

IN THE SUPREME COURT OF THE STATE OF NEVADA

Supreme Court Case No. 77320
Consolidated with 80508

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Clerk of Supreme Court

HELIX ELECTRIC OF NEVADA, LLC,

Appellant,

v.

APCO CONSTRUCTION, INC., A NEVADA CORPORATION,

Respondent.

**JOINT APPENDIX
VOLUME 102**

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CHRONOLOGICAL APPENDIX OF EXHIBITS

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¹ Filed January 31, 2018

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	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546- JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551- JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564- JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO (\$33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568- JA002571	44
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572- JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576- JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578- JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580- JA002581	46

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	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582- JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592- JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599- JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613- JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652- JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677- JA002713	48
	Trial Exhibit 171 - Work Order No. 100	JA002714- JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719- JA002730	48

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	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731- JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746- JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748- JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752- JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772- JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798- JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826- JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029- JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334- JA003338	55
	Helix Trial Exhibits:		
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57 /58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61

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	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65 /66/67/ 68/69/70/ 71/72 /73/74/75 /76/77
01-19-18	Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA005282- JA005283	78
01-18-18	Transcript – Bench Trial (Day 2)²	JA005284- JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) (<i>Admitted</i>)	JA005371- JA005623	78/79/80
01-19-18	Transcript – Bench Trial (Day 3)³	JA005624- JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint (<i>Admitted</i>)	JA005786- JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone (<i>Admitted</i>)	JA005802- JA005804	80

² Filed January 31, 201879

³ Filed January 31, 2018

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 320 – June-August Billings—not paid to APCO (<i>Admitted</i>)	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec (<i>Admitted</i>)	JA005806-	80
	Trial Exhibit 536 – Lien math calculations (handwritten) (<i>Admitted</i>)	JA005807- JA005808	80
	Trial Exhibit 804 – Camco Correspondence (<i>Admitted</i>)	JA005809- JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien (<i>Admitted</i>)	JA005817- JA005819	81
01-24-18	Transcript – Bench Trial (Day 5)⁴	JA005820- JA005952	81
03-08-18	Letter to Judge Denton submitting Helix Electric of Nevada, LLC’s (Proposed) Findings of Fact and Conclusions of Law	JA005953- JA005985	81
03-08-18	Letter to Judge Denton submitting APCO Construction, Inc.’s Proposed Findings of Fact and Conclusions of Law	JA005986- JA006058	8/821
03-08-18	APCO Construction Inc.’s Post-Trial Brief	JA006059- JA006124	82/83
03-23-18	APCO Opposition to Helix Electric of Nevada, LLC’s Findings of Fact and Conclusions of Law	JA006125- JA006172	83/84
03-23-18	Helix Electric of Nevada, LLC’s Responses to APCO Construction’s Post-Trial Brief	JA006173- JA006193	84
04-25-18	Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO	JA006194- JA006264	84/85

⁴ Filed January 31, 201883

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05-08-18	APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA006265- JA006284	85
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285- JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357- JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370- JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386- JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399- JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403- JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407- JA006411	87
	Exhibit 7A – Billing Entries	JA006412- JA006442	87/88

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 7B – Time Recap	JA006443- JA006474	88
	Exhibit 8 – Declaration of Cody S. Munteer, Esq. in Support of Motion for Attorney’s Fees and Costs	JA006475- JA006478	88
	Exhibit 9 – APCO Construction, Inc.’s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479- JA006487	88
	Exhibit 10 – Depository Index	JA006488- JA006508	88/89
05-08-18	Helix Electric of Nevada, LLC’s Motion to Retax Costs Re: Defendant APCO Construction’s Memorandum of Costs and Disbursements	JA006509- JA006521	89
05-31-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]	JA006522 JA006540	89
06-01-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.’s Against APCO Construction, Inc.]	JA006541 JA006550	90
06-01-18	Helix Electric of Nevada, LLC’s Motion for Attorneys’ Fees, Interest and Costs	JA006551- JA006563	90
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564- JA006574	90

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	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575- JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581- JA006601	90
	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC’s Motion for Attorneys’ Fees, Interest and Costs	JA006583- JA006588	90
	Exhibit 5 – Summary of Fees	JA006589- JA006614	90
06-15-18	APCO Construction, Inc.’s Opposition to Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.’s Motions to Retax Costs	JA006615- JA006637	90/91
	Exhibit 1-A Declaration of Mary Bacon in Support of APCO’s Supplement to its Motion for Attorney’s Fees	JA006635 JA006638	91
	Exhibit 1-B – Declaration of Cody Munteer in Support of APCO’s Supplement to its Motion for Attorney’s Fees	JA006639- JA006916	91/92/93 94/95/96
06-15-18	Helix Electric of Nevada, LLC’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA006917 – JA006942	96
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943- JA006948	96

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 2 – Notice of Entry of Denying APCO Construction’s Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949- JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955- JA006958	96
	Exhibit 4 – Order Denying <i>En Banc</i> Reconsideration	JA006959- JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA006964- JA006978	96
	Exhibit 6A – Interstate Plumbing and Air Conditioning, LLC’s Response to Special Master Questionnaire	JA006977- JA006980	96
	Exhibit 6B – Nevada Prefab Engineers, Inc.’s Response to Special Master Questionnaire	JA006981- JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.’s Response to Special Master Questionnaire	JA006985- JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal’s Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC’s Special Master Questionnaire	JA007002- JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006- JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037- JA007060	97

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042- JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff’s Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054- JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057- JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction’s Omnibus Motion <i>in Limine</i>	JA007060- JA007088	97
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC’s Motion in Limine (against APCO Construction)	JA007070- JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions’ Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079- JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction’s Motion for Reconsideration of Order Granting Partial Summary	JA007085- JA007087	97

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Judgment Precluding Defenses Based on Pay-if-Paid Agreements		
	Exhibit 15 – Notice of Association of Counsel	JA007088- JA007094	97
06-15-18	Plaintiff in Intervention National Wood Products, Inc.’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA007095- JA007120	97/98
06-15-18	Declaration of S. Judy Hirahara in support of National Woods’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA007121- JA007189	98
06-18-18	Plaintiff in Intervention National Wood Products, Inc.’s Joinder to Helix Electric of Nevada, LLC’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA007190- JA007192	99
06-21-18	Helix Electric of Nevada, LLC’s Notice of Non-Opposition to its Motion for Attorney’s Fees, Interest and Costs	JA007193- JA007197	99
06-29-18	APCO Construction, Inc.’s Reply in Support of its Motion for Attorney’s Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA007198- JA007220	99
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221- JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223- JA007224	99

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07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238- JA007245	100
07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246- JA007261	100
08-08-18	Court's Decision on Attorneys' Fees and Cost Motions	JA007262- JA007280	100
09-28-18	Notice of Entry of (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281- JA007299	100
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300- JA007312	100/101
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007313- JA007315	101

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
08-06-19	Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA007316- JA007331	101
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA007332- JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336- JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345- JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395- JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of Nevada, LLC, SWPPP Compliance	JA007401- JA007517	102/103

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Solutions, Inc., E&E Fire Protection		
	Exhibit 6 – Order Dismissing Appeal in Part (Case No. 76276)	JA007518- JA007519	103
	Exhibit 7 – Order to Show Cause	JA007520- JA007542	103
	Exhibit 8 -Order Dismissing Appeal (Case No. 76276)	JA007524- JA007527	103
	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528- JA007541	103
	Exhibit 10 (Part One)	JA007537- JA007542	103
	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543- JA007585	103
	Exhibit 10B -Docket 08A571228 (APCO v. Gemstone)	JA007586- JA008129	103/104/105 /106/107 /108/109
	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130- JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants’ Motions for Partial Summary Judgment Against Gemstone Development West	JA008139- JA008141	109
	Exhibit 10 (Part Two)	JA008142- JA008149	109

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150- JA008167	109
	Exhibit 10F – Special Master Report Regarding Remaining Parties to the Litigation and Discovery Status	JA008168- JA008170	109
	Exhibit 10EG – Notice of Entry of Granting Plaintiff’s Motion to Dismiss	JA008171- JA008177	109
	Exhibit 10H – Complaint re Foreclosure	JA008178- JA008214	109
	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215- JA008230	109
	Exhibit 10J – APCO Construction’s Answer to Accuracy Glass & Mirror Company’s First Amended Complaint re Foreclosure	JA008231- JA008265	109/110
	Exhibit 10K – Answer to Accuracy Glass & Mirror Company, Inc.’s Complaint and Camco Pacific Construction, Inc.’s Counterclaim	JA008266- JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.’s Answer to Camco Pacific Construction Company’s Counterclaim	JA008286- JA008290	110
	Exhibit 10M – Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291- JA008306	110
	Exhibit 10N – APCO Construction’s Answer to Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307- JA008322	110
	Exhibit 10O – Answer to Helix Electric’s Statement of Facts	JA008323- JA008338	110

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.'s Counterclaim		
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC's Motion for Attorney's Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348- JA008367	110
	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368- JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenetec Against APCO	JA008379- JA008450	110/111
	Exhibit 10T -WRG Design, Inc.'s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451- JA008486	111
	Exhibit 10U – APCO Construction's Answer to WRG Design Inc.'s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468- JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.'s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc.'s Counterclaim	JA008484- JA008504	111

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505- JA008512	111
	Exhibit 10X – WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518- JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction's Counterclaim	JA008531- JA008551	111
	Exhibit 10AA – Notice of Entry of Granting Heinaman Glazing's Motion for Attorneys's Fees, Interest and Costs	JA008552- JA008579	111/112
	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561- JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing's Answer to Camco Pacific Construction Company's Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589- JA00861	112
	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party	JA008602- JA008621	112

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Complaint and Camco Pacific Construction, Inc.'s Counterclaim		
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622- JA008624	112
	Exhibit 10GG – HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625- JA008642	112
	Exhibit 10HH – APCO Construction's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643- JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658- JA008664	112
	Exhibit 10JJ -Defendants Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008665- JA008681	112
	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682- JA008685	112
	Exhibit 10LL – HD Supply Waterworks, LP's Voluntary Dismissal of Platte River Insurance Company Only Without Prejudice	JA008686- JA008693	112

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 10MM – Scott Financial Corporation’s Answer to HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694- JA008717	112/113
	Exhibit 10NN-Notice of Appeal	JA008718 JA008723	113
	Exhibit 10OO – Amended Notice of Appeal	JA008724- JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730- JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737- JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747- JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875- JA008758	113
	Exhibit 13 – Stipulation and Order with Prejudice	JA008759- JA008780	113
	Exhibit 14 – Docket/United Subcontractors, Inc. dba Skyline Insulation’s Motion to Enforce Settlement Agreement and Enter Judgment	JA008762- JA008788	113
	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789- JA008798	113

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 16 – Notice of Appeal	JA008799- JA008810	113
08-16-19	APCO’s Opposition to Helix Electric of Nevada LLC’s Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA008811- JA008821	114
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822- JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825- JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent’s Response to Order to Show Cause	JA008829- JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893- JA008896	116
	Exhibit 5 – Chart of Claims	JA008897- JA008924	116
	Exhibit 6 – Answer to Helix Electric’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company, Inc.’s Counterclaim	JA008925- JA008947	116/117
	Exhibit 7 – Answer to Cactus Rose’s Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.’s Counterclaim	JA008948- JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008966- JA008986	117/118

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987- JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998- JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011- JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025- JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039- JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111- JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114- JA009116	119
08-29-19	Helix Electric of Nevada LLC's Reply to APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II)	JA009117- JA009123	119

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Dismiss All Unresolved Claims and/or (III) In The Alternative for a Rule 54(B) Certification as to Helix and APCO		
01-03-20	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification	JA009124- JA009131	119
01-29-20	Notice of Appeal	JA009132- JA009136	119/120
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA009137- JA009166	120
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148- JA009156	120
02-11-20	Case Appeal Statement	JA009157- JA009163	120
02-11-20	APCO's Notice of Cross Appeal	JA009164- JA010310	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorney's Fees and Costs; (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA009168- JA009182	120

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada’s Motion for Rule 54(b) Certification	JA009183- JA00991	120

ALPHABETICAL APPENDIX OF EXHIBITS

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
08-05-09	APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA000016 – JA000030	1
05-08-18	APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA006265- JA006284	85
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285- JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357- JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370- JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386- JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399- JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403- JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407- JA006411	87
	Exhibit 7A – Billing Entries	JA006412-	87/88

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		JA006442	
	Exhibit 7B – Time Recap	JA006443- JA006474	88
	Exhibit 8 – Declaration of Cody S. Mounter, Esq. in Support of Motion for Attorney’s Fees and Costs	JA006475- JA006478	88
	Exhibit 9 – APCO Construction, Inc.’s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479- JA006487	88
	Exhibit 10 – Depository Index	JA006488- JA006508	88/89
06-06-13	APCO’s Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO’s Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time	JA000044- JA000054	1
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (I) APCO’s Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO’s Motion for Judgment Against Gemstone Only	JA000055- JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317- JA000326	6
02-11-20	APCO’s Notice of Cross Appeal	JA009164- JA010310	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.’s Motion for Attorney’s Fees and Costs; (2) Granting APCO Construction, Inc.’s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC’s	JA009168- JA009182	114

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply		
	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada's Motion for Rule 54(b) Certification	JA009183- JA00991	120
11-06-17	APCO Construction, Inc.'s Omnibus Motion <i>in Limine</i>	JA000590 JA000614	9
	Exhibit 1 – Second Amended Notice of taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA000615- JA000624	9
	Exhibit 2 – Zitting Brothers Construction, Inc.'s Motion for Partial Summary Judgment Against APCO Construction	JA000625- JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting's Deposition Transcript taken October 27, 2017	JA000647- JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679- JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731- JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809- JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827- JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832- JA000837	12
	Exhibit 9 – Email from Eric Zimbelman dated October 17, 2017	JA000838- JA000844	12
	Exhibit 10 – Special Master Report, Recommendation and District Court Order	JA00845- JA000848	12

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 11 – Plaintiff in Intervention, National Wood Products, Inc.’s Initial Disclosures Pursuant to NRCP 16.1	JA000849- JA000856	12
	Exhibit 12 – Plaintiff in Intervention, National Wood Products, Inc.’s First Supplemental Disclosures Pursuant to NRCP 16.1	JA000857- JA000864	12
	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865- JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC’s 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874- JA000897	12
03-23-18	APCO Opposition to Helix Electric of Nevada, LLC’s Findings of Fact and Conclusions of Law	JA006125- JA006172	83/84
08-16-19	APCO’s Opposition to Helix Electric of Nevada LLC’s Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA008811- JA008821	114
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822- JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825- JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent’s Response to Order to Show Cause	JA008829- JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893- JA008896	116
	Exhibit 5 – Chart of Claims	JA008897- JA008924	116
	Exhibit 6 – Answer to Helix Electric’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008925- JA008947	116/117

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Pacific Construction Company, Inc.'s Counterclaim		
	Exhibit 7 – Answer to Cactus Rose's Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.'s Counterclaim	JA008948- JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction's Counterclaim	JA008966- JA008986	117/118
	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987- JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998- JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011- JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025- JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039- JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111- JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114- JA009116	119

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	Exhibit 1-B – Declaration of Cody Mounteer in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006639- JA006916	91/92/93 94/95/96
11-14-17	APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC's Motions in Limine Nos. 1-4	JA000929- JA000940	13/14
	Exhibit 1 – Excerpts from the Deposition Transcript of Mary Jo Allen taken July 18, 2017	JA000941- JA000966	14/15/16
	Exhibit 2 – Helix Electric's Manhattan West Billing/Payment Status through August 2008	JA000967- JA000969	16/17
	Exhibit 3 – Excerpts from the Deposition Transcript of Andrew Rivera taken July 20, 2017	JA000970- JA000993	17/18/19
08-21-17	APCO Construction's Opposition to Peel Brimley Lien Claimants' Partial Motion for Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA000393- JA000409	6/7
	Exhibit A – Excerpt from 30(b)(6) Witness for Helix Electric of Nevada, LLC taken July 20, 2017	JA000410- JA000412	7
03-08-18	APCO Construction Inc.'s Post-Trial Brief	JA006059- JA006124	82/83
11-15-17	APCO Construction, Inc.'s Reply in Support of its Omnibus Motion in Limine	JA001133 JA001148	21

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	Exhibit 1 – Special Master Report Regarding Discovery Status	JA001149- JA001151	21
	Exhibit 2 – Notice of Taking NRCP Rule 30(b)(6) Deposition of the Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA001152- JA001160	21
06-29-18	APCO Construction, Inc.’s Reply in Support of its Motion for Attorney’s Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA007198- JA007220	99
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221- JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223- JA007224	99
04-26-10	CAMCO and Fidelity’s Answer and CAMCO’s Counterclaim	JA000031- JA000041	1
11-14-17	Camco Pacific Construction Company, Inc.’s Opposition to Lien Claimants’ Motions in Limine Nos. 1-6	JA000898- JA000905	12
	Exhibit A – Nevada Construction Services Cost Plus GMP Contract Disbursement Agreement	JA000906- JA000907	12
	Exhibit B – Scott Financial Corporation’s April 28, 2009 letter to the Nevada State Contractor’s Board	JA000908- JA000915	2/13
	Exhibit C – E-mail from Alex Edelstein dated December 15, 2008 Re: Letter to Subs	JA000916- JA000917	13
	Exhibit D – Camco Pacific’s letter dated December 22, 2008	JA000918- JA000920	13
	Exhibit E – Order Approving Sale of Property	JA000921- JA000928	13
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06-15-18	Declaration of S. Judy Hirahara in support of National Woods's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs	JA007121- JA007189	98
06-13-13	Docket Entry and Minute Order Granting APCO's Motion for Summary Judgment Against Gemstone	JA000327	6
04-25-18	Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO	JA006194- JA006264	84/85
11-06-17	Helix Electric of Nevada's Motion <i>in Limine</i> Nos. 1-4	JA000534- JA000542	8
	Exhibit 1 – Notice of Entry of Order	JA000543- JA000549	8
	Exhibit 2 – Helix Electric of Nevada, LLC's Amended Notice of 30(b)(6) Deposition of APCO Construction	JA000550 JA000558	8/9
	Exhibit 3 - Excerpts from Brian Benson Deposition Transcript taken June 5, 2017	JA000559 JA000574	9
	Exhibit 4 – Excerpts from Mary Jo Allen's Deposition Transcript taken July 18, 2017	JA000575- JA000589	9
06-01-18	Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA006551- JA006563	90
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564- JA006574	90
	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575- JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581- JA006601	90

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC’s Motion for Attorneys’ Fees, Interest and Costs	JA006583- JA006588	90
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08-06-19	Helix Electric of Nevada LLC’s Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA007316- JA007331	101
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.’s Against APCO Construction, Inc.	JA007332- JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.’s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC’s Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC’s Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.’s Motion to File a Surreply	JA007336- JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345- JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395- JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of	JA007401- JA007517	102/103

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	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528- JA007541	103
	Exhibit 10 (Part One)	JA007537- JA007542	103
	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543- JA007585	103
	Exhibit 10B -Docket 08A571228 (APCO v. Gemstone)	JA007586- JA008129	103/104/105/ 106/107/108 109
	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130- JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants’ Motions for Partial Summary Judgment Against Gemstone Development West	JA008139- JA008141	109
	Exhibit 10 (Part Two)	JA008142- JA008149	109
	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150- JA008167	109
	Exhibit 10F – Special Master Report Regarding Remaining Parties to the Litigation and Discovery Status	JA008168- JA008170	109

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	Exhibit 10H – Complaint re Foreclosure	JA008178- JA008214	109
	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215- JA008230	109
	Exhibit 10J – APCO Construction’s Answer to Accuracy Glass & Mirror Company’s First Amended Complaint re Foreclosure	JA008231- JA008265	109/110
	Exhibit 10K – Answer to Accuracy Glass & Mirror Company, Inc.’s Complaint and Camco Pacific Construction, Inc.’s Counterclaim	JA008266- JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.’s Answer to Camco Pacific Construction Company’s Counterclaim	JA008286- JA008290	110
	Exhibit 10M – Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291- JA008306	110
	Exhibit 10N – APCO Construction’s Answer to Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307- JA008322	110
	Exhibit 10O – Answer to Helix Electric’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.’s Counterclaim	JA008323- JA008338	110
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC’s Motion for Attorney’s Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348- JA008367	110

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368- JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenotec Against APCO	JA008379- JA008450	110/111
	Exhibit 10T -WRG Design, Inc.’s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451- JA008486	111
	Exhibit 10U – APCO Construction’s Answer to WRG Design Inc.’s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468- JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.’s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc’s Counterclaim	JA008484- JA008504	111
	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505- JA008512	111
	Exhibit 10X – WRG Design, Inc.’s Answer to Camco Pacific Construction Company, Inc.’s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518- JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing’s Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction’s Counterclaim	JA008531- JA008551	111

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	Exhibit 10AA – Notice of Entry of Granting Heinaman Glazing’s Motion for Attorneys’s Fees, Interest and Costs	JA008552- JA008579	111/112
	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561- JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing’s Answer to Camco Pacific Construction Company’s Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589- JA00861	112
	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint and Camco Pacific Construction, Inc.’s Counterclaim	JA008602- JA008621	112
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622- JA008624	112
	Exhibit 10GG – HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625- JA008642	112
	Exhibit 10HH – APCO Construction’s Answer to HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643- JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658- JA008664	112

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	Exhibit 10JJ -Defendants Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008665- JA008681	112
	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682- JA008685	112
	Exhibit 10LL – HD Supply Waterworks, LP's Voluntary Dismissal of Platte River Insurance Company Only Without Prejudice	JA008686- JA008693	112
	Exhibit 10MM – Scott Financial Corporation's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694- JA008717	112/113
	Exhibit 10NN-Notice of Appeal	JA008718 JA008723	113
	Exhibit 10OO – Amended Notice of Appeal	JA008724- JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730- JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737- JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747- JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875- JA008758	113
	Exhibit 13 – Stipulation and Order with Prejudice	JA008759- JA008780	113

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789- JA008798	113
	Exhibit 16 – Notice of Appeal	JA008799- JA008810	113
05-08-18	Helix Electric of Nevada, LLC’s Motion to Retax Costs Re: Defendant APCO Construction’s Memorandum of Costs and Disbursements	JA006509- JA006521	89
06-21-18	Helix Electric of Nevada, LLC’s Notice of Non-Opposition to its Motion for Attorney’s Fees, Interest and Costs	JA007193- JA007197	99
06-15-18	Helix Electric of Nevada, LLC’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA006917 – JA006942	96
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943- JA006948	96
	Exhibit 2 – Notice of Entry of Denying APCO Construction’s Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949- JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955- JA006958	96
	Exhibit 4 – Order Denying <i>En Banc</i> Reconsideration	JA006959- JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment	JA006964- JA006978	96

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	Exhibit 6B – Nevada Prefab Engineers, Inc.’s Response to Special Master Questionnaire	JA006981- JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.’s Response to Special Master Questionnaire	JA006985- JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal’s Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC’s Special Master Questionnaire	JA007002- JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006- JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037- JA007060	97
	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042- JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff’s Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054- JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057- JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction’s Omnibus Motion <i>in Limine</i>	JA007060- JA007088	97

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC’s Motion in Limine (against APCO Construction)	JA007070- JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions’ Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079- JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction’s Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA007085- JA007087	97
	Exhibit 15 – Notice of Association of Counsel	JA007088- JA007094	97
11-14-17	Helix Electric of Nevada’s Opposition to APCO Construction’s Omnibus Motion in Limine	JA000994- JA001008	20
	Exhibit 1 – Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001009- JA001042	20
	Exhibit 2 - Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001043- JA001055	20
	Exhibit 3 – Special Master Order Requiring Completion of Questionnaire	JA001056- JA001059	20
	Exhibit 4 – Excerpts from the Deposition Transcript of the 30(b)(6) Witness for Helix Electric of Nevada taken July 20, 2017	JA001060- JA001064	20
	Exhibit 5 - Excerpts from the Deposition Transcript of David E. Parry taken June 20, 2017	JA001065 JA001132	20/21
08-29-19	Helix Electric of Nevada LLC’s Reply to APCO’s Opposition to Helix Electric of Nevada LLC’s Motion to (I) Re-	JA009117- JA009123	119

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In The Alternative for a Rule 54(B) Certification as to Helix and APCO		
06-29-18	Helix Electric of Nevada, LLC's Reply Re: Motion to Retax	JA007225- JA007237	100
03-23-18	Helix Electric of Nevada, LLC's Responses to APCO Construction's Post-Trial Brief	JA006173- JA006193	84
06-24-09	Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint	JA000001- JA000015	1
01-12-18	Joint Pre-Trial Memorandum [for APCO Construction, Inc., the Peel Brimley Lien Claimants and National Wood Products, LLC ONLY]	JA001574- JA001594	27/28
	Exhibit 1 – Exhibit List APCO	JA001595- JA001614	28
	Exhibit 2 – Helix Trial Exhibits	JA001615- JA001616	28
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA001617- JA001635	28
	Exhibit 4 – Cactus Rose Trial Exhibits	JA001636- JA001637	28
	Exhibit 5 – Heinaman Trial Exhibits	JA001638- JA001639	28
	Exhibit 6 – Fast Glass Trial Exhibits	JA001640- JA001641	28
	Exhibit 7 – SWPPP Trial Exhibits	JA001642- JA001643	28
	Exhibit 8 - Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion <i>in Limine</i>	JA001644- JA001647	28

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 9 - Amended <i>nunc pro tunc</i> order regarding APCO Construction, Inc.'s Omnibus Motion <i>in Limine</i> No. 7	JA001648- JA001650	28
	Exhibit 10 - Order Granting in Part and Denying in part Helix Electric of Nevada, LLC's Motions <i>in Limine</i> 1-4 (Against APCO Construction)	JA001651- JA001653	28
	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654- JA001657	28
	Exhibit 12 - Order Granting Plaintiff in Intervention, National Wood Products, Inc.'s Motion <i>in Limine</i>	JA001658- JA001660	28
	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661- JA001667	28/9/29
03-08-18	Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law	JA005986- JA006058	8/821
03-08-18	Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law	JA005953- JA005985	81
01-04-18	Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time	JA001199- JA001217	22
	Exhibit 1 – Subcontract Agreement (Helix Electric of Nevada, LLC)	JA001218- JA001245	22/23/24
	Exhibit 2 – Subcontract Agreement (Zitting Brothers)	JA001246- JA001263	24

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 3 – Subcontract Agreement (CabineTec)	JA001264- JA001281	24/25
	Exhibit 4 – Amended Notice of Lien	JA001282- JA001297	25
	Exhibit 5 - Amended NOL	JA001298- JA001309	25
	Exhibit 6 – Notice of Lien	JA001310- JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314- JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377- JA001380	26
	Exhibit 9 – Order Denying <i>En Banc</i> Reconsideration	JA001381- JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386- JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393- JA001430	26
	Exhibit 12 – Order Big D Construction Corp.’s Motion for Attorney’s Fees, Costs and Interest Pursuant to Judgment	JA001431- JA001435	26
	Exhibit 13 – Appellant’s Opening Brief (Padilla v. Big D)	JA001436- JA001469	26
	Exhibit 14 – Respondent’s Answering Brief	JA001470- JA001516	26/27
	Exhibit 15 – Appellant’s Reply Brief (Padilla v. Big D)	JA001517- JA001551	27
01-29-20	Notice of Appeal	JA009132- JA009136	119/120
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention	JA009137- JA009166	120

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	National Wood Products, Inc.'s Against APCO Construction, Inc.]		
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148- JA009156	120
05-31-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]	JA006522 JA006540	89
06-01-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA006541 JA006550	90
09-28-18	Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281- JA007299	100
12-29-17	Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion <i>in Limine</i>	JA001178- JA001186	22
07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238- JA007245	100
01-03-20	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification	JA009124- JA009131	119

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
01-03-18	Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001187- JA001198	22
12-29-17	Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion <i>in Limine</i> 1-4	JA001170- JA001177	22
12-29-17	Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion <i>in Limine</i> 1-6	JA001161- JA001169	22
01-19-18	Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA005282- JA005283	78
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007332- JA007334	101
07-02-10	Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default	JA000042- JA000043	1
08-02-17	Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and <i>Ex Parte</i> Application for Order Shortening Time	JA000328- JA000342	6
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343- JA000379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380- JA000392	6
11-06-17	Peel Brimley Lien Claimants' Motion <i>in Limine</i> Nos. 1-6	JA000419- JA000428	7
	Exhibit 1 – Notice of Entry of Order	JA000429	7

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
		JA000435	
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.’s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC’s	JA000436- JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry’s Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000501- JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000512- JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC’s First Set of Request for Admissions to Camco Pacific Construction	JA000523- JA000533	8
09-28-17	Peel Brimley Lien Claimants’ Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA000413- JA00418	7
01-09-18	Peel Brimley Lien Claimants’ Opposition to APCO Construction’s Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001552- JA001560	27
06-18-18	Plaintiff in Intervention National Wood Products, Inc.’s Joinder to Helix Electric of Nevada, LLC’s Opposition	JA007190- JA007192	99

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	to APCO Construction's Motion for Attorneys' Fees and Costs		
06-15-18	Plaintiff in Intervention National Wood Products, Inc.'s Opposition to APCO Construction's Motion for Attorneys' Fees and Costs	JA007095- JA007120	97/98
07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246- JA007261	100
01-10-18	Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time	JA001561- JA001573	27
01-18-18	Stipulation and Order Regarding Trial Exhibit Admitted into Evidence	JA002199- JA002201	36
	Exhibit 1 – Exhibit List APCO	JA002208- JA002221	36
	Exhibit 2 – Helix Trial Exhibits	JA002222- JA002223	36
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224- JA002242	36/37
	APCO TRIAL EXHIBITS:		
	APCO Related Exhibits:		
	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244- JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283- JA002284	38

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A
	Trial Exhibit 29 - Email from J. Robbins to Subcontractors re: Billing Cut-Off for August Billing	JA002285	39
	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286- JA002306	39
	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307- JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309- JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311- JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313- JA002314	40
	Exhibit 36 and 130 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002315- JA002316	40

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibits 37 and 131 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002317- JA002318	40
	Trial Exhibits 38 and 132 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002319- JA002320	41
	Trial Exhibit 39 -Email from K. Costen to Subcontractors informing that Manhattan West Project no longer open	JA002321- JA002322	41
	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
	Trial Exhibit 46 - Helix Pay Application No. 16713-008R1 with Proof of Payment	JA002327- JA002345	41
	Trial Exhibit 47 - Helix Pay Application No. 16713-009R1 with Proof of Payment	JA002346- JA002356	41
	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357- JA002358	41
	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359- JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365- JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367- JA002368	42
	Trial Exhibit 52 -Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002369- JA002370	42
	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371- JA002372	42

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373- JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375- JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377- JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379- JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382- JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392- JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406- JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413- JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416- JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418- JA002419	43
	Trial Exhibit 64 - Photo re: Building 2 & 3, West	JA002420- JA002421	43
	Trial Exhibit 65 - Photo re: Building 2 & 3, South	JA002422- JA002423	43
	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424- JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435- JA002436	43

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437- JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439- JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441- JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443- JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445- JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447- JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448- JA002449	43
	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450- JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457- JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting (\$27,973.80); Progress Payment No. 7	JA002495- JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498- JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 “pending”	JA002501- JA002503	44

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour	JA002504- JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour with copies of change orders	JA002506- JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527- JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting (\$27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530- JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532- JA002533	44
	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534- JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536- JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538- JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550- JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542- JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544- JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546- JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551- JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564- JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO (\$33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568- JA002571	44

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572- JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576- JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578- JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580- JA002581	46
	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582- JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592- JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599- JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613- JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652- JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677- JA002713	48

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	Trial Exhibit 171 - Work Order No. 100	JA002714- JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719- JA002730	48
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731- JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746- JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748- JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752- JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772- JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798- JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826- JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029- JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334- JA003338	55
	Helix Trial Exhibits:		

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	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57/ 58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61
	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65/66/6 7/ 68/69/70 /71/72 /73/74/75/ 76/77
01-17-18	Transcript Bench Trial (Day 1)⁵	JA001668- JA001802	29/30
	Trial Exhibit 1 - Grading Agreement (Admitted)	JA001803- JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement (Admitted)	JA001826- JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement (Admitted)	JA001869- JA001884	30
	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone (Admitted)	JA001885- JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work (Admitted)	JA001975- JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work (Admitted)	JA001979- JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) (Admitted)	JA001981- JA001987	32

⁵ Filed January 31, 2018

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) <i>(Admitted)</i>	JA001988- JA002001	32
	Trial Exhibit 14 - Letter from W. Gochmour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause <i>(Admitted)</i>	JA002002- JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices <i>(Admitted)</i>	JA002011- JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks <i>(Admitted)</i>	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract <i>(Admitted)</i>	JA002015- JA002016	33
	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record <i>(Admitted)</i>	JA002017- JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks <i>(Admitted)</i>	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment <i>(Admitted)</i>	JA002025- JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP <i>(Admitted)</i>	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner <i>(Admitted)</i>	JA002082- JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement <i>(Admitted)</i>	JA002121- JA002146	35

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO (<i>Admitted</i>)	JA002147- JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice (<i>Admitted</i>)	JA002177- JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice (<i>Admitted</i>)	JA002182- JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors (<i>Admitted</i>)	JA002186- JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions (<i>Admitted</i>)	JA002189 – JA002198	36
01-18-18	Transcript – Bench Trial (Day 2)⁶	JA005284- JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) (<i>Admitted</i>)	JA005371- JA005623	78/79/80
01-19-18	Transcript – Bench Trial (Day 3)⁷	JA005624- JA005785	80
	Trial Exhibit 231 – Helix Electric’s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint (<i>Admitted</i>)	JA005786- JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix’s Motion for Partial Summary Judgment against Gemstone (<i>Admitted</i>)	JA005802- JA005804	80
	Trial Exhibit 320 – June-August Billings—not paid to APCO (<i>Admitted</i>)	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec (<i>Admitted</i>)	JA005806-	80

⁶ Filed January 31, 201879

⁷ Filed January 31, 2018

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 536 – Lien math calculations (handwritten) (<i>Admitted</i>)	JA005807- JA005808	80
	Trial Exhibit 804 – Camco Correspondence (<i>Admitted</i>)	JA005809- JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien (<i>Admitted</i>)	JA005817- JA005819	81
01-24-18	Transcript – Bench Trial (Day 5)⁸	JA005820- JA005952	81
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300- JA007312	100/101

⁸ Filed January 31, 2018

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EXHIBIT A

Steven D. Grierson

1 JUDGE
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13 Attorneys for Apco Construction, Inc.

8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 APCO CONSTRUCTION, a Nevada
11 corporation,

12 Plaintiff,

13 v.

14 GEMSTONE DEVELOPMENT WEST, INC., A
15 Nevada corporation,

16 Defendant.

Case No.: A571228

Dept. No.: XIII

Consolidated with:

A574391; A574792; A577623; A583289;
A587168; A580889; A584730; A589195;
A595552; A597089; A592826; A589677;
A596924; A584960; A608717; A608718; and
A590319

JUDGMENT

IAS TO THE CLAIMS OF HELIX
ELECTRIC OF NEVADA, LLC AND
PLAINTIFF IN INTERVENTION
NATIONAL WOOD PRODUCTS, INC.'S
AGAINST APCO CONSTRUCTION, INC.]

20 AND ALL RELATED MATTERS

21
22 This matter having come on for a non-jury trial on the merits on January 17-19, 23,
23 24 and February 6, 2018, APCO Construction, Inc. ("APCO"), appearing through Spencer
24 Fane, LLP and Marquis & Aurbach; Camco Construction, Inc., ("Camco") through Grant
25 Morris Dodds; National Wood Products, Inc. ("National Wood" or "CabineTec") through
26 Cadden & Fuller LLP and Richard L. Tobler, Ltd.; United Subcontractors, Inc. through
27 Fabian Vancott; and Helix Electric of Nevada, LLC ("Helix"), SWPP Compliance
28 Solution, Cactus Rose Construction, Inc., Fast Glass, Inc., Heinaman Contract Glazing all

1 through Peel Brimley; and, the Court having heard the testimony of witnesses through
2 examination and cross-examination by the parties' counsel, having reviewed the evidence
3 provided by the parties, having heard the arguments of counsel, and having read and
4 considered the briefs of counsel, the parties' pleadings, and various other filings, and good
5 cause appearing; the Court hereby makes the following:

6 The Court having taken the matter under consideration and advisement;

7 The Court having entered its April 25, 2018 Findings of Fact and Conclusions of
8 Law as to the Claims of Helix Electric and CabineTec against APCO, incorporated
9 herein by this reference ("the APCO FFCL");

10 The Court enters the following Judgment as to the claims of Helix and National
11 Wood against APCO;

12 IT IS ORDERED, ADJUDGED, AND DECREED that, as set forth on the APCO
13 FFCL, judgment is to be entered in favor of APCO and against Helix and National Wood
14 on all of Helix's and National Wood's claims against APCO and that (i) Helix's April 14,
15 2009 Statement of Facts Constituting Notice of Lien and Third-Party Complaint, (ii)
16 Helix's June 24, 2009 Amended Statement of Facts Constituting Notice of Lien and Third-Party
17 Complaint and (iii) CabineTec's February 6, 2009 Statement of Facts Constituting Lien
18 Claim and Complaint in Intervention shall be dismissed with prejudice, but only to the
19 extent they state claims against APCO.

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Court may
21 issue an amended judgment after the Court has heard and decided APCO's Motion for
22 Attorney's Fees and Costs Against Helix and National Wood and any related motion to

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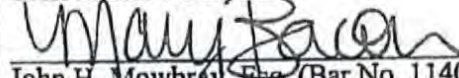
1 determine APCO's costs, currently pending before the Court.¹

2
3 Dated this 29th day of May, 2018.

4 
DISTRICT COURT JUDGE

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6
7 Respectfully submitted by:

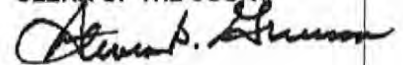
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28 ¹ The amended judgment will be in accordance with the court's decisions on the pending motion for attorney's fees and any motion/pleadings for costs.

EXHIBIT A

JA007373



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8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 APCO CONSTRUCTION, a Nevada
11 corporation,

12 Plaintiff,

13 v.

14 GEMSTONE DEVELOPMENT WEST, INC., A
15 Nevada corporation,

16 Defendant.

Case No.: A571228

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A595552; A597089; A592826; A589677;
A596924; A584960; A608717; A608718; and
A590319

NOTICE OF ENTRY OF JUDGMENT

**[AS TO THE CLAIMS OF HELIX
ELECTRIC OF NEVADA, LLC AND
PLAINTIFF IN INTERVENTION
NATIONAL WOOD PRODUCTS, INC.'S
AGAINST APCO CONSTRUCTION, INC.]**

20 AND ALL RELATED MATTERS

22 PLEASE TAKE NOTICE that a JUDGMENT [AS TO THE CLAIMS OF HELIX
23 ELECTRIC OF NEVADA, LLC AND PLAINTIFF IN INTERVENTION NATIONAL WOOD
24 PRODUCTS, INC.'S AGAINST APCO CONSTRUCTION, INC.] was filed on May 31, 2018, a

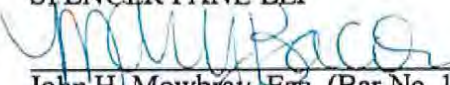
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1 copy of which is attached as **Exhibit A**.

2
3 Dated this 1st day of June, 2018.

4 SPENCER FANE LLP

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1
2 **CERTIFICATE OF SERVICE**

3 I hereby certify that I am an employee of Spencer Fane LLP and that a copy of the
4 foregoing **NOTICE OF ENTRY OF JUDGMENT [AS TO THE CLAIMS OF HELIX**
5 **ELECTRIC OF NEVADA, LLC AND PLAINTIFF IN INTERVENTION NATIONAL**
6 **WOOD PRODUCTS, INC.'S AGAINST APCO CONSTRUCTION, INC.]** was served by
7 electronic transmission through the E-Filing system pursuant to NEFCR 9, NRCP 5(b) and
8 EDCR 7.26 or by mailing a copy to their last known address, first class mail, postage
9 prepaid for non-registered users, on this 1st day of June, 2018, as follows:

10 **Counter Claimant: Camco Pacific Construction Co Inc**

11 Steven L. Morris (steve@gmdlegal.com)

12 **Intervenor Plaintiff: Cactus Rose Construction Inc**

13 Eric B. Zimbelman (ezimbelman@peelbrimley.com)

14 **Intervenor Plaintiff: Interstate Plumbing & Air Conditioning Inc**

15 Jonathan S. Dabbieri (dabbieri@sullivanhill.com)

16 **Intervenor: National Wood Products, Inc.'s**

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18 Richard L Tobler (rltdck@hotmail.com)

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22 **Other: Chapter 7 Trustee**

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24 Gianna Garcia (ggarcia@sullivanhill.com)

25 Jennifer Saurer (Saurer@sullivanhill.com)

26 Jonathan Dabbieri (dabbieri@sullivanhill.com)

27 **Plaintiff: Apco Construction**

28 Rosie Wesp (rwesp@maclaw.com)

Third Party Plaintiff: E & E Fire Protection LLC

TRACY JAMES TRUMAN (DISTRICT@TRUMANLEGAL.COM)

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Steven D. Grierson

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8 DISTRICT COURT
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10 APCO CONSTRUCTION, a Nevada
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15 Nevada corporation,

16 Defendant.

Case No.: A571228

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JUDGMENT

AS TO THE CLAIMS OF HELIX
ELECTRIC OF NEVADA, LLC AND
PLAINTIFF IN INTERVENTION
NATIONAL WOOD PRODUCTS, INC.'S
AGAINST APCO CONSTRUCTION, INC.]

20 AND ALL RELATED MATTERS

21
22 This matter having come on for a non-jury trial on the merits on January 17-19, 23,
23 24 and February 6, 2018, APCO Construction, Inc. ("APCO"), appearing through Spencer
24 Fane, LLP and Marquis & Aurbach; Camco Construction, Inc., ("Camco") through Grant
25 Morris Dodds; National Wood Products, Inc. ("National Wood" or "CabineTec") through
26 Cadden & Fuller LLP and Richard L. Tobler, Ltd.; United Subcontractors, Inc. through
27 Fabian Vancott; and Helix Electric of Nevada, LLC ("Helix"), SWPP Compliance
28 Solution, Cactus Rose Construction, Inc., Fast Glass, Inc., Heinaman Contract Glazing all

1 through Peel Brimley; and, the Court having heard the testimony of witnesses through
2 examination and cross-examination by the parties' counsel, having reviewed the evidence
3 provided by the parties, having heard the arguments of counsel, and having read and
4 considered the briefs of counsel, the parties' pleadings, and various other filings, and good
5 cause appearing; the Court hereby makes the following:

6 The Court having taken the matter under consideration and advisement;

7 The Court having entered its April 25, 2018 Findings of Fact and Conclusions of
8 Law as to the Claims of Helix Electric and CabineTec against APCO, incorporated
9 herein by this reference ("the APCO FFCL");

10 The Court enters the following Judgment as to the claims of Helix and National
11 Wood against APCO;

12 IT IS ORDERED, ADJUDGED, AND DECREED that, as set forth on the APCO
13 FFCL, judgment is to be entered in favor of APCO and against Helix and National Wood
14 on all of Helix's and National Wood's claims against APCO and that (i) Helix's April 14,
15 2009 Statement of Facts Constituting Notice of Lien and Third-Party Complaint, (ii)
16 Helix's June 24, 2009 Amended Statement of Facts Constituting Notice of Lien and Third-Party
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20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Court may
21 issue an amended judgment after the Court has heard and decided APCO's Motion for
22 Attorney's Fees and Costs Against Helix and National Wood and any related motion to

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1 determine APCO's costs, currently pending before the Court.¹

2
3 Dated this 29th day of May, 2018.

4 
DISTRICT COURT JUDGE

5
6
7 Respectfully submitted by:

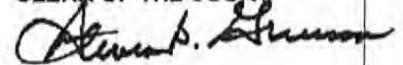
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28 ¹ The amended judgment will be in accordance with the court's decisions on the pending motion for attorney's fees and any motion/pleadings for costs.

EXHIBIT A

JA007384



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8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 APCO CONSTRUCTION, a Nevada
11 corporation,

12 Plaintiff,

13 v.

14 GEMSTONE DEVELOPMENT WEST, INC., A
15 Nevada corporation,

16 Defendant.

Case No.: A571228

Dept. No.: XIII

Consolidated with:

A574391; A574792; A577623; A583289;
A587168; A580889; A584730; A589195;
A595552; A597089; A592826; A589677;
A596924; A584960; A608717; A608718; and
A590319

NOTICE OF ENTRY OF JUDGMENT

**[AS TO THE CLAIMS OF HELIX
ELECTRIC OF NEVADA, LLC AND
PLAINTIFF IN INTERVENTION
NATIONAL WOOD PRODUCTS, INC.'S
AGAINST APCO CONSTRUCTION, INC.]**

20 AND ALL RELATED MATTERS

22 PLEASE TAKE NOTICE that a JUDGMENT [AS TO THE CLAIMS OF HELIX
23 ELECTRIC OF NEVADA, LLC AND PLAINTIFF IN INTERVENTION NATIONAL WOOD
24 PRODUCTS, INC.'S AGAINST APCO CONSTRUCTION, INC.] was filed on May 31, 2018, a

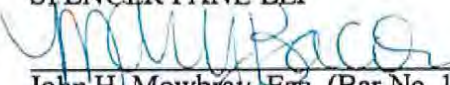
25 ///

27 ///

1 copy of which is attached as **Exhibit A**.

2
3 Dated this 1st day of June, 2018.

4 SPENCER FANE LLP

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1
2 **CERTIFICATE OF SERVICE**

3 I hereby certify that I am an employee of Spencer Fane LLP and that a copy of the
4 foregoing **NOTICE OF ENTRY OF JUDGMENT [AS TO THE CLAIMS OF HELIX**
5 **ELECTRIC OF NEVADA, LLC AND PLAINTIFF IN INTERVENTION NATIONAL**
6 **WOOD PRODUCTS, INC.'S AGAINST APCO CONSTRUCTION, INC.]** was served by
7 electronic transmission through the E-Filing system pursuant to NEFCR 9, NRCP 5(b) and
8 EDCR 7.26 or by mailing a copy to their last known address, first class mail, postage
9 prepaid for non-registered users, on this 1st day of June, 2018, as follows:

10 **Counter Claimant: Camco Pacific Construction Co Inc**

11 Steven L. Morris (steve@gmdlegal.com)

12 **Intervenor Plaintiff: Cactus Rose Construction Inc**

13 Eric B. Zimbelman (ezimbelman@peelbrimley.com)

14 **Intervenor Plaintiff: Interstate Plumbing & Air Conditioning Inc**

15 Jonathan S. Dabbieri (dabbieri@sullivanhill.com)

16 **Intervenor: National Wood Products, Inc.'s**

17 Dana Y Kim (dkim@caddenfuller.com)

18 Richard L Tobler (rltdck@hotmail.com)

19 Richard Reincke (rreincke@caddenfuller.com)

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21 Tammy Cortez (tcortez@caddenfuller.com)

22 **Other: Chapter 7 Trustee**

23 Elizabeth Stephens (stephens@sullivanhill.com)

24 Gianna Garcia (ggarcia@sullivanhill.com)

25 Jennifer Saurer (Saurer@sullivanhill.com)

26 Jonathan Dabbieri (dabbieri@sullivanhill.com)

27 **Plaintiff: Apco Construction**

28 Rosie Wesp (rwesp@maclaw.com)

Third Party Plaintiff: E & E Fire Protection LLC

TRACY JAMES TRUMAN (DISTRICT@TRUMANLEGAL.COM)

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11 Terri Hansen . (thansen@peelbrimley.com)
12 Timother E. Salter . (tim.salter@procopio.com)
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EXHIBIT A

Steven D. Grierson

1 JUDGE
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13 Attorneys for Apco Construction, Inc.

8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 APCO CONSTRUCTION, a Nevada
11 corporation,

12 Plaintiff,

13 v.

14 GEMSTONE DEVELOPMENT WEST, INC., A
15 Nevada corporation,

16 Defendant.

Case No.: A571228

Dept. No.: XIII

Consolidated with:

A574391; A574792; A577623; A583289;
A587168; A580889; A584730; A589195;
A595552; A597089; A592826; A589677;
A596924; A584960; A608717; A608718; and
A590319

JUDGMENT

IAS TO THE CLAIMS OF HELIX
ELECTRIC OF NEVADA, LLC AND
PLAINTIFF IN INTERVENTION
NATIONAL WOOD PRODUCTS, INC.'S
AGAINST APCO CONSTRUCTION, INC.]

20 AND ALL RELATED MATTERS

21
22 This matter having come on for a non-jury trial on the merits on January 17-19, 23,
23 24 and February 6, 2018, APCO Construction, Inc. ("APCO"), appearing through Spencer
24 Fane, LLP and Marquis & Aurbach; Camco Construction, Inc., ("Camco") through Grant
25 Morris Dodds; National Wood Products, Inc. ("National Wood" or "CabineTec") through
26 Cadden & Fuller LLP and Richard L. Tobler, Ltd.; United Subcontractors, Inc. through
27 Fabian Vancott; and Helix Electric of Nevada, LLC ("Helix"), SWPP Compliance
28 Solution, Cactus Rose Construction, Inc., Fast Glass, Inc., Heinaman Contract Glazing all

1 through Peel Brimley; and, the Court having heard the testimony of witnesses through
2 examination and cross-examination by the parties' counsel, having reviewed the evidence
3 provided by the parties, having heard the arguments of counsel, and having read and
4 considered the briefs of counsel, the parties' pleadings, and various other filings, and good
5 cause appearing; the Court hereby makes the following:

6 The Court having taken the matter under consideration and advisement;

7 The Court having entered its April 25, 2018 Findings of Fact and Conclusions of
8 Law as to the Claims of Helix Electric and CabineTec against APCO, incorporated
9 herein by this reference ("the APCO FFCL");

10 The Court enters the following Judgment as to the claims of Helix and National
11 Wood against APCO;

12 IT IS ORDERED, ADJUDGED, AND DECREED that, as set forth on the APCO
13 FFCL, judgment is to be entered in favor of APCO and against Helix and National Wood
14 on all of Helix's and National Wood's claims against APCO and that (i) Helix's April 14,
15 2009 Statement of Facts Constituting Notice of Lien and Third-Party Complaint, (ii)
16 Helix's June 24, 2009 Amended Statement of Facts Constituting Notice of Lien and Third-Party
17 Complaint and (iii) CabineTec's February 6, 2009 Statement of Facts Constituting Lien
18 Claim and Complaint in Intervention shall be dismissed with prejudice, but only to the
19 extent they state claims against APCO.

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Court may
21 issue an amended judgment after the Court has heard and decided APCO's Motion for
22 Attorney's Fees and Costs Against Helix and National Wood and any related motion to

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1 determine APCO's costs, currently pending before the Court.¹

2
3 Dated this 29th day of May, 2018.

4 
DISTRICT COURT JUDGE

5
6
7 Respectfully submitted by:


8 SPENCER FANE LLP

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10 John H. Mowbray, Esq. (Bar No. 1140)
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15 Attorneys for Apco Construction, Inc.

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28 ¹ The amended judgment will be in accordance with the court's decisions on the pending motion for attorney's fees and any motion/pleadings for costs.

EXHIBIT 4

JA007395



Electronically Filed
Nov 05 2018 08:48 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

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7 *Attorneys for Helix Electric of Nevada, LLC*

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

10 APCO CONSTRUCTION, a Nevada
corporation,

11 Plaintiff,

12 vs.
13

14 GEMSTONE DEVELOPMENT WEST,
INC., Nevada corporation; NEVADA
15 CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
16 CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
17 TITLE INSURANCE COMPANY; FIRST
18 AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

19 Defendants.
20

21 AND ALL RELATED MATTERS
22

23 ///

24 ///

25 ///

Case No. : 08A571228

Dept. No. : XIII

Consolidated with:

*A571792, A574391, A577623, A580889,
A583289, A584730, and A587168*

AMENDED NOTICE OF APPEAL

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AMENDED NOTICE OF APPEAL

Notice is hereby given that HELIX ELECTRIC OF NEVADA, LLC (“Helix”), by and through its attorneys, Eric B. Zimbelman, Esq. and Peel Brimley, LLP, hereby appeals to the Supreme Court of Nevada from (i) the Judgment as to the Claims of Helix Electric of Nevada, LLC and Plaintiff-in-Intervention National Wood Products, Inc. against APCO Construction, Inc. entered in this action June 1, 2018, a true and correct copy of which is attached hereto as Exhibit “A”¹ and (ii) Order (1) Granting APCO Construction, Inc.’s Motion for Attorneys Fees and Costs, (2) Granting APCO Construction, Inc.’s Memorandum of Costs in Part, and (3) Granting Helix Electric of Nevada, LLC’s Motion to Retax in Part and Denying in Part entered in this action September 28, 2018, a true and correct copy of which is attached as Exhibit “B.”²

DATED this 25th day of October, 2018.

PEEL BRIMLEY LLP



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Attorneys for Helix Electric of Nevada LLC

¹ Notice of Entry of Order entered June 1, 2018 and original Notice of Appeal filed June 28, 2018.

² Notice of Entry of Order entered September 28, 2018

CERTIFICATE OF SERVICE

Pursuant to Nev. R. Civ. P. 5(b), I certify that I am an employee of **PEEL BRIMLEY, LLP**, and that on this 25th day of October, 2018, I caused the above and foregoing document, **AMENDED NOTICE OF APPEAL**, to be served as follows:

- ☐ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada; and/or
- ☒ pursuant to NEFCR 9, upon all registered parties via the Court's electronic filing system;
- ☐ pursuant to EDCR 7.26, to be sent **via facsimile**;
- ☐ to be hand-delivered; and/or
- ☐ other _____

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Fidelity & Deposit Company Of Maryland:

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E & E Fire Protection LLC:

Tracy Truman (district@trumanlegal.com)

Interstate Plumbing & Air Conditioning Inc:

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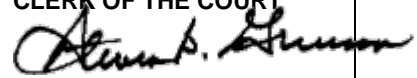
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EXHIBIT 5

JA007401

EXHIBIT 5A

JA007402



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Attorneys for Cactus Rose Construction Co., Inc.

DISTRICT COURT
CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs.

GEMSTONE DEVELOPMENT WEST,
INC., Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

AND ALL RELATED MATTERS

Case No. : 08A571228

Dept. No. : XIII

Consolidated with:

*A571792, A574391, A577623, A580889,
A583289, A584730, and A587168*

NOTICE OF ENTRY OF JUDGMENT

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///

///

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(702) 990-7272 ♦ FAX (702) 990-7273

NOTICE OF ENTRY OF JUDGMENT

PLEASE TAKE NOTICE that a **JUDGMENT [AS TO THE CLAIMS OF CACTUS ROSE CONSTRUCTION CO., INC. AGAINST CAMCO CONSTRUCTION CO., INC.]** was filed on **May 30, 2018**, a copy of which is attached as Exhibit A.

DATED this 31st day of May, 2018.

PEEL BRIMLEY LLP

/s/ Eric B Zimbelman

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Nevada Bar No. 9407

RICHARD L. PEEL, ESQ.

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3333 E. Serene Avenue, Suite 200

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Attorneys for Cactus Rose Construction Co., Inc.

CERTIFICATE OF SERVICE

Pursuant to Nev. R. Civ. P. 5(b), I certify that I am an employee of **PEEL BRIMLEY, LLP**, and that on this 31st day of May, 2018, I caused the above and foregoing document, **NOTICE OF ENTRY OF JUDGMENT** to be served as follows:

- ☐ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada; and/or
- ☒ pursuant to NEFCR 9, upon all registered parties via the Court's electronic filing system;
- ☐ pursuant to EDCR 7.26, to be sent **via facsimile**;
- ☐ to be hand-delivered; and/or
- ☐ other _____

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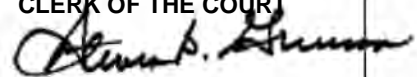
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/s/ Amanda Armstrong

An employee of PEEL BRIMLEY, LLP

Exhibit A



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Nevada Bar No. 4359
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Attorneys for Cactus Rose Construction Co., Inc.

7
8 **DISTRICT COURT**

9 **CLARK COUNTY, NEVADA**

10 APCO CONSTRUCTION, a Nevada
corporation,

11 Plaintiff,

12 vs

13 GEMSTONE DEVELOPMENT WEST, INC.,
Nevada corporation; NEVADA
14 CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
15 CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
16 TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
17 COMPANY and DOES I through X,

18 Defendants.

19 AND ALL RELATED MATTERS.
20

CASE NO.: A571228
DEPT. NO.: XIII

Consolidated with:
A571792, A574391, A577623, A580889,
A583289, A584730, and A587168

JUDGMENT

**[AS TO THE CLAIMS OF CACTUS
ROSE CONSTRUCTION CO., INC.
AGAINST CAMCO CONSTRUCTION
CO., INC.]**

21 This matter having come on for a non-jury trial on the merits on January 17-19, 23, 24
22 and February 6, 2018, Helix Electric of Nevada, LLC ("Helix"), SWPPP Compliance
23 Solutions, Inc. ("SWPPP"), Cactus Rose Construction, Co., Inc. ("Cactus Rose"), Fast Glass,
24 Inc. ("Fast Glass"), and Heinaman Contract Glazing ("Heinaman") all appearing through
25 Peel Brimley LLP; Camco Construction, Inc., ("Camco") through Grant Morris Dodds;
26 APCO Construction, Inc. ("APCO"), appearing through Spencer Fane, LLP and Marquis &
27 Aurbach; National Wood Products, Inc. ("National Wood" or "CabineTec") through Cadden
28 & Fuller LLP and Richard L. Tobler, Ltd.; and United Subcontractors, Inc. through Fabian

JA007409

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MAY 22 2018

DISTRICT COURT DEPT#13

PEEL BRIMLEY LLP
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1 Vancott; and the Court having heard the testimony of witnesses through examination and
2 cross-examination by the parties' counsel, having reviewed the evidence provided by the
3 parties, having heard the arguments of counsel, and having read and considered the briefs of
4 counsel, the parties' pleadings, and various other filings, and good cause appearing; the
5 Court hereby makes the following:

6 The Court having taken the matter under consideration and advisement;

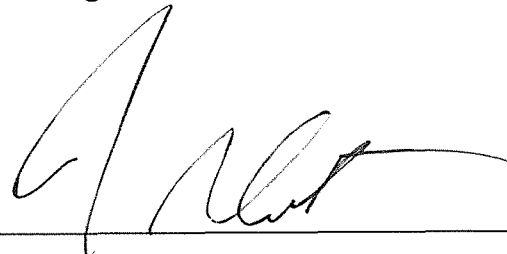
7 The Court having entered its April 26, 2018 Findings of Fact and Conclusions of Law
8 as to the Claims of Cactus Rose against Camco, incorporated herein by this reference and
9 attached hereto as Exhibit 1 ("the Cactus Rose FFCL");

10 The Court enters the following Judgment as to the claims of Cactus Rose against
11 Camco;

12 IT IS ORDERED, ADJUDGED, AND DECREED that judgment is to be entered in
13 favor of Cactus Rose and against Camco as set forth on the Cactus Rose FFCL.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Court may
15 issue an amended judgment after the Court has heard and decided upon Cactus Rose's
16 Motion for Attorney's Fees, Costs and Interest Against Camco currently pending before the
17 Court.

18 Dated this 29th day of May 2018.


DISTRICT COURT JUDGE

21 Respectfully submitted by:

22 **PEEL BRIMLEY LLP**

23  #1176 for
ERIC B. ZIMBELMAN,

24 Nevada Bar No. 9407

25 RICHARD L. PEEL, ESQ.

26 Nevada Bar No. 4359

27 3333 E. Serene Avenue, Suite 200

Henderson, NV 89074-6571

Attorneys for Cactus Rose Construction Co., Inc.

EXHIBIT 1

JA007411



DISTRICT COURT

CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs

GEMSTONE DEVELOPMENT WEST, INC.,
Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

CASE NO.: A571228

DEPT. NO.: XIII

Consolidated with:
A571792, A574391, A577623, A580889,
A583289, A584730, and A587168

**FINDINGS OF FACT AND
CONCLUSIONS OF LAW AS TO THE
CLAIMS OF CACTUS ROSE
CONSTRUCTION CO., INC.**

AND ALL RELATED MATTERS.

This matter came on for trial on January 17-19, 23-24, 31 and February 6, 2018,
before the Honorable Mark Denton in Dept. 13, and the following parties having appeared
through the following counsel:

<u>Party</u>	<u>Counsel for Party</u>
Apco Construction Co., Inc. ("Apco")	John Randall Jeffries, Esq. and Mary E. Bacon, Esq. of the Law Firm of Spencer Fane LLP
Camco Pacific Construction Co., Inc. ("Camco")	Steven L. Morris, Esq. of the Law Firm of the Law Firm of Grant Morris Dodds
Helix Electric of Nevada, LLC ("Helix")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Heinaman Contract Glazing, Inc. ("Heinaman")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Fast Glass, Inc. ("Fast Glass")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Cactus Rose Construction Co., Inc. ("Cactus Rose")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP

CLERK OF THE COURT

APR 26 2018

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MARK R. DENTON
DISTRICT JUDGE

DEPARTMENT THIRTEEN
LAS VEGAS, NV 89155

JA007412

Case Number: 08A571228

12

SWPPP Compliance Solutions, Inc. ("SWPPP")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
National Wood Products, LLC ("National Wood")	John B. Taylor, Esq. of the Law Firm of Cadden & Fuller LLP
E&E Fire Protection, LLC ("E&E")	T. James Truman, Esq. of the Law Firm of T. James Truman, & Associates

A. Procedural History.

1. This is one of the oldest cases on the Court's docket. This action arises out of a construction project in Las Vegas, Nevada known as the Manhattan West Condominiums Project ("the Project") located at West Russell Road and Rocky Hill Street in Clark County Nevada, APNs 163-32-101-003 through 163-32-101-005, 163-32-101-010 and 163-32-101-014 (the "Property" and/or "Project"), owned by Gemstone Development West, Inc. ("Gemstone" or "the Owner").

2. Gemstone hired APCO, and, subsequently, Camco as its general contractors, who in turn entered into subcontract agreements with various subcontractors. In December 2008 the Owner suspended the Project and advised the various contractors that Gemstone's lender did not expect to disburse further funds for construction. The Project was never completed. Numerous contractors, including the parties hereto, recorded mechanic's liens against the Property.

3. After several years of litigation and a Writ Action to determine the priority of the various lienors (during which the Property was sold, the proceeds of the same held in a blocked account and this action was stayed), the Nevada Supreme Court ruled that the Owner's lenders had priority over the proceeds of the sale of the Property, holding that the NRS Ch. 108 mechanic's liens were junior to the lenders' deeds of trust. The Court subsequently ordered the proceeds be released to the lenders. Thereafter, the stay was lifted and many of the trade contractors continued to pursue claims for non-payment from APCO and Camco. The trial focused on these claims.

.....

1 B. Significant Pre-Trial Orders

2 1. Order Granting Partial Summary Judgment re: Pay-if-Paid. On

3 January 2, 2018, this Court issued an Order granting a Motion for Partial Summary
4 Judgment brought by a group of subcontractors represented by the Peel Brimley Law Firm
5 (the "Peel Brimley Lien Claimants"¹) and joined in by others. Generally, but without
6 limitation, the Court concluded that, pursuant to NRS 624.624 and *Lehrer McGovern*
7 *Bovis, Inc. v. Bullock Insulation, Inc.*, 124 Nev. 1102, 1117-18, 197 P.3d 1032, 1042 (Nev.
8 2008), higher-tiered contractors, such as APCO and Camco, are required to pay their
9 lower-tiered subcontractors within the time periods set forth in NRS 624.626(1) and may
10 not fail to make such payment based on so-called "pay-if-paid" agreements ("Pay-if-Paid")
11 that are against public policy, void and unenforceable except under limited circumstances.
12 Accordingly, the Court ruled that APCO and Camco may not assert or rely on any defense
13 to their payment obligations, if any, to the party subcontractors that is based on a pay-if-
14 paid agreement.

15 2. Order on Peel Brimley Lien Claimants' Motion in Limine Against

16 Camco. On December 29, 2017 the Court issued an order on motions *in limine* brought by
17 the Peel Brimley Lien Claimants Against Camco. Specifically, the Court precluded Camco
18 from asserting or offering evidence that any of the Peel Brimley Lien Claimants' work on
19 the Project was (i) defective, (ii) not done in a workmanlike manner or (iii) not done in
20 compliance with the terms of the parties' agreement because Camco's person most
21 knowledgeable was not aware of any evidence to support such claims. For the same
22 reason, the Court also precluded Camco from asserting or offering evidence at trial that the
23 Peel Brimley Lien Claimants have breached their agreements other than with respect to
24 pay-if-paid agreements, evidence and argument of which is otherwise precluded by the
25 Partial Summary Judgment discussed above. For the same reason, the Court also precluded
26 Camco from asserting or offering evidence at trial to dispute the amounts invoiced, paid

27

28 ¹ The Peel Brimley Lien Claimants are: Helix, Heinaman, Fast Glass, Cactus Rose and SWPPP.

1 and that remain to be owed as asserted by the Peel Brimley Lien Claimants in their
2 respective Requests for Admission. For the same reason, the Court also precluded Camco
3 from asserting or offering evidence at trial that any liens recorded by the Peel Brimley
4 Lien Claimants were in any way defective or unperfected and are otherwise valid and
5 enforceable.

6 C. Findings of Fact.

7 Having received evidence and having heard argument of counsel, the Court makes
8 the following Findings of Fact:

9 1. The original general contractor on the Project was APCO. Gemstone and
10 APCO entered into the ManhattanWest General Construction Agreement for GMP (the
11 "APCO-Gemstone Agreement") on or about September 6, 2006. [See Exhibit 2].

12 2. Among other things, and in exchange for a guaranteed maximum price
13 ("GMP") of \$153,472,300.00 as forth in the APCO-Gemstone Agreement (Ex. 2, ¶
14 5.02(a)), APCO agreed to:

- 15 • "Complete the work" required by the APCO-Gemstone Agreement,
16 "furnish efficient business administration and superintendence" and "use its
17 best efforts to complete the Project;" [Ex 2., ¶ 2.01(a)];
- 18 • "...engage contractors, subcontractors, sub-subcontractors, service
19 providers, [and others, collectively referred to as "Third-Party Service
20 Providers"] to perform the work..."; [Ex 2., ¶ 2.02(a)];
- 21 • Monthly submit to Gemstone "applications for payment for the previous
22 month on forms similar to AIA G702 and G703 and a corresponding
23 approved Certificate for Payment;" [Ex 2., ¶ 5.05(a)]. Each payment
24 application was to be "based on a Schedule of Values [that] shall allocate
25 the entire GMP among the various portions of the Work" with APCO's fee
26 to be shown as a separate line item." [Ex 2., ¶ 5.05(b)]; The payment
27 applications were to "show the Percentage of Completion of each portion of
28

1 the Work as of the end of the period covered by the Application for
2 Payment. [Ex 2., ¶ 5.05(c)]; and
3 • Upon receipt of a monthly progress payment, “promptly pay each Third-
4 Party Service Provider the amount represented by the portion of the
5 Percentage of the Work Completed that was completed by such Third-Party
6 Service Provider² during the period covered by the corresponding Progress
7 Payment.” [Ex 2., ¶ 5.05(g)];
8 3. APCO in turn hired various subcontractors to perform certain scopes of
9 work and provided its form Subcontract Agreement to its subcontractors (“the APCO
10 Subcontract”). Cactus Rose did not work for APCO on the Project and only first provided
11 work after APCO ceased work on the project and, as discussed below, Gemstone hired
12 Camco as the general contractor to replace APCO. APCO ceased work on the Project in or
13 about the end of August 2008. APCO and Gemstone each claim to have terminated the
14 other.
15 4. After APCO ceased work on the project, Gemstone hired Camco to be its
16 general contractor pursuant to an Amended and Restated ManhattanWest General
17 Construction Agreement effective as of August 25, 2008 (“the Camco-Gemstone
18 Agreement”). [See Exhibit 162].
19 5. On cross examination, Camco’s Dave Parry could not point to any portion
20 of the Camco-Gemstone Agreement that required Camco to supervise the work of the
21 subcontractors. [TR5-50:17-51:9]. Nothing in Article II (“General Contractor
22 Responsibilities”) obligates Camco to supervise the work or the subcontractors. [See Ex.
23 162, ¶Article II]. Parry did not deny that Camco was “essentially ... there to lend [its]
24 license” to Gemstone. [TR5-50:15-17].
25 6. Mr. Parry described Camco as “more of a construction manager at this point
26

27 ² Because the only Third-Party Service Providers at issue on this trial were subcontractors, the Court
28 will herein use the terms “subcontractor” and “Third-Party Service Provider” interchangeably and
synonymously.

1 than a general contractor" [TR5-31:10-11³]. Nonetheless, the Camco-Gemstone
2 Agreement is plainly called a "General Construction Agreement." The Camco-Gemstone
3 Agreement also requires Camco, in the same way that APCO did, to aggregate payment
4 applications from subcontractors and prepare and submit to Gemstone payment
5 applications for the amounts represented by the subcontractor payment applications and
6 Camco's fee. [See Ex. 162-008-010; ¶7.01].

7 7. Camco continued the same payment application format and numbering and
8 same schedule of values that APCO had been following. [See Exhibit 218; TR5-30:21-
9 31:4⁴]. Like APCO before it, Camco compiled and included in its payment applications to
10 Gemstone the amounts billed by its subcontractors, including Cactus Rose. [See e.g.,
11 Exhibit 522-001-011]. Also, like the APCO-Gemstone Agreement, the Camco-Gemstone
12 Agreement required Camco, upon receipt of a progress payment from Gemstone, to
13 "promptly pay each [subcontractor] the amount represented by the portion of the
14 Percentage of the Work Completed that was completed by such [subcontractor]." [Ex. 162-
15 010, ¶7.03(e)].⁵ It is only after Gemstone announced that the Project would be suspended
16 that Camco asserted otherwise.

17 8. Camco's initial letter to subcontractors following Gemstone's
18 announcement demonstrates both that it believed it had subcontracts (because it purported
19 to terminate the same) and that it intended to continue to forward payment applications to
20 Gemstone. [See e.g., Exhibit 804-003-004]. Specifically, Camco wrote:

21 Camco is left with no choice but to terminate our agreement with Gemstone and
22 all subcontracts on the Project, including our agreement with your company.
23 Accordingly, we have terminated for cause our agreement with Gemstone,
24 effective December 19, 2008, and we hereby terminate for convenience our
subcontract with your company, effective immediately.

25 Please submit to Camco all amounts you believe are due and owing on your
subcontract. We will review and advise you of any issues regarding any amounts

26 ³ Testimony of Dave Parry.

27 ⁴ Testimony of Dave Parry.

28 ⁵ Unlike APCO and the subcontractors, no retention was to be withheld from the contractor's fee to be
paid to Camco (through retention continued to be withheld from subcontractors). [Ex. 162-010, ¶7.03(a)].

1 you claim are owed. For all amounts that should properly be billed to Gemstone,
2 Camco will forward to Gemstone such amounts for payment y Gemstone. If your
claims appear to be excessive, we will ask you to justify and/or revise the amount.

3 [See e.g., Ex. 804-003-004].

4 9. Camco quickly retracted its initial communication and replaced it with a
5 second letter [See e.g., Ex. 804-005-007] asking the subcontractors to "please disregard
6 previous letter which was sent in error." [See e.g., Ex. 804-005]. Among other things,
7 Camco's second letter:

- 8 • Deleted its statement that it had terminated the Camco-Gemstone
- 9 Agreement (while continuing to terminate the subcontractors);
- 10 • Asserts that the subcontractors agreed to Pay-if-Paid and accepted the risk
- 11 of non-payment from the owner (which is also Pay-if-Paid); and,
- 12 • Stated, inaccurately, that "Camco's contract with Gemstone is a cost-plus
- 13 agreement wherein the subcontractors and suppliers were paid directly by
- 14 Gemstone and/or its agent Nevada Construction Services." [See e.g., Ex.
- 15 804-007].

16 While Gemstone eventually did make partial payment to some subcontractors through
17 NCS and not Camco [see discussion, *infra*], the Camco-Gemstone Agreement expressly
18 required Camco, upon receipt of a progress payment from Gemstone, to "promptly pay
19 each [subcontractor] the amount represented by the portion of the Percentage of the Work
20 Completed that was completed by such [subcontractor]." [Ex. 162-010, ¶7.03(e)].

21 10. Some subcontractors stopped working after APCO left the Project. Others,
22 such as Helix, continued to work on the Project and began working for Camco as the
23 general contractor. Others, such as Heinaman, Fast Glass, Cactus Rose and SWPPP started
24 working on the Project only after APCO left and worked only for Camco.

25 11. Camco presented some subcontractors with a standard form subcontract
26 Agreement ("the Camco Subcontract"), a representative example of which is Camco's
27
28

1 subcontract with Fast Glass. [See Exhibit 801-007-040; TR5-57:8-16⁶].

2 12. However, Cactus Rose and Camco never entered into the Camco
3 Subcontract. Instead, the agreement between Cactus Rose and Camco is memorialized by a
4 Time & Material Authorization ("the Cactus Rose Agreement") by which Camco agreed to
5 hire Cactus Rose to perform certain scopes of work (specifically, replacing non-compliant
6 firestopping and other related work) in exchange for payment of Cactus Roses' costs for
7 (1) labor (at stated standard, overtime and double time rates), (2) materials plus a 30%
8 markup and equipment (at stated daily rates). [See Exhibit 601].

9 13. Cactus Rose submitted multiple invoices to Camco totaling \$363,591.44,
10 was paid \$124,964.19 and is still owed \$238,627.25 for its work on the Project. [See
11 Exhibit 604-007-019].

12 14. Cactus Rose presented undisputed evidence that Cactus Rose timely
13 recorded a mechanic's lien, as amended ("the Cactus Rose Lien"), pursuant to NRS
14 Chapter 108 and perfected the same. [See Exhibits 605, 606, 607]. The Cactus Rose Lien
15 identified both Camco as the "person by whom the lien claimant was employed or to
16 whom the lien claimant furnished or agreed to furnish work, materials or equipment." [See
17 Ex. 606-002].

18 15. After the project closed, Cactus Rose entered bankruptcy. Its Trustee
19 authorized and employed the Peel Brimley firm to prosecute Cactus Rose's claims in this
20 action. [See Exhibit 622].

21 16. Owing to the passage of time, no live witness was available to testify on
22 Cactus Rose's behalf. However, the Court admitted without objection the Declaration of
23 Cactus Rose's president, Dave Hofelich, which was signed in May 2010 attesting to the
24 foregoing facts ("the Hofelich Declaration"). Camco has not disputed these facts or offered
25 any contrary evidence.

26 17. Based on the foregoing, the Court finds, as attested by the Hofelich
27

28 ⁶ Testimony of Dave Parry.

1 Declaration and as set forth in the other admitted exhibits relating to Cactus Rose, that (i)
2 Camco agreed to pay Cactus Rose for its work, (ii) Cactus Rose performed and invoiced
3 Camco for its work consistent with the Cactus Rose Agreement, (iii) Camco breached the
4 Cactus Rose Agreement by failing without excuse to pay Cactus Rose the sum of
5 \$238,627.25 and (iv) Cactus Rose recorded and perfected the Cactus Rose Lien .

6 18. Any finding of fact herein that is more appropriately deemed a conclusion
7 of law shall be treated as such.

8 FROM the foregoing Findings of Fact, the Court hereby makes the following

9 **B. Conclusions of Law.**

10 1. "Basic contract principles require, for an enforceable contract, an offer and
11 acceptance, meeting of the minds, and consideration." *May v. Anderson*, 121 Nev. 668,
12 672, 119 P.3d 1254, 1257 (2005). A meeting of the minds exists when the parties have
13 agreed upon the contract's essential terms. *Roth v. Scott*, 112 Nev. 1078, 1083, 921 P.2d
14 1262, 1265 (1996). Which terms are essential "depends on the agreement and its context
15 and also on the subsequent conduct of the parties, including the dispute which arises, and
16 the remedy sought." Restatement (Second) of Contracts § 131 cmt. g (1981). Whether a
17 contract exists is a question of fact and the District Court's findings will be upheld unless
18 they are clearly erroneous or not based on substantial evidence. *May*, 121 Nev. at 672-73,
19 119 P.3d at 1257.

20 2. The Court concludes that Camco entered into and breached the Cactus Rose
21 Agreement by failing, without excuse, to pay Cactus Rose in full for the invoices it
22 submitted and for the work it performed in the amount of \$238,627.25 and that Cactus
23 Rose is entitled to judgment for that amount, exclusive of interest, costs and attorney's
24 fees.

25 3. Alternatively, the Court concludes that there is an implied contract between
26 Cactus Rose and Camco and that Cactus Rose is entitled *quantum meruit* damages for
27 recovery of the full and reasonable value of the work it has performed. See *Certified Fire*

1 *Prot. Inc. v. Precision Constr.*, 128 Nev. 371, 379, 283 P.3d 250, 257 (2012) (“*quantum*
2 *meruit*’s first application is in actions based upon contracts implied-in-fact.”). A contract
3 implied-in-fact must be “manifested by conduct.” *Id.* at 380 citing *Smith v. Recrion Corp.*,
4 91 Nev. 666, 668, 541 P.2d 663, 664 (1975); *Hay v. Hay*, 100 Nev. 196, 198, 678 P.2d
5 672, 674 (1984). It “is a true contract that arises from the tacit agreement of the parties.”
6 *Id.* To find a contract implied-in-fact, the fact-finder must conclude that the parties
7 intended to contract and promises were exchanged, the general obligations for which must
8 be sufficiently clear. *Id.* Here, Cactus Rose and Camco clearly intended to enter into a
9 contract whereby Cactus Rose would perform work for Camco and Camco would pay
10 Cactus Rise for its work.

11 4. Where an implied-in-fact contract exists “*quantum meruit* ensures the
12 laborer receives the reasonable value, usually market price, for his services.” *Precision*
13 *Constr.*, 128 Nev. at 380 citing Restatement (Third) of Restitution and Unjust Enrichment
14 § 31 cmt. e (2011), *Sack v. Tomlin*, 110 Nev. 204, 208, 871 P.2d 298, 302 (1994) (“The
15 doctrine of *quantum meruit* generally applies to an action ... involving work and labor
16 performed which is founded on a[n] oral promise [or other circumstances] on the part of
17 the defendant to pay the plaintiff as much as the plaintiff reasonably deserves for his labor
18 in the absence of an agreed upon amount.”). Cactus Rose is therefore entitled *quantum*
19 *meruit* damages in the amount of \$238,627.25 for recovery of the full and reasonable value
20 of the work it performed. *See Certified Fire Prot.*, 128 Nev. at 380.

21 5. The Court rejects Camco’s argument that it is not liable to Cactus Rose (and
22 other subcontractors) because it never received payment from Gemstone who instead made
23 payments to subcontractors through the disbursement company, NCS. Camco’s position
24 notwithstanding, both the Camco-Gemstone Agreement and the Camco Subcontract
25 demonstrate that (consistent with the APCO-Gemstone Agreement and the APCO
26 Subcontract) payments to subcontractors were intended to flow through the general
27 contractor. Camco presented no evidence that Cactus Rose or any other subcontractor
28

1 consented in advance to Gemstone's eventual decision to release payments (in part)
2 through NCS and not Camco.

3 6. Similarly, the Court rejects Camco's contention that the Court's decision on
4 Pay-if-Paid is inapplicable because it was "impossible" for Camco to have paid Helix and
5 other subcontractors. Camco presented no evidence that it, for example, declared
6 Gemstone to be in breach for failing to make payments through Camco rather than through
7 NCS. Instead, Camco appears to have acceded to Gemstone's deviation from the contract
8 and, at least until Gemstone announced that it was suspending construction, continued to
9 process subcontractor payment applications and submit them to Gemstone. Camco's
10 "impossibility" claim is, in any event, another form of Pay-if-Paid, against the public
11 policy of Nevada, void and unenforceable and barred by this Court's summary judgment.

12 7. Specific to Cactus Rose, the Court concludes that Camco's reliance on any
13 form of Pay-if-Paid (i.e., even if the same could be deemed permissible under Nevada law)
14 is inapplicable to its relationship with Cactus Rose because nothing in the Cactus Rose
15 Agreement sets forth any Pay-if-Paid Agreement and Cactus Rose did not agree to the
16 Camco Subcontract.

17 8. Cactus Rose is therefore awarded the principal sum of \$238,627.25 (i.e.,
18 exclusive of interest, costs and attorney's fees) against Camco and may apply for judgment
19 as to the same.

20 9. The Court denies all of Camco's affirmative defenses.

21 10. Cactus Rose is entitled to prejudgment interest pursuant to NRS 108.237
22 and/or NRS 17.130 and is granted leave to apply for the same by way of an amendment or
23 supplement to these Findings of Fact and Conclusions of Law and for judgment as to the
24 same.

25 11. Cactus Rose is the prevailing party and/or prevailing lien claimant as to
26 Camco and is entitled to an award of reasonable attorney's fees pursuant to NRS 108.237.
27 Cactus Rose is granted leave to apply for the same by way of an amendment or supplement
28

1 to these Findings of Fact and Conclusions of Law and for judgment as to the same.

2 12. As the prevailing party, Cactus Rose may also apply for an award of costs
3 in accordance with the relevant statutes and for judgment as to the same.

4 13. Any conclusion of law herein that is more appropriately deemed a finding
5 of fact shall be treated as such.

6 ORDER

7 NOW, THEREFORE, the Court hereby directs entry of the foregoing Findings of
8 Fact and Conclusions of Law; and

9 IT IS FURTHER ORDERED that, based upon the foregoing Findings of Fact and
10 Conclusions of Law, and those made regarding the other parties and claims involved in the
11 consolidated cases, the Court shall issue a separate Judgment or Judgments reflective of the
12 same at the appropriate time subject to further order of the Court.

13 IT IS SO ORDERED this 24th day of April, 2018.

14
15 
16 DISTRICT COURT JUDGE

17 CERTIFICATE

18 I hereby certify that on or about the date filed, this document was
19 Electronically Served to the Counsel on Record on the Clark County E-File Electronic
20 Service List.


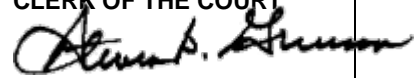
21 
22 LORRAINE TASHIRO
23 Judicial Executive Assistant
24 Dept. No. XIII
25
26
27
28

EXHIBIT 5B

JA007424



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Attorneys for Fast Glass, Inc.

DISTRICT COURT
CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs.

GEMSTONE DEVELOPMENT WEST,
INC., Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

AND ALL RELATED MATTERS

Case No. : 08A571228

Dept. No. : XIII

Consolidated with:

*A571792, A574391, A577623, A580889,
A583289, A584730, and A587168*

NOTICE OF ENTRY OF JUDGMENT

///

///

///

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(702) 990-7272 ♦ FAX (702) 990-7273

NOTICE OF ENTRY OF JUDGMENT

PLEASE TAKE NOTICE that a **JUDGMENT [AS TO THE CLAIMS OF FAST GLASS, INC. AGAINST CAMCO CONSTRUCTION CO., INC.]** was filed on **May 30, 2018**, a copy of which is attached as Exhibit A.

DATED this 31st day of May, 2018.

PEEL BRIMLEY LLP

/S/ Eric B Zimbelman

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3333 E. Serene Avenue, Suite 200

Henderson, NV 89074-6571

Attorneys for Fast Glass, Inc.

CERTIFICATE OF SERVICE

Pursuant to Nev. R. Civ. P. 5(b), I certify that I am an employee of **PEEL BRIMLEY, LLP**, and that on this 31st day of May, 2018, I caused the above and foregoing document, **NOTICE OF ENTRY OF JUDGMENT** to be served as follows:

- ☐ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada; and/or
- ☒ pursuant to NEFCR 9, upon all registered parties via the Court's electronic filing system;
- ☐ pursuant to EDCR 7.26, to be sent **via facsimile**;
- ☐ to be hand-delivered; and/or
- ☐ other _____

to the attorney(s) and/or party(ies) listed below at the address and/or facsimile number indicated below:

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Steven Morris (steve@gmdlegal.com)

Camco Pacific Construction Co Inc:

Steven Morris (steve@gmdlegal.com)

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Other Service Contacts not associated with a party on the case:

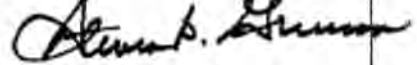
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/s/ Amanda Armstrong

An employee of **PEEL BRIMLEY, LLP**

Exhibit A



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Attorneys for Fast Glass, Inc.

7
8 **DISTRICT COURT**

9 **CLARK COUNTY, NEVADA**

10 APCO CONSTRUCTION, a Nevada
corporation,

11 Plaintiff,

12 vs

13 GEMSTONE DEVELOPMENT WEST, INC.,
Nevada corporation; NEVADA
14 CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
15 CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
16 TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
17 COMPANY and DOES I through X,

18 Defendants.

19 AND ALL RELATED MATTERS.
20

CASE NO.: A571228
DEPT. NO.: XIII

Consolidated with:
A571792, A574391, A577623, A580889,
A583289, A584730, and A587168

JUDGMENT

**[AS TO THE CLAIMS OF FAST
GLASS, INC. AGAINST CAMCO
CONSTRUCTION CO., INC.]**

21 This matter having come on for a non-jury trial on the merits on January 17-19, 23, 24
22 and February 6, 2018, SWPPP Electric of Nevada, LLC ("SWPPP"), SWPPP Compliance
23 Solutions, Inc. ("SWPPP"), Cactus Rose Construction, Co., Inc. ("Cactus Rose"), Fast Glass,
24 Inc. ("Fast Glass"), and Heinaman Contract Glazing ("Heinaman") all appearing through
25 Peel Brimley LLP; Camco Construction, Inc., ("Camco") through Grant Morris Dodds;
26 APCO Construction, Inc. ("APCO"), appearing through Spencer Fane, LLP and Marquis &
27 Aurbach; National Wood Products, Inc. ("National Wood" or "CabineTec") through Cadden
28 & Fuller LLP and Richard L. Tobler, Ltd.; and United Subcontractors, Inc. through Fabian

JA007431

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STRICT COURT DEPT. 13

1 Vancott; and the Court having heard the testimony of witnesses through examination and
2 cross-examination by the parties' counsel, having reviewed the evidence provided by the
3 parties, having heard the arguments of counsel, and having read and considered the briefs of
4 counsel, the parties' pleadings, and various other filings, and good cause appearing; the
5 Court hereby makes the following:

6 The Court having taken the matter under consideration and advisement;

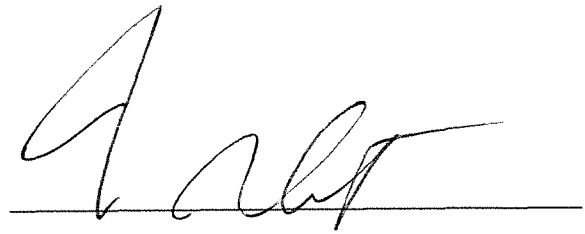
7 The Court having entered its April 26, 2018 Findings of Fact and Conclusions of Law
8 as to the Claims of Fast Glass against Camco, incorporated herein by this reference and
9 attached hereto as Exhibit 1 ("the Fast Glass FFCL");

10 The Court enters the following Judgment as to the claims of Fast Glass against
11 Camco;

12 IT IS ORDERED, ADJUDGED, AND DECREED that judgment is to be entered in
13 favor of Fast Glass and against Camco as set forth on the Fast Glass FFCL.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Court may
15 issue an amended judgment after the Court has heard and decided upon Fast Glass' Motion
16 for Attorney's Fees, Costs and Interest Against Camco currently pending before the Court.

