

**IN THE SUPREME COURT OF NEVADA**

PANORAMA TOWERS CONDOMINIUM  
UNIT OWNERS' ASSOCIATION, a Nevada  
non-profit corporation,

Appellant,

vs.

LAURENT HALLIER, an individual;  
PANORAMA TOWERS I, LLC, a Nevada  
limited liability company; PANORAMA  
TOWERS I MEZZ, LLC, a Nevada limited  
liability company; and M.J. DEAN  
CONSTRUCTION, INC., a Nevada  
corporation,

Respondents.

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Elizabeth A. Brown  
Clerk of Supreme Court

**APPEAL**

from the Eighth Judicial District Court, Clark County, Nevada  
The Honorable Susan H. Johnson, District Judge  
District Court Case No. A-16-744146-D

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**APPELLANT'S APPENDIX VOL 26 OF 27**

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**CHRONOLOGICAL TABLE OF CONTENTS TO APPENDIX**

<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
Chapter 40 Notice	2/24/16	1	1–51
Complaint	9/28/16	1	52–73
Defendant’s Motion to Dismiss Complaint	12/7/16	1	74–85
Plaintiffs’ Opposition to Motion to Dismiss; Appendix	1/4/17	1–2	86–222
Defendant’s Reply in Support of Motion to Dismiss	1/17/17	2	223–230
Recorder’s Transcript of Proceedings	1/24/17	2	231–260
Order Denying Motion to Dismiss	2/9/17	2	261–262
Answer and Counterclaim	3/1/17	2	263–296
Plaintiffs’ Motion for Summary Judgment on Defendant’s Counter-Claim and Plaintiffs’ Motion for Partial Summary Judgment on Their Third Claim for Relief	3/20/17	2–4	297–400
Defendant’s Opposition to Motion for Summary Judgment	4/26/17	4	401–439
Plaintiffs’ Reply in Support of Motion for Summary Judgment	5/10/17	4	440–449
Recorder’s Transcript of Proceedings	6/20/17	4	450–496
Findings of Fact, Conclusions of Law, and Order	9/15/17	4	497–516
Defendant’s Motion for Clarification	10/10/17	4	517–546
Plaintiffs’ Opposition to Motion for Clarification	10/27/17	4	547–554
Defendant’s Reply in Support of Motion for Clarification	11/15/17	4	555–560
Recorder’s Transcript of Proceedings	11/21/17	4–5	561–583
Order Denying Motion for Clarification	2/1/18	5	584–585
Recorder’s Transcript of Proceedings	3/15/18	5	586–593
Amended Chapter 40 Notice of Claims	4/5/18	5	594–641
Recorder’s Transcript of Proceedings	4/12/18	5	642–650

Plaintiffs’ Motion for Summary Judgment on Defendant’s April 5, 2018 Amended Notice of Claims	8/3/18	5–6	651–839
Defendant’s Opposition to Motion for Summary Judgment	9/4/18	6–7	840–1077
Plaintiffs’ Reply in Support of Motion for Summary Judgment	9/25/18	7	1078–1092
Recorder’s Transcript of Proceedings	10/2/18	7	1093–1179
Plaintiffs’ Motion for Declaratory Relief Regarding Standing; Appendices I–III.	10/22/18	7–9	1180–1450
Defendant’s Opposition to Motion for Declaratory Relief; Countermotions to Exclude Inadmissible Evidence and for Rule 56(f) Relief	11/16/18	9–10	1451–1501
Errata to Defendant’s Opposition to Motion for Declaratory Relief and Countermotions to Exclude Inadmissible Evidence and for Rule 56(f) Relief	11/19/18	10	1502–1507
Findings of Fact, Conclusions of Law, and Order	11/30/18	10	1508–1525
Plaintiffs’ Motion for Reconsideration of their Motion for Summary Judgment on Defendant’s April 5, 2018 Amended Notice of Claims	12/17/18	10–11	1526–1638
Defendant’s Opposition to Motion for Reconsideration	1/22/19	11	1639–1659
Plaintiffs’ Reply in Support of Motion for Declaratory Relief Regarding Standing and Oppositions to Counter-Motions to Exclude Inadmissible Evidence and for Rule 56(f) Relief; Appendix	1/22/19	11	1660–1856
Defendant’s Reply in Support of Counter-Motions to Exclude Inadmissible Evidence and for Rule 56(f) Relief	1/29/19	11	1857–1862

Plaintiffs/Counter-Defendants' Reply in Support of Motion for Reconsideration of their Motion for Summary Judgment on Defendant's April 5, 2018 Amended Notice of Claims	2/4/19	11–12	1863–1908
Errata to: Plaintiffs' Reply in support of Motion for Declaratory Relief Regarding Standing and Oppositions to Defendant's Counter-Motions to Exclude Inadmissible Evidence and for Rule 56(f) Relief	2/5/19	12	1909–1947
Errata to: Plaintiffs/Counter-Defendants' Motion for Declaratory Relief Regarding Standing	2/5/19	12–14	1948–2051
Plaintiffs/Counter-Defendants' Motion for Summary Judgment Pursuant to NRS 11.202(1)	2/11/19	14	2052–2141
Recorder's Transcript of Proceedings	2/12/19	14	2142–2198
Defendant's Opposition to Motion for Summary Judgment and Conditional Countermotion for Relief Pursuant to NRS 40.695(2)	3/1/19	14	2199–2227
Order Denying Plaintiffs/Counter-Defendants' Motion for Reconsideration of Their Motion for Summary Judgment on Defendant/Counter-Claimant's April 5, 2018 Amended Notice of Claims	3/11/19	14	2228–2230
Order Denying Plaintiffs/Counter-Defendants' Motion for Declaratory Relief Regarding Standing	3/11/19	15	2231–2233
Plaintiffs' Reply in Support of Their Motion for Summary Judgment Pursuant to NRS 11.202(1); Opposition to Conditional Countermotion; Appendix	3/15/19	15	2234–2269

Defendant's Reply in Support of Counter-motion	3/19/19	15	2270–2316
Recorder's Transcript of Proceedings	4/23/19	15	2317–2376
Findings of Fact, Conclusions of Law and Order	5/23/19	15–16	2377–2395
Notice of Entry of Order	5/28/19	16	2396–2417
Defendant's Motion to Retax and Settle Costs	5/31/19	16	2418–2428
Assembly Bill 421	6/3/19	16	2429–2443
Defendant's Motion for Reconsideration of the Court's May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1) or, in the Alternative, Motion to Stay the Court's Order	6/3/19	16	2444–2474
Defendant's Motion for Reconsideration of the Court's May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1)	6/13/19	16	2475–2505
Plaintiffs' Motion for Attorneys' Fees; Appendices I–II	6/16/19	16–22	2506–3663
Plaintiffs/Counter-Defendants' Opposition to Motion to Retax	6/21/19	22	3664–3733
Plaintiffs/Counter-Defendants' Opposition to Defendant's Motion for Reconsideration of the Court's May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1) or, in the alternative, Motion to Stay the Court's Order; Appendix	6/21/19	22–24	3734–4042

Plaintiffs' Opposition to Defendant's Motion for Reconsideration of and/or to Alter or Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1)	7/1/19	24	4043–4052
Defendant's Opposition to Motion for Attorneys' Fees	7/1/19	24	4053–4070
Defendant's Reply in Support of Motion for Reconsideration of and/or to Alter or Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1)	7/9/19	24	4071–4077
Defendant's Reply in Support of Motion to Retax and Settle Costs	7/9/19	24	4078–4103
Defendant's Reply in Support of Defendant's Motion for Reconsideration, or in the Alternative, Motion to Stay the Court's Order	7/9/19	24	4104–4171
Plaintiffs/Counter-Defendants' Reply in Support of Motion for Attorneys' Fees	7/9/19	24	4172–4198
Recorder's Transcript of Proceedings	7/16/19	24	4199–4263
Plaintiffs' Opposition to Defendant's July 16, 2019 Oral Motion to Postpone to the Court's Ruling on the Reconsideration of and/or to Alter or Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Summary Judgment	7/19/19	24–25	4264–4276
Plaintiffs' Motion to Certify Judgment as Final Under Rule 54(b) (On Order Shortening Time)	7/22/19	25	4277–4312

Order Denying Defendant's Motion for Reconsideration of the Court's May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1) or, in the Alternative, Motion to Stay the Court's Order	7/24/19	25	4313–4315
Defendant's (1) Opposition to Plaintiffs/Counter-Defendants' Motion to Certify Judgment as Final Under Rule 54(b) and (2) Response to Plaintiffs' Opposition to Defendant's July 16, 2019 Oral Motion to Postpone the Court's Ruling on the Motion for Reconsideration of and/or to Alter or Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs' Motion for Summary Judgment	8/1/19	25	4316–4333
Plaintiffs' Reply in Support of Motion to Certify Judgment as Final under Rule 54(b)	8/5/19	25	4334–4343
Recorder's Transcript of Proceedings	8/6/19	25	4344–4368
Order re: Defendant's Motion for Reconsideration and/or to Alter or Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1)	8/9/19	25	4369–4376
Order Re: Motion to Certify Judgment as Final Under NRCP 54(b)	8/12/19	25	4377–4389
Notice of Entry of Order Re: Motion to Certify Judgment as Final Under NRCP 54(b)	8/13/19	25	4390–4405

Defendant's Motion to Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1)	9/9/19	25–26	4406–4476
Plaintiffs' Opposition to Motion to Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1)	9/26/19	26	4477–4496
Defendant's Reply in Support of Motion to Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1)	10/10/19	26	4497–4508
Recorder's Transcript of Proceedings	10/17/19	26	4509–4525
Order Re: Defendant's Motion to Alter or Amend Court's Findings of Fact, Conclusions of Law and Order Entered May 23, 2019	1/14/20	26	4526–4534
Notice of Entry of Order Re: Defendant's Motion to Alter or Amend Court's Findings of Fact, Conclusions of Law and Order Entered May 23, 2019	1/16/20	26	4535–4546
Plaintiffs/Counter-Defendants' First Supplement to Motion for Attorneys' Fees; Exhibits	2/6/20	26–27	4547–4753
Plaintiffs' Opposition to Defendant's Renewed Motion to Retax and Settle Costs	2/10/20	27	4754–4771
Notice of Appeal	2/13/20	27	4772–4817
Defendant's Opposition to Plaintiffs/Counter-Defendants' First Supplement to Their Motion for Attorneys' Fees	2/20/20	27	4818–4833



## **ALPHABETICAL TABLE OF CONTENTS TO APPENDIX**

<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
Amended Chapter 40 Notice of Claims	4/5/18	5	594–641
Answer and Counterclaim	3/1/17	2	263–296
Assembly Bill 421	6/3/19	16	2429–2443
Chapter 40 Notice	2/24/16	1	1–51
Complaint	9/28/16	1	52–73
Defendant’s (1) Opposition to Plaintiffs/Counter-Defendants’ Motion to Certify Judgment as Final Under Rule 54(b) and (2) Response to Plaintiffs’ Opposition to Defendant’s July 16, 2019 Oral Motion to Postpone the Court’s Ruling on the Motion for Reconsideration of and/or to Alter or Amend the Court’s May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs’ Motion for Summary Judgment	8/1/19	25	4316–4333
Defendant’s Motion for Clarification	10/10/17	4	517–546
Defendant’s Motion for Reconsideration of the Court’s May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs’ Motion for Summary Judgment Pursuant to NRS 11.202(1) or, in the Alternative, Motion to Stay the Court’s Order	6/3/19	16	2444–2474
Defendant’s Motion for Reconsideration of the Court’s May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs’ Motion for Summary Judgment Pursuant to NRS 11.202(1)	6/13/19	16	2475–2505
Defendant’s Motion to Amend the Court’s May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs’ Motion for Summary Judgment Pursuant to NRS 11.202(1)	9/9/19	25–26	4406–4476

Defendant's Motion to Dismiss Complaint	12/7/16	1	74–85
Defendant's Motion to Retax and Settle Costs	5/31/19	16	2418–2428
Defendant's Opposition to Motion for Attorneys' Fees	7/1/19	24	4053–4070
Defendant's Opposition to Motion for Declaratory Relief; Countermotions to Exclude Inadmissible Evidence and for Rule 56(f) Relief	11/16/18	9–10	1451–1501
Defendant's Opposition to Motion for Reconsideration	1/22/19	11	1639–1659
Defendant's Opposition to Motion for Summary Judgment	4/26/17	4	401–439
Defendant's Opposition to Motion for Summary Judgment	9/4/18	6–7	840–1077
Defendant's Opposition to Motion for Summary Judgment and Conditional Countermotion for Relief Pursuant to NRS 40.695(2)	3/1/19	14	2199–2227
Defendant's Opposition to Plaintiffs/Counter-Defendants' First Supplement to Their Motion for Attorneys' Fees	2/20/20	27	4818–4833
Defendant's Reply in Support of Countermotion	3/19/19	15	2270–2316
Defendant's Reply in Support of Counter-Motions to Exclude Inadmissible Evidence and for Rule 56(f) Relief	1/29/19	11	1857–1862
Defendant's Reply in Support of Defendant's Motion for Reconsideration, or in the Alternative, Motion to Stay the Court's Order	7/9/19	24	4104–4171
Defendant's Reply in Support of Motion for Clarification	11/15/17	4	555–560

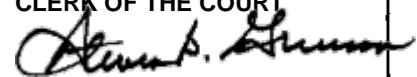
Defendant's Reply in Support of Motion for Reconsideration of and/or to Alter or Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1)	7/9/19	24	4071–4077
Defendant's Reply in Support of Motion to Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1)	10/10/19	26	4497–4508
Defendant's Reply in Support of Motion to Dismiss	1/17/17	2	223–230
Defendant's Reply in Support of Motion to Retax and Settle Costs	7/9/19	24	4078–4103
Errata to Defendant's Opposition to Motion for Declaratory Relief and Countermotions to Exclude Inadmissible Evidence and for Rule 56(f) Relief	11/19/18	10	1502–1507
Errata to: Plaintiffs/Counter-Defendants' Motion for Declaratory Relief Regarding Standing	2/5/19	12–14	1948–2051
Errata to: Plaintiffs' Reply in support of Motion for Declaratory Relief Regarding Standing and Oppositions to Defendant's Counter-Motions to Exclude Inadmissible Evidence and for Rule 56(f) Relief	2/5/19	12	1909–1947
Findings of Fact, Conclusions of Law and Order	5/23/19	15–16	2377–2395
Findings of Fact, Conclusions of Law, and Order	9/15/17	4	497–516
Findings of Fact, Conclusions of Law, and Order	11/30/18	10	1508–1525
Notice of Appeal	2/13/20	27	4772–4817

Notice of Entry of Order	5/28/19	16	2396–2417
Notice of Entry of Order Re: Defendant’s Motion to Alter or Amend Court’s Findings of Fact, Conclusions of Law and Order Entered May 23, 2019	1/16/20	26	4535–4546
Notice of Entry of Order Re: Motion to Certify Judgment as Final Under NRCPP 54(b)	8/13/19	25	4390–4405
Order Denying Defendant’s Motion for Reconsideration of the Court’s May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs’ Motion for Summary Judgment Pursuant to NRS 11.202(1) or, in the Alternative, Motion to Stay the Court’s Order	7/24/19	25	4313–4315
Order Denying Motion for Clarification	2/1/18	5	584–585
Order Denying Motion to Dismiss	2/9/17	2	261–262
Order Denying Plaintiffs/Counter-Defendants’ Motion for Declaratory Relief Regarding Standing	3/11/19	15	2231–2233
Order Denying Plaintiffs/Counter-Defendants’ Motion for Reconsideration of Their Motion for Summary Judgment on Defendant/Counter-Claimant's April 5, 2018 Amended Notice of Claims	3/11/19	14	2228–2230
Order re: Defendant’s Motion for Reconsideration and/or to Alter or Amend the Court’s May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs’ Motion for Summary Judgment Pursuant to NRS 11.202(1)	8/9/19	25	4369–4376
Order Re: Defendant’s Motion to Alter or Amend Court’s Findings of Fact, Conclusions of Law and Order Entered May 23, 2019	1/14/20	26	4526–4534

Order Re: Motion to Certify Judgment as Final Under NRCP 54(b)	8/12/19	25	4377–4389
Plaintiffs/Counter-Defendants’ First Supplement to Motion for Attorneys’ Fees; Exhibits	2/6/20	26–27	4547–4753
Plaintiffs/Counter-Defendants’ Motion for Summary Judgment Pursuant to NRS 11.202(1)	2/11/19	14	2052–2141
Plaintiffs/Counter-Defendants’ Opposition to Defendant’s Motion for Reconsideration of the Court’s May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs’ Motion for Summary Judgment Pursuant to NRS 11.202(1) or, in the alternative, Motion to Stay the Court’s Order; Appendix	6/21/19	22–24	3734–4042
Plaintiffs/Counter-Defendants’ Opposition to Motion to Retax	6/21/19	22	3664–3733
Plaintiffs/Counter-Defendants’ Reply in Support of Motion for Attorneys’ Fees	7/9/19	24	4172–4198
Plaintiffs/Counter-Defendants’ Reply in Support of Motion for Reconsideration of their Motion for Summary Judgment on Defendant’s April 5, 2018 Amended Notice of Claims	2/4/19	11–12	1863–1908
Plaintiffs’ Motion for Attorneys’ Fees; Appendices I–II	6/16/19	16–22	2506–3663
Plaintiffs’ Motion for Declaratory Relief Regarding Standing; Appendices I–III.	10/22/18	7–9	1180–1450
Plaintiffs’ Motion for Reconsideration of their Motion for Summary Judgment on Defendant’s April 5, 2018 Amended Notice of Claims	12/17/18	10–11	1526–1638

Plaintiffs' Motion for Summary Judgment on Defendant's April 5, 2018 Amended Notice of Claims	8/3/18	5–6	651–839
Plaintiffs' Motion for Summary Judgment on Defendant's Counter-Claim and Plaintiffs' Motion for Partial Summary Judgment on Their Third Claim for Relief	3/20/17	2–4	297–400
Plaintiffs' Motion to Certify Judgment as Final Under Rule 54(b) (On Order Shortening Time)	7/22/19	25	4277–4312
Plaintiffs' Opposition to Defendant's July 16, 2019 Oral Motion to Postpone to the Court's Ruling on the Reconsideration of and/or to Alter or Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Summary Judgment	7/19/19	24–25	4264–4276
Plaintiffs' Opposition to Defendant's Motion for Reconsideration of and/or to Alter or Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law, and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1)	7/1/19	24	4043–4052
Plaintiffs' Opposition to Defendant's Renewed Motion to Retax and Settle Costs	2/10/20	27	4754–4771
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Plaintiffs' Opposition to Motion to Dismiss; Appendix	1/4/17	1–2	86–222

Plaintiffs' Reply in Support of Motion for Declaratory Relief Regarding Standing and Oppositions to Counter-Motions to Exclude Inadmissible Evidence and for Rule 56(f) Relief; Appendix	1/22/19	11	1660–1856
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Plaintiffs' Reply in Support of Their Motion for Summary Judgment Pursuant to NRS 11.202(1); Opposition to Conditional Countermotion; Appendix	3/15/19	15	2234–2269
Recorder's Transcript of Proceedings	1/24/17	2	231–260
Recorder's Transcript of Proceedings	6/20/17	4	450–496
Recorder's Transcript of Proceedings	11/21/17	4–5	561–583
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Recorder's Transcript of Proceedings	4/12/18	5	642–650
Recorder's Transcript of Proceedings	10/2/18	7	1093–1179
Recorder's Transcript of Proceedings	2/12/19	14	2142–2198
Recorder's Transcript of Proceedings	4/23/19	15	2317–2376
Recorder's Transcript of Proceedings	7/16/19	24	4199–4263
Recorder's Transcript of Proceedings	8/6/19	25	4344–4368
Recorder's Transcript of Proceedings	10/17/19	26	4509–4525



1 OGM

2  
3 DISTRICT COURT  
4 CLARK COUNTY, NEVADA

5  
6 LAURENT HALLIER, an individual;  
7 PANORAMA TOWERS I, LLC, a Nevada  
8 limited liability company; PANORAMA  
9 TOWERS I MEZZ, LLC, a Nevada limited  
liability company; and M.J. DEAN  
CONSTRUCTION, INC., a Nevada  
corporation,

10 Plaintiffs,

11 Vs.

12  
13 PANORAMA TOWERS  
14 CONDOMINIUM UNIT OWNERS'  
ASSOCIATION, a Nevada non-profit  
corporation.

15 Defendant.

16  
17 PANORAMA TOWERS  
18 CONDOMINIUM UNIT OWNERS'  
19 ASSOCIATION, a Nevada non-profit  
corporation,

20 Counter-Claimant,

21 Vs.

22 LAURENT HALLIER, an individual;  
23 PANORAMA TOWERS I, LLC, a Nevada  
24 limited liability company; PANORAMA  
TOWERS I MEZZ, LLC, a Nevada limited  
liability company; and M.J. DEAN  
CONSTRUCTION, INC., a Nevada  
Corporation,

25 Counter-Defendants.  
26  
27  
28

Case No. A-16-744146-D

Dept. No. XXII

ORDER RE: MOTION TO  
CERTIFY JUDGMENT AS  
FINAL UNDER NRCP 54(b)



1 PANORAMA TOWERS  
2 CONDOMINIUM UNIT OWNERS'  
3 ASSOCIATION, a Nevada non-profit  
4 corporation,

5  
6 Third-Party Plaintiff,

7 Vs.

8 SIERRA GLASS & MIRROR, INC.; F.  
9 ROGERS CORPORATION; DEAN  
10 ROOFING COMPANY; FORD  
11 CONSTRUCTING, INC.; INSULPRO,  
12 INC.; XTREME EXCAVATION;  
13 SOUTHERN NEVADA PAVING, INC.;  
14 FLIPPINS TRENCHING, INC.;  
15 BOMBARD MECHANICAL, LLC; R.  
16 RODGERS CORPORATION; FIVE  
17 STAR PLUMBING & HEATING, LLC  
18 dba SILVER STAR PLUMBING; and  
19 ROES 1 through 1000, inclusive,

20 Third-Party Defendants.<sup>1</sup>

21 **ORDER RE: MOTION TO CERTIFY JUDGMENT AS FINAL UNDER NRCP 54(b)**

22 This matter concerning the Motion to Certify Judgment as Final Under NRCP 54(b) filed by  
23 Plaintiffs/Counter-Defendants LAURENT HALLIER, PANORAMA TOWERS I, LLC,  
24 PANORAMA TOWERS I MEZZ, LLC and M.J. DEAN CONSTRUCTION, INC. on July 22, 2019  
25 was heard, on Order Shortening Time, on the 6<sup>th</sup> day of August 2019 at the hour of 8:30 a.m. before  
26 Department XXII of the Eighth Judicial District Court, in and for Clark County, Nevada, with  
27 JUDGE SUSAN H. JOHNSON presiding; Plaintiffs/Counter-Defendants LAURENT HALLIER,  
28 PANORAMA TOWERS I, LLC, PANORAMA TOWERS I MEZZ, LLC and M.J. DEAN  
CONSTRUCTION, INC. appeared by and through its attorneys, DANIEL F. POLSENBERG, ESQ.  
of the law firm, LEWIS ROCA ROTHGERBER CHRISTIE, and PETER C. BROWN, ESQ. and

<sup>1</sup>As the subcontractors are not listed as "plaintiffs" in the primary action, the matter against them is better characterized as a "third-party" claim, as opposed to "counter-claim."

1 CYRUS S. WHITTAKER, ESQ. of the law firm, BREMER WHYTE BROWN & O'MEARA; and  
2 Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA TOWERS CONDOMINIUM  
3 UNIT OWNERS' ASSOCIATION appeared by and through its attorneys, MICHAEL J. GAYAN,  
4 ESQ. and WILLIAM L. COULTHARD, ESQ. of the law firm, KEMP JONES & COULTHARD.  
5 Having reviewed the papers and pleadings on file, heard oral arguments of the lawyers and taken  
6 this matter under advisement, this Court makes the following Findings of Fact and Conclusions of  
7 Law:  
8

9 **FINDINGS OF FACT AND PROCEDURAL HISTORY**

10 1. This case arises as a result of alleged constructional defects within both the common  
11 areas and the 616 residential condominium units located within two tower structures of the  
12 PANORAMA TOWERS located at 4525 and 4575 Dean Martin Drive in Las Vegas, Nevada. On  
13 February 24, 2016, Defendant/Counter-Claimant PANORAMA TOWERS CONDOMINIUM UNIT  
14 OWNERS' ASSOCIATION served its original NRS 40.645 Notice of Constructional Defects upon  
15 Plaintiffs/Counter-Defendants (also identified herein as the "Contractors" or "Builders"), alleging  
16 deficiencies within its residential tower windows, fire blocking, mechanical room piping and sewer.  
17 Subsequently, after the parties engaged in the pre-litigation process ending with an unsuccessful  
18 NRS 40.680 mediation held September 26, 2016, the Contractors filed their Complaint on  
19 September 28, 2016 against the Owners' Association, asserting the following claims that, for the  
20 most part, deal with their belief the NRS 40.645 notice was deficient:  
21  
22

- 23 1. Declaratory Relief—Application of AB 125;
- 24 2. Declaratory Relief—Claim Preclusion;
- 25 3. Failure to Comply with NRS 40.600, *et seq.*;
- 26 4. Suppression of Evidence/Spoliation;
- 27 5. Breach of Contract (Settlement Agreement in Prior Litigation);
- 28

6. Declaratory Relief—Duty to Defend; and

7. Declaratory Relief—Duty to Indemnify.

2. On March 1, 2017, PANORAMA TOWER CONDOMINIUM UNIT OWNERS' ASSOCIATION filed its Answer and Counter-Claim, alleging the following claims:

1. Breach of NRS 116.4113 and 116.4114 Express and Implied Warranties; as well as those of Habitability, Fitness, Quality and Workmanship;

2. Negligence and Negligence *Per Se*;

3. Products Liability (against the manufacturers);

4. Breach of (Sales) Contract;

5. Intentional/Negligent Disclosure; and

6. Duty of Good Faith and Fair Dealing; Violation of NRS 116.1113.

3. This Court previously dismissed the constructional defect claims within the mechanical room as being time-barred by virtue of the "catch-all" statute of limitations of four (4) years set forth in NRS 11.220.<sup>2</sup> With respect to challenges to the sufficiency and validity of the NRS 40.645 notice, this Court stayed the matter to allow PANORAMA TOWERS CONDOMINIUM UNIT OWNERS' ASSOCIATION to amend it with more specificity. This Court ultimately determined the amended NRS 40.645 notice served upon the Builders on April 15, 2018 was valid only with respect to the windows' constructional defects.<sup>3</sup>

4. On April 23, 2019, this Court heard two motions filed by the parties, to wit: (1) the Contractors' Motion for Summary Judgment Pursuant to NRS 11.202(1) filed February 11, 2019 and (2) the Association's Conditional Counter-Motion for Relief Pursuant to NRS 40.695(2) filed March 1, 2019. After hearing the parties' arguments, this Court took the matter under advisement, and on

<sup>2</sup>See Findings of Fact, Conclusions of Law and Order filed September 15, 2017.

<sup>3</sup>See Findings of Fact, Conclusions of Law and Order filed November 30, 2018.

1 May 23, 2019, issued its third Findings of Fact, Conclusions of Law and Order which granted the  
2 Builders' motion, and denied the Association's Conditional Counter-Motion. As pertinent here, this  
3 Court concluded the Owners' Association's remaining constructional defect claims lodged against  
4 the Builders were time-barred by the six-year statute of repose set forth in NRS 11.202(1).

5 4. On June 3, 2019, the Association filed its Motion for Reconsideration and/or Stay of  
6 the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs'  
7 Motion for Summary Judgment or alternatively, a Motion to Stay the Court's Order.<sup>4</sup> Ten days  
8 later, on June 13, 2019, the Association filed a second Motion for Reconsideration and/or to Alter or  
9 Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting  
10 Plaintiffs' Motion for Summary Judgment. These two motions essentially were the same except the  
11 second alerted the Court the Nevada Legislature passed AB 421 on June 1, 2019, and such was  
12 signed by the Governor and formally enacted on June 3, 2019. As pertinent here, AB 421 amends  
13 NRS 11.202 by extending the statute of repose period from six (6) to ten (10) years and it is to be  
14 applied retroactively to actions in which the substantial completion of the improvement to real  
15 property occurred before October 1, 2019, the date in which the amendment takes effect.

16 The Builders opposed the two motions on several grounds. First, they noted this Court  
17 entered a final order on May 23, 2019, the Notice of Entry of Order was filed May 28, 2019, and  
18 thus, by the time the Motion for Reconsideration and/or Stay was filed June 3, 2019, there was no  
19 pending matter to stay. Second, while AB 421 was enacted and will apply retroactively, it does not  
20 become effective until October 1, 2019, meaning, currently, there is no change in the law. That is,  
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25 <sup>4</sup>The Association moved this Court to stay the Order upon the basis the Nevada Legislature had passed  
26 Assembly Bill (referred to as "AB" herein) 421 on June 1, 2019, which "immediately and retroactively extends the  
27 statute of repose to 10 years." See Motion for Reconsideration of the Court's May 23, 2019 Findings of Fact,  
28 Conclusions of Law and Order Granting Plaintiffs' Motion for Summary Judgment or alternatively, a Motion to Stay the  
Court's Order filed June 3, 2019, p. 4. The Association urged this Court to stay the Order until such time as AB 241 was  
enacted or rejected by the Governor. As set forth *infra*, the Governor signed the bill on June 3, 2019 which was to take  
effect October 1, 2019.

1 as the law stands, the period for the statute of repose is six (6) years as enacted February 24, 2015,  
2 and not ten (10). Third, as the Association's claims have already been adjudicated, AB 421 cannot  
3 be interpreted to revive those causes of action.

4 This Court denied the Association's first Motion for Reconsideration and/or Stay filed June  
5 3, 2019 at the July 16, 2019 hearing; it took the June 13, 2019 motion under advisement, and  
6 ultimately, it was denied via Order filed August 9, 2019. In summary, this Court concluded the  
7 newly-amended NRS 11.202 becomes effective October 1, 2019, whereby the current state of the  
8 law is such the statute of repose is six (6) years, and not ten (10). If the Nevada Legislature had  
9 intended AB 421's retroactive effect to be applied now, it would have said so just as it had in  
10 enacting AB 125 in February 2015.

12 5. The Contractors have moved this Court to certify the May 23, 2019 Findings of Fact,  
13 Conclusions of Law and Order as final under Rule 54(b) of the Nevada Rules of Civil Procedure  
14 (NRCP). They argue the Order is final in that it granted summary judgment with respect to the  
15 Association's claims in their entirety, and there is no just reason for delaying the entry of final  
16 judgment. The Owners' Association opposes upon the bases (1) the May 23, 2019 Order is "silent  
17 as to which of the Association's legal claims were resolved in this action,"<sup>5</sup> and "[t] repeated  
18 references to 'construction defect claims' are too vague and insufficient to make the [] Order final  
19 and appealable;"<sup>6</sup> (2) the Order "could not have resolved the Association's contract-based claims;"<sup>7</sup>  
20 and (3) the Builders will not face hardship or injustice by waiting for the issue to be appealed after  
21 all parties' claims are resolved.  
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24 ...

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26 <sup>5</sup>See Defendant's (1) Opposition to Plaintiffs'/Counter-Defendants' Motion to Certify Judgment as Final Under  
27 Rule 54(b) and (2) Response to Plaintiffs'/Counter-Defendants' Opposition to Defendant's/Counter-Claimant's July 16,  
28 2019 Oral Motion to Postpone the Court's Ruling on the Motion for Reconsideration of and/or to Alter or Amend the  
Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order filed August 1, 2019, p. 11.

<sup>6</sup>*Id.*, p. 12.

<sup>7</sup>*Id.*, p. 14.

## CONCLUSIONS OF LAW

1  
2 1. NRCP 54 was recently amended to reflect virtually the identical wording of Rule 54  
3 of the Federal Rules of Civil Procedure (FRCP). NRCP 54(b) provides:

4 (b) *Judgment on Multiple Claims or Involving Multiple Parties.* When an action presents  
5 more than one claim for relief—whether as a claim, counterclaim, crossclaim, or third-party  
6 claim—or when multiple parties are involved, the court may direct entry of a final judgment  
7 as to one or more, but fewer than all, claims or parties only if the court expressly determines  
8 that there is no just reason for delay. Otherwise, any order or other decision, however  
9 designated, that adjudicates fewer than all claims or the rights and liabilities of fewer than all  
the parties does not end the action as to any of the claims or parties and may be revised at  
any time before the entry of a judgment adjudicating all the claims and all the parties' rights  
and liabilities.

10 Clearly, NRCP 54(b) permits district courts to authorize immediate appeal of dispositive rulings on  
11 separate claims in a civil action raising multiple claims. This rule “was adopted...specifically to  
12 avoid the possible injustice of delay[ing] judgment o[n] a *distinctly separate* claim [pending]  
13 adjudication of the entire case....The Rule thus aimed to augment, not diminish, appeal  
14 opportunity.” See Jewel v. National Security Agency, 810 F.3d 622, 628 (9<sup>th</sup> Cir. 2015), *quoting*  
15 Gelboim v. Bank of America Corp., \_\_\_\_ U.S. \_\_\_\_ 135 S.Ct. 897, 902-903, 190 L.Ed.2d 789 (2015)  
16 (interpreting FRCP 54).  
17

18 2. Over sixty (60) years ago, the United States Supreme Court outlined steps to be  
19 followed in making determinations under FRCP 54(b), of which NRCP 54(b) is now the same. See  
20 Sears, Roebuck & Company v. Mackey, 351 U.S. 427, 76 S.Ct. 895, 100 L.Ed. 1297 (1956), *cited by*  
21 Curtiss-Wright Corporation v. General Electric Company, 446 U.S. 1, 7, 100 S.Ct. 1460, 1464, 64  
22 L.Ed.2d 1 (1980). The district court first must determine it is dealing with a “final judgment.” It  
23 must be a “judgment” in the sense it is a decision upon a cognizable claim for relief, and it must be  
24 “final” or an “an ultimate disposition of an individual claim entered in the course of a multiple  
25 claims action.” *Id.*, *quoting* Sears, Roebuck & Company, 351 U.S. at 436, 76 S.Ct. at 900.  
26  
27 ...  
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1           3.       Once it finds “finality,” the district court must determine whether there is any just  
2 reason for delay. Not all final judgments on individual claims should be immediately appealable  
3 even if they are separable from the remaining unresolved claims. It is left to the sound judicial  
4 discretion of the district court to determine the appropriate time when each final decision in a  
5 multiple claims action is ready for appeal. Curtiss-Wright Corporation, 446 U.S. at 8, 100 S.Ct. at  
6 1464-1465, *citing* Sears, Roebuck & Company, 351 U.S. at 437, 76 S.Ct. at 899, 900. Thus, in  
7 deciding whether there is no just reason to delay the appeal of the May 23, 2019 Findings of Fact,  
8 Conclusions of Law and Order, which granted the Builders’ February 11, 2019 Motion for Summary  
9 Judgment, this Court must take into account the judicial administrative interests as well as the  
10 equities involved. Consideration of the former is necessary to assure application of NRCP 54(b) will  
11 not result in the appellate courts deciding the same issues more than once on separate appeals.  
12

13           4.       Here, the Owners’ Association argues against NRCP 54(b) certification upon the  
14 bases the May 23, 2019 Order is not final as it is “silent as to which of the Association’s legal claims  
15 were resolved in this action”<sup>8</sup> and further, the Order “could not have resolved the Association’s  
16 contract-based claims.”<sup>9</sup> This Court disagrees with both of the Association’s positions. The May  
17 23, 2019 16-page Order specifically details this Court’s reasoning and conclusion the Owners’  
18 Association’s constructional defect claims are time-barred by the six-year statute of repose.  
19 Notably, this Court specifically set forth on page 13 of the Order “[t]he Association’s counter-claims  
20 of negligence, intentional/negligent disclosure, breach of sales contract, products liability, breach of  
21 express and implied warranties under and violations of NRS Chapter 116, and breach of duty of  
22 good faith and fair dealing are for monetary damages as a result of constructional defects to its  
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26           <sup>8</sup>See Defendant’s (1) Opposition to Plaintiffs’/Counter-Defendants’ Motion to Certify Judgment as Final Under  
27 Rule 54(b) and (2) Response to Plaintiffs’/Counter-Defendants’ Opposition to Defendant’s/Counter-Claimant’s July 16,  
28 2019 Oral Motion to Postpone the Court’s Ruling on the Motion for Reconsideration of and/or to Alter or Amend the  
Court’s May 23, 2019 Findings of Fact, Conclusions of Law and Order filed August 1, 2019, p. 11.

<sup>9</sup>*Id.*, p. 14.

1 windows in the two towers.” In short, the May 23, 2019 Order was not silent as to which of the  
2 Association’s counter-claims were resolved; the Order specifically enumerated and decided all the  
3 claims.

4 Further, while the Association argues the Order “could not have resolved the Association’s  
5 contract-based claims.”<sup>10</sup> a review of the Association’s Fourth Cause of Action entitled “Breach of  
6 Contract” within the Counter-Claim indicates it is an action seeking monetary damages as a result of  
7 constructional defects. It states, *inter alia*, the Developers entered into written contracts<sup>11</sup>  
8 representing the individual units were constructed in a professional and workmanlike manner and in  
9 accordance with all applicable standards of care in the building industry. The Developers breached  
10 the Sales Contracts “by selling units containing the Defects described above, *and as a direct result*  
11 *of said breaches, The (sic) Association and its individual members have suffered the losses and*  
12 *damages described above.*”<sup>12</sup> (Emphasis added) Clearly, the “Breach of Contract” action, seeking  
13 monetary damages as a result of constructional defects, was addressed and analyzed within this  
14 Court’s May 23, 2019 Order as time-barred by virtue of the six-year statute of repose. This Court  
15 concludes its May 23, 2019 Findings of Fact, Conclusions of Law and Order is final as it was an  
16 ultimate disposition of all the Association’s causes of action set forth within the Counter-Claim.  
17  
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19 5. The next issue that must be determined is whether there is any just reason for delay.  
20 In this regard, this Court considers whether the May 23, 2019 Findings of Fact, Conclusions of Law  
21 and Order dealt with matters distinctly separable from the remaining unresolved claims. This Court,  
22 therefore, turns to the claims for relief set forth in the Builders’ Complaint to determine which of  
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26 <sup>10</sup>*Id.*, p. 14.

27 <sup>11</sup>Notably, the Fourth Cause of Action does not state with whom the Developers entered into the Sales  
28 Contracts. Presumably, the contracts were between the Developers and the members of the Association, and not with the  
Association itself. The homeowners are not Counter-Claimants in this case.

<sup>12</sup>See Defendant Panorama Tower Condominium Unit Owners’ Association’s Answer to Complaint and  
Counterclaim filed March 1, 2017, p. 32, Paragraph 71.



1 them remain unresolved, and if they are separate from the Association's causes of action contained  
2 in the Counter-Claim.

3 The First Claim for Relief sought declaratory relief regarding the application of Assembly  
4 Bill (AB) 125 enacted and effective as of February 24, 2015. In its various Findings of Fact,  
5 Conclusions of Law and Orders issued in this case, this Court determined AB 125 reflects the state  
6 of the law between February 24, 2015 to September 30, 2019' and was applied in this Court's  
7 analyses whereby this cause of action is resolved. The Second Claim for Relief seeks a declaration  
8 from this Court the Association's claims are precluded, as in this Builders' view, the rights and  
9 obligations of the parties in this matter were resolved by way of Settlement Agreement reached in a  
10 prior litigation. This Second Claim for Relief is distinctly different from the causes adjudged in the  
11 May 23, 2019 Order, and thus, it is not yet resolved. The Third Claim for Relief accuses the  
12 Association of failure to comply with the pre-litigation process set forth in NRS 40.600 through  
13 40.695. This Court dealt with the issues presented in the Third Claim for Relief within its  
14 September 15, 2017 and November 30, 2018 Findings of Fact, Conclusions of Law and Orders;  
15 ultimately, it found the Association failed to provide an adequate NRS 40.645 notice with respect to  
16 the constructional defects allegedly found in the Towers' sewer system<sup>13</sup> and fire walls. It  
17 determined the notice was adequate concerning the constructional defects found in the Towers'  
18 windows. The Third Claim for Relief is resolved.

19 The Fourth Claim for Relief is entitled "suppression of evidence/spoliation," and essentially  
20 the Contractors seek sanctions against the Association for its alleged failure to retain the parts and  
21 mechanisms removed or replaced during the sewer repair, and prior to sending the Builders the NRS  
22 40.645 notice. Assuming there were no other suppression of evidence or spoliation issues with  
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28 <sup>13</sup>The sewer system had been repaired prior to the Association sending the NRS 40.645 notice meaning the  
Builders were not accorded their right to repair under NRS Chapter 40.

1 respect to constructional defects in the windows, fire walls or mechanical room, the Fourth Claim  
2 for Relief also is resolved as this Court concluded, in its November 30, 2018 Order, the NRS 40.645  
3 notice was insufficient with respect to the sewer deficiencies and the Builders were not notified of  
4 the constructional defects prior to repair. If there are remaining suppression of evidence or  
5 spoliation issues, such deal with whether this Court should issue sanctions upon the Association for  
6 its failure to preserve. In this Court's view, such matters are moot given its prior conclusions claims  
7 relating to the mechanical room are barred by the four-year statute of limitations, the NRS 40.645  
8 notice was insufficient with respect to constructional defects allegedly within the fire walls, and  
9 lastly, the window deficiencies are time-barred by the six-year statute of repose. In other words,  
10 whether there remain spoliation issues, this Court concludes the Fourth Claim for Relief is moot.

12         The Fifth Claim for Relief for breach of the Settlement Agreement made in resolving party  
13 differences in the prior litigation remains undecided for the same reason this Court concluded the  
14 "claim preclusion" issues identified in the Second Claim for Relief were not determined. Likewise,  
15 the Sixth and Seventh Claims for Relief, seeking declaratory relief given the Association's duty to  
16 defend and indemnify under the Settlement Agreement, have not been decided. In short, the  
17 remaining causes are the Second, Fifth, Sixth and Seventh Claims for Relief set forth in the  
18 Contractors' Complaint and they are distinctly separate from the Associations' constructional defect  
19 claims decided in the Findings of Fact, Conclusions of Law and Orders filed September 15, 2017,  
20 November 30, 2018 and May 23, 2019.

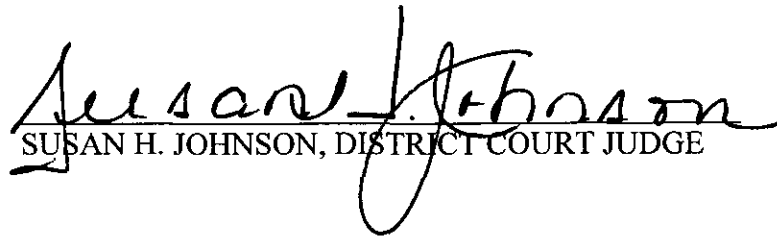
23         6. In summary, the May 23, 2019 Findings of Fact, Conclusions of Law and Order  
24 resulted in a culmination of a final adjudication, wholly resolving the causes set forth within the  
25 Association's Counter-Claim. The claims remaining are those are made by the Builders and deal  
26 specifically with the adherence of the parties' concessions set forth within the prior litigation's  
27 Settlement Agreement. These causes are distinctly different from the constructional defect claims  
28

1 alleged in the Counter-Claim. In this Court's view, entry of a separate judgment now would not  
2 require any appellate court to decide the same issues more than once on separate appeals.

3 Accordingly, based upon the foregoing Findings of Fact and Conclusions of Law,

4 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** the Motion to Certify  
5 Judgment as Final Under NRCP 54(b) filed by Plaintiffs/Counter-Defendants LAURENT  
6 HALLIER, PANORAMA TOWERS I, LLC, PANORAMA TOWERS I MEZZ, LLC and M.J.  
7 DEAN CONSTRUCTION, INC. on July 22, 2019 is granted.  
8

9 DATED this 12<sup>th</sup> day of August 2019.

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12 SUSAN H. JOHNSON, DISTRICT COURT JUDGE  
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**CERTIFICATE OF SERVICE**

I hereby certify, on the 12<sup>th</sup> day of August 2019, I electronically served (E-served), placed within the attorneys' folders located on the first floor of the Regional Justice Center or mailed a true and correct copy of the foregoing ORDER RE: MOTION TO CERTIFY JUDGMENT AS FINAL UNDER NRCP 54(b) to the following counsel of record, and that first-class postage was fully prepaid thereon:

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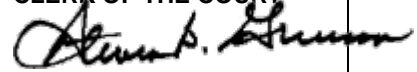
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PANORAMA TOWERS I MEZZ, LLC; and M.J. DEAN  
CONSTRUCTION, INC.

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

LAURENT HALLIER, an individual;  
PANORAMA TOWERS I, LLC, a Nevada  
limited liability company; PANORAMA  
TOWERS I MEZZ, LLC, a Nevada limited  
liability company; and M.J. DEAN  
CONSTRUCTION, INC., a Nevada Corporation,  
  
Plaintiffs,

vs.

PANORAMA TOWERS CONDOMINIUM  
UNIT OWNERS' ASSOCIATION, a Nevada  
non-profit corporation,  
  
Defendant.

PANORAMA TOWERS CONDOMINIUM  
UNIT OWNERS' ASSOCIATION, a Nevada  
non-profit corporation,  
  
Counter-Claimant,

vs.

LAURENT HALLIER, an individual;  
PANORAMA TOWERS I, LLC, a Nevada

) Case No. A-16-744146-D  
)  
) Dept. XXII  
)  
) **PLAINTIFFS/COUNTER-DEFENDANTS**  
) **LAURENT HALLIER, PANORAMA**  
) **TOWERS I, LLC, PANORAMA**  
) **TOWERS I MEZZ, LLC, AND M.J.**  
) **DEAN CONSTRUCTION, INC.'S,**  
) **OPPOSITION TO**  
) **DEFENDANTS/COUNTER-**  
) **CLAIMANTS' MOTION TO ALTER OR**  
) **AMEND THE COURT'S FINDINGS OF**  
) **FACT, CONCLUSIONS OF LAW, AND**  
) **ORDER ENTERED ON MAY 23, 2019**  
) **(FILED 09/09/2019)**

1 limited liability company; PANORAMA )  
TOWERS I MEZZ, LLC, a Nevada limited )  
2 liability company; and M.J. DEAN )  
CONSTRUCTION, INC., a Nevada Corporation; )  
3 SIERRA GLASS & MIRROR, INC.; F. )  
ROGERS CORPORATION; DEAN ROOFING )  
4 COMPANY; FORD CONTRACTING, INC.; )  
INSULPRO, INC.; XTREME EXCAVATION; )  
5 SOUTHERN NEVADA PAVING, INC.; )  
FLIPPINS TRENCHING, INC.; BOMBARD )  
6 MECHANICAL, LLC; R. RODGERS )  
CORPORATION; FIVE STAR PLUMBING & )  
7 HEATING, LLC, dba SILVER STAR )  
PLUMBING; and ROES 1 through , inclusive, )  
8 Counter-Defendants. )  
9

10 **PLAINTIFFS/COUNTER-DEFENDANTS LAURENT HALLIER, PANORAMA TOWERS**  
11 **I, LLC, PANORAMA TOWERS I MEZZ, LLC, AND M.J. DEAN CONSTRUCTION,**  
12 **INC.'S, OPPOSITION TO DEFENDANTS/COUNTER-CLAIMANTS' MOTION TO**  
**ALTER OR AMEND THE COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW,**  
**AND ORDER ENTERED ON MAY 23, 2019 (FILED 09/09/2019)**

13 COMES NOW, Plaintiffs/Counter-Defendants LAURENT HALLIER, PANORAMA  
14 TOWERS I, LLC, PANORAMA TOWERS I MEZZ, LLC and M.J. DEAN CONSTRUCTION,  
15 INC. (hereinafter collectively referred to as "the Builders"), by and through their counsel of record,  
16 Peter C. Brown, Esq., Jeffrey W. Saab, Esq., and Devin R. Gifford, Esq. of the law firm of Bremer  
17 Whyte Brown & O'Meara, LLP, and hereby file **PLAINTIFFS/COUNTER-DEFENDANTS**  
18 **LAURENT HALLIER, PANORAMA TOWERS I, LLC, PANORAMA TOWERS I MEZZ,**  
19 **LLC, AND M.J. DEAN CONSTRUCTION, INC.'S, OPPOSITION TO**  
20 **DEFENDANTS/COUNTER-CLAIMANTS' MOTION TO ALTER OR AMEND THE**  
21 **COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON**  
22 **MAY 23, 2019 (FILED 09/09/2019).**

23 This Opposition is made and based on the attached Memorandum of Points and Authorities,  
24 the pleadings and papers on file herein, and all evidence and/or testimony accepted by this Honorable  
25 Court at the time of the hearing on the Motion.

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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. INTRODUCTION**

3 On February 11, 2019, the Builders filed their Motion for Summary Judgment pursuant to  
4 NRS 11.202(1)(“Builder’s Motion”), arguing that PANORAMA TOWERS CONDOMINIUM  
5 UNIT OWNERS’ ASSOCIATION’s (hereinafter “the Association”) Counter-Claim for  
6 constructional defects was time-barred. On March 1, 2019, the Association filed an Opposition and  
7 a Conditional Counter-Motion for Relief. Subsequently, the Builders filed both a Reply Brief in  
8 support of Builders’ Motion and an Opposition to the Association’s Conditional Counter-Motion.  
9 The Association ultimately filed a Reply Brief in support of its Conditional Counter-Motion. The  
10 parties’ briefings were extensive and comprehensive. Thereafter, on April 23, 2019, this Honorable  
11 Court held a multi-hour hearing during which counsel for both the Builders and the Association were  
12 provided ample, uninterrupted opportunities to fully develop each and every legal issue from their  
13 respective briefings.

14 On May 23, 2019, this Court entered a thoughtful, focused, 16-page “Findings of Fact,  
15 Conclusions of Law and Order.” (“Order”). This Court ruled in favor of the Builders, finding that  
16 the Association’s construction defect claim for alleged window defects was time-barred. This  
17 Court’s Order carefully referenced and addressed, in detail, each argument raised by both sides, and  
18 also provided a comprehensive analysis of how this Court interpreted the underlying statutory and  
19 case authority pertaining to each issue. On May 28, 2019, the Builders filed a Notice of Entry of  
20 Order.

21 On June 3, 2019, eleven days after this Court entered its May 23, 2019 Order summarily  
22 disposing of the Association’s Counter-Claim, the Association filed a Motion for Reconsideration  
23 or, in the Alternative, Motion to Stay the Court’s Order. On June 13, 2019, twenty-one days after  
24 this Court entered its May 23, 2019 Order, the Association filed a Motion for Reconsideration of  
25 and/or to Alter or Amend the Court’s May 23, 2019 Order, pursuant to NRCP 54(b) and NRCP 59(e).  
26 The Court denied that motion, holding that the law at the time of the judgment was a six (6) year  
27 statute of repose, not ten (10) years.

28 ///

1 The May 23, 2019 Order followed by the May 28, 2019 Notice of Entry of Order constituted  
2 a final judgment, as indicated by the Court's recent granting of the Builders' Motion to Certify the  
3 May 23, 2019 Order as a Final Judgment pursuant to NRCp 54(b). (*See Motion*, Exh. 4).

4 Second, the Association predicates its request for reconsideration on the basis of AB 421,  
5 which the Association presumably believes (incorrectly) will retroactively operate to lengthen the  
6 statute of repose period for previously-adjudicated claims such as those in the present case. The  
7 Association's request is based on a presumed argument that passage of AB 421 presents a new or  
8 changed issue of law. However, such reasoning is fatally flawed because AB 421 does not become  
9 effective law until October 1, 2019. Thus, while AB 421 was signed by Governor Sisolak on June  
10 3, 2019, the effective date is not until October 1, 2019. Consequently, at the time of the Court's May  
11 23, 2019 Order, there was not an issue of law or change of law that can serve as grounds for  
12 reconsideration of this Court's May 23, 2019 Order. The law at the time of the Court's May 23,  
13 2019 Order was the controlling law. The Court has rendered that Order a final judgment.

14 Third, even if this Court did find that there is a new or changed issue of law by virtue  
15 of AB 421's passage, any retroactive application of AB 421 would still be inapplicable as to the  
16 Association's already-disposed claims. The Association improperly interprets AB 421 as permitting  
17 previously-adjudicated defect claims, under 2015 AB 125's 6-year statute of repose, to be revived  
18 by virtue of the 10-year repose period of 2019 AB 421. This is both a misreading and  
19 misinterpretation of AB 421. While AB 421 on its face will arguably allow defect claims for  
20 properties with substantial completion dates of October 1, 2009 forward (ten years retroactive to the  
21 October 1, 2019 effective date of AB 421), it does not apply retroactively to claimants with  
22 previously-adjudicated claims. It is telling that the Association has never commented, addressed or  
23 responded to this fact despite the Builders' pointing it out, an admission that the Builders are correct  
24 on this obvious point.

25 Fourth, if this Court were to apply AB 421 based on the misguided interpretation proposed  
26 by the Association, any change of this Court's May 23, 2019 Order to the detriment of the Builders  
27 would constitute a clear constitutional infringement on the vested due process rights of the Builders.

28



1 The Association claims that Nevada law does not prohibit retroactive application of statutes of  
2 repose. The cases cited in support of this position however are not relevant to this analysis because  
3 they are factually and legally dissimilar, as they discuss statutes of limitations, which invoke a  
4 different legal perspective than do statutes of repose.

5 The instant Motion is improper and it does not warrant rehearing of the same arguments  
6 already briefed, argued and decided by this Court. In its August 9, 2019 Order denying the  
7 Association's first NRCP 59(e) Motion, the Court already stated that re-argument is not warranted.  
8 (*See Motion*, Exhibit 3, Pg. 7, Ln. 10-11).

9 This Court's May 23, 2019 Order was a final, single judgment. The Association's repeat  
10 Rule 59(e) Motions that present the same arguments and seek the same relief from the same judgment  
11 are prohibited. The instant Motion is nothing more than a dilatory tactic, which is likewise  
12 inappropriate to achieve relief. The Association's request for reconsideration based on AB 421 is  
13 defective because AB 421 takes effect long after the Court entered its final, appealable judgment.  
14 Not only is this case outside of AB 421's relevant scope, but a retroactive application of the lengthier  
15 statute of repose would unconstitutionally infringe on the Builders' vested rights, as Nevada Courts  
16 have held. The Association fails to refute this position with any relevant case law.

17 For these reasons this Court should deny the Association's repeat 59(e) Motion.

## 18 **II. ARGUMENT**

### 19 **A. THE ASSOCIATION'S LATEST REPEAT NRCP 59(e) MOTION IS IMPROPER** 20 **AND MUST BE DENIED**

21 The Association has already taken advantage of its opportunity to file a Rule 59(e) motion.  
22 Its first motion for reconsideration, filed June 3, 2019, although it did not explicitly state it, was  
23 disguised as a motion for reconsideration under Rule 59(e), in that it sought the Court's relief from  
24 its final, May 23, 2019, judgment. Be that as it may, the Association then filed a second motion  
25 for reconsideration, this one specifically under NRCP 59(e). After the Association was unsuccessful  
26 on those motions, the Association then filed yet another Motion for Reconsideration, this third one  
27 under NRCP 59(e). Repeating the same motion with the same arguments is not only legally  
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1 improper, it is frowned upon by courts. The Association's strategy is transparent, filing the instant  
2 Motion in order to simply delay the time until AB 421 is enacted. This is hypocritical given the  
3 Association's gripe that the Builders filed its Motion for Certification under 54(b) simply to expedite  
4 an appeal on the matter. As explained during the hearing on the 54(b) certification Motion, the  
5 Builders' use of 54(b) was perfectly legitimate in this case, and was in partial response to the  
6 Association's prior arguments that the May 23, 2019 Order was not a final judgment.  
7 Notwithstanding, the Court has already ruled on the very issues presented in the Association's prior  
8 motions for reconsideration. Therefore, the repeat Rule 56(e) Motion is improper.

9 **i. The Association's Repeat 59(e) Motion Regurgitates the Same Arguments as its**  
10 **Prior Rule 59(e) Motion(s), and is Therefore Improper so it Must be Denied.**

11 The flipside of Justice Maupin's observation that "the district court is empowered to correct  
12 erroneous rulings at any time prior to the entry of final judgment" *Ins. Co. of the W. v. Gibson Tile*  
13 *Co., Inc.*, 122 Nev. 455, 466 n.4, 134 P.3d 698, 705 n.4 (2006) (Maupin, J., concurring) (citing NRCP  
14 54(b)), is that the court *is* restricted in that kind of reassessment after the entry of a final judgment.

15 One of those restrictions is that arguments previously raised, considered, and rejected in one  
16 bid to alter or amend the order (which is, under Rule 54(b), the final judgment) cannot be reasserted  
17 in a successive motion to alter or amend that order. In *Nelson v. City of Albuquerque*, the court,  
18 analyzing FRCP 59(e), which is virtually identical to NRCP 59(e), ruled that the lower court abused  
19 its discretion by "committing a legal error when granting the defendants' second Rule 59(e) motion."  
20 *Nelson v. City of Albuquerque*, 921 F.3d 925, 929 (10th Cir. 2019). The *Nelson* defendants  
21 regurgitated arguments that had already been presented in the first Rule 59(e) motion. *Id.* The  
22 *Nelson* court went on to say that "Rule 59(e) motions may be granted when the court misapprehended  
23 the facts, a party's position, or the controlling law." *Id.*, (citing *Servants of the Paraclete v. Does*,  
24 204 F.3d 1005, 1012 (10th Cir. 2000)). Once a "district court enters judgment, the public gains a  
25 strong interest in protecting the finality of judgments. *Id.* (citing *Sanchez-Llamas v. Oregon*, 548  
26 U.S. 331, 356, 126 S. Ct. 2669, 165 L. Ed. 2d 557 (2006) ("discussing the important interest in the  
27 finality of judgments"). The *Nelson* court recognized that the "interest in finality becomes even  
28

stronger when a district court has previously denied relief under Rule 59(e). *Id.* (citing *In re Stangel*, 68 F.3d 857, 859 (5th Cir. 1995) ("[T]he interest of finality requires that the parties generally get only one bite at the Rule 59(e) apple for the purpose of tolling the time for bringing an appeal.")<sup>1</sup>.

