

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

IN THE MATTER OF THE ADMINISTRATION OF  
THE SSJ'S ISSUE TRUST,

IN THE MATTER OF THE ADMINISTRATION OF  
THE SAMUEL S. JAKSICK, JR. FAMILY TRUST.

TODD B. JAKSICK, INDIVIDUALLY AND AS CO-  
TRUSTEE OF THE SAMUEL S. JAKSICK, JR.  
FAMILY TRUST, AND AS TRUSTEE OF THE SSJ'S  
ISSUE TRUST; MICHAEL S. KIMMEL,  
INDIVIDUALLY AND AS CO-TRUSTEE OF THE  
SAMUEL S. JAKSICK, JR. FAMILY TRUST; KEVIN  
RILEY, INDIVIDUALLY AND AS A FORMER  
TRUSTEE OF THE SAMUEL S. JAKSICK, JR.  
FAMILY TRUST, AND AS TRUSTEE OF THE  
WENDY A. JAKSICK 2012 BHC FAMILY TRUST;  
AND STANLEY JAKSICK, INDIVIDUALLY AND AS  
CO-TRUSTEE OF THE SAMUEL S. JAKSICK, JR.  
FAMILY TRUST,

Appellants/Cross-Respondents,

vs.

WENDY JAKSICK,

Respondent/Cross-Appellant.

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Case No.: 81470

Appeal from the Second  
Judicial District Court,  
the Honorable David  
Hardy Presiding

**RESPONDENT/CROSS-APPELLANT WENDY JAKSICK'S  
APPENDIX, VOLUME 18**

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Dated this 14th day of June, 2021.

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I hereby certify that the foregoing **RESPONDENT/CROSS-APPELLANT WENDY JAKSICK'S APPENDIX, VOLUME 18** was filed electronically with the Nevada Supreme Court on the 14th day of June, 2021. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

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CASE NO. PR17-00445

CONS: TRUST: SSJ'S ISSUE TRUST

DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

APPEARANCES-HEARING

2/14/19

HONORABLE  
DAVID A. HARDY  
Dept. No. 15  
A. Dick  
(Clerk)  
D. Cecere  
(Reporter)

JURY TRIAL – DAY 1

Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq. and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD., and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq. represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their respective trustee capacity, each were present seated in the gallery. Adam Hosmer-Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective trustee capacity, who was present seated in the gallery.

*Prior to the commencement of court, Jury Trial Exhibits were marked for identification.*

8:31 a.m. – Court convened with counsel and respective parties present.

*Discussion ensued regarding trial logistics.*

**COURT ORDERED:** Wendy shall be referred to as Petitioner; Todd shall be referred to Respondent during trial.

Counsel Robison addressed the Court inquired if the verdict form caption should be changes; Court affirmed yes.

8:45 a.m. – Brief recess.

9:01 a.m. – Court reconvened with counsel and respective parties present.

9:01 a.m. – At the direction of the Court, court clerk summoned, via email, prospective jurors to Department 15.

Court greeted prospective jurors.

At the direction of the Court, court clerk called roll; 72 names present.

All prospective jurors were sworn to answer questions touching upon their qualifications to serve as jurors in this case.

Court conducted general and specific voir dire examination of all prospective jurors.

Court introduced itself, counsel, and respective parties to prospective jurors.

At the direction of Court, Court Clerk drew and called 20 names consisting of 8 jurors and 2 alternates to be seated in the box.

Court conducted general and specific examination of the prospective jurors seated in the box.

Counsel Lattin introduced his clients to the prospective jurors.

*Sidebar conducted between Court and counsel, off the record.*

**COURT ORDERED:** Prospective jurors JEFFREY ROWAN, RONALD PIETTE, PAMELA NETUSCHIL, STANLEY BROWN, DANA MINASSIAN all thanked excused to serve to serve on another Jury.

**COURT ORDERED:** Prospective juror GERALD EVANS thanked and excused to serve on another jury to be replaced by GWEN SEDLER; prospective juror KAREN HOKE VAN LUVENDER thanked and excused to serve on another jury to be replaced by

JODY PRICE; prospective juror KLARISSE DE VEGA thanked and excused to serve on another jury to be replaced by AMANDA PATTERSON; and prospective juror DIANNE HILLIARD thanked and excused to serve on another jury to be replaced by KRISTIN MURRAY.

Court further conducted general and specific examination of the prospective jurors seated in the box.

At the direction of the Court, counsel Hosmer-Henner read the witness list aloud to prospective jurors.

At the direction of the Court, counsel each identified their law firms to prospective jurors. Court further conducted general and specific examination of the prospective jurors seated in the box.

10:43 a.m. – Prospective jurors admonished and excused; brief recess.

11:08 a.m. – Court reconvened with counsel, respective parties, and prospective jurors present.

Court generally described the nature of this case to prospective jurors.

Court further conducted general and specific examination of prospective jurors seated in the box.

*Sidebar conducted between Court and counsel, off the record.*

12:26 p.m. – Lunch recess.

**COURT ORDERED:** Prospective juror HEATHER RUIZ excused for medical reasons.

*Todd's Exhibit 328 marked for identification.*

2:02 p.m. – Court reconvened with counsel and respective parties present.

*2:03 p.m. – Jury Question #1 During Trial Received.*

*Sidebar conducted between Court and counsel, off the record.*

*Whereupon, said question was electronically filed to the case docket.*

2:05 p.m. – Prospective jurors escorted into the courtroom.

Counsel Spencer, on behalf of Petitioner Wendy Jaksick, conducted specific and general voir dire examination of prospective jurors seated in the box.

Counsel Robison, on behalf of Respondent Todd Jaksick, conducted specific and general voir dire examination of prospective jurors seated in the box.

Counsel Robison passed the panel for cause.

3:16 p.m. – Prospective jurors admonished and excused; brief recess.

3:37 p.m. – Court reconvened with counsel and respective parties present.

Outside the presence of prospective jurors, counsel Robison requested this Court issue a social media admonished to prospective jurors – **GRANTED.**

Based upon counsel Robison's voir dire examination, counsel Spencer requested permission to conduct follow-up voir dire examination – **DENIED.**

Counsel Spencer moved to remove prospective jurors JESEL HYMAN, LARRY CALHOUN, and GRETCHEN HEGLAR for cause.

Counsel Robison objected to Petitioner's said motions.

Counsel Hosmer-Henner objected to Petitioner's said motions.

Court expressed concern for prospective juror LARRY CALHOUN remaining on the panel.

Counsel Lattin concurred with Petitioner's motion to remove GRETCHEN HEGLAR for cause but objected to removing LARRY CALHOUN for cause.

**COURT ORDERED:** Petitioner's motion to remove prospective jurors JESEL HYMAN and GRETCHEN HEGLAR for cause DENIED.

Outside the presence of other prospective jurors, LARRY CALHOUN escorted into the courtroom; Court conducted specific voir dire examination; counsel Lattin and counsel Hosmer-Henner each waived examination; counsel Spencer conducted specific voir dire examination; Court further conducted specific voir dire examination; counsel Robison passed for cause. Prospective juror LARRY CALHOUN escorted from the courtroom. Outside the presence of all prospective jurors, **COURT ORDERED:** Petitioner's motion to remove prospective juror LARRY CALHOUN for cause GRANTED; prospective juror LARRY CALHOUN thanked and excused to serve on another Jury to be replaced by JAMES ANDERSON.

Outside the presence of other prospective jurors, JAMES ANDERSON escorted into the courtroom; counsel Lattin conducted specific voir dire examination; counsel Hosmer-Henner conducted specific voir dire examination; counsel Spencer conducted specific voir dire examination; counsel Robison waived examination. Prospective juror JAMES ANDERSON escorted from the courtroom.

Outside the presence of all prospective jurors, counsel Spencer moved to remove prospective juror JAMES ANDERSON for cause; counsel Lattin objected; counsel Hosmer-Henner and counsel Robison each declined to comment.

**COURT ORDERED:** Petitioner's motion to remove prospective juror JAMES ANDERSON for cause DENIED.

4:08 p.m. – Prospective jurors escorted into the courtroom.

Counsel Lattin, on behalf of Respondent trustees Michael Kimmel and Kevin Riley, conducted general and specific voir dire examination of prospective jurors seated in the box.

Counsel Lattin passed the panel for cause.

Counsel Hosmer-Henner, on behalf of Respondent Stan Jaksick, passed the panel for cause.

Court thanked and excused unrecalled prospective jurors.

4:19 p.m. – Prospective jurors admonished and excused; brief recess.

4:34 p.m. – Court reconvened with counsel and respective parties present.

Outside the presence of prospective jurors, peremptory challenges were exercised: each side exercised 4 plus 1 alternate; the following panel selected and stipulated to:

1. DARLA WARD
2. GWEN SEDLER
3. DANIEL SILVA
4. MARY RODRIGUEZ
5. JODY PRICE
6. ALEXANDRIA MARTINEZ
7. AMANDA PATTERSON
8. TITUS COTTON
9. MICHELLE HOLLIS
10. DALTON BRIDGES

4:41 p.m. – Prospective jurors escorted into the courtroom.

Court announced and seated the selected Jury panel



*Sidebar conducted between Court and prospective juror GRETCHEN HEGLAR, off the record.*

4:45 p.m. – Jury sworn.

4:45 p.m. – Jury admonished and excused to return February 15, 2019, at 9:00 a.m.

Outside the presence of the Jury, **COURT ORDERED:** Counsel and respective parties shall appear at 8:30 on February 15, 2019.

4:49 p.m. – Court stood in recess.

*After session: Wendy's Exhibit 221 and Exhibit 458 through Exhibit 537 marked for identification.*

DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

## APPEARANCES-HEARING

2/15/19 JURY TRIAL – DAY 2  
HONORABLE Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented  
DAVID A. HARDY Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq.  
Dept. No. 15 and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who  
A. Dick was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD.,  
(Clerk) and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq.  
D. Cecere represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their  
(Reporter) respective trustee capacity, each were present seated in the gallery. Adam Hosmer-  
Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective  
trustee capacity, who was present seated in the gallery.  
8:29 a.m. – Court convened with counsel and respective parties present.  
Outside the presence of the Jury, counsel Spencer addressed the Court expressed  
concern regarding the perception to the Jury of 3:1 attorneys within the well of the  
courtroom; however, he did not notice any cumulative violation during voir dire  
examination yesterday.  
Counsel Robison addressed and advised the Court Petitioner named 11 different  
parties; therefore, only 3 opposing attorneys can be considered a bargain.  
Counsel Lattin addressed and advised the Court he only intends to speak as it relates to  
trustee capacity, not individuals.  
Counsel Hosmer-Henner addressed and advised his role at trial is to protect Stan  
Jaksick's interests.  
Court declined to orally pronounce at this time but reserved ruling. Court invited counsel  
Spencer to revisit at the time of cumulative violation, if any, occurs.  
8:38 a.m. – Brief recess.  
9:02 a.m. – Court reconvened with counsel, respective parties, and Jury present.  
Court provided preliminary instructions and admonishments to the Jury.  
Counsel Spencer, on behalf of Petitioner Wendy Jaksick, addressed the Jury presented  
an opening statement.  
10:07 a.m. – Jury admonished and excused; brief recess.  
10:21 a.m. – Court reconvened with counsel, respective parties, and Jury present.  
Counsel Lattin, on behalf of Respondent trustees Michael Kimmel and Kevin Riley,  
addressed the Jury presented an opening statement.  
Counsel Hosmer-Henner, on behalf of Respondent Stan Jaksick, addressed the Jury  
presented an opening statement.  
Counsel Robison, on behalf of Respondent Todd Jaksick, addressed the Jury presented  
an opening statement.  
11:30 a.m. – Brief recess.  
11:48 a.m. – Court reconvened with counsel, respective parties, and Jury present.  
Counsel Robison, on behalf of Respondent Todd Jaksick, opening statement continued.  
12:26 p.m. – Jury admonished and excused to return February 19, 2019, at 9:00 a.m.

Outside the presence of the Jury, **COURT ORDERED:** Counsel shall provide the court clerk a list of stipulated exhibits no later than noon on Tuesday, February 19, 2019.  
12:40 p.m. – Court stood in recess.

DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

## APPEARANCES-HEARING

2/19/19 JURY TRIAL – DAY 3

HONORABLE Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented  
DAVID A. HARDY Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq.  
Dept. No. 15 and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who  
A. Dick was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD.,  
(Clerk) and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq.  
T. Amundson represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their  
(Reporter) respective trustee capacity, each were present seated in the gallery. Adam Hosmer-  
Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective  
trustee capacity, who was present seated in the gallery.  
*Prior to the commencement of Court, Wendy's Exhibit 457 and Exhibit 539 through  
Exhibit 544 were marked for identification.*  
8:57 a.m. – Court convened with counsel, respective parties present, and Jury present.  
TODD JAKSICK, sworn, testified under direct examination conducted by counsel  
Spencer.  
*Wendy's Exhibit 543 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 9 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 13 offered, no objection; ADMITTED.*  
*Todd's Exhibit 154 offered, no objection; ADMITTED.*  
*Todd's Exhibit 155 offered, no objection; ADMITTED.*  
*Todd's Exhibit 10 offered, stipulated; ADMITTED.*  
10:29 a.m. – Jury admonished and excused; brief recess.  
10:48 a.m. – Court reconvened with counsel and respective parties present.  
Outside the presence of the Jury, discussion ensued regarding deposition procedure.  
**COURT ORDERED:** Pursuant to the rule depositions shall be formally opened and  
published before projected upon the television screen to the Jury.  
10:49 a.m. – Jury escorted into the courtroom.  
TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify  
under direct examination conducted by counsel Spencer.  
*Wendy's Exhibit 537 offered, no objection; ADMITTED.*  
*Todd's Exhibit 23.17 offered, no objection; ADMITTED.*  
*Todd's Exhibit 23.5 offered, no objection; ADMITTED.*  
*Todd's Exhibit 23.8 offered, no objection; ADMITTED.*  
*Todd's Exhibit 96 offered, no objection; ADMITTED.*  
*Todd's Exhibit 23.18 offered, stipulated; ADMITTED.*  
Counsel Robison addressed the Court stipulated to the 23.1 Exhibit Series.  
*Todd's Exhibit 23.20 offered, no objection; ADMITTED.*  
12:00 p.m. – Jury admonished and excused; lunch recess.  
1:28 p.m. – Court reconvened with counsel, respective parties, and Jury present.  
TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify  
under direct examination conducted by counsel Spencer.  
*Todd's Exhibit 23.21 offered, stipulated; ADMITTED.*

*Todd's Exhibit 51 offered, no objection; ADMITTED.*  
*Todd's Exhibit 23.15 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 23.7 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 23.9 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 23.16 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 23.4 offered, no objection; ADMITTED.*  
*Wendy's Exhibit 465 offered, no objection; ADMITTED.*  
*Wendy's Exhibit 542 offered, no objection; ADMITTED.*  
*Wendy's Exhibit 544 offered, no objection; ADMITTED.*  
*Todd's Exhibit 23.6 offered, stipulated; ADMITTED.*  
*Wendy's Exhibit 417 offered, no objection; ADMITTED.*  
*Todd's Exhibit 14 offered, stipulated; ADMITTED.*  
3:00 p.m. – Jury admonished and excused; brief recess.  
3:16 p.m. – Court reconvened with counsel, respective parties, and Jury present.  
TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify under direct examination conducted by counsel Spencer.  
*Wendy's Exhibit 471 offered, stipulated; ADMITTED.*  
*Wendy's Exhibit 475 offered, no objection; ADMITTED.*  
*Todd's Exhibit 89 offered, no objection; ADMITTED.*  
*Wendy's Exhibit 476 offered, no objection; ADMITTED.*  
*Wendy's Exhibit 474 offered, no objection; ADMITTED.*  
*Todd's Exhibit 23 offered, no objection; ADMITTED.*  
4:25 p.m. – Jury admonished and excused to return February 20, 2019, at 9:00 a.m.  
4:25 p.m. – Court stood in recess.

DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

## APPEARANCES-HEARING

2/20/19 JURY TRIAL – DAY 4  
HONORABLE Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented  
DAVID A. HARDY Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq.  
Dept. No. 15 and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who  
A. Dick was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD.,  
(Clerk) and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq.  
C. Eisenberg represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their  
(Reporter) respective trustee capacity, each were present seated in the gallery. Adam Hosmer-  
Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective  
trustee capacity, who was present seated in the gallery.  
8:38 a.m. – *Jury Question #2 During Trial Received; Court notified and copies provided  
to counsel.*  
*Prior to the commencement of Court, Wendy's Exhibit 545 and Exhibit 546; Todd's  
Exhibit 332 and Exhibit 333 marked for identification.*  
8:59 a.m. – Court convened with counsel and respective parties present.  
Outside the presence of the Jury, an oral response to Jury Question #2 During Trial was  
discussed.  
9:04 a.m. – Jury escorted into the courtroom.  
Court orally answered Jury Question #2.  
*Whereupon, said question was electronically filed to the case docket.*  
TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify  
under direct examination conducted by counsel Spencer.  
*Sidebar conducted between Court and counsel, off the record.*  
**COURT ORDERED:** Wendy's Exhibit 546 INADMISSIBLE.  
*Wendy's Exhibit 440 offered, no objection; ADMITTED.*  
*Wendy's Exhibit 441 offered, no objection; ADMITTED.*  
*Todd's Exhibit 61 offered, no objection; ADMITTED.*  
*Todd's Exhibit 64 offered, no objection; ADMITTED.*  
10:31 a.m. – Jury admonished and excused; brief recess.  
10:52 a.m. – Court reconvened with counsel and respective parties present.  
*Wendy's Exhibit 547 marked for identification.*  
Outside the presence of the Jury, Jury Question #1 During Trial discussed and list of  
stipulated exhibits discussed.  
Court directed counsel to note an exhibit as stipulated upon offering it into evidence.  
Jury escorted into the courtroom.  
TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify  
under direct examination conducted by counsel Spencer.  
*Todd's Exhibit 23.37 offered, stipulated; ADMITTED.*  
*Wendy's Exhibit 444 offered, no objection; ADMITTED.*  
*Todd's Exhibit 67 offered, stipulated; ADMITTED.*  
*Wendy's Exhibit 454 offered, no objection; ADMITTED.*

*Wendy's Exhibit 547 offered, no objection; ADMITTED.*

*Todd's Exhibit 258 offered, stipulated; ADMITTED.*

*Todd's Exhibit 23.12 offered, stipulated; ADMITTED.*

*Todd's Exhibit 23.13 offered, stipulated; ADMITTED.*

*Wendy's Exhibit 545 offered, stipulated; ADMITTED.*

*Todd's Exhibit 11 offered, stipulated; ADMITTED.*

*Todd's Exhibit 114 offered, stipulated; ADMITTED.*

*Todd's Exhibit 11A offered, stipulated; ADMITTED.*

11:53 a.m. – Jury admonished and excused; lunch recess.

1:31 p.m. – Court reconvened with counsel, respective parties, and Jury present.

*Wendy's Exhibit 419 offered, stipulated; ADMITTED.*

TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify under direct examination conducted by counsel Spencer.

*Todd's Exhibit 12 offered, stipulated; ADMITTED.*

*Todd's Exhibit 11B offered, stipulated; ADMITTED.*

*Todd's Exhibit 173 offered, stipulated; ADMITTED.*

*Todd's Exhibit 16 offered, stipulated; ADMITTED.*

*Todd's Exhibit 75 offered, stipulated; ADMITTED.*

*Wendy's Exhibit 449 offered, stipulated; ADMITTED.*

*Todd's Exhibit 298 offered, stipulated; ADMITTED.*

2:40 p.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, Exhibit 298 discussed; counsel Robison addressed the Court indicated he will provide Todd's entire creditor claim, if it has not yet been provided to complete said Exhibit.

2:43 p.m. – Brief recess.

3:01 p.m. – Court reconvened with counsel, respective parties, and Jury present.

TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify under direct examination conducted by counsel Spencer.

*Todd's Exhibit 72 offered, stipulated; ADMITTED.*

*Todd's Exhibit 73 offered, stipulated; ADMITTED.*

*Todd's Exhibit 74 offered, stipulated; ADMITTED.*

*Todd's Exhibit 126 offered, stipulated; ADMITTED.*

*Sidebar conference conducted between Court and counsel, off the record.*

3:24 p.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, content of sidebar conference stated on the record, in that, parameters of this Court's MIL ruling regarding settlement between Todd and Stan discussed.

Court proposed, based upon counsel Spencer's examination, Todd may disclose that an agreement was reached between Stan and himself.

Counsel Robison did not object to this Court's said proposal.

Counsel Hosmer-Henner addressed and advised the Court the settlement agreement between Todd and Stan is complicated and it is unknown if there is a financial incentive for Stan, if Todd prevails at trial.

**COURT ORDERED:** Counsel Spencer permitted to examine Todd regarding settling with Stan, but counsel are prohibited from questioning that would open the terms and conditions of said agreement.

3:38 p.m. – Jury escorted into the courtroom.

TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify under direct examination conducted by counsel Spencer.

*Wendy's Exhibit 429 offered, stipulated; ADMITTED.*

*Wendy's Exhibit 411 offered, stipulated; ADMITTED.*

*Wendy's Exhibit 412 offered, stipulated; ADMITTED.*

*Todd's Exhibit 38 offered, stipulated; ADMITTED.*

*Todd's Exhibit 243 offered, stipulated; ADMITTED.*

*Todd's Exhibit 207 offered, stipulated; ADMITTED.*

*Wendy's Exhibit 447 offered, stipulated; ADMITTED.*

4:15 p.m. – Jury admonished and excused to return February 21, 2019, at 9:45 a.m.

4:15 p.m. – Court stood in recess.



DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

## APPEARANCES-HEARING

2/21/19 JURY TRIAL – DAY 5  
HONORABLE Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented  
DAVID A. HARDY Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq.  
Dept. No. 15 and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who  
A. Dick was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD.,  
(Clerk) and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq.  
E. Ferretto represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their  
(Reporter) respective trustee capacity, each were present seated in the gallery. Adam Hosmer-  
Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective  
trustee capacity, who was present seated in the gallery.  
9:56 a.m. – Court convened with counsel and respective parties present.  
Outside the presence of the Jury, Court generally admonished counsel regarding the  
pace of the presentation of evidence and indicated this case shall be submitted to the  
Jury for decision next Thursday.  
Counsel Robison addressed the Court indicated Pierre Hascheff is subpoenaed to  
testify tomorrow.  
Counsel Spencer addressed the Court did not object to calling Pierre Hascheff to testify  
out-of-order.  
Court directed counsel to work among themselves to figure out witness sequencing.  
10:03 a.m. – Jury escorted into the courtroom.  
TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify  
under direct examination conducted by counsel Spencer.  
*Wendy's Exhibit 548 marked for identification, offered, no objection; ADMITTED.*  
*Wendy's Exhibit 549 marked for identification, offered, no objection; ADMITTED.*  
Counsel Robison stipulated to the chain-of-custody of the box containing all original  
signatures to include aforementioned marked exhibits.  
*Todd's Exhibit 32 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 90 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 230 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 231 offered, stipulated; ADMITTED.*  
*Wendy's Exhibit 470 offered, no objection; ADMITTED.*  
*Todd's Exhibit 202 offered, stipulated; ADMITTED.*  
11:01 a.m. – Jury admonished and excused; brief recess.  
11:15 a.m. – Court reconvened with counsel, respective parties, and Jury present.  
TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify  
under direct examination conducted by counsel Spencer.  
*Todd's Exhibit 164 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 15 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 76 offered, stipulated; ADMITTED.*  
*Wendy's Exhibit 505 offered, stipulated; ADMITTED.*  
12:14 p.m. – Jury admonished and excused; lunch recess.

1:31 p.m. – Court reconvened with counsel, respective parties, and Jury present. TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify under direct examination conducted by counsel Spencer.

*Todd's Exhibit 203 offered, stipulated; ADMITTED.*

*Wendy's Exhibit 513 offered, no objection; ADMITTED.*

*Wendy's Exhibit 540 offered, stipulated; ADMITTED.*

*Todd's Exhibit 213 offered, stipulated; ADMITTED.*

*Todd's Exhibit 214 offered, stipulated; ADMITTED.*

*Wendy's Exhibit 541 offered, stipulated; ADMITTED.*

*Todd's Exhibit 168 offered, stipulated; ADMITTED.*

*Todd's Exhibit 169 offered, stipulated; ADMITTED.*

*Todd's Exhibit 17 offered, stipulated; ADMITTED.*

*Todd's Exhibit 18 offered, stipulated; ADMITTED.*

*Todd's Exhibit 19 offered, stipulated; ADMITTED.*

*Todd's Exhibit 20 offered, stipulated; ADMITTED.*

*Todd's Exhibit 21 offered, stipulated; ADMITTED.*

*Todd's Exhibit 22 offered, stipulated; ADMITTED.*

*Wendy's Exhibit 420 offered, stipulated; ADMITTED.*

*Wendy's Exhibit 437 offered, stipulated; ADMITTED.*

*Todd's Exhibit 205 offered, stipulated; ADMITTED.*

*Todd's Exhibit 44 offered, stipulated; ADMITTED.*

*Todd's Exhibit 111 offered, stipulated; ADMITTED.*

*Todd's Exhibit 119 offered, stipulated; ADMITTED.*

*Todd's Exhibit 120 offered, stipulated; ADMITTED.*

*Todd's Exhibit 121 offered, stipulated; ADMITTED.*

*Todd's Exhibit 123 offered, stipulated; ADMITTED.*

*Todd's Exhibit 124 offered, stipulated; ADMITTED.*

*Todd's Exhibit 125 offered, stipulated; ADMITTED.*

*Todd's Exhibit 23.19 offered, stipulated; ADMITTED.*

3:00 p.m. – Jury admonished and excused; brief recess.

3:17 p.m. – Court reconvened with counsel and respective parties present.

Outside the presence of the Jury, counsel Robison advised Wendy violated this Court's pretrial motion in limine ruling regarding excluding any reference to her killing Sam.

Counsel further advised said reference was contained in Exhibit 111 which was published to the Jury.

Counsel Spencer advised he will not display Exhibit 111 to the Jury again.

Court indicated the reference was not a topic of the colloquy and it appears to be an inadvertent violation of its previous ruling.

Counsel Robison advised Todd's emotional reaction before the Jury was due to the publication of Exhibit 111. Counsel indicated he would like an opportunity to examine Todd today while his emotional reaction is fresh in the Jury's mind.

Counsel Spencer advised he prefers to argue the issue and further confirmed he will not display Exhibit 111 again.

3:22 p.m. – Jury escorted into the courtroom.

3:22 p.m. – *Jury Question #3 During Trial Received; provided to the Court.*

TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify under direct examination conducted by counsel Spencer.

*Todd's Exhibit 159 offered, stipulated; ADMITTED.*

*Todd's Exhibit 166 offered, stipulated; ADMITTED.*

*Todd's Exhibit 167 offered, stipulated; ADMITTED.*

*Todd's Exhibit 223 offered, stipulated; ADMITTED.*

*Todd's Exhibit 224 offered, stipulated; ADMITTED.*

*Todd's Exhibit 225 offered, stipulated; ADMITTED.*

*Todd's Exhibit 226 offered, stipulated; ADMITTED.*

*Todd's Exhibit 227 offered, stipulated; ADMITTED.*

*Todd's Exhibit 228 offered, stipulated; ADMITTED.*

*Todd's Exhibit 229 offered, stipulated; ADMITTED.*

*Todd's Exhibit 151 offered, stipulated; ADMITTED.*

*Todd's Exhibit 81 offered, stipulated; ADMITTED.*

*Todd's Exhibit 239 offered, stipulated; ADMITTED.*

*Todd's Exhibit 3 offered; objection stated.*

*Todd's Exhibit 4 offered; objection stated.*

3:55 p.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, counsel Robison argued in support of the inadmissibility of Todd's Exhibit 3 and Exhibit 4 as they relate to jury trial.

Counsel Spencer argued in support of the admissibility of said exhibits.

Regarding Todd's Exhibit 111, Court found the reference/violation of its previous motion in limine ruling as inadvertent and counsel Robison is permitted to inquire Todd Jaksick about his emotional reaction.

Court read aloud Jury Question #3 During Trial to counsel.

*Discussion ensued regarding trial scheduling.*

*Whereupon, said question was electronically filed to this case docket.*

**COURT ORDERED:** Todd's Exhibit 3 and Exhibit 4 INADMISSIBLE during jury trial.

4:16 p.m. – Jury escorted into the courtroom.

TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify under direct examination conducted by counsel Spencer; cross examination conducted by counsel Robison.

4:25 p.m. – *Deposition opened and published; Todd Jaksick October 31, 2018, vol. 6.*

*Whereupon, said deposition was barcoded and imaged to the case docket.*

Counsel Robison stipulated that said deposition is the original.

4:37 p.m. – Jury admonished and excused to return February 22, 2019, at 8:30 a.m.

Outside the presence of the Jury,

*Todd's Exhibit 95 offered, no objection; ADMITTED.*

*Todd's Exhibit 129 offered, no objection; ADMITTED.*

*Todd's Exhibit 130 offered, no objection; ADMITTED.*

*Todd's Exhibit 131 offered, no objection; ADMITTED.*

*Todd's Exhibit 132 offered, no objection; ADMITTED.*

4:40 p.m. – Court stood in recess.

DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

## APPEARANCES-HEARING

2/22/19 JURY TRIAL – DAY 6  
HONORABLE Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented  
DAVID A. HARDY Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq.  
Dept. No. 15 and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who  
A. Dick was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD.,  
(Clerk) and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq.  
C. Wolden represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their  
(Reporter) respective trustee capacity, each were present seated in the gallery. Adam Hosmer-  
Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective  
trustee capacity, who was present seated in the gallery.  
8:30 a.m. – Court convened with counsel, respective parties, and Jury present.  
TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify  
under cross examination conducted by counsel Robison.  
*Todd's Exhibit 318FF offered, no objection; ADMITTED.*  
*Todd's Exhibit 318GG offered, no objection; ADMITTED.*  
*Wendy's Exhibit 495 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 316 offered for demonstrative purposes only, no objection; ADMITTED*  
*FOR DEMONSTRATIVE PURPOSE ONLY.*  
*Todd's Exhibit 327 offered for demonstrative purposes only, no objection; ADMITTED*  
*FOR DEMONSTRATIVE PURPOSE ONLY.*  
Called out of order, PIERRE HASCHEFF, sworn, testified under direct examination  
conducted by counsel Robison.  
10:01 a.m. – Jury admonished and excused; brief recess.  
10:15 a.m. – Court reconvened with counsel, respective parties, and Jury present.  
PIERRE HASCHEFF, heretofore sworn, resumed the witness stand continued to testify  
under direct examination conducted by counsel Robison; direct examination conducted  
by counsel Lattin; counsel Kreitlein waived examination; cross examination conducted  
by counsel Spencer.  
11:29 a.m. – Jury admonished and excused; lunch recess.  
11:58 a.m. – Court reconvened with counsel, respective parties, and Jury present.  
PIERRE HASCHEFF, heretofore sworn, resumed the witness stand continued to testify  
under cross examination conducted by counsel Spencer.  
12:15 p.m. – *Deposition opened and published; Pierre Hascheff November 17, 2018,*  
*vol. 2.*  
*Whereupon, said deposition was barcoded and imaged to this case docket.*  
*Sidebar conducted between Court and counsel, off the record.*  
1:30 p.m. – Jury admonished and excused; brief recess.  
Outside the presence of the Jury, **COURT ORDERED:** Pierre Hascheff shall remain  
under subpoena and shall be required to return next Monday to testify.  
*Discussion ensued regarding trial timing and witness sequencing.*

Counsel Robison indicated approximately 10 witnesses may still need to be called to testify.

Court stated it is uncomfortable keeping the Jury past next week and it will take action to move this trial along. Court also disclosed a scheduling conflict March 1, 2019, in the afternoon and it may seek judicial coverage for taking the verdict.

1:35 p.m. – Jury escorted into the courtroom.

1:36 p.m. – Jury admonished and excused to return February 25, 2019, at 8:45 a.m.

1:36 p.m. – Court stood in recess.

DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

## APPEARANCES-HEARING

2/25/19  
HONORABLE  
DAVID A. HARDY  
Dept. No. 15  
A. Dick  
(Clerk)  
J. Kernan  
(Reporter)

JURY TRIAL – DAY 7

Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq. and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD., and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq. represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their respective trustee capacity, each were present seated in the gallery. Adam Hosmer-Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective trustee capacity, who was present seated in the gallery.

8:44 a.m. – Court convened with counsel, respective parties, and Jury present. PIERRE HASCHEFF, heretofore sworn, resumed the witness stand continued to testify under cross examination conducted by counsel Spencer.

*Wendy's Exhibit 542 (original signature) marked for identification, offered, stipulated; ADMITTED.*

*[Clerk's note: Exhibit remarked as Exhibit 542A].*

Counsel Robison addressed the Court stipulated to the chain-of-custody of said exhibit and advised there is a waiver of attorney-client privileged information.

*Todd's Exhibit 153A offered, stipulated; ADMITTED.*

*Todd's Exhibit 190 offered, stipulated; ADMITTED.*

*Todd's Exhibit 189 offered, stipulated; ADMITTED.*

*Wendy's Exhibit 553 marked for identification, offered, no objection; ADMITTED.*

*Todd's Exhibit 221 offered; OBJECTION SUSTAINED.*

Counsel Spencer addressed the Court offered a portion of Exhibit 221 to be marked for identification as Exhibit 221A.

9:59 a.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury and during the recess, counsel met and conferred regarding Exhibit 221A.

10:21 a.m. – Court reconvened with counsel and respective parties present.

Outside the presence of the Jury, counsel each stipulated to remarking Exhibit 542, marked this morning, as Exhibit 542A and clarified Exhibit 542A contains original signatures whereas Exhibit 542 is a copy of said document.

Counsel Robison addressed the Court stipulated to the entirety of Exhibit 221 and the companion Exhibit 220.

10:23 a.m. – Jury escorted into the courtroom.

**COURT ORDERED:** Todd's Exhibit 220 ADMITTED; Todd's Exhibit 221 ADMITTED in its entirety.

PIERRE HASCHEFF, heretofore sworn, resumed the witness stand continued to testify under cross examination conducted by counsel Spencer; redirect examination conducted by counsel Robison; recross examination conducted by counsel Spencer. Witness thanked and excused.

*Sidebar conducted among Court, counsel Robinson, and counsel Spencer, off the record.*

TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify under cross examination conducted by counsel Robison.

*Todd's Exhibit 23.42 offered, stipulated; ADMITTED.*

12:00 p.m. – Jury admonished and excused; lunch recess.

1:28 p.m. – Court reconvened with counsel and respective parties present.

Outside the presence of the Jury, counsel Spencer addressed and advised the Court not all of the Exhibit 23 series are stipulated.

Jury escorted into the courtroom.

TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify under cross examination conducted by counsel Robison.

*Todd's Exhibit 15A offered, stipulated; ADMITTED.*

*Todd's Exhibit 15B offered, stipulated; ADMITTED.*

*Todd's Exhibit 15C offered, stipulated; ADMITTED.*

*Todd's Exhibit 15D offered, stipulated; ADMITTED.*

*Todd's Exhibit 15E offered, stipulated; ADMITTED.*

*Todd's Exhibit 15F offered, stipulated; ADMITTED.*

*Todd's Exhibit 15G offered, stipulated; ADMITTED.*

*Todd's Exhibit 23.33 offered, no objection; ADMITTED.*

*Todd's Exhibit 23.41 offered, objection overruled; ADMITTED.*

*Todd's Exhibit 23.45 offered, stipulated; ADMITTED.*

*Todd's Exhibit 23.46 offered, objection overruled; ADMITTED.*

*Todd's Exhibit 27F offered.*

2:53 p.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, counsel Spencer advised Wendy withdraws her motion in limine regarding Todd's Exhibit 27F and requested permission to do so in the presence of the Jury – **GRANTED.**

2:55 p.m. – Brief recess.

3:22 p.m. – Court reconvened with counsel and respective parties present.

Outside the presence of the Jury, counsel Robison indicated a named witness is seated in the gallery.

Counsel Spencer indicated expert witness Bruce Wallace is permitted to observe testimony due to his expert designation.

Counsel Robinson objected to said expert witness remaining in gallery pursuant to local rule that an expert witness is only permitted to observe other/competing expert testimony.

**COURT ORDERED:** Expert witness Bruce Wallace shall be excluded from the courtroom until further order from this Court.

3:24 p.m. – Jury escorted into the courtroom.

TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify under cross examination conducted by counsel Robison; redirect examination conducted by counsel Spencer; recross examination conducted by counsel Robison.

*Todd's Exhibit 27J offered, stipulated; ADMITTED.*

Counsel Spencer withdrew Wendy's motion in limine regarding Todd's Exhibit 27F.

*Todd's Exhibit 23.24 offered, stipulated; ADMITTED.*

Counsel Lattin addressed the Court reserved the right to recall TODD JAKSICK during the trustees' case-in-chief, if deemed necessary.

*Todd's Exhibit 52 offered, stipulated; ADMITTED.*

**COURT ORDERED:** Counsel Robison and counsel Spencer shall each pay \$100 to the Washoe County Law Library as a sanction for interrupting each other.

4:38 p.m. – Jury admonished and excused to return February 26, 2019, at 11:00 a.m. Outside the presence of the Jury, **COURT ORDERED:** Counsel shall arrive at 9:00 a.m. on February 26, 2019, to meet and confer in the courtroom regarding jury instructions. Counsel Robison advised Parties may be able to stipulate to some stock jury instructions but authority will be prepared against Wendy's proposed instructions. Court indicated it wants to know which jury instructions are hotly disputed.

*Discussion ensued regarding witness sequencing.*

Court gently urged this case forward.

4:47 p.m. – Court stood in recess.

*Court provided counsel each with a preliminary packet of jury instructions for their review.*



DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

## APPEARANCES-HEARING

2/26/19 JURY TRIAL – DAY 8  
HONORABLE Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented  
DAVID A. HARDY Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq.  
Dept. No. 15 and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who  
A. Dick was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD.,  
(Clerk) and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq.  
D. Cecere represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their  
(Reporter) respective trustee capacity, each were present seated in the gallery. Adam Hosmer-  
Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective  
trustee capacity, who was present seated in the gallery.  
11:01 a.m. – Court convened with counsel, respective parties, and Jury present.  
TODD JAKSICK, heretofore sworn, resumed the witness stand continued to testify  
under recross examination conducted by counsel Robison; counsel Lattin waived  
examination Witness thanked and excused to return to his seat in the gallery.  
WENDY JAKSICK, sworn, testified under direct examination conducted by counsel  
Spencer; cross examination conducted by counsel Robison.  
*Wendy's Exhibit 554 offered.*  
*[Clerk's note: Counsel referenced Wendy's Exhibit 554 prior to said document being marked for*  
*identification at this time].*  
*Todd's Exhibit 216 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 217 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 218 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 219 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 13P offered, no objection; ADMITTED.*  
12:29 p.m. – Jury admonished and excused; brief recess.  
12:45 p.m. – Court reconvened with counsel and respective parties present.  
Outside the presence of the Jury, counsel Spencer addressed the Court regarding  
Exhibit 151.  
Court permitted counsel Spencer limited questioning parameters regarding Exhibit 151.  
Counsel Spencer moved to publish Exhibit 554 to the Jury as demonstrative;  
objection(s) stated.  
**COURT ORDERED:** Due to untimely production, Exhibit 554 shall be prohibited and  
shall not be published to the Jury.  
**COURT ORDERED:** Counsel shall ensure Wendy Jaksick's deposition(s) are provided  
to the court clerk at some point during this trial.  
Court stated its findings regarding expert witness Bruce Wallace presence in the gallery  
during other witness' testimony.  
**COURT ORDERED:** Expert witness Bruce Wallace permitted to be present and seated  
in the gallery.  
12:50 p.m. – *Deposition opened and published; Wendy Jaksick, August 9, 2018, vol. 4.*  
*Whereupon, said deposition was barcoded and imaged to this case docket.*

12:50 p.m. – *Deposition opened and published; Wendy Jaksick, August 10, 2018, vol. 5. Whereupon, said deposition was barcoded and imaged to this case docket.*

12:51 p.m. – Jury escorted into the courtroom.

WENDY JAKSICK, heretofore sworn, resumed the witness stand continued to testify under cross examination conducted by counsel Robison; cross examination conducted by counsel Lattin; cross examination conducted by counsel Hosmer-Henner.

*Todd's Exhibit 79 offered, stipulated; ADMITTED.*

*Todd's Exhibit 80 offered, stipulated; ADMITTED.*

*Todd's Exhibit 242 offered, stipulated; ADMITTED.*

*Todd's Exhibit 244 offered, stipulated; ADMITTED.*

*Todd's Exhibit 246 offered, stipulated; ADMITTED.*

2:16 p.m. – Jury admonished and excused; lunch recess.

2:45 p.m. – Court reconvened with counsel, respective parties, and Jury present.

WENDY JAKSICK, heretofore sworn, resumed the witness stand testified under redirect examination conducted by counsel Spencer; recross examination conducted by counsel Robison; recross examination waived by counsel Lattin; recross examination waived by counsel Hosmer-Henner. Witness thanked and excused to return to her seat in the gallery.

*Wendy's Exhibit 418 offered, stipulated; ADMITTED.*

*Sidebar conducted between Court and counsel, off the record.*

*Todd's Exhibit 215 offered, stipulated; ADMITTED*

*Todd's Exhibit 13C offered, stipulated; ADMITTED.*

JIM SMRT, sworn, testified under direct examination conducted by counsel Spencer; cross examination conducted by counsel Robison; cross examination conducted by counsel Lattin; cross examination waived by counsel Hosmer-Henner; redirect examination conducted by counsel Spencer; recross examination waived by counsel Robison; recross examination waived by counsel Lattin; recross examination waived by counsel Hosmer-Henner. Witness thanked and excused.

MICHAEL KIMMEL, sworn, testified under direct examination conducted by counsel Connot.

4:01 p.m. – Jury admonished and excused; brief recess.

4:14 p.m. – Court reconvened with counsel, respective parties, and Jury present.

MICHAEL KIMMEL, heretofore sworn, resumed the witness stand testified under cross examination conducted by counsel Lattin.

4:40 p.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, trial scheduled, jury instructions, and this Court's March 1, 2019, availability discussed.

4:44 p.m. – Jury escorted into the courtroom.

MICHAEL KIMMEL, heretofore sworn, resumed the witness stand testified under cross examination conducted by counsel Lattin; cross examination waived by counsel Hosmer-Henner; cross examination waived by counsel Robison but counsel reserved the right to recall said witness during Todd's case-in-chief, if necessary; redirect examination conducted by counsel Connot; recross examination conducted by counsel Lattin; recross examination waived by counsel Hosmer-Henner; recross examination waived by counsel Robison. Witness thanked and excused to return to his seat in the gallery.

4:54 p.m. – Jury admonished and excused to return February 27, 2019, at 8:45 a.m.  
Court stood in recess.

DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

## APPEARANCES-HEARING

2/27/19 JURY TRIAL – DAY 9  
HONORABLE Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented  
DAVID A. HARDY Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq.  
Dept. No. 15 and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who  
A. Dick was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD.,  
(Clerk) and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq.  
C. Eisenberg represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their  
(Reporter) respective trustee capacity, each were present seated in the gallery. Adam Hosmer-  
Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective  
trustee capacity, who was present seated in the gallery.  
8:46 a.m. – Court convened with counsel, respective parties, and Jury present.  
JESSICA CLAYTON, sworn, testified under direct examination conducted by counsel  
Connot; cross examination conducted by counsel Robison; cross examination waived  
by counsel Lattin, cross examination waived by counsel Hosmer-Henner; redirect  
examination conducted by counsel Connot; recross examination conducted by counsel  
Robison; recross examination waived by counsel Lattin; recross examination waived by  
counsel Hosmer-Henner. Witness thanked and excused.  
*Todd's Exhibit 197 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 200 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 201 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 198 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 331 offered, objection stated.*  
Counsel stipulated to replacing Exhibit 331 contained in the exhibit binder with the  
document produced during discovery and possessed by counsel Robison – **GRANTED.**  
*Todd's Exhibit 331 [bate stamped] reoffered, no objection; ADMITTED.*  
STAN JAKSICK, sworn, testified under direct examination conducted by counsel  
Connot.  
*Todd's Exhibit 23.23 offered, stipulated; ADMITTED.*  
*Wendy's Exhibit 410 offered, no objection; ADMITTED.*  
*Sidebar conducted between Court and counsel, off the record.*  
10:08 a.m. – Jury admonished and excused; brief recess.  
Outside the presence of the Jury, Court stated the content of the sidebar conference on  
the record to include its previous ruling that the details of Todd and Stans' settlement  
shall be prohibited but the fact of settlement shall be permissible; however, biased  
motivation may be a crucial element for the Jury weigh.  
Counsel Connot addressed and advised the Court Todd and Stans' settlement  
agreement contains many contingencies and each Party has an interest in the outcome  
of this trial.  
Counsel Lattin addressed and advised the Court said settlement agreement  
unconditionally removes Todd's personal residence from the indemnification agreement.

Counsel Hosmer-Henner addressed and advised the Court contingencies contained in said settlement agreement are irrelevant.

Counsel Connot advised respondents opened the door to settlement discussions and argued in support thereto.

Counsel Robison addressed the Court argued in opposition of any contingencies contained and any conditional withdrawal contained in said settlement agreement.

Counsel Connot argued in support of said agreement containing withdrawal of indemnification as conditional upon defeat of Wendy at trial.

Counsel Robison further argued in opposition of disclosing anything regarding settlement discussions to the Jury.

Counsel Connot requested this Court review one paragraph of Todd and Stans' settlement agreement.

Court directed counsel provide an evidentiary proffer through Stan regarding the indemnification agreement.

Counsel Connot examined STAN JAKSICK regarding the narrow indemnification topic.

Counsel Robison examined STAN JAKSICK regarding the narrow indemnification topic.

**COURT ORDERED:** Court clerk shall provide this Court with only paragraph 3 of Todd and Stans' settlement agreement for its review.

Counsel Connot indicated Wendy's Exhibit 457 is Todd and Stans' settlement agreement.

10:28 a.m. – Brief recess.

10:38 a.m. – Court reconvened with counsel and respective parties present.

Outside the presence of the Jury, **COURT ORDERED:** Counsel Connot's line of questioning is APPROVED. Further, any express terms of Todd and Stans' settlement agreement is approved EXCEPT removal of Todd's personal residence from the indemnification agreement. Further, counsel Connot shall be PERMITTED and may inquire Stan if the complete agreement is conditional/contingent on the outcome of this trial. Further, Court indicated depending on the Stan's answer Paragraph 3 of said settlement agreement may be offered into evidence, if deemed appropriate.

10:42 a.m. – Brief recess.

10:49 a.m. – Court reconvened with counsel, respective parties, and Jury present.

STAN JAKSICK, heretofore sworn, resumed the witness stand continued to testify under direct examination conducted by counsel Connot; cross examination conducted by counsel Hosmer-Henner.

Counsel Connot offered Paragraph 3 of Todd and Stans' settlement agreement – **DENIED.**

*Wendy's Exhibit 414 offered, objection stated.*

Counsel Robison requested voir dire examination of STAN JAKSICK regarding Exhibit 414 – **GRANTED.**

*Wendy's Exhibit 414 offered, objection overruled; ADMITTED.*

*Wendy's Exhibit 525 offered, no objection; ADMITTED.*

11:45 a.m. – *Deposition opened and published; Stanley Jaksick August 8, 2018, vol. 3. Whereupon, said deposition was barcoded and imaged to this case docket.*

11:53 a.m. – Jury admonished and excused; lunch recess.

Outside the presence of the Jury, Court admonished all counsel regarding leading questioning. Court inquired counsel regarding Exhibit 201 and reviewed said exhibit therein.

11:57 a.m. – Lunch recess.

1:28 p.m. – Court reconvened with counsel, respective parties, and Jury present. STAN JAKSICK, heretofore sworn, resumed the witness stand continued to testify under cross examination conducted by counsel Hosmer-Henner.

**COURT ORDERED:** Courtroom CLEARED except trial counsel, parties, and Juror #1.

1:52 p.m. – Jury admonished and excused; brief recess.

Outside the presence of other jurors, Court inquired Juror #1 regarding their health/cough.

Juror #1 answered the Court's questioning.

Juror #1 escorted from the courtroom.

Outside the presence of entire Jury, counsel Connot requested Juror #1 be permitted to bring their inhaler into the courtroom.

Counsel Robison declined to comment.

Counsel Lattin suggested proceeding to the end of today and possibly reassessing the situation, if need be.

*1:57 p.m. – Jury Question #4 During Trial Received.*

Court read aloud said question to counsel.

*Whereupon, said question was electronically filed to the case docket.*

1:59 p.m. – Jury escorted into the courtroom.

STAN JAKSICK, heretofore sworn, resumed the witness stand continued to testify under cross examination conducted by counsel Hosmer-Henner; cross examination conducted by counsel Robison.

*Todd's Exhibit 550 marked for identification, offered, objection overruled; ADMITTED.*

3:01 p.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, witness sequencing and trial length discussed.

3:12 p.m. – Brief recess.

3:23 p.m. – Court reconvened with counsel and respective parties.

Outside the presence of the Jury, counsel stipulated that their previously proposed timing is unrealistic.

3:29 p.m. – Jury escorted into the courtroom.

STAN JAKSICK, heretofore sworn, resumed the witness stand continued to testify under cross examination conducted by counsel Robison, cross examination waived by counsel Lattin; redirect examination conducted by counsel Connot, recross examination conducted by counsel Hosmer-Henner; recross examination conducted by counsel Robison; recross examination waived by counsel Lattin. Witness thanked and excused to return to his seat in the gallery.

*Sidebar conducted between Court, counsel Connot, counsel Robison, counsel Hosmer-Henner, and counsel Lattin, off the record.*

4:06 p.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, Court stated the content of the sidebar conference on the record to include it may be fair to disclose to the Jury how Todd and Stans' settlement may be adversary to Wendy as Stan testified there may not be any detriments to Wendy resulting from said agreement.

Counsel Connot advised the trust will pay Todd and Stans' attorney's fees thus decreasing trust assets and harming Wendy. Counsel further advised such harm should be disclosed to the Jury.

Counsel Hosmer-Henner advised bias is key and impeachment through deposition may be appropriate.

Counsel Robison recited portion of TODD JAKSICK's deposition vol. 7.

**COURT ORDERED:** TODD JAKSICK permitted to be recalled to impeach STAN JAKSICK's testimony regarding effect(s) of their settlement agreement upon Wendy, if any. Further, attorney's fees and credits are not permitted and no specifics of terms and conditions shall be disclosed.

4:27 p.m. – Jury escorted in.

TODD JAKSICK, recalled, heretofore sworn, testified under direct examination conducted by counsel Connot; cross examination conducted by counsel Robison; cross examination waived by counsel Lattin; cross examination waived by counsel Hosmer-Henner; redirect examination conducted by counsel Connot; recross examination conducted by counsel Robison; recross examination waived by counsel Lattin; recross examination waived by counsel Hosmer-Henner. Witness thanked and excused to return to his seat in the gallery.

4:29 p.m. – *Deposition opened and published; Todd Jaksick February 1, 2019, vol. 7. Whereupon, said deposition was barcoded and imaged to this case docket. Wendy's Exhibit 457 offered.*

**COURT ORDERED:** TODD JAKSICK shall read to himself Paragraph 3 of his settlement agreement with Stan.

*Wendy's Exhibit 457 reoffered – **DENIED.***

4:51 p.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, witness sequencing and trial length discussed. Court inquired counsel when it should tell the Jury this case will go into next week.

Counsel Robison deferred to the Court but requested time to scalpel Todd's case-in-chief.

Counsel Connot indicate it may be best for the Jury to know sooner rather than later.

Court extended a chance to counsel Robison.

Counsel Robison indicated he will inform the Court tomorrow morning regarding Respondent's case-in-chief.

4:54 p.m. – Jury escorted in the courtroom.

4:55 p.m. – Jury admonished and excused to return February 28, 2019, at 8:45 a.m.

DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

## APPEARANCES-HEARING

2/28/19  
HONORABLE  
DAVID A. HARDY  
Dept. No. 15  
A. Dick  
(Clerk)  
P. Hoogs  
(Reporter)

JURY TRIAL – DAY 10

Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq. and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD., and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq. represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their respective trustee capacity, each were present seated in the gallery. Adam Hosmer-Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective trustee capacity, who was present seated in the gallery.

*Prior to commencement of Court, counsel provided court clerk Wendy Jaksick's depositions vol. 1 [6/4/18]; vol. 2 [6/5/18]; and vol. 3 [6/6/18] which were barcoded and imaged to this case docket.*

8:48 a.m. – Court convened with counsel, respective parties, and Jury present.

8:49 a.m. – *Jury Question #5 During Trial Received.*

Court read aloud said question to counsel.

*Whereupon, said question was electronically filed to the case docket.*

8:50 a.m. – Jury escorted into the courtroom.

BRUCE WALLACE, sworn, testified under direct examination conducted by counsel Spencer.

*Sidebar conducted between Court and counsel, off the record.*

10:10 a.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, Court stated an expert witness is constrained to their report.

Counsel Robison addressed the Court recited the operative paragraph of the expert witness' report.

Counsel Hosmer-Henner addressed and advised the Court Stan made a strategic decision not to depose BRUCE WALLACE based upon the content of his report, in that, there is no specific reference to Stan.

Counsel Spencer addressed the Court conceded he is operating under the paragraph recited by opposing counsel and indicated it states "trustees," plural.

10:14 a.m. – Brief recess.

10:29 a.m. – Court reconvened with counsel and respective parties present.

Outside the presence of the Jury, **COURT ORDERED:** Respondents' objection OVERRULED; counsel shall be permitted to cross examine BRUCE WALLACE regarding a possibly intentional or topographical error contained within his report, in that, referencing "trustees".

10:30 a.m. – Jury escorted into the courtroom.

BRUCE WALLACE, heretofore sworn, resumed the witness stand continued to testify under direct examination conducted by counsel Spencer; cross examination conducted by counsel Robison.



*Sidebar conducted between Court and counsel, off the record.*

12:00 p.m. – Jury admonished and excused; lunch recess.

Outside the presence of the Jury, **COURT ORDERED:** Counsel and respective parties shall return at 1:25 p.m. today.

1:27 p.m. – Court reconvened with counsel and respective parties present.

Outside the presence of the Jury, counsel Lattin addressed the Court requested to use Frank Campagna's deposition to impeach BRUCE WALLACE for inconsistencies as said witness said he relied upon said deposition to form his opinion.

Counsel Spencer argued in opposition of opposing counsel's request to include improper use of a deposition and BRUCE WALLACE is not an accounting expert but rather a fiduciary expert.

Counsel Lattin further argued in support of said request.

Counsel Robison advised BRUCE WALLACE misstated the testimony contained in Frank Campagna's deposition.

Counsel Connot addressed the Court argued in opposition of opposing counsel's request.

Counsel Robison recited a portion of Frank Campagna's deposition.

Counsel Spencer indicated Exhibit 23.41 and Exhibit 23.24 each need to be redacted before being provided to the Jury and offers of proof still need to be provided.

1:39 p.m. – Jury escorted into the courtroom.

BRUCE WALLACE, heretofore sworn, resumed the witness stand continued to testify under cross examination conducted by counsel Hosmer-Henner; cross examination conducted by counsel Lattin.

*Trustees' Exhibit 551 marked for identification, offered, no objection; ADMITTED.*

2:50 p.m. – Jury admonished and excused; brief recess.

3:05 p.m. – Court reconvened with counsel and respective parties present.

*3:05 p.m. – Jury Question #6 During Trial Received.*

Court read aloud said question to counsel.

*Whereupon, said question was electronically filed to the case docket.*

3:06 p.m. – Jury escorted into the courtroom.

BRUCE WALLACE, heretofore sworn, resumed the witness stand testified under redirect examination conducted by counsel Spencer; recross examination conducted by counsel Robison; recross examination waived by counsel Lattin; recross examination waived by counsel Hosmer-Henner. Witness thanked and excused.

*Todd's Exhibit 115 offered, no objection; ADMITTED.*

*Todd's Exhibit 264 offered, no objection; ADMITTED.*

3:32 p.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, Court inquired counsel if there is prejudice against the respondents due to timing of this trial.

Counsel Robison indicated Todd Jaksick is prepared to present his case-in-chief and would like to do so promptly.

**COURT ORDERED:** Petitioner shall provide offers of proof after Jury retires for the day.

Counsel Hosmer-Henner moved for reconsideration, in that, Petitioner should present her offers of proof now.

Counsel Spencer advised there is a stipulated redaction to Exhibit 23.41; however, there is no stipulated redaction regarding Exhibit 23.24. Counsel recited the proposed portion of Exhibit 23.24 to be redacted and argued in support thereto. Counsel Robison advised Exhibit 23.24 in its entirety has already been displayed to the Jury and argued in opposition of opposing counsel's proposed redaction. Counsel Spencer further argued in support of said proposed redaction. Court inquired counsel Spencer why Wendy had not been rehabilitated regarding Exhibit 23.24 through examination.

Counsel Spencer indicated said topic was inadvertently omitted.

**COURT ORDERED:** Exhibit 23.24 shall not be redacted; said exhibit shall remain as displayed to the Jury during trial and shall be provided to the Jury, as-is, during deliberations.

**COURT ORDERED:** Petitioner permitted to rest her case-in-chief with pending offers of proof.

Counsel Hosmer-Henner, counsel Lattin, and counsel Robison each lodged 50A motions regarding their respective clients.

*Discussion ensued regarding timing for arguments.*

3:48 p.m. – Brief recess.

3:53 p.m. – Court reconvened with counsel and respective parties present.

Court stated it is uncomfortable about pushing its decision into a constrained timeframe and advised a 50A motion work may be renewed post-verdict.

**COURT ORDERED:** Respondents' 50A motions UNDER ADVISEMENT.

3:55 p.m. – Jury escorted into the courtroom.

Counsel Spencer, on behalf of Petitioner Wendy Jaksick, rested her case-in-chief.

3:56 p.m. – Jury admonished and excused to return March 1, 2019, at 8:45 a.m.

Outside the presence of the Jury, counsel Spencer provided offers of proof as follows: Exhibit 457, Exhibit 415, Exhibit 3, Exhibit 4, Exhibit 156, and Exhibit 157.

*Wendy's Exhibit 552 marked for identification and provided as an additional offer of proof.*

Counsel Johnson addressed the Court moved for the following exhibits to be admitted into evidence:

*Todd's Exhibit 118 offered, stipulated; ADMITTED.*

*Todd's Exhibit 122 offered, stipulated; ADMITTED.*

*Todd's Exhibit 128 offered, stipulated; ADMITTED.*

*Todd's Exhibit 133 offered, stipulated; ADMITTED.*

*Todd's Exhibit 150 offered, objections stated; OBJECTION SUSTAINED.*

*Todd's Exhibit 156 offered, objections stated; OBJECTION SUSTAINED.*

*Todd's Exhibit 157 offered, objections stated; OBJECTION SUSTAINED.*

*Todd's Exhibit 158 offered, stipulated; ADMITTED.*

*Todd's Exhibit 160 offered, stipulated; ADMITTED.*

*Todd's Exhibit 160A offered, stipulated; ADMITTED.*

*Todd's Exhibit 160B offered, stipulated; ADMITTED.*

*Todd's Exhibit 161 offered, stipulated; ADMITTED.*

*Todd's Exhibit 162 offered, stipulated; ADMITTED.*

*Todd's Exhibit 165 offered, stipulated; ADMITTED.*

*Todd's Exhibit 170 offered, stipulated; ADMITTED.*

*Todd's Exhibit 171 offered, stipulated; ADMITTED.*

*Todd's Exhibit 180 offered, stipulated; ADMITTED.*

*Todd's Exhibit 191 offered, stipulated; ADMITTED.*

*Todd's Exhibit 195 offered, stipulated; ADMITTED.*

Counsel Spencer moved to add Exhibit 150 to the Petitioner's offers of proof –  
**GRANTED.**

Counsel Hosmer-Henner moved for a 50A motion regarding Stan in his respective trustee capacity and argued in support thereto.

Court inquired counsel Hosmer-Henner.

Counsel Hosmer-Henner answered the Court's questioning and further argued in support of said motion.

Counsel Robison moved for a 50A motion regarding Todd as an individual and argued in support thereto.

Court inquired counsel Robison.

Counsel Robison answered the Court's questioning and further argued in support of said motion and provided a written motion for review.

*Whereupon, Todd's motion for directed verdict electronically filed to this case docket.*

Counsel Lattin moved for a 50A motion regarding co-trustees Michael Kimmel and Kevin Riley and argued in support thereto.

Counsel Spencer argued in opposition of Stan's 50A motion.

Counsel Connot argued in opposition of Todd's 50A motion as well as the co-trustees' same motion. Counsel moved to amend pleadings to conform to the evidence.

Court inquired counsel Connot.

Counsel Connot answered the Court's questioning and further argued in opposition of said motions and further in support of Petitioner's motion to amend.

Counsel Hosmer-Henner further argued in support of Stan's said motion.

**COURT ORDERED:** The preparation of a partial transcript containing only 50A motion arguments.

**COURT ORDERED:** Parties shall submit, via email to Department 15 staff, points and authority regarding jury instructions no later than noon this Sunday, March 3, 2019.

5:23 p.m. – Court stood in recess.

DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

## APPEARANCES-HEARING

3/1/19 JURY TRIAL – DAY 11

HONORABLE Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented  
DAVID A. HARDY Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq.  
Dept. No. 15 and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who  
A. Dick was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD.,  
(Clerk) and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq.  
D. Cecere represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their  
(Reporter) respective trustee capacity, each were present seated in the gallery. Adam Hosmer-  
Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective  
trustee capacity, who was present seated in the gallery.

8:14 a.m. – Court convened with counsel and respective parties present.  
Outside the presence of the Jury, counsel Robison addressed the Court further argued  
in support of Respondent Todd's 50A motion.  
Counsel Lattin addressed the Court further argued in support of Respondent co-trustees  
Michael Kimmel and Kevin Rileys' 50A motion.  
**COURT ORDERED:** The preparation of a partial transcript containing only 50A motion  
arguments.  
**COURT FURTHER ORDERED:** Respondents' 50A motions UNDER ADVISEMENT.

8:35 a.m. – Brief recess.

8:45 a.m. – *Deposition opened and published; Frank Campagna January 15, 2019.*  
*Whereupon, said deposition was barcoded and imaged to this case docket.*

8:45 a.m. – Jury escorted into the courtroom.  
TODD JAKSICK, heretofore sworn, testified under direct examination conducted by  
counsel Robison; direct examination waived by counsel Lattin; direct examination  
waived by counsel Hosmer-Henner; cross examination conducted by counsel Spencer.  
*Todd's Exhibit 13B offered, objection overruled; ADMITTED.*  
*Wendy's Exhibit 554 offered, no objection; ADMITTED.*

10:10 a.m. – *Deposition opened and published; Todd Jaksick August 13, 2018, vol. 1.*  
*Whereupon, said deposition was barcoded and imaged to this case docket.*

10:12 a.m. – Jury admonished and excused; brief recess.

10:29 a.m. – Court reconvened with counsel and respective parties present.  
Outside the presence of the Jury, Court informed counsel it is in receipt of information  
from Deputy Coss that Juror #8 fell on the stairs and may be claiming injury.  
Counsel Lattin addressed the Court inquired if any injury may impact Juror #8's ability to  
serve.  
Deputy Coss indicated Juror #8 is claiming injury to his wrist and side of body.

10:31 a.m. – Jury escorted into the courtroom.  
TODD JAKSICK, heretofore sworn, resumed the witness stand testified under redirect  
examination conducted by counsel Robison; redirect examination waived by counsel  
Lattin; redirect examination waived by counsel Hosmer-Henner; recross examination

waived by counsel Spencer. Witness thanked and excused to return to his seat in the gallery.

BOB LEGOY, sworn, testified under direct examination conducted by counsel Robison; direct examination waived by counsel Lattin; direct examination waived by counsel Hosmer-Henner; cross examination conducted by counsel Spencer; redirect examination conducted by counsel Robison; recross examination waived by counsel Spencer. Witness thanked and excused.