17
18 Dated this 29th day of May 2018.



DISTRICT COURT JUDGE

21 Respectfully submitted by:

22 **PEEL BRIMLEY LLP**

23  #117766

24 ERIC B. ZIMBELMAN,

25 Nevada Bar No. 9407

26 RICHARD L. PEEL, ESQ.

27 Nevada Bar No. 4359

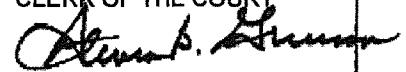
28 3333 E. Serene Avenue, Suite 200

Henderson, NV 89074-6571

Attorneys for Fast Glass, Inc.

EXHIBIT 1

JA007433



DISTRICT COURT

CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs

GEMSTONE DEVELOPMENT WEST, INC.,
Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

CASE NO.: A571228

DEPT. NO.: XIII

Consolidated with:

A571792, A574391, A577623, A580889,
A583289, A584730, and A587168

**FINDINGS OF FACT AND
CONCLUSIONS OF LAW AS TO THE
CLAIMS OF FAST GLASS, INC.**

AND ALL RELATED MATTERS.

This matter came on for trial on January 17-19, 23-24, 31 and February 6, 2018,
before the Honorable Mark Denton in Dept. 13, and the following parties having appeared
through the following counsel:

<u>Party</u>	<u>Counsel for Party</u>
Apco Construction Co., Inc. ("Apco")	John Randall Jeffries, Esq. and Mary E. Bacon, Esq. of the Law Firm of Spencer Fane LLP
Camco Pacific Construction Co., Inc. ("Camco")	Steven L. Morris, Esq. of the Law Firm of the Law Firm of Grant Morris Dodds
Helix Electric of Nevada, LLC ("Helix")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Heinaman Contract Glazing, Inc. ("Heinaman")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Fast Glass, Inc. ("Fast Glass")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Cactus Rose Construction Co., Inc. ("Cactus Rose")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
SWPPP Compliance Solutions, Inc. ("SWPPP")	Eric Zimbelman, Esq. and the Law

CLERK OF THE COURT

APR 26 2018

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MARK R. DENTON
DISTRICT JUDGE

DEPARTMENT THIRTEEN
LAS VEGAS, NV 89156

JA007434

	Firm of Peel Brimley LLP
National Wood Products, LLC ("National Wood")	John B. Taylor, Esq. of the Law Firm of Cadden & Fuller LLP
E&E Fire Protection, LLC ("E&E")	T. James Truman, Esq. of the Law Firm of T. James Truman, & Associates

A. Procedural History.

1. This is one of the oldest cases on the Court's docket. This action arises out of a construction project in Las Vegas, Nevada known as the Manhattan West Condominiums Project ("the Project") located at West Russell Road and Rocky Hill Street in Clark County Nevada, APNs 163-32-101-003 through 163-32-101-005, 163-32-101-010 and 163-32-101-014 (the "Property" and/or "Project"), owned by Gemstone Development West, Inc. ("Gemstone" or "the Owner").

2. Gemstone hired APCO, and, subsequently, Camco as its general contractors, who in turn entered into subcontract agreements with various subcontractors. In December 2008 the Owner suspended the Project and advised the various contractors that Gemstone's lender did not expect to disburse further funds for construction. The Project was never completed. Numerous contractors, including the parties hereto, recorded mechanic's liens against the Property.

3. After several years of litigation and a Writ Action to determine the priority of the various lienors (during which the Property was sold, the proceeds of the same held in a blocked account and this action was stayed), the Nevada Supreme Court ruled that the Owner's lenders had priority over the proceeds of the sale of the Property, holding that the NRS Ch. 108 mechanic's liens were junior to the lenders' deeds of trust. The Court subsequently ordered the proceeds be released to the lenders. Thereafter, the stay was lifted and many of the trade contractors continued to pursue claims for non-payment from APCO and Camco. The trial focused on these claims.

.....

.....

1 **B. Significant Pre-Trial Orders**

2 1. **Order Granting Partial Summary Judgment re: Pay-if-Paid.** On

3 January 2, 2018, this Court issued an Order granting a Motion for Partial Summary
4 Judgment brought by a group of subcontractors represented by the Peel Brimley Law Firm
5 (the "Peel Brimley Lien Claimants"¹) and joined in by others. Generally, but without
6 limitation, the Court concluded that, pursuant to NRS 624.624 and *Lehrer McGovern*
7 *Bovis, Inc. v. Bullock Insulation, Inc.*, 124 Nev. 1102, 1117-18, 197 P.3d 1032, 1042 (Nev.
8 2008), higher-tiered contractors, such as APCO and Camco, are required to pay their
9 lower-tiered subcontractors within the time periods set forth in NRS 624.626(1) and may
10 not fail to make such payment based on so-called "pay-if-paid" agreements ("Pay-if-Paid")
11 that are against public policy, void and unenforceable except under limited circumstances.
12 Accordingly, the Court ruled that APCO and Camco may not assert or rely on any defense
13 to their payment obligations, if any, to the party subcontractors that is based on a pay-if-
14 paid agreement.

15 2. **Order on Peel Brimley Lien Claimants' Motion in Limine Against**

16 **Camco.** On December 29, 2017 the Court issued an order on motions *in limine* brought by
17 the Peel Brimley Lien Claimants Against Camco. Specifically, the Court precluded Camco
18 from asserting or offering evidence that any of the Peel Brimley Lien Claimants' work on
19 the Project was (i) defective, (ii) not done in a workmanlike manner or (iii) not done in
20 compliance with the terms of the parties' agreement because Camco's person most
21 knowledgeable was not aware of any evidence to support such claims. For the same
22 reason, the Court also precluded Camco from asserting or offering evidence at trial that the
23 Peel Brimley Lien Claimants have breached their agreements other than with respect to
24 pay-if-paid agreements, evidence and argument of which is otherwise precluded by the
25 Partial Summary Judgment discussed above. For the same reason, the Court also precluded
26 Camco from asserting or offering evidence at trial to dispute the amounts invoiced, paid

27

28 ¹ The Peel Brimley Lien Claimants are: Helix, Heinaman, Fast Glass, Cactus Rose and SWPPP.

1 and that remain to be owed as asserted by the Peel Brimley Lien Claimants in their
2 respective Requests for Admission. For the same reason, the Court also precluded Camco
3 from asserting or offering evidence at trial that any liens recorded by the Peel Brimley
4 Lien Claimants were in any way defective or unperfected and are otherwise valid and
5 enforceable.

6 **C. Findings of Fact.**

7 Having received evidence and having heard argument of counsel, the Court makes
8 the following Findings of Fact:

9 1. The original general contractor on the Project was APCO. Gemstone and
10 APCO entered into the ManhattanWest General Construction Agreement for GMP (the
11 "APCO-Gemstone Agreement") on or about September 6, 2006. [See Exhibit 2].

12 2. Among other things, and in exchange for a guaranteed maximum price
13 ("GMP") of \$153,472,300.00 as forth in the APCO-Gemstone Agreement (Ex. 2, ¶
14 5.02(a)), APCO agreed to:

- 15 • "Complete the work" required by the APCO-Gemstone Agreement,
16 "furnish efficient business administration and superintendence" and "use its
17 best efforts to complete the Project;" [Ex 2., ¶ 2.01(a)];
- 18 • "...engage contractors, subcontractors, sub-subcontractors, service
19 providers, [and others, collectively referred to as "Third-Party Service
20 Providers"] to perform the work..."; [Ex 2., ¶ 2.02(a)];
- 21 • Monthly submit to Gemstone "applications for payment for the previous
22 month on forms similar to AIA G702 and G703 and a corresponding
23 approved Certificate for Payment;" [Ex 2., ¶ 5.05(a)]. Each payment
24 application was to be "based on a Schedule of Values [that] shall allocate
25 the entire GMP among the various portions of the Work" with APCO's fee
26 to be shown as a separate line item." [Ex 2., ¶ 5.05(b)]; The payment
27 applications were to "show the Percentage of Completion of each portion of
28

1 the Work as of the end of the period covered by the Application for
2 Payment. [Ex 2., ¶ 5.05(c)]; and

- 3 • Upon receipt of a monthly progress payment, “promptly pay each Third-
4 Party Service Provider the amount represented by the portion of the
5 Percentage of the Work Completed that was completed by such Third-Party
6 Service Provider² during the period covered by the corresponding Progress
7 Payment.” [Ex 2., ¶ 5.05(g)];

8 3. APCO in turn hired various subcontractors to perform certain scopes of
9 work and provided its form Subcontract Agreement to its subcontractors (“the APCO
10 Subcontract”). Fast Glass did not work for APCO on the Project and only first provided
11 work after APCO ceased work on the project and, as discussed below, Gemstone hired
12 Camco as the general contractor to replace APCO. APCO ceased work on the Project in or
13 about the end of August 2008. APCO and Gemstone each claim to have terminated the
14 other.

15 4. After APCO ceased work on the project, Gemstone hired Camco to be its
16 general contractor pursuant to an Amended and Restated ManhattanWest General
17 Construction Agreement effective as of August 25, 2008 (“the Camco-Gemstone
18 Agreement”). [See Exhibit 162].

19 5. On cross examination, Camco’s Dave Parry could not point to any portion
20 of the Camco-Gemstone Agreement that required Camco to supervise the work of the
21 subcontractors. [TR5-50:17-51:9]. Nothing in Article II (“General Contractor
22 Responsibilities”) obligates Camco to supervise the work or the subcontractors. [See Ex.
23 162, ¶Article II]. Parry did not deny that Camco was “essentially ... there to lend [its]
24 license” to Gemstone. [TR5-50:15-17].

25 6. Mr. Parry described Camco as “more of a construction manager at this point
26

27 ² Because the only Third-Party Service Providers at issue on this trial were subcontractors, the Court
28 will herein use the terms “subcontractor” and “Third-Party Service Provider” interchangeably and
synonymously.

1 than a general contractor" [TR5-31:10-11³]. Nonetheless, the Camco-Gemstone
2 Agreement is plainly called a "General Construction Agreement." The Camco-Gemstone
3 Agreement also requires Camco, in the same way that APCO did, to aggregate payment
4 applications from subcontractors and prepare and submit to Gemstone payment
5 applications for the amounts represented by the subcontractor payment applications and
6 Camco's fee. [See Ex. 162-008-010, ¶7.01].

7 7. Camco continued the same payment application format and numbering and
8 same schedule of values that APCO had been following. [See **Exhibit 218**; TR5-30:21-
9 31:4⁴]. Like APCO before it, Camco compiled and included in its payment applications to
10 Gemstone the amounts billed by its subcontractors, including Fast Glass. [See e.g., **Exhibit**
11 **522-001-011**]. Also, like the APCO-Gemstone Agreement, the Camco-Gemstone
12 Agreement required Camco, upon receipt of a progress payment from Gemstone, to
13 "promptly pay each [subcontractor] the amount represented by the portion of the
14 Percentage of the Work Completed that was completed by such [subcontractor]." [Ex. 162-
15 010, ¶7.03(e)].⁵ It is only after Gemstone announced that the Project would be suspended
16 that Camco asserted otherwise.

17 8. Camco's initial letter to subcontractors following Gemstone's
18 announcement demonstrates both that it believed it had subcontracts (because it purported
19 to terminate the same) and that it intended to continue to forward payment applications to
20 Gemstone. [See e.g., **Exhibit 804-003-004**]. Specifically, Camco wrote:

21 Camco is left with no choice but to terminate our agreement with Gemstone and
22 all subcontracts on the Project, including our agreement with your company.
23 Accordingly, we have terminated for cause our agreement with Gemstone,
24 effective December 19, 2008, and we hereby terminate for convenience our
subcontract with your company, effective immediately.

25 Please submit to Camco all amounts you believe are due and owing on your
subcontract. We will review and advise you of any issues regarding any amounts

26 ³ Testimony of Dave Parry.

27 ⁴ Testimony of Dave Parry.

28 ⁵ Unlike APCO and the subcontractors, no retention was to be withheld from the contractor's fee to be
paid to Camco (through retention continued to be withheld from subcontractors). [Ex. 162-010, ¶7.03(a)].

1 you claim are owed. For all amounts that should properly be billed to Gemstone,
2 Camco will forward to Gemstone such amounts for payment y Gemstone. If your
claims appear to be excessive, we will ask you to justify and/or revise the amount.

3 [See e.g., Ex. 804-003-004].

4 9. Camco quickly retracted its initial communication and replaced it with a
5 second letter [See e.g., Ex. 804-005-007] asking the subcontractors to “please disregard
6 previous letter which was sent in error.” [See e.g., Ex. 804-005]. Among other things,
7 Camco’s second letter:

- 8 • Deleted its statement that it had terminated the Camco-Gemstone
- 9 Agreement (while continuing to terminate the subcontractors);
- 10 • Asserts that the subcontractors agreed to Pay-if-Paid and accepted the risk
- 11 of non-payment from the owner (which is also Pay-if-Paid); and,
- 12 • Stated, inaccurately, that “Camco’s contract with Gemstone is a cost-plus
- 13 agreement wherein the subcontractors and suppliers were paid directly by
- 14 Gemstone and/or its agent Nevada Construction Services.” [See e.g., Ex.
- 15 804-007].

16 While Gemstone eventually did make partial payment to some subcontractors (but not to
17 Fast Glass – *see infra*) through NCS and not Camco [*see discussion, infra*], the Camco-
18 Gemstone Agreement expressly required Camco, upon receipt of a progress payment from
19 Gemstone, to “promptly pay each [subcontractor] the amount represented by the portion of
20 the Percentage of the Work Completed that was completed by such [subcontractor].” [Ex.
21 162-010, ¶7.03(e)].

22 10. Some subcontractors stopped working after APCO left the Project. Others,
23 such as Helix, continued to work on the Project and began working for Camco as the
24 general contractor. Others, such as Heinaman, Fast Glass, Cactus Rose and SWPPP started
25 working on the Project only after APCO left and worked only for Camco.

26 11. Camco presented some subcontractors with a standard form subcontract
27 Agreement (“the Camco Subcontract”), a representative example of which is Camco’s
28

1 subcontract with Fast Glass. [See Exhibit 801-007-040; TR5-57:8-16⁶]. Among other
2 provisions, the Camco Subcontract (consistent with the Camco-Gemstone Agreement),
3 requires Camco, no later than 10 days after receiving payment from Gemstone in response
4 to its payment applications, to “pay to Subcontractor, in monthly progress payments, 90%⁷
5 of labor and materials placed in position by Subcontractor during [the month preceding a
6 payment application].” [See Ex. 701-012, ¶ II(C)]. Fast Glass’ Clay Jorgenson testified
7 that Fast Glass and Camco entered into, performed work, and applied for payment
8 pursuant to the Camco Subcontract even though only Fast Glass’s signature appears on the
9 relevant document. [See Ex. 801-033]. Camco did not dispute this testimony. Moreover, its
10 letters addressed to Fast Glass (and substantially identical letters to other subcontractors)
11 states Camco’s intention to “immediately terminate all subcontracts on the Project,
12 including the agreement with your company.” [See Ex. 804-007]. Accordingly, the Court
13 finds that Fast Glass and Camco entered into the Camco Subcontract.

14 12. In spite of and contrary to the payment provisions of the Camco-Gemstone
15 Agreement [see *supra* and Ex. 162-010, ¶7.03(e)] and the Camco Subcontract [See Ex.
16 701-012, ¶ II(C)], no monies were ever distributed to the subcontractors through Camco.
17 Instead, and until it ceased making payments, Gemstone released funds to NCS, which
18 issued checks “on behalf of Camco Pacific” to some of the subcontractors and/or joint
19 checks to the subcontractors and their lower tiers. [See *e.g.*, Exhibit 508-062 (NCS check
20 no. 531544 to Helix and its lower tier, Graybar Electric “on behalf of Camco Pacific.”)].
21 However, no payments of any kind or from any party were ever issued to Fast Glass.

22 13. Fast Glass’ Clay Jorgenson testified, and Camco did not dispute, that Fast
23 Glass submitted multiple payment applications to Camco for progress payments on the
24 work it performed [See Exhibit 803] but never received payment for the same. Camco also
25 did not dispute that Fast Glass substantially completed all of the work it was hired to
26 perform – glazing work on the retail spaces – for the price of \$199,000.00. [See also

27 ⁶ Testimony of Dave Parry.

28 ⁷ i.e., less retention.

1 Exhibits 807, 808 (job file records)]. Mr. Jorgenson testified that \$199,000.00 is a
2 reasonable value for the work performed by Fast Glass, which Camco did not dispute.

3 14. The Court finds that Camco entered into and breached the Camco
4 Subcontract with Fast Glass by failing, without excuse, to pay Fast Glass the agreed-upon
5 sum of \$199,000. Alternatively, and even if Fast Glass and Camco did not enter into the
6 Camco Subcontract, the Court finds that Fast Glass and Camco agreed on the material
7 terms of a contract – i.e., the work to be performed, the price therefore and Camco’s
8 obligation to pay – constituting a contract implied-in-fact, which Camco breached by
9 failing to pay Fast Glass for its work and that the reasonable value of that work was
10 \$199,000.00.

11 15. Fast Glass presented undisputed evidence, and the Court finds, that Fast
12 Glass timely recorded a mechanic’s lien, as amended (“the Fast Glass Lien”), pursuant to
13 NRS Chapter 108 and perfected the same. [See Exhibit 805]. The Fast Glass Lien
14 identified both Camco as the “person by whom the lien claimant was employed or to
15 whom the lien claimant furnished or agreed to furnish work, materials or equipment.” [See
16 Ex. 805-001].

17 16. Any finding of fact herein that is more appropriately deemed a conclusion
18 of law shall be treated as such.

19 FROM the foregoing Findings of Fact, the Court hereby makes the following

20 **B. Conclusions of Law.**

21 1. “Basic contract principles require, for an enforceable contract, an offer and
22 acceptance, meeting of the minds, and consideration.” *May v. Anderson*, 121 Nev. 668,
23 672, 119 P.3d 1254, 1257 (2005). A meeting of the minds exists when the parties have
24 agreed upon the contract’s essential terms. *Roth v. Scott*, 112 Nev. 1078, 1083, 921 P.2d
25 1262, 1265 (1996). Which terms are essential “depends on the agreement and its context
26 and also on the subsequent conduct of the parties, including the dispute which arises, and
27 the remedy sought.” Restatement (Second) of Contracts § 131 cmt. g (1981). Whether a
28

1 contract exists is a question of fact and the District Court's findings will be upheld unless
2 they are clearly erroneous or not based on substantial evidence. *May*, 121 Nev. at 672-73,
3 119 P.3d at 1257.

4 2. The Court concludes that Camco entered into and breached the Camco
5 Subcontract with Fast Glass by failing, without excuse, to pay Fast Glass the agreed-upon
6 sum of \$199,000.00. As such, Camco owes Fast Glass the principal sum of \$199,000.00
7 and is entitled to judgment for that amount, exclusive of interest, costs and attorney's fees.

8 3. Alternatively, the Court concludes that there is an implied contract between
9 Fast Glass and Camco and that Fast Glass is entitled *quantum meruit* damages for
10 recovery of the full and reasonable value of the work it has performed. See *Certified Fire*
11 *Prot. Inc. v. Precision Constr.*, 128 Nev. 371, 379, 283 P.3d 250, 257 (2012) ("*quantum*
12 *meruit*'s first application is in actions based upon contracts implied-in-fact."). A contract
13 implied-in-fact must be "manifested by conduct." *Id.* at 380 citing *Smith v. Recrion Corp.*,
14 91 Nev. 666, 668, 541 P.2d 663, 664 (1975); *Hay v. Hay*, 100 Nev. 196, 198, 678 P.2d
15 672, 674 (1984). It "is a true contract that arises from the tacit agreement of the parties."
16 *Id.* To find a contract implied-in-fact, the fact-finder must conclude that the parties
17 intended to contract and promises were exchanged, the general obligations for which must
18 be sufficiently clear. *Id.* Here, Fast Glass and Camco clearly intended to enter into a
19 contract whereby Fast Glass would perform work for Camco and Camco would pay Fast
20 Glass for its work.

21 4. Where an implied-in-fact contract exists "*quantum meruit* ensures the
22 laborer receives the reasonable value, usually market price, for his services." *Precision*
23 *Constr.*, 128 Nev. at 380 citing Restatement (Third) of Restitution and Unjust Enrichment
24 § 31 cmt. e (2011), *Sack v. Tomlin*, 110 Nev. 204, 208, 871 P.2d 298, 302 (1994) ("The
25 doctrine of *quantum meruit* generally applies to an action ... involving work and labor
26 performed which is founded on a[n] oral promise [or other circumstances] on the part of
27 the defendant to pay the plaintiff as much as the plaintiff reasonably deserves for his labor
28

1 in the absence of an agreed upon amount."'). Here, the only and undisputed testimony was
2 that the monies Fast Glass billed for its work were a reasonable value for the work
3 performed. Moreover, Camco's submission of such amounts to Gemstone as part of its
4 own pay application estops Camco from disputing the reasonable value of Fast Glass'
5 work. Fast Glass is therefore entitled *quantum meruit* damages in the amount of
6 \$199,000.00 for recovery of the full and reasonable value of the work it performed. *See*
7 *Certified Fire Prot.*, 128 Nev. at 380.

8 5. The Court rejects Camco's argument that it is not liable to Fast Glass (and
9 other subcontractors) because it never received payment from Gemstone who instead made
10 payments to subcontractors through the disbursement company, NCS. Camco's position
11 notwithstanding, both the Camco-Gemstone Agreement and the Camco Subcontract
12 demonstrate that (consistent with the APCO-Gemstone Agreement and the APCO
13 Subcontract) payments to subcontractors were intended to flow through the general
14 contractor. Camco presented no evidence that Fast Glass or any other subcontractor
15 consented in advance to Gemstone's eventual decision to release payments (in part)
16 through NCS and not Camco.

17 6. Similarly, the Court rejects Camco's contention that the Court's decision on
18 Pay-if-Paid is inapplicable because it was "impossible" for Camco to have paid Fast Glass
19 and other subcontractors. Camco presented no evidence that it, for example, declared
20 Gemstone to be in breach for failing to make payments through Camco rather than through
21 NCS. Instead, Camco appears to have acceded to Gemstone's deviation from the contract
22 and, at least until Gemstone announced that it was suspending construction, continued to
23 process subcontractor payment applications and submit them to Gemstone. Camco's
24 "impossibility" claim is, in any event, another form of Pay-if-Paid, against the public
25 policy of Nevada, void and unenforceable and barred by this Court's summary judgment.

26 7. Fast Glass is therefore awarded the principal sum of \$199,000.00 (i.e.,
27 exclusive of interest, costs and attorney's fees) against Camco and may apply for judgment
28

1 as to the same.

2 8. The Court denies all of Camco's affirmative defenses.

3 9. Fast Glass is entitled to prejudgment interest pursuant to NRS 108.237
4 and/or NRS 17.130 and is granted leave to apply for the same by way of an amendment or
5 supplement to these Findings of Fact and Conclusions of Law and for judgment as to the
6 same.

7 10. Fast Glass is the prevailing party and/or prevailing lien claimant as to
8 Camco and is entitled to an award of reasonable attorney's fees pursuant to NRS 108.237
9 and/or Camco Subcontract. Fast Glass is granted leave to apply for the same by way of an
10 amendment or supplement to these Findings of Fact and Conclusions of Law and for
11 judgment as to the same.

12 11. As the prevailing party, Fast Glass may also apply for an award of costs in
13 accordance with the relevant statutes and for judgment as to the same.

14 12. Any conclusion of law herein that is more appropriately deemed a finding
15 of fact shall be treated as such.

16 ORDER

17 NOW, THEREFORE, the Court hereby directs entry of the foregoing Findings of
18 Fact and Conclusions of Law; and

19 IT IS FURTHER ORDERED that, based upon the foregoing Findings of Fact and
20 Conclusions of Law, and those made regarding the other parties and claims involved in the
21 consolidated cases, the Court shall issue a separate Judgment or Judgments reflective of the
22 same at the appropriate time subject to further order of the Court.

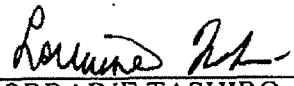
23 IT IS SO ORDERED this 24th day of April, 2018.

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26 DISTRICT COURT JUDGE
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CERTIFICATE

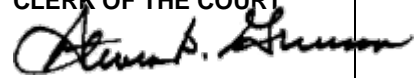
I hereby certify that on or about the date filed, this document was
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LORRAINE TASHIRO
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Dept. No. XIII

EXHIBIT 5C

JA007447



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DISTRICT COURT
CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs.

GEMSTONE DEVELOPMENT WEST,
INC., Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

AND ALL RELATED MATTERS

Case No. : 08A571228

Dept. No. : XIII

Consolidated with:

*A571792, A574391, A577623, A580889,
A583289, A584730, and A587168*

NOTICE OF ENTRY OF JUDGMENT

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///

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NOTICE OF ENTRY OF JUDGMENT

PLEASE TAKE NOTICE that a **JUDGMENT [AS TO THE CLAIMS OF HEINAMAN CONTRACT GLASING AGAINST CAMCO CONSTRUCTION CO., INC.]** was filed on **May 30, 2018**, a copy of which is attached as Exhibit A.

DATED this 31st day of May, 2018.

PEEL BRIMLEY LLP

/S/ Eric B Zimbelman

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Attorneys for Heinaman Contract Glazing

CERTIFICATE OF SERVICE

Pursuant to Nev. R. Civ. P. 5(b), I certify that I am an employee of **PEEL BRIMLEY, LLP**, and that on this 31st day of May, 2018, I caused the above and foregoing document, **NOTICE OF ENTRY OF JUDGMENT** to be served as follows:

- ☐ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada; and/or
- ☒ pursuant to NEFCR 9, upon all registered parties via the Court's electronic filing system;
- ☐ pursuant to EDCR 7.26, to be sent **via facsimile**;
- ☐ to be hand-delivered; and/or
- ☐ other _____

to the attorney(s) and/or party(ies) listed below at the address and/or facsimile number indicated below:

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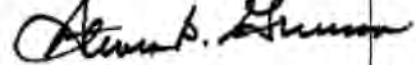
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/s/ Amanda Armstrong

An employee of **PEEL BRIMLEY, LLP**

Exhibit A



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DISTRICT COURT

CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs

GEMSTONE DEVELOPMENT WEST, INC.,
Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

AND ALL RELATED MATTERS.

CASE NO.: A571228
DEPT. NO.: XIII

Consolidated with:
A571792, A574391, A577623, A580889,
A583289, A584730, and A587168

JUDGMENT

**[AS TO THE CLAIMS OF HEINAMAN
CONTRACT GLAZING AGAINST
CAMCO CONSTRUCTION CO., INC.]**

This matter having come on for a non-jury trial on the merits on January 17-19, 23, 24 and February 6, 2018, Helix Electric of Nevada, LLC ("Helix"), SWPPP Compliance Solutions, Inc. ("SWPPP"), Cactus Rose Construction, Co., Inc. ("Cactus Rose"), Fast Glass, Inc. ("Fast Glass"), and Heinaman Contract Glazing ("Heinaman") all appearing through Peel Brimley LLP; Camco Construction, Inc., ("Camco") through Grant Morris Dodds; APCO Construction, Inc. ("APCO"), appearing through Spencer Fane, LLP and Marquis & Aurbach; National Wood Products, Inc. ("National Wood" or "CabineTec") through Cadden & Fuller LLP and Richard L. Tobler, Ltd.; and United Subcontractors, Inc. through Fabian

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1 Vancott; and the Court having heard the testimony of witnesses through examination and
2 cross-examination by the parties' counsel, having reviewed the evidence provided by the
3 parties, having heard the arguments of counsel, and having read and considered the briefs of
4 counsel, the parties' pleadings, and various other filings, and good cause appearing; the
5 Court hereby makes the following:

6 The Court having taken the matter under consideration and advisement;

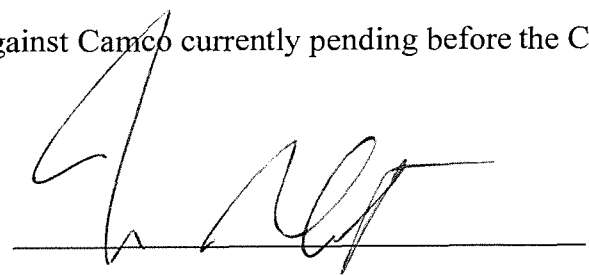
7 The Court having entered its April 26, 2018 Findings of Fact and Conclusions of Law
8 as to the Claims of Heinaman against Camco, incorporated herein by this reference and
9 attached hereto as Exhibit 1 ("the Heinaman FFCL");

10 The Court enters the following Judgment as to the claims of Heinaman against
11 Camco;

12 IT IS ORDERED, ADJUDGED, AND DECREED that judgment is to be entered in
13 favor of Heinaman and against Camco as set forth on the Heinaman FFCL.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Court may
15 issue an amended judgment after the Court has heard and decided upon Heinaman's Motion
16 for Attorney's Fees, Costs and Interest Against Camco currently pending before the Court.

17 Dated this 29th day of May 2018.



DISTRICT COURT JUDGE

18
19
20 Respectfully submitted by:

21 **PEEL BRIMLEY LLP**

22  #11776 fa

23 ERIC B. ZIMBELMAN,

24 Nevada Bar No. 9407

25 RICHARD L. PEEL, ESQ.

26 Nevada Bar No. 4359

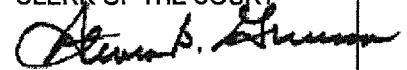
27 3333 E. Serene Avenue, Suite 200

28 Henderson, NV 89074-6571

Attorneys for Heinaman Contract Glazing

EXHIBIT 1

JA007456



DISTRICT COURT

CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs

GEMSTONE DEVELOPMENT WEST, INC.,
Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

CASE NO.: A571228

DEPT. NO.: XIII

Consolidated with:

A571792, A574391, A577623, A580889,
A583289, A584730, and A587168

**FINDINGS OF FACT AND
CONCLUSIONS OF LAW AS TO THE
CLAIMS OF HEINAMAN CONTRACT
GLAZING**

AND ALL RELATED MATTERS.

This matter came on for trial on January 17-19, 23-24, 31 and February 6, 2018,
before the Honorable Mark Denton in Dept. 13, and the following parties having appeared
through the following counsel:

<u>Party</u>	<u>Counsel for Party</u>
Apco Construction Co., Inc. ("Apco")	John Randall Jeffries, Esq. and Mary E. Bacon, Esq. of the Law Firm of Spencer Fane LLP
Camco Pacific Construction Co., Inc. ("Camco")	Steven L. Morris, Esq. of the Law Firm of the Law Firm of Grant Morris Dodds
Helix Electric of Nevada, LLC ("Helix")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Heinaman Contract Glazing, Inc. ("Heinaman")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Fast Glass, Inc. ("Fast Glass")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Cactus Rose Construction Co., Inc. ("Cactus Rose")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP

CLERK OF THE COURT

APR 26 2018

RECEIVED

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MARK R. DENTON
DISTRICT JUDGE

DEPARTMENT THIRTEEN
LAS VEGAS, NV 89155

JA007457

Case Number: 08A574392

12

SWPPP Compliance Solutions, Inc. ("SWPPP")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
National Wood Products, LLC ("National Wood")	John B. Taylor, Esq. of the Law Firm of Cadden & Fuller LLP
E&E Fire Protection, LLC ("E&E")	T. James Truman, Esq. of the Law Firm of T. James Truman, & Associates

A. Procedural History.

1. This is one of the oldest cases on the Court's docket. This action arises out of a construction project in Las Vegas, Nevada known as the Manhattan West Condominiums Project ("the Project") located at West Russell Road and Rocky Hill Street in Clark County Nevada, APNs 163-32-101-003 through 163-32-101-005, 163-32-101-010 and 163-32-101-014 (the "Property" and/or "Project"), owned by Gemstone Development West, Inc. ("Gemstone" or "the Owner").

2. Gemstone hired APCO, and, subsequently, Camco as its general contractors, who in turn entered into subcontract agreements with various subcontractors. In December 2008 the Owner suspended the Project and advised the various contractors that Gemstone's lender did not expect to disburse further funds for construction. The Project was never completed. Numerous contractors, including the parties hereto, recorded mechanic's liens against the Property.

3. After several years of litigation and a Writ Action to determine the priority of the various lienors (during which the Property was sold, the proceeds of the same held in a blocked account and this action was stayed), the Nevada Supreme Court ruled that the Owner's lenders had priority over the proceeds of the sale of the Property, holding that the NRS Ch. 108 mechanic's liens were junior to the lenders' deeds of trust. The Court subsequently ordered the proceeds be released to the lenders. Thereafter, the stay was lifted and many of the trade contractors continued to pursue claims for non-payment from APCO and Camco. The trial focused on these claims.

.....

1 B. Significant Pre-Trial Orders

2 1. Order Granting Partial Summary Judgment re: Pay-if-Paid. On

3 January 2, 2018, this Court issued an Order granting a Motion for Partial Summary
4 Judgment brought by a group of subcontractors represented by the Peel Brimley Law Firm
5 (the "Peel Brimley Lien Claimants"¹) and joined in by others. Generally, but without
6 limitation, the Court concluded that, pursuant to NRS 624.624 and *Lehrer McGovern*
7 *Bovis, Inc. v. Bullock Insulation, Inc.*, 124 Nev. 1102, 1117-18, 197 P.3d 1032, 1042 (Nev.
8 2008), higher-tiered contractors, such as APCO and Camco, are required to pay their
9 lower-tiered subcontractors within the time periods set forth in NRS 624.626(1) and may
10 not fail to make such payment based on so-called "pay-if-paid" agreements ("Pay-if-Paid")
11 that are against public policy, void and unenforceable except under limited circumstances.
12 Accordingly, the Court ruled that APCO and Camco may not assert or rely on any defense
13 to their payment obligations, if any, to the party subcontractors that is based on a pay-if-
14 paid agreement.

15 2. Order on Peel Brimley Lien Claimants' Motion in Limine Against

16 Camco. On December 29, 2017 the Court issued an order on motions *in limine* brought by
17 the Peel Brimley Lien Claimants Against Camco. Specifically, the Court precluded Camco
18 from asserting or offering evidence that any of the Peel Brimley Lien Claimants' work on
19 the Project was (i) defective, (ii) not done in a workmanlike manner or (iii) not done in
20 compliance with the terms of the parties' agreement because Camco's person most
21 knowledgeable was not aware of any evidence to support such claims. For the same
22 reason, the Court also precluded Camco from asserting or offering evidence at trial that the
23 Peel Brimley Lien Claimants have breached their agreements other than with respect to
24 pay-if-paid agreements, evidence and argument of which is otherwise precluded by the
25 Partial Summary Judgment discussed above. For the same reason, the Court also precluded
26 Camco from asserting or offering evidence at trial to dispute the amounts invoiced, paid

27

28 ¹ The Peel Brimley Lien Claimants are: Helix, Heinaman, Fast Glass, Cactus Rose and SWPPP.

1 and that remain to be owed as asserted by the Peel Brimley Lien Claimants in their
2 respective Requests for Admission. For the same reason, the Court also precluded Camco
3 from asserting or offering evidence at trial that any liens recorded by the Peel Brimley
4 Lien Claimants were in any way defective or unperfected and are otherwise valid and
5 enforceable.

6 **C. Findings of Fact.**

7 Having received evidence and having heard argument of counsel, the Court makes
8 the following Findings of Fact:

9 1. The original general contractor on the Project was APCO. Gemstone and
10 APCO entered into the ManhattanWest General Construction Agreement for GMP (the
11 "APCO-Gemstone Agreement") on or about September 6, 2006. [See Exhibit 2].

12 2. Among other things, and in exchange for a guaranteed maximum price
13 ("GMP") of \$153,472,300.00 as forth in the APCO-Gemstone Agreement (Ex. 2, ¶
14 5.02(a)), APCO agreed to:

- 15 • "Complete the work" required by the APCO-Gemstone Agreement,
16 "furnish efficient business administration and superintendence" and "use its
17 best efforts to complete the Project;" [Ex 2., ¶ 2.01(a)];
- 18 • "...engage contractors, subcontractors, sub-subcontractors, service
19 providers, [and others, collectively referred to as "Third-Party Service
20 Providers"] to perform the work..."; [Ex 2., ¶ 2.02(a)];
- 21 • Monthly submit to Gemstone "applications for payment for the previous
22 month on forms similar to AIA G702 and G703 and a corresponding
23 approved Certificate for Payment;" [Ex 2., ¶ 5.05(a)]. Each payment
24 application was to be "based on a Schedule of Values [that] shall allocate
25 the entire GMP among the various portions of the Work" with APCO's fee
26 to be shown as a separate line item." [Ex 2., ¶ 5.05(b)]; The payment
27 applications were to "show the Percentage of Completion of each portion of
28

1 the Work as of the end of the period covered by the Application for
2 Payment. [Ex 2., ¶ 5.05(c)]; and

- 3 • Upon receipt of a monthly progress payment, “promptly pay each Third-
4 Party Service Provider the amount represented by the portion of the
5 Percentage of the Work Completed that was completed by such Third-Party
6 Service Provider² during the period covered by the corresponding Progress
7 Payment.” [Ex 2., ¶ 5.05(g)];

8 3. APCO in turn hired various subcontractors to perform certain scopes of
9 work and provided its form Subcontract Agreement to its subcontractors (“the APCO
10 Subcontract”). Heinaman did not work for APCO on the Project and only first provided
11 work after APCO ceased work on the project and, as discussed below, Gemstone hired
12 Camco as the general contractor to replace APCO. APCO ceased work on the Project in or
13 about the end of August 2008. APCO and Gemstone each claim to have terminated the
14 other.

15 4. After APCO ceased work on the project, Gemstone hired Camco to be its
16 general contractor pursuant to an Amended and Restated ManhattanWest General
17 Construction Agreement effective as of August 25, 2008 (“the Camco-Gemstone
18 Agreement”). [See Exhibit 162].

19 5. On cross examination, Camco’s Dave Parry could not point to any portion
20 of the Camco-Gemstone Agreement that required Camco to supervise the work of the
21 subcontractors. [TR5-50:17-51:9]. Nothing in Article II (“General Contractor
22 Responsibilities”) obligates Camco to supervise the work or the subcontractors. [See Ex.
23 162, ¶Article II]. Parry did not deny that Camco was “essentially ... there to lend [its]
24 license” to Gemstone. [TR5-50:15-17].

25 6. Mr. Parry described Camco as “more of a construction manager at this point
26

27 ² Because the only Third-Party Service Providers at issue on this trial were subcontractors, the Court
28 will herein use the terms “subcontractor” and “Third-Party Service Provider” interchangeably and
synonymously.

1 than a general contractor" [TR5-31:10-11³]. Nonetheless, the Camco-Gemstone
2 Agreement is plainly called a "General Construction Agreement." The Camco-Gemstone
3 Agreement also requires Camco, in the same way that APCO did, to aggregate payment
4 applications from subcontractors and prepare and submit to Gemstone payment
5 applications for the amounts represented by the subcontractor payment applications and
6 Camco's fee. [See Ex. 162-008-010; ¶7.01].

7 7. Camco continued the same payment application format and numbering and
8 same schedule of values that APCO had been following. [See Exhibit 218; TR5-30:21-
9 31:4⁴]. Like APCO before it, Camco compiled and included in its payment applications to
10 Gemstone the amounts billed by its subcontractors, including Heinaman. [See e.g., Exhibit
11 522-001-011]. Also like the APCO-Gemstone Agreement, the Camco-Gemstone
12 Agreement required Camco, upon receipt of a progress payment from Gemstone, to
13 "promptly pay each [subcontractor] the amount represented by the portion of the
14 Percentage of the Work Completed that was completed by such [subcontractor]." [Ex. 162-
15 010, ¶7.03(e)].⁵ It is only after Gemstone announced that the Project would be suspended
16 that Camco asserted otherwise.

17 8. Camco's initial letter to subcontractors following Gemstone's
18 announcement demonstrates both that it believed it had subcontracts (because it purported
19 to terminate the same) and that it intended to continue to forward payment applications to
20 Gemstone. [See e.g., Exhibit 804-003-004]. Specifically, Camco wrote:

21 Camco is left with no choice but to terminate our agreement with Gemstone
22 and all subcontracts on the Project, including our agreement with your
23 company. Accordingly, we have terminated for cause our agreement with
24 Gemstone, effective December 19, 2008, and we hereby terminate for
convenience our subcontract with your company, effective immediately.

25 Please submit to Camco all amounts you believe are due and owing on your
subcontract. We will review and advise you of any issues regarding any

26 ³ Testimony of Dave Parry.

27 ⁴ Testimony of Dave Parry.

28 ⁵ Unlike APCO and the subcontractors, no retention was to be withheld from the contractor's fee to be
paid to Camco (through retention continued to be withheld from subcontractors). [Ex. 162-010, ¶7.03(a)].

1 amounts you claim are owed. For all amounts that should properly be billed to
2 Gemstone, Camco will forward to Gemstone such amounts for payment y
3 Gemstone. If your claims appear to be excessive, we will ask you to justify
and/or revise the amount.

4 [See e.g., Ex. 804-003-004].

5 9. Camco quickly retracted its initial communication and replaced it with a
6 second letter [See e.g., Ex. 804-005-007] asking the subcontractors to "please disregard
7 previous letter which was sent in error." [See e.g., Ex. 804-005]. Among other things,
8 Camco's second letter:

- 9 • Deleted its statement that it had terminated the Camco-Gemstone
10 Agreement (while continuing to terminate the subcontractors);
- 11 • Asserts that the subcontractors agreed to Pay-if-Paid and accepted the risk
12 of non-payment from the owner (which is also Pay-if-Paid); and,
- 13 • Stated, inaccurately, that "Camco's contract with Gemstone is a cost-plus
14 agreement wherein the subcontractors and suppliers were paid directly by
15 Gemstone and/or its agent Nevada Construction Services." [See e.g., Ex.
16 804-007].

17 While Gemstone eventually did make partial payment to some subcontractors through
18 NCS and not Camco [see discussion, *infra*], the Camco-Gemstone Agreement expressly
19 required Camco, upon receipt of a progress payment from Gemstone, to "promptly pay
20 each [subcontractor] the amount represented by the portion of the Percentage of the Work
21 Completed that was completed by such [subcontractor]." [Ex. 162-010, ¶7.03(e)].

22 10. Some subcontractors stopped working after APCO left the Project. Others,
23 such as Helix, continued to work on the Project and began working for Camco as the
24 general contractor. Others, such as Heinaman, Fast Glass, Cactus Rose and SWPPP started
25 working on the Project only after APCO left and worked only for Camco.

26 11. Camco presented some subcontractors with a standard form subcontract
27 Agreement ("the Camco Subcontract"), a representative example of which is Camco's
28

1 subcontract with Fast Glass. [See Exhibit 801-007-040; TR5-57:8-16⁶].

2 12. However, Heinaman and Camco never entered into the Camco Subcontract.
3 Instead, the agreement between Camco and Heinaman is memorialized by a Letter of
4 Intent to proceed with the Work and Memorandum of Understanding Regarding Terms
5 and Conditions between Heinaman, Camco and Gemstone. [Exhibit 701 - "the Heinaman
6 Agreement"]. The Heinaman Agreement provides, among other things:

- 7 • "CAMCO and Gemstone both promise to pay and to be liable to
8 [Heinaman] ..."
- 9 • "CAMCO and Gemstone agree to be jointly and severally liable for
10 payment of [Heinaman's invoices]" and to "pay [Heinaman on the fifth day
11 after receipt of an Invoice from [Heinaman];"
- 12 • "Each [Heinaman] invoice shall be paid without retention;"
- 13 • "Each invoice shall be [prepared on a Time and Material basis plus 15%
14 standard mark up on each invoice for Overhead and 10% mark up on each
15 invoice for Profit;]"
- 16 • CAMCO and Gemstone authorize [Heinaman] to proceed with the scope of
17 work as referenced herein.;" and
- 18 • The Parties understand that this document shall be binding on all Parties
19 until a different contract is signed by all parties."

20 [Ex. 701].

21 13. Heinaman's representative, Mark Heinaman, testified that there is no
22 "different contract signed by all Parties." Camco did not dispute this testimony or offer any
23 contract signed by Heinaman, Camco and Gemstone.

24 14. In fact, Heinaman offered, and the Court admitted, a separate agreement
25 between Camco, Gemstone, Scott Financial Corporation ("SCF" - Gemstone's lender) and
26 Nevada Construction Services, Inc. ("NCS") titled ManhattanWest Heinaman Contract

27 _____
28 ⁶ Testimony of Dave Parry.

1 Glazing Funding Instruction Agreement ("the Heinaman Funding Agreement") that
2 confirms:

- 3 • "[I]t is in the best interests if the project to engage Heinaman ...;" and
- 4 • "Heinaman has demanded the right to invoice Camco weekly and requires
5 that Camco pay each invoice within five calendar days."

6 [Exhibit 718-002]. In addition, the Heinaman Funding Agreement identifies a source of
7 payments to Heinaman (monies in the NCS account previously "earmarked" to pay a
8 terminated glazing contractor) and sets forth a procedure as between Camco, Gemstone,
9 Scott and NCS to make payments to Heinaman for its work. [Ex. 718-002-004] Heinaman
10 was not a party to the Heinaman Funding Agreement.

11 15. Consistent with the Heinaman Agreement (i.e., time and materials plus 15%
12 overhead and 10% profit), Heinaman submitted multiple invoices to Camco, some of
13 which were paid [see Exhibit 702-001-003] and some of which were unpaid [see Ex. 702-
14 004-007]. Heinaman's unpaid invoices total \$187,525.26. The Court finds that Camco
15 agreed to pay all of Heinaman's invoices, breached the Heinaman Agreement by failing to
16 pay the unpaid invoices and owes Heinaman the principal sum (i.e., exclusive of interest,
17 costs and attorney's fees) of \$187,525.26.

18 16. The Court further finds that Heinaman performed the work for which it
19 invoiced. [See e.g., Exhibits 704, 705, 706, 707 and 708 (project record documents)].
20 Based in part on the undisputed testimony of Mark Heinaman the Court finds that
21 Heinaman's invoices represent a reasonable value for the work performed.

22 17. Heinaman presented undisputed evidence, and the Court finds, that
23 Heinaman timely recorded a mechanic's lien, as amended ("the Heinaman Lien"), pursuant
24 to NRS Chapter 108 and perfected the same. [See Exhibit 703]. The Heinaman Lien
25 identified both Camco as the "person by whom the lien claimant was employed or to
26 whom the lien claimant furnished or agreed to furnish work, materials or equipment." [See
27 Ex. 703-038].

1 18. Any finding of fact herein that is more appropriately deemed a conclusion
2 of law shall be treated as such.

3 FROM the foregoing Findings of Fact, the Court hereby makes the following

4 **B. Conclusions of Law.**

5 1. "Basic contract principles require, for an enforceable contract, an offer and
6 acceptance, meeting of the minds, and consideration." *May v. Anderson*, 121 Nev. 668,
7 672, 119 P.3d 1254, 1257 (2005). A meeting of the minds exists when the parties have
8 agreed upon the contract's essential terms. *Roth v. Scott*, 112 Nev. 1078, 1083, 921 P.2d
9 1262, 1265 (1996). Which terms are essential "depends on the agreement and its context
10 and also on the subsequent conduct of the parties, including the dispute which arises, and
11 the remedy sought." Restatement (Second) of Contracts § 131 cmt. g (1981). Whether a
12 contract exists is a question of fact and the District Court's findings will be upheld unless
13 they are clearly erroneous or not based on substantial evidence. *May*, 121 Nev. at 672-73,
14 119 P.3d at 1257.

15 2. The Court concludes that Camco entered into and breached the Heinaman
16 Agreement by failing, without excuse, to pay Heinaman in full for the invoices it
17 submitted and for the work it performed in the amount of \$187,525.26 and that Heinaman
18 is entitled to judgment for that amount, exclusive of interest, costs and attorney's fees.

19 3. Alternatively, the Court concludes that there is an implied contract between
20 Heinaman and Camco and that Heinaman is entitled *quantum meruit* damages for recovery
21 of the full and reasonable value of the work it has performed. See *Certified Fire Prot. Inc.*
22 *v. Precision Constr.*, 128 Nev. 371, 379, 283 P.3d 250, 257 (2012) ("*quantum meruit*'s
23 first application is in actions based upon contracts implied-in-fact."). A contract implied-
24 in-fact must be "manifested by conduct." *Id.* at 380 citing *Smith v. Recrion Corp.*, 91 Nev.
25 666, 668, 541 P.2d 663, 664 (1975); *Hay v. Hay*, 100 Nev. 196, 198, 678 P.2d 672, 674
26 (1984). It "is a true contract that arises from the tacit agreement of the parties." *Id.* To find
27 a contract implied-in-fact, the fact-finder must conclude that the parties intended to
28

1 contract and promises were exchanged, the general obligations for which must be
2 sufficiently clear. *Id.* Here, Heinaman and and Camco clearly intended to enter into a
3 contract whereby Heinaman would perform work for Camco and Camco would pay
4 Heinaman for its work.

5 4. Where an implied-in-fact contract exists "*quantum meruit* ensures the
6 laborer receives the reasonable value, usually market price, for his services." *Precision*
7 *Constr.*, 128 Nev. at 380 citing Restatement (Third) of Restitution and Unjust Enrichment
8 § 31 cmt. e (2011), *Sack v. Tomlin*, 110 Nev. 204, 208, 871 P.2d 298, 302 (1994) ("The
9 doctrine of *quantum meruit* generally applies to an action ... involving work and labor
10 performed which is founded on a[n] oral promise [or other circumstances] on the part of
11 the defendant to pay the plaintiff as much as the plaintiff reasonably deserves for his labor
12 in the absence of an agreed upon amount."). Here, the only and undisputed testimony was
13 that the monies Heinaman billed for its work were a reasonable value for the work
14 performed. Moreover, Camco's submission of at least some of those amounts to Gemstone
15 as part of its own pay application estopps Camco from disputing the reasonable value of
16 Heinaman's work. Heinaman is therefore entitled *quantum meruit* damages in the amount
17 of \$187,525.26 for recovery of the full and reasonable value of the work it performed. *See*
18 *Certified Fire Prot.*, 128 Nev. at 380.

19 5. The Court rejects Camco's argument that it is not liable to Heinaman (and
20 other subcontractors) because it never received payment from Gemstone who instead made
21 payments to subcontractors through the disbursement company, NCS. Camco's position
22 notwithstanding, both the Camco-Gemstone Agreement and the Camco Subcontract
23 demonstrate that (consistent with the APCO-Gemstone Agreement and the APCO
24 Subcontract) payments to subcontractors were intended to flow through the general
25 contractor. Camco presented no evidence that Heinaman or any other subcontractor
26 consented in advance to Gemstone's eventual decision to release payments (in part)
27 through NCS and not Camco.

1 6. Similarly, the Court rejects Camco's contention that the Court's decision on
2 Pay-if-Paid is inapplicable because it was "impossible" for Camco to have paid Helix and
3 other subcontractors. Camco presented no evidence that it, for example, declared
4 Gemstone to be in breach for failing to make payments through Camco rather than through
5 NCS. Instead, Camco appears to have acceded to Gemstone's deviation from the contract
6 and, at least until Gemstone announced that it was suspending construction, continued to
7 process subcontractor payment applications and submit them to Gemstone. Camco's
8 "impossibility" claim is, in any event, another form of Pay-if-Paid, against the public
9 policy of Nevada, void and unenforceable and barred by this Court's summary judgment.

10 7. Specific to Heinaman, the Court concludes that Camco's reliance on any
11 form of Pay-if-Paid (i.e., even if the same could be deemed permissible under Nevada law)
12 is inapplicable to its relationship with Heinaman. Pursuant to the Heinaman Agreement,
13 Camco expressly agreed to be liable to Heinaman "jointly and severally with Gemstone.
14 Accordingly, even if (as Camco urges) the subcontractors as a whole are required to look
15 solely to the defunct Gemstone for payment (which, for the reasons explained above, they
16 are not), Camco has expressly agreed to be liable to Heinaman in the same way that
17 Gemstone is liable.

18 8. Heinaman is therefore awarded the principal sum of \$187,525.26 (i.e.,
19 exclusive of interest, costs and attorney's fees) against Camco and may apply for judgment
20 as to the same.

21 9. The Court denies all of Camco's affirmative defenses.

22 10. Heinaman is entitled to prejudgment interest pursuant to NRS 108.237
23 and/or NRS 17.130 and is granted leave to apply for the same by way of an amendment or
24 supplement to these Findings of Fact and Conclusions of Law and for judgment as to the
25 same.

26 11. Heinaman is the prevailing party and/or prevailing lien claimant as to
27 Camco and is entitled to an award of reasonable attorney's fees pursuant to NRS 108.237.

1 Heinaman is granted leave to apply for the same by way of an amendment or supplement
2 to these Findings of Fact and Conclusions of Law and for judgment as to the same.

3 12. As the prevailing party, Heinaman may also apply for an award of costs in
4 accordance with the relevant statutes and for judgment as to the same.

5 13. Any conclusion of law herein that is more appropriately deemed a finding
6 of fact shall be treated as such.

7 ORDER

8 NOW, THEREFORE, the Court hereby directs entry of the foregoing Findings of
9 Fact and Conclusions of Law; and

10 IT IS FURTHER ORDERED that, based upon the foregoing Findings of Fact and
11 Conclusions of Law, and those made regarding the other parties and claims involved in the
12 consolidated cases, the Court shall issue a separate Judgment or Judgments reflective of the
13 same at the appropriate time subject to further order of the Court.

14 IT IS SO ORDERED this 24th day of April, 2018.

15
16 
DISTRICT COURT JUDGE

17
18 CERTIFICATE

19 I hereby certify that on or about the date filed, this document was
20 Electronically Served to the Counsel on Record on the Clark County E-File Electronic
21 Service List.


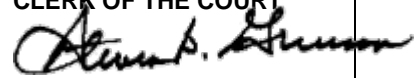
22 
23 LORRAINE TASHIRO
24 Judicial Executive Assistant
25 Dept. No. XIII
26
27
28

EXHIBIT 5D

JA007470



NJUD
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DISTRICT COURT
CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs.

GEMSTONE DEVELOPMENT WEST,
INC., Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

AND ALL RELATED MATTERS

Case No. : 08A571228

Dept. No. : XIII

Consolidated with:

*A571792, A574391, A577623, A580889,
A583289, A584730, and A587168*

NOTICE OF ENTRY OF JUDGMENT

///

///

///

PEEL BRIMLEY LLP
3333 E. SERENE AVENUE, STE. 200
HENDERSON, NEVADA 89074
(702) 990-7272 ♦ FAX (702) 990-7273

NOTICE OF ENTRY OF JUDGMENT

PLEASE TAKE NOTICE that a **JUDGMENT [AS TO THE CLAIMS OF HELIX ELECTRIC OF NEVADA, LLC AGAINST CAMCO CONSTRUCTION CO., INC.]** was filed on **May 30, 2018**, a copy of which is attached as Exhibit A.

DATED this 31st day of May, 2018.

PEEL BRIMLEY LLP

/S/ Eric B Zimbelman

ERIC B. ZIMBELMAN, ESQ

Nevada Bar No. 9407

RICHARD L. PEEL, ESQ.

Nevada Bar No. 4359

3333 E. Serene Avenue, Suite 200

Henderson, NV 89074-6571

Attorneys for Helix Electric of Nevada LLC

CERTIFICATE OF SERVICE

Pursuant to Nev. R. Civ. P. 5(b), I certify that I am an employee of **PEEL BRIMLEY, LLP**, and that on this 31st day of May, 2018, I caused the above and foregoing document, **NOTICE OF ENTRY OF JUDGMENT** to be served as follows:

- ☐ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada; and/or
- ☒ pursuant to NEFCR 9, upon all registered parties via the Court's electronic filing system;
- ☐ pursuant to EDCR 7.26, to be sent **via facsimile**;
- ☐ to be hand-delivered; and/or
- ☐ other _____

to the attorney(s) and/or party(ies) listed below at the address and/or facsimile number indicated below:

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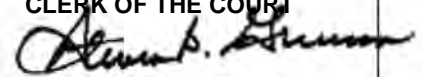
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/s/ Amanda Armstrong

An employee of PEEL BRIMLEY, LLP

Exhibit A



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Attorneys for Helix Electric of Nevada, LLC

7
8 **DISTRICT COURT**

9 **CLARK COUNTY, NEVADA**

10 APCO CONSTRUCTION, a Nevada
corporation,

11 Plaintiff,

12 vs

13 GEMSTONE DEVELOPMENT WEST, INC.,
Nevada corporation; NEVADA
14 CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
15 CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
16 TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
17 COMPANY and DOES I through X,

18 Defendants.

19 AND ALL RELATED MATTERS.
20

CASE NO.: A571228
DEPT. NO.: XIII

Consolidated with:

A571792, A574391, A577623, A580889,
A583289, A584730, and A587168

21 **JUDGMENT**

22 **[AS TO THE CLAIMS OF HELIX
ELECTRIC OF NEVADA, LLC
AGAINST CAMCO CONSTRUCTION
CO., INC.]**

23 This matter having come on for a non-jury trial on the merits on January 17-19, 23, 24
24 and February 6, 2018, Helix Electric of Nevada, LLC ("Helix"), SWPPP Compliance
25 Solutions, Inc. ("SWPPP"), Cactus Rose Construction, Co., Inc. ("Cactus Rose"), Fast Glass,
26 Inc. ("Fast Glass"), and Heinaman Contract Glazing ("Heinaman") all appearing through
27 Peel Brimley LLP; Camco Construction, Inc., ("Camco") through Grant Morris Dodds;
28 APCO Construction, Inc. ("APCO"), appearing through Spencer Fane, LLP and Marquis &
Aurbach; National Wood Products, Inc. ("National Wood" or "CabineTec") through Cadden
& Fuller LLP and Richard L. Tobler, Ltd.; and United Subcontractors, Inc. through Fabian

JA007477

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DISTRICT COURT DEPT. 13

1 Vancott; and the Court having heard the testimony of witnesses through examination and
2 cross-examination by the parties' counsel, having reviewed the evidence provided by the
3 parties, having heard the arguments of counsel, and having read and considered the briefs of
4 counsel, the parties' pleadings, and various other filings, and good cause appearing; the
5 Court hereby makes the following:

6 The Court having taken the matter under consideration and advisement;

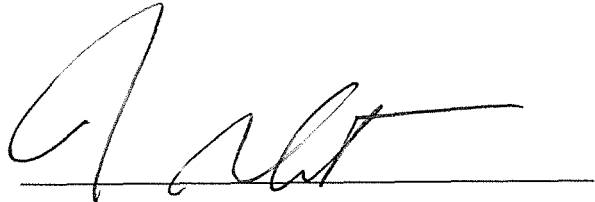
7 The Court having entered its April 26, 2018 Findings of Fact and Conclusions of Law
8 as to the Claims of Helix against Camco, incorporated herein by this reference and attached
9 hereto as Exhibit 1 ("the Helix FFCL");

10 The Court enters the following Judgment as to the claims of Helix against Camco;

11 IT IS ORDERED, ADJUDGED, AND DECREED that judgment is to be entered in
12 favor of Helix and against Camco as set forth on the Helix FFCL.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Court may
14 issue an amended judgment after the Court has heard and decided upon Helix's Motion for
15 Attorney's Fees, Costs and Interest Against Camco currently pending before the Court.

16 Dated this 29th day of May 2018.

17
18
19 

20 DISTRICT COURT JUDGE

21 Respectfully submitted by:

22 **PEEL BRIMLEY LLP**

23  #11776 for
24 ERIC B. ZIMBELMAN,

25 Nevada Bar No. 9407

26 RICHARD L. PEEL, ESQ.

27 Nevada Bar No. 4359

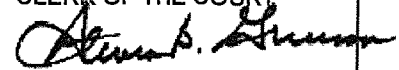
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Henderson, NV 89074-6571

Attorneys for Helix Electric of Nevada, LLC

EXHIBIT 1

JA007479



DISTRICT COURT
CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs

GEMSTONE DEVELOPMENT WEST, INC.,
Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

AND ALL RELATED MATTERS.

CASE NO.: A571228

DEPT. NO.: XIII

Consolidated with:

A571792, A574391, A577623, A580889,
A583289, A584730, and A587168

**FINDINGS OF FACT AND
CONCLUSIONS OF LAW AS TO THE
CLAIMS OF HELIX ELECTRIC OF
NEVADA, LLC AGAINST CAMCO
PACIFIC CONSTRUCTION, INC.**

This matter came on for trial on January 17-19, 23-24, 31 and February 6, 2018,
before the Honorable Mark Denton in Dept. 13, and the following parties having appeared
through the following counsel:

<u>Party</u>	<u>Counsel for Party</u>
Apco Construction Co., Inc. ("Apco")	John Randall Jeffries, Esq. and Mary E. Bacon, Esq. of the Law Firm of Spencer Fane LLP
Camco Pacific Construction Co., Inc. ("Camco")	Steven L. Morris, Esq. of the Law Firm of the Law Firm of Grant Morris Dodds
Helix Electric of Nevada, LLC ("Helix")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Heinaman Contract Glazing, Inc. ("Heinaman")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Fast Glass, Inc. ("Fast Glass")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP

CLERK OF THE COURT

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40

MARK R. DENTON
DISTRICT JUDGE

DEPARTMENT THIRTEEN
LAS VEGAS, NV 89155

JA007480

Case Number: 08A571228

Cactus Rose Construction Co., Inc. ("Cactus Rose")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
SWPPP Compliance Solutions, Inc. ("SWPPP")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
National Wood Products, LLC ("National Wood")	John B. Taylor, Esq. of the Law Firm of Cadden & Fuller LLP
E&E Fire Protection, LLC ("E&E").	T. James Truman, Esq. of the Law Firm of T. James Truman, & Associates

A. Procedural History.

1. This is one of the oldest cases on the Court's docket. This action arises out of a construction project in Las Vegas, Nevada known as the Manhattan West Condominiums Project ("the Project") located at West Russell Road and Rocky Hill Street in Clark County Nevada, APNs 163-32-101-003 through 163-32-101-005, 163-32-101-010 and 163-32-101-014 (the "Property" and/or "Project"), owned by Gemstone Development West, Inc. ("Gemstone" or "the Owner").

2. Gemstone hired APCO, and, subsequently, Camco as its general contractors, who in turn entered into subcontract agreements with various subcontractors. In December 2008 the Owner suspended the Project and advised the various contractors that Gemstone's lender did not expect to disburse further funds for construction. The Project was never completed. Numerous contractors, including the parties hereto, recorded mechanic's liens against the Property.

3. After several years of litigation and a Writ Action to determine the priority of the various lienors (during which the Property was sold, the proceeds of the same held in a blocked account and this action was stayed), the Nevada Supreme Court ruled that the Owner's lenders had priority over the proceeds of the sale of the Property, holding that the NRS Ch. 108 mechanic's liens were junior to the lenders' deeds of trust. The Court subsequently ordered the proceeds be released to the lenders. Thereafter, the stay was lifted and many of the trade contractors continued to pursue claims for non-payment from

1 APCO and Camco. The trial focused on these claims. The Court has separately treated
2 Helix's claims against APCO and has made or is making separate Findings of Fact and
3 Conclusions of Law regarding the same.

4 **B. Significant Pre-Trial Orders**

5 1. **Order Granting Partial Summary Judgment re: Pay-if-Paid.** On
6 January 2, 2018, this Court issued an Order granting a Motion for Partial Summary
7 Judgment brought by a group of subcontractors represented by the Peel Brimley Law Firm
8 (the "Peel Brimley Lien Claimants"¹) and joined in by others. Generally, but without
9 limitation, the Court concluded that, pursuant to NRS 624.624 and *Lehrer McGovern*
10 *Bovis, Inc. v. Bullock Insulation, Inc.*, 124 Nev. 1102, 1117-18, 197 P.3d 1032, 1042 (Nev.
11 2008), higher-tiered contractors, such as APCO and Camco, are required to pay their
12 lower-tiered subcontractors within the time periods set forth in NRS 624.626(1) and may
13 not fail to make such payment based on so-called "pay-if-paid" agreements ("Pay-if-Paid")
14 that are against public policy, void and unenforceable except under limited circumstances.
15 Accordingly, the Court ruled that APCO and Camco may not assert or rely on a defense to
16 their payment obligations to the party subcontractors that is based on a pay-if-paid
17 agreement.

18 2. **Order on Peel Brimley Lien Claimants' Motion in Limine Against**
19 **Camco.** On December 29, 2017 the Court issued an order on motions *in limine* brought by
20 the Peel Brimley Lien Claimants Against Camco. Specifically, the Court precluded Camco
21 from asserting or offering evidence that any of the Peel Brimley Lien Claimants' work on
22 the Project was (i) defective, (ii) not done in a workmanlike manner or (iii) not done in
23 compliance with the terms of the parties' agreement because Camco's person most
24 knowledgeable was not aware of, and Camco did not otherwise offer, any evidence to
25 support such claims. For the same reason, the Court also precluded Camco from asserting
26 or offering evidence at trial that the Peel Brimley Lien Claimants have breached their

27
28 ¹ The Peel Brimley Lien Claimants are: Helix, Heinaman, Fast Glass, Cactus Rose and SWPPP.

1 agreements other than with respect to pay-if-paid agreements, evidence and argument of
2 which is otherwise precluded by the Partial Summary Judgment discussed above. For the
3 same reason, the Court also precluded Camco from asserting or offering evidence at trial to
4 dispute the amounts invoiced, paid and that remain to be owed as asserted by the Peel
5 Brimley Lien Claimants in their respective Requests for Admission. For the same reason,
6 the Court also precluded Camco from asserting or offering evidence at trial that any liens
7 recorded by the Peel Brimley Lien Claimants were in any way defective or unperfected
8 and are otherwise valid and enforceable.

9 **C. Findings of Fact.**

10 Having received evidence and having heard argument of counsel, the Court makes
11 the following Findings of Fact:

12 1. The original general contractor on the Project was APCO. Gemstone and
13 APCO entered into the ManhattanWest General Construction Agreement for GMP (the
14 "APCO-Gemstone Agreement") on or about September 6, 2006. [See **Exhibit 2**].

15 2. After APCO ceased work on the Project, Gemstone hired Camco to be its
16 general contractor pursuant to an Amended and Restated ManhattanWest General
17 Construction Agreement effective as of August 25, 2008 ("the Camco-Gemstone
18 Agreement"). [See **Exhibit 162**].

19 3. Camco continued the same payment application format and numbering and
20 same schedule of values that APCO had been following. [See **Exhibit 218**; TR5-30:21-
21 31:4].² Like APCO before it, Camco compiled and included in its payment applications to
22 Gemstone the amounts billed by its subcontractors, including Helix. [See *e.g.*, **Exhibit**
23 **522-001-011**]. Also like the APCO-Gemstone Agreement, the Camco-Gemstone
24 Agreement required Camco, upon receipt of a progress payment from Gemstone, to
25 "promptly pay each [subcontractor] the amount represented by the portion of the
26 Percentage of the Work Completed that was completed by such [subcontractor]." [Ex. 162-
27

28 ² Testimony of Dave Parry.

1 010, ¶7.03(e)].³ It is only after Gemstone announced that the Project would be suspended
2 that Camco asserted otherwise.

3 4. Camco's initial letter to subcontractors following Gemstone's
4 announcement demonstrates both that it believed it had subcontracts (because it purported
5 to terminate the same) and that it intended to continue to forward payment applications to
6 Gemstone. [See e.g., Exhibit 804-003-004]. Specifically, Camco wrote:

7 Camco is left with no choice but to terminate our agreement with Gemstone
8 and all subcontracts on the Project, including our agreement with your
9 company. Accordingly, we have terminated for cause our agreement with
10 Gemstone, effective December 19, 2008, and we hereby terminate for
11 convenience our subcontract with your company, effective immediately.

12 Please submit to Camco all amounts you believe are due and owing on your
13 subcontract. We will review and advise you of any issues regarding any
14 amounts you claim are owed. For all amounts that should properly be billed to
15 Gemstone, Camco will forward to Gemstone such amounts for payment y
16 Gemstone. If your claims appear to be excessive, we will ask you to justify
17 and/or revise the amount.

18 [See e.g., Ex. 804-003-004].

19 5. Camco quickly retracted its initial communication and replaced it with a
20 second letter [See e.g., Ex. 804-005-007] asking the subcontractors to "please disregard
21 previous letter which was sent in error." [See e.g., Ex. 804-005]. Among other things,
22 Camco's second letter:

- 23 • Deleted its statement that it had terminated the Camco-Gemstone
24 Agreement (while continuing to terminate the subcontractors);
- 25 • Asserts that the subcontractors agreed to Pay-if-Paid and accepted the risk
26 of non-payment from the owner (which is also Pay-if-Paid); and,
- 27 • Stated, inaccurately, that "Camco's contract with Gemstone is a cost-plus
28 agreement wherein the subcontractors and suppliers were paid directly by
Gemstone and/or its agent Nevada Construction Services." [See e.g., Ex.

³ Unlike APCO and the subcontractors, no retention was to be withheld from the contractor's fee to be paid to Camco (though retention continued to be withheld from subcontractors). [Ex. 162-010, ¶7.03(a)].

1 804-007].

2 While Gemstone eventually did make partial payment through NCS and not Camco [see
3 discussion, *infra*], the Camco-Gemstone Agreement expressly required Camco, upon
4 receipt of a progress payment from Gemstone, to "promptly pay each [subcontractor] the
5 amount represented by the portion of the Percentage of the Work Completed that was
6 completed by such [subcontractor]." [Ex. 162-010, ¶7.03(e)].

7 6. Some subcontractors stopped working after APCO left the Project. Others,
8 such as Helix, continued to work on the Project and began working for Camco as the
9 general contractor. Others, such as Heinaman, Fast Glass, Cactus Rose and SWPPP started
10 working on the Project only after APCO left and worked only for Camco.

11 7. Camco presented some subcontractors with a standard form subcontract
12 Agreement ("the Camco Subcontract"), a representative example of which is Camco's
13 subcontract with Fast Glass. [See Exhibit 801-007-040; TR5-57:8-16].⁴ Among other
14 provisions, the Camco Subcontract (consistent with the Camco-Gemstone Agreement),
15 requires Camco, no later than 10 days after receiving payment from Gemstone in response
16 to its payment applications, to "pay to Subcontractor, in monthly progress payments, 90%⁵
17 of labor and materials placed in position by Subcontractor during [the month preceding a
18 payment application]." [See Ex. 701-012, ¶ II(C)].

19 8. Despite and contrary to the payment provisions of the Camco-Gemstone
20 Agreement [see *supra* and Ex. 162-010, ¶7.03(e)] and the Camco Subcontract [See Ex.
21 701-012, ¶ II(C)], no monies were ever distributed to the subcontractors through Camco.
22 Instead, and until it ceased making payments, Gemstone released funds to NCS, which
23 issued checks "on behalf of Camco Pacific" to some of the subcontractors and/or joint
24 checks to the subcontractors and their lower tiers, including Helix and its lower tiers. [See
25 e.g., Exhibit 508-062 (NCS check no. 531544 to Helix and its lower tier, Graybar Electric
26 "on behalf of Camco Pacific.")].

27 ⁴ Testimony of Dave Parry.

28 ⁵ i.e., less retention.

1 9. Camco also presented subcontractors who had previously worked for
2 APCO, including Helix and Cabintec (National Wood), with a document titled Ratification
3 and Amendment of Subcontract Agreement ("the Camco Ratification"). [See e.g., Exhibit
4 3164].

5 10. Helix admitted in its Complaint and in its lien documents that it entered into
6 the Camco Subcontract and the Camco Ratification.

7 11. As it was instructed to do, Camco continued to perform the work it had
8 agreed to perform on the Project until Gemstone suspended work on December 15, 2008.
9 As it was also instructed to do, Helix submitted payment applications to Camco using the
10 same forms and same procedures as it had employed while APCO was still on the Project.
11 [See e.g., Ex. 508-067-074]. Camco in turn submitted its pay applications to Gemstone in
12 the same way, and using the same forms, as APCO had used. [See e.g., Ex. 522-001-011].

13 12. Helix submitted gross payment applications to Camco totaling
14 \$1,010,255.25 (i.e., inclusive of retention). [See Ex. 508-001-002; 037-038; 049; 068-
15 069].⁶ Helix was paid only \$175,778.80 and is owed the balance, \$834,476.45.

16 13. The Court finds that Helix and Camco entered into a
17 contractor/subcontractor relationship and agreement whereby they agreed on the material
18 terms of a contract – i.e., the work to be performed, the price for the work and Camco's
19 obligation to pay. The Court finds that Camco breached its obligation to pay Helix the sum
20 of \$834,476.45.

21 14. Helix provided undisputed testimony that the amounts it billed were
22 reasonable for the work performed. [TR2-71:22-72:3].⁷ Because (i) this testimony was
23 undisputed, (ii) Camco submitted these amounts on its certified pay applications to
24 Gemstone, and (iii) Helix was paid in part for these amounts, the Court finds that the
25 amounts Helix billed Camco for its work were reasonable for the work performed.

26
27 ⁶ See also summary document, Ex. 508-061, which does not include Pay Application No. 15. [See
TR3-68:17-69:7].

28 ⁷ Testimony of Andy Rivera.

1 15. Helix presented undisputed evidence, and the Court finds, that Helix timely
2 recorded a mechanic's lien, as amended ("the Helix Lien"), pursuant to NRS Chapter 108
3 and perfected the same. [See **Exhibit 512**]. The Helix Lien identified both APCO and
4 Camco as the "person by whom the lien claimant was employed or to whom the lien
5 claimant furnished or agreed to furnish work, materials or equipment." [See *e.g.*, Ex. 512-
6 007, 009].

7 16. Any finding of fact herein that is more appropriately deemed a conclusion
8 of law shall be treated as such.

9 FROM the foregoing Findings of Fact, the Court hereby makes the following

10 **B. Conclusions of Law.**

11 1. "Basic contract principles require, for an enforceable contract, an offer and
12 acceptance, meeting of the minds, and consideration." *May v. Anderson*, 121 Nev. 668,
13 672, 119 P.3d 1254, 1257 (2005). A meeting of the minds exists when the parties have
14 agreed upon the contract's essential terms. *Roth v. Scott*, 112 Nev. 1078, 1083, 921 P.2d
15 1262, 1265 (1996). Which terms are essential "depends on the agreement and its context
16 and also on the subsequent conduct of the parties, including the dispute which arises and
17 the remedy sought." Restatement (Second) of Contracts § 131 cmt. g (1981). Whether a
18 contract exists is a question of fact and the District Court's findings will be upheld unless
19 they are clearly erroneous or not based on substantial evidence. *May*, 121 Nev. at 672-73,
20 119 P.3d at 1257.

21 2. The Court concludes that Camco and Helix entered into a contract whereby
22 they agreed on the material terms of a contract – i.e., the work to be performed, the price
23 therefore and Camco's obligation to pay. The Court further concludes that Camco failed to
24 pay Helix the undisputed sum of \$834,476.45 without excuse (other than Camco's reliance
25 on Pay-if-Paid, which the Court has previously rejected).

26 3. Camco did not dispute Helix's testimony that the amounts it billed were a
27 reasonable value for the work performed, and the reasonableness thereof was demonstrated

1 by Camco's payment in part and its inclusion of Helix's billings in its own payment
2 applications to Gemstone. The court therefore concludes that the unpaid value of Helix's
3 work while Camco was on site as the general contractor is \$834,476.45 and that Helix
4 should be awarded that principal amount against Camco for that principal amount.

5 4. The Court rejects Camco's argument that it is not liable to Helix (and other
6 subcontractors) because it never received payment from Gemstone who instead made
7 payments to subcontractors through the disbursement company, NCS. Camco's position
8 notwithstanding, both the Camco-Gemstone Agreement and the Camco Subcontract
9 demonstrate that (consistent with the APCO-Gemstone Agreement and the APCO
10 Subcontract) payments to subcontractors were intended to flow through the general
11 contractor. Camco presented no evidence that Helix or any other subcontractor consented
12 in advance to Gemstone's eventual decision to release payments (in part) through NCS and
13 not Camco.

14 5. Similarly, the Court rejects Camco's contention that the Court's decision on
15 Pay-if-Paid is inapplicable because it was "impossible" for Camco to have paid Helix and
16 other subcontractors. Camco presented no evidence that it, for example, declared
17 Gemstone to be in breach for failing to make payments through Camco rather than through
18 NCS. Instead, Camco appears to have acceded to Gemstone's deviation from the contract
19 and, at least until Gemstone announced that it was suspending construction, continued to
20 process subcontractor payment applications and submit them to Gemstone. Camco's
21 "impossibility" claim is, in any event, another form of Pay-if-Paid, against the public
22 policy of Nevada, void and unenforceable and barred by this Court's summary judgment.

23 6. Helix is entitled to the principal sum of \$834,476.45 against Camco which
24 will be the subject of a judgment to be entered by the Court.

25 7. The Court denies all of Camco's affirmative defenses.

26 8. Helix is entitled to prejudgment interest pursuant to NRS 108.237 and/or
27 NRS 17.130.

28

MARK R. DENTON
DISTRICT JUDGE

DEPARTMENT THIRTEEN
LAS VEGAS, NV 89155

JA007488

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IN THE SUPREME COURT OF THE STATE OF NEVADA

Supreme Court Case No. 77320
Consolidated with 80508

HELIX ELECTRIC OF NEVADA, LLC,

Appellant,

v.

APCO CONSTRUCTION, INC., A NEVADA CORPORATION,

Respondent.

