IN THE SUPREME COURT OF THE STATE OF NEVADA

Case No. 80884

Electronically Filed Jul 31 2020 11:53 a.m. Elizabeth A. Brown FRANCHISE TAX BOARD OF THE STATE OF CAL

Appellant,

v.

GILBERT P. HYATT

Respondent.

Appeal Regarding Judgment and Post-Judgment Orders Eighth Judicial District Court District Court Case No.: A382999

APPELLANT'S APPENDIX VOLUME 12

McDONALD CARANO LLP Pat Lundvall (NSBN 3761) <u>lundvall@mcdonaldcarano.com</u> Rory T. Kay (NSBN 12416) <u>rkay@mcdonaldcarano.com</u> 2300 W. Sahara Avenue, Suite 1200 Las Vegas, Nevada 89102 Telephone: (702) 873-4100 Facsimile: (702) 873-9966 LEMONS, GRUNDY, & EISENBERG Robert L. Eisenberg (NSBN 950) <u>rle@lge.net</u> 6005 Plumas Street, Third Floor Reno, Nevada 89519 Telephone: (775) 786-6868

Attorneys for Appellant

CHRONOLOGICAL INDEX TO APPELLANT'S APPENDIX

| DATE | DOCUMENT | VOLUME | PAGE | RANGE |
|------------|---|--------|----------|----------|
| 8/5/2019 | Order of Remand | 1 | AA000001 | AA000002 |
| 8/13/2019 | Notice of Hearing | 1 | AA000003 | AA000004 |
| 9/25/2019 | Recorder's Transcript of Pending Motions | 1 | AA000005 | AA000018 |
| 10/15/2019 | FTB's Briefing re the Requirement of Entry of Judgment in FTB's Favor and Determination that FTB is Prevailing Party | 1 | AA000019 | AA000039 |
| 10/15/2019 | Appendix of Exhibits in Support of FTB's Briefing re the Requirement of Entry of Judgment in FTB's Favor and Determination that FTB is Prevailing Party – Volume 1 | 2 | AA000040 | AA000281 |
| 10/15/2019 | Appendix of Exhibits in Support of FTB's Briefing re the Requirement of Entry of Judgment in FTB's Favor and Determination that FTB is Prevailing Party – Volume 2 | 3-4 | AA000282 | AA000534 |
| 10/15/2019 | Appendix of Exhibits in Support of FTB's Briefing re the Requirement of Entry of Judgment in FTB's Favor and Determination that FTB is Prevailing Party – Volume 3 | 5 | AA000535 | AA000706 |

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|------------|--|--------|----------|----------|
| 10/15/2019 | Plaintiff Gilbert Hyatt's Brief in Support of Proposed Form of Judgment that Finds No Prevailing Party in the Litigation and No Award of Attorneys' Fees or Costs to Either Party | 6-9 | AA000707 | AA001551 |
| 2/21/2020 | Judgment | 10 | AA001552 | AA001561 |
| 2/26/2020 | Notice of Entry of Judgment | 10 | AA001562 | AA001573 |
| 2/26/2020 | FTB's Verified Memorandum of Costs | 10 | AA001574 | AA001585 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 1 | 10 | AA001586 | AA001790 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 2 | 11-12 | AA001791 | AA002047 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 3 | 13-14 | AA002048 | AA002409 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 4 | 15 | AA002410 | AA002615 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 5 | 16 | AA002616 | AA002814 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 6 | 17 | AA002815 | AA003063 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 7 | 18 | AA003064 | AA003313 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 8 | 19-20 | AA003314 | AA003563 |

| DATE | DOCUMENT | VOLUME | PAGE | RANGE |
|-----------|--|--------|----------|----------|
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 9 | 21-22 | AA003564 | AA003810 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 10 | 23-24 | AA003811 | AA004075 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 11 | 25-26 | AA004076 | AA004339 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 12 | 27-28 | AA004340 | AA004590 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 13 | 29-30 | AA004591 | AA004845 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 14 | 31-32 | AA004846 | AA005125 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 15 | 33 | AA005126 | AA005212 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 16 | 34 | AA005213 | AA005404 |
| 2/26/2020 | Appendix to FTB's Verified Memorandum of Costs – Volume 17 | 35 | AA005405 | AA005507 |
| 3/02/2020 | Plaintiff Gilbert P. Hyatt's Motion to Strike, Motion to Retax, and Alternatively, Motion for Extension of Time to Provide Additional Basis to Retax Costs | 35 | AA005508 | AA005518 |
| 3/13/2020 | FTB's Motion for Attorney's Fees Pursuant to NRCP 68 | 35 | AA005519 | AA005545 |

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|-----------|---|--------|----------|----------|
| 3/13/2020 | Appendix to FTB's Motion for Attorney's Fees Pursuant to NRCP 68 | 36 | AA005546 | AA005722 |
| 3/16/2020 | FTB's Opposition to Plaintiff Gilbert Hyatt's Motion to Strike, Motion to Retax and, Alternatively, Motion for Extension of Time to Provide Additional Basis to Retax Costs | 37 | AA005723 | AA005749 |
| 3/20/2020 | FTB's Notice of Appeal of Judgment | 37 | AA005750 | AA005762 |
| 3/27/2020 | Plaintiff Gilbert P Hyatt's Opposition to FTB's Motion for Attorney's Fees Pursuant to NRCP 68 | 37 | AA005763 | AA005787 |
| 4/1/2020 | Reply in Support of Plaintiff Gilbert P. P Hyatt's Motion to Strike, Motion to Retax and, Alternatively, Motion for Extension of Time to Provide Additional Basis to Retax Costs | 37 | AA005788 | AA005793 |
| 4/9/2020 | Court Minutes | 37 | AA005794 | AA005795 |
| 4/14/2020 | FTB's Reply in Support of Motion for Attorney's Fees | 37 | AA005796 | AA005825 |
| 4/27/2020 | Recorder's Transcript of Pending Motions | 37 | AA005826 | AA005864 |
| 6/08/2020 | Order Denying FTB's Motion for Attorney's Fees Pursuant to NRCP 68 | 37 | AA005865 | AA005868 |
| 6/8/2020 | Notice of Entry of Order Denying FTB's Motion for Attorney's Fees Pursuant to NRCP 68 | 37 | AA005869 | AA005875 |

| DATE | DOCUMENT | VOLUME | PAGE | RANGE |
|----------|--|--------|----------|----------|
| 7/2/2020 | FTB's Supplemental Notice of Appeal | 37 | AA005876 | AA005885 |

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| 9/25/2019 | Recorder's Transcript of Pending Motions | 1 | AA000005 | AA000018 |
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| 4/1/2020 | Reply in Support of Plaintiff Gilbert P. P Hyatt's Motion to Strike, Motion to Retax and, Alternatively, Motion for Extension of Time to Provide Additional Basis to Retax Costs | 37 | AA005788 | AA005793 |

Dated this 31st day of July, 2020.

McDONALD CARANO LLP

By: <u>/s/ Pat Lundvall</u>

Pat Lundvall (NSBN 3761) Rory T. Kay (NSBN 12416) 2300 W. Sahara Ave., 12th Floor Las Vegas, Nevada 89102 Telephone: (702) 873-4100 Facsimile: (702) 873-9966 lundvall@mcdonaldcarano.com rkay@mcdonaldcarano.com

Attorneys for Appellant

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of McDonald Carano LLP, and on the 31st day of July, 2020, a copy of the foregoing document was e-filed and e-served on all registered parties to the Supreme Court's electronic filing system:

/s/ Beau Nelson An Employee of McDonald Carano LLP

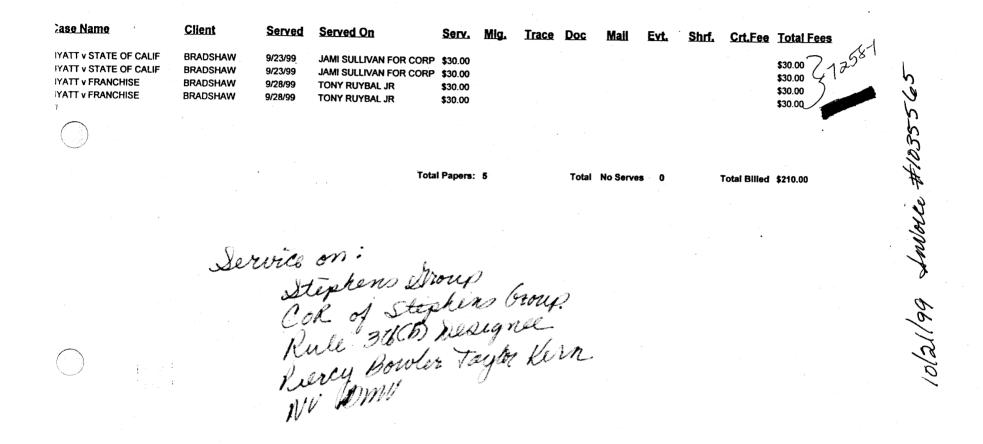
EXHIBIT F

NRS 18.005(7). The fee of any sheriff or licensed process serve for the delivery or service of any summons or subpoena...

| Date | Provider | | Amount |
|----------|---|----|--------|
| 10/04/99 | Nevada Court Service re: Stephens Group; Peircy Bowler Taylor & | \$ | 120.00 |
| | Kern; and Nevada DMV. | φ | 120.00 |
| 10/01/99 | Norman Atherly Process Service re: Clara Kopp; COR Clark | \$ | 109.00 |
| | County Election Dept.; Mike Kern; and Sherri Lewis. | φ | 109.00 |
| 4/0/06 | ACP Investigations Inc. re: Charles McHenry. | \$ | 135.00 |
| 04/13/06 | Process Service.com re: Ron Schuchard. | \$ | 125.00 |
| 04/03/06 | Norman Atherly Process Service re: Walt Shoemaker. | \$ | 40.00 |
| 04/06/06 | Norman Atherly Process Service re: Vince Turner. | \$ | 40.00 |
| 04/06/06 | Norman Atherly Process Service re: Todd L. Bice, Esq. | \$ | 40.00 |
| 04/07/06 | Norman Atherly Process Service re: Monty Willey. | \$ | 40.00 |
| 04/11/06 | Norman Atherly Process Service re: Bob Schulman. | \$ | 100.00 |
| 05/05/08 | Jesse Ryan Arentz re: Lisa Krasn / subpoena. | \$ | 90.00 |
| 05/05/08 | Jesse Ryan Arentz re: Geri Bommarito / subpoena. | \$ | 75.00 |
| 05/05/08 | Jesse Ryan Arentz re: Nicholas Boixo / subpoena. | \$ | 85.00 |
| | | | |
| | | | |
| | | | |
| | Total | \$ | 999.00 |

Nevada Court Services - Clients Monthly Statement of Service

565 California Avenue Reno, NV. 89509 (702) 348-7560



Norman Atheriey Process Service , fre 4405 Alta Dr.