The *Nelson* court further elaborated:

[G]iven the strength of this interest in finality, we have restricted district courts' discretion when ruling on motions based on Rule 59(e). For example, we held in *Servants of the Paraclete* that Rule 59(e) motions are "not appropriate to revisit issues already addressed or advance arguments that could have been raised in prior briefing." The United States Supreme Court also stated in *Exxon Shipping Co. v. Baker* that "Rule 59(e) permits a court to alter or amend a judgment, but it 'may not be used to relitigate old matters, or to raise arguments or present evidence that could have been raised prior to the entry of judgment.'" 554 U.S. 471, 485 n.5, 128 S. Ct. 2605, 171 L. Ed. 2d 570 (2008) (quoting 11 C. Wright & A. Miller, *Federal Practice and Procedure* § 2810.1, pp. 127-28 (2d ed. 1995)).

*Id.*

Here, this Court has already considered the issue of whether AB 421 saves the Association's already time-barred claims. With a resounding no, the Court determined that the law in effect at the time of the Court's May 23, 2019 Order, which was the law in effect throughout this litigation, the six-year statute of repose, time-barred the Association's construction defect claims. *See Motion*, Exhibit 4, Pg. 8, Ln. 17-19. The Association now asks this Court to reconsider its May 23, 2019 ruling because the law in Nevada is going to change. Yet, the Association cites to no authority and provides no argument on how it makes more sense to apply future law (after all, that law is not in effect even as of the filing of this successive Rule 59(e) motion) to revisit previously-adjudicated issues, instead of using the law that existed at the time of the dispositive judgment. The Association's

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<sup>1</sup> A Rule 59(e) motion does not grant parties a "second bite at the apple or permit them to rehash previously rejected arguments." *See Weeks v. Bayer*, 246 F.3d 1231, 1236-37 (9th Cir. 2001); *See also, Keweenaw Bay Indian Cmty. v. State of Mich.*, 152 F.R.D. 562, 563 (W.D. Mich. 1992) ("[W]here the movant is attempting to obtain a complete reversal of the court's judgment by offering essentially the same arguments presented on the original motion, the proper vehicle for relief is an appeal."); *Birmingham v. Sony Corp. of Am., Inc.*, 820 F. Supp. 834, 856 (D. N.J. 1992), *aff'd* 37 F.3d 1485 (3d Cir. 1994) ("A party seeking reconsideration must show more than a disagreement with the Court's decision, and recapitulation of the cases and arguments considered by the court before rendering its original decision fails to carry the moving party's burden.").

1 proposal is not legally justified. Indeed, “prospective decisionmaking is incompatible with the  
2 judicial role, which is to say what the law is, not to prescribe what it shall be.” *Nev. Yellow Cab*  
3 *Corp. v. Eighth Judicial Dist. Court*, 132 Nev. 784, 789, 383 P.3d 246, 250 (2016) (quoting *Am.*  
4 *Trucking Ass’ns, Inc. v. Smith*, 496 U.S. 167, 201 (1990) (Scalia, J., concurring)). Moreover, in  
5 applying the law in affect at the time of entering its Order, this Court merely followed the well-  
6 recognized general rule, which even the Supreme Court of the United States has adopted. *See*  
7 *Interstate Power Co., Inc. v. Nobles County Bd. Of Comm’rs*, 617 N.W.2d 566, 575 (Minn. 2000)  
8 (“The United States Supreme Court also adheres to the principle that a court is to apply the law in  
9 effect at the time it renders its decision.”) (internal quotation marks omitted); *Id.* at 579 (“The general  
10 rule that courts apply the law existing at the time of decision reflects judicial respect for the proper  
11 exercise of legislative authority and our concern for separation of powers.”).

12 Under *Nelson*, the Association must show the Court why it misapprehended facts and the law  
13 at the time it rendered its May 23, 2019 Order. *See Nelson*, 921 F.3d. at 929. The Association  
14 obviously hit a dead-end. Continuously throughout the post-judgment briefs the Association has  
15 professed, though not compellingly, why the Court *should* reconsider its final, appealable judgment,  
16 but in stark contrast has utterly failed to provide authority or any persuasive argument to guide the  
17 Court on how it *could* do that or *why* that somehow makes more sense. Such a practice runs contrary  
18 to logic and subverts litigants’ expectations and their ability to strategize and advise their clients.

19 The *Nelson* court ultimately held that the lower court was prevented from granting an  
20 improper, repeat Rule 59(e) motion, and in so doing, abused its discretion. On that same basis, this  
21 Court should deny the Association’s repackaged Rule 59(e) Motion.

22 **ii. The Association’s Repeat 59(e) Motion is Nothing More Than a Dilatory Tactic Used**  
23 **to Extend Time beyond AB 421’s Effective Date and is Therefore Improper so it**  
24 **Must be Denied.**

25 Given the fact that there is nothing new in the Association’s renewed Rule 59(e) Motion, but  
26 merely a repeat of the Association’s last motion, it is apparent that its purpose is simply to delay.  
27 “Once the Rule 59(e) motion has been ruled on, the thirty-day appeal clock begins to run. A party  
28 may not continue to file Rule 59(e) motions in order to forestall the time for appealing; only the first

1 motion stops the clock.” *Andrews v. E.I. du Pont de Nemours & Co.*, 447 F.3d 510, 515 (7th Cir.  
2 2006) (internal citations omitted). The *Andrews* Court further stated the following:

3           The point of Rule 59 is to increase efficiency, allowing district courts a  
4           chance to correct their own errors rather than saddling the parties and  
5           appellate courts with otherwise unnecessary appeals... A party gets one shot  
6           at asking the district court to alter or amend the judgment and then he must  
7           move forward with his appeal -- at least in the ordinary case.

8 *Id.*

9 The *Andrews* Court recognizes an exception to the rule that only one Rule 59(e) Motion is allowed,  
10 but that exception deals with situations where there are multiple judgments, such that the later  
11 judgment altered matters of substance adjudicated in the prior judgment, stating:

12           ...Sometimes -- and this is the rare exception -- the trial court, upon  
13           considering a Rule 59(e) motion, will issue an order that “changes matters  
14           of substance, or resolves a genuine ambiguity, in a judgment previously  
15           rendered.” When that happens, we construe the order as a new judgment in  
16           the case, and the aggrieved party has a new ten-day period within which to  
17           file another Rule 59(e) motion... **A successive motion directed to the same  
18           judgment is ineffectual**, but when there is a new judgment . . . there is also  
19           a new period in which to file a motion under Rule 59. Similarly, the time  
20           for appealing will not begin until this new Rule 59(e) motion has been  
21           decided. Whether [appellant’s] second Rule 59(e) motion was timely  
22           depends on whether the [later] order changed matters of substance or  
23           resolved a genuine ambiguity in the original summary judgment order. The  
24           test is whether the district court disturbed or revised legal rights settled in  
25           the original summary judgment order.

26 *Id.* (internal citations omitted).

27           The case at hand does not exhibit anything like the situation where such an exception would  
28           apply because there is only one summary judgment order at issue. Rather, the Association has filed  
29           successive, copy-and-paste Rule 59(e) Motions directed to the same summary judgment, which  
30           wastes of judicial resources. *See Arnold v. Farmers Ins. Co.*, No. CIV 09-0330 JB/WDS, 2012 U.S.  
31           Dist. LEXIS 67262 (D.N.M. May 10, 2012) (stating that “[c]ourts have also discouraged successive  
32           rule 59(e) motions as wasteful of judicial resources. As the United States Court of Appeals for the  
33           Federal Circuit has explained, ‘[s]uccessive motions periods, which would encourage piecemeal  
34           attack on a judgment and delay appeals, are not authorized. Once a district court has denied timely  
35           filed tolling motions, the litigants must appeal if they wish to further challenge a judgment...”).

1 The Association's tactics are plainly dilatory and improper. There is nothing novel in the  
2 Association's renewed Rule 59(e) Motion, proving the Association is merely using it to delay the  
3 proceedings until AB 421 becomes effective. Based on the foregoing, the Association's Motion  
4 must be denied.

5 **B. THE RETROACTIVE APPLICATION OF AB 421 IS INAPPLICABLE TO THIS**  
6 **COURT'S MAY 23, 2019 ORDER.**

7 While the Association contends that, as of October 1, 2019, AB 421 will extend the statute  
8 of repose to ten years, this has no bearing on the Association's claims in this case. Those claims  
9 have already been adjudicated under the still-controlling six-year statute of repose.

10 **a. At Most, AB 421 is Retroactive Only as to Properties Built on or after**  
11 **October 1, 2009**

12 AB 421 states that the ten-year statute of repose "app[lies] retroactively to actions in which  
13 the substantial completion of the improvement to the real property occurred before October 1, 2019."  
14 (*See Motion*, Exh. 2, Pg. 15, Sec. 11, Par. 4). Although the retroactive expansion of liability creates  
15 constitutional problems outlined below, even on its own terms AB 421 cannot be read to resurrect  
16 claims that are more than 10 years old on the statute's effective date. Thus, AB 421 allows new  
17 claimants, who would previously have been time-barred due to the six-year statute of repose, to  
18 assert claims for construction defects, starting October 1, 2019, for properties with a substantial  
19 completion date of at most ten years earlier—October 1, 2009 or later. Applying the statute to actions  
20 filed after the statute's effective date but making the repose period retroactive for those newly filed  
21 claims at least preserves a modicum of predictability for prospective defendants. Here, however, the  
22 substantial completion dates for the two towers precede October 1, 2009, which means by the time  
23 AB 421 becomes effective on October 1, 2019, the Association's claims will be older than 10 years,  
24 and therefore still time-barred.

25 **b. Interpreting AB 421 to Reopen Expired Claims Would Be Absurd**

26 This limited application of the retroactivity provision makes sense. Had the legislature not  
27 included the retroactive application of AB 421 to properties substantially completed before October  
28 1, 2019, then the new ten-year statute of repose period would only apply to claimants asserting defect  
claims related to properties built on or after October 1, 2019. *See* NRS 218D.330(1) ("Each law and

1 joint resolution passed by the Legislature becomes effective on October 1 following its passage,  
2 unless the law or joint resolution specifically prescribes a different effective date.”).

3 The Association, however, twists AB 421 into some far different. According to the  
4 Association, AB 421’s retroactive language means that any and all claimants, including ones who  
5 have already adjudicated claims based on the six-year statute of repose period, can now resurrect  
6 their previously time-barred claims by virtue of the new ten-year repose period.

7 A court should “not read statutory language in a manner that produces absurd or unreasonable  
8 results.” *Alenti v. State DMV*, 362 P.3d 83, 87, 2015 Nev. LEXIS 106, \*11, 131 Nev. Adv. Rep. 87.  
9 Here, the Association’s premise that AB 421 can operate to revive previously-adjudicated claims  
10 that were governed by prior repose periods would result in absurd results, as illustrated by the  
11 following hypothetical. Assume a claimant’s property had a substantial completion date of February  
12 24, 2009, yet the claimant does not bring a claim for construction defect until February 25, 2015.  
13 Under AB 125, the statute of repose period is 6 years. Assume further that the claim was summarily  
14 adjudicated in favor of the contractor on February 25, 2016. In this simple hypothetical, a court  
15 would correctly rule that the claimant’s construction defect claim is time-barred as being brought  
16 one day after expiration of the six-year period. Under the Association’s flawed interpretation of AB  
17 421, this previously adjudicated claim could theoretically be resurrected over 3 years and 7 months  
18 later (on October 1, 2019, the effective date of AB 421), after the claim had been dismissed with  
19 prejudice via summary adjudication.

20 Furthermore, the time period between this Court’s May 23, 2019 Order and the passage of  
21 AB 421 has no bearing on the interpretation of AB 421’s retroactive application. Whether AB 421  
22 was passed one day after this Court’s Order or whether it was passed 3 years and 7 months after a  
23 different court’s order, the only reasonable interpretation in either instance is clear: the retroactive  
24 application of AB 421 does not apply to previously-adjudicated claims that have been disposed of  
25 by virtue of the then-controlling six-year statute of repose .

26 The present case must also be distinguished as follows: based on the October 1, 2019  
27 effective date and AB 421’s retroactive application, only new claimants whose properties were  
28

1 substantially completed October 1, 2009 or later can bring construction defect claims. In the present  
2 case, this Court has already ruled that the two Towers were both substantially completed before  
3 October 1, 2009. Consequently, even if the Association had not brought its claims until AB 421 had  
4 passed, the claims would still have been precluded via the new ten-year statute of repose that  
5 becomes effective October 1, 2019.

6 This Court appropriately applied the controlling law at the time of entering its decision,  
7 following United States Supreme Court precedent. *See Interstate Power Co., Inc. v. Nobles County*  
8 *Bd. Of Comm'rs*, 617 N.W.2d 566, 575 (Minn. 2000) (“The United States Supreme Court also  
9 adheres to the principle that a court is to apply the law in effect at the time it renders its decision.”)  
10 (internal quotation marks omitted); *Id.* at 579 (“The general rule that courts apply the law existing at  
11 the time of decision reflects judicial respect for the proper exercise of legislative authority and our  
12 concern for separation of powers.”); *See also, Armstrong v. Brown*, 857 F. Supp. 2d 919, 929, 2012  
13 (referring to a general rule that courts “must apply the law in effect at the time they render their  
14 decision”) (*internal citations omitted*). Consequently, AB 421 simply has no effect and will never  
15 have any effect on the outcome of the present case.

16 **C. RECONSIDERING THIS COURT’S MAY 23, 2019 ORDER BASED ON AN**  
17 **APPLICATION OF AB 421 WOULD VIOLATE THE BUILDERS’ DUE PROCESS**  
18 **BY INFRINGING ON THE BUILDERS’ VESTED RIGHTS.**

19 **i. Nevada Courts Have Held That District Courts Cannot Apply Statutes of Repose**  
20 **Retroactively**

21 Any application of AB 421 to reconsideration of this Court’s May 23, 2019 Order would lead  
22 to an infringement on the Builders’ constitutional rights. Put simply, retroactively applying AB 421  
23 after this Court has entered its Order, and after this case has been adjudicated for over three years  
24 since the Association’s February 2016 Chapter 40 Notice, would unconstitutionally infringe upon  
25 the Builders’ vested right not to be untimely sued.

26 Nevada recognizes that “the protection afforded by the due process clause of the Fourteenth  
27 Amendment to the United States Constitution extends to prevent retrospective laws from divesting  
28 vested rights.” *Town of Eureka v. Office of the State En’g. of Nev.*, 108 Nev. 163, 167, 826 P.2d  
948, 950 (1992). Similarly, with respect to statutes of repose, the Supreme Court of Nevada has held



1 that statutes of repose may not be applied retroactively. *Lotter v. Clark County*, 106 Nev. 366, 370,  
2 793 P.2d 1320, 1323 (1990); *see also Allstate Ins. Co. v. Furgerson*, 104 Nev. 772, 776, 766 P.2d  
3 904, 907-08 (1988). In *Lotter*, when substantial completion of the construction occurred in 1973,  
4 statutes of repose that were subsequently enacted in 1983 could not be applied retroactively. *Lotter*,  
5 106 Nev. at 370, 793 P.2d at 1323; *see also Cameron v. Atl. Richfield Co.*, 2019 WL 2083050 (Wash.  
6 App. 2019) (“A court looks to the date of substantial completion to determine which version of the  
7 statute of repose applies.”); *M.E.H. v. L.H.*, 685 N.E.2d 335, 339 (Ill. 1997) (“If the claims were  
8 time-barred under the old law, they remained time-barred even after the repose period was abolished  
9 by the legislature.”).

10 Following *Lotter*, the Supreme Court of Nevada again enunciated that “current versions of  
11 the statutes of repose may not be applied retroactively.” *Alsenz*, 108 Nev. at 1120, 843 P.2d at 836.  
12 In *Alsenz*, the Court held that “[t]he 1983 statutes of repose do not apply retroactively to actions  
13 commenced before the effective date of the recent amendment to the statutes of repose, Senate Bill  
14 (SB) 105.” *Id.* at 1121, 843 P.2d at 837 (emphasis in original). As the Supreme Court previously  
15 held in *Lotter*, the *Alsenz* Court agreed that a district court cannot apply the statute of repose  
16 retroactively when substantial completion of the construction occurred prior to the new statutes’  
17 enactment. *See id.* at 1121, 843 P.2d at 836. As the *Alsenz* Court further explained, “it is unfair and  
18 illogical to expect claimants to foresee a new limitations period.” *Id.* at 1122, 843 P.2d at 837 (citing  
19 *Kelly v. Burlington Northern R. Co.*, 896 F.2d 1194, 1198 (9th Cir. 1990)). In other words,  
20 “application of [the new] rule [cannot] serve to cut off [a claimant’s] rights before he was informed  
21 of the new rule and had a reasonable time to file under it.” *Id.* at 1122, 843 P.2d at 838 (quoting  
22 *Kelly* at 1198-99).

23 Here, this Court is bound to precedent and similarly must hold that the amended statute of  
24 repose, as set forth in AB 421, may not be applied retroactively following this Court’s entry of its  
25 Order on the Builders’ Motion for Summary Judgment. As occurred in *Alsenz*, the repose period ran  
26 to extinguish the Association’s claims long before the effective date (October 1, 2019) of the recent  
27 amendment to the statute of repose set forth in AB 421. It was not until after the currently controlling  
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1 statute of repose extinguished the Association’s claims and this Court rendered its order (now  
2 certified as a final judgment under Rule 54(b)) that AB 421 was signed by Governor Sisolak.  
3 Consequently, application of AB 421 to this case would inappropriately revive the Association’s  
4 claim after the applicable 6-year statute of repose extinguished such claim. Although *Lotter* and  
5 *Alsenz* concerned a claimant’s right to file suit, defendants, such as the Builders, similarly have a  
6 vested right in their repose, as explained further below.

7 Nevada distinguishes a statute of repose from a statute of limitations. *See, e.g., Alsenz*, 108  
8 Nev. at 1120, 843 P.2d at 836. “The legislature enacted the statutes of repose to protect persons  
9 engaged in the planning, design and construction of improvements to real property who otherwise  
10 would endure unending liability, even after they had lost control over the use and maintenance of  
11 the improvement.” *Id.* The way that the statute provides repose is by assuring these individuals that  
12 after a specific date, their liability—or their need to insure against claims of liability—has passed.  
13 Thus, in contrast with equitable tolling and other doctrines that might extend a statute of limitations,  
14 a cause of action subject to a repose period *must* be “brought within the time frame set forth by the  
15 statute of repose.” *G & H Assocs. v. Ernest W. Hahn, Inc.*, 113 Nev. 265, 233, 934 P.2d 229, 271  
16 (1997) (citing *Colony Hill Condo I Ass’n v. Colony Co.*, 320 S.E.2d 273, 276 (N.C. App. 1984)).

17 Just as Nevada recognizes the differences between a statute of repose and a statute of  
18 limitations, other states have also enunciated differences between the two. In particular, statutes of  
19 repose, unlike statutes of limitations, define substantive rights to bring an action. *Colony Hill*, 320  
20 S.E.2d at 276. “Failure to file within that period gives the defendant a vested right not to be sued.”  
21 *Id.* “Such a vested right cannot be impaired by the retroactive effect of a later statute.” *Id.*  
22 Accordingly, a court must put aside any sympathy it may have with a plaintiff property owner whose  
23 claims are barred by the statute of repose, as doing so would “place an unconstitutional burden on  
24 the defendant-builders.” *Id.*

25 ///

26 ///

27 ///

28 ///

1 Similarly, Virginia echoes the critical distinction between a statute of repose and a statute of  
2 limitations. “Conceptually, statutes of repose reflect legislative decisions that as a matter of policy  
3 there should be a specific time beyond which a defendant should no longer be subjected to protracted  
4 liability.” *School Bd. v. United States Gypsum Co.*, 360 S.E.2d 325, 328 (Va. 1987) (internal  
5 quotation marks omitted). “Thus a statute of repose is intended as a substantive definition of rights  
6 as distinguished from a procedural limitation on the remedy used to enforce rights.” *Id.* Substantive  
7 and vested rights are “protected from retroactive application of statutes,” “because such a retroactive  
8 application would violate due process.” *Id.* (internal quotation marks omitted).

9 Indeed, it is well established that applying statutes retroactively to create liability is  
10 prohibited, as “[t]o give it that effect would be to deprive defendant of its property without due  
11 process of law.” *William Danzer & Co. v. Gulf & S. I. R. Co.*, 268 U.S. 633, 637 (1925). Many  
12 states follow the United States Supreme Court’s lead by prohibiting retroactive application of a  
13 statute to create liability. For example, Kansas has explained: “All applicable, effective laws at the  
14 time the statute of repose expired informed the defendants that the plaintiff’s claims were completely  
15 and totally extinguished.” *Ripley v. Tolbert*, 921 P.2d 1210, 1224 (Kan. 1996). “Thus, the  
16 defendants had no notice, except for knowledge that the legislature can amend laws in the future,  
17 that the plaintiff’s claims might not be completely extinguished or might be revived later by a new  
18 enacted statute when the statute of repose expired.” *Id.* When a plaintiff’s extinguished claims are  
19 revived by subsequent legislation, which was not in effect when the statute of repose expired, the  
20 defendants’ vested rights are impermissibly taken and due process is violated. *Id.*; *see also Harding*  
21 *v. K.C. Wall Prods., Inc.*, 831 P.2d 958, 968 (Kan. 1992) (“The legislature *cannot* revive a cause of  
22 action barred by a statute of repose, as such action would constitute the taking of property without  
23 due process.” (emphasis in original)); *Givens v. Anchor Packing, Inc.*, 466 N.W.2d 771, 773-74  
24 (Neb. 1991) (concluding that the immunity granted by the expiration of a statute of repose is a  
25 property right, protected by due process of law). <sup>2</sup>

26  
27 <sup>2</sup> *See also Johnson v. Lilly*, 823 S.W.2d 883 (Ark. 1992); *Wiley v. Roof*, 641 So. 2d 66, 68-69 (Fla.  
28 1994); *Doe A. v. Diocese of Dallas*, 917 N.E.2d 475 (Ill. 2009); *Henry v. SBA Shipyard, Inc.*, 24  
(Continued...)

1 “[R]efusing to allow the revival of time-barred claims through retroactive application of  
2 extended statutes of limitations” is “the majority rule.” *Roark v. Crabtree*, 893 P.2d 1058, 1063  
3 (Utah 1995) (collecting cases and citing 51 AM. JUR. 2D *Limitation of Actions* § 44 (1970) (“[T]he  
4 great preponderance of authority favors the view that one who has become released from a demand  
5 by the operation of the statute of limitations is protected against its revival by a change in the  
6 limitation law.”)).

7 Here, just as the Association had rights in bringing its claims, the Builders have substantive  
8 and vested rights that are protected from retroactive application of AB 421 following summary  
9 adjudication because such a retroactive application would violate due process. In other words,  
10 retroactively applying AB 421 to revive the Association’s extinguished claims would impermissibly  
11 extend the Builders’ liability without affording them any notice. Neither party had notice of AB 421  
12 when the Association filed its Counter-Claim. In fact, the only knowledge the parties were privy to  
13 during the six years following substantial completion of the Towers, and subsequently during the  
14 pendency of this action, was that the Nevada Legislature can amend laws. Thus, the Builders had  
15 no notice that the Association’s claims might not be completely extinguished or might be revived by  
16 AB 421 when the applicable statute of repose expired, and the Builders’ rights vested. Based on the  
17 foregoing, retroactively applying AB 421 to this already adjudicated case would unconstitutionally  
18 infringe upon the Builder’s vested right not to be untimely sued.

19 **ii. The Association’s Argument that Nevada Courts Do Not Prohibit Retroactive**  
20 **Extension of a Statute of Repose is Misguided, as the Cases Used in Support Deal**  
21 **with Statutes of Limitation, not Repose, and/or Are Not Applicable to the Case at**  
22 **Hand**

23 While criticizing the Builders’ reference to out-of-state-cases stating the majority rule—  
24 prohibiting the retroactive application of an extended statute of repose to revive otherwise time-  
25 barred claims—the Association cites no authority, in or out of state, holding to that such claims can

26 So. 3d 956, 960-61 (La. Ct. App. 2009); *Givens v. Anchor Packing, Inc.*, 466 N.W.2d 771 (Neb.  
27 1991); *Kelly v. Marcantonio*, 678 A.2d 873, 883 (R.I. 1996); *Doe v. Crooks*, 613 S.E.2d 536 (S.C.  
28 2005); *Minnesota ex rel. Hove v. Doese*, 501 N.W.2d 366, 370 (S.D. 1993); *Roark v. Crabtree*, 893  
P.2d 1058, 1062-63 (Utah 1995); *Starnes v. Cayouette*, 419 S.E.2d 669 (Va. 1992), *superseded in*  
*part by* VA. CONST. art. IV, § 14 (effective Jan. 1, 1995) (expressly vesting legislature with the  
right to enact retroactive legislation “based on an intentional tort committed by a natural person”).

1 constitutionally be revived. Defendant's Motion page 9 n.4. Defendant cites to *Doe v. Hartford*  
2 *Roman Catholic Diocesan Corp.*, 119 A.3d 462, 509 (Conn. 2015) and *20th Century Ins. Co.*, 109  
3 Cal. Rptr. 2d 611, 631-32 (Cal. Ct. App. 2001). But those cases deal with statutes of limitations, a  
4 separate issue, and do not support the retroactive application of extended statutes of repose to revise  
5 otherwise time barred claims. Rather, examination of each case in turn, demonstrates that each case  
6 is inapplicable to the case at hand.

7 In *Doe v. Hartford Roman Catholic Diocesan Corporation*, the defendant disputed the  
8 constitutionality of a Connecticut statute that retroactively applied the extended sexual abuse statute  
9 of limitations to revive the plaintiff's time barred action. 119 A.3d at 494. In *Hartford*, the Supreme  
10 Court of Connecticut acknowledged that "there is no absolute vested right in a *statute of limitations*  
11 defense absent entry of a final judgment." *Id.* at 501 (emphasis added). While it is true that federal  
12 due process prescribes no vested right in a *statute of limitations* defense, *see, e.g., Campbell v. Holt*,  
13 115 U.S. 620 (1885); *Chase Securities Corp. v. Donaldson*, 325 U.S. 304 (1945), the issue in this  
14 case involves the statute of repose, not statute of limitations. As previously briefed, Nevada  
15 distinguishes a statute of repose from a statute of limitations. *See, e.g., Alsenz v. Twin Lakes Village*,  
16 108 Nev. 1117, 1120, 843 P.2d 834, 836 (1992). Similarly, other jurisdictions recognize the  
17 difference between a statute of repose and a statute of limitations, whereby a statute of repose involve  
18 a vested right unlike a statute of limitations. *See, e.g., Colony Hill Condo I Ass'n v. Colony Co.*, 320  
19 S.E.2d 273, 276 (N.C. App. 1984); *School Bd. v. United States Gypsum Co.*, 360 S.E.2d 325, 328  
20 (Va. 1987); *Ripley v. Tolbert*, 921 P.2d 1210, 1224 (Kan. 1996); *Givens v. Anchor Packing, Inc.*,  
21 466 N.W.2d 771, 773-74 (Neb. 1991). Therefore, Defendant's assertion that courts are free to  
22 retroactively expand statutes of limitations to revive time barred claims is displaced. While such  
23 retroactive application involving the statute of limitations may be permissible due to the fact that  
24 there is no vested right to a statute of limitations defense, a statute of repose defense, on the other  
25 hand, involves a vested right, and thus prohibits retroactive expansion to revive barred claims.

26 Similarly, in *20th Century Insurance Company v. Superior Court*, the petitioner, 20th  
27 Century, disputed California's new statute which revived, subject to certain conditions and  
28

1 limitations, insurance claims that arose out of the 1994 Northridge earthquake that were previously  
2 barred by the applicable *statute of limitations*. 109 Cal. Rptr. 2d at 616, 623. As mentioned by  
3 Defendant, “[t]he running of a statute of limitations does not grant a defendant a vested right of  
4 repose.” *Id.* at 631. This distinction of statutes of limitations and statutes of repose again highlights  
5 the fact that a statute of repose involves a vested right, where a statute of limitations does not.  
6 Although Defendant proceeds to cite this case for the contention that even a vested right yields to  
7 important state interests without violating due process, Defendant omits the fact that such  
8 circumstances warranting impairment of a vested right involves the state’s inherent sovereign power.  
9 *See id.* at 632. “The state’s inherent sovereign power includes the so called ‘police power’ right to  
10 interfere with vested property rights whenever reasonably necessary to the protection of the health,  
11 safety, morals, and general well being of the people.” *Id.* Thus, circumstances where the state may  
12 invoke its police power to interfere with a vested property right includes bringing necessary relief to  
13 victims of an earthquake, righting a wrong in child molestation cases, and protecting innocent  
14 asbestosis victims from toxic tortfeasors. *See id.* at 635, 633; *see also Nelson v. Flintkote Co.*, 218  
15 Cal. Rptr. 562, 566 (Cal. App. 1985). The instant case does not fall within any of those categories.  
16 Therefore, The Association’s reliance on 20<sup>th</sup> *Century Insurance Company* is misplaced.

### 17 **III. CONCLUSION**

18 This Court’s May 23, 2019 Order was a single, final judgment. The Association’s current  
19 Rule 59(e) motion simply repeats the same arguments in the previous motions, which this Court  
20 correctly rejected. The instant Motion is nothing more than a dilatory tactic, which is likewise  
21 inappropriate to achieve relief. The Association’s request for reconsideration based on AB 421 is  
22 defective because AB 421 takes effect long after the Court entered its final, appealable judgment.  
23 Not only is this case outside of AB 421’s relevant scope, but a retroactive application of the lengthier  
24 statute of repose would unconstitutionally infringe on the Builders’ vested rights, as Nevada Courts  
25 have held. The Association fails to refute this position with any relevant case law.

26 ///

27 ///

28 ///

1 It is for these foregoing bases that this Honorable Court should deny the Association's repeat  
2 Rule 59(e) Motion.

3  
4 Dated: September 26, 2019

BREMER WHYTE BROWN & O'MEARA, LLP

5  
6  
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**CERTIFICATE OF SERVICE**

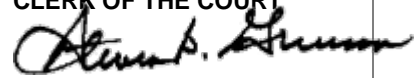
I hereby certify that on this 26<sup>th</sup> day of September 2019 a true and correct copy of the foregoing document was electronically delivered to Odyssey for service upon all electronic service list recipients.



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**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

LAURENT HALLIER, an individual;  
PANORAMA TOWERS I, LLC, a Nevada  
limited liability company; PANORAMA  
TOWERS I MEZZ, LLC, a Nevada limited  
liability company; and M.J. DEAN  
CONSTRUCTION, INC., a Nevada  
corporation,

Plaintiffs,

vs.

PANORAMA TOWERS CONDOMINIUM  
UNIT OWNERS' ASSOCIATION, a Nevada  
non-profit corporation,

Defendant.

Case No.: A-16-744146-D  
Dept. No.: XXII

**DEFENDANT'S REPLY IN SUPPORT  
OF MOTION TO ALTER OR AMEND  
THE COURT'S FINDINGS OF FACT,  
CONCLUSIONS OF LAW, AND ORDER  
ENTERED ON MAY 23, 2019**

Hearing Date: October 17, 2019  
Hearing Time: 9:00 a.m.

1 PANORAMA TOWERS CONDOMINIUM  
2 UNIT OWNERS' ASSOCIATION, a Nevada  
3 non-profit corporation, and Does 1 through  
4 1000,

Counterclaimants,

5 vs.

6 LAURENT HALLIER, an individual;  
7 PANORAMA TOWERS I, LLC, a Nevada  
8 limited liability company; PANORAMA  
9 TOWERS I MEZZ, LLC, a Nevada limited  
10 liability company; M.J. DEAN  
11 CONSTRUCTION, INC., a Nevada  
12 Corporation; SIERRA GLASS & MIRROR,  
13 INC.; F. ROGERS CORPORATION; DEAN  
14 ROOFING COMPANY; FORD  
15 CONTRACTING, INC.; INSULPRO, INC.;  
XTREME XCAVATION; SOUTHERN  
NEVADA PAVING, INC.; FLIPPINS  
TRENCHING, INC.; BOMBARD  
MECHANICAL, LLC; R. RODGERS  
CORPORATION; FIVE STAR PLUMBING  
& HEATING, LLC, dba Silver Star  
Plumbing; and ROES 1 through 1000,  
inclusive,

Counterdefendants.

## 17 I.

### 18 INTRODUCTION

19 The Association's first request to alter or amend the May 23 Order ("Order") pursuant to  
20 Rule 59(e) is appropriate given the undisputed change in law that now requires the opposite result.  
21 The Court has already held that, as of October 1, 2019, AB 421 retroactively extends the statute  
22 of repose for the Association's construction defect claims to 10 years. This Court has also held  
23 that the Association's two towers have dates of substantial completion of January 16, 2008 (Tower  
24 I) and March 16, 2008 (Tower II), dates that make AB 421—based on its plain language—apply  
25 to this case. Because the Association filed its Counterclaim on March 1, 2017, less than 10 years  
26 after the substantial completion dates, AB 421's retroactive application mandates that the  
27 Association's claims to proceed on the merits.  
28

Despite the Builders’ attempt to argue otherwise, Rule 59(e) exists for this precise situation—to permit courts to alter or amend judgments impacted by a substantive change in the controlling law and/or to prevent a manifest injustice of law. Moreover, while the Builders’ contend that the Association’s instant Motion merely rehashes previously asserted arguments, relief under Rule 59(e) was not available until the Court certified its Order as final pursuant to Rule 54(b)—an event that did not occur until August 13, 2019.

Because the statute of repose has been retroactively lengthened by the Nevada Legislature—a change in the law that precludes dismissal of the Association’s claims—the Association respectfully requests an order altering or amending the Order to hold the Association’s claims are not time-barred and may proceed on the merits.

## II.

### STATEMENT OF FACTS

#### A. The Builders Grossly Misconstrue the Procedural History in the Hopes of Gaining an Advantage.

Based on the Court’s prior rulings, this Motion is the first time the Court has considered any relief pursuant to Rule 59(e). Although the Association previously sought reconsideration, it could not possibly have sought to alter or amend any judgment until an actual judgment existed. The Court did not enter any final judgment until August 13, 2019, when it certified the Order as a judgment pursuant to Rule 54(b). The Builders go to great lengths to distort these simple facts to create the specter of a blown appellate deadline, the lack of jurisdiction in this Court, and/or the ability for this Court to ignore the Association’s timely, properly filed Motion seeking Rule 59(e) relief for the first time.

To avoid any confusion on the procedural facts, the following table outlines the dates of key events relevant to the Motion:

Date	Event
May 24, 1983	Nevada adopted 10-year statute of repose for construction-related claims
Jan./Mar. 2008	Court-determined dates of substantial completion for Panorama Towers
Feb. 24, 2015	AB 125’s effective date, shortened statute of repose from 10 to 6 years

Date	Event
Feb. 24, 2016	Association served Chapter 40 Notice on Builders, within AB 125's deadline per this Court's order
Sept. 28, 2016	Builders filed Complaint against Association
Feb. 6, 2017	2017 Legislature in session (until Jun. 6, 2017)
Mar. 1, 2017	Association filed Counterclaim against Builders
Feb. 4, 2019	2019 Legislature in session (until Jun. 4, 2019)
Feb. 11, 2019	Builders filed motion regarding statute of repose ("Repose Motion")
Mar. 22, 2019	Builders stipulated to continue the hearing on their Repose Motion from March 26 to April 23
Mar. 25, 2019	AB 421 introduced in Committee on Judiciary
Apr. 23, 2019	Court heard the Repose Motion
May 23, 2019	Court issued order resolving the Repose Motion
May 28, 2019	Builders filed Notice of Entry of May 23 Order
June 1, 2019	AB 421 passed by 2019 Legislature
June 3, 2019	Association filed motion for reconsideration of May 23 Order on various grounds
June 3, 2019	AB 421 signed into law by Governor
June 13, 2019	Association filed motion for reconsideration of May 23 Order based on AB 421 being signed into law, alternatively sought Rule 59(e) relief if Court deemed May 23 Order a final judgment (which Association disputed)
July 16, 2019	Court heard Association's motions for reconsideration
July 22, 2019	Builders filed motion for Rule 54(b) certification of May 23 Order
July 24, 2019	Court issued order denying Association's motion for reconsideration filed on June 3, 2019
Aug. 6, 2019	Court heard Builders' motion for Rule 54(b) certification of May 23 Order
Aug. 9, 2019	Court issued order denying Association's motion for reconsideration filed on June 13, 2019
Aug. 12, 2019	Court issued order granting Builders' motion for Rule 54(b) certification of May 23 Order (expressly/implicitly held May 23 Order <b>not a final judgment until that time</b> )
Aug. 13, 2019	Notice of Entry filed for Court order granting Rule 54(b) certification of May 23 Order
Sept. 9, 2019	Association filed Motion for Rule 59(e) relief (to alter/amend judgment)

1 This timeline illustrates several key facts relevant to the Motion:

- 2 1. The maximum statute of repose was 10 years when the Builders commenced and completed  
3 construction of the Panorama Towers.<sup>1</sup>
- 4 2. The 2015 Legislature retroactively shortened the statute of repose period six (6) years after  
5 the Builders completed construction of the Panorama Towers (with a one-year grace  
6 period).
- 7 3. The Association timely provided the Builders with notice of the defects pursuant to NRS  
8 Chapter 40 before expiration of the grace period, which tolled the statute of repose.
- 9 4. After filing their Complaint, the Builders intentionally waited 866 days to file their Repose  
10 Motion and then stipulated to continue the hearing date by another month.
- 11 5. During the Builders' self-imposed wait period for the Repose Motion, the 2017 Legislature  
12 convened and adjourned and the 2019 Legislature convened.
- 13 6. AB 421 was introduced in the 2019 Legislature a month before the Court heard the Repose  
14 Motion and two months before the Court entered the Order.
- 15 7. Until August 13, 2019, no final judgment existed in this case.
- 16 8. On September 9, 2019, the Association timely filed its first Rule 59(e) motion.

### 17 III.

#### 18 ARGUMENT

##### 19 A. The Association's Motion to Alter or Amend—the First of its Kind—is Timely and 20 Proper Under NRCP 59(e).

21 In a desperate attempt to coerce the Court into ignoring the change in the law, the Builders  
22 spend several pages arguing a complete farce: that the Association's Motion is improper,  
23 redundant, and merely a delay tactic. *See Opp.* at 5:19–10:4. The Builders' argument cannot be  
24 further from the truth. The timing and foundation of the Association's Motion demonstrate the  
25 properness of the request for an order altering or amending the Order and holding the Association's

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26  
27 <sup>1</sup> The Association does not waive any rights with respect to the Court's determination of the  
28 towers' dates of substantial completion via summary judgment without admissible evidence on all  
three categories of information required by NRS 11.2055.

1 claims were timely filed. *See supra*, Section II.

2 Rule 59(e) authorizes the Association to seek an order altering or amending the Order  
3 within 28 days of the notice of entry of the final judgment. *See* NEV. R. CIV. P. 59(e). The  
4 Association's original requests for reconsideration of the Order were filed after the Court entered  
5 its Order, but before the Order was certified as a final judgment pursuant to Rule 54(b). Now that  
6 the Order has been certified as a final judgment, the Association timely seeks to alter or amend the  
7 Order under Rule 59(e). The Association has done nothing other than follow the rules.

8 The Builders' argument that the Association is bringing yet another request for  
9 reconsideration and attempting to re-litigate the case is incorrect and ignores both Rule 59(e) and  
10 the Court's decision on the Association's earlier request at reconsideration. In denying the request  
11 for reconsideration, the Court exclusively relied on Rule 60(b), not Rule 59(e), to reach its  
12 decision. *See* August 9, 2019 Order at 5:19–28; 7:8–11. While the Association did assert in its  
13 request for reconsideration an alternative argument, in an abundance of caution, requesting to  
14 amend the Order under Rule 59(e) in the event the Court incorrectly determined the Order to be a  
15 final judgment at that time, the Court never actually considered this alternative argument as  
16 demonstrated by the Court's August 9, 2019 Order. *See id.* The Builders have no basis to castigate  
17 the Association for its compliance with the Nevada Rules of Civil Procedure by timely filing its  
18 very first post-judgment Rule 59(e) motion to alter or amend.

19 The Builders do not dispute that Rule 59(e) permits this Court to alter or amend the Order  
20 based on an intervening change of controlling law—an event that, according to this Court's prior  
21 orders, has occurred. Because the Association timely filed a Rule 59(e) motion challenging the  
22 merits of the Order/judgment, it has no reason to file a notice of appeal when the granting of the  
23 Motion will eliminate the need for an appeal. Accordingly, the Builders' argument that  
24 Association's Motion is improper or an attempt to re-litigate the case is unsubstantiated and  
25 without merit.<sup>2</sup>

26  
27 <sup>2</sup> The Builders' footnote 1 inaccurately quotes and portrays the decision in *Weeks v. Bayer*, 246  
F.3d 1231, 1236-37 (9th Cir. 2001). The actual and complete referenced quote is as follows:

28 To permit Weeks to amend his complaint post-judgment-particularly in light of the

1     **B.     The Court Must Apply the Law in Effect at the Time of its Decision on this Motion.**

2             The Builders argue—without any on-point legal support—that once this Court rendered its  
3     decision on May 23, 2019, the fact that AB 421 went into effect could never impact the Order or  
4     the case. *See* Opp. at 12:14–15. The Builders’ position makes no sense for a few reasons. First, the  
5     primary purpose of Rule 59(e) is to allow the trial courts to alter or amend their judgments when  
6     the controlling law changes before an appeal. Second, the Builders admit that AB 421 became  
7     effective by no later than October 1, 2019. Third, the Motion is set for hearing on October 17,  
8     2019. Fourth, despite agreeing that this Court must apply the law in effect at the time it decides  
9     any issues in this case, *see* Opp. at 8:4–11, 12:6–14, the Builders ask the Court to violate this  
10    principle by completely ignoring AB 421—the law in effect at the time the Court will decide the  
11    Association’s Rule 59(e) motion. *See Bradley v. Richmond School Board*, 416 U.S. 696 (1974)  
12    (holding courts must apply the law in effect at the time of their decision).<sup>3</sup> Therefore, the Builders’  
13    own argument mandates that the Court apply AB 421 when considering the Motion.

14    **C.     The 10-Year Statute of Repose Set Forth in AB 421 Now Retrospectively Applies to**  
15    **the Association’s Defect Claims.**

16             ***1.     AB 421’s repose period applies to all structures with a substantial completion***  
17             ***date before October 1, 2019.***

18             Rule 59(e) allows the Court to alter or amend the Order due to a subsequent change in the  
19    controlling law. *See AA Primo Builders, LLC v. Washington*, 126 Nev. 578, 582, 245, P.3d 1190,  
20    1193 (2010). Absent ambiguity, courts should give effect to a statute’s plain meaning. *See State v.*

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21             fact that he did not seek to amend during the seven months that the motion for  
22             judgment on the pleadings was pending—would simply grant him the forbidden  
23             “second bite at the apple.” This is not the purpose of Rule 59.

24             Based on the corrected quotation, it is self-evidence that the decision in *Weeks* is irrelevant and  
25    does not support any of the Builder’s proffered arguments.

26             <sup>3</sup> Consistent with this principle, the general rule is that appellate courts also apply the law as it  
27    exists at the time they rule on a case, even if the law has changed since a lower court ruled on the  
28    case. *See Thorpe v. Hous. Auth. of City of Durham*, 89 S. Ct. 518, 526 (1969); *Holen v.*  
*Minneapolis–St. Paul Metro. Airports Comm’n*, 250 Minn. 130, 137, 84 N.W.2d 282, 287 (1957);  
*Carr v. Crosby Builders Supply Company*, 283 So.2d 60 (Fla.4th DCA 1973). Many courts have  
also held that on remand an intervening change in the law will apply rather than the preexisting  
law or even the “law of the case” as established by the remanding appellate court. *See e.g., id;*  
*McClelland v. McClelland*, 393 N.W.2d 224, 226 (Minn.App.1986).

1 *Quinn*, 117 Nev. 709, 713, 30 P.3d 1117, 1120 (2001); *Cleghorn v. Hess*, 109 Nev. 544, 548, 853  
2 P.2d 1260, 1262 (1993). Here, AB 421’s only expressly stated condition to the retroactive  
3 application of the 10-year statute of repose period is that “the substantial completion of the  
4 improvement to the real property occurred before October 1, 2019.” *See* Mot., Ex. 2 (AB 421) at  
5 §11(4); *see* Mot., Ex. 3 (Reconsideration Order) at 5:4–8, 6:11–25; Mot., Ex. 4 (Rule 54(b) Order)  
6 at 5:14–17. This Court previously ruled that Towers I and II have substantial completion dates  
7 prior to October 1, 2019. *See* Mot., Ex. 1 (Order) at 12:4–7. Therefore, by its plain terms, AB 421’s  
8 10-year statute of repose retroactively applies to the Association’s claims.

9       **2. Nevada law permits the retroactive application of statutes.**

10       AB 421 may and must be retroactively applied in order to serve its intended purpose of  
11 lengthening the statute of repose period. AB 421 expressly provides that “the period of limitations  
12 on actions set forth in NRS 11.202, as amended by section 7 of this act, **apply retroactively** . . .  
13 .” Mot., Ex. 2 (AB 421) at §11(4) (emphasis added). Under binding Nevada law, this Court must  
14 give effect to the statute’s plain and unambiguous meaning. *See State v. Quinn*, 117 Nev. at 713,  
15 30 P.3d at 1120; *Cleghorn*, 109 Nev. at 548, 853 P.2d at 1262.

16       Contrary to the Builders’ contention concerning the holding in *Lotter v. Clark Co. Bd. of*  
17 *Commissioners*, 106 Nev. 366, 793 P.2d 1320 (1990), Nevada law does not prohibit the retroactive  
18 **lengthening** of a repose period. The Builders’ continued reliance on *Lotter* for the alleged  
19 proposition that statutes of repose may not be applied retroactively is misplaced. *See* Opp. at  
20 12:25–13:1. The Nevada Supreme Court explained that the *Lotter* decision was premised on “the  
21 absence of legislative directive or intent to apply the 1983 statutes retroactively.” *See Alsenz v.*  
22 *Twin Lakes Vill., Inc.*, 108 Nev. 1117, 1120, 843 P.2d 834, 836 (1992) (noting it would be unfair  
23 to enact a **shortened** limitations period without providing for a grace period). As discussed  
24 repeatedly, AB 421 does not suffer from this issue due to the incorporation of an express directive  
25 that the 10-year statute of repose be applied retroactively. *See* Mot., Ex. 2 (AB 421) at §11(4).

26       Although the Builders’ argue that it would be unfair to retroactively apply the lengthened  
27 statute of repose, practical considerations demonstrate otherwise. *See* Opp. at 13:17–18, 14:11–  
28 12. At the time the Builders completed Towers I and II, the statute of repose in effect set forth



1 graduated repose periods of up to 10 years. Thus, at the time they completed the project, the  
2 Builders had the reasonable expectation that an action could be filed up to 10 years from that date,  
3 exclusive of any applicable statutory tolling provisions. The 2015 Legislature’s shortening of the  
4 statute of repose via AB 125, on which the Order relies, occurred years after the Builders  
5 completed construction. Therefore, the retroactive application of AB 421’s 10-year statute of  
6 repose, which effectively undid AB 125’s intervening shortening of the repose period, does not  
7 alter or affect the Builders’ original expectations as to the repose period and cannot possibly violate  
8 any potential constitutional concerns.

9 **3. AB 421 is not retroactive only as to buildings built on or after October 1, 2009.**

10 The Builders’ claim that AB 421 is effective only as to buildings completed within 10 years  
11 of October 1, 2019, finds no support in the statute’s plain language and is flat wrong. *See Opp.* at  
12 10:10–23. Statutes of repose set an outside time limit, generally **running from the date of**  
13 **substantial completion of the project** and with no regard to the date of the injury, after which  
14 causes of action for personal injury or property damage allegedly caused by deficiencies in the  
15 improvements to real property may not be brought. *See G & H Associates v. Ernest W. Hahn, Inc.*,  
16 113 Nev. 265, 271, 934 P.2d 229, 233 (1997). Due to the Court’s findings regarding the dates of  
17 substantial completion for the two towers (*i.e.*, January 16, 2008 (Tower I) and March 16, 2008  
18 (Tower II)), *see Order* at 12:4-6, the Association filed its construction defect claims against  
19 Plaintiffs well within the 10-year repose period by filing the Counterclaims on March 1, 2017.<sup>4</sup>  
20 Therefore, Nevada law no longer time-bars the Association’s defect claims.

21 The internal inconsistency of the Builders’ positions is highlighted by their argument on  
22 this issue when compared to their belief that AB 421 cannot “reopen expired claims” at all. *Opp.*  
23 at 10:24–12:15. The two positions cannot be reconciled. For example, under AB 125, a building  
24 completed in September 2012 had until September 2018 to assert construction defect claims. The  
25 Builders admit this fact. *See Opp.* at 11:11-14. The Builders then argue that all buildings completed

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26  
27 <sup>4</sup> Under the new statute of repose, the Association no longer needs to rely on tolling under NRS  
28 40.695(2) or its other arguments made when AB 125 applied to this case. The Association does  
not waive any rights with respect its prior arguments or the Court’s prior rulings on these issues.

1 after October 1, 2009, now have 10 years to file suit. However, the Builders argue AB 421 cannot  
2 “reopen expired claims” for any buildings. *See* Opp. at 10:24-12:15. By their own admissions, AB  
3 421 can and does reopen the time period for including the hypothetical building completed in  
4 September 2012.

5 **4. Nevada law controls and does not prohibit the enforcement of AB 421.**

6 Nevada law does not prohibit the retroactive **lengthening** of the statute of repose, yet the  
7 Builders ask the Court to ignore AB 421’s retroactive provision. *See* Opp. at 7:18–21. In support  
8 of their position, the Builders cite non-controlling law from other jurisdictions—none of which  
9 has any bearing on this dispute. The Builders acknowledge this Court’s function is not to engage  
10 in “prospective decision making,” something that would be “incompatible with the judicial role,  
11 which is to say what the law is, not to prescribe what it shall be.” Opp. at 8:1–4 (quoting *Nev.*  
12 *Yellow Cab Corp. v. Dist. Court*, 132 Nev. 784, 789, 383 P.3d 246, 250 (2016) (quoting *Am.*  
13 *Trucking Ass’ns, Inc. v. Smith*, 496 U.S. 167, 201 (1990) (Scalia, J., concurring))). Courts should  
14 not engage in creating new law, but simply declare the law that exists. *See MDC Restaurants, LLC*  
15 *v. Eighth Judicial Dist. Court of State in & for County of Clark*, 132 Nev. 774, 782, 383 P.3d 262,  
16 267 (2016). When interpreting a statute, the courts should give the language its plain meaning  
17 unless it creates absurd results. *See Quinn*, 117 Nev. at 713, 30 P.3d at 1120; *Cleghorn*, 109 Nev.  
18 at 548, 853 P.2d at 1262.

19 The Nevada Legislature and Governor—the legislative and executive branches that create  
20 the law—unequivocally provided that AB 421 applies retroactively to claims involving **all**  
21 **buildings** with substantial completion dates prior to October 1, 2019. *See* Mot., Ex. 2 (AB 421) at  
22 §11(4). Based on binding **Nevada law**, this Court should apply the law as it was written and  
23 approved by the state’s lawmakers. Despite admitting this fact, the Builders ask this Court to  
24 rewrite the statute by ignoring its plain language. The Builders do not argue that AB 421 is  
25 ambiguous in any way, and their attempt to show that applying the law’s plain meaning would  
26 lead to absurd results falls flat. The Association is not asking the Court to apply the new repose  
27 law three years after making its repose decision. *See* Opp. at 12:20–22. Instead, the Association  
28 simply asks the Court to apply a law that has gone into effect before the deadline to appeal the

1 Order. The Builders' tortured application of AB 421 would lead to the absurd result of barring  
2 claims that the applicable law plainly permit.

3 **IV.**

4 **CONCLUSION**

5 Because the controlling Nevada law that resulted in the Order has changed and requires a  
6 different result, the Association respectfully requests an order reversing the Order and the  
7 subsequent Rule 54(b) Order pursuant to Rule 59(e) to allow the Association to prosecute its  
8 construction defect counterclaims on the merits.

9 DATED this 10th day of October, 2019.

10 Respectfully submitted,

11 KEMP, JONES & COULTHARD, LLP  
12

13 /s/ Michael J. Gayan

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25  
26  
27  
28

**Certificate of Service**

I hereby certify that on the 10th day of October, 2019, the foregoing **DEFENDANT'S  
REPLY IN SUPPORT OF ITS MOTION TO ALTER OR AMEND THE COURT'S  
FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON MAY 23,  
2019** was served on the following by Electronic Service to all parties on the Court's service list.

/s/ Angela Embrey

An employee of Kemp, Jones & Coulthard, LLP



TRAN

DISTRICT COURT  
CLARK COUNTY, NEVADA

LAURENT HALLIER,

Plaintiff,

vs.

PANORAMA TOWERS CONDOMINIUM  
UNIT OWNERS ASSOCIATION,

Defendant.

CASE NO. A-16-744146-D

DEPT. XXII

BEFORE THE HONORABLE SUSAN JOHNSON, DISTRICT COURT JUDGE

**OCTOBER 17, 2019**

**RECORDER'S TRANSCRIPT OF HEARING RE**

***DEFENDANT'S MOTION TO ALTER OR AMEND THE COURT'S FINDINGS OF  
FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON MAY 23, 2019***

**APPEARANCES:**

For the Plaintiff:

DAN POLSENBERG, ESQ.  
PETER BROWN, ESQ.  
DEVIN GIFFORD, ESQ.

For the Defendant:

MICHAEL GAYAN, ESQ.  
WILLIAM COULTHARD, ESQ.  
FRANCIS LYNCH, ESQ.

RECORDED BY: NORMA RAMIREZ, COURT RECORDER

1 THURSDAY, OCTOBER 17, 2019 AT 9:11 A.M.

2  
3 THE COURT: Let's go ahead and go to Hallier versus Panorama Towers,  
4 and that is case number A16-744146-D. Good morning.

5 [All counsel respond good morning]

6 THE COURT: Would you announce your appearances for the record,  
7 please?

8 MR. POSENBERG: Good morning, Your Honor. Dan Polsenberg for the  
9 Plaintiff.

10 MR. BROWN: Good morning, Your Honor. Peter Brown for the Plaintiff.

11 MR. GIFFORD: Devin Gifford for Plaintiff.

12 MR. GAYAN: Good morning, Your Honor. Michael Gayan for the Defendant.

13 MR. COULTHARD: Good morning, Your Honor. Bill Coulthard for  
14 Defendants.

15 MR. LYNCH: Good morning, Your Honor. Francis Lynch for the Defendants  
16 too.

17 THE COURT: Okay. You all may be seated.

18 And, counsel, before we get started – and I hope that it goes through  
19 the coconut wires that we are gonna sweeps at 10:00 o'clock as opposed to 9:00  
20 a.m. on November 13. So, be free to pass that information around. We will do our  
21 best to make sure everybody knows. It just turns out that we are only gonna be  
22 discussing 29 of my cases and 39 of Judge Kishner's cases and we saw no need to  
23 have you come in early, okay?

24 So, with that said this is Defendant's Motion to Alter or Amend the  
25 Court's Findings of May 23<sup>rd</sup> of 2019. And before we get started I'm just gonna tell

1 you it's rare that I really enjoy reading briefs. You guys did a good job with one. I'm  
2 just letting you know. Both sides, I thought it was just – I just enjoyed reading it. So  
3 anyway, it's your motion

4 MR. GAYAN: Good morning, Your Honor. I would say it's probably equally  
5 rare to have the Court acknowledge enjoying read my briefs. I appreciate that. I try  
6 hard to make them good but no other judges maybe don't think so or they don't say  
7 so. So, I appreciate that, Your Honor.

8 Well, we've been here a few times but I think it – today it's a relatively  
9 simple issue. We – obviously the Court applied AB 125 back in May when Your  
10 Honor made the decision on the statute of repose motion. Within a few days the  
11 legislature and the Governor changed the law. We've had some prior briefing on the  
12 effective date of that and I understand the Court's rulings and so we're beyond that  
13 date now, now it's October 1<sup>st</sup>.

14 THE COURT: And –

15 MR. GAYAN: And –

16 THE COURT: -- I'm gonna say your motion was not a surprise.

17 MR. GAYAN: I would hope not. So, we're beyond the effective date. The  
18 Court has already, you know, ruled on a lot of the related issues as far as what the  
19 statute change did when it becomes effective and its retroactive application. So, I  
20 think today, like I said, relatively simply this Court has jurisdiction, it was a timely  
21 Rule 59 motion within only seven days, notice of entry of when that order first  
22 became a judgment. That was not until the 54(b) certification was heard.

23 So, I guess before I get into any of the details I'll ask the Court if you  
24 have any questions for me or any issues that are concerning the Court.

25 THE COURT: No, not at this point. I want to hear what you have to say.

1 MR. GAYAN: Okay. So, I'll just jump right into it. I'll kind of start with where I  
2 ended. As far as a procedural issue, I hope that's not a concern. This is the  
3 Association's first Rule 59 motion. We had previously styled one in the alternative  
4 as a 59(a) motion to alter or amend if the Court thought the May 23<sup>rd</sup> order was the  
5 final judgment before a 54(b) certification. That's an argument that the Builders  
6 were making. The Court did not rule that way and I think it's pretty clear with the  
7 history the fact that the Court granted the 54(b) certification that would have been  
8 unnecessary if the May 23<sup>rd</sup> order were to have been a final judgment upon its entry  
9 which it just was not. So, the Association filed this motion less than 28 days after  
10 notice of entry of the 54(b) certification order and so it's timely, the Court has  
11 jurisdiction, there's no issues there, it's not a successive 59(e) motion, this is our  
12 first actual 59(e) motion. So, hopefully that is not an issue for the Court and I'd be  
13 happy to address it further if it is.

14 As far as the standard of review goes, Your Honor, under Rule 59(e)  
15 Nevada law is pretty clear what it's for. The whole purpose is after entry of a  
16 judgment something happens that merits altering or amending the judgment.  
17 There's four basic grounds under Nevada law and that's the AA Primo Builders  
18 case, it's in our motion at page 7. But the four basic purposes for a Rule 59(e) are  
19 to allow the District Courts to (1) correct manifest errors of law or fact. We're not  
20 saying that's occurred here. (2) – at least in this motion that's not at issue. (2)  
21 Newly discovered or previously unavailable evidence. That's not applicable here  
22 today. But (3) is prevent manifest injustice and then (4) is a change in the  
23 controlling law. And those are the two basic grounds that we're relying on for our  
24 motion. There's been a change in the controlling law, the Court has recognized that  
25 the controlling law has changed and is now effective as we stand here today and



1 that it does apply retroactively and because there's been a change in the controlling  
2 law that requires the exact opposite result, it would be a manifest injustice to not  
3 allow the Association's claims to go forward on the merits.

