

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2 DENNIS VINCENT STANTON,

3 Appellant/Cross-Respondent,

4 vs.

5 TWYLA MARIE STANTON,

6 Respondent/Cross-Appellant.

Supreme Court Case No.: 80910

District Court Case No. CV-0029304
Electronically Filed
Mar 12 2021 04:28 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

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8 **APPENDIX OF EXHIBITS TO APPELLANT/CROSS-RESPONDENT**

9 **DENNIS VINCENT STANTON’S OPENING BRIEF**

10
11 **VOLUME 1 OF 4**
12 **(Part 1 of Volume 1 of 4)**
13 **[JA000001 – JA000220]**

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15 Nevada Bar No.
16 **HOLLEY DRIGGS**
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19 (702) 791-0308

20 *Attorney for Appellant/Cross-Respondent*

ALPHABETICAL APPENDIX PER NRAP 30(C)(2)

AFFIDAVIT IN SUPPORT OF REQUEST FOR SUMMARY DISPOSITION, DATED 5-17-2018	Volume 1; JA000018 – JA000020
AFFIDAVIT OF ROBERT CRAWFORD AND CARMEN CRAWFORD, DATED 7-5-2019	Volume 3; JA000626 – JA000629
AFFIDAVIT OF TWYLA M. STANTON IN REGARDS TO THE SIGNING AND FILING OF THE NEW DECREE OF DIVORCE AND THE AMENDED JOINT PETITION FOR SUMMARY DECREE OF DIVORCE, DATED 1-04-2019	Volume 1; JA000218 – JA000220
AMENDED JOINT PETITION FOR SUMMARY DECREE OF DIVORCE, DATED 6-05-2018	Volume 1; JA000022 – JA000038
CERTIFIED TRANSCRIPT OF ALL PENDING MOTIONS, ON 2-10-2020	Volume 4; JA000644 – JA000657
CERTIFIED TRANSCRIPT OF DEFENDANTS MOTION FOR RECONSIDERATION, ON 6-10-2019	Volume 3; JA000571 – JA000582
CERTIFIED TRANSCRIPT OF DEFENDANTS MOTION TO SET ASIDE DECREE/DISMISS JOINT PETITION, ON 1-07-2019	Volume 2; JA000221 – JA000266
COURT ORDER, DATED 12-14-2018	Volume 1; JA000178 – JA000179
COURT ORDER, DATED 2-28-2020	Volume 4; JA000658 – JA000676
EX PARTE APPLICATION TO SEAL FILE, DATED 7-05-2018	Volume 1; JA000067
EX PARTE APPLICATION TO UNSEAL COURT RECORD, DATED 11-20-2018	Volume 1; JA000069 – JA000073
EX PARTE MOTION FOR TO EXTEND THE TIME REQUIRED TO FILE A WRITTEN RESPONSE TO THIS MOTION, DATED 12-13-2018	Volume 1; JA000169 – JA000177
EXHIBIT APPENDIX TO MOTION FOR RECONSIDERATION [EXHIBITS A – T], DATED 4-15-2019	Volume 2; JA000316 – JA000410
EXHIBIT APPENDIX TO MOTION FOR RECONSIDERATION [EXHIBITS U – KK], DATED 4-15-2019	Volume 3; JA000411 – JA000532

FIRST JOINT PETITIONER/PLAINTIFF'S NOTICE OF NON-OPPOSITION TO SECOND JOINT PETITIONER/DEFENDANT'S MOTION FOR RECONSIDERATION, DATED 5-19-2019	Volume 3; JA000551 – JA000553
FIRST JOINT PETITIONER/PLAINTIFF'S MOTION PURSUANT TO RULE 60(B) TO SET ASIDE DECREE OF DIVORCE AS FRAUDULENTLY OBTAINED, TO DISMISS THE JOINT PETITION FOR DIVORCE WITH PREJUDICE, AND TO SANCTION DEFENDANT FOR FORUM SHOPPING AND PERPETRATING A FRAUD UPON THE COURT IN THE FULL AMOUNT OF PLAINTIFF'S FEES AND COSTS, DATED 11- 27-2018	Volume 1; JA000074 – JA000167
FIRST JOINT PETITIONER/PLAINTIFF'S REPLY TO OPPOSITION TO MOTION PURSUANT TO RULE 60(B) TO SET ASIDE DECREE OF DIVORCE WITH PREJUDICE, AND TO SANCTION DEFENDANT FOR FORUM SHOPPING AND PERPETRATING A FRAUD UPON THE COURT IN THE FULL AMOUNT OF PLAINTIFF'S FEES AND COSTS AND OPPOSITION TO COUNTERMOTION TO STRIKE MOVANT'S MOTION AS BEING FILED WITHOUT AUTHORITY AND IN A DIRECT CONFLICT OF INTEREST, AND FOR ATTORNEY'S FEES, DATED 1-02-2019	Volume 1; JA000210 – JA000217
JOINT PETITION FOR SUMMARY DECREE OF DIVORCE, DATED 5-17-2018	Volume 1; JA000001 – JA000017
NOTICE OF MOTION AND MOTION FOR RECONSIDERATION, DATED 4-15-2019	Volume 2; JA000283 – JA000315
NEW DECREE OF DIVORCE, DATED 6-07- 2018	Volume 1; JA000039 – JA000062
NOTICE OF APPEAL, DATED 4-16-2019	Volume 3; JA000533 – JA000534
NOTICE OF APPEAL, DATED 3-26-2020	Volume 4; JA000677 – JA000678
NOTICE OF CROSS-APPEAL, DATED 3-27-2020	Volume 4; JA000679 – JA000681
NOTICE OF ENTRY OF ORDER AND JUDGMENT, DATED 3-20-2019	Volume 2; JA000274 – JA000282
NOTICE OF ENTRY OF ORDER/JUDGMENT, DATED 6-06-2019	Volume 3; JA000556
OPPOSITION TO MOTION FOR RECONSIDERATION, DATED 7-03-2019	Volume 3; JA000583 – JA000625

OPPOSITION TO PLAINTIFF'S MOTION PURSUANT TO RULE 60(B) TO SET ASIDE DECREE OF DIVORCE AS FRAUDULENTLY OBTAINED, TO DISMISS THE JOINT PETITION FOR DIVORCE WITH PREJUDICE, AND TO SANCTION DEFENDANT FOR FORUM SHOPPING AND PERPETRATING A FRAUD UPON THE COURT IN THE FULL AMOUNT OF PLAINTIFF'S FEES AND COSTS, AND COUNTERMOTION TO STRIKE MOVANT'S MOTION AS BEING FILED WITHOUT AUTHORITY AND IN A DIRECT CONFLICT OF INTEREST, AND FOR ATTORNEY'S FEES, DATED 12-26-2018	Volume 1; JA000180 – JA000209
ORDER AND JUDGMENT, DATED 3-18-2019	Volume 2; JA000267 – JA000273
ORDER DISMISSING APPEALS, DATED 6-05-2019	Volume 3; JA000554 – JA000555
ORDER SEALING FILE, DATED 7-09-2018	Volume 1; JA000068
ORDER TO UNSEAL COURT RECORD, DATED 11-28-2018	Volume 1; JA000168
QUALIFIED DOMESTIC RELATIONS ORDER, DATED 6-07-2018	Volume 1; JA000063 – JA000066
REPLY TO NOTICE OF NON-OPPOSITION TO MOTION FOR RECONSIDERATION, DATED 6-10-2019	Volume 3; JA000557 – JA000570
REQUEST FOR SUMMARY DISPOSITION ON DECREE, DATED 5-17-2018	Volume 1; JA000021
SECOND SUPPLEMENT TO THE MOTION FOR RECONSIDERATION, DATED 2-07-2020	Volume 4; JA000630 – JA000643
SUPPLEMENT TO THE MOTION FOR RECONSIDERATION, DATED 5-10-2019	Volume 3; JA000535 – JA000550

Dated this 12th of March 2021.

HOLLEY DRIGGS

/s/ John J. Savage

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Attorney for Appellant

Dennis Vincent Stanton

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Twyla Marie Stanton

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/s/ Kathy MacElwain
EMPLOYEE OF HOLLEY DRIGGS

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Dated this 12th of March 2021.

HOLLEY DRIGGS

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Attorney for Appellant

Dennis Vincent Stanton

1 **CERTIFICATE OF SERVICE**

2 I HEREBY CERTIFY that, on the 12th March, 2021 I served a true and correct
3 copy of the APPENDIX OF EXHIBITS TO APPELLANT/CROSS-RESPONDENT
4 DENNIS VINCENT STANTON'S OPENING BRIEF – VOLUME 1 via Electronic
5 Service and US Mail on the following:

6 Electronic Service:
7 Christopher P. Burke, Esq.
8 Law Office of Christopher P. Burke
9 218 S. Maryland Pkwy
10 Las Vegas, Nevada 89101
11 *Attorney for Respondent/Cross-Appellant*
12 *Twyla Marie Stanton*

13 US Mail:
14 Professor Anne Traum, Chair of Pro Bono Committee
15 Appellate Section of State Bar of Nevada
16 UNLV William S. Boyd School of Law
17 4505 S. Maryland Parkway, Box 451003
18 Las Vegas, Nevada 89154-1003

19 Kelly H. Dove, Esq., Co-chair of Pro Bono Committee
20 Snell & Wilmer, LLP
21 3883 Howard Hughes Parkway, Ste. 1100
22 Las Vegas, Nevada 89169

23 Dated this 12th of March 2021.

24 /s/ Kathy MacElwain
25 EMPLOYEE OF HOLLEY DRIGGS

MAY 17 2018

NYE COUNTY DEPUTY CLERK
DEPUTY

(Wife's Name) Twyla Marie Stanton
(Address) 7088 Los Banderas Avenue
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4692
(Email Address) twylamstanton23@gmail.com
Self-Represented

(Husband's Name) Dennis Vincent Stanton
(Address) 7088 Los Banderas Avenue
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4690
(Email Address) dennisstanton30@gmail.com
Self-Represented

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF Nye

In the Matter of the Marriage of

Twyla Marie Stanton
(Wife's Name),

CASE NO.: CW 39304

DEPT NO.: 2

and
Dennis Vincent Stanton
(Husband's Name)

Joint Petitioners.

JOINT PETITION FOR SUMMARY DECREE OF DIVORCE

Petitioners, (wife's name) Twyla Marie Stanton, in Proper Person and (husband's name) Dennis Vincent Stanton, in proper person, hereby petition this Court, pursuant to the terms of Chapter 125 of the Nevada Revised Statutes, to grant them a divorce. Petitioners respectfully show, and under oath, state to the Court that every condition of NRS 125.181 has been met and further state as follows:

1. That Petitioners were married on the (date) 07/11/2004 in the city of Las Vegas, State of Nevada and have since remained husband and wife

2. That Petitioner (name of spouse who lives in Nevada) Dennis Vincent Stanton, is now and for more than six weeks before the filing of this action has been, an actual resident of the State of Nevada and, during all this period of time has been actually, physically, present in and living, in the State of Nevada and intends to continue to make Nevada his/her home for an indefinite period of time.

3. The current addresses of the Petitioners are:

Wife's Address: 7088 Los Banderos Avenue
Las Vegas, Nevada 89179-1207

Husband's Address: 7088 Los Banderos Avenue
Las Vegas, Nevada 89179-1207.

4. The Petitioners have become, and continue to be, incompatible in marriage and no reconciliation is possible, and/or the parties have lived separate and apart for more than one year, without cohabitation.

5. **Pregnancy.** The Petitioners certify that: (check one):

☒ The wife is not pregnant at this time.

☐ The wife is pregnant at this time and the husband is the father of the unborn child.
The unborn child is due to be born on (date) _____.

☐ The wife is pregnant at this time and the husband is not the father of the unborn child. The unborn child is due to be born on (date) _____.

6. That there are (number) 6 minor children born to, or adopted through this union.

7. The minor children's names, dates of birth, states and lengths of residence are as follows:

Child's Name	Child's Date of Birth	State of Residence	Length of time child has lived in the state
① Brianna Marie Stanton	04-19-2005	Nevada	13 years
② Tristan Vincent Dallas Stanton	08-16-2006	Nevada	11 years 8 months
③ Tyler Vincent Connor Stanton	07-17-2007	Nevada	10 years 9 months
④ Tanner Vincent Kyle Stanton	09-22-2008	Nevada	9 years 7 months

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⑥ Arianna Rose Stanton 02-25-2010 Nevada 8 years 2 months
⑥ Trent Antonio Vincent Stanton 03-15-2010 Nevada 7 years 1 month

8. **Child(ren) Residency (check one):**

- ☒ The children are residents of Nevada and have lived here for at least the past six (6) months and, as such, this Court has the necessary UCCJEA jurisdiction to enter orders regarding custody.
- ☐ The children are not residents of Nevada and have not lived here for at least the past six (6) months and, as such, this Court does NOT have the necessary UCCJEA jurisdiction to enter orders regarding custody.

9. **Legal Custody.** Legal Custody involves having basic legal responsibility for a child and making major decisions about the child like the child's health, education and religious upbringing. *(check one)*

- ☐ The children are not residents of the State of Nevada.
- ☐ The Petitioners should be granted joint legal custody of the minor children.
- ☐ The Wife should be granted sole legal custody of the minor children.
- ☒ The Husband should be granted sole legal custody of the minor children.

10. **Physical Custody.** Physical custody refers to the amount of time the child spends in the care of each parent. *(check one)*

Joint physical custody exists when each parent has physical custody of the children at least 40% (146 days) of the time calculated over a one year period.

Primary Physical custody exists when one parent has physical custody of the children more than 60% (219 days) of the time calculated over a one year period.

- ☐ The children are not residents of Nevada.
- ☐ The Petitioners should be granted joint physical custody of the minor children with a timeshare as outlined in Exhibit 1.
- ☐ The Wife should be awarded primary physical custody of the minor children with the Husband having visitation as proposed in Exhibit 1.

- 1 ☒ The Husband should be awarded primary physical custody of the minor children
2 with the Wife having visitation as proposed in Exhibit 1.

3 **11. Holiday Visitation (*check one*):**

- 4 ☐ The children are not residents of Nevada.
5 ☐ A copy of the proposed holiday visitation schedule is attached as Exhibit 2 and
6 should take precedence when in conflict with the regular visitation schedule.
7 ☒ A copy of the proposed holiday visitation schedule is attached as Exhibit 2 and
8 should NOT take precedence when in conflict with the regular visitation
9 schedule.

10 **12. Health Insurance (*check one*):**

- 11 ☒ The Wife should maintain medical and dental insurance for the minor children, if
12 available. Any deductibles and expenses not covered by insurance should be paid
13 equally by both parties.
14 ☐ The Husband should maintain medical and dental insurance for the minor
15 children, if available. Any deductibles and expenses not covered by insurance
16 should be paid equally by both parties.
17 ☐ The Petitioners should both maintain medical and dental insurance for the minor
18 children if available. Any deductibles and expenses not covered by insurance
19 should be paid equally by both parties.

20 **13. Unreimbursed Medical Expenses (*check one*):**

21 30/30 Rule: Any parent incurring an out-of-pocket medical expense relating to the minor child will provide
22 to the other parent a copy of all paperwork relating to that expense within thirty (30) days of incurring said
23 expense, along with a request for contribution for one-half (½) of the out-of-pocket expense actually
24 incurred. Upon receipt of a request for contribution for one-half (½) of an out-of-pocket expense incurred
25 by a parent on behalf of the minor child, the other parent will reimburse the requesting parent in the amount
26 requested within thirty (30) days of receipt of said request for contribution. Upon receipt of reimbursement
27 from any insurance carrier by either parent, and if the other parent previously paid a portion of the payment
28 resulting in that reimbursement, the parent receiving the reimbursement shall equally divide said
 reimbursement with the other parent within seven (7) days of receipt of same. Both parents have the
 authority to contact the insurance provider directly in order to determine the status of any individual claim.

- 1 ☒ The Petitioners ask the court to adopt the 30/30 Rule.
- 2 ☐ The Petitioners ask the court to NOT adopt the 30/30 Rule.

3 **14. Child Support Amount.** *Complete the Child Support Worksheet (Worksheet A or*

4 *Worksheet B) that applies to your custody arrangement BEFORE you complete this*

5 *question. (check one)*

- 6 ☒ Based upon the proposed physical custody arrangement the Wife should pay
- 7 \$ 1,517.⁰⁰ dollars per month for support of the parties' minor children.
- 8 ☐ Based upon the proposed physical custody arrangement the Husband should pay
- 9 \$ _____ dollars per month for support of the parties' minor children.

10 **15. Child Support Calculation.** The amount of child support requested was calculated

11 based upon the following: *(check one)*

- 12 ☐ The statutory minimum of \$100 per month, per child.
- 13 ☒ The calculation for a primary physical custody arrangement as shown on the
- 14 attached Worksheet A.
- 15 ☐ The calculation for a joint physical custody arrangement as shown on the attached
- 16 Worksheet B.
- 17 ☐ Other: _____

18 **16. Wage Withholding Order (check one):**

- 19 ☒ The Petitioners ask that the court order a wage withholding against the obligor
- 20 parent (parent who owes child/spousal support) to secure payment of child
- 21 support and spousal support, if any.
- 22 ☐ Good cause exists to postpone the withholding of income from the obligor parent
- 23 to pay child support and spousal support, if any.
- 24 ☐ There is already a child support action through the District Attorney's Office and
- 25 payment of the child support shall continue to be handled through that office.
- 26
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- ☐ This is the first court order for child support and the Petitioners ask that the payments be handled through the District Attorney's Office. The parent who will be collecting child support shall open the case with the District Attorney's Office.

17. Child Support Arrears (check one):

- ☐ The Petitioners verify that no child support arrears are owed to either party.
- ☐ The Petitioners waive their rights to child support arrears and certify that the children are not currently receiving and have not received Welfare benefits at any time during the past four years.
- ☐ The children are currently receiving or have received Welfare benefits during the past four years and the Petitioners cannot waive child support arrears.
- ☒ The Petitioners agree that the (check one) ☒ husband ☐ wife should be awarded child support arrears in the total amount of \$ 4,551.00.

18. Division of Assets (check one):

- ☐ All of the community assets and property have been previously divided and each is to keep the property they have in their possession at this time.
- ☐ There is no community property to be divided.
- ☒ The community property should be divided as follows:
- ☒ Wife shall receive as her sole and separate property:
1. 100% of I.B.E.W. Local Union 357 Pension Trust Fund - Plan B as of 05/08/2018.
 2. Labrador Retriever / German Shepherd Mix Dog named Leap.
 3. 100% of vast and enormous clothing & accessories consisting of dresses, shirts, jeans, pulser, handbags, shoes, and jewelry.
 4. - N/A -
- ☒ Husband shall receive as his sole and separate property:
1. Family Residence located at 7088 Las Banderas Avenue Las Vegas, Nevada 89129-1207 and any equity if at all.
 2. 100% of I.B.E.W. Local Union No. 357 Pension Trust Fund - Plan A.
 3. 100% of N.E.B.F. Pension Benefit.
 4. - N/A -

19. Division of Debts (check one):

- ☐ All of the community debts have been previously divided and each is to keep those debts assigned to them and hold the other party harmless from those debts.
- ☐ There are no community debts to be divided.
- ☒ The community debts should be divided as follows:

✓ Wife shall receive as her sole and separate debts:

1. Wells Fargo Bank Credit Card in the amount of \$118.00
2. Portfolio Recovery Associates / Synchrony Bank / Walmart Charge Card in the amount of \$3,367.00
3. - N/A -
4. - N/A -

✓ Husband shall receive as his sole and separate debts:

1. CENLAR Home Mortgage Loan of \$329,920.22 with a past due amount of \$44,381.78
2. Wells Fargo Bank Auto Loan past due amount of \$1,109.00
3. Conserve / U.S. Department of Education Student Loans past due amount of \$5,832.05
4. Santander Consumer USA / Deville Asset Management, Ltd. past due amount of \$5,079.00
5. Wells Fargo NA / Dillards Charge Card past due amount of \$1,861.00

20. Petitioners hereby certify that they have disclosed all community assets and debts and that there are no other community assets or debts for this Court to divide.

21. Spousal Support (check one):

- ☒ Neither party should be awarded spousal support.
- ☐ Spousal support should be awarded to (check one) ☐ the Wife/ ☐ the Husband in the amount of \$ _____ dollars per month for (number) _____ (check one) ☐ months/ ☐ years. The spousal support shall begin on (date) _____ and end on (date) _____.

22. Name Change for Wife (check one):

- ☐ The wife does not wish to return to her former or maiden name restored.

1 ☒ The wife should have her former or maiden name of McCurdy
2 restored to her.

3 ☐ The wife never changed her name.

4 23. Petitioners hereby request that this Court enter a Decree of Divorce, incorporating
5 into that Decree the provisions made herein.

6 24. It is understood by the Petitioners that entry of Decree of Divorce constitutes a final
7 adjudication of the rights and obligations of the parties with respect to the status of
8 the marriage. Petitioners each expressly give up their respective rights to receive
9 written Notice of Entry of any Decree and Judgment of Divorce and Petitioners give
10 up their right to request a formal Findings of Fact and Conclusions of Law, or to
11 appeal any Judgment or Order of this Court made and entered in these proceedings or
12 the right to move for a new trial.

13 25. It is further understood by the Petitioners that a final Decree of Divorce entered by
14 this summary procedure does not prejudice or prevent the rights of either Petitioner to
15 bring an action to set aside the final decree for fraud, duress, accident, mistake or the
16 grounds recognized at law or in equity.

17
18 WHEREFORE, Petitioners pray as follows:

19 1. That the parties be granted a decree of divorce and that each of the Petitioners be
20 restored to the status of unmarried persons.

21 2. That the terms agreed upon in this Joint Petition be included in the Decree.

22
23 DATE: May 3, 2018
24 Lynla M. Stanton
25 (Wife's signature)

26 DATE: May 03, 2018
27 Devin V. Stanton
28 (Husband's signature)

WIFE'S VERIFICATION

STATE OF NEVADA)
) ss:
COUNTY OF Clark)

(Wife's name) Twyla Marie Stanton being first duly sworn
under penalties of perjury, deposes and says:

I am the Petitioner herein, and I have read the foregoing Joint Petition for Summary Decree of Divorce and know the contents thereof; that the same is true to the best of my own knowledge, except as to those matters therein stated upon information and belief, and as to those matters, I believe them to be true.

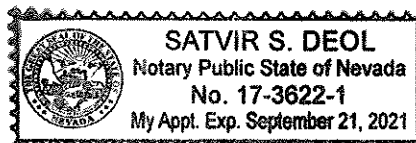
► Twyla M. Stanton
(Wife's signature)

Signed and sworn to (or affirmed) before me

on (date) 5/3/2018

by (name of person signing document) Twyla Marie Stanton

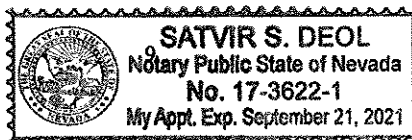
Satvir Deol
Signature of notarial officer



STATE OF NEVADA)
) ss:
COUNTY OF Clark)

On this 3rd day of May, 2018, personally appeared before me, a Notary Public, (Wife's name) Twyla Marie Stanton, known or proved to me to be the person who executed the foregoing Joint Petition For Summary Decree of Divorce, and who acknowledged to me that she did so freely and voluntarily and for the uses and purposes herein stated.

Satvir Deol
Signature of notarial officer



HUSBAND'S VERIFICATION

STATE OF NEVADA)
) ss:
COUNTY OF Clark)

(Husband's name) Dennis Vincent Stanton being first duly
sworn under penalties of perjury, deposes and says:

I am the Petitioner herein, and I have read the foregoing Joint Petition for Summary Decree
of Divorce and know the contents thereof; that the same is true to the best of my own knowledge,
except as to those matters therein stated upon information and belief, and as to those matters, I
believe them to be true.

► Dennis V. Stanton
(Husband's signature)

Signed and sworn to (or affirmed) before me

on (date) 5/3/18

by (name of person signing document) Dennis Vincent Stanton

[Signature]
Signature of notarial officer



STATE OF NEVADA)
) ss:
COUNTY OF Clark)

On this 3 day of May, 2018, personally appeared before me, a
Notary Public, (Husband's name) Dennis Vincent Stanton, known or proved to me
to be the person who executed the foregoing Joint Petition For Summary Decree of Divorce, and who
acknowledged to me that he did so freely and voluntarily and for the uses and purposes herein stated.

[Signature]
Signature of notarial officer



EXHIBIT 1

Week	Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
<i>Sample</i>	Mom Pick up at 11 a.m.	Mom	Dad Pick up after school at 3 p.m.	Dad	Dad	Mom Pick up after school at 3 p.m.	Mom
<i>Week #1</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> <i>Pick up</i> <i>at 6 p.m.</i>	<i>Mom</i>
<i>Week #2</i>	<i>Mom</i> <i>Drop off</i> <i>at 3 p.m.</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> <i>Pick up</i> <i>at 5 p.m.</i> <i>Drop off</i> <i>at 8 p.m.</i>	<i>Dad</i>	<i>Dad</i>
<i>Week #3</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> <i>Pick up</i> <i>at 6 p.m.</i>	<i>Mom</i>
<i>Week #4</i>	<i>Mom</i> <i>Drop at</i> <i>3 p.m.</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> <i>Pick up at</i> <i>5 p.m.</i> <i>Drop off</i> <i>at 8 p.m.</i>	<i>Dad</i>	<i>Dad</i>

EXHIBIT 2

Check box if this holiday applies:	Holiday:	Time (circle a.m. or p.m.):	Every Year	Even Years	Odd Years
<input checked="" type="checkbox"/>	New Year's Eve	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	New Year's Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Martin Luther King, Jr. Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Presidents' Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/> -N/A-	Passover	From: _____ a.m./p.m. To: _____ a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Easter	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Memorial Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Mother's Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Father's Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	4th of July	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Labor Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/> -N/A-	Rosh Hashanah	From: _____ a.m./p.m. To: _____ a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/> -N/A-	Yom Kippur	From: _____ a.m./p.m. To: _____ a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Nevada Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Halloween	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Veterans Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Thanksgiving Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad

1	-N/A- <input type="checkbox"/>	Chanukkah (Days): _____	From: _____ a.m./p.m. To: _____ a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
2	-N/A- <input type="checkbox"/>	Chanukkah (Days): _____	From: _____ a.m./p.m. To: _____ a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
3						
4	<input checked="" type="checkbox"/>	Christmas Eve	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
5	<input checked="" type="checkbox"/>	Christmas	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
6	<input checked="" type="checkbox"/>	Father's Birthday	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
7						
8	<input checked="" type="checkbox"/>	Mother's Birthday	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
9	<input checked="" type="checkbox"/>	Child's Birthday	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
10						
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Worksheet A -Primary Physical Custody Child Support Calculation Worksheet

You must fill out this worksheet and attach it to the document you are filing which asks for a primary physical custody arrangement. Primary physical custody exists when one parent has physical custody of the child more than 60% (219 days) of the time calculated over a one year period.

① : Determine Gross Monthly Income (GMI) of the non-custodial parent.

$$\begin{array}{|c|c|c|c|c|c|c|} \hline \text{Hourly wage} & & \text{Hrs/Week} & & \text{Pay Periods} & & \text{Months} \\ \hline \$ 25.00 & \times & 40 & = & 52 & = & 12 \\ \hline \end{array} = \begin{array}{|c|c|} \hline \text{Yearly income} & \\ \hline \$ 52,000.00 & \div & \\ \hline \end{array} = \begin{array}{|c|c|} \hline \text{GMI} & \\ \hline \$ 4,333.33 & \\ \hline \end{array}$$

② : Determine Obligation.

$$\begin{array}{|c|c|c|} \hline \text{GMI} & \times & \text{Formula Percentage} \\ \hline \$ 4,333.33 & \times & (0.18 \text{ for 1 child, } 0.25 \text{ for 2 children, } 0.29 \text{ for 3 children, } 0.02 \text{ increase for each additional child}) \\ \hline \end{array} = \begin{array}{|c|c|} \hline \text{Monthly child support (rounded to the nearest dollar)} & \\ \hline \$ 1,517.00 & \\ \hline \end{array}$$

0.35 (for 6 children)

③ : Apply the presumptive maximum if necessary. This amount changes every year on July 1st. Make sure you are using the most current chart.

N/A

Income Range		Presumptive Maximum Amount
<i>Usually, this is the maximum amount a parent may be required to pay per month per child.</i>		
<i>If the Parent's GMI is At Least</i>	<i>But Less Than</i>	
\$0	\$4,235	\$630
\$4,235	\$6,351	\$693
\$6,351	\$8,467	\$758
\$8,467	\$10,585	\$819
\$10,585	\$12,701	\$883
\$12,701	\$14,816	\$945
\$14,816	No Limit	\$1,010

N/A

④ : Deviations. If you are requesting an amount of child support that is lower or higher than the amount in ② or ③, if applicable, your reason(s) for requesting a different amount must be based upon one of the following factors. (✓ check all that apply) — N/A —

<input type="checkbox"/> The cost of health insurance	<input type="checkbox"/> The cost of childcare	<input type="checkbox"/> The relative income of both parents
<input type="checkbox"/> Special educational needs of the child	<input type="checkbox"/> The amount of time the child spends with each parent	<input type="checkbox"/> Any other necessary expenses for the benefit of the child
<input type="checkbox"/> The age of the child	<input type="checkbox"/> Legal responsibility of the parent for the support of others	<input type="checkbox"/> The value of services contributed by either parent
<input type="checkbox"/> Any expenses reasonably related to the mother's pregnancy and confinement	<input type="checkbox"/> The cost of transportation of the child to and from visitation if the custodial parent moved with the child from the jurisdiction that ordered the support and the non-custodial parent remained	<input type="checkbox"/> Any public assistance paid to support the child

Explain:

N/A

Worksheet B - Joint Physical Custody Child Support Calculation Worksheet

You must fill out this worksheet and attach it the document you are filing which asks for a joint physical custody arrangement. A joint physical custody arrangement exists when each parent has physical custody of the child at least 40% (146 days) of the time calculated over a one year period.

①: Determine Each Parent's Gross Monthly Income (GMI).

Mom's Hourly Wage \$ <u>N/A</u>	X	Hrs/Week <u>N/A</u>	=	\$ <u>N/A</u>	X	Pay Periods 52	=	Yearly Income \$ <u>N/A</u>	÷	Months 12	=	Mom's GMI \$ <u>N/A</u>
Dad's Hourly Wage \$ <u>N/A</u>	X	Hrs/Week <u>N/A</u>	=	\$ <u>N/A</u>	X	Pay Periods 52	=	Yearly Income \$ <u>N/A</u>	÷	Months 12	=	Dad's GMI \$ <u>N/A</u>

②: Determine Each Parent's Child Support Obligation.

Mom's GMI \$ <u>N/A</u>	X	Formula Percentage (0.18 for 1 child, 0.25 for 2 children, 0.29 for 3 children, 0.02 increase for each additional child) 0. <u>N/A</u>	=	Monthly child support (rounded to the nearest dollar) \$ <u>N/A</u>
Dad's GMI \$ <u>N/A</u>	X	Formula Percentage (0.18 for 1 child, 0.25 for 2 children, 0.29 for 3 children, 0.02 increase for each additional child) 0. <u>N/A</u>	=	Monthly child support (rounded to the nearest dollar) \$ <u>N/A</u>

③: Subtract the higher amount of monthly child support in ② from the lower amount.

Higher \$ <u>N/A</u>	-	Lower \$ <u>N/A</u>	=	Child Support Obligation (paid by higher income parent) \$ <u>N/A</u>
-------------------------	---	------------------------	---	--

④: Apply the presumptive maximum if necessary.

This amount changes every year on July 1st. Make sure you are using the most current chart.

N/A

Income Range		Presumptive Maximum Amount
If the Parent's GMI is At Least		Usually, this is the maximum amount a parent may be required to pay per month per child.
\$0	But Less Than \$4,235	\$630
\$4,235	\$4,351	\$693
\$4,351	\$8,467	\$758
\$8,467	\$10,585	\$819
\$10,585	\$12,701	\$883
\$12,701	\$14,816	\$945
\$14,816	No Limit	\$1,010

⑤: Deviations. If you are requesting an amount of child support that is lower or higher than the amount in ③ or ④, if applicable, your reason(s) for requesting a different amount must be based upon one of the following factors. (✓ check all that apply)

<input type="checkbox"/> The cost of health insurance	<input type="checkbox"/> The cost of childcare	<input type="checkbox"/> The relative income of both parents
<input type="checkbox"/> Special educational needs of the child	<input type="checkbox"/> The amount of time the child spends with each parent	<input type="checkbox"/> Any other necessary expenses for the benefit of the child
<input type="checkbox"/> The age of the child	<input type="checkbox"/> Legal responsibility of the parent for the support of others	<input type="checkbox"/> The value of services contributed by either parent
<input type="checkbox"/> Any expenses reasonably related to the mother's pregnancy and confinement	<input type="checkbox"/> The cost of transportation of the child to and from visitation if the custodial parent moved with the child from the jurisdiction that ordered the support and the non-custodial parent remained	<input type="checkbox"/> Any public assistance paid to support the child

◆ Explain:

N/A

Hourly Wage	1 Child	2 Children	3 Children	4 Children	5 Children
	18%	25%	29%	31%	33%
\$7.25	\$226	\$314	\$364	\$400	\$500
\$7.50	\$234	\$325	\$377	\$403	\$500
\$7.75	\$242	\$336	\$390	\$416	\$500
\$8.00	\$250	\$347	\$402	\$430	\$500
\$8.25	\$257	\$358	\$415	\$443	\$500
\$8.50	\$265	\$368	\$427	\$457	\$500
\$8.75	\$273	\$379	\$440	\$470	\$501
\$9.00	\$281	\$390	\$452	\$484	\$515
\$9.25	\$289	\$401	\$465	\$497	\$529
\$9.50	\$296	\$412	\$478	\$510	\$543
\$9.75	\$304	\$423	\$490	\$524	\$558
\$10.00	\$312	\$433	\$503	\$537	\$572
\$10.25	\$320	\$444	\$515	\$551	\$586
\$10.50	\$328	\$455	\$528	\$564	\$601
\$10.75	\$335	\$466	\$540	\$578	\$615
\$11.00	\$343	\$477	\$553	\$591	\$629
\$11.25	\$351	\$488	\$566	\$605	\$644
\$11.50	\$359	\$498	\$578	\$618	\$658
\$11.75	\$367	\$509	\$591	\$631	\$672
\$12.00	\$374	\$520	\$603	\$645	\$686
\$12.25	\$382	\$531	\$616	\$658	\$701
\$12.50	\$390	\$542	\$628	\$672	\$715
\$12.75	\$398	\$553	\$641	\$685	\$729
\$13.00	\$406	\$563	\$653	\$699	\$744
\$13.25	\$413	\$574	\$666	\$712	\$758
\$13.50	\$421	\$585	\$679	\$725	\$772
\$13.75	\$429	\$596	\$691	\$739	\$787
\$14.00	\$437	\$607	\$704	\$752	\$801
\$14.25	\$445	\$618	\$716	\$766	\$815
\$14.50	\$452	\$628	\$729	\$779	\$829
\$14.75	\$460	\$639	\$741	\$793	\$844
\$15.00	\$468	\$650	\$754	\$806	\$858
\$15.25	\$476	\$661	\$767	\$819	\$872
\$15.50	\$484	\$672	\$779	\$833	\$887
\$15.75	\$491	\$683	\$792	\$846	\$901
\$16.00	\$499	\$693	\$804	\$860	\$915
\$16.25	\$507	\$704	\$817	\$873	\$930
\$16.50	\$515	\$715	\$829	\$887	\$944
\$16.75	\$523	\$726	\$842	\$900	\$958
\$17.00	\$530	\$737	\$855	\$913	\$972
\$17.25	\$538	\$748	\$867	\$927	\$987
\$17.50	\$546	\$758	\$880	\$940	\$1,001
\$17.75	\$554	\$769	\$892	\$954	\$1,015
\$18.00	\$562	\$780	\$905	\$967	\$1,030
\$18.25	\$569	\$791	\$917	\$981	\$1,044
\$18.50	\$577	\$802	\$930	\$994	\$1,058
\$18.75	\$585	\$813	\$943	\$1,008	\$1,073
\$19.00	\$593	\$823	\$955	\$1,021	\$1,087
\$19.25	\$601	\$834	\$968	\$1,034	\$1,101
\$19.50	\$608	\$845	\$980	\$1,048	\$1,115
\$19.75	\$616	\$856	\$993	\$1,061	\$1,130
\$20.00	\$621	\$867	\$1,005	\$1,075	\$1,144

*These child support calculations are based upon a 40 hour workweek and 52 pay periods per year.

Hourly Wage	Child Support Chart						
	1 Child	2 Children	3 Children	4 Children	5 Children		
	18%	25%	29%	31%	33%		
\$7.25	\$226	\$314	\$364	\$400	\$500		
\$7.50	\$234	\$325	\$377	\$403	\$500		
\$7.75	\$242	\$336	\$390	\$416	\$500		
\$8.00	\$250	\$347	\$402	\$430	\$500		
\$8.25	\$257	\$358	\$415	\$443	\$500		
\$8.50	\$265	\$368	\$427	\$457	\$500		
\$8.75	\$273	\$379	\$440	\$470	\$501		
\$9.00	\$281	\$390	\$452	\$484	\$515		
\$9.25	\$289	\$401	\$465	\$497	\$529		
\$9.50	\$296	\$412	\$478	\$510	\$543		
\$9.75	\$304	\$423	\$490	\$524	\$558		
\$10.00	\$312	\$433	\$503	\$537	\$572		
\$10.25	\$320	\$444	\$515	\$551	\$586		
\$10.50	\$328	\$455	\$528	\$564	\$601		
\$10.75	\$335	\$466	\$540	\$578	\$615		
\$11.00	\$343	\$477	\$553	\$591	\$629		
\$11.25	\$351	\$488	\$566	\$605	\$644		
\$11.50	\$359	\$498	\$578	\$618	\$658		
\$11.75	\$367	\$509	\$591	\$631	\$672		
\$12.00	\$374	\$520	\$603	\$645	\$686		
\$12.25	\$382	\$531	\$616	\$658	\$701		
\$12.50	\$390	\$542	\$628	\$672	\$715		
\$12.75	\$398	\$553	\$641	\$685	\$729		
\$13.00	\$406	\$563	\$653	\$699	\$744		
\$13.25	\$413	\$574	\$666	\$712	\$758		
\$13.50	\$421	\$585	\$679	\$725	\$772		
\$13.75	\$429	\$596	\$691	\$739	\$787		
\$14.00	\$437	\$607	\$704	\$752	\$801		
\$14.25	\$445	\$618	\$716	\$766	\$815		
\$14.50	\$452	\$628	\$729	\$779	\$829		
\$14.75	\$460	\$639	\$741	\$793	\$844		
\$15.00	\$468	\$650	\$754	\$806	\$858		
\$15.25	\$476	\$661	\$767	\$819	\$872		
\$15.50	\$484	\$672	\$779	\$833	\$887		
\$15.75	\$491	\$683	\$792	\$846	\$901		
\$16.00	\$499	\$693	\$804	\$860	\$915		
\$16.25	\$507	\$704	\$817	\$873	\$930		
\$16.50	\$515	\$715	\$829	\$887	\$944		
\$16.75	\$523	\$726	\$842	\$900	\$958		
\$17.00	\$530	\$737	\$855	\$913	\$972		
\$17.25	\$538	\$748	\$867	\$927	\$987		
\$17.50	\$546	\$758	\$880	\$940	\$1,001		
\$17.75	\$554	\$769	\$892	\$954	\$1,015		
\$18.00	\$562	\$780	\$905	\$967	\$1,030		
\$18.25	\$569	\$791	\$917	\$981	\$1,044		
\$18.50	\$577	\$802	\$930	\$994	\$1,058		
\$18.75	\$585	\$813	\$943	\$1,008	\$1,073		
\$19.00	\$593	\$823	\$955	\$1,021	\$1,087		
\$19.25	\$601	\$834	\$968	\$1,034	\$1,101		
\$19.50	\$608	\$845	\$980	\$1,048	\$1,115		
\$19.75	\$616	\$856	\$993	\$1,061	\$1,130		
\$20.00	\$621	\$867	\$1,005	\$1,075	\$1,144		

*These child support calculations are based upon a 40 hour workweek and 52 pay periods per year.

MAY 17 2018

NYE COUNTY DEPUTY CLERK
DEPUTY 

(Your Name) Twyla Marie Stanton
(Address) 7088 Los Banderos Ave
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4692
(Email Address) twylamstanton23@gmail.com
Self-Represented

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF Nye

<u>Dennis Vincent Stanton</u> (Plaintiff's Name), First Joint Petitioner	CASE NO.: <u>CV39304</u>
<u>v. And</u> <u>Twyla Marie Stanton</u> (Defendant's Name) Second Joint Petitioner	DEPT NO.: <u>2</u>

AFFIDAVIT IN SUPPORT OF REQUEST FOR SUMMARY DISPOSITION

STATE OF NEVADA)
) ss:
COUNTY OF Clark)

1. I, (your name) Twyla Marie Stanton, do solemnly swear to testify herein to the truth, the whole truth and nothing but the truth.
2. That I am the (check one) ☐ Plaintiff/ ☒ Defendant in case number CV39304
Second Joint Petitioner
3. That I live at (address) 7088 Los Banderos Ave.
(city) Las Vegas,, Nevada, (zip code) 89179-1207
4. That I first moved to Clark County, Nevada on (approximate date) August 6, 1986, which is more than six weeks before I filed the (check one) ☒ Complaint/ ☐ Counterclaim. It is my intention to live in Clark County for the foreseeable future.
Joint Petition for Divorce

1
2 5. That I have read the (check one that applies to you) ☒ ~~Complaint~~ ☐ Counterclaim in this
3 case and can testify that the allegations in the document are true and correct to the best of
4 my knowledge.

5 6. (CHECK ALL THAT APPLY)

6 ☒ That my spouse and I are incompatible in marriage. Our likes and dislikes are so
7 widely divergent that we can no longer live together as husband and wife. A
8 reconciliation is not possible.

9 AND/OR

10 ☐ That my spouse and I have lived separate and apart for over one year. A
11 reconciliation is not possible.

12 AND/OR

13 (Applies only to Separate Maintenance)

14 ☐ That (check one) ☐ Plaintiff/ ☐ Defendant deserted (check one) ☐ Plaintiff/
15 ☐ Defendant for at least 90 days before the filing of this action.

16 7. (CHECK ONLY ONE BOX)

17 ☐ That my spouse and I have no minor children, no adopted children and (circle
18 one) Plaintiff/Defendant is not currently pregnant.

19 OR

20 ☒ That my spouse and I have (number of child(ren)) 6 children. The
21 provisions regarding custody, visitation, child support, and medical insurance outlined in the
22 Decree of ~~Separate Maintenance~~ Divorce are fair, are in the child(ren)'s best interest, and meets the
23 child(ren)'s financial needs.

24 8. (CHECK ONLY ONE BOX)

25 ☐ That there is no community property for the Court to divide.

26 OR

27 ☒ That the community property division in the Decree of ~~Separate Maintenance~~ Divorce is
28 fair and is an equal distribution to the extent practicable.

9. (CHECK ONLY ONE BOX)

☐ That there is no community debt for the Court to divide.

OR

☒ That the community debt division in the Decree of ~~Separate Maintenance~~ Divorce is fair and is an equal distribution to the extent practicable.

10. (CHECK ONLY ONE BOX)

☒ That neither party should be awarded spousal support.

OR

☐ That (circle one) Plaintiff/Defendant should be awarded spousal support as outlined in the Decree of Separate Maintenance. That award is fair and equitable.

FURTHER AFFIANT SAYETH NAUGHT.

Dated this 9 day of (month) May, (year) 2018

By:

(Your signature)

(Your name)

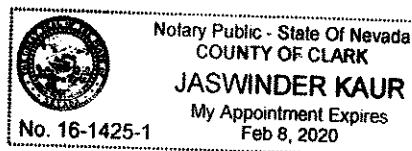
Twyla M Stanton
Twyla Marie Stanton

Signed and sworn (or affirmed) to before

me on (date) 9 May, 2018

by (name of person signing) Twyla M Stanton

Jaswinder Kaur
Signature of notarial officer



MAY 17 2018

NYE COUNTY DEPUTY CLERK
DEPUTY

(Your Name) Twyla Marie Stanton
(Address) 7088 Los Banderas Ave.
Las Vegas, NV 89179-1207
(Telephone) (702) 764-4692
(Email Address) twylamstanton23@gmail.com
Self-Represented

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF Nye

<u>Dennis Vincent Stanton</u> (Plaintiff's Name), First Joint Petitioner v. <u>And</u> <u>Twyla Marie Stanton</u> (Defendant's Name), Second Joint Petitioner	CASE NO.: <u>CV39304</u> DEPT NO.: <u>2</u>
---	--

REQUEST FOR SUMMARY DISPOSITION OF DECREE

COMES NOW, (check one) Plaintiff/ ☒ Defendant, (your name)
Twyla Marie Stanton and requests this Court for a summary disposition for a (check one)
☒ Decree of Divorce/ ☐ Decree of Separate Maintenance/ ☐ Decree of Annulment without a
hearing.

