

IN THE SUPREME COURT OF THE STATE OF NEVADA

Chalese Marie Solinger,

Appellant,

vs.

Adam Michael Solinger,

Respondent.

Electronically Filed
Oct 02 2020 04:25 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Supreme Ct. Case No. **81787**

District Ct. Case No. **D-19-582245-D**

**DOCKETING STATEMENT
CIVIL APPEALS**

GENERAL INFORMATION

All appellants not in proper person must complete this docketing statement. NRAP 14(a). The purpose of the docketing statement is to assist the Supreme Court in screening jurisdiction, classifying cases for en banc, panel, or expedited treatment, compiling statistical information and identifying parties and their counsel.

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 attach documents as requested in this statement, completely fill out the statement, or to fail to file it in a timely manner, will constitute grounds for the imposition of sanctions, including a fine and/or dismissal of the appeal.

A complete list of documents that must be attached appears as Question 26 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 attachments.

1. **Judicial District:** Eighth **Department:** I (Family Division)
County: Clark **Judge:** Cheryl B. Moss, District Judge
District Ct. Case No.: D-19-582245-D

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

Attorneys: Jack W. Fleeman, Esq. Telephone: (702) 388-1851
Alicia S. Exley, Esq. Facsimile: (702) 388-7406
Pecos Law Group Email: Jack@pecoslawgroup.com
8925 S. Pecos Road, Suite 14A Alicia@pecoslawgroup.com
Henderson, Nevada 89074

Client(s): CHALESE MARIE SOLINGER

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

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

None, to Counsel's knowledge. Adam Michael Solinger is representing himself in Proper Person in the district court matter.

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

- | | |
|---|---|
| <input type="checkbox"/> Judgment after bench trial | <input type="checkbox"/> Dismissal |
| <input type="checkbox"/> Judgment after jury verdict | <input type="checkbox"/> Lack of jurisdiction |
| <input type="checkbox"/> Summary Judgment | <input 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 checked="" type="checkbox"/> Other disposition |

5. **Does this appeal raise issues concerning any of the following: N/A**

- ☐ 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:

None

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):

D-19-582245-D (Divorce case, Eighth Judicial District Court, Family Division, Dept. I)

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

The nature of the action at the district court is a divorce involving two minor children. Chalese initially retained Louis C. Schneider, Esq. to represent her in the case, which was initiated in January 2019. The first trial dates were set for October 9, 2019 and October 10, 2019. The case became highly contentious, with serious allegations being made by both parties. At one point, Mr. Schneider filed a motion for an order to show cause, which ended up being stricken from the Court record because it was improper.

On August 21, 2019, Pecos Law Group provided a substitution of attorney to Mr. Schneider. Despite this, Mr. Schneider, ignored the substitution document and two days later Mr. Schneider filed a needless motion to withdraw. Mr. Schneider's refusal to sign the substitution resulted in Adam's employer refusing to respond to a subpoena request from Pecos Law Group, and more fees to Chalese.

In his motion to withdraw, Mr. Schneider asked to adjudicate an attorney's lien against Chalese. Shortly thereafter, Bruce I. Shapiro, Esq. and Jack W. Fleeman, Esq. of Pecos Law Group substituted in as counsel for Chalese. When Messrs. Shapiro and Fleeman substituted in, they immediately requested a continuance of trial from Adam's counsel. They discovered that little had been done to prepare for trial in the case, and Chalese was unsure if written discovery had even been requested from Adam.

It turns out that even though the parties were on the eve of the close of discovery when Pecos Law Group was retained, Mr. Schneider had failed to propound interrogatories and requests for production. Mr. Schneider had not even noticed Adam's deposition. As a result, Chalese was forced to file a motion to continue the trial and to extend discovery so that she could have a chance to adequately present her case.

Mr. Schneider alleged, in his motion to adjudicate, that Chalese owed him \$15,425.00. In opposition, Chalese, through new counsel, argued that Mr. Schneider's fees were not reasonable and that he had not submitted a proper *Brunzell* affidavit. Counsel pointed out that in months of representation Chalese had never seen a billing statement from Mr. Schneider until his motion to adjudicate, that Mr. Schneider was not tracking his time in a reasonable manner, that he charged an inordinate amount of time to review standard documents, that he had over-charged for short documents, that he had filed improper documents that were stricken, that he improperly took money that was expressly stated to be for the purpose of retaining an expert – which Mr. Schneider never retained, and that he had conducted no discovery on Chalese's behalf.

On October 9, 2019, the district court heard Mr. Schneider's motion to adjudicate. The district court awarded Mr. Schneider \$10,875.00 in attorney's fees. Mr. Schneider was to prepare the order on this hearing, but the order was not signed by the district court and entered until August 19, 2020. The order does not contain any reference to *Brunzell* or any explanation of how the amount awarded is reasonable. Mr. Schneider did not serve a notice of entry of the order until September 21, 2020. . This appeal follows.