4405 Alta Dr. Las Vegas, Nevada 89107 702-870-3362

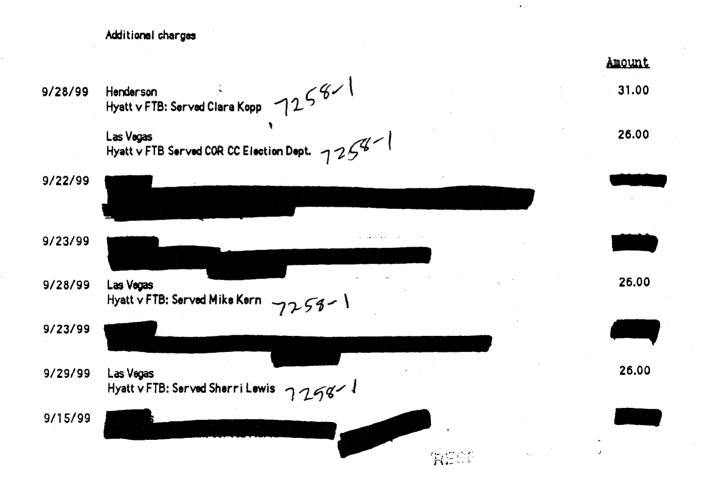
Invoice submitted to:

McDonald, Carano, Wilson, et al 2300 W. Sahara, Ste. 1000 Las Vegas, NV 89102

۰.

88:035\$2006

October 1, 1999 #2125



10/21/99 Anvolle #1035565

364

6514

ACP Investigations, Inc. P.O. Box 1624 1616 W. Main Medford, Oregon 97501-0124 (541) 772-3107

CASE TITLE: HYATT, GILBERT P vs. FRANCHISE TAX BOARD/CALIFORNIA SERVE: CHARLES MCHENRY ATTORNEY: DATE REC'D: 05/08/06 MCHENRY & ASSOCIATES COURT: CC JACKSON ADDRESS: 2514 OLD MILITARY ROAD CENTRAL POINT OR 97502 CASE#: 06 1599 Z0 DOCUMENT: SUBPOENA 541 772 2382 MATTER: CLIENT#: 6205 DOCUMENTS: DEPOSITION SUBPOENA-CHARLES MCHENRY; MOTION AND ORDER FOR ISSUANCE OF SUBPOENA PURSUANT TO COMMISSION TO TAKE THE DEPOSITON OF CHARLES MCHENRY ISSUED BY THE DISTRICT COURT OF THE STATE OF NEVADA, COUNTY OF CLARK; APPLICATION FOR ISSUANCE OF COMMISSION TO TAKE OUT OF STATE **REPORT:** DEPOSITION OF CHARLES MCHENRY; FILED UNDER SEAL BY ORDER OF THE DISCOVERY COMMISSION DATED FEBRUARY 22, 1999; CERTIFICATE OF SERVICE; COMMISSION TO TAKE THE DEPOSITION OUTSIDE THE STATE OF NEVADA OF CHARLES MCHENRY; FILED UNDER SEAL BY ORDER OF THE DATE SERVED: 05/08/06 75.00 PAPERS TIME SERVED: 06:22 PM SERVER#: 4 BY SERVING: CHARLES MCHENRY TITLE RELATIONSHIP: METHOD OF SERVICE: PERSONAL

MCDONALD * CARANO * WILSON 100 W LIBERTY ST., 10TH FLOOR

RENO NV 89501

COUNTY SERVED: JACKSON

SUBTOTAL75.00PREPAID0.00TOTAL DUE75.00

INVOICE

130988

DISCOVERY COMMISSION DATED FEBRUARY 22, 1999; NOTICE OF TAKING THE DEPOSITION OF CHARLES MCHENRY; CERTIFICATE OF SERVICE.

RECEIVED

MAY 1 2 2006

MCW LLP - Accounting Dem

| | POSTED | |
|---|--|--|
| | VOUCHER # 14954/ | |
| | PAY DATE 5-17-06 | |
| 3 | And the second state of th | |

\$60.00

6514 ACP Investigations Inc.

Invoice Date 04-12-06 Invoice Number KF/041206 Voucher IDInvoice Description148834#11194-1

Amount Paid \$ 60.00

Brepayment of Service of on Cherles McKenky

Date - Apr 12, 2006 Amount

McDONALD CARANO WILSON LLP

ACP Investigations Inc.

241 RIDGE STREET 4th FLOOR P.O. BOX 2670 RENO, NEVADA 89505 TELEPHONE 775-788-2000

SIXTY AND 00/100 Dollars

NEVADA STATE BANK I West Liberty Street Reno, Nevada 89501

94-77/1224

57261

DATE Apr 12, 2006 AMOUNT \$** *** *60.00

NON-NEGOTIABLE

CHECK NO. - 57261 McDONALD CARANO WILSON LLP 6514 ACP Investigations Inc. \$60.00 Date Apr 12, 2006 Amount Amount Paid G/L Amount Voucher ID Inv. No. Inv. Date G/L Acct. KF/041206 04-12-06 \$ 60.00 148834 200050 60.00

PROCESS SERVICE.COM

2070 N. Tustin Ave. Santa Ana, CA. 92705 Phone: (714) 543-8700 Fax: (714) 543-0165 www.processservice.com

McDonald-Carano-Wilson McDonald-Carano-Wilson 100 West Liberty St., 10th. Floor Reno, Ca 89501

* . , *

INVOICE: PS430

04/13/2006

| Case No.: Job ID: Plaintiff: Defendant Serve To: | A3822999 06-000475 GILBERT P. HYATT FRANCHISE TAX BOARD OF TH RON GEORGE SCHUCHARD | Received 04/13/2006 Reference: E STATE OF CALIFORNIA | | mpleted: | |
|--|--|--|------|-----------------|----------|
| Item | | | Qty. | Unit | Total |
| PROCESS | SERVICE | | 1 | \$125.00 | \$125.00 |
| | | | | Sub-Total | \$125.00 |
| | | | | Total Fees | \$125.00 |
| | | | | Tax + | \$0.00 |
| | | | | Sub-Total | \$125.00 |
| | | | | Payment - | \$125.00 |
| | | | B | = alance Due | \$0.00 |
| | | | | Check # | Applied |
| | | | | 57259 | \$125.00 |

Thank You!

Payment on reciept

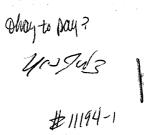
FEIN: 33-0932364

RECEIVED

APR 2 6 2006

MCW LLP - Accounting Dent

POSTED VOUCHER # PAY DATE



Richard Steiber

Toll Free: (877) 50-PROCESS or (877) 507-7623 2070 North Tustin Avenue Santa Ana, CA 92705 Phone: 714-543-8700 Fax: 714-543-0165 E-mail: richard@processservice.com www.processservice.com CA PIB 5322

PROCESS SERVICE.COM

070 N. Tustin Ave., Santa Ana, CA. 92705 • (714) 543-8700

Page 1 of 1 367

6513

NORMAN ATHERLEY PROCESS SERVICE

3753 Howard Hughes Pkwy., Suite 200 Las Vegas, NV 89109

Invoice submitted to: McDonald, Carano, Wilson, LLP 2300 W. Sahara Avenue, Ste. 1000 Las Vegas NV 89102

May 08, 2006

Invoice #2549

• • •

Additional Charges :

Amount

| 4/6/2006 | Las Vegas/No. Las Vegas $\prod G (-)$ Hyatt v. Franchise Tax Board of the State of Caliornia: Attempted service of Walt Shoemaker | 40.00 / - |
|-----------|---|------------|
| | Las Vegas/No. Las Vegas RUSH Service Hyatt v. Franchise Tax Board of the State of California: Service of Vince Turner | 40.00 |
| | Las Vegas/No. Las Vegas RUSH Service Hyatt v. Franchise Tax Board of the State of California: Service of Todd L. Bice, Esq. | 40.00 / |
| 4/7/2006 | Las Vegas/No. Las Vegas 11194 – 1 RUSH Service Hyatt v. Franchise Tax Board of the State of California: Service of Monty Willey | 40.00 🗸 🗩 |
| 4/10/2006 | Las Vegas/No. Las Vegas $M \mathcal{P} \mathcal{U} = \mathcal{V}$ RUSH Service $M \mathcal{P} \mathcal{U} = \mathcal{V}$ Hyatt v. Franchise Tax Board of the State of California: Service of Bob Schulman after attempts at 3 separate addresses | 100.00 / - |
| 4/11/2006 | Las Vegas/No. Las Vegas $MQQ - I$ RUSH Service Hyatt v. Franchise Tax Board of the State of California: Service of Kenneth Woloson, Esq. | 40.00 |
| | | 2 |
| | | |

870-3362

JESSE RYAN ARENTZ

2604 Trotwood Lane Las Vegas, Nevada 89102 (702) 873-4100

Tax Identification Number 398-62-9726

Invoice Date: May 5, 2008

Invoice No. MCW00203

McDolad Carano Wilson LLP 2300 West Sahara Ave., Ste. 1000 Las Vegas, Nevada 89102

Re: Process Service Fees

| DESCRIPTION | SERVICES | CHARGES | CLIENT # | Attorney/ Secretary |
|---------------------------------------|--|---------------------------------------|----------|------------------------|
| Lisa Krasn FTB Trial Subpoena | Same Day Serve; 6 attempts at two different locations | 90.00 | 11194-1 | Linda |
| Geri Bommarito FTB Trial Subpoena | Same Day Serve; 3 attempts at two different locations | 75.00 | 11194-1 | Linda |
| Nicholas Boixo FTB Trial Subpoena | Same Day Serve; 5 attempts | 85.00 | 11194-1 | Linda |
| 1 | Regular Serve | 35.00 | | Della |
| | Regular Serve | 35.00 | | Kathy B. |
| | Rush Serve | 50.00 | | Della |
| · · · · · · · · · · · · · · · · · · · | | · · · · · · · · · · · · · · · · · · · | | |
| 2. | Rush Serve (no charge, served at same address as | 0.00 | | Della |

EXHIBIT G

NRS 18.005(8). Compensation for the official reporter or reporter pro tempore.