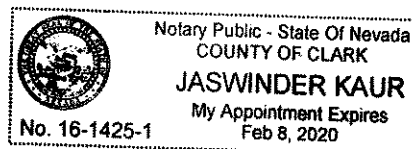
Respectfully submitted:

(Your signature) Twyla M. Stanton
(Your name) Twyla Marie Stanton
(Address) 7088 Los Banderas Ave.
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4692
(Check one) Plaintiff/ ☒ Defendant In Proper Person

Second Joint Petitioner

State of Nevada
County of Clark

Acknowledged before me on 5/9/18
by Twyla M Stanton
Jaswinder Kaur
Notary Public



(Wife's Name) Twyla Marie Stanton
(Address) 7088 Lbs Banderas Ave.
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4692
(Email Address) twylamStanton23@gmail.com
Self-Represented

FILED
FIFTH JUDICIAL DISTRICT
JUN 5 2018

Bonell Nye County Clerk
Deputy

(Husband's Name) Dennis Vincent Stanton
(Address) 7088 Los Banderas Avenue
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4690
(Email Address) dennisvstanton30@gmail.com
Self-Represented

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF Nye

In the Matter of the Marriage of

Twyla Marie Stanton
(Wife's Name),

CASE NO.: CV 39304

and
Dennis Vincent Stanton
(Husband's Name)

DEPT NO.: 2

Joint Petitioners.

Amended JOINT PETITION FOR SUMMARY DECREE OF DIVORCE

Petitioners, (wife's name) Twyla Marie Stanton, in Proper Person and (husband's name) Dennis Vincent Stanton, in proper person, hereby petition this Court, pursuant to the terms of Chapter 125 of the Nevada Revised Statutes, to grant them a divorce. Petitioners respectfully show, and under oath, state to the Court that every condition of NRS 125.181 has been met and further state as follows:

1. That Petitioners were married on the (date) 07/11/2004 in the city of Las Vegas, State of Nevada and have since remained husband and wife

2. That Petitioner (name of spouse who lives in Nevada) Jenni Vincent Stanton is now and for more than six weeks before the filing of this action has been, an actual resident of the State of Nevada and, during all this period of time has been actually, physically, present in and living, in the State of Nevada and intends to continue to make Nevada his/her home for an indefinite period of time.

3. The current addresses of the Petitioners are:

Wife's Address: 7088 Las Banderas Avenue
Las Vegas, Nevada 89129-1207

Husband's Address: 7088 Las Banderas Avenue
Las Vegas, Nevada 89129-1207

4. The Petitioners have become, and continue to be, incompatible in marriage and no reconciliation is possible, and/or the parties have lived separate and apart for more than one year, without cohabitation.

5. **Pregnancy.** The Petitioners certify that: (check one):

☒ The wife is not pregnant at this time.

☐ The wife is pregnant at this time and the husband is the father of the unborn child.

The unborn child is due to be born on (date) -N/A-.

☐ The wife is pregnant at this time and the husband is not the father of the unborn

child. The unborn child is due to be born on (date) -N/A-.

6. That there are (number) 6 minor children born to, or adopted through this union.

7. The minor children's names, dates of birth, states and lengths of residence are as follows:

Child's Name	Child's Date of Birth	State of Residence	Length of time child has lived in the state
① Brianna Marie Stanton	04-19-2005	Nevada	13 years
② Tristan Vincent Dallas Stanton	08-16-2006	Nevada	11 years 8 months
③ Tyler Vincent Conner Stanton	07-17-2007	Nevada	10 years 9 months
④ Tanner Vincent Kyle Stanton	09-22-2008	Nevada	9 years 7 months

3. Arianna Rose Stanton 02-25-2010 Nevada 8 years 2 months
6. Trent Antonio Vincent Stanton 03-15-2010 Nevada 7 years 1 month

8. **Child(ren) Residency (check one):**

- ☒ The children are residents of Nevada and have lived here for at least the past six (6) months and, as such, this Court has the necessary UCCJEA jurisdiction to enter orders regarding custody.
- ☐ The children are not residents of Nevada and have not lived here for at least the past six (6) months and, as such, this Court does NOT have the necessary UCCJEA jurisdiction to enter orders regarding custody.

9. **Legal Custody.** Legal Custody involves having basic legal responsibility for a child and making major decisions about the child like the child's health, education and religious upbringing. *(check one)*

- ☐ The children are not residents of the State of Nevada.
- ☒ The Petitioners should be granted joint legal custody of the minor children.
- ☐ The Wife should be granted sole legal custody of the minor children.
- ☐ The Husband should be granted sole legal custody of the minor children.

10. **Physical Custody.** Physical custody refers to the amount of time the child spends in the care of each parent. *(check one)*

Joint physical custody exists when each parent has physical custody of the children at least 40% (146 days) of the time calculated over a one year period.

Primary Physical custody exists when one parent has physical custody of the children more than 60% (219 days) of the time calculated over a one year period.

- ☐ The children are not residents of Nevada.
- ☐ The Petitioners should be granted joint physical custody of the minor children with a timeshare as outlined in Exhibit 1.
- ☐ The Wife should be awarded primary physical custody of the minor children with the Husband having visitation as proposed in Exhibit 1.

- 1 ✓ The Husband should be awarded primary physical custody of the minor children
2 with the Wife having visitation as proposed in Exhibit 1.

3 **11. Holiday Visitation (check one):**

- 4 ☐ The children are not residents of Nevada.
5 ☐ A copy of the proposed holiday visitation schedule is attached as Exhibit 2 and
6 should take precedence when in conflict with the regular visitation schedule.
7 ✓ A copy of the proposed holiday visitation schedule is attached as Exhibit 2 and
8 should NOT take precedence when in conflict with the regular visitation
9 schedule.

10 **12. Health Insurance (check one):**

- 11 ✓ The Wife should maintain medical and dental insurance for the minor children, if
12 available. Any deductibles and expenses not covered by insurance should be paid
13 equally by both parties.
14 ☐ The Husband should maintain medical and dental insurance for the minor
15 children, if available. Any deductibles and expenses not covered by insurance
16 should be paid equally by both parties.
17 ☐ The Petitioners should both maintain medical and dental insurance for the minor
18 children if available. Any deductibles and expenses not covered by insurance
19 should be paid equally by both parties.

20 **13. Unreimbursed Medical Expenses (check one):**

21 30/30 Rule: Any parent incurring an out-of-pocket medical expense relating to the minor child will provide
22 to the other parent a copy of all paperwork relating to that expense within thirty (30) days of incurring said
23 expense, along with a request for contribution for one-half (½) of the out-of-pocket expense actually
24 incurred. Upon receipt of a request for contribution for one-half (½) of an out-of-pocket expense incurred
25 by a parent on behalf of the minor child, the other parent will reimburse the requesting parent in the amount
26 requested within thirty (30) days of receipt of said request for contribution. Upon receipt of reimbursement
27 from any insurance carrier by either parent, and if the other parent previously paid a portion of the payment
28 resulting in that reimbursement, the parent receiving the reimbursement shall equally divide said
 reimbursement with the other parent within seven (7) days of receipt of same. Both parents have the
 authority to contact the insurance provider directly in order to determine the status of any individual claim.

- 1 ☒ The Petitioners ask the court to adopt the 30/30 Rule.
2 ☐ The Petitioners ask the court to NOT adopt the 30/30 Rule.

3 **14. Child Support Amount.** *Complete the Child Support Worksheet (Worksheet A or*
4 *Worksheet B) that applies to your custody arrangement BEFORE you complete this*
5 *question. (check one)*

- 6 ☒ Based upon the proposed physical custody arrangement the Wife should pay
7 \$ 1,517.00 dollars per month for support of the parties' minor children.
8 ☐ Based upon the proposed physical custody arrangement the Husband should pay
9 \$ -N/A- dollars per month for support of the parties' minor children.
10

11 **15. Child Support Calculation.** The amount of child support requested was calculated
12 based upon the following: *(check one)*

- 13 ☐ The statutory minimum of \$100 per month, per child.
14 ☒ The calculation for a primary physical custody arrangement as shown on the
15 attached Worksheet A.
16 ☐ The calculation for a joint physical custody arrangement as shown on the attached
17 Worksheet B.
18 ☐ Other: -N/A-
19

20 **16. Wage Withholding Order (check one):**

- 21 ☒ The Petitioners ask that the court order a wage withholding against the obligor
22 parent (parent who owes child/spousal support) to secure payment of child
23 support and spousal support, if any.
24 ☐ Good cause exists to postpone the withholding of income from the obligor parent
25 to pay child support and spousal support, if any.
26 ☐ There is already a child support action through the District Attorney's Office and
27 payment of the child support shall continue to be handled through that office.
28

- ☐ This is the first court order for child support and the Petitioners ask that the payments be handled through the District Attorney's Office. The parent who will be collecting child support shall open the case with the District Attorney's Office.

17. Child Support Arrears (check one):

- ☐ The Petitioners verify that no child support arrears are owed to either party.
- ☐ The Petitioners waive their rights to child support arrears and certify that the children are not currently receiving and have not received Welfare benefits at any time during the past four years.
- ☐ The children are currently receiving or have received Welfare benefits during the past four years and the Petitioners cannot waive child support arrears.
- ☒ The Petitioners agree that the (check one) ☒ husband ☐ wife should be awarded child support arrears in the total amount of \$ 4,551.00.

18. Division of Assets (check one):

- ☐ All of the community assets and property have been previously divided and each is to keep the property they have in their possession at this time.

- ☐ There is no community property to be divided.

- ☒ The community property should be divided as follows:

- ☒ Wife shall receive as her sole and separate property:

1. 100% of I.B.E.W. Local Union 357 Pension Trust Fund - Plan B as of 05/09/2018.
2. Labrador Retriever/German Shepherd Mix Dog named Leah.
3. 100% of roof and enormous clothing & accessories consisting of dresses, shirts, jeans, purses, handbags, shoes, and jewelry.
4. - N/A -

- ☒ Husband shall receive as his sole and separate property:

1. Family Residence located at 7088 Lex Boulevard, Avenue Las Vegas, Nevada 89179-1207 and any equity if at all.
2. 100% of I.B.E.W. Local Union No. 357 Pension Trust Fund - Plan A.
3. 100% of N.E.B.F. Pension Benefit.
4. - N/A -

19. Division of Debts (check one):

☐ All of the community debts have been previously divided and each is to keep those debts assigned to them and hold the other party harmless from those debts.

☐ There are no community debts to be divided.

☒ The community debts should be divided as follows:

☒ Wife shall receive as her sole and separate debts:

1. Wells Fargo Bank Credit Card in the amount of \$118.00.
2. Portfolio Recovery Associates / Synchrony Bank / Wal-Mart Charge Card in the amount of \$3,367.00.
3. -N/A-
4. -N/A-

☒ Husband shall receive as his sole and separate debts:

1. CENLAR Home Mortgage Loan of \$329,920.22 with a past due amount of \$48,975.92.
2. Wells Fargo Bank Auto Loan past due amount of \$1,109.00.
3. Conserve / U.S. Department of Education Student Loans past due amount of \$5,832.00.
4. Santander Consumer USA / Deville Asset Management, Ltd. past due amount of \$5,079.00.
5. Wells Fargo NA / Dillards Charge Card past due amount of \$1,861.00.

20. Petitioners hereby certify that they have disclosed all community assets and debts and that there are no other community assets or debts for this Court to divide.

21. Spousal Support (check one):

☒ Neither party should be awarded spousal support.

☐ Spousal support should be awarded to (check one) ☐ the Wife/ ☐ the

Husband in the amount of \$ -N/A- dollars per month for (number)

-N/A- (check one) ☐ months/ ☐ years. The spousal support shall

begin on (date) -N/A- and end on (date)

-N/A-

22. Name Change for Wife (check one):

☐ The wife does not wish to return to her former or maiden name restored.

1 ✓ The wife should have her former or maiden name of McCurdy
2 restored to her.

3 □ The wife never changed her name.

4 23. Petitioners hereby request that this Court enter a Decree of Divorce, incorporating
5 into that Decree the provisions made herein.

6 24. It is understood by the Petitioners that entry of Decree of Divorce constitutes a final
7 adjudication of the rights and obligations of the parties with respect to the status of
8 the marriage. Petitioners each expressly give up their respective rights to receive
9 written Notice of Entry of any Decree and Judgment of Divorce and Petitioners give
10 up their right to request a formal Findings of Fact and Conclusions of Law, or to
11 appeal any Judgment or Order of this Court made and entered in these proceedings or
12 the right to move for a new trial.

13 25. It is further understood by the Petitioners that a final Decree of Divorce entered by
14 this summary procedure does not prejudice or prevent the rights of either Petitioner to
15 bring an action to set aside the final decree for fraud, duress, accident, mistake or the
16 grounds recognized at law or in equity.

17
18
19 WHEREFORE, Petitioners pray as follows:

20 1. That the parties be granted a decree of divorce and that each of the Petitioners be
21 restored to the status of unmarried persons.

22 2. That the terms agreed upon in this Joint Petition be included in the Decree.

23 DATE: 5-30-18
24 ▶ Lynne M. Stenter
25 (Wife's signature)

26 DATE: May 30, 2018
27 ▶ Dennis V. Stanton
28 (Husband's signature)

WIFE'S VERIFICATION

STATE OF NEVADA)
COUNTY OF clark) ss:

(Wife's name) Twyla Marie Stanton being first duly sworn
under penalties of perjury, deposes and says:

I am the Petitioner herein, and I have read the foregoing Joint Petition for Summary Decree of Divorce and know the contents thereof; that the same is true to the best of my own knowledge, except as to those matters therein stated upon information and belief, and as to those matters, I believe them to be true.

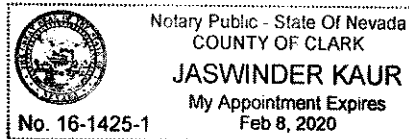
Twyla M. Stanton
(Wife's signature)

Signed and sworn to (or affirmed) before me

on (date) 30 May, 2018

by (name of person signing document) Twyla Marie Stanton

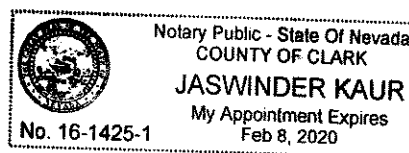
Jaswinder Kaur
Signature of notarial officer



STATE OF NEVADA)
COUNTY OF clark) ss:

On this 30 day of May, 2018, personally appeared before me, a Notary Public, (Wife's name) Twyla Marie Stanton, known or proved to me to be the person who executed the foregoing Joint Petition For Summary Decree of Divorce, and who acknowledged to me that she did so freely and voluntarily and for the uses and purposes herein stated

Jaswinder Kaur
Signature of notarial officer



HUSBAND'S VERIFICATION

STATE OF NEVADA)

COUNTY OF Clark) ss:

(Husband's name)

Dennis Vincent Stanton

being first duly

sworn under penalties of perjury, deposes and says:

I am the Petitioner herein, and I have read the foregoing Joint Petition for Summary Decree of Divorce and know the contents thereof; that the same is true to the best of my own knowledge, except as to those matters therein stated upon information and belief, and as to those matters, I believe them to be true.

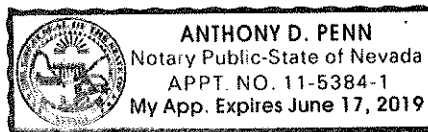
▶ Dennis V. Stanton
(Husband's signature)

Signed and sworn to (or affirmed) before me

on (date) MAY 31, 2018

by (name of person signing document) DENNIS VINCENT STANTON

Signature of notarial officer



STATE OF NEVADA)

COUNTY OF Clark) ss:

On this 31 day of MAY, 2018, personally appeared before me, a Notary Public, (Husband's name) DENNIS VINCENT STANTON, known or proved to me to be the person who executed the foregoing Joint Petition For Summary Decree of Divorce, and who acknowledged to me that he did so freely and voluntarily and for the uses and purposes herein stated.

Signature of notarial officer

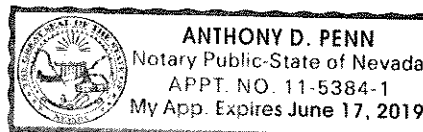


EXHIBIT 1

Week	Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
<i>Sample</i>	Mom Pick up at 11 a.m.	Mom	Dad Pick up after school at 3 p.m.	Dad	Dad	Mom Pick up after school at 3 p.m.	Mom
<i>Week #1</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> <i>Pick up</i> <i>at 6 p.m.</i>	<i>Mom</i>
<i>Week #2</i>	<i>Mom</i> <i>Drop off</i> <i>at 3 p.m.</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> <i>Pick up</i> <i>at 5 p.m.</i> <i>Drop off</i> <i>at 8 p.m.</i>	<i>Dad</i>	<i>Dad</i>
<i>Week #3</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> <i>Pick up</i> <i>at 6 p.m.</i>	<i>Mom</i>
<i>Week #4</i>	<i>Mom</i> <i>Drop off</i> <i>at 3 p.m.</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> <i>Pick up at</i> <i>5 p.m.</i> <i>Drop off</i> <i>at 8 p.m.</i>	<i>Dad</i>	<i>Dad</i>

EXHIBIT 2

Check box if this holiday applies:	Holiday:	Time (circle a.m. or p.m.):	Every Year	Even Years	Odd Years
<input checked="" type="checkbox"/>	New Year's Eve	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	New Year's Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Martin Luther King, Jr. Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Presidents' Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/>	Passover	From: -N/A- a.m./p.m. To: -N/A- a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Easter	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Memorial Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Mother's Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Father's Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	4th of July	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Labor Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/>	Rosh Hashanah	From: -N/A- a.m./p.m. To: -N/A- a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/>	Yom Kippur	From: -N/A- a.m./p.m. To: -N/A- a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Nevada Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Halloween	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Veterans Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Thanksgiving Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad

1	<input type="checkbox"/>	Chanukkah (Days): <u>N/A</u>	From: <u>N/A</u> a.m./p.m. To: <u>N/A</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
2	<input type="checkbox"/>	Chanukkah (Days): <u>N/A</u>	From: <u>N/A</u> a.m./p.m. To: <u>N/A</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
3	<input checked="" type="checkbox"/>	Christmas Eve	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
4	<input checked="" type="checkbox"/>	Christmas	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
5	<input checked="" type="checkbox"/>	Father's Birthday	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
6	<input checked="" type="checkbox"/>	Mother's Birthday	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
7	<input checked="" type="checkbox"/>	Child's Birthday	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
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Worksheet A -Primary Physical Custody Child Support Calculation Worksheet

You must fill out this worksheet and attach it to the document you are filing which asks for a primary physical custody arrangement. Primary physical custody exists when one parent has physical custody of the child more than 60% (219 days) of the time calculated over a one year period.

① : Determine Gross Monthly Income (GMI) of the non-custodial parent.

$$\begin{array}{|c|c|c|c|c|c|c|c|} \hline \text{Hourly wage} & & \text{Hrs/Week} & & \text{Pay Periods} & & \text{Yearly income} & \text{Months} & \text{GMI} \\ \hline \$ 25.00 & \times & 40 & = & 52 & = & \$ 52,000.00 & 12 & \$ 4,333.33 \\ \hline \end{array}$$

② : Determine Obligation.

$$\begin{array}{|c|c|c|c|} \hline \text{GMI} & & \text{Formula Percentage} & \text{Monthly child support (rounded to the nearest dollar)} \\ \hline \$ 4,333.33 & \times & \begin{array}{l} (0.18 \text{ for 1 child, } 0.25 \text{ for 2 children, } \\ 0.29 \text{ for 3 children, } 0.02 \text{ increase for each additional child}) \\ 0.35 (\text{for 6 children}) \end{array} & = \$ 1,517.00 \\ \hline \end{array}$$

③ : Apply the presumptive maximum if necessary. This amount changes every year on July 1st. Make sure you are using the most current chart.

N/A

Income Range		Presumptive Maximum Amount
If the Parent's GMI is At Least	But Less Than	Usually, this is the maximum amount a parent may be required to pay per month per child.
\$0	\$4,235	\$630
\$4,235	\$6,351	\$693
\$6,351	\$8,467	\$758
\$8,467	\$10,585	\$819
\$10,585	\$12,701	\$883
\$12,701	\$14,816	\$945
\$14,816	No Limit	\$1,010

N/A

④ : Deviations. If you are requesting an amount of child support that is lower or higher than the amount in ② or ③, if applicable, your reason(s) for requesting a different amount must be based upon one of the following factors. (✓ check all that apply)

N/A

<input type="checkbox"/> The cost of health insurance	<input type="checkbox"/> The cost of childcare	<input type="checkbox"/> The relative income of both parents
<input type="checkbox"/> Special educational needs of the child	<input type="checkbox"/> The amount of time the child spends with each parent	<input type="checkbox"/> Any other necessary expenses for the benefit of the child
<input type="checkbox"/> The age of the child	<input type="checkbox"/> Legal responsibility of the parent for the support of others	<input type="checkbox"/> The value of services contributed by either parent
<input type="checkbox"/> Any expenses reasonably related to the mother's pregnancy and confinement	<input type="checkbox"/> The cost of transportation of the child to and from visitation if the custodial parent moved with the child from the jurisdiction that ordered the support and the non-custodial parent remained	<input type="checkbox"/> Any public assistance paid to support the child

Explain:

N/A

Worksheet B - Joint Physical Custody Child Support Calculation Worksheet

You must fill out this worksheet and attach it the document you are filing which asks for a joint physical custody arrangement. A joint physical custody arrangement exists when each parent has physical custody of the child at least 40% (146 days) of the time calculated over a one year period.

①: Determine Each Parent's Gross Monthly Income (GMI).

Mom's Hourly Wage \$ <u>N/A</u>	X	Hrs/Week <u>N/A</u>	=	\$ <u>N/A</u>	X	Pay Periods 52	=	Yearly income \$ <u>N/A</u>	÷	Months 12	=	Mom's GMI \$ <u>N/A</u>
Dad's Hourly Wage \$ <u>N/A</u>	X	Hrs/Week <u>N/A</u>	=	\$ <u>N/A</u>	X	Pay Periods 52	=	Yearly income \$ <u>N/A</u>	÷	Months 12	=	Dad's GMI \$ <u>N/A</u>

②: Determine Each Parent's Child Support Obligation.

Mom's GMI \$ <u>N/A</u>	X	Formula Percentage (0.18 for 1 child, 0.25 for 2 children, 0.29 for 3 children, 0.02 increase for each additional child) 0. <u>N/A</u>	=	Monthly child support (rounded to the nearest dollar) \$ <u>N/A</u>
Dad's GMI \$ <u>N/A</u>	X	Formula Percentage (0.18 for 1 child, 0.25 for 2 children, 0.29 for 3 children, 0.02 increase for each additional child) 0. <u>N/A</u>	=	Monthly child support (rounded to the nearest dollar) \$ <u>N/A</u>

③: Subtract the higher amount of monthly child support in ② from the lower amount.

Higher \$ <u>N/A</u>	-	Lower \$ <u>N/A</u>	=	Child Support Obligation (paid by higher income parent) \$ <u>N/A</u>
-------------------------	---	------------------------	---	--

④: Apply the presumptive maximum if necessary.

This amount changes every year on July 1st. Make sure you are using the most current chart.

N/A

Income Range		Presumptive Maximum Amount
If the Parent's GMI is At Least		Usually, this is the maximum amount a parent may be required to pay per month per child.
\$0	But Less Than \$4,235	\$630
\$4,235	\$6,351	\$693
\$6,351	\$8,467	\$758
\$8,467	\$10,585	\$819
\$10,585	\$12,701	\$883
\$12,701	\$14,816	\$945
\$14,816	No Limit	\$1,010

⑤: Deviations. If you are requesting an amount of child support that is lower or higher than the amount in ③ or ④, if applicable, your reason(s) for requesting a different amount must be based upon one of the following factors. (✓ check all that apply)

<input type="checkbox"/> The cost of health insurance	<input type="checkbox"/> The cost of childcare	<input type="checkbox"/> The relative income of both parents
<input type="checkbox"/> Special educational needs of the child	<input type="checkbox"/> The amount of time the child spends with each parent	<input type="checkbox"/> Any other necessary expenses for the benefit of the child
<input type="checkbox"/> The age of the child	<input type="checkbox"/> Legal responsibility of the parent for the support of others	<input type="checkbox"/> The value of services contributed by either parent
<input type="checkbox"/> Any expenses reasonably related to the mother's pregnancy and confinement	<input type="checkbox"/> The cost of transportation of the child to and from visitation if the custodial parent moved with the child from the jurisdiction that ordered the support and the non-custodial parent remained	<input type="checkbox"/> Any public assistance paid to support the child

◆ Explain:

N/A

Hourly Wage	1 Child	2 Children	3 Children	4 Children	5 Children
	18%	25%	29%	31%	33%
\$7.25	\$226	\$314	\$364	\$400	\$500
\$7.50	\$234	\$325	\$377	\$403	\$500
\$7.75	\$242	\$336	\$390	\$416	\$500
\$8.00	\$250	\$347	\$402	\$430	\$500
\$8.25	\$257	\$358	\$415	\$443	\$500
\$8.50	\$265	\$368	\$427	\$457	\$500
\$8.75	\$273	\$379	\$440	\$470	\$501
\$9.00	\$281	\$390	\$452	\$484	\$515
\$9.25	\$289	\$401	\$465	\$497	\$529
\$9.50	\$296	\$412	\$478	\$510	\$543
\$9.75	\$304	\$423	\$490	\$524	\$558
\$10.00	\$312	\$433	\$503	\$537	\$572
\$10.25	\$320	\$444	\$515	\$551	\$586
\$10.50	\$328	\$455	\$528	\$564	\$601
\$10.75	\$335	\$466	\$540	\$578	\$615
\$11.00	\$343	\$477	\$553	\$591	\$629
\$11.25	\$351	\$488	\$566	\$605	\$644
\$11.50	\$359	\$498	\$578	\$618	\$658
\$11.75	\$367	\$509	\$591	\$631	\$672
\$12.00	\$374	\$520	\$603	\$645	\$686
\$12.25	\$382	\$531	\$616	\$658	\$701
\$12.50	\$390	\$542	\$628	\$672	\$715
\$12.75	\$398	\$553	\$641	\$685	\$729
\$13.00	\$406	\$563	\$653	\$699	\$744
\$13.25	\$413	\$574	\$666	\$712	\$758
\$13.50	\$421	\$585	\$679	\$725	\$772
\$13.75	\$429	\$596	\$691	\$739	\$787
\$14.00	\$437	\$607	\$704	\$752	\$801
\$14.25	\$445	\$618	\$716	\$766	\$815
\$14.50	\$452	\$628	\$729	\$779	\$829
\$14.75	\$460	\$639	\$741	\$793	\$844
\$15.00	\$468	\$650	\$754	\$806	\$858
\$15.25	\$476	\$661	\$767	\$819	\$872
\$15.50	\$484	\$672	\$779	\$833	\$887
\$15.75	\$491	\$683	\$792	\$846	\$901
\$16.00	\$499	\$693	\$804	\$860	\$915
\$16.25	\$507	\$704	\$817	\$873	\$930
\$16.50	\$515	\$715	\$829	\$887	\$944
\$16.75	\$523	\$726	\$842	\$900	\$958
\$17.00	\$530	\$737	\$855	\$913	\$972
\$17.25	\$538	\$748	\$867	\$927	\$987
\$17.50	\$546	\$758	\$880	\$940	\$1,001
\$17.75	\$554	\$769	\$892	\$954	\$1,015
\$18.00	\$562	\$780	\$905	\$967	\$1,030
\$18.25	\$569	\$791	\$917	\$981	\$1,044
\$18.50	\$577	\$802	\$930	\$994	\$1,058
\$18.75	\$585	\$813	\$943	\$1,008	\$1,073
\$19.00	\$593	\$823	\$955	\$1,021	\$1,087
\$19.25	\$601	\$834	\$968	\$1,034	\$1,101
\$19.50	\$608	\$845	\$980	\$1,048	\$1,115
\$19.75	\$616	\$856	\$993	\$1,061	\$1,130
\$20.00	\$621	\$867	\$1,005	\$1,075	\$1,144

*These child support calculations are based upon a 40 hour workweek and 52 pay periods per year.

Hourly Wage	Child Support Chart						
	1 Child	2 Children	3 Children	4 Children	5 Children		
	18%	25%	29%	31%	33%		
\$7.25	\$226	\$314	\$364	\$400	\$500		
\$7.50	\$234	\$325	\$377	\$403	\$500		
\$7.75	\$242	\$336	\$390	\$416	\$500		
\$8.00	\$250	\$347	\$402	\$430	\$500		
\$8.25	\$257	\$358	\$415	\$443	\$500		
\$8.50	\$265	\$368	\$427	\$457	\$500		
\$8.75	\$273	\$379	\$440	\$470	\$501		
\$9.00	\$281	\$390	\$452	\$484	\$515		
\$9.25	\$289	\$401	\$465	\$497	\$529		
\$9.50	\$296	\$412	\$478	\$510	\$543		
\$9.75	\$304	\$423	\$490	\$524	\$558		
\$10.00	\$312	\$433	\$503	\$537	\$572		
\$10.25	\$320	\$444	\$515	\$551	\$586		
\$10.50	\$328	\$455	\$528	\$564	\$601		
\$10.75	\$335	\$466	\$540	\$578	\$615		
\$11.00	\$343	\$477	\$553	\$591	\$629		
\$11.25	\$351	\$488	\$566	\$605	\$644		
\$11.50	\$359	\$498	\$578	\$618	\$658		
\$11.75	\$367	\$509	\$591	\$631	\$672		
\$12.00	\$374	\$520	\$603	\$645	\$686		
\$12.25	\$382	\$531	\$616	\$658	\$701		
\$12.50	\$390	\$542	\$628	\$672	\$715		
\$12.75	\$398	\$553	\$641	\$685	\$729		
\$13.00	\$406	\$563	\$653	\$699	\$744		
\$13.25	\$413	\$574	\$666	\$712	\$758		
\$13.50	\$421	\$585	\$679	\$725	\$772		
\$13.75	\$429	\$596	\$691	\$739	\$787		
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\$14.25	\$445	\$618	\$716	\$766	\$815		
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\$14.75	\$460	\$639	\$741	\$793	\$844		
\$15.00	\$468	\$650	\$754	\$806	\$858		
\$15.25	\$476	\$661	\$767	\$819	\$872		
\$15.50	\$484	\$672	\$779	\$833	\$887		
\$15.75	\$491	\$683	\$792	\$846	\$901		
\$16.00	\$499	\$693	\$804	\$860	\$915		
\$16.25	\$507	\$704	\$817	\$873	\$930		
\$16.50	\$515	\$715	\$829	\$887	\$944		
\$16.75	\$523	\$726	\$842	\$900	\$958		
\$17.00	\$530	\$737	\$855	\$913	\$972		
\$17.25	\$538	\$748	\$867	\$927	\$987		
\$17.50	\$546	\$758	\$880	\$940	\$1,001		
\$17.75	\$554	\$769	\$892	\$954	\$1,015		
\$18.00	\$562	\$780	\$905	\$967	\$1,030		
\$18.25	\$569	\$791	\$917	\$981	\$1,044		
\$18.50	\$577	\$802	\$930	\$994	\$1,058		
\$18.75	\$585	\$813	\$943	\$1,008	\$1,073		
\$19.00	\$593	\$823	\$955	\$1,021	\$1,087		
\$19.25	\$601	\$834	\$968	\$1,034	\$1,101		
\$19.50	\$608	\$845	\$980	\$1,048	\$1,115		
\$19.75	\$616	\$856	\$993	\$1,061	\$1,130		
\$20.00	\$621	\$867	\$1,005	\$1,075	\$1,144		

*These child support calculations are based upon a 40 hour workweek and 52 pay periods per year.

JUN 07 2018

Nye County Clerk
Deputy

(Wife's Name) Twyla Marie Stanton
(Address) 7088 Las Banderos Ave.
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4692
(Email Address) Twylamstanton23@gmail.com
Self-Represented

(Husband's Name) Dennis Vincent Stanton
(Address) 7088 Las Banderos Avenue
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4690
(Email Address) dennisvstanton30@gmail.com
Self-Represented

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF Nye

In the Matter of the Marriage of

Twyla Marie Stanton
(Wife's Name),

CASE NO.: CV 39304

DEPT NO.: 2

and Dennis Vincent Stanton
(Husband's Name)

Joint Petitioners.

NEW DECREE OF DIVORCE

The above entitled cause, having been submitted to this Court for decision pursuant to Chapter 125 of the Nevada Revised Statutes, and based upon the Joint Petition by the Petitioners, (wife's name) Twyla Marie Stanton and (husband's name) Dennis Vincent Stanton, and all of the papers and pleadings on file, the Court finds as follows:

1. That all of the allegations contained in the documents on file are true.
2. That all of the requirements of NRS 125.181 and NRS 125.182 have been met.

3. The minor children's names, dates of birth, states and lengths of residence are as follows:

Child's Name	Child's Date of Birth
① Brianna Marie Stanton	04-19-2005/Nevada
② Tristan Vincent Dallas Stanton	08-16-2006/Nevada
③ Tyler Vincent Connor Stanton	07-17-2007/Nevada
④ Tanner Vincent Hyle Stanton	09-22-2008/Nevada
⑤ Arianna Rose Stanton	02-25-2010/Nevada
⑥ Trent Antonio Vincent Stanton	03-15-2011/Nevada

4. Child(ren) Residency (check one):

☒ The children are residents of Nevada and have lived here for at least the past six (6) months and, as such, this Court has the necessary UCCJEA jurisdiction to enter orders regarding custody.

☐ The children are not residents of Nevada and have not lived here for at least the past six (6) months and, as such, this Court does NOT have the necessary UCCJEA jurisdiction to enter orders regarding custody.

5. That this Court has complete jurisdiction to enter this Decree and the orders regarding the distribution of assets and debts.

6. That Petitioners were married on the (date) 07/11/2004 in the city of Las Vegas, State of Nevada and have since remained husband and wife.

7. That resident Petitioner (name of spouse who lives in Nevada) Dennis Vincent Stanton has been, and is now, an actual bona fide resident of the State of Nevada and has actually been domiciled in the State of Nevada for more than six weeks immediately prior to the commencement of this action, and intends to continue to make the State of Nevada his/her home for an indefinite period of time.

1 8. That the Petitioners have become, and continue to be, incompatible in marriage and
2 no reconciliation is possible, and/or the parties have lived separate and apart for more
3 than one year without cohabitating as Husband and Wife and Petitioners are entitled
4 to a Decree of Divorce.

5 9. **Pregnancy.** The Petitioners certify that: *(check one)*:

6 ☒ The wife is not pregnant at this time.

7 ☐ The wife is pregnant at this time and the husband is the father of the unborn child.

8 The unborn child is due to be born on (date) -N/A-.

9 ☐ The wife is pregnant at this time and the husband is not the father of the unborn
10 child. The unborn child is due to be born on (date) -N/A-.

11
12 10. The Petitioners have entered into an agreement settling all issues of child support,
13 child custody and visitation, and medical insurance which is outlined in the Joint
14 Petition, a copy of which is attached hereto as Exhibit A. The Petitioners request that
15 this agreement being in the best interest of the children be ratified, confirmed, and
16 incorporated into this Decree as though fully set forth.

17 11. The Petitioners have entered into an equitable agreement settling all issues regarding
18 the division and distribution of assets and debts, said agreement being an equitable
19 one, and Petitioners have requested that the terms in their Joint Petition, a copy of
20 which is attached hereto as Exhibit A, be ratified, confirmed, and incorporated into
21 their Decree as though fully set forth.

22 12. That the Petitioners have entered into an agreement settling the issue of spousal
23 support and request that their agreement as set forth in their Joint Petition, a copy of
24 which is attached hereto as Exhibit A, be ratified, confirmed and incorporated into
25 their Decree as though fully set forth.

26 13. Name Change for Wife *(check one)*:

27 ☐ The wife does not wish to return to her former or maiden name restored.
28

1 ☒ The wife should have her former or maiden name of McCurdy
2 restored to her.

3 ☐ The wife never changed her name.

4 14. The Petitioners waive their rights to a written Notice of Entry of Decree of Divorce,
5 to appeal, to Findings of Fact and Conclusions of Law, and to move for a new trial.

6
7 **NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:**

- 8 1. That the bonds of matrimony now existing between the parties are hereby wholly
9 dissolved, and an absolute Decree of Divorce is hereby granted to the parties, and
10 each of the parties are hereby restored to the status of a single, unmarried person.
11 2. That the terms, as they are stated in the Petitioners' Joint Petition, regarding the
12 assets and debts, is hereby ratified, confirmed, and incorporated into this Decree as
13 though fully set forth.
14 3. That the terms, as they are stated in the Petitioners' Joint Petition, regarding the issue
15 of spousal support are hereby ratified, confirmed, and incorporated into this Decree as
16 though fully set forth.

17 4. Name Change for Wife (*check one*):

18 ☐ The wife does not wish to return to her former or maiden name restored.

19 ☒ The wife should have her former or maiden name of McCurdy
20 restored to her.

21 ☐ The wife never changed her name.

22
23 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that each party shall submit the
24 information required in NRS 125B.055, NRS 125.130 and NRS 125.230 on a separate form to the
25 Court and the Welfare Division of the Department of Human Resources within ten days from the
26 date this Decree is filed. Such information shall be maintained by the Clerk in a confidential manner
27 and not part of the public record. The parties shall update the information filed with the Court and the
28

Welfare Division of the Department of Human Resources within ten days should any of that information become inaccurate.

NOTICE IS HEREBY GIVEN of the following provision of NRS 125.510(6):
PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides that every person having a limited right of custody to a child or any parent having no right of custody to the child who willfully detains, conceals or removes the child from a parent, guardian or other person having lawful custody or a right of visitation of the child in violation of an order of this court, or removes the child from the jurisdiction of the court without the consent of either the court or all persons who have the right to custody or visitation is subject to being punished for a category D felony as provided in NRS 193.130.

NOTICE IS HEREBY GIVEN that the terms of the Hague Convention of October 25, 1980, adopted by the 14th Session of the Hague Conference on Private International Law apply if a parent abducts or wrongfully retains a child in a foreign country. The parties are also put on notice of the following provisions in NRS 125.510(8):

If a parent of the child lives in a foreign country or has significant commitments in a foreign country:

(a) The parties may agree, and the court shall include in the order for custody of the child, that the United States is the country of habitual residence of the child for the purposes of applying the terms of the Hague Convention as set forth in subsection 7.

(b) Upon motion of one of the parties, the court may order the parent to post a bond if the court determines that the parent poses an imminent risk of wrongfully removing or concealing the child outside the country of habitual residence. The bond must be in an amount determined by the court and may be used only to pay for the cost of locating the child and returning him to his habitual residence if the child is wrongfully removed from or concealed outside the country of habitual residence. The fact that a parent has significant commitments in a foreign country does not create a presumption that the parent poses an imminent risk of wrongfully removing or concealing the child.

NOTICE IS HEREBY GIVEN of the following provision of NRS 125C.200:

If custody has been established and the custodial parent intends to move his residence to a place outside of this state and to take the child with him, he must, as soon as possible and before the planned move, attempt to obtain the written consent of the noncustodial parent to move the child from this state. If the noncustodial parent refuses to give that consent, the custodial parent shall, before he leaves this state with the child, petition the court for permission to move the child. The failure of a parent to comply with the provisions of this section may be considered as a factor if a change of custody is requested by the noncustodial parent.

NOTICE IS HEREBY GIVEN that they are subject to the provisions of NRS 31A and 125.450 regarding the collection of delinquent child support payments.

NOTICE IS HEREBY GIVEN that either party may request a review of child support pursuant to NRS 125B.145

THIS IS A FINAL DECREE.

DATED this 7th day of June, 2018.

DISTRICT COURT JUDGE

Respectfully Submitted:

By: Twyla M. Stanton
(wife's signature)

By: Dennis V. Stanton
(husband's signature)

(Name) Twyla Marie Stanton
(Address) 7088 Los Banderas Ave.
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4692
(Email Address) twylamstanton23@gmail.com

(Name) Dennis Vincent Stanton
(Address) 7088 Los Banderas Avenue
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4690
(Email Address) dennisvstanton30@gmail.com

State of Nevada
County of Clark

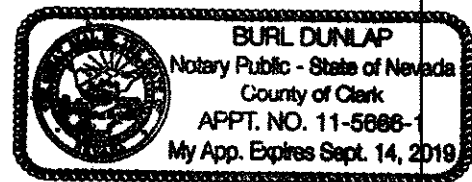
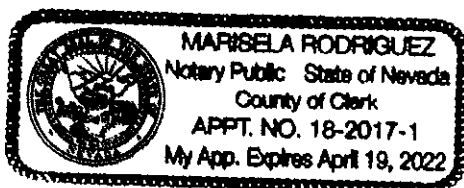
Appeared and Signed before me on this
30th day of May, 2018 by
Twyla Marie Stanton (only)

Notary

State of Nevada
County of Clark

This instrument was acknowledged before
me this 31 day of May 2019
by Dennis Stanton

Notary Public



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EXHIBIT A

Filed copy of the Petitioners' Joint Petition for Decree of Divorce

(Wife's Name) Twyla Marie Stanton
(Address) 7088 Los Banderas Ave.
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4692
(Email Address) twylamstanton23@gmail.com
Self-Represented

(Husband's Name) Dennis Vincent Stanton
(Address) 7088 Los Banderas Avenue
Las Vegas, Nevada 89179-1207
(Telephone) (702) 764-4690
(Email Address) dennisstanton30@gmail.com
Self-Represented

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF Nye

In the Matter of the Marriage of

Twyla Marie Stanton
(Wife's Name),

and Dennis Vincent Stanton
(Husband's Name)

Joint Petitioners.

CASE NO.: CV 39304

DEPT NO.: 2

Amended JOINT PETITION FOR SUMMARY DECREE OF DIVORCE

Petitioners, (wife's name) Twyla Marie Stanton, in Proper Person and (husband's name) Dennis Vincent Stanton, in proper person, hereby petition this Court, pursuant to the terms of Chapter 125 of the Nevada Revised Statutes, to grant them a divorce. Petitioners respectfully show, and under oath, state to the Court that every condition of NRS 125.181 has been met and further state as follows:

1. That Petitioners were married on the (date) 07/11/2004 in the city of Las Vegas, State of Nevada and have since remained husband and wife

2. That Petitioner (name of spouse who lives in Nevada) Dennis Vincent Stanton^{is}
now and for more than six weeks before the filing of this action has been, an actual
resident of the State of Nevada and, during all this period of time has been actually,
physically, present in and living, in the State of Nevada and intends to continue to
make Nevada his/her home for an indefinite period of time.

3. The current addresses of the Petitioners are:

Wife's Address: 7088 Las Banderas Avenue
Las Vegas, Nevada 89129-1207

Husband's Address: 7088 Las Banderas Avenue
Las Vegas, Nevada 89129-1207

4. The Petitioners have become, and continue to be, incompatible in marriage and no
reconciliation is possible, and/or the parties have lived separate and apart for more
than one year, without cohabitation.

5. **Pregnancy.** The Petitioners certify that: (check one):

☒ The wife is not pregnant at this time.

☐ The wife is pregnant at this time and the husband is the father of the unborn child.

The unborn child is due to be born on (date) - N/A -

☐ The wife is pregnant at this time and the husband is not the father of the unborn

child. The unborn child is due to be born on (date) - N/A -

6. That there are (number) 6 minor children born to, or adopted through this
union.

7. The minor children's names, dates of birth, states and lengths of residence are as
follows:

Child's Name	Child's Date of Birth	State of Residence	Length of time child has lived in the state
① Brianna Marie Stanton	04-19-2005	Nevada	13 years
② Tristan Vincent Dallas Stanton	08-16-2006	Nevada	11 years 8 months
③ Tyler Vincent Connor Stanton	07-17-2007	Nevada	10 years 9 months
④ Tanner Vincent Kyle Stanton	09-22-2008	Nevada	9 years 7 months

⑤ Ariana Rose Stanton 02-25-2010 Nevada 8 years 2 months
⑥ Trent Antonio Vincent Stanton 03-15-2010 Nevada 7 years 1 month

8. Child(ren) Residency (check one):

- ☒ The children are residents of Nevada and have lived here for at least the past six (6) months and, as such, this Court has the necessary UCCJEA jurisdiction to enter orders regarding custody.
- ☐ The children are not residents of Nevada and have not lived here for at least the past six (6) months and, as such, this Court does NOT have the necessary UCCJEA jurisdiction to enter orders regarding custody.