9. Issues on Appeal. State concisely the principal issue(s) in this appeal:

A. Whether the court erred in granting Appellant's former's counsel's motion to adjudicate attorney's lien and awarding him \$10,875.00 in attorney's fees.

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

No

11. Constitutional issues. If this appeal challenges the constitutionality of a statute, have you notified the clerk of his 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? No.

☐ 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 the 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 assigned to the Court of Appeals pursuant to NRAP 17(b)(5) because it involves family law matters that fall under NRS Chapter 125.

14. Trial. If this action proceeded to trial, how many days did the trial last? N/A

Was it a bench or jury trial? N/A

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: The order was filed on August 19, 2020. A notice of entry of order was filed on September 21, 2020.

(a) 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 served: See note above.

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, and the date and method of service of the motion, and the date of filing: N/A

☐ NRCP 50(b) Date of filing _____

☐ NRCP 52(b) Date of filing _____

☐ NRCP 59 Date of filing _____

Attach copies of all post-trial tolling motions.

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

(b) Date of entry of written order resolving tolling motion: N/A

(c) Date written notice of entry of order resolving tolling motion was served: N/A

Was service by:

☐ Delivery

☐ Mail

19. **Date notice of appeal filed:** September 2, 2020

(a) If more than one party has appealed from the judgment or order, list 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:**

NRAP 4(a).

SUBSTANTIVE APPEALABILITY

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

(a)

☒ NRAP 3A(b)(1)

☐ NRS 38.205

☐ NRAP 3A(b)(2)

☐ NRS 233B.150

☐ NRAP 3A(b)(3)

☐ NRS 703.376

☐ Other: (specify) _____

(b) Explain how each authority provides a basis for appeal from the judgment or order:

Appellant believes that the order awarding Mr. Schneider his fees is a final judgment or order from the district court.

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

(a) parties: **Defendant (Appellant)** Chalese Marie Solinger
Plaintiff (Respondent) Adam Michael Solinger

(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: N/A

23. **Give 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.**

Respondent/Plaintiff:

Adam filed a complaint for divorce on January 4, 2019 requesting the dissolution of the parties' marriage, joint legal custody and primary physical custody of the parties' two minor children, requested child support, the equal division of unreimbursed medical expenses for the children, the tax deduction for the children, that he not pay spousal support, that the community and separate property and debts of the parties be identified and adjudicated, and for a joint preliminary injunction. A non-jury trial on

the divorce and custody issues is currently scheduled for March and April 2021.

Appellant/Defendant:

Chalese filed her answer and counterclaim on February 4, 2019. She requested the dissolution of the parties' marriage, joint legal and joint physical custody of the minor children, child support to be set accordingly, child support arrears, the equal division of unreimbursed medical expenses for the children, the identification and adjudication of community property, alimony, attorney's fees, for the tax deduction for the minor children. A non-jury trial on the divorce and custody issues is currently scheduled for March and April 2021.

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: N/A

(a) Specify the claims remaining pending below:

The parties' divorce case has not yet been fully adjudicated. A trial pertaining to divorce and child custody matters is scheduled to begin in March 2021. This appeal does not involve divorce or child custody matters between the parties.

(b) Specify the parties remaining below: Chalese Marie Solinger and Adam Michael Solinger

(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 24, explain the basis for seeking appellate review (e.g., order is independently appealable under NRAP 3A(b)):

Appellant believes that the order appealed from, which granted her former counsel's motion for adjudication of attorney's lien and led to a judgment for attorney's fees, is independently appealable. Though it is not the final order pertaining to the parties' divorce case, Appellant believes it is the final order pertaining to fees to her former counsel.

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.

CHALESE MARIE SOLINGER

Name of Appellant

10/2/2020

Date


Clark County, Nevada

State and county where signed

JACK W. FLEEMAN, ESQ.

ALICIA S. EXLEY, ESQ.

Name of counsel of record



Signature of Counsel of Record

CERTIFICATE OF SERVICE

I certify that on the 2nd day of October, 2020, the foregoing Docketing Statement was served via U.S. Mail to the following:

Adam Solinger
7290 Sea Anchor Ct.
Las Vegas, NV 89131
Respondent in Proper Person

Louis C. Schneider, Esq.
430 South 7th Street
Las Vegas, NV 89101



Allan Brown
an Employee of Pecos Law Group

Adam M. Solinger
CLERK OF THE COURT

COM

ADAM M. SOLINGER, ESQ.

Nevada Bar No.: 13963

LAS VEGAS DEFENSE GROUP, LLC.