4 One point that the Builders raised in their opposition was the fact that  
5 the Court needs to apply the law that's in effect at the time it makes its decisions  
6 and the Association completely agrees. We understand the Court applied AB125  
7 back in April – May when the Court heard and then decided the repose motion, but  
8 that principle applies today as well. The law that applies today as Your Honor is  
9 deciding the 59(e) motion is AB421. I don't believe it's been codified yet. I don't  
10 have a section number but AB421 clearly applies, the Court's already determined  
11 that in its orders and said – in fact, in the 54(b) certification order -- Exhibit 4 – I think  
12 it might be Exhibit – let's see. Oh, this is the – actually this is Exhibit 3, this is the  
13 order entered on August 9<sup>th</sup> of this year. Page 6 of that order, paragraph 4 on the  
14 bottom the Court's conclusion of law was that – it says: "There is no question the  
15 Nevada Legislature has amended NRS 11.202 sub 1 and extended the statute of  
16 repose period from 6 to 10 years and it is to be applied retroactively." That's – that's  
17 the law that is in effect today and that's the law that should be applied today as the  
18 Court decides the Association's Rule 59 motion.

19 As far as the retroactive application – there's a lot of briefing on that  
20 issue, but the law that actually controls here is Nevada law. There's a lot of –  
21 Builders cite to a lot of law from other jurisdictions but Nevada law on the retroactive  
22 application is crystal clear. First a statute must be applied absent ambiguity, it must  
23 be applied its plain meaning. The Court shouldn't be searching for alternate  
24 meanings or other issues absent any ambiguity of the statute. Here AB421 is  
25 crystal clear. Like the Court said in its order, there's no question what the statute

1 does and that is applies retroactively. Also, the Nevada law that applies here plainly  
2 permits retroactive application of statutes and the only requirement for retroactive  
3 application of statutes based on the case law is an express language or intent to  
4 make it retroactive, and we have that here and the Court's already recognized that  
5 in its prior orders that the statute is plain on its face, that it applies retroactively to all  
6 structures which was the date of substantial completion prior to October 1, 2019.  
7 There's no reason to go searching for other meanings because that's very clear on  
8 its face.

9           The case law cited by the Builders they seem to argue that Nevada law  
10 precludes the retroactive lengthening on the statutes of repose. None of the cases  
11 they cited hold that. They found some cases from other states that may have  
12 decided this issue before but Nevada has no case law precluding the retroactive  
13 lengthening of the statute of repose. All of the case law is related to – I mean, we've  
14 talked about it before in this case; it deals with retroactive shortening of statutes of  
15 repose and their constitutional requirement for a grace period if you're going to  
16 shorten it. We've dealt with the grace period in this case; the Court determined that  
17 the Association served its Chapter 40 notice within the grace period so we've been  
18 down that road with retroactive shortening in this case when the Court was applying  
19 AB125. So, case law -- Lotter, Alsenz, all the case law on alterations to statutes of  
20 repose deal with retroactive shortening and they even say that that is permissible as  
21 long as there's a grace period, a reasonable grace period. It doesn't even require a  
22 year but that's what they've done in this – what the Legislature has done at least  
23 with the statute of repose here with respect to the construction defects.

24           And I pointed it out in the briefs, but the Court has entered several  
25 orders already addressing and interpreting the statute. The Court has determined

1 that the statute is clear on its face, that it expressly provides for a retroactive  
2 application and that the retroactive application is effective as of today's date and that  
3 is applies to all structures completed before October 1, 2019. The reason – and I  
4 think it's important to note that the Builders don't ask to – the Court to change any of  
5 those rulings but those rulings in my view and the Association's view make it pretty  
6 easy for today because the Court has also already determined in its initial order  
7 back in May – May 23<sup>rd</sup> that the dates of substantial completion are January 16,  
8 2008 and March 16, 2008 both of which are before October 1, 2019. So, the statute  
9 on its face applies to the two Panorama towers because they have dates of  
10 substantial completion before October 1, 2019. And so the statute of repose for  
11 those two towers is ten years and the Association filed its claim -- filed its case –  
12 counterclaim on March 1, 2017 well within the ten year repose period for those two  
13 structures. So, that's the crux of the Association's argument.

14           The Builders argue that the statute – that the Legislature only really  
15 intended to go back ten years from October 1, 2019 so it only applies to structures  
16 with a completion date of October 1, 2009. They don't have any – there's no  
17 statutory language that says that. That doesn't even make any sense as far as what  
18 the statute says. They're – the Builders are really just hoping that that's what the  
19 Legislature would have said but that's not what the Legislature said and as the  
20 Builders argued and acknowledged this Court's role is to apply the law as it is, not to  
21 decide what should be. That's for the other two branches – the government, the  
22 legislature and the Governor and they have decided that the statute of repose shall  
23 be extended to ten years for all structures completed before October 1, 2019.  
24 Period. End of story. There's no other condition to the retroactive application. That  
25 statute is plain on its face.

1 And as far as unfairness, I think there was some fairness arguments  
2 that the Builders raised but I think it's important to – for the Court to understand kind  
3 of the time line. Tried to put that in the reply, what was the time line and some of the  
4 key issues.

5 THE COURT: You did, extensively.

6 MR. GAYAN: It's a little more than a page. But one purpose for that was to  
7 show dates of substantial completion. It's at the bottom of page 3. These are in  
8 early 2008 and at that time the statute of repose was up to ten years. It could have  
9 been ten years. So, the Builders in their planning for potential claims were planning  
10 for ten years when they built and when they completed the towers. So, their  
11 expectation from a business standpoint and from claims, watching for claims was  
12 ten years.

13 Fast forward to 2015 with AB125, well, this is seven years or so after  
14 the completion of the towers, the Builder's expectations are set but the Legislature  
15 and Nevada law changes to shorten retroactively the statute of repose from ten to  
16 six with a grace period. Well, this Court has already determined that the Association  
17 timely served its Chapter 40 notice within the grace period and so the Builders and  
18 their insurance carriers should have been and were on notice of the Association's  
19 claim within the statute of repose. And now I understand the Court's made some  
20 rulings on the tolling and that the Association didn't file its actual claims within the  
21 tolling period and the Court declined to find good cause for extending that period  
22 and I understand all of that, I'm not trying to re-argue that, but from a practical  
23 standpoint the Builders expectations, business otherwise for legal claims, when they  
24 built these buildings it was ten years. They planned for ten years and they got  
25 notice within the ten years of these claims, they even got notice within the

1 retroactively shortened statute of repose.

2           And now I'll fast forward to 2019, while this case was still pending the  
3 Court for the first time rules on the Builder's claims and they waited to put that in the  
4 time line too [indecipherable] the time line. The Builders for whatever reason chose  
5 to wait 866 days from the date they filed the complaint to when they brought their  
6 statute of repose motion. I don't know why but they have said in prior briefing that it  
7 was a strategic decision to file things in the sequence and in the timing that they did.  
8 So, they waited 866 days. Two Legislatures convened while they waited and before  
9 this Court heard the repose motion in April a month prior the 2019 Legislature  
10 proposed AB421. So, this was known to anyone who was watching prior to the  
11 Court deciding the issue and the proposal was, and I don't believe there was ever  
12 any real opposition to the proposal, to lengthen the statute of repose from six to ten  
13 years. It – that was proposed, it never was changed to something different and I  
14 believe the votes were always very in favor of that passing at each state. So, that  
15 expectation really – that sequence of events really just brought the statute of repose  
16 back to the ten year period that the Builders originally would have anticipated or  
17 expected. There's no real change, it's not like it was six when the Builders first built  
18 and then just changed to ten after the fact. So, as far as the fairness standpoint that  
19 argument fails because the statute and law that applies now is no different than the  
20 repose period that applied when the – when the Builders constructed these  
21 buildings. And it's – the Court's already determined that the Association provided a  
22 notice of the claims of the Builders before the expiration of the repose period, even  
23 the shorter repose period.

24           Your Honor, I've already touched on this a bit but I'll just mention again,  
25 Nevada law is what controlled and the controlling Nevada law that matters to this

1 case in this motion is that the Legislature and Governor can enact retroactive laws  
2 as long as they say that's what they're doing. Clear Nevada law on that issue  
3 because there is no Nevada law that prohibits retroactive lengthening of the statute  
4 of repose or puts any conditions on it other than you have to say that's what you're  
5 doing if you're the law maker. And the third binding Nevada law that matters and  
6 controls the outcome of this motion is that statutes should be applied based on their  
7 plain meaning. The Court's already ruled that there's no question what AB421  
8 provides for, that is provides for a retroactive lengthening of the statute of repose for  
9 all structures completed before October 1, 2019. That's exactly what – what we  
10 have. The Court need not go into other considerations of what the law should be,  
11 what it should have been, what it might have been. It's plain on its face, the Court's  
12 already ruled that there's no question what it says and what it does. We're here  
13 today, it's beyond October 1<sup>st</sup>, it's effective. The two towers have substantial  
14 completion dates before the date provided in the statute, there no reason to reach  
15 beyond or try to interpret anything other than what the statute says and I would just  
16 comment again that Nevada has a strong public policy for resolving claims on the  
17 merits. The Association is just asking for the opportunity to do that in this Court.  
18 The law has changed and it requires that result we believe based on that change in  
19 the law and the purpose of Rule 59(e) which is to allow the Court if – before an  
20 appeal is taken allow the Court to recognize a substantive change in the controlling  
21 law. That's what we have and we respectfully ask the Court to apply AB421 exactly  
22 as it's written and allow the Association to pursue them on the merits for these  
23 claims.

24 THE COURT: Thank you.

25 MR. POLSENBERG: Good morning, Your Honor. Dan Polsenberg. It is a

1 joy to argue in front of the judge who, I agree with counsel, who has read the briefs.  
2 And since I'm not gonna argue long I'm gonna tell a story. I gave a seminar once, it  
3 was with a panel of judges including Judge Mosley and I did a cooking  
4 demonstration to say that writing a brief is like cooking Cajun food; you add stuff,  
5 you boil it down, you add stuff, you boil it down. And when I was done Judge Mosley  
6 said, you know, counsel, if I've known you've put that much work into your briefs I  
7 might have read them. So, I thank him for his honesty and thank you for your hard  
8 work.

9           Let's take a – I'm not gonna argue everything that's in here because I  
10 think this issue on appeal is incredibly simple. If you rule their way here's what I'm  
11 gonna say. I'm gonna say, well, first of all the statute cannot apply to a case with  
12 claims that's already been barred. It can't resurrect it and it certainly can't apply to a  
13 case that's already been adjudicated and it certainly can't apply to a case where that  
14 adjudication has been certified as filed, and procedurally I don't think it even applies  
15 to this motion because this motion was made on September 9<sup>th</sup> and this statute  
16 wasn't in effect at that point. So, at the time they made their motion they didn't even  
17 have the rights to relief that they've asked for. If they – if you rule my way what are  
18 they gonna say on appeal? I really don't grasp what they're argument is going to  
19 be. 59(e) doesn't apply here and I think they've conceded that. The AA Primo case  
20 is one of the best appellate procedural cases the courts ever come down with and  
21 what it says is any case that goes to the substantive merits of the judgment is a  
22 59(e) motion. They break it down into the different categories. It applies most for  
23 manifest errors. It's very much like a motion to reconsider where you're pointing out  
24 an issue that was raised that the Court misapprehended, but this issue was raised  
25 and so the real question is was that a misapprehension failing to apply a statute that

1 didn't exist yet to a claim that had already been barred? You know, here we are  
2 again and at least three times during his argument counsel said we've talked about  
3 this before. Three times he said the Court has addressed or determined things.  
4 And at least at one point he says I'm not trying to re-argue but yet he is. And the  
5 standard he's going to have to do – if he keeps going under manifest injustice that is  
6 such a squishy standard, it's really more like 60(b) so the Court would review under  
7 an abuse of discretion standard. So, I don't see where they can argue – they've  
8 conceded they cannot argue that it was a legal error. So, they're coming in up here  
9 where the Court's gonna give deference to you even if the statute were to apply,  
10 whether to apply and I don't think it applies at all to this claim. Under their  
11 interpretation of the new statute of repose, every case that has ever been  
12 adjudicated as barred by the statute of repose is open to re-litigation, and does  
13 Nevada have a public policy when it comes to litigation? Yes. In addition to  
14 determining cases on the merits, and I would say this case was determined on the  
15 merits; the Court also looks to finality. And so we really can't be saying – okay, I  
16 used the phrase in an earlier hearing on this about resurrection. We really can't  
17 resurrect all these claims that have been time barred and adjudicated as time  
18 barred. That's the gist of my argument, not how they are characterizing it.

19           They put a very long time line -- there's an unpublished decision from I  
20 think earlier this year, Anthony & Sylvan Pools, a statute of repose case where they  
21 set out the time line of events of that case and they proved that the claim was  
22 probably barred even before the person was injured. Remember, we and the  
23 construction community always look at this as a statute of repose that bars just  
24 construction claims, it also applies to personal injury claims and they set out the  
25 pertinent points. And when I do my time line on appeal I'm gonna set out not just



1 substantial completion but I'm gonna set out just as the Supreme Court did in that  
2 when the claim was barred. And I think this claim was already barred, they've come  
3 in here and asked for reconsideration back on June 3<sup>rd</sup> which is why I think there's a  
4 procedural issue in this case. Yes, they asked to alter and amend the order that you  
5 had entered before then.

6           It's – you know, we've already established – we have had so many  
7 hearings in this case, we've already established I'm an appellate nerd. So, I am  
8 intrigued by the argument whether you can make serial 59(e) motions. The circuits  
9 are split on that. Notice I saved this for last because I'm leading with the substantive  
10 arguments because that's I think I win. Some of the circuits say, no, you get one  
11 shot, some of the circuits say, no, you can have a second shot if the Court grants  
12 the first motion to alter and amend and enters an amended judgment and we don't  
13 have that situation here. What we do have is you've already decided this. You've  
14 decided it at least twice and you certified it as final and they come in and make a  
15 motion to try to get the statute that wasn't even in effect at the time they made their  
16 motion to apply to this case that doesn't exist anymore. Now, I thought when they  
17 made the motion that I was gonna come to you and get an order shortening time so  
18 we could have the hearing before October 1<sup>st</sup> so it clearly wouldn't apply and then I  
19 thought, you know, there's just too much procedural finagling in this case, and that's  
20 when I think the 59(e) motion is here trying to get a statute that's now in effect to  
21 apply to a claim that was already barred. And so I don't think there's anything to  
22 alter and amend and I think this issue is summarily denied. Thank you, Your Honor.

23           MR. GAYAN: I'd like to address some of those issues, Your Honor. I'll start  
24 with – essentially where he ended – counsel ended. 59(e) – there's no serial 59(e)  
25 motions, that was 59(e) in the alternate if the Court determined the May order was

1 the final judgment which the Builders were arguing at the time. So, we've never filed  
2 a 59(e) motion, the Court has never considered a 59(e) motion. The prior order was  
3 based on 60(b). You can't file a 59(e) motion until there's a judgment. If I had my  
4 phone on I could pull up the rule but I don't. I'm following your rule so we get a good  
5 recording. So, 59(e) doesn't even apply until there's an appealable judgment that's  
6 why it's a tolling motion under NRAP 4 which I'm sure Mr. Polsenberg understands.  
7 So, any prior motion that we filed that mentioned 59(e) couldn't have been a 59(e)  
8 motion because the Court has now determined that there was no judgment until the  
9 54(b) certification order was entered on August 12<sup>th</sup> with the notice of entry on the  
10 13<sup>th</sup> and within 27 days of that within the time do so we filed the tolling motion under  
11 59(e) after the very first time there was a judgment in this case. So, Mr. Polsenberg  
12 is just flat wrong about the procedural issues.

13 As far as talking about what we would argue on appeal and what we've  
14 conceded, we haven't conceded anything all our positions are in our papers. If it  
15 went on appeal which this Court shouldn't even be worrying about what people are  
16 gonna be arguing on appeal, you should be focusing on what the law is today and  
17 applying the law to what's in front of Your Honor. So, I think half of Mr. Polsenberg's  
18 comments are inappropriate to be strategizing about appeals. The Court shouldn't  
19 concern itself with those types of issues, but our – the Association's positions are  
20 crystal clear on all issues, we have not conceded anything and I'm not sure why he  
21 would say that.

22 As far as a statute cannot resurrect a barred claim, it did – does. It  
23 says what it says. The statute says what it says; it applies to the towers in this case.  
24 The Association's towers have substantial completion dates before the – before the  
25 date identified in the face of the statute and it says it applies retroactively. As far as

1 the parade of horrors about how every case that's ever been time barred by the  
2 statute of repose could be re-litigated, I think that's just plain absurd. This is the  
3 only case out there that we're aware of and we've asked around that we're – this  
4 situation is even applicable. So, there's no – the Court shouldn't be concerning itself  
5 in any event with policy or what – how things might snowball if it makes a ruling in a  
6 particular way. The Court should be focusing on this case, what the law is, and  
7 what the law requires not what the law should be. The effect the law might have on  
8 other people who aren't in front of Your Honor. So, those arguments are completely  
9 inappropriate and have nothing to do with this motion at all.

10 As far as the Association filed a motion before the effective date of the  
11 statute, so what? They cited their – in their brief they cited it and we re-cited in the  
12 reply. The Court is to apply the law in effect at the time it decides the issue. Didn't  
13 decide the issue on September 9<sup>th</sup> when we filed and we acknowledge it in our  
14 papers that the law would be effective by the time the Court hears this motion and  
15 counsel for the Builders even asked to continue the hearing a little bit which was  
16 fine. So, that's why we're here today which seems like a good choice, it was a light  
17 calendar so we appreciate the Court accommodating that. But as far as the date we  
18 filed the motion versus anything, that doesn't matter, the law is in effect today.  
19 They've cited Nevada Yellow Cab, we've cited Nevada Yellow Cab, the Court is to  
20 apply the law in effect at the time it makes its decision. Today is October 17<sup>th</sup>;  
21 sixteen days after the law became effective. There's no question that it applies here  
22 today and we didn't hear otherwise from the Builder's counsel.

23 The argument that 59(e) just doesn't apply here, that doesn't even  
24 make any sense. And counsel focused on, well; usually 59(e) motions are used  
25 because it'll manifest error of fact or law. Okay. But that doesn't change AA Primo

1 Builders that says there's four basic grounds that are underpinning purposes of that  
2 rule one of which – two – actually two of which apply here today but the primary one  
3 is to correct a change in the controlling law and AB125 is the sole basis that the  
4 Court used to find the Association's claims time barred. That law has completely  
5 changed, the Courts acknowledge there no question that it's changed and that it  
6 applies retroactively. So, there should be no question that 59(e) applies because  
7 there's been a change in the controlling law, the only law used to time bar the  
8 Association's claims.

9 Just the comment that – it was kind of buried in the argument, kind of  
10 stepped away from all the other jurisdiction authority that they cited, but Nevada law  
11 does not preclude the retroactive lengthening of the statute of repose which is where  
12 AB421 did. There's no law that precludes it and the argument that claims cannot be  
13 resurrected, well, they are. That's what the statute says, that's what applies here.  
14 We've sought appropriately, timely Rule 59(e) relief before the deadline to appeal, it  
15 was tolled, the appellate deadlines. The Court has an opportunity. This is a very  
16 unique case with a very narrow window where the law is now in effect when the  
17 Association has filed – timely filed their appropriate tolling motion that is designed  
18 specifically to allow the District Courts to address the change in the controlling law.

19 This is exactly what the rule is designed for, it doesn't matter what it's  
20 usually used for. This is exactly what the rule is designed for and the timing and the  
21 law that's effect here today requires, we believe, the opposite result and gives the  
22 Court an opportunity to acknowledge that we believe and we believe the Builders  
23 believe that the Court is supposed to apply the law that is in effect as we stand here  
24 today and there's no question AB421 is in effect here today. And I'm happy to  
25 answer any questions the Court has [indecipherable].

1 THE COURT: Okay. No, I don't have anything.

2 MR. GAYAN: Thank you, Your Honor.

3 MR. POLSENBERG: Just so the record is clear, Judge, I don't agree with  
4 that.

5 THE COURT: I understand.

6 MR. POLSENBERG: Thank you.

7 THE COURT: I understand. Okay. Counsel, I've had a chance to review and  
8 read your briefs, I did not have a chance to review all of your authorities. I'd really  
9 like to do that and write a decision on this one. This is important and it could – it not  
10 only affects this case which is very important, but it could affect others as well. So,  
11 I'd like to do a written decision on this, okay?

12 MR. POLSENBERG: Thank you, Your Honor.

13 MR. GAYAN: Thank you, Your Honor.

14 [Proceedings concluded at 9:47 a.m.]

15 \* \* \* \* \*

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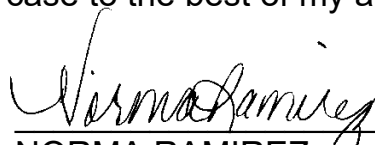
20 ATTEST: I do hereby certify that I have truly and correctly transcribed the  
21 audio/video recording in the above-entitled case to the best of my ability.

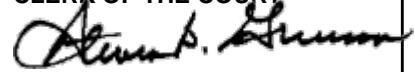
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NORMA RAMIREZ  
Court Recorder  
District Court Dept. XXII  
702 671-0572



1 **ORDR**

2  
3 **DISTRICT COURT**  
4 **CLARK COUNTY, NEVADA**

5  
6 **LAURENT HALLIER, an individual;**  
7 **PANORAMA TOWERS I, LLC, a Nevada**  
8 **limited liability company; PANORAMA**  
9 **TOWERS I MEZZ, LLC, a Nevada limited**  
10 **liability company; and M.J. DEAN**  
11 **CONSTRUCTION, INC., a Nevada**  
12 **corporation,**

13 **Plaintiffs,**

14 **Vs.**

15 **PANORAMA TOWERS**  
16 **CONDOMINIUM UNIT OWNERS'**  
17 **ASSOCIATION, a Nevada non-profit**  
18 **corporation.**

19 **Defendant.**

20 **PANORAMA TOWERS**  
21 **CONDOMINIUM UNIT OWNERS'**  
22 **ASSOCIATION, a Nevada non-profit**  
23 **corporation,**

24 **Counter-Claimant,**

25 **Vs.**

26 **LAURENT HALLIER, an individual;**  
27 **PANORAMA TOWERS I, LLC, a Nevada**  
28 **limited liability company; PANORAMA**  
**TOWERS I MEZZ, LLC, a Nevada limited**  
**liability company; and M.J. DEAN**  
**CONSTRUCTION, INC., a Nevada**  
**Corporation,**

**Counter-Defendants.**

**Case No. A-16-744146-D**

**Dept. No. XXII**

**ORDER RE: DEFENDANT'S**  
**MOTION TO ALTER OR**  
**AMEND COURT'S FINDINGS**  
**OF FACT, CONCLUSIONS OF**  
**LAW AND ORDER ENTERED**  
**MAY 23, 2019**

1 **PANORAMA TOWERS**  
2 **CONDOMINIUM UNIT OWNERS'**  
3 **ASSOCIATION, a Nevada non-profit**  
4 **corporation,**

5 **Third-Party Plaintiff,**

6 **Vs.**

7 **SIERRA GLASS & MIRROR, INC.; F.**  
8 **ROGERS CORPORATION; DEAN**  
9 **ROOFING COMPANY; FORD**  
10 **CONSTRUCTING, INC.; INSULPRO,**  
11 **INC.; XTREME EXCAVATION;**  
12 **SOUTHERN NEVADA PAVING, INC.;**  
13 **FLIPPINS TRENCHING, INC.;**  
14 **BOMBARD MECHANICAL, LLC; R.**  
15 **RODGERS CORPORATION; FIVE**  
16 **STAR PLUMBING & HEATING, LLC**  
17 **dba SILVER STAR PLUMBING; and**  
18 **ROES 1 through 1000, inclusive,**

19 **Third-Party Defendants.<sup>1</sup>**

20 **ORDER RE: DEFENDANT'S MOTION TO ALTER OR AMEND COURT'S FINDINGS OF**  
21 **FACT, CONCLUSIONS OF LAW AND ORDER ENTERED MAY 23, 2019**

22 This matter concerning Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA  
23 TOWERS CONDOMINIUM UNIT OWNERS' ASSOCIATION'S Motion to Alter or Amend  
24 Court's Findings of Fact, Conclusions of Law and Order Entered May 23, 2019 which was filed  
25 September 9, 2019, came on for hearing on the 17<sup>th</sup> day of October 2019 at the hour of 9:00 a.m.  
26 before Department XXII of the Eighth Judicial District Court, in and for Clark County, Nevada with  
27 JUDGE SUSAN H. JOHNSON presiding; Plaintiffs/Counter-Defendants LAURENT HALLIER,  
28 PANORAMA TOWERS I, LLC, PANORAMA TOWERS I MEZZ, LLC and M.J. DEAN  
CONSTRUCTION, INC. appeared by and through their attorneys, DANIEL F. POLSENBERG,

<sup>1</sup>As the subcontractors are not listed as "plaintiffs" in the primary action, the matter against them is better characterized as a "third-party" claim, as opposed to "counter-claim."

1 ESQ. of the law firm, LEWIS ROCA ROTHGERBER CHRISTIE, and PETER C. BROWN, ESQ.  
2 and DEVIN R. GIFFORD, ESQ. of the law firm, BREMER WHYTE BROWN & O'MEARA; and  
3 Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA TOWERS CONDOMINIUM  
4 UNIT OWNERS' ASSOCIATION appeared by and through its attorneys, FRANCIS I. LYNCH,  
5 ESQ. of the law firm, LYNCH & ASSOCIATES, and WILLIAM L. COUTHARD, ESQ. and  
6 MICHAEL J. GAYAN, ESQ. of the law firm, KEMP JONES COULTHARD. Having reviewed the  
7 papers and pleadings on file herein, heard oral arguments of the lawyers and taken this matter under  
8 advisement, this Court makes the following Findings of Fact and Conclusions of Law.

10 **FINDINGS OF FACT AND PROCEDURAL HISTORY**

11 1. The facts and procedural history have been set forth several times within this Court's  
12 various orders filed in this case with the most updated and recent information being written in the  
13 August 9, 2019 Order Re: Defendant's Motion for Reconsideration and/or to Alter or Amend the  
14 Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion  
15 for Summary Judgment Pursuant to NRS 11.202(1). This Court adopts its Findings of Fact and  
16 Procedural History as set forth within the August 9, 2019 Order, and incorporates them as though  
17 fully set forth herein.

19 2. Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA TOWERS  
20 CONDOMINIUM UNIT OWNERS' ASSOCIATION filed its most recent motion on September 9,  
21 2019, arguing, by the time this matter is heard, it will be after October 1, 2019 when Assembly Bill  
22 (referred to as "AB" herein) 421 becomes effective, and the retroactive application of the new ten-  
23 year Statute of Repose is to be applied. In the view of the Owners' Association, the now-controlling  
24 law no longer supports dismissal of its claims as time-barred by the six-year Statute of Repose in  
25 effect prior to October 1, 2019. PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'

27 ...  
28



1 ASSOCIATION, therefore, seeks an order altering or amending this Court's May 23, 2019 Order  
2 with the finding its claims were timely filed.

3 3. Plaintiffs LAURENT HALLIER, PANORAMA TOWERS I, LLC, PANORAMA  
4 TOWERS I MEZZ, LLC and M.J. DEAN CONSTRUCTION, INC. oppose upon the bases AB 421  
5 does not resurrect claims previously adjudicated as time-barred under 2015 Legislature's AB 125's  
6 six (6) year Statute of Repose. Further, if AB 421 were to be applied to revive the association's  
7 constructional defect claims, such would result in a "clear constitutional infringement" <sup>2</sup>on the  
8 builders' vested due process rights.  
9

### 10 CONCLUSIONS OF LAW

11 1. As alluded to above, PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'  
12 ASSOCIATION moves this Court to amend or alter its May 23, 2019 decision pursuant to Rule 59  
13 of the Nevada Rules of Civil Procedure (NRCP). NRCP 59 accords litigants the opportunity to  
14 move the Court to alter or amend a judgment or seek a new trial for any of the following causes or  
15 grounds materially affecting the substantial rights of the moving party:  
16

17 A. Irregularity in the proceedings of the court, jury, master or adverse party or in  
18 any order of the court or master, or any abuse of discretion by which either party was  
19 prevented from having a fair trial;

20 B. Misconduct of the jury or prevailing party;

21 C. Accident or surprise that ordinary prudence could not have guarded against;

22 D. Newly discovered evidence material for the party making the motion that the  
23 party could not, with reasonable diligence, have discovered and produced at the trial;

24 E. Manifest disregard by the jury of the instructions of the Court;  
25  
26

27  
28 <sup>2</sup>See Plaintiffs'/Counter-Defendants' Opposition to Defendants'/Counter-Claimants' Motion to Alter or Amend  
the Court's Findings of Fact, Conclusions of Law, and Order Entered on May 23, 2019 filed September 26, 2019, p.4.

1 F. Excessive damages appearing to have been given under the influence of  
2 passion or prejudice; or

3 G. Error in law occurring at the trial and objected to by the party making the  
4 motion.

5 Case law interpreting NRCP 59 provides the motion to amend or alter must state the grounds with  
6 particularity and the relief sought. *See United Pacific Insurance Co. v. St. Denis*, 81 Nev. 103, 399  
7 P.3d 135 (1965). Further, the motion to alter or amend a judgment must be filed no later than 28  
8 days after service of written notice of entry of judgment. *See* NRCP 59(e). In this case, there was  
9 no argument presented to suggest PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'  
10 ASSOCIATION'S motion was untimely.<sup>3</sup>

11  
12 3. The basis for the Owners' Association's position this Court should amend or alter its  
13 May 23, 2019 decision stems from the enactment of AB 421 which, as stated above, became  
14 effective October 1, 2019. AB 421 extends the statute of repose addressed in NRS 11.202 from six  
15 (6) to ten (10) years. AB 421, Section 7, states in part:

17 NRS 11.202 is hereby amended to read as follows:

18 11.202 1. No action may be commenced against the owner, occupier or any person  
19 performing or furnishing the design, planning, supervision or observation of construction, or  
20 the construction of an improvement to real property more than **10** years after the substantial  
completion of such an improvement. ... (Emphasis in original)

21 AB 421, Section 11, Subsection 4 also provides "[t]he period of limitations on actions set forth in  
22 NRS 11.202, as amended by section 7 of this act, apply *retroactively* to actions in which the  
23 substantial completion of the improvement to real property occurred before October 1, 2019."  
24 (Emphasis added). This Court now considers whether AB 421 should be applied retroactively to  
25

26  
27 <sup>3</sup>On September 9, 2019, the Owners' Association moved this Court to amend or alter its decision expressed  
28 within its Findings of Fact, Conclusions of Law and Order filed May 23, 2019. The May 23, 2019 Order became final  
and appealable on August 12, 2019 when this Court granted Plaintiffs' Motion to Certify Judgment as Final and  
Appealable under NRCP 54(b), whereby the motion is timely under NRCP 59(e).

1 resurrect the Owners' Association's constructional defect claims under the new ten-year Statute of  
2 Repose when they previously had expired under the prior six-year period as set forth within this  
3 Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order.

4 4. It has long been established in American jurisprudence a court is to apply the law in  
5 effect at the time it renders its decision unless doing so would result in manifest injustice or there is  
6 statutory direction or legislative history to the contrary. Bradley v. School Board of City of  
7 Richmond, 416 U.S. 696, 710, 94 S.Ct. 2006, 2016, 40 L.Ed.2d 476 (1974). The origin and  
8 justification for this rule are found in the words of Mr. Chief Justice Marshall in United States v.  
9 Schooner Peggy, 1 Cranch 103, 110, 2 L.Ed. 49 (1801):

11 It is in the general true that the province of an appellate court is only to enquire whether a  
12 judgment when rendered was erroneous or not. But if subsequent to the judgment and before  
13 the decision of the appellate court, a law intervenes and positively changes the rule which  
14 governs, the law must be obeyed, or its obligation denied. If the law be constitutional...I  
15 know of no court which can contest its obligation. It is true that in mere private cases  
16 between individuals, a court will and ought to struggle hard against a construction which  
17 will, by a retrospective operation, affect the rights of parties, but in great national  
18 concerns...the court must decide according to existing laws, and if it be necessary to set  
19 aside a judgment, rightful when rendered, but which cannot be affirmed but in violation of  
20 law, the judgment must be set aside.

21 5. In keeping with the dictates set forth by the United States Supreme Court, this Court  
22 considers whether its application of NRS 11.202 (2015)'s six-year statute of repose within its May  
23 23, 2019 Order would not be affirmed or result in manifest injustice, as, unfortunately, there appears  
24 to be no statutory directive or legislative history to the contrary.

25 6. "[O]nce a statute of limitations has expired, the defendant has a vested right to invoke  
26 the bar of the limitations period as a defense to a cause of action. That right cannot be taken away  
27 by the legislature without offending...due process protections...." Doe A. v. Diocese of Dallas, 234  
28 Ill.2d 393, 409, 917 N.E.2d 475, 485 (2009), *quoting* M.E.H. v. L.H., 177 Ill.2d 207, 214-215, 685  
N.E.2d 335 (1997). Accordingly, "[i]f the claims were time-barred under the old law, they remain

1 time-barred after the repose period was abolished by the legislature.” M.E.H., 177 Ill.2d at 215, 685  
2 N.E.2d 335.

3 7. It is clear when the bar of a statute of limitations has become complete by the running  
4 of the full statutory period, the right to plead the statute as a defense is a vested right, which cannot  
5 be destroyed by legislation, since it is protected therefrom by Section 1 of the Fourteenth  
6 Amendment to the United States Constitution, as well as the Nevada Constitution.<sup>4</sup> Thus, while the  
7 Nevada Legislature most certainly has the authority to enact or change NRS 11.202 to reflect a  
8 longer Statute of Repose period with retroactive effect, it lacks the power to reach back and breathe  
9 life into a time-barred claim.  
10

11 8. Suffice it to say, in its view, this Court’s application of NRS 11.202 (2015) at the  
12 time it rendered its May 23, 2019 Findings of Fact and Conclusions of Law was, and still is correct.  
13 Arguably, manifest injustice would result if this Court were to amend or alter its prior ruling to  
14 reverse itself and revive PANORAMA TOWERS CONDOMINIUM UNIT OWNERS’  
15 ASSOCIATION’S time-barred claims. Notwithstanding the aforementioned, this Court notes none  
16 of the factors set forth by NRCP 59 for amending or altering its May 23, 2019 decision are present  
17 here. Indeed, there were no irregularities in the proceedings. There was no misconduct by any  
18 party. There were no accidents or surprises, or errors in law. For these reasons, this Court denies  
19 Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA TOWERS CONDOMINIUM  
20 UNIT OWNERS’ ASSOCIATION’S Motion to Alter or Amend Court’s Findings of Fact,  
21 Conclusions of Law and Order Entered May 23, 2019 which was filed September 9, 2019.  
22

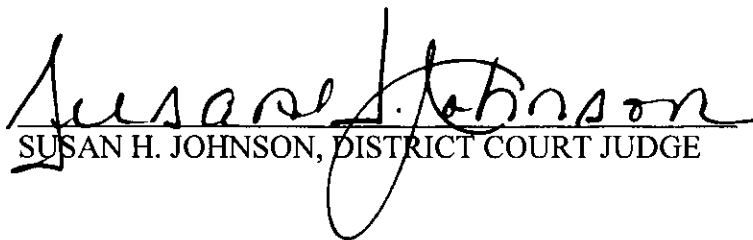
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25  
26 <sup>4</sup>Section 1 of the Fourteenth Amendment to the United States Constitution provides “[a]ll persons born or  
27 naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State  
28 wherein they reside. *No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.*” (Emphasis added). *Also see* Article 1, Sections 1 and 2 of the Nevada Constitution.

Based upon the foregoing Findings of Fact and Conclusions of Law,

**IT IS HEREBY ORDERED, ADJUDGED AND DECREED** Defendant/Counter-  
Claimant/Third-Party Plaintiff PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'  
ASSOCIATION'S Motion to Alter or Amend Court's Findings of Fact, Conclusions of Law and  
Order Entered May 23, 2019 which was filed September 9, 2019, is denied.

DATED this 14<sup>th</sup> day of January 2020.

  
SUSAN H. JOHNSON, DISTRICT COURT JUDGE

1 **CERTIFICATE OF SERVICE**

2 I hereby certify, on the 14<sup>th</sup> day of January 2020, I electronically served (E-served), placed  
3 within the attorneys' folders located on the first floor of the Regional Justice Center or mailed a true  
4 and correct copy of the foregoing ORDER RE: DEFENDANT'S MOTION TO ALTER OR  
5 AMEND COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ENTERED  
6 MAY 23, 2019 to the following counsel of record, and that first-class postage was fully prepaid  
7 thereon:  
8


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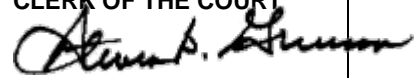
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Attorneys for Plaintiffs,  
LAURENT HALLIER; PANORAMA TOWERS I, LLC;  
PANORAMA TOWERS I MEZZ, LLC; and M.J. DEAN  
CONSTRUCTION, INC.

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

LAURENT HALLIER, an individual;  
PANORAMA TOWERS I, LLC, a Nevada  
limited liability company; PANORAMA  
TOWERS I MEZZ, LLC, a Nevada limited  
liability company; and M.J. DEAN  
CONSTRUCTION, INC., a Nevada Corporation,

Plaintiffs,

vs.

PANORAMA TOWERS CONDOMINIUM  
UNIT OWNERS' ASSOCIATION, a Nevada  
non-profit corporation,

Defendant.

PANORAMA TOWERS CONDOMINIUM  
UNIT OWNERS' ASSOCIATION, a Nevada  
non-profit corporation,

Counter-Claimant,

vs.

LAURENT HALLIER, an individual;  
PANORAMA TOWERS I, LLC, a Nevada  
limited liability company; PANORAMA

) Case No. A-16-744146-D

) Dept. XXII

) **NOTICE OF ENTRY OF ORDER RE:**  
) **DEFENDANT'S MOTION TO ALTER**  
) **OR AMEND COURT'S FINDINGS OF**  
) **FACTS, CONCLUSIONS OF LAW AND**  
) **ORDER ENTERED MAY 23, 2019**

1 TOWERS I MEZZ, LLC, a Nevada limited )  
liability company; and M.J. DEAN )  
2 CONSTRUCTION, INC., a Nevada Corporation; )  
SIERRA GLASS & MIRROR, INC.; F. )  
3 ROGERS CORPORATION; DEAN ROOFING )  
COMPANY; FORD CONTRACTING, INC.; )  
4 INSULPRO, INC.; XTREME EXCAVATION; )  
SOUTHERN NEVADA PAVING, INC.; )  
5 FLIPPINS TRENCHING, INC.; BOMBARD )  
MECHANICAL, LLC; R. RODGERS )  
6 CORPORATION; FIVE STAR PLUMBING & )  
HEATING, LLC, dba SILVER STAR )  
7 PLUMBING; and ROES 1 through , inclusive, )  
Counter-Defendants. )  
9

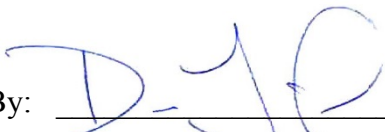
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PLEASE TAKE NOTICE that an Order Re: Defendant's Motion to Alter or Amend Court's Findings of Facts, Conclusions Of Law and Order Entered May 23, 2019 was entered on the 14<sup>th</sup> day of January 2020. A true copy is attached hereto and made part hereof.

Dated: January 16, 2020

BREMER WHYTE BROWN & O'MEARA LLP


By:   
Peter C. Brown, Esq.  
Nevada State Bar No. 5887  
Jeffrey W. Saab, Esq.  
Nevada State Bar No. 11261  
Devin R. Gifford, Esq.  
Nevada State Bar No. 14055  
Attorneys for Plaintiffs/Counter-Defendants  
LAURENT HALLIER, PANORAMA  
TOWERS I, LLC, PANORAMA  
TOWERS I MEZZ, LLC, and M.J. DEAN  
CONSTRUCTION, INC.

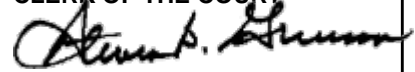


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**CERTIFICATE OF SERVICE**

I hereby certify that on this 16<sup>th</sup> day of January 2020, a true and correct copy of the foregoing document was electronically served through Odyssey upon all parties on the master e-file and serve list.

  
Kimberley Chapman, and employee of  
Bremer Whyte Brown & O'Meara



1 **ORDR**

2  
3 **DISTRICT COURT**  
4 **CLARK COUNTY, NEVADA**

5  
6 **LAURENT HALLIER, an individual;**  
7 **PANORAMA TOWERS I, LLC, a Nevada**  
8 **limited liability company; PANORAMA**  
9 **TOWERS I MEZZ, LLC, a Nevada limited**  
10 **liability company; and M.J. DEAN**  
11 **CONSTRUCTION, INC., a Nevada**  
12 **corporation,**

13 **Plaintiffs,**

14 **Vs.**

15 **PANORAMA TOWERS**  
16 **CONDOMINIUM UNIT OWNERS'**  
17 **ASSOCIATION, a Nevada non-profit**  
18 **corporation.**

19 **Defendant.**

20 **PANORAMA TOWERS**  
21 **CONDOMINIUM UNIT OWNERS'**  
22 **ASSOCIATION, a Nevada non-profit**  
23 **corporation,**

24 **Counter-Claimant,**

25 **Vs.**

26 **LAURENT HALLIER, an individual;**  
27 **PANORAMA TOWERS I, LLC, a Nevada**  
28 **limited liability company; PANORAMA**  
**TOWERS I MEZZ, LLC, a Nevada limited**  
**liability company; and M.J. DEAN**  
**CONSTRUCTION, INC., a Nevada**  
**Corporation,**

**Counter-Defendants.**

**Case No. A-16-744146-D**

**Dept. No. XXII**

**ORDER RE: DEFENDANT'S**  
**MOTION TO ALTER OR**  
**AMEND COURT'S FINDINGS**  
**OF FACT, CONCLUSIONS OF**  
**LAW AND ORDER ENTERED**  
**MAY 23, 2019**

1 PANORAMA TOWERS  
2 CONDOMINIUM UNIT OWNERS'  
3 ASSOCIATION, a Nevada non-profit  
4 corporation,

5  
6 Third-Party Plaintiff,

7 Vs.

8 SIERRA GLASS & MIRROR, INC.; F.  
9 ROGERS CORPORATION; DEAN  
10 ROOFING COMPANY; FORD  
11 CONSTRUCTING, INC.; INSULPRO,  
12 INC.; XTREME EXCAVATION;  
13 SOUTHERN NEVADA PAVING, INC.;  
14 FLIPPINS TRENCHING, INC.;  
15 BOMBARD MECHANICAL, LLC; R.  
16 RODGERS CORPORATION; FIVE  
17 STAR PLUMBING & HEATING, LLC  
18 dba SILVER STAR PLUMBING; and  
19 ROES 1 through 1000, inclusive,

20 Third-Party Defendants.<sup>1</sup>

21 **ORDER RE: DEFENDANT'S MOTION TO ALTER OR AMEND COURT'S FINDINGS OF**  
22 **FACT, CONCLUSIONS OF LAW AND ORDER ENTERED MAY 23, 2019**

23 This matter concerning Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA  
24 TOWERS CONDOMINIUM UNIT OWNERS' ASSOCIATION'S Motion to Alter or Amend  
25 Court's Findings of Fact, Conclusions of Law and Order Entered May 23, 2019 which was filed  
26 September 9, 2019, came on for hearing on the 17<sup>th</sup> day of October 2019 at the hour of 9:00 a.m.  
27 before Department XXII of the Eighth Judicial District Court, in and for Clark County, Nevada with  
28 JUDGE SUSAN H. JOHNSON presiding; Plaintiffs/Counter-Defendants LAURENT HALLIER,  
PANORAMA TOWERS I, LLC, PANORAMA TOWERS I MEZZ, LLC and M.J. DEAN  
CONSTRUCTION, INC. appeared by and through their attorneys, DANIEL F. POLSENBERG,

<sup>1</sup>As the subcontractors are not listed as "plaintiffs" in the primary action, the matter against them is better characterized as a "third-party" claim, as opposed to "counter-claim."

1 ESQ. of the law firm, LEWIS ROCA ROTHGERBER CHRISTIE, and PETER C. BROWN, ESQ.  
2 and DEVIN R. GIFFORD, ESQ. of the law firm, BREMER WHYTE BROWN & O'MEARA; and  
3 Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA TOWERS CONDOMINIUM  
4 UNIT OWNERS' ASSOCIATION appeared by and through its attorneys, FRANCIS I. LYNCH,  
5 ESQ. of the law firm, LYNCH & ASSOCIATES, and WILLIAM L. COUTHARD, ESQ. and  
6 MICHAEL J. GAYAN, ESQ. of the law firm, KEMP JONES COULTHARD. Having reviewed the  
7 papers and pleadings on file herein, heard oral arguments of the lawyers and taken this matter under  
8 advisement, this Court makes the following Findings of Fact and Conclusions of Law.

10 **FINDINGS OF FACT AND PROCEDURAL HISTORY**

11 1. The facts and procedural history have been set forth several times within this Court's  
12 various orders filed in this case with the most updated and recent information being written in the  
13 August 9, 2019 Order Re: Defendant's Motion for Reconsideration and/or to Alter or Amend the  
14 Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion  
15 for Summary Judgment Pursuant to NRS 11.202(1). This Court adopts its Findings of Fact and  
16 Procedural History as set forth within the August 9, 2019 Order, and incorporates them as though  
17 fully set forth herein.

19 2. Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA TOWERS  
20 CONDOMINIUM UNIT OWNERS' ASSOCIATION filed its most recent motion on September 9,  
21 2019, arguing, by the time this matter is heard, it will be after October 1, 2019 when Assembly Bill  
22 (referred to as "AB" herein) 421 becomes effective, and the retroactive application of the new ten-  
23 year Statute of Repose is to be applied. In the view of the Owners' Association, the now-controlling  
24 law no longer supports dismissal of its claims as time-barred by the six-year Statute of Repose in  
25 effect prior to October 1, 2019. PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'  
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28

1 ASSOCIATION, therefore, seeks an order altering or amending this Court's May 23, 2019 Order  
2 with the finding its claims were timely filed.

3 3. Plaintiffs LAURENT HALLIER, PANORAMA TOWERS I, LLC, PANORAMA  
4 TOWERS I MEZZ, LLC and M.J. DEAN CONSTRUCTION, INC. oppose upon the bases AB 421  
5 does not resurrect claims previously adjudicated as time-barred under 2015 Legislature's AB 125's  
6 six (6) year Statute of Repose. Further, if AB 421 were to be applied to revive the association's  
7 constructional defect claims, such would result in a "clear constitutional infringement" <sup>2</sup>on the  
8 builders' vested due process rights.  
9

### 10 CONCLUSIONS OF LAW

11 1. As alluded to above, PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'  
12 ASSOCIATION moves this Court to amend or alter its May 23, 2019 decision pursuant to Rule 59  
13 of the Nevada Rules of Civil Procedure (NRCP). NRCP 59 accords litigants the opportunity to  
14 move the Court to alter or amend a judgment or seek a new trial for any of the following causes or  
15 grounds materially affecting the substantial rights of the moving party:  
16

17 A. Irregularity in the proceedings of the court, jury, master or adverse party or in  
18 any order of the court or master, or any abuse of discretion by which either party was  
19 prevented from having a fair trial;

20 B. Misconduct of the jury or prevailing party;

21 C. Accident or surprise that ordinary prudence could not have guarded against;

22 D. Newly discovered evidence material for the party making the motion that the  
23 party could not, with reasonable diligence, have discovered and produced at the trial;

24 E. Manifest disregard by the jury of the instructions of the Court;  
25  
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27  
28 <sup>2</sup>See Plaintiffs'/Counter-Defendants' Opposition to Defendants'/Counter-Claimants' Motion to Alter or Amend  
the Court's Findings of Fact, Conclusions of Law, and Order Entered on May 23, 2019 filed September 26, 2019, p.4.

1 F. Excessive damages appearing to have been given under the influence of  
2 passion or prejudice; or

3 G. Error in law occurring at the trial and objected to by the party making the  
4 motion.

5 Case law interpreting NRCP 59 provides the motion to amend or alter must state the grounds with  
6 particularity and the relief sought. *See United Pacific Insurance Co. v. St. Denis*, 81 Nev. 103, 399  
7 P.3d 135 (1965). Further, the motion to alter or amend a judgment must be filed no later than 28  
8 days after service of written notice of entry of judgment. *See* NRCP 59(e). In this case, there was  
9 no argument presented to suggest PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'  
10 ASSOCIATION'S motion was untimely.<sup>3</sup>

11  
12 3. The basis for the Owners' Association's position this Court should amend or alter its  
13 May 23, 2019 decision stems from the enactment of AB 421 which, as stated above, became  
14 effective October 1, 2019. AB 421 extends the statute of repose addressed in NRS 11.202 from six  
15 (6) to ten (10) years. AB 421, Section 7, states in part:

17 NRS 11.202 is hereby amended to read as follows:

18 11.202 1. No action may be commenced against the owner, occupier or any person  
19 performing or furnishing the design, planning, supervision or observation of construction, or  
20 the construction of an improvement to real property more than **10** years after the substantial  
completion of such an improvement. ... (Emphasis in original)

21 AB 421, Section 11, Subsection 4 also provides "[t]he period of limitations on actions set forth in  
22 NRS 11.202, as amended by section 7 of this act, apply *retroactively* to actions in which the  
23 substantial completion of the improvement to real property occurred before October 1, 2019."  
24 (Emphasis added). This Court now considers whether AB 421 should be applied retroactively to  
25

26  
27 <sup>3</sup>On September 9, 2019, the Owners' Association moved this Court to amend or alter its decision expressed  
28 within its Findings of Fact, Conclusions of Law and Order filed May 23, 2019. The May 23, 2019 Order became final  
and appealable on August 12, 2019 when this Court granted Plaintiffs' Motion to Certify Judgment as Final and  
Appealable under NRCP 54(b), whereby the motion is timely under NRCP 59(e).

1 resurrect the Owners' Association's constructional defect claims under the new ten-year Statute of  
2 Repose when they previously had expired under the prior six-year period as set forth within this  
3 Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order.

4 4. It has long been established in American jurisprudence a court is to apply the law in  
5 effect at the time it renders its decision unless doing so would result in manifest injustice or there is  
6 statutory direction or legislative history to the contrary. Bradley v. School Board of City of  
7 Richmond, 416 U.S. 696, 710, 94 S.Ct. 2006, 2016, 40 L.Ed.2d 476 (1974). The origin and  
8 justification for this rule are found in the words of Mr. Chief Justice Marshall in United States v.  
9 Schooner Peggy, 1 Cranch 103, 110, 2 L.Ed. 49 (1801):

11 It is in the general true that the province of an appellate court is only to enquire whether a  
12 judgment when rendered was erroneous or not. But if subsequent to the judgment and before  
13 the decision of the appellate court, a law intervenes and positively changes the rule which  
14 governs, the law must be obeyed, or its obligation denied. If the law be constitutional...I  
15 know of no court which can contest its obligation. It is true that in mere private cases  
16 between individuals, a court will and ought to struggle hard against a construction which  
17 will, by a retrospective operation, affect the rights of parties, but in great national  
18 concerns...the court must decide according to existing laws, and if it be necessary to set  
19 aside a judgment, rightful when rendered, but which cannot be affirmed but in violation of  
20 law, the judgment must be set aside.

21 5. In keeping with the dictates set forth by the United States Supreme Court, this Court  
22 considers whether its application of NRS 11.202 (2015)'s six-year statute of repose within its May  
23 23, 2019 Order would not be affirmed or result in manifest injustice, as, unfortunately, there appears  
24 to be no statutory directive or legislative history to the contrary.

25 6. "[O]nce a statute of limitations has expired, the defendant has a vested right to invoke  
26 the bar of the limitations period as a defense to a cause of action. That right cannot be taken away  
27 by the legislature without offending...due process protections...." Doe A. v. Diocese of Dallas, 234  
28 Ill.2d 393, 409, 917 N.E.2d 475, 485 (2009), *quoting* M.E.H. v. L.H., 177 Ill.2d 207, 214-215, 685  
N.E.2d 335 (1997). Accordingly, "[i]f the claims were time-barred under the old law, they remain

1 time-barred after the repose period was abolished by the legislature.” M.E.H., 177 Ill.2d at 215, 685  
2 N.E.2d 335.

3 7. It is clear when the bar of a statute of limitations has become complete by the running  
4 of the full statutory period, the right to plead the statute as a defense is a vested right, which cannot  
5 be destroyed by legislation, since it is protected therefrom by Section 1 of the Fourteenth  
6 Amendment to the United States Constitution, as well as the Nevada Constitution.<sup>4</sup> Thus, while the  
7 Nevada Legislature most certainly has the authority to enact or change NRS 11.202 to reflect a  
8 longer Statute of Repose period with retroactive effect, it lacks the power to reach back and breathe  
9 life into a time-barred claim.  
10

11 8. Suffice it to say, in its view, this Court’s application of NRS 11.202 (2015) at the  
12 time it rendered its May 23, 2019 Findings of Fact and Conclusions of Law was, and still is correct.  
13 Arguably, manifest injustice would result if this Court were to amend or alter its prior ruling to  
14 reverse itself and revive PANORAMA TOWERS CONDOMINIUM UNIT OWNERS’  
15 ASSOCIATION’S time-barred claims. Notwithstanding the aforementioned, this Court notes none  
16 of the factors set forth by NRCP 59 for amending or altering its May 23, 2019 decision are present  
17 here. Indeed, there were no irregularities in the proceedings. There was no misconduct by any  
18 party. There were no accidents or surprises, or errors in law. For these reasons, this Court denies  
19 Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA TOWERS CONDOMINIUM  
20 UNIT OWNERS’ ASSOCIATION’S Motion to Alter or Amend Court’s Findings of Fact,  
21 Conclusions of Law and Order Entered May 23, 2019 which was filed September 9, 2019.  
22

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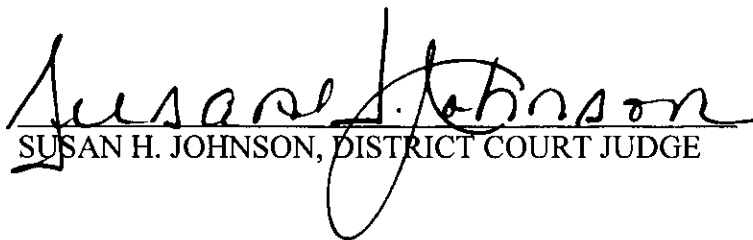
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26 <sup>4</sup>Section 1 of the Fourteenth Amendment to the United States Constitution provides “[a]ll persons born or  
27 naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State  
28 wherein they reside. *No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.*” (Emphasis added). *Also see* Article 1, Sections 1 and 2 of the Nevada Constitution.



1 Based upon the foregoing Findings of Fact and Conclusions of Law,

2 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** Defendant/Counter-  
3 Claimant/Third-Party Plaintiff PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'  
4 ASSOCIATION'S Motion to Alter or Amend Court's Findings of Fact, Conclusions of Law and  
5 Order Entered May 23, 2019 which was filed September 9, 2019, is denied.

6 DATED this 14<sup>th</sup> day of January 2020.

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9 SUSAN H. JOHNSON, DISTRICT COURT JUDGE  
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**CERTIFICATE OF SERVICE**

I hereby certify, on the 14<sup>th</sup> day of January 2020, I electronically served (E-served), placed within the attorneys' folders located on the first floor of the Regional Justice Center or mailed a true and correct copy of the foregoing ORDER RE: DEFENDANT'S MOTION TO ALTER OR AMEND COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ENTERED MAY 23, 2019 to the following counsel of record, and that first-class postage was fully prepaid thereon:


PETER C. BROWN, ESQ.  
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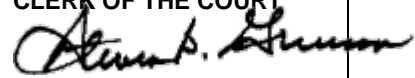
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\_\_\_\_\_  
Laura Banks, Judicial Executive Assistant



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[dgifford@bremerwhyte.com](mailto:dgifford@bremerwhyte.com)

Attorneys for Plaintiffs/Counter-Defendants,  
LAURENT HALLIER; PANORAMA TOWERS I, LLC;  
PANORAMA TOWERS I MEZZ, LLC; and M.J. DEAN  
CONSTRUCTION, INC.

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

LAURENT HALLIER, an individual;  
PANORAMA TOWERS I, LLC, a Nevada  
limited liability company; PANORAMA  
TOWERS I MEZZ, LLC, a Nevada limited  
liability company; and M.J. DEAN  
CONSTRUCTION, INC., a Nevada Corporation,  
  
Plaintiffs,

vs.

PANORAMA TOWERS CONDOMINIUM  
UNIT OWNERS' ASSOCIATION, a Nevada  
non-profit corporation,

Defendant.

PANORAMA TOWERS CONDOMINIUM  
UNIT OWNERS' ASSOCIATION, a Nevada  
non-profit corporation,

Counter-Claimant,

vs.

