

# IN THE SUPREME COURT OF THE STATE OF NEVADA

## INDICATE FULL CAPTION:

OELLA RIDGE TRUST,

Appellant

v.

SILVER STATE SCHOOLS CREDIT UNION,

Respondent.

No. 81578

Electronically Filed  
Sep 24 2020 01:07 p.m.

DOCKETING Elizabeth A. Brown  
CIVIL APPEALS Clerk of Supreme Court

## GENERAL INFORMATION

Appellants must complete this docketing statement in compliance with NRAP 14(a). The purpose of the docketing statement is to assist the Supreme Court in screening jurisdiction, identifying issues on appeal, assessing presumptive assignment to the Court of Appeals under NRAP 17, scheduling cases for oral argument and settlement conferences, classifying cases for expedited treatment and assignment to the Court of Appeals, and compiling statistical information.

## WARNING

This statement must be completed fully, accurately and on time. NRAP 14(c). The Supreme Court may impose sanctions on counsel or appellant if it appears that the information provided is incomplete or inaccurate. *Id.* Failure to fill out the statement completely or to file it in a timely manner constitutes grounds for the imposition of sanctions, including a fine and/or dismissal of the appeal.

A complete list of the documents that must be attached appears as Question 27 on this docketing statement. Failure to attach all required documents will result in the delay of your appeal and may result in the imposition of sanctions.

This court has noted that when attorneys do not take seriously their obligations under NRAP 14 to complete the docketing statement properly and conscientiously, they waste the valuable judicial resources of this court, making the imposition of sanctions appropriate. See KDI Sylvan Pools v. Workman, 107 Nev. 340, 344, 810 P.2d 1217, 1220 (1991). Please use tab dividers to separate any attached documents.

1. Judicial District 8th Department 13

County Clark Judge Honorable Mark Denton

District Ct. Case No. A-20-809078-C

**2. Attorney filing this docketing statement:**

Attorney Kerry P. Faughnan, Esq. Telephone 702-301-3096

Firm Law Office of Kerry P. Faughnan

Address PO Box 335361  
North Las Vegas, NV 89033

Client(s) Oella Ridge Trust

If this is a joint statement by multiple appellants, add the names and addresses of other counsel and the names of their clients on an additional sheet accompanied by a certification that they concur in the filing of this statement.

**3. Attorney(s) representing respondents(s):**

Attorney Michael Brooks, Esq. Telephone (702) 385-2500

Firm HUTCHISON & STEFFEN, PLLC

Address Peccole Professional Park  
10080 West Alta Drive, Suite 200  
Las Vegas, Nevada 89145

Client(s) Silver State Schools Credit Union

Attorney \_\_\_\_\_ Telephone \_\_\_\_\_

Firm \_\_\_\_\_

Address \_\_\_\_\_

Client(s) \_\_\_\_\_

(List additional counsel on separate sheet if necessary)

**4. Nature of disposition below (check all that apply):**

- |   |   |
|---|---|
| <input type="checkbox"/> Judgment after bench trial         | <input checked="" type="checkbox"/> Dismissal:                          |
| <input type="checkbox"/> Judgment after jury verdict        | <input type="checkbox"/> Lack of jurisdiction                           |
| <input type="checkbox"/> Summary judgment                   | <input checked="" type="checkbox"/> Failure to state a claim            |
| <input type="checkbox"/> Default judgment                   | <input type="checkbox"/> Failure to prosecute                           |
| <input type="checkbox"/> Grant/Denial of NRCP 60(b) relief  | <input type="checkbox"/> Other (specify): _____                         |
| <input type="checkbox"/> Grant/Denial of injunction         | <input type="checkbox"/> Divorce Decree:                                |
| <input type="checkbox"/> Grant/Denial of declaratory relief | <input type="checkbox"/> Original <input type="checkbox"/> Modification |
| <input type="checkbox"/> Review of agency determination     | <input type="checkbox"/> Other disposition (specify): _____             |

**5. Does this appeal raise issues concerning any of the following?**

- ☐ Child Custody
- ☐ Venue
- ☐ Termination of parental rights

**6. Pending and prior proceedings in this court.** List the case name and docket number of all appeals or original proceedings presently or previously pending before this court which are related to this appeal:

N/A

**7. Pending and prior proceedings in other courts.** List the case name, number and court of all pending and prior proceedings in other courts which are related to this appeal (e.g., bankruptcy, consolidated or bifurcated proceedings) and their dates of disposition:

N/A

**8. Nature of the action.** Briefly describe the nature of the action and the result below:

The state court proceeding was an action for Declaratory Relief after a HOA foreclosure. The order appealed from is the June 29, 2020 Order Granting Motion to Dismiss; Notice of Entry filed June 30, 2020.