9. Legal Custody. Legal Custody involves having basic legal responsibility for a child and making major decisions about the child like the child's health, education and religious upbringing. (check one)

- ☐ The children are not residents of the State of Nevada.
- ☒ The Petitioners should be granted joint legal custody of the minor children.
- ☐ The Wife should be granted sole legal custody of the minor children.
- ☐ The Husband should be granted sole legal custody of the minor children.

10. Physical Custody. Physical custody refers to the amount of time the child spends in the care of each parent. (check one)

Joint physical custody exists when each parent has physical custody of the children at least 40% (146 days) of the time calculated over a one year period.

Primary Physical custody exists when one parent has physical custody of the children more than 60% (219 days) of the time calculated over a one year period.

- ☐ The children are not residents of Nevada.
- ☐ The Petitioners should be granted joint physical custody of the minor children with a timeshare as outlined in Exhibit 1.
- ☐ The Wife should be awarded primary physical custody of the minor children with the Husband having visitation as proposed in Exhibit 1.

- 1 ✓ The Husband should be awarded primary physical custody of the minor children
2 with the Wife having visitation as proposed in Exhibit 1.

3 **11. Holiday Visitation (check one):**

- 4 ☐ The children are not residents of Nevada.
- 5 ☐ A copy of the proposed holiday visitation schedule is attached as Exhibit 2 and
6 should take precedence when in conflict with the regular visitation schedule.
- 7 ✓ A copy of the proposed holiday visitation schedule is attached as Exhibit 2 and
8 should NOT take precedence when in conflict with the regular visitation
9 schedule.

10 **12. Health Insurance (check one):**

- 11 ✓ The Wife should maintain medical and dental insurance for the minor children, if
12 available. Any deductibles and expenses not covered by insurance should be paid
13 equally by both parties.
- 14 ☐ The Husband should maintain medical and dental insurance for the minor
15 children, if available. Any deductibles and expenses not covered by insurance
16 should be paid equally by both parties.
- 17 ☐ The Petitioners should both maintain medical and dental insurance for the minor
18 children if available. Any deductibles and expenses not covered by insurance
19 should be paid equally by both parties.

20 **13. Unreimbursed Medical Expenses (check one):**

21 **30/30 Rule:** Any parent incurring an out-of-pocket medical expense relating to the minor child will provide
22 to the other parent a copy of all paperwork relating to that expense within thirty (30) days of incurring said
23 expense, along with a request for contribution for one-half (½) of the out-of-pocket expense actually
24 incurred. Upon receipt of a request for contribution for one-half (½) of an out-of-pocket expense incurred
25 by a parent on behalf of the minor child, the other parent will reimburse the requesting parent in the amount
26 requested within thirty (30) days of receipt of said request for contribution. Upon receipt of reimbursement
27 from any insurance carrier by either parent, and if the other parent previously paid a portion of the payment
28 resulting in that reimbursement, the parent receiving the reimbursement shall equally divide said
 reimbursement with the other parent within seven (7) days of receipt of same. Both parents have the
 authority to contact the insurance provider directly in order to determine the status of any individual claim.

- 1 ☒ The Petitioners ask the court to adopt the 30/30 Rule.
2 ☐ The Petitioners ask the court to NOT adopt the 30/30 Rule.

3 14. **Child Support Amount.** Complete the Child Support Worksheet (Worksheet A or
4 Worksheet B) that applies to your custody arrangement BEFORE you complete this
5 question. (check one)

- 6 ☒ Based upon the proposed physical custody arrangement the Wife should pay
7 \$ 1,517.⁰⁰ dollars per month for support of the parties' minor children.
8 ☐ Based upon the proposed physical custody arrangement the Husband should pay
9 \$ -N/A- dollars per month for support of the parties' minor children.

10 15. **Child Support Calculation.** The amount of child support requested was calculated
11 based upon the following: (check one)

- 12 ☐ The statutory minimum of \$100 per month, per child.
13 ☒ The calculation for a primary physical custody arrangement as shown on the
14 attached Worksheet A.
15 ☐ The calculation for a joint physical custody arrangement as shown on the attached
16 Worksheet B.
17 ☐ Other: -N/A-

18 16. **Wage Withholding Order (check one):**

- 19 ☒ The Petitioners ask that the court order a wage withholding against the obligor
20 parent (parent who owes child/spousal support) to secure payment of child
21 support and spousal support, if any.
22 ☐ Good cause exists to postpone the withholding of income from the obligor parent
23 to pay child support and spousal support, if any.
24 ☐ There is already a child support action through the District Attorney's Office and
25 payment of the child support shall continue to be handled through that office.
26
27
28

- ☐ This is the first court order for child support and the Petitioners ask that the payments be handled through the District Attorney's Office. The parent who will be collecting child support shall open the case with the District Attorney's Office.

17. Child Support Arrears (check one):

- ☐ The Petitioners verify that no child support arrears are owed to either party.
- ☐ The Petitioners waive their rights to child support arrears and certify that the children are not currently receiving and have not received Welfare benefits at any time during the past four years.
- ☐ The children are currently receiving or have received Welfare benefits during the past four years and the Petitioners cannot waive child support arrears.
- ☒ The Petitioners agree that the (check one) ☒ husband ☐ wife should be awarded child support arrears in the total amount of \$ 4,551.00.

18. Division of Assets (check one):

- ☐ All of the community assets and property have been previously divided and each is to keep the property they have in their possession at this time.
- ☐ There is no community property to be divided.

☒ The community property should be divided as follows:

☒ Wife shall receive as her sole and separate property:

1. 100% of I.B.E.W. Local Union 357 Pension Trust Fund - Plan B as of 05/09/2018.
2. Labrador Retriever / German Shepherd Mix Dog named Leah.
3. 100% of vast and enormous clothing & accessories consisting of dresses, shirts, jeans, purses, handbags, shoes, and jewelry.
4. - N/A -

☒ Husband shall receive as his sole and separate property:

1. Family Residence located at 7088 Las Bandejas Avenue Las Vegas, Nevada 89179-1202 and any equity if at all.
2. 100% of I.B.E.W. Local Union No. 357 Pension Trust Fund - Plan A.
3. 100% of N.E.B.F. Pension Benefit.
4. - N/A -

19. Division of Debts (check one):

☐ All of the community debts have been previously divided and each is to keep those debts assigned to them and hold the other party harmless from those debts.

☐ There are no community debts to be divided.

☒ The community debts should be divided as follows:

☒ Wife shall receive as her sole and separate debts:

1. Wells Fargo Bank Credit Card in the amount of \$118.00.
2. Portfolio Recovery Associates / Synchrony Bank / Wal-Mart Charge Card in the amount of \$3,307.00.
3. -N/A-
4. -N/A-

☒ Husband shall receive as his sole and separate debts:

1. CENTAR Home Mortgage Loan of \$329,920.22 with a part due amount of \$48,975.22.
2. Wells Fargo Bank Auto Loan part due amount of \$16,109.00.
3. Conserve / U.S. Department of Education Student Loans part due amount of \$5,832.00.
4. Santander Consumer USA / Deville Asset Management, Ltd. part due amount of \$5,079.00.
5. Wells Fargo NA / Discover Charge Card part due amount of \$1,861.00.

20. Petitioners hereby certify that they have disclosed all community assets and debts and that there are no other community assets or debts for this Court to divide.

21. Spousal Support (check one):

☒ Neither party should be awarded spousal support.

☐ Spousal support should be awarded to (check one) ☐ the Wife/ ☐ the Husband in the amount of \$ -N/A- dollars per month for (number) -N/A- (check one) ☐ months/ ☐ years. The spousal support shall begin on (date) -N/A- and end on (date) -N/A-.

22. Name Change for Wife (check one):

☐ The wife does not wish to return to her former or maiden name restored.

1 ☒ The wife should have her former or maiden name of McCurdy
2 restored to her.

3 ☐ The wife never changed her name.

4 23. Petitioners hereby request that this Court enter a Decree of Divorce, incorporating
5 into that Decree the provisions made herein.

6 24. It is understood by the Petitioners that entry of Decree of Divorce constitutes a final
7 adjudication of the rights and obligations of the parties with respect to the status of
8 the marriage. Petitioners each expressly give up their respective rights to receive
9 written Notice of Entry of any Decree and Judgment of Divorce and Petitioners give
10 up their right to request a formal Findings of Fact and Conclusions of Law, or to
11 appeal any Judgment or Order of this Court made and entered in these proceedings or
12 the right to move for a new trial.

13 25. It is further understood by the Petitioners that a final Decree of Divorce entered by
14 this summary procedure does not prejudice or prevent the rights of either Petitioner to
15 bring an action to set aside the final decree for fraud, duress, accident, mistake or the
16 grounds recognized at law or in equity.

17
18 WHEREFORE, Petitioners pray as follows:

19 1. That the parties be granted a decree of divorce and that each of the Petitioners be
20 restored to the status of unmarried persons.

21 2. That the terms agreed upon in this Joint Petition be included in the Decree.

22
23 DATE: 5-30-18

24 [Signature]

25 (Wife's signature)

26 DATE: May 30, 2018

27 [Signature]

28 (Husband's signature)

WIFE'S VERIFICATION

STATE OF NEVADA)
) ss:
COUNTY OF Clark)

(Wife's name) Twyla Marie Stanton being first duly sworn
under penalties of perjury, deposes and says:

I am the Petitioner herein, and I have read the foregoing Joint Petition for Summary Decree
of Divorce and know the contents thereof; that the same is true to the best of my own knowledge,
except as to those matters therein stated upon information and belief, and as to those matters, I
believe them to be true.

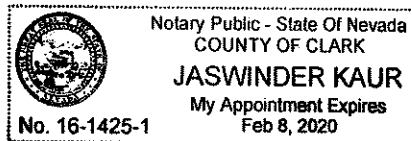
Twyla M. Stanton
(Wife's signature)

Signed and sworn to (or affirmed) before me

on (date) 30 May, 2018

by (name of person signing document) Twyla Marie Stanton

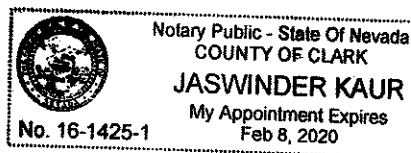
Jaswinder Kaur
Signature of notarial officer



STATE OF NEVADA)
) ss:
COUNTY OF Clark)

On this 30 day of May, 2018, personally appeared before me, a
Notary Public, (Wife's name) Twyla Marie Stanton, known or proved to me to be
the person who executed the foregoing Joint Petition For Summary Decree of Divorce, and who
acknowledged to me that she did so freely and voluntarily and for the uses and purposes herein
stated

Jaswinder Kaur
Signature of notarial officer



HUSBAND'S VERIFICATION

STATE OF NEVADA)

COUNTY OF Clark) ss:

(Husband's name) Dennis Vincent Stanton being first duly sworn under penalties of perjury, deposes and says:

I am the Petitioner herein, and I have read the foregoing Joint Petition for Summary Decree of Divorce and know the contents thereof; that the same is true to the best of my own knowledge, except as to those matters therein stated upon information and belief, and as to those matters, I believe them to be true.

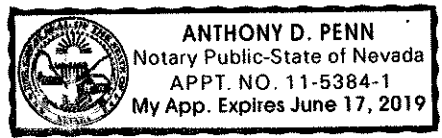
► Dennis V. Stanton
(Husband's signature)

Signed and sworn to (or affirmed) before me

on (date) May 31, 2018

by (name of person signing document) DENNIS VINCENT STANTON

Signature of notarial officer



STATE OF NEVADA)

COUNTY OF Clark) ss:

On this 31 day of May, 2018, personally appeared before me, a Notary Public, (Husband's name) Dennis Vincent Stanton, known or proved to me to be the person who executed the foregoing Joint Petition For Summary Decree of Divorce, and who acknowledged to me that he did so freely and voluntarily and for the uses and purposes herein stated.

Signature of notarial officer

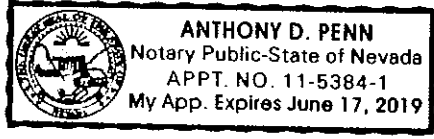


EXHIBIT 1

Week	Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
<i>Sample</i>	Mom Pick up at 11 a.m.	Mom	Dad Pick up after school at 3 p.m.	Dad	Dad	Mom Pick up after school at 3 p.m.	Mom
<i>Week #1</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> Pick up at 6 p.m.	<i>Mom</i>
<i>Week #2</i>	<i>Mom</i> Drop off at 3 p.m.	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> Pick up at 5 p.m. Drop off at 8 p.m.	<i>Dad</i>	<i>Dad</i>
<i>Week #3</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> Pick up at 6 p.m.	<i>Mom</i>
<i>Week #4</i>	<i>Mom</i> Drop off at 3 p.m.	<i>Dad</i>	<i>Dad</i>	<i>Dad</i>	<i>Mom</i> Pick up at 5 p.m. Drop off at 8 p.m.	<i>Dad</i>	<i>Dad</i>

EXHIBIT 2

Check box if this holiday applies:	Holiday:	Time (circle a.m. or p.m.):	Every Year	Even Years	Odd Years
<input checked="" type="checkbox"/>	New Year's Eve	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	New Year's Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Martin Luther King, Jr. Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Presidents' Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/> -N/A-	Passover	From: -N/A- a.m./p.m. To: -N/A- a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Easter	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Memorial Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Mother's Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Father's Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	4th of July	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Labor Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/> -N/A-	Rosh Hashanah	From: -N/A- a.m./p.m. To: -N/A- a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/> -N/A-	Yom Kippur	From: -N/A- a.m./p.m. To: -N/A- a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Nevada Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Halloween	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Veterans Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Thanksgiving Day	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad

1	<input type="checkbox"/> N/A	Chanukkah (Days): N/A	From: N/A a.m./p.m. To: N/A a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
2	<input type="checkbox"/> N/A	Chanukkah (Days): N/A	From: N/A a.m./p.m. To: N/A a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
3	<input checked="" type="checkbox"/>	Christmas Eve	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
4	<input checked="" type="checkbox"/>	Christmas	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
5	<input checked="" type="checkbox"/>	Father's Birthday	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
6	<input checked="" type="checkbox"/>	Mother's Birthday	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
7	<input checked="" type="checkbox"/>	Child's Birthday	From: 8:00 a.m./p.m. To: 8:00 a.m./p.m.	Mom Dad	Mom Dad	Mom Dad

Worksheet A - Primary Physical Custody Child Support Calculation Worksheet

You must fill out this worksheet and attach it to the document you are filing which asks for a primary physical custody arrangement. Primary physical custody exists when one parent has physical custody of the child more than 60% (219 days) of the time calculated over a one year period.

① : Determine Gross Monthly Income (GMI) of the non-custodial parent.

$$\begin{array}{|c|c|c|c|c|c|c|c|} \hline \text{Hourly wage} & & \text{Hrs/Week} & & \text{Pay Periods} & & \text{Yearly income} & & \text{Months} & & \text{GMI} \\ \hline \$ 25.00 & \times & 40 & = & 52 & = & \$ 52,000.00 & \div & 12 & = & \$ 4,333.33 \\ \hline \end{array}$$

② : Determine Obligation.

$$\begin{array}{|c|c|c|c|} \hline \text{GMI} & & \text{Formula Percentage (0.18 for 1 child, 0.25 for 2 children, 0.29 for 3 children, 0.02 increase for each additional child)} & & \text{Monthly child support (rounded to the nearest dollar)} \\ \hline \$ 4,333.33 & \times & 0.35 \text{ (for 6 children)} & = & \$ 1,517.00 \\ \hline \end{array}$$

③ : Apply the presumptive maximum if necessary. This amount changes every year on July 1st. Make sure you are using the most current chart.

N/A

Income Range		Presumptive Maximum Amount <i>Usually, this is the maximum amount a parent may be required to pay per month per child.</i>
If the Parent's GMI is At Least	But Less Than	
\$0	\$4,235	\$630
\$4,235	\$6,351	\$693
\$6,351	\$8,467	\$758
\$8,467	\$10,585	\$819
\$10,585	\$12,701	\$883
\$12,701	\$14,816	\$945
\$14,816	No Limit	\$1,010

N/A

④ : Deviations. If you are requesting an amount of child support that is lower or higher than the amount in ② or ③, if applicable, your reason(s) for requesting a different amount must be based upon one of the following factors. (✓ check all that apply)

N/A

<input type="checkbox"/> The cost of health insurance	<input type="checkbox"/> The cost of childcare	<input type="checkbox"/> The relative income of both parents
<input type="checkbox"/> Special educational needs of the child	<input type="checkbox"/> The amount of time the child spends with each parent	<input type="checkbox"/> Any other necessary expenses for the benefit of the child
<input type="checkbox"/> The age of the child	<input type="checkbox"/> Legal responsibility of the parent for the support of others	<input type="checkbox"/> The value of services contributed by either parent
<input type="checkbox"/> Any expenses reasonably related to the mother's pregnancy and confinement	<input type="checkbox"/> The cost of transportation of the child to and from visitation if the custodial parent moved with the child from the jurisdiction that ordered the support and the non-custodial parent remained	<input type="checkbox"/> Any public assistance paid to support the child

Explain:

N/A

Worksheet B - Joint Physical Custody Child Support Calculation Worksheet

You must fill out this worksheet and attach it the document you are filing which asks for a joint physical custody arrangement. A joint physical custody arrangement exists when each parent has physical custody of the child at least 40% (146 days) of the time calculated over a one year period.

① : Determine Each Parent's Gross Monthly Income (GMI).

Mom's Hourly Wage \$ <u>N/A</u>	X	Hrs/Week <u>N/A</u>	=	\$ <u>N/A</u>	X	Pay Periods 52	=	Yearly Income \$ <u>N/A</u>	÷	Months 12	=	Mom's GMI \$ <u>N/A</u>
Dad's Hourly Wage \$ <u>N/A</u>	X	Hrs/Week <u>N/A</u>	=	\$ <u>N/A</u>	X	Pay Periods 52	=	Yearly Income \$ <u>N/A</u>	÷	Months 12	=	Dad's GMI \$ <u>N/A</u>

② : Determine Each Parent's Child Support Obligation.

Mom's GMI \$ <u>N/A</u>	X	Formula Percentage (0.18 for 1 child, 0.25 for 2 children, 0.29 for 3 children, 0.02 increase for each additional child) <u>N/A</u>	=	Monthly child support (rounded to the nearest dollar) \$ <u>N/A</u>
Dad's GMI \$ <u>N/A</u>	X	Formula Percentage (0.18 for 1 child, 0.25 for 2 children, 0.29 for 3 children, 0.02 increase for each additional child) <u>N/A</u>	=	Monthly child support (rounded to the nearest dollar) \$ <u>N/A</u>

③ : Subtract the higher amount of monthly child support in ② from the lower amount.

Higher \$ <u>N/A</u>	-	Lower \$ <u>N/A</u>	=	Child Support Obligation (paid by higher income parent) \$ <u>N/A</u>
-------------------------	---	------------------------	---	--

④ : Apply the presumptive maximum if necessary.

This amount changes every year on July 1st. Make sure you are using the most current chart.

N/A

Income Range		Presumptive Maximum Amount
If the Parent's GMI is At Least		Usually, this is the maximum amount a parent may be required to pay per month per child.
\$0	But Less Than	\$4,235
\$4,235	-	\$638
\$6,351	-	\$693
\$8,467	-	\$758
\$10,585	-	\$819
\$12,701	-	\$883
\$14,816	-	\$945
	No Limit	\$1,010

N/A

⑤ : Deviations. If you are requesting an amount of child support that is lower or higher than the amount in ③ or ④, if applicable, your reason(s) for requesting a different amount must be based upon one of the following factors. (Check all that apply)

<input type="checkbox"/> The cost of health insurance	<input type="checkbox"/> The cost of childcare	<input type="checkbox"/> The relative income of both parents
<input type="checkbox"/> Special educational needs of the child	<input type="checkbox"/> The amount of time the child spends with each parent	<input type="checkbox"/> Any other necessary expenses for the benefit of the child
<input type="checkbox"/> The age of the child	<input type="checkbox"/> Legal responsibility of the parent for the support of others	<input type="checkbox"/> The value of services contributed by either parent
<input type="checkbox"/> Any expenses reasonably related to the mother's pregnancy and confinement	<input type="checkbox"/> The cost of transportation of the child to and from visitation if the custodial parent moved with the child from the jurisdiction that ordered the support and the non-custodial parent remained	<input type="checkbox"/> Any public assistance paid to support the child

Explain:

N/A

Hourly Wage	1 Child	2 Children	3 Children	4 Children	5 Children
	18%	25%	29%	31%	33%
\$7.25	\$226	\$314	\$354	\$400	\$500
\$7.50	\$234	\$325	\$377	\$408	\$500
\$7.75	\$242	\$336	\$390	\$416	\$500
\$8.00	\$250	\$347	\$402	\$430	\$500
\$8.25	\$257	\$358	\$415	\$443	\$500
\$8.50	\$265	\$368	\$427	\$457	\$500
\$8.75	\$273	\$379	\$440	\$470	\$501
\$9.00	\$281	\$390	\$452	\$484	\$515
\$9.25	\$289	\$401	\$465	\$497	\$529
\$9.50	\$296	\$412	\$478	\$510	\$543
\$9.75	\$304	\$423	\$490	\$524	\$558
\$10.00	\$312	\$433	\$503	\$537	\$572
\$10.25	\$320	\$444	\$515	\$551	\$586
\$10.50	\$328	\$455	\$528	\$564	\$601
\$10.75	\$335	\$466	\$540	\$578	\$615
\$11.00	\$343	\$477	\$553	\$591	\$629
\$11.25	\$351	\$488	\$566	\$605	\$644
\$11.50	\$359	\$498	\$578	\$618	\$658
\$11.75	\$367	\$509	\$591	\$631	\$672
\$12.00	\$374	\$520	\$603	\$645	\$686
\$12.25	\$382	\$531	\$616	\$658	\$701
\$12.50	\$390	\$542	\$628	\$672	\$715
\$12.75	\$398	\$553	\$641	\$685	\$729
\$13.00	\$406	\$563	\$653	\$699	\$744
\$13.25	\$413	\$574	\$666	\$712	\$758
\$13.50	\$421	\$585	\$679	\$725	\$772
\$13.75	\$429	\$596	\$691	\$739	\$787
\$14.00	\$437	\$607	\$704	\$752	\$801
\$14.25	\$445	\$618	\$716	\$766	\$815
\$14.50	\$452	\$628	\$729	\$779	\$829
\$14.75	\$460	\$639	\$741	\$793	\$844
\$15.00	\$468	\$650	\$754	\$806	\$858
\$15.25	\$476	\$661	\$767	\$819	\$872
\$15.50	\$484	\$672	\$779	\$833	\$887
\$15.75	\$491	\$683	\$792	\$846	\$901
\$16.00	\$499	\$693	\$804	\$860	\$915
\$16.25	\$507	\$704	\$817	\$873	\$930
\$16.50	\$515	\$715	\$829	\$887	\$944
\$16.75	\$523	\$726	\$842	\$900	\$958
\$17.00	\$530	\$737	\$855	\$913	\$972
\$17.25	\$538	\$748	\$867	\$927	\$987
\$17.50	\$546	\$758	\$880	\$940	\$1,001
\$17.75	\$554	\$769	\$892	\$954	\$1,015
\$18.00	\$562	\$780	\$905	\$967	\$1,030
\$18.25	\$569	\$791	\$917	\$981	\$1,044
\$18.50	\$577	\$802	\$930	\$994	\$1,058
\$18.75	\$585	\$813	\$943	\$1,008	\$1,073
\$19.00	\$593	\$823	\$955	\$1,021	\$1,087
\$19.25	\$601	\$834	\$968	\$1,034	\$1,101
\$19.50	\$608	\$845	\$980	\$1,048	\$1,115
\$19.75	\$616	\$856	\$993	\$1,061	\$1,130
\$20.00	\$621	\$867	\$1,005	\$1,075	\$1,144

*These child support calculations are based upon a 40 hour workweek and 52 pay periods per year.

Child Support Chart							
Hourly Wage	1 Child	2 Children	3 Children	4 Children	5 Children		
	18%	25%	29%	31%	33%		
\$7.25	\$226	\$314	\$364	\$400	\$500		
\$7.50	\$234	\$325	\$377	\$403	\$500		
\$7.75	\$242	\$336	\$390	\$416	\$500		
\$8.00	\$250	\$347	\$402	\$430	\$500		
\$8.25	\$257	\$358	\$415	\$443	\$500		
\$8.50	\$265	\$368	\$427	\$457	\$500		
\$8.75	\$273	\$379	\$440	\$470	\$501		
\$9.00	\$281	\$390	\$452	\$484	\$515		
\$9.25	\$289	\$401	\$465	\$497	\$529		
\$9.50	\$296	\$412	\$478	\$510	\$543		
\$9.75	\$304	\$423	\$490	\$524	\$558		
\$10.00	\$312	\$433	\$503	\$537	\$572		
\$10.25	\$320	\$444	\$515	\$551	\$586		
\$10.50	\$328	\$455	\$528	\$564	\$601		
\$10.75	\$335	\$466	\$540	\$578	\$615		
\$11.00	\$343	\$477	\$553	\$591	\$629		
\$11.25	\$351	\$488	\$566	\$605	\$644		
\$11.50	\$359	\$498	\$578	\$618	\$658		
\$11.75	\$367	\$509	\$591	\$631	\$672		
\$12.00	\$374	\$520	\$603	\$645	\$686		
\$12.25	\$382	\$531	\$616	\$658	\$701		
\$12.50	\$390	\$542	\$628	\$672	\$715		
\$12.75	\$398	\$553	\$641	\$685	\$729		
\$13.00	\$406	\$563	\$653	\$699	\$744		
\$13.25	\$413	\$574	\$666	\$712	\$758		
\$13.50	\$421	\$585	\$679	\$725	\$772		
\$13.75	\$429	\$596	\$691	\$739	\$787		
\$14.00	\$437	\$607	\$704	\$752	\$801		
\$14.25	\$445	\$618	\$716	\$766	\$815		
\$14.50	\$452	\$628	\$729	\$779	\$829		
\$14.75	\$460	\$639	\$741	\$793	\$844		
\$15.00	\$468	\$650	\$754	\$806	\$858		
\$15.25	\$476	\$661	\$767	\$819	\$872		
\$15.50	\$484	\$672	\$779	\$833	\$887		
\$15.75	\$491	\$683	\$792	\$846	\$901		
\$16.00	\$499	\$693	\$804	\$860	\$915		
\$16.25	\$507	\$704	\$817	\$873	\$930		
\$16.50	\$515	\$715	\$829	\$887	\$944		
\$16.75	\$523	\$726	\$842	\$900	\$958		
\$17.00	\$530	\$737	\$855	\$913	\$972		
\$17.25	\$538	\$748	\$867	\$927	\$987		
\$17.50	\$546	\$758	\$880	\$940	\$1,001		
\$17.75	\$554	\$769	\$892	\$954	\$1,015		
\$18.00	\$562	\$780	\$905	\$967	\$1,030		
\$18.25	\$569	\$791	\$917	\$981	\$1,044		
\$18.50	\$577	\$802	\$930	\$994	\$1,058		
\$18.75	\$585	\$813	\$943	\$1,008	\$1,073		
\$19.00	\$593	\$823	\$955	\$1,021	\$1,087		
\$19.25	\$601	\$834	\$968	\$1,034	\$1,101		
\$19.50	\$608	\$845	\$980	\$1,048	\$1,115		
\$19.75	\$616	\$856	\$993	\$1,061	\$1,130		
\$20.00	\$621	\$867	\$1,005	\$1,075	\$1,144		

*These child support calculations are based upon a 40 hour workweek and 52 pay periods per year.

Dennis V. Stanton
7088 Los Banderos Av.
Las Vegas, NV 89179-1207

FILED
FIFTH JUDICIAL DISTRICT

JUN 07 2018

Nye County Clerk
Deputy

DISTRICT COURT

Dennis V. Stanton,

Plaintiff,

CASE NO: CV139304

DEPT. NO: 2

vs.

Twyla M. Stanton,

Defendant.

QUALIFIED DOMESTIC RELATIONS ORDER

1. This order creates and recognizes the existence of an Alternate Payee's right to receive a portion of the Participant's Total Account Balance accumulated under an employer-sponsored defined contribution plan which is qualified under Section 501 of the Internal Revenue Code (the "Code") and the Employee Retirement Income Security Act of 1974 ("ERISA"). It is intended to constitute a Qualified Domestic Relations Order ("QDRO") under Section 414(p) of the Code and Section 206(d)(3) of ERISA.
2. The name, address, birth date and social security number of the plan "Participant" are:

Participant:	Dennis Vincent Stanton
Address:	7088 Los Banderos Av. Las Vegas, NV 89179-1207

Social Security Number: XXX-XX-9910

Birth Date: 05/07/1978

3. The name, address, birth date and social security number of the "Alternate Payee" are:

Alternate Payee: Twyla Marie Stanton

Address: 7088 Los Banderos Av.
Las Vegas, NV 89179-1207

Social Security Number: XXX-XX-2448

Birth Date: 08/06/1985

4. The name of the Plan to which this order applies is the I.B.E.W. Local Union 357 Pension Trust-Plan B (hereafter referred to as "Plan"). Further, any successor plan to the Plan shall also be subject to the terms of this Order.
5. This Order is entered pursuant to the authority granted in NRS 125 of the applicable domestic relations laws of the State of Nevada.
6. This Order relates to the provisions of marital property rights to the Alternate Payee as a result of the marriage that commenced on 07/11/2004.
7. Amount of Alternate Payee's Benefit:

This Order assigns to Alternate Payee an amount equal to 100% of the Participant's Total Account Balance accumulated under the Plan as of 05/09/2018. Such account balance shall include the amounts that have accumulated under all of the various accounts and/or subaccounts established and maintained under the Plan on behalf of the Participant. Administrative expenses attributable to Alternate Payee's benefits between the effective date and the date of distribution shall be applied to Alternate Payee's benefits. The award to the Alternate Payee cannot be greater than the total account balance at the time of distribution to the Alternate Payee.

8. The Alternate Payee shall be paid her benefits as soon as administratively feasible following the date this Order is approved as a QDRO by the Plan Administrator, or at

the earliest date permitted under the Plan, if later. Benefits will be payable to the Alternate Payee in the form of a one-time, lump-sum cash payment, if such form of payment is a permissible option under the terms of the Plan. If a lump-sum option is not available to the Alternate Payee, then she shall be permitted to choose among the available Plan options.

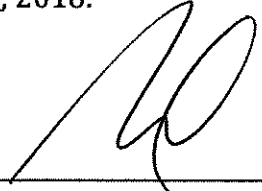
9. Between the time that the Alternate Payee's account hereunder is segregated and the time it is distributed to the Alternate Payee, the Alternate Payee's account shall remain invested, pro rata, in the same manner as Participant's account as of the segregation date unless and until Alternate Payee redirects it into other investment choices.
10. Any outstanding loans **shall not** be included with the total account balance for the purpose of determining the amount to be awarded to the Alternate Payee. The Plaintiff/Participant will repay 100% of the defaulted loan of the account balance.
11. This Order is not intended, and shall not be construed on such a manner as to require the Plan: (a) to provide any type of form of benefit option not otherwise provided under the terms of the Plan; (b) to require the Plan to provide increased benefits determined on the basis of actuarial value; or (c) to require the payment of any benefits to the Alternate Payee that are required to be paid to another Alternate Payee under another Order previously deemed to be a QDRO.
12. It is the intention of the parties that this QDRO continue to qualify as a QDRO under Section 414(p) of the Internal Revenue Code, as it may be amended from time to time, and the Plan Administrator shall reserve the right to reconfirm the qualified status of Order at the time benefits become payable hereunder.
13. For purposes of Sections 401(a)(1) and 72 of the Internal Revenue Code, any Alternate Payee who is the spouse of the Participant shall be treated as the distributee of any distribution or payments made to the Alternate Payee under the terms of this Order, and as such, will be required to pay the appropriate federal income taxes on such distribution.
14. Except as set forth herein, all rights in and to Participant's benefits under the Plan are awarded to the Participant.

15. The Court shall retain jurisdiction with respect to this Order to the extent required to maintain the original intent of the parties as stipulated herein.

ORDER

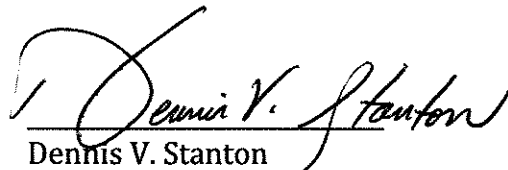
Pursuant to the Stipulation of the parties, it is so ordered

Dated and done this 7th day of June, 2018.

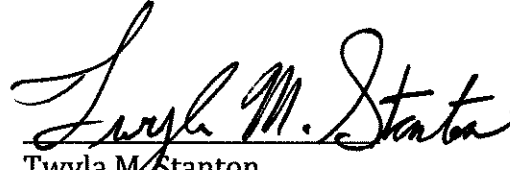

DISTRICT COURT JUDGE

Submitted by:

DATED: May 10, 2018

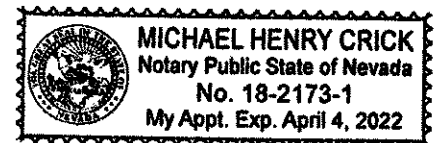

Dennis V. Stanton
Participant

DATED: May, 12, 2018


Twyla M. Stanton
Alternate Payee

State of Nevada
County of Clark

This instrument was Acknowledged before me on
05/10/18 by Dennis V. Stanton
Michael Crick



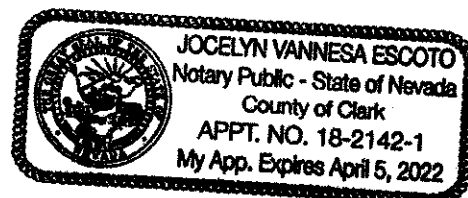
State of Nevada

County of Clark

Acknowledged before me on 05/12/18

by Twyla M. Stanton

Joelyn Escoto
Notary Public



FILED
FIFTH JUDICIAL DISTRICT

JUL 05 2018

J Nye County Clerk
Deputy

XPAO
Name: Twyla Marie Stanton
Address: 7078 Los Banderos Ave
Las Vegas, Nevada 89179-1207
Telephone: (702) 764-4692
Email Address: twylamstanton23@gmail.com
In Proper Person

DISTRICT COURT
Nye County, Nevada

Twyla Marie Stanton
Plaintiff, Joint Petitioner

CASE NO.: CV39304
DEPT: 2

vs. And

Dennis Vincent Stanton
Defendant, Joint Petitioner

EX PARTE APPLICATION TO SEAL FILE

(☒ check one) ☒ Plaintiff / ☐ Defendant requests this Court, pursuant to NRS 125.110,
order the file in the above entitled matter be sealed to the extent allowed by law.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing
is true and correct.

DATED this 26th day of June, 20 18

Submitted By: (Your signature)

Printed Name:

Twyla M. Stanton
Twyla Marie Stanton

FILED
FIFTH JUDICIAL DISTRICT

JUL 09 2018

Nye County Clerk
Deputy

OSFD

Name: Twyla Marie Stanton

Address: 7088 Los Banderos Ave.

Las Vegas, Nevada 89179-007

Telephone: (702) 764-4692

Email Address: twylamstanton23@gmail.com

In Proper Person

DISTRICT COURT
Nye County, Nevada

Twyla Marie Stanton

Plaintiff, Joint Petitioner

CASE NO.: CV39304
DEPT: 2

vs. And

Dennis Vincent Stanton

Defendant, Joint Petitioner

ORDER SEALING FILE

Upon (☒ check one) ☒ Plaintiff's / ☐ Defendant's Ex Parte Application to Seal File
pursuant to NRS 125.110, and good cause appearing, **IT IS HEREBY ORDERED** that the file
in the above entitled matter be sealed to the extent allowed by law.

DATED this 10th day of July, 2018

DISTRICT COURT JUDGE

Submitted By: (Your signature) ▶

Printed Name:

Twyla M. Stanton
Twyla Marie Stanton

CHARLES C. LoBELLO, ESQ.
Nevada Bar No. 5052
CHRISTOPHER F. OWEN, ESQ.
Nevada Bar No. 13211
OWEN LAW FIRM
1785 East Sahara Ave., Suite 157
Las Vegas, Nevada 89104
Tel. (702) 733-2800
Fax (702) 425-9883
cowen@chrisowenlaw.com
Attorneys for *First Joint Petitioner/Plaintiff*

FILED
FIFTH JUDICIAL DISTRICT

NOV 20 2018

Nye County Clerk

Amo Deputy

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF NYE

TWYLA MARIE STANTON,
an individual;

First Joint Petitioner/Plaintiff,

vs.

DENNIS VINCENT STANTON,

Second Joint Petitioner/Defendant.

Case No.: CV-39304

Dept. No.: 2

EX PARTE APPLICATION TO UNSEAL COURT RECORD

COMES NOW First Joint Petitioner/Plaintiff, TWYLA MARIE STANTON¹ (hereafter "Plaintiff" or "Twyla"), by and through her counsel of record, Christopher F. Owen, Esq., of the OWEN LAW FIRM, and hereby submits this *Ex Parte* Application to Unseal Court Record, as follows:

///

///

///

///

///

¹ For purposes of the caption, the undersigned continues to use First Joint Petitioner/Plaintiff's name. However, on October 26, 2018, the Circuit Court of Faulkner County, Arkansas appointed the parents of Twyla Stanton, Robert Crawford and Carmen Crawford, as Temporary Co-Guardians of the Person and Estate of Twyla Marie Stanton (McCurdy) See Order Appointing Temporary Co-Guardians of the Person and Estate, Exhibit 1 hereto. Accordingly, the Temporary Co-Guardians, Robert and Carmen Crawford, hereby bring this action on behalf of the ward, Twyla Marie Stanton.

OWEN LAW FIRM
1785 East Sahara Avenue, Suite 157
Las Vegas, Nevada 89104
TEL.: 702-733-2800 FAX: 702-425-9883

JA000070

EXHIBIT 1

EXHIBIT 1

IN THE CIRCUIT COURT OF FAULKNER COUNTY, ARKANSAS
PROBATE DIVISION
5th DIVISION

IN THE MATTER OF TWYLA MARIE MCCURDY,
An incapacitated person

23PR-18-640

**ORDER APPOINTING TEMPORARY
CO-GUARDIANS OF THE PERSON AND ESTATE**

Now on this day, came on for hearing Petitioners' Verified Petition for Appointment of Co-Guardians of the Person and Estate, and the Court being well and otherwise sufficiently advised, THE COURT DOTH FIND:

1. This Court has jurisdiction over the parties and subject matter. Venue is proper.
2. The Court finds that the incapacitated person, Twyla Marie McCurdy, is in need of a guardian of the person and estate to care for her and it would be in her best interest to have a guardian appointed. The Court finds that the incapacitated person has a minimal estate consisting clothing and personal effects with an approximate value of less than \$500.00.
3. That Petitioners, Robert Crawford and Carmen Crawford, 129 Mill Creek Drive, Greenbrier, AR 72058, should be and are hereby appointed Temporary Co-Guardians of the Person and Estate of Twyla Marie McCurdy, DOB: 8/6/85 and are to serve without bond.

IT IS SO ORDERED.

(electronic signature on attached signature page)
HONORABLE H.G. FOSTER
CIRCUIT JUDGE

Presented by:


Boyd Tackett, Jr., Esquire



Arkansas Judiciary

Case Title: TWYLA MARIE MCCURDY

Case Number: 23PR-18-640

Type: TEMPORARY ORDER

So Ordered

A handwritten signature in black ink, appearing to read "H. G. Foster", with a large, stylized flourish extending from the end.

Judge H G Foster

Electronically signed by HGFOSTER on 2018-10-26 13:12:59 page 2 of 2

CHARLES C. LoBELLO, ESQ.
Nevada Bar No. 5052
CHRISTOPHER F. OWEN, ESQ.
Nevada Bar No. 13211
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1785 East Sahara Ave., Suite 157
Las Vegas, Nevada 89104
Tel. (702) 733-2800
Fax (702) 425-9883
cowen@chrisowenlaw.com
Attorneys for *First Joint Petitioner/Plaintiff*

FILED
FIFTH JUDICIAL DISTRICT

NOV 27 2018

Nye County Clerk

Amo Deputy

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF NYE

TWYLA MARIE STANTON,
an individual;

First Joint Petitioner/Plaintiff,

vs.

DENNIS VINCENT STANTON,
an individual;

Second Joint Petitioner/Defendant.

Case No.: CV-39304
Dept. No.: 2

DATE OF HEARING:

TIME OF HEARING:

NOTICE: YOU ARE REQUIRED TO FILE A WRITTEN RESPONSE TO THIS MOTION WITH THE CLERK OF THE COURT AND TO PROVIDE THE UNDERSIGNED WITH A COPY OF YOUR RESPONSE WITHIN 10 DAYS OF YOUR RECEIPT OF THIS MOTION. FAILURE TO FILE A WRITTEN RESPONSE WITH THE CLERK OF THE COURT WITHIN 10 DAYS OF YOUR RECEIPT OF THIS MOTION MAY RESULT IN THE REQUESTED RELIEF BEING GRANTED BY THE COURT WITHOUT A HEARING PRIOR TO THE SCHEDULED HEARING DATE.

FIRST JOINT PETITIONER/PLAINTIFF'S MOTION PURSUANT TO RULE 60(b) TO SET ASIDE DECREE OF DIVORCE AS FRAUDULENTLY OBTAINED, TO DISMISS THE JOINT PETITION FOR DIVORCE WITH PREJUDICE, AND TO SANCTION DEFENDANT FOR FORUM SHOPPING AND PERPETRATING A FRAUD UPON THE COURT IN THE FULL AMOUNT OF PLAINTIFF'S FEES AND COSTS

COMES NOW, First Joint Petitioner/Plaintiff, TWYLA MARIE STANTON¹ (hereafter "Plaintiff" or "Twyla"), by and through her attorney of record, CHRISTOPHER F. OWEN, ESQ. of the OWEN LAW

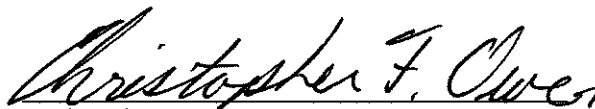
¹ For purposes of the caption, the undersigned continues to use First Joint Petitioner/Plaintiff's name. However, on October 26, 2018, the Circuit Court of Faulkner County, Arkansas appointed the parents of Twyla Stanton, Robert Crawford and Carmen Crawford, as Temporary Co-Guardians of the Person and Estate of Twyla Marie Stanton (McCurdy) See Order Appointing Temporary Co-Guardians of the Person and Estate, Exhibit 1 hereto. Accordingly, the Temporary Co-Guardians, Robert and Carmen Crawford, hereby bring this action on behalf of the ward, Twyla Marie Stanton.

FIRM, retained in an unbundled capacity, and hereby states the following points and authorities in support of her Motion Pursuant to Rule 60(b) to Set Aside Decree Of Divorce as Fraudulently Obtained, to Dismiss the Joint Petition For Divorce with Prejudice, and to Sanction the Defendant, DENNIS STANTON, for Forum Shopping and Perpetrating a Fraud Upon the Court in the Full Amount of Plaintiff's Fees And Costs.

This Motion is based upon all of the papers, pleadings and records on file herein, the attached Memorandum of Points and Authorities, the affidavits in support hereof, and any oral argument this Court may entertain at the time of hearing.

DATED this 5th day of November, 2018.

OWEN LAW FIRM



Christopher F. Owen, Esq.

OWEN LAW FIRM

1785 E. Sahara Ave., Suite 157

Las Vegas, Nevada 89104

cowen@chrisowenlaw.com

Attorney for First Joint Petitioner/Plaintiff

MEMORANDUM OF POINTS AND AUTHORITIES

I.

INTRODUCTION

In this case, the "parties"² have engaged in multiple filings to obtain a divorce. The filing litany begins on October 12, 2016, when the Defendant, DENNIS VINCENT STANTON ("Defendant" or "Dennis") filed a Complaint for Divorce (See Complaint for Divorce, Case No. D-16-540966-D ("the First Divorce Action", attached hereto as Exhibit 2)).³

On September 13, 2017, Dennis filed a Complaint for Separate Maintenance in which Dennis sought maintenance from Twyla, who was (then and remains) unemployed. See Complaint for Separate

² As the Court can see from the Psychological Evaluation dated October 19, 2018, which has been submitted to the Court for its *in camera* inspection, Twyla has a tested IQ of 69. She has reading and comprehension levels of (at best) a 3rd grader, and she is now under the co-guardianship of her parents. Throughout this Motion, the term "the parties" is used for the sake of convenience to refer to both Dennis and Twyla. However, Dennis is the sole actor here, and Twyla is his pawn -- a straw-person. The term as used herein is not meant to imply, as it normally does (particularly in the context of joint filings), that both "parties" agree on the content of a pleading. Thus, even on "joint" documents signed by Twyla, her signature does not connote understanding or agreement. When Dennis tells Twyla to say, do, or sign something, she obeys. Having the capacity of a grade-school child, Twyla signed whatever Dennis told her to sign.

