

Electronically Filed  
Aug 28 2019 10:12 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**NOAS**

MATTHEW J. DOUGLAS (SBN 11,371)

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ABRAHAM G. SMITH (SBN 13,250)

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[ASmith@LRRC.com](mailto:ASmith@LRRC.com)

*Attorneys for Intervenor*

*United Automobile Insurance Company*

DISTRICT COURT  
CLARK COUNTY, NEVADA

CHEYENNE NALDER,

Plaintiff,

vs.

GARY LEWIS; DOES I through V, inclu-  
sive,

Defendants.

UNITED AUTOMOBILE INSURANCE  
COMPANY,

Intervenor.

GARY LEWIS,

Third Party Plaintiff,

vs.

UNITED AUTOMOBILE INSURANCE  
COMPANY; RANDALL TINDALL, ESQ.;  
and RESNICK & LOUIS, P.C.; and  
DOES I through V,

Third Party  
Defendants.

Case No. 07A549111

Dept. No. XX

Consolidated with A-18-772220-C

**NOTICE OF APPEAL**

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1. All judgments and orders in this case;
2. “Order,” filed on July 26, 2019, notice of entry of which was served electronically on July 30, 2019 (Exhibit B); and
3. All rulings and interlocutory orders made appealable by any of the foregoing.

LEWIS ROCA ROTHGERBER CHRISTIE LLP

MATTHEW J. DOUGLAS (SBN 11,371)  
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Las Vegas, Nevada 89102  
(702) 243-7000

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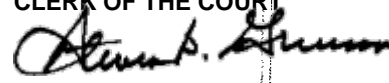
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E. Breen Arntz  
E. BREEN ARNTZ, ESQ.  
5545 Mountain Vista, Suite E  
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[Breen@Breen.com](mailto:Breen@Breen.com)

/s/ Lisa M. Noltie  
An Employee of Lewis Roca Rothgerber Christie LLP



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**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

CHEYENNE NALDER,  
Plaintiff,

vs.

GARY LEWIS  
and DOES I through V, inclusive  
Defendants,

CASE NO: 07A549111

DEPT. NO: XX

Consolidated with 18-A-772220

UNITED AUTOMOBILE  
INSURANCE COMPANY,  
Intervenor.

GARY LEWIS,  
Third Party Plaintiff,  
vs.  
UNITED AUTOMOBILE  
INSURANCE COMPANY, RANDALL  
TINDALL, ESQ., and RESNICK &  
LOUIS, P.C. and DOES I through V,  
Third Party Defendants.

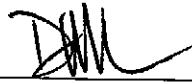
**NOTICE OF ENTRY OF ORDER**

TO: ALL PARTIES AND THEIR COUNSEL

YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that an Order denying  
UAIC's Motion for Relief from Judgment Pursuant to NRCP 60 was entered in the  
above-entitled matter on the 26th day of July, 2019, a copy of which is attached hereto.

...

1 Dated this 7<sup>th</sup> day of July, 2019.

2  
3  #7019  
4 CHRISTENSEN LAW OFFICES  
5 THOMAS F. CHRISTENSEN, ESQ.  
6 Nevada Bar 2326  
7 1000 S. Valley View Blvd.  
8 Las Vegas, NV 89107  
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10 [courtnotices@injuryhelpnow.com](mailto:courtnotices@injuryhelpnow.com)


11 **CERTIFICATE OF SERVICE**

12 Pursuant to NRCP 5(b), I certify that I am an employee of CHRISTENSEN LAW  
13 OFFICES, LLC and that on this 30<sup>th</sup> day of July, 2019, I served a copy of the foregoing  
14 NOTICE OF ENTRY OF ORDER via the Court's e-service system to the following:

15 E. BREEN ARNTZ, ESQ.  
16 Nevada Bar No. 3853  
17 5545 Mountain Vista Ste. E  
18 Las Vegas, Nevada 89120  
19 T: (702) 384-8000  
20 F: (702) 446-8164  
21 [breen@breen.com](mailto:breen@breen.com)

22 David A. Stephens, Esq.  
23 Stephens, Gourley & Bywater  
24 3636 North Rancho Drive  
25 Las Vegas, NV 89130  
26 [dstephens@sgblawfirm.com](mailto:dstephens@sgblawfirm.com)

27 Matthew Douglas, Esq.  
28 Atkin Winner & Sherrod  
1117 South Rancho Drive  
Las Vegas, NV 89102  
[mdouglas@awslawyers.com](mailto:mdouglas@awslawyers.com)

29   
30 An employee of CHRISTENSEN LAW OFFICES, LLC.

*Steven D. Grierson*

**ORDR**

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Las Vegas, NV 89107  
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CHEYENNE NALDER,  
Plaintiff,

vs.

GARY LEWIS  
and DOES I through V, inclusive  
Defendants,

CASE NO: 07A549111  
DEPT. NO: XX

Consolidated with 18-A-772220

UNITED AUTOMOBILE  
INSURANCE COMPANY,  
Intervenor.

GARY LEWIS,  
Third Party Plaintiff,  
vs.  
UNITED AUTOMOBILE  
INSURANCE COMPANY, RANDALL  
TINDALL, ESQ., and RESNICK &  
LOUIS, P.C. and DOES I through V,  
Third Party Defendants.

**ORDER**

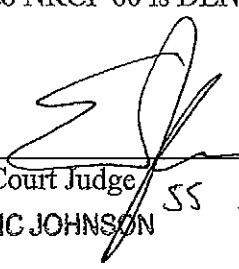
This Honorable Court has read the pleadings and papers on file herein relating to the pending Motions heard oral argument from the parties appearing before the court on the 9th day of January, 2019, including David A. Stephens, Esq. on behalf of Cheyenne Nalder, Breen Arntz, Esq. and Randall Tindall, Esq. on behalf of Defendant Gary Lewis, Thomas Christensen, Esq. on behalf of Third Party Plaintiff Gary Lewis, Matthew Douglas, Esq. and Thomas Winner,

1 Esq. on behalf of Intervenor United Automobile Insurance Company, Dan Waite, Esq. on behalf  
2 of Third Party Defendants Randall Tindall, Esq. and Resnick & Louis, P.C.


3 The Court, having been so fully advised, hereby finds and orders as follows:

4 UAIC's Motion for Relief from Judgment Pursuant to NRCp 60 is DENIED.

5 Dated this 26 day of April, 2019.

6  
7   
8 District Court Judge SS  
9 ERIC JOHNSON

10 Submitted By:

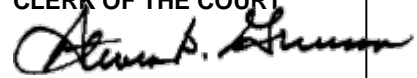
11  #1019  
12 CHRISTENSEN LAW OFFICES  
13 THOMAS F. CHRISTENSEN, ESQ.  
14 Nevada Bar 2326  
15 1000 S. Valley View Blvd.  
16 Las Vegas, NV 89107  
17 T: 702-870-1000  
18 [courtnotices@injuryhelpnow.com](mailto:courtnotices@injuryhelpnow.com)

19 Approved as to form and content by:

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24 T: (702) 384-8000  
25 F: (702) 446-8164  
26 [breen@breen.com](mailto:breen@breen.com)  
27 Attorney for Gary Lewis, Defendant

28 David A. Stephens, Esq.  
Nevada Bar No. 902  
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Attorney for Cheyenne Nalder

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Atkin Winner & Sherrod  
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Attorney for UAIC



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JOEL D. HENRIOD (SBN 8492)

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[ASmith@LRRC.com](mailto:ASmith@LRRC.com)

*Attorneys for Intervenor*

*United Automobile Insurance Company*

DISTRICT COURT  
CLARK COUNTY, NEVADA

CHEYENNE NALDER,

Plaintiff,

vs.

GARY LEWIS; DOES I through V, inclu-  
sive,

Defendants.

UNITED AUTOMOBILE INSURANCE  
COMPANY,

Intervenor.

GARY LEWIS,

Third Party Plaintiff,

vs.

UNITED AUTOMOBILE INSURANCE  
COMPANY; RANDALL TINDALL, ESQ.;  
and RESNICK & LOUIS, P.C.; and  
DOES I through V,

Third Party  
Defendants.

Case No. 07A549111

Dept. No. XX

Consolidated with A-18-772220-C

CASE APPEAL STATEMENT



**CASE APPEAL STATEMENT**

1. Name of appellant filing this case appeal statement:

Intervenor UNITED AUTOMOBILE INSURANCE COMPANY

2. Identify the judge issuing the decision, judgment, or order appealed from:

THE HONORABLE ERIC JOHNSON

3. Identify each appellant and the name and address of counsel for each appellant:

*Attorneys for Appellant United Automobile Insurance Company*

DANIEL F. POLSENBERG  
JOEL D. HENRIOD  
ABRAHAM G. SMITH  
LEWIS ROCA ROTHGERBER CHRISTIE LLP  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, Nevada 89169  
(702) 949-8200

4. Identify each respondent and the name and address of appellate counsel, if known, for each respondent (if the name of a respondent's appellate counsel is unknown, indicate as much and provide the name and address of that respondent's trial counsel):

*Attorneys for Respondent Cheyenne Nalder*

DAVID A. STEPHENS  
STEPHENS & BYWATER, P.C.  
3636 North Rancho Drive  
Las Vegas, Nevada 89130  
(702) 656-2355

*Attorneys for Respondent Gary Lewis*

E. BREEN ARNTZ  
E. BREEN ARNTZ, ESQ.  
5545 Mountain Vista, Suite E  
Las Vegas, Nevada 89120  
(702) 384-8000

THOMAS F. CHRISTENSEN  
CHRISTENSEN LAW OFFICES  
1000 S. Valley View Blvd.  
Las Vegas, Nevada 89107  
(702) 870-1000

5. Indicate whether any attorney identified above in response to question 3 or 4 is not licensed practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission):

N/A

6. Indicate whether appellant was represented by appointed or retained counsel in the district court:

Retained counsel

7. Indicate whether appellant is represented by appointed or retained counsel on appeal:

Retained counsel

8. Indicate whether appellant was granted leave to proceed in forma pauperis, and the date of entry of the district court order granting such leave:

N/A

9. Indicate the date the proceedings commenced in the district court, *e.g.*, date complaint, indictment, information, or petition was filed:

"Complaint," filed October 9, 2007

10. Provide a brief description of the nature of the action and result in the district court, including the type of judgment or order being appealed and the relief granted by the district court:

This is a dispute over the validity of an expired judgment arising out of an automobile action. The default judgment against the insured was not renewed and the time for doing so expired while the action against intervenor was pending. Intervenor moved for relief from the expired judgment under NRCp 60 and now appeals from the district court order denying that motion as moot.

11. Indicate whether the case has previously been the subject of an appeal or an original writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of the prior proceeding.

*Nalder v. United Automobile Insurance Co.*, Case No. 70504  
*Nalder v. District Court*, Case No. 78085  
*Lewis v. District Court*, Case No. 78243

12. Indicate whether this appeal involves child custody or visitation:

This case does not involve child custody or visitation.

...

...

...

1 13. If this is a civil case, indicate whether this appeal involves the possibility  
2 of settlement:

3 Undersigned counsel is not aware of any circumstances that make settle-  
4 ment impossible.

5 Dated this 21st day of August, 2019.

6 LEWIS ROCA ROTHGERBER CHRISTIE LLP

7 By: /s/Abraham G. Smith

8 DANIEL F. POLSENBERG (SBN 2376)  
9 JOEL D. HENRIOD (SBN 8492)  
10 ABRAHAM G. SMITH (SBN 13,250)  
11 3993 Howard Hughes Parkway  
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(702) 949-8200

12 MATTHEW J. DOUGLAS (SBN 11,371)  
13 ATKIN WINNER & SHERROD  
14 1117 South Rancho Drive  
Las Vegas, Nevada 89102  
(702) 243-7000

15 *Attorneys for Intervenor United*  
16 *Automobile Insurance Company*

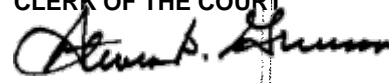
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/s/ Lisa M. Noltie  
An Employee of Lewis Roca Rothgerber Christie LLP



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**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

CHEYENNE NALDER,  
Plaintiff,

vs.

GARY LEWIS  
and DOES I through V, inclusive  
Defendants,

CASE NO: 07A549111

DEPT. NO: XX

Consolidated with 18-A-772220

UNITED AUTOMOBILE  
INSURANCE COMPANY,  
Intervenor.

GARY LEWIS,  
Third Party Plaintiff,  
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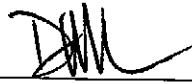
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1 Dated this 7<sup>th</sup> day of July, 2019.

2  
3  #7019  
4 CHRISTENSEN LAW OFFICES  
5 THOMAS F. CHRISTENSEN, ESQ.  
6 Nevada Bar 2326  
7 1000 S. Valley View Blvd.  
8 Las Vegas, NV 89107  
9 T: 702-870-1000  
10 [courtnotices@injuryhelpnow.com](mailto:courtnotices@injuryhelpnow.com)


11 **CERTIFICATE OF SERVICE**

12 Pursuant to NRCP 5(b), I certify that I am an employee of CHRISTENSEN LAW  
13 OFFICES, LLC and that on this 30<sup>th</sup> day of July, 2019, I served a copy of the foregoing  
14 NOTICE OF ENTRY OF ORDER via the Court's e-service system to the following:

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21 [breen@breen.com](mailto:breen@breen.com)

22 David A. Stephens, Esq.  
23 Stephens, Gourley & Bywater  
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25 Las Vegas, NV 89130  
26 [dstephens@sgblawfirm.com](mailto:dstephens@sgblawfirm.com)

27 Matthew Douglas, Esq.  
28 Atkin Winner & Sherrod  
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[mdouglas@awslawyers.com](mailto:mdouglas@awslawyers.com)

29   
30 An employee of CHRISTENSEN LAW OFFICES, LLC.