**9. Issues on appeal.** State concisely the principal issue(s) in this appeal (attach separate sheets as necessary):

Whether the Court erred in finding that SSSCU was entitled to attorney fees that were unsupported or substantiated and were not awarded after trial?

**10. Pending proceedings in this court raising the same or similar issues.** If you are aware of any proceedings presently pending before this court which raises the same or similar issues raised in this appeal, list the case name and docket numbers and identify the same or similar issue raised:

N/A

**11. Constitutional issues.** If this appeal challenges the constitutionality of a statute, and the state, any state agency, or any officer or employee thereof is not a party to this appeal, have you notified the clerk of this court and the attorney general in accordance with NRAP 44 and NRS 30.130?

☒ N/A

☐ Yes

☐ No

If not, explain:

**12. Other issues.** Does this appeal involve any of the following issues?

☐ Reversal of well-settled Nevada precedent (identify the case(s))

☐ An issue arising under the United States and/or Nevada Constitutions

☐ A substantial issue of first impression

☐ An issue of public policy

☐ An issue where en banc consideration is necessary to maintain uniformity of this court's decisions

☐ A ballot question

If so, explain:

**13. Assignment to the Court of Appeals or retention in the Supreme Court.** Briefly set forth whether the matter is presumptively retained by the Supreme Court or assigned to the Court of Appeals under NRAP 17, and cite the subparagraph(s) of the Rule under which the matter falls. If appellant believes that the Supreme Court should retain the case despite its presumptive assignment to the Court of Appeals, identify the specific issue(s) or circumstance(s) that warrant retaining the case, and include an explanation of their importance or significance:

This matter is presumptively retained by the Supreme Court as the action does not concern matters presumptively assigned to the Court of Appeals under NRAP 17(b).

**14. Trial.** If this action proceeded to trial, how many days did the trial last? \_\_\_\_\_

Was it a bench or jury trial? \_\_\_\_\_

**15. Judicial Disqualification.** Do you intend to file a motion to disqualify or have a justice recuse him/herself from participation in this appeal? If so, which Justice?

N/A

## TIMELINESS OF NOTICE OF APPEAL

**16. Date of entry of written judgment or order appealed from** June 29, 2020

If no written judgment or order was filed in the district court, explain the basis for seeking appellate review:

**17. Date written notice of entry of judgment or order was served** June 30, 2020

Was service by:

☐ Delivery

☒ Mail/electronic/fax

**18. If the time for filing the notice of appeal was tolled by a post-judgment motion (NRCP 50(b), 52(b), or 59)**

(a) Specify the type of motion, the date and method of service of the motion, and the date of filing.

☐ NRCP 50(b)      Date of filing \_\_\_\_\_

☐ NRCP 52(b)      Date of filing \_\_\_\_\_

☐ NRCP 59      Date of filing \_\_\_\_\_

**NOTE: Motions made pursuant to NRCP 60 or motions for rehearing or reconsideration may toll the time for filing a notice of appeal. See AA Primo Builders v. Washington, 126 Nev. \_\_\_\_, 245 P.3d 1190 (2010).**

(b) Date of entry of written order resolving tolling motion \_\_\_\_\_

(c) Date written notice of entry of order resolving tolling motion was served \_\_\_\_\_

Was service by:

☐ Delivery

☐ Mail

**19. Date notice of appeal filed** July 30, 2020

---

If more than one party has appealed from the judgment or order, list the date each notice of appeal was filed and identify by name the party filing the notice of appeal:

**20. Specify statute or rule governing the time limit for filing the notice of appeal, e.g., NRAP 4(a) or other**

NRAP4(a)(1)

