

DANIEL W. ANDERSON, ESQ.  
State Bar #9955  
BYRON L. MILLS, ESQ.  
State Bar #6745  
MILLS & ANDERSON  
703 S. 8th Street  
Las Vegas, Nevada 89101  
(702) 386-0030  
Attorney for Defendant  
attorneys@milsnv.com

Electronically Filed  
May 18 2020 10:24 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

DISTRICT COURT FAMILY DIVISION  
CLARK COUNTY, NEVADA

CATERINA ANGELA BYRD,

Plaintiff,

Vs.

GRADY EDWARD BYRD,

Defendant.

CASE NO.: D-18-577701-Z  
DEPT. NO.: G

**NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN that Defendant, GRADY EDWARD BYRD, hereby appeals the Honorable Judge Rhonda K. Forsberg's March 17, 2020, Judgement for Attorney Fees and March 26, 2020, Order in this matter. This appeal is taken as to all matters addressed in the March 17, 2020 and March 26, 2020 orders.

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1 Notice of Entry of said Orders was made March 18, 2020 and March 27, 2020.

2 DATED this 13 day of Mar, 2020.

3 MILLS & ANDERSON

4  
5  
6 DANIEL W. ANDERSON, ESQ.

7 Nevada Bar #9955

8 BYRON L. MILLS, ESQ.

9 Nevada Bar #6745

10 703 S. 8th Street

11 Las Vegas NV 89101

12 Attorney for Defendant

13 **CERTIFICATE OF SERVICE**


14 I HEREBY CERTIFY that on the 14th day of May, 2020, I caused to be  
15 served the instant **NOTICE OF APPEAL** to all interested parties as follows:

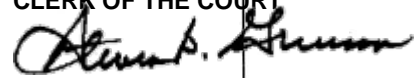
16 **XX BY MAIL:** Pursuant to NRCP 5(b), I caused a true copy thereof to be placed  
17 in the U.S. Mail, enclosed in a sealed envelope, postage fully prepaid thereon,  
18 address as follows:

19 Anita A. Webster, Esq.  
20 Jeanne F. Lambertsen, Esq.  
21 WEBSTER & ASSOCIATES  
22 6882 Edna Avenue  
23 Las Vegas, Nevada 89146  
24 Attorneys for Plaintiff

25 **XX BY ELECTRONIC MAIL:** Pursuant to EDCR 7.26 and NEFCR Rule 9, I  
26 caused a true copy thereof to be served via electronic mail, via Odyssey, to the  
27 following e-mail address:

28 **XX** [anitawebster@embarqmail.com](mailto:anitawebster@embarqmail.com)

  
Tiffany Stewart, an employee of  
MILLS & ANDERSON



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(702) 386-0030  
Attorney for Defendant  
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DISTRICT COURT FAMILY DIVISION  
CLARK COUNTY, NEVADA

CATERINA ANGELA BYRD,

Plaintiff,

Vs.

GRADY EDWARD BYRD,

Defendant.

CASE NO.: D-18-577701-Z  
DEPT. NO.: G

**CASE APPEAL STATEMENT**

1. Name of appellant filing this statement:

GRADY EDWARD BYRD

2. Identify the Judge issuing the order appealed from:

The Honorable RHONDA K. FORSBERG, 8<sup>TH</sup> JUDICIAL DISTRICT  
COURT, Family Division, Department G

3. Identify all parties to the proceedings in the District Court:

CATERINA ANGELA BYRD, Plaintiff

GRADY EDWARD BYRD, Defendant

1 4. Identify all parties to this appeal.

2 GRADY EDWARD BYRD, Appellant.

3 CATERINA ANGELA BYRD, Respondent.

4 5. Counsel for parties on appeal:

5 DANIEL W. ANDERSON, ESQ., and BYRON L. MILLS, ESQ. 703

6 South Eighth Street, Las Vegas, Nevada 89101. Counsel for Grady Edward  
7 Byrd.

8 ANITA W. WEBSTER, ESQ. and JEANNE F. LAMBERSEN, ESQ.,

9 6882 Edna Avenue, Las Vegas, Nevada 89146. Counsel for Caterina Byrd  
10 in the Family Court Case. It is unknown whether counsel will represent  
11 Respondent on appeal.

12 6. Appellant was represented by retained counsel at district court.

13 7. Appellant is represented by retained counsel on appeal.

14 8. Appellant has not been granted leave to proceed in forma pauperis.

15 9. Nature of Action: This is an appeal from two orders awarding attorney's  
16 fees from the post-divorce action, entered March 18, 2020, and attorney's  
17 fees for the appeal, entered March 26, 2020.

18 10. There is a pending appeal in this case regarding the decision entered in the  
19 post-divorce action. The appellate case number is Supreme Court No.  
20 80548.

21 11. This case does not involve the custody or visitation of a minor.

22 12. There is no possibility of settlement.

23 DATED this 13 day of May 2020.

24 MILLS & ANDERSON

25   
26 BYRON L. MILLS, ESQ.

27 Nevada Bar #6745

28 703 S. 8th Street

Las Vegas NV 89101

Attorney for Defendant

1  
2 **BYRD**  
3 **D-18-577701-Z**

4  
5 **CERTIFICATE OF SERVICE**

6 I HEREBY CERTIFY that on the 14th day of May, 2020, I caused to be  
7 served the instant **CASE APPEAL STATEMENT** to all interested parties as  
8 follows:

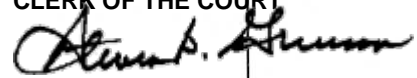
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10 in the U.S. Mail, enclosed in a sealed envelope, postage fully prepaid thereon,  
11 address as follows:

12 Anita A. Webster, Esq.  
13 Jeanne F. Lambertsen, Esq.  
14 WEBSTER & ASSOCIATES  
15 6882 Edna Avenue  
16 Las Vegas, Nevada 89146  
17 Attorneys for Plaintiff

18 **XX BY ELECTRONIC MAIL:** Pursuant to EDCR 7.26 and NEFCR Rule 9, I  
19 caused a true copy thereof to be served via electronic mail, via Odyssey, to the  
20 following e-mail address:

21 **XX** [anitawebster@embarqmail.com](mailto:anitawebster@embarqmail.com)

22   
23 Tiffany Stewart, an employee of  
24 MILLS & ANDERSON  
25  
26  
27  
28



DANIEL W. ANDERSON, ESQ.

State Bar #9955

BYRON L. MILLS, ESQ.

State Bar #6745

MILLS & ANDERSON

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Las Vegas, Nevada 89101

(702) 386-0030

Attorney for Defendant

attorneys@milsnv.com

DISTRICT COURT FAMILY DIVISION  
CLARK COUNTY, NEVADA

CATERINA ANGELA BYRD,

Plaintiff,

Vs.

GRADY EDWARD BYRD,

Defendant.

CASE NO.: D-18-577701-Z

DEPT. NO.: G

**POSTING OF COST ON APPEAL BOND**

Pursuant to NRCP 7, Daniel W. Anderson, Esq. of Mills & Anderson posted a check in the amount of \$500 (check no.1080) with the District Court for the appeal filed on behalf of GRADY EDWARD BYRD representing appeal bond costs.

MILLS & ANDERSON

  
DANIEL W. ANDERSON, ESQ.

DATE: 5/15/2020

**CASE SUMMARY****CASE NO. D-18-577701-Z****In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd**§  
§  
§  
§Location: **Department G**  
Judicial Officer: **Forsberg, Rhonda K.**  
Filed on: **09/27/2018**  
Case Number History:**CASE INFORMATION****Statistical Closures**

03/27/2020 Settled/Withdrawn With Judicial Conference or Hearing

Case Type: **Divorce - Joint Petition**Subtype: **Joint Petition No Minor(s)**Case  
Status: **03/27/2020 Closed**Case Flags: **Order After Hearing Required  
Order / Decree Logged Into  
Department  
Appealed to Supreme Court****DATE****CASE ASSIGNMENT****Current Case Assignment**Case Number D-18-577701-Z  
Court Department G  
Date Assigned 05/06/2019  
Judicial Officer Forsberg, Rhonda K.**PARTY INFORMATION****Petitioner****Byrd, Caterina**  
2120 Lookout Point CIR  
Las Vegas, NV 89117*Lead Attorneys***Lambertsen, Jeanne F.**  
*Retained*  
702-562-2300(W)**Byrd, Grady Edward**  
5330 E Craig RD  
Las Vegas, NV 89115**Mills, Byron**  
*Retained*  
702-386-0030(W)**Unbundled  
Attorney****Lambertsen, Jeanne F.**  
6882 Edna AVE  
Las Vegas, NV 89146**Webster, Anita A, ESQ**  
6882 Edna AVE  
Las Vegas, NV 89146**DATE****EVENTS & ORDERS OF THE COURT****EVENTS**

05/15/2020



Cost on Appeal Bond

Filed By: Petitioner Byrd, Grady Edward  
*Posting of Costing on Appeal Bond*

05/14/2020



Case Appeal Statement

Filed By: Petitioner Byrd, Grady Edward  
*Case Appeal Statement*

05/14/2020



Notice of Appeal

Filed By: Petitioner Byrd, Grady Edward  
*Notice of Appeal*

04/17/2020




















Estimate of Transcript



# CASE SUMMARY

CASE NO. D-18-577701-Z

NOVEMBER 27, 2018 - REVISED TO EXPEDITED REQUEST

04/17/2020	 Estimate of Transcript NOVEMBER 27, 2018
04/15/2020	 Estimate of Transcript JANUARY 23, 2019; MAY 2, 2019; MAY 22, 2019; JULY 18, 2019; OCTOBER 11, 2019; OCTOBER 21, 2019
04/14/2020	 Request Filed By: Petitioner Byrd, Grady Edward <i>Request for Transcript of Proceedings</i>
04/10/2020	 Reply to Opposition Filed by: Petitioner Byrd, Caterina <i>Plaintiff's Reply to Defendant's Opposition to Plaintiff's Ex Parte Application for the Income Withholding Order</i>
04/03/2020	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>Certificate of Electronic Service</i>
04/03/2020	 Declaration Filed By: Petitioner Byrd, Grady Edward <i>Declaration of Grady Byrd</i>
04/03/2020	 Opposition Filed By: Petitioner Byrd, Grady Edward <i>Opposition to Plaintiff's Ex- Parte Application for Income Withholding Order</i>
03/27/2020	 Notice of Entry Filed By: Petitioner Byrd, Caterina <i>Notice of Entry of Order from the February 27, 2020 Hearing</i>
03/26/2020	 Order <i>Order from February 27, 2020 Hearing</i>
03/18/2020	 Ex Parte Application Filed by: Petitioner Byrd, Caterina <i>Ex Parte Application for the Income Withholding Order</i>
03/18/2020	 Notice of Entry Filed By: Petitioner Byrd, Caterina <i>Notice of Entry of Judgment for Attorney Fees</i>
03/17/2020	 Judgment <i>Judgment for Attorney Fees</i>
02/03/2020	 Cost on Appeal Bond Filed By: Petitioner Byrd, Grady Edward <i>Posting of Cost on Appeal Bond</i>
02/03/2020	 Case Appeal Statement Filed By: Petitioner Byrd, Grady Edward <i>Case Appeal Statement</i>
02/03/2020	 Notice of Appeal Filed By: Petitioner Byrd, Grady Edward <i>Notice of Appeal</i>
01/23/2020	 Notice of Entry Filed By: Petitioner Byrd, Caterina <i>Notice of Entry of Findings of Fact, Conclusions of Law and Order</i>
01/23/2020	 Findings of Fact, Conclusions of Law and Judgment



**CASE SUMMARY**

**CASE NO. D-18-577701-Z**

Party: Petitioner Byrd, Caterina  
*Findings of Fact, Conclusions of Law and Order*

01/09/2020	 Reply to Opposition Filed by: Petitioner Byrd, Caterina <i>Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion for Attorney Fees and Costs During the Appeal</i>
01/03/2020	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>Certificate of Electronic Service</i>
01/02/2020	 Notice of Hearing <i>Notice of Hearing</i>
01/02/2020	 Opposition to Motion Filed by: Petitioner Byrd, Grady Edward <i>Defendant's Opposition to Plaintiff's Motion for Attorney's Fees and Costs for the Appeal</i>
12/17/2019	 Certificate of Service Filed by: Petitioner Byrd, Caterina <i>Certificate of Service</i>
12/17/2019	 Notice of Hearing <i>Notice of Hearing</i>
12/16/2019	 Motion Filed By: Petitioner Byrd, Caterina <i>Plaintiff's Motion for Attorney Fees and Costs for the Appeal</i>
12/16/2019	 Reply Filed By: Petitioner Byrd, Caterina <i>Plaintiff's Reply to Defendant's Opposition to Plaintiff's Second Memorandum of Fees and Costs from July 19, 2019 through the Date of the Evidentiary Hearing on October 21, 2019</i>
12/10/2019	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>Certificate of Electronic Service</i>
12/05/2019	 Notice of Entry of Order Filed By: Petitioner Byrd, Caterina <i>Notice of Entry of Order on Discovery Commissioner's Report and Recommendations</i>
12/04/2019	 Notice of Hearing <i>Notice of Hearing</i>
12/04/2019	 Opposition Filed By: Petitioner Byrd, Grady Edward <i>Defendant's Opposition to Plaintiff's Memorandum of Fees and Costs</i>
12/03/2019	 Order Filed By: Petitioner Byrd, Caterina <i>Order on Discovery Commissioner's Report and Recommendations</i>
11/25/2019	 Memorandum <i>Plaintiff's Memorandum of Fees and Costs from July 19, 2019, through the date of the Evidentiary Hearing on October 21, 2019</i>
11/04/2019	 Discovery Commissioners Report and Recommendations <i>DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS from 10/11/2019</i>
10/22/2019	 Notice of Entry Filed By: Petitioner Byrd, Caterina <i>Notice of Entry of Stipulation and Order regarding Veterans Group Life Insurance</i>

**CASE SUMMARY**

**CASE NO. D-18-577701-Z**

10/22/2019	 Stipulation and Order Filed By: Petitioner Byrd, Caterina <i>Stipulation and Order regarding the Veterans Group Life Insurance Plan</i>
10/20/2019	 Reply <i>Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion for Reconsideration, Summary Judgement, Joinder and to Continue the Evidentiary Hearing</i>
10/18/2019	 Exhibits Filed By: Petitioner Byrd, Grady Edward <i>Exhibit Appendix to Defendant's Opposition to Plaintiff's Motion for Reconsideration, ET AL.</i>
10/18/2019	 Opposition and Countermotion Filed By: Petitioner Byrd, Grady Edward <i>Opposition to Plaintiff's Motion for Reconsideration and Countermotion for Fees</i>
10/17/2019	 Receipt of Copy Filed By: Petitioner Byrd, Caterina <i>Receipt of Copy - Plaintiff's Trial Notebook</i>
10/16/2019	 Pre-trial Memorandum <i>Plaintiff's Pretrial Memorandum</i>
10/16/2019	 Notice of Hearing <i>Notice of Hearing</i>
10/16/2019	 Exhibits Filed By: Petitioner Byrd, Caterina <i>Exhibit Appendix</i>
10/16/2019	 Opposition <i>Plaintiff's Opposition to Defendant's Motion on Order Shortening Time to Reconsider Denial of Defendant's Audiovisual Appearance Request and Countermotion for Attorney Fees and Costs</i>
10/16/2019	 Pre-trial Memorandum Filed By: Petitioner Byrd, Grady Edward <i>Defendant's Pre-Trial Memorandum</i>
10/16/2019	 List of Witnesses Filed By: Petitioner Byrd, Grady Edward <i>Defendant's List of Witnesses and Exhibits</i>
10/16/2019	 Receipt of Copy Filed By: Petitioner Byrd, Grady Edward <i>Receipt of Copy</i>
10/16/2019	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>Certificate of Electronic Service</i>
10/16/2019	 Notice of Hearing <i>Notice of Hearing</i>
10/15/2019	 Ex Parte Application for Order Party: Petitioner Byrd, Grady Edward <i>Ex Parte Application for an Order Shortening Time on the Motion to Reconsider Denial of Audiovisual Appearance Request</i>
10/15/2019	 Motion Filed By: Petitioner Byrd, Grady Edward <i>Appendix to Defendant's Motion for Order Time to Reconsider Denial of Audiovisual Appearance</i>
10/15/2019	

**CASE SUMMARY**

**CASE NO. D-18-577701-Z**

	 Motion Filed By: Petitioner Byrd, Grady Edward <i>Motion on Order Shortening Time to Reconsider Denial of Audiovisual Appearance Request</i>
10/14/2019	 Objection <i>Plaintiff's Objection to Defendant's Notice to Appear by Audiovisual Transmission Equipment at the Trial Scheduled for October 21, 2019</i>
10/11/2019	 Notice Filed By: Petitioner Byrd, Caterina <i>Notice of change in Requested Relief in Plaintiff's Motion for Reconsideration, et. al. filed on 9/30/19</i>
10/11/2019	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>Certificate of Electronic Service</i>
10/10/2019	 Audiovisual Transmission Equipment Appearance Consent Party: Petitioner Byrd, Grady Edward <i>Audiovisual Transmission Equipment Appearance Consent</i>
10/10/2019	 Audiovisual Transmission Equipment Appearance Request Party: Petitioner Byrd, Grady Edward <i>Request to Appear by Audiovisual Transmission Equipment</i>
10/09/2019	 Schedule of Arrearages Filed by: Petitioner Byrd, Caterina <i>Schedule of Arrearages for Support</i>
10/07/2019	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>Certificate of Electronic Service</i>
10/04/2019	 Notice of Entry Filed By: Petitioner Byrd, Caterina <i>Notice of Entry of Order Shortening Time for Plaintiff's Motion for Reconsideration</i>
10/04/2019	 Order Shortening Time Filed By: Petitioner Byrd, Caterina <i>Order Shortening Time - Motion for Reconsideration</i>
10/04/2019	 Exhibits Filed By: Petitioner Byrd, Caterina <i>Exhibit Appendix to Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees</i>
10/04/2019	 Reply to Opposition Filed by: Petitioner Byrd, Caterina <i>Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees</i>
10/03/2019	 Reply Filed By: Petitioner Byrd, Grady Edward <i>Defendant's Reply to Plaintiff's Opposition to Defendant's Motion for Protective Order and Defendant's Opposition to Plaintiff's Motion to Compel Discovery</i>
10/01/2019	 Certificate of Service <i>Certificate of Service of Notice of Hearing on December 26, 2019 at 11:00 AM</i>
10/01/2019	 Ex Parte Application for Order Party: Petitioner Byrd, Caterina <i>PLAINTIFF'S EX-PARTE REQUEST FOR AN ORDER SHORTENING TIME ON THE PLAINTIFF'S MOTION FOR RECONSIDERATION, SUMMARY JUDGMENT, JOINDER AND TO CONTINUE THE EVIDENTIARY HEARING</i>