| Date | Provider | 4 | Amount |
|----------|--|----|----------|
| 12/21/98 | Western Reporting Services Inc. | \$ | 40.50 |
| 02/18/99 | All-American Court Reporters. | \$ | 16.00 |
| 02/22/99 | All-American Court Reporters. | \$ | 67.50 |
| 03/18/99 | All-American Court Reporters. | \$ | 211.50 |
| 04/07/99 | All-American Court Reporters. | \$ | 141.75 |
| 04/20/99 | All-American Court Reporters. | \$ | 81.00 |
| 05/05/99 | All-American Court Reporters. | \$ | 359.00 |
| 08/11/99 | All-American Court Reporters. | \$ | 274.55 |
| 09/08/99 | All-American Court Reporters. | \$ | 91.50 |
| 11/09/99 | All-American Court Reporters. | \$ | 240.75 |
| 02/02/00 | Hi-Tech Reporting. | \$ | 56.50 |
| 03/30/00 | Hi-Tech Reporting. | \$ | 87.50 |
| 04/11/00 | Hi-Tech Reporting. | \$ | 246.00 |
| 08/28/01 | Clark County Treasurer. | \$ | 6.90 |
| 10/09/01 | Clark County Treasurer. | \$ | 25.00 |
| 10/23/01 | Northwest Transcripts, Inc. | \$ | 80.00 |
| 01/24/02 | Cline Transcription Services. | \$ | 46.20 |
| 04/02/02 | Cline Transcription Services. | \$ | 17.00 |
| 01/23/03 | Alderson Reporting. | \$ | 186.05 |
| 02/24/03 | Alderson Reporting. | \$ | 183.20 |
| 07/08/03 | Litigation Services & Technologies, LLC. | \$ | 169.00 |
| 07/22/03 | Litigation Services & Technologies, LLC. | \$ | 316.00 |
| 07/28/03 | Julie Lever, C.C.R. | \$ | 11.00 |
| 07/29/03 | Litigation Services & Technologies, LLC. | \$ | 420.00 |
| 09/15/03 | Joanie E. Grime, CCR. | \$ | 6.60 |
| 07/08/04 | Western Reporting Services Inc. | \$ | 101.50 |
| 08/19/04 | O'Malley & DeGagne. | \$ | 273.50 |
| 10/27/04 | O'Malley & DeGagne. | \$ | 115.25 |
| 12/01/04 | O'Malley & DeGagne. | \$ | 213.75 |
| 01/13/05 | O'Malley & DeGagne. | \$ | 57.50 |
| 04/07/05 | O'Malley & DeGagne. | \$ | 63.00 |
| 05/04/05 | O'Malley & DeGagne. | \$ | 367.50 |
| 06/09/05 | O'Malley & DeGagne. | \$ | 341.25 |
| 06/20/05 | Lee M. Bahr, CCR. | \$ | 96.00 |
| 07/08/05 | Free Lance Court Reporters. | \$ | 1,124.00 |
| 08/05/05 | O'Malley & DeGagne. | \$ | 334.25 |
| 08/30/05 | O'Malley & DeGagne. | \$ | 170.25 |
| 09/12/05 | O'Malley & DeGagne. | \$ | 150.00 |
| 09/30/05 | O'Malley & DeGagne. | \$ | 229.75 |
| 10/18/05 | O'Malley & DeGagne. | \$ | 157.50 |
| 11/09/05 | Victoria W. Boyd, CCR. | \$ | 14.30 |
| 11/18/05 | O'Malley & DeGagne. | \$ | 131.25 |
| 12/09/05 | O'Malley & DeGagne. | \$ | 86.75 |
| 01/13/06 | O'Malley & DeGagne. | \$ | 251.75 |
| 01/27/06 | O'Malley & DeGagne. | \$ | 153.75 |
| 01/31/06 | U.S. Legal Support. | \$ | 53.40 |
| 02/03/06 | Northwest Transcripts, Inc. | \$ | 291.67 |
| 02/19/06 | O'Malley & DeGagne. | \$ | 109.75 |
| 03/09/06 | O'Malley & DeGagne. | \$ | 210.00 |
| 03/15/06 | Northwest Transcripts, Inc. | \$ | 35.30 |
| 03/22/06 | Florence M. Hoyt. | \$ | 68.20 |

| NRS 18.005(8). | Compensation | for the official | reporter of | r reporter pro temp | oore. |
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| Date | Provider | Amount |
|------------|---|-----------------|
| 03/23/06 | O'Malley & DeGagne. | \$ 138.75 |
| 04/17/06 | Florence M. Hoyt. | \$ 358.55 |
| 05/03/06 | Cline Transcription Services. | \$ 59.84 |
| 05/08/06 | Florence M. Hoyt. | \$ 61.50 |
| 05/15/06 | Florence M. Hoyt. | \$ 123.50 |
| 05/18/06 | O'Malley & DeGagne. | \$ 108.75 |
| 06/07/06 | Cline Transcription Services. | \$ 71.68 |
| 08/15/07 | Cline Transcription Services. | \$ 15.00 |
| 09/12/07 | Verbatim Digital Reporting, LLC. | \$ 96.12 |
| 09/12/07 | Verbatim Digital Reporting, LLC. | \$ 96.12 |
| 01/09/08 | Verbatim Digital Reporting, LLC. (4 hearings) | \$ 871.70 |
| 02/14/08 | Verbatim Digital Reporting, LLC. (5 hearings) | \$ 1,378.58 |
| 03/06/08 | Verbatim Digital Reporting, LLC. | \$ 287.61 |
| 04/03/08 | Verbatim Digital Reporting, LLC. | \$ 284.64 |
| 04/28/2008 | Verbatim Digital Reporting | \$ 284.64 |
| 08/27/2008 | Verbatim Digital Reporting | \$ 7,590.00 |
| 09/23/2008 | Litigation Services & Technologies | \$ 162.00 |
| 01/08/2009 | Clark County Treasurer | \$ 6,255.00 |
| 12/7/2009 | A/V Tronics | \$ 9.56 |
| 01/21/2009 | Verbatim Digital Reporting | \$ 3,193.20 |
| 02/10/2009 | Verbatim Digital Reporting | \$ 272.96 |
| 02/10/2009 | Litigation Services & Technologies | \$ 841.00 |
| 05/15/2009 | A/V Tronics | \$ 289.75 |
| | Total | \$ 31,432.57 |



WESTERN REPORTING SERVICES, INC.

732 South Sixth Street • Suite 202 • Las Vegas, NV 89101 702/474-6255 • fax 702/474-6257 Federal ID #88-0263740

| TERMS: NET 30 DAYS |
|---|
| A late payment charge of 1 1/2% per month |
| (18% per annum) will be assessed on all |
| balances 30 days or more overdue. |

DATE INVOICE 12/22/98 18399

TO:

IN RE:

HYATT V. FTB

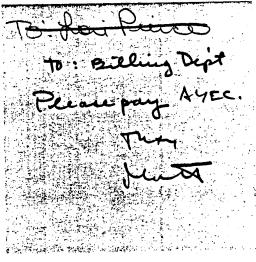
Matthew C. Addison, Esq. McDonald Carano, Et Al. 2300 West Sahara Avenue Suite 1000 Las Vegas, Nevada 89102

INVOICE

REPORTER'S TRANSCRIPT OF HEARING BEFORE DISC. COMMISSIONER BIGGAR, 12/21/98

Transcript, Copy

PER COUNSEL: MR. ADDISION'S COPY OF TRANSCRIPT TO BE DELIVERED TO MR. HUTCHISON.



BALANCE DUE

N755, 25m)

DOST

REPORTER

M. Hammer

\$40.50

40.50

RECEIVED DEC 2 9 1998

2/12/99 Invoice # 1028892

372

-Federal Tax ID #88-0395882 All-American Court Reporters PO Box 370371 Las Vegas NV 89137

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| Invoice | | | | | |
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| Number | 9812989 | | | | |
| Date | 02/21/99 | | | | |

| Bill To McDonald Carano W Bergin Frankovich & 241 Ridge Street Reno NV 89505 | | | Sh Jau | ip To nes Bradshaw | |
|--|---|----------------------|----------------|---|------------------|
| Case Number A382999 | Terms Upon Receipt | Caption Hyatt/Fra | nchise Tax | Noticing Atty Hutchison | Reporter Mell |
| | Description | | | | Amount |
| Take | overy Commissioner Hea en on February 18, 1999 uk you | ring Transcrip | 7 | port 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 | 16.00 |
| Amount Paid 0.00 Aging Statement |) | Amount Due | 16.00 | | |
| | - 60 61 - 90 0 0.00 | 90 plus 0.00 | Total 16.00 | TOTAL | \$16.00 |

RECEIVED

MAR. 2 1999

McDonald, Careen Milson, McCune, Berg.

3/23/99 Invoice # 1029928

| Federal Tax ID #88-039588 All-American Court Report PO Box 370371 Las Vegas NV 89137 Bill To McDonald Carano Wilson M | ers | | Ship To James Bradshav | Invoice Number Date | 9813029 03/02/99 | |
|--|-----------------------|----------------------------|--------------------------------|---------------------------|---------------------|------------------|
| Bergin Frankovich & Hicks 241 Ridge Sueer 2 | | hara | Attorney at Lav | | | |
| Case Number A372888 | Terms Upon Receipt | Caption Hyatt/Franchise | Noticing Atty Tax Hutchison | | | Reporter Mell |
| [| Description | | | | | Amount |
| Copy of th on Februar Thank you | - - - | Discovery Commiss | | | | 67.50 |
| Amount Paid 0.00 | | Amount Due 67.50 | | | | |
| | | | | TOTAL | | \$67.50 |

3/23/99 Invoice #1029928

374

702/240-4393 FID #88-0395882 All-American Court Reporters PO Box 370371 Las Vegas NV 89137

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| Invoice | | |
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| Number | 9813044 | |
| Date | 03/04/99 | |

| Bill To |
|-------------------------------|
| McDonald Carano Wilson McCune |
| Bergin Frankovich & Hicks |
| 2300 W. Sahara Suite 1000 |
| Las Vegas NV 89102 |

| Ship To | |
|---------------|--------------|
| James | Bradshaw |
| Jaines | Chong to the |
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| Case Number | Terms Upon Receipt | Caption Hyatt/Franchise Tax | Noticing Atty Hutchison | Reporter Mell |
|-------------|--|--------------------------------|---------------------------------------|------------------|
| | Description | | · · · · · · · · · · · · · · · · · · · | Amount |
| 3, | ly copy of the hearing held 1999 | l in Department 18 on Mar | ch | 211.50 |
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| | | Amount Due 211.50 | | |
| | | | TOTAL | \$211.50 |

3/23/99 JANOICE # 102998

| 702/240-4393 FID #8 All-American Court R PO Box 970 | 8-039 eporte | | Invoice | |
|---|---|--------------------------|------------|------------------|
| Las Vegas NV 89125 | | | Number | 9813193 |
| | • | | Date | 04/08/99 |
| Bill To McDonald Carano Wil Bergin Frankovich & I 2300 West Sahara Sui Las Vegas NV 89102 | licks | Ship To James W. Brad | shaw, Esq. | |
| Case Number 98-A382999 | Terms Caption Upon Receipt Hyatt vs. FT | Noticing Atty Steffen | , | Reporter Mell |
| | Description | | <u>.</u> | Amount |
| | Hearing before Nancy Saitta 4/7/99 Franscript, no charge | | | 141.75 |
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| Amount Paid 0.00 | Amount Due 14 | 1.75 | | |
| | | • | TOTAL | \$141.75 |

4/26/99 Anvoice # 1030783

| 702/240-4393 FID #88- All-American Court Rep PO Box 970 | | | | Invoice | | |
|---|-----------------------|----------------------|---|---------|----------|------------------|
| Las Vegas NV 89125 | | | | Number | 9813246 | |
| | | | | Date | 04/22/99 | |
| Bill To McDonald Carano Wilso Bergin Frankovich & Hi 241 Ridge Street Reno NV 89505 | | | Ship To Matthew C. A Attorney at La | | | |
| Case Number A382999 | Terms Upon Receipt | Caption Hyatt/FTB | Noticing Att Hutchison | ty | <u> </u> | Reporter Mell |

| Description | | Amount |
|--|-------|---------|
| Transcript of proceedings taken on April 20 in Discovery Comm | | 81.00 |
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| Amount Paid 0.00 Amount Due 81.00 | | |
| | TOTAL | \$81.00 |