---

**SUBSTANTIVE APPEALABILITY**

**21. Specify the statute or other authority granting this court jurisdiction to review the judgment or order appealed from:**

(a)

- |   |                                       |
|---|---------------------------------------|
| <input checked="" type="checkbox"/> NRAP 3A(b)(1) | <input type="checkbox"/> NRS 38.205   |
| <input type="checkbox"/> NRAP 3A(b)(2)            | <input type="checkbox"/> NRS 233B.150 |
| <input type="checkbox"/> NRAP 3A(b)(3)            | <input type="checkbox"/> NRS 703.376  |
| <input type="checkbox"/> Other (specify) _____    |                                       |

(b) Explain how each authority provides a basis for appeal from the judgment or order:  
Appeal after final judgment entered.



**22. List all parties involved in the action or consolidated actions in the district court:**

(a) Parties:

Plaintiff: Oella Ridge Trust

Defendants: Silver State Schools Credit Union

(b) If all parties in the district court are not parties to this appeal, explain in detail why those parties are not involved in this appeal, *e.g.*, formally dismissed, not served, or other:

**23. Give a brief description (3 to 5 words) of each party's separate claims, counterclaims, cross-claims, or third-party claims and the date of formal disposition of each claim.**

Plaintiff- Declaratory relief

**24. Did the judgment or order appealed from adjudicate ALL the claims alleged below and the rights and liabilities of ALL the parties to the action or consolidated actions below?**

☒ Yes

☐ No

**25. If you answered "No" to question 24, complete the following:**

(a) Specify the claims remaining pending below:

(b) Specify the parties remaining below:

(c) Did the district court certify the judgment or order appealed from as a final judgment pursuant to NRCP 54(b)?

☐ Yes

☒ No

(d) Did the district court make an express determination, pursuant to NRCP 54(b), that there is no just reason for delay and an express direction for the entry of judgment?

☐ Yes

☒ No

**26. If you answered "No" to any part of question 25, explain the basis for seeking appellate review (e.g., order is independently appealable under NRAP 3A(b)):**

While there was no express 54(b) certification, there are no other parties or claims remaining in this matter.

**27. Attach file-stamped copies of the following documents:**

- The latest-filed complaint, counterclaims, cross-claims, and third-party claims
- Any tolling motion(s) and order(s) resolving tolling motion(s)
- Orders of NRCP 41(a) dismissals formally resolving each claim, counterclaims, cross-claims and/or third-party claims asserted in the action or consolidated action below, even if not at issue on appeal
- Any other order challenged on appeal
- Notices of entry for each attached order

## VERIFICATION

I declare under penalty of perjury that I have read this docketing statement, that the information provided in this docketing statement is true and complete to the best of my knowledge, information and belief, and that I have attached all required documents to this docketing statement.

Oella Ridge Trust  
Name of appellant

Kerry P. Faughnan, Esq.  
Name of counsel of record

Sep 24, 2020  
Date

/s/ Kerry P. Faughnan  
Signature of counsel of record

Clark County Nevada  
State and county where signed

## CERTIFICATE OF SERVICE

I certify that on the 24th day of September, 2020, I served a copy of this completed docketing statement upon all counsel of record:

☐ By personally serving it upon him/her; or

☐ By mailing it by first class mail with sufficient postage prepaid to the following address(es): (NOTE: If all names and addresses cannot fit below, please list names below and attach a separate sheet with the addresses.)

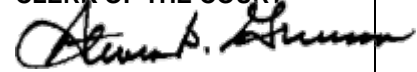
[X] By allowing electronic service through the courts ECF system to:

Michael R. Brooks, Esq.  
HUTCHISON & STEFFEN, PLLC  
Peccole Professional Park  
10080 West Alta Drive, Suite 200  
Las Vegas, Nevada 89145

Janet Trost, Settlement Judge

Dated this 24th day of September, 2020

/s/ Kerry P. Faughnan  
Signature



**COMP**

Kerry P. Faughnan, Esq., NSB #12204  
P.O. Box 335361  
North Las Vegas, NV 89033  
(702) 301-3096  
(702) 331-4222- Fax  
Kerry.faughnan@gmail.com  
Attorney for Plaintiff

CASE NO: A-20-809078-C  
Department 13

**EIGHTH JUDICIAL DISTRICT COURT FOR  
CLARK COUNTY, NEVADA**

OELLA RIDGE TRUST

Case No.

