluation;
10. An Order for the parties to strictly communicate through text messages and OurFamilyWizard;
11. An Order awarding Mother her prospective attorney's fees and costs; and
12. For such other and further relief as is deemed just and equitable by the Court under the circumstances.

This Motion is made and based upon the attached Points and Authorities, the Affidavit and exhibits attached hereto, all papers and pleadings on file herein, and any oral argument adduced at the hearing of this matter.

DATED this 9th day of January, 2019.

STANDISH LAW GROUP

 #14636
for

THOMAS J. STANDISH, ESQ.

Nevada Bar No. 1424

tom@standishlaw.com

Standish Law Group

1635 Village Center Circle, Suite 180

Las Vegas, Nevada 89134

Tele: (702) 998-9344

Fax: (702) 998-7460

Attorneys for Plaintiff

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

NOTICE OF MOTION

TO: ALI SHAHROKHI, Defendant:

PLEASE TAKE NOTICE that the undersigned will bring the above and foregoing Motion on for hearing before the Court at the Courtroom of the above-entitled Court on the 12th day of February, 2019, at the hour of 11:00 o'clock a.m. of said day, in Department "N" of said Court.

DATED this 9th day of January, 2019.

STANDISH LAW GROUP

 #14636
for

THOMAS J. STANDISH, ESQ.
Nevada State Bar No. 1424
STANDISH LAW GROUP
1635 Village Center Circle, Ste. 180
Las Vegas, NV 89134
Email: tom@standishlaw.com
Attorneys for Plaintiff

MEMORANDUM OF POINTS AND AUTHORITIES

I. FACTUAL BACKGROUND AND ALLEGATIONS

Mother and Father were involved in an intimate relationship which produced one (1) minor child, to wit: BENNETT ETHAN SHAHROKHI, born on May 1, 2009, currently 9 years old. Mother is self-employed, and Father works as a real-estate agent.

Throughout the parties' relationship, Father relentlessly perpetrated domestic violence against Mother. Father was verbally abusive, extremely controlling, demanding, and very quick to become angry. Throughout the parties' relationship, he would scream at Mother for everyday issues.

Father's verbal abuse escalated to physical abuse early their relationship. As an example, when Mother was eight months pregnant with the subject minor child, Father, who is 6'3", became angry and shoved Mother, who is 5'3", onto the floor and sat on her so that she could not breathe and was in excruciating pain. Father did not care she was in pain and kept yelling at her.

From when the minor child was born until approximately when the minor child turned five (5) years old, Father would frequently get physically violent with Mother. He would physically restrain her, grab her by the arms, forearms, or wrists, and would yell in Mother's face. He even backhanded Mother across the face multiple times. On one occasion he grabbed Mother by her hair and slammed her face onto the floor. From the impact, Mother had to visit the dentist for an examination for potentially cracked teeth.

1 When the minor child was approximately five (5) years old, Father noticed that
2 the minor child was not only comprehending his physical violence but had started to
3 realize that Father was hurting Mother. As a result, Father's physical violent acts
4 became less frequent but his verbal abuse, yelling and screaming, continue to this day.
5

6 Over the past five (5) years, Father and Mother continued to live in the same
7 residence but slept in separate bedrooms and did not have a sexual relationship. During
8 the past two years, despite the complete lack of any intimate relationship, Father's
9 behavior towards Mother has become even more controlling and demanding. Father
10 goes through Mother's phone, calls and texts her repeatedly, on many days over 50
11 times a day; and, Father also recently started to follow Mother to check on her activities
12 or work (See **Exhibit 1** for call and text logs).
13

14 Over the past six (6) months, Father's behavior has become even more obsessive
15 and erratic. Father works minimally but still demands that Mother financially support
16 him, pay his bills, and check in with him throughout the day regarding her whereabouts.
17 On a daily basis, Father grabs Mother and screams in her face about fabricated theories
18 he creates in his mind. His monitoring and tracking has become totally obsessive the
19 past several months, and has intensified to the point that Mother believes that Father is
20 simply becoming more and more mentally unstable.
21

22 Over the past several months, even at public places, Father has lost control, yelled
23 at Mother, cursed at Mother, and called her horrible names – all in front of the minor
24 child and other people in the restaurant, coffee shop, or wherever the parties would go
25

1 to be in a "public" place – (Mother has stood up to Father on this point and tried to insist
2 that, if Father needs to "discuss" something with Mother, that they do so in a public
3 place – this has somewhat cut down the constant incidents in the house of Father
4 grabbing Mother and screaming in her face).
5

6 In the past several weeks, Father learned that Mother had entered into a
7 relationship with another man, and his threatening behavior and actions of escalated:
8

- 9 1. Several examples of Father's out-of-control text messages are filed
10 concurrently herewith as **Exhibit 2**.
11
- 12 2. Recently when Mother was in Charlotte, North Carolina on business,
13 Father piled some of Mother's belongings outside of the residence,
14 threatened to burn all of them, and told Mother that he would be waiting
15 in the dark so that when she tried to retrieve her belongings from the front
16 door he would punch her in the face. He also emailed Mother saying that
17 he would be waiting by the parties' child's school to "beat the f--- out of
18 [Mother]." Mother believes Father's threats.
19
- 20 3. Recently when Mother was promoting her company at a convention held
21 at the Sands Convention Center, Father went to the Convention Center and
22 caused a huge scene. Mother had to call security personnel, who threatened
23 to arrest Father if he did not leave.
24
- 25 4. On December 3, 2018, Father violently shoulder-checked Mother on the
26 stairs of their home, which threw Mother off balance and could have
27
28

1 potentially caused her to tumble down the stairs. Mother called the police,
2 but no arrest was made because neither of the parties had any visible
3 bruises or marks. The female police officer advised Mother to seek a
4 Temporary Protective Order (“TPO”). Later in the day, Father cursed at
5 Mother in the car, called her worthless, and told her to “get lost and go
6 die.”¹

- 7
8
9 5. As a result, Mother applied for a TPO and her application was approved
10 on December 7, 2018 and the Ex Parte TPO was served on Father on
11 December 10, 2018. The TPO awarded Mother custody of the minor child
12 pending further Orders from the Court (See **Exhibit 3**).
13
14 6. On January 3, 2019, the parties appeared for their TPO hearing and
15 stipulated to a detailed mutual Stipulation and Order, which was entered
16 as an Order by the TPO Commissioner (See **Exhibit 4**).
17
18 7. On or about December 4, 2018, Father used an online program to track and
19 call undersigned counsel’s paralegal’s mother and brother with a different
20 number as a form of intimidation.
21
22 8. On or about December 7, 2018, Father also used an online program which
23 allowed him to call and harass Mother by using Mother’s sister’s phone
24 number. In other words, Father hacked into Mother’s phone logs, looked
25
26
27
28

¹ A video recording of this communication is available upon this Court’s request.

1 up each incoming call/text message, then stalked the law firm's staff's
2 family members to obtain their phone numbers, and used this information
3 to intimidate and harass not only Mother but undersigned counsel's staff.
4
5 This behavior is not only concerning but is predatory.
6

7 Mother believes that Father's cultural upbringing and background greatly
8 contributes to his behavior. Father is originally from Iran and Mother believes Father
9 has dual citizenship. As Iran is not a Hague Convention country, Father's flight risk is
10 substantial, which could be devastating to the minor child's life and relationship to his
11 Mother. Father has made threats to Mother in the last year that he would take the minor
12 child and leave the state, and that she would never see her child again.
13
14

15 Mother submits the above actions of Father to show that Father's behavior has
16 not been in the minor child's physical, mental, or emotional interests. However, there
17 are other highly disturbing parenting behaviors by Father that are even more extreme,
18 and are seriously detrimental to the child:
19

- 20 1. The parties' child is now 9 years old and, for years now, Father has
21 continued to force Mother to physically spoon feed the child at every meal.
22 He has also continued to demand that Mother wipe the child's bottom
23 when he goes to the bathroom, instead of the child doing it himself.
24
- 25 2. Father has continued to scream at Mother and threaten her, to force her to
26 continue to do these things for the minor child -- or face his physical and
27 verbal abuse. The minor child obviously is far too old for spoon-feeding,
28

1 and even more obviously should be wiping himself after using the
2 restroom, without anyone else's assistance.
3

4 Due to Father's threats, Mother has been living in a confidential location with the
5 minor child, as Father has become increasingly upset that Mother is now in a
6 relationship with her boyfriend. It is the intention of Mother and her boyfriend to get
7 married, and for that reason Mother is seeking permission from the Court to move to
8 Portland, Oregon, to live with her soon-to-be husband, who earns significant income,
9 can financially provide for the minor child, and will provide a stable, normal, and
10 balanced environment for the child.
11

12 Mother has tolerated Father's abuse, thinking that she needed to ensure that the
13 minor child did not grow up without a Father, as Mother did. However, Mother has now
14 come to the realization that she must get away from Father and seek the Court's
15 intervention to protect the minor child from the disturbing things that Father has done
16 and continues to do.
17

18 **II. LAW AND ARGUMENT**

19 **A. Mother requests that this Court award her sole legal custody of the child.**
20

21 **NRS 125C.002** states in relevant part:
22

23 "1. When a court is making a determination regarding the legal custody
24 of a child, there is a presumption, affecting the burden of proof, that joint
25 legal custody would be in the best interest of a minor child if:
26

27 (a) The parents have agreed to an award of joint legal custody or so agree
28 in open court at a hearing for the purpose of determining the legal custody
of the minor child; or

- 1 (b) A parent has demonstrated, or has attempted to demonstrate but has had
- 2 his or her efforts frustrated by the other parent, an intent to establish a
- 3 meaningful relationship with the minor child.
- 4 2. The court may award joint legal custody without awarding joint
- 5 physical custody."

6 It is submitted that the burden of proof in favor of Mother being awarded sole
7 legal custody is undeniable. Father has demonstrated that he is not fit to be awarded
8 joint legal custody by the multitude of abusive and destructive actions perpetrated by
9 him for years in the past, including unrelenting physical and verbal abuse of Mother in
10 the presence of the child. Father has made terrible decisions regarding the child's health
11 and upbringing, and his inability to co-parent also weighs strongly in favor of Mother
12 being awarded sole legal custody.

13
14 **B. Mother requests that this Court award her primary physical custody of the**
15 **child subject to Father's supervised visitation.**
16

17 The sole consideration for determining custody in the state of Nevada is the best
18 interests of the child. The Nevada legislature has set forth certain guidelines to assist
19 the Court in making a determination as to the best interest of the minor child.
20

21 **NRS 125C.003** states in relevant part:

- 22 1. A court may award primary physical custody to a parent if the
- 23 court determines that joint physical custody is not in the best
- 24 interest of a child. An award of joint physical custody is
- 25 presumed not to be in the best interest of the child if:
- 26 (a) The court determines by substantial evidence that a parent
- 27 is unable to adequately care for a minor child for at least
- 28 146 days of the year.

29 **NRS 125C.0045** states in relevant part:

- 30 1. In any action for determining the custody of a minor child, the
- 31 court may, except as otherwise provided in this section and NRS
- 32 125C.0601 to 125C.0693, inclusive, and chapter 130 of NRS:

1 (a) During the pendency of the action, at the final hearing or
2 at any time thereafter during the minority of the child,
3 make such an order for the custody, care, education,
4 maintenance and support of the minor child as appears in
his or her best interest.

5 The party seeking such an order shall submit to the jurisdiction of
6 the court for the purposes of this subsection. The court may make
7 such an order upon the application of one of the parties or the legal
guardian of the minor.

8 **NRS 125C.0035** states in relevant part:

- 9 1. In any action for determining physical custody of a minor child,
10 the sole consideration of the court is the best interest of the child.
11 If it appears to the court that joint physical custody would be in
12 the best interest of the child, the court may grant physical custody
13 to the parties jointly.
- 14 4. In determining the best interest of the child, the court shall
15 consider and set forth its specific findings concerning, among
16 other things:
- 17 a. The wishes of the child if the child is of sufficient age and
18 capacity to form an intelligent preference as to his or her
19 custody.
 - 20 b. Any nomination by a parent or a guardian for the child.
 - 21 c. Which parent is more likely to allow the child to have
22 frequent associations and a continuing relationship with
23 the noncustodial parent.
 - 24 d. The level of conflict between the parents.
 - 25 e. The ability of the parents to cooperate to meet the needs
26 of the child.
 - 27 f. The mental and physical health of the parents.
 - 28 g. The physical, developmental and emotional needs of the
child.
 - h. The nature of the relationship of the child with each parent.
 - i. The ability of the child to maintain a relationship with any
sibling.
 - j. Any history of parental abuse or neglect of the child or a
sibling of the child.
 - k. Whether either parent or any other person seeking custody
has engaged in an act of domestic violence against the
child, a parent of the child or any other person residing
with the child.

1. Whether either parent or any other person seeking custody has committed any act of abduction against the child or any other child.
5. Except as otherwise provided in subsection 6 or NRS 125C.210, a determination by the court after an evidentiary hearing and finding by clear and convincing evidence that either parent or any other person seeking physical custody has engaged in one or more acts of domestic violence against the child, a parent of the child or any other person residing with the child creates a rebuttable presumption that sole or joint physical custody of the child by the perpetrator of the domestic violence is not in the best interest of the child.

Looking at each factor listed in NRS 125C.0035(4), the Court will find the following:

- (a) Wishes of the child if the child is of sufficient age and capacity to form an intelligent preference as to her custody.

The minor child is only nine (9) years old and is not of sufficient capacity to form an intelligent preference.

- (b) Any nomination by a parent or a guardian for the child.

Not applicable to this case.

- (c) Which parent is more likely to allow the child to have frequent associations and a continuing relationship with the noncustodial parent.

Father is a substantial flight risk and Father's behavior has made it very clear that Mother should "serve" the minor child instead of parent him. Father's temper, threats, and violent behavior weighs in favor of Mother being awarded primary physical custody and Father's visitation being monitored and/or supervised. Mother has every intention of facilitating frequent associations and a continuing relationship between Father and the minor child so long as measures are taken to ensure Father does

1 not harm the minor child through his deviant parenting behaviors, or kidnap him to
2 another country. As stated above, Father has threatened to take the minor child out of
3 state to Iran and never return the child back to America, thereby preventing Mother
4 from having any contact with the child.
5

6 (d) The level of conflict between the parents.
7

8 Father has perpetrated domestic violence against Mother. Mother fears Father
9 and Father's unpredictable actions and reactions. As such, there is a high level of
10 conflict between the parents.
11

12 (e) The ability of the parents to cooperate to meet the needs of the child.
13

14 Mother is ready, prepared, and able to cooperate with Father to meet the needs
15 of the minor child. Unfortunately, Father is not capable of controlling his anger and
16 requires assistance from professionals to bring the same under control. Mother feels
17 cooperation by Father is going to be a challenge for him.
18

19 (f) The mental and physical health of the parents.
20

21 Although Father's abuse has caused Mother physical and emotional distress.
22 Mother is in good physical and mental health.
23

24 Although Father is good physical health, Father's mental health is questionable.
25 Father should be ordered to undergo a psychiatric evaluation or the Court should
26 expressly direct that such psychiatric evaluation be performed by a child custody
27 Evaluator appointed by the Court.
28

///

1 (g) The physical, developmental and emotional needs of the child.

2 The minor child is currently at the age where he requires discipline and guidance.
3
4 Father's misogynistic behavior towards Mother is setting a very bad example for the
5 child, and Father's other bizarre and destructive parenting ideas are detrimental to the
6 child's best interests. Father's parenting demands are completely outside the societal
7 norms of North American culture, and are causing possible emotional problems in the
8 parties' child.
9

10 The minor child needs to become an individual and learn to handle day-to-day
11 tasks on his own. Moreover, the minor child should be away from Father's constant
12 verbal and emotional abuse. The minor child requires attention, time, and patience, all
13 of which Father cannot provide.
14

15 Mother's primary goal and concern is for the minor child to be happy, safe,
16 disciplined, and succeed in his endeavors. The minor child is an individual when in
17 Mother's care and is more relaxed. It is in the child's best physical, development, and
18 emotional interests for Mother to have primary physical custody.
19

20 (h) The nature of the relationship of the child with each parent.

21 The minor child's relationship with Mother is positive and very close, in large
22 part because Mother is supportive and considerate of the child's feelings. On the other
23 hand, the child's relationship with Father is tenuous, as he fears Father's rage and
24 abusive actions towards Mother.
25
26
27

28 ///

1 (i) The ability of the child to maintain a relationship with any sibling.

2 Not applicable to this case.

3
4 (j) Any history of parental abuse or neglect of the child or a sibling of the child.

5 Father's verbal and emotional abuse towards Mother in the presence of the minor
6 child causes the child to become very reserved and afraid. As the child ages, he will
7 start to realize the consequences of the substantial physical abuse Mother suffered at
8 the hands of Father. Father must be given strict Orders to protect the subject minor
9 child from further damage.

10
11
12 (k) Whether either parent or any other person seeking custody has engaged in an act
13 of domestic violence against the child, a parent of the child or any other person
14 residing with the child.

15 Father has perpetrated domestic violence against Mother physically, verbally,
16 financially, and emotionally. Father stalks Mother, undersigned counsel's staff, and
17 has bursts of rage. Father's vile language and anger must be stopped.

18 (l) Whether either parent or any other person seeking custody has committed any
19 act of abduction against the child or any other child.

20 Father is a **substantial flight risk** to the country of Iran as Mother believes he
21 maintains dual citizenship. Iran is not a part of the Hague Convention and has laws that
22 are contradictory to Nevada law with regards to physical and legal custody. If Father
23 does abduct the child to Iran, it would be difficult, if not impossible, to retrieve the
24 child.
25

26
27 **C. Mother requests that this Court award her child support.**

28 **NRS 125B.070 provides, in part, as follows:**

1. As used in this section and NRS 125B.080, unless the context otherwise requires:
 - (a) "Gross monthly income" means the total amount of income received each month from any source of a person who is not self-employed or the gross income from any source of a self-employed person, after deduction of all legitimate business expenses, but without deduction for personal income taxes, contributions for retirement benefits, contributions to a pension or for any other personal expenses.
 - (b) "Obligation for support" means the sum certain dollar amount determined according to the following schedule:
 - (1) **For one child, 18 percent;**
 - (2) For two children, 25 percent;
 - (3) For three children, 29 percent;
 - (4) For four children, 31 percent; and
 - (5) For each additional child, an additional 2 percent,
 of a parent's gross monthly income, but not more than the presumptive maximum amount per month per child set forth for the parent in subsection 2 for an obligation for support determined pursuant to subparagraphs (1) to (4), inclusive, unless the court sets forth findings of fact as to the basis for a different amount pursuant to subsection 6 of NRS 125B.080.
2. For the purposes of paragraph (b) of subsection 1, the presumptive maximum amount per month per child for an obligation for support, as adjusted pursuant to subsection 3, is:

PRESUMPTIVE MAXIMUM AMOUNTS (PMA) OF CHILD SUPPORT
 EFFECTIVE JULY 1, 2018 - JUNE 30, 2019
NRS 125B.070

INCOME RANGE		PRESUMPTIVE MAXIMUM AMOUNT
If the Parent's Gross Monthly Income Is at Least	But Less Than	The Presumptive Maximum Amount the Parent May Be Required to Pay per Month per Child Pursuant to Paragraph (b) of Subsection 1 Is
\$0	\$4,235	\$711
\$4,235	\$6,351	\$781

\$6,351	\$8,467	\$855
\$8,467	\$10,585	\$924
\$10,585	\$12,701	\$995
\$12,701	\$14,816	\$1,065
\$14,816	No Limit	\$1,138

NRS 125B.145(4) states:

An order for the support of a child may be reviewed at any time on the basis of changed circumstances. For the purposes of this subsection, a change of 20 percent or more in the gross monthly income of a person who is subject to an order for the support of a child shall be deemed to constitute changed circumstances requiring a review for modification of the order for the support of a child.

Provided Mother is awarded primary physical custody, Father should be obligated to file a Financial Disclosure Form and pay eighteen percent (18%) of his monthly income to Mother as and for child support. Father will claim he does not earn income, but he works as a real-estate agent and has the potential to earn significant income. If Father fails to provide a Financial Disclosure Form, Mother requests that this Court impute income to Father of \$8,000.00 per month, which would obligate Father to pay Mother \$855.00 per month in child support.

D. Mother requests that this Court Order a briefing schedule for the issue of Mother's relocation with the minor child and a parenting coordinator.

The issues in this matter are very serious, and the level of detail required is quite substantial that Mother cannot file her request for relocation and request for a parenting coordinator concurrently within this Motion. Mother's current goal is to obtain temporary orders to ensure the minor child's safety. Mother requests a briefing schedule

1 for her additional motion to request to relocate with the minor child and an assignment
2 of a parenting coordinator.

3
4 **E. Mother requests that this Court appoint a therapist for the minor child.**

5 The minor child should be seen by a therapist who would be able to evaluate the
6 amount of damage the parties' separation and Father's abusive behavior has caused to
7 the minor child.

8
9 **F. Mother requests that this Court make a Mutual Behavior Order.**

10 Father has disparaged, screamed, yelled, and cursed at Mother in the presence
11 of the minor child. Father has also stated that Mother should "go die," and constantly
12 condemns Mother while the child witnesses the same. The minor child is now 9 years
13 old and is witnessing Father's horrible behavior. Father's improper and eccentric
14 behavior must stop. Mother requests that the Court issue a Behavior Order with strict
15 consequences in an effort to inhibit Father from making negative and defamatory
16 statements about Mother to the child, and prevent Father from involving the child in
17 the parties' conflict and litigation.

18
19 **G. Mother requests that this Court appoint an independent medical examiner
20 or evaluator for Father for his mental condition and Order Father to be
21 evaluated for a possible referral to anger management classes.**

22 Father's mental stability and lack of impulse control is a great cause for concern.
23 As previously mentioned, Father has become extremely obsessive, and has stalked not
24 only Mother but undersigned counsel's staff. Father's mental instability is evident. It
25 has come to the point where the minor child's health and well-being is affected. Father
26
27
28

1 should be evaluated for possible psychological or psychiatric conditions by an
2 independent psychiatrist or child custody Evaluator.

3
4 **H. Mother requests that this Court Order a Child Custody Evaluation.**

5 The minor child has stood witness to Father's behavior. Although Mother has
6 tried to shelter the child as much as possible, the child is 9 years old and is perceptive.
7 Additionally, as mentioned above, Father forces Mother to still physically spoon-feed
8 the minor child and assist in wiping after the child uses the restroom. Since leaving
9 with the child, Mother has slowly been implementing new norms with the minor child
10 and teaching him that he should be independent, eat by himself, and use the restroom
11 without assistance.
12

13
14
15 Obtaining a child Evaluator would be essential in determining a recommended
16 custody order. The child Evaluator would also be able to determine the amount of
17 damage Father's actions have caused the minor child, what would be the recommended
18 permanent visitation and custody arrangement, and the possible treatment and/or
19 therapy for the child and the parents in this situation, including an analysis of Mother's
20 request for permission to relocate.
21
22

23 **I. This Court should Order that the parties may only communicate through**
24 **"OurFamilyWizard."**

25 As evidenced in **Exhibit 1**, Father calls and texts Mother over 50 times per day.
26 Additionally, most of his communication is threatening, insulting, and disdainful.
27 Mother requests that this Court make an Order so that the parties may only communicate
28

1 with one another through text messages and/or OurFamilyWizard, through which this
2 Court can track and read the exchange of correspondences between both parties.

3
4 **J. The Court should award Mother her prospective attorney's fees and costs.**

5 Mother is requesting attorney fees and seeks to preserve the issue of attorney's
6 fees and costs for trial and/or Evidentiary Hearing.

7
8 **III. CONCLUSION**

9 Based upon the foregoing, Mother requests the Court enter the following:

- 10 1. An Order awarding Mother sole legal custody of the child;
- 11 2. An Order awarding Mother primary physical custody of the child;
- 12 3. An Order for the minor child to have monitored and/or supervised
13 visitation with Father due to Father's mental instability and due to Father
14 being a flight risk to a country (Iran) which is not a part of the Hague
15 Convention;
16 4. An Order awarding Mother child support;
- 17 5. An Order granting a briefing schedule regarding Mother's request to
18 relocate;
- 19 6. An Order for the minor child to attend therapy;
- 20 7. A Mutual Behavior Order;
- 21 8. An Order appointing Father an independent medical examiner for his
22 mental condition;
- 23 9. An Order for Father to attend anger management courses;
- 24
- 25
- 26
- 27
- 28

10. An Order for a Child Custody Evaluation;
11. An Order for the parties to strictly communicate through
OurFamilyWizard;
12. An Order awarding Mother her prospective attorney's fees and costs;
and
13. For other relief deemed just and equitable by the Court under the
circumstances.

DATED this 9th day of January, 2019.



THOMAS J. STANDISH, ESQ.
Nevada Bar No. 1424
tom@standishlaw.com
Standish Law Group
1635 Village Center Circle, Suite 180
Las Vegas, Nevada 89134
Tele: (702) 998-9344
Fax: (702) 998-7460
Attorney for Plaintiff

VERIFICATION

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

1. I, KIZZY BURROW, am the Plaintiff in the above referenced matter have read and understand this underlying Motion and attest to the below referenced facts as being true and correct to the best of my knowledge.

2. I fully incorporate by reference each and every statement in this pleading as if fully restated herein as true except for those portions offered upon information and belief.

3. I respectfully request that this Court grant me all of my requests for relief as stated herein.

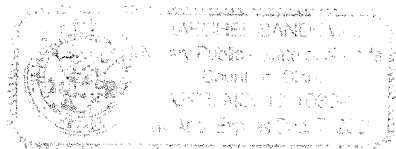
4. I respectfully request that this Court grant other and additional relief deemed just and proper under the circumstances.

DATED this 16 day of January, 2019.

Kizzy Burrow
KIZZY BURROW

SUBSCRIBED and SWORN to before
me this 16 day of January, 2019.

Notary Public
NOTARY PUBLIC in and for said
County and State



CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of STANDISH LAW GROUP, and that on this 11th day of January, 2019, I served a copy of Plaintiff's **MOTION TO ESTABLISH CUSTODY, VISITATION, AND CHILD SUPPORT; FOR A BRIEFING SCHEDULE; FOR THE APPOINTMENT OF A THERAPIST FOR THE CHILD BY THE COURT; FOR A MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO AN INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO BE ORDERED TO COMPLETE ANGER MANAGEMENT COURSES; FOR A CHILD CUSTODY EVALUATION; FOR THE PARTIES' COMMUNICATION TO BE THROUGH OURFAMILYWIZARD; FOR ATTORNEY'S FEES AND COSTS; AND FOR RELATED RELIEF** as follows:

☒ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada: and/or

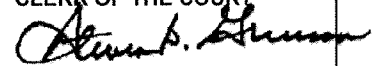
☐ Pursuant to EDCR 8.05(a), EDCR 8.05(f), NRCP 5(b)(2)(D) and Administrative Order 14-2 captioned "In the Administrative Matter of Mandatory Electronic Service in the Eighth Judicial District Court," by mandatory electronic service through the Eighth Judicial District Court's electronic filing system: and/or

☐ Pursuant to EDCR 7.26, to be sent via facsimile and/or email; and/or

☐ To be hand-delivered to the attorneys listed below at the address and/or facsimile number indicated below:

KENNETH S. FRIEDMAN, ESQ.
400 S. MARYLAND PARKWAY
LAS VEGAS, NV 89101
Attorney for Defendant


HOLLY THIELKE
An employee of Standish Law Group



EXHS
THOMAS J. STANDISH, ESQ.
Nevada State Bar No. 1424
tom@standishlaw.com
STANDISH LAW GROUP
1635 Village Center Circle, Suite 180
Las Vegas, Nevada 89134
Tele: (702) 998-9344
Fax: (702) 998-7460
Attorney for Plaintiff

**DISTRICT COURT, FAMILY DIVISION
CLARK COUNTY, NEVADA**

KIZZY BURROW,
Plaintiff,

CASE NO: D-18-581208-P

DEPT. NO.: N

vs.

ALI SHAHROKHI,
Defendant.

**EXHIBITS TO PLAINTIFF'S MOTION TO ESTABLISH CUSTODY,
VISITATION, AND CHILD SUPPORT; FOR A BRIEFING SCHEDULE; FOR
THE APPOINTMENT OF A THERAPIST FOR THE CHILD BY THE
COURT; FOR A MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO
SUBMIT TO AN INDEPENDENT MEDICAL EXAMINATION; FOR
DEFENDANT TO BE ORDERED TO COMPLETE ANGER MANAGEMENT
COURSES; FOR A CHILD CUSTODY EVALUATION; FOR THE PARTIES'
COMMUNICATION TO BE THROUGH OURFAMILYWIZARD; FOR
ATTORNEY'S FEES AND COSTS; AND FOR RELATED RELIEF**

EXHIBIT 1: Call logs and text message logs to Plaintiff from [Pages: 1-6]
Defendant.

EXHIBIT 2: Text messages/Emails to Plaintiff from Defendant. [Pages: 7-8]

EXHIBIT 3: Temporary Protection Order awarding Mother [Pages: 9-13]
custody of minor child.