# CASE SUMMARY

















CASE NO. D-18-577701-Z

10/01/2019	 Notice of Hearing <i>Notice of Hearing</i>
09/30/2019	 Exhibits <i>Exhibit Appendix to Plaintiff's Motion for Reconsideration, Summary Judgment, Joinder and to Continue the Evidentiary Hearing</i>
09/30/2019	 Motion to Reconsider <i>Plaintiff's Motion for Reconsideration, Summary Judgment, Joinder and to Continue the Evidentiary Hearing</i>
09/23/2019	 Exhibits Filed By: Petitioner Byrd, Caterina <i>Exhibit Index to Plaintiff's Opposition to Motion for Protection</i>
09/23/2019	 Opposition and Countermotion <i>Plaintiff's Opposition to Defendant's Motion for Protective Order Pursuant to NRCP 26(c) and for Attorney Fees and Plaintiff's Countermotion to Compel Defendant's Responses to Discovery, and Sanctions and Attorney Fees</i>
09/23/2019	 Notice of Entry <i>Notice of Entry of Order Shortening Time for Plaintiff's Motion to Compel</i>
09/23/2019	 Order Shortening Time <i>Order Shortening Time for Plaintiff's Motion to Compel</i>
09/18/2019	 Request <i>Plaintiff's Ex Parte Request for an Order Shortening Time on Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees</i>
09/18/2019	 Certificate of Service <i>Certificate of Service of the ReNotice of Motion to Compel</i>
09/18/2019	 Motion Filed By: Petitioner Byrd, Caterina <i>Pltf's Re-Notice of Motion to Compel Deft's Responses to Discovery and Request for Sanctions and Atty's Fees</i>
09/17/2019	 Opposition to Motion Filed by: Petitioner Byrd, Grady Edward <i>Defendant's Opposition to Plaintiff's Motion to Compel Discovery</i>
09/13/2019	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>Certificate of Electronic Service</i>
09/12/2019	 Notice of Hearing <i>Notice of Hearing</i>
09/12/2019	 Notice of Hearing <i>Notice of Hearing</i>
09/12/2019	 Motion for Protective Order Filed by: Petitioner Byrd, Grady Edward <i>Defendant's Motion for Protective Order...Pursuant to NRCP 26(C) and for Attorney's Fees</i>
09/10/2019	 Ex Parte Application for Order Party: Petitioner Byrd, Caterina <i>Ex Parte Application for an Order Shortening Time on Plaintiff's Motion to Compel Discovery</i>
09/10/2019	 Notice of Hearing <i>Notice of Hearing</i>
09/10/2019	 Exhibits Filed By: Petitioner Byrd, Caterina

# CASE SUMMARY

CASE NO. D-18-577701-Z

*Exhibit Index to Plaintiff's Motion to Compel Defendant's Responses to Discovery*

09/10/2019	 Motion to Compel Filed by: Petitioner Byrd, Caterina <i>Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees</i>
08/09/2019	 Notice of Entry of Order Filed By: Petitioner Byrd, Caterina <i>Notice of Entry of Order</i>
08/09/2019	 Order Filed By: Petitioner Byrd, Caterina <i>Order from the July 18 2019 Hearing</i>
07/29/2019	 Notice of Entry of Order Filed By: Petitioner Byrd, Caterina <i>Notice of Entry of OSC</i>
07/26/2019	 Order to Show Cause <i>Order to Show Cause</i>
07/15/2019	 Financial Disclosure Form Filed by: Petitioner Byrd, Caterina <i>AMENDED Financial Disclosure Form</i>
07/12/2019	 Financial Disclosure Form Filed by: Petitioner Byrd, Caterina <i>FDF</i>
07/10/2019	 Certificate of Service Filed by: Petitioner Byrd, Caterina <i>COS of Notice of Rescheduling of the Calendar Call</i>
07/10/2019	 Notice of Rescheduling of Hearing <i>Notice of Rescheduling of Hearing</i>
07/01/2019	 Amended Notice Filed by: Petitioner Byrd, Grady Edward <i>AMENDED NOTICE TO APPEAR TELEPHONICALLY</i>
06/27/2019	 Notice Filed By: Petitioner Byrd, Grady Edward <i>NOTICE TO APPEAR TELEPHONICALLY</i>
06/26/2019	 Order Filed By: Petitioner Byrd, Grady Edward <i>Order from 5/22/19 hearing</i>
06/20/2019	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>CERTIFICATE OF ELECTRONIC SERVICE</i>
06/18/2019	 Financial Disclosure Form Filed by: Petitioner Byrd, Grady Edward <i>GENERAL FINANCIAL DISCLOSURE FORM</i>
06/18/2019	 Ex Parte Application Filed by: Petitioner Byrd, Caterina <i>Ex Parte Application for an Order to Show Cause</i>
06/18/2019	 Ex Parte Application Filed by: Petitioner Byrd, Caterina <i>Ex Parte Application for OST</i>














# CASE SUMMARY

CASE NO. D-18-577701-Z

06/18/2019	 Certificate of Service Filed by: Petitioner Byrd, Caterina <i>Certificate of Service of Notice of Hearing on July 18, 2019</i>
06/17/2019	 Notice of Hearing <i>Notice of Hearing</i>
06/17/2019	 Motion for Order to Show Cause <i>Plaintiff's Emergency Motion for an Order to Show Cause why the Defendant Should not be Held in Contempt of Court and for Attorney Fees and Costs</i>
05/28/2019	 Notice of Entry <i>Notice of Entry of Order from the May 2, 2019 Hearing</i>
05/24/2019	 Order <i>Order from the May 2, 2019 Hearing</i>
05/21/2019	 Exhibits Filed By: Petitioner Byrd, Grady Edward <b>AMENDED EXHIBITS IN SUPPORT OF DEFENDANT'S REPLY...</b>
05/17/2019	 Exhibits <i>Exhibit Appendix to Plaintiff's Reply to Defendant's Opposition</i>
05/17/2019	 Reply to Opposition <i>Plaintiff's Reply to Defendant's Opposition to Plaintiff's Countermotion</i>
05/14/2019	 Reply Filed By: Petitioner Byrd, Grady Edward <b>DEFENDANT'S REPLY AND OPPOSITION</b>
05/10/2019	 Supplement Filed by: Petitioner Byrd, Grady Edward <b>DEFENDANT'S FIRST SUPPLEMENTAL DISCLOSURES PURSUANT TO NRCP 16.2</b>
05/10/2019	 Supplemental List of Witnesses and Production of Documents Filed by: Petitioner Byrd, Grady Edward <b>DEFENDANT'S SUPPLEMENTAL RESPONSES TO PLAINTIFF'S REQUEST FOR PRODUCTION OF DOCUMENTS</b>
05/10/2019	 Supplemental Filed By: Petitioner Byrd, Grady Edward <b>DEFENDANT'S SUPPLEMENTAL ANSWERS TO PLAINTIFF'S FIRST SET OF INTERROGATORIES</b>
05/06/2019	Administrative Reassignment - Judicial Officer Change <i>From Judge Cynthia Dianne Steel to Judge Rhonda K. Forsberg</i>
04/23/2019	 Memorandum Filed By: Petitioner Byrd, Caterina <i>Memorandum of Fees and Costs</i>
04/23/2019	 Opposition and Countermotion Filed By: Petitioner Byrd, Caterina <i>Opposition and Countermotion</i>
04/23/2019	 Exhibits Filed By: Petitioner Byrd, Caterina <i>Exhibits Index for Opposition and Countermotion</i>
04/23/2019	 Ex Parte Application Filed by: Petitioner Byrd, Caterina <i>Ex Parte application for an Order for Defendant to Appear in Person</i>
04/23/2019	 Exhibits

# CASE SUMMARY

















CASE NO. D-18-577701-Z

	Filed By: Petitioner Byrd, Caterina <i>Exhibit Index for Ex Parte</i>
04/12/2019	 Notice Filed By: Petitioner Byrd, Grady Edward <i>Notice to Appear Telephonically (Request to Appear Telephonically DENIED on 5/2/19)</i>
04/11/2019	 Notice of Hearing <i>Notice of Hearing</i>
04/10/2019	 Re-Notice of Motion Filed by: Petitioner Byrd, Grady Edward <i>DEFENDANT'S RE-NOTICE OF MOTION FOR RECONSIDERATION</i>
04/10/2019	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>CERTIFICATE OF ELECTRONIC SERVICE</i>
04/09/2019	 Notice of Hearing <i>Notice of Hearing</i>
04/08/2019	 Exhibits Filed By: Petitioner Byrd, Grady Edward <i>APPENDIX TO DEFENDANT'S MOTION FOR RECONSIDERATION</i>
04/08/2019	 Motion Filed By: Petitioner Byrd, Grady Edward <i>DEFENDANT'S MOTION FOR RECONSIDERATION</i>
04/05/2019	 Notice of Entry <i>Notice of Entry of Order from the January 23, 2019 Hearing</i>
04/05/2019	 Order <i>Order from the January 23, 2019 Hearing</i>
03/27/2019	 Certificate of Mailing Filed By: Petitioner Byrd, Grady Edward <i>CERTIFICATE OF MAILING</i>
03/25/2019	 Certificate of Mailing Filed By: Petitioner Byrd, Grady Edward <i>CERTIFICATE OF MAILING</i>
02/06/2019	 Notice of Appearance Party: Petitioner Byrd, Grady Edward <i>Notice of Appearance</i>
01/18/2019	 Reply Filed By: Petitioner Byrd, Grady Edward <i>Def Rply to Plaintiffs rply to defendants rply to plaintiffs opposition to defendants ex parte Motion for a continuance of plaintiffs motion to enforce the decree fo divorce, for an order to show cause, to divide a newly discovered asset to execute QDROs , for attorney fees and costs and countermotion for attorney fees and costs</i>
01/18/2019	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>Certificate of Service</i>
01/18/2019	 Financial Disclosure Form Filed by: Petitioner Byrd, Grady Edward <i>Financial Disclosure Form</i>
01/15/2019	 Exhibits Filed By: Petitioner Byrd, Caterina <i>First Supplement to Exhibit Index to Reply</i>



# CASE SUMMARY

CASE NO. D-18-577701-Z

01/15/2019	 Reply Filed By: Petitioner Byrd, Caterina <i>Plaintiff's Reply to Defendants reply to Plaintiff's opposition</i>
01/02/2019	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>Certificate of Service</i>
01/02/2019	 Financial Disclosure Form Filed by: Petitioner Byrd, Grady Edward <i>Financial Disclosure Form</i>
12/28/2018	 Certificate of Service Filed by: Petitioner Byrd, Grady Edward <i>Certificate of Service</i>
12/28/2018	 Reply Filed By: Petitioner Byrd, Grady Edward <i>Reply To Opposition And/Or Countermotion</i>
12/27/2018	 Notice of Entry Filed By: Petitioner Byrd, Caterina <i>Notice of Entry of Order Shortening Time</i>
12/27/2018	 Order Shortening Time Filed By: Petitioner Byrd, Caterina <i>Order Shortening Time</i>
12/19/2018	 Opposition and Countermotion Filed By: Petitioner Byrd, Caterina <i>Pltf's Opposition to Dft's Ex Parte Motion for A Continuance of Pltf's Motion to Enforce the Decree of Divorce, for An Order to Show Cause, to Divide a Newly Discovered Asset. tp Execute QDRO's and for Attorney's Fees and Costs and Countermotion for Attorney Fees and Costs</i>
12/19/2018	 Ex Parte Application Filed by: Petitioner Byrd, Caterina <i>Application for OST</i>
12/18/2018	 Order Granting Filed by: Petitioner Byrd, Grady Edward <i>Order Granting Continuance</i>
12/17/2018	 Schedule of Arrearages Filed by: Petitioner Byrd, Caterina <i>Schedule of Arrearages for Support</i>
12/17/2018	 Notice of Entry of Order Filed By: Petitioner Byrd, Caterina <i>Notice of Entry of Order</i>
12/17/2018	 Order <i>Order Striking Exhibits</i>
12/17/2018	 Order Filed By: Petitioner Byrd, Caterina <i>Order from the November 27, 2018 Hearing</i>
12/13/2018	 Ex Parte Motion Filed by: Petitioner Byrd, Grady Edward <i>Ex Parte Motion for Continuance</i>
12/12/2018	 Notice of Change of Address Filed By: Petitioner Byrd, Grady Edward

# CASE SUMMARY

CASE NO. D-18-577701-Z

	<i>Notice of Change of Address</i>
12/10/2018	 Ex Parte Motion Filed by: Petitioner Byrd, Grady Edward <i>Ex Parte Motion for Continuance</i>
11/27/2018	 Order <i>Order Preparation (Pursuant to EDCR 7.21)</i>
11/16/2018	 Request Filed By: Petitioner Byrd, Grady Edward <i>Request for Continuance or New Court Date</i>
11/16/2018	 Amended Certificate of Mailing <i>Amended Certificate of Service</i>
11/14/2018	 Order <i>Order Striking Exhibits</i>
10/29/2018	 Errata <i>Plaintiff's Errata to Motion to Enforce the Decree of Divorce, for an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney Fees</i>
10/29/2018	 Schedule of Arrearages <i>Amended Schedule of Arrearages for Support</i>
10/18/2018	 Schedule of Arrearages <i>Schedule of Arrears</i>
10/18/2018	 Financial Disclosure Form Filed by: Petitioner Byrd, Caterina <i>Plaintiff's Financial Disclosure Form</i>
10/17/2018	 Amended Certificate of Mailing <i>Amended Certificate of Mailing of Motion to Enforce</i>
10/16/2018	 Exhibits Filed By: Petitioner Byrd, Caterina <i>Exhibit Appendix for Motion to Enforce</i>
10/16/2018	 Motion to Enforce Filed by: Petitioner Byrd, Caterina <i>Motion to Enforce the Decree of Divorce</i>
10/16/2018	 Notice Filed By: Petitioner Byrd, Caterina <i>Notice of Unavailability of Plaintiff</i>
10/12/2018	 Notice of Entry Filed By: Petitioner Byrd, Caterina <i>Notice of Entry of Order for Change of Venue</i>
09/17/2018	 Order Filed By: Petitioner Byrd, Caterina <i>Order For Change Of Venue</i>
09/17/2018	 Affidavit of Mailing Filed By: Petitioner Byrd, Caterina <i>Affidavit Of Mailing</i>
08/27/2018	 Request Filed By: Petitioner Byrd, Caterina <i>Request For Submission</i>
08/27/2018	 Declaration of Service

# CASE SUMMARY

CASE NO. D-18-577701-Z

Filed by: Petitioner Byrd, Caterina  
*Declaration Of Service*

08/27/2018



Motion

Filed By: Petitioner Byrd, Caterina  
Party 2: Petitioner Byrd, Grady Edward  
*Petitioner Caterina Byrd's Motion To Change Venue*

06/05/2014



Decree of Divorce

Filed by: Petitioner Byrd, Caterina  
*Decree of Divorce*

06/04/2014



Request

Filed By: Petitioner Byrd, Caterina  
*Request for Submission of Decree of Divorce*

06/04/2014



Affidavit of Resident Witness

Filed by: Petitioner Byrd, Caterina  
*Affidavit of Resident Witness*

06/04/2014



Joint Petition for Summary Decree of Divorce

*Joint Petition for Summary Decree of Divorce*

## DISPOSITIONS

03/17/2020

**Judgment** (Judicial Officer: Forsberg, Rhonda K.)  
Judgment (\$42,031.75, In Full , Attorney's Fees)

01/23/2020

**Judgment** (Judicial Officer: Forsberg, Rhonda K.)  
Judgment (\$1,000.00, In Full , Contempt of Court Sanctions)  
Judgment (\$42,000.00, In Full , Alimony Arrears)  
Judgment (\$13,500.00, In Full , Attorney's Fees and Costs)

## HEARINGS

02/27/2020



**All Pending Motions** (10:00 AM) (Judicial Officer: Forsberg, Rhonda K.)

Matter Heard;

Journal Entry Details:

*PLAINTIFF'S REPLY TO DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION FOR ATTORNEY FEES AND COSTS DURING THE APPEAL DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION FOR ATTORNEY'S FEES AND COSTS FOR THE APPEAL PLAINTIFF'S MOTION FOR ATTORNEY FEES AND COSTS FOR THE APPEAL. The Court reviewed the case history and the pleadings on file. Court and Counsel engaged in a discussion regarding the Plaintiff's request for Attorney Fees and Cost during the Appeal. Argument presented. Court and Counsel engaged in further discussion regarding the Plaintiff's memorandum of fees and costs and the findings of fact conclusion of law filed with the Court on January 23, 2020. The Court and Counsel engaged in a discussion regarding the Plaintiff's ability to work, and the Court's Ordered awarding the Plaintiff lifetime Spousal Support. Court ADVISED Counsel, the Court would review the Plaintiff's memorandum of fees and address it the memorandum of fees separately. The Court FINDS that the Attorney Fees and Costs are warranted under NRS 125.040 1 (C). COURT ORDERED, The Plaintiff's request for Attorney Fees and Costs during the Appeal shall be GRANTED. The Defendant shall pay the Plaintiff's Attorney Fees and Costs of Twenty thousand dollars (\$20, 0000). This amount shall be paid within the next thirty (30) days of this date. The Court shall place the Plaintiff's memorandum for fees and costs on the Court's Chambers Calendar. The shall review the memorandum and award fees accordingly. Attorney Lambertsen shall prepare the Order for today's hearing; Attorney Mills shall review the content and countersign.;*