5/12/99 Anoice # 1030900

| 102/240-4393 FID All-American Court PO Box 970 Las Vegas NV 8912 | Reporter | | | Invoice | | |
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| Las vegas nº 0912 | <i></i> | | | Number | 9813323 | |
| | - | | | Date | 05/06/99 | |
| Bill To McDonald Carano V Bergin Frankovich & 241 Ridge Street Reno NV 89505 | | | Ship To Matthew C. Add Attorney at Law | | | |
| Case Number A382999 | Terms Upon Receipt | Caption Hyatt/Franchise | Noticing Atty Hutchison | | | Reporter Bentley |
| | Description | | <u></u> | | | Amount |
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6/2/99 Invoice #1031719

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| Las Vegas NV 89125 | | | | Number | 9813863 | |
| | | • | [| Date | 08/12/99 | |
| Bill To McDonald, Carano, et al. 2300 W. Sahara Avenue No. 10, Suite 1000 Las Vegas NV 89102 | | | Ship To James W. Bradsl Attorney at Law | | | |
| Case Number A382999 | Terms Upon Receipt | Caption Hyatt/Tax Beard | Noticing Atty Thomas L. Ste | ffen | | Reporter Broka |
| - <u>, , , , , , , , , , , , , , , , , , ,</u> | Description | <u> </u> | | | | Amou |
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9/17/99 Invoice #1034215

379

All-American Court Reporters PO Box 970 Las Vegas NV 89125

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| | Invoice |

 Number
 9814030

 Date
 09/09/99

Bill To McDonald Carano Wilson McCune Bergin Frankovich & Hicks 241 Ridge Street Reno NV 89505

| Ship To | |
|-------------------|--|
| James W. Bradshaw | |
| Attorney at Law | |

| Case NumberTermsCaptionNoticing Atty98-A-382999-CUpon ReceiptHyatt/Franchise TaxMark A. Hutchison | Reporter Carlson |
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| | Description | | Amount |
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| Amount Paid 0.00 | Amount Due 91.50 | | |
| Amount full 0.00 | | TOTAL | \$91.50 |

RECEIVED

SEP 1 3 1999

McDonald, Carane, Wilson, McCune, Bergin, Frankovich & Hicks

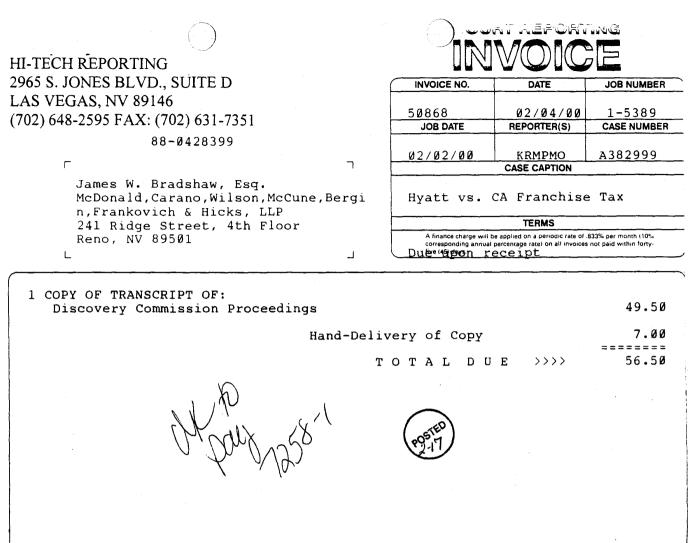
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| All-American Court R PO Box 970 Las Vegas NV 89125 | eporters | | | Invoice | | |
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| Las vegas INV 69125 | | | | Number | 9814457 | |
| | | | | Date | 11/10/99 | |
| Bill To McDonald Carano Wi Bergin Frankovich & 1 241 Ridge Street Reno NV 89505 | | | Ship To James W. Brads Attorney at Law | | | |
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| Amount Paid 0.00 | | Amount Due : 267,50 | | TOTAL | | \$267.50 |
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11/12/19 Smithice #1036323

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TERMS: NET 10 DAYS.

THANK YOU FOR YOUR BUSINESS

2/23/00 Invoice #1038672

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| 17714 | | | | |
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| James W. Bradshaw, Esq. McDonald, Carano, Wilson, McCune, Bergin, Frankovich & Hick 241 Ridge Street, 4th Floor | s, LLP | Hyatt vs. CA Fr | anchise Tax | |
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88-0428399

Please detach and return this portion with your payment

James W. Bradshaw, Esq. McDonald, Carano, Wilson, McCune, Bergin, Frankovich & Hicks, LLP 241 Ridge Street, 4th Floor Invoice No.: 51242 Reno, NV 89501 Date : 04/05/00 TOTAL DUE : 87.50

| Job No. | : | 01-5544 | |
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| Case No. | : | A382999 | |
| Hyatt vs. | CA | Franchise | Tax |

Remit To: Hi-Tech Reporting 2965 S. Jones Blvd., #D Las Vegas, NV 89146

4/25/00 Invoice #1040243

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| James W. Bradshaw, Esq. McDonald,Carano, Wilson,McCune,Bergin,Frankovich & Hicks, LLP 241 Ridge Street, 4th Floor | Hyatt vs. CA | Hyatt vs. CA Franchise Tax | | | |
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88-0428399

Please detach and return this portion with your payment

James W. Bradshaw, Esq. McDonald, Carano, Wilson, McCune, Bergin, Frankovich & Hicks, LLP 241 Ridge Street, 4th Floor Invoice No.: 51319 Reno, NV 89501

| Date | | 04/18/00 246.00 |
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: 01-5577 Job No. : A382999 Case No. Hyatt vs. CA Franchise Tax

Remit To: Hi-Tech Reporting 2965 S. Jones Blvd., #D Las Vegas, NV 89146

5/11/00 Smionce #1040372

| MAKE CHECK PAYABLE C TO | LARK COUNTY TREASUR 500 Ş GRAND CENTRAL PKY P.O. BOX 551220 LAS VEGAS NV 89155-1220 | ER 1375 Rear Parts | SHOW THIS NUMBER ON ALL CHECKS DATE | INVOICE 83588 9-18-01 |
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| | | | DEPT. DIST. CT. NAME ADJUD NO. 2312-XVIII ACCOUNTS RECEIVABLE | |
| ι. | JEFFREY A. SILVESTRI, 2300 W. Sahara #10, St Las Vegas, Neva do 891 | .e. 1000 | PLEASE SEND RECU JEFF ADAMS, CT. FOR DEPARTMENT USE CREDIT REVENUE CREDIT EXPENSE | ADMIN. |
| CASH SALE | CHARGE SALE | X CUSTOMER P.C |). # OR REQ. # | I |
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| | 8-28-01 hearing | | 10 pages « | \$6.90 |
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| MAKE CHECK PAYABLE TO | CLARK COUNTY TREASURER 500 \$ GRAND CENTRAL PKY P.O. BOX 551220 LAS VEGAS NV 89155-1220 | RFCEIVED NOV 1 2001 BY: | SHOW THIS NUMBER ON ALL CHECKS DATE | INVOICE 83964 1023-01 |
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CHECK REQUEST

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| RUSH | (Yes X)No | Date/Time needed: 10/23/01 | | |
| Client # 7258 | | Client name: Franchise Tax Board | | |
| Matter # 00 | 001 | Matter Name: Gilbert Hyatt | | |
| Expense co | Expense code: 63 Type Description: Court Reporting | | | |
| Amount of check : \$80.00 | | 00 Requested by: (JAS/KAS) | | |
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McDONALD CARANO WILSON McCUNE

BERGIN FRANKOVICH & HICKS LLP 2300 W. SAHARA AVENUE, #1000 LAS VEGAS, NEVADA 89102 TELEPHONE 702-873-4100 NEVADA STATE BANK 1 West Liberty Street Reno, Nevada 89501 94-77/1224 8907

FORTY-SIX AND 20/100 Dollars

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Cline Transcription Services 80 Swaab Boulevard Las Vegas, NV 89115 DATE Jan 24, 2002 AMOUNT \$** *** *46.20

NON-NEGOTIABLE

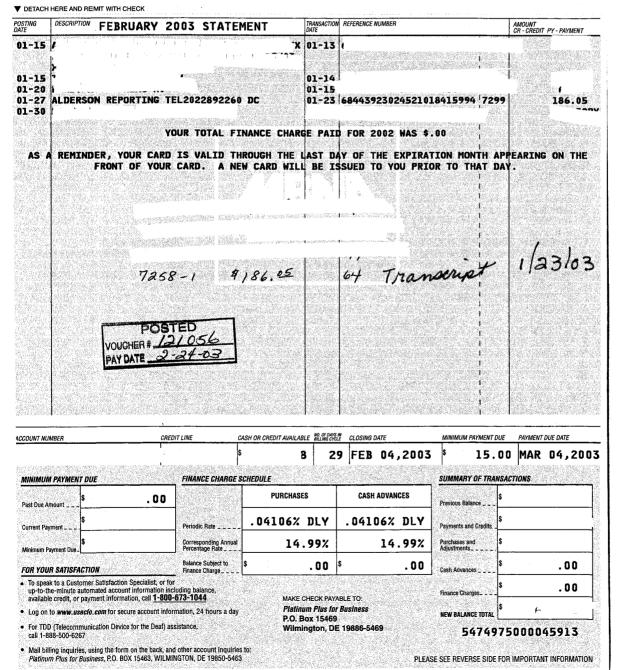
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| s 1 | | | Date Apr 02, 2002 | Amount \$ | \$17.00 |
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P-2 Client #7258-1

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ALDERSON REPORTING COMPANY

PURCHASE AGREEMENT FOR TRANSCRIPTS OF ORAL ARGUMENTS BEFORE THE U.S. SUPREME COURT

RETURN FAX TO : (202) 289-2221

| | ORAL ARGUMENT INFORMATION | | | | | |
|---------------|-----------------------------------|---------------------|---------|--|--|--|
| CASE NAME: | * CA Franchise Tax board vs Hyatt | | | | | |
| Docket Number | 02-42 | REFERENCE (TS) # : | 5238-1 | | | |
| DATE MEARD: | 2/24/03 | READY FOR DELIVERY: | 2/24/03 | | | |

| COST OF TRANSCRIPT | | | | | |
|---|---|---------------------------|--|--|--|
| PAGE RATE = $\frac{5.00^{-2.85}}{5.00} \times \text{TOTAL PAGES} = 52$ Total: $\frac{5.00^{-2.85}}{5.00} \times 148.20$ | | | | | |
| Processing: | FedEx 🏂 Courier 🗆 UPS 🗆 Client Pick Up 🗆 E-mail | Total: \$ 35.00 | | | |
| Payment Method: | COD 🗆 Credit Card 🕱 Pre-payment Check 🗆 | Total: \$ 295.00 / 83, 20 | | | |