EXHIBIT 4: Order from January 3, 2019 TPO Hearing. [Pages: 14-16]

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of STANDISH LAW GROUP, and that on this 11th day of January, 2019, I served a copy of Plaintiff's **EXHIBITS TO PLAINTIFF'S MOTION TO ESTABLISH CUSTODY, VISITATION, AND CHILD SUPPORT; FOR A BRIEFING SCHEDULE; FOR THE APPOINTMENT OF A THERAPIST FOR THE CHILD BY THE COURT; FOR A MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO AN INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO BE ORDERED TO COMPLETE ANGER MANAGEMENT COURSES; FOR A CHILD CUSTODY EVALUATION; FOR THE PARTIES' COMMUNICATION TO BE THROUGH OURFAMILYWIZARD; FOR ATTORNEY'S FEES AND COSTS; AND FOR RELATED RELIEF** as follows:

☒ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada; and/or

☐ Pursuant to EDCR 8.05(a), EDCR 8.05(f), NRCP 5(b)(2)(D) and Administrative Order 14-2 captioned "In the Administrative Matter of Mandatory Electronic Service in the Eighth Judicial District Court," by mandatory electronic service through the Eighth Judicial District Court's electronic filing system: and/or

☐ Pursuant to EDCR 7.26, to be sent via facsimile and/or email; and/or

☐ To be hand-delivered to the attorneys listed below at the address and/or facsimile number indicated below:

KENNETH S. FRIEDMAN, ESQ.
400 S. MARYLAND PARKWAY
LAS VEGAS, NV 89101
Attorney for Defendant



HOLLY THIELKE

An employee of Standish Law Group

Exhibit 1

Date	Time	To	From	Direction	Message Type
12.14.2018	1:39 PM	7025016462	702-835-3558@icmms1.sun5.lightsurf.net	Received	Picture/Video
12.09.2018	12:20 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	9:20 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	9:16 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	9:01 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	9:00 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	7:15 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	7:12 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	7:11 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	7:09 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	7:08 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	7:07 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	7:01 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	7:01 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	5:35 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	2:13 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	2:12 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	2:10 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	2:09 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	2:03 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	1:27 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	1:27 PM	702-501-6462	702-835-3558	Received	Text
12.07.2018	11:53 AM	702-501-6462	702-835-3558	Received	Text
12.07.2018	11:52 AM	702-501-6462	702-835-3558	Received	Text
12.06.2018	10:45 PM	702-501-6462	702-835-3558	Received	Text
12.06.2018	10:40 PM	702-501-6462	702-835-3558	Received	Text
12.06.2018	10:38 PM	702-501-6462	702-835-3558	Received	Text
12.06.2018	10:37 PM	702-501-6462	702-835-3558	Received	Text
12.06.2018	6:13 PM	702-501-6462	702-835-3558	Received	Text
12.06.2018	6:11 PM	702-501-6462	702-835-3558	Received	Text
12.06.2018	6:11 PM	702-501-6462	702-835-3558	Received	Text
12.06.2018	12:37 PM	702-501-6462	702-835-3558	Received	Text
12.06.2018	12:35 PM	702-501-6462	702-835-3558	Received	Text

12.06.2018	10:29 AM	702-501-6462	702-835-3558	Received	Text
12.06.2018	10:28 AM	702-501-6462	702-835-3558	Received	Text
12.06.2018	10:20 AM	702-501-6462	702-835-3558	Received	Text
12.06.2018	10:19 AM	702-501-6462	702-835-3558	Received	Text
12.06.2018	8:42 AM	702-501-6462	702-835-3558	Received	Text
12.06.2018	8:41 AM	702-501-6462	702-835-3558	Received	Text
12.06.2018	8:29 AM	702-501-6462	702-835-3558	Received	Text
12.06.2018	8:27 AM	702-501-6462	702-835-3558	Received	Text
12.06.2018	8:26 AM	702-501-6462	702-835-3558	Received	Text
12.06.2018	6:55 AM	702-501-6462	702-835-3558	Received	Text
12.06.2018	3:28 PM	7025016462	702-835-3558@icmms1.sun5.lightsurf.net	Received	Picture/Video
12.06.2018	3:26 PM	7025016462	702-835-3558@icmms1.sun5.lightsurf.net	Received	Picture/Video
12.06.2018	10:31 AM	7025016462	702-835-3558@icmms1.sun5.lightsurf.net	Received	Picture/Video
12.05.2018	9:30 PM	702-501-6462	702-835-3558	Received	Text
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12.05.2018	9:27 PM	702-501-6462	702-835-3558	Received	Text
12.05.2018	9:26 PM	702-501-6462	702-835-3558	Received	Text
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12.05.2018	8:59 PM	702-501-6462	702-835-3558	Received	Text
12.05.2018	8:57 PM	702-501-6462	702-835-3558	Received	Text
12.05.2018	5:35 PM	702-501-6462	702-835-3558	Received	Text
12.05.2018	4:03 PM	702-501-6462	702-835-3558	Received	Text
12.05.2018	3:05 PM	702-501-6462	702-835-3558	Received	Text
12.05.2018	1:27 PM	702-501-6462	702-835-3558	Received	Text
12.05.2018	1:08 PM	702-501-6462	702-835-3558	Received	Text
12.05.2018	8:57 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	8:29 AM	702-501-6462	702-835-3558	Received	Text
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12.05.2018	8:00 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	7:58 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	7:57 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	7:56 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	7:55 AM	702-501-6462	702-835-3558	Received	Text

12.05.2018	7:46 AM	702-501-6462	702-835-3558	Received	Text
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12.05.2018	7:39 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	7:38 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	7:36 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	7:13 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	7:13 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	7:12 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	6:19 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	6:07 AM	702-501-6462	702-835-3558	Received	Text
12.05.2018	8:34 PM	7025016462	702-835-3558@icmms1.sun5.lightsurf.net	Received	Picture/Video
12.05.2018	7:02 PM	7025016462	702-835-3558@icmms1.sun5.lightsurf.net	Received	Picture/Video
12.05.2018	2:54 PM	7025016462	702-835-3558@icmms1.sun5.lightsurf.net	Received	Picture/Video
12.05.2018	10:46 AM	7025016462	702-835-3558@icmms1.sun5.lightsurf.net	Received	Picture/Video
12.05.2018	10:43 AM	7025016462	702-835-3558@icmms1.sun5.lightsurf.net	Received	Picture/Video
12.04.2018	10:56 PM	702-501-6462	702-835-3558	Received	Text
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12.04.2018	10:44 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:43 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:39 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:38 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:37 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:36 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:34 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:34 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:33 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	9:24 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	8:01 PM	702-501-6462	702-835-3558	Received	Text

12.04.2018	4:17 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:57 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:55 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:45 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:41 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:41 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:29 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:27 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:22 PM	702-501-6462	702-835-3558	Received	Text
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12.04.2018	3:12 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:12 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:11 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:10 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:10 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:09 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:09 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:08 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:07 PM	702-501-6462	702-835-3558	Received	Text
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12.04.2018	3:04 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:04 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:03 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	3:03 PM	702-501-6462	702-835-3558	Received	Text
12.04.2018	2:57 PM	702-501-6462	702-835-3558	Received	Text
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12.04.2018	11:25 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	11:25 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	11:14 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	11:13 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	11:12 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	11:09 AM	702-501-6462	702-835-3558	Received	Text

12.04.2018	11:05 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	11:05 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	11:00 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:56 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:55 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:53 AM	702-501-6462	702-835-3558	Received	Text
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12.04.2018	10:40 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:38 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:35 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:28 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:25 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:24 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:24 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	10:24 AM	702-501-6462	702-835-3558	Received	Text
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12.04.2018	8:32 AM	702-501-6462	702-835-3558	Received	Text
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12.04.2018	8:30 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	8:29 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	8:29 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	8:29 AM	702-501-6462	702-835-3558	Received	Text
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12.04.2018	8:28 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	7:47 AM	702-501-6462	702-714-1974	Received	Text
12.04.2018	7:22 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	7:15 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	7:14 AM	702-501-6462	702-835-3558	Received	Text
12.04.2018	7:13 AM	702-501-6462	702-835-3558	Received	Text

12.04.2018	6:33 AM	702-501-6462	702-835-3558	Received	Text
12.03.2018	10:17 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	10:16 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	10:08 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	10:05 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	10:04 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	10:03 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	10:02 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	10:02 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	10:01 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	10:00 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	8:36 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	8:16 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	8:14 PM	702-501-6462	702-835-3558	Received	Text
12.03.2018	8:14 PM	702-501-6462	702-835-3558	Received	Text

Exhibit 2



Ali



I'm gonna send u video when
I'm burning your clothes make
sure u check your video when
u get off plane

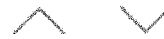
Today 7:16 PM

While your new fuck body face
fucking you in gonna punch
your sorry ass right in the
fucking face n see how u like
get dropped with a limp dick in
your mouth bitch

N for him his gonna have a nice
surprise as well bitch I ain't
ascared of you nor your fuck
body or more like u just suck
his cock for free dinner 😂😂
😂

I'm gonna b waiting by the door
for u tonight while you try. To
bypass all your shit in dark in
front door come on over





From: Ali S

To: Kizzy B.

Hide



**U fucking babysit tomorrow n Thu
fuck face**

August 7, 2018 at 8:39 PM

Found in Yahoo! Inbox

Fuck u n fuck your entire family dumb birch
if he's not in school by next week I will
fucking beat the fuck out of you n gladly go
to jail mother ducked

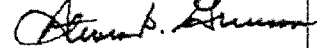
Vick sucking dumb bitch. Mentally fucking
bankrupted piece of shit



Exhibit 3

1 TPOV
2 233777

Electronically Filed
12/7/2018 10:07 AM
Steven D. Grierson
CLERK OF THE COURT



3 DISTRICT COURT
4 FAMILY DIVISION
5 CLARK COUNTY, NEVADA

Case No. T18193531T

Dept No. TPO/N

6 KIZZY BURROW,

7 Applicant,

TEMPORARY ORDER
FOR PROTECTION AGAINST
DOMESTIC VIOLENCE

8 vs.

Date Issued: 12/06/18

9 ALI SHAHROKHI,

10 Adverse Party,

Date Expires: 01/03/19

11 VIOLATION OF THIS ORDER IS A CRIME

12 YOU, THE ADVERSE PARTY, ARE NOTIFIED THAT YOU CAN BE ARRESTED even if the person who obtained this
Order invites or allows you to contact them. You have the sole responsibility to avoid or refrain from violating the terms of this
Order. Only the Court can change this Order upon written application.

13 YOU ARE FURTHER NOTIFIED THAT IF YOU ARE ARRESTED FOR VIOLATING THIS ORDER you will not be
admitted to bail sooner than 12 hours after your arrest if: (1) the arresting officer determines that the violation is accompanied
by a direct or indirect threat of harm; or (2) you have previously violated a temporary or extended order for protection of the
type for which you have been arrested; or (3) at the time of the violation or within 2 hours after the violation, you have; (a) a
concentration of alcohol of 0.08 or more in your blood or breath; or (b) an amount of a prohibited substance in your blood or
urine that is equal to or greater than the amount set forth in subsection 3 of NRS 484.379.

16 YOU ARE FURTHER NOTIFIED that child stealing/kidnapping is a felony.

17 THIS ORDER is valid and enforceable throughout the State of Nevada. This Order meets all Full Faith and Credit
provisions of the Violence Against Women Act, and is enforceable in all 50 states, the District of Columbia, U.S.
Territories and Indian Nations. All other courts and law enforcement agencies with jurisdiction within the United
States and all Indian Nations shall give full faith and credit to this Order pursuant to 18 U.S.C. Sec. 2265.

19 An application and affidavit having been filed in this Court by the above-named Applicant
20 requesting that a Temporary Order for Protection against Domestic Violence be issued by this Court
21 against YOU, the above-named Adverse Party, or the Court having received specific facts by
22 telephone/facsimile pursuant to NRS 33.020(5), and the Court having jurisdiction over the parties and
23 the matter pursuant to NRS 33.010, *et seq.*, and it appearing to the satisfaction of the Court from
24 specific facts shown by a verified application that an act of domestic violence has occurred, there
25 exists a threat of domestic violence, and/or you represent a credible threat to the physical safety of the
Applicant or minor child(ren) and good cause appearing for issuing such Order without hearing, YOU
ARE HEREBY ORDERED as follows:

1 **YOU ARE PROHIBITED**, either directly or through an agent, from threatening, physically
2 injuring or harassing the Applicant and/or minor child(ren). **YOU ARE FURTHER**
3 **PROHIBITED** from selling, damaging, destroying, giving away, or otherwise disposing of, or
 tampering with, any property owned by the Applicant, or in which Applicant has an interest;

4 **YOU ARE PROHIBITED** from any contact whatsoever with the Applicant, including but not limited to, in person,
5 by telephone, through the mail, through electronic mail (e-mail), or through another person;

6 1. X **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from Applicant's
7 residence located in CLARK COUNTY, NEVADA, ☒ CONFIDENTIAL, at , or any other place that Applicant may
8 reside. **YOU** shall not interfere with Applicant's possession and use of residence, including utilities, phones, leases
9 and other related residential services;

10 2. X A law enforcement officer, within whose jurisdiction Adverse Party's residence is located, shall on
11 **ONE OCCASION ONLY** accompany Applicant to Adverse Party's residence located at 10983 FISHERS ISLAND
12 STREET, LAS VEGAS, CLARK COUNTY, NEVADA and shall stand by while Applicant obtains clothing, toiletries
13 and the following additional items: .

14 **(ANY PROPERTY NOT LISTED ABOVE IN DISPUTE SHALL REMAIN IN THE RESIDENCE UNLESS IT IS**
15 **SPECIFICALLY IDENTIFIED IN THIS ORDER)**

16 3. X The Court, having jurisdiction under and meeting the requirements of Chapter 125A of the
17 Nevada Revised Statutes (UCCJA), grants to Applicant temporary custody of the following minor child(ren) of the
18 parties: BENNETT SHAHROKHI; **YOU ARE PROHIBITED** from interfering with Applicant's custody of the minor
19 child(ren) named in this paragraph. It is in the best interest of the child(ren) that no negative, insulting, or
20 disparaging comments be made by one party against the other party in the presence of the minor child(ren);

21 4. N/A Custody, visitation, and support of the minor child(ren) of the parties shall remain as ordered in
22 the Decree of Divorce/Order entered between the parties in Case Number NOT APPLICABLE in the NOT
23 APPLICABLE Judicial District Court of the State of Nevada;

24 5. X **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from the minor
25 child(ren)'s school, or day care, including, but not limited to the places listed below: located in CLARK COUNTY,
 NEVADA ☐ CONFIDENTIAL, or at ☒ SOUTHERN HIGHLANDS PREPARATORY 11500 SOUTHERN
 HIGHLANDS PARKWAY LAS VEGAS.

1
2 6. X **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from these place(s) of
3 employment or any other place that Applicant may be employed. **YOU ARE PROHIBITED** from any contact
4 whatsoever with Applicant's place of employment, in person, by telephone, by mail, or any other means of
5 communication, located in CLARK COUNTY, NEVADA, ☒ CONFIDENTIAL, at .

6 7. X **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from the following
7 places, frequented regularly by Applicant and/or minor child(ren) located in CLARK COUNTY, NEVADA,
8 CALIFORNIA PIZZA KITCHEN CHEESECAKE FACTORY TOMMY BAHAMA . ☐ CONFIDENTIAL, at ☒ 6659
9 SOUTH LAS VEGAS BLVD, LAS VEGAS 160 SOUTH GREEN VALLEY PARKWAY, HENDERSON 6635 SOUTH
10 LAS VEGAS BLVD, LAS VEGAS.

11 8. X The following provisions and exceptions are made a part of the order:
12 **HEARING TO EXTEND TPO - JANUARY 3, 2019 AT 9:00 AM.**

13 **THIS ORDER WILL REMAIN IN EFFECT UNTIL 11:59 P.M. ON THE DATE SET FORTH ON PAGE 1**
14 **UNLESS THE JUDGE ORDERS OTHERWISE.** If an Application for an Extended Order is filed, this Temporary
15 Order will remain in effect until the hearing on an extended order is held.

16 If you wish to dispute the order or have it changed, you may request a hearing by filing a written request with
17 this Court. Court staff will give you information about how to file your request. The Court will set a hearing on your
18 request as quickly as possible.

19 **IT IS FURTHER ORDERED** that a copy of this Order shall be transmitted forthwith together with the verified
20 Application and supporting Affidavit, to the Clark County Sheriff's Civil Bureau, who will promptly attempt to serve
21 the same upon the Adverse Party, and upon service, file a Return of Service form with the Court by the end of the
22 next business day after service is made.

1
2 **ORDER TO LAW ENFORCEMENT**

3 (A) Any law enforcement officer who has probable cause to believe a violation of any provision of this Order
4 has occurred is ordered to arrest the Adverse Party. Such party is to be charged with a criminal violation of this
5 Order, in addition to any other criminal charges which may be justified.

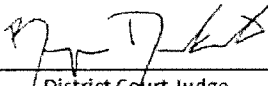
6 (B) If such law enforcement officer cannot verify that the Adverse Party was served with a copy of the
7 Application and Order, the officer shall inform the Adverse Party of the following: (1) the specific terms of this
8 Order; (2) that the Adverse Party now has notice of the provisions of this Order; (3) that a violation of this Order will
9 result in the Adverse Party's arrest; (4) the location of the Court that issued the original Order and the hours during
10 which the Adverse Party can obtain a copy of the Order; and (5) the date and time set for a hearing on an
11 Application for an Extended order, if any. The law enforcement officer shall then provide written proof of notice to
12 the officer's agency and to the court.

13 (C) It shall be the duty of the law enforcement officer serving this Order to remove the Adverse Party from
14 Applicant's residence as set forth in paragraph 1.

15 **All fees are deferred.**

16 **IT IS ORDERED, ADJUDGED AND DECREED that the herein Temporary Protection Order Findings and**
17 **Recommendations are hereby approved. These Orders are effective immediately.**

18 **DATED: December 6, 2018**

19 
20 _____
21 District Court Judge
22 (For Assigned Judge)

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NOTICES TO THE ADVERSE PARTY

THIS ORDER IS VALID AND ENFORCEABLE THROUGHOUT THE STATE OF NEVADA.

PURSUANT TO THE VIOLENCE AGAINST WOMEN ACT, 18 U.S.C. §2265, THE TEMPORARY ORDER FOR PROTECTION OF THE COURT SHALL BE GIVEN FULL FAITH AND CREDIT IN ANY OTHER STATE OR TRIBAL LAND AND SHALL BE ENFORCED AS IF IT WERE AN ORDER ISSUED IN THAT STATE OR TRIBAL LAND.

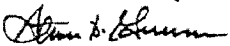
IF YOU TRAVEL ACROSS STATE OR TRIBAL LAND LINES WITH THE INTENT TO INJURE THE APPLICANT AND THEN INTENTIONALLY COMMIT A CRIME OF VIOLENCE CAUSING BODILY INJURY TO THE APPLICANT, YOU MAY BE CONVICTED OF COMMITTING A FEDERAL OFFENSE UNDER THE VAWA, 18 U.S.C. §2261(a)(1). YOU MAY ALSO BE CONVICTED OF COMMITTING A FEDERAL OFFENSE IF YOU CAUSE THE APPLICANT TO CROSS STATE OR TRIBAL LAND LINES FOR THIS PURPOSE. 18 U.S.C. §2261(a)(2).

IF YOU TRAVEL ACROSS STATE OR FEDERAL LAND LINES WITH THE INTENT TO VIOLATE THE TEMPORARY ORDER FOR PROTECTION AND SUBSEQUENTLY VIOLATE SUCH ORDER, YOU MAY BE CONVICTED OF COMMITTING A FEDERAL OFFENSE UNDER THE VAWA, 18 U.S.C. §2262(a)(1). YOU MAY ALSO BE CONVICTED OF COMMITTING A FEDERAL OFFENSE IF YOU CAUSE THE APPLICANT TO CROSS STATE OR TRIBAL LAND LINES FOR THIS PURPOSE. 18 U.S.C. §2262(a)(2).

Exhibit 4

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY,
NEVADA

-FILED IN OPEN COURT-
January 03, 2019


CLERK OF THE COURT

KIZZY BURROW
Applicant,

vs.

ALI SHAHROKHI
AKA:
Adverse Party.

☒ Present
☐ Not present
☒ With counsel
☒ Present
☐ Not present
☒ With counsel

CASE NO.: T-18-193531-T

DEPARTMENT N / TPO

PROTECTION ORDER AGAINST DOMESTIC VIOLENCE

Having considered the filings, testimony and evidence presented this day, and the Court having jurisdiction in this matter, and

it appearing that service has not been effectuated on ☐ Applicant ☐ Adverse Party, ☐ Applicant ☐ Adverse Party was given instructions regarding service of process and the matter set for a Return Hearing.

JH the ☐ Applicant ☒ Adverse Party having been served with notice of the hearing on December 10, 2018, the Court hereby finds and recommends as follows: parties stipulated to dissolve and no extension.

That, pursuant to NRS 33.010, et seq., the Court is satisfied domestic violence has actually occurred or there exists a credible threat of domestic violence; therefore, the Court finds good cause to ISSUE the TEMPORARY PROTECTION ORDER immediately. The Adverse Party is hereby ordered to have no contact whatsoever with the Applicant and to stay away from the following locations:

That the TEMPORARY PROTECTION ORDER issued in this case is CONTINUED in effect until the hearing date specified below, under the same terms and conditions as it was originally issued, subject to any exceptions noted below.

That the parties are ordered to appear at a RETURN HEARING, 20 at .m. at ☐ Family Court and Services Center, 601 North Pecos Road, Las Vegas, Nevada 89101, Department / ☐ Regional Justice Center, 200 Lewis Avenue, Las Vegas, Nevada 89155, Department

Wherefore, an EXTENDED PROTECTION ORDER is issued in this case until . The Adverse Party is ordered to continue to obey all of the orders, terms and conditions of the Temporary Order issued in this case subject to any exceptions noted below.

Exceptions to the foregoing:

JH That the Protection Order issued in this case is hereby DISSOLVED.

1 JH That the request to extend the Order of Protection is DENIED.

2 JH Additionally, Counsel and Parties agree that the protection order not be extended and instead enter
3 into a Mutual Behavioral Order;

4 1. Minor child shall not leave the mainland US absent a court order. Mom will hold the current
5 passport.

6 2. No party may remove the child from class/school. The end of the day, absent illness, would be
7 when the parent could take the child from school.

8 3. All DV allegation and oppositions are preserved for hearing at a later date by Dept N.

9 4. Visitation/time share: Dad will have child from school on Fridays returning to school on Mondays.
10 IF no school on Monday then the parties will exchange at noon. The exception is MLK when Mom
11 will have the child and exchange will be at 8AM. Mom's sister is authorized to assist with exchanges
12 and in getting from school if needed.

13 5. McDonalds on S. Highland Pkway to be exchange point when not at school.

14 6. Communication regarding child only -- texts permitted.

15 7. Mutual keep away from each other. No confrontation, contact or harrasment. In situations where
16 must be in close proximity, maintain greatest distance as possible.

17 8. If applicable honk(text)/seat belt exchanges.

18 9. Payment of school tuition -- equally pay. Dad pay January fully and thereafter the parties each to
19 pay one-half.

20 Counsel to attempt to get an OST from Dept and will share in this attempt.

21 Standish to author final version for filing in D case with Friedman to sign off prior to filing..

22 That the following additional provisions shall also apply if marked with an "x":

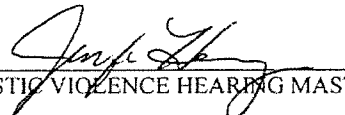
23 _ Custody and visitation shall remain as ordered in Case No. D- on , 20 , ☐ except
24 as follows:

25 ____ That pursuant to NRS chapter 125, the Court has jurisdiction to address custody of the parties'
26 minor child(ren); wherefore, Applicant is awarded temporary physical custody of the minor
27 child(ren). Adverse Party is awarded visitation as follows:

28 ____ Such visitation shall be supervised by . Supervised visitation requires the identified
supervisor(s) to be present for the duration of the visitation, ☐ unless specified otherwise herein

____ Adverse Party is ordered to pay to the Applicant \$ per month as and for the temporary
support of the minor child(ren) until a permanent order for child support is established or until the
expiration of the Extended Order. This amount is based upon the obligor's gross monthly income of
\$ and shall be payable \$, beginning .

SO ORDERED on this the 3rd day of January, 2019.


DOMESTIC VIOLENCE HEARING MASTER

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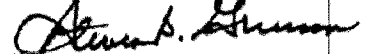
IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the foregoing Findings and Recommendations are approved and are hereby made Orders of the Court. These Orders are effective immediately. Pursuant to EDCR 5.518(e), you have 14 days from your receipt of this Order to file an Objection to this Decision.


DISTRICT COURT JUDGE

Judge's or Hearing Master's initials will appear next to all orders that apply; anything not initialed has not been ordered and/or is inapplicable to your case.

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

Electronically Filed
1/24/2019 3:09 PM
Steven D. Grierson
CLERK OF THE COURT



1 **EXMT**
2 THOMAS J. STANDISH, ESQ.
3 Nevada Bar No. 1424
4 tom@standishlaw.com
5 STANDISH LAW GROUP
6 1635 Village Center Circle, Suite 180
7 Las Vegas, Nevada 89134
8 Tele: (702) 998-9344
9 Fax: (702) 998-7460
10 *Attorney for Plaintiff*

DISTRICT COURT
CLARK COUNTY, NEVADA

9 KIZZY BURROW,
10 Plaintiff,

11 vs.

12 ALI SHAHROKHI,
13 Defendant.

CASE NO: D-18-581208-P
DEPT. NO.: N

14 **EX-PARTE MOTION FOR ORDER SEALING RECORD**

15 Plaintiff, KIZZY BURROW, by and through her attorney, Thomas J. Standish,
16 Esq., of the law firm of Standish Law Group, hereby requests, pursuant to NRS
17 125.110(2), that this Court issue an order sealing all papers, records, proceedings and
18 evidence including exhibits and transcripts and video tapes of the testimony in this
19 case.

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STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

1 NRS 125.110(2) provides:

2 All of the papers, records, proceedings and evidence, including exhibits
3 and transcript of the testimony shall, upon the written request of either
4 party to the action, filed with the Clerk, be sealed and shall not be open to
5 inspection except to the parties or their attorneys or when required as
6 evidence in another action of proceeding.

7 DATED this 16th day of January, 2019.

8 STANDISH LAW GROUP

9 
10 THOMAS J. STANDISH, ESQ.
11 Nevada Bar No. 1424
12 1635 Village Center Circle, #180
13 Las Vegas, Nevada 89134
14 *Attorneys for Plaintiff*



1 EXPT
2 THOMAS J. STANDISH, ESQ.
3 Nevada Bar No. 1424
4 tom@standishlaw.com
5 STANDISH LAW GROUP
6 1635 Village Center Circle, Suite 180
7 Las Vegas, Nevada 89134
8 Tele: (702) 998-9344
9 Fax: (702) 998-7460
10 *Attorneys for Plaintiff*

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DISTRICT COURT, FAMILY DIVISION
CLARK COUNTY, NEVADA

11 KIZZY BURROW,
12 Plaintiff,
13
14 vs.
15 ALI SHAHROKHI,
16 Defendant.

CASE NO: D-18-581208-P
DEPT. NO.: N

DATE OF HEARING: February 12,
2019
TIME OF HEARING: 11:00 a.m.

EX-PARTE MOTION FOR ORDER SHORTENING TIME

COMES NOW, Plaintiff, Kizzy Burrow ("Mother"), by and through her attorney, Thomas J. Standish, Esq. of the Standish Law Group, and hereby moves this Court for an Order Shortening Time for the hearing of Plaintiff's Motion To Establish Custody, Visitation, And Child Support; For A Briefing Schedule; For The Appointment Of A Therapist For The Child By The Court; For A Mutual Behavior Order; For Defendant To Submit To An Independent Medical Examination; For Defendant To Be Ordered To Complete Anger Management Courses; For A Child Custody Evaluation; For The Parties' Communication To Be Through Our Family Wizard; For Attorney's Fees And Costs; And For Related Relief. Said Motion to Establish Custody, etc hereinafter referred to as "Mother's Motion".


STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

1 Mother's Motion for Order Shortening Time is made and based upon the
2 Affidavit of Counsel for Mother attached hereto and the pleadings and papers on file
3 herein.

4 DATED this 20th day of January, 2019.

5 STANDISH LAW GROUP

6
7 
8 THOMAS J. STANDISH, ESQ., #1424
9 1635 Village Center Circle, Suite 180
10 Las Vegas, Nevada 89134
11 Attorney for Plaintiff
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AFFIDAVIT IN SUPPORT OF EX-PARTE MOTION
FOR ORDER SHORTENING TIME

[illegible]

THOMAS J. STANDISH, ESQ., being first duly sworn, deposes and says that:

1. I am an attorney at the Standish Law Group, and duly licensed to practice law in the State of Nevada. In that capacity, I represent Plaintiff, Kizzy Burrow ("Mother"), in the above-entitled action.

2. I make this Affidavit in support of the Ex-Parte Request for an Order Shortening Time on Mother's Motion, which is currently scheduled for hearing before the Court on February 12, 2019 at 11:00 a.m.

3. The parties have one (1) minor child, to wit: Bennett Ethan Shahrokhi (hereinafter “Bennett”), born on May 1, 2009, age 9. Plaintiff, Kizzy Burrow, is a resident of Nevada.

4. Defendant, Ali Shahroki (“Father”) was served with Mother’s aforementioned Motion on or about January 11, 2019.

5. Mother was granted an Ex-Parte Temporary Protective Order against Father on December 7, 2018.

6. At the hearing for extension of that TPO against Father on January 3, 2019, Mother and Father stipulated on the record to numerous temporary agreements, in lieu of an extended TPO, which stipulation was entered as an Order by the TPO Hearing Master.

7. The parties continue to have serious unresolved issues concerning their child, which Mother alleges are caused completely by Father's continuing extreme actions and behavior.

8. Counsel for the parties also stipulated at the January 3, 2019 TPO hearing that they would jointly request an Order Shortening Time from this Court.

1 However, opposing counsel was scheduled for surgery, which was then delayed, and
2 opposing counsel now, according to his office, is unable to agree to a joint request for
3 an Order Shortening Time; rather opposing counsel now reportedly wishes to delay
4 the existing hearing date of February 12, 2019.

5 9. Unfortunately, Mother has seen Father's disruptive behaviors increase
6 since the TPO hearing: (1) Father is incessantly questioning the parties' child on every
7 detail of his time with Mother, particularly information on the presence of Mother's
8 boyfriend in Mother's home; (2) Father has made demands on Mother that she
9 immediately agree on medical and other appointments for Bennett – and when
10 Mother has not immediately responded, Father has set or attempted to set a dentist
11 appointment, a nutritionist appointment, a pediatrician appointment – without
12 coordinating with Mother's work schedule and in some instances, with a provider not
13 agreed upon by Mother; (3) Father has not had the child in a proper residence on a
14 consistent basis since the TPO hearing, and for much of the time has been staying at
15 hotels with the child. This was not Mother's understanding when she agreed to a
16 temporary timeshare arrangement for Father at the TPO hearing.

17 10. Due to all of these factors, Affiant submits that it is necessary that the
18 Court hear this matter on an expedited basis to alleviate the above situation for
19 Bennett's benefit. Affiant understands that the Court's calendar is crowded, but is
20 respectfully requesting that Mother's Motion be placed on the Court's calendar as
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STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

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soon as practicable, in the discretion of the Court.

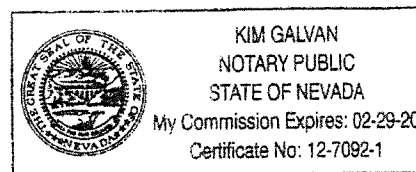
FURTHER AFFIANT SAYETH NAUGHT.

Dated this 30th day of January, 2019.


THOMAS J. STANDISH, ESQ.

SUBSCRIBED and SWORN to before
me this 30th day of January, 2019.


NOTARY PUBLIC in and for said
County and State



**DISTRICT COURT
CLARK COUNTY, NEVADA**

Paternity Complaint

COURT MINUTES

February 06, 2019

D-18-581208-P In the Matter of the Petition by:
Kizzy Burrow, Petitioner.

February 06, 2019 3:30 PM Minute Order

HEARD BY: Harter, Mathew

COURTROOM: Courtroom 24

COURT CLERK:

PARTIES:

Ali Shahrokhi, Defendant, not present	Kenneth Friedman, Attorney, not present
Bennett Shahrokhi, Subject Minor, not present	
Kizzy Burrow, Plaintiff, not present	Thomas Standish, Attorney, not present

JOURNAL ENTRIES

MINUTE ORDER

NRCP 1 and EDCR 1.10 state that the procedures in district courts shall be administered to secure efficient, speedy, and inexpensive determinations in every action.

Ms. Burrow filed a Complaint for Paternity on December 10, 2018 in case D-18-581208-P. Mr. Shahrokhi subsequently filed a Complaint for Custody on December 13, 2018 in case D-18-581430-C. Case D-18-581208-P was the first case opened and therefore shall be deemed the LEAD CASE. All pleadings filed within Ali Shahrokhi v. Kizzy Burrows, D-18-581430-C, shall be TRANSFERRED into Petition by: Kizzy Burrow, D-18-581208-P, and Shahrokhi v. Burrows, D-18-581430-C, shall be DISMISSED. The Clerk of the Court's office shall update each party's information within Petition by Kizzy Burrow, D-18-581208-P. The parties shall proceed litigation within case D-18-581208-P.

As a result of the consolidation, Mr. Shahrokhi's Complaint for Custody filed on December 13, 2018 in case D-18-581430-C shall be deemed and labelled as the Answer and Counterclaim to Ms. Burrow's Complaint for Paternity in case D-18-581208-P.

Finally, pursuant to EDCR 5.303, the parties are hereby ORDERED to attempt MEDIATION at the Family Mediation Center. A Case Management Conference (CMC) and Return Hearing shall be

PRINT DATE:	02/06/2019	Page 1 of 2	Minutes Date:	February 06, 2019
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scheduled on March 27, 2019 at 2:30pm since each party has now made an appearance. The Motion hearing presently scheduled on February 12, 2019 is hereby CONTINUED to March 27, 2019 at 2:30pm to be heard concurrently with the other pending hearings.

A copy of this Minute Order, the Order for Family Mediation Center Services, and NRCP 16.2 Case Management Conference Notice shall be sent to each party.

INTERIM CONDITIONS:

FUTURE HEARINGS:

Canceled: February 12, 2019 11:00 AM Case Management Conference

March 27, 2019 2:30 PM Case Management Conference
Harter, Mathew
Courtroom 24
Moffett, Hilary

March 27, 2019 2:30 PM Case Management Conference
Harter, Mathew
Courtroom 24
Moffett, Hilary

March 27, 2019 2:30 PM Return Hearing
Harter, Mathew
Courtroom 24
Moffett, Hilary

PRINT DATE:	02/06/2019	Page 2 of 2	Minutes Date:	February 06, 2019
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DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of the Petition by:
Kizzy Burrow, Petitioner.