LAURENT HALLIER, an individual;  
PANORAMA TOWERS I, LLC, a Nevada

) Case No. A-16-744146-D

) Dept. XXII

) **PLAINTIFFS/COUNTER-DEFENDANTS**  
) **LAURENT HALLIER, PANORAMA**  
) **TOWERS I, LLC, PANORAMA**  
) **TOWERS I MEZZ, LLC, AND M.J.**  
) **DEAN CONSTRUCTION, INC.'S FIRST**  
) **SUPPLEMENT TO THEIR MOTION**  
) **FOR ATTORNEYS FEES PURSUANT**  
) **TO NRS 18.010(2)(B)**

1 limited liability company; PANORAMA )  
TOWERS I MEZZ, LLC, a Nevada limited )  
2 liability company; and M.J. DEAN )  
CONSTRUCTION, INC., a Nevada Corporation; )  
3 SIERRA GLASS & MIRROR, INC.; F. )  
ROGERS CORPORATION; DEAN ROOFING )  
4 COMPANY; FORD CONTRACTING, INC.; )  
INSULPRO, INC.; XTREME EXCAVATION; )  
5 SOUTHERN NEVADA PAVING, INC.; )  
FLIPPINS TRENCHING, INC.; BOMBARD )  
6 MECHANICAL, LLC; R. RODGERS )  
CORPORATION; FIVE STAR PLUMBING & )  
7 HEATING, LLC, dba SILVER STAR )  
PLUMBING; and ROES 1 through , inclusive, )  
8 Counter-Defendants. )  
9

10 **PLAINTIFFS/COUNTER-DEFENDANTS LAURENT HALLIER, PANORAMA TOWERS**  
11 **I, LLC, PANORAMA TOWERS I MEZZ, LLC, AND M.J. DEAN CONSTRUCTION,**  
**INC.'S, FIRST SUPPLEMENT TO THEIR MOTION FOR ATTORNEYS FEES**  
12 **PURSUANT TO NRS 18.010(2)(B)**

13 COMES NOW, Plaintiffs/Counter-Defendants LAURENT HALLIER, PANORAMA  
14 TOWERS I, LLC, PANORAMA TOWERS I MEZZ, LLC, and M.J. DEAN CONSTRUCTION,  
15 INC. (herein after collectively referred to as “the Builders”), by and through their counsel of record,  
16 Peter C. Brown, Esq., Jeffrey W. Saab, Esq., and Devin R. Gifford, Esq. of the law firm of Bremer  
17 Whyte Brown & O’Meara, LLP, and hereby file their **FIRST SUPPLEMENT TO THEIR**  
18 **MOTION FOR ATTORNEYS FEES PURSUANT TO NRS 18.010(2)(B).**

19 This Motion is supported by the attached memorandum of points and authorities, Declaration,  
20 Appendix of Exhibits, the pleadings and papers on file herein, and any oral argument as the Court  
21 may allow at the time of the hearing.  
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**DECLARATION OF DEVIN R. GIFFORD, ESQ.**  
**IN SUPPORT OF SUPPLEMENT TO MOTION FOR ATTORNEYS' FEES**

I, DEVIN R. GIFFORD, Esq., declare under penalty of perjury:

1. I am an associate at the law firm of Bremer, Whyte, Brown & O'Meara, LLP, and I am in good standing and licensed to practice law in the State of Nevada.
2. Bremer, Whyte, Brown & O'Meara, LLP, is counsel for Plaintiffs/Counter-Defendants Laurent Hallier, Panorama Towers I, LLC, Panorama Towers I Mezz, LLC and M.J. Dean Construction, Inc. (hereafter collectively referred to as the "Builders" in the above-captioned matter).
3. I have personal knowledge of the facts set forth herein, and if called to testify I could competently do so.
4. The BWBO attorneys' fees presented herein are true and correct to the best of my knowledge and belief.
5. The attorneys' fees have been reasonably, actually and necessarily incurred in litigating this action.
6. Attached as "**Exhibit N**" is a true and correct copy of the Court's August 9, 2019 Order Re: Defendant's Motion for Reconsideration and/or to Alter or Amend the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS 11.202(1) Filed June 13, 2019.
7. Attached as "**Exhibit O**" is a true and correct copy of the Court's January 14, 2020 Order Re: Defendant's Motion to Alter or Amend Court's Findings of Fact, Conclusions of Law and Order Entered May 23, 2019.
8. Attached as "**Exhibit P**" are true and correct copies of BWBO's statements of fees from June 14, 2019 to January 14, 2020.
9. Attached as "**Exhibit Q**" are true and correct copies of Lewis Roca's invoices from June 11, 2019 to January 14, 2020.

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10. That this motion is made in good faith and not for undue advantage.



Devin R. Gifford, Esq.

1                   **DECLARATION OF DANIEL F. POLSENBERG, ESQ.**  
2                   **IN SUPPORT OF SUPPLEMENT TO MOTION FOR ATTORNEYS' FEES**

3                   DANIEL F. POLSENBERG, ESQ. states:

4                   1.       I am an attorney at Lewis Roca Rothgerber Christie LLP and served as co-counsel  
5 plaintiffs Laurent Hallier; Panorama Towers I, LLC; Panorama Towers I Mezz, LLC; and M.J. Dean  
6 Construction, Inc.

7                   2.       During our representation of plaintiffs in this matter, my law firm incurred fees in the  
8 amount of \$53,056.50, invoices attached as Exhibit Q.

9                   3.       The Lewis Roca attorneys' fees presented herein are true and correct to the best of  
10 my knowledge and belief.

11                  4.       The attorneys' fees have been reasonably, actually and necessarily incurred in  
12 litigating this action.

13                  Dated this 6th day of February 2020.

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16                                   /S/ DANIEL F. POLSENBERG  
17                                   DANIEL F. POLSENBERG  
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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. INTRODUCTION**

3 This case arose as a result of alleged, and ultimately proven to be unwarranted, unjustified  
4 and untimely noticed, construction defects at Panorama Towers (“the Towers”), located at 4525 and  
5 4575 Dean Martin Drive in Las Vegas, Nevada. On February 24, 2016, the very last day of AB125’s  
6 “safe harbor,” Defendant/Counter-Claimant Panorama Towers Condominium Unit Owners’  
7 Association (“the Association”) served its original NRS 40.645 Notice of Constructional Defects  
8 (“February 2016 Chapter 40 Notice”) upon Plaintiffs/Counter-Defendants (“the Builders”)  
9 identifying the following four alleged deficiencies: (1) Residential Tower Windows, (2) Residential  
10 Tower Fire Blocking, (3) Mechanical Room Piping, and (4) Sewer Problems. (*See*, Exhibit “A”).  
11 Immediately after the Association served its Chapter 40 Notice, the Builders advised the Association,  
12 in correspondence, their response to the Chapter 40 Notice as well as via a lengthy power-point  
13 presentation at the pre-litigation Chapter 40 mediation, that the Association’s claims were time-  
14 barred and/or the Association’s Chapter 40 Notice was procedurally invalid—the two principal  
15 grounds that this Court ultimately found in granting summary disposition of the Association’s  
16 claims.

17 Succeeding against the Association, however, did not come without tremendous monetary  
18 cost to the Builders. Indeed, despite unequivocally clear procedural deficiencies, the Association  
19 insisted on pursuing its constructional defect claims. The Association’s unreasonable behavior  
20 caused the Builders to incur substantial, unnecessary attorneys’ fees. Essentially, the Builders were  
21 unreasonably forced to defend against defect allegations by the Association for which recovery, by  
22 the Association, was legally untenable.

23 To pour salt on the wound, after the Builders’ prevailed on their Motion for Summary  
24 Judgment, the Association began its campaign barrage of serial motions for reconsideration of the  
25 Court’s May 23, 2020 Order. Therefore, the Association’s repeat Rule 59(e) Motions presenting the  
26 same arguments and seeking the same relief from the same judgment were prohibited. Before filing  
27 its third motion for reconsideration, the Association had already taken advantage of its opportunity  
28



1 to file a Rule 59(e) motion. Its first motion for reconsideration, filed June 3, 2019, although it did  
2 not explicitly state it, was disguised as a motion for reconsideration under Rule 59(e), in that it sought  
3 the Court's relief from its final, May 23, 2019, judgment. The Association then filed a second motion  
4 for reconsideration, on June 13, 2019, this one specifically under NRCP 59(e). After the Association  
5 was unsuccessful on those motions, the Association then filed yet another Motion for  
6 Reconsideration on September 9, 2019, arguably its third one under NRCP 59(e). Repeating the same  
7 motion with the same arguments is not only legally improper, it is frowned upon by courts. The  
8 Association's strategy was transparent, unreasonable and vexatious, filing three consecutive  
9 Reconsideration Motions on the same grounds, with the same arguments and facts, in order to simply  
10 delay the time until AB 421 was enacted.

11 As the prevailing parties against the Association, the Builders are entitled to reasonable  
12 attorney fees to compensate them for the onerous expense of engaging in over three years of litigation  
13 that never should have been instituted by the Association. The Builders are likewise entitled to  
14 attorneys' fees for having to defend against the barrage of serial, meritless 59(e) motions. It was  
15 unreasonable and harassing to file these Motions given that the Court's ruling. In its August 9, 2019  
16 Order denying the Association's first NRCP 59(e) Motion, the Court already stated that re-argument  
17 was not warranted. (*See Exhibit "N"*, the Court's 8-9-19 Order, Pg. 7, Ln. 11-12). Yet, in spite of  
18 the Court's position, the Association proceeded to file yet another Rule 59(e) Motion. The Court,  
19 for the fourth time (first in the May 23, 2019 Order and then three more times for the three  
20 reconsideration motions) ruled Against the Association on the same Statute of Repose issue.

21 The Builders filed their Motion for Attorneys' fees on June 16, 2019, later followed by the  
22 Builders' July 9, 2019 Reply in Support Brief which clarified their total Fees incurred until June 14,  
23 2019. The Builders have had to endure numerous hours and incur considerable fees to defend against  
24 the repeat 59(e) Motions since that time. This Supplement addresses the Builder's attorneys' fees  
25 that arose due to the Builders' reasonable and necessary efforts since June, 2019 until the Court filed  
26 the January 14, 2020 Order denying the Association's latest reconsideration motion. (*See Exhibit*  
27 **"O"**, the Court's 1-14-20 Order).

## II. ARGUMENT

Due to the Association's unreasonable pursuit of its alleged defect claims and its untenable pursuit of the Court's reconsideration through repeat 59(e) reconsideration motions, the Builders are entitled to recover their fees pursuant to NRS 18.010(2)(B). The Builders began incurring fees when its defense counsel was initially retained in response to the Association's February 24, 2016 Chapter 40 Notice, as the four alleged defects, first identified in the Notice, served as the substantive bases for which the Association sought relief in its late-filed Counter-Claim. These fees have continued to grow the entire duration of the litigation until the Court issued the January 14, 2020 Order.

As discussed in the Builders' first Motion for Attorneys' fees, as amended by the Reply brief in support thereof, the Builders incurred \$191,431.52 in fees from the outset of this matter until the Association filed its Renewed Motion for Reconsideration on June 13, 2019. Since that date, however, the Builders' attorneys' fees have grown, and are reflected below. Bremer Whyte Brown & O'Meara, LLP's ("BWBO") fees from June 14, 2019 to January 14, 2020 are reflected in the following table. (*See Exhibit "P"*, BWBO Fees for 1287.551 & 1287.558, Tower I and Tower II, respectively from 6-14-19 to 1-14-20).

Fee Date Range	BWBO File No.	Fees
June 14, 2019 – January 14, 2020	1-1287.5511 (Tower I)	\$32,329.63
June 14, 2019 – January 14, 2020	1-1287.5581 (Tower II)	\$34,096.12
<b>TOTAL</b>		<b>\$66,425.75</b>

Given the obvious potential for appellate work that was apparent after the Court granted the May 23, 2019 Order, it was both reasonable and necessary for the Builders to retain additional counsel, specializing in appellate work, Lewis, Roca, Rothgerber, Christie ("Lewis Roca"). Lewis Roca's billing began on June 11, 2019, with the last billing entry on October 17, 2019. Lewis Roca's fees are reflected in the following table. (*See Exhibit "Q"*, Lewis Roca's Fees for 224781-00102 & 224781-00103, Tower I and Tower II, respectively from 6-14-19 to 1-14-20).

Fee Date Range	Lewis Roca File No.	Fees
June 11, 2019 – January 14, 2020	224781-00102 (Tower I)	\$26,511.00

June 11, 2019 – January 14, 2020	224781-00103 (Tower II)	\$26,545.50
<b>TOTAL</b>		<b>\$53,056.50</b>

The total attorneys' fees from June 11, 2019 to January 14, 2020 is \$119,482.25. This brings the grand total attorneys' fees **\$310,913.77**. These fees were forcibly imposed upon the Builders despite the lack of sound basis to support any of the Association's claims or the reconsideration motions.

#### **A. LEGAL STANDARD PURSUANT TO NRS 18.010(2)(B).**

Pursuant to NRS 18.010(2)(b):

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

...

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

*Id.* at NRS 18.010(2)(b). (Emphasis Added).

Thus, in order for a party to be awarded attorney fees under NRS 18.010(2)(b), two conditions must be met: (1) the party seeking fees must be a "prevailing party," and (2) the court must find that the opposing party's claim was brought or maintained without reasonable ground or to harass the prevailing party. The clear intent of NRS 18.010(2)(b) is "to punish for and deter frivolous or vexatious claims and defenses because such claims and defenses overburden limited judicial resources, hinder the timely resolution of meritorious claims and increase the costs of engaging in business and providing professional services to the public." *Id.*

The Nevada Supreme Court has defined "prevailing party," as any party "who succeeds on any significant issue in litigation which achieves some of the benefit it sought in bringing the suit." *See, Hornwood v. Smith's Food King*, 105 Nev. 188, 192; 772 P.2d 1284, 1287 (1989). The Court later expanded its definition to include defendants, stating, "[T]he term 'prevailing party' is broadly

1 construed as to encompass plaintiffs, counterclaimants, and defendants.” *See, Valley Electric*  
2 *Association v. Overfield*, 121 Nev. 7, 10; 106 P.3d 1198, 1200 (2005).

3 An award of attorneys’ fees under NRS 18.010(2)(b) is discretionary with the district court.  
4 *Foley v. Morse & Mowbray*, 109 Nev. 116, 124, 848 P.2d 519, 524 (1993). To support such an  
5 award, "there must be evidence in the record supporting the proposition that the complaint was  
6 brought without reasonable grounds..." *Chowdhry v. NLVH, Inc.*, 109 Nev. 478, 486, 851 P.2d 459,  
7 464 (1993). There is more than sufficient evidence in the record before this Court to support the  
8 proposition that the Association’s Counter-Claim against the Builders was brought without  
9 reasonable grounds.

10 Furthermore, "[a] claim is groundless if 'the allegations in the complaint. . . are not supported  
11 by any credible evidence at trial.'" *See, Allianz Ins. Co. v. Gagnon*, 109 Nev. 990, 996, 860 P.2d 720,  
12 724 (1993), quoting *Western United Realty, Inc. v. Isaacs*, 679 P.2d 1063, 1069 (Colo. 1984)). The  
13 Nevada Supreme Court has found that where a plaintiff’s allegations survive a motion for summary  
14 judgment, no basis for an award of attorneys’ fees pursuant to NRS 18.010(2)(b) exists. *See, Miller*  
15 *v. Jones*, 114 Nev. 1291, 1300, 970 P.2d 571, 577 (1998); *See also, Fire Insurance Exchange v.*  
16 *Efficient Enterprises, Inc. D/B/A Efficient Electric*, 2017 WL 2820000 (June 27, 2017). Thus, it  
17 stands to reason that where summary judgment is granted (as was the case here numerous times),  
18 there is a basis for awarding attorneys’ fees pursuant to NRS 18.010(2)(b).

19 **B. THE BUILDERS ARE ENTITLED TO RECOVER THEIR ATTORNEYS’ FEES**  
20 **SINCE JUNE 13, 2019 BECAUSE THE ASSOCIATION ACTED**  
21 **UNREASONABLY AND WITH VEXATIOUS INTENT BY FILING**  
**UNTENABLE, REPEAT 59(E) MOTIONS.**

22 **i. The Association’s First Motion for Reconsideration Filed June 3, 2019 was**  
23 **Meritless**

24 The Association filed its first reconsideration motion on June 3, 2019, arguing that the AB  
25 421 saves the Association’s already time-barred claims. The Association’s request for  
26 reconsideration of the Court’s May 23, 2019 Order based on AB 421 was procedurally invalid for  
27 the simple reason that AB 421 did not become effective law until October 1, 2019. “Reconsideration  
28 of a prior ruling is appropriate only in limited circumstances, such as the discovery of new evidence,

1 an **intervening change** in controlling law, or where the initial decision is manifestly unjust. ... [It]  
2 is not an avenue to re-litigate the same issues and arguments upon which the court has already ruled”.  
3 *Fortunet, Inc. v. Melange Computer Servs.*, 2006 U.S. Dist. LEXIS 88821, at \*\*6–7 (D. Nev. Dec.  
4 4, 2006) (emphasis added.) The Association used the June 3, 2019 reconsideration motion precisely  
5 to re-litigate the same issues and arguments upon which the Court had already ruled in its May 23,  
6 2019 Order. The only difference was the unsupported belief that AB 421 *might* change the law in  
7 existence and effective as of May 23, 2019. Inherent in that Motion was the acknowledgement that  
8 no new law had yet been enacted. Therefore, there was no intervening change in controlling law.  
9 The Association’s first reconsideration motion was meritless and therefore it is reasonable for the  
10 Association to fund the Builders’ attorneys’ fees for their work in responding to it.

11 **ii. The Association’s Second Motion for Reconsideration Filed June 13, 2019 was**  
12 **Also Meritless and Should Not Have Been Filed Given the Presence of NRS**  
13 **218D.330(1)**

14 In its second reconsideration motion, filed June 13, 2019 (“6-13-19 Motion”), the  
15 Association asserts that reconsideration was warranted due to the fact that Governor Sisolak signed  
16 AB 421 into law following entry of this Court’s May 23, 2019 Order. Accordingly, the Association  
17 avers that a change in controlling law warranted this Court’s reconsideration of its May 23, 2019  
18 Order, under NRCP 54(b) and NRCP 59(e). Therefore, in order to warrant this Court’s  
19 reconsideration, the Association needed to show that there had been a change in *controlling* law.  
20 Such a showing was not and could not have been made.

21 The Court’s August 9, 2019 Order (**Exhibit “N”**, the Court’s 8-9-19 Order) spelled out what  
22 was painfully obvious, that the Association’s arguments in its June 13, 2019 reconsideration motion  
23 were baseless. The Court Order provided:

24 4. While there is no question the Nevada Legislature has amended NRS  
25 11.202(1) to extend the statute of repose period from six (6) to ten (10)  
26 years, and it is to be applied retroactively, this Court is mindful the new  
27 enactment is not effective yet. **NRS 218D.330(1) specifically provides**  
28 **“[e]ach law and joint resolution passed by the Legislature becomes**  
**effective on October 1 following its passage, unless the law or joint**  
**resolution specifically prescribes a different effective date.”** In this case,  
while it specifically passed a law that is to be applied retroactively, the  
Nevada Legislature did not prescribe an effective date earlier or different

1 than October 1, 2019. By it not prescribing an earlier date, the Legislature  
2 indicated its intention NRS 11.202, as amended February 24, 2015, and  
3 setting forth a six (6) years' statute of repose would remain in effect until  
4 October 1, 2019. In short the newly-enacted law becomes operational  
5 October 1, 2019 and its retroactive effect will take place at that time.

6 5. Simply put, there is **no basis** upon which this Court can relieve the  
7 Owners' Association from the grant of the Builders' Motion for Summary  
8 Judgment as set forth within the Findings of Fact, Conclusions of Law and  
9 Order filed May 23, 2010. *See* NRCP 60(b). Re-argument is not  
10 warranted...

11 **Exhibit "N"**, Pg. 6, Ln. 22 – Pg. 7, Ln. 12 (emphasis added).

12 Given the existence of NRS 218D.330(1) at the time the Association filed its June 13, 2019  
13 Reconsideration Motion, the Association should have never filed that Motion. Since they did and  
14 the Builders' were forced to respond, it is reasonable for the Association to fund the Builders'  
15 attorneys' fees for that response.

16 **iii. The Association's Third Motion for Reconsideration Filed September 9, 2019**  
17 **was Highly Improper, Vexatious, and Intended Solely for Delay**

18 The Association filed its September 9, 2019 reconsideration motion ("9-9-19 Motion") in the  
19 face of the Court's August 9, 2019 Order, holding that re-argument regarding the ineffectiveness of  
20 AB 421 on the Association's already time-barred claims was "not warranted." *Id.* The 9-9-19  
21 Motion was nothing more than a dilatory tool. The Association's request for reconsideration based  
22 on AB 421 was defective because NRS 218D.330(1) made clear that AB 421 took effect long after  
23 the Court entered its decision on the Builders' Motion for Summary Judgment. Not only is this case  
24 outside of AB 421's relevant scope, but a retroactive application of the lengthier statute of repose  
25 would unconstitutionally infringe on the Builders' vested rights, as Nevada Courts have held. This  
26 Court agreed in its 1-14-20 Order. (*See Exhibit "O"*, Pgs. 6-7).

27 The Association has already taken advantage of its opportunity to file a Rule 59(e) motion.  
28 Its first motion for reconsideration, filed June 3, 2019, although it did not explicitly state it, was  
disguised as a motion for reconsideration under Rule 59(e), in that it sought the Court's relief from  
its final, May 23, 2019, judgment. Be that as it may, the Association then filed a second motion for

1 reconsideration, this one specifically under NRCP 59(e). After the Association was unsuccessful on  
2 those motions, the Association then filed yet another Motion for Reconsideration. Repeating the  
3 same motion with the same arguments is not only legally improper, it is frowned upon by courts.  
4 The Association's strategy was transparent, filing the instant Motion in order to simply delay the  
5 time until AB 421 was enacted.

6 Repeat Rule 59(e) Motions that present the same arguments and seek the same relief from  
7 the same judgment are prohibited and can be construed as vexatious. *See Greene v. Alhambra Hosp.*  
8 *Med. Ctr.*, LEXIS 71989 (D. Nev. May 17, 2016) (providing that filing of numerous motions for  
9 reconsideration is considered vexatious). Moreover, courts have agreed that repeating motions  
10 constitutes a basis for attorneys' fees. *See Greene v. Tinker*, 332 P.3d 21, 71 (Alas. 2014) (Holding  
11 that the filing of repetitive and circuitous motions may warrant an award of attorney fees); *See also*,  
12 *Sargeant v. Henderson Taxi*, 425 P.3d 714, LEXIS 1071 (Order of Affirmance, December 1, 2017)  
13 (Awarding fees under NRS 18.010(2)(b) is appropriate when motions, under various guises,  
14 including a motion for reconsideration, merely repeat previously rejected arguments); *See also*, *See*  
15 *Lopez v. Gonzales*, LEXIS 480 (Order of Affirmance, Ct. App. June 21, 2018) (Reviewing courts  
16 will uphold the district court's award of attorney fees when filings are harassing in nature).

17 The Association's repeat 59(e) motion filed September 9, 2019 regurgitates the same  
18 arguments as its prior 59(e) motions. This is highly improper, not to mention vexatious and used  
19 tactically for delay. The case law is clear on this point and the Association should have heeded this  
20 before filing the 9-9-19 Motion. In *Nelson v. City of Albuquerque*, the court, analyzing FRCP 59(e),  
21 which is virtually identical to NRCP 59(e), ruled that the lower court abused its discretion by  
22 "committing a legal error when granting the defendants' second Rule 59(e) motion." *Nelson v. City*  
23 *of Albuquerque*, 921 F.3d 925, 929 (2019). The *Nelson* defendants regurgitated arguments that had  
24 already been presented in the first Rule 59(e) motion. *Id.* The *Nelson* court went on to say that "Rule  
25 59(e) motions may be granted when the court misapprehended the facts, a party's position, or the  
26 controlling law. *Id.*, (citing *Servants of the Paraclete v. Does*, 204 F.3d 1005, 1012 (10th Cir. 2000)).  
27 Once a "district court enters judgment, the public gains a strong interest in protecting the finality of  
28

1 judgments. *Id.* (citing *Sanchez-Llamas v. Oregon*, 548 U.S. 331, 356, 126 S. Ct. 2669, 165 L. Ed. 2d  
2 557 (2006) (“discussing the important interest in the finality of judgments”). The *Nelson* court  
3 recognized that the “interest in finality becomes even stronger when a district court has previously  
4 denied relief under Rule 59(e). *Id.* (citing *In re Stangel*, 68 F.3d 857, 859 (5th Cir. 1995) (“[T]he  
5 interest of finality requires that the parties generally get only one bite at the Rule 59(e) apple for the  
6 purpose of tolling the time for bringing an appeal.”)<sup>1</sup>.

7 Here, this Court has already considered the issue of whether AB 421 saves the Association’s  
8 already time-barred claims. With a resounding no, the Court determined that the law in effect at the  
9 time of the Court’s May 23, 2019 Order, which was the law in effect throughout this litigation, the  
10 six-year statute of repose, time-barred the Association’s construction defect claims. The Court’s 1-  
11 14-20 Order reflected precisely what the Association should have known all along, providing:

12 “4. It has long been established in American Jurisprudence a court is to  
13 apply the law in effect at the time it renders its decision unless doing so  
14 would result in manifest injustice or there is statutory direction or legislative  
history to the contrary.”

15 See **Exhibit “O”**, the Court’s 1-14-20 Order, Pg. 6, Ln. 4-8.

16 It is obvious that the Association’s third Rule 59(e) Motion was intended solely to ensnare  
17 the Court and the Builders until October 1, 2019 when AB 421 became effective. “Once the Rule  
18 59(e) motion has been ruled on, the thirty-day appeal clock begins to run. A party may not continue  
19 to file Rule 59(e) motions in order to forestall the time for appealing; only the first motion stops the  
20 clock.” *Andrews v. E.I. du Pont de Nemours & Co.*, 447 F.3d 510, 515 (2006) (*internal citations*  
21 *omitted*). The *Andrews* Court further stated the following:

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23 <sup>1</sup> A Rule 59(e) motion does not grant parties a “second bite at the apple or permit them to rehash  
24 previously rejected arguments.” See *Weeks v. Bayer*, 246 F.3d 1231, 1236-37 (9th Cir. 2001); See  
25 also, *Keweenaw Bay Indian Cmty. v. State of Mich.*, 152 F.R.D. 562, 563 (W.D. Mich. 1992)  
26 (“[W]here the movant is attempting to obtain a complete reversal of the court’s judgment by  
27 offering essentially the same arguments presented on the original motion, the proper vehicle for  
relief is an appeal.”); *Birmingham v. Sony Corp. of Am., Inc.*, 820 F. Supp. 834, 856 (D. N.J.  
1992), *aff’d* 37 F.3d 1485 (3d Cir. 1994) (“A party seeking reconsideration must show more than a  
disagreement with the Court’s decision, and recapitulation of the cases and arguments considered  
by the court before rendering its original decision fails to carry the moving party’s burden.”).



1 “The point of Rule 59 is to increase efficiency, allowing district courts a  
2 chance to correct their own errors rather than saddling the parties and  
3 appellate courts with otherwise unnecessary appeals... A party gets one shot  
4 at asking the district court to alter or amend the judgment and then he must  
5 move forward with his appeal -- at least in the ordinary case.” *Id.*

6 The Association filed successive, copy-and-paste Rule 59(e) Motions directed to the same  
7 summary judgment, which is improper and exceedingly frowned upon as a waste of judicial  
8 resources. *See Arnold v. Farmers Ins. Co.*, 2012 U.S. Dist. LEXIS 67262 (stating that “[c]ourts have  
9 also discouraged successive rule 59(e) motions as wasteful of judicial resources. As the United  
10 States Court of Appeals for the Federal Circuit has explained, ‘[s]uccessive motions periods, which  
11 would encourage piecemeal attack on a judgment and delay appeals, are not authorized. Once a  
12 district court has denied timely filed tolling motions, the litigants must appeal if they wish to further  
13 challenge a judgment...’”).

14 The Association’s tactics were plainly dilatory and improper. There was nothing novel in  
15 the Association’s renewed Rule 59(e) Motion, proving the Association was merely using it to delay  
16 the proceedings until AB 421 became effective. Based on the foregoing, it is reasonable for the  
17 Association to fund the Builders’ attorneys’ fees for their work in regard to the Association’s 9-9-  
18 19 Motion.

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1 **III. CONCLUSION**

2 Based on all of the above, the Builders are the prevailing parties and are entitled to the fees  
3 they were unreasonably forced to incur in their efforts to defend against the Association's  
4 unreasonable, groundless claims, in addition to the fees incurred responding to the Association's  
5 serial reconsideration motions. Accordingly, the Builders are entitled to recover fees in the amount  
6 of **\$310,913.77**.

7  
8 Dated: February 6, 2020

BREMER WHYTE BROWN & O'MEARA LLP

9  
10  
11 By: 

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LLC, PANORAMA TOWERS I MEZZ, LLC, and M.J.  
DEAN CONSTRUCTION, INC.

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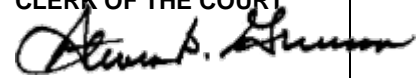
**CERTIFICATE OF SERVICE**

I hereby certify that on this 6<sup>th</sup> day of February 2020 a true and correct copy of the foregoing document was electronically delivered to Odyssey for service upon all electronic service list recipients.



---

Alondra Reynolds, an employee of  
Bremer, Whyte, Brown & O'Meara LLP



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PANORAMA TOWERS I MEZZ, LLC; and M.J. DEAN  
CONSTRUCTION, INC.

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

LAURENT HALLIER, an individual;  
PANORAMA TOWERS I, LLC, a Nevada  
limited liability company; PANORAMA  
TOWERS I MEZZ, LLC, a Nevada limited  
liability company; and M.J. DEAN  
CONSTRUCTION, INC., a Nevada Corporation,  
Plaintiffs,

vs.

PANORAMA TOWERS CONDOMINIUM  
UNIT OWNERS' ASSOCIATION, a Nevada  
non-profit corporation,  
Defendant.

PANORAMA TOWERS CONDOMINIUM  
UNIT OWNERS' ASSOCIATION, a Nevada  
non-profit corporation,  
Counter-Claimant,

vs.

LAURENT HALLIER, an individual;  
PANORAMA TOWERS I, LLC, a Nevada

) Case No. A-16-744146-D  
)  
) Dept. XXII  
)  
) **EXHIBITS TO PLAINTIFFS/COUNTER-**  
) **DEFENDANTS LAURENT HALLIER,**  
) **PANORAMA TOWERS I, LLC,**  
) **PANORAMA TOWERS I MEZZ, LLC,**  
) **AND M.J. DEAN CONSTRUCTION,**  
) **INC.'S FIRST SUPPLEMENT TO**  
) **THEIR MOTION FOR ATTORNEYS**  
) **FEES PURSUANT TO NRS 18.010(2)(B)**

1 limited liability company; PANORAMA )  
TOWERS I MEZZ, LLC, a Nevada limited )  
2 liability company; and M.J. DEAN )  
CONSTRUCTION, INC., a Nevada Corporation; )  
3 SIERRA GLASS & MIRROR, INC.; F. )  
ROGERS CORPORATION; DEAN ROOFING )  
4 COMPANY; FORD CONTRACTING, INC.; )  
INSULPRO, INC.; XTREME EXCAVATION; )  
5 SOUTHERN NEVADA PAVING, INC.; )  
FLIPPINS TRENCHING, INC.; BOMBARD )  
6 MECHANICAL, LLC; R. RODGERS )  
CORPORATION; FIVE STAR PLUMBING & )  
7 HEATING, LLC, dba SILVER STAR )  
PLUMBING; and ROES 1 through , inclusive, )  
8 Counter-Defendants. )  
9

10 **CERTIFICATE OF SERVICE**

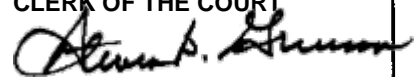
11 I hereby certify that on this 6<sup>th</sup> day of February 2020 a true and correct copy of **EXHIBITS TO**  
12 **PLAINTIFFS/COUNTER-DEFENDANTS LAURENT HALLIER, PANORAMA TOWERS**  
13 **I, LLC, PANORAMA TOWERS I MEZZ, LLC, AND M.J. DEAN CONSTRUCTION,**  
14 **INC.'S FIRST SUPPLEMENT TO THEIR MOTION FOR ATTORNEYS FEES**  
15 **PURSUANT TO NRS 18.010(2)(B)** was electronically delivered to Odyssey for service upon all  
16 electronic service list recipients.

17 

18  
19 Alondra Reynolds, an employee of  
Bremer, Whyte, Brown & O'Meara LLP

Exhibit “N”

Exhibit “N”



1 **ORDR**

2  
3 **DISTRICT COURT**  
4 **CLARK COUNTY, NEVADA**

5  
6 **LAURENT HALLIER, an individual;**  
7 **PANORAMA TOWERS I, LLC, a Nevada**  
8 **limited liability company; PANORAMA**  
9 **TOWERS I MEZZ, LLC, a Nevada limited**  
10 **liability company; and M.J. DEAN**  
11 **CONSTRUCTION, INC., a Nevada**  
12 **corporation,**

13 **Plaintiffs,**

14 **Vs.**

15 **PANORAMA TOWERS**  
16 **CONDOMINIUM UNIT OWNERS'**  
17 **ASSOCIATION, a Nevada non-profit**  
18 **corporation.**

19 **Defendant.**

20 **PANORAMA TOWERS**  
21 **CONDOMINIUM UNIT OWNERS'**  
22 **ASSOCIATION, a Nevada non-profit**  
23 **corporation,**

24 **Counter-Claimant,**

25 **Vs.**

26 **LAURENT HALLIER, an individual;**  
27 **PANORAMA TOWERS I, LLC, a Nevada**  
28 **limited liability company; PANORAMA**  
**TOWERS I MEZZ, LLC, a Nevada limited**  
**liability company; and M.J. DEAN**  
**CONSTRUCTION, INC., a Nevada**  
**Corporation,**

**Counter-Defendants.**

**Case No. A-16-744146-D**

**Dept. No. XXII**

**ORDER RE: DEFENDANT'S**  
**MOTION FOR**  
**RECONSIDERATION AND/OR**  
**TO ALTER OR AMEND THE**  
**COURT'S MAY 23, 2019**  
**FINDINGS OF FACT,**  
**CONCLUSIONS OF LAW AND**  
**ORDER GRANTING**  
**PLAINTIFFS' MOTION FOR**  
**SUMMARY JUDGMENT**  
**PURSUANT TO NRS 11.202(1)**  
**FILED JUNE 13, 2019**

1 PANORAMA TOWERS  
2 CONDOMINIUM UNIT OWNERS'  
3 ASSOCIATION, a Nevada non-profit  
4 corporation,

5 Third-Party Plaintiff,

6 Vs.

7 SIERRA GLASS & MIRROR, INC.; F.  
8 ROGERS CORPORATION; DEAN  
9 ROOFING COMPANY; FORD  
10 CONSTRUCTING, INC.; INSULPRO,  
11 INC.; XTREME EXCAVATION;  
12 SOUTHERN NEVADA PAVING, INC.;  
13 FLIPPINS TRENCHING, INC.;  
14 BOMBARD MECHANICAL, LLC; R.  
15 RODGERS CORPORATION; FIVE  
16 STAR PLUMBING & HEATING, LLC  
17 dba SILVER STAR PLUMBING; and  
18 ROES 1 through 1000, inclusive,

19 Third-Party Defendants.<sup>1</sup>

20 **ORDER RE: DEFENDANT'S MOTION FOR RECONSIDERATION AND/OR TO ALTER**  
21 **OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF**  
22 **LAW AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT**  
23 **PURSUANT TO NRS 11.202(1) FILED JUNE 13, 2019**

24 This matter concerning Defendant's Motion for Reconsideration of and/or to Alter or Amend  
25 the Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs'  
26 Motion for Summary Judgment Pursuant to NRS 11.202(1) filed June 13, 2019 was heard on the  
27 16<sup>th</sup> day of July 2019 at the hour of 8:30 a.m. before Department XXII of the Eighth Judicial District  
28 Court, in and for Clark County, Nevada, with JUDGE SUSAN H. JOHNSON presiding;  
Plaintiffs/Counter-Defendants LAURENT HALLIER, PANORAMA TOWERS I, LLC,  
PANORAMA TOWERS I MESS, LLC and M.J. DEAN CONSTRUCTION, INC. appeared by and

<sup>1</sup>As the subcontractors are not listed as "plaintiffs" in the primary action, the matter against them is better characterized as a "third-party" claim, as opposed to "counter-claim."



1 through its attorneys, DANIEL F. POLSENBERG, ESQ. of the law firm, LEWIS ROCA  
2 ROTHGERBER CHRISTIE, and PETER C. BROWN, ESQ. and DEVIN R. GIFFORD, ESQ.,  
3 ESQ. of the law firm, BREMER WHYTE BROWN & O'MEARA; and Defendant/Counter-  
4 Claimant/Third-Party Plaintiff PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'  
5 ASSOCIATION appeared by and through its attorneys, MICHAEL J. GAYAN, ESQ. and  
6 WILLIAM L. COULTHARD, ESQ. of the law firm, KEMP JONES & COULTHARD, and  
7 FRANCIS I. LYNCH, ESQ. of the law firm, LYNCH HOPPER. Having reviewed the papers and  
8 pleadings on file herein, heard oral arguments of the lawyers and taken this matter under  
9 advisement, this Court makes the following Findings of Fact and Conclusions of Law:

11 **FINDINGS OF FACT AND PROCEDURAL HISTORY**

12 1. This case arises as a result of alleged constructional defects within both the common  
13 areas and the 616 residential condominium units located within two tower structures of the  
14 PANORAMA TOWERS located at 4525 and 4575 Dean Martin Drive in Las Vegas, Nevada. On  
15 February 24, 2016, Defendant/Counter-Claimant PANORAMA TOWERS CONDOMINIUM UNIT  
16 OWNERS' ASSOCIATION served its original NRS 40.645 Notice of Constructional Defects upon  
17 Plaintiffs/Counter-Defendants (also identified herein as the "Contractors" or "Builders"), identifying  
18 deficiencies within the residential tower windows, fire blocking, mechanical room piping and sewer.  
19 Subsequently, after the parties engaged in the pre-litigation process ending with an unsuccessful  
20 NRS 40.680 mediation held September 26, 2016, the Contractors filed their Complaint on  
21 September 28, 2016 against the Owners' Association, asserting, for the most part, its NRS 40.645  
22 notice was deficient. On March 1, 2017, PANORAMA TOWER CONDOMINIUM UNIT  
23 OWNERS' ASSOCIATION filed its Answer and Counter-Claim,

24 2. As set forth within its September 15, 2017 Findings of Fact, Conclusions of Law and  
25 Order, this Court dismissed the Association's claims for constructional defect located within its  
26  
27  
28

1 mechanical room as being time-barred by virtue of the “catch-all” statute of limitations of four (4)  
2 years set forth in NRS 11.220. With respect to challenges to the sufficiency and validity of the NRS  
3 40.645 notice, this Court stayed the matter to allow PANORAMA TOWERS CONDOMINIUM  
4 UNIT OWNERS’ ASSOCIATION to amend it with more specificity. As expressed within its  
5 November 30, 2018 Findings of Fact, Conclusions of Law and Order, this Court ultimately  
6 determined the amended NRS 40.645 notice served upon the Builders on April 15, 2018 was valid  
7 only with respect to the windows’ constructional defects.  
8

9 3. On April 23, 2019, this Court heard two motions filed by the parties, to wit: (1) the  
10 Builders’ Motion for Summary Judgment Pursuant to NRS 11.202(1) filed February 11, 2019 and  
11 (2) the Association’s Conditional Counter-Motion for Relief Pursuant to NRS 4.0695(2) filed March  
12 1, 2019. After hearing the parties’ arguments, this Court took the matter under advisement, and on  
13 May 23, 2019, issued its third Findings of Fact, Conclusions of Law and Order in this case which  
14 granted the Builders’ motion, and denied the Association’s Conditional Counter-Motion. As  
15 pertinent here, this Court concluded the Owners’ Association’s remaining constructional defect  
16 claims lodged against the Builders were time-barred by the six-year statute of repose set forth in  
17 NRS 11.202(1).  
18

19 4. On June 3, 2019, the Association filed its Motion for Reconsideration of the Court’s  
20 May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs’ Motion for  
21 Summary Judgment or alternatively, a Motion to Stay the Court’s Order.<sup>2</sup> Ten days later, on June  
22 13, 2019 the Association filed a second Motion for Reconsideration and/or to Alter or Amend the  
23  
24

---

25 <sup>2</sup>The Association moved this Court to stay the Order upon the basis the Nevada Legislature had passed  
26 Assembly Bill (referred to as “AB” herein) 421 on June 1, 2019, which “immediately and retroactively extends the  
27 statute of repose to 10 years.” See Motion for Reconsideration of the Court’s May 23, 2019 Findings of Fact,  
28 Conclusions of Law and Order Granting Plaintiffs’ Motion for Summary Judgment or alternatively, a Motion to Stay the  
Court’s Order filed June 3, 2019, p. 4. The Association urged this Court to stay the Order until such time as AB 241 was  
enacted or rejected by the Governor. As set forth *infra*, the Governor signed the bill on June 3, 2019 which was to take  
effect October 1, 2019.

1 Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion  
2 for Summary Judgment. The second Motion for Reconsideration differed from the first in that it  
3 alerted the Court, on June 1, 2019, the Nevada Legislature passed AB 421, and such was signed by  
4 the Governor on June 3, 2019. AB 421 amends NRS 11.202 by extending the statute of repose  
5 period from six (6) to ten (10) years and it is to be applied retroactively to actions in which the  
6 substantial completion of the improvement to real property occurred before October 1, 2019, the  
7 date in which the amendment takes effect.  
8

9 5. The Builders opposed the two motions on several grounds. First, they noted this  
10 Court entered a final order on May 23, 2019, the Notice of Entry of Order was filed May 28, 2019,  
11 and thus, by the time the Motion for Reconsideration and/or Stay was filed June 3, 2019, there was  
12 no pending matter to stay. Second, while AB 421 was enacted and will apply retroactively, it does  
13 not become effective until October 1, 2019, meaning as of now, there is no change in the law. That  
14 is, the current period for the statute of repose is six (6) years as enacted February 24, 2015, and not  
15 ten (10). Third, as the Association's claims have already been adjudicated, AB 421 cannot be  
16 interpreted to revive those causes of action.  
17

### 18 CONCLUSIONS OF LAW

19 1. Rule 60 of the Nevada Rules of Civil Procedure (NRCP) accords the district courts  
20 authority to relieve a party from a final judgment, order or proceeding where some error or injustice  
21 is shown. Specifically NRCP 60(b) states as follows:  
22

23 (b) *Mistakes; inadvertence; excusable neglect; newly discovered evidence; fraud,*  
24 *etc.* On motion and upon such terms as are just, the court may relieve a party or a party's  
25 legal representative from a final judgment, order, or proceeding for the following reasons:  
26 (1) mistake, inadvertence, surprise, or excusable neglect; (2) newly discovered evidence  
27 which by due diligence could not have been discovered in time to move for a new trial under  
28 Rule 59(b); (3) fraud (whether heretofore denominated intrinsic or extrinsic),  
misrepresentation or other misconduct of an adverse party; (4) the judgment is void; or (5)  
the judgment has been satisfied, released, or discharged, or a prior judgment upon which it is

1 based has been reversed or otherwise vacated, or it is no longer equitable that an injunction  
2 should have prospective application. ...

3 2. Further, a district court, by virtue of its inherent authority, may grant a motion for  
4 rehearing if the judge concludes re-argument is warranted. See Gibbs v. Giles, 96 Nev. 243, 244,  
5 607 P.2d 118, 119 (1980), citing former District Court Rule (DCR) 20(4). Indeed, unless and until  
6 an order is appealed, the district court retains jurisdiction to reconsider the matter. *Id.* at 244.

7 3. The Owners' Association has moved this Court to reconsider its decision expressed  
8 within its Findings of Fact, Conclusions of Law and Order filed May 23, 2019. The basis for the  
9 Association's position stems from the Nevada Legislature's passage of AB 421 on June 1, 2019 as  
10 signed by the state's Governor on June 3, 2019. As noted above, AB 421, *inter alia*, extends the  
11 statute of repose from six (6) to ten (10) years, and such is to be applied retroactively from its  
12 effective date of October 1, 2019. AB 421, Section 7, states in part:

13 NRS 11.202 is hereby amended to read as follows:

14 11.202 1. No action may be commenced against the owner, occupier or any person  
15 performing or furnishing the design, planning, supervision or observation of construction, or  
16 the construction of an improvement to real property more than **10** years after the substantial  
17 completion of such an improvement. ... (Emphasis in original)

18 AB 421, Section 11, Subsection 4 also provides "[t]he period of limitations on actions set forth in  
19 NRS 11.202, as amended by section 7 of this act, apply *retroactively* to actions in which the  
20 substantial completion of the improvement to real property occurred before October 1, 2019."  
21 (Emphasis added).

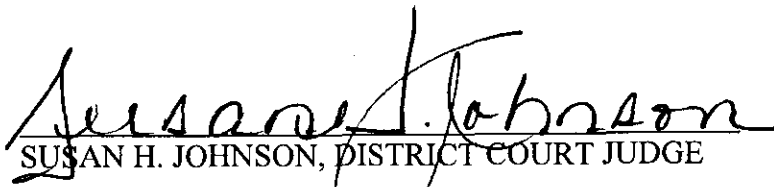
22 4. While there is no question the Nevada Legislature has amended NRS 11.202(1) to  
23 extend the statute of repose period from six (6) to ten (10) years, and it is to be applied retroactively,  
24 this Court is mindful the new enactment is not effective yet. NRS 218D.330(1) specifically provides  
25 "[e]ach law and joint resolution passed by the Legislature becomes effective on October 1 following  
26 its passage, unless the law or joint resolution specifically prescribes a different effective date." In  
27  
28

1 this case, while it specifically passed a law that is to be applied retroactively, the Nevada Legislature  
2 did not prescribe an effective date earlier or different than October 1, 2019. By it not prescribing an  
3 earlier date, the Legislature indicated its intention NRS 11.202, as amended February 24, 2015, and  
4 setting forth a six (6) years' statute of repose would remain in effect until October 1, 2019. In short,  
5 the newly-enacted law becomes operational October 1, 2019 and its retroactive effect will take place  
6 at that time.

7  
8 5. Simply put, there is no basis upon which this Court can relieve the Owners'  
9 Association from the grant of the Builders' Motion for Summary Judgment as set forth within the  
10 Findings of Fact, Conclusions of Law and Order filed May 23, 2019. *See* NRCP 60(b). Re-  
11 argument is not warranted. Accordingly,

12 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** Defendant's Motion for  
13 Reconsideration of and/or to Alter or Amend the Court's May 23, 2019 Findings of Fact,  
14 Conclusions of Law and Order Granting Plaintiffs' Motion for Summary Judgment Pursuant to NRS  
15 11.202(1) filed June 13, 2019 is denied.

16  
17 DATED this 9<sup>th</sup> day of August 2019.

18  
19   
20 SUSAN H. JOHNSON, DISTRICT COURT JUDGE  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify, on the 9<sup>th</sup> day of August 2019, I electronically served (E-served), placed within the attorneys' folders located on the first floor of the Regional Justice Center or mailed a true and correct copy of the foregoing ORDER RE: DEFENDANT'S MOTION FOR RECONSIDERATION AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1) FILED JUNE 13, 2019 to the following counsel of record, and that first-class postage was fully prepaid thereon:

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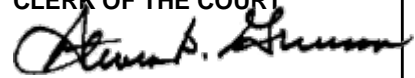
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\_\_\_\_\_  
Laura Banks, Judicial Executive Assistant

Exhibit “O”

Exhibit “O”



1 **ORDR**

2  
3 **DISTRICT COURT**  
4 **CLARK COUNTY, NEVADA**

5  
6 **LAURENT HALLIER, an individual;**  
7 **PANORAMA TOWERS I, LLC, a Nevada**  
8 **limited liability company; PANORAMA**  
9 **TOWERS I MEZZ, LLC, a Nevada limited**  
10 **liability company; and M.J. DEAN**  
11 **CONSTRUCTION, INC., a Nevada**  
12 **corporation,**

13 **Plaintiffs,**

14 **Vs.**

15 **PANORAMA TOWERS**  
16 **CONDOMINIUM UNIT OWNERS'**  
17 **ASSOCIATION, a Nevada non-profit**  
18 **corporation.**

19 **Defendant.**

20 **PANORAMA TOWERS**  
21 **CONDOMINIUM UNIT OWNERS'**  
22 **ASSOCIATION, a Nevada non-profit**  
23 **corporation,**

24 **Counter-Claimant,**

25 **Vs.**

26 **LAURENT HALLIER, an individual;**  
27 **PANORAMA TOWERS I, LLC, a Nevada**  
28 **limited liability company; PANORAMA**  
**TOWERS I MEZZ, LLC, a Nevada limited**  
**liability company; and M.J. DEAN**  
**CONSTRUCTION, INC., a Nevada**  
**Corporation,**

**Counter-Defendants.**

**Case No. A-16-744146-D**

**Dept. No. XXII**

**ORDER RE: DEFENDANT'S**  
**MOTION TO ALTER OR**  
**AMEND COURT'S FINDINGS**  
**OF FACT, CONCLUSIONS OF**  
**LAW AND ORDER ENTERED**  
**MAY 23, 2019**



1 **PANORAMA TOWERS**  
2 **CONDOMINIUM UNIT OWNERS'**  
3 **ASSOCIATION, a Nevada non-profit**  
4 **corporation,**

5 **Third-Party Plaintiff,**

6 **Vs.**

7 **SIERRA GLASS & MIRROR, INC.; F.**  
8 **ROGERS CORPORATION; DEAN**  
9 **ROOFING COMPANY; FORD**  
10 **CONSTRUCTING, INC.; INSULPRO,**  
11 **INC.; XTREME EXCAVATION;**  
12 **SOUTHERN NEVADA PAVING, INC.;**  
13 **FLIPPINS TRENCHING, INC.;**  
14 **BOMBARD MECHANICAL, LLC; R.**  
15 **RODGERS CORPORATION; FIVE**  
16 **STAR PLUMBING & HEATING, LLC**  
17 **dba SILVER STAR PLUMBING; and**  
18 **ROES 1 through 1000, inclusive,**

19 **Third-Party Defendants.<sup>1</sup>**

20 **ORDER RE: DEFENDANT'S MOTION TO ALTER OR AMEND COURT'S FINDINGS OF**  
21 **FACT, CONCLUSIONS OF LAW AND ORDER ENTERED MAY 23, 2019**

22 This matter concerning Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA  
23 TOWERS CONDOMINIUM UNIT OWNERS' ASSOCIATION'S Motion to Alter or Amend  
24 Court's Findings of Fact, Conclusions of Law and Order Entered May 23, 2019 which was filed  
25 September 9, 2019, came on for hearing on the 17<sup>th</sup> day of October 2019 at the hour of 9:00 a.m.  
26 before Department XXII of the Eighth Judicial District Court, in and for Clark County, Nevada with  
27 JUDGE SUSAN H. JOHNSON presiding; Plaintiffs/Counter-Defendants LAURENT HALLIER,  
28 PANORAMA TOWERS I, LLC, PANORAMA TOWERS I MEZZ, LLC and M.J. DEAN  
CONSTRUCTION, INC. appeared by and through their attorneys, DANIEL F. POLSENBERG,

<sup>1</sup>As the subcontractors are not listed as "plaintiffs" in the primary action, the matter against them is better characterized as a "third-party" claim, as opposed to "counter-claim."

1 ESQ. of the law firm, LEWIS ROCA ROTHGERBER CHRISTIE, and PETER C. BROWN, ESQ.  
2 and DEVIN R. GIFFORD, ESQ. of the law firm, BREMER WHYTE BROWN & O'MEARA; and  
3 Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA TOWERS CONDOMINIUM  
4 UNIT OWNERS' ASSOCIATION appeared by and through its attorneys, FRANCIS I. LYNCH,  
5 ESQ. of the law firm, LYNCH & ASSOCIATES, and WILLIAM L. COUTHARD, ESQ. and  
6 MICHAEL J. GAYAN, ESQ. of the law firm, KEMP JONES COULTHARD. Having reviewed the  
7 papers and pleadings on file herein, heard oral arguments of the lawyers and taken this matter under  
8 advisement, this Court makes the following Findings of Fact and Conclusions of Law.

10 **FINDINGS OF FACT AND PROCEDURAL HISTORY**

11 1. The facts and procedural history have been set forth several times within this Court's  
12 various orders filed in this case with the most updated and recent information being written in the  
13 August 9, 2019 Order Re: Defendant's Motion for Reconsideration and/or to Alter or Amend the  
14 Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order Granting Plaintiffs' Motion  
15 for Summary Judgment Pursuant to NRS 11.202(1). This Court adopts its Findings of Fact and  
16 Procedural History as set forth within the August 9, 2019 Order, and incorporates them as though  
17 fully set forth herein.

19 2. Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA TOWERS  
20 CONDOMINIUM UNIT OWNERS' ASSOCIATION filed its most recent motion on September 9,  
21 2019, arguing, by the time this matter is heard, it will be after October 1, 2019 when Assembly Bill  
22 (referred to as "AB" herein) 421 becomes effective, and the retroactive application of the new ten-  
23 year Statute of Repose is to be applied. In the view of the Owners' Association, the now-controlling  
24 law no longer supports dismissal of its claims as time-barred by the six-year Statute of Repose in  
25 effect prior to October 1, 2019. PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'

27 ...  
28

1 ASSOCIATION, therefore, seeks an order altering or amending this Court's May 23, 2019 Order  
2 with the finding its claims were timely filed.

3 3. Plaintiffs LAURENT HALLIER, PANORAMA TOWERS I, LLC, PANORAMA  
4 TOWERS I MEZZ, LLC and M.J. DEAN CONSTRUCTION, INC. oppose upon the bases AB 421  
5 does not resurrect claims previously adjudicated as time-barred under 2015 Legislature's AB 125's  
6 six (6) year Statute of Repose. Further, if AB 421 were to be applied to revive the association's  
7 constructional defect claims, such would result in a "clear constitutional infringement" <sup>2</sup>on the  
8 builders' vested due process rights.  
9

### 10 CONCLUSIONS OF LAW

11 1. As alluded to above, PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'  
12 ASSOCIATION moves this Court to amend or alter its May 23, 2019 decision pursuant to Rule 59  
13 of the Nevada Rules of Civil Procedure (NRCP). NRCP 59 accords litigants the opportunity to  
14 move the Court to alter or amend a judgment or seek a new trial for any of the following causes or  
15 grounds materially affecting the substantial rights of the moving party:  
16

17 A. Irregularity in the proceedings of the court, jury, master or adverse party or in  
18 any order of the court or master, or any abuse of discretion by which either party was  
19 prevented from having a fair trial;

20 B. Misconduct of the jury or prevailing party;

21 C. Accident or surprise that ordinary prudence could not have guarded against;

22 D. Newly discovered evidence material for the party making the motion that the  
23 party could not, with reasonable diligence, have discovered and produced at the trial;

24 E. Manifest disregard by the jury of the instructions of the Court;  
25  
26

27  
28 <sup>2</sup>See Plaintiffs'/Counter-Defendants' Opposition to Defendants'/Counter-Claimants' Motion to Alter or Amend  
the Court's Findings of Fact, Conclusions of Law, and Order Entered on May 23, 2019 filed September 26, 2019, p.4.

1 F. Excessive damages appearing to have been given under the influence of  
2 passion or prejudice; or

3 G. Error in law occurring at the trial and objected to by the party making the  
4 motion.

5 Case law interpreting NRCP 59 provides the motion to amend or alter must state the grounds with  
6 particularity and the relief sought. *See United Pacific Insurance Co. v. St. Denis*, 81 Nev. 103, 399  
7 P.3d 135 (1965). Further, the motion to alter or amend a judgment must be filed no later than 28  
8 days after service of written notice of entry of judgment. *See* NRCP 59(e). In this case, there was  
9 no argument presented to suggest PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'  
10 ASSOCIATION'S motion was untimely.<sup>3</sup>

11  
12 3. The basis for the Owners' Association's position this Court should amend or alter its  
13 May 23, 2019 decision stems from the enactment of AB 421 which, as stated above, became  
14 effective October 1, 2019. AB 421 extends the statute of repose addressed in NRS 11.202 from six  
15 (6) to ten (10) years. AB 421, Section 7, states in part:

17 NRS 11.202 is hereby amended to read as follows:

18 11.202 1. No action may be commenced against the owner, occupier or any person  
19 performing or furnishing the design, planning, supervision or observation of construction, or  
20 the construction of an improvement to real property more than **10** years after the substantial  
completion of such an improvement. ... (Emphasis in original)

21 AB 421, Section 11, Subsection 4 also provides "[t]he period of limitations on actions set forth in  
22 NRS 11.202, as amended by section 7 of this act, apply *retroactively* to actions in which the  
23 substantial completion of the improvement to real property occurred before October 1, 2019."  
24 (Emphasis added). This Court now considers whether AB 421 should be applied retroactively to  
25

26  
27 <sup>3</sup>On September 9, 2019, the Owners' Association moved this Court to amend or alter its decision expressed  
28 within its Findings of Fact, Conclusions of Law and Order filed May 23, 2019. The May 23, 2019 Order became final  
and appealable on August 12, 2019 when this Court granted Plaintiffs' Motion to Certify Judgment as Final and  
Appealable under NRCP 54(b), whereby the motion is timely under NRCP 59(e).

1 resurrect the Owners' Association's constructional defect claims under the new ten-year Statute of  
2 Repose when they previously had expired under the prior six-year period as set forth within this  
3 Court's May 23, 2019 Findings of Fact, Conclusions of Law and Order.

4 4. It has long been established in American jurisprudence a court is to apply the law in  
5 effect at the time it renders its decision unless doing so would result in manifest injustice or there is  
6 statutory direction or legislative history to the contrary. Bradley v. School Board of City of  
7 Richmond, 416 U.S. 696, 710, 94 S.Ct. 2006, 2016, 40 L.Ed.2d 476 (1974). The origin and  
8 justification for this rule are found in the words of Mr. Chief Justice Marshall in United States v.  
9 Schooner Peggy, 1 Cranch 103, 110, 2 L.Ed. 49 (1801):  
10

11 It is in the general true that the province of an appellate court is only to enquire whether a  
12 judgment when rendered was erroneous or not. But if subsequent to the judgment and before  
13 the decision of the appellate court, a law intervenes and positively changes the rule which  
14 governs, the law must be obeyed, or its obligation denied. If the law be constitutional...I  
15 know of no court which can contest its obligation. It is true that in mere private cases  
16 between individuals, a court will and ought to struggle hard against a construction which  
17 will, by a retrospective operation, affect the rights of parties, but in great national  
18 concerns...the court must decide according to existing laws, and if it be necessary to set  
19 aside a judgment, rightful when rendered, but which cannot be affirmed but in violation of  
20 law, the judgment must be set aside.

21 5. In keeping with the dictates set forth by the United States Supreme Court, this Court  
22 considers whether its application of NRS 11.202 (2015)'s six-year statute of repose within its May  
23 23, 2019 Order would not be affirmed or result in manifest injustice, as, unfortunately, there appears  
24 to be no statutory directive or legislative history to the contrary.

25 6. "[O]nce a statute of limitations has expired, the defendant has a vested right to invoke  
26 the bar of the limitations period as a defense to a cause of action. That right cannot be taken away  
27 by the legislature without offending...due process protections...." Doe A. v. Diocese of Dallas, 234  
28 Ill.2d 393, 409, 917 N.E.2d 475, 485 (2009), *quoting* M.E.H. v. L.H., 177 Ill.2d 207, 214-215, 685  
N.E.2d 335 (1997). Accordingly, "[i]f the claims were time-barred under the old law, they remain

1 time-barred after the repose period was abolished by the legislature.” M.E.H., 177 Ill.2d at 215, 685  
2 N.E.2d 335.