*Matter Heard*

02/27/2020

**Hearing** (10:00 AM) (Judicial Officer: Forsberg, Rhonda K.)

*Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion for Attorney Fees and Costs During the Appeal*

Matter Heard; Please All Pending Journal Entry


*Matter Heard*

02/27/2020

**Opposition** (10:00 AM) (Judicial Officer: Forsberg, Rhonda K.)

# CASE SUMMARY

CASE NO. D-18-577701-Z

	<i>Defendant's Opposition to Plaintiff's Motion for Attorney's Fees and Costs for the Appeal</i> Denied; Please All Pending Journal Entry <i>Denied</i>
02/27/2020	<b>Motion</b> (10:00 AM) (Judicial Officer: Forsberg, Rhonda K.) <i>Plaintiff's Motion for Attorney Fees and Costs for the Appeal</i> Granted; Please All Pending Journal Entry <i>Granted</i>
12/30/2019	<b>CANCELED Opposition</b> (8:45 AM) (Judicial Officer: Forsberg, Rhonda K.) <i>Vacated</i> <i>Defendant's Opposition to Plaintiff's Memorandum of Fees and Costs</i>
11/01/2019	<b>CANCELED Status Check</b> (1:30 PM) (Judicial Officer: Fic, Holly) <i>Vacated</i> <i>Submission of Report and Recommendation</i>
10/21/2019	<b>Hearing</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion for Reconsideration, Summary Judgement, Joinder and to Continue the Evidentiary Hearing</i> Matter Heard; <i>Matter Heard</i>
10/21/2019	 <b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy)

## MINUTES

Matter Heard;  
Journal Entry Details:

*EVIDENTIARY HEARING RE: PROPERTY DIVISION AND MILITARY RETIREMENT PAYMENT...HEARING ON ORDER TO SHOW CAUSE...PETITIONER CATERINA BYRD'S (PLAINTIFF) MOTION FOR RECONSIDERATION, SUMMARY JUDGMENT AND TO CONTINUE THE EVIDENTIARY HEARING...PETITIONER GRADY BYRD'S (DEFENDANT) OPPOSITION TO PETITIONER CATERINA BYRD'S (PLAINTIFF) MOTION FOR RECONSIDERATION; AND COUNTERMOTION FOR FEES...GRADY BYRD'S (DEFENDANT) MOTION ON ORDER SHORTENING TIME TO RECONSIDER DENIAL OF AUDIOVISUAL APPEARANCE REQUEST...PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION ON ORDER SHORTENING TIME TO RECONSIDER DENIAL OF DEFENDANT'S AUDIOVISUAL APPEARANCE REQUEST; AND COUNTERMOTION FOR ATTORNEY'S FEES AND COSTS Anita Webster, Bar #1221, present as co-counsel on behalf of Plaintiff. Argument by Ms. Webster regarding Defendant's Motion to Reconsider Denial of Audiovisual Appearance. Upon a review of the Medical Certificates submitted by Defendant, Court notes Defendant is on military disability; and the certificates submitted are from doctors from the Phillipines. Defendant was referred to the Department of Veteran's Affairs for follow-up, and Defendant failed to do so. The Court finds it somewhat suspicious that he did not follow-up with the Department of Veteran's Affairs. Further argument by Ms. Webster regarding Plaintiff's Motion for Summary Judgment on the Order to Show Cause, to Set Aside the Decree, and Motion to join Defendant's wife as a party to this action. Argument by Mr. Mills regarding the Order to Show Cause. Further argument by Ms. Webster regarding sanctions for Defendant's failure to appear today. COURT ORDERED, Defendant's Motion to Reconsider Denial of Audiovisual Appearance Request is DENIED. Plaintiff's Motion for Summary Judgment is DENIED. The Evidentiary Hearing will proceed today in Defendant's absence. Plaintiff's request to set aside the decree and a determination as to whether the language in the contract constituted a waiver of alimony shall be decided after testimony and evidence is presented. Plaintiff's request that Defendant's wife be joined and ordered to sign a waiver is DENIED as this Court has no personal jurisdiction. Plaintiff sworn. Testimony of Plaintiff presented. Plaintiff's Exhibits 1 through 11, 13 through 18, 20 through 23, 25 through 28, 30 through 36, 38, 43, 63, and 64 admitted into evidence. Defendant's Exhibits A through L admitted into evidence. Closing arguments by Ms. Webster and Mr. Mills. COURT STATED ITS FINDINGS AND ORDERED as follows, The \$1,508.00 per month Defendant agreed to pay to Plaintiff as her share of Defendant's military retirement money, in addition to any increases, is ALIMONY and subject to upward modification. The additional \$1,500.00 Defendant agreed to pay on the house is also designated as alimony. As Defendant agreed to keep the health insurance intact, the \$102.00 per month Plaintiff pays for health insurance shall be added to the monthly alimony amount retroactive to the time Defendant stopped paying for health insurance. All of the above amounts shall be designated as ALIMONY AND SUPPORT and are REDUCED TO JUDGMENT, collectible by all lawful means. Effective 11/1/19, Defendant shall pay Plaintiff ALIMONY AND SUPPORT in the amount of \$3,110.00 per month, payable on or before the first day of each month. The ATTORNEY'S FEES that were previously*

# CASE SUMMARY

CASE NO. D-18-577701-Z

awarded to Plaintiff shall be REDUCED TO JUDGMENT, collectible by all lawful means. Plaintiff is entitled to additional fees not previously awarded. Counsel for Plaintiff shall submit a Memorandum of Fees and Costs for the additional amount. Mr. Mills shall have an opportunity to file an objection. Should Plaintiff find it necessary to obtain an annuity or other vehicle for income, that can go towards Plaintiff's need when she seeks to modify alimony. Defendant is in contempt for failure to pay the \$1,500.00 monthly house payment. Defendant is in arrears for ALIMONY AND SUPPORT in the amount of \$42,000.00, plus the attorney's fees previously awarded, and sanctions in the amount of \$1,000.00 (\$500.00 per month x two months). Should Defendant file an appeal, there will be no stay until Defendant posts a supersedeas bond in an amount of no less than \$64,000.00. Ms. Lambertsen shall prepare the Findings of Fact, Conclusion of Law and Order from today's hearing; Mr. Mills shall review and sign off. Mr. Mills may propose additional findings he believes are appropriate.;

Matter Heard

10/21/2019 **Opposition & Countermotion** (9:00 AM) (Judicial Officer: Hardcastle, Kathy)  
Defendant's Opposition to Plaintiff's Motion for Reconsideraion and Countermotion for Fees  
Denied;  
Denied


10/21/2019 **Opposition & Countermotion** (9:00 AM) (Judicial Officer: Hardcastle, Kathy)  
Plaintiff's Opposition to Defendant's Motion on Order Shortening Time to Reconsider Denial of Defendant's Audiovisual Appearance Request and Countermotion for Attorney Fees and Costs  
Granted;  
Granted

10/21/2019 **Motion** (9:00 AM) (Judicial Officer: Hardcastle, Kathy)  
Grady Byrd's Motion on Order Shortening Time to Reconsider Denial of Audiovisual Appearance Request  
Denied;  
Denied


10/21/2019 **Motion** (9:00 AM) (Judicial Officer: Hardcastle, Kathy)  
Caterina Byrd's Motion for Reconsideration, Summary Judgment, Joinder and to Continue the Evidentiary Hearing  
Denied;  
Denied

10/21/2019 **Hearing** (9:00 AM) (Judicial Officer: Hardcastle, Kathy)  
Order to Show Cause  
Matter Heard;  
Matter Heard

10/21/2019 **Non-Jury Trial** (9:00 AM) (Judicial Officer: Hardcastle, Kathy)  
EH (HD, #1) RE: Property Division and Military Retirement Payment.  
Decision Made;  
Decision Made

10/17/2019  **Calendar Call** (10:00 AM) (Judicial Officer: Hardcastle, Kathy)  
Matter Heard;  
Journal Entry Details:  
Anita Webster, Esq., present as co-counsel for Plaintiff. Gregory Mills, Esq., present on behalf of Attorney Byron Mills for Petitioner Grady Byrd (Defendant). Upon Court's inquiry, Ms. Lambertsen confirmed Defendant has not been paying the monthly amount he was ordered to pay. Court noted, Defendant left the country a long time ago with no intent to come back. COURT ORDERED, the Evidentiary Hearing on 10/21/19 at 9:00 AM shall go forward without Defendant's appearance. Plaintiff shall be prepared to request appropriate sanctions, and the Court will issue its decision at that time.;

Matter Heard

10/11/2019  **All Pending Motions** (1:00 PM) (Judicial Officer: Fic, Holly)  
10/11/19

## MINUTES

Matter Heard;  
Journal Entry Details:

DEFT'S MOTION FOR PROTECTIVE ORDER PURSUANT TO NRCP 26(C) AND FOR ATTORNEY'S FEES... PLTF'S RE-NOTICE OF MOTION TO COMPEL DEFT'S RESPONSES

# CASE SUMMARY

CASE No. D-18-577701-Z

TO DISCOVERY AND REQUEST FOR SANCTIONS AND ATTY'S FEES...PLTF'S  
OPPOSITION TO DEFT'S MOTION FOR PROTECTIVE ORDER PURSUANT TO NRCP 26  
(C) AND FOR ATTORNEY FEES AND PLTF'S COUNTERMOTION TO COMPEL DEFT'S  
RESPONSES TO DISCOVERY, AND SANCTIONS AND ATTORNEY FEES...DEFT'S REPLY  
TO PLAINTIFF'S OPPOSITION TO DEFT'S MOTION FOR PROTECTIVE ORDER AND  
DEFT'S OPPOSITION TO PLTF'S MOTION TO COMPEL DISCOVERY Arguments by  
counsel. Counsel advised they are trying to resolve life insurance issue. COMMISSIONER  
RECOMMENDED, Medical records are relevant for the month of June 2014 at the time of  
signing the Joint Petition because of the disability versus retirement contemplation issue.  
Nothing post-divorce is relevant up until September 1, 2018 forward, and that is relevant to  
issue of attorney's fees. Pursuant to reading of 1/23/19 minutes, financials are relevant from  
January 2018 forward. Accounts of the wife and/or daughter are only relevant if Defendant's  
name is on accounts, or if his name was on the accounts and he removed his name. Defendant's  
counsel is to endeavor to do his best to get everything to Plaintiff's counsel by 10/17/19.  
Everything may be kept for attorneys' eyes only if there are concerns about dissemination.  
Issue of attorneys' fees DEFERRED to the time of trial. Court FINDS both sides had valid  
arguments. Each side reserves the right to request attorney's fees for having to deal with  
today's discovery matters based on what the judge decides and looks at. Plaintiff's counsel is to  
prepare Report and Recommendation (R&R) and send it to Mr. Mills to review and sign off.  
Status check SET 11/1/19 at 1:30 p.m. regarding submission of R&R. Status check will be  
vacated if R&R is submitted by 10/30/19. ;  
Matter Heard

- 10/11/2019 **Hearing (1:00 PM)** (Judicial Officer: Fic, Holly)  
*Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion to Compel Defendant's  
Responses to Discovery and Request for Sanctions and Attorney Fees*  
Matter Heard;  
Matter Heard
- 10/11/2019 **Hearing (1:00 PM)** (Judicial Officer: Fic, Holly)  
*Defendant's Reply to Plaintiff's Opposition to Defendant's Motion for Protective Order and  
Defendant's Opposition to Plaintiff's Motion to Compel Discovery*  
Matter Heard;  
Matter Heard
- 10/11/2019 **Opposition & Countermotion (1:00 PM)** (Judicial Officer: Fic, Holly)  
*Plaintiff's Opposition to Defendant's Motion for Protective Order Pursuant to NRCP 26(c) and  
for Attorney Fees and Plaintiff's Countermotion to Compel Defendant's Responses to  
Discovery, and Sanctions and Attorney Fees*  
Matter Heard;  
Matter Heard
- 10/11/2019 **Motion (1:00 PM)** (Judicial Officer: Fic, Holly)  
*Pltf's Re-Notice of Motion to Compel Deft's Responses to Discovery and Request for Sanctions  
and Atty's Fees*  
Granted in Part;  
Granted in Part
- 10/11/2019 **Motion (1:00 PM)** (Judicial Officer: Fic, Holly)  
*Defendant's Motion for Protective Order...Pursuant to NRCP 26(C) and for Attorney's Fees*  
Granted in Part;  
Granted in Part
- 09/26/2019 **CANCELED Motion (10:00 AM)** (Judicial Officer: Forsberg, Rhonda K.)  
*Vacated - per Clerk*  
*Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions  
and Attorney Fees*
- 09/13/2019  **Minute Order (7:30 AM)** (Judicial Officer: Forsberg, Rhonda K.)  
Minute Order - No Hearing Held;  
Journal Entry Details:  
*After a review of the file, an Order Shortening Time on Plaintiff's Motion to Compel  
Defendant's Responses to Discovery and Request for Sanctions and Attorney's Fees was  
submitted to Department G and signed by Department G in error. An Order Shortening Time  
on Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions  
and Attorney's Fees must be submitted to Discovery (Family) instead of Department G. The  
hearing on Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for  
Sanctions and Attorney's Fees currently scheduled for September 26, 2019 at 10:00 AM before  
Department G will be vacated. It is hereby ORDERED that the Order Shortening Time filed on*



# CASE SUMMARY

CASE NO. D-18-577701-Z

09/13/2019 be STRICKEN. It is FURTHER ORDERED that the hearing on Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney's Fees currently scheduled for September 26, 2019 at 10:00 AM before Department G be VACATED. Plaintiff must submit a new Order Shortening Time on Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney's Fees to Discovery (Family). CLERK'S NOTE: On 9/13/19, a copy of this Minute Order was placed in the attorney folder of Jeanne Lambertsen and Byron Mills. (vp);  
Minute Order - No Hearing Held

08/12/2019



**Minute Order** (11:30 AM) (Judicial Officer: Forsberg, Rhonda K.)

Minute Order - No Hearing Held;

Journal Entry Details:

After a review of the file, the Court failed to issue deadlines for the upcoming October 21, 2019 Order to Show Cause non-jury trial scheduled for 9:00 A.M. NOW THEREFORE; IT IS HEREBY ORDERED, ADJUDGED, and DECREED that the discovery deadline for the upcoming October 21, 2019 Order to Show Cause non-jury trial at 9:00 AM will be two (2) weeks before trial, or October 7, 2019. Exhibits and pre-trial memorandums will be due at the time of the Calendar Call on October 17, 2019 at 10:00 AM. The clerk will send a copy of this Minute Order to both parties. CLERK'S NOTE: On 8/12/19, a copy of this Minute Order was mailed to the parties at their respective address on record and placed in the attorney folder of Jeanne Lambertsen and Byron Mills. (vp);  
Minute Order - No Hearing Held

07/18/2019



**Motion** (9:00 AM) (Judicial Officer: Forsberg, Rhonda K.)

Plaintiff's Emergency Motion for an Order to Show Cause why the Defendant Should not be Held in Contempt of Court and for Attorney Fees and Costs

## MINUTES

Granted;

Journal Entry Details:

PLAINTIFF'S EMERGENCY MOTION FOR AN ORDER TO SHOW CAUSE WHY THE DEFENDANT SHOULD NOT BE HELD IN CONTEMPT OF COURT AND FOR ATTORNEY'S FEES AND COSTS Court noted, no opposition has been filed. Court further noted, the Court Clerk attempted to reach Defendant at the phone number he provided to the Court, but the call failed to go through to the international number. Ms. Lambertsen requested an Order to Show Cause for Defendant's failure to pay Plaintiff \$3,000.00 per month pending the Evidentiary Hearing and \$5,000.00 in attorney's fees, which was due on June 6, 2019. Defendant is \$6,000.00 in arrears (\$3,000.00 for June and \$3,000.00 for July). Ms. Lambertsen requested sanctions in the amount of \$500.00 for each violation (failure to pay for June, failure to pay for July, and failure to pay attorney's fees) for a total of \$1,500.00. Ms. Lambertsen requested Defendant be ordered to pay the additional \$1,500.00 Defendant was ordered to pay towards the mortgage effective 2/1/19. Defendant is in arrears in the amount of \$6,000.00 for February, 2019 through May, 2019. Ms. Lambertsen argued the arrears the Court was deferring to the time of the Evidentiary Hearing were for the period from September, 2018 through January of 2019 (the prior Court Order). Mr. Lambertsen requested additional sanctions in the amount of \$2,000.00 for each instance of non-payment (February, March, April and May). Ms. Lambertsen requested additional fees and costs for having to bring the Motion before the Court. Ms. Mills stated Defendant informed him he is not going to pay until the Evidentiary Hearing. Further, he doesn't know if he will be staying on as counsel for Defendant as there have been some communication issues. COURT ORDERED, an Order to Show Cause is GRANTED. Defendant shall show cause as why he should not be held in Contempt of Court for his blatant disregard of the Court's Orders. Order to Show Cause shall be set for 10/21/19 at 9:00 AM to be heard at the time of the Evidentiary Hearing. If counsel can determine the bank where the annuity originates, counsel may obtain a garnishment for the totality of the arrears. In the alternative, the issue shall be DEFERRED to the time of Trial. Additional ATTORNEY'S FEES are awarded in favor of Plaintiff against Defendant in the amount of \$1,500.00. Ms. Lambertsen shall prepare the Order to Show Cause.;

Granted

05/22/2019



**All Pending Motions** (9:00 AM) (Judicial Officer: Forsberg, Rhonda K.)

Matter Heard;

Journal Entry Details:

MOTION: DEFENDANT'S MOTION FOR RECONSIDERATION...OPPOSITION & COUNTERMOTION: PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION FOR RECONSIDERATION AND COUNTERMOTION...HEARING: PETITIONER GRADY BYRD, REPLY AND OPPOSITION For purposes of the Minute Order, Petitioner Caterina Byrd will



# CASE SUMMARY

CASE NO. D-18-577701-Z

be referred to as the Plaintiff and Grady Byrd as the Defendant. Court reviewed the history and the documents in the case. Attorney Mills advised the Court Mr. Bryd was not present due to a medical issue preventing him from flying, and noted, Defendant provided a Dr's note that stated he should not be traveling. Objection by Attorney Lambertsen. COURT NOTED, his presence is waived today, however, will not be waived for Evidentiary Hearing. Arguments by Counsel. COURT FINDS, Judge Hardcastle's ruling that the Parties Marital Settlement Agreement is for Alimony is incorrect. The Party's agreement is a property division. COURT ORDERED, The Motion for Reconsideration is Granted in Part and Denied in Part. Effective June 1, 2019, DEFENDANT shall make mortgage payments to PLAINTIFF in the amount of \$1,500.00 per month. DEFENDANT shall PAY \$5000.00 in attorney's fees to attorney Jeanne Lambertsen within the next TWO WEEKS. DEFENDANT has the duty and shall put PLAINTIFF on the SURVIVOR BENEFIT PLAN, which shall be PREPARED and SUBMITTED within 30 DAYS from today The Plaintiff's Countermotion regarding Contempt of Court shall be DEFERRED to Trial. Defendant's Arrearages of \$27,000.00 resulting from no-payment of the \$1,500.00 in Mortgage Payments to Plaintiff shall be DEFERRED to trial The Addendum Defendant added to his Life Insurance Plan to include his new wife shall be DEFERRED to trial. Attorney's Fees shall be DEFERRED to Trial. Defendant's Presence is WAIVED for Calendar Call. DISCOVERY is OPEN. CALENDAR CALL SET 10-17-19 at 11:00 am in Department G. NON JURY TRIAL SET 10-21-19 at 9:00 am, (HD, #1) in Department G. Attorney Mills shall prepare the Order.;

Matter Heard

05/22/2019 **Hearing (9:00 AM)** (Judicial Officer: Forsberg, Rhonda K.)