Case No.: D-18-581208-P
Department N

NOTICE OF ENTRY OF MINUTE ORDER

TO: ALL PARTIES AND/OR ATTORNEYS

Please take notice that the Court prepared a Minute Order. A copy of the Minute Order is attached hereto.

☒ I hereby certify that I electronically served, faxed, emailed, or placed in the appropriate attorney folder located in the Clerk of the Court's Office, a copy of the Minute Order and any associated documents indicated within the Minute Order to:

Thomas John Standish, Esq.

Kenneth S Friedman, Esq.

☐ I hereby certify that I mailed the Minute Order, as well as any associated documents indicated within the Minute Order, via first-class mail with postage fully prepaid to:

DATED: 6th day of February, 2019

By: /s/ Mark Fernandez
Mark Fernandez
Judicial Executive Assistant
Department N

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

Steven D. Grierson

In the Matter of the Petition by:
Kizzy Burrow, Petitioner.

Case No.: D-18-581208-P

Department N

**ORDER FOR FAMILY MEDIATION
CENTER SERVICES**

IT IS HEREBY ORDERED that the parties participate in the MANDATORY MEDIATION PROGRAM pursuant to EDCR 5.303 and NRS 3.475. In the spirit of preserving the parents' right to make decisions about the future best interest of their child(ren), the above-named parties shall make every attempt to resolve their disputes.

IT IS FURTHER ORDERED that, if a Court Interpreter is needed, it is the parties responsibility to pay the interpreter at the time services are rendered, and the language needed is: _____.

IT IS FURTHER ORDERED by the Court that, regarding the child(ren) at issue, the Family Mediation Center (FMC) shall:

☒ Provide Confidential Mediation _____
(When telephone mediation is ordered, one or both parties must reside out-of-state)

☐ Include a Domestic Violence Protocol

☐ Interview Child(ren) _____

Issues: _____

☐ Reunify Parent/Child(ren) _____

IT IS FURTHER ORDERED that the cost of mediation will be assessed using a sliding scale based on each litigant's individual financial status with a maximum cost of \$300.00 per person. Child(ren) interviews are \$50.00 per child per litigant. Parent/Child(ren) reunifications are \$50.00 per litigant.

IT IS FURTHER ORDERED that the parties and/or their attorneys must report to the Family Mediation Center at 601 N. Pecos Road, Las Vegas, NV 89101, phone (702) 455-4186.

DATED this 6th day of February, 2019.

This matter is reset for

Date: March 27, 2019 Time: 2:30 PM

[Signature]
District Judge
MATHEW HARTER

Attorney for Plaintiff: Thomas John Standish

Attorney for Defendant: Kenneth S Friedman

MATHEW HARTER
DISTRICT JUDGE
FAMILY DIVISION, DEPT N
LAS VEGAS, NV 89101

DISTRICT COURT
CLARK COUNTY, NEVADA

IN THE MATTER OF THE
PETITION BY:
KIZZY BURROW, PETITIONER.

CASE NO.: D-18-581208-P
DEPARTMENT N

Date: March 27, 2019
Time: 2:30 PM

NOTICE OF ORDER OF APPEARANCE FOR:
NRCP 16.2 CASE MANAGEMENT CONFERENCE
(Divorce/Dissolution)
OR
NRCP 16.205 EARLY CASE EVALUATION
(Custody/Visitation/Paternity)

THE PARTIES ARE HEREBY PUT ON NOTICE TO PLEASE REVIEW THIS ORDER IN DETAIL AS EACH DEPARTMENT TREATS THESE CONFERENCES DIFFERENTLY. Both NRCP 16.2(b) and 16.205(b) state this Court may exempt any parts of the rules. In accordance with NRCP 16.2 (Case Management Conference "CMC") or NRCP 16.205 (Early Case Evaluation "ECE"), this case has been scheduled for a conference on the date and time listed above. The case shall be heard by the Honorable Mathew Harter in courtroom 24 at the Family Courts & Services Center, located at 601 N. Pecos Road, Las Vegas, Nevada, 89101. Pursuant to the aforementioned rules, the purpose of this hearing is to address the nature and basis of the claims and defenses, as well as the possibilities for a prompt case settlement or resolution, the status of the required disclosures, and a discovery plan.

THE PARTIES ARE HEREBY PUT ON NOTICE that pursuant to NRCP 16.2(c)(1) or 16.205(c)(1), all parties *must complete, file, and serve* the court-approved Financial Disclosure Form ("FDF") within 30 days of service of the Complaint. Pursuant to NRCP 16.2(g)(1)(B), intentional failure to disclose an asset may result in an "order awarding the omitted asset to the opposing party as his or her separate property." Pursuant to NRCP 16.2(d)(3) or 16.205(d)(3), either party may initiate discovery thirty (30) days after service of the Complaint pursuant to NRCP 26-36.

1 **THE PARTIES ARE HEREBY PUT ON NOTICE** that pursuant to NRCP
2 16.2(i)(1) and 16.205(i)(1), “Within 45 days after service of the Answer, the parties and
3 the attorneys for the parts **shall** confer [at an “Early Case Conference”] for the purpose of
4 complying with Section (d)” of the rule.” Pursuant to 16.2(i)(2) and 16.205(i)(2): “Within
5 15 days after each case conference, **but not later than 5 days prior to the scheduled**
6 **case management conference, the parties must file a joint early case conference**
7 **report**, or if the parties are unable to agree upon the contents of a joint report, each party
8 must serve and file an early case conference report, which, either as a joint **or individual**
9 **report**, must contain [Items (A)-(J/K)].

10 **THE PARTIES ARE HEREBY PUT ON NOTICE** that pursuant to NRCP
11 16.2(3) and 16.205(3), the parties and the attorneys **must** be present on the above date
12 and time and be prepared to address Items (A)-(H/F). Pursuant to SCR Part IX, Rule 4,
13 the one exception to this rule will be if a party has relocated outside a 100 mile radius of
14 Las Vegas, Nevada. The requirements of the Telephonic Appearance rule must be
15 followed in a timely and correct manner. NRCP 16.2(3) and 16.205(3) further state that:
16 “In the event a party fails to attend the case management conference and the judge
17 believes that some or any actions cannot be taken in the absence of the missing party, the
18 court **shall** reschedule the case management conference **and make an appropriate**
19 **award of fees** imposed on the non-appearing party, measured by the cost of the
20 attendance of the complying party.” This is **not** discretionary. Finally, NRCP 16.2(i)(4)
21 and 16.205(i)(4) states that this Court can have either party prepare the CMC/ECE Order.
22 Unless specified otherwise at the conference, Plaintiff, or his/her attorney, is to be the
23 party ordered to prepare the CMC/ECE Order. Accordingly, the rules require that
24 Plaintiff “submit the order to the other party for signature within 10 calendar days after
25 the case management conference. The order **shall** [then] be submitted to the Court for
26 entry within 20 calendar days after the case management conference.”

27 **THE PARTIES ARE HEREBY PUT ON NOTICE** that there are two (2) local
28 rules which apply to these conferences (*See* EDCR § 5.400). These two rules mainly
duplicate NRCP 16.2 and NRCP 16.205, but do have additional provisions which **must**
also be addressed. This Court acknowledges the existence of EDCR 5.402(c) and that
some attorneys interpret this provision as a means to avoid filing formal motions. That is

1 **not** this Court's interpretation of this rule. This rule is for "orders necessary to keep the
2 peace and allow the case to progress." The rule actually states: "[T]he Court may issue
3 directions as to which party will have burdens of going forward, filing motions, and of
4 proof." "[D]ue process of law [is] guaranteed by the Fourteenth Amendment of the
5 United States Constitution and Article 1, Section 8(5) . . . of the Nevada Constitution."
6 *Rico v. Rodriguez*, 121 Nev. 695, 702-03, 120 P.3d 812 (2005); *See Brown v. Brown*, 96
7 Nev. 713, 715-16, 615 P.2d 962 (1980) (Due process requires that a party receive notice
8 of a proceeding/issue *and* an opportunity to be heard.). Accordingly, this Court will not
9 make *any* substantive decisions in the case at the hearing without a preliminary motion
10 being properly filed and served in accordance with EDCR 5.501 *et. seq.* The moving
11 party may contact this Court's department and request that the motion(s) be re-set and
12 heard at the same time for *judicial economy*. *See* NRCP 1 and EDCR 1.10.

13 **THE PARTIES ARE HEREBY PUT ON NOTICE** that pursuant to NRCP
14 16.2(j)(1), NRCP 16.205(j)(1) and EDCR 5.602(a), all discovery disputes *must* first be
15 heard by the discovery hearing master. Also, pursuant to NRCP 16.2(e) and NRCP
16 16.205(e) there is a "continuing duty to supplement and disclose." Further, in addition to
17 *first* Early Case Conference (noted above) and *second* CMC/ECE, the parties are
18 required ("shall") to have a *third and final* conference pursuant to EDCR 5.524 "at least
19 5 days before trial or any evidentiary hearing if there is no calendar call."

20 **THE PARTIES ARE HEREBY PUT ON NOTICE** that pursuant to EDCR
21 5.302(b) ("Seminar for separating parents"), "the seminar shall be completed and a
22 certificate of completion shall be filed within 45 days of service of the initial complaint
23 or petition."

24 **THE PARTIES ARE HEREBY PUT ON NOTICE** that pursuant to EDCR
25 5.301, parties shall not bring any minor child(ren) to any hearing, unless specifically
26 ordered by the Court. Furthermore, the parties shall not discuss any part of the legal
27 proceedings with the minor child(ren) nor leave any of the related legal materials in a
28 place where a minor child could access the materials.

FINALLY, THE PARTIES ARE HEREBY PUT ON NOTICE that pursuant to NRCP 16.2(f)(1), NRCP 16.2(g)(1), NRCP 16.205(f)(1) and NRCP 16.205(g)(1), failure to comply with these rules may result in “sanctions” outlined therein. Further, pursuant to EDCR 7.60(b) and EDCR 5.102(l), “sanctions” may also include attorney’s fees or even “dismissal, default or other order”.

JUDGE MATHEW HARTER

/s/ Mark Fernandez
Mark Fernandez
Judicial Executive Assistant
Department N

CERTIFICATE OF MAILING

I hereby certify that on the above file stamp date:

☒ I hereby certify that I electronically served, faxed, emailed, or placed in the appropriate attorney folder located in the Clerk of the Court's Office, a copy of the Notice of Case Management Conference to:

Thomas John Standish, Esq.

Kenneth S Friedman, Esq.

☐ I mailed, via first class mail, postage fully prepaid, the foregoing Notice of Case Management Conference to:

By: /s/ Mark Fernandez
Mark Fernandez
Judicial Executive Assistant
Department N

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

Steven D. Grierson

In the Matter of the Petition by:
Kizzy Burrow, Petitioner.

Case No.: D-18-581208-P

Department N

* AMENDED
ORDER FOR FAMILY MEDIATION
CENTER SERVICES

IT IS HEREBY ORDERED that the parties participate in the MANDATORY MEDIATION PROGRAM pursuant to EDCR 5.303 and NRS 3.475. In the spirit of preserving the parents' right to make decisions about the future best interest of their child(ren), the above-named parties shall make every attempt to resolve their disputes.

IT IS FURTHER ORDERED that, if a Court Interpreter is needed, it is the parties responsibility to pay the interpreter at the time services are rendered, and the language needed is: _____.

IT IS FURTHER ORDERED by the Court that, regarding the child(ren) at issue, the Family Mediation Center (FMC) shall:

☒ Provide Confidential Mediation After Child Interview & upon reading report.
(When telephone mediation is ordered, one or both parties must reside out-of-state)

☐ Include a Domestic Violence Protocol

☒ Interview Child(ren) Bennett Shahrakhi

Issues: General Interview

☐ Reunify Parent/Child(ren) _____

IT IS FURTHER ORDERED that the cost of mediation will be assessed using a sliding scale based on each litigant's individual financial status with a maximum cost of \$300.00 per person. Child(ren) interviews are \$50.00 per child per litigant. Parent/Child(ren) reunifications are \$50.00 per litigant.

IT IS FURTHER ORDERED that the parties and/or their attorneys must report to the Family Mediation Center at 601 N. Pecos Road, Las Vegas, NV 89101, phone (702) 455-4186.

DATED this 6th day of February, 2019.

This matter is reset for

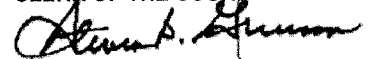
Date: March 27, 2019 Time: 2:30 PM

[Signature]
District Judge
MATHEW HARTER

Attorney for Plaintiff: Thomas John Standish

Attorney for Defendant: Kenneth S Friedman

MATHEW HARTER
DISTRICT JUDGE
FAMILY DIVISION DEPT N
LAS VEGAS, NV 89101



DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of the Petition by:
Kizzy Burrow, Petitioner.

Case No.: D-18-581208-P
Department N

NOTICE OF ENTRY OF MINUTE ORDER

TO: ALL PARTIES AND/OR ATTORNEYS

Please take notice that the Court prepared a Minute Order. A copy of the Minute Order is attached hereto.

☒ I hereby certify that I electronically served, faxed, emailed, or placed in the appropriate attorney folder located in the Clerk of the Court's Office, a copy of the Minute Order and any associated documents indicated within the Minute Order to:

Thomas John Standish, Esq.

Kenneth S Friedman, Esq.

☐ I hereby certify that I mailed the Minute Order, as well as any associated documents indicated within the Minute Order, via first-class mail with postage fully prepaid to:

DATED: 7th day of February, 2019

By: /s/ Mark Fernandez

Mark Fernandez
Judicial Executive Assistant
Department N

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Paternity Complaint

COURT MINUTES

February 07, 2019

D-18-581208-P

In the Matter of the Petition by:
Kizzy Burrow, Petitioner.

February 07, 2019 9:15 AM

Minute Order

HEARD BY: Harter, Mathew

COURTROOM: Courtroom 24

COURT CLERK:

PARTIES:

Ali Shahrokhi, Defendant, not present

Kenneth Friedman, Attorney, not present

Bennett Shahrokhi, Subject Minor, not present

Kizzy Burrow, Plaintiff, not present

Thomas Standish, Attorney, not present

JOURNAL ENTRIES

MINUTE ORDER - NO HEARING HELD

NRCP 1 states that the procedure in district courts "shall be construed and administered to secure the just, *speedy, and inexpensive determinations in every action.*"

Plaintiff requested this matter be heard on a Order Shortening Time; however, this Court denied Plaintiff's request for multiple reasons. First, Plaintiff stipulated to dissolving the Temporary Protection Order (TPO) in case T-18-193531-T. Further, the Minute Order entered for TPO hearing on 1/3/19 indicated that Plaintiff is in possession of the minor child's current passport. Finally, the parties reached a mutual Behavior Order as well as a visitation schedule. The issues addressed in Plaintiff's Ex Parte Request for an Order Shortening Time are minimized and some are non-existent due to the stipulation reached during the TPO hearing.

Upon further review of the pleadings in this case and all associated cases, this Court will require a general interview of the minor child at the Family Mediation Center prior the mediation. If Plaintiff still believes there is good cause for the matter to be heard on an Order Shortening Time after reviewing the Child Interview Report, she may submit the request to this Court.

THEREFORE, IT IS HEREBY ORDERED that there shall be a general interview of the minor child at the Family Mediation Center **prior** to mediation.

PRINT DATE:	02/07/2019	Page 1 of 2	Minutes Date:	February 07, 2019
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

D-18-581208-P

It is NOTED that a copy of this Minute Order and Amended Order for Family Mediation Center Services shall be provided to all parties.

FUTURE HEARINGS:

March 27, 2019 2:30 PM Motion
Harter, Mathew
Courtroom 24
Moffett, Hilary

March 27, 2019 2:30 PM Case Management Conference
Harter, Mathew
Courtroom 24
Moffett, Hilary

March 27, 2019 2:30 PM Return Hearing
Harter, Mathew
Courtroom 24
Moffett, Hilary

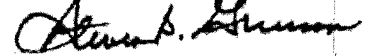
PRINT DATE:	02/07/2019	Page 2 of 2	Minutes Date:	February 07, 2019
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

PA 00072

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

Electronically Filed
2/7/2019 5:18 PM
Steven D. Grierson
CLERK OF THE COURT



1 **NEOJ**
2 THOMAS J. STANDISH, ESQ.
3 Nevada Bar No. 1424
4 tom@standishlaw.com
5 STANDISH LAW GROUP
6 1635 Village Center Circle, Suite 180
7 Las Vegas, Nevada 89134
8 Tele: (702) 998-9344
9 Fax: (702) 998-7460
10 *Attorney for Plaintiff*

7 **DISTRICT COURT**
8 **CLARK COUNTY, NEVADA**

9 KIZZY BURROW,

10 Plaintiff,

11 vs.

12 ALI SHAHROKHI,

13 Defendant.

CASE NO: D-18-581208-P

DEPT. NO.: N

14 **NOTICE OF ENTRY OF ORDER SEALING RECORD**

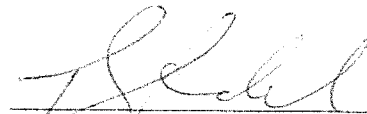
15 TO: ALI SHAHROKHI, Defendant.

16 TO: KENNETH FRIEDMAN, ESQ., attorney for Defendant.

17 PLEASE TAKE NOTICE that the Order Sealing Record was duly entered in
18 the above-referenced case on the 1st day of February, 2019.

19 Dated this 6th day of February, 2019.

20 STANDISH LAW GROUP



21 THOMAS STANDISH, ESQ.

22 Nevada State Bar No. 1424

23 1635 Village Center Circle, Ste. 180

24 Las Vegas, Nevada 89134

25 *Attorney for Plaintiff*

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of STANDISH LAW GROUP, and that on this 7th day of February, 2019, I served a copy of Plaintiff's NOTICE OF ENTRY OF ORDER SEALING RECORD and EX-PARTE MOTION FOR ORDER SEALING RECORD as follows:

- ☐ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada: and/or
- ☒ Pursuant to EDCR 8.05(a), EDCR 8.05(f), NRCP 5(b)(2)(D) and Administrative Order 14-2 captioned "In the Administrative Matter of Mandatory Electronic Service in the Eighth Judicial District Court," by mandatory electronic service through the Eighth Judicial District Court's electronic filing system: and/or
- ☐ Pursuant to EDCR 7.26, to be sent via facsimile; and/or
- ☐ To be hand-delivered to the attorneys listed below at the address and/or facsimile number indicated below:

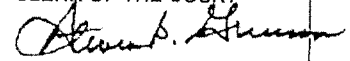
Kenneth Friedman k.friedman@hotmail.com


An employee of Standish Law Group

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

1 **OSFD**
2 THOMAS J. STANDISH, ESQ.
3 Nevada Bar No. 1424
4 tom@standishlaw.com
5 STANDISH LAW GROUP
6 1635 Village Center Circle, Suite 180
7 Las Vegas, Nevada 89134
8 Tele: (702) 998-9344
9 Fax: (702) 998-7460
10 *Attorney for Plaintiff*

Electronically Filed
2/1/2019 5:04 PM
Steven D. Grierson
CLERK OF THE COURT



11
12
13 **DISTRICT COURT**
14 **CLARK COUNTY, NEVADA**

15 KIZZY BURROW,

16 Plaintiff,

17 vs.

18 ALI SHAHROKHI,

19 Defendant.

CASE NO: D-18-581208-P

DEPT. NO.: N

20 **ORDER SEALING RECORD**

21 Pursuant to the request of the Plaintiff, KIZZY BURROW, and upon Ex-Parte
22 Motion pursuant to NRS 125.110(2), and good cause appearing,

23 IT IS HEREBY ORDERED that the file in case number D-18-581208-P in
24 the Eighth Judicial District Court, shall be sealed pursuant to NRS 125.110:

25 1. In any action for divorce, the following papers
26 and pleadings in the action shall be open to the
27 public inspection in the clerk's office:

28 (a) In case the complaint is not answered by
the defendant, the summons, with the affidavit or
proof of service; the complaint with
memorandum endorsed thereon that the default
of the defendant in not answering was entered,
and the judgment; and in any case where service
is made by publication, the affidavit for
publication of summons and the order directing
the publication of summons.

(b) In all other cases, the pleadings, the
finding of the court, any order made on motion as

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

1 provided in Nevada Rules of Civil Procedure and
2 the judgment.

3 2. All other papers, records, proceedings and
4 evidence, including exhibits and transcript of the
5 testimony, shall, upon the written request of either
6 party to the action, filed with the clerk, be sealed
7 and shall not be open to inspection except to the
8 parties or their attorneys, or when required as
9 evidence in another action or proceeding.

10 DATED this 28th day of January, 2019.

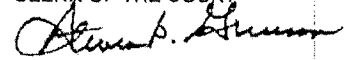
11
12 DISTRICT COURT JUDGE *hrg*

13 Submitted by:
14 STANDISH LAW GROUP

15 *Thomas J. Standish*
16 THOMAS J. STANDISH, ESQ.
17 Nevada Bar No. 1424
18 1635 Village Center Circle, #180
19 Las Vegas, Nevada 89134
20 *Attorneys for Plaintiff*

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

Electronically Filed
1/24/2019 3:09 PM
Steven D. Grierson
CLERK OF THE COURT



1 EXMT
2 THOMAS J. STANDISH, ESQ.
3 Nevada Bar No. 1424
4 tom@standishlaw.com
5 STANDISH LAW GROUP
6 1635 Village Center Circle, Suite 180
7 Las Vegas, Nevada 89134
8 Tele: (702) 998-9344
9 Fax: (702) 998-7460
10 *Attorney for Plaintiff*

11
12 DISTRICT COURT
13 CLARK COUNTY, NEVADA

14 KIZZY BURROW,
15
16 Plaintiff,

CASE NO: D-18-581208-P

DEPT. NO.: N

17 vs.

18 ALI SHAHROKHI,
19
20 Defendant.

21 EX-PARTE MOTION FOR ORDER SEALING RECORD

22 Plaintiff, KIZZY BURROW, by and through her attorney, Thomas J. Standish,
23 Esq., of the law firm of Standish Law Group, hereby requests, pursuant to NRS
24 125.110(2), that this Court issue an order sealing all papers, records, proceedings and
25 evidence including exhibits and transcripts and video tapes of the testimony in this
26 case.
27
28

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

1 NRS 125.110(2) provides:

2 All of the papers, records, proceedings and evidence, including exhibits
3 and transcript of the testimony shall, upon the written request of either
4 party to the action, filed with the Clerk, be sealed and shall not be open to
5 inspection except to the parties or their attorneys or when required as
6 evidence in another action of proceeding.

7 DATED this 16th day of January, 2019.

8 STANDISH LAW GROUP

9 

10 THOMAS J. STANDISH, ESQ.
11 Nevada Bar No. 1424
12 1635 Village Center Circle, #180
13 Las Vegas, Nevada 89134
14 *Attorneys for Plaintiff*

Steven D. Grierson

NCOA

Name: Kenneth Friedman
Address: 400 S. Maryland Pkwy.
City/St/Zip: Las Vegas, NV 89101
Telephone: (702) 474-4660
Email Address: k.friedman@hotmail.com

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Shahrokh
Plaintiff,
vs. Barrow
Defendant.

Case No. D18-581208-P
Dept No. N

NOTICE OF CHANGE OF ADDRESS

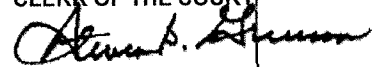
PLEASE TAKE NOTICE that (☒ check one) ☐ Plaintiff ☒ Defendant, has new mailing information and that the Court records should be changed to reflect:

Name: Ali Shahrokh
Address: 8174 S. Las Vegas Blvd. #109
City/St/Zip: Las Vegas NV 89123
Telephone: Same
Email Address: Ali.be76@gmail.com
Alibe76@gmail.com

DATED this 12 day of Feb, 2019.

Submitted by: (Signature) ▶ *[Signature]*

Printed Name: Ali Shahrokh



OPPS

KENNETH S. FRIEDMAN, ESQ.
Nevada Bar No.: 5311
WALSH & FRIEDMAN, LTD.
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660
Email: k.friedman@hotmail.com
Attorney for Defendant

**DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA**

KIZZY BURROW,

Plaintiff,

vs.

ALI SHAHROKHI,

Defendant.

)

) CASE NO.: D-18-581208-P

) DEPT. NO.: N

)

)

) HEARING DATE: 03/27/2019

) HEARING TIME: 2:00 p.m.

)

)

**DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO
ESTABLISH CUSTODY, VISITATION AND CHILD SUPPORT; FOR A
BREIFING SCHEDULE; FOR THE APPOINTMENT OF A THERAPIST
FOR THE CHILD BY THE COURT; FOR A MUTUAL BEHAVIOR
ORDER; FOR DEFENDANT TO SUBMIT TO AN INDEPENDENT
MEDICAL EXAMINATION; FOR DEFENDANT TO BE ORDERED TO
COMPLETE ANGER MANAGEMENT COURSES; FOR A CHILD
CUSTODY EVALUATION; FOR THE PARTIES' COMMUNUCATION
TO BE THROUGH 'OUR FAMILY WIZARD' FOR ATTORNEY'S
FEES AND COSTS AND OTHER RELATED RELIEF AND
COUNTERMOTION FOR JOINT LEGAL AND PRIMARY PHYSICAL
CUSTODY OF THE PARTIES' MINOR CHILD, TO ENROLL THE
CHILD INTO SOCCER, FOR AN ORDER TO SHOW CAUSE, FOR
RESIDENTAL ADDRESS AND BIOGRAPHICAL INFORMATION AND
FOR ATTORNEY'S FEES.**

COMES NOW Defendant, ALI SHAHROKHI, by and through his
attorney, KENNETH S. FRIEDMAN, ESQ. of WALSH & FRIEDMAN, LTD.,

WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660

1 and submits the within Defendant's Opposition To Plaintiff's Motion To Establish
2 Custody, Visitation And Child Support; For A Briefing Schedule; For The
3 Appointment Of A Therapist For The Child By The Court; For A Mutual Behavior
4 Order; For Defendant To Submit To An Independent Medical Examination; For
5 Defendant To Be Ordered To Complete Anger Management Courses; For A Child
6 Custody Evaluation; For The Parties' Communication To Be Through 'Our
7 Family Wizard'' For Attorney's Fees And Costs And Other Related Relief And
8 Countermotion For Joint Legal And Primary Physical Custody Of The Parties'
9 Minor Child, To Enroll The Child Into Soccer, For An Order To Show Cause, For
10 Residential Address And Biographical Information And For Attorney's Fees.
11

12 This Opposition and Countermotion is made and based upon the papers and
13 pleadings on file, the Points and Authorities attached hereto, the Affidavit of the
14 Defendant, and any and all oral arguments adduced at the hearing of this matter.
15

16 DATED this 19th day of March, 2019.
17

18 WALSH & FRIEDMAN, LTD.
19

20
21
22
23 Kenneth S. Friedman, Esq.
24 Nevada Bar No.: 5311
25 400 South Maryland Parkway
26 Las Vegas, NV 89101
27 Attorney for Defendant
28

WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660

POINTS AND AUTHORITIES

NRS 125C.0015 Parents have joint custody until otherwise ordered by court.

1. The parent and child relationship extends equally to every child and to every parent, regardless of the marital status of the parents.

2. If a court has not made a determination regarding the custody of a child, each parent has joint legal custody and joint physical custody of the child until otherwise ordered by a court of competent jurisdiction.

(Added to NRS by 2015, 2582)

NRS 125C.002 Joint legal custody.

1. When a court is making a determination regarding the legal custody of a child, there is a presumption, affecting the burden of proof, that joint legal custody would be in the best interest of a minor child if:

(a) The parents have agreed to an award of joint legal custody or so agree in open court at a hearing for the purpose of determining the legal custody of the minor child; or

(b) A parent has demonstrated, or has attempted to demonstrate but has had his or her efforts frustrated by the other parent, an intent to establish a meaningful relationship with the minor child.

2. The court may award joint legal custody without awarding joint physical custody.

(Added to NRS by 2015, 2582)

NRS 125C.0025 Joint physical custody.

1. When a court is making a determination regarding the physical custody of a child, there is a preference that joint physical custody would be in the best interest of a minor child if:

(a) The parents have agreed to an award of joint physical custody or so agree in open court at a hearing for the purpose of determining the physical custody of the minor child; or

(b) A parent has demonstrated, or has attempted to demonstrate but has had his or her efforts frustrated by the other parent, an intent to establish a meaningful relationship with the minor child.

2. For assistance in determining whether an award of joint physical custody is appropriate, the court may direct that an investigation be conducted.

(Added to NRS by 2015, 2582)

1 **NRS 125C.0035 Best interests of child: Joint physical custody; preferences;**
2 **presumptions when court determines parent or person seeking custody is**
3 **perpetrator of domestic violence or has committed act of abduction against**
4 **child or any other child.**

5 1. In any action for determining physical custody of a minor child, the sole
6 consideration of the court is the best interest of the child. If it appears to the court
7 that joint physical custody would be in the best interest of the child, the court may
8 grant physical custody to the parties jointly.

9 2. Preference must not be given to either parent for the sole reason that the
10 parent is the mother or the father of the child.

11 3. The court shall award physical custody in the following order of preference
12 unless in a particular case the best interest of the child requires otherwise:

13 (a) To both parents jointly pursuant to NRS 125C.0025 or to either parent
14 pursuant to NRS 125C.003. If the court does not enter an order awarding joint
15 physical custody of a child after either parent has applied for joint physical custody,
16 the court shall state in its decision the reason for its denial of the parent's
17 application.

18 (b) To a person or persons in whose home the child has been living and where
19 the child has had a wholesome and stable environment.

20 (c) To any person related within the fifth degree of consanguinity to the child
21 whom the court finds suitable and able to provide proper care and guidance for the
22 child, regardless of whether the relative resides within this State.

23 (d) To any other person or persons whom the court finds suitable and able to
24 provide proper care and guidance for the child.

25 4. In determining the best interest of the child, the court shall consider and set
26 forth its specific findings concerning, among other things:

27 (a) The wishes of the child if the child is of sufficient age and capacity to form
28 an intelligent preference as to his or her physical custody.

(b) Any nomination of a guardian for the child by a parent.

(c) Which parent is more likely to allow the child to have frequent associations
and a continuing relationship with the noncustodial parent.

(d) The level of conflict between the parents.

(e) The ability of the parents to cooperate to meet the needs of the child.

(f) The mental and physical health of the parents.

(g) The physical, developmental and emotional needs of the child.

(h) The nature of the relationship of the child with each parent.

(i) The ability of the child to maintain a relationship with any sibling.

(j) Any history of parental abuse or neglect of the child or a sibling of the child.

1 (k) Whether either parent or any other person seeking physical custody has
2 engaged in an act of domestic violence against the child, a parent of the child or
3 any other person residing with the child.

4 (l) Whether either parent or any other person seeking physical custody has
5 committed any act of abduction against the child or any other child.

6 **NRS 33.018 Acts which constitute domestic violence.**

7 1. Domestic violence occurs when a person commits one of the following acts
8 against or upon the person's spouse or former spouse, any other person to whom
9 the person is related by blood or marriage, any other person with whom the person
10 has had or is having a dating relationship, any other person with whom the person
11 has a child in common, the minor child of any of those persons, the person's minor
12 child or any other person who has been appointed the custodian or legal guardian
13 for the person's minor child:

14 (a) A battery.

15 (b) An assault.

16 (c) Compelling the other person by force or threat of force to perform an act
17 from which the other person has the right to refrain or to refrain from an act which
18 the other person has the right to perform.

19 (d) A sexual assault.

20 (e) A knowing, purposeful or reckless course of conduct intended to harass the
21 other person. Such conduct may include, but is not limited to:

22 (1) Stalking.

23 (2) Arson.

24 (3) Trespassing.

25 (4) Larceny.

26 (5) Destruction of private property.

27 (6) Carrying a concealed weapon without a permit.

28 (7) Injuring or killing an animal.

(f) A false imprisonment.

(g) Unlawful entry of the other person's residence, or forcible entry against the
other person's will if there is a reasonably foreseeable risk of harm to the other
person from the entry.