2970 West Sahara Avenue

Las Vegas, Nevada 89102

Tel: (702) 378-2407

Fax: (702) 974-0524

EIGHTH JUDICIAL DISTRICT COURT

CLARK COUNTY, NEVADA

ADAM M. SOLINGER

Plaintiff,

vs.

CHALESE M. SOLINGER,

Defendant.

CASE NO:

D-19-582245-D

DEPT NO:

Dept. I

COMPLAINT FOR DIVORCE

COMES NOW, Plaintiff, ADAM M. SOLINGER, and states his cause of action against Defendant, CHALESE M. SOLINGER, as follows:

I. That Plaintiff is a resident of the State of Nevada, and for a period of more than six weeks before commencement of this action has resided and been physically present and domiciled therein, and during all of said period of time, Plaintiff has had, and still has, the intent to make said State of Nevada, his home, residence, and domicile for an indefinite period of time.

II. That Plaintiff and Defendant were married in Clark County, Nevada on or about the 12th day of May of 2012 and are husband and wife.

III. That there are two (2) minor children of the marriage, to-wit: Michael Adam Solinger, born June 16, 2015, now age 3; and Marie Leona Solinger, born August 28, 2017, now age 1. There are no adopted children, and to the best of Plaintiff's knowledge,

1 Defendant is not now pregnant.

2 IV. That the parties should be granted joint legal care, custody, and control of said
3 minor children.

4 V. That the Plaintiff should be awarded primary physical care, custody, and control
5 of said minor children because upon information and belief Defendant intends to relocate
6 to Pahrump, Nevada. The specifics of a holiday schedule are requested to be the standard
7 even and odd arrangement.

8 VI. That child support should be established for said minor children, pursuant to
9 statute and applicable case law, until such time as the children, respectively, (1) become
10 emancipated, or (2) attain the age of eighteen (18) years, the age of majority, unless the
11 child is still attending secondary education when the child reaches eighteen (18) years of
12 age, in which event child support payments shall continue until the child graduates from
13 high school, or attains the age of nineteen (19) years, whichever event occurs first.

14 VII. That Plaintiff is capable of continuing to provide major medical insurance
15 coverage for the minor children herein, with the parties equally dividing the cost thereof,
16 and all medical, dental (including orthodontic), psychological and optical expenses of
17 said minor children not covered by said insurance, until such time as the children,
18 respectively, (1) become emancipated, or (2) attain the age of eighteen (18) years, the age
19 of majority, unless the child is still attending secondary education when the child reaches
20 eighteen (18) years of age, in which event said medical coverage shall continue until the
21 child graduates from high school, or attains the age of nineteen (19) years, whichever
22 event occurs first. Additionally, the Court should order the 30/30 Rule for payment of all
23 unreimbursed medical and/or dental expenses.

24 VIII. That the tax deduction should be given to the Plaintiff as he is seeking
25 primary physical custody.

26 IX. That Plaintiff does not agree that spousal support is appropriate in this case.

27 X. That the community property of the parties herein to be adjudicated by the Court,
28

1 the nature and extent of which may not be fully known to Plaintiff at this time, which
2 includes but is not limited to, the following:

- 3 a. The marital residence located at 8500 Highland View Ave, Las Vegas,
4 Nevada 89145, of which a portion of the house consists of a separate gift
5 of equity from Michael Solinger to Adam Solinger, titled in the name of
6 Adam Solinger and Chalese Solinger, and subject to the mortgage thereon;
- 7 b. Joint bank and investment accounts, including accounts at Bank of
8 America;
- 9 c. Plaintiff's retirement plans including an ADP ROTH 401k subject to a
10 QDRO analysis;
- 11 d. Such other assets as may be determined through ongoing discovery during
12 the course of this action; and
- 13 e. Household furniture, furnishings, and other personal property obtained
14 during the parties' marriage.

15
16 XI. That there are community debts of the parties herein to be adjudicated by the
17 Court, the nature and extent of which may not be fully known to Plaintiff at
18 this time, which includes, but is not limited to, the following:

- 19 a. Any joint credit card debits.

20 XII. That there may be separate property of Plaintiff, which should be confirmed to
21 him, including but not limited to the following:

- 22 a. Plaintiff's personal property acquired prior to the marriage; and
- 23 b. Plaintiff's clothing, jewelry, and other personalities.

24 XIII. That Plaintiff requests this Court to jointly restrain the parties herein in
25 accordance with the terms of the Joint Preliminary Injunction to be issued
26 herewith.