Plaintiff,

Dept. No.

v.

SILVER STATE SCHOOLS CREDIT  
UNION, a Nevada Corporation;

**COMPLAINT**

**Exempt from Arbitration: Complaint for  
Declaratory Relief**

Plaintiff OELLA RIDGE TRUST, by and through its counsel of record, Kerry P.  
Faughnan, Esq., who hereby complains against the above-named Defendants as follows:

**PARTIES, JURISDICTION AND VENUE**

1. This action relates to a note and deed of trust secured by certain real property located in Clark County, Nevada, commonly known as 193 Oella Ridge Court in Henderson, Nevada 89012 ("Property"). Accordingly, jurisdiction and venue are appropriate in Clark County, Nevada.

2. Plaintiff Oella Ridge Trust ("Plaintiff") is a Nevada Trust formed under the laws of the state of Nevada.

3. Defendant, Silver State Schools Credit Union (SSSCU) is a credit union doing business in Clark County, Nevada, hereinafter SSSCU.



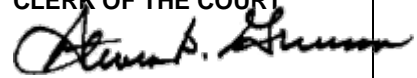
1           14.     Plaintiffs are further entitled to a permanent injunction enjoining SSSCU from  
2 making any future demand for the approximately \$96,170.75 in claimed attorney fees above the  
3 unpaid principal, interest and late charges, that are unsubstantiated, unexplained, and/or have  
4 never been awarded to SSSCU.

5           WHEREFORE, Plaintiff prays for the following relief:

- 6           1.     For a determination and declaration that Plaintiff is not liable to SSSCU over the  
7                 disputed attorney fees that are unsubstantiated, unexplained, and/or never have  
8                 been awarded to SSSCU;
- 9           2.     For general and consequential damages as proven at trial;
- 10          3.     For a permanent injunction enjoining SSSCU from making any future demand for  
11                 the disputed attorney fees;
- 12          4.     For attorney's fees and costs as allowed by law;
- 13          5.     For such other and further relief the Court deems just and proper.

14                 DATED January 22, 2020.

15                         /s/ Kerry P. Faughnan  
16                         Kerry P. Faughnan, Esq., NSB#12204  
17                         P.O. Box 335361  
18                         North Las Vegas, Nevada 89033  
19                         (702) 301-3096  
20                         (702) 331-4222- Fax  
21                         Kerry.faughnan@gmail.com  
22                         Attorney for Plaintiff  
23  
24  
25  
26  
27  
28



**ACOM**

Kerry P. Faughnan, Esq., NSB #12204  
P.O. Box 335361  
North Las Vegas, NV 89033  
(702) 301-3096  
(702) 331-4222- Fax  
Kerry.faughnan@gmail.com  
Attorney for Plaintiff

**EIGHTH JUDICIAL DISTRICT COURT FOR  
CLARK COUNTY, NEVADA**

OELLA RIDGE TRUST

Plaintiff,

v.

SILVER STATE SCHOOLS CREDIT  
UNION, a Nevada Corporation;

Case No.

Dept. No.

**AMENDED COMPLAINT**

**Exempt from Arbitration: Complaint for  
Declaratory Relief**

Plaintiff OELLA RIDGE TRUST, by and through its counsel of record, Kerry P.  
Faughnan, Esq., who hereby complains against the above-named Defendants as follows:

**PARTIES, JURISDICTION AND VENUE**

1. This action relates to a note and deed of trust secured by certain real property located in Clark County, Nevada, commonly known as 193 Oella Ridge Court in Henderson, Nevada 89012 ("Property"). Accordingly, jurisdiction and venue are appropriate in Clark County, Nevada.

2. Plaintiff Oella Ridge Trust ("Plaintiff") is a Nevada Trust formed under the laws of the state of Nevada.

3. Defendant, Silver State Schools Credit Union (SSSCU) is a credit union doing business in Clark County, Nevada, hereinafter SSSCU.