*11:08 a.m. – Deposition opened and published; L. Robert Legoy, Jr., January 21, 2019. Whereupon, said deposition was barcoded and imaged to this case docket.*

*Wendy's Exhibit 523 offered, no objection; ADMITTED.*

*Wendy's Exhibit 524 offered, stipulated; ADMITTED.*

Counsel Robison, on behalf of Respondent Todd Jaksick, rested his case-in-chief, subject to exhibit housekeeping.

Counsel Lattin, on behalf of Respondents Michael Kimmel and Kevin Riley, rested their case-in-chief.

Counsel Hosmer-Henner, on behalf of Respondent Stan Jaksick, rested his case-in-chief.

*11:31 a.m. – Jury admonished and excused to return March 4, 2019, at 9:00 a.m.*

Outside the presence of the Jury, counsel Hosmer-Henner requested this Court take into consideration Nevada Supreme Court Order of Affirmance No. 73888 entered in case number CV13-00291 on February 28, 2019, when analyzing 50A motion work.

**COURT ORDERED:** Counsel shall return Monday, March 4, 2019, at 8:15 a.m.

**COURT FURTHER ORDERED:** No time restraints imposed on closing arguments. However, Court indicated it expects Petitioner's rebuttal closing arguments to be succinct.

Counsel Connot inquired if this Court may be opposed to multiple speakers during closing arguments; objection stated.

*11:41 a.m. – Court stood in recess.*

*After session; non-jury trial scheduled with the cooperation of Court and counsel to commence May 13, 2019, (5 days); [see Order Setting Trial entered March 5, 2019].*

DATE, JUDGE  
OFFICERS OF  
COURT PRESENT

APPEARANCES-HEARING

3/4/19      JURY TRIAL – DAY 12

HONORABLE      Kevin Spencer, Esq, Zachary Johnson, Esq., and Mark Connot, Esq. represented  
DAVID A. HARDY      Petitioner Wendy Jaksick who was present seated in the gallery. Kent Robison, Esq.  
Dept. No. 15      and Therese Shanks, Esq. represented Respondent Todd Jaksick, individually, who  
A. Dick      was present seated in the gallery as well as Duck Lake Ranch, LLC, Incline TSS, LTD.,  
(Clerk)      and Sammy Supercub, LLC and representatives were not present. Donald Lattin, Esq.  
T. Amundson      represented Respondents Todd Jaksick, Michael Kimmel, and Kevin Riley, in their  
(AM Reporter)      respective trustee capacity, each were present seated in the gallery. Adam Hosmer-  
E. Ferretto      Henner, Esq. and Philip Kreitlein, Esq. represented Stanley Jaksick, in his respective  
(PM Reporter)      trustee capacity, who was present seated in the gallery.  
L. Shaw      8:18 a.m. – Court convened with counsel and respective parties present.  
(PM Reporter)      Court inquired counsel regarding claims in this case.  
Counsel Connot addressed and advised the Court Wendy’s fraud claim is limited solely  
to Todd, individually, and his respective trustee capacity; Wendy’s aiding and abetting  
breach of fiduciary duty claim references all Respondents individually and in their  
respective trustee capacity; Wendy’s breach of fiduciary duty claim references all  
Respondents in their respective trustee capacity only; and Wendy’s civil conspiracy and  
aiding and abetting claim references all Respondents individually and in their respective  
trustee capacity.  
Court inquired counsel regarding entities.  
Counsel Connot withdrew Supercub and advised Duck Lake may potentially be a party  
of which Wendy can seek damages.  
Counsel Shanks addressed and advised the Court Wendy did not assert any claims  
against any entity and the question of asset transfer is for this Court only and not the  
Jury.  
Counsel Lattin addressed the Court objected to Wendy’s aiding and abetting breach of  
fiduciary duty claim asserted against any Respondent individually. Counsel concurred  
with counsel Shanks, in that, Wendy did not assert any claims against any entity.  
Counsel Hosmer-Henner addressed and advised the Court pursuant to an August 2018  
Order Stan, individually, was previously dismissed from this action and requested his  
individual status be removed from the verdict form and the jury instructions.  
Counsel Connot further moved to amend the pleadings to conform to the evidence to  
include all types of fraud; however, counsel conceded Wendy’s petition only alleges  
intentional misrepresentation fraud against Todd.  
Counsel Shanks opposed Wendy’s motion to conform the pleadings to the evidence.  
Counsel Lattin opposed Wendy’s said motion and objected to Wendy’s fraud claim  
referencing any Respondent other than Todd.  
**COURT ORDERED:** Deputy Coss shall tell the Jury they are admonished and excused  
to return at 10:30 a.m. today.

**COURT FURTHER ORDERED:** Counsel and respective parties shall return at 10:00 a.m. today.

Counsel Spencer addressed and advised the Court Exhibit 123, Exhibit 124, and Exhibit 125 reference Duck Lake. Counsel further clarified Wendy's claims.

Counsel Hosmer-Henner renewed Stan's 50a motion and joined Todd's written motion regarding damages.

8:46 a.m. – Brief recess.

*Todd's Exhibits 560 through Exhibit 574 and Exhibit 577 through Exhibit 581 marked for identification for DEMONSTRATIVE PURPOSES ONLY.*

*Todd's Exhibit 582 marked for identification.*

10:35 a.m. – Court reconvened with counsel and respective parties present.

Court provide counsel each packets of Wendy's offered and rejected jury instructions, Todd's offered and rejected jury instructions, jury instructions 1 through 47, and verdict form for review.

*Whereupon, said offered and rejected jury instructions were electronically filed to this case docket.*

**COURT ORDERED:** Parties shall each electronically file objections/points and authority regarding offered and rejected jury instructions.

Court reviewed Todd's Exhibit 560 through Exhibit 574 and Exhibit 577 through Exhibit 581 marked for identification for DEMONSTRATIVE PURPOSES ONLY.

Counsel Spencer objected to a portion of Exhibit 569.

Counsel Robison argued in support of said exhibit.

**COURT ORDERED:** Todd's Exhibit 569 shall be modified prior to being published to the Jury during closing arguments.

**COURT ORDERED:** All proposed jury instructions and jury instruction matrix marked for identification as Court's Exhibit 555 and shall be electronically filed to the case docket.

*Whereupon, said exhibit electronically filed to this case docket.*

10:44 a.m. – Brief recess.

11:11 a.m. – Court reconvened with counsel and respective parties present.

Counsel Robison offered the following exhibits into evidence pursuant to stipulation, as follows:

*Todd's Exhibit 13E offered, stipulated; ADMITTED.*

*Todd's Exhibit 13F offered, stipulated; ADMITTED.*

*Todd's Exhibit 13G offered, stipulated; ADMITTED.*

*Todd's Exhibit 13H offered, stipulated; ADMITTED.*

*Todd's Exhibit 13J offered, stipulated; ADMITTED.*

*Todd's Exhibit 13K offered, stipulated; ADMITTED.*

*Todd's Exhibit 13L offered, stipulated; ADMITTED.*

*Todd's Exhibit 13M offered, stipulated; ADMITTED.*

*Todd's Exhibit 13N offered, stipulated; ADMITTED.*

*Todd's Exhibit 13P offered, stipulated; PREVIOUSLY ADMITTED 2/26/19.*

*Todd's Exhibit 23 offered, stipulated; PREVIOUSLY ADMITTED 2/19/19.*

*Todd's Exhibit 23.11 offered, stipulated; ADMITTED.*

*Todd's Exhibit 23.25 offered, stipulated; ADMITTED.*

*Todd's Exhibit 23.22 offered, stipulated; ADMITTED.*

*Todd's Exhibit 23.29 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 23.30 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 23.31 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 23.32 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 23.33 offered, stipulated; PREVIOUSLY ADMITTED 2/25/19.*  
*Todd's Exhibit 23.34 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 23.35 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 23.38 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 24 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 30 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 33 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 36 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 50 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 54 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 55 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 56 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 57 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 59 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 60 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 62 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 63 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 65 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 66 offered, stipulated; ADMITTED.*  
*Todd's Exhibit 67 offered, stipulated; PREVIOUSLY ADMITTED 2/20/19.*  
*Todd's Exhibit 71 offered, stipulated; ADMITTED.*

Counsel Robison objected to the punitive damages jury instruction.

11:14 a.m. – Jury escorted into the courtroom.

Court instructed the Jury.

*Whereupon, said instructions 1 through 47 were electronically filed to this case docket.*

Counsel Spencer, on behalf of Petitioner Wendy, presented closing arguments.

12:44 p.m. – Jury admonished and excused; lunch recess.

1:16 p.m. – Court reconvened with counsel, respective parties, and Jury present.

Counsel Spencer, on behalf of Petitioner Wendy, closing arguments continued.

2:11 p.m. – Jury admonished and excused; brief recess.

2:24 p.m. – Court reconvened with counsel, respective parties, and Jury present.

Counsel Robison, on behalf of Respondent Todd Jaksick, presented closing arguments.

3:28 p.m. – Jury admonished and excused; brief recess.

3:46 p.m. – Court reconvened with counsel, respective parties, and Jury present.

Counsel Robison, on behalf of Respondent Todd Jaksick, closing arguments continued.

Counsel Hosmer-Henner, on behalf of Respondent Stan Jaksick, presented closing arguments.

Counsel Lattin, on behalf of Respondents Michael Kimmel and Kevin Riley, presented closing arguments.

4:37 p.m. – Jury admonished and excused; brief recess.



Counsel Spencer, on behalf of Petitioner Wendy Jaksick, presented rebuttal closing arguments.

Court identified Juror #9 and Juror #10 as alternate jurors, thanked by the Court, admonished, excused, and directed to provide their notes and contact information to Deputy Coss.

5:29 p.m. – Deputy Coss sworn and charged with the Jury.

5:32 p.m. – Jury escorted to the Jury Room; deliberations commenced.

Outside the presence of the Jury, counsel Johnson addressed and advised the Court Wendy does not stipulate to the admission of Exhibit 30 and Exhibit 55.

Counsel Robison withdrew Exhibit 30 and Exhibit 55 from evidence.

**COURT ORDERED:** Exhibit 30 and Exhibit 55 shall not be provided to the Jury during deliberations.

5:35 p.m. – Court stood in recess.

*7:49 p.m. – Jury Question #1 During Deliberations RECEIVED; counsel notified.*

8:08 p.m. – Court reconvened with counsel and respective parties present.

Off the record and outside the presence of the Jury, Court provided counsel each with a copy of Jury Question #1 During Deliberations for their review.

8:09 p.m. – Brief recess.

8:17 p.m. – Court reconvened with counsel and respective parties present.

*Outside the presence of the Jury, discussion ensued regarding proposed answer to Jury Question #1 During Deliberations.*

Deputy Coss provided the transcribed jury question and answer to the Jury.

*Whereupon, said question electronically filed to this case docket.*

Counsel Spencer further objected to this Court's response.

Counsel Robison removed the box containing original signatures from the courtroom; no objection stated.

8:32 p.m. – Court stood in recess.

10:32 p.m. – Court clerk notified by Deputy Coss verdict was reached; counsel notified.

10:49 p.m. – Court reconvened with counsel, respective parties, and Jury present.

Juror #2 identified as Foreperson.

At the direction of the Court, court clerk read aloud the verdict as follows:

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

WENDY JAKSICK,

Petitioner,

CASE NO.: PR17-00445

v.

DEPT. NO.: 15

TODD B. JAKSICK, Individually, as Co-Trustee of the Samuel S. Jaksick Jr. Family Trust, and as Trustee of the SSJ's Issue Trust; MICHAEL S. KIMMEL, Individually and as Co-Trustee of the Samuel S. Jaksick Jr. Family Trust; STANLEY S. JAKSICK, Individually and as Co-Trustee of the Samuel S. Jaksick Jr. Family Trust; KEVIN RILEY, Individually, as Former Trustee of the Samuel S. Jaksick Jr. Family Trust, and as Trustee of the Wendy A. Jaksick 2012 BHC Family Trust, INCLINE TSS, LTD.; DUCK LAKE RANCH, LLC; SAMMY SUPERCUB LLC, SERIES A,

CASE NO.: PR17-00446

DEPT. NO.: 15

**VERDICT**

Respondents.

---

We, the jury, duly impaneled in the above-entitled action, find that Petitioner, Wendy Jaksick, has proven her **breach of fiduciary duty claim**, by a preponderance of evidence, against:

*(Please circle only one for each line item)*

KEVIN RILEY (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
STAN JAKSICK (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
TODD JAKSICK (as Co-Trustee of Family Trust)	<input checked="" type="radio"/> YES	NO
MICHAEL KIMMEL (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
KEVIN RILEY (as Trustee of BHC Trust)	YES	<input checked="" type="radio"/> NO
TODD JAKSICK (as Trustee of Issue Trust)	<input checked="" type="radio"/> YES	NO

We, the jury, duly impaneled in the above-entitled action, find that Petitioner, Wendy Jaksick, has proven her **civil conspiracy and aiding and abetting claim**, by preponderance of evidence, against:

*(Please circle only one for each line item)*

KEVIN RILEY (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
KEVIN RILEY (individually)	YES	<input checked="" type="radio"/> NO
KEVIN RILEY (as Trustee of BHC Trust)	YES	<input checked="" type="radio"/> NO
STAN JAKSICK (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
TODD JAKSICK (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
TODD JAKSICK (individually)	YES	<input checked="" type="radio"/> NO
TODD JAKSICK (as Trustee of Issue Trust)	YES	<input checked="" type="radio"/> NO
MICHAEL KIMMEL (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
MICHAEL KIMMEL (individually)	YES	<input checked="" type="radio"/> NO

We, the jury, duly impaneled in the above-entitled action, find that Petitioner, Wendy Jaksick, has proven her **aiding and abetting breach of fiduciary duty claim**, by a preponderance of evidence, against:

*(Please circle only one for each line item)*

KEVIN RILEY (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
KEVIN RILEY (individually)	YES	<input checked="" type="radio"/> NO
KEVIN RILEY (as Trustee of BHC Trust)	YES	<input checked="" type="radio"/> NO
STAN JAKSICK (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
TODD JAKSICK (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
TODD JAKSICK (individually)	YES	<input checked="" type="radio"/> NO
TODD JAKSICK (as Trustee of Issue Trust)	YES	<input checked="" type="radio"/> NO
MICHAEL KIMMEL (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
MICHAEL KIMMEL (individually)	YES	<input checked="" type="radio"/> NO

We, the jury, duly impaneled in the above-entitled action, find that Petitioner, Wendy Jaksick, has proven her **fraud claim** by clear and convincing evidence, against:

*(Please circle only one for each line item)*

TODD JAKSICK (as Co-Trustee of Family Trust)	YES	<input checked="" type="radio"/> NO
TODD JAKSICK (individually)	YES	<input checked="" type="radio"/> NO
TODD JAKSICK (as Trustee of Issue Trust)	YES	<input checked="" type="radio"/> NO

1. We, the jury, duly impaneled in the above-entitled action, having found in favor of Petitioner, Wendy Jaksick, on one or more of her claims against one or more of the Respondents, find that she has proven by a preponderance of evidence the amount of her damages, assess her damages to be \$ 15,000.<sup>00</sup>

2. Has Wendy Jaksick established by clear and convincing evidence that any of the Respondents acted with fraud, oppression, or malice?

(Please circle only one for each line item)

KEVIN RILEY	YES	<input checked="" type="radio"/> NO
STAN JAKSICK	YES	<input checked="" type="radio"/> NO
TODD JAKSICK	YES	<input checked="" type="radio"/> NO
MICHAEL KIMMEL	YES	<input checked="" type="radio"/> NO

DATED this 4 day of March, 2019.

Quen Sedler  
FOREPERSON

*Whereupon, said verdict was electronically filed to the case docket.*

At the direction of the Court, court clerk polled the Jury; %100 jurors affirmed verdict as read.

**COURT ORDERED:** Jury DISCHARGED and admonishment RELEASED.

11:04 p.m. – Court stood in recess.

## Jury Trial Exhibits

**TITLE: CONS: TRUST: SSJ'S ISSUE TRUST**

PET: Wendy Jaksick      ATTYs: Kevin Spencer, Esq. + Zachary Johnson, Esq. + Mark Connot, Esq.  
 RESP: Todd Jaksick      ATTYs: Kent Robison, Esq. + Therese Shanks, Esq.  
 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**

Dept. No: **15**

Clerk: **A. Dick**

Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
1	Todd Jaksick	12/11/17 Email and Agreements Between Stan and Wendy	2/4/19		---
2	Todd Jaksick	1/29/18 (1:26 p.m.) Email From Wendy to Stan	2/4/19		---
3	Todd Jaksick	2/8/17 Petition for Confirmation of Trustee (445 Issue Trust)	2/4/19	OBJECTION SUSTAINED	---
4	Todd Jaksick	2/8/17 Petition for Confirmation of Trustee (446 Family Trust)	2/4/19	OBJECTION SUSTAINED	---
5	Todd Jaksick	2/23/17 First Amended Counter-Petition to Surcharge Trustees	2/4/19	STIPULATED	---
6	Todd Jaksick	4/9/18 Todd B. Jaksick's Answer and Objections to First Amended Counter-Petition	2/4/19		---
7	Todd Jaksick	3/23/18 Amended Objection and Counter Petition (Issue Trust)	2/4/19	STIPULATED	---
8	Todd Jaksick	3/23/18 Amended Objection and Counter Petition (Family Trust)	2/4/19	STIPULATED	---
9	Todd Jaksick	6/29/06 Samuel Jaksick, Jr. Family Trust	2/4/19	STIPULATED	2/19/19
9A	Todd Jaksick	Samuel S. Jaksick Jr Family Trust Agreement	2/4/19	STIPULATED	---

## Jury Trial Exhibits

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 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
10	Todd Jaksick	2/2/07 SSJ's Issue Trust Agreement	2/4/19	STIPULATED	2/19/19
10A	Todd Jaksick	2/21/07 SSJ's Issue Trust Agreement	2/4/19	STIPULATED	---
11	Todd Jaksick	1/1/08 Indemnification Agreement (Todd)	2/4/19	STIPULATED	2/20/19
11A	Todd Jaksick	Indemnification Agreement (Todd)	2/4/19	STIPULATED	2/20/19
11B	Todd Jaksick	6/2/10 (12:13 p.m.) Email From Hascheff to Clayton	2/4/19	STIPULATED	2/20/19
12	Todd Jaksick	1/1/08 Indemnification Agreement (Stan)	2/4/19	STIPULATED	2/20/19
13	Todd Jaksick	12/10/12 Second Amendment to the Samuel Stan Jr Family Trust Agreement	2/4/19	NO OBJECTION	2/19/19
13A	Todd Jaksick	6/4/13 Texts Between Stan and Wendy	2/4/19		---
13B	Todd Jaksick	6/6/13 (10:55 am) Texts Between Wendy and Todd	2/4/19	OBJECTION OVERRULED	3/1/19
13C	Todd Jaksick	6/6/13 (10:31 am) Todd Email to Riley, Stan	2/4/19	STIPULATED	2/26/19
13D	Todd Jaksick	6/12/13 Wendy Text	2/4/19		---
13E	Todd Jaksick	7/15/13 (9:35 p.m.) Todd Email to Wendy	2/4/19	STIPULATED	3/4/19
13F	Todd Jaksick	2/4/14 Wendy, Todd Email String	2/4/19	STIPULATED	3/4/19

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
13G	Todd Jaksick	6/5/14 (9:32 a.m.) Wendy Email to Todd	2/4/19	STIPULATED	3/4/19
13H	Todd Jaksick	7/30/14-7/31/14 Todd, Alexi, Wendy, Stan Email String	2/4/19	STIPULATED	3/4/19
13I	Todd Jaksick	7/31/14 Texts Between Wendy and Todd	2/4/19		---
13J	Todd Jaksick	11/11/14 Todd, Wendy Email String	2/4/19	STIPULATED	3/4/19
13K	Todd Jaksick	11/10/14 Todd Wendy, Stan, Clayton Email String	2/4/19	STIPULATED	3/4/19
13L	Todd Jaksick	11/14/14 (3:59 p.m.) Clayton Email to Wendy, Stan, Todd	2/4/19	STIPULATED	3/4/19
13M	Todd Jaksick	11/18/14 (8:31 a.m.) Wendy Email to Todd, Stan, Lexi, Riley	2/4/19	STIPULATED	3/4/19
13N	Todd Jaksick	12/8/14 (4:19 p.m.) Clayton Email to Wendy	2/4/19	STIPULATED	3/4/19
13O	Todd Jaksick	12/15/14 Texts Between Wendy and Todd	2/4/19		---
13P	Todd Jaksick	12/16/14 Texts Between Wendy and Todd	2/4/19	NO OBJECTION	2/26/19
14	Todd Jaksick	6/5/13 Agreement and Consent to Proposed Action Todd, Stan, Wendy	2/4/19	STIPULATED	2/19/19
15	Todd Jaksick	7/16/13 Agreement and Consent to Proposed Action Co-Trustees of Samuel S. Jaksick Jr. Family Trust	2/4/19	STIPULATED	2/21/19



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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
15A	Todd Jaksick	7/1/13 Texts Between Todd, Wendy, and Stan	2/4/19	STIPULATED	2/25/19
15B	Todd Jaksick	7/24/13 (2:23 p.m.) Todd Email to Wendy, Stan	2/4/19	STIPULATED	2/25/19
15C	Todd Jaksick	8/26/13 Affidavit of Wendy	2/4/19	STIPULATED	2/25/19
15D	Todd Jaksick	3/11/14 Wendy, Todd Email String	2/4/19	STIPULATED	2/25/19
15E	Todd Jaksick	3/24/14 (1:30 p.m.) Todd Email to Wendy, Stan	2/4/19	STIPULATED	2/25/19
15F	Todd Jaksick	3/19/14 Texts Between Wendy and Todd	2/4/19	STIPULATED	2/25/19
15G	Todd Jaksick	5/28/14 (2:13 a.m.) Wendy Email to Riley, Stan, Todd, Lexi	2/4/19	STIPULATED	2/25/19
16	Todd Jaksick	7/24/13 Agreement and Consent to Proposed Action by Co-Trustees	2/4/19	STIPULATED	2/20/19
17	Todd Jaksick	8/14/13 Agreement and Consent to Proposed Action by Co-Trustees	2/4/19	STIPULATED	2/21/19
18	Todd Jaksick	8/26/13 Agreement and Consent to Proposed Action by Co-Trustees	2/4/19	STIPULATED	2/21/19
18A	Todd Jaksick	1/14/14 Todd, Wendy Email String	2/4/19		---
18B	Todd Jaksick	8/22/13 (1:50 p.m.) Wendy Email to Todd	2/4/19		---

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**

Dept. No: **15**

Clerk: **A. Dick**

Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
19	Todd Jaksick	1/31/14 Agreement and Consent to Proposed Action by Co-Trustees	2/4/19	STIPULATED	2/21/19
19A	Todd Jaksick	2/6/14 Wendy, McQuaid Email String	2/4/19	STIPULATED	---
19B	Todd Jaksick	6/13/12 Note Payable Between Duck Lake Ranch and Sam	2/4/19	STIPULATED	---
19C	Todd Jaksick	8/19/13 Aircraft Appraisal Report	2/4/19		---
19D	Todd Jaksick	1/11/14 Todd, Stan Email String	2/4/19	STIPULATED	---
19E	Todd Jaksick	4/14/14 Wendy Email to McQuaid, Stan, Todd	2/4/19	STIPULATED	---
20	Todd Jaksick	4/15/14 Agreement and Consent to Proposed Action by Co-Trustees	2/4/19	STIPULATED	2/21/19
21	Todd Jaksick	8/28/14 Agreement and Consent to Proposed Action by Co-Trustees	2/4/19	STIPULATED	2/21/19
22	Todd Jaksick	9/25/14 Agreement and Consent to Proposed Action by Co-Trustees	2/4/19	STIPULATED	2/21/19
23	Todd Jaksick	11/13/15 Agreement and Consent to Proposed Action by Co-Trustees	2/4/19	NO OBJECTION	2/19/19
23.1	Todd Jaksick	2/26/07 Grant, Bargain and Sale Deed	2/4/19	STIPULATED	---

## Jury Trial Exhibits

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 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
23.2	Todd Jaksick	5/29/08 Grant, Bargain and Sale Deed	2/4/19	STIPULATED	---
23.3	Todd Jaksick	3/2/10 Appraisal for 1011 Lakeshore Blvd.	2/4/19	STIPULATED	---
23.4	Todd Jaksick	5/10/10 Letter From Hascheff to Sam	2/4/19	NO OBJECTION	2/19/19
23.5	Todd Jaksick	11/10/10 Real Estate Option Agreement	2/4/19	NO OBJECTION	2/19/19
23.6	Todd Jaksick	2/15/11 Memorandum of Agreement and Option (#3974236)	2/4/19	STIPULATED	2/19/19
23.7	Todd Jaksick	2/17/11 Payment of \$50,000 Option	2/4/19	STIPULATED	2/19/19
23.8	Todd Jaksick	12/5/11 Grant, Bargain and Sale Deed	2/4/19	NO OBJECTION	2/19/19
23.9	Todd Jaksick	1/13/12 Extension of Payment for Option Agreement	2/4/19	STIPULATED	2/19/19
23.10	Todd Jaksick	1/15/12 Rental Management Agreement	2/4/19		---
23.11	Todd Jaksick	3/2/12 Payment of \$50,000 Option Payment	2/4/19	STIPULATED	3/4/19
23.12	Todd Jaksick	3/29/12 Email From Dietz to Stan	2/4/19	STIPULATED	2/20/19
23.13	Todd Jaksick	4/25/12 Exclusive Authorization to Sale to Dietz Tahoe Luxury Properties	2/4/19	STIPULATED	2/20/19

## Jury Trial Exhibits

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 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
23.14	Todd Jaksick	9/11/12 (3:48 p.m.) Email From Dietz to Stan	2/4/19		---
23.15	Todd Jaksick	12/06/12 (10:00 a.m.) Email From Hascheff to Todd	2/4/19	STIPULATED	2/19/19
23.16	Todd Jaksick	12/17/12 Residential Lease	2/4/19	STIPULATED	2/19/19
23.17	Todd Jaksick	12/7/12 General Durable Power of Attorney; Durable Power of Attorney for Health Care Decisions	2/4/19	NO OBJECTION	2/19/19
23.18	Todd Jaksick	12/21//12 Notice of Exercise of Option	2/4/19	STIPULATED	2/19/19
23.19	Todd Jaksick	12/27/12 Letter From Bank of America to Sam	2/4/19	STIPULATED	2/21/19
23.20	Todd Jaksick	12/28/12 Unsecured Promissory Note	2/4/19	NO OBJECTION	2/19/19
23.21	Todd Jaksick	12/28/12 Grant, Bargain and Sale Deed	2/4/19	STIPULATED	2/19/19
23.22	Todd Jaksick	1/31/13 Email From Clayton to Todd	2/4/19	STIPULATED	3/4/19
23.23	Todd Jaksick	2/15/13 Rental Management Agreement	2/4/19	STIPULATED	2/27/19
23.24	Todd Jaksick	6/4/13 Todd, Wendy Text Messages <b>C/O: NO REDACTION</b>	2/4/19	STIPULATED	2/25/19
23.25	Todd Jaksick	10/10/13 Stan, Todd Text Message	2/4/19	STIPULATED	3/4/19
23.26	Todd Jaksick	12/26/13 (12:53 p.m.) Email From Stan to Todd	2/4/19	STIPULATED	---

## Jury Trial Exhibits

**TITLE: CONS: TRUST: SSJ'S ISSUE TRUST**

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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
23.27	Todd Jaksick	1/27/14 (6:05 p.m.) Email From Stan to Todd	2/4/19	STIPULATED	---
23.28	Todd Jaksick	3/6/14-3/7/14 Email String Between Todd, Stan	2/4/19	STIPULATED	---
23.29	Todd Jaksick	5/23/08 Consent and Release Form	2/4/19	STIPULATED	3/4/19
23.30	Todd Jaksick	3/3/14 (4:48 p.m.) Email From Todd to Stan, Wendy, Lexi	2/4/19	STIPULATED	3/4/19
23.31	Todd Jaksick	3/13/14-3/17/14 Email String between Todd, Wendy, Stan, Lexi	2/4/19	STIPULATED	3/4/19
23.32	Todd Jaksick	5/5/14 (10:17 a.m.) Email From Stan to Riley	2/4/19	STIPULATED	3/4/19
23.33	Todd Jaksick	7/14/14 Text Between Stan, Lexi, Wendy	2/4/19	NO OBJECTION	2/25/19
23.34	Todd Jaksick	10/28/14 (2:52 p.m.) Email From Riley to Todd, Stan	2/4/19	STIPULATED	3/4/19
23.35	Todd Jaksick	6/28/15 Email String Between Wendy, Todd	2/4/19	STIPULATED	3/4/19
23.36	Todd Jaksick	11/13/15 (3:38 p.m.) Email From Todd to Stan, Lexi, Wendy, Riley	2/4/19		---
23.37	Todd Jaksick	1/11/16 (1:42 p.m.) Email From Wendy to Todd, Stan	2/4/19	STIPULATED	2/20/19
23.38	Todd Jaksick	1/20/16 (8:52 p.m.) Email From Todd to Wendy	2/4/19	STIPULATED	3/4/19
23.39	Todd Jaksick	4/7/16 Wendy Texts to Todd	2/4/19		---

## Jury Trial Exhibits

**TITLE: CONS: TRUST: SSJ'S ISSUE TRUST**

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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
23.40	Todd Jaksick	3/22/17 (7:14 p.m.) Email From Todd to Wendy, Stan, Lexi	2/4/19	STIPULATED	---
23.41	Todd Jaksick	5/31/14 Stan, Wendy Texts [redacted version]	2/4/19	OBJECTION OVERRULED	2/25/19
23.42	Todd Jaksick	Handwritten Note From Sam	2/4/19	STIPULATED	2/25/19
23.43	Todd Jaksick	1/6/14 Wendy, Todd Texts	2/4/19		---
23.44	Todd Jaksick	1/18/14 Todd, Wendy Texts (no date)	2/4/19		---
23.45	Todd Jaksick	12/1/17 (7:39 a.m.) Email From Wendy to Todd, Lexi, Stan	2/4/19	STIPULATED	2/25/19
23.46	Todd Jaksick	1/5/16 Wendy, Lexi, Stan Texts	2/4/19	OBJECTION OVERRULED	2/25/19
24	Todd Jaksick	11/18/15 Consent to Incline TSS Amended and Restated Operating Agreement	2/4/19	STIPULATED	3/4/19
25	Todd Jaksick	5/25/18 Respondent Wendy A. Jaksick's Objections for First Set of Interrogatories	2/4/19		---
26	Todd Jaksick	4/24/18 Respondent Wendy A. Jaksick's First Supplemental Disclosure of Witnesses and Documents	2/4/19		---
27		INTENTIONALLY BLANK			
27A	Todd Jaksick	6/26/97 Letter From William Sanford	2/4/19		---

## Jury Trial Exhibits

**TITLE: CONS: TRUST: SSJ'S ISSUE TRUST**

PET: Wendy Jaksick      ATTYs: Kevin Spencer, Esq. + Zachary Johnson, Esq. + Mark Connot, Esq.  
 RESP: Todd Jaksick      ATTYs: Kent Robison, Esq. + Therese Shanks, Esq.  
 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
27B	Todd Jaksick	Documents Docket for Wendy Case No 427-F99	2/4/19		---
27C	Todd Jaksick	4/19/00 Judgment by Default for Lee Bros. Leasing	2/4/19		---
27D	Todd Jaksick	9/29/00 Abstract of Judgment for National Business Factors	2/4/19		---
27E	Todd Jaksick	3/13/01 Judgment for Poncia and Martinelli	2/4/19		---
27F	Todd Jaksick	12/6/00 Order/Judgment for Dorostkar	2/4/19	WENDY WITHDREW PRETRIAL MIL	
27G	Todd Jaksick	6/10/04 Default Judgment for Unifund CCR	2/4/19		---
27H	Todd Jaksick	6/23/04 Shasta County Court Docket People v. Wendy	2/4/19		---
27I	Todd Jaksick	9/22/03 Reno Police Department Crime and Incident Report From Gwen Jaksick	2/4/19		---
27J	Todd Jaksick	9/19/05 Letter of Understanding From Sam to Wendy	2/4/19	STIPULATED	2/25/19
27K	Todd Jaksick	7/29/04 Letter From Scott Freeman to Todd	2/4/19		---
27L	Todd Jaksick	9/27/05 Default Judgment for Scott Freeman	2/4/19		---
27M	Todd Jaksick	1/20/06 Abstract of Judgment for Margaret Henderson	2/4/19		---