*Steven D. Grierson*

**ORDR**

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vs.

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and DOES I through V, inclusive  
Defendants,

CASE NO: 07A549111  
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**ORDER**

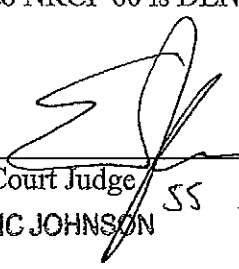
This Honorable Court has read the pleadings and papers on file herein relating to the pending Motions heard oral argument from the parties appearing before the court on the 9th day of January, 2019, including David A. Stephens, Esq. on behalf of Cheyenne Nalder, Breen Arntz, Esq. and Randall Tindall, Esq. on behalf of Defendant Gary Lewis, Thomas Christensen, Esq. on behalf of Third Party Plaintiff Gary Lewis, Matthew Douglas, Esq. and Thomas Winner,

1 Esq. on behalf of Intervenor United Automobile Insurance Company, Dan Waite, Esq. on behalf  
2 of Third Party Defendants Randall Tindall, Esq. and Resnick & Louis, P.C.


3 The Court, having been so fully advised, hereby finds and orders as follows:

4 UAIC's Motion for Relief from Judgment Pursuant to NRCp 60 is DENIED.

5 Dated this 26 day of April, 2019.

6  
7   
8 District Court Judge SS  
9 ERIC JOHNSON

10 Submitted By:

11  #1019  
12 CHRISTENSEN LAW OFFICES  
13 THOMAS F. CHRISTENSEN, ESQ.  
14 Nevada Bar 2326  
15 1000 S. Valley View Blvd.  
16 Las Vegas, NV 89107  
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19 Approved as to form and content by:

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23 Las Vegas, Nevada 89120  
24 T: (702) 384-8000  
25 F: (702) 446-8164  
26 [breen@breen.com](mailto:breen@breen.com)  
27 Attorney for Gary Lewis, Defendant

28 David A. Stephens, Esq.  
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Attorney for Cheyenne Nalder

Matthew Douglas, Esq.  
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Atkin Winner & Sherrod  
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[mdouglas@awslawyers.com](mailto:mdouglas@awslawyers.com)  
Attorney for UAIC



**CASE SUMMARY****CASE NO. 07A549111**

**James Nalder**  
**vs**  
**Gary Lewis**

§  
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 §

Location: **Department 20**  
 Judicial Officer: **Johnson, Eric**  
 Filed on: **10/02/2007**  
 Case Number History:  
 Cross-Reference Case Number: **A549111**

**CASE INFORMATION****Related Cases**

A-18-772220-C (Consolidated)

Case Type: **Negligence - Auto**

Case  
 Status: **12/03/2018 Reactivated**

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

Case Number 07A549111  
 Court Department 20  
 Date Assigned 10/29/2018  
 Judicial Officer Johnson, Eric

**PARTY INFORMATION**

<b>Plaintiff</b>	<b>Nalder, Cheyenne</b>	<i>Lead Attorneys</i> <b>Stephens, David Allen</b> <i>Retained</i> 702-656-2355(W)
	<b>Nalder, James</b>	<b>Stephens, David Allen</b> <i>Retained</i> 702-656-2355(W)
<b>Defendant</b>	<b>Lewis, Gary</b>	
<b>Conversion</b>	<b>No Convert Value @ 07A549111</b>	
<b>Extended</b>	Removed: 04/24/2009	
<b>Connection Type</b>	Converted From Blackstone	
<b>Guardian Ad Litem</b>	<b>Nalder, James</b>	
<b>Intervenor</b>	<b>United Automobile Insurance Company</b>	<b>Douglas, Matthew J</b> <i>Retained</i> 702-243-7000(W)
<b>Subject Minor</b>	<b>Nalder, Cheyenne</b>	
<b>Third Party Defendant</b>	<b>Resnick &amp; Louis P.C. Randall Tindall, Esq.</b> Removed: 01/29/2019 Data Entry Error	
	<b>Resnick and Louis PC</b> Removed: 01/28/2019 Dismissed	
	<b>Tindall, Randall Esq</b> Removed: 01/28/2019 Dismissed	
	<b>United Automobile Insurance Company</b> Removed: 01/28/2019 Dismissed	

**CASE SUMMARY****CASE NO. 07A549111****Third Party  
Plaintiff****Lewis, Gary**Removed: 11/28/2018  
Data Entry Error**Lewis, Gary**Removed: 01/28/2019  
Dismissed















DATE	EVENTS & ORDERS OF THE COURT	INDEX
	<b><u>EVENTS</u></b>	
10/02/2007	 Petition <i>PETITION FOR ORDER APPOINTING GUARDIAN AD LITEM Fee \$148.00</i>	07A5491110001.tif pages
10/09/2007	 Order Appointing Guardian Ad Litem Filed By: Plaintiff Nalder, James <i>ORDER APPOINTING GUARDIAN AD LITEM</i>	07A5491110002.tif pages
10/09/2007	 Initial Appearance Fee Disclosure Filed By: Plaintiff Nalder, James <i>INITIAL APPEARANCE FEE DISCLOSURE</i>	07A5491110003.tif pages
10/09/2007	 Complaint Filed By: Plaintiff Nalder, James <i>COMPLAINT FILED</i>	07A5491110004.tif pages
11/02/2007	 Summons Filed by: Plaintiff Nalder, James <i>SUMMONS</i>	07A5491110005.tif pages
12/13/2007	 Default Filed By: Plaintiff Nalder, James <i>DEFAULT</i>	07A5491110006.tif pages
12/21/2007	 Petition for Compromise of Minors Claim Filed by: Plaintiff Nalder, James <i>PETITION TO COMPROMISE CLAIM OF MINORS</i>	07A5491110007.tif pages
01/04/2008	 Conversion Case Event Type <i>STATUS CHECK: BLOCKED ACCOUNT /1</i>	07A5491110008.tif pages
01/04/2008	Judgment Filed By: Subject Minor Nalder, Cheyenne <i>ORDER OF APPROVAL OF MINORS CLAIM</i>	07A5491110009.tif pages
04/08/2008	Conversion Case Event Type <i>HEARING RE: SHOW CAUSE /2</i>	07A5491110010.tif pages
04/14/2008	Motion <i>ALL PENDING MOTIONS 4-14-08</i>	07A5491110011.tif pages
04/14/2008	Conversion Case Event Type <i>STATUS CHECK: PAYMENT OF SANCTIONS/ FURTHER PROCEEDINGS VR 5/21/08</i>	07A5491110012.tif pages
04/21/2008	Conversion Case Event Type <i>PROVE UP OF DEFAULT /5</i>	07A5491110013.tif pages

**CASE SUMMARY****CASE NO. 07A549111**

04/22/2008	Motion <i>ALL PENDING MOTIONS 4-22-08</i>	07A5491110014.tif pages
04/30/2008	Motion <i>ALL PENDING MOTIONS 4-30-08</i>	07A5491110015.tif pages
05/15/2008	 Application Filed By: Plaintiff Nalder, James <i>APPLICATION FOR JUDGMENT BY DEFAULT</i>	07A5491110016.tif pages
05/15/2008	 Notice Filed By: Plaintiff Nalder, James <i>NOTICE OF PAYING SANCTIONS</i>	07A5491110017.tif pages
05/16/2008	 Application Filed By: Plaintiff Nalder, James <i>AMENDED APPLICATION FOR JUDGMENT BY DEFAULT</i>	07A5491110018.tif pages
05/28/2008	Conversion Case Event Type <i>MINUTE ORDER RE: BLOCKED ACCOUNT</i>	07A5491110019.tif pages
05/29/2008	Conversion Case Event Type <i>STATUS CHECK: PAYMENT OF SANCTIONS/ FURTHER PROCEEDINGS</i>	07A5491110020.tif pages
05/29/2008	Conversion Case Event Type <i>STATUS CHECK: BLOCKED ACCOUNT</i>	07A5491110021.tif pages
06/03/2008	 Judgment Filed By: Plaintiff Nalder, James <i>DEFAULT JUDGMENT PLUS LEGAL INTEREST</i>	07A5491110022.tif pages
06/03/2008	Judgment Filed By: Subject Minor Nalder, Cheyenne <i>DEFAULT JUDGMENT PLUS LEGAL INTEREST</i>	07A5491110023.tif pages
06/30/2008	Acknowledgment Filed By: Plaintiff Nalder, James <i>ACKNOWLEDGEMENT OF BLOCKED ACCOUNT</i>	07A5491110024.tif pages
08/01/2008	 Motion <i>PLTF'S MTN TO STRIKE SOCIAL SECURITY NUMBER/11 (vj 9/2/08)</i>	07A5491110025.tif pages
08/26/2008	 Notice of Entry of Judgment Filed By: Plaintiff Nalder, James <i>NOTICE OF ENTRY OF JUDGMENT</i>	07A5491110028.tif pages
09/02/2008	Conversion Case Event Type <i>MINUTE ORDER RE: PLTF'S MTN TO STRIKE SOCIAL SECURITY NUMBER</i>	07A5491110026.tif pages
09/03/2008	Conversion Case Event Type <i>STATUS CHECK: HEARING VI 10-3-08</i>	07A5491110027.tif pages
09/05/2008	 Acknowledgment Filed By: Plaintiff Nalder, James <i>ACKNOWLEDGEMENT OF BLOCKED ACCOUNT</i>	07A5491110029.tif pages
07/29/2009		

# CASE SUMMARY

CASE NO. 07A549111

	 Writ of Execution Filed by: Plaintiff Nalder, James
02/01/2010	 Affidavit of Service <i>Affidavit of Service</i>
06/24/2011	Case Reassigned to Department 29 <i>Case reassigned from Judge Kathleen E. Delaney</i>
01/02/2017	Case Reassigned to Department 29 <i>Case reassigned from Judge Susan Scann Dept 29</i>
03/22/2018	 Ex Parte Motion <i>Ex Parte Motion to Amend Judgment in the Name of Cheyenne Nalder, Individually</i>
03/28/2018	 Amended Judgment <i>Amended Judgment</i>
05/18/2018	 Notice of Entry <i>Notice of Entry of Amended Judgment</i>
08/17/2018	 Motion to Intervene Party: Intervenor United Automobile Insurance Company <i>UAIC's Motion to Intervene</i>
09/17/2018	 Opposition Filed By: Subject Minor Nalder, Cheyenne <i>Plaintiff's Opposition to Motion to Intervene</i>
09/18/2018	 Reply in Support Filed By: Intervenor United Automobile Insurance Company <i>UAIC's Reply in Support of its Motion to Intervene</i>
09/27/2018	 Initial Appearance Fee Disclosure Filed By: Defendant Lewis, Gary <i>Initial Appearance Fee Disclosure (NRS Chapter 19)</i>
10/08/2018	 Opposition Filed By: Subject Minor Nalder, Cheyenne <i>Plaintiff's Opposition to Defendant's Motion for Relief from Judgment</i>
10/17/2018	 Motion to Strike Filed By: Defendant Lewis, Gary <i>Defendant's Motion to Strike Defendant's Motion for Relief from Judgment</i>
10/19/2018	 Order Granting Motion Filed By: Intervenor United Automobile Insurance Company <i>Order Granting UAIC's Motion to Intervene</i>
10/19/2018	 Initial Appearance Fee Disclosure <i>Initial Appearance Fee Disclosure</i>
10/19/2018	 Notice of Entry of Order

# CASE SUMMARY

CASE NO. 07A549111

Filed By: Intervenor United Automobile Insurance Company  
*Notice of Entry of Order on Intervenor United Automobile Insurance Company's Motion to Intervene*

10/19/2018



Motion

Filed By: Intervenor United Automobile Insurance Company  
*UAIC's Motion for Relief from Judgment Pursuant to NRCP 60*

10/29/2018



Notice of Department Reassignment

*Notice of Department Reassignment*

10/29/2018



Notice of Department Reassignment

*Amended Notice of Department Reassignment*

10/29/2018



Opposition

Filed By: Defendant Lewis, Gary  
*Defendant's Opposition to Intervenor's Motion for Relief From Judgment Pursuant to NRCP 60*

10/29/2018



Opposition

Filed By: Subject Minor Nalder, Cheyenne  
*Plaintiff's Opposition to UAIC's Motion for Relief from Judgment*

11/01/2018



Opposition

Filed By: Defendant Lewis, Gary  
*Opposition to Gary Lewis' Motion to Strike Motion to Set Aside Judgment*

11/02/2018



Opposition

Filed By: Intervenor United Automobile Insurance Company  
*UAIC'S Opposition to Defendant's Motion to Strike Defendant's Motion for Relief from Judgment & Counter-Motion for Evidentiary Hearing for a Fraud Upon the Court or, Alternatively, for the Court to Vacate the 3/28/18 Amended Judgment on Its Own Motion*

11/08/2018



Motion for Sanctions

Filed By: Defendant Lewis, Gary  
*NRCP 11 Motion for Sanctions*

11/08/2018



Notice of Hearing

Filed By: Defendant Lewis, Gary  
*Notice of Hearing*

11/15/2018



Opposition

Filed By: Defendant Lewis, Gary  
*Defendant's Opposition To Counter-Motion For Evidentiary Hearing For A Fraud Upon The Court Or, Alternatively, For The Court To Vacate The 3/28/18 Amended Judgment On It's Own Motion*

11/20/2018



Opposition and Countermotion

*Plaintiff's Opposition to UAIC's Counter Motion for Evidentiary Hearing for Fraud Upon the Court or, Alternatively, for the Court to Vacate the 3/28/2018 Amended Judgment on its Own Motion*