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

5. The Property is subject to a note and first deed of trust of which SSSCU is the current the note holder and beneficiary of the deed of trust.

7. Plaintiff desires to either reinstate or payoff SSSCU's note, and in furtherance of same, requested reinstatement and payoff amounts on the loan.

9. On October 10, 2019, Plaintiff contacted SSSCU in order to have the attorney fees charges contained in the payoff and reinstatement quotes removed as SSSCU had not been awarded those fees in the Quiet Title action Plaintiff had filed in the District Court on December 11, 2012 in Case A-12-673389-C.

10. On October 10, 2019, SSSCU responded and stated that they would not be removing those charges and were entitled to them.

**(Declaratory Relief)**

12. A dispute has arisen between SSSCU and Plaintiff over claimed attorney fees, in an amount of approximately \$96,170.75, claimed due above the unpaid principal, interest and late charges, that are unsubstantiated, unexplained, unreasonable, were waived at trial and after appeal, and have never been awarded to SSSCU.

13. Plaintiff seeks a declaration from this Court, pursuant to NRS 30.010, that SSSCU may not demand the approximately \$96,170.75 in claimed attorney fees above the unpaid principal, interest and late charges, as they are unsubstantiated, unexplained, unreasonable, were



1 waived at trial after appeal, and have never been awarded to SSSCU, as additional sums necessary  
2 to reinstate or payoff SSSCU's note above unpaid principal, interest and late charges.

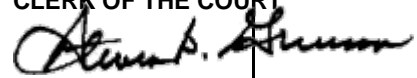
3 14. Plaintiffs are further entitled to a permanent injunction enjoining SSSCU from  
4 making any future demand for the approximately \$96,170.75 in attorney's fees in any future  
5 payoff demand to Plaintiff.

6 WHEREFORE, Plaintiff prays for the following relief:

- 7 1. For a determination and declaration that Plaintiff is not liable to SSSCU for the  
8 disputed attorney fees that are unsubstantiated, unexplained, unreasonable, were  
9 waived at trial after appeal, and have never been awarded to SSSCU;  
10 2. For a permanent injunction enjoining SSSCU from making any future demand for  
11 the disputed attorney fees;  
12 3. For attorney's fees and costs as allowed by law;  
13 4. For such other and further relief the Court deems just and proper.

14 DATED January 23, 2020.

15 /s/ Kerry P. Faughnan  
16 Kerry P. Faughnan, Esq., NSB#12204  
17 P.O. Box 335361  
18 North Las Vegas, Nevada 89033  
19 (702) 301-3096  
20 (702) 331-4222- Fax  
21 Kerry.faughnan@gmail.com  
22 Attorney for Plaintiff  
23  
24  
25  
26  
27  
28



**OGM**

MICHAEL R. BROOKS, ESQ.  
Nevada Bar No. 007287  
HUTCHISON & STEFFEN, PLLC  
Peccole Professional Park  
10080 West Alta Drive, Suite 200  
Las Vegas, Nevada 89145  
Telephone: (702) 385.2500  
Facsimile: (702) 385.2086  
Email: mbrooks@hutchlegal.com

*Attorneys for Defendant,  
Silver State Schools Credit Union*

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

OELLA RIDGE TRUST,

Plaintiff,

vs.

SILVER STATE SCHOOLS CREDIT UNION,  
a Nevada Corporation,

Defendant.

Case No. A-20-809078-C

Dept. No. 13

**ORDER GRANTING MOTION TO DISMISS**

This matter came on regularly for hearing before this Court on March 9, 2020 at 9:00 a.m. on the Defendant SILVER STATE SCHOOLS CREDIT UNION's Motion to Dismiss ("Motion"). The Court, having considered the Motion, and the Opposition filed thereto, and being fully advised in the premises and good cause appearing therefor, hereby finds and orders as follows:

///

|                                     |                              |                          |                         |
|-------------------------------------|------------------------------|--------------------------|-------------------------|
| <input type="checkbox"/>            | Voluntary Dismissal          | <input type="checkbox"/> | Summary Judgment        |
| <input type="checkbox"/>            | Involuntary Dismissal        | <input type="checkbox"/> | Stipulated Judgment     |
| <input type="checkbox"/>            | Stipulated Dismissal         | <input type="checkbox"/> | Default Judgment        |
| <input checked="" type="checkbox"/> | Motion to Dismiss by Deft(s) | <input type="checkbox"/> | Judgment of Arbitration |

