IN THE SUPREME COURT OF THE STATE OF NEVADA

PAUL LAGUDI, AN INDIVIDUAL; AND WILLIAM TODD PONDER, AN INDIVIDUAL, Appellants,

v.

FRESH MIX, LLC, A DELAWARE LIMITED LIABILITY COMPANY; AND GET FRESH SALES, INC., A NEVADA CORPORATION, Respondents. Supreme Court No. 80950

District Court Case No. A785391

Electronically Filed Aug 24 2020 12:48 p.m.

NOTICE OF BANKE LEFK of Supreme Court

PLEASE BE ADVISED that on August 11, 2020, the United States Bankruptcy Court for the District of Nevada entered an order for relief in Fresh Mix, LLC's Chapter 7 involuntary case, Case No. 20-12051, a copy of which is attached hereto as Exhibit A. This matter is subject to the automatic stay of 11 U.S.C. § 362.

DATED this 24th day of August 2020.

PISANELLI BICE PLLC

By: /s/ Debra L. Spinelli

James J. Pisanelli, Esq., Bar No. 4027 Debra L. Spinelli, Esq., Bar No. 9695 Ava M. Schaefer, Esq., Bar No. 12698 400 South 7th Street, Suite 300 Las Vegas, Nevada 89101

Attorneys for Fresh Mix, LLC and Get Fresh Sales, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of PISANELLI BICE PLLC and that, on this 24th day of August 2020, I caused to be served via the Court's e-filing/e-service system a true and correct copy of the above and foregoing **NOTICE OF**

BANKRUPTCY to the following:

Mark J. Connot Lucy C. Crow FOX ROTHSCHILD LLP 1980 Festival Plaza Drive, #700 Las Vegas, NV 89135

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/s/ Cinda Towne
An employee of PISANELLI BICE PLLC

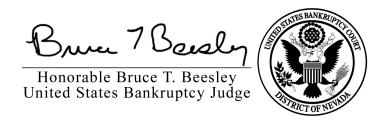
EXHIBIT A

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4 Entered on Docket



5 August 11, 2020

Samuel A. Schwartz, Esq. 7 Nevada Bar No. 10985 saschwartz@nvfirm.com 8 SCHWARTZ LAW, PLLC 9 601 East Bridger Avenue Las Vegas, NV 89101 10 Telephone: 702.385.5544 Facsimile: 702.385.2741 11 Attorneys for Petitioning Creditor Get Fresh Sales, Inc. 12

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UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF NEVADA

| |) | Case No.: 20-12051-BTB Chapter 7 |
|---------|---------|--|
| Debtor. |) | Hearing Date: August 6, 2020 Hearing Time: 10:00 a.m. |
| | Debtor. |)) Debtor.) |

ORDER GRANTING INVOLUNTARY CHAPTER 7 PETITION AND RESOLVING PENDING MOTIONS FOR MOOTNESS

This matter came before the Court for hearing on August 6, 2020, at 10:00 a.m., on (a) the Renewed Motion of Paul Lagudi ("Lagudi") and William Ponder ("Ponder") (collectively, the "Minority") For Derivative Standing and Dismissal of Involuntary Petition Based on Interim Trustee's Second Status Report (Docket No. 102) (the "Renewed Motion"), (b) status of the Motion to Dismiss Involuntary Petition Under §§ 303 & 305 and for Relief from the Automatic Stay Under § 362 (Docket No. 11) (the "Motion to Dismiss"), and (c) the Motion to Strike the Renewed Motion (Docket No. 115) (the "Motion to Strike") of the petitioning creditor and party-in-interest, Get Fresh Sales, Inc. ("Get Fresh"); the Minority appeared by and through their

counsel, Brett Axelrod, Esq. and Mark Connot, Esq. of Fox Rothschild LLP, and Get Fresh appeared by and through its counsel, Samuel A. Schwartz, Esq. of Schwartz Law, PLLC.

The Court having reviewed and considered the Motion to Dismiss, the Renewed Motion, the Motion to Strike, and the Trustee's Second Interim Report (Docket No. 99); and

The Court having found that: (i) it has jurisdiction to consider the Motion to Dismiss, the Renewed Motion and the Motion to Strike, and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334; (ii) consideration of the Motion to Dismiss, the Renewed Motion, and the Motion to Strike and the relief requested therein is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and (iii) venue is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409; and

The Court having considered the arguments of counsel during the hearing of the motions and the Trustee's Second Interim Report; and

The Court having ordered the entry of the Involuntary Petition for Relief after finding no party with standing has made a timely opposition to it; and after due deliberation and sufficient cause appearing therefore, it is hereby:

ORDERED that on consideration of the involuntary petition filed on April 23, 2020, Docket No. 1, against the above-named Debtor, an order for relief under Chapter 7 of the Bankruptcy Code is entered; and it is further

OREDRED that the United States Trustee shall appoint a Chapter 7 Trustee; and it is further

ORDERED that the Motion to Dismiss and the Renewed Motion are removed from the Court's calendar as moot; it is hereby further

ORDERED that the Motion to Strike is removed from the Court's calendar as moot; and it is further ordered

IT IS FURTHER ORDERED that this Court shall retain jurisdiction over any and all matters arising from or related to the implementation or interpretation of this Order.

1 SUBMISSION TO COUNSEL FOR APPROVAL PURSUANT TO LR 9021 2 In accordance with LR 9021, counsel submitting this document certifies that the order 3 accurately reflects the court's ruling and that (check one): 4 The court has waived the requirement set forth in LR 9021(b)(1). 5 No party appeared at the hearing or filed an objection to the motion. 6 X I have delivered a copy of this proposed order to all counsel who appeared at the 7 hearing, and any unrepresented parties who appeared at the hearing, and each has 8 9 approved or disapproved the order, or failed to respond, as indicated below [list each party 10 and whether the party has approved, disapproved, or failed to respond to the document]: 11 I certify that this is a case under Chapter 7 or 13, that I have served a copy of this 12 order with the motion pursuant to LR 9014(g), and that no party has objected to the form 13 or content of this order. 14 APPROVED: LENARD E. SCHWARTZER, ESQ.; and MARK J. CONNOT, ESQ. 15 16 DISAPPROVED: 17 FAILED TO RESPOND: 18 Submitted by: 19 20 SCHWARTZ LAW, PLLC 21 By /s/ Samuel A. Schwartz Samuel A. Schwartz, Esq. 22 601 East Bridger Avenue Las Vegas, NV 89101 23 Attorneys for Petitioning Creditor 24 Get Fresh Sales, Inc. 25 ### 26 27 28

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