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| Account #: | | | Expiratio | 12-05 |
| Registered ? | Thomas Wilson, TT | Signature: | X | an- |
| | ORDERIN | IG PARTY | \mathcal{O} | |
| Firm or Org | anization: Mc Donald Carano Wi | son LLP | | |
| Attorney: | Thomas Wilson | | ATTN: | Anthony-Zurober |
| Address: | 241. Ridge Street, 4th | Floor | Phone: | 775-788-2000 |
| | Reno, NV 89501 | | | |
| | | | FAX | 302 332-3981 |
| Ē | aDotter(a) medonaldcarano.com | (WP) | | 775-788-2020 |

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| Invoice # | Invoice Date |
|------------|--------------|
| 5377110949 | 7/20/2003 |

REMIT TO: 1640 Alta Drive, Suite 4 Las Vegas, NV 89106

Firm ID: MCDO23 Client Ref:

Please make check payable to: Spherion Corporation Job Number **Case Number Case Name** 6589 A382999 Hyatt vs. Franchise Tax Board **Reporter's Transcript of Proceedings** 7/8/2003 Job Date(s): Rough ASCII \$169.00 Certified Copy + Rough ASCII

| | Total S | Sales Tax: | \$0.00 |
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Total Amount Due: \$169.00

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| панк | you | 101 | your | business! |

\$169.00 Please pay this amount:

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(702) 648-2595

Spherion Corporation Federal Tax ID: 36-3536544

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|------------|--------------|
| 5377111609 | 8/10/2003 |

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Firm ID: MCDO23 **Client Ref:**

Please make check payable to: Spherion Corporation

| Job Number | Case Number | - Case | Name |
|------------------|----------------------|-------------------|-----------------|
| 7041 | A382999 | Hyatt vs. Franc | chise Tax Board |
| Reporter's Trans | cript of Proceedings | Job Date(s): 7/22 | 2/2003 |

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| Total Sales Tax: | \$0.00 |
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| Total Amount Due: | \$316.00 |

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| | (702) 648-2595 | |
| v. 4.10.00 | Spherion Corporation Federal Tax ID: 36-3536544 | |

393

INVOICE

Julie M. Lever, C.C.R. 582, R.P.R.

3104 Pearl Harbor Drive

Las Vegas, Nevada 89117

Tax I.D. No.: 537-74-0903

Date of Invoice: July 28, 2003

Case Caption: Hyatt vs. California State Franchise Tax Board

Case No.: 98-A-382999-C

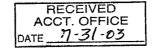
Ordering Attorney: Bryan Clark, Esq.

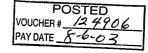
Court Dates: July 21, 2003

Transcript: \$11.00

TOTAL DUE: \$11.00

Thank you!





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| 5377112214 | 8/23/2003 |

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Please make check payable to: Spherion Corporation

| Job Number | Case Number | | Case Name |
|-------------------------------|----------------------|--------------|---------------------|
| 7405 | A382999 | Hyatt vs. | Franchise Tax Board |
| Reporter's Trans | cript of Proceedings | Job Date(s): | 7/29/2003 |
| Rough ASCII Certified Copy | + Rough ASCII | | \$420.00 |

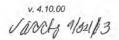
Total Sales Tax:\$0.00Total Amount Due:\$420.00

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Please pay this amount: \$420.00

Service provided by: Litigation Services & Technologies LLC (702) 648-2595 Spherion Corporation Federal Tax ID: 36-3536544



part

JOANIE E. GRIME, CCR NO. 288 4016 BLISS CANYON COURT LAS VEGAS, NEVADA 89129

THOMAS R.C. WILSON, ESQ. MCDONALD CARANO WILSON 2300 West Sahara Avenue, No. 10, Suite 1000 Las Vegas, Nevada 89102

INV. NO: 0338

INV. DATE: SEPTEMBER 26TH, 2003

RE: CASE NO. A 382999

83 . + * **t**

HYATT VS. CALIFORNIA STATE FRANCHISE TAX BOARD

ASSIGNMENT DATE: September 15, 2003

REPORTER'S TRANSCRIPT

<u>\$6.60</u> \$6.60

TOTAL DUE \$6.60

RECEIVED ACCT. OFFICE DATE 10-1-03

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7/9/2004

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| TO: | | IN RE: |
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| | James W. Bradshaw, Esq. McDonald, Carano, Wilson, LLP 2300 West Sahara Avenue, Suite 1000 Las Vegas, Nevada 89102 | HYATT V. FRANCHISE TAX BOARD *** SEALED *** |
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DATE

8/27/2004



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ID #88-0229744 112 GARCES AVENUE, SUITE 100 LAS VEGAS, NEVADA 89101 PH (702) 382-7111

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| DESCRIPTION | AMOUN | ЛТ |
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| GILBERT P. HYATT VS. CALIFORNIA STATE FRANCH | IISE TAX BOARD | |
| Thursday, August 19, 2004 | | |
| TRANSCRIPT OF PROCEEDINGS, 61 pages One copy - ROUGH ASCII E- Transcript Delivery Okay to page Thank you for your business! | 0 | 13.50 30.00 30.00 |
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| | WE NOW ACCEPT VISA MASTERCARD AMERICAN EXPRESS DISCOVER | |
| NET 30 DAYS | TOTAL \$2 | 73.50 |

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DATE INVOICE # 10/28/2004 41664 JN

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| | GILBERT P. HYATT VS. FRANCHISE TAX BOARD OF THE STATE OF CALIFORNIA | |
| | Wednesday, October 27, 2004 | |
| | TRANSCRIPT OF PROCEEDINGS, 31 pages One copy Delivery | 85.25 30.00 |
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41859 JN

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| GILBERT P. HYATT VS. FRANCHISE T CALIFORNIA Wednesday, December 1, 2004 Transcript of Proceedings, 49 pages One copy - ROUGH ASCII Delivery | FAX BOARD OF THE STATE OF | | 183.75 30.00 |
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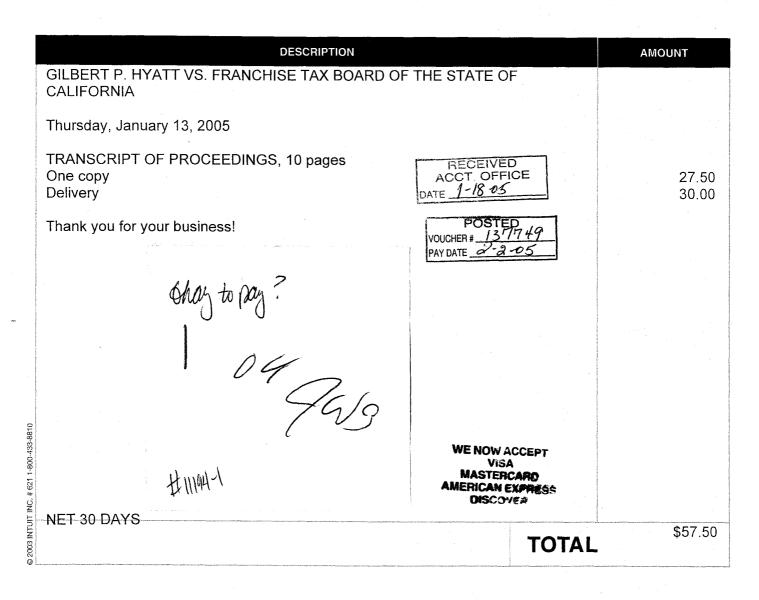


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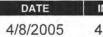
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| GILBERT P. HYATT VS. FTB OF THE STATE OF CALIFORNIA | | |
| Thursday, April 7, 2005 | | |
| TRANSCRIPT OF PROCEEDINGS, 12 pages One copy Delivery Thank you for your business! | OFFICE | 33.00 30.00 |
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| GILBERT P. HYATT VS. FRANCHISE TAX BOARD OF | CALIFORNIA |
| Thursday, May 4, 2005 | |
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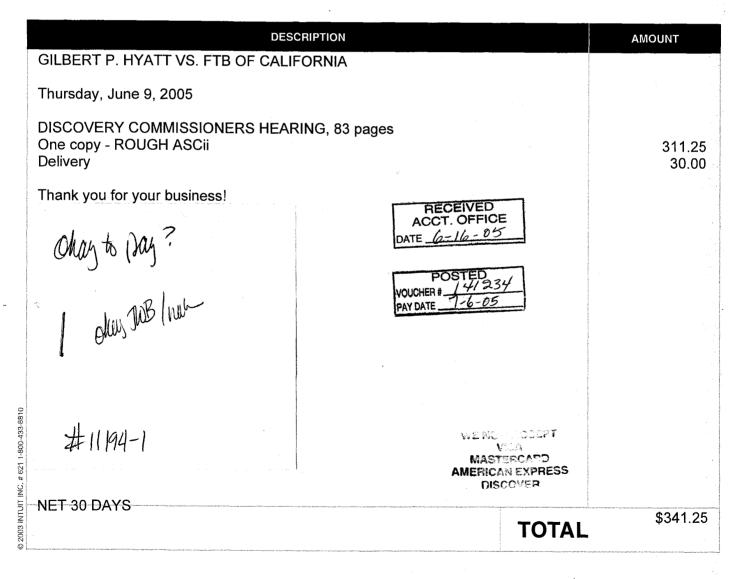
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404

Lee M. Bahr, CCR 173 *Court Reporter* 10307 Sawmill Ave. Las Vegas, NV 89134 702/243-3386 *Tax ID# 388-32-0517*

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6/21/05

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James W. Bradshaw McDonald Carano Wilson 2300 W. Sahara Ave. #10, Suite 1000 Las Vegas, NV 89102