## Jury Trial Exhibits

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 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
27N	Todd Jaksick	4/4/07 Letter From John Fowler	2/4/19		---
27O	Todd Jaksick	4/10/07 UCC Filing Acknowledgment	2/4/19		---
27P	Todd Jaksick	8/4/07 Washoe County Jail Inmate Release Information Form	2/4/19		---
27Q	Todd Jaksick	5/22/12 Judgment by Default for Debbie Miller	2/4/19		---
27R	Todd Jaksick	11/4/14 Clayton Text	2/4/19		---
27S	Todd Jaksick	9/22/16 Docket Printout From Collin County, TX for Divorce	2/4/19		---
28	Todd Jaksick	6/30/16 Dwiggin's Email to Wendy	2/4/19	STIPULATED	---
29	Todd Jaksick	7/7/16 Wendy Promissory Note to Stan	2/4/19	STIPULATED	---
30	Todd Jaksick	6/20/17 (8:08 a.m.) Stan Email to LeGoy, McQuaid, Lattin, Todd, Kimmel	2/4/19	STIPULATED	---
31	Todd Jaksick	6/30/17 Todd, Stan, Kimmel, Riley Email String	2/4/19	STIPULATED	---
32	Todd Jaksick	7/28/17 (4:19 p.m.) Stan Email to McQuaid, Kimmel, Todd, Riley, Lattin, LeGoy	2/4/19	STIPULATED	2/21/19
33	Todd Jaksick	7/29/17 (10:39 a.m.) LeGoy Email to Stan	2/4/19	STIPULATED	3/4/19



## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
34	Todd Jaksick	8/1/17 (2:27 p.m.) LeGoy Email to Stan, Todd, Kimmel, Riley, McQuaid, Lattin	2/4/19	STIPULATED	---
35	Todd Jaksick	8/2/17-8/14/17 Email String Between Stan, LeGoy, Kimmel, Riley, McQuaid, Lattin	2/4/19	STIPULATED	---
36	Todd Jaksick	11/2/17 (4:37 p.m.) Stan Email to Riley, Todd, Kimmel	2/4/19	STIPULATED	3/4/19
37	Todd Jaksick	11/29/17 Email String Between Todd, Kimmel, Stan, Riley	2/4/19	STIPULATED	---
38	Todd Jaksick	12/14/17 Email String Between Kimmel, Stan, LeGoy, Todd, McQuaid, Lattin, Riley	2/4/19	STIPULATED	2/20/19
39	Todd Jaksick	8/11/16 Email String Between Wendy and Dwiggin's	2/4/19	STIPULATED	---
40	Todd Jaksick	9/20/16 Email String Between Wendy and Dwiggin	2/4/19	STIPULATED	---
41	Todd Jaksick	7/4/16 (6:06 p.m.) Dwiggin's Email to Wendy	2/4/19	STIPULATED	---
42	Todd Jaksick	9/19/17 Email From Whelan to Wendy and Stan	2/4/19		---

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**

Dept. No: **15**

Clerk: **A. Dick**

Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
43	Todd Jaksick	10/22/13 Email From Clayton to McQuaid, LeGoy, Riley, Stan, Todd	2/4/19	STIPULATED	---
44	Todd Jaksick	8/8/13 Email From LeGoy to Clayton, Todd, Stan, Riley	2/4/19	STIPULATED	2/21/19
45	Todd Jaksick	(List To Be Provided By Stan)	2/4/19		---
46	Todd Jaksick	2/27/07 Grant, Bargain, and Sale Deed	2/4/19		---
47	Todd Jaksick	5/29/08 Grant, Bargain and Sale Deed	2/4/19	STIPULATED	---
48	Todd Jaksick	Stan, Lisa TPO Docket Sheet	2/4/19		---
49	Todd Jaksick	Stan, Lisa Divorce Docket Sheet	2/4/19	STIPULATED	---
50	Todd Jaksick	2/23/12 Notice of Assignment of Option to Purchase Concerning Real Property	2/4/19	STIPULATED	3/4/19
51	Todd Jaksick	6/7/12 Amended Notice of Assignment of Option to Purchase	2/4/19	NO OBJECTION	2/19/19
52	Todd Jaksick	6/1/12 Memo From Hascheff to Todd, Riley	2/4/19	STIPULATED	2/25/19
53	Todd Jaksick	3/3/14 Email String Between Todd and Stan	2/4/19	STIPULATED	---
54	Todd Jaksick	3/3/14 Consent and Release to Bank of America	2/4/19	STIPULATED	3/4/19
55	Todd Jaksick	7/24/14 Text From Stan	2/4/19	STIPULATED	---

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
56	Todd Jaksick	6/5/14 Email From Wendy to Todd	2/4/19	STIPULATED	3/4/19
57	Todd Jaksick	5/28/14 Email String Between Riley, Wendy, Stan, Todd, Lexi	2/4/19	STIPULATED	3/4/19
58	Todd Jaksick	4/6/15 Summary Appraisal	2/4/19		---
59	Todd Jaksick	11/13/15 Consent to Incline TSS Operating Agreement	2/4/19	STIPULATED	3/4/19
60	Todd Jaksick	10/28/14-11/03/14 Email String Between Riley, Todd, Sta	2/4/19	STIPULATED	3/4/19
61	Todd Jaksick	11/13/15 Secured Promissory Note	2/4/19	NO OBJECTION	2/20/19
62	Todd Jaksick	11/13/15 Pledge and Security Agreement	2/4/19	STIPULATED	3/4/19
63	Todd Jaksick	2/25/16 Email String Between Todd, Stan	2/4/19	STIPULATED	3/4/19
64	Todd Jaksick	11/13/15 Contribution and Issuance Agreement	2/4/19	NO OBJECTION	2/20/19
65	Todd Jaksick	2/14/17 (12:43 p.m.) Email From Todd to Stan	2/4/19	STIPULATED	3/4/19
66	Todd Jaksick	8/28/16 (8:54 p.m.) Email From Todd to Riley, Stan	2/4/19	STIPULATED	3/4/19
67	Todd Jaksick	2/28/17 (6:48 p.m.) Email From Todd to Stan	2/4/19	STIPULATED	2/20/19
68	Todd Jaksick	3/3/17 Email String Between Kreitlein, Stan, Todd	2/4/19	STIPULATED	---

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
69	Todd Jaksick	5/19/17 Letter From Kreitlin to Palmer	2/4/19	STIPULATED	---
70	Todd Jaksick	8/31/17-9/6/17 Email String Between Stan, Todd	2/4/19	STIPULATED	---
71	Todd Jaksick	Schedule A Property	2/4/19	STIPULATED	3/4/19
72	Todd Jaksick	Samuel Jaksick Family Trust Financial Statement 4/21/13-3/31/14	2/4/19	STIPULATED	2/20/19
73	Todd Jaksick	Samuel Jaksick Family Trust Financial Statement 4/1/14-3/31/15	2/4/19	STIPULATED	2/20/19
74	Todd Jaksick	Samuel Jaksick Family Trust Financial Statement 4/1/15-3/31/16	2/4/19	STIPULATED	2/20/19
75	Todd Jaksick	4/12/16 Email String Between Wendy, Riley, Lexi	2/4/19	STIPULATED	2/20/19
76	Todd Jaksick	1/25/17 (12:17 p.m.) Email From Riley to McQuaid	2/4/19	STIPULATED	2/21/19
77	Todd Jaksick	8/11/16 Order Waiving Supplemental Inventory and Accounting for Final Distribution of the Estate	2/4/19	STIPULATED	---
78	Todd Jaksick	9/19/05 Montreux Letter of Understanding	2/4/19	STIPULATED	---
79	Todd Jaksick	7/6/16 (6:58 p.m.) Email From Wendy to Stan	2/4/19	STIPULATED	2/26/19
80	Todd Jaksick	1/11/16 (12:59 p.m.) Email From Wendy to Stan	2/4/19	STIPULATED	2/26/19

## Jury Trial Exhibits

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 RESP: Todd Jaksick      ATTYs: Kent Robison, Esq. + Therese Shanks, Esq.  
 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
81	Todd Jaksick	2/16/18-2/21/18 Email String Between Kimmel, Stan, Todd	2/4/19	STIPULATED	2/21/19
82	Todd Jaksick	1/27/17 Letter From Lattin to Dwiggin	2/4/19	STIPULATED	---
83	Todd Jaksick	7/24/17 (12:07 p.m.) Email From Wendy to Stan	2/4/19	STIPULATED	---
84	Todd Jaksick	7/26/17 (1:07 p.m.) Email From Wendy to Stan	2/4/19	STIPULATED	---
85	Todd Jaksick	1/8/16 Email From Wendy to Riley, Lexi, Stan	2/4/19	STIPULATED	---
86	Todd Jaksick	7/20/17 (4:20 p.m.) Email From Wendy to Riley	2/4/19	STIPULATED	---
87	Todd Jaksick	12/20/14 (12:36 a.m.) Email From Wendy to Todd, Stan, Lexi	2/4/19		---
88	Todd Jaksick	12/26/12 Various Emails Between Hascheff, Riley	2/4/19	STIPULATED	---
89	Todd Jaksick	Incline TSS/SSJ Cash Flow Data and Amortization Schedule	2/4/19	NO OBJECTION	2/19/19
90	Todd Jaksick	Jaksick Entities Chart	2/4/19	STIPULATED	2/21/19
91	Todd Jaksick	5/28/14 (12:03 p.m.) Riley Email to Wendy, Stan, Todd, Lexi	2/4/19	STIPULATED	---
92	Todd Jaksick	5/28/14 (2:12 a.m.) Wendy Email to Todd	2/4/19	STIPULATED	---
93	Todd Jaksick	7/25/16 (5:48 p.m.) Riley Email to Todd	2/4/19	STIPULATED	---

## Jury Trial Exhibits

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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
94	Todd Jaksick	6/27/18 Todd's Response to Wendy's First Request for Production of Documents	2/4/19		---
95	Todd Jaksick	Financial Statements for Wendy Jaksick 4/21/13-12/31/16	2/4/19	NO OBJECTION	2/21/19
96	Todd Jaksick	11/15/11 SSJ, LLC Articles of Organization and Operating Agreement	2/4/19	NO OBJECTION	2/19/19
97	Todd Jaksick	6/4/18 Todd's Amended Notice of Taking Depositions of Jaksick Family LLC	2/4/19		---
97A	Todd Jaksick	7/31/18 Todd's Second Amended Notice of Taking Depositions of Jaksick Family, LLC	2/4/19		---
98	Todd Jaksick	8/30/18 Todd's Subpoena Duces Tecum Jaksick Family, LLC	2/4/19		---
99	Todd Jaksick	8/23/18 Jaksick Family, LLC Objections to Subpoena Duces Tecum	2/4/19		---
100	Todd Jaksick	Montreux Golf Club Ltd.'s Entity Chart	2/4/19	STIPULATED	---
101	Todd Jaksick	7/31/18 Todd's Second Amended Notice of Taking Deposition of Toiyabe Investment	2/4/19		---

## Jury Trial Exhibits

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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
102	Todd Jaksick	8/30/18 Todd's Subpoena Duces Tecum Toiyabe Investment Co.	2/4/19		---
103	Todd Jaksick	8/23/18 Toiyabe Objection to Subpoena Duces Tecum	2/4/19		---
104	Todd Jaksick	Toiyabe Working Trial Balance	2/4/19	STIPULATED	---
105	Todd Jaksick	Montreux Development Group, LLC Entity Chart	2/4/19	STIPULATED	---
106	Todd Jaksick	6/25/90 Articles of Incorporation of Toiyabe Investment Co.	2/4/19	STIPULATED	---
107	Todd Jaksick	6/90 By-Laws of Toiyabe Investment Co.	2/4/19	STIPULATED	---
108	Todd Jaksick	Excerpts From Videotaped Deposition of Wendy Jaksick (Vol 1)	2/4/19		---
109	Todd Jaksick	Excerpts From Videotaped Deposition of Wendy Jaksick (Vol III)	2/4/19		---
110	Todd Jaksick	Letter From David Jamieson to "Whom It May Concern" (no date)	2/4/19		---
111	Todd Jaksick	2/28/18 Email String Between Stan and Wendy	2/4/19	STIPULATED	2/21/19
112	Todd Jaksick	4/21/16 Option and Purchase Agreement – Sky-Out and Bright Holland	2/4/19		---

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Exhibit No.	Party	Description	Marked	Offered	Admitted
113	Todd Jaksick	3/13/09 Quit Claim Deed (#3738685)	2/4/19	STIPULATED	---
114	Todd Jaksick	5/11/07 Letter to Clayton From Hascheff	2/4/19	STIPULATED	2/20/19
115	Todd Jaksick	9/16/10 Operating Agreement of Incline TSS, Ltd.	2/4/19	NO OBJECTION	2/28/19
116	Todd Jaksick	9/14/12 Memorandum to the File From Hascheff	2/4/19		---
117	Todd Jaksick	9/9/12 Letter to U.S. Bank Trust From Hascheff	2/4/19		---
118	Todd Jaksick	12/4/12 Water Rights Deed – Lake Ridge and Jaksick Family, LLC.	2/4/19	STIPULATED	2/28/19
119	Todd Jaksick	12/28/12 Water Rights Deed – Lakeridge Golf Course and Jaksick Family LLC	2/4/19	STIPULATED	2/21/19
120	Todd Jaksick	12/28/12 Water Rights Deed – Lakeridge, Inc. and Jaksick Family LLC	2/4/19	STIPULATED	2/21/19
121	Todd Jaksick	12/28/12 Water Rights Deed – Sam, Thelma Estate and Jaksick Family LLC	2/4/19	STIPULATED	2/21/19
122	Todd Jaksick	12/28/12 Water Rights Deed – Samuel Stan, Jr. and Thelma Jaksick	2/4/19	STIPULATED	2/28/19
123	Todd Jaksick	4/9/13 Correction Water Rights Deed (#4224431)	2/4/19	STIPULATED	2/21/19



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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
124	Todd Jaksick	4/9/13 Correction Water Rights Deed (#4224433)	2/4/19	STIPULATED	2/21/19
125	Todd Jaksick	4/9/13 Correction Water Rights Deed (#4224432)	2/4/19	STIPULATED	2/21/19
126	Todd Jaksick	Samuel Jaksick Jr. Family Trust Financial Statements 4/1/16-12/31/17	2/4/19	STIPULATED	2/20/19
127	Todd Jaksick	7/30/12 Indemnification Agreement	2/4/19	STIPULATED	---
128	Todd Jaksick	3/20/12 Grant, Bargain and Sale Deed	2/4/19	STIPULATED	2/28/19
129	Todd Jaksick	SSJ's Issue Trust Financial Statement 4/21/13-12/31/13	2/4/19	NO OBJECTION	2/21/19
130	Todd Jaksick	SSJ's Issue Trust Financial Statement 1/1/14-12/31/14	2/4/19	NO OBJECTION	2/21/19
131	Todd Jaksick	SSJ's Issue Trust Financial Statement 1/1/15-12/31/15	2/4/19	NO OBJECTION	2/21/19
132	Todd Jaksick	SSJ's Issue Trust Financial Statement 1/1/16-12/31/16	2/4/19	NO OBJECTION	2/21/19
133	Todd Jaksick	SSJ's Issue Trust Financial Statement 1/1/17-12/31/17	2/4/19	STIPULATED	2/28/19
134	Todd Jaksick	1/27/17 (11:27 a.m.) Email From Riley to Stan, Todd, Kimmel, LeGoy, McQuaid	2/4/19	STIPULATED	---
135	Todd Jaksick	Sam Jaksick Estate Tax Return – 2012	2/4/19	STIPULATED	---
136	Todd Jaksick	Incline TSS Balance Sheets 2014-2016	2/4/19	STIPULATED	---

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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
137	Todd Jaksick	Incline TSS Working Trial Balance 2013-2016	2/4/19	STIPULATED	---
138	Todd Jaksick	Sam Jaksick Gift Tax Return 2012	2/4/19	STIPULATED	---
139	Todd Jaksick	3/13/14 (4:48 p.m.) Email From Todd to Stan, Wendy, Lexi	2/4/19	STIPULATED	---
140	Todd Jaksick	12/9/16 Closing Disclosure for Lake House	2/4/19	STIPULATED	---
141	Todd Jaksick	12/8/16 Ticor Final Settlement Statement for Lake House	2/4/19	STIPULATED	---
142	Todd Jaksick	Declaration of Gift 2011 46%	2/4/19	STIPULATED	---
143	Todd Jaksick	Declaration of Gift 2011 3%	2/4/19	STIPULATED	---
144	Todd Jaksick	12/15/11 Duck Lake Ranch Appraisal-46% Interest	2/4/19	STIPULATED	---
145	Todd Jaksick	8/1/11 Duck Lake Ranch Appraisal-3% Interest	2/4/19	STIPULATED	---
146	Todd Jaksick	Incline TSS 2018 Budget Forecast	2/4/19	STIPULATED	---
147	Todd Jaksick	5/3/12 Grand, Bargain and Sale Deed	2/4/19	STIPULATED	---
148	Todd Jaksick	10/31/18 Washoe County Real Property Assessment Data	2/4/19	STIPULATED	---
149	Todd Jaksick	49 Mountain Trust Agreement	2/4/19	STIPULATED	---

## Jury Trial Exhibits

**TITLE: CONS: TRUST: SSJ'S ISSUE TRUST**

PET: Wendy Jaksick      ATTYs: Kevin Spencer, Esq. + Zachary Johnson, Esq. + Mark Connot, Esq.  
 RESP: Todd Jaksick      ATTYs: Kent Robison, Esq. + Therese Shanks, Esq.  
 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
150	Todd Jaksick	10/12/18 Todd's Petition for Reconveyance of Trust Assets	2/4/19	OBJECTION SUSTAINED	---
151	Todd Jaksick	7/27/17 Letter From Lattin to Wendy	2/4/19	STIPULATED	2/21/19
152	Todd Jaksick	3/15/17 Todd Letter to LeGoy, McQuaid	2/4/19	STIPULATED	---
153	Todd Jaksick	11/30/05 Third Amendment to and Complete Restatement of Samuel Stan Jr. Family Trust Agreement	2/4/19	STIPULATED	---
153A	Todd Jaksick	11/30/05 Third Amendment to and Complete Restatement of Samuel Stan Jr. Family Trust Agreement	2/4/19	STIPULATED	2/25/19
154	Todd Jaksick	3/14/11 Fourth Amendment to Samuel Stan, Jr. Family Trust Agreement	2/4/19	NO OBJECTION	2/19/19
155	Todd Jaksick	4/27/12 Fifth Amendment to the Samuel Stan, Jr Family Trust Agreement	2/4/19	NO OBJECTION	2/19/19
156	Todd Jaksick	9/24/18 Supplement to Petition for Confirmation of Trustees and Admission of Trust to the Jurisdiction of the Court (Family Trust)	2/4/19	OBJECTION SUSTAINED	---

## Jury Trial Exhibits

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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
157	Todd Jaksick	9/20/18 Supplement to Petition for Confirmation of Trustees and Admission of Trust to the Jurisdiction of the Court (Issue Trust)	2/4/19	OBJECTION SUSTAINED	---
158	Todd Jaksick	4/9/13 Correction Water Rights Deed (#4224430)	2/4/19	STIPULATED	2/28/19
159	Todd Jaksick	4/9/13 Declaration of Value	2/4/19	STIPULATED	2/21/19
160	Todd Jaksick	4/11/17 Notice of Document Filed in Error	2/4/19	STIPULATED	2/28/19
160A	Todd Jaksick	4/11/17 Correction Water Rights Deed (#4694577)	2/4/19	STIPULATED	2/28/19
160B	Todd Jaksick	4/11/17 Correction Grant, Bargain and Sale Deed	2/4/19	STIPULATED	2/28/19
161	Todd Jaksick	11/18/09 Email From Clayton to Riley, Hascheff	2/4/19	STIPULATED	2/28/19
162	Todd Jaksick	11/23/09 Email From Clayton to Hascheff	2/4/19	STIPULATED	2/28/19
163	Todd Jaksick	11/24/09 Certificate of LLC Membership Interest Sammy Super Cub LLC	2/4/19	STIPULATED	---
164	Todd Jaksick	2/19/13 Email From Hascheff to Clayton	2/4/19	STIPULATED	2/21/19
165	Todd Jaksick	9/3/08 Certificate of Trust Existence and Authority	2/4/19	STIPULATED	2/28/19
166	Todd Jaksick	Term Sheet Eco2 Forest, Inc.	2/4/19	STIPULATED	2/21/19
167	Todd Jaksick	2/17/10 Project Summary	2/4/19	STIPULATED	2/21/19

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
168	Todd Jaksick	7/25/16 Wendy, Riley Email String	2/4/19	STIPULATED	2/21/19
169	Todd Jaksick	7/25/16 Wendy, Riley Email String	2/4/19	STIPULATED	2/21/19
170	Todd Jaksick	7/31/13 Riley Affidavit	2/4/19	STIPULATED	2/28/19
171	Todd Jaksick	7/17/14 Riley Affidavit	2/4/19	STIPULATED	2/28/19
172	Todd Jaksick	2014 Incline TSS Ltd Tax Return	2/4/19	STIPULATED	---
173	Todd Jaksick	1/1/08 Indemnification Agreement (Todd)	2/4/19	STIPULATED	2/20/19
174	Todd Jaksick	10/18/18 Todd B. Jaksick's Fifth Supplemental Disclosures	2/4/19	STIPULATED	---
175	Todd Jaksick	12/17/18 Campagna Expert Report	2/4/19	STIPULATED	---
176	Todd Jaksick	12/07 ALCPA Practice Guide for Fiduciary Accounting	2/4/19	STIPULATED	---
177	Todd Jaksick	NRS 165.1207	2/4/19		---
178	Todd Jaksick	NRS 165.1214	2/4/19		---
179	Todd Jaksick	NRS 165.135	2/4/19		---
180	Todd Jaksick	4/1/16-12/13/17 Samuel S. Jaksick Jr. Family Trust Financial Statements	2/4/19	STIPULATED	2/28/19
181	Todd Jaksick	Engagement Letter (to be provided)	2/4/19		---
182	Todd Jaksick	AR-C Section 80	2/4/19	STIPULATED	---

## Jury Trial Exhibits

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 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
183	Todd Jaksick	12/17/18 Expert Report of Gary Stolbach, Attorney	2/4/19	STIPULATED	---
184	Todd Jaksick	1/7/19 Wendy's Biography	2/4/19		---
185	Todd Jaksick	9/3/14 Letter from LeGoy to Wendy	2/4/19	STIPULATED	---
186	Todd Jaksick	10/15/14 Letter from LeGoy to Brett Buckingham, Investigator, Gaming Division	2/4/19	STIPULATED	---
187	Todd Jaksick	10/27/14 Letter from LeGoy to Stan	2/4/19	STIPULATED	---
188	Todd Jaksick	6/1/17 Letter from LeGoy to Wendy, Joshua Hood	2/4/19	STIPULATED	---
189	Todd Jaksick	8/23/06 Certification of the Samuel S. Jaksick Jr Family Trust	2/4/19	STIPULATED	2/25/19
190	Todd Jaksick	9/3/08 Certificate of Trust Existence and Authority	2/4/19	STIPULATED	2/25/19
191	Todd Jaksick	10/11/13 Letter from Janene Jaksick to Estate of Samuel S. Jaksick Jr.	2/4/19	STIPULATED	2/28/19
192	Todd Jaksick	6/4/13 Letter from Soraya Aguirre to LeGoy	2/4/19	STIPULATED	---
193	Todd Jaksick	Consent to Conveyance of Real Property in Compromise of Secured Claims and Waiver of Notice of Proposed Action	2/4/19	STIPULATED	---

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
194	Todd Jaksick	(8/29/14) Loan Termination Agreement (Draft)	2/4/19	STIPULATED	---
195	Todd Jaksick	1/14/16 Assignment of Shares of Stock Separate from Certificate	2/4/19	STIPULATED	2/28/19
196	Todd Jaksick	8/8/13 List of Creditors for Samuel S. Jaksick	2/4/19	STIPULATED	---
197	Todd Jaksick	7/20/18 Letter from Zachary Johnson to Clayton	2/4/19	STIPULATED	2/27/19
198	Todd Jaksick	3/15-5/16 Journal of Notarial Acts	2/4/19	STIPULATED	2/27/19
199	Todd Jaksick	3/4/15 Email from Todd to Riley, McQuaid and Stan	2/4/19	STIPULATED	---
200	Todd Jaksick	12/17/12 Assignment and Declaration of Gift	2/4/19	STIPULATED	2/27/19
201	Todd Jaksick	6/8/13 Grant, Bargain & Sale Deed	2/4/19	STIPULATED	2/27/19
202	Todd Jaksick	12/18/12 Email from Clayton to Hascheff, Todd	2/4/19	STIPULATED	2/21/19
203	Todd Jaksick	8/26/13 Affidavit of Wendy Ann Jaksick	2/4/19	STIPULATED	2/21/19
204	Todd Jaksick	6/4/13 Email from Clayton to McQuaid, Todd	2/4/19	STIPULATED	---
205	Todd Jaksick	7/25/13 Email from Clayton to Riley, LeGoy	2/4/19	STIPULATED	2/21/19
206	Todd Jaksick	5/29/13 Email String between Clayton, Riley	2/4/19	STIPULATED	---

## Jury Trial Exhibits

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Exhibit No.	Party	Description	Marked	Offered	Admitted
207	Todd Jaksick	10/14/13 Email from McQuaid to Clayton, Todd, Stan, Riley	2/4/19	STIPULATED	2/20/19
208	Todd Jaksick	NRS 240.075, NRS 240.120 Notary Prohibited Acts	2/4/19	STIPULATED	---
209	Todd Jaksick	Jessica Clayton's Signature of Sam Jaksick2	2/4/19		---
210	Todd Jaksick	12/17/18 Letter from R. Bruce Wallace Jr. to Zachary E. Johnson	2/4/19	STIPULATED	---
211	Todd Jaksick	10/15/13 Email from McQuaid to Clayton, Todd, Stan, Riley, LeGoy	2/4/19	STIPULATED	---
212	Todd Jaksick	3/15/17 (10:55 a.m.) email from Jessica to Todd	2/4/19	STIPULATED	---
213	Todd Jaksick	Samuel Jaksick Jr. Statement of Financial Condition 10/15/10	2/4/19	STIPULATED	2/21/19
214	Todd Jaksick	Samuel Jaksick Jr. Statement of Financial Condition	2/4/19	STIPULATED	2/21/19
215	Todd Jaksick	Hydrographic Abstracts	2/4/19	STIPULATED	2/26/19
216	Todd Jaksick	Division of Water Resources-Mapping & Data re: Buckhorn	2/4/19	STIPULATED	2/26/19
217	Todd Jaksick	Division of Water Resources – Mapping & Data re: Jackrabbitt	2/4/19	STIPULATED	2/26/19



## Jury Trial Exhibits

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 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
218	Todd Jaksick	Division of Water Resources-Mapping & Data re: White Pine Lumber	2/4/19	STIPULATED	2/26/19
219	Todd Jaksick	Division of Water Resources – Mapping & Data re: Home Camp	2/4/19	STIPULATED	2/26/19
220	Todd Jaksick	James Green Report	2/4/19	STIPULATED	2/25/19
221	Todd Jaksick	James Green File [SEPARATE BINDER]	2/4/19	STIPULATED	2/25/19
222	Todd Jaksick	James Green Emails	2/4/19	STIPULATED	---
223	Todd Jaksick	Division of Water Resources – Mapping & Data re: Nevada Pronghorn II	2/4/19	STIPULATED	2/21/19
224	Todd Jaksick	Division of Water Resources – Mapping & Data re: Bright Holland	2/4/19	STIPULATED	2/21/19
225	Todd Jaksick	Division of Water Resources – Mapping & Data re: Duck Lake Ranch	2/4/19	STIPULATED	2/21/19
226	Todd Jaksick	Division of Water Resources – Mapping & Data re; Duck Lake Ranch	2/4/19	STIPULATED	2/21/19
227	Todd Jaksick	Division of Water Resources – Mapping & Data re: SSJ Issue Trust & TBJ Issue Trust & TBJ SC Trust	2/4/19	STIPULATED	2/21/19

## Jury Trial Exhibits

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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
228	Todd Jaksick	Division of Water Resources Mapping & Data re: Barker-Coleman; Sam & Thelma Jaksick	2/4/19	STIPULATED	2/21/19
229	Todd Jaksick	Division of Water Resources – Mapping & Data re: Spruce Monarch	2/4/19	STIPULATED	2/21/19
230	Todd Jaksick	6/2/13 Palmer Letter to Eshelman	2/4/19	STIPULATED	2/21/19
231	Todd Jaksick	5/7/13-5/22/13 Palmer, West, Todd Email String	2/4/19	STIPULATED	2/21/19
232		INTENTIONALLY BLANK			
233	Todd Jaksick	2/13/17 Letter from American Ag Credit to Sam, Todd	2/4/19	STIPULATED	---
234	Todd Jaksick	7/7/16 Letter from American Ag Credit to Bright Holland	2/4/19	STIPULATED	---
235	Todd Jaksick	12/5/12 Agreement Between Duck Lake Ranch and White Pine Lumber	2/4/19	STIPULATED	---
236	Todd Jaksick	10/18/17 Seller's Settlement Statement	2/4/19	STIPULATED	---
237	Todd Jaksick	2017 IRS Substitute Form; 1099-S 9/6/16 Stan Email to Riley	2/4/19	STIPULATED	---
238	Todd Jaksick	9/6/16-9/7/16 Stan, Riley Email String	2/4/19	STIPULATED	---
239	Todd Jaksick	Photograph of Car	2/4/19	STIPULATED	2/21/19

## Jury Trial Exhibits

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Exhibit No.	Party	Description	Marked	Offered	Admitted
240	Todd Jaksick	3/1/17 Samuel Jaksick Jr. Family Trust Settlements of Family Trust Obligations	2/4/19	STIPULATED	---
241	Todd Jaksick	8/23/16 Todd, Stan Email String	2/4/19	STIPULATED	---
242	Stanley Jaksick	Email correspondence between Stan Jaksick, Todd Jaksick, Lexi Smrt and Wendy Jaksick re: Christmas and Tahoe dated 12/01/2017	2/4/19	STIPULATED	2/26/19
243	Stanley Jaksick	Email correspondence between Todd Jaksick, Stan Jaksick, Kevin Riley and Michael Kimmel re: Invoice from Sam Trust dated 09/22/17	2/4/19	STIPULATED	2/20/19
244	Stanley Jaksick	Email correspondence between Stan Jaksick, Todd Jaksick, Michael Kimmel and Kevin Riley re: Meeting notes 11/29/17 dated 12/05/17	2/4/19	STIPULATED	2/26/19
245	Stanley Jaksick	Email correspondence between Kevin Riley and Stan Jaksick re: Question dated 09/06/16	2/4/19	STIPULATED	---
246	Stanley Jaksick	Email correspondence between Stan Jaksick and Todd Jaksick re: Super Cub dated 01/11/14	2/4/19	STIPULATED	2/26/19

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Exhibit No.	Party	Description	Marked	Offered	Admitted
247		INTENTIONALLY BLANK			
248		INTENTIONALLY BLANK			
249		INTENTIONALLY BLANK			
250	Todd Jaksick	3/17/14 Closing Documents, Refinance 2014	2/4/19	STIPULATED	---
250A	Todd Jaksick	3/17/14 Balance Statement	2/4/19		---
250B	Todd Jaksick	3/13/14 Borrower's Loan Escrow Instructions	2/4/19		---
250C	Todd Jaksick	3/14/14 Settlement Statement	2/4/19		---
250D	Todd Jaksick	3/17/14 Deed of Trust	2/4/19		---
250E	Todd Jaksick	3/14/14 Adjustable Rate Note	2/4/19		---
250F	Todd Jaksick	3/14/14 Continuing and Unconditional Guaranty	2/4/19		---
250G	Todd Jaksick	3/14/14 Continuing and Unconditional Guaranty	2/4/19		---
251	Todd Jaksick	12/5/16 Closing Disclosure	2/4/19		---
251A	Todd Jaksick	12/9/16 Settlement Statement (Estimated)	2/4/19		---
251B	Todd Jaksick	12/16/16 Escrow Instruction	2/4/19		---
251C	Todd Jaksick	Updated Preliminary Title Report	2/4/19		---
252	Todd Jaksick	1/14/13 10:23 a.m. Email From Brenda Webb to Jennifer Tahoe Luxury Properties	2/4/19		---
253	Todd Jaksick	10/8/13 Stan and Lisa Jaksick Divorce Decree	2/4/19		---