27 XIV. That Plaintiff does not request a name change.

28 XV. That the parties hereto are incompatible in marriage.

1 WHEREFORE, Plaintiff prays judgment as follows:

- 2 1. That the bonds of matrimony now and heretofore existing between Plaintiff and
3 Defendant be dissolved; that Plaintiff be granted an absolute Decree of Divorce;
4 and that each of the parties hereto be restored to the status of a single, unmarried
5 person;
- 6 2. That the parties be awarded joint legal care, custody, and control of the minor
7 children herein;
- 8 3. That Plaintiff be awarded primary physical care, custody, and control of the minor
9 children.
- 10 4. That child support should be established for said minor children, pursuant to
11 statute and applicable case law, until such time as the children, respectively, (1)
12 become emancipated, or (2) attain the age of eighteen (18) years, the age of
13 majority, unless the child is still attending secondary education when the child
14 reaches eighteen (18) years of age, in which event child support payments shall
15 continue until the child graduates from high school, or attains the age of nineteen
16 (19) years, whichever event occurs first.
- 17 5. For the Court to confirm that Plaintiff shall continue to maintain major medical
18 insurance coverage for the minor children herein until such time as the children,
19 respectively, (1) become emancipated, or (2) attain the age of eighteen (18) years,
20 the age of majority, unless the child is still attending secondary education when
21 the child reaches eighteen (18) years of age, in which event child support
22 payments shall continue until the child graduates from high school, or attains the
23 age of nineteen (19) years, whichever event occurs first.
- 24 6. For the Court to order that the parties equally divide all medical, dental (including
25 orthodontic), psychological, or optical expenses of said minor children not
26 covered by insurance, until such time as the children, respectively, (1) become
27 emancipated, or (2) attain the age of eighteen (18) years, the age of majority,
28

1 unless the child is still attending secondary education when the child reaches
2 eighteen (18) years of age, in which event child support payments shall continue
3 until the child graduates from high school, or attains the age of nineteen (19)
4 years, whichever event occurs first and that unreimbursed medical and/or dental
5 expenses be subject to the 30/30 rule

6 7. For the Court to refrain from ordering alimony/spousal support in this case.

7 8. That this Court makes an equitable division of the community assets;


8 9. That this Court make an equitable division of the community obligations;

9 10. That this Court confirm to each party his/her separate property and debts;

10 11. That this Court issue its Joint Preliminary Injunction enjoining the parties
11 pursuant to the terms stated therein;

12 12. For such other and further relief as the Court may deem just and proper in the
13 premises.
14

15
16 DATED this 4th day of January, 2019.

17
18 
19 ADAM M. SOLINGER, ESQ.
20 Nevada Bar No.13963
21 2970 West Sahara Avenue
22 Las Vegas, Nevada 89102
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VERIFICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

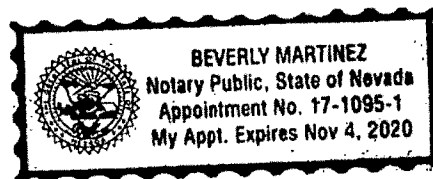
ADAM M. SOLINGER, being first duly sworn, deposes and says:

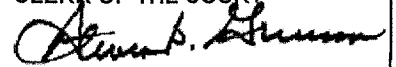
That I am the Plaintiff herein; that I have read the foregoing Complaint for Divorce and the same is true of my own knowledge, except for those matters which are therein stated upon information and belief, and as to those matters, I believe them to be true.


ADAM M. SOLINGER

SUBSCRIBED AND SWORN to before me by Adam M. Solinger
this 4 day of January, 2019.


NOTARY PUBLIC in and for said
County and State





LOUIS C. SCHNEIDER, ESQ.
Nevada Bar Number: 009683
430 South 7th Street
Las Vegas, Nevada 89101
Ph: 702-435-2121
Fax: 702-431-3807
jhhowardesq@hotmail.com
Attorney for the Defendant/Counterclaimant,
Adam M. Solinger

EIGHTH JUDICIAL DISTRICT COURT

FAMILY DIVISION

CLARK COUNTY, NEVADA

ADAM M. SOLINGER,

Plaintiff,

vs.

CHALESE M. SOLINGER,

Defendant.

Case Number: D-19-582245-D
Department: I

ADAM M. SOLINGER,

Counterclaimant,

vs.

CHALESE M. SOLINGER,

Counterdefendant.

ANSWER AND COUNTERCLAIM

COMES NOW, the Defendant/Counterclaimant, **CHALESE M. SOLINGER**, by and through her attorney, **LOUIS C. SCHNEIDER, ESQ.**, of the Law Offices of **LOUIS C. SCHNEIDER, LLC.**, and for answer to Plaintiff/Counterdefendant's Complaint for Custody on file herein, admits, denies and alleges as follows:

In answer to Paragraphs 1, 2, 3, 7, 10, 11, 12, 13 and 15 of Plaintiff/Counterdefendant's Complaint for Custody, Defendant/Counterclaimant admits the allegations contained therein.

In answer to Paragraph 4, 5, 8, 9, 11, 17 and 18 of Plaintiff/Counterdefendant's Complaint for Custody, Defendant/Counterclaimant denies each and every allegation contained therein.