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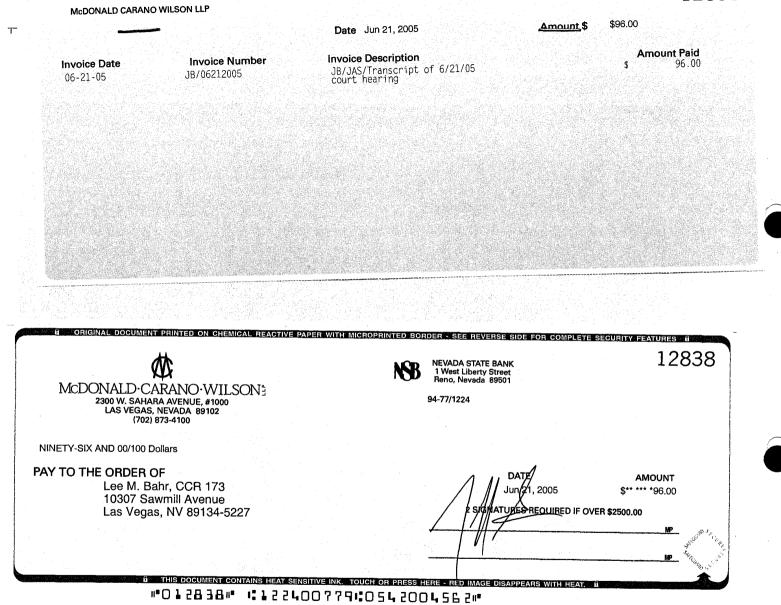
Hyatt v. California State Franchise Tax Board 6/20/05

| Reporter Per Diem | 6/20/05 | \$ 20.00 |
|--------------------------|-----------|-----------------|
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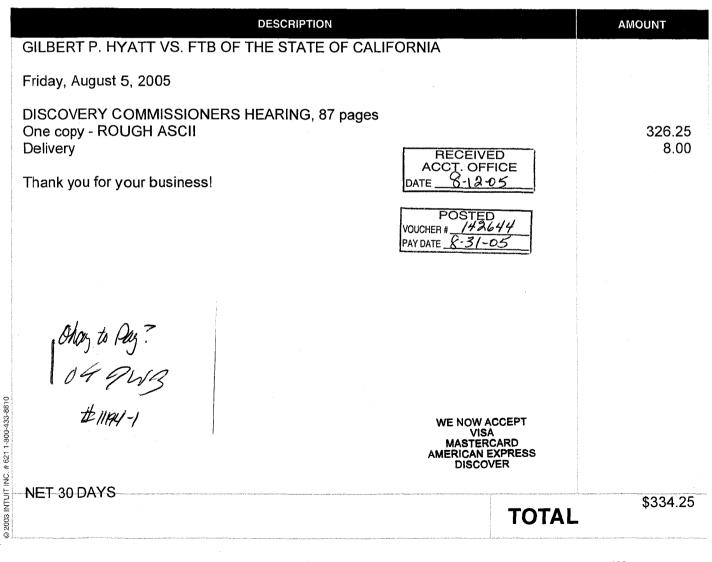
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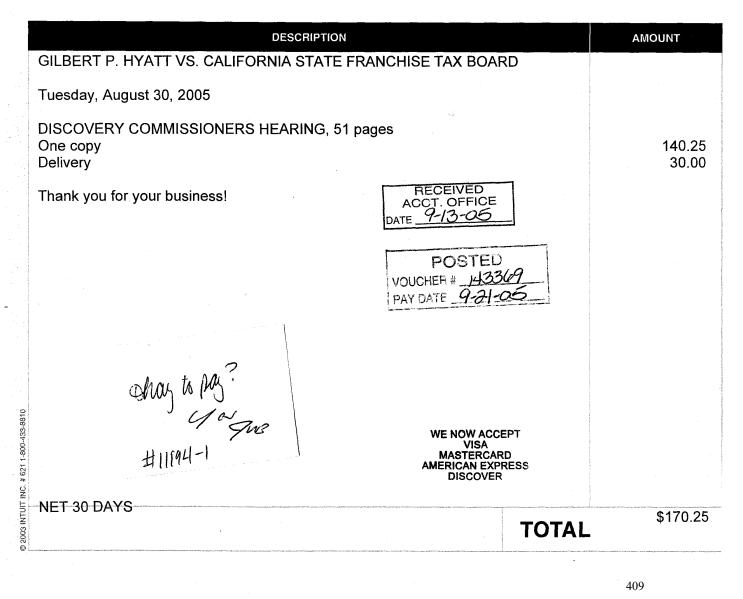
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McDonald, Carano, Wilson Sylvia Harrison, Esq. 100 West Liberty Street Tenth Floor Reno, Nevada 89501

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| GILBERT P. HYATT VS. FT | B OF THE STATE OF C | ALIFORNIA | | | · 2 |
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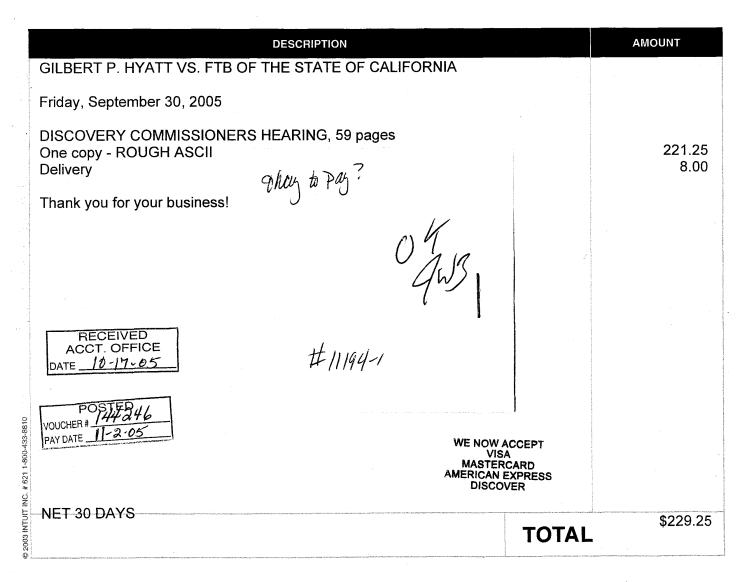
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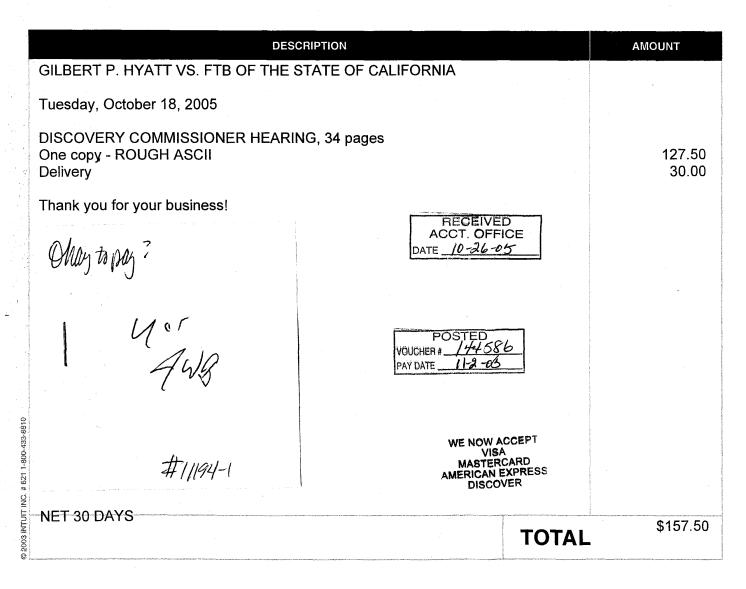
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** Send check to: Victoria W. Boyd 5575 Villa Lucia Court Las Vegas, Nevada 89141

Phone: (702) 896-3426

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To: McDONALD CARANO WILSON

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MCW LLP - Accounting Card

Phone: (702)873-4100

ATTN: Karen

TITLE OF ACTION: Hyatt Vs. FTB CASE NO: A-382999 DATE OF PROCEEDINGS: 11-09-05 AMOUNT DUE: \$14.30 REMARKS: Copy OF transcript

POSTED VOUCHER #_145699 PAY DATE 12-14

VICTORIA W. BOYD, CCR #828 - 702-896-3426

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| GILBERT P. HYATT VS. FTB OF THE STATE OF CALIFORNIA | | |
| Friday, December 9, 2005 | | |
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McDonald, Carano, Wilson James W. Bradshaw, Esq. 100 West Liberty Street Tenth Floor Reno, Nevada 89501

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| GILBERT P. HYATT VS. FTB OF THE STATE OF CA | LIFORNIA | |
| Friday, January 13, 2006 | | |
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U.S. Legal Support 15250 Ventura Boulevard Suite 410 Sherman Oaks, CA 91403 (818) 995-0600 Fax (818) 995-4248

> James W. Bradshaw McDonald, Carano, Wilson 100 West Liberty Street Tenth Floor Reno, NV 89505

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INVOICE NO.DATEJOB NUMBER19294702/16/200640-114006JOB DATEREPORTER(S)CASE NUMBER01/31/2006HOLLJECASE CAPTION

Hyatt v. Franchise Tax Board of California 11194-) TERMS Due upon receipt

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| Matter # 1 | Matter | Name: Hyatt |
| Expense code: | Type D | escription |
| Amount of check: \$2 | 291.67 | Requested by: JAS/kas |
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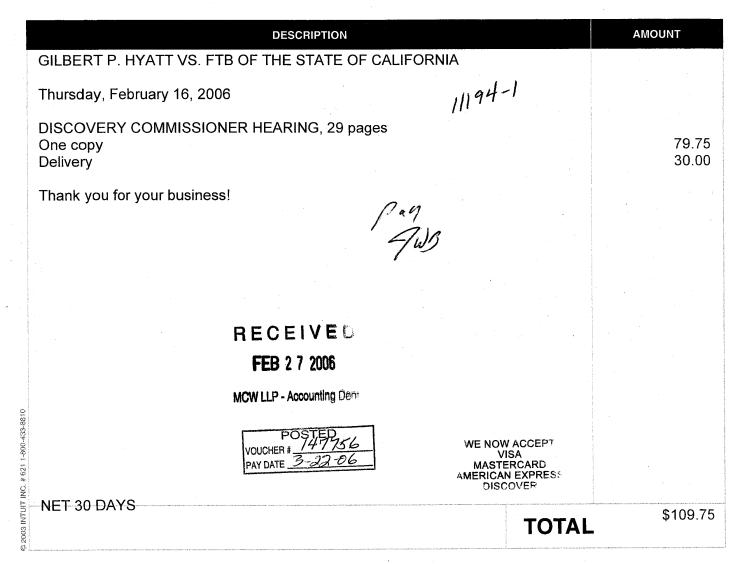
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O'MALLEY & DEGAGNE CERTIFIED COURT REPORTERS ID #88-0229744 112 GARCES AVENUE, SUITE 100 LAS VEGAS, NEVADA 89101 PH (702) 382-7111

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| GILBERT P. HYATT VS. FTB OF | THE STATE OF CALIFORNIA | N | |
| Thursday, March 9, 2006 | | | |
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13750 McDONALD CARANO WILSON LLP Date Mar 15, 2006 \$35.30 Amount \$ Invoice Description JAS/Copy of hearing transcript 11194-1 Amount Paid 35.30 Invoice Date **Invoice Number** \$ 03-15-06 JAS/031506 ORIGINAL DOCUMENT PRINTED ON CHEMICAL REACTIVE PAPER WITH MICROPHINTED BORDER - SEE REVERSE SIDE FOR COMPLETE SECURITY FEATURES 🛍 13750 NEVADA STATE BANK 1 West Liberty Street Reno, Nevada 89501 NSB MCDONALD CARANO WILSON 94-77/1224 2300 W. SAHARA AVENUE, #1000 LAS VEGAS, NEVADA 89102 (702) 873-4100 THIRTY-FIVE AND 30/100 Dollars AMOUNT \$** *** *35.30 PAY TO THE ORDER OF NW Transcripts DATE Mar 15, 2006 2 SIGNATURES REQUIRED IF OVER \$2500.00 yne ₩P . HP . B THIS DOCUMENT CONTAINS HEAT SENSITIVE INK. TOUCH OR PRESS HERE - RED IMAGE DISAPPEARS WITH HEAT. #013750# #122400779#0542004562# 13750 McDONALD CARANO WILSON LLP Inv. Date Amount Inv. No. G/L Acct. Matter I.D. Cost Code 03-15-06 \$ 35.30 JAS/031506 200050 35.30 148094 . 422 M03SF015411 TO REORDER, CALL YOUR LOCAL SAFEGUARD DISTRIBUTOR AT 775-323-4451 SAFEGUARD. LITHO USA SFSL2M CK7508112M

