

Andrew Scott Flahive, Esq.  
Nevada Bar No. 9556  
FLAHIVE & ASSOCIATES, LTD.  
330 E. Warm Springs, Suite A-18  
Las Vegas, NV 89119  
(702) 834-8664  
[flahivelaw@cox.net](mailto:flahivelaw@cox.net)

**Attorney for Appellants/Plaintiffs**  
**PARVIZ SAFARI, MANDANA**  
**ZAHEDI, MEDITEX, LLC**

Electronically Filed  
Nov 20 2019 02:36 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

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

PARVIZ SAFARI and MANDANA ZAHEDI,  
an individual and on behalf of MEDITEX,  
LLC, a Nevada limited liability company,

Plaintiffs,

vs.

HAMID MODJTAHED, an individual;  
MOHAMMAD MOJTAHED, an individual;  
ALI MOJTAHED, an individual; DOES 1  
through X; and ROE CORPORATIONS I  
through X, inclusive,

Defendants.

Case No.: A-15-729030-B  
Dept. No. XIII

**Supreme Court No. 79926**

**CASE APPEAL STATEMENT**

Pursuant to NRAP 3(f), Plaintiffs PARVIZ SAFARI and MANDANA ZAHEDI, as  
individuals, hereby provide the following Case Appeal Statement:

**1. Name of appellants filing this case appeal statement:**

PARVIZ SAFARI, an individual and MANDANA ZAHEDI, an individual

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

The Honorable Judge Denton, District Judge, Eighth Judicial District Court of the State  
of Nevada in and for Clark County, Department 13

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

2           Parviz Safari and Mandana Zahedi  
3           Andrew S Flahive, Esq.  
4           FLAHIVE & ASSOCIATES, LTD.  
5           330 E. Warm Springs, Suite A-18  
6           Las Vegas, NV 89119  
7           (702) 834 8664

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

12           HAMID MODJTAHED, an individual; MOHAMMAD MOJTAHED, an individual  
13           Appellate counsel is unknown: Trial counsel was:  
14           Jonathan D. Blum, Esq.  
15           KOLESAR & LEATHEM  
16           400 South Rampart Blvd., Suite 400  
17           Las Vegas, NV 89145  
18           (702) 362 7800

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

23           Upon information and belief, all attorneys identified above are licensed to practice law in  
24           Nevada

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

27           Appellant was represented by retained counsel in district court.

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

Appellant is currently represented by retained counsel on appeal.

**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:**

Appellant was not granted leave to proceed in forma pauperis.

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

The Complaint in this matter was filed December 15, 2015. The Amended Complaint was filed May 26, 2016. The Answer and Crossclaim was filed June 13, 2016. The Answer to Counterclaim [sic] was filed July 5, 2016.

**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 case centers around various business partners who were shipping vitamins and breathing apparatus to the Middle East. The Plaintiffs allege the Defendants never paid the full amount owed to them from the vitamin sales. The Defendants/Counter-Plaintiff's alleged a complex scheme of fraud conducted by Plaintiffs/Counter-Defendants revolving mostly around the breath apparatus sales. The Court found the Plaintiffs could not prove their case and that the Defendants/Counter-Plaintiffs could prove their case. The Court entered a Judgment in favor of the Defendants/Counter-Plaintiffs.

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

This case has not previously been subject to appeal.

1 **12. Indicate whether his appeal involves child custody or visitation:**

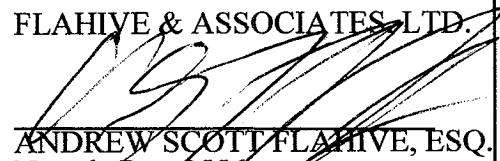
2 This case does not involve child custody or visitation.

3 **13. If this is a civil case, indicate whether this appeal involves the possibility of**  
4 **settlement:**

5 It is highly unlikely that this case could settle.  
6

7  
8 Dated this November 20, 2019

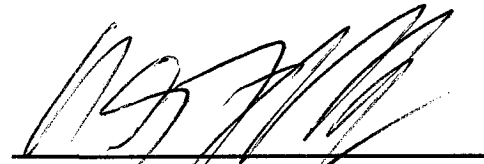
9 FLAHIYE & ASSOCIATES, LTD.

10   
11 ANDREW SCOTT FLAHIYE, ESQ.  
12 Nevada Bar #9556  
13 330 E. Warm Springs, Suite A-18  
14 Las Vegas, NV 89119  
15 (702) 834-8664  
16 [flahivelaw@cox.net](mailto:flahivelaw@cox.net)  
17 Attorney for Appellants/Plaintiffs  
18 PARVIZ SAFARI, MANDANA  
19 ZAHEDI, MEDITEX, LLC  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 20<sup>th</sup> day of November, 2019, a true and correct copy of **CASE APPEAL STATEMENT** was served by mail, by placing the document listed above in a sealed envelope with postage thereon fully prepaid in the U.S. Mail address to:

Jonathan D. Blum, Esq.  
KOLESAR & LEATHAM  
400 South Rampart Blvd, Suite 400  
Las Vegas, NV 89145  
*Attorneys for Respondents*  
*Defendants/*  
*Counter-Claimants*

  
\_\_\_\_\_  
Andrew Scott Flahive, Esq.