JOINT APPENDIX
VOLUME 103

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CHRONOLOGICAL APPENDIX OF EXHIBITS

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
06-24-09	Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint	JA000001- JA000015	1
08-05-09	APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA000016 – JA000030	1
04-26-10	CAMCO and Fidelity's Answer and CAMCO's Counterclaim	JA000031- JA000041	1
07-02-10	Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default	JA000042- JA000043	1
06-06-13	APCO's Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO's Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time	JA000044- JA000054	1
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (1) APCO's Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO's Motion for Judgment Against Gemstone Only	JA000055- JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317- JA000326	6

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06-13-13	Docket Entry and Minute Order Granting APCO's Motion for Summary Judgment Against Gemstone	JA000327	6
08-02-17	Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and <i>Ex Parte</i> Application for Order Shortening Time	JA000328- JA000342	6
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343- JA000379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380- JA000392	6
08-21-17	APCO Construction's Opposition to Peel Brimley Lien Claimants' Partial Motion for Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA000393- JA000409	6/7
	Exhibit A – Excerpt from 30(b)(6) Witness for Helix Electric of Nevada, LLC taken July 20, 2017	JA000410- JA000412	7
09-28-17	Peel Brimley Lien Claimants' Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA000413- JA000418	7
11-06-17	Peel Brimley Lien Claimants' Motion in Limine Nos. 1-6	JA000419- JA000428	7

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 1 – Notice of Entry of Order	JA000429 JA000435	7
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.’s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC’s	JA000436- JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry’s Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000501- JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000512- JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC’s First Set of Request for Admissions to Camco Pacific Construction	JA000523- JA000533	8
11-06-17	Helix Electric of Nevada’s Motion <i>in Limine</i> Nos. 1-4	JA000534- JA000542	8
	Exhibit 1 – Notice of Entry of Order	JA000543- JA000549	8
	Exhibit 2 – Helix Electric of Nevada, LLC’s Amended Notice of 30(b)(6) Deposition of APCO Construction	JA000550 JA000558	8/9

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	Exhibit 3 - Excerpts from Brian Benson Deposition Transcript taken June 5, 2017	JA000559 JA000574	9
	Exhibit 4 – Excerpts from Mary Jo Allen’s Deposition Transcript taken July 18, 2017	JA000575- JA000589	9
11-06-17	APCO Construction, Inc.’s Omnibus Motion <i>in Limine</i>	JA000590 JA000614	9
	Exhibit 1 – Second Amended Notice of taking NRCPP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA000615- JA000624	9
	Exhibit 2 – Zitting Brothers Construction, Inc.’s Motion for Partial Summary Judgment Against APCO Construction	JA000625- JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting’s Deposition Transcript taken October 27, 2017	JA000647- JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679- JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731- JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809- JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827- JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832- JA000837	12
	Exhibit 9 – Email from Eric Zimbelman dated October 17, 2017	JA000838- JA000844	12
	Exhibit 10 – Special Master Report, Recommendation and District Court Order	JA00845- JA000848	12

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	Exhibit 12 – Plaintiff in Intervention, National Wood Products, Inc.’s First Supplemental Disclosures Pursuant to NRCP 16.1	JA000857- JA000864	12
	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865- JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC’s 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874- JA000897	12
11-14-17	Camco Pacific Construction Company, Inc.’s Opposition to Lien Claimants’ Motions in Limine Nos. 1-6	JA000898- JA000905	12
	Exhibit A – Nevada Construction Services Cost Plus GMP Contract Disbursement Agreement	JA000906- JA000907	12
	Exhibit B – Scott Financial Corporation’s April 28, 2009 letter to the Nevada State Contractor’s Board	JA000908- JA000915	2/13
	Exhibit C – E-mail from Alex Edelstein dated December 15, 2008 Re: Letter to Subs	JA000916- JA000917	13
	Exhibit D – Camco Pacific’s letter dated December 22, 2008	JA000918- JA000920	13
	Exhibit E – Order Approving Sale of Property	JA000921- JA000928	13

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11-14-17	APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC's Motions in Limine Nos. 1-4	JA000929- JA000940	13/14
	Exhibit 1 – Excerpts from the Deposition Transcript of Mary Jo Allen taken July 18, 2017	JA000941- JA000966	14/15/16
	Exhibit 2 – Helix Electric's Manhattan West Billing/Payment Status through August 2008	JA000967- JA000969	16/17
	Exhibit 3 – Excerpts from the Deposition Transcript of Andrew Rivera taken July 20, 2017	JA000970- JA000993	17/18/19
11-14-17	Helix Electric of Nevada's Opposition to APCO Construction's Omnibus Motion in Limine	JA000994- JA001008	20
	Exhibit 1 – Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001009- JA001042	20
	Exhibit 2 - Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001043- JA001055	20
	Exhibit 3 – Special Master Order Requiring Completion of Questionnaire	JA001056- JA001059	20
	Exhibit 4 – Excerpts from the Deposition Transcript of the 30(b)(6) Witness for Helix Electric of Nevada taken July 20, 2017	JA001060- JA001064	20
	Exhibit 5 - Excerpts from the Deposition Transcript of David E. Parry taken June 20, 2017	JA001065 JA001132	20/21
11-15-17	APCO Construction, Inc.'s Reply in Support of its Omnibus Motion in Limine	JA001133 JA001148	21

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	Exhibit 2 – Notice of Taking NRCP Rule 30(b)(6) Deposition of the Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA001152- JA001160	21
12-29-17	Notice of Entry of Order Granting Peel Brimley Lien Claimants’ Motion in <i>Limine</i> 1-6	JA001161- JA001169	22
12-29-17	Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC’s Motion in <i>Limine</i> 1-4	JA001170- JA001177	22
12-29-17	Notice of Entry of Order Granting in Part and Denying in Part APCO Construction’s Omnibus Motion in <i>Limine</i>	JA001178- JA001186	22
01-03-18	Notice of Entry of Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001187- JA001198	22
01-04-18	Motion for Reconsideration of Court’s Order Granting Peel Brimley Lien Claimants’ Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time	JA001199- JA001217	22
	Exhibit 1 – Subcontract Agreement (Helix Electric of Nevada, LLC)	JA001218- JA001245	22/23/24
	Exhibit 2 – Subcontract Agreement (Zitting Brothers)	JA001246- JA001263	24

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	Exhibit 4 – Amended Notice of Lien	JA001282- JA001297	25
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	Exhibit 6 – Notice of Lien	JA001310- JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314- JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377- JA001380	26
	Exhibit 9 – Order Denying <i>En Banc</i> Reconsideration	JA001381- JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386- JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393- JA001430	26
	Exhibit 12 – Order Big D Construction Corp.’s Motion for Attorney’s Fees, Costs and Interest Pursuant to Judgment	JA001431- JA001435	26
	Exhibit 13 – Appellant’s Opening Brief (Padilla v. Big D)	JA001436- JA001469	26
	Exhibit 14 – Respondent’s Answering Brief	JA001470- JA001516	26/27
	Exhibit 15 – Appellant’s Reply Brief (Padilla v. Big D)	JA001517- JA001551	27
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01-12-18	Joint Pre-Trial Memorandum [for APCO Construction, Inc., the Peel Brimley Lien Claimants and National Wood Products, LLC ONLY]	JA001574- JA001594	27/28
	Exhibit 1 – Exhibit List APCO	JA001595- JA001614	28
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	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA001617- JA001635	28
	Exhibit 4 – Cactus Rose Trial Exhibits	JA001636- JA001637	28
	Exhibit 5 – Heinaman Trial Exhibits	JA001638- JA001639	28
	Exhibit 6 – Fast Glass Trial Exhibits	JA001640- JA001641	28
	Exhibit 7 – SWPPP Trial Exhibits	JA001642- JA001643	28
	Exhibit 8 - Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion <i>in Limine</i>	JA001644- JA001647	28

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	Exhibit 9 - Amended <i>nunc pro tunc</i> order regarding APCO Construction, Inc.'s Omnibus Motion <i>in Limine</i> No. 7	JA001648- JA001650	28
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	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654- JA001657	28
	Exhibit 12 - Order Granting Plaintiff in Intervention, National Wood Products, Inc.'s Motion <i>in Limine</i>	JA001658- JA001660	28
	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661- JA00167	28/9/29
01-17-18	Transcript Bench Trial (Day 1)¹	JA001668- JA001802	29/30
	Trial Exhibit 1 - Grading Agreement (<i>Admitted</i>)	JA001803- JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement (<i>Admitted</i>)	JA001826- JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement (<i>Admitted</i>)	JA001869- JA001884	30

¹ Filed January 31, 2018

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	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work <i>(Admitted)</i>	JA001979- JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) <i>(Admitted)</i>	JA001981- JA001987	32
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) <i>(Admitted)</i>	JA001988- JA002001	32
	Trial Exhibit 14 - Letter from W. Gochmour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause <i>(Admitted)</i>	JA002002- JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices <i>(Admitted)</i>	JA002011- JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks <i>(Admitted)</i>	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract <i>(Admitted)</i>	JA002015- JA002016	33

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	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment (<i>Admitted</i>)	JA002025- JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP (<i>Admitted</i>)	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner (<i>Admitted</i>)	JA002082- JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement (<i>Admitted</i>)	JA002121- JA002146	35
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO (<i>Admitted</i>)	JA002147- JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice (<i>Admitted</i>)	JA002177- JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice (<i>Admitted</i>)	JA002182- JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors (<i>Admitted</i>)	JA002186- JA002188	36
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	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224- JA002242	36/37
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	APCO Related Exhibits:		
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	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244- JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283- JA002284	38
	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
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	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307- JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309- JA002310	39
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	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357- JA002358	41
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	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367- JA002368	42
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	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373- JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375- JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377- JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379- JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382- JA002391	42
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	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435- JA002436	43
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	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour with copies of change orders	JA002506- JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527- JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting (\$27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530- JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532- JA002533	44

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	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534- JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536- JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538- JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550- JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542- JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544- JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546- JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551- JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564- JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO (\$33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568- JA002571	44
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572- JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576- JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578- JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580- JA002581	46

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582- JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592- JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599- JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613- JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652- JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677- JA002713	48
	Trial Exhibit 171 - Work Order No. 100	JA002714- JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719- JA002730	48

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731- JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746- JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748- JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752- JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772- JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798- JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826- JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029- JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334- JA003338	55
	Helix Trial Exhibits:		
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57 /58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61

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	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65 /66/67/ 68/69/70/ 71/72 /73/74/75 /76/77
01-19-18	Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA005282- JA005283	78
01-18-18	Transcript – Bench Trial (Day 2)²	JA005284- JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) (<i>Admitted</i>)	JA005371- JA005623	78/79/80
01-19-18	Transcript – Bench Trial (Day 3)³	JA005624- JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint (<i>Admitted</i>)	JA005786- JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone (<i>Admitted</i>)	JA005802- JA005804	80

² Filed January 31, 201879

³ Filed January 31, 2018

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 320 – June-August Billings—not paid to APCO (<i>Admitted</i>)	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec (<i>Admitted</i>)	JA005806-	80
	Trial Exhibit 536 – Lien math calculations (handwritten) (<i>Admitted</i>)	JA005807- JA005808	80
	Trial Exhibit 804 – Camco Correspondence (<i>Admitted</i>)	JA005809- JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien (<i>Admitted</i>)	JA005817- JA005819	81
01-24-18	Transcript – Bench Trial (Day 5)⁴	JA005820- JA005952	81
03-08-18	Letter to Judge Denton submitting Helix Electric of Nevada, LLC’s (Proposed) Findings of Fact and Conclusions of Law	JA005953- JA005985	81
03-08-18	Letter to Judge Denton submitting APCO Construction, Inc.’s Proposed Findings of Fact and Conclusions of Law	JA005986- JA006058	8/821
03-08-18	APCO Construction Inc.’s Post-Trial Brief	JA006059- JA006124	82/83
03-23-18	APCO Opposition to Helix Electric of Nevada, LLC’s Findings of Fact and Conclusions of Law	JA006125- JA006172	83/84
03-23-18	Helix Electric of Nevada, LLC’s Responses to APCO Construction’s Post-Trial Brief	JA006173- JA006193	84
04-25-18	Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO	JA006194- JA006264	84/85

⁴ Filed January 31, 201883

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05-08-18	APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA006265- JA006284	85
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285- JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357- JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370- JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386- JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399- JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403- JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407- JA006411	87
	Exhibit 7A – Billing Entries	JA006412- JA006442	87/88

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 7B – Time Recap	JA006443- JA006474	88
	Exhibit 8 – Declaration of Cody S. Munteer, Esq. in Support of Motion for Attorney’s Fees and Costs	JA006475- JA006478	88
	Exhibit 9 – APCO Construction, Inc.’s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479- JA006487	88
	Exhibit 10 – Depository Index	JA006488- JA006508	88/89
05-08-18	Helix Electric of Nevada, LLC’s Motion to Retax Costs Re: Defendant APCO Construction’s Memorandum of Costs and Disbursements	JA006509- JA006521	89
05-31-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]	JA006522 JA006540	89
06-01-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.’s Against APCO Construction, Inc.]	JA006541 JA006550	90
06-01-18	Helix Electric of Nevada, LLC’s Motion for Attorneys’ Fees, Interest and Costs	JA006551- JA006563	90
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564- JA006574	90

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575- JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581- JA006601	90
	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC’s Motion for Attorneys’ Fees, Interest and Costs	JA006583- JA006588	90
	Exhibit 5 – Summary of Fees	JA006589- JA006614	90
06-15-18	APCO Construction, Inc.’s Opposition to Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.’s Motions to Retax Costs	JA006615- JA006637	90/91
	Exhibit 1-A Declaration of Mary Bacon in Support of APCO’s Supplement to its Motion for Attorney’s Fees	JA006635 JA006638	91
	Exhibit 1-B – Declaration of Cody Munteer in Support of APCO’s Supplement to its Motion for Attorney’s Fees	JA006639- JA006916	91/92/93 94/95/96
06-15-18	Helix Electric of Nevada, LLC’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA006917 – JA006942	96
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943- JA006948	96

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 2 – Notice of Entry of Denying APCO Construction’s Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949- JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955- JA006958	96
	Exhibit 4 – Order Denying <i>En Banc</i> Reconsideration	JA006959- JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA006964- JA006978	96
	Exhibit 6A – Interstate Plumbing and Air Conditioning, LLC’s Response to Special Master Questionnaire	JA006977- JA006980	96
	Exhibit 6B – Nevada Prefab Engineers, Inc.’s Response to Special Master Questionnaire	JA006981- JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.’s Response to Special Master Questionnaire	JA006985- JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal’s Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC’s Special Master Questionnaire	JA007002- JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006- JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037- JA007060	97

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042- JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff’s Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054- JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057- JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction’s Omnibus Motion <i>in Limine</i>	JA007060- JA007088	97
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC’s Motion in Limine (against APCO Construction)	JA007070- JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions’ Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079- JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction’s Motion for Reconsideration of Order Granting Partial Summary	JA007085- JA007087	97

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Judgment Precluding Defenses Based on Pay-if-Paid Agreements		
	Exhibit 15 – Notice of Association of Counsel	JA007088- JA007094	97
06-15-18	Plaintiff in Intervention National Wood Products, Inc.’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA007095- JA007120	97/98
06-15-18	Declaration of S. Judy Hirahara in support of National Woods’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA007121- JA007189	98
06-18-18	Plaintiff in Intervention National Wood Products, Inc.’s Joinder to Helix Electric of Nevada, LLC’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA007190- JA007192	99
06-21-18	Helix Electric of Nevada, LLC’s Notice of Non-Opposition to its Motion for Attorney’s Fees, Interest and Costs	JA007193- JA007197	99
06-29-18	APCO Construction, Inc.’s Reply in Support of its Motion for Attorney’s Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA007198- JA007220	99
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221- JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223- JA007224	99

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
06-29-18	Helix Electric of Nevada, LLC's Reply Re: Motion to Retax	JA007225- JA007237	100
07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238- JA007245	100
07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246- JA007261	100
08-08-18	Court's Decision on Attorneys' Fees and Cost Motions	JA007262- JA007280	100
09-28-18	Notice of Entry of (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281- JA007299	100
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300- JA007312	100/101
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007313- JA007315	101

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
08-06-19	Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA007316- JA007331	101
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.	JA007332- JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336- JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345- JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395- JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of Nevada, LLC, SWPPP Compliance	JA007401- JA007517	102/103

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Solutions, Inc., E&E Fire Protection		
	Exhibit 6 – Order Dismissing Appeal in Part (Case No. 76276)	JA007518- JA007519	103
	Exhibit 7 – Order to Show Cause	JA007520- JA007542	103
	Exhibit 8 -Order Dismissing Appeal (Case No. 76276)	JA007524- JA007527	103
	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528- JA007541	103
	Exhibit 10 (Part One)	JA007537- JA007542	103
	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543- JA007585	103
	Exhibit 10B -Docket 08A571228 (APCO v. Gemstone)	JA007586- JA008129	103/104/105 /106/107 /108/109
	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130- JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants’ Motions for Partial Summary Judgment Against Gemstone Development West	JA008139- JA008141	109
	Exhibit 10 (Part Two)	JA008142- JA008149	109

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150- JA008167	109
	Exhibit 10F – Special Master Report Regarding Remaining Parties to the Litigation and Discovery Status	JA008168- JA008170	109
	Exhibit 10EG – Notice of Entry of Granting Plaintiff’s Motion to Dismiss	JA008171- JA008177	109
	Exhibit 10H – Complaint re Foreclosure	JA008178- JA008214	109
	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215- JA008230	109
	Exhibit 10J – APCO Construction’s Answer to Accuracy Glass & Mirror Company’s First Amended Complaint re Foreclosure	JA008231- JA008265	109/110
	Exhibit 10K – Answer to Accuracy Glass & Mirror Company, Inc.’s Complaint and Camco Pacific Construction, Inc.’s Counterclaim	JA008266- JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.’s Answer to Camco Pacific Construction Company’s Counterclaim	JA008286- JA008290	110
	Exhibit 10M – Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291- JA008306	110
	Exhibit 10N – APCO Construction’s Answer to Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307- JA008322	110
	Exhibit 10O – Answer to Helix Electric’s Statement of Facts	JA008323- JA008338	110

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.'s Counterclaim		
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC's Motion for Attorney's Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348- JA008367	110
	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368- JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenetec Against APCO	JA008379- JA008450	110/111
	Exhibit 10T -WRG Design, Inc.'s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451- JA008486	111
	Exhibit 10U – APCO Construction's Answer to WRG Design Inc.'s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468- JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.'s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc.'s Counterclaim	JA008484- JA008504	111

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505- JA008512	111
	Exhibit 10X – WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518- JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction's Counterclaim	JA008531- JA008551	111
	Exhibit 10AA – Notice of Entry of Granting Heinaman Glazing's Motion for Attorneys's Fees, Interest and Costs	JA008552- JA008579	111/112
	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561- JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing's Answer to Camco Pacific Construction Company's Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589- JA00861	112
	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party	JA008602- JA008621	112

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Complaint and Camco Pacific Construction, Inc.'s Counterclaim		
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622- JA008624	112
	Exhibit 10GG – HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625- JA008642	112
	Exhibit 10HH – APCO Construction's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643- JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658- JA008664	112
	Exhibit 10JJ -Defendants Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008665- JA008681	112
	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682- JA008685	112
	Exhibit 10LL – HD Supply Waterworks, LP's Voluntary Dismissal of Platte River Insurance Company Only Without Prejudice	JA008686- JA008693	112

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 10MM – Scott Financial Corporation’s Answer to HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694- JA008717	112/113
	Exhibit 10NN-Notice of Appeal	JA008718 JA008723	113
	Exhibit 10OO – Amended Notice of Appeal	JA008724- JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730- JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737- JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747- JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875- JA008758	113
	Exhibit 13 – Stipulation and Order with Prejudice	JA008759- JA008780	113
	Exhibit 14 – Docket/United Subcontractors, Inc. dba Skyline Insulation’s Motion to Enforce Settlement Agreement and Enter Judgment	JA008762- JA008788	113
	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789- JA008798	113

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 16 – Notice of Appeal	JA008799- JA008810	113
08-16-19	APCO’s Opposition to Helix Electric of Nevada LLC’s Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA008811- JA008821	114
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822- JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825- JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent’s Response to Order to Show Cause	JA008829- JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893- JA008896	116
	Exhibit 5 – Chart of Claims	JA008897- JA008924	116
	Exhibit 6 – Answer to Helix Electric’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company, Inc.’s Counterclaim	JA008925- JA008947	116/117
	Exhibit 7 – Answer to Cactus Rose’s Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.’s Counterclaim	JA008948- JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008966- JA008986	117/118

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Pacific Construction's Counterclaim		
	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987- JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998- JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011- JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025- JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039- JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111- JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114- JA009116	119
08-29-19	Helix Electric of Nevada LLC's Reply to APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II)	JA009117- JA009123	119

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Dismiss All Unresolved Claims and/or (III) In The Alternative for a Rule 54(B) Certification as to Helix and APCO		
01-03-20	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification	JA009124- JA009131	119
01-29-20	Notice of Appeal	JA009132- JA009136	119/120
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA009137- JA009166	120
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148- JA009156	120
02-11-20	Case Appeal Statement	JA009157- JA009163	120
02-11-20	APCO's Notice of Cross Appeal	JA009164- JA010310	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorney's Fees and Costs; (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA009168- JA009182	120

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada’s Motion for Rule 54(b) Certification	JA009183- JA00991	120

ALPHABETICAL APPENDIX OF EXHIBITS

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08-05-09	APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA000016 – JA000030	1
05-08-18	APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA006265- JA006284	85
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285- JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357- JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370- JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386- JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399- JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403- JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407- JA006411	87
	Exhibit 7A – Billing Entries	JA006412-	87/88

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	Exhibit 7B – Time Recap	JA006443- JA006474	88
	Exhibit 8 – Declaration of Cody S. Mounter, Esq. in Support of Motion for Attorney’s Fees and Costs	JA006475- JA006478	88
	Exhibit 9 – APCO Construction, Inc.’s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479- JA006487	88
	Exhibit 10 – Depository Index	JA006488- JA006508	88/89
06-06-13	APCO’s Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO’s Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time	JA000044- JA000054	1
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (I) APCO’s Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO’s Motion for Judgment Against Gemstone Only	JA000055- JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317- JA000326	6
02-11-20	APCO’s Notice of Cross Appeal	JA009164- JA010310	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.’s Motion for Attorney’s Fees and Costs; (2) Granting APCO Construction, Inc.’s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC’s	JA009168- JA009182	114

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply		
	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada's Motion for Rule 54(b) Certification	JA009183- JA00991	120
11-06-17	APCO Construction, Inc.'s Omnibus Motion <i>in Limine</i>	JA000590 JA000614	9
	Exhibit 1 – Second Amended Notice of taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA000615- JA000624	9
	Exhibit 2 – Zitting Brothers Construction, Inc.'s Motion for Partial Summary Judgment Against APCO Construction	JA000625- JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting's Deposition Transcript taken October 27, 2017	JA000647- JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679- JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731- JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809- JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827- JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832- JA000837	12
	Exhibit 9 – Email from Eric Zimbelman dated October 17, 2017	JA000838- JA000844	12
	Exhibit 10 – Special Master Report, Recommendation and District Court Order	JA00845- JA000848	12

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	Exhibit 11 – Plaintiff in Intervention, National Wood Products, Inc.’s Initial Disclosures Pursuant to NRCP 16.1	JA000849- JA000856	12
	Exhibit 12 – Plaintiff in Intervention, National Wood Products, Inc.’s First Supplemental Disclosures Pursuant to NRCP 16.1	JA000857- JA000864	12
	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865- JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC’s 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874- JA000897	12
03-23-18	APCO Opposition to Helix Electric of Nevada, LLC’s Findings of Fact and Conclusions of Law	JA006125- JA006172	83/84
08-16-19	APCO’s Opposition to Helix Electric of Nevada LLC’s Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA008811- JA008821	114
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822- JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825- JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent’s Response to Order to Show Cause	JA008829- JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893- JA008896	116
	Exhibit 5 – Chart of Claims	JA008897- JA008924	116
	Exhibit 6 – Answer to Helix Electric’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008925- JA008947	116/117

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Exhibit 7 – Answer to Cactus Rose's Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.'s Counterclaim	JA008948- JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction's Counterclaim	JA008966- JA008986	117/118
	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987- JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998- JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011- JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025- JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039- JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111- JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114- JA009116	119

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	Exhibit 1-B – Declaration of Cody Mounteer in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006639- JA006916	91/92/93 94/95/96
11-14-17	APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC's Motions in Limine Nos. 1-4	JA000929- JA000940	13/14
	Exhibit 1 – Excerpts from the Deposition Transcript of Mary Jo Allen taken July 18, 2017	JA000941- JA000966	14/15/16
	Exhibit 2 – Helix Electric's Manhattan West Billing/Payment Status through August 2008	JA000967- JA000969	16/17
	Exhibit 3 – Excerpts from the Deposition Transcript of Andrew Rivera taken July 20, 2017	JA000970- JA000993	17/18/19
08-21-17	APCO Construction's Opposition to Peel Brimley Lien Claimants' Partial Motion for Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA000393- JA000409	6/7
	Exhibit A – Excerpt from 30(b)(6) Witness for Helix Electric of Nevada, LLC taken July 20, 2017	JA000410- JA000412	7
03-08-18	APCO Construction Inc.'s Post-Trial Brief	JA006059- JA006124	82/83
11-15-17	APCO Construction, Inc.'s Reply in Support of its Omnibus Motion in Limine	JA001133 JA001148	21

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	Exhibit 1 – Special Master Report Regarding Discovery Status	JA001149- JA001151	21
	Exhibit 2 – Notice of Taking NRCP Rule 30(b)(6) Deposition of the Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA001152- JA001160	21
06-29-18	APCO Construction, Inc.’s Reply in Support of its Motion for Attorney’s Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA007198- JA007220	99
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221- JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223- JA007224	99
04-26-10	CAMCO and Fidelity’s Answer and CAMCO’s Counterclaim	JA000031- JA000041	1
11-14-17	Camco Pacific Construction Company, Inc.’s Opposition to Lien Claimants’ Motions in Limine Nos. 1-6	JA000898- JA000905	12
	Exhibit A – Nevada Construction Services Cost Plus GMP Contract Disbursement Agreement	JA000906- JA000907	12
	Exhibit B – Scott Financial Corporation’s April 28, 2009 letter to the Nevada State Contractor’s Board	JA000908- JA000915	2/13
	Exhibit C – E-mail from Alex Edelstein dated December 15, 2008 Re: Letter to Subs	JA000916- JA000917	13
	Exhibit D – Camco Pacific’s letter dated December 22, 2008	JA000918- JA000920	13
	Exhibit E – Order Approving Sale of Property	JA000921- JA000928	13
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06-15-18	Declaration of S. Judy Hirahara in support of National Woods's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs	JA007121- JA007189	98
06-13-13	Docket Entry and Minute Order Granting APCO's Motion for Summary Judgment Against Gemstone	JA000327	6
04-25-18	Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO	JA006194- JA006264	84/85
11-06-17	Helix Electric of Nevada's Motion <i>in Limine</i> Nos. 1-4	JA000534- JA000542	8
	Exhibit 1 – Notice of Entry of Order	JA000543- JA000549	8
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	Exhibit 3 - Excerpts from Brian Benson Deposition Transcript taken June 5, 2017	JA000559 JA000574	9
	Exhibit 4 – Excerpts from Mary Jo Allen's Deposition Transcript taken July 18, 2017	JA000575- JA000589	9
06-01-18	Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA006551- JA006563	90
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564- JA006574	90
	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575- JA006580	90
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	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC’s Motion for Attorneys’ Fees, Interest and Costs	JA006583- JA006588	90
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08-06-19	Helix Electric of Nevada LLC’s Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA007316- JA007331	101
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.’s Against APCO Construction, Inc.	JA007332- JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.’s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC’s Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC’s Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.’s Motion to File a Surreply	JA007336- JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345- JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395- JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of	JA007401- JA007517	102/103

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	Exhibit 8 -Order Dismissing Appeal (Case No. 76276)	JA007524- JA007527	103
	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528- JA007541	103
	Exhibit 10 (Part One)	JA007537- JA007542	103
	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543- JA007585	103
	Exhibit 10B -Docket 08A571228 (APCO v. Gemstone)	JA007586- JA008129	103/104/105/ 106/107/108 109
	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130- JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants’ Motions for Partial Summary Judgment Against Gemstone Development West	JA008139- JA008141	109
	Exhibit 10 (Part Two)	JA008142- JA008149	109
	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150- JA008167	109
	Exhibit 10F – Special Master Report Regarding Remaining Parties to the Litigation and Discovery Status	JA008168- JA008170	109

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	Exhibit 10H – Complaint re Foreclosure	JA008178- JA008214	109
	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215- JA008230	109
	Exhibit 10J – APCO Construction’s Answer to Accuracy Glass & Mirror Company’s First Amended Complaint re Foreclosure	JA008231- JA008265	109/110
	Exhibit 10K – Answer to Accuracy Glass & Mirror Company, Inc.’s Complaint and Camco Pacific Construction, Inc.’s Counterclaim	JA008266- JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.’s Answer to Camco Pacific Construction Company’s Counterclaim	JA008286- JA008290	110
	Exhibit 10M – Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291- JA008306	110
	Exhibit 10N – APCO Construction’s Answer to Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307- JA008322	110
	Exhibit 10O – Answer to Helix Electric’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.’s Counterclaim	JA008323- JA008338	110
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC’s Motion for Attorney’s Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348- JA008367	110

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	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368- JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenotec Against APCO	JA008379- JA008450	110/111
	Exhibit 10T -WRG Design, Inc.'s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451- JA008486	111
	Exhibit 10U – APCO Construction's Answer to WRG Design Inc.'s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468- JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.'s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc's Counterclaim	JA008484- JA008504	111
	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505- JA008512	111
	Exhibit 10X – WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518- JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction's Counterclaim	JA008531- JA008551	111

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	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561- JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing’s Answer to Camco Pacific Construction Company’s Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589- JA00861	112
	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint and Camco Pacific Construction, Inc.’s Counterclaim	JA008602- JA008621	112
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622- JA008624	112
	Exhibit 10GG – HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625- JA008642	112
	Exhibit 10HH – APCO Construction’s Answer to HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643- JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658- JA008664	112

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	Exhibit 10JJ -Defendants Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008665- JA008681	112
	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682- JA008685	112
	Exhibit 10LL – HD Supply Waterworks, LP's Voluntary Dismissal of Platte River Insurance Company Only Without Prejudice	JA008686- JA008693	112
	Exhibit 10MM – Scott Financial Corporation's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694- JA008717	112/113
	Exhibit 10NN-Notice of Appeal	JA008718 JA008723	113
	Exhibit 10OO – Amended Notice of Appeal	JA008724- JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730- JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737- JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747- JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875- JA008758	113
	Exhibit 13 – Stipulation and Order with Prejudice	JA008759- JA008780	113

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 14 – Docket/United Subcontractors, Inc. dba Skyline Insulation’s Motion to Enforce Settlement Agreement and Enter Judgment	JA008762- JA008788	113
	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789- JA008798	113
	Exhibit 16 – Notice of Appeal	JA008799- JA008810	113
05-08-18	Helix Electric of Nevada, LLC’s Motion to Retax Costs Re: Defendant APCO Construction’s Memorandum of Costs and Disbursements	JA006509- JA006521	89
06-21-18	Helix Electric of Nevada, LLC’s Notice of Non-Opposition to its Motion for Attorney’s Fees, Interest and Costs	JA007193- JA007197	99
06-15-18	Helix Electric of Nevada, LLC’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA006917 – JA006942	96
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943- JA006948	96
	Exhibit 2 – Notice of Entry of Denying APCO Construction’s Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949- JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955- JA006958	96
	Exhibit 4 – Order Denying <i>En Banc</i> Reconsideration	JA006959- JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment	JA006964- JA006978	96

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	Exhibit 6B – Nevada Prefab Engineers, Inc.’s Response to Special Master Questionnaire	JA006981- JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.’s Response to Special Master Questionnaire	JA006985- JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal’s Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC’s Special Master Questionnaire	JA007002- JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006- JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037- JA007060	97
	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042- JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff’s Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054- JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057- JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction’s Omnibus Motion <i>in Limine</i>	JA007060- JA007088	97

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC’s Motion in Limine (against APCO Construction)	JA007070- JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions’ Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079- JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction’s Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA007085- JA007087	97
	Exhibit 15 – Notice of Association of Counsel	JA007088- JA007094	97
11-14-17	Helix Electric of Nevada’s Opposition to APCO Construction’s Omnibus Motion in Limine	JA000994- JA001008	20
	Exhibit 1 – Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001009- JA001042	20
	Exhibit 2 - Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001043- JA001055	20
	Exhibit 3 – Special Master Order Requiring Completion of Questionnaire	JA001056- JA001059	20
	Exhibit 4 – Excerpts from the Deposition Transcript of the 30(b)(6) Witness for Helix Electric of Nevada taken July 20, 2017	JA001060- JA001064	20
	Exhibit 5 - Excerpts from the Deposition Transcript of David E. Parry taken June 20, 2017	JA001065 JA001132	20/21
08-29-19	Helix Electric of Nevada LLC’s Reply to APCO’s Opposition to Helix Electric of Nevada LLC’s Motion to (I) Re-	JA009117- JA009123	119

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In The Alternative for a Rule 54(B) Certification as to Helix and APCO		
06-29-18	Helix Electric of Nevada, LLC's Reply Re: Motion to Retax	JA007225- JA007237	100
03-23-18	Helix Electric of Nevada, LLC's Responses to APCO Construction's Post-Trial Brief	JA006173- JA006193	84
06-24-09	Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint	JA000001- JA000015	1
01-12-18	Joint Pre-Trial Memorandum [for APCO Construction, Inc., the Peel Brimley Lien Claimants and National Wood Products, LLC ONLY]	JA001574- JA001594	27/28
	Exhibit 1 – Exhibit List APCO	JA001595- JA001614	28
	Exhibit 2 – Helix Trial Exhibits	JA001615- JA001616	28
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA001617- JA001635	28
	Exhibit 4 – Cactus Rose Trial Exhibits	JA001636- JA001637	28
	Exhibit 5 – Heinaman Trial Exhibits	JA001638- JA001639	28
	Exhibit 6 – Fast Glass Trial Exhibits	JA001640- JA001641	28
	Exhibit 7 – SWPPP Trial Exhibits	JA001642- JA001643	28
	Exhibit 8 - Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion <i>in Limine</i>	JA001644- JA001647	28

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 9 - Amended <i>nunc pro tunc</i> order regarding APCO Construction, Inc.'s Omnibus Motion <i>in Limine</i> No. 7	JA001648- JA001650	28
	Exhibit 10 - Order Granting in Part and Denying in part Helix Electric of Nevada, LLC's Motions <i>in Limine</i> 1-4 (Against APCO Construction)	JA001651- JA001653	28
	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654- JA001657	28
	Exhibit 12 - Order Granting Plaintiff in Intervention, National Wood Products, Inc.'s Motion <i>in Limine</i>	JA001658- JA001660	28
	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661- JA001667	28/9/29
03-08-18	Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law	JA005986- JA006058	8/821
03-08-18	Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law	JA005953- JA005985	81
01-04-18	Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time	JA001199- JA001217	22
	Exhibit 1 – Subcontract Agreement (Helix Electric of Nevada, LLC)	JA001218- JA001245	22/23/24
	Exhibit 2 – Subcontract Agreement (Zitting Brothers)	JA001246- JA001263	24

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 3 – Subcontract Agreement (CabineTec)	JA001264- JA001281	24/25
	Exhibit 4 – Amended Notice of Lien	JA001282- JA001297	25
	Exhibit 5 - Amended NOL	JA001298- JA001309	25
	Exhibit 6 – Notice of Lien	JA001310- JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314- JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377- JA001380	26
	Exhibit 9 – Order Denying <i>En Banc</i> Reconsideration	JA001381- JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386- JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393- JA001430	26
	Exhibit 12 – Order Big D Construction Corp.’s Motion for Attorney’s Fees, Costs and Interest Pursuant to Judgment	JA001431- JA001435	26
	Exhibit 13 – Appellant’s Opening Brief (Padilla v. Big D)	JA001436- JA001469	26
	Exhibit 14 – Respondent’s Answering Brief	JA001470- JA001516	26/27
	Exhibit 15 – Appellant’s Reply Brief (Padilla v. Big D)	JA001517- JA001551	27
	Notice of Appeal	JA009132- JA009136	119/120
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention	JA009137- JA009166	120

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	National Wood Products, Inc.'s Against APCO Construction, Inc.]		
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148- JA009156	120
05-31-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]	JA006522 JA006540	89
06-01-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA006541 JA006550	90
09-28-18	Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281- JA007299	100
12-29-17	Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion <i>in Limine</i>	JA001178- JA001186	22
07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238- JA007245	100
01-03-20	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification	JA009124- JA009131	119

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01-03-18	Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001187- JA001198	22
12-29-17	Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion <i>in Limine</i> 1-4	JA001170- JA001177	22
12-29-17	Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion <i>in Limine</i> 1-6	JA001161- JA001169	22
01-19-18	Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA005282- JA005283	78
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007332- JA007334	101
07-02-10	Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default	JA000042- JA000043	1
08-02-17	Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and <i>Ex Parte</i> Application for Order Shortening Time	JA000328- JA000342	6
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343- JA000379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380- JA000392	6
11-06-17	Peel Brimley Lien Claimants' Motion <i>in Limine</i> Nos. 1-6	JA000419- JA000428	7
	Exhibit 1 – Notice of Entry of Order	JA000429	7

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		JA000435	
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.’s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC’s	JA000436- JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry’s Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000501- JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000512- JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC’s First Set of Request for Admissions to Camco Pacific Construction	JA000523- JA000533	8
09-28-17	Peel Brimley Lien Claimants’ Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA000413- JA00418	7
01-09-18	Peel Brimley Lien Claimants’ Opposition to APCO Construction’s Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001552- JA001560	27
06-18-18	Plaintiff in Intervention National Wood Products, Inc.’s Joinder to Helix Electric of Nevada, LLC’s Opposition	JA007190- JA007192	99

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	to APCO Construction's Motion for Attorneys' Fees and Costs		
06-15-18	Plaintiff in Intervention National Wood Products, Inc.'s Opposition to APCO Construction's Motion for Attorneys' Fees and Costs	JA007095- JA007120	97/98
07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246- JA007261	100
01-10-18	Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time	JA001561- JA001573	27
01-18-18	Stipulation and Order Regarding Trial Exhibit Admitted into Evidence	JA002199- JA002201	36
	Exhibit 1 – Exhibit List APCO	JA002208- JA002221	36
	Exhibit 2 – Helix Trial Exhibits	JA002222- JA002223	36
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224- JA002242	36/37
	APCO TRIAL EXHIBITS:		
	APCO Related Exhibits:		
	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244- JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283- JA002284	38

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	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A
	Trial Exhibit 29 - Email from J. Robbins to Subcontractors re: Billing Cut-Off for August Billing	JA002285	39
	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286- JA002306	39
	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307- JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309- JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311- JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313- JA002314	40
	Exhibit 36 and 130 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002315- JA002316	40

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibits 37 and 131 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002317- JA002318	40
	Trial Exhibits 38 and 132 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002319- JA002320	41
	Trial Exhibit 39 -Email from K. Costen to Subcontractors informing that Manhattan West Project no longer open	JA002321- JA002322	41
	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
	Trial Exhibit 46 - Helix Pay Application No. 16713-008R1 with Proof of Payment	JA002327- JA002345	41
	Trial Exhibit 47 - Helix Pay Application No. 16713-009R1 with Proof of Payment	JA002346- JA002356	41
	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357- JA002358	41
	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359- JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365- JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367- JA002368	42
	Trial Exhibit 52 -Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002369- JA002370	42
	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371- JA002372	42

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373- JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375- JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377- JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379- JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382- JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392- JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406- JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413- JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416- JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418- JA002419	43
	Trial Exhibit 64 - Photo re: Building 2 & 3, West	JA002420- JA002421	43
	Trial Exhibit 65 - Photo re: Building 2 & 3, South	JA002422- JA002423	43
	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424- JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435- JA002436	43

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437- JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439- JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441- JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443- JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445- JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447- JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448- JA002449	43
	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450- JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457- JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting (\$27,973.80); Progress Payment No. 7	JA002495- JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498- JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 “pending”	JA002501- JA002503	44

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour	JA002504- JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour with copies of change orders	JA002506- JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527- JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting (\$27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530- JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532- JA002533	44
	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534- JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536- JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538- JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550- JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542- JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544- JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546- JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551- JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564- JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO (\$33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568- JA002571	44

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572- JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576- JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578- JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580- JA002581	46
	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582- JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592- JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599- JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613- JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652- JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677- JA002713	48

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 171 - Work Order No. 100	JA002714- JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719- JA002730	48
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731- JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746- JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748- JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752- JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772- JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798- JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826- JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029- JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334- JA003338	55
	Helix Trial Exhibits:		

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	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57/ 58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61
	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65/66/6 7/ 68/69/70 /71/72 /73/74/75/ 76/77
01-17-18	Transcript Bench Trial (Day 1)⁵	JA001668- JA001802	29/30
	Trial Exhibit 1 - Grading Agreement (Admitted)	JA001803- JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement (Admitted)	JA001826- JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement (Admitted)	JA001869- JA001884	30
	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone (Admitted)	JA001885- JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work (Admitted)	JA001975- JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work (Admitted)	JA001979- JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) (Admitted)	JA001981- JA001987	32

⁵ Filed January 31, 2018

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) <i>(Admitted)</i>	JA001988- JA002001	32
	Trial Exhibit 14 - Letter from W. Gochmour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause <i>(Admitted)</i>	JA002002- JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices <i>(Admitted)</i>	JA002011- JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks <i>(Admitted)</i>	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract <i>(Admitted)</i>	JA002015- JA002016	33
	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record <i>(Admitted)</i>	JA002017- JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks <i>(Admitted)</i>	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment <i>(Admitted)</i>	JA002025- JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP <i>(Admitted)</i>	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner <i>(Admitted)</i>	JA002082- JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement <i>(Admitted)</i>	JA002121- JA002146	35

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO (<i>Admitted</i>)	JA002147- JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice (<i>Admitted</i>)	JA002177- JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice (<i>Admitted</i>)	JA002182- JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors (<i>Admitted</i>)	JA002186- JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions (<i>Admitted</i>)	JA002189 – JA002198	36
01-18-18	Transcript – Bench Trial (Day 2)⁶	JA005284- JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) (<i>Admitted</i>)	JA005371- JA005623	78/79/80
01-19-18	Transcript – Bench Trial (Day 3)⁷	JA005624- JA005785	80
	Trial Exhibit 231 – Helix Electric’s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint (<i>Admitted</i>)	JA005786- JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix’s Motion for Partial Summary Judgment against Gemstone (<i>Admitted</i>)	JA005802- JA005804	80
	Trial Exhibit 320 – June-August Billings—not paid to APCO (<i>Admitted</i>)	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec (<i>Admitted</i>)	JA005806-	80

⁶ Filed January 31, 201879

⁷ Filed January 31, 2018

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 536 – Lien math calculations (handwritten) (<i>Admitted</i>)	JA005807- JA005808	80
	Trial Exhibit 804 – Camco Correspondence (<i>Admitted</i>)	JA005809- JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien (<i>Admitted</i>)	JA005817- JA005819	81
01-24-18	Transcript – Bench Trial (Day 5)⁸	JA005820- JA005952	81
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300- JA007312	100/101

⁸ Filed January 31, 2018

9. Helix is the prevailing party and/or prevailing lien claimant as to Camco and Helix and is entitled to an award of reasonable attorney's fees pursuant to NRS 108.237 and/or the Camco Subcontract. Helix is granted leave to separately apply for the same.

10. As the prevailing party, Helix may also apply for an award of costs against Camco in accordance with the relevant statutes and for judgment as to the same.

11. Any conclusion of law herein that is more appropriately deemed a finding of fact shall be treated as such.

ORDER

NOW, THEREFORE, the Court hereby directs entry of the foregoing Findings of Fact and Conclusions of Law; and

IT IS FURTHER ORDERED that, based upon the foregoing Findings of Fact and Conclusions of Law, and those made regarding the other parties and claims involved in the consolidated cases, the Court shall issue a separate Judgment or Judgments reflective of the same at the appropriate time subject to further order of the Court.

DATED this 24th day of April, 2018.

DISTRICT COURT JUDGE

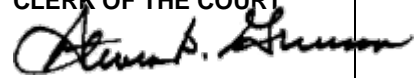
CERTIFICATE

I hereby certify that on or about the date filed, this document was Electronically Served to the Counsel on Record on the Clark County E-File Electronic Service List.

LORRAINE TASHIRO
Judicial Executive Assistant
Dept. No. XIII

EXHIBIT 5E

JA007490



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DISTRICT COURT
CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs.

GEMSTONE DEVELOPMENT WEST,
INC., Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

AND ALL RELATED MATTERS

Case No. : 08A571228

Dept. No. : XIII

Consolidated with:

*A571792, A574391, A577623, A580889,
A583289, A584730, and A587168*

NOTICE OF ENTRY OF JUDGMENT

///

///

///

PEEL BRIMLEY LLP
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NOTICE OF ENTRY OF JUDGMENT

PLEASE TAKE NOTICE that a **JUDGMENT [AS TO THE CLAIMS OF SWPPP COMPLIANCE SOLUTIONS, INC. AGAINST CAMCO CONSTRUCTION CO., INC.]** was filed on **May 30, 2018**, a copy of which is attached as Exhibit A.

DATED this 31st day of May, 2018.

PEEL BRIMLEY LLP

/S/ Eric B Zimbelman

ERIC B. ZIMBELMAN, ESQ

Nevada Bar No. 9407

RICHARD L. PEEL, ESQ.

Nevada Bar No. 4359

3333 E. Serene Avenue, Suite 200

Henderson, NV 89074-6571

Attorneys for SWPPP Compliance Solutions, Inc.

CERTIFICATE OF SERVICE

Pursuant to Nev. R. Civ. P. 5(b), I certify that I am an employee of **PEEL BRIMLEY, LLP**, and that on this 31st day of May, 2018, I caused the above and foregoing document, **NOTICE OF ENTRY OF JUDGMENT** to be served as follows:

- ☐ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada; and/or
- ☒ pursuant to NEFCR 9, upon all registered parties via the Court's electronic filing system;
- ☐ pursuant to EDCR 7.26, to be sent **via facsimile**;
- ☐ to be hand-delivered; and/or
- ☐ other _____

to the attorney(s) and/or party(ies) listed below at the address and/or facsimile number indicated below:

Apco Construction:

Rosie Wesp (rwesp@maclaw.com)

Camco Pacific Construction Co Inc:

Steven Morris (steve@gmdlegal.com)

Camco Pacific Construction Co Inc:

Steven Morris (steve@gmdlegal.com)

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Bradley Slighting (bslighting@fabianvancott.com)

Other Service Contacts not associated with a party on the case:

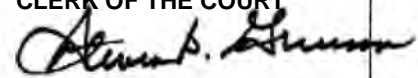
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Vivian Bowron (vbowron@spencerfane.com)

/s/ Amanda Armstrong

An employee of **PEEL BRIMLEY, LLP**

Exhibit A



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Attorneys for SWPPP Compliance Solutions, Inc.

DISTRICT COURT

CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs

GEMSTONE DEVELOPMENT WEST, INC.,
Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

CASE NO.: A571228
DEPT. NO.: XIII

Consolidated with:

A571792, A574391, A577623, A580889,
A583289, A584730, and A587168

JUDGMENT

**[AS TO THE CLAIMS OF SWPPP
COMPLIANCE SOLUTIONS, INC.
AGAINST CAMCO CONSTRUCTION
CO., INC.]**

AND ALL RELATED MATTERS.

This matter having come on for a non-jury trial on the merits on January 17-19, 23, 24 and February 6, 2018, SWPPP Electric of Nevada, LLC ("SWPPP"), SWPPP Compliance Solutions, Inc. ("SWPPP"), Cactus Rose Construction, Co., Inc. ("Cactus Rose"), Fast Glass, Inc. ("Fast Glass"), and Heinaman Contract Glazing ("Heinaman") all appearing through Peel Brimley LLP; Camco Construction, Inc., ("Camco") through Grant Morris Dodds; APCO Construction, Inc. ("APCO"), appearing through Spencer Fane, LLP and Marquis & Aurbach; National Wood Products, Inc. ("National Wood" or "CabineTec") through Cadden & Fuller LLP and Richard L. Tobler, Ltd.; and United Subcontractors, Inc. through Fabian

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DISTRICT COURT DEPT#13

JA007497

1 Vancott; and the Court having heard the testimony of witnesses through examination and
2 cross-examination by the parties' counsel, having reviewed the evidence provided by the
3 parties, having heard the arguments of counsel, and having read and considered the briefs of
4 counsel, the parties' pleadings, and various other filings, and good cause appearing; the
5 Court hereby makes the following:

6 The Court having taken the matter under consideration and advisement;

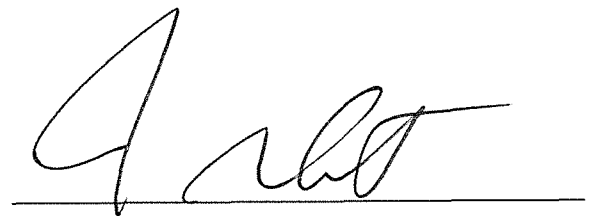
7 The Court having entered its April 26, 2018 Findings of Fact and Conclusions of Law
8 as to the Claims of SWPPP against Camco, incorporated herein by this reference and
9 attached hereto as Exhibit 1 ("the SWPPP FFCL");

10 The Court enters the following Judgment as to the claims of SWPPP against Camco;

11 IT IS ORDERED, ADJUDGED, AND DECREED that judgment is to be entered in
12 favor of SWPPP and against Camco as set forth on the SWPPP FFCL.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Court may
14 issue an amended judgment after the Court has heard and decided upon SWPPP's Motion for
15 Attorney's Fees, Costs and Interest Against Camco currently pending before the Court.

16 Dated this 29th day of May 2018.



DISTRICT COURT JUDGE

21 Respectfully submitted by:

22 **PEEL BRIMLEY LLP**

23 
24 ERIC B. ZIMBELMAN,

Nevada Bar No. 9407

RICHARD L. PEEL, ESQ.

Nevada Bar No. 4359

3333 E. Serene Avenue, Suite 200

Henderson, NV 89074-6571

Attorneys for SWPPP Compliance Solutions, Inc.

EXHIBIT 1

JA007499



DISTRICT COURT

CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs

GEMSTONE DEVELOPMENT WEST, INC.,
Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

AND ALL RELATED MATTERS.

CASE NO.: A571228

DEPT. NO.: XIII

Consolidated with:

A571792, A574391, A577623, A580889,
A583289, A584730, and A587168

**FINDINGS OF FACT AND
CONCLUSIONS OF LAW AS TO THE
CLAIMS OF SWPPP COMPLIANCE
SOLUTIONS, INC.**

This matter came on for trial on January 17-19, 23-24, 31 and February 6, 2018,
before the Honorable Mark Denton in Dept. 13, and the following parties having appeared
through the following counsel:

<u>Party</u>	<u>Counsel for Party</u>
Apco Construction Co., Inc. ("Apco")	John Randall Jeffries, Esq. and Mary E. Bacon, Esq. of the Law Firm of Spencer Fane LLP
Camco Pacific Construction Co., Inc. ("Camco")	Steven L. Morris, Esq. of the Law Firm of the Law Firm of Grant Morris Dodds
Helix Electric of Nevada, LLC ("Helix")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Heinaman Contract Glazing, Inc. ("Heinaman")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Fast Glass, Inc. ("Fast Glass")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
Cactus Rose Construction Co., Inc. ("Cactus	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP

CLERK OF THE COURT

APR 26 2018

RECEIVED

9

MARK R. DENTON
DISTRICT JUDGE

DEPARTMENT THIRTEEN
LAS VEGAS, NV 89155

JA007500

Case Number: 08A571228

12

Rose"))	
SWPPP Compliance Solutions, Inc. ("SWPPP")	Eric Zimbelman, Esq. and the Law Firm of Peel Brimley LLP
National Wood Products, LLC ("National Wood")	John B. Taylor, Esq. of the Law Firm of Cadden & Fuller LLP
E&E Fire Protection, LLC ("E&E")	T. James Truman, Esq. of the Law Firm of T. James Truman, & Associates

A. Procedural History.

1. This is one of the oldest cases on the Court's docket. This action arises out of a construction project in Las Vegas, Nevada known as the Manhattan West Condominiums Project ("the Project") located at West Russell Road and Rocky Hill Street in Clark County Nevada, APNs 163-32-101-003 through 163-32-101-005, 163-32-101-010 and 163-32-101-014 (the "Property" and/or "Project"), owned by Gemstone Development West, Inc. ("Gemstone" or "the Owner").

2. Gemstone hired APCO, and, subsequently, Camco as its general contractors, who in turn entered into subcontract agreements with various subcontractors. In December 2008 the Owner suspended the Project and advised the various contractors that Gemstone's lender did not expect to disburse further funds for construction. The Project was never completed. Numerous contractors, including the parties hereto, recorded mechanic's liens against the Property.

3. After several years of litigation and a Writ Action to determine the priority of the various lienors (during which the Property was sold, the proceeds of the same held in a blocked account and this action was stayed), the Nevada Supreme Court ruled that the Owner's lenders had priority over the proceeds of the sale of the Property, holding that the NRS Ch. 108 mechanic's liens were junior to the lenders' deeds of trust. The Court subsequently ordered the proceeds be released to the lenders. Thereafter, the stay was lifted and many of the trade contractors continued to pursue claims for non-payment from APCO and Camco. The trial focused on these claims.

1 **B. Significant Pre-Trial Orders**

2 1. **Order Granting Partial Summary Judgment re: Pay-if-Paid.** On

3 January 2, 2018, this Court issued an Order granting a Motion for Partial Summary
4 Judgment brought by a group of subcontractors represented by the Peel Brimley Law Firm
5 (the "Peel Brimley Lien Claimants"¹) and joined in by others. Generally, but without
6 limitation, the Court concluded that, pursuant to NRS 624.624 and *Lehrer McGovern*
7 *Bovis, Inc. v. Bullock Insulation, Inc.*, 124 Nev. 1102, 1117-18, 197 P.3d 1032, 1042 (Nev.
8 2008), higher-tiered contractors, such as APCO and Camco, are required to pay their
9 lower-tiered subcontractors within the time periods set forth in NRS 624.626(1) and may
10 not fail to make such payment based on so-called "pay-if-paid" agreements ("Pay-if-Paid")
11 that are against public policy, void and unenforceable except under limited circumstances.
12 Accordingly, the Court ruled that APCO and Camco may not assert or rely on any defense
13 to their payment obligations, if any, to the party subcontractors that is based on a pay-if-
14 paid agreement.

15 2. **Order on Peel Brimley Lien Claimants' Motion in Limine Against**

16 **Camco.** On December 29, 2017 the Court issued an order on motions *in limine* brought by
17 the Peel Brimley Lien Claimants Against Camco. Specifically, the Court precluded Camco
18 from asserting or offering evidence that any of the Peel Brimley Lien Claimants' work on
19 the Project was (i) defective, (ii) not done in a workmanlike manner or (iii) not done in
20 compliance with the terms of the parties' agreement because Camco's person most
21 knowledgeable was not aware of any evidence to support such claims. For the same
22 reason, the Court also precluded Camco from asserting or offering evidence at trial that the
23 Peel Brimley Lien Claimants have breached their agreements other than with respect to
24 pay-if-paid agreements, evidence and argument of which is otherwise precluded by the
25 Partial Summary Judgment discussed above. For the same reason, the Court also precluded
26 Camco from asserting or offering evidence at trial to dispute the amounts invoiced, paid

27 _____
28 ¹ The Peel Brimley Lien Claimants are: Helix, Heinaman, Fast Glass, Cactus Rose and SWPPP.

1 and that remain to be owed as asserted by the Peel Brimley Lien Claimants in their
2 respective Requests for Admission. For the same reason, the Court also precluded Camco
3 from asserting or offering evidence at trial that any liens recorded by the Peel Brimley
4 Lien Claimants were in any way defective or unperfected and are otherwise valid and
5 enforceable.

6 C. Findings of Fact.

7 Having received evidence and having heard argument of counsel, the Court makes
8 the following Findings of Fact:

9 1. The original general contractor on the Project was APCO. Gemstone and
10 APCO entered into the ManhattanWest General Construction Agreement for GMP (the
11 "APCO-Gemstone Agreement") on or about September 6, 2006. [See Exhibit 2].

12 2. Among other things, and in exchange for a guaranteed maximum price
13 ("GMP") of \$153,472,300.00 as forth in the APCO-Gemstone Agreement (Ex. 2, ¶
14 5.02(a)), APCO agreed to:

- 15 • "Complete the work" required by the APCO-Gemstone Agreement,
16 "furnish efficient business administration and superintendence" and "use its
17 best efforts to complete the Project;" [Ex 2., ¶ 2.01(a)];
- 18 • "...engage contractors, subcontractors, sub-subcontractors, service
19 providers, [and others, collectively referred to as "Third-Party Service
20 Providers"] to perform the work..."; [Ex 2., ¶ 2.02(a)];
- 21 • Monthly submit to Gemstone "applications for payment for the previous
22 month on forms similar to AIA G702 and G703 and a corresponding
23 approved Certificate for Payment;" [Ex 2., ¶ 5.05(a)]. Each payment
24 application was to be "based on a Schedule of Values [that] shall allocate
25 the entire GMP among the various portions of the Work" with APCO's fee
26 to be shown as a separate line item." [Ex 2., ¶ 5.05(b)]; The payment
27 applications were to "show the Percentage of Completion of each portion of
28

1 the Work as of the end of the period covered by the Application for
2 Payment. [Ex 2., ¶ 5.05(c)]; and
3 • Upon receipt of a monthly progress payment, “promptly pay each Third-
4 Party Service Provider the amount represented by the portion of the
5 Percentage of the Work Completed that was completed by such Third-Party
6 Service Provider² during the period covered by the corresponding Progress
7 Payment.” [Ex 2., ¶ 5.05(g)];

8 3. APCO in turn hired various subcontractors to perform certain scopes of
9 work and provided its form Subcontract Agreement to its subcontractors (“the APCO
10 Subcontract”). SWPPP did not work for APCO on the Project and only first provided work
11 after APCO ceased work on the project and, as discussed below, Gemstone hired Camco
12 as the general contractor to replace APCO. APCO ceased work on the Project in or about
13 the end of August 2008. APCO and Gemstone each claim to have terminated the other.

14 4. After APCO ceased work on the project, Gemstone hired Camco to be its
15 general contractor pursuant to an Amended and Restated ManhattanWest General
16 Construction Agreement effective as of August 25, 2008 (“the Camco-Gemstone
17 Agreement”). [See Exhibit 162].

18 5. On cross examination, Camco’s Dave Parry could not point to any portion
19 of the Camco-Gemstone Agreement that required Camco to supervise the work of the
20 subcontractors. [TR5-50:17-51:9]. Nothing in Article II (“General Contractor
21 Responsibilities”) obligates Camco to supervise the work or the subcontractors. [See Ex.
22 162, ¶Article II]. Parry did not deny that Camco was “essentially ... there to lend [its]
23 license” to Gemstone. [TR5-50:15-17].

24 6. Mr. Parry described Camco as “more of a construction manager at this point
25 than a general contractor” [TR5-31:10-11³]. Nonetheless, the Camco-Gemstone

26 ² Because the only Third-Party Service Providers at issue on this trial were subcontractors, the Court
27 will herein use the terms “subcontractor” and “Third-Party Service Provider” interchangeably and
synonymously.

³ Testimony of Dave Parry.

1 Agreement is plainly called a "General Construction Agreement." The Camco-Gemstone
2 Agreement also requires Camco, in the same way that APCO did, to aggregate payment
3 applications from subcontractors and prepare and submit to Gemstone payment
4 applications for the amounts represented by the subcontractor payment applications and
5 Camco's fee. [See Ex. 162-008-010, ¶7.01].

6 7. Camco continued the same payment application format and numbering and
7 same schedule of values that APCO had been following. [See Exhibit 218; TR5-30:21-
8 31:4⁴]. Like APCO before it, Camco compiled and included in its payment applications to
9 Gemstone the amounts billed by its subcontractors, including SWPPP. [See e.g., Exhibit
10 522-001-011]. Also like the APCO-Gemstone Agreement, the Camco-Gemstone
11 Agreement required Camco, upon receipt of a progress payment from Gemstone, to
12 "promptly pay each [subcontractor] the amount represented by the portion of the
13 Percentage of the Work Completed that was completed by such [subcontractor]." [Ex. 162-
14 010, ¶7.03(e)].⁵ It is only after Gemstone announced that the Project would be suspended
15 that Camco asserted otherwise.

16 8. Camco's initial letter to subcontractors following Gemstone's
17 announcement demonstrates both that it believed it had subcontracts (because it purported
18 to terminate the same) and that it intended to continue to forward payment applications to
19 Gemstone. [See e.g., Exhibit 804-003-004]. Specifically, Camco wrote:

20 Camco is left with no choice but to terminate our agreement with Gemstone
21 and all subcontracts on the Project, including our agreement with your
22 company. Accordingly, we have terminated for cause our agreement with
23 Gemstone, effective December 19, 2008, and we hereby terminate for
convenience our subcontract with your company, effective immediately.

24 Please submit to Camco all amounts you believe are due and owing on your
25 subcontract. We will review and advise you of any issues regarding any
26 amounts you claim are owed. For all amounts that should properly be billed to
Gemstone, Camco will forward to Gemstone such amounts for payment y

27 ⁴ Testimony of Dave Parry.

28 ⁵ Unlike APCO and the subcontractors, no retention was to be withheld from the contractor's fee to be
paid to Camco (through retention continued to be withheld from subcontractors). [Ex. 162-010, ¶7.03(a)].

1 Gemstone. If your claims appear to be excessive, we will ask you to justify
2 and/or revise the amount.

3 [See e.g., Ex. 804-003-004].

4 9. Camco quickly retracted its initial communication and replaced it with a
5 second letter [See e.g., Ex. 804-005-007] asking the subcontractors to "please disregard
6 previous letter which was sent in error." [See e.g., Ex. 804-005]. Among other things,
7 Camco's second letter:

- 8 • Deleted its statement that it had terminated the Camco-Gemstone
9 Agreement (while continuing to terminate the subcontractors);
- 10 • Asserts that the subcontractors agreed to Pay-if-Paid and accepted the risk
11 of non-payment from the owner (which is also Pay-if-Paid); and,
- 12 • Stated, inaccurately, that "Camco's contract with Gemstone is a cost-plus
13 agreement wherein the subcontractors and suppliers were paid directly by
14 Gemstone and/or its agent Nevada Construction Services." [See e.g., Ex.
15 804-007].

16 While Gemstone eventually did make partial payment to some subcontractors through
17 NCS and not Camco [see discussion, *infra*], the Camco-Gemstone Agreement expressly
18 required Camco, upon receipt of a progress payment from Gemstone, to "promptly pay
19 each [subcontractor] the amount represented by the portion of the Percentage of the Work
20 Completed that was completed by such [subcontractor]." [Ex. 162-010, ¶7.03(e)].

21 10. Some subcontractors stopped working after APCO left the Project. Others,
22 such as Helix, continued to work on the Project and began working for Camco as the
23 general contractor. Others, such as Heinaman, Fast Glass, Cactus Rose and SWPPP started
24 working on the Project only after APCO left and worked only for Camco.

25 11. Camco presented some subcontractors with a standard form subcontract
26 Agreement ("the Camco Subcontract"), a representative example of which is Camco's
27 subcontract with Fast Glass. [See Exhibit 801-007-040; TR5-57:8-16⁶].

28 ⁶ Testimony of Dave Parry.

1 12. However, SWPPP and Camco never entered into the Camco Subcontract.
2 Instead, the agreement between SWPPP and Camco is memorialized by unit price Bid
3 Proposals for work on a time and materials basis, which were accepted by Camco. [See
4 Exhibit 903].

5 13. SWPPP submitted multiple invoices and statements to Camco totaling
6 \$117,470.00 but received no payment and is still owed \$117,470.00 for its work on the
7 Project. [See Exhibits 904, 906 and 907].

8 14. SWPPP presented undisputed evidence that SWPPP timely recorded a
9 mechanic's lien, as amended ("the SWPPP Lien"), pursuant to NRS Chapter 108 and
10 perfected the same. [See Exhibits 905 and 906]. The SWPPP Lien identified Camco as the
11 "person by whom the lien claimant was employed or to whom the lien claimant furnished
12 or agreed to furnish work, materials or equipment." [See Ex. 906-002].

13 15. Owing to the passage of time, no live witness was available to testify on
14 SWPPP's behalf. However, the Court admitted without objection the aforementioned
15 exhibits establishing the foregoing facts. Camco has not disputed these facts or offered any
16 contrary evidence.

17 16. Based on the foregoing, the Court finds, as set forth in the admitted
18 exhibits relating to SWPPP, that (i) Camco agreed to pay SWPPP for its work, (ii) SWPPP
19 performed and invoiced Camco for its work consistent with the SWPPP Agreement, (iii)
20 Camco breached the SWPPP Agreement by failing without excuse to pay SWPPP the sum
21 of \$117,470.00 and (iv) SWPPP recorded and perfected the SWPPP Lien .

22 17. Any finding of fact herein that is more appropriately deemed a conclusion
23 of law shall be treated as such.

24 FROM the foregoing Findings of Fact, the Court hereby makes the following:

25 B. Conclusions of Law.

26 1. "Basic contract principles require, for an enforceable contract, an offer and
27 acceptance, meeting of the minds, and consideration." *May v. Anderson*, 121 Nev. 668,

28

1 672, 119 P.3d 1254, 1257 (2005). A meeting of the minds exists when the parties have
2 agreed upon the contract's essential terms. *Roth v. Scott*, 112 Nev. 1078, 1083, 921 P.2d
3 1262, 1265 (1996). Which terms are essential "depends on the agreement and its context
4 and also on the subsequent conduct of the parties, including the dispute which arises, and
5 the remedy sought." Restatement (Second) of Contracts § 131 cmt. g (1981). Whether a
6 contract exists is a question of fact and the District Court's findings will be upheld unless
7 they are clearly erroneous or not based on substantial evidence. *May*, 121 Nev. at 672-73,
8 119 P.3d at 1257.

9 2. The Court concludes that Camco entered into and breached the SWPPP
10 Agreement by failing, without excuse, to pay SWPPP in full for the invoices it submitted
11 and for the work it performed in the amount of \$238,627.25 and that SWPPP is entitled to
12 judgment for that amount, exclusive of interest, costs and attorney's fees.

13 3. Alternatively, the Court concludes that there is an implied contract between
14 SWPPP and Camco and that SWPPP is entitled *quantum meruit* damages for recovery of
15 the full and reasonable value of the work it has performed. See *Certified Fire Prot. Inc. v.*
16 *Precision Constr.*, 128 Nev. 371, 379, 283 P.3d 250, 257 (2012) ("*quantum meruit*'s first
17 application is in actions based upon contracts implied-in-fact."). A contract implied-in-fact
18 must be "manifested by conduct." *Id.* at 380 citing *Smith v. Recrion Corp.*, 91 Nev. 666,
19 668, 541 P.2d 663, 664 (1975); *Hay v. Hay*, 100 Nev. 196, 198, 678 P.2d 672, 674 (1984).
20 It "is a true contract that arises from the tacit agreement of the parties." *Id.* To find a
21 contract implied-in-fact, the fact-finder must conclude that the parties intended to contract
22 and promises were exchanged, the general obligations for which must be sufficiently clear.
23 *Id.* Here, SWPPP and Camco clearly intended to enter into a contract whereby SWPPP
24 would perform work for Camco and Camco would pay Cactus Rise for its work.

25 4. Where an implied-in-fact contract exists "*quantum meruit* ensures the
26 laborer receives the reasonable value, usually market price, for his services." *Precision*
27 *Constr.*, 128 Nev. at 380 citing Restatement (Third) of Restitution and Unjust Enrichment
28

1 § 31 cmt. e (2011), *Sack v. Tomlin*, 110 Nev. 204, 208, 871 P.2d 298, 302 (1994) (“The
2 doctrine of *quantum meruit* generally applies to an action ... involving work and labor
3 performed which is founded on a[n] oral promise [or other circumstances] on the part of
4 the defendant to pay the plaintiff as much as the plaintiff reasonably deserves for his labor
5 in the absence of an agreed upon amount.”). SWPPP is therefore entitled *quantum meruit*
6 damages in the amount of \$238,627.25 for recovery of the full and reasonable value of the
7 work it performed. *See Certified Fire Prot.*, 128 Nev. at 380.

8 5. The Court rejects Camco’s argument that it is not liable to SWPPP (and
9 other subcontractors) because it never received payment from Gemstone who instead made
10 payments to subcontractors through the disbursement company, NCS. Camco’s position
11 notwithstanding, both the Camco-Gemstone Agreement and the Camco Subcontract
12 demonstrate that (consistent with the APCO-Gemstone Agreement and the APCO
13 Subcontract) payments to subcontractors were intended to flow through the general
14 contractor. Camco presented no evidence that SWPPP or any other subcontractor
15 consented in advance to Gemstone’s eventual decision to release payments (in part)
16 through NCS and not Camco.

17 6. Similarly, the Court rejects Camco’s contention that the Court’s decision on
18 Pay-if-Paid is inapplicable because it was “impossible” for Camco to have paid Helix and
19 other subcontractors. Camco presented no evidence that it, for example, declared
20 Gemstone to be in breach for failing to make payments through Camco rather than through
21 NCS. Instead, Camco appears to have acceded to Gemstone’s deviation from the contract
22 and, at least until Gemstone announced that it was suspending construction, continued to
23 process subcontractor payment applications and submit them to Gemstone. Camco’s
24 “impossibility” claim is, in any event, another form of Pay-if-Paid, against the public
25 policy of Nevada, void and unenforceable and barred by this Court’s summary judgment.

26 7. Specific to SWPPP, the Court concludes that Camco’s reliance on any form
27 of Pay-if-Paid (i.e., even if the same could be deemed permissible under Nevada law) is
28

1 inapplicable to its relationship with SWPPP because nothing in the SWPPP Agreement
2 sets forth any Pay-if-Paid Agreement and SWPPP did not agree to the Camco Subcontract.

3 8. SWPPP is therefore awarded the principal sum of \$117,470.00 (i.e.,
4 exclusive of interest, costs and attorney's fees) against Camco and may apply for judgment
5 as to the same.

6 9. The Court denies all of Camco's affirmative defenses.

7 10. SWPPP is entitled to prejudgment interest pursuant to NRS 108.237 and/or
8 NRS 17.130 and is granted leave to apply for the same by way of an amendment or
9 supplement to these Findings of Fact and Conclusions of Law and for judgment as to the
10 same.

11 11. SWPPP is the prevailing party and/or prevailing lien claimant as to Camco
12 and is entitled to an award of reasonable attorney's fees pursuant to NRS 108.237. SWPPP
13 is granted leave to apply for the same by way of an amendment or supplement to these
14 Findings of Fact and Conclusions of Law and for judgment as to the same.

15 12. As the prevailing party, SWPPP may also apply for an award of costs in
16 accordance with the relevant statutes and for judgment as to the same.

17 13. Any conclusion of law herein that is more appropriately deemed a finding of
18 fact shall be treated as such.

19 ORDER

20 NOW, THEREFORE, the Court hereby directs entry of the foregoing Findings of
21 Fact and Conclusions of Law; and

22 IT IS FURTHER ORDERED that, based upon the foregoing Findings of Fact and
23 Conclusions of Law, and those made regarding the other parties and claims involved in the

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MARK R. DENTON
DISTRICT JUDGE

DEPARTMENT THIRTEEN
LAS VEGAS, NV 89155

1 consolidated cases, the Court shall issue a separate Judgment or Judgments reflective of the
2 same at the appropriate time subject to further order of the Court.

3 IT IS SO ORDERED this 24th day of April, 2018.

4 
5 _____
6 DISTRICT COURT JUDGE

7 CERTIFICATE

8 I hereby certify that on or about the date filed, this document was
9 Electronically Served to the Counsel on Record on the Clark County E-File Electronic
10 Service List.

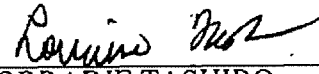
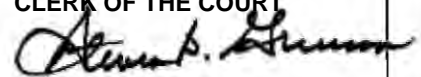
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12 _____
13 LORRAINE TASHIRO
14 Judicial Executive Assistant
15 Dept. No. XIII
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EXHIBIT 5F

JA007512



NTC
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Nevada Bar No. 003620
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Las Vegas, NV 89130
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E-mail: district@trumanlegal.com

Attorneys for E&E FIRE PROTECTION, LLC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs.

GEMSTONE DEVELOPMENT WEST,
INC., and DOES I through X,

Defendant

AND ALL RELATED MATTERS

Case No. A571228
Dept No. XIII


(Consolidated with Case Nos. A574391;
A574792; A583289; A587168; AF89195;
A597089; A577623; A584730; A580889;
A571792)

**NOTICE OF ENTRY OF JUDGMENT IN
FAVOR OF E&E FIRE PROTECTION
AND AGAINST CAMCO PACIFIC
CONSTRUCTION COMPANY, INC. and
FIDELITY AND DEPOSIT COMPANY
OF MARYLAND**

PLEASE TAKE NOTICE that a Judgment in Favor of E&E Fire Protection and Against
CAMCO Pacific Construction Company, Inc. and Fidelity and Deposit Company of Maryland, was
entered in the above-entitled matter on the 16 day of May, 2018. A copy of said Judgment is
attached hereto.

DATED this 16 day of May, 2018.

T. JAMES TRUMAN & ASSOCIATES

By: 
T. JAMES TRUMAN, ESQ.
Nevada Bar No. 003620
3654 North Rancho Drive
Las Vegas, NV 89130
Attorney for E&E Fire Protection

JA007513

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of T. JAMES TRUMAN & ASSOCIATES and that on this 17 day of May, 2018, I caused the above and foregoing document entitled **NOTICE OF ENTRY OF JUDGMENT IN FAVOR OF E&E FIRE PROTECTION AND AGAINST CAMCO PACIFIC CONSTRUCTION COMPANY, INC. and FIDELITY AND DEPOSIT COMPANY OF MARYLAND** to be served as follows:

XXX To registered parties via Odyssey File & Serve, the court's electronic filing system.

 by U.S. Mail

 by Facsimile Transmission

 by Overnight Mail

 by Federal Express

 by Hand Delivery


An employee of T. JAMES TRUMAN & ASSOCIATES

Steven D. Grierson

1 **JUDGE**
2 T. James Truman, Esq.
3 Nevada Bar No. 003620
4 T. JAMES TRUMAN & ASSOCIATES
5 3654 North Rancho Drive, Suite 101
6 Las Vegas, NV 89130
7 Telephone: (702) 256-0156
8 Fax: (702) 396-3035
9 E-mail: district@trumanlegal.com
10
11 *Attorneys for E&E FIRE PROTECTION, LLC*

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

14 APCO CONSTRUCTION, a Nevada
15 corporation,

16 Plaintiff,

17 vs.

18 GEMSTONE DEVELOPMENT WEST,
19 INC., and DOES I through X,

20 Defendant

21 AND ALL RELATED MATTERS

Case No. A571228
Dept No. XIII

(Consolidated with Case Nos. A574391;
A574792; A583289; A587168; AF89195;
A597089; A577623; A584730; A580889;
A571792)

**JUDGMENT IN FAVOR OF E&E FIRE
PROTECTION AND AGAINST CAMCO
PACIFIC CONSTRUCTION COMPANY,
INC. and FIDELITY AND DEPOSIT
COMPANY OF MARYLAND**

22 This matter came before the Court as a bench trial on E&E Fire Protection's (hereinafter "E
23 & E FIRE PROTECTION") claims against CAMCO PACIFIC CONSTRUCTION COMPANY,
24 INC., and FIDELITY AND DEPOSIT COMPANY OF MARYLAND on February 6, 2018. T. James
25 Truman, Esq., of the law firm of T. JAMES TRUMAN & ASSOCIATES represented E & E FIRE
26 PROTECTION, and Steve Morris, Esq., of MORRIS LAW GROUP having represented CAMCO
27 PACIFIC CONSTRUCTION COMPANY, INC. and FIDELITY AND DEPOSIT COMPANY OF
28 MARYLAND. The Court having heard the testimony of witnesses and having received and
reviewed evidence submitted to the Court, and thereafter the Court having entered its Findings of
Fact and Conclusions of Law on April 26, 2018, and pursuant to that Order re Submission of
Proposed Judgment, entered on April 26, 2018, the Court hereby enters its Judgment as follows:

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Judgment is entered in
2 favor of E&E FIRE PROTECTION and against CAMCO PACIFIC CONSTRUCTION COMPANY,
3 INC. and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, in accordance with the
4 Court's Findings of Fact and Conclusions of Law; and

5 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Judgment is entered in
6 favor of E & E FIRE PROTECTION and against CAMCO PACIFIC CONSTRUCTION
7 COMPANY, INC., for the principal sum of \$3,795,218.91; and

8 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Judgment is further
9 entered in favor of E & E FIRE PROTECTION and against CAMCO PACIFIC CONSTRUCTION
10 COMPANY, INC., for E & E FIRE PROTECTION'S costs (including the cost of preparing and
11 recording its Notice of Lien Claim, the costs of these proceedings, the costs for representation of the
12 lien claimant in these proceedings, and any other costs related to E & E FIRE PROTECTION's
13 efforts to collect the amount owed by CAMCO PACIFIC CONSTRUCTION COMPANY, INC.)
14 in the sum of \$2,834.32, as set forth in the Memorandum of Costs submitted to the Court by E & E
15 FIRE PROTECTION; and

16 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Judgment is further
17 entered in favor of E & E FIRE PROTECTION and against CAMCO PACIFIC CONSTRUCTION
18 COMPANY, INC., for interest pursuant to NRS 108.237 at the prime rate, plus 4 percent, from
19 October 26, 2008 through April 30, 2018 in the sum of \$2,683,035.08, and thereafter until paid in
20 full; and

21 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Judgment is entered in
22 favor of E & E FIRE PROTECTION and against FIDELITY AND DEPOSIT COMPANY OF
23 MARYLAND, for the penal sum of the bond (\$50,000.00); and

24 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that E & E FIRE
25 PROTECTION shall be awarded its attorney fees against CAMCO PACIFIC CONSTRUCTION
26 COMPANY, INC. in an amount to be determined by the Court following submission of a Motion

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1 for Attorney Fees by E & E FIRE PROTECTION.

2 DATED this 10th day of May, 2018.

3 
DISTRICT COURT JUDGE

4 Submitted By:

5 T. JAMES TRUMAN & ASSOCIATES

6
7 By 

T. JAMES TRUMAN, ESQ.

8 Nevada Bar No. 003620

9 3654 N. Rancho Drive, Suite 101

Las Vegas, NV 89130

Attorneys for E&E Fire Protection

10 Dated May 7, 2018
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EXHIBIT 6

JA007518

IN THE SUPREME COURT OF THE STATE OF NEVADA

HELIX ELECTRIC OF NEVADA, LLC;
AND NATIONAL WOOD PRODUCTS,
INC., A UTAH CORPORATION,

Appellants,

vs.

APCO CONSTRUCTION, INC., A
NEVADA CORPORATION,

Respondent.

No. 76276

FILED

JUN 04 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DISMISSING APPEAL IN PART

Pursuant to the stipulation of appellant National Wood Products, Inc. and respondent, and cause appearing, this appeal is dismissed as to National Wood Products, Inc. The parties shall bear their own costs and attorney fees. NRAP 42(b).

It is so ORDERED.

CLERK OF THE SUPREME COURT
ELIZABETH A. BROWN

BY: Matt Kurlin

cc: Hon. Mark R. Denton, District Judge
Stephen E. Haberfeld, Settlement Judge
Peel Brimley LLP/Henderson
Cadden & Fuller LLP
Law Office of Richard L. Tobler, Ltd.
Fennemore Craig, P.C./Las Vegas
Marquis Aurbach Coffing
Spencer Fane LLP/Las Vegas
Fennemore Craig, P.C./Phoenix
Eighth District Court Clerk

SUPREME COURT
OF
NEVADA

CLERK'S ORDER

EXHIBIT 7

JA007520

IN THE SUPREME COURT OF THE STATE OF NEVADA

HELIX ELECTRIC OF NEVADA, LLC;
AND NATIONAL WOOD PRODUCTS,
INC., A UTAH CORPORATION,

Appellants,

vs.


APCO CONSTRUCTION, INC., A
NEVADA CORPORATION,

Respondent.

No. 76276

FILED

MAR 21 2019

ELIZABETH A. CLARK
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER TO SHOW CAUSE

This is an appeal from a district court order entering judgment against appellants. Review of the docketing statements and documents before this court reveals potential jurisdictional defects.¹ It is not clear whether the district court has entered a final judgment resolving all claims against all parties in the underlying district court case. *See Lee v. GNLV Corp.*, 116 Nev. 424, 426, 996 P.2d 416, 417 (2000) (defining a final judgment). Although appellant Helix Electric of Nevada has filed an amended docketing statement and second amended docketing statement, it does not appear that it has provided all information required. Helix's

¹On February 6, 2019, this court ordered appellant National Wood Products to file an amended docketing statement by March 8, 2019, containing complete responses to all items and having copies of all necessary documents attached. To date, National Wood has failed to comply. Counsel for National Wood is admonished for failing to comply with this court's order.


second amended docketing statement states that it only identifies the causes of action asserted before the underlying case was consolidated with another case. But appellants are required to identify all claims, counterclaims, cross-claims, or third party claims asserted in an action. See Docketing Statement Item 23. Further, it is unclear from the information provided whether the district court has entered orders formally resolving all of the claims asserted. For example, Helix indicates in its docketing statement that some of the causes of action asserted by plaintiffs in intervention Cactus Rose and Heinaman Contract Glazing were not pursued at trial. But the fact that parties were not inclined to pursue their claims does not operate as a formal dismissal of those claims. See *KDI Sylvan Pools, Inc. v. Workman*, 107 Nev. 340, 343, 810 P.2d 1217, 1219 (1991).

Accordingly, appellants shall each have 30 days from the date of this order to show cause why this appeal should not be dismissed for lack of jurisdiction. The underlying district court case is extraordinarily complex, involving dozens of parties and multiple consolidated cases. Thus, in responding to this order, in addition to points and authorities, appellants must provide a list of, and copies of, each of the latest-filed complaints, counterclaims, cross-claims, third-party complaints, and complaints in intervention filed in the underlying district court case (A587168), even if those documents were filed after consolidation, and even if they relate to parties other than the parties to this appeal. Appellants must also identify the date each pleading was filed and provide copies of each of the district court orders formally resolving each of the claims, counterclaims, cross-claims, third-party claims, and claims in intervention. Respondent may file any reply within 14 days of service of the latest-filed response. Failure to

demonstrate that this court has jurisdiction may result in the dismissal of this appeal.

Briefing of this appeal is suspended pending further order of this court.

It is so ORDERED.

 C.J.

cc: Peel Brimley LLP/Henderson
Cadden & Fuller LLP
Law Office of Richard L. Tobler, Ltd.
Fennemore Craig, P.C./Las Vegas
Marquis Aurbach Coffing
Spencer Fane LLP/Las Vegas
Fennemore Craig, P.C./Phoenix

EXHIBIT 8

JA007524

IN THE SUPREME COURT OF THE STATE OF NEVADA

HELIX ELECTRIC OF NEVADA, LLC,
Appellant,

vs.

APCO CONSTRUCTION, INC., A
NEVADA CORPORATION,
Respondent.

No. 76276

FILED

JUL 12 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK**ORDER DISMISSING APPEAL**

This is an appeal from a district court order entering judgment against appellant. Eighth Judicial District Court, Clark County; Mark R. Denton, Judge.

When review of appellant's amended docketing statement revealed that it was incomplete, this court ordered appellant to file and serve an amended docketing statement that contained a complete response to item 23. Appellant filed a second amended docketing statement but that document still did not contain all required information. It was thus unclear whether the district court had entered a final judgment appealable under NRAP 3A(b)(1). *See Lee v. GNLV Corp.*, 116 Nev. 424, 426, 996 P.2d 416, 417 (2000) (defining a final judgment). Accordingly, this court entered an order directing appellant to show cause why this appeal should not be dismissed for lack of jurisdiction. The order noted that the underlying case is extraordinarily complex, involving dozens of parties and multiple consolidated cases. Appellant was directed to provide specific information regarding each claim, counterclaim, third-party claim, and complaint in intervention asserted.

Having reviewed appellant's response, as well as the attached exhibits, appellant fails to demonstrate that the district court has entered

a final judgment in the constituent case. *See Moran v. Bonneville Square Assocs.*, 117 Nev. 525, 527, 25 P.3d 898, 899 (2001) (stating that the burden of establishing appellate jurisdiction lies with appellant). Appellant states that several claims and counterclaims were abandoned and not expressly resolved in a district court order but asserts that these claims are fully resolved due to the application of claim preclusion. Whether or not the claims may be brought again in future litigation is a separate inquiry from whether all asserted claims have been fully resolved so as to invoke this court's jurisdiction under NRAP 3A(b)(1). As noted in this court's order to show cause, the fact that a party was not inclined to pursue a claim does not operate as a formal dismissal of that claim. *KDI Sylvan Pools, Inc. v. Workman*, 107 Nev. 340, 342, 810 P.2d 1217, 1219 (1991). Accordingly, it appears that the order challenged in this appeal is not appealable as a final judgment. As no other statute or court rule appears to authorize an appeal from the challenged order, *see Brown v. MHC Stagecoach, LLC*, 129 Nev. 343, 345, 301 P.3d 850, 851 (2013) (this court "may only consider appeals authorized by statute or court rule"), it appears this court lacks jurisdiction and

ORDERS this appeal DISMISSED.¹

Pickering J.
Pickering

Parraguirre J.
Parraguirre

Cadish J.
Cadish

¹Given this dismissal, the motion to consolidate this appeal with Docket No. 77320 is denied as moot. This court will determine its jurisdiction in Docket No. 77320 at a later date.

cc: Hon. Mark R. Denton, District Judge
Stephen E. Haberfeld, Settlement Judge
Peel Brimley LLP/Henderson
Fennemore Craig, P.C./Las Vegas
Marquis Aurbach Coffing
Spencer Fane LLP/Las Vegas
Fennemore Craig, P.C./Phoenix
Eighth District Court Clerk

EXHIBIT 9

JA007528

Edmund H. Fin
CLERK OF THE COURT

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2 HOWARD & HOWARD ATTORNEYS PLLC
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13 wbg@h2law.com
14 Attorneys for APCO Construction

DISTRICT COURT
CLARK COUNTY, NEVADA

A587168

12 APCO CONSTRUCTION, a Nevada
13 corporation,

14 Plaintiff,

15 vs.

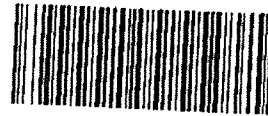
16 GEMSTONE DEVELOPMENT WEST, INC.,
17 a Nevada corporation; NEVADA
18 CONSTRUCTION SERVICES, a Nevada
19 corporation; SCOTT FINANCIAL
20 CORPORATION, a North Dakota
21 corporation; COMMONWEALTH LAND
22 TITLE INSURANCE COMPANY; FIRST
23 AMERICAN TITLE INSURANCE
24 COMPANY; and DOES I through X,

25 Defendants.

CASE NO.: A571228
DEPT. NO.: X

NOTICE OF ENTRY OF ORDER TO
CONSOLIDATE THIS ACTION WITH
CASE NOS. A574391, A574792, A577623,
A583289, A584730, A587168, A580889
AND A589195

09A587168
250445



24 AND ALL RELATED CASES AND
25 MATTERS.

26 PLEASE TAKE NOTICE that an ORDER TO CONSOLIDATE THIS ACTION WITH
27 CASE NOS. A574391, A574792, A577623, A583289, A584730, A587168, A580889 AND
28

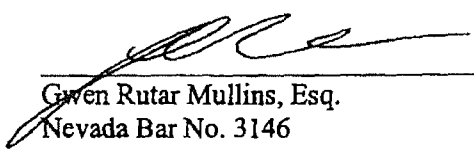
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A589195 was entered herein on the 29th day of June, 2009, a copy of which is attached hereto and made a part hereof.

Dated this 2nd day of July, 2009.

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CERTIFICATE OF MAILING

On the 2nd day of July, 2009, the undersigned served a true and correct copy of the foregoing ORDER TO CONSOLIDATE THIS ACTION WITH CASE NOS. A574391, A574792, A577623, A583289, A584730, A587168, A580889 AND A589195, by U.S. Mail, postage prepaid, upon the following:

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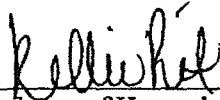
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**ORDER
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wbg@h2law.com
Attorneys for APCO Construction

**DISTRICT COURT
CLARK COUNTY, NEVADA**

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs.

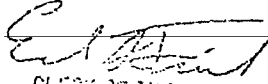
GEMSTONE DEVELOPMENT WEST, INC.,
a Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY; and DOES I through X,

Defendants.

AND ALL RELATED CASES AND
MATTERS.

FILED

2009 JUN 29 A 9 38


CLERK OF THE COURT

CASE NO.: A571228
DEPT. NO.: X

**ORDER TO CONSOLIDATE THIS
ACTION WITH CASE NOS. A574391,
A574792, A577623, A583289, A584730,
A587168, A580889 AND A589195**

Date: June 3, 2009
Time: 9:00 a.m.

This matter having come before this Court for a hearing on APCO Construction's
Motion To Consolidate With Case Nos. A574391, A574792, A577623, A579963 A583289,
A584730, A580889 and A587168 and on the Supplement to APCO's Construction's Motion to

Howard & Howard Attorneys PLLC
3800 Howard Hughes Pkwy., Suite 1400
Las Vegas, NV 89169
(702) 257-1483

1 Consolidate to Include Case No. A589195 In Consolidation ("Motion") on June 3, 2009 at
2 9:00 a.m. Plaintiff APCO CONSTRUCTION, appearing by and through Wade B. Gochnour,
3 Esq. of the law firm of HOWARD & HOWARD ATTORNEYS PLLC, Defendant SCOTT
4 FINANCIAL CORPORATION appearing by and through Mark M. Jones, Esq. of the law firm
5 of KEMP, JONES & COULTHARD, LLP, as counsel of record in the Club Vista action
6 (A579963) and by and through Glenn F. Meier, of the law firm of MEIER & FINE, as counsel
7 of record in this action, Lien Claimant ATLAS CONSTRUCTION SUPPLY, INC., appearing
8 by and through its counsel David W. Dachelet, Esq. of the law firm of FENNEMORE CRAIG
9 P.C., and other counsel appearing, and the Court having heard the arguments of counsel and
10 further

11 considered all the papers and pleadings filed in this action, and other good cause appearing
12 therefore,

13 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that APCO Construction's
14 Motion is hereby granted in part and denied in part.

15 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the lien foreclosure
16 cases that have been filed relating to the Manhattan West mixed-use development project,
17 namely cases identified by Case Nos. A574391, A574792, A577623, A583289, A584730,
18 A587168, A580889 AND A589195 be and hereby are consolidated with this case, Case No.
19 A571228.

20 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that APCO
21 Construction's request to consolidate the case entitled *Club Vista Financial Services, LLC et.*
22 *al. v. Scott Financial Corporation, Bradley Scott, et. al.*, Case No. A579963 is denied without
23 prejudice at this time and as such Case No. A579963 shall not be consolidated with Case No.
24 A571228 at this time.

25 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this matter
26 (A571228) and all cases consolidated with this matter be and hereby are transferred to the
27 Business Court.
28

Howard & Howard Attorneys PLLC
3800 Howard Hughes Pkwy., Suite 1400
Las Vegas, NV 89169
(702) 257-1483

1 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any lien foreclosure
2 action relating to the Manhattan West mixed-use development Project that is or was pending as
3 of June 3, 2009 or that is filed after the hearing on this Motion, shall be automatically
4 consolidated with Case No. A571228, by any party simply filing a Notice of Consolidation
5 with the Court.

6 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that in interest of judicial
7 economy, the requirements of NRCP Rule 24 are hereby waived and that any person or entity
8 that has an alledged lien against the Manhattan West mixed-use development Project and that
9 files a timely Statement of Facts Constituting Lien and Complaint In Intervention becomes a
10 proper party in this action without having to file a motion and/or stipulation to intervene.

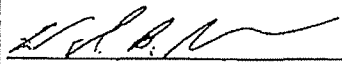
11 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the consolidation of
12 the lien foreclosure action A574792 with Case No. A571228 does not affect lien claimant
13 Ahern Rentals, Inc.'s Judgment by Default dated April 14, 2009.

14
15 DATED this 24 day of June, 2009.

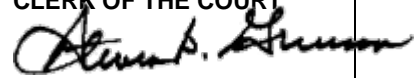
16
17 
18 DISTRICT COURT JUDGE

19
20 Respectfully Submitted By:

21 **HOWARD & HOWARD ATTORNEYS PLLC**

22
23 
24 Gwen Rutar Mullins, Esq.
25 Nevada Bar No. 3146
26 Wade B. Gochnour, Esq.
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Attorneys for APCO Construction



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DISTRICT COURT

CLARK COUNTY, NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

Vs.