11/26/2018



Motion to Consolidate

Filed By: Intervenor United Automobile Insurance Company  
*Intervenor's Motion to Consolidate on Order Shortening Time*











# CASE SUMMARY

CASE NO. 07A549111

11/27/2018	 Opposition Filed By: Subject Minor Nalder, Cheyenne <i>Plaintiff's Opposition to Intervenor UAIC's Motion to Consolidate</i>
11/27/2018	 Opposition Filed By: Defendant Lewis, Gary <i>Opposition to UAIC's Motion to Consolidate and Countermotion to Set Aside Void Order and To Strike All Filings By Intervenor</i>
11/28/2018	 Opposition Filed By: Intervenor United Automobile Insurance Company <i>UAIC's Opposition to Defendant Lewis' Motions for Sanctions Against Randall Tindall, Esq.</i>
12/03/2018	 Notice of Hearing <i>Notice of Hearings</i>
12/10/2018	 Motion Filed By: Defendant Lewis, Gary <i>(1/3/18 Withdrawn) Motion For Relief From Orders And Joinder In Motions For Relief From Orders</i>
12/12/2018	 Motion Filed By: Defendant Lewis, Gary <i>(2/14/19 Withdrawn- Filed also in A772220) - Motion For Relief From Orders And Joinder In Motions For Relief From Orders On Order Shortening Time</i>
12/12/2018	 Stipulation and Order Filed by: Defendant Lewis, Gary <i>Stipulation Regarding Scheduling Of Hearing Dates</i>
12/13/2018	 Motion to Set Aside Filed By: Plaintiff Nalder, Cheyenne <i>Plaintiff's Motion to Set Aside Order, Pursuant to NRCP 60(b) Allowing UAIC to Intervene</i>
12/14/2018	 Opposition Filed By: Intervenor United Automobile Insurance Company <i>Uaic s Opposition To Third Party Plaintiff Lewis Counter-Motion For Summary Judgment &amp; Counter-Motion To Strike Affidavit Of Lewis In Support Of Same Counter-Motion For Summary Judgment And/Or Stay Proceedings Pending Appellate Ruling And/Or Stay Counter-Motion For Summary Judgment Pending Necessary Discovery Pursuant To N.R.C.P. 56(F)</i>
12/20/2018	 Opposition to Motion For Summary Judgment Filed By: Intervenor United Automobile Insurance Company <i>UAIC s Opposition To Plaintiff Nalder s Motion For Summary Judgment &amp; Counter-Motion To Stay Proceedings Pending Appellate Ruling</i>
12/20/2018	 Opposition to Motion Filed By: Third Party Defendant Resnick and Louis PC <i>Randall Tindall, Esq., and Resnick &amp; Louis P.C.'s Opposition to Defendant/Cross-Claimant's NRCP 11 Motion for Sanctions</i>
12/27/2018	













# CASE SUMMARY

CASE NO. 07A549111

	 Stipulation <i>Stipulation Re: Early Case Conference and Early Case Conference Report</i>
12/27/2018	 Order Granting Motion Filed By: Intervenor United Automobile Insurance Company <i>Order Granting Intervenor's Motion to Consolidate Cases on Order Shortening Time</i>
12/28/2018	 Notice of Entry Filed By: Intervenor United Automobile Insurance Company <i>Notice of Entry of Order Granting Intervenor's Motion to Consolidate Cases on Order Shortening Time</i>
12/31/2018	 Opposition Filed By: Intervenor United Automobile Insurance Company <i>UAIC s Opposition to Third Party Plaintiff Lewis Motion for Relief from Order and Joinder in Motions for Relief from Orders on Order Shortening Time as well as UAIC s Opposition to Plaintiff s Motion to Set Aside Order, Pursuant To N.R.C.P. 60(B), Allowing UAIC to Intervene &amp; Opposition to Defendant Lewis Motion for Relief from Orders and Joinder in Motions for Relief from Orders and, UAIC s Counter-Motion to Stay Pending Ruling on Appeal</i>
01/02/2019	 Reply in Support Filed By: Intervenor United Automobile Insurance Company <i>UAIC's Reply in Support of its Motion for Relief from Judgment Pursuant to NRCP 60</i>
01/02/2019	 Reply in Support Filed By: Intervenor United Automobile Insurance Company <i>UAIC s Reply In Support of Its Counter-Motion for Evidentiary Hearing for a Fraud Upon the Court or, Alternatively, for the Court to Vacate The 3/28/18 Amended Judgment on its Own Motion</i>
01/02/2019	 Reply in Support Filed By: Intervenor United Automobile Insurance Company <i>UAIC'S REPLY IN SUPPORT OF ITS MOTION TO DISMISS PLAINTIFF'S COMPLAINT &amp; MOTION FOR COURT TO DENY STIPULATION TO ENTER JUDGMENT BETWEEN PLAINTIFF AND LEWIS and/or, IN THE ALTERNATIVE TO STAY SAME PENDING HEARING ON MOTION TO DISMISS</i>
01/02/2019	 Opposition Filed By: Defendant Lewis, Gary <i>Opposition to Counter-Motion to Strike Affidavit of Lewis in Support of his Counter-Motion for Summary Judgment AND Opposition to UAIC's Counter-Motion to Stay proceedings pending Appellate Ruling and Stay Counter-Motion for Summary Judgment Pending Necessary Discovery Pursuant to NRCP 56(f) and Reply in Support of Motion to Set Aside Order Allowing Intervention and Oppositions and Replies in Support of any other Motions to be heard on January 9, 2019</i>
01/02/2019	 Withdrawal Filed by: Defendant Lewis, Gary <i>Defendant's Withdrawal Of Defendant's Motion For Relief From Judgment Pursuant To NRCP 60</i>
01/02/2019	 Withdrawal Filed by: Defendant Lewis, Gary <i>Defendant's Withdrawal Of Defendant's Motion To Dismiss And Withdrawal Of Defendant's Motion For Relief From Judgment Pursuant To NRCP 60</i>

# CASE SUMMARY

CASE NO. 07A549111

01/07/2019	 Motion to Withdraw As Counsel Filed By: Defendant Lewis, Gary <i>Motion to Withdraw As Counsel on Order Shortening Time</i>
01/16/2019	 Reply in Support Filed By: Intervenor United Automobile Insurance Company <i>UAIC's Reply in Support of its Motion to Dismiss Lewis' Third Party Complaint &amp; Replies in Support of its Counter-Motion to Strike Affidavit of Lewis in Support of the Counter-Motion for Summary Judgment and/or to Stay Proceedings Pending Appellate Ruling and/or Stay Counter-Motion for Summary Judgment Pending Necessary Discovery Pursuant to N.R.C.P. 56(f)</i>
01/16/2019	 Reply Filed by: Third Party Plaintiff Lewis, Gary <i>Third Party Plaintiff's Reply in Support of his Counter-Motion for Summary Judgment</i>
01/16/2019	 Reply in Support Filed By: Plaintiff Nalder, Cheyenne <i>Plaintiff's Reply in Support of Her Motion for Summary Judgment and Opposition to Countermotion for Stay</i>
01/22/2019	 Notice of Acceptance of Offer Filed By: Defendant Lewis, Gary <i>Notice of Acceptance of Offer of Judgment in Case 18-A-772220</i>
01/22/2019	 Judgment Filed By: Defendant Lewis, Gary <i>(A772220) Judgment Pursuant to NRCP 68 in Case No. 18-A-772220</i>
01/28/2019	 Notice of Entry of Judgment Filed By: Subject Minor Nalder, Cheyenne; Plaintiff Nalder, Cheyenne <i>Notice of Entry of Judgment</i>
01/28/2019	 Stipulation and Order Filed by: Third Party Defendant Resnick and Louis PC; Third Party Defendant Tindall, Randall Esq <i>Stipulation and Order for Dismissal of All Third-Party Claims with Prejudice Against Third-Party Defendants Randall Tindall, Esq. and Resnick &amp; Louis P.C.</i>
01/29/2019	 Notice of Entry of Stipulation & Order for Dismissal Filed By: Third Party Defendant Resnick & Louis P.C. Randall Tindall, Esq. <i>Notice of Entry Stipulation and Order for Dismissal of all Third-Party Claims, With Prejudice, Against Third Party Defendants Randall Tindall, Esq., And Resnick &amp; Louis, P.C.</i>
02/05/2019	 Order Granting Motion Filed By: Intervenor United Automobile Insurance Company <i>A549111 and A772220 Order Granting Randall Tindall's Resnick &amp; Louis P.C.'s Motion to Withdraw As Counsel</i>
02/05/2019	 Notice of Entry of Order Filed By: Intervenor United Automobile Insurance Company <i>Notice of Entry of Order Granting Randall Tindall and Resnick &amp; Louis P.C.'s Motion to Withdraw as Counsel</i>
02/11/2019	 Motion for Relief



# CASE SUMMARY

CASE NO. 07A549111

Filed By: Intervenor United Automobile Insurance Company  
*UAIC's Motion For Relief From Judgment, Entered 1/23/19 In Case No A-18-772220-C, Pursuant to NRCP 60 and/or, in The Alternative, Motion for Rehearing on Motion to Dismiss Plaintiff's First Cause of Action in Case No A-18-772220-C on an Order Shortening Time*

02/14/2019



Order

*Order Granting in Part Motion for Relief From Judgment, Entered 1/23/19 In Case No A-18-772220-C, Pursuant To NRCP 60 And/Or, In the Alternative, Motion for Rehearing on Motion to Dismiss Plaintiff's First Cause of Action In Case No A-18-772220-C On An Order Shortening Time*

02/14/2019



Notice of Entry of Order

Filed By: Intervenor United Automobile Insurance Company  
**NOTICE OF ENTRY OF ORDER GRANTING IN PART MOTION FOR RELIEF FROM JUDGMENT, ENTERED 1/23/19 IN CASE NO A-18-772220-C, PURSUANT TO NRCP 60 AND/OR, IN THE ALTERNATIVE, MOTION FOR REHEARING ON MOTION TO DISMISS PLAINTIFF'S FIRST CAUSE OF ACTION IN CASE NO A.18.772220-C ON AN ORDER SHORTENING TIME**

02/14/2019



Transcript of Proceedings

*Defense's Motion to Withdraw on Order Shortening Time Defendant's Motions to Dismiss and Motions for Relief Defendant's Motions to Strike Motions to Dismiss and for Relief UAIC's Motion for Relief, Motion to Dismiss Plaintiffs' Complaint, Motion for Court to Deny Stipulation to Enter Judgment Between Plaintiff and Lewis, and Opposition to Third Party Plaintiff Lewis's Motion for Relief From Order and Joinder in Motions for Relief From Orders on Order Shortening Time, January 9, 2019*

02/14/2019



Order

Filed By: Intervenor United Automobile Insurance Company  
*Order on Motions Heard on January 9, 2019*

02/14/2019



Order

Filed By: Intervenor United Automobile Insurance Company  
*Order on Motions for January 23, 2019*

02/15/2019



Notice of Entry of Order

Filed By: Intervenor United Automobile Insurance Company  
**NOTICE OF ENTRY OF ORDER ON MOTIONS HEARD ON JANUARY 23, 2019**

02/15/2019



Notice of Entry of Order

**NOTICE OF ENTRY OF ORDER ON MOTIONS HEARD ON JANUARY 9, 2019**

02/15/2019



Request

Filed by: Defendant Lewis, Gary  
*Request for Stay*

03/01/2019



Motion

Filed By: Defendant Lewis, Gary  
*Motion for Reconsideration, Motion for hearing and Motion for Relief from Order*

03/04/2019



Motion

*Motion for Reconsideration of Orders signed 2/11/19, Motion for Hearing and Motion for Relief from Orders*

03/06/2019













Notice of Hearing

# CASE SUMMARY

CASE NO. 07A549111

*Notice of Hearing*

- 03/15/2019  Opposition to Motion  
Filed By: Intervenor United Automobile Insurance Company  
*UAIC's Opposition to 3rd Party Plaintiff Lewis' Motion for Reconsideration, Motion for Hearing and Motion for Relief from Order*
- 03/18/2019  Notice of Change of Hearing  
*Notice of Change of Hearing*
- 03/18/2019  Opposition to Motion  
Filed By: Intervenor United Automobile Insurance Company  
*UAIC'S OPPOSITION TO 3RD PARTY PLAINTIFF LEWIS' MOTION FOR RECONSIDERATION OF ORDERS SIGNED 2/11/19, MOTION FOR HEARING, AND MOTION FOR RELIEF FROM ORDERS AND UAIC'S COUNTER-MOTION TO STRIKE UNTIMELY JOINDER BY PLAINTIFF TO SAID MOTION*
- 03/19/2019  Joinder  
*Joinder in Motion for Reconsideration of Orders Signed 2/11/2019, Motion for Hearing, and Motion for Relief from Orders*
- 04/04/2019  Reply  
Filed by: Defendant Lewis, Gary  
*Reply In Support of Motion for Reconsideration, Motion for Hearing and Motion for Relief for Order and Reply in Support of Motion for Reconsideration of Orders Signed 2/11/19, Motion for Hearing and Motion for Relief from Orders*
- 07/08/2019  Transcript of Proceedings  
*Transcript of Hearing: All Pending Motions, April 10, 2019*
- 07/26/2019  Order  
*Order*
- 07/30/2019  Notice of Entry of Order  
Filed By: Defendant Lewis, Gary  
*Notice of Entry of Order*
- 08/21/2019  Case Appeal Statement  
Filed By: Intervenor United Automobile Insurance Company  
*Case Appeal Statement*
- 08/21/2019  Notice of Appeal  
Filed By: Intervenor United Automobile Insurance Company  
*Notice of Appeal*

## **DISPOSITIONS**

- 01/04/2008 **Order Approving Minor's Compromise** (Judicial Officer: Cadish, Elissa F.)  
Converted Disposition:  
Entry Date & Time: 01/07/2008 @ 08:24  
Description: ORDER OF APPROVAL OF MINORS CLAIM  
Debtor: Lewis, Gary  
Creditor: Nalder, Cheyenne  
Amount Awarded: \$66519.11  
Attorney Fees: \$33333.33  
Costs: \$147.56  
Interest Amount: \$0.00

# CASE SUMMARY

CASE NO. 07A549111

Total: \$100000.00

06/03/2008 **Default Judgment Plus Legal Interest** (Judicial Officer: Cadish, Elissa F.)