1 In answer to Paragraph 6 of Plaintiff/Counterdefendant's Complaint for Custody,
2 Defendant/Counterclaimant admits that child support should be set in accordance with the Nevada
3 law based upon custody but denies that Plaintiff/Counterdefendant should be awarded primary
4 physical custody.

5 In answer to Paragraphs 14 of Plaintiff/Counterdefendant's Complaint for Custody,
6 Defendant/Counterclaimant is without sufficient knowledge to confirm or deny the allegations
7 contained therein.

8 **WHEREFORE**, prays that the Plaintiff/Counterdefendant take nothing by way of her
9 Complaint.

10 **COUNTERCLAIM**

11 1. That Defendant/Counterclaimant is, and for a period of more than six (6) weeks
12 immediately preceding the commencement of this Custody action has been, an actual bona fide
13 resident of the State of Nevada, and now resides and is domiciled therein, and during all of said
14 period of time, he has had, and continues to have the intent to make the State of Nevada his home,
15 residence and domicile for an indefinite period of time.

16 2. That Defendant/Counterclaimant and Plaintiff/Counterdefendant were married on or
17 about May 12, 2012 and ever since have lived as husband and wife.

18 3. That there is two (2) minor children born to the parties, to-wit: Michael Adam
19 Solinger, born June 16, 2015, and Marie Leona Solinger, born August 28, 2017. There are no minor
20 children adopted, and Plaintiff/Counterdefendant is not now pregnant to the best of
21 Defendant/Counterclaimant's knowledge.

22 4. That the minor children have continually resided in the State of Nevada since birth and
23 there are no custody proceedings pending in any other jurisdiction and the following mandatory
24 notices are applicable;

25 The Parties are on notice that they are subject to the requirements of NRS 125C.0045(6) and
26 NRS 125C.0045(7):

27 **PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT**
28 **OR DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS**

1 PUNISHABLE AS A CATEGORY D FELONY AS PROVIDED IN NRS 193.130.
2 NRS 200.359 provides that every person having a limited right of custody to a child
3 or any parent having no right of custody to the child who willfully detains, conceals,
4 or removes the child from a parent, guardian or other person having lawful custody
5 or a right of visitation of the child in violation of an order of this Court, or removes
6 the child from the jurisdiction of the Court without the consent of either the Court or
7 all persons who have the right to custody or visitation is subject to being punished for
8 a category D felony as provided in NRS 193.130.

9 NOTICE IS HEREBY GIVEN that the terms of the Hague Convention of October 25, 1980,
10 adopted by the 14th Session of the Hague Conference on Private International Law, apply if a parent
11 abducts or wrongfully retains a child in a foreign country. The minor child is a habitual resident of
12 Clark County, Nevada.

13 The parties are also placed on notice of the following provisions in NRS 125C.0045(8).

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

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

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

26 The parties are also placed on notice of the following provisions in NRS 125C.006

27 1. If primary physical custody has been established pursuant to an order, judgment or decree
28 of a court and the custodial parent intends to relocate his or her residence to a place outside of this
State or to a place within this State that is at such a distance that would substantially impair the ability
of the other parent to maintain a meaningful relationship with the child, and the custodial parent

1 desires to take the child with him or her, the custodial parent shall, before relocating:

2 (a) Attempt to obtain the written consent of the noncustodial parent to relocate with the child; and

3 (b) If the noncustodial parent refuses to give that consent, petition the court for permission to
4 relocate with the child.

5 2. The court may award reasonable attorney's fees and costs to the custodial parent if the court
6 finds that the noncustodial parent refused to consent to the custodial parent's relocation with the child:

7 (a) Without having reasonable grounds for such refusal; or

8 (b) For the purpose of harassing the custodial parent.

9 3. A parent who relocates with a child pursuant to this section without the written consent of
10 the noncustodial parent or the permission of the court is subject to the provisions of NRS 200.359.

11 The parties also placed on Notice of the following provisions in NRS 125C.0065:

12 1. If joint physical custody has been established pursuant to an order, judgment or decree of
13 a court and one parent intends to relocate his or her residence to a place outside of this State or to a
14 place within this State that is at such a distance that would substantially impair the ability of the other
15 parent to maintain a meaningful relationship with the child, and the relocating parent desires to take
16 the child with him or her, the relocating parent shall, before relocating:

17 (a) Attempt to obtain the written consent of the non-relocating parent to relocate with the child;

18 and

19 (b) If the non-relocating parent refuses to give that consent, petition the court for primary physical
20 custody for the purpose of relocating.

21 2. The court may award reasonable attorney's fees and costs to the relocating parent if the court
22 finds that the non-relocating parent refused to consent to the relocating parent's relocation with the
23 child:

24 (a) Without having reasonable grounds for such refusal; or

25 (b) For the purpose of harassing the relocating parent.