GEMSTONE DEVELOPMENT WEST,
INC., Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota
corporation; COMMONWEALTH LAND
TITLE INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

CASE NO. : A571228
DEPT. NO. : XIII

Consolidated with:
A571792, A574391, A577623, A580889,
A583289, A584730, and A587168

**EXHIBIT 10 (PART ONE) TO HELIX
ELECTRIC OF NEVADA, LLC'S MOTION
TO (I) RE-OPEN STATISTICALLY
CLOSED CASE, (II) DISMISS ALL
UNRESOLVED CLAIMS AND/OR, (III) IN
THE ALTERNATIVE, FOR A RULE 54(B)
CERTIFICATION AS TO HELIX AND
APCO**

AND ALL RELATED MATTERS.

Helix Electric of Nevada, LLC ("Helix") by and through its counsel of record, the law
firm of PEEL BRIMLEY LLP, hereby respectfully submits Exhibit 10 (Part One) to its Motion
to (I) Re-Open Statistically Closed Case, (II) Deem All Constituent Case Claims Resolved and/or,
(III) in the Alternative, for a Rule 54(b) Certification as to Helix and APCO Construction, Inc.
("APCO").

///

///

///

1
2 The Exhibits are being submitted separately due to volume.

3 Respectfully submitted this 6th day of August, 2019.

4 **PEEL BRIMLEY LLP**

5 */s/ Eric B. Zimbelman*

6
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CERTIFICATE OF SERVICE

Pursuant to Nev. R. Civ. P. 5(b), I certify that I am an employee of PEEL BRIMLEY LLP and that on this 6th day of August, 2019, I caused the above and foregoing document entitled **EXHIBIT 10 (PART ONE) TO HELIX ELECTRIC OF NEVADA, LLC'S MOTION TO (I) RE-OPEN STATISTICALLY CLOSED CASE, (II) DISMISS ALL UNRESOLVED CLAIMS AND/OR, (III) IN THE ALTERNATIVE, FOR A RULE 54(B) CERTIFICATION AS TO HELIX AND APCO** to be served as follows:

- ☐ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada to the party(ies) and/or attorney(s) listed below; and/or
- ☒ to registered parties via Wiznet, the Court's electronic filing system;
- ☐ pursuant to EDCR 7.26, to be sent **via facsimile**;
- ☐ to be hand-delivered; and/or
- ☐ other

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Camco Pacific Construction Co Inc:

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/s/ Theresa M. Hansen

An employee of **PEEL BRIMLEY, LLP**

EXHIBIT 10

JA007542

EXHIBIT 10A

JA007543

Case Information

09A587168 | Accuracy Glass And Mirror Co Inc, Plaintiff(s) vs. Asphalt Products Corp, Defendant(s)

Case Number	Court	Judicial Officer
09A587168	Department 13	Denton, Mark R.
File Date	Case Type	Case Status
04/07/2009	Business Court	Closed

Party

Plaintiff
Accuracy Glass And Mirror Co Inc

Active Attorneys▼
Lead Attorney
Peel, Richard L.
Retained

Intervenor Plaintiff
Bruin Painting Corp

Active Attorneys▼
Lead Attorney
Peel, Richard L.
Retained

Attorney
Gebhart, Michael
T.
Retained

Attorney
Wayment, Dallin T.
Retained

Intervenor Plaintiff
Heinaman Contract Glazing

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Wayment, Dallin T.
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Attorney
Davidson, Michael
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Third Party Plaintiff
Heinaman Contract Glazing

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Attorney
Davidson, Michael
J.
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Intervenor Plaintiff
WRG Design, Inc.

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Third Party Plaintiff
WRG Design, Inc.

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Intervenor Plaintiff
Interstate Plumbing and Air Conditioning LLC

Active Attorneys▼
Lead Attorney
Peel, Richard L.
Retained

Intervenor Plaintiff
Cactus Rose Construction Inc

Active Attorneys▼
Lead Attorney
Peel, Richard L.
Retained

Intervenor Defendant
Asphalt Products Corp

Third Party Defendant
Asphalt Products Corp

Intervenor Defendant
APCO Construction

Active Attorneys▼
Lead Attorney
Rutar Mullins,
Gwen
Retained

Attorney
Gochmour, Wade
B.
Retained

Attorney
Planet, Brandi M.
Retained

Attorney
Jefferies, John R.
Retained

Third Party Defendant
APCO Construction

Active Attorneys▼
Lead Attorney
Rutar Mullins,
Gwen
Retained

Attorney
Gochmour, Wade
B.
Retained

Attorney
Planet, Brandi M.
Retained

Attorney
Jefferies, John R.
Retained

Intervenor Defendant
Camco Pacific Construction Company Inc

Third Party Defendant
Camco Pacific Construction Company Inc

Intervenor Defendant
Gemstone Development West Inc

Active Attorneys▼
Lead Attorney
Gilbert, Greg S.
Retained

Attorney
Thueson, Sean D.
Retained

Third Party Defendant
Gemstone Development West Inc

Active Attorneys▼
Lead Attorney
Gilbert, Greg S.
Retained

Attorney
Thueson, Sean D.
Retained

Intervenor Defendant
Jeff Heit Plumbing Co LLC

Active Attorneys▼
Lead Attorney
Gregory, Keith E.
Retained

Intervenor Defendant
Fidelity and Deposit Company of Maryland

Third Party Defendant
Fidelity and Deposit Company of Maryland

Intervenor Defendant
Old Republic Surety

Active Attorneys▼
JA007548

Lead Attorney
Gregory, Keith E.
Retained

Intervenor Defendant
Platte River Insurance Company

Intervenor Defendant
Scott Financial Corporation

Active Attorneys▼
Lead Attorney
Meier, Glenn F
Retained

Intervenor Defendant
Asphalt Products Corp

Intervenor Defendant
APCO Construction

Active Attorneys▼
Lead Attorney
Jefferies, John R.
Retained

Attorney
Planet, Brandi M.
Retained

Intervenor Defendant
Camco Pacific Construction Company Inc

Intervenor Defendant
Gemstone Development West Inc

Intervenor Defendant
Fidelity and Deposit Company of Maryland

Intervenor Defendant
Scott Financial Corporation

Intervenor Defendant
Camco Pacific Construction Company Inc

Intervenor Defendant
Gemstone Development West Inc

Intervenor Defendant
Fidelity and Deposit Company of Maryland

Intervenor Defendant
Scott Financial Corporation

Intervenor
Insulpro Projects Inc

Active Attorneys▼
Lead Attorney
Dobberstein, Eric
Retained

Intervenor
Cell-Crete Fireproofing of Nevada Inc

Active Attorneys▼
Lead Attorney
McCullough,
Christopher R.
Retained

Attorney
Dean, Aaron R.
Retained

Interpleader
Helix Electric Of Nevada LLC

Active Attorneys▼
Lead Attorney
Peel, Richard L.

JA007550

Retained

Doing Business As
Helix Electric

Active Attorneys▼
Lead Attorney
Peel, Richard L.
Retained

Defendant
Asphalt Products Corp

Defendant
APCO Construction

Active Attorneys▼
Lead Attorney
Rutar Mullins,
Gwen
Retained

Attorney
Gochmour, Wade
B.
Retained

Defendant
Camco Pacific Constructions Co Inc

Address
19712 MacArthur BLVD
STE 200
Irvine CA 92612

Defendant
Gemstone Development West Inc

Active Attorneys▼
Lead Attorney
Gilbert, Greg S.
Retained

Attorney
Thueson, Sean D.
Retained

JA007551

Defendant
Fidelity And Deposit Co Of Maryland

Active Attorneys▼
Attorney
Siepmann, Willi H.
Retained

Attorney
Faux, Jordan
Retained

Lead Attorney
Faux, Kurt C.
Retained

Attorney
Morris, Steven L.
Retained

Defendant
Nevada Construction Services

Active Attorneys▼
Lead Attorney
Aurbach, Phillip S.
Retained

Attorney
Vlasic, Charles
Retained

Counter Defendant
Accuracy Glass & Mirror Company Inc

Active Attorneys▼
Lead Attorney
Peel, Richard L.
Retained

Counter Defendant
Dave Peterson Framing Inc

Active Attorneys▼
Lead Attorney
Truman, T. James
Retained

Dixon, Stephen M.
Retained

Counter Defendant
Bruin Painting Corp

Counter Defendant
Masonry Group Nevada Inc

Active Attorneys▼
Lead Attorney
Pintar, Becky
Retained

Counter Claimant
Camco Pacific Construction Co Inc

Counter Claimant
Camco Pacific Construction Company Inc

Disposition Events

08/03/2009 Judgment▼

Judicial Officer
Denton, Mark R.

Judgment Type
Voluntary Dismissal

Monetary Judgment

JA007553

Debtors: Camco Pacific Construction Company Inc (Intervenor Defendant), Gemstone Development West Inc (Intervenor Defendant), Fidelity & Deposit Co Of Maryland (Intervenor Defendant), Scott Financial Corporation (Intervenor Defendant)

Creditors: Bruin Painting Corp (Intervenor Plaintiff)

Judgment: 08/03/2009 Docketed: 08/05/2009

04/04/2013 Judgment ▼

Judicial Officer
Scann, Susan

Judgment Type
Order of Dismissal With Prejudice

Monetary Judgment

Debtors: E and E Fire Protection LLC (Intervenor Defendant)

Creditors: HD Supply Waterworks LP (Intervenor Plaintiff)

Judgment: 04/04/2013 Docketed: 04/12/2013

Comment: See Lead A571228 for document

Events and Hearings

04/07/2009 Complaint ▼

COMP - COMPLAINT FILED Fee \$151.00

Comment

COMPLAINT FILED Fee \$151.00

04/07/2009 Initial Appearance Fee Disclosure ▼

JA007554

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

Comment

INITIAL APPEARANCE FEE DISCLOSURE

04/07/2009 Notice ▼

NOTC - NOTICE OF FORECLOSURE

Comment

NOTICE OF FORECLOSURE

04/07/2009 Lis Pendens ▼

LISP - NOTICE OF LIS PENDENS

Comment

NOTICE OF LIS PENDENS

04/14/2009 Appearance ▼

APPR - HELIX ELECTRIC'S STATEMENT OF FACTS
CONSTITUTING

Comment

HELIX ELECTRIC'S STATEMENT OF FACTS CONSTITUTING
NOTICE OF LIEN AND THIRD PARTY COMPLAINT

04/14/2009 Appearance ▼

Comment

HELIXX ELECTRIC'S STATEMENT OF FACTS CONSTITUTING
NOTICE OF LIEN AND THIRD PARTY COMPLAINT

04/14/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

Comment

INITIAL APPEARANCE FEE DISCLOSURE

04/14/2009 Lis Pendens ▼

LISP - NOTICE OF LIS PENDENS

Comment

NOTICE OF LIS PENDENS

04/21/2009 Motion to Consolidate ▼

Motion to Consolidate

Comment

APCO Construction's Motion to Consolidate with Case Nos.
A574391, A574792, A577623, A579963, A583289, A584730,
and A587168

JA007555

04/24/2009 Lis Pendens ▼

Lis Pendens

Comment

Notice of Lis Pendens

04/24/2009 Statement ▼

Statement

Comment

HD Supply Waterworks' Statement of Facts Constituting A Notice
of Lien And Third Party Complaint

04/24/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

04/24/2009 Statement ▼

Statement

Comment

Bruin Painting's Statement of Facts Constituting Notice of Lien
and Third Party Complaint

04/24/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

Comment

Initial Appearance Fee Disclosure for Bruin Painting Corporation

04/24/2009 Lis Pendens ▼

Lis Pendens

Comment

Notice of Lis Pendens

04/24/2009 Affidavit of Publication ▼

Affidavit of Service

Comment

Affidavit of Publication

04/27/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

04/27/2009 Notice of Lis Pendens ▼

Notice of Lis Pendens

JA007556

04/27/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment

Heinaman Contract Glazing's Statement of Facts Constituting
Notice of Lien and Third-Party Complaint

04/28/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

04/28/2009 Notice of Lis Pendens ▼

Notice of Lis Pendens

04/28/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment

WRG Design, Inc.'s Statement of Facts Constituting Notice of
Lien and Third-Party Complaint

05/01/2009 Joinder ▼

Joinder

Comment

Scott Financial Corporation' Joinder in APCO Construction's
Motion to Consolidate A574391, A574792, A579963, A583289,
A584730 and A587168

05/20/2009 Reply in Support ▼

Reply in Support

Comment

Apco Construction Reply in Support of it's Motion to Consolidate
With Case Nos A574391, A574792, A577623, A579963,
A583289, A584730, and A587168

06/10/2009 Answer to Complaint ▼

Answer to Complaint

Comment

APCO Construction's Answer to Zitting Brothers Construction
Inc's Complaint

06/18/2009 Re-Notice ▼

Renotice

JA007557

Comment

Re-Notice of Hearing of Camco Pacific Construction and Fidelity
and Deposit Company of Maryland's Motion to Dismiss the Third
Party Complaint of David Peterson Framing, Inc.

06/23/2009 Certificate of Mailing ▼

Certificate of Mailing

Comment

Certificate of Mailing of Camco Pacific Constructions and Fidelity
and Deposit Company of Marylands Re-Notice of Hearing of
Motion to Dismiss the Third Party Complaint of Dave Peterson
Framing Inc and Notice Thereof

06/24/2009 First Amended Complaint ▼

First Amended Complaint

Comment

First Amended Complaint Re Foreclosure

06/24/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment

HD Supply Waterworks' Amended Statement of Facts
Constituting a Notice of Lien and Third-Party Complaint

06/24/2009 Amended Notice ▼

Amended Notice

Comment

Helix Electric's Amended Notice of Lis Pendens

06/24/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment

Helix Electric's Amended Statement of Facts Constituting Notice
of Lien and Third-Party Complaint

06/24/2009 Amended Notice ▼

Amended Notice

Comment

Heinaman's Amended Notice of Lis Pendens

06/24/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

JA007558

Comment
Heinaman Contract Glazing's Amended Statement of Facts
Constituting Notice of Lien and Third-Party Complaint

06/24/2009 Amended Notice ▼

Amended Notice

Comment
WRG Design, Inc.'s Amended Notice of Lis Pendens

06/24/2009 Amended Notice ▼

Amended Notice

Comment
Bruin Painting Corporation's Amended Notice of Lis Pendens

06/24/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment
Bruin Paintings Amended Statement of facts Constituting Notice
of Lien and Third Party Complaint

06/24/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment
HD Supply Waterworks Amended Statement of Facts
Constituting a Notice of Lien and Third Party Complaint

06/24/2009 Amended Notice ▼

Amended Notice

Comment
HD Supply Waterworks LPs Amended Notice of Lis Pendens

06/24/2009 Notice of Lis Pendens ▼

Notice of Lis Pendens

Comment
Accuracy Glass & Mirror Company Inc's Amended Notice of Lis
Pendens

06/25/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment
WRG Design, Inc.'s Amended Statement of Facts Constituting
Notice of Lien and Third-Party Complaint

JA007559

06/29/2009 Order ▼

Order

Comment

Order to Consolidate this action with Case A574391, A574792, A577623, A583289, A584730, A587168, A580889 & A589195

06/30/2009 Answer ▼

Answer

Comment

Gemstone Development West Incs Answer to Statement of Facts Constituting Lien Claim by Creative Home Theatre LLC

06/30/2009 Answer ▼

Answer

Comment

Gemstone Development West Incs Answer to Buchele Incs Statement of Facts Constituting Lien

07/02/2009 Answer ▼

Answer

Comment

Apco Constructions Answer to The Pressure Grout Companys Statement of Facts Constituting Lien and Complaint in Intervention

07/02/2009 Answer ▼

Answer

Comment

Apco Constructions Answer to The Pressure Grout Companys Statement of Facts Constituting Lien and Complaint in Intervention

07/02/2009 Answer ▼

Answer

Comment

APCO Construction's Answer to Selectbuild Nevada Inc.'s Statement of Facts Constituting Lien

07/02/2009 Answer ▼

Answer

Comment

APCO Construction's Answer to Bushele, Inc.'s Statement of Facts Constituting Lien

JA007560

07/02/2009 Answer ▼

Answer

Comment

APCO Construction's Answer to Ahern Rental Inc.'s First Amended Statement of Facts Constituting Lien and Complaint in Intervention

07/02/2009 Notice of Entry of Order ▼

Notice of Entry of Order

Comment

Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195

07/07/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment

Statement of Facts Constituting Lien and Complaint in Intervention

07/09/2009 Summons ▼

Summons

07/09/2009 Certificate of Service ▼

Certificate of Service

Comment

Certificate of Service of Statement of Facts Constituting Lien Claim and Complaint in Intervention

07/09/2009 Acceptance of Service ▼

Acceptance of Service

07/10/2009 Statement ▼

Statement

Comment

Camco Pacific Construction Company, Inc.'s Statement of Facts and Complaint in Intervention

07/16/2009 Answer ▼

Answer

JA007561

Comment

Answer of Plaintiff Ready Mix Inc to Supply Network Inc's
Statement of Facts Constituting Lien and Complaint in
Intervention

07/16/2009 Notice of Entry of Stipulation and Order ▼

Notice of Entry of Stipulation and Order

07/17/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment

Patent Construction Systems A Division of Harsco Corporations
Statement of Facts Constituting Lien and Amended Complaint in
Intervention

07/21/2009 Notice of Entry of Order ▼

Notice of Entry of Order

Comment

Notice of Entry of Order Granting Tri- City Drywall Inc's Request
to Intervene

07/22/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment

Granite Construction Company's Statement of Facts Constituting
Lien Claim and Complaint in Intervention

07/22/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

07/23/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Gemstone Development West, Inc.'s Answer to Supply Network,
Inc. dba Viking Supplynet's Statement of Facts Constituting Lien
and Complaint in Intervention

07/23/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Gemstone Development West, Inc.'s Answer to Atlas
Construction Supply Inc's Statement of Facts Constituting Lien
and Complaint in Intervention

JA007562

07/28/2009 Notice of Change of Address ▼

Notice of Change of Address

Comment

Notice of Change of Firm's Address

07/29/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Gamstone Development West, Inc's Answer to Las Vegas Pipeline, LLC's Statement of Facts Constituting Lien and Complaint in Intervention

07/30/2009 Answer ▼

Answer

Comment

ANSWER

07/30/2009 Answer ▼

Answer

Comment

Gemstone Development West, Inc.'s Answer to the Masonry Group of Nevada, Inc.'s Statement of Facts and Constituting Lien Claim and Complaint in Intervention (A571792, A574391, A574792, A577623, A580889, A583289, A584730, A587168, A589195)

07/31/2009 Summons ▼

Summons

Comment

Summons - Apco Construction

08/03/2009 Voluntary Dismissal ▼

Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporatio

Comment

Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice

08/03/2009 Summons ▼

Summons

Comment

JA007563

Summons (Amended Complaint)

08/03/2009 Summons ▼

Summons

Comment

Summons (Amended Complaint)

08/05/2009 Answer ▼

Answer

Comment

APCO Constructions Answer to Granite Construction Companys
Statement of Facts Constituting Lien Claim and Complaint in
Intervention

08/06/2009 Answer to Complaint ▼

Answer to Complaint

Comment

APCO Construction's Answer to Tri-City Drywall, Inc.'s
Statement of Facts Constituting Lien and Complaint in
Intervention

08/06/2009 Answer ▼

Answer

Comment

APCO Constructions Answer to WRG Design Incs Amended
Statement of Facts Constituting Notice of Lien and Third-Party
Complaint

08/07/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

08/07/2009 Answer ▼

Answer

Comment

Defendants Answer t HD Supply Waterworks Amended
Statement of Facts and Third-Party Complaint

08/13/2009 Summons ▼

Summons

Comment

Summons (Amended Complaint)

08/14/2009 Acceptance of Service ▼

JA007564

Acceptance of Service

Comment

Acceptance of Service of Zitting Brothers Constratuion, Inc.'s
Complaint Re: Floreclosure

08/18/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

08/18/2009 Answer ▼

Answer

Comment

Club Vista Financial Services, LLC and Tharaldson Motels II,
Inc's Answer to Camco Pacific Construction Company, Inc's
Statement of Facts and Complaint in Intervention and
Counterclaim

08/21/2009 Answer ▼

Answer

Comment

Gemstone Development West, Inc.'s Answer to Fast Glass, Inc.'s
Statement of Facts Constituting Lien

08/24/2009 Notice of Bankruptcy ▼

Notice of Bankruptcy

Comment

Selectbuild Nevada, Inc.'s Notice of Bankruptcy Filing and
Automatic Stay

08/25/2009 Answer ▼

Answer

Comment

Gemstone Development West's Answer to Zitting Brothers
Construction Inc's Complaint Re: Foreclosure

08/25/2009 Answer to Amended Complaint ▼

Answer to Amended Complaint

Comment

Gemstone Development West, Inc.'s Answer to Executive
Plastering, Inc.'s First Amended Complaint

08/26/2009 Answer ▼

Answer

JA007565

Comment
Defendant, Nevada Construction Services' Answer to Camco
Pacific Construction Company, Inc.'s Statement of Facts and
Complaint in Intervention

08/28/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

09/02/2009 Answer to Counterclaim ▼

Answer to Counterclaim

Comment
Masonry Group Nevada Inc's Answer to Club Vista Financial
Services LLC and Tharaldson Motels II Inc's Counterclaim

09/03/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

09/08/2009 Motion to Dismiss

09/09/2009 Answer ▼

Answer

Comment
Answer to Las Vegas Pipeline LLCs Statement of Facts
Constituting Lien and Complaint in Intervention and Camco
Pacific Construction Companys Incs Counterclaim

09/10/2009 Answer ▼

Answer

Comment
Answer to Northstar Concrete Inc's Statement of Facts
Constituting Lien and Complaint in Intervention and Camco
Pacific Construction Company Inc's Counterclaim

09/10/2009 Answer ▼

Answer

Comment
Answer to Tri-City Drywall Inc's Statement of Facts Constituting
Lien and Complaint in Intervention and Camco Pacific
Construction Company Inc's Counterclaim

09/10/2009 Answer ▼

Answer

Comment

Answer to Dave Peterson Framing Inc's Statement of Facts
Constituting Lien and Complaint in Intervention and Camco
Pacific Construction Company Inc's Counterclaim

09/10/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

09/10/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

09/11/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Answer to Accuracy Glass & Mirror Company Inc's Complaint
and Camco Pacific Constructon Inc's Counterclaim

09/11/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Answer to Bruin Painting Corporation's Statement of Facts
Constituting LienThird Party Complaint and Camco Pacific
Construction Inc's Counterclaim

09/11/2009 Answer ▼

Answer

Comment

Answer to WRG Desing Inc's Statement of Facts Constituting
Lien Thrid Party Compalint and Camco Pacific Construction Inc's
Counterclaim

09/11/2009 Answer to Third Party Complaint ▼

Answer to Third Party Complaint

Comment

Answer to Heinman Contracting Glazing 's Statement of Facts
Constituting Lien Third Party Complaint and Camco Pacific
Construciton 's Counterclaim

09/18/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment

Dave Peterson Framing Incs Reply to Camco Pacific
Constructions

JA007567

09/18/2009 Default ▼

Default

09/18/2009 Default ▼

Default

09/23/2009 Motion to Dismiss ▼

Motion to Dismiss

Comment

Plaintiff Zitting Brothers Construction Inc's Partial Motion to Dismiss Club Vista Financial Services LLC and Tharaldson Motels II Inc's Counterclaim or in the Alternative Motion for a More Definite Statement

09/23/2009 Amended Summons ▼

Amended Summons

Comment

Amended Summons

09/23/2009 Amended Summons ▼

Amended Summons

09/24/2009 Amended Summons ▼

Amended Summons

Comment

Amended Summons - Civil

09/24/2009 Amended Summons ▼

Amended Summons

09/24/2009 Amended Summons ▼

Amended Summons

09/24/2009 Amended Summons ▼

Amended Summons

Comment

Amended Summons

09/24/2009 Certificate of Mailing ▼

Certificate of Mailing

JA007568

09/25/2009 Opposition to Motion to Dismiss ▼

Opposition to Motion to Dismiss

Comment

Opposition to Scott Financial Corporation Motion to Dismiss Club
Vista Financial Services LLC and Tharaldson Motels II Inc's
Counterclaim

09/25/2009 Answer ▼

Answer

Comment

Answer to Steel Structures, Inc. Second Amended Statement of
Facts Constituting Lien and Complaint in Intervention

09/25/2009 Answer ▼

Answer

Comment

Answer to Nevada Prefab Engineers, Inc.'s Second Amended
Statement of Facts Constituting Lien and Complaint in
Intervention

09/25/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment

Reply to Club Vista Financial Services, LLC and Tharaldson
Motels, II, Inc.'s Counterclaim

09/28/2009 Response ▼

Response

Comment

Response of Club Vista Financial Services, Inc., Tharaldson to
Motion to Designate this Action as Complex Pursuant to NRCP
16.1(F), and Motion to Set a Discovery Conference Pursuant to
NRCP 16

09/29/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment

Tri-City Drywall, Inc.'s Reply to Club Vista Financial Services
LCC and Tharaldson Motels II, Inc.'s Counterclaim

09/29/2009 Reply to Counterclaim ▼

Reply to Counterclaim

JA007569

Comment
Inquipco's Reply to Club Vista Financial Services LCC and
Tharaldson Motel II, Inc.'s Counterclaim

09/29/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment
Northstar Concrete, Inc.'s Reply to Club Vista Financial Services
LCC and Tharaldson Motels II, Inc.'s Counterclaim

09/29/2009 Notice of Change of Firm Name ▼

Notice of Change of Firm Name

Comment
Notice of Change of Firm Name and Address

09/30/2009 Opposition to Motion ▼

Opposition to Motion

Comment
Camco Pacific Construction Company, Inc's Opposition to
Nevada Construction Services' Motion for Sanctions Pursuant to
NRCP 11

10/01/2009 Answer to Complaint ▼

Answer to Complaint

Comment
Gemstone Development West Inc's Answer to Complaint for
Damages and to Foreclose Mechanic's Lien

10/01/2009 Answer ▼

Answer

Comment
Gemstone Development West, Inc.'s Answer to Custom Select
Billing, Inc.'s Statement of Facts constitution Lien and Complaint
in Intervention

10/02/2009 Motion to Associate Counsel ▼

Motion to Associate Counsel

Comment
Motion to Associate Counsel Christine R. Taradash

10/02/2009 Motion to Associate Counsel ▼

Motion to Associate Counsel

Comment

JA007570

Motion to Associate Counsel John T. Moshier

10/05/2009 Motion to Associate Counsel ▼

Motion to Associate Counsel

Comment

Motion to Associate Counsel Martin A. Aronson

10/09/2009 Joinder To Motion ▼

Joinder To Motion

Comment

Bradley J Scott's Joinder to Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services LLC and Tharaldson Motels II Inc's Counterclaim

10/09/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

10/09/2009 Notice of Change of Address ▼

Notice of Change of Address

10/09/2009 Notice of Change of Address ▼

Notice of Change of Address

10/12/2009 Joinder ▼

Joinder

Comment

Notice of Joinder to Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services, L.L.C. and Tharaldson Motels II, Inc.'s Counterclaim

10/12/2009 Answer to Counterclaim ▼

Answer to Counterclaim

Comment

Masonry Group Nevada Incs Answer to Camco Pacific Construction Incs Counterclaim

10/12/2009 Summons ▼

Summons

10/12/2009 Answer to Counterclaim ▼

Answer to Counterclaim

JA007571

Comment
Cell-Crete Fireproofing of Nevada Inc's Answer to Club Vista
Financial Services LLC, Tharaldson Motels II Inc and Gary D
Tharaldson's Counterclaim

10/13/2009 Certificate of Mailing ▼

Certificate of Mailing

Comment
Errata to Certificate of Mailing

10/14/2009 Answer to Counterclaim ▼

Answer to Counterclaim

Comment
Answer to Club Vista Financial Services LLC and tharaldson
Motels II Incs Counterclaim

10/14/2009 Reply in Support ▼

Reply in Support

Comment
Reply in Support of NCS' Motion for Sanctions Pursuant to
NRCP 11

10/14/2009 Joinder To Motion ▼

Joinder To Motion

Comment
Plaintiff/Counter-Defendant Buchele, Inc.'s Joinder to Zitting
Brothers Construction Inc.'s Partial Motion to Dismiss Club Vista
Financial Services, LLC and Tharaldson Motels II, Inc.'s
Counterclaim, or in the Alternative, Motion for a More Definite
Statement

10/15/2009 Motion to Withdraw As Counsel ▼

Motion to Withdraw As Counsel

Comment
Richard A Koch's Motion to Withdraw as Counsel

10/15/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment
Plaintiff in Intervention Tri-County Drywall Inc's Reply to Camco
Pacific Company Inc's Counterclaim

10/15/2009 Joinder ▼

Joinder

JA007572

Comment

Ahern Rental Inc.'s Joinder to Scott Financial Corporation's
Motion to Dismiss Club Vista Financial Services LLC and
Tharaldson Motel II, Inc.'s Counterclaim

10/15/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment

Plaintiff in Intervention Northstar Concrete Incs Reply to Camco
Pacific Company Incs Counterclaim

10/15/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment

Eza PC dba Oz Architecture of Nevada Inc, Harsco Corporation
and Patent Construction Systems a Division of Harsco
Corporation's Reply to Counterclaim of Club Vista Financial
Services LLC and Tharaldson Motels II Inc

10/16/2009 Notice ▼

Notice

Comment

Noorda Sheet Metal Company's Notice of Joinder in Scott
Financial Corporation's Motion to Dismiss Club Vista Financial
Services, LLC and Tharaldson Motels II, Inc.'s CounterClaim

10/16/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment

Counterdefendant Granite Construction Company's Reply to
Club Vista Financial Services, LLC's Counterclaim

10/16/2009 Joinder To Motion ▼

Joinder To Motion

Comment

Dave Peterson Framing Inc's Notice of Joinder in Scott Financial
Corporation's Motion to Dismiss Club Vista Financial Services
LLC and Tharaldson Motels II Inc's Counterclaim

10/16/2009 Joinder To Motion ▼

Joinder To Motion

Comment

E & E Fire Protection LLC's Notice of Joinder in Scott Financial
Corporation's Motion to Dismiss Club Vista Financial Services
LLC and Tharaldson Motels II Inc's Counterclaim

JA007573

10/16/2009 Joinder To Motion ▼

Joinder To Motion

Comment

Professional Doors and Millworks LLC's Notice of Joinder in
Scott Financial Corporation's Motion to Dismiss Club Vista
Financial Services LLC and Tharaldson Motels II Inc's
Counterclaim

10/16/2009 Joinder ▼

Joinder

Comment

Renaissance Pools & Spas, Inc.'s Joinder to Zitting Brothers
Construction, Inc.'s Partial Motion to Dismiss Club Vista
Financial Services, LLC and Tharaldson Motels II, Inc.'s
Counterclaim, or in the Alternative, Motion for a More Definite
Statement

10/19/2009 Answer to Counterclaim ▼

Answer to Counterclaim

Comment

Republic Crane Service LLC's Answer to Club Vista Financial
Services LLC and Tharaldson Motels II Inc's Counterclaim

10/21/2009 Stipulation for Dismissal ▼

Stipulation for Dismissal

Comment

A571228 Stipulation for Dismissal Without Prejudice of Count
Nine (Acting in Concert/Civil Conspiracy) Against Zitting Brothers
Construction Inc

10/21/2009 Opposition to Motion ▼

Opposition to Motion

Comment

Opposition to Renewed Motion to Clarify and to Reconsider April
6, 2009 Ruling Re: Executive Plastering Inc's Application for
Prejudgment Writ of Attachment

10/21/2009 Reply ▼

Reply

Comment

Reply of Counterdefendant John Deere Landscape Inc to
Counterclaim of Club Vista Financial Services LLC Tharaldson
Motels II Inc and Gary D. Tharaldson

JA007574

10/21/2009 Certificate of Service ▼

Certificate of Service

Comment

Certificate of Service of Reply of Counterdefendant John Deere
Landscape Inc To Counterclaim of Club Vista Financial Services
LLC Tharaldson Motels II Inc and Gary D. Tharaldson

10/21/2009 Reply ▼

Reply

Comment

Reply of Counterdefendant Supply Network Inc, to Counterclaim
of Club Vista Financial Services LLC Tharaldson Motels II Inc
and Gary D Tharaldson

10/21/2009 Certificate of Service ▼

Certificate of Service

Comment

Certificate of Service of Reply of Counterdefendant Supply
Netwrk Inc to Counterclaim of Club Vista Financial Services LLC,
Tharaldson Motels II Inc, and Gary D Tharaldson

10/23/2009 Acceptance of Service ▼

Acceptance of Service

11/02/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Motion to Associate Counsel John Moshier

11/02/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Motion to Associate Counsel Chrisitne Taradash

11/02/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Motion to Associate Counsel Martin A Aronson

11/04/2009 Reply to Counterclaim ▼

Reply to Counterclaim

JA007575

Comment
Counterdefendant Cabinetec, Inc.'s Reply to Club Vista Financial
Services, L.L.C.'s Counterclaim

11/04/2009 Motion to Withdraw As Counsel ▼

Motion to Withdraw As Counsel

11/04/2009 Answer to Complaint ▼

Answer to Complaint

Comment
Gemstone Development West Incs Answer to Uintah
Investments LLC Complaint

11/04/2009 Answer to Complaint ▼

Answer to Complaint

Comment
Gemstone Development West, Inc.'s Answer to Complaint for
Damages and to Foreclosure Mechanic's Lien

11/04/2009 Answer ▼

Answer

Comment
Gemstone Development West, Inc.'s Answer to Ready Mix, Inc.'s
Statement of Facts Constituting Lien and Complaint for
Foreclosure of Mechanic's Lien

11/05/2009 Answer ▼

Answer

Comment
Scott Financial Corporation's Answer to Hydropressure Cleaning,
Inc.'s Statement of Facts Constituting Lien and Complaint in
Intervention

11/06/2009 Motion to Amend Complaint ▼

Motion to Amend Complaint

Comment
Harsco Corporation's Proposed Second Amended Complaint in
Intervention

11/10/2009 Notice of Motion ▼

Notice of Motion

11/13/2009 Notice of Entry of Order ▼

JA007576

Notice of Entry of Order

11/17/2009 Notice of Entry of Order ▼

Notice of Entry of Order

11/18/2009 Answer ▼

Answer

Comment

Scott Financial Corporation's Answer to HD Supply Waterworks'
Amended Statement of Facts Constituting a Notice of Lien and
Third Party Complaint

11/23/2009 Errata ▼

Errata

Comment

Errata to Motion to Withdraw as Counsel

11/24/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Gemstone Development West, Inc.'s Answer to PCI Group,
LLC's Complaint

11/25/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Motion to Withdraw as Counsel

12/01/2009 Substitution of Attorney ▼

Substitution of Attorney

12/07/2009 Notice of Entry of Order ▼

Notice of Entry of Order

12/07/2009 Errata ▼

Errata

Comment

Errata to Affidavit in support of Motion to Withdraw as Counsel

12/09/2009 Motion to Withdraw As Counsel ▼

Motion to Withdraw As Counsel

JA007577

12/09/2009 Notice of Hearing ▼

Notice of Hearing

Comment

Notice of Hearing Re Motion to Withdraw as Counsel on an
Order Shortening Time

12/16/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Harsco Corporation's Motion to Amend
Complaint in Intervention

12/18/2009 Substitution of Attorney ▼

Substitution of Attorney

12/21/2009 Order Granting Motion ▼

Order Granting Motion

Comment

to Withdraw as Counsel

12/21/2009 Notice of Entry of Order ▼

Notice of Entry of Order

12/23/2009 Motion to Withdraw As Counsel ▼

Motion to Withdraw As Counsel

12/23/2009 Amended Complaint ▼

Amended Complaint

Comment

Harsco Corporations Second Amended Complaint in Intervention

12/28/2009 Notice of Entry of Order ▼

Notice of Entry of Order

12/29/2009 Errata ▼

Errata

Comment

Errata to Motion to Withdraw as Counsel on an Order Shortening
Time

JA007578

06/24/2011 Case Reassigned to Department 29 ▼

Comment

Case reassigned from Judge Kathleen E. Delaney

03/14/2016 Case Reassigned to Department 15 ▼

Comment

Reassigned From Judge Susan Scann - Dept 29

Financial

Camco Pacific Constructions Co Inc

Total Financial Assessment \$223.00

Total Payments and Credits \$223.00

9/11/2009 Transaction Assessment \$223.00

9/11/2009 Payment (Window) Receipt # 2009-05043-CCCLK Woodbury Morris and Brown LTD (\$223.00)

Fidelity And Deposit Co Of Maryland

Total Financial Assessment \$30.00

Total Payments and Credits \$30.00

9/11/2009 Transaction Assessment \$30.00

9/11/2009 Payment (Window) Receipt # 2009-05044-CCCLK Woodbury Morris and Brown LTD (\$30.00)

Bruin Painting Corp

Total Financial Assessment \$104.00

Total Payments and Credits \$104.00

4/27/2009 Transaction Assessment \$104.00

JA007579

4/27/2009	Payment (Window)	Receipt # 2009- 16226- FAM	Peel & Brimley LLP	(\$104.00)
Heinaman Contract Glazing				
	Total Financial Assessment			\$104.00
	Total Payments and Credits			\$104.00
4/28/2009	Transaction Assessment			\$104.00
4/28/2009	Payment (Window)	Receipt # 2009- 16631- FAM	Peel & Brimley LLP	(\$104.00)
WRG Design, Inc.				
	Total Financial Assessment			\$104.00
	Total Payments and Credits			\$104.00
4/29/2009	Transaction Assessment			\$104.00
4/29/2009	Payment (Window)	Receipt # 2009- 17084-FAM	Peel, Richard L.	(\$104.00)

Documents

Lis Pendens
 Initial Appearance Fee Disclosure
 Lis Pendens
 Initial Appearance Fee Disclosure
 Notice of Lis Pendens
 Initial Appearance Fee Disclosure
 Notice of Lis Pendens
 Statement
 Affidavit of Service
 Statement
 Initial Appearance Fee Disclosure
 Joinder

JA007580

Statement of Facts Constituting Lien
Statement of Facts Constituting Lien
Motion to Consolidate
Reply in Support
Answer to Complaint
Renotice
Certificate of Mailing
First Amended Complaint
Statement of Facts Constituting Lien
Order
Statement of Facts Constituting Lien
Statement of Facts Constituting Lien
Amended Notice
Statement of Facts Constituting Lien
Amended Notice
Amended Notice
Statement of Facts Constituting Lien
Answer
Answer
Summons
Answer
Certificate of Service
Acceptance of Service
Statement
Answer
Answer
Answer
Answer
Notice of Entry of Order
Amended Notice
Statement of Facts Constituting Lien
Answer
Amended Notice
Statement of Facts Constituting Lien
Statement of Facts Constituting Lien
Notice of Entry of Stipulation and Order
Statement of Facts Constituting Lien
Initial Appearance Fee Disclosure
Notice of Entry of Order
Notice of Lis Pendens
Notice of Change of Address

JA007581

Answer

Voluntary Dismissal of Fidelity and Deposit Company of Maryland
Only from Bruin Painting Corporatio

Answer to Complaint

Summons

Summons

Summons

Answer to Complaint

Answer to Complaint

Initial Appearance Fee Disclosure

Answer

Answer

Answer

Answer to Complaint

Summons

Acceptance of Service

Answer

Initial Appearance Fee Disclosure

Answer

Notice of Bankruptcy

Answer

Answer

Answer to Amended Complaint

Answer

Initial Appearance Fee Disclosure

Answer to Counterclaim

Three Day Notice of Intent to Default

Answer

Answer

Answer

Initial Appearance Fee Disclosure

Initial Appearance Fee Disclosure

Answer

Answer

Answer to Complaint

Answer to Complaint

Answer to Third Party Complaint

Reply to Counterclaim

Default

Default

Motion to Dismiss

Amended Summons

Amended Summons
Amended Summons
Amended Summons
Amended Summons
Amended Summons
Opposition to Motion to Dismiss
Reply to Counterclaim
Certificate of Mailing
Answer
Answer
Response
Notice of Change of Firm Name
Reply to Counterclaim
Reply to Counterclaim
Reply to Counterclaim
Opposition to Motion
Motion to Associate Counsel
Motion to Associate Counsel
Answer to Complaint
Answer
Motion to Associate Counsel
Initial Appearance Fee Disclosure
Joinder To Motion
Notice of Change of Address
Answer to Counterclaim
Notice of Change of Address
Joinder
Answer to Counterclaim
Summons
Certificate of Mailing
Answer to Counterclaim
Motion to Withdraw As Counsel
Reply to Counterclaim
Reply to Counterclaim
Reply to Counterclaim
Reply to Counterclaim
Notice
Joinder
Joinder To Motion
Joinder To Motion
Joinder To Motion

Answer to Counterclaim
Joinder To Motion
Reply in Support
Opposition to Motion
Stipulation for Dismissal
Reply
Certificate of Service
Reply
Certificate of Service
Acceptance of Service
Joinder
Order Granting Motion
Order Granting Motion
Order Granting Motion
Motion to Withdraw As Counsel
Reply to Counterclaim
Answer to Complaint
Answer
Answer to Complaint
Motion to Amend Complaint
Answer
Notice of Motion
Notice of Entry of Order
Notice of Entry of Order
Answer
Errata
Order Granting Motion
Answer to Complaint
Motion to Withdraw As Counsel
Notice of Hearing
Errata
Notice of Entry of Order
Order Granting Motion
Notice of Entry of Order
Order Granting Motion
Motion to Withdraw As Counsel
Amended Complaint
Substitution of Attorney
Notice of Entry of Order
Substitution of Attorney
Errata

COMP - COMPLAINT FILED Fee \$151.00

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

NOTC - NOTICE OF FORECLOSURE

LISP - NOTICE OF LIS PENDENS

APPR - HELIX ELECTRIC'S STATEMENT OF FACTS
CONSTITUTING

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

LISP - NOTICE OF LIS PENDENS

EXHIBIT 10B

JA007586

Case Information

08A571228 | Apco Construction, Plaintiff(s) vs. Gemstone Development West Inc, Defendant(s)

Case Number	Court	Judicial Officer
08A571228	Department 13	Denton, Mark R.
File Date	Case Type	Case Status
09/09/2008	Business Court	Closed

Party

Third Party Plaintiff	Active Attorneys▼
Noorda Sheet Metal Company	Lead Attorney
	Truman, T. James
	Retained

Third Party Plaintiff	Active Attorneys▼
Insulpro Projects Inc	Lead Attorney
	Dobberstein, Eric
	Retained

Attorney
Long, Rhonda R.
Retained

Third Party Plaintiff	Active Attorneys▼
E & E Fire Protection LLC	Lead Attorney
	Truman, T. James
	Retained

Attorney
Dixon, Stephen M.
Retained

Third Party Plaintiff
Dave Peterson Framing Inc

Address
9081 W Sahara AVE
#290
Las Vegas NV 89117

Third Party Plaintiff
Professional Doors & Millworks LLC

Active Attorneys▼
Lead Attorney
Truman, T. James
Retained

Third Party Defendant
Camco Pacific Construction Co Inc

Active Attorneys▼
Attorney
Blake, David
Retained

Attorney
Parry, Zachariah
Retained

Third Party Defendant
Fidelity & Deposit Co Of Maryland

Active Attorneys▼
Attorney
Siepmann, Willi H.
Retained

Lead Attorney
Faux, Kurt C.
Retained

Attorney
Faux, Jordan
Retained

Third Party Defendant
Fidelity & Deposit Co Of Maryland

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Attorney
Siepmann, Willi H.

Retained

Lead Attorney
Faux, Kurt C.
Retained

Attorney
Faux, Jordan
Retained

Special Master
Hale, Floyd, ESQ

Plaintiff
Apco Construction

Active Attorneys▼

Attorney
Rutar Mullins,
Gwen
Retained

Attorney
Weiland, Jason,
ESQ
Retained

Attorney
Jefferies, John R.
Retained

Attorney
Juan, Jack Chen
Min
Retained

Attorney
Planet, Brandi M.
Retained

Lead Attorney
Munteer, Cody S.
Retained

JA007589

Intervenor Defendant

Fidelity & Deposit Company Of Maryland

Active Attorneys▼

Attorney
Siepmann, Willi H.
Retained

Attorney
Morris, Steven L.
Retained

Lead Attorney
Faux, Kurt C.
Retained

Attorney
Faux, Jordan
Retained

Other

PCI Group, LLC

Other

HD Supply Construction Supply LP

Aliases

DBA White Cap Construction Supply Inc

Other

Wiss, Janney, Elstner Associates, Inc.

Active Attorneys▼

Lead Attorney
Rutar Mullins,
Gwen
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B.
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Other

JA007590

Graybar Electric Company

Other (Participant)
HA Fabricators Inc

Other
RLMW Investments LLC

Other
United Subcontractors Inc

Aliases
DBA Skyline Insulation

Active Attorneys▼
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Slighting, Bradley
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Other (Participant)
Chaper 7 Trustee

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Attorney
Dabbieri, Jonathan
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Steven L Morris Ltd

Intervenor Plaintiff
Harsco Corporation

Intervenor Plaintiff
Arch Aluminum And Glass Co

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Aliases
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Retained

Attorney
Wittig, Donna
Retained

Attorney
Miller, William N.
Retained

Intervenor Plaintiff
Cabinetec Inc

Intervenor Plaintiff
Pape Material Handling

Active Attorneys▼
Lead Attorney
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Retained

Attorney
Craft, Christopher
Retained

Intervenor Plaintiff
Las Vegas Pipeline LLC

Intervenor Plaintiff
Northstar Concrete, Inc.

Intervenor Plaintiff
Selectbuild Nevada Inc

Active Attorneys▼
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Attorney
Walters, Brian K.

JA007592

Retained

Intervenor Plaintiff
Interstate Plumbing & Air Conditioning Inc

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Cactus Rose Construction Inc

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Attorney
Boswell, Jefferson
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Intervenor Plaintiff
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Welsh, Martin L.
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Intervenor Plaintiff
S R Bray Corp

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Peel, Richard L.
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Intervenor Defendant
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JA007594

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Intervenor Defendant
Marshall, Kelly

Intervenor Defendant
Commonwealth Land Title Ins Co

Intervenor Defendant
Commonwealth Land Title Ins Co

Intervenor Defendant
First American Title Insurance Co

Intervenor Defendant
First American Title Insurance Co

Intervenor Defendant
Nevada Construction Services

Active Attorneys▼
Lead Attorney
Aurbach, Phillip S.
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Attorney
Vlastic, Charles
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Intervenor Defendant
Jeff Heit Plumbing Co LLC

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Gregory, Keith E.
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Intervenor Defendant
E & E Fire Protection LLC

Active Attorneys▼
Lead Attorney
Dixon, Stephen M.
Retained

Intervenor Defendant
Old Republic Surety

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Lead Attorney
Gregory, Keith E.
Retained

Intervenor Defendant
Club Vista Financial Services LLC

Active Attorneys▼
Lead Attorney
Muckleroy, Martin
A.
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Attorney
Samuelson,
Stephanie L., ESQ
Retained

Attorney
Ferrario, Mark E.,
ESQ
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Intervenor Defendant

JA007596 Active Attorneys▼

Club Vista Financial Services LLC

Lead Attorney
Muckleroy, Martin
A.
Retained

Attorney
Samuelson,
Stephanie L., ESQ
Retained

Attorney
Ferrario, Mark E.,
ESQ
Retained

Intervenor Defendant
Tharaldson Motels II Inc

Active Attorneys▼
Lead Attorney
Muckleroy, Martin
A.
Retained

Attorney
Samuelson,
Stephanie L., ESQ
Retained

Attorney
Katz, Moorea L.
Retained

Intervenor Defendant
Tharaldson Motels II Inc

Active Attorneys▼
Lead Attorney
Muckleroy, Martin
A.
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Attorney
Samuelson,
Stephanie L., ESQ
Retained

Katz, Moorea L.
Retained

Intervenor Defendant
Gemstone Development West Inc

Intervenor Defendant
Gemstone Development West Inc

Intervenor Defendant
Gemstone Development West Inc

Intervenor Defendant
Scott Financial Corporation

Active Attorneys▼
Lead Attorney
Meier, Glenn F
Retained

Attorney
Oblad, John T.
Retained

Intervenor
Tri-City Drywall Inc

Active Attorneys▼
Lead Attorney
Lloyd-Robinson,
Jennifer R.
Retained

Attorney
Maskas, Marisa
Retained

Intervenor
Noord Sheet Metal Company

Active Attorneys▼
Lead Attorney
Truman, T. James

Counter Defendant
Noord Sheet Metal Company

Active Attorneys▼
Lead Attorney
Truman, T. James
Retained

Intervenor
Cell Crete Fireproofing Of NV Inc

Active Attorneys▼
Lead Attorney
Reade, Robert C.
Retained

Attorney
Dean, Aaron R.
Retained

Attorney
Howell, Dana Lee
Retained

Intervenor
Insulpro Projects Inc

Active Attorneys▼
Lead Attorney
Dobberstein, Eric
Retained

Attorney
Long, Rhonda R.
Retained

Intervenor
E & E Fire Protectiong LLC

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Truman, T. James
Retained

Attorney
Dixon, Stephen M.
Retained

Dave Peterson Framing Inc

Address
9081 W Sahara AVE
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Professional Doors & Millworks LLC

Lead Attorney
Truman, T. James
Retained

EZA P C

Lead Attorney
Williams, Donald H
Retained

Pressure Grout Co

Lead Attorney
Truman, T. James
Retained

Patent Construction Systems

Lead Attorney
Williams, Donald H
Retained

Granite Construction Company

Lead Attorney
Johnson, David R.
Retained

Attorney
Watkins, Justin L.
Retained

JA007600

Attorney
Sechrist, Jared M.
Retained

Intervenor
Custom Select Billing Inc

Active Attorneys▼
Lead Attorney
Rutar Mullins,
Gwen
Retained

Intervenor
National Wood Products, Inc.'s

Active Attorneys▼
Attorney
Hirahara, S Judy,
ESQ
Retained

Lead Attorney
Tobler, Richard L
Retained

Attorney
Taylor, John B.,
ESQ
Retained

Interpleader
Hydropressure Cleaning Inc

Active Attorneys▼
Lead Attorney
Rutar Mullins,
Gwen
Retained

Doing Business As
Apco Construction

Doing Business As
Oz Architecture of Nevada Inc

Active Attorneys▼
Lead Attorney
Williams, Donald H

JA007601

Retained

Doing Business As
Viking Supplynet

Doing Business As
Helix Electric

Active Attorneys▼
Lead Attorney
Boswell, Jefferson
W., ESQ
Retained

Doing Business As
Pape Rents

Active Attorneys▼
Lead Attorney
Craft, Christopher
Retained

Doing Business As
Pape Rents

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Lead Attorney
Urga, William R.
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Doing Business As
Power Plus!

Defendant
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10170 W Tropicana AVE
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Intervenor Defendant
Gemstone Development West Inc

JA007602

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Defendant
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Attorney
Fine, Marilyn G
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Attorney
Jones, Jon Randall
Retained

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Meier, Glenn F
Retained

Attorney
Oblad, John T.
Retained

Defendant
Commonwealth Land Title Insurance Co

Defendant
First American Title Insurance Co

Defendant
Scott, Bradley J

Active Attorneys▼
Lead Attorney
Jones, Jon Randall
Retained

Attorney
Carter, Matthew S.
Retained

Cross Defendant
Gemstone Development West Inc

Cross Claimant
APCO Construction

Active Attorneys▼
Lead Attorney
Rutar Mullins,
Gwen
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Counter Defendant
APCO Construction

Active Attorneys▼
Lead Attorney
Rutar Mullins,
Gwen
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Attorney
Planet, Brandi M.
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Attorney
Jefferies, John R.
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Counter Defendant
Professional Doors And Millworks LLC

Counter Defendant
Gemstone Development West Inc

Counter Defendant

JA007604 Active Attorneys▼

Scott Financial Corporation

Lead Attorney
Meier, Glenn F
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Attorney
Oblad, John T.
Retained

Counter Defendant
Scott, Bradley J

Active Attorneys▼
Lead Attorney
Carter, Matthew S.
Retained

Counter Defendant
Bank of Oklahoma NA

Counter Defendant
Nevada Construction Services

Active Attorneys▼
Lead Attorney
Vlasic, Charles
Retained

Counter Defendant
Camco Pacific Construction Inc

Active Attorneys▼
Attorney
Blake, David
Retained

Attorney
Parry, Zachariah
Retained

Counter Defendant
Insulpro Projects Inc

Active Attorneys▼
Lead Attorney
Dobberstein, Eric
Retained

JA007605

Attorney
Long, Rhonda R.
Retained

Counter Defendant
Cabinetec Inc

Address
2711 E Craig RD
North Las Vegas NV 89030

Counter Defendant
EZA P.C.

Active Attorneys▼
Lead Attorney
Williams, Donald H
Retained

Counter Defendant
Hydropressure Cleaning Inc

Counter Defendant
Ahern Rentals Inc

Active Attorneys▼
Lead Attorney
Clifford, D. Shane,
ESQ
Retained

Attorney
Perkins, Robin E.
Retained

Counter Defendant
Arch Aluminum and Glass Co

Active Attorneys▼
Lead Attorney
Albregts, Jeffrey R.
Retained

Attorney
Wittig, Donna
Retained

Counter Defendant
Cellcrete Fireproofing of Nevada Inc

Active Attorneys▼
Lead Attorney
Reade, Robert C.
Retained

Attorney
Dean, Aaron R.
Retained

Attorney
Howell, Dana Lee
Retained

Counter Defendant
Dave Peterson Framing Inc

Active Attorneys▼
Lead Attorney
Dixon, Stephen M.
Retained

Counter Defendant
E & E Fire Protection LLC

Active Attorneys▼
Lead Attorney
Dixon, Stephen M.
Retained

Counter Defendant
Granite Construction Company

Active Attorneys▼
Lead Attorney
Johnson, David R.
Retained

Attorney
Watkins, Justin L.
Retained

Attorney
Sechrist, Jared M.
Retained

Counter Defendant

Harsco Corporation

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Camp Hill PA 17011

Counter Defendant

Inquipco

Active Attorneys▼

Lead Attorney
Lloyd-Robinson,
Jennifer R.
Retained

Attorney
Maskas, Marisa
Retained

Counter Defendant

Nevada Prefab Engineers Inc

Active Attorneys▼

Lead Attorney
Craft, Christopher
Retained

Counter Defendant

Noorda Sheet Metal Company

Active Attorneys▼

Lead Attorney
Dixon, Stephen M.
Retained

Counter Defendant

Patent Construction Systems

Active Attorneys▼

Lead Attorney
Williams, Donald H
Retained

Counter Defendant

The Pressure Grout Company

Counter Defendant

JA007608 Active Attorneys▼

Professional Door and Mill Works LLC

Lead Attorney
Dixon, Stephen M.
Retained

Counter Defendant
Steel Structures Inc

Active Attorneys▼
Lead Attorney
Craft, Christopher
Retained

Attorney
Fisher, Mindy C.
Retained

Counter Defendant
Tri City Drywall Inc

Active Attorneys▼
Lead Attorney
Lloyd-Robinson,
Jennifer R.
Retained

Attorney
Maskas, Marisa
Retained

Counter Defendant
Accuracy Glass & Mirror Company Inc

Active Attorneys▼
Lead Attorney
Wayment, Dallin T.
Retained

Attorney
Gebhart, Michael
T.
Retained

Attorney
Domina, Cary
Retained

Counter Defendant
Concrete Visions Inc

Counter Defendant
Las Vegas Pipeline LLC

Active Attorneys▼
Pro Se

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Counter Defendant
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Dachelet, David W
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Rycraft Jr., Dale B.
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Counter Defendant
John Deere Landscape Inc

Counter Defendant
Creative Home Theatre LLC

Counter Defendant
Executive Plastering Inc

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3616 Rancho DR
Las Vegas NV 89130

Counter Defendant

JA007610

Republic Crane Service LLC

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#C-9

Las Vegas NV 89120

Counter Defendant

Selectbuild Nevada Inc

Active Attorneys▼

Lead Attorney
Schumacher,
Robert E.
Retained

Attorney
Walters, Brian K.
Retained

Counter Defendant

Fast Glass Inc

Active Attorneys▼

Lead Attorney
Gebhart, Michael
T.
Retained

Attorney
Boswell, Jefferson
W., ESQ
Retained

Counter Defendant

Masonry Group Nevada Inc

Active Attorneys▼

Lead Attorney
Pintar, Becky
Retained

Attorney
Haze, Airene
Retained

Counter Defendant

Ready Mix Inc

Active Attorneys▼

Lead Attorney

JA007611

Berman, Brian
Keith
Retained

Counter Defendant
Zitting Brothers Construction Inc

Active Attorneys▼
Attorney
Ramirez, Jorge A.
Retained

Lead Attorney
Cawley, Reuben
Retained

Attorney
Lai, I-Che
Retained

Counter Defendant
Supply Network Inc

Active Attorneys▼
Lead Attorney
Varricchio, Philip
T.
Retained

Counter Defendant
Helix Electric of Nevada LLC

Active Attorneys▼
Attorney
Peel, Richard L.
Retained

Lead Attorney
Wayment, Dallin T.
Retained

Attorney
Gebhart, Michael
T.
Retained

Attorney
Boswell, Jefferson
W., ESQ

Retained

Counter Defendant
HD Supply Waterworks LP

Active Attorneys▼
Attorney
Peel, Richard L.
Retained

Lead Attorney
Wayment, Dallin T.
Retained

Attorney
Gebhart, Michael
T.
Retained

Attorney
Melendrez, Martin
I.
Retained

Counter Defendant
Heinaman Contract Glazing

Active Attorneys▼
Attorney
Peel, Richard L.
Retained

Lead Attorney
Wayment, Dallin T.
Retained

Attorney
Gebhart, Michael
T.
Retained

Attorney
Boswell, Jefferson
W., ESQ
Retained

JA007613

Counter Defendant
WRG Design Inc

Active Attorneys▼
Attorney
Peel, Richard L.
Retained

Lead Attorney
Wayment, Dallin T.
Retained

Attorney
Gebhart, Michael
T.
Retained

Counter Defendant
Pape Materials Handling

Active Attorneys▼
Lead Attorney
Craft, Christopher
Retained

Counter Defendant
Buchele Inc

Active Attorneys▼
Attorney
Peel, Richard L.
Retained

Lead Attorney
Wayment, Dallin T.
Retained

Attorney
Brimley, Michael
William
Retained

Counter Defendant
Renaissance Pools & Spas Inc

Active Attorneys▼
Attorney
Koch, David
Retained

Lead Attorney

JA007614

Scow, Steven B.
Retained

Counter Defendant
Northstar Concrete Inc

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STE A
Las Vegas NV 89118

Counter Defendant
Northstar Concrete Inc

Address
5145 Rogers ST
STE A
Las Vegas NV 89118

Counter Defendant
Bruin Painting Corporation

Active Attorneys▼
Attorney
Peel, Richard L.
Retained

Lead Attorney
Wayment, Dallin T.
Retained

Attorney
Gebhart, Michael
T.
Retained

Counter Defendant
Fast Glass Inc

Active Attorneys▼
Lead Attorney
Gebhart, Michael
T.
Retained

Attorney
Boswell, Jefferson
W., ESQ

JA007615

Retained

Counter Defendant

Interstate Plumbing & Air Conditioning

Counter Defendant

Nevada Prefab Engineers

Active Attorneys▼

Lead Attorney
Fisher, Mindy C.
Retained

Attorney
Villamar,
Alexander
Retained

Counter Claimant

Gemstone Development West Inc

Counter Claimant

Insulpro Projects Inc

Active Attorneys▼

Lead Attorney
Dobberstein, Eric
Retained

Attorney
Morales, Jorge U.
Retained

Attorney
Long, Rhonda R.
Retained

Counter Claimant

Club Vista Financial Sevices LLC

Active Attorneys▼

Attorney
Aronson, Martin A.
Retained

JA007616

Attorney
Muckleroy, Martin
A.
Retained

Attorney
Cowden, Tami D.,
ESQ
Retained

Attorney
Samuelson,
Stephanie L., ESQ
Retained

Lead Attorney
Ferrario, Mark E.,
ESQ
Retained

Attorney
Katz, Moorea L.
Retained

Counter Claimant
Tharaldson Motels II Inc

Active Attorneys▼

Attorney
Cowden, Tami D.,
ESQ
Retained

Lead Attorney
Muckleroy, Martin
A.
Retained

Attorney
Samuelson,
Stephanie L., ESQ
Retained

Attorney
Ferrario, Mark E.,
ESQ
Retained

JA007617

Attorney
Katz, Moorea L.
Retained

Counter Claimant
Tharaldson, Gary D

Active Attorneys▼
Attorney
Cowden, Tami D.,
ESQ
Retained

Lead Attorney
Muckleroy, Martin
A.
Retained

Attorney
Samuelson,
Stephanie L., ESQ
Retained

Attorney
Ferrario, Mark E.,
ESQ
Retained

Attorney
Katz, Moorea L.
Retained

Counter Claimant
Asphalt Products Corporation

Counter Claimant
Camco Pacific Construction Co Inc

Active Attorneys▼
Attorney
Blake, David
Retained

Attorney
Parry, Zachariah
Retained

JA007618

Counter Defendant

Camco Pacific Construction Co Inc

Active Attorneys▼

Attorney

Blake, David

Retained

Attorney

Parry, Zachariah

Retained

Intervenor Plaintiff

Camco Pacific Construction Co Inc

Active Attorneys▼

Attorney

Blake, David

Retained

Attorney

Parry, Zachariah

Retained

Counter Claimant

Camco Pacific Construction Company Inc

Active Attorneys▼

Lead Attorney

Parry, Zachariah

Retained

Counter Claimant

Cactus Rose Construction

Active Attorneys▼

Lead Attorney

Boswell, Jefferson

W., ESQ

Retained

Counter Claimant

APCO Construction

Active Attorneys▼

Lead Attorney

Rutar Mullins,

Gwen

Retained

JA007619

Attorney
Planet, Brandi M.
Retained

Attorney
Jefferies, John R.
Retained

Counter Claimant
Camco Pacific Construction Company Inc

Consolidated Case Party (Participant)
Cisneros, Selina

Active Attorneys▼
Pro Se

Consolidated Case Party (Participant)
Floors N More

Aliases
DBA Carpets N More

Active Attorneys▼
Lead Attorney
Langsdale, Caleb J
Retained

Consolidated Case Party (Participant)
Newmark Grubb Knight Frank

Active Attorneys▼
Lead Attorney
Sheehan, Patrick
J.
Retained

Adverse Party (Participant)
Accuracy Glass & Mirror Co.

Address
3333 E. Serene Ave., #200
Henderson NV 89074

Disposition Events

05/28/2009 Judgment ▼

Judicial Officer

Walsh, Jessie

Judgment Type

Order of Dismissal Without Prejudice

Monetary Judgment

Debtors: Apco Construction (Plaintiff)

Creditors: Nevada Construction Services (Defendant)

Judgment: 05/28/2009 Docketed: 06/03/2009

07/15/2009 Judgment ▼

Judicial Officer

Denton, Mark R.

Judgment Type

Order of Dismissal Without Prejudice

Monetary Judgment

Debtors: Hydropressure Cleaning Inc (Interpleader)

Creditors: Nevada Construction Services (Intervenor Defendant)

Judgment: 07/15/2009 Docketed: 07/21/2009

07/15/2009 Judgment ▼

Judicial Officer

Denton, Mark R.

Judgment Type

Order of Dismissal Without Prejudice

JA007621

Monetary Judgment

Debtors: Platte River Insurance Company (Intervenor Defendant)

Creditors: Patent Construction Systems (Intervenor)

Judgment: 07/15/2009 Docketed: 07/22/2009

10/21/2009 Judgment ▼

Judicial Officer

Delaney, Kathleen E.

Judgment Type

Order of Dismissal Without Prejudice

Monetary Judgment

Debtors: Zitting Brothers Construction Inc (Counter Defendant)

Creditors: Club Vista Financial Seviles LLC (Counter Claimant),
Tharaldson Motels II Inc (Counter Claimant), Gary D Tharaldson
(Counter Claimant)

Judgment: 10/21/2009 Docketed: 10/22/2009

Comment: Certain Claim

11/10/2009 Judgment ▼

Judicial Officer

Delaney, Kathleen E.

Judgment Type

Order of Dismissal Without Prejudice

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Counter Claimant)

Creditors: Ferguson Fire and Fabrication Inc (Counter Defendant)

Judgment: 11/10/2009 Docketed: 11/12/2009

11/13/2009 Judgment ▼

JA007622

Judicial Officer
Delaney, Kathleen E.

Judgment Type
Order of Dismissal Without Prejudice

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Intervenor Defendant),
Camco Pacific Construction Co Inc (Counter Claimant)

Creditors: Steel Structures Inc (Intervenor), Steel Structures Inc (Counter Defendant)

Judgment: 11/13/2009 **Docketed:** 11/13/2009

01/11/2010 Judgment ▼

Judicial Officer
Delaney, Kathleen E.

Judgment Type
Dismissal Pursuant to NRCP 41

Monetary Judgment

Debtors: Accuracy Glas & Mirror Company Inc (Intervenor Defendant),
Employers Mutual Casualty Co (Intervenor Defendant), Gemstone
Development West Inc (Intervenor Defendant)

Creditors: Inquipco (Intervenor Plaintiff)

Judgment: 01/11/2010 **Docketed:** 01/14/2010

02/12/2010 Judgment ▼

Judicial Officer
Delaney, Kathleen E.

Judgment Type
Order of Dismissal Without Prejudice

Monetary Judgment

Debtors: Nevada Construction Services (Defendant)

JA007623

Creditors: Apco Construction (Plaintiff)

Judgment: 02/12/2010 Docketed: 02/16/2010

02/12/2010 Judgment ▼

Judicial Officer
Delaney, Kathleen E.

Judgment Type
Order of Dismissal Without Prejudice

Monetary Judgment

Debtors: Nevada Construction Services (Intervenor Defendant)

Creditors: Hydropressure Cleaning Inc (Interpleader)

Judgment: 02/12/2010 Docketed: 02/19/2010

04/05/2010 Judgment ▼

Judicial Officer
Delaney, Kathleen E.

Judgment Type
Dismissal Pursuant to NRCP 41

Monetary Judgment

Debtors: Platte River Insurance Co (Intervenor Defendant)

Creditors: HD Supply Waterworks LP (Consolidated Case Party)

Judgment: 04/05/2010 Docketed: 04/09/2010

04/29/2010 Judgment ▼

Judicial Officer
Delaney, Kathleen E.

Judgment Type
Voluntary Dismissal

JA007624

Monetary Judgment

Debtors: Accuracy Glass and Mirror Company Inc (Intervenor Defendant), Employers Mutual Casualty Company (Intervenor Defendant)

Creditors: Pape Material Handling (Intervenor Plaintiff), Pape Rents (Doing Business As)

Judgment: 04/29/2010 **Docketed:** 04/30/2010

05/04/2010 Judgment ▼

Judicial Officer
Delaney, Kathleen E.

Judgment Type
Summary Judgment

Monetary Judgment

Debtors: Alex Edelstein (Intervenor Defendant)

Creditors: Ahern Rental Inc (Intervenor Plaintiff)

Judgment: 05/04/2010 **Docketed:** 05/10/2010

06/10/2010 Judgment ▼

Judicial Officer
Delaney, Kathleen E.

Judgment Type
Dismissal Pursuant to NRCP 41

Monetary Judgment

Debtors: Platte River Insurance Company (Intervenor Defendant)

Creditors: Northstar Concrete, Inc. (Intervenor Plaintiff)

Judgment: 06/10/2010 **Docketed:** 06/16/2010

06/18/2010 Judgment ▼

Judicial Officer
Delaney, Kathleen E.

Judgment Type
Partial Summary Judgment

Monetary Judgment

Debtors: Gemstone Development West Inc (Intervenor Defendant)

Creditors: Arch Aluminum And Glass Co (Intervenor Plaintiff)

Judgment: 06/18/2010 **Docketed:** 06/24/2010

09/12/2011 Judgment ▼

Judicial Officer
Scann, Susan

Judgment Type
Dismissal Pursuant to NRCP 41

Monetary Judgment

Debtors: Gemstone Development West Inc (Defendant), Gemstone Development West Inc (Intervenor Defendant)

Creditors: Graybar Electric Company (Other)

Judgment: 09/12/2011 **Docketed:** 09/26/2011

12/23/2011 Judgment ▼

Judicial Officer
Scann, Susan

Judgment Type
Order of Dismissal With Prejudice

Monetary Judgment

Debtors: HD Supply Construction Supply LP (Other)

Creditors: Alex Edelstein (Intervenor Defendant), Alex Edelstein

JA005626

(Defendant)

Judgment: 12/23/2011 Docketed: 01/05/2012

03/07/2012 Judgment ▼

Judicial Officer

Scann, Susan

Judgment Type

Order of Dismissal Without Prejudice

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Intervenor Plaintiff)

Creditors: Alex Edelstein (Intervenor Defendant)

Judgment: 03/07/2012 Docketed: 03/23/2012

05/07/2012 Judgment ▼

Judicial Officer

Scann, Susan

Judgment Type

Partial Summary Judgment

Monetary Judgment

Debtors: Apco Construction (Plaintiff)

Creditors: Scott Financial Corporation (Defendant)

Judgment: 05/07/2012 Docketed: 05/18/2012

11/05/2012 Judgment ▼

Judicial Officer

Scann, Susan

Judgment Type

Order of Dismissal With Prejudice

JA007627

Monetary Judgment

Debtors: APCO Construction (Intervenor Defendant), APCO Construction (Intervenor Defendant)

Creditors: Granite Construction Company (Intervenor)

Judgment: 11/05/2012 Docketed: 11/15/2012

01/24/2013 Judgment ▼

Judicial Officer
Scann, Susan

Judgment Type
Order of Dismissal With Prejudice

Monetary Judgment

Debtors: Ahern Rental Inc (Intervenor Plaintiff)

Creditors: Alex Edelstein (Intervenor Defendant)

Judgment: 01/24/2013 Docketed: 02/01/2013

05/25/2017 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Summary Judgment

Monetary Judgment

Debtors: Uintah Investments LLC (Counter Defendant)

Creditors: APCO Construction (Counter Claimant)

Judgment: 05/25/2017 Docketed: 06/01/2017

06/19/2017 Judgment ▼

JA007628

Judicial Officer
Denton, Mark R.

Judgment Type
Order of Dismissal With Prejudice

Monetary Judgment

Debtors: Insulpro Projects Inc (Counter Defendant)

Creditors: APCO Construction (Counter Claimant)

Judgment: 06/19/2017 Docketed: 06/20/2017

07/05/2017 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Order of Dismissal With Prejudice

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Third Party Defendant)

Creditors: Insulpro Projects Inc (Third Party Plaintiff)

Judgment: 07/05/2017 Docketed: 07/12/2017

12/29/2017 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Partial Summary Judgment

Monetary Judgment

Debtors: APCO Construction (Counter Claimant)

Creditors: Zitting Brothers Construction Inc (Counter Defendant)

Judgment: 12/29/2017 Docketed: 01/18/2018

Total Judgment: \$750,807.16

Comment: Certain Cause

JA007629

05/08/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Order

Monetary Judgment

Debtors: APCO Construction (Counter Claimant)

Creditors: Zitting Brothers Construction Inc (Counter Defendant)

Judgment: 05/08/2018 Docketed: 05/08/2018

Total Judgment: \$185,443.95

05/16/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment Plus Interest

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Third Party Defendant)

Creditors: E & E Fire Protection LLC (Third Party Plaintiff)

Judgment: 05/16/2018 Docketed: 05/16/2018

Total Judgment: \$6,481,088.31

05/16/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment

JA007630

Monetary Judgment

Debtors: Fidelity & Deposit Co Of Maryland (Third Party Defendant)

Creditors: E & E Fire Protection LLC (Third Party Plaintiff)

Judgment: 05/16/2018 **Docketed:** 05/16/2018

Total Judgment: \$50,000.00

05/23/2018 Judgment ▼

Judicial Officer

Denton, Mark R.

Judgment Type

Judgment Plus Interest

Monetary Judgment

Debtors: APCO Construction (Counter Claimant)

Creditors: Zitting Brothers Construction Inc (Counter Defendant)

Judgment: 05/23/2018 **Docketed:** 05/24/2018

Total Judgment: \$2,623,309.38

05/25/2018 Judgment ▼

Judicial Officer

Denton, Mark R.

Judgment Type

Order of Dismissal With Prejudice

Monetary Judgment

Debtors: Nevada Prefab Engineers Inc (Intervenor), Steel Structures Inc (Intervenor), Gerdau Reinforcing Steel (Counter Defendant)

Creditors: Apco Construction (Plaintiff)

Judgment: 05/25/2018 **Docketed:** 05/25/2018

05/30/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Intervenor Defendant)

Creditors: SWPPP Compliance Solutions LLC (Intervenor Plaintiff)

Judgment: 05/30/2018 Docketed: 05/31/2018

05/30/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Counter Claimant)

Creditors: Fast Glass Inc (Counter Defendant)

Judgment: 05/30/2018 Docketed: 05/31/2018

05/30/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment

Monetary Judgment

Debtors: Camco Pacific Construction Company Inc (Counter Claimant)

Creditors: Helix Electric of Nevada LLC (Counter Defendant), Helix
Electric (Doing Business As)

JA007632

05/30/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment

Monetary Judgment

Debtors: Camco Pacific Construction Inc (Counter Defendant)

Creditors: Cactus Rose Construction (Counter Claimant)

Judgment: 05/30/2018 Docketed: 05/31/2018

05/30/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment

Monetary Judgment

Debtors: Camco Pacific Construction Company Inc (Counter Claimant)

Creditors: Heinaman Contract Glazing (Counter Defendant)

Judgment: 05/30/2018 Docketed: 05/31/2018

05/31/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment

Monetary Judgment

Debtors: Helix Electric of Nevada LLC (Counter Defendant), National Wood Products, Inc.'s (Intervenor)

Creditors: APCO Construction (Counter Claimant)

Judgment: 05/31/2018 Docketed: 05/31/2018

06/04/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Third Party Defendant)

Creditors: E & E Fire Protection LLC (Third Party Plaintiff)

Judgment: 06/04/2018 Docketed: 06/06/2018

Total Judgment: \$66,421.16

07/02/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment Plus Interest

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Counter Claimant)

Creditors: Heinaman Contract Glazing (Counter Defendant)

Judgment: 07/02/2018 Docketed: 07/02/2018

Total Judgment: \$262,010.64

Comment: a571228

07/02/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment Plus Interest

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Counter Claimant)

Creditors: Cactus Rose Construction (Counter Claimant)

Judgment: 07/02/2018 Docketed: 07/02/2018

Total Judgment: \$326,244.84

Comment: a571228

07/02/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment Plus Interest

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Counter Claimant)

Creditors: Fast Glass Inc (Counter Defendant)

Judgment: 07/02/2018 Docketed: 07/02/2018

Total Judgment: \$280,927.71

Comment: A571228

07/02/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment Plus Interest

JA007635

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Counter Claimant)

Creditors: Helix Electric of Nevada LLC (Counter Defendant)

Judgment: 07/02/2018 **Docketed:** 07/02/2018

Total Judgment: \$1,277,601.82

07/02/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment Plus Interest

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Intervenor Plaintiff)

Creditors: SWPPP Compliance Solutions LLC (Intervenor Plaintiff)

Judgment: 07/02/2018 **Docketed:** 07/02/2018

Total Judgment: \$157,846.63

Comment: a571228

07/12/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment Plus Interest

Monetary Judgment

Debtors: Gemstone Development West Inc (Intervenor Defendant),
Camco Pacific Construction Co Inc (Intervenor Defendant)

Creditors: National Wood Products, Inc.'s (Intervenor)

Judgment: 07/12/2018 **Docketed:** 08/01/2018

Total Judgment: \$1,167,915.77

Comment: A571228

JA007636

07/30/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Partial Summary Judgment

Monetary Judgment

Debtors: APCO Construction (Counter Claimant)

Creditors: Zitting Brothers Construction Inc (Counter Defendant)

Judgment: 07/30/2018 Docketed: 08/01/2018

Total Judgment: \$1,516,723.46

08/23/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment Plus Interest

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Counter Claimant)

Creditors: Steven L Morris Ltd (Other)

Judgment: 08/23/2018 Docketed: 08/23/2018

Total Judgment: \$193,612.39

09/19/2018 Judgment ▼

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment Plus Interest

JA007637

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Intervenor Defendant)

Creditors: National Wood Products, Inc.'s (Intervenor)

Judgment: 09/19/2018 Docketed: 09/20/2018

Total Judgment: \$68,865.86

Monetary Judgment

Debtors: Gemstone Development West Inc (Intervenor Defendant),
Camco Pacific Construction Co Inc (Intervenor Defendant)

Creditors: National Wood Products, Inc.'s (Intervenor)

Judgment: 09/19/2018 Docketed: 08/01/2018

Total Judgment: \$1,184,820.77

09/27/2018 Judgment ▼

Judicial Officer

Denton, Mark R.

Judgment Type

Order

Monetary Judgment

Debtors: National Wood Products, Inc.'s (Intervenor)

Creditors: Apco Construction (Plaintiff)

Judgment: 09/27/2018 Docketed: 09/27/2018

Total Judgment: \$78,307.54

Monetary Judgment

Debtors: Helix Electric of Nevada LLC (Counter Defendant)

Creditors: Apco Construction (Plaintiff)

Judgment: 09/27/2018 Docketed: 09/27/2018

Total Judgment: \$103,307.54

02/14/2019 Judgment ▼

JA007638

Judicial Officer
Denton, Mark R.

Judgment Type
Judgment Plus Interest

Monetary Judgment

Debtors: Camco Pacific Construction Co Inc (Intervenor Defendant)

Creditors: National Wood Products, Inc.'s (Intervenor)

Judgment: 02/14/2019 Docketed: 09/20/2018

Total Judgment: \$68,865.86

Monetary Judgment

Debtors: Gemstone Development West Inc (Intervenor Defendant),
Camco Pacific Construction Co Inc (Intervenor Defendant)

Creditors: National Wood Products, Inc.'s (Intervenor)

Judgment: 02/14/2019 Docketed: 08/01/2018

Total Judgment: \$1,184,820.77

Events and Hearings

02/24/2008 Acceptance of Service ▼

SERV - ACCEPTANCE OF SERVICE

Comment

ACCEPTANCE OF SERVICE

09/09/2008 Complaint ▼

COMP - COMPLAINT FILED Fee \$148.00

Comment

COMPLAINT FILED Fee \$148.00

JA007639

09/09/2008 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE NRS CHAPTER 1

Comment

INITIAL APPEARANCE FEE DISCLOSURE NRS CHAPTER 19

09/12/2008 Peremptory Challenge ▼

PRMT - PEREMPTORY CHALLENGE Williams CASE REASSIGNED TO

Comment

PEREMPTORY CHALLENGE Williams CASE REASSIGNED TO Leavitt

09/12/2008 Notice of Department Reassignment ▼

NDR - NOTICE OF DEPARTMENT REASSIGNMENT

Comment

NOTICE OF DEPARTMENT REASSIGNMENT ??????
003146FC 003146??????