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Exhibit No.	Party	Description	Marked	Offered	Admitted
254	Todd Jaksick	4/24/13 12:20 pm Email From Bill Dietz to Stan Jaksick	2/4/19		---
255	Todd Jaksick	5/30/13 Email String Between Clayton, Todd, LeGoy	2/4/19		---
256	Todd Jaksick	6/3/13 Email String Todd, LeGoy, Riley, Clayton	2/4/19		---
257	Todd Jaksick	11/17/16 William Kimmel Letter; Appraisal	2/4/19		---
258	Todd Jaksick	10/3/13 Bank of America Creditor's Claim	2/4/19	STIPULATED	2/20/19
259	Todd Jaksick	10/3/14 Text From Wendy	2/4/19		---
260	Todd Jaksick	2/15/14 (1:12 p.m.) Email Riley to Todd	2/4/19		---
261	Todd Jaksick	2/27/14 (12:50 p.m.) Email From Todd to Stan	2/4/19		---
262	Todd Jaksick	7/5/13 (10:30 a.m.) Todd email to Riley (cc: Stan)	2/4/19		---
263	Todd Jaksick	4/18/18 Wendy, Stan Email String	2/4/19		---
264	Todd Jaksick	3/17/14 Amended Operating Agreement Incline TSS	2/4/19	NO OBJECTION	2/28/19
265	Todd Jaksick	3/15/14 New Partnership Structure	2/4/19		---
266	Todd Jaksick	TSS/SSJ Note Payable Schedule	2/4/19		---

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Exhibit No.	Party	Description	Marked	Offered	Admitted
267	Todd Jaksick	11/10/14 Wendy Text & Emails	2/4/19		---
268	Todd Jaksick	11/14/15 Stan text to Todd	2/4/19		---
269	Todd Jaksick	4/17/14 (9:02 a.m.) Text From Wendy to Todd	2/4/19		---
270	Todd Jaksick	5/21/14 (8:17 a.m.) Email From Wendy to Todd & Stan	2/4/19		---
271	Todd Jaksick	9/2/14 (8:20 p.m.) Email From Todd to Stan	2/4/19		---
272	Todd Jaksick	10/13/14 (3:40 p.m.) Email between Todd & Stan	2/4/19		---
273	Todd Jaksick	1/14/15 (1:37 p.m.) Email From Stan to Todd	2/4/19		---
274	Todd Jaksick	1/22/15 (12:45 p.m.) Email From Stan to LeGoy	2/4/19		---
275	Todd Jaksick	1/30/15 Note Payable between Stan & Incline TSS	2/4/19		---
276	Todd Jaksick	7/7/15 (5:45 p.m.) Email From Wendy to Riley	2/4/19		---
277	Todd Jaksick	SSJ Trust Financial Statements 2014	2/4/19		---
278	Todd Jaksick	11/13/15 Text From Todd to Stan	2/4/19		---
279	Todd Jaksick	Certificate of LLC Membership-Incline TSS Ltd	2/4/19		---
280	Todd Jaksick	1/12/16 (11:37 a.m.) Email From Wendy to Todd& Stan	2/4/19		---

## Jury Trial Exhibits

**TITLE: CONS: TRUST: SSJ'S ISSUE TRUST**

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 RESP: Todd Jaksick      ATTYs: Kent Robison, Esq. + Therese Shanks, Esq.  
 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
281	Todd Jaksick	1/26/16 (6:06 p.m.) Email from Stan to Todd	2/4/19		---
282	Todd Jaksick	5/31/16 Email String Between Stan, Todd	2/4/19		---
283	Todd Jaksick	9/6/16 (8:41 a.m.) Email From Todd to Stan and Riley	2/4/19		---
284	Todd Jaksick	9/29/16 (6:06 p.m.) Email From Todd to Stan, Riley	2/4/19		---
285	Todd Jaksick	12/09/16 Guarantee	2/4/19		---
286	Todd Jaksick	4/15/18 11:09 p.m. Email from Danyarop LLC to Acumen Finance (cc: Wendy)	2/4/19		---
287	Todd Jaksick	2/28/17 (7:55 p.m.) Email From Stan to Todd	2/4/19		---
288	Todd Jaksick	3/13/17 (11:20 p.m.) Email From Todd to Stan	2/4/19		---
289	Todd Jaksick	3/15/17 (11:23 a.m.) Email From Stan to Todd	2/4/19		---
290	Todd Jaksick	3/23/17 (3:06 p.m.) Email From Todd to Stan	2/4/19		---
291	Todd Jaksick	3/24/17 (9:34 a.m.) Wendy Email to Stan and Todd	2/4/19		---
292	Todd Jaksick	3/25/17 (12:13 p.m.) Email From Wendy to Lexi, Todd, Stan	2/4/19		---
293	Todd Jaksick	4/7/17 (1:19 p.m.) Email From Todd to Wendy, Lexi & Stan	2/4/19		---

## Jury Trial Exhibits

**TITLE: CONS: TRUST: SSJ'S ISSUE TRUST**

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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
294	Todd Jaksick	7/11/17 (12:34 p.m.) Email From Stan to Todd	2/4/19		---
295	Todd Jaksick	9/27/17 (11:22 a.m.) Email From Stan to Todd	2/4/19		---
296	Todd Jaksick	8/15/13 Email from Clayton to Riley, Todd, Stan	2/4/19		---
297	Todd Jaksick	8/15/13 (1:28 p.m.) Email From Clayton to Riley	2/4/19		---
298	Todd Jaksick	10/21/13 Todd's Creditor Claim	2/4/19	STIPULATED	2/20/19
299	Todd Jaksick	1/20/16 (8:52 p.m.) Email From Todd to Wendy	2/4/19		---
300	Todd Jaksick	6/2017 Capital Call Request	2/4/19		---
301	Todd Jaksick	12/18/12 (12:21 p.m.) Email from Clayton to Hascheff, Todd	2/4/19		---
302	Todd Jaksick	6/5/14 (9:32 a.m.) Wendy Email to Todd	2/4/19		---
303	Todd Jaksick	6/6/13 Text from Wendy to Todd	2/4/19		---
304	Todd Jaksick	7/5/13 (10:31 a.m.) Email from Todd to Riley, Stan	2/4/19		---
305	Todd Jaksick	7/30/14 & 7/31/14 Todd emails to Wendy	2/4/19		---
306	Todd Jaksick	11/18/14 (8:13 a.m.) Wendy Email to Todd, Stan, Lexi, Riley	2/4/19		---



## Jury Trial Exhibits

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Exhibit No.	Party	Description	Marked	Offered	Admitted
307	Todd Jaksick	Photo of Samuel S. Jaksick, Jr.	2/13/19		---
308	Todd Jaksick	Sam's Intent diagram	2/13/19		---
309	Todd Jaksick	Chart of Entities Owned by Trust in April of 2013/ACPs	2/13/19	DEMO PURPOSE ONLY	DEMO PURPOSE ONLY
310	Todd Jaksick	Samuel S. Jaksick, Jr. Family Trust 4/21/13	2/13/19		---
310A	Todd Jaksick	Samuel S. Jaksick, Jr. Family Trust 2/4/19	2/13/19		---
311	Todd Jaksick	SUMMARY OF PERSONAL GUARANTEES	2/13/19		---
312	Todd Jaksick	LIST OF ENTITIES IN WHICH TRUST HAS OWNERSHIP INTEREST PRESENTLY]	2/13/19		---
313	Todd Jaksick	Tahoe Timeline	2/13/19		---
313A	Todd Jaksick	Tahoe Timeline	2/13/19		---
313B	Todd Jaksick	Lake Tahoe House	2/13/19		---
314	Todd Jaksick	LIST OF AND CHRONOLOGY OF TRUSTEES	2/13/19		---
315	Todd Jaksick	Wendy's Advances	2/13/19		---
316	Todd Jaksick	Financial Risk; demonstrative exhibit	2/13/19	NO OBJECTION TO DEMO. PURPOSES ONLY	DEMO. PURPOSE ONLY

## Jury Trial Exhibits

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Exhibit No.	Party	Description	Marked	Offered	Admitted
317	Todd Jaksick	Diagram	2/13/19		---
317A	Todd Jaksick	Diagram	2/13/19		---
317B	Todd Jaksick	Diagram	2/13/19		---
317C	Todd Jaksick	Diagram	2/13/19		---
317D	Todd Jaksick	Diagram	2/13/19		---
317E	Todd Jaksick	Diagram	2/13/19		---
317F	Todd Jaksick	Diagram	2/13/19		---
317G	Todd Jaksick	Diagram	2/13/19		---
317H	Todd Jaksick	Diagram	2/13/19		---
317I	Todd Jaksick	Diagram	2/13/19		---
317J	Todd Jaksick	Diagram	2/13/19		---
317K	Todd Jaksick	Diagram	2/13/19		---
317L	Todd Jaksick	Diagram	2/13/19		---
317M	Todd Jaksick	Diagram	2/13/19		---
317N	Todd Jaksick	Diagram	2/13/19		---
317O	Todd Jaksick	Diagram	2/13/19		---
317P	Todd Jaksick	Diagram	2/13/19		---
318	Todd Jaksick	Photograph(s)	2/4/19		---
318A	Todd Jaksick	Photograph(s)	2/4/19		---
318B	Todd Jaksick	Photograph(s)	2/4/19		---
318C	Todd Jaksick	Photograph(s)	2/4/19		---
318D	Todd Jaksick	Photograph(s)	2/4/19		---
318E	Todd Jaksick	Photograph(s)	2/4/19		---
318F	Todd Jaksick	Photograph(s)	2/4/19		---
318G	Todd Jaksick	Photograph(s)	2/4/19		---

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Exhibit No.	Party	Description	Marked	Offered	Admitted
318H	Todd Jaksick	Photograph(s)	2/4/19		---
318I	Todd Jaksick	Photograph(s)	2/4/19		---
318J	Todd Jaksick	Photograph(s)	2/4/19		---
318K	Todd Jaksick	Photograph(s)	2/4/19		---
318L	Todd Jaksick	Photograph(s)	2/4/19		---
318M	Todd Jaksick	Photograph(s)	2/4/19		---
318N	Todd Jaksick	Photograph(s)	2/4/19		---
318O	Todd Jaksick	Photograph(s)	2/4/19		---
318P	Todd Jaksick	Photograph(s)	2/4/19		---
318Q	Todd Jaksick	Photograph(s)	2/4/19		---
318R	Todd Jaksick	Photograph(s)	2/4/19		---
318S	Todd Jaksick	Photograph(s)	2/4/19		---
318T	Todd Jaksick	Photograph(s)	2/4/19		---
318U	Todd Jaksick	Photograph(s)	2/4/19		---
318V	Todd Jaksick	Photograph(s)	2/4/19		---
318W	Todd Jaksick	Photograph(s)	2/4/19		---
318X	Todd Jaksick	Photograph(s)	2/4/19		---
318Y	Todd Jaksick	Photograph(s)	2/4/19		---
318Z	Todd Jaksick	Photograph(s)	2/4/19		---
318AA	Todd Jaksick	Photograph(s)	2/4/19		---
318BB	Todd Jaksick	Photograph(s)	2/4/19		---
318CC	Todd Jaksick	Photograph(s)	2/4/19		---
318DD	Todd Jaksick	Photograph(s)	2/4/19		---
318EE	Todd Jaksick	Photograph(s)	2/4/19		---
318FF	Todd Jaksick	Photograph(s)	2/4/19	NO OBJECTION	2/22/19

## Jury Trial Exhibits

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Exhibit No.	Party	Description	Marked	Offered	Admitted
318GG	Todd Jaksick	Photograph(s)	2/4/19	NO OBJECTION	2/22/19
318HH	Todd Jaksick	Photograph(s)	2/4/19		---
318II	Todd Jaksick	Photograph(s)	2/4/19		---
318JJ	Todd Jaksick	Photograph(s)	2/4/19		---
318KK	Todd Jaksick	Photograph(s)	2/4/19		---
318LL	Todd Jaksick	Photograph(s)	2/4/19		---
318MM	Todd Jaksick	Photograph(s)	2/4/19		---
318NN	Todd Jaksick	Photograph(s)	2/4/19		---
318OO	Todd Jaksick	Photograph(s)	2/4/19		---
318PP	Todd Jaksick	Photograph(s)	2/4/19		---
318QQ	Todd Jaksick	Photograph(s)	2/4/19		---
319	Todd Jaksick	12/8/14 (4:19 p.m.) Clayton email to Wendy (cc: Todd, Stan)	2/4/19		---
320	Todd Jaksick	12/11/14 (9:57 a.m.) Clayton email to Wendy (cc: Todd, Stan)	2/4/19		---
321	Todd Jaksick	3/11/14 (9:45 a.m.) Email from Wendy to Todd	2/4/19		---
322	Todd Jaksick	12/15/14 (5:01 p.m.) Clayton email to Wendy	2/4/19		---
323	Todd Jaksick	5/28/14 (12:03 p.m.) Email from Riley to Wendy, Stan, Todd, Lexi	2/4/19		---
324	Todd Jaksick	7/7/15 (6:49 p.m.) Email from Riley to Todd, Stan	2/4/19		---

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Case No: **PR17-00445**

Dept. No: **15**

Clerk: **A. Dick**

Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
325	Todd Jaksick	7/25/16 (1:17 p.m.) Email from Riley to Wendy	2/4/19		---
326	Todd Jaksick	7/25/16 (5:27 p.m.) Email from Riley to Wendy, Lexi	2/4/19		---
327	Todd Jaksick	Demonstrative Chart – Professionals Providing Advice to Todd	2/13/19	NO OBJECTION TO DEMO. PURPOSES ONLY	DEMO. PURPOSE ONLY
328	Todd Jaksick	Indemnification agreement chart	2/14/19		---
329		INTENTIONALLY BLANK			
330	Todd Jaksick	Debts and Obligations Schedule re: Samuel S. Jaksick Jr Family Trust, Estate of Samuel L. Jaksick Jr.	2/4/19		---
331	Todd Jaksick	Advances to Wendy	2/13/19	NO OBJECTION	2/27/19
332	Todd Jaksick	The TBJ's Issue Trust Agreement	2/20/19		---
333	Todd Jaksick	The Samuel S. Jaksick, Jr. Family Trust Agreement	2/20/19		---
334 through 399		INTENTIONALLY BLANK			
400	Wendy Jaksick	Sam Jaksick Entities List	2/4/19		---

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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
401	Wendy Jaksick	Sam's 2012 Income Tax Return	2/4/19		---
402	Wendy Jaksick	Sam's 2013 Income Tax Return	2/4/19		---
403	Wendy Jaksick	SSJ LLC Operating Agreement	2/4/19		---
404	Wendy Jaksick	Home Camp Land and Livestock 2013 Tax Return	2/4/19		---
405	Wendy Jaksick	Home Camp Land and Livestock 2014 Tax Return	2/4/19		---
406	Wendy Jaksick	Security Agreement, Wendy Jaksick as Debtor, Family Trust as Secured Party	2/4/19		---
407	Wendy Jaksick	Family Trust Balance Sheet, March 31, 2016	2/4/19		---
408	Wendy Jaksick	Pioneer Group, Inc Estimated Taming and Amount of Cash Distributions	2/4/19		---
409	Wendy Jaksick	Incline TSS New Partnership Structure #8 – Admission of Stan	2/4/19		---
410	Wendy Jaksick	Note Payable Between TBJ Family Trust and SBJ Family Trust	2/4/19	NO OBJECTION	2/27/19
411	Wendy Jaksick	Capital Call Request – Jackrabbit Properties – June 27, 2017	2/4/19	STIPULATED	2/20/19

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Exhibit No.	Party	Description	Marked	Offered	Admitted
412	Wendy Jaksick	Capital Call - Jackrabbit Properties – September 27, 2017	2/4/19	STIPULATED	2/20/19
413	Wendy Jaksick	Correspondence Dated December 13, 2017 From Kent Robison to Various Parties, Re: Capital Call Jackrabbit Property, LLC	2/4/19		---
414	Wendy Jaksick	Unsecured Promissory Note – Todd B. Jaksick Borrower, Samuel S. Jaksick Lender – Agreement to Extend	2/4/19	OBJECTION OVERRULED	2/27/19
415	Wendy Jaksick	Todd Jaksick's House	2/4/19		---
416	Wendy Jaksick	Indemnification and Contribution Agreement – BHC Family Trust	2/4/19		---
417	Wendy Jaksick	Pacific Life Insurance Check in the Amount of \$6,032,876.71 and Statement of Claim Payment	2/4/19	NO OBJECTION	2/19/19
418	Wendy Jaksick	August 15, 2016, Solomon Dwiggins Freer	2/4/19	STIPULATED	2/26/19
419	Wendy Jaksick	Incline TSS LTD – Capital Call – March 13, 2017	2/4/19	STIPULATED	2/20/19
420	Wendy Jaksick	Livestock Bill of Sale	2/4/19	STIPULATED	2/21/19
421	Wendy Jaksick	DLR WPR NRCS Closing Funds Distribution – April 17, 2014	2/4/19		---

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Exhibit No.	Party	Description	Marked	Offered	Admitted
422	Wendy Jaksick	Distribution Breakdown 2015 Todd Subtrust	2/4/19		---
423	Wendy Jaksick	2013 Annual Account Statement – Issue Trust	2/4/19		---
424	Wendy Jaksick	2015 Annual Account Statement – Issue Trust	2/4/19		---
425	Wendy Jaksick	Pioneer Group Ownership and Control	2/4/19		---
426	Wendy Jaksick	Closing Statement – Galena Canyon Trial – February 24, 2012	2/4/19		---
427	Wendy Jaksick	Lease Agreement – Home Camp Land & Livestock Co., Dated December 12, 2013	2/4/19		---
428	Wendy Jaksick	Correspondence from Zachary E. Johnson to Donald A. Lattin and Philip Kreitlein re: Subtrust Accountings	2/4/19		---
429	Wendy Jaksick	Indemnification Payments Worksheet	2/4/19	STIPULATED	2/20/19
430	Wendy Jaksick	Email Dated May 14, 2013 From Jessica Clayton to Kevin Riley, Re: from Todd	2/4/19		---
431	Wendy Jaksick	Email Dated May 28, 2013 From Jessica Clayton to Kevin Riley, Re: from Todd	2/4/19		---



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Dept. No: **15**

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Exhibit No.	Party	Description	Marked	Offered	Admitted
432	Wendy Jaksick	Email Dated January 11, 2014 From Stan Jaksick to Todd Jaksick, Re: Super Cub	2/4/19		---
433	Wendy Jaksick	Email Dated January 13, 2014 From Jessica Clayton to Kevin Riley, Re: WPR to DLR including cattle	2/4/19		---
434	Wendy Jaksick	Email Dated January 15, 2014 From Wendy Jaksick to Todd Jaksick, Re: Easement update	2/4/19		---
435	Wendy Jaksick	Email Dated February 4, 2014 From Wendy Jaksick to Todd Jaksick	2/4/19		---
436	Wendy Jaksick	Email Dated February 5, 2014 From Brian McQuaid to Wendy Jaksick, Re: Super Cub and Duck Lake Ranch Note	2/4/19		---
437	Wendy Jaksick	Email Dated April 16, 2014 From Stan Jaksick to Todd Jaksick, Re: April 16, 2014	2/4/19	STIPULATED	2/21/19
438	Wendy Jaksick	Email Dated May 21, 2014 From Wendy Jaksick to Todd Jaksick, Re: Notes	2/4/19		---
439	Wendy Jaksick	Text Message From Wendy to Todd Jaksick and Stan Jaksick	2/4/19		---

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Exhibit No.	Party	Description	Marked	Offered	Admitted
440	Wendy Jaksick	Email Dated September 26, 2014 From Stan Jaksick to Todd Jaksick, Re: Yesterday's Meeting	2/4/19	NO OBJECTION	2/20/19
441	Wendy Jaksick	Email Dated October 28, 2014 From Kevin Riley to Todd and Stan Jaksick, Re: Tahoe/Incline TSS	2/4/19	NO OBJECTION	2/20/19
442	Wendy Jaksick	Email Dated November 7, 2014 From Jessica Clayton to Kevin Riley, Re: ACPA – Need Kev signature	2/4/19		---
443	Wendy Jaksick	Email Dated February 11, 2015 From Jessica Clayton to Stan Jaksick and Kevin Riley, Re: Explanation of Funds to Court for Stan	2/4/19		---
444	Wendy Jaksick	Email Dated January 12, 2016 From Wendy Jaksick to Todd Jaksick, Re: Gorman	2/4/19	NO OBJECTION	2/20/19
445	Wendy Jaksick	Email Dated January 12, 2016 From Wendy Jaksick to Todd Jaksick and Stan Jaksick, Re: Vegas company buying Bronco Billyas definite agreement	2/4/19		---
446	Wendy Jaksick	Email Dated May 4, 2016 From Kevin Riley to Wendy Jaksick, Re: Question	2/4/19		---

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447	Wendy Jaksick	Email Dated July 20, 2016 From Kevin Riley to Todd Jaksick and Stan Jaksick, Re: first draft -estate distribution	2/4/19	STIPULATED	2/20/19
448	Wendy Jaksick	Email Dated August 19, 2016 From Kevin Riley to Stan Jaksick, Re: Todds Indemnification Worksheet [Need to Identify and Attach Attachment]	2/4/19		---
449	Wendy Jaksick	Email Dated September 7, 2016 From Stan Jaksick to Todd Jaksick, Re: Wendy Misc	2/4/19	STIPULATED	2/20/19
450	Wendy Jaksick	Email Dated December 1, 2016 From Jessica Clayton to Kevin Riley, Re: Todd Sub Trust to Same Trust Balance Inco	2/4/19		---
451	Wendy Jaksick	Email Dated December 12, 2016 From Kevin Riley to Todd Jaksick, Bob LeGoy, Don Lattin and Nik Palmer, Re: Fly Geyser & Granchildrens Trust	2/4/19		---

## Jury Trial Exhibits

**TITLE: CONS: TRUST: SSJ'S ISSUE TRUST**

PET: Wendy Jaksick      ATTYs: Kevin Spencer, Esq. + Zachary Johnson, Esq. + Mark Connot, Esq.  
 RESP: Todd Jaksick      ATTYs: Kent Robison, Esq. + Therese Shanks, Esq.  
 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
452	Wendy Jaksick	Email Dated January 6, 2017 From Kevin Riley to Todd Jaksick, Stan Jaksick, Bob Legoy and Brian McQuaid, Re: draft financials for sj trust	2/4/19		---
453	Wendy Jaksick	Email Dated January 27, 2017 From Kevin Riley to Todd Jaksick, Stan Jaksick, Bob Legoy and Brian McQuaid, Re: SJ trust distribution planning	2/4/19		---
454	Wendy Jaksick	Email Dated February 14, 2017 From Todd Jaksick to Stan Jaksick, Re: Personal Guarantee	2/4/19	NO OBJECTION	2/20/19
455	Wendy Jaksick	Email Dated July 21, 2017 From Kevin Riley to Wendy Jaksick, Re: bhc Trust	2/4/19		---
456	Wendy Jaksick	Email Dated December 05, 2017 From Stan Jaksick to Todd Jaksick, Re: Meeting notes 11/29/17	2/4/19		---
457	Wendy Jaksick	Settlement Agreement Between Todd Jaksick and Stan Jaksick	2/19/19	OBJECTION SUSTAINED	---

## Jury Trial Exhibits

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 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
458	Wendy Jaksick	Correspondence dated February 24, 2006 from Robert LeGoy and Gustave Rossi to Sam Jaksick and Todd Jaksick, Re: Proposed transfer of Home Camp Land and Livestock Co., Inc	2/14/19		---
459	Wendy Jaksick	Email dated May 11, 2006 from Robert LeGoy to Jessica Clayton, Re: Clayton's direction to sign family trust	2/14/19		---
460	Wendy Jaksick	Correspondence date June 29, 2006 from Robert LeGoy to Samuel Jaksick, Re: Estate planning of Samuel J. Jaksick, Jr.	2/14/19		---
461	Wendy Jaksick	Correspondence dated December 6, 2006 from Robert LeGoy to Samuel Jaksick, Re: the SSJ's Issue Trust Agreement	2/14/19		---
462	Wendy Jaksick	Correspondence dated December 27, 2006 from Robert LeGoy to Samuel Jaksick, Re: the SSJ's Issue Trust Agreement	2/14/19		---

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
463	Wendy Jaksick	Correspondence dated April 12, 2007 from Robert LeGoy to Samuel Jaksick and Todd Jaksick, Re: Binders re: the SSJ's Issue Trust and TBJ's Issue Trust Agreement	2/14/19		---
464	Wendy Jaksick	Email dated November 14, 2007 from Geoff Grenert to Robert LeGoy, Re: Jaksick	2/14/19		---
465	Wendy Jaksick	Correspondence dated June 17, 2010 from Robert LeGoy to Samuel Jaksick and Todd Jaksick, Re: Evaluation of Real Estate Purchase Option for Sam's Incline Residence	2/14/19	NO OBJECTION	2/19/19
466	Wendy Jaksick	Email dated May 29, 2013 from Robert LeGoy to Brian McQuiad, Re: Questions on List of Creditors	2/14/19		---
467	Wendy Jaksick	Email dated May 24, 2013 from Robert LeGoy to Jessica Clayton, Re: Notice to Creditors	2/14/19		---
468	Wendy Jaksick	Email dated May 29, 2013 from Richard Thomas to Jessica Clayton, Re: Sam's Estate	2/14/19		---

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
469	Wendy Jaksick	Email dated May 30, 2013 from Robert LeGoy to Jessica Clayton, Re: Declaration of Gift – Bank Account	2/14/19		---
470	Wendy Jaksick	Email dated May 30, 2013 from Robert LeGoy to Jessica Clayton, Re: From Todd	2/14/19	NO OBJECTION	2/21/19
471	Wendy Jaksick	Email dated June 1, 2013 from Brian McQuaid to Jessica Clayton, Re: Incline TSS LTD, a Nevada Limited-Liability Company	2/14/19	STIPULATED	2/19/19
472	Wendy Jaksick	Email dated June 2, 2013 from Todd Jaksick to Brian McQuaid, Re: Tahoe House	2/14/19		---
473	Wendy Jaksick	Email dated June 3, 2013 from Todd Jaksick to Brian McQuaid, Re: Tahoe House	2/14/19		---
474	Wendy Jaksick	Email dated June 4, 2013 from Jessica Clayton to Brian McQuaid, Todd Jaksick, and Kevin Riley, Re: Incline TSS LTD, a Nevada Limited-Liability Company	2/14/19	NO OBJECTION	2/19/19

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
475	Wendy Jaksick	Email dated June 4, 2013 from Brian McQuaid to Robert LeGoy, Re: Incline TSS LTD, a Nevada Limited-Liability Company	2/14/19	NO OBJECTION	2/19/19
476	Wendy Jaksick	Email dated June 4, 2013 from Brian McQuaid to Todd Jaksick, Re: Draft Agreement re: Life Insurance	2/14/19	NO OBJECTION	2/19/19
477	Wendy Jaksick	Correspondence dated June 12, 2013 from Robert LeGoy and Brian McQuaid to Todd Jaksick, Stan Jaksick, and Kevin Riley, Re: Engagement Letter	2/14/19		---
478	Wendy Jaksick	Email dated June 15, 2013 from Robert LeGoy to Jessica Clayton, Re: Sam's Estate – NSB Update – Message Failure 2 <sup>nd</sup> attempt	2/14/19		---
479	Wendy Jaksick	Email dated June 15, 2013 from Robert LeGoy to Brian McQuaid and Doris Dotson, RE: List of Creditors	2/14/19		---
480	Wendy Jaksick	Email dated June 18, 2013 from Robert LeGoy to Jessica Clayton, Re: Assignment of Gift – Bank Account	2/14/19		---



## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
481	Wendy Jaksick	Email dated June 19, 2013 from Robert LeGoy to Nik Palmer, Re: Roger Morris	2/14/19		---
482	Wendy Jaksick	Email dated June 19, 2013 from Robert LeGoy to Brian McQuaid, Re: Sam's Estate – NSB Update – Message Failure 2 <sup>nd</sup> attempt	2/14/19		---
483	Wendy Jaksick	Email dated June 20, 2013 from Kevin Riley to Robert LeGoy and Jessica Clayton, Re: Sam's Estate – NSB Update – Message Failure 2 <sup>nd</sup> attempt	2/14/19		---
484	Wendy Jaksick	Email dated June 21, 2013 from Brian McQuaid to Matthew Gray, Re: Jaksick Trust Documents	2/14/19		---
485	Wendy Jaksick	Email dated July 5, 2013 from Brian McQuaid to Jessica Clayton, Re: Probate time frame for bank accounts	2/14/19		---
486	Wendy Jaksick	Email dated July 5, 2013 from Todd Jaksick to Brian McQuaid, Re: Executors for Probate	2/14/19		---
487	Wendy Jaksick	Email dated July 24, 2013 from Kevin Riley to Robert LeGoy, Re: Indemnification Agreement	2/14/19		---

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
488	Wendy Jaksick	Creditor Claim dated October 11, 2013 submitted by Janene Jaksick to the Estate of Samuel S. Jaksick, Jr.	2/14/19		---
489	Wendy Jaksick	Correspondence dated March 31, 2014 from the Samuel S. Jaksick Family Trust to Robert LeGoy, Re: Representation of the Samuel S. Jaksick, Jr. Family Trust and all sub trust, the Estate of Samuel S. Jaksick, Jr., Todd B. Jaksick, Stanley S. Jaksick, and related Persons and Ententies	2/14/19		---
490	Wendy Jaksick	Assignment of Note Payable dated June 4, 2014	2/14/19		---
491	Wendy Jaksick	Email dated June 6, 2014 from Jessica Claton to Brian McQuaid and Robert LeGoy, Re: Sam's Family Trust	2/14/19		---
492	Wendy Jaksick	Email dated June 11, 2014 from Brian McQuaid to Robert LeGoy, Re: Jaksick – Consent	2/14/19		---
493	Wendy Jaksick	Correspondence dated June 11, 2014 from Shawn Pearson to Robert LeGoy, Re: Sam Jaksick, Jr.	2/14/19		---

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
494	Wendy Jaksick	Email dated August 11, 2014 from Jessica Clayton to Brian McQuaid and Doris Dotson, Re: Monday conference call	2/14/19		---
495	Wendy Jaksick	Correspondence dated August 16, 2014 from Wendy Jaksick to Todd Jaksick, Sam Jaksick, and Kevin Riley, Re: Wendy Jaksick 1995 Insurance Note	2/14/19	STIPULATED	2/22/19
496	Wendy Jaksick	Email dated August 18, 2014 from Jessica Clayton to Brian McQuaid, Re: Options for Loan to Trust	2/14/19		---
497	Wendy Jaksick	Email dated August 19, 2014 from Brian McQuaid to Jessica Calyton, Re: Options for Loan to Trust	2/14/19		---
498	Wendy Jaksick	Correspondence dated September 3, 2014 from Robert LeGoy to Wendy Jaksick, Re: Your Letter dated August 16, 2014	2/14/19		---
499	Wendy Jaksick	Correspondence dated October 15, 2014 from Robert LeGoy to Brett Buckingham, Investigator, Re: Stanley S. Jaksick and Todd B. Jaksick	2/14/19		---

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
500	Wendy Jaksick	Email dated October 27, 2014 from Robert LeGoy to Jessica Clayton, Stan Jaksick, and Kevin Riley, Re: Montreux Development Group, LLC	2/14/19		---
501	Wendy Jaksick	Correspondence dated October 27, 2014 from Robert LeGoy to Stan S. Jaksick, Re: Divorce Payment to Wife	2/14/19		---
502	Wendy Jaksick	Email dated October 28, 2014 from Brian McQuaid to Stan Jaksick, and Todd Jaksick, Re: Stan's Promissory Notes	2/14/19		---
503	Wendy Jaksick	Email dated November 18, 2014 from Jessica Clayton to Brian McQuaid, Re: Draft Promissory Notes – Wendy	2/14/19		---
504	Wendy Jaksick	Email dated January 20, 2015 from Kevin Riley to Robert LeGoy and Brian McQuaid, Re: Draft Financials	2/14/19		---
505	Wendy Jaksick	Email dated January 21, 2015 from Brian McQuaid to Kevin Riley, Re: Revision to Sam's Family Trust Agreement to elect QSST status	2/14/19	STIPULATED	2/21/19

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**

Dept. No: **15**

Clerk: **A. Dick**

Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
506	Wendy Jaksick	Email dated March 12, 2015 from Brian McQuaid to Jessica Clayton, Robert LeGoy, Kevin Riley, Todd Jaksick and Stan Jaksick, Re: FIB LOC Renewal Docs	2/14/19		---
507	Wendy Jaksick	Email dated July 23, 2015 from Todd Jaksick to Brian McQuaid, Re: Janene Agreement	2/14/19		---
508	Wendy Jaksick	Email dated November 3, 2015 from Kevin Riley to Robert LeGoy and Brian McQuaid, Re: Jackrabbit properties transfer	2/14/19		---
509	Wendy Jaksick	Email dated November 6, 2015 from Jessica Clayton to Brian McQuaid, Re: Security for SSJ's Issue Trust Notes	2/14/19		---
510	Wendy Jaksick	Email dated November 12, 2015 from Brian McQuaid to Todd Jaksick and Stan Jaksick, Re: Jackrabbit properties transfer	2/14/19		---
511	Wendy Jaksick	Email dated November 12, 2015 from Brian McQuaid to Jessica Clayton, Re: Security for SSJ's Issue Trust Notes	2/14/19		---

## Jury Trial Exhibits

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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
512	Wendy Jaksick	Email dated November 21, 2015 from Brian McQuaid to Jessica Clayton, Kevin Riley, and Stan Jaksick, Re: Security for SSJ's Issue Trust Notes	2/14/19		---
513	Wendy Jaksick	Memo to File dated November 25, 2015, Re: Conference call with Todd Jaksick and Kevin Riley re: Jackrabbit	2/14/19	NO OBJECTION	2/21/19
514	Wendy Jaksick	Email dated December 17, 2015 from Kevin Riley to Brian McQuaid, Re: Jackrabbit properties LLC	2/14/19		---
515	Wendy Jaksick	Email dated December 18, 2015 from Brian McQuaid to Kevin Riley, Todd Jaksick, Stan Jaksick, Jessica Clayton and Robert LeGoy, Re: Jackrabbit Properties LLC	2/14/19		---
516	Wendy Jaksick	Assets of Trust Benefiting Benjamin and Amanda Jaksick dated December 23, 2013	2/14/19		---

## Jury Trial Exhibits

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 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
517	Wendy Jaksick	Email dated January 13, 2016 from Brian McQuaid to Kevin Riley, Todd Jaksick, Stan Jaksick, and Robert LeGoy, Re: White Pine Lumber Co	2/14/19		---
518	Wendy Jaksick	Email dated January 21, 2016 from Robert Legoy to Todd Jaksick, Re: Land Owner	2/14/19		---
519	Wendy Jaksick	Email dated April 28, 2016 from Brian McQuaid to Jessica Clayton and Robert LeGoy, Re: Pioneer Group – Sale Info – Docs – Timeline	2/14/19		---
520	Wendy Jaksick	Email dated May 23, 2016 from Kevin Riley to Brian McQuaid and Bob LeGoy, Re: Debts	2/14/19		---
521	Wendy Jaksick	Robert LeGoy's Notes dated July 24, 2017, Re: Stan's issues with Todd's Indemnification Agreement	2/14/19		---
522	Wendy Jaksick	Email dated July 28, 2017 from Robert LeGoy to Pierre Hascheff, Re: Indemnification Agreements the Great Sam Jaksick gave Stan and Todd	2/14/19		---

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley      ATTY: Donald Lattin, Esq.