2. As used in this section, "dating relationship" means frequent, intimate
associations primarily characterized by the expectation of affectional or sexual
involvement. The term does not include a casual relationship or an ordinary
association between persons in a business or social context.

(Added to NRS by 1985, 2283; A 1995, 902; 1997, 1808; 2007,
82, 1275; 2017, 3179)

1 **NRS 22.010 Acts or omissions constituting contempts. The following**
2 **acts or omissions shall be deemed contempts:**

3 1. Disorderly, contemptuous or insolent behavior toward the judge while the
4 judge is holding court, or engaged in judicial duties at chambers, or toward masters
5 or arbitrators while sitting on a reference or arbitration, or other judicial proceeding.

6 2. A breach of the peace, boisterous conduct or violent disturbance in the
7 presence of the court, or in its immediate vicinity, tending to interrupt the due
8 course of the trial or other judicial proceeding.

9 3. Disobedience or resistance to any lawful writ, order, rule or process issued
10 by the court or judge at chambers.

11 4. Disobedience of a subpoena duly served, or refusing to be sworn or answer
12 as a witness.

13 5. Rescuing any person or property in the custody of an officer by virtue of
14 an order or process of such court or judge at chambers.

15 6. Disobedience of the order or direction of the court made pending the trial
16 of an action, in speaking to or in the presence of a juror concerning an action in
17 which the juror has been impaneled to determine, or in any manner approaching or
18 interfering with such juror with the intent to influence the verdict.

19 7. Abusing the process or proceedings of the court or falsely pretending to act
20 under the authority of an order or process of the court.

21 [1911 CPA § 452; RL § 5394; NCL § 8941] — (NRS A 1983, 843)

22 **NRS 125C.250 Attorney's fees and costs.**

23 Except as otherwise provided in NRS 125C.0689, in an action to determine legal
24 custody, physical custody or visitation with respect to a child, the court may order
25 reasonable fees of counsel and experts and other costs of the proceeding to be paid
26 in proportions and at times determined by the court.

27 (Added to NRS by 2013, 2956)

28 **NRS 18.010 Award of attorney's fees.**

1 1. The compensation of an attorney and counselor for his or her services is
2 governed by agreement, express or implied, which is not restrained by law.

3 2. In addition to the cases where an allowance is authorized by specific
4 statute, the court may make an allowance of attorney's fees to a prevailing party:

5 (a) When the prevailing party has not recovered more than \$20,000; or

6 (b) Without regard to the recovery sought, when the court finds that the claim,
7 counterclaim, cross-claim or third-party complaint or defense of the opposing party
8 was brought or maintained without reasonable ground or to harass the prevailing
9 party. The court shall liberally construe the provisions of this paragraph in favor of
10 awarding attorney's fees in all appropriate situations. It is the intent of the

1 Legislature that the court award attorney's fees pursuant to this paragraph and
2 impose sanctions pursuant to Rule 11 of the Nevada Rules of Civil Procedure in all
3 appropriate situations to punish for and deter frivolous or vexatious claims and
4 defenses because such claims and defenses overburden limited judicial resources,
5 hinder the timely resolution of meritorious claims and increase the costs of
6 engaging in business and providing professional services to the public.

7 3. In awarding attorney's fees, the court may pronounce its decision on the
8 fees at the conclusion of the trial or special proceeding without written motion and
9 with or without presentation of additional evidence.

10 4. Subsections 2 and 3 do not apply to any action arising out of a written
11 instrument or agreement which entitles the prevailing party to an award of
12 reasonable attorney's fees.

13 [1911 CPA § 434; A 1951, 59] — (NRS A 1957, 129; 1967, 1254; 1969,
14 435, 667; 1971, 165, 802; 1975, 309; 1977, 774; 1985, 327; 1999, 903; 2003,
15 3478)

16 I.

17 FACTUAL BACKGROUND

18 Plaintiff, ALI SHAHROKHI, and Defendant, KIZZY BURROW, entered
19 into a relationship which resulted in the out of wedlock birth of the parties' minor
20 child, to-wit: **BENNETT ETHAN SHAHROKHI**, born May 1, 2009.

21 From the birth of the parties' minor child through December 4, 2018,
22 Defendant has, at a minimum been, the *de facto* joint physical custodian of the
23 subject minor child. More specifically, from the child's birth through June 2018¹,
24 the parties jointly performed the vast majority of the tasks necessary for the

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28 ¹ From June 2018 until the parties separated in December 2018, Defendant was the *de facto*
Primary Physical Custodian of the minor child.

1 rearing and upbringing of the child (i.e. feeding, clothing, doctor's appointments,
2 extracurricular activities, schooling, etc.).

3
4 **A. SCHOOL/ATTENDANCE (OR LACK THEREOF)**

5 **On or about December 4, 2018, the Defendant removed (abducted) the**
6 **minor child from Southern Highlands Preparatory Academy located at**
7 **11500 Southern Highlands Parkway, Las Vegas, Nevada and did not return**
8 **him for nearly three (3) weeks. Plaintiff's actions were completely unwarranted.**

9 First, said child's attendance has absolutely nothing to do with the parties' discord.

10 Second, on or about December 7, 2018, Plaintiff applied for and received a
11 Temporary Protective Order (TPO) prohibiting Defendant from coming near the
12 Plaintiff and/or the child's school. Thus, there was absolutely no reason for the
13 child to be absent from school for the next two and a half (2 ½) weeks. Said action
14 was clearly designed to inflict significant emotional distress on the Defendant².

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19 **B. REARING AND UPBRINGING**

20 Unfortunately, on a somewhat routine basis, Plaintiff historically would not
21 tend to the tasks necessary for the rearing and upbringing of the minor child
22 (i.e. supervision, bathing, clothing, feeding, etc.). To that end, Defendant
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28 ² Plaintiff took the subject minor child to Oregon to be with her boyfriend during two (2) of the three (3) weeks.

1 acknowledges that he did attempt to contact Plaintiff to express frustration for her
2 failure to spend quality time with the subject minor child.

3
4 C. SOCCER ENROLLMENT

5 Defendant believes that the subject minor child should be enrolled in
6 extracurricular activities to-wit: Soccer. First, the child has expressed a strong
7 interest to play soccer. Second, extracurricular activities are beneficial to the
8 physical, emotional and developmental wellbeing of the child. Third, if Plaintiff
9 is unable to transport the subject minor child to practices or games³ due to
10 employment, Defendant is more than willing to provide any and all transportation
11 such that the child can fully participate in soccer.
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15 Based on the foregoing, Defendant respectfully requests that this Honorable
16 Court enter an Order allowing Defendant to enroll the minor child into soccer.
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18 D. SLANDER

19 Plaintiff alleges that Defendant has used an online program to track or
20 harass Plaintiff, Plaintiff's family and Plaintiff's counsel. Nothing could be further
21 from the truth. **Said allegation is a blatant lie.** To that end, it is not a mere
22 coincidence that Plaintiff does not produce a shred of evidence to establish the
23 same.
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28 ³ Practices are held on Tuesdays and Thursdays from 6:00 p.m. through 7:00 p.m. and games
are held on Saturdays and Sundays.

1 E. DEFENDANT'S ALLEGATIONS

2 Upon information and belief, Plaintiff will allege that the Defendant has
3 engaged in several acts of Domestic Violence against the Plaintiff. Nothing could
4 be further from the truth. The Defendant has never been physical with the Plaintiff
5 in any way, shape or form⁴. Moreover, the Defendant has never been arrested for
6 any crime⁵.
7

9 Defendant does acknowledge that he has sent a few inappropriate text
10 messages to the Plaintiff. However, said text messages⁶ were premised upon
11 Plaintiff's failure to jointly tend to the rearing and upbringing of the subject minor
12 child. Interesting, despite Defendant's inappropriate text messages, Plaintiff
13 continued to cohabit with the Defendant through and up to December 3, 2018.
14 Consequently, Plaintiff's allegations are blatant lies in an attempt to gain an
15 advantage in the parties underlying custodial dispute. Said tactics are deplorable.
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19 F. SELFISH DESIRES

20 Defendant has a significant concern regarding Plaintiff's care for the
21 subject minor child. More specifically, from June 2018 through the parties
22 separation, Defendant was the parent who primarily cared for the minor child on
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26 ⁴ Any and all physical interactions were defensive.

27 ⁵ Defendant believes that the Plaintiff called the Las Vegas Metropolitan Police Department on
28 December 4, 2018 in an attempt to gain a tactical advantage in the parties' custodial dispute
(said tactics are despicable). On said date, neither party was arrested for domestic violence.

⁶ Said messages are more than four (4) months old.

1 a daily basis. Plaintiff would leave for days on end with no concern for the subject
2 minor child. Plaintiff will allege that said absences were due to her work schedule.
3 However, upon information and belief, a significant portion of Plaintiff's absence
4 was not spent working. Consequently, for nearly half a year, Plaintiff's selfish
5 desires became paramount to quality time with the minor child. Only after
6 Defendant threatened to file a custody case to seek primary physical custody did
7 the Plaintiff make a half-hearted attempt to spend more quality time with said
8 child. Shortly thereafter, Plaintiff filed for a false Temporary Protective Order in
9 an attempt to gain an advantage over any Court proceedings.
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13 G. FAILURE TO COOPERATE TO MEET THE NEEDS OF THE CHILD
14

15 For the past several weeks, Defendant has attempted to communicate with
16 the Plaintiff (via counsel) to mutually set up doctor appointments, dentist
17 appointments, and extracurricular activities. Said requests have hit roadblocks on
18 almost every occasion. Plaintiff, unbeknownst to the Defendant, on or about
19 March 12, 2019, the Plaintiff took the minor child to the child's pediatrician and
20 unilaterally made the decision to give the child the MMR vaccine. The parties
21 previously agreed to hold off the child's vaccinations and jointly discussed other
22 avenues of medical care. Plaintiff's actions directly violate Defendant's status as
23 Joint Legal Custodian. Additionally, premised upon history detailed above, said
24 actions appear to be purely vindictive in nature.
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II.

ARGUMENT

A. PHYSICAL CUSTODY

In an initial custody determination, this Court must make its findings based upon the best interests of the subject minor child pursuant to NRS 125C.0035, which provides in pertinent part as follows:

(a) *The wishes of the child if the child is of sufficient age and capacity to form an intelligent preference as to his or her custody.*

N/A.

(b) *Any nomination by a parent or a guardian for the child.*

N/A.

(c) *Which parent is more likely to allow the child to have frequent associations and a continuing relationship with the noncustodial parent.*

In early December 2018 through the counsel's agreement, on January 3, 2019, Plaintiff significantly restricted Defendant's contact with the minor child. Said actions were purely designed to frustrate Defendant's paternal bond and inflict extreme emotional distress. Said actions are extremely troubling as the Plaintiff is well aware of the Defendant's close paternal bond with the subject minor child. Additionally, at the child's interview, Defendant attempted to greet the child. However, Plaintiff grabbed the child and said, "you cannot see the child as it is not your timeshare". Conversely, Defendant has never withheld the child from the Plaintiff. Thus, this factor weighs heavily in Defendant's favor.

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1 (d) *The level of conflict between the parents.*

2 The level of conflict between the parties is somewhat heightened premised
3 upon Plaintiff's false allegations and Plaintiff's frustration of Defendant's
4 paternal bond and status as Joint Legal Custodian.

5 (e) *The ability of the parents to cooperate to meet the needs of the child.*

6 The parties historically had been able to cooperate to meet the physical,
7 developmental and emotional needs of the child. From the birth of the minor
8 child through June 2018, the parties jointly performed the vast majority of
9 the tasks necessary for the rearing and upbringing of the child (i.e. feeding,
10 clothing, doctor's appointments, extracurricular activities, schooling,
11 etc.). From June 2018, through the parties' separation in December 2018,
12 Plaintiff's interaction with the minor child was sparse at best. Additionally,
13 for the past several weeks, Defendant has attempted to communicate with
14 the Plaintiff (via counsel) to mutually set up doctor appointments, dentist
15 appointments, and extracurricular activities. Said requests have hit
16 roadblocks on almost every occasion. Unbeknownst to the Defendant, on or
17 about March 12, 2019, the Plaintiff took the minor child to the child's
18 pediatrician and unilaterally made the decision to give the child the MMR
19 vaccine. The parties previously agreed to hold off the child's vaccinations
20 and jointly discussed other avenues of medical care. Plaintiff's actions
21 directly violate Defendant's status as Joint Legal Custodian. Premised upon
22 history detail above, said actions appear to be purely vindictive in nature.
23 Thus, it appears that the Plaintiff no longer cooperates to meet the needs of
24 the child.

25 (f) *The mental and physical health of the parents.*

26 Defendant is mentally and physically healthy. Upon information and belief,
27 Plaintiff is mentally and physically healthy.

28 (g) *The physical, developmental and emotional needs of the child.*

The Defendant is the parent who can best meet the physical, developmental
and emotional needs of the minor child. First, Plaintiff's removal of the child
from school for three (3) weeks clearly demonstrates is her failure to ensure
the developmental needs of the minor child. Second, Bennett's, who is
historically, an A/B student, and an excellent reader, grades have

1 significantly dropped. More specifically, Bennett's grades prior to December
2 2018 were all A's and B's, now Bennett has a C and an F. Third, from June
3 2018 through December 2018, Plaintiff's interaction with the minor child
4 was sparse at best. Fourth, Plaintiff's refusal to allow the child to enroll in
5 soccer are motivated by selfish desires and not the physical development of
6 the child. Fifth, Defendant has always tended to the child's Physical,
7 Developmental and Emotional needs (i.e. feeding, clothing, bathing,
8 schooling, doctor appointments, extracurricular activities, etc.).

9 (h) *The nature of the relationship of the child with each parent.*

10 Defendant has an extremely strong paternal bond with the minor child.
11 Plaintiff's maternal bond with the minor child has been somewhat
12 diminished premised upon her lack of interaction with the child.

13 (i) *The ability of the child to maintain a relationship with any sibling.*

14 N/A

15 (j) *Any history of parental abuse or neglect of the child or a sibling of the
16 child.*

17 N/A.

18 (k) *Whether either parent or any other person seeking custody has
19 engaged in an act of domestic violence against the child, a parent of the child
20 or any other person residing with the child.*

21 Upon information and belief, Plaintiff will allege that the Defendant has
22 engaged in several acts of Domestic Violence against the Plaintiff. Nothing
23 could be further from the truth. The Defendant has never been physical with
24 the Plaintiff in any way, shape or form⁷. Moreover, the Defendant has never
25 been arrested for any crime.

26 Defendant does acknowledge that he has sent a few inappropriate text
27 messages to the Plaintiff. However, said text messages were premised upon
28 Plaintiff's failure to jointly tend to the rearing and upbringing of the subject

⁷ Any and all physical interactions were defensive.

1 minor child. Interesting, despite Defendant's inappropriate text messages,
2 Plaintiff continued to cohabitate with the Defendant through and up to
3 December 3, 2018. Consequently, Plaintiff's allegations are blatant lies in an
4 attempt to gain advantage in the parties underlying custodial dispute. Said
5 tactics are deplorable.

6 (1) *Whether either parent or any other person seeking custody has
7 committed any act of abduction against the child or any other child.*

8 As illustrated above, on December 4, 2018, Plaintiff abducted the minor
9 child from school at approximately 10:30 a.m. and withheld the child's
10 whereabouts.

11 Based on the foregoing, Defendant respectfully requests that this Honorable
12 Court award him Primary Physical Custody of the minor child.

13 B. SOCCER ENROLLMENT

14 Defendant believes that the subject minor child should be enrolled in
15 extracurricular activities to-wit: Soccer. First, the child has expressed a strong
16 interest to play soccer. Second, extracurricular activities are beneficial to the
17 physical, emotional and developmental wellbeing of the child. Third, if Plaintiff
18 is unable to transport the subject minor child to practices or games⁸ due to
19 employment, Defendant is more than willing to provide any and all transportation
20 such that the child can fully participate in soccer.

21 Based on the foregoing, Defendant respectfully requests that this Honorable
22 Court enter an Order allowing Defendant to enroll the minor child into soccer.

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28 ⁸ Practices are held on Tuesdays and Thursdays from 6:00 p.m. through 7:00 p.m. and games
are held on Saturdays and Sundays.

1 C. ORDER TO SHOW CAUSE

2 Pursuant to NRS 125c.0015, the parties have Joint Legal Custody of the
3 subject minor child. As illustrated above, Plaintiff has violated said statute on two
4 (2) significant occasions. First and foremost, for years the parties previously
5 agreed not to immunize the subject minor child. However, unbeknownst to the
6 Defendant, on or about March 12, 2019, Plaintiff unilaterally, and without
7 Defendant's consent, intentionally took the minor child to the doctor and had the
8 child immunized. Said appointment and immunization was to only occur with
9 notice and consent. However, Defendant was never consulted nor consented to the
10 same. Second, unbeknownst to the Defendant, Plaintiff has been taking the subject
11 minor child out of the jurisdiction to the State of Oregon. Both instances detailed
12 above violate Defendant's status as Joint Legal Custodian.
13

14 Based on the foregoing, Defendant respectfully requests that this Honorable
15 Court issue an Order to Show Cause why the Plaintiff should not be held in
16 contempt of court for failing to adhere to the Statutes as illustrated above.
17

18 D. RELOCATION

19 Plaintiff's one-sentence request to relocate the minor child out of the State
20 of Nevada and to the State of Oregon does not remotely meet the guidelines
21 established in NRS 125C.006, NRS 125C.0065, or NRS 125C.007. Thus, said
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1 request summarily must be denied pursuant to *Rooney v. Rooney*, 109 Nev.
2 540, 853 P.2d 123 (1993).

3
4 E. PARENTING COORDINATOR

5 Plaintiff's one-sentence request for a parenting coordinator, of course, is
6 completely unsupported by statutory authority and case law. Moreover, *Bautista*
7 *v. Picone* 134 Nev. Adv. Op. No. 44 (2018), does not authorize the same. As such,
8 request summarily must be denied pursuant to *Rooney v. Rooney*, 109 Nev.
9 540, 853 P.2d 123 (1993).

10
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12 F. INDEPENDENT MEDICAL EXAMINATION

13 Plaintiff's request for an independent medical examination is completely
14 unwarranted. First, as illustrated above, Defendant has not had any
15 communication or interaction with Plaintiff's counsel in any way, shape or form.
16 Second, as illustrated in the child interview, both parties have been involved in
17 somewhat volatile situations. However, child exchanges in public places with the
18 honk and seatbelt rule, limited contact only concerning the subject minor child,
19 and Plaintiff respecting the Defendant's status as Joint Legal Custodian of the
20 minor child, will greatly reduce any and all conflict. Thus, Plaintiff's request is
21 unwarranted and must be denied.

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1 G. FLIGHT RISK

2 Plaintiff's insinuation that Defendant is a flight risk as he was born in Iran
3 is ridiculous and purely designed to cast Defendant in a false light. First,
4 Defendant has not been to Iran since 1993. Second, all of Defendant's relatives
5 reside in the United States⁹.
6

7 H. CHILD CUSTODY EVALUATION

8
9 Plaintiff's request for a child custody evaluation is unwarranted. It is quite
10 clear that virtually any and all concerns with the subject minor child have been
11 addressed with the child interview. Second, slightly different parenting is not a
12 basis for a Child Custody Evaluation. Third, *Bautista v. Picone* 134 Nev. Adv.
13 Op. No. 44 (2018) strongly insinuates that judicial authority, not a third party,
14 shall make decisions regarding child custody.
15
16

17 I. RESIDENTIAL ADDRESS AND BIOGRAPHICAL INFORMATION

18
19 Defendant has requested that Plaintiff provide him with her address on a
20 couple of occasions. Said requests have gone to no avail¹⁰. Additionally, upon
21 information and belief, Plaintiff's boyfriend spends a significant amount of time
22 with the subject minor child (including residing together). Plaintiff has not shared
23 this information with the Defendant.
24
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26
27 ⁹ Defendant's mother, who is a United States citizen, visits Iran.

28 ¹⁰ Defendant's requests are purely based on knowing the whereabouts of the subject minor child.

1 Based on the foregoing, Defendant respectfully requests that Plaintiff
2 provide her residential address as well as the biographical information of her
3 boyfriend who is residing in her residence.
4

5 J. ATTORNEY'S FEES

6 As illustrated above, the best interests of the minor child mandate that
7 Defendant be awarded Primary Physical Custody of the minor child. As such,
8 pursuant to NRS125C.250 and NRS 18.010 Defendant is entitled to an award of
9 Attorney's Fees.
10
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12 Based on the foregoing, Defendant respectfully requests that he be awarded
13 his attorney's fees and costs for bringing this Opposition in the amount of Six
14 Thousand Five Hundred Dollars (\$6,500.00).
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III.

CONCLUSION

WHEREFORE, Defendant, ALI SHAHROKHI respectfully requests that this Honorable Court deny Plaintiff's Motion in its entirety and award the parties Joint Legal Custody of the minor child, award Defendant Primary Physical Custody of the minor child, issue an Order to Show Cause why the Plaintiff should not be held in contempt of court for failing to adhere to the Statutes as illustrated above, Order Plaintiff to provide residential address and biographical information of her boyfriend, and award Defendant his attorney's fees in the amount of Six Thousand Five Hundred Dollars (\$6,500.00).

DATED this 19th day of March, 2019.

WALSH & FRIEDMAN, LTD.



Kenneth S. Friedman, Esq.
Nevada Bar No.: 5311
400 South Maryland Parkway
Las Vegas, NV 89101
Attorney for Defendant

WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660

1 **AFFIDAVIT OF ATTORNEY'S FEES AND COSTS**

2 STATE OF NEVADA)
3) ss.
4 COUNTY OF CLARK)

5 KENNETH S. FRIEDMAN, ESQ., under penalty of perjury, being first
6
7 duly sworn deposes and says:

8 I am the attorney for the Defendant in this matter. In support of Defendant's
9
10 request for attorney's fees, pursuant to *Brunzell v. Golden Gate Nat'l Bank*, 85
11 Nev. 345, 349, 455 P.2d 3 1,33 (1969), this Court will need to make specific
12 findings regarding the quality of Defendant's advocates, the character of the work
13
14 done in this action, the work actually performed, and the result.

15 1. Quality of the Advocate: I have practiced law in Nevada since 1994.
16 My practice has been primarily in family court since that time. I have
17 attended the Annual Family Law Conference since 2003. I have a
18 reputation in the community for competency in family law litigation.
19 I have argued thousands of motions in front of the Eighth District
20 Judicial Court, Family Division and have tried hundreds of cases
21 since 1994.

22 2. Rates Charged: My rate is \$300 per hour. In light of my twenty-
23 three (23) years of experience and expertise my fee is somewhat
24 lower than many of my colleagues, but I strive to keep my fee
25 affordable for all of my clients.

26 3. Character of Work: The papers and pleadings on file as well as the
27 Court appearances speak for themselves with respect to the character
28 of work performed in this matter. Additionally, litigation was

necessitated when the Plaintiff filed the underlying Motion for Joint Physical Custody without merit.

4. Worked Actually Performed: I have completed the following work with regard to this matter: client consultations, review pleadings and correspondence from opposing counsel, telephone call with client, telephone calls with opposing counsel, correspondence from client, receive and review Motion for Joint Physical Custody, to Change the child's name and to amend child Support, prepare and file Opposition to Motion for Joint Physical Custody of the minor children.

5. Defendant respectfully requests that he be awarded attorney's fees and costs in the amount of Six Thousand Five Hundred Dollars (\$6,500.00).

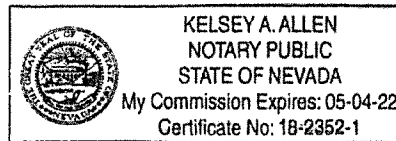
Pursuant to NRS 53.045. I declare under penalty of perjury that the foregoing is true and correct.

DATED this 19th day of March, 2019.


KENNETH S. FRIEDMAN, ESQ.

ACKNOWLEDGED before me
this 17 day of March, 2019
by KENNETH S. FRIEDMAN, ESQ.


NOTARY PUBLIC, In and for the
County of Clark, State of Nevada.



1 **UNSWORN DECLARATION OF ALI SHAHROKHI**

2 STATE OF NEVADA)
3)
4 COUNTY OF CLARK)

5 ALI SHAHROKHI, deposes and says:

6 That I am the Defendant³ in this action. That I have read the above and
7
8 foregoing **Defendant's Opposition To Plaintiff's Motion To Establish**
9 **Custody, Visitation And Child Support; For A Briefing Schedule; For The**
10 **Appointment Of A Therapist For The Child By The Court; For A Mutual**
11 **Behavior Order; For Defendant To Submit To An Independent Medical**
12 **Examination; For Defendant To Be Ordered To Complete Anger**
13 **Management Courses; For A Child Custody Evaluation; For The Parties'**
14 **Communication To Be Through 'Our Family Wizard' For Attorney's Fees**
15 **And Costs And Other Related Relief And Countermotion For Joint Legal**
16 **And Primary Physical Custody Of The Parties' Minor Child, To Enroll The**
17 **Child Into Soccer, For An Order To Show Cause, For Residential Address**
18 **And Biographical Information And For Attorney's Fees and know the**
19 contents thereof and that the same is true of my own knowledge, except as to those
20 matters therein stated on information and belief, and as to those matters, I believe
21 them to be true.///

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1 Pursuant to NRS 53.045. I declare under penalty of perjury under the laws
2 of the State of Nevada that the foregoing is true and correct.

3 DATED this 19 day of March, 2019.
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WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660

MOFI

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

Kizzy Burrow
Plaintiff/Petitioner
v. Ali Shahvokhi
Defendant/Respondent

Case No. D-18-581208-P
Dept. N

**MOTION/OPPOSITION
FEE INFORMATION SHEET**

Notice: Motions and Oppositions filed after entry of a final order issued pursuant to NRS 125, 125B or 125C are subject to the reopen filing fee of \$25, unless specifically excluded by NRS 19.0312. Additionally, Motions and Oppositions filed in cases initiated by joint petition may be subject to an additional filing fee of \$129 or \$57 in accordance with Senate Bill 388 of the 2015 Legislative Session.

Step 1. Select either the \$25 or \$0 filing fee in the box below.

<input type="checkbox"/> \$25	The Motion/Opposition being filed with this form is subject to the \$25 reopen fee.
-OR-	
<input checked="" type="checkbox"/> \$0	The Motion/Opposition being filed with this form is not subject to the \$25 reopen fee because:
<input checked="" type="checkbox"/>	The Motion/Opposition is being filed before a Divorce/Custody Decree has been entered.
<input type="checkbox"/>	The Motion/Opposition is being filed solely to adjust the amount of child support established in a final order.
<input type="checkbox"/>	The Motion/Opposition is for reconsideration or for a new trial, and is being filed within 10 days after a final judgment or decree was entered. The final order was entered on _____.
<input type="checkbox"/>	Other Excluded Motion (must specify) _____.

Step 2. Select the \$0, \$129 or \$57 filing fee in the box below.

<input checked="" type="checkbox"/> \$0	The Motion/Opposition being filed with this form is not subject to the \$129 or the \$57 fee because:
<input checked="" type="checkbox"/>	The Motion/Opposition is being filed in a case that was not initiated by joint petition.
<input type="checkbox"/>	The party filing the Motion/Opposition previously paid a fee of \$129 or \$57.
-OR-	
<input type="checkbox"/> \$129	The Motion being filed with this form is subject to the \$129 fee because it is a motion to modify, adjust or enforce a final order.
-OR-	
<input type="checkbox"/> \$57	The Motion/Opposition being filing with this form is subject to the \$57 fee because it is an opposition to a motion to modify, adjust or enforce a final order, or it is a motion and the opposing party has already paid a fee of \$129.

Step 3. Add the filing fees from Step 1 and Step 2.

The total filing fee for the motion/opposition I am filing with this form is:	
<input checked="" type="checkbox"/> \$0	<input type="checkbox"/> \$25 <input type="checkbox"/> \$57 <input type="checkbox"/> \$82 <input type="checkbox"/> \$129 <input type="checkbox"/> \$154

Party filing Motion/Opposition: Ali Shahvokhi Date 3-19-19

Signature of Party or Preparer [Signature]

Steven D. Grierson

EXHS

KENNETH S. FRIEDMAN, ESQ.
Nevada Bar No.: 5311
WALSH & FRIEDMAN, LTD.
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660
Email: k.friedman@hotmail.com
Attorney for Defendant

**DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA**

KIZZY BURROW,)
Plaintiff,) CASE NO.: D-18-581208-P
vs.) DEPT. NO.: N
ALI SHAHROKHI,)
Defendant.) HEARING DATE: 03/27/2019
HEARING TIME: 2:00 p.m.

**EXHIBITS TO DEFENDANT'S OPPOSITION TO PLAINTIFF'S
MOTION TO ESTABLISH CUSTODY, VISITATION AND CHILD
SUPPORT; FOR A BREIFING SCHEDULE; FOR THE APPOINTMENT
OF A THERAPIST FOR THE CHILD BY THE COURT; FOR A
MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO AN
INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO
BE ORDERED TO COMPLETE ANGER MANAGEMENT COURSES;
FOR A CHILD CUSTODY EVALUATION; FOR THE PARTIES'
COMMUNUCATION TO BE THROUGH 'OUR FAMILY WIZARD'
FOR ATTORNEY'S FEES AND COSTS AND OTHER RELATED
RELIEF AND COUNTERMOTION FOR JOINT LEGAL AND
PRIMARY PHYSICAL CUSTODY OF THE PARTIES' MINOR CHILD,
TO ENROLL THE CHILD INTO SOCCER, FOR AN ORDER TO SHOW
CAUSE, FOR RESIDENTIAL ADDRESS AND BIOGRAPHICAL
INFORMATION AND FOR ATTORNEY'S FEES.**

INDEX

<u>Exhibit</u>	<u>Document</u>
1	Child's Report Card(s)
2	Child's At Home Reading Grades

WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of WALSH & FRIEDMAN, LTD., and on the 20 day of March, 2018, I served a true and correct copy of the above and foregoing Exhibits to Defendant's Opposition To Plaintiff's Motion To Establish Custody, Visitation And Child Support; For A Briefing Schedule; For The Appointment Of A Therapist For The Child By The Court; For A Mutual Behavior Order; For Defendant To Submit To An Independent Medical Examination; For Defendant To Be Ordered To Complete Anger Management Courses; For A Child Custody Evaluation; For The Parties' Communication To Be Through 'Our Family Wizard' For Attorney's Fees And Costs And Other Related Relief And Countermotion For Joint Legal And Primary Physical Custody Of The Parties' Minor Child, To Enroll The Child Into Soccer, For An Order To Show Cause, For Residential Address And Biographical Information And For Attorney's Fees pursuant to NRCP 5 and EDCR 8, by the method or methods indicated below:

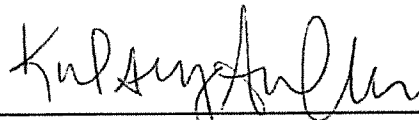
_____ by depositing the same in the U.S. Mail, First Class Mail, with postage fully prepaid, at Las Vegas, Nevada, addressed as follows:

Thomas Standish, Esq.
1635 Village Center Dr. Ste. 180
Las Vegas, NV 89134
Attorney for Plaintiff

_____ by facsimile to the below listed number:

☒ by electronic mail to the below-listed email address:

Tom@standishlaw.com



an Employee of WALSH & FRIEDMAN, LTD

EXHIBIT “1”



**Southern Highlands
Preparatory School**
11500 Southern Highlands Pkwy
Las Vegas, NV 89141
(702) 617-6030

BENNETT SHAHROKHI
4TH GRADE

2018-2019 QUARTER 2 REPORT CARD

This report outlines your child's progress in each grading term. The traditional letter grade provides an overview of your child's achievement in each subject. For the core content standards groups, the numeric mark reflects the current level of proficiency being demonstrated.