12/08/2008 Amended Complaint ▼

COMP - FIRST AMENDED COMPLAINT

Comment

FIRST AMENDED COMPLAINT

12/09/2008 Lis Pendens ▼

LISP - NOTICE OF LIS PENDENS

Comment

NOTICE OF LIS PENDENS

12/09/2008 Notice ▼

NOTC - NOTICE OF FORECLOSURE OF CLAIMS OF LIEN

Comment

NOTICE OF FORECLOSURE OF CLAIMS OF LIEN

12/12/2008 Certificate of Mailing ▼

CERT - CERTIFICATE OF MAILING

Comment

CERTIFICATE OF MAILING

12/17/2008 Summons ▼

SUMM - SUMMONS - FIRST AMERICAN TITLE INSURANCE COM

JA007640

	<p>Comment</p> <p>SUMMONS - FIRST AMERICAN TITLE INSURANCE COMPANY</p>	
	<p>12/17/2008 Summons ▼</p> <p>SUMM - SUMMONS - NEVADA CONSTRUCTION SERVICES</p> <p>Comment</p> <p>SUMMONS - NEVADA CONSTRUCTION SERVICES</p>	
	<p>12/17/2008 Summons ▼</p> <p>SUMM - SUMMONS - GEMSTONE DEVELOPMENT WEST INC</p> <p>Comment</p> <p>SUMMONS - GEMSTONE DEVELOPMENT WEST INC</p>	
	<p>12/17/2008 Summons ▼</p> <p>SUMM - SUMMONS - COMMONWEALTH LAND TITLE INSURANCE CO</p> <p>Comment</p> <p>SUMMONS - COMMONWEALTH LAND TITLE INSURANCE CO</p>	
	<p>12/26/2008 Affidavit of Publication ▼</p> <p>AFFD - AFFIDAVIT OF PUBLICATION</p> <p>Comment</p> <p>AFFIDAVIT OF PUBLICATION</p>	
	<p>01/05/2009 Appearance ▼</p> <p>APPR - HARSCO CORPORATION'S STATEMETN OF FACTS CONSTITUTING</p> <p>Comment</p> <p>HARSCO CORPORATION'S STATEMETN OF FACTS CONSTITUTING LIEN AND COMPLAINT IN INTERVENTION</p>	
	<p>01/05/2009 Notice ▼</p> <p>NOTC - NOTICE OF LIS PENDENS</p> <p>Comment</p> <p>NOTICE OF LIS PENDENS</p>	
	<p>01/05/2009 Initial Appearance Fee Disclosure ▼</p> <p>IAFD - INITIAL APPEARANCE FEE DISCLOSURE</p> <p>Comment</p> <p>INITIAL APPEARANCE FEE DISCLOSURE</p>	
	<p>01/05/2009 Notice ▼</p> <p>JA007641</p>	

NOTC - NOTICE OF FORECLOSURE OF LIEN

Comment

NOTICE OF FORECLOSURE OF LIEN

01/12/2009 Answer ▼

ANS - ANSWER TO PLAINTIFFS AMENDED COMPLAINT

Comment

ANSWER TO PLAINTIFFS AMENDED COMPLAINT

01/12/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

Comment

INITIAL APPEARANCE FEE DISCLOSURE

01/15/2009 Appearance ▼

Comment

ARCH ALUMINUM AND GLASS CO'S STATEMENT OF FACTS
CONSTITUTING ITS MECHANIC'S LIEN CLAIM

01/15/2009 Answer ▼

Comment

GEMSTONE DEVELOPMENT WEST INCS ANSWER TO
COMPLAINT AND COUNTER CLAIMS

01/15/2009 Initial Appearance Fee Disclosure ▼

Comment

GEMSTONE DEVELOPMENT WEST INCS INITIAL
APPEARANCE FEE

01/15/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

Comment

INITIAL APPEARANCE FEE DISCLOSURE

01/15/2009 Summons ▼

SUMM - SUMMONS- GEMSTONE DEVE WEST INC

Comment

SUMMONS- GEMSTONE DEVE WEST INC

01/16/2009 Answer ▼

ANS - ANSWER TO FIRST AMENDED COMPLAINT

Comment

JA007642

ANSWER TO FIRST AMENDED COMPLAINT

01/16/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

Comment

INITIAL APPEARANCE FEE DISCLOSURE

01/16/2009 Answer to Amended Complaint ▼

ANS - ANSWER TO FIRST AMENDED COMPLAINT

Comment

ANSWER TO FIRST AMENDED COMPLAINT

01/22/2009 Summons ▼

SUMM - SUMMONS - COMMONWEALTH LAND TITLE INS CO

Comment

SUMMONS - COMMONWEALTH LAND TITLE INS CO

01/22/2009 Summons ▼

SUMM - SUMMONS - FIRST AMERICAN TITLE INS CO

Comment

SUMMONS - FIRST AMERICAN TITLE INS CO

01/22/2009 Summons ▼

SUMM - SUMMONS - PLATTER RIVER INSURANCE COMPANY

Comment

SUMMONS - PLATTER RIVER INSURANCE COMPANY

01/23/2009 Affidavit of Publication ▼

AFFD - AFFIDAVIT OF PUBLICATION

Comment

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01/28/2009 Appearance ▼

APPR - STATEMENT OF FACTS CONSTITUTING LIEN AND COMPLAINT

Comment

STATEMENT OF FACTS CONSTITUTING LIEN AND COMPLAINT IN INTERVENTION - Steel Structures and NV Prefab Engineers Inc

01/28/2009 Appearance ▼

JA007643

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STATEMENT OF FACTS CONSTITUTING A LIEN AND
COMPLAINTI IN INTERLEADER

01/28/2009 Answer ▼

ANS - ANSWER TO STATEMENT OF FACTS CONSTITUTING

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ANSWER TO STATEMENT OF FACTS CONSTITUTING LIEN
OF ARCH ALUMINUM AND GLASS CO

01/28/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

Comment
INITIAL APPEARANCE FEE DISCLOSURE

02/04/2009 Reply to Counterclaim ▼

RCCM - APCO CONSTRUCTIONS REPLY TO GEMSTONES
COUNTERCLAIM

Comment
APCO CONSTRUCTIONS REPLY TO GEMSTONES
COUNTERCLAIM

02/04/2009 Summons ▼

SUMM - SUMMONS- CONCRETE VISIONS INC

Comment
SUMMONS- CONCRETE VISIONS INC

02/04/2009 Acceptance of Service ▼

SERV - ACCEPTANCE OF SERVICE

Comment
ACCEPTANCE OF SERVICE

02/06/2009 Appearance ▼

APPR - CABINETEC INC'S STATEMENT OF FACTS
CONSTITUTING

Comment
CABINETEC INC'S STATEMENT OF FACTS CONSTITUTING
LIEND CLIAM AND COMPLAINT IN INTERVENTION

02/06/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

Comment
INITIAL APPEARANCE FEE DISCLOSURE

JA007644

02/12/2009 Certificate of Mailing ▼

CERT - CERTIFICATE OF SERVICE

Comment

CERTIFICATE OF SERVICE

02/13/2009 Statement ▼

STAT - AMENDED STATEMENT OF FACTS CONSTITUTING LIEN
AND COMP

Comment

AMENDED STATEMENT OF FACTS CONSTITUTING LIEN
AND COMPLAINT IN INTERVENTION

02/19/2009 Appearance ▼

Comment

AHERN RENTAL INC'S STATEMENT OF FACTS
CONSTITUTING LIEN AND COMPLAINT IN INTERVENTION

02/19/2009 Notice ▼

NOTC - NOTICE TO LIEN CLAIMANTS TO FILE AND SERVE
STATEME

Comment

NOTICE TO LIEN CLAIMANTS TO FILE AND SERVE
STATEMENTS OF FACTS CONSTITUTING THEIR LIENS

02/19/2009 Lis Pendens ▼

LISP - LIS PENDENS

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02/19/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

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INITIAL APPEARANCE FEE DISCLOSURE

02/24/2009 Statement of Facts Constituting Lien ▼

APPR - STATEMENT OF FACTS CONSTITUTING LIEN
AND COMPLAINT IN

Comment

Ahern Rental inc's Statement of Facts Constituting Lien and
Complaint in Intervention

02/24/2009 Summons ▼

JA007645

SUMM - SUMMONS - CAMCO PACIFIC CONSTRUCTION CO INC

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SUMMONS - CAMCO PACIFIC CONSTRUCTION CO INC

02/24/2009 Lis Pendens ▼

LISP - LIS PENDENS

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LIS PENDENS

02/24/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

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INITIAL APPEARANCE FEE DISCLOSURE

02/24/2009 Statement ▼

STAT - STATEMENT OF FACTS CONSTITUTING LIEN AND COMPLAINT

Comment

STATEMENT OF FACTS CONSTITUTING LIEN AND COMPLAINT IN INTERVENTION Tri City Drywall

02/26/2009 Lis Pendens ▼

LISP - NOTICE OF PENDENCY OF ACTION

Comment

NOTICE OF PENDENCY OF ACTION

02/26/2009 Statement ▼

STAT - NOORDA SHEET METAL COMPANYS STATEMENT OFFACTS CONSTIT

Comment

NOORDA SHEET METAL COMPANYS STATEMENT OF FACTS CONSTITUTING LIEN CLAIM COMPLAINT AND THIRD PARTY COMPLAINT

02/26/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

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INITIAL APPEARANCE FEE DISCLOSURE

03/03/2009 Default ▼

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DFLT - DEFAULT

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03/03/2009 Acceptance of Service ▼

SERV - ACCEPTANCE OF SERVICE - APCO CONSTRUCITON

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ACCEPTANCE OF SERVICE - APCO CONSTRUCITON

03/05/2009 Certificate ▼

CRTF - CERTIFICATE OF SERVICE OF EMPLOYERS MUTUAL
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CERTIFICATE OF SERVICE OF EMPLOYERS MUTUAL
CASUALTY COMPANY

03/05/2009 Certificate ▼

CRTF - CERTIFICATE OF SERVICE OF COMMONSWEALTH

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CERTIFICATE OF SERVICE OF COMMONSWEALTH LAND
TITLE INSURANCE COMPANY

03/09/2009 Stipulation and Order ▼

ORDR - STIPULATION AND ORDER RE FILING AND SERVICE OF
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STIPULATION AND ORDER RE FILING AND SERVICE OF
STEEL STRUCTURE INC AND NEVADA PREFAB
ENGINEERS INCS COMPLAINT IN INTERVENTION

03/09/2009 Stipulation and Order ▼

ORDR - STIPULATION AND ORDER RE FILING AND SERVICE OF
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STIPULATION AND ORDER RE FILING AND SERVICE OF
CABINETECS COMPLAINT IN INTERVENTION

JA007647

03/10/2009 Statement ▼

STAT - GEMSTONE DEVELOPMENT WEST INCS ANSWER TO
CABINETEX

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GEMSTONE DEVELOPMENT WEST INCS ANSWER TO
CABINETEX INCS STATEMENT OF FACTS CONSTITUTING
LIEN CLAIM AND COMPLAINT INTERVENTION

03/10/2009 Statement ▼

STAT - GEMSTONE DEVELOPMENT WEST INCS ANSWER
TOSTEEL STRUCTU

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GEMSTONE DEVELOPMENT WEST INCS ANSWER TO
STEEL STRUCTURES INC AND NEVADA
PREBABENGINEERS INCS AMENDED STATEMENT OF
FACTS CONSTITUTING LIEN AND COMPLAINT IN
INTERVENTION

03/11/2009 Certificate of Mailing ▼

CERT - CERTIFICATE OF MAILING OF SERVICE OF FIRST
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CERTIFICATE OF MAILING OF SERVICE OF FIRST
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03/11/2009 Affidavit of Publication ▼

AFFD - AFFIDAVIT OF PUBLICATION

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03/12/2009 Appearance ▼

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CELL CRETE FIREPROOFING OF NEVADA INC'S
STATEMENT OF FACTS CONSTITUTING LIEN AND
COMPLAINT IN INTERVENTION

03/12/2009 Notice of Entry of Order ▼

NOTC - NOTICE OF ENTRY OF STIPULATION AND
ORDERREGARDING FIL

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NOTICE OF ENTRY OF STIPULATION AND ORDER
REGARDING FILING AND SERVICE OF STEEL STRUCTURES
INC AND NEVADA PREFAB ENGINEERS INCS COMPLAINT
IN INTERVENTION

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03/12/2009 Acceptance of Service ▼

SERV - ACCEPTANCE OF SERVICE

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03/12/2009 Initial Appearance Fee Disclosure ▼

IAFD - CELL CRETE FIREPROOFING OF NEVADA INCS INITIAL APPEA

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CELL CRETE FIREPROOFING OF NEVADA INCS INITIAL APPEARANCE FEE DISCLOSURE

03/12/2009 Answer ▼

ANSW - APCO CONSTRUCTIONS ANSWER TO STEEL STRUCTURES IN

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APCO CONSTRUCTIONS ANSWER TO STEEL STRUCTURES INC AND NEVADA PREFABENGINEERS INCS AMENDED STATEMENT OF FACTS CONSTITUTING LIEN AND COMPLAINT IN INTERVENTION AND CROSS CLAIM

03/12/2009 Amended ▼

AMEN - AMENDED SUMMONS CIVIL

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AMENDED SUMMONS CIVIL

03/12/2009 Statement ▼

STAT - CELL CRETE FIREPROOFING OF NEVADA INCS STATEMENT OF

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CELL CRETE FIREPROOFING OF NEVADA INCS STATEMENT OF FACTS CONSTITUTING LIEN AND COMPLAINT IN INTERVENTION

03/16/2009 Appearance ▼

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03/16/2009 Peremptory Challenge ▼

PRMT - PEREMPTORY CHALLENGE Leavitt CASE REASSIGNED TO

JA007649

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PEREMPTORY CHALLENGE Leavitt CASE REASSIGNED TO
Walsh

03/16/2009 Notice of Department Reassignment ▼

NDR - NOTICE OF DEPARTMENT REASSIGNMENT 0

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NOTICE OF DEPARTMENT REASSIGNMENT
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03/16/2009 Initial Appearance Fee Disclosure ▼

IAFD - CAMCO PACIFIC CONSTRUCTION COMPANY INCS INITIAL
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CAMCO PACIFIC CONSTRUCTION COMPANY INCS INITIAL
APPEARANCE FEE DISCLOSURE NRS CHAPTER 19

03/16/2009 Amended ▼

AMEN - AMENDED THIRD PARTY SUMMONS CIVIL

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AMENDED THIRD PARTY SUMMONS CIVIL

03/16/2009 Answer ▼

ANSW - APCO CONSTRUCTIONS ANSWER TO CABINET INCS
STATEMEN

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APCO CONSTRUCTIONS ANSWER TO CABINET INCS
STATEMENT OF FACTS CONSTITUTING LIEN CLAIM AND
COMPLAINT IN INTERVENTION

03/17/2009 Statement ▼

STAT - GEMSTONE DEVELOPMENT WESET INCS ANSWER TO
AHERN RENT

Comment
GEMSTONE DEVELOPMENT WESET INCS ANSWER TO
AHERN RENTAL INCS STATEMENT OF FACTS
CONSTITUTING LIEN AND COMPLAINT IN INTERVENTION

03/17/2009 Stipulation and Order ▼

ORDR - STIPULATION AND ORDER

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STIPULATION AND ORDER

03/17/2009 Stipulation and Order ▼

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ORDR - STIPULATION AND ORDER ALLOWING AHERN RENTALS
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STIPULATION AND ORDER ALLOWING AHERN RENTALS
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03/18/2009 Certificate ▼

CRTF - AMENDED CERTIFICATE OF SERVICE OF GEMSTONE
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AMENDED CERTIFICATE OF SERVICE OF GEMSTONE
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COMPLAINT IN INTERVENTION

03/18/2009 Certificate ▼

CRTF - AMENDED CERTIFICATE OF SERVICE OF GEMSTONE
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AMENDED CERTIFICATE OF SERVICE OF GEMSTONE
DEVELOPMENT WESTS INCS ANSWER TO STEEL
STRUCTURES INC AND NEVADA PREFAB ENGINEERS INCS
AMENDED STATEMENT OF FACTS CONSTITUTING LIEN
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03/18/2009 Certificate of Mailing ▼

CERT - CERTIFICATE OF MAILING OF STATEMENT OF FACTS
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CERTIFICATE OF MAILING OF STATEMENT OF FACTS
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03/18/2009 Disclaimer of Interest ▼

DISC - COMMONWEALTH LAND TITLE INSURANCE COMPANY'S
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Comment

COMMONWEALTH LAND TITLE INSURANCE COMPANY'S
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03/19/2009 Notice of Entry of Order ▼

NOTC - NOTICE OF ENTRY OF ORDER

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NOTICE OF ENTRY OF ORDER

03/20/2009 Stipulation and Order ▼

JA007651

ORDR - STIPULATION AND ORDER RE FILING AND SERVICE OF ST

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STIPULATION AND ORDER RE FILING AND SERVICE OF
STEEL STRUCTURES INC AND NEVADA PREFAB
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FACTS CONSTITUTING LIEN AND COMPLAINT IN
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03/20/2009 Answer ▼

ANS - GEMSTONE DEVELOPMENT WEST INCS ANSWER
TONOORDA SHEET

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GEMSTONE DEVELOPMENT WEST INCS ANSWER TO
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03/20/2009 Statement of Facts Constituting Lien ▼

STAT - SECOND AMENDED STATEMENT OF FACTS
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03/23/2009 Motion ▼

MOT - AHERN'S MTN TO AMEND STATEMENT OF FACTS/1

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AHERN'S MTN TO AMEND STATEMENT OF FACTS/1

03/24/2009 Statement of Facts Constituting Lien ▼

APPR - STATEMENT OF FACTS CONSTITUTING LIENS

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Insulpro Projects

03/24/2009 Certificate of Mailing ▼

CERT - CERTIFICATE OF MAILING

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CERTIFICATE OF MAILING

03/24/2009 Notice ▼

NOTC - NOTICE OF LIS PENDENS

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03/24/2009 Notice of Entry of Order ▼

NOTC - NOTICE OF ENTRY OF STIPULATION AND ORDER

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NOTICE OF ENTRY OF STIPULATION AND ORDER

03/24/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE NRS CHAPTER 1

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INITIAL APPEARANCE FEE DISCLOSURE NRS CHAPTER 19

03/25/2009 Amended ▼

AMEN - HARSCO CORPORATIONS AMENDED STATEMENT
OFFACTS CONSTIT

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HARSCO CORPORATIONS AMENDED STATEMENT OF
FACTS CONSTITUTING LIEN AND COMPLAINT IN
INTERVENTION

03/27/2009 Appearance ▼

APPR - E & E FIRE PROTECTION LLC 'S STATEMENT OF FACTS
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E & E FIRE PROTECTION LLC 'S STATEMENT OF FACTS
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03/27/2009 Appearance ▼

APPR - DAVE PETERSON FRAMING LLC' S STATEMENT OF
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DAVE PETERSON FRAMING LLC' S STATEMENT OF FACTS
CONSTITUTING LIEN CLAIM COMPLAINT AND THIRD PARTY
COMPLAINT

03/27/2009 Lis Pendens ▼

LISP - NOTICE OF PENDENCY OF ACTION

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NOTICE OF PENDENCY OF ACTION

03/27/2009 Appearance ▼

APPR - PROFESSIONAL DOORS & MILLWORKS LLC'S
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JA007653

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PROFESSIONAL DOORS & MILLWORKS LLC'S STATEMENT
OF FACTS CONSTIUTING LIEN CLAIM COMPLAINT AND
THIDR PARTY COMPLAINT

03/27/2009 Lis Pendens ▼

LISP - NOTICE OF PENDENCY OF ACTION

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NOTICE OF PENDENCY OF ACTION

03/27/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

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INITIAL APPEARANCE FEE DISCLOSURE

03/27/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

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03/27/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE

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INITIAL APPEARANCE FEE DISCLOSURE

03/27/2009 Notice ▼

NOTC - NOTICE OF PENDENCY OF ACTION

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NOTICE OF PENDENCY OF ACTION

03/27/2009 Answer ▼

ANSW - APCO CONSTRUCTION'S ANSWER TO AHERN RENTAL
INC'S

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APCO CONSTRUCTION'S ANSWER TO AHERN RENTAL
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03/31/2009 Amended Answer ▼

ANS - APCO CONSTRUCITONS AMENDED ANSWER TO AHERN
RENTAL

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APCO CONSTRUCTITONS AMENDED ANSWER TO AHERN
RENTAL INC'S STATEMENT OF FACTS CONSTITUTING LIEN
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04/01/2009 Acceptance of Service ▼

SERV - ACCEPTANCE OF SERVICE

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04/01/2009 Acceptance of Service ▼

SERV - ACCEPTANCE OF SERVICE

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ACCEPTANCE OF SERVICE

04/01/2009 Answer ▼

ANS - APCO CONSTRUCTIONS ANSWER TO STEEL
STRUCTURES IN

Comment

APCO CONSTRUCTIONS ANSWER TO STEEL STRUCTURES
INC AND NEVADA PREFABENGINEERS INCS SECOND
AMENDED STATEMENT OF FACTS CONSTITUTING LIEN
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04/01/2009 Certificate ▼

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04/01/2009 Acceptance of Service ▼

SERV - ACCEPTANCE OF SERVICE - GEMSTONE DEVELOPMENT
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ACCEPTANCE OF SERVICE - GEMSTONE DEVELOPMENT
WEST INC

04/01/2009 Acceptance of Service ▼

SERV - ACCEPTANCE OF SERVICE OF AMENDED STATEMENT
OF

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ACCEPTANCE OF SERVICE OF AMENDED STATEMENT OF
FACTS CONSTITUTING LIEN AND COMPLIANT IN
INTERVENITON - GEMSTONE DEVELOPMENT WEST INC

04/03/2009 Appearance ▼

JA007655

Comment
HYDROPRESSURE CLEANING INC'S STATEMENT OF
FACTS CONSTITUTING LIEN AND COMPLAINT IN
INTERVENTION

04/03/2009 Errata ▼

ERR - ERRATUM TO ANSWER TO PLTFS AMENDED COMPLAINT

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ERRATUM TO ANSWER TO PLTFS AMENDED COMPLAINT

04/03/2009 Initial Appearance Fee Disclosure ▼

IAFD - INITIAL APPEARANCE FEE DISCLOSURE NRS CHAPTER 1

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04/03/2009 Statement of Facts Constituting Lien ▼

STAT - STATEMENT OF FACTS CONSTITUTING LIEN
AND COMPLAINT IN

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STATEMENT OF FACTS CONSTITUTING LIEN AND
COMPLAINT IN INTERVENTION Hydropressure Cleaning Inc

04/06/2009 Appearance ▼

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EZA PC DBA OZ ARCHITECTURE OF NEVADA INC'S
STATEMENT OF FACTS CONSTITUTING LIEN

04/06/2009 Appearance ▼

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EZA PC DBA OZ ARCHITECTURE OF NEVADA INC'S
STATEMENT OF FACTS CONSTITUTING LIEN

04/06/2009 Initial Appearance Fee Disclosure ▼

IAFD - EZA PC DBA OZ ARCHITECTURE OF NEVADA'S INITIAL
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EZA PC DBA OZ ARCHITECTURE OF NEVADA'S INITIAL
APPEARANCE FEE DISCLOSURE NRS CHAPTER 19

04/06/2009 Statement ▼

STAT - EZA PC DBA OZ ARCHITECTURE OF NV INC'S
STATEMENT OF

JA007656

IN THE SUPREME COURT OF THE STATE OF NEVADA

Supreme Court Case No. 77320
Consolidated with 80508

HELIX ELECTRIC OF NEVADA, LLC,

Appellant,

v.

APCO CONSTRUCTION, INC., A NEVADA CORPORATION,

Respondent.

JOINT APPENDIX
VOLUME 104

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Attorneys for Respondent

CHRONOLOGICAL APPENDIX OF EXHIBITS

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08-05-09	APCO's Answer to Helix's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA000016 – JA000030	1
04-26-10	CAMCO and Fidelity's Answer and CAMCO's Counterclaim	JA000031- JA000041	1
07-02-10	Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default	JA000042- JA000043	1
06-06-13	APCO's Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO's Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time	JA000044- JA000054	1
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09-28-17	Peel Brimley Lien Claimants' Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA000413- JA000418	7
11-06-17	Peel Brimley Lien Claimants' Motion in Limine Nos. 1-6	JA000419- JA000428	7

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 1 – Notice of Entry of Order	JA000429 JA000435	7
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.’s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC’s	JA000436- JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry’s Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000501- JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000512- JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC’s First Set of Request for Admissions to Camco Pacific Construction	JA000523- JA000533	8
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	Exhibit 4 – Excerpts from Mary Jo Allen’s Deposition Transcript taken July 18, 2017	JA000575- JA000589	9
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	Exhibit 3 – Excerpts from Samuel Zitting’s Deposition Transcript taken October 27, 2017	JA000647- JA000678	9/10
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	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865- JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC’s 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874- JA000897	12
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	Exhibit 2 - Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001043- JA001055	20
	Exhibit 3 – Special Master Order Requiring Completion of Questionnaire	JA001056- JA001059	20
	Exhibit 4 – Excerpts from the Deposition Transcript of the 30(b)(6) Witness for Helix Electric of Nevada taken July 20, 2017	JA001060- JA001064	20
	Exhibit 5 - Excerpts from the Deposition Transcript of David E. Parry taken June 20, 2017	JA001065 JA001132	20/21
11-15-17	APCO Construction, Inc.'s Reply in Support of its Omnibus Motion in Limine	JA001133 JA001148	21

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	Exhibit 1 – Special Master Report Regarding Discovery Status	JA001149- JA001151	21
	Exhibit 2 – Notice of Taking NRCP Rule 30(b)(6) Deposition of the Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA001152- JA001160	21
12-29-17	Notice of Entry of Order Granting Peel Brimley Lien Claimants’ Motion in <i>Limine</i> 1-6	JA001161- JA001169	22
12-29-17	Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC’s Motion in <i>Limine</i> 1-4	JA001170- JA001177	22
12-29-17	Notice of Entry of Order Granting in Part and Denying in Part APCO Construction’s Omnibus Motion in <i>Limine</i>	JA001178- JA001186	22
01-03-18	Notice of Entry of Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001187- JA001198	22
01-04-18	Motion for Reconsideration of Court’s Order Granting Peel Brimley Lien Claimants’ Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time	JA001199- JA001217	22
	Exhibit 1 – Subcontract Agreement (Helix Electric of Nevada, LLC)	JA001218- JA001245	22/23/24
	Exhibit 2 – Subcontract Agreement (Zitting Brothers)	JA001246- JA001263	24

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 3 – Subcontract Agreement (CabineTec)	JA001264- JA001281	24/25
	Exhibit 4 – Amended Notice of Lien	JA001282- JA001297	25
	Exhibit 5 - Amended NOL	JA001298- JA001309	25
	Exhibit 6 – Notice of Lien	JA001310- JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314- JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377- JA001380	26
	Exhibit 9 – Order Denying <i>En Banc</i> Reconsideration	JA001381- JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386- JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393- JA001430	26
	Exhibit 12 – Order Big D Construction Corp.’s Motion for Attorney’s Fees, Costs and Interest Pursuant to Judgment	JA001431- JA001435	26
	Exhibit 13 – Appellant’s Opening Brief (Padilla v. Big D)	JA001436- JA001469	26
	Exhibit 14 – Respondent’s Answering Brief	JA001470- JA001516	26/27
	Exhibit 15 – Appellant’s Reply Brief (Padilla v. Big D)	JA001517- JA001551	27
01-09-18	Peel Brimley Lien Claimants’ Opposition to APCO Construction’s Motion for Reconsideration of Order	JA001552- JA001560	27

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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01-10-18	Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time	JA001561- JA001573	27
01-12-18	Joint Pre-Trial Memorandum [for APCO Construction, Inc., the Peel Brimley Lien Claimants and National Wood Products, LLC ONLY]	JA001574- JA001594	27/28
	Exhibit 1 – Exhibit List APCO	JA001595- JA001614	28
	Exhibit 2 – Helix Trial Exhibits	JA001615- JA001616	28
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA001617- JA001635	28
	Exhibit 4 – Cactus Rose Trial Exhibits	JA001636- JA001637	28
	Exhibit 5 – Heinaman Trial Exhibits	JA001638- JA001639	28
	Exhibit 6 – Fast Glass Trial Exhibits	JA001640- JA001641	28
	Exhibit 7 – SWPPP Trial Exhibits	JA001642- JA001643	28
	Exhibit 8 - Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion <i>in Limine</i>	JA001644- JA001647	28

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	Exhibit 9 - Amended <i>nunc pro tunc</i> order regarding APCO Construction, Inc.'s Omnibus Motion <i>in Limine</i> No. 7	JA001648- JA001650	28
	Exhibit 10 - Order Granting in Part and Denying in part Helix Electric of Nevada, LLC's Motions <i>in Limine</i> 1-4 (Against APCO Construction)	JA001651- JA001653	28
	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654- JA001657	28
	Exhibit 12 - Order Granting Plaintiff in Intervention, National Wood Products, Inc.'s Motion <i>in Limine</i>	JA001658- JA001660	28
	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661- JA00167	28/9/29
01-17-18	Transcript Bench Trial (Day 1)¹	JA001668- JA001802	29/30
	Trial Exhibit 1 - Grading Agreement (<i>Admitted</i>)	JA001803- JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement (<i>Admitted</i>)	JA001826- JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement (<i>Admitted</i>)	JA001869- JA001884	30

¹ Filed January 31, 2018

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work <i>(Admitted)</i>	JA001975- JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work <i>(Admitted)</i>	JA001979- JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) <i>(Admitted)</i>	JA001981- JA001987	32
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) <i>(Admitted)</i>	JA001988- JA002001	32
	Trial Exhibit 14 - Letter from W. Gochmour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause <i>(Admitted)</i>	JA002002- JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices <i>(Admitted)</i>	JA002011- JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks <i>(Admitted)</i>	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract <i>(Admitted)</i>	JA002015- JA002016	33

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	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record (<i>Admitted</i>)	JA002017- JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks (<i>Admitted</i>)	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment (<i>Admitted</i>)	JA002025- JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP (<i>Admitted</i>)	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner (<i>Admitted</i>)	JA002082- JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement (<i>Admitted</i>)	JA002121- JA002146	35
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO (<i>Admitted</i>)	JA002147- JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice (<i>Admitted</i>)	JA002177- JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice (<i>Admitted</i>)	JA002182- JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors (<i>Admitted</i>)	JA002186- JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions (<i>Admitted</i>)	JA002189 – JA002198	36

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	Exhibit 1 – Exhibit List APCO	JA002208- JA002221	36
	Exhibit 2 – Helix Trial Exhibits	JA002222- JA002223	36
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224- JA002242	36/37
	APCO TRIAL EXHIBITS:		
	APCO Related Exhibits:		
	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244- JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283- JA002284	38
	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A

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	Trial Exhibit 29 - Email from J. Robbins to Subcontractors re: Billing Cut-Off for August Billing	JA002285	39
	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286- JA002306	39
	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307- JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309- JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311- JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313- JA002314	40
	Exhibit 36 and 130 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002315- JA002316	40
	Trial Exhibits 37 and 131 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002317- JA002318	40
	Trial Exhibits 38 and 132 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002319- JA002320	41

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 39 -Email from K. Costen to Subcontractors informing that Manhattan West Project no longer open	JA002321- JA002322	41
	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
	Trial Exhibit 46 - Helix Pay Application No. 16713-008R1 with Proof of Payment	JA002327- JA002345	41
	Trial Exhibit 47 - Helix Pay Application No. 16713-009R1 with Proof of Payment	JA002346- JA002356	41
	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357- JA002358	41
	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359- JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365- JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367- JA002368	42
	Trial Exhibit 52 -Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002369- JA002370	42
	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371- JA002372	42

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373- JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375- JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377- JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379- JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382- JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392- JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406- JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413- JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416- JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418- JA002419	43
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<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424- JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435- JA002436	43
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437- JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439- JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441- JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443- JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445- JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447- JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448- JA002449	43

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457- JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting (\$27,973.80); Progress Payment No. 7	JA002495- JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498- JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 “pending”	JA002501- JA002503	44
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour	JA002504- JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour with copies of change orders	JA002506- JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527- JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting (\$27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530- JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532- JA002533	44

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	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534- JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536- JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538- JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550- JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542- JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544- JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546- JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551- JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564- JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO (\$33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568- JA002571	44
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572- JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576- JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578- JA002579	46
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<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582- JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592- JA002598	46
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	Trial Exhibit 160 - Documents provided for settlement	JA002599- JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613- JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652- JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677- JA002713	48
	Trial Exhibit 171 - Work Order No. 100	JA002714- JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719- JA002730	48

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731- JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746- JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748- JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752- JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772- JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798- JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826- JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029- JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334- JA003338	55
	Helix Trial Exhibits:		
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57 /58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61

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	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65 /66/67/ 68/69/70/ 71/72 /73/74/75 /76/77
01-19-18	Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA005282- JA005283	78
01-18-18	Transcript – Bench Trial (Day 2)²	JA005284- JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) (<i>Admitted</i>)	JA005371- JA005623	78/79/80
01-19-18	Transcript – Bench Trial (Day 3)³	JA005624- JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint (<i>Admitted</i>)	JA005786- JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone (<i>Admitted</i>)	JA005802- JA005804	80

² Filed January 31, 201879

³ Filed January 31, 2018

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	Trial Exhibit 320 – June-August Billings—not paid to APCO (<i>Admitted</i>)	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec (<i>Admitted</i>)	JA005806-	80
	Trial Exhibit 536 – Lien math calculations (handwritten) (<i>Admitted</i>)	JA005807- JA005808	80
	Trial Exhibit 804 – Camco Correspondence (<i>Admitted</i>)	JA005809- JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien (<i>Admitted</i>)	JA005817- JA005819	81
01-24-18	Transcript – Bench Trial (Day 5)⁴	JA005820- JA005952	81
03-08-18	Letter to Judge Denton submitting Helix Electric of Nevada, LLC’s (Proposed) Findings of Fact and Conclusions of Law	JA005953- JA005985	81
03-08-18	Letter to Judge Denton submitting APCO Construction, Inc.’s Proposed Findings of Fact and Conclusions of Law	JA005986- JA006058	8/821
03-08-18	APCO Construction Inc.’s Post-Trial Brief	JA006059- JA006124	82/83
03-23-18	APCO Opposition to Helix Electric of Nevada, LLC’s Findings of Fact and Conclusions of Law	JA006125- JA006172	83/84
03-23-18	Helix Electric of Nevada, LLC’s Responses to APCO Construction’s Post-Trial Brief	JA006173- JA006193	84
04-25-18	Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO	JA006194- JA006264	84/85

⁴ Filed January 31, 201883

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05-08-18	APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA006265- JA006284	85
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285- JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357- JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370- JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386- JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399- JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403- JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407- JA006411	87
	Exhibit 7A – Billing Entries	JA006412- JA006442	87/88

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	Exhibit 7B – Time Recap	JA006443- JA006474	88
	Exhibit 8 – Declaration of Cody S. Munteer, Esq. in Support of Motion for Attorney’s Fees and Costs	JA006475- JA006478	88
	Exhibit 9 – APCO Construction, Inc.’s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479- JA006487	88
	Exhibit 10 – Depository Index	JA006488- JA006508	88/89
05-08-18	Helix Electric of Nevada, LLC’s Motion to Retax Costs Re: Defendant APCO Construction’s Memorandum of Costs and Disbursements	JA006509- JA006521	89
05-31-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]	JA006522 JA006540	89
06-01-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.’s Against APCO Construction, Inc.]	JA006541 JA006550	90
06-01-18	Helix Electric of Nevada, LLC’s Motion for Attorneys’ Fees, Interest and Costs	JA006551- JA006563	90
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564- JA006574	90

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575- JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581- JA006601	90
	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC’s Motion for Attorneys’ Fees, Interest and Costs	JA006583- JA006588	90
	Exhibit 5 – Summary of Fees	JA006589- JA006614	90
06-15-18	APCO Construction, Inc.’s Opposition to Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.’s Motions to Retax Costs	JA006615- JA006637	90/91
	Exhibit 1-A Declaration of Mary Bacon in Support of APCO’s Supplement to its Motion for Attorney’s Fees	JA006635 JA006638	91
	Exhibit 1-B – Declaration of Cody Munteer in Support of APCO’s Supplement to its Motion for Attorney’s Fees	JA006639- JA006916	91/92/93 94/95/96
06-15-18	Helix Electric of Nevada, LLC’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA006917 – JA006942	96
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943- JA006948	96

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955- JA006958	96
	Exhibit 4 – Order Denying <i>En Banc</i> Reconsideration	JA006959- JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA006964- JA006978	96
	Exhibit 6A – Interstate Plumbing and Air Conditioning, LLC’s Response to Special Master Questionnaire	JA006977- JA006980	96
	Exhibit 6B – Nevada Prefab Engineers, Inc.’s Response to Special Master Questionnaire	JA006981- JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.’s Response to Special Master Questionnaire	JA006985- JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal’s Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC’s Special Master Questionnaire	JA007002- JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006- JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037- JA007060	97

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042- JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff’s Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054- JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057- JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction’s Omnibus Motion <i>in Limine</i>	JA007060- JA007088	97
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC’s Motion in Limine (against APCO Construction)	JA007070- JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions’ Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079- JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction’s Motion for Reconsideration of Order Granting Partial Summary	JA007085- JA007087	97

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06-15-18	Declaration of S. Judy Hirahara in support of National Woods’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA007121- JA007189	98
06-18-18	Plaintiff in Intervention National Wood Products, Inc.’s Joinder to Helix Electric of Nevada, LLC’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA007190- JA007192	99
06-21-18	Helix Electric of Nevada, LLC’s Notice of Non-Opposition to its Motion for Attorney’s Fees, Interest and Costs	JA007193- JA007197	99
06-29-18	APCO Construction, Inc.’s Reply in Support of its Motion for Attorney’s Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA007198- JA007220	99
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221- JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223- JA007224	99

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07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246- JA007261	100
08-08-18	Court's Decision on Attorneys' Fees and Cost Motions	JA007262- JA007280	100
09-28-18	Notice of Entry of (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281- JA007299	100
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300- JA007312	100/101
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007313- JA007315	101

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	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.	JA007332- JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336- JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345- JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395- JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of Nevada, LLC, SWPPP Compliance	JA007401- JA007517	102/103

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528- JA007541	103
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	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543- JA007585	103
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	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130- JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants’ Motions for Partial Summary Judgment Against Gemstone Development West	JA008139- JA008141	109
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	Exhibit 10H – Complaint re Foreclosure	JA008178- JA008214	109
	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215- JA008230	109
	Exhibit 10J – APCO Construction’s Answer to Accuracy Glass & Mirror Company’s First Amended Complaint re Foreclosure	JA008231- JA008265	109/110
	Exhibit 10K – Answer to Accuracy Glass & Mirror Company, Inc.’s Complaint and Camco Pacific Construction, Inc.’s Counterclaim	JA008266- JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.’s Answer to Camco Pacific Construction Company’s Counterclaim	JA008286- JA008290	110
	Exhibit 10M – Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291- JA008306	110
	Exhibit 10N – APCO Construction’s Answer to Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307- JA008322	110
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	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348- JA008367	110
	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368- JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenetec Against APCO	JA008379- JA008450	110/111
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	Exhibit 10U – APCO Construction's Answer to WRG Design Inc.'s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468- JA008483	111
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	Exhibit 10Y – Heinaman Contract Glazing's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518- JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction's Counterclaim	JA008531- JA008551	111
	Exhibit 10AA – Notice of Entry of Granting Heinaman Glazing's Motion for Attorneys's Fees, Interest and Costs	JA008552- JA008579	111/112
	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561- JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing's Answer to Camco Pacific Construction Company's Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589- JA00861	112
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	Exhibit 10GG – HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625- JA008642	112
	Exhibit 10HH – APCO Construction's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643- JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658- JA008664	112
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	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682- JA008685	112
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	Exhibit 10OO – Amended Notice of Appeal	JA008724- JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730- JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737- JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747- JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875- JA008758	113
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	Exhibit 14 – Docket/United Subcontractors, Inc. dba Skyline Insulation’s Motion to Enforce Settlement Agreement and Enter Judgment	JA008762- JA008788	113
	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789- JA008798	113

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	Exhibit 1 – Order to File Amended Docketing Statement	JA008822- JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825- JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent’s Response to Order to Show Cause	JA008829- JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893- JA008896	116
	Exhibit 5 – Chart of Claims	JA008897- JA008924	116
	Exhibit 6 – Answer to Helix Electric’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company, Inc.’s Counterclaim	JA008925- JA008947	116/117
	Exhibit 7 – Answer to Cactus Rose’s Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.’s Counterclaim	JA008948- JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008966- JA008986	117/118

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	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011- JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025- JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039- JA009110	118/119
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	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114- JA009116	119
08-29-19	Helix Electric of Nevada LLC's Reply to APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II)	JA009117- JA009123	119

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01-29-20	Notice of Appeal	JA009132- JA009136	119/120
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA009137- JA009166	120
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148- JA009156	120
02-11-20	Case Appeal Statement	JA009157- JA009163	120
02-11-20	APCO's Notice of Cross Appeal	JA009164- JA010310	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorney's Fees and Costs; (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA009168- JA009182	120

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357- JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370- JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386- JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399- JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403- JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407- JA006411	87
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	Exhibit 9 – APCO Construction, Inc.’s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479- JA006487	88
	Exhibit 10 – Depository Index	JA006488- JA006508	88/89
06-06-13	APCO’s Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO’s Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time	JA000044- JA000054	1
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (I) APCO’s Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO’s Motion for Judgment Against Gemstone Only	JA000055- JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317- JA000326	6
02-11-20	APCO’s Notice of Cross Appeal	JA009164- JA010310	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.’s Motion for Attorney’s Fees and Costs; (2) Granting APCO Construction, Inc.’s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC’s	JA009168- JA009182	114

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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11-06-17	APCO Construction, Inc.'s Omnibus Motion <i>in Limine</i>	JA000590 JA000614	9
	Exhibit 1 – Second Amended Notice of taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA000615- JA000624	9
	Exhibit 2 – Zitting Brothers Construction, Inc.'s Motion for Partial Summary Judgment Against APCO Construction	JA000625- JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting's Deposition Transcript taken October 27, 2017	JA000647- JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679- JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731- JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809- JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827- JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832- JA000837	12
	Exhibit 9 – Email from Eric Zimbelman dated October 17, 2017	JA000838- JA000844	12
	Exhibit 10 – Special Master Report, Recommendation and District Court Order	JA00845- JA000848	12

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 11 – Plaintiff in Intervention, National Wood Products, Inc.’s Initial Disclosures Pursuant to NRCP 16.1	JA000849- JA000856	12
	Exhibit 12 – Plaintiff in Intervention, National Wood Products, Inc.’s First Supplemental Disclosures Pursuant to NRCP 16.1	JA000857- JA000864	12
	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865- JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC’s 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874- JA000897	12
03-23-18	APCO Opposition to Helix Electric of Nevada, LLC’s Findings of Fact and Conclusions of Law	JA006125- JA006172	83/84
08-16-19	APCO’s Opposition to Helix Electric of Nevada LLC’s Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA008811- JA008821	114
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822- JA008824	114
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	Exhibit 3 – Appellant/Cross-Respondent’s Response to Order to Show Cause	JA008829- JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893- JA008896	116
	Exhibit 5 – Chart of Claims	JA008897- JA008924	116
	Exhibit 6 – Answer to Helix Electric’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008925- JA008947	116/117

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Exhibit 7 – Answer to Cactus Rose's Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.'s Counterclaim	JA008948- JA008965	117
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	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987- JA008998	118
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11-14-17	Camco Pacific Construction Company, Inc.’s Opposition to Lien Claimants’ Motions in Limine Nos. 1-6	JA000898- JA000905	12
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	Exhibit B – Scott Financial Corporation’s April 28, 2009 letter to the Nevada State Contractor’s Board	JA000908- JA000915	2/13
	Exhibit C – E-mail from Alex Edelstein dated December 15, 2008 Re: Letter to Subs	JA000916- JA000917	13
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	Exhibit 10N – APCO Construction’s Answer to Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307- JA008322	110
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	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC’s Motion for Attorney’s Fees, Interest and Costs	JA008339 JA008347	110
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	Exhibit 10U – APCO Construction’s Answer to WRG Design Inc.’s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468- JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.’s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc’s Counterclaim	JA008484- JA008504	111
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	Exhibit 10Y – Heinaman Contract Glazing’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518- JA008549	111
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	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint and Camco Pacific Construction, Inc.’s Counterclaim	JA008602- JA008621	112
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622- JA008624	112
	Exhibit 10GG – HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625- JA008642	112
	Exhibit 10HH – APCO Construction’s Answer to HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643- JA008657	112
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	Exhibit 10MM – Scott Financial Corporation's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694- JA008717	112/113
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	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955- JA006958	96
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	Exhibit 3 – Special Master Order Requiring Completion of Questionnaire	JA001056- JA001059	20
	Exhibit 4 – Excerpts from the Deposition Transcript of the 30(b)(6) Witness for Helix Electric of Nevada taken July 20, 2017	JA001060- JA001064	20
	Exhibit 5 - Excerpts from the Deposition Transcript of David E. Parry taken June 20, 2017	JA001065 JA001132	20/21
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03-23-18	Helix Electric of Nevada, LLC's Responses to APCO Construction's Post-Trial Brief	JA006173- JA006193	84
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01-12-18	Joint Pre-Trial Memorandum [for APCO Construction, Inc., the Peel Brimley Lien Claimants and National Wood Products, LLC ONLY]	JA001574- JA001594	27/28
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	Exhibit 6 – Fast Glass Trial Exhibits	JA001640- JA001641	28
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	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654- JA001657	28
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	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661- JA001667	28/9/29
03-08-18	Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law	JA005986- JA006058	8/821
03-08-18	Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law	JA005953- JA005985	81
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	Exhibit 9 – Order Denying <i>En Banc</i> Reconsideration	JA001381- JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386- JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393- JA001430	26
	Exhibit 12 – Order Big D Construction Corp.’s Motion for Attorney’s Fees, Costs and Interest Pursuant to Judgment	JA001431- JA001435	26
	Exhibit 13 – Appellant’s Opening Brief (Padilla v. Big D)	JA001436- JA001469	26
	Exhibit 14 – Respondent’s Answering Brief	JA001470- JA001516	26/27
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	Notice of Appeal	JA009132- JA009136	119/120
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention	JA009137- JA009166	120

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09-28-18	Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281- JA007299	100
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07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238- JA007245	100
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12-29-17	Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion <i>in Limine</i> 1-6	JA001161- JA001169	22
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07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007332- JA007334	101
07-02-10	Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default	JA000042- JA000043	1
08-02-17	Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and <i>Ex Parte</i> Application for Order Shortening Time	JA000328- JA000342	6
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343- JA000379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380- JA000392	6
11-06-17	Peel Brimley Lien Claimants' Motion <i>in Limine</i> Nos. 1-6	JA000419- JA000428	7
	Exhibit 1 – Notice of Entry of Order	JA000429	7

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		JA000435	
	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.’s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC’s	JA000436- JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry’s Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000501- JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000512- JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC’s First Set of Request for Admissions to Camco Pacific Construction	JA000523- JA000533	8
09-28-17	Peel Brimley Lien Claimants’ Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA000413- JA00418	7
01-09-18	Peel Brimley Lien Claimants’ Opposition to APCO Construction’s Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001552- JA001560	27
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06-15-18	Plaintiff in Intervention National Wood Products, Inc.'s Opposition to APCO Construction's Motion for Attorneys' Fees and Costs	JA007095- JA007120	97/98
07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246- JA007261	100
01-10-18	Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time	JA001561- JA001573	27
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	Exhibit 1 – Exhibit List APCO	JA002208- JA002221	36
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	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224- JA002242	36/37
	APCO TRIAL EXHIBITS:		
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	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244- JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283- JA002284	38

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 17 – Video (Construction Project)	JA002285	N/A
	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A
	Trial Exhibit 29 - Email from J. Robbins to Subcontractors re: Billing Cut-Off for August Billing	JA002285	39
	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286- JA002306	39
	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307- JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309- JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311- JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313- JA002314	40
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<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibits 37 and 131 -Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002317- JA002318	40
	Trial Exhibits 38 and 132 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002319- JA002320	41
	Trial Exhibit 39 -Email from K. Costen to Subcontractors informing that Manhattan West Project no longer open	JA002321- JA002322	41
	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
	Trial Exhibit 46 - Helix Pay Application No. 16713-008R1 with Proof of Payment	JA002327- JA002345	41
	Trial Exhibit 47 - Helix Pay Application No. 16713-009R1 with Proof of Payment	JA002346- JA002356	41
	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357- JA002358	41
	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359- JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365- JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367- JA002368	42
	Trial Exhibit 52 -Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002369- JA002370	42
	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371- JA002372	42

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 54 - Photo re: Building - 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002373- JA002374	42
	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375- JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377- JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379- JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382- JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392- JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406- JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413- JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416- JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418- JA002419	43
	Trial Exhibit 64 - Photo re: Building 2 & 3, West	JA002420- JA002421	43
	Trial Exhibit 65 - Photo re: Building 2 & 3, South	JA002422- JA002423	43
	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424- JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435- JA002436	43

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437- JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439- JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441- JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443- JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445- JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447- JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448- JA002449	43
	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450- JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457- JA002494	43
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	Trial Exhibit 100 - Check No. 14392 payable to Zitting (\$27,973.80); Progress Payment No. 7	JA002495- JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498- JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 “pending”	JA002501- JA002503	44

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour	JA002504- JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour with copies of change orders	JA002506- JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527- JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting (\$27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530- JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532- JA002533	44
	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534- JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536- JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538- JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550- JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542- JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544- JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546- JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551- JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564- JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO (\$33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568- JA002571	44

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	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572- JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576- JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578- JA002579	46
	Trial Exhibit 129 - Photo of Video (Construction Project)	JA002580- JA002581	46
	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582- JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592- JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599- JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613- JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652- JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
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<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 171 - Work Order No. 100	JA002714- JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719- JA002730	48
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731- JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746- JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748- JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752- JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772- JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798- JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826- JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029- JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334- JA003338	55
	Helix Trial Exhibits:		

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57/ 58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61
	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65/66/6 7/ 68/69/70 /71/72 /73/74/75/ 76/77
01-17-18	Transcript Bench Trial (Day 1)⁵	JA001668- JA001802	29/30
	Trial Exhibit 1 - Grading Agreement (Admitted)	JA001803- JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement (Admitted)	JA001826- JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement (Admitted)	JA001869- JA001884	30
	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone (Admitted)	JA001885- JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work (Admitted)	JA001975- JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work (Admitted)	JA001979- JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) (Admitted)	JA001981- JA001987	32

⁵ Filed January 31, 2018

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) <i>(Admitted)</i>	JA001988- JA002001	32
	Trial Exhibit 14 - Letter from W. Gochmour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause <i>(Admitted)</i>	JA002002- JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices <i>(Admitted)</i>	JA002011- JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks <i>(Admitted)</i>	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract <i>(Admitted)</i>	JA002015- JA002016	33
	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record <i>(Admitted)</i>	JA002017- JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks <i>(Admitted)</i>	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment <i>(Admitted)</i>	JA002025- JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP <i>(Admitted)</i>	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner <i>(Admitted)</i>	JA002082- JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement <i>(Admitted)</i>	JA002121- JA002146	35

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO (<i>Admitted</i>)	JA002147- JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice (<i>Admitted</i>)	JA002177- JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice (<i>Admitted</i>)	JA002182- JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors (<i>Admitted</i>)	JA002186- JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions (<i>Admitted</i>)	JA002189 – JA002198	36
01-18-18	Transcript – Bench Trial (Day 2)⁶	JA005284- JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) (<i>Admitted</i>)	JA005371- JA005623	78/79/80
01-19-18	Transcript – Bench Trial (Day 3)⁷	JA005624- JA005785	80
	Trial Exhibit 231 – Helix Electric’s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint (<i>Admitted</i>)	JA005786- JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix’s Motion for Partial Summary Judgment against Gemstone (<i>Admitted</i>)	JA005802- JA005804	80
	Trial Exhibit 320 – June-August Billings—not paid to APCO (<i>Admitted</i>)	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec (<i>Admitted</i>)	JA005806-	80

⁶ Filed January 31, 201879

⁷ Filed January 31, 2018

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 536 – Lien math calculations (handwritten) (<i>Admitted</i>)	JA005807- JA005808	80
	Trial Exhibit 804 – Camco Correspondence (<i>Admitted</i>)	JA005809- JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien (<i>Admitted</i>)	JA005817- JA005819	81
01-24-18	Transcript – Bench Trial (Day 5)⁸	JA005820- JA005952	81
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300- JA007312	100/101

⁸ Filed January 31, 2018

Comment
EZA PC DBA OZ ARCHITECTURE OF NV INCS STATEMENT
OF FACTS CONSTITUTING LIEN

04/06/2009 Lis Pendens ▼

LISP - EZA PC DBA OZ ARCHITECTURE OF NEVADAS NOTICE OF
LIS

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EZA PC DBA OZ ARCHITECTURE OF NEVADAS NOTICE OF
LIS PENDENS

04/07/2009 Third Party Summons ▼

SUMM - THIRD PARTY SUMMONS CIVIL VIA US MAIL FIDELITY
AND

Comment
THIRD PARTY SUMMONS CIVIL VIA US MAIL FIDELITY AND
DEPOSIT CO OF MARYLAND

04/07/2009 Summons ▼

SUMM - SUMMONS - FIDELITY & DEPOSIT CO OF MARYLAND

Comment
SUMMONS - FIDELITY & DEPOSIT CO OF MARYLAND

04/07/2009 Summons ▼

SIO - SUMMONS - CSC SERVICES VIA US MAIL

Comment
SUMMONS - CSC SERVICES VIA US MAIL

04/08/2009 Affidavit of Service ▼

AOS - AFFIDAVIT OF SERVICE - KELLY MARSHALL

Comment
AFFIDAVIT OF SERVICE - KELLY MARSHALL

04/08/2009 Affidavit of Service ▼

AOS - AFFIDAVIT OF SERVICE - ACCURCY OF GLASS AND
MIRROR IN

Comment
AFFIDAVIT OF SERVICE - ACCURCY OF GLASS AND
MIRROR INC

04/09/2009 Affidavit of Service ▼

AOS - AFFIDAVIT OF SERVICE - CONCRETE VISIONS INC

Comment
JA007657

AFFIDAVIT OF SERVICE - CONCRETE VISIONS INC

04/09/2009 Notice ▼

NOTC - NOTICE OF APPEARANCE

Comment

NOTICE OF APPEARANCE

04/14/2009 Acceptance of Service ▼

SERV - ACCEPTANCE OF SERVICE MISC DOCS 04-09-09

Comment

ACCEPTANCE OF SERVICE MISC DOCS 04-09-09

04/14/2009 Acceptance of Service ▼

SERV - ACCEPTANCE OF SERVICE MISC DOCS 04-09-09

Comment

ACCEPTANCE OF SERVICE MISC DOCS 04-09-09

04/14/2009 Acceptance of Service ▼

SERV - ACCEPTANCE OF SERVICE - CAMCO PACIFIC
CONSTRUCTION

Comment

ACCEPTANCE OF SERVICE - CAMCO PACIFIC
CONSTRUCTION COMPANY INC

04/14/2009 Supplemental ▼

SUPP - AHERN RENTAL INCS SUPPLEMENTAL MOTION
TO AMEND STATEME

Comment

AHERN RENTAL INCS SUPPLEMENTAL MOTION TO AMEND
STATEMENT OF FACTS CONSTITUTING LIEN AND
COMPLAINT IN INTERVENTION

04/15/2009 Conversion Case Event Type ▼

INVT - DEFT'S MOTION TO INTERVENE /2

Comment

DEFT'S MOTION TO INTERVENE /2

04/15/2009 Summons ▼

SUMM - SUMMONS - CAMCO PACIFIC CONSTRUCTION CO INC

Comment

SUMMONS - CAMCO PACIFIC CONSTRUCTION CO INC

04/17/2009 Three Day Notice of Intent to Defend **JA007658**

NOTC - NOORDA SHEET METAL COMPANYS THREE DAY
NOTICE OF INT

Comment

NOORDA SHEET METAL COMPANYS THREE DAY NOTICE
OF INTENT TO TAKE DEFAULT

04/17/2009 Three Day Notice of Intent to Default ▼

Comment

NOORDA SHEET METAL COMPANYS THREE DAY NOTICE
OF INTENT TO TAKE DEFAULT

04/17/2009 Reply to Counterclaim ▼

ANS - APCO CONSTRUCTIONS ANSWER TO INSULPRO
PROJECT INCS

Comment

APCO CONSTRUCTIONS ANSWER TO INSULPRO PROJECT
INCS COUNTERCLAIM AGAINST APCO CONSTRUCTION

04/20/2009 Answer ▼

Answer

Comment

Scott Financial Corporations Anser to Insulpro Projects Incs
Statement of Facts Constituting Lien

04/21/2009 Answer ▼

Answer

Comment

Scott Financial Corps Answer to Insulpro Projects Incs"s
statement of Facts Constituting Lien

04/21/2009 Motion to Consolidate ▼

Motion to Consolidate

Comment

Apco Construction's Motion to Consolidate With Case Nos.
A574391, A574792, A577623, A579963, A583289, A584730,
and A587168

04/22/2009 Acceptance of Service ▼

Acceptance of Service

Comment

Acceptance of Service of Amended Statement of Facts
Constituting Lien and Complaint in Intervention

04/22/2009 Disclaimer of Interest ▼

JA007659

Disclaimer of Interest

Comment

First American Title Ins Co Disclaimer of Interest

04/24/2009 Statement of Facts Constituting Lien ▼

Statement

Comment

Statement of Facts Constituting Lien and Complaint in Intervention-Pressure Grout Company

04/24/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

Comment

E&E Fire Protection, LLC's Three Day Notice of Intent to Default

04/24/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

Comment

Initial Appearance Fee Disclosure

04/24/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

Comment

Dave Peterson Framing Inc's Three Day Notice of Intent to Take Default on Gemstone Development West Inc

04/24/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

Comment

Professional Doors and Millworks LLCs Three Day Notice of Intent to Take Default

04/29/2009 Opposition to Motion ▼

Opposition to Motion

Comment

Ahern Rental's Limited Opposition to Motion to consolidate

04/29/2009 Answer ▼

Answer

Comment

APCO Construction's Answer to Cell-Crete Fireproofing of Nevada, Inc's Statement of Facts Constituting Lien and Complaint in Intervention and Cross-Claim **JA007660**

04/29/2009 Affidavit of Service ▼

Affidavit of Service

Comment

Affidavit of Service

04/30/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Professional Doors and Millworks, LLC's Statement of Fa

Comment

Gemstone Development West, Inc.'s Answer to Professional Doors and Millworks, LLC's Statement of Facts Constituting lien Claim, Complaint and Third Party Complaint

04/30/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to E&E Fire Protection, LLC's Statement of Facts Constitut

Comment

Gemstone Development West, Inc.'s Answer to E&E Fire Protection, LLC's Statement of Facts Constituting Lien Claim, Complaint and Third Party Complaint

04/30/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Dave Peterson Framing, Inc.'s Statement of Facts Consti

Comment

Gemstone Development West, Inc.'s Answer to Dave Peterson Framing, Inc.'s Statement of Facts Constituting Lien Claim, Complaint and Third Party Complaint

04/30/2009 Certificate of Mailing

04/30/2009 Certificate of Mailing ▼

Certificate of Mailing

Comment

Certificate of Mailing

04/30/2009 Summons ▼

Summons

05/01/2009 Joinder ▼

Joinder

JA007661

Comment

Scott Financial Corporation's Moinder in Motion to Consolidate with Case Nos. A574391, A574792, A579963, A583289, A584730 and A587168

05/01/2009 Summons ▼

Summons

Comment

Summons (Affidavit of Service of Summons, Statement of Facts, and Check #13594)- Fidelity and Deposit Company of Maryland

05/01/2009 Summons ▼

Summons

Comment

Summ-Apco Construction

05/01/2009 Summons ▼

Summons

Comment

Summons (Affidavit of Service of Summons and Statement of Facts) - Camco Pacific Construction Company, Inc

05/01/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

Comment

Three Day Notice of Intent to Default

05/04/2009 Default ▼

Default

Comment

Default - Concrete Visions Inc

05/04/2009 Opposition ▼

Opposition to Motion to Consolidate

Comment

Opposition to Motion to Consolidate

05/04/2009 Notice of Non Opposition ▼

Notice of Non Opposition

Comment

Insulpro Projects, Inc's Notion of Non-Opposition to Apco Construction's Motion to Consolidate

JA007662

05/04/2009 Certificate of Mailing ▼

Certificate of Mailing

Comment

Certificate of Mailing

05/04/2009 Notice of Lis Pendens ▼

Notice of Lis Pendens

Comment

Notice of Lis Pendens

05/05/2009 Motion to Intervene ▼

Motion to Intervene

Comment

The Masonry Group Nevada Inc.'s Motion to Intervene

05/05/2009 Motion to Dismiss ▼

Camco Pacific Construction's and Fidelity and Deposit Company of Maryland's Motion to Dismiss the T

Comment

Camco Pacific Construction's and Fidelity and Deposit Company of Maryland's Motion to Dismiss the T

05/05/2009 Motion to Intervene ▼

Hydropressure Cleaning, Inc.'s Motion to Intervene

Comment

Hydropressure Cleaning, Inc.'s Motion to Intervene

05/05/2009 Answer ▼

Answer

Comment

Answer to Noorda Sheet Metal Companys Third Party Complaint and Camco Pacific Constructions Counterclaim

05/05/2009 Answer to Third Party Complaint ▼

Answer to Third Party Complaint

Comment

Answer to E&E Fire Protection LLC's Third Party Complaint and Camco Pacific Constructions Counterclaim

05/05/2009 Answer to Third Party Complaint ▼

Answer to Third Party Complaint

JA007663

Comment
Answer to Professional Doors and Millworks LLC's Third Party
Complaint and Camco Pacific Construction's Counterclaim

05/05/2009 Answer to Counterclaim ▼

Answer

Comment
Answer to Cabintec Inc's Complaint in Intervention and Camco
Pacific Construction Company Inc's Counterclaim

05/06/2009 Certificate of Mailing ▼

Certificate of Mailing

Comment
Certificate of Mailing of Camco Pacific Constructions and Fidelity
and Deposit Company of Marylands Motion to Dismiss the Third
Party Complaint of Dave Peterson Framing Inc and Notice
Thereof

05/07/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment
Noorda Sheet Metal Companys Reply to Camco Pacific
Constructions Counterclaim

05/07/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment
Professional Doors and Millworks LLCs Reply to Camco Pacific
Constructions Counterclaim

05/07/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment
E&E Fire Protection LLCs Reply to Camco Pacific Constructions
Counterclaim

05/08/2009 Answer ▼

Scott Financial Corporation's Answer to Noorda Sheet Metal
Company's Amended Statement of Facts Con

Comment
Scott Financial Corporation's Answer to Noorda Sheet Metal
Company's Amended Statement of Facts Con

05/08/2009 Answer ▼

JA007664

Scott Financial Corporation's Answer to Professional Doors and Millworks, LLC's Statement of Facts

Comment

Scott Financial Corporation's Answer to Professional Doors and Millworks, LLC's Statement of Facts

05/08/2009 Answer ▼

Scott Financial Corporation's Answer to Cell-Crete Fireproofing of Nevada, Inc.'s Statement of Fact

Comment

Scott Financial Corporation's Answer to Cell-Crete Fireproofing of Nevada, Inc.'s Statement of Fact

05/08/2009 Joinder ▼

Scott Financial Corporation's Amended Partial Joinder in Apco Construction's Motion to Consolidate

Comment

Scott Financial Corporation's Amended Partial Joinder in Apco Construction's Motion to Consolidate

05/08/2009 Opposition ▼

Atlas Construction Supply, Inc.'s Limited Opposition to APCO Construction's Motion to Consolidate w

Comment

Atlas Construction Supply, Inc.'s Limited Opposition to APCO Construction's Motion to Consolidate with Case Nos. A574391, A574792, A577623, A579963, A583289, A584730 and A587168

05/11/2009 Opposition to Motion ▼

Bradley J. Scott and Scott Financial Corporation's Opposition to APCO Construction's Motion to Cons

Comment

Bradley J. Scott and Scott Financial Corporation's Opposition to APCO Construction's Motion to Cons

05/11/2009 Affidavit for Service by Publication ▼

Affidavit for Service by Publication

05/11/2009 Motion ▼

Motion

Comment

Ahern Rental Incs Second Supplemental Motion to Amend Statement of Facts Constituting Lien and Complaint-In-Intervention

JA007665

05/12/2009 Motion to Amend ▼

Original Type

Motion to Amend

Motion to Amend

Judicial Officer

Walsh, Jessie

Hearing Time

9:00 AM

Result

Motion Granted

Comment

AHERN'S MTN TO AMEND STATEMENT OF FACTS/1

05/12/2009 Acceptance of Service ▼

Affidavit of Service

Comment

Nevada Construction Services Acceptance of Service of
Statement of Facts Constituting Lien and Complaint in
Intervention

05/12/2009 Joinder to Opposition to Motion ▼

Joinder of Defendant Bank of Oklahoma, N.A. to Defendants Scott
Financial Corporation and Bradley J

Comment

Joinder of Defendant Bank of Oklahoma, N.A. to Defendants
Scott Financial Corporation and Bradley J. Scott's Opposition to
Apco Construction's Motion to Consolidate With Case Nos.
A574391, A574792, A577623, A579963, A583289, A584730,
and A587168

05/12/2009 Joinder To Motion ▼

Joinder To Motion

Comment

Joinder in Hydropressure Cleaning Inc's Motion to Intervene &
Tri-City Drywall Inc's Request to Intervene

05/13/2009 Certificate of Mailing ▼

Certificate of Mailing

Comment

Certificate of Mailing

05/13/2009 Answer ▼

JA007666

Scott Financial Corporation's Answer to Nevada Prefab Engineers, Inc.'s Amended Statement of Facts

Comment

Scott Financial Corporation's Answer to Nevada Prefab Engineers, Inc.'s Amended Statement of Facts

05/13/2009 Answer ▼

Scott Financial Corporation's Answer to Harsco Corporation's Amended Statement of Facts Constitutin

Comment

Scott Financial Corporation's Answer to Harsco Corporation's Amended Statement of Facts Constitutin

05/13/2009 Notice ▼

Notice of Withdrawal of Opposition to Motion to Consolidate

Comment

Notice of Withdrawal of Opposition to Motion to Consolidate

05/13/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

05/14/2009 Certificate of Mailing ▼

Certificate of Mailing

Comment

Certificate of Mailing of Joinder in Hydropressure Cleaning, Inc.'s Motion to Intervene and Tri-County Drywall, Inc.'s Request to Intervene

05/15/2009 Answer ▼

Scott Financial Corporation's Answer to Dave Peterson Framing, Inc.'s Statement of Facts Constituti

Comment

Scott Financial Corporation's Answer to Dave Peterson Framing, Inc.'s Statement of Facts Constituting Lien Claim, Complaint and Third Party Complaint

05/15/2009 Opposition to Motion ▼

Opposition to Motion

Comment

Dave Peterson Framing Incs Opposition to Camco Pacific Constructions and Fidelity Deposit Company of Marylands Motion to Dismiss the Third Party Complaint of Dave Peterson Framing Inc

05/15/2009 Answer to Third Party Complaint **JA007667**

Answer to Third Party Complaint

Comment

Answer to Insulpro Projects Incs Third Party Complaint and
Camco Pacific Constructions Counterclaim

05/18/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Harsco Corporation's
Amended Statement of Facts Constit

Comment

Gemstone Development West, Inc.'s Answer to Harsco
Corporation's Amended Statement of Facts Constit

05/19/2009 Certificate of Service ▼

Certificate of Service

Comment

Certificate of Service

05/20/2009 Motion to Intervene ▼

Original Type

Motion to Intervene

Judicial Officer

Walsh, Jessie

Hearing Time

3:00 AM

Result

Motion Granted

Comment

DEFT'S MOTION TO INTERVENE /2

05/20/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to The Pressure Group
Company's Statement of Facts Constit

Comment

Gemstone Development West, Inc.'s Answer to The Pressure
Group Company's Statement of Facts Constituting Lien and
Complaint in Intervention

05/20/2009 Reply ▼

APCO Construction's Reply in Support of its Motion to Consolidate
with Case Nos. A574391, A574792,

Comment

APCO Construction's Reply in Support of its Motion to
Consolidate with Case Nos. A574391, A574792, A577623,
A579963, A583289, A584730, and A587168

JA007668

05/21/2009 Notice ▼

Notice

Comment

Notice of Joinder in APCO Constructions Motion to Consolidate
by Club Vista Financial Services LLC Tharaldson Motels II Inc
and Gary D Tharaldson

05/22/2009 Answer ▼

Scott Financial Corporation's Answer to Insulpro Projects, Inc.'s
Statement of Facts Constituting L

Comment

Scott Financial Corporation's Answer to Insulpro Projects, Inc.'s
Statement of Facts Constituting Lien

05/22/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

Comment

Three Day Notice of Intent to Default

05/26/2009 Joinder to Opposition to Motion ▼

Joinder of Defendant Bank of Oklahoma, N.A. to Defendants Scott
Financial Corporation and Bradley J

Comment

Joinder of Defendant Bank of Oklahoma, N.A. to Defendants
Scott Financial Corporation and Bradley J. Scott's Opposition to
Plaintiffs' Motion for Leave to Amend Complaint

05/27/2009 Motion to Consolidate ▼

Judicial Officer

Walsh, Jessie

Hearing Time

3:00 AM

Cancel Reason

Vacated

Comment

matter continued

05/27/2009 Joinder ▼

Judicial Officer

Walsh, Jessie

Hearing Time

3:00 AM

JA007669

Cancel Reason

Vacated

Comment

matter continued

05/27/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Insulpro Projects, Inc.'s Statement of Facts Constituti

Comment

Gemstone Development West, Inc.'s Answer to Insulpro Projects, Inc.'s Statement of Facts Constituting Lien

05/28/2009 Joinder To Motion ▼

Joinder To Motion

Comment

Steel Structures, Inc. and Nevada Prefab Engineers Inc's Joinder to Apco Construction's Motion to Consolidate

05/28/2009 Stipulation and Order for Dismissal ▼

Stipulation and Order for Dismissal

Comment

Stipulation and Order for Dismissal Without Prejudice of APCO Construction's Unjust Enrichment Claim Against Nevada Construction Services Only

05/29/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment

Statement of Facts Constituting Lien and Complaint in Intervention - Pape Materials

05/29/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

05/29/2009 Opposition ▼

Bradley J. Scott And Scott Financial Corporation's Opposition To APCO Construction's Supplement To

Comment

Bradley J. Scott And Scott Financial Corporation's Opposition To APCO Construction's Supplement To Motion To Consolidate To Include Case No. A589195 In Consolidation

06/01/2009 Amended Certificate of Service ▼

Amended Certificate of Service

JA007670

Comment
Amended Certificate of Service

06/02/2009 Notice of Entry of Stipulation and Order ▼

Notice of Entry of Stipulation and Order

Comment
Notice of Entry of Stipulation and Order

06/02/2009 Answer to Amended Complaint ▼

Gemstone Development West, Inc.'s Answer to Steel Structures, Inc.
and Nevada Prefab Engineers, Inc

Comment
Gemstone Development West, Inc.'s Answer to Steel Structures,
Inc. and Nevada Prefab Engineers, Inc.'s Second Amended
Statement of Facts Constituting Lien and Complaint in
Intervention

06/02/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Pape Material
Handling dba Pape Rents' Statement of Fac

Comment
Gemstone Development West, Inc.'s Answer to Pape Material
Handling dba Pape Rents' Statement of Facts Constituting Lien
and Complaint in Intervention

06/02/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Tri-City Drywall, Inc.'s
Statement of Facts Constitutin

Comment
Gemstone Development West, Inc.'s Answer to Tri-City Drywall,
Inc.'s Statement of Facts Constituting Lien and Complaint in
Intervention

06/02/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to EZA, P.C. dba Oz
Architecture of Nevada, Inc.'s Stateme

Comment
Gemstone Development West, Inc.'s Answer to EZA, P.C. dba
Oz Architecture of Nevada, Inc.'s Statement of Facts Constituting
Lien

06/02/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Cell-Crete Fireproofing
of Nevada, Inc.'s Statement of

JA007671

Comment

Gemstone Development West, Inc.'s Answer to Cell-Crete Fireproofing of Nevada, Inc.'s Statement of Facts Constituting Lien and Complaint in Intervention

06/02/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Cell-Crete Fireproofing of Nevada, Inc.'s Statement of

Comment

Gemstone Development West, Inc.'s Answer to Cell-Crete Fireproofing of Nevada, Inc.'s Statement of Facts Constituting Lien and Complaint in Intervention

06/02/2009 Answer to Crossclaim ▼

Gemstone Development West, Inc.'s Answer to APCO Construction's Cross-Claim Contained in its Answer

Comment

Gemstone Development West, Inc.'s Answer to APCO Construction's Cross-Claim Contained in its Answer to Steel Structures, Inc. and Nevada Prefab Engineers, Inc.'s Amended Statement of Facts Constituting Lien and Complaint in Intervention

06/03/2009 Motion to Consolidate ▼

Judicial Officer

Walsh, Jessie

Hearing Time

9:00 AM

Comment

Apco Construction's Motion to Consolidate With Case Nos. A574391, A574792, A577623, A579963, A583289, A584730, and A587168

06/03/2009 Joinder ▼

Judicial Officer

Walsh, Jessie

Hearing Time

9:00 AM

Comment

Scott Financial Corporation's Joinder in Motion to Consolidate with Case Nos. A574391, A574792, A579963, A583289, A584730 and A587168

06/03/2009 All Pending Motions ▼

Original Type

JA007672

All Pending Motions

All Pending Motions

Judicial Officer

Walsh, Jessie

Hearing Time

9:00 AM

Result

Granted in Part

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Intervenor Plaintiff

Attorney: Craft, Christopher

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Craft, Christopher

Counter Defendant

Attorney: Craft, Christopher

Counter Defendant

Attorney: Pintar, Becky

Counter Defendant

Attorney: Craft, Christopher

Doing Business As

Attorney: Craft, Christopher

Intervenor Defendant

Attorney: Meier, Glenn F

Other

Attorney: Gochnour, Wade B.

06/03/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment

Reply to Camco Pacific Construction's Counterclaim

06/04/2009 Answer to Counterclaim ▼

Counterdefendant Cabinetec, Inc.'s Answer to Counterclaimant
Camco Pacific Construction Company, In

JA007673

Comment
Counterdefendant Cabinetec, Inc.'s Answer to Counterclaimant
Camco Pacific Construction Company, Inc.'s Counterclaim

06/04/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

06/04/2009 Notice of Lis Pendens ▼

Notice of Lis Pendens

Comment
Patent Construction Systems a Division of Harsco Corporations
Notice of Lis Pendens

06/04/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment
Patent Construction Systems a Division of Harsco Corporations
Statement of Facts Constituting Lien and Complaint in
Intervention

06/05/2009 Reply ▼

Reply of Camco Pacific Construction and Fidelity and Deposit
Company of Maryland to Dave Peterson F

Comment
Reply of Camco Pacific Construction and Fidelity and Deposit
Company of Maryland to Dave Peterson Framing, Inc.'s
Opposition to Motion to Dismiss the Third Party Complaint

06/05/2009 Proof of Service ▼

Proof of Service

Comment
Proof of Service

06/08/2009 Motion for Default Judgment ▼

Motion for Default Judgment

Comment
Motion for Default Judgment

06/10/2009 Motion to Intervene ▼

Judicial Officer
Walsh, Jessie

Hearing Time
3:00 AM

JA007674

Cancel Reason

Vacated

06/10/2009 Motion to Intervene ▼

Judicial Officer

Walsh, Jessie

Hearing Time

3:00 AM

Cancel Reason

Vacated

06/10/2009 Joinder ▼

Judicial Officer

Walsh, Jessie

Hearing Time

3:00 AM

Cancel Reason

Vacated

06/10/2009 Motion to Dismiss ▼

Judicial Officer

Walsh, Jessie

Hearing Time

9:00 AM

Cancel Reason

Vacated

06/10/2009 Notice of Motion ▼

Notice of Motion

06/10/2009 Answer to Complaint ▼

APCO Construction's Answer to Zitting Brothers Construction, Inc.'s Complaint

Comment

APCO Construction's Answer to Zitting Brothers Construction, Inc.'s Complaint

06/10/2009 Affidavit of Service ▼

Affidavit of Service

06/11/2009 Notice of Department Reassignment ▼

JA007675

Notice of Department Reassignment	
06/11/2009 Substitution of Attorney ▼ Substitution of Attorney Comment Substitution of Attorney	
06/11/2009 Proof of Service ▼ Proof of Service Comment Proof of Service of Summons and Complaint	
06/15/2009 Statement of Facts Constituting Lien ▼ Statement of Facts Constituting Lien Comment Statement of Facts Constituting Lien and Complaint Intervention	
06/15/2009 Lis Pendens ▼ Lis Pendens	
06/15/2009 Initial Appearance Fee Disclosure ▼ Initial Appearance Fee Disclosure	
06/15/2009 Ex Parte Motion for Enlargement of Time ▼ Ex Parte Motion for Enlargement of Time Comment Ex Parte Motion to Enlargeme Time to Allow For Service of Summons and Complaint Upon Defendant Edelstein	
06/15/2009 Acceptance of Service ▼ Acceptance of Service Comment Acceptance of Service of Statement of Facts Constituting Lien and Complaint in Intervention	
06/16/2009 Acceptance of Service ▼ Acceptance of Service Comment Acceptance of Service of Statement of Facts Constituting Lien and Complaint in Intervention	
06/17/2009 Summons ▼	JA007676

Summons	
06/17/2009 Summons ▼	
Summons	
06/18/2009 Re-Notice ▼	
Renotice	
Comment Re-Notice of Hearing of Camco Pacific Construction and Fidelity and Deposit Company of Maryland's Motion to Dismiss the Thrid Party Complaint of David Peterson Framing, Inc.	
06/19/2009 Summons ▼	
Summons	
06/19/2009 Order Granting ▼	
Order Granting	
Comment Order Granting Ex Parte motion to Enlarge Time to Allow for Service of Summons and Complaint Upon Defendant Edelstein	
06/23/2009 Certificate of Mailing ▼	
Certificate of Mailing	
Comment Certificate of Mailing of Camco Pacific Constructions and Fidelity and Deposit Company of Marylands Re-Notice of Hearing of Motion to Dismiss the Third Party Complaint of Dave Peterson Framing Inc and Notice Thereof	
06/23/2009 Initial Appearance Fee Disclosure ▼	
Initial Appearance Fee Disclosure	
06/23/2009 Statement of Facts Constituting Lien ▼	
Statement of Facts Constituting Lien	
Comment Statement of Facts Constituting Lien and Complaint-In-Intervention	
06/23/2009 Lis Pendens ▼	
Lis Pendens	
06/23/2009 Acceptance of Service ▼	
	JA007677

Acceptance of Service

Comment

Scott Financial Corporations' Acceptance of Service of
Statement of Facts Constituting Lien and Complaint in
Intervention

06/24/2009 Lis Pendens ▼

Accuracy Glass & Mirror Company, Inc.'s Amended Notice of Lis
Pendens

Comment

Accuracy Glass & Mirror Company, Inc.'s Amended Notice of Lis
Pendens

06/24/2009 Lis Pendens ▼

Bruin Painting Corporation's Amended Notice of Lis Pendens

Comment

Bruin Painting Corporation's Amended Notice of Lis Pendens

06/24/2009 Statement ▼

Bruin Painting's Amended Statement of Facts Constituting a Notice of
Lien and Third-Party Complaint

Comment

Bruin Painting's Amended Statement of Facts Constituting a
Notice of Lien and Third-Party Complaint

06/24/2009 Lis Pendens ▼

HD Supply Waterworks, LP's Amended Notice of Lis Pendens

Comment

HD Supply Waterworks, LP's Amended Notice of Lis Pendens

06/24/2009 Statement ▼

HD Supply Waterworks' Amended Statement of Facts Constituting a
Notice of Lien and Third-Party Comp

Comment

HD Supply Waterworks' Amended Statement of Facts
Constituting a Notice of Lien and Third-Party Complaint

06/24/2009 Lis Pendens ▼

Helix Electric's Amended Notice of Lis Pendens

Comment

Helix Electric's Amended Notice of Lis Pendens

06/24/2009 Statement ▼

JA007678

Helix Electric's Amended Statement of Facts Constituting a Notice of Lien and Third-Party Complaint

Comment

Helix Electric's Amended Statement of Facts Constituting a Notice of Lien and Third-Party Complaint

06/24/2009 Lis Pendens ▼

Heinaman's Amended Notice of Lis Pendens

Comment

Heinaman's Amended Notice of Lis Pendens

06/24/2009 Statement ▼

Heinaman Contract Glazing's Amended Statement of Facts Constituting a Notice of Lien and Third-Part

Comment

Heinaman Contract Glazing's Amended Statement of Facts Constituting a Notice of Lien and Third-Party Complaint

06/24/2009 Lis Pendens ▼

WRG Design, Inc.'s Amended Notice of Lis Pendens

Comment

WRG Design, Inc.'s Amended Notice of Lis Pendens

06/24/2009 Amended Complaint ▼

First Amended Complaint Re Foreclosure (A571792, A574391, A577623, A583289, A584730, A587168)

Comment

First Amended Complaint Re Foreclosure (A571792, A574391, A577623, A583289, A584730, A587168)

06/24/2009 Statement ▼

WRG Design, Inc.'s Amended Statement of Facts Constituting a Notice of Lien and Third-Party Complai

Comment

WRG Design, Inc.'s Amended Statement of Facts Constituting a Notice of Lien and Third-Party Complaint (A571792, A574391, A577623, A583289, A584730, A587168)

06/26/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment

Ahern Rental Inc.'s First Amended Statement of Facts Constituting Lien and Complaint-in-Intervention

JA007679

06/29/2009 Order ▼

Order

Comment

Order to Consolidate this action with Case A574391, A574792, A577623, A583289, A584730, A587168, A580889 & A589195

06/30/2009 Answer to Amended Complaint ▼

Gemstone Development West, Inc.'s Answer to Ahern Rental, Inc.'s First Amended Statement of Facts C

Comment

Gemstone Development West, Inc.'s Answer to Ahern Rental, Inc.'s First Amended Statement of Facts Constituting Lien and Complaint in Intervention

06/30/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Patent Construction Systems, a Division of Harsco Corpo

Comment

Gemstone Development West, Inc.'s Answer to Patent Construction Systems, a Division of Harsco Corporation's Statement of Facts Constituting Lien and Complaint in Intervention

06/30/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Buchele, Inc.'s Statement of Facts Constituting Lien

Comment

Gemstone Development West, Inc.'s Answer to Buchele, Inc.'s Statement of Facts Constituting Lien

06/30/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Statement of Facts Constituting Lien Claim by Creative

Comment

Gemstone Development West, Inc.'s Answer to Statement of Facts Constituting Lien Claim by Creative Home Theatre, LLC

06/30/2009 Affidavit of Due Diligence ▼

Affidavit of Due Diligence

07/01/2009 Affidavit for Service by Publication ▼

Affidavit for Service by Publication

JA007680

07/02/2009 Notice of Entry of Order ▼

Notice of Entry of Order to Consolidate this Action with Case Nos.
A574391, A574792, A577623, A5799

Comment

Notice of Entry of Order to Consolidate this Action with Case
Nos. A574391, A574792, A577623, A579963, A583289,
A584730, A587168, A580889 and A589195

07/02/2009 Answer ▼

APCO Construction's Answer to Ahern Rentals Inc.'s First Amended
Statement of Facts Constituting Li

Comment

APCO Construction's Answer to Ahern Rentals Inc.'s First
Amended Statement of Facts Constituting Lien and Complaint in
Intervention

07/02/2009 Answer ▼

APCO Construction's Answer to Buchele, Inc.'s Statement of Facts
Constituting Lien

Comment

APCO Construction's Answer to Buchele, Inc.'s Statement of
Facts Constituting Lien

07/02/2009 Answer ▼

APCO Construction's Answer to Selectbuild Nevada Inc.'s Statement
of Facts Constituting Lien

Comment

APCO Construction's Answer to Selectbuild Nevada Inc.'s
Statement of Facts Constituting Lien

07/02/2009 Answer ▼

APCO Construction's Answer to Las Vegas Pipeline, Inc.'s Statement
of Facts Constituting Lien and C

Comment

APCO Construction's Answer to Las Vegas Pipeline, Inc.'s
Statement of Facts Constituting Lien and Complaint in
Intervention

07/02/2009 Answer ▼

APCO Construction's Answer to The Pressure Grout Company's
Statement of Facts Constituting Lien and

Comment

APCO Construction's Answer to The Pressure Grout Company's
Statement of Facts Constituting Lien and Complaint in
Intervention

JA007681

07/06/2009 All Pending Motions ▼

Judicial Officer
Denton, Mark R.

Hearing Time
9:00 AM

Cancel Reason
Vacated - per Clerk

Comment
Pending Motions separated and individually placed on calendar

07/06/2009 Motion to Intervene ▼

Judicial Officer
Denton, Mark R.

Hearing Time
9:00 AM

Comment
Hydropressure Cleaning's Motion to Intervene

07/06/2009 Motion to Intervene ▼

Judicial Officer
Denton, Mark R.

Hearing Time
9:00 AM

Comment
The Masonry Group Nevada's Motion to Intervene

07/06/2009 Joinder ▼

Judicial Officer
Denton, Mark R.

Hearing Time
9:00 AM

Comment
Tri-City Drywall's Joinder in Hydropressure Cleaning's Motion to Intervene and Tri-City Drywall's Request to Intervene

07/06/2009 All Pending Motions ▼

Original Type
All Pending Motions

All Pending Motions

JA007682

Judicial Officer
Denton, Mark R.

Hearing Time
9:00 AM

Result
Matter Heard

Comment
All Pending Motions (07-06-09)

Parties Present ▲
Intervenor

Attorney: Maskas, Marisa

Other Defendant

Attorney: Morris, Steven L.

Counter Defendant

Attorney: Perkins, Robin E.

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Maskas, Marisa

07/07/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment

Masonry Group Nevada Inc Statement of Facts Constituting Lien
and Complaint in Intervention

07/09/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment

Northstar Concrete Inc Statement of Facts Constituting Lien and
Complaint -In-Intervention

07/09/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

07/09/2009 Lis Pendens ▼

Lis Pendens

07/09/2009 Certificate of Service ▼

Certificate of Service

JA007683

07/09/2009 Acceptance of Service ▼

Acceptance of Service

07/09/2009 Summons ▼

Summons

07/10/2009 Statement ▼

Statement

Comment

Camco Pacific Construction Company, Inc.'s Statement of Facts and Complaint in Intervention

07/13/2009 Summons ▼

Summons

07/13/2009 Summons ▼

Summons

07/13/2009 Summons ▼

Summons

07/14/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

Comment

Three Day Notice of Intent to Take Default

07/14/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

07/15/2009 Stipulation and Order for Dismissal ▼

Stipulation and Order for Dismissal

Comment

Stipulation and Order for Dismissal without Prejudice of Hydropressure Cleaning, Inc.'s Claim for Unjust Enrichment Against Nevada Construction Services Only

07/15/2009 Notice of Dismissal ▼

Notice of Dismissal

JA007684

Comment
Patent Construction Systems a Division of Harsco Corporations
Notice of Dismissal of Platte River Insurance Company

07/15/2009 Notice of Voluntary Dismissal ▼

Notice of Voluntary Dismissal

Comment
Ahern Rentals' Notice of Voluntary Dismissal of Heinaman
Contract Glazing and Neal Roffer Only

07/15/2009 Order Granting ▼

Order Granting

Comment
Order Granting Tri- City Drywall Inc's Request to Intervene

07/16/2009 Notice of Entry of Order ▼

Notice of Entry of Stipulation and Order

Comment
Notice of Entry of Stipulation and Order

07/17/2009 Statement of Facts Constituting Lien ▼

Statement of Facts Constituting Lien

Comment
Patent Construction Systems A Division of Harsco Corporation's
Statement of Facts Constituting Lien and Amended Complaint in
Intervention

07/20/2009 Motion for Default Judgment ▼

Original Type
Motion for Default Judgment

Motion for Default Judgment

Judicial Officer
Denton, Mark R.

Hearing Time
9:00 AM

Result
Off Calendar

Comment
Harsco Corp's Motion for Default Judgment

Parties Present ▲
Defendant

Attorney: Meier, Glenn F

JA007685

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Williams, Donald H

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Williams, Donald H

Intervenor Defendant

Attorney: Meier, Glenn F

07/20/2009 Answer ▼

Scott Financial Corporation's Answer to Patent Construction's
Statement of Facts Constituting Lien

Comment

Scott Financial Corporation's Answer to Patent Construction's
Statement of Facts Constituting Lien

07/21/2009 Order for Service by Publication ▼

Order for Service by Publication

Comment

Order for Service by Publication

07/21/2009 Affidavit of Service ▼

Affidavit of Service

07/21/2009 Consent to Service By Electronic Means ▼

Consent to Service By Electronic Means

07/21/2009 Consent to Service By Electronic Means ▼

Consent to Service By Electronic Means

07/21/2009 Consent to Service By Electronic Means ▼

Consent to Service By Electronic Means

07/21/2009 Affidavit of Service ▼

JA007686

Affidavit of Service	
07/21/2009 Affidavit of Due Diligence ▼ Affidavit of Due Diligence	
07/22/2009 Statement of Facts Constituting Lien ▼ Statement of Facts Constituting Lien Comment Granite Construction Company's Statement of Facts Constituting Lien Claim and Complaint in Intervention	
07/22/2009 Initial Appearance Fee Disclosure ▼ Initial Appearance Fee Disclosure	
07/22/2009 Notice of Entry of Order ▼ Notice of Entry of Order Comment Notice of Entry of Order Granting Tri- city Drywall Inc's Request to Intervene	
07/22/2009 Notice of Entry of Order ▼ Notice of Entry of Order	
07/23/2009 Early Case Conference List of Witnesses & Production of Docs ▼ Pape Material Handling d/b/a Pape Rents'Early Case Conference Report List of Witnesses and Documen Comment Early Case Conference List of Witnesses and Production of Documents	
07/23/2009 Answer ▼ Gemstone Development West, Inc.'s Answer to Atlas Construction Supply, Inc.'s Statement of Facts Co Comment Gemstone Development West, Inc.'s Answer to Atlas Construction Supply, Inc.'s Statement of Facts Constituting Lien and Complaint in Intervention	
07/23/2009 Response ▼ Gemstone Development West, Inc.'s Answer to Supply Network, Inc. dba Viking Supplynet's Statement o JA007687	

Comment

Gemstone Development West, Inc.'s Answer to Supply Network, Inc. dba Viking Supplynet's Statement of Facts Constituting Lien and Complaint in Intervention

07/23/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

07/23/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

Comment

Three Day Notice of Intent to Take Default and Default Judgment Against Gemstone Development West Inc

07/23/2009 Certificate of Mailing ▼

Certificate of Mailing

07/23/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Gemstone Development West, Inc.'s Answer to Supply Network, Inc. dba Viking Supplynet's Statement of Facts Constituting Lien and Complaint in Intervention

07/23/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Gemstone Development West, Inc.'s Answer to Supply Network, Inc. dba Viking Supplynet's Statement of Facts Constituting Lien and Complaint in Intervention

07/27/2009 Motion to Dismiss ▼

Judicial Officer

Denton, Mark R.

Hearing Time

9:00 AM

Cancel Reason

Vacated - On In Error

Comment

Duplicate Entry

07/27/2009 Motion to Dismiss ▼

JA007688

Original Type

Motion to Dismiss

Motion to Dismiss

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Denied

Comment

Third Party Defts Camco Pacific Construction and Fidelity and Deposit Co of Maryland's Motion to Dismiss the Third Party Complaint of David Peterson Framing

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Other Defendant

Attorney: Morris, Steven L.

Intervenor

Attorney: Dixon, Stephen M.

Third Party Plaintiff

Attorney: Dixon, Stephen M.

Intervenor Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Dixon, Stephen M.