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Exhibit No.	Party	Description	Marked	Offered	Admitted
523	Wendy Jaksick	Correspondence dated August 3, 2018 from Robert LeGoy to Adam Hosmer-Henner, Phillip Kreitlein, Michael S. Kimmel, and Kent Robison, Re: Jaksick Litigations	2/14/19	NO OBJECTION	3/1/19
524	Wendy Jaksick	Email dated August 13, 2018 from Robert LeGoy to Mark Knobel, Re: Informed Consents to Representations and Waivers of Conflicts in Jaksick Litigations	2/14/19	STIPULATED	3/1/19
525	Wendy Jaksick	Family Trust Obligations Ledger, Re: LeGoy questioning Todd's IA Payment Claims	2/14/19	NO OBJECTION	2/27/19
526	Wendy Jaksick	Memo dated October 16, 2014 from Procter J. HugIV to Brian McQuaid and Robert LeGoy, Re: Samuel S. Jaksick, Jr. Trust and Estates Administration	2/14/19		---
527	Wendy Jaksick	NRS 165.141 – Demand for Accounting – Effective from October 1, 2015	2/14/19		---
528	Wendy Jaksick	NRS 165.141 – Demand for Accounting – Effective through September 31, 2015	2/14/19		---



## Jury Trial Exhibits

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Exhibit No.	Party	Description	Marked	Offered	Admitted
529	Wendy Jaksick	NRS 165.1214 – Timing of Accounting	2/14/19		---
530	Wendy Jaksick	Sam Jaksick Entities Chart	2/14/19		---
531	Wendy Jaksick	Sam Jaksick List of Entites, Valuations and Notes, dated July 8, 2013	2/14/19		---
532	Wendy Jaksick	Objection to Approval of Accountings and Other Trust Administration Matters, dated October 10, 2017 – Family Trust Accounting	2/14/19		---
533	Wendy Jaksick	Objection to Approval of Accountings and Other Trust Administration Matters, dated October 10, 2017 – Issue Trust Accounting	2/14/19		---
534	Wendy Jaksick	Amended Objection and Counter-Petition Re: Family Trust, dated March 23, 2018	2/14/19		---
535	Wendy Jaksick	Amended Objection and Counter-Petition Re: Issue Trust, dated March 23, 2018	2/14/19		---
536		INTENTIONALLY BLANK			
537	Wendy Jaksick	The TBJ's Issue Trust Agreement	2/14/19	NO OBJECTION	2/19/19
538	Wendy Jaksick	Unsecured Promissory Note	2/19/19		---
539	Wendy Jaksick	Amendment Unsecured Promissory Note	2/19/19		---

## Jury Trial Exhibits

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Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
540	Wendy Jaksick	Wendy Jaksick Trust Under the Samuel S. Jaksick Jr. Family Trust Agreement	2/19/19	STIPULATED	2/21/19
541	Wendy Jaksick	Declaration of the Samuel S. Jaksick, Jr. Wendy A. Jaksick 2012 BHC Family Trust	2/19/19	STIPULATED	2/21/19
542	Wendy Jaksick	Real Estate Option Agreement	2/19/19	NO OBJECTION	2/19/19
542A	Wendy Jaksick	Original Signature	2/25/19	STIPULATED	2/25/19
543	Wendy Jaksick	Uniform Residential Loan Application	2/19/19	STIPULATED	2/19/19
544	Wendy Jaksick	12/27/19 Email	2/19/19	NO OBJECTION	2/19/19
545	Wendy Jaksick	Kimmel Appraisal	2/20/19	STIPULATED	2/20/19
546	Wendy Jaksick	1011 Lakeshore Blvd Zillow	2/20/19	OBJECTION SUSTAINED	---
547	Wendy Jaksick	Amendment to Secured Promissory Note	2/20/19	STIPULATED	2/20/19
548	Wendy Jaksick	Original Indemnification Agreement	2/21/19	NO OBJECTION	2/21/19
549	Wendy Jaksick	Original Signature	2/21/19	NO OBJECTION	2/21/19
550	Todd Jaksick	Consent and Release	2/27/19	OBJECTION OVERRULED	2/27/19
551	Trustees	Second Amendment to the Operating Agreement	2/28/19	NO OBJECTION	2/28/19
552	Wendy Jaksick	Photos	2/28/19		---

## Jury Trial Exhibits

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 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
553	Wendy Jaksick	Original of Exhibit 13	2/25/19	NO OBJECTION	2/25/19
554	Wendy Jaksick	Form of Notice to Holder of Crummey Withdrawal Power	3/1/19	NO OBJECTION	3/1/19
555	Court	Proposed Jury Instructions + Matrix	3/4/19		---
556-559		INTENTIONALLY BLANK			
560	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
561	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
562	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
563	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
564	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
565	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
566	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
567	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
568	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
569	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---

## Jury Trial Exhibits

**TITLE: CONS: TRUST: SSJ'S ISSUE TRUST**

PET: Wendy Jaksick      ATTYs: Kevin Spencer, Esq. + Zachary Johnson, Esq. + Mark Connot, Esq.  
 RESP: Todd Jaksick      ATTYs: Kent Robison, Esq. + Therese Shanks, Esq.  
 RESP: Stan Jaksick      ATTYs: Adam Hosmer-Henner, Esq. + Philip Kreitlein, Esq.  
 TRUSTEES: Michael Kimmel + Kevin Riley    ATTY: Donald Lattin, Esq.

Case No: **PR17-00445**      Dept. No: **15**      Clerk: **A. Dick**      Date: **3/1/19**

Exhibit No.	Party	Description	Marked	Offered	Admitted
570	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
571	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
572	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
573	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
574	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
575 and 576		INTENTIONALLY BLANK			
577	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
580	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
581	Todd Jaksick	Demo Exhibit	3/4/19	DEMO PURPOSES ONLY	---
582	Todd Jaksick	Original, unredacted Exhibit 23.41	3/4/19	---	---

1 **1953**  
2 **KENT ROBISON, ESQ. – NSB #1167**  
3 krobison@rssblaw.com  
4 **THERESE M. SHANKS, ESQ. – NSB #12890**  
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10 Telephone: 775-329-3151  
11 Facsimile: 775-329-7169  
12 *Attorneys for Todd B. Jaksick, Individually,*  
13 *Incline TSS, Ltd., and Duck Lake Ranch, LLC*

14 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**  
15  
16 **IN AND FOR THE COUNTY OF WASHOE**

17 In the Matter of the:

**CASE NO.: PR17-00445**

18 SSJ's ISSUE TRUST.

**DEPT. NO.: 15**

19 In the Matter of the:

**CASE NO.: PR17-00446**

20 SAMUEL S. JAKSICK, JR., FAMILY TRUST.

**DEPT. NO.: 15**

21 WENDY JAKSICK,  
22 Respondent and Counter-Petitioner,  
23 v.  
24 TODD B. JAKSICK, Individually, as Co-  
25 Trustee of the Samuel S. Jaksick Jr. Family  
26 Trust, and as Trustee of the SSJ's Issue Trust;  
MICHAEL S. KIMMEL, Individually and as  
Co-Trustee of the Samuel S. Jaksick Jr. Family  
Trust; STANLEY S. JAKSICK, Individually  
and as Co-Trustee of the Samuel S. Jaksick Jr.  
Family Trust; KEVIN RILEY, Individually, as  
Former Trustee of the Samuel S. Jaksick Jr.  
Family Trust, and as Trustee of the Wendy A.  
Jaksick 2012 BHC Family Trust, INCLINE  
TSS, LTD.; DUCK LAKE RANCH, LLC;

**TODD B. JAKSICK, INDIVIDUALLY,  
INCLINE TSS, LTD., AND DUCK LAKE  
RANCH, LLC'S MEMORANDUM OF  
COSTS AND DISBURSEMENTS  
INCURRED IN CASE NO. PR17-00445**

27 Petitioners and Counter-Respondents.

**TODD B. JAKSICK, INDIVIDUALLY, INCLINE TSS, LTD., AND DUCK LAKE RANCH,  
LLC'S MEMORANDUM OF COSTS AND DISBURSEMENTS  
INCURRED IN CASE NO. PR17-00445**

The following constitutes an itemization of costs and disbursements incurred by Respondents Todd B. Jaksick, individually, Incline TSS, Ltd., and Duck Lake Ranch, LLC in Case No. PR17-00445. Attached hereto as support is **Exhibit 1**, which is a Detail Cost Transaction File List that records each cost and disbursement charged to the Respondents Todd B. Jaksick, individually, Incline TSS, Ltd., and Duck Lake Ranch, LLC in Case No. PR17-00445, and paid by the law firm of Robison, Sharp, Sullivan & Brust.

**CLERKS' FEES: (NRS 18.005(1))**

02/04/19	Chase Ink Card - Second Judicial District Court Eflex System Filing Fee (Motion for Summary Judgment Against Stan Jaksick):	200.00
02/04/19	Chase Ink Card - Second Judicial District Court Eflex System Filing Fee (Motion for Summary Judgment Against Wendy Jaksick):	<u>200.00</u>
	<b>Total Clerks' Fees:</b>	<b>\$ 400.00</b>

**COURT REPORTERS' FEES: (NRS 18.005(2))**

06/08/18	A Corrao Video Services, LLC (Video Depositions Wendy Jaksick):	2,588.79
07/09/18	Captions Unlimited, Inc. (Deposition of Wendy Jaksick):	4,323.00
08/06/18	Captions Unlimited, Inc. (Deposition of Wendy Jaksick, Vol.1):	1,030.20
08/23/18	A Corrao Video Services, LLC (Video Deposition Wendy Jaksick):	1,535.86
08/23/18	A Corrao Video Services, LLC (Video Deposition of Stanley Jaksick):	3,093.93
08/23/18	A Corrao Video Services, LLC (Video Deposition of Todd Jaksick):	125.15
08/27/18	Captions Unlimited, Inc. (Deposition of Stanley Jaksick-Vols.1-3):	4,624.50
08/27/18	Bonanza Reporting & Video Conference Center (Deposition Todd Jaksick, Vol. I):	547.10
09/06/18	Bonanza Reporting & Video Conference Center (Deposition of Todd Jaksick, Vol. II):	508.35
09/06/18	Captions Unlimited, Inc. (Deposition of Wendy Jaksick-Vols. IV & V):	2,542.00
09/11/18	Veritext Company (Deposition of Todd Jaksick, Vol. III):	1,129.25
09/27/18	Veritext Company (Deposition of Todd Jaksick, Vol. IV):	1,348.10

1	09/27/18	Captions Unlimited, Inc. (Deposition of David Jamieson):	588.70
2	09/27/18	Captions Unlimited, Inc. (Deposition of Stan Jaksick):	853.50
3	10/01/18	Captions Unlimited, Inc. (Deposition of Pierre Hascheff, Vol. 1):	930.60
4	11/15/18	Captions Unlimited, Inc. (Deposition of Todd Jaksick, Vols. V & VI):	826.20
5	11/19/18	Bonanza Reporting & Video Conference Center (Deposition of Kevin Riley, Vol. II):	389.05
6	11/19/18	Bonanza Reporting & Video Conference Center (Deposition of Kevin Riley, Vol. I):	658.95
7	12/12/18	Bonanza Reporting & Video Conference Center (Deposition of Pierre Hascheff):	677.60
8	02/05/19	Veritext Company (Deposition of Kevin Riley, Vol. IV):	841.60
9	02/05/19	Veritext Company (Deposition of Kevin Riley, Vol. III):	1,114.30
10	02/05/19	Veritext Company (Deposition of Nanette Childers):	545.15
11	02/11/19	A Corrao Video Services, LLC (Video Deposition of Todd Jaksick, Vols. I, II, V, & VI):	731.72
12	02/12/19	Captions Unlimited, Inc. (Depositions of Frank Campagna & Gary Stolbach):	2,044.53
13	02/12/19	Veritext Company (Deposition of Jessica Clayton):	1,627.75
14	02/12/19	Veritext Company (Virtual Service Fee for Deposition James Green):	225.00
15	02/12/19	Veritext Company (Deposition of Todd Jaksick, Vol. VII):	1,117.65
16	02/12/19	Veritext Company (Deposition of James Green):	1,013.20
17	02/13/19	Veritext Company (Deposition of Robert LeGoy):	1,127.00
18	<b>Total Court Reporters' Fees: \$38,708.73</b>		
19	<b>JURORS' FEES: (NRS 18.005(3)):</b>		
20	02/01/19	Second Judicial District Court – Jury List:	86.50
21	03/08/19	Kelsey Mosher–Juror/Witness/Party Social Media Research:	<u>1,250.00</u>
22	<b>Total Jurors' Fees: \$1,336.50</b>		
23	<b><u>WITNESS FEES:</u> (NRS 18.005(4))</b>		
24	08/02/18	David Jamieson (Witness & Mileage Fees–Deposition):	38.00
25	///		

1	08/13/18	Custodian of Records-Montreux Golf Club Holding Company, LLC (Witness & Mileage-Deposition):	31.00
2	08/13/18	Custodian of Records-Montreux Development Group, LLC (Witness & Mileage-Deposition):	37.00
3	08/13/18	Custodian of Records-Toiyabe Investment Co. (Witness & Mileage-Deposition):	37.00
4	08/13/18	Custodian of Records-Montreux Golf Club Ltd. (Witness & Mileage-Deposition):	38.00
5	08/13/18	Custodian of Records-Jaksick Family, LLC (Witness & Mileage- Deposition):	38.00
6	08/13/18	Custodian of Records-Lakeridge Golf Course, Ltd. (Witness & Mileage-Deposition):	<u>38.00</u>
7	<b>Total Witness Fees:</b>		<b>\$ 257.00</b>
8	<b><u>SERVICE FEES: (NRS 18.005(7))</u></b>		
9	08/29/18	Reno Carson Messenger Service (Subpoena-David Jamieson):	<u>59.50</u>
10	<b>Total Service Fees:</b>		<b>\$ 59.50</b>
11	<b><u>OFFICIAL / TRIAL REPORTING FEES: (NRS 18.005(8))</u></b>		
12	02/06/18	Sunshine Reporting & Litigation Services (CMC-1/4/18):	90.00
13	11/27/18	Sunshine Reporting & Litigation Services (Hearing Excerpt-11/16/18):	152.57
14	02/19/19	Sunshine Reporting & Litigation Services (Appearance 1/22/19):	20.00
15	02/28/19	Sunshine Reporting & Litigation Services (Trial-Rough Draft Todd Jaksick-2/19/19):	160.00
16	03/05/19	Sunshine Reporting & Litigation Services (Trial-Rough Draft-2/22/19):	357.00
17	03/08/19	Sunshine Reporting & Litigation Services (Trial-Rough Draft-2/28/19):	487.10
18	03/08/19	Sunshine Reporting & Litigation Services (Trial-Rough Draft-3/4/19):	430.50
19	03/11/19	Sunshine Reporting & Litigation Services (Trial-Opening Statements-2/15/19):	121.00
20	03/09/19	Sunshine Reporting & Litigation Services (Trial-Rough Draft-Todd Jaksick-2/20/19):	302.75
21	03/09/19	Sunshine Reporting & Litigation Services (Trial-Rough Draft-Todd Jaksick-2/21/19):	367.50
22	03/09/19	Sunshine Reporting & Litigation Services (Trial-Rough Draft-2/26/19):	395.50
23	03/09/19	Sunshine Reporting & Litigation Services (Trial-Rough Draft-2/27/19):	430.50



1	03/09/19	Sunshine Reporting & Litigation Services (Trial-Rough Draft-3/1/19):	229.25
2	03/09/19	Sunshine Reporting & Litigation Services (1/4 Cost-Transcript-3/1/19):	<u>127.66</u>
3		<b>Total Official / Trial Reporting Fees:</b>	<b>\$3,671.33</b>
4		<b><u>PHOTOCOPIES: (NRS 18.005(12))</u></b>	
5	02/27/18	Sierra Document Management:	360.18
6	04/24/18	Sierra Document Management:	142.04
7	04/24/18	Sierra Document Management:	38.54
8	05/18/18	Sierra Document Management:	63.81
9	05/18/18	Sierra Document Management:	1,036.75
10	05/22/18	Sierra Document Management:	159.17
11	05/24/18	Sierra Document Management:	202.22
12	05/31/18	Sierra Document Management:	63.01
13	05/31/18	Sierra Document Management:	40.60
14	05/31/18	Sierra Document Management:	134.19
15	06/05/18	Sierra Document Management:	202.38
16	06/18/18:	Sierra Document Management:	112.66
17	07/16/18	Sierra Document Management:	135.72
18	08/27/18	Sierra Document Management:	58.64
19	08/27/18	Sierra Document Management:	93.45
20	08/29/18	Sierra Document Management:	187.98
21	09/06/18	Sierra Document Management:	40.60
22	09/19/18	Sierra Document Management:	564.56
23	10/15/18	Sierra Document Management:	120.72
24	10/24/18	Sierra Document Management:	1,799.10
25	12/27/18	Sierra Document Management:	113.39
26	01/15/19	Sierra Document Management:	40.60
27	02/04/19:	Sierra Document Management:	155.38
28	02/06/19	Sierra Document Management:	892.00

1	02/06/19	Sierra Document Management:	224.78
2	02/06/19	Sierra Document Management:	363.86
3	02/06/19	Sierra Document Management:	1,175.16
4	02/11/19	Sierra Document Management:	390.24
5	02/12/19	Sierra Document Management:	100.99
6		RSSB In-house Photocopy Expense:	<u>2,118.95</u>
7		<b>Total Photocopies:</b>	<b>\$11,131.67</b>
8	<b><u>POSTAGE: (NRS 18.005(14))</u></b>		
9	04/24/18	Federal Express (to Wendy Carlson):	57.96
10	04/24/18	Federal Express (from Brian Connelly):	28.80
11	07/17/18	Federal Express (to James Green):	119.66
12	07/17/18	Federal Express (to James Green):	36.44
13	09/20/18	Federal Express (to James Green):	36.44
14	11/19/18	Federal Express (to Spencer & Johnson, PLLC):	34.91
15	11/19/18	Federal Express (to Mark Connot, Esq.):	32.60
16	02/13/19	Federal Express (to Mark Connot, Esq.):	33.11
17	02/13/19	Federal Express (to Kevin Spencer, Esq.):	35.44
18	02/13/19	Federal Express (to Kevin Spencer, Esq.):	35.35
19	02/13/19	Federal Express (to Mark Connot, Esq.):	33.03
20		RSSB In-house Postage:	<u>218.24</u>
21		<b>Total Postage:</b>	<b>\$701.98</b>
22	<b><u>OTHER EXPENSES / LEGAL RESEARCH: (NRS 18.005(17))</u></b>		
23	02/01/18	Thomson Reuters – West – Research:	20.51
24	03/12/18	Thomson Reuters – West – Research:	361.73
25	04/02/18	Cypress Systems – Professional Services:	40.00
26	04/09/18	Thomson Reuters – West – Research:	80.37
27	04/24/18	Thomson Reuters – West – Research:	153.03
28	05/31/18	Thomson Reuters – West – Research:	804.52

1	07/11/18	Thomson Reuters – West – Research:	9.64
2	10/01/18	Thomson Reuters – West – Research:	303.24
3	11/27/18	Thomson Reuters – West – Research:	119.21
4	12/14/18	Thomson Reuters – West – Research:	109.61
5	02/13/19	Thomson Reuters – West – Research:	166.20
6	02/20/19	Thomson Reuters – West – Research:	<u>1,098.27</u>
7		<b>Total Other Expenses:</b>	<b>\$ 3,266.33</b>

8

9 **TOTAL COSTS AND DISBURSEMENTS: \$ 59,533.04**

10

11 **AFFIRMATION**  
12 **Pursuant to NRS 239B.030**

13

14 The undersigned does hereby affirm that this document does not contain the social security  
15 number of any person.

16

17

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19 STATE OF NEVADA )  
20 ) ss.  
21 COUNTY OF WASHOE )

22

23 KENT R. ROBISON, being first duly sworn, deposes and says under penalty of perjury:

24

25 That he is the attorney for the Respondents, Todd B. Jaksick, Incline TSS, Ltd., and Duck

26

27 Lake Ranch, LLC named in the foregoing **TODD B. JAKSICK, INDIVIDUALLY, INCLINE**

28

**TSS, LTD., AND DUCK LAKE RANCH, LLC'S MEMORANDUM OF COSTS AND**

29

**DISBURSEMENTS INCURRED IN CASE NO. PR17-00445**, and as such is better informed

30

relative to the above costs and disbursements than the said Respondents; that the items contained

31

in the above Memorandum and Exhibit 1, attached hereto, are correct, to the best of this deponent's

32

knowledge and belief, and that the said disbursements are reasonable and have been necessarily

33

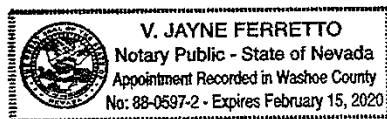
1 incurred and paid in said action.  
2  
3

4   
KENT R. ROBISON

5 STATE OF NEVADA           )  
6 COUNTY OF WASHOE       ) ss.

7 Subscribed and Sworn to Before  
8 me this 11th day of March, 2019,  
9 by Kent R. Robison.

10   
11 NOTARY PUBLIC



1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRCP 5(b), I certify that I am an employee of ROBISON, SHARP,  
3 SULLIVAN & BRUST, and that on this date I caused to be served a true copy of the **TODD B.**  
4 **JAKSICK, INDIVIDUALLY, INCLINE TSS, LTD., AND DUCK LAKE RANCH, LLC'S**  
5 **MEMORANDUM OF COSTS AND DISBURSEMENTS INCURRED IN CASE NO. PR17-**  
6 **00445** on all parties to this action by the method(s) indicated below:

7            by placing an original or true copy thereof in a sealed envelope, with sufficient postage  
8 affixed thereto, in the United States mail at Reno, Nevada, addressed to:

9   X   by using the Court's CM/ECF electronic service system courtesy copy addressed to:

10 **Donald A. Lattin, Esq.**

11 **L. Robert LeGoy, Jr., Esq.**

12 **Brian C. McQuaid, Esq.**

13 **Carolyn K. Renner, Esq.**

14 Maupin, Cox & LeGoy

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17 Reno, Nevada 89519

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21 [crenner@mcllawfirm.com](mailto:crenner@mcllawfirm.com)

22 *Attorneys for Petitioners/Co-Trustees*

23 *Todd B. Jaksick and Michael S. Kimmel of the*

24 *SSJ's Issue Trust and Samuel S. Jaksick, Jr., Family Trust and Kevin Riley*

25 *and Stanley Jaksick, Co-Trustee Samuel S. Jaksick, Jr. Family Trust*

26 **Phil Kreitlein, Esq. / Stephen C. Moss, Esq.**

27 Kreitlein Law Group

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*Attorneys for Stanley S. Jaksick, Individually and as Beneficiary of the*

*Samuel S. Jaksick Jr. Family Trust and SSJ Issue Trust and*

*Stanley Jaksick, Co-Trustee Samuel S. Jaksick, Jr. Family Trust*

**Mark J. Connot, Esq.**

Fox Rothschild LLP

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Las Vegas, Nevada 89135

Email: [mconnot@foxrothschild.com](mailto:mconnot@foxrothschild.com)

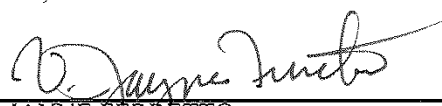
*Attorney for Respondent Wendy A. Jaksick*

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**R. Kevin Spencer, Esq. / Zachary E. Johnson, Esq.**  
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Dallas, Texas 75201  
Email [kevin@dallasprobate.com](mailto:kevin@dallasprobate.com) / [zach@dallasprobate.com](mailto:zach@dallasprobate.com)  
*Attorneys for Respondent Wendy A. Jaksick*

- \_\_\_\_\_ by electronic email addressed to the above and to the following:
- \_\_\_\_\_ by personal delivery/hand delivery addressed to:
- \_\_\_\_\_ by facsimile (fax) addressed to:
- \_\_\_\_\_ by Federal Express/UPS or other overnight delivery addressed to:

DATED: This 14<sup>th</sup> day of March, 2019.