Converted Disposition:

Entry Date & Time: 06/05/2008 @ 11:09

Description: DEFAULT JUDGMENT PLUS LEGAL INTEREST

Debtor: Lewis, Gary

Creditor: Nalder, Cheyenne

Amount Awarded: \$3500000.00

Attorney Fees: \$0.00

Costs: \$0.00

Interest Amount: \$0.00

Total: \$3500000.00

03/28/2018 **Amended Default Judgment Plus Legal Interest** (Judicial Officer: Cadish, Elissa F.)

Converted Disposition:

Entry Date & Time: 06/05/2008 @ 11:00

Description: DEFAULT JUDGMENT PLUS LEGAL INTEREST

Debtor: Lewis, Gary

Creditor: Nalder, James

Amount Awarded: \$3500000.00

Attorney Fees: \$0.00

Costs: \$0.00

Interest Amount: \$0.00

Total: \$3500000.00

Debtors: Gary Lewis (Defendant)

Creditors: James Nalder (Plaintiff)

Judgment: 03/28/2018, Docketed: 03/29/2018

Total Judgment: 3,434,444.63

01/28/2019 **Order of Dismissal With Prejudice** (Judicial Officer: Johnson, Eric)

Debtors: Gary Lewis (Third Party Plaintiff)

Creditors: Resnick and Louis PC (Third Party Defendant), Tindall, Randall Esq (Third Party Defendant), United Automobile Insurance Company (Third Party Defendant)

Judgment: 01/28/2019, Docketed: 01/29/2019

01/30/2019 **Compromise Settlement** (Judicial Officer: Johnson, Eric)

Debtors: Gary Lewis (Defendant)

Creditors: Cheyenne Nalder (Plaintiff)

Judgment: 01/30/2019, Docketed: 01/22/2019

Total Judgment: 5,696,810.41

Comment: 2/14/19 Judgment Withdrawn Per Order

02/14/2019 **Amended Compromise Settlement** (Judicial Officer: Johnson, Eric)

Debtors: Gary Lewis (Defendant)

Creditors: Cheyenne Nalder (Plaintiff)

Judgment: 02/14/2019

Total Judgment: 5,696,810.41

Comment: 2-14-19 Per Order Judgment Withdrawn (See also in Cons. Case)

Debtors: Gary Lewis (Defendant)

Creditors: Cheyenne Nalder (Plaintiff)

Judgment: 01/23/2019, Docketed: 01/22/2019

Total Judgment: 5,696,810.41

## HEARINGS

03/03/2008 **Status Check: Blocked Account (3:00 AM)** (Judicial Officer: Cadish, Elissa F.)

Events: 01/04/2008 Conversion Case Event Type

STATUS CHECK: BLOCKED ACCOUNT /I

Continuance Granted;

Journal Entry Details:

*Proof of establishment of the blocked account has not been filed. COURT ORDERED, proceedings CONTINUED; counsel need not appear ONLY if proof of the blocked*

# CASE SUMMARY

CASE NO. 07A549111

*account has been filed, otherwise, counsel must be present. CLERK'S NOTE: The above minute order has been Distributed to: Thomas F. Christensen (Christensen Law Office) ;*

03/31/2008	<p><b>CANCELED Status Check: Blocked Account</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.)</p> <p><i>Vacated</i></p> <p>Continuance Granted;</p> <p>Journal Entry Details:</p> <p><i>Court notes matters were previously calendared and there has not been any communication from counsel. COURT ORDERED, proceedings CONTINUED for a show cause hearing. 4-14-08 9:00 AM SHOW CAUSE HEARING. CLERK'S NOTE: The above minute order has been Distributed to: Thomas F. Christensen (Christensen Law Office) ;</i></p>
04/14/2008	<p><b>CANCELED Status Check: Blocked Account</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.)</p> <p><i>Vacated</i></p> <p>Continuance Granted;</p>
04/14/2008	<p><b>Show Cause Hearing</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.)</p> <p>Events: 04/08/2008 Conversion Case Event Type</p> <p><i>HEARING RE: SHOW CAUSE /2</i></p>
04/14/2008	<p><b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.)</p> <p><i>ALL PENDING MOTIONS 4-14-08 Court Clerk: Keith Reed Reporter/Recorder: Jessica Ramirez Heard By: ELISSA CADISH</i></p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>HEARING: SHOW CAUSE...STATUS CHECK: BLOCKED ACCOUNT Court stated findings and finds cause to issue contempt sanctions and ORDERED, Thomas Christensen Esq. is to pay \$500.00 to Clark County Legal Services; proceedings continued for the presence of counsel, proof of payment of the \$500.00 sanction and for the consideration of any additional sanctions. 4-22-08 9:00 AM STATUS CHECK: BLOCKED ACCOUNT...STATUS CHECK: PAYMENT OF SANCTIONS/FURTHER PROCEEDINGS CLERK'S NOTE: The above minute order has been Distributed &amp; FAXED TO: Thomas Christensen (Christensen Law Offcs) CLERK'S NOTE: Notice of proceedings for 4-14-08 was not retrieved by counsel from his attorney bin. ;</i></p>
04/22/2008	<p><b>CANCELED Status Check: Blocked Account</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.)</p> <p><i>Vacated</i></p> <p>Continuance Granted;</p>
04/22/2008	<p><b>Status Check</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.)</p> <p>Events: 04/14/2008 Conversion Case Event Type</p> <p><i>STATUS CHECK: PAYMENT OF SANCTIONS/ FURTHER PROCEEDINGS VR 5/21/08</i></p> <p>Continuance Granted;</p>
04/22/2008	<p><b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.)</p> <p><i>ALL PENDING MOTIONS 4-22-08 Court Clerk: Keith Reed Reporter/Recorder: Jessica Ramirez Heard By: ELISSA CADISH</i></p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>STATUS: CHECK PAYMENT OF SANCTIONS/FURTHER PROCEEDINGS...STATUS CHECK: BLOCKED ACCOUNT Court again notes the failure of counsel to appear and ORDERED, sanctions of \$1,000.00 for contempt issued and to be paid to Clark County Legal Services; proceedings CONTINUED for the presence of counsel. The Court will consider the issuance of a bench warrant should counsel fail to appear at the next hearing. CONTINUED TO: 4-30-08 9:00 AM CLERK'S NOTE: The above minute order has been Distributed &amp; FAXED TO: Thomas Christensen (Christensen Law Offcs) ;</i></p>
04/30/2008	<p><b>CANCELED Status Check: Blocked Account</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.)</p> <p><i>Vacated</i></p>

# CASE SUMMARY

CASE NO. 07A549111

	Continuance Granted;
04/30/2008	<b>CANCELED Status Check</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.) <i>Vacated</i> Continuance Granted;
04/30/2008	<b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.) <i>ALL PENDING MOTIONS 4-30-08 Court Clerk: Keith Reed Reporter/Recorder: Jessica Ramirez Heard By: ELISSA CADISH</i> Matter Heard; Journal Entry Details: <i>STATUS CHECK: PAYMENT OF SANCTIONS/FURTHER PROCEEDINGS...STATUS CHECK: BLOCKED ACCOUNT Upon the inquiry of the Court, Mr. Sampson stated he received the Court's fax of April 29th. Court noted the history of the case and the failure of counsel to appear/comply upon many notifications via fax and by placing notice in counsels attorney bin. Mr. Sampson apologized to the Court and advised that on April 28th word was received the annuity has been funded; the documentation is expected within the next 30 days. Mr. Sampson represented there may have been a glitch in his office because he has no idea what the problem is in the receipt of the faxes; willing to pay the sanctions if appropriate, but would request the punishment befit the crime due to the glitch in the office. Upon the inquiry of the Court, Mr. Sampson stated the sanctions have not been paid. COURT ORDERED, the additional sanctions imposed of \$1,000.00 will be VACATED; the sanctions of \$500.00 are warranted; proceedings CONTINUED for confirmation of payment of sanctions to Clark County Legal Services. CONTINUED TO: 5-29-08 9:00 AM ;</i>
05/21/2008	<b>Minute Order</b> (3:00 AM) (Judicial Officer: Cadish, Elissa F.) <i>MINUTE ORDER RE: BLOCKED ACCOUNT Relief Clerk: Phyllis Irby/pi Heard By: ELISSA CADISH</i> Matter Heard; Journal Entry Details: <i>The court finds the proof of payments is filed and in compliance with this court's order. CLERK'S NOTE: The above minute order has been distributed to: Thomas F. Christensen, Esq., (Christensen Law offices) ;</i>
05/22/2008	<b>Prove Up/Default</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.) Events: 04/21/2008 Conversion Case Event Type <i>PROVE UP OF DEFAULT /5 Relief Clerk: Phyllis Irby/pi Reporter/Recorder: Jessica Ramirez Heard By: ELISSA CADISH</i> Motion Granted; Journal Entry Details: <i>Plaintiff's Sworn &amp; Testified. Following argument of counsel. COURT ORDERED, Default is GRANTED. \$3,500,000.00 AWARDED to cover all categories of damages. ;</i>
05/29/2008	<b>CANCELED Status Check: Blocked Account</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.) <i>Vacated</i>
05/29/2008	<b>CANCELED Status Check</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.) <i>Vacated</i>
05/29/2008	<b>Status Check</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.) <i>STATUS CHECK: PAYMENT OF SANCTIONS/ FURTHER PROCEEDINGS Relief Clerk: Nora Pena Reporter/Recorder: Jessica Ramirez Heard By: ELISSA CADISH</i> Matter Heard; Journal Entry Details: <i>Court advised she received proof of sanctions was paid and the account has not been established yet. Mr. Sampson provided a letter from Shelly Mack indicating Toni Perez was having a delay. COURT ORDERED, matter CONTINUED and if proof not filed then counsel and representatives need to explain why the account is not established. 6/26/08 9:00 AM STATUS CHECK: BLOCKED ACCOUNT ;</i>
06/26/2008	<b>Status Check</b> (9:00 AM) (Judicial Officer: Cadish, Elissa F.)

# CASE SUMMARY


CASE NO. 07A549111


Events: 05/29/2008 Conversion Case Event Type  
*STATUS CHECK: BLOCKED ACCOUNT Court Clerk: Keith Reed Reporter/Recorder: Jessica Ramirez Heard By: ELISSA CADISH*  
 Blocked Account / Proof Filed;  
 Journal Entry Details:  
*Mr. Sampson advised the Court he received last night via Federal Express confirmation the blocked account has been established & has the proof. CONFERENCE AT BENCH. The Court is satisfied the blocked account has been established and admonished counsel to make sure any social security numbers are redacted from the documents prior to filing.*  
 ;

09/02/2008 **Minute Order (3:00 AM)** (Judicial Officer: Cadish, Elissa F.)  
*MINUTE ORDER RE: PLTF'S MTN TO STRIKE SOCIAL SECURITY NUMBER Relief Clerk: Monica Schmidt Heard By: ELISSA CADISH*  
 Matter Heard;  
 Journal Entry Details:  
*COURT ORDERED, Plaintiff's Motion to Strike Social Security Number GRANTED; 9/3/08 hearing VACATED. The Motion to redact was properly filed and served, and no opposition having been filed, the Court finds redacting the minor's personal identifier is a privacy interest that outweighs the public need for access. COURT ORDERED, Motion to Redact the minor's social security number GRANTED; the Acknowledgment of Opening Blocked Trust Account filed on June 30, 2008 is to be STRICKEN from the record and file; the attorney to file a redacted version; and Status Check SET. Mr. Christensen to prepare the Order. 10/6/08 CHAMBERS CALENDAR STATUS CHECK CLERK'S NOTE: The above minute order has been distributed to: Thomas F. Christensen, Esq., (Christensen Law offices) ;*

09/03/2008 **CANCELED Motion to Strike (3:00 AM)** (Judicial Officer: Cadish, Elissa F.)  
 Events: 08/01/2008 Motion  
*Vacated*

10/06/2008 **CANCELED Status Check (3:00 AM)** (Judicial Officer: Cadish, Elissa F.)  
 Events: 09/03/2008 Conversion Case Event Type  
*Vacated*  
 Matter Heard;  
 Journal Entry Details:  
*Pursuant to Law Clerk, an amended proof of establishment of the blocked account has been filed with the social security number redacted. COURT ORDERED, CASE CLOSED.*  
 ;

09/19/2018  **Motion to Intervene (3:00 AM)** (Judicial Officer: Jones, David M)  
*UAIC's Motion to Intervene*  
 Granted;  
 Journal Entry Details:  
*There being no opposition, COURT ORDERED, Motion GRANTED. CLERK'S NOTE: This Minute Order was electronically served by Courtroom Clerk, Haly Pannullo, to all registered parties for Odyssey File & Serve hvp/9/26/18;*