Intervenor Defendant

Attorney: Meier, Glenn F

07/27/2009 Notice of Entry of Order ▼

Notice of Entry of Order

JA007689

Comment

Notice of Entry of Order Denying Motion to Clarify and to Reconsider April 6, 2009 Ruling re: Executive Plastering, Inc.'s Application for Prejudgment Writ of Attachment

07/28/2009 Notice of Change of Address ▼

Notice of Change of Address

Comment

Notice of Change of Firm's Address

07/29/2009 Answer ▼

Gemstone Development West, Inc.'s Answer to Las Vegas Pipeline, LLC's Statement of Facts Constituti

Comment

Gemstone Development West, Inc.'s Answer to Las Vegas Pipeline, LLC's Statement of Facts Constituting Lien and Complaint in Intervention

07/30/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Statement of

Comment

Gemstone Development West, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Statement of Facts and Complaint in Intervention

07/30/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to the Masonry Group Nevada, Inc.'s Statement of Facts Con

Comment

Gemstone Development West, Inc.'s Answer to the Masonry Group Nevada, Inc.'s Statement of Facts Constituting Lien Claim and Complaint in Intervention

07/30/2009 Acceptance of Service ▼

Acceptance of Service

Comment

Acceptance of Service of Statement of Facts Constituting Lien and Amended Complaint in Intervention

07/30/2009 Acceptance of Service ▼

Acceptance of Service

Comment

Acceptance of Service of Statement of Facts Constituting Lien and Amended Complaint in Intervention

JA007690

07/30/2009 Answer ▼

Answer

Comment

Answer

07/31/2009 Summons ▼

Summons

Comment

Summons - Apco Construction

08/03/2009 Summons ▼

Summons

Comment

Summons (Amended Complaint)

08/03/2009 Proof of Service ▼

Proof of Service

08/03/2009 Summons ▼

Summons

Comment

Summons (Amended Complaint)

08/03/2009 Voluntary Dismissal ▼

Voluntary Dismissal

Comment

Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only From Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third- Party Complaint Without Prejudice

08/04/2009 Proof of Service ▼

Proof of Service

08/04/2009 Proof of Service ▼

Proof of Service

08/05/2009 Answer ▼

APCO Construction's Answer to Helix Electric's Amended Statement of Facts Constituting Notice of Li

JA007691

Comment

APCO Construction's Answer to Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint

08/05/2009 Answer ▼

APCO Construction's Answer to Accuracy Glass & Mirror Company's First Amended Complaint re Foreclos

Comment

APCO Construction's Answer to Accuracy Glass & Mirror Company's First Amended Complaint re Foreclosure

08/05/2009 Answer ▼

APCO Construction's Answer to Creative Home Theatre, LLC's State of Facts Constituting Lien

Comment

APCO Construction's Answer to Creative Home Theatre, LLC's State of Facts Constituting Lien

08/05/2009 Answer ▼

APCO Construction's Answer to Granite Construction Company's Statement of Facts Constituting Lien C

Comment

APCO Construction's Answer to Granite Construction Company's Statement of Facts Constituting Lien Claim and Complaint in Intervention

08/05/2009 Answer ▼

APCO Construction's Answer to The Masonry Group Nevada, Inc.'s Statement of Facts Constituting a No

Comment

APCO Construction's Answer to The Masonry Group Nevada, Inc.'s Statement of Facts Constituting a Notice of Lien and Complaint in Intervention

08/05/2009 Answer ▼

APCO Construction's Answer to HD Supply Waterwork's Amended Statement of Facts Constituting a Notic

Comment

APCO Construction's Answer to HD Supply Waterwork's Amended Statement of Facts Constituting a Notice of Lien and Third-Party Complaint

08/06/2009 Answer ▼

APCO Construction's Answer to WRG Design Inc.'s Amended Statement of Facts Constituting Notice of L **JA007692**

Comment

APCO Construction's Answer to WRG Design Inc.'s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint

08/06/2009 Answer ▼

APCO Construction's Answer to Tri-City Drywall, Inc.'s Statement of Facts Constituting Lien and Com

Comment

APCO Construction's Answer to Tri-City Drywall, Inc.'s Statement of Facts Constituting Lien and Complaint in Intervention

08/06/2009 Acceptance of Service ▼

Acceptance of Service

Comment

Acceptance of Service of Executive Plastering Inc's First Amended Complaint on Gemstone Development West Inc's Behalf

08/07/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

08/07/2009 Answer ▼

Answer

Comment

Defendants Answer to HD Supply Waterworks' Amended Statement of Facts and Third-Party Complaint

08/11/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to Patent Construction Systems, a Division of Harsco Corpo

Comment

Gemstone Development West, Inc.'s Answer to Patent Construction Systems, a Division of Harsco Corporation's Statement of Facts Constituting Lien and Amended Complaint in Intervention

08/11/2009 Notice ▼

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228

Comment

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228

JA007693

08/11/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to Granite Construction Company's Statement of Facts Const

Comment

Gemstone Development West, Inc.'s Answer to Granite Construction Company's Statement of Facts Constituting Lien Claim and Complaint in Intervention

08/11/2009 Summons ▼

Summons

Comment

- Accuracy Glass & Mirror Company Inc.

08/11/2009 Summons ▼

Summons

Comment

- Gemstone Development West Inc.

08/11/2009 Summons ▼

Summons

Comment

- Camco Pacific Construction Company Inc.

08/11/2009 Summons ▼

Summons

Comment

- Gemstone Development West Inc.

08/11/2009 Summons ▼

Summons

Comment

- Concrete Visions Inc.

08/13/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to Hydropressure Cleaning, Inc.'s Statement of Facts Const

Comment

Gemstone Development West, Inc.'s Answer to Hydropressure Cleaning, Inc.'s Statement of Facts Constituting Lien and Complaint in Intervention

08/13/2009 Summons ▼

JA007694

Summons

Comment

Summons (Amended Complaint) -Richard Thornton

08/14/2009 Answer ▼

Scott Financial Corporation's Answer to Supply Network dba Vking
Supplynet's Statement of Facts Con

Comment

Scott Financial Corporation's Answer to Supply Network dba
Vking Supplynet's Statement of Facts Constituting Lien and
Complaint in Intervention

08/14/2009 Answer ▼

Scott Financial Corporation's Answer to Creative Home Threatre,
LLC's Statement of Facts Constituti

Comment

Scott Financial Corporation's Answer to Creative Home Threatre,
LLC's Statement of Facts Constituting Lien

08/14/2009 Answer ▼

Scott Financial Corporation's Answer to The Pressure Grout
Company's Statement of Facts Constitutin

Comment

Scott Financial Corporation's Answer to The Pressure Grout
Company's Statement of Facts Constituting Lien and Complaint
in Intervention

08/14/2009 Answer ▼

Scott Financial Corporation's Answer to Pape Material Handling dba
Pape Rents' Statement of Facts C

Comment

Scott Financial Corporation's Answer to Pape Material Handling
dba Pape Rents' Statement of Facts Constituting Lien and
Complaint in Intervention

08/14/2009 Acceptance of Service ▼

Acceptance of Service

Comment

Acceptance of Service of Zitting Brothers Constratuion, Inc.'s
Complaint Re: Floreclosure

08/18/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

08/18/2009 Answer ▼

JA007695

Answer

Comment

Club Vista Financial Services, LLC and Tharaldson Motels II, Inc's Answer to Camco Pacific Construction Company, Inc's Statement of Facts and Complaint in Intervention and Counterclaim

08/18/2009 Answer ▼

Scott Financial Corporation's Answer to Statement of Facts Constituting Lien on Behalf of Buchele,

Comment

Scott Financial Corporation's Answer to Statement of Facts Constituting Lien on Behalf of Buchele, Inc.

08/18/2009 Order ▼

Order

Comment

Order on Camco Pacific Construction's and Fidelity Deposit Company of Maryland's Motion to Dismiss the Third Party Complaint of Dave Peterson Framing Inc

08/19/2009 Answer ▼

Scott Financial Corporation's Answer to The Masonry Group Nevada, Inc.'s Statement fo Facts Constit

Comment

Scott Financial Corporation's Answer to The Masonry Group Nevada, Inc.'s Statement fo Facts Constituting Lien and Complaint in Intervention

08/20/2009 Affidavit of Publication ▼

Affidavit of Publication

08/21/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to Fast Glass, Inc.'s Statement of Facts Constituting Lien

Comment

Gemstone Development West, Inc.'s Answer to Fast Glass, Inc.'s Statement of Facts Constituting Lien

08/21/2009 Notice ▼

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228

Comment

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228

JA007696

08/21/2009 Notice ▼

Notice

Comment

Defendant Gemstone Development West Incs Notice of Consolidation With Case No 08-A571228

08/24/2009 Notice of Bankruptcy ▼

Selectbuild Nevada, Inc.'S Notice Of Bankruptcy Filing And Automatic Stay

Comment

Selectbuild Nevada, Inc.'S Notice Of Bankruptcy Filing And Automatic Stay

08/25/2009 Notice ▼

Notice of Consolidation with Case Numbers A571228, A574391, A574792, A577623, A583289, A584730, A58

Comment

Notice of Consolidation with Case Numbers A571228, A574391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195

08/25/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to Executive Plastering, Inc.'s Statement of Facts Constit

Comment

Gemstone Development West, Inc.'s Answer to Executive Plastering, Inc.'s Statement of Facts Constituting Lien Claim

08/25/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to Zitting Brothers Construction, Inc.'s Complaint re: For

Comment

Gemstone Development West, Inc.'s Answer to Zitting Brothers Construction, Inc.'s Complaint re: Foreclosure

08/25/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to Executive Plastering, Inc.'s First Amended Complaint

Comment

Gemstone Development West, Inc.'s Answer to Executive Plastering, Inc.'s First Amended Complaint

08/26/2009 Answer ▼

JA007697

Defendant, Nevada Construction Services' Answer to Camco Pacific Construction Company, Inc.'s State

Comment

Defendant, Nevada Construction Services' Answer to Camco Pacific Construction Company, Inc.'s Statement of Facts and Complaint in Intervention

08/26/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

Comment

Ferguson Fire and Fabrication, Inc's Initial Appearance Fee Disclosure

08/26/2009 Answer ▼

Answer

Comment

Answer of Mechanic's Lien Counter-Defendant Ferguson Fire and Fabrication, Inc to Counterclaim of Club Vista Financial Services LLC; Tharldson Motels II Inc ; and Gary D Tharaldson

08/28/2009 Statement of Facts Constituting Lien ▼

Custom Select Billing, Inc.'s Statement of Facts Constituting Lien and Complaint in Intervention

Comment

Custom Select Billing, Inc.'s Statement of Facts Constituting Lien and Complaint in Intervention

08/28/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

Comment

Initial Appearance Fee Disclosure

09/02/2009 Answer to Counterclaim ▼

Answer to Counterclaim

Comment

Masonry Group Nevada Inc's Answer to Club Vista Financial Services LLC and Tharaldson Motels II Inc's Counterclaim

09/03/2009 Three Day Notice of Intent to Default ▼

Three Day Notice of Intent to Default

09/08/2009 Motion to Dismiss ▼

Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services, LLC and Tharaldson M

JA007698

Comment

Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services, LLC and Tharaldson Motels, II, Inc.'s Counterclaim

09/08/2009 Answer to Interpleader ▼

Alex Edelstein's Answer to Ahern Rental, Inc.'s First Amended Statement of Facts Constituting Lien

Comment

Alex Edelstein's Answer to Ahern Rental, Inc.'s First Amended Statement of Facts Constituting Lien and Complaint in Intervention

09/09/2009 Motion ▼

Motion to Designate this Action as Complex Pursuant to NRCP 16.1(f), and Motion to Set a Discovery

Comment

Motion to Designate this Action as Complex Pursuant to NRCP 16.1(f), and Motion to Set a Discovery Conference Pursuant to NRCP 16

09/09/2009 Answer and Counterclaim ▼

Answer to Las Vegas Pipeline, LLC's Statement of Facts Constituting Lien and Complaint In Intervent

Comment

Answer to Las Vegas Pipeline, LLC's Statement of Facts Constituting Lien and Complaint In Intervention and Camco Pacific Construction Company Inc.'s Counterclaim

09/10/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

09/10/2009 Answer ▼

Answer

Comment

Answer to Tri-City Drywall Incs Statement of Facts Constituting Lien and Complaint in Intervention and Camco Pacific Construction Companys Incs Counterclaim

09/10/2009 Answer ▼

Answer

Comment

Answer to Dave Peterson Framing Incs Statement of Facts Constituting Lien and Complaint in Intervention and Camco Pacific Construction Companys Incs Counterclaim

JA007699

09/10/2009 Answer ▼

Answer

Comment

Answer to Northstar Concrete Incs Statement of Facts
Constituting Lien and Complaint in Intervention and Camco
Pacific Construction Companys Inc Counterclaim

09/10/2009 Answer ▼

Answer

Comment

Answer to Fast Glass Incs Statement of Facts Constituting Lien
and Camco Pacific Construction Company Incs Counterclaim

09/10/2009 Answer ▼

Answer

Comment

Answer to Helix Electrics Statement of Facts Constituting Lien
and Third-Party Complaint and Camco Pacific Construction
Company Incs Counterclaim

09/10/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Answer to Selectbuild Nevada Inc's Complaint in Intervention
and Camco Pacific Construction Company Inc's Counterclaim

09/10/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

09/10/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

09/11/2009 Answer ▼

Answer

Comment

Answer to WRG Desing Inc's Statement of Facts Constituting
Lien Third Party Complaint and Camco Pacific Construction Inc's
Counterclaim

09/11/2009 Answer to Complaint ▼

Answer to Complaint

JA007700

Comment

Answer to Accuracy Glass & Mirror Company Inc's Complaint
and Camco Pacific Construcion Inc's Counterclaim

09/11/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Answer to Bruin Painting Corporation's Statement of Facts
Constituting Lien Third Party Complaint and Camco Pacific
Construction Inc's Counterclaim

09/11/2009 Answer to Third Party Complaint ▼

Answer to Third Party Complaint

Comment

Answer tp Heinaman Contract Glazing's Statement of Facts
Constituting Lien Third Party Complaint and Camco Pacific
Construcion's Counterclaim

09/18/2009 Motion for Sanctions ▼

Motion for Sanctions Pursuant to NRCP 11

Comment

Motion for Sanctions Pursuant to NRCP 11

09/18/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment

Dave Peterson Framing Incs Reply to Camco Pacific
Constructions Counterclaim

09/18/2009 Default ▼

Default

09/18/2009 Default ▼

Default

09/23/2009 Motion to Dismiss ▼

Plaintiff Zitting Brothers Construction, Inc.'s Partial Motion to Dismiss
Club Vista Financial Serv

Comment

Plaintiff Zitting Brothers Construction, Inc.'s Partial Motion to
Dismiss Club Vista Financial Services, L.L.C. and Tharaldson
Motels II, Inc.'s Counterclaim or, in the Alternative, Motion for a
More Definite Statement

JA007701

09/23/2009 Motion for Clarification ▼

Renewed Motion for Clarificaton Or Reconsideration of April 6, 2009
Ruling Re: Executive Plastering

Comment

Renewed Motion for Clarificaton Or Reconsideration of April 6,
2009 Ruling Re: Executive Plastering Inc.'s Application For
Order To Show Cause Why Prejudgment Writ of Attachment and
Writ Of Garnishment Should Not Issue After Notice

09/23/2009 Amended Summons ▼

Amended Summons with Affidavits of Service

Comment

Amended Summons - APCO Construction

09/23/2009 Amended Summons ▼

Amended Summons with Affidavits of Service

Comment

Amended Summons - APCO Construction (as defendant ??
claim)

09/23/2009 Amended Summons ▼

Amended Summons

Comment

Amended Summons

09/24/2009 Amended Summons ▼

Amended Summons

Comment

Amended Summons

09/24/2009 Amended Summons ▼

Amended Summons

Comment

Amended Summons

09/24/2009 Amended Summons ▼

Amended Summons

Comment

Amended Summons

09/24/2009 Amended Summons ▼

JA007702

Amended Summons

Comment

Amended Summons

09/24/2009 Certificate of Mailing ▼

Certificate of Mailing

09/25/2009 Opposition to Motion to Dismiss ▼

Opposition to Motion to Dismiss

Comment

Opposition to Scott Financial Corporation Motion to Dismiss Club Vista Financial Services LLC and Tharaldson Motels II Inc's Counterclaim

09/25/2009 Answer ▼

Answer

Comment

Answer to Steel Structures, Inc. Second Amended Statement of Facts Constituting Lien and Complaint in Intervention

09/25/2009 Answer ▼

Answer

Comment

Answer to Nevada Prefab Engineers, Inc.'s Second Amended Statement of Facts Constituting Lien and Complaint in Intervention

09/25/2009 Answer ▼

Answer

Comment

Answer to the Masonry Group Nevada, Inc.'s Statement of Facts Constituting Lien and Complaint in Intervention and Camco Pacific Construction Inc.'s Counterclaim

09/25/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Answer to Buchele, Inc.'s Complaint for Damages and to Foreclosure Mechanic's Lien and Camco Pacific Construction Company Inc.'s Counterclaim

09/25/2009 Answer ▼

Answer

JA007703

Comment

Answer to Ferguson Fire & Fabrication, Inc.'s Statement of Facts
Constituting Lien and Complaint-in-Intervention and Camco
Pacific Construction Company Inc.'s Counterclaim

09/25/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment

Reply to Club Vista Financial Services, LLC and Tharaldson
Motels, II, Inc.'s Counterclaim

09/28/2009 Opposition to Motion to Dismiss ▼

Opposition to Motion to Dismiss

Comment

Opposition to Scott Financial Corporation's Motion to Dismiss
Club Vista Financial Services, L.L.C. and Tharaldson Motels II,
Inc.'s Counterclaim

09/28/2009 Response ▼

Response

Comment

Response of Club Vista Financial Services, Inc., Tharaldson to
Motion to Designate this Action as Complex Pursuant to NRCP
16.1(F), and Motion to Set a Discovery Conference Pursuant to
NRCP 16

09/29/2009 Reply ▼

Fast Glass, Inc.'s Reply to Camco Pacific Construction Company,
Inc.'s Counterclaim

Comment

Fast Glass, Inc.'s Reply to Camco Pacific Construction
Company, Inc.'s Counterclaim

09/29/2009 Opposition ▼

Apco Construction's Limited Opposition to Scott Financial
Corporation's Motion to Designate as Comp

Comment

Apco Construction's Limited Opposition to Scott Financial
Corporation's Motion to Designate as Complex and Set a Rule
16 Conference

09/29/2009 Reply to Counterclaim ▼

Reply to Counterclaim

JA007704

Comment
Tri-City Drywall, Inc.'s Reply to Club Vista Financial Services
LCC and Tharaldson Motels II, Inc.'s Counterclaim

09/29/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment
Inquipco's Reply to Club Vista Financial Services LCC and
Tharaldson Motel II, Inc.'s Counterclaim

09/29/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment
Northstar Concrete, Inc.'s Reply to Club Vista Financial Services
LCC and Tharaldson Motels II, Inc.'s Counterclaim

09/29/2009 Notice of Change of Firm Name ▼

Notice of Change of Firm Name

Comment
Notice of Change of Firm Name and Address

09/30/2009 Opposition ▼

Opposition

Comment
Camco Pacific Construction Company, Inc.'s Opposition to
Nevada Construction Services' Motion for Sanctions Pursuant to
NRCP 11

09/30/2009 Answer to Amended Complaint ▼

Answer to Amended Complaint

Comment
Answer to first amended complaint and counterclaim

10/01/2009 Answer to Complaint ▼

Answer to Complaint

Comment
Gemstone Development West Inc's Answer to Complaint for
Damages and to Foreclose Mechanic's Lien

10/01/2009 Answer ▼

Answer

JA007705

Comment

Gemstone Development West, Inc.'s Answer to Custom Select Billing, Inc.'s Statement of Facts constitution Lien and Complaint in Intervention

10/02/2009 Motion to Associate Counsel ▼

Motion to Associate Counsel Christine R. Taradash

Comment

Motion to Associate Counsel Christine R. Taradash

10/02/2009 Motion to Associate Counsel ▼

Motion to Associate Counsel John T. Moshier

Comment

Motion to Associate Counsel John T. Moshier

10/05/2009 Motion to Associate Counsel ▼

Motion to Associate Counsel Martin A. Aronson

Comment

Motion to Associate Counsel Martin A. Aronson

10/06/2009 Reply ▼

Reply in Support of Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services,

Comment

Reply in Support of Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services, LLC and Tharaldson Motels, II, Inc.'s Counterclaim

10/06/2009 Answer to Counterclaim ▼

Answer to Counterclaim

Comment

Plaintiff/Counter-Defendant's Answer to Defendant's First Amended Counterclaim

10/09/2009 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure Statement

Comment

Initial Appearance Fee Disclosure Statement

10/09/2009 Joinder ▼

Bradley J. Scott's Joinder to Scott Financial Corporation's Motion to Dismiss Club Vista Financial

JA007706

Comment

Bradley J. Scott's Joinder to Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services, L.L.C. and Tharaldson Motels II, Inc.'s Counterclaim

10/09/2009 Notice of Change of Address ▼

Notice of Change of Address

10/09/2009 Notice of Change of Address ▼

Notice of Change of Address

10/12/2009 Motion to Dismiss ▼

Original Type

Motion to Dismiss

Judicial Officer

Bonaventure, Joseph T.

Hearing Time

9:00 AM

Result

Matter Continued

Comment

DEFT SCOTT FINANCIAL CORPORATION'S MOTION TO DISMISS CLUB VISTA FINANCIAL SERVICES AND THARALDSON MOTELS II'S COUNTERCLAIM

10/12/2009 Motion ▼

Original Type

Motion

Judicial Officer

Bonaventure, Joseph T.

Hearing Time

9:00 AM

Result

Granted

Comment

DEFT SCOTT FINANCIAL CORP'S MOTION TO DESIGNATE THIS ACTION AS COMPLEX PURSUANT TO NRCP 16.1(f), AND MOTION TO SET A DISCOVERY CONFERENCE PURSUANT TO NRCP 16

10/12/2009 All Pending Motions ▼

Original Type

All Pending Motions

JA007707

All Pending Motions

Judicial Officer

Bonaventure, Joseph T.

Hearing Time

9:00 AM

Result

Matter Heard

Comment

DEFT SCOTT FINANCIAL CORPORATION'S MOTION TO DISMISS CLUB VISTA FINANCIAL SERVICES AND THARALDSON MOTELS II'S COUNTERCLAIM...DEFT SCOTT FINANCIAL CORP'S MOTION TO DESIGNATE THIS ACTION AS COMPLEX PURSUANT TO NRCP 16.1(f), AND MOTION TO SET A DISCOVERY CONFERENCE PURSUANT TO NRCP 16

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Other Defendant

Attorney: Morris, Steven L.

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Williams, Donald H

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Carter, Matthew S.

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Perkins, Robin E.

Counter Defendant

Attorney: Williams, Donald H

Counter Defendant

Attorney: CAWLEY, REUBEN

Defendant

Attorney: Carter, Matthew S.

Intervenor Defendant

Attorney: Meier, Glenn F

JA007708

Other

Attorney: Gochnour, Wade B.

10/12/2009 Joinder ▼

Joinder

Comment

Notice of Joinder to Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services, L.L.C. and Tharaldson Motels II, Inc.'s Counterclaim

10/12/2009 Answer to Counterclaim ▼

Answer to Counterclaim

Comment

Masonry Group Nevada Incs Answer to Camco Pacific Construction Incs Counterclaim

10/12/2009 Answer to Counterclaim ▼

Answer to Counterclaim

Comment

Cell-Crete Fireproofing of Nevada Inc's Answer to Club Vista Financial Services LLC Tharaldson Motels II Inc and Gary D Tharaldson's Counterclaim

10/12/2009 Summons ▼

Summons

10/13/2009 Certificate of Mailing ▼

Certificate of Mailing

Comment

Errata to Certificate of Mailing

10/14/2009 Joinder ▼

Plaintiff/Counterdefendant Buchele, Inc.'s Joinder to Zitting Brothers Construction, Inc.'s Partial

Comment

Plaintiff/Counterdefendant Buchele, Inc.'s Joinder to Zitting Brothers Construction, Inc.'s Partial Motion to Dismiss Club Vista Financial Services, LLC and Tharaldson Motels II, Inc.'s Counterclaim, or, in the Alternative, Motion for a More Definite Statement

10/14/2009 Notice ▼

Fast Glass, Inc.'s Notice of Joinder in Scott Financial Corporation's Motion to Dismiss Club Vista

JA007709

Comment

Fast Glass, Inc.'s Notice of Joinder in Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services, LLC and Tharaldson Motels II, Inc.'s Counterclaim

10/14/2009 Reply ▼

Reply in Support of NCS' Motion for Sanctions Pursuant to NRCP 11

Comment

Reply in Support of NCS' Motion for Sanctions Pursuant to NRCP 11

10/14/2009 Answer to Complaint ▼

Answer to Complaint

Comment

Answer to Club Vista Financial Services LLC and Tharaldson Motels II Inc's Counterclaim

10/15/2009 Joinder ▼

Joinder

Comment

Ahern Rental Inc.'s Joinder to Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services LLC and Tharaldson Motel II, Inc.'s Counterclaim

10/15/2009 Motion to Withdraw As Counsel ▼

Motion to Withdraw As Counsel

Comment

Richard A Koch's Motion to Withdraw as Counsel

10/15/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment

Plaintiff in Intervention Northstar Concrete Incs Reply to Camco Pacific Company Incs Counterclaim

10/15/2009 Reply to Counterclaim ▼

Reply to Counterclaim

Comment

Plaintiff in Intervention Tri-City Drywall Incs Reply to Camco Pacific Company Incs Counterclaim

10/15/2009 Reply to Counterclaim ▼

Reply to Counterclaim

JA007710

Comment

Eza PC dba Oz Architecture of Nevada Inc, Harsco Corporation and Patent Construction Systems a Division of Harsco Corporation's Reply to Counterclaim of Club Vista Financial Services LLC and Tharaldson Motels II Inc

10/16/2009 Acceptance of Service ▼

Scott Financial Corporation's Acceptance of Service of Custom Select Billing, Inc.'s Statement of F

Comment

Scott Financial Corporation's Acceptance of Service of Custom Select Billing, Inc.'s Statement of Facts Constituting Lien and Complaint in Intervention

10/16/2009 Answer ▼

Las Vegas Pipeline's Answer to Camco Pacific Construction Company, Inc.'s Counterclaim

Comment

Las Vegas Pipeline's Answer to Camco Pacific Construction Company, Inc.'s Counterclaim

10/16/2009 Notice ▼

Plaintiff, Wiss, Janney, Elstner Associates, Inc.'s Notice of Consolidation With Case Numbers A5712

Comment

Plaintiff, Wiss, Janney, Elstner Associates, Inc.'s Notice of Consolidation With Case Numbers A571228, A574391, A574792, A577623, A583289, A584730, A587168, A580889, A589195 and A597089

10/16/2009 Answer to Counterclaim ▼

Uintah Investments, LLC's Reply to Club Vista Financial Services, LLC's, Tharaldson Motels II, Inc.

Comment

Uintah Investments, LLC's Reply to Club Vista Financial Services, LLC's, Tharaldson Motels II, Inc.'s and Gary D. Tharaldson's Counterclaim

10/16/2009 Notice ▼

Notice

Comment

Noorda Sheet Metal Company's Notice of Joinder in Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services, LLC and Tharaldson Motels II, Inc.'s CounterClaim

10/16/2009 Reply to Counterclaim ▼

JA007711

Reply to Counterclaim

Comment

Counterdefendant Granite Construction Company's Reply to Club Vista Financial Services, LLC's Counterclaim

10/16/2009 Joinder To Motion ▼

Joinder To Motion

Comment

Dave Peterson Framing Inc's Notice of Joinder in Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services LLC and Tharaldson Motels II Inc's Counterclaim

10/16/2009 Joinder To Motion ▼

Joinder To Motion

Comment

E & E Fire Protection LLC's Notice of Joinder in Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services LLC and Tharaldson Motels II Inc's Counterclaim

10/16/2009 Joinder To Motion ▼

Joinder To Motion

Comment

Professional Doors and Millworks LLC's Notice of Joinder in Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services LLC and Tharaldson Motels II Inc's Counterclaim

10/16/2009 Joinder ▼

Joinder

Comment

Renaissance Pools & Spas, Inc.'s Joinder to Zitting Brothers Construction, Inc.'s Partial Motion to Dismiss Club Vista Financial Services, LLC and Tharaldson Motels II, Inc.'s Counterclaim, or in the Alternative, Motion for a More Definite Statement

10/19/2009 Motion for Sanctions ▼

Original Type

Motion for Sanctions

Motion for Sanctions

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

JA007712

Result

Denied

Comment

DEFT NEVADA CONSTRUCTION SERVICES MOTION FOR
SANCTIONS PURSUANT TO NRCP 11

Parties Present ▲

Other Defendant

Attorney: Morris, Steven L.

Intervenor Defendant

Attorney: Vlastic, Charles

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Williams, Donald H

Counter Defendant

Attorney: Vlastic, Charles

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Williams, Donald H

10/19/2009 Answer to Counterclaim ▼

Answer to Counterclaim

Comment

Republic Crane Service LLC's Answer to Club Vista Financial
Services LLC and Tharaldson Motels II Inc's Counterclaim

10/19/2009 Answer to Counterclaim ▼

Answer to Counterclaim

Comment

Republic Crane Service LLC's Answer to Club Vista Financial
Services LLC and Tharaldson Motels II Inc's Counterclaim

10/19/2009 Amended Notice ▼

Amended Notice

Comment

Amended Notice of Scott financial Corporation's Motion to
Dismiss Club Vista Financial Services, L.L.C. and Tharaldson
Motels II, INC's Counterclaim

JA007713

10/21/2009 Stipulation for Dismissal ▼

Stipulation for Dismissal

Comment

Stipulation for Dismissal Without Prejudice of Count Nine (Acting in Concert/Civil Conspiracy) Against Zitting Brothers Construction Inc

10/21/2009 Opposition to Motion ▼

Opposition to Motion

Comment

Opposition to Renewed Motion to Clarify and to Reconsider April 6 2009 Ruling Re Executive Plastering Incs Application for Prejudgment Writ of Attachment

10/21/2009 Reply to Counterclaim ▼

Reply to Counterclaim

10/21/2009 Reply ▼

Reply

Comment

Reply of Counterdefendant John Deere Landscape Inc to Counterclaim of Club Vista Financial Services LLC Tharaldson Motels II Inc and Gary D. Tharaldson

10/21/2009 Certificate of Service ▼

Certificate of Service

Comment

Certificate of Service of Reply of Counterdefendant Supply Network, Inc to Counterclaim of Club Vista Financial Services LLC Tharaldson Motels II Inc and Gary D Tharaldson

10/21/2009 Certificate of Service ▼

Certificate of Service

Comment

Certificate of Service of Reply of Counterdefendant John Deere Landscape Inc to Counterclaim of Club Vista Financial Services LLC, Tharaldson Motels II Inc, and Gary D Tharaldson

10/23/2009 Acceptance of Service ▼

Acceptance of Service

10/26/2009 Motion to Dismiss ▼

JA007714

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Cancel Reason

Vacated - per Stipulation and Order

Comment

Stip and Order received 10/19/09

10/26/2009 Motion ▼

Original Type

Motion to Reconsider

Motion to Reconsider

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Continued

Comment

DEFT CAMCO'S RENEWED MTN FOR CLARIFICATION OR RECONSIDERATION OF ARIL 6, 2009 RULING RE: EXECUTIVE PLASTERING'S APPLICATION FOR ORDER TO SHOW CAUSE WHY PREJUDGMENT WRIT OF ATTACHMENT & WRIT OF GARNISHMENT SHOULD NOT ISSUE AFTER NOTICE (CONSOLIDATED CASE)

10/26/2009 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

Comment

Bradley J. Scott's Joinder to Scott Financial Corporation's Motion to Dismiss Club Vista Financial Services, L.L.C. and Tharaldson Motels II, Inc.'s Counterclaim

10/26/2009 Joinder ▼

Original Type

Joinder

JA007715

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

Comment

LIEN CLAIMANT REPUBLIC CRANE'S JOINDER IN SCOTT
FINANCIAL CORP'S MOTION TO DISMISS CLUB VISTA FINANCIAL
SERVICES AND THARALDSON MOTELS II'S COUNTERCLAIM

10/26/2009 Joinder ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Comment

PLTF AHERN RENTAL'S JOINDER TO SCOTT FINANCIAL CORP'S
MOTION TO DISMISS CLUB VISTA FINANCIAL SERVICES AND
THERALDSON MOTEL II'S COUNTERCLAIM

10/26/2009 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

Comment

LIEN CLAIMANT DAVE PETERSON FRAMING INC'S JOINDER TO
SCOTT FINANCIAL CORP'S MOTION TO DISMISS CLUB VISTA
FINANCIAL SERVICES AND THARALDSON MOTELS II'
COUNTERCLAIM

10/26/2009 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

JA007716

Granted

Comment

LIEN CLAIMANT E&E FIRE PROTECTION'S JOINDER TO SCOTT FINANCIAL CORP'S MOTION TO DISMISS CLUB VISTA FINANCIAL SERVICES AND THARALDSON MOTELS II' COUNTERCLAIM

10/26/2009 Joinder ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Comment

LIEN CLAIMANT DOORS AND MILLWORKS' JOINDER TO SCOTT FINANCIAL CORP'S MOTION TO DISMISS CLUB VISTA FINANCIAL SERVICES AND THARALDSON MOTELS II' COUNTERCLAIM

10/26/2009 Joinder ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Cancel Reason

Vacated - per Stipulation and Order

Comment

Stip and Order received 10/19/09

10/26/2009 Joinder ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Cancel Reason

Vacated - per Stipulation and Order

Comment

Stip and Order received

10/26/2009 All Pending Motions ▼

Original Type

All Pending Motions

All Pending Motions

Judicial Officer

Delaney, Kathleen E.

JA007717

Hearing Time

9:00 AM

Result

Matter Heard

Comment

BRADLEY J. SCOTT'S JOINDER TO SCOTT FINANCIAL CORP'S MOTION TO DISMISS CLUB VISTA FINANCIAL SERVICES, LLC AND THARALDSON MOTELS II, INC'S COUNTERCLAIM...LIEN CLAIMANT REPUBLIC CRANE'S JOINDER IN SCOTT FINANCIAL CORP'S MOTION TO DISMISS CLUB VISTA FINANCIAL SERVICES AND THARALDSON MOTELS II'S COUNTERCLAIM...PLTF AHERN RENTAL'S JOINDER TO SCOTT FINANCIAL CORP'S MOTION TO DISMISS CLUB VISTA FINANCIAL SERVICES AND THERALDSON MOTEL II'S COUNTERCLAIM...LIEN CLAIMANT DAVE PETERSON FRAMING INC'S JOINDER TO SCOTT FINANCIAL CORP'S MOTION TO DISMISS CLUB VISTA FINANCIAL SERVICES AND THARALDSON MOTELS II' COUNTERCLAIM...LIEN CLAIMANT E&E FIRE PROTECTION'S JOINDER TO SCOTT FINANCIAL CORP'S MOTION TO DISMISS CLUB VISTA FINANCIAL SERVICES AND THARALDSON MOTELS II' COUNTERCLAIM...LIEN CLAIMANT DOORS AND MILLWORKS' JOINDER TO SCOTT FINANCIAL CORP'S MOTION TO DISMISS CLUB VISTA FINANCIAL SERVICES AND THARALDSON MOTELS II' COUNTERCLAIM...DEFT SCOTT FINANCIAL CORPORATION'S MOTION TO DISMISS CLUB VISTA

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Intervenor Defendant

Attorney: Blake, David

Third Party Defendant

Attorney: Blake, David

Intervenor

Attorney: Dobberstein, Eric

Counter Claimant

Attorney: Dobberstein, Eric

Third Party Plaintiff

Attorney: Dobberstein, Eric

Intervenor

Attorney: Dixon, Stephen M.

Third Party Plaintiff

Attorney: Dixon, Stephen M.

Intervenor Plaintiff

Attorney: Craft, Christopher

Intervenor Defendant

Attorney: Dixon, Stephen M.

JA007718

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Carter, Matthew S.

Counter Defendant

Attorney: Blake, David

Counter Defendant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Perkins, Robin E.

Counter Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Craft, Christopher

Counter Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Craft, Christopher

Counter Defendant

Attorney: CAWLEY, REUBEN

Counter Defendant

Attorney: Craft, Christopher

Doing Business As

Attorney: Craft, Christopher

Counter Claimant

Attorney: Blake, David

Defendant

Attorney: Carter, Matthew S.

Intervenor Defendant

Attorney: Meier, Glenn F

Other

Attorney: Gochmour, Wade B.

10/29/2009 Reply to Opposition ▼

Reply to Opposition

Comment

Camco's Reply to Opposition to Renewed Motion for Clarification
and Reconsideration

11/02/2009 Motion to Associate Counsel ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Cancel Reason

Vacated

Comment

Order signed

11/02/2009 Motion to Associate Counsel ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Cancel Reason

Vacated

Comment

Order signed

11/02/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Motion to Associate Counsel John Moshier

JA007720

11/02/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Motion to Associate Counsel Christine Taradash

11/02/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Motion to Associate Counsel Martin A Aronson

11/04/2009 Reply ▼

Counterdefendant Cabinetec Inc.'s Reply to Club Vista Financial Services LLC's Counterclaim

Comment

Counterdefendant Cabinetec Inc.'s Reply to Club Vista Financial Services LLC's Counterclaim

11/04/2009 Motion to Withdraw As Counsel ▼

Motion to Withdraw as Counsel

Comment

Motion to Withdraw as Counsel

11/04/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to Complaint for Damages and to Foreclose Mechanic's Lien

Comment

Gemstone Development West, Inc.'s Answer to Complaint for Damages and to Foreclose Mechanic's Lien (Buchelee, Inc.)

11/04/2009 Notice ▼

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228

Comment

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228

11/04/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to Uintah Investments, LLC Complaint

Comment

Gemstone Development West, Inc.'s Answer to Uintah Investments, LLC Complaint

JA007721

11/04/2009 Answer to Interpleader ▼

Gemstone Development West, Inc.'s Answer to Ready Mix, Inc.'s Statement of Facts Constituting Lien

Comment

Gemstone Development West, Inc.'s Answer to Ready Mix, Inc.'s Statement of Facts Constituting Lien and Complaint for Foreclosure of Mechanics' Lien

11/04/2009 Notice ▼

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228 (HA Fa

Comment

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228 (HA Fabricators, Inc.)

11/04/2009 Notice ▼

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228 (Grayb

Comment

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228 (Graybar Electric Company, Inc.)

11/04/2009 Notice ▼

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228 (PCI G

Comment

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228 (PCI Group, LLC)

11/04/2009 Answer ▼

Scott Financial Corporation's Answer to Custom Select Billing, Inc.'s Statement of Facts Constituti

Comment

Scott Financial Corporation's Answer to Custom Select Billing, Inc.'s Statement of Facts Constituting Lien and Complaint in Intervention

11/04/2009 Notice ▼

Notice

Comment

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228

JA007722

11/04/2009 Notice ▼

Notice

Comment

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228

11/04/2009 Notice ▼

Notice

Comment

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228

11/04/2009 Notice ▼

Notice

Comment

Defendant Gemstone Development West, Inc.'s Notice of Consolidation with Case No. 08-A571228

11/04/2009 Motion to Withdraw As Counsel

11/05/2009 Answer ▼

Scott Financial Corporation's Answer to Hydropressure Cleaning, Inc.'s Statement of Facts Constitut

Comment

Scott Financial Corporation's Answer to Hydropressure Cleaning, Inc.'s Statement of Facts Constituting Lien and Complaint in Intervention

11/06/2009 Motion to Amend Complaint ▼

Motion to Amend Complaint

Comment

Harsco Corporation's Proposed Second Amended Complaint in Intervention

11/10/2009 Order Granting ▼

Order Granting

11/10/2009 Order ▼

Order Setting Rule 16 Conference, Designating the Case as Complex Pursuant to NRCP 16.1(f), and Con

Comment

Order Setting Rule 16 Conference, Designating the Case as Complex Pursuant to NRCP 16.1(f), and Continuing the Hearing

JA007723

on Defendant Scott Financial Corporation's Motion to Dismiss
Co-Defendants Vista Financial Services, LLC and Tharaldson
Motels II, Inc.'s Counterclaim

11/10/2009 Order ▼

Order

11/10/2009 Notice of Motion ▼

Notice of Motion

11/11/2009 Notice of Entry ▼

Notice of Entry of Order Setting Rule 16 Conference, Designating the
Case as Complex Pursuant to NR

Comment

Notice of Entry of Order Setting Rule 16 Conference,
Designating the Case as Complex Pursuant to NRCP 16.1(f),
and Continuing the Hearing on Defendant Scott Financial
Corporation s Motion to Dismiss Co-Defendants Vista Financial
Services, LLC and Tharaldson Motels II, Inc. s Counterclaim

11/12/2009 Notice of Entry of Order ▼

Notice of Entry of Order

11/13/2009 Stipulation and Order for Dismissal ▼

Stipulation and Order for Dismissal

Comment

Stipulation and Order for Dismissal of Steel Structures, INC.'s
Complaint Against Camco Pacific Construction, and Camco's
Counterclaim Against Steel Structures, INC.

11/16/2009 Motion to Associate Counsel ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Cancel Reason

Vacated

Comment

Order signed

11/16/2009 Notice of Entry of Order ▼

Notice of Entry of Order for Dismissal of Steel Structures Complaint
against Camco Pacific Construc

JA007724

Comment

Notice of Entry of Order for Dismissal of Steel Structures
Complaint against Camco Pacific Construction and Camcos
Counterclaim Against Steel Structures

11/16/2009 Reply ▼

Nevada Prefab's Reply to Camco's Counterclaim

Comment

Nevada Prefab's Reply to Camco's Counterclaim

11/17/2009 Notice of Entry of Order ▼

Notice of Entry of Order

11/18/2009 Answer ▼

Answer

Comment

Scott Financial Corporation's Answer to HD Supply Waterworks'
Amended Statement of Facts Constituting a Notice of Lien and
Third Party Complaint

11/19/2009 Mandatory Rule 16 Conference ▼

Original Type

Mandatory Rule 16 Conference

Mandatory Rule 16 Conference

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Matter Heard

Parties Present ▲

Defendant: Gemstone Development West Inc

Defendant

Attorney: Meier, Glenn F

Intervenor Defendant

Attorney: Vlastic, Charles

Intervenor

Attorney: Dobberstein, Eric

Counter Claimant

Attorney: Dobberstein, Eric

Third Party Plaintiff

JA007725

Attorney: Dobberstein, Eric

Intervenor Plaintiff

Attorney: Craft, Christopher

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Vlastic, Charles

Counter Defendant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Perkins, Robin E.

Counter Defendant

Attorney: Craft, Christopher

Counter Defendant

Attorney: Craft, Christopher

Counter Defendant

Attorney: Rycraft Jr., Dale R.

Counter Defendant

Attorney: Walters, Brian K.

Counter Defendant

Attorney: Pintar, Becky

Counter Defendant

Attorney: Craft, Christopher

Doing Business As

Attorney: Craft, Christopher

Intervenor Plaintiff

Attorney: Walters, Brian K.

Intervenor Defendant

Attorney: Meier, Glenn F

Other

Attorney: Gochmour, Wade B.

11/23/2009 Motion to Withdraw as Counsel ▼

Original Type

Motion to Withdraw as Counsel

Motion to Withdraw as Counsel

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

Comment

KOCH'S MOTION TO WITHDRAW AS COUNSEL OF RECORD FOR
REPUBLIC CRANE SERVICES LLC

11/23/2009 Answer to Interpleader ▼

Gemstone Development West Inc's Answer to PCI Group LLC's
Complaint

Comment

Gemstone Development West Inc's Answer to PCI Group LLC's
Complaint

11/23/2009 Errata ▼

Errata

Comment

Errata to Motion to Withdraw as Counsel

11/25/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Motion to Withdraw as Counsel

11/25/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Motion to Withdraw as Counsel

12/01/2009 Substitution of Attorney ▼

JA007727

Substitution of Attorneys

Comment

Substitution of Attorneys

12/07/2009 Motion to Withdraw as Counsel ▼

Original Type

Motion to Withdraw as Counsel

Motion to Withdraw as Counsel

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

Comment

WATKINS' MOTION TO WITHDRAW AS ATTORNEY OF RECORD
FOR INTERVENOR/LIEN CLAIMANT CABINETEC, INC

Parties Present ▲

Intervenor

Attorney: Watkins, Justin L.

Counter Defendant

Attorney: Watkins, Justin L.

12/07/2009 Errata ▼

Errata to Affidavit in Support of Motion to Withdraw as Counsel

Comment

Errata to Affidavit in Support of Motion to Withdraw as Counsel

12/07/2009 Notice of Entry ▼

Notice of Entry of Order

Comment

Notice of Entry of Order

12/08/2009 Motion to Amend Complaint ▼

Original Type

Motion to Amend Complaint

Motion to Amend Complaint

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

JA007728

Result

Granted

Comment

HARSCO CORP'S MOTION FOR SECOND AMENDED COMPLAINT
IN INTERVENTION

Parties Present ▲

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Williams, Donald H

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Williams, Donald H

12/09/2009 Motion to Withdraw As Counsel ▼

Motion to Withdraw As Counsel

12/09/2009 Notice of Hearing ▼

Notice of Hearing

Comment

Notice of Hearing Re Motion to Withdraw as Counsel on an
Order Shortening Time

12/16/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Harsco Corporation's Motion to Amend
Complaint in Intervention

12/18/2009 Summons ▼

Subtitution of Attorney

Comment

Subtitution of Attorney

12/21/2009 Order Granting Motion ▼

Order Granting Motion

Comment

Order Granting Motion to Withdraw as Counsel

JA007729

12/21/2009 Notice of Entry of Order ▼

Notice of Entry of Order

12/23/2009 Motion to Withdraw as Counsel ▼

Original Type

Motion to Withdraw as Counsel

Motion to Withdraw as Counsel

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Conditionally Granted

Comment

CALLISTER'S MOTION TO WITHDRAW AS COUNSEL OF RECORD
FOR PLTF EXECUTIVE PLASTERING INC

12/23/2009 Motion to Withdraw As Counsel ▼

Motion to Withdraw As Counsel

Comment

Motion to Withdraw As Counsel

12/23/2009 Amended Complaint ▼

Amended Complaint

Comment

Harsco Corporations Second Amended Complaint in Intervention

12/28/2009 Notice of Entry of Order ▼

Notice of Entry of Order

12/29/2009 Errata ▼

Errata

Comment

Errata to Motion to Withdraw as Counsel on an Order Shortening
Time

01/08/2010 Answer to Counterclaim ▼

Plaintiff/Counter-Defendant HA Fabricators, Inc.'s Answer to APCO
Construction's Counterclaim

JA007730

Comment
Plaintiff/Counter-Defendant HA Fabricators, Inc.'s Answer to
APCO Construction's Counterclaim

01/11/2010 Notice of Dismissal ▼

Notice of Dismissal

Comment
Plaintiff In Intervention Inquipco's Notice of Dismissal

01/11/2010 Notice of Bankruptcy ▼

Notice of Bankruptcy

Comment
Notice of Chapter 7 Bankruptcy Filing and Automatic Stay as to
the Masonry Group Nevada Inc

01/11/2010 Release of Lis Pendens ▼

Release of Lis Pendens

Comment
Plaintiff in Intervention Inquipco's Release of Lis Pendens

01/19/2010 Order ▼

Order

Comment
Order Re Motion to Withdraw as Counsel on an Order
Shortening Time

01/22/2010 Notice of Entry of Order ▼

Notice of Entry of Order

Comment
Notice of Entry of Order Re Motion to Withdraw as Counsel on
an Order Shortening Time

01/25/2010 Motion to Withdraw as Counsel ▼

Original Type
Motion to Withdraw as Counsel

Motion to Withdraw as Counsel

Judicial Officer
Delaney, Kathleen E.

Hearing Time
9:00 AM

Result
Granted

JA007731

Comment

GILBERT AND THUESON'S MOTION TO WITHDRAW AS COUNSEL
OF RECORD FOR DEFTS GEMSTONE DEVELOPMENT WEST INC,
GEMSTONE DEVELOPMENT LLC, AND EDELSTEIN

Parties Present ▲

Defendant

Attorney: Oblad, John T.

Intervenor

Attorney: Dixon, Stephen M.

Third Party Plaintiff

Attorney: Dixon, Stephen M.

Intervenor Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Oblad, John T.

Counter Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: Dixon, Stephen M.

Counter Defendant

Attorney: CAWLEY, REUBEN

Intervenor Defendant

Attorney: Oblad, John T.

01/26/2010 Amended Certificate of Mailing ▼

Amended Certificate of Mailing

Comment

Amended Certificate of Mailing Re Notice of Entry of Order Re
Motion to Withdraw as Counsel on an Order Shortening Time

01/28/2010 Order ▼

Case Management Order

Comment

Case Management Order

01/29/2010 Notice ▼

JA007732

Notice of Entry of Case Management Order

Comment

Notice of Entry of Case Management Order

02/01/2010 Certificate ▼

Amended Certificate of Service

Comment

Amended Certificate of Service

02/02/2010 Order ▼

Order Granting Motion to Withdraw as Counsel for Gemstone Development West, Inc.; Gemstone Devement

Comment

Order Granting Motion to Withdraw as Counsel for Gemstone Development West, Inc.; Gemstone Devement, LLC; and Alexander Edelstein

02/03/2010 Consent to Service By Electronic Means ▼

Pape Rents' Consent to Service by Electronic Means

Comment

Pape Rents' Consent to Service by Electronic Means

02/03/2010 Notice of Entry ▼

Notice of Entry of Order Granting Motion to Withdraw as Counsel for Gemstone Development West, Inc.

Comment

Notice of Entry of Order Granting Motion to Withdraw as Counsel for Gemstone Development West, Inc., Gemstone Development, LLC, and Alexander Edelstein

02/04/2010 Consent ▼

Harsco Corporation and EZ, P.C. dba Oz Architecture of Nevada, Inc.'s Consent to Service by Electro

Comment

Harsco Corporation and EZ, P.C. dba Oz Architecture of Nevada, Inc.'s Consent to Service by Electronic Means

02/05/2010 Substitution of Attorney ▼

Substitution of Attorney for The Pressure Grout Company

Comment

Substitution of Attorney for The Pressure Grout Company

02/12/2010 Stipulation and Order ▼

JA007733

Stipulation and Order of Dismissal of Defendant Nevada Construction Services Without Prejudice

Comment

Stipulation and Order of Dismissal of Defendant Nevada Construction Services Without Prejudice

02/12/2010 Stipulation and Order for Dismissal ▼

Stipulation and Order for Dismissal without Prejudice of Hydropressure Cleaning, Inc.'s Claims Agai

Comment

Stipulation and Order for Dismissal without Prejudice of Hydropressure Cleaning, Inc.'s Claims Against Nevada Construction Services Only

02/12/2010 Suggestion of Bankruptcy ▼

Suggestion of Bankruptcy Petition Amicus Curiae

Comment

Suggestion of Bankruptcy Petition Amicus Curiae

02/17/2010 Consent to Service By Electronic Means ▼

Consent to Service By Electronic Means

Comment

Consent to Service By Electronic Means

02/22/2010 Status Check ▼

Original Type

Status Check

Status Check

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Heard

Comment

STATUS CHECK: CONFIRMATION OF COUNSEL FOR DEFTS GEMSTONE DEVELOPMENT WEST INC, GEMSTONE DEVELOPMENT LLC, AND EDELSTEIN

02/23/2010 Interrogatories ▼

Lenders' Standard Interrogatories to Lien Claimants

Comment

Lenders' Standard Interrogatories to Lien Claimants

JA007734

02/23/2010 Consent to Service By Electronic Means ▼

Consent to Service by Electronic Means

Comment

Consent to Service by Electronic Means

02/26/2010 Motion for Partial Summary Judgment ▼

Plaintiff Ahern Rentals, Inc's Motion for Partial Summary Judgment
Against Defendant Alex Edelstein

Comment

Plaintiff Ahern Rentals, Inc's Motion for Partial Summary
Judgment Against Defendant Alex Edelstein Only

03/01/2010 Motion for Partial Summary Judgment ▼

Atlas Construction Supply, Inc.'s Motion for Partial Summary
Judgment Against Gemstone Development

Comment

Atlas Construction Supply, Inc.'s Motion for Partial Summary
Judgment Against Gemstone Development West, Inc.

03/02/2010 Notice of Hearing ▼

Notice of Hearing on Ahern Rental Inc's Motion for Partial Summary
Judgment Against Defendant Alex

Comment

Notice of Hearing on Ahern Rental Inc's Motion for Partial
Summary Judgment Against Defendant Alex Edelstein Only

03/02/2010 Certificate of Service ▼

Certificate of Service of Notice of Motion for Partial Summary
Judgment of Atlas Construction Suppl

Comment

Certificate of Service of Notice of Motion for Partial Summary
Judgment of Atlas Construction Supply, Inc. Against Gemstone
Development West, Inc.

03/04/2010 Ex Parte Motion ▼

Ex Parte Motion for Order to Show Cause on Order Shortening Time

Comment

Ex Parte Motion for Order to Show Cause on Order Shortening
Time

03/05/2010 Errata ▼

Errata To Order To Show Cause

Comment

JA007735

Errata To Order To Show Cause

03/05/2010 Notice of Intent to Take Default ▼

Three Day Notice of Intent to Enter Default Against HA Fabricators, Inc. on Counterclaim Asserted b

Comment

Three Day Notice of Intent to Enter Default Against HA Fabricators, Inc. on Counterclaim Asserted by APCO Construction

03/05/2010 Notice of Intent to Take Default ▼

Three Day Notice of Intent to Take Default Against Gemstone Development West, Inc. on Third-Party C

Comment

Three Day Notice of Intent to Take Default Against Gemstone Development West, Inc. on Third-Party Complaint Asserted by APCO Construction Against Gemstone Development West, Inc.

03/08/2010 Substitution of Attorney ▼

Substitution of Attorney

Comment

Substitution of Attorney

03/08/2010 Objection ▼

Scott Financial Corporation's Objection To Written Discovery Requests To Gemstone Development West.

Comment

Scott Financial Corporation's Objection To Written Discovery Requests To Gemstone Development West., Inc.

03/09/2010 Show Cause Hearing ▼

Original Type

Show Cause Hearing

Show Cause Hearing

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

HEARING RE: SHOW CAUSE WHY LIENHOLDERS NOT PARTICIPATING IN CONSOLIDATED ACTION SHOULD NOT BE HELD IN CONTEMPT

JA007736

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: CAWLEY, REUBEN

Intervenor Defendant

Attorney: Meier, Glenn F

03/09/2010 Affidavit ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

JA007737

03/09/2010 Affidavit ▼

Affidavit ofService

Comment

Affidavit ofService

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit of Service ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit of Service ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit of Service ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit of Service ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

JA007740

03/09/2010 Affidavit of Service ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit of Service ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit of Due Diligence ▼

Affidavit of Due Diligence

Comment

Affidavit of Due Diligence

03/09/2010 Affidavit ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit of Service ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Affidavit of Service ▼

Affidavit of Service

Comment

Affidavit of Service

03/09/2010 Errata ▼

Errata To Order To Show Cause

Comment

Errata To Order To Show Cause

03/09/2010 Joinder ▼

Zitting Brothers Construction, Inc.'s Joinder to APCA Construction's
Objection to Lenders' Standard

JA007741

Comment
Zitting Brothers Construction, Inc.'s Joinder to APCA
Construction's Objection to Lenders' Standard Interrogatories to
Lien Claimants

03/09/2010 Affidavit ▼

Affidavit of Service re: Arch Aluminum c/o The Corporation trust
Company of Nevada as Resident Agen

Comment
Affidavit of Service re: Arch Aluminum c/o The Corporation trust
Company of Nevada as Resident Agent

03/10/2010 Affidavit ▼

Affidavit of Service

Comment
Affidavit of Service

03/10/2010 Affidavit ▼

Affidavit of Service

Comment
Affidavit of Service

03/10/2010 Early Case Conference Disclosure Statement ▼

Plaintiff Ahern Rental's Early Case Conference Disclosure Statement
Pursuant to N.R.C.P. 16.1

Comment
Early Case Conference Disclosure Statement

03/10/2010 Notice of Change of Address ▼

Plaintiff HD Supply Construction Supply, L.P. d/b/a White Cap
Construction Supply, Inc.'s Notice of

Comment
Plaintiff HD Supply Construction Supply, L.P. d/b/a White Cap
Construction Supply, Inc.'s Notice of Change of Address,
Telephone and Facsimile Numbers

03/17/2010 Opposition ▼

Scott Financial Corporation's Opposition To Atlas Construction Supply,
Inc.'s Motion For Partial Su

Comment
Scott Financial Corporation's Opposition To Atlas Construction
Supply, Inc.'s Motion For Partial Summary Judgment Against
Gemstone Development West, Inc.

03/17/2010 Opposition ▼

JA007742

Scott Financial Corporation's Opposition To Ahern Rentals, Inc.'s Motion For Partial Summary Judgem

Comment

Scott Financial Corporation's Opposition To Ahern Rentals, Inc.'s Motion For Partial Summary Judgement Against Defendant Alex Edelstein

03/19/2010 Opposition to Motion For Summary Judgment ▼

Defendant's Opposition to Ahern Rental Inc.'s Motion For Partial Summary Judgment Against Alex Edel

Comment

Defendant's Opposition to Ahern Rental Inc.'s Motion For Partial Summary Judgment Against Alex Edelstein Only

03/22/2010 Errata ▼

Third Errata to Order to Show Cause

Comment

Third Errata to Order to Show Cause

03/23/2010 Answer to Third Party Complaint ▼

Scott Financial Corporation's Answer to Northstar Concrete, Inc.'s Statement of Facts Constituing L

Comment

Scott Financial Corporation's Answer to Northstar Concrete, Inc.'s Statement of Facts Constituing Lien and Complaint in Intervention

03/23/2010 Substitution of Attorney ▼

Substitution of Counsel

Comment

Substitution of Counsel

03/25/2010 Joinder ▼

Zitting Brothers Construction, Inc.'s Joinder to Scott Financial corporation's Oppostion to Atlas S

Comment

Zitting Brothers Construction, Inc.'s Joinder to Scott Financial corporation's Oppostion to Atlas Supply, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

03/25/2010 Reply to Opposition ▼

Reply to Scott Financial Corporation's Opposition to Ahern's Motion for Partial Summary Judgment

JA007743

Comment

Reply to Scott Financial Corporation's Opposition to Ahern's Motion for Partial Summary Judgment

03/25/2010 Reply to Opposition ▼

Reply to Defendant Edelstein's Opposition to Ahern's Motion for Partial Summary Judgment

Comment

Reply to Defendant Edelstein's Opposition to Ahern's Motion for Partial Summary Judgment

03/25/2010 Answer to Crossclaim ▼

Scott Financial Corporation's Answer to Renaissance Pools & Spas, Inc.'s Statement of Facts Constit

Comment

Scott Financial Corporation's Answer to Renaissance Pools & Spas, Inc.'s Statement of Facts Constituting Lien Claim

03/26/2010 Certificate of Mailing ▼

Certificate of Mailing

Comment

Certificate of Mailing

03/26/2010 Default ▼

Default Against Gemstone Development West, Inc. on Third-Party Complaint Asserted by APCO Construct

Comment

Default Against Gemstone Development West, Inc. on Third-Party Complaint Asserted by APCO Construction in Case No. A-09-596924-C which was Consolidated into A571228

03/26/2010 Default ▼

Default Against HA Fabricators, Inc. on Counterclaim Asserted by APCO Construction

Comment

(set aside 04-28-10) Default Against HA Fabricators, Inc. on Counterclaim Asserted by APCO Construction

03/29/2010 Order Granting ▼

Order Granting Defendant Scott Financial Corporation's Application for Order to Show Cause

Comment

Order Granting Defendant Scott Financial Corporation's Application for Order to Show Cause

JA007744

03/30/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Pltf. Ahern Rentals Inc.'s Motion for Partial Summary Judgment
Against Deft. Edelstein Only

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Perkins, Robin E.

Intervenor Defendant

Attorney: Meier, Glenn F

03/30/2010 Reply ▼

Atlas Construction Supply, Inc.'s Reply Brief In Support of Its Motion
for Partial Summary Judgment

Comment

Atlas Construction Supply, Inc.'s Reply Brief In Support of Its
Motion for Partial Summary Judgment Against Gemstone
Development West, Inc. **JA007745**

03/31/2010 Motion for Substitution ▼

Arch Aluminum's Motion to Substitute Proper Party Pursuant to NRCP 25

Comment

Arch Aluminum's Motion to Substitute Proper Party Pursuant to NRCP 25

04/01/2010 Notice of Lis Pendens ▼

Cactus Rose Construction's Notice of Lis Pendens

Comment

Cactus Rose Construction's Notice of Lis Pendens

04/01/2010 Statement of Facts Constituting Lien ▼

Cactus Rose Construction's Statement of Facts Constituting Notice of Lien and Complaint

Comment

A587168 Cactus Rose Construction's Statement of Facts Constituting Notice of Lien and Complaint

04/02/2010 Certificate of Service ▼

Certificate of Service of Arch Aluminum's Motion to Substitute Proper Party Pursuant to NRCP 25

Comment

Certificate of Service of Arch Aluminum's Motion to Substitute Proper Party Pursuant to NRCP 25

04/05/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Continued

Comment

Pltf. Atlas Construction Supply, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

JA007746

Intervenor

Attorney: Dobberstein, Eric

Counter Claimant

Attorney: Dobberstein, Eric

Third Party Plaintiff

Attorney: Dobberstein, Eric

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Williams, Donald H

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Williams, Donald H

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Dachelet, David W

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: CAWLEY, REUBEN

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

JA007747

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Defendant

Attorney: Meier, Glenn F

04/05/2010 Notice of Lis Pendens ▼

Interstate Plumbing & Air Conditioning's Notice of Lis Pendens

Comment

Interstate Plumbing & Air Conditioning's Notice of Lis Pendens

04/05/2010 Statement of Facts Constituting Lien ▼

Interstate Plumbing & Air Conditioning's Statement of Facts
Constituting Notice of Lien and Complai

Comment

A587168 Interstate Plumbing & Air Conditioning's Statement of
Facts Constituting Notice of Lien and Complaint

04/05/2010 Consent to Service By Electronic Means ▼

Consent to Service by Electronic Means

Comment

Consent to Service by Electronic Means

04/05/2010 Voluntary Dismissal ▼

HD Supply Waterworks LLP's Voluntary Dismissal of Platte River
Insurance Company Only Without Preju

Comment

HD Supply Waterworks LLP's Voluntary Dismissal of Platte River
Insurance Company Only Without Prejudice

04/05/2010 Response ▼

Atlas Construction Supply, Inc.'s Answers to Lenders' Standard
Interrogatories to Lien Claimants

Comment

Atlas Construction Supply, Inc.'s Answers to Lenders' Standard
Interrogatories to Lien Claimants **JA007748**

04/07/2010 Early Case Conference Disclosure Statement ▼

Plaintiff Ahern Rentals, Inc.'s Early Case Conference Disclosure Statement Pursuant to N.R.C.P. 16.

Comment

Early Case Conference Disclosure Statement

04/07/2010 Consent to Service By Electronic Means ▼

Consent for Service by Electronic Means

Comment

Consent for Service by Electronic Means

04/07/2010 Consent to Service By Electronic Means ▼

Consent to Service by Electronic Means

Comment

Consent to Service by Electronic Means

04/07/2010 Notice of Compliance ▼

Insulpro Projects, Inc.'s First Notice of Compliance

Comment

Insulpro Projects, Inc.'s First Notice of Compliance

04/07/2010 Miscellaneous Filing ▼

APCO Construction's Designation of Documents Supporting the Perfection of Lien, Commencement of Con

Comment

APCO Construction's Designation of Documents Supporting the Perfection of Lien, Commencement of Construction and Lien Priority

04/07/2010 Response ▼

Ferguson Fire & Fabrication, Inc.'s Responses to Lenders' Standard Interrogatories to Lien Claimant

Comment

Ferguson Fire & Fabrication, Inc.'s Responses to Lenders' Standard Interrogatories to Lien Claimants

04/07/2010 Production of Documents ▼

Scott Financial Corporation's Production of Documents Pursuant to Case Management Order

Comment

Scott Financial Corporation's Production of Documents Pursuant to Case Management Order

JA007749

04/07/2010 Response ▼

Scott Financial Corporation's Responses to Lien Claimant's Standard Interrogatories

Comment

Scott Financial Corporation's Responses to Lien Claimant's Standard Interrogatories

04/07/2010 Response ▼

Scott Financial Corporation's Responses to Lien Claimant's Standard Interrogatories

Comment

Scott Financial Corporation's Responses to Lien Claimant's Standard Interrogatories

04/07/2010 Response ▼

Scott Financial Corporation's Responses to Lien Claimant's Standard Request for Admissions

Comment

Scott Financial Corporation's Responses to Lien Claimant's Standard Request for Admissions

04/08/2010 Disclosure of Documents and Witnesses Pursuant to NRCP 16.1 ▼

Lien Claimant Cell-Crete Fireproofing's Initial Disclosure of Documents and Witnesses

Comment

Lien Claimant Cell-Crete Fireproofing's Initial Disclosure of Documents and Witnesses

04/08/2010 Affidavit of Service ▼

Affidavit of Service

Comment

Affidavit of Service

04/08/2010 Affidavit of Service ▼

Affidavit of Service

Comment

Affidavit of Service

04/08/2010 Affidavit of Service ▼

Affidavit of Service

Comment

Affidavit of Service

JA007750

04/08/2010 Affidavit of Service ▼

Affidavit of Service

Comment

Affidavit of Service

04/08/2010 Affidavit of Service ▼

Affidavit of Service

Comment

Affidavit of Service

04/08/2010 Affidavit of Service ▼

Affidavit of Service

Comment

Affidavit of Service

04/08/2010 Affidavit of Service ▼

Affidavit of Service

Comment

Affidavit of Service

04/09/2010 Consent to Service By Electronic Means ▼

Consent to Service by Electronic Means

Comment

Consent to Service by Electronic Means

04/09/2010 Early Case Conference Disclosure Statement ▼

Plaintiff Ahern Rentals, Inc.'s Early Case Conference Disclosure Statement Pursuant to N.R.C.P. 16.

Comment

Early Case Conference Disclosure Statement

04/09/2010 Notice of Intent to Take Default ▼

Notice of Intent to Default

Comment

Notice of Intent to Default

04/13/2010 Show Cause Hearing ▼

Original Type

Show Cause Hearing

JA007751

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Heard

Comment

Hearing Re: Show Cause Why Liens Should Not Be Expunged (Jensen Enterprises Inc., Paramount Scaffold Inc., Carpets-N-More, Nedco Supply, Anthony Vizl/SWPPP Compliance Solutions LLC, Sacramento Insulation Contractors Inc., Eastridge Personnel of Las Vegas, Westward Ho LLC, Larry Methvin Installation Inc., Interstate Plumbing & Air Conditioning, S R Bray Corp Power Plus, Sunstate Equipment Company LLC, Sunstate Companies Inc., Towey Equipment Company Inc., Geotek Inc., Superior Traffic Services, Summit Sand & Gravel Inc., K & G Construction Inc., Tiberti Company, and Design Space Modular Buildings Inc.)

04/13/2010 All Pending Motions ▼

Original Type

All Pending Motions

All Pending Motions

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Heard

Comment

Hearing Re: Show Cause Why Liens Should Not Be Expunged (Jensen Enterprises Inc., Paramount Scaffold Inc., Carpets-N-More, Nedco Supply, Anthony Vizl/SWPPP Compliance Solutions LLC, Sacramento Insulation Contractors Inc., Eastridge Personnel of Las Vegas, Westward Ho LLC, Larry Methvin Installation Inc., Interstate Plumbing & Air Conditioning, S R Bray Corp Power Plus, Sunstate Equipment Company LLC, Sunstate Companies Inc., Towey Equipment Company Inc., Geotek Inc., Superior Traffic Services, Summit Sand & Gravel Inc., K & G Construction Inc., Tiberti Company, and Design Space Modular Buildings Inc.)...Pltf. Atlas Construction Supply, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Intervenor

Attorney: Reade, Robert C.

Intervenor

Attorney: Dobberstein, Eric

JA007752

Counter Claimant

Attorney: Dobberstein, Eric

Third Party Plaintiff

Attorney: Dobberstein, Eric

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Williams, Donald H

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Clifford, David S

Counter Defendant

Attorney: Reade, Robert C.

Counter Defendant

Attorney: Williams, Donald H

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Dachelet, David W

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: CAWLEY, REUBEN

Counter Defendant

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Counter Defendant

JA007753

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Peel, Richard L.

Counter Defendant

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Peel, Richard L.

Intervenor Plaintiff

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Intervenor Defendant

Attorney: Meier, Glenn F

04/13/2010 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

Comment

Initial Appearance Fee Disclosure

04/13/2010 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

Comment

Initial Appearance Fee Disclosure

04/13/2010 Acceptance of Service ▼

Acceptance of Service by Camco Pacific Construction Company, Inc.
and Fidelity and Deposit Company

JA007754

Comment

Acceptance of Service by Camco Pacific Construction Company, Inc. and Fidelity and Deposit Company of Maryland

04/13/2010 Acceptance of Service ▼

Acceptance of Service by Asphalt Products Corp. and APCO Construction

Comment

Acceptance of Service by Asphalt Products Corp. and APCO Construction

04/13/2010 Acceptance of Service ▼

Acceptance of Service by Camco Pacific Construction Company, Inc. and Fidelity and Deposit Company

Comment

Acceptance of Service by Camco Pacific Construction Company, Inc. and Fidelity and Deposit Company of Maryland

04/13/2010 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure (NRS Chapter 19)

Comment

Initial Appearance Fee Disclosure (NRS Chapter 19)

04/13/2010 Notice of Appearance ▼

Notice of Appearance and Response to Order Granting Defendant Scott Financial Corporation's Applica

Comment

Notice of Appearance and Response to Order Granting Defendant Scott Financial Corporation's Application for Order to Show Cause

04/13/2010 Answer and Counterclaim ▼

Answer to Cactus Rose's Statemant of Facts Constituting Notice of Lien and Complaint and Camco Paci

Comment

A587168 Answer to Cactus Rose's Statemant of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc's Counterclaim

04/13/2010 Answer and Counterclaim ▼

Answer to Interstate Plumbing & Air Conditioning's Statemant of Facts Constituting Notice of Lien a

JA007755

Comment
A587168 Answer to Interstate Plumbing & Air Conditioning's
Statement of Facts Constituting Notice of Lien and Complaint
and Camco Pacific Construction Company Inc's Counterclaim

04/13/2010 Affidavit of Service ▼

Affidavit of Service

Comment
Affidavit of Service

04/13/2010 Affidavit of Service ▼

Affidavit of Service

Comment
Affidavit of Service

04/13/2010 Affidavit of Service ▼

Affidavit of Service

Comment
Affidavit of Service

04/13/2010 Affidavit of Service ▼

Affidavit of Service

Comment
Affidavit of Service

04/13/2010 Affidavit of Service ▼

Affidavit of Service

Comment
Affidavit of Service

04/13/2010 Affidavit of Service ▼

Affidavit of Service

Comment
Affidavit of Service

04/13/2010 Affidavit of Service ▼

Affidavit of Service

Comment
Affidavit of Service

04/13/2010 Affidavit of Service ▼

Affidavit of Service

JA007756

	<p>Comment Affidavit of Service</p>	
	<p>04/13/2010 Affidavit of Service ▼</p> <p>Affidavit of Service</p> <p>Comment Affidavit of Service</p>	
	<p>04/13/2010 Affidavit of Service ▼</p> <p>Affidavit of Service</p> <p>Comment Affidavit of Service</p>	
	<p>04/13/2010 Affidavit of Service ▼</p> <p>Affidavit of Service</p> <p>Comment Affidavit of Service</p>	
	<p>04/13/2010 Affidavit of Service ▼</p> <p>Affidavit of Service</p> <p>Comment Affidavit of Service</p>	
	<p>04/13/2010 Affidavit of Due Diligence ▼</p> <p>Affidavit of Due Diligence</p> <p>Comment Affidavit of Due Diligence</p>	
	<p>04/13/2010 Affidavit of Service ▼</p> <p>Affidavit of Service</p> <p>Comment Affidavit of Service</p>	
	<p>04/14/2010 Verification ▼</p> <p>Verification of Lien Claimant, Wiss, Janney, Elstner Associates, Inc.'s Response to Lenders' Standa</p> <p>Comment Verification of Lien Claimant, Wiss, Janney, Elstner Associates, Inc.'s Response to Lenders' Standard Interrogatories to Lien Claimants</p>	
	<p>04/14/2010 Verification ▼</p> <p>JA007757</p>	

Verification of Scott Financial Corporation's Responses to Lien Claimant's Standard Interrogatories

Comment

Verification of Scott Financial Corporation's Responses to Lien Claimant's Standard Interrogatories

04/14/2010 Affidavit of Service ▼

Affidavit of Service Re: Westward Ho, LLC

Comment

Affidavit of Service Re: Westward Ho, LLC

04/14/2010 Affidavit of Service ▼

Affidavit of Service Re: Jensen Enterprises, Inc.

Comment

Affidavit of Service Re: Jensen Enterprises, Inc.

04/14/2010 Receipt of Copy ▼

Receipt of Copy

Comment

Receipt of Copy

04/15/2010 Amended ▼

E&E Fire Protection, LLC's Amended Notice of Pendency of Action

Comment

E&E Fire Protection, LLC's Amended Notice of Pendency of Action

04/15/2010 Amended ▼

Noorda Sheet Metal Company's Second Amended Notice of Pendency of Action

Comment

Noorda Sheet Metal Company's Second Amended Notice of Pendency of Action

04/15/2010 Amended ▼

Professional Doors and Millworks, LLC's Amended Notice of Pendency of Action

Comment

Professional Doors and Millworks, LLC's Amended Notice of Pendency of Action

04/15/2010 Amended ▼

The Pressure Grout Company's Amended Notice of Pendency of

JA007758

Action

Comment

The Pressure Grout Company's Amended Notice of Pendency of Action

04/15/2010 Amended ▼

Dave Peterson Framing, Inc.'s Amended Notice of Pendency of Action

Comment

Dave Peterson Framing, Inc.'s Amended Notice of Pendency of Action

04/15/2010 Motion for Summary Judgment ▼

Lien Claimant Fast Glass, Inc.'s Motion for Summary Judgment Against Gemstone Development West, Inc

Comment

Lien Claimant Fast Glass, Inc.'s Motion for Summary Judgment Against Gemstone Development West, Inc.

04/15/2010 Answer to Counterclaim ▼

Accuracy Glas & Mirror Company, Inc's Answer to Camco Pacific Construction Company's Counterclaim

Comment

Accuracy Glas & Mirror Company, Inc's Answer to Camco Pacific Construction Company's Counterclaim

04/15/2010 Answer to Counterclaim ▼

Buchele, Inc's Answer to Camco Pacific Construction Company's Counterclaim

Comment

Buchele, Inc's Answer to Camco Pacific Construction Company's Counterclaim

04/15/2010 Answer to Counterclaim ▼

WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc's Counterclaim

Comment

WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc's Counterclaim

04/15/2010 Answer to Counterclaim ▼

Heinaman Contract Glazing's Answer to Camco Pacific Construction Company, Inc.'s Counterclaim

Comment

Heinaman Contract Glazing's Answer to Camco Pacific Construction Company, Inc.'s Counterclaim

JA007759

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Sunstate Companies, Inc.'s Statement of Facts Constituting Lien

Comment

Sunstate Companies, Inc.'s Statement of Facts Constituting Lien

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Consent to Service by Electronic Means

Comment

Consent to Service by Electronic Means

04/19/2010 Notice ▼

Notice to All Parties

Comment

Notice to All Parties

04/20/2010 Stipulation and Order ▼

Stipulation and Order

Comment

Stipulation and Order

04/20/2010 Stipulation and Order ▼

Stipulation and Order

Comment

Stipulation and Order

04/21/2010 Consent to Service By Electronic Means ▼

Ahern Rentals, Inc's Consent to Service by Electronic Means

Comment

Ahern Rentals, Inc's Consent to Service by Electronic Means

04/21/2010 Notice of Entry ▼

Notice of Entry of Stipulation and Order

Comment

Notice of Entry of Stipulation and Order

04/21/2010 Order to Show Cause ▼

Order to Show Cause

Comment

Order to Show Cause

JA007760

04/21/2010 Notice of Entry ▼

Notice of Entry of Stipulation and Order

Comment

Notice of Entry of Stipulation and Order

04/21/2010 Answer to Third Party Complaint ▼

Answer to Harsco Corporation's Second Amended Complaint

Comment

Answer to Harsco Corporation's Second Amended Complaint

04/22/2010 Reply to Counterclaim ▼

Selectbuild Nevada, Inc.'s Reply to Counterclaim of Camco Pacific Construction Company, Inc.

Comment

Selectbuild Nevada, Inc.'s Reply to Counterclaim of Camco Pacific Construction Company, Inc.

04/22/2010 Miscellaneous Filing ▼

Hydropressure Cleaning, Inc.'s Designation of Documents Supporting the Perfection of Lien, Commence

Comment

Hydropressure Cleaning, Inc.'s Designation of Documents Supporting the Perfection of Lien, Commencement of Construcion and Lien Priority

04/22/2010 Miscellaneous Filing ▼

Custom Select Billing, Inc.'s Designation of Documents Supporting the Perfection of Lien, Commencem

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Custom Select Billing, Inc.'s Designation of Documents Supporting the Perfection of Lien, Commencement of Construction and Lien Priority

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S.R. Bray Corp.'s Statement of Facts and Complaint in Intervention

Comment

S.R. Bray Corp.'s Statement of Facts and Complaint in Intervention

04/23/2010 Statement ▼

SWPPP Compliance Solutions, LLC's Statement of Facts and Complaint

JA007761

IN THE SUPREME COURT OF THE STATE OF NEVADA

Supreme Court Case No. 77320
Consolidated with 80508

HELIX ELECTRIC OF NEVADA, LLC,

Appellant,

v.

APCO CONSTRUCTION, INC., A NEVADA CORPORATION,

Respondent.