3 7. It is clear when the bar of a statute of limitations has become complete by the running  
4 of the full statutory period, the right to plead the statute as a defense is a vested right, which cannot  
5 be destroyed by legislation, since it is protected therefrom by Section 1 of the Fourteenth  
6 Amendment to the United States Constitution, as well as the Nevada Constitution.<sup>4</sup> Thus, while the  
7 Nevada Legislature most certainly has the authority to enact or change NRS 11.202 to reflect a  
8 longer Statute of Repose period with retroactive effect, it lacks the power to reach back and breathe  
9 life into a time-barred claim.  
10

11 8. Suffice it to say, in its view, this Court’s application of NRS 11.202 (2015) at the  
12 time it rendered its May 23, 2019 Findings of Fact and Conclusions of Law was, and still is correct.  
13 Arguably, manifest injustice would result if this Court were to amend or alter its prior ruling to  
14 reverse itself and revive PANORAMA TOWERS CONDOMINIUM UNIT OWNERS’  
15 ASSOCIATION’S time-barred claims. Notwithstanding the aforementioned, this Court notes none  
16 of the factors set forth by NRCP 59 for amending or altering its May 23, 2019 decision are present  
17 here. Indeed, there were no irregularities in the proceedings. There was no misconduct by any  
18 party. There were no accidents or surprises, or errors in law. For these reasons, this Court denies  
19 Defendant/Counter-Claimant/Third-Party Plaintiff PANORAMA TOWERS CONDOMINIUM  
20 UNIT OWNERS’ ASSOCIATION’S Motion to Alter or Amend Court’s Findings of Fact,  
21 Conclusions of Law and Order Entered May 23, 2019 which was filed September 9, 2019.  
22

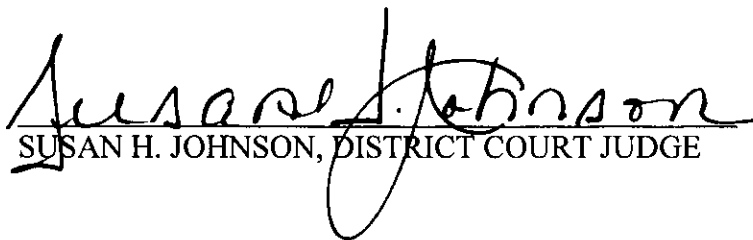
23 ...  
24

25  
26 <sup>4</sup>Section 1 of the Fourteenth Amendment to the United States Constitution provides “[a]ll persons born or  
27 naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State  
28 wherein they reside. *No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.*” (Emphasis added). *Also see* Article 1, Sections 1 and 2 of the Nevada Constitution.

1 Based upon the foregoing Findings of Fact and Conclusions of Law,

2 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** Defendant/Counter-  
3 Claimant/Third-Party Plaintiff PANORAMA TOWERS CONDOMINIUM UNIT OWNERS'  
4 ASSOCIATION'S Motion to Alter or Amend Court's Findings of Fact, Conclusions of Law and  
5 Order Entered May 23, 2019 which was filed September 9, 2019, is denied.

6 DATED this 14<sup>th</sup> day of January 2020.

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9 SUSAN H. JOHNSON, DISTRICT COURT JUDGE  
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1 **CERTIFICATE OF SERVICE**

2 I hereby certify, on the 14<sup>th</sup> day of January 2020, I electronically served (E-served), placed  
3 within the attorneys' folders located on the first floor of the Regional Justice Center or mailed a true  
4 and correct copy of the foregoing ORDER RE: DEFENDANT'S MOTION TO ALTER OR  
5 AMEND COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ENTERED  
6 MAY 23, 2019 to the following counsel of record, and that first-class postage was fully prepaid  
7 thereon:  
8

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29   
Laura Banks, Judicial Executive Assistant



Exhibit “P”

Exhibit “P”

	<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>		<u>Ref #</u>	
Client ID 1287.5511 CHUBB INSURANCE											
	1287.5511	06/14/2019	432	A	L120	A101	165.00	0.95	156.75	PLAN AND PREPARE (CONTINUE) STRATEGY FOR ARGUMENTS AND DEVELOPMENT OF MOTION FOR FEES, [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
	1287.5511	06/14/2019	10	A	L250	A101	185.00	0.25	46.25	PLAN AND PREPARE (CONTINUE) FOR WORK ON THE OPPOSITIONS TO THE HOA'S MOTION FOR RECONSIDERATION AND MOTION TO ALTER/AMEND THE JUDGMENT RE: CONTINUE TO GO OVER HOW TO ADDRESS THE SUBSTANTIVE RIGHT ASPECT OF THE OPPOSITIONS, THE HOA'S ARGUMENT THAT THE NEW STATUTE OF REPOSE MAKES ALL OTHER ARGUMENTS MOOT, AND THE NEED FOR SOME FORM OF CONSTITUTIONAL ANALYSIS THAT IS NOT ATTEMPTING TO ARGUE AS TO THE ENTIRETY OF ALL POTENTIAL BUILDERS RATHER THAN JUST THE IMPACT IN THIS PARTICULAR CASE (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER II - 1287.558; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON).	ARCH
	1287.5511	06/14/2019	10	A	L250	A104	185.00	0.50	92.50	REVIEW/ANALYZE (BEGIN) PAST BILLING STATEMENTS (MAY 2016 THROUGH MAY 2017 BILLING STATEMENTS CONSISTING OF OVER 300 PAGES AND WELL OVER A THOUSAND ENTRIES) FOR CONFIDENTIAL INFORMATION AND ATTORNEY WORK PRODUCT INFORMATION THAT NEEDS TO BE REDACTED BEFORE THE BILLING STATEMENTS CAN BE USED AS EXHIBITS FOR THE MOTION FOR FEES THAT IS BEING PREPARED GIVEN THE GRANTING OF THE MOTION FOR SUMMARY JUDGMENT (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - 1287.558 - TOWER II; ALL WORK ON THE MOTION PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
	1287.5511	06/14/2019	585	A	L250	A104	165.00	0.15	24.75	REVIEW/ANALYZE ORDER DENYING MOTION FOR RECONSIDERATION OF COURT'S ORDER IN RESPONSE TO COURT DENYING MOTION FOR SUMMARY JUDGMENT, IN PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
	1287.5511	06/14/2019	585	A	L250	A104	165.00	0.20	33.00	REVIEW/ANALYZE ORDER DENYING MOTION FOR CLARIFICATION OF COURT'S ORDER DENYING BUILDERS' MOTION FOR SUMMARY JUDGMENT, IN PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
	1287.5511	06/14/2019	585	A	L250	A104	165.00	0.25	41.25	REVIEW/ANALYZE FOLEY V. MORSE & MOWBRAY NEVADA COURT CASE, RE: DISCRETION OF DISTRICT COURT IN AWARDING ATTORNEY FEES, IN PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
	1287.5511	06/14/2019	585	A	L250	A104	165.00	0.20	33.00	REVIEW/ANALYZE CHOWDHRY V. NLVH, INC. , RE: DISCRETION OF DISTRICT COURT IN AWARDING ATTORNEY FEES, IN PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
	1287.5511	06/14/2019	585	A	L250	A104	165.00	0.20	33.00	REVIEW/ANALYZE BRUNZELL V. GOLDEN GATE NAT BANK NEVADA COURT CASE, RE: STANDARD OF REVIEW FOR REASONABLENESS OF FEES, IN	ARCH

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Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
							PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	06/14/2019	585	A	L250	A103	165.00	0.95	156.75	ARCH
							DRAFT/REVISE (CONTINUE) ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	06/14/2019	585	A	L250	A103	165.00	0.90	148.50	ARCH
							DRAFT/REVISE (CONTINUE) ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	06/14/2019	585	A	L250	A103	165.00	0.85	140.25	ARCH
							DRAFT/REVISE (CONTINUE) ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	06/14/2019	585	A	L250	A104	165.00	0.25	41.25	ARCH
							REVIEW/ANALYZE (BEGIN) ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: ASSOCIATION'S ARGUMENTS BASED ON RECENT LEGISLATIVE CHANGE OF LONGER STATUTE OF REPOSE PERIOD, IN PREPARATION FOR DRAFTING COUNTER-ARGUMENTS TO SAME IN FAVOR OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	06/14/2019	585	A	L250	A104	165.00	0.45	74.25	ARCH
							REVIEW/ANALYZE (BEGIN) MEMO TO FILE OF LEGAL ARGUMENTS IN SUPPORT OF BUILDER'S OPPOSITION ARGUMENTS TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT LEGISLATIVE CHANGE OF LONGER STATUTE OF REPOSE PERIOD (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	06/15/2019	123	A	L390	A104	95.00	0.45	42.75	ARCH
							REVIEW/ANALYZE CLIENT'S MOTION FOR ATTORNEY'S FEES, RE DETERMINING EXHIBITS REFERENCED WITHIN, IN PREPARATION FOR OBTAINING ALL EXHIBITS FOR INCLUSION WITH MOTION AND DETERMINING IF AN APPENDIX OR BATES LABELING IS REQUIRED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).		
1287.5511	06/15/2019	123	A	L390	A104	95.00	0.60	57.00	ARCH
							REVIEW/ANALYZE AND COMPILE ALL EXHIBITS REFERENCED WITHIN CLIENT'S MOTION FOR ATTORNEY'S FEES, RE: ENSURING ALL EXHIBITS ARE PREPARED FOR PRODUCTION WITH CLIENT'S MOTION, IN PREPARATION FOR DETERMINING WHICH EXHIBITS WILL NEED TO BE BATES LABELED IF OVER 10 PAGES PURSUANT TO E.D.C.R. 2.27 AND TOTAL NUMBER OF PAGES COMBINED TO SEE IF AN APPENDIX WILL BE REQUIRED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).		
1287.5511	06/15/2019	123	A	L390	A103	95.00	0.20	19.00	ARCH
							DRAFT/REVISE (BEGIN) APPENDIX TO CLIENT'S MOTION FOR ATTORNEYS FEES, RE: LISTING ALL EXHIBITS REFERENCED WITHIN CLIENT'S MOTION, DUE TO THE SIZE OF SAID EXHIBITS BEING OVER 100 PAGES IN TOTAL (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).		
1287.5511	06/15/2019	10	A	L250	A104	185.00	0.75	138.75	ARCH
							REVIEW/ANALYZE (CONTINUE) PAST BILLING STATEMENTS (AUGUST 2017 THROUGH MAY 2019 BILLING STATEMENTS CONSISTING OF OVER OVER 600 PAGES AND THOUSANDS OF ENTRIES) FOR CONFIDENTIAL INFORMATION AND ATTORNEY WORK PRODUCT INFORMATION THAT NEEDS TO BE REDACTED BEFORE THE BILLING STATEMENTS CAN BE USED AS EXHIBITS FOR THE MOTION FOR FEES THAT IS BEING PREPARED GIVEN THE GRANTING OF THE MOTION FOR SUMMARY JUDGMENT (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - 1287.558 - TOWER II; ALL WORK ON THE MOTION PRE-APPROVED BY SHERILYN BRYDON OF ESIS).		

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<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>		<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>									
1287.5511	06/15/2019	10	A	L250 A101	185.00	0.40	74.00	PLAN AND PREPARE (CONTINUE) FOR WORK ON BOTH THE FEES MOTION AND THE OPPOSITION TO THE HOA'S MOTION FOR RECONSIDERATION RE: CONTINUE TO FORMULATE THE BASIS FOR RECOVERY OF FEES GIVEN ALL THE TIMES THAT THE HOA WAS WARNED ABOUT MOVING FORWARD WITH THE CASE DESPITE PROCEDURAL PROBLEMS (FEES MOTION), [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER II - 1287.558; ALL WORK ON THESE MOTIONS PRE-APPROVED BY SHERILYN BRYDON).	ARCH
1287.5511	06/15/2019	585	A	L250 A104	165.00	0.45	74.25	REVIEW/ANALYZE (BEGIN) CLIENT BUILDERS' RESPONSE TO THE ASSOCIATION'S FEBRUARY 2016 CHAPTER 40 NOTICE, RE: NOTICE GIVEN TO THE ASSOCIATION OF PERTINENT CLAIMS PRIOR TO ANY DISPOSITIVE MOTIONS ON THE ISSUES, IN PREPARATION FOR DRAFTING ATTORNEYS FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250 A104	165.00	0.35	57.75	REVIEW/ANALYZE CLIENT BUILDERS' NOTICE OF SEPTEMBER 2016 MEDIATION AND UNDERLYING MEDIATION BRIEF IN RESPONSE TO THE ASSOCIATION'S CHAPTER 40 NOTICE, RE: NOTICE GIVEN TO THE ASSOCIATION OF PERTINENT CLAIMS PRIOR TO ANY DISPOSITIVE MOTIONS ON THE ISSUES, IN PREPARATION FOR DRAFTING ATTORNEYS FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250 A104	165.00	0.25	41.25	REVIEW/ANALYZE BOBBY BEROSIN, LTD. V. PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS NEVADA COURT CASE, RE: NEVADA LEGAL STANDARD FOR AWARD OF ATTORNEYS' FEES PURSUANT TO NRS 18.010(2)(B), IN PREPARATION FOR DRAFTING ATTORNEYS FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250 A104	165.00	0.25	41.25	REVIEW/ANALYZE MILLER V. JONES NEVADA COURT CASE, RE: NEVADA LEGAL STANDARD FOR AWARD OF ATTORNEYS' FEES PURSUANT TO NRS 18.010(2)(B), IN PREPARATION FOR DRAFTING ATTORNEYS FEES ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250 A104	165.00	0.25	41.25	REVIEW/ANALYZE FIRE INSURANCE EXCHANGE V. EFFICIENT ENTERPRISES, INC. D/B/A EFFICIENT ELECTRIC NEVADA COURT CASE, RE: NEVADA LEGAL STANDARD FOR AWARD OF ATTORNEYS' FEES PURSUANT TO NRS 18.010(2)(B), IN PREPARATION FOR DRAFTING ATTORNEYS FEES ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250 A104	165.00	0.45	74.25	REVIEW/ANALYZE (BEGIN) SEPTEMBER 2017 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER FROM COURT RULING IN FAVOR OF CLIENT BUILDERS IN PART TO THEIR MOTION FOR SUMMARY JUDGMENT, RE: COURT NOTICE PERTAINING TO THE ASSOCIATION'S DEFECT ALLEGATIONS, IN PREPARATION FOR DRAFTING ATTORNEYS FEES ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250 A104	165.00	0.40	66.00	REVIEW/ANALYZE (BEGIN) MARCH 2018 FINDINGS	ARCH

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Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5511 CHUBB INSURANCE										
1287.5511	06/15/2019	585	A	L250	A104	165.00	0.95	156.75	OF FACT, CONCLUSIONS OF LAW, AND ORDER FROM COURT RULING IN FAVOR OF CLIENT BUILDERS IN PART TO THEIR MOTION FOR SUMMARY JUDGMENT, RE: COURT NOTICE PERTAINING TO THE ASSOCIATION'S DEFECT ALLEGATIONS, IN PREPARATION FOR DRAFTING ATTORNEYS FEES ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250	A104	165.00	0.95	156.75	REVIEW/ANALYZE (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2), RE: LEGAL ARGUMENTS IN SUPPORT OF CLIENT BUILDERS' REQUEST (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250	A103	165.00	0.85	140.25	REVIEW/ANALYZE (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2), RE: LEGAL ARGUMENTS IN SUPPORT OF CLIENT BUILDERS' REQUEST (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250	A104	165.00	0.40	66.00	DRAFT/REVISE (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2), RE: LEGAL ARGUMENTS IN SUPPORT OF CLIENT BUILDERS' REQUEST (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250	A104	165.00	0.40	66.00	REVIEW/ANALYZE (BEGIN) 2018 MOTION FOR SUMMARY JUDGMENT AND CORRESPONDING OPPOSITION AND REPLY BRIEFS, RE: PRIOR LEGAL ARGUMENTS MADE FOR DISMISSAL OF ASSOCIATION'S CONSTRUCTION DEFECT CLAIMS, IN PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS PURSUANT TO NRS 18.010(2)(A) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250	A104	165.00	0.35	57.75	REVIEW/ANALYZE (BEGIN) LETTERS TO COUNSEL, RE: DEFICIENCIES NOTED IN CHAPTER 40 NOTICE AND AMENDED CHAPTER 40 NOTICE PRIOR TO COMMENCEMENT OF BUILDERS' COMPLAINT IN ORDER TO BUILD ARGUMENTS SUPPORTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS PURSUANT TO NRS 18.010(2)(A) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250	A104	165.00	0.15	24.75	REVIEW/ANALYZE (CONTINUE) BUILDERS' COMPLAINT, RE: BASES FOR RELIEF AND CAUSES OF ACTIONS AS RELATED TO MAY 2019 ORDER PERTAINING TO ASSOCIATION'S COUNTERCLAIMS, IN PREPARATION FOR DRAFTING MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/15/2019	585	A	L250	A103	165.00	0.60	99.00	DRAFT/REVISE (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A), RE: LEGAL ARGUMENTS IN SUPPORT OF CLIENT BUILDERS' REQUEST (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/16/2019	601	A	L250	A104	165.00	0.80	132.00	REVIEW/ANALYZE (BEGIN) SUSAN C. RANDALL, DUE PROCESS CHALLENGES TO STATUTES OF REPOSE, 40 SLJ. 997 (1986), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/16/2019	601	A	L250	A104	165.00	0.65	107.25	REVIEW/ANALYZE (BEGIN) GREGORY KING, ESQ. & ASSOCIATES, PLLC, RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH

AA4589

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5511 CHUBB INSURANCE										
							SARAH J. ODIA, ESQ., IS THE RETROACTIVE STATUTE OF REPOSE FOR CONSTRUCTION DEFECT CLAIMS CONSTITUTIONAL?, NEVADA LAWYER (2017), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)			
1287.5511	06/16/2019	123	A	L320	A104	95.00	0.55	52.25	REVIEW/ANALYZE (CONTINUE) CLIENT'S MOTION FOR ATTORNEY FEES, RE: DETERMINING WHICH EXHIBITS WERE LISTED WITHIN, THE ORDER OF SAID EXHIBITS, THE PAGE NUMBERS EACH EXHIBIT WAS REFERENCED ON, IN PREPARATION FOR ENSURING ALL EXHIBITS ARE DISCLOSED WITH APPENDIX PROPERLY IN COMPLIANCE WITH NEVADA STATUTES (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/16/2019	123	A	L320	A104	95.00	0.95	90.25	REVIEW/ANALYZE (CONTINUE) AND COMPILE ALL EXHIBITS REFERENCED WITHIN CLIENT'S MOTION FOR ATTORNEY'S FEES, INCLUDING NEWER EXHIBITS, RE: ENSURING ALL EXHIBITS ARE PREPARED FOR PRODUCTION WITH CLIENT'S MOTION AND BATES LABELED ACCORDINGLY WITH E.D.C.R. 2.27, IN PREPARATION FOR SUBMITTING WITH CLIENT'S APPENDIX TO MOTION FOR FEES (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/16/2019	123	A	L320	A103	95.00	0.30	28.50	DRAFT/REVISE (CONTINUE) APPENDIX TO CLIENT'S MOTION FOR ATTORNEYS FEES, RE: LISTING ALL EXHIBITS REFERENCED WITHIN CLIENT'S MOTION, DUE TO THE SIZE OF SAID EXHIBITS BEING OVER 100 PAGES IN TOTAL (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/16/2019	123	A	L320	A103	95.00	0.30	28.50	DRAFT/REVISE (CONTINUE) CLIENT'S MOTION FOR ATTORNEYS FEES, RE: LABELING ALL EXHIBITS REFERENCED THROUGHOUT AND ENSURING CLIENT'S APPENDIX MATCHES THE EXHIBITS LABELED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/16/2019	123	A	L320	A104	95.00	1.05	99.75	REVIEW/ANALYZE (CONTINUE) AND COMPILE EXHIBITS OF INVOICES FROM 2016 THROUGH PRESENT, RE: CROSS-REFERENCING REDACTED VERSIONS WITH THOSE PREVIOUSLY PREPARED FOR DISCLOSURE (UNREDACTED), IN PREPARATION FOR PRODUCING REDACTED VERSIONS ONLY DUE TO PRIVILEGE RULES WITHIN CLIENT'S MOTION FOR ATTORNEY FEES (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/16/2019	123	A	L320	A103	95.00	0.20	19.00	DRAFT/REVISE (CONTINUE) APPENDIX TO CLIENT'S MOTION FOR ATTORNEYS FEES, RE: LISTING PAGES NUMBERS FOR INVOICE EXHIBITS REFERENCED WITHIN CLIENT'S MOTION AS PAGES WERE REDACTED FROM PREVIOUSLY INCLUDED INVOICES (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/16/2019	432	A	L120	A104	165.00	0.85	140.25	REVIEW/ANALYZE (BEGIN) NEVADA LEGISLATIVE HISTORY ON ENACTMENT OF AB 421, ██████████ ██████████ ██████████ IN PREPARATION FOR SUPPORT OF OPPOSITION TO MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount		Ref #	
Client ID 1287.5511 CHUBB INSURANCE										
1287.5511	06/16/2019	10	A	L250	A103	185.00	0.35	64.75	DRAFT (CONTINUE) MOTION FOR FEES RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER II - 1287.558; ALL WORK ON THIS MOTION PRE-APPROVED BY SHERILYN BRYDON).	ARCH
1287.5511	06/16/2019	10	A	L250	A103	185.00	0.25	46.25	DRAFT (CONTINUE) MOTION FOR FEES RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER II - 1287.558; ALL WORK ON THIS MOTION PRE-APPROVED BY SHERILYN BRYDON).	ARCH
1287.5511	06/16/2019	585	A	L250	A104	165.00	0.10	16.50	REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S 2017 ANSWER AND COUNTERCLAIMS AGAINST BUILDERS, RE: LEGAL BASES OF ASSOCIATION'S ALLEGATIONS, IN PREPARATION FOR DRAFTING (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/16/2019	585	A	L250	A104	165.00	0.15	24.75	REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S AMENDED CHAPTER 40 NOTICE, RE: ALLEGED CLAIMS FOR CONSTRUCTION DEFECT, IN PREPARATION FOR DRAFTING (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/16/2019	585	A	L250	A103	165.00	0.80	132.00	DRAFT/REVISE	ARCH
1287.5511	06/16/2019	585	A	L250	A103	165.00	0.45	74.25	DRAFT/REVISE (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A), RE: LEGAL ARGUMENTS IN SUPPORT OF CLIENT BUILDERS' REQUEST (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/16/2019	585	A	L250	A103	165.00	0.45	74.25	DRAFT/REVISE (CONTINUE) FINAL PREPARATION OF ALL EXHIBITS INCLUDING REDACTED BILLING STATEMENTS (1000+ PGS TOTAL) AND APPENDIX, IN PREPARATION NFOR SUBMITTING AND FILING MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A), RE: LEGAL ARGUMENTS IN SUPPORT OF CLIENT BUILDERS' REQUEST (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/17/2019	432	A	L120	A101	165.00	0.90	148.50	PLAN AND PREPARE (CONTINUE) STRATEGY FOR OPPOSITION TO MOTION FOR RECONSIDERATION, RE: ANALYZED ONLINE NEVADA LEGISLATURE RULING AND ENACTMENTS CONCERNING AB 421 AND OTHER SIMILAR BILLS, [REDACTED] [REDACTED] ANALYZED SUPREME COURT CASE ANALYZED A SIMILAR BILL UNDER A SIMILAR CONTEXT, [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	06/17/2019	432	A	L120	A104	165.00	0.05	8.25	REVIEW/ANALYZE STIPULATION AND ORDER TO CONTINUE HEARING DATES AND OPPOSITIONS TO MOTIONS, [REDACTED]	ARCH

AA4591

Client		Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount		Ref #
Client ID 1287.5511 CHUBB INSURANCE										
1287.5511	06/17/2019	432	A	L120	A103	165.00	0.05	8.25	DRAFT/REVISE NOTICE TO ALL COUNSEL ADVISING OF THE ENTRY OF ORDER CONTINUING OPPOSITIONS AND HEARINGS FOR SEVERAL OF OUR MOTIONS.	ARCH
1287.5511	06/17/2019	601	A	L250	A104	165.00	0.85	140.25	REVIEW/ANALYZE (BEGIN) <i>TOWN OF EUREKA V. OFFICE OF THE STATE ENGR. OF NEV.</i> , 108 NEV. 163, 826 P.2D 948 (1992), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/17/2019	601	A	L250	A104	165.00	0.60	99.00	REVIEW/ANALYZE (BEGIN) <i>NEV. LAKESHORE CO. V. DIAMOND ELEC, INS.</i> , 89 NEV. 293, 511 P.2D 113 (1973), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/17/2019	601	A	L250	A104	165.00	0.65	107.25	REVIEW/ANALYZE (BEGIN) <i>KELLY V. BURLINGTON NORTHERN R. CO.</i> , 896 F.2D 1194 (9TH CIR. 1990), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/17/2019	601	A	L250	A104	165.00	0.45	74.25	REVIEW/ANALYZE (BEGIN) <i>SILVAR V. EIGHTH JUDICIAL DIST. COURT</i> , 122 NEV. 289, 129 P.3D 682 (2006), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/17/2019	601	A	L250	A104	165.00	0.40	66.00	REVIEW/ANALYZE (BEGIN) <i>DONNELLY V. ANTHONY &amp; SYLVAN POOLS CORP.</i> , 432 P.3D 741 (ORDER OF AFFIRMANCE 2018), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/17/2019	601	A	L250	A104	165.00	0.40	66.00	REVIEW/ANALYZE (BEGIN) <i>ALLSTATE INS. CO V. FURGERSON</i> , 104 NEV. 772, 766 P.2D 904 (1988), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/17/2019	601	A	L250	A103	165.00	0.15	24.75	DRAFT/REVISE (CONTINUE) MEMORANDUM TO FILE	ARCH

AA4592



Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
1287.5511	06/17/2019	10	A	L250	A104	185.00	0.10	18.50	
							REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS, UPDATED ANALYSIS CONCERNING <i>ALSENZ V. TOWN LAKES VILLAGE</i> , 108 NEV. 1117, 843 P.2D 834 (1992) (SPLIT WITH TOWER II CASE PER ADJUSTER)		
							REVIEW/ANALYZE INFORMATION [REDACTED] [REDACTED] THAT THE RETROACTIVE ASPECT OF AB 421 DOES NOT APPLY UNTIL 10/1/19 (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER II - 1287.558; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).		
1287.5511	06/17/2019	10	A	L250	A104	185.00	0.10	18.50	ARCH
							REVIEW/ANALYZE LEGISLATIVE INFORMATION, INCLUDING THE LEGISLATIVE MANUAL, FOR ALL INFORMATION PERTAINING TO WHEN A STATUTE GOES INTO EFFECT AS LAW [REDACTED]		
							[REDACTED]		
							[REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER II - 1287.558; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).		
1287.5511	06/17/2019	10	A	L250	A101	185.00	0.20	37.00	
							PLAN AND PREPARE (BEGIN) [REDACTED]		
							[REDACTED]		
							[REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER II - 1287.558; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).		
1287.5511	06/17/2019	585	A	L250	A104	165.00	0.45	74.25	ARCH
							REVIEW/ANALYZE (BEGIN) DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING ARGUMENTS IN OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	06/17/2019	585	A	L250	A104	165.00	0.20	33.00	ARCH
							REVIEW/ANALYZE (BEGIN) ASSEMBLY BILL 421, RE: LEGISLATIVE CHANGE PERTAINING TO LONGER STATUTE OF REPOSE PERIOD AS APPLIED TO CONSTRUCTION DEFECT CLAIMS, IN PREPARATION FOR DRAFTING OPPOSITION ON BEHALF OF CLIENT BUILDERS TO DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING ARGUMENTS IN OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	06/17/2019	585	A	L250	A104	165.00	0.10	16.50	ARCH
							REVIEW/ANALYZE NEVADA ELECTRONIC LEGISLATIVE INFORMATION SYSTEM PAGE RELATED TO AB 421, RE: LEGISLATIVE CHANGE PERTAINING TO LONGER STATUTE OF REPOSE PERIOD AS APPLIED TO CONSTRUCTION DEFECT CLAIMS, IN PREPARATION FOR DRAFTING OPPOSITION ON BEHALF OF CLIENT BUILDERS TO DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF		

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5511 CHUBB INSURANCE										
1287.5511	06/17/2019	585	A	L250	A104	165.00	0.20	33.00	LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING ARGUMENTS IN OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/17/2019	585	A	L250	A104	165.00	0.20	33.00	REVIEW/ANALYZE VALLEY BANK OF NEVADA V. GINSBURG NEVADA COURT CASE CITED IN DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING OPPOSITION ON BEHALF OF CLIENT BUILDERS TO DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING ARGUMENTS IN OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/17/2019	585	A	L250	A104	165.00	0.10	16.50	REVIEW/ANALYZE CITY OF LOS ANGELES HARBOR DIV V. SANTA MONICA BAYKEEPER FEDERAL DISTRICT COURT CASE CITED IN DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING OPPOSITION ON BEHALF OF CLIENT BUILDERS TO DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING ARGUMENTS IN OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/17/2019	585	A	L250	A104	165.00	0.15	24.75	REVIEW/ANALYZE NRCP RULE 54(B), RE: REVISED NEVADA RULES OF CIVIL PROCEDURE PERTAINING TO RECONSIDERATION OF COURT ORDERS, IN PREPARATION FOR DRAFTING OPPOSITION ON BEHALF OF CLIENT BUILDERS TO DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING ARGUMENTS IN OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/17/2019	585	A	L250	A104	165.00	0.15	24.75	REVIEW/ANALYZE MANHATTAN W MECHANIC'S LIEN LITIGATION NEVADA COURT CASE CITED IN DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION, RE: NEVADA CASE AUTHORITY PERTAINING TO RECONSIDERATION OF COURT ORDERS, IN PREPARATION FOR DRAFTING OPPOSITION ON BEHALF OF CLIENT BUILDERS TO	ARCH

AA4594

AA4595

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>	
<b>Client ID 1287.5511 CHUBB INSURANCE</b>									
1287.5511	06/18/2019	601	A	L250	A104	165.00	0.70	115.50	
								PER ADJUSTER) REVIEW/ANALYZE (BEGIN) <i>GIVENS V. ANCHOR PACKING, INC.</i> , 466 N.W.2D 771 (NEB. 1991), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/18/2019	601	A	L250	A104	165.00	0.80	132.00	
								REVIEW/ANALYZE (BEGIN) <i>M.E.H. V. L.H.</i> , 685 N.E.2D 335 (ILL. 1997), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/18/2019	601	A	L250	A104	165.00	0.85	140.25	
								REVIEW/ANALYZE (BEGIN) <i>CAMERON V. ATL. RICHFIELD CO.</i> , 2019 WL 2083050 (WASH. APP. 2019), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/18/2019	601	A	L250	A103	165.00	0.20	33.00	
								DRAFT/REVISE (CONTINUE) MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/18/2019	585	A	L250	A103	165.00	0.25	41.25	
								DRAFT/REVISE MEMO OF LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION FOR RECONSIDERATION, RE: REQUEST FOR COURT TO RECONSIDER ITS PRIOR ORDER (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/18/2019	585	A	L250	A104	165.00	0.20	33.00	
								REVIEW/ANALYZE NEVADA CIVIL PRACTICE MANUAL SECTION 11.19 (2018), RE: LEGAL STANDARDS FOR MOTIONS FOR RECONSIDERATION OF PRIOR COURT RULINGS, IN PREPARATION FOR DRAFTING ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/18/2019	585	A	L250	A104	165.00	0.05	8.25	
								REVIEW/ANALYZE EDCR 2.24(B), RE: LEGAL STANDARDS FOR MOTIONS FOR RECONSIDERATION OF PRIOR COURT RULINGS, IN PREPARATION FOR DRAFTING ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/18/2019	585	A	L250	A104	165.00	0.05	8.25	
								REVIEW/ANALYZE NRCP 59(E), RE: LEGAL STANDARDS FOR AMENDMENT OR ALTERATION OF FINAL JUDGMENT OF COURT'S ORDER, IN PREPARATION FOR DRAFTING ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION	ARCH

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<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	06/18/2019	585	A	L250	A104	165.00	0.20	33.00
FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/18/2019	585	A	L250	A104	165.00	0.20	33.00
REVIEW/ANALYZE TAYLOR V. BARRINGER NEVADA COURT CASE CITED IN ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: LEGAL STANDARD FOR FINAL JUDGMENT IN NEVADA, IN PREPARATION FOR DRAFTING ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/18/2019	585	A	L250	A104	165.00	0.20	33.00
REVIEW/ANALYZE ALPER V. POSIN NEVADA COURT CASE CITED IN ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: LEGAL STANDARD FOR FINAL JUDGMENT IN NEVADA, IN PREPARATION FOR DRAFTING ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/18/2019	585	A	L250	A104	165.00	0.25	41.25
REVIEW/ANALYZE AA PRIMO BUILDERS LLC V. WASHINGTON NEVADA COURT CASE CITED IN ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: LEGAL STANDARD FOR ALTERATION OR AMENDMENT OF FINAL JUDGMENT IN NEVADA, IN PREPARATION FOR DRAFTING ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/18/2019	585	A	L250	A104	165.00	0.20	33.00
REVIEW/ANALYZE COUNTRY V. ROBISON NEVADA COURT CASE CITED IN ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: LEGAL STANDARD FOR ALTERATION OR AMENDMENT OF FINAL JUDGMENT IN NEVADA, IN PREPARATION FOR DRAFTING ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/18/2019	585	A	L250	A103	165.00	0.40	66.00
DRAFT/REVISE (BEGIN) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: LEGAL ARGUMENTS PERTAINING TO REVIEW UNDER A RECONSIDERATION STANDARD OR NRCP 59(E) (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/18/2019	585	A	L250	A107	165.00	0.20	33.00
COMMUNICATE (OTHER OUTSIDE COUNSEL) CONFERENCE CALL WITH APPELLATE COUNSEL, RE: ARGUMENTS FOR OPPOSITION MOTION TO RECONSIDER ON BEHALF OF THE BUILDERS AS WELL AS UPCOMING ORAL ARGUMENTS (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/18/2019	585	A	L120	A104	165.00	0.35	57.75
REVIEW/ANALYZE (BEGIN) ASSEMBLY BILL 421 COMMITTEE ON JUDICIARY LEGISLATIVE NOTES, RE: AMENDMENTS AND CHANGES TO PROPOSED LAW AND BASES FOR CHANGES, IN PREPARATION FOR DRAFTING OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: LEGAL ARGUMENTS PERTAINING TO REVIEW UNDER A								ARCH

AA4597

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	06/18/2019	585	A	L120 A103	165.00	0.95	156.75 RECONSIDERATION STANDARD OR NRCP 59(E) (SPLIT WITH TOWER II CASE PER ADJUSTER) DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: LEGAL ARGUMENTS PERTAINING TO REVIEW UNDER A RECONSIDERATION STANDARD OR NRCP 59(E) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/18/2019	585	A	L250 A103	165.00	0.85	140.25 DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: LEGAL ARGUMENTS PERTAINING TO REVIEW UNDER A RECONSIDERATION STANDARD OR NRCP 59(E) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/18/2019	10	A	L250 A101	185.00	0.30	55.50 PLAN AND PREPARE (CONTINUE) FOR WORK ON OPPOSITIONS TO THE HOA'S MOTIONS (2 SEPARATE MOTIONS) FOR RECONSIDERATION OF THE COURT'S ORDER ON THE LATEST MOTION FOR SUMMARY JUDGMENT RE: CONTINUE TO WORK ON HOW BEST TO FORMULATE THE OPPOSITIONS GIVEN THE NEW INFORMATION ON WHEN A LAW BECOMES ENACTED IF THE BILL DOES NOT HAVE A SET DATE AS TO WHEN THE LAW WILL GO INTO EFFECT (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - 1287.558 - TOWER II; ALL WORK ON THESE MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	06/18/2019	10	A	L250 A109	185.00	0.15	27.75 APPEAR FOR/ATTEND CONFERENCE CALL WITH DAN POLSENBERG AND JOEL HENRIOD (APPELLATE COUNSEL FOR THE CLIENTS) RE: DISCUSSION OF STRATEGY FOR THE OPPOSITIONS TO THE HOA'S MOTIONS (2 SEPARATE MOTIONS) FOR RECONSIDERATION OF THE COURT'S ORDER ON THE LATEST MOTION FOR SUMMARY JUDGMENT (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - 1287.558 - TOWER II; ALL WORK ON THESE MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	06/19/2019	585	A	L120 A104	165.00	0.15	24.75 REVIEW/ANALYZE VALENTI V. STATE DMV NEVADA COURT CASE, RE: STATUTORY INTERPRETATION AS PERTAINING TO AB 125, IN PREPARATION FOR DRAFTING OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: LEGAL ARGUMENTS PERTAINING TO REVIEW UNDER A RECONSIDERATION STANDARD OR NRCP 59(E) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/19/2019	585	A	L120 A103	165.00	0.95	156.75 DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: LEGAL ARGUMENTS PERTAINING TO REVIEW UNDER A RECONSIDERATION STANDARD OR NRCP 59(E) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/19/2019	585	A	L120 A103	165.00	0.90	148.50 DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: LEGAL ARGUMENTS PERTAINING TO REVIEW UNDER A RECONSIDERATION STANDARD OR NRCP 59(E) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/19/2019	585	A	L250 A103	165.00	0.95	156.75 DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: LEGAL ARGUMENTS PERTAINING TO REVIEW UNDER A RECONSIDERATION STANDARD OR NRCP 59(E) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/19/2019	585	A	L250 A103	165.00	0.70	115.50 DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: LEGAL ARGUMENTS PERTAINING TO REVIEW UNDER A RECONSIDERATION STANDARD OR NRCP 59(E) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/19/2019	585	A	L250 A103	165.00	0.45	74.25 DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE:	ARCH

AA4598

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	06/19/2019	601	A	L250	A104	165.00	0.15	24.75
LEGAL ARGUMENTS PERTAINING TO REVIEW UNDER A RECONSIDERATION STANDARD OR NRCP 59(E) (SPLIT WITH TOWER II CASE PER ADJUSTER) REVIEW/ANALYZE (BEGIN) <i>VALENTI V. STATE DMV</i> , 131 NEV., ADV. REP. 87, 362 P.3D 83 (2015), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/19/2019	601	A	L250	A104	165.00	0.05	8.25
REVIEW/ANALYZE (BEGIN) <i>BADGER V. EIGHTH JUDICIAL DIST. COURT</i> , 132 NEV., ADV. REP. 39, 373 P.3D 89 (2016), RE: RECONSIDERATION OF A DISTRICT COURT'S ORDER FOLLOWING THE PASSAGE OF A NEW BILL, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING COUNTER-ARGUMENTS TO THE ASSOCIATION'S POSITION THAT THE LAW RETROACTIVELY SAVES THEIR OTHERWISE TIME-BARRED CLAIMS (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/19/2019	10	A	L250	A103	185.00	0.50	92.50
DRAFT (CONTINUE) WORK ON OPPOSITION TO THE HOA'S MOTION FOR RECONSIDERATION RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE -TOWER II -1287.558; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).								ARCH
1287.5511	06/20/2019	585	A	L250	A103	165.00	0.55	90.75
DRAFT/REVISE (BEGIN) DRAFTING CONSTITUTIONAL LAW ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION FOR RECONSIDERATION, RE: RETROACTIVE APPLICATION OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/20/2019	10	A	L250	A103	185.00	0.80	148.00
DRAFT (CONTINUE) WORK ON OPPOSITION TO THE HOA'S MOTION FOR RECONSIDERATION RE: ADDITIONAL WORK ON FIRST THREE SECTIONS DEALING WITH THE HOA'S REQUEST FOR A STAY, THE TIMING OF ENACTMENT OF AB 421 AND THE APPLICABILITY OF AB 421 (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE -TOWER II -1287.558; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).								ARCH
1287.5511	06/20/2019	10	A	L250	A103	185.00	0.40	74.00
DRAFT (CONTINUE) WORK ON OPPOSITION TO THE HOA'S MOTION FOR RECONSIDERATION RE: ADDITIONAL WORK ON FINAL SECTIONS OF OPPOSITION DEALING WITH THREE SUBSTANTIVE ARGUMENTS RAISED BY THE HOA IN ITS MOTION, INCLUDING GOOD CAUSE, COMPULSORY COUNTER-CLAIMS AND THE "JAMISON" RULING (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE -TOWER II -1287.558; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).								ARCH
1287.5511	06/20/2019	585	A	L250	A104	165.00	0.05	8.25
REVIEW/ANALYZE NRCP 8(C), RE: REVISED NEVADA RULES OF CIVIL PROCEDURE PERTAINING TO LEGAL STANDARD FOR MOTIONS FOR RECONSIDERATION, IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH

AA4599

Client		Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount		Ref #
Client ID 1287.5511 CHUBB INSURANCE										
1287.5511	06/20/2019	585	A	L250	A104	165.00	0.05	8.25	REVIEW/ANALYZE KRESS V. COREY NEVADA COURT CASE, RE: LEGAL PARAMETERS OF A MOTION FOR RECONSIDERATION IN NEVADA, IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/20/2019	585	A	L250	A104	165.00	0.05	8.25	REVIEW/ANALYZE HANSEN V. ROBERT P. GUSTAVSON RAMPARTS INC AND INTERNATIONAL CONTRACT FURNISHINGS SUPREME COURT CASE NEVADA COURT CASE, RE: LEGAL PARAMETERS OF A MOTION FOR RECONSIDERATION IN NEVADA, IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/20/2019	585	A	L250	A104	165.00	0.10	16.50	REVIEW/ANALYZE NRCP 60(B), RE: REVISED NEVADA RULES OF CIVIL PROCEDURE PERTAINING TO LEGAL STANDARD FOR MOTIONS FOR RECONSIDERATION, IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/20/2019	585	A	L250	A104	165.00	0.05	8.25	REVIEW/ANALYZE NRCP 59(E), RE: REVISED NEVADA RULES OF CIVIL PROCEDURE PERTAINING TO LEGAL STANDARD FOR MOTIONS FOR RECONSIDERATION, IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/20/2019	585	A	L250	A104	165.00	0.15	24.75	REVIEW/ANALYZE BACKLUND V. BARNHART NEVADA COURT CASE NEVADA COURT CASE, RE: LEGAL PARAMETERS OF A MOTION FOR RECONSIDERATION IN NEVADA, IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/20/2019	585	A	L250	A104	165.00	0.15	24.75	REVIEW/ANALYZE FORTUNET, INC. V. MELANGE COMPUTER SERVS. NEVADA COURT CASE, RE: LEGAL PARAMETERS OF A MOTION FOR RECONSIDERATION IN NEVADA, IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/20/2019	585	A	L250	A104	165.00	0.90	148.50	REVIEW/ANALYZE (CONTINUE) OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION/STAY ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/20/2019	585	A	L250	A103	165.00	0.95	156.75	DRAFT/REVISE (CONTINUE) OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION/STAY ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/20/2019	585	A	L250	A104	165.00	0.05	8.25	REVIEW/ANALYZE EMAIL CORRESPONDENCE FROM DEFENSE COUNSEL (MICHAEL GAYAN), RE: MODIFIED DATES FOR UPCOMING DUE DATES OF MOTIONS PRIOR TO JULY 16, 2019 COURT HEARING (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/21/2019	10	A	L250	A103	185.00	0.55	101.75	DRAFT (CONTINUE) WORK ON OPPOSITION TO THE HOA'S MOTION FOR TO RE-TAX COSTS RE: ADDITIONAL WORK ON THE SUPPORTING ARGUMENTS FOR WHY ALL EXPERT WORK SHOULD BE REIMBURSED, THE FALLACY OF THE HOA'S	ARCH

AA4600



<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
							POSITION THAT ALL CLAIMS HAVE TO BE RESOLVED BEFORE THE BUILDERS CAN SEEK COSTS, AND THE RELIANCE BY THE HOA ON CASE LAW THAT IS NOT APPLICABLE TO CLAIMS LIKE THE ONES THAT HAVE BEEN ADJUDICATED IN FAVOR OF THE BUILDERS (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE -TOWER II -1287.558; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	
1287.5511	06/21/2019	10	A	L250	A103	185.00	0.25	46.25
							DRAFT (CONTINUE) WORK ON OPPOSITION TO THE HOA'S MOTION FOR RECONSIDERATION RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE -TOWER II -1287.558; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	06/21/2019	123	A	L320	A104	95.00	0.55	52.25
							REVIEW/ANALYZE (CONTINUE) CLIENT'S OPPOSITION TO DEFENDANTS/COUNTER-CLAIMANTS' MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING PLAINTIFFS/COUNTER-DEFENDANTS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11 202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER, RE: DETERMINING WHICH EXHIBITS WERE LISTED WITHIN, THE ORDER OF SAID EXHIBITS, THE PAGE NUMBERS EACH EXHIBIT WAS REFERENCED ON, IN PREPARATION FOR ENSURING ALL EXHIBITS ARE LABELED ACCORDINGLY THROUGHOUT OPPOSITION AND DISCLOSED WITH APPENDIX PROPERLY IN COMPLIANCE WITH NEVADA STATUTES (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/21/2019	123	A	L320	A103	95.00	0.40	38.00
							DRAFT/REVISE (CONTINUE) CLIENT'S OPPOSITION TO DEFENDANTS/COUNTER-CLAIMANTS' MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING PLAINTIFFS/COUNTER-DEFENDANTS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11 202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER, RE: LABELING ALL EXHIBITS REFERENCED THROUGHOUT AND ENSURING CLIENT'S APPENDIX MATCHES THE EXHIBITS LABELED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/21/2019	123	A	L320	A104	95.00	0.80	76.00
							REVIEW/ANALYZE AND COMPILE ALL EXHIBITS REFERENCED WITHIN CLIENT'S OPPOSITION TO DEFENDANTS/COUNTER-CLAIMANTS' MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING PLAINTIFFS/COUNTER-DEFENDANTS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11 202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER, RE: ENSURING ALL EXHIBITS ARE PREPARED FOR PRODUCTION WITH CLIENT'S MOTION AND BATES LABELED ACCORDINGLY WITH E.D.C.R. 2.27, IN PREPARATION FOR SUBMITTING WITH CLIENT'S APPENDIX TO SAID OPPOSITION (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER	ARCH

AA4601

Client		Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount		Ref #
Client ID 1287.5511 CHUBB INSURANCE										
1287.5511	06/21/2019	123	A	L320	A103	95.00	0.45	42.75	FILE IN SAME CASE-TOWER II). DRAFT/REVISE APPENDIX TO CLIENT'S OPPOSITION TO DEFENDANTS/COUNTER-CLAIMANTS' MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING PLAINTIFFS/COUNTER-DEFENDANTS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11 202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER, RE: LISTING ALL EXHIBITS REFERENCED WITHIN CLIENT'S OPPOSITION, DUE TO THE SIZE OF SAID EXHIBITS BEING OVER 100 PAGES IN TOTAL (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/21/2019	123	A	L320	A104	95.00	0.10	9.50	REVIEW/ANALYZE (CONTINUE) CLIENT'S OPPOSITION TO DEFENDANTS' MOTION FOR RETAX, RE: DETERMINING WHICH EXHIBITS WERE LISTED WITHIN AND THE ORDER OF SAID EXHIBITS, IN PREPARATION FOR ENSURING ALL EXHIBITS ARE LABELED ACCORDINGLY THROUGHOUT OPPOSITION AND DISCLOSED WITH DECLARATION PROPERLY IN COMPLIANCE WITH NEVADA STATUTES (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/21/2019	123	A	L320	A103	95.00	0.15	14.25	DRAFT/REVISE (CONTINUE) CLIENT'S OPPOSITION TO DEFENDANTS' MOTION FOR RETAX, RE: LABELING ALL EXHIBITS REFERENCED THROUGHOUT AND ENSURING CLIENT'S DECLARATION MATCHES THE EXHIBITS LABELED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/21/2019	123	A	L320	A104	95.00	0.30	28.50	REVIEW/ANALYZE AND COMPILE ALL EXHIBITS REFERENCED WITHIN CLIENT'S OPPOSITION TO DEFENDANTS' MOTION FOR RETAX, RE: ENSURING ALL EXHIBITS ARE PREPARED FOR PRODUCTION WITH CLIENT'S MOTION AND BATES LABELED ACCORDINGLY WITH E.D.C.R. 2.27, IF NECESSARY, IN PREPARATION FOR SUBMITTING WITH SAID OPPOSITION (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	06/21/2019	585	A	L250	A103	165.00	0.95	156.75	DRAFT/REVISE (CONTINUE) OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION/STAY ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/21/2019	585	A	L250	A103	165.00	0.85	140.25	DRAFT/REVISE (CONTINUE) OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION/STAY ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/21/2019	585	A	L250	A103	165.00	0.55	90.75	DRAFT/REVISE (CONTINUE) EXHIBITS (ALL) SUPPORTING AND ATTACHED TO OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION/STAY ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/24/2019	601	A	L250	A104	165.00	0.35	57.75	REVIEW/ANALYZE (BEGIN) DEFENDANT'S MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE, RE: NEVADA RULES OF CIVIL PROCEDURE RULE 59(E) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/24/2019	585	A	L250	A104	165.00	0.20	33.00	REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S	ARCH

AA4602

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	06/24/2019	585	A	L250	A103	165.00	0.45	74.25
RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421, IN PREPARATION FOR DRAFTING OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/24/2019	585	A	L250	A104	165.00	0.10	16.50
DRAFT/REVISE (BEGIN) OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/24/2019	585	A	L250	A104	165.00	0.05	8.25
REVIEW/ANALYZE KILLIP V. EMPIRE MILL CO. NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: POTENTIAL LEGAL ARGUMENTS USED BY ASSOCIATION IN REPLY BRIEF IN SUPPORT OF REQUEST FOR RECONSIDERATION, IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/24/2019	585	A	L250	A104	165.00	0.10	16.50
REVIEW/ANALYZE LA-TEX PARTNERSHIP V. DETERS NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/24/2019	585	A	L250	A104	165.00	0.15	24.75
REVIEW/ANALYZE UNION PETROCHEMICAL CORP V. SCOTT NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/24/2019	585	A	L250	A104	165.00	0.15	24.75
REVIEW/ANALYZE HEARD V. FISHER'S AND COBB SALES AND DISTRIBUTIONS NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/24/2019	585	A	L250	A104	165.00	0.10	16.50
REVIEW/ANALYZE DOYLE V. JORGENSEN NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: POTENTIAL LEGAL ARGUMENTS USED BY ASSOCIATION IN REPLY BRIEF IN SUPPORT OF REQUEST FOR RECONSIDERATION, IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/24/2019	585	A	L250	A104	165.00	0.10	16.50
REVIEW/ANALYZE GASSETT V. SNAPPY CAR RENTAL NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: POTENTIAL LEGAL ARGUMENTS USED BY ASSOCIATION IN REPLY BRIEF IN SUPPORT OF REQUEST FOR RECONSIDERATION, IN PREPARATION FOR DRAFTING OPPOSITION TO								ARCH

AA4603

MAY 23, 2019  
AA4604

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	06/25/2019	601	A	L250 A104	165.00	0.80	132.00	ARCH
							FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	
							REVIEW/ANALYZE (BEGIN) <i>TIEN FU HSU V. COUNTY OF CLARK</i> , 123 NEV. 625, 173 P.3D 724 (2007), RE: MOTION TO ALTER OR AMEND A JUDGMENT PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 59(E), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5511	06/25/2019	601	A	L250 A104	165.00	0.45	74.25	ARCH
							REVIEW/ANALYZE (BEGIN) <i>TEAMSTERS LOCAL 617 PENSION &amp; WELFARE FUNDS V. APOLLO GROUP, INC.</i> , 282 F.R.D. 216 (DIST. ARIZ. 2012), RE: MOTION TO ALTER OR AMEND A JUDGMENT PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 59(E), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5511	06/25/2019	601	A	L250 A104	165.00	0.85	140.25	ARCH
							REVIEW/ANALYZE (BEGIN) <i>UNITED STATES EX REL. DRAKE V. NSI, INC.</i> , 736 F. SUPP. 2D 489 (DIST. CONN. 2010), RE: MOTION TO ALTER OR AMEND A JUDGMENT PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 59(E), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5511	06/25/2019	601	A	L250 A104	165.00	0.40	66.00	ARCH
							REVIEW/ANALYZE (BEGIN) <i>PEOPLE V. BUNN</i> , 37 P.3D 380 (CAL. 2002), RE: MOTION TO ALTER OR AMEND A JUDGMENT PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 59(E), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5511	06/25/2019	601	A	L250 A104	165.00	0.35	57.75	ARCH
							REVIEW/ANALYZE (BEGIN) <i>SHERMAN V. ROSE</i> , 943 P.2D 719 (WYO. 1997), RE: MOTION TO ALTER OR AMEND A JUDGMENT PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 59(E), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	

AA4605

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	06/25/2019	585	A	L250 A103	165.00	0.55	90.75 PER ADJUSTER) DRAFT/REVISE (CONTINUE) OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/25/2019	585	A	L250 A104	165.00	0.15	24.75 REVIEW/ANALYZE YOCHUM V. DAVIS NEVADA COURT CASE, RE: PARAMETERS OF NRCP 60(B) AS RELATED TO DISCRETION OF COURT TO RECONSIDER FINAL JUDGMENTS AND ORDERS, IN PREPARATION FOR DEVELOPING LEGAL ARGUMENTS IN OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION BASED ON RECENT PASSAGE OF AB421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/25/2019	585	A	L250 A104	165.00	0.15	24.75 REVIEW/ANALYZE HORTON V. DI OPERATING CO. NEVADA COURT CASE, RE: PARAMETERS OF NRCP 60(B) AS RELATED TO DISCRETION OF COURT TO RECONSIDER FINAL JUDGMENTS AND ORDERS, IN PREPARATION FOR DEVELOPING LEGAL ARGUMENTS IN OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION BASED ON RECENT PASSAGE OF AB421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/25/2019	585	A	L250 A104	165.00	0.20	33.00 REVIEW/ANALYZE CIVIL PRACTICE ACT CHILD V. GEORGE MILLER INC NEVADA COURT CASE, RE: PARAMETERS OF NRCP 60(B) AS RELATED TO DISCRETION OF COURT TO RECONSIDER FINAL JUDGMENTS AND ORDERS, IN PREPARATION FOR DEVELOPING LEGAL ARGUMENTS IN OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION BASED ON RECENT PASSAGE OF AB421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/25/2019	585	A	L250 A104	165.00	0.10	16.50 REVIEW/ANALYZE NEVADA INDUS. DEV., INC. V. BENEDETTI NEVADA COURT CASE, RE: PARAMETERS OF NRCP 60(B) AS RELATED TO DISCRETION OF COURT TO RECONSIDER FINAL JUDGMENTS AND ORDERS, IN PREPARATION FOR DEVELOPING LEGAL ARGUMENTS IN OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION BASED ON RECENT PASSAGE OF AB421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/25/2019	585	A	L250 A104	165.00	0.15	24.75 REVIEW/ANALYZE SFPP LP V. SECOND JUDICIAL DISTRICT COURT OF NEVADA COURT CASE, RE: PARAMETERS OF NRCP 60(B) AS RELATED TO DISCRETION OF COURT TO RECONSIDER FINAL JUDGMENTS AND ORDERS, IN PREPARATION FOR DEVELOPING LEGAL ARGUMENTS IN OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION BASED ON RECENT PASSAGE OF AB421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/26/2019	432	A	L120 A101	165.00	0.55	90.75 PLAN AND PREPARE (CONTINUE) STRATEGY FOR RESPONDING TO RENEWED MOTION FOR RECONSIDERATION, RE: ANALYSIS OF RENEWED MOTION AND DEVELOPMENT OF NRCP 60(b) ARGUMENT IN REBUTTAL TO POTENTIAL ARGUMENT BY COUNSEL THAT THAT STATUTE POTENTIALLY APPLIES. ANALYSIS OF THAT STATUTE, AND DEVELOPMENT OF MEMORANDUM OUTLINING THOUGHTS ON THE POTENTIAL APPLICABILITY SHOULD THE ASSOCIATION RAISE IT IN THEIR CLAIMS, OUTLINED THE RELEVANT PROVISIONS OF THAT STATUTE AND MADE NOTES ON SAME (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/26/2019	10	A	L250 A101	185.00	0.15	27.75 PLAN AND PREPARE (CONTINUE) FOR WORK ON	ARCH

AA4606

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
							OPPOSITION TO THE HOA'S SECOND MOTION FOR RECONSIDERATION (BASED ON NRCP 59) RE: CONTINUE TO GO OVER POSSIBLE WAYS TO BOLSTER VARIOUS ARGUMENTS THAT WERE UTILIZED IN THE OPPOSITION TO THE HOA'S ORIGINAL MOTION FOR RECONSIDERATION (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER II - 1287.558; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	
1287.5511	06/26/2019	601	A	L250	A104	165.00	0.40	66.00
							REVIEW/ANALYZE (BEGIN) <i>SHOEN V. MADDI'S FRESIAN RANCH, LLC</i> , DOCKET NO. 72093 (ORDER OF AFFIRMANCE MAY 21, 2018), RE: MOTION TO ALTER OR AMEND A JUDGMENT PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 59(E), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/26/2019	601	A	L250	A104	165.00	0.30	49.50
							REVIEW/ANALYZE (BEGIN) <i>DEDEGE V. STATE</i> , 832 SO. 2D 835 (FLA DIST. CT. APP. 2002), RE: MOTION TO ALTER OR AMEND A JUDGMENT PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 59(E), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/26/2019	601	A	L250	A104	165.00	0.35	57.75
							REVIEW/ANALYZE (BEGIN) <i>SKWORZEC V. GKT II</i> , DOCKET NO. 60446 (ORDER OF AFFIRMANCE OCT. 31, 2013), RE: MOTION TO ALTER OR AMEND A JUDGMENT PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 59(E), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/26/2019	601	A	L250	A104	165.00	0.45	74.25
							REVIEW/ANALYZE (BEGIN) <i>UNION PETROCHEMICAL CORP. V. SCOTT</i> , 96 NEV. 337, 609 P.2D 323 (1980), RE: MOTION FOR RELIEF FROM A FINAL JUDGMENT OR ORDER PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 60(B), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/26/2019	601	A	L250	A104	165.00	0.60	99.00
							REVIEW/ANALYZE (BEGIN) <i>STOECKLEIN V. JOHNSON ELEC.</i> , 109 NEV. 268, 849 P.2D 305 (1993), RE: MOTION FOR RELIEF FROM A FINAL JUDGMENT OR ORDER PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 60(B), IN PREPARATION FOR	ARCH