Petitioner Grady Byrd, Reply and Opposition

Matter Heard;

Matter Heard

05/22/2019 **Opposition & Countermotion (9:00 AM)** (Judicial Officer: Forsberg, Rhonda K.)

Plaintiff's Opposition to Defendant's Motion for Reconsideration and Countermotion

Matter Heard;

Matter Heard

05/22/2019 **Motion (9:00 AM)** (Judicial Officer: Forsberg, Rhonda K.)

Defendant's Motion for Reconsideration

Matter Heard;

Matter Heard


05/17/2019  **Minute Order (10:00 AM)** (Judicial Officer: Forsberg, Rhonda K.)

Minute Order - No Hearing Held;

Journal Entry Details:

The Court NOTES that Defendant filed Exhibits to Defendant's Reply to Plaintiff's Opposition to Defendant's Motion for Reconsideration on May 14, 2019. The Court FURTHER NOTES that sensitive information including the dates of birth and the Social Security numbers of both parties are listed in the Exhibits without being redacted. NOW THEREFORE; IT IS HEREBY ORDERED, ADJUDGED, and DECREED that Defendant's Exhibits to Defendant's Reply to Plaintiff's Opposition to Defendant's Motion for Reconsideration is hereby STRICKEN from the record in full. Defendant must refile the Exhibits with all sensitive information redacted regarding both parties should Defendant want the Court to consider or review them in the future. ;

Minute Order - No Hearing Held

05/02/2019  **Status Check (11:00 AM)** (Judicial Officer: Bixler, James)

SC RE: DISCOVERY

Matter Heard;

Journal Entry Details:

STATUS CHECK RE: DISCOVERY Ms. Lambertsen noted her concerns regarding Defendant's absence today, and that Defendant filed a Notice of Intent to Appear Telephonically for the 5/22/19 hearing. Mr. Mills noted he received notice two days ago that Defendant has a medical issue and is unable to be here today, and he advised Defendant to send him medical records. Court NOTED it is not pleased that Defendant is not present today. With regard to discovery, Mr. Mills advised he has responded to everything and discovery is being done. Mr. Mills advised he expects to respond to requests for clarification and any further requests. Statement by Ms. Lambertsen. Ms. Lambertsen advised she is seeking information from federal departments. Upon Court's inquiry, Mr. Mills advised he has responded to everything and if he can get more information he will. COURT ORDERED, Defendant is required to be present in person for the 5/22/19 hearing. The consequences will be grave if he is not. Request for telephonic appearance is DENIED. Court finds Defendant is

# CASE SUMMARY

CASE NO. D-18-577701-Z

*making a good faith effort to comply with discovery. Mr. Mills is to accomplish what he can between now and the 5/22/19 hearing. Any issues left over with regard to discovery will be before the Court on 5/22/19.;*

*Matter Heard*

02/19/2019 **CANCELED Review** (2:00 AM) (Judicial Officer: Steel, Cynthia Dianne)

*Vacated - per Clerk*

*CHAMBER REVIEW RE: ORDER FROM 1-23-19 HEARING*

01/23/2019 **Hearing** (10:30 AM) (Judicial Officer: Hardcastle, Kathy)

*Reply To Opposition And/Or Countermotion*

*Matter Heard; See Minutes under Motion 1/23/2019*

*Matter Heard*

01/23/2019  **Motion** (10:30 AM) (Judicial Officer: Hardcastle, Kathy)

*Events: 12/18/2018 Order Granting*

*PLAINTIFF'S MOTION TO ENFORCE THE DECREE OF DIVORCE CONTINUED FROM 11-27-18*

## MINUTES

 **Order Granting**

*Filed by: Petitioner Byrd, Grady Edward*

*Order Granting Continuance*

*See Order Granting Continuance filed by Deft*

*Matter Heard;*

*Journal Entry Details:*

**MOTION: PLAINTIFF'S MOTION TO ENFORCE THE DECREE OF DIVORCE CONTINUED FROM 11-27-18,,,REPLY TO OPPOSITION / COUNTERMOTION** Argument by Attorney Lambertson regarding Defendant's non-payment of the \$1,500.00 Alimony which is currently in arrears in the amount of \$7,500.00 since August of 2018, and arrearages in the amount of \$7,500.00 for Plaintiff's portion of Defendant's US Army Pension to be paid in the amount of \$1,500.00 monthly. Plaintiff's interest in insurance policies, Military Health care and long-term health care and other accounts or policies awarded to Plaintiff in the Decree that have either been lost or lapsed, or moved to different accounts by Defendant. Further Argument regarding Attorney's Fees and Costs and contempt of Court. Argument in opposition by Defendant. COURT NOTED, the Court reviewed the Motions and reviewed the Parties' Decree. Within the Decree there is language that provides for \$1,500.00 to be paid to Plaintiff for life that can be changed when her financial condition improves or if the marital house is sold. The Court deems that the \$1,500.00 to Plaintiff is and should be deemed ALIMONY. COURT FINDS, Defendant has no right to unilaterally stop the payments to Plaintiff. Even though Defendant's payment status has changed, Defendant is still responsible in the Decree to pay the Plaintiff. COURT FURTHER FINDS, Plaintiff had an obligation to follow up on some of the health care policies and other items, therefore it is not necessarily something Defendant is going to be solely responsible for and Parties may need an Evidentiary Hearing. Defendant sworn and testified. COURT ORDERED, DISCOVERY IS OPEN DEFENDANT shall make himself AVAILABLE for a DEPOSITION with PLAINTIFF'S ATTORNEY. DEFENDANT shall PROVIDE PLAINTIFF with the FEDERAL EMPLOYEES RETIREMENT SYSTEM PLAN within 10 DAYS. DEFENDANT shall COOPERATE in any manner needed in order for the insurance company to keep Plaintiff informed that the premiums are being paid. DEFENDANT has an ONGOING OBLIGATION to PAY the INSURANCE PREMIUM and keep it UP TO DATE. DEFENDANT shall be HELD in CONTEMPT of COURT for FAILURE to do so. DEFENDANT shall PROVIDE COPIES OF STATEMENTS from the LAST YEAR OF ALL ACCOUNTS in which DEFENDANT has RECEIVED MONEY, INCLUDING ANNUITY payments. Defendant shall provide DOCUMENTS showing where MONIES ORIGINATED, where and when ANNUITIES were PURCHASED and ANY OTHER ACCOUNTS Defendant is RECEIVING MONIES from. Defendant shall PROVIDE copies of ANY INSURANCE POLICIES and DOCUMENTATION showing PAYMENT on those POLICIES. Defendant shall PROVIDE INFORMATION regarding ANY UNDISCLOSED ACCOUNTS accrued BEFORE the DIVORCE. DEFENDANT shall PROVIDE PROPER DOCUMENTATION of any other INCOME including FEDERAL RETIREMENT PLANS and any other PLANS DEFENDANT had set up at the time of the DIVORCE. DEFENDANT shall be HELD IN CONTEMPT of COURT if he does not PROVIDE APPROPRIATE DOCUMENTATION as requested by the Court and shall be placed in CUSTODY. DEFENDANT'S OBLIGATIONS to PLAINTIFF in the DECREE of DIVORCE shall STAND. Defendant shall PAY PLAINTIFF \$1500.00 PER MONTH as PLAINTIFF'S SHARE of the Military Benefits and \$1500.00 PER MONTH in SPOUSAL SUPPORT payments. ATTORNEY FEES IN THE AMOUNT \$7,000.00 shall be

**CASE SUMMARY****CASE No. D-18-577701-Z**

*PAID FROM DEFENDANT to PLAINTIFF within the next 45 DAYS. DEFENDANT'S ARREARS and ATTORNEY'S FEES shall be REDUCED TO JUDGMENT: ARREARAGES in SPOUSAL SUPPORT of \$7,500.00 from August 2018 to January 2019. ARREARAGES in PLAINTIFF'S HALF of Defendant's Military Benefits of \$7,500.00 from August 2018 to January 2019. ATTORNEY'S FEES in the amount of \$7,000.00. EFFECTIVE January 15, 2019, DEFENDANT shall PAY PLAINTIFF \$4,500.00 PER MONTH EACH MONTH on the 15th of the MONTH until DEFENDANT has the \$22,000.00 in ARREARS CAUGHT UP. DEFENDANT shall DEPOSIT the \$4,500.00 into PLAINTIFF'S Bank of America ACCOUNT which was placed on the Record. Defendant was provided a voided check IN OPEN COURT to set up automatic deposits. DEFENDANT shall be HELD in CONTEMPT of COURT if he does not PAY Plaintiff the \$4,500.00 per Month and CATCH UP on the PAYMENTS due to the PLAINTIFF. The \$3,000.00 MONTHLY OBLIGATION shall CONTINUE TO ACCRUE as the \$4,500.00 monthly payments are being made. CONTEMPT of COURT shall be DEFERRED. If DEFENDANT FAILS to PAY PLAINTIFF or if he FAILS to CATCH UP the ARREARAGES or PAY ATTORNEY'S FEES, PLAINTIFF'S Motion for Contempt of Court may be RENEWED. DEFENDANT shall NOT MISS ONE (1) more PAYMENT to Plaintiff. Should Defendant miss a Payment and the Court finds Defendant is in Contempt, the Court will incarcerate Defendant. PLAINTIFF can file a Motion for Contempt and the Court will incarcerate Defendant if found in contempt. EITHER PARTY shall NOT CHANGE anything from the BANK ACCOUNTS AND BOTH PARTIES shall have ONLINE ACCESS to the BANK ACCOUNTS; USER NAMES and PASSWORDS SHALL NOT BE CHANGED BY EITHER PARTY. PLAINTIFF shall take a copy of the Parties Divorce Decree in order to go and inquire regarding the Insurance Policies and other benefits that she may be entitled to under the Decree. DEFENDANT is to COOPERATE if a RELEASE or CONSENT is needed for Plaintiff to get the information she needs. STATUS CHECK RE: DISCOVERY set on 5-2-19 at 11:00 am in Department G. Attorney Lambertson to Prepare the Order. CHAMBER REVIEW RE: ORDER from (1-23-19 hearing) set for 2-19-19 CLERK'S NOTE: Minutes Amended to include the Opposition and Countermotion in the heading as heard on 1-23-29 as it was miscallendared on 1-23-2018 (4-27-2020) ad.;*

*Matter Heard*

12/26/2018

**CANCELED Review** (2:00 AM) (Judicial Officer: Steel, Cynthia Dianne)*Vacated - Moot**CHAMBER REVIEW RE: ORDER FROM 11-27-18 HEARING*

11/27/2018

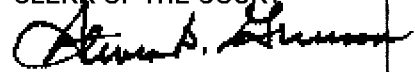
**Motion** (10:30 AM) (Judicial Officer: Steel, Cynthia Dianne)*Events: 10/16/2018 Motion to Enforce**Pltf's Motion to Enforce the Decree of Divorce***MINUTES****Motion to Enforce***Filed by: Petitioner Byrd, Caterina**Motion to Enforce the Decree of Divorce**Matter Heard;**Journal Entry Details:*

*PLAINTIFF'S MOTION TO ENFORCE THE DECREE OF DIVORCE For purposes of the Minute Order, Petitioner Caterina Byrd will be referred to as the Plaintiff and Grady Byrd as the Defendant. The Court heard the matters on calendar today. Court noted there has been no response from Defendant. Attorney Lambertsen advised this matter was filed in Churchill County, even though parties live in Clark County and advised the Court, this is a post divorce action. Court heard the matters on calendar. Attorney Lambertsen requested temporary Orders. Court noted the exhibits filed with the Motion were stricken. COURT ORDERED, Defendant shall PROVIDE ALL DOCUMENTS that SUPPORT all aspects that support his version of his INCOME; including but not limited to DFAS Statement showing monthly income, the VA Statement from the Department of Defense, and the FERS Statement. The Department of the Army. In addition, the U.S. Military health care, the long term health Insurance, and other insurance policies, and the Department of Finance and Accounting Services related to the QDRO. Request for Attorney Fees for today's hearing are RESERVED until time of the 12-28-18 hearing. Matter CONTINUED to 12-18-18 at 3:30 pm in Department G. Unbundled Order FILED IN OPEN COURT. Attorney Lambertsen shall prepare an appropriate Order, obtain approval from opposing Counsel, and submit it to the Court pursuant to Rule 7.21 and Rule 7.24. Rule 7.21 The counsel obtaining any order, judgment or decree must furnish the form of the same to the clerk or judge in charge of the court within 10 days after counsel is notified of the ruling, unless additional time is allowed by the court. Rule 7.24 Any order, judgment or decree which has been signed by a judge must be filed with the clerk of the court promptly. No attorney may withhold or delay the filing of any*

**CASE SUMMARY**

**CASE NO. D-18-577701-Z**

*such order, judgment or decree for any reason, including the nonpayment of attorney's fees. If there is a conflict regarding the wording of the Minute Order, the video record prevails as the official record. NRS 3.380 (6) In civil and criminal cases when the court has ordered the use of such sound recording equipment, any party to the action, at the party's own expense, may provide a certified court reporter to make a record of and transcribe all the matters of the proceeding. In such a case, the record prepared by sound recording is the official record of the proceedings, unless it fails or is incomplete because of equipment or operational failure, in which case the record prepared by the certified court reporter shall be deemed, for all purposes, the official record of the proceedings. [emphasis added] [7:52:1907; added 1949, 506; 1943 NCL 8460.01] (NRS A 1995, 1594; 2007, 1036; 2011, 673).e Preparation Order FILED IN OPEN COURT. CHAMBER REVIEW RE: Order (11-27-18 hearing) set for 12-26-18 at 2:00 AM;*  
*Matter Heard*



1 **JUDG**  
2 **WEBSTER & ASSOCIATES**  
3 ANITA A. WEBSTER, ESQ.  
4 Nevada Bar No. 1221  
5 JEANNE F. LAMBERTSEN, ESQ.  
6 Nevada Bar No. 9460  
7 6882 Edna Ave.  
8 Las Vegas, Nevada 89146  
9 Tel No: (702) 562-2300  
0 Fax No: (702) 562-2303  
1 e-mail: [anitawebster@embarqmail.com](mailto:anitawebster@embarqmail.com)  
2 e-mail: [jlambertsen@embarqmail.com](mailto:jlambertsen@embarqmail.com)  
3 Attorney for Plaintiff unbundled

4 DISTRICT COURT

5 CLARK COUNTY, NEVADA

6 CATERINA ANGELA BYRD

7 Plaintiff,

8 v.

9 GRADY EDWARD BYRD

0 Defendant.

1 CASE NO.: D-18-577701-Z  
2 DEPT NO.: G

3 **JUDGMENT FOR ATTORNEY**  
4 **FEES**

5 This matter having come before the Court on October 21, 2019, at 9:00  
6 a.m., for an Evidentiary Hearing regarding the mortgage payment and the military  
7 retirement payment, hearing on the Plaintiff's Order to Show Cause why the  
8 Defendant should not be held in contempt of court, hearing on Plaintiff's Motion  
9 for Reconsideration, Summary Judgment, and Fees; and Defendant's Opposition  
0 to Plaintiff's Motion for Reconsideration and Countermotion for Fees, hearing on  
1 Defendant's Motion on Order Shortening Time to Reconsider Denial of  
2 Audiovisual Appearance Request, Plaintiff's Opposition to Defendant's Motion on  
3 Order Shortening Time to Reconsider Denial of Defendant's Audiovisual

RECEIVED

FEB 19 2020

1 Appearance Request, and Countermotion for Fees. Plaintiff, Caterina Angela  
2 Byrd (hereinafter "Caterina" or "Plaintiff"), appearing by and through her  
3 attorneys, ANITA A. WEBSTER, ESQ., and JEANNE F. LAMBERTSEN, ESQ.,  
4 of the law firm of WEBSTER & ASSOCIATES and Defendant, Grady Edward  
5 Byrd (hereinafter "Grady" or "Defendant"), not present and appearing by and  
6 through his attorney, BYRON L. MILLS, ESQ., of MILLS & ANDERSON LAW  
7 GROUP.  
8

9 The court having reviewed the pleadings and papers on file herein including  
10 the Pre-Trial Memorandums filed by the parties prior to Trial, after considering  
11 and weighing the credibility of the witness and the exhibits admitted into  
12 evidence, and after further considering the closing arguments of counsel, and  
13 good cause appearing, the Court made Findings of Fact, Conclusions of Law,  
14 and Orders filed on or about January 23, 2020, which included, but not limited,  
15 to the following:  
16

17 **IT IS FURTHER ORDERED** that Plaintiff is entitled to  
18 additional fees not previously awarded. Counsel for  
19 Plaintiff shall submit a Memorandum of Fees and Costs  
20 for the additional amount. Counsel for Defendant, Mr.  
21 Mills, shall have an opportunity to file an objection.