ACADEMIC & SPECIALTY CLASSES	Q1	Q2	Q3	Q4	FINAL
Language Arts Pamela Wade	A	A			
Language Arts Standards					
Foundational Skills: Understands concepts of print, basic writing conventions & the relationship between letters, sounds & words	3	2			
Reading Literature: Reads literature with fluency, accuracy & understanding	3	2			
Reading Informational Text: Reads informational text with fluency, accuracy & understanding	3	3			
Writing: Uses appropriate structure & writes with purpose, clarity & voice	2	3			
Language: Applies conventions, word usage & strategies when writing & speaking	3	3			
Communication: Listens & speaks accurately & appropriately in a variety of settings & for a variety of purposes	2	3			
Effort: Participates in English Language Arts in a positive, engaged & responsible manner	2	3			
Mathematics Pamela Wade	B	A			
Mathematics Standards					
Operations & Algebraic Thinking: Understands & analyzes the relationship among numbers, properties, operations & patterns & exhibits fact fluency	3	3			
Numbers & Operations: Understands & applies properties of numbers, operations & place value	2	3			
Measurement & Data: Uses various tools to measure, collect, organize & analyze data	N/A	2			
Geometry: Demonstrates understanding of geometric principles & spatial relationships	N/A	3			
Effort & Mathematical Practices: Works & participates in mathematics in a positive, engaged & responsible manner	3	3			
Social Studies Pamela Wade	A	B			
Social Studies Standards					
Core Content Knowledge: Understands civic, economic, geographic & historical concepts	3	2			
Disciplinary Practices: Uses disciplinary content & tools, applies knowledge & engages in civic action	2	3			
Effort: Works & participates in social studies in a positive, engaged & responsible manner	2	4			
Science Pamela Wade	A	A			

ATTENDANCE	Q2	TOTAL
ABSENT	8	8
LATE	0	0

**ACHIEVEMENT & STANDARDS BASED
GRADING SCALES**

E	90%+
G	80-89%
S	70-79%
N	60-69%

A	90%+
B	80-89%
C	70-79%
D	60-69%
F	50-59%

4	EXCEEDING STANDARD
3	MEETING STANDARD
2	APPROACHING STANDARD
1	EMERGING STANDARD



**Southern Highlands
Preparatory School**
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Las Vegas, NV 89141
(702) 617-6030

BENNETT SHAHROKHI
4TH GRADE

2018-2019 QUARTER 2 REPORT CARD

This report outlines your child's progress in each grading term. The traditional letter grade provides an overview of your child's achievement in each subject. For the core content standards groups, the numeric mark reflects the current level of proficiency being demonstrated.

ACADEMIC & SPECIALTY CLASSES		Q1	Q2	Q3	Q4	FINAL
Science Standards						
Core Content Knowledge: Demonstrates understanding of earth, life & physical science content		3	3			
Scientific & Engineering Practices: Engages in & applies scientific & engineering practices to investigate & solve problems		3	3			
Effort: Works & participates in science in a positive, engaged & responsible manner		3	3			
Spanish Ileana Nelson		B	B			
Physical Education Grant Watson		A	A			
Art HaeJohn Medley		A	A			
Music CarolAnn Premanics		A	B			
Technology Jeffrey Stafford		A	C			

PROSOCIAL & APPROACHES TO LEARNING		Q1	Q2	Q3	Q4
Prosocial & Approaches to Learning					
Communication (effectively communicates orally, in writing and through questioning, actively listens)		2	3		
Collaboration (takes initiative, actively engaged, works with others)		3	3		
Creativity (generates and expresses ideas, solves problems creatively)		3	3		
Critical Thinking (thinks skillfully, makes thoughtful decisions, independent problem solver)		2	3		
Community (respectful, kind, helps others, handles self & tasks responsibly)		3	3		
Confidence (manages time & tasks with focus, overcomes obstacles and perseveres)		2	3		

GENERAL COMMENTS

Bennett is writing good, interesting sentences, but is challenged when reading and then expressing comprehension. His writing is improving, but he needs to continue to practice his handwriting. Even his print can cause misinterpretation of an answer. He is asking questions and participating more in group discussions. He needs to take his time and make sure his answers can be read and understood.



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Preparatory School**
11500 Southern Highlands Pkwy
Las Vegas, NV 89141
(702) 617-6030

BENNETT SHAHROKHI
4TH GRADE

2018-2019 QUARTER 2 REPORT CARD

This report outlines your child's progress in each grading term. The traditional letter grade provides an overview of your child's achievement in each subject. For the core content standards groups, the numeric mark reflects the current level of proficiency being demonstrated.



SOUTHERN HIGHLANDS PREP SCHOOL

WELCOME, ALII


SHAHROKHI, BENNETT 4th Grade

[OVERVIEW](#) [schedule](#) [attendance](#) [assignments](#) [grades](#) [report cards](#) >

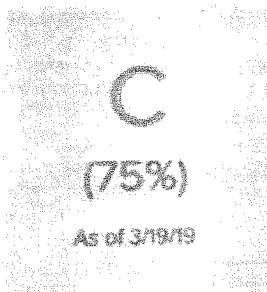
GRADEBOOK

Quarter 4

Art Wade 4th


Hac John Medley
[Send Message](#)

IN-PROGRESS GRADE


[show grading key](#)

CATEGORY TOTALS

25% of Final Grade

25% of Final Grade

Behavior	Participation
A (100%)	F (50%)

DUE	ASSIGNMENT NAME	% OF GRADE	GRADE	POINTS	FEEDBACK	UPDATED

3/20/2019

Mail - Kenneth Friedman - Outlook

3/19/19	Participation	25%	10/10	3/19/19
		(100%)		
3/19/19	Participation	25%	5/10	3/19/19
		F (50%)		

EXHIBIT “2”

Southern Highlands Preparatory School
presents the

3K Million Word
Achievement Award

to

Bennett Shahrakhi
for

2017-2018

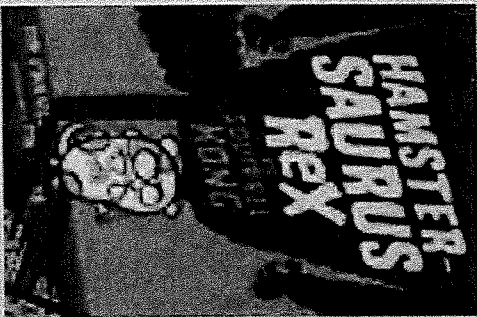
Curtis Benjamin
Teacher

David M. Riest
Principal

2:55 PM

hosted121.renlearn.com

Y 2019



%

20%



50%



60%



2019

70%

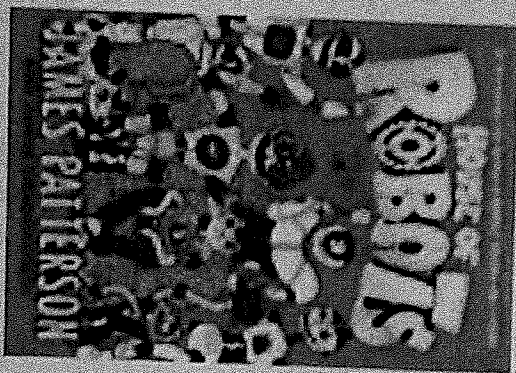


50%



Literacy

50%



40%



December 2018

20%



50%



60%



019

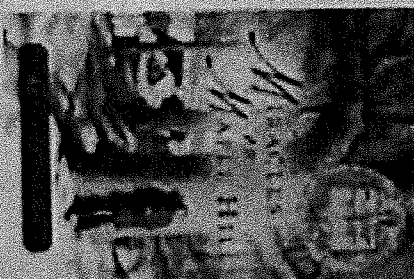


50%



50%

Literacy Skills



20%



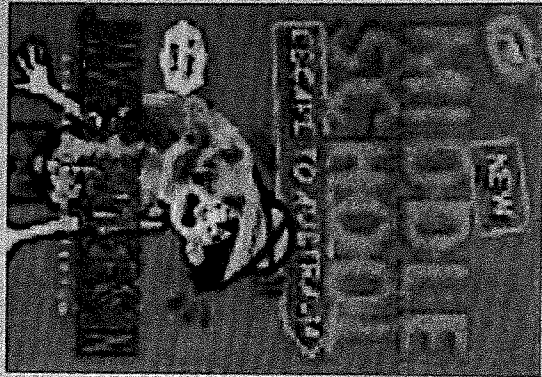
100%



ber 2018



0%



60%



80%



ber 2018



1 **RPLY**
2 THOMAS J. STANDISH, ESQ.
3 Nevada Bar No. 1424
4 tom@standishlaw.com
5 PHILIP SPRADLING, ESQ.
6 Nevada Bar No. 13590
7 philip@standishlaw.com
8 Standish Law Group
9 1635 Village Center Circle, Suite 180
10 Las Vegas, Nevada 89134
11 Tele: (702) 998-9344
12 Fax: (702) 998-7460
13 *Attorneys for Plaintiff*

8 **DISTRICT COURT, FAMILY DIVISION**
9 **CLARK COUNTY, NEVADA**

10 KIZZY BURROW,
11 Plaintiff,
12
13 vs.
14 ALI SHAHROKHI,
15 Defendant.

CASE NO: D-18-581208-P
DEPT. NO.: N
Date of Hearing: March 27, 2019
Time of Hearing: 2:00 p.m.

16 **PLAINTIFF'S REPLY TO DEFENDANT'S OPPOSITION TO PLAINTIFF'S**
17 **MOTION TO ESTABLISH CUSTODY, VISITATION AND CHILD**
18 **SUPPORT; FOR A BRIEFING SCHEDULE; FOR THE APPOINTMENT OF**
19 **A THERAPIST FOR THE CHILD BY THE COURT; FOR A MUTUAL**
20 **BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO AN**
21 **INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO BE**
22 **ORDERED TO COMPLETE ANGER MANAGEMENT COURSES; FOR A**
23 **CHILD CUSTODY EVALUATION; FOR THE PARTIES'**
24 **COMMUNICATION TO BE THROUGH 'OUR FAMILY WIZARD,' FOR**
25 **ATTORNEY'S FEES AND COSTS AND OTHER RELATED RELIEF; AND**
26 **COUNTERMOTION FOR JOINT LEGAL AND PRIMARY PHYSICAL**
27 **CUSTODY OF THE PARTIES' MINOR CHILD, TO ENROLL THE CHILD**
28 **INTO SOCCER, FOR AN ORDER TO SHOW CAUSE, FOR RESIDENTIAL**
ADDRESS AND BIOGRAPHICAL INFORMATION AND FOR
ATTORNEY'S FEES

27 COMES NOW Plaintiff, Kizzy Burrow, by and through her respective counsel
28 of record THOMAS J. STANDISH, ESQ. and PHILIP SPRADLING, ESQ., of the

1 STANDISH LAW GROUP, and hereby submits this Motion for Plaintiff's Reply To
2 Defendant's Opposition To Plaintiff's Motion To Establish Custody, Visitation And
3 Child Support; For A Briefing Schedule; For The Appointment Of A Therapist For
4 The Child By The Court; For A Mutual Behavior Order; For Defendant To Submit
5 To An Independent Medical Examination; For Defendant To Be Ordered To
6 Complete Anger Management Courses; For A Child Custody Evaluation; For The
7 Parties' Communication To Be Through 'Our Family Wizard,' For Attorney's Fees
8 And Costs And Other Related Relief; And Countermotion For Joint Legal And
9 Primary Physical Custody Of The Parties' Minor Child, To Enroll The Child Into
10 Soccer, For An Order To Show Cause, For Residential Address And Biographical
11 Information And For Attorney's Fees.

12 Plaintiff respectfully moves this Court to enter the following:

- 13 1. That Defendant's Countermotion be denied in its entirety; and
- 14 2. For other relief deemed just and equitable by the court under the
15 circumstances.

16 This Reply is made and based upon the attached Points and Authorities, the
17 Affidavit and exhibits attached hereto, all papers and pleadings on file herein, and
18 any oral argument adduced at the hearing of this matter.

19 DATED this 25th day of March, 2019.

20 **STANDISH LAW GROUP**

21 

22
23 THOMAS J. STANDISH, ESQ.
Nevada Bar No. 1424
24 PHILIP SPRADLING, ESQ.
Nevada Bar No. 13590
25 1635 Village Center Circle, Suite 180
26 Las Vegas, Nevada 89134
27 *Attorneys for Plaintiff*
28

MEMORANDUM OF POINTS AND AUTHORITIES

I. STATEMENT OF FACTS AND PROCEDURE

Plaintiff, Kizzy Burrow ("Mother") and Defendant, Ali Shahrokhi ("Father") have one child in common: Bennett Ethan Shahrokhi, born May 1, 2009. The parties are not married.

Mother filed her motion on January 11, 2019. Father did not file his Opposition until March 19, 2019 – 59 days late, and only eight days prior to the hearing in this matter.

A. Father's Claim To Be The "*De Facto* Joint Physical Custodian"

Father's claim that he was the "de facto custodian" misleads the Court. Father was happy to live in Mother's house and take her money for his expenses, but when Mother asked Father to help out with their child, Father usually went into a rage.

For instance, Mother asked Father to care for their child while she went out of town for work. *Exhibit 5*. Father responded:

U are one stupid deluited f***ing idiot

You have brought a kid into this world mother f***er take care of your kid piece of s*** instead of catering to others

Like people are here to take care of your kids so your sorry a** can travel for free for others you worthless f***

You live in a very f***ed up fantasy place in your mind b****. Like oh ya you travel n we babysit for your kid f***ing piece of garbage

In another email Father responded (*Exhibit 6*):

And b**** u ain't going to San Diego as I'm not your f***ing baby sitter. I have my own stuff to do and you can go eat d***. Mother ducked.

You f***ing hire a sitter b**** and pay up mother ducked and take care of your kid lose hooker

In another email Father threatened to report Mother to the police for child abandonment if she dared to leave their child with him. *Exhibit 7*.

1 I have not discussed nor agree to anything with you that you just take off as
2 you wish or do what you wish ABSOLUTELY NOT..it will all have to be in
3 writing or it is an abandonment.

4 I am 100% filing a police report and taking you to court for child abandonment.

5 Father believes their nine-year-old child is not properly cared for unless Mother
6 wipes his bottom, feeds him at each meal with a spoon, and brushes his teeth. Such
7 expectations evidence Father's controlling personality, his low respect for women, and
8 his illegitimate parenting. To this day, Father continues to send Mother threatening
9 and controlling text messages. *Exhibit 8*.

10 **B. Father's Claim That Mother Abducted Their Child From School For**
11 **Nearly Three (3) Weeks.**

12 Mother did not abduct their child from school. Mother obtained a Temporary
13 Protective Order against Father. Mother did stay in a hotel room with their child while
14 she waited for Father to be served with the Protective Order. Their child missed nine
15 (9) days of school – not nearly three weeks, as Father claims.

16 **C. Father's Claim That Their Child's Grades "Have Significantly Dropped."**

17 Father presents the court a screen shot of a single grade on a single day of school
18 for a single class and claims that their child's grades have dropped. That is misleading.

19 Although third quarter report cards have not been released, their child earned an
20 A in Art for the third quarter. *Exhibit 9* shows the overall grade on the last day of the
21 third quarter.

22 **II. LAW AND ARGUMENT**

23 Father's factual claims are misleading and inaccurate.

- 24
- Father is not a fit and proper person to care for the child. He is violent,
25 obsessively controlling, and quick-to-anger.
 - Father was unwilling to care for the child before, and only demands to have time
26 with the child now that his control over Mother is slipping away.
 - Mother never abducted their child.
 - Their child is doing well in school without Father's influence.
- 27
28

- Father continues to send text messages trying to intimidate and control Mother, in gross and repeated violation of the specific terms of the Order entered by the Domestic Violence Commissioner.

Father's request for primary physical custody of the minor child should be denied. He is not a suitable parent, he is prone to anger and violence, and seeks to use their child to control Mother. As mentioned above, in the past, when Mother tried to leave their child with Father, Father became enraged and even threatened to report Mother to the police for child abandonment.

Mother submits that Father's demand that the child be enrolled in soccer is another control tactic. Currently Mother has the child on weekdays. Given the child's school, she has very little actual time with their child. She effectively has the child only four evenings per week. Often Kizzy gets home from work around 5 p.m., only having time with their child until bedtime around 8:30 p.m. By insisting their child go to soccer practices two days per week, Father gets to take away two of Mother's four evenings. Mother should be free to choose the activities their child engages in on her time.


Father's request for attorney's fees is without any sound basis. Father can and should be working to support himself. Although he insisted that Mother support him for years, the parties are not married and she is under no obligation to do so.

III. CONCLUSION

Based upon the foregoing, Plaintiff requests that the Court grant her motion, in its entirety, and at the same time deny Defendant's Countermotion in its entirety.

DATED this 25th day of March, 2019.

STANDISH LAW GROUP



THOMAS J. STANDISH, ESQ.

Nevada Bar No. 1424

PHILIP SPRADLING, ESQ.

Nevada Bar No. 13590

1635 Village Center Circle, Suite 180

Las Vegas, Nevada 89134

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

Pursuant to NRCPC 5(b), I certify that I am an employee of STANDISH LAW GROUP, and that on this 25th day of March 2019, I served a copy of PLAINTIFF'S REPLY TO DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO ESTABLISH CUSTODY, VISITATION AND CHILD SUPPORT; FOR A BRIEFING SCHEDULE; FOR THE APPOINTMENT OF A THERAPIST FOR THE CHILD BY THE COURT; FOR A MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO AN INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO BE ORDERED TO COMPLETE ANGER MANAGEMENT COURSES; FOR A CHILD CUSTODY EVALUATION; FOR THE PARTIES' COMMUNICATION TO BE THROUGH 'OUR FAMILY WIZARD,' FOR ATTORNEY'S FEES AND COSTS AND OTHER RELATED RELIEF; AND COUNTERMOTION FOR JOINT LEGAL AND PRIMARY PHYSICAL CUSTODY OF THE PARTIES' MINOR CHILD, TO ENROLL THE CHILD INTO SOCCER, FOR AN ORDER TO SHOW CAUSE, FOR RESIDENTIAL ADDRESS AND BIOGRAPHICAL INFORMATION AND FOR ATTORNEY'S FEES as follows:

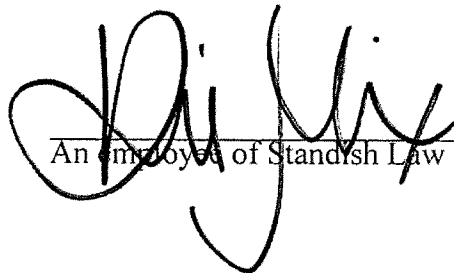
☐ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada: and/or

☒ Pursuant to EDCR 8.05(a), EDCR 8.05(f), NRCPC 5(b)(2)(D) and Administrative Order 14-2 captioned "In the Administrative Matter of Mandatory Electronic Service in the Eighth Judicial District Court," by mandatory electronic service through the Eighth Judicial District Court's electronic filing system: and/or

☐ Pursuant to EDCR 7.26, to be sent via facsimile and/or email; and/or

☐ To be hand-delivered to the attorneys listed below at the address and/or facsimile number indicated below:

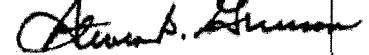
Kenneth S. Friedman
k.friedman@hotmail.com



An employee of Standish Law Group

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

Electronically Filed
3/25/2019 5:06 PM
Steven D. Grierson
CLERK OF THE COURT



EXHS
THOMAS J. STANDISH, ESQ.
Nevada Bar No. 1424
tom@standishlaw.com
PHILIP SPRADLING, ESQ.
Nevada Bar No. 13590
philip@standishlaw.com
Standish Law Group
1635 Village Center Circle, Suite 180
Las Vegas, Nevada 89134
Tele: (702) 998-9344
Fax: (702) 998-7460
Attorneys for Plaintiff

DISTRICT COURT, FAMILY DIVISION
CLARK COUNTY, NEVADA

KIZZY BURROW,
Plaintiff,
vs.
ALI SHAHROKHI,
Defendant.

CASE NO: D-18-581208-P

DEPT. NO.: N

Date of Hearing: 03/27/19

Time of Hearing: 2:00 p.m.

EXHIBITS TO PLAINTIFF'S REPLY TO DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO ESTABLISH CUSTODY, VISITATION AND CHILD SUPPORT; FOR A BRIEFING SCHEDULE; FOR THE APPOINTMENT OF A THERAPIST FOR THE CHILD BY THE COURT; FOR A MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO AN INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO BE ORDERED TO COMPLETE ANGER MANAGEMENT COURSES; FOR A CHILD CUSTODY EVALUATION; FOR THE PARTIES' COMMUNICATION TO BE THROUGH 'OUR FAMILY WIZARD,' FOR ATTORNEY'S FEES AND COSTS AND OTHER RELATED RELIEF; AND COUNTERMOTION FOR JOINT LEGAL AND PRIMARY PHYSICAL CUSTODY OF THE PARTIES' MINOR CHILD, TO ENROLL THE CHILD INTO SOCCER, FOR AN ORDER TO SHOW CAUSE, FOR RESIDENTIAL ADDRESS AND BIOGRAPHICAL INFORMATION AND FOR ATTORNEY'S FEES

EXHIBIT 5:	Emails dated July 15, 2018 through July 16, 2018 between the parties	Page: 17
EXHIBIT 6:	Emails dated July 15, 2018 between the parties	Pages: 18
EXHIBIT 7:	Emails dated July 12, 2018 between the parties	Pages: 19-22

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

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EXHIBIT 8: Text messages between the parties

Pages: 23-34

EXHIBIT 9: Progress report for Bennett

Pages: 35

DATED this 25th day of March, 2019.

STANDISH LAW GROUP



THOMAS J. STANDISH, ESQ.

Nevada Bar No. 1424

PHILIP SPRADLING, ESQ.

Nevada Bar No. 13590

1635 Village Center Circle, Suite 180

Las Vegas, Nevada 89134

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of STANDISH LAW GROUP, and that on this 25th day of March 2019, I served a copy of EXHIBITS TO PLAINTIFF'S REPLY TO DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO ESTABLISH CUSTODY, VISITATION AND CHILD SUPPORT; FOR A BRIEFING SCHEDULE; FOR THE APPOINTMENT OF A THERAPIST FOR THE CHILD BY THE COURT; FOR A MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO AN INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO BE ORDERED TO COMPLETE ANGER MANAGEMENT COURSES; FOR A CHILD CUSTODY EVALUATION; FOR THE PARTIES' COMMUNICATION TO BE THROUGH 'OUR FAMILY WIZARD,' FOR ATTORNEY'S FEES AND COSTS AND OTHER RELATED RELIEF; AND COUNTERMOTION FOR JOINT LEGAL AND PRIMARY PHYSICAL CUSTODY OF THE PARTIES' MINOR CHILD, TO ENROLL THE CHILD INTO SOCCER, FOR AN ORDER TO SHOW CAUSE, FOR RESIDENTIAL ADDRESS AND BIOGRAPHICAL INFORMATION AND FOR ATTORNEY'S FEES as follows:

☐ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada: and/or

☒ Pursant to EDCR 8.05(a), EDCR 8.05(f), NRCP 5(b)(2)(D) and Administrative Order 14-2 captioned "In the Administrative Matter of Mandatory Electronic Service in the Eighth Judicial District Court," by mandatory electronic service through the Eighth Judicial District Court's electronic filing system: and/or

☐ Pursuant to EDCR 7.26, to be sent via facsimile and/or email; and/or

☐ To be hand-delivered to the attorneys listed below at the address and/or facsimile number indicated below:

Kenneth S. Friedman
k.friedman@hotmail.com

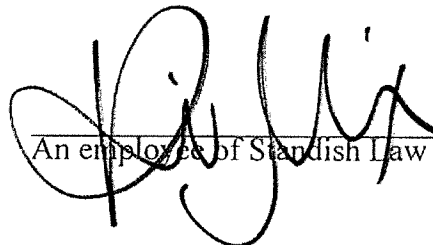

An employee of Standish Law Group

EXHIBIT 5

Sent from my iPhone

Begin forwarded message:

From: Ali S <alibe76@gmail.com>
Date: July 16, 2018 at 6:22:20 AM PDT
To: "Kizzy B." <kizzyb13@yahoo.com>
Subject: Re: Bennett

U are one stupid deluited fucking idiot

You have brought a kid into this world mother fucker take care of your kid piece of shit instead of catering to others

Like people are here to take care of your kids so your sorry ass can travel for free for others you worthless fuck

You live in a very fucked up fantasy place in your mind bitch. Like oh ya you travel n we babysit for your kid fucking stupid piece of garbage

On Sunday, July 15, 2018, Kizzy B. <kizzyb13@yahoo.com> wrote:
Ali,

As we had agreed I will have to go to San Diego. I am committed to a huge job. If you cannot watch Bennett I understand. I will make arrangements for Nikolai's mother to watch him while I'm gone. Of course, if you choose that route I will have no choice, but to get an attorney and ask you to move out of the house. You will have left me with no other option.

EXHIBIT 6

Kizzy

Sent from my iPhone

On Jul 15, 2018, at 10:13 PM, Ali S <alibe76@gmail.com> wrote:

Fuck you birch be the mother that you should be lazy ducked

You are no fucking mother. Piece of garbage what have you done just in past 10 days to help him have fun?

Help him improve and learn?

Give any thing to him that will benefit him????

You have done fucking NOTHING

And birch u ain't going to San Diego as I'm not your fucking baby sitter. I have my own stuff to do and you can go eat dick. Mother ducked

You fucking hire a sitter birch and pay up mother ducked and take care of your kid lose hooker

Your sorry ads has no problem running slaving others mother fucker

On Sunday, July 15, 2018, Kizzy B. <kizzyb13@yahoo.com> wrote:
Ali,

It's almost 10:00p.m. here. I have not talked to Bennett in several days. Please have him call me as I will be home tomorrow and don't want to be dealing with these same issues with you while I am in San Diego.

Kizzy

Sent from my iPhone

EXHIBIT 7

Sent from my iPhone

Begin forwarded message:

From: Ali S <alibe76@gmail.com>
Date: July 12, 2018 at 11:16:33 AM PDT
To: "Kizzy B." <kizzyb13@yahoo.com>
Subject: Re: Must Provide Child Care and Kids needs for this Saturday!

I am not available to care for him as you wish in your personal desires...It is an abandonment and i am going to file a report...

I have to be in full agreement with you to leave him in my care and I am NOT! Look up the statute and educate yourself..I know you are very ignorant!

Bring it in..It is going to court as you are a very stupid individual.

I rather be homeless rather than deal with your nonsense bowl shit! I have had enough of you and it is time to set the record straight!

As for the record..yes I do not allow you to take him out of state and YOU MUST provide proper care for him!

Yes I am unable to support because you have had me be your babysitter which I am not going to be...

Pay up now or lose...

I am calling cops on you like you have never imagined.....filing proper reports and bringing you to reality!

On Thu, Jul 12, 2018 at 11:06 AM, Kizzy B. <kizzyb13@yahoo.com> wrote:
Ali,

If we need to take this to court I will respond accordingly. Leaving our child in your care as I am the main financial support of our family is not abandonment. Furthermore, your statements are very wrong and one sided. I'm not going to argue with you back and forth. You had agreed to watch Bennett and would not allow me to take him out of state to be watched by my mother during this timeframe. Both my mother and sister can attest to this. If this makes it to court I will be seeking full custody of Bennett. I cannot alter my work plans because you had a change of heart. I almost fully support our family; otherwise, we would definitely be homeless if I didn't work. Thankfully, I have bank statements and pay stubs to verify this. If I don't work my child will be homeless as you are unable to support us. I will be bringing this to the judges attention.

Kizzy

Sent from my iPhone

On Jul 12, 2018, at 10:40 AM, Ali S <alibe76@gmail.com> wrote:

I have not discussed nor agree to any thing with you that you just take off as you wish or do what you wish **ABSOLUTELY NOT**..it will all have to be in writing or it is an abandonment. making decisions without my prior agreement and consent defines exactly what the law says...

Tell the judge all you do and we shall see whats the judges opinion about all this based on law....you have been way too cowboy recently and I told you last time it is time for you to learn and respect Bennett's boundaries.....

Your conversations are 1 sided and I am not participating in your stories!

I am 100% filing a police report and taking you to court for child abandonment and endangerment and argue with the judge...I have been warning you about your practice and behavior for some time.

In fact I will not even wait till Saturday..I will be filing the police report today and will provide you a report # so you see I am not kidding you.

Ali Shahrokhi

P.S. I am taking a copy f this letter to include in my filling as well as you shall receive it in the mail tomorrow before noon, so you can NOT say I never got it...YOU CAN NOT and will NOT leave BENNETT behind this saturday unless you come to an agreement with me in writing or it is an ABANDONMENT!

On Thu, Jul 12, 2018 at 10:27 AM, Kizzy B. <kizzyb13@yahoo.com> wrote:
Ali,

As we had discussed, I will be leaving on Saturday. I am more than happy to provide half of the food and childcare bill. Again, I am not a single mother. With that said, I will be sending you a bill for half the rent, all credit card bills, Insurance and the car note which you currently do not pay.

Kizzy

Sent from my iPhone

On Jul 12, 2018, at 10:12 AM, Ali S <alibe76@gmail.com> wrote:

Kizzy,

you are an absent parent leaving bennett for days without my agreement or consent and or approval and that is called **child endangerment**..I do not and can NOT agree to your terms at this point and therefore I have been advised to call 911 once such happens and make a report and take that report t family law....So I will be doing that and will report that and get the ball going.

Once you are gone this saturday I will be filing a police report for you leaving Bennet behind as an abandonment and without my agreement as i have work and other commitments and can NOT watch as you wish to travel whenever you wish to travel...

If you make money you will have t provide for his food and care which YOU DO NOT!

On Thu, Jul 12, 2018 at 10:04 AM, Kizzy B.

<kizzyb13@yahoo.com> wrote:

Ali,

I am going to work to make money for our family. As you know, I am the main support for our family and not a single mother. You will need to watch Bennett as you had agreed to do. Please proceed in whatever manner you need to. I do have to work on Saturday in order to make money to support us so we do not wind up homeless.

Kizzy

Sent from my iPhone

> On Jul 12, 2018, at 9:57 AM, Ali S <alibe76@gmail.com> wrote:

>

> Kizzy,

>

> This saturday you MUST provide proper child care for your
kid Bennett and food and what he needs...
>
> If you do not do that I am filing an emergency court order
tomorrow and banding you form the house...
>
> I will call 911 to to enforce the action as well.
>
>
> Ali Shahrokhi

EXHIBIT 8

Kizzy in regards to Bennetts soccer u dont get to decide when n if he goes it is your obligation to either take him to activities or provide a suitable babysitter to do that that is in the child's be st interest if you have money to feed your lawyer you SUOULD have money to provide activities and suitable help for the best interest of the minor best MUST attend all his so cer games regardless of your schedule or you must allow me to take him as I'm not only fully capable to cater to his need also fully capable to provide for his growth and development. My attorney is sending the letter back to your attorney however you are NOT going to decide when n if he attends he

the issues asap. This is my only request. If u dont make changes as I said I will ask the court to force you to correct them

10/11/2012 11:27 AM

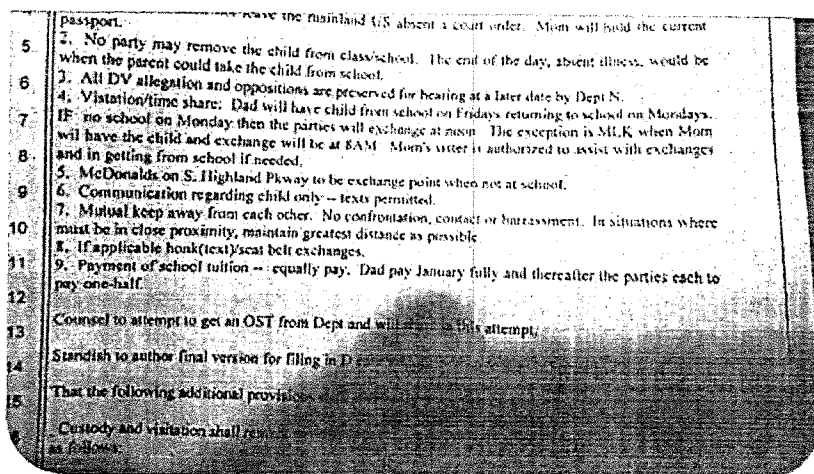
Kizzy Bennett has been registered for soccer his coaches name are Laurie and Tylor James his practice are Tue and Thu nights from 6-7 PM if you can not take him u MUST inform me so I can take him. You will need to buy him soccer shoes and shin guards for your time n I have his for my time. The practice is at Olympian park in southern highlands where he will play with Odin, Greyson and Melanie as his wish and request!