AA4607

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
							DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	06/26/2019	601	A	L250	A104	165.00	0.55	90.75 REVIEW/ANALYZE (BEGIN) <i>KAHN V. ORME</i> , 108 NEV. 510, 835 P.2D 790 (1992), RE: MOTION FOR RELIEF FROM A FINAL JUDGMENT OR ORDER PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 60(B), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/27/2019	601	A	L250	A104	165.00	0.80	132.00 REVIEW/ANALYZE (BEGIN) <i>FORD V. BRANCH BANKING &amp; TRUST CO.</i> , 131 NEV., ADV. REP. 53, 353 P.3D 1200, 1201 (2015), RE: MOTION FOR RELIEF FROM A FINAL JUDGMENT OR ORDER PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 60(B), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/27/2019	601	A	L250	A104	165.00	0.60	99.00 REVIEW/ANALYZE (BEGIN) <i>ELEC. PRIVACY INFO. CTR. V. UNITED STATES DEP'T OF HOMELAND SEC.</i> , 811 F. SUPP. 2D 216 (D.D.C. 2001), RE: MOTION FOR RELIEF FROM A FINAL JUDGMENT OR ORDER PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 60(B), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/27/2019	601	A	L250	A104	165.00	0.55	90.75 REVIEW/ANALYZE (BEGIN) <i>THOMAS V. COUNTY OF FRANKLIN</i> , 127 F. SUPP. 2D 145 (N.D.N.Y 2000), RE: MOTION FOR RELIEF FROM A FINAL JUDGMENT OR ORDER PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 60(B), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	06/27/2019	601	A	L250	A104	165.00	0.70	115.50 REVIEW/ANALYZE (BEGIN) <i>LATSHAW V. TRAINER WORTHAM &amp; CO.</i> , 452 F.3D 1097 (9TH CIR. 2006), RE: MOTION FOR RELIEF FROM A FINAL JUDGMENT OR ORDER PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 60(B), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATION'S RENEWED MOTION FOR	ARCH

AA4608



AA4609

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
1287.5511	06/28/2019	601	A	L250	A104	165.00	0.85	140.25
MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/28/2019	601	A	L250	A104	165.00	0.70	115.50
REVIEW/ANALYZE (BEGIN) <i>MALLIN V. FARMERS INS. EXCH.</i> , 106 NEV. 606, 797 P.2D 978 (1990), RE: MOTION FOR RELIEF FROM A FINAL JUDGMENT OR ORDER PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 60(B), IN PREPARATION FOR DRAFTING GMEMORANDUM TO FILE OPPOSING THE ASSOCIATIONS RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/28/2019	601	A	L250	A104	165.00	0.40	66.00
REVIEW/ANALYZE (BEGIN) <i>LAS VEGAS HACIENDA V. G.L.M.M. CORP.</i> , 93 Nev. 177, 561 P.2d 1334 (1977), RE: MOTION FOR RELIEF FROM A FINAL JUDGMENT OR ORDER PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 60(B), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE OPPOSING THE ASSOCIATIONS RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/28/2019	601	A	L250	A104	165.00	0.55	90.75
REVIEW/ANALYZE (BEGIN) <i>TAYLOR CONSTR. CO. V. HILTON HOTELS CORP.</i> , 100 NEV. 207, 678 p.2D 1152 (1984), RE: MOTION FOR RELIEF FROM A FINAL JUDGMENT OR ORDER PURSUANT TO NEVADA RULES OF CIVIL PROCEDURE RULE 60(B), IN PREPARATION FOR DRAFTING GMEMORANDUM TO FILE OPPOSING THE ASSOCIATIONS RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	06/28/2019	432	A	L250	A103	165.00	0.80	132.00
DRAFT/REVISE (BEGIN) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)								ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount		Ref #
<b>Client ID 1287.5511 CHUBB INSURANCE</b>									
1287.5511	06/28/2019	432	A	L250 A103	165.00	0.80	132.00	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	06/28/2019	432	A	L250 A103	165.00	0.90	148.50	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	06/28/2019	432	A	L250 A103	165.00	0.60	99.00	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	06/28/2019	432	A	L250 A103	165.00	0.40	66.00	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	06/28/2019	432	A	L250 A103	165.00	0.55	90.75	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	06/28/2019	119	A	L250 A104	185.00	0.15	27.75	REVIEW/ANALYZE (LIMITED SCOPE) CORRESPONDENCE AND NOTES RE: STATUS OF MOTION WORK/UPCOMING HEARINGS. TIME TO BE SPLIT WITH TOWER TWO CASE.	ARCH
1287.5511	06/30/2019	585	A	L250 A103	165.00	0.20	33.00	DRAFT/REVISE (CONTINUE) OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/01/2019	432	A	L250 A108	165.00	0.10	16.50	COMMUNICATE (OTHER EXTERNAL) TELEPHONE CALL WITH CO-COUNSEL, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	07/01/2019	432	A	L250 A103	165.00	0.70	115.50	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	07/01/2019	432	A	L250 A108	165.00	0.10	16.50	COMMUNICATE (OTHER EXTERNAL) TELEPHONE CALL WITH CO-COUNSEL, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	07/01/2019	432	A	L250 A108	165.00	0.65	107.25	COMMUNICATE (OTHER EXTERNAL) CONFERENCE	ARCH

AA4611

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
1287.5511	07/01/2019	432 A	L250 A103	165.00	0.35	57.75	CALL WITH CO-COUNSEL REGARDING POTENTIAL FOR FILING A MOTION FOR CERTIFICATION UNDER RULE 54(B), PROS AND CONS FOR SAME, ANALYSIS OF POTENTIAL SUCCESS OF SAME, IN PREPARATION FOR FINALIZING OPPOSITION TO RENEWED MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON) DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	07/01/2019	432 A	L250 A108	165.00	0.15	24.75	COMMUNICATE (OTHER EXTERNAL) CONFERENCE CALL WITH CO-COUNSEL REGARDING [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	07/01/2019	432 A	L250 A103	165.00	0.40	66.00	DRAFT/REVISE (CONTINUE/FINALIZE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5511	07/01/2019	10 A	L430 A109	185.00	0.80	148.00	APPEAR FOR/ATTEND TELEPHONE CONFERENCES (2) WITH CO-COUNSEL [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN THE CSE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON).	ARCH
1287.5511	07/01/2019	10 A	L430 A103	185.00	0.10	18.50	[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]	
1287.5511	07/01/2019	10 A	L250 A104	185.00	0.25	46.25	REVIEW (INITIAL REVIEW) OF HOA OPPOSITION TO MOTION FOR ATTORNEY FEES [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]	ARCH

AA4613

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
							ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NEVADA REVISED STATUTE 11.202(1), RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING PLAINTIFFS/COUNTER-DEFENDANTS LAURENT HALLIER, PANORAMA TOWERS, I, LLC, PANORAMA TOWERS I MESS, LLC, AND M.J. DEAN CONSTRUCTION, INC.'S MOTION FOR CERTIFICATION OF FINAL JUDGMENT PURSUANT TO NEVADA RULE OF CIVIL PROCEDURE 54(B) (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	07/02/2019	601	A	L250	A103	165.00	0.15	24.75 DRAFT/REVISE (BEGIN) PLAINTIFFS/COUNTER-DEFENDANTS LAURENT HALLIER, PANORAMA TOWERS, I, LLC, PANORAMA TOWERS I MESS, LLC, AND M.J. DEAN CONSTRUCTION, INC.'S MOTION FOR CERTIFICATION OF FINAL JUDGMENT PURSUANT TO NEVADA RULE OF CIVIL PROCEDURE 54(B) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/02/2019	10	A	L250	A101	185.00	0.15	27.75 PLAN AND PREPARE (CONTINUE) WORK ON REPLY BRIEF IN SUPPORT OF MOTION FOR FEES RE: CONTINUE TO OUTLINE POTENTIAL RESPONSES TO SOME OF THE CRITICISMS BY COUNSEL FOR THE HOA (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYSON OF ESIS).	ARCH
1287.5511	07/03/2019	10	A	L250	A101	185.00	0.15	27.75 PLAN AND PREPARE (CONTINUE) FOR REPLY BRIEF IN SUPPORT OF MOTION FOR FEES RE: CONTINUING T GO OVER THE HOA'S CRITICISMS OF ACCOUNTING AND TOTAL HOURS EXPENDED AND OUTLINING THE RESPONSES TO EACH CRITICISM (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - 1287.558 - TOWER II; ALL WORK ON THIS MOTION PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	07/03/2019	127	A	L320	A104	95.00	0.10	9.50 REVIEW/ANALYZE PLEADINGS FOR ATTORNEY ANALYSIS, RE: ORDER DENYING MOTION TO COMPEL, IN PREPARATION FOR FURTHER CASE HANDLING.	ARCH
1287.5511	07/03/2019	585	A	L250	A104	165.00	0.10	16.50 REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S OPPOSITION TO BUILDERS' MOTION FOR ATTORNEY FEES PURSUANT TO NRS 18.010(2)(B), IN PREPARATION FOR DRAFTING REPLY BRIEF TO SAME (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/03/2019	585	A	L250	A104	165.00	0.20	33.00 REVIEW/ANALYZE KEY BANK OF ALASKA V. DONNELLS NEVADA COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' MOTION FOR ATTORNEY FEES, RE: BASES FOR AWARD OF ATTORNEY FES UNDER NRS 18.010(2)(B), IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY FEES (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/03/2019	585	A	L250	A104	165.00	0.25	41.25 REVIEW/ANALYZE BRUNZELL V. GOLDEN GATE NATIONAL BANK NEVADA COURT CASE, RE: COURT FACTORS FOR DETERMINING REASONABLENESS OF ATTORNEY FEES AWARD, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY FEES (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/03/2019	585	A	L250	A103	165.00	0.45	74.25 DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: INTRODUCTION	ARCH
1287.5511	07/03/2019	585	A	L250	A103	165.00	0.60	99.00 DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF	ARCH

AA4614

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5511 CHUBB INSURANCE										
							BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)			
1287.5511	07/03/2019	432	A	L120	A101	165.00	0.45	74.25	PLAN AND PREPARE FOR (BEGIN) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5511	07/03/2019	432	A	L120	A101	165.00	0.70	115.50	PLAN AND PREPARE FOR (CONTINUE)REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5511	07/05/2019	10	A	L250	A101	185.00	0.20	37.00	PLAN AND PREPARE (CONTINUE) FOR REPLY BRIEF IN SUPPORT OF MOTION FOR FEES RE: CONTINUE TO GO OVER TE BILLING ISSUES RAISED BY OPPOSING COUNSEL IN ITS OPPOSITON AND IDENTIFY WHAT NEEDS TO BE DONE TO COUNTER THOSE CRITICISMS (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	07/05/2019	585	A	L250	A104	165.00	0.15	24.75	REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S ANSWER TO COMPLAINT AND COUNTERCLAIM, RE: ADDITIONAL ALLEGATIONS AGAINST BUILDERS BY ASSOCIATION DISTINCT FROM CONSTRUCTION DEFECT CLAIMS, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS REQUEST FOR ATTORNEYS FEES PURSUANT TO NRS 18.010(2)(B) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/05/2019	585	A	L250	A103	165.00	0.25	41.25	DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: INTRODUCTION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/05/2019	585	A	L250	A103	165.00	0.95	156.75	DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: LEGAL ARGUMENTS PERTAINING TO PREVAILING PARTY DETERMINATION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/05/2019	585	A	L250	A103	165.00	0.85	140.25	DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: LEGAL ARGUMENTS PERTAINING TO APPLICABILITY OF NRS 18.020(2)(B) TO PERMIT AWARD ATTORNEY FEES BASED ON FACTS IN SUBJECT CASE (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/05/2019	585	A	L250	A103	165.00	0.95	156.75	DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: LEGAL ARGUMENTS PERTAINING TO APPLICABILITY OF NRS 18.020(2)(B) TO PERMIT AWARD ATTORNEY FEES BASED ON FACTS IN SUBJECT CASE (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH

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AA4616



Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5511 CHUBB INSURANCE										
							FEE STATEMENTS FROM EXHIBIT F, BATES 1 THROUGH 243 (243 PAGES), IN ORDER TO OBTAIN CLARITY ON HOW THE FILES WERE BILLED TO ADDRESS THE SPECIFIC INQUIRIES THE ASSOCIATION HAD IN ITS OPPOSITION WITH RESPECT TO SAME, [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).			
1287.5511	07/08/2019	10	A	L250	A101	185.00	0.20	37.00	PLAN AND PREPARE (CONTINUE) ARGUMENTS IN SUPPORT OF MOTION FOR FEES RE: CONTINUE TO GO OVER ISSUES WITH THE BILLING RAISED BY COUNSEL FOR THE HOA (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH THE OTHER TOWER; ALL WORK ON THIS MOTION PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	07/08/2019	432	A	L250	A101	165.00	0.85	140.25	PLAN AND PREPARE FOR (CONTINUE) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: ANALYZED BILLING STATEMENTS PROVIDED AT EXHIBIT F TO OUR MOTION FOR FEES, INCLUDING FEE STATEMENTS FROM EXHIBIT F, BATES 244 THROUGH 379 (137 PAGES), IN ORDER TO OBTAIN CLARITY ON HOW THE FILES WERE BILLED TO ADDRESS THE SPECIFIC INQUIRIES THE ASSOCIATION HAD IN ITS OPPOSITION WITH RESPECT TO SAME, [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5511	07/08/2019	432	A	L250	A101	165.00	1.30	214.50	PLAN AND PREPARE FOR (CONTINUE) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: ANALYZED BILLING STATEMENTS PROVIDED AT EXHIBIT F TO OUR MOTION FOR FEES, INCLUDING FEE STATEMENTS FROM EXHIBIT L, BATES 1 THROUGH 264 (264 PAGES), IN ORDER TO OBTAIN CLARITY ON HOW THE FILES WERE BILLED TO ADDRESS THE SPECIFIC INQUIRIES THE ASSOCIATION HAD IN ITS OPPOSITION WITH RESPECT TO SAME, [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5511	07/08/2019	432	A	L250	A101	165.00	1.10	181.50	PLAN AND PREPARE FOR (CONTINUE) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: ANALYZED BILLING STATEMENTS PROVIDED AT EXHIBIT F TO OUR MOTION FOR FEES, INCLUDING FEE STATEMENTS FROM EXHIBIT M, BATES 1 THROUGH 222 (222 PAGES), IN ORDER TO OBTAIN CLARITY ON HOW THE FILES WERE BILLED TO ADDRESS THE SPECIFIC INQUIRIES THE ASSOCIATION HAD IN ITS OPPOSITION WITH RESPECT TO SAME, [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5511	07/08/2019	432	A	L250	A101	165.00	1.15	189.75	PLAN AND PREPARE FOR (CONTINUE) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: DEVELOPED AN ANALYSIS OF THE INVOICES REVIEWED, OUTLINING THE ONES THAT WERE VOIDED OUT, THE AMOUNTS OF THOSE, TO COMPARE WITH THOSE THAT ARE VALID, IN ORDER	ARCH

AA4617

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
							(SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).		
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.20	33.00 REVIEW/ANALYZE EBERLE V. STATE EX. REL NELL. J REDFIELD TRUST NEVADA COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES, RE: NEVADA LEGAL INTERPRETATION OF PREVAILING PARTY AS IT RELATES TO FINAL JUDGMENT, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON OF ESIS)	ARCH
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.20	33.00 REVIEW/ANALYZE BENTLEY V. STATE OFFICE OF STATE ENGINEER NEVADA COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES, RE: NEVADA LEGAL INTERPRETATION OF PREVAILING PARTY AS IT RELATES TO FINAL JUDGMENT, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON OF ESIS)	ARCH
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.20	33.00 REVIEW/ANALYZE LAS VEGAS METRO POLICE DEPARTMENT V. BLACKJACK BONDING INC. CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES, RE: NEVADA LEGAL INTERPRETATION OF PREVAILING PARTY AS IT RELATES TO FINAL JUDGMENT, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON OF ESIS)	ARCH
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.15	24.75 REVIEW/ANALYZE REYHER V. STATE FARM MUTUAL AUTO INSURANCE COMPANY COLORADO COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES, RE: NEVADA LEGAL INTERPRETATION OF PREVAILING PARTY AS IT RELATES TO FINAL JUDGMENT, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON OF ESIS)	ARCH
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.20	33.00 REVIEW/ANALYZE RINCON EV REALTY LLC V. CP III RINCON TOWERS INC CALIFORNIA APPELLATE COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES, RE: NEVADA LEGAL INTERPRETATION OF PREVAILING PARTY AS IT RELATES TO FINAL JUDGMENT, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON OF ESIS)	ARCH
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.20	33.00 REVIEW/ANALYZE ALLIANZ INSURANCE CO. V. GAGNON NEVADA COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES, RE: BASIS FOR AWARDING ATTORNEY FEES UNDER NEVADA STATE	ARCH

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.20	33.00
LAW, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON OF ESIS)								
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.20	33.00
REVIEW/ANALYZE CHOWDHRY V. NLVH NEVADA SUPREME COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES, RE: BASIS FOR AWARDED ATTORNEY FEES UNDER NEVADA STATE LAW, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: LEGAL ARGUMENTS (SPLIT WITH TOWER II CASE PER ADJUSTER) (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON OF ESIS)								
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.20	33.00
REVIEW/ANALYZE COUNTY OF CLARK V. BLANCHARD CONSTR. CO. NEVADA COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES, RE: BASIS FOR AWARDED ATTORNEY FEES UNDER NEVADA STATE LAW, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON OF ESIS)								
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.15	24.75
REVIEW/ANALYZE BERGMANN v. BOYCE NEVADA SUPREME COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES, RE: BASIS FOR AWARDED ATTORNEY FEES UNDER NEVADA STATE LAW, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON OF ESIS)								
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.20	33.00
REVIEW/ANALYZE WESTERN UNITED REALTY INCORPORATED V. ISAACS COLORADO CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES RE: BASIS FOR AWARDED ATTORNEY FEES UNDER NEVADA STATE LAW, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON OF ESIS)								
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.20	33.00
REVIEW/ANALYZE DUFF V. FOSTER NEVADA SUPREME COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES, RE: BASIS FOR AWARDED ATTORNEY FEES UNDER NEVADA STATE LAW, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON OF ESIS)								
1287.5511	07/08/2019	585	A	L250	A104	165.00	0.15	24.75
REVIEW/ANALYZE DEPT OF HEALTH AND REHABILITATIVE SERVICES V. THOMPSON COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' REQUEST FOR ATTORNEY FEES, RE: BASIS FOR AWARDED ATTORNEY FEES UNDER NEVADA STATE LAW, IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY								

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AA4620

CASE PER  
AA4621

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	07/09/2019	432	A	L250 A103	165.00	0.05	8.25 ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS). DRAFT/REVISE (CONTINUE) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5511	07/09/2019	585	A	L250 A104	165.00	0.20	33.00 REVIEW/ANALYZE BEGIN) ASSOCIATION'S REPLY IN SUPPORT OF MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER SHERILYN BRYDON, WITH ESIS)	ARCH
1287.5511	07/09/2019	585	A	L250 A104	165.00	0.15	24.75 REVIEW/ANALYZE DEFENDANT'S REPLY IN SUPPORT OF MOTION TO RE-TAX AND SETTLE COSTS, IN PREPARATION FOR DEVELOPING LEGAL ARGUMENTS IN SUPPORT OF CLIENT BUILDERS' MEMORANDUM OF FEES AND COSTS, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER SHERILYN BRYDON, WITH ESIS)	ARCH
1287.5511	07/09/2019	585	A	L250 A104	165.00	0.15	24.75 REVIEW/ANALYZE (BEGIN) ASSOCIATION'S REPLY IN SUPPORT OF MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER, [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER SHERILYN BRYDON, WITH ESIS)	ARCH
1287.5511	07/09/2019	585	A	L250 A104	165.00	0.05	8.25 REVIEW/ANALYZE FILING NOTICE FROM COURT, RE: DEFENDANT'S REPLY IN SUPPORT OF MOTION FOR RECONSIDERATION, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/09/2019	585	A	L250 A104	165.00	0.05	8.25 REVIEW/ANALYZE FILING NOTICE FROM COURT, RE: DEFENDANT'S REPLY IN SUPPORT OF MOTION TO RE-TAX AND SETTLE COSTS, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/09/2019	585	A	L250 A104	165.00	0.05	8.25 REVIEW/ANALYZE FILING NOTICE FROM COURT, RE: DEFENDANT'S REPLY IN SUPPORT OF MOTION FOR RECONSIDERATION OF COURT'S ORDER, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/09/2019	10	A	L250 A104	185.00	0.35	64.75 REVIEW/ANALYZE THE HOA'S REPLY IN SUPPORT OF THE MOTION TO TAX COSTS [REDACTED] [REDACTED]	ARCH

AA4622

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
							(AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	
1287.5511	07/09/2019	10	A	L250	A103	185.00	0.30 55.50	ARCH
							DRAFT (CONTINUE) WORK ON AFFIDAVIT FOR REPLY BRIEF IN SUPPORT OF MOTION FOR ATTORNEY FEES RE: (REDACTED)	
							(AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	
1287.5511	07/09/2019	10	A	L250	A103	185.00	1.00 185.00	ARCH
							DRAFT (CONTINUE) REPLY BRIEF IN SUPPORT OF MOTION FOR ATTORNEY FEES RE: (REDACTED)	
							(AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	
1287.5511	07/10/2019	432	A	L250	A103	165.00	0.95 156.75	ARCH
							DRAFT/REVISE (CONTINUE) REDACTIONS TO BILLING RECORDS ON EARLY BILLING STATEMENTS, APPROXIMATELY 90 PAGES, BASED UPON ATTORNEY-CLIENT PRIVILEGE AND WORK PRODUCT DOCTRINE, (REDACTED)	
							(SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS).	
1287.5511	07/10/2019	432	A	L250	A103	165.00	0.15 24.75	ARCH
							DRAFT/REVISE (BEGIN) CORRESPONDENCE TO THE JUDGE IN DEPARTMENT 22, RE: REDACTED BILLING STATEMENTS, REDACTIONS, (REDACTED)	
							(SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED	

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
1287.5511	07/11/2019	432	A	L250 A104	165.00	0.05	8.25 BY ADJUSTER, SHERILYN BRYDON, WITH ESIS). REVIEW/ANALYZE LETTER FROM THE COURT TO ALL PARTIES, RE: INTENTION OF THE COURT TO HEAR THE BUILDERS' MOTION FOR FEES IN CHAMBERS AS OPPOSED TO A HEARING (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	ARCH
1287.5511	07/11/2019	432	A	L250 A104	165.00	0.15	24.75 REVIEW/ANALYZE STIPULATION AND ORDER WITH THE COURT REGARDING EXTENSION OF TIME FOR HEARING DEADLINES ON PENDING MOTIONS, IN PREPARATION FOR DRAFTING AN ORDER SHORTENING TIME AND DECLARATION UNDER PENALTY OF PERJURY TO GET OUR MOTION FOR FEES HEARD BEFORE THE COURT INSTEAD OF IN CHAMBERS (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	ARCH
1287.5511	07/11/2019	432	A	L250 A103	165.00	0.55	90.75 DRAFT/REVISE ORDER TO THE COURT ON SHORTENING TIME AND DECLARATION UNDER PENALTY OF PERJURY, RE: EXPLANATION OF NEED TO HAVE THE BUILDERS' MOTION FOR FEES HEARD IN COURT WITH THE PARTIES AS OPPOSED TO IN CHAMBERS, AND EXPLAINING THE NEED FOR SAME (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	ARCH
1287.5511	07/11/2019	585	A	L120 A104	165.00	0.05	8.25 REVIEW/ANALYZE FILING NOTICE FROM COURT, RE: NOTICE TO BUILDER'S COUNSEL REGARDING HEARING DATE OF BUILDERS' ATTORNEY'S FEE MOTION, TO EVALUATE POTENTIAL IMPACT ON CLIENT (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/11/2019	585	A	L250 A104	165.00	0.05	8.25 REVIEW/ANALYZE (CONTINUE) STIPULATION AND ORDER FOR UPCOMING HEARING DATE JULY 16, 2019 ON UNDERLYING MOTIONS, IN PREPARATION FOR COURT HEARING OF ATTORNEY FEES MOTION ON BEHALF OF BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/11/2019	585	A	L250 A108	165.00	0.05	8.25 COMMUNICATE (OTHER EXTERNAL) PHONE CALL TO JUDGE JOHNSON'S COURT DEPT 22 (COURT OF APPLICABLE JULY 16, 2019 HEARING), RE: COURT HEARING FOR ATTORNEY FEES MOTION ON BEHALF OF BUILDERS, IN PREPARATION FOR SAME (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/11/2019	585	A	L250 A103	165.00	0.10	16.50 DRAFT/REVISE (BEGIN) ORDER SHORTENING TIME ON BEHALF OF BUILDERS, RE: ATTORNEY FEES MOTION ON BEHALF OF BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/11/2019	585	A	L120 A104	165.00	0.20	33.00 REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO RE-TAX AND SETTLE BUILDERS' COSTS, IN PREPARATION FOR DEVELOPING LEGAL ARGUMENTS IN OPPOSITION TO SAME FOR UPCOMING JULY 16, 2019 ORAL HEARING REGARDING THE ASSOCIATION'S MOTION TO TAX (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/12/2019	432	A	L120 A104	165.00	0.10	16.50 REVIEW/ANALYZE CORRESPONDENCE FROM THE COURT, RE: ORDER SHORTENING TIME AND DEADLINE TO PROVIDE SAME FOR FILING AND SERVICE ON ALL PARTIES, IN ORDER TO ADVISE OUR STAFF ON HOW TO PROCEED (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/12/2019	432	A	L120 A104	165.00	0.15	24.75 REVIEW/ANALYZE THE ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO TAX OUR COSTS, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED]	ARCH



AA4625

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	07/12/2019	432	A	L250	A103	165.00	0.60	99.00
ALTER OR AMEND THE COURT'S RULING, TO SHOW THAT THE ASSOCIATION SPECIFICALLY AGREED TO HOLD THE MOTIONS' HEARING DATE ON JULY 16, 2019, IN PREPARATION FOR DRAFTING AN OBJECTION TO THE ASSOCIATION'S UNNOTICED REQUEST FOR A RE-HEARING OF THE RECONSIDERATION MOTIONS, ANALYSIS OF (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK AND CO-COUNSEL WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS). DRAFT/REVISE (BEGIN) OBJECTION TO THE ASSOCIATION'S UNNOTICED REQUEST FOR A RE-HEARING OF THE RECONSIDERATION MOTIONS, [REDACTED] INCLUDING SUPPORTING CASE LAW (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK AND CO-COUNSEL WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS).								ARCH
1287.5511	07/12/2019	432	A	L250	A103	165.00	0.05	8.25
DRAFT/REVISE CORRESPONDENCE TO CO-COUNSEL, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK AND CO-COUNSEL WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS).								ARCH
1287.5511	07/12/2019	432	A	L250	A104	165.00	0.05	8.25
REVIEW/ANALYZE CORRESPONDENCE FROM CO-COUNSEL, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK AND CO-COUNSEL WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS).								ARCH
1287.5511	07/12/2019	432	A	L250	A104	165.00	0.10	16.50
REVIEW/ANALYZE CHANGES TO THE OBJECTION TO THE ASSOCIATION'S UNNOTICED REQUEST FOR A RE-HEARING OF THE RECONSIDERATION MOTIONS, [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK AND CO-COUNSEL WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS).								ARCH
1287.5511	07/12/2019	432	A	L250	A103	165.00	0.15	24.75
DRAFT/REVISE OUR PROPOSED CHANGES TO THE OBJECTION TO THE ASSOCIATION'S UNNOTICED REQUEST FOR A RE-HEARING OF THE RECONSIDERATION MOTIONS, [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK AND CO-COUNSEL WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS).								ARCH
1287.5511	07/12/2019	432	A	L250	A103	165.00	0.05	8.25
DRAFT/REVISE CORRESPONDENCE TO CO-COUNSEL, RE: OBJECTION TO THE ASSOCIATION'S UNNOTICED REQUEST FOR A RE-HEARING OF THE								ARCH

AA4626

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
							RECONSIDERATION MOTIONS, ██████████ ████████████████████████████████████████ ████████████████████████████████████████ ████████████████████████████████████████ ██████████ (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK AND CO-COUNSEL WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS).	
1287.5511	07/12/2019	585	A	L250	A103	165.00	0.70	115.50
							DRAFT/REVISE (BEGIN) MEMO TO FILE ██████████ ████████████████████████████████████████ ████████████████████████████████████████ ████████████████████████████████████████ ████████████████████████████████████████ (SPLIT WITH TOWER II CASE PER ADJUSTER)	████████
1287.5511	07/12/2019	585	A	L250	A104	165.00	0.10	16.50
							REVIEW/ANALYZE (CONTINUE) BUILDER'S MEMORANDUM OF FEES, IN PREPARATION FOR DEVELOPING LEGAL ARGUMENTS IN OPPOSITION TO SAME FOR UPCOMING JULY 16, 2019 ORAL HEARING (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/12/2019	585	A	L250	A104	165.00	0.15	24.75
							REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S MOTION TO RE-TAX AND SETTLE BUILDERS' COSTS (INCLUDING ATTACHED EXHIBITS), IN PREPARATION FOR DEVELOPING LEGAL ARGUMENTS IN OPPOSITION TO SAME FOR UPCOMING JULY 16, 2019 ORAL HEARING (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/12/2019	585	A	L250	A104	165.00	0.20	33.00
							REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO RE-TAX AND SETTLE BUILDERS' COSTS (INCLUDING ATTACHED EXHIBITS), IN PREPARATION FOR DEVELOPING LEGAL ARGUMENTS IN OPPOSITION TO SAME FOR UPCOMING JULY 16, 2019 ORAL HEARING (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/12/2019	585	A	L250	A104	165.00	0.20	33.00
							REVIEW/ANALYZE EBERLE V. STATE EX. REL. NELL REDFIELD TRUST NEVADA SUPREME COURT CASE CITED IN ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO RE-TAX, RE: ASSOCIATION'S ARGUMENT THAT BUILDERS' MEMO OF COSTS IS PREMATURE DUE TO PENDING CLAIMS, IN PREPARATION FOR PREPARING ORAL ARGUMENTS IN OPPOSITION TO THE ASSOCIATION'S MOTION TO RETAX FOR UPCOMING COURT HEARING SCHEDULED FOR JULY 16, 2019 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/12/2019	585	A	L250	A104	165.00	0.20	33.00
							REVIEW/ANALYZE BENTLEY V. STATE OFFICER OF STATE ENGINEER NEVADA COURT CASE CITED IN ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO RE-TAX, RE: ASSOCIATION'S ARGUMENT THAT BUILDERS' MEMO OF COSTS IS PREMATURE DUE TO PENDING CLAIMS, IN PREPARATION FOR PREPARING ORAL ARGUMENTS IN OPPOSITION TO THE ASSOCIATION'S MOTION TO RETAX FOR UPCOMING COURT HEARING SCHEDULED FOR JULY 16, 2019 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/12/2019	585	A	L250	A104	165.00	0.20	33.00
							REVIEW/ANALYZE PUBLIC EMPLOYEES RET SYS OF NEVADA V. GITTER NEVADA COURT CASE CITED IN ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO RE-TAX, RE: ASSOCIATION'S ARGUMENT THAT A PARTY IS NOT ENTITLED TO RECOVER COSTS NOT PERMITTED BY NRS 18.005, IN PREPARATION FOR PREPARING ORAL ARGUMENTS IN OPPOSITION TO THE ASSOCIATION'S MOTION TO RETAX FOR UPCOMING COURT HEARING SCHEDULED FOR JULY 16, 2019 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/12/2019	585	A	L250	A104	165.00	0.20	33.00
							REVIEW/ANALYZE KHOURY V. SEASTRAND NEVADA	ARCH

AA4627

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
1287.5511	07/12/2019	10	A	L120 A109	185.00	0.60	111.00	ARCH
							COURT CASE CITED IN ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO RE-TAX, RE: ASSOCIATION'S ARGUMENT THAT A PARTY IS NOT ENTITLED TO RECOVER COSTS NOT PERMITTED BY NRS 18.005, IN PREPARATION FOR PREPARING ORAL ARGUMENTS IN OPPOSITION TO THE ASSOCIATION'S MOTION TO RETAX FOR UPCOMING COURT HEARING SCHEDULED FOR JULY 16, 2019 (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5511	07/12/2019	10	A	L250 A103	185.00	0.05	9.25	ARCH
							APPEAR FOR/ATTEND CONFERENCE STRATEGY CALLS (2) WITH CO-COUNSEL RE: DISCUSSION OF THE ASSOCIATION'S MOTIONS AND REPLY BRIEFS, HOW WE INTEND TO ATTACK THEIR MOTIONS, DISCUSSION OF STRATEGY FOR OBJECTING TO THE ASSOCIATION'S UNNOTICED REQUEST FOR A RE-HEARING OF THE RECONSIDERATION MOTIONS (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE FOR OTHER TOWER; MOTION WORK PRE-APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS).	
1287.5511	07/14/2019	585	A	L250 A104	165.00	0.20	33.00	ARCH
							DRAFT (FINALIZE) LETTER TO COURT REGARDING UNREDACTED BILLING ENTRIES BEING PROVIDED TO COURT (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL MOTION WORK PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	
1287.5511	07/14/2019	585	A	L250 A104	165.00	0.25	41.25	ARCH
							REVIEW/ANALYZE HKM II V. SWISHER AND HALL NEVADA DISTRICT COURT CASE, RE: ASSOCIATION'S ARGUMENT THAT SPECIAL MASTER AND MEDIATOR FEES ARE NOT RECOVERABLE UNDER NRS 18.005 , IN PREPARATION FOR PREPARING ORAL ARGUMENTS IN OPPOSITION TO THE ASSOCIATION'S MOTION TO RETAX FOR UPCOMING COURT HEARING SCHEDULED FOR JULY 16, 2019 (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5511	07/14/2019	585	A	L250 A104	165.00	0.95	156.75	ARCH
							REVIEW/ANALYZE BRAUNBERGER V. INTERSTATE ENG INC NEVADA COURT CASE CITED IN ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO RE-TAX, RE: ASSOCIATION'S ARGUMENT THAT BUILDERS HAVE UNSUPPORTED ATTORNEYS SERVICES FEES AS COSTS , IN PREPARATION FOR PREPARING ORAL ARGUMENTS IN OPPOSITION TO THE ASSOCIATION'S MOTION TO RETAX FOR UPCOMING COURT HEARING SCHEDULED FOR JULY 16, 2019 (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5511	07/14/2019	432	A	L250 A101	165.00	0.65	107.25	ARCH
							REVIEW/ANALYZE (CONTINUE) MEMO TO FILE OF KEY POINTS AND LEGAL AUTHORITY FOR UPCOMING ORAL ARGUMENT SCHEDULED JULY 16, 2019, RE: BUILDERS' MEMORANDUM OF COSTS AND REBUTTAL TO ASSOCIATION'S MOTION TO RE-TAX (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5511	07/14/2019	432	A	L250 A101	165.00	0.35	57.75	ARCH
							PLAN AND PREPARE FOR (BEGIN) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED OUR MOTION FOR SUMMARY JUDGMENT REGARDING STATUTE OF REPOSE UNDER 11.202, ANALYZED MOTION AND ARGUMENTS PRESENTED AND OUTLINED OUR POSITION WITH SAME (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	
1287.5511	07/14/2019	432	A	L250 A101	165.00	0.35	57.75	ARCH
							PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY	

AA4628

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.20	33.00
JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED OPPOSITION TO OUR MOTION FOR SUMMARY JUDGMENT, ARGUMENTS PRESENTED AND BASES FOR SAME, AND OUTLINED THE ARGUMENTS PRESENTED THEREIN (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.15	24.75
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED BOURNE V VALLEY COURT TRUST CASE, CITED TO IN THE OPPOSITION, [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.15	24.75
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED RELIGIOUS TECHNOLOGY CENTER V SCOTT CASE, CITED TO IN THE OPPOSITION, AND SHEPARDIZE CASES FROM THAT CASE, [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.15	24.75
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED YATES V WASHOE COUNTY SCHOOL DISTRICT CASE, CITED TO IN THE OPPOSITION, AND SHEPARDIZED CASES FROM THAT CASE, [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.15	24.75
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED KIRKPATRICK V LENOIR CASE, CITED TO IN THE OPPOSITION, AND SHEPARDIZED CASES FROM THAT CASE, [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER								ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.10	16.50
ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS) PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.55	90.75
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED NEVADA STATE BANK V JAMISON FAMILY PARTNERSHIP CASE, CITED TO IN THE OPPOSITION, AND SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO EVALUATE THE RELEVANCY OF THE CASE FACTS TO OUR CASE AND TO DISTINGUISH THEM IN UPCOMING ORAL ARGUMENT, AND DRAFTED NOTES BASED UPON FINDINGS. [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.40	66.00
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED REPLY IN SUPPORT OF OUR MOTION FOR SUMMARY JUDGMENT AND OUR OPPOSITION TO THE CONDITIONAL COUNTERMOTION, ARGUMENTS PRESENTED AND BASES FOR SAME, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.15	24.75
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED BOCA PARK MARKETPLACE SYNDICATIONS CASE, CITED TO IN OUR REPLY BRIEF IN SUPPORT OF THE MOTION FOR SUMMARY								ARCH

AA4630

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.15	24.75
							JUDGMENT AND SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO BRIEF THE COURT ON THAT CASE DURING ORAL ARGUMENT, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS) PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED IN RE PEGASUS GOLD CORP CASE, CITED TO IN OUR REPLY BRIEF IN SUPPORT OF THE MOTION FOR SUMMARY JUDGMENT AND SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO BRIEF THE COURT ON THAT CASE DURING ORAL ARGUMENT, AND DRAFTED NOTES BASED UPON FINDINGS (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	ARCH
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.10	16.50
							PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED WOOD V CARPENTER CASE, CITED TO IN OUR REPLY BRIEF IN SUPPORT OF THE MOTION FOR SUMMARY JUDGMENT AND IN THE COURT' MAY 23, 2019 ORDER, AND SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO BRIEF THE COURT ON THAT CASE DURING ORAL ARGUMENT, AND DRAFTED NOTES BASED UPON FINDINGS (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	ARCH
1287.5511	07/14/2019	432	A	L250	A101	165.00	0.30	49.50
							PLAN AND PREPARE FOR (BEGIN) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED THE COURT'S 19-PAGE ORDER OUR MOTION FOR SUMMARY JUDGMENT REGARDING STATUTE OF REPOSE UNDER 11.202, ANALYZED THE COURT'S ARGUMENTS, CONSIDERED WHAT PERTINENT PARTS TO RAISE DURING ORAL ARGUMENT, AND OUTLINED THOSE POINTS. (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	ARCH
1287.5511	07/15/2019	10	A	L250	A101	185.00	0.25	46.25
							PLAN AND PREPARE (CONTINUE) FOR TOMORROW'S HEARINGS ON THE TWO MOTIONS FOR RECONSIDERATION AND THE MEMORANDUM OF COSTS RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH THE OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	07/15/2019	10	A	L250	A101	185.00	1.35	249.75
							PLAN AND PREPARE (CONTINUE) FOR BOTH TOMORROW'S HEARING ON THE TWO MOTIONS FOR RECONSIDERATION OF THE COURT'S RULING ON THE STATUTE OF REPOSE MOTION FOR	ARCH

AA4631

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
							SUMMARY JUDGMENT AND THE MOTION TO TAX COSTS AND PRE-HEARING STRATEGY CONFERENCE CALL WITH CO-COUNSEL RE: [REDACTED] [REDACTED] [REDACTED] AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).		
1287.5511	07/15/2019	10	A	L250	A109	185.00	0.35	64.75	ARCH
							APPEAR FOR/ATTEND STRATEGY CONFERENCE CALL WITH CO-COUNSEL [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).		
1287.5511	07/15/2019	10	A	L250	A101	185.00	1.20	222.00	ARCH
							PLAN AND PREPARE (CONTINUE) FRO TOMORROW'S HEARING ON MOTIONS TO RECONSIDER THE MOTION FOR SUMMARY JUDGMENT RULING ON STATUTE OF REPOSE AND THE MOTION TO TAX COSTS RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).		
1287.5511	07/15/2019	585	A	L250	A104	165.00	0.10	16.50	ARCH
							REVIEW/ANALYZE LAS VEGAS METRO POLICE DEPT V. BLACKJACK BONDING NEVADA COURT CASE CITED IN ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO RE-TAX, RE: ASSOCIATION'S ARGUMENT THAT BUILDERS' MEMO OF COSTS IS PREMATURE DUE TO PENDING CLAIMS, IN PREPARATION FOR PREPARING ORAL ARGUMENTS IN OPPOSITION TO THE ASSOCIATION'S MOTION TO RETAX FOR UPCOMING COURT HEARING SCHEDULED FOR JULY 16, 2019 (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	07/15/2019	585	A	L250	A104	165.00	0.30	49.50	ARCH
							REVIEW/ANALYZE MATTER OF DISH NETWORK DERIVATIVE LITIGATION NEVADA COURT CASE CITED IN ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO RE-TAX, RE: ASSOCIATION'S ARGUMENT THAT THE BUILDERS MAY NOT RECOVER ANY INADEQUATELY DOCUMENTED COSTS , IN PREPARATION FOR PREPARING ORAL ARGUMENTS IN OPPOSITION TO THE ASSOCIATION'S MOTION TO RETAX FOR UPCOMING COURT HEARING SCHEDULED FOR JULY 16, 2019 (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	07/15/2019	585	A	L250	A104	165.00	0.30	49.50	ARCH
							REVIEW/ANALYZE CADLE COMPANY V. WOODS AND ERICKSON LLP NEVADA COURT CASE CITED IN ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO RE-TAX, RE: ASSOCIATION'S ARGUMENT THAT THE BUILDERS MAY NOT RECOVER ANY INADEQUATELY		

AA4632



<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	07/15/2019	585	A	L250 A104	165.00	0.20	33.00	DOCUMENTED COSTS, IN PREPARATION FOR PREPARING ORAL ARGUMENTS IN OPPOSITION TO THE ASSOCIATION'S MOTION TO RETAX FOR UPCOMING COURT HEARING SCHEDULED FOR JULY 16, 2019 (SPLIT WITH TOWER II CASE PER ADJUSTER) REVIEW/ANALYZE VILLAGE BUILDERS 96 V. US LABORATORIES NEVADA COURT CASE CITED IN ASSOCIATION'S REPLY IN SUPPORT OF MOTION TO RE-TAX, RE: ASSOCIATION'S ARGUMENT THAT THE BUILDERS MAY NOT RECOVER ANY INADEQUATELY DOCUMENTED COSTS, IN PREPARATION FOR PREPARING ORAL ARGUMENTS IN OPPOSITION TO THE ASSOCIATION'S MOTION TO RETAX FOR UPCOMING COURT HEARING SCHEDULED FOR JULY 16, 2019 (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	07/15/2019	585	A	L250 A104	165.00	0.95	156.75	REVIEW/ANALYZE (CONTINUE) MEMO TO FILE OF KEY POINTS AND LEGAL AUTHORITY FOR UPCOMING ORAL ARGUMENT SCHEDULED JULY 16, 2019, RE: BUILDERS' MEMORANDUM OF COSTS AND REBUTTAL TO ASSOCIATION'S MOTION TO RE-TAX (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	07/15/2019	585	A	L250 A103	165.00	0.90	148.50	DRAFT/REVISE (CONTINUE) MEMO TO FILE OF KEY POINTS AND LEGAL AUTHORITY FOR UPCOMING ORAL ARGUMENT SCHEDULED JULY 16, 2019, RE: BUILDERS' MEMORANDUM OF COSTS AND REBUTTAL TO ASSOCIATION'S MOTION TO RE-TAX (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	07/15/2019	585	A	L250 A103	165.00	0.85	140.25	DRAFT/REVISE (CONTINUE) MEMO TO FILE OF KEY POINTS AND LEGAL AUTHORITY FOR UPCOMING ORAL ARGUMENT SCHEDULED JULY 16, 2019, RE: BUILDERS' MEMORANDUM OF COSTS AND REBUTTAL TO ASSOCIATION'S MOTION TO RE-TAX (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	07/15/2019	432	A	L250 A101	165.00	0.40	66.00	PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED THE ASSOCIATION'S REPLY IN SUPPORT OF ITS CONDITIONAL COUNTERMOTION TO EXTEND TIME TO TOLL THE STATUTE OF REPOSE AND ANALYZED THE APPROXIMATELY 50 PAGES OF EXHIBITS ATTACHED THERETO, AND OUTLINED THE DOCUMENTS WE WANTED TO HIGHLIGHT DURING ORAL ARGUMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)
1287.5511	07/15/2019	432	A	L250 A101	165.00	0.20	33.00	PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED SCRIMER V DISTRICT COURT CASE, CITED TO IN THE ASSOCIATION'S REPLY BRIEF IN SUPPORT OF ITS CONDITIONAL COUNTERMOTION TO EXTEND TIME FOR TOLLING UNDER NRS 40.695(2), SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO BRIEF THE COURT ON THAT CASE DURING ORAL ARGUMENT, AND DRAFTED NOTES BASED UPON FINDINGS (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)
1287.5511	07/15/2019	432	A	L250 A101	165.00	0.40	66.00	PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR

AA4633

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.15	24.75
RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED THE ASSOCIATION'S MOTION FOR RECONSIDERATION, ARGUMENTS PRESENTED AND BASES FOR SAME, OUTLINED THE ARGUMENTS PRESENTED IN THAT MOTION WITH NOTES ON SAME(SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS) PLAN AND PREPARE FOR CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED TRAIL V. FARETTO CASE, CITED TO IN THE ASSOCIATION'S MOTION FOR RECONSIDERATION, SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO BRIEF THE COURT ON THAT CASE DURING ORAL ARGUMENT, AND DRAFTED NOTES BASED UPON FINDINGS (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.15	24.75
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED MOORE V CITY OF LAS VEGAS CASE, CITED TO IN THE ASSOCIATION'S MOTION FOR RECONSIDERATION, SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO BRIEF THE COURT ON THAT CASE DURING ORAL ARGUMENT, AND DRAFTED NOTES BASED UPON FINDINGS (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.15	24.75
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED MATTER OF ROSS CASE, CITED TO IN THE ASSOCIATION'S MOTION FOR RECONSIDERATION, SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO BRIEF THE COURT ON THAT CASE DURING ORAL ARGUMENT, AND DRAFTED NOTES BASED UPON FINDINGS (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.20	33.00
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED KONA ENTERPRISE CASE, CITED TO IN THE ASSOCIATION'S MOTION FOR RECONSIDERATION, SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO BRIEF THE COURT ON								ARCH

AA4634

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.20	33.00
THAT CASE DURING ORAL ARGUMENT, AND DRAFTED NOTES BASED UPON FINDINGS (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.30	49.50
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED MASONRY & TILE CONTRACTORS V. JOLLEY URGAS & WIRTH CASE, CITED TO IN THE ASSOCIATION'S MOTION FOR RECONSIDERATION, SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO BRIEF THE COURT ON THAT CASE DURING ORAL ARGUMENT, AND DRAFTED NOTES BASED UPON FINDINGS (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.20	33.00
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED MENDENHALL V TASSINARI, CASE, CITED TO HEAVILY BY THE ASSOCIATION IN ITS MOTION FOR RECONSIDERATION, SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO BRIEF THE COURT ON THAT CASE DURING ORAL ARGUMENT, AND DRAFTED NOTES BASED UPON FINDINGS (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.20	33.00
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED US V AQUAVELLA CASE, CITED TO IN THE ASSOCIATION'S MOTION FOR RECONSIDERATION, SHEPARDIZED CASES FROM THAT CASE, IN ORDER TO BRIEF THE COURT ON THAT CASE DURING ORAL ARGUMENT, AND DRAFTED NOTES BASED UPON FINDINGS (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.20	33.00
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED THE BUILDERS' COMPLAINT, TO DETERMINE WHETHER THE ARGUMENT THAT IT CONTAINS OVERLAPPING FACTUAL ALLEGATIONS AS THE ASSOCIATION'S COUNTERCLAIM HAS MERIT, AND MADE NOTES ON THOSE SIMILARITIES AND DIFFERENCES (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.15	24.75
PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR								ARCH

AA4635

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5511 CHUBB INSURANCE										
							RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED THE ASSOCIATION'S COUNTERCLAIM, [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)			
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.45	74.25	PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED THE BUILDERS' OPPOSITION TO THE ASSOCIATION'S MOTION FOR RECONSIDERATION, ARGUMENTS PRESENTED AND BASES FOR SAME, [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	ARCH
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.55	90.75	PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED THE HEARING TRANSCRIPT FROM THE APRIL 23, 2019 HEARING ON THE MOTION FOR SUMMARY JUDGMENT REGARDING THE STATUTE OF REPOSE, MADE NOTES ON THE ARGUMENTS RAISED, TO BRING THOSE POINTS UP WITH THE JUDGE DURING UPCOMING ORAL ARGUMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	ARCH
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.60	99.00	PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED THE ASSOCIATION'S REPLY BRIEF IN SUPPORT OF ITS MOTION FOR RECONSIDERATION, ANALYZED THE ARGUMENTS, BASES FOR SAME, AND ANALYZED THE EXHIBITS ATTACHED, APPROXIMATELY 50 PAGES OF EXHIBITS, [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	ARCH
1287.5511	07/15/2019	432	A	L250	A101	165.00	0.85	140.25	PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019	ARCH

AA4636

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
							ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: BEGAN DRAFTING OUTLINE OF ARGUMENTS TO RAISE DURING ORAL ARGUMENT, [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)		
1287.5511	07/15/2019	432	A	L250	A109	165.00	0.40	66.00	ARCH
							APPEAR FOR/ATTEND PHONE CONFERENCE WITH CO-COUNSEL, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)		
1287.5511	07/16/2019	10	A	L250	A101	185.00	0.85	157.25	ARCH
							PLAN AND PREPARE (CONTINUE) FOR TODAY'S HEARING ON VARIOUS MOTIONS RE: CONTINUE TO GO OVER ALL PORTIONS OF THE ARGUMENTS TO BE USED IN OPPOSITION TO THE HOA'S TWO MOTIONS FOR RECONSIDERATION AND THE MOTION TO TAX COSTS, [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH THE OTHER FILE IN THE CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).		
1287.5511	07/16/2019	10	A	L250	A109	185.00	1.75	323.75	ARCH
							APPEAR FOR/ATTEND HEARING ON THE HOA'S TWO MOTIONS FOR RECONSIDERATION AND THE MOTION TO TAX COSTS (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH THE OTHER FILE IN THE CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS; ATTENDANCE BY PCB AT THE HEARING WITH DEVIN GIFFORD AND CYRUS WHITAKER PRE-APPROVED BY MS. BRYDON).		
1287.5511	07/16/2019	10	A	L250	A109	92.50	0.40	37.00	ARCH
							APPEAR FOR/ATTEND HEARING ON THE HOA'S MOTIONS FOR RECONSIDERATION AND MOTION TO TAX COSTS (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH THE OTHER FILE IN THE CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS; ATTENDANCE BY PCB AT THE HEARING WITH DEVIN GIFFORD AND CYRUS WHITAKER PRE-APPROVED BY MS. BRYDON; AS PER CARRIER DIRECTIVE, TIME BILLED AT 1/2 REGULAR RATE).		
1287.5511	07/16/2019	10	A	L120	A101	185.00	0.30	55.50	ARCH
							PLAN AND PREPARE FOR NEXT STEPS IN THE LITIGATION FOLLOWING TODAY'S HEARING AND IN LIGHT OF THE JUDGE TAKING THE SECOND MOTION FOR RECONSIDERATION UNDER ADVISEMENT RE: [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN THE		

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5511 CHUBB INSURANCE										
1287.5511	07/16/2019	10	A	L120	A107	185.00	0.10	18.50	CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	07/16/2019	585	A	L250	A103	165.00	0.65	107.25	COMMUNICATE (OTHER OUTSIDE COUNSEL) WITH CO-COUNSEL RE: [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH THE FILE IN THE CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	07/16/2019	585	A	L250	A109	165.00	1.95	321.75	DRAFT/REVISE (CONTINUE) MEMO TO FILE OF KEY POINTS AND LEGAL AUTHORITY FOR UPCOMING ORAL ARGUMENT SCHEDULED JULY 16, 2019, RE: BUILDERS' MEMORANDUM OF COSTS AND REBUTTAL TO ASSOCIATION'S MOTION TO RE-TAX (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/16/2019	432	A	L250	A101	165.00	0.10	16.50	APPEAR FOR/ATTEND COURT HEARING FOR ASSOCIATION'S MOTION FOR RECONSIDERATION AND ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, AS THE MOTION TO TAX HEARING WAS CONTINUED BY THE COURT TO ANOTHER DAY(SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/16/2019	432	A	L250	A101	165.00	0.80	132.00	PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, RE: ANALYZED LETTERS PROVIDED TO THE ASSOCIATION IN MARCH AND APRIL OF 2016 TO COMPARE THOSE WITH THE RESPONSES GENERATED BY THE ASSOCIATION, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	ARCH
1287.5511	07/16/2019	432	A	L250	A101	165.00	0.65	107.25	PLAN AND PREPARE FOR (CONTINUE) UPCOMING HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)	ARCH
1287.5511	07/16/2019	432	A	L250	A109	165.00	0.30	49.50	APPEAR FOR/ATTEND DRIVE TIME TO HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019	ARCH

AA4638

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
1287.5511	07/16/2019	432	A	L250	A109	165.00	1.90	313.50
ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING (BILLED AT 50% RATE) (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/16/2019	432	A	L250	A103	165.00	0.15	24.75
APPEAR FOR/ATTEND HEARING ON HEARING ON THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER GRANTING OUR MOTION FOR SUMMARY JUDGMENT ON THE STATUTE OF REPOSE ISSUE, OR IN THE ALTERNATIVE TO STAY THE COURT'S RULING DRAFT/REVISE ORDER DENYING THE ASSOCIATION'S FIRST MOTION FOR RECONSIDERATION, TO BE SENT TO OPPOSING COUNSEL FOR APPROVAL (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	07/17/2019	601	A	L120	A104	165.00	0.35	57.75
(BEGIN) MAHEU V. EIGHTH JUDICIAL DIST. COURT, 88 NEV. 26, 493 P.2D 709 (1972), RE: STAYING A RULING ON A MOTION, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE ANALYZING THE ASSOCIATION'S MOTION TO STAY THE DISTRICT COURT'S RULING ON THEIR MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	07/17/2019	432	A	L250	A101	165.00	0.45	74.25
PLAN AND PREPARE STRATEGY FOR OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO DEFER THE COURT'S RULING ON THE SECOND MOTION FOR RECONSIDERATION UNTIL OCTOBER 1, 2019, RE: [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, OF ESIS)								ARCH
1287.5511	07/18/2019	601	A	L120	A104	165.00	0.55	90.75
REVIEW/ANALYZE (BEGIN) FRITZ HANSEN A/S V. EIGHTH JUDICIAL DIST. COURT, 116 NEV. 650, 6 P.3D 982 (2000), RE: STAYING A RULING ON A MOTION, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE ANALYZING THE ASSOCIATION'S MOTION TO STAY THE DISTRICT COURT'S RULING ON THEIR MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	07/18/2019	601	A	L120	A104	165.00	0.20	33.00
REVIEW/ANALYZE (BEGIN) DEFENDANT'S REPLY IN SUPPORT OF MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NEVADA REVISED STATUTE 11.202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER, RE: STAYING A RULING ON A MOTION, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE ANALYZING THE ASSOCIATION'S MOTION TO STAY THE DISTRICT COURT'S RULING ON THEIR MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	07/18/2019	601	A	L120	A104	165.00	0.10	16.50
REVIEW/ANALYZE (BEGIN) EIGHTH JUDICIAL DISTRICT COURT RULE 2.22, RE: STAYING A RULING ON A MOTION, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE ANALYZING THE ASSOCIATION'S MOTION TO STAY THE DISTRICT COURT'S RULING ON THEIR MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5511	07/18/2019	601	A	L120	A104	165.00	0.30	49.50
REVIEW/ANALYZE (BEGIN) BECERRA V. UNITED STATES DOI, 276 F. SUPP. 3D 953 (2017), RE: STAYING								ARCH

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BREMER WHYTE BROWN & O'MEARA, LLP

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
							A RULING ON A MOTION, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE ANALYZING THE ASSOCIATION'S MOTION TO STAY THE DISTRICT COURT'S RULING ON THEIR MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	07/18/2019	601	A	L120	A104	165.00	0.60	99.00 REVIEW/ANALYZE (BEGIN) <i>SICOR, INC. V. SACKS</i> , 127 NEV. 896, 266 P.3D 618 (2011), RE: STAYING A RULING ON A MOTION, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE ANALYZING THE ASSOCIATION'S MOTION TO STAY THE DISTRICT COURT'S RULING ON THEIR MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/18/2019	601	A	L120	A104	165.00	0.55	90.75 REVIEW/ANALYZE (BEGIN) <i>NEVEN V. NEVEN</i> , 38 NEV. 541, 148 P. 354 (1915), RE: STAYING A RULING ON A MOTION, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE ANALYZING THE ASSOCIATION'S MOTION TO STAY THE DISTRICT COURT'S RULING ON THEIR MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/18/2019	601	A	L120	A104	165.00	0.70	115.50 REVIEW/ANALYZE (BEGIN) <i>FLORES V. LAS VEGAS-CLARK CTY. LIBRARY DIST.</i> , 134 NEV., ADV. REP. 101, 432 P.3D 173 (2018), RE: STAYING A RULING ON A MOTION, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE ANALYZING THE ASSOCIATION'S MOTION TO STAY THE DISTRICT COURT'S RULING ON THEIR MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/18/2019	601	A	L120	A104	165.00	0.65	107.25 REVIEW/ANALYZE (BEGIN) <i>PUBLIC EMPLOYEES' RET. SYS. V. GITTER</i> , 133 NEV., ADV. REP. 18, 393 P.3D 673 (2017), RE: STAYING A RULING ON A MOTION, IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE ANALYZING THE ASSOCIATION'S MOTION TO STAY THE DISTRICT COURT'S RULING ON THEIR MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/18/2019	601	A	L120	A103	165.00	0.20	33.00 DRAFT/REVISE (BEGIN) MEMORANDUM TO FILE ANALYZING THE ASSOCIATION'S MOTION TO STAY THE DISTRICT COURT'S RULING ON THEIR MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	07/18/2019	432	A	L250	A104	165.00	0.40	66.00 REVIEW/ANALYZE BECARRA V UNITED STATES DOI CASE, RE: FAILURE TO ACT IN GOOD FAITH AND DILATORY TACTICS AIMED AT PROLONGING THE COURT'S TIME FOR RULING ON A MOTION UNTIL A NEW RULE IS ENACTED, SIMILAR FACTS AS OUR CASE, AND A COMPLEX CASE TO REVIEW WITH DIFFICULT FACTS, [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)	ARCH
1287.5511	07/18/2019	432	A	L250	A104	165.00	0.20	33.00 REVIEW/ANALYZE FRITZ HANSEN A/S V. EIGHTH JUDICIAL DISTRICT CASE, RE: FOUR PART FACTOR TEST TO EVALUATE WHETHER STAY TO ISSUE RULING SHOULD BE GRANTED, IN ORDER TO UTILIZE REASONING IN OUR OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR	ARCH

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<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	07/18/2019	432	A	L250	A104	165.00	0.10	16.50
RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS) REVIEW/ANALYZE SICOR V SACKS CASE, IN ORDER TO UTILIZE REASONING IN OUR OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)								ARCH
1287.5511	07/18/2019	432	A	L250	A104	165.00	0.10	16.50
REVIEW/ANALYZE BURDSAL V SIXTH JUDICIAL DISTRICT COURT CASE, IN ORDER TO UTILIZE REASONING IN OUR OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)								ARCH
1287.5511	07/18/2019	432	A	L250	A104	165.00	0.10	16.50
REVIEW/ANALYZE TAM V EIGHTH JUDICIAL DISTRICT COURT CASE, IN ORDER TO UTILIZE REASONING IN OUR OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)								ARCH
1287.5511	07/18/2019	432	A	L250	A104	165.00	0.20	33.00
REVIEW/ANALYZE WESTPARK OWNERS' ASS' N V. EIGHTH JUDICIAL DIST. CT. CASE, IN ORDER TO UTILIZE REASONING IN OUR OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)								ARCH
1287.5511	07/18/2019	432	A	L250	A104	165.00	0.10	16.50
REVIEW/ANALYZE WHITTIER TRUST CO., CASE, IN ORDER TO UTILIZE REASONING IN OUR OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)								ARCH
1287.5511	07/18/2019	432	A	L250	A104	165.00	0.15	24.75
REVIEW/ANALYZE MOTION FOR CERTIFICATION UNDER RULE 54(B), TO INCORPORATE THOSE ARGUMENTS INTO OUR OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)								ARCH
1287.5511	07/18/2019	432	A	L250	A104	165.00	0.15	24.75
REVIEW/ANALYZE MOTION FOR CERTIFICATION UNDER RULE 54(B), TO INCORPORATE THOSE ARGUMENTS INTO OUR OPPOSITION TO THE								ARCH

AA4641

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5511 CHUBB INSURANCE										
1287.5511	07/18/2019	432	A	L250	A104	165.00	0.30	49.50	ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS) REVIEW/ANALYZE OUR OPPOSITION TO THE ASSOCIATION'S MOTION FOR RECONSIDERATION OF THE COURT'S TO INCORPORATE THOSE ARGUMENTS INTO OUR OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)	ARCH
1287.5511	07/18/2019	432	A	L250	A104	165.00	0.30	49.50	REVIEW/ANALYZE ALSENZ V TWIN LAKES VILLAGE CASE, IN ORDER TO UTILIZE REASONING IN OUR OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)	ARCH
1287.5511	07/18/2019	432	A	L250	A103	165.00	0.60	99.00	DRAFT/REVISE (BEGIN) OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT, INTRODUCTION AND ARGUMENTS A PART I REGARDING LACK OF LEGAL BASIS FOR THE ASSOCIATION'S MOTION (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)	ARCH
1287.5511	07/18/2019	432	A	L250	A103	165.00	0.65	107.25	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT, ARGUMENTS A PART II REGARDING LEGAL REQUIREMENT FOR THE COURT TO ENTER A DECISION (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)	ARCH
1287.5511	07/18/2019	432	A	L250	A103	165.00	0.55	90.75	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT, ARGUMENT B REGARDING DILATORY CONDUCT ON THE PART OF THE ASSOCIATION FOR REQUESTING CONTINUANCE OF THE COURT'S RULING (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)	ARCH
1287.5511	07/18/2019	432	A	L250	A103	165.00	0.40	66.00	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT, ARGUMENT C REGARDING LACK OF BASIS TO UPHOLD THE ASSOCIATIONS MOTION AND PREJUDICE TO THE BUILDERS (SPLIT WITH	ARCH

AA4642

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	07/18/2019	432	A	L250	A103	165.00	0.05	8.25
1287.5511	07/19/2019	10	A	L250	A103	185.00	0.60	111.00
1287.5511	07/19/2019	601	A	L120	A104	165.00	0.40	66.00
1287.5511	07/19/2019	601	A	L120	A103	165.00	0.20	33.00
1287.5511	07/19/2019	10	A	L250	A103	185.00	0.05	9.25
1287.5511	07/19/2019	10	A	L250	A104	185.00	0.15	27.75
1287.5511	07/24/2019	432	A	L250	A104	165.00	0.05	8.25

TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)

DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER OR IN THE ALTERNATIVE TO AMEND THE JUDGMENT, CONCLUSION (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON, WITH ESIS)

DRAFT (CONTINUE) OPPOSITION TO THE HOA'S ORAL REQUEST TO POSTPONE THE COURT'S RULING ON THE SECOND MOTION FOR RECONSIDERATION RE: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).