26 3. A parent who relocates with a child pursuant to this section before the court enters an order
27 granting the parent primary physical custody of the child and permission to relocate with the child is
28

1 subject to the provisions of NRS 200.359.

2 The parties are also placed on notice of the following:

3 NRS 125.007 regarding the collection of child support payments through mandatory wage
4 withholding or assignment of income;

5 NRS 31A regarding the enforcement of a child support obligation and the collection of
6 delinquent child support;

7 NRS 125B.145 regarding the review of child support at any time due to changed
8 circumstances and at least every three years following the entry of the child support order.

9 6. That all NOTICE PROVISIONS contained in this Complaint should be made into
10 orders of the Court and the Court should retain jurisdiction to enforce the orders contained herein and
11 for all purposes relative to the custody and support of the minor child.

12 7. That due to Plaintiff/Counterdefendant refusal to cooperate with regards to medically
13 necessary procedure for the minor child Defendant/Counterclaimant and are each fit and proper
14 persons to share the joint legal custody of their minor child. Joint Legal Custody should be defined
15 as the following:

16 That each party should use all reasonable resources and efforts to promote a positive re-
17 lationship between the minor child and the other party.

18 That neither party should disparage or undermine the child's relationship with the other party.

19 That the parties should exert every reasonable effort to foster feelings of affection between
20 themselves and the child, recognizing that frequent and continuing association and communication
21 between both parties, with the child, is in the best interest and welfare of the minor child.

22 That the parties should consult and cooperate with each other in substantial questions relating
23 to the religious upbringing, educational needs, significant changes in social environment, and health
24 care of the minor child.

25 That the parties should have equal and full access to medical and school records pertaining
26 to the minor child and be permitted to independently consult with any and all professionals involved
27 with her.

1 That each party should be empowered to obtain emergency health care for the child without
2 the consent of the other party. Each party should notify the other party as soon as reasonably
3 practicable of any illness requiring medical attention or any emergency involving the child.

4 That each party should provide the other party with the address and telephone number at
5 which the minor child reside and to notify the other party prior to any change of address and provide
6 the telephone number as soon as it is assigned.

7 That each party should be entitled to reasonable telephone communication with the child.
8 Each party is restrained from unreasonably interfering with the child's right to privacy during such
9 telephone conversations. Telephone conversations should be initiated by either the child or parent,
10 and are to occur during reasonable hours.

11 8. That the parties should be awarded joint physical custody of the minor child. The
12 weekly custody and visitation schedule and the holiday and vacation schedule should be flexible to
13 accommodate the parties work and activity schedules and changes thereof. All birthdays, holidays
14 and special days should be fairly and equally divided.

15 9. That should the parties be unable agree to a custodial/visitation schedule they should
16 attend the Family Mediation Center as offered through the Eighth Judicial District Court, Family
17 Division.

18 10. That child support should be set in accordance with NRS 125B.070 and NRS
19 125B.080 and child support arrears should be retroactive to the date of separation, November 2018.

20 11. That Plaintiff should continue to provide and pay for medical, dental and optical health
21 insurance for the minor child through their place of employment if available and shall provide proof
22 of coverage and insurance cards to the other upon request.

23 12. That the parties should be equally responsible for all unreimbursed health care
24 expenses associated with the minor child, including any deductibles, as well as orthodontic, dental,
25 surgical and vision expenses pursuant to NRS § 125B.080(7) unless the Court specifically makes an
26 exception to that rule for extraordinary circumstances. All unreimbursed health care expenses should
27 be subject to the "30/30 Rule" which is defined as follows: A party incurring such an out-of-pocket
28

1 expense shall, within thirty days thereafter, provide to the other party documentation as to such
2 expense and a request for one-half payment. Within thirty days of receipt of said documentation of
3 an unreimbursed health care expense, the other party shall reimburse one-half said expense. A party
4 incurring a health care expense loses the right to request one-half payment by the non-incurring parent
5 when they do not timely provide the other parent with proof of the expense and a request for one-half
6 payment. Should a party be provided a timely request and proof of an unreimbursed health care
7 expense, and then neglect to timely pay their one-half share, then the entirety of the cost shall be
8 borne by the parent untimely paying the expense.

9 13. That there is community property of the parties hereto to be fairly and equitably
10 divided between the parties.

11 14. That there are community debts of the parties which should be fairly and equitably
12 divided between the parties.

13 15. That Defendant/Counterclaimant be awarded alimony and/or spousal support.

14 16. That Defendant/Counterclaimant should be awarded preliminary attorney's fees in the
15 amount of five thousand dollars (\$5,000.00).

16 17. That Defendant/Counterclaimant shall be permitted to return to the use of her former
17 name to wit: Anderson or maintain her present name, at her sole discretion.

