

JULY 2016


Electronically Filed
Oct 09 2020 04:10 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

7/7	ALS	.8	Familian	Receipt and initial review of expert structural report by the County; receipt and review of email correspondence from Mr. Mansfield regarding scheduling of additional depositions
7/8	BCP	1.1	Familian	Conduct review of expert rebuttal reports to Mr. Ruffer's report
7/9	ALS	.1	Familian	Receive and respond to email correspondence from Mr. Ruffer regarding County employment
7/15	ALS	.2	Familian	
7/15	BCP	.2	Familian	
7/18	ALS	.1	Familian	Exchange email correspondences with Mr. Mansfield regarding requests for additional depositions and parameters of the same
7/20	ALS	.1	Familian	Receive and respond to email correspondence from Mr. Mansfield regarding deposition scheduling;
7/21	ALS	.2	Familian	Exchange email correspondence with Mr. Mansfield confirming Mr. Ruffer's employment with the County
7/22	ALS	.1	Familian	
7/27	ALS	.2	Familian	Receive and respond to email correspondence from Mr. Mansfield regarding extension of discovery cutoff given Mr. Ruffer's unavailability; receipt and review of Clark County's discovery responses
		3.1		





AUGUST 2016

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
8/8	ALS	.7	Familian	Telephone conference with Mr. Mansfield regarding how to proceed given County's employment of Mr. Ruffer [REDACTED]
8/8	BCP	.5	Familian	[REDACTED]
8/9	ALS	.6	Familian	Receive and respond to email correspondence from Mr. Mansfield regarding potential to read Mr. Ruffer's expert report into evidence as alternative to live testimony; receipt and review of Clark County's 9 th Supplemental Disclosure
8/15	ALS	.2	Familian	Conduct EDCR 2.34 conference with Mr. Mansfield regarding how to proceed given County's employment of Mr. Ruffer
8/17	ALS	.1	Familian	[REDACTED]
8/22	ALS	1.0	Familian	Draft motion on order shortening time regarding dispute on structural reports
8/25	ALS	.7	Familian	Receipt and review of notice from the Discovery Commissioner regarding submission of motion on order shortening time; revise and resubmit the same for consideration
8/26	ALS	.4	Familian	[REDACTED]
		4.2		

SEPTEMBER 2016

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
9/8	ALS	.1	Familian	Exchange email correspondence with Mr. Mansfield regarding potential to obtain new structural opinion and keep existing trial date
9/12	ALS	.3	Familian	
9/28	ALS	3.3	Familian	Begin comprehensive review of documents produced in preparation of trial; coordinate to retain AV expert for trial
9/29	ALS	2.5	Familian	Continue comprehensive review of documents produced in preparation of trial and determining what exhibits to rely upon
		6.2		

OCTOBER 2016

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
10/3	ALS	.2	Familian	Receipt and review of correspondence from Mr. Mansfield inquiring about retaining new structural expert
10/4	ALS	.1	Familian	Telephone conference 
10/6	ALS	4.2	Familian	Receipt and review of email correspondence from Mr. Mansfield regarding deposition dates; Prepare for and attend 
10/7	ALS	.1	Familian	Exchange email correspondence 
10/10	ALS	.2	Familian	Exchange email correspondence with Mr. Mansfield regarding deposition scheduling on structural issues
10/11	ALS	1.1	Familian	Prepare package of relevant documents for experts to consider in trial preparation; exchange email correspondence with Mr. Mansfield confirming structural witness testimony for trial
10/12	ALS	2.9	Familian	Exchange multiple email 

10/13	ALS	.2	Familian	Receipt and review of email correspondence from Mr. Mansfield regarding basis for Mr. Penney's expert opinions ; receipt and review of email correspondence from Mr. Mansfield regarding deposition scheduling; coordinate with Mr. Anderson regarding the same
10/14	ALS	3.6	Familian	Prepare [REDACTED] [REDACTED]
10/18	ALS	2.9	Familian	Exchange email correspondence with Mr. Mansfield regarding basis of Mr. Penney's opinions (confirming he isn't relying on Mr. Ruffer); attend [REDACTED] [REDACTED]
10/20	ALS	1.3	Familian	Receipt, review and analysis of email correspondence [REDACTED] [REDACTED]; receipt and review of proposed questions to Mr. Familian regarding his structural background; receipt and review of Clark County's pre-trial memorandum
10/21	ALS	2.2	Familian	Begin comprehensive review of all documents produced by Clark County in preparation of trial
10/22	ALS	4.4	Familian	Continue comprehensive review of all documents produced by Clark County in preparation of trial

10/24	ALS	6.5	Familian	Reach out to experts and coordinate prep sessions for trial and deposition testimony; review draft jury instructions based changes in the case; pull sealed transcripts for trial [REDACTED]
10/25	ALS	6.2	Familian	Prepare for and attend pre-trial conference with Mr. Mansfield and Mr. Gruchow; meet and confer with Mr. Mansfield regarding streamlining of evidence and case presentation for trial; continue reviewing all documents produced by Clark County in preparation of trial
10/26	ALS	9.3	Familian	Begin review of transcripts of deposition taken in the case; receipt and review of draft exhibit list from Mr. Gruchow's office; exchange email correspondence with Mr. Mansfield regarding certain testimony from Mr. Anderson potentially related to Mr. Ruffer's opinions; receipt and review of documents that Mr. Mansfield provided regarding "inspection records" for the arch culvert; review documents identified in Clark County's pre-trial memorandum; prepare for and attend meeting with experts and Mr. Gruchow
10/27	ALS	3.1	Familian	Attend deposition of Mr. Anderson; confer with Mr. Mansfield regarding the same and scheduling of Mr. Penney's deposition; review draft witness outlines for exhibits that are supportive of the same; review voir dire [REDACTED]

10/28	ALS	5.5	Familian	Review all expert reports and depositions of the experts and summarize points of the same for trial examination
10/29	ALS	3.7	Familian	Meet [REDACTED] [REDACTED]
10/31	ALS	7.6	Familian	Exchange email correspondence with Mr. Penney regarding client emergency and funeral to attend; prepare for and attend meeting with Mr. Mansfield and Mr. Gruchow to discuss trial exhibits and other evidentiary matters; review all photographs produced in the case to determine which to rely on at trial; confer with Mr. Guinn to determine if available for trial testimony if need be; attend deposition of Mr. Penney
		65.3		

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11/1	ALS	5.5	Familian	Exchange email correspondence with Mr. Mansfield confirming joint exhibit list and preparation of binders for the same; review and revise draft direct and cross examination outlines for witnesses
11/2	ALS	6.2	Famlian	Receive and respond to email correspondence from Mr. Mansfield regarding finalization of joint exhibit list ; receipt and review of Clark County's brief in support of admissibility of expert witness; draft and send proposed stipulation regarding land value to Mr. Mansfield for consideration; coordinate finalization of exhibit notebooks [REDACTED] [REDACTED]
11/3	ALS	5.8	Familian	Attend staus check with Mr. Gruchow and Mr. Mansfield before the Court; receive email correspondence from Mr. Mansfield regarding revisions to exhibit list; prepare for and attend expert witness prep meeting with Ms. Wondra and Mr. Gruchow; send draft language to Mr. Mansfield regarding stipulation for Mr. Familian's ability to testify regarding structural issues [REDACTED] [REDACTED]
11/4	ALS	7.5	Familian	Receipt and analyze proposed language regarding drainage easement acquisition from Mr. Mansfield; exchange email correspondences with Mr. Mansfield regarding stipulation for Mr. Familian's ability to testify regarding

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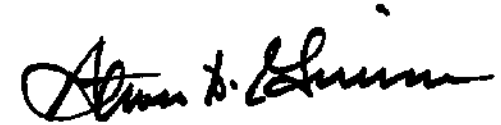
				<p>structural issues [REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]: receive and review email correspondence from Mr. Mansfield regarding finalization of stipulations of evidence for trial; review Clark County's expert reports and outline cross examination concepts</p>
11/5	ALS	6.9	Familian	<p>Receive and respond to email correspondence from Mr. Mansfield regarding proposed revisions to drainage easement acquisition stipulation; [REDACTED]</p> <p>[REDACTED] draft trial testimony outline for Mr. Penney; continue to review Clark County's expert reports in consideration of presenting the landowner's case-in-chief</p>
11/6	ALS	6.6	Familian	<p>Prepare for and attend meeting with Mr. Mansfield and Mr. Gruchow regarding finalization of three stipulations for trial; joint exhibits, jury instructions, etc.; prepare for and attend meeting with Mr. Godfrey and Mr. Gruchow regarding presentation of evidence; receive and respond to email correspondence from Mr. Godfrey regarding exhibits; receive and respond to email correspondence from Mr. Mansfield regarding filing of pre-trial memo; finalize outline for Mr. Penney's trial testimony and forward to Mr. Penney for review</p>

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11/7	ALS	13.4	Familian	Prepare for and attend trial; [REDACTED] submit stipulations for filing; continue preparing for presentation of Mr. Penney's testimony; provide exhibits to Mr. Godfrey for the same
11/8	ALS	11.8	Familian	Prepare for and attend trial; post- trial preparation for the next day
11/9	ALS	12.0	Familian	Prepare for and attend trial; [REDACTED] receipt and review of proposed animation from Mr. Mansfield ; confer with Mr. Mansfield and Mr. Gruchow about finalization of jury instructions
11/10	ALS	13.9	Familian	Prepare for and attend last day of trial; confer with jury post verdict and client regarding the same
		89.6		

DECEMBER 2016 – JANUARY 2017

12/19	ALS	2.5	Familian	Begin to draft motion for attorneys' fees
12/20	ALS	4.2	Familian	Review and revise motion for attorney's fees and costs; draft motion for costs; [REDACTED] [REDACTED]
12/21	ALS	3.3	Familian	Draft verified memorandum of costs
1/9	BCP	1.2	Familian	Review and revise motions for attorneys fees and costs; [REDACTED] [REDACTED] [REDACTED] [REDACTED]
1/16	ALS	1.8	Familian	Draft motion for prejudgment interest
1/20	BCP	.5	Familian	Review motion for prejudgment interest; advise client of status of post trial motions and process for the same
		13.5		



CLERK OF THE COURT

MATF
LAW OFFICES OF BRIAN C. PADGETT
Brian C. Padgett, Nevada Bar No. 7474
Amy L. Sugden, Nevada Bar No. 9983
Jeremy B. Duke, Nevada Bar No. 13110
611 South Sixth Street
Las Vegas, Nevada 89101
Telephone: (702) 304-0123
Facsimile: (702) 368-0123

LEACH JOHNSON SONG & GRUCHOW
Kirby C. Gruchow, Jr., Nevada Bar No. 6663
8945 West Russell Road, Suite 330
Las Vegas, Nevada 89148
Telephone: (702) 538-9074
Facsimile: (702) 538-9113

*Attorneys for DKB, LLC
& DKB II, LLC*

EIGHTH JUDICIAL DISTRICT COURT

CLARK COUNTY, NEVADA

DKB, LLC, a Nevada Limited Liability Corporation)
and DKB II, LLC, a Nevada Limited Liability)
Corporation, collectively,

Plaintiffs,

vs.

COUNTY OF CLARK, a political subdivision of the)
State of Nevada, DOE GOVERNMENT)
AGENCIES I-X, DOE INDIVIDUALS I-X, DOE)
CORPORATIONS I-X, and DOE PARTNERSHIPS)
I-X,)

Defendants.

Case No.: A-12-668136-C

Dept. No.: XXVI

**PLAINTIFFS' MOTION FOR
ATTORNEY'S FEES**

COMES NOW Plaintiffs, DKB, LLC and DKB II, LLC ("Landowner" or "Plaintiff") by
and through their undersigned counsel, The Law Offices of Brian C. Padgett and Leach Johnson
Song & Gruchow, hereby submits its Motion for Attorney's Fees (hereinafter "Motion") from
COUNTY OF CLARK (hereinafter "Defendant" or "Clark County"). This Motion is made

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-0123

1 pursuant to the Nevada Rules of Civil Procedure, the Nevada Revised Statutes, the Nevada
2 Constitution, all pleadings and papers on file herein, the attached Memorandum of Points and
3 Authorities, and any oral argument which this Court may entertain at the time of hearing.

4
5 **NOTICE OF MOTION**

6 TO: All Interested Parties Herein and Their Attorneys of Record:

7 PLEASE TAKE NOTICE that Plaintiff's Motion for Attorney's Fees will come on for
8 hearing before this Court on the 14 day of MARCH, 2017 at 9:00A a.m./p.m. or as
9 soon thereafter as counsel may be heard.

10
11 DATED this 7th day of February, 2017.