REVIEW/ANALYZE PROCEDURAL HISTORY AND CORRESPONDENCE WITH OPPOSING COUNSEL, IN PREPARATION FOR DRAFTING CORRESPONDENCE TO THE HONORABLE JUDGE JOHNSON, RE: THE COURT TO SIGN THE PREPARED ORDER DENYING DEFENDANT'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NEVADA REVISED STATUTE 11.202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER (SPLIT WITH TOWER II CASE PER ADJUSTER)

DRAFT/REVISE (BEGIN) CORRESPONDENCE TO THE HONORABLE JUDGE JOHNSON, RE: THE COURT TO SIGN THE PREPARED ORDER DENYING DEFENDANT'S MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NEVADA REVISED STATUTE 11.202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER (SPLIT WITH TOWER II CASE PER ADJUSTER)

DRAFT (FINALIZE) LETTER TO COURT ADDRESSING THE ORDER FOR THE FIRST MOTION FOR RECONSIDERATION OF THE STATUTE OF REPOSE MOTION FOR SUMMARY JUDGMENT (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER).

REVIEW/ANALYZE LATEST DRAFT OF MOTION FOR 54B CERTIFICATION OF THE MOTION FOR SUMMARY JUDGMENT RULING AND DISCUSS SAME WITH CO-COUNSEL (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS IN THIS CASE PRE-APPROVED BY SHERILYN BRYDON OF ESIS).

REVIEW/ANALYZE ENTRY OF ORDER DENYING THE ASSOCIATION'S MOTION FOR RECONSIDERATION

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AA4644

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	07/25/2019	432	A	L250 A103	165.00	0.60	99.00	ADJUSTER) DRAFT/REVISE (BEGIN) LETTER TO JUDGE JOHNSON, RE: REPLY IN SUPPORT OF OUR REQUEST FOR HEARING ON THE MOTIONS FOR FEES AND COSTS, BEGAN DRAFTING ARGUMENTS IN SUPPORT OF OUR POSITION (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	07/25/2019	585	A	L120 A104	165.00	0.05	8.25	REVIEW/ANALYZE FILING NOTICE FROM COURT, RE: LETTER TO JUDGE JOHNSON FROM PLAINTIFF'S COUNSEL, [REDACTED]
1287.5511	07/26/2019	10	A	L250 A103	185.00	0.15	27.75	[REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) DRAFT (FINALIZE) LETTER TO JUDGE JOHNSON REITERATING ALL THE REASONS WHY THE MOTION FOR ATTORNEY FEES AND THE MOTION TO TAX COSTS SHOULD BE RE-SET FOR 8/6/19, ESPECIALLY GIVE THE 54B CERTIFICATION HEARING ON THE SAME DATE AND BECAUSE THE COURT HAS NOT REJECTED THE HOA'S SEPARATE ARGUMENT ABOUT COMPULSORY COUNTER-CLAIMS (AS PER CARRIER DIRECTIVE, ALL WORK SPLIT WITH OTHER FILE FOR OTHER TOWER; ALL WORK RELATED TO MOTIONS PRE-APPROVED BY SHERILYN BRYSON OF ESIS).
1287.5511	07/26/2019	432	A	L250 A104	165.00	0.15	24.75	REVIEW/ANALYZE COURT'S MAY 23, 2019 ORDER, IN ORDER TO CITE TO SPECIFIC LANGUAGE WHERE THE COURT HELD THAT THE ASSOCIATION'S CLAIMS WERE NOT COMPULSORY AND DID NOT ARISE FROM THE SAME TRANSACTION OR OCCURRENCE AS THE UNDERLYING CLAIM (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	07/26/2019	432	A	L250 A104	165.00	0.15	24.75	REVIEW/ANALYZE THE BUILDERS' MOTION FOR CERTIFICATION UNDER 54(B), TO EVALUATE THE ARGUMENTS AND CASE LAW THEREIN, IN ORDER TO DEVELOP OUR ARGUMENTS FOR THE REPLY IN SUPPORT OF OUR REQUEST FOR A HEARING ON THE MOTIONS FOR FEES AND COSTS (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	07/26/2019	432	A	L250 A104	165.00	0.25	41.25	REVIEW/ANALYZE THE BUILDERS' OPPOSITIONS TO THE ASSOCIATION'S MOTIONS FOR RECONSIDERATION, BOTH OPPOSITIONS, TO EVALUATE THE ARGUMENTS AND CASE LAW THEREIN, IN ORDER TO DEVELOP OUR ARGUMENTS FOR THE REPLY IN SUPPORT OF OUR REQUEST FOR A HEARING ON THE MOTIONS FOR FEES AND COSTS (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	07/26/2019	432	A	L250 A103	165.00	0.70	115.50	DRAFT/REVISE (CONTINUE) LETTER TO JUDGE JOHNSON, RE: REPLY IN SUPPORT OF OUR REQUEST FOR HEARING ON THE MOTIONS FOR FEES AND COSTS, CONTINUED LEGAL ARGUMENTS AND BASIS FOR SAME (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	08/01/2019	432	A	L120 A104	165.00	0.25	41.25	REVIEW/ANALYZE REPLY BRIEF IN SUPPORT OF OPPOSITION TO THE ASSOCIATION'S ORAL MOTION TO POSTPONE JUDGMENT ON THE SECOND MOTION FOR RECONSIDERATION OF THE COURT'S MAY 323, 2019 ORDER, IN ORDER TO EVALUATE HOW TO RESPOND AND PREPARE FOR THE HEARING ON SAME (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	08/01/2019	585	A	L250 A104	165.00	0.30	49.50	REVIEW/ANALYZE (BEGIN) DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO CERTIFY JUDGMENT AS FINAL UNDER RULE 54(B) AND RESPONSE TO PLAINTIFFS' OPPOSITION TO DEFENDANT JULY 16, 2019 ORAL MOTION TO POSTPONE THE COURT'S RULING ON THE MOTION FOR RECONSIDERATION AND CORRESPONDING CASE ANALYSIS WITHIN UNDERLYING BRIEF, IN

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Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
							(39 UNITS TOTAL FOR FLOORS 9, 10 AND 11), RE: DETERMINING HOMEOWNER AND CLOSE OF ESCROW INFORMATION FOR UNITS ON SAID LEVELS, IN PREPARATION FOR DRAFTING CLOSE OF ESCROW MATRIX, IN PREPARATION FOR PROVIDING ATTORNEY, AS REQUESTED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).		
1287.5511	08/02/2019	123	A	L320	A103	95.00	0.10	9.50 DRAFT/REVISE (CONTINUE) TOWER I-4525 DEAN MARTIN DRIVE CLOSE OF ESCROW MATRIX, RE: INCORPORATING FLOORS 9, 10 AND 11 (39 UNITS) CLOSE OF ESCROW INFORMATION OBTAINED FROM THE CLARK COUNTY ASSESSOR WEBSITE (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/02/2019	123	A	L320	A104	95.00	0.45	42.75 REVIEW/ANALYZE (CONTINUE) CLARK COUNTY ASSESSOR WEBSITE FOR 4525 DEAN MARTIN DRIVE (43 UNITS TOTAL FOR FLOORS 12, 14, 15 AND 16), RE: DETERMINING HOMEOWNER AND CLOSE OF ESCROW INFORMATION FOR UNITS ON SAID LEVELS, IN PREPARATION FOR DRAFTING CLOSE OF ESCROW MATRIX, IN PREPARATION FOR PROVIDING ATTORNEY, AS REQUESTED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/02/2019	123	A	L320	A103	95.00	0.10	9.50 DRAFT/REVISE (CONTINUE) TOWER I-4525 DEAN MARTIN DRIVE CLOSE OF ESCROW MATRIX, RE: INCORPORATING FLOORS 12, 14, 15 AND 16 (43 UNITS) CLOSE OF ESCROW INFORMATION OBTAINED FROM THE CLARK COUNTY ASSESSOR WEBSITE (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/02/2019	123	A	L320	A104	95.00	0.45	42.75 REVIEW/ANALYZE (CONTINUE) CLARK COUNTY ASSESSOR WEBSITE FOR 4525 DEAN MARTIN DRIVE (40 UNITS TOTAL FOR FLOORS 17, 18, 19 AND 20), RE: DETERMINING HOMEOWNER AND CLOSE OF ESCROW INFORMATION FOR UNITS ON SAID LEVELS, IN PREPARATION FOR DRAFTING CLOSE OF ESCROW MATRIX, IN PREPARATION FOR PROVIDING ATTORNEY, AS REQUESTED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/02/2019	123	A	L320	A103	95.00	0.10	9.50 DRAFT/REVISE (CONTINUE) TOWER I-4525 DEAN MARTIN DRIVE CLOSE OF ESCROW MATRIX, RE: INCORPORATING FLOORS 17, 18, 19 AND 20 (40 UNITS) CLOSE OF ESCROW INFORMATION OBTAINED FROM THE CLARK COUNTY ASSESSOR WEBSITE (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/02/2019	123	A	L320	A104	95.00	0.40	38.00 REVIEW/ANALYZE (CONTINUE) CLARK COUNTY ASSESSOR WEBSITE FOR 4525 DEAN MARTIN DRIVE (37 UNITS TOTAL FOR FLOORS 21, 22, 23 AND 24), RE: DETERMINING HOMEOWNER AND CLOSE OF ESCROW INFORMATION FOR UNITS ON SAID LEVELS, IN PREPARATION FOR DRAFTING CLOSE OF ESCROW MATRIX, IN PREPARATION FOR PROVIDING ATTORNEY, AS REQUESTED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/02/2019	123	A	L320	A103	95.00	0.10	9.50 DRAFT/REVISE (CONTINUE) TOWER I-4525 DEAN MARTIN DRIVE CLOSE OF ESCROW MATRIX, RE: INCORPORATING FLOORS 21, 22, 23 AND 24 (37 UNITS) CLOSE OF ESCROW INFORMATION OBTAINED FROM THE CLARK COUNTY ASSESSOR WEBSITE (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH

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Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount		Ref #	
Client ID 1287.5511 CHUBB INSURANCE										
1287.5511	08/02/2019	123	A	L320	A104	95.00	0.30	28.50	REVIEW/ANALYZE (CONTINUE) CLARK COUNTY ASSESSOR WEBSITE FOR 4525 DEAN MARTIN DRIVE (27 UNITS TOTAL FOR FLOORS 25, 26, 27 AND 28), RE: DETERMINING HOMEOWNER AND CLOSE OF ESCROW INFORMATION FOR UNITS ON SAID LEVELS, IN PREPARATION FOR DRAFTING CLOSE OF ESCROW MATRIX, IN PREPARATION FOR PROVIDING ATTORNEY, AS REQUESTED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/02/2019	123	A	L320	A103	95.00	0.10	9.50	DRAFT/REVISE (CONTINUE) TOWER I-4525 DEAN MARTIN DRIVE CLOSE OF ESCROW MATRIX, RE: INCORPORATING FLOORS 25, 26, 27 AND 28 (27 UNITS) CLOSE OF ESCROW INFORMATION OBTAINED FROM THE CLARK COUNTY ASSESSOR WEBSITE (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/02/2019	123	A	L320	A104	95.00	0.20	19.00	REVIEW/ANALYZE (CONTINUE) CLARK COUNTY ASSESSOR WEBSITE FOR 4525 DEAN MARTIN DRIVE (18 UNITS TOTAL FOR FLOORS 29 AND 30), RE: DETERMINING HOMEOWNER AND CLOSE OF ESCROW INFORMATION FOR UNITS ON SAID LEVELS, IN PREPARATION FOR DRAFTING CLOSE OF ESCROW MATRIX, IN PREPARATION FOR PROVIDING ATTORNEY, AS REQUESTED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/02/2019	123	A	L320	A103	95.00	0.05	4.75	DRAFT/REVISE (CONTINUE) TOWER I-4525 DEAN MARTIN DRIVE CLOSE OF ESCROW MATRIX, RE: INCORPORATING FLOORS 29 AND 30 (18 UNITS) CLOSE OF ESCROW INFORMATION OBTAINED FROM THE CLARK COUNTY ASSESSOR WEBSITE (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/03/2019	10	A	L120	A109	185.00	0.15	27.75	APPEAR FOR/ATTEND CONFERENCE CALL WITH CO-COUNSEL [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE DEALING WITH OTHER TOWER [REDACTED] THE SAME CASE; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	08/03/2019	432	A	L120	A101	165.00	0.85	140.25	PLAN AND PREPARE FOR CONFERENCE CALL WITH CO-COUNSEL, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]	ARCH
1287.5511	08/03/2019	432	A	L120	A107	165.00	0.20	33.00	COMMUNICATE (OTHER OUTSIDE COUNSEL) CONFERENCE CALL WITH CO-COUNSEL, [REDACTED] [REDACTED] [REDACTED] [REDACTED] SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	08/04/2019	10	A	L120	A101	185.00	0.80	148.00	PLAN AND PREPARE (CONTINUE) FOR TUESDAY'S HEARING ON RULE 54(B) CERTIFICATION AND OTHER ISSUES RE: GOING OVER THE COUNTER-CLAIM, THE CLAIMS OF THE HOA, THE OPPOSITION OF THE HOA TO THE RULE 54(B) REQUEST, AND THE LIKELY ARGUMENTS THAT WILL	ARCH



<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	08/04/2019	10	A	L120 A101	185.00	0.25	46.25	ARCH
BE RAISED BY THE HOA AT THE HEARING; AND OUTLINING OF POSSIBLE COUNTER-ARGUMENTS (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYSON OF ESIS). PLAN AND PREPARE (CONTINUE) FOR TUESDAY'S HEARING ON RULE 54(B) CERTIFICATION AND OTHER ISSUES RE: ADDITIONAL WORK ON THE HOA'S CLAIMS [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYSON OF ESIS).								
1287.5511	08/04/2019	432	A	L250 A101	165.00	0.80	132.00	ARCH
PLAN AND PREPARE FOR (BEGIN) REPLY IN SUPPORT OF MOTION FOR CERTIFICATION UNDER RULE 54(B), RE: ANALYZED STATUTES OF LIMITATIONS ON THE VARIOUS CAUSES OF ACTION, EVALUATED HOW THOSE STATUTES MIGHT IMPACT OUR CASE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)								
1287.5511	08/04/2019	432	A	L250 A101	165.00	0.95	156.75	ARCH
PLAN AND PREPARE FOR (CONTINUE) REPLY IN SUPPORT OF MOTION FOR CERTIFICATION UNDER RULE 54(B), RE: ANALYZED NEVADA CASE LAW REGARDING STATUTES OF LIMITATION AND HOW COURTS EVALUATE ASSOCIATIONAL STANDING ON CONTRACT AND SEMI-CONTRACTUAL CAUSES OF ACTION, [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] AND CONTINUED DRAFTING ARGUMENTS IN SUPPORT OF FINDINGS. ANALYZED STATUTES OF LIMITATIONS ON THE VARIOUS CAUSES OF ACTION [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)								
1287.5511	08/04/2019	432	A	L250 A103	165.00	0.75	123.75	ARCH
DRAFT/REVISE CORRESPONDENCE TO CO-COUNSEL, RE: ARGUMENTS TO SUPPORT THE REPLY IN SUPPORT OF MOTION FOR CERTIFICATION UNDER RULE 54(B), RE: ANALYSIS OF ALL ARGUMENTS WE INTEND TO INCORPORATE INTO THE REPLY BRIEF, INCLUDING TYING AB 125 LANGUAGE INTO THE COUNTER-CLAIM CAUSES OF ACTION, ANALYSIS OF STATUTE OF LIMITATIONS ARGUMENTS AND ANALYSIS OF THE ASSOCIATION'S ADMISSIONS REGARDING RELATION OF CLAIMS TO CONSTRUCTION AND DESIGN OF THE TOWERS. (SPLIT WITH TOWER II CASE PER ADJUSTER)								
1287.5511	08/04/2019	432	A	L250 A103	165.00	0.05	8.25	ARCH
DRAFT/REVISE EMAIL TO CO-COUNSEL RE: [REDACTED]								

AA4649

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
1287.5511	08/04/2019	432	A	L250	A103	165.00	0.05	8.25
							ARGUMENTS IN SUPPORT OF 54(B) REPLY BRIEF (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	08/05/2019	10	A	L250	A104	185.00	0.05	9.25
							DRAFT/REVISE CORRESPONDENCE TO CO-COUNSEL, RE: THE ASSOCIATION'S ANSWER AND COUNTER-CLAIM TO INCORPORATE THE ALLEGATIONS INTO THE REPLY BRIEF IN SUPPORT OF OUR MOTION TO CERTIFY UNDER RULE 54(B) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	08/05/2019	10	A	L250	A104	185.00	0.20	37.00
							REVIEW/ANALYZE TOWER I CLOSE OF ESCROW MATRIX IN ORDER TO CONFIRM WHEN THE UNITS WERE SOLD AS PART OF POTENTIAL ARGUMENT IN SUPPORT OF RULE 54(B) MOTION [REDACTED]	ARCH
							[REDACTED] AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	
1287.5511	08/05/2019	585	A	L250	A103	165.00	0.45	74.25
							REVIEW/ANALYZE REPLY BRIEF IN SUPPORT OF MOTION FOR RULE 54(B) CERTIFICATION, AS DRAFTED BY CO-COUNSEL, [REDACTED]	ARCH
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED] ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	
1287.5511	08/05/2019	123	A	L320	A104	95.00	0.30	28.50
							DRAFT/REVISE UPCOMING HEARING ON THE BUILDERS' 54(B) CERTIFICATION MOTION AND POTENTIALLY THE COSTS MOTION, RE: [REDACTED]	ARCH
							[REDACTED]	
							[REDACTED]	
							[REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5511	08/05/2019	123	A	L320	A103	95.00	0.10	9.50
							REVIEW/ANALYZE (CONTINUE) CLARK COUNTY ASSESSOR WEBSITE FOR 4525 DEAN MARTIN DRIVE (23 UNITS TOTAL FOR FLOORS 31, 32 AND 33), RE: DETERMINING HOMEOWNER AND CLOSE OF ESCROW INFORMATION FOR UNITS ON SAID LEVELS, IN PREPARATION FOR DRAFTING CLOSE OF ESCROW MATRIX, IN PREPARATION FOR PROVIDING ATTORNEY, AS REQUESTED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/05/2019	432	A	L250	A103	165.00	0.40	66.00
							DRAFT/REVISE (CONTINUE) TOWER I-4525 DEAN MARTIN DRIVE CLOSE OF ESCROW MATRIX, RE: INCORPORATING FLOORS 31, 32 AND 33 (23 UNITS) CLOSE OF ESCROW INFORMATION OBTAINED FROM THE CLARK COUNTY ASSESSOR WEBSITE (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5511	08/05/2019	432	A	L250	A103	165.00	0.40	66.00
							DRAFT/REVISE (CONTINUE) REPLY IN SUPPORT OF 54(B) CERTIFICATION MOTION, RE: DEVELOPED ARGUMENTS REGARDING ADMISSIONS OF COUNSEL AND THOSE FOUND THE OPPOSITION BRIEF, [REDACTED]	ARCH
							[REDACTED]	
							[REDACTED]	
							[REDACTED] SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5511	08/05/2019	432	A	L250	A104	165.00	0.10	16.50
							REVIEW/ANALYZE NOTICE OF COURT FILING, RE: COUNSEL FRANCIS LYNCH'S DECLARATION AND REQUEST FOR REMOTE APPEARANCE, [REDACTED]	ARCH
							[REDACTED]	
							(SPLIT WITH TOWER II CASE PER ADJUSTER)	

AA4650

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	08/05/2019	432	A	L250 A108	165.00	0.05	8.25 COMMUNICATE (OTHER EXTERNAL) CORRESPONDENCE FROM CO-COUNSEL, [REDACTED]	ARCH
1287.5511	08/05/2019	432	A	L250 A108	165.00	0.05	8.25 COMMUNICATE (OTHER EXTERNAL) CORRESPONDENCE TO CO-COUNSEL, [REDACTED]	ARCH
1287.5511	08/05/2019	432	A	L250 A108	165.00	0.05	8.25 COMMUNICATE (OTHER EXTERNAL) SUPPLEMENTAL CORRESPONDENCE FROM CO-COUNSEL, RE: [REDACTED]	ARCH
1287.5511	08/05/2019	10	A	L250 A104	185.00	0.05	9.25 REVIEW/ANALYZE TOWER II CLOSE OF ESCROW MATRIX [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	08/06/2019	10	A	L430 A101	185.00	0.50	92.50 PLAN AND PREPARE (CONTINUE) FOR TODAY'S HEARING ON THE MOTION FOR RULE 54(B) CERTIFICATION RE: CONTINUE TO GO OVER ALL THE PLEADINGS, OUTLINING POSSIBLE ARGUMENTS TO UTILIZE DURING THE HEARING, AND HIGHLIGHTING ASPECTS OF THE EXHIBITS THAT ARE BEING UTILIZED TO SUPPORT THE MOTION (AS PER CARRIER DIRECTIVE, ALL TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH THE OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	08/06/2019	10	A	L430 A101	185.00	0.25	46.25 PLAN AND PREPARE (CONTINUE) FOR TODAY'S HEARING ON THE HOA'S ORAL REQUEST TO CONTINUE THE COURT'S RULING ON THE SECOND MOTION FOR RECONSIDERATION RE: CONTINUE TO GO OVER ALL THE PLEADINGS, OUTLINING POSSIBLE ARGUMENTS TO UTILIZE DURING THE HEARING, AND HIGHLIGHTING ASPECTS OF THE EXHIBITS THAT ARE BEING UTILIZED TO SUPPORT THE MOTION (AS PER CARRIER DIRECTIVE, ALL TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH THE OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	08/06/2019	10	A	L430 A101	185.00	0.35	64.75 PLAN AND PREPARE (CONTINUE) FOR THE COURT'S POSSIBLE DECISION TO ADDRESS THE MOTION FOR FEES AND THE MOTION TO TAX COSTS DURING THE HEARING ON RULE 54(B) CERTIFICATION RE: CONTINUE TO GO OVER ALL THE PLEADINGS, OUTLINING ARGUMENTS TO UTILIZE DURING THE HEARING, AND HIGHLIGHTING ASPECTS OF THE EXHIBITS THAT ARE BEING UTILIZED TO SUPPORT THE CLIENTS' POSITION ON BOTH MOTIONS (AS PER CARRIER DIRECTIVE, ALL TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH THE OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	08/06/2019	10	A	L250 A109	185.00	0.65	120.25 APPEAR FOR/ATTEND HEARING ON MOTION FOR RULE 54(B) CERTIFICATION, AS WELL AS POSSIBLE DISCUSSION BY COURT ON OUTSTANDING MOTION FOR RECONSIDERATION, MOTION FOR FEES AND MOTION TO TAX COSTS (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH THE OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS; NO TRAVEL TIME INCLUDED IN THIS ENTRY; PCB TIME FOR ATTENDANCE LESS THAN ATTENDANCE BY CYRUS WHITAKER - WHO WAS	ARCH

AA4651

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5511 CHUBB INSURANCE								
1287.5511	08/06/2019	10	A	L250 A109	92.50	0.30	27.75 PRESENT TO DEAL WITH SOME OF THE POSSIBLE MOTION ISSUES NOT BEING HANDLED BY PCB - DUE TO PCB HAVING TO LEAVE HEARING EARLY TO ATTEND PRE-TRIAL CONFERENCE IN ANOTHER MATTER)	ARCH
1287.5511	08/06/2019	585	A	L250 A109	165.00	1.15	189.75 APPEAR FOR/ATTEND HEARING ON MOTION FOR RULE 54(B) CERTIFICATION, AS WELL AS POSSIBLE DISCUSSION BY COURT ON OUTSTANDING MOTION FOR RECONSIDERATION, MOTION FOR FEES AND MOTION TO TAX COSTS (SEPARATE TRAVEL TIME BILLED AT 1/2 REGULAR RATE AS PER CARRIER GUIDELINES; AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH THE OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	08/09/2019	10	A	L250 A104	185.00	0.20	37.00 REVIEW/ANALYZE THE COURT ORDER DENYING THE HOA'S SECOND MOTION FOR RECONSIDERATION, CONFER WITH CO-COUNSEL ON [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER, ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	08/09/2019	585	A	L120 A104	165.00	0.05	8.25 REVIEW/ANALYZE FILING NOTICE FROM COURT, RE: COURT'S ORDER PERTAINING TO DEFENDANT'S MOTION FOR RECONSIDERATION AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1) FILED JUNE 13, 2019, TO EVALUATE POTENTIAL IMPACT ON CLIENT (SPLIT WITH TOWER II PER ADJUSTER)	ARCH
1287.5511	08/09/2019	585	A	L250 A104	165.00	0.20	33.00 REVIEW/ANALYZE (BEGIN) COURT'S ORDER PERTAINING TO DEFENDANT'S MOTION FOR RECONSIDERATION AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1) FILED JUNE 13, 2019, IN PREPARATION FOR POSSIBLE SUBSEQUENT LITIGATION INVOLVING SAME (SPLIT WITH TOWER II PER ADJUSTER)	ARCH
1287.5511	08/09/2019	432	A	L250 A104	165.00	0.20	33.00 REVIEW/ANALYZE ORDER DENYING THE ASSOCIATION'S SECOND MOTION FOR RECONSIDERATION, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	08/09/2019	432	A	L250 A109	165.00	0.10	16.50 APPEAR FOR/ATTEND CONFERENCE CALL WITH CO-COUNSEL, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	08/09/2019	432	A	L250 A103	165.00	0.15	24.75 DRAFT/REVISE NOTICE OF ENTRY OF ORDER DENYING THE ASSOCIATION'S SECOND MOTION FOR RECONSIDERATION, IN PREPARATION FOR FILING (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	08/11/2019	10	A	L250 A103	185.00	0.60	111.00 DRAFT UPDATE TO CARRIERS AND CLIENT CONTACT RE: [REDACTED]	ARCH

AA4652

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5511 CHUBB INSURANCE										
							[REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).			
1287.5511	08/12/2019	10	A	L250	A104	185.00	0.20	37.00	REVIEW/ANALYZE COURT'S RULING ON THE 54(B) MOTION AND ASSESS WHAT NEXT STEPS CAN BE TAKEN WITH REGARD TO THE HOA'S EFFORTS TO STILL GET YET ANOTHER BITE AT THE APPLE OF AB 421 (AS PER CARRIER GUIDELINES, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	08/12/2019	10	A	L250	A104	185.00	0.35	64.75	REVIEW/ANALYZE [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	08/12/2019	432	A	L120	A104	165.00	0.15	24.75	REVIEW/ANALYZE COURT'S ORDER REGARDING 54(B) CERTIFICATION, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	08/12/2019	432	A	L120	A104	165.00	0.05	8.25	REVIEW/ANALYZE CORRESPONDENCE FROM CO-COUNSEL, RE: COURT'S ORDER REGARDING 54(B) CERTIFICATION, IN ORDER TO DEVELOP STRATEGY [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	08/12/2019	585	A	L120	A104	165.00	0.05	8.25	REVIEW/ANALYZE FILING NOTICE FROM COURT, RE: ORDER RE: MOTION TO CERTIFY JUDGMENT AS FINAL UNDER NRCP 54(B), TO [REDACTED] [REDACTED] (SPLIT WITH TOWER II PER ADJUSTER)	ARCH
1287.5511	08/12/2019	585	A	L250	A104	165.00	0.20	33.00	REVIEW/ANALYZE (BEGIN) ORDER RE: MOTION TO CERTIFY JUDGMENT AS FINAL UNDER NRCP 54(B), [REDACTED] IN PREPARATION FOR SUBSEQUENT MOTIONS INVOLVING COSTS AND ATTORNEY'S FEES (SPLIT WITH TOWER II PER ADJUSTER)	ARCH
1287.5511	08/13/2019	585	A	L120	A104	165.00	0.05	8.25	REVIEW/ANALYZE EMAIL CORRESPONDENCE FROM MARTIN LITTLE, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II PER ADJUSTER)	ARCH
1287.5511	08/13/2019	432	A	L120	A104	165.00	0.05	8.25	REVIEW/ANALYZE CORRESPONDENCE FROM MARTIN LITTLE, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II PER ADJUSTER)	ARCH
1287.5511	08/25/2019	432	A	L120	A101	165.00	0.15	24.75	PLAN AND PREPARE STRATEGY FOR FURTHER HANDLING THE MOTION FOR ATTORNEY FEES AND COSTS, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER).	ARCH
1287.5511	08/26/2019	585	A	L120	A104	165.00	0.20	33.00	REVIEW/ANALYZE NEVADA CIVIL PRACTICE MANUAL SECTION 27.02, RE: RECOVERY OF ATTORNEY'S FEES AFTER JUDGMENT, IN PREPARATION FOR [REDACTED]	ARCH

AA4653

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	08/27/2019	432	A	L120	A101	165.00	0.25	41.25
								ADDITIONAL ATTORNEY'S FEES REQUEST (SPLIT WITH TOWER II PER ADJUSTER)
								PLAN AND PREPARE STRATEGY FOR MOVING FORWARD WITH ADDENDUM TO MOTION FOR FEES AND COSTS, RE: [REDACTED]
								[REDACTED]
								[REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	09/08/2019	432	A	L120	A104	165.00	0.05	8.25
								REVIEW/ANALYZE CORRESPONDENCE FROM EXPERT, RE: REQUEST FOR INFORMATION ON THE MATTER, IN PREPARATION FOR RESPONDING.
1287.5511	09/09/2019	10	A	L510	A104	175.00	0.10	17.50
								REVIEW/ANALYZE INQUIRY FROM JEFFREY GANZER (CHUBB), [REDACTED]
								[REDACTED]
								[REDACTED]
								[REDACTED] AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER).
1287.5511	09/09/2019	10	A	L250	A104	175.00	0.10	17.50
								REVIEW/ANALYZE LATEST FILING OF THE HOA'S NEW MOTION TO AMEND/ALTER THE RULING, CONFER WITH CO-COUNSEL ON POSSIBLE RESPONSE TO SAME, AND SEND EMAIL TO CLIENT AND TO CARRIERS NOTIFYING THEM OF THE NEW PLEADING (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER).
1287.5511	09/09/2019	432	A	L120	A104	165.00	0.40	66.00
								REVIEW/ANALYZE DEFENDANT'S MOTION TO AMEND THE JUDGMENT UNDER 54(B), FILED TODAY, BEGAN TO ANALYZE THE ARGUMENTS PRESENTED IN ORDER TO FORMULATE STRATEGY FOR OPPOSITION TO SAME (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	09/10/2019	432	A	L250	A104	165.00	0.05	8.25
								REVIEW/ANALYZE NOTICE OF HEARING FOR RENEWED MOTION UNDER 59(E) FILED BY THE ASSOCIATION, TO EVALUATE THE TIME FOR THE HEARING AND WHETHER WE SHOULD MOVE IT TO AN EARLIER DATE (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	09/13/2019	432	A	L340	A109	165.00	0.15	24.75
								APPEAR FOR/ATTEND MEET AND CONFER WITH FENESTRATION EXPERT, RE: CASE STATUS AND FURTHER HANDLING (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	09/16/2019	119	A	302				0.00
								WRITE-OFF (DMC)
1287.5511	09/16/2019	119	A	302				0.00
								WRITE-OFF (DMC)
1287.5511	09/16/2019	10	A	L510	A108	175.00	0.10	17.50
								COMMUNICATE (OTHER EXTERNAL) WITH JEFFEREY GANZER (CHUBB) AND RAIME MORALES (CHUBB COVERAGE COUNSEL) RE: [REDACTED]
								[REDACTED]
								[REDACTED]
								[REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH FILE DEALING WITH OTHER TOWER; ALL WORK ON MOTION PRACTICE PRE-APPROVED BY SHERILYN BRYDON OF ESIS).
1287.5511	09/17/2019	432	A	L120	A104	165.00	0.05	8.25
								REVIEW/ANALYZE CORRESPONDENCE FROM THE COURT, RE: REQUEST FOR INFORMATION FROM THE HEARING (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	09/17/2019	432	A	L120	A103	165.00	0.05	8.25
								DRAFT/REVISE CORRESPONDENCE TO THE COURT, RE: RESPONSE REQUEST FOR INFORMATION FROM THE HEARING (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5511	09/17/2019	432	A	L120	A104	165.00	0.05	8.25
								REVIEW/ANALYZE SUPPLEMENTAL

AA4654

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	09/17/2019	432	A	L120 A103	165.00	0.05	8.25	ARCH
1287.5511	09/17/2019	432	A	L120 A104	165.00	0.05	8.25	ARCH
1287.5511	09/17/2019	432	A	L120 A103	165.00	0.05	8.25	ARCH
1287.5511	09/18/2019	432	A	L120 A101	165.00	0.55	90.75	ARCH
1287.5511	09/19/2019	601	A	L250 A101	165.00	0.35	57.75	ARCH
1287.5511	09/19/2019	601	A	L250 A101	165.00	0.30	49.50	ARCH
1287.5511	09/19/2019	601	A	L250 A101	165.00	0.20	33.00	ARCH
1287.5511	09/19/2019	601	A	L250 A101	165.00	0.15	24.75	ARCH
1287.5511	09/19/2019	601	A	L250 A101	165.00	0.15	24.75	ARCH

AA4655

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5511 CHUBB INSURANCE										
1287.5511	09/19/2019	601	A	L250	A101	165.00	0.20	33.00	APPROVED BY SHERILYN BRIDEN, SPLIT WITH TOWER II PER ADJUSTER PLAN AND PREPARE FOR OPPOSING DEFENDANT'S MOTION TO ALTER OR AMEND THE COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON MAY 23, 2019, REVIEWED AND ANALYZED CASTRO-RAMIREZ V. DEPENDABLE HIGHWAY EXPRESS, INC., 2 CAL. APP. 5TH 1028 (2016), IN ORDER TO PRESENT ARGUMENTS IN RESPONSE TO DEFENDANT'S ASSERTED CASE LAW, APPROVED BY SHERILYN BRIDEN, SPLIT WITH TOWER II PER ADJUSTER	ARCH
1287.5511	09/19/2019	601	A	L250	A101	165.00	0.20	33.00	PLAN AND PREPARE FOR OPPOSING DEFENDANT'S MOTION TO ALTER OR AMEND THE COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON MAY 23, 2019, REVIEWED AND ANALYZED BLAICH V. BLAICH, 114 NEV. 1446, 971 P.2D 822 (1998), IN ORDER TO PRESENT ARGUMENTS IN RESPONSE TO DEFENDANT'S ASSERTED CASE LAW, APPROVED BY SHERILYN BRIDEN, SPLIT WITH TOWER II PER ADJUSTER	ARCH
1287.5511	09/19/2019	601	A	L250	A101	165.00	0.15	24.75	PLAN AND PREPARE FOR OPPOSING DEFENDANT'S MOTION TO ALTER OR AMEND THE COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON MAY 23, 2019, REVIEWED AND ANALYZED PETRUCELLI V. BOHRINGER & RATZINGER, 46 F.3D 1298 (1995), IN ORDER TO PRESENT ARGUMENTS IN RESPONSE TO DEFENDANT'S ASSERTED CASE LAW, APPROVED BY SHERILYN BRIDEN, SPLIT WITH TOWER II PER ADJUSTER	ARCH
1287.5511	09/19/2019	432	A	L250	A101	165.00	0.70	115.50	PLAN AND PREPARE (CONTINUE) STRATEGY FOR OPPOSING THE MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/19/2019	432	A	L250	A104	165.00	0.65	107.25	REVIEW/ANALYZE TRANSCRIPT FROM MOTION FOR SUMMARY JUDGMENT ON MAY 23, 2019, IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S LATEST MOTION FOR RECONSIDERATION OF SAME (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/19/2019	432	A	L250	A104	165.00	0.60	99.00	REVIEW/ANALYZE TRANSCRIPT FROM PRIOR MOTION HEARING ON RECONSIDERATION MOTIONS IN JULY, TO EVALUATE THE ARGUMENTS AND CASES LOCATED THEREIN, IN PREPARATION FOR DRAFTING OPPOSITION TO LATEST MOTION FOR RECONSIDERATION, FILED 9.9.19 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/19/2019	432	A	L250	A104	165.00	0.05	8.25	REVIEW/ANALYZE TELEPHONE CALL WITH PLAINTIFF'S COUNSEL, RE: EXTENSION TO FILE OPPOSITION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/19/2019	432	A	L250	A104	165.00	0.05	8.25	REVIEW/ANALYZE CORRESPONDENCE FROM PLAINTIFF'S COUNSEL, RE: EXTENSION TO FILE OPPOSITION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/19/2019	432	A	L250	A103	165.00	0.05	8.25	DRAFT/REVISE CORRESPONDENCE TO PLAINTIFF'S COUNSEL, RE: EXTENSION TO FILE OPPOSITION AND PLAN FOR STIPULATION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/19/2019	432	A	L250	A104	165.00	0.05	8.25	REVIEW/ANALYZE CORRESPONDENCE FROM OPPOSING COUNSEL, RE: STIPULATION AND ORDER TO EXTEND HEARING ON LATEST MOTION FILED 9.9.19, CHANGES AND ALTERATIONS, TO	ARCH

AA4656



<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5511 CHUBB INSURANCE</b>								
1287.5511	09/19/2019	432	A	L250 A103	165.00	0.05	8.25 DETERMINE IF PROPOSITIONS ARE ACCEPTABLE (SPLIT WITH TOWER II CASE PER ADJUSTER) DRAFT/REVISE (CONTINUE) STIPULATION AND ORDER TO EXTEND HEARING ON LATEST MOTION FILED 9.9.19, CHANGES AND ALTERATIONS, AS PROPOSED BY OPPOSING COUNSEL (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/19/2019	432	A	L250 A103	165.00	0.05	8.25 DRAFT/REVISE CORRESPONDENCE TO OPPOSING COUNSEL, RE: STIPULATION AND ORDER TO EXTEND HEARING ON LATEST MOTION FILED 9.9.19, CHANGES AND ALTERATIONS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/20/2019	601	A	L250 A101	165.00	0.90	148.50 PLAN AND PREPARE FOR OPPOSING DEFENDANT'S MOTION TO ALTER OR AMEND THE COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON MAY 23, 2019, REVIEWED AND ANALYZED <i>DOE V. HARTFORD ROMAN CATHOLIC DIOCESAN CORP.</i> , 119 A.3D 462 (CONN. 2015) (50 PAGES), IN ORDER TO PRESENT ARGUMENTS IN RESPONSE TO DEFENDANT'S ASSERTED CASE LAW, APPROVED BY SHERILYN BRIDEN, SPLIT WITH TOWER II PER ADJUSTER	ARCH
1287.5511	09/20/2019	601	A	L250 A101	165.00	0.60	99.00 PLAN AND PREPARE FOR OPPOSING DEFENDANT'S MOTION TO ALTER OR AMEND THE COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON MAY 23, 2019, REVIEWED AND ANALYZED <i>20TH CENTURY INS. CO. V. SUPERIOR COURT</i> , 109 CAL. RPTR. 2D 611 (CAL. APP. 2001) (30 PAGES), IN ORDER TO PRESENT ARGUMENTS IN RESPONSE TO DEFENDANT'S ASSERTED CASE LAW, APPROVED BY SHERILYN BRIDEN, SPLIT WITH TOWER II PER ADJUSTER	ARCH
1287.5511	09/20/2019	601	A	L250 A101	165.00	0.20	33.00 PLAN AND PREPARE FOR OPPOSING DEFENDANT'S MOTION TO ALTER OR AMEND THE COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON MAY 23, 2019, REVIEWED AND ANALYZED <i>NELSON V. FLINTKOTE CO.</i> , 218 CAL. RPTR. 562 (CAL. APP. 1985), IN ORDER TO PRESENT ARGUMENTS IN RESPONSE TO DEFENDANT'S ASSERTED CASE LAW, APPROVED BY SHERILYN BRIDEN, SPLIT WITH TOWER II PER ADJUSTER	ARCH
1287.5511	09/20/2019	601	A	L250 A101	165.00	0.15	24.75 PLAN AND PREPARE FOR OPPOSING DEFENDANT'S MOTION TO ALTER OR AMEND THE COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON MAY 23, 2019, REVIEWED AND ANALYZED <i>CAMPBELL V. HOLT</i> , 115 U.S. 620 (1885), IN ORDER TO PRESENT ARGUMENTS IN RESPONSE TO DEFENDANT'S ASSERTED CASE LAW, APPROVED BY SHERILYN BRIDEN, SPLIT WITH TOWER II PER ADJUSTER	ARCH
1287.5511	09/20/2019	601	A	L250 A101	165.00	0.20	33.00 PLAN AND PREPARE FOR OPPOSING DEFENDANT'S MOTION TO ALTER OR AMEND THE COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON MAY 23, 2019, REVIEWED AND ANALYZED <i>CHASE SECURITIES CORP. V. DONALDSON</i> , 325 U.S. 304 (1945), IN ORDER TO PRESENT ARGUMENTS IN RESPONSE TO DEFENDANT'S ASSERTED CASE LAW, APPROVED BY SHERILYN BRIDEN, SPLIT WITH TOWER II PER ADJUSTER	ARCH
1287.5511	09/20/2019	601	A	L250 A101	165.00	0.20	33.00 PLAN AND PREPARE FOR OPPOSING DEFENDANT'S MOTION TO ALTER OR AMEND THE COURT'S FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER ENTERED ON MAY 23, 2019, REVIEWED AND ANALYZED <i>ALSENZ V. TWIN LAKES VILLAGE</i> , 108 NEV. 1117, 843 P.2D 834 (1992), IN ORDER TO	ARCH

AA4657

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
							PRESENT ARGUMENTS IN RESPONSE TO DEFENDANT'S ASSERTED CASE LAW, APPROVED BY SHERILYN BRIDEN, SPLIT WITH TOWER II PER ADJUSTER		
1287.5511	09/20/2019	432	A	L250	A104	165.00	0.05	8.25 REVIEW/ANALYZE CORRESPONDENCE FROM OPPOSING COUNSEL, RE: AGREEMENT ON STIPULATION AND ORDER TO EXTEND HEARING ON LATEST MOTION FILED 9.9.19, CHANGES AND ALTERATIONS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/20/2019	432	A	L250	A103	165.00	0.05	8.25 DRAFT/REVISE CORRESPONDENCE TO OPPOSING COUNSEL, RE: AGREEMENT ON STIPULATION AND ORDER TO EXTEND HEARING ON LATEST MOTION FILED 9.9.19, CHANGES AND ALTERATIONS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/20/2019	432	A	L250	A104	165.00	0.60	99.00 REVIEW/ANALYZE CASE LAW CITED TO IN THE TRANSCRIPT FROM THE PRIOR MOTIONS FOR RECONSIDERATION, TO EVALUATE THE APPLICABILITY TO OUR CASE, IN PREPARATION FOR DRAFTING OPPOSITION TO LATEST MOTION FOR RECONSIDERATION, FILED 9.9.19 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/20/2019	432	A	L250	A104	165.00	0.20	33.00 REVIEW/ANALYZE TRANSCRIPT FROM 54(B) CERTIFICATION MOTION, TO EVALUATE ARGUMENTS PRESENTED THEREIN TO DETERMINE THE IMPACT ON OUR CASE. (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/20/2019	432	A	L250	A101	165.00	0.40	66.00 PLAN AND PREPARE (CONTINUE) STRATEGY FOR OPPOSING THE MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/20/2019	432	A	L250	A103	165.00	0.90	148.50 DRAFT/REVISE (BEGIN) OPPOSITION TO PLAINTIFF'S SEPTEMBER 9, 2019 MOTION TO RECONSIDER AND AMEND THE COURT'S RULING ON THE MAY 23, 2019 ORDER, DRAFTED INTRODUCTION, AND STARTED ANALYSIS OF FIRST ARGUMENT ABOUT INAPPROPRIATELY BRINGING SUCCESSIVE MOTIONS WITH NEW INFORMATION. (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/20/2019	432	A	L250	A103	165.00	0.85	140.25 DRAFT/REVISE (CONTINUE) OPPOSITION TO PLAINTIFF'S SEPTEMBER 9, 2019 MOTION TO RECONSIDER AND AMEND THE COURT'S RULING ON THE MAY 23, 2019 ORDER, FINISHED PART I OF ARGUMENT A. (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/22/2019	432	A	L250	A103	165.00	0.80	132.00 DRAFT/REVISE (CONTINUE) OPPOSITION TO PLAINTIFF'S SEPTEMBER 9, 2019 MOTION TO RECONSIDER AND AMEND THE COURT'S RULING ON THE MAY 23, 2019 ORDER, FINISHED ARGUMENT A, INCLUDING PART II (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/22/2019	432	A	L250	A103	165.00	0.75	123.75 DRAFT/REVISE (CONTINUE) OPPOSITION TO PLAINTIFF'S SEPTEMBER 9, 2019 MOTION TO RECONSIDER AND AMEND THE COURT'S RULING ON THE MAY 23, 2019 ORDER, DRAFTED ARGUMENT B (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/22/2019	432	A	L250	A103	165.00	0.65	107.25 DRAFT/REVISE (CONTINUE) OPPOSITION TO PLAINTIFF'S SEPTEMBER 9, 2019 MOTION TO RECONSIDER AND AMEND THE COURT'S RULING ON THE MAY 23, 2019 ORDER, DRAFTED ARGUMENT C, PART I (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/22/2019	432	A	L250	A103	165.00	0.70	115.50 DRAFT/REVISE (CONTINUE) OPPOSITION TO PLAINTIFF'S SEPTEMBER 9, 2019 MOTION TO RECONSIDER AND AMEND THE COURT'S RULING	ARCH

AA4658

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
							ON THE MAY 23, 2019 ORDER, DRAFTED ARGUMENT C, PART II (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5511	09/22/2019	432	A	L250	A103	165.00	0.20	33.00 DRAFT/REVISE (CONTINUE) OPPOSITION TO PLAINTIFF'S SEPTEMBER 9, 2019 MOTION TO RECONSIDER AND AMEND THE COURT'S RULING ON THE MAY 23, 2019 ORDER, DRAFTED CONCLUSION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/22/2019	432	A	L250	A103	165.00	0.30	49.50 DRAFT/REVISE (CONTINUE) OPPOSITION TO PLAINTIFF'S SEPTEMBER 9, 2019 MOTION TO RECONSIDER AND AMEND THE COURT'S RULING ON THE MAY 23, 2019 ORDER, WENT THROUGH EXHIBITS AND CITATIONS TO ENSURE THAT ALL ARE APPROPRIATE, ACCURATE AND COMPLETE (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/23/2019	432	A	L120	A104	165.00	0.05	8.25 REVIEW/ANALYZE DOCUMENTS RECEIVED FROM RUNNER, RE: STIPULATION AND ORDER EXECUTED BY THE JUDGE, EVALUATE FOR ANY ISSUES OR CONDITIONS TO ENFORCEMENT BEFORE INSTRUCTION TO FILE. (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/23/2019	432	A	L120	A103	165.00	0.05	8.25 DRAFT/REVISE NOTICE OF ENTRY OF ORDER GRANTING EXTENSION OF HEARING DEADLINE. (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	09/26/2019	10	A	L250	A103	175.00	0.20	35.00 DRAFT (CONTINUE) WORK ON OPPOSITION TO THE HOA'S LATEST MOTION FOR RECONSIDERATION RE: ADDITIONAL WORK WITH APPELLATE COUNSEL ON THE VARIOUS ARGUMENTS (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	10/01/2019	432	A	L250	A104	165.00	0.05	8.25 REVIEW/ANALYZE CORRESPONDENCE FROM APPELLATE COUNSEL, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	10/01/2019	432	A	L250	A104	165.00	0.25	41.25 REVIEW/ANALYZE EDITS OF OPPOSITION TO THE ASSOCIATION'S MOTION FOR RECONSIDERATION UNDER RULE 59(E) PREPARED BY APPELLATE COUNSEL, IN ORDER TO [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	10/01/2019	432	A	L250	A107	165.00	0.10	16.50 COMMUNICATE (OTHER OUTSIDE COUNSEL) TELEPHONE CALL WITH APPELLATE COUNSEL, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	10/08/2019	432	A	L120	A101	165.00	0.10	16.50 PLAN AND PREPARE STRATEGY FOR UPCOMING THIRD MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	10/16/2019	10	A	L120	A107	175.00	0.15	26.25 COMMUNICATE (OTHER OUTSIDE COUNSEL) WITH CO-COUNSEL RE: [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE FOR OTHER TOWER; ALL WORK ON MOTIONS	ARCH

AA4659

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
1287.5511	10/16/2019	10	A	L250	A101	175.00	0.35	61.25 PRE-APPROVED BY SHERILYN BRYDON OF ESIS). PLAN AND PREPARE (CONTINUE) FOR TOMORROW'S HEARING ON THE HOA'S 59(E) MOTION FOR RECONSIDERATION RE: CONTINUE TO GO OVER THE PLEADINGS, MAKING NOTES FOR ORAL ARGUMENT AS WELL AS FOR POSSIBLE ADDITIONAL STRATEGY DISCUSSION WITH CO-COUNSEL (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE FOR OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	10/16/2019	432	A	L240	A101	165.00	0.75	123.75 PLAN AND PREPARE FOR UPCOMING HEARING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER, ANALYZED MOTION, OPPOSITION AND REPLY, INCLUDING EXHIBITS, AND LOOKED AT IMPORTANT CASE LAW CITED TO IN THE BRIEFS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	10/16/2019	432	A	L240	A101	165.00	0.15	24.75 PLAN AND PREPARE FOR UPCOMING HEARING ON THE MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 ORDER, MEET AND CONFER WITH APPELLATE COUNSEL REGARDING STRATEGY. (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	10/17/2019	10	A	L250	A101	175.00	0.25	43.75 PLAN AND PREPARE (FINAL PREPARATION) FOR TODAY'S HEARING ON THE HOA'S 59(E) MOTION FOR RECONSIDERATION RE: CONTINUE TO GO OVER THE PLEADINGS, MAKING NOTES FOR ORAL ARGUMENT AS WELL AS FOR POSSIBLE ADDITIONAL STRATEGY DISCUSSION WITH CO-COUNSEL (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE FOR OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	10/17/2019	10	A	L250	A109	175.00	0.80	140.00 APPEAR FOR/ATTEND HEARING ON THE HOA'S 59(E) MOTION FOR RECONSIDERATION (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE FOR OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS; NO TRAVEL TIME INCLUDED IN THIS ENTRY).	ARCH
1287.5511	10/17/2019	10	A	L250	A109	87.50	0.35	30.63 APPEAR FOR/ATTEND HEARING ON THE HOA'S 59(E) MOTION FOR RECONSIDERATION (SEPARATE TRAVEL TIME BILLED, AS PER CARRIER GUIDELINES, AT 1/2 REGULAR HOURLY RATE; AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE FOR OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5511	10/17/2019	432	A	L120	A109	165.00	0.85	140.25 APPEAR FOR/ATTEND COURT HEARING, RE: ASSOCIATION'S THIRD MOTION FOR RECONSIDERATION FOR THE COURT'S MAY 23, 2019 ORDER (SPLIT WITH TOWER II CASE PER ADJUSTER) (DRIVE TIME NOT INCLUDED)	ARCH
1287.5511	10/23/2019	432	A	L120	A104	165.00	0.10	16.50 REVIEW/ANALYZE CORRESPONDENCE FROM EXPERT, MKA, RE: PROJECT STATUS, IN PREPARATION FOR RESPONDING (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	10/23/2019	432	A	L120	A103	165.00	0.10	16.50 DRAFT/REVISE CORRESPONDENCE TO EXPERT, MKA, RE: PROJECT STATUS, IN PREPARATION FOR RESPONDING (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	11/04/2019	432	A	L230	A101	165.00	0.20	33.00 PLAN AND PREPARE FOR UPCOMING SPECIAL MASTER HEARING, RE: ANALYZED PROCEDURAL STATUS, RECENT RECOMMENDATION FOR DISCOVERY AND CURRENT DEVELOPMENTS, WROTE AND PREPARED NOTES ON CASE STATUS TO AND SUGGESTIONS TO RAISE AT THE HEARING (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	11/04/2019	432	A	L230	A109	165.00	0.35	57.75 APPEAR FOR/ATTEND SPECIAL MASTER HEARING	ARCH