///

1 Silver State Schools Credit Union's Motion to Dismiss is hereby GRANTED with  
2 prejudice.

3 DATED this 29 day of June, 2020.

4  
5 

6 DISTRICT JUDGE

7 Respectfully submitted by:

8 HUTCHISON & STEFFEN, PLLC

9  
10 By: /s/ Michael R. Brooks

11 MICHAEL R. BROOKS, ESQ.  
12 Nevada Bar No. 007287  
13 10080 West Alta Drive, Suite 200  
14 Las Vegas, Nevada 89145

15 *Attorneys for defendant,*  
16 *Silver State Schools Credit Union*

17 Approved as to form:

18  
19 By: /s/ Kerry P. Faughnan

20 KERRY P. FAUGHNAN, ESQ.  
21 Nevada Bar No. 12204  
22 P.O. Box 335361  
23 North Las Vegas, Nevada 89033

24 *Attorneys for Plaintiff,*  
25 *Oella Ridge Trust*  
26  
27  
28

## Jeannette Versoza

---

**From:** Michael R. Brooks  
**Sent:** Friday, June 26, 2020 10:33 AM  
**To:** Jeannette Versoza  
**Subject:** FW: Oella Ridge

---

**From:** Kerry Faughnan <kerry.faughnan@gmail.com>  
**Sent:** Thursday, June 25, 2020 6:26 PM  
**To:** Michael R. Brooks <mbrooks@hutchlegal.com>  
**Subject:** Re: Oella Ridge

Mike,

Just saw this. You may add my electronic signature.

Kerry

On Jun 15, 2020, at 4:31 PM, Michael R. Brooks <mbrooks@hutchlegal.com> wrote:

Kerry, pLease see my draft of the proposed order on the Motion to Dismiss. Mike

Michael R. Brooks  
Partner



HUTCHISON & STEFFEN, PLLC  
(702) 385-2500  
[hutchlegal.com](http://hutchlegal.com)

**Notice of Confidentiality:** The information transmitted is intended only for the person or entity to whom it is addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of, or taking any action in reliance upon, this information by anyone other than the intended recipient is not authorized.

<Order Granting Motion to Dismiss.docx>



1 **NEO**

2 MICHAEL R. BROOKS, ESQ.

3 Nevada Bar No. 007287

4 HUTCHISON & STEFFEN, PLLC

5 Peccole Professional Park

6 10080 West Alta Drive, Suite 200

7 Las Vegas, Nevada 89145

8 Telephone: (702) 385.2500

9 Facsimile: (702) 385.2086

10 Email: mbrooks@hutchlegal.com

11 *Attorneys for Defendant,*

12 *Silver State Schools Credit Union*

13 **DISTRICT COURT**

14 **CLARK COUNTY, NEVADA**

15 OELLA RIDGE TRUST,

16 Plaintiff,

17 vs.

18 SILVER STATE SCHOOLS CREDIT UNION,  
19 a Nevada Corporation,

20 Defendant.

Case No. A-20-809078-C

Dept. No. 13

**NOTICE OF ENTRY OF ORDER  
GRANTING MOTION TO DISMISS**

21 **NOTICE IS HEREBY GIVEN** that an ORDER GRANTING MOTION TO  
22 DISMISS was signed by the Honorable Mark Denton on June 29, 2020, and entered by the  
23 Clerk of the Court on June 29, 2020. A copy of said Order is attached hereto.