12 LAW OFFICES OF BRIAN C. PADGETT

13
14
15 /s/ Amy L. Sugden
16 BRIAN C. PADGETT
17 Nevada Bar No. 7474
18 AMY L. SUGDEN
19 Nevada Bar No. 9983
20 JEREMY B. DUKE
21 Nevada Bar No. 13110

22 *Attorneys for DKB, LLC*
23 *& DKB II, LLC*
24
25
26
27
28

1 **I. MEMORANDUM OF POINTS AND AUTHORITIES**

2 **A. Introduction**

3 This case is an inverse condemnation action arising from Clark County's partial taking of
4 the Landowner's property through construction of drainage facilities and other related
5 improvements along Sunset Road, between Decatur Boulevard and Valley View Boulevard. The
6 property at issue is located at the northwest corner of Polaris Avenue and West Teco Avenue,
7 known as Assessor Parcel Numbers 162-32-416-002 and 162-32-416-003, and commonly
8 referred to as 3550 and 3450 West Teco Avenue, Las Vegas, Nevada 89118, respectively
9 (collectively "Subject Property" or "Property"). The jury found in favor of the Landowner and
10 against Clark County on November 10, 2016, and awarded just compensation for the partial
11 taking of the Subject Property in the amount of \$116,508.00. See Verdict Form attached hereto
12 as **Exhibit "A."** As the prevailing party in an inverse condemnation action, the Landowner now
13 seeks an award of attorney's fees as a matter of law.
14

15 **B. The Landowner Is Entitled To An Award Of Its Attorney's Fees.**

16 In typical condemnation actions filed by the condemning authority, the rule is that neither
17 the government nor the landowner will be liable for the other's attorney's fees. See NRS
18 37.120(3); see also NRS 37.185. However, NRS 37.185 also provides that "[t]his section does
19 not apply in an inverse condemnation action if the owner of the property that is the subject of the
20 action makes a request for attorney's fees from the other party to the action." We submit that the
21 very language of the Constitution of the State of Nevada, Article I, Section 22(4), further
22 provides authority mandating an award of attorney's fees in eminent domain actions:
23

24 In all eminent domain actions, just compensation shall be defined as that sum of
25 money, necessary to place the property owner back in the same position,
26 monetarily, without any governmental offsets, as if the property had never been
27 taken. Just compensation shall include, but is not limited to, compounded interest
28 and all reasonable costs **and expenses** actually incurred.

1 Nev. Const. Art. 1, Sect. 22(4); see also NRS 342.045, adopting Uniform Relocation Assistance
2 and Real Property Acquisition Policies Act, 42 U.S.C. 4654; Litigation Expenses (requiring
3 reimbursement of reasonable attorney's fees).
4

5 In this case, the Landowner requested an award of its attorney's fees in its Complaint.
6 See Complaint In Inverse Condemnation attached hereto as **Exhibit "B."** Accordingly, Nevada
7 law requires that as the prevailing party, the Landowner herein is entitled to an award of its
8 reasonable attorney's fees actually incurred. To determine the reasonableness of a request of
9 attorneys fees, the Nevada Supreme Court has set forth several factors that the requesting party
10 must demonstrate in cases where such fees are discretionary:
11

12 (1) the qualities of the advocate; his ability, training, education, experience,
13 professional standing and skill; (2) the character of the work to be done; its
14 difficulty, intricacy, importance, the time and skill required, the responsibility
15 imposed and the prominence and character of the parties when they affect the
16 importance of the litigation; (3) the work actually performed by the lawyer; the
17 skill, time and attention given to the work; and (4) the result; whether the attorney
was successful and what benefits were derived; and where the trial court evaluates
the necessary factors unless its exercise of discretion is arbitrary or capricious, the
Supreme Court will not disturb its ruling on appeal.

18 Schouweiler v. Yancey Co., 101 Nev. 827, 712 P.2d 786 (1985) (citing Brunzell v. Golden Gate
19 Nat'l Bank, 85 Nev. 345, 349, 455 P.2d 31 (1969)).

20 In this case, an application of the first factor, the qualities of the advocate, necessitates an
21 award of the Landowner's attorney fees. The Landowner's counsel are licensed attorneys in the
22 State of Nevada in good standing with extensive litigation experience. Attorney Brian C. Padgett
23 obtained his juris doctorate from Seton Hall University in 1999 and has practiced in eminent
24 domain exclusively since 2001. Attorney Amy L. Sugden obtained her juris doctorate from Saint
25 Louis University in 2005, obtained her license to practice law in Missouri in 2005 and her
26 license to practice law in Nevada in 2006. She has practiced in the field of eminent domain law
27
28

1 since 2008. Attorney Kirby C. Gruchow obtained his juris doctorate from Drake University Law
2 School in 1998, has been licensed to practice law in the State of Nevada since 1998. A large
3 majority of his practice during the duration of his career has been in eminent domain law and he
4 has also spent a substantial amount of time accumulating trial experience in various areas of
5 other real estate practice. In addition, the Law Offices of Brian C. Padgett is only one of a small
6 handful firms in the State of Nevada devoted exclusively to eminent domain and landowners'
7 rights litigation.
8

9 The second factor, the character of the work to be done, also necessitates an award of
10 fees. As this Court is aware, eminent domain is a rather esoteric area of practice that is typically
11 practiced by a very small number of attorneys, both on the landowners' side as well as those
12 employed by governmental agencies. The law is also rather panoramic; it incorporates both
13 statutory requirements and case law from the State of Nevada as well as other jurisdictions,
14 including the United States Supreme Court. Moreover, inverse condemnation cases such as this
15 one require a rather detailed analysis of both State and Federal constitutional jurisprudence. The
16 valuation requirements are unique only to eminent domain, and are not found in any other area of
17 practice involving real property disputes. Because of both the level of difficulty in prosecuting
18 these cases and the constitutional rights and issues involved, the responsibility imposed on
19 counsel is greater than most civil matters brought before the Court. Indeed, the Nevada
20 legislature has recognized this when it required that eminent domain proceedings take
21 precedence over all other matters not involving the public interest and must be quickly heard and
22 determined. See NRS 37.055.
23
24

25 The third factor, the work actually performed by counsel, also mandates an award of the
26 Landowner's attorney's fees in this case. The undersigned counsel expended numerous hours
27 prosecuting the Landowner's constitutional claims and bringing this case to resolution after a
28

1 four-day trial. The actual time spent between the attorneys of record totals nearly 1,000 hours
2 since 2012 and is reflected in the detailed timesheets attached hereto. See Law Offices of Brian
3 C. Padgett Timesheets and Leach Johnson Song & Gruchow Timesheets attached hereto as
4 **Exhibit "C"**. Counsel initiated significant research and work to evaluate the ability of the
5 Landowner to prove that the County had inappropriately asserted a right to a public drainage
6 easement from the Landowner and therefore had in fact inversely condemned the Landowner's
7 Property. See Exhibit "C". Furthermore, the Landowner's counsel engaged in extensive
8 discovery (including filing and answering discovery requests, conducting document review,
9 conducting and defending depositions, and reviewing expert reports), planning, and motion
10 practice in the four years and two months between filing the Complaint and commencing the
11 trial. See Exhibit "C".

12
13
14 Finally, the result of the counsel's efforts also necessitates an award of the Landowner's
15 attorney's fees. On the eve of trial, the County stipulated that it did not in fact have a drainage
16 easement on the Landowner's Property and that an easement was needed before the County
17 could have lawfully connected its new pipe to the hydro-arch on the Property. See Stipulation
18 and Order Regarding Easement Acquisition ("Stipulation"), attached hereto as Exhibit "D". The
19 Stipulation also expressly set forth the County's requirements to maintain the drainage easement
20 it had acquired. Id. Accordingly, the jury was charged with determining the amount of just
21 compensation to be awarded to the Landowner for Clark County's acquisition. Id. The jury then
22 found that \$116,508.00.00 was to be awarded in compensation for the taking based on the
23 Landowner's opinion of value. See Exhibit "A".

24
25 The Landowner retained The Law Offices of Brian C. Padgett and Leach Johnson Song
26 & Gruchow under an hourly fee agreement whereby counsel would be paid throughout the
27 present litigation at the rate of \$395.00 per hour for attorneys and at \$140.00 per hour for
28

1 paralegal support. For these reasons, the Landowner hereby seek an award of its attorney's fees
2 calculated as follows

3 Law Offices of Brian Padgett (776 hours @ \$395.00 per hour)	\$306,520.00
4 Leach Johnson Song & Gruchow (176.1 hours @ \$395.00 per hour)	\$69,559.50
5 Paralegal: (44.7 hours @ \$140.00 per hour)	\$6,258.00
6	
7 Total Attorney's Fees	\$382,337.50

8 II. CONCLUSION

9 Based upon the foregoing, the Landowner in this case respectfully requests the Court grant
10 the Motion for Attorney's Fees calculated herein and totaling \$382,337.50 to satisfy the
11 constitutional mandate of providing them with full just compensation for the partial taking of the
12 Subject Property.

13 DATED this 7th day of February, 2017.

14 LAW OFFICES OF BRIAN C. PADGETT

15 /s/ Amy L. Sugden
16 BRIAN C. PADGETT, ESQ.
17 Nevada Bar No. 7474
18 AMY L SUGDEN, ESQ
19 Nevada Bar No. 9983
20 611 South Sixth Street
21 Las Vegas, Nevada 89101
22 Phone: (702) 304-0123

23 *and*

24 LEACH JOHNSON SONG & GRUCHOW

25 KIRBY C. GRUCHOW, JR., ESQ.
26 Nevada Bar No. 6663
27 8945 West Russell Road, Suite 330
28 Las Vegas, Nevada 89148
Phone: (702) 538-9074

Attorneys for DKB, LLC & DKB II, LLC

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-0123

CERTIFICATE OF SERVICE

I certify that I am an employee of the Law Offices of Brian C. Padgett, and that I served the foregoing document(s): **PLAINTIFF'S MOTION FOR ATTORNEY'S FEES** on the parties set forth below by:

☐ Placing an original or true copy thereof in a sealed envelope placed for collection and mailing the United States mail, at Las Vegas, Nevada, postage prepaid, following ordinary business practices.

☐ Personal delivery

☐ Facsimile and/or e-mail

☐ Federal Express or other overnight delivery

☒ Odyssey E-File and Serve System

TO: Michael Mansfield
711 S. Sixth Street
Las Vegas, NV 89101

Yolanda Givens
Clark County District Attorney's Office
500 S. Grand Central Pkwy.,
Ste. 5075
Las Vegas, NV 89106

*Attorneys for Defendant
County of Clark*

Executed this 7th day of February, 2017.

/s/ Amy L. Sugden
Law Offices of Brian C. Padgett

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-0123

DECLARATION OF AMY L. SUGDEN IN SUPPORT OF
PLAINTIFFS' MOTION FOR ATTORNEY'S FEES

STATE OF NEVADA)
)ss
COUNTY OF CLARK)

AMY L. SUGDEN, declares under penalty of perjury, she is an attorney for the Plaintiffs and has personal knowledge of the above fees incurred and work expended; that the items and activities contained in the above Motion for Attorney's Fees are true and correct to the best of her knowledge and belief; that the said fees have been actually, necessarily, and reasonably incurred, and paid in this action.

DATED this 7th day of February, 2017.



AMY L. SUGDEN

EXHIBIT “A”

EXHIBIT “A”

NOV 10 2016

ORIGINAL

VER

EIGHTH JUDICIAL DISTRICT COURT
CLARK COUNTY, NEVADA

BY Melissa Murphy
MELISSA MURPHY, DEPUTY

DKB, LLC, a Nevada Limited Liability Corporation
and DKB II, LLC, a Nevada Limited Liability
Corporation, collectively,

CASE NO: A-12-668136-C
DEPT NO: XXVI

Plaintiffs,

vs.

COUNTY OF CLARK, a political subdivision of
the State of Nevada,

Defendant.

VERDICT

We, the jury in the above-entitled action, assess just compensation in the following
amounts:

Property Acquired by Clark County:

Permanent Easement: 110,376

Temporary Construction: 6,132

Cost to Cure and/or Severance Damages:

0

DATED this 10th day of November, 2016.

Kinda Frost
FOREWOMAN

A-12-668136-C
VER
Verdict
4598707

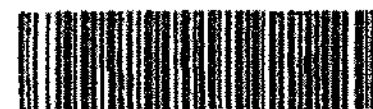
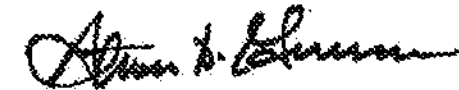


EXHIBIT “B”

EXHIBIT “B”



CLERK OF THE COURT

1 **COMP**
2 **LAW OFFICES OF BRIAN C. PADGETT**

3 Brian C. Padgett, Bar No. 7474
4 John P. Shannon, Bar No. 7906
5 Amy L. Braudis, Bar No. 9983
6 611 South Sixth Street
7 Las Vegas, Nevada 89101
8 Telephone: (702) 304-0123
9 Facsimile: (702) 368-0123

10 *Attorneys for Plaintiffs*
11 *DKB, LLC & DKB II, LLC*

12 EIGHTH JUDICIAL DISTRICT COURT

13 CLARK COUNTY, NEVADA

14 *****

15 DKB, LLC, a Nevada Limited Liability)
16 Corporation and DKB II, LLC, a Nevada Limited)
17 Liability Corporation, collectively,)

Case No.: A-12-668136-C

18 Plaintiffs,)

Dept. No.: XXVI

19 vs.)