³ Unaware that Dennis had filed a Complaint for Divorce, Twyla filed her own a short while later that same day. Both cases were subsequently consolidated under the earlier case number.

1 Maintenance, Case No. D-17-558626-S (hereafter “the Second Divorce Action”), attached hereto as Exhibit
2 3. Shortly thereafter, the Court (Judge Rena Hughes) *sua sponte* stated in a minute order that, “the Court is
3 aware that [Twyla] has a diminished mental capacity and lacks the ability to comprehend legal
4 documents or make judgments as to legal matters. In good conscience, and for purposes of due process,
5 the Court cannot approve the [Twyla’s] alleged agreements with [Dennis] until [Twyla] receives
6 independent legal counsel.” See Minute Order dated February 01, 2018, attached hereto as Exhibit 4
7 (emphasis added). Judge Hughes then asked to appoint the undersigned as Twyla’s counsel, likely because
8 he had represented Twyla in the First Divorce Action, and the undersigned agreed. As soon as the
undersigned was appointed, however, Dennis caused a Stipulation and Order for Voluntary Dismissal of
Case to be filed as to the Second Divorce Action.

9 Approximately 2 months later, on March 29, 2018, Dennis caused “the parties” to file a Joint
10 Petition for Divorce in Clark County (See Joint Petition, Case No. D-18-568604-Z (hereafter, “the Third
11 Divorce Action”, attached hereto as Exhibit 5). The Third Divorce Action was assigned back to Judge
12 Hughes and, again, using Twyla as a straw-person, Dennis filed a Peremptory Challenge (Exhibit 6 hereto)
13 and the case was reassigned to Judge Bryce Duckworth. Judge Duckworth, however, determined that the
14 challenge was improper and untimely, and returned the case to Judge Hughes. See Minute Order dated
April 18, 2018, attached hereto as Exhibit 7.

15 Dennis, apparently recognizing the futility of continuing to file in Clark County, immediately
16 caused this Third Divorce Action to be “voluntarily” dismissed. With his efforts frustrated in Clark County,
Dennis forum-shopped the case to Nye County,

17 Nearly two years after the filing of the First Divorce Action, the “parties”, i.e., Dennis, filed the
18 Amended Joint Petition for Divorce⁴ giving rise to this case (Nye County Case No. CV 39304, hereafter
19 “the Fourth Divorce Action”). See Amended Joint Petition attached hereto as Exhibit 8. At no time did
20 Dennis disclose to this Court either the history of filings in the Eighth Judicial District or the fact that Twyla
21 suffered from a “diminished mental capacity” that prevented her from exercising proper judgment on
important legal decisions on issues critical to custody and divorce.

22 Unaware of Dennis’s procedural gamesmanship, this Court, on June 7, 2018 granted a Decree of
23 Divorce. See Decree of Divorce attached hereto as Exhibit 9. The Decree was obtained solely by Dennis
24 taking unfair advantage of, in the words of Judge Hughes, Twyla’s diminished mental capacity” and
inability “to comprehend legal documents or make judgments as to legal matters.” As previously noted,

25
26
27
28 ⁴ As of the filing of this motion, the undersigned only has a copy of the Amended Joint Petition. The
undersigned was unable to obtain of the original Joint Petition as the case has been sealed.

1 Twyla has the reading comprehension of a 2nd grader and the reading skills of a beginning 3rd grader.⁵ She
2 is cognitively slow and is easily taken advantage of. Having been thwarted in his pursuit of a Decree of
3 Divorce in the Eighth Judicial District Court, Dennis forum-shopped the case to the Fifth Judicial District
4 – knowing full well that this new venue would allow him to obtain the Decree without the Court ever having
to know of his serial filings in Clark County.

5 For these reasons, and as explained more fully below, Twyla hereby moves this Court Pursuant to
6 Rule 60(b) of the Nevada Rules of Civil Procedure to set aside decree of divorce as fraudulently obtained,
7 to dismiss the joint petition for divorce, and to sanction Dennis for forum-shopping and perpetrating a fraud
8 upon the court in the full amount of the attorney's fees and costs Twyla has been forced to incur in bringing
this Motion.

9 **II.**

10 **STATEMENT OF FACTS**

11 The parties hereto were married July 11, 2004. They have six children, to wit:

- 12 1. Brianna Stanton, born April 19, 2005;
13 2. Tristan Stanton, born August 16, 2006;
14 3. Tyler Stanton, born July 17, 2007;
15 4. Tanner Stanton, born September 22, 2008;
16 5. Arianna Stanton, born February 25, 2010; and
17 6. Trent Stanton, born March 15, 2011.

18 As explained hereinabove, prior to filing the Joint Petition giving rise to this case, Dennis tried
19 three separate times in Clark County to get this divorce.

20 On October 12, 2016, he filed his First Divorce Action, a Complaint for Divorce and the case was
21 assigned to Judge Rena Hughes. See Exhibit 2. Subsequently, unaware of Dennis's filing, Twyla filed her
22 own Complaint for Divorce (Case No. D-16-541006-D). Both cases were consolidated under the earlier
case number. After long and contentious proceedings, the parties reconciled, and the case was voluntarily
dismissed on or about March 30, 2017. It is the undersigned's belief that Dennis reconciled primarily to
avoid having the court remove the children from his custody and having an award of attorney's fees leveled
against him.

23 On September 13, 2017, Dennis Stanton filed a Complaint for Separate Maintenance, which was
24 also assigned to Judge Hughes. See Exhibit 3. On October 23, 2017, Mr. Stanton requested a summary
25 disposition of the Separate Maintenance Case, representing to the Court that the "parties" had reached an
26 agreement on all material issues pertinent to custody and support of the children, spousal support, and the

27 ⁵ See Psychological Evaluation dated October 19, 2018, which has not, for privacy reasons, been attached
28 as an exhibit hereto but has been submitted to the Court for its *in camera* inspection.

1 division of marital assets and debts. However, on February 1, 2018, Judge Hughes of the Eight Judicial
2 District issued a Minute Order in the Separate Maintenance Case, stating:

3 Pursuant to EDCR 2.23(c) and 5.501(b), this Court can consider a motion and issue a
4 decision on the papers at any time without a hearing. The Court has researched its duties
5 with respect to ensuring due process to the Defendant [Twyla Stanton]. Through the
6 previous case involving the parties (lead case - D-16-540966-D consolidated with D-16-
7 541006-D), the Court is aware that Defendant has a diminished mental capacity and
8 lacks the ability to comprehend legal documents or make judgments as to legal
9 matters. In good conscience, and for purposes of due process, the Court cannot approve
10 the Defendant's alleged agreements with Plaintiff until Defendant receives independent
11 legal counsel.

12 Therefore, the Court is appointing Defendant independent legal counsel to represent the
13 Defendant in this matter, to ensure she is advised of her rights, and that she is truly making
14 an informed judgment as to the legal matters at hand. (Emphasis added).

15 See Exhibit 4.

16 On February 8, 2018, the Court appointed the undersigned as counsel for Twyla in the Separate
17 Maintenance Case (the Second Action). Within weeks of the appointment, Dennis shut the case down, filing
18 a Stipulation and Order to Dismiss the Separate Maintenance case on February 27, 2018.

19 On March 29, 2018, the "parties" filed the Third Divorce Action. See Joint Petition for Divorce
20 filed March 29, 2018, attached hereto as Exhibit 5. This Third Action was initially assigned to Judge Hughes
21 per EDCR 5.103.⁶ Upon discovering that the case had been assigned to Judge Hughes (who was well aware
22 of Twyla's "diminished mental capacity"), Dennis filed a Peremptory Challenge, Exhibit 6, using Twyla as
23 a straw-person to file it,⁷ and the case was randomly reassigned to Judge Bryce Duckworth.

24 Judge Duckworth, however, considered the Peremptory Challenge and determined first that the
25 Third Action must be returned to Judge Hughes (again, per EDCR 5.103(c)(2)) (see note 7 herein), but also
26 that the Peremptory Challenge was untimely. See Judge Duckworth's Minute Order, attached hereto as
27 Exhibit 7.

28 ⁶ EDCR 5.103 states,

(b) Upon the filing of any action, the clerk's office shall utilize the information provided on the
Mandatory Family Court Cover Sheet to...determine whether prior cases involving the same parties
exist and assign cases pursuant to this rule.

(c) Pursuant to the mandates of NRS 3.025(3), any and all new cases involving the same parties shall
be assigned to the same judicial department in the following manner:

* * *

(2) If one or more prior cases involving the same parties has previously been filed, the new
case shall be assigned to the judicial department assigned to the earlier-filed case.

⁷ A copy of the Peremptory Challenge is attached hereto as Exhibit 6. The Court will notice that, on its
face, it looks as if it was Twyla who sought to move the case away from Judge Hughes. However, Twyla
could not have understood what was happening and simply followed the dictates of Dennis in completing
this form. Using Twyla to file the Challenge is just further evidence of Dennis's devious character.

Citing Supreme Court Rule 48.1(3)(b) and 48.1(5), Judge Duckworth stated:

Parties to litigation are not permitted to file a peremptory challenge against a district judge who has previously made rulings on contested issues. This prohibition applies in any subsequent cases between the same parties, which are assigned to that same district judge pursuant to a local case assignment rule. "Allowing a plaintiff to file a peremptory challenge after the filing of any counterclaim would give a plaintiff the opportunity to disqualify the district judge simply because he has made previous unfavorable rulings." *Carr-Bricken v. First Interstate Bank*, 105 Nev. 570, 573, 779 P.2d 967, 969 (1989). In *Carr Bricken*, the appellant argued that she should be allowed to file a peremptory challenge after a third-party filed a counterclaim. In that case, the trial court struck the Plaintiff's peremptory challenge and the Supreme Court held that "[since appellant filed her peremptory challenge long after hearings of several contested pretrial matters in th[e] case, her right to a peremptory challenge had been waived as a matter of law." *Id.*

Judge Duckworth concluded:

The peremptory challenge in this case is comparable to the peremptory challenge filed in *Carr-Bricken* because it challenges a district judge who previously made substantive pre-trial rulings on the merits of a divorce and separate maintenance action between the Parties. The cause of action and issues in this case are identical to those in cases D-16-541006-D and D-16-540966-D because they are both actions for divorce. Had either of these earlier cases resulted in a decree of divorce, the instant case would have been barred under the principle of *res judicata*. *Id.*

Given the "parties" multiple filings, the revelation and scope of Dennis' procedural gamesmanship, and the local rule (EDCR 5.103(c)(2)) mandating the return of the case to "to the judicial department assigned to the earlier-filed case", Judge Duckworth transferred the Third Action back to Judge Hughes. And Dennis, not surprisingly, immediately caused the Third Action to be dismissed.

Now fully aware that whatever he filed in Clark County would eventually end up with Judge Hughes, Dennis turned his eye to Nye County, where his past filings need not ever see the light of day. On or about May 30, 2018,⁸ Dennis caused "the parties" to file a Joint Petition for Divorce before this Court (the "Fourth Divorce Action"). Exhibit 8. Shortly thereafter, "the parties" filed an Amended Joint Petition for Summary Decree of Divorce, wherein Twyla (who lacks the ability to comprehend legal documents or make judgments as to legal matters) somehow miraculously agreed to pay Dennis over \$1,500.00 per month in child support – based upon a stated annual income of over \$52,000.00. Twyla has not held a job since July 8, 2016.

Dennis's hubris is incomprehensible and unconscionable. Not only does Twyla not have a job, she had difficulties in the past holding even a minimum wage job (she was let go from her last job as a housekeeper because she was too slow to get her work done, and constantly had to rely on the assistance of other housekeepers). Also, notably, the earnings "the parties" attribute to Twyla for purposes of the child support calculation change with each of Dennis's serial filings. For example, in the Complaint for Separate

⁸ The filing date of the initial (not Amended) Joint Petition in this case is unknown as the case has been sealed.

1 Maintenance filed September 13, 2017, Exhibit 3 hereto, Dennis claimed that Twyla should pay him child
2 support of \$600.00 per month -- the statutory minimum -- because Twyla's gross monthly earnings at the
3 time were (just as they are now) zero. See Worksheet A, attached to Exhibit 3.

4 However, when "the parties" filed the first Joint Petition for Divorce on March 29, 2018, Exhibit 5
5 hereto, it was claimed that Twyla's monthly child support obligation should be \$1,300.00 per month, based
6 upon Twyla's imaginary gross monthly income of \$3,052.00 per month (or \$36,624.00 per year). See
7 Worksheet A attached to Exhibit 5 hereto. Dennis also claimed that at the time of filing this Joint Petition,
8 Twyla owed him \$3,900.00 in arrears.

9 Finally, when "the parties" filed their Amended Joint Petition for Summary Decree of Divorce with
10 this Court, a mere two months later, it was claimed that Twyla was earning \$4,333.33 per month (or
11 \$52,000.00 per year), that she should therefore pay Dennis \$1,517.00 per month for child support, and that
12 Twyla owed Dennis arrears of \$4,551.00. See Worksheet A attached to Amended Joint Petition, Exhibit 8
13 hereto.

14 Claiming that Twyla went from earning zero in September 2017 to earning \$52,000.00 per year in
15 May 2018, all the while when she is unemployed, shows the falsity Dennis crafted into the various filings.
16 Moreover, the Joint Petition and Decree that Dennis caused to be filed with this Court also contain numerous
17 materially false statements, as follows:

- 18 1. The filing of the Amended Joint Petition, in and of itself, is a false representation that Twyla even
19 understood what she was signing. The recently performed Psychological Evaluation makes clear
20 that Twyla could not have understood what she was signing (or sacrificing). Indeed, given Twyla's
21 cognitive deficits, it is telling that, other than Twyla's name in the caption and her signature, the
22 entire Joint Petition, Exhibit 3 hereto, is in Dennis's handwriting;
- 23 2. Given Dennis's three (3) frustrated attempts to secure a divorce in Clark County, it is obvious that
24 Dennis forum-shopped and initiated this action in Nye County to avoid Judge Hughes and obtain
25 an unfair advantage that he could not get in Clark County because of the local rule requiring
26 assignment of new cases involving the same parties back to the original department. Well aware
27 that Judge Hughes would not allow the trampling of Twyla's "due process" rights, Dennis moved
28 the game;
3. The Joint Petition in this case requires that Twyla should be the party responsible for maintaining
medical and dental insurance for the six (6) children, even though Twyla is not employed, has not
held a job since July 8, 2016, and could not have understood to what she was agreeing;
4. The Joint Petition filed with this Court claims at paragraph 14 that Twyla should pay Dennis
monthly child support of \$1,517.00, based upon an annual income of \$52,000.00 (and calculations
set forth at Worksheet A). Again, this is totally false. Twyla would never have knowingly agreed
to Dennis having primary physical custody of the parties' children or to paying child support of

1 \$1,517.00. Twyla has great difficulty getting and keeping a minimum wage job because her
2 cognitive and adaptive skills are significantly below average. See Psychological Evaluation.⁹ Twyla
3 does not work and has not had a job since July 2016. Twyla did not understand the document and
4 signed it merely because Dennis commanded her to;

5 5. The Joint Petition falsely represents at paragraph 17 that Twyla agrees she owes Dennis child
6 support arrears of \$4,551.00, when both "parties" clearly know Twyla has no job, no income, and
7 no ability to pay child support now or at any other time;

8 6. The Joint Petition states further at paragraph 18 that Twyla would receive 100% of Dennis's
9 I.B.E.W. 357 Pension Trust Plan B (and that, in exchange, Dennis would receive Plan A and the
10 N.E.B.F. Pension Benefit). However, the evidence will show that Twyla received a check from
11 I.B.E.W Local Union 357 in the amount of \$36,176.00 and, on August 9, 2018, deposited this check
12 to her savings account at Bank of America. Four days later, on August 13, 2018, it is believed that
13 Dennis drove Twyla to the bank, ordered her to go in and withdraw all of the funds in the account
14 in cash and close the account. See Bank of America Statement dated September 5, 2018, Exhibit
15 10 hereto. Twyla did as he commanded, just as she always does. She withdrew the \$36,176.00 in
16 cash (plus the balance of \$10.06 that had been in the account prior to the deposit) and closed the
17 account. When she got back in the car, Dennis took the cash from her. Twyla has no idea what
18 happened to the cash after Dennis ordered her to give it to him and Dennis must be held to account
19 for his actions and explain where the money went;¹⁰

20 7. The Decree arising out of the Joint Petition (Exhibit 9) awards Dennis 100% of the parties' marital
21 residence located at 7088 Los Banderos Ave., Las Vegas, Nevada. It is believed there is equity of
22 approximately \$60,000.00 to \$100,000.00 in the residence (the actual equity amount is difficult to
23 ascertain as Dennis has failed to pay the mortgage and has allowed arrears of nearly \$50,000.00 to
24 accrue (see Joint Petition, paragraph 19, Husband's debts);

25 8. Finally, to the extent the Joint Petition claims that the "parties" have entered into an equitable
26 agreement settling all issues regarding assets, debts, and spousal support, this is completely false.
27 The Decree ultimately filed in this case does not require any payment of spousal support even
28

29 ⁹ See Psychological Evaluation which has been submitted to the Court for its *in camera* inspection.

30 ¹⁰ Notably on August 31, 2018, within days of stealing her money, Dennis gave Twyla \$50.00 and put her
31 on a bus to Arkansas. Twyla arrived in Arkansas a few days later, on September 2, 2018, and still had the
32 same \$50.00 Dennis had given her. See Declaration of Monette DuMond, attached hereto as Exhibit 11.
33 For whatever reason, whether sympathy, compassion, or pity, all of Twyla's meals were bought by others
34 on the bus. If Twyla still had the money she withdrew from the bank on August 13, 2018, there is no doubt
35 she would have with arrived in Arkansas with all of that money in tact and in her possession, just like the
36 \$50.00 Dennis gave her when he put her on the bus.

1 though the parties have been married 14 years and Twyla was, for almost the entirety of the marriage, a
2 stay-at-home wife and mother to their six children. The Decree further claims, at paragraph 23, that it is
3 "understood" that the Petitioners have given up various rights. With reading and comprehension levels of
4 an elementary school child, there is no way Twyla could have understood what "rights" she was giving up.
5 Dennis drafted the entire marital settlement agreement and Twyla would have no understanding of what
6 she was signing, what she was "agreeing to", and what she was giving up.

7 The multiple filings by these "parties", all orchestrated by Dennis, warrant that the Decree filed by
8 this Court be set aside and the Joint Petition dismissed. Dennis may not be allowed to "game" the system
9 by forum-shopping, finding a court that would be unaware of "the parties'" filing history, make multiple
10 false representations regarding Twyla's income for the sake of claiming that she pay child support, falsely
11 claim that the parties have agreed upon an equitable distribution of assets and debts, and award Twyla the
12 benefit of his I.B.E.W. Plan B pension only to steal that money away from her. Twyla does not possess the
13 ability to comprehend these statements or what she was signing, and Dennis knowingly used her mental
14 disability against her, exploiting Twyla, who clearly is a vulnerable person.

15 NRS ¶200.5091 et seq. makes it a crime to exploit a vulnerable person. Subsection 8 of NRS
16 ¶200.5092 defines a vulnerable person as a person 18 years of age or older who:

- 17 (a) Suffers from a condition of physical or mental incapacitation because of a developmental
18 disability, organic brain damage or mental illness; or
- 19 (b) Has one or more physical or mental limitations that restrict the ability of the person to
20 perform the normal activities of daily living.

21 Twyla has a tested IQ score of 69. She has the reading ability and comprehension of a second or
22 third grader. Persons have an IQ score below 70 are considered feeble-minded or even mildly retarded.

23 Exploitation of a vulnerable person carries significant criminal penalties. A first offense is either a
24 category C felony (punishable by imprisonment in the state prison for a minimum term of not less than 1
25 year and a maximum term of not more than 5 years, and the possibility of a fine of not more than
26 \$10,000.00), or a gross misdemeanor (punishable by imprisonment in the county jail for not more than 364
27 days, or by a fine of not more than \$2,000, or both).

28 In light of Dennis's serial filings, his serial attempts to exploit Twyla, knowing full well that she
lacks the ability to comprehend (as Judge Hughes made clear in her minute order, Exhibit 5 hereto), and
taking from her in cash that I.B.E.W. benefit that was "awarded" to her in the Divorce, there can be no
doubt as to his guilt under NRS 200.5091. Similarly, there can be no doubt as to whether this Court should
set aside the Decree, dismiss the Joint Petition with prejudice, and award Twyla \$3,200.00, the full amount
of her fees and costs in bringing this action.

///

///

III.

RULE 60(b) GRANTS THIS COURT THE AUTHORITY TO SET THE DECREE ASIDE

Nevada Rule of Civil Procedure 60(b) provides relief from a judgment or order arising from or containing mistakes, inadvertence, excusable neglect, newly discovered evidence, or fraud, and states as follows:

On motion and upon such terms as are just, the court may relieve a party or a party's legal representative from a final judgment, order, or proceeding for the following reasons: (1) mistake, inadvertence, surprise, or excusable neglect; (2) newly discovered evidence which by due diligence could not have been discovered in time to move for a new trial under 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 based has been reversed or otherwise vacated, or it is no longer equitable that an injunction should have prospective application. The motion shall be made within a reasonable time, and for reasons (1), (2), and (3) not more than 6 months after the proceeding was taken or the date that written notice of entry of the judgment or order was served. A motion under this subdivision (b) does not affect the finality of a judgment or suspend its operation. This rule does not limit the power of a court to entertain an independent action to relieve a party from a judgment, order, or proceeding, or to set aside a judgment for fraud upon the court. Writs of *coram nobis*, *coram vobis*, *audita querela*, and bills of review and bills in the nature of a bill of review, are abolished, and the procedure for obtaining any relief from a judgment shall be by motion as prescribed in these rules or by an independent action.

This Motion is brought pursuant to NRCP 60(b)(3), to set aside the Decree of Divorce as fraudulently obtained. This subsection of the Rule provides that the motion be brought not more than 6 months after the proceeding was taken or the date that written notice of entry was served. This Motion is being filed within the six months after the proceeding was taken, which was June 7, 2018.

IV.

**THERE IS SUFFICIENT EVIDENCE OF A FRAUD UPON THE COURT
TO WARRANT SETTING ASIDE THE DECREE AND
DISMISSAL OF THE JOINT PETITION WITH PREJUDICE**

There is substantial evidence of Dennis's attempts to get this divorce, but only on his fraudulent terms. In the First Action, the parties settled on the eve of Defendant having the children removed from his custody due to his failure to properly supervise those six children. In the Second Action, Judge Hughes stated in a minute order,

the Court is aware that Defendant has a diminished mental capacity and lacks the ability to comprehend legal documents or make judgments as to legal matters. In good conscience, and for purposes of due process, the Court cannot approve the Defendant's alleged agreements with Plaintiff until Defendant receives independent legal counsel.

Thus, upon the undersigned being appointed as independent legal counsel for Twyla, Dennis immediately caused to be filed a Stipulation and Order for Voluntary Dismissal of Case. In the Third Action, Dennis filed another Stipulation and Order for Voluntary Dismissal once Judge Duckworth denied the

1 Peremptory Challenge as impermissible and untimely, and referred the case back to Judge Hughes, who
2 was clearly familiar with Dennis's machinations.

3 Dennis has tried repeatedly to seek a divorce on his (and only) his terms, rather than provide his
4 wife and the mother of his children with proper support and an equitable division of assets. He finally
5 succeeded by filing in another County, where knowledge of his past filings could be completely concealed.

6 V.

7 **THE JOINT PETITION SHOULD BE DISMISSED FOR FRAUD AND BECAUSE**
8 **TWYLA DOES NOT POSSESS THE REQUISITE CAPACITY TO COMPREHEND ANY OF**
9 **THE PLEADINGS OR PAPERS FILED IN THIS ACTION**

10 According to the Psychological Evaluation, Twyla's full-Scale IQ score of 69 is significantly below
11 average. The evaluation also finds that Twyla has a reading comprehension score of beginning 2nd grade
12 and a basic reading skill level of beginning 3rd grade. Because of that, the examiner expressed "doubt" that
13 that Twyla was able to read and comprehend the divorce documents that Dennis drafted and had her sign.
14 In other words, it does not appear possible that Twyla could have read the divorce paperwork and
15 understood that she was, for example, (1) agreeing to sign over the house to Dennis; (2) agreeing to pay
16 Dennis over \$1,500 per month in child support; or (3) giving Dennis full custody of the children; or (4)
17 forgoing any spousal support.

18 VI.

19 **PLAINTIFF IS ENTITLED TO AN AWARD OF ATTORNEYS FEES AND COSTS**

20 Dennis has behaved in a secretive, unethical, and likely illegal manner in his attempt to secure a
21 decree of divorce through false and fraudulent measures including, without limitation, filing in Nye County
22 after three failed attempts in Clark Count and by representing to the Court (more than once) that the
23 "parties" were filing a Joint Petition when they clearly were not. Dennis's efforts to secure a divorce in
24 Clark Count failed because there is a local rule requiring that an action by the same parties must go back to
25 the original department. There being no comparable rule in the Fifth Judicial District, Dennis was free to
26 tell this Court whatever he wanted, without the bother of full and honest disclosure to this tribunal. This
27 cannot be allowed.

28 NRS ¶18.010 reads in relevant part:

Award of attorney's fees.

(1) In addition to the cases where an allowance is authorized by specific statute, the
court may make an allowance of attorney's 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 attorney's fee in all
appropriate situations. It is the intent of the Legislature that the court
award attorney's fees pursuant to this paragraph and impose

sanctions pursuant to Rule 11 of the Nevada Rules of Civil Procedure in all appropriate situations 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. (Emphasis added)

N.R.C.P. 11(b) provides, in relevant party, that

By presenting to the court (whether by signing, filing, submitting, or later advocating) a pleading, written motion, or other paper, an attorney or unrepresented party is certifying that to the best of the person's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, —

- (1) it is not being presented for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation;
- (2) the claims, defenses, and other legal contentions therein are warranted by existing law or by a nonfrivolous argument for the extension, modification, or reversal of existing law or the establishment of new law;
- (3) the allegations and other factual contentions have evidentiary support or, if specifically so identified, are likely to have evidentiary support after a reasonable opportunity for further investigation or discovery; and
- (4) the denials of factual contentions are warranted on the evidence or, if specifically so identified, are reasonably based on a lack of information or belief.

In this case, Dennis, in signing the Joint Petition filed with this Court, violated Rule 11(b)(1) and (3). The Joint Petition contains numerous false representations which are more fully described herein at pages 8 and 9. The filing of the Joint Petition in Nye County, and the false statements contained therein, have been presented for the "improper purpose" of avoiding Judge Hughes, not having to disclose the prior filings in the Eight Judicial District Court, and, through the various false representation, to exploit and take unfair advantage of Twyla's mental disability. Accordingly, under NRS ¶18.010 and Rule 11, Dennis should be ordered to pay all of the fees and costs Twyla has been required to expend in bringing this Motion.

Under *Brunzell v. Golden Gate Nat'l Bank*, 85 Nev. 345 (1969), when courts determine the appropriate legal fees to award in civil cases, they must consider the following factors:

1. The Qualities of the Advocate:

Plaintiff's attorney, Christopher F. Owen, Esq., has been a Nevada licensed attorney since 2012 and has actively practiced in various courts in Southern Nevada since that time. He has been counsel on various family law cases and has generally prevailed. He has a good professional standing in the community and is a strong advocate for his clients.

2. The Character and Difficulty of the Work Performed:

There was significant time and skill devoted to the handling of the matter presently before this Court, including but not limited to, preparing the pleadings, hours spent in preparation and analysis of said

1 pleadings, to prosecute this matter at hearing and drafting of the subsequent order.

2 **3. The Work Actually Performed:**

3 The Court can clearly see that the work required in this matter will have earned Counsel every hour
4 billed. Counsel charges \$275/hour, which is very reasonable considering most attorneys in the Las Vegas
5 area charge between \$275-\$600/hour.

6 **4. The Results Obtained:**

7 Twyla's fundamental marital, property, and jurisdictional rights are at issue here. Dennis has
8 attempted to conduct an end run around failed proceedings in Clark County by forum shopping and filing
9 in Nye County, where he could have Twyla sign the paperwork without her comprehending what she was
10 signing and knew he would fly clear of the radar of the judicial authorities in Clark County, who would
11 know nothing of his filing in another County.

12 The Court must not tolerate such actions. The Court needs to set aside the decree of divorce as
13 fraudulently obtained, to dismiss the joint petition for divorce with prejudice, and to sanction Dennis for
14 forum shopping and perpetrating a fraud upon the court with such sanctions including, without limitation,
15 an order that Dennis pay the full amount of Twyla's attorney's fees and costs in bringing this Motion.

16 **VII.**

17 **CONCLUSION**

18 Accordingly, the First Joint Petitioner/Plaintiff hereby requests, based on the foregoing, that this
19 Court:

- 20 1. Set Aside Decree of Divorce as Fraudulently Obtained Pursuant to Rule 60(b);
21 2. Dismiss the Joint Petition for Divorce with prejudice; and
22 3. Order that the Second Joint Petitioner/Defendant, DENNIS STANTON, pay the full
23 amount of Plaintiff's fees and costs in having to bring this motion to set aside a decree and dismiss a divorce
24 action that was obtained by Defendant by perpetrating a fraud upon the court.

25 Dated this 5th day of November, 2018.

26 **OWEN LAW FIRM**

27 

28 Christopher F. Owen, Esq.
Nevada Bar No. 13211
1785 E. Sahara Ave.
Las Vegas, Nevada 89104
Telephone: (702) 733-2800
cowen@chrisowenlaw.com
Attorneys for First Joint Petitioner/Plaintiff

EXHIBIT 1

EXHIBIT 1

IN THE CIRCUIT COURT OF FAULKNER COUNTY, ARKANSAS
PROBATE DIVISION
5th DIVISION

IN THE MATTER OF TWYLA MARIE MCCURDY,
An incapacitated person

23PR-18-640

**ORDER APPOINTING TEMPORARY
CO-GUARDIANS OF THE PERSON AND ESTATE**

Now on this day, came on for hearing Petitioners' Verified Petition for Appointment of Co-Guardians of the Person and Estate, and the Court being well and otherwise sufficiently advised, THE COURT DOTH FIND:

1. This Court has jurisdiction over the parties and subject matter. Venue is proper.
2. The Court finds that the incapacitated person, Twyla Marie McCurdy, is in need of a guardian of the person and estate to care for her and it would be in her best interest to have a guardian appointed. The Court finds that the incapacitated person has a minimal estate consisting clothing and personal effects with an approximate value of less than \$500.00.
3. That Petitioners, Robert Crawford and Carmen Crawford, 129 Mill Creek Drive, Greenbrier, AR 72058, should be and are hereby appointed Temporary Co-Guardians of the Person and Estate of Twyla Marie McCurdy, DOB: 8/6/85 and are to serve without bond.

IT IS SO ORDERED.

(electronic signature on attached signature page)
HONORABLE H.G. FOSTER
CIRCUIT JUDGE

Presented by:


Boyd Tackett, Jr., Esquire



Arkansas Judiciary

Case Title: TWYLA MARIE MCCURDY
Case Number: 23PR-18-640
Type: TEMPORARY ORDER

So Ordered

A handwritten signature in black ink, appearing to read "H. G. Foster", with a large, stylized flourish at the end.

Judge H G Foster

Electronically signed by HGFOSTER on 2018-10-26 13:12:59 page 2 of 2

STATE OF ARKANSAS)
COUNTY OF FAULKNER) CERTIFICATE OF RECORD

I, Margaret Darter, County Clerk and Ex-Officio Clerk of the Probate Court for the County and State aforesaid, do hereby certify that the above and foregoing contains a full, true and exact copy of Order and same appears of record in my office in Record 23PR-18-460, at Page 2.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal of Office this the 13 day of November, 2018.
Margaret Darter, County Clerk

By: Ruby Walls D.C.

EXHIBIT 2

EXHIBIT 2

Heather B. Stinson
CLERK OF THE COURT

COMD
Your Name: Dennis Vincent Stanton
Address: 7088 Los Banderas Ave.
City, State, Zip: Las Vegas, Nevada 89179-1207
Phone: Cell # (702) 744-4690
Email: dennisvstanton30@gmail.com
Self-Represented Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

Dennis Vincent Stanton

Plaintiff,

vs.

Twyla Marie Stanton

Defendant.

CASE NO.: D-16-540966-D
DEPT: Dept. J

COMPLAINT FOR DIVORCE AND UCCJEA DECLARATION (With Children)

Plaintiff (your name) Dennis Vincent Stanton respectfully states:

1. Residency. (Name of spouse who is a Nevada resident) Dennis Vincent Stanton
has been a resident of the State of Nevada for at least six weeks prior to filing this
Complaint for Divorce and intends to make Nevada his/her home for an indefinite
period of time.
2. Marriage. The parties were married on (date) Sunday, July 11, 2004 in
(city) Las Vegas, (state) Nevada. The parties are incompatible.
3. Pregnancy. (☒ check one)
☒ Neither spouse is pregnant.
☐ The following spouse is pregnant: (name of pregnant spouse) _____.
The other spouse ☐ is / ☐ is not the parent of the unborn child. The child is due to be
born on (date): _____.
☐ It is unknown whether either spouse is currently pregnant.

4. Children. There are (number) 6 minor children in common born to or adopted by the parties. The name(s) and information is listed below:

Child's Name	Date of Birth	State of Residence	How long child lived in the state	Disability
1) Brianna Marie Stanton	04/19/2005	Nevada	11 years	NO
2) Tristan Vincent Dallas Stanton	08/16/2006	Nevada	10 years	NO
3) Tyler Vincent Connor Stanton	07/17/2007	Nevada	9 years	NO
4) Tanner Vincent Kyle Stanton	09/22/2008	Nevada	8 years	YES (Learning Speech Disability)
5) Arianna Rose Stanton	02/25/2010	Nevada	6 years	NO
6) Trent Vincent Antonio Stanton	03/15/2011	Nevada	5 years	NO

5. UCCJEA Declaration. (☒ check one)

- ☒ The child(ren) have lived in Nevada for the past six months, or since birth.
☐ The child(ren) have NOT lived in Nevada for the past six months or since birth.

- a. Living Arrangements Last 5 Years. The children have lived with the following persons in the following places within the last five years:

Time Period (mo/yr - mo/yr)	Name of Person the Child(ren) Lived With	City and State	Child's Name (if not all children)
04/2005 present	Dennis Vincent Stanton	Las Vegas, Nevada	All children
04/2005 present	Tanya Marie Stanton	Las Vegas, Nevada	All children
_____ - _____			
_____ - _____			
_____ - _____			

The names and current addresses of each non-parent the children lived with during the last five years are: NONE

- b. Participation in Other Cases: (☒ check one)

I ☒ have / ☐ have not participated as a party or witness or in some other capacity in any other case involving the child(ren): (if you have, provide all specifics including the state, the court, children involved, the case number and the date of the child custody order, if any):

The State of Nevada / Temporary Protective Order
Office / Case # ? / 10-13-2016 / Brianna, Tristan, Tyler,
Tanner, Arianna, & Trent Stanton.

c. Knowledge of Other Cases: (☒ check one)

I ☒ do / ☐ do not know of a different case that could affect the current case: (if you do,

provide all specifics including the state, the court, parties involved, the case number and the nature of the proceeding):

The State of Nevada / Temporary Protective
Order Office / Dennis V. Stanton, Tanya M. Stanton, All 6
children / Case # ? / Temporary Protective Order

d. Person(s) Who Claim Custody / Visitation: (☒ check one)

I ☐ do / ☒ do not know of anyone other than the parents who has physical custody of the child(ren) or who claims custody/visitation rights to the child(ren). (if so, list names and addresses of anyone who claims custody/visitation rights) N/A

6. Legal Custody. Legal custody refers to the ability to make major decisions about the child, such as medical care, education, and religious upbringing. (☒ check one)

☐ The parties should share joint legal custody of the child(ren).

☒ Plaintiff should have sole legal custody of the child(ren).

☐ Defendant should have sole legal custody of the child(ren).

☐ Nevada is not the "home state" of the child(ren) and cannot enter custody orders.

7. Physical Custody. Physical custody refers to the amount of time the child spends with each parent. (☒ check one)

☐ The parties should share joint physical custody of the child(ren) (each parent must have the child(ren) at least 40% of the time, or 146 days per year). A proposed parenting timeshare and holiday schedule is attached as Exhibit 1.

☐ The (☒ check one) ☐ Plaintiff / ☐ Defendant should have primary physical custody of the child(ren). A proposed parenting timeshare and holiday schedule is attached as Exhibit 1.

☒ The (☒ check one) ☒ Plaintiff / ☐ Defendant should have sole physical custody of the child(ren).

☐ Nevada is not the "home state" of the child(ren) and cannot enter custody orders.

8. Other Considerations. The Court should consider the following issues in determining custody: (☒ check all that apply)

☐ Domestic Violence

☒ CPS Involvement

☐ Military Deployment

☐ State of Residency

☒ Other: Criminal Charges of Child Endangerment charged against Defendant.

9. Public Assistance. (☒ check one)

☐ None of the parties in this case have ever received state assistance or welfare.

☒ State assistance or welfare has been or is being provided to parties in this case.

10. Child Support. Complete the attached Child Support Worksheet that applies to your custody arrangement before you complete this section. (☒ check one)

☒ Child support should be paid by (name of parent who should pay child support)

Wyla Marie Stanton in the amount of (amount) \$ 600.00 per

month. This is based on: (☒ check one)

☒ The statutory minimum of \$100/month per child.

☐ The calculation from the attached Child Support Worksheet.

☐ The amount already established by the District Attorney, Family Support Division, case (insert case number) R_____.

☐ No child support is requested. (Explain why not): _____

☐ I'm not sure how much child support should be paid, and ask the court to set support.

11. Child Support Arrears. (☒ check one)

☒ No back child support or arrears are requested.

☐ Child support arrears are being handled by the District Attorney, Family Support Division, case (insert case number) R_____ and should continue as ordered in that case.

☐ Back child support should be paid by (name of parent who should pay back child support) _____ from (date back child support should begin) _____ to present.

12. Wage Withholding. (☒ check one)

- ☒ A wage withholding order should be entered to secure payment of any support owed.
- ☐ A wage withholding order should NOT be entered.

13. Health Insurance. (☒ check all that apply)

- ☒ Both parties should provide future health insurance for the minor child(ren) if available.
- ☐ Future health insurance for the minor child(ren) should be provided by (name of parent) _____ if available.

14. Unreimbursed Medical Expenses. (☒ check one)

- ☒ Any expenses not covered by insurance should be paid equally by both parties.
- ☐ Any expenses not covered by insurance should be paid by (name of parent) _____ due to the following extraordinary circumstances: (explain) _____

15. "30/30 Rule." (☒ check one)

- ☒ The Court should order the 30/30 Rule for payment of all unreimbursed medical / dental expenses.¹ (see below for explanation)
- ☐ The Court should NOT order the 30/30 Rule for payment of unreimbursed medical / dental expenses.

16. Tax Deduction. (☒ check all that apply)

- ☒ Plaintiff should claim the following children as dependents for tax purposes every year: (insert child(ren)'s names): Brianna, Tristar, Tyler, Tamm, Arianna, & Trent
- ☐ Defendant should claim the following children as dependents for tax purposes every year: (insert child(ren)'s names): Stanton
- ☐ The tax deduction should alternate, with Plaintiff claiming the child(ren) in (☒ check one) ☐ even / ☐ odd years, and Defendant claiming the child(ren) the other years.
- ☐ The tax deduction should be allocated per federal law.

¹ The "30/30 Rule:" If a parent pays a medical or dental expense for a child that is not paid by insurance, that parent must send proof of the expense to the other parent within 30 days of incurring the expense. The other parent then has 30 days to reimburse the paying parent ½ the cost.

17. Community Property. (☒ check one)

- ☐ There is no community property to divide.
- ☐ Any community property has already been divided.
- ☐ I do not know the full extent of the community property.
- ☒ The community property should be divided as follows:

Plaintiff:

1. Family House - 7088 Los Banderos Ave. LV, NV 89179
2. 2007 Honda Pilot EX-L
3. All furniture & appliances in house.
4. _____

Defendant:

1. 2004 Ford Freestar Limited
2. _____
3. _____
4. _____

18. Community Debt. (☒ check one)

- ☐ There is no community debt to divide.
- ☐ Any community debt has already been divided.
- ☒ I do not know the full extent of the community debt.
- ☐ The community debt should be divided as follows:

Plaintiff:

1. _____
2. _____
3. _____
4. _____

Defendant:

1. _____
2. _____
3. _____
4. _____

19. Alimony. (☒ check one)

- ☐ No spousal support is requested.
- ☐ Plaintiff should pay \$ _____ per month in spousal support for the next (number) _____ years.
- ☐ Defendant should pay \$ _____ per month in spousal support for the next (number) _____ years.

20. Name Change. (☒ check one)

- ☐ No name change is requested for the Wife.
- ☒ Wife would like her former name of (insert name) McCurdy restored.

Plaintiff requests:

1. That the marriage existing between Plaintiff and Defendant be dissolved and that Plaintiff be granted an absolute Decree of Divorce and that each of the parties be restored to the status of a single, unmarried person;
2. That the Court grant the relief requested in this Complaint; and
3. For such other relief as the Court finds to be just and proper.

DATED this (day) 12 day of (month) October, 20 16.

Submitted By: (your signature) >

(print your name)

Dennis V. Stanton
Dennis Vincent Stanton

VERIFICATION

Under penalties of perjury, I declare that I am the Plaintiff in the above-entitled action; that I have read the foregoing Complaint and know the contents thereof; that the pleading is true of my own knowledge, except for those matters therein contained stated upon information and belief, and that as to those matters, I believe them to be true.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED this (day) 12 day of (month) October, 20 16.

Submitted By: (your signature) >

(print your name)

Dennis V. Stanton
Dennis Vincent Stanton

EXHIBIT 1: Parenting Timeshare and Holiday Schedule

☐ No Visitation Requested Because: (explain) _____

<p>Regular Schedule: <u>Be very specific. Include the times and days of the week for each parent's timeshare.</u> (ex.: Mom: Saturday 7pm – Wednesday 3pm, Dad: Wednesday 3pm – Saturday 7pm)</p>	<p><u>Mom: Every other Weekend</u> <u>Friday 03:00 P.M. – Sunday 09:00 P.M.</u> <u>Every other Wednesday – Thursday 05:00 P.M. – 08:00 P.M.</u></p>
<p>Summer Schedule:</p>	<p><input checked="" type="checkbox"/> Same as the regular schedule. <input type="checkbox"/> Other: _____</p>
<p>Mother's Day and Mother's Birthday:</p>	<p><input checked="" type="checkbox"/> Mother every year from 9am – 7pm. <input type="checkbox"/> Other: _____</p>
<p>Father's Day and Father's Birthday:</p>	<p><input checked="" type="checkbox"/> Father every year from 9am – 7pm. <input type="checkbox"/> Other: _____</p>
<p>Child's Birthday:</p>	<p><input checked="" type="checkbox"/> <u>Even years</u> with (parent) <u>Dad</u> <u>Odd years</u> with (parent) <u>Mom</u> *Time shall be from 9am – 7pm.* <input type="checkbox"/> Other: _____</p>
<p>3 Day Weekends:</p>	<p><input checked="" type="checkbox"/> <u>Even Years:</u> MLK Jr. Day, Memorial Day, Labor Day with (parent) <u>Dad</u>, President's Day, Independence Day, Nevada Admissions Day with the other parent. <u>Odd Years:</u> MLK Jr. Day, Memorial Day, Labor Day with (parent) <u>Mom</u>, President's Day, Independence Day, Nevada Admissions Day with the other parent. *Time begins when school lets out the day before the holiday weekend (or 3pm if no school), and ends the day following the holiday weekend when school resumes (or 9am).* **If Independence Day falls on a Tuesday, Wednesday, or Thursday, the time shall be from July 3 at 9am until July 5 at 9am.** <input type="checkbox"/> Other: _____</p>

Easter / Spring Break:	<input checked="" type="checkbox"/> Even years with (parent) <u>Dad</u> Odd years with the other parent. *Time shall begin the day school lets out until noon the day before school resumes.* <input type="checkbox"/> Other: _____
Thanksgiving:	<input checked="" type="checkbox"/> Odd years with (parent) <u>Mom</u> Even years with the other parent. *Time shall begin the day school lets out until noon the day before school resumes.* <input type="checkbox"/> Other: _____
Winter Break / Christmas:	<input type="checkbox"/> Segment 1 (Christmas) consists of the day school lets out until December 26 at noon. Segment 2 (New Year's) consists of December 26 at noon until noon the day before school resumes. <u>Even years:</u> segment 1 with (parent) <u>Dad</u> , segment 2 with the other parent. <u>Odd years:</u> segment 1 with (parent) <u>Mom</u> , segment 2 with the other parent. <input type="checkbox"/> Other: _____
Other Holidays:	_____ _____ _____ _____
Vacation:	<input checked="" type="checkbox"/> The parents will not establish a formal vacation plan, and will instead mutually agree on vacation days and times with the child(ren). <input type="checkbox"/> Each parent may have up to (number) _____ vacation days per year with the child(ren). The parent shall notify the other parent of the vacation and provide a general vacation itinerary at least (number) _____ days before the planned vacation. Vacation time is not allowed during a holiday allotted to the other parent.