22 The Court having considered the Defendant's, Caterina Byrd's  
23 Memorandum of Fees and Costs filed on or about November 25, 2019, the  
24 Plaintiff's Opposition thereto filed on or about December 4, 2019, and the  
25 Defendant's Reply filed on or about December 16, 2019, and good cause  
26 appearing, an award of attorneys' fees and cost is reasonable based on NRS  
27 125.150(4), NRS 125.040, NRS 18.010, Hornwood v. Smith's Food King, 105  
28

Nev. 188, 192, 772 P.2d 1284 (1989) (quoting Women's Federal S & L Ass'n. v. Nevada Nat. Bank, 623 F.Supp. 469, 470 (D.Nev.1985), and the Brunzell factors. Pursuant to Brunzell v. Golden Gate Nat'l Bank, 85 Nev. 345 (1969), the Court has taken into consideration the following factors in determining the award of attorneys' fees; (1) The qualities of the advocate(s): Ms. Webster has been practicing law for 34 years and Ms. Lambertsen has been practicing law for 14 years; the law firm's practice is dedicated to family law. (2) The character and difficulty of the work performed: The intricacy, importance, time and skill required to prepare the papers, pleadings, attend the hearings and prepare and perform an Evidentiary Hearing in this case between July 19, 2019, through October 21, 2019 is moderate too difficult. (3) The work actually performed by the attorneys and paralegals: between July 19, 2019 through October 21, 2019, approximately 125.3 hours were spent by counsel and 9.7 hours were spent by the paralegals, (4) The result obtained was favorable to the Plaintiff, Caterina Byrd, on a number of issues.

The Court notes that the Plaintiff's Memorandum of Fees and Costs filed on or about November 25, 2019 states that Plaintiff's fees and costs are from the date of July 19, 2019, through the Evidentiary Hearing on October 21, 2019. The Memorandum of fees and costs do not cover the preparation of the Memorandum of Fees and Costs filed on or about November 25, 2019 or this instant Judgment:

53.30 hours for Sr. Attorney, Ms. Webster at \$350 per hour.....	\$18,655.00
72.00 hrs for Assoc. Attorney, Ms. Lambertsen at \$295 per hour .	\$21,240.00
9.70 hours of paralegal time at \$125.00 per hour . . . . .	\$1,212.50



1 TOTAL FEES ..... \$41,107.50

2 TOTAL COSTS ..... \$924.75

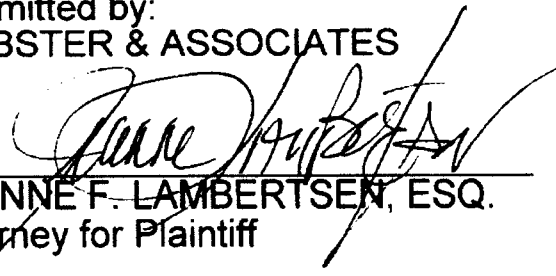
3 **IT IS HEREBY ORDERED** that attorney fees and costs are awarded to the  
4 Plaintiff, Caterina Byrd, in the amount of \$ 42,031.75 *El*

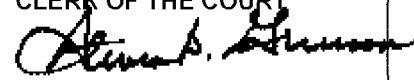
6 **IT IS HEREBY FURTHER ORDERED** that this amount is reduced to  
7 Judgment subject to interest on the unpaid balance at the interest rate pursuant  
8 to NRS 99.040 and is collectible by any lawful means.

10 **DATED** this 12 day of March 2020.

11   
12 **DISTRICT COURT JUDGE**

14 Submitted by:  
15 **WEBSTER & ASSOCIATES**

16   
17 **JEANNE F. LAMBERTSEN, ESQ.**  
18 **Attorney for Plaintiff**



1 **NEO**  
2 **WEBSTER & ASSOCIATES**  
3 ANITA A. WEBSTER, ESQ.  
4 Nevada Bar No. 1221  
5 JEANNE F. LAMBERTSEN, ESQ.  
6 Nevada Bar No. 9460  
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11 e-mail: [anitawebster@embarqmail.com](mailto:anitawebster@embarqmail.com)  
12 e-mail: [jlambertsen@embarqmail.com](mailto:jlambertsen@embarqmail.com)  
13 Unbundled Attorney for Plaintiff

14 DISTRICT COURT

15 CLARK COUNTY, NEVADA

16 CATERINA ANGELA BYRD )

17 Plaintiff, )

18 v. )

19 GRADY EDWARD BYRD )

20 Defendant. )

CASE NO.: D-18-577701-Z  
DEPT NO.: G

**NOTICE OF ENTRY OF JUDGMENT  
FOR ATTORNEY FEES**

21 PLEASE TAKE NOTICE that a Judgment for Attorney Fees was entered in  
22 the above-entitled action on the 17<sup>th</sup> day of March, 2020 a copy of which is  
23 attached.

24 Dated this 17<sup>th</sup> day of March, 2020.

25 **WEBSTER & ASSOCIATES**

26   
27 JEANNE F. LAMBERTSEN, ESQ.  
28 Unbundled Attorney for Plaintiff

**Certificate of Service**

Pursuant to NRCP 5(b), I certify that I am employed in the Law Offices of  
WEBSTER & ASSOCIATES, and that on this 18<sup>th</sup> day of March, 2020, I  
caused the above and foregoing document to be served as follows:

[ X ] by mandatory electronic service through the Eighth Judicial District  
Court's electronic filing system;

To the attorney(s)/person(s) listed below at the address, email address, and/or  
facsimile number indicated below:

Byron Mills, Esq.  
Modonnell@millsnv.com  
*Attorney for Defendant*

  
An employee of Webster & Associates



1 **JUDG**  
2 **WEBSTER & ASSOCIATES**  
3 ANITA A. WEBSTER, ESQ.  
4 Nevada Bar No. 1221  
5 JEANNE F. LAMBERTSEN, ESQ.  
6 Nevada Bar No. 9460  
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11 e-mail: [anitawebster@embarqmail.com](mailto:anitawebster@embarqmail.com)  
12 e-mail: [jlambertsen@embarqmail.com](mailto:jlambertsen@embarqmail.com)  
13 Attorney for Plaintiff unbundled

14 **DISTRICT COURT**

15 **CLARK COUNTY, NEVADA**

16 CATERINA ANGELA BYRD

17 Plaintiff,

18 v.

19 GRADY EDWARD BYRD

20 Defendant.

21 CASE NO.: D-18-577701-Z  
22 DEPT NO.: G

23 **JUDGMENT FOR ATTORNEY**  
24 **FEES**

25 This matter having come before the Court on October 21, 2019, at 9:00  
26 a.m., for an Evidentiary Hearing regarding the mortgage payment and the military  
27 retirement payment, hearing on the Plaintiff's Order to Show Cause why the  
28 Defendant should not be held in contempt of court, hearing on Plaintiff's Motion  
for Reconsideration, Summary Judgment, and Fees; and Defendant's Opposition  
to Plaintiff's Motion for Reconsideration and Countermotion for Fees, hearing on  
Defendant's Motion on Order Shortening Time to Reconsider Denial of  
Audiovisual Appearance Request, Plaintiff's Opposition to Defendant's Motion on  
Order Shortening Time to Reconsider Denial of Defendant's Audiovisual

RECEIVED

FEB 19 2020

1 Appearance Request, and Countermotion for Fees. Plaintiff, Caterina Angela  
2 Byrd (hereinafter "Caterina" or "Plaintiff"), appearing by and through her  
3 attorneys, ANITA A. WEBSTER, ESQ., and JEANNE F. LAMBERTSEN, ESQ.,  
4 of the law firm of WEBSTER & ASSOCIATES and Defendant, Grady Edward  
5 Byrd (hereinafter "Grady" or "Defendant"), not present and appearing by and  
6 through his attorney, BYRON L. MILLS, ESQ., of MILLS & ANDERSON LAW  
7 GROUP.  
8

9 The court having reviewed the pleadings and papers on file herein including  
10 the Pre-Trial Memorandums filed by the parties prior to Trial, after considering  
11 and weighing the credibility of the witness and the exhibits admitted into  
12 evidence, and after further considering the closing arguments of counsel, and  
13 good cause appearing, the Court made Findings of Fact, Conclusions of Law,  
14 and Orders filed on or about January 23, 2020, which included, but not limited,  
15 to the following:  
16

17 **IT IS FURTHER ORDERED** that Plaintiff is entitled to  
18 additional fees not previously awarded. Counsel for  
19 Plaintiff shall submit a Memorandum of Fees and Costs  
20 for the additional amount. Counsel for Defendant, Mr.  
21 Mills, shall have an opportunity to file an objection.

22 The Court having considered the Defendant's, Caterina Byrd's  
23 Memorandum of Fees and Costs filed on or about November 25, 2019, the  
24 Plaintiff's Opposition thereto filed on or about December 4, 2019, and the  
25 Defendant's Reply filed on or about December 16, 2019, and good cause  
26 appearing, an award of attorneys' fees and cost is reasonable based on NRS  
27 125.150(4), NRS 125.040, NRS 18.010, Hornwood v. Smith's Food King, 105  
28

Nev. 188, 192, 772 P.2d 1284 (1989) (quoting Women's Federal S & L Ass'n. v. Nevada Nat. Bank, 623 F.Supp. 469, 470 (D.Nev.1985), and the Brunzell factors. Pursuant to Brunzell v. Golden Gate Nat'l Bank, 85 Nev. 345 (1969), the Court has taken into consideration the following factors in determining the award of attorneys' fees; (1) The qualities of the advocate(s): Ms. Webster has been practicing law for 34 years and Ms. Lambertsen has been practicing law for 14 years; the law firm's practice is dedicated to family law. (2) The character and difficulty of the work performed: The intricacy, importance, time and skill required to prepare the papers, pleadings, attend the hearings and prepare and perform an Evidentiary Hearing in this case between July 19, 2019, through October 21, 2019 is moderate too difficult. (3) The work actually performed by the attorneys and paralegals: between July 19, 2019 through October 21, 2019, approximately 125.3 hours were spent by counsel and 9.7 hours were spent by the paralegals, (4) The result obtained was favorable to the Plaintiff, Caterina Byrd, on a number of issues.

The Court notes that the Plaintiff's Memorandum of Fees and Costs filed on or about November 25, 2019 states that Plaintiff's fees and costs are from the date of July 19, 2019, through the Evidentiary Hearing on October 21, 2019. The Memorandum of fees and costs do not cover the preparation of the Memorandum of Fees and Costs filed on or about November 25, 2019 or this instant Judgment:

53.30 hours for Sr. Attorney, Ms. Webster at \$350 per hour.....	\$18,655.00
72.00 hrs for Assoc. Attorney, Ms. Lambertsen at \$295 per hour .	\$21,240.00
9.70 hours of paralegal time at \$125.00 per hour . . . . .	\$1,212.50

1 TOTAL FEES ..... \$41,107.50

2 TOTAL COSTS ..... \$924.75

3 **IT IS HEREBY ORDERED** that attorney fees and costs are awarded to the  
4 Plaintiff, Caterina Byrd, in the amount of \$ 42,031.75 *El*

6 **IT IS HEREBY FURTHER ORDERED** that this amount is reduced to  
7 Judgment subject to interest on the unpaid balance at the interest rate pursuant  
8 to NRS 99.040 and is collectible by any lawful means.

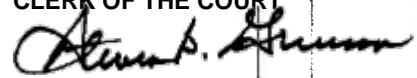
10 **DATED** this 12 day of March 2020.

11 *[Signature]*  
12 **DISTRICT COURT JUDGE**

14 Submitted by:  
15 **WEBSTER & ASSOCIATES**

16 *[Signature]*  
17 **JEANNE F. LAMBERTSEN, ESQ.**  
18 **Attorney for Plaintiff**





1 **ORDR**  
2 **WEBSTER & ASSOCIATES**  
3 ANITA A. WEBSTER, ESQ.  
4 Nevada Bar No. 1221  
5 JEANNE F. LAMBERTSEN, ESQ.  
6 Nevada Bar No. 9460  
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11 e-mail: [anitawebster@embarqmail.com](mailto:anitawebster@embarqmail.com)  
12 e-mail: [jlambertsen@embarqmail.com](mailto:jlambertsen@embarqmail.com)  
13 Attorney for Plaintiff

14  
15 DISTRICT COURT  
16 CLARK COUNTY, NEVADA

17 CATERINA ANGELA BYRD  
18 Plaintiff,

19 v.

20 GRADY EDWARD BYRD  
21 Defendant.

CASE NO.: D-18-577701-Z  
DEPT NO.: G

**ORDER FROM FEBRUARY 27,**  
**2020 HEARING**

22 This matter having come before the court on the 27<sup>th</sup> day of February, for  
23 the Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion for Attorney  
24 Fees and Costs During the Appeal, Defendant's Opposition to Plaintiff's Motion  
25 for Attorney's Fees and Costs for the Appeal, Plaintiff's Motion for Attorney Fees  
26 and Costs for the Appeal, Plaintiff, CATERINA ANGELA BYRD (hereinafter  
27 "Plaintiff"), present with her unbundled attorney, JEANNE F. LAMBERTSEN,  
28 ESQ., of the law firm of WEBSTER & ASSOCIATES and Defendant, GRADY  
EDWARD BYRD (hereinafter "Defendant"), not present, Defendant's attorney,  
BYRON MILLS, ESQ., of the law firm of MILLS & ANDERSON, present, the Court

W:\Family\Byrd, Caterina\001 Appeal\Pleadings\Drafts\Order from 2.27.20 Hearing.wpd

1 having heard the argument of counsel, finds and orders the following:

2 **DISCUSSION** regarding the Plaintiff's request for attorney fees and Cost  
3 during the Appeal.

4 **FURTHER DISCUSSION** regarding the Plaintiff's Memorandum of Fees  
5 and Costs and the Findings of Fact, Conclusion of Law filed with the Court on  
6 January 23, 2020.

7 **FURTHER DISCUSSION** regarding the Plaintiff's ability to work, and the  
8 Court's Order awarding the Plaintiff lifetime spousal support.

9 Court advised Counsel, the Court would review the Plaintiff's Memorandum  
10 of Fees and address the Memorandum of Fees separately.

11 **COURT FINDS** that the Attorney Fees and Costs are warranted under  
12 NRS 125.040 1(C).

13 **IT IS HEREBY ORDERED** that the Plaintiff's request for Attorney Fees and  
14 Costs during the Appeal shall be granted.

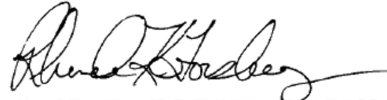
15 **IT IS FURTHER ORDERED** that the Defendant shall pay the Plaintiff's  
16 Attorney Fees and Costs for the Appeal of Twenty-thousand Dollars (\$20,000).  
17 This amount shall be paid within the thirty (30) days of this date of February 27,  
18 2020.

19 **IT IS FURTHER ORDERED** that the Court shall place the Plaintiff's  
20 Memorandum for Fees and Costs on the Court's Chambers Calendar. The Court  
21 shall review the Plaintiff's Memorandum for Fees and award attorney's fees  
22 accordingly.