JOINT APPENDIX
VOLUME 105

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CHRONOLOGICAL APPENDIX OF EXHIBITS

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¹ Filed January 31, 2018

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	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377- JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379- JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382- JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392- JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406- JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413- JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416- JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418- JA002419	43
	Trial Exhibit 64 - Photo re: Building 2 & 3, West	JA002420- JA002421	43
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	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424- JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435- JA002436	43
	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437- JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439- JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441- JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443- JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445- JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447- JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448- JA002449	43

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	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457- JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting (\$27,973.80); Progress Payment No. 7	JA002495- JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498- JA002500	44
	Trial Exhibit 102 -Email from L. Lynn to J. Griffith, et al. re: Change Order No. 00011 “pending”	JA002501- JA002503	44
	Trial Exhibit 103- Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour	JA002504- JA002505	44
	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour with copies of change orders	JA002506- JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527- JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting (\$27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530- JA002531	44
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	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542- JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544- JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546- JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551- JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564- JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO (\$33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568- JA002571	44
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572- JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576- JA002577	45/46
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	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582- JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592- JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599- JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613- JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652- JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
	Trial Exhibit 170 - Subcontract Agreement between Helix and Camco (unsigned)	JA002677- JA002713	48
	Trial Exhibit 171 - Work Order No. 100	JA002714- JA002718	48
	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719- JA002730	48

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	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731- JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746- JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748- JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752- JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772- JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
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	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798- JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826- JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029- JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334- JA003338	55
	Helix Trial Exhibits:		
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57 /58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61

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	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65 /66/67/ 68/69/70/ 71/72 /73/74/75 /76/77
01-19-18	Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA005282- JA005283	78
01-18-18	Transcript – Bench Trial (Day 2)²	JA005284- JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) (<i>Admitted</i>)	JA005371- JA005623	78/79/80
01-19-18	Transcript – Bench Trial (Day 3)³	JA005624- JA005785	80
	Trial Exhibit 231 – Helix Electric's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint (<i>Admitted</i>)	JA005786- JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix's Motion for Partial Summary Judgment against Gemstone (<i>Admitted</i>)	JA005802- JA005804	80

² Filed January 31, 201879

³ Filed January 31, 2018

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	Trial Exhibit 320 – June-August Billings—not paid to APCO (<i>Admitted</i>)	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec (<i>Admitted</i>)	JA005806-	80
	Trial Exhibit 536 – Lien math calculations (handwritten) (<i>Admitted</i>)	JA005807- JA005808	80
	Trial Exhibit 804 – Camco Correspondence (<i>Admitted</i>)	JA005809- JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien (<i>Admitted</i>)	JA005817- JA005819	81
01-24-18	Transcript – Bench Trial (Day 5)⁴	JA005820- JA005952	81
03-08-18	Letter to Judge Denton submitting Helix Electric of Nevada, LLC’s (Proposed) Findings of Fact and Conclusions of Law	JA005953- JA005985	81
03-08-18	Letter to Judge Denton submitting APCO Construction, Inc.’s Proposed Findings of Fact and Conclusions of Law	JA005986- JA006058	8/821
03-08-18	APCO Construction Inc.’s Post-Trial Brief	JA006059- JA006124	82/83
03-23-18	APCO Opposition to Helix Electric of Nevada, LLC’s Findings of Fact and Conclusions of Law	JA006125- JA006172	83/84
03-23-18	Helix Electric of Nevada, LLC’s Responses to APCO Construction’s Post-Trial Brief	JA006173- JA006193	84
04-25-18	Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO	JA006194- JA006264	84/85

⁴ Filed January 31, 201883

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	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenotec Against APCO	JA006285- JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357- JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370- JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386- JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399- JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403- JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407- JA006411	87
	Exhibit 7A – Billing Entries	JA006412- JA006442	87/88

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	Exhibit 7B – Time Recap	JA006443- JA006474	88
	Exhibit 8 – Declaration of Cody S. Munteer, Esq. in Support of Motion for Attorney’s Fees and Costs	JA006475- JA006478	88
	Exhibit 9 – APCO Construction, Inc.’s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479- JA006487	88
	Exhibit 10 – Depository Index	JA006488- JA006508	88/89
05-08-18	Helix Electric of Nevada, LLC’s Motion to Retax Costs Re: Defendant APCO Construction’s Memorandum of Costs and Disbursements	JA006509- JA006521	89
05-31-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]	JA006522 JA006540	89
06-01-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.’s Against APCO Construction, Inc.]	JA006541 JA006550	90
06-01-18	Helix Electric of Nevada, LLC’s Motion for Attorneys’ Fees, Interest and Costs	JA006551- JA006563	90
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564- JA006574	90

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	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575- JA006580	90
	Exhibit 3 – Prime Interest Rate	JA006581- JA006601	90
	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC’s Motion for Attorneys’ Fees, Interest and Costs	JA006583- JA006588	90
	Exhibit 5 – Summary of Fees	JA006589- JA006614	90
06-15-18	APCO Construction, Inc.’s Opposition to Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.’s Motions to Retax Costs	JA006615- JA006637	90/91
	Exhibit 1-A Declaration of Mary Bacon in Support of APCO’s Supplement to its Motion for Attorney’s Fees	JA006635 JA006638	91
	Exhibit 1-B – Declaration of Cody Munteer in Support of APCO’s Supplement to its Motion for Attorney’s Fees	JA006639- JA006916	91/92/93 94/95/96
06-15-18	Helix Electric of Nevada, LLC’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA006917 – JA006942	96
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943- JA006948	96

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 2 – Notice of Entry of Denying APCO Construction’s Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949- JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955- JA006958	96
	Exhibit 4 – Order Denying <i>En Banc</i> Reconsideration	JA006959- JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA006964- JA006978	96
	Exhibit 6A – Interstate Plumbing and Air Conditioning, LLC’s Response to Special Master Questionnaire	JA006977- JA006980	96
	Exhibit 6B – Nevada Prefab Engineers, Inc.’s Response to Special Master Questionnaire	JA006981- JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.’s Response to Special Master Questionnaire	JA006985- JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal’s Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC’s Special Master Questionnaire	JA007002- JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006- JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037- JA007060	97

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042- JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff’s Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054- JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057- JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction’s Omnibus Motion <i>in Limine</i>	JA007060- JA007088	97
	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC’s Motion in Limine (against APCO Construction)	JA007070- JA007078	97
	Exhibit 13 – Notice of Entry of Order Denying APCO Constructions’ Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA007079- JA007084	97
	Exhibit 14 – Notice of Entry of Order Denying APCO Construction’s Motion for Reconsideration of Order Granting Partial Summary	JA007085- JA007087	97

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Exhibit 15 – Notice of Association of Counsel	JA007088- JA007094	97
06-15-18	Plaintiff in Intervention National Wood Products, Inc.’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA007095- JA007120	97/98
06-15-18	Declaration of S. Judy Hirahara in support of National Woods’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA007121- JA007189	98
06-18-18	Plaintiff in Intervention National Wood Products, Inc.’s Joinder to Helix Electric of Nevada, LLC’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA007190- JA007192	99
06-21-18	Helix Electric of Nevada, LLC’s Notice of Non-Opposition to its Motion for Attorney’s Fees, Interest and Costs	JA007193- JA007197	99
06-29-18	APCO Construction, Inc.’s Reply in Support of its Motion for Attorney’s Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA007198- JA007220	99
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221- JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223- JA007224	99

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06-29-18	Helix Electric of Nevada, LLC's Reply Re: Motion to Retax	JA007225- JA007237	100
07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238- JA007245	100
07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246- JA007261	100
08-08-18	Court's Decision on Attorneys' Fees and Cost Motions	JA007262- JA007280	100
09-28-18	Notice of Entry of (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281- JA007299	100
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300- JA007312	100/101
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007313- JA007315	101

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
08-06-19	Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA007316- JA007331	101
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.	JA007332- JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC's Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC's Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007336- JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345- JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395- JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of Nevada, LLC, SWPPP Compliance	JA007401- JA007517	102/103

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Solutions, Inc., E&E Fire Protection		
	Exhibit 6 – Order Dismissing Appeal in Part (Case No. 76276)	JA007518- JA007519	103
	Exhibit 7 – Order to Show Cause	JA007520- JA007542	103
	Exhibit 8 -Order Dismissing Appeal (Case No. 76276)	JA007524- JA007527	103
	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528- JA007541	103
	Exhibit 10 (Part One)	JA007537- JA007542	103
	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543- JA007585	103
	Exhibit 10B -Docket 08A571228 (APCO v. Gemstone)	JA007586- JA008129	103/104/105 /106/107 /108/109
	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130- JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants’ Motions for Partial Summary Judgment Against Gemstone Development West	JA008139- JA008141	109
	Exhibit 10 (Part Two)	JA008142- JA008149	109

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150- JA008167	109
	Exhibit 10F – Special Master Report Regarding Remaining Parties to the Litigation and Discovery Status	JA008168- JA008170	109
	Exhibit 10EG – Notice of Entry of Granting Plaintiff’s Motion to Dismiss	JA008171- JA008177	109
	Exhibit 10H – Complaint re Foreclosure	JA008178- JA008214	109
	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215- JA008230	109
	Exhibit 10J – APCO Construction’s Answer to Accuracy Glass & Mirror Company’s First Amended Complaint re Foreclosure	JA008231- JA008265	109/110
	Exhibit 10K – Answer to Accuracy Glass & Mirror Company, Inc.’s Complaint and Camco Pacific Construction, Inc.’s Counterclaim	JA008266- JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.’s Answer to Camco Pacific Construction Company’s Counterclaim	JA008286- JA008290	110
	Exhibit 10M – Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291- JA008306	110
	Exhibit 10N – APCO Construction’s Answer to Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307- JA008322	110
	Exhibit 10O – Answer to Helix Electric’s Statement of Facts	JA008323- JA008338	110

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.'s Counterclaim		
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC's Motion for Attorney's Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348- JA008367	110
	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368- JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenetec Against APCO	JA008379- JA008450	110/111
	Exhibit 10T -WRG Design, Inc.'s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451- JA008486	111
	Exhibit 10U – APCO Construction's Answer to WRG Design Inc.'s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468- JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.'s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc.'s Counterclaim	JA008484- JA008504	111

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505- JA008512	111
	Exhibit 10X – WRG Design, Inc.'s Answer to Camco Pacific Construction Company, Inc.'s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing's Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518- JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction's Counterclaim	JA008531- JA008551	111
	Exhibit 10AA – Notice of Entry of Granting Heinaman Glazing's Motion for Attorneys's Fees, Interest and Costs	JA008552- JA008579	111/112
	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561- JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing's Answer to Camco Pacific Construction Company's Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589- JA00861	112
	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party	JA008602- JA008621	112

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Complaint and Camco Pacific Construction, Inc.'s Counterclaim		
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622- JA008624	112
	Exhibit 10GG – HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625- JA008642	112
	Exhibit 10HH – APCO Construction's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643- JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658- JA008664	112
	Exhibit 10JJ -Defendants Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008665- JA008681	112
	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682- JA008685	112
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	Exhibit 10NN-Notice of Appeal	JA008718 JA008723	113
	Exhibit 10OO – Amended Notice of Appeal	JA008724- JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730- JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737- JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747- JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875- JA008758	113
	Exhibit 13 – Stipulation and Order with Prejudice	JA008759- JA008780	113
	Exhibit 14 – Docket/United Subcontractors, Inc. dba Skyline Insulation’s Motion to Enforce Settlement Agreement and Enter Judgment	JA008762- JA008788	113
	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789- JA008798	113

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08-16-19	APCO’s Opposition to Helix Electric of Nevada LLC’s Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA008811- JA008821	114
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822- JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825- JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent’s Response to Order to Show Cause	JA008829- JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893- JA008896	116
	Exhibit 5 – Chart of Claims	JA008897- JA008924	116
	Exhibit 6 – Answer to Helix Electric’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company, Inc.’s Counterclaim	JA008925- JA008947	116/117
	Exhibit 7 – Answer to Cactus Rose’s Statement of Facts Constituting Notice of Lien and Complaint and Camco Pacific Construction Company Inc.’s Counterclaim	JA008948- JA008965	117
	Exhibit 8 – Answer to Heinaman Contract Glazing’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008966- JA008986	117/118

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987- JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998- JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011- JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025- JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039- JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111- JA009113	119
	Exhibit 15 – Order Approving Distribution of Fidelity and Deposit Company of Maryland's Bond	JA009114- JA009116	119
08-29-19	Helix Electric of Nevada LLC's Reply to APCO's Opposition to Helix Electric of Nevada LLC's Motion to (I) Re-Open Statistically Closed Case, (II)	JA009117- JA009123	119

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01-29-20	Notice of Appeal	JA009132- JA009136	119/120
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA009137- JA009166	120
	Exhibit [C] – Notice of Entry of Order Granting Helix Electric of Nevada's Rule 54(b) Certification	JA009148- JA009156	120
02-11-20	Case Appeal Statement	JA009157- JA009163	120
02-11-20	APCO's Notice of Cross Appeal	JA009164- JA010310	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorney's Fees and Costs; (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA009168- JA009182	120

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada’s Motion for Rule 54(b) Certification	JA009183- JA00991	120

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05-08-18	APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA006265- JA006284	85
	Exhibit 1 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA006285- JA006356	85/86
	Exhibit 2 – National Wood Products, Inc.'s Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support Thereof	JA006357- JA006369	86
	Exhibit 3 – Plaintiff in Intervention, National Wood Products, Inc.'s Findings of Fact and Conclusions of Law (Proposed)	JA006370- JA006385	86/87
	Exhibit 4 – Plaintiff in Intervention, National Wood Productions, Inc.'s Findings of Fact and Conclusions of Law Re Camco	JA006386- JA006398	87
	Exhibit 5 – Offer of Judgment to Helix Electric of Nevada, LLC	JA006399- JA006402	87
	Exhibit 6 – Offer of Judgment to Plaintiff in Intervention National Wood Products, Inc.	JA006403- JA006406	87
	Exhibit 7 – Declaration of John Randall Jefferies, Esq. in Support of APCO Construction, Inc.'s Motion for Attorney's Fees and Costs	JA006407- JA006411	87
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	Exhibit 7B – Time Recap	JA006443- JA006474	88
	Exhibit 8 – Declaration of Cody S. Mounter, Esq. in Support of Motion for Attorney’s Fees and Costs	JA006475- JA006478	88
	Exhibit 9 – APCO Construction, Inc.’s Memorandum of Costs and Disbursements [Against Helix Electric of Nevada, LLC, and Plaintiff in Intervention National Wood Products, LLC]	JA006479- JA006487	88
	Exhibit 10 – Depository Index	JA006488- JA006508	88/89
06-06-13	APCO’s Limited Motion to Lift Stay for Purposes of this Motion Only; (2) APCO’s Motion for Summary Judgment Against Gemstone Only; and (3) Request for Order Shortening Time	JA000044- JA000054	1
	Exhibit 1 – Affidavit of Randy Nickerl in Support of (I) APCO’s Limited Motion to Lift Sta for Purposes of this Motion Only; (2) APCO’s Motion for Judgment Against Gemstone Only	JA000055- JA000316	1/2/4/5/6
	Exhibit 2 – Findings of Fact and Conclusions of Law and Judgment in Favor of APCO Construction Against Gemstone Development West, Inc. Only	JA000317- JA000326	6
02-11-20	APCO’s Notice of Cross Appeal	JA009164- JA010310	120
	Exhibit 1 – Notice of Entry of Order (1) Granting APCO Construction, Inc.’s Motion for Attorney’s Fees and Costs; (2) Granting APCO Construction, Inc.’s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC’s	JA009168- JA009182	114

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Motion to Retax in Party (4) Granting Plaintiff-in-Intervention National Wood Productions, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply		
	Exhibit 2 – Notice of Entry of Order Granting Helix Electric of Nevada's Motion for Rule 54(b) Certification	JA009183- JA00991	120
11-06-17	APCO Construction, Inc.'s Omnibus Motion <i>in Limine</i>	JA000590 JA000614	9
	Exhibit 1 – Second Amended Notice of taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Zitting Brothers Construction, Inc.	JA000615- JA000624	9
	Exhibit 2 – Zitting Brothers Construction, Inc.'s Motion for Partial Summary Judgment Against APCO Construction	JA000625- JA000646	9
	Exhibit 3 – Excerpts from Samuel Zitting's Deposition Transcript taken October 27, 2017	JA000647- JA000678	9/10
	Exhibit 4 – Statement of Facts Constituting Lien on Behalf of Buchele, Inc.	JA000679- JA000730	10
	Exhibit 5 – Subcontract Agreement dated April 17, 2007	JA000731- JA000808	10/11
	Exhibit 6 – Subcontract Agreement dated April 17, 2007	JA000809- JA000826	11/12
	Exhibit 7 – Email from Mary Bacon dated October 16, 2017	JA000827- JA000831	12
	Exhibit 8 – Email from Mary Bacon dated October 17, 2017	JA000832- JA000837	12
	Exhibit 9 – Email from Eric Zimbelman dated October 17, 2017	JA000838- JA000844	12
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	Exhibit 12 – Plaintiff in Intervention, National Wood Products, Inc.’s First Supplemental Disclosures Pursuant to NRCP 16.1	JA000857- JA000864	12
	Exhibit 13 – Amended Notice of Taking NRCP Rule 30(b)(6) Deposition of Person Most Knowledgeable for Helix Electric of Nevada, LLC	JA000865- JA000873	12
	Exhibit 14 – Excerpts from Helix Electric of Nevada, LLC’s 30(b)(6) Witness Deposition Transcript taken July 20, 2017	JA000874- JA000897	12
03-23-18	APCO Opposition to Helix Electric of Nevada, LLC’s Findings of Fact and Conclusions of Law	JA006125- JA006172	83/84
08-16-19	APCO’s Opposition to Helix Electric of Nevada LLC’s Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA008811- JA008821	114
	Exhibit 1 – Order to File Amended Docketing Statement	JA008822- JA008824	114
	Exhibit 2 – Order to Show Cause	JA008825- JA008828	114
	Exhibit 3 – Appellant/Cross-Respondent’s Response to Order to Show Cause	JA008829- JA008892	114/115/116
	Exhibit 4 – Order Dismissing Appeal	JA008893- JA008896	116
	Exhibit 5 – Chart of Claims	JA008897- JA008924	116
	Exhibit 6 – Answer to Helix Electric’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco	JA008925- JA008947	116/117

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
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	Exhibit 8 – Answer to Heinaman Contract Glazing's Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction's Counterclaim	JA008966- JA008986	117/118
	Exhibit 9 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA008987- JA008998	118
	Exhibit 10 – Findings of Fact and Conclusions of Law as to the Claims of Cactus Rose Construction Co., Inc.	JA008998- JA009010	118
	Exhibit 11 – Findings of Fact and Conclusions of Law as to the Claims of Heinaman Contract Glazing	JA009011- JA009024	118
	Exhibit 12 – Notice of Entry of Decision, Order and Judgment on Defendant Scott Financial Corporation's Motion for Summary Judgment as to Priority of Liens	JA009025- JA009038	118
	Exhibit 13 – Findings of Fact and Conclusions of Law as to the Claims of Helix Electric and Cabenetec Against APCO	JA009039- JA009110	118/119
	Exhibit 14 – Order Granting Motion to Deposit Bond Penal Sum with Court, Exoneration of Bond and Dismissal	JA009111- JA009113	119
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	Exhibit 1-B – Declaration of Cody Mounteer in Support of APCO's Supplement to its Motion for Attorney's Fees	JA006639- JA006916	91/92/93 94/95/96
11-14-17	APCO Construction, Inc.'s Opposition to Helix Electric of Nevada, LLC's Motions <i>in Limine</i> Nos. 1-4	JA000929- JA000940	13/14
	Exhibit 1 – Excerpts from the Deposition Transcript of Mary Jo Allen taken July 18, 2017	JA000941- JA000966	14/15/16
	Exhibit 2 – Helix Electric's Manhattan West Billing/Payment Status through August 2008	JA000967- JA000969	16/17
	Exhibit 3 – Excerpts from the Deposition Transcript of Andrew Rivera taken July 20, 2017	JA000970- JA000993	17/18/19
08-21-17	APCO Construction's Opposition to Peel Brimley Lien Claimants' Partial Motion for Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA000393- JA000409	6/7
	Exhibit A – Excerpt from 30(b)(6) Witness for Helix Electric of Nevada, LLC taken July 20, 2017	JA000410- JA000412	7
03-08-18	APCO Construction Inc.'s Post-Trial Brief	JA006059- JA006124	82/83
11-15-17	APCO Construction, Inc.'s Reply in Support of its Omnibus <i>Motion in Limine</i>	JA001133 JA001148	21

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06-29-18	APCO Construction, Inc.’s Reply in Support of its Motion for Attorney’s Fees and Costs Against Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.	JA007198- JA007220	99
	Exhibit 1 – Invoice Summary by Matter Selection	JA007221- JA007222	99
	Exhibit 2 – Marquis Aurbach Coffing Invoice to APCO dated April 30, 2018	JA007223- JA007224	99
04-26-10	CAMCO and Fidelity’s Answer and CAMCO’s Counterclaim	JA000031- JA000041	1
11-14-17	Camco Pacific Construction Company, Inc.’s Opposition to Lien Claimants’ Motions in Limine Nos. 1-6	JA000898- JA000905	12
	Exhibit A – Nevada Construction Services Cost Plus GMP Contract Disbursement Agreement	JA000906- JA000907	12
	Exhibit B – Scott Financial Corporation’s April 28, 2009 letter to the Nevada State Contractor’s Board	JA000908- JA000915	2/13
	Exhibit C – E-mail from Alex Edelstein dated December 15, 2008 Re: Letter to Subs	JA000916- JA000917	13
	Exhibit D – Camco Pacific’s letter dated December 22, 2008	JA000918- JA000920	13
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06-15-18	Declaration of S. Judy Hirahara in support of National Woods's Opposition to APCO Construction's Motion for Attorneys' Fees and Costs	JA007121- JA007189	98
06-13-13	Docket Entry and Minute Order Granting APCO's Motion for Summary Judgment Against Gemstone	JA000327	6
04-25-18	Findings of Fact and Conclusions of Law and Order as the Claims of Helix Electric and Cabinetec Against APCO	JA006194- JA006264	84/85
11-06-17	Helix Electric of Nevada's Motion <i>in Limine</i> Nos. 1-4	JA000534- JA000542	8
	Exhibit 1 – Notice of Entry of Order	JA000543- JA000549	8
	Exhibit 2 – Helix Electric of Nevada, LLC's Amended Notice of 30(b)(6) Deposition of APCO Construction	JA000550 JA000558	8/9
	Exhibit 3 - Excerpts from Brian Benson Deposition Transcript taken June 5, 2017	JA000559 JA000574	9
	Exhibit 4 – Excerpts from Mary Jo Allen's Deposition Transcript taken July 18, 2017	JA000575- JA000589	9
06-01-18	Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA006551- JA006563	90
	Exhibit 1 – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric of Nevada, LLC Against Camco Pacific Construction, Inc.	JA006564- JA006574	90
	Exhibit 2 – Memorandum of Costs and Disbursements (Helix Electric of Nevada, LLC)	JA006575- JA006580	90
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	Exhibit 4 – Declaration of Eric B. Zimbelman in Support of Helix Electric of Nevada, LLC’s Motion for Attorneys’ Fees, Interest and Costs	JA006583- JA006588	90
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08-06-19	Helix Electric of Nevada LLC’s Motion to (I) Re-Open Statistically Closed Case, (II) Dismiss All Unresolved Claims and/or (III) In the Alternative for a Rule 54(B) Certification as to Helix and APCO	JA007316- JA007331	101
	Exhibit 1 – Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.’s Against APCO Construction, Inc.	JA007332- JA007335	101
	Exhibit 2 – ORDER: (1) Granting APCO Construction, Inc. Motion for Attorneys Fees and Costs (2) Granting APCO Construction, Inc.’s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada LLC’s Motion to Retax in Part and Denying in Part and all related matters (4) Granting Plaintiff in Intervention National Wood Products LLC’s Motion to Retax in Part and Denying in Part -and-(5) Granting National Wood Products, Inc.’s Motion to File a Surreply	JA007336- JA007344	101
	Exhibit 3 - Notice of Appeal	JA007345- JA007394	101/102
	Exhibit 4 – Amended Notice of Appeal	JA007395- JA007400	102
	Exhibit 5A – 5F -Notices of Entry of Order as to the Claims of Cactus Rose Construction, Fast Glass, Inc., Heinaman Contract Glazing, Helix Electric of	JA007401- JA007517	102/103

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	Exhibit 8 -Order Dismissing Appeal (Case No. 76276)	JA007524- JA007527	103
	Exhibit 9 – Notice of Entry of Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA 007528- JA007541	103
	Exhibit 10 (Part One)	JA007537- JA007542	103
	Exhibit 10A – Docket 09A587168 (Accuracy Glass & Mirror v. APCO)	JA007543- JA007585	103
	Exhibit 10B -Docket 08A571228 (APCO v. Gemstone)	JA007586- JA008129	103/104/105/ 106/107/108 109
	Exhibit 10C – Notice of Entry of Order to Consolidate this Action with Cases Nos A57. 4391, A574792, A577623, A583289, A584730, A587168, A580889 and A589195	JA008130- JA008138	109
	Exhibit 10D – Notice of Entry of Joint Order Granting, in Part, Various Lien Claimants’ Motions for Partial Summary Judgment Against Gemstone Development West	JA008139- JA008141	109
	Exhibit 10 (Part Two)	JA008142- JA008149	109
	Exhibit 10E – 131 Nev. Advance Opinion 70	JA008150- JA008167	109
	Exhibit 10F – Special Master Report Regarding Remaining Parties to the Litigation and Discovery Status	JA008168- JA008170	109

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	Exhibit 10EG – Notice of Entry of Granting Plaintiff’s Motion to Dismiss	JA008171- JA008177	109
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	Exhibit 10I – First Amended Complaint re Foreclosure	JA008215- JA008230	109
	Exhibit 10J – APCO Construction’s Answer to Accuracy Glass & Mirror Company’s First Amended Complaint re Foreclosure	JA008231- JA008265	109/110
	Exhibit 10K – Answer to Accuracy Glass & Mirror Company, Inc.’s Complaint and Camco Pacific Construction, Inc.’s Counterclaim	JA008266- JA008285	110
	Exhibit 10L – Accuracy Glass & Mirror Company, Inc.’s Answer to Camco Pacific Construction Company’s Counterclaim	JA008286- JA008290	110
	Exhibit 10M – Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008291- JA008306	110
	Exhibit 10N – APCO Construction’s Answer to Helix Electric’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008307- JA008322	110
	Exhibit 10O – Answer to Helix Electric’s Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Inc.’s Counterclaim	JA008323- JA008338	110
	Exhibit 10P – Notice of Entry of Helix Electric of Nevada, LLC’s Motion for Attorney’s Fees, Interest and Costs	JA008339 JA008347	110
	Exhibit 10Q – Notice of Entry of Judgment [As to the claims of Helix Electric of Nevada, LLC Against Camco Construction Co., Inc.]	JA008348- JA008367	110

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	Exhibit 10R – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc. Against APCO Construction, Inc.]	JA008368- JA008378	110
	Exhibit 10S – Findings of Fact and Conclusions of Law and Order as to the Claims of Helix Electric and Cabenotec Against APCO	JA008379- JA008450	110/111
	Exhibit 10T -WRG Design, Inc.’s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008451- JA008486	111
	Exhibit 10U – APCO Construction’s Answer to WRG Design Inc.’s amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008468- JA008483	111
	Exhibit 10V -Answer to WRG Design, Inc.’s Statement of Facts Constituting Lien, Third-Party Complaint and Camco Pacific Construction, Inc’s Counterclaim	JA008484- JA008504	111
	Exhibit 10W – Notice of Entry of Stipulation and Order Dismissal	JA008505- JA008512	111
	Exhibit 10X – WRG Design, Inc.’s Answer to Camco Pacific Construction Company, Inc.’s Counterclaim	JA008513 JA008517	111
	Exhibit 10Y – Heinaman Contract Glazing’s Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008518- JA008549	111
	Exhibit 10Z – Answer to Heinaman Contract Glazing’s Statement of Facts Constituting Lien and Third-Party Complaint, and Camco Pacific Construction’s Counterclaim	JA008531- JA008551	111

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	Exhibit 10AA – Notice of Entry of Granting Heinaman Glazing’s Motion for Attorneys’s Fees, Interest and Costs	JA008552- JA008579	111/112
	Exhibit 10BB -Notice of Entry of Judgment [As to the Claims of Heinaman Contract Glazing Against Camco Construction Co., Inc.]	JA008561- JA008582	112
	Exhibit 10CC – Heinaman Contract Glazing’s Answer to Camco Pacific Construction Company’s Counterclaim	JA008583 JA008588	112
	Exhibit 10DD - Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA008589- JA00861	112
	Exhibit 10EE – Answer to Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint and Camco Pacific Construction, Inc.’s Counterclaim	JA008602- JA008621	112
	Exhibit 10FF – Voluntary Dismissal of Fidelity and Deposit Company of Maryland Only from Bruin Painting Corporation's Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint Without Prejudice	JA008622- JA008624	112
	Exhibit 10GG – HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008625- JA008642	112
	Exhibit 10HH – APCO Construction’s Answer to HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008643- JA008657	112
	Exhibit 10II – Amended Answer to HD Supply Waterworks’ Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008658- JA008664	112

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Exhibit 10JJ -Defendants Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008665- JA008681	112
	Exhibit 10KK – Stipulation and Order to Dismiss E & E Fire Protection, LLC Only Pursuant to the Terms State Below	JA008682- JA008685	112
	Exhibit 10LL – HD Supply Waterworks, LP's Voluntary Dismissal of Platte River Insurance Company Only Without Prejudice	JA008686- JA008693	112
	Exhibit 10MM – Scott Financial Corporation's Answer to HD Supply Waterworks' Amended Statement of Facts Constituting Lien and Third-Party Complaint	JA008694- JA008717	112/113
	Exhibit 10NN-Notice of Appeal	JA008718 JA008723	113
	Exhibit 10OO – Amended Notice of Appeal	JA008724- JA008729	113
	Exhibit 10PP – Notice of Cross Appeal	JA008730- JA008736	113
	Exhibit 10QQ – Motion to Suspend Briefing Pending Outcome of Order to Show Cause in Supreme Court Case No. 76276	JA008737- JA008746	113
	Exhibit 11 – Order to Consolidate this Action with Case Nos. A574391, A574792, A57623. A58389, A584730, A58716, A580889 and A589195	JA008747- JA008755	113
	Exhibit 12 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA00875- JA008758	113
	Exhibit 13 – Stipulation and Order with Prejudice	JA008759- JA008780	113

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	Exhibit 15 – Notice of Entry of Order Granting Motion for 54(b) Certification and for Stay Pending Appeal	JA008789- JA008798	113
	Exhibit 16 – Notice of Appeal	JA008799- JA008810	113
05-08-18	Helix Electric of Nevada, LLC’s Motion to Retax Costs Re: Defendant APCO Construction’s Memorandum of Costs and Disbursements	JA006509- JA006521	89
06-21-18	Helix Electric of Nevada, LLC’s Notice of Non-Opposition to its Motion for Attorney’s Fees, Interest and Costs	JA007193- JA007197	99
06-15-18	Helix Electric of Nevada, LLC’s Opposition to APCO Construction’s Motion for Attorneys’ Fees and Costs	JA006917 – JA006942	96
	Exhibit 1 – Notice of Entry of Staying the Case, Except for the Sale of the Property, Pending Resolution of the Petition before the Nevada Supreme Court	JA006943- JA006948	96
	Exhibit 2 – Notice of Entry of Denying APCO Construction’s Motion for Partial Summary Judgment Re: Lien Foreclosure Claims	JA006949- JA006954	96
	Exhibit 3 – Supreme Court filing notification Joint Petition for Writ of Mandamus filed	JA006955- JA006958	96
	Exhibit 4 – Order Denying <i>En Banc</i> Reconsideration	JA006959- JA006963	96
	Exhibit 5 – Notice of Entry of Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment	JA006964- JA006978	96

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	Exhibit 6B – Nevada Prefab Engineers, Inc.’s Response to Special Master Questionnaire	JA006981- JA006984	96
	Exhibit 6C – Zitting Brothers Construction, Inc.’s Response to Special Master Questionnaire	JA006985- JA006993	96/97
	Exhibit 6D – Noorda Sheet Metal’s Notice of Compliance	JA006994 JA007001	97
	Exhibit 6 E – Unitah Investments, LLC’s Special Master Questionnaire	JA007002- JA007005	97
	Exhibit 7A – Motion to Appoint Special Master	JA007006- JA007036	97
	Exhibit 7B – Letter from Floyd A. Hale dated August 2, 2016	JA007037- JA007060	97
	Exhibit 7C – Special Master Report Regarding Remaining Parties to the Litigation, Special Master Recommendation and District Court Order Amended Case Agenda	JA007042- JA007046	97
	Exhibit 8 – Notice of Entry of Order Granting Plaintiff’s Motion to Dismiss	JA007047 JA007053	97
	Exhibit 9 – Stipulation and Order for Dismissal with Prejudice	JA007054- JA007056	97
	Exhibit 10 – Stipulation and Order to Dismiss Third-Party Complaint of Interstate Plumbing & Air Conditioning, LLC Against APCO Construction, Inc. with Prejudice	JA007057- JA007059	97
	Exhibit 11 – Notice of Entry of Order Granting in Part and Denying in Part APCO Construction’s Omnibus Motion <i>in Limine</i>	JA007060- JA007088	97

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	Exhibit 12 – Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC’s Motion in Limine (against APCO Construction)	JA007070- JA007078	97
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	Exhibit 14 – Notice of Entry of Order Denying APCO Construction’s Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA007085- JA007087	97
	Exhibit 15 – Notice of Association of Counsel	JA007088- JA007094	97
11-14-17	Helix Electric of Nevada’s Opposition to APCO Construction’s Omnibus Motion in Limine	JA000994- JA001008	20
	Exhibit 1 – Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001009- JA001042	20
	Exhibit 2 - Excerpts from the Deposition Transcript of Brian Benson taken June 5, 2017	JA001043- JA001055	20
	Exhibit 3 – Special Master Order Requiring Completion of Questionnaire	JA001056- JA001059	20
	Exhibit 4 – Excerpts from the Deposition Transcript of the 30(b)(6) Witness for Helix Electric of Nevada taken July 20, 2017	JA001060- JA001064	20
	Exhibit 5 - Excerpts from the Deposition Transcript of David E. Parry taken June 20, 2017	JA001065 JA001132	20/21
08-29-19	Helix Electric of Nevada LLC’s Reply to APCO’s Opposition to Helix Electric of Nevada LLC’s Motion to (I) Re-	JA009117- JA009123	119

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06-29-18	Helix Electric of Nevada, LLC's Reply Re: Motion to Retax	JA007225- JA007237	100
03-23-18	Helix Electric of Nevada, LLC's Responses to APCO Construction's Post-Trial Brief	JA006173- JA006193	84
06-24-09	Helix Electric's Statement of Facts Constituting Lien and Third-Party Complaint	JA000001- JA000015	1
01-12-18	Joint Pre-Trial Memorandum [for APCO Construction, Inc., the Peel Brimley Lien Claimants and National Wood Products, LLC ONLY]	JA001574- JA001594	27/28
	Exhibit 1 – Exhibit List APCO	JA001595- JA001614	28
	Exhibit 2 – Helix Trial Exhibits	JA001615- JA001616	28
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA001617- JA001635	28
	Exhibit 4 – Cactus Rose Trial Exhibits	JA001636- JA001637	28
	Exhibit 5 – Heinaman Trial Exhibits	JA001638- JA001639	28
	Exhibit 6 – Fast Glass Trial Exhibits	JA001640- JA001641	28
	Exhibit 7 – SWPPP Trial Exhibits	JA001642- JA001643	28
	Exhibit 8 - Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion <i>in Limine</i>	JA001644- JA001647	28

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	Exhibit 9 - Amended <i>nunc pro tunc</i> order regarding APCO Construction, Inc.'s Omnibus Motion <i>in Limine</i> No. 7	JA001648- JA001650	28
	Exhibit 10 - Order Granting in Part and Denying in part Helix Electric of Nevada, LLC's Motions <i>in Limine</i> 1-4 (Against APCO Construction)	JA001651- JA001653	28
	Exhibit 11 - order granting Peel Brimley Lien Claimants' Motion in Limine Nos.1-6 (against Camco Pacific Construction, Inc.)	JA001654- JA001657	28
	Exhibit 12 - Order Granting Plaintiff in Intervention, National Wood Products, Inc.'s Motion <i>in Limine</i>	JA001658- JA001660	28
	Exhibit 13 - Order Granting Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001661- JA001667	28/9/29
03-08-18	Letter to Judge Denton submitting APCO Construction, Inc.'s Proposed Findings of Fact and Conclusions of Law	JA005986- JA006058	8/821
03-08-18	Letter to Judge Denton submitting Helix Electric of Nevada, LLC's (Proposed) Findings of Fact and Conclusions of Law	JA005953- JA005985	81
01-04-18	Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses based on Pay-if-Paid provision on an Order Shortening Time	JA001199- JA001217	22
	Exhibit 1 – Subcontract Agreement (Helix Electric of Nevada, LLC)	JA001218- JA001245	22/23/24
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	Exhibit 4 – Amended Notice of Lien	JA001282- JA001297	25
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	Exhibit 6 – Notice of Lien	JA001310- JA001313	25
	Exhibit 7 – Order Approving Sale of Property	JA001314- JA001376	25/26
	Exhibit 8 – Order Releasing Sale Proceeds from Court Controlled Escrow Account	JA001377- JA001380	26
	Exhibit 9 – Order Denying <i>En Banc</i> Reconsideration	JA001381- JA001385	26
	Exhibit 10 – Order Granting Peel Brimley Lien Claimants’ Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001386- JA001392	26
	Exhibit 11 – Notice of Entry of Findings of Fact and Conclusions of Law and Judgment	JA001393- JA001430	26
	Exhibit 12 – Order Big D Construction Corp.’s Motion for Attorney’s Fees, Costs and Interest Pursuant to Judgment	JA001431- JA001435	26
	Exhibit 13 – Appellant’s Opening Brief (Padilla v. Big D)	JA001436- JA001469	26
	Exhibit 14 – Respondent’s Answering Brief	JA001470- JA001516	26/27
	Exhibit 15 – Appellant’s Reply Brief (Padilla v. Big D)	JA001517- JA001551	27
	Notice of Appeal	JA009132- JA009136	119/120
	Exhibit A – Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention	JA009137- JA009166	120

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05-31-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC Against Camco Construction, Co., Inc.]	JA006522 JA006540	89
06-01-18	Notice of Entry of Judgment [As to the Claims of Helix Electric of Nevada, LLC and Plaintiff in Intervention National Wood Products, Inc.'s Against APCO Construction, Inc.]	JA006541 JA006550	90
09-28-18	Notice of Entry of Order (1) Granting APCO Construction, Inc.'s Motion for Attorneys' Fees and Costs (2) Granting APCO Construction, Inc.'s Memorandum of Costs in Part (3) Granting Helix Electric of Nevada, LLC's Motion to Retax in Part and Denying in Part (4) Granting Plaintiff in Intervention National Wood Products, LLC's Motion to Retax in Part and Denying in Part and (5) Granting National Wood Products, Inc.'s Motion to File a Surreply	JA007281- JA007299	100
12-29-17	Notice of Entry of Order Granting in Part and Denying in Part APCO Construction's Omnibus Motion <i>in Limine</i>	JA001178- JA001186	22
07-02-18	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Attorneys' Fees, Interest and Costs	JA007238- JA007245	100
01-03-20	Notice of Entry of Order Granting Helix Electric of Nevada, LLC's Motion for Rule 54(b) Certification	JA009124- JA009131	119

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12-29-17	Notice of Entry of Order Granting in Part and Denying in Part Helix Electric of Nevada, LLC's Motion <i>in Limine</i> 1-4	JA001170- JA001177	22
12-29-17	Notice of Entry of Order Granting Peel Brimley Lien Claimants' Motion <i>in Limine</i> 1-6	JA001161- JA001169	22
01-19-18	Order Denying APCO Construction's Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA005282- JA005283	78
07-12-19	Order Dismissing Appeal (Case No. 76276)	JA007332- JA007334	101
07-02-10	Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaim and Entering Default	JA000042- JA000043	1
08-02-17	Peel Brimley Lien Claimants' Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements and <i>Ex Parte</i> Application for Order Shortening Time	JA000328- JA000342	6
	Exhibit 1 – APCO Construction's Answers to Helix Electric of Nevada, LLC's First Request for Interrogatories	JA000343- JA000379	6
	Exhibit 2 – Camco Pacific Construction Company, Inc.'s Responses to Helix Electric of Nevada, LLC's Interrogatories	JA000380- JA000392	6
11-06-17	Peel Brimley Lien Claimants' Motion <i>in Limine</i> Nos. 1-6	JA000419- JA000428	7
	Exhibit 1 – Notice of Entry of Order	JA000429	7

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	Exhibit 2 – Amended Notices of 30(b)(6) Deposition of Camco Pacific Construction Company, Inc. from Cactus Rose Construction, Inc., Fast Glass, Inc.’s, Heinaman Contract Glazing, Inc. and Helix Electric of Nevada, LLC’s	JA000436- JA000472	7/8
	Exhibit 3 – Excerpt from David E. Parry’s Deposition Transcript taken June 20, 2017	JA000473 JA00489	8
	Exhibit 4 – Cactus Rose Construction, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA00490 JA000500	8
	Exhibit 5 – Fast Glass, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000501- JA000511	8
	Exhibit 6 – Heinaman Contract Glazing, Inc.’s First Set of Request for Admissions to Camco Pacific Construction	JA000512- JA000522	8
	Exhibit 7 – Helix Electric of Nevada, LLC’s First Set of Request for Admissions to Camco Pacific Construction	JA000523- JA000533	8
09-28-17	Peel Brimley Lien Claimants’ Reply to Oppositions to Motion for Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA000413- JA00418	7
01-09-18	Peel Brimley Lien Claimants’ Opposition to APCO Construction’s Motion for Reconsideration of Order Granting Partial Summary Judgment Precluding Defenses Based on Pay-if-Paid Agreements	JA001552- JA001560	27
06-18-18	Plaintiff in Intervention National Wood Products, Inc.’s Joinder to Helix Electric of Nevada, LLC’s Opposition	JA007190- JA007192	99

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07-19-18	Plaintiff-in-Intervention National Wood Products, Inc.'s Surreply to APCO Construction's Reply to Plaintiff-in-Intervention National Wood Products, Inc.'s Opposition to Motion for Attorney's Fees and Costs	JA007246- JA007261	100
01-10-18	Reply in Support of Motion for Reconsideration of Court's Order Granting Peel Brimley Lien Claimants' Partial Motion for Summary Judgment to Preclude Defenses Based on Pay-if-Paid Provisions on an Order Shortening Time	JA001561- JA001573	27
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	Exhibit 1 – Exhibit List APCO	JA002208- JA002221	36
	Exhibit 2 – Helix Trial Exhibits	JA002222- JA002223	36
	Exhibit 3 – Exhibit List Plaintiff in Intervention National Wood Products, Inc.	JA002224- JA002242	36/37
	APCO TRIAL EXHIBITS:		
	APCO Related Exhibits:		
	Trial Exhibit 7 - Letter from Scott Financial to APCO re: Loan Status	JA002243	37
	Trial Exhibit 8 - APCO Pay Application No. 10 as submitted to Owner	JA002244- JA002282	37/38
	Trial Exhibit 12 and 107 - Email from C. Colligan to Subcontractors re: Subcontractor Concerns	JA002283- JA002284	38

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	Trial Exhibit 18 – Video (Construction Project)	JA002286	N/A
	Trial Exhibit 19 – Video (Construction Project)	JA002287	N/A
	Trial Exhibit 20 – Video (Construction Project)	JA002288	N/A
	Trial Exhibit 21 – Video (Construction Project)	JA002289	N/A
	Trial Exhibit 22 – Video (Construction Project)	JA002290	N/A
	Trial Exhibit 29 - Email from J. Robbins to Subcontractors re: Billing Cut-Off for August Billing	JA002285	39
	Trial Exhibit 30 - Camco Pay Application No. 11 NCS-Owner Approved with NCS Draw Request	JA002286- JA002306	39
	Trial Exhibit 32 and 125 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixture installed)	JA002307- JA002308	39
	Trial Exhibits 33 and 126 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002309- JA002310	39
	Exhibit 34 and 128 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed)	JA002311- JA002312-	40
	Trial Exhibit 35 - Photo re: Building 8 & 9, Interior (Showing drywall still not completed and no electrical trim or fixtures installed)	JA002313- JA002314	40
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	Trial Exhibit 39 -Email from K. Costen to Subcontractors informing that Manhattan West Project no longer open	JA002321- JA002322	41
	Trial Exhibit 40- Letter from D. Parry to Subcontractors Re: Funding Withdrawn	JA002323 JA002326	41
	HELIX Related Exhibits:		41
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	Trial Exhibit 48 - Email from R. Nickerl to B. Johnson Re: Work Suspension Directive	JA002357- JA002358	41
	Trial Exhibit 49 -Helix Pay Application No. 16713-010R2 with Proof of Payment	JA002359- JA002364	41/42
	Trial Exhibit 50 - Unconditional Waiver and Release re: Pay Application No. 8 with Copy of Payment	JA002365- JA002366	42
	Trial Exhibit 51 - Photo re: Building 8 & 9, South (No Exterior fixtures installed. Helix billed out at 90%)	JA002367- JA002368	42
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	Trial Exhibit 53 -Photo re: Building - 2 & 3, West (No Exterior fixtures installed. Helix billed out at 90%)	JA002371- JA002372	42

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	Trial Exhibit 55 - Photo re: Building 2 & 3, East (No Exterior fixtures installed. Helix billed out at 90%)	JA002375- JA002376	42
	Trial Exhibit 56 - Photo re: Building 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002377- JA002378	42
	Trial Exhibit 57 - Photo re: Building 2 & 3, and 8 & 9, North (No Exterior fixtures installed. Helix billed out at 90%)	JA002379- JA002381	42
	Trial Exhibit 58 - Helix Pay Application No. 16713-011R1 submitted to Owner	JA002382- JA002391	42
	Trial Exhibit 59 - Helix Pay Application No. 16713-011R1 given to Camco with Proof of Payment	JA002392- JA002405	43
	Trial Exhibit 60 - Helix Retention Rolled to Camco	JA002406- JA002415	43
	Trial Exhibit 61 - Unconditional Waiver and Release re: all Invoices through June 30, 2008 with Proof of Payment	JA002413- JA002415	43
	Trial Exhibit 62 - Photo re: Building 8 & 9, South	JA002416- JA002417	43
	Trial Exhibit 63 - Photo re: Building 2 & 3, West	JA002418- JA002419	43
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	Trial Exhibit 66 - Letter of transmittal from Helix to APCO re: Helix Pay Application No. 16713-011R1	JA002424- JA002433	43
	Trial Exhibit 67 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002435- JA002436	43

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	Trial Exhibit 68 -Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002437- JA002438	43
	Trial Exhibit 69 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002439- JA002440	43
	Trial Exhibit 70 - Photo re: Building 8 & 9, South (No exterior fixtures installed. Helix billed out 90%)	JA002441- JA002442	43
	Trial Exhibit 71 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002443- JA002444	43
	Trial Exhibit 72 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002445- JA002446	43
	Trial Exhibit 73 - Photo re: Building 8 & 9, West (No exterior fixtures installed. Helix billed out 90%)	JA002447- JA002448	43
	Trial Exhibit 74 - Photo re: Building 2 & 3, East (No exterior fixtures installed. Helix billed out 90%)	JA002448- JA002449	43
	Trial Exhibit 75 - Unconditional Release re: Pay Application No. 16713-011R1 with Proof of Payment	JA002450- JA002456	43
	Exhibit 77 - Helix Statement of Facts Constituting Notice of Lien and Third-Party Complaint	JA002457- JA002494	43
	Zitting Brothers Related Exhibits:		
	Trial Exhibit 100 - Check No. 14392 payable to Zitting (\$27,973.80); Progress Payment No. 7	JA002495- JA002497	44
	Trial Exhibit 101 - Email from R. Nickerl to R. Zitting re: Change Orders	JA002498- JA002500	44
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	Trial Exhibit 104 - Email from R. Zitting to R. Nickerl re: change orders adjusted to \$30 per hour with copies of change orders	JA002506- JA002526	44
	Trial Exhibit 105 - Ex. C to the Ratification – Zitting Quotes	JA002527- JA002528	44
	Trial Exhibit 106 - Unconditional Lien Release – Zitting (\$27,973.80)	JA002529	44
	Trial Exhibit 108 - Photo of Video (Construction Project)	JA002530- JA002531	44
	Trial Exhibit 109 - Photo of Video (Construction Project)	JA002532- JA002533	44
	Trial Exhibit 110 - Photo of Video (Construction Project)	JA002534- JA002535	44
	Trial Exhibit 111 - Photo of Video (Construction Project)	JA002536- JA002537	44
	Trial Exhibit 112 - Photo of Video (Construction Project)	JA002538- JA002539	44
	Trial Exhibit 113 -Photo of Video (Construction Project)	JA002550- JA002541	44
	Trial Exhibit 114 -Photo of Video (Construction Project)	JA002542- JA002543	44
	Trial Exhibit 115 - Progress Payment No. 9 Remitted to Zitting	JA002544- JA002545	44
	Trial Exhibit 116 - Ratification and Amendment of Subcontract Agreement between Buchele and Camco	JA002546- JA002550	44
	Trial Exhibit 117 - C to the Ratification	JA002551- JA002563	44
	Trial Exhibit 118 - Q&A from Gemstone to subcontracts	JA002564- JA002567	44
	Trial Exhibit 119 - Check No. 528388 payable to APCO (\$33,847.55) – Progress Payment No. 8.1 and 8.2	JA002568- JA002571	44

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 120 - Tri-City Drywall Pay Application No. 7 to APCO as submitted to Owner. Show percentage complete for Zitting	JA002572- JA002575	44/45
	Trial Exhibit 127 - Photo of Video (Construction Project)	JA002576- JA002577	45/46
	Trial Exhibit 128 - Photo of Video (Construction Project)	JA002578- JA002579	46
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	Trial Exhibit 138 - Memo from Scott Financial to Nevada State Contractors Board Re: Explanation of Project Payment Process	JA002582- JA002591	46
	Trial Exhibit 152 -Terms & Conditions modified by APCO, Invoices and Check Payment	JA002592- JA002598	46
	National Wood Products Related Exhibits:		
	Trial Exhibit 160 - Documents provided for settlement	JA002599- JA002612	46
	CAMCO Related Exhibits:		
	Trial Exhibit 163 - Camco Pay Application No. 12 to Gemstone	JA002613- JA002651	46/47
	Trial Exhibit 165 - Letter from D. Parry to A. Edelstein re: Gemstone losing funding for project	JA002652- JA002653	47
	Trial Exhibit 166 - Letter from D. Parry to G. Hall re: withdrawal of funding	JA002654 JA002656	47
	Helix Related Exhibits:		47
	Trial Exhibit 169 - Helix Exhibit to Standard Subcontract Agreement with Camco	JA 002665 JA002676	47/48
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	Trial Exhibit 172 - Letter from J. Griffith to Victor Fuchs Re: Gemstone's intention to continue retention of Helix w/copy of Ratification and Amendment of Subcontract Agreement	JA002719- JA002730	48
	Trial Exhibit 173 - Helix Pay Application No. 16713-012 to Camco with proof of payment	JA002731- JA002745	48
	Trial Exhibit 174 - Helix Change Order Request No. 28	JA002746- JA002747	48
	Trial Exhibit 175 - Change Notice No. 41	JA002748- JA002751	48
	Trial Exhibit 176 - Helix Pay Application No. 16713-013 to Camco	JA002752- JA002771	48/49
	Trial Exhibit 177 - Helix Pay Application No. 16713-014 to Camco	JA002772- JA002782	49
	Trial Exhibit 178 - Camco's letter to Helix rejecting Pay Application No. 16713-015 with attached copy of Pay Application	JA002783 JA002797	49
	National Wood/Cabinetec Related Exhibits:		
	Trial Exhibit 184 - Ratification and Amendment of Subcontract Agreement between CabineTec and Camco (fully executed copy)	JA002798- JA002825	49
	General Related Exhibits:		
	Trial Exhibit 218 - Camco/Owner Pay Application No. 11 w/Backup	JA002826- JA003028	50/51/52
	Trial Exhibit 220 - Camco/Owner Pay Application No. 12 w/Backup	JA003029- JA003333	52/53/54/55
	Trial Exhibit 313 - Letter from A. Edelstein to R. Nickerl re: NRS 624 Notice	JA003334- JA003338	55
	Helix Trial Exhibits:		

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 501 - Payment Summary	JA003339 – JA003732	55/56/57/ 58/59/60
	Trial Exhibit 508 – Helix Pay Application	JA003733- JA003813	60/61
	Trial Exhibit 510 - Unsigned Subcontract	JA003814- JA003927	61/62
	Trial Exhibit 512 - Helix's Lien Notice	JA003928- JA004034	62/63
	Trial Exhibit 522 - Camco Billing	JA004035- JA005281	63/64/65/66/6 7/ 68/69/70 /71/72 /73/74/75/ 76/77
01-17-18	Transcript Bench Trial (Day 1)⁵	JA001668- JA001802	29/30
	Trial Exhibit 1 - Grading Agreement (<i>Admitted</i>)	JA001803- JA001825	30
	Trial Exhibit 2 – APCO/Gemstone General Construction Agreement (<i>Admitted</i>)	JA001826- JA001868	30
	Trial Exhibit 3 - Nevada Construction Services /Gemstone Cost Plus/GMP Contract Disbursement Agreement (<i>Admitted</i>)	JA001869- JA001884	30
	Trial Exhibit 4 - APCO Pay Application No. 9 Submitted to Gemstone (<i>Admitted</i>)	JA001885- JA001974	30/31/32
	Trial Exhibit 5 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work (<i>Admitted</i>)	JA001975- JA001978	32
	Trial Exhibit 6 - Letter from J. Barker to A. Edelstein re: APCO's Notice of Intent to Stop Work (<i>Admitted</i>)	JA001979- JA001980	32
	Trial Exhibit 10 - Letter from J. Barker to A. Edelstein Re: Notice of Intent to Stop Work (Second Notice) (<i>Admitted</i>)	JA001981- JA001987	32

⁵ Filed January 31, 2018

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 13 - Letter from A. Edelstein to Re. Nickerl Re: Termination for Cause (Gemstone) (<i>Admitted</i>)	JA001988- JA002001	32
	Trial Exhibit 14 - Letter from W. Gochmour to Sean Thueson Re: [APCO's] Response to [Gemstone's] Termination for Cause (<i>Admitted</i>)	JA002002- JA002010	33
	Trial Exhibit 15 - Letter from R. Nickerl to A. Edelstein Re: 48-Hour Notices (<i>Admitted</i>)	JA002011- JA002013	33
	Trial Exhibit 16 - Email from J. Horning to A. Berman and J. Olivares re: Joint Checks (<i>Admitted</i>)	JA002014	33
	Trial Exhibit 23 - APCO Subcontractor Notice of Stopping Work and Letter from J. Barker to A. Edelstein Re: Notice of Stopping Work and Notice of Intent to Terminate Contract (<i>Admitted</i>)	JA002015- JA002016	33
	Trial Exhibit 24 - Letter from R. Nickerl to Clark County re: Notification of APCO's withdrawal as General Contractor of Record (<i>Admitted</i>)	JA002017- JA002023	33
	Trial Exhibit 26 - Email from J. Gisondo to Subcontractors re: June checks (<i>Admitted</i>)	JA002024	34
	Trial Exhibit 27 - Letter from A. Edelstein to R. Nickerl re: June Progress Payment (<i>Admitted</i>)	JA002025- JA002080	34
	Trial Exhibit 28 - Letter from J. Barker to A. Edelstein Re: Termination of Agreement for GMP (<i>Admitted</i>)	JA002081	34
	Trial Exhibit 31 - Transmission of APCO's Pay Application No. 11 as Submitted to Owner (<i>Admitted</i>)	JA002082- JA002120	34/35
	Trial Exhibit 45 - Subcontractor Agreement (<i>Admitted</i>)	JA002121- JA002146	35

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 162 - Amended and Restated General Construction Agreement between Gemstone and CAMCO (<i>Admitted</i>)	JA002147- JA002176	35/36
	Trial Exhibit 212 - Letter from Edelstein to R. Nickerl re: NRS 624 Notice (<i>Admitted</i>)	JA002177- JA002181	36
	Trial Exhibit 215 - Email from C. Colligan to Subcontractors re: 48-hour Termination Notice (<i>Admitted</i>)	JA002182- JA002185	36
	Trial Exhibit 216 - Email from C. Colligan re: Meeting with Subcontractors (<i>Admitted</i>)	JA002186- JA002188	36
	Trial Exhibit 506 – Email and Contract Revisions (<i>Admitted</i>)	JA002189 – JA002198	36
01-18-18	Transcript – Bench Trial (Day 2)⁶	JA005284- JA005370	78
	Trial Exhibit 535 – Deposition Transcript of Andrew Rivera (Exhibit 99) (<i>Admitted</i>)	JA005371- JA005623	78/79/80
01-19-18	Transcript – Bench Trial (Day 3)⁷	JA005624- JA005785	80
	Trial Exhibit 231 – Helix Electric’s Amended Statement of Facts Constituting Notice of Lien and Third-Party Complaint (<i>Admitted</i>)	JA005786- JA005801	80
	Trial Exhibit 314 - Declaration of Victor Fuchs in support of Helix’s Motion for Partial Summary Judgment against Gemstone (<i>Admitted</i>)	JA005802- JA005804	80
	Trial Exhibit 320 – June-August Billings—not paid to APCO (<i>Admitted</i>)	JA005805	80
	Trial Exhibit 321 – Overpayments to Cabinetec (<i>Admitted</i>)	JA005806-	80

⁶ Filed January 31, 201879

⁷ Filed January 31, 2018

<u>Date</u>	<u>Description</u>	<u>Bates Number</u>	<u>Volume(s)</u>
	Trial Exhibit 536 – Lien math calculations (handwritten) (<i>Admitted</i>)	JA005807- JA005808	80
	Trial Exhibit 804 – Camco Correspondence (<i>Admitted</i>)	JA005809- JA005816	80
	Trial Exhibit 3176 – APCO Notice of Lien (<i>Admitted</i>)	JA005817- JA005819	81
01-24-18	Transcript – Bench Trial (Day 5)⁸	JA005820- JA005952	81
01-24-19	Transcript for All Pending Fee Motions on July 19, 2018	JA007300- JA007312	100/101

⁸ Filed January 31, 2018

Comment
SWPPP Compliance Solutions, LLC's Statement of Facts and Complaint

04/23/2010 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

Comment
Initial Appearance Fee Disclosure

04/23/2010 Verification ▼

Verification of Tri-City Drywall, Inc.'s Responses to Lenders' Standard Interrogatories to Lien Cla

Comment
Verification of Tri-City Drywall, Inc.'s Responses to Lenders' Standard Interrogatories to Lien Claimants

04/26/2010 Answer to Third Party Complaint ▼

Answer to HD Supply & Waterworks' LPs Statement of Facts Constituting Lien and Third-Party Complain

Comment
Answer to HD Supply & Waterworks' LPs Statement of Facts Constituting Lien and Third-Party Complaint and Camco Pacific Construction Company Incs Counterclaim

04/26/2010 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

Comment
Initial Appearance Fee Disclosure

04/27/2010 Stipulation and Order ▼

Stipulation and Order for Extension of Time

Comment
Stipulation and Order for Extension of Time

04/27/2010 Response ▼

Defendant's Response to Order to Show Cause

Comment
Defendant's Response to Order to Show Cause

04/28/2010 Answer and Counterclaim ▼

APCO Construction's Answer to Interstate Plumbing & Air Conditioning's Statement of Facts Constitut

JA007762

Comment

APCO Construction's Answer to Interstate Plumbing & Air Conditioning's Statement of Facts Constituting Notice of Lien and Complaint; Counterclaim and Cross-Claim

04/28/2010 Amended Answer ▼

Camco's Amended Answer to HD Supply Waterworks' Complaint

Comment

Camco's Amended Answer to HD Supply & Waterworks' LP's Statement of Facts Constituting Lien and Third Party-Complaint

04/28/2010 Stipulation and Order ▼

Stipulation and Order Setting Aside Default Against HA Fabricators, Inc. on Counterclaim Asserted b

Comment

Stipulation and Order Setting Aside Default Against HA Fabricators, Inc. on Counterclaim Asserted by APCO Construction

04/29/2010 Notice of Voluntary Dismissal With Prejudice ▼

Notice of Voluntary Dismissal of Accuracy Glass & Mirror Company and Employers Mutual Casualty Comp

Comment

Notice of Voluntary Dismissal of Accuracy Glass & Mirror Company and Employers Mutual Casualty Company With Prejudice

04/29/2010 Notice of Change of Address ▼

Notice of Change of Address

Comment

Notice of Change of Address

04/30/2010 Motion to Consolidate ▼

APCO Construction's Motion to Consolidate Case No. A-10-608717 with Pending Action

Comment

APCO Construction's Motion to Consolidate Case No. A-10-608717 with Pending Action

05/03/2010 Motion for Substitution ▼

Original Type

Motion for Substitution

Motion for Substitution

Judicial Officer

JA007763

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

Comment

LIEN CLAIMAINT ARCH ALUMINUM AND GLASS COMPANY'S
MOTION TO SUBSTITUTE PROPER PARTY PURSUANT TO NRCP
25

Parties Present ▲

Intervenor Plaintiff

Attorney: Wittig, Donna

Counter Defendant

Attorney: Wittig, Donna

05/04/2010 Order ▼

Order Partially Granting Plaintiff/Lien Claimant Ahern Rentals, Inc.'s
Motion for Partial Summary J

Comment

Order Partially Granting Plaintiff/Lien Claimant Ahern Rentals,
Inc.'s Motion for Partial Summary Judgment Against Alex
Edelstein Only

05/04/2010 Motion to Consolidate ▼

Defendant/Counterclaimant Camco Pacific Construction Inc. and
Fidelity and Deposit Company of Maryl

Comment

Defendant/Counterclaimant Camco Pacific Construction Inc. and
Fidelity and Deposit Company of Maryland's Motion to
Consolidate Case No. A09-606730 and Case No. A10-608718
With Pending Action

05/04/2010 Notice of Entry of Order ▼

Notice of Entry of Order

Comment

Notice of Entry of Order

05/04/2010 Motion for Partial Summary Judgment ▼

Interstate Plumbing & Air Conditioning, LLC's Motion for Partial
Summary Judgment Against Gemstone

Comment

Interstate Plumbing & Air Conditioning, LLC's Motion for Partial
Summary Judgment Against Gemstone Development West, Inc.

05/04/2010 Motion for Partial Summary Judgment **JA007764**

Buchele, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

Comment

Buchele, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/04/2010 Motion for Partial Summary Judgment ▼

Accuracy Glass & Mirror Company, Inc.'s Motion for Partial Summary Judgment Against Gemstone Develo

Comment

Accuracy Glass & Mirror Company, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/04/2010 Motion for Partial Summary Judgment ▼

Bruin Painting Corporation's Motion for Partial Summary Judgment Against Gemstone Development West,

Comment

Bruin Painting Corporation's Motion for Partial Summary Judgment Against Gemstone Development West, Inc

05/04/2010 Motion for Partial Summary Judgment ▼

Cactus Rose Construction, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development W

Comment

Cactus Rose Construction, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/04/2010 Motion for Partial Summary Judgment ▼

S.R. Bray Corp. D/B/A Power Plus' Motion for Partial Summary Judgment Against Gemstone Development

Comment

S.R. Bray Corp. D/B/A Power Plus' Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/04/2010 Motion for Partial Summary Judgment ▼

Heinaman Contract Glazing's Motion for Partial Summary Judgment Against Gemstone Development West,

Comment

Heinaman Contract Glazing's Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/04/2010 Motion for Partial Summary Judgment ▼

HD Supply Waterworks, LP's Motion for Summary Judgment Against Gemstone Development West, Inc.

JA007765

Comment

HD Supply Waterworks, LP's Motion for Summary Judgment
Against Gemstone Development West, Inc.

05/05/2010 Show Cause Hearing ▼

Original Type

Show Cause Hearing

Show Cause Hearing

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Continued

Comment

Hearing Re: Show Cause Why Default Judgment Should Not be
Entered Against Gemstone Development West Inc. Pursuant to EDCR
7.60, for Failure to Give Reasonable Attention to Matters, and for
Failure to Obtain New Counsel Pursuant to EDCR 7.42(b)

Parties Present ▲

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

JA007766

Attorney: Gebhart, Michael T.

05/05/2010 Consent to Service By Electronic Means ▼

Consent to Service by Electronic Means

Comment

Consent to Service by Electronic Means

05/05/2010 Motion for Partial Summary Judgment ▼

WRG Design Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

Comment

WRG Design Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/05/2010 Motion for Partial Summary Judgment ▼

Helix Electric's Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

Comment

Helix Electric's Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/06/2010 Notice of Entry ▼

Notice of Entry of Findings of Fact, Conclusions of Law, and Partial Summary Judgment In Favor of A

Comment

Notice of Entry of Findings of Fact, Conclusions of Law, and Partial Summary Judgment In Favor of Atlas Construction Supply, Inc. and Against Gemstone Development West, Inc.

05/06/2010 Motion for Partial Summary Judgment ▼

Harsco Corporation's Motion for Partial Summary Judgment

Comment

Harsco Corporation's Motion for Partial Summary Judgment

05/06/2010 Errata ▼

Errata to Accuracy Glass & Mirror ompany, Inc.'s Motion for Partial Summary Judgment Against Gemsto

Comment

Errata to Accuracy Glass & Mirror ompany, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/06/2010 Errata ▼

Errata to Helix Electric's Motion for Partial Summary Judgment Against

JA007767

Gemstone Development West, I

Comment

Errata to Helix Electric's Motion for Partial Summary Judgment
Against Gemstone Development West, Inc.

05/06/2010 Errata ▼

Errata to HD Supply Waterworks, LP's Motion for Partial Summary
Judgment Against Gemstone Developme

Comment

Errata to HD Supply Waterworks, LP's Motion for Partial
Summary Judgment Against Gemstone Development West, Inc.

05/06/2010 Joinder To Motion ▼

Patent Construction Systems, A Division of Harsco Corporation's
Joinder to Harsco Corporation's Mot

Comment

Patent Construction Systems, A Division of Harsco Corporation's
Joinder to Harsco Corporation's Motion for Partial Summary
Judgment

05/06/2010 Joinder To Motion ▼

EZA, P.C. dba Oz Architecture of Nevada, Inc.'s Joinder to Harsco
Corporation's Motion for Partial

Comment

EZA, P.C. dba Oz Architecture of Nevada, Inc.'s Joinder to
Harsco Corporation's Motion for Partial Summary Judgment

05/06/2010 Motion for Partial Summary Judgment ▼

SWPP Compliance Solutions' Motion for Partial Summary Judgment
against Gemstone Development West, I

Comment

SWPP Compliance Solutions' Motion for Partial Summary
Judgment against Gemstone Development West, Inc.

05/07/2010 Opposition ▼

Scott Financial Corporation's Opposition to Fast Glass, Inc.'s Motion
for Summary Judgment against

Comment

Scott Financial Corporation's Opposition to Fast Glass, Inc.'s
Motion for Summary Judgment against Gemstone Development,
West, Inc.

05/07/2010 Statement of Facts Constituting Lien ▼

S.R. Bray Corp.'s Amended Statement of Facts and Complaint in
Intervention

JA007768

Comment
S.R. Bray Corp.'s Amended Statement of Facts and Complaint in Intervention

05/07/2010 Notice of Lis Pendens ▼

S.R. Bray Corp.'s Notice of Lis Pendens

Comment
S.R. Bray Corp.'s Notice of Lis Pendens

05/08/2010 Substitution of Attorney ▼

Substitution of Attorney A571228

Comment
Substitution of Attorney A571228

05/10/2010 Notice of Lis Pendens ▼

SWPP Compliance Solutions, LLC's Notice of Lis Pendens

Comment
SWPP Compliance Solutions, LLC's Notice of Lis Pendens

05/10/2010 Statement of Facts Constituting Lien ▼

SWPPP Compliance Solutions, LLC's Amended Statement of Facts and Complaint

Comment
SWPPP Compliance Solutions, LLC's Amended Statement of Facts and Complaint

05/10/2010 Order Shortening Time ▼

Application for Order Shortening Time for Hearings on Certain Motions for Partial Summary Judgment

Comment
Application for Order Shortening Time for Hearings on Certain Motions for Partial Summary Judgment

05/10/2010 Motion for Partial Summary Judgment ▼

Renaissance Pools and Spas, Inc.'s Motion for Partial Summary Judgment

Comment
Renaissance Pools and Spas, Inc.'s Motion for Partial Summary Judgment

05/11/2010 Order Granting Motion ▼

Order Granting Arch Aluminum & Glass Company's Motion to Substitute Proper Party Pursuant to NRCP 2

JA007769

Comment

Order Granting Arch Aluminum & Glass Company's Motion to Substitute Proper Party Pursuant to NRCP 25

05/11/2010 Ex Parte Motion for Enlargement of Time ▼

Ex Parte Motion for Enlargement of Time to Serve Defendant Selin Cisneros and Petition for Service

Comment

Ex Parte Motion for Enlargement of Time to Serve Defendant Selin Cisneros and Petition for Service by Publication

05/12/2010 Notice of Entry ▼

Notice of Entry of Order Granting Arch Aluminum & Glass Company's Motion to Substitute Proper Party

Comment

Notice of Entry of Order Granting Arch Aluminum & Glass Company's Motion to Substitute Proper Party Pursuant to NRCP 25

05/13/2010 Notice of Entry of Stipulation and Order ▼

Notice of Entry of Stipulation and Order Setting Aside Default Against HA Fabricators, Inc. on Coun

Comment

Notice of Entry of Stipulation and Order Setting Aside Default Against HA Fabricators, Inc. on Counterclaim Asserted by APCO Construction

05/13/2010 Motion for Partial Summary Judgment ▼

Arch Aluminum and Glass, LLC's Motion for Partial Summary Judgment Against Gemstone Development Wes

Comment

Arch Aluminum and Glass, LLC's Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/13/2010 Motion for Partial Summary Judgment ▼

Arch Aluminum And Glass, LLC's Motion for Partial Summary Judgment Against Gemstone Development Wes

Comment

Arch Aluminum And Glass, LLC's Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/13/2010 Motion for Partial Summary Judgment ▼

Selectbuild Nevada, Inc.'s Motion for Partial Summary Judgment Against Defendant Gemstone Developme

JA007770

Comment

Selectbuild Nevada, Inc.'s Motion for Partial Summary Judgment
Against Defendant Gemstone Development West, Inc.

05/13/2010 Order ▼

Order Deconsolidating and Remanding Case No. A584960

Comment

Order Deconsolidating and Remanding Case No. A584960

05/13/2010 Ex Parte Motion ▼

Ex Parte Motion

Comment

Ex Parte Motion for Order Shortening Time Re: Harsco
Corporatio's Motion for Partial Summary Judgment and Joinders
Thereto

05/14/2010 Application ▼

Application for Order Shortening Time for Hearing on Renaissance
Pools and Spas, Inc.'s Motion for

Comment

Application for Order Shortening Time for Hearing on
Renaissance Pools and Spas, Inc.'s Motion for Partial Summary
Judgment (and Order Granting Application)

05/14/2010 Opposition to Motion ▼

Scott Financial Corporation's Opposition to Accuracy Glass & Mirror
Company, Inc.'s Motion for Part

Comment

Scott Financial Corporation's Opposition to Accuracy Glass &
Mirror Company, Inc.'s Motion for Partial Summary Judgment
Against Gemstone Development West, Inc.

05/14/2010 Opposition to Motion ▼

Scott Financial Corporation's Opposition to Bruin Painting
Corporation's Motion for Summary Judgmen

Comment

Scott Financial Corporation's Opposition to Bruin Painting
Corporation's Motion for Summary Judgment Against Gemstone
Development West, Inc.

05/14/2010 Opposition to Motion ▼

Scott Financial Corporation's Opposition to Buchelle, Inc.'s Motion for
Partial Summary Judgment Ag

JA007771

Comment

Scott Financial Corporation's Opposition to Buchelle, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/14/2010 Opposition to Motion ▼

Scott Financial Corporation's Opposition to Cactus Rose Construction, Inc.'s Motion for Partial Sum

Comment

Scott Financial Corporation's Opposition to Cactus Rose Construction, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/14/2010 Opposition to Motion ▼

Scott Financial Corporation's Opposition to HD Supply Waterworks LP's Motion for Partial Summary Ju

Comment

Scott Financial Corporation's Opposition to HD Supply Waterworks LP's Motion for Partial Summary Judgment West, Inc.

05/14/2010 Opposition to Motion ▼

Scott Financial Corporation's Opposition to Heinaman Contract Glazing's Motion for Partial Summary

Comment

Scott Financial Corporation's Opposition to Heinaman Contract Glazing's Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/14/2010 Opposition to Motion ▼

Scott Financial Corporation's Opposition to Helix Elecric's Motion for Partial Summary Judgment Aga

Comment

Scott Financial Corporation's Opposition to Helix Elecric's Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/14/2010 Opposition to Motion ▼

Scott Financial Corporation's Opposition to Interstate Plumbing & Air Conditioning LLC's Motion for

Comment

Scott Financial Corporation's Opposition to Interstate Plumbing & Air Conditioning LLC's Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/14/2010 Opposition to Motion ▼

JA007772

Scott Financial Corporation's Opposition to S.R. Bray Corp.'s Motion for Partial Summary Judgment A

Comment

Scott Financial Corporation's Opposition to S.R. Bray Corp.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/14/2010 Opposition to Motion ▼

Scott Financial Corporation's Opposition to SWPPP's Motion for Partial Summary Judgment Against Gem

Comment

Scott Financial Corporation's Opposition to SWPPP's Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/14/2010 Opposition to Motion ▼

Scott Financial Corporation's Opposition to WRG Design, Inc.'s Motion for Partial Summary Judgment

Comment

Scott Financial Corporation's Opposition to WRG Design, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/17/2010 Motion for Summary Judgment ▼

Original Type

Motion for Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Lien Claimant Fast Glass Inc.'s Motion for Summary Judgment Against Gemstone Development West Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

JA007773

Granted in Part

Comment

Interstate Plumbing & Air Conditioning LLC's Motion for Partial Summary Judgment Against Gemstone Development West Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Buchele Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Accuracy Glass & Mirror Company Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Bruin Painting Corporation's Motion for Partial Summary Judgment Against Gemstone Development West Inc. **JA007774**

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Cactus Rose Construction Inc.'s Motion for Partial Summary Judgment
Against Gemstone Development West Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

S.R. Bray Corp's Motion for Partial Summary Judgment Against
Gemstone Development West Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Heinaman Contract Glazing's Motion for Partial Summary Judgment
Against Gemstone Development West Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

JA007775

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

HD Supply Waterworks LP's Motion for Summary Judgment Against Gemstone Development West Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

WRG Design Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Helix Electric's Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

JA007776

9:00 AM

Result

Granted in Part

Comment

Harsco Corporation's Motion for Partial Summary Judgment as to Causes of Action I, III, and IV Only

05/17/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Patent Construction Systems' Joinder to Harsco Corporation's Motion for Partial Summary Judgment

05/17/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

EZA, P.C.'s Joinder to Harsco Corporation's Motion for Partial Summary Judgment

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

JA007777

Comment

SWPP Compliance Solutions' Motion for Partial Summary Judgment against Gemstone Development West Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Renaissance Pools and Spas, Inc.'s Motion for Partial Summary Judgment

05/17/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Arch Aluminum and Glass LLC's Motion for Partial Summary Judgment Against Gemstone Development West Inc.

05/17/2010 Motion for Partial Summary Judgment ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Cancel Reason

Vacated - On In Error

Comment

duplicate

05/17/2010 All Pending Motions ▼

Original Type

JA007778

All Pending Motions

All Pending Motions

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Heard

Comment

Lien Claimant Fast Glass Inc.'s Motion for Summary Judgment Against Gemstone Development West Inc Interstate Plumbing & Air Conditioning LLC's Motion for Partial Summary Judgment Against Gemstone Development West Inc Buchele Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West Inc Accuracy Glass & Mirror Company Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West Inc SWPP Compliance Solutions' Motion for Partial Summary Judgment against Gemstone Development West Inc Bruin Painting Corporation's Motion for Partial Summary Judgment Against Gemstone Development West Inc Cactus Rose Construction Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West Inc HD Supply Waterworks LP's Motion for Summary Judgment Against Gemstone Development West Inc Heinaman Contract Glazing's Motion for Partial Summary Judgment Against Gemstone Development West Inc S.R. Bray Corp's Motion for Partial Summary Judgment Against Gemstone Develop

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Intervenor Plaintiff

Attorney: Wittig, Donna

Intervenor Defendant

Attorney: Parry, Zachariah

Third Party Defendant

Attorney: Parry, Zachariah

Intervenor

Attorney: Reade, Robert C.

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Williams, Donald H

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Parry, Zachariah

JA007779

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Wittig, Donna

Counter Defendant

Attorney: Reade, Robert C.

Counter Defendant

Attorney: Williams, Donald H

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: CAWLEY, REUBEN

Counter Defendant

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Peel, Richard L.

Counter Defendant

Attorney: Koch, David

Counter Defendant

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Counter Claimant

Attorney: Parry, Zachariah

JA007780

Counter Defendant

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Counter Claimant

Attorney: Parry, Zachariah

Intervenor Plaintiff

Attorney: Peel, Richard L.

Intervenor Plaintiff

Attorney: Peel, Richard L.

Attorney: Gebhart, Michael T.

Intervenor Defendant

Attorney: Meier, Glenn F

Other

Attorney: Gochmour, Wade B.

05/17/2010 Opposition ▼

Limited Opposition to Motion to Consolidate Case No. A-10-608717
with Pending Action

Comment

Limited Opposition to Motion to Consolidate Case No. A-10-
608717 with Pending Action

05/17/2010 Answer ▼

Scott Financial Corporation's Answer to Interstate Plumbing & Ait
Conditioning's Statement of Facts

Comment

Scott Financial Corporation's Answer to Interstate Plumbing & Ait
Conditioning's Statement of Facts Constituting Lien Claim

05/17/2010 Answer ▼

Scott Financial's Answer to Cactus Rose Construction's Statement of
Facts Constituting Lien Claim

Comment

Scott Financial Corporation's Answer to Cactus Rose
Construction's Statement of Facts Constituting Lien Claim

05/18/2010 Motion for Summary Judgment ▼

JA007781

Custom Select Billings, Inc.'s Motion for Summary Judgment Against Defendant Gemstone Development W

Comment

Custom Select Billings, Inc.'s Motion for Summary Judgment Against Defendant Gemstone Development West, Inc. or, Alternatively, Motion for Permanent Writ of Possession and for Certification of Final Judgment Pursuant to NRCP 54(B)

05/18/2010 Motion for Summary Judgment ▼

Hydropressure Cleaning, Inc.'s Motion for Summary Judgment Against Defendant Gemstone Development W

Comment

Hydropressure Cleaning, Inc.'s Motion for Summary Judgment Against Defendant Gemstone Development West, Inc. and for Certification of Final Judgment Pursuant to NRCP 54(B)

05/19/2010 Document Filed ▼

Insulpro Projects, Inc.'s Designation of Documents Supporting The Perfection of Lien, Commencement

Comment

Insulpro Projects, Inc.'s Designation of Documents Supporting The Perfection of Lien, Commencement of Construction and Lien Priority

05/20/2010 Certificate of Service ▼

Certificate of Service of Hydropressure Cleaning, Inc.s Motion for Summary Judgment Against Defenda

Comment

Certificate of Service of Hydropressure Cleaning, Inc.s Motion for Summary Judgment Against Defendant Gemstone Development West, Inc. and for Certification of Final Judgment Pursuant to NRCP 54(B)

05/20/2010 Certificate of Service ▼

Certificate of Service of Custom Select Billing, Inc.'s Motion for Summary Judgment Against Defenda

Comment

Certificate of Service of Custom Select Billing, Inc. s Motion for Summary Judgment Against Defendant Gemstone Development West, Inc. or, Alternatively, Motion for Permanent Writ of Possession and for Certification of Final Judgment Pursuant to Nrcp 54(B)

05/21/2010 Certificate of Mailing ▼

Certificate of Mailing

Comment

Certificate of Mailing

JA007782

05/21/2010 Order Granting Motion ▼

Order granting Harsco's Ex Parte Motion for Enlargement of Time to Serve Defendant Selina Cisneros

Comment

Order Granting Harsco's Ex Parte Motion for Enlargement of Time to Serve Defendant Selina Cisneros and Petition for Service By Publication

05/21/2010 Opposition ▼

Limited Opposition to Camco Pacific Construction, Inc. and Fidelity and Deposit Company of Maryland

Comment

Limited Opposition to Camco Pacific Construction, Inc. and Fidelity and Deposit Company of Maryland's Motion to Consolidate Case No. A-09-606730 and Case No. A-10-608718 with Pending Action

05/21/2010 Errata ▼

Errata to SWPPP Compliance Solutions' Motion for Partial Summary Judgment Against Gemstone Developm

Comment

Errata to SWPPP Compliance Solutions' Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/21/2010 Errata ▼

Errata to S.R. Bray Corp. d/b/a Power Plus' Motion for Partial Summary Judgment Against Gemstone De

Comment

Errata to S.R. Bray Corp. d/b/a Power Plus' Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

05/24/2010 Miscellaneous Filing ▼

Plaintiff HD Supply Construction Supply, L.P. d/b/a White Cap Construction Supply, Inc.'s Designati

Comment

Plaintiff HD Supply Construction Supply, L.P. d/b/a White Cap Construction Supply, Inc.'s Designation of Documents In Support of the Perfection of Lien, Commencement of Construction and Lien Priority

05/25/2010 Notice of Entry of Order ▼

Notice of Entry of Order

Comment

Notice of Entry of Order

JA007783

05/26/2010 Certificate of Service ▼

Certificate of Service

Comment

Certificate of Service

05/26/2010 Order ▼

Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaims, and Entering D

Comment

Order Striking Defendant Gemstone Development West, Inc.'s Answer and Counterclaims, and Entering Default

05/28/2010 Motion for Summary Judgment ▼

Zitting Brothers Construction, Inc.'s Motion for Summary Judgment Against Gemstone Development West

Comment

Zitting Brothers Construction, Inc.'s Motion for Summary Judgment Against Gemstone Development West, Inc. and for Certification of Final Judgment Pursuant to NRCP 54(B)

06/01/2010 Stipulation and Order ▼

Stipulation and Order to Continue Hearing on APCO Construction's Motion to Consolidate Case No. A-1

Comment

Stipulation and Order to Continue Hearing on APCO Construction's Motion to Consolidate Case No. A-10-608717 with Pending Action

06/02/2010 Notice of Entry ▼

Notice of Entry of Stipulation and Order to Continue Hearing on APCO Construction's Motion to Conso

Comment

Notice of Entry of Stipulation and Order to Continue Hearing on APCO Construction's Motion to Consolidate Case No. A-10-608717 with Pending Action

06/03/2010 Stipulation and Order to Amend ▼

Stipulation and Order For Leave For Camco Pacific Construction, Inc. To File An Amended Answer and

Comment

Stipulation and Order For Leave For Camco Pacific Construction, Inc. To File An Amended Answer and Counterclaim To Nevada Prefab Engineers Second Amended Statement of Facts Constituting Lien and Complaint in Intervention

JA007784

06/03/2010 Miscellaneous Filing ▼

Pape Matrial Handling Designation of Documents Supporting
Petrfection of Lien

Comment

Pape Matrial Handling Designation of Documents Supporting
Petrfection of Lien

06/03/2010 Miscellaneous Filing ▼

Steel Structures Designation of Documents Supporting Perfection of
Lien

Comment

Steel Structures Designation of Documents Supporting
Perfection of Lien

06/03/2010 Miscellaneous Filing ▼

Nevada Prefab Engineers Designation of Documents Supporting
Perfection of Lien

Comment

Nevada Prefab Engineers Designation of Documents Supporting
Perfection of Lien

06/08/2010 Amended Answer ▼

Camco's Amended Answer and Counterclaim to Nevada Prefab
Engineers' Second Amended Statement of Fac

Comment

Second Amended Answer to Nevada Prefab Engineers'
Statement of Facts Constituting Notice of Lien and Complaint
and Camco Pacific Construction Company's Counterclaim

06/08/2010 Notice of Entry of Stipulation and Order ▼

Notice of Entry of Stipulation and Order

Comment

Notice of Entry of Stipulation and Order

06/08/2010 Motion for Summary Judgment ▼

Atlas Construction Supply, Inc.'s Motion For Summary Judgment
Regarding The Commencement Of Work An

Comment

Atlas Construction Supply, Inc.'s Motion For Summary Judgment
Regarding The Commencement Of Work And Priority Of Its
Mechanic's Lien

06/09/2010 Miscellaneous Filing ▼

JA007785

Plaintiff, Wiss, Janney, Elstner Associates, Inc.'s Designation of Documents Supporting the Perfect

Comment

Plaintiff, Wiss, Janney, Elstner Associates, Inc.'s Designation of Documents Supporting the Perfection of Lien, Commencement of Construction and Lien Priority

06/10/2010 Certificate of Service ▼

Certificate Of Service Of Notice Of Motion

Comment

Certificate Of Service Of Notice Of Motion

06/10/2010 Memorandum of Costs and Disbursements ▼

Graybar Electirc Company's Memorandum of Costs and Disbursements

Comment

Graybar Electirc Company's Memorandum of Costs and Disbursements

06/10/2010 Notice of Dismissal Without Prejudice ▼

Northstar Concrete, Inc.'s Notice of Dismissal Without Prejudice as to Platte River Insurance Compa

Comment

Northstar Concrete, Inc.'s Notice of Dismissal Without Prejudice as to Platte River Insurance Company Only

06/10/2010 Motion for Partial Summary Judgment ▼

Ferguson Fire & Fabrication, Inc's Motion for Partial Summary Judgment Regarding Perfection, Validi

Comment

Ferguson Fire & Fabrication, Inc's Motion for Partial Summary Judgment Regarding Perfection, Validity, and Priority of its Mechanic's Lien

06/10/2010 Motion for Partial Summary Judgment ▼

Insulpro Project, Inc.'s Motion for Partial Summary Against Gemstone Development, Inc., Apco Constr

Comment

Insulpro Project, Inc.'s Motion for Partial Summary Against Gemstone Development, Inc., Apco Construction and Camco Pacific Construction Co., Inc.

06/10/2010 Motion for Summary Judgment ▼

Plaintiff Ahern Rentals, Inc.'s (1) Motion for Summary Judgment Against Defendant Gemstone Developm

JA007786

Comment

Plaintiff Ahern Rentals, Inc.'s (1) Motion for Summary Judgment Against Defendant Gemstone Development, LLC; (2) Renewed Motion for Summary Judgment as to Amounts Due Against Defendant Alex Edelstein; and 3) Motion for Default Judgment Against Gemstone Development West, Inc.

06/10/2010 Motion for Partial Summary Judgment ▼

Lien Claimant/Plaintiff Cell Crete Fireproofing of Nevada, Inc's Motion for Partial Summary Judgment

Comment

Lien Claimant/Plaintiff Cell Crete Fireproofing of Nevada, Inc's Motion for Partial Summary Judgment Against Gemstone Development West Inc., on Issue of Lien Perfection

06/10/2010 Motion for Summary Judgment ▼

Scott Financial Corporation's Motion for Partial Summary Judgment as to Priority of Liens

Comment

Scott Financial Corporation's Motion for Partial Summary Judgment as to Priority of Liens

06/10/2010 Motion for Summary Judgment ▼

Plaintiff-In-Intervention, Tri-City Drywall, Inc.'s Motion For Summary judgment Against Gemstone De

Comment

Plaintiff-In-Intervention, Tri-City Drywall, Inc.'s Motion For Summary judgment Against Gemstone Development West, Inc.

06/10/2010 Motion for Summary Judgment ▼

Las Vegas Pipeline's Motion for Summary Judgment Against Gemstone Development West, Inc.

Comment

Las Vegas Pipeline's Motion for Summary Judgment Against Gemstone Development West, Inc.

06/11/2010 Errata ▼

Errata to Scott Financial Corporation's Motion for Partial Summary Judgment as to Priority of Liens

Comment

Errata to Scott Financial Corporation's Motion for Partial Summary Judgment as to Priority of Liens

06/11/2010 Notice of Hearing ▼

Notice of Hearing On Plaintiff Ahern Rentals, Inc.'s 1) Motion for Summary Judgment Against Defenda

JA007787

Comment

Notice of Hearing On Plaintiff Ahern Rentals, Inc.'s 1) Motion for Summary Judgment Against Defendant Gemstone Development, LLC; 2) Renewed Motion for Summary Judgment as to Amounts Due Against Defendant Alex Edelstein; and 3) Motion for Default Judgment Against Gemstone Development West, Inc.

06/11/2010 Opposition to Motion For Summary Judgment ▼

Scott Financial Corporation's Opposition to Custom Select Billing, Inc.'s Motion for Summary Judgment

Comment

Scott Financial Corporation's Opposition to Custom Select Billing, Inc.'s Motion for Summary Judgment Against Gemstone Development West, Inc. or, In the Alternative, Motion for Permanent Writ of Possession and for Certification of Final Judgment Pursuant to NRCP 54(b)

06/11/2010 Opposition to Motion For Summary Judgment ▼

Scott Financial Corporation's Oppositoin to Hydropressure Cleaning, Inc.s Motion for Summary Agains

Comment

Scott Financial Corporation's Oppositoin to Hydropressure Cleaning, Inc.s Motion for Summary Against Gemstone Development West, Inc. and for Certification of Final Judgment Pursuant to NRCP 54(b)

06/11/2010 Opposition to Motion ▼

Scott Financial Corporation's Opposition to Selectbuild Nevada, Inc.'s Motion for Partial Summary J

Comment

Scott Financial Corporation's Opposition to Selectbuild Nevada, Inc.'s Motion for Partial Summary Judgment against Defendant Gemstone Development West, Inc.

06/14/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Continued

JA007788

Comment

Pltf. Selectbuild Nevada Inc.'s Motion for Partial Summary Judgment
Against Defendant Gemstone Development West Inc.

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Intervenor Plaintiff

Attorney: Wittig, Donna

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Wittig, Donna

Counter Defendant

Attorney: Walters, Brian K.

Intervenor Plaintiff

Attorney: Walters, Brian K.

Intervenor Defendant

Attorney: Meier, Glenn F

06/14/2010 Acceptance of Service ▼

Acceptance of Service by Camco Pacific Construction Company, Inc.
and Fidelity and Deposit Company

Comment

Acceptance of Service by Camco Pacific Construction Company,
Inc. and Fidelity and Deposit Company of Maryland

06/15/2010 Supplement ▼

Scott Financial Corporation's Omnibus Supplement to its Opposition to
the Motions for Summary Judgm

Comment

Scott Financial Corporation's Omnibus Supplement to its
Opposition to the Motions for Summary Judgment against
Gemstone Development West, Inc.

06/16/2010 Motion to Consolidate ▼

Original Type

Motion to Consolidate

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

JA007789

Result

Granted

Comment

Pltf. APCO Construction's Motion to Consolidate A608717 Into A571228

06/16/2010 Motion to Consolidate ▼

Original Type

Motion to Consolidate

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

Comment

Defendant/Counterclaimant Camco Pacific Construction Inc. and Fidelity and Deposit Company of Maryland's Motion to Consolidate Case No. A09-606730 and Case No. A10-608718 With Pending Action

06/16/2010 Status Check ▼

Original Type

Status Check

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Heard

Comment

Status Check: Set Date Certain

06/16/2010 All Pending Motions ▼

Original Type

All Pending Motions

All Pending Motions

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Heard

JA007790

Comment

Pltf. APCO Construction's Motion to Consolidate A608717 Into A571228...Defendant/Counterclaimant Camco Pacific Construction Inc. and Fidelity and Deposit Company of Maryland's Motion to Consolidate Case No. A09-606730 and Case No. A10-608718 With Pending Action...Status Check: Set Date Certain...Pltf. Selectbuild Nevada Inc.'s Motion for Partial Summary Judgment Against Defendant Gemstone Development West Inc.

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Intervenor Plaintiff

Attorney: Albregts, Jeffrey Richard

Attorney: Wittig, Donna

Intervenor

Attorney: Howell, Dana Lee

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Perkins, Robin E.

Counter Defendant

Attorney: Albregts, Jeffrey Richard

Attorney: Wittig, Donna

Counter Defendant

Attorney: Howell, Dana Lee

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Walters, Brian K.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Haze, Airene

Counter Defendant

Attorney: CAWLEY, REUBEN

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

JA007791

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Walters, Brian K.

Counter Defendant

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Defendant

Attorney: Meier, Glenn F

Other

Attorney: Gochnour, Wade B.

06/16/2010 Notice of Hearing ▼

Amended Notice of Motion for Partial Summary Judgment as to
Priority of Liens

Comment

Amended Notice of Motion for Partial Summary Judgment as to
Priority of Liens

06/18/2010 Notice ▼

Notice of Change of Address, Telephone Number and Facsimile
Number

Comment

Notice of Change of Address, Telephone Number and Facsimile
Number

06/18/2010 Certificate of Mailing ▼

Certificate of Mailing

Comment

Certificate of Mailing

06/18/2010 Affidavit in Support ▼

JA007792

Affidavit of Brian K. Walters in Support of Application for Default
Against Defendant Gemstone Deve

Comment

Affidavit of Brian K. Walters in Support of Application for Default
Against Defendant Gemstone Development West, Inc.

06/18/2010 Application for Entry of Default ▼

Plaintiff/Lien Claimant Selectbuild Nevada, Inc.'s Application for Entry
of Default Against Defenda

Comment

Plaintiff/Lien Claimant Selectbuild Nevada, Inc.'s Application for
Entry of Default Against Defendant Gemstone Development
West, Inc.

06/18/2010 Findings of Fact, Conclusions of Law and Order ▼

Findings of Fact, Conclusions of Law and Order Granting, in Part, Arch
Aluminum and Glass LLC's Mot

Comment

Findings of Fact, Conclusions of Law and Order Granting, in
Part, Arch Aluminum and Glass LLC's Motion for Partial
Summary Judgment Against Gemstone Development West, Inc.