20 **COMPLAINT IN**
21 **INVERSE CONDEMNATION**

22 COUNTY OF CLARK, a political subdivision of)
23 the State of Nevada, DOE GOVERNMENT)
24 AGENCIES I-X, DOE INDIVIDUALS I-X,)
25 DOE CORPORATIONS I-X, and DOE)
26 PARTNERSHIPS I-X,)

*Arbitration Exempt: Action Concerning
Title to Real Property*

27 Defendants.)

28
29 COMES NOW, Plaintiffs, DKB, LLC, a Nevada Limited Liability Corporation, and DKB
30 II, LLC, a Nevada Limited Liability Corporation, by and through its attorneys, the Law Offices
31 of Brian C. Padgett, and as and for their Complaint in Inverse Condemnation, alleges and avers
32 as follows as follows:

33 ///

34 ///

35 ///

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH SIXTH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-0123

GENERAL ALLEGATIONS

1.

Defendant COUNTY OF CLARK, (hereinafter "County" or "Clark County") is a political subdivision of the State of Nevada and is subject to the provisions of the Nevada Revised Statutes. Clark County is also subject to all of the provisions of Article 1, section 22 of the Nevada Constitution.

2.

At all times relevant herein, Plaintiffs DKB, LLC and DKB II, LLC (hereinafter "Landowners"), were Nevada limited liability corporations registered to do business in the County of Clark, State of Nevada.

3.

At all times relevant herein, Landowners were the fee simple owner of property located in Clark County, Nevada, known respectively as APN 162-32-416-002 and APN 162-32-416-003. These properties at issue were at all times relevant herein joined together for current and prospective use, and furthermore each separate parcel herein described constitutes part of a larger parcel pursuant to Nevada law. These properties are hereinafter referred to as the "Landowners' Property," the "Subject Property" or "Property."

4.

The true names and capacities, whether individual, corporate, associate or otherwise of Defendants named herein as DOE GOVERNMENT AGENCIES I-X, DOE INDIVIDUALS I-X, DOE CORPORATIONS I-X, and DOE PARTNERSHIPS I-X (hereinafter "Defendants"), inclusive are unknown to the Landowners at this time, who therefore sue said Defendants by fictitious names, and will ask leave of the Court to amend this Complaint to show the true names and capacities of Defendants when the same are ascertained; that said Defendants are sued as

1 principals, and all of the acts performed by them were within the source and scope of their
2 authority and employment which resulted in the takings set forth below which require payment
3 of just compensation to the Landowners.

4
5 5.

6 Based upon information and belief, Defendants previously announced to the public and
7 the Landowners that all or part of the Subject Property was needed for the construction of
8 additional drainage facilities along Sunset Road (from Decatur Boulevard to Valley View
9 Boulevard) and related improvements (hereinafter the "Project").

10 6.

11 Upon information and belief, Defendants began construction of additional drainage
12 facilities on the Landowners' Property on or around August 27, 2012.

13 7.

14 Upon information and belief, the additional drainage facilities are being constructed
15 outside any right-of-way Defendants may own and/or exceeds the scope of any existing right-of-
16 way Defendants may own on the Subject Property, if any, and further encroaches onto an
17 unencumbered portion of the Landowners' Property.

18 8.

19 As a result of the Defendants' construction of additional drainage facilities, the
20 Defendants have injured and damaged the use of Plaintiffs' facilities and the Property.

21 9.

22 Upon information and belief, as a result of the Defendants' construction of the Project an
23 excess deposit or allowable overflow of waters can occur from the additional drainage facilities
24 and onto other portions/parcels of the Landowners' Property.

10.

Upon information and belief, as a result of the Defendants' construction of the additional drainage facilities, the amount of buildable, developable and/or otherwise usable square footage of the Landowners' Property has been substantially damaged.

11.

As a direct and proximate result of the Project and the Defendants' actions, the Landowners have been damaged and they and their tenants have been unable to fully access and utilize the Subject Property for its normal course of business.

FIRST CAUSE OF ACTION FOR INVERSE CONDEMNATION

12.

Paragraphs 1 through 11 of the Landowners' Complaint are incorporated herein by reference.

13.

The Project and the Defendants' actions described herein, including any and all applicable laws, statutes, ordinances, regulations and/or resolutions authorizing such actions, and all of them, constitute and/or has resulted in an actual physical invasion or appropriation of the Landowners' property rights so as to constitute a taking and/or damaging of the Landowners' property rights, thereby requiring the payment of just compensation as a matter of law.

14.

Because Defendants entered Landowners' Property without permission, excavated the Property; closed access to the Property; and is causing increased the flow of water through Landowner's drainage facility, the Landowners are compelled by the practical reality of the circumstances to initiate this action in Inverse Condemnation for the taking and/or damaging of the Subject Property.

15.

As a direct and proximate result of Defendants' actions, the Landowners are entitled to Just Compensation for the taking and/or damaging of the Subject Property pursuant to the Fifth Amendment of the Constitution of the United States, Article I, Sections 6 and 22 of the Constitution of the State of Nevada, and Nevada Revised Statutes, Chapter 37, et. seq.

16.

As a direct and proximate result of the Defendants' actions, the Landowners hereby allege and request an award of Just Compensation for the taking and/or damaging of the Subject Property in excess of TEN THOUSAND DOLLARS (\$10,000.00) according to proof.

17.

As the Landowners were compelled to bring this Complaint for Inverse Condemnation, they are entitled to a further award of their actual and/or reasonable attorney's fees, costs and expenses, including but not limited to expert and appraisal fees, together with prejudgment interest from the date Defendants had effectively taken the Subject Property and/or appropriated, damaged and/or substantially interfered with the Landowners' property rights.

18.

Only facts currently known to the Landowners that may give rise to the Landowners' claim for inverse condemnation of the Subject Property have been set forth herein; to the extent that additional facts or basis for such claims are later discovered by the Landowners, the Landowners hereby reserve their right to amend their pleadings accordingly by way of either stipulation or by leave of Court.

SECOND CAUSE OF ACTION FOR PRECONDEMNATION DAMAGES

19.

Paragraphs 1 through 18 of the Landowners' Complaint are incorporated herein by reference.

20.

Prior to the physical invasion of the Subject Property, Defendants announced its intent to occupy and possess the Property for purposes of constructing its additional drainage facilities.

21.

Defendants' actions set forth herein, and all of them, constitute steps taken toward condemnation of the Subject Property and/or an official act or expression of Defendants' intent to condemn the Subject Property.

22.

Upon information and belief, following the aforementioned acts or omissions taken by Defendants, Defendants proceeded to intentionally, oppressively or unreasonably delayed or failed to bring condemnation proceedings against the Subject Property, or otherwise engaged in other unreasonable or oppressive precondemnation conduct, which is separately and independently actionable as a matter of law.

23.

Upon information and belief, as a direct and proximate consequence of the Defendants' acts or omissions, and all of them, the Landowners' property has suffered a loss of marketability, use, development and investment potential, thereby resulting in a diminution in value and/or other indicia of value prior to the filing of the Complaint in this action.

24.

As a direct and proximate consequence of the Defendants' acts or omissions, and all of them, the Landowners therefore seek the loss of the Subject Property's value or indicia of value as precondemnation damages which in an amount in excess of TEN THOUSAND DOLLARS (\$10,000.00).

25.

As the Landowners were compelled to bring this Complaint for Precondemnation Damages, they are entitled to a further award of its actual and/or reasonable attorney's fees, costs and expenses, including but not limited to expert and appraisal fees, together with prejudgment interest from the date of Defendant's precondemnation activities according to proof.

WHEREFORE, the Plaintiff Landowners pray for:

1. An award of just compensation according to proof for the taking and/or damaging of their real and/or personal property, or property rights, by inverse condemnation,
2. An award for precondemnation damages;
3. An award for any and all other category of damages recognized by law;
4. Attorney fees, litigation costs, and expert/appraisal fees actually or reasonably incurred in this action;

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LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 301-0123
FACSIMILE (702) 308-0123

5. An award for prejudgment interest; and
6. Such other relief as this Court deems just and proper.

DATED this 11th day of September, 2012.

LAW OFFICES OF BRIAN C. PADGETT

/s/Brian C. Padgett
Brian C. Padgett
Nevada Bar No. 7474
John P. Shannon
Nevada Bar No. 7906

Attorneys for DKB, LLC & DKB II, LLC

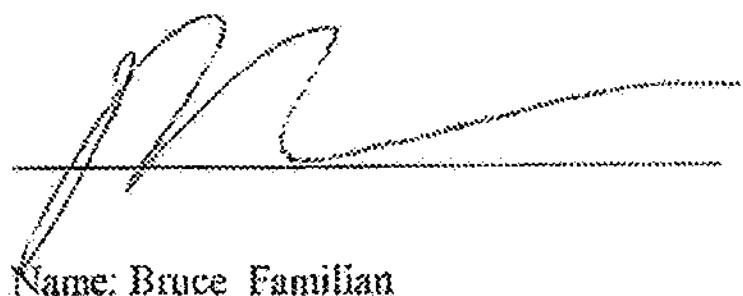
1 VERIFICATION

2 STATE OF NEVADA)
3 COUNTY OF CLARK) ss

4
5 Bruce Familian, as Manager of DKB, LLC & DKB II, LLC, being first duly sworn, upon
6 oath, deposes and says: that he has read the foregoing Complaint in Inverse Condemnation, and
7 knows the contents thereof; that the same is true of his own knowledge, except as to those
8 matters stated on information and belief, and as to those matters he believes them to be true.

9 I declare under penalty of perjury under the laws of the State of Nevada that the
10 foregoing is true and correct.

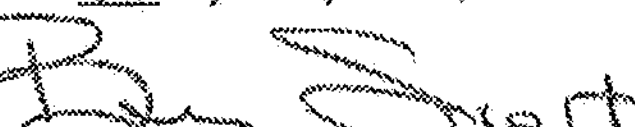
11 Executed this 10th day of September, 2012.

12
13
14 

Name: Bruce Familian

15
16 Title: Manager

17 SUBSCRIBED and SWORN to before me
18 this 10 day of September, 2012.

19 
20 NOTARY PUBLIC, in and for the
21 County of Clark, State of Nevada

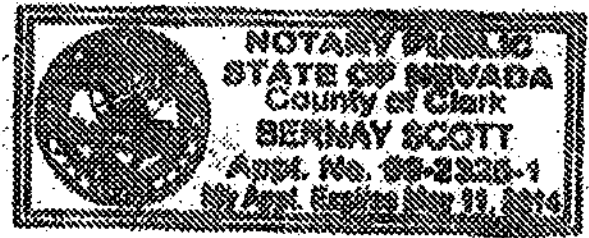


EXHIBIT “C”

EXHIBIT “C”

TIME SHEET

AUGUST 2012

Date	Time	By Whom	Task Performed
8.3.12	1.2	ALB	Meeting with David Baughman and Pamela Pitcher regarding background of the case and jointly review/discuss documents provided.
8.4.12	3.3	ALB	Review documents created by Clark County, including Final Drainage Design Report and final approved engineering plans in order to determine the scope of the project plans/necessity and need. Conduct site visit.
8.6.12	2.8	ALB	Begin to outline case facts, dates and history for preparing complaint; research and review title report and encumbrances
8.1.12	1.2	ALB	Begin researching Nichols on Eminent Domain regarding drainage easements/inverse case law regarding the same
8.7.12	2.0	ALB	Begin drafting complaint
8.9.12	.6	ALB	T/C with B. Padgett regarding email from David Turner forwarding message from Michael Lanning; receipt and review of the same; T/C with Pamela Pitcher regarding timing and deadline for response given by Parsons
8.10.12	1.0	ALB	Draft email correspondence [REDACTED] [REDACTED] [REDACTED]
8.20.12	3.1	ALB	Drive by property for site review, receipt and review of correspondence from the County regarding position on grant of easement; [REDACTED] [REDACTED] review and revise complaint; draft email response for Bruce to Mike Parsons; continue researching Nichols on Eminent Domain regarding scope analysis of private easements
8.21.12	.8	ALB	Receipt and review of email correspondence from Mike Lanning to Bruce Familian; [REDACTED]

TIME SHEET

AUGUST 2012

			<p>██████████ T/C with Bruce ██████████</p> <p>██</p> <p>████████████████</p>
8.22.12	.8	ALB	Continue legal research of easement cases for similar fact patterns to the instant case; telephone call with Pamela Pitcher regarding extent of County's actions so far as they relate to invading the property
8.25.12	.2	ALB	Receipt, review and analysis of email correspondence from Raymond at the County attaching documentation regarding grants of easements on the property; ██████████
8.27.12	2.7	ALB	<p>Drive by property to confirm whether or not County commenced construction on site in the a.m.; ██████████</p> <p>██</p> <p>██</p> <p>██████████ drive by property in the p.m. to take photos of construction in progress; send email correspondence to Bruce ██████████</p>
8.28.12	.6	ALB	Drive by property to monitor status of construction; take photographs of the same; telephone conference with Lucy Stewart to request all documents relating to development approvals on the site, in particular with relation to the 20' drainage easement at issue
7.30.12	.3	BCP	Email ██████████
8.1.12	.3	BCP	Draft e-correspondence to client
8.3.12	1.6	BCP	Meeting with David Baughman and Pamela Pitcher regarding background of the case and jointly review/discuss documents provided.