23  
24  
25  
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27 ///

1       **IT IS FURTHER ORDERED** that Attorney Lambertsen shall prepare the  
2 Order for today's hearing. Attorney Mills shall review the content and  
3 countersign.  
4


5       **DATED** this 25th day of March 2020.  
6


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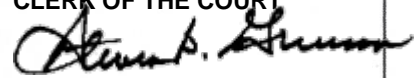
9 **DISTRICT COURT JUDGE**   
10

11 Submitted by:  
12 **WEBSTER & ASSOCIATES**

Reviewed as to form and content:  
**MILLS & ANDERSON**

13   
14  
15 **JEANNE F. LAMBERTSEN, ESQ.**  
16 Nevada Bar No. 9460  
17 6882 Edna Ave.  
18 Las Vegas, Nevada 89146  
19 Counsel for Plaintiff, unbundled  
20  
21  
22  
23  
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25  
26  
27  
28

  
29 **BYRON L. MILLS, ESQ.**  
30 Nevada Bar No. 006745  
31 703 S. 8th Street  
32 Las Vegas, Nevada 89101  
33 Counsel for Defendant



1 **NEO**  
2 **WEBSTER & ASSOCIATES**  
3 ANITA A. WEBSTER, ESQ.  
4 Nevada Bar No. 1221  
5 JEANNE F. LAMBERTSEN, ESQ.  
6 Nevada Bar No. 9460  
7 6882 Edna Ave.  
8 Las Vegas, Nevada 89146  
9 Tel No: (702) 562-2300  
10 Fax No: (702) 562-2303  
11 e-mail: [anitawebster@embarqmail.com](mailto:anitawebster@embarqmail.com)  
12 e-mail: [jlambertsen@embarqmail.com](mailto:jlambertsen@embarqmail.com)  
13 Unbundled Attorney for Plaintiff

14 **DISTRICT COURT**

15 **CLARK COUNTY, NEVADA**

16 CATERINA ANGELA BYRD )

CASE NO.: D-18-577701-Z

DEPT NO.: G

17 Plaintiff, )

18 v. )

**NOTICE OF ENTRY OF ORDER FROM  
THE FEBRUARY 27, 2020 HEARING**

19 GRADY EDWARD BYRD )

20 Defendant. )

21 PLEASE TAKE NOTICE that an Order from the February 27, 2020 Hearing  
22 was entered in the above-entitled action on the 26<sup>th</sup> day of March, 2020 a copy  
23 of which is attached.  
24

25 Dated this 26<sup>th</sup> day of March, 2020.

26 **WEBSTER & ASSOCIATES**



27 JEANNE F. LAMBERTSEN, ESQ.  
28 Unbundled Attorney for Plaintiff

**Certificate of Service**

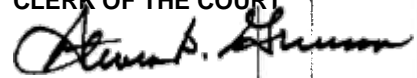
Pursuant to NRCP 5(b), I certify that I am employed in the Law Offices of WEBSTER & ASSOCIATES, and that on this 27<sup>th</sup> day of March, 2020, I caused the above and foregoing document to be served as follows:

[ X ] by mandatory electronic service through the Eighth Judicial District Court's electronic filing system;

To the attorney(s)/person(s) listed below at the address, email address, and/or facsimile number indicated below:

Byron Mills, Esq.  
Modonnell@millsnv.com  
*Attorney for Defendant*

  
\_\_\_\_\_  
An employee of Webster & Associates



1 **ORDR**  
2 **WEBSTER & ASSOCIATES**  
3 ANITA A. WEBSTER, ESQ.  
4 Nevada Bar No. 1221  
5 JEANNE F. LAMBERTSEN, ESQ.  
6 Nevada Bar No. 9460  
7 6882 Edna Ave.  
8 Las Vegas, Nevada 89146  
9 Tel No: (702) 562-2300  
10 Fax No: (702) 562-2303  
11 e-mail: [anitawebster@embarqmail.com](mailto:anitawebster@embarqmail.com)  
12 e-mail: [jlambertsen@embarqmail.com](mailto:jlambertsen@embarqmail.com)  
13 Attorney for Plaintiff

14  
15 DISTRICT COURT  
16 CLARK COUNTY, NEVADA

17 CATERINA ANGELA BYRD  
18  
19 Plaintiff,

20 v.

21 GRADY EDWARD BYRD  
22  
23 Defendant.

CASE NO.: D-18-577701-Z  
DEPT NO.: G

**ORDER FROM FEBRUARY 27,**  
**2020 HEARING**

24 This matter having come before the court on the 27<sup>th</sup> day of February, for  
25 the Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion for Attorney  
26 Fees and Costs During the Appeal, Defendant's Opposition to Plaintiff's Motion  
27 for Attorney's Fees and Costs for the Appeal, Plaintiff's Motion for Attorney Fees  
28 and Costs for the Appeal, Plaintiff, CATERINA ANGELA BYRD (hereinafter  
"Plaintiff"), present with her unbundled attorney, JEANNE F. LAMBERTSEN,  
ESQ., of the law firm of WEBSTER & ASSOCIATES and Defendant, GRADY  
EDWARD BYRD (hereinafter "Defendant"), not present, Defendant's attorney,  
BYRON MILLS, ESQ., of the law firm of MILLS & ANDERSON, present, the Court

W:\Family\Byrd, Caterina\001 Appeal\Pleadings\Drafts\Order from 2.27.20 Hearing.wpd

1 having heard the argument of counsel, finds and orders the following:

2 **DISCUSSION** regarding the Plaintiff's request for attorney fees and Cost  
3 during the Appeal.

4 **FURTHER DISCUSSION** regarding the Plaintiff's Memorandum of Fees  
5 and Costs and the Findings of Fact, Conclusion of Law filed with the Court on  
6 January 23, 2020.

7 **FURTHER DISCUSSION** regarding the Plaintiff's ability to work, and the  
8 Court's Order awarding the Plaintiff lifetime spousal support.

9 Court advised Counsel, the Court would review the Plaintiff's Memorandum  
10 of Fees and address the Memorandum of Fees separately.

11 **COURT FINDS** that the Attorney Fees and Costs are warranted under  
12 NRS 125.040 1(C).

13 **IT IS HEREBY ORDERED** that the Plaintiff's request for Attorney Fees and  
14 Costs during the Appeal shall be granted.

15 **IT IS FURTHER ORDERED** that the Defendant shall pay the Plaintiff's  
16 Attorney Fees and Costs for the Appeal of Twenty-thousand Dollars (\$20,000).  
17 This amount shall be paid within the thirty (30) days of this date of February 27,  
18 2020.

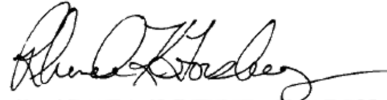
19 **IT IS FURTHER ORDERED** that the Court shall place the Plaintiff's  
20 Memorandum for Fees and Costs on the Court's Chambers Calendar. The Court  
21 shall review the Plaintiff's Memorandum for Fees and award attorney's fees  
22 accordingly.

23  
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27 ///



1       **IT IS FURTHER ORDERED** that Attorney Lambertsen shall prepare the  
2 Order for today's hearing. Attorney Mills shall review the content and  
3 countersign.  
4


5       **DATED** this 25th day of March 2020.  
6

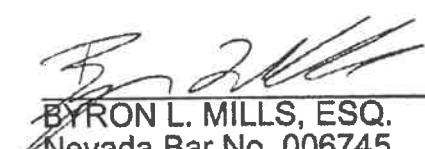
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9 **DISTRICT COURT JUDGE**   
10

11 Submitted by:  
12 **WEBSTER & ASSOCIATES**

Reviewed as to form and content:  
**MILLS & ANDERSON**

13   
14  
15 **JEANNE F. LAMBERTSEN, ESQ.**  
16 Nevada Bar No. 9460  
17 6882 Edna Ave.  
18 Las Vegas, Nevada 89146  
19 Counsel for Plaintiff, unbundled  
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29 **BYRON L. MILLS, ESQ.**  
30 Nevada Bar No. 006745  
31 703 S. 8th Street  
32 Las Vegas, Nevada 89101  
33 Counsel for Defendant

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

November 27, 2018

D-18-577701-Z

In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

**November 27,  
2018**

**10:30 AM**

**Motion**

**HEARD BY:** Steel, Cynthia Dianne

**COURTROOM:** Courtroom 09

**COURT CLERK:** Annette Duncan

**PARTIES:**

Anita Webster, Attorney, Unbundled

Attorney, not present

Caterina Byrd, Petitioner, present

Grady Byrd, Petitioner, not present

Jeanne Lambertsen, Attorney, present

Jeanne Lambertsen, Attorney, present

Byron Mills, Attorney, not present

<b>JOURNAL ENTRIES</b>
------------------------

**- PLAINTIFF'S MOTION TO ENFORCE THE DECREE OF DIVORCE**

For purposes of the Minute Order, Petitioner Caterina Byrd will be referred to as the Plaintiff and Grady Byrd as the Defendant.

The Court heard the matters on calendar today.

Court noted there has been no response from Defendant. Attorney Lambertsen advised this matter was filed in Churchill County, even though parties live in Clark County and advised the Court, this is a post divorce action. Court heard the matters on calendar. Attorney Lambertsen requested temporary Orders. Court noted the exhibits filed with the Motion were stricken.

**COURT ORDERED,**

Defendant shall PROVIDE ALL DOCUMENTS that SUPPORT all aspects that support his version of his INCOME; including but not limited to DFAS Statement showing monthly income, the VA

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Statement from the Department of Defense, and the FERS Statement. The Department of the Army. In addition, the U.S. Military health care, the long term health Insurance, and other insurance policies, and the Department of Finance and Accounting Services related to the QDRO.

Request for Attorney Fees for today's hearing are RESERVED until time of the 12-28-18 hearing.

Matter CONTINUED to 12-18-18 at 3:30 pm in Department G.

Unbundled Order FILED IN OPEN COURT.

Attorney Lambertsen shall prepare an appropriate Order, obtain approval from opposing Counsel, and submit it to the Court pursuant to Rule 7.21 and Rule 7.24.

Rule 7.21 The counsel obtaining any order, judgment or decree must furnish the form of the same to the clerk or judge in charge of the court within 10 days after counsel is notified of the ruling, unless additional time is allowed by the court.

Rule 7.24 Any order, judgment or decree which has been signed by a judge must be filed with the clerk of the court promptly. No attorney may withhold or delay the filing of any such order, judgment or decree for any reason, including the nonpayment of attorney s fees

If there is a conflict regarding the wording of the Minute Order, the video record prevails as the official record.

NRS 3.380 (6) In civil and criminal cases when the court has ordered the use of such sound recording equipment, any party to the action, at the party s own expense, may provide a certified court reporter to make a record of and transcribe all the matters of the proceeding. In such a case, the record prepared by sound recording is the official record of the proceedings, unless it fails or is incomplete because of equipment or operational failure, in which case the record prepared by the certified court reporter shall be deemed, for all purposes, the official record of the proceedings. [emphasis added] [7:52:1907; added 1949, 506; 1943 NCL 8460.01] (NRS A 1995, 1594; 2007, 1036; 2011, 673).e

Preparation Order FILED IN OPEN COURT.

CHAMBER REVIEW RE: Order (11-27-18 hearing) set for 12-26-18 at 2:00 AM

#### **INTERIM CONDITIONS:**

#### **FUTURE HEARINGS:**

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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition****COURT MINUTES**

January 23, 2019

D-18-577701-Z

In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

**January 23, 2019****10:30 AM****Motion****HEARD BY:** Hardcastle, Kathy**COURTROOM:** Courtroom 09**COURT CLERK:** Annette Duncan**PARTIES:**

Anita Webster, Attorney, Unbundled  
Attorney, not present

Caterina Byrd, Petitioner, present

Grady Byrd, Petitioner, present

Jeanne Lambertsen, Attorney, present

Jeanne Lambertsen, Attorney, present

Byron Mills, Attorney, not present

<b>JOURNAL ENTRIES</b>
------------------------

- MOTION: PLAINTIFF'S MOTION TO ENFORCE THE DECREE OF DIVORCE CONTINUED  
FROM 11-27-18,,,,,REPLY TO OPPOSITION / COUNTERMOTION

Argument by Attorney Lambertson regarding Defendant's non-payment of the \$1,500.00 Alimony which is currently in arrears in the amount of \$7,500.00 since August of 2018, and arrearages in the amount of \$7,500.00 for Plaintiff's portion of Defendant's US Army Pension to be paid in the amount of \$1,500.00 monthly. Plaintiff's interest in insurance policies, Military Health care and long-term health care and other accounts or policies awarded to Plaintiff in the Decree that have either been lost or lapsed, or moved to different accounts by Defendant. Further Argument regarding Attorney's Fees and Costs and contempt of Court. Argument in opposition by Defendant.

COURT NOTED, the Court reviewed the Motions and reviewed the Parties' Decree. Within the Decree there is language that provides for \$1,500.00 to be paid to Plaintiff for life that can be changed when her financial condition improves or if the marital house is sold. The Court deems that the \$1,500.00 to Plaintiff is and should be deemed ALIMONY.

COURT FINDS, Defendant has no right to unilaterally stop the payments to Plaintiff. Even though

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Defendant's payment status has changed, Defendant is still responsible in the Decree to pay the Plaintiff.

COURT FURTHER FINDS, Plaintiff had an obligation to follow up on some of the health care policies and other items, therefore it is not necessarily something Defendant is going to be solely responsible for and Parties may need an Evidentiary Hearing.

Defendant sworn and testified.

COURT ORDERED,

DISCOVERY IS OPEN

DEFENDANT shall make himself AVAILABLE for a DEPOSITION with PLAINTIFF'S ATTORNEY.

DEFENDANT shall PROVIDE PLAINTIFF with the FEDERAL EMPLOYEES RETIREMENT SYSTEM PLAN within 10 DAYS.

DEFENDANT shall COOPERATE in any manner needed in order for the insurance company to keep Plaintiff informed that the premiums are being paid.

DEFENDANT has an ONGOING OBLIGATION to PAY the INSURANCE PREMIUM and keep it UP TO DATE. DEFENDANT shall be HELD in CONTEMPT of COURT for FAILURE to do so.

DEFENDANT shall PROVIDE COPIES OF STATEMENTS from the LAST YEAR OF ALL ACCOUNTS in which DEFENDANT has RECEIVED MONEY, INCLUDING ANNUITY payments. Defendant shall provide DOCUMENTS showing where MONIES ORIGINATED, where and when ANNUITIES were PURCHASED and ANY OTHER ACCOUNTS Defendant is RECEIVING MONIES from.

Defendant shall PROVIDE copies of ANY INSURANCE POLICIES and DOCUMENTATION showing PAYMENT on those POLICIES.

Defendant shall PROVIDE INFORMATION regarding ANY UNDISCLOSED ACCOUNTS accrued BEFORE the DIVORCE.

DEFENDANT shall PROVIDE PROPER DOCUMENTATION of any other INCOME including FEDERAL RETIREMENT PLANS and any other PLANS DEFENDANT had set up at the time of the DIVORCE. DEFENDANT shall be HELD IN CONTEMPT of COURT is he does not PROVIDE APPROPRIATE DOCUMENTATION as requested by the Court and shall be placed in CUSTODY.

DEFENDANT'S OBLIGATIONS to PLAINTIFF in the DECREE of DIVORCE shall STAND. Defendant shall PAY PLAINTIFF \$1500.00 PER MONTH as PLAINTIFF'S SHARE of the Military Benefits and \$1500.00 PER MONTH in SPOUSAL SUPPORT payments.

ATTORNEY FEES IN THE AMOUNT \$7,000.00 shall be PAID FROM DEFENDANT to PLAINTIFF

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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

within the next 45 DAYS.

DEFENDANT'S ARREARS and ATTORNEY'S FEES shall be REDUCED TO JUDGMENT:  
ARREARAGES in SPOUSAL SUPPORT of \$7,500.00 from August 2018 to January 2019.  
ARREARAGES in PLAINTIFF'S HALF of Defendant's Military Benefits of \$7,500.00 from August 2018 to January 2019.  
ATTORNEY'S FEES in the amount of \$7,000.00.

EFFECTIVE January 15, 2019, DEFENDANT shall PAY PLAINTIFF \$4,500.00 PER MONTH EACH MONTH on the 15th of the MONTH until DEFENDANT has the \$22,000.00 in ARREARS CAUGHT UP. DEFENDANT shall DEPOSIT the \$4,500.00 into PLAINTIFF'S Bank of America ACCOUNT which was placed on the Record. Defendant was provided a voided check IN OPEN COURT to set up automatic deposits.

DEFENDANT shall be HELD in CONTEMPT of COURT if he does not PAY Plaintiff the \$4,500.00 per Month and CATCH UP on the PAYMENTS due to the PLAINTIFF. The \$3,000.00 MONTHLY OBLIGATION shall CONTINUE TO ACCRUE as the \$4,500.00 monthly payments are being made.

CONTEMPT of COURT shall be DEFERRED. If DEFENDANT FAILS to PAY PLAINTIFF or if he FAILS to CATCH UP the ARREARAGES or PAY ATTORNEY'S FEES, PLAINTIFF'S Motion for Contempt of Court may be RENEWED.

DEFENDANT shall NOT MISS ONE (1) more PAYMENT to Plaintiff. Should Defendant miss a Payment and the Court finds Defendant is in Contempt, the Court will incarcerate Defendant.

PLAINTIFF can file a Motion for Contempt and the Court will incarcerate Defendant if found in contempt.

EITHER PARTY shall NOT CHANGE anything from the BANK ACCOUNTS AND BOTH PARTIES shall have ONLINE ACCESS to the BANK ACCOUNTS; USER NAMES and PASSWORDS SHALL NOT BE CHANGED BY EITHER PARTY.

PLAINTIFF shall take a copy of the Parties Divorce Decree in order to go and inquire regarding the Insurance Policies and other benefits that she may be entitled to under the Decree. DEFENDANT is to COOPERATE if a RELEASE or CONSENT is needed for Plaintiff to get the information she needs.

STATUS CHECK RE: DISCOVERY set on 5-2-19 at 11:00 am in Department G.

Attorney Lambertson to Prepare the Order.

CHAMBER REVIEW RE: ORDER from (1-23-19 hearing) set for 2-19-19

CLERK'S NOTE: Minutes Amended to include the Opposition and Countermotion in the heading as

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D-18-577701-Z

heard on 1-23-29 as it was miscaledared on 1-23-2018 (4-27-2020) ad.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition****COURT MINUTES**

May 02, 2019

D-18-577701-Z

In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

**May 02, 2019****11:00 AM****Status Check****HEARD BY:** Bixler, James**COURTROOM:** Courtroom 09**COURT CLERK:** Carol Foley**PARTIES:**

Anita Webster, Attorney, Unbundled  
Attorney, not present

Caterina Byrd, Petitioner, present

Grady Byrd, Petitioner, not present

Jeanne Lambertsen, Attorney, present

Jeanne Lambertsen, Attorney, present

Byron Mills, Attorney, present

<b>JOURNAL ENTRIES</b>
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**- STATUS CHECK RE: DISCOVERY**

Ms. Lambertsen noted her concerns regarding Defendant's absence today, and that Defendant filed a Notice of Intent to Appear Telephonically for the 5/22/19 hearing. Mr. Mills noted he received notice two days ago that Defendant has a medical issue and is unable to be here today, and he advised Defendant to send him medical records.

Court NOTED it is not pleased that Defendant is not present today.

With regard to discovery, Mr. Mills advised he has responded to everything and discovery is being done. Mr. Mills advised he expects to respond to requests for clarification and any further requests. Statement by Ms. Lambertsen. Ms. Lambertsen advised she is seeking information from federal departments. Upon Court's inquiry, Mr. Mills advised he has responded to everything and if he can get more information he will.

COURT ORDERED,

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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

Defendant is required to be present in person for the 5/22/19 hearing. The consequences will be grave if he is not. Request for telephonic appearance is DENIED.