MMS
7:10 AM

BENNETT British soccer at school on campus from 315 to 415 is canceled today and they are doing make up on the 18th which is Monday you will need to make sure he attends his make up on Monday from 315 to 415 ..if you are unable to do so you must notify me so I can make sure he enjoys his activities and his life. Let me know before tomorrow noon by 12 PM if you are going to do so or if I need to take him. He is NOT going to miss his activity period.

get my attorney to do it it will be a motion and I will ask for my attorney fees I have ZERO interest to play games with you nor your crooked dishonest envelope chaser lawyer. With that said you are past your dead line on dentist n he will go to the dentist I have provided to you on the 23rd of March moving forward any thing of a concern regarding Bennett and his best interest (not yours or your pedophile boy friends) my attorney will give you 3 days notice if you dont respond properly that protects Bennett I will file a motion with court and for attorneys fees. I'm going to get the court to enforce the law and protect Bennetts best interest in every single situation.



Kizzy its only Noon if there is no school

Also only your sister can help you from exchanges or picking up from school your boy friend is NOT authorized to pick him up from school in calling school and removing him today ASAP! #4 states that very clearly!

I'm calling school and removing your boy friends name from any pick up or involvement for. School please follow court Orders!

you are such a poison to him by actual evidence keep walking toward the fine line. You are actually doing Bennett and me a huge favor.

Thank #311111

Dont u EVER n I mean EVER give him a vaccination without my xonaent im going to make you pay for this in court who gave u authorization to make such a legal decision without nu consent that i have been holding off?? Who authorized you ?????

Who gave you the goahead kizzy? Vaccination without my knowledge specially when I jave held off for 5 years?? Who do u think you are????

attempt to force me to do
anything or if you take Bennett.

Quit your lies kizzy..Go ahead
and call lol Bennett says u have
told him hes in after care
tomorrow n I'm going there to
make sure he is in his soccer.
Call the cops. Lol like I'm afraid
of cops 😂😂

You and your attorney both are
gonna learn in court what the
best interest of child means
and we will take it from there I
cant wait to see you both in
court. Both liars showing up
togethervl love it and beyond
excited for it! That's when all
your lies will stop!

Bennett will not be in aftercare
tomorrow.

029

interest n I'm going to get the court to place that in your head.. it's long over due for all your lies and screwing his Bennett out of his childhood.

You are poison for Bennett and his well being!

I'm going to ask the court to punish you properly for all the damage you are doing to Bennett.

Today 3:13 PM

Where is the payment of 50% of dr carrie's bill that was sent to you on Feb 9 and I had given you 30 days to send certified funds to my attorneys office? Its past 30 days and I havnt received it.

030

PA 00146

Hes getting F under your watch
im telling u as you have no care
i will ask the judge to bring to
your reality. Dont like it sign off
on your parental rights n move
on! Tell the judge all this stuff.

Tell the judge on TUE you
refuse to answer my questions
about Bennett. Tell him. Please
do. I hope u do because im
going to.

Bennetts dentist appointment
has also changed from
tomorrow at 10 to next sunday
at 930 am same dr due fact
that he has soccer games on
saturday mornings including
tomorrow!

Kizzy on monday I have a text
from you that u will take him to

brought up to the judges
attention again

Ali, I want you to stop harassing
me!

Kizzy quit your BS i dont care
to harass you you have an
obligation to take care of
Bennett and communicate that
directly to me when I ask you
about him atkp using Bennett
as your delivery boy n getting
him involved in your personal
stuff. Get the point! I dont care
about you personally to have
any communication with do
along harass you. This is the
end of your lies and non sense!

Hes getting F under your watch
im telling u as you have no care
i will ask the judge to bring to

saturday mornings including tomorrow!

Kizzy on monday I have a text from you that u will take him to his soccer make up n you did not and asked someone else to pick him up from school on monday per court stipulation you can NOT have anyone else pick him up from school. Im going to put all this from the judge in your head seems as you have zero care about what you must do. StOP violating the court order NOW!

I will ask the judge to out you in jail on TUE. You just dont want to follow orders do u?

Ali, just to be clear, I was at school to retrieve Bennett on

to follow orders do u?

Ali, just to be clear, I was at school to retrieve Bennett on Monday.

The fact that you continue to lie about Bennett to me Im going to ask the judge to put you in jail with yourb2 other contempt. Lying is gonna land you exactly where you need to be.. you have many lies that im going to put an end to all of THEM in the court room

Ali, again, I want you to stop harassing me!

Im going to ask the judge to put you in jail stop lying about Bennetts stuff

EXHIBIT 9

GRADEBOOK

Quarter 3

Art Wade 4th



HaeJohn Medley



Send Message

IN-PROGRESS GRADE

A

(100%)

As of 3/20/19

show grading key

SEALED

FILED

MAY 07 2019

Ann L. Blum
CLERK OF COURT

1 TRANS

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5 EIGHTH JUDICIAL DISTRICT COURT
6 FAMILY DIVISION
7 CLARK COUNTY, NEVADA
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BEFORE THE HONORABLE MATHEW HARTER
DISTRICT COURT JUDGE

TRANSCRIPT RE: ALL PENDING MOTIONS

WEDNESDAY, MARCH 27, 2019

APPEARANCES:

The Plaintiff: KIZZY BURROW
For the Plaintiff: THOMAS STANDISH, ESQ.
1635 Village Center Cir., #180
Las Vegas, Nevada 89134
(702) 998-9344

The Defendant: ALI SHAHROKHI
For the Defendant: KENNETH FRIEDMAN, ESQ.
400 S. Maryland Pkwy.
Las Vegas, Nevada 89101
(702) 474-4660

1 LAS VEGAS, NEVADA

WEDNESDAY, MARCH 27, 2019

2 P R O C E E D I N G S

3 (THE PROCEEDINGS BEGAN AT 03:04:30)

4
5 THE CLERK: We're on the record.

6 THE COURT: All right. This must be case D-581208.
7 Counsel, appearance for the record.

8 MR. STANDISH: Good afternoon, Your Honor. Thomas
9 Standish appearing with Ms. Kizzy Burrow and my bar number is
10 1424.

11 THE COURT: Okay.

12 MR. FRIEDMAN: Good afternoon, Your Honor. Kenneth
13 Friedman, bar number 5311, with the Defendant.

14 THE COURT: All right. Was this the one you guys
15 were talking a little bit to see if you could work anything
16 out?

17 MR. FRIEDMAN: We -- we definitely tried. Tom --
18 Tom and I have been talking for awhile. I think we're at
19 somewhat of a stalemate.

20 MR. STANDISH: We do need your help, Your Honor.
21 That's for sure.

22 THE COURT: No, I understand, but I was -- first of
23 all, even though it was a little bit belated, the Court did --
24 did you get the reply --

1 MR. FRIEDMAN: I -- I did.

2 THE COURT: -- Mr. Friedman?

3 MR. FRIEDMAN: I did.

4 THE COURT: I -- I did peek at it. In there, there
5 was a request that the parties use OurFamilyWizard. The
6 Court's going to go ahead and clearly order that. I'm not
7 going to have texts without court monitoring, so we'll at
8 least start with that. But also contained in there was the
9 request that there be a -- a custody evaluation. So I prefer
10 them myself. I don't know that it rises to a PhD level, but I
11 don't know it --

12 MR. FRIEDMAN: Judge, I -- I saw their request. My
13 client would oppose that for a couple of reasons. Number one,
14 there was already a -- there was already a child interview and
15 it looks like most of the issues especially the essential
16 issues in this case were brought out. And -- and we really
17 know what Mom's position is and Dad's position is and I think
18 we just need to do some discovery and then just if Tom and I
19 can't work it out, then we -- we're just asking that Your
20 Honor make the determination.

21 I don't really know what more a child eval --
22 evaluator in this particular situation could provide
23 assistance to the Court and my client opposes that because he
24 would like to -- he would like to conduct discovery and have

1 it done objectively before -- before anything -- before
2 there's any -- I don't want to say bias either way, but the --
3 before it's an -- an independent evaluation that my client --
4 we can conduct our discovery, we can do our depositions, we
5 can send written discovery.

6 And like I said, had there not been a child
7 interview that clearly detailed essentially everything that
8 was -- all the issues, you're -- there were issues about the
9 -- the alleged issue of domestic violence. There was (sic)
10 issues about the parties' discord, there was issues about the
11 child's extracurricular activities, there was issues about,
12 you know, how the child gets along with Mom, how the child
13 gets along with Dad, where the parties are living. I mean,
14 this is an eight-year-old child. I just don't know much more
15 that an evaluator could expand upon and give further
16 information from the Court other than discovery from our
17 sides.

18 So my client's position is we would like to conduct
19 discovery and then set this matter for an evidentiary hearing.
20 If then at the end of evidentiary hearing, if the Court thinks
21 that they need additional information, I know the Court's
22 calendar is not like others, you -- we could -- we could
23 accommodate another hearing later on very shortly, but that's
24 what my client's position would be.

1 THE COURT: Well, you know, the child interview as
2 you probably know doesn't end up with typically these type of
3 -- toward the summary. I mean, clearly this is a high
4 conflict case.

5 MR. FRIEDMAN: No dispute on that.

6 THE COURT: So I don't understand what depositions
7 and discovery back and forth where that money can go to what a
8 professional regarding, you know, the emotional, developmental
9 -- I mean, at -- at the end of the day, I think that's the
10 most heaviest best interest factor of -- of the bunch.

11 MR. FRIEDMAN: My -- my client's position is if --
12 if -- obviously the child is experiencing we believe some
13 discord from the child -- from the parties' separation and
14 maybe a counseling for the child, but a child custody
15 evaluation, my client's position is that the Court should
16 decide that and not -- and -- and not --

17 THE COURT: See, that --

18 MR. FRIEDMAN: Especially since we have -- I -- I
19 mean, I really don't think there's more -- there's any more --
20 there's that much in dispute. It's what we need to put in
21 front of the Court so the Court can make that determination.
22 That's -- that -- that's my client's position.

23 And secondly, I don't even know if they could afford
24 a child custody evaluation. Neither of these parties have a

1 lot of money. I know this is probably one of the things that
2 Mr. Standish and I both agree on. Each of us is owed a lot of
3 money. So I don't -- I don't even know -- it -- it might be a
4 moot point. I don't know if they have the money for an
5 evaluation anyway.

6 THE COURT: Well, again, you're talking about a lot
7 of discovery back and forth and usually what you spend in
8 discovery could be spent towards an evaluation. And usually
9 the evaluator gets the same stuff that would have been gotten
10 in a -- in discovery --

11 MR. FRIEDMAN: Well --

12 THE COURT: -- aspect.

13 MR. FRIEDMAN: Well, we would like the evaluator to
14 know, you know, from -- from -- you know, if there's -- if --
15 if Your Honor was going to rule that, we would probably do
16 some discovery and we would, you know, if -- if Your Honor's
17 going to rule that way, we would -- we would --

18 THE COURT: Let me -- let me cut to the chase. What
19 do you have that's even rises to the -- and I am not going to
20 say that -- does your client dispute that those are his texts
21 that are in the reply?

22 MR. FRIEDMAN: They're his texts, no question about
23 that.

24 THE COURT: And --

1 MR. FRIEDMAN: Inappropriate --
2 THE COURT: -- does -- does --
3 MR. FRIEDMAN: -- 100 percent.
4 THE COURT: Does he have anything that even rises
5 close to the level of what he's sending her?
6 MR. FRIEDMAN: I'm sorry?
7 THE COURT: Does he have anything that she sent him
8 that even rises close to the level?
9 THE DEFENDANT: I do.
10 MR. FRIEDMAN: I'm -- I'm not --
11 THE DEFENDANT: I do.
12 THE COURT: Well, then let me continue it and let me
13 see what he's got, because I have more concerns about him than
14 I do her. And that's why I want the out -- that's why I
15 prefer the outsource versus discovery.
16 MR. FRIEDMAN: There -- there's -- you -- you know,
17 there -- there's certain things that I would like to get into
18 and just one of the main things is like these parties agree
19 they're not going to get an MMR immunization. The child
20 hasn't had his -- that -- that MNR -- MMR immunization and
21 most of his immunizations have not been done. We were sending
22 letters back and forth to try to set up a doctors appointment
23 going back and forth. And -- and Tom and I were trying to get
24 it worked out, but then Mom unilaterally --

1 THE COURT: How do you think I would rule if in fact
2 the immunization issue came before the Court?
3 MR. FRIEDMAN: Well, it -- it's not so much -- I --
4 I know how'd you rule --
5 THE COURT: I'm just saying yesterday when --
6 MR. FRIEDMAN: Right.
7 THE COURT: -- I was watching the news, apparently
8 there's parts of -- I think it's New York right now because --
9 and they're not letting particular portions of schools go
10 because they're not immunized right now. I'm just -- I'm just
11 saying.
12 MR. FRIEDMAN: Right. And -- and like -- if it --
13 if it came up -- if it came up on first breath, like for
14 instance if the child was three or four years old, but these
15 parties amongst themselves agreed not to do it and my client
16 believes that she just did it unilaterally. And Judge, the
17 reason that we believe that is because she didn't even give my
18 client notice of the doctors appointment so he could talk to
19 the doctor. She just took him there without any knowledge in
20 any way, shape, or form.
21 THE COURT: And Mr. Friedman --
22 MR. FRIEDMAN: And the other --
23 THE COURT: -- let me -- let me do this. And --
24 and, again, no disrespect to you. I -- I would -- I would

1 like to see -- your client's shaking his head, yeah, he's got
2 a lot -- I would love to see stuff, the level that she sent
3 him that -- that she sent him that equates to what he was
4 sending her.

5 MR. FRIEDMAN: Well, I -- I can -- the -- the --
6 apparently --

7 THE COURT: Have you seen it, Mr. Standish?

8 MR. FRIEDMAN: This is --

9 MR. STANDISH: No, I don't think it exists, Your
10 Honor.

11 MR. FRIEDMAN: This is --

12 MR. STANDISH: There's even --

13 THE COURT: We'll --

14 MR. STANDISH: -- close.

15 THE COURT: -- see.

16 THE DEFENDANT: I do have them.

17 THE COURT: He's --

18 MR. FRIEDMAN: Well --

19 THE COURT: -- admitted that those are his, so --

20 MR. FRIEDMAN: There's no dispute they're his text
21 messages. We're --

22 THE COURT: Okay.

23 MR. FRIEDMAN: We're not -- we're not here for that.

24 And the other big issue that we have Judge is that, you -- you

1 know, the schooling issue. You know, when she took the child
2 out of school for we -- for -- we believe -- well, it's either
3 two or three weeks. I know there was a Christmas vacation
4 where there was no reason to take the child on --

5 THE COURT: She had a TPO or at least tenta -- at
6 that time, or at least, that's what she alleged.

7 MR. FRIEDMAN: Well, no. The -- what I'm -- what
8 I'm getting at is the TPO prevented my client from going to
9 the school.

10 THE COURT: Okay.

11 MR. FRIEDMAN: So there was no reason for the child
12 to be out of school in any way, shape, or form. So -- and --
13 and I agree, that prior to the TPO if she's alleging and --
14 and we don't agree with it, but I understand the argument.

15 My position is that after the TPO was issued three
16 days later that child should have been back in school.

17 THE COURT: I agree.

18 MR. FRIEDMAN: And -- and she kept the child out of
19 school.

20 THE COURT: The child's back in school now?

21 MR. FRIEDMAN: The child is back in school.

22 THE COURT: Great.

23 MR. FRIEDMAN: And then there's another big issue
24 Judge that -- and this was mentioned -- and -- and for

1 instance, the child wants to be in soccer. Not Mom -- not
2 Dad's decision, not Mom's decision. The child wants to be in
3 soccer. It was brought out in there. We asked them to enroll
4 the child in soccer. We -- they -- they said no, we didn't
5 want -- it's taking too much time -- we -- they allege that
6 they couldn't get the child back and forth to -- to the
7 practices or the games on -- during her timeshare. My client
8 said I'll take the child so that there's no imposition on you
9 in any way, shape, or form. Mom wouldn't do it. And the
10 other thing is Mom travels a lot out of town.

11 So what my client's position is, listen, really, and
12 -- and again, what my client did was 100 percent wrong, it's
13 despicable, there's no question about it.

14 THE COURT: Listen, it's beyond despi -- it's beyond
15 -- this -- again, I don't see child interviews where the child
16 is so upset. And, again, I want to see -- for -- your
17 client's shaking his head; he's got proof. I want -- I'd love
18 to see it -- want to see it. He's shaking his head right now.
19 You can't probably see him out of the corner of your eye.

20 MR. FRIEDMAN: No, I can't.

21 THE COURT: Love to see it. So I'm going to
22 continue it for two weeks. And, again, I'm leaning towards
23 this should be an evaluation, especially if she wants to
24 relocate out of state.

1 MR. FRIEDMAN: And then, Judge, by -- by the two --
2 by that time, obviously we'll -- I think Mr. Standish was
3 telling me he'll know whether or not they have the money to do
4 the eval -- is that correct?
5 MR. STANDISH: Hold on.
6 THE COURT: Listen, both of them I think are not
7 stating their full incomes on their -- on their FDFs, let me
8 just be candid, because clearly they have expenses but yet no
9 income. I don't get it.
10 MR. FRIEDMAN: If -- if they're requesting it, they
11 -- they would pay for the evaluation; would that be correct,
12 Judge?
13 THE COURT: She would -- she'd be responsible for
14 the relocation portion of it, but the actual -- because it
15 would be two parts. She's wanting to relocate. That would be
16 part of the assessment. Have you ever seen those where they
17 come in -- they're two parts?
18 MR. FRIEDMAN: Well, Judge -- Judge, in their
19 motion, they -- they put two lines in there about asking to
20 relocate. There is nothing -- I've never seen a motion ever
21 for relocation that has nothing in there.
22 THE COURT: Okay.
23 MR. FRIEDMAN: There's none of the Schwartz factors.
24 There's -- there's nothing to relocate there. There's no

1 family, there's no nothing, zero, zilch, nada. We put in our
2 opposition that it should be][\]\ ni -- denied under Rooney
3 because they have to go through an analysis even to set it for
4 a hearing.

5 THE COURT: I agree with that.

6 MR. FRIEDMAN: Or --

7 THE COURT: I've had Mr. Standish and I'll have 'him
8 -- that'll give him more time if he wants to file a motion and
9 then we can consider that. But, again, at this point I want
10 to see something from your client. Again, very adamant,
11 shaking his head. He's got all this stuff that makes her look
12 just as bad.

13 Clearly, this kid is stressed out. I have never
14 seen -- again, I don't see this from FMC.

15 MR. FRIEDMAN: But, Judge, in the interview, the --
16 the child is not saying I'm stressed out because Dad does
17 this, Dad does this, Dad does this. That's not what the
18 interview said and the inter -- the interview also said it's
19 -- it's mutual going back and forth. So Dad made some
20 horrific text messages. But let's not forget, Judge, those
21 text messages were four months -- all the -- they don't let
22 you know -- those were from July.

23 THE COURT: Okay.

24 MR. FRIEDMAN: They separated in December. Okay.

1 THE COURT: I --

2 MR. FRIEDMAN: So all the horrific ones -- and,

3 again, they're terrible and there's no excuse for them. But

4 they weren't sent when these parties separated.

5 THE COURT: Okay.

6 MR. FRIEDMAN: And then she still continued to

7 reside together. I'm -- again, I'm not saying she did

8 anything wrong in any way, shape, or form. But I just want

9 the Court to know that if she was so concerned about my client

10 in any way, shape, or form -- these despicable messages,

11 wouldn't she have left, if she really thought that my client

12 -- again, my client has never been -- he's never been

13 convicted. He's never been arrested for anything in any way,

14 shape, or form. He's got a crystal clean record.

15 And their allegations that my client is going to

16 abscond with the child is absolutely ridiculous. He hasn't

17 been back to Iran since 1993.

18 THE COURT: I'm not worried about that. I'm

19 probably not -- and he's -- that, I'm not worried about.

20 MR. FRIEDMAN: But I'm -- I'm just -- so if --

21 you're -- of course, we're going to hear whatever Your Honor

22 rules --

23 THE COURT: I'm going to --

24 MR. FRIEDMAN: -- if we're coming --

1 THE COURT: -- continue it for two weeks. I'll --
2 MR. FRIEDMAN: Okay.
3 THE COURT: -- allow him to file a more expanded
4 motion to relocate. We'll consider it at that time. But I'm
5 telling you, on the return, I am leaning toward outsourcing it
6 and I guess I'll have to look into their finances as to how
7 they're going to afford it. She will be responsible, if in
8 fact she's going to relocate, for the relocation portion of
9 the assessment. As far as the custody evaluation, that
10 portion will be split.
11 MR. FRIEDMAN: Even though my client doesn't want it
12 in any way, shape, or form he would be --
13 THE COURT: He'd --
14 MR. FRIEDMAN: -- responsible?
15 THE COURT: -- confer (sic) to conduct discovery.
16 MR. FRIEDMAN: He -- he does -- he does want to do
17 some discovery, yes.
18 THE COURT: And I would prefer a custody evaluation.
19 So yeah, I could absolutely order it.
20 MR. FRIEDMAN: Is -- is he -- is he -- we would be
21 allowed to do discovery as well, correct?
22 THE COURT: You absolutely can.
23 MR. FRIEDMAN: Okay.
24 THE COURT: So --

1 MR. FRIEDMAN: Okay.

2 MR. STANDISH: Your Honor, may I be heard?

3 THE COURT: We're back in two weeks.

4 MR. STANDISH: I have to address some issues today,
5 Your Honor. Please -- I mean, just so the Court's aware. We
6 made a deal at the TPO hearing where we did not go forward
7 with the TPO, but we got a civil restraining order.

8 THE COURT: I saw that.

9 MR. STANDISH: And I got the stipulation of Counsel
10 that we would stipulate to an order shortening time. When we
11 gave him every weekend, we thought that would be two weekends
12 we would be here in three weeks or so. It's been three
13 months. My client has never had a weekend with her son in
14 January or February or to date in March. So that is the first
15 issue I need to address.

16 Also, with respect to all of the issues that Mr.
17 Friedman has just argued, I -- I would just like to comment on
18 a few of them if I could, but the -- the timeshare is the
19 first thing. So if we're coming back in two weeks, I would
20 ask or plead with the Court please --

21 THE COURT: One weekend --

22 MR. STANDISH: -- could we do --

23 THE COURT: -- in that meantime?

24 MR. STANDISH: -- could we please have a weekend in

1 the meantime?

2 THE COURT: Then he will have like Wednesday to

3 Friday and she can have the weekend on the week where she gets

4 the weekend. Just tell him what you want and we'll be back

5 here in two weeks. So they pick this weekend or next weekend

6 but then he would get Wednesday to Friday.

7 MR. STANDISH: Okay. Meaning picking up from school

8 on Wednesday --

9 THE COURT: Yeah. You can do that, right?

10 THE DEFENDANT: Yes, Your Honor.

11 MR. FRIEDMAN: Yeah, he'll pick up and bring --

12 sure.

13 MR. STANDISH: The picking up from school, is -- is

14 that --

15 THE PETITIONER: Yeah, that's --

16 MR. STANDISH: -- okay --

17 THE PETITIONER: -- okay.

18 MR. STANDISH: -- this weekend?

19 THE PETITIONER: I'll take this weekend, Tom. But

20 --

21 MR. STANDISH: So it would be --

22 THE PETITIONER: -- it is a problem with just my

23 sister and myself --

24 MR. STANDISH: Okay. Hold on. Hold on.

1 THE PETITIONER: Yes, sir.

2 MR. STANDISH: So Wednesday picking up from school

3 he would have --

4 THE COURT: Thursday, Friday, return the child to

5 her Friday.

6 THE PETITIONER: What time would I get him back,

7 Tom?

8 MR. FRIEDMAN: Well, if Friday is school, he'd just

9 bring the child to school, right, I'm guessing?

10 MR. STANDISH: Right. So he would pick up on

11 Wednesday and she would pick on the Friday and have the

12 weekend and then the next week we -- he would have the weekend

13 and she would have the week, correct?

14 THE COURT: Right.

15 MR. STANDISH: Okay. So Your Honor, Southern

16 Highlands Prep institute -- and by the way, the -- I didn't

17 think this would be a problem, but we said that in the

18 interim --

19 THE COURT: Right. By the way, who's --

20 MR. STANDISH: -- there would be --

21 THE COURT: -- paying -- who's paying for that and

22 how much is that?

23 MR. STANDISH: Well, he --

24 MR. FRIEDMAN: They split it.

1 MR. STANDISH: -- demanded that she pay for it.
2 THE COURT: No, how much is that, by the way? I'm
3 just asking.
4 MR. STANDISH: A lot.
5 THE COURT: No.
6 MR. FRIEDMAN: Seven --
7 THE COURT: I know that. That's what --
8 MR. FRIEDMAN: It's like seven --
9 THE COURT: -- I'm saying, I'm -- I'm dumbfounded or
10 floored that they can afford things like this, but can't
11 afford for an evaluation.
12 MR. STANDISH: My client had money. She had a paid
13 off car. She had assets when they got -- they started the
14 relationship. She is now effectively bankrupt. That's how it
15 happened.
16 THE COURT: How much --
17 MR. STANDISH: He's never --
18 THE COURT: How much --
19 MR. STANDISH: -- earned any money --
20 THE COURT: -- per month --
21 MR. STANDISH: -- to speak of.
22 THE COURT: -- does that chart -- does it cost for
23 that child to be in that particular school?
24 MR. FRIEDMAN: I think it's --

1 THE COURT: How much.
2 MR. FRIEDMAN: -- 12 or \$1300 a month.
3 THE COURT: Right, but they can't afford an eval.
4 It blows my mind. It blows my mind.
5 MR. STANDISH: Well, we didn't say we couldn't
6 afford it. We're trying --
7 THE COURT: Right.
8 MR. STANDISH: -- to get the money together.
9 THE COURT: So I'm telling you, that's what I'm
10 likely going to do is outsource it.
11 MR. STANDISH: Yeah. Your Honor, with respect --
12 THE COURT: But it -- it entails pulling the child
13 and putting the child back in -- in public school while they
14 pay for the evaluation. I guess we'll have to do that. Maybe
15 that'll get them motivated to find some money.
16 MR. STANDISH: With respect to Southern Highlands
17 Prep, this school is the most strict, the most literally
18 interpreting every single order they've got. So not thinking
19 that when we did the stipulation, it said that the parents
20 will pick up. He has harangued the school, the Dad. They are
21 absolutely not going to let any person ever pick up except her
22 and she has business to do, she can't pick up at 3:00 o'clock;
23 her sister is available; her boyfriend is available. I just
24 need a reasonable order that we can do that, otherwise --

1 THE COURT: No, I'll have Mr. Friedman --
2 MR. STANDISH: -- if we don't put that in writing --
3 THE COURT: Listen.
4 MR. STANDISH: -- the school won't allow it.
5 THE COURT: Then we're not going to be able to do it
6 this weekend. Let's do it next weekend and I'll have Mr.
7 Friedman get -- get me an order where he can do that.
8 MR. STANDISH: Well, could I --
9 THE COURT: Why can't he go to the school?
10 MR. STANDISH: I'll draft that order --
11 MR. FRIEDMAN: No, I --
12 MR. STANDISH: -- tomorrow, Your Honor. We just --
13 MR. FRIEDMAN: I -- I --
14 MR. STANDISH: -- need to serve it on the school.
15 MR. FRIEDMAN: I think you're misinterpreting his
16 argument. My client can go to the school. Tom is arguing
17 something else.
18 THE COURT: I thought you said only she can go to
19 the school.
20 MR. STANDISH: No. No. What -- what he's saying is
21 that only she can pick up their child from school, no other
22 person on her behalf. That's what's what he's done. And
23 because it wasn't in the order, the school naturally --
24 THE COURT: That's fine.

1 MR. STANDISH: -- defaults to the order. And they
2 won't let her use other people. It's been horrendous. She's
3 in business meetings. She can't always get out at 3:00
4 o'clock. And no, she doesn't travel all the time, but she has
5 a business; he doesn't.

6 THE COURT: He can have -- she can have a family
7 member.

8 MR. FRIEDMAN: It's -- it's -- Tom is not being --
9 maybe he just forgot. It's --

10 THE COURT: I --

11 MR. FRIEDMAN: -- true. He -- it says Mom's sister.
12 Her family member is authorized to pick up the child.

13 THE PETITIONER: She lives in Louisiana though --

14 MR. FRIEDMAN: Okay.

15 THE COURT: Okay.

16 THE PETITIONER: -- and I'm having --

17 MR. FRIEDMAN: I'm just -- this --

18 THE PETITIONER: -- to fly her in.

19 THE COURT: Then get him whatever.

20 MR. FRIEDMAN: No, the -- the issue is, Judge, that
21 --

22 MR. STANDISH: Could I please speak? A family
23 member is fine, but her sister is not in town.

24 MR. FRIEDMAN: A family member is fine.

1 MR. STANDISH: She has babysitters who are very
2 responsible. Any reasonable person that they appoint should
3 be on the list and the same for Dad. He's not working, but if
4 he ever does start working, he'll need -- need this too. So
5 I'm just trying to get it balanced, but unless it's specified
6 exactly in the order, the school will not let any other person
7 pick up.

8 They wouldn't let him -- your -- your office had to
9 call the school. They were not releasing that boy for the
10 child interviewed at FMC. They -- I talk to the principal.
11 No way. They didn't care about your court order. They didn't
12 care about anything. They will not let any kid go especially
13 when the other parent is pressuring. And he -- Dad pressures
14 hugely everybody. So that's why I'm just trying to get a
15 clarification so I can do an immediate order and then she
16 won't be like interfering with her work and interfering with
17 everything else.

18 MR. FRIEDMAN: The --

19 MR. STANDISH: Is that --

20 MR. FRIEDMAN: The -- the issue was, Judge, it's not
21 her friend or a babysitter or whatever. That's fine, Judge.
22 It was the boy -- it was her boyfriend that my client was
23 upset with because the child -- she was --

24 THE COURT: Okay. So there --

1 MR. FRIEDMAN: And --
2 THE COURT: -- you go. Everybody but the boyfriend.
3 MR. FRIEDMAN: Yeah.
4 THE COURT: There you go.
5 MR. STANDISH: Well, why not the boyfriend?
6 THE COURT: I'm not getting into it right now, Mr.
7 Standish. We'll be back in two weeks, okay? We'll be --
8 MR. STANDISH: But --
9 THE COURT: -- back in two --
10 MR. STANDISH: But Your Honor --
11 THE COURT: -- weeks.
12 MR. STANDISH: -- I understand the Court's
13 impatience, but this is what we've lived with for three
14 months. He -- you saw the text messages. This is the guy you
15 get.
16 THE COURT: All right. And, again, we'll wait to
17 see. Two weeks, we'll be back here.
18 MR. STANDISH: Okay.
19 THE COURT: Two weeks --
20 MR. STANDISH: So we --
21 THE COURT: -- we'll be back here.
22 MR. STANDISH: -- have the timeshare set, correct?
23 THE COURT: Right.
24 MR. STANDISH: Okay. And we -- she -- she can have

1 her babysitter --

2 THE COURT: Anybody but the boyfriend.

3 MR. STANDISH: She --

4 THE COURT: Right.

5 MR. STANDISH: Anybody but the boyfriend.

6 THE COURT: Anybody but the boyfriend.

7 MR. STANDISH: Okay.

8 MR. FRIEDMAN: And if they --

9 MR. STANDISH: Thank you.

10 MR. FRIEDMAN: And -- and, Judge, could they --

11 we're not objecting to it. If they could just give us the

12 information on who it is just so he knows who's picking up the

13 child. That's all we're --

14 MR. STANDISH: Yes.

15 MR. FRIEDMAN: -- asking for.

16 THE COURT: That's fine.

17 MR. STANDISH: We will do that.

18 THE COURT: And, again, I am seeing no reason

19 whatever. Again, she's so busy that she has to have other

20 people pick the child up from school, why --

21 MR. FRIEDMAN: That's --

22 THE COURT: -- any -- and I'm not hearing any

23 financial -- so from your side, hopefully you'll be able to

24 afford your side of the custody evaluation.