Worksheet A - Primary Physical Custody Child Support Calculation Worksheet

If you are asking for primary physical custody, fill out this worksheet and attach it to the document you are filing. Primary physical custody exists when one parent has the child more than 60% (219 days) of the time calculated over a one year period.

① Determine the Gross Monthly Income (GMI) of the non-custodial parent (estimate if unknown).

Gross monthly income is the income received from all sources. If you do not know the parent's gross monthly income, you can calculate the number with the formula on the last page.

② Determine Child Support Obligation.

GMI \$ _____	X	.18 (for 1 Child) .25 (for 2 Children) .29 (for 3 Children) .31 (for 4 Children) Add .02 for each additional child <u>.33 (for 5 children)</u> <u>.35 (for 6 children)</u>	=
-----------------	---	--	---

Monthly Child Support:
\$ _____ OR \$100 per child \$ 600.00
(write the higher amount)
Higher Amount: \$ 600.00

③ Apply the Presumptive Maximum (rarely applicable).

Usually, this is the maximum amount a parent may be required to pay per month per child (and can *reduce* – not increase – the amount that would be owed under step ②). This amount changes every year on July 1st and can be found by going to <http://nvcourts.gov> and searching the phrase “presumptive maximum.” Make sure you are using the most current chart.

Presumptive Maximum
Reduction to:
\$ _____
Or ☐ not applicable

④ Deviations. You may request an amount of child support that is lower or higher than the amount in ② or ③, but your reason(s) must be based upon one of the following factors. (☒ check all that apply)

- | | |
|--|--|
| <input checked="" type="checkbox"/> The cost of health insurance | <input type="checkbox"/> Expenses reasonably related to the mother's pregnancy and confinement |
| <input checked="" type="checkbox"/> The cost of childcare | <input type="checkbox"/> Cost of transportation for visitation if the custodial parent moved out of the jurisdiction |
| <input checked="" type="checkbox"/> Special educational needs | <input checked="" type="checkbox"/> The amount of time the child spends with each parent |
| <input checked="" type="checkbox"/> Age of the child | <input checked="" type="checkbox"/> Any other necessary expenses for the benefit of the child |
| <input checked="" type="checkbox"/> Parent's legal responsibility to support others | <input type="checkbox"/> The relative income of both parents |
| <input checked="" type="checkbox"/> The value of services contributed by either parent | |
| <input type="checkbox"/> Public assistance paid to support the child | |

* Explain: \$100.00 per child x 6 children = \$600.00/mth.

Total Child Support:
\$ 600.00

EXHIBIT 3

EXHIBIT 3

Electronically Filed
09/13/2017

Heather Stinson
CLERK OF THE COURT

CMSM
Your Name: Dennis Vincent Stanton
Address: 7088 Los Banderos Ave.
City, State, Zip: Las Vegas, Nevada 89179-1007
Phone: (702) 764-4690
Email: dennis.v.stanton30@gmail.com
Self-Represented Plaintiff

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Dennis Vincent Stanton

Plaintiff,

vs.

Twyla Marie Stanton

Defendant:

CASE NO.: **D-17-558626-S**

DEPT: **Dept: J**

**COMPLAINT FOR SEPARATE MAINTENANCE AND UCCJEA DECLARATION
(With Children)**

Plaintiff (your name) Dennis Vincent Stanton, respectfully states:

1. **Residency.** (Name of spouse who is a Nevada resident) Dennis Vincent Stanton

has been a resident of the State of Nevada for at least six weeks prior to filing this Complaint for Divorce and intends to make Nevada his her home for an indefinite period of time.

2. **Marriage.** The parties were married on (date) 07/11/2004 in (city) Las Vegas, (state) Nevada.

(☒ check all that apply)

- ☒ The parties are incompatible, and reconciliation is not possible.
☐ The parties have lived separate and apart for more than one year and there is no possibility of reconciliation.
☐ The Defendant deserted the Plaintiff at least 90 days prior to filing this case and has not returned.

3. Pregnancy. (☒ check one)

☒ Neither spouse is pregnant.

☐ The following spouse is pregnant: (name of pregnant spouse) _____.

The other spouse ☐ is / ☐ is not the parent of the unborn child. The child is due to be born on (date): _____.

☐ It is unknown whether either spouse is currently pregnant.

4. Children. There are (number) 6 minor children in common born to or adopted by the parties.

Child's Name	Date of Birth	State of Residence	How long child lived in the state	Disability
1. Brianna Marie Stanton	04/19/2005	Nevada	12 years	NO
2. Tristan Vincent Dallas Stanton	08/16/2006	Nevada	11 years	NO
3. Tyler Vincent Connor Stanton	07/17/2007	Nevada	10 years	NO
4. Tanner Vincent Kyle Stanton	09/22/2008	Nevada	9 years	YES
5. Arianna Rose Stanton	02/25/2010	Nevada	7 years	NO
6. Trent Vincent Antonio Stanton	03/15/2011	Nevada	6 years	NO

5. UCCJEA Declaration. (☒ check one)

☒ The child(ren) have lived in Nevada for the past six months, or since birth.

☐ The child(ren) have NOT lived in Nevada for the past six months.

a. Living Arrangements Last 5 Years. The children have lived with the following persons in the following places within the last five years:

Time Period (mo/yr - mo/yr)	Name of Person the Child(ren) Lived With:	City and State	Child's Name (if not all children)
04/2005 - present	Dennis Vincent Stanton	Las Vegas, Nevada	All Children
04/2005 - present	Twyla Marie Stanton	Las Vegas, Nevada	All Children
_____ - _____			
_____ - _____			
_____ - _____			

The names and current addresses of each non-parent the children lived with during the last five years are: None.

b. Participation in Other Cases: (☒ check one)

I ☒ have / ☐ have not participated as a party or witness or in some other capacity in any other case involving the child(ren): (if you have, provide all specifics including the state, the court, children involved, the case number and the date of the child custody order, if any):

*The State of Nevada, Eighth Judicial District Court
Clark County, Nevada, All children (6) were involved, Case #
D-16-540966-D, Department J, Family Division, 03/30/2017*

c. Knowledge of Other Cases: (☒ check one)

I ☐ do / ☒ do not know of a different case that could affect the current case: (if you do, provide all specifics including the state, the court, parties involved, the case number and the nature of the proceeding): _____

d. Person(s) Who Claim Custody / Visitation: (☒ check one)

I ☐ do / ☒ do not know of anyone other than the parents who has physical custody of the child(ren) or who claims custody/visitation rights to the child(ren). (if so, list names and addresses of anyone who claims custody/visitation rights) _____

6. Legal Custody. Legal custody refers to the ability to make major decisions about the child, such as medical care, education, and religious upbringing. (☒ check one)

- ☐ The parties should share joint legal custody of the child(ren).
- ☒ Plaintiff should have sole legal custody of the child(ren).
- ☐ Defendant should have sole legal custody of the child(ren).
- ☐ Nevada is not the "home state" of the child(ren) and cannot enter custody orders.

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7. **Physical Custody.** *Physical custody refers to the amount of time the child spends with each parent. (☒ check one)*

☐ The parties should share joint physical custody of the child(ren) (each parent must have the child(ren) at least 40% of the time, or 146 days per year). A proposed parenting timeshare and holiday schedule is attached as Exhibit 1.

☐ The (☒ check one) ☐ Plaintiff / ☐ Defendant should have primary physical custody of the child(ren). A proposed parenting timeshare and holiday schedule is attached as Exhibit 1.

☒ The (☒ check one) ☒ Plaintiff / ☐ Defendant should have sole physical custody of the child(ren).

☐ Nevada is not the "home state" of the child(ren) and cannot enter custody orders.

8. **Other Considerations.** The Court should consider the following issues in determining custody: (☒ check all that apply)

☐ Domestic Violence

☐ State of Residency

☒ CPS Involvement

☒ Other: Defendant's Mental State

☐ Military Deployment

9. **Public Assistance.** (☒ check one)

☐ None of the parties in this case have ever received state assistance or welfare.

☐ State assistance or welfare has been or is being provided to parties in this case.

10. **Child Support.** *Complete the attached Child Support Worksheet that applies to your custody arrangement before you complete this section. (☒ check one)*

☒ Child support should be paid by (name of parent who should pay child support)

Twyla Marie Stanton in the amount of (amount) \$ 600.00 per

month. This is based on: (☒ check one)

☒ The statutory minimum of \$100/month per child.

☐ The calculation from the attached Child Support Worksheet.

☐ The amount already established by the District Attorney, Family Support Division, case (insert case number) R_____.

☐ No child support is requested. (Explain why not): _____

☐ I'm not sure how much child support should be paid, and ask the court to set support.

11. Child Support Arrears. (☒ check one)

- ☒ No back child support or arrears are requested.
- ☐ Child support arrears are being handled by the District Attorney, Family Support Division, case (insert case number) R_____ and should continue as ordered in that case.
- ☐ Back child support should be paid by (name of parent who should pay back child support) _____ from (date back child support should begin) _____ to present.

12. Wage Withholding. (☒ check one)

- ☐ A wage withholding order should be entered to secure payment of any support owed.
- ☒ A wage withholding order should NOT be entered.

13. Health Insurance. (☒ check one)

- ☒ Both parties should provide future health insurance for the minor child(ren) if available.
- ☐ Future health insurance for the minor child(ren) should be provided by (name of parent) _____ if available.

14. Unreimbursed Medical Expenses. (☒ check one)

- ☒ Any expenses not covered by insurance should be paid equally by both parties.
- ☐ Any expenses not covered by insurance should be paid by (name of parent) _____ due to the following extraordinary circumstances: (explain) _____

15. "30/30 Rule." (☒ check one)

- ☒ The Court should order the 30/30 Rule for payment of all unreimbursed medical / dental expenses.¹ (see below for explanation)
- ☐ The Court should NOT order the 30/30 Rule for payment of unreimbursed medical / dental expenses.

¹ The "30/30 Rule:" If a parent pays a medical or dental expense for a child that is not paid by insurance, that parent must send proof of the expense to the other parent within 30 days of incurring the expense. The other parent then has 30 days to reimburse the paying parent ½ the cost.

16. Tax Deduction. (☒ check all that apply)

- ☒ The Plaintiff should claim the following children as dependents for tax purposes every year: (insert child(ren)'s names): Brianna, Tristan, Tylee, Tanner, Arianna, & Trent Stanton
- ☐ The Defendant should claim the following children as dependents for tax purposes every year: (insert child(ren)'s names): _____
- ☐ The tax deduction should alternate, with Plaintiff claiming the child(ren) in (☒ check one) ☐ even / ☐ odd years, and Defendant claiming the child(ren) the other years.
- ☐ The tax deduction should be allocated per federal law.

17. Community Property. (☒ check one)

- ☐ There is no community property to divide.
- ☐ Any community property has already been divided.
- ☐ I do not know the full extent of the community property.
- ☒ The community property should be divided as follows:

Plaintiff:

1. Maribel Residence at 7088 Los Banderas Ave.
2. 2007 Honda Pilot EX-L, Las Vegas, Nevada 89179-1207
3. All furniture in residence.
4. _____

Defendant:

1. 2004 Ford Freestar Limited
2. 100% of I.B.E.W. Local Union 357 Pension Trust - Plan B as of 12/07/2016.

///

///

///

18. Community Debt. (☒ check one)

- ☐ There is no community debt to divide.
☒ Any community debt has already been divided.
☐ I do not know the full extent of the community debt.
☐ The community debt should be divided as follows:

Plaintiff:

1. _____
2. _____
3. _____
4. _____

Defendant:

1. _____
2. _____
3. _____
4. _____

19. Alimony. (☒ check one)

- ☒ No spousal support is requested.
☐ Plaintiff should pay \$_____ per month in spousal support for the next (number) _____ years.
☐ Defendant should pay \$_____ per month in spousal support for the next (number) _____ years.

20. Name Change. (☒ check one)

- ☒ No name change is requested for the Wife.
☐ Wife would like her former name of (insert name) _____ restored.

///

///

///

Plaintiff requests:

1. That Plaintiff be granted an absolute Decree of Separate Maintenance;
2. That the Court grant the relief requested in this Complaint; and
3. For such other relief as the Court finds to be just and proper.

DATED this (day) 13 day of (month) September, 20 17.

Submitted By: (your signature) ▶

(print your name)

Dennis V. Stanton
Dennis Vincent Stanton

VERIFICATION

Under penalties of perjury, I declare that I am the Plaintiff in the above-entitled action; that I have read the foregoing Complaint and UCCJEA Declaration and know the contents thereof; that the pleading is true of my own knowledge, except for those matters therein contained stated upon information and belief, and that as to those matters, I believe them to be true.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED this (day) 13 day of (month) September, 20 17.

Submitted By: (your signature) ▶

(print your name)

Dennis V. Stanton
Dennis Vincent Stanton

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2 DENNIS VINCENT STANTON,

3 Appellant/Cross-Respondent,

4 vs.

5 TWYLA MARIE STANTON,

6 Respondent/Cross-Appellant.

Supreme Court Case No.: 80910

District Court Case No.: CV-0039304

7
8 **APPENDIX OF EXHIBITS TO APPELLANT/CROSS-RESPONDENT**

9 **DENNIS VINCENT STANTON’S OPENING BRIEF**

10
11 **VOLUME 1 OF 4**
12 **(Part 2 of Volume 1 of 4)**
13 **[JA000001 – JA000220]**

14 John J. Savage, Esq.
15 Nevada Bar No.
16 **HOLLEY DRIGGS**
17 400 S. Fourth Street, Suite 300
18 Las Vegas, Nevada 89101
19 (702) 791-0308

20 *Attorney for Appellant/Cross-Respondent*

ALPHABETICAL APPENDIX PER NRAP 30(C)(2)

AFFIDAVIT IN SUPPORT OF REQUEST FOR SUMMARY DISPOSITION, DATED 5-17-2018	Volume 1; JA000018 – JA000020
AFFIDAVIT OF ROBERT CRAWFORD AND CARMEN CRAWFORD, DATED 7-5-2019	Volume 3; JA000626 – JA000629
AFFIDAVIT OF TWYLA M. STANTON IN REGARDS TO THE SIGNING AND FILING OF THE NEW DECREE OF DIVORCE AND THE AMENDED JOINT PETITION FOR SUMMARY DECREE OF DIVORCE, DATED 1-04-2019	Volume 1; JA000218 – JA000220
AMENDED JOINT PETITION FOR SUMMARY DECREE OF DIVORCE, DATED 6-05-2018	Volume 1; JA000022 – JA000038
CERTIFIED TRANSCRIPT OF ALL PENDING MOTIONS, ON 2-10-2020	Volume 4; JA000644 – JA000657
CERTIFIED TRANSCRIPT OF DEFENDANTS MOTION FOR RECONSIDERATION, ON 6-10-2019	Volume 3; JA000571 – JA000582
CERTIFIED TRANSCRIPT OF DEFENDANTS MOTION TO SET ASIDE DECREE/DISMISS JOINT PETITION, ON 1-07-2019	Volume 2; JA000221 – JA000266
COURT ORDER, DATED 12-14-2018	Volume 1; JA000178 – JA000179
COURT ORDER, DATED 2-28-2020	Volume 4; JA000658 – JA000676
EX PARTE APPLICATION TO SEAL FILE, DATED 7-05-2018	Volume 1; JA000067
EX PARTE APPLICATION TO UNSEAL COURT RECORD, DATED 11-20-2018	Volume 1; JA000069 – JA000073
EX PARTE MOTION FOR TO EXTEND THE TIME REQUIRED TO FILE A WRITTEN RESPONSE TO THIS MOTION, DATED 12-13-2018	Volume 1; JA000169 – JA000177
EXHIBIT APPENDIX TO MOTION FOR RECONSIDERATION [EXHIBITS A – T], DATED 4-15-2019	Volume 2; JA000316 – JA000410
EXHIBIT APPENDIX TO MOTION FOR RECONSIDERATION [EXHIBITS U – KK], DATED 4-15-2019	Volume 3; JA000411 – JA000532

FIRST JOINT PETITIONER/PLAINTIFF'S NOTICE OF NON-OPPOSITION TO SECOND JOINT PETITIONER/DEFENDANT'S MOTION FOR RECONSIDERATION, DATED 5-19-2019	Volume 3; JA000551 – JA000553
FIRST JOINT PETITIONER/PLAINTIFF'S MOTION PURSUANT TO RULE 60(B) TO SET ASIDE DECREE OF DIVORCE AS FRAUDULENTLY OBTAINED, TO DISMISS THE JOINT PETITION FOR DIVORCE WITH PREJUDICE, AND TO SANCTION DEFENDANT FOR FORUM SHOPPING AND PERPETRATING A FRAUD UPON THE COURT IN THE FULL AMOUNT OF PLAINTIFF'S FEES AND COSTS, DATED 11- 27-2018	Volume 1; JA000074 – JA000167
FIRST JOINT PETITIONER/PLAINTIFF'S REPLY TO OPPOSITION TO MOTION PURSUANT TO RULE 60(B) TO SET ASIDE DECREE OF DIVORCE WITH PREJUDICE, AND TO SANCTION DEFENDANT FOR FORUM SHOPPING AND PERPETRATING A FRAUD UPON THE COURT IN THE FULL AMOUNT OF PLAINTIFF'S FEES AND COSTS AND OPPOSITION TO COUNTERMOTION TO STRIKE MOVANT'S MOTION AS BEING FILED WITHOUT AUTHORITY AND IN A DIRECT CONFLICT OF INTEREST, AND FOR ATTORNEY'S FEES, DATED 1-02-2019	Volume 1; JA000210 – JA000217
JOINT PETITION FOR SUMMARY DECREE OF DIVORCE, DATED 5-17-2018	Volume 1; JA000001 – JA000017
NOTICE OF MOTION AND MOTION FOR RECONSIDERATION, DATED 4-15-2019	Volume 2; JA000283 – JA000315
NEW DECREE OF DIVORCE, DATED 6-07- 2018	Volume 1; JA000039 – JA000062
NOTICE OF APPEAL, DATED 4-16-2019	Volume 3; JA000533 – JA000534
NOTICE OF APPEAL, DATED 3-26-2020	Volume 4; JA000677 – JA000678
NOTICE OF CROSS-APPEAL, DATED 3-27-2020	Volume 4; JA000679 – JA000681
NOTICE OF ENTRY OF ORDER AND JUDGMENT, DATED 3-20-2019	Volume 2; JA000274 – JA000282
NOTICE OF ENTRY OF ORDER/JUDGMENT, DATED 6-06-2019	Volume 3; JA000556
OPPOSITION TO MOTION FOR RECONSIDERATION, DATED 7-03-2019	Volume 3; JA000583 – JA000625

OPPOSITION TO PLAINTIFF'S MOTION PURSUANT TO RULE 60(B) TO SET ASIDE DECREE OF DIVORCE AS FRAUDULENTLY OBTAINED, TO DISMISS THE JOINT PETITION FOR DIVORCE WITH PREJUDICE, AND TO SANCTION DEFENDANT FOR FORUM SHOPPING AND PERPETRATING A FRAUD UPON THE COURT IN THE FULL AMOUNT OF PLAINTIFF'S FEES AND COSTS, AND COUNTERMOTION TO STRIKE MOVANT'S MOTION AS BEING FILED WITHOUT AUTHORITY AND IN A DIRECT CONFLICT OF INTEREST, AND FOR ATTORNEY'S FEES, DATED 12-26-2018	Volume 1; JA000180 – JA000209
ORDER AND JUDGMENT, DATED 3-18-2019	Volume 2; JA000267 – JA000273
ORDER DISMISSING APPEALS, DATED 6-05-2019	Volume 3; JA000554 – JA000555
ORDER SEALING FILE, DATED 7-09-2018	Volume 1; JA000068
ORDER TO UNSEAL COURT RECORD, DATED 11-28-2018	Volume 1; JA000168
QUALIFIED DOMESTIC RELATIONS ORDER, DATED 6-07-2018	Volume 1; JA000063 – JA000066
REPLY TO NOTICE OF NON-OPPOSITION TO MOTION FOR RECONSIDERATION, DATED 6-10-2019	Volume 3; JA000557 – JA000570
REQUEST FOR SUMMARY DISPOSITION ON DECREE, DATED 5-17-2018	Volume 1; JA000021
SECOND SUPPLEMENT TO THE MOTION FOR RECONSIDERATION, DATED 2-07-2020	Volume 4; JA000630 – JA000643
SUPPLEMENT TO THE MOTION FOR RECONSIDERATION, DATED 5-10-2019	Volume 3; JA000535 – JA000550

Dated this 12th of March 2021.

HOLLEY DRIGGS

/s/ John J. Savage

John J. Savage, Esq. (NV Bar 11455)

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Las Vegas, Nevada 89101

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Attorney for Appellant

Dennis Vincent Stanton

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Electronic Service:
Christopher P. Burke, Esq.
Law Office of Christopher P. Burke
218 S. Maryland Pkwy
Las Vegas, Nevada 89101
Attorney for Respondent/Cross-Appellant
Twyla Marie Stanton

Kelly H. Dove, Esq., Co-chair of Pro Bono Committee
Snell & Wilmer, LLP
3883 Howard Hughes Parkway, Ste. 1100
Las Vegas, Nevada 89169

/s/ Kathy MacElwain
EMPLOYEE OF HOLLEY DRIGGS

EXHIBIT 1: Parenting Timeshare and Holiday Schedule

☐ No Visitation Requested Because: (explain) visitation will be

<p>Regular Schedule: <i>Be very specific. Include the times and days of the week for each parent's timeshare.</i> (ex.: <u>Mom: Saturday 7pm – Wednesday 3pm,</u> <u>Dad: Wednesday 3pm – Saturday 7pm</u>)</p>	<p><u>at the discretion of the plaintiff</u></p>
<p>Summer Schedule:</p>	<p><input type="checkbox"/> Same as the regular schedule. <input type="checkbox"/> Other: _____</p>
<p>Mother's Day and Mother's Birthday:</p>	<p><input type="checkbox"/> Mother every year from 9am – 7pm. <input type="checkbox"/> Other: _____</p>
<p>Father's Day and Father's Birthday:</p>	<p><input type="checkbox"/> Father every year from 9am – 7pm. <input type="checkbox"/> Other: _____</p>
<p>Child's Birthday:</p>	<p><input type="checkbox"/> <u>Even years</u> with (parent) _____ <u>Odd years</u> with (parent) _____ *Time shall be from 9am – 7pm.* <input type="checkbox"/> Other: _____</p>
<p>3 Day Weekends:</p>	<p><input type="checkbox"/> <u>Even Years:</u> MLK Jr. Day, Memorial Day, Labor Day with (parent) _____, President's Day, Independence Day, Nevada Admissions Day with the other parent. <u>Odd Years:</u> MLK Jr. Day, Memorial Day, Labor Day with (parent) _____, President's Day, Independence Day, Nevada Admissions Day with the other parent. *Time begins when school lets out the day before the holiday weekend (or 3pm if no school), and ends the day following the holiday weekend when school resumes (or 9am).* **If Independence Day falls on a Tuesday, Wednesday, or Thursday, the time shall be from July 3 at 9am until July 5 at 9am.** <input type="checkbox"/> Other: _____</p>

Easter / Spring Break:	<input type="checkbox"/> Even years with <i>(parent)</i> _____. Odd years with the other parent. *Time shall begin the day school lets out until noon the day before school resumes.* <input type="checkbox"/> Other: _____
Thanksgiving:	<input type="checkbox"/> Odd years with <i>(parent)</i> _____. Even years with the other parent. *Time shall begin the day school lets out until noon the day before school resumes.* <input type="checkbox"/> Other: _____
Winter Break / Christmas:	<input type="checkbox"/> Segment 1 (Christmas) consists of the day school lets out until December 26 at noon. Segment 2 (New Year's) consists of December 26 at noon until noon the day before school resumes. <u>Even years:</u> segment 1 with <i>(parent)</i> _____, segment 2 with the other parent. <u>Odd years:</u> segment 1 with <i>(parent)</i> _____, segment 2 with the other parent. <input type="checkbox"/> Other: _____
Other Holidays:	_____ _____ _____ _____
Vacation:	<input type="checkbox"/> The parents will not establish a formal vacation plan, and will instead mutually agree on vacation days and times with the child(ren). <input type="checkbox"/> Each parent may have up to <i>(number)</i> _____ vacation days per year with the child(ren). The parent shall notify the other parent of the vacation and provide a general vacation itinerary at least <i>(number)</i> _____ days before the planned vacation. Vacation time is not allowed during a holiday allotted to the other parent.

Worksheet A - Primary Physical Custody Child Support Calculation Worksheet

If you are asking for primary physical custody, fill out this worksheet and attach it to the document you are filing. Primary physical custody exists when one parent has the child more than 60% (219 days) of the time calculated over a one year period.

① Determine the Gross Monthly Income (GMI) of the non-custodial parent (estimate if unknown).

Gross monthly income is the income received from all sources. If you do not know the parent's gross monthly income, you can calculate the number with the formula on the last page.

② Determine Child Support Obligation.

GMI \$ <u>0</u>

X .18 (for 1 Child)
X .25 (for 2 Children)
X .29 (for 3 Children)
X .31 (for 4 Children)
Add .02 for each additional child

Monthly Child Support:
\$ 0 OR \$100 per child \$ 600.00
(write the higher amount)
Higher Amount: \$ 600.00

③ Apply the Presumptive Maximum (*rarely applicable*).

Usually, this is the maximum amount a parent may be required to pay per month per child (and can *reduce* – not increase – the amount that would be owed under step ②). This amount changes every year on July 1st and can be found by going to <http://nvcourts.gov> and searching the phrase “presumptive maximum.” Make sure you are using the most current chart.

Presumptive Maximum Reduction to: \$ <u>0</u> Or <input checked="" type="checkbox"/> not applicable
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④ Deviations. You may request an amount of child support that is lower or higher than the amount in ② or ③, but your reason(s) must be based upon one of the following factors. (☒ *check all that apply*)

- | | |
|---|--|
| <input type="checkbox"/> The cost of health insurance | <input type="checkbox"/> Expenses reasonably related to the mother's pregnancy and confinement |
| <input type="checkbox"/> The cost of childcare | <input type="checkbox"/> Cost of transportation for visitation if the custodial parent moved out of the jurisdiction |
| <input type="checkbox"/> Special educational needs | <input type="checkbox"/> The amount of time the child spends with each parent |
| <input type="checkbox"/> Age of the child | <input type="checkbox"/> Any other necessary expenses for the benefit of the child |
| <input type="checkbox"/> Parent's legal responsibility to support others | <input type="checkbox"/> The relative income of both parents |
| <input type="checkbox"/> The value of services contributed by either parent | |
| <input type="checkbox"/> Public assistance paid to support the child | |

◆ Explain: _____

Total Child Support: \$ <u>600.00</u>
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EXHIBIT 4

EXHIBIT 4

D-17-558626-S

**DISTRICT COURT
CLARK COUNTY, NEVADA**

**Separate Maintenance
Complaint**

COURT MINUTES

February 01, 2018

D-17-558626-S Dennis Stanton, Plaintiff.
vs.
Twyla Stanton, Defendant.

February 01, 2018 12:00 AM Minute Order

HEARD BY: Hughes, Rena G.

COURTROOM: Courtroom 04

COURT CLERK: Tiffany Skaggs

PARTIES:

Arianna Stanton, Subject Minor, not present
Brianna Stanton, Subject Minor, not present
Dennis Stanton, Plaintiff, not present Pro Se
Tanner Stanton, Subject Minor, not present
Trent Stanton, Subject Minor, not present
Tristan Stanton, Subject Minor, not present
Twyla Stanton, Defendant, not present
Tyler Stanton, Subject Minor, not present

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD and NO APPEARANCES

NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to secure efficient, speedy, and inexpensive determinations in every action. Pursuant to EDCR 2.23(c) and 5.501(b), this Court can consider a motion and issue a decision on the papers at any time without a hearing. Further, pursuant to EDCR 2.20(c), this Court can grant the requested relief if there is no opposition timely filed.

The Court has researched its duties with respect to ensuring due process to the Defendant. Through

PRINT DATE:	02/01/2018	Page 1 of 2	Minutes Date:	February 01, 2018
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

121

the previous case involving the parties (lead case - D-16-540966-D consolidated with D-16-541006-D), the Court is aware that Defendant has a diminished mental capacity and lacks the ability to comprehend legal documents or make judgments as to legal matters. In good conscience, and for purposes of due process, the Court cannot approve the Defendant's alleged agreements with Plaintiff until Defendant receives independent legal counsel.

Therefore, the Court is appointing Defendant independent legal counsel to represent the Defendant in this matter, to ensure she is advised of her rights, and that she is truly making an informed judgment as to the legal matters at hand. See, Rules of the Code of Judicial Conduct 2.6 ensuring every person has a right to be heard according to law, and the judge's duty to promote settlements that do not coerce any party into settlement.

Prior counsel for Defendant, Christopher Owens, Esq., has accepted the appointment as counsel for Defendant in this matter.

Counsel shall submit an Order of appointment.

Clerk's note, a copy, of today's minute order, was mailed, to the Parties, at the addresses, on file and placed, in counsel's folder, at Family Court.

PRINT DATE:	02/01/2018	Page 2 of 2	Minutes Date:	February 01, 2018
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

EXHIBIT 5

EXHIBIT 5

Thomas S. Smith
CLERK OF THE COURT

DVJ

Spouse's Name: Dennis Vincent Stanton
Address: 7088 Los Banderas Avenue
City, State, Zip: Las Vegas, Nevada 89179-1207
Phone: (702) 764-4690
Email: dennisvstanton306@gmail.com

Spouse's Name: Twyla Marie Stanton
Address: 7088 Los Banderas Ave.
City, State, Zip: Las Vegas, NV 89179-1207
Phone: (702) 764-4692
Email: twylmstanton23@gmail.com
Self-Represented

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Dennis Vincent Stanton

First Joint Petitioner (Spouse Name),

And

Twyla Marie Stanton

Second Joint Petitioner (Spouse Name).

CASE NO.:

DEPT: -

D-18-568604-Z
Dept: J

**JOINT PETITION FOR DIVORCE AND UCCJEA DECLARATION
(With Children)**

Petitioners, in proper person, hereby petition this Court pursuant to the terms of Chapter 125 of the Nevada Revised Statutes, to grant them a divorce. Petitioners respectfully show, under oath, and state to the Court that every condition of NRS 125.181 has been met and further state as follows:

1. **Residency.** The following spouse has been a resident of the State of Nevada for at least six weeks prior to filing this Complaint and intends to make Nevada his/her home for an indefinite period of time: (name of Nevada resident) Dennis Vincent Stanton
2. **Marriage.** The parties were married on (date) 07/11/2004 in (city) Las Vegas, (state) Nevada. The parties are incompatible.

3. The mailing addresses of the petitioners are:

First Petitioner:

Name: Dennis Vincent Stanton

Address: 7088 Los Banderos Ave.

City, State, Zip: Las Vegas, Nevada 89179-1207

Second Petitioner:

Name: Twyla Marie Stanton

Address: 7088 Los Banderos Ave.

City, State, Zip: Las Vegas, Nevada 89179-1207

4. Pregnancy. (☒ check one)

☒ Neither spouse is pregnant.

☐ The following spouse is pregnant: (name of pregnant spouse) _____.

The other spouse ☐ is / ☐ is not the parent of the unborn child. The child is due to be born on (date): _____.

☐ It is unknown whether either spouse is currently pregnant.

5. Children. There are (number) 6 minor children in common born to or adopted by the petitioners. The name(s) and information is listed below:

Child's Name	Date of Birth	State of Residence	How long child lived in the state	Disability
① Brianna Marie Stanton	04-19-2005	Nevada	Since birth	NO
② Tristan Vincent Dallas Stanton	08-10-2006	Nevada	Since birth	NO
③ Tyler Vincent Connor Stanton	07-17-2007	Nevada	Since birth	NO
④ Tanner Vincent Kyle Stanton	09-22-2008	Nevada	Since birth	YES
⑤ Arianna Rose Stanton	02-25-2010	Nevada	Since birth	NO
⑥ Trent Vincent Antonio Stanton	03-15-2011	Nevada	Since birth	NO

6. UCCJEA Declaration. (☒ check one)

☒ The child(ren) have lived in Nevada for the past six months, or since birth.

☐ The child(ren) have NOT lived in Nevada for the past six months.

a. Living Arrangements Last 5 Years. The children have lived with the following persons in the following places within the last five years:

Time Period (mo/yr - mo/yr)	Name of Person the Child(ren) Lived With:	City and State	Child's Name (if not all children)
① 04-19-2005 present	Dennis Vincent Stanton Twyla Marie Stanton	Las Vegas, Nevada	Brianna Marie Stanton
② 08-10-2006 present	Dennis Vincent Stanton Twyla Marie Stanton	Las Vegas, Nevada	Tristan Vincent Dallas Stanton
③ 07-17-2007 present	Dennis Vincent Stanton Twyla Marie Stanton	Las Vegas, Nevada	Tyler Vincent Connor Stanton
④ 09-22-2008 present	Dennis Vincent Stanton Twyla Marie Stanton	Las Vegas, Nevada	Tanner Vincent Kyle Stanton
⑤ 02-25-2010 present	Dennis Vincent Stanton Twyla Marie Stanton	Las Vegas, Nevada	Arianna Rose Stanton
⑥ 03-15-2011 - present	Dennis Vincent Stanton Twyla Marie Stanton	Las Vegas, Nevada	Trent Vincent Antonio Stanton

The names and current addresses of each non-parent the children lived with during the last five years are: NONE

b. Participation in Other Cases: (☒ check one)

I ☒ have / ☐ have not participated as a party or witness or in some other capacity in any other case involving the child(ren): (if you have, provide all specifics including the state, the court, children involved, the case number and the date of the child custody order, if any): State of Nevada, Eighth Judicial District Court Family Division, the same 6 children, Case No. D-17-558626-S, Case No. D-16-540966-D consolidated with Case No. D-16-541006-D, all cases were voluntarily dismissed.

c. Knowledge of Other Cases: (☒ check one)

I ☐ do / ☒ do not know of a different case that could affect the current case: (if you do, provide all specifics including the state, the court, parties involved, the case number and the nature of the proceeding): Other than the cases already listed above.

d. Person(s) Who Claim Custody / Visitation: (☒ check one)

I ☐ do / ☒ do not know of anyone other than the parents who has physical custody of the child(ren) or who claims custody/visitation rights to the child(ren). (if so, list names and addresses of anyone who claims custody/visitation rights) _____

7. Legal Custody. Legal custody refers to the ability to make major decisions about the child, such as medical care, education, and religious upbringing. (☒ check one)

- ☐ The petitioners should share joint legal custody of the child(ren).
- ☒ The petitioners agree that sole legal custody of the children should be granted to (name of parent) Dennis Vincent Stanton
- ☐ Nevada is not the "home state" of the child(ren) and cannot enter custody orders.

8. **Physical Custody.** *Physical custody refers to the amount of time the child spends with each parent. (☑ check one)*

- ☐ The petitioners should share joint physical custody of the child(ren) (each parent must have the child(ren) at least 40% of the time, or 146 days per year). A proposed parenting timeshare and holiday schedule is attached as Exhibit 1.
- ☒ The petitioners agree that primary physical custody of the minor children should be granted to (name of parent) Dennis Vincent Stanton. A proposed parenting timeshare and holiday schedule is attached as Exhibit 1.
- ☐ The petitioners agree that sole physical custody of the minor children should be granted to (name of parent) _____.
- ☐ Nevada is not the "home state" of the child(ren) and cannot enter custody orders.

9. **Child Support Amount.** *Complete the attached Child Support Worksheet that applies to your custody arrangement before you complete this section. (☑ check one)*

- ☒ Based upon the agreed physical custody arrangement, (name of parent who will pay child support) Twylla Marie Stanton should pay (amount) \$ 1,300.⁰⁰ per month in child support. This is based on: (☑ check one)
- ☐ The statutory minimum of \$100/month per child.
- ☒ The calculation from the attached Child Support Worksheet.
- ☐ The amount already established by the District Attorney, Family Support Division, case (insert case number) R _____.
- ☐ Neither petitioner will pay child support. (Explain why not): _____

10. **Public Assistance.** (☑ check one)

- ☐ None of the parties in this case have ever received state assistance or welfare.
- ☒ State assistance or welfare has been or is being provided to parties in this case.

11. Child Support Arrears. (☒ check one)

- ☐ No child support arrears exist or the parties waive any rights to arrears. The children are not and have not received welfare benefits at any time during the past four years.
- ☐ The children are currently receiving or have received welfare benefits during the past four years and the Petitioners cannot waive child support arrears.
- ☐ Child support arrears are being handled by the District Attorney, Family Support Division, case (insert case number) R_____ and will continue to be handled in that case.
- ☒ The petitioners agree that (name of parent who will pay back child support) Twyla Marie Stanton will pay child support arrears in the total amount of \$ 3,900.⁰⁰ to the other parent.

12. Wage Withholding. (☒ check one)

- ☐ Petitioners agree that a wage withholding is not needed for support payments.
- ☒ A wage withholding order should be entered to secure payment of child support and spousal support, if any.

13. Health Insurance. (☒ check one)

- ☐ Both petitioners should provide future health insurance for the minor child(ren) if available.
- ☒ Future health insurance for the minor child(ren) should be provided by (name of parent) Dennis Vincent Stanton if available.

14. Unreimbursed Medical Expenses. (☒ check all that apply)

- ☐ Any expenses not covered by insurance should be paid equally by both parties.
- ☒ Any expenses not covered by insurance should be paid by (name of parent) Twyla Marie Stanton due to the following extraordinary circumstances:
(explain) Due to the high cost of covering/providing insurance for 6 children, Twyla Marie Stanton, Mom, will pay all expenses not covered by insurance.

15. "30/30 Rule." (☒ check one)

- ☐ The Court should order the 30/30 Rule for payment of all unreimbursed medical / dental expenses.¹ (see below for explanation)
- ☒ The Court should NOT order the 30/30 Rule for payment of unreimbursed medical / dental expenses.

¹ The "30/30 Rule:" If a parent pays a medical or dental expense for a child that is not paid by insurance, that parent must send proof of the expense to the other parent within 30 days of incurring the expense. The other parent then has 30 days to reimburse the paying parent ½ the cost.

16. **Child Tax Deduction.** IRS rules state that the custodial parent usually has the right to claim the child on their taxes. The custodial parent can waive this right by filling out IRS Form 8332. Talk to a tax professional if you are not sure what to do. (☒ check one)

- ☒ The tax deduction for the child(ren) should be allocated per federal law.
- ☐ Petitioners have agreed to claim the children as follows for tax purposes:

Child(ren)'s Name:		Parent's Name:	Frequency:
	will be claimed by		<input type="checkbox"/> every year <input type="checkbox"/> even years <input type="checkbox"/> odd years
<i>N/A</i>	will be claimed by	<i>N/A</i>	<input type="checkbox"/> every year <input type="checkbox"/> even years <input type="checkbox"/> odd years
	will be claimed by		<input type="checkbox"/> every year <input type="checkbox"/> even years <input type="checkbox"/> odd years
	will be claimed by		<input type="checkbox"/> every year <input type="checkbox"/> even years <input type="checkbox"/> odd years

17. **Division of Community Property.** (☒ check one)

- ☐ There is no community property to divide.
- ☐ Any community property has already been divided.
- ☒ The community property should be divided as follows:

(Name of spouse) Dennis Vincent Stanton shall receive:

- Marital Residence at 7088 Las Banderas Avenue Las Vegas,
- Nevada 89179-1207 and any equity if it all.
- 100% of I.B.E.W. Local Union No. 357 Pension Trust Fund-Plan A
- 100% of NEBF Pension Benefit

(Name of spouse) Twyla Marie Stanton shall receive:

- 100% of I.B.E.W. Local Union 357 Pension Trust
- Fund + Plan B as of 12/07/2010.
-
-

18. Division of Community Debt. (☒ check one)

- ☐ There is no community debt to divide.
- ☐ Any community debt has already been divided.
- ☒ The community debt should be divided as follows:

(Name of spouse) Dennis Vincent Stanton shall be liable for:

1. CENLAR Home Mortgage past due amount of \$44,381.78.
2. Wells Fargo Bank Auto Loan past due amount of \$11,109.00.
3. Santander Consumer USA / Deville Asset Management, Ltd past due amount of \$5,079.00.
4. Wells Fargo NA / Dillards Charge Card past due amount of \$1,861.00.

(Name of spouse) Twyla Marie Stanton shall be liable for:

1. Wells Fargo Bank Credit Card in the amount of \$118.00.
2. Portfolio Recovery Associates / Synchrony Bank / Walmart Charge
3. Card in the amount of \$3,367.00.
4. _____

19. Alimony. (☒ check one)

- ☒ Neither petitioner should be awarded alimony.
- ☐ (Name of spouse who will pay alimony) _____
should pay (amount) \$ _____ per month in alimony for the next (number) _____ years. Spousal support should begin on (date) _____ and end on (date) _____.

20. Name Change. (☒ check all that apply)

- ☐ Neither party changed their name or neither party wishes to have a former or maiden name restored.
- ☒ The name of (spouse's name) Twyla Marie Stanton should be restored to his / her former or maiden name of (write the full name the person wants to go back to) Twyla Marie McCurdy.
- ☐ The name of (spouse's name) _____ should be restored to his / her former or maiden name of (write the full name the person wants to go back to) _____.

21. Petitioners certify that they have disclosed all community assets and debts and that there are no other community assets or debts for this Court to divide.

22. Petitioners hereby request that this Court enter a Decree of Divorce, incorporating into that Decree the provisions made in this Joint Petition.

23. It is understood by the Petitioners that entry of a Decree of Divorce constitutes a final adjudication of the rights and obligations of the parties with respect to the status of the marriage. Petitioners each expressly give up their respective rights to receive written notice of entry of any judgment or decree of divorce, and Petitioners give up their right to request formal findings of fact and conclusions of law. Petitioners waive their right to appeal the Decree of Divorce, and the right to move for a new trial.

24. It is further understood by the Petitioners that a final Decree of Divorce entered by this summary procedure does not prejudice or prevent the rights of either Petitioner to bring an action to set aside the final decree for fraud, duress, accident, mistake, or the grounds recognized at law or in equity.

Petitioners request:

1. That they be granted a Decree of Divorce and that each of the Petitioners be restored to the status of a single, unmarried person;
2. That the terms agreed upon in this Joint Petition be included in the Decree.

Date:

03/29/2018

► Dennis V. Stanton
(First Petitioner's signature)

Dennis Vincent Stanton
(First Petitioner's printed name)

Date:

3-29-18

► Twyla M. Stanton
(Second Petitioner's signature)

Twyla Marie Stanton
(Second Petitioner's printed name)

FIRST PETITIONER'S VERIFICATION

STATE OF NEVADA)

COUNTY OF CLARK)

(Spouse's name) Dennis Vincent Stanton being first duly sworn under penalty of perjury, deposes and says:

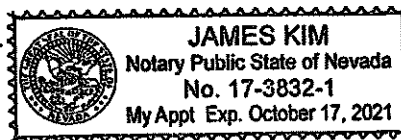
I am the Petitioner herein, and I have read the foregoing Joint Petition for Divorce and know the contents thereof; that the pleading is true to the best of my own knowledge, except as to those matters therein stated upon information and belief, and as to those matters, I believe them to be true.