TIME SHEET

AUGUST 2012

8.4.12	2.3	BCP	Review documents created by Clark County, including Final Drainage Design Report and final approved engineering plans in order to determine the scope of the project plans/necessity and need.
8.6.12	2.8	BCP	Begin to outline case facts, dates and history for preparing complaint; research and review title report and encumbrances
8.7.12	2.0	BCP	Review draft of complaint and make revisions to same.
8.9.12	.6	BCP	T/C with A. Braudis regarding email from David Turner forwarding message from Michael Lanning; receipt and review of the same; T/C with Pamela Pitcher regarding timing and deadline for response given by Parsons
8.10.12	1.5	BCP	Draft email correspondence [REDACTED] [REDACTED] [REDACTED]
8.10.12	.5	BCP	T/C with client
8.21.12	1.4	BCP	Receipt, review and analyze email correspondence from Mike Lanning to Bruce Familian; T/C with client [REDACTED]
8.22.12	3.6	BCP	Continue legal research of easement cases for similar fact patterns to the instant case; telephone call with Pamela regarding extent of County's actions so far as they relate to invading the property; review photos of property; Telephone conference [REDACTED] [REDACTED]; review and discuss complaint revisions with A. Braudis.
8.24.12	1.0	BCP	Review correspondence from County; telephone conference [REDACTED]

TIME SHEET

AUGUST 2012

8.25.12	.7	BCP	Receipt, review and analysis of email correspondence from Raymond at the County attaching documentation regarding grants of easements on the property; communication [REDACTED]
8.28.12	1.2	BCP	Review photos of property to monitor status of construction; Telephone conference with Lucy Stewart and A. Braudis to request all documents relating to development approvals on the site, in particular with relation to the 20' drainage easement at issue
	40.1		

TIME SHEET

FAMILIAN

SEPTEMBER 2012			
Date	Time	By Whom	Task Performed
9.1.12	.6	ALB	Drive by property to observe work; take photographs of the same; telephone conference with Mr. Familian [REDACTED]; exchange email correspondence with Lucy Stewart regarding search for documents related to 20' drainage easement
9.5.12	1.2	ALB	Drive by property to review construction status; take photographs of the same; import, organize and review all photos taken thus far for discovery and demonstrative purposes at depositions/trial
9.6.12	.2	ALB	Send correspondence to client [REDACTED] [REDACTED]
9.10.12	.9	ALB	Drive by property to assess current construction progress; send email correspondence to client [REDACTED] [REDACTED] discuss and meet with client [REDACTED]; review necessary paperwork for filing complaint; begin review of planning/zoning application and approvals provided by Lucy Stewart
9.10.12	.7	LH	Draft and finalize Initial Appearance Fee Disclosure and Civil Coversheet
9.11.12	.5	LH	Prepare and file Complaint, IAFD and Civil Coversheet
9.11.12	1.5	BCP	Read, Review and comment on correspondence and pleadings

TIME SHEET

FAMILIAN

9.11.12	1.8	ALB	Continue reviewing land use and zoning/planning application and approvals provided by Lucy Stewart; [REDACTED] receipt and review of email correspondence from Bruce [REDACTED]; send email correspondence to Baughman & Turner requesting more information regarding the final map application and approvals; telephone conference with client regarding [REDACTED]
9.13.12	.5	ALB	Drive by property and take photographs of current status of construction
9.15.12	.6	ALB	Begin [REDACTED] [REDACTED] [REDACTED]
9.17.12	.4	ALB	Continue [REDACTED] [REDACTED]
9.17.12	3.0	LH	Receipt and review researched documents for future
9.18.12	.5	ALB	Drive by property to monitor and evaluate construction status.
9.18.12	1.8	ALB	Receipt and review of Technical Drainage Study prepared by Baughman & Turner and tentative map application materials
9.18.12	1.0	LH	Receipt, review and catalog client documents for attorney review.
9.20.12	.6	ALB	Telephone conference [REDACTED] [REDACTED]; telephone conference [REDACTED] [REDACTED]; exchange email correspondence with Pamela Pitcher at

TIME SHEET

FAMILIAN

			Baughman Turner regarding obtaining more information from the County on status of construction
9.21.12	.2	ALB	Receive, review and respond to email correspondence from Pam Pitcher regarding attempted communications with the County regarding status of construction and the site review completed for the same
9.21.12	1.5	LH	Draft and finalize Summons for Service; Present to the Court Clerk for signature.
9.24.12	.3	ALB	Discuss [REDACTED]; Conference call [REDACTED] [REDACTED]; receipt and review of multiple email correspondence providing photos of construction from Pam Pitcher
9.26.12	.5	ALB	Drive by property to monitor status of construction, take photographs and send email correspondence to client [REDACTED]
9.26.12	2.0	LH	Hand delivery documents to experts for their review and reports
9.27.12	.3	BCP	Conference call with client
	20.6		

TIME SHEET

FAMILIAN

OCTOBER 2012			
9/28/12	.5	ALB	Drive by property to review status of construction, send email correspondence to client [REDACTED]
10/2/12	.3	ALB	Receipt and review of correspondence from Pam Pitcher regarding discussions with Contri Construction on status of construction; [REDACTED] email client [REDACTED]
10/3/12	.4	ALB	Strategy conference [REDACTED] [REDACTED] [REDACTED]; send email correspondence to client [REDACTED]
10/11/12	.3	LH	Communication with process server regarding service on Clark County
10/12/12	.6	ALB	Telephone conference with Robert Gower on behalf of the District Attorneys' office advising of service of summons and summary of the case; send email correspondence to Mr. Gower providing courtesy copy of the Complaint for review; send email correspondence to client [REDACTED]
10/23/012	.7	ALB	Telephone conference [REDACTED] [REDACTED] [REDACTED] [REDACTED]
10/23/12	.3	LH	Communication with Attorney General's Office regarding assignment of case and answer.
	3.1		

TIME SHEET

FAMILIAN

NOVEMBER			
11/13/12	.6	ALB	Drive to property to check status of construction; send email with client [REDACTED]
11/14/12	.4	ALB	Upload most recent photographs taken from the site; receipt and review of Clark County's Answer to Complaint in Inverse; send email correspondence to client [REDACTED]
11/15/12	.1	ALB	Telephone conference with Jeanne Wondra regarding initial consultation for case analysis as land use expert
11/19/12	3.4	ALB	Attend meeting with Jeanne Wondra regarding case and to discuss documentation and approvals related to final map for the property including implications of drainage easement identified on final map; send multiple email correspondence to Mrs. Wondra regarding the same and attaching documentation necessary for her to begin working on expert analysis and report
11/20/12	.1	ALB	Telephone conference with Michael Mansfield's office to schedule early case conference
11.20.12	.6	LH	Draft, revise, finalize and file Notice of Early Case Conference
11.26.12	.2	ALB	Receipt and review of email correspondence from Jeanne Wondra regarding review of documentation from Baughman & Turner and request for approved grading site plan for the property; send email correspondence to Baughman & Turner regarding the same
11.27.12	.6	ALB	Drive by property and photograph renewed construction efforts at the property; Telephone conference with client [REDACTED]
11.29.12	.1	ALB	Send email correspondence to client [REDACTED]
11.30.12	.5	ALB	Drive by property to evaluate status of construction and take photographs
	6.6		

TIME SHEET

FAMILIAN

DECEMBER 2012			
12.3.12	.4	ALS	Send follow up email correspondence to Baughman & Turner regarding request for final approved grading plan for the site; receipt and review of the same from Pam Pitcher; forward final approved grading plan to Jeanne Wondra for consideration in developing expert opinion
12.6.12	.9	ALS	Prepare for and attend early case conference with Mr. Mansfield to discuss issues in case, potential for settlement and discovery deadlines for purposes of preparing joint case conference report; receive and respond to email correspondence from Ms. Wondra regarding review of approved grading site plan for the property and depiction of public drainage easement on the same
12.7.12	1.1	ALS	Begin to review and analyze documents in our possession for initial production; prepare [REDACTED]
12.17.12	1.6	ALS	Complete review and analysis of documents in our possession for initial production; Draft Initial Production of Documents and List of Witnesses accordingly and discuss [REDACTED]; send email correspondence [REDACTED]
12.18.12	2.3	LH	Review and bates label documents in preparation for Initial 16.1 Disclosures. Finalize pleading regarding same.
12.18.12	.8	ALS	Drive by property to monitor status of construction; take photographs of the same; telephone conference [REDACTED]
	7.1		

TIME SHEET 2013

FAMILIAN

Date	By Whom	Time	Case	Task Performed
JANUARY 2013				
1/2	ALS	2.7	Familian	Send email correspondence [REDACTED]; review and revise JCCR for submission to Mr. Mansfield for review
1/4	ALS	.4	Familian	Discuss and analyze with Mr. Padgett and Mr. Shannon [REDACTED]
1/7	ALS	2.6	Familian	Prepare for and attend meeting with Ms. Wondra to discuss her review [REDACTED] [REDACTED] review NRS Chapter 278 and Title 30 regarding approvals of sub division of final land maps
1/9	ALS	5.6	Familian	Drive by property to confirm status of construction; take photographs of the same; draft first set of interrogatories to Clark County; draft first set of request for production of documents to Clark County; draft first set of requests for admissions to Clark County; send email correspondence to Ms. Wondra attaching Initial 16.1 Disclosures for incorporation into her work file; discuss [REDACTED] [REDACTED]; send email correspondence to Mr. Turner regarding need to discuss submissions to County for Final Map
1/15	ALS	.1	Familian	Receive and respond to email correspondence from Mr. Turner regarding telephone conference to discuss Final Map application and approvals
1/16	ALS	.4	Familian	Prepare for and attend telephone conference with Mr. Turner regarding Final Map application and approvals; send email correspondence to Mr. Turner attaching the same for review
1/24	ALS	.8	Familian	Telephone conference with Baughman & Turner regarding their review of the Final Map and approvals from the County for the same; discuss potential for hydrologist expert; review and revise outgoing discovery requests directed to Clark County
		12.6		

TIME SHEET 2013

FAMILIAN

FEBRUARY				
2/1	ALS	.6	Familian	Draft email to client [REDACTED]
2/5	ALS	.3	Familian	Discuss [REDACTED]
2/6	ALS	.7	Familian	Exchange email correspondence with Mr. Anderson regarding potential for retention as appraiser; telephone conference with Mr. Familian regarding the status of case and strategy for moving forward; telephone conference with Mr. Plummer regarding referrals for hydrologist to retain as expert
2/8	ALS	.4	Familian	Telephone conference with Mr. Anderson regarding background of case and need for valuation of easement area taken and any severance damages
2/12	ALS	.5	Familian	Draft expert fee agreement for Mr. Anderson
2/14	ALS	.4	Familian	Finalize fee agreement for Mr. Anderson; prepare necessary documents for him to begin appraisal of the same
2/14	ALB	.4	Familian	Send email correspondence to Ms. Wondra regarding status of expert report and deadlines for the same; exchange email correspondence with Mr. Zrinyi regarding potential hiring as hydrologist expert
2/15	ALB	.8	Familian	Receipt and review of email from Mr. Anderson regarding proposed expert fee agreement; send response to Mr. Anderson to address the same and propose revisions to the fee agreement
2/19	ALB	.1	Familian	Receive and respond to email correspondence from Ms. Wondra regarding status of expert report
2/20	ALB	.7	Familian	Receive and analyze response from Mr. Anderson regarding proposed changes to the fee agreement; Revise the same accordingly and email to Mr. Anderson
2/21	ALB	.4	Familian	Review and analyze new NV Supreme Case regarding government easements to determine effect on analysis of alleged public drainage easement on client's property
2/22	ALB	.8	Familian	Review and analyze [REDACTED]
2/22	LH	1.5	Familian	Review and prepare [REDACTED]

TIME SHEET 2013

FAMILIAN

2/25	ALB	.2	Familian	Discuss [REDACTED]
2/25	LH	.3	Familian	Draft and finalize letter to expert Anderson regarding work file documents for his review.
		8.1		