10/24/2018  **Minute Order (10:55 AM)** (Judicial Officer: Jones, David M)  
*Minute Order Re: Recusal*  
 Recused; Minute Order Re: Recusal  
 Journal Entry Details:  
*E. Breen Arntz, Esq., present on behalf of Deft. David A. Stephens, Esq., present on behalf of Pltff. in A772220. The Court disclosed Mr. Tindall worked with the Court in the firm for Farmers Insurance and does not see any conflict. Mr. Winner stated he does not see a conflict. Mr. Christensen stated he and Mr. Lewis does see a conflict because Mr. Lewis submitted a complaint to the bar because Mr. Tindall's representation is not authorized by Mr. Lewis and contrary to his interest. Court inquired what that has to do with the conflict. Mr. Christensen stated he is a Third Party Deft. in the cross claim and third party complaint that was filed. Further, Mr. Christensen requested the Court recuse at this time. Colloquy. Mr. Christensen requested time to review issues and from the very beginning the intervenor filed motion to Intervene. On the face of those motions, the certificate of service was improper on both motions and in both cases. On one it did not have anything filled in*

**CASE SUMMARY****CASE NO. 07A549111**

as to who was served and on the other one it was checked electronic service but Mr. Stephens was not on the Court's electronic service platform at the time that they signed and also did not have any service for Mr. Lewis or any attorney representing Mr. Lewis and those motions are defective to begin with. When Mr. Stephens discovered these motions were filed, filed oppositions and delivered courtesy copies to the Court prior to the hearing date. The Intervenor also filed replies and those oppositions were not considered by the Court and the Court granted the motions that were not properly noticed and then had an order prepared that was not run by anyone in the case and did not sign stipulated judgment that was submitted to the Court prior to the hearing on the motion but did sign order allowing intervention which is improper. Post judgment intervention is clear Nevada law that you cannot intervene after trial and that is in the other case that is already to judgment. Additionally, still waiting for the stipulated judgment in this case and have no information why we have not received that. Gary Lewis submitted bar complaint against Mr. Tindall for his entering appearances on his behalf. Court stated he is not hearing this as it does not come before this Court. Mr. Winner objected to counsel advising of the bar complaint. Mr. Christensen further stated bar counsel immediately dismissed the bar complaint and said Mr. Tindall is involved in this ongoing case and they were not going to do anything. If a judge refers this to the bar, then they will investigate. Further, Mr. Christensen requested the Court refer Mr. Tindall to the bar. There has been letters sent to Mr. Tindall from Mr. Lewis advising his to stop representing him, stop putting forth frivolous defenses in case on Mr. Lewis' behalf and Mr. Tindall refuses to. Colloquy. Opposition by Mr. Winner as to the request for this Court to recuse and believes the new pleadings are frivolous and a clumsy effort forcing the Court to appoint another judge on the case. Colloquy. Further opposition by Mr. Winner. Due to this Court and Mr. Tindall having a previous working relationship, to avoid the appearance of impropriety and implied bias, this Court hereby disqualifies itself and ORDERS, this case be REASSIGNED at random.;

11/28/2018 **CANCELED Motion to Consolidate** (10:30 AM) (Judicial Officer: Johnson, Eric)  
 Vacated  
*Intervenor's Motion to Consolidate on OST*


11/28/2018 **CANCELED Motion to Consolidate** (10:30 AM) (Judicial Officer: Johnson, Eric)  
 Vacated - per Law Clerk  
*Intervenor's Motion to Consolidate on Order Shortening Time*

11/30/2018  **Minute Order** (11:30 AM) (Judicial Officer: Johnson, Eric)  
 Minute Order - No Hearing Held;  
 Journal Entry Details:  
*Intervenor United Automobile Insurance Company filed a Motion to Consolidate on Order Shortening Time on November 26, 2018. Defendant/Third Party Plaintiff Gary Lewis filed its Opposition and Countermotion to Set Aside Void Order and to Strike All Filings by Intervenor, or, in the Alternative, for Summary Judgment on November 27, 2018. The matter was subsequently scheduled for hearing on November 28, 2018. After considering the pleadings and argument of counsel, the Court GRANTS United Automobile Insurance Company's Motion to Consolidate on Order Shortening Time and DEFERS Defendant/ Third Party Plaintiff Lewis' Countermotion to Set Aside Void Order and to Strike All Filings by Intervenor, or, in the Alternative, for Summary Judgment. The Court finds that claims in both cases arise from the same car accident and the same issues of law and facts exist in both cases. The Court further finds that decisions made in both cases, as well as the matters currently on appeal, will affect the litigation in both cases and so it is beneficial for the cases to be consolidated. Further, the cases were both being litigated before Department XXIX prior to the cases being reassigned and being placed in separate departments. The Court further finds that the parties will not be prejudiced by the consolidation of the cases and that judicial economy favors their consolidation. The Court hereby consolidates Case No. A772220 into Case No. A594111. The Court finds that the issues brought up in the Countermotion are currently being litigated in the Nevada Supreme Court on appeal and so the Court does not have the jurisdiction to hear them. The Court will DEFER ruling on the Countermotion pending the decision from the Nevada Supreme Court. The Court hereby VACATES the November 28, 2018 hearing. Intervenor is directed to prepare a proposed order including detailed findings of fact and conclusions of law, and to circulate it to opposing counsel for approval as to form and content before submitting it to chambers for signature. ;*

01/09/2019 **Motion for Relief** (8:30 AM) (Judicial Officer: Johnson, Eric)

# CASE SUMMARY

CASE NO. 07A549111

	<i>Defendant's Motion for Relief from Judgment Pursuant to NRCP 60</i> Minute Order Dated 10-24-18 Withdrawn;
01/09/2019	<b>Motion to Strike</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Defendant's Motion to Strike Defendant's Motion for Relief from Judgment</i> Minute Order Dated 10-24-18 Granted;
01/09/2019	<b>Motion for Relief</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>UAIC's Motion for Relief from Judgment Pursuant to NRCP 60</i> Minute Order Dated 10-24-18 Denied;
01/09/2019	<b>Motion to Dismiss</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Defendant's Motion to Dismiss</i> Withdrawn;
01/09/2019	<b>Motion to Dismiss</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>UAIC's Motion to Dismiss Plaintiff's Complaint and Motion for Court to Deny Stipulation to Enter Judgment Between Plaintiff and Lewis and/or in the Alternative to Stay Same Pending Hearing on Motion to Dismiss</i> Granted in Part;
01/09/2019	<b>Motion for Relief</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Defendant's Motion for Relief From Judgment Pursuant to NRCP 60</i> Withdrawn;
01/09/2019	<b>Motion to Strike</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Defendant's Motion to Strike Both Defendant's Motion for Relief from Judgment and Defendant's Motion to Dismiss</i> Granted;
01/09/2019	<b>Joinder</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Motion For Relief From Orders And Joinder In Motions For Relief From Orders On Order Shortening Time</i> Denied;
01/09/2019	<b>Motion to Set Aside</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Plaintiff's Motion to Set Aside Order, Pursuant to NRCP 60(b) Allowing UAIC to Intervene</i> Denied;
01/09/2019	<b>Opposition and Countermotion</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>UAIC s Opposition to Third Party Plaintiff Lewis Motion for Relief from Order and Joinder in Motions for Relief from Orders on Order Shortening Time as well as UAIC s Opposition to Plaintiff s Motion to Set Aside Order, Pursuant To N.R.C.P. 60(B), Allowing UAIC to Intervene &amp; Opposition to Defendant Lewis Motion for Relief from Orders and Joinder in Motions for Relief from Orders and, UAIC s Counter-Motion to Stay Pending Ruling on Appeal</i> Granted in Part;
01/09/2019	<b>Motion to Withdraw as Counsel</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Defense's Motion to Withdraw As Counsel on OST</i> Granted;
01/09/2019	<b>CANCELED Motion to Withdraw as Counsel</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Vacated - Duplicate Entry</i> <i>Motion to Withdraw As Counsel on Order Shortening Time</i>
01/09/2019	 <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Johnson, Eric)



# CASE SUMMARY

CASE No. 07A549111

Matter Heard;

Journal Entry Details:

*Also present: David Stephens, Thomas Christensen and Breen Arntz. Following lengthy arguments by Mr. Tindall, Mr. Arntz, Mr. Douglas, Mr. Winner, Mr. Stephens and Mr. Christensen, COURT ORDERED, AS TO: DEFENDANT'S MOTION TO STRIKE BOTH DEFENDANT'S MOTION FOR RELIEF FROM JUDGMENT AND DEFENDANT'S MOTION TO DISMISS: Motion GRANTED. UAIC'S MOTION FOR RELIEF FROM JUDGMENT PURSUANT TO NRCP 60: Motion DENIED. DEFENDANT'S MOTION TO STRIKE DEFENDANT'S MOTION FOR RELIEF FROM JUDGMENT: Motion GRANTED. DEFENDANT'S MOTION FOR RELIEF FROM JUDGMENT PURSUANT TO NRCP 60: Motion WITHDRAWN. UAIC'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT AND MOTION FOR COURT TO DENY STIPULATION TO ENTER JUDGMENT BETWEEN PLAINTIFF AND LEWIS AND/OR IN THE ALTERNATIVE TO STAY SAME PENDING HEARING ON MOTION TO DISMISS: Motion GRANTED-IN-PART. DEFENDANT'S MOTION TO DISMISS: Motion WITHDRAWN. MOTION FOR RELIEF FROM ORDERS AND JOINDER IN MOTIONS FOR RELIEF FROM ORDERS ON ORDER SHORTENING TIME: Motion DENIED. UAIC'S OPPOSITION TO THIRD PARTY PLAINTIFF LEWIS MOTION FOR RELIEF FROM ORDER AND JOINDER IN MOTIONS FOR RELIEF FROM ORDERS ON ORDER SHORTENING TIME AS WELL AS UAIC'S OPPOSITION TO PLAINTIFF'S MOTION TO SET ASIDE ORDER, PURSUANT TO N.R.C.P. 60(B), ALLOWING UAIC TO INTERVENE & OPPOSITION TO DEFENDANT LEWIS' MOTION FOR RELIEF FROM ORDERS AND JOINDER IN MOTIONS FOR RELIEF FROM ORDERS AND UAIC'S COUNTER-MOTION TO STAY PENDING RULING ON APPEAL: Motion GRANTED-IN-PART. DEFENSE'S MOTION TO WITHDRAW AS COUNSEL ON OST: Motion GRANTED. MOTION TO WITHDRAW AS COUNSEL ON ORDER SHORTENING TIME: Motion GRANTED. PLAINTIFF'S MOTION TO SET ASIDE ORDER, PURSUANT TO NRCP 60 (b) ALLOWING UAIC TO INTERVENE: Motion DENIED.;*

01/22/2019



**Minute Order (7:15 AM)** (Judicial Officer: Johnson, Eric)

Minute Order - No Hearing Held;

Journal Entry Details:

*Plaintiff Cheyenne Nalder filed a Motion for Summary Judgment and Relief from Order Pursuant to NRCP 60(b) on November 28, 2018. Defendant UAIC filed its Opposition and Countermotion to Stay Proceedings Pending Appellate Ruling on December 20, 2018. Defendant UAIC filed a Motion to Dismiss Third Party Plaintiff Lewis' Third Party Complaint on November 15, 2018. Defendant Gary Lewis filed an Opposition and Countermotion for Summary Judgment on November 27, 2018. UAIC filed its Opposition and Countermotion to Strike Affidavit of Lewis and/or Stay Proceedings Pending Appellate Ruling and/or Stay Countermotion for Summary Judgment Pursuant to NRCP 56(f). These matters were subsequently scheduled for hearing on January 23, 2019. After considering the pleadings and argument of counsel, the Court GRANTS UAIC's Countermotion to Stay Proceedings Pending Appellate Ruling and STAYS Plaintiff's Motion for Summary Judgment and Relief from Order Pursuant to NRCP 60(b). Based on the hearing set on January 9, 2019, the Court finds that the issues raised in the Plaintiff's Motion are the same as those which are currently before the Nevada Supreme Court. Therefore, in the interest of judicial economy, the Court stays Plaintiff's motion until a decision has been issued by the Nevada Supreme Court. After considering the pleadings and argument of counsel, the Court GRANTS UAIC's Countermotion to Stay Proceedings Pending Appellate Ruling and STAYS UAIC's Motion to Dismiss Third Party Plaintiff Lewis' Third Party Complaint and STAYS Defendant Lewis' Countermotion for Summary Judgment. Further, the Court DENIES UAIC's Countermotion to Strike Affidavit of Lewis and DENIES UAIC's Countermotion for Summary Judgment Pursuant to NRCP 56(f). The Court finds that, while it believes that the ruling in the Federal Court is a final judgment and the Court would be inclined to agree that the same issues have been dealt with in the Federal case. So, in the interest of judicial economy, the Court stays ruling on the Motion to Dismiss and the Countermotion for Summary Judgment pending a decision from the Ninth Circuit Court of Appeals regarding the bad faith claim. The Court hereby VACATES the January 23, 2019 hearing. Counsel for UAIC is directed to prepare a proposed order and to circulate it to opposing counsel for approval as to form and content before submitting it to chambers for signature. Law Clerk to notify the parties.;*