Dennis V. Stanton
(Spouse's signature)

Signed and sworn to (or affirmed) before me on

(date) 3-29-18 by (name) Dennis Vincent Stanton

[Signature]
Signature of notarial officer

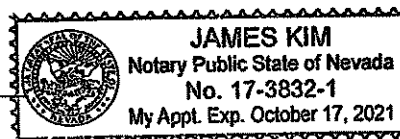


STATE OF NEVADA)

COUNTY OF CLARK)

On this 29 day of March 20 18, personally appeared before me, a Notary Public, (spouse's name) Dennis F. K. Vincent Stanton, known or proved to me to be the person who executed the foregoing Joint Petition for Divorce, and who acknowledged to me that he/she did so freely and voluntarily and for the uses and purposes herein stated.

[Signature]
Signature of notarial officer



SECOND PETITIONER'S VERIFICATION

STATE OF NEVADA)
)
COUNTY OF CLARK)

(Spouse's name) Twyla M. Stanton being first duly sworn under penalty of perjury, deposes and says:

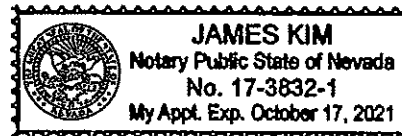
I am the Petitioner herein, and I have read the foregoing Joint Petition for Divorce and know the contents thereof; that the pleading is true to the best of my own knowledge, except as to those matters therein stated upon information and belief, and as to those matters, I believe them to be true.

Twyla M. Stanton
(Spouse's signature)

Signed and sworn to (or affirmed) before me on

(date) 3-29-18 by (name) Twyla M. Stanton

[Signature]
Signature of notarial officer



STATE OF NEVADA)
)
COUNTY OF CLARK)

On this 29 day of March 2018, personally appeared before me, a Notary Public, (spouse's name) Twyla M. Stanton, known or proved to me to be the person who executed the foregoing Joint Petition for Divorce, and who acknowledged to me that he/she did so freely and voluntarily and for the uses and purposes herein stated.

[Signature]
Signature of notarial officer

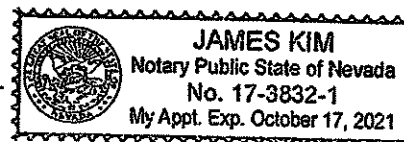
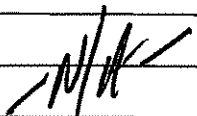


EXHIBIT 1: Parenting Timeshare and Holiday Schedule

☐ No Visitation Requested Because: (explain) _____

Regular Schedule: <i>Be very specific. Include the times and days of the week for each parent's timeshare.</i> (ex.: <u>Mom</u> : Saturday 7pm – Wednesday 3pm, <u>Dad</u> : Wednesday 3pm – Saturday 7pm)	<p><u>Mom</u>: 1st, 3rd, 5th weekend beginning at 07:00 p.m. on Friday – Monday morning till school starts.</p> <p><u>Dad</u>: All other times.</p>
Summer Schedule:	<input checked="" type="checkbox"/> Same as the regular schedule. <input type="checkbox"/> Other: _____
Mother's Day and Mother's Birthday:	<input checked="" type="checkbox"/> Mother every year from 9am – 7pm. <input type="checkbox"/> Other: _____
Father's Day and Father's Birthday:	<input checked="" type="checkbox"/> Father every year from 9am – 7pm. <input type="checkbox"/> Other: _____
Child's Birthday:	<input checked="" type="checkbox"/> <u>Even years</u> with (parent) <u>Dennis Vincent Stanton</u> <u>Odd years</u> with (parent) <u>Twyla Marie Stanton</u> *Time shall be from 9am – 7pm.* <input type="checkbox"/> Other: _____
3 Day Weekends:	<input checked="" type="checkbox"/> <u>Even Years</u> : MLK Jr. Day, Memorial Day, Labor Day with (parent) <u>Dennis Vincent Stanton</u> , President's Day, Independence Day, Nevada Admissions Day with the other parent. <u>Odd Years</u> : MLK Jr. Day, Memorial Day, Labor Day with (parent) <u>Twyla Marie Stanton</u> , President's Day, Independence Day, Nevada Admissions Day with the other parent. *Time begins when school lets out the day before the holiday weekend (or 3pm if no school), and ends the day following the holiday weekend when school resumes (or 9am).* **If Independence Day falls on a Tuesday, Wednesday, or Thursday, the time shall be from July 3 at 9am until July 5 at 9am.** <input type="checkbox"/> Other: _____

Easter / Spring Break:	<input checked="" type="checkbox"/> Even years with (parent) <u>Dennis Vincent Stanton</u> . Odd years with the other parent. *Time shall begin the day school lets out until noon the day before school resumes.* <input type="checkbox"/> Other: _____
Thanksgiving:	<input checked="" type="checkbox"/> Odd years with (parent) <u>Twyla Marie Stanton</u> . Even years with the other parent. *Time shall begin the day school lets out until noon the day before school resumes.* <input type="checkbox"/> Other: _____
Winter Break / Christmas:	<input checked="" type="checkbox"/> Segment 1 (Christmas) consists of the day school lets out until December 26 at noon. Segment 2 (New Year's) consists of December 26 at noon until noon the day before school resumes. <u>Even years:</u> segment 1 with (parent) <u>Dennis Vincent Stanton</u> segment 2 with the other parent. <u>Odd years:</u> segment 1 with (parent) <u>Twyla Marie Stanton</u> segment 2 with the other parent. <input type="checkbox"/> Other: _____
Other Holidays:	<div style="text-align: center;">  </div>
Vacation:	<input checked="" type="checkbox"/> The parents will not establish a formal vacation plan, and will instead mutually agree on vacation days and times with the child(ren). <input type="checkbox"/> Each parent may have up to (number) _____ vacation days per year with the child(ren). The parent shall notify the other parent of the vacation and provide a general vacation itinerary at least (number) _____ days before the planned vacation. Vacation time is not allowed during a holiday allotted to the other parent.

Worksheet A - Primary Physical Custody Child Support Calculation Worksheet

If you are asking for primary physical custody, fill out this worksheet and attach it to the document you are filing. Primary physical custody exists when one parent has the child more than 60% (219 days) of the time calculated over a one year period.

① Determine the Gross Monthly Income (GMI) of the non-custodial parent (estimate if unknown).

Gross monthly income is the income received from all sources. If you do not know the parent's gross monthly income, you can calculate the number with the formula on the last page.

② Determine Child Support Obligation.

GMI
\$ 3,062.80

.18 (for 1 Child)
X .25 (for 2 Children)
.29 (for 3 Children)
.31 (for 4 Children)
Add .02 for each additional child
.33 (for 5 Children)
.35 (for 6 Children)

=

Monthly Child Support:
\$1,068.48 OR \$100 per child \$ 600.00
(write the higher amount)
Higher Amount: \$ 1,068.48

③ Apply the Presumptive Maximum (rarely applicable).

Usually, this is the maximum amount a parent may be required to pay per month per child (and can *reduce* – not increase – the amount that would be owed under step ②). This amount changes every year on July 1st and can be found by going to <http://nvcourts.gov> and searching the phrase “presumptive maximum.” Make sure you are using the most current chart.

Presumptive Maximum
Reduction to:
\$ _____
Or ☒ not applicable

④ Deviations. You may request an amount of child support that is lower or higher than the amount in ② or ③, but your reason(s) must be based upon one of the following factors. (☒ check all that apply)

- | | |
|--|--|
| <input checked="" type="checkbox"/> The cost of health insurance | <input type="checkbox"/> Expenses reasonably related to the mother's pregnancy and confinement |
| <input checked="" type="checkbox"/> The cost of childcare | <input type="checkbox"/> Cost of transportation for visitation if the custodial parent moved out of the jurisdiction |
| <input checked="" type="checkbox"/> Special educational needs | <input checked="" type="checkbox"/> The amount of time the child spends with each parent |
| <input type="checkbox"/> Age of the child | <input checked="" type="checkbox"/> Any other necessary expenses for the benefit of the child |
| <input type="checkbox"/> Parent's legal responsibility to support others | <input type="checkbox"/> The relative income of both parents |
| <input checked="" type="checkbox"/> The value of services contributed by either parent | |
| <input type="checkbox"/> Public assistance paid to support the child | |

◆ Explain: The high cost of health insurance and the cost of childcare for 6 children and 1 special needs child and the many other expenses related to the health and welfare of all 6 children.

Total Child Support:
\$ 1,300.00

Worksheet B - Joint Physical Custody Child Support Calculation Worksheet

If you are asking for joint physical custody, fill out this worksheet and attach it to the document you are filing. A joint physical custody arrangement exists when each parent has the child at least 40% (146 days) of the time calculated over a one year period.

Parent 1's Name: _____

Parent 2's Name: _____

① Determine Each Parent's Gross Monthly Income (GMI) (estimate other parent's income if unknown).

Gross monthly income is the income received from all sources. If you do not know a parent's gross monthly income, you can calculate the number with the formula on the last page.

② Determine Each Parent's Child Support Obligation.

Parent 1 GMI
\$ _____

.18 (for 1 Child)

.25 (for 2 Children)

X .29 (for 3 Children)

.31 (for 4 Children)

Add .02 for each additional child

Parent 2 GMI
\$ _____

Parent 1's Monthly Child Support:

\$ _____ OR \$100 per child \$ _____
(write the higher amount and use in step 3)
Higher Amount: \$ _____

Parent 2's Monthly Child Support:

\$ _____ OR \$100 per child \$ _____
(write the higher amount and use in step 3)
Higher Amount: \$ _____

③ Subtract the lower earning parent's amount of child support in ② from the higher earning parent's amount.

Higher
\$ _____

- Lower
\$ _____

= Child Support Obligation
\$ _____

paid by

Name of higher income parent:

④ Apply the Presumptive Maximum (rarely applicable).

Usually, this is the maximum amount a parent may be required to pay per month per child (and can *reduce* – not increase – the amount that would be owed under step ③). This amount changes every year on July 1st and can be found by going to <http://nvcourts.gov> and searching the phrase “presumptive maximum.” Make sure you are using the most current chart.

Presumptive Maximum
Reduction to:
\$ _____
Or ☐ not applicable

⑤ Deviations. You may request an amount of child support that is lower or higher than the amount in ③ or ④, but your reason(s) must be based upon one of the following factors. (☒ check all that apply)

☐ The cost of health insurance

☐ The cost of childcare

☐ Special educational needs

☐ Age of the child

☐ Parent's legal responsibility to support others

☐ The value of services contributed by either parent

☐ Public assistance paid to support the child

☐ Expenses reasonably related to the mother's pregnancy and confinement

☐ Cost of transportation for visitation if the custodial parent moved out of the jurisdiction

☐ The amount of time the child spends with each parent

☐ Any other necessary expenses for the benefit of the child

☐ The relative income of both parents

Explain: _____

Total Child Support:
\$ _____

EXHIBIT 6

EXHIBIT 6

Heather S. Stinson
CLERK OF THE COURT

1 CHLG

2 Name: Twyla Marie Stanton

3 Address: 7088 Las Banderas Ave

4 Las Vegas, Nevada 89179-1207

5 Telephone: (702) 764-4692

6 Email Address: twylamstanton23@gmail.com

7 IN PROPER PERSON

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DISTRICT COURT
CLARK COUNTY, NEVADA

Dennis Vincent Stanton

~~Plaintiff / Petitioner,~~
First Joint Petitioner

vs. And

Twyla Marie Stanton

~~Defendant / Respondent,~~
Second Joint Petitioner

CASE NO.: D-18-568604-7

DEPT: Dept: Q

PEREMPTORY CHALLENGE

I request that this case be re-assigned from Judge Rena G. Hughes in
Department J to another Judge, pursuant to Nevada Supreme Court Rule 48.1.

I declare, under penalty of perjury under the law of the State of Nevada, that the
foregoing is true and correct.

DATED this 29th day of March, 2018.

Submitted By: (Signature) ▶

Twyla M. Stanton

Printed Name: Twyla Marie Stanton

EXHIBIT 7

EXHIBIT 7

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Divorce - Joint Petition

COURT MINUTES

April 18, 2018

D-18-568604-Z In the Matter of the Joint Petition for Divorce of:
Dennis Vincent Stanton and Twyla Marie Stanton

April 18, 2018 11:00 AM Minute Order

HEARD BY: Duckworth, Bryce C.

COURTROOM: Courtroom 01

COURT CLERK: Michael A. Padilla

PARTIES:

Arianna Stanton, Subject Minor, not present
Brianna Stanton, Subject Minor, not present
Dennis Stanton, Petitioner, not present Pro Se
Tanner Stanton, Subject Minor, not present
Trent Stanton, Subject Minor, not present
Tristan Stanton, Subject Minor, not present
Twyla Stanton, Petitioner, not present Pro Se
Tyler Stanton, Subject Minor, not present

JOURNAL ENTRIES

- The Parties to this action have submitted an uncontested Decree of Divorce before this Court. Upon review of the filings in this case, and the related proceedings in cases D-16-540966-D, D-16-541006-D and D-17-558626-S, and good cause being found, this Court hereby makes the following Findings of Fact, Conclusions of Law, and Orders:

Findings of Fact

On October 12, 2016, Dennis Stanton filed a Complaint for Divorce against his wife Twyla Stanton. That case was assigned case number D-16-540966-D. This case was assigned to Judge Rena Hughes.

Also on October 12, 2016, Twyla Stanton filed a Complaint for Divorce against her husband Dennis

PRINT DATE:	04/18/2018	Page 1 of 4	Minutes Date:	April 18, 2018
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

Stanton. That case was assigned case number D-16-541006-D. Pursuant to Eighth Judicial District Court Rule 5.42, this case was also assigned to Judge Hughes. (The Court notes that EDCR 5.42 was replaced by EDCR 5.103 effective January 27, 2017. For the purpose of this analysis, any difference between the two rules is immaterial.)

Case D-16-541006-D was later consolidated with case D-16-540966-D.

Over the next several months, Judge Hughes presided over multiple motion hearings and made substantive rulings on contested matters in the case. Judge Hughes held hearings on November 9, 2016, February 2, 2017, February 9, 2017 and March 16, 2017.

Pursuant to a Stipulation, Judge Hughes entered an Order on March 30, 2017 and dismissed cases D-16-541006-D and D-16-540966-D.

On September 13, 2017, Dennis Stanton filed a Complaint for Separate Maintenance against his wife Twyla Stanton. That case was assigned case number D-16-558626-S. Pursuant to Eighth Judicial District Court Rule 5.103, this case was assigned to Judge Hughes.

On January 31, 2018, Dennis Stanton filed a Notice of Voluntary Dismissal.

On February 1, 2018, Judge Hughes issued a Minute Order stating her intent to appoint counsel for Twyla Stanton.

Judge Hughes entered her Order appointing counsel for Twyla Stanton on February 12, 2018.

Pursuant to a Stipulation, Judge Hughes entered an Order on February 26, 2018 dismissing case D-17-558626-S.

On March 29, 2018, the Parties commenced this action by filing a Joint Petition for Divorce. Again, pursuant to EDCR 5.103, the case was assigned to Judge Hughes.

The same day that the Joint Petition was filed, Twyla Stanton filed a Peremptory Challenge of Judge Hughes pursuant to Nevada Supreme Court Rule 48.1.

Upon filing of the Peremptory Challenge, the Clerk's Office randomly reassigned the case to this Court and filed a Notice of Department Reassignment on March 29, 2018.

Additionally, pursuant to the requirements of EDCR 5.103, the Clerk's Office reassigned each of the cases identified above and several related Temporary Protective Order cases to this Court.

PRINT DATE:	04/18/2018	Page 2 of 4	Minutes Date:	April 18, 2018
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Conclusions of Law

Pursuant to Nevada Supreme Court Rule 48.1 and State, Dept. of Motor Vehicles & Pub. Safety v. Eighth Judicial District Court, 113 Nev. 1338, 948 P.2d 261 (1997), the judge to whom a case is reassigned after a peremptory challenge has authority to determine the timeliness of the peremptory challenge.

Supreme Court Rule 48.1(3)(b) prohibits a party from filing a peremptory challenge "less than 3 days before the date set for the hearing of any contested pretrial matter,..."

Supreme Court Rule 48.1(5) prohibits a party from filing a peremptory challenge against "any judge who has made any ruling on a contested matter in the action."

The failure to file a timely peremptory challenge results in a waiver of the right to file the challenge. Jeanness v. Second Judicial District Court, 97 Nev. 218, 626 P.2d 272 (1981).

The restrictions on peremptory challenges contained in Sections 3 and 5 of Rule 48.1 work to prohibit a party from forum shopping between district judges. See generally Nevada Pay TV v. Eighth Judicial District Court, 102 Nev. 203, 719 P.2d 797 (1986).

Parties to litigation are not permitted to file a peremptory challenge against a district judge who has previously made rulings on contested issues. This prohibition applies in any subsequent cases between the same parties, which are assigned to that same district judge pursuant to a local case assignment rule. "Allowing a plaintiff to file a peremptory challenge after the filing of any counterclaim would give a plaintiff the opportunity to disqualify the district judge simply because he has made previous unfavorable rulings." Carr-Bricken v. First Interstate Bank, 105 Nev. 570, 573, 779 P.2d 967, 969 (1989). In Carr Bricken, the appellant argued that she should be allowed to file a peremptory challenge after a third-party filed a counterclaim. In that case, the trial court struck the Plaintiff's peremptory challenge and the Supreme Court held that "[s]ince appellant filed her peremptory challenge long after hearings of several contested pretrial matters in th[e] case, her right to a peremptory challenge had been waived as a matter of law." Id.

The peremptory challenge in this case is comparable to the peremptory challenge filed in Carr-Bricken because it challenges a district judge who previously made substantive pre-trial rulings on the merits of a divorce and separate maintenance action between the Parties.

The cause of action and issues in this case are identical to those in cases D-16-541006-D and D-16-540966-D because they are both actions for divorce. Had either of these earlier cases resulted in a decree of divorce, the instant case would have been barred under the principle of res judicata.

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The cause of action and issues in this case are substantively indistinguishable from those in case D-16-558626-S because of the natural overlap between divorce and separate maintenance cases. Should that case have resulted in a decree of separate maintenance, the instant case would not have been barred under res judicata; however, the principle of collateral estoppel would have been dispositive for all issues in the divorce action except whether the parties are incompatible.

The general prohibition against forum shopping between district judges prohibits a party from filing a peremptory challenge under the circumstances detailed above.

Therefore, under these circumstances, the Court concludes that the peremptory challenge filed by Twyla Stanton on March 29, 2018 is untimely under Nevada Supreme Court Rule 48.1(3) because it was not filed 3 days prior to a contested hearing. Additionally, the Court concludes that the peremptory challenge is prohibited by SCR 48.1(5) because it was filed against a district judge that has made rulings on contested issues between the parties.

Therefore, it is hereby ORDERED that this action be reassigned to Department J, District Judge Hughes for handling.

It is further ORDERED that the Decree of Divorce submitted to this Court be delivered to Judge Hughes for handling.

INTERIM CONDITIONS:

FUTURE HEARINGS:

PRINT DATE:	04/18/2018	Page 4 of 4	Minutes Date:	April 18, 2018
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

EXHIBIT 8

EXHIBIT 8

(Telephone) (702) 744-4111
(Email Address) twyla@stan23@gmail.com
Self-Represented

(Husband's Name) Dennis Vincent Stanton
(Address) 7088 Las Banderas Avenue
Las Vegas, Nevada 89179-1207
(Telephone) (702) 744-4680
(Email Address) dennisstanton3@gmail.com
Self-Represented

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF Nye

In the Matter of the Marriage of

Twyla Marie Stanton
(Wife's Name)

CASE NO. CV 39304

DEPT NO. 2

and
Dennis Vincent Stanton
(Husband's Name)

Joint Petitioners

Amended JOINT PETITION FOR SUMMARY DECREE OF DIVORCE

Petitioners, (wife's name) Twyla Marie Stanton, in Proper Person and (husband's name) Dennis Vincent Stanton, in proper person, hereby petition this Court, pursuant to the terms of Chapter 125 of the Nevada Revised Statutes, to grant them a divorce. Petitioners respectfully show, and under oath, state to the Court that every condition of NRS 125.181 has been met and further state as follows:

1. That Petitioners were married on the (date) 07/11/2004 in the city of Las Vegas, State of Nevada and have since remained husband and wife

resident of State of Nevada and, during all this period of has been actually, physically, present in and living, in the State of Nevada and intends to continue to make Nevada his/her home for an indefinite period of time.

3. The current addresses of the Petitioners are:

Wife's Address: 7088 Las Banderas Avenue
Las Vegas, Nevada 89129-1207

Husband's Address: 7088 Las Banderas Avenue
Las Vegas, Nevada 89129-1207

4. The Petitioners have become, and continue to be, incompatible in marriage and no reconciliation is possible, and/or the parties have lived separate and apart for more than one year, without cohabitation.

5. Pregnancy. The Petitioners certify that: (check one):

☒ The wife is not pregnant at this time.

☐ The wife is pregnant at this time and the husband is the father of the unborn child.

The unborn child is due to be born on (date) - N/A -

☐ The wife is pregnant at this time and the husband is not the father of the unborn

child. The unborn child is due to be born on (date) - N/A -

6. That there are (number) 6 minor children born to, or adopted through this union.

7. The minor children's names, dates of birth, states and lengths of residence are as follows:

①	Briana Marie Stanton	04-19-2005	Nevada	13 years
②	Tristan Vincent Dallas Stanton	03-16-2006	Nevada	11 years 8 months
③	Tyler Vincent Correll Stanton	02-17-2007	Nevada	10 years 9 months
④	Tanner Vincent Kyle Stanton	09-22-2008	Nevada	9 years 7 months

3 ☒ The children are residents of Nevada and have lived here ☐ at least the past six
4 (6) months and, as such, this Court has the necessary UCCJEA jurisdiction to
5 enter orders regarding custody.

6 ☐ The children are not residents of Nevada and have not lived here for at least the
7 past six (6) months and, as such, this Court does NOT have the necessary
8 UCCJEA jurisdiction to enter orders regarding custody.

9 9. Legal Custody. Legal Custody involves having basic legal responsibility for a child
10 and making major decisions about the child like the child's health, education and
11 religious upbringing. (check one)

12 ☐ The children are not residents of the State of Nevada.

13 ☒ The Petitioners should be granted joint legal custody of the minor children.

14 ☐ The Wife should be granted sole legal custody of the minor children.

15 ☐ The Husband should be granted sole legal custody of the minor children.

16
17 10. Physical Custody. Physical custody refers to the amount of time the child spends in
18 the care of each parent. (check one)

19 Joint physical custody exists when each parent has physical custody of the children at
20 least 40% (146 days) of the time calculated over a one year period.

21 Primary Physical custody exists when one parent has physical custody of the children
22 more than 60% (219 days) of the time calculated over a one year period.

23 ☐ The children are not residents of Nevada.

24 ☐ The Petitioners should be granted joint physical custody of the minor children
25 with a timeshare as outlined in Exhibit 1.

26 ☐ The Wife should be awarded primary physical custody of the minor children with
27 the Husband having visitation as proposed in Exhibit 1.

11. Holiday Visitation (check one):

- ☐ The children are not residents of Nevada.
- ☐ A copy of the proposed holiday visitation schedule is attached as Exhibit 2 and should take precedence when in conflict with the regular visitation schedule.
- ☒ A copy of the proposed holiday visitation schedule is attached as Exhibit 2 and should NOT take precedence when in conflict with the regular visitation schedule.

12. Health Insurance (check one):

- ☒ The Wife should maintain medical and dental insurance for the minor children, if available. Any deductibles and expenses not covered by insurance should be paid equally by both parties.
- ☐ The Husband should maintain medical and dental insurance for the minor children, if available. Any deductibles and expenses not covered by insurance should be paid equally by both parties.
- ☐ The Petitioners should both maintain medical and dental insurance for the minor children if available. Any deductibles and expenses not covered by insurance should be paid equally by both parties.

13. Unreimbursed Medical Expenses (check one):

30/30 Rule: Any parent incurring an out-of-pocket medical expense relating to the minor child will provide to the other parent a copy of all paperwork relating to that expense within thirty (30) days of incurring said expense, along with a request for contribution for one-half (1/2) of the out-of-pocket expense actually incurred. Upon receipt of a request for contribution for one-half (1/2) of an out-of-pocket expense incurred by a parent on behalf of the minor child, the other parent will reimburse the requesting parent in the amount requested within thirty (30) days of receipt of said request for contribution. Upon receipt of reimbursement from any insurance carrier by either parent, and if the other parent previously paid a portion of the payment resulting in that reimbursement, the parent receiving the reimbursement shall equally divide said reimbursement with the other parent within seven (7) days of receipt of same. Both parents have the authority to contact the insurance provider directly in order to determine the status of any individual claim.

14. **Child Support Amount.** Complete the *Child Support Worksheet (Worksheet A or Worksheet B)* that applies to your custody arrangement **BEFORE** you complete this question. (check one)

☒ Based upon the proposed physical custody arrangement the Wife should pay \$ 1,517.⁰⁰ dollars per month for support of the parties' minor children.

☐ Based upon the proposed physical custody arrangement the Husband should pay \$ N/A dollars per month for support of the parties' minor children.

15. **Child Support Calculation.** The amount of child support requested was calculated based upon the following: (check one)

☐ The statutory minimum of \$100 per month, per child.

☒ The calculation for a primary physical custody arrangement as shown on the attached Worksheet A.

☐ The calculation for a joint physical custody arrangement as shown on the attached Worksheet B.

☐ Other: N/A

16. **Wage Withholding Order (check one):**

☒ The Petitioners ask that the court order a wage withholding against the obligor parent (parent who owes child/spousal support) to secure payment of child support and spousal support, if any.

☐ Good cause exists to postpone the withholding of income from the obligor parent to pay child support and spousal support, if any.

☐ There is already a child support action through the District Attorney's Office and payment of the child support shall continue to be handled through that office.

be coll[ec]t child support shall open the case with the D[ist]ict Attorney's Office.

17. Child Support Arrears (check one):

- ☐ The Petitioners verify that no child support arrears are owed to either party.
- ☐ The Petitioners waive their rights to child support arrears and certify that the children are not currently receiving and have not received Welfare benefits at any time during the past four years.
- ☐ The children are currently receiving or have received Welfare benefits during the past four years and the Petitioners cannot waive child support arrears.
- ☒ The Petitioners agree that the (check one) ☒ husband ☐ wife should be awarded child support arrears in the total amount of \$ 4,551.00

18. Division of Assets (check one):

- ☐ All of the community assets and property have been previously divided and each is to keep the property they have in their possession at this time.
- ☐ There is no community property to be divided.
- ☒ The community property should be divided as follows:
- ☒ Wife shall receive as her sole and separate property:

- 100% of I.B.E.W. Local Union 357 Pension Trust Fund - Plan B as of 05/02/2018.
2. Lehigh Retirement / Belman Shepherd Mix Dog named Leah.
- 100% of car and extensive clothing accessories, consisting of
3. dresses, shorts, jeans, purses, handbags, shoes, and jewelry.
4. - N/A -

- ☒ Husband shall receive as his sole and separate property:

- Family Residence located at 7038 Las Bandejas Avenue Los Vegas
1. Nevada 57123-1202 and any equity that all
- 100% of I.B.E.W. Local Union No 357 Pension
2. Trust Fund - Plan A.
3. 100% of N.E.B.F. Pension Benefit.
4. - N/A -

in debts assigned to them and hold the other party harmless from those debts.

- ☐ There are no community debts to be divided.
☒ The community debts should be divided as follows:

☒ Wife shall receive as her sole and separate debts:

1. Wells Fargo Bank Credit Card in the amount of \$119.12
2. Portia Beverly Associates/Synchrony Bank/Wal-Mart Charge Card in the amount of \$3,367.00
3. N/A
4. N/A

☒ Husband shall receive as his sole and separate debts:

1. CENTRA Home Mortgage loan of \$ 329,900.22 with a past due amount of \$ 48,925.22
2. Wells Fargo Bank Auto loan past due amount of \$1,109.12
3. Central U.S. Department of Education Student Loan past due amount of \$5,835.00
4. Schwab Capital Asset Deville Asset Management, Ltd. past due amount of \$3,029.00
5. Wells Fargo NA/Delta Charge Card past due amount of \$1,861.00

20. Petitioners hereby certify that they have disclosed all community assets and debts and that there are no other community assets or debts for this Court to divide.

21. Spousal Support (check one):

- ☒ Neither party should be awarded spousal support.
- ☐ Spousal support should be awarded to (check one) ☐ the Wife ☐ the Husband in the amount of \$ N/A dollars per month for (number) N/A (check one) ☐ months ☐ years. The spousal support shall begin on (date) N/A and end on (date) N/A.

22. Name Change for Wife (check one):

- ☐ The wife does not wish to return to her former or maiden name restored.

STATE OF NEVADA

COUNTY OF Clark

(Wife's name) Twyla Marie Stanton being first duly sworn
under penalties of perjury, deposes and says:

I am the Petitioner herein, and I have read the foregoing Joint Petition for Summary Decree
of Divorce and know the contents thereof; that the same is true to the best of my own knowledge,
except as to those matters therein stated upon information and belief, and as to those matters, I
believe them to be true.

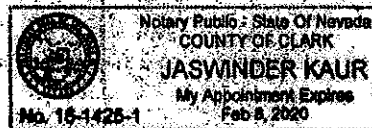
Twyla M. Stanton
(Wife's signature)

Signed and sworn to (or affirmed) before me

on (date) 10 May, 2018

by (name of person signing document) Twyla Marie Stanton

Jaswinder Kaur
Signature of notarial officer

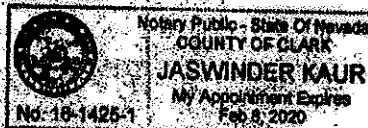


STATE OF NEVADA

COUNTY OF Clark

On this 10 day of May, 2018, personally appeared before me, a
Notary Public, (Wife's name) Twyla Marie Stanton known or proved to me to be
the person who executed the foregoing Joint Petition For Summary Decree of Divorce, and who
acknowledged to me that she did so freely and voluntarily and for the uses and purposes herein
stated.

Jaswinder Kaur
Signature of notarial officer



3 COUNTY OF Clark

4 (Husband's name) Dennis Vincent Stanton

being first duly

5 sworn under penalties of perjury, deposes and says:

6 I am the Petitioner herein, and I have read the foregoing Joint Petition for Summary Decree
7 of Divorce and know the contents thereof; that the same is true to the best of my own knowledge,
8 except as to those matters therein stated upon information and belief, and as to those matters, I
9 believe them to be true.

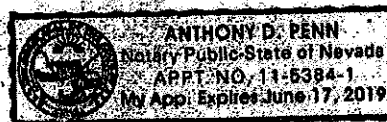
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11 Dennis V. Stanton
(Husband's signature)

12 Signed and sworn to (or affirmed) before me

13 on (date) May 31, 2018

14 by (name of person signing document) Dennis Vincent Stanton

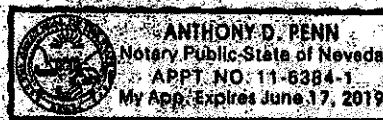
15
16 Signature of notarial officer



17
18
19 STATE OF NEVADA)
20) ss.
21 COUNTY OF Clark)

22 On this 31 day of May, 2018, personally appeared before me, a
23 Notary Public, (Husband's name) Dennis Vincent Stanton, known or proved to me
24 to be the person who executed the foregoing Joint Petition For Summary Decree of Divorce, and who
25 acknowledged to me that he did so freely and voluntarily and for the uses and purposes herein stated.

26
27 Signature of notarial officer



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Week	Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.
Sample	Mom Pick up at 11 a.m.	Mom	Dad Pick up after school at 3 p.m.	Dad	Dad	Mom Pick up after school at 3 p.m.	Mom
Week #1	Dad	Dad	Dad	Dad	Dad	Mom Pick up at 6 p.m.	Mom
Week #2	Mom Drop off at 3 p.m.	Dad	Dad	Dad	Mom Pick up at 5 p.m. Drop off at 8 p.m.	Dad	Dad
Week #3	Dad	Dad	Dad	Dad	Dad	Mom Pick up at 6 p.m.	Mom
Week #4	Mom Drop off at 3 p.m.	Dad	Dad	Dad	Mom Pick up at 5 p.m. Drop off at 8 p.m.	Dad	Dad

Check box if this holiday applies:	Holiday:	Time (circle a.m. or p.m.):	Every Year	Even Years	Odd Years
<input checked="" type="checkbox"/>	New Year's Eve	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	New Year's Day	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Martin Luther King, Jr. Day	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	President's Day	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/>	Easter	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Memorial Day	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Mother's Day	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Father's Day	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	4th of July	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Labor Day	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/>	Rosh Hashanah	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input type="checkbox"/>	Yom Kippur	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Nevada Day	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Halloween	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Veterans Day	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Thanksgiving Day	From: <u>8:00</u> a.m./p.m. To: <u>8:00</u> a.m./p.m.	Mom Dad	Mom Dad	Mom Dad

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<input type="checkbox"/>	Chanukkah (Days)	From: N/A a.m/p.m. To: N/A a.m/p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Christmas Eve	From: 8:00 a.m/p.m. To: 8:00 a.m/p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Christmas	From: 8:00 a.m/p.m. To: 8:00 a.m/p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Father's Birthday	From: 8:00 a.m/p.m. To: 8:00 a.m/p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Mother's Birthday	From: 8:00 a.m/p.m. To: 8:00 a.m/p.m.	Mom Dad	Mom Dad	Mom Dad
<input checked="" type="checkbox"/>	Child's Birthday	From: 8:00 a.m/p.m. To: 8:00 a.m/p.m.	Mom Dad	Mom Dad	Mom Dad

\$ <u>N/A</u>	X	<u>N/A</u>	=	\$ <u>N/A</u>	X	52	=	Yearly Income	+	Months	=	Mom's GMI	\$ <u>N/A</u>
Dad's Hourly Wage		\$ <u>N/A</u>		Pay Periods		52		Yearly Income		Months		Dad's GMI	\$ <u>N/A</u>

② Determine Each Parent's Child Support Obligation.

Mom's GMI \$ <u>N/A</u>	X	Formula Percentage (0.18 for 1 child, 0.25 for 2 children, 0.29 for 3 children, 0.02 increase for each additional child) 0. <u>N/A</u>	=	Monthly child support (rounded to the nearest dollar) \$ <u>N/A</u>
Dad's GMI \$ <u>N/A</u>	X	Formula Percentage (0.18 for 1 child, 0.25 for 2 children, 0.29 for 3 children, 0.02 increase for each additional child) 0. <u>N/A</u>	=	Monthly child support (rounded to the nearest dollar) \$ <u>N/A</u>

③ Subtract the higher amount of monthly child support in ② from the lower amount.

Higher \$ <u>N/A</u>	-	Lower \$ <u>N/A</u>	=	Child Support Obligation (paid by higher income parent) \$ <u>N/A</u>
-------------------------	---	------------------------	---	--

④ Apply the presumptive maximum if necessary.
This amount changes every year on July 1st. Make sure you are using the most current chart.

Income Range		Presumptive Maximum Amount Monthly, this is the maximum amount a parent may be required to pay per month per child.
If the Parent's GMI is At Least	But Less Than	
20	\$2,234	\$400
\$4,231	\$4,331	\$425
\$6,331	\$6,407	\$450
\$8,407	\$10,383	\$475
\$10,383	\$12,701	\$500
\$12,701	\$14,816	\$525
\$14,816	No Limit	\$550

⑤ Deviations. If you are requesting an amount of child support that is lower or higher than the amount in ③ or ④, if applicable, your reason(s) for requesting a different amount must be based upon one of the following factors. (Check all that apply)

<input type="checkbox"/> The cost of health insurance	<input type="checkbox"/> The cost of childcare	<input type="checkbox"/> The relative income of both parents
<input type="checkbox"/> Special educational needs of the child	<input type="checkbox"/> The amount of time the child spends with each parent	<input type="checkbox"/> Any other necessary expenses for the benefit of the child
<input type="checkbox"/> The age of the child	<input type="checkbox"/> Legal responsibility of the parent for the support of others	<input type="checkbox"/> The value of services contributed by either parent
<input type="checkbox"/> Any expenses reasonably related to the mother's pregnancy and confinement	<input type="checkbox"/> The cost of transportation of the child to and from visitation if the custodial parent moved with the child from the jurisdiction that ordered the support and the non-custodial parent remained	<input type="checkbox"/> Any public assistance paid to support the child

Explain:

N/A

Hourly wage: \$ 25.00 X Hrs/Week: 40 = Gross Pay: \$1,000.00 X Pay Periods: 52 = Yearly Income: \$52,000.00 Months: 12 = Net Pay: \$4,333.33

② : Determine Obligation.

GMI: \$ 4,333.33 X Formula Percentage (0.18 for 1 child, 0.23 for 2 children, 0.29 for 3 children, 0.02 increase for each additional child) = 0.35 (for 6 children) Monthly child support (rounded to the nearest dollar) = \$1,517.00

③ : Apply the presumptive maximum if necessary. This amount changes every year on July 1st. Make sure you are using the most current chart.

Income Range		Presumptive Maximum Amount
At the Parent's GMI or No Limit	Less Than	Usually, this is the maximum amount a parent may be required to pay per month per child
\$0	\$4,325	\$630
\$4,325	\$6,351	\$693
\$6,351	\$8,407	\$758
\$8,407	\$10,585	\$819
\$10,585	\$12,791	\$883
\$12,791	\$14,816	\$945
\$14,816	No Limit	\$1,010

④ : Deviations. If you are requesting an amount of child support that is lower or higher than the amount in ② or ③, if applicable, your reason(s) for requesting a different amount must be based upon one of the following factors. (Check all that apply) N/A

<input type="checkbox"/> The cost of health insurance	<input type="checkbox"/> The cost of childcare	<input type="checkbox"/> The relative income of both parents
<input type="checkbox"/> Special educational needs of the child	<input type="checkbox"/> The amount of time the child spends with each parent	<input type="checkbox"/> Any other necessary expenses for the benefit of the child
<input type="checkbox"/> The age of the child	<input type="checkbox"/> Legal responsibility of the parent for the support of others	<input type="checkbox"/> The value of services contributed by either parent
<input type="checkbox"/> Any expenses reasonably related to the mother's pregnancy and confinement	<input type="checkbox"/> The cost of transportation of the child to and from visitation if the custodial parent moved with the child from the jurisdiction that ordered the support and the non-custodial parent remained	<input type="checkbox"/> Any public assistance paid to support the child

Explain:

N/A

\$7.75	\$242	\$336	\$390	\$418	\$5
\$8.00	\$250	\$347	\$402	\$430	\$5
\$8.25	\$257	\$358	\$415	\$443	\$500
\$8.50	\$265	\$369	\$427	\$457	\$500
\$8.75	\$273	\$379	\$440	\$470	\$501
\$9.00	\$281	\$390	\$452	\$484	\$515
\$9.25	\$289	\$401	\$465	\$497	\$529
\$9.50	\$296	\$412	\$478	\$510	\$543
\$9.75	\$304	\$423	\$490	\$524	\$558
\$10.00	\$312	\$433	\$503	\$537	\$572
\$10.25	\$320	\$444	\$515	\$551	\$588
\$10.50	\$328	\$455	\$528	\$564	\$601
\$10.75	\$335	\$466	\$540	\$578	\$615
\$11.00	\$343	\$477	\$553	\$591	\$629
\$11.25	\$351	\$488	\$566	\$605	\$644
\$11.50	\$359	\$499	\$578	\$618	\$658
\$11.75	\$367	\$509	\$591	\$631	\$672
\$12.00	\$374	\$520	\$603	\$645	\$686
\$12.25	\$382	\$531	\$616	\$658	\$701
\$12.50	\$390	\$542	\$628	\$672	\$715
\$12.75	\$398	\$553	\$641	\$685	\$729
\$13.00	\$406	\$563	\$653	\$699	\$744
\$13.25	\$413	\$574	\$666	\$712	\$758
\$13.50	\$421	\$585	\$679	\$725	\$772
\$13.75	\$429	\$596	\$691	\$739	\$787
\$14.00	\$437	\$607	\$704	\$752	\$801
\$14.25	\$445	\$618	\$716	\$766	\$815
\$14.50	\$452	\$628	\$729	\$779	\$829
\$14.75	\$460	\$639	\$741	\$793	\$844
\$15.00	\$468	\$650	\$754	\$806	\$858
\$15.25	\$476	\$661	\$767	\$819	\$872
\$15.50	\$484	\$672	\$779	\$833	\$887
\$15.75	\$491	\$683	\$792	\$846	\$901
\$16.00	\$499	\$693	\$804	\$860	\$915
\$16.25	\$507	\$704	\$817	\$873	\$930
\$16.50	\$515	\$715	\$829	\$887	\$944
\$16.75	\$523	\$726	\$842	\$900	\$958
\$17.00	\$530	\$737	\$855	\$913	\$972
\$17.25	\$538	\$748	\$867	\$927	\$987
\$17.50	\$546	\$758	\$880	\$940	\$1,001
\$17.75	\$554	\$769	\$892	\$954	\$1,015
\$18.00	\$562	\$780	\$905	\$967	\$1,030
\$18.25	\$569	\$791	\$917	\$981	\$1,044
\$18.50	\$577	\$802	\$930	\$994	\$1,058
\$18.75	\$585	\$813	\$943	\$1,008	\$1,073
\$19.00	\$593	\$823	\$956	\$1,021	\$1,087
\$19.25	\$601	\$834	\$968	\$1,034	\$1,101
\$19.50	\$608	\$845	\$980	\$1,048	\$1,115
\$19.75	\$616	\$856	\$993	\$1,061	\$1,130
\$20.00	\$621	\$867	\$1,005	\$1,075	\$1,144

*These child support calculations are based upon a 40-hour workweek and 52 pay periods per year.

☐ The wife never changed her name.

23. Petitioners hereby request that this Court enter a Decree of Divorce, incorporating into that Decree the provisions made herein.

24. It is understood by the Petitioners that entry of Decree of Divorce constitutes a final adjudication of the rights and obligations of the parties with respect to the status of the marriage. Petitioners each expressly give up their respective rights to receive written Notice of Entry of any Decree and Judgment of Divorce and Petitioners give up their right to request a formal Findings of Fact and Conclusions of Law, or to appeal any Judgment or Order of this Court made and entered in these proceedings or the right to move for a new trial.

25. It is further understood by the Petitioners that a final Decree of Divorce entered by this summary procedure does not prejudice or prevent the rights of either Petitioner to bring an action to set aside the final decree for fraud, duress, accident, mistake or the grounds recognized at law or in equity.

WHEREFORE, Petitioners pray as follows:

1. That the parties be granted a decree of divorce and that each of the Petitioners be restored to the status of unmarried persons.
2. That the terms agreed upon in this Joint Petition be included in the Decree.

DATE: 5-30-18
▶ [Signature]
(Wife's signature)

DATE: May 30, 2018
▶ [Signature]
(Husband's signature)

EXHIBIT 9

EXHIBIT 9

(Telephone) 702-569-1212
(Email Address) twyla.stanton3@gmail.com
Self-Represented

Terri Penarthon Deputy

(Husband's Name) Dennis Vincent Stanton
(Address) 7488 Las Bandera Avenue
Las Vegas, Nevada 89129-1207
(Telephone) 702-266-4670
(Email Address) dennis.stanton3@gmail.com
Self-Represented

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF Nye

In the Matter of the Marriage of

Twyla Marie Stanton
(Wife's Name)

CASE NO. CV 39304

DEPT NO. 2

and Dennis Vincent Stanton
(Husband's Name)

Joint Petitioners

NEW DECREE OF DIVORCE

The above entitled cause, having been submitted to this Court for decision pursuant to Chapter 125 of the Nevada Revised Statutes, and based upon the Joint Petition by the Petitioners,

(wife's name) Twyla Marie Stanton and (husband's name) Dennis Vincent Stanton and all of the papers and pleadings on file, the Court finds as follows:

1. That all of the allegations contained in the documents on file are true.
2. That all of the requirements of NRS 125.181 and NRS 125.182 have been met.

(Telephone) 702 764-92
(Email Address) TwylaStantonA3@gmail.com
Self-Represented

Terri Perenton Deputy



Self-Represented

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF Nye

In the Matter of the Marriage of

Twyla Marie Stanton
(Wife's Name)

CASE NO.: CV 39304

DEPT NO.: 2

and Dennis Vincent Stanton
(Husband's Name)

Joint Petitioners

NV DECREE OF DIVORCE

The above entitled cause, having been submitted to this Court for decision pursuant to Chapter 125 of the Nevada Revised Statutes, and based upon the Joint Petition by the Petitioners, (wife's name) Twyla Marie Stanton and (husband's name) Dennis Vincent Stanton and all of the papers and pleadings on file, the Court finds as follows:

1. That all of the allegations contained in the documents on file are true.
2. That all of the requirements of NRS 125.181 and NRS 125.182 have been met.