AA4660

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5511 CHUBB INSURANCE									
1287.5511	11/04/2019	432	A	L120 A104	165.00	0.10	16.50	(SPLIT WITH TOWER II CASE PER ADJUSTER). REVIEW/ANALYZE COURT FILING, RE: SPECIAL MASTER REPORT, TO ENSURE THAT IT CONFORMS TO OUR UNDERSTANDING FROM THE PRIOR HEARING WITH THE SPECIAL MASTER. (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	11/05/2019	119	A	302			0.00	WRITE-OFF (DMC)	ARCH
1287.5511	11/12/2019	432	A	L230 A101	165.00	0.20	33.00	PLAN AND PREPARE FOR UPCOMING STATUS CHECK HEARING FOR THE MANDATORY SWEEP HEARINGS, COURT MANDATED CONFERENCE REQUIRING ATTORNEY PRESENCE FOR EACH MATTER THAT DOES NOT YET HAVE A NOTICE OF ENTRY OF STIPULATION AND ORDER FOR DISMISSAL WITH THE COURT, RE: ANALYZED CURRENT PROCEDURAL STATUS AND CASE AGENDA, CLIENT'S SCOPE, INITIAL RESPONSIVE PLEADINGS, AND DRAFTED NOTES AND OUTLINE ON SAME (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	11/13/2019	432	A	L230 A109	165.00	0.40	66.00	APPEAR FOR/ATTEND STATUS CHECK HEARING FOR THE MANDATORY SWEEP HEARINGS, COURT MANDATED CONFERENCE REQUIRING ATTORNEY PRESENCE FOR EACH MATTER THAT DOES NOT YET HAVE A NOTICE OF ENTRY OF STIPULATION AND ORDER FOR DISMISSAL WITH THE COURT (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	12/01/2019	432	A	L150 A103	165.00	0.35	57.75	DRAFT/REVISE UPDATED LITIGATION BUDGET FOR TOWER I AND TOWER II (SPLIT WITH TOWER II PER ADJUSTER)	ARCH
1287.5511	12/09/2019	432	A	L230 A104	165.00	0.05	8.25	REVIEW/ANALYZE NOTICE OF SPECIAL MASTER HEARING, SERVED BY SPECIAL MASTER, IN PREPARATION FOR FURTHER HANDLING (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	01/14/2020	432	A	L120 A104	165.00	0.15	24.75	REVIEW/ANALYZE ORDER REGARDING DEFENDANT'S MOTION TO ALTER OR AMEND THE COURT'S FINDINGS OF FACT AND CONCLUSIONS OF LAW AND ORDER ENTERED MAY 23, 2019, TO EVALUATE THE COURT'S POSITION, ARGUMENTS AND LEGAL SUPPORT IN OUR FAVOR (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5511	01/14/2020	10	A	L250 A104	175.00	0.30	52.50	REVIEW/ANALYZE COURT ORDER DENYING THE HOA'S MOTION AND ASSESS THE NEXT STEPS IN THE CASE DEPENDING ON HOW THE HOA REACTS.	ARCH
1287.5511	01/14/2020	10	A	L250 A108	175.00	0.10	17.50	COMMUNICATE (OTHER EXTERNAL) WITH CARRIERS, COVERAGE COUNSEL AND CLIENT'S PERSONAL COUNSEL RE: [REDACTED]	ARCH
1287.5511	01/14/2020	10	A	L190 A108	175.00	0.05	8.75	COMMUNICATE (OTHER EXTERNAL) WITH [REDACTED]	
Total for Client ID 1287.5511					Billable	198.40	32,329.63	CHUBB INSURANCE Panorama Tower I	
GRAND TOTALS									
					Billable	198.40	32,329.63		

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>		<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>									
1287.5581	06/14/2019	10	A	L250	A101	185.00	0.50	92.50	PLAN AND PREPARE (CONTINUE) FOR WORK ON THE OPPOSITIONS TO THE HOA'S MOTION FOR RECONSIDERATION AND MOTION TO ALTER/AMEND THE JUDGMENT RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER I - 1287.551; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON).
1287.5581	06/14/2019	10	A	L250	A104	185.00	1.00	185.00	REVIEW/ANALYZE (BEGIN) PAST BILLING STATEMENTS (MAY 2016 THROUGH MAY 2017 BILLING STATEMENTS CONSISTING OF OVER 300 PAGES AND WELL OVER A THOUSAND ENTRIES) FOR CONFIDENTIAL INFORMATION AND ATTORNEY WORK PRODUCT THAT NEEDS TO BE REDACTED BEFORE THE BILLING STATEMENTS CAN BE USED AS EXHIBITS FOR THE MOTION FOR FEES THAT IS BEING PREPARED GIVEN THE GRANTING OF THE MOTION FOR SUMMARY JUDGMENT (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - 1287.558 - TOWER II; ALL WORK ON THE MOTION PRE-APPROVED BY SHERILYN BRYDON OF ESIS).
1287.5581	06/14/2019	432	A	L120	A101	165.00	0.95	156.75	PLAN AND PREPARE (CONTINUE) [REDACTED] FOR [REDACTED] MOTION FOR FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5581	06/14/2019	585	A	L250	A104	165.00	0.15	24.75	REVIEW/ANALYZE ORDER DENYING MOTION FOR RECONSIDERATION OF COURT'S ORDER IN RESPONSE TO COURT DENYING MOTION FOR SUMMARY JUDGMENT, IN PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5581	06/14/2019	585	A	L250	A104	165.00	0.20	33.00	REVIEW/ANALYZE ORDER DENYING MOTION FOR CLARIFICATION OF COURT'S ORDER DENYING BUILDERS' MOTION FOR SUMMARY JUDGMENT, IN PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5581	06/14/2019	585	A	L250	A104	165.00	0.25	41.25	REVIEW/ANALYZE FOLEY V. MORSE & MOWBRAY NEVADA COURT CASE, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5581	06/14/2019	585	A	L250	A104	165.00	0.20	33.00	REVIEW/ANALYZE CHOWDHRY V. NLVH, INC. , RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)
1287.5581	06/14/2019	585	A	L250	A104	165.00	0.20	33.00	REVIEW/ANALYZE BRUNZELL V. GOLDEN GATE NAT BANK NEVADA COURT CASE, RE: [REDACTED] [REDACTED]

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5581 ESIS Dallas AGL Claims (2)									
							PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5581	06/14/2019	585	A	L250	A103	165.00	0.95	156.75	ARCH
							DRAFT/REVISE (CONTINUE) ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5581	06/14/2019	585	A	L250	A103	165.00	0.90	148.50	ARCH
							DRAFT/REVISE (CONTINUE) ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5581	06/14/2019	585	A	L250	A103	165.00	0.85	140.25	ARCH
							DRAFT/REVISE (CONTINUE) ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5581	06/14/2019	585	A	L250	A104	165.00	0.25	41.25	ARCH
							REVIEW/ANALYZE (BEGIN) ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: ASSOCIATION'S ARGUMENTS BASED ON RECENT LEGISLATIVE CHANGE OF LONGER STATUTE OF REPOSE PERIOD, IN PREPARATION FOR DRAFTING COUNTER-ARGUMENTS TO SAME IN FAVOR OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5581	06/14/2019	585	A	L250	A104	165.00	0.45	74.25	
							REVIEW/ANALYZE (BEGIN) MEMO TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5581	06/15/2019	10	A	L250	A104	185.00	1.50	277.50	ARCH
							REVIEW/ANALYZE (CONTINUE) PAST BILLING STATEMENTS (AUGUST 2017 THROUGH MAY 2019 BILLING STATEMENTS CONSISTING OF OVER OVER 600 PAGES AND THOUSANDS OF ENTRIES) FOR CONFIDENTIAL INFORMATION AND ATTORNEY WORK PRODUCT INFORMATION THAT NEEDS TO BE REDACTED BEFORE THE BILLING STATEMENTS CAN BE USED AS EXHIBITS FOR THE MOTION FOR FEES THAT IS BEING PREPARED GIVEN THE GRANTING OF THE MOTION FOR SUMMARY JUDGMENT (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - 1287.551 - TOWER I; ALL WORK ON THE MOTION PRE-APPROVED BY SHERILYN BRYDON OF ESIS).		
1287.5581	06/15/2019	10	A	L250	A101	185.00	0.80	148.00	ARCH
							PLAN AND PREPARE (CONTINUE) FOR WORK ON BOTH THE FEES MOTION AND THE OPPOSITION TO THE HOA'S MOTION FOR RECONSIDERATION RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER I - 1287.551; ALL WORK ON THESE MOTIONS PRE-APPROVED BY SHERILYN BRYDON).		
1287.5581	06/15/2019	123	A	L390	A104	95.00	0.45	42.75	ARCH
							REVIEW/ANALYZE CLIENT'S MOTION FOR ATTORNEY'S FEES, RE [REDACTED] [REDACTED] IN PREPARATION FOR OBTAINING ALL EXHIBITS FOR INCLUSION WITH MOTION [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).		
1287.5581	06/15/2019	123	A	L390	A104	95.00	0.60	57.00	ARCH
							REVIEW/ANALYZE AND COMPILE ALL EXHIBITS		

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Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5581 ESIS Dallas AGL Claims (2)									
							REFERENCED WITHIN CLIENT'S MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).		
1287.5581	06/15/2019	123	A	L390	A103	95.00	0.20	19.00 DRAFT/REVISE (BEGIN) APPENDIX TO CLIENT'S MOTION FOR ATTORNEYS FEES, RE: [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.45	74.25 REVIEW/ANALYZE (BEGIN) CLIENT BUILDERS' RESPONSE TO THE ASSOCIATION'S FEBRUARY 2016 CHAPTER 40 NOTICE, RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING ATTORNEYS FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.35	57.75 REVIEW/ANALYZE CLIENT BUILDERS' NOTICE OF SEPTEMBER 2016 MEDIATION AND UNDERLYING MEDIATION BRIEF IN RESPONSE TO THE ASSOCIATION'S CHAPTER 40 NOTICE, RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING ATTORNEYS FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.25	41.25 REVIEW/ANALYZE BOBBY BEROSIN, LTD. V. PEOPLE FOR THE ETHICAL TREATMENT OF ANIMALS NEVADA COURT CASE, RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING ATTORNEYS FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.25	41.25 REVIEW/ANALYZE MILLER V. JONES NEVADA COURT CASE, RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING ATTORNEYS FEES ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.25	41.25 REVIEW/ANALYZE FIRE INSURANCE EXCHANGE V. EFFICIENT ENTERPRISES, INC. D/B/A EFFICIENT ELECTRIC NEVADA COURT CASE, RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING ATTORNEYS FEES ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.45	74.25 REVIEW/ANALYZE (BEGIN) SEPTEMBER 2017 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER FROM COURT RULING IN FAVOR OF CLIENT BUILDERS IN PART TO THEIR MOTION FOR SUMMARY JUDGMENT, RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING ATTORNEYS FEES ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.40	66.00 REVIEW/ANALYZE (BEGIN) MARCH 2018 FINDINGS	ARCH

AA4664



Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5581 ESIS Dallas AGL Claims (2)										
							OF FACT, CONCLUSIONS OF LAW, AND ORDER FROM COURT RULING IN FAVOR OF CLIENT BUILDERS IN PART TO THEIR MOTION FOR SUMMARY JUDGMENT, RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING ATTORNEYS FEES MOTION ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)			
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.95	156.75	REVIEW/ANALYZE (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2), RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.95	156.75	REVIEW/ANALYZE (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2), RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A103	165.00	0.85	140.25	DRAFT/REVISE (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2), RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.40	66.00	REVIEW/ANALYZE (BEGIN) 2018 MOTION FOR SUMMARY JUDGMENT AND CORRESPONDING OPPOSITION AND REPLY BRIEFS, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS PURSUANT TO NRS 18.010(2)(A) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.35	57.75	REVIEW/ANALYZE (BEGIN) LETTERS TO COUNSEL, RE: DEFICIENCIES NOTED IN CHAPTER 40 NOTICE AND AMENDED CHAPTER 40 NOTICE PRIOR TO COMMENCEMENT OF BUILDERS' COMPLAINT IN ORDER TO BUILD ARGUMENTS SUPPORTING ATTORNEY FEES MOTION ON BEHALF OF CLIENT BUILDERS PURSUANT TO NRS 18.010(2)(A) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A104	165.00	0.15	24.75	REVIEW/ANALYZE (CONTINUE) BUILDERS COMPLAINT, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/15/2019	585	A	L250	A103	165.00	0.60	99.00	DRAFT/REVISE (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A), RE: LEGAL ARGUMENTS IN SUPPORT OF CLIENT BUILDERS' REQUEST (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/16/2019	10	A	L250	A103	185.00	0.70	129.50	DRAFT (CONTINUE) MOTION FOR FEES RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER I - 1287.551; ALL WORK ON THIS MOTION PRE-APPROVED BY SHERILYN BRYDON)	ARCH

AA4665

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5581 ESIS Dallas AGL Claims (2)										
1287.5581	06/16/2019	10	A	L250	A103	185.00	0.50	92.50	DRAFT (CONTINUE) MOTION FOR FEES RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER I - 1287.551; ALL WORK ON THIS MOTION PRE-APPROVED BY SHERILYN BRYDON).	ARCH
1287.5581	06/16/2019	601	A	L250	A104	165.00	0.80	132.00	REVIEW/ANALYZE (BEGIN) SUSAN C. RANDALL, DUE PROCESS CHALLENGES TO STATUTES OF REPOSE, 40 SLJ. 997 (1986), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/16/2019	601	A	L250	A104	165.00	0.65	107.25	REVIEW/ANALYZE (BEGIN) GREGORY KING, ESQ. & SARAH J. ODIA, ESQ., IS THE RETROACTIVE STATUTE OF REPOSE FOR CONSTRUCTION DEFECT CLAIMS CONSTITUTIONAL?, NEVADA LAWYER (2017), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/16/2019	123	A	L320	A104	95.00	0.55	52.25	REVIEW/ANALYZE (CONTINUE) CLIENT'S MOTION FOR ATTORNEY FEES, RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR ENSURING ALL EXHIBITS ARE DISCLOSED WITH APPENDIX PROPERLY IN COMPLIANCE WITH NEVADA STATUTES (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5581	06/16/2019	123	A	L320	A104	95.00	0.95	90.25	REVIEW/ANALYZE (CONTINUE) AND COMPILE ALL EXHIBITS REFERENCED WITHIN CLIENT'S MOTION FOR ATTORNEY'S FEES, INCLUDING NEWER EXHIBITS, RE: ENSURING ALL EXHIBITS ARE PREPARED FOR PRODUCTION WITH CLIENT'S MOTION AND BATES LABELED ACCORDINGLY WITH E.D.C.R. 2.27, IN PREPARATION FOR SUBMITTING WITH CLIENT'S APPENDIX TO MOTION FOR FEES (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5581	06/16/2019	123	A	L320	A103	95.00	0.30	28.50	DRAFT/REVISE (CONTINUE) APPENDIX TO CLIENT'S MOTION FOR ATTORNEYS FEES, RE: LISTING ALL EXHIBITS REFERENCED WITHIN CLIENT'S MOTION, DUE TO THE SIZE OF SAID EXHIBITS BEING OVER 100 PAGES IN TOTAL (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5581	06/16/2019	123	A	L320	A103	95.00	0.30	28.50	DRAFT/REVISE (CONTINUE) CLIENT'S MOTION FOR ATTORNEYS FEES, RE: LABELING ALL EXHIBITS REFERENCED THROUGHOUT AND ENSURING CLIENT'S APPENDIX MATCHES THE EXHIBITS LABELED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5581	06/16/2019	123	A	L320	A104	95.00	1.05	99.75	REVIEW/ANALYZE (CONTINUE) AND COMPILE EXHIBITS OF INVOICES FROM 2016 THROUGH PRESENT, RE: [REDACTED]	ARCH

AA4666

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>								
1287.5581	06/16/2019	123	A	L320 A103	95.00	0.20	19.00 [REDACTED] IN PREPARATION FOR PRODUCING REDACTED VERSIONS ONLY DUE TO PRIVILEGE RULES WITHIN CLIENT'S MOTION FOR ATTORNEY FEES (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II). DRAFT/REVISE (CONTINUE) APPENDIX TO CLIENT'S MOTION FOR ATTORNEYS FEES, RE: [REDACTED]	ARCH
1287.5581	06/16/2019	432	A	L120 A104	165.00	0.85	140.25 [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II). REVIEW/ANALYZE (BEGIN) NEVADA LEGISLATIVE HISTORY ON ENACTMENT OF AB 421, [REDACTED]	ARCH
1287.5581	06/16/2019	585	A	L250 A104	165.00	0.10	16.50 [REDACTED] IN PREPARATION FOR SUPPORT OF OPPOSITION TO MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON) REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S 2017 ANSWER AND COUNTERCLAIMS AGAINST BUILDERS, RE: [REDACTED]	ARCH
1287.5581	06/16/2019	585	A	L250 A104	165.00	0.15	24.75 [REDACTED] IN PREPARATION FOR DRAFTING (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A) (SPLIT WITH TOWER II CASE PER ADJUSTER) REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S AMENDED CHAPTER 40 NOTICE, RE: [REDACTED]	ARCH
1287.5581	06/16/2019	585	A	L250 A103	165.00	0.45	74.25 [REDACTED] IN PREPARATION FOR DRAFTING (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A) (SPLIT WITH TOWER II CASE PER ADJUSTER) DRAFT/REVISE (CONTINUE) MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A), RE: [REDACTED]	ARCH
1287.5581	06/16/2019	585	A	L250 A103	165.00	0.45	74.25 [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) DRAFT/REVISE (CONTINUE) FINAL PREPARATION OF ALL EXHIBITS INCLUDING REDACTED BILLING STATEMENTS (1000+ PGS TOTAL) AND APPENDIX, IN PREPARATION NFOR SUBMITTING AND FILING MOTION FOR ATTORNEY FEES ON BEHALF OF CLIENT BUILDERS' PURSUANT TO NRS 18.010(2)(A), RE: LEGAL ARGUMENTS IN SUPPORT OF CLIENT BUILDERS' REQUEST (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/17/2019	10	A	L250 A104	185.00	0.20	37.00 REVIEW/ANALYZE LEGISLATIVE INFORMATION, INCLUDING THE LEGISLATIVE MANUAL, [REDACTED]	ARCH
1287.5581	06/17/2019	10	A	L250 A104	185.00	0.20	37.00 [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER I - 1287.551; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS). REVIEW/ANALYZE INFORMATION ON POSSIBLE NEW ARGUMENT [REDACTED]	ARCH
							[REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER I - 1287.551; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF	

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<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>								
1287.5581	06/17/2019	10	A	L250	A101	185.00	0.40	74.00
ESIS). PLAN AND PREPARE (BEGIN) FORMULATION OF [REDACTED] ARGUMENT [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER I - 1287.551; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).								ARCH
1287.5581	06/17/2019	432	A	L120	A101	165.00	0.90	148.50
PLAN AND PREPARE (CONTINUE) STRATEGY FOR OPPOSITION TO MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)								ARCH
1287.5581	06/17/2019	432	A	L120	A104	165.00	0.05	8.25
REVIEW/ANALYZE STIPULATION AND ORDER TO CONTINUE HEARING DATES AND OPPOSITIONS TO MOTIONS, [REDACTED] [REDACTED]								ARCH
1287.5581	06/17/2019	432	A	L120	A103	165.00	0.05	8.25
DRAFT/REVISE NOTICE TO ALL COUNSEL ADVISING OF THE ENTRY OF ORDER CONTINUING OPPOSITIONS AND HEARINGS FOR SEVERAL OF OUR MOTIONS.								ARCH
1287.5581	06/17/2019	601	A	L250	A104	165.00	0.85	140.25
REVIEW/ANALYZE (BEGIN) <i>TOWN OF EUREKA V.</i> <i>OFFICE OF THE STATE ENGR. OF NEV.</i> , 108 NEV. 163, 826 P.2D 948 (1992), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/17/2019	601	A	L250	A104	165.00	0.60	99.00
REVIEW/ANALYZE (BEGIN) <i>NEV. LAKESHORE CO. V.</i> <i>DIAMOND ELEC. INS.</i> , 89 NEV. 293, 511 P.2D 113 (1973), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/17/2019	601	A	L250	A104	165.00	0.65	107.25
REVIEW/ANALYZE (BEGIN) <i>KELLY V. BURLINGTON</i> <i>NORTHERN R. CO.</i> , 896 F.2D 1194 (9TH CIR. 1990), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE REGARDING [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/17/2019	601	A	L250	A104	165.00	0.45	74.25
REVIEW/ANALYZE (BEGIN) <i>SILVAR V. EIGHTH</i> <i>JUDICIAL DIST. COURT</i> , 122 NEV. 289, 129 P.3D 682 (2006), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED]								ARCH

AA4668

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>								
1287.5581	06/17/2019	601	A	L250 A104	165.00	0.40	66.00 [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) REVIEW/ANALYZE (BEGIN) <i>DONNELLY V. ANTHONY &amp; SYLVAN POOLS CORP.</i> , 432 P.3D 741 (ORDER OF AFFIRMANCE 2018), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/17/2019	601	A	L250 A104	165.00	0.40	66.00 REVIEW/ANALYZE (BEGIN) <i>ALLSTATE INS. CO V. FURGERSON</i> , 104 NEV. 772, 766 P.2D 904 (1988), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/17/2019	601	A	L250 A103	165.00	0.15	24.75 DRAFT/REVISE (CONTINUE) MEMORANDUM TO FILE [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/17/2019	585	A	L250 A104	165.00	0.45	74.25 REVIEW/ANALYZE (BEGIN) DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING ARGUMENTS IN OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/17/2019	585	A	L250 A104	165.00	0.20	33.00 REVIEW/ANALYZE (BEGIN) ASSEMBLY BILL 421, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION ON BEHALF OF CLIENT BUILDERS TO DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING ARGUMENTS IN OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/17/2019	585	A	L250 A104	165.00	0.10	16.50 REVIEW/ANALYZE NEVADA ELECTRONIC LEGISLATIVE INFORMATION SYSTEM PAGE RELATED TO AB 421, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION ON BEHALF OF CLIENT BUILDERS TO DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF	ARCH

AA4669

BREMER WHYTE BROWN & O'MEARA, LLP

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5581 ESIS Dallas AGL Claims (2)								
1287.5581	06/17/2019	585	A	L250	A104	165.00	0.20	33.00
							LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING ARGUMENTS IN OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/17/2019	585	A	L250	A104	165.00	0.20	33.00
							REVIEW/ANALYZE VALLEY BANK OF NEVADA V. GINSBURG NEVADA COURT CASE CITED IN DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING OPPOSITION ON BEHALF OF CLIENT BUILDERS TO DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING ARGUMENTS IN OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/17/2019	585	A	L250	A104	165.00	0.10	16.50
							REVIEW/ANALYZE NRCP RULE 54(B), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION ON BEHALF OF CLIENT BUILDERS TO DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING ARGUMENTS IN OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5581	06/17/2019	585	A	L250	A104	165.00	0.15	24.75
							REVIEW/ANALYZE MANHATTAN W MECHANIC'S LIEN LITIGATION NEVADA COURT CASE CITED IN DEFENDANT'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION ON BEHALF OF CLIENT BUILDERS TO	ARCH

AA4670

AA4671

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>								
1287.5581	06/18/2019	601	A	L250	A104	165.00	0.80	132.00
(AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - 1287.551 - TOWER ; ALL WORK ON THESE MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS). REVIEW/ANALYZE (BEGIN) <i>IN RE INDIVIDUAL 35W            BRIDGE LITIG.</i> , 806 N.W.2D 811 (MINN. 2011), RE:								ARCH
IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE								
(SPLIT WITH TOWER II CASE								
PER ADJUSTER)								
1287.5581	06/18/2019	601	A	L250	A104	165.00	0.65	107.25
REVIEW/ANALYZE (BEGIN) <i>HARDING V. K.C. WALL            PRODS., INC.</i> , 831 P.2D 958 (KAN. 1996), RE:								ARCH
IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE								
(SPLIT WITH TOWER II CASE								
PER ADJUSTER)								
1287.5581	06/18/2019	601	A	L250	A104	165.00	0.70	115.50
REVIEW/ANALYZE (BEGIN) <i>GIVENS V. ANCHOR            PACKING, INC.</i> , 466 N.W.2D 771 (NEB. 1991), RE:								ARCH
IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE								
(SPLIT WITH TOWER II CASE								
PER ADJUSTER)								
1287.5581	06/18/2019	601	A	L250	A104	165.00	0.80	132.00
REVIEW/ANALYZE (BEGIN) <i>M.E.H. V. L.H.</i> , 685 N.E.2D 335 (ILL. 1997), RE:								ARCH
IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE								
(SPLIT								
WITH TOWER II CASE PER ADJUSTER)								
1287.5581	06/18/2019	601	A	L250	A104	165.00	0.85	140.25
REVIEW/ANALYZE (BEGIN) <i>CAMERON V. ATL.            RICHFIELD CO.</i> , 2019 WL 2083050 (WASH. APP. 2019), RE:								ARCH
IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE								
(SPLIT								
WITH TOWER II CASE PER ADJUSTER)								
1287.5581	06/18/2019	601	A	L250	A103	165.00	0.20	33.00
DRAFT/REVISE (CONTINUE) MEMORANDUM TO FILE								ARCH
(SPLIT WITH TOWER II CASE								
PER ADJUSTER)								
1287.5581	06/18/2019	585	A	L250	A103	165.00	0.25	41.25
DRAFT/REVISE MEMO OF LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION FOR RECONSIDERATION, RE:								ARCH

AA4672





<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>								
1287.5581	06/18/2019	585	A	L250 A103	165.00	0.40	66.00 [REDACTED] IN PREPARATION FOR DRAFTING ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/18/2019	585	A	L250 A107	165.00	0.20	33.00 DRAFT/REVISE (BEGIN) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/18/2019	585	A	L120 A104	165.00	0.35	57.75 COMMUNICATE (OTHER OUTSIDE COUNSEL) CONFERENCE CALL WITH APPELLATE COUNSEL, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/18/2019	585	A	L120 A103	165.00	0.95	156.75 REVIEW/ANALYZE (BEGIN) ASSEMBLY BILL 421 COMMITTEE ON JUDICIARY LEGISLATIVE NOTES, RE: [REDACTED] [REDACTED] [REDACTED] RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/18/2019	585	A	L250 A103	165.00	0.85	140.25 DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/19/2019	10	A	L250 A103	185.00	1.00	185.00 DRAFT (CONTINUE) WORK ON OPPOSITION TO THE HOA'S MOTION FOR RECONSIDERATION RE: [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE -TOWER I -1287.551; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5581	06/19/2019	585	A	L120 A104	165.00	0.15	24.75 REVIEW/ANALYZE VALENTI V. STATE DMV NEVADA COURT CASE, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/19/2019	585	A	L120 A103	165.00	0.95	156.75 DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/19/2019	585	A	L120 A103	165.00	0.90	148.50 DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/19/2019	585	A	L250 A103	165.00	0.95	156.75 DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED]	ARCH

AA4674

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>								
1287.5581	06/19/2019	585	A	L250 A103	165.00	0.70	115.50 (SPLIT WITH TOWER II CASE PER ADJUSTER) DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: [REDACTED]	ARCH
1287.5581	06/19/2019	585	A	L250 A103	165.00	0.45	74.25 (SPLIT WITH TOWER II CASE PER ADJUSTER) DRAFT/REVISE (CONTINUE) OPPOSITION TO BUILDERS' MOTION FOR RECONSIDERATION, RE: [REDACTED]	ARCH
1287.5581	06/19/2019	601	A	L250 A104	165.00	0.15	24.75 (SPLIT WITH TOWER II CASE PER ADJUSTER) REVIEW/ANALYZE (BEGIN) <i>VALENTI V. STATE DMV</i> , 131 NEV., ADV. REP. 87, 362 P.3D 83 (2015), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED]	ARCH
1287.5581	06/19/2019	601	A	L250 A104	165.00	0.05	8.25 [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) REVIEW/ANALYZE (BEGIN) <i>BADGER V. EIGHTH JUDICIAL DIST. COURT</i> , 132 NEV., ADV. REP. 39, 373 P.3D 89 (2016), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED]	ARCH
1287.5581	06/20/2019	10	A	L250 A103	185.00	1.60	296.00 [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) DRAFT (CONTINUE) WORK ON OPPOSITION TO THE HOA'S MOTION FOR RECONSIDERATION RE: [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE -TOWER I -1287.551; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5581	06/20/2019	10	A	L250 A103	185.00	0.80	148.00 DRAFT (CONTINUE) WORK ON OPPOSITION TO THE HOA'S MOTION FOR RECONSIDERATION RE: [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE -TOWER I -1287.551; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5581	06/20/2019	585	A	L250 A103	165.00	0.55	90.75 DRAFT/REVISE (BEGIN) DRAFTING CONSTITUTIONAL LAW ARGUMENTS IN SUPPORT OF BUILDERS' POSITION IN OPPOSITION TO ASSOCIATION'S ARGUMENTS IN ITS MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/20/2019	585	A	L250 A104	165.00	0.05	8.25 REVIEW/ANALYZE NRCP 8(C), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	

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<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>		<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>									
1287.5581	06/20/2019	585	A	L250 A104	165.00	0.05	8.25	REVIEW/ANALYZE KRESS V. COREY NEVADA COURT CASE, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/20/2019	585	A	L250 A104	165.00	0.05	8.25	REVIEW/ANALYZE HANSEN V. ROBERT P. GUSTAVSON RAMPARTS INC AND INTERNATIONAL CONTRACT FURNISHINGS SUPREME COURT CASE NEVADA COURT CASE, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/20/2019	585	A	L250 A104	165.00	0.10	16.50	REVIEW/ANALYZE NRCP 60(B), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	[REDACTED]
1287.5581	06/20/2019	585	A	L250 A104	165.00	0.05	8.25	REVIEW/ANALYZE NRCP 59(E), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	[REDACTED]
1287.5581	06/20/2019	585	A	L250 A104	165.00	0.15	24.75	REVIEW/ANALYZE BACKLUND V. BARNHART NEVADA COURT CASE NEVADA COURT CASE, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/20/2019	585	A	L250 A104	165.00	0.15	24.75	REVIEW/ANALYZE FORTUNET, INC. V. MELANGE COMPUTER SERVS. NEVADA COURT CASE, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION /STAY (PARTIALLY ON BASIS OF AB421) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/20/2019	585	A	L250 A104	165.00	0.90	148.50	REVIEW/ANALYZE (CONTINUE) OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION/STAY ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/20/2019	585	A	L250 A103	165.00	0.95	156.75	DRAFT/REVISE (CONTINUE) OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION/STAY ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/20/2019	585	A	L250 A104	165.00	0.05	8.25	REVIEW/ANALYZE EMAIL CORRESPONDENCE FROM DEFENSE COUNSEL (MICHAEL GAYAN), RE: [REDACTED] [REDACTED] NG (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/21/2019	10	A	L250 A103	185.00	1.10	203.50	DRAFT/REVISE (CONTINUE) WORK ON OPPOSITION TO THE HOA'S MOTION FOR TO RE-TAX COSTS RE: [REDACTED] [REDACTED] [REDACTED]	ARCH

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>								
							[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE -TOWER I -1287.551; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	
1287.5581	06/21/2019	10	A	L250	A103	185.00	0.50	92.50
							DRAFT/REVISE (CONTINUE) WORK ON OPPOSITION TO THE HOA'S MOTION FOR RECONSIDERATION RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE -TOWER I -1287.551; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5581	06/21/2019	123	A	L320	A104	95.00	0.55	52.25
							REVIEW/ANALYZE (CONTINUE) CLIENT'S OPPOSITION TO DEFENDANTS/COUNTER-CLAIMANTS' MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING PLAINTIFFS/COUNTER-DEFENDANTS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11 202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5581	06/21/2019	123	A	L320	A103	95.00	0.40	38.00
							DRAFT/REVISE (CONTINUE) CLIENT'S OPPOSITION TO DEFENDANTS/COUNTER-CLAIMANTS' MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING PLAINTIFFS/COUNTER-DEFENDANTS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11 202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5581	06/21/2019	123	A	L320	A104	95.00	0.80	76.00
							REVIEW/ANALYZE AND COMPILE ALL EXHIBITS REFERENCED WITHIN CLIENT'S OPPOSITION TO DEFENDANTS/COUNTER-CLAIMANTS' MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING PLAINTIFFS/COUNTER-DEFENDANTS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11 202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR SUBMITTING WITH CLIENT'S APPENDIX TO SAID OPPOSITION (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER	ARCH

AA4677

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>								
1287.5581	06/21/2019	123	A	L320	A103	95.00	0.45	42.75
							FILE IN SAME CASE-TOWER II). DRAFT/REVISE APPENDIX TO CLIENT'S OPPOSITION TO DEFENDANTS/COUNTER-CLAIMANTS' MOTION FOR RECONSIDERATION OF THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING PLAINTIFFS/COUNTER-DEFENDANTS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11 202(1) OR, IN THE ALTERNATIVE, MOTION TO STAY THE COURT'S ORDER, RE: LISTING ALL EXHIBITS REFERENCED WITHIN CLIENT'S OPPOSITION, DUE TO THE SIZE OF SAID EXHIBITS BEING OVER 100 PAGES IN TOTAL (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5581	06/21/2019	123	A	L320	A104	95.00	0.10	9.50
							REVIEW/ANALYZE (CONTINUE) CLIENT'S OPPOSITION TO DEFENDANTS' MOTION FOR RETAX, RE: [REDACTED] IN [REDACTED] PREPARATION FOR ENSURING ALL EXHIBITS ARE LABELED ACCORDINGLY THROUGHOUT OPPOSITION AND DISCLOSED WITH DECLARATION PROPERLY IN COMPLIANCE WITH NEVADA STATUTES (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5581	06/21/2019	123	A	L320	A103	95.00	0.15	14.25
							DRAFT/REVISE (CONTINUE) CLIENT'S OPPOSITION TO DEFENDANTS' MOTION FOR RETAX, RE: LABELING ALL EXHIBITS REFERENCED THROUGHOUT AND ENSURING CLIENT'S DECLARATION MATCHES THE EXHIBITS LABELED (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5581	06/21/2019	123	A	L320	A104	95.00	0.30	28.50
							REVIEW/ANALYZE AND COMPILE ALL EXHIBITS REFERENCED WITHIN CLIENT'S OPPOSITION TO DEFENDANTS' MOTION FOR RETAX, RE: ENSURING ALL EXHIBITS ARE PREPARED FOR PRODUCTION WITH CLIENT'S MOTION AND BATES LABELED ACCORDINGLY WITH E.D.C.R. 2.27, IF NECESSARY, IN PREPARATION FOR SUBMITTING WITH SAID OPPOSITION (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE-TOWER II).	ARCH
1287.5581	06/21/2019	585	A	L250	A103	165.00	0.95	156.75
							DRAFT/REVISE (CONTINUE) OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION/STAY ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/21/2019	585	A	L250	A103	165.00	0.85	140.25
							DRAFT/REVISE (CONTINUE) OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION/STAY ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/21/2019	585	A	L250	A103	165.00	0.55	90.75
							DRAFT/REVISE (CONTINUE) EXHIBITS (ALL) SUPPORTING AND ATTACHED TO OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION/STAY ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/24/2019	601	A	L250	A104	165.00	0.35	57.75
							REVIEW/ANALYZE (BEGIN) DEFENDANT'S MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NRS 11.202(1), IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.20	33.00
							REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S	ARCH

AA4678

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>								
1287.5581	06/24/2019	585	A	L250	A103	165.00	0.45	74.25
RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421, IN PREPARATION FOR DRAFTING OPPOSITION TO SAME ON BEHALF OF CLIENT BUILDERS (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.10	16.50
DRAFT/REVISE (BEGIN) OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.05	8.25
REVIEW/ANALYZE KILLIP V. EMPIRE MILL CO. NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: [REDACTED]								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.10	16.50
IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.15	24.75
REVIEW/ANALYZE LA-TEX PARTNERSHIP V. DETERS NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: [REDACTED]								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.10	16.50
IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.15	24.75
REVIEW/ANALYZE UNION PETROCHEMICAL CORP V. SCOTT NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: [REDACTED]								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.15	24.75
IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.10	16.50
REVIEW/ANALYZE HEARD V. FISHER'S AND COBB SALES AND DISTRIBUTIONS NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: [REDACTED]								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.15	24.75
IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.10	16.50
REVIEW/ANALYZE DOYLE V. JORGENSEN NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: [REDACTED]								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.10	16.50
IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/24/2019	585	A	L250	A104	165.00	0.10	16.50
REVIEW/ANALYZE GASSETT V. SNAPPY CAR RENTAL NEVADA COURT CASE DEFINING PARAMETERS OF APPLICABILITY OF NRCP 60(B), RE: [REDACTED]								ARCH
IN PREPARATION FOR DRAFTING OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5581 ESIS Dallas AGL Claims (2)								
1287.5581	06/25/2019	432	A	L120	A101	165.00	0.90	148.50
							ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	
							PLAN AND PREPARE (BEGIN) STRATEGY FOR RESPONDING TO RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5581	06/25/2019	432	A	L120	A101	165.00	0.80	132.00
							PLAN AND PREPARE (CONTINUE) STRATEGY FOR RESPONDING TO RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5581	06/25/2019	601	A	L250	A104	165.00	0.60	99.00
							REVIEW/ANALYZE (BEGIN) <i>UNITED PAC. INS. CO. V. ST. DENIS</i> , 81 NEV. 103, 399 P.2D 135 (1965), RE: [REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5581	06/25/2019	601	A	L250	A104	165.00	0.70	115.50
							REVIEW/ANALYZE (BEGIN) <i>AA PRIMO BUILDERS, LLC V. WASHINGTON</i> , 126 NEV. 578, 245 P.3D 1190 (2010), RE: [REDACTED]	
							[REDACTED]	
							[REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED]	
							[REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5581	06/25/2019	601	A	L250	A104	165.00	0.20	33.00
							REVIEW/ANALYZE (BEGIN) <i>COURY V. ROBINSON</i> , 115 NEV. 84, 976 P.2D 518 (1999), RE: [REDACTED]	
							[REDACTED]	
							[REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED]	
							[REDACTED]	
							[REDACTED]	



Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5581 ESIS Dallas AGL Claims (2)								
1287.5581	06/25/2019	601	A	L250 A104	165.00	0.80	132.00 [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) REVIEW/ANALYZE (BEGIN) TIEN FU HSU V. COUNTY OF CLARK, 123 NEV. 625, 173 P.3D 724 (2007), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/25/2019	601	A	L250 A104	165.00	0.45	74.25 REVIEW/ANALYZE (BEGIN) TEAMSTERS LOCAL 617 PENSION & WELFARE FUNDS V. APOLLO GROUP, INC., 282 F.R.D. 216 (DIST. ARIZ. 2012), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/25/2019	601	A	L250 A104	165.00	0.85	140.25 REVIEW/ANALYZE (BEGIN) UNITED STATES EX REL. DRAKE V. NSI, INC., 736 F. SUPP. 2D 489 (DIST. CONN. 2010), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/25/2019	601	A	L250 A104	165.00	0.40	66.00 REVIEW/ANALYZE (BEGIN) PEOPLE V. BUNN, 37 P.3D 380 (CAL. 2002), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/25/2019	601	A	L250 A104	165.00	0.35	57.75 REVIEW/ANALYZE (BEGIN) SHERMAN V. ROSE, 943 P.2D 719 (WYO. 1997), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5581 ESIS Dallas AGL Claims (2)									
1287.5581	06/25/2019	585	A	L250	A103	165.00	0.55	90.75 PER ADJUSTER) DRAFT/REVISE (CONTINUE) OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/25/2019	585	A	L250	A104	165.00	0.15	24.75 REVIEW/ANALYZE YOCHUM V. DAVIS NEVADA COURT CASE, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] IN OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION BASED ON RECENT PASSAGE OF AB421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/25/2019	585	A	L250	A104	165.00	0.15	24.75 REVIEW/ANALYZE HORTON V. DI OPERATING CO. NEVADA COURT CASE, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] IN OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION BASED ON RECENT PASSAGE OF AB421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/25/2019	585	A	L250	A104	165.00	0.20	33.00 REVIEW/ANALYZE CIVIL PRACTICE ACT CHILD V. GEORGE MILLER INC NEVADA COURT CASE, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] N OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION BASED ON RECENT PASSAGE OF AB421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/25/2019	585	A	L250	A104	165.00	0.10	16.50 REVIEW/ANALYZE NEVADA INDUS. DEV., INC. V. BENEDETTI NEVADA COURT CASE, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] N OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION BASED ON RECENT PASSAGE OF AB421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/25/2019	585	A	L250	A104	165.00	0.15	24.75 REVIEW/ANALYZE SFPP LP V. SECOND JUDICIAL DISTRICT COURT OF NEVADA COURT CASE, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] IN OPPOSITION TO ASSOCIATION'S MOTION FOR RECONSIDERATION BASED ON RECENT PASSAGE OF AB421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/26/2019	10	A	L250	A101	185.00	0.30	55.50 PLAN AND PREPARE (CONTINUE) FOR WORK ON OPPOSITION TO THE HOA'S SECOND MOTION FOR RECONSIDERATION (BASED ON NRCP 59) RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - TOWER I - 1287.551; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5581	06/26/2019	432	A	L120	A101	165.00	0.55	90.75 PLAN AND PREPARE (CONTINUE) STRATEGY FOR RESPONDING TO RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED]	ARCH

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Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5581 ESIS Dallas AGL Claims (2)								
1287.5581	06/26/2019	601	A	L250	A104	165.00	0.40	66.00
ARGUMENT IN REBUTTAL TO POTENTIAL ARGUMENT BY COUNSEL THAT THAT STATUTE POTENTIALLY APPLIES. ANALYSIS OF THAT STATUTE, AND DEVELOPMENT OF MEMORANDUM OUTLINING THOUGHTS ON THE POTENTIAL APPLICABILITY SHOULD THE ASSOCIATION RAISE IT IN THEIR CLAIMS, OUTLINED THE RELEVANT PROVISIONS OF THAT STATUTE AND MADE NOTES ON SAME (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/26/2019	601	A	L250	A104	165.00	0.30	49.50
REVIEW/ANALYZE (BEGIN) <i>SHOEN V. MADDI'S FRESIAN RANCH, LLC</i> , DOCKET NO. 72093 (ORDER OF AFFIRMANCE MAY 21, 2018), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/26/2019	601	A	L250	A104	165.00	0.35	57.75
REVIEW/ANALYZE (BEGIN) <i>DEDGE V. STATE</i> , 832 SO. 2D 835 (FLA DIST. CT. APP. 2002), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/26/2019	601	A	L250	A104	165.00	0.45	74.25
REVIEW/ANALYZE (BEGIN) <i>SKWORZEC V. GKT II</i> , DOCKET NO. 60446 (ORDER OF AFFIRMANCE OCT. 31, 2013), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/26/2019	601	A	L250	A104	165.00	0.60	99.00
REVIEW/ANALYZE (BEGIN) <i>UNION PETROCHEMICAL CORP. V. SCOTT</i> , 96 NEV. 337, 609 P.2D 323 (1980), RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)								ARCH
1287.5581	06/26/2019	601	A	L250	A104	165.00	0.60	99.00
REVIEW/ANALYZE (BEGIN) <i>STOECKLEIN V. JOHNSON ELEC.</i> , 109 NEV. 268, 849 P.2D 305 (1993), RE: [REDACTED] [REDACTED] IN PREPARATION FOR								ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5581 ESIS Dallas AGL Claims (2)								
							DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5581	06/26/2019	601	A	L250	A104	165.00	0.55	90.75
							REVIEW/ANALYZE (BEGIN) <i>KAHN V. ORME</i> , 108 NEV. 510, 835 P.2D 790 (1992), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/27/2019	601	A	L250	A104	165.00	0.80	132.00
							REVIEW/ANALYZE (BEGIN) <i>FORD V. BRANCH BANKING &amp; TRUST CO.</i> , 131 NEV., ADV. REP. 53, 353 P.3D 1200, 1201 (2015), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/27/2019	601	A	L250	A104	165.00	0.60	99.00
							REVIEW/ANALYZE (BEGIN) <i>ELEC. PRIVACY INFO. CTR. V. UNITED STATES DEP'T OF HOMELAND SEC.</i> , 811 F. SUPP. 2D 216 (D.D.C. 2001), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/27/2019	601	A	L250	A104	165.00	0.55	90.75
							REVIEW/ANALYZE (BEGIN) <i>THOMAS V. COUNTY OF FRANKLIN</i> , 127 F. SUPP. 2D 145 (N.D.N.Y 2000), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	06/27/2019	601	A	L250	A104	165.00	0.70	115.50
							REVIEW/ANALYZE (BEGIN) <i>LATSHAW V. TRAINER WORTHAM &amp; CO.</i> , 452 F.3D 1097 (9TH CIR. 2006), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED] [REDACTED]	ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5581 ESIS Dallas AGL Claims (2)								
1287.5581	06/27/2019	601	A	L250	A104	165.00	0.90	148.50
							(SPLIT WITH TOWER II CASE PER ADJUSTER)	
							REVIEW/ANALYZE (BEGIN) <i>RENNELS V. RENNELS</i> , 127 NEV. 564, 257 P.3D 396 (2011), RE: [REDACTED]	
							[REDACTED] IN PREPARATION FOR DRAFTING MEMORANDUM TO FILE [REDACTED]	
							(SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5581	06/27/2019	432	A	L250	A101	165.00	0.95	156.75
							PLAN AND PREPARE (CONTINUE) STRATEGY FOR OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED]	
							(SPLIT WITH TOWER II CASE) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	
1287.5581	06/27/2019	432	A	L250	A101	165.00	0.90	148.50
							PLAN AND PREPARE (CONTINUE) STRATEGY FOR OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED]	
							[REDACTED] SPLIT WITH TOWER II CASE) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	
1287.5581	06/28/2019	601	A	L250	A104	165.00	0.60	99.00
							REVIEW/ANALYZE (BEGIN) <i>LEE V. GNLV CORP.</i> , 116 NEV. 424, 996 P.2D 416 (2000), RE: [REDACTED]	
							[REDACTED] IN PREPARATION FOR DRAFTING MEMORADUM TO FILE [REDACTED]	
							(SPLIT WITH TOWER II CASE PER ADJUSTER)	
1287.5581	06/28/2019	601	A	L250	A104	165.00	0.30	49.50
							REVIEW/ANALYZE (BEGIN) <i>PECCOLE V. FORE STARS, LTD.</i> , DOCKET NO. 75396 (ORDER DISMISSING APPEAL, MAY 30, 2018), RE: [REDACTED]	
							[REDACTED] IN PREPARATION FOR DRAFTING GMEMORANDUM TO FILE [REDACTED]	

AA4685

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5581 ESIS Dallas AGL Claims (2)								
1287.5581	06/28/2019	601	A	L250	A104	165.00	0.85	140.25
1287.5581	06/28/2019	601	A	L250	A104	165.00	0.70	115.50
1287.5581	06/28/2019	601	A	L250	A104	165.00	0.40	66.00
1287.5581	06/28/2019	601	A	L250	A104	165.00	0.55	90.75
1287.5581	06/28/2019	432	A	L250	A103	165.00	0.80	132.00

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>		<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>									
1287.5581	06/28/2019	432	A	L250 A103	165.00	0.80	132.00	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5581	06/28/2019	432	A	L250 A103	165.00	0.90	148.50	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5581	06/28/2019	432	A	L250 A103	165.00	0.60	99.00	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5581	06/28/2019	432	A	L250 A103	165.00	0.40	66.00	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5581	06/28/2019	432	A	L250 A103	165.00	0.55	90.75	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5581	06/28/2019	119	A	L250 A104	185.00	0.15	27.75	REVIEW/ANALYZE (LIMITED SCOPE) CORRESPONDENCE AND NOTES RE: [REDACTED] [REDACTED] TIME TO BE SPLIT WITH TOWER TWO CASE.	ARCH
1287.5581	06/30/2019	585	A	L250 A103	165.00	0.20	33.00	DRAFT/REVISE (CONTINUE) OPPOSITION TO ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION BASED ON RECENT SIGNING INTO LAW OF AB 421 (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/01/2019	10	A	L250 A104	185.00	0.10	18.50	REVIEW/ANALYZE CO-COUNSEL'S PROPOSED ADDITIONS TO THE OPPOSITION TO THE MOTION FOR RECONSIDERATION OF THE COURT'S RULING ON THE MOTION FOR SUMMARY JUDGMENT FOR THE STATUTE OF REPOSE (AS PER CARRIER DIRECTIVE, WORK SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH THE OTHER TOWER; ALL WORK ON MOTION PRE-APPROVED BY SHERILYN BRYDON).	ARCH
1287.5581	07/01/2019	432	A	L250 A108	165.00	0.10	16.50	COMMUNICATE (OTHER EXTERNAL) TELEPHONE CALL WITH CO-COUNSEL, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5581	07/01/2019	432	A	L250 A103	165.00	0.70	115.50	DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH

AA4687

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>								
1287.5581	07/01/2019	432	A	L250 A108	165.00	0.10	16.50 (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON) COMMUNICATE (OTHER EXTERNAL) TELEPHONE CALL WITH CO-COUNSEL, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5581	07/01/2019	432	A	L250 A108	165.00	0.65	107.25 COMMUNICATE (OTHER EXTERNAL) CONFERENCE CALL WITH CO-COUNSEL [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR FINALIZING OPPOSITION TO RENEWED MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5581	07/01/2019	432	A	L250 A103	165.00	0.35	57.75 DRAFT/REVISE (CONTINUE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5581	07/01/2019	432	A	L250 A108	165.00	0.15	24.75 COMMUNICATE (OTHER EXTERNAL) CONFERENCE CALL WITH CO-COUNSEL [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR FINALIZING OPPOSITION TO RENEWED MOTION FOR RECONSIDERATION (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5581	07/01/2019	432	A	L250 A103	165.00	0.40	66.00 DRAFT/REVISE (CONTINUE/FINALIZE) OPPOSITION TO THE ASSOCIATION'S RENEWED MOTION FOR RECONSIDERATION, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY ADJUSTER, SHERILYN BRYDON)	ARCH
1287.5581	07/01/2019	10	A	L430 A109	185.00	0.80	148.00 APPEAR FOR/ATTEND TELEPHONE CONFERENCES (2) WITH CO-COUNSEL [REDACTED] [REDACTED] [REDACTED] [REDACTED] RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN THE CSE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON).	ARCH
1287.5581	07/01/2019	10	A	L430 A103	185.00	0.10	18.50 DRAFT NEW OUTLINE OF VARIOUS ISSUES RELATED TO FEE MOTION [REDACTED] [REDACTED] [REDACTED] [REDACTED]	ARCH

AA4688



<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Hours to Bill</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1287.5581 ESIS Dallas AGL Claims (2)</b>								
1287.5581	07/01/2019	10	A	L250 A104	185.00	0.25	46.25 [REDACTED] ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON). REVIEW (INITIAL REVIEW) OF HOA OPPOSITION TO MOTION FOR ATTORNEY FEES [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, WORK SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH THE OTHER TOWER; ALL WORK ON MOTION PRE-APPROVED BY SHERILYN BRYDON).	ARCH
1287.5581	07/01/2019	585	A	L120 A104	165.00	0.05	8.25 REVIEW/ANALYZE FILING NOTICE FROM COURT, RE: ASSOCIATION'S OPPOSITION TO BUILDERS' MOTION FOR ATTORNEYS' FEES, [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/01/2019	585	A	L120 A104	165.00	0.25	41.25 REVIEW/ANALYZE (BEGIN) ASSOCIATION'S OPPOSITION TO BUILDERS' MOTION FOR ATTORNEYS' FEES	ARCH
1287.5581	07/02/2019	601	A	L250 A104	165.00	0.30	49.50 REVIEW/ANALYZE (CONTINUE) <i>MALLIN V. FARMERS INS. EXCH.</i> , 106 NEV. 606, 797 P.2D 978 (1990), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING PLAINTIFFS/COUNTER-DEFENDANTS LAURENT HALLIER, PANORAMA TOWERS, I, LLC, PANORAMA TOWERS I MESS, LLC, AND M.J. DEAN CONSTRUCTION, INC.'S MOTION FOR CERTIFICATION OF FINAL JUDGMENT PURSUANT TO NEVADA RULE OF CIVIL PROCEDURE 54(B) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/02/2019	601	A	L250 A104	165.00	0.45	74.25 REVIEW/ANALYZE (BEGIN) <i>LAS VEGAS HACIENDA V. G.L.M.M. CORP.</i> , 93 NEV. 177, 561 P.2D 1334 (1977), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING PLAINTIFFS/COUNTER-DEFENDANTS LAURENT HALLIER, PANORAMA TOWERS, I, LLC, PANORAMA TOWERS I MESS, LLC, AND M.J. DEAN CONSTRUCTION, INC.'S MOTION FOR CERTIFICATION OF FINAL JUDGMENT PURSUANT TO NEVADA RULE OF CIVIL PROCEDURE 54(B) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/02/2019	601	A	L250 A104	165.00	0.40	66.00 REVIEW/ANALYZE (BEGIN) <i>ENGEBREGSON V. BANK OF NEVADA</i> , 92 NEV. 548, 554 P.2D 1121 (1976), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING PLAINTIFFS/COUNTER-DEFENDANTS LAURENT HALLIER, PANORAMA TOWERS, I, LLC, PANORAMA TOWERS I MESS, LLC, AND M.J. DEAN CONSTRUCTION, INC.'S MOTION FOR CERTIFICATION OF FINAL JUDGMENT PURSUANT TO NEVADA RULE OF CIVIL PROCEDURE 54(B) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/02/2019	601	A	L250 A104	165.00	0.05	8.25 REVIEW/ANALYZE (CONTINUE) DEFENDANT'S MOTION FOR RECONSIDERATION OF AND/OR TO ALTER OR AMEND THE COURT'S MAY 23, 2019 FINDINGS OF FACT, CONCLUSIONS OF LAW, AND	ARCH

AA4689

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5581 ESIS Dallas AGL Claims (2)									
							ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO NEVADA REVISED STATUTE 11.202(1), RE: [REDACTED] [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING PLAINTIFFS/COUNTER-DEFENDANTS LAURENT HALLIER, PANORAMA TOWERS, I, LLC, PANORAMA TOWERS I MESS, LLC, AND M.J. DEAN CONSTRUCTION, INC.'S MOTION FOR CERTIFICATION OF FINAL JUDGMENT PURSUANT TO NEVADA RULE OF CIVIL PROCEDURE 54(B) (SPLIT WITH TOWER II CASE PER ADJUSTER)		
1287.5581	07/02/2019	601	A	L250	A103	165.00	0.15	24.75 DRAFT/REVISE (BEGIN) PLAINTIFFS/COUNTER-DEFENDANTS LAURENT HALLIER, PANORAMA TOWERS, I, LLC, PANORAMA TOWERS I MESS, LLC, AND M.J. DEAN CONSTRUCTION, INC.'S MOTION FOR CERTIFICATION OF FINAL JUDGMENT PURSUANT TO NEVADA RULE OF CIVIL PROCEDURE 54(B) (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/02/2019	10	A	L250	A101	185.00	0.15	27.75 PLAN AND PREPARE (CONTINUE) WORK ON REPLY BRIEF IN SUPPORT OF MOTION FOR FEES RE: [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYSON OF ESIS).	ARCH
1287.5581	07/03/2019	10	A	L250	A101	185.00	0.15	27.75 PLAN AND PREPARE (CONTINUE) FOR REPLY BRIEF IN SUPPORT OF MOTION FOR FEES RE: [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE - 1287.558 - TOWER II; ALL WORK ON THIS MOTION PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5581	07/03/2019	127	A	L320	A104	95.00	0.10	9.50 REVIEW/ANALYZE PLEADINGS [REDACTED] RE: [REDACTED] IN PREPARATION FOR FURTHER CASE HANDLING.	ARCH
1287.5581	07/03/2019	585	A	L250	A104	165.00	0.10	16.50 REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S OPPOSITION TO BUILDERS' MOTION FOR ATTORNEY FEES PURSUANT TO NRS 18.010(2)(B), IN PREPARATION FOR DRAFTING REPLY BRIEF TO SAME (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/03/2019	585	A	L250	A104	165.00	0.20	33.00 REVIEW/ANALYZE KEY BANK OF ALASKA V. DONNELLS NEVADA COURT CASE CITED IN ASSOCIATION'S OPPOSITION TO BUILDERS' MOTION FOR ATTORNEY FEES, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY FEES (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/03/2019	585	A	L250	A104	165.00	0.25	41.25 REVIEW/ANALYZE BRUNZELL V. GOLDEN GATE NATIONAL BANK NEVADA COURT CASE, RE: [REDACTED] [REDACTED] IN PREPARATION FOR DRAFTING LEGAL ARGUMENTS IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY FEES (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/03/2019	585	A	L250	A103	165.00	0.45	74.25 DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: [REDACTED]	ARCH
1287.5581	07/03/2019	585	A	L250	A103	165.00	0.60	99.00 DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: [REDACTED]	ARCH

AA4690

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #		
Client ID 1287.5581 ESIS Dallas AGL Claims (2)										
							BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)			
1287.5581	07/03/2019	432	A	L120	A101	165.00	0.45	74.25	PLAN AND PREPARE FOR (BEGIN) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5581	07/03/2019	432	A	L120	A101	165.00	0.70	115.50	PLAN AND PREPARE FOR (CONTINUE)REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5581	07/05/2019	10	A	L250	A101	185.00	0.20	37.00	PLAN AND PREPARE (CONTINUE) FOR REPLY BRIEF IN SUPPORT OF MOTION FOR FEES RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (AS PER CARRIER DIRECTIVE, TIME SPLIT WITH OTHER FILE IN SAME CASE DEALING WITH OTHER TOWER; ALL WORK ON MOTIONS PRE-APPROVED BY SHERILYN BRYDON OF ESIS).	ARCH
1287.5581	07/05/2019	585	A	L250	A104	165.00	0.15	24.75	REVIEW/ANALYZE (CONTINUE) ASSOCIATION'S ANSWER TO COMPLAINT AND COUNTERCLAIM, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/05/2019	585	A	L250	A103	165.00	0.25	41.25	DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/05/2019	585	A	L250	A103	165.00	0.95	156.75	DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/05/2019	585	A	L250	A103	165.00	0.85	140.25	DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH
1287.5581	07/05/2019	585	A	L250	A103	165.00	0.95	156.75	DRAFT/REVISE (BEGIN) REPLY IN SUPPORT OF BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER)	ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #	
Client ID 1287.5581 ESIS Dallas AGL Claims (2)									
1287.5581	07/05/2019	432	A	L120	A101	165.00	99.00	BUILDERS' MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] (SPLIT WITH TOWER II CASE PER ADJUSTER) (SPLIT WITH TOWER II CASE PER ADJUSTER) PLAN AND PREPARE FOR (CONTINUE) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5581	07/05/2019	432	A	L120	A101	165.00	66.00	PLAN AND PREPARE FOR (CONTINUE) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5581	07/05/2019	432	A	L120	A101	165.00	33.00	PLAN AND PREPARE FOR (CONTINUE) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5581	07/05/2019	432	A	L120	A101	165.00	132.00	PLAN AND PREPARE FOR (CONTINUE) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] SPLIT WITH TOWER II CASE PER ADJUSTER) (MOTION WORK APPROVED BY SHERILYN BRYDON WITH ESIS).	ARCH
1287.5581	07/05/2019	432	A	L120	A101	165.00	189.75	PLAN AND PREPARE FOR (CONTINUE) REPLY IN SUPPORT OF MOTION FOR ATTORNEY'S FEES, RE: [REDACTED] [REDACTED]	ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Hours to Bill	Amount	Ref #
Client ID 1287.5581 ESIS Dallas AGL Claims (2)								
1287.5581	07/08/2019	10	A	L250	A101	185.00	0.20	37.00
1287.5581	07/08/2019	432	A	L250	A101	165.00	0.85	140.25
1287.5581	07/08/2019	432	A	L250	A101	165.00	1.30	214.50
1287.5581	07/08/2019	432	A	L250	A101	165.00	1.10	181.50
1287.5581	07/08/2019	432	A	L250	A101	165.00	1.15	189.75

AA4694

APPROVED BY  
AA4695