1 MR. FRIEDMAN: Well, Judge, and that's what -- what
2 -- one of the reasons that my -- well, I guess we'll come back
3 in two weeks. We'll --
4 THE COURT: We will.
5 MR. FRIEDMAN: We'll go from there. Okay.
6 THE COURT: We will. And your client -- we'll go
7 April 9th at 2:30.
8 MR. FRIEDMAN: Judge --
9 THE COURT: I have -- I'm sorry, 10th, you're right.
10 April 10th at 2:30.
11 (COUNSEL AND CLIENT CONFER BRIEFLY)
12 MR. FRIEDMAN: Either one of those works.
13 MR. STANDISH: I'm sorry, I'm trying to get my phone
14 up here. Sorry, Your Honor. The 10th?
15 (COUNSEL AND CLIENT CONFER BRIEFLY)
16 THE COURT: And the way the rules are written, if
17 you guys -- you've already heard my two cents on it. I'm
18 likely going to refer this out the way the rule is written.
19 If you guys can agree on who the outsource evaluator is going
20 to be, it's preferred that you guys agree, or else I'll just
21 pick one from my list.
22 MR. STANDISH: Your Honor, is there any possibility
23 of Friday the 12th? Because she has meetings and things set.
24 It's not her, it's her clients.

1 MR. FRIEDMAN: I -- I --
2 MR. STANDISH: I can't miss this; I can't do Friday
3 MR. FRIEDMAN: I could do -- I -- Tom, I could -- I
4 can move almost anything any other day.
5 (COUNSEL AND CLIENT CONFER BRIEFLY)
6 MR. STANDISH: Is there any possibility of the 11th
7 after 3:00, Your Honor?
8 THE COURT: For the return hearing?
9 MR. STANDISH: Right.
10 THE COURT: No. I mean, I -- my -- any -- any court
11 in here has usually two days of motion calendars. I have
12 Tuesdays and Wednesdays.
13 (COUNSEL AND CLIENT CONFER BRIEFLY)
14 THE COURT: I can't go around just --
15 MR. STANDISH: It's just that Your Honor she has
16 clients and they have meetings set and she just can't --
17 THE COURT: There a lot of --
18 MR. STANDISH: -- change them.
19 THE COURT: -- people -- Mr. Standish, to do if she
20 -- if she wants to appear by phone, she can appear by phone.
21 She can take a break and appear by phone.
22 MR. STANDISH: Okay. I'm sorry, so it's set for the
23 10th now?
24 THE COURT: Yes, 2:30.

1 MR. STANDISH: Okay.

2 THE COURT: Again, I need you to -- if they're
3 requiring you to file an expanded motion to relocate, that's
4 reasonable. You're going to have to file a more detailed one.
5 And, again --

6 MR. STANDISH: I mean --

7 THE COURT: -- they're going to update me with some
8 very shocking stuff like you just filed for me to see. We'll
9 -- we'll see what he has.

10 MR. FRIEDMAN: And, Judge, I'll -- I can -- I can
11 file a short reply to his --

12 THE COURT: Yeah.

13 MR. FRIEDMAN: Okay.

14 THE COURT: Absolutely.

15 MR. STANDISH: Well, Your Honor, that's why as you
16 know I was going to propose a briefing schedule. I mean, I
17 can file my expanded motion, but then does Mr. Friedman really
18 want to be held to like 10 straight days under the --

19 THE COURT: It's not going to be --

20 MR. STANDISH: -- new rule?

21 THE COURT: -- an opposition to the --

22 MR. STANDISH: So --

23 THE COURT: It's going to basically be -- he's the
24 one requesting that you do a more detailed one, right?

1 MR. FRIEDMAN: Well, actually, I -- I was -- I
2 wasn't going to request anything because I didn't think they
3 had enough, but if -- but, Your Honor, you -- I -- I follow
4 your directives. Your directives were if we -- if you're
5 going to send it for an evaluation, you were going to send it
6 for that --

7 THE COURT: It's going to go to an evaluation,
8 especially --

9 MR. FRIEDMAN: No. No.

10 THE COURT: -- since it's --

11 MR. FRIEDMAN: I mean, for relo -- I -- I mean, for
12 the relocation. So --

13 THE COURT: Right.

14 MR. FRIEDMAN: -- since you said that, they would
15 need to file it.

16 MR. STANDISH: I'm just --

17 THE COURT: Okay.

18 MR. STANDISH: -- saying that we -- my client would
19 like to get a resolution of this case if she could before
20 school starts if she was --

21 MR. FRIEDMAN: I'll --

22 MR. STANDISH: -- able to move --

23 MR. FRIEDMAN: I'm -- I'm --

24 MR. STANDISH: -- to -- to Portland. I -- that's --

1 that's all I'm saying.
2 MR. FRIEDMAN: I'll tell --
3 MR. STANDISH: So --
4 MR. FRIEDMAN: I'll --
5 MR. STANDISH: -- if Mr. Friedman wants to rush and
6 do his entire opposition, because he's going to have to
7 address every single thing that I address which is many
8 factors --
9 THE COURT: We're talking --
10 MR. STANDISH: -- then I --
11 THE COURT: -- school in the fall?
12 MR. STANDISH: Pardon me?
13 THE COURT: School in the fall?
14 MR. STANDISH: Yes.
15 THE COURT: Right. I would hope so too. That's why
16 I want to get it sent out --
17 MR. STANDISH: Right.
18 THE COURT: -- for an outsource --
19 MR. STANDISH: I'm just saying, I was --
20 THE COURT: -- evaluation which is going to take --
21 MR. STANDISH: I was proposing --
22 THE COURT: -- at least 90 days.
23 MR. STANDISH: -- the lawyers have more time to do
24 their work not --

1 MR. FRIEDMAN: You know what, Judge --
2 MR. STANDISH: -- to be stuck --
3 MR. FRIEDMAN: -- that's fine.
4 MR. STANDISH: -- to strict deadlines.
5 MR. FRIEDMAN: If he wants to do that, we can just
6 save it for the -- for the evidentiary hearing if that's one
7 -- we could just put it in our pretrial briefs and then we
8 could just do it there. That's fine with me.
9 MR. STANDISH: Well, no, I'm not suggesting that.
10 I'm just saying rather than me doing it in two weeks and then
11 him have to answer it in five or 10 days that we would stretch
12 that schedule out a little bit. But I'll file the expanded
13 motion, Your Honor. That's your order. I'll get it done
14 before the hearing.
15 MR. FRIEDMAN: If -- whatever --
16 MR. STANDISH: And if you --
17 MR. FRIEDMAN: -- whatever --
18 MR. STANDISH: -- want more time --
19 MR. FRIEDMAN: On that issue --
20 MR. STANDISH: -- I can accommodate.
21 MR. FRIEDMAN: -- whatever he wants is fine.
22 MR. STANDISH: Okay.
23 MR. FRIEDMAN: It doesn't make any difference to me.
24 THE COURT: All right. We'll see you on the 10th.

1 MR. STANDISH: All right. Thank you, Your Honor.
2 MR. FRIEDMAN: Oh.
3 THE PETITIONER: Thank you.
4 MR. FRIEDMAN: Judge, just one other thing we
5 brought up about soccer. The child is in soccer at -- and Mom
6 is refusing. The -- the child has a -- a soccer game and we
7 were asking if the child can continue to play soccer. And if
8 Mom can't get there on her timeshare, that Dad -- like if she
9 has appointments or whatever, Dad will take the child back and
10 forth. It's not for Mom or Dad. It's for the child. The
11 child in the interview wants soccer. So we were just asking
12 if the child can go.
13 MR. STANDISH: This -- this is the usual thing. He
14 sent I don't know how many texts, they were ugly, back and
15 forth. He's insisting.
16 THE COURT: We'll be back in two weeks, but right
17 now --
18 MR. STANDISH: Insisting.
19 THE COURT: -- I'm not making an order regarding --
20 MR. STANDISH: Okay.
21 THE COURT: -- soccer for two --
22 MR. STANDISH: Thank you.
23 THE COURT: -- weeks.
24 MR. FRIEDMAN: Okay. Thank you.

(PROCEEDINGS CONCLUDED AT 3:28:28)

* * * * *

ATTEST: I do hereby certify that I have truly and
correctly transcribed the digital proceedings in the above-
entitled case to the best of my ability.

Adrian Medrano

Adrian N. Medrano

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Paternity Complaint

COURT MINUTES

March 27, 2019

D-18-581208-P In the Matter of the Petition by:
Kizzy Burrow, Petitioner.

March 27, 2019 2:30 PM All Pending Motions

HEARD BY: Harter, Mathew **COURTROOM:** Courtroom 24

COURT CLERK: Hilary Moffett

PARTIES:

Ali Shahrokhi, Defendant, Counter Claimant, Kenneth Friedman, Attorney, present
present
Bennett Shahrokhi, Subject Minor, not present
Kizzy Burrow, Plaintiff, Counter Defendant, Thomas Standish, Attorney, present
present

JOURNAL ENTRIES

PLAINTIFF'S MOTION TO ESTABLISH CUSTODY, VISITATION, AND CHILD SUPPORT; FOR A BRIEFING SCHEDULE; FOR THE APPOINTMENT OF A THERAPIST FOR THE CHILD BY THE COURT; FOR A MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO AN INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO BE ORDERED TO COMPLETE ANGER MANAGEMENT COURSES; FOR A CHILD CUSTODY EVALUATION; FOR THE PARTIES' COMMUNICATION TO BE THROUGH OUR FAMILY WIZARD; FOR ATTORNEY'S FEES AND COSTS; AND FOR RELATED RELIEF...DEFENDANT'S OPPOSITION AND COUNTERMOTION FOR JOINT LEGAL AND PRIMARY PHYSICAL CUSTODY OF THE PARTIES' MINOR CHILD, TO ENROLL THE CHILD INTO SOCCER, FOR AN ORDER TO SHOW CAUSE, FOR RESIDENTIAL ADDRESS AND BIOGRAPHICAL INFORMATION AND FOR ATTORNEY'S FEES...RETURN HEARING...CASE MANAGEMENT CONFERENCE

Court GRANTED Plaintiff's request for the parties to communicate via Our Family Wizard. Plaintiff and Defendant shall enroll in the Our Family Wizard (OFW) program within seven (7) days. The Court shall have third party access to both Plaintiff and Defendant's email communication. The parties shall use OFW for a minimum of three (3) years, unless otherwise specified by the Court. The Order for OurFamilyWizard Website Services was FILED IN OPEN COURT and copies given to both parties.

Arguments were made regarding the request for a custody evaluation. Defendant requested an evidentiary hearing and a period of discovery.

PRINT DATE:	04/01/2019	Page 1 of 2	Minutes Date:	March 27, 2019
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

PA 00187

Upon inquiry, Defendant admitted that the texts in Plaintiff's reply came from him.

Court noted that Defendant indicated that he has proof that Plaintiff has acted as egregiously as he has. Court advised that it wants to see the proof. At this point, the Court is leaning toward having an evaluation done, especially if Plaintiff wants to relocate out of state. Plaintiff would be responsible for the relocation portion and the parties would equally divide the custody evaluation portion. This Court does not believe that either party has represented their full incomes on their financial disclosure forms.

Court declined to make any Orders regarding soccer at this time.

Given the likelihood that the Court will refer this matter for a custody evaluation, Court advised counsel to confer regarding the selection of an evaluator. If counsel cannot agree on a provider, the Court will select one.

COURT ORDERED, MATTER CONTINUED to 4/10/19 at 2:30 p.m. Plaintiff may appear by phone if necessary. In the interim, Defendant shall have the child from Wednesday after school through Friday morning. Plaintiff shall have the child from Friday after school through the weekend. This schedule shall be reversed for the following week. Plaintiff may designate anyone except her boyfriend to pick the child up from school in her place. Plaintiff shall give Defendant information regarding who will be picking the child up from school.

COURT FURTHER ORDERED, Plaintiff may file an expanded Motion to Relocate.

FUTURE HEARINGS:

April 10, 2019 2:30 PM Motion
Harter, Mathew
Courtroom 24
Moffett, Hilary

April 10, 2019 2:30 PM Opposition & Countermotion
Harter, Mathew
Courtroom 24
Moffett, Hilary

April 10, 2019 2:30 PM Hearing
Harter, Mathew
Courtroom 24
Moffett, Hilary

April 10, 2019 2:30 PM Case Management Conference
Harter, Mathew
Courtroom 24
Moffett, Hilary

PRINT DATE:	04/01/2019	Page 2 of 2	Minutes Date:	March 27, 2019
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

PA 00188

SEALED

1 **TRANS**

FILED

MAY 07 2019

Adam J. Blum
CLERK OF COURT

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5 **EIGHTH JUDICIAL DISTRICT COURT**
6 **FAMILY DIVISION**
7 **CLARK COUNTY, NEVADA**
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10 PETITION BY:) CASE NO. D-18-581208-P
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WEDNESDAY, APRIL 10, 2019

2 P R O C E E D I N G S

3 (EXCERPT BEGAN AT 2:50:40)

4

5 (THE FOLLOWING TRANSCRIPT CONTAINS AN EXCERPT OF THE
6 PROCEEDINGS HELD ON THIS DAY IN THIS MATTER PURSUANT TO
7 INSTRUCTION OF THE REQUESTING PARTY)

8 THE COURT: All right. This will be case D-581208.
9 Counsel, appearance for the record.

10 MR. STANDISH: Good afternoon, Your Honor. Thomas
11 Standish for Kizzy Burrow and she is present, of course.

12 MR. FRIEDMAN: Good afternoon, Your Honor. Kenneth
13 Friedman appearing for the Defendant, bar number 5311.

14 THE COURT: We continued the matter from March 27th.
15 Have you guys discussed or come to any agreements in the
16 interim?

17 MR. STANDISH: I was just able to get in touch with
18 Dr. Paglini. He's been -- he was gone for a couple days and
19 was very busy. And I did find out that he could act as the
20 child custody evaluator --

21 THE COURT: Wonderful.

22 MR. STANDISH: -- and his -- found out his retainer
23 amount and so forth.

24 THE COURT: Okay.

1 MR. STANDISH: I wasn't sure what the other side
2 would agree to or not agree to in that area. So, obviously I
3 didn't discuss the case with him. I just outlined --

4 THE COURT: Yeah, you --

5 MR. STANDISH: -- the nature of it.

6 THE COURT: -- you had said that you were going to
7 find out because sometimes it gets busy.

8 MR. FRIEDMAN: Judge, not to beat a dead horse. Of
9 course, whatever Your Honor rules my client's position is you
10 wanted me to reiterate that he's not a big fan of the child
11 custody evaluations; however, you're the law.

12 THE COURT: She -- let me -- let me be clear on the
13 -- on the referral. It will be -- because he does a good
14 job --

15 MR. FRIEDMAN: Well --

16 THE COURT: -- on the -- the reloc, because there's
17 going to be a portion of it because if she's still wanting the
18 relocation? A portion of that is going to be allocated for
19 the relocation. So Paglini has done that before for me. So
20 however much it costs for the additional time and effort to
21 make the recommendation regarding relocation is on her.
22 That's the relocation risk assessment with Austin and -- and
23 those type of factors, just a regular custody evaluation.
24 They'll be responsible for half up front.

1 MR. FRIEDMAN: Two things, Judge. First, we -- we
2 have not agreed on -- this is the first time I'm hearing about
3 Paglini today. And -- and Tom and I -- you know, we get along
4 famously trying to work things out, but this is the first time
5 I've ever heard about that. We did contact your chambers and
6 your chambers gave us a list, I think, of six people that you
7 -- so my client is not at this point in time agreeing with
8 Paglini. I'm not saying that we won't, but you -- Your
9 Honor --

10 THE COURT: No, you --

11 MR. FRIEDMAN: -- said that we should --

12 THE COURT: So here's -- here's how the rule work.
13 You guys either agree or I order. So if you --

14 MR. FRIEDMAN: No -- no, I know, but what I'm saying
15 is either we agree on the evaluator or you'll pick one.

16 THE COURT: Right. And I think I hinted the last
17 time it was probably going to be Paglini. I think that's why
18 Mr. Standish said he was looking at it.

19 MR. FRIEDMAN: I -- I didn't -- I didn't hear that.
20 My client would like to have an equal input in that.

21 THE COURT: Listen, let's trail it -- we either --
22 let's -- let's not guess. We'll trail it so we don't have to
23 come back. If you --

24 MR. FRIEDMAN: I mean --

1 THE COURT: -- guys can't agree --

2 MR. FRIEDMAN: At least to the bare minimum. If
3 that's the one that they want to use, they should foot the
4 entire bill. My client is not asking for that. It's not --

5 THE COURT: I am ordering it.

6 MR. FRIEDMAN: But -- but I understand that. And,
7 Judge, I'm -- I'm not trying to be -- I'm -- I'm not trying to
8 be confrontational in way, shape, or form, but he -- he's not
9 asking for it. He should not be responsible for any of those
10 fees. She's the one that wants it. It's -- normally when --
11 when we go to trial, there's normally not a child custody
12 evaluator; if she wants one in there --

13 THE COURT: That's -- that's not true. It depends
14 on people's circumstances. I'm telling you, I prefer them
15 when people have the financial ability and they don't, but if
16 they do, I absolutely prefer them.

17 MR. FRIEDMAN: Well, neither one of these people
18 have the financial ability. If you --

19 THE COURT: Come on, man. What -- we're -- we
20 talked about this the last time. If we pulled the kid out of
21 school for three or four months, that would pay for the
22 custody evaluation.

23 MR. FRIEDMAN: I -- I think -- I think they would
24 probably both agree that the child's school is -- would be

1 paramount --

2 THE COURT: And you know what --

3 MR. FRIEDMAN: -- to the evaluation.

4 THE COURT: -- and I -- for this situation, whoever

5 is going to end up with custody or the referral, I disagree.

6 That's how paramount I think a custody evaluation when parties

7 can -- can afford them. Absolutely. There's going to be a

8 custody evaluation, Mr. Friedman, and your client's going to

9 be half responsible for it.

10 MR. FRIEDMAN: Well, it -- it's for sure based on

11 her FDF she's going to be getting the money from somebody

12 else. So I'm -- what -- and --

13 THE COURT: Your client --

14 MR. FRIEDMAN: -- that's fine.

15 THE COURT: -- probably is too.

16 MR. FRIEDMAN: But -- so they -- the -- both of them

17 can't afford it.

18 THE COURT: Again, shall we the child out school for

19 the rest of the year and -- and use those funds?

20 MR. FRIEDMAN: Okay.

21 THE COURT: No?

22 MR. FRIEDMAN: Well, I -- you -- whatever you -- my

23 client has to adhere to whatever you -- whatever you rule, so.

24 THE COURT: Okay. So, again, I'll get -- I'll trail

1 it to see if you guys can agree, otherwise it will be Dr.
2 Paglini. I have to, because she's asking for the relocation,
3 defer to people who know how to do the evalu -- the relocation
4 risk assessment including the -- the custody eval. And Dr.
5 Paglini is one of the only few ones who knows how to do it
6 right.

7 MR. FRIEDMAN: Well, Judge, I -- I --

8 THE COURT: And if you don't want to agree to Dr.
9 Paglini, I guess we'll take a crapshoot on someone whether
10 they do it or not. But --

11 MR. FRIEDMAN: Well, Judge, I -- I would ask this.
12 I -- we -- we put this for -- I -- and we put this in our
13 opposition. There's no basis to even set this matter for
14 relocation if -- if you just hear me out on this. I can
15 understand if she was moving back to her hometown. I can
16 understand that. I can understand if she was moving for a
17 job. She met -- upon information and belief, she met her
18 boyfriend and she wants to move with her boyfriend so the --
19 the -- there is no basis in any way, shape, or form under the
20 Schwartz factors, under the new one, because she wants to
21 relocate with her boyfriend.

22 THE COURT: You know what, I defer to a lot of those
23 90s cases. I realize we have a -- a statute now. I don't
24 know that the statute applies since we don't have an existing

1 order, but the ones that talked about the chain the women to
2 the state and the ones about meeting new significant other,
3 absolutely. It's a basis for a relocation.

4 I'm not saying whether she's going to make the day
5 or not. Absolutely not. Does she have the right to ask this
6 Court and set the matter for a trial? Absolutely. It's her
7 cost -- that part of this analysis, at least right now, is
8 that -- her cost.

9 MR. FRIEDMAN: Okay.

10 MR. STANDISH: So we need to go out and talk
11 about --

12 THE COURT: I --

13 MR. STANDISH: -- who we would --

14 THE COURT: I guess. If you --

15 MR. STANDISH: -- agree on or not?

16 THE COURT: -- can't agree, then it's going to be
17 Dr. --

18 MR. FRIEDMAN: Well, Judge, I -- I -- going outside
19 today would -- would not do any good. I haven't researched --
20 I -- I can tell you -- and I think in 25 years I don't think
21 I've -- maybe I've had one child custody evaluation ever
22 ordered in cases, maybe it's just the luck of the draw, I
23 don't know. So I -- I wouldn't -- I wouldn't know without
24 doing some research on that and my client would like to do

1 some research. No disrespect to -- to Tom --
2 THE COURT: Yeah, Mr. Friedman --
3 MR. FRIEDMAN: -- in any way, shape, or --
4 THE COURT: -- that's what we're supposed to do up
5 until -- it was continued for two weeks.
6 MR. FRIEDMAN: Judge, all I'm saying is that Counsel
7 and I did not have any communication in any way, shape, or
8 form. Zero.
9 THE COURT: But you said you got a list from our
10 Department --
11 MR. FRIEDMAN: A couple days ago.
12 THE COURT: All right. I don't want to keep
13 delaying it. If you choose within the week, I guess, you and
14 Mr. Standish. Otherwise, the -- the fallback will be Dr.
15 Paglini.
16 MR. FRIEDMAN: Okay.
17 THE COURT: All right.
18 MR. STANDISH: I can't --
19 THE COURT: If you guys stip to someone else --
20 MR. STANDISH: I -- I just would inform the Court I
21 don't think you can be sure that Dr. Paglini would be
22 available.
23 THE COURT: I agree. He's so hard to get in to and
24 if he's already tentatively agreed to him, well, let me make

1 it three day -- you have three days by Friday to give him a
2 different -- if you guys can agree. But Dr. Paglini comes
3 from me. I think I'm -- if I didn't, it was probably known
4 that I do it. I have two providers when there's outsource
5 assessments or relocation assessments that I use. Dr. Paglini
6 one, and the other one is actually not doing custody
7 evaluations. So in --
8 MR. STANDISH: Right.
9 THE COURT: -- this particular case, Dr. Paglini
10 would be the only one that could actually do both.
11 MR. FRIEDMAN: Okay.
12 THE COURT: Okay. So do you still --
13 MR. STANDISH: Do we want to step outside or --
14 THE COURT: -- want to talk or --
15 MR. FRIEDMAN: Well, it's -- you -- you gave me til
16 Friday, so I'm just --
17 THE COURT: Yeah.
18 MR. FRIEDMAN: -- I'll just --
19 THE COURT: I'll give you until Friday, otherwise --
20 MR. FRIEDMAN: I -- I --
21 THE COURT: -- it'll be --
22 MR. STANDISH: Okay.
23 THE COURT: -- Dr. Paglini.
24 MR. STANDISH: Okay.

1 MR. FRIEDMAN: I -- I don't want to waste the
2 Court's time. It just wouldn't do any good today.

3 THE COURT: Well --

4 MR. FRIEDMAN: I don't know anything about --

5 THE COURT: -- that's how much I put in the
6 outsource assessment. I really do.

7 MR. FRIEDMAN: I'm sorry?

8 THE COURT: That's how much weight I put in the
9 outsource assessment.

10 MR. FRIEDMAN: I'm sorry, I couldn't -- I didn't
11 hear.

12 THE COURT: I just -- when you --

13 MR. FRIEDMAN: Okay.

14 THE COURT: -- have the funds, I prefer them versus
15 not, especially when someone's asking to relocate. Anything
16 else for today until we get back?

17 MR. STANDISH: Yes, Your Honor. First is the spring
18 break and the other is the actual timeshare of the parties.
19 You made an accommodation for the last two weeks, but as you
20 recall since January 2nd when I -- when we stipulated at the
21 TPO hearing to have a civil order TPO type of restraining
22 order, we just accommodated having the weekend time and giving
23 the most time we could on the weekend to the father here, but
24 I thought we would be in your Court within two to three weeks

1 and it took two to three months just the way it happened. We
2 were to stipulate to an order shortening time. So my client
3 has not had a weekend other than what you just gave her this
4 last 10 days for three months. She's had all weekdays and no
5 weekends.

6 So we were asking could we please have spring break?
7 I don't know what the other side's --

8 THE COURT: I wouldn't be enti --

9 MR. STANDISH: -- response to that is.

10 THE COURT: -- to give her the entire spring break,
11 probably half of spring break.

12 MR. FRIEDMAN: And that --

13 MR. STANDISH: We just --

14 MR. FRIEDMAN: -- that --

15 MR. STANDISH: -- need to clarify that today.
16 Whatever we can get, we would love to have, so --

17 MR. FRIEDMAN: We actually did talk about this
18 outside and I -- my -- I concur 100 percent. I said we should
19 just divide it because my client, you know, didn't get the
20 child for three weeks or whatever. But I agree, one-half.
21 It's my understanding Mr. Standish, they want the first half.
22 So from Friday to Wednesday and then my client would have the
23 child Wednesday until the child goes back to school. That
24 seems to be a happy medium.

1 THE COURT: Okay.

2 MS. BURROW: What time would we exchange then the
3 child Wednesday?

4 THE COURT: What have you --

5 MR. FRIEDMAN: I know 12:00 --

6 THE COURT: What you -- what have you --

7 MR. FRIEDMAN: Just a second.

8 THE COURT: -- been doing.

9 MS. BURROW: Noon.

10 THE COURT: What you've been doing.

11 MR. STANDISH: Noon?

12 MS. BURROW: Yes, Judge.

13 MR. FRIEDMAN: She said noon? Noon is fine.
14 Wednesday at noon is fine.

15 (COUNSEL AND CLIENT CONFER BRIEFLY)

16 MR. STANDISH: Well, if -- if you were exchanging it
17 at this -- that time, it would be Wednesday afternoon like
18 picking up from school. So he can give her maybe until 2:00
19 o'clock so she can get --

20 THE COURT: Well --

21 MR. STANDISH: -- a flight in on Wednesday.

22 THE COURT: -- spring break is the one he was
23 talking about, but I guess --

24 MR. FRIEDMAN: Yeah.

1 THE COURT: -- otherwise it'll be --
2 MR. FRIEDMAN: No. Yeah. No.
3 THE COURT: -- it'd be considered his time.
4 MR. FRIEDMAN: Well, on spring break, the child's
5 not in school.
6 THE COURT: Right.
7 MR. FRIEDMAN: So he's saying, you know, can he get
8 the child at noon.
9 MR. STANDISH: Well, she's coming back from
10 Portland, so that's the only thing, just as long as she can
11 fly --
12 MR. FRIEDMAN: What time does she get back from Port
13 -- Portland?
14 MR. STANDISH: I don't know how early the flights
15 are. But we -- that's what I'm saying, if maybe it was 1:00
16 o'clock or --
17 THE COURT: Okay.
18 MR. STANDISH: -- something, don't -- don't kill her
19 for that so --
20 MR. FRIEDMAN: That -- that -- but just -- just let
21 me know. I mean, if she's coming back, if it's at 1:00 or
22 2:00 o'clock, that's reasonable; no problem whatsoever. But,
23 Judge, this is another thing. It's -- that if she's going,
24 she -- my -- my client has a right to know where the child's

1 going to be. We're not saying that she can't go in any way,
2 shape, or form. But if the child's going to be on a trip, she
3 -- they're supposed to provide us an itinerary. This is the
4 first time I'm hearing that the child's going to Oregon. So
5 if they could just -- if anytime that the child's going to be
6 out of the jurisdiction, if they can just provide an itinerary
7 so that my client knows God forbid if something was to happen.
8 And vice versa, the same thing. If my client was to go out of
9 town, he should provide her an -- an itinerary.

10 (EXCERPT ENDED AT 3:01:01)

11 * * * * *

12 ATTEST: I do hereby certify that I have truly and
13 correctly transcribed the digital proceedings in the above-
14 entitled case to the best of my ability.

15 *Adrian Medrano*
16

17 _____
18 Adrian N. Medrano
19
20
21
22
23
24

D-18-581208-P In the Matter of the Petition by:
Kizzy Burrow, Petitioner.

April 10, 2019 02:30 PM All Pending Motions

HEARD BY: Harter, Mathew COURTROOM: Courtroom 24

COURT CLERK: Pott, Victoria

PARTIES PRESENT:

Kizzy J.S. Burrow, Counter Defendant, Plaintiff, Present Thomas John Standish, Attorney, Present

Ali Shahrokhi, Counter Claimant, Defendant, Present

Kenneth S Friedman, Attorney, Present

Bennett Ethan Shahrokhi, Subject Minor, Not Present

JOURNAL ENTRIES

PLAINTIFF'S MOTION TO ESTABLISH CUSTODY, VISITATION, AND CHILD SUPPORT; FOR A BRIEFING SCHEDULE; FOR THE APPOINTMENT OF A THERAPIST FOR THE CHILD BY THE COURT; FOR A MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO AN INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO BE ORDERED TO COMPLETE ANGER MANAGEMENT COURSES; FOR A CHILD CUSTODY EVALUATION; FOR THE PARTIES' COMMUNICATION TO BE THROUGH OUR FAMILY WIZARD; FOR ATTORNEY'S FEES AND COSTS; AND FOR RELATED RELIEF...DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO ESTABLISH CUSTODY, VISITATION, AND CHILD SUPPORT; FOR A BRIEFING SCHEDULE; FOR THE APPOINTMENT OF A THERAPIST FOR THE CHILD BY THE COURT; FOR A MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO AN INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO BE ORDERED TO COMPLETE ANGER MANAGEMENT COURSES; FOR A CHILD CUSTODY EVALUATION; FOR THE PARTIES' COMMUNICATION TO BE THROUGH OUR FAMILY WIZARD; FOR ATTORNEY'S FEES AND COSTS; AND FOR RELATED RELIEF; AND COUNTERMOTION FOR JOINT LEGAL AND PRIMARY PHYSICAL CUSTODY OF THE PARTIES' MINOR CHILD, TO ENROLL THE CHILD INTO SOCCER, FOR AN ORDER TO SHOW CAUSE, FOR RESIDENTIAL ADDRESS AND BIOGRAPHICAL INFORMATION AND FOR ATTORNEY'S FEES...PLAINTIFF'S REPLY TO DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO ESTABLISH CUSTODY, VISITATION, AND CHILD SUPPORT; FOR A BRIEFING SCHEDULE; FOR THE APPOINTMENT OF A THERAPIST FOR THE CHILD BY THE COURT; FOR A MUTUAL BEHAVIOR ORDER; FOR DEFENDANT TO SUBMIT TO AN INDEPENDENT MEDICAL EXAMINATION; FOR DEFENDANT TO BE ORDERED TO COMPLETE ANGER MANAGEMENT COURSES; FOR A CHILD CUSTODY EVALUATION; FOR THE PARTIES' COMMUNICATION TO BE THROUGH OUR FAMILY WIZARD; FOR ATTORNEY'S FEES AND COSTS; AND FOR RELATED RELIEF; AND COUNTERMOTION FOR JOINT LEGAL AND PRIMARY PHYSICAL CUSTODY OF THE PARTIES' MINOR CHILD, TO ENROLL THE CHILD INTO SOCCER, FOR AN ORDER TO SHOW CAUSE, FOR RESIDENTIAL ADDRESS AND BIOGRAPHICAL INFORMATION AND FOR ATTORNEY'S FEES...CASE MANAGEMENT CONFERENCE

Court noted this matter was continued from 3/27/19.

Mr. Standish stated he was in contact with Dr. Paglini who stated he could act as the child custody evaluator.

Mr. Friedman stated Defendant's opposition to an evaluation.

Court noted, the evaluation will include a custody evaluation and relocation risk assessment.