24 DATED this 30th day of June, 2020.

25 HUTCHISON & STEFFEN, PLLC

26 By: /s/ Michael R. Brooks

27 MICHAEL R. BROOKS, ESQ.

28 Nevada Bar No. 007287

10080 West Alta Drive, Suite 200

Las Vegas, Nevada 89145

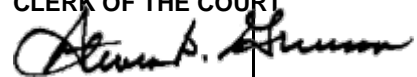
*Attorneys for defendant,*

*Silver State Schools Credit Union*

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8

Kerry P. Faughnan, Esq.  
LAW OFFICES OF KERRY P. FAUGHNAN  
P.O. Box 335361  
North Las Vegas, Nevada 89033

/s/ Jeannette Versoza  
An employee of HUTCHISON & STEFFEN



**OGM**

MICHAEL R. BROOKS, ESQ.  
Nevada Bar No. 007287  
HUTCHISON & STEFFEN, PLLC  
Peccole Professional Park  
10080 West Alta Drive, Suite 200  
Las Vegas, Nevada 89145  
Telephone: (702) 385.2500  
Facsimile: (702) 385.2086  
Email: mbrooks@hutchlegal.com

*Attorneys for Defendant,  
Silver State Schools Credit Union*

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

OELLA RIDGE TRUST,

Plaintiff,

vs.

SILVER STATE SCHOOLS CREDIT UNION,  
a Nevada Corporation,

Defendant.

Case No. A-20-809078-C

Dept. No. 13

**ORDER GRANTING MOTION TO DISMISS**

This matter came on regularly for hearing before this Court on March 9, 2020 at 9:00 a.m. on the Defendant SILVER STATE SCHOOLS CREDIT UNION's Motion to Dismiss ("Motion"). The Court, having considered the Motion, and the Opposition filed thereto, and being fully advised in the premises and good cause appearing therefor, hereby finds and orders as follows:

///

|                                     |                              |                          |                         |
|-------------------------------------|------------------------------|--------------------------|-------------------------|
| <input type="checkbox"/>            | Voluntary Dismissal          | <input type="checkbox"/> | Summary Judgment        |
| <input type="checkbox"/>            | Involuntary Dismissal        | <input type="checkbox"/> | Stipulated Judgment     |
| <input type="checkbox"/>            | Stipulated Dismissal         | <input type="checkbox"/> | Default Judgment        |
| <input checked="" type="checkbox"/> | Motion to Dismiss by Deft(s) | <input type="checkbox"/> | Judgment of Arbitration |

///

1 Silver State Schools Credit Union's Motion to Dismiss is hereby GRANTED with  
2 prejudice.

3 DATED this 29 day of June, 2020.

4  
5 

6 DISTRICT JUDGE

7 Respectfully submitted by:

8 HUTCHISON & STEFFEN, PLLC

9  
10 By: /s/ Michael R. Brooks

11 MICHAEL R. BROOKS, ESQ.

12 Nevada Bar No. 007287

13 10080 West Alta Drive, Suite 200

14 Las Vegas, Nevada 89145

15 *Attorneys for defendant,*

16 *Silver State Schools Credit Union*

17 Approved as to form:

18  
19 By: /s/ Kerry P. Faughnan

20 KERRY P. FAUGHNAN, ESQ.

21 Nevada Bar No. 12204

22 P.O. Box 335361

23 North Las Vegas, Nevada 89033

24 *Attorneys for Plaintiff,*

25 *Oella Ridge Trust*



## Jeannette Versoza

---

**From:** Michael R. Brooks  
**Sent:** Friday, June 26, 2020 10:33 AM  
**To:** Jeannette Versoza  
**Subject:** FW: Oella Ridge

---

**From:** Kerry Faughnan <kerry.faughnan@gmail.com>  
**Sent:** Thursday, June 25, 2020 6:26 PM  
**To:** Michael R. Brooks <mbrooks@hutchlegal.com>  
**Subject:** Re: Oella Ridge

Mike,

Just saw this. You may add my electronic signature.

Kerry

On Jun 15, 2020, at 4:31 PM, Michael R. Brooks <mbrooks@hutchlegal.com> wrote:

Kerry, pLease see my draft of the proposed order on the Motion to Dismiss. Mike

Michael R. Brooks  
Partner



HUTCHISON & STEFFEN, PLLC  
(702) 385-2500  
[hutchlegal.com](http://hutchlegal.com)

**Notice of Confidentiality:** The information transmitted is intended only for the person or entity to whom it is addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of, or taking any action in reliance upon, this information by anyone other than the intended recipient is not authorized.

<Order Granting Motion to Dismiss.docx>