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27 March 2006

Peter Bernhard, Esq. Bullivant Houser Bailey 3980 Howard Hughes Parkway, #550 Las Vegas, Nevada 89109

Pat Lundvall, Esq. McDonald Carano Wilson 100 West Liberty, 10th Floor Reno, Nevada 89501

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| PAGES | CASE NAME | PRICE PER PAGE | TOTAL CHARGES |
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| 23 | GILBERT P. HYATT v. CALIFORNIA STATE FRANCHISE TAX BOARD | \$ 5.93 | \$ 136.39 |
| | Hearing on Defendant's Objection to Referee's Report & Recommendation | | |
| | DUE FROM MR. BERNHARD \$68.20 \$ | | |
| | DUE FROM MS: LUNDVALL \$68.20 | | |
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| GILBERT P. HYATT VS. FTB C | OF THE STATE OF CALIF | ORNIA | | |
| Thursday, March 23, 2006 | | | | |
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Pat Lundvall, Esq. McDonald Carano Wilson, LLP 100 West Liberty Street, 10th Floor Reno, Nevada 89505-2670

| JOB # | | : | 0604086 |
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| 101 | GILBERT P. HYATT v. CALIFORNIA STATE FRANCHISE TAX BOARD Hearing on Motions | \$ 3.55 | \$ 358.55 |
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Pat Lundvall, Esq. McDonald Carano Wilson, LLP 100 West Liberty Street, 10th Floor Reno, Nevada 89505-2670

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Mark Hutchison, Esq. Hutchison & Steffen, LLC 10080 Alta Drive, #200 Las Vegas, Nevada 89145

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| 30 | GILBERT P. HYATT v. CALIFORNIA STATE FRANCHISE TAX BOARD | \$ 4.10 | \$ 123.00 |
| | Hearing on Defendant's Motion to Unseal Litigation | | |
| | AMOUNT DUE: FROM MS. LUNDVALL: \$ 61.50 | | |
| | FROM MR. HUTCHISON: \$ 61.50 | | |
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| 26 | GILBERT P. HYATT v. CALIFORNIA STATE FRANCHISE TAX BOARD | \$ 9 . 50 | \$ 247.00 |
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| | Gilbert P. Hyatt vs. California State Franchise Tax Board | | |
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September 14, 2007

Bill To:

Pat Lundvall McDonald Carano Wilson, LLP 100 West Liberty Street Las Vegas, NV 89109 chigginbotham@mcdonaldcarano.com

Re: Hyatt v. California State Franchise Tax Board Case No. A-382999

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| Transcription of hearing held 9/12/07 (expedited) Original | 27 | 5.62 | \$151.74 |
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August 27, 2008

<u>Bill To</u>:

Pat Lundvall, Esq. McDonald Carano Wilson, LLP 2300 West Sahara Ave., Ste. 1000 Las Vegas, NV 89102 kfranc@mcdonaldcarano.com

Re: Gilbert P. Hyatt v. FTB Case No. A-382999, Dept. 10

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| CASE # | |
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| | A-382999 |
| CASE NAME | Hyatt v. FTB |
| TRIAL HOURS | 4-14-08 to 8-14-08 |
| DEPARTMENT # | 10 |
| ORDERED BY: | Plaintiff: Hutchison and Steffen10080 Alta Dr. Las Vegas, NV 89145Defendant: McDonald Carano2300 West Sahara Avenue, Suite 1000 LasVegas, NV 89102 |
| BILL AMOUNT | Total hours:358 hours @ \$35.00 =12530.00Cost to be split between plaintiffs and defendants:6255.00 |
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Victoria W. Boyd Court Recorder to the Honorable Judge Jessie Walsh Eighth Judicial District Court Department 10 Phone (702) 671-4388 Fax (702) 671-4385 E-Mail: DEPT10TR@co.clark.nv.us

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| VOUCHER #_ | 174174 | |
| PAY DATE | -8-09 | |

439

Print Cancel

Statement Details for 01/05/09

NEVADA SIXTE BANK

| | | New Balance | \$0.00 | Statement Closing Date | 01/05/09 |
|------------------|--|-------------------|------------|------------------------|----------|
| Name: | | Total Credit Line | \$1,000.00 | Payment Due Date | 01/30/09 |
| Account Number: | MCDONALD CARANO XXXX XXXX XXXX 0119 | Available Credit | \$1,000.00 | Min Payment Due | \$0.00 |
| Customer Service | , | | | | |

BankCard News WE CREDIT PAYMENTS TO YOUR ACCOUNT ON THE DAY WE RECEIVE THEM; HOWEVER, WE RESERVE THE RIGHT, BASED ON RISK, TO DELAY THE AVAILABLE CREDIT RESULTING FROM THOSE PAYMENTS.

| Date of Transaction | Date of Posting | Reference Number | Transaction Description | An | nount |
|------------------------|--------------------|--------------------|--|---------|-------|
| 12/05 | 12/07 | 2449398P55SDNKMQ6 | Purchases&Cash Advances A/V TRONICS 602-263-0885 AZ | 11194-1 | 9.56 |
| 01/05 | 01/05 | 000000 000000COMPC | TOTAL PURCHASES \$9.56 TOTAL \$9.56 | | 0.00 |

TOTAL *FINANCE CHARGE* PAID IN 2008 \$0.00

| Account Summa | ary | | | Periodi | c Finance Charge F | late(s) That | May Be Used | |
|---|---|---|--------------------------------------|--------------------------|---|--|---|------------------------------|
| Previous Balance Purchases Cash Advances Payments | \$0.00 \$0.00 | Credits FINANCE CHARGE Debit Adjustments New Balance | \$0.00 \$0.00 \$0.00 \$0.00 | EFFEC | | 12.25% | Number of Days in Billing Cycle Purchases Balance subject to Finance Charge Advances Balance subject to Finance Charge | nu \$0.0 \$0 .0 |
| | VOUCHER | POSTED # 174534 | | | 2. Although I did pa | totalling \$ | nsaction with the merchant, I was I that I did not engage in, nor did | anyone |
| completing this for Please sign this for Box 25787, SLC, UT | orm (1-88 orm and ret 84125. Do or you hav | urn it to BankCard Center, Cu <u>p not</u> mail this form with your p ve not received it, call Custorr | stomer Serv | rice, P.O. rour card | copy of the Authorized S 3. I have not receive me. Expected date of de (mm-dd-yy) and (in order to assist you, th | ales slip. ed the merchan ivery(m the merchant's e merchant mu | st be contacted) | ied to it on |
| Name (please print | | | | | because |) returned/canc | elled merchandise on(mn | n-dd-yy). |
| Signature | | | Date | | | dit elin was liste | d as a charge on my statement. | |
| Account # | | | | | | | | |
| Reference # | | Amount of Dis | | | | | on(mm-dd-yy) which | was not |
| Merchant I have examined the | charges to | Date of Trans my account and have include | ed, in writing |), a | shown on my statement. | | to me arrived damaged and/or del | iective or |
| description of my att (including names an reason: | empt to res d dates of (| solve the issue with the merch contact), and am disputing an | ant as desc item for the | ribed above following | | | (mm-dd-yy). Merchant response ceipt and/or credit slip. | |
| | | | | | | | creased from \$ to \$ N ny copy of the sales receipt which a | |
| | | | and mode | the chorge | 9. Other - attach a I | etter describing | the dispute. | |
| listed above. In addit and services represe | tion, neithe ented by thi | n authorized by me to use my r I nor anyone authorized by r is transaction (If you do no II Customer Service imme | ne received t recogniz | the goods | Note: You may write you use this form you | to us or use u may want to records. | this form (or a copy); h oweve o record the information on th | er, if ne |

https://www.statementlook.com/fdr.service?TRANTYPE=VAA&PRINT=YES&CYCLE=2... 440 1/6/2009

AA002038

INVOICE

Verbatim Digital Reporting, LLC 5808 South Rapp Street, Suite 213 Littleton, CO 80120 Phone: 303-798-0890 Fax: 303-797-0432

January 20, 2008

то:

Pat Lundvall ^{*}McDonald Carano Wilson, LLP 100 West Liberty Street Las Vegas, NV 89109

| QTY | DESCRIPTION | | PRICE | AMOUNT |
|-----|--|---------|--------------------|------------|
| 3 | Hyatt v. FTB - Jury Trial, Case No. A-382999 | 020 | | r 9 |
| 1 | April 2008 | 1.00 | 4039.80 | |
| 1 | May 2008 June 2008 | - as 1, | 2159.55 2179.90 | |
| | July 2008 | | 2098.60 | 2098.60 |
| 1 | August 2008 | | 305.35 | 305.35 |
| à | 13,392 pages | | | |
| · | | SU | BTOTAL | 10783.20 |
| | | LE | SS DEPOSIT | \$7,590.00 |
| | | | | \$3,193.20 |
| | | | | TOTAL DUE |

THANK YOU FOR YOUR BUSINESS!

| F | OSTED |
|----------|---------|
| VOUCHER | # 1748S |
| PAY DATE | 1-21-09 |

Summary for April 2008 Hyatt v. FTB - Jury Trial Case No. A-382999 Dept.10

| QTY | DESCRIPTION | PRICE | AMOUNT |
|-----|--|-------|--------|
| | The second s | | |
| 40 | 4/11/08 hearing | 3.55 | 142.0 |
| 97 | 4/18/08 hearing | 0.55 | 53.3 |
| 235 | 4/14/08 Day 1 - Jury Trial | 3.55 | 834.2 |
| 219 | 4/15/08 Day 2 - Jury Trial | 3.55 | 777.4 |
| 108 | 4/16/08 Day 3 - Jury Trial | 3.55 | 383.4 |
| 55 | 4/21/08 Day 4 - Jury Trial (Excluding opening statements) | 0.55 | 30.2 |
| 187 | 4/21/08 Day 4 - Jury Trial (Opening statements) | 3.55 | 663.8 |
| 104 | 4/22/08 Day 5 - Jury Trial (Excluding opening statements) | 0.55 | 57.2 |
| 97 | 4/22/08 Day 5 - Jury Trial (Opening statements) | 3.55 | 344.3 |
| 195 | 4/23/08 Day 6 - Jury Trial | 0.55 | 107.2 |
| 199 | 4/24/08 Day 7 - Jury Trial | 0.55 | 109.4 |
| 196 | 4/25/08 Day 8 - Jury Trial | 0.55 | 107.8 |
| 174 | 4/28/08 Day 9 - Jury Trial | 0.55 | 95.7 |
| 189 | 4/29/08 Day 10 - Jury Trial | 0.55 | 103.9 |
| 181 | 4/30/08 Day 11 - Jury Trial | 0.55 | 99.5 |
| 13 | E-Tran - trial days only | 10.00 | 130.0 |
| | | TOTAL | 4039.8 |