Discussion regarding the custody evaluation, spring break, and Plaintiff's request for additional weekend time with the child.

COURT ORDERED, the parties shall have to the close of business on 4/12/19 to mutually select an evaluator to conduct a custody evaluation and relocation risk assessment. Parties shall equally share the cost of the custody evaluation, with Plaintiff paying 100% of the relocation risk assessment. If the parties are unable to reach an agreement, the Court will refer the parties to Dr. Paglini. A Return Hearing is SET for 7/11/19 at 1:30 PM.

Absent mutual agreement otherwise, the parties shall follow the Court's Standard Holiday Schedule, a copy of which was provided to the parties IN OPEN COURT. Plaintiff shall have child for SPRING BREAK from Friday after school to Wednesday at 12:00 PM, with Defendant having the child from Wednesday at 12:00 PM to Monday, drop off at school. From Tuesday to Thursday,

Parties shall maintain the current custodial timeshare, except that Plaintiff shall have the child the 4th weekend of each month (defined by the Friday).

Minutes to suffice.

If either party travels outside the jurisdiction of Clark County with the child, they shall provide the other party with an itinerary and contact information.

Defendant shall have the child from Wednesday after school through Friday morning. Plaintiff shall have the child from Friday after school through the weekend. This schedule shall be reversed for the following week. Plaintiff may designate anyone except her boyfriend to pick the child up from school in her place. Plaintiff shall give Defendant information regarding who will be picking the child up from school.

COURT FURTHER ORDERED, Plaintiff may file an expanded Motion to Relocate.

INTERIM CONDITIONS:

FUTURE HEARINGS:

Jul 11, 2019 1:30PM Return Hearing
Courtroom 24 Harter, Mathew

FILED IN OPEN COURT

April 10, 2019

STEVEN D. GRIERSON
CLERK OF THE COURT

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

Victoria Pott
VICTORIA POTT DEPUTY

1 ROES

2
3
4
5 In the Matter of the Petition by:
Kizzy Burrow, Petitioner.

Case No.: D-18-581208-P
Department N

6 **REFERRAL ORDER FOR OUTSOURCED EVALUATION SERVICES**

7 In accordance with EDCR 5.70, the Court may order family evaluations of those parties appearing before the
8 Court that have been unable to mutually resolve their custody and access issues, and where the Court may
9 require additional information prior to making a judicial decision in the matter. Once ordered, the family
10 evaluation shall be completed by a qualified individual or agency, as defined by EDCR 5.70. The selection of
11 this evaluator may be by mutual agreement of the parties, or absent this agreement, by judicial decision.

12 **IT IS HEREBY ORDERED** that the following individual/agency shall provide a family evaluation:

13 Individual/Agency: Dr. John Paglini

14 Telephone Number: 702-869-9188

15 **IT IS FURTHER ORDERED** that the above-referenced evaluator shall provide the following services with ☐
16 or without ☐ recommendations:

17 ☒ Child Custody Eval ☐ Emergency Eval ☐ Cooperative Parenting After Divorce
18 ☐ Child Custody Eval with OTI* ☐ Protective Order Eval ☐ Parenting Coordinator
19 ☐ Child Interview ☐ Substance Abuse Eval ☐ Child Reunification
20 ☒ Other: ADD RELOCATION RISK ASSESSMENT

21 Notes: _____

22 **IT IS FURTHER ORDERED** that the parties are responsible for all fees; that the fees shall be paid directly to
23 the evaluator prior to the commencement of the family evaluation services.

24 Plaintiff shall pay 50%; Defendant shall pay 50% of the cost for this service.

25 **ORDERED AND DATED** this 10th day of April, 2019.

26 This matter is reset for:

27 Date: _____ Time: _____

28 7-11-19 1:30 PM

Mathew Harter
DISTRICT JUDGE

Report Due Date: July 1, 2019

Attorney for Plaintiff: Thomas John Standish

Attorney for Defendant: Kenneth S Friedman

*Out of Town Investigation – Courtesy home study from another jurisdiction.

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

Electronically Filed
4/12/2019 5:09 PM
Steven D. Grierson
CLERK OF THE COURT



1 **NEOJ**
2 **THOMAS J. STANDISH, ESQ.**
3 Nevada Bar No. 1424
4 tom@standishlaw.com
5 **STANDISH LAW GROUP**
6 1635 Village Center Circle, Suite 180
7 Las Vegas, Nevada 89134
8 Tele: (702) 998-9344
9 Fax: (702) 998-7460
10 *Attorney for Plaintiff*

7 **DISTRICT COURT**
8 **CLARK COUNTY, NEVADA**

9 **KIZZY BURROW,**
10 **Plaintiff,**
11 **vs.**

12 **ALI SHAHROKHI,**
13 **Defendant.**

CASE NO: D-18-581208-P
DEPT. NO.: N

14 **NOTICE OF ENTRY OF ORDER FROM MARCH 27, 2019 HEARING**

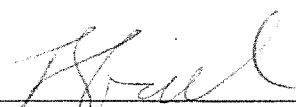
15 TO: ALI SHAHROKHI, Defendant.

16 TO: KENNETH FRIEDMAN, ESQ., attorney for Defendant.

17 PLEASE TAKE NOTICE that the Order from March 27, 2019 Hearing was
18 duly entered in the above-referenced case on the 9th day of April, 2019.

19 Dated this 10th day of April, 2019.

20 **STANDISH LAW GROUP**

21 
22 **THOMAS STANDISH, ESQ.**
23 Nevada State Bar No. 1424
24 1635 Village Center Circle, Ste. 180
25 Las Vegas, Nevada 89134
26 *Attorney for Plaintiff*
27
28

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460


CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of STANDISH LAW GROUP, and that on this 12th day of April, 2019, I served a copy of Plaintiff's **NOTICE OF ENTRY OF ORDER FROM MARCH 27, 2019 HEARING** as follows:

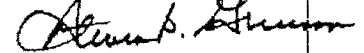
- ☐ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada: and/or
- ☒ Pursuant to EDCR 8.05(a), EDCR 8.05(f), NRCP 5(b)(2)(D) and Administrative Order 14-2 captioned "In the Administrative Matter of Mandatory Electronic Service in the Eighth Judicial District Court," by mandatory electronic service through the Eighth Judicial District Court's electronic filing system: and/or
- ☐ Pursuant to EDCR 7.26, to be sent via facsimile; and/or
- ☐ To be hand-delivered to the attorneys listed below at the address and/or facsimile number indicated below:

Kenneth Friedman
Attorney for Defendant

k.friedman@hotmail.com


HOLLY THIELKE

An employee of Standish Law Group



ORDER

Thomas J. Standish, Esq.
Nevada Bar No. 1424
tom@standishlaw.com
Philip Spradling, Esq.
Nevada Bar No. 13590
philip@standishlaw.com
Standish Law Group
1635 Village Center Circle, Suite 180
Las Vegas, Nevada 89134
Tele: (702) 998-9344
Fax: (702) 998-7460
Attorneys for Plaintiff

**DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA**

KIZZY BURROW,

Plaintiff,

vs.

ALI SHAHROKHI,

Defendant.

CASE NO.: D-18-581208-P

DEPT. NO.: N

Date of Hearing: March 27, 2019

Time of Hearing: 2:30 p.m.

ORDER FROM MARCH 27, 2019 HEARING

This matter having come before this Court on March 27, 2019 on Plaintiff's Motion To Establish Custody, Visitation, And Child Support; For A Briefing Schedule; For The Appointment Of A Therapist For The Child By The Court; For A Mutual Behavior Order; For Defendant To Submit To An Independent Medical Examination; For Defendant To Be Ordered To Complete Anger Management Courses; For A Child Custody Evaluation; For The Parties' Communication To Be Through Ourfamilywizard; For Attorney's Fees And Costs; And For Related Relief and Defendant's Opposition and Countermotion For Joint Legal And Primary Physical Custody Of The Parties' Minor Child, To Enroll The Child Into Soccer, For An Order To Show Cause, For Residential Address And Biographical Information And For Atty's Fees. Plaintiff, KIZZY BURROW (hereinafter "Mother"), was present and represented

1 by THOMAS STANDISH, ESQ., of STANDISH LAW GROUP. Defendant, ALI
2 SHAHROKHI (hereinafter "Father"), was present and represented by KENNETH S.
3 FRIEDMAN, ESQ. of WALSH & FRIEDMAN, LTD. The Court having reviewed the
4 pleadings and other documents filed in this case by all parties hereto and having heard
5 oral arguments from counsel referenced above, and good cause appearing therefore, this
6 Court orders as follows:

7 **THE COURT HEREBY ORDERS** that Mother may designate to the school
8 any responsible person or persons to pick up their child, Bennet Ethan Shahrokhi, from
9 school, in place of Mother, on any school day, with the specific exception that Mother
10 may not designate Donald Pearson for any school pick-ups.

11 **THE COURT FURTHER ORDERS** that Father may designate to the school
12 any responsible person or persons to pick up their child, Bennet Ethan Shahrokhi, from
13 school, in place of Father, on any school day.

14
15 **MANDATORY PROVISIONS**

16 The parties notified and advised of the provisions of NRS 125C.0045(6) which
17 provides as follows:
18

19 **PENALTY FOR VIOLATION OF ORDER:**

20 THE ABDUCTION, CONCEALMENT OR DETENTION OF A CHILD
21 IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A
22 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS
23 200.359 provides that every person having a limited right of custody to a
24 child or any parent having no right of custody to the child who willfully
25 detains, conceals or removes the child from a parent, guardian or other
26 person having lawful custody or a right of visitation of the child in
27 violation of an order of this court, or removes the child from the
28 jurisdiction of the court without the consent of either the court or all
persons who have the right to custody or visitation is subject to being
punished for a category D felony as provided in NRS 193.130.

26 Pursuant to NRS 125C.0045 (7) and (8), the terms of the Hague Convention of
27 October 25, 1980, adopted by the 14th Session of the Hague Conference on Private
28

STANBISH EAST GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

International Law, apply if a parent abducts or wrongfully retains a child in a foreign country as follows:

If a parent of the child lives in a foreign country or has significant commitments in a foreign country:

(a) The parties may agree, and the court shall include in the order for custody of the child, that the United States is the country of habitual residence of the child for the purposes of applying the terms of the Hague Convention as set forth in subsection 7.

(b) Upon motion of one of the parties, the court may order the parent to post a bond if the court determines that the parent poses an imminent risk of wrongfully removing or concealing the child outside the country of habitual residence. The bond must be in an amount determined by the court and may be used only to pay for the cost of locating the child and returning the child to his or her habitual residence if the child is wrongfully removed from or concealed outside the country of habitual residence. The fact that a parent has significant commitments in a foreign country does not create a presumption that the parent poses an imminent risk of wrongfully removing or concealing the child.

Additionally, NRS 125C.0065 provides the following:

1. If joint physical custody has been established pursuant to an order, judgment or decree of a court and one parent intends to relocate his or her residence to a place outside of this State or to a place within this State that is at such a distance that would substantially impair the ability of the other parent to maintain a meaningful relationship with the child, and the relocating parent desires to take the child with him or her, the relocating parent shall, before relocating:

(a) Attempt to obtain the written consent of the non-relocating parent to relocate with the child; and

(b) If the non-relocating parent refuses to give that consent, petition the court for primary physical custody for the purpose of relocating.

2. The court may award reasonable attorney's fees and costs to the relocating parent if the court finds that the non-relocating parent refused to consent to the relocating parent's relocation with the child:

(a) Without having reasonable grounds for such refusal; or

(b) For the purpose of harassing the relocating parent.

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///

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1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

1 3. A parent who relocates with a child pursuant to this section before the court enters
2 an order granting the parent primary physical custody of the child and permission to
3 relocate with the child is subject to the provisions of NRS 200.359.
4

5 DATED this 3rd day of April, 2019.
6
7


8
9 ~~DISTRICT COURT JUDGE~~
10 ~~WALTER HARTER~~


11 Respectfully Submitted:

Approved as to form and content by:

12 STANDISH LAW GROUP

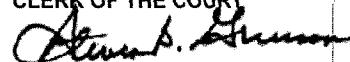
13 WALSH & FRIEDMAN, LTD.

14 
15 THOMAS STANDISH, ESQ.
16 Nevada State Bar No. 1424
17 PHILIP SPRADLING, ESQ.
18 Nevada State Bar No. 13590
19 1635 Village Center Circle, Ste. 180
20 Las Vegas, NV 89134
21 Tel: (702) 998-9344
22 Fax: (702) 998-7460
23 *Attorney for Plaintiff*

24 
25 KENNETH S. FRIEDMAN, ESQ.
26 Nevada State Bar No. 5311
27 400 S. Maryland Parkway
28 Las Vegas, NV 89101
Tel: (702) 474-4660
Attorney for Defendant

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

Electronically Filed
4/25/2019 12:09 PM
Steven D. Grierson
CLERK OF THE COURT



1 **NEOJ**
2 THOMAS J. STANDISH, ESQ.
3 Nevada Bar No. 1424
4 tom@standishlaw.com
5 STANDISH LAW GROUP
6 1635 Village Center Circle, Suite 180
7 Las Vegas, Nevada 89134
8 Tele: (702) 998-9344
9 Fax: (702) 998-7460
10 *Attorney for Plaintiff*

7 **DISTRICT COURT**
8 **CLARK COUNTY, NEVADA**

9 KIZZY BURROW,

10 Plaintiff,

11 vs.

12 ALI SHAHROKHI,

13 Defendant.

CASE NO: D-18-581208-P

DEPT. NO.: N

14 **NOTICE OF ENTRY OF ORDER FROM APRIL 10, 2019 HEARING**


15 TO: ALI SHAHROKHI, Defendant.

16 TO: KENNETH FRIEDMAN, ESQ., attorney for Defendant.

17 PLEASE TAKE NOTICE that the Order from April 10, 2019 Hearing was
18 duly entered in the above-referenced case on the 25th day of April, 2019.

19 Dated this 25th day of April, 2019.

20 STANDISH LAW GROUP

21 
22 _____
23 THOMAS STANDISH, ESQ.
24 Nevada State Bar No. 1424
25 1635 Village Center Circle, Ste. 180
26 Las Vegas, Nevada 89134
27 *Attorney for Plaintiff*
28

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of STANDISH LAW GROUP, and that on this 25th day of April, 2019, I served a copy of Plaintiff's **NOTICE OF ENTRY OF ORDER FROM APRIL 10, 2019 HEARING** as follows:

- ☐ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada: and/or
- ☒ Pursuant to EDCR 8.05(a), EDCR 8.05(f), NRCP 5(b)(2)(D) and Administrative Order 14-2 captioned "In the Administrative Matter of Mandatory Electronic Service in the Eighth Judicial District Court," by mandatory electronic service through the Eighth Judicial District Court's electronic filing system: and/or
- ☐ Pursuant to EDCR 7.26, to be sent via facsimile; and/or
- ☒ To be sent via electronic mail; and/or
- ☐ To be hand-delivered to the attorneys listed below at the address and/or facsimile number indicated below:

Ali Shahrokhi
Defendant in Proper Person

alibe76@gmail.com

Kenneth Friedman
Attorney for Defendant

k.friedman@hotmail.com



HOLLY THIELKE

An employee of Standish Law Group

Steven D. Grierson

STANDISH LAW GROUP
1635 Village Center Circle, Suite 180 Las Vegas, NV 89134
Telephone: (702) 998-9344 Fax: (702) 998-7460

ORDR

THOMAS J. STANDISH, ESQ.
Nevada Bar No. 1424
tom@standishlaw.com
CARLIA WAITE, ESQ.
Nevada State Bar No. 8915
carlia@standishlaw.com
STANDISH LAW GROUP
1635 Village Center Circle, Suite 180
Las Vegas, Nevada 89134
Tele: (702) 998-9344
Fax: (702) 998-7460
Attorneys for Plaintiff

**DISTRICT COURT, FAMILY DIVISION
CLARK COUNTY, NEVADA**

KIZZY BURROW,

Plaintiff,

vs.

ALI SHAHROKHI,

Defendant.

CASE NO: D-18-581208-P

DEPT. NO.: N

ORDER FROM APRIL 10, 2019 HEARING

This matter having come before this Court on April 10, 2019 at 2:30 p.m., before the Honorable Mathew P. Harter, for a Case Management Conference and all pending motions, Plaintiff, KIZZY BURROW ("Kizzy"), present and represented by THOMAS J. STANDISH, ESQ., of the STANDISH LAW GROUP, and Defendant, ALI SHAHROKHI ("Ali"), present and represented by KENNETH S. FRIEDMAN, ESQ., of WALSH & FRIEDMAN, LTD, and the Court having reviewed the pleadings filed herein, being fully advised in the premises and good cause appearing, makes the following findings and orders:

The Court finds that it has reviewed the case history and the pleadings on file.

THE COURT HEREBY ORDERS the parties shall agree on an evaluation expert from the list provided by the Court, but, if the parties cannot agree by April 12, 2019, the Court will order Dr. Paglini to do the child custody evaluation. *Video at 2:57:20 to 2:57:38, 2:58:00.*

1 **THE COURT FURTHER ORDERS** that the Evaluator's fees be paid as
2 follows:

- 3 1. Plaintiff shall pay the costs and efforts associated with the evaluator's time
4 and effort expended on the relocation. *Video at 2:52:12.*
- 5 2. The parties shall be equally responsible for paying the cost of the regular
6 custody evaluation, with each party paying half up-front. *Video at 2:52:24.*

7 **THE COURT FURTHER ORDERS** that Spring Break shall be divided
8 between the parties with Mother picking Bennett up from school on Friday, April 12,
9 2019 and having Bennett through Wednesday, April 17, 2019 at noon and Father
10 picking Bennett up on Wednesday, April 17, 2019 at noon and having Bennett through
11 Monday, April 22, 2019 and dropping Bennett off at school. *Video at 2:59:50 to*
12 *3:00:30.*

13 **THE COURT FURTHER ORDERS** that if either of the parties are traveling
14 during their Spring Break timeshare, that the parties shall post general information
15 about the trip to My Family Wizard. *Video at 3:01:10.*

16 **THE COURT FURTHER ORDERS** the temporary timeshare shall be
17 modified as follows:

- 18 • the fourth (4th) weekend of the month shall be those weekends beginning on
19 Friday, April 26, 2019; May 24, 2019; June 28, 2019 and July 26, 2019. *Video*
20 *at 3:06:49 to 3:07:06.* On this fourth (4th) weekend, Mother shall have Bennett
21 during the weekend, picking him up from school on Friday and having Bennett
22 until Sunday at 6:00 p.m. Father shall have Bennett from Sunday at 6:00 p.m.
23 through Wednesday morning taking Bennett from school. *Video at 3:10:15 to*
24 *Video at 3:10:50.*
 - 25 • the parties shall follow the standard Department N Holiday Schedule which was
26 issued to both parties in open Court and is attached as Exhibit 1. *Video at*
27 *3:02:45.*
- 28

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Telephone: (702) 998-9344 Fax: (702) 998-7460

1
2 **THE COURT FURTHER ORDERS** that apart from the exceptions listed
3 above, the prior custody schedule shall remain in force. To restate that schedule, Father
4 will have the child from the end of school on Friday until the child returns to school on
5 Monday. If there is no school the parties will exchange at noon. Mother will have the
6 child at all other times. *From the Protection Order Against Domestic Violence, filed*
7 *January 3, 2019 in case T-18-19351-T. See also Video at 3:11:05, 3:11:40.*

8 **THE COURT FURTHER ORDERS** that during Summer Break, the regular
9 schedule shall be in force when either party is not executing their consecutive two (2)
10 week timeshare. *Video at 3:11:00.*

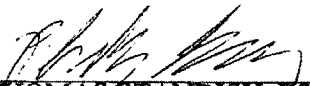
11
12 DATED this 25th day of April, 2019.

13
14 
15 **DISTRICT COURT JUDGE** mcf

16 MATHEW HARTER

17 Dated this 25th day of April, 2019.
18 Respectfully submitted:
19 STANDISH LAW GROUP

Dated this ____ day of April, 2019.
Approved as to form and content:
WALSH & FRIEDMAN, LTD

20
21 by: 
22 **THOMAS STANDISH, ESQ.**
23 Nevada State Bar No. 1424
24 **PHILIP SPRADLING, ESQ.**
25 Nevada State Bar No. 13590
26 1635 Village Center Circle, Ste. 180
27 Las Vegas, NV 89134
28 Tel: (702) 998-9344
Attorney for Plaintiff


by: 
KENNETH S. FRIEDMAN, ESQ.
Nevada State Bar No. 5311
400 s. Maryland Parkway
Las Vegas, NV 89101
Tel: (702) 474-4660
Attorney for Defendant

Exhibit 1

DEPARTMENT N DEFAULT HOLIDAY AND VACATION PLAN

THE COURT ENCOURAGES THE PARENTS TO COMMUNICATE REGARDING SHARING TIME WITH THEIR CHILDREN FOR HOLIDAY AND VACATION. The following **HOLIDAY AND VACATION PLAN** is a "default" schedule where parents are unable to otherwise agree. Therefore the parents may agree in a signed writing to deviate from this schedule, and this "default" plan shall apply where they cannot agree. HOLIDAYS take precedence over RESIDENTIAL TIME, and no party shall give notice to take VACATION TIME during the other party's HOLIDAY TIME.

ODD YEAR

EVEN YEAR

THREE-DAY HOLIDAYS

The holiday visitation shall begin at 3 PM (or after school on school days) on the Friday prior to the holiday and conclude at 9 AM the day following the three-day holiday weekend. If the holiday is not attached to a three day weekend, the applicable party shall spend the holiday with the children from 9 AM to 9PM.

MARTIN LUTHER KING DAY	MOM	DAD
PRESIDENT'S DAY	DAD	MOM
MEMORIAL DAY	MOM	DAD
INDEPENDENCE DAY	DAD	MOM
LABOR DAY	MOM	DAD
BOTH NEVADA ADMISSION DAY & HALLOWEEN	DAD	MOM
VETERANS DAY	MOM	DAD

INDIVIDUAL DAYS

The holiday visitation shall begin at 9 AM on the individual holiday (or after school on school days), and end at 9 PM the same day. The year indicated is the calendar year and not the age of a child or parent.

MOTHER'S DAY	MOM	MOM
FATHER'S DAY	DAD	DAD
MOTHER'S BIRTHDAY	MOM	MOM
FATHER'S BIRTHDAY	DAD	DAD
CHILDREN'S BIRTHDAY	DAD	MOM

ODD YEAR

EVEN YEAR

EASTER/SPRING BREAK

The holiday visitation shall begin at 9 AM following the last day of school and concludes at 12:00 noon the day before returning to school. If a child must travel outside of the county for the holiday, they should be home no later than 7 PM the evening before school resumes. If the child is not in school, the parents shall refer to the Clark County School District Calendar for the school zone where the primary custodian resides regarding exact dates for travel.

EASTER/SPRING BREAK

MOM

DAD

THANKSGIVING

The holiday visitation shall begin after school on Wednesday preceding Thanksgiving, or at 6 PM Wednesday if school is not in session, and ends at 12:00 noon the day before returning to school, or if no school, on the Sunday after Thanksgiving. If a child must travel outside of the county for the holiday, they should be home no later than 7 PM the evening before school resumes.

THANKSGIVING

MOM

DAD

CHRISTMAS HOLIDAY & WINTER BREAK

The first segment of Winter Break shall begin after school on the last day of school preceding Christmas and will extend until 12 PM on Christmas Day. The second segment of Winter Break shall begin at 12 PM on Christmas Day and will extend until 7 PM the evening before school resumes. If the child is not in school, the parents shall refer to the Clark County School District Calendar for the school zone where the primary custodian resides regarding exact dates.

CHRISTMAS SEGMENT 1

DAD

MOM

CHRISTMAS SEGMENT 2

MOM

DAD

SUMMER/TRACK BREAK VACATIONS

Each parent shall be entitled to a minimum of one (1) vacation each year, not to exceed a consecutive two (2) week period, unless there is a mutual written agreement otherwise.

During the year a parent has the right to designate their vacation time first, failing to do so by certified mail by May 1st in that year will permit the other parent to make plans via certified mail to the other parent as of May 2nd. The earlier certified mail stamp will prevail as to the parent who made the earlier plans where there is a conflict regarding first in time. HOLIDAYS take precedence over RESIDENTIAL TIME, and no party shall give notice to take VACATION TIME during the other party's HOLIDAY TIME.

VACATION SELECTION PRIORITY

MOM

DAD

ODD YEAR

EVEN YEAR

RELIGIOUS HOLIDAYS


Where the parents do not share the same religious beliefs, each parent shall have the right to provide religious instruction to the child unless there is a child welfare or endangerment issue that where the parents cannot resolve, may be presented to the Court. Additionally, where both parents are of the same faith (e.g. Jewish, Catholic, etc.), both parents shall have the opportunity to enjoy the right to celebrate that holiday with the child. However, where the parent with the right to celebrate that holiday with the child does not intend to observe the formal ceremonies, that parent shall make the child available to the other parent for attendance at temple, mass, religious instruction, etc. Where one or both parents practice another religion, they are to alternate those holidays as provided in the following example for Jewish Holidays. Following is a non-inclusive list of other religions where parents shall alternate holidays: Buddhist, Hindu, Greek Orthodox, Eastern and Russian Orthodox, Islamic, World Wide Church of God, Protestant, Lutheran, Baha'i, Church of Latter Day Saints, Sikh, Roman Catholic, Armenian Holidays, Eid of Adha, Chinese, Korean and Vietnamese New Year, etc. JEWISH HOLIDAY EXAMPLE:

PASSOVER	DAD	MOM
ROSH HASHANAH	MOM	DAD
YOM KIPPUR	DAD	MOM
HANUKKAH	MOM	DAD
BAR MITZVAH ARRANGEMENTS	DAD	MOM

NOTE: WHERE THERE IS AN OVERLAP OF CONFLICTING RELIGIOUS HOLIDAYS, THE FOLLOWING PRIORITY SHALL PREVAIL:

OVERLAP PRECEDENT:	MOM	DAD
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Revised October 2012



1 MTN
2 KENNETH S. FRIEDMAN, ESQ.
3 Nevada Bar No.: 5311
4 WALSH & FRIEDMAN, LTD.
5 400 S. Maryland Parkway
6 Las Vegas, NV 89101
7 (702) 474-4660
8 Attorney for Defendant

5 DISTRICT COURT
6 FAMILY COURT
7 CLARK COUNTY, NEVADA

8 KIZZY BURROW,
9 Plaintiff,

10 vs.

11 ALI SHAHROKHI,
12 Defendant

} CASE NO.: D-18-581208-P
} DEPT. NO.: N

} Date of Hearing:
} Time of Hearing:

13 MOTION TO WITHDRAW

14
15 ORAL ARGUMENT REQUESTED?
16 NO XX

17 NOTICE: YOU ARE REQUIRED TO FILE A WRITTEN
18 RESPONSE TO THIS MOTION WITH THE CLERK OF THE
19 COURT AND TO PROVIDE THE UNDERSIGNED WITH A
20 COPY OF YOUR RESPONSE WITHIN TEN (10) DAYS OF
21 YOUR RECEIPT OF THIS MOTION. FAILURE TO FILE A
22 WRITTEN RESPONSE WITH THE CLERK OF THE COURT
23 WITHIN TEN (10) DAYS OF YOUR RECEIPT OF THIS
24 MOTION MAY RESULT IN THE REQUESTED RELIEF
25 BEING GRANTED BY THE COURT WITHOUT HEARING
26 PRIOR TO THE SCHEDULED HEARING DATE.

25 COMES NOW counsel for Defendant, ALI SHAHROKHI, Kenneth S.
26 Friedman, Esq. of Walsh & Friedman, Ltd., and hereby requests that this Court
27
28

WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660

1 enter an order allowing said counsel to withdraw as attorney of record for the
2 Defendant, ALI SHAHROKHI.

3 This motion is made and based upon all the pleadings and papers on file
4 herein, the within Points and Authorities, the Affidavit of Kenneth S. Friedman,
5 Esq. attached hereto and incorporated herein by reference, and any and all
6 arguments adduced at the time of the within hearing.
7

8
9 DATED this 26th day of April, 2019.

10 WALSH & FRIEDMAN, LTD.
11

12
13 Kenneth S. Friedman, Esq.
14 Nevada Bar No.: 5311
15 400 S. Maryland Parkway
16 Las Vegas, Nevada 89101
17 Attorney for Defendant
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WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660

POINTS AND AUTHORITIES

The Supreme Court Rules provide for the withdrawal of counsel. More specifically, Rule 166 provides, in pertinent part, as follows:

Counsel in any case may be changed only . . .

2. Except as stated in subsection 3, a lawyer may withdraw from representing a client if withdrawal can be accomplished without material adverse effect in the interest of the client, or if:

- (a) the client persists in a course of action involving the lawyer's services that the lawyer reasonably believes is criminal or fraudulent;
- (b) the client has used the lawyer's services to perpetrate a crime or fraud;
- (c) a client insists upon pursuing an objective that the lawyer considers repugnant or imprudent;
- (d) the client fails substantially to fulfill an obligation to the lawyer regarding the lawyer's services and has been given reasonable warning that the lawyer will withdraw unless the obligation is fulfilled;
- (e) the representation will result in an unreasonable financial burden on the lawyer or has been rendered unreasonably difficult by the client; or
- (f) other good cause for withdrawal exists.

3. When ordered to do so by a tribunal, a lawyer shall continue representation notwithstanding good cause for terminating the representation.

4. Upon termination of representation, a lawyer shall take steps to the extent reasonably practicable to protect a client's interests, such as giving reasonable notice to the client, allowing time for employment of other counsel, surrendering papers and property to which the client is entitled and refunding

1 any advance payment of fee that has not been earned. The lawyer may retain
2 papers relating to the client to the extent permitted by other law.

3
4 I.

5 ARGUMENT

6 As detailed in the Affidavit of Kenneth S. Friedman, Esq., there has been
7 a breakdown in the communication between the Defendant, ALI SHAHROKHI,
8 and said counsel. Moreover, the Defendant has failed to adhere to his financial
9 obligations with the Law Offices of Walsh & Friedman, Ltd. Said counsel
10 therefore believes that the client's interests would be best served if said attorney
11 were able to withdraw as counsel from this matter. Moreover, the withdrawal of
12 counsel will not adversely affect the interests of the Defendant in this matter.
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II.

CONCLUSION

It is therefore respectfully requested that this Court enter an order allowing counsel for the Defendant to withdraw as counsel of record.

DATED this 26th day of April, 2019.

WALSH & FRIEDMAN, LTD.



Kenneth S. Friedman, Esq.
Nevada Bar No.: 5311
400 South Maryland Parkway
Las Vegas, Nevada 89101
Attorney for Defendant

WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660

AFFIDAVIT OF KENNETH S. FRIEDMAN, ESQ.

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

KENNETH S. FRIEDMAN, ESQ. being first duly sworn deposes and
says:

1. That Affiant is the attorney for the Defendant, ALI SHAHROKHI,
in the above-entitled action.
2. That there has been a breakdown in the communication between the
Defendant and the Affiant. Moreover, the Defendant has failed to
adhere to his financial obligations with the Law Offices of Walsh &
Friedman, Ltd.
3. That as counsel for the Defendant, Affiant submits that the client's
interests would be best served if Affiant was allowed to withdraw
from this action.
4. That the withdrawal of Affiant's representation will not adversely
affect the interest of the Defendant in this matter.
5. That Defendant's last known address is: 3094 Archdale Street, Las
Vegas, NV 89135.

///

///

WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660

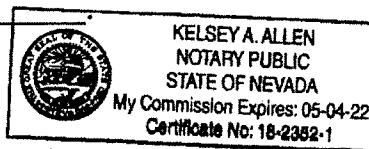
Further your affiant sayeth naught.

Kenneth S. Friedman, Esq.
Nevada Bar No.: 5311
400 South Maryland Parkway
Las Vegas, Nevada 89101

SUBSCRIBED AND SWORN to before me
this 26 day of April, 2019, by
KENNETH S. FRIEDMAN, ESQ.



NOTARY PUBLIC



WALSH & FRIEDMAN, LTD
400 S. Maryland Parkway
Las Vegas, NV 89101
(702) 474-4660