18 18. That for the tax year 2018 the parties should file married filing jointly. From 2019 and
19 each and every year thereafter the parties should file separate taxes with Defendant/Counterclaimant
20 to claim the two minor children as and for dependent deductions.

21 19. That the parties are incompatible in their tastes, natures, views, likes and dislikes,
22 which have become widely separate and divergent so that the parties hereto have been and now are
23 incompatible to such an extent that it now appears that there is no possibility of reconciliation
24 between the parties, and there remains such an incompatible temperament between the parties that
25 a happy marital status can no longer exist.

26 **WHEREFORE**, the Defendant/Counterclaimant prays judgment as follows:

27 1. That the parties should share joint physical custody and joint legal custody of the
28

1 minor child;

2 2. That should the parties be unable agree to a custodial/visitation schedule they will
3 attend the Family Mediation Center as offered through the Eighth Judicial District Court, Family
4 Division;

5 3. That child support be set accordance with NRS 125B.070 and NRS 125B.080 and
6 arrears retroactive to the date of separation;

7 4. That Plaintiff/Counterdefendant to provide medical, dental and optical health insurance
8 through their place of employment;

9 5. Defendant/Counterclaimant and Plaintiff/Counterdefendant should be equally
10 responsible for all unreimbursed health care expenses associated with the minor child, pursuant to the
11 "30/30 Rule";

12 6. That the community property be fairly and equitably divided between the parties;

13 14. That the community debts be fairly and equitably divided between the parties;

14 15. That Defendant/Counterclaimant be awarded alimony and/or spousal support;

15 16. That Defendant/Counterclaimant be awarded preliminary attorney's fees in the amount
16 of five thousand dollars (\$5,000.00);

17 17. That Defendant/Counterclaimant be permitted to return to the use of her former name
18 to wit: Anderson or maintain her present name, at her sole discretion;

19 18. That for the tax year 2018 the parties should file married filing jointly. From 2019
20 forward the parties file separate taxes with Defendant/ Counterclaimant to claim the two minor
21 children as and for dependent deductions;

22 9. For such other and further relief as the Court may deem just and proper in the
23 premises.

24
25 **DATED** this _____ day of January, 2019.

26
27 
28 **LOUIS C. SCHNEIDER, ESQ.**
Nevada Bar Number: 009683

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VERIFICATION

STATE OF NEVADA)
)
COUNTY OF CLARK)

SS:


CHALESE M. SOLINGER, being first duly sworn, deposes and says:

That she is the Defendant/Counterclaimant herein; that she has read the foregoing Answer and Counterclaim, and the same is true of her own knowledge, except for those matters which are therein stated upon information and belief, and as to those matters, she believes them to be true.

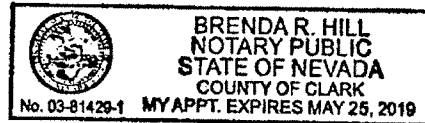


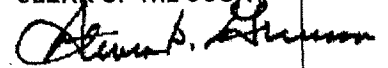
CHALESE M. SOLINGER

SUBSCRIBED and SWORN TO before me
this 31st day of January, 2019.



NOTARY PUBLIC in and for
said County and State





LOUIS C. SCHNEIDER, ESQ.
Nevada Bar Number 9683
430 South 7th Street
Las Vegas, Nevada 89101
T: (702) 435-2121
F: (702) 431-3807
Attorney for Defendant
lcsllawllc@yahoo.com

**DISTRICT COURT,
FAMILY DIVISION
CLARK COUNTY, NEVADA**

ADAM M. SOLINGER,
Plaintiff,

CASE NO.: D-19-582245-D
DEPT: I

vs.

CHALISE M. SOLINGER,
Defendant.

ORDER FROM THE HEARING HELD OCTOBER 9, 2019

COMES NOW, LOUIS SCHNEIDER, ESQ. of the LAW OFFICES OF LOUIS C. SCHNEIDER, LLC, appearing on behalf of the LAW OFFICES OF LOUIS C. SCHNEIDER, LLC, JACK W. FLEEMAN, ESQ., present for BRUCE I SHAPIRO, ESQ., on behalf of the Defendant, who was not present, and VINCENT MAYO, ESQ. appearing on behalf of the Plaintiff, who was present with his counsel, the parties having come before this Court on October 9, 2019, and respectfully submits this Order.