TIME SHEET 2013

FAMILIAN

MARCH				
3/5	ALS	.1	Familian	Send email correspondence to Mr. Anderson to schedule meeting; receive and respond to email correspondence [REDACTED]
3/7	ALS	1.8	Familian	Prepare for and attend meeting with Mr. Anderson to discuss approach to valuing the easement at issue, [REDACTED]
3/7	BCP	3.0	Familian	Research case law on takings for Increase of water on property and drainage easements.
3/13	BCP	1.0	Familian	Project and site inspection
3/13	ALS	.2	Familian	Discuss [REDACTED]
3/18	ALS	.3	Familian	Discuss [REDACTED]
3/20	ALS	.5	Familian	Telephone conference with Mr. Anderson regarding date of value and cost to cure analysis [REDACTED]
3/21	ALS	.6	Familian	Research and contact potential hydrology experts
3/22	BCP	1.5	Familian	Discovery document review
3/25	ALS	.6	Familian	Telephone conference with Mr. Dixon regarding possible retention as hydrologist for the case; receipt and review of email correspondence from Mr. Dixon regarding referrals for the same
3/26	LH	4.3	Familian	Intake and review documents received and process same for attorney review.
		13.9		

APRIL 2013				
4/2/13	BCP	2.0	Familian	Review County Answers to Interrogatories, Requests for Production, Admission
4/3	ALS	2.1	Familian	Telephone conference with Lumos Engineering regarding case and potential for expert analysis; review, compile and forward necessary documents for Lumos to conduct initial review
4/5	ALS	.2	Familian	Exchange email correspondence with Mr. Guinn regarding confirmation of receipt of initial documents for review
4/6	ALS	.5	Familian	Review and analyze [REDACTED]
4/8	ALS	.3	Familian	Discuss [REDACTED]
4/10	ALS	.4	Familian	Receipt and analysis of proposed scope of work and contract terms for hiring Lumos Engineering for expert work
4/13	ALS	.5	Familian	Meet with Mr. Padgett [REDACTED] proposal
4/13	BCP	1.0		Prepare and discuss [REDACTED]
4/15	ALS	.4	Familian	Send email correspondence to Lumos addressing concerns/questions with proposal for hydrology expert work
4/16	ALS	.4	Familian	Research and review changes to NRCP regarding expert communications and rules for disclosure
4/17	ALS	.7	Familian	Telephone conference with Mr. Familian [REDACTED]; send follow-up email regarding the same to Mr. Familian
4/18	ALS	.6	Familian	Receipt and review of revised proposal for work from Lumos, exchange multiple email correspondence with Mr. Guinn regarding the same
4/19	ALS	.2	Familian	Receipt and review of second revised proposal from Lumos, fill out necessary paperwork to execute the same
4/22/13	BCP	.5	Familian	Review [REDACTED]
		9.8		

May 2013				
5/7	ALS	.1	Familian	Send and receive email correspondence with Mr. Guinn from Lumos regarding status of review of drainage study for property and Clark County's design report
5/8	ALS	4.2	Familian	Begin review and detailed analysis of discovery responses received from Clark County; send email correspondence to Ms. Wondra regarding the same to incorporate into her analysis regarding application of the Final Map with regard to the easement at issue
5/10	ALS	.8	Familian	Prepare for and attend conference call with Lumos regarding preliminary findings and additional steps necessary to determine impacts from additional flows to the property; send email correspondence to Mr. Guinn attaching Sunset Road Improvement plans for review
5/15	BCP	.5	Familian	Discuss [REDACTED]
5/16	ALS	.5	Familian	Telephone conference with Ms. Wondra to discuss Clark County's responses to discovery requests to determine any impact to Ms. Wondra's draft expert report
5/16	ALS	4.6	Familian	Complete indepth review of all drainage studies (including addendums and supplements) completed for the property and correlating correspondence; draft summary of the same
5/20	BCP	1.6	Familian	Review [REDACTED] [REDACTED] [REDACTED]
5/21	ALS	.3	Familian	Telephone conference with opposing counsel's office regarding scheduling of depositions; send email correspondence to Mr. Mansfield regarding the same
5/28	ALS	.2	Familian	Exchange email correspondence [REDACTED] [REDACTED]; receipt and review of email correspondence from Mr. Mansfield's office regarding deposition scheduling
		12.8		

June 2013				
6/1	ALS	.7	Familian	Telephone conference [REDACTED] [REDACTED]; receive and respond to email correspondence [REDACTED]
6/1	ALS	.5	Familian	Receive multiple email correspondences from Mr. Anderson regarding additional information needed; telephone conference with Mr. Anderson regarding the same; exchange email correspondence [REDACTED]
6/6	ALS	3.2	Familian	Prepare for deposition of Mr. James Marlett, Clark County surveyor, including creation of deposition outline and review of the file
6/7	ALS	1.1	Familian	Continue to prepare for deposition of Mr. James Marlett, Clark County surveyor, revise deposition outline for the same
6/10	ALS	3.2	Familian	Finish review and preparation for deposition of Mr. James Marlett; attend the same
6/12	ALS	.1	Familian	Receive and respond to email correspondence [REDACTED]
6/13	ALS	.5	Familian	Telephone conference with Mr. Guinn regarding status of expert report and analysis for cost to cure
6/17	ALS	.5	Familian	Discuss [REDACTED] [REDACTED]
6/17/13	BCP	.5	Familian	Discussion [REDACTED]
6/18	ALS	.6	Familian	Receive and respond to email correspondence [REDACTED] [REDACTED]
6/20/13	BCP	1.2	Familian	Prep and Conference call with engineer
6/20	ALS	1.4	Familian	Prepare for and attend telephone conference with Mr. Padgett and Mr. Guinn regarding status of expert report and need for cost estimate to replace/enlarge existing drainage facilities to accommodate
6/24	ALS	.3	Familian	Draft email correspondence [REDACTED]
6/25	ALS	.1	Familian	Receive and respond to email correspondence from Lumos regarding addendum to contract for services
6/26	ALS	1.4	Familian	Telephone conference with Mr. Anderson regarding status of his expert report and need to determine rental value of temporary construction easement; review photographs of property to send to Mr. Anderson to document use of temporary construction easement; send multiple emails to Mr. Anderson regarding the same
		15.3		

July 2013				
7/1	ALS	.9	Familian	Exchange email correspondence with Mr. Guinn regarding status of cost estimates; receipt and review of report from Lumos; email Ms. Wondra regarding execution of her expert report
7/2	ALS	.2	Familian	Exchange email correspondence with Mr. Anderson regarding preparation of expert report
7/3	ALS	.3	Familian	Exchange email correspondence [REDACTED] [REDACTED]; exchange email correspondence [REDACTED]
7/8	ALS	.8	Familian	Telephone conference with Mr. Anderson regarding status of his expert report and value of the easement/TCE; receive and respond to email correspondence [REDACTED]
7/9	ALS	.9	Familian	Receipt [REDACTED]; send email correspondence to Mr. Anderson attaching other experts' reports for his consideration; receipt, review and analysis of supplemental list of documents and witnesses by Clark County
7/10	ALS	.2	Familian	Respond to email correspondence from Attorney Mansfield's office regarding exchange of expert reports; advise Mr. Anderson of the same
7/12	ALS	.4	Familian	Receipt, review and analysis of Lumos second expert report regarding need to replace facilities and cost estimate for the same
7/15	ALS	2.8	Familian	Send email correspondence to client [REDACTED], telephone conference with Mr. Familian [REDACTED] receipt [REDACTED]
7/15/13	BCP	5.5	Familian	Discuss [REDACTED]
7/16	ALS	1.9	Familian	Multiple telephone conferences with Mr. Anderson regarding quantification of damages as severance or "cost to cure", research [REDACTED]
7/17	ALS	.2	Familian	Telephone conference with Mr. Anderson regarding request for extension to initial expert exchange
		14.1		

August 2013				
7/29	ALS	.2	Familian	Receive and respond to email from Glenn Anderson requesting floor plan for valuing the property
7/29	ALS	2.2	Familian	Telephone conference [REDACTED] [REDACTED]; receive and analyze revised expert report prepared by Mr. Anderson to incorporate consideration of building improvements into opinion of overall value
7/31	ALS	1.6	Familian	Telephone conference [REDACTED] [REDACTED], send multiple email correspondence [REDACTED] [REDACTED]; telephone conference [REDACTED] [REDACTED] [REDACTED]
8/1	ALS	1.4	Familian	Review Mr. Anderson's second revised appraisal for production; coordinate exchange for the same and revise 16.1 disclosure accordingly
8/7	ALS	2.7	Familian	Strategy conference [REDACTED] [REDACTED]
8/7	BCP	.7	Familian	Discussion of issues [REDACTED] [REDACTED]
8/7	LH	.1	Familian	Telephone conference [REDACTED]
8/8	BCP	3.4	Familian	Review reports for meeting Client meeting [REDACTED]
8/9	ALS	.1	Familian	Telephone conference [REDACTED] [REDACTED]
8/12	BCP	.3	Familian	Discuss [REDACTED] [REDACTED]
8/13	ALS	.3	Familian	Receipt, review and analysis of email correspondence from Mr. Barker regarding review of structural engineering implications in light of County's project; [REDACTED]
8/14	BCP	.4	Familian	Review emails [REDACTED] [REDACTED]
8/14	LH	.2	Familian	Letter [REDACTED]
8/14	ALS	.1	Familian	Send email [REDACTED] [REDACTED]; send email correspondence to Mr. Barker regarding follow-up for the same
8/15	ALS	.4	Familian	Telephone conference with Mr. Barker regarding potential structural reinforcements needed as a result of replacing arch culvert
8/16	ALS	2.4	Familian	Complete in-depth review and analysis [REDACTED]

				[REDACTED]
8/19	ALS	.1	Familian	Exchange email with Mr. Barker regarding property site visit to discuss structural engineer implications; [REDACTED]
8/20	ALS	1.1	Familian	Attend property site visit with Mr. Barker regarding potential need for structural reinforcements; [REDACTED]
8/20/13	BCP	.4	Familian	Discussion [REDACTED]
8/20	LH	.2	Familian	Receipt and review correspondence from Lumos regarding outstanding balance. Telephone call to Lumos confirming receipt of check and zero balance.
8/22/13	BCP	3.3	Familian	Walk property to review lateral support issue Review filed building plans
8/23/13	BCP	4.1	Familian	Review [REDACTED]
8/23	ALS	.4	Familian	Receipt and review of email correspondence from Mr. Guinn regarding alignment of drainage on property; send email correspondences to Mr. Barker attaching photographs of construction on the property by the County and additional information provided from Mr. Guinn
8/26	ALS	.4	Familian	Discuss review and analysis [REDACTED] [REDACTED] [REDACTED]
8/26/13	BCP	.4	Familian	Discuss [REDACTED]
8/28	ALS	1.4	Familian	Prepare for and attend meeting with Mr. Guinn to discuss potential structural implications of replacement of arch culvert
8/30	ALS	.2	Familian	Telephone conference [REDACTED] [REDACTED]
		28.5		

September 2013				
9/4	ALS	.5	Familian	Telephone conference with Mr. Anderson regarding review of Mr. Morse's appraisal and size of easement area; send email correspondence to Mr. Anderson providing discovery responses received from the County for consideration
9/5	ALS	.1	Familian	Send email correspondence to Mr. Mansfield regarding new discovery cutoff deadline
9/9	ALS	1.5	Familian	Research law regarding prescriptive easement in preparation of filing motion to declare easement interest
9/10/13	BCP	1.6	Familian	Review prescriptive easement law
9/16	ALS	.7	Familian	Discuss [REDACTED] [REDACTED]
9/16/13	BCP	.7	Familian	Discuss [REDACTED] [REDACTED]
9/22/13	BCP	.4	Familian	Craft deposition scheduling strategy for October 2013
9/24	ALS	1.6	Familian	Review and analyze ability [REDACTED]; discuss [REDACTED]; review timeline and need to depose additional witnesses, develop strategy for conducting the same; send email correspondence to Mr. Mansfield's office regarding extension of discovery cutoff
9/24/13	BCP	2.7	Familian	Research [REDACTED] Discuss [REDACTED]
9/24	LH	1.5	Familian	Draft Notice of Deposition Duces Tecum for attorney review and revisions. Prepare each for service of same.
9/25	ALS	.8	Familian	Review and revise subpoena duces tecums to be issued; telephone conference [REDACTED] [REDACTED]
9/26/13	BCP	.4	Familian	Review Subpoena content
		12.5		