Court finds Defendant is making a good faith effort to comply with discovery. Mr. Mills is to accomplish what he can between now and the 5/22/19 hearing. Any issues left over with regard to discovery will be before the Court on 5/22/19.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

PRINT DATE:	05/15/2020	Page 8 of 27	Minutes Date:	November 27, 2018
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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**May 17, 2019**

---

D-18-577701-Z      In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

---

**May 17, 2019      10:00 AM      Minute Order**

**HEARD BY:** Forsberg, Rhonda K.

**COURTROOM:** Courtroom 09

**COURT CLERK:** Victoria Pott

**PARTIES:**

Anita Webster, Attorney, Unbundled

Attorney, not present

Caterina Byrd, Petitioner, not present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, not present

Grady Byrd, Petitioner, not present

Byron Mills, Attorney, not present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, not present

<b>JOURNAL ENTRIES</b>
------------------------

- The Court NOTES that Defendant filed Exhibits to Defendant's Reply to Plaintiff's Opposition to Defendant's Motion for Reconsideration on May 14, 2019. The Court FURTHER NOTES that sensitive information including the dates of birth and the Social Security numbers of both parties are listed in the Exhibits without being redacted.

NOW THEREFORE; IT IS HEREBY ORDERED, ADJUDGED, and DECREED that Defendant's Exhibits to Defendant's Reply to Plaintiff's Opposition to Defendant's Motion for Reconsideration is hereby STRICKEN from the record in full. Defendant must refile the Exhibits with all sensitive information redacted regarding both parties should Defendant want the Court to consider or review them in the future.

**INTERIM CONDITIONS:**

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**Notice:** Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

**FUTURE HEARINGS:**

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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**May 22, 2019**

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D-18-577701-Z      In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

---

**May 22, 2019      9:00 AM      All Pending Motions**

**HEARD BY:** Forsberg, Rhonda K.

**COURTROOM:** Courtroom 09

**COURT CLERK:** Annette Duncan

**PARTIES:**

Anita Webster, Attorney, Unbundled  
Attorney, not present

Caterina Byrd, Petitioner, present

Grady Byrd, Petitioner, not present

Jeanne Lambertsen, Attorney, present

Jeanne Lambertsen, Attorney, present

Byron Mills, Attorney, present

<b>JOURNAL ENTRIES</b>
------------------------

- MOTION: DEFENDANT'S MOTION FOR RECONSIDERATION...OPPOSITION &  
COUNTERMOTION: PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION FOR  
RECONSIDERATION AND COUNTERMOTION...HEARING: PETITIONER GRADY BYRD, REPLY  
AND OPPOSITION

For purposes of the Minute Order, Petitioner Caterina Byrd will be referred to as the Plaintiff and  
Grady Byrd as the Defendant.

Court reviewed the history and the documents in the case.

Attorney Mills advised the Court Mr. Byrd was not present due to a medical issue preventing him  
from flying, and noted, Defendant provided a Dr's note that stated he should not be traveling.  
Objection by Attorney Lambertsen. COURT NOTED, his presence is waived today, however, will not  
be waived for Evidentiary Hearing. Arguments by Counsel.

COURT FINDS, Judge Hardcastle's ruling that the Parties Marital Settlement Agreement is for  
Alimony is incorrect. The Party's agreement is a property division.

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**Notice:** Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

COURT ORDERED,

The Motion for Reconsideration is Granted in Part and Denied in Part.

Effective June 1, 2019, DEFENDANT shall make mortgage payments to PLAINTIFF in the amount of \$1,500.00 per month.

DEFENDANT shall PAY \$5000.00 in attorney's fees to attorney Jeanne Lambertsen within the next TWO WEEKS.

DEFENDANT has the duty and shall put PLAINTIFF on the SURVIVOR BENEFIT PLAN, which shall be PREPARED and SUBMITTED within 30 DAYS from today

The Plaintiff's Countermotion regarding Contempt of Court shall be DEFERRED to Trial.

Defendant's Arrearages of \$27,000.00 resulting from no-payment of the \$1,500.00 in Mortgage Payments to Plaintiff shall be DEFERRED to trial

The Addendum Defendant added to his Life Insurance Plan to include his new wife shall be DEFERRED to trial.

Attorney's Fees shall be DEFERRED to Trial.

Defendant's Presence is WAIVED for Calendar Call.

DISCOVERY is OPEN.

CALENDAR CALL SET 10-17-19 at 11:00 am in Department G.

NON JURY TRIAL SET 10-21-19 at 9:00 am, (HD, #1) in Department G.

Attorney Mills shall prepare the Order.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:** Oct 21, 2019 9:00AM Non-Jury Trial  
EH (HD, #1) RE: Property Division and Military Retirement Payment.  
Courtroom 09 Hardcastle, Kathy

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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**July 18, 2019**

---

D-18-577701-Z      In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

---

**July 18, 2019      9:00 AM      Motion**

**HEARD BY:** Forsberg, Rhonda K.

**COURTROOM:** Courtroom 09

**COURT CLERK:** Victoria Pott

**PARTIES:**

Anita Webster, Attorney, Unbundled  
Attorney, not present

Caterina Byrd, Petitioner, present

Grady Byrd, Petitioner, not present

Jeanne Lambertsen, Attorney, present

Jeanne Lambertsen, Attorney, present

Byron Mills, Attorney, present

<b>JOURNAL ENTRIES</b>
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- PLAINTIFF'S EMERGENCY MOTION FOR AN ORDER TO SHOW CAUSE WHY THE  
DEFENDANT SHOULD NOT BE HELD IN CONTEMPT OF COURT AND FOR ATTORNEY'S FEES  
AND COSTS

Court noted, no opposition has been filed.

Court further noted, the Court Clerk attempted to reach Defendant at the phone number he provided  
to the Court, but the call failed to go through to the international number.

Ms. Lambertsen requested an Order to Show Cause for Defendant's failure to pay Plaintiff \$3,000.00  
per month pending the Evidentiary Hearing and \$5,000.00 in attorney's fees, which was due on June  
6, 2019. Defendant is \$6,000.00 in arrears (\$3,000.00 for June and \$3,000.00 for July).

Ms. Lambertsen requested sanctions in the amount of \$500.00 for each violation (failure to pay for  
June, failure to pay for July, and failure to pay attorney's fees) for a total of \$1,500.00.

Ms. Lambertsen requested Defendant be ordered to pay the additional \$1,500.00 Defendant was

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ordered to pay towards the mortgage effective 2/1/19. Defendant is in arrears in the amount of \$6,000.00 for February, 2019 through May, 2019.

Ms. Lambertsen argued the arrears the Court was deferring to the time of the Evidentiary Hearing were for the period from September, 2018 through January of 2019 (the prior Court Order). Mr. Lambertsen requested additional sanctions in the amount of \$2,000.00 for each instance of non-payment (February, March, April and May).

Ms. Lambertsen requested additional fees and costs for having to bring the Motion before the Court.

Ms. Mills stated Defendant informed him he is not going to pay until the Evidentiary Hearing. Further, he doesn't know if he will be staying on as counsel for Defendant as there have been some communication issues.

COURT ORDERED, an Order to Show Cause is GRANTED. Defendant shall show cause as why he should not be held in Contempt of Court for his blatant disregard of the Court's Orders. Order to Show Cause shall be set for 10/21/19 at 9:00 AM to be heard at the time of the Evidentiary Hearing. If counsel can determine the bank where the annuity originates, counsel may obtain a garnishment for the totality of the arrears. In the alternative, the issue shall be DEFERRED to the time of Trial. Additional ATTORNEY'S FEES are awarded in favor of Plaintiff against Defendant in the amount of \$1,500.00.

Ms. Lambertsen shall prepare the Order to Show Cause.

#### **INTERIM CONDITIONS:**

**FUTURE HEARINGS:** Oct 21, 2019 9:00AM Non-Jury Trial  
EH (HD, #1) RE: Property Division and Military Retirement Payment.  
Courtroom 09 Hardcastle, Kathy

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**August 12, 2019**

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D-18-577701-Z      In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

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**August 12, 2019      11:30 AM      Minute Order**

**HEARD BY:** Forsberg, Rhonda K.

**COURTROOM:** Courtroom 09

**COURT CLERK:** Victoria Pott

**PARTIES:**

Anita Webster, Attorney, Unbundled

Attorney, not present

Caterina Byrd, Petitioner, not present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, not present

Grady Byrd, Petitioner, not present

Byron Mills, Attorney, not present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, not present

<b>JOURNAL ENTRIES</b>
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- After a review of the file, the Court failed to issue deadlines for the upcoming October 21, 2019 Order to Show Cause non-jury trial scheduled for 9:00 A.M.

NOW THEREFORE; IT IS HEREBY ORDERED, ADJUDGED, and DECREED that the discovery deadline for the upcoming October 21, 2019 Order to Show Cause non-jury trial at 9:00 AM will be two (2) weeks before trial, or October 7, 2019. Exhibits and pre-trial memorandums will be due at the time of the Calendar Call on October 17, 2019 at 10:00 AM. The clerk will send a copy of this Minute Order to both parties.

CLERK'S NOTE: On 8/12/19, a copy of this Minute Order was mailed to the parties at their respective address on record and placed in the attorney folder of Jeanne Lambertsen and Byron Mills.  
(vp)

**INTERIM CONDITIONS:**

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**FUTURE HEARINGS:**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition****COURT MINUTES**

September 13, 2019

D-18-577701-Z

In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

**September 13,  
2019**

**7:30 AM****Minute Order****HEARD BY:** Forsberg, Rhonda K.**COURTROOM:** Courtroom 09**COURT CLERK:** Victoria Pott**PARTIES:**

Anita Webster, Attorney, Unbundled

Attorney, not present

Caterina Byrd, Petitioner, not present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, not present

Grady Byrd, Petitioner, not present

Byron Mills, Attorney, not present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, not present

<b>JOURNAL ENTRIES</b>
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- After a review of the file, an Order Shortening Time on Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney's Fees was submitted to Department G and signed by Department G in error. An Order Shortening Time on Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney's Fees must be submitted to Discovery (Family) instead of Department G. The hearing on Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney's Fees currently scheduled for September 26, 2019 at 10:00 AM before Department G will be vacated.

It is hereby ORDERED that the Order Shortening Time filed on 09/13/2019 be STRICKEN. It is FURTHER ORDERED that the hearing on Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney's Fees currently scheduled for September 26, 2019 at 10:00 AM before Department G be VACATED. Plaintiff must submit a new Order Shortening Time on Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney's Fees to Discovery (Family).

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CLERK'S NOTE: On 9/13/19, a copy of this Minute Order was placed in the attorney folder of Jeanne Lambertsen and Byron Mills. (vp)

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**October 11, 2019**

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D-18-577701-Z      In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

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**October 11, 2019      1:00 PM      All Pending Motions**

**HEARD BY:**   Fic, Holly

**COURTROOM:**   Courtroom 15

**COURT CLERK:**   Carol Foley

**PARTIES:**

Anita Webster, Attorney, Unbundled

Attorney, present

Caterina Byrd, Petitioner, not present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, present

Grady Byrd, Petitioner, not present

Byron Mills, Attorney, present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, present

<b>JOURNAL ENTRIES</b>
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- DEFT'S MOTION FOR PROTECTIVE ORDER PURSUANT TO NRCP 26(C) AND FOR ATTORNEY'S FEES... PLTF'S RE-NOTICE OF MOTION TO COMPEL DEFT'S RESPONSES TO DISCOVERY AND REQUEST FOR SANCTIONS AND ATTY'S FEES...PLTF'S OPPOSITION TO DEFT'S MOTION FOR PROTECTIVE ORDER PURSUANT TO NRCP 26(C) AND FOR ATTORNEY FEES AND PLTF'S COUNTERMOTION TO COMPEL DEFT'S RESPONSES TO DISCOVERY, AND SANCTIONS AND ATTORNEY FEES...DEFT'S REPLY TO PLAINTIFF'S OPPOSITION TO DEFT'S MOTION FOR PROTECTIVE ORDER AND DEFT'S OPPOSITION TO PLTF'S MOTION TO COMPEL DISCOVERY

Arguments by counsel.

Counsel advised they are trying to resolve life insurance issue.

COMMISSIONER RECOMMENDED,

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Medical records are relevant for the month of June 2014 at the time of signing the Joint Petition because of the disability versus retirement contemplation issue. Nothing post-divorce is relevant up until September 1, 2018 forward, and that is relevant to issue of attorney's fees.

Pursuant to reading of 1/23/19 minutes, financials are relevant from January 2018 forward. Accounts of the wife and/or daughter are only relevant if Defendant's name is on accounts, or if his name was on the accounts and he removed his name. Defendant's counsel is to endeavor to do his best to get everything to Plaintiff's counsel by 10/17/19.

Everything may be kept for attorneys' eyes only if there are concerns about dissemination.

Issue of attorneys' fees DEFERRED to the time of trial. Court FINDS both sides had valid arguments. Each side reserves the right to request attorney's fees for having to deal with today's discovery matters based on what the judge decides and looks at.

Plaintiff's counsel is to prepare Report and Recommendation (R&R) and send it to Mr. Mills to review and sign off.

Status check SET 11/1/19 at 1:30 p.m. regarding submission of R&R. Status check will be vacated if R&R is submitted by 10/30/19.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**October 17, 2019**

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D-18-577701-Z      In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

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**October 17, 2019      10:00 AM      Calendar Call**

**HEARD BY:** Hardcastle, Kathy

**COURTROOM:** Courtroom 09

**COURT CLERK:** Victoria Pott

**PARTIES:**

Anita Webster, Attorney, Unbundled

Attorney, not present

Caterina Byrd, Petitioner, present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, present

Grady Byrd, Petitioner, not present

Byron Mills, Attorney, not present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, present

<b>JOURNAL ENTRIES</b>
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- Anita Webster, Esq., present as co-counsel for Plaintiff. Gregory Mills, Esq., present on behalf of Attorney Byron Mills for Petitioner Grady Byrd (Defendant).

Upon Court's inquiry, Ms. Lambertsen confirmed Defendant has not been paying the monthly amount he was ordered to pay.

Court noted, Defendant left the country a long time ago with no intent to come back.

COURT ORDERED, the Evidentiary Hearing on 10/21/19 at 9:00 AM shall go forward without Defendant's appearance. Plaintiff shall be prepared to request appropriate sanctions, and the Court will issue its decision at that time.

**INTERIM CONDITIONS:**

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**FUTURE HEARINGS:**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

**October 21, 2019**

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D-18-577701-Z      In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

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**October 21, 2019      9:00 AM      All Pending Motions**

**HEARD BY:** Hardcastle, Kathy

**COURTROOM:** Courtroom 09

**COURT CLERK:** Victoria Pott

**PARTIES:**

Anita Webster, Attorney, Unbundled

Attorney, not present

Caterina Byrd, Petitioner, present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, present

Grady Byrd, Petitioner, not present

Byron Mills, Attorney, present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, present

<b>JOURNAL ENTRIES</b>
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- EVIDENTIARY HEARING RE: PROPERTY DIVISION AND MILITARY RETIREMENT PAYMENT...HEARING ON ORDER TO SHOW CAUSE...PETITIONER CATERINA BYRD'S (PLAINTIFF) MOTION FOR RECONSIDERATION, SUMMARY JUDGMENT AND TO CONTINUE THE EVIDENTIARY HEARING...PETITIONER GRADY BYRD'S (DEFENDANT) OPPOSITION TO PETITIONER CATERINA BYRD'S (PLAINTIFF) MOTION FOR RECONSIDERATION; AND COUNTERMOTION FOR FEES...GRADY BYRD'S (DEFENDANT) MOTION ON ORDER SHORTENING TIME TO RECONSIDER DENIAL OF AUDIOVISUAL APPEARANCE REQUEST...PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION ON ORDER SHORTENING TIME TO RECONSIDER DENIAL OF DEFENDANT'S AUDIOVISUAL APPEARANCE REQUEST; AND COUNTERMOTION FOR ATTORNEY'S FEES AND COSTS

Anita Webster, Bar #1221, present as co-counsel on behalf of Plaintiff.

Argument by Ms. Webster regarding Defendant's Motion to Reconsider Denial of Audiovisual Appearance. Upon a review of the Medical Certificates submitted by Defendant, Court notes

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Defendant is on military disability; and the certificates submitted are from doctors from the Phillipines. Defendant was referred to the Department of Veteran's Affairs for follow-up, and Defendant failed to do so. The Court finds it somewhat suspicious that he did not follow-up with the Department of Veteran's Affairs.

Further argument by Ms. Webster regarding Plaintiff's Motion for Summary Judgment on the Order to Show Cause, to Set Aside the Decree, and Motion to join Defendant's wife as a party to this action.

Argument by Mr. Mills regarding the Order to Show Cause.

Further argument by Ms. Webster regarding sanctions for Defendant's failure to appear today.

COURT ORDERED, Defendant's Motion to Reconsider Denial of Audiovisual Appearance Request is DENIED. Plaintiff's Motion for Summary Judgment is DENIED. The Evidentiary Hearing will proceed today in Defendant's absence. Plaintiff's request to set aside the decree and a determination as to whether the language in the contract constituted a waiver of alimony shall be decided after testimony and evidence is presented. Plaintiff's request that Defendant's wife be joined and ordered to sign a waiver is DENIED as this Court has no personal jurisdiction.

Plaintiff sworn.

Testimony of Plaintiff presented.

Plaintiff's Exhibits 1 through 11, 13 through 18, 20 through 23, 25 through 28, 30 through 36, 38, 43, 63, and 64 admitted into evidence.

Defendant's Exhibits A through L admitted into evidence.

Closing arguments by Ms. Webster and Mr. Mills.

COURT STATED ITS FINDINGS AND ORDERED as follows,

The \$1,508.00 per month Defendant agreed to pay to Plaintiff as her share of Defendant's military retirement money, in addition to any increases, is ALIMONY and subject to upward modification.

The additional \$1,500.00 Defendant agreed to pay on the house is also designated as alimony.

As Defendant agreed to keep the health insurance intact, the \$102.00 per month Plaintiff pays for health insurance shall be added to the monthly alimony amount retroactive to the time Defendant stopped paying for health insurance.