  
\_\_\_\_\_  
V. JAYNE FERRETTO  
Employee of Robison, Sharp, Sullivan & Brust

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**EXHIBIT LIST**

<b><u>Exhibit No.</u></b>	<b><u>Description</u></b>	<b><u>Pages</u></b>
1	RSSB Detail Cost Transaction File List	5

FILED  
Electronically  
PR17-00445  
2019-03-11 01:16:42 PM  
Jacqueline Bryant  
Clerk of the Court  
Transaction # 7159160 : csulezic

# EXHIBIT 1

# EXHIBIT 1



Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Amount	Ref #
<b>Client ID 1368.001 Jaksick/Todd</b>							
1368.001	09/25/2017	1	A	87		95.50 In house photocopy expense.	ARCH
1368.001	12/21/2017	1	A	29		-52.00 Transfer 1/2 of the costs over to the .002 (446) matter.	ARCH
1368.001	12/22/2017	1	A	87		8.50 In house photocopy expense.	ARCH
1368.001	02/01/2018	1	A	85		20.51 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.001	02/06/2018	1	A	85		90.00 Check issued to Sunshine Reporting & Litigation Services Civil appearance fee. (1/4/18)	ARCH
1368.001	02/23/2018	1	A	87		7.50 In house photocopy expense.	ARCH
1368.001	02/27/2018	1	A	85		360.18 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	03/12/2018	1	A	85		361.73 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.001	03/23/2018	1	A	90		9.20 Postage.	ARCH
1368.001	03/23/2018	1	A	87		5.75 In house photocopy expense.	ARCH
1368.001	04/02/2018	1	A	85		40.00 Check issued to Cypress Systems Professional services.	ARCH
1368.001	04/09/2018	1	A	85		80.37 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.001	04/24/2018	1	A	85		57.96 Check issued to Federal Express Delivery to Wendy Carlson.	ARCH
1368.001	04/24/2018	1	A	85		28.80 Check issued to Federal Express Delivery from Brian Connelly.	ARCH
1368.001	04/24/2018	1	A	85		142.04 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	04/24/2018	1	A	85		153.03 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.001	04/24/2018	1	A	85		38.54 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	04/25/2018	1	A	90		7.10 Postage.	ARCH
1368.001	04/25/2018	1	A	87		20.00 In house photocopy expense.	ARCH
1368.001	05/18/2018	1	A	85		63.81 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	05/18/2018	1	A	85		1,036.75 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	05/22/2018	1	A	85		159.17 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	05/22/2018	1	A	90		8.15 Postage.	ARCH
1368.001	05/22/2018	1	A	87		21.25 In house photocopy expense.	ARCH
1368.001	05/24/2018	1	A	85		202.22 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	05/31/2018	1	A	85		804.52 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.001	05/31/2018	1	A	85		63.01 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	05/31/2018	1	A	85		40.60 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	05/31/2018	1	A	85		134.19 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	06/04/2018	1	A	85		<del>30.00</del> Check issued to Jaksick Family, LLC Witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	06/04/2018	1	A	85		<del>30.00</del> Check issued to Montreux Golf Club Witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	06/04/2018	1	A	85		<del>30.00</del> Check issued to Toiyabe Investment Co. Witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	06/04/2018	1	A	85		<del>30.00</del> Check issued to Lakeridge Golf Course Ltd. Witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	06/04/2018	1	A	85		<del>30.00</del> Check issued to Montreaux Development Group, LLC Witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	06/04/2018	1	A	85		<del>30.00</del> Check issued to Montreux Golf Club Holding Company, LLC Witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	06/05/2018	1	A	85		202.38 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	06/18/2018	1	A	85		112.66 Check issued to Sierra Document Managment Copy services.	ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Amount	Ref #
<b>Client ID 1368.001 Jaksick/Todd</b>							
1368.001	06/18/2018	1	A	85		2,588.79 Check issued to A Corrao Video Services, LLC Video deposition services.	ARCH
1368.001	06/20/2018	1	A	90		24.39 Postage.	ARCH
1368.001	06/20/2018	1	A	87		43.25 In house photocopy expense.	ARCH
1368.001	07/09/2018	1	A	85		4,323.00 Check issued to Captions Unlimited, Inc. Deposition of Wendy Jaksick.	ARCH
1368.001	07/11/2018	1	A	85		9.64 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.001	07/16/2018	1	A	85		135.72 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	07/17/2018	1	A	85		119.66 Check issued to Federal Express Delivery to James A. Green.	ARCH
1368.001	07/17/2018	1	A	85		36.44 Check issued to Federal Express Delivery to James A. Green.	ARCH
1368.001	07/23/2018	1	A	90		12.45 Postage.	ARCH
1368.001	07/23/2018	1	A	87		297.50 In house photocopy expense.	ARCH
1368.001	08/02/2018	1	A	85		38.00 Check issued to David Jamison Witness and mileage fees - deposition.	ARCH
1368.001	08/06/2018	1	A	85		1,030.20 Check issued to Captions Unlimited, Inc. Deposition of Wendy Jaksick, Volume I.	ARCH
1368.001	08/13/2018	1	A	85		31.00 Check issued to Custodian of Records - Montreux Witness & mileage fees - deposition.	ARCH
1368.001	08/13/2018	1	A	85		37.00 Check issued to Custodian of Records - Montreux Witness & mileage fees - deposition.	ARCH
1368.001	08/13/2018	1	A	85		37.00 Check issued to Custodian of Records - Toiyabe Witness & mileage fees - deposition.	ARCH
1368.001	08/13/2018	1	A	85		38.00 Check issued to Custodian of Records - Montreux Witness & mileage fees - deposition.	ARCH
1368.001	08/13/2018	1	A	85		38.00 Check issued to Custodian of Records-Jaksick Family LLC Witness & mileage fees - deposition.	ARCH
1368.001	08/13/2018	1	A	85		38.00 Check issued to Custodian of Records - Lakeridge Golf Witness & mileage fees - deposition.	ARCH
1368.001	08/22/2018	1	A	87		261.00 In house photocopy expense.	ARCH
1368.001	08/23/2018	1	A	85		1,535.86 Check issued to A Corrao Video Services, LLC Video deposition of Wendy Jaksick.	ARCH
1368.001	08/23/2018	1	A	85		3,093.93 Check issued to A Corrao Video Services, LLC Video deposition of Stanley Jaksick.	ARCH
1368.001	08/23/2018	1	A	85		125.15 Check issued to A Corrao Video Services, LLC Video deposition of Todd Jaksick.	ARCH
1368.001	08/27/2018	1	A	85		4,624.50 Check issued to Captions Unlimited, Inc. Deposition of Stanley Jaksick Vol 1 - 3.	ARCH
1368.001	08/27/2018	1	A	85		58.64 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	08/27/2018	1	A	85		93.45 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	08/27/2018	1	A	85		547.10 Check issued to Bonanza Reporting & Video Conference Ctr Deposition of Todd Jaksick.	ARCH
1368.001	08/29/2018	1	A	85		187.98 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	08/29/2018	1	A	85		59.50 Check issued to Reno Carson Messenger Service Service of subpoena on David Jamison.	ARCH
1368.001	09/06/2018	1	A	85		40.60 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	09/06/2018	1	A	85		508.35 Check issued to Bonanza Reporting & Video Conference Ctr Deposition of Todd Jaksic Vol. II.	ARCH
1368.001	09/06/2018	1	A	85		2,542.00 Check issued to Captions Unlimited, Inc. Deposition of Wendy Jaksick Vol. IV & V.	ARCH
1368.001	09/11/2018	1	A	85		1,129.25 Check issued to Veritext Company Deposition of Todd Jaksick, Vol. III.	ARCH
1368.001	09/19/2018	1	A	85		564.56 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	09/20/2018	1	A	85		36.44 Check issued to Federal Express Delivery to James A Green.	ARCH
1368.001	09/25/2018	1	A	90		9.20 Postage.	ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Amount	Ref #
<b>Client ID 1368.001 Jaksick/Todd</b>							
1368.001	09/25/2018	1	A	87		84.75 In house photocopy expense.	ARCH
1368.001	09/27/2018	1	A	85		1,348.10 Check issued to Veritext Company Deposition of Todd Jaksick, Vol. IV.	ARCH
1368.001	09/27/2018	1	A	85		588.70 Check issued to Captions Unlimited, Inc. Deposition of David Jamieson.	ARCH
1368.001	09/27/2018	1	A	85		853.50 Check issued to Captions Unlimited, Inc. Deposition of Stan Jaksick.	ARCH
1368.001	10/01/2018	1	A	85		930.60 Check issued to Captions Unlimited, Inc. Deposition of Peirre Hascheff, Vol. I.	ARCH
1368.001	10/01/2018	1	A	85		303.24 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.001	10/15/2018	1	A	85		120.72 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	10/24/2018	1	A	85		1,799.10 Check issued to Sierra Document Managment Copy services.	ARCH
1368.001	10/25/2018	1	A	90		30.02 Postage.	ARCH
1368.001	10/25/2018	1	A	87		251.00 In house photocopy expense.	ARCH
1368.001	11/15/2018	1	A	85		826.20 Check issued to Captions Unlimited, Inc. Deposition of Todd Jaksick, Vol V and VI.	ARCH
1368.001	11/19/2018	1	A	85		389.05 Check issued to Bonanza Reporting & Video Conference Ctr Deposition of Kevin Riley, Vol. II.	ARCH
1368.001	11/19/2018	1	A	85		658.95 Check issued to Bonanza Reporting & Video Conference Ctr Deposition of Kevin Riley, Vol. I.	ARCH
1368.001	11/19/2018	1	A	85		34.91 Check issued to Federal Express Delivery to Spencer & Johnson, PLLC.	ARCH
1368.001	11/19/2018	1	A	85		32.60 Check issued to Federal Express Delivery to Mark J. Connot, Esq.	ARCH
1368.001	11/24/2018	1	A	90		14.88 Postage.	ARCH
1368.001	11/24/2018	1	A	87		154.75 In house photocopy expense.	ARCH
1368.001	11/27/2018	1	A	85		152.57 Check issued to Sunshine Reporting & Litigation Services Hearing excerpt. (11/16/18)	ARCH
1368.001	11/27/2018	1	A	85		119.21 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.001	12/12/2018	1	A	85		677.60 Check issued to Bonanza Reporting & Video Conference Ctr Deposition of Pierre Hascheff.	ARCH
1368.001	12/14/2018	1	A	85		109.61 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.001	12/21/2018	1	A	90		55.80 Postage.	ARCH
1368.001	12/21/2018	1	A	87		315.75 In house photocopy expense.	ARCH
1368.001	12/27/2018	1	A	85		113.39 Check issued to Sierra Document Management Copy services.	ARCH
1368.001	01/15/2019	1	A	85		40.60 Check issued to Sierra Document Management Copy services.	ARCH
1368.001	01/25/2019	1	A	87		90.25 In house photocopy expense.	ARCH
1368.001	01/25/2019	1	A	29		-30.00 Stale Date Ck#86837 issued to Jaksick Family, LLC for witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	01/25/2019	1	A	29		-30.00 Stale Date Ck#86838 issued to Montreux Golf Club for witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	01/25/2019	1	A	29		-30.00 Stale Date Ck#86839 issued to Toiyabe Investment Co. for witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	01/25/2019	1	A	29		-30.00 Stale Date Ck#86840 issued to Lakeridge Golf Course Ltd. for witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	01/25/2019	1	A	29		-30.00 Stale Date Ck#86841 issued to Montreux Development Group, LLC for witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	01/25/2019	1	A	29		-30.00 Stale Date Ck#86842 issued to Montreux Golf Club Holding Co., LLC for witness & mileage fees - NRCP 30(b)(6) deposition.	ARCH
1368.001	01/29/2019	1	A	85		<del>94.50</del> Check issued to Debra Robertson Administrative overtime.	ARCH
1368.001	02/01/2019	1	A	85		86.50 Check issued to Second Judicial District Court for jury list.	ARCH
1368.001	02/04/2019	1	A	85		<del>5.00</del> Check issued to Chase Ink Card Parking meter.	ARCH
1368.001	02/04/2019	1	A	85		200.00 Check issued to Chase Ink Card Filing fee - Motion for summary judgment.	ARCH
1368.001	02/04/2019	1	A	85		200.00 Check issued to Chase Ink Card	ARCH

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Amount	Ref #
Client ID 1368.001 Jaksick/Todd							
1368.001	02/04/2019	1	A	85		Filing fee - Motion for summary judgment. 155.38 Check issued to Sierra Document Management Copy services.	ARCH
1368.001	02/05/2019	1	A	85		841.60 Check issued to Veritext Company Deposition of Kevin Riley, Vol. IV.	ARCH
1368.001	02/05/2019	1	A	85		1,114.30 Check issued to Veritext Company Deposition of Kevin Riley, Vol. III.	ARCH
1368.001	02/05/2019	1	A	85		545.15 Check issued to Veritext Company Deposition of Nanette Childers.	ARCH
1368.001	02/06/2019	1	A	85		892.00 Check issued to Sierra Document Management Copy services.	ARCH
1368.001	02/06/2019	1	A	85		224.78 Check issued to Sierra Document Management Copy services.	ARCH
1368.001	02/06/2019	1	A	85		363.86 Check issued to Sierra Document Management Copy services.	ARCH
1368.001	02/06/2019	1	A	85		1,175.16 Check issued to Sierra Document Management Copy services.	ARCH
1368.001	02/11/2019	1	A	85		390.24 Check issued to Sierra Document Management Copy services.	ARCH
1368.001	02/11/2019	1	A	85		731.72 Check issued to A Corrao Video Services, LLC Video deposition of Todd Jaksick Vol I, II, V, VI.	ARCH
1368.001	02/12/2019	1	A	85		2,044.53 Check issued to Captions Unlimited, Inc. Depositions of Frank Campagna & Gary Stolbach.	ARCH
1368.001	02/12/2019	1	A	85		100.99 Check issued to Sierra Document Management Copy services.	ARCH
1368.001	02/12/2019	1	A	85		1,627.75 Check issued to Veritext Company Deposition of Jessica Clayton.	ARCH
1368.001	02/12/2019	1	A	85		225.00 Check issued to Veritext Company Virtual service fee for deposition of James A. Green.	ARCH
1368.001	02/12/2019	1	A	85		1,117.65 Check issued to Veritext Company Deposition of Todd Jaksick Vol. VII.	ARCH
1368.001	02/12/2019	1	A	85		1,013.20 Check issued to Veritext Company Deposition of James A Green.	ARCH
1368.001	02/13/2019	1	A	85		1,127.00 Check issued to Veritext Company Court reporter.	ARCH
1368.001	02/13/2019	1	A	85		33.11 Check issued to Federal Express Delivery to Mark J. Connot, Esq.	ARCH
1368.001	02/13/2019	1	A	85		35.44 Check issued to Federal Express Delivery to R. Kevin Spencer, Esq.	ARCH
1368.001	02/13/2019	1	A	85		35.35 Check issued to Federal Express Delivery to R. Kevin Spencer, Esq.	ARCH
1368.001	02/13/2019	1	A	85		33.03 Check issued to Federal Express Delivery to Mark J. Connot, Esq.	ARCH
1368.001	02/13/2019	1	A	85		166.20 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.001	02/19/2019	1	A	85		20.00 Check issued to Sunshine Reporting & Litigation Services Civil appearance fee 1/22/2019.	ARCH
1368.001	02/20/2019	1	A	85		1,098.27 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.001	02/22/2019	1	A	90		47.05 Postage.	ARCH
1368.001	02/22/2019	1	A	87		514.20 In house photocopy expense.	ARCH
1368.001	02/28/2019	1	P	85		<del>20.00</del> Check issued to City of Reno Parking Ticket Parking fee.	136
1368.001	02/28/2019	1	P	85		160.00 Check issued to Sunshine Reporting & Litigation Services Civil appearance fee - Todd Jaksick. (2/19/19)	137
1368.001	03/05/2019	1	P	85		357.00 Check issued to Sunshine Reporting & Litigation Services Jury trial - rough draft. (2/22/19)	138
1368.001	03/05/2019	1	P	85		<del>20.00</del> Check issued to City of Reno Parking Ticket Parking fee.	139
1368.001	03/05/2019	1	P	85		<del>20.00</del> Check issued to City of Reno Parking Ticket Jury trial - rough draft.	140
1368.001	03/05/2019	1	P	85		<del>20.00</del> Check issued to City of Reno Parking Ticket Parking fee.	141
1368.001	03/08/2019	1	P	85		1,250.00 Check issued to Kelsey Mosher for Juror/Witness/Party Social	142

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1368.001 Jaksick/Todd</b>							
1368.001	03/08/2019	1	P	85		Media Research 430.50 Check issued to Sunshine Reporting & Litigation Services for Jury Trial - Rough (3/4/19)	143
1368.001	03/08/2019	1	P	85		487.10 Check issued to Sunshine Reporting & Litigation Services for Jury Trial - Rough Draft (2/28/19)	144
1368.001	03/11/2019	1	P	85		121.00 Check issued to Sunshine Reporting & Litigation Services Jury trial - opening statements. (2/15/19)	145
1368.001	03/11/2019	1	P	85		302.75 Check issued to Sunshine Reporting & Litigation Services Todd Jaksick - Rough Draft. (2/20/19)	146
1368.001	03/11/2019	1	P	85		367.50 Check issued to Sunshine Reporting & Litigation Services Todd Jaksick - Rough Draft. (2/21/19)	147
1368.001	03/11/2019	1	P	85		395.50 Check issued to Sunshine Reporting & Litigation Services Todd Jaksick - Rough Draft. (2/26/19)	148
1368.001	03/11/2019	1	P	85		430.50 Check issued to Sunshine Reporting & Litigation Services Todd Jaksick - Rough Draft. (2/27/19)	149
1368.001	03/11/2019	1	P	85		229.25 Check issued to Sunshine Reporting & Litigation Services Todd Jaksick - Rough Draft. (3/1/19)	150
1368.001	03/11/2019	1	P	85		127.66 Check issued to Sunshine Reporting & Litigation Services Transcript of proceedings. (3/1/19)	151
<b>Total for Client ID 1368.001</b>					Billable	59,712.54 Jaksick/Todd (445) SSJs Trust	
<b>GRAND TOTALS</b>							
					Billable	59,712.54	

1 **1953**  
2 **KENT ROBISON, ESQ. – NSB #1167**  
3 **THERESE M. SHANKS, ESQ. – NSB #12890**  
4 **Robison, Sharp, Sullivan & Brust**  
5 A Professional Corporation  
6 71 Washington Street  
7 Reno, Nevada 89503  
8 Telephone: 775-329-3151  
9 Facsimile: 775-329-7169  
10 *Attorneys for Todd B. Jaksick, Individually,*  
11 *Incline TSS, Ltd., and Duck Lake Ranch, LLC*

12 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**

13 **IN AND FOR THE COUNTY OF WASHOE**

14 In the Matter of the:

**CASE NO.: PR17-00445**

15 SSJ's ISSUE TRUST.

**DEPT. NO.: 15**

16 In the Matter of the:

**CASE NO.: PR17-00446**

17 SAMUEL S. JAKSICK, JR., FAMILY TRUST.

**DEPT. NO.: 15**

18 WENDY JAKSICK,  
19 Respondent and Counter-Petitioner,  
20 v.  
21 TODD B. JAKSICK, Individually, as Co-  
22 Trustee of the Samuel S. Jaksick Jr. Family  
23 Trust, and as Trustee of the SSJ's Issue Trust;  
24 MICHAEL S. KIMMEL, Individually and as  
25 Co-Trustee of the Samuel S. Jaksick Jr. Family  
26 Trust; STANLEY S. JAKSICK, Individually  
27 and as Co-Trustee of the Samuel S. Jaksick Jr.  
28 Family Trust; KEVIN RILEY, Individually, as  
Former Trustee of the Samuel S. Jaksick Jr.  
Family Trust, and as Trustee of the Wendy A.  
Jaksick 2012 BHC Family Trust, INCLINE  
TSS, LTD.; DUCK LAKE RANCH, LLC;

**TODD B. JAKSICK, INDIVIDUALLY,  
INCLINE TSS, LTD., AND DUCK LAKE  
RANCH, LLC'S MEMORANDUM OF  
COSTS AND DISBURSEMENTS  
INCURRED IN CASE NO. PR17-00446**

Petitioners and Counter-Respondents.

**TODD B. JAKSICK, INDIVIDUALLY, INCLINE TSS, LTD., AND DUCK LAKE  
RANCH, LLC'S MEMORANDUM OF COSTS AND  
DISBURSEMENTS INCURRED IN CASE NO. PR17-00446**

The following constitutes an itemization of costs and disbursements incurred by Respondents Todd B. Jaksick, individually, Incline TSS, Ltd., and Duck Lake Ranch, LLC in Case No. PR17-00446. Attached hereto as support is **Exhibit 1**, which is a Detail Cost Transaction File List that records each cost and disbursement charged to the Respondents Todd B. Jaksick, individually, Incline TSS, Ltd., and Duck Lake Ranch, LLC in Case No. PR17-00446, and paid by the law firm of Robison, Sharp, Sullivan & Brust.

**PHOTOCOPIES: (NRS 18.005(12))**

02/27/18	Sierra Document Management:	360.18
04/24/18	Sierra Document Management:	142.04
04/24/18	Sierra Document Management:	38.54
05/18/18	Sierra Document Management:	63.81
05/18/18	Sierra Document Management:	1,036.75
05/22/18	Sierra Document Management:	159.17
05/24/18	Sierra Document Management:	202.22
05/31/18	Sierra Document Management:	63.01
05/31/18	Sierra Document Management:	40.60
05/31/18	Sierra Document Management:	134.19
06/05/18	Sierra Document Management:	202.38
06/18/18:	Sierra Document Management:	112.66
07/16/18	Sierra Document Management:	135.72
08/27/18	Sierra Document Management:	58.64
08/27/18	Sierra Document Management:	93.45
08/29/18	Sierra Document Management:	187.98
09/06/18	Sierra Document Management:	40.60
09/19/18	Sierra Document Management:	564.56

1	10/15/18	Sierra Document Management:	120.72
2	10/24/18	Sierra Document Management:	1,799.10
3	12/27/18	Sierra Document Management:	113.39
4	01/15/19	Sierra Document Management:	40.60
5	02/04/19:	Sierra Document Management:	155.38
6	02/06/19	Sierra Document Management:	892.00
7	02/06/19	Sierra Document Management:	224.78
8	02/06/19	Sierra Document Management:	363.86
9	02/06/19	Sierra Document Management:	1,175.16
10	02/11/19	Sierra Document Management:	390.24
11	02/12/19	Sierra Document Management:	100.99
12		RSSB In-house Photocopy Expense:	<u>52.00</u>
13		<b>Total Photocopies:</b>	<b>\$9,064.72</b>

14 **OTHER EXPENSES / LEGAL RESEARCH: (NRS 18.005(17))**

15	04/02/18	Cypress Systems – Professional Services:	40.00
16	11/27/18	Thomson Reuters – West – Research:	15.37
17	12/14/18	Thomson Reuters – West – Research:	140.13
18	02/13/19	Thomson Reuters – West – Research:	<u>40.81</u>
19		<b>Total Other Expenses:</b>	<b>\$236.31</b>

20 **TOTAL COSTS AND DISBURSEMENTS: \$9,301.03**

21 **AFFIRMATION**  
22 **Pursuant to NRS 239B.030**

23 The undersigned does hereby affirm that this document does not contain the social security  
24 number of any person.

25 ///

26 ///

27 ///

28



1 STATE OF NEVADA )  
2 ) ss.  
3 COUNTY OF WASHOE )

4 KENT R. ROBISON, being first duly sworn, deposes and says under penalty of perjury:

5 That he is the attorney for the Respondents, Todd B. Jaksick, individually, Incline TSS,  
6 Ltd., and Duck Lake Ranch, LLC named in the foregoing **TODD B. JAKSICK,**

7 **INDIVIDUALLY, INCLINE TSS, LTD., AND DUCK LAKE RANCH, LLC'S**

8 **MEMORANDUM OF COSTS AND DISBURSEMENTS INCURRED IN CASE NO. PR17-**

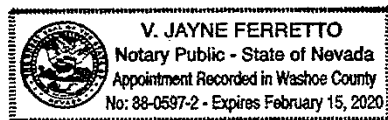
9 **00446**, and as such is better informed relative to the above costs and disbursements than the said  
10 Respondents; that the items contained in the above Memorandum are correct, to the best of this  
11 deponent's knowledge and belief, and that the said disbursements are reasonable and have been  
12 necessarily incurred and paid in said action.  
13

14  
15   
16 KENT/R. ROBISON

17 STATE OF NEVADA )  
18 COUNTY OF WASHOE ) ss.

19 Subscribed and Sworn to Before  
20 me this 11th day of March, 2019,  
21 by Kent R. Robison.

22   
23 NOTARY PUBLIC



**CERTIFICATE OF SERVICE**

Pursuant to NRCp 5(b), I certify that I am an employee of ROBISON, SHARP, SULLIVAN & BRUST, and that on this date I caused to be served a true copy of the **TODD B. JAKSICK, INDIVIDUALLY, INCLINE TSS, LTD., AND DUCK LAKE RANCH, LLC'S MEMORANDUM OF COSTS AND DISBURSEMENTS INCURRED IN CASE NO. PR17-00446** on all parties to this action by the method(s) indicated below:

by placing an original or true copy thereof in a sealed envelope, with sufficient postage affixed thereto, in the United States mail at Reno, Nevada, addressed to:

X by using the Court's CM/ECF electronic service system courtesy copy addressed to:

**Donald A. Lattin, Esq.**

**L. Robert LeGoy, Jr., Esq.**

**Brian C. McQuaid, Esq.**

**Carolyn K. Renner, Esq.**

Maupin, Cox & LeGoy

4785 Caughlin Parkway

P. O. Box 30000

Reno, Nevada 89519

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*Attorneys for Petitioners/Co-Trustees*

*Todd B. Jaksick and Michael S. Kimmel of the*

*SSJ's Issue Trust and Samuel S. Jaksick, Jr., Family Trust and Kevin Riley*

*and Stanley Jaksick, Co-Trustee Samuel S. Jaksick, Jr. Family Trust*

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*Samuel S. Jaksick Jr. Family Trust and SSJ Issue Trust and*

*Stanley Jaksick, Co-Trustee Samuel S. Jaksick, Jr. Family Trust*

**Mark J. Connot, Esq.**

Fox Rothschild LLP

1980 Festival Plaza Drive, Suite 700

Las Vegas, Nevada 89135

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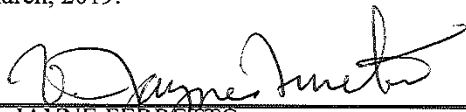
*Attorney for Respondent Wendy A. Jaksick*

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**R. Kevin Spencer, Esq. / Zachary E. Johnson, Esq.**  
Spencer & Johnson PLLC  
500 N. Akard Street, Suite 2150  
Dallas, Texas 75201  
Email [kevin@dallasprobate.com](mailto:kevin@dallasprobate.com) / [zach@dallasprobate.com](mailto:zach@dallasprobate.com)  
*Attorneys for Respondent Wendy A. Jaksick*

- \_\_\_\_\_ by electronic email addressed to the above and to the following:  
\_\_\_\_\_ by personal delivery/hand delivery addressed to:  
\_\_\_\_\_ by facsimile (fax) addressed to:  
\_\_\_\_\_ by Federal Express/UPS or other overnight delivery addressed to:

DATED: This 11<sup>th</sup> day of March, 2019.

  
\_\_\_\_\_  
V. JAYNE FERRETTO  
Employee of Robison, Sharp, Sullivan & Brust

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**EXHIBIT LIST**

<b><u>Exhibit No.</u></b>	<b><u>Description</u></b>	<b><u>Pages</u></b>
1	RSSB Detail Cost Transaction File List	2

FILED  
Electronically  
PR17-00445  
2019-03-11 01:20:31 PM  
Jacqueline Bryant  
Clerk of the Court  
Transaction # 7159167 : csulezic

# EXHIBIT 1

# EXHIBIT 1

**Detail Cost Transaction File List**  
Robison, Sharp, Sullivan & Brust

<u>Client</u>	<u>Trans Date</u>	<u>Tmkr</u>	<u>H P</u>	<u>Tcode/ Task Code</u>	<u>Rate</u>	<u>Amount</u>	<u>Ref #</u>
<b>Client ID 1368.002 Jaksick/Todd</b>							
1368.002	12/21/2017	1	A	85		52.00 Transfer 1/2 of the costs over to the .002 (446) matter from the .001 (445) matter. (In-house Photocopies)	ARCH
1368.002	02/27/2018	1	A	85		360.18 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	04/02/2018	1	A	85		40.00 Check issued to Cypress Systems Professional services.	ARCH
1368.002	04/24/2018	1	A	85		142.04 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	04/24/2018	1	A	85		38.54 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	05/18/2018	1	A	85		63.81 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	05/18/2018	1	A	85		1,036.75 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	05/22/2018	1	A	85		159.17 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	05/24/2018	1	A	85		202.22 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	05/31/2018	1	A	85		63.01 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	05/31/2018	1	A	85		40.60 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	05/31/2018	1	A	85		134.19 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	06/05/2018	1	A	85		202.38 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	06/18/2018	1	A	85		112.66 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	07/16/2018	1	A	85		135.72 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	08/27/2018	1	A	85		58.64 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	08/27/2018	1	A	85		93.45 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	08/29/2018	1	A	85		187.98 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	09/06/2018	1	A	85		40.60 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	09/19/2018	1	A	85		564.56 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	10/15/2018	1	A	85		120.72 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	10/24/2018	1	A	85		1,799.10 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	11/27/2018	1	A	85		15.37 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.002	12/14/2018	1	A	85		140.13 Check issued to Thomson Reuters - West Legal research.	ARCH
1368.002	12/27/2018	1	A	85		113.39 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	01/15/2019	1	A	85		40.60 Check issued to Sierra Document Management Copy services.	ARCH
1368.002	02/04/2019	1	P	85		155.38 Check issued to Sierra Document Management Copy services.	27
1368.002	02/06/2019	1	P	85		892.00 Check issued to Sierra Document Management Copy services.	28
1368.002	02/06/2019	1	P	85		224.78 Check issued to Sierra Document Management Copy services.	29
1368.002	02/06/2019	1	P	85		363.86 Check issued to Sierra Document Management Copy services.	30
1368.002	02/06/2019	1	P	85		1,175.16 Check issued to Sierra Document Management Copy services.	31
1368.002	02/11/2019	1	P	85		390.24 Check issued to Sierra Document Management Copy services.	32

Client	Trans Date	Tmkr	H P	Tcode/ Task Code	Rate	Amount	Ref #
<b>Client ID 1368.002 Jaksick/Todd</b>							
1368.002	02/12/2019	1	P	85		100.99	Check issued to Sierra Document Management Copy services. 33
1368.002	02/13/2019	1	P	85		40.81	Check issued to Thomson Reuters - West Legal research. 34
<b>Total for Client ID 1368.002</b>					Billable	9,301.03	Jaksick/Todd (446) Jaksick Family Trust
<b>GRAND TOTALS</b>							
					Billable	9,301.03	

1953

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Facsimile: 775-329-7169

*Attorneys for Todd B. Jaksick, Individually,*

*Incline TSS, Ltd., and Duck Lake Ranch, LLC*

**IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**

**IN AND FOR THE COUNTY OF WASHOE**

In the Matter of the:

SSJ's ISSUE TRUST.

**CASE NO.: PR17-00445**

**DEPT. NO.: 15**

In the Matter of the:

SAMUEL S. JAKSICK, JR., FAMILY TRUST.

**CASE NO.: PR17-00446**

**DEPT. NO.: 15**

WENDY JAKSICK,

Respondent and Counter-Petitioner,

v.

TODD B. JAKSICK, Individually, as Co-Trustee of the Samuel S. Jaksick Jr. Family Trust, and as Trustee of the SSJ's Issue Trust; MICHAEL S. KIMMEL, Individually and as Co-Trustee of the Samuel S. Jaksick Jr. Family Trust; STANLEY S. JAKSICK, Individually and as Co-Trustee of the Samuel S. Jaksick Jr. Family Trust; KEVIN RILEY, Individually, as Former Trustee of the Samuel S. Jaksick Jr. Family Trust, and as Trustee of the Wendy A. Jaksick 2012 BHC Family Trust, INCLINE TSS, LTD.; DUCK LAKE RANCH, LLC;

**TODD B. JAKSICK, INDIVIDUALLY, INCLINE TSS, LTD., AND DUCK LAKE RANCH, LLC'S SUPPLEMENT TO MEMORANDUM OF COSTS AND DISBURSEMENTS INCURRED IN CASE NO. PR17-00445**

Petitioners and Counter-Respondents.



1 **TODD B. JAKSICK, INDIVIDUALLY, INCLINE TSS, LTD., AND DUCK LAKE RANCH,**  
2 **LLC'S SUPPLEMENT TO MEMORANDUM OF COSTS AND DISBURSEMENTS**  
3 **INCURRED IN CASE NO. PR17-00445**

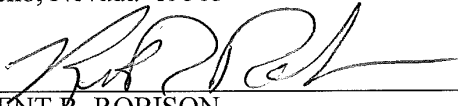
4 After Todd Jaksick, as an individual, Incline TSS, Ltd. and Duck Lake Ranch, LLC filed  
5 their Memorandum of Costs and Disbursements Incurred in Case No. PR17-00445 on March 11,  
6 2019, the attached Invoice (**Exhibit 1**) was received from Sunshine Litigation Services. The  
7 charge of \$434 by Sunshine Litigation Services should be added as a recoverable cost for Todd  
8 Jaksick, individually, Incline TSS, Ltd. and Duck Lake Ranch, LLC pursuant to NRS 18.005(8).

9 **AFFIRMATION**  
10 **Pursuant to NRS 239B.030**

11 The undersigned does hereby affirm that this document does not contain the social security  
12 number of any person.

13 DATED this 21st day of March, 2019.

14 ROBISON, SHARP, SULLIVAN & BRUST  
15 A Professional Corporation  
16 71 Washington Street  
17 Reno, Nevada 89503

18   
19 KENT R. ROBISON  
20 THERESE M. SHANKS  
21 *Attorneys for Todd B. Jaksick, Individually,*  
22 *Incline TSS, Ltd., and Duck Lake Ranch, LLC*

23 STATE OF NEVADA           )  
24   ) ss.  
25 COUNTY OF WASHOE       )

26 KENT R. ROBISON, being first duly sworn, deposes and says under penalty of perjury:

27 That he is the attorney for the Respondents, Todd B. Jaksick, Incline TSS, Ltd., and Duck  
28 Lake Ranch, LLC named in the foregoing **TODD B. JAKSICK, INDIVIDUALLY, INCLINE**  
**TSS, LTD., AND DUCK LAKE RANCH, LLC'S SUPPLEMENT TO MEMORANDUM OF**  
**COSTS AND DISBURSEMENTS INCURRED IN CASE NO. PR17-00445**, and as such is

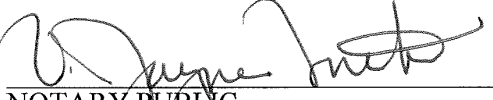
1 better informed relative to the costs and disbursements incurred herein than the said Respondents;  
2 that the items contained in Exhibit 1, attached hereto, are correct, to the best of this deponent's  
3 knowledge and belief, and that the said disbursements are reasonable and have been necessarily  
4 incurred and paid in said action.

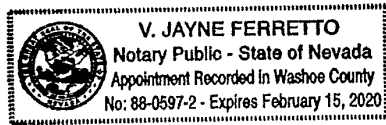
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KENT R. ROBISON

STATE OF NEVADA           )  
COUNTY OF WASHOE       ) ss.

Subscribed and Sworn to Before  
me this 21st day of March, 2019,  
by Kent R. Robison.