OCTOBER 2013				
10/1	BCP	2.1	Familian	Legal research on detrimental reliance concepts in eminent domain
10/3	BCP	1.2	Familian	
10/4	BCP	3.1	Familian	Legal research on vested rights, equitable estoppel
10/4	ALS	.8	Familian	Complete in-depth review
10/8	ALS	3.1	Familian	Conduct research for preparing motion to declare a taking; begin outline for the same
10/8	BCP	3.3	Familian	Legal research on creation of easements and easement granting language
10/9	ALS	.1	Familian	Exchange email correspondence with Mr. Mansfield's office regarding scheduling of deposition
10/9	BCP	.3	Familian	Discussion
10/11	JBD	1.0	Familian	Legal research on easement validity in final recorded map
10/14	JBD	1.5	Familian	Legal research on creation and granting language for Easements
10/15	ALS	2.2	Familian	Exchange multiple email correspondences with Mr. Mansfield's office regarding rescheduling of depositions; continue research for preparing motion to declare a taking and drafting outline for the same
10/16	ALS	.8	Familian	Receipt and review of email correspondence with Mr. Mansfield's office regarding scheduling of depositions; Telephone conference with Mr. Caviglia of Contri Construction regarding deposition scheduling and anticipated testimony; send telephone conference with Mr. Mansfield's office regarding rescheduling of depositions; send email correspondence to Mr. Mansfield's office regarding the same
10/16	LH	.3	Familian	Several communications with opposing counsel's office regarding deposition schedule.
10/17	LH	.5	Familian	Draft and finalize Notices to Vacate the depositions of Craig Smart and Tommy Caviglia
10/18	LH	.4	Familian	E-file the Notices to Vacate the above depositions.
10/20/13	BCP	.4	Familian	Discussion
10/20	ALS	4.1	Familian	Prepare for deposition of Craig Smart (HDR Engineer)
10/21	ALS	3.4	Familian	Finish preparing for and take deposition of Mr. Smart (HDR Engineer)
10/24	JBD	0.6	Familian	Run to courthouse for documents to file for Amy Sugden
10/30	LH	1.0	Familian	Draft, finalize and e-file Proofs of Service for Caviglia and Smart.
		30.2		

NOVEMBER 2013				
11/4	LH	.5	Familian	Draft Second Supplement to 16.1 Disclosures for attorney review.
11/4	LH	1.9	Familian	Prepare documents produced by Craig Smart at his deposition for disclosure to opposing counsel.
11/4	LH	.5	Familian	Finalize Second Supplemental Disclosure with documents.
11/18	ALS	.2	Familian	Confer [REDACTED] [REDACTED]
11/20	LH	.5	Familian	Draft Subpoena and Amended Notice of Deposition Duces Tecum for Noel Laughlin for attorney review and comment.
11/25	LH	.6	Familian	Finalize Subpoena and Amended Notice of Deposition Duces Tecum. Several communications with the process server regarding service on Noel Laughlin.
11/25	ALS	.5	Familian	Telephone conference [REDACTED] [REDACTED]
11/25	BCP	.5	Familian	Discussion [REDACTED] [REDACTED]
11/26	LH	.3	Familian	Draft Proof of Service of Subpoena and Notice of Deposition Duces Tecum to Noel Laughlin.
11/27	BCP	3.7	Familian	Review [REDACTED] [REDACTED]
		9.2		

DECEMBER 2013				
12/13	ALS	1.6	Familian	Begin to prepare for deposition of Mr. Laughlin; exchange correspondence with Mr. Guinn (our hydrology expert) regarding the same
12/14	ALS	1.4	Familian	Continue preparing for Mr. Laughlin's deposition
12/16	ALS	10	Familian	Travel to and attend deposition of Mr. Laughlin
12/16	LH	.6	Familian	Several communications with opposing counsel regarding Laughlin deposition
12/23	LH	2.0	Familian	Receipt, review and prepare Clark County's 2 nd Supplemental Disclosures
		15.6		

January 2014				
1/9	ALS	.3	Familian	Telephone conference [REDACTED]
1/13	ALS	.3	Familian	Strategy conference [REDACTED]
1/15	ALS	.3	Familian	Telephone conference with Mr. Mansfield about conducting additional depositions; discuss request for jury trial and issue of taking as one of law and of mixed law and fact
1/23	LH	.6	Familian	Receipt and process 16.1 disclosures
1/27	ALS	.3	Familian	Telephone conference with Mr. Mansfield regarding timing of trial and request by the County to take additional depositions; discuss [REDACTED]
		1.8		

February 2014				
2/3	LH	1.0	Familian	Process documents received from Defendants
2/3	ALS	.3	Familian	Draft and finalize Demand for Jury Trial
2/3	LH	.4	Familian	Process and file Demand for Jury Trial
2/5	LH	.2	Familian	Receipt and process Opposition to Demand for Jury Trial
2/11	ALS	.4	Familian	Receive and analyze opposition to jury demand from opposing counsel; begin to draft reply to the same
2/12	ALS	1.4	Familian	Continue research to respond to opposition to jury demand by Clark County
2/13	ALS	1.3	Familian	Continue drafting reply to opposition to jury demand by Clark County [REDACTED]
2/17	ALS	1.1	Familian	Finalize reply to opposition to demand for jury trial for filing
2/18	LH	.7	Familian	Process and file with court; run a courtesy copy to the court.
2/26	ALS	1.8	Familian	Review and analysis of deposition transcript of Noel Laughlin, P.E. to determine County's position that additional flows were diverted away from the property as well; send email correspondence [REDACTED]
		8.6		

March 2014				
3/12	LH	.9	Familian	Draft Motion for Hearing Date on Demand for Jury Trial
3/13	ALS	.8	Familian	Review and revise motion for hearing on demand for jury trial
3/13	LH	.5	Familian	E-file same with court
3/14	LH	.5	Familian	Draft and finalize Notice of Hearing regarding the Demand for Jury Trial
3/20	LH	.2	Familian	Telephonic and email communication with opposing counsel regarding the motion hearing date.
3/21	LH	.3	Familian	Communication with the court regarding new date for the motion hearing.
3/21	LH	.4	Familian	Go to the Regional Justice Center and drop off the Stipulation and Order to move the motion hearing date.
3/27	LH	.3	Familian	Receipt, review and process file stamped copy of the Stipulation and Order.
3/31	LH	.8	Familian	Review and process incoming pleadings and update index for the same
		4.7		

April 2014				
4/3	ALS	.8	Familian	Prepare for hearing regarding jury trial; telephone conference [REDACTED]
4/4	ALS	1.4	Familian	Prepare for and attend hearing regarding jury trial demand and discuss same with Attorney Mansfield [REDACTED]
4/8	ALS	1.1	Familian	Begin [REDACTED]
4/9	ALS	3.8	Familian	Continue to review discovery produced thus far in the case and develop case timeline
4/10	ALS	4.6	Familian	Continue to review discovery produced thus far in the case and [REDACTED]; including detailed review of all drainage studies, development plans, deposition transcripts and land use entitlements on the property
4/10	LH	.2	Familian	Process incoming pleadings to file.
4/11	ALS	3.7	Familian	Continue [REDACTED] [REDACTED]
4/11	BCP	3.4	Familian	[REDACTED]
4/14	ALS	1.3	Familian	Review remaining documents produced through discovery to finalize timeline [REDACTED]
4/16	BCP	1.4	Familian	[REDACTED]
		21.7		

June 2014				
6/18	ALS	.2	Familian	Exchange multiple email correspondences with Mr. Mansfield regarding need for emergency video deposition of witness who is leaving the country for 18 months and unavailable for trial
6/19	ALS	2.8	Familian	Prepare for deposition of Mike Lanning from Parsons Construction
6/20	ALS	2.4	Familian	Travel to and attend deposition of Mike Lanning from Parsons Construction; review cross examination notes for the same
6/23	ALS	.2	Familian	[REDACTED]
6/24	LH	1.2	Familian	Research [REDACTED]
6/24	ALS	1.3	Familian	Review [REDACTED]
6/24	BCP	0 (no charge)	Familian	Prep [REDACTED]
6/28	ALS	2.2	Familian	Begin to draft settlement letter to Clark County
6/30	ALS	1.6	Familian	Continue drafting settlement letter [REDACTED]
		11.9		

August 2014				
8/5	ALS	.2	Familian	Exchange email correspondence with Attorney Mansfield regarding status of settlement
8/18	ALS	.5	Familian	Confer [REDACTED]; receive and respond to email correspondence [REDACTED]
8/18	BCP	1.1	Familian	Meet with County counsel. Discussion of outstanding issues including hydrology conflicts of opinion. Review certain points of Lumos opinion with County counsel from his notes. [REDACTED]
8/20	ALS	1.6	Familian	Receipt, review and analysis of email correspondence from Attorney Mansfield regarding clarification of Lumos' position for the arch culvert capacity; provide input [REDACTED] [REDACTED]
8/22	BCP	2.2	Familian	Review County Counsel's comments on his perceptions of our case. [REDACTED] [REDACTED]
8/27	ALS	1.8	Familian	Analyze case to determine appropriate motion in limines to file; [REDACTED]
8/27	BCP	1.8	Familian	Review M. Mansfield email on case issues, compare with Lumos answers
8/28	BCP	1.1	Familian	[REDACTED]
		10.3		

July 2014				
7/1	ALS	.9	Familian	Review and revise draft settlement letter for review by Mr. Padgett
7/1	BCP	.6	Familian	Final review of settlement letter
7/11	ALS	.5	Familian	Revise settlement letter based upon Mr. Padgett's input and send to Mr. Familian for review
7/18	ALS	.1	Familian	Receipt and review of amended order setting jury trial
7/18/14	BP	.5	Familian	Receipt, review and process Order Setting Civil Jury Trial

September 2014				
8/28	ALS	.5	Familian	Telephone conference with Mr. Guinn regarding his expert report and Attorney Mansfield's concerns regarding the same; [REDACTED]
9/2	ALS	1.8	Familian	Telephone conference with Mr. Guinn regarding preparing supplement for expert report [REDACTED]
9/2	BCP	1.1	Familian	[REDACTED]
9/2	JBD	0.5	Familian	Call Court to determine trial setting; phone
9/3	BCP	1.4	Familian	[REDACTED] th
9/3	ALS	.4	Familian	[REDACTED] g
9/4	BP	3.5	Familian	Begin preparation of Pre-Trial Disclosures, Exhibits and Pre-Trial Memorandum
9/5	BP	.5	Familian	Receipt and review incoming documents; prepare documents in preparation for disclosures.
9/8	ALS	.4	Familian	Determine deadline for filing pre-trial disclosures and coordinate with Ms. Phillips regarding the same
9/9	ALS	1.2	Familian	Receipt and review of email correspondence from Mr. Mansfield regarding Noel Laughlin deposition; [REDACTED]; compile deposition transcript and exhibits for review to respond to Mr. Mansfield; [REDACTED]; send email correspondence to expert witnesses advising of trial date
9/10	BCP	1.1	Familian	Review deposition testimony of Michael Lanning
9/11	BCP	3.5	Familian	Review County Attorney issue on facility failure – look specifically at absence of water-tight seals. [REDACTED]
9/11	ALS	3.1	Familian	[REDACTED] review and analyze contract for construction of Mr. Familian's drainage facilities and construction plans for the same; [REDACTED]; receipt, -review and analysis of Motion in Limine to Exclude Lumos report from Mr. Mansfield and discuss same with Mr. Padgett
9/12	ALS	.2	Familian	[REDACTED]
9/13	BCP	7.9	Familian	Continued review of issue on facility failure Walk site for elevation of building, entrance of Teco flow into storm drain, looking for exit [REDACTED]

9/13	ALS	.6	Familian	
9/14	BCP	4.9	Familian	Review Clark County motion in limine.
9/15	BCP	1.2	Familian	
9/15	ALS	1.1	Familian	Receipt and review of Lumos supplement; ; forward email correspondence to Mr. Guinn from Mr. Mansfield
9/17	ALS	.2	Familian	Send email correspondence to Mr. Anderson attaching supplemental report prepared by Lumos
9/18	ALS	.8	Familian	Draft NRCP 16.1 supplemental disclosure; exchange multiple email correspondences with Mr. Anderson regarding Lumos supplement and whether or not it impacts his appraisal report
9/18	BCP	.5	Familian	Review motions in limine needed to be filed to limit/exclude County evidence
9/21	ALS	2.8	Familian	Draft opposition to motion in limine to exclude Lumos Reports
9/22	ALS	3.9	Familian	send email correspondence to Mr. Mansfield regarding request for 2.47 conference to discuss motions in limine; finalize pre-trial disclosures, including review of all documents produced and received and cross-referencing same for use at trial
9/22	BCP	3.6	Familian	Review draft opposition to County Motion in Limine to exclude a portion of hydrology opinion. Edit and revise for filing.
9/22	JBD	2.3	Familian	
9/23	BCP	3.8	Familian	Copies of EDCR 26(e); 16.1(a)(3) for judge in prep for argument. Final review, prep. Argument on Motion in Limine. Court DENIES County Motion.
9/24	BCP	.8	Familian	
9/24	JBD	0.8	Familian	
9/25	BCP	1.5	Familian	Review Teco connection location.
9/28	ALS	1.1	Familian	
		57		