All of the above amounts shall be designated as ALIMONY AND SUPPORT and are REDUCED TO JUDGMENT, collectible by all lawful means.

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Effective 11/1/19, Defendant shall pay Plaintiff ALIMONY AND SUPPORT in the amount of \$3,110.00 per month, payable on or before the first day of each month.

The ATTORNEY'S FEES that were previously awarded to Plaintiff shall be REDUCED TO JUDGMENT, collectible by all lawful means.

Plaintiff is entitled to additional fees not previously awarded. Counsel for Plaintiff shall submit a Memorandum of Fees and Costs for the additional amount. Mr. Mills shall have an opportunity to file an objection.

Should Plaintiff find it necessary to obtain an annuity or other vehicle for income, that can go towards Plaintiff's need when she seeks to modify alimony.

Defendant is in contempt for failure to pay the \$1,500.00 monthly house payment.

Defendant is in arrears for ALIMONY AND SUPPORT in the amount of \$42,000.00, plus the attorney's fees previously awarded, and sanctions in the amount of \$1,000.00 (\$500.00 per month x two months).

Should Defendant file an appeal, there will be no stay until Defendant posts a supersedeas bond in an amount of no less than \$64,000.00.

Ms. Lambertsen shall prepare the Findings of Fact, Conclusion of Law and Order from today's hearing; Mr. Mills shall review and sign off. Mr. Mills may propose additional findings he believes are appropriate.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Joint Petition**

**COURT MINUTES**

February 27, 2020

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D-18-577701-Z      In the Matter of the Joint Petition for Divorce of:  
Caterina Byrd and Grady Edward Byrd

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**February 27, 2020    10:00 AM      All Pending Motions**

**HEARD BY:**   Forsberg, Rhonda K.

**COURTROOM:**   Courtroom 09

**COURT CLERK:**   Antoria Pickens

**PARTIES:**

Anita Webster, Attorney, Unbundled

Attorney, not present

Caterina Byrd, Petitioner, present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, present

Grady Byrd, Petitioner, not present

Byron Mills, Attorney, present

Jeanne Lambertsen, Attorney, Unbundled

Attorney, present

<b>JOURNAL ENTRIES</b>
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- PLAINTIFF'S REPLY TO DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION FOR ATTORNEY FEES AND COSTS DURING THE APPEAL DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION FOR ATTORNEY'S FEES AND COSTS FOR THE APPEAL PLAINTIFF'S MOTION FOR ATTORNEY FEES AND COSTS FOR THE APPEAL.

The Court reviewed the case history and the pleadings on file.

Court and Counsel engaged in a discussion regarding the Plaintiff's request for Attorney Fees and Cost during the Appeal.

Argument presented.

Court and Counsel engaged in further discussion regarding the Plaintiff's memorandum of fees and costs and the findings of fact conclusion of law filed with the Court on January 23, 2020.

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The Court and Counsel engaged in a discussion regarding the Plaintiff's ability to work, and the Court's Ordered awarding the Plaintiff lifetime Spousal Support.

Court ADVISED Counsel, the Court would review the Plaintiff's memorandum of fees and address it the memorandum of fees separately.

The Court FINDS that the Attorney Fees and Costs are warranted under NRS 125.040 1 (C).

COURT ORDERED,

The Plaintiff's request for Attorney Fees and Costs during the Appeal shall be GRANTED.

The Defendant shall pay the Plaintiff's Attorney Fees and Costs of Twenty thousand dollars (\$20,0000). This amount shall be paid within the next thirty (30) days of this date.

The Court shall place the Plaintiff's memorandum for fees and costs on the Court's Chambers Calendar. The shall review the memorandum and award fees accordingly.

Attorney Lambertsen shall prepare the Order for today's hearing; Attorney Mills shall review the content and countersign.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

TRIAL EXHIBIT LIST  
Byrd v. Byrd

Case No. D-18-577701-Z

OBJ.

No.	Document Name	Offer Y/n	Admit Y/N	<del>Deny</del> Y/N
✓1.	Joint Petition for Summary Divorce, filed June 4, 2014. (PLA007000 - PLA007013)	10/21/19	10/21/19	NO
✓2.	Decree of Divorce, filed June 5, 2014. (PLA007014 - PLA007025)	10/21/19	10/21/19	NO
✓3.	Notice of Entry of Order from the January 23, 2019 Hearing, filed April 5, 2019. (PLA007026 - PLA007036)	10/21/19	10/21/19	NO
✓4.	Notice of Entry of Order from the May 2, 2019 Hearing, filed May 28, 2019. (PLA007037 - PLA007042)	10/21/19	10/21/19	NO
✓5.	Order of the Court from the May 22, 2019 Hearing, filed June 26, 2019. (PLA0007043 - PLA007048)	10/21/19	10/21/19	NO
✓6.	Notice of Entry of Order from the July 18, 2019, filed August 9, 2019. (PLA0007049 - PLA007054)	10/21/19	10/21/19	NO
✓7.	Notice of Entry of Order to Show Cause to Appear on October 21, 2019, filed July 29, 2019. (PLA007055 - PLA007058)	10/21/19	10/21/19	NO
✓8.	Caterina's Financial Disclosure Form Amended, filed July 15, 2019. (PLA007059 - PLA007066)	10/21/19	10/21/19	NO
✓9.	Grady's Financial Disclosure Form Amended, filed January 18, 2019. (PLA007067 - PLA007079)	10/21/19	10/21/19	NO
✓10.	Grady's Financial Disclosure Form, filed June 18, 2019. (PLA007080 - PLA007089)	10/21/19	10/21/19	NO
✓11.	Schedule of Arrearages for Support, filed October 9, 2019. (PLA007090 - PLA007093)	10/21/19	10/21/19	NO
✓12.	Email from Defendant to Plaintiff, making up information on money to get the home loan approved, dated April 2, 2013. (PLA000002)	10/21/19	NO.	YES

OBJ.

No.	Document Name	Offer Y/n	Admit Y/N	<del>Deny</del> Y/N
✓13.	E-mail from Defendant to Plaintiff promising the Plaintiff that she will receive the same benefits whether he is married or not, including Survivor Benefit Plan, dated February 20, 2014 and Emails between Defendant and Plaintiff, Defendant writing it is time for a divorce and promising Plaintiff \$3000 a month, email dated, February 20 & 21, 2014. (PLA000001 and PLA000522 - PLA000523)	10/21/19	10/21/19	YES
✓14.	Email from Defendant to Plaintiff promising Plaintiff \$3,000 a month as long as he lives, et. al, dated March 23, 2014. (PLA000003)	10/21/19	10/21/19	YES
✓15.	Email from Defendant to Plaintiff threatening to stop communicating with her, dated March 26, 2014. (PLA000004)	10/21/19	10/21/19	YES
✓16.	Emails between Plaintiff and Defendant, regarding Survivor Benefit Coverage, dated February 2014 - April 2014. (PLA000431 - PLA000435)	10/21/19	10/21/19	YES
✓17.	Emails from Defendant to Plaintiff regarding "this is your last warning..." and "just sign the [divorce] papers..." dated March 27, 2014 and April 10, 2014. (PLA000006 - PLA000007)	10/21/19	10/21/19 pg. 7	YES
✓18.	Emails between Plaintiff and Defendant regarding Benefits, dated April 9, 2014 and April 15, 2014. (PLA000489 - PLA000490)	10/21/19	10/21/19	YES
<del>19.</del>	Email from Defendant to Plaintiff discouraging her from seeing a lawyer, dated March 27, 2014. (PLA000008)			
✓20.	Email from Plaintiff to Defendant stating that she has no idea what OPM is, and Defendant mad that she wants to see lawyer, dated March 27, 2014. (PLA000009)	10/21/19	10/21/19	YES
✓21.	Emails from Plaintiff to Defendant telling the Defendant that she is feeling very nervous and scared, dated February 20, 2014 and April 8, 2014. (PLA000011 - PLA000012)	10/21/19 pg. 11	10/21/19 pg. 11	YES
✓22.	Email from Defendant to Plaintiff stating that	10/21/19	10/21/19	YES



085.

No.	Document Name	Offer Y/n	Admit Y/N	<del>Deny</del> Y/N
	Plaintiff is not entitled to any more money in the decree of divorce, dated April 9, 2014. (PLA000013) and Emails between Defendant and Plaintiff regarding benefits, dated April 10, 2014. (PLA000524 - PLA000525)			
✓ 23.	Email from Plaintiff to Defendant, regarding Plaintiff's health insurance denial, dated July 29, 2016, to August 1, 2016. (PLA000015 - PLA000018)	10/21/19	10/21/19	YES
<del>24.</del>	<del>Emails between the parties regarding Vystar insurance policy, dated December 11, 2017 through December 15, 2017. (PLA000019 - PLA000021)</del>			
✓ 25.	Email from Defendant to Plaintiff regarding Car insurance and cancer surgery, dated July 16, 2018. (PLA000491)	10/21/19	10/21/19	NO
✓ 26.	E- Mail from Plaintiff to Defendant asking about the bank account and her monthly payment from the Defendant, dated September 4, 2018. (PLA000023)	10/21/19	10/21/19	YES
✓ 27.	Form DD 2656, dated March 10, 1999. (PLA000436 - PLA000437)	10/21/19	10/21/19	YES
✓ 28.	DFAS Retiree Account Statement, dated December 3, 2017. (PLA000037)	10/21/19	10/21/19	YES
<del>29.</del>	<del>2014 Individual Tax Return for Plaintiff with form 1040 attached. (PLA000249- PLA000253)</del>			
✓ 30.	2015 Individual Tax Return for Plaintiff. (PLA000254 - PLA000255)	10/21/19	10/21/19	NO
✓ 31.	2016 Individual Tax Return for Plaintiff. (PLA000256 - PLA000257)	10/21/19	10/21/19	NO
✓ 32.	2017 Individual Tax Return for Plaintiff with form W-2G attached. (PLA000258 - PLA000260)	10/21/19	10/21/19	NO
✓ 33.	2018 Individual Tax Return for Plaintiff. (PLA000261 - PLA000263)	10/21/19	10/21/19	NO
✓ 34.	USAA Mortgage Loan Statement, dated July	10/21/19	10/21/19	YES

OBJ

No.	Document Name	Offer Y/n	Admit Y/N	<del>Deny</del> Y/N
	1, 2019. (PLA000366)			
✓ 35.	Long Term Care Partners letter to Plaintiff dated November 1, 2017. (PLA000026 - PLA000029)	10/21/19	10/21/19	NO
✓ 36.	Canyon Gate Master Association billing statements, dated October 20, 2017, October 18, 2019 and May 13, 2019. (PLA000369 - PLA000371)	10/21/19	10/21/19	NO
<del>37.</del>	Plaintiff's January 2019 health insurance premium. (PLA000039)			
✓ 38.	Summary letter from Caterina's counselor, dated September 3, 2019, and summary of visit date April 16, 2012. (PLA000374 - PLA000375)	10/21/19	10/21/19	YES
✓ 39.	Plaintiff's Health care information and statements, dated 2016 - 2017. (PLA000442 - PLA000457)	10/21/19	NO	YES
<del>40.</del>	UMC care documents, dated March 9, 2017. (PLA000481 - PLA000483)			
<del>41.</del>	Places the parties lived during the marriage. (PLA000353 - PLA000356)			
<del>42.</del>	Social Security Statement for Plaintiff, dated June 11, 2019. (PLA000270 - PLA000275)			
<del>43.</del>	Letter from the DMV with Defendant's Nevada Driver's License sent to Plaintiff's address, dated July 3, 2018. (PLA000063)			
✓ 44.	"Notice of stored vehicle" sent to Plaintiff's address from Los Angeles, California Airport Police, regarding Defendant's 2018 Chevy Cruze that was found at the L.A. Airport with no license plates attached, dated April 8, 2019. (PLA000064 - PLA000066)	10/21/19	NO	YES
<del>45.</del>	Letter from Clear Choice Lien Service, Inc., sent to Plaintiff's address regarding the lien on Defendant's 2018 Chevy Cruz. (PLA000067 - PLA000068)			
<del>46.</del>	Past due notices, sent to Plaintiff's address showing that Defendant is not paying his			

OBJ.

No.	Document Name	Offer Y/n	Admit Y/N	<del>Entry</del> Y/N
	loans, dates from 2019. (PLA000069 - PLA000073)			
<del>47</del>	Ally Financial letter to Defendant regarding deficiency for Chevy Cruze, dated June 18, 2019. (PLA000358)			
<del>48</del>	Plaintiff's Opposition to Defendant's Ex Parte motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, for an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Countermotion for Attorney Fees and Costs (PLA008000 - PLA008021)			
<del>49</del>	Defendant's Reply to Opposition and/or Countermotion, filed December 28, 2018. (PLA007094 - PLA007118)			
<del>50</del>	Plaintiff's Request for Admissions to Defendant, served March 5, 2019. (PLA000495 - PLA000521)			
<del>51</del>	Defendant's Response to Plaintiff's First Request for Admissions, served March 19, 2019. (PLA000075 - PLA000080)			
<del>52</del>	Defendant's description of his two employees in Defendant's response to Second Set of Interrogatories; Answer No. 4, pg 2, ln. 4. (PLA000089 - PLA000092)			
<del>53</del>	Defendant's Opposition to Plaintiff's Motion to Compel Discovery, filed September 17, 2019. (PLA007133 - PLA007140)			
<del>54</del>	Armed Forces bank statements March - May 2019. (DEF281 - DEF288)			
<del>55</del>	Letter dated November 30, 2017, regarding decision for VA benefits. (DEF084 - DEF085 and DEF096 - DEF105)			
<del>56</del>	Payment history July 2015 - August 2014. (DEF106)			
<del>57</del>	Defendant's Statement of Annuity paid as Disability 2014 1099. (DEF131)			

OBJ.

No.	Document Name	Offer Y/n	Admit Y/N	<del>Admit</del> Y/N
<del>58</del>	Armed Forces Bank statement, acct #25, August 2019. (DEF336)			
<del>59</del>	Armed Forces Bank statements, acct #76, October 2018 - August 2019. (DEF380)			
<del>60</del>	Vystar 180 History March 2019 - August 2019. (DEF399)			
<del>61</del>	VA appointment calendar. (DEF406 - DEF408)			
<del>62</del>	School records for Defendant, dated 1989 - 2003. (PLA000337 - PLA000352)			
✓ 63.	Correspondence to Defendant's counsel, regarding SBP, dated September 24, 2019. (PLA000492 - PLA000493)	10/21/19	10/21/19	YES
✓ 64.	Correspondence from Defendant's counsel, regarding response to 9/24/19 letter, dated September 25, 2019. (PLA000494)	10/21/19	10/21/19	YES

CATERINA ANGELA BYRD,

Plaintiff,

vs.

GRADY EDWARD BYRD,

Defendant,

CASE NO.: D-18-577701-Z

DEPT. NO.: G

### DEFENDANT'S TRIAL EXHIBITS

✓A	6-8	Dept. of Army (CRSC) decision letter dated 6/20/11	STIP
✓B	106	CRSC payment history 8/2014-7/2015	10/21/19
✓C	225	CRSC pay statement April 22, 2019	11
✓D	79	VA letter for disability benefits dated 10/16/12	11
✓E	236	VA payment history April – May 2019	11
✓F	125-127	OPM letter re: disability application dated November 12, 2010	11
✓G	512	OPM letter dated 4/29/18 regarding FERS disability annuity adjustment	11
✓H	132	OPM Notice of Annuity adjustment 7/2018	11
✓I	136	OPM Annuity statement March 2019	11
✓J	108-113	Social Security Decision dated 9/12/12	11
✓K	120-	2014 Social Security Benefit 2014	11
✓L	121	Social Security benefits 2018	11
<del>M</del>	237	Medical certificate from Dr. Arco	
<del>N</del>	511	Medical certificate from Nursing Attendant, Mayden Tagulo dated 10/4/19	
<del>O</del>	490	Medical Certificate from Dr. Regalado dated 10/10/19	



**EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE**  
**NOTICE OF DEFICIENCY**  
**ON APPEAL TO NEVADA SUPREME COURT**

**DANIEL W. ANDERSON, ESQ.**  
**703 S. 8<sup>TH</sup> ST.**  
**LAS VEGAS, NV 89101**

**DATE: May 15, 2020**  
**CASE: D-18-577701-Z**

**RE CASE:** In the Matter of the Joint Petition for Divorce of: CATERINA BYRD and GRADY EDWARD BYRD

**NOTICE OF APPEAL FILED:** May 14, 2020

**YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.**

**PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:**

- ☒ \$250 – Supreme Court Filing Fee (Make Check Payable to the Supreme Court)\*\*
  - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☐ \$24 – District Court Filing Fee (Make Check Payable to the District Court)\*\*
- ☒ \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)\*\*
  - NRAP 7: Bond For Costs On Appeal in Civil Cases
- ☐ Case Appeal Statement
  - NRAP 3 (a)(1), Form 2
- ☐ Order
- ☐ Notice of Entry of Order

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**NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:**

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. The district court clerk shall apprise appellant of the deficiencies in writing, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (g) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

***Please refer to Rule 3 for an explanation of any possible deficiencies.***

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***\*\*Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.***

# Certification of Copy

State of Nevada }  
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; POSTING OF COST ON APPEAL BOND; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; JUDGMENT FOR ATTORNEY FEES; NOTICE OF ENTRY OF JUDGMENT FOR ATTORNEY FEES; ORDER FROM FEBRUARY 27, 2020 HEARING; NOTICE OF ENTRY OF ORDER FROM THE FEBRUARY 27, 2020 HEARING; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

In the Matter of the Joint Petition for Divorce of:

CATERINA BYRD and GRADY EDWARD BYRD,

Petitioner(s),

Case No: D-18-577701-Z

Dept No: G

now on file and of record in this office.

**IN WITNESS THEREOF**, I have hereunto  
Set my hand and Affixed the seal of the  
Court at my office, Las Vegas, Nevada  
This 15 day of May 2020.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