01/23/2019


**CANCELED Motion for Sanctions (8:30 AM)** (Judicial Officer: Johnson, Eric)

*Vacated - per Law Clerk*

*NRCP 11 Motion for Sanctions*

# CASE SUMMARY

CASE NO. 07A549111

01/23/2019	<b>CANCELED Motion for Sanctions</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Vacated - per Law Clerk</i> <i>NRCP 11 Motion for Sanctions</i>
01/23/2019	<b>CANCELED Motion for Summary Judgment</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Vacated - per Law Clerk</i> <i>Plaintiff's Motion for Summary Judgment and Relief From Order Pursuant to NRCP 60(b)</i>
01/23/2019	<b>CANCELED Motion to Dismiss</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Vacated - per Law Clerk</i> <i>UAIC's Motion to Dismiss Third Party Plaintiff Lewis's Third Party Complaint</i>
01/23/2019	<b>CANCELED Opposition and Countermotion</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Vacated - per Law Clerk</i> <i>Opposition to UAIC's Motion to Dismiss and Countermotion for Summary Judgment</i>
01/23/2019	<b>CANCELED Opposition and Countermotion</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Vacated - per Law Clerk</i> <i>Uaic s Opposition To Third Party Plaintiff Lewis Counter-Motion For Summary Judgment &amp; Counter-Motion To Strike Affidavit Of Lewis In Support Of Same Counter-Motion For Summary Judgment And/Or Stay Proceedings Pending Appellate Ruling And/Or Stay Counter-Motion For Summary Judgment Pending Necessary Discovery Pursuant To N.R.C.P. 56(F)</i>
01/23/2019	<b>CANCELED Opposition and Countermotion</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Vacated - per Law Clerk</i> <i>UAIC s Opposition To Plaintiff Nalder s Motion For Summary Judgment &amp; Counter-Motion To Stay Proceedings Pending Appellate Ruling</i>
01/30/2019	<b>CANCELED Motion to Dismiss</b> (10:30 AM) (Judicial Officer: Johnson, Eric) <i>Vacated - per Law Clerk</i> <i>Third-Party Defendants Randall Tindall, Esq., and Resnick &amp; Louis P.C.'s (1) Motion to Dismiss or, (2) In the Alternative for a More Definite Statement or (3) In the Alternative, to Dismiss Resnick &amp; Louis for Failure to State a Claim</i>
02/20/2019	<b>CANCELED Motion for Relief</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Vacated</i> <i>UAIC's Motion for Relief from Judgment, Entered 01/23/19 in Case No. A-18-772220-C, Pursuant to NRCP 60 and/or, In the Alternative, Motion for Rehearing on Motion to Dismiss Plaintiff's First Cause of Action in Case No. A-18-772220-C on OST</i>
04/10/2019	<b>Motion For Reconsideration</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Third Party Plaintiff's Motion for Reconsideration, Motion for Hearing and Motion for Relief from Order</i> Denied;
04/10/2019	<b>Motion For Reconsideration</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Third Party Plaintiff's Motion for Reconsideration of Orders signed 2/11/19, Motion for Hearing and Motion for Relief from Orders</i> Denied;
04/10/2019	<b>Joinder</b> (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Plaintiff's Joinder in Motion for Reconsideration of Orders Signed 2/11/2019, Motion for Hearing, and Motion for Relief from Orders</i> Denied;
04/10/2019	 <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Johnson, Eric) Matter Heard; Journal Entry Details:  <i>THIRD PARTY PLAINTIFF'S MOTION FOR RECONSIDERATION OF ORDERS</i>

EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

**CASE NO. 07A549111**

*SIGNED 2/11/19, MOTION FOR HEARING AND MOTION FOR RELIEF FROM ORDERS...THIRD PARTY PLAINTIFF'S MOTION FOR RECONSIDERATION, MOTION FOR HEARING AND MOTION FOR RELIEF FROM ORDER...PLAINTIFF'S JOINER IN MOTION FOR RECONSIDERATION OF ORDERS SIGNED 2/11/2019, MOTION FOR HEARING, AND MOTION FOR RELIEF FROM ORDERS Also present, Thomas Christensen, representing Third Party Plaintiff. Arguments by Mr. Christensen in support of his position. Statements by Mr. Stephens and Mr. Douglas. Following, COURT ORDERED, all Motions are DENIED. Colloquy as to the Supreme Court decision. Following, COURT ORDERED, status check date of 10/23 is MOVED UP to the end of August. 8/28/19 10:30 AM STATUS CHECK: SUPREME COURT DECISION;*

10/30/2019 **Status Check (10:30 AM)** (Judicial Officer: Johnson, Eric)  
*Status Check: Supreme Court Decision*

**DATE**

**FINANCIAL INFORMATION**

**Conversion Extended Connection Type** No Convert Value @ 07A549111

Total Charges	161.00
Total Payments and Credits	161.00
<b>Balance Due as of 8/23/2019</b>	<b>0.00</b>

**Third Party Defendant** Resnick & Louis P.C. Randall Tindall, Esq.

Total Charges	3.50
Total Payments and Credits	3.50
<b>Balance Due as of 8/23/2019</b>	<b>0.00</b>

**Third Party Defendant** Tindall, Randall Esq

Total Charges	10.50
Total Payments and Credits	10.50
<b>Balance Due as of 8/23/2019</b>	<b>0.00</b>

**Defendant** Lewis, Gary

Total Charges	231.00
Total Payments and Credits	231.00
<b>Balance Due as of 8/23/2019</b>	<b>0.00</b>

**Intervenor** United Automobile Insurance Company

Total Charges	254.00
Total Payments and Credits	254.00
<b>Balance Due as of 8/23/2019</b>	<b>0.00</b>

**Intervenor** United Automobile Insurance Company

Appeal Bond Balance as of 8/23/2019	<b>500.00</b>
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**CIVIL COVER SHEET**

Clark County, Nevada

Case No. **A-049 III**

(Assigned by Clerk's Office)

**VI****I. Party Information**

Plaintiff(s) (name/address/phone): James Nalder  
 Attorney (name/address/phone): c/o David F. Sampson, Esq.,  
 of CHRISTENSEN LAW OFFICES, LLC, 1000 S. Valley  
 View Blvd. Las Vegas, Nv 89107

Defendant(s) (name/address/phone): Gary Lewis

Attorney (name/address/phone): unknown

**II Nature of Controversy** (Please check applicable bold category and applicable subcategory, if appropriate)☐ **Arbitration Requested**

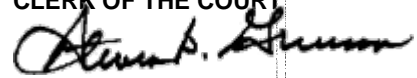
Civil Cases		
Real Property	Negligence	Torts
<input type="checkbox"/> <b>Landlord/Tenant</b> <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> <b>Title to Property</b> <input type="checkbox"/> Foreclosure <input type="checkbox"/> Liens <input type="checkbox"/> Quiet Title <input type="checkbox"/> Specific Performance  <input type="checkbox"/> <b>Condemnation/Eminent Domain</b> <input type="checkbox"/> <b>Other Real Property</b> <input type="checkbox"/> Partition <input type="checkbox"/> Planning/Zoning	<input checked="" type="checkbox"/> <b>Negligence - Auto</b> <input type="checkbox"/> <b>Negligence - Medical/Dental</b> <input type="checkbox"/> <b>Negligence - Premises Liability</b> (Slip/Fall) <input type="checkbox"/> <b>Negligence - Other</b>	<input type="checkbox"/> <b>Product Liability</b> <input type="checkbox"/> Product Liability/Motor Vehicle <input type="checkbox"/> Other Torts/Product Liability <input type="checkbox"/> <b>Intentional Misconduct</b> <input type="checkbox"/> Torts/Defamation (Libel/Slander) <input type="checkbox"/> Interfere with Contract Rights <input type="checkbox"/> <b>Employment Torts</b> (Wrongful termination) <input type="checkbox"/> <b>Other Torts</b> <input type="checkbox"/> Anti-trust <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Insurance <input type="checkbox"/> Legal Tort <input type="checkbox"/> Unfair Competition
Probate	Other Civil Filing Types	
<input type="checkbox"/> <b>Summary Administration</b> <input type="checkbox"/> <b>General Administration</b> <input type="checkbox"/> <b>Special Administration</b> <input type="checkbox"/> <b>Set Aside Estates</b> <input type="checkbox"/> <b>Probate Trust/Conservatorships</b> <input type="checkbox"/> <b>Other Probate</b>	<input type="checkbox"/> <b>Construction Defect</b>  <input type="checkbox"/> <b>Breach of Contract</b> <input type="checkbox"/> Building & Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Other Contracts/Acct/Judgment <input type="checkbox"/> Collection of Actions <input type="checkbox"/> Employment Contract <input type="checkbox"/> Guarantee <input type="checkbox"/> Sale Contract <input type="checkbox"/> Uniform Commercial Code  <input type="checkbox"/> <b>Civil Petition for Judicial Review</b> <input type="checkbox"/> Other Administrative Law <input type="checkbox"/> Department of Motor Vehicles <input type="checkbox"/> Employer's Insurance of Nevada	
	<input type="checkbox"/> <b>Appeal from Lower Court</b> <i>also check applicable civil case box</i> <input type="checkbox"/> Transfer from Justice Court <input type="checkbox"/> Justice Court Civil Appeal  <input type="checkbox"/> <b>Civil Writ</b> <input type="checkbox"/> Other Special Proceeding  <input type="checkbox"/> <b>Other Civil Filing</b> <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Conversion of Property <input type="checkbox"/> Damage to Property <input type="checkbox"/> Employment Security <input type="checkbox"/> Enforcement of Judgment <input type="checkbox"/> Foreign Judgment - Civil <input type="checkbox"/> Other Personal Property <input type="checkbox"/> Recovery of Property <input type="checkbox"/> Stockholder Suit <input type="checkbox"/> Other Civil Matters	

**III. Business Court Requested** (Please check applicable category; for Clark or Washoe Counties only.)

<input type="checkbox"/> NRS Chapters 78-88	<input type="checkbox"/> Investments (NRS 104B)	<input type="checkbox"/> Enhanced Case Mgmt/Business
<input type="checkbox"/> Commodities (NRS 90)	<input type="checkbox"/> Deceptive Trade Practices (NRS 598)	<input type="checkbox"/> Other Business Court Matters
<input type="checkbox"/> Securities (NRS 90)	<input type="checkbox"/> Trademarks (NRS 600A)	

Date

Signature of initiating party or representative



**ORDR**

CHRISTENSEN LAW OFFICES  
THOMAS F. CHRISTENSEN, ESQ.  
Nevada Bar 2326  
1000 S. Valley View Blvd.  
Las Vegas, NV 89107  
T: 702-870-1000  
[courtnotices@injuryhelpnow.com](mailto:courtnotices@injuryhelpnow.com)

CHEYENNE NALDER,  
Plaintiff,

vs.

GARY LEWIS  
and DOES I through V, inclusive  
Defendants,

CASE NO: 07A549111

DEPT. NO: XX

Consolidated with 18-A-772220

UNITED AUTOMOBILE  
INSURANCE COMPANY,  
Intervenor.

GARY LEWIS,  
Third Party Plaintiff,  
vs.  
UNITED AUTOMOBILE  
INSURANCE COMPANY, RANDALL  
TINDALL, ESQ., and RESNICK &  
LOUIS, P.C. and DOES I through V,  
Third Party Defendants.

**ORDER**

This Honorable Court has read the pleadings and papers on file herein relating to the pending Motions heard oral argument from the parties appearing before the court on the 9th day of January, 2019, including David A. Stephens, Esq. on behalf of Cheyenne Nalder, Breen Arntz, Esq. and Randall Tindall, Esq. on behalf of Defendant Gary Lewis, Thomas Christensen, Esq. on behalf of Third Party Plaintiff Gary Lewis, Matthew Douglas, Esq. and Thomas Winner,

1 Esq. on behalf of Intervenor United Automobile Insurance Company, Dan Waite, Esq. on behalf  
2 of Third Party Defendants Randall Tindall, Esq. and Resnick & Louis, P.C.


3 The Court, having been so fully advised, hereby finds and orders as follows:

4 UAIC's Motion for Relief from Judgment Pursuant to NRCP 60 is DENIED.

5 Dated this 26 day of April, 2019.

6  
7   
8 District Court Judge SS  
ERIC JOHNSON

Submitted By:

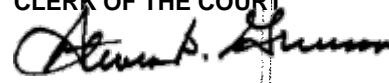
9  #7019  
10 CHRISTENSEN LAW OFFICES  
11 THOMAS F. CHRISTENSEN, ESQ.  
12 Nevada Bar 2326  
13 1000 S. Valley View Blvd.  
14 Las Vegas, NV 89107  
T: 702-870-1000  
[courtnotices@injuryhelpnow.com](mailto:courtnotices@injuryhelpnow.com)

15 Approved as to form and content by:

16  
17 E. Breen Arntz, Esq.  
18 Nevada Bar No. 3853  
19 5545 Mountain Vista Ste. E  
20 Las Vegas, Nevada 89120  
21 T: (702) 384-8000  
F: (702) 446-8164  
breen@breen.com  
Attorney for Gary Lewis, Defendant

22  
23 David A. Stephens, Esq.  
24 Nevada Bar No. 902  
25 Stephens, Gourley & Bywater  
26 3636 North Rancho Drive  
27 Las Vegas, NV 89130  
dstephens@sgblawfirm.com  
Attorney for Cheyenne Nalder

28  
Matthew Douglas, Esq.  
Nevada Bar No. 011371  
Atkin Winner & Sherrod  
1117 South Rancho Drive  
Las Vegas, NV 89102  
[mdouglas@awslawyers.com](mailto:mdouglas@awslawyers.com)  
Attorney for UAIC



NOE  
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**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

CHEYENNE NALDER,  
Plaintiff,

vs.

GARY LEWIS  
and DOES I through V, inclusive  
Defendants,

CASE NO: 07A549111

DEPT. NO: XX

Consolidated with 18-A-772220

UNITED AUTOMOBILE  
INSURANCE COMPANY,  
Intervenor.

GARY LEWIS,  
Third Party Plaintiff,  
vs.  
UNITED AUTOMOBILE  
INSURANCE COMPANY, RANDALL  
TINDALL, ESQ., and RESNICK &  
LOUIS, P.C. and DOES I through V,  
Third Party Defendants.

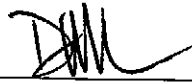
**NOTICE OF ENTRY OF ORDER**

TO: ALL PARTIES AND THEIR COUNSEL

YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that an Order denying  
UAIC's Motion for Relief from Judgment Pursuant to NRCP 60 was entered in the  
above-entitled matter on the 26th day of July, 2019, a copy of which is attached hereto.