October 2014				
10/2	ALS	.2	Familian	Telephone conference [REDACTED] [REDACTED]
10/7	ALS	.2	Familian	Receive and respond to email correspondence [REDACTED] [REDACTED]
10/15	ALS	1.5	Familian	[REDACTED]
10/15	BCP	0 (No charge)	Familian	[REDACTED]
10/20	ALS	2.2	Familian	Draft motion to accelerate trial
10/27	BCP	1.1	Familian	Outline Motion for Preferential Trial Setting
10/28	ALS	.5	Familian	Review motion to accelerate trial and finalize for filing
		5.7		

November 2014				
11/6	ALS	.1	Familian	Receive and respond to email correspondence [REDACTED] [REDACTED]
11/25	ALS	2.0	Familian	Draft reply to motion to accelerate trial and file
		2.1		

December 2014				
12/2	ALS	1.4	Familian	Attend hearing on Motion to Accelerate Trial date; confer with Mr. Mansfield regarding the same and the County's experts' preliminary findings
12/8	ALS	.1	Familian	Send email correspondence [REDACTED]
		1.5		

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February 2015				
2/4	ALS	1.3	Familian	Conduct initial review and analysis the County's expert engineering report
2/24	ALS	3.4	Familian	Complete detailed review of Louis Berger Report [REDACTED]
		4.7		

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March 2015				
3/2	BCP	4.2	Familian	Review County supplemental report and exhibits; list of next steps for staff
3/2	ALS	1.1	Familian	[REDACTED]
3/3	BCP	2.1	Familian	Finish review Clark County hydrologist report
3/3	ALS	1.8	Familian	[REDACTED]
3/5	ALS	.6	Familian	[REDACTED] receipt and review of multiple email correspondences with opposing counsel regarding meeting to discuss settlement; telephone conference with Mr. Turner of B&T to discuss Louis Berger Report; send email correspondence to Mr. Turner and Ms. Pitcher regarding the same
3/6	BCP	.7	Familian	Prep for and attend meeting with Mike Mansfield
3/6	ALS	.8	Familian	Attend meeting with opposing counsel, Mr. Mansfield, and Mr. Padgett to discuss Louis Berger's expert report and potential for settlement [REDACTED]
3/12	BCP	1.9	Familian	Prep for and attend meeting with Baughman & Turner
3/12	ALS	2.2	Familian	Prepare for and attend meeting with Mr. Turner and Ms. Pitcher regarding review of Louis Berger's report; pull easement language and drainage study documents related to the same for further analysis
3/14	BCP	3.6	Familian	Compare hydrology studies between B&T and County hydrologist; Review Master Plan hydrology numbers
3/18	BCP	2.9	Familian	Prep for deposition of Clark County hydrologist
3/18	ALS	.2	Familian	[REDACTED] [REDACTED] telephone conference [REDACTED] [REDACTED]
3/19	BCP	2.7	Familian	Prep for deposition, take deposition
3/19	ALS	4.2	Familian	Telephone conference with Ms. Pitcher regarding questions for Dr. Flippin-Dudley's deposition [REDACTED] [REDACTED]
3/21	BCP	1.2	Familian	Review deposition notes. Compare hydrologic grade line from B&T submittal to County hydrologist line
		30.2		

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April 2015				
4/2	ALS	.4	Familian	Attend calendar call for trial; confer with Mr. Mansfield regarding the same
4/8	BCP	1.5	Familian	[REDACTED]
4/20	ALS	.1	Familian	Exchange multiple email correspondences with B&T confirming meeting to discuss facilities
4/21	BCP	1.8	Familian	[REDACTED]
4/21	ALS	2.2	Familian	Prepare for and attend strategy meeting with B&T and Mr. Padgett [REDACTED] [REDACTED]
4/23	ALS	.3	Familian	[REDACTED]
4/28	ALS	.2	Familian	[REDACTED]
4/29	BCP	2.7	Familian	[REDACTED]
4/29	ALS	.4	Familian	[REDACTED]
4/30	ALS	.1	Familian	Telephone conference with Lyne at Mr. Mansfield's office regarding deposition review of Dr. Flippin-Dudley; receive and respond to email correspondence regarding the same
		9.7		

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May 2015				
DATE	ATTY	TIME	FILE	DESCRIPTION
5/4	ALS	.2	Familian	Send email correspondence to Mr. Mansfield regarding settlement conference dates [REDACTED]
5/6	ALS	.3	Familian	Exchange multiple email correspondence with Mr. Mansfield regarding potential for settlement
5/7	ALS	.6	Familian	Telephone conference with Mr. Mansfield regarding settlement conference dates [REDACTED]
5/15	ALS	.1	Familian	Telephone conference with Judge Scotti's chambers regarding availability for settlement conference
5/20	ALS	.1	Familian	Send email correspondence to Judge Scotti's chambers regarding scheduling of settlement conference
5/23	BCP	1.8	Familian	[REDACTED]
5/26	ALS	.5	Familian	Meet with Mr. Mansfield regarding request for deposition of appraiser and scope of easement

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June 2015				
DATE	ATTY	TIME	FILE	DESCRIPTION
6/3	ALS	.4	Familian	[REDACTED] [REDACTED] receipt and review of email from Mr. Mansfield regarding easement exhibit; telephone conference with Mr. Mansfield regarding the same
6/16	ALS	.2	Familian	Coordinate with Judge Scotti's chambers regarding dates for settlement conference [REDACTED]

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August 2015				
DATE	ATTY	TIME	FILE	DESCRIPTION
8/19/15	BCP	4.8	Familian	Review [REDACTED]
8/19	ALS	3.8	Familian	Draft settlement conference brief
8/20	ALS	1.4	Familian	Review and revise settlement conference brief; finalize and submit same to Dept. 2
8/24	BCP	2.4	Familian	Review draft pre-trial disclosures
8/24	ALS	2.9	Familian	Draft pre-trial disclosures and review documents for the same
8/26	BCP	1.7	Familian	[REDACTED]
8/26	ALS	2.9	Familian	[REDACTED]
8/27	BCP	1.9	Familian	Attend Settlement Conference
8/27	ALS	4.2	Familian	Attend settlement conference with Mr. Familian and Mr. Padgett [REDACTED]

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September 2015				
DATE	ATTY	TIME	FILE	DESCRIPTION
9/30	BCP	5.2	Familian	Comprehensive case review for trial
October 2015				
DATE	ATTY	TIME	FILE	DESCRIPTION
10/5	BCP	3.9	Familian	Review emails for cross-examination
10/6	BCP	1.9	Familian	Review emails for cross-examination
10/8	BCP	2.1	Familian	Pull proposed exhibits for trial
10/9	BCP	2.2	Familian	Review proposed exhibits for trial
10/12	BCP	1.0	Familian	[REDACTED]
10/12	ALS	.9	Familian	Review prior pre-trial disclosures and need to update the same; telephone conference with Mr. Mansfield regarding examples of other pipes the County has stubbed
10/19	BCP	1.1	Familian	Prepare for calendar call
10/21	BCP	1.9	Familian	[REDACTED] request for stub examples from Mansfield
10/21	ALS	1.2	Familian	Attend calendar call; discussion with Mr. Mansfield regarding comparable examples of stubs provided by the County
10/28	BCP	5.2	Familian	[REDACTED] [REDACTED]
10/28	ALS	2.7	Familian	[REDACTED] [REDACTED] receipt and review of stubbing examples from Mr. Mansfield on behalf of the County
10/30	BCP	2.5	Familian	Attend on-site meeting [REDACTED] [REDACTED]
10/30	ALS	3.1	Familian	Attend site visit and discuss same with Mr. Anderson in order to produce supplement; update timeline for the same
		29.7		

NOVEMBER 2015

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
11/3	ALS	.2	Familian	Send email correspondence [REDACTED] [REDACTED] review cost estimates for concrete lined channel in 5 th & Brooks case and forward to Mr. Anderson for consideration
11/4	ALS	.1	Familian	Send email correspondence [REDACTED] [REDACTED]
11/5	ALS	.6	Familian	Telephone conference with Mr. Anderson regarding supplemental report; send email correspondence to Mr. Anderson regarding comparable locations for the other County tie-in examples
11/6	BCP	.9	Familian	Review tie-in examples provided by the County; discuss supplemental opinion with Mr. Anderson regarding the same
11/6	ALS	1.4	Familian	[REDACTED]
11/6	BCP	.6	Familian	[REDACTED]
11/11	ALS	4.2	Familian	Send email correspondence to Mr. Mansfield regarding stipulation of expert's land values [REDACTED] [REDACTED]
11/12	ALS	3.3	Familian	[REDACTED]
11/17	ALS	7.2	Familian	Begin review of all documents produced by the County and discovery responses; [REDACTED] [REDACTED] review draft jury instructions

11/18	ALS	5.9	Familian	Continue review of all documents produced by the County and logging the same for reference as potential exhibits at trial (including comprehensive review of all email correspondences between the County and contractors for construction of the DKB tie-in for the arch culvert)
11/18	BCP	4.8	Familian	[REDACTED]
11/19	BCP	2.2	Familian	[REDACTED]
11/19	ALS	6.1	Familian	Begin drafting opening statement [REDACTED]
11/20	ALS	4.4	Familian	Send email correspondence to Mr. Mansfield regarding pre-trial disclosures [REDACTED]
11/20	BCP	1.1	Familian	Meet [REDACTED] [REDACTED]
11/21	ALS	3.2	Familian	[REDACTED] compile package of potential exhibits produced by the County for trial
11/22	BCP	2.2	Familian	[REDACTED]
11/22	ALS	4.4	Familian	Review all documents produced by DKB in order to determine exhibits
11/23	ALS	3.4	Familian	Receipt and review of trial witness list and exhibit list from the County; [REDACTED] [REDACTED]
11/24	ALS	3.9	Familian	Draft opposition to the County's motion to exclude Anderson

				supplement for Mr. Padgett's review
11/25	BCP	1.9	Familian	Review draft of opposition to the County's motion to exclude Anderson supplement [REDACTED] [REDACTED]
11/25	ALS	1.4	Familian	Receive and respond to email correspondences from Ms. Pitcher regarding trial subpoena for Mr. Gustafson; review and revise opposition to the County's motion to exclude Anderson supplement [REDACTED]
11/28	ALS	2.2	Familian	Telephone conference [REDACTED] [REDACTED]
11/30	ALS	7.9	Familian	[REDACTED] [REDACTED] prepare for hearing on the County's Motion in Limine to exclude Anderson Supplement; review proposed voir dire questions for filing
		73.5		

DECEMBER 2015

12/1	ALS	3.3	Familian	Prepare for and attend hearing on Clark County's motion in limine to exclude Glenn Anderson's supplement [REDACTED]
12/1	BCP	3.6	Familian	Prepare for and attend hearing on Clark County's motion in limine to exclude Glenn Anderson's supplement [REDACTED]
12/3	ALS	2.2	Familian	Research case law provided by Judge Sturman regarding compulsory counterclaims [REDACTED]
12/3	BCP	.6	Familian	[REDACTED]
12/4	ALS	3.4	Familian	Begin drafting supplemental opposition to the County's motion in limine to exclude Mr. Anderson's supplemental opinion of value
12/5	ALS	.9	Familian	Finish drafting supplemental opposition to the County's motion in limine to exclude Mr. Anderson's supplemental opinion of value [REDACTED]
12/5	BCP	1.1	Familian	Review and revise supplemental opposition to the County's motion in limine to exclude Mr. Anderson's supplemental opinion of value for filing
12/28	ALS	.3	Familian	Coordinate with opposing counsel to schedule hearing date for County's motion in limine
12/29	ALS	.2	Familian	Exchange multiple email correspondences with Mr. Mansfield's office regarding hearing date for County's motion in limine
		15.6		

JANUARY 2016

1/4	ALS	.1	Familian	Exchange email correspondence with Mr. Mansfield's office regarding status of setting hearing date
1/5	ALS	.1	Familian	Send email correspondence [REDACTED]
1/12	ALS	.5	Familian	Review, revise and finalize the supplement regarding the compulsory claim issue for efilng
1/15	ALS	.4	Familian	Telephone conference with Judge Sturman's chambers regarding motion for trial setting on order shortening time [REDACTED]
1/21	ALS	.1	Familian	[REDACTED]
1/22	ALS	.2	Familian	Send email correspondence to opposing counsel regarding status check setting; draft and file notice of the same
		1.4		

February 2016

2/7	ALS	.9	Familian	Prepare outline and package of materials for hearing regarding the County's motion in limine to exclude Mr. Anderson's supplemental report
2/8	BCP	1.0	Familian	Review pleadings and case law in preparation for hearing on County's motion in limine to exclude Mr. Anderson's supplemental report
2/9	BCP	2.9	Familian	Prepare for and attend hearing before Judge Sturman regarding the County's motion in limine to exclude Mr. Anderson's supplemental expert report
2/14	ALS	2.8	Familian	Draft motion to prohibit the reopening of discovery on order shortening time [REDACTED]
2/29	ALS	.1	Familian	[REDACTED]
		7.7		