  
NOTARY PUBLIC



**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of ROBISON, SHARP, SULLIVAN & BRUST, and that on this date I caused to be served a true copy of the **TODD B. JAKSICK, INDIVIDUALLY, INCLINE TSS, LTD., AND DUCK LAKE RANCH, LLC'S SUPPLEMENT TO MEMORANDUM OF COSTS AND DISBURSEMENTS INCURRED IN CASE NO. PR17-00445** on all parties to this action by the method(s) indicated below:

by placing an original or true copy thereof in a sealed envelope, with sufficient postage affixed thereto, in the United States mail at Reno, Nevada, addressed to:

X by using the Court's CM/ECF electronic service system courtesy copy addressed to:

**Donald A. Lattin, Esq.**

**L. Robert LeGoy, Jr., Esq.**

**Brian C. McQuaid, Esq.**

**Carolyn K. Renner, Esq.**

Maupin, Cox & LeGoy

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[crenner@mcllawfirm.com](mailto:crenner@mcllawfirm.com)

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*SSJ's Issue Trust and Samuel S. Jaksick, Jr., Family Trust and Kevin Riley*

*and Stanley Jaksick, Co-Trustee Samuel S. Jaksick, Jr. Family Trust*

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**Sarah A. Ferguson, Esq.**

McDonald Carano

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*Attorneys for Stanley S. Jaksick, Individually and as Beneficiary of the*

*Samuel S. Jaksick Jr. Family Trust and SSJ Issue Trust and*

*Stanley Jaksick, Co-Trustee Samuel S. Jaksick, Jr. Family Trust*

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*Attorney for Respondent Wendy A. Jaksick*

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**R. Kevin Spencer, Esq. / Zachary E. Johnson, Esq.**  
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Email [kevin@dallasprobate.com](mailto:kevin@dallasprobate.com) / [zach@dallasprobate.com](mailto:zach@dallasprobate.com)  
*Attorneys for Respondent Wendy A. Jaksick*

- \_\_\_\_\_ by electronic email addressed to the above and to the following:
- \_\_\_\_\_ by personal delivery/hand delivery addressed to:
- \_\_\_\_\_ by facsimile (fax) addressed to:
- \_\_\_\_\_ by Federal Express/UPS or other overnight delivery addressed to:

DATED: This 21<sup>st</sup> day of March, 2019.

  
\_\_\_\_\_  
V. JAYNE FERRETTO  
Employee of Robison, Sharp, Sullivan & Brust

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**EXHIBIT LIST**

<b><u>Exhibit No.</u></b>	<b><u>Description</u></b>	<b><u>Pages</u></b>
1	Sunshine Litigation Services Invoice No. 1295148	1

FILED  
Electronically  
PR17-00445  
2019-03-21 05:59:28 PM  
Jacqueline Bryant  
Clerk of the Court  
Transaction # 7180136 : sacordag

**EXHIBIT 1**

**EXHIBIT 1**



151 Country Estates Circle  
Reno, NV 89511  
Phone: 800-330-1112  
litigationservices.com

Kent Richard Robinson, Esq.  
Robinson Belaustegui  
71 Washington Street  
Reno, NV 89503

# INVOICE

Invoice No.	Invoice Date	Job No.
1295148	3/6/2019	529076
Job Date	Case No.	
2/19/2019	PR17-00445	
Case Name		
Department 15		
Payment Terms		
Net 30		

Rough Draft Provided for:		
Todd Jaksick (Rough Draft-PM) - SSJ'S ISSUE TRUST TRIAL		225.75
Rough Draft Provided for:		
Todd Jaksick (Rough Draft-AM) - SSJ'S ISSUE TRUST TRIAL		208.25
<b>TOTAL DUE &gt;&gt;&gt;</b>		<b>\$434.00</b>

Please note, disputes or refunds will not be honored or issued after 30 days

Tax ID: 20-3835523

Phone: 775-329-3151 Fax:

Please detach bottom portion and return with payment.

Kent Richard Robinson, Esq.  
Robinson Belaustegui  
71 Washington Street  
Reno, NV 89503

Job No. : 529076 BU ID : RN-TRIAL  
Case No. : PR17-00445  
Case Name : Department 15  
Invoice No. : 1295148 Invoice Date : 3/6/2019  
**Total Due : \$ 434.00**

Remit To: **Sunshine Reporting and Litigation Services, LLC**  
**P.O. Box 98813**  
**Las Vegas, NV 89193-8813**

PAYMENT WITH CREDIT CARD		AMEX	DISCOVER	VISA
Cardholder's Name:				
Card Number:				
Exp. Date:		Phone#:		
Billing Address:				
Zip:		Card Security Code:		
Amount to Charge:				
Cardholder's Signature:				
Email:				

WJ 004196

4302  
**KENT ROBISON, ESQ. – NSB #1167**  
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**THERESE M. SHANKS, ESQ. – NSB #12890**  
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Telephone: 775-329-3151  
Facsimile: 775-329-7169  
*Attorneys for Todd B. Jaksick, Individually,*  
*Incline TSS, Ltd., and Duck Lake Ranch, LLC*

**IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**

**IN AND FOR THE COUNTY OF WASHOE**

In the Matter of the:

SSJ's ISSUE TRUST.

In the Matter of the:

SAMUEL S. JAKSICK, JR., FAMILY TRUST.

WENDY JAKSICK,  
Respondent and Counter-Petitioner,

v.  
TODD B. JAKSICK, Individually, as Co-  
Trustee of the Samuel S. Jaksick Jr. Family  
Trust, and as Trustee of the SSJ's Issue Trust;  
MICHAEL S. KIMMEL, Individually and as  
Co-Trustee of the Samuel S. Jaksick Jr. Family  
Trust; STANLEY S. JAKSICK, Individually  
and as Co-Trustee of the Samuel S. Jaksick Jr.  
Family Trust; KEVIN RILEY, Individually, as  
Former Trustee of the Samuel S. Jaksick Jr.  
Family Trust, and as Trustee of the Wendy A.  
Jaksick 2012 BHC Family Trust, INCLINE  
TSS, LTD.; DUCK LAKE RANCH, LLC;

Petitioners and Counter-Respondents.

**CASE NO.: PR17-00445**

**DEPT. NO.: 15**

**CASE NO.: PR17-00446**

**DEPT. NO.: 15**

**TODD B. JAKSICK, INDIVIDUALLY,  
INCLINE TSS, LTD., AND DUCK LAKE  
RANCH, LLC'S NOTICE OF  
WITHDRAWAL OF MEMORANDUMS  
OF COSTS AND DISBURSEMENTS AND  
SUPPLEMENT**



1 **TODD B. JAKSICK, INDIVIDUALLY, INCLINE TSS, LTD., AND DUCK LAKE RANCH,**  
2 **LLC'S NOTICE OF WITHDRAWAL OF MEMORANDUMS OF COSTS AND**  
3 **DISBURSEMENTS AND SUPPLEMENT**

4 Todd Jaksick, as an individual ("Todd"), Incline TSS, Ltd. ("Incline TSS") and Duck Lake  
5 Ranch, LLC ("Duck Lake") hereby withdraw their Memorandum of Costs and Disbursements  
6 Incurred in Case No. PR17-00445 and Memorandum of Costs and Disbursements Incurred in Case  
7 No. PR17-00446 filed on March 11, 2019, and Supplement to Memorandum of Costs and  
8 Disbursements Incurred in Case No. PR17-00445 filed on March 21, 2019, because this Court has  
9 yet not entered judgment on the jury Verdict. Todd, Duck Lake and Incline TSS reserve their  
10 right, and will, refile their memorandums of costs following entry of judgment in this matter.

11 **AFFIRMATION**  
12 **Pursuant to NRS 239B.030**

13 The undersigned does hereby affirm that this document does not contain the social security  
14 number of any person.

15 DATED this 25th day of March, 2019.

16 ROBISON, SHARP, SULLIVAN & BRUST  
17 A Professional Corporation  
18 71 Washington Street  
19 Reno, Nevada 89503

20 /s/ KENT R. ROBISON

21 KENT R. ROBISON

22 THERESE M. SHANKS

23 *Attorneys for Todd B. Jaksick, Individually,*  
24 *Incline TSS, Ltd., and Duck Lake Ranch, LLC*

**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of ROBISON, SHARP, SULLIVAN & BRUST, and that on this date I caused to be served a true copy of the **TODD B. JAKSICK, INDIVIDUALLY, INCLINE TSS, LTD., AND DUCK LAKE RANCH, LLC'S NOTICE OF WITHDRAWAL OF MEMORANDUMS OF COSTS AND DISBURSEMENTS AND SUPPLEMENT** on all parties to this action by the method(s) indicated below:

— by placing an original or true copy thereof in a sealed envelope, with sufficient postage affixed thereto, in the United States mail at Reno, Nevada, addressed to:

X by using the Court's CM/ECF electronic service system courtesy copy addressed to:

**Donald A. Lattin, Esq.**

**L. Robert LeGoy, Jr., Esq.**

**Brian C. McQuaid, Esq.**

**Carolyn K. Renner, Esq.**

Maupin, Cox & LeGoy

4785 Caughlin Parkway

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*and Stanley Jaksick, Co-Trustee Samuel S. Jaksick, Jr. Family Trust*

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*Stanley Jaksick, Co-Trustee Samuel S. Jaksick, Jr. Family Trust*

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*Attorney for Respondent Wendy A. Jaksick*

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\_\_\_\_\_ by facsimile (fax) addressed to:  
\_\_\_\_\_ by Federal Express/UPS or other overnight delivery addressed to:

DATED: This 25<sup>th</sup> day of March, 2019.

  
V. JAYNE FERRETTO  
Employee of Robison, Sharp, Sullivan & Brust

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17 *Attorneys for Petitioner Wendy A. Jaksick*

18 **SECOND JUDICIAL DISTRICT COURT**  
19 **WASHOE COUNTY, NEVADA**

20 WENDY JAKSICK,

21 Petitioner,

22 v.

23 TODD B. JAKSICK, INDIVIDUALLY, AS CO-  
24 TRUSTEE OF THE SAMUEL S. JAKSICK, JR.  
25 FAMILY TRUST, AND AS TRUSTEE OF THE  
26 SSJ'S ISSUE TRUST; MICHAEL S. KIMMEL,  
27 INDIVIDUALLY AND AS CO-TRUSTEE OF  
28 THE SAMUEL S. JAKSICK, JR. FAMILY  
TRUST; KEVIN RILEY, INDIVIDUALLY, AS  
FORMER TRUSTEE OF THE SAMUEL S.  
JAKSICK, JR. FAMILY TRUST, AND AS  
TRUSTEE OF THE WENDY A. JAKSICK 2012  
BHC FAMILY TRUST, INCLINE TSS, LTD.;  
DUCK LAKE RANCH, LLC; SAMMY  
SUPERCLUB, LLC SERIES A,

Respondents.

CASE NO. PR17-00445

DEPT. NO. 15

CASE NO. PR17-00446

DEPT. NO. 15

**PETITIONER WENDY A. JAKSICK'S**  
**OPPOSITION TO MOTION FOR**  
**ATTORNEY'S FEES**

//

//

1 Petitioner Wendy Jaksick (“Wendy”) hereby opposes the *Motion for Order Awarding*  
2 *Costs and Attorneys’ Fees for Todd B. Jaksick’s, Individually, Duck Lake Ranch, LLC’s and*  
3 *Incline TSS, LTD’s*<sup>1</sup> (the “Motion”). Wendy’s Opposition is based upon the papers and  
4 pleadings on file and the following memorandum of points and authorities.

5 **POINTS AND AUTHORITIES**

6 Todd begins his Motion stating that he has “a duty to other beneficiaries to pursue this  
7 motion and recover fees and costs that have been incurred as a result of Wendy’s failed attempt  
8 to hold Todd liable individually.” *See* Motion page 3 lines 2-3. This statement, and the rest of  
9 the contents of the Motion, show how self-interested Todd’s worldview and management of the  
10 Trusts have been. Todd fails to explain how seeking attorneys’ fees for *himself* is fulfilling his  
11 fiduciary duties as a Trustee of the Trusts; because it does not. Although the Court has not entered  
12 a final judgment on any of the claims in these cases, Todd has now filed a memorandum of costs,  
13 a motion to enter judgment on the jury verdict (contrary to Rule 54(b)) and well before this case  
14 is over – knowing this Court has set the equitable phase of the proceeding in May 2019. The  
15 equitable trial was set separate and after the jury trial at the request of Todd and now he wants  
16 to take advantage of that request by seeking a final ruling on certain issues before a final decision  
17 has been made. The latter is solely designed to cloud and confuse the appellate time-tables and  
18 deadlines and to gain a perceived advantage. Todd’s this Motion seeking a total of \$705,690.50  
19 in attorney’s fees against Wendy which represents his continued attempt to coerce Wendy into  
20 settlement. The Motion fails because (1) there is no basis to award attorneys’ fees pursuant to  
21 Rule 68 of the Nevada Rules of Civil Procedure; (2) Wendy had a reasonable basis for filing her  
22 counter-petition; and (3) the Motion is premature and, even if none of the latter were true, (4)  
23 the requested fees are not segregated and, as stated in his premature motion, he attempts to

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27 <sup>1</sup> Todd B. Jaksick, Individually, Duck Lake Ranch, LLC and Incline TSS, LTD are collectively  
28 referred to as “Todd.”

1 bootstrap fees of the SSJ Issue Trust with those of himself individually because each was  
2 represented by the same law firm.<sup>2</sup>

3 **A. Todd is not entitled to attorneys' fees based upon his offer of judgment.**

4 NRCP 68 governs offers of judgments and the penalties for rejecting such an offer. It is  
5 a mechanism to encourage settlement however it is not to be used "force plaintiffs to unfairly  
6 forego legitimate claims." *See Beattie v. Thomas* 99 Nev. 579, 587 668 P.2d 268, 274 (Nev.  
7 1983)(citing *Armstrong v. Riggi*, 549 P.2d 753 (Nev. 1976). Rule 68(g) governs what is  
8 considered to determine whether the offeree of an offer of judgment, failed to obtain a more  
9 favorable judgment; it provides in relevant part:

10 If a party made an offer in a set amount that precluded a separate award of  
11 costs, expenses, interest, and if attorney fees are permitted by law or  
12 contract, attorney fees, the court must compare the amount of the offer,  
13 together with the offeree's pre-offer taxable costs, expenses, interest, and if  
14 attorney fees are permitted by law or contract, attorney fees, with the  
15 principal amount of the judgment.

16 Here, both of Todd's offers of judgment were for the "total sum of TWENTY-FIVE  
17 THOUSAND DOLLARS and 00/100 (\$25,000.00) and no more, which sum includes all interest,  
18 costs, attorneys' fee or otherwise which have accrued to date. *See* Exhibits 4 and 5 to the Motion.  
19 Wendy does not dispute that the jury awarded her \$15,000 through its verdict, however, that  
20 amount taken with any prejudgment interest, her attorneys' fees and costs far exceeds the  
21 \$25,000.00 offer made by Todd. As of August 29, 2018, the date the offers of judgment were  
22 served upon Wendy, Wendy had incurred approximately \$17,700 in costs alone.<sup>3</sup> *See* detail of  
23 expenses incurred through August 29, 2018 attached hereto as Exhibit "1". Wendy incurred well

24 <sup>2</sup> "All costs incurred by Todd, individually, and as Trustee of the SSJ Issue Trust, should be  
25 awarded under Rule 68. Maupin, Cox & LeGoy represent Todd as Trustee of the SSJ Issue Trust.  
26 Hence, to the extent these points and Authorities refer to Todd as Trustee of the SSJ Issue Trust,  
27 it is intended that the actual fees and costs to which Todd is entitled and should be awarded are  
28 governed by the Memorandum of Costs and Motion for Costs and Attorneys Fees filed herein  
by Maupin, Cox & LeGoy." *See Motion for Order Awarding Costs and Attorneys' Fees for Todd Jaksick, Individually, Duck Lake Ranch, LLC and Incline TSS, Ltd., Page 4.*

<sup>3</sup> This figure is exclusive of travel costs.

1 in excess of that amount in attorneys' fees. Thus, Wendy well exceeded the amount offered by  
2 Todd and therefore Todd is not entitled to attorneys' fees pursuant to NRCP 68.<sup>4</sup>

3 **B. Todd is not entitled to attorneys' fees because Wendy's counter-petition was not**  
4 **filed in bad faith or to harass Todd.**

5 A district court has discretion to award attorney fees to a prevailing party when it finds  
6 that the opposing party brought or maintained a claim without reasonable grounds, however,  
7 there must be evidence supporting the court's finding that the claim was unreasonable or brought  
8 to harass. *See Frederic and Barbara Rosenberg Living Trust v. MacDonald Highlands Realty,*  
9 *LLC*, 427 P.3d 104, 134 Nev. Adv. Op 68 (Nev. 2018). Generally, a claim is groundless if the  
10 allegations in the complaint are not supported by any credible evidence at trial. *N.R.S. 18.010,*  
11 *subd. 2(b). Bobby Berosini, Ltd. v. People for the Ethical Treatment of Animals*, 971 P.2d 383,  
12 114 Nev. 1348 (Nev. 1998).

13 There is no evidence before the Court that Wendy brought or maintained her case to  
14 harass Todd or without any reasonable basis; in fact, the evidence illustrated that Todd did  
15 everything in his power to take a position opposite of his beneficiary. *First*, there is no evidence  
16 that the fact that her counter petition was signed by her counsel, who was admitted to practice in  
17 this state, was prejudicial in any way to Todd. Additionally, Wendy filed a *Notice of Errata*  
18 verifying her *First Amended Counter-Petition* correcting any purported deficiency with the  
19 Verification included in her original pleading. This is just a red-herring to tack on to the other  
20 inaccurate references in the Motion intended to inflame the Court against Wendy.

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23 <sup>4</sup> Even assuming Wendy failed to obtain a more reasonable judgment, the court must carefully  
24 consider four factors in exercising its discretion to allow fees and costs pursuant to NRCP 68.  
25 *See Beattie* 99 Nev. 587, 274. These factors include: (1) whether the plaintiff's claim was  
26 brought in good faith; (2) whether the defendants' offer of judgment was reasonable and in  
27 good faith in both its timing and amount; (3) whether the plaintiff's decision to reject the offer  
28 and proceed to trial was grossly unreasonable or in bad faith; and (4) whether the fees sought  
by the offeror are reasonable and justified in amount. *See Id.* For reasons stated in elsewhere in  
this Opposition, the factors do not weigh in favor of awarding attorneys' fees and costs  
Wendy's claims were brought in good faith, Todd's offer was not reasonable in its amount and  
Wendy did not reject it in bad faith because Wendy incurred significant attorneys' fees and  
costs prior to the offers of judgment.

1       *Second*, Todd individually is an indispensable party<sup>5</sup> to this action because he benefited  
2 personally from the ACPAs and the Indemnification Agreement, all of which Wendy is seeking  
3 to be set aside. To the extent that those documents are declared void and the transactions undone,  
4 Todd as an individual would be impacted and his rights affected. Additionally, Wendy sought  
5 damages, fees and costs from Todd, in his Individual capacity, for his breaches of fiduciary duty  
6 in his capacity as Trustee and Co-Trustee. Any award of damages, fees or costs for Todd's  
7 actions as Trustee and Co-Trustee should be paid by Todd, personally, not the Trusts. It is legally  
8 impossible to get money of any trust back from a trustee – Todd in this case – without due  
9 process. If he possesses property that belongs to or formerly belonged to any Trust, then in order  
10 for the Court to require it to be returned or disgorged, Todd must be sued and offered due process.  
11 Therefore, he had to be named a party to this action.

12       *Third*, with respect to the production of documents, it is without argument that Todd and  
13 the Trustees failed to produce documents to Wendy in a timely manner. There were  
14 approximately 18,000 pages of documents that were produced to Wendy approximately two  
15 months prior to trial. Most of the documents were produced by Todd or through his agents.  
16 Further, Wendy had to move for orders from the Court requiring the production of these  
17 documents, and documents were still being produced a week before trial. Their conduct was  
18 deliberate and designed to harm Wendy and deprive her of her due process rights. Todd, as  
19 trustee of both trusts, had the knowledge, information and documents, which he was required to  
20 provide to the beneficiaries of the Trusts. Now, one basis for which he seeks to be awarded  
21 individually, is that Wendy requested those documents and pursued her discovery rights. There  
22 is no evidence that Wendy acted "vexatiously" filing a lawsuit against her Trustees. If a  
23 beneficiary of a trust cannot sue her fiduciary trustee or she will be punished when she believes  
24 that trustee is not performing or is mismanaging or about to mismanage trust property, then all  
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26  
27       <sup>5</sup> Stanley Jaksick also sued Todd in his individual capacity and as Trustee of the Family and  
28 Issue trusts. *See* Amended Objection and Counter-Petitions filed by Stanly Jaksick.



1 trustees have a license to steal the trust with impunity. Wendy should not be punished for  
2 pursuing her rights.

3 *Fourth*, Wendy's accusations of forgery against Todd were well supported by the  
4 evidence presented at trial by Wendy as well as by Stan, a Co-Trustee of the Family Trust.  
5 Additionally, the file of Todd's own expert James Green, which was admitted as Trial Exhibit  
6 221, confirmed the numerous irregularities concerning the Second Amendment to the Family  
7 Trust (Trial Exs. 13 & 202). There were clear alterations made to numerous documents after  
8 they were originally signed including, but not limited to, the Todd's purported Indemnification  
9 Agreement (Trial Exhibits 11, 11A, 11B & 548), the Lake Tahoe Option Agreement (Trial  
10 Exhibit 23.5 & 542), and the Second Amendment to the Family Trust.

11 *Fifth*, Wendy's financial responsibility or irresponsibility, and any previous actions and  
12 allegations are irrelevant. Todd was Wendy's fiduciary and the Jury Verdict confirms he  
13 breached his fiduciary. Implicit in that decision is that Todd did not show that his conduct in  
14 relation to the Trusts benefitted all of the beneficiaries of the Trusts. Todd initiated these cases  
15 seeking a Court order approval his (and the other co-trustees of the Family Trust) actions and  
16 administration of the Trusts. The Accountings are deficient on their face and neither Todd nor  
17 Michael Kimmel could swear to their contents. Stan refused to join the co-trustees' petition, filed  
18 his own objections to the original petitions, and sued Todd for breaching his fiduciary duties as  
19 well. Throughout trial, and this Motion, Todd attempts to use Wendy's alleged prior acts which  
20 have no probative value in this case, to prejudice Wendy. For example, Todd admitted an exhibit  
21 into evidence (Exhibit 23.41) for the sole purpose of prejudicing and inflaming the jury's  
22 emotions. Todd he affirmatively asserted the statement to the Court that "Wendy maliciously  
23 accused her brother Stan of molesting his children." See Motion, Page 7. Exhibit 23.41 was the  
24 only evidence that even mentions the accusation and does not say what Todd misrepresents to  
25 the Court it says. It, apparently, was Stan's ex-wife, not Wendy, that made that accusation.

26 *Sixth*, Wendy produced a detailed NRCP 16.1 computation of damages. If Todd or any  
27 other party thought same was deficient, they failed to seek to compel Wendy to amend or  
28

1 supplement same. Wendy was never provided full disclosure concerning the administration of  
2 the Trusts and the assets of the Trusts and was forced to compel the production of much of the  
3 information she did received. Todd's actions made it impossible for Wendy to prepare a more  
4 detailed NRCP 16.1 computation of damages. Todd first provided Wendy with information  
5 regarding water rights less than a month before trial. Further, without providing anything  
6 substantiate his claim prior to trial, Todd testified he was about ready to distribute \$4,000,000.00  
7 to Wendy. Despite requesting any evidence or information that the latter was true or where it  
8 might come from, Todd has refused to provide that information. Wendy should not be punished  
9 for not producing a computation of damages when she was actively prevented from obtaining  
10 information regarding the administration of the Trusts.

11 *Seventh*, it was impossible to develop discovery and to find out information from Duck  
12 Lake, LLC, Incline TSS or Sammy Supercub, LLC or any of the other entities because each of  
13 those entities are controlled by Todd. Despite Todd telling this Court and this jury that Kevin  
14 Riley was an "open-book" and "always available to Wendy and the beneficiaries to find out  
15 information", the truth is that he was not. For example there are e-mails saying Riley could not  
16 provide information to Wendy without Todd authorizing it. Further, Riley testified in his  
17 deposition he could not reveal information regarding certain entities without the Manager of that  
18 entity – Todd – authorizing it because he had a duty of confidentiality to preserve as the  
19 accountant for those entities. Notwithstanding that Riley was the Trustee of the 2012 BHC Trusts  
20 that owns an interest in Bright-Holland, he decided his duty of confidentiality with the entity  
21 was more important than providing the information to the BHC Trusts' beneficiaries. The point  
22 is: Riley was not the "open-book" Todd claimed and Todd intentionally prohibited disclose of  
23 information regarding entities. Then, he used his deliberate refusal to comply with discovery  
24 rules and his legal requirement to disclose information and his refusal to produce documents  
25 against Wendy claiming she had no evidence implicating the entities.

26 *Eighth*, the damages amount sought by Wendy was reasonable in light of the undisputed  
27 and uncontroverted evidence regarding the value of the water rights. The evidence regarding the  
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1 Lake Tahoe Property, the Bright-Holland/Fly-Geyser sale and the Bronco Billy's sale was  
2 prominent in the record and reflected Wendy's one-third interest at no less than \$10,000,000.  
3 The evidence related to the water rights was that were 140,000 acre/feet and that Todd's  
4 testimony regarding the average price was \$7,000.00 per acre/foot. On the low-side of that value,  
5 Wendy's one-third interest in the Jaksick water rights are worth more than \$70,000,000.00. The  
6 evidence supported these numbers.

7 As discussed above and as is supported by the record, Wendy had a reasonable basis to  
8 bring and maintain her counter-petition, thus an award of attorneys' fees is not warranted.

9 **C. The Motion is premature as a final judgment has not been entered on all of the**  
10 **claims in these cases.**

11 Wendy has addressed this argument in both her opposition to Todd's *Memorandum of*  
12 *Costs* as well as in her opposition to Todd's *Motion for Entry of Judgment on Jury Verdict*.  
13 Wendy incorporates her previous oppositions fully hereto and states that Todd is not entitled to  
14 any fees and costs because he is not a prevailing party to this matter. Wendy incorporates fully  
15 both arguments in her oppositions.

16 In the event, the Court would consider awarding attorneys' fees and expenses, Wendy is  
17 a beneficiary of the Trusts and is entitled a credit for her share of any amount found to be owed  
18 to the Trust, which she pleads for and claims herein.

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3 **III.**

4 **CONCLUSION**

5 For the reasons stated above, Todd is not entitled to attorneys' fees and costs under any  
6 theory of available to him under Nevada law. Therefore, Wendy respectfully requests the Court  
7 to deny Todd's Motion.

8 **AFFIRMATION**

9 **Pursuant to NRS 239B.030**

10 The undersigned does hereby affirm that this document does not contain the social  
11 security number of any person.

12 DATED this 25<sup>th</sup> day of March, 2019.

13 **FOX ROTHSCHILD LLP**

14 /s/ Mark J. Connot

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27 *Attorneys for Respondent Wendy A. Jaksick*  
28

**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of FOX ROTHSCHILD LLP and that on this 25<sup>th</sup> day of March, 2019, I served a true and correct copy of **PETITIONER WENDY A. JAKSICK'S OPPOSITION TO TODD JAKSICK'S MOTION FOR ATTORNEYS' FEES AND COSTS** by the Court's electronic file and serve system addressed to the following:

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*Attorneys for Stanley S. Jaksick*

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

DATED this 25<sup>th</sup> day of March, 2019.

/s/ Amanda Hunt  
An Employee of Fox Rothschild LLP

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**LIST OF EXHIBITS**

<b><u>EXHIBIT NO.</u></b>	<b><u>DOCUMENT</u></b>	<b><u>PAGES</u></b>
1	W. Jaksick's incurred expenses through August 29, 2018	4

# **Exhibit 1**

FILED  
Electronically  
PR17-00445  
2019-03-25 09:05:37 PM  
Jacqueline Bryant  
Clerk of the Court  
Transaction # 7184268 : csulezic

## SPENCER LAW, P.C.

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Wendy Jaksick  
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McKinney, TX 75070

Statement Date:	March 25, 2019
Statement No.	4544
Account No.	2645.00
Page:	1

Estate of Samuel S. Jaksick, Jr.

**DRAFT**



Wendy Jaksick  
Account No. 2645.00

Statement Date: 03/25/2019  
Statement No. 4544  
Page No. 13

EXPENSES

11/09/2017	Litigation Support - Applications of Association (SLPC Ck # 1896 & 1897)	1,100.00
11/10/2017	Litigation Support - State Bar of Texas, Letter of Good Standing (SLPC ck # 1898)	50.00

Wendy Jaksick  
Account No. 2645.00

Statement Date: 03/25/2019  
Statement No. 4544  
Page No. 14

12/19/2017	Litigation Support - State Bar of Texas - Letters of Good Standing x4 (SLPC ck#1925)	100.00
12/19/2017	Postage - State Bar of Texas	1.34
03/09/2018	Wifi/Internet charge - ZEJ	12.00
05/02/2018	Outside photocopy charges - Pinnacle Reprographics - documents for Discover (Inv#D-13119)	2,373.62
05/25/2018	Travel expense - RKS & ZEJ flights to Reno for Wendy depositions (American Airlines \$726 Kevin and \$778.40 ZEJ and bag fees o AA \$100	1,604.80
05/31/2018	Travel expense - Hotel in Reno for Wendy's Depo (6/3/18-6/7/18)	781.51
06/04/2018	Outside photocopy charges - Fedex in Reno for Depo of Wendy	54.16
07/06/2018	Travel expense - SWA to Reno For RKS & ZEJ for Aug 12-18	1,548.76
07/18/2018	Travel expense - Kevin's & Zach flight to Reno for Aug 5-9th	837.56
07/18/2018	Travel expense - SWA to Reno RKS & ZEJ on Aug 28-Sept 1	1,006.20
07/20/2018	Postage - CMRRR - Notary Demand	6.78
07/30/2018	Postage - CMRRR - Notary Demand	6.78
08/01/2018	Postage - CMRRR - Notary Demand	13.16
08/03/2018	Postage - CMRRR - Notary Demand	6.58
08/06/2018	Travel expense - Pepermill Hotel for the week (Stan's Depo)	1,237.90
08/07/2018	Travel expense - ZEJ cab at airport	20.00
08/09/2018	Travel expense - week of Aug 6 Reno for Stan's Depo - Food, Ubers (\$45)and Fed ex copies (\$43.60)	450.00
08/09/2018	Photocopy charges - paper and binders to prepare for Depos	50.00
08/10/2018	Travel expense - ZEJ additional days for Wendy's Depo - \$575+110 American Airlines, \$267 Hotel and \$100 food	1,052.00
08/13/2018	Travel expense - SWA flight for this week depots - ZEJ	397.96
08/13/2018	Travel expense - Hotel for week of depo of Todd - Peppermill	1,271.97
08/14/2018	Travel expense -Zach SWA \$545+ \$147/Fedex \$42.40/Food \$100/Uber from Airport \$30	864.40
08/17/2018	Travel expense - 2 American Airlines tickets back early from Todds depts	1,148.40
08/17/2018	Travel expense - for week - food, parking etc for the stay	1,000.00
	Total Expenses	16,995.88

ADVANCES

11/09/2017	Filing fee - State Bar of Texas for Letter in Good Standing for Kevin & Zach (SLPC ck#1895)	150.00
01/02/2018	Filing fee - 2 Jury Demands (\$320 ea) to Fox Rothschild LLP	640.00
	Total Advances	790.00

Jaksick 180963

Date of Service	Vendor	Amount	Date Paid
5/8/18	Veritext	445.00	7/25/18
6/20/18	Captions Unlimited	1,730.08	7/24/18
7/26/18	Captions Unlimited	394.80	8/1/18
8/13/18	Nationwide Legal	65.00	9/19/18
8/13/18	Bonanza Reporting	547.10	8/31/18
8/13/18	Nationwide Legal	150.00	9/19/18
8/14/18	Bonanza Reporting	508.35	9/5/18
8/15/18	Veritext	1,885.70	10/1/18
8/16/18	Seneca dba Holo Discovery	132.28	8/31/18
8/15/18	Nationwide Legal	150.00	9/19/18
8/16/18	Nationwide Legal	175.00	9/19/18
8/16/18	Veritext	1,483.80	10/1/18
8/17/18	Seneca dba Holo Discovery	613.89	8/31/18
8/17/18	A Corrao Video Service Company	1,754.99	8/24/18
8/23/18	Captions Unlimited	1,808.10	8/31/18
8/23/18	Captions Unlimited	1,096.55	9/26/18
	<b>Subtotal:</b>	<b>12,940.64</b>	
8/7/18	Inhouse photocopying	394.40	
8/15/18	Westlaw Research	13.69	
8/16/18	Westlaw Research	4.51	
	<b>Subtotal:</b>	<b>412.60</b>	
	<b>Total:</b>	<b>13,353.24</b>	

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