06/18/2010 Notice of Change of Hearing ▼

Notice of Change of Hearing

Comment

Notice of Change of Hearing

06/18/2010 Motion for Partial Summary Judgment ▼

Arch Aluminum and Glass LLC's Motion for Partial Summary
Judgment Regarding Priority Among Lien Cla

Comment

Arch Aluminum and Glass LLC's Motion for Partial Summary
Judgment Regarding Priority Among Lien Claimants Order
Shortening Time

06/21/2010 Joinder to Motion For Partial Summary Judgment ▼

Harsco Corporation, EZA, P.C., dba Oz Architecture of Nevada, and
Patent Construction Systems, a Di

Comment

Harsco Corporation, EZA, P.C., dba Oz Architecture of Nevada,
and Patent Construction Systems, a Division of Harsco
Corporation's Joinder to Apco's Motion for Summary Judgment
on Priority

06/21/2010 Order Granting ▼

JA007793

Joint Order Granting, in Part, Various Lien Claimants' Motions for Partial Summary Judgment Against

Comment

Joint Order Granting, in Part, Various Lien Claimants' Motions for Partial Summary Judgment Against Gemstone Development West

06/22/2010 Motion for Summary Judgment ▼

Apco's Motion for Summary Judgment on Priority

Comment

Apco's Motion for Summary Judgment on Priority

06/22/2010 Joinder to Motion For Summary Judgment ▼

Atlas Construction Supply, Inc.'s Joinder To APCO's Motion For Summary Judgment On Priority

Comment

Atlas Construction Supply, Inc.'s Joinder To APCO's Motion For Summary Judgment On Priority

06/22/2010 Order Granting ▼

Order Granting Scott Financial Corporation's Order to Show Cause

Comment

Order Granting Scott Financial Corporation's Order to Show Cause

06/22/2010 Joinder To Motion ▼

Insulpro Projects, Inc.'s Joinder to APCO's Motion for Summary Judgment on Priority

Comment

Insulpro Projects, Inc.'s Joinder to APCO's Motion for Summary Judgment on Priority

06/23/2010 Notice of Entry of Order ▼

Notice of ENtry of Joint Order Granting, In Part, Various Lien Claimants' Motions for Partial Summa

Comment

Notice of ENtry of Joint Order Granting, In Part, Various Lien Claimants' Motions for Partial Summary Judgment Against Gemstone Development West

06/23/2010 Affidavit of Publication ▼

Affidavit of Publication

Comment

Affidavit of Publication

JA007794

06/23/2010 Joinder to Motion For Summary Judgment ▼

Granite Construction Company's Joinder to APCO's Motion for Summary Judgment on Priority

Comment

Granite Construction Company's Joinder to APCO's Motion for Summary Judgment on Priority

06/24/2010 Certificate of Service ▼

Certificate of Service of Arch Aluminum and Glass LLC's Motion for Partial Summary Judgment Regardi

Comment

Certificate of Service of Arch Aluminum and Glass LLC's Motion for Partial Summary Judgment Regarding Priority Among Lien Claimants Order Shortening Time

06/24/2010 Notice of Entry of Order ▼

Notice of Entry of Order Granting Scott Financial Corporation's Order to Show Cause

Comment

Notice of Entry of Order Granting Scott Financial Corporation's Order to Show Cause

06/24/2010 Notice of Entry of Order ▼

Notice of Entry of Order

Comment

Notice of Entry of Order

06/24/2010 Joinder to Motion For Summary Judgment ▼

Plaintiff/Lien Claimant HD Supply Construction Supply, L.P. d/b/a White Cap Construction Supply, In

Comment

Plaintiff/Lien Claimant HD Supply Construction Supply, L.P. d/b/a White Cap Construction Supply, Inc.'s Joinder to APCO's Motion for Summary Judgment on Priority

06/24/2010 Joinder to Motion For Summary Judgment ▼

Ferguson Fire And Fabrication, Inc.'s Joinder To APCO's Motion For Summary Judgment On Priority

Comment

Ferguson Fire And Fabrication, Inc.'s Joinder To APCO's Motion For Summary Judgment On Priority

06/25/2010 Order ▼

JA007795

Order Consolidating Cases A-10-608718 and A-10-606730 into Case Number A-08-571228

Comment

Order Consolidating Cases A-10-608718 and A-10-606730 into Case Number A-08-571228

06/25/2010 Joinder to Motion For Summary Judgment ▼

Plaintiff/Lien Claimant Selectbuild Nevada, Inc.'s Joinder to Apco Construction's Motion for Summar

Comment

Plaintiff/Lien Claimant Selectbuild Nevada, Inc.'s Joinder to Apco Construction's Motion for Summary Judgment on Priority

06/28/2010 Notice of Entry of Order ▼

Notice of Entry of Order

Comment

Notice of Entry of Order

06/28/2010 Opposition to Motion For Summary Judgment ▼

Camco's Opposition to Insulpro's Motion for Summary Judgment

Comment

Camco's Opposition to Insulpro's Motion for Summary Judgment

06/28/2010 Joinder to Motion For Summary Judgment ▼

Fast Glass, Inc.'s Joinder to APCO's Motion for Summary Judgment on Priority

Comment

Fast Glass, Inc.'s Joinder to APCO's Motion for Summary Judgment on Priority

06/28/2010 Joinder to Motion For Summary Judgment ▼

Las Vegas Pipeline's Joinder in Apco's Motion for Summary Judgment on Priority

Comment

Las Vegas Pipeline's Joinder in Apco's Motion for Summary Judgment on Priority

06/28/2010 Joinder to Motion For Summary Judgment ▼

Camco's Joinder to Apco's Motion for Summary Judgment on Priority

Comment

Camco's Joinder to Apco's Motion for Summary Judgment on Priority

06/28/2010 Joinder to Motion For Summary Judgment ▼

JA007796

Lien Claimant/Plaintiff Cellcrete Fireproofing of Nevada Inc.'s Joinder to Plaintiff Apco Construct

Comment

Lien Claimant/Plaintiff Cellcrete Fireproofing of Nevada Inc.'s Joinder to Plaintiff Apco Construction Inc.'s Motion for Partial Summary Judgment on Lien Priority as against All Lender Parties

06/28/2010 Opposition to Motion ▼

Club Vista Financial Services, LLC, Tharaldson Motels II, Inc. and Gary D. Tharaldsons' Response to

Comment

Club Vista Financial Services, LLC, Tharaldson Motels II, Inc. and Gary D. Tharaldsons' Response to Scott Financial Corporation's Motion for Partial Summary Judgment as to Priority of Liens

06/28/2010 Joinder To Motion ▼

Granite Construction Company's Joinder to APCO and Scott Financial Corporation's Joint Motion for C

Comment

Granite Construction Company's Joinder to APCO and Scott Financial Corporation's Joint Motion for Continuation of Hearing on Motions for Summary Judgment on Priority on Order Shortening Time (First Request)

06/29/2010 Summons ▼

Summons - Civil

Comment

Summons - Civil

06/29/2010 Summons ▼

Summons - Civil

Comment

Summons - Civil

06/29/2010 Summons ▼

Summons - Civil

Comment

Summons - Civil

06/29/2010 Summons ▼

Summons - Civil

Comment

Summons - Civil

JA007797

06/29/2010 Acceptance of Service ▼

Acceptance of Service by Scott Financial Corporation

Comment

Acceptance of Service by Scott Financial Corporation

06/29/2010 Acceptance of Service ▼

Acceptance of Service by Scott Financial Corporation

Comment

Acceptance of Service by Scott Financial Corporation

06/29/2010 Acceptance of Service ▼

Acceptance of Service by Scott Financial Corporation

Comment

Acceptance of Service by Scott Financial Corporation

06/29/2010 Acceptance of Service ▼

Acceptance of Service by Scott Financial Corporation

Comment

Acceptance of Service by Scott Financial Corporation

06/29/2010 Joinder to Motion For Summary Judgment ▼

Plaintiff, Wiss, Janney, Elstner Associates, Inc.'s Joinder to Apco's Motion for Summary Judgment o

Comment

Plaintiff, Wiss, Janney, Elstner Associates, Inc.'s Joinder to Apco's Motion for Summary Judgment on Priority

06/29/2010 Opposition to Motion For Summary Judgment ▼

Scott Financial Corporation's Opposition to Cell-Crete Fireproofing of Nevada, Inc.'s Motion for Pa

Comment

Scott Financial Corporation's Opposition to Cell-Crete Fireproofing of Nevada, Inc.'s Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

06/29/2010 Opposition to Motion For Summary Judgment ▼

Scott Financial Corporation's Opposition to Tri-City Drywall, Inc.'s Motion for Summary Judgment Ag

Comment

Scott Financial Corporation's Opposition to Tri-City Drywall, Inc.'s Motion for Summary Judgment Against Gemstone Development West, Inc.

JA007798

06/29/2010 Opposition to Motion For Summary Judgment ▼

Scott Financial Corporation's Opposition to Ferguson Fire & Fabrication, Inc.'s Motion for Partial

Comment

Scott Financial Corporation's Opposition to Ferguson Fire & Fabrication, Inc.'s Motion for Partial Summary Judgment Regarding Perfection, Validity, and Priority of its Mechanic's Lien

06/29/2010 Answer to Third Party Complaint ▼

Camco's Answer to SWPPP's Amended Complaint

Comment

Camco's Answer to SWPPP's Amended Complaint

06/29/2010 Opposition to Motion For Summary Judgment ▼

Scott Financial Corporation's Opposition to Las Vegas Pipeline, LLC's Motion for Summary Judgment A

Comment

Scott Financial Corporation's Opposition to Las Vegas Pipeline, LLC's Motion for Summary Judgment Against Gemstone Development West, Inc.

07/01/2010 Stipulation and Order for Dismissal With Prejudice ▼

Stipulation and Order for Dismissal With Prejudice Of Claims Asserted By Select Build Nevada, Inc.

Comment

Stipulation and Order for Dismissal With Prejudice Of Claims Asserted By Select Build Nevada, Inc. Against APCO Construction

07/01/2010 Notice of Entry of Stipulation & Order for Dismissal ▼

Notice of Entry of Stipulation & Order for Dismissal with Prejudice of Claims Asserted by Select Bu

Comment

Notice of Entry of Stipulation & Order for Dismissal with Prejudice of Claims Asserted by Select Build Nevada, Inc. Against APCO Construction

07/01/2010 Joinder to Opposition to Motion ▼

Granite Construction Company's Joinder to APCO's Opposition to Scott Financial's Motion for Partial

Comment

Granite Construction Company's Joinder to APCO's Opposition to Scott Financial's Motion for Partial Summary Judgment as to Priority of Liens

JA007799

07/01/2010 Joinder to Opposition to Motion ▼

Las Vegas Pipeline's Joinder in Apco's Opposition to Scott Financial's Motion for Partial Summary J

Comment

Las Vegas Pipeline's Joinder in Apco's Opposition to Scott Financial's Motion for Partial Summary Judgment as to Priority of Liens

07/01/2010 Joinder to Motion For Summary Judgment ▼

Graybar Electric Company's Joinder to Apco's Motion for Summary Judgment on Priority

Comment

Graybar Electric Company's Joinder to Apco's Motion for Summary Judgment on Priority

07/01/2010 Joinder to Motion For Summary Judgment ▼

Northstar Concrete, Inc.'s Joinder to Apco's Motion for Summary Judgment on Priority

Comment

Northstar Concrete, Inc.'s Joinder to Apco's Motion for Summary Judgment on Priority

07/01/2010 Opposition to Motion For Summary Judgment ▼

APCO's Opposition to Scott Financial's Motion For Partial Summary Judgment as to Priority of Liens

Comment

APCO's Opposition to Scott Financial's Motion For Partial Summary Judgment as to Priority of Liens

07/02/2010 Reply ▼

Reply to Scott's Opposition to Motions for Partial Summary Judgment Filed on Behlaf of All Lien Cla

Comment

Reply to Scott's Opposition to Motions for Partial Summary Judgment Filed on Behlaf of All Lien Claimants

07/02/2010 Joinder to Opposition to Motion ▼

Lien Claimant/PLaintiff Cellcrete Fireproofing of Nevada's Joinder in Plaintiff Apco Construction I

Comment

Lien Claimant/PLaintiff Cellcrete Fireproofing of Nevada's Joinder in Plaintiff Apco Construction Inc/'s Opposition to Defendant Scott Financial Corporation's Motion for Partial Summary Judgment as to Priority of Liens

JA007800

07/02/2010 Order ▼

Order Re-Setting Hearing Dates

Comment

Order Re-Setting Hearing Dates

07/02/2010 Joinder to Motion For Summary Judgment ▼

Dave Peterson Framing, Inc., E&E Fire Protection, LLC, Noorda Sheet Metal Company, the Pressure Gro

Comment

Dave Peterson Framing, Inc., E&E Fire Protection, LLC, Noorda Sheet Metal Company, the Pressure Grout Company and Professional Doors and Millworks, LLC's Notice of Joinder in Apco's Motion for Summary Judgment on Priority

07/02/2010 Joinder to Motion For Partial Summary Judgment ▼

Graybar Electric Company's, Tri-City Drywall, Inc.'s, and Northstar Concrete, Inc.'s Joinder in Apc

Comment

Graybar Electric Company's, Tri-City Drywall, Inc.'s, and Northstar Concrete, Inc.'s Joinder in Apco's Opposition to Scott Financial's Motion for Partial Summary Judgment as to Priority of Liens

07/02/2010 Response ▼

Club Vista Financial Services, LLC, Tharaldson Motels II, Inc. and Gary D. Tharaldsons' Response to

Comment

Club Vista Financial Services, LLC, Tharaldson Motels II, Inc. and Gary D. Tharaldsons' Response to APCO's Motion for Summary Judgment on Priority

07/02/2010 Reply to Motion ▼

Lien Claimant/Plaintiff Cellcrete Fireproofing of Nevada's Reply in Support of its Motion for Parti

Comment

Lien Claimant/Plaintiff Cellcrete Fireproofing of Nevada's Reply in Support of its Motion for Partial Summary Judgment against Gemstone Development West INC. on issue of Lien Perfection

07/06/2010 Brief ▼

Defendant Scott Financial Corporation's Brief on Lender Standing to Dispute Mechanic's Lien Claims

JA007801

Comment

Defendant Scott Financial Corporation's Brief on Lender Standing to Dispute Mechanic's Lien Claims and Exclusivity of Remedy Set Forth in NRS 108.2275

07/06/2010 Reply ▼

Selectbuild Nevada, Inc's Reply Brief in Support of Motion for Partial Summary Judgment against Def

Comment

Selectbuild Nevada, Inc's Reply Brief in Support of Motion for Partial Summary Judgment against Defendant Gemstone Development West, Inc.

07/07/2010 Joinder to Opposition to Motion ▼

Dave Peterson Framing, Inc., E&e Fire Protection, Llc, Noorda Sheet Metal Company, the Pressure Gro

Comment

Dave Peterson Framing, Inc., E&e Fire Protection, Llc, Noorda Sheet Metal Company, the Pressure Grout Company and Professional Doors and Millworks, Llc s Notice of Joinder in Apco s Opposition to Scott Financial s Motion for Partial Summary Judgment as to Priority of Liens

07/07/2010 Joinder to Opposition to Motion ▼

Plaintiff/Lien Claimant Selectbuild Nevada, Inc.'s Joinder to APCO Construction's Opposition to Sco

Comment

Plaintiff/Lien Claimant Selectbuild Nevada, Inc.'s Joinder to APCO Construction's Opposition to Scott Financial Corp.'s Motion for Partial Summary Judgment as to Priority of Liens

07/07/2010 Countermotion For Partial Summary Judgment ▼

APCO's Opposition to Insulpro Projects, Inc.'s Motion for Partial Summary Judgment and Countermotio

Comment

APCO's Opposition to Insulpro Projects, Inc.'s Motion for Partial Summary Judgment and Countermotion for Summary Judgment

07/08/2010 Consent to Service By Electronic Means ▼

Steel Structures Consent to Service by Electronic Means

Comment

Steel Structures Consent to Service by Electronic Means

07/08/2010 Consent to Service By Electronic Means ▼

Nevada Prefab Consent to Service by Electronic Means

JA007802

Comment
Nevada Prefab Consent to Service by Electronic Means

07/08/2010 Notice ▼

Fast Glass, Inc.'s Notice of Joinder in APCO's Opposition to Scott Financial's Motion for Partial S

Comment
Fast Glass, Inc.'s Notice of Joinder in APCO's Opposition to Scott Financial's Motion for Partial Summary Judgment as to Priority of Liens

07/08/2010 Joinder to Opposition to Motion ▼

Harsco Corporation, EZA, P.C. dba Oz Architecture of Nevada, and Patent Construction Systems, A Div

Comment
Harsco Corporation, EZA, P.C. dba Oz Architecture of Nevada, and Patent Construction Systems, A Division of Harsco Corporation's Joinder to Apco's Opposition to Scott Financial's Motion for Partial Summary Judgment as to Priority of Liens

07/08/2010 Joinder to Opposition to Motion ▼

Plaintiff/Lien Claimant HD Supply Construction Supply, L.P. d/b/a White Cap Construction Supply, In

Comment
Plaintiff/Lien Claimant HD Supply Construction Supply, L.P. d/b/a White Cap Construction Supply, Inc.'s Joinder in APCO's Opposition to Scott Financial's Motion for Partial Summary Judgment as to Priority of Liens

07/09/2010 Joinder ▼

Plaintiff/Lien Claimant HD Supply Construction Supply, L.P. d/b/a White Cap Construction Supply, In

Comment
Plaintiff/Lien Claimant HD Supply Construction Supply, L.P. d/b/a White Cap Construction Supply, Inc.'s Joinder in APCO's Reply to Scott Financial's Motion for Partial Summary Judgment as to Priority Liens

07/09/2010 Order Granting Motion ▼

Order Granting Apco Construction's Motion to Consolidate Case No. A10-608717 with Pending Action

Comment
Order Granting Apco Construction's Motion to Consolidate Case No. A10-608717 with Pending Action

07/11/2010 Reply to Opposition ▼

JA007803

Insulpro Project, Inc.'s Reply to Camco's Opposition to Insulpro's Motion for Partial Summary Judgment

Comment

Insulpro Project, Inc.'s Reply to Camco's Opposition to Insulpro's Motion for Partial Summary Judgment

07/11/2010 Reply to Opposition ▼

Insulpro Project, Inc.'s Reply to Apco's Opposition to Insulpro's Motion for Partial Summary Judgment

Comment

Insulpro Project, Inc.'s Reply to Apco's Opposition to Insulpro's Motion for Partial Summary Judgment

07/13/2010 Notice of Entry of Order ▼

Notice of Entry of Order Granting APCO Construction's Motion to Consolidate Case No. A-10-608717 with

Comment

Notice of Entry of Order Granting APCO Construction's Motion to Consolidate Case No. A-10-608717 with Pending Action

07/14/2010 Notice ▼

Notice to Vacate and Continue Only the Hearing on Plaintiff Ahern Rentals, Inc.'s (1) Motion for Summary

Comment

Notice to Vacate and Continue Only the Hearing on Plaintiff Ahern Rentals, Inc.'s (1) Motion for Summary Judgment Against Defendant Gemstone Development, LLC (2) Renewed Motion for Summary Judgment as to Amounts Due Against Defendant Alex Edelstein; and (3) Motion for Default Judgment Against Gemstone Development West, Inc.

07/16/2010 Default ▼

Default on Defendant-In-Intervention Gemstone Development West, Inc.

Comment

Default on Defendant-In-Intervention Gemstone Development West, Inc.

07/16/2010 Default ▼

Default on Defendant-In-Intervention Concrete Visions, Inc.

Comment

Default on Defendant-In-Intervention Concrete Visions, Inc.

07/16/2010 Joinder ▼

Steel Structures, Inc. and Nevada Prefab Engineers, Inc.'s Joinder to

JA007804

Apco Construction's Motion fo

Comment

Steel Structures, Inc. and Nevada Prefab Engineers, Inc.'s Joinder to Apco Construction's Motion for Summary Judgment on Priority

07/16/2010 Joinder ▼

Steel Structures, Inc. and Nevada Prefab Engineers Inc.'s Joinder to Apco's Opposition to Scott Fin

Comment

Steel Structures, Inc. and Nevada Prefab Engineers Inc.'s Joinder to Apco's Opposition to Scott Financial Corporation's Motion for Partial Summary Judgment as to Priority of Liens

07/19/2010 Answer to Amended Complaint ▼

Scott Financial Corporation's Answer to S.R. Bray dba Power Plus' Amended Statement of Facts and Co

Comment

Scott Financial Corporation's Answer to S.R. Bray dba Power Plus' Amended Statement of Facts and Complaint in Intervention

07/19/2010 Joinder to Motion For Summary Judgment ▼

Renaissance Pools And Spas's Joinder To Apco's Motion For Summary Judgment On Priority

Comment

Renaissance Pools And Spas s Joinder To Apco s Motion For Summary Judgment On Priority

07/19/2010 Joinder ▼

Atlas Construction Supply, Inc.'s Joinder To APCO's Opposition To Scott Financial Corporation's Mot

Comment

Atlas Construction Supply, Inc.'s Joinder To APCO's Opposition To Scott Financial Corporation's Motion For Partial Summary Judgment As to Priority Of Liens

07/19/2010 Joinder ▼

Ferguson Fire And Fabrication, Inc.'s Joinder To APCO's Opposition To Scott Financial Corporation's

Comment

Ferguson Fire And Fabrication, Inc.'s Joinder To APCO's Opposition To Scott Financial Corporation's Motion For Partial Summary Judgment As to Priority Of Liens

07/19/2010 Notice of Entry of Default ▼

JA007805

Notice of Entry of Default on Defendant-In-Intervention Concrete Visions, Inc.

Comment

Notice of Entry of Default on Defendant-In-Intervention Concrete Visions, Inc.

07/19/2010 Notice of Entry of Default ▼

Notice of Entry of Default on Defendant-In-Intervention Gemstone Development, Inc.

Comment

Notice of Entry of Default on Defendant-In-Intervention Gemstone Development, Inc.

07/20/2010 Reply to Opposition ▼

APCO's Reply to Insulpro Projects, Inc.'s Opposition to APCO's Countermotion for Summary Judgment

Comment

APCO's Reply to Insulpro Projects, Inc.'s Opposition to APCO's Countermotion for Summary Judgment

07/20/2010 Joinder to Opposition to Motion ▼

Custom Select Billing, Inc.'s Joinder to APCO's Opposition to Scott Financial's Motion for Partial

Comment

Custom Select Billing, Inc. s Joinder to APCO s Opposition to Scott Financial s Motion for Partial Summary Judgment as to Priority Lien and to APCO s Motion for Partial Summary Judgment on Priority

07/20/2010 Joinder to Opposition to Motion ▼

Hydropressure Cleaning, Inc.'s Joinder to APCO's Opposition to Scott Financial's Motion for Partial

Comment

Hydropressure Cleaning, Inc.'s Joinder to APCO's Opposition to Scott Financial's Motion for Partial Summary Judgment as to Priority Lien and to APCO's Motion for Partial Summary Judgment on Priority

07/20/2010 Reply in Support ▼

Custom Select Billing, Inc.'s Reply in Support of Motion for Summary Judgment Against Defendant Gem

Comment

Custom Select Billing, Inc. s Reply in Support of Motion for Summary Judgment Against Defendant Gemstone Development West, Inc. or, Alternatively, Motion for Permanent Writ of Possession and for Certification of Final Judgment Pursuant to NRCP 54(b)

JA007806

07/20/2010 Reply ▼

Ferguson Fire & Fabrication, Inc.'s Reply In Support Of Motion For Partial Summary Judgment Regardi

Comment

Ferguson Fire & Fabrication, Inc.'s Reply In Support Of Motion For Partial Summary Judgment Regarding Perfection, Validity, And Priority Of Its Mechanic's Lien

07/21/2010 Memorandum of Costs and Disbursements ▼

Northstar Concrete, Inc.'s Memorandum of Costs and Disbursements

Comment

Northstar Concrete, Inc.'s Memorandum of Costs and Disbursements

07/21/2010 Joinder to Opposition to Motion ▼

Plaintiff, Wiss, Janney, Elstner Associates, Inc.'s Joinder to Apco's Opposition to Scott Financial

Comment

Plaintiff, Wiss, Janney, Elstner Associates, Inc.'s Joinder to Apco's Opposition to Scott Financial's Motion for Partial Summary Judgment as to Priority of Liens

07/21/2010 Reply in Support ▼

Scott Financial Corporation's Reply Brief in Support of the Motion for Partial Summary Judgment as

Comment

Scott Financial Corporation's Reply Brief in Support of the Motion for Partial Summary Judgment as to Priority of Liens

07/21/2010 Reply in Support ▼

Reply in Support of APCO's Motion for Summary Judgment on Priority

Comment

Reply in Support of APCO's Motion for Summary Judgment on Priority

07/21/2010 Joinder ▼

Arch Aluminum and Glass, LLC's Joinder to APCO's Opposition to Scott financial Corporation's Motion

Comment

Arch Aluminum and Glass, LLC's Joinder to APCO's Opposition to Scott financial Corporation's Motion for Partial Summary Judgment as to Priority of Liens

07/21/2010 Joinder ▼

JA007807

Zitting Brothers Construction, Inc.'s Joinder to Reply to Scott Financial's Opposition to Motions f

Comment

Zitting Brothers Construction, Inc.'s Joinder to Reply to Scott Financial's Opposition to Motions for Parital Summary Judgment

07/21/2010 Joinder ▼

Zitting Brothers Construction, Inc.'s Joinder to APCO's Opposition to Scott Financial Corporation'

Comment

Zitting Brothers Construction, Inc.'s Joinder to APCO's Opposition to Scott Financial Corporation's Motion for Partial Summary Judgment as to Priority of Liens

07/22/2010 Joinder ▼

The Masonry Group Nevada, Inc's Joinjder to Apco's Opposition to Scott Financial Corporation's Moti

Comment

The Masonry Group Nevada, Inc's Joinjder to Apco's Opposition to Scott Financial Corporation's Motion for Priority and Joinder to Apco's Motion for Priority of Liens

07/22/2010 Joinder to Motion For Partial Summary Judgment ▼

Zitting Brothers Constructin, inc.'s Joinder to APCO Construction's Motion for Parital Summary Judg

Comment

Zitting Brothers Constructin, inc.'s Joinder to APCO Construction's Motion for Parital Summary Judgment as to Priority of Liens

07/22/2010 Joinder to Opposition to Motion ▼

RENAISSANCE POOLS AND SPAS' JOINDER TO APCO'S OPPOSITION TO SCOTT FINANCIAL CORPORATION'S MOTION FO

Comment

RENAISSANCE POOLS AND SPAS JOINDER TO APCO S OPPOSITION TO SCOTT FINANCIAL CORPORATION S MOTION FOR SUMMARY JUDGMENT ON PRIORITY

07/22/2010 Response ▼

Arch Aluminum and Glass, LLC's Response to APCO's Motion for Summary Judgment on Priority

Comment

Arch Aluminum and Glass, LLC's Response to APCO's Motion for Summary Judgment on Priority

07/23/2010 Stipulation and Order ▼

JA007808

Stipulation and Order to Continue Ahern Rentals, Inc's : (1) Motion for Summary Judgment Against De

Comment

Stipulation and Order to Continue Ahern Rentals, Inc's : (1) Motion for Summary Judgment Against Defendant Gemstone Development, LLC; (2) Renewed Motion for Summary Judgment as to Amounts Due Against Defendant Alex Edelstein; and (3) Motion for Default Judgment Against Gemstone Development West, Inc.

07/26/2010 Reply to Counterclaim ▼

Nevada Prefab Engineers Reply to Camco Pacific Construction's Second Amended Answer and Counterclai

Comment

Nevada Prefab Engineers Reply to Camco Pacific Construction's Second Amended Answer and Counterclaim

07/27/2010 Joinder ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Cancel Reason

Vacated - per Secretary

Comment

Vacated on in error

07/27/2010 Joinder ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Cancel Reason

Vacated - per Secretary

Comment

Vacated on in error

07/27/2010 Motion for Summary Judgment ▼

Original Type

Motion for Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

JA007809

10:00 AM

Result

Under Advisement

Comment

Custom Select Billings, Inc.'s Motion for Summary Judgment Against Defendant Gemstone Development West, Inc. or, Alternatively, Motion for Permanent Writ of Possession and for Certification of Final Judgment Pursuant to NRCP 54(B)

07/27/2010 Motion for Summary Judgment ▼

Original Type

Motion for Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Hydropressure Cleaning, Inc.'s Motion for Summary Judgment Against Defendant Gemstone Development West, Inc. and for Certification of Final Judgment Pursuant to NRCP 54(B)

07/27/2010 Motion for Summary Judgment ▼

Original Type

Motion for Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Zitting Brothers Construction, Inc.'s Motion for Summary Judgment Against Gemstone Development West, Inc. and for Certification of Final Judgment Pursuant to NRCP 54(B)

07/27/2010 Motion for Summary Judgment ▼

Original Type

Motion for Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

JA007810

Result
Under Advisement

Comment
Atlas Construction Supply, Inc.'s Motion For Summary Judgment
Regarding The Commencement Of Work And Priority Of Its
Mechanic's Lien

07/27/2010 Motion for Summary Judgment ▼

Original Type
Motion for Summary Judgment

Judicial Officer
Delaney, Kathleen E.

Hearing Time
10:00 AM

Result
Under Advisement

Comment
Ferguson Fire & Fabrication, Inc's Motion for Partial Summary
Judgment Regarding Perfection, Validity, and Priority of its Mechanic's
Lien

07/27/2010 Motion for Summary Judgment ▼

Original Type
Motion for Summary Judgment

Judicial Officer
Delaney, Kathleen E.

Hearing Time
10:00 AM

Result
Under Advisement

Comment
Insulpro Projects, Inc.'s Motion for Partial Summary Against Gemstone
Development, Inc., Apco Construction and Camco Pacific Construction
Co., Inc.

07/27/2010 Motion for Summary Judgment ▼

Original Type
Motion for Summary Judgment

Judicial Officer
Delaney, Kathleen E.

Hearing Time
10:00 AM

Result
Under Advisement

JA007811

Comment

Lien Claimant/Plaintiff Cell Crete Fireproofing of Nevada, Inc's Motion for Partial Summary Judgment Against Gemstone Development West Inc., on Issue of Lien Perfection

07/27/2010 Motion for Summary Judgment ▼

Original Type

Motion for Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Scott Financial Corporation's Motion for Partial Summary Judgment as to Priority of Liens

07/27/2010 Motion for Summary Judgment ▼

Original Type

Motion for Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Plaintiff-In-Intervention, Tri-City Drywall, Inc.'s Motion For Summary judgment Against Gemstone Development West, Inc.

07/27/2010 Motion for Summary Judgment ▼

Original Type

Motion for Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Las Vegas Pipeline's Motion for Summary Judgment Against Gemstone Development West, Inc.

JA007812

07/27/2010 Motion for Partial Summary Judgment ▼

Original Type

Motion for Partial Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Arch Aluminum and Glass LLC's Motion for Partial Summary Judgment Regarding Priority Among Lien Claimants Order Shortening Time

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Harsco Corporation, EZA, P.C., dba Oz Architecture of Nevada, and Patent Construction Systems, a Division of Harsco Corporation's Joinder to Apco's Motion for Summary Judgment on Priority

07/27/2010 Motion for Summary Judgment ▼

Original Type

Motion for Summary Judgment

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Apco's Motion for Summary Judgment on Priority

07/27/2010 Joinder ▼

JA007813

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Atlas Construction Supply, Inc.'s Joinder To APCO's Motion For Summary Judgment On Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Granite Construction Company's Joinder to APCO's Motion for Summary Judgment on Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Ferguson Fire And Fabrication, Inc.'s Joinder To APCO's Motion For Summary Judgment On Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

JA007814

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Plaintiff/Lien Claimant Selectbuild Nevada, Inc.'s Joinder to Apco Construction's Motion for Summary Judgment on Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Plaintiff/Lien Claimant HD Supply Construction Supply, L.P. d/b/a White Cap Construction Supply, Inc.'s Joinder to APCO's Motion for Summary Judgment on Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Fast Glass, Inc.'s Joinder to APCO's Motion for Summary Judgment on Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

JA007815

Under Advisement

Comment

Las Vegas Pipeline's Joinder in Apco's Motion for Summary Judgment on Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Camco's Joinder to Apco's Motion for Summary Judgment on Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Lien Claimant/Plaintiff Cellcrete Fireproofing of Nevada Inc.'s Joinder to Plaintiff Apco Construction Inc.'s Motion for Partial Summary Judgment on Lien Priority as against All Lender Parties

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Plaintiff, Wiss, Janney, Elstner Associates, Inc.'s Joinder to Apco's Motion for Summary Judgment on Priority

JA007816

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Graybar Electric Company's Joinder to Apco's Motion for Summary Judgment on Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Northstar Concrete, Inc.'s Joinder to Apco's Motion for Summary Judgment on Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Dave Peterson Framing, Inc., E&E Fire Protection, LLC, Noorda Sheet Metal Company, the Pressure Grout Company and Professional Doors and Millworks, LLC's Notice of Joinder in Apco's Motion for Summary Judgment on Priority

07/27/2010 Joinder ▼

JA007817

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Renaissance Pools And Spas s Joinder To Apco s Motion For
Summary Judgment On Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Zitting Brothers Constructin, inc.'s Joinder to APCO Construction's
Motion for Parital Summary Judgment as to Priority of Liens

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Insulpro Projects, Inc.'s Joinder to APCO's Motion for Summary
Judgment on Priority

07/27/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

JA007818

Hearing Time

10:00 AM

Result

Under Advisement

Comment

Steel Structures, Inc. and Nevada Prefab Engineers, Inc.'s Joinder to Apco Construction's Motion for Summary Judgment on Priority

07/27/2010 Opposition and Countermotion ▼

Original Type

Opposition and Countermotion

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

APCO's Opposition to Insulpro Projects, Inc.'s Motion for Partial Summary Judgment and Countermotion for Summary Judgment

07/27/2010 Status Check ▼

Original Type

Status Check

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Under Advisement

Comment

STATUS CHECK: PRIOR HEARINGS

07/27/2010 All Pending Motions ▼

Original Type

All Pending Motions

All Pending Motions

Judicial Officer

Delaney, Kathleen E.

Hearing Time

10:00 AM

Result

Matter Heard

JA007819

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Intervenor Plaintiff

Attorney: Albregts, Jeffrey Richard

Intervenor Defendant

Attorney: Parry, Zachariah

Intervenor

Attorney: Maskas, Marisa

Intervenor

Attorney: Truman, T. James

Third Party Plaintiff

Attorney: Truman, T. James

Third Party Defendant

Attorney: Parry, Zachariah

Intervenor

Attorney: Reade, Robert C.

Intervenor

Attorney: Dobberstein, Eric

Counter Claimant

Attorney: Dobberstein, Eric

Third Party Plaintiff

Attorney: Dobberstein, Eric

Intervenor

Attorney: Truman, T. James

Third Party Plaintiff

Attorney: Truman, T. James

Intervenor

Attorney: Truman, T. James

Third Party Plaintiff

Attorney: Truman, T. James

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Truman, T. James

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Sechrist, Jared M.

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Parry, Zachariah

Counter Defendant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Albregts, Jeffrey Richard

Counter Defendant

Attorney: Reade, Robert C.

Counter Defendant

Attorney: Sechrist, Jared M.

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Williams, Donald H

Counter Defendant

Attorney: Fisher, Mindy C.

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

JA007821

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Dachelet, David W

Counter Defendant

Attorney: Walters, Brian K.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Haze, Airene

Counter Defendant

Attorney: Berman, Brian Keith

Counter Defendant

Attorney: CAWLEY, REUBEN

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Attorney: Melendrez, Martin I.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Walters, Brian K.

Counter Claimant

Attorney: Parry, Zachariah

Counter Defendant

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Counter Claimant

Attorney: Parry, Zachariah

Intervenor Plaintiff

JA007822

Attorney: Gebhart, Michael T.

Intervenor Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Fisher, Mindy C.

Other

Attorney: Gochmour, Wade B.

07/27/2010 Joinder to Opposition to Motion ▼

Joinder to Apco's Opposition to Scott Financial Corporation's Motion for Partial Summary Judgment a

Comment

Joinder to Apco's Opposition to Scott Financial Corporation's Motion for Partial Summary Judgment as to Priority of Liens

07/27/2010 Supplement to Motion for Summary Judgment ▼

Lien Claimant/Plaintiff Cell-Crete Fireproofing of Nevada, Inc's First Supplement in Support of its

Comment

Lien Claimant/Plaintiff Cell-Crete Fireproofing of Nevada, Inc's First Supplement in Support of its Motion for Partial Summary Judgment Against Gemstone Development West, Inc.

07/28/2010 Notice of Entry of Order ▼

Notice of Entry of Order

Comment

Notice of Entry of Order

07/28/2010 Motion to Associate Counsel ▼

Motion to Associate Counsel

Comment

Layne K Morrill Esq

07/28/2010 Motion to Associate Counsel ▼

Motion to Associate Counsel

Comment

Stephanie L Samuelson Esq

08/02/2010 Default ▼

Lien Claimant/Plaintiff-in-Intervention Selectbuild Nevada, Inc.'s Default Against Defendant Gemsto

JA007823

Comment

Lien Claimant/Plaintiff-in-Intervention Selectbuild Nevada, Inc.'s
Default Against Defendant Gemstone Development West, Inc.

08/03/2010 Notice of Entry of Default ▼

Lien Claimant/Plaintiff-in-Intervention Selectbuild Nevada, Inc.'s Notice
of Entry of Default Again

Comment

Lien Claimant/Plaintiff-in-Intervention Selectbuild Nevada, Inc.'s
Notice of Entry of Default Against Defendant Gemstone
Development West, Inc.

08/04/2010 Supplement ▼

Insulpro Project, Inc.'s Supplemental Exhibit to Motion for Partial
Summary Judgment

Comment

Insulpro Project, Inc.'s Supplemental Exhibit to Motion for Partial
Summary Judgment

08/04/2010 Motion for Partial Summary Judgment ▼

Motion for Partial Summary Judgment Against Gemstone
Development West, Inc.

Comment

Motion for Partial Summary Judgment Against Gemstone
Development West, Inc.

08/04/2010 Motion for Partial Summary Judgment ▼

Motion for Partial Summary Judgment Against Gemstone
Development West, Inc.

Comment

Motion for Partial Summary Judgment Against Gemstone
Development West, Inc.

08/10/2010 Certificate of Mailing ▼

Certificate of Service

Comment

Certificate of Service

08/10/2010 Certificate of Service ▼

Certificate of Service

Comment

Certificate of Service

08/10/2010 Claim ▼

JA007824

Granite Construction Company's Statement of Claim

Comment

Granite Construction Company's Statement of Claim

08/18/2010 Certificate of Mailing ▼

Certificate of Mailing

Comment

Certificate of Mailing

08/18/2010 Certificate ▼

Certificate of Mailing

Comment

Certificate of Mailing

08/19/2010 Consent to Service By Electronic Means ▼

Consent to Service by Electronic Means

Comment

Consent to Service by Electronic Means

08/25/2010 Release ▼

Release of Notice of Pendency of Action (Lis Pendens)

Comment

Release of Notice of Pendency of Action (Lis Pendens)

08/30/2010 Motion to Associate Counsel ▼

Original Type

Motion to Associate Counsel

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

Comment

Club Vista Financial Services, Tharaldson Motels ii Inc and Gary D. Tharaldsons Motion to Associate Counsel

08/30/2010 Motion to Associate Counsel ▼

Original Type

Motion to Associate Counsel

Judicial Officer

JA007825

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

08/30/2010 All Pending Motions ▼

Original Type

All Pending Motions

All Pending Motions

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Heard

Comment

Data Entry Error

Parties Present ▲

Defendant

Attorney: Oblad, John T.

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Defendant

Attorney: Oblad, John T.

Intervenor Defendant

Attorney: Oblad, John T.

09/03/2010 Opposition to Motion For Summary Judgment ▼

Scott Financial's Corporation's Opposition to E & E Fire Protections'
Motion for Partial Summary Ju

JA007826

Comment

Scott Financial's Corporation's Opposition to E & E Fire
Protections' Motion for Partial Summary Judgment Against
Genstone Development West, Inc.

09/08/2010 Motion for Partial Summary Judgment ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Comment

E&E Fire Protection's Motion for Partial Summary Judgment Against
Gemstone Development West, Inc.

09/08/2010 Motion for Partial Summary Judgment ▼

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Comment

Professional Doors and Millworks' Motion for Partial Summary
Judgment Against Gemstone Development West, Inc.

09/08/2010 All Pending Motions ▼

Original Type

All Pending Motions

All Pending Motions

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Under Advisement

Comment

E&E Fire Protection's Motion for Partial Summary Judgment Against
Gemstone Development West, Inc...Professional Doors and Millworks'
Motion for Partial Summary Judgment Against Gemstone
Development West, Inc.

09/15/2010 Motion for Summary Judgment ▼

Judicial Officer

Delaney, Kathleen E.

JA007827

Hearing Time

9:00 AM

Cancel Reason

Vacated - per Stipulation and Order

09/16/2010 Stipulation and Order ▼

Stipulation and Order to Vacate Ahern Rentals, Inc.'s: (1) Motion for Summary Judgment Against Defe

Comment

Stipulation and Order to Vacate Ahern Rentals, Inc.'s: (1) Motion for Summary Judgment Against Defendant Gemstone Development, LLC; (2) Renewed Motion for Summary Judgment as to Amounts Due Against Defendant Alex Edelstein; and (3) Motion for Default Judgment Against Gemstone Development West, Inc.

09/20/2010 Order ▼

Order Admitting Stephanie L. Samuelson, Esq. To Practice

Comment

Order Admitting Stephanie L. Samuelson, Esq. To Practice

09/20/2010 Order ▼

Order Admitting Layne K. Morrill, Esq. To Practice

Comment

Order Admitting Layne K. Morrill, Esq. To Practice

09/23/2010 Notice of Entry of Stipulation and Order ▼

Notice of Entry of Order

Comment

Notice of Entry of Order

09/23/2010 Notice of Entry of Order ▼

Notice of Entry of Order

Comment

Notice of Entry of Order

09/23/2010 Notice of Entry of Order ▼

Notice of Entry of Order

Comment

Notice of Entry of Order

09/30/2010 Motion to Stay ▼

Scott Financial Corporation's Motion to Stay Further Activity in This

JA007828

Case Until the Issue of Prior

Comment

Scott Financial Corporation's Motion to Stay Further Activity in This Case Until the Issue of Priority Issue Has Been Resolved

10/04/2010 Notice of Hearing ▼

Notice of Hearing of Scott Financial Corporation's Motion to Stay Further Activity in This Case Unt

Comment

Notice of Hearing of Scott Financial Corporation's Motion to Stay Further Activity in This Case Until the Issue of Priority Issue Has Been Resolved

10/11/2010 Joinder ▼

Insulpro Projects Inc's Joinder to Scott Financial Corporation's Motion to Stay Further Activity in

Comment

Insulpro Projects Inc's Joinder to Scott Financial Corporation's Motion to Stay Further Activity in this Case Until the Issue of Priority Issue Has Been Resolved

10/15/2010 Non Opposition ▼

Notice of APCO Construction's Non-Opposition to Scott Financial Corporation's Motion to Stay Furthe

Comment

Notice of APCO Construction's Non-Opposition to Scott Financial Corporation's Motion to Stay Further Activity in this Case Until the Issue of Priority Issue has been Resolved

10/15/2010 Non Opposition ▼

Custom Select Billing, Inc.'s Non-Opposition to Scott Financial Corporation's Motion to Stay Furthe

Comment

Custom Select Billing, Inc.'s Non-Opposition to Scott Financial Corporation's Motion to Stay Further Activity in this Case Until the Issue of Priority Issue has been Resolved

10/15/2010 Non Opposition ▼

Hydropressure Cleaning, Inc.'s Non-Opposition to Scott Financial Corporation's Motion to Stay Furth

Comment

Hydropressure Cleaning, Inc.'s Non-Opposition to Scott Financial Corporation's Motion to Stay Further Activity in this Case Until the Issue of Priority Issue has been Resolved

10/20/2010 Motion to Withdraw As Counsel ▼

JA007829

Shumway Van & Hansen's Motion to Withdraw as Attorney of Record

Comment

Shumway Van & Hansen's Motion to Withdraw as Attorney of Record

10/22/2010 Certificate of Service ▼

Certificate of Service

Comment

Certificate of Service

11/02/2010 Motion to Stay ▼

Original Type

Motion to Stay

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

Comment

Scott Financial Corporation's Motion to Stay Further Activity in this Case Until the Issue of Priority Issue has Been Resolved

11/02/2010 Joinder ▼

Original Type

Joinder

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

Comment

Insulpro Projects Inc's Joinder to Scott Financial Corporation's Motion to Stay Further Activity in this Case Until the Issue of Priority Issue Has Been Resolved

11/02/2010 All Pending Motions ▼

Original Type

All Pending Motions

All Pending Motions

Judicial Officer

JA007830

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Matter Heard

Parties Present ▲

Plaintiff

Attorney: Rutar Mullins, Gwen

Defendant

Attorney: Meier, Glenn F

Intervenor Plaintiff

Attorney: Miller, William

Intervenor Defendant

Attorney: Parry, Zachariah

Intervenor

Attorney: Maskas, Marisa

Third Party Defendant

Attorney: Parry, Zachariah

Intervenor

Attorney: Dobberstein, Eric

Counter Claimant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Rutar Mullins, Gwen

Third Party Plaintiff

Attorney: Dobberstein, Eric

Interpleader

Attorney: Rutar Mullins, Gwen

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Williams, Donald H

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

JA007831

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Parry, Zachariah

Counter Defendant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Williams, Donald H

Counter Defendant

Attorney: Fisher, Mindy C.

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Pintar, Becky

Counter Defendant

Attorney: Berman, Brian Keith

Counter Defendant

Attorney: Cawley, Reuben

Intervenor

Attorney: Rutar Mullins, Gwen

Counter Claimant

Attorney: Parry, Zachariah

Counter Claimant

Attorney: Parry, Zachariah

Intervenor Defendant

Attorney: Meier, Glenn F

Counter Claimant

JA007832

Attorney: Rutar Mullins, Gwen

Cross Claimant

Attorney: Rutar Mullins, Gwen

Counter Defendant

Attorney: Fisher, Mindy C.

Other

Attorney: Rutar Mullins, Gwen

11/22/2010 Motion to Withdraw as Counsel ▼

Original Type

Motion to Withdraw as Counsel

Motion to Withdraw as Counsel

Judicial Officer

Delaney, Kathleen E.

Hearing Time

9:00 AM

Result

Granted

Comment

Shumway Van & Hansen's Motion to Withdraw as Attorney of Record

11/22/2010 Order to Withdraw as Attorney of Record ▼

Order Granting Shumway Van & Hansen's Motion to Withdraw as Attorney of Record

Comment

Order Granting Shumway Van & Hansen's Motion to Withdraw as Attorney of Record

11/30/2010 Notice of Entry of Order ▼

Notice of Entry of Order Granting Shumway Van & Hansen's Motion to Withdraw as Attorney of Record

Comment

Notice of Entry of Order Granting Shumway Van & Hansen's Motion to Withdraw as Attorney of Record

12/09/2010 Status Conference ▼

Original Type

Status Conference

Status Conference

Judicial Officer

Delaney, Kathleen E.

JA007833

Hearing Time

9:00 AM

Result

Matter Heard

Comment

Scheduling

Parties Present ▲

Plaintiff

Attorney: Rutar Mullins, Gwen

Defendant

Attorney: Meier, Glenn F

Intervenor

Attorney: Lloyd-Robinson, Jennifer R.

Intervenor

Attorney: Dobberstein, Eric

Counter Claimant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Rutar Mullins, Gwen

Third Party Plaintiff

Attorney: Dobberstein, Eric

Interpleader

Attorney: Rutar Mullins, Gwen

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Sechrist, Jared M.

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Intervenor Defendant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

Counter Claimant

Attorney: Muckleroy, Martin A.

JA007834

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Sechrist, Jared M.

Counter Defendant

Attorney: Lloyd-Robinson, Jennifer R.

Counter Defendant

Attorney: Williams, Donald H

Counter Defendant

Attorney: Lloyd-Robinson, Jennifer R.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Haze, Airene

Counter Defendant

Attorney: Berman, Brian Keith

Counter Defendant

Attorney: Cawley, Reuben

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Intervenor

JA007835

Attorney: Rutar Mullins, Gwen

Counter Defendant

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Defendant

Attorney: Meier, Glenn F

Counter Claimant

Attorney: Rutar Mullins, Gwen

Cross Claimant

Attorney: Rutar Mullins, Gwen

Other

Attorney: Rutar Mullins, Gwen

12/13/2010 Order Granting Motion ▼

Order Granting Scott Financial Corporation's Motion to Stay Further Activity in this Case Until the

Comment

Order Granting Scott Financial Corporation's Motion to Stay Further Activity in this Case Until the Issue of Priority Issue has been Resolved

12/14/2010 Notice of Entry of Order ▼

Notice of Entry of Order Granting Scott Financial Corporaiton's Motion to Stay Further Activity in

Comment

Notice of Entry of Order Granting Scott Financial Corporaiton's Motion to Stay Further Activity in this Case Until the Issue of Priority Issue Has Been Resolved

01/04/2011 Order ▼

Order Granting Motion to Withdraw as Attorney of Record

Comment

Order Granting Motion to Withdraw as Attorney of Record

02/02/2011 Notice of Compliance ▼

Insulpro Projects, Inc.'s Third Notice of Compliance **JA007836**

Comment
Insulpro Projects, Inc.'s Third Notice of Compliance

02/02/2011 Notice of Compliance ▼

Insulpro Projects, Inc.'s Fourth Notice of Compliance

Comment
Insulpro Projects, Inc.'s Fourth Notice of Compliance

03/18/2011 Change of Address ▼

Notice of Change of Address Effective April 11, 2011

Comment
Notice of Change of Address Effective April 11, 2011

04/23/2011 Stipulation and Order ▼

Stipulation and Order to Set Aside Lien Expungement of Insulpro Projects, Inc., d/b/a Sacramento In

Comment
Stipulation and Order to Set Aside Lien Expungement of Insulpro Projects, Inc., d/b/a Sacramento Insulation Contractors, Inc., for Non-Appearence

04/27/2011 Notice of Entry of Stipulation and Order ▼

Notice of Entry of Stipulation and Order to Set Aside Lien Expungement of Insulpro Projects, Inc. D

Comment
Notice of Entry of Stipulation and Order to Set Aside Lien Expungement of Insulpro Projects, Inc. D/b/a Sacramento Insulation Contractors, Inc., for Non-Appearence

05/11/2011 Substitution of Attorney ▼

Substitution of Attorneys

Comment
Substitution of Attorneys

05/16/2011 Substitution of Attorney ▼

Substitution of Attorney

Comment
Substitution of Attorney

06/24/2011 Case Reassigned to Department 29 ▼

Comment
Case reassigned from Judge Kathleen E. Delaney

JA007837

06/29/2011 Notice of Change of Firm Name ▼

Notice of Change of Firm Name

Comment

Notice of Change of Firm Name

08/29/2011 Substitution of Attorney ▼

Substitution of Attorney

Comment

Substitution of Attorney

09/12/2011 Notice of Dismissal ▼

Notice of Dismissal

Comment

Notice of Dismissal

09/12/2011 Release of Lis Pendens ▼

Release of Lis Pendens

Comment

Release of Lis Pendens

11/04/2011 Motion for Order ▼

APCO's Motion for Issuance of an Order on Priority on Order Shortening Time

Comment

APCO's Motion for Issuance of an Order on Priority on Order Shortening Time

11/04/2011 Certificate of Electronic Service ▼

Certificate of Service of APCO's Motion for Issuance of an Order on Priority on Order Shortening Time

Comment

Certificate of Service of APCO's Motion for Issuance of an Order on Priority on Order Shortening Time

11/04/2011 Ex Parte Order ▼

Ex Parte Application for Order Shortening Time on APCO Construction's Renewed Motion to Consolidate

Comment

Ex Parte Application for Order Shortening Time on APCO Construction's Renewed Motion to Consolidate Case No. A579963

JA007838

11/07/2011 Motion to Consolidate ▼

APCO Construction's Renewed Motion to Consolidate Case No. A579963

Comment

APCO Construction's Renewed Motion to Consolidate Case No. A579963

11/07/2011 Joinder To Motion ▼

Hydropressure Cleaning, Inc.'s Joinder to APCO's Motion for Issuance of an Order on Priority on Ord

Comment

Hydropressure Cleaning, Inc.'s Joinder to APCO's Motion for Issuance of an Order on Priority on Order Shortening Time

11/07/2011 Joinder To Motion ▼

Custom Select Billing, Inc.'s Joinder to APCO's Motion for Issuance of an Order on Priority on Orde

Comment

Custom Select Billing, Inc.'s Joinder to APCO's Motion for Issuance of an Order on Priority on Order Shortening Time

11/07/2011 Joinder To Motion ▼

Tri-City Drywall, Inc. and Northstar Concrete, Inc.'s Joinder in Apco's Motion for Issuance of an O

Comment

Tri-City Drywall, Inc. and Northstar Concrete, Inc.'s Joinder in Apco's Motion for Issuance of an Order on Priority on Order Shortening Time

11/07/2011 Opposition to Motion ▼

Defendant Scott Financial Corporation's Opposition to APCO Construction's Motion for Issuance of an

Comment

Defendant Scott Financial Corporation's Opposition to APCO Construction's Motion for Issuance of an Order on Priority on Order Shortening Time

11/07/2011 Joinder To Motion ▼

Lien Claimant/Plaintiff Cell-Crete Fireproofing of Nevada, Inc.'s Joinder in Support of Plaintiff A

Comment

Lien Claimant/Plaintiff Cell-Crete Fireproofing of Nevada, Inc.'s Joinder in Support of Plaintiff APCO Construction Inc.'s Motion for an Order of Priority on Order Shortening Time

JA007839

11/07/2011 Notice of Non Opposition ▼

Granite Construction Company's Notice of Non-Opposition to Apco's Motion for Issuance of an Order o

Comment

Granite Construction Company's Notice of Non-Opposition to Apco's Motion for Issuance of an Order on Priority on an Order Shortening Time

11/07/2011 Joinder To Motion ▼

Arch Aluminum and Glass, LLC's Joinder in Apco's Motion for Issuance of an Order on Priority on Ord

Comment

Arch Aluminum and Glass, LLC's Joinder in Apco's Motion for Issuance of an Order on Priority on Order Shortening Time

11/07/2011 Joinder ▼

The Masonry Group Nevada, Inc.'s Joinder to APCO's Motion for Issuance of Order on Priority

Comment

The Masonry Group Nevada, Inc.'s Joinder to APCO's Motion for Issuance of Order on Priority

11/07/2011 Joinder To Motion ▼

Joinder to APCO's Renewed Motion to Consolidate Case No. A579963

Comment

Joinder to APCO's Renewed Motion to Consolidate Case No. A579963

11/07/2011 Joinder To Motion ▼

Custom Select Billing, Inc.'s Joinder to APCO Construction's Renewed Motion to Consolidate Case No.

Comment

Custom Select Billing, Inc.'s Joinder to APCO Construction's Renewed Motion to Consolidate Case No. A579963

11/07/2011 Joinder To Motion ▼

Hydropressure Cleaning, Inc.'s Joinder to APCO Construction's Renewed Motion to Consolidate Case No

Comment

Hydropressure Cleaning, Inc.'s Joinder to APCO Construction's Renewed Motion to Consolidate Case No. A579963

11/07/2011 Joinder ▼

JA007840

Arch Aluminum and Glass, LLC's Joinder in Apco's Renewed Motion to Consolidate Case No. A579963

Comment

Arch Aluminum and Glass, LLC's Joinder in Apco's Renewed Motion to Consolidate Case No. A579963

11/07/2011 Joinder ▼

Insulpro Projects, Inc.'s Joinder in APCO's Motion for Issuance of an Order on Priority on Order Sh

Comment

Insulpro Projects, Inc.'s Joinder in APCO's Motion for Issuance of an Order on Priority on Order Shortening Time

11/07/2011 Joinder ▼

The Masonry Group Nevada, Inc.'s Joinder to APCO's Renewed Motion to Consolidate Case No. A579963

Comment

The Masonry Group Nevada, Inc.'s Joinder to APCO's Renewed Motion to Consolidate Case No. A579963

11/07/2011 Joinder ▼

Wiss Janney Elstner Associates, Inc.'s Joinder In APCO's Motion For Issuance Of AN Order On Priorit

Comment

Wiss Janney Elstner Associates, Inc.'s Joinder In APCO's Motion For Issuance Of AN Order On Priority On Order Shortening Time

11/07/2011 Joinder ▼

Wiss Janney Elstner Associates, Inc.'s Joinder In APCO's Renewed Motion To Consolidate Case No. A57

Comment

Wiss Janney Elstner Associates, Inc.'s Joinder In APCO's Renewed Motion To Consolidate Case No. A579963

11/08/2011 Opposition ▼

Opposition To APCO Construction's Renewed Motion To Consolidate Case No. A579963

Comment

Opposition To APCO Construction's Renewed Motion To Consolidate Case No. A579963

11/08/2011 Joinder ▼

Atlas Construction Supply, Inc.'s Joinder To Apco's Motion For Issuance Of An Order On Priority On

JA007841

Comment

Atlas Construction Supply, Inc.'s Joinder To Apco's Motion For Issuance Of An Order On Priority On Order Shortening Time

11/08/2011 Joinder To Motion ▼

Harsco Corporation, EZA, P.c. dba OZ Architecture of Nevada, and Patent Construction Systems, a Div

Comment

Harsco Corporation, EZA, P.c. dba OZ Architecture of Nevada, and Patent Construction Systems, a Division of Harsco Corporatio's Joinder to Apco's Motion for Issuance of an Order on Priority on Order Shortening Time

11/08/2011 Joinder To Motion ▼

SelectBuild Nevada, Inc.'s Joinder to APCO Construction's Motion for Issuance of an Order on Priors

Comment

SelectBuild Nevada, Inc.'s Joinder to APCO Construction's Motion for Issuance of an Order on Priority on Order Shortening Time

11/08/2011 Joinder to Opposition to Motion ▼

Joinder to Scott Financial Corporation and Bradley J. Scott's Opposition to APCO Construction's Mot

Comment

Joinder to Scott Financial Corporation and Bradley J. Scott's Opposition to APCO Construction's Motion to Consolidate Case No. A579963

11/08/2011 Joinder ▼

Unitah Investments, LLC dba Sierra Reinforcing's Joinder to APCO Construction's Motion for Issuance

Comment

Unitah Investments, LLC dba Sierra Reinforcing's Joinder to APCO Construction's Motion for Issuance of an Order on Priority on Order Shortening Time

11/08/2011 Joinder ▼

Zitting Contruction, Inc.'s Joinder to APCO Construction's Motino for Issuance of an Order on Prior

Comment

Zitting Contruction, Inc.'s Joinder to APCO Construction's Motino for Issuance of an Order on Priority on Order Shortening Time

11/09/2011 Motion ▼

JA007842

Original Type

Motion

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Matter Continued

Comment

APCO's Motion for Issuance of an Order on Priority on Order Shortening Time

11/09/2011 Motion to Consolidate ▼

Original Type

Motion to Consolidate

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Granted in Part

Comment

APCO construction's Renewed Motion to consolidate Case No. A579963

11/09/2011 Joinder ▼

Original Type

Joinder

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Matter Continued

Comment

Hydropressure Cleaning, Inc.'s Joinder to APCO's Motion for Issuance of an Order on Priority on Order Shortening Time

11/09/2011 Joinder ▼

Original Type

Joinder

Judicial Officer

Scann, Susan

JA007843

Hearing Time

9:00 AM

Result

Matter Continued

Comment

Custom Select Billing, Inc.'s Joinder to APCO's Motion for Issuance of an Order on Priority on Order Shortening Time

11/09/2011 Joinder ▼

Original Type

Joinder

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Matter Continued

Comment

Tri-City Drywall, Inc. and Northstar Concrete, Inc.'s Joinder in Apco's Motion for Issuance of an Order on Priority on Order Shortening Time

11/09/2011 Joinder ▼

Original Type

Joinder

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Matter Continued

Comment

Lien Claimant/Plaintiff Cell-Crete Fireproofing of Nevada, Inc.'s Joinder in Support of Plaintiff APCO Construction Inc.'s Motion for an Order of Priority on Order Shortening Time

11/09/2011 Joinder ▼

Original Type

Joinder

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

JA007844

Matter Continued

Comment

Arch Aluminum and Glass, LLC's Joinder in Apco's Motion for Issuance of an Order on Priority on Order Shortening Time

11/09/2011 Joinder ▼

Original Type

Joinder

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Matter Continued

Comment

The Masonry Group Nevada, Inc.'s Joinder to APCO's Motion for Issuance of Order on Priority

11/09/2011 Joinder ▼

Original Type

Joinder

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Joinder to APCO's Renewed Motion to Consolidate Case No. A579963

11/09/2011 Joinder ▼

Original Type

Joinder

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Custom Select Billing, Inc.'s Joinder to APCO Construction's Renewed Motion to Consolidate Case No. A579963 **JA007845**

11/09/2011 Joinder ▼

Original Type

Joinder

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Hydropressure Cleaning, Inc.'s Joinder to APCO Construction's
Renewed Motion to Consolidate Case No. A579963

11/09/2011 Joinder ▼

Original Type

Joinder

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Granted in Part

Comment

Arch Aluminum and Glass, LLC's Joinder in Apco's Renewed Motion
to Consolidate Case No. A579963

11/09/2011 Joinder ▼

Original Type

Joinder

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Matter Continued

Comment

Insulpro Projects, Inc.'s Joinder in APCO's Motion for Issuance of an
Order on Priority on Order Shortening Time

11/09/2011 Joinder ▼

Original Type

JA007846

Joinder

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Granted in Part

Comment

The Masonry Group Nevada, Inc.'s Joinder to APCO's Renewed Motion to Consolidated

11/09/2011 All Pending Motions ▼

Original Type

All Pending Motions

All Pending Motions

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Matter Heard

Parties Present ▲

Defendant

Attorney: Jones, Jon Randall

Attorney: Meier, Glenn F

Intervenor

Attorney: Maskas, Marisa

Intervenor

Attorney: Dobberstein, Eric

Counter Claimant

Attorney: Dobberstein, Eric

Third Party Plaintiff

Attorney: Dobberstein, Eric

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Sechrist, Jared M.

Counter Defendant

JA007847

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Carter, Matthew S.

Counter Defendant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Sechrist, Jared M.

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Williams, Donald H

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Dachelet, David W

Counter Defendant

Attorney: Walters, Brian K.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Cawley, Reuben

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

Counter Defendant

Attorney: Gebhart, Michael T.

JA007848

Intervenor Plaintiff

Attorney: Walters, Brian K.

Counter Defendant

Attorney: Gebhart, Michael T.

Defendant

Attorney: Jones, Jon Randall

Attorney: Carter, Matthew S.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Plaintiff

Attorney: Gebhart, Michael T.

Intervenor Defendant

Attorney: Meier, Glenn F

Other

Attorney: Gochnour, Wade B.

11/09/2011 Joinder ▼

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Comment

Wiss Janney Elstner Associates, Inc.'s Joinder In APCO's Motion For Issuance Of AN Order On Priority On Order Shortening Time

11/09/2011 Joinder ▼

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Comment

Wiss Janney Elstner Associates, Inc.'s Joinder in APCO's Renewed Motion to Consolidate Case No. A579963

11/11/2011 Application for Default Judgment ▼

Application for Judgment by Default Against Defendant Selina Cicneros

JA007849

Comment
Application for Judgment by Default Against Defendant Selina
Cicheros

11/11/2011 Substitution of Attorney ▼

Substitution of Counsel

Comment
Substitution of Counsel

11/14/2011 Memorandum of Costs and Disbursements ▼

Memorandum of Costs and Disbursements

Comment
Memorandum of Costs and Disbursements

11/15/2011 Motion for Summary Judgment ▼

Judicial Officer
Scann, Susan

Hearing Time
10:00 AM

Comment
ZITTING BROTHERS CONSTRUCTION, INC'S MOTION FOR
SUMMARY JUDGMENT

11/15/2011 All Pending Motions ▼

Original Type
All Pending Motions

All Pending Motions

Judicial Officer
Scann, Susan

Hearing Time
10:00 AM

Result
Matter Heard

Comment
11/15/11

Parties Present ▲
Defendant

Attorney: Jones, Jon Randall

Intervenor

Attorney: Maskas, Marisa

Intervenor

JA007850

Attorney: Reade, Robert C.

Intervenor

Attorney: Dobberstein, Eric

Counter Claimant

Attorney: Dobberstein, Eric

Third Party Plaintiff

Attorney: Dobberstein, Eric

Intervenor

Attorney: Sechrist, Jared M.

Intervenor Defendant

Attorney: Ferrario, Mark E., ESQ

Counter Claimant

Attorney: Ferrario, Mark E., ESQ

Counter Claimant: Tharaldson Motels II Inc

Attorney: Ferrario, Mark E., ESQ

Counter Claimant: Tharaldson, Gary D

Attorney: Ferrario, Mark E., ESQ

Counter Defendant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Reade, Robert C.

Counter Defendant

Attorney: Sechrist, Jared M.

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Dachelet, David W

Counter Defendant

Attorney: Walters, Brian K.

Counter Defendant

Attorney: Cawley, Reuben

Intervenor Plaintiff

Attorney: Walters, Brian K.

Defendant

Attorney: Jones, Jon Randall

JA007851

Other

Attorney: Gochmour, Wade B.

11/21/2011 Findings of Fact, Conclusions of Law and Order ▼

Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment

Comment

Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority

11/21/2011 Order Granting Motion ▼

Order Granting APCO Construction's Renewed Motion to Consolidate Case No A579963, In Part

Comment

Order Granting APCO Construction's Renewed Motion to Consolidate Case No A579963, In Part

11/22/2011 Notice of Entry of Order ▼

Notice of Entry of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority

Comment

Notice of Entry of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority

11/22/2011 Notice of Entry of Order ▼

Notice of Entry of Order Granting APCO Construction's Renewed Motion to Consolidate Case No. A57996

Comment

Notice of Entry of Order Granting APCO Construction's Renewed Motion to Consolidate Case No. A579963, In Part

12/01/2011 Mandatory Rule 16 Conference ▼

Original Type

Mandatory Rule 16 Conference

Mandatory Rule 16 Conference

Judicial Officer

Scann, Susan

Hearing Time

9:30 AM

Result

Matter Heard

JA007852

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Intervenor Plaintiff

Attorney: Wittig, Donna

Intervenor

Attorney: Maskas, Marisa

Other Defendant

Attorney: Morris, Steven L.

Intervenor

Attorney: Dobberstein, Eric

Counter Claimant

Attorney: Dobberstein, Eric

Third Party Plaintiff

Attorney: Dobberstein, Eric

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Williams, Donald H

Intervenor

Attorney: Sechrist, Jared M.

Intervenor Defendant

Attorney: Ferrario, Mark E., ESQ

Counter Claimant

Attorney: Ferrario, Mark E., ESQ

Counter Claimant

Attorney: Ferrario, Mark E., ESQ

Counter Claimant

Attorney: Ferrario, Mark E., ESQ

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Williams, Donald H

Doing Business As

Attorney: Williams, Donald H

Counter Defendant

Attorney: Wittig, Donna

Counter Defendant

Attorney: Sechrist, Jared M.

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Williams, Donald H

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Dachelet, David W

Counter Defendant

Attorney: Haze, Airene

Counter Defendant

Attorney: Berman, Brian Keith

Counter Defendant

Attorney: Cawley, Reuben

Intervenor Defendant

Attorney: Meier, Glenn F

Other

Attorney: Gochmour, Wade B.

12/12/2011 Motion to Reconsider ▼

Motion for Reconsideration of Findings of Fact, Conclusions of Law
and Order Granting APCO Construc

Comment

Motion for Reconsideration of Findings of Fact, Conclusions of
Law and Order Granting APCO Construction's Motion for
Summary Judgment on Priority; and Denying Scott Financial
Corporation's Motion for Priority or in the Alternative, Motion for a
Re-Hearing

12/13/2011 Joinder To Motion ▼

Brad J. Scott's Joinder To Scott Financial Corporation's Motion For
Reconsideration Or In The Alter

Comment

Brad J. Scott's Joinder To Scott Financial Corporation's Motion
For Reconsideration Or In The Alternative, Motion For Re-
Hearing

12/14/2011 Consent to Service By Electronic Means ▼

Camco Pacific Construction Co., Inc.'s Consent to Service by Electronic Means

Comment

Camco Pacific Construction Co., Inc.'s Consent to Service by Electronic Means

12/14/2011 Change of Address ▼

Notice of Change of Address and Firm Affiliation

Comment

Notice of Change of Address and Firm Affiliation

12/15/2011 Notice of Hearing ▼

Notice of Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APC

Comment

Notice of Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority or in the Alternative, Motion for a Re-Hearing

12/16/2011 Answer ▼

Defendant Alexander Edelstein's Answer to Ready Mix Inc.'s First Amended Complaint

Comment

Defendant Alexander Edelstein's Answer to Ready Mix Inc.'s First Amended Complaint

12/19/2011 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure

Comment

Initial Appearance Fee Disclosure

12/21/2011 Case Management Order ▼

Second Amended Case Agenda Dates and Deadlines

Comment

Second Amended Case Agenda Dates and Deadlines

12/21/2011 Order ▼

Order Lifting Stay of any Further Activity in this Case

Comment

Order Lifting Stay of any Further Activity in this Case

JA007855

12/23/2011 Stipulation and Order ▼

Stipulation and Order for Dismissal with Prejudice

Comment

Stipulation and Order for Dismissal with Prejudice

12/27/2011 Notice of Entry ▼

Notice of Entry of Stipulation and Order for Dismissal with Prejudice

Comment

Notice of Entry of Stipulation and Order for Dismissal with Prejudice

12/27/2011 Notice of Entry of Order ▼

Notice of Entry of Order Lifting Stay of any Further Activity in this Case

Comment

Notice of Entry of Order Lifting Stay of any Further Activity in this Case

12/30/2011 Opposition to Motion ▼

APCO Construction's Opposition to Motion for Reconsideration of Findings of Fact, Conclusions of Law

Comment

APCO Construction's Opposition to Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority or in the Alternative, Motion for a Re-Hearing

01/03/2012 Joinder to Opposition to Motion ▼

Steel Structures, Inc.'s and Nevada Prefab Engineers, Inc.'s Joinder to Opposition Filed by APCO Co

Comment

Steel Structures, Inc.'s and Nevada Prefab Engineers, Inc.'s Joinder to Opposition Filed by APCO Construction in Response to Motion for Reconsideration Filed by Scott Financial Corporation

01/03/2012 Opposition ▼

Opposition to Defendant Scott Financial Corporation's Motion for Reconsideration of Findings of Fact

Comment

Opposition to Defendant Scott Financial Corporation's Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority or in the Alternative Motion for Rehearing

JA007856

01/04/2012 Joinder ▼

Atlas Construction Supply, Inc.'s Joinder To APCO's Opposition To Scott Financial Corporation's Mot

Comment

Atlas Construction Supply, Inc.'s Joinder To APCO's Opposition To Scott Financial Corporation's Motion For Reconsideration

01/04/2012 Joinder to Opposition to Motion ▼

Las Vegas Pipeline's Joinder in APCO Construction's Opposition to Motion for Reconsideration of Fin

Comment

Las Vegas Pipeline's Joinder in APCO Construction's Opposition to Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority or in the Alternative, Motion for Rehearing

01/04/2012 Joinder To Motion ▼

Tri-City Drywall, Inc. and Northstar Concrete, Inc.'s Joinder in Apco Construction's Opposition to

Comment

Tri-City Drywall, Inc. and Northstar Concrete, Inc.'s Joinder in Apco Construction's Opposition to Motion for Reconsideration of Findings of Facts, Conclusions of Law and Order Granting Apco Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority or in the Alternative, Motion for a Re-hearing

01/04/2012 Joinder To Motion ▼

Tri-City Drywall, Inc. and Northstar Concrete, Inc.'s Joinder in Apco Construction's Opposition to

Comment

Tri-City Drywall, Inc. and Northstar Concrete, Inc.'s Joinder in Apco Construction's Opposition to Motion for Reconsideration of Findings of Facts, Conclusions of Law and Order Granting Apco Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority or in the Alternative, Motion for a Re-hearing

01/04/2012 Joinder ▼

Granite Construction Company's Joinder to Apco's Opposition to Scott Financial Corporation's Motion

Comment

Granite Construction Company's Joinder to Apco's Opposition to Scott Financial Corporation's Motion for Reconsideration

JA007857

01/04/2012 Joinder ▼

Plaintiff Zitting Brothers Construction, Inc.'s Joinder to APCO Construction's Opposition to Motion

Comment

Plaintiff Zitting Brothers Construction, Inc.'s Joinder to APCO Construction's Opposition to Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority or in the Alternative, Motion for Rehearing

01/04/2012 Joinder to Opposition to Motion ▼

Lien Claimant/Plaintiff Cell-Crete Fireproofing of Nevada, Inc.'s Joinder in Support of Plaintiff A

Comment

Lien Claimant/Plaintiff Cell-Crete Fireproofing of Nevada, Inc.'s Joinder in Support of Plaintiff Apco Construction, Inc.'s Opposition to Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting Apco Construction's Motion for Summary Judgment on Lien Property and Denying Scott Financial Corporation's Motion for Priority or in the Alternative Motion for Hearing

01/05/2012 Joinder to Opposition to Motion ▼

Joinder to APCO's Opposition to Scott Financial Corporation's Motion for Reconsideration

Comment

Joinder to APCO's Opposition to Scott Financial Corporation's Motion for Reconsideration

01/05/2012 Joinder ▼

Harsco Corporation, EZA, P.C. dba OZ Architecture of Nevada and Patent Construction Systems, a Divi

Comment

Harsco Corporation, EZA, P.C. dba OZ Architecture of Nevada and Patent Construction Systems, a Division of Harsco Corporation's Joinder to APCO Construction's Opposition to Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority of in the Alternative, Motion for Rehearing

01/06/2012 Joinder ▼

Wiss Janney Elstner Assocites, Inc.'s Joinder To APCO Construction's Opposition To Motion For Recon

JA007858

Comment

Wiss Janney Elstner Associates, Inc.'s Joinder To APCO Construction's Opposition To Motion For Reconsideration Of Findings Of Fact, Conclusions Of Law And Order Granting APCO Construction's Motion For Summary Judgment On Priority; And Denying Scott Financial Corporation's Motion For Priority Or, In The Alternative, Motion For Rehearing

01/06/2012 Joinder to Opposition to Motion ▼

APCO Construction's Joinder to Insulpro Projects, Inc.'s Opposition to Scott Financial Corporation'

Comment

APCO Construction's Joinder to Insulpro Projects, Inc.'s Opposition to Scott Financial Corporation's Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority or in the Alternative, Motion for a Re-Hearing

01/06/2012 Joinder to Opposition to Motion ▼

Custom Select Billing, Inc.'s Joinder to APCO Construction's and Insulpro Projects, Inc.'s Oppositi

Comment

Custom Select Billing, Inc.'s Joinder to APCO Construction's and Insulpro Projects, Inc.'s Oppositions to Scott Financial Corporation's Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority or in the Alternative, Motion for a Re-Hearing

01/06/2012 Joinder to Opposition to Motion ▼

Hydropressure Cleaning, Inc.'s Joinder to APCO Construction's and Insulpro Projects, Inc.'s Opposit

Comment

Hydropressure Cleaning, Inc.'s Joinder to APCO Construction's and Insulpro Projects, Inc.'s Oppositions to Scott Financial Corporation's Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority or in the Alternative, Motion for a Re-Hearing

01/06/2012 Substitution of Attorney ▼

Substitution of Counsel

Comment

Substitution of Counsel

01/09/2012 Joinder ▼

JA007859

The Masonry Group Nevada, Inc.'s Joinder to Apco Construction's
Opposition to Motion for Reconsider

Comment

The Masonry Group Nevada, Inc.'s Joinder to Apco
Construction's Opposition to Motion for Reconsideration of
Findings of Fact, Conclusions of Law and Order Granting Apco
Construction's Motion for Summary judgment on Priority; and
Denying Scott Financial Corporation's Motion for Priority or in the
Alternative, Motion for a Re-Hearing

01/09/2012 Joinder to Opposition to Motion ▼

Unitah Investments, LLC, dba Sierra Reinforcing's Joinder to APCO
Construction, Inc.'s Opposition t

Comment

Unitah Investments, LLC, dba Sierra Reinforcing's Joinder to
APCO Construction, Inc.'s Opposition to Motion for
Reconsideration of Findings of Fact, Conclusions of Law and
Order Granting APCO Construcion, Inc.'s Motion for Summary
Judgment on Lien Priority adn Denying Scott Financial
Corporation's Motion for Priority or in the Alternative Motion for
Hearing

01/10/2012 Joinder ▼

Zitting Brothers Construction, Inc.'s Joinder to Insulpro Projects, Inc.s
Opposition to Defendant S

Comment

Zitting Brothers Construction, Inc.'s Joinder to Insulpro Projects,
Inc.s Opposition to Defendant Scott Financial Corporation's
Motion for Reconsideration of Findings of Fact, Conclusions of
Law and Order Granting APCO Construction's Motion for
Summary Judgment on Priority; and Denying Scott Financial
Corporation's Motion for Priority or in the Alternative, Motion for
Re-Hearing

01/11/2012 Status Check ▼

Original Type

Status Check

Status Check

Status Check

Judicial Officer

Scann, Susan

Hearing Time

10:00 AM

Result

Matter Continued

Comment

STATUS CHECK: PARTIES WITH MATTERS UNDER SUBMISSION

JA007860

01/11/2012 Substitution of Attorney ▼

Notice of Substitution of Attorneys for Plaintiff/Counter-Defendant
United Subcontractors, Inc. dba

Comment

Notice of Substitution of Attorneys for Plaintiff/Counter-
Defendant United Subcontractors, Inc. dba Skyline Insulation

01/11/2012 Joinder to Opposition to Motion ▼

Arch Aluminum and Glass, LLC's Joinder in APCO's Opposition to
Motion for Reconsideration of Findin

Comment

Arch Aluminum and Glass, LLC's Joinder in APCO's Opposition
to Motion for Reconsideration of Findings of Fact, Conclusions of
Law and Order Granting APCO's Motion for Summary Judgment
on Priority; and Denying Scott Financial Corporation's Motion for
Priority or in the Alternative, Motion for a Rehearing

01/12/2012 Motion to Dismiss ▼

Defendant Alexander Edelstein's Motion to Dismiss

Comment

Defendant Alexander Edelstein's Motion to Dismiss

01/12/2012 Reply to Motion ▼

Scott Financial Corporaiton's Reply in Support of Motion for
Reconsideration of Findings of Fact, C

Comment

Scott Financial Corporaiton's Reply in Support of Motion for
Reconsideration of Findings of Fact, Conclusions of Law and
Order Granting APCO Construction's Motion for Summary
Judgment on Priority; and Denying Scott Financial Corporation's
Motion for Priority or in the Alternative, Motion for a Re-Hearing

01/12/2012 Joinder to Opposition to Motion ▼

E&E Fire Protection, LLC, Noorda Sheet Metal Company, The
Pressure Grout Company and Professional D

Comment

E&E Fire Protection, LLC, Noorda Sheet Metal Company, The
Pressure Grout Company and Professional Doors and Millworks,
LLC's Notice of Joinder in Apco Construction's and Insulpro
Projects, Inc.'s Respective Opposition to Motion for
Reconsideration of Findings of Fact, Conclusions of Law and
Order Granting Apco Construction's Motion for Summary
Judgment on Priority; and Denying Scott Financial Corporation's
Motion for Priority or in the Alternative, Motion for a Re-hearing

01/12/2012 Statement ▼

JA007861

United Subcontractors, Inc. dba Skyline Insulation's Statement of Claims

Comment

United Subcontractors, Inc. dba Skyline Insulation's Statement of Claims

01/13/2012 Statement ▼

Ready Mix, Inc.'s Statement Of Claim

Comment

Ready Mix, Inc.'s Statement Of Claim

01/13/2012 Joinder to Opposition to Motion ▼

Selectbuild Nevada, Inc.'s Joinder to Apco Construction and Insulpro Projects, Inc.'s Oppositions t

Comment

Selectbuild Nevada, Inc.'s Joinder to Apco Construction and Insulpro Projects, Inc.'s Oppositions to Scott Financial Corporation's Motion for Reconsideration of Findings of Fact, Conclusions of Law and order Granting Apco Construction's Motion for Summary Judgment on Priority and Denying Scott Financial Corporation's Motion for Priority or in the Alternative, Motion for Rehearing

01/18/2012 Statement ▼

Insulpro Projects, Inc.'s Statement of Claim

Comment

Insulpro Projects, Inc.'s Statement of Claim

01/19/2012 Notice of Hearing ▼

Notice of Hearing on Motion For Reconsideration of Findings of Fact, Conclusions of Law and Order G

Comment

Notice of Hearing on Motion For Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment and Denying Scott Financial Corporaiton's Motion for Priority or in the Aleternative, Motion for a Re-Hearing

01/25/2012 Motion For Reconsideration ▼

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

JA007862

Comment

Defendant's Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Granting APCO Construction's Motion for Summary Judgment on Priority; and Denying Scott Financial Corporation's Motion for Priority or in the Alternative, Motion for a Re-Hearing

01/25/2012 Joinder ▼

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Comment

Brad J. Scott's Joinder To Scott Financial Corporation's Motion For Reconsideration Or In The Alternative, Motion For Re-Hearing

01/25/2012 All Pending Motions ▼

Original Type

All Pending Motions

All Pending Motions

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Matter Heard

Parties Present ▲

Defendant

Attorney: Meier, Glenn F

Intervenor

Attorney: Maskas, Marisa

Intervenor

Attorney: Truman, T. James

Third Party Plaintiff

Attorney: Truman, T. James

Intervenor

Attorney: Dobberstein, Eric

Counter Claimant

Attorney: Dobberstein, Eric

Third Party Plaintiff

Attorney: Dobberstein, Eric

JA007863

Intervenor

Attorney: Truman, T. James

Third Party Plaintiff

Attorney: Truman, T. James

Intervenor

Attorney: Truman, T. James

Third Party Plaintiff

Attorney: Truman, T. James

Intervenor

Attorney: Truman, T. James

Intervenor Defendant

Attorney: Ferrario, Mark E., ESQ

Counter Claimant

Attorney: Ferrario, Mark E., ESQ

Counter Claimant

Attorney: Ferrario, Mark E., ESQ

Counter Claimant

Attorney: Ferrario, Mark E., ESQ

Counter Defendant

Attorney: Meier, Glenn F

Counter Defendant

Attorney: Carter, Matthew S.

Counter Defendant

Attorney: Dobberstein, Eric

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Maskas, Marisa

Counter Defendant

Attorney: Dachelet, David W

Counter Defendant

Attorney: Walters, Brian K.

Counter Defendant

Attorney: Berman, Brian Keith

Counter Defendant

Attorney: Cawley, Reuben

Intervenor Plaintiff

JA007864

Attorney: Walters, Brian K.

Defendant

Attorney: Carter, Matthew S.

Intervenor Defendant

Attorney: Meier, Glenn F

Other

Attorney: Gochmour, Wade B.

01/31/2012 Affidavit ▼

Affidavit of Attorneys Fees

Comment

Affidavit of Attorneys Fees

01/31/2012 Notice ▼

Notice of Name Change

Comment

Notice of Name Change

01/31/2012 Memorandum of Costs and Disbursements ▼

Memorandum of Costs and Disbursements

Comment

Memorandum of Costs and Disbursements

02/01/2012 Hearing ▼

Original Type

Hearing

Hearing

Judicial Officer

Scann, Susan

Hearing Time

9:00 AM

Result

Decision Made

Comment

HEARING: COURT'S DECISIION

02/01/2012 Certificate of Service ▼

Certificate of Service

Comment

Certificate of Service

JA007865

02/01/2012 Certificate of Service ▼

Certificate of Service

Comment

Certificate of Service

02/06/2012 Motion for Partial Summary Judgment ▼

Steel Structures, Inc.'s Motion for Partial Summary Judgment

Comment

Steel Structures, Inc.'s Motion for Partial Summary Judgment

02/06/2012 Motion for Partial Summary Judgment ▼

Nevada Prefab Engineers, Inc.'s Motion for Partial Summary Judgment

Comment

Nevada Prefab Engineers, Inc.'s Motion for Partial Summary Judgment

02/14/2012 Transcript of Proceedings ▼

Transcript of Proceedings: Motions

Comment

Transcript of Proceedings: Motions

02/14/2012 Business Court Order ▼

Amended Business Court Scheduling Order Re-Setting Civil Jury Trial, Pre-Trial Conference And Calen

Comment

Amended Business Court Scheduling Order Re-Setting Civil Jury Trial, Pre-Trial Conference And Calendar Call

02/14/2012 Substitution of Attorney ▼

Substitution of Counsel

Comment

Substitution of Counsel

02/15/2012 Supplement ▼

Scott Financial Corporation's Supplement to Motion for Summary Judgment as to Priority of Liens

Comment

Scott Financial Corporation's Supplement to Motion for Summary Judgment as to Priority of Liens

02/17/2012 Motion to Intervene ▼

JA007866

National Wood Products Incs Notice of Motion and Motion to Intervene and Memorandum of Points and A

Comment

National Wood Products Incs Notice of Motion and Motion to Intervene and Memorandum of Points and Authorities in Support thereof

02/17/2012 Declaration ▼

Declaration of S Judy Hirahara in Support of National Wood Products Incs Motion to Intervene Filed

Comment

Declaration of S Judy Hirahara in Support of National Wood Products Incs Motion to Intervene Filed Concurrently herewith

02/28/2012 Affidavit in Support ▼

Supplemental Affidavit of Matthew W. Treu in Support of Plaintiff Ahern Rental, Inc.'s Claim for At

Comment

Supplemental Affidavit of Matthew W. Treu in Support of Plaintiff Ahern Rental, Inc.'s Claim for Attorney's Fees

03/05/2012 Order Shortening Time ▼

APCO's Objection to and Motion to Strike Scott Financial's Supplement to Motion for Summary Judgment

Comment

APCO's Objection to and Motion to Strike Scott Financial's Supplement to Motion for Summary Judgment as to Priority of Liens, Filed February 25, 2012, and Request for Order Shortening Time

03/06/2012 Joinder ▼

Joinder to APCO's Objection to and Motion to Strike Scott Financial's Supplement to Motion for Summ

Comment

Joinder to APCO's Objection to and Motion to Strike Scott Financial's Supplement to Motion for Summary Judgment as to Priority of Liens, filed February 15, 2012, and Request for Order Shortening Time

03/06/2012 Opposition to Motion ▼

Scott Financial Corporation's Opposition to APCO's Objection and Motion to Strike Scott's Supplement

Comment

Scott Financial Corporation's Opposition to APCO's Objection and Motion to Strike Scott's Supplement to Motion for Summary Judgment on Order Shortening Time

JA007867