- ① Brianna Marie Stanton 04-19-2006/Nevada
- ② Tristan Vincent Dallas Stanton 08-16-2006/Nevada
- ③ Tyler Vincent Connor Stanton 07-17-2007/Nevada
- ④ Tanner Vincent Kyle Stanton 09-22-2008/Nevada
- ⑤ Arman Rose Stanton 02-25-2010/Nevada
- ⑥ Trent Antonio Vincent Stanton 03-15-2011/Nevada

4. Child(ren) Residency (check one):

☒ The children are residents of Nevada and have lived here for at least the past six (6) months and, as such, this Court has the necessary UCCJEA jurisdiction to enter orders regarding custody.

☐ The children are not residents of Nevada and have not lived here for at least the past six (6) months and, as such, this Court does NOT have the necessary UCCJEA jurisdiction to enter orders regarding custody.

5. That this Court has complete jurisdiction to enter this Decree and the orders regarding the distribution of assets and debts.

6. That Petitioners were married on the (date) 07/11/2004 in the city of Las Vegas, State of Nevada and have since remained husband and wife.

7. That resident Petitioner (name of spouse who lives in Nevada) Dennis Vincent Stanton has been, and is now, an actual bona fide resident of the State of Nevada and has actually been domiciled in the State of Nevada for more than six weeks immediately prior to the commencement of this action, and intends to continue to make the State of Nevada his/her home for an indefinite period of time.

than one year without cohabitating as Husband and Wife and ☐ donors are entitled to a Decree of Divorce.

9. Pregnancy. The Petitioners certify that: (check one):

☒ The wife is not pregnant at this time.

☐ The wife is pregnant at this time and the husband is the father of the unborn child.

The unborn child is due to be born on (date) N/A

☐ The wife is pregnant at this time and the husband is not the father of the unborn child. The unborn child is due to be born on (date) N/A

10. The Petitioners have entered into an agreement settling all issues of child support, child custody and visitation, and medical insurance which is outlined in the Joint Petition, a copy of which is attached hereto as Exhibit A. The Petitioners request that this agreement being in the best interest of the children be ratified, confirmed, and incorporated into this Decree as though fully set forth.

11. The Petitioners have entered into an equitable agreement settling all issues regarding the division and distribution of assets and debts, said agreement being an equitable one, and Petitioners have requested that the terms in their Joint Petition, a copy of which is attached hereto as Exhibit A, be ratified, confirmed, and incorporated into their Decree as though fully set forth.

12. That the Petitioners have entered into an agreement settling the issue of spousal support and request that their agreement as set forth in their Joint Petition, a copy of which is attached hereto as Exhibit A, be ratified, confirmed and incorporated into their Decree as though fully set forth.

13. Name Change for Wife (check one):

☐ The wife does not wish to return to her former or maiden name restored.

☐ The wife never changed her name.

14. The Petitioners waive their rights to a written Notice of Entry of Decree of Divorce, to appeal, to findings of Fact and Conclusions of Law, and to move for a new trial.

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. That the bonds of matrimony now existing between the parties are hereby wholly dissolved, and an absolute Decree of Divorce is hereby granted to the parties, and each of the parties are hereby restored to the status of a single, unmarried person.
2. That the terms, as they are stated in the Petitioners' Joint Petition, regarding the assets and debts, is hereby ratified, confirmed, and incorporated into this Decree as though fully set forth.
3. That the terms, as they are stated in the Petitioners' Joint Petition, regarding the issue of spousal support are hereby ratified, confirmed, and incorporated into this Decree as though fully set forth.
4. Name Change for Wife (check one):
 - ☐ The wife does not wish to return to her former or maiden name restored.
 - ☒ The wife should have her former or maiden name of McCondy restored to her.
 - ☐ The wife never changed her name.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that each party shall submit the information required in NRS 125B.055, NRS 125.130 and NRS 125.230 on a separate form to the Court and the Welfare Division of the Department of Human Resources within ten days from the date this Decree is filed. Such information shall be maintained by the Clerk in a confidential manner and not part of the public record. The parties shall update the information filed with the Court and the

2
3 NOTICE IS HEREBY GIVEN of the following provision of NRS 125.510(6):
4 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR
5 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A
6 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides that every
7 person having a limited right of custody to a child or any parent having no right of custody to the
8 child who willfully detains, conceals or removes the child from a parent,
9 guardian or other person having lawful custody or a right of visitation of the child in violation of an
10 order of this court, or removes the child from the jurisdiction of the court without the consent of
11 either the court or all persons who have the right to custody or visitation is subject to being punished
12 for a category D felony as provided in NRS 193.130.

13
14 NOTICE IS HEREBY GIVEN that the terms of the Hague Convention of October 25, 1980,
15 adopted by the 14th Session of the Hague Conference on Private International Law apply if a parent
16 abducts or wrongfully retains a child in a foreign country. The parties are also put on notice of the
17 following provisions in NRS 125.510(8):

18 If a parent of the child lives in a foreign country or has significant commitments in a foreign
19 country:

20 (a) The parties may agree, and the court shall include in the order for custody of the child,
21 that the United States is the country of habitual residence of the child for the purposes of applying the
22 terms of the Hague Convention as set forth in subsection 7:

23 (b) Upon motion of one of the parties, the court may order the parent to post a bond if the
24 court determines that the parent poses an imminent risk of wrongfully removing or concealing the
25 child outside the country of habitual residence. The bond must be in an amount determined by the
26 court and may be used only to pay for the cost of locating the child and returning him to his habitual
27 residence if the child is wrongfully removed from or concealed outside the country of habitual
28 residence. The fact that a parent has significant commitments in a foreign country does not create a
presumption that the parent poses an imminent risk of wrongfully removing or concealing the child.

29 NOTICE IS HEREBY GIVEN of the following provision of NRS 125C.200:

30 If custody has been established and the custodial parent intends to move his residence to a
31 place outside of this state and to take the child with him, he must, as soon as possible and before the
32 planned move, attempt to obtain the written consent of the noncustodial parent to move the child
33 from this state. If the noncustodial parent refuses to give that consent, the custodial parent shall,
34 before he leaves this state with the child, petition the court for permission to move the child. The
35 failure of a parent to comply with the provisions of this section may be considered as a factor if a
36 change of custody is requested by the noncustodial parent.

37 NOTICE IS HEREBY GIVEN that they are subject to the provisions of NRS 31A and 125.450
38 regarding the collection of delinquent child support payments.

THIS IS A FINAL DECREE.

DATED this 17th day of June, 2018.**ROBERT W. LANE**

DISTRICT COURT JUDGE

Respectfully Submitted:

By: Tanya Marie Stanton

(wife's signature)

By: Dennis V. Stanton

(husband's signature)

(Name) Tanya Marie Stanton(Address) 7088 Los Banderos Ave.Las Vegas, Nevada 89179-1207(Telephone) (702) 764-4692(Email Address) taylmarstanton23@gmail.com(Name) Dennis Vincent Stanton(Address) 7088 Los Banderos AvenueLas Vegas, Nevada 89179-1207(Telephone) (702) 764-4690(Email Address) dennisvstanton30@gmail.comState of NevadaCounty of Clark

Appeared and Signed before me on this

30th day of May, 2018 byTanya Marie Stanton (only)

Notary

State of Nevada

County of Clark

This instrument was acknowledged before

me this 31 day of May, 2018by Dennis Stanton

Notary Public

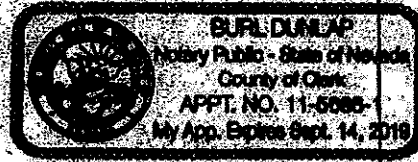
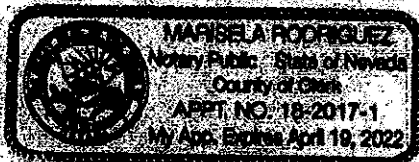


EXHIBIT 10

EXHIBIT 10



Transaction History

BANK OF AMERICA, N.A. (THE "BANK")

TWYLA M STANTON

REWARDS SAVINGS

**** * 2428

Date/Time Printed 9/5/2018 10:42 AM EST

Last Posting Date 09/04/2018

Since Last Statement Summary

Last Statement Date	08/10/2018	\$36,186.06	
Balance Last Statement (\$)		\$36,186.68	Holds (-)
Deposits/Credits (+)	# 3	\$0.00	Pending Credits (+)
Withdrawals/Debits (-)	# 0	\$4.87	

Available Balance (\$) \$4.87
#Counts include posted items only-Intraday items are not included in the counts
Balance Last Statement, Deposits/Credits, Withdrawals/Debits may not total to Available Balance.

Date	Description	Amount included in Available Balance	Type	Amount	Available Balance
Processing	KEEP THE CHANGE CREDIT FROM ACCT6334		Credit	\$0.62	\$4.87
09/04/2018	KEEPTHECHANGE CREDIT FROM ACCT6334 EFFECTIVE 08/31		Keep the Change	\$0.99	\$4.25
08/31/2018	KEEPTHECHANGE CREDIT FROM ACCT6334 EFFECTIVE 08/30		Keep the Change	\$0.73	\$3.26
08/28/2018	KEEPTHECHANGE CREDIT FROM ACCT6334 EFFECTIVE 08/27		Keep the Change	\$1.25	\$2.53
08/23/2018	KEEPTHECHANGE CREDIT FROM ACCT6334 EFFECTIVE 08/22		Keep the Change	\$0.59	\$1.28
08/21/2018	KEEPTHECHANGE CREDIT FROM ACCT6334 EFFECTIVE 08/20		Keep the Change	\$0.69	\$0.69

**** * 2428

For additional information or service, please contact the Customer Service Center at 1-800-432-1000

* = Item(s) included in Previous Statement(s).

00-14-9036M 11-2010

NNV

Date	Description	Type	Amount	Available Balance
08/13/2018	NV TLR cash withdrawal from SAV 2428 Confirmation# 3717632153	Debit	\$36,186.06	\$0.00
08/10/2018	Interest Earned	Credit	\$0.06	\$36,186.06
08/09/2018	I.B.E.W. LOCAL U DES JHTC ID:3728727 INDN:TWYLA M. STANTON CO ID:1LO3405 PPD	Deposit	\$36,176.00	\$36,186.00

No More Activity For This Account
 For additional information or service, please contact the Customer Service Center at 1-800-432-1000
 * = Item(s) included in Previous Statement(s).
 NNV

**** 2428

EXHIBIT 11

EXHIBIT 11

**DECLARATION OF MONETTE DuMOND IN SUPPORT OF
FIRST JOINT PETITIONER/PLAINTIFF'S INSTANT MOTION**

I, MONETTE DuMOND, residing at 6 Charles Street, Conway, Arkansas, do hereby declare under penalty of perjury as follows:

1. I am the maternal grandmother of the First Joint Petitioner/Plaintiff, TWYLA STANTON ("Twyla"), and do hereby make this declaration based upon my personal knowledge and, for those matters not based upon personal knowledge, I make these statements upon information and belief;
2. It is my understanding and belief that on August 31, 2018, the Second Joint Petitioner/Defendant, DENNIS STANTON ("Dennis"), put Twyla on a bus headed to Conway, Arkansas, where I reside;
3. On information and belief, Dennis also gave Twyla a plane ticket for her return trip to Las Vegas;
4. It is also my understanding and belief that, at the time of this trip, Twyla had a prescription for Zyprexa, but that Dennis took this medication out of Twyla's purse before putting her on the bus, telling her, "You won't be needing this.";
5. Upon Twyla's arrival in Conway on or about September 2, 2018, it is my understanding that Twyla took an Uber from the bus station to my house;
6. When Twyla arrived, I was very surprised to see her because I did not even know she was coming;
7. When Twyla arrived at my house, I had an opportunity to personally observe what she had with her;
8. Her possessions upon arrival were limited to the clothes on her back, and clothes and other miscellaneous belongings in a suit case;
9. Twyla told me that Dennis had given her \$50.00 when he put her on the bus;
10. When Twyla arrived at my house, she still had the same \$50.00 that Dennis had given her; she had not spent a penny of that money;
11. Shortly thereafter, it is my understanding that Twyla called Dennis and was told by him that he had cancelled her plane ticket and that he and Twyla were now "officially divorced," which appeared to be the first time Twyla realized she was divorced.

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

DATED this 13 day of November 2018.


MONETTE DuMOND

CHARLES C. LoBELLO, ESQ.
Nevada Bar No. 5052
CHRISTOPHER F. OWEN, ESQ.
Nevada Bar No. 13211
OWEN LAW FIRM
1785 East Sahara Ave., Suite 157
Las Vegas, Nevada 89104
Tel. (702) 733-2800
Fax (702) 425-9883
cowen@chrisowenlaw.com
Attorneys for *First Joint Petitioner/Plaintiff*

FILED
FIFTH JUDICIAL DISTRICT

NOV 28 2018

Nye County Clerk
Deputy

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF NYE

TWYLA MARIE STANTON,
an individual;

Case No.: CV-39304
Dept. No.: 2

First Joint Petitioner/Plaintiff,

vs.

DENNIS VINCENT STANTON,

Second Joint Petitioner/Defendant.

ORDER TO UNSEAL COURT RECORD

Upon Plaintiff's *EX PARTE* APPLICATION TO UNSEAL COURT RECORD pursuant to NRS 125.110, and good cause appearing, **IT IS HEREBY ORDERED** that the file in the above entitled matter be unsealed to the extent allowed by law.

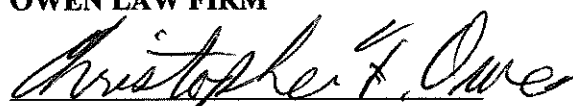
Dated this 28th day of November, 2018.


DISTRICT COURT JUDGE

Respectfully submitted,

This 2nd day of November, 2018.

OWEN LAW FIRM


Christopher F. Owen, Esq.
1785 E. Sahara Ave., Suite 157
Las Vegas, Nevada 89104
Tel. (702) 733-2800
cowen@chrisowenlaw.com
Attorney for First Joint Petitioner/Plaintiff

EXMT

Name:

Address:

Telephone:

Email Address:

In Proper Person

Dennis Vincent Stanton
7088 Los Banderas Avenue
Las Vegas, Nevada 89179-1707
(702) 764-4690
dennisvstanton30@gmail.com

FILED

2018 DEC 13 P 3:21

NYE COUNTY CLERK

BY

DEPUTY

DISTRICT COURT

NYE, NEVADA

COUNTY

Twyla Marie Stanton

Plaintiff/First Joint Petitioner

CASE NO.:

CV-39304

VS.

DEPT:

2

Dennis Vincent Stanton

Defendant/Second Joint Petitioner

EX PARTE MOTION FOR

to extend the time required to file a written
response to this motion provide a short title that sums up what you are asking the judge to order)

(Your name)

Dennis Vincent Stanton

the (☒ check one) ☐ Plaintiff

/ ☒ Defendant in Proper Person, moves this Honorable Court for an Order granting the relief requested. This motion is brought in good faith and is based on the attached Points and Authorities, Affidavit of Movant, the papers and pleadings on file herein, and such further evidence and argument that may be requested.

DATED

December 13, 2018.

Submitted By: (your signature)

Dennis V. Stanton

(print your name)

Dennis Vincent Stanton

MOTION

(☒ check one)

- ☒ I tried to resolve this issue with the other party before filing this motion.
- ☐ I did not try to resolve this issue with the other party before filing this motion. Any attempt to resolve the issue would have been useless or impractical because (explain why you did not try to resolve this issue directly with the other party before filing this motion)
- _____
- _____

POINTS AND AUTHORITIES

LEGAL ARGUMENT. (explain all relevant laws and cases that support your argument)

An extension would not prejudice opposing counsel. The proceedings also will not be negatively affected by this brief delay. Their request for an extension is made in good faith. I have not otherwise engaged in unnecessary delays or dilatory conduct in this action. This would be the first extension granted to myself in this action.

FACTS AND ARGUMENT (explain all relevant facts the judge needs to know to make a decision)

1) I need more time to respond to this motion. As the sole provider and sole caretaker of 6 minor children my time and money are very scarce. The allegations and accusations made in the opposing parties court pleadings are very serious and I need more time to respond to the motion. It is also very close to the holidays when money is very tight. I need more time to hire an attorney and prepare a response. Please See Exhibit A.

2) Twyla Marie Stanton (Plaintiff/First Joint Petitioner) has retained her own attorney and is disputing the allegations of incapacity raised in the Petitioners' request for Guardianship over her. So even though case # 23PR-18-640 is being heard in Faulkner County, Arkansas, it is directly related to this case. Please See Exhibit B.

CONCLUSION (explain what you want the judge to order)

I respectfully ask the Court to grant me the following, and any other relief the Court finds appropriate.

1. to extend the time required to file a written response to this motion
2. _____
3. _____

DATED 17 December 13, 20 18.

Submitted By: (your signature)

(print your name)

Dennis V. Stanton
Dennis Vincent Stanton

DECLARATION IN SUPPORT OF MOTION

I declare, under penalty of perjury:

- a. I have read the foregoing motion, and the factual averments it contains are true and correct to the best of my knowledge, except as to those matters based on information and belief, and as to those matters, I believe them to be true. Those factual averments contained in the referenced filing are incorporated here as if set forth in full.

- b. Additional facts to support my requests include: (write anything else that the judge should know to make a decision about your case, or write "N/A" if there is nothing else to add)

I have a lot of information that I have to gather together to dispute their pleadings in their motion.

- c. Any Exhibit(s) in support of this Motion will be filed separately in an Exhibit Appendix.

Exhibit A - Communications between myself and opposing counsel.

Exhibit B - Response to Petitioners' Petition For Appointment as Co-Guardians

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED 17 December 13, 20 18.

Submitted By: (your signature)

(print your name)

Dennis V. Stanton
Dennis Vincent Stanton

12/7/2018



Exhibit A

Gmail - CASE # CV39304

Dennis Stanton <dennisvstanton30@gmail.com>

CASE # CV39304

4 messages

Dennis Stanton <dennisvstanton30@gmail.com>

To: cowen@chrisowenlaw.com

Cc: clobello@chrisowenlaw.com

Wed, Dec 5, 2018 at 2:41 PM

Mr. Owens,

I was wondering and hoping if you would agree to a stipulation and order to extend the time for me to reply to your motion and also for a request to continue the hearing. I'm going to need more time to prepare as there were a lot of inaccuracies and inconsistencies in your court pleadings that I'm going to have to correct for the record. If you can get that to me as soon as possible, I would greatly appreciate it. I also called your office yesterday evening to discuss this, however, there was no answer so I left a message and I did not receive a callback. Thank you in advance.

Sincerely,

Dennis V. Stanton
Direct - (702) 764-4690
dennisvstanton30@gmail.com

Dennis Stanton <dennisvstanton30@gmail.com>

To: cowen@chrisowenlaw.com

Thu, Dec 6, 2018 at 1:36 PM

Chris or Charles,

Any word yet?

[Quoted text hidden]

Christopher Owen <cowen@chrisowenlaw.com>

To: Dennis Stanton <dennisvstanton30@gmail.com>

Thu, Dec 6, 2018 at 2:48 PM

Dennis,

Our clients are unwilling to agree to a stipulation and order as you requested below.

Thank you for your attention,

196

Christopher F. Owen

Attorney at Law
1785 E. Sahara Ave., Suite 157
Las Vegas, Nevada 89104
Tel.: 702.733.2800
Fax: 702.425.9883
www.chrisowenlaw.com



This electronic message transmission contains information from Owen Law Firm and is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination or distribution of this communication to other than the intended recipient is strictly prohibited. If you have received this communication in error, please notify us immediately by collect telephone at (702) 733-2800 or electronic mail (cowen@chrisowenlaw.com). Thank you.

From: Dennis Stanton <dennisvstanton30@gmail.com>
Sent: Thursday, December 6, 2018 1:36 PM
To: Christopher Owen <cowen@chrisowenlaw.com>
Subject: Re: CASE # CV39304

[Quoted text hidden]

Dennis Stanton <dennisvstanton30@gmail.com>
To: cowen@chrisowenlaw.com
Cc: clobello@chrisowenlaw.com

Thu, Dec 6, 2018 at 3:13 PM

Chris,

Thank you for your response.

Sincerely,

Dennis V. Stanton
Direct - (702) 764-4690
dennisvstanton30@gmail.com

[Quoted text hidden]

Exhibit B

ELECTRONICALLY FILED
Faulkner County Circuit Court Probate Division
Margaret Darter, County Clerk
2018-Dec-06 18:43:52
23PR-18-640
200853 Pages

IN THE CIRCUIT COURT OF FAULKNER COUNTY, ARKANSAS
PROBATE DIVISION

IN THE MATTER OF TWYLA MARIE MCCURDY
An incapacitated person

23PR-18-640

RESPONSE TO PETITIONERS'
PETITION FOR APPOINTMENT AS
CO-GUARDIANS

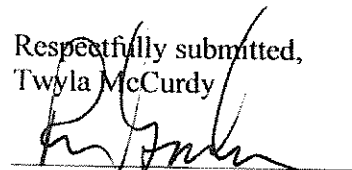
Comes Twyla Marie McCurdy, by and through her attorney, Ron Goodman, and for her Response to Petitioners' Petition for Appointment as Co-Guardians of her person and estate states as follows:

1. Twyla McCurdy, Respondent, disputes the allegations of incapacity raised in the Petitioners' Petition:
2. Respondent states that she does not reside at 129 Mill Creek Drive in Greenbrier, Arkansas as the Petitioners have alleged;
3. Respondent states that she is an adult person who has never had a guardian or need of a guardian. She was married for 14 years, kept house, raised six (6) children and cared for them and was gainfully employed.
4. Robert Crawford, Petitioner is not Respondent's natural father as claimed in the Petition;
5. Respondent had never met or been examined by Dr. Ann Prather before the Petitioners instituted this action and I dispute her findings;
6. Respondent would like to be examined by a physician of her choosing or in the alternative have the records of her long standing physician Dr. Pamela Greenspun presented to the Court;

7. Until approximately four (4) months ago Respondent was a resident of Las Vegas, Nevada. All of her friends, her children, her ex-husband and any persons she would call as witnesses on her behalf to refute the Petitioners' allegations reside in Las Vegas, Nevada.
8. The Petitioners are attempting to gain control of Respondent to obtain funds on her behalf to convert for their use and benefit. Petitioners loaned Respondent a large sum of money to pay for a divorce and are using the Guardianship process to obtain re-payment of that money. This is the true motivation of the Petitioners.
9. Respondent requests the Court to deny Petitioners' Petition for Guardianship, to continue the Court's hearing of December 10, 2018 so as to allow Respondent the time to secure witness testimony and to secure and present documentation refuting Petitioners' allegations.
10. Respondent requests the Court to caution the Petitioners to allow Respondent to have communication with anyone she wishes especially her attorney in the preparation and presentation of her defense.

Respectfully submitted,
Twyla McCurdy

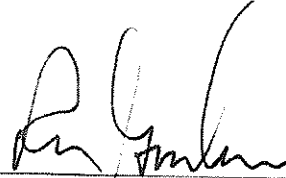
By:


Ron Goodman (86070)
Attorney at Law
515 Oak, Suite A
Conway, AR 72032
501-993-3824
rlgoodmanlaw@msn.com

CERTIFICATE OF SERVICE

I, Ron Goodman, hereby certify that a copy of the above pleading was served electronically and also placed in the U.S. Mail with sufficient postage this 6th day of December 2018 and addressed as follows:

Boyd Tackett Jr.
P.O. Box 1433
Conway, AR 72033

A handwritten signature in black ink, appearing to read 'Ron Goodman', is written over a horizontal line.

Ron Goodman (86070)

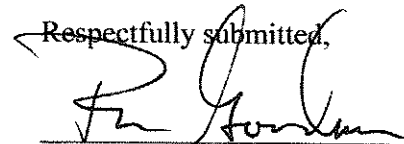
**IN THE CIRCUIT COURT OF FAULKNER COUNTY, ARKANSAS
PROBATE DIVISION**

IN THE MATTER OF TWYLA MARIE MCCURDY
An incapacitated person

23PR-18-640

ENTRY OF APPEARANCE

Comes Ron Goodman, attorney at law, and hereby enters his appearance on behalf of
Twyla Marie McCurdy in all matters before the Court relating to her.

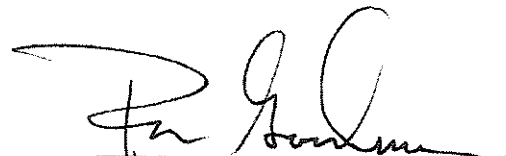
Respectfully submitted,


Ron Goodman (86070)
Attorney at Law
515 Oak, Suite A
Conway, AR 72032
501-993-3824
rlgoodmanlaw@msn.com

CERTIFICATE OF SERVICE

I, Ron Goodman, hereby certify that a copy of the above pleading was served
electronically and also placed in the U.S. Mail with sufficient postage this 6th day of December
2018 and addressed as follows:

Boyd Tackett Jr.
P.O. Box 1433
Conway, AR 72033


Ron Goodman (86070)

DEC 14 2018

Case No. CV 39304
Dept. 2P

Nye County Clerk
Deputy

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF NYE

TWYLA MARIE STANTON,
Plaintiff/First Joint Petitioner,

vs.

DENNIS VINCENT STANTON,
Defendant/Second Joint Petitioner.

COURT ORDER

On November 27, 2018, TWYLA MARIE STANTON filed a motion to set aside the decree of divorce in the above matter. On December 13, 2018, DENNIS VINCENT STANTON filed an Ex Parte Motion for Continuance and an Ex Parte Motion to Extend the Time Required to File a Written Response to this Motion. After reviewing Mr. Stanton's reasoning for a continuance and time to respond, the Court does not find that a continuance and time to respond is in good faith and reasonably necessary. Good cause appearing.

IT IS HEREBY ORDERED that Defendant's Ex Parte Motions filed on December 13, 2018, are DENIED.

DATED this 14th day of December, 2018.

District Court Judge

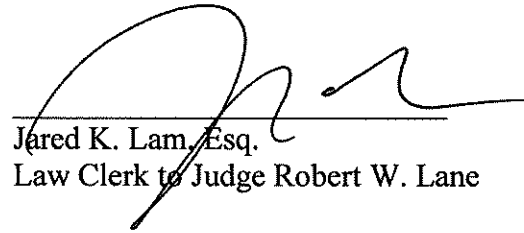


CERTIFICATION OF SERVICE

The undersigned hereby certifies that on the 14th day of December, 2018, he mailed
copies of the foregoing Court Order to the following:


DENNIS VINCENT STANTON
7088 Los Banderos Ave
Las Vegas, NV 89179

OWEN LAW FIRM
1785 E. Sahara Ave., Suite 157
Las Vegas, NV 89104


Jared K. Lam, Esq.
Law Clerk to Judge Robert W. Lane

AFFIRMATION

The undersigned hereby affirms that this Court Order does not contain the social
security number of any person.


Jared K. Lam, Esq.
Law Clerk to Judge Robert W. Lane

1 **OPP**

James S. Kent, Esq.
Nevada Bar No.: 5034
JAMES S. KENT, LTD.
9480 S. Eastern Avenue, Suite 228
Las Vegas, Nevada 89123
(702) 385-1100
jamie@jamiakent.org
Attorney for Second Joint Petitioner/Defendant

FILED
2018 DEC 26 P 1:00
NYE COUNTY CLERK
BY [Signature]
DEPUTY

2
3
4
5
6
7 **IN THE FIFTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
8 **IN AND FOR THE COURT OF NYE**

9 TWYLA MARIE STANTON,

10 Plaintiff,

11 vs.

12 DENNIS VINCENT STANTON,

13 Defendant.
14

CASE NO. CV-39304

DEPT. NO. 2

HEARING DATE: January 7, 2019

HEARING TIME: 9:00 a.m.

15 **ORAL ARGUMENT REQUESTED X YES NO**

16
17 **OPPOSITION TO PLAINTIFF'S MOTION PURSUANT TO RULE 60(B) TO SET ASIDE**
18 **DECREE OF DIVORCE AS FRAUDULENTLY OBTAINED, TO DISMISS THE JOINT**
19 **PETITION FOR DIVORCE WITH PREJUDICE, AND TO SANCTION DEFENDANT FOR**
20 **FORUM SHOPPING AND PERPETRATING A FRAUD UPON THE COURT IN THE FULL**
21 **AMOUNT OF PLAINTIFF'S FEES AND COSTS, AND COUNTERMOTION TO STRIKE**
22 **MOVANT'S MOTION AS BEING FILED WITHOUT AUTHORITY AND IN A DIRECT**
23 **CONFLICT OF INTEREST, AND FOR ATTORNEY'S FEES**

24 **COMES NOW**, Second Joint Petitioner/Defendant, DENNIS VINCENT STANTON, by and
25 through his attorney, JAMES S. KENT, ESQ., and herewith files this Opposition and Countermotion
26 for the basis and relief stated in this pleading's title.

27 While the undersigned has technically only been retained by Dennis, the reality is that this
28 Opposition is being filed on behalf and for the benefit of both named parties.

As noted in the Motion, the parties prepared, signed, notarized, and did all the requirements to
obtain a divorce from this Court. Had there been something failing in compliance with state or local
law, the divorce would not have been granted. As such, it should continue to stand.

Even the Movants believe the Decree to be valid and binding. In their filings in Arkansas, the Movants referred to Twyla as Twyla McCurdy, not Twyla Stanton. It is interesting that the Decree, which Movants claim is fraudulent, Twyla was restored to her former name of McCurdy. All of Movants' paperwork in Arkansas states Twyla's last as McCurdy, so they obviously agree that the Decree is a valid and binding document. Further basis the Decree was properly and lawfully entered.

In Opposition to the pending Motion, it must first be stated that the parties attacking the divorce, namely the Temporary Co-Guardians Robert and Carmen Crawford, are not parties to the divorce. NRS 125.185 states: "No divorce from the bonds of matrimony heretofore or hereafter granted by a court of competent jurisdiction of the State of Nevada, which divorce is valid and binding upon each of the parties thereto, may be contested or attacked by third persons not parties thereto."

The Movants are clearly neither Dennis Stanton nor Twyla Stanton. As such, the law is clear that they cannot attack the divorce to have it set aside, dismissed, or any other changes to the proceeding. Movants attempt to attack the divorce under NRCP 60(b), but nothing cited by the Movants give them the right or standing to attack this divorce.

Second, the only way the Movants could conceivably claim to have a right to attack the Decree would be to claim that through their Order Appointing them as Temporary Co-Guardians (Movants' Exhibit 1), and that they are acting for Twyla and thus are inserted into her shoes. Movants, in their footnote number 1, accurately state that Mr. Owens and Mr. Lobello are acting on behalf of Temporary Co-Guardians Robert and Carmen Crawford. The Order appointing the Crawfords *Temporary Co-Guardians* is an order from Faulkner County, Arkansas, as mentioned, is attached to their Motion as Exhibit 1.

The Order provided by the Movants was gained by only having to file an affidavit by the Temporary Co-Guardians. There has not been a hearing on the merits or other determination on the facts and law that Twyla is in need of a guardian. In fact, Twyla has retained counsel in Arkansas and is fighting the guardianship proceedings in Arkansas. See Exhibit A attached hereto. Per her filing in Arkansas, Twyla wants to submit the records of her long standing physician, as well as her friends, family, and any other persons on her behalf. That hearing is currently pending in Arkansas, as not date has been set as of the date of this pleading.

1 Movants simply attaching a copy of an Order Appointing Co-Guardians to their Motion is
2 insufficient basis upon which this Court can now be asked to give benefit and authority to the Movants.
3 NRS 159.2025 provides the handling of guardianship orders issued in another state.

4 If a guardian has been appointed in another state and a petition for the appointment of a
5 guardian is not pending in this State, the guardian appointed in the other state, *after*
6 *giving notice to the appointing court of an intent to register and the reason for*
7 *registration, may register the guardianship order in this State by filing as a foreign*
8 *judgment in a court, in any appropriate county of this State:*

1. Certified copies of the order and letters of office; and
2. A copy of the guardian's driver's license, passport, permanent resident card, tribal identification card or other valid photo identification card in a sealed envelope.

9 (Emphasis added). None of the foregoing has been done, or at least Movants have failed to indicate that
10 any of it has been performed. Further, they have failed to provide any documents evidencing it as having
11 been done, nor have they even acknowledged these steps as needing to be done. In fact, a review of the
12 Docket Report from the open and pending Arkansas case shows that Movants have failed to give the
13 Arkansas Court notice and basis for their intent to proceed on the Temporary Co-Guardianship in
14 Nevada. Exhibit B.

15 Additionally, in obtaining their Temporary Co-Guardianship, the Movants failed to inform the
16 Arkansas Court of any of the proceedings in Nevada. Their Arkansas Petition, attached hereto as Exhibit
17 C, is silent on any of the facts that they put in their current. No mention of fraud, of having been taken
18 advantage of, of the recent divorce- NOTHING! Further, while the note Twyla's doctor as a person
19 having knowledge of Twyla's alleged disabilities, they make no mention of Dennis, Twyla's husband
20 of some 14 years (and father of the parties' children).

21 Third, the Motion contains no statement from the Temporary Co-Guardians. No affidavit. No
22 statement of any conversation they had (or allegedly may have had with her) in regards to wanting to
23 move to set aside the Decree. There are plenty of baseless and false allegations of Dennis allegedly
24 doing this and doing that, but there is no proof whatsoever, no statement from Twyla this is what
25 happened, and no sworn affidavit from anyone putting forth these allegations under oath and penalty of
26 perjury. In fact, Dennis asked the undersigned to seek an apology for the false and baseless allegations
27 made, and the wrong claim of fraud, but, quite frankly, the undersigned did not know who to seek the
28 apology from. The attorneys? The Temporary Co-Guardians? The doctor who submitted the report to

the Arkansas Court? The grandmother, who happens to be the only one to have signed a statement? The point, while an apology is valid, is that there is no verification of any of the allegations made.

Rule 13 (Motions: Procedure for making motions; affidavits; renewal, rehearing of motions) of the Rules of the District Courts of the State of Nevada provides in pertinent part:

5. The affidavits to be used by either party shall identify the affiant, the party on whose behalf it is submitted, and the motion or application to which it pertains and shall be served and filed with the motion, or opposition to which it relates.

Affidavits shall contain only factual, evidentiary matter, shall conform with the requirements of NRCp 56(e), and shall avoid mere general conclusions or argument. Affidavits substantially defective in these respects may be stricken, wholly or in part.

6. Factual contentions involved in any pre-trial or post-trial motion shall be initially presented and heard upon affidavits. Oral testimony may be received at the hearing with the approval of the court, or the court may set the matter for a hearing at a time in the future and allow oral examination of the affiants to resolve factual issues shown by the affidavits to be in dispute.

Without any affidavit, any and all factual allegations made in the Motion must be disregarded. Further, Movants should not simply be allowed to now amend their Motion. The fact is their Motion fails on numerous levels that cannot simply be corrected in a Reply. The Motion is deficient, and should be stricken for lack of authority to file, and lack of any affidavit to support their factual allegations.

Fourth, as touched upon above, the Movants basically have gone rogue and taken it upon themselves to seek relief without authority or permission to do so.

Dennis argues that without going through the requirements as stated above, the Movants' Temporary Guardianship Order has no effect or power to enforce in the State of Nevada. NRS 159.2027 provides what is the effect of registering of guardianship orders issued in another state:

1. Upon registration of a guardianship, the guardian may exercise in this State all powers authorized in the order of appointment except as prohibited under the laws of this State, including maintaining actions and proceedings in this State and, if the guardian is not a resident of this State, subject to any conditions imposed upon nonresident parties.

2. A court of this State may grant any relief available under NRS 159.1991 to 159.2029, inclusive, and other law of this State to enforce a registered order.

NRS 159.2027 clearly shows that *only upon and after the registration* of a foreign guardianship does that guardianship obtain the powers as if that guardianship had been entered in the State of Nevada. If that power was conferred automatically, there would be no need for the process of registration as set forth in the Nevada Revised Statutes. The fact that the process is well set forth provides the basis that without the abiding by the process, the Temporary Guardianship from Arkansas has no power or effect.

1 One could reasonably argue that the basis for this is to prevent persons, such as the Movants
2 herein, from exceeding the powers given to them by the Court granting the same.

3 What the Movants provide as to the Temporary Co-Guardianship is bare bones. We do not have
4 any letters of Guardianship, or any powers afforded to the Temporary Co-Guardians. In fact, Arkansas
5 Code Annotated 28-65-218(a)(1) provides the authorization for Temporary Guardians, and this should
6 be utilized in determining what authority, if any, the Movants have:

7 Except as provided under subdivision (a)(2) of this section, **if the court finds that there**
8 **is imminent danger to the life or health of the incapacitated person or of loss,**
9 **damage, or waste to the property of an incapacitated person and that this requires**
10 **the immediate appointment of a guardian of his or her person or estate, or both, the**
11 **court may, with or without notice, appoint a temporary guardian for the**
12 **incapacitated person for a specified period, which period, including all extensions,**
13 **shall not exceed ninety (90) days, and the court may remove or discharge him or her or**
14 **terminate the guardianship.**

15 (Emphasis added). In the Order and the Movants Application for , which is all we have, it indicates that
16 Twyla has an estate of less than \$500. Again, there is not mention of the Divorce, of the custody of
17 Twyla's (and Dennis') children, nothing about what she did or did not receive in the divorce, nothing
18 about the allegation of Dennis forcing her to sign things, and nothing about Dennis allegedly forcing her
19 to give him money. Further, the Order does not specify any specific orders or allowances of the
20 Temporary Co-Guardians. There are no provisions nor allowances for the Movants to register the
21 Temporary Co-Guardianship in Nevada for the purposes of setting aside Twyla's divorce from Dennis.

22 The forgoing failures to abide by the legal requirements makes the Movants' Motion improper
23 and without proper legal authority. Accordingly, Dennis requests that not only should all relief requested
24 by the Movants be denied, but their Motion be stricken for the aforementioned deficiencies.

25 Fifth, the counsel for Movants, by their own admission, were previously appointed as counsel
26 for Twyla. Based upon Twyla's opposing the Movants' request for a guardianship in Arkansas, there
27 appears to be a direct conflict of interest in Movants' counsel having previously represented Twyla and
28 now representing the same persons she is fighting against (the Temporary Co-Guardians). While the
Movants' counsel may not have known it at the time of the filing their Motion, the fact Twyla's
opposition to the Temporary Co-Guardians has now been presented should provide basis why they
cannot continue to represent the Movants.

1 Rule of Professional Conduct 1.9 states:

2 Rule 1.9. Duties to Former Clients.

3 (a) A lawyer who has formerly represented a client in a matter shall not thereafter
4 represent another person in the same or a substantially related matter in which that
5 person's interests are materially adverse to the interests of the former client unless the
6 former client gives informed consent, confirmed in writing.

(b) A lawyer shall not knowingly represent a person in the same or a substantially
related matter in which a firm with which the lawyer formerly was associated had
previously represented a client:

- (1) Whose interests are materially adverse to that person; and
- (2) About whom the lawyer had acquired information protected by
Rules 1.6 and 1.9(c) that is material to the matter;
- (3) Unless the former client gives informed consent, confirmed in
writing.

(c) A lawyer who has formerly represented a client in a matter or whose
present or former firm has formerly represented a client in a matter shall not
thereafter:

- (1) Use information relating to the representation to the
disadvantage of the former client except as these Rules would permit
or require with respect to a client, or when the information has
become generally known; or
- (2) Reveal information relating to the representation except as these
Rules would permit or require with respect to a client.

14 Emphasis added.

15 In this instance, Movants' counsel represent that they were previously appointed to represent
16 Twyla in her divorce based upon concerns of Twyla's mental capacity. This is now being used against
17 Twyla in the Movants' Motion. They now represent the Temporary Co-Guardians. Twyla and the
18 Temporary Co-Guardians are on opposite sides in relation to the Temporary Guardianship, which is the
19 vessel in the Movants' attempt to set aside the Decree. While Movants' counsel may or may not have
20 received confidential information directly from Twyla, their representation of a third, attacking party to
21 now set aside a Decree of Divorce which appears that Twyla entered into voluntarily and of her own
22 knowledge presents a significant concern for independence of counsel and lack of conflict. This is basis
23 not only to dismiss Movants's counsel, but as said counsel make numerous references back to times and
24 items which occurred during or about the time they were appointed for Twyla is basis to strike their
25 Motion for fear inclusion of inappropriate or conflicted materials and/or argument.

26 Finally, Dennis and Twyla have since the divorce reconciled and remarried. Exhibit D. Further,
27 based upon their reconciliation and remarriage, Dennis is not opposed to vacating the Decree, Joint
28 Petition, and any accompanying documents; however, as provided above, there is no basis to grant the

vacating of this divorce based upon the Motion, and the premises therein, and that distinction needs to be made clear. Movants' Motion needs to be stricken first and foremost. After that, this Court can: 1) leave things as they are, based upon the parties having reconciled and remarried and thus making any concerns or claims moot; 2) can vacate the prior divorce and all pleadings therein, restoring the parties to the position of husband and wife as if this case never took place; or 3) authorize Dennis and Twyla to file a joint request to vacate their divorce and have placed back to the position of husband and wife as if this divorce proceeding never occurred. Dennis is fine with any of these options, but, again, wants it absolutely clear there was never any intention of fraud or deceit; rather, it was simply the desire of two parties to get a divorce the quickest and least costly way available.

Regarding attorney's fees, the Movants' request should be denied for the deficiencies noted above. They have failed to review the necessary and appropriate statutes, both in Nevada and Arkansas, where the Temporary Co-Guardianship was issued from. They failed to seek and obtain permission from the issuing Arkansas Court. They failed to register anything in the State of Nevada. There are no letters of guardianship. There are no Orders of authority. There were insufficient affidavits for the relief sought. For these and the other reasons stated above, not only must the Movants' Motion be denied, it should also be stricken.

As to NRS 18.010 and NRCP 11(b), these support Dennis' request for fees. The Movants' failure to abide by the clear rules regarding guardianships and their intent on punishing and harassing Dennis. Other than degrading Twyla to support their position of Temporary Co-Guardians, everything else was vengeance against Dennis. In their rush to punish Dennis, they simply ignored rules and statutes, and the same should not go unadmonished.

In awarding attorney's fees, the Nevada case of Miller v. Wilfong provides the information a court must review in awarding attorney's fees.

Second, while it is within the trial court's discretion to determine the reasonable amount of attorney fees under a statute or rule, in exercising that discretion, the court must evaluate the factors set forth in *Brunzell v. Golden Gate National Bank*. Under *Brunzell*, when courts determine the appropriate fee to award in civil cases, they must consider various factors, including the qualities of the advocate, the character and difficulty of the work performed, the work actually performed by the attorney, and the result obtained. We take this opportunity to clarify our jurisprudence in family law cases to require trial courts to evaluate the *Brunzell* factors when deciding attorney fee awards. Additionally, in *Wright v. Osburn*, this court stated that family law trial courts must also consider the disparity in income of the parties when awarding fees. Therefore, parties seeking

1 attorney fees in family law cases must support their fee request with affidavits or other
2 evidence that meets the factors in *Brunzell* and Wright.

3 Miller v. Wilfong, 119 P.3d 727, 730, 121 Nev. 619 (2005) (footnotes omitted).

4 The undersigned has been a licensed attorney for approximately 23 years, with the majority of
5 my practice being family law. My hourly billing rate is \$350 per hour, and is consistent with my
6 experience, and even as noted by Movants, is well below what others charge.


7 This matter was unique in that it involved an out-of-state guardianship, and its ability (or lack
8 thereof) to be effectuated in Nevada. There were pleadings to review in both states, as well as statutes,
9 regulations, and court rules. This was largely a legal brief from Dennis' position, rather than a factually
10 based Opposition and Countermotion, and was not what one would or could consider a "run of the mill"
11 family court proceeding.

12 The work performed and provided for per the aforementioned billing was normal and necessary
13 for the appropriate presentation of Dennis' concerns before the Court. This included meeting with the
14 client to determine the issues, perform legal research on the concerns presented, review of prior orders,
15 review of records, emails and phone calls with the client, and eventually the hearing in this matter.

16 It is believed, based upon the law, that the results to be received will favor Dennis. Again, the
17 Movants failed to diligently understand their case and the laws affecting the same, but the undersigned
18 had to do the same, making the difference in this case. Dennis seeks an award of \$3,000 as and for his
19 legal fees.

20 DATED this 26th day of December, 2018.

21 JAMES S. KENT, LTD.

22 
23 JAMES S. KENT, ESQ.
24 Nevada Bar No. 005034
25 9480 S. Eastern Avenue, Suite 228
26 Las Vegas, Nevada 89123
27 (702) 385-1100
28 Attorney for

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I am employed in the County of Clark, State of Nevada, am over the age of
3 18 years and not a party to this action. My business address is James S. Kent, Ltd., 9480 S. Eastern
4 Ave., Suite 228, Las Vegas, Nevada 89123.