Summary for May 2008 Hyatt v. FTB - Jury Trial Case No. A-382999 Dept.10

| QTY | DESCRIPTION | PRICE | AMOUNT |
|-----|-----------------------------|-------|--------|
| 200 | 5/01/08 Day 12 - Jury Trial | 0.55 | 110.0 |
| 171 | 5/05/08 Day 13 - Jury Trial | 0.55 | 94.0 |
| 204 | 5/06/08 Day 14 - Jury Trial | 0.55 | 112.2 |
| 237 | 5/07/08 Day 15 - Jury Trial | 0.55 | 130.3 |
| 180 | 5/08/08 Day 16 - Jury Trial | 0.55 | 99.0 |
| 194 | 5/09/08 Day 17 - Jury Trial | 0.55 | 106.7 |
| 169 | 5/12/08 Day 18 - Jury Trial | 0.55 | 92.9 |
| 177 | 5/13/08 Day 19 - Jury Trial | 0.55 | 97.3 |
| 183 | 5/14/08 Day 20 - Jury Trial | 0.55 | 100.6 |
| 181 | 5/15/08 Day 21 - Jury Trial | 0.55 | 99.5 |
| 184 | 5/16/08 Day 22 - Jury Trial | 0.55 | 101.2 |
| 205 | 5/19/08 Day 23 - Jury Trial | 0.55 | 112.7 |
| 175 | 5/20/08 Day 24 - Jury Trial | 0.55 | 96.2 |
| 229 | 5/21/08 Day 25 - Jury Trial | 0.55 | 125.9 |
| 154 | 5/22/08 Day 26 - Jury Trial | 0.55 | 84.7 |
| 222 | 5/27/08 Day 27 - Jury Trial | 0.55 | 122.1 |
| 207 | 5/28/08 Day 28 - Jury Trial | 0.55 | 113.8 |
| 148 | 5/29/08 Day 29 - Jury Trial | 0.55 | 81.4 |
| 161 | 5/30/08 Day 30 - Jury Trial | 0.55 | 88.5 |
| 19 | E-Tran | 10.00 | 190.0 |
| | 20 20 | | |
| | | TOTAL | 2159.5 |

Summary for June 2008 Hyatt v. FTB - Jury Trial Case No. A-382999 Dept.10

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| QTY | DESCRIPTION | PRICE | AMOUNT |
|-----|-----------------------------|-------|--------|
| 205 | 6/02/08 Day 31 - Jury Trial | 0.55 | 112.7 |
| 199 | 6/03/08 Day 32 - Jury Trial | 0.55 | 109.4 |
| 187 | 6/04/08 Day 33 - Jury Trial | 0.55 | 102.8 |
| 123 | 6/05/08 Day 34 - Jury Trial | 0.55 | 67.6 |
| 123 | 6/06/08 Day 35 - Jury Trial | 0.55 | 87.4 |
| 224 | 6/09/08 Day 36 - Jury Trial | 0.55 | 123.2 |
| 187 | 6/10/08 Day 37 - Jury Trial | 0.55 | 102.8 |
| 214 | 6/11/08 Day 38- Jury Trial | 0.55 | 117.7 |
| 222 | 6/12/08 Day 39 - Jury Trial | 0.55 | 122.1 |
| 188 | 6/13/08 Day 40 - Jury Trial | 0.55 | 103.4 |
| 211 | 6/16/08 Day 41 - Jury Trial | 0.55 | 116.0 |
| 157 | 6/17/08 Day 42 - Jury Trial | 0.55 | 86.3 |
| 114 | 6/18/08 Day 43 - Jury Trial | 0.55 | 62.7 |
| 225 | 6/20/08 Day 44 - Jury Trial | 0.55 | 123.7 |
| 186 | 6/23/08 Day 45 - Jury Trial | 0.55 | 102.3 |
| 210 | 6/24/08 Day 46 - Jury Trial | 0.55 | 115.5 |
| 237 | 6/25/08 Day 47 - Jury Trial | 0.55 | 130.3 |
| 175 | 6/26/08 Day 48 - Jury Trial | 0.55 | 96.2 |
| 195 | 6/30/08 Day 49 - Jury Trial | 0.55 | 107.2 |
| 19 | E-Tran | 10.00 | 190.0 |
| | | TOTAL | 2179.9 |

Summary for July 2008 Hyatt v. FTB - Jury Trial Case No. A-382999 Dept.10

| QTY | DESCRIPTION | PRICE | AMOUNT |
|-----|-----------------------------|-------|--------|
| | | | |
| 207 | 7/01/08 Day 50 - Jury Trial | 0.55 | 113.8 |
| 242 | 7/02/08 Day 51 - Jury Trial | 0.55 | 133.1 |
| 203 | 7/07/08 Day 52 - Jury Trial | 0.55 | 111.6 |
| 205 | 7/08/08 Day 53 - Jury Trial | 0.55 | 112.7 |
| 163 | 7/09/08 Day 54 - Jury Trial | 0.55 | 89.6 |
| 176 | 7/10/08 Day 55 - Jury Trial | 0.55 | 96.8 |
| 170 | 7/11/08 Day 56 - Jury Trial | 0.55 | 93.5 |
| 211 | 7/14/08 Day 57 - Jury Trial | 0.55 | 116.0 |
| 206 | 7/15/08 Day 58 - Jury Trial | 0.55 | 113.3 |
| 152 | 7/16/08 Day 59 - Jury Trial | 0.55 | 83.6 |
| 199 | 7/17/08 Day 60 - Jury Trial | 0.55 | 109.4 |
| 200 | 7/18/08 Day 61 - Jury Trial | 0.55 | 110.0 |
| 230 | 7/21/08 Day 62 - Jury Trial | 0.55 | 126.5 |
| 161 | 7/22/08 Day 63 - Jury Trial | 0.55 | 88.5 |
| 183 | 7/23/08 Day 64 - Jury Trial | 0.55 | 100.6 |
| 73 | 7/24/08 Day 65 - Jury Trial | 0.55 | 40.1 |
| 94 | 7/25/08 Day 66 - Jury Trial | 0.55 | 51.7 |
| 133 | 7/28/08 Day 67 - Jury Trial | 0.55 | 73.1 |
| 119 | 7/29/08 Day 68 - Jury Trial | 0.55 | 65.4 |
| 125 | 7/30/08 Day 69 - Jury Trial | 0.55 | 68.7 |
| 20 | E-Tran | 10.00 | 200.0 |
| | | TOTAL | 2098.6 |

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Summary for August 2008 Hyatt v. FTB - Jury Trial Case No. A-382999 Dept.10

| QTY | DESCRIPTION | PRICE | AMOUNT |
|-----|-------------------------------|-------|--------|
| _ | | 0.55 | 23.10 |
| 42 | 8/06/08 Day 70 - Jury Trial | | |
| 136 | 8/08/08 Day 71 - Jury Trial | 0.55 | 74.80 |
| 156 | 8/11/08 Day 72 - Jury Trial | 0.55 | 85.80 |
| 123 | 8/13/08 Day 73 - Jury Trial | 0.55 | 67.65 |
| | of 1.5/00 Day 75 - Sury Trial | 0.50 | 4.00 |
| 8 | 8/14/08 Day 74 - Jury Trial | | 50.00 |
| 5 | E-Tran | 10.00 | 50.00 |
| | | TOTAL | 305.35 |



LITIGATION SERVICES 1640 W. Alta Drive, Suite 4 Las Vegas, NV 89106 Phone: 702-314-7200 Fax: 702-631-7351 Website: www.lit-i.com

Pat Lundvall, Esq. McDonald Carano Wilson LLP 100 W. Liberty Street 10th Floor P.O. Box 2670 Reno, NV 89505

INVOICE Job No. **Invoice No. Invoice Date** 837519 102554 1/30/2009

Job Date Case No. 1/29/2009 A382999 **Case Name** Hyatt vs. Franchise Tax Board of the State of California **Payment Terms** Due upon receipt

| REPORTER'S TRANSCRIPT OF PROCEEDINGS Hearing on Post-Trial Motions | | 841.00 |
|---|-------------------------------|------------------------------|
| | TOTAL DUE > AFTER 3/1/2009 | |
| Thank you for your business! | | |
| *Charges split between (2) parties. This is your shared cost. | RECEIVED | shay to pay |
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| ax ID: 88-0428399 | Phone: 7 | 775-788-2000 Fax:775-788-202 |

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447

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| 2/5/2009 | 206 | | |

Verbatim Digital Reporting 5808 S. Rapp St., Suite 213 Littleton, CO 80120

Pat Lundvall McDonald Carano Wilson, LLP 2300 West Sahara Ave., Ste. 1000 Las Vegas, NV 89102

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| | | | | Terms | | Due Date |
|---|--|----------------|---------------------|----------------|------------------|-----------------|
| | | | | Due on receipt | | 2/5/2009 |
| 1.4.12 | Description | | Qty | | Rate | Amount |
| Transcript of hearing cost split with oppo E-Tran | g held on 1/29/09 sing counsel) | | 87 1 | | 2.965 15.00 | 257.96 15.00 |
| n Re Hyatt v. FTB Case No. A-382999 Department 10 Clark County, Neva | | | | | | |
| | RECEIV | E D | | | | |
| FEB 0 5 2009 MCW LLP - Accounting Dept. | | | | | | |
| | | | | | | |
| | POSTED VOUCHER # 1749 Port DATE 2-11-0 | 84 | | | | |
| | | | | | Total | \$272.96 |
| | | | | | Payments/Credits | \$0.00 |
| Phone # | Fax # | E | E-mail | | Balance Due | \$272.96 |
| 303-798-0890 | 303-797-0432 | Julie@Verbatim | DigitalReporting.Co | m | | |



Corporate Office

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Colorado Office

600 17th Street, Ste 2800 Denver, CO 80202 (303) 634-2295

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MacDonald Carano Wilson Patricia K Lundvall 2300 West Sahara Avenue No.10, Suite 1000 Las Vegas NV 89102

Invoice

Invoice Date Invoice #

Partner Terms PO # / Deposit Hearing Dates Case Number 4/3/2009 5069

Deposit Required Visa 04/02/09 A-382999

Case Name **Gilbert Hyatt V. California Franchise Tax Board**

> Amount Paid 289.75 Balance Due 0.00

| Qty | Description | Price Level | Rate | Amount |
|----------|--|--------------------------------|-------------------|--------|
| 61 61 | 8th Judicial District, NV (Clark County) 8th Judicial District, NV (Clark County) - Additional Copy Pages 8th Judicial District, NV (Clark County) - Additional Copy Pages | Custom Custom Base Price | 3.7 1.0 0.0 | 61.00 |

\$289.75 Total

Remittance Slip A/V Tronics, Inc. DBA AVTranz Lundvall, Patricia K Customer Make Checks Payable To AVTranz or A/V Tronics, Inc. 365 E, Coronado Road Suite 100 Phoenix, AZ 85004 Invoice # 5069 **Amount Paid** Amount Due \$0.00

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