...

1 Dated this 7<sup>th</sup> day of July, 2019.

2  
3  #7019  
4 CHRISTENSEN LAW OFFICES  
5 THOMAS F. CHRISTENSEN, ESQ.  
6 Nevada Bar 2326  
7 1000 S. Valley View Blvd.  
8 Las Vegas, NV 89107  
9 T: 702-870-1000  
10 [courtnotices@injuryhelpnow.com](mailto:courtnotices@injuryhelpnow.com)


11 **CERTIFICATE OF SERVICE**

12 Pursuant to NRCP 5(b), I certify that I am an employee of CHRISTENSEN LAW  
13 OFFICES, LLC and that on this 30<sup>th</sup> day of July, 2019, I served a copy of the foregoing  
14 NOTICE OF ENTRY OF ORDER via the Court's e-service system to the following:

15 E. BREEN ARNTZ, ESQ.  
16 Nevada Bar No. 3853  
17 5545 Mountain Vista Ste. E  
18 Las Vegas, Nevada 89120  
19 T: (702) 384-8000  
20 F: (702) 446-8164  
21 [breen@breen.com](mailto:breen@breen.com)

22 David A. Stephens, Esq.  
23 Stephens, Gourley & Bywater  
24 3636 North Rancho Drive  
25 Las Vegas, NV 89130  
26 [dstephens@sgblawfirm.com](mailto:dstephens@sgblawfirm.com)

27 Matthew Douglas, Esq.  
28 Atkin Winner & Sherrod  
1117 South Rancho Drive  
Las Vegas, NV 89102  
[mdouglas@awslawyers.com](mailto:mdouglas@awslawyers.com)

29   
30 An employee of CHRISTENSEN LAW OFFICES, LLC.



*Steven D. Grierson*

**ORDR**

CHRISTENSEN LAW OFFICES  
THOMAS F. CHRISTENSEN, ESQ.  
Nevada Bar 2326  
1000 S. Valley View Blvd.  
Las Vegas, NV 89107  
T: 702-870-1000  
[courtnotices@injuryhelpnow.com](mailto:courtnotices@injuryhelpnow.com)

CHEYENNE NALDER,  
Plaintiff,

vs.

GARY LEWIS  
and DOES I through V, inclusive  
Defendants,

CASE NO: 07A549111  
DEPT. NO: XX

Consolidated with 18-A-772220

UNITED AUTOMOBILE  
INSURANCE COMPANY,  
Intervenor.

GARY LEWIS,  
Third Party Plaintiff,  
vs.  
UNITED AUTOMOBILE  
INSURANCE COMPANY, RANDALL  
TINDALL, ESQ., and RESNICK &  
LOUIS, P.C. and DOES I through V,  
Third Party Defendants.

**ORDER**

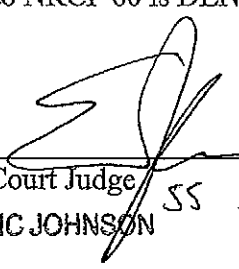
This Honorable Court has read the pleadings and papers on file herein relating to the pending Motions heard oral argument from the parties appearing before the court on the 9th day of January, 2019, including David A. Stephens, Esq. on behalf of Cheyenne Nalder, Breen Arntz, Esq. and Randall Tindall, Esq. on behalf of Defendant Gary Lewis, Thomas Christensen, Esq. on behalf of Third Party Plaintiff Gary Lewis, Matthew Douglas, Esq. and Thomas Winner,

1 Esq. on behalf of Intervenor United Automobile Insurance Company, Dan Waite, Esq. on behalf  
2 of Third Party Defendants Randall Tindall, Esq. and Resnick & Louis, P.C.


3 The Court, having been so fully advised, hereby finds and orders as follows:

4 UAIC's Motion for Relief from Judgment Pursuant to NRCp 60 is DENIED.

5 Dated this 26 day of April, 2019.

6  
7   
8 District Court Judge SS  
9 ERIC JOHNSON

10 Submitted By:

11  #1019  
12 CHRISTENSEN LAW OFFICES  
13 THOMAS F. CHRISTENSEN, ESQ.  
14 Nevada Bar 2326  
15 1000 S. Valley View Blvd.  
16 Las Vegas, NV 89107  
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19 Approved as to form and content by:

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26 [breen@breen.com](mailto:breen@breen.com)  
27 Attorney for Gary Lewis, Defendant

28 David A. Stephens, Esq.  
Nevada Bar No. 902  
Stephens, Gourley & Bywater  
3636 North Rancho Drive  
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[dstephens@sgblawfirm.com](mailto:dstephens@sgblawfirm.com)  
Attorney for Cheyenne Nalder

Matthew Douglas, Esq.  
Nevada Bar No. 011371  
Atkin Winner & Sherrod  
1117 South Rancho Drive  
Las Vegas, NV 89102  
[mdouglas@awslawyers.com](mailto:mdouglas@awslawyers.com)  
Attorney for UAIC

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Negligence - Auto****COURT MINUTES****March 03, 2008**

---

07A549111                      James Nalder  
                                                 vs  
                                                 Gary Lewis

---

**March 03, 2008                      3:00 AM                      Status Check: Blocked  
                                                                                                 Account**

**HEARD BY:**    Cadish, Elissa F.**COURTROOM:**    RJC Courtroom 15B**COURT CLERK:****RECORDER:****REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Proof of establishment of the blocked account has not been filed. COURT ORDERED, proceedings CONTINUED; counsel need not appear ONLY if proof of the blocked account has been filed, otherwise, counsel must be present.

CLERK'S NOTE: The above minute order has been Distributed to: Thomas F. Christensen  
(Christensen Law Office)

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Negligence - Auto****COURT MINUTES****March 31, 2008**

---

07A549111            James Nalder  
                              vs  
                              Gary Lewis

---

**March 31, 2008            9:00 AM            Status Check: Blocked  
                                                                                 Account**

**HEARD BY:** Cadish, Elissa F.**COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Court notes matters were previously calendared and there has not been any communication from counsel. COURT ORDERED, proceedings CONTINUED for a show cause hearing.

4-14-08 9:00 AM SHOW CAUSE HEARING.

CLERK'S NOTE: The above minute order has been Distributed to: Thomas F. Christensen  
(Christensen Law Office)

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Negligence - Auto****COURT MINUTES****April 14, 2008**

---

07A549111                      James Nalder  
                                                 vs  
                                                 Gary Lewis

---

**April 14, 2008                      9:00 AM                      All Pending Motions**

**HEARD BY:** Cadish, Elissa F.                      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:**

**RECORDER:**

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- HEARING: SHOW CAUSE...STATUS CHECK: BLOCKED ACCOUNT

Court stated findings and finds cause to issue contempt sanctions and ORDERED, Thomas Christensen Esq. is to pay \$500.00 to Clark County Legal Services; proceedings continued for the presence of counsel, proof of payment of the \$500.00 sanction and for the consideration of any additional sanctions.

4-22-08 9:00 AM STATUS CHECK: BLOCKED ACCOUNT...STATUS CHECK: PAYMENT OF SANCTIONS/FURTHER PROCEEDINGS

CLERK'S NOTE: The above minute order has been Distributed & FAXED TO: Thomas Christensen (Christensen Law Offcs)

CLERK'S NOTE: Notice of proceedings for 4-14-08 was not retrieved by counsel from his attorney bin.

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Negligence - Auto****COURT MINUTES****April 22, 2008**

---

07A549111                      James Nalder  
                                                 vs  
                                                 Gary Lewis

---

**April 22, 2008****9:00 AM****All Pending Motions****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:****RECORDER:****REPORTER:****PARTIES  
PRESENT:****JOURNAL ENTRIES**

- STATUS: CHECK PAYMENT OF SANCTIONS/FURTHER PROCEEDINGS...STATUS CHECK:  
BLOCKED ACCOUNT

Court again notes the failure of counsel to appear and ORDERED, sanctions of \$1,000.00 for contempt issued and to be paid to Clark County Legal Services; proceedings CONTINUED for the presence of counsel. The Court will consider the issuance of a bench warrant should counsel fail to appear at the next hearing.

CONTINUED TO: 4-30-08 9:00 AM

CLERK'S NOTE: The above minute order has been Distributed & FAXED TO: Thomas Christensen  
(Christensen Law Offcs)

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Negligence - Auto****COURT MINUTES****April 30, 2008**

---

07A549111                      James Nalder  
                                                 vs  
                                                 Gary Lewis

---

**April 30, 2008                      9:00 AM                      All Pending Motions**

**HEARD BY:** Cadish, Elissa F.                      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:**

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**              Sampson, David F.                      Attorney

**JOURNAL ENTRIES**

- STATUS CHECK: PAYMENT OF SANCTIONS/FURTHER PROCEEDINGS...STATUS CHECK:  
BLOCKED ACCOUNT

Upon the inquiry of the Court, Mr. Sampson stated he received the Court's fax of April 29th. Court noted the history of the case and the failure of counsel to appear/comply upon many notifications via fax and by placing notice in counsels attorney bin. Mr. Sampson apologized to the Court and advised that on April 28th word was received the annuity has been funded; the documentation is expected within the next 30 days. Mr. Sampson represented there may have been a glitch in his office because he has no idea what the problem is in the receipt of the faxes; willing to pay the sanctions if appropriate, but would request the punishment befit the crime due to the glitch in the office. Upon the inquiry of the Court, Mr. Sampson stated the sanctions have not been paid. COURT ORDERED, the additional sanctions imposed of \$1,000.00 will be VACATED; the sanctions of \$500.00 are warranted; proceedings CONTINUED for confirmation of payment of sanctions to Clark County Legal Services.

CONTINUED TO: 5-29-08 9:00 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Negligence - Auto****COURT MINUTES****May 21, 2008**

---

07A549111                      James Nalder  
                                         vs  
                                         Gary Lewis

---

**May 21, 2008****3:00 AM****Minute Order****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:****RECORDER:****REPORTER:****PARTIES  
PRESENT:****JOURNAL ENTRIES**

- The court finds the proof of payments is filed and in compliance with this court's order.

CLERK'S NOTE: The above minute order has been distributed to: Thomas F. Christensen, Esq.,  
(Christensen Law offices)



**DISTRICT COURT  
CLARK COUNTY, NEVADA****Negligence - Auto****COURT MINUTES****May 22, 2008**

---

07A549111                      James Nalder  
                                                 vs  
                                                 Gary Lewis

---

**May 22, 2008                      9:00 AM                      Prove Up/Default**

**HEARD BY:** Cadish, Elissa F.                                              **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:**

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**                      Christensen, Thomas F.                      Attorney  
                                                 Nalder, James                                              Plaintiff  
                                                 Sampson, David F.                                              Attorney

**JOURNAL ENTRIES**

- Plaintiff's Sworn & Testified. Following argument of counsel. COURT ORDERED, Default is GRANTED. \$3,500,000.00 AWARDED to cover all categories of damages.

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Negligence - Auto****COURT MINUTES****May 29, 2008**

---

07A549111                      James Nalder  
                                                 vs  
                                                 Gary Lewis

---

**May 29, 2008                      9:00 AM                      Status Check**

**HEARD BY:** Cadish, Elissa F.                                              **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:**

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**              Sampson, David F.                                              Attorney

**JOURNAL ENTRIES**

- Court advised she received proof of sanctions was paid and the account has not been established yet. Mr. Sampson provided a letter from Shelly Mack indicating Toni Perez was having a delay. COURT ORDERED, matter CONTINUED and if proof not filed then counsel and representatives need to explain why the account is not established.  
6/26/08 9:00 AM STATUS CHECK: BLOCKED ACCOUNT

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Negligence - Auto****COURT MINUTES****June 26, 2008**

---

07A549111                      James Nalder  
                                                 vs  
                                                 Gary Lewis

---

**June 26, 2008                      9:00 AM                      Status Check**

**HEARD BY:** Cadish, Elissa F.                                              **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:**

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**              Sampson, David F.                                              Attorney

**JOURNAL ENTRIES**

- Mr. Sampson advised the Court he received last night via Federal Express confirmation the blocked account has been established & has the proof. CONFERENCE AT BENCH. The Court is satisfied the blocked account has been established and admonished counsel to make sure any social security numbers are redacted from the documents prior to filing.

September 02, 2008

Minutes Date: March 03, 2008

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Negligence - Auto****COURT MINUTES****October 06, 2008**

---

07A549111                      James Nalder  
                                                 vs  
                                                 Gary Lewis

---

**October 06, 2008              3:00 AM              Status Check**

**HEARD BY:**    Cadish, Elissa F.

**COURTROOM:**

**COURT CLERK:**

**RECORDER:**

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Pursuant to Law Clerk, an amended proof of establishment of the blocked account has been filed with the social security number redacted. COURT ORDERED, CASE CLOSED.

September 19, 2018

March 03, 2008

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Negligence - Auto

COURT MINUTES

October 24, 2018

07A549111                      James Nalder  
                                                 vs  
                                                 Gary Lewis

October 24, 2018

10:55 AM

Minute Order

Minute Order Re:  
Recusal

HEARD BY: Jones, David M

COURTROOM: RJC Courtroom 15A

COURT CLERK: April Watkins

RECORDER: Melissa Murphy-Delgado

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Christensen, Thomas F.	Attorney
	Douglas, Matthew J	Attorney
	Tindall, Randy W.	Attorney
	Winner, Thomas E.	Attorney

**JOURNAL ENTRIES**

- E. Breen Arntz, Esq., present on behalf of Deft. David A. Stephens, Esq., present on behalf of Pltf. in A772220.