1 After a review of the pleadings and papers on file herein, the Points and Authorities
2 submitted herewith, and any oral argument or testimony adduced at the hearing of this
3 motion herein, this Court orders as follows:
4

5 **FINDINGS**

6 **THE COURT FINDS** that *Fredianelli v. Fine Carman Price*, 133 Nev. 586, 402
7 P.3d 1254 (2017) is the controlling law in this case.
8

9 **THE COURT FURTHER FINDS** that Mr. Schneider's motion to withdraw and
10 adjudicate attorney's lien, made pursuant to NRS 18.015, was timely filed and properly
11 served. *Video citation from hearing held October 9, 2019, starting at 9:16:54.*
12

13 **THE COURT FURTHER FINDS** that the billing statement Mr. Schneider
14 provided is sufficiently detailed, and is satisfactory to the Court, as a basis upon which to
15 award attorney's fees. *Video citation 9:17:48.*
16

17 **THE COURT FURTHER FINDS** that an award of attorney's fees to Mr.
18 Schneider in the amount of \$10,875 is reasonable. *Video citation 9:22:04, and 9:22:24.*
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ORDER


IT IS HEREBY ORDERED that Mr. Schneider is awarded attorney's fees in the amount of \$10,875. Such award is reduced to judgment, enforceable by any legal means.

IT IS FURTHER ORDERED that the execution of this judgment is stayed pending resolution at trial.

Dated this 19 day of AUGUST, 2020.


DISTRICT COURT JUDGE *MC*

Respectfully submitted:


LOUIS C. SCHNEIDER, ESQ.

Nevada Bar Number 9683

430 S. 7th St.

Las Vegas, NV 89101

(702) 435-2121

lcsllawllc@yahoo.com

Approved as to form and content:

Jack W. Fleeman, Esq.

Nevada Bar Number 10584

PECOS LAW GROUP

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Ph: 702.388.1851

Email: Bruce@pecoslawgroup.com

Attorney for Defendant

Vincent Mayo, Esq.

Nevada Bar Number 8564

THE ABRAMS & MAYO LAW FIRM

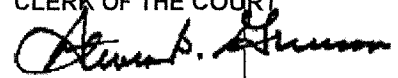
6252 South Rainbow Blvd., Suite 100

Las Vegas, Nevada 89118

Ph: 702. 222-4021

Email: VMGroup@theabramslawfirm.com

Attorney for Plaintiff



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3 430 So. Seventh St.
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5 T: 702-435-2121
6 lcsllawllc@yahoo.com
7 *Attorney for Defendant*

8 **DISTRICT COURT – FAMILY DIVISION**
9 **CLARK COUNTY, NEVADA**

10 ADAM M. SOLINGER,

11 Plaintiff,

12 vs.

13 CHALISE M. SOLINGER,

14 Defendant,

Case No.: D-19-582245-D

Dept. No.: I

15 **NOTICE OF ENTRY OF**
16 **ORDER**

17 TO ALL INTERESTED PARTIES and their legal counsel, If applicable:

18 PLEASE TAKE NOTICE that the Order from the hearing held October 9th,
19 2019 was entered on August 19, 2020; a true and correct copy is attached hereto.
20

21 Dated this 21st day of September, 2020.

22 /s/ Louis C. Schneider

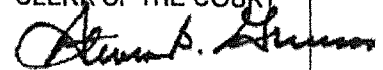
23 LOUIS C. SCHNEIDER, ESQ.
24 Nevada Bar No.: 9683
25 430 South 7th St.
26 Las Vegas, Nevada, 89101
27 Ph:(702) 435-2121
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<u>X</u>	Via Electronic Service [NEFR Rule 9]
_____	Via facsimile [EDCR 7.26(a)]
_____	Via U.S. Mail [NRCP 5(b)]
_____	Hand Delivered

Vincent Mayo, Esq.
Nevada Bar Number 8564
THE ABRAMS & MAYO LAW FIRM
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Attorney for Plaintiff

Page 2



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7 Attorney for Defendant
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FAMILY DIVISION
CLARK COUNTY, NEVADA**

10 ADAM M. SOLINGER,
11 Plaintiff,

CASE NO.: D-19-582245-D
DEPT: 1

12
13 vs.

14
15 CHALISE M. SOLINGER,
16 Defendant.

ORDER FROM THE HEARING HELD OCTOBER 9, 2019

18
19
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21 SCHNEIDER, LLC, appearing on behalf of the LAW OFFICES OF LOUIS C.
22 SCHNEIDER, LLC, JACK W. FLEEMAN, ESQ., present for BRUCE I SHAPIRO,
23 ESQ., on behalf of the Defendant, who was not present, and VINCENT MAYO, ESQ.
24 appearing on behalf of the Plaintiff, who was present with his counsel, the parties having
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IT IS HEREBY ORDERED that Mr. Schneider is awarded attorney's fees in the amount of \$10,875. Such award is reduced to judgment, enforceable by any legal means.

IT IS FURTHER ORDERED that the execution of this judgment is stayed pending resolution at trial.

Dated this 19 day of AUGUST, 2020.


DISTRICT COURT JUDGE *MC*

Respectfully submitted:


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