5 On this day I served the **OPPOSITION TO PLAINTIFF'S MOTION PURSUANT TO**
6 **RULE 60(B) TO SET ASIDE DECREE OF DIVORCE AS FRAUDULENTLY OBTAINED, TO**
7 **DISMISS THE JOINT PETITION FOR DIVORCE WITH PREJUDICE, AND TO SANCTION**
8 **DEFENDANT FOR FORUM SHOPPING AND PERPETRATING A FRAUD UPON THE**
9 **COURT IN THE FULL AMOUNT OF PLAINTIFF'S FEES AND COSTS, AND**
10 **COUNTERMOTION TO STRIKE MOVANT'S MOTION AS BEING FILED WITHOUT**
11 **AUTHORITY AND IN A DIRECT CONFLICT OF INTEREST, AND FOR ATTORNEY'S**
12 **FEES** in this action or proceeding by electronic service as agreed upon by the parties pursuant to NRC
13 5(b)(2)(D), which will cause this document to be served upon the following counsel of record:

14 **Charles C. LoBello, Esq.**

Email:

clobello@chrisowenlaw.com

Nevada Bar No.: 5052

15 **Christopher F. Owen, Esq.**

cowen@chrisowenlaw.com

Nevada Bar No.: 13211

16 **OWEN LAW FIRM**

17 1785 E. Sahara Ave., Suite 157

Las Vegas, Nevada 89104

18 Facsimile: (702) 425-9883

Attorneys for First Joint Petitioner/Plaintiff

19 I certify under penalty that the foregoing is true and correct, and that I executed this Certificate
20 of Service on December 26, 2018 at Las Vegas, Nevada.
21

22 */s/ Alesha Dessaints*

23 An employee of JAMES S. KENT, LTD.
24
25
26
27
28

EXHIBIT A

IN THE CIRCUIT COURT OF FAULKNER COUNTY, ARKANSAS
PROBATE DIVISION

IN THE MATTER OF TWYLA MARIE MCCURDY
An incapacitated person

23PR-18-640

RESPONSE TO PETITIONERS'
PETITION FOR APPOINTMENT AS
CO-GUARDIANS

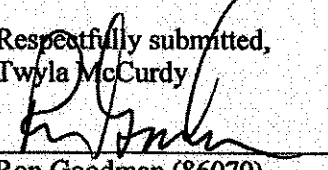
Comes Twyla Marie McCurdy, by and through her attorney, Ron Goodman, and for her
Response to Petitioners' Petition for Appointment as Co-Guardians of her person and estate
states as follows:

1. Twyla McCurdy, Respondent, disputes the allegations of incapacity raised in the
Petitioners' Petition:
2. Respondent states that she does not reside at 129 Mill Creek Drive in Greenbrier,
Arkansas as the Petitioners have alleged;
3. Respondent states that she is an adult person who has never had a guardian or need of a
guardian. She was married for 14 years, kept house, raised six (6) children and cared for
them and was gainfully employed.
4. Robert Crawford, Petitioner is not Respondent's natural father as claimed in the Petition;
5. Respondent had never met or been examined by Dr. Ann Prather before the Petitioners
instituted this action and I dispute her findings;
6. Respondent would like to be examined by a physician of her choosing or in the
alternative have the records of her long standing physician Dr. Pamela Greenspun
presented to the Court;

7. Until approximately four (4) months ago Respondent was a resident of Las Vegas, Nevada. All of her friends, her children, her ex-husband and any persons she would call as witnesses on her behalf to refute the Petitioners' allegations reside in Las Vegas, Nevada.
8. The Petitioners are attempting to gain control of Respondent to obtain funds on her behalf to convert for their use and benefit. Petitioners loaned Respondent a large sum of money to pay for a divorce and are using the Guardianship process to obtain re-payment of that money. This is the true motivation of the Petitioners.
9. Respondent requests the Court to deny Petitioners' Petition for Guardianship, to continue the Court's hearing of December 10, 2018 so as to allow Respondent the time to secure witness testimony and to secure and present documentation refuting Petitioners' allegations.
10. Respondent requests the Court to caution the Petitioners to allow Respondent to have communication with anyone she wishes especially her attorney in the preparation and presentation of her defense.

Respectfully submitted,
Twyla McCurdy

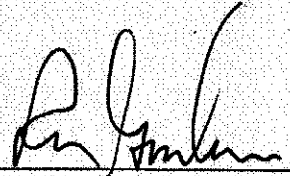
By:


Ron Goodman (86070)
Attorney at Law
515 Oak, Suite A
Conway, AR 72032
501-993-3824
rlgoodmanlaw@msn.com

CERTIFICATE OF SERVICE

I, Ron Goodman, hereby certify that a copy of the above pleading was served electronically and also placed in the U.S. Mail with sufficient postage this 6th day of December 2018 and addressed as follows:

Boyd Tackett Jr.
P.O. Box 1433
Conway, AR 72033



Ron Goodman (86070)

**IN THE CIRCUIT COURT OF FAULKNER COUNTY, ARKANSAS
PROBATE DIVISION**

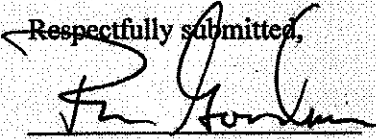
**IN THE MATTER OF TWYLA MARIE MCCURDY
An incapacitated person**

23PR-18-640

ENTRY OF APPEARANCE

Comes Ron Goodman, attorney at law, and hereby enters his appearance on behalf of
Twyla Marie McCurdy in all matters before the Court relating to her.

Respectfully submitted,


Ron Goodman (86070)
Attorney at Law
515 Oak, Suite A
Conway, AR 72032
501-993-3824
rlgoodmanlaw@msn.com

CERTIFICATE OF SERVICE

I, Ron Goodman, hereby certify that a copy of the above pleading was served
electronically and also placed in the U.S. Mail with sufficient postage this 6th day of December
2018 and addressed as follows:

Boyd Tackett Jr.
P.O. Box 1433
Conway, AR 72033


Ron Goodman (86070)

**IN THE CIRCUIT COURT OF FAULKNER COUNTY, ARKANSAS
PROBATE DIVISION**

IN THE MATTER OF TWYLA MARIE MCCURDY
An incapacitated person

23PR-18-640

MOTION FOR CONTINUANCE

Comes the Respondent, Twyla McCurdy, by and through her attorney, Ron Goodman,
and for her Motion for Continuance pursuant to Rule 40 of the Arkansas Rules of Civil
Procedure states as follows:

1. A hearing for the determination of guardianship of the person and estate of Respondent is
set for Monday December 10, 2018 at 9:00 am in Faulkner County Probate Court;
2. Respondent has just recently been able to talk with an attorney about the actions of
Petitioners;
3. All of Respondent's friends, her six (6) children, ex-husband and long-time physician
reside in Las Vegas, Nevada where Respondent has resided all of her life prior to the last
four (4) months. Respondent needs additional time to secure testimony and
documentation to refute the Petitioners' allegations and oppose the guardianship.
4. These serious matters before the Court warrant all caution being taken before the
Respondent's rights are essentially terminated;

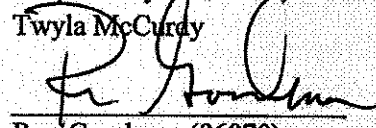
5. No prejudice will result in continuing this matter to allow Respondent to present her defense;

WHEREFORE, Respondent respectfully requests the Court to continue the December 10, 2018 hearing for sixty (60) days to allow her to gather documentation and secure witnesses to assist her in her defense of the action before the Court.

Respectfully submitted,

Twyla McCurdy

By:


Ron Goodman (86070)

Attorney at Law

515 Oak, Suite A

Conway, AR 72032

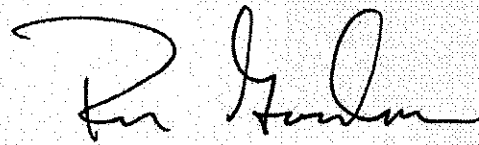
515-993-3824

rlgoodmanlaw@msn.com

CERTIFICATE OF SERVICE

I, Ron Goodman, hereby certify that a copy of the above pleading was served electronically and also placed in the U.S. Mail with sufficient postage this 6th day of December 2018 and addressed as follows:

Boyd Tackett Jr.
P.O. Box 1433
Conway, AR 72033



Ron Goodman (86070)

Ron L. Goodman
Attorney at Law



"Over 25 Years of Experience"

December 6, 2018
HAND DELIVERED

The Honorable Judge H.G. Foster
Faulkner County Circuit/Probate Division
Faulkner County Courthouse
Conway, AR

Re: IN THE MATTER OF TWYLA MARIE MCCURDY
An incapacitated person, 23 PR-18-640

Dear Judge Foster,

I have just been retained to represent Ms. McCurdy in the above referenced matter. As per her Response and Motion for Continuance we respectfully request a continuance of the December 10, 2018 hearing on guardianship.

Thank you for your consideration of our Motion. I have enclosed a proposed Order granting same if the Motion meets with your approval.

Best regards,

A handwritten signature in black ink, appearing to read "Ron Goodman".

Ron Goodman (86070)
Attorney at Law
515 Oak, Suite A
Conway, AR 72032
501-993-3824

(Enclosure)

Cc: Boyd Tackett Jr.

RLG: vsw

515 Oak Street, Suite A . Conway, Arkansas 72032 . rlgoodmanlaw@msn.com
Phone: 501-993-3824 . Fax: 501-664-3458

EXHIBIT B

Report Selection Criteria

Case ID: 23PR-18-640
 Citation No:
 Docket Start Date:
 Docket Ending Date:

Case Description

Case ID: 23PR-18-640 - TWYLA MARIE MCCURDY -NON-TRIAL
 Filing Date: Friday , October 19th, 2018
 Court: 23 - FAULKNER
 Location: CO - COUNTY
 Type: GA - GUARDIANSHIP OF AN ADULT
 Status: OPEN - CASE OPEN
 Images:

Case Event Schedule

Event	Date/Time	Room	Location	Judge
FINAL HEARING		COURTROOM 3C	CIRCUIT	20TH CIRCUIT DIVISION 5

Case Parties

Seq #	Assoc	End Date	Type	ID	Name
5			PLAINTIFF/PETITIONER ATTORNEY	<u>1001020</u>	TACKETT JR , BOYD ANDERSON
				Aliases:	JR., BOYD ANDERSON TACKET JR., BOYD TACKETT
6			DEFENDANT/RESPONDENT ATTORNEY	<u>1003871</u>	GOODMAN, RON L
				Aliases:	GOODMAN, RON L. GOODMAN, RON
4			GUARDIAN	<u>16347745</u>	CRAWFORD, CARMEN
				Aliases:	none
2			WARD	<u>16347743</u>	MCCURDY, TWYLA MARIE
				Aliases:	none

3		GUARDIAN	16347	CRAWFORD, ROBERT
			Aliases:	none
1		JUDGE	7965463	20TH CIRCUIT DIVISION 5
			Aliases:	FOSTER II, HARRY G

Violations**Sentence**

No Sentence Info Found.

Milestone Tracks

No Milestone Tracks found.

Docket Entries

Filing Date	Description	Name	Monetary
10/19/2018 04:17 PM	AOC COVERSHEET PROBATE	TACKETT JR , BOYD ANDERSON	
Entry:	none.		
Images	No Images		
10/19/2018 04:17 PM	PETITION GUARDIANSHIP \$	TACKETT JR , BOYD ANDERSON	
Entry:	none.		
Images	WEB		
10/19/2018 04:17 PM	SUMMONS SUBPOENA FEE 21-6-402	TACKETT JR , BOYD ANDERSON	
Entry:	none.		
Images	No Images		
10/19/2018 04:17 PM	MOF ORIGINAL	TACKETT JR , BOYD ANDERSON	

Entry:	none.		
Images	No Images		
10/19/2018 04:19 PM	PAYMENT RECEIVED		
Entry:	A Payment of \$165.00 was made on receipt 23CO1668.		
Images	No Images		
10/19/2018 04:19 PM	SUMMONS - FILER PREPARED		
Entry:	none.		
Images	<u>WEB</u>		
10/19/2018 04:25 PM	AFFIDAVIT FILED	TACKETT JR , BOYD ANDERSON	
Entry:	none.		
Images	<u>WEB</u>		
10/26/2018 01:12 PM	TEMPORARY ORDER	20TH CIRCUIT DIVISION 5,	
Entry:	none.		
Images	<u>WEB</u>		
11/08/2018 10:11 AM	NOTICE OF HEARING	TACKETT JR , BOYD ANDERSON	
Entry:	none.		
Images	<u>WEB</u>		
11/26/2018 03:53 PM	SUMMONS SERVED	TACKETT JR , BOYD ANDERSON	
Entry:	none.		
Images	<u>WEB</u>		
12/06/2018 06:43 PM	ENTRY OF APPEARANCE	GOODMAN, RON L	
Entry:	none.		
Images	<u>WEB</u>		

12/06/2018 06:43 PM	RESPONSE/REPL	GOODMAN, R L	
Entry:	RESPONSE TO PETITIONERS' PETITION FOR APPOINTMENT AS CO-GUARDIANSHIP		
Images	<u>WEB</u>		
12/06/2018 06:43 PM	MOTION CONTINUANCE	GOODMAN, RON L	
Entry:	none.		
Images	<u>WEB</u>		
12/06/2018 06:43 PM	LETTER TO COURT	GOODMAN, RON L	
Entry:	LETTER TO HON. JUDGE H.G. FOSTER hand delivered with ORDER		
Images	<u>WEB</u>		
12/10/2018 12:53 PM	FINAL HEARING CONTINUED		
Entry:	none.		
Images	No Images		

EXHIBIT C

226

IN THE CIRCUIT COURT OF FAULKNER COUNTY, ARKANSAS
PROBATE DIVISION

IN THE MATTER OF TWYLA MARIE MCCURDY,
An incapacitated person

**VERIFIED PETITION FOR APPOINTMENT
OF CO-GUARDIANS OF THE PERSON AND ESTATE**

Comes the Petitioners, Robert Crawford and Carmen Crawford, by and through their attorney of record, Boyd Tackett, Jr., and for their Verified Petition for Appointment of Co-Guardians of the Person and Estate of Twyla Marie McCurdy and states:

1. The alleged incapacitated person is Petitioners' daughter, namely, Twyla Marie McCurdy, DOB: 8/6/85, 129 Mill Creek Drive, Greenbrier, AR 72058. She is incapacitated by physical and mental defect and is impaired by reason of a disability to the extent of lacking ability to care for her daily needs and possessing sufficient understanding or capacity to make or communicate decisions to meet the essential requirements for her health or safety or to manage her estate and has not had any guardian of her person or estate appointed in any state. A copy of an evaluation performed by a medical professional shall be filed with the Clerk of the Court same date as this Petition.

2. The Respondent's property consists mainly of clothing and personal effects with an approximate value of less than \$500.00.

3. Insofar as the petitioner has been able to ascertain, the persons most closely related, by blood or marriage, to the incapacitated person are: Carmen Crawford, the natural mother of same incapacitated person, 129 Mill Creek Drive, Greenbrier, AR 72058 and Robert Crawford, the natural father of same incapacitated person, 129 Mill Creek Drive, Greenbrier, AR 72058.

4. Petitioners, Robert Crawford and Carmen Crawford, are residents of Arkansas, over the age of eighteen (18) years, have not been convicted of a felony, and are not the guardian of any other person. Petitioners request the Court to appoint Petitioners as Co-Guardians of the person and estate of Twyla Marie McCurdy, for the purpose of caring for her and managing her person and estate in her best interest.

5. Petitioners have an interest in said incapacitated person in that they are the natural parents of the incapacitated person.

6. Those having knowledge of the incapacitated person's disabilities are: Petitioners and the incapacitated person's primary care physician, Dr. Ann M. Prather.

WHEREFORE, PREMISES CONSIDERED, Petitioners pray and request the Court to find them suitable and capable to serve as temporary and permanent Co-Guardians of the person and estate of Twyla Marie McCurdy, for the purpose of caring for her and managing her estate and affairs and that bond be waived and for such other and further relief as the Court may award or that Petitioners may be entitled.

VERIFICATION

STATE OF ARKANSAS

COUNTY OF FAULKNER

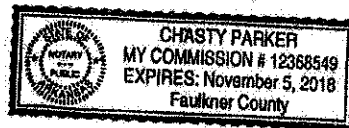
I, Robert Crawford, Petitioner herein, hereby state, under oath, that the above and foregoing is true and correct to the best of my knowledge, information and belief.


Robert Crawford

SUBSCRIBED AND SWORN to, before me, a Notary Public, on this 19th day of October, 2018.


Notary Public

My Commission Expires:
11/5/18



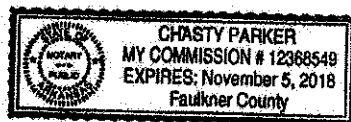
STATE OF ARKANSAS

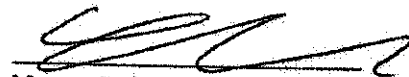
COUNTY OF FAULKNER

I, Carmen Crawford, Petitioner herein, hereby state, under oath, that the above and foregoing is true and correct to the best of my knowledge, information and belief.


Carmen Crawford

SUBSCRIBED AND SWORN to, before me, a Notary Public, on this 19th day of
October, 2018.




Notary Public

My Commission Expires:
11/5/18



Boyd Tackett, Jr.
708 Second Street
P.O. Box 1433
Conway, AR 72033
(501) 329-7722
AR Bar No. 70070

EXHIBIT D

230

STATE OF NEVADA
MARRIAGE CERTIFICATE KEEPSAKE

No: 201812140731209

STATE OF NEVADA }
COUNTY OF CLARK } SS:

This is to certify that the undersigned, Steve Stoltzfus,
(print name of official performing marriage)
did on the 14th day of the month of December of the year 2018,
at 1665 Lindell Rd
(name and address of location where marriage performed)
Las Vegas, Nevada, with their mutual consent and witnessed in the
(city)
presence of William Eastman, join in lawful wedlock:
(print name of witness or witnesses)

DENNIS VINCENT STANTON of LAS VEGAS, NEVADA born 06/07/1978, and

TWYLA MARIE MCCURDY of LAS VEGAS, NEVADA born 08/06/1985, who wishes to use the
name TWYLA MARIE STANTON after marriage.

[Signature]
Signature of Official Performing Marriage (Black Ink Only)

Steve Stoltzfus - Pastor
Print Name and Title of Official

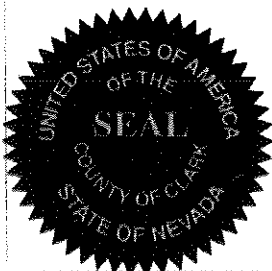
1665 Lindell Rd
Address of Official Performing Marriage

Las Vegas, Nevada 89146
City, State and Zip Code

[Signature]

Lynn Marie Goya, County Clerk

Nevada Certificate of Permission Officiant ID Number



**This is an uncertified copy of your certificate of marriage
and cannot be used for legal purposes.
To obtain your certified legal proof of marriage, please visit
our website ClarkCountyNV.gov/Clerk or MLIC.vegas.**

Marriage License

Expires: 12/14/2019

No: 201812140731209

State of Nevada }
County of Clark } SS:

This license will authorize any religious official, notary public, or marriage officiant within the state who has obtained a certificate of permission to perform marriages, any Justice of the Supreme Court, any District Court Judge, any Municipal Court Judge, any Justice of the Peace in their township wherein they are permitted to solemnize marriages, any Commissioner of Civil Marriages or their deputy within a commissioner township wherein they are permitted to solemnize marriages or authorized Mayors; to join in marriage the hereinafter named persons and certify the marriage according to law.

Party 1

Current Name: DENNIS VINCENT STANTON

Birth Last Name: STANTON

Middle Name After Marriage:

Last Name After Marriage:

Full Name After Marriage:

Residence: LAS VEGAS, NEVADA

Date of Birth: 05/07/1978

Age: 40

State/Country of Birth: TEXAS

Marital Status: DIVORCED

Number of this Marriage: 2

When: 06/07/2018

Where: PAHRUMP, NEVADA

Parent 1's Name: IRIS M STANTON

Parent 1's State/Country of Birth: PANAMA

Parent 2's Name: RUBEN RIOS

Parent 2's State/Country of Birth: MEXICO

Party 2

Current Name: TWYLA MARIE MCCURDY

Birth Last Name: MCCURDY

Middle Name After Marriage: MARIE

Last Name After Marriage: STANTON

Full Name After Marriage: TWYLA MARIE STANTON

Residence: LAS VEGAS, NEVADA

Date of Birth: 08/06/1985

Age: 33

State/Country of Birth: ARKANSAS

Marital Status: DIVORCED

Number of this Marriage: 2

When: 06/07/2018

Where: PAHRUMP, NEVADA

Parent 1's Name: CARMEN M CRAWFORD

Parent 1's State/Country of Birth: ARKANSAS

Parent 2's Name: HOMER ANTHONY MCCURDY

Parent 2's State/Country of Birth: NEVADA

Subscribed and sworn to before me this 14th day of December, 2018

LYNN MARIE GOYA, COUNTY CLERK

BY:

Jana Bainum

Deputy Clerk



ORIGINAL LICENSE

232



LYNN MARIE LUYA

Clark County Clerk
200 Lewis Ave
Las Vegas, Nevada 89155
(702) 671-0500

<http://www.clarkcountynv.gov/clerk/>

921313



Receipt #: 730726
Cashier Date: 12/14/2018 10:41:48AM
Print Date: 12/14/2018 10:41:56AM

Date Received: 12/14/2018 10:38:50AM
Location: MB
Return Code: FRONT COUNTER
Trans Type: Marriage
Cashier: BAINUMJ

CUSTOMER INFORMATION

STANTON & MCCURDY

PAYMENT SUMMARY

Total Fees	\$77.00
Total Payments	\$80.00
Balance Due:	\$(3.00)
Cash Tendered	\$80.00
Change:	\$3.00

Payment

CASH \$80.00

CHANGE \$3.00

Marriage License

MARRIAGE LICENSE

DOC #: 201812140731209 Pages: 1 Date: 12/14/2018 10:41:47AM Party 1 Full Name STANTON, DENNIS VINCENT Party 2 Full Name MCCURDY, TWYLA MARIE

Fees (MLIC) MARRIAGE LICENSE

77.00

JAN 02 2019

Nye County Clerk
Deputy

ROPP
CHARLES C. LoBELLO, ESQ.
Nevada Bar No. 5052
CHRISTOPHER F. OWEN, ESQ.
Nevada Bar No. 13211
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Attorneys for First Joint Petitioner/Plaintiff

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF NYE

TWYLA MARIE STANTON,
an individual;

Case No.: CV-39304
Dept. No.: 2

First Joint Petitioner/Plaintiff,

vs.

DENNIS VINCENT STANTON,
an individual;

DATE OF HEARING: January 7, 2019
TIME OF HEARING: 9 a.m.

Second Joint Petitioner/Defendant.

**FIRST JOINT PETITIONER/PLAINTIFF'S REPLY TO OPPOSITION TO MOTION
PURSUANT TO RULE 60(B) TO SET ASIDE DECREE OF DIVORCE AS FRAUDULENTLY
OBTAINED, TO DISMISS THE JOINT PETITION FOR DIVORCE WITH PREJUDICE, AND
TO SANCTION DEFENDANT FOR FORUM SHOPPING AND PERPETRATING A FRAUD
UPON THE COURT IN THE FULL AMOUNT OF PLAINTIFF'S FEES AND COSTS**

AND

**OPPOSITION TO COUNTERMOTION TO STRIKE MOVANT'S MOTION AS BEING FILED
WITHOUT AUTHORITY AND IN A DIRECT CONFLICT OF INTEREST, AND FOR
ATTORNEY'S FEES**

COMES NOW, First Joint Petitioner/Plaintiff, TWYLA MARIE STANTON¹ (hereafter "Plaintiff")

¹ For purposes of the caption, the undersigned continues to use First Joint Petitioner/Plaintiff's name. On October 26, 2018, the Circuit Court of Faulkner County, Arkansas appointed the parents of Twyla Stanton, Robert Crawford and Carmen Crawford, as Temporary Co-Guardians of the Person and Estate of Twyla Marie Stanton (McCurdy) See Motion, Exhibit 1 thereto. Accordingly, the Temporary Co-Guardians, Robert and Carmen Crawford, brought this action on behalf of the ward, Twyla Marie Stanton. A hearing in this matter was scheduled for December 10, 2018, at which time it was anticipated that a full guardianship would be established and letters of guardianship issued. However, as is more fully discussed herein, the December 10th hearing has been continued.

or "Twyla"), by and through her attorney of record, CHRISTOPHER F. OWEN, ESQ. of the OWEN LAW FIRM, retained in an unbundled capacity, and hereby submits her² Reply to Opposition to Motion Pursuant to Rule 60(b) to Set Aside Decree of Divorce as Fraudulently Obtained, to Dismiss the Joint Petition for Divorce With Prejudice, and to Sanction Defendant for Forum Shopping and Perpetrating a Fraud Upon the Court in the Full Amount of Plaintiff's Fees and Costs ("Motion to Set Aside" or "Motion"), and Opposition to Countermotion to Strike Movant's Motion as Being Filed Without Authority and in a Direct Conflict of Interest, and for Attorney's Fees ("Opposition"), as follows:

I.

INTRODUCTION

After Defendant, DENNIS VINCENT STANTON (hereafter "Defendant" or "Dennis") was served with Plaintiff's Motion to Set Aside, he asked Plaintiff's counsel if he could get an extension to file an Opposition to the Motion and a continuance of the hearing scheduled for January 7, 2019, allegedly because he was working full time, looking after the parties' six children on his own, and was representing himself in *pro per*. Plaintiff denied this request, after which he withdrew all six children from school, drove them cross country to Arkansas, hired an Arkansas attorney to contest the Arkansas Guardianship proceedings, brought Twyla back to Las Vegas, and hurriedly re-married her.

If the Court needed a display of the lengths to which Dennis will go to avoid facing the consequences of his actions, there could not be a better example. Similar to the First Divorce Action as described in Plaintiff's Motion (see Exhibit 2 thereto), on the eve of having custody of the children awarded to Twyla and Dennis likely being hit with child support as well as attorney's fees and costs, the parties miraculously "reconciled." In the Second Divorce Action (see Motion, Exhibit 3 thereto), no sooner had Judge Hughes appointed the undersigned as counsel for Twyla out of concern for her "diminished mental capacity", Dennis caused a Stipulation and Order for Voluntary Dismissal of the Case to be filed.

After his first two efforts to divorce Twyla failed, both of which would have somehow obligated Twyla to pay Dennis substantial child support based upon Twyla's non-existent income, Dennis (and, ostensibly, Twyla) filed the Third Divorce Action, a Joint Petition (see Motion, Exhibit 5 thereto). Per EDCR 5.42³, the Third Divorce Action was assigned back to Judge Hughes. Twyla (no doubt at Dennis's direction) filed a Preemptory Challenge (see Motion, Exhibit 6 thereto), the case was re-assigned to Judge Duckworth and, no doubt to Dennis's dismay, Judge Duckworth determined that the challenge was

² Despite the recent marriage of Dennis and Twyla, for continuity in pleadings, and until the co-guardianship ceases, the undersigned continues in this Reply to use and refer to Twyla as First Joint Petitioner/Plaintiff.

³ EDCR 5.42 requires the Clerk of the Court to determine upon the filing of a family court matter whether the same parties had previously filed and, if so, assign the case back "to the judicial department assigned to the earlier case." EDCR 5.42 was replaced by EDCR 5.103 effective January 27, 2017, but, as Judge Duckworth notes in his Minute Order, for purposes of his analysis, any difference is immaterial. See Motion, Exhibit 7.

1 improper and untimely, and returned the case to Judge Hughes. The parties again miraculously reconciled,
2 and Dennis caused the Third Divorce Action to be "voluntarily" dismissed. This is what ultimately led
3 Dennis to file his Fourth Divorce Action, the "joint" petition in Nye County.

4 So, on the eve of dealing with a motion that asks the court to consider, among other things, that
5 Dennis may have knowingly used her mental disability against Twyla, fees and costs to be awarded to
6 Plaintiff, and possible sanctions for committing a fraud upon the court, Dennis removed all six children out
7 of school, drove cross country to Arkansas, hired a lawyer in Arkansas to challenge the guardianship and
8 Dr. Prather's findings, got Twyla to return with him to Las Vegas (not a difficult feat given that Twyla
9 hadn't seen her children for months), and remarried her.

10 Dennis is now using the challenge in Arkansas as a basis to argue that the temporary co-guardians
11 have no standing to bring their Motion and has the further temerity to state that, if only he could determine
12 from whom to ask, he would demand an apology for the factual history and allegations of misconduct set
13 forth in the Motion. What chutzpah!

14 Dennis states that, "[w]hile the undersigned has technically only been retained by Dennis, the
15 reality is that this Opposition is being filed on behalf and for the benefit of both named parties," and that
16 both he and Twyla, "prepared, signed, notarized, and did "all the requirements to obtain a divorce." He thus
17 argues that, for these reasons, the divorce "should continue to stand." Opposition, p. 1, l. 24-28. The truth,
18 however, is that, while Dennis has been and is fully aware of what he is doing, Twyla is not. See Minute
19 Order of Judge Hughes, Motion, Exhibit 4. Much as he would like, Dennis cannot continue to ignore the
20 facts.

21 Dennis intentionally failed to address in his Opposition (for obvious reasons) never having
22 informed this Court of his shenanigans in Clark County, just as he chose not to mention the various false
23 statements contained in the filings. Even putting aside Dr. Prather's report for the moment, it might have
24 been of material interest to this Court that Judge Hughes had previously recognized Twyla's "diminished
25 mental capacity" that prevented her from comprehending "legal documents or make judgements as to legal
26 matters." See Motion, Exhibit 4. Had the Court known any of this, Dennis's efforts would again have failed.

27 It is the inability to get around either Judge Hughes or the misdeeds and misstatements evidenced
28 by the prior filings in Clark County that cause Dennis to now concede he has no problem with the relief
sought in the Motion and will agree with having the Divorce set aside in its entirety. See Opposition, p. 7,
l. 1-7.

II.

EVEN WITHOUT REGISTERING THE GUARDIANSHIP, THIS COURT HAS AUTHORITY UNDER RULE 11 TO ADDRESS DENNIS'S MISCONDUCT

Dennis argues that the Motion is deficient and that Movants have gone rogue to seek relief without
authority or permission to do so. This is false.

1 As the Court knows, Rule 60(b) imposes a “not more than six months” deadline to bring a motion
2 seeking relief from a judgment or order. The proceeding which the Motion seeks to remedy, i.e., the Nye
3 County Decree of Divorce, was filed on June 7, 2018. The deadline under Rule 60(b) to bring a motion was
4 therefore set at or about December 7, 2018.

5 Dennis attacks Twyla’s co-guardians as not having “the right or standing to attack this divorce.”
6 See Opposition, p. 2, l. 14. However, when the co-guardians initiated this action, they were approaching
7 the six-month deadline under Rule 60(b), and went ahead with what they thought were Twyla’s best
8 interests by filing their Motion on November 27th. A hearing on the temporary guardianship, where it was
9 anticipated that the Court in Arkansas would grant a permanent guardianship and issue the appropriate
10 letters, was set for December 10, 2018.

11 Dennis relies on NRS 159.2025 (Opposition, p. 3, l. 4-8) to argue that the out-of-state guardianship
12 was not registered in Nevada. However, the temporary co-guardians were facing the expiration of the six-
13 month deadline under Rule 60(b) and anticipated being issued letters of guardianship at the hearing on
14 December 10, 2018. Had they waited for the hearing on December 10th, the six-month window would have
15 closed. Moreover, but for the intervention of counsel in Arkansas, retained to challenge the proceedings in
16 that state and delay issuance of the necessary letters, these would have been issued there and the
17 guardianship registered here. Dennis again successfully thwarted these reasonable efforts.

18 Nevertheless, if the Court determines that it may not properly consider the Motion because the
19 guardianship was not timely registered, so be it. However, this Court has broad powers granted it under
20 NRCP 11(c)(1)(B)⁴ to redress on its own initiative any filing that violates NRCP 11(b). Thus, even if
21 Dennis seeks to exploit a procedural defect in the Motion’s filing, this Court has full authority to act
22 on its own to take all appropriate corrective and sanctioning actions.

23 III.

24 DEFENDANT’S EVIDENTIARY ARGUMENT FAILS

25 Dennis next attacks the actions in this Court, arguing that there are “[n]o statement from the
26 Temporary Co-Guardians. No affidavit. No statement of any conversation they had...” See Opposition, p.
27 3, l. 21-22. Even if true – even if certain allegations against Dennis are not properly supported in the record
28 (such as his conversion of Twyla’s half of the pension funds) -- it makes no difference for purposes of this
Court’s consideration of the Motion because sufficient evidence of Dennis misdeeds are amply supported
by the court record itself.

Specifically, all of the conduct alleged as to the prior divorce filings, the intentional misstatements

⁴ Rule 11(c)(1)(B) provides that a motion for sanctions may be initiated either by a party or, “[o]n its own initiative, the court may enter an order describing the specific conduct that appears to violate subdivision (b) and directing an attorney, law firm, or party to show cause why it has not violated subdivision (b) with respect thereto.”

of facts as to income and child support, the findings of Judge Hughes and Judge Duckworth, all pass evidentiary muster and may be properly considered by this Court. These need not be rehashed herein. This Court need only examine Judge Hughes Minute Order (Motion, Exhibit 4), the Divorce filing (Motion, Exhibit 5) where Twyla "agrees" to pay Dennis \$1,300 per month as child support and that she owes Dennis \$3,900 in arrears, the procedural litany of Judge Duckworth (Motion, Exhibit 7) wherein Judge Duckworth states, "[t]he general prohibition against forum shopping...prohibits a party from filing a peremptory challenge under the circumstances detailed above", the Amended Joint Petition filed with this Court, increasing Twyla's support obligation to \$1,517 per month based upon a fictional gross monthly income of \$4,333.33, and increasing arrears owed to Dennis to \$4,551.00 (Motion, Exhibit 8). **These statements, Dennis is reminded, were made in court filings pursuant to his sworn affidavit attesting to their truth.**

Thus, when Dennis claims there are "plenty of baseless and false allegations of Dennis allegedly doing this and doing that, but there is no proof whatsoever" (Opposition, p. 3, l. 23-24), this is false. Dennis forgets the obvious forum-shopping, the false and fraudulent claims made in the prior actions, including as well, the instant action before this Court. Perhaps this Court should invite Dennis to disprove Judge Hughes' statement that Twyla suffers from a "diminished mental capacity" and that she "lacks the ability to comprehend legal documents." Dennis should be asked to explain how, knowing full well that Twyla has not worked since approximately August 2016, he could properly attest to the "truth" of statements falsely claiming Twyla earned over \$4,300 per month, or that she understood and agreed to pay child support, child support arrears, and medical and dental insurance for the parties' children, or that she fully understood that she was giving up any interest in the parties' marital residence. See Motion, p. 7, l. 23-28, p. 8, l. 1-6 & 16-17. Are these the "allegations" for which Dennis now seeks an apology?

While the court may choose not to consider the Dr. Prather's report at this time, it cannot ignore Judge Hughes, nor may it ignore the many other obviously false statements contained in the prior filings.

IV.

THERE IS NO CONFLICT OF INTEREST IF TWYLA DOES NOT UNDERSTAND THESE PROCEEDINGS

Dennis next attempts to claim that, because the undersigned represented Twyla in prior proceedings, "there appears to be a direct conflict of interest." Opposition, p. 5, l. 22-24. It can hardly be characterized as a conflict when Judge Hughes, recognizing Twyla's inability to comprehend the divorce proceedings or the significant legal rights she appeared to be sacrificing, appointed the undersigned to act as her counsel. The only reason the undersigned was appointed to act as Twyla's counsel was to protect Twyla's rights and interests, not to exploit them. The only reason the temporary guardianship was established was also to protect Twyla's rights and interests.

Dennis cannot silence the co-guardians or the undersigned simply by claiming there is a conflict of interest. The conduct of the co-guardians and the undersigned does not conflict with Twyla in any way. The

1 only attack made in the Motion is as to Dennis's behavior, not Twyla's, using information contained
2 primarily in court filings.

3 If it is proven by Dennis that Twyla fully understands and comprehends these proceedings and the
4 substantial legal and property rights in play, then she may knowingly complain there may be some conflict.
5 However, to claim a conflict before such understanding is proven is premature. Thus, when Dennis argues
6 that counsel's representation of the co-guardians in attacking a filing "which appears that Twyla entered
7 into voluntarily and of her own knowledge" (Opposition, p. 6, l. 20-22), the premise – that she voluntarily
8 and knowingly entered into the filing – has not been established (which is why Dennis carefully inserted
9 the word "appears" in his statement). He knows that without voluntariness or knowledge, his claimed
10 "concern for independence of counsel and lack of conflict" rings hollow. At this stage, the only conflict
11 that exists is Dennis's attempted end-run on this Court and the Courts in Clark County.

12 This end-run includes the recent (re)marriage of Dennis and Twyla. See Opposition, Exhibit D. It
13 is the co-guardian's belief that this is yet another of Dennis's machinations to avoid having to account for
14 his actions. Dennis claims, unbelievably, that "there was never any intention of fraud or deceit." Opposition,
15 p. 7, l. 8. It should by now be blatantly clear there was nothing but fraud and deceit. If both Dennis and
16 Twyla truly wanted to get a divorce, why did they have to file four times to achieve that result? Dennis
17 wants the Court to believe that it was "simply the desire of two parties to get a divorce the quickest and
18 least costly way available." Opposition, p. 7, l. 8-9. The Joint Petition should be set aside because of the
19 Motion (or on the Court's own initiative) and not merely because Dennis now agrees to do so.

20 V.

21 **ATTORNEY'S FEES SHOULD BE AWARDED TO THE PLAINTIFF**

22 Dennis claims that, because "Movants' request should be denied for the deficiencies noted above"
23 (*Id.* p. 7, l. 10-11), they should be denied attorney's fees. In fact, Dennis has the gall to argue that he should
24 be rewarded by having his counsel's fees reimbursed.

25 Plaintiff has moved herein for the Court to Sanction Dennis in the full amount of Plaintiff's fees
26 and costs for forum shopping and perpetrating a fraud upon the Court. Despite Dennis's best efforts, both
27 of these have been conclusively established.

28 When the decision to file was made, there was a Rule 60(b) deadline approaching, as well as a
hearing scheduled in Arkansas to establish a permanent guardianship and issue letters of guardianship to
Twyla's parents. But for Movant's filing, the Court would be unaware of the depth of deception perpetrated
by Dennis. If the Court grants the Motion, whether due to the Motion itself or upon its own initiative, the
undersigned counsel should be awarded his attorney's fees for bringing Dennis's forum shopping and
abuses to the Court's attention and initiating the basis for the Court to correct these abuses and punish
Dennis for his actions.

Dennis divorced his wife and put her on a bus to Arkansas with nothing but a suitcase and \$50.00.

1 See Declaration of Monette DuMond, Motion, Exhibit 11. It is believed he took the pension funds from
2 Twyla (facts which can be fully explored at a later point in time), thereby also imposing a potentially
3 significant income tax liability against her. He made it so that Twyla would have to pay him over
4 \$1,500/month for child support, which the D.A. is endeavoring to enforce. Realizing the scope and
5 magnitude of undeniable behavior facing him, and that the only possible means of escape was to attack the
6 guardianship in Arkansas and remarry Twyla, his counsel's request for fees must be denied and the
undersigned's must be granted.

7 Dennis false statements in prior filings have been fully revealed in these filings. As for forum
8 shopping, Judge Duckworth considered Dennis's actions in challenging Judge Hughes as forum shopping.
9 Leaving Clark County for the untarnished venue of Nye County is just further evidence of this behavior.
10 This conduct cannot be countenanced, and Twyla, who by all accounts, neither understood or
11 comprehended them, is not to be blamed. Movants' herein are entitled to an award of their attorney fees
under Rule 11(c)(2).

12 **VI.**

CONCLUSION

13 For all of the foregoing reasons, Movants herein request that their Motion be granted in its entirety
14 and that the Court award attorney's fees to the undersigned.

15 DATED this 31st day of December, 2018.

OWEN LAW FIRM



Christopher F. Owen, Esq.

OWEN LAW FIRM

1785 E. Sahara Ave., Suite 157

Las Vegas, Nevada 89104

cowen@chrisowenlaw.com

Attorney for First Joint Petitioner/Plaintiff

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of Owen Law Firm, and that on the 31st day of December, 2018, I caused a true and correct copy of:

First Joint Petitioner/Plaintiff's Reply to Opposition to Motion Pursuant to Rule 60(B) to Set Aside Decree of Divorce as Fraudulently Obtained, to Dismiss the Joint Petition for Divorce with Prejudice, and to Sanction Defendant for Forum Shopping and Perpetrating a Fraud Upon the Court in the Full Amount of Plaintiff's Fees and Costs and Opposition to Countermotion to Strike Movant's Motion as Being Filed Without Authority and in a Direct Conflict of Interest, and For Attorney's Fees

to be served as follows:

☒ VIA CLASS MAIL: by sending a true and correct copy thereof via U.S. Mail, postage pre-paid, and addressed as follows:

JAMES S. KENT, ESQ.
9480 S. Eastern Ave., Suite 228
Las Vegas, Nevada 89123


An Employee of Owen Law Firm

In The Fifth Judicial District Court of the
State of Nevada in and for the County of Nye

(Court Level and Jurisdiction)

Twyla Marie Stanton
(Plaintiff)

Plaintiff

-vs-

Dennis Vincent Stanton
(Defendant)

Defendant

CV 39304-Dept. No. 2
(Case ID Number)

FILED
2019 JAN -4 P 3:39
NYE COUNTY CLERK
BY DEPUTY

AFFIDAVIT OF TWYLA M. STANTON IN REGARDS TO THE SIGNING AND FILING OF
THE NEW DECREE OF DIVORCE AND THE AMENDED JOINT PETITION FOR
SUMMARY DECREE OF DIVORCE

I, Twyla Marie Stanton, of Las Vegas, in Clark County, Nevada, MAKE OATH AND SAY THAT:

1. I am the Wife Joint Petitioner in Case No. CV 39304 in Department 2 in the Fifth Judicial District Court of the State of Nevada, in and for the County of Nye.
2. I have signed, notarized, paid for, and filed a New Decree of Divorce and an Amended Joint Petition for Summary Decree of Divorce in Department 2 in the Fifth Judicial District Court of the State of Nevada, in and for the County of Nye known as Case No. CV 39304 without any fraud, duress, accident, or mistake.
3. I fully and completely understand the law that governs my case and for filing the proper and correct legal documents.

4. I have carefully and thoroughly read the New Decree of Divorce and the Amended Joint Petition for Summary Decree of Divorce.
5. I fully and completely understand all the terms and conditions in the New Decree of Divorce and the Amended Joint Petition for Summary Decree of Divorce.
6. I absolutely agree with everything in the New Decree of Divorce and the Amended Joint Petition for Summary Decree of Divorce.
7. I am fully and completely aware of all of the consequences that may and will occur as a result of filing the New Decree of Divorce and the Amended Joint Petition for Summary Decree of Divorce.
8. I wholly understand that the entry of the New Decree of Divorce constitutes a final adjudication of my rights and obligations with respect to the status of the marriage.
9. I fully and completely understand that I am expressly giving up my respective right to receive written Notice of Entry of any Decree and Judgement of Divorce.
10. I further fully and completely understand that I am giving up my right to request that the Court make certain formal Findings of Fact and Conclusions of Law relating to my agreement in the Joint Petition for Summary Decree of Divorce.
11. I also further understand that I am expressly giving up my respective right to appeal any Judgement or Order of this Court including the New Decree of Divorce and the Amended Joint Petition for Summary Decree of Divorce.
12. I further completely and wholly understand that I am expressly giving up my respective right to also move for a new trial.
13. I have not been coerced, forced, pressured, or intimidated by anyone or anybody into writing or signing this sworn affidavit nor is it an accident or a mistake or under the pretenses of fraud.

STATE OF NEVADA

COUNTY OF CLARK

SUBSCRIBED AND SWORN TO BEFORE

ME, on the 18th day of June, 2018

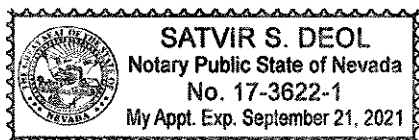
Signature

(Seal)

NOTARY PUBLIC

My Commission expires:

09-21-2021



Twyla M. Stanton

(Signature)

Twyla Marie Stanton