The Court disclosed Mr. Tindall worked with the Court in the firm for Farmers Insurance and does not see any conflict. Mr. Winner stated he does not see a conflict. Mr. Christensen stated he and Mr. Lewis does see a conflict because Mr. Lewis submitted a complaint to the bar because Mr. Tindall's representation is not authorized by Mr. Lewis and contrary to his interest. Court inquired what that has to do with the conflict. Mr. Christensen stated he is a Third Party Deft. in the cross claim and third party complaint that was filed. Further, Mr. Christensen requested the Court recuse at this time. Colloquy. Mr. Christensen requested time to review issues and from the very beginning the intervenor filed motion to Intervene. On the face of those motions, the certificate of service was improper on both motions and in both cases. On one it did not have anything filled in as to who was served and on the other one it was checked electronic service but Mr. Stephens was not on the Court's electronic service platform at the time that they signed and also did not have any service for Mr.

Lewis or any attorney representing Mr. Lewis and those motions are defective to begin with. When Mr. Stephens discovered these motions were filed, filed oppositions and delivered courtesy copies to the Court prior to the hearing date. The Intervenor also filed replies and those oppositions were not considered by the Court and the Court granted the motions that were not properly noticed and then had an order prepared that was not run by anyone in the case and did not sign stipulated judgment that was submitted to the Court prior to the hearing on the motion but did sign order allowing intervention which is improper. Post judgment intervention is clear Nevada law that you cannot intervene after trial and that is in the other case that is already to judgment. Additionally, still waiting for the stipulated judgment in this case and have no information why we have not received that. Gary Lewis submitted bar complaint against Mr. Tindall for his entering appearances on his behalf. Court stated he is not hearing this as it does not come before this Court. Mr. Winner objected to counsel advising of the bar complaint. Mr. Christensen further stated bar counsel immediately dismissed the bar complaint and said Mr. Tindall is involved in this ongoing case and they were not going to do anything. If a judge refers this to the bar, then they will investigate. Further, Mr. Christensen requested the Court refer Mr. Tindall to the bar. There has been letters sent to Mr. Tindall from Mr. Lewis advising his to stop representing him, stop putting forth frivolous defenses in case on Mr. Lewis' behalf and Mr. Tindall refuses to. Colloquy. Opposition by Mr. Winner as to the request for this Court to recuse and believes the new pleadings are frivolous and a clumsy effort forcing the Court to appoint another judge on the case. Colloquy. Further opposition by Mr. Winner. Due to this Court and Mr. Tindall having a previous working relationship, to avoid the appearance of impropriety and implied bias, this Court hereby disqualifies itself and ORDERS, this case be REASSIGNED at random.



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Negligence - Auto****COURT MINUTES****November 30, 2018**

07A549111                      James Nalder  
                                                 vs  
                                                 Gary Lewis

**November 30, 2018      11:30 AM              Minute Order**

**HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:****REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Intervenor United Automobile Insurance Company filed a Motion to Consolidate on Order Shortening Time on November 26, 2018. Defendant/Third Party Plaintiff Gary Lewis filed its Opposition and Countermotion to Set Aside Void Order and to Strike All Filings by Intervenor, or, in the Alternative, for Summary Judgment on November 27, 2018. The matter was subsequently scheduled for hearing on November 28, 2018.

After considering the pleadings and argument of counsel, the Court GRANTS United Automobile Insurance Company's Motion to Consolidate on Order Shortening Time and DEFERS Defendant/Third Party Plaintiff Lewis' Countermotion to Set Aside Void Order and to Strike All Filings by Intervenor, or, in the Alternative, for Summary Judgment.

The Court finds that claims in both cases arise from the same car accident and the same issues of law and facts exist in both cases. The Court further finds that decisions made in both cases, as well as the matters currently on appeal, will affect the litigation in both cases and so it is beneficial for the cases to be consolidated. Further, the cases were both being litigated before Department XXIX prior to the cases being reassigned and being placed in separate departments. The Court further finds that the parties will not be prejudiced by the consolidation of the cases and that judicial economy favors their consolidation. The Court hereby consolidates Case No. A772220 into Case No. A594111.

The Court finds that the issues brought up in the Countermotion are currently being litigated in the Nevada Supreme Court on appeal and so the Court does not have the jurisdiction to hear them. The Court will DEFER ruling on the Countermotion pending the decision from the Nevada Supreme Court.

The Court hereby VACATES the November 28, 2018 hearing. Intervenor is directed to prepare a proposed order including detailed findings of fact and conclusions of law, and to circulate it to opposing counsel for approval as to form and content before submitting it to chambers for signature.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Negligence - Auto****COURT MINUTES****January 09, 2019**

07A549111                      James Nalder  
                                         vs  
                                         Gary Lewis

**January 09, 2019                      8:30 AM                      All Pending Motions**

**HEARD BY:** Johnson, Eric                      **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:** Angie Calvillo

**REPORTER:**

**PARTIES**

**PRESENT:**                      Douglas, Matthew J                      Attorney  
                                         Waite, Dan R                      Attorney  
                                         Winner, Thomas E.                      Attorney

**JOURNAL ENTRIES**

- Also present: David Stephens, Thomas Christensen and Breen Arntz.

Following lengthy arguments by Mr. Tindall, Mr. Arntz, Mr. Douglas, Mr. Winner, Mr. Stephens and Mr. Christensen, COURT ORDERED, AS TO:

DEFENDANT'S MOTION TO STRIKE BOTH DEFENDANT'S MOTION FOR RELIEF FROM JUDGMENT AND DEFENDANT'S MOTION TO DISMISS: Motion GRANTED.

UAIC'S MOTION FOR RELIEF FROM JUDGMENT PURSUANT TO NRCP 60: Motion DENIED.

DEFENDANT'S MOTION TO STRIKE DEFENDANT'S MOTION FOR RELIEF FROM JUDGMENT: Motion GRANTED.

DEFENDANT'S MOTION FOR RELIEF FROM JUDGMENT PURSUANT TO NRCP 60: Motion WITHDRAWN.

UAIC'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT AND MOTION FOR COURT TO DENY STIPULATION TO ENTER JUDGMENT BETWEEN PLAINTIFF AND LEWIS AND/OR IN THE ALTERNATIVE TO STAY SAME PENDING HEARING ON MOTION TO DISMISS: Motion GRANTED-IN-PART.

DEFENDANT'S MOTION TO DISMISS: Motion WITHDRAWN.

MOTION FOR RELIEF FROM ORDERS AND JOINDER IN MOTIONS FOR RELIEF FROM ORDERS ON ORDER SHORTENING TIME: Motion DENIED.

UAIC'S OPPOSITION TO THIRD PARTY PLAINTIFF LEWIS MOTION FOR RELIEF FROM ORDER AND JOINDER IN MOTIONS FOR RELIEF FROM ORDERS ON ORDER SHORTENING TIME AS WELL AS UAIC'S OPPOSITION TO PLAINTIFF'S MOTION TO SET ASIDE ORDER, PURSUANT TO N.R.C.P. 60(B), ALLOWING UAIC TO INTERVENE & OPPOSITION TO DEFENDANT LEWIS' MOTION FOR RELIEF FROM ORDERS AND JOINDER IN MOTIONS FOR RELIEF FROM ORDERS AND UAIC'S COUNTER-MOTION TO STAY PENDING RULING ON APPEAL: Motion GRANTED-IN-PART.

DEFENSE'S MOTION TO WITHDRAW AS COUNSEL ON OST: Motion GRANTED.

MOTION TO WITHDRAW AS COUNSEL ON ORDER SHORTENING TIME: Motion GRANTED.

PLAINTIFF'S MOTION TO SET ASIDE ORDER, PURSUANT TO NRCP 60 (b) ALLOWING UAIC TO INTERVENE: Motion DENIED.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Negligence - Auto****COURT MINUTES****January 22, 2019**

07A549111                      James Nalder  
                                                 vs  
                                                 Gary Lewis

**January 22, 2019                      7:15 AM                      Minute Order**

**HEARD BY:** Johnson, Eric                                              **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:**

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Plaintiff Cheyenne Nalder filed a Motion for Summary Judgment and Relief from Order Pursuant to NRCP 60(b) on November 28, 2018. Defendant UAIC filed its Opposition and Countermotion to Stay Proceedings Pending Appellate Ruling on December 20, 2018. Defendant UAIC filed a Motion to Dismiss Third Party Plaintiff Lewis' Third Party Complaint on November 15, 2018. Defendant Gary Lewis filed an Opposition and Countermotion for Summary Judgment on November 27, 2018. UAIC filed its Opposition and Countermotion to Strike Affidavit of Lewis and/or Stay Proceedings Pending Appellate Ruling and/or Stay Countermotion for Summary Judgment Pursuant to NRCP 56(f). These matters were subsequently scheduled for hearing on January 23, 2019.

After considering the pleadings and argument of counsel, the Court GRANTS UAIC's Countermotion to Stay Proceedings Pending Appellate Ruling and STAYS Plaintiff's Motion for Summary Judgment and Relief from Order Pursuant to NRCP 60(b). Based on the hearing set on January 9, 2019, the Court finds that the issues raised in the Plaintiff ' Motion are the same as those which are currently before the Nevada Supreme Court. Therefore, in the interest of judicial economy, the Court stays Plaintiff's motion until a decision has been issued by the Nevada Supreme Court.

After considering the pleadings and argument of counsel, the Court GRANTS UAIC's Countermotion to Stay Proceedings Pending Appellate Ruling and STAYS UAIC's Motion to Dismiss Third Party

Plaintiff Lewis' Third Party Complaint and STAYS Defendant Lewis' Countermotion for Summary Judgment. Further, the Court DENIES UAIC's Countermotion to Strike Affidavit of Lewis and DENIES UAIC's Countermotion for Summary Judgment Pursuant to NRCP 56(f). The Court finds that, while it believes that the ruling in the Federal Court is a final judgment and the Court would be inclined to agree that the same issues have been dealt with in the Federal case. So, in the interest of judicial economy, the Court stays ruling on the Motion to Dismiss and the Countermotion for Summary Judgment pending a decision from the Ninth Circuit Court of Appeals regarding the bad faith claim.

The Court hereby VACATES the January 23, 2019 hearing. Counsel for UAIC is directed to prepare a proposed order and to circulate it to opposing counsel for approval as to form and content before submitting it to chambers for signature.

Law Clerk to notify the parties.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Negligence - Auto****COURT MINUTES****April 10, 2019**

07A549111                      James Nalder  
                                         vs  
                                         Gary Lewis

**April 10, 2019                      8:30 AM                      All Pending Motions**

**HEARD BY:** Johnson, Eric                      **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:** Angie Calvillo

**REPORTER:**

**PARTIES**

**PRESENT:**                      Douglas, Matthew J                      Attorney  
                                         Stephens, David Allen                      Attorney

**JOURNAL ENTRIES**

- THIRD PARTY PLAINTIFF'S MOTION FOR RECONSIDERATION OF ORDERS SIGNED 2/11/19, MOTION FOR HEARING AND MOTION FOR RELIEF FROM ORDERS...THIRD PARTY PLAINTIFF'S MOTION FOR RECONSIDERATION, MOTION FOR HEARING AND MOTION FOR RELIEF FROM ORDER...PLAINTIFF'S JOINDER IN MOTION FOR RECONSIDERATION OF ORDERS SIGNED 2/11/12019, MOTION FOR HEARING, AND MOTION FOR RELIEF FROM ORDERS

Also present, Thomas Christensen, representing Third Party Plaintiff.

Arguments by Mr. Christensen in support of his position. Statements by Mr. Stephens and Mr. Douglas. Following, COURT ORDERED, all Motions are DENIED. Colloquy as to the Supreme Court decision. Following, COURT ORDERED, status check date of 10/23 is MOVED UP to the end of August.

8/28/19 10:30 AM STATUS CHECK: SUPREME COURT DECISION

# Certification of Copy

State of Nevada }  
County of Clark } SS:

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

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT  
DOCKET ENTRIES; CIVIL COVER SHEET; ORDER; NOTICE OF ENTRY OF ORDER; DISTRICT  
COURT MINUTES

JAMES NALDER, individual and as Guardian  
Ad Litem for CHEYENNE NALDER,

Plaintiff(s),

vs.

GARY LEWIS,

Defendant(s),

UNITED AUTOMOBILE INSURANCE  
COMPANY,

Intervenor.

Case No: 07A549111

*Consolidated with A-18-772220-C*

Dept No: XX

now on file and of record in this office.

**IN WITNESS THEREOF**, I have hereunto  
Set my hand and Affixed the seal of the  
Court at my office, Las Vegas, Nevada  
This 23 day of August 2019.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk



## LEWIS ROCA ROTHGERBER CHRISTIE LLP

CHECK NO: 195677

REF #	INVOICE #	DATE	DESCRIPTION	AMOUNT PAID
796828	82219	08-22-19	305486-00001 Filing Fee for Nevada Supreme Court/Notice of Appeal	250.00

CHECK DATE

08/22/19

Phoenix Op Acct #3317939274

**Lewis Roca**  
**ROTHGERBER CHRISTIE**201 E Washington Street-Suite 1200  
Phoenix, Arizona 85004-2595  
Telephone (602) 262-5311

CHECK NO: 195677

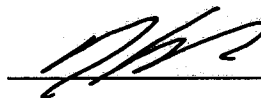
WELLS FARGO  
Main Office  
Phoenix, Arizona

91-527/1221

CHECK AMOUNT

\$250.00

TWO HUNDRED FIFTY AND 00/100 Dollars

PAY  
TO THE  
ORDER OFNevada Supreme Court  
200 Lewis Ave 17th Floor  
Las Vegas, NV 89101

⑈ 195677 ⑈

⑈ 122105278 ⑈

⑈ 3317939274 ⑈