MARCH 2016

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
3/4	ALS	.2	Familian	Telephone conference with Discovery Commissioner's office regarding status check hearing date [REDACTED]
3/7	ALS	.1	Familian	Receipt and review of Notice to Appear for Discovery Conference [REDACTED]
3/16	ALS	4.1	Familian	Draft brief for status check before the Discovery Commissioner [REDACTED] and then finalize for submission
3/16	BCP	1.4	Familian	Review and revise brief for status check before the Discovery Commissioner [REDACTED]
3/18	ALS	2.4	Familian	Prepare for and attend status check before Judge Gonzalez and Mr. Familian [REDACTED]
3/24	ALS	2.1	Familian	Prepare for and attend meeting with Mr. Penney, Mr. Familian, and Mr. Padgett to discuss the remaining discovery deadlines/rebuttal witness strategy; send exchange email correspondence to Mr. Mansfield regarding draft DCRR
3/24	BCP	1.8	Familian	Prepare for and attend meeting with Mr. Penney, Mr. Familian, and Ms. Sugden to discuss the remaining

MARCH 2016

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
3/4	ALS	.2	Familian	Telephone conference with Discovery Commissioner's office regarding status check hearing date; [REDACTED]
3/7	ALS	.1	Familian	Receipt and review of Notice to Appear for Discovery Conference; [REDACTED]
3/16	ALS	4.1	Familian	Draft brief for status check before the Discovery Commissioner [REDACTED]; and then finalize for submission
3/16	BCP	1.4	Familian	Review and revise brief for status check before the Discovery Commissioner [REDACTED]
3/18	ALS	2.4	Familian	Prepare for and attend status check before Judge Gonzalez and Mr. Familian [REDACTED]
3/24	ALS	2.1	Familian	Prepare for and attend meeting with Mr. Penney, Mr. Familian, and Mr. Padgett to discuss the remaining discovery deadlines/rebuttal witness strategy; send exchange email correspondence to Mr. Mansfield regarding draft DCRR
3/24	BCP	1.8	Familian	Prepare for and attend meeting with Mr. Penney, Mr. Familian, and Ms. Sugden to discuss the remaining

MARCH 2016

				discovery deadlines/rebuttal witness strategy
3/25	ALS	.2	Familian	Send email correspondence to Mr. Mansfield attaching underground photographs of subject site
3/30	ALS	1.7	Familian	Receipt and review of draft DCRR from Mr. Mansfield; telephone conference with Mr. Mansfield regarding the same [REDACTED] [REDACTED] exchange email correspondence with Mr. Mansfield regarding proposed revisions to draft DCRR
3/30	BCP	.8	Familian	[REDACTED]
		14.8		

APRIL 2016

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
4/4	ALS	.2	Familian	Receipt and review of correspondence from Mr. Mansfield to Judge Gonzalez regarding proposed DCRR
4/5	ALS	.4	Familian	Exchange multiple email correspondences with Mr. Mansfield's office regarding conference call request from Discovery Commissioner
4/6	ALS	.8	Familian	Receipt and review of "corrected" DCRR and review of transcript of March 18, 2016 hearing before Judge Gonzalez
4/8	ALS	.2	Familian	Receive and respond to Mr. Mansfield regarding scheduling of telephone conference with Judge Gonzalez
4/13	ALS	2.6	Familian	Receipt and review of Clark County's 6 th Supplemental production of documents; attend conference call with Judge Gonzalez and Mr. Mansfield; [REDACTED] receipt and review of draft revised DCRR from Mr. Mansfield based on input from Judge Gonzalez
4/13	BCP	1.1	Familian	[REDACTED] [REDACTED] review of Clark County's 6 th Supplement
4/20	ALS	.8	Familian	Exchange multiple email [REDACTED]

APRIL 2016

				exchange email correspondence from Mr. Mansfield's office regarding review of draft revised DCRR from Mr. Mansfield based on input from Judge Gonzalez
4/21	ALS	1.1	Familian	Attend initial expert meeting with Mr. Ruffer and Mr. Padgett
4/21	BCP	1.7	Familian	Prepare for and attend expert meeting with Mr. Ruffer and Ms. Sugden
4/27	ALS	1.3	Familian	Exchange multiple email correspondence with Mr. Mansfield's office regarding submission of competing DCRR for consideration; draft letter to Discovery Commissioner regarding the same
4/29	ALS	1.2	Familian	Attend site visit with Mr. Ruffer; email Mr. Mansfield requesting brief extension of supplemental structural reports
		11.4		

MAY 2016

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
5/1	ALS	.2	Familian	Receipt and review of correspondence from Mr. Mansfield to Judge Gonzalez regarding proposed DCRR
5/4	ALS	2.2	Familian	Attend meeting with Mr. Ruffer; exchange email correspondences with Mr. Mansfield regarding scheduling of site inspection by the County; telephone conference with Mr. Karanikolas regarding ASHTO specifications for truck loads
5/4	BCP	1.7	Familian	Attend meeting with Mr. Ruffer regarding his initial findings and analyze the same
5/5	ALS	.8	Familian	[REDACTED]
5/6	ALS	1.2	Familian	Telephone conference with Mr. Ruffer regarding initial analysis [REDACTED]
5/8	ALS	.1	Familian	Receive and respond to inquiry regarding "as built" for arch culvert
5/9	ALS	1.8	Familian	Comprehensive review of documents produced [REDACTED]
5/10	ALS	1.1	Familian	[REDACTED]
5/10	BCP	1.4	Familian	[REDACTED]
5/11	ALS	.1	Familian	Exchange email correspondence with Mr. Mansfield regarding production of supplemental report
5/13	ALS	1.2	Familian	[REDACTED]

5/13	BCP	.9	Familian	[REDACTED]
5/16	ALS	.5	Familian	[REDACTED]
5/17	ALS	1.8	Familian	Finalize and prepare Landowner's 5 th Supplemental Report
5/24	ALS	.3	Familian	Receipt and review of revisions to DCRR from Discovery Commissioners office [REDACTED]
5/26	ALS	.3	Familian	Exchange email correspondence with Mr. Mansfield's office regarding submission of competing DCRR's
5/31	ALS	.2	Familian	Coordinate simultaneous submission of DCRR's to the Discovery Commissioner by Mr. Mansfield's office and the Law Offices of Brian C. Padgett
		15.8		

JUNE 2016

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
6/3	ALS	.1	Familian	Receipt and review of correspondence from Mr. Mansfield regarding site inspection
6/7	ALS	.1	Familian	Receive and respond to email correspondence from Mr. Mansfield regarding conducting an additional site visit
6/10	ALS	.2	Familian	Receipt and review of executed DCRR from Judge Gonzalez
6/20	ALS	.1	Familian	Receipt and review of 6 th Order Setting Civil Jury Trial
		0.5		

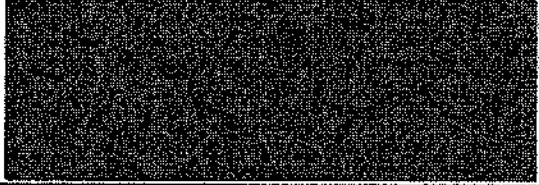
JULY 2016

7/7	ALS	.8	Familian	Receipt and initial review of expert structural report by the County; receipt and review of email correspondence from Mr. Mansfield regarding scheduling of additional depositions
7/8	BCP	1.1	Familian	Conduct review of expert rebuttal reports to Mr. Ruffer's report
7/9	ALS	.1	Familian	Receive and respond to email correspondence from Mr. Ruffer regarding County employment
7/15	ALS	.2	Familian	
7/15	BCP	.2	Familian	
7/18	ALS	.1	Familian	Exchange email correspondences with Mr. Mansfield regarding requests for additional depositions and parameters of the same
7/20	ALS	.1	Familian	Receive and respond to email correspondence from Mr. Mansfield regarding deposition scheduling;
7/21	ALS	.2	Familian	Exchange email correspondence with Mr. Mansfield confirming Mr. Ruffer's employment with the County
7/22	ALS	.1	Familian	
7/27	ALS	.2	Familian	Receive and respond to email correspondence from Mr. Mansfield regarding extension of discovery cutoff given Mr. Ruffer's unavailability; receipt and review of Clark County's discovery responses
		3.1		




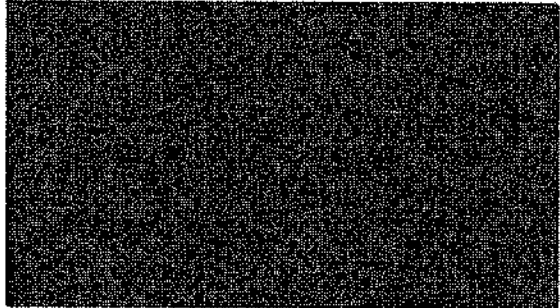
AUGUST 2016

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
8/8	ALS	.7	Familian	Telephone conference with Mr. Mansfield regarding how to proceed given County's employment of Mr. Ruffer [REDACTED]
8/8	BCP	.5	Familian	[REDACTED]
8/9	ALS	.6	Familian	Receive and respond to email correspondence from Mr. Mansfield regarding potential to read Mr. Ruffer's expert report into evidence as alternative to live testimony; receipt and review of Clark County's 9 th Supplemental Disclosure
8/15	ALS	.2	Familian	Conduct EDCR 2.34 conference with Mr. Mansfield regarding how to proceed given County's employment of Mr. Ruffer
8/17	ALS	.1	Familian	[REDACTED]
8/22	ALS	1.0	Familian	Draft motion on order shortening time regarding dispute on structural reports
8/25	ALS	.7	Familian	Receipt and review of notice from the Discovery Commissioner regarding submission of motion on order shortening time; revise and resubmit the same for consideration
8/26	ALS	.4	Familian	[REDACTED]
		4.2		

SEPTEMBER 2016

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
9/8	ALS	.1	Familian	Exchange email correspondence with Mr. Mansfield regarding potential to obtain new structural opinion and keep existing trial date
9/12	ALS	.3	Familian	
9/28	ALS	3.3	Familian	Begin comprehensive review of documents produced in preparation of trial; coordinate to retain AV expert for trial
9/29	ALS	2.5	Familian	Continue comprehensive review of documents produced in preparation of trial and determining what exhibits to rely upon
		6.2		

OCTOBER 2016

DATE	ATTY	BILLABLE TIME	CLIENT/CASE	TASK
10/3	ALS	.2	Familian	Receipt and review of correspondence from Mr. Mansfield inquiring about retaining new structural expert
10/4	ALS	.1	Familian	Telephone conference 
10/6	ALS	4.2	Familian	Receipt and review of email correspondence from Mr. Mansfield regarding deposition dates; Prepare for and attend 
10/7	ALS	.1	Familian	Exchange email correspondence 
10/10	ALS	.2	Familian	Exchange email correspondence with Mr. Mansfield regarding deposition scheduling on structural issues
10/11	ALS	1.1	Familian	Prepare package of relevant documents for experts to consider in trial preparation; exchange email correspondence with Mr. Mansfield confirming structural witness testimony for trial
10/12	ALS	2.9	Familian	Exchange multiple email 

10/13	ALS	.2	Familian	Receipt and review of email correspondence from Mr. Mansfield regarding basis for Mr. Penney's expert opinions ; receipt and review of email correspondence from Mr. Mansfield regarding deposition scheduling; coordinate with Mr. Anderson regarding the same
10/14	ALS	3.6	Familian	Prepare [REDACTED] [REDACTED]
10/18	ALS	2.9	Familian	Exchange email correspondence with Mr. Mansfield regarding basis of Mr. Penney's opinions (confirming he isn't relying on Mr. Ruffer); attend [REDACTED] [REDACTED]
10/20	ALS	1.3	Familian	Receipt, review and analysis of email correspondence [REDACTED] [REDACTED]; receipt and review of proposed questions to Mr. Familian regarding his structural background; receipt and review of Clark County's pre-trial memorandum
10/21	ALS	2.2	Familian	Begin comprehensive review of all documents produced by Clark County in preparation of trial
10/22	ALS	4.4	Familian	Continue comprehensive review of all documents produced by Clark County in preparation of trial

10/24	ALS	6.5	Familian	Reach out to experts and coordinate prep sessions for trial and deposition testimony; review draft jury instructions based changes in the case; pull sealed transcripts for trial [REDACTED] [REDACTED]
10/25	ALS	6.2	Familian	Prepare for and attend pre-trial conference with Mr. Mansfield and Mr. Gruchow; meet and confer with Mr. Mansfield regarding streamlining of evidence and case presentation for trial; continue reviewing all documents produced by Clark County in preparation of trial
10/26	ALS	9.3	Familian	Begin review of transcripts of deposition taken in the case; receipt and review of draft exhibit list from Mr. Gruchow's office; exchange email correspondence with Mr. Mansfield regarding certain testimony from Mr. Anderson potentially related to Mr. Ruffer's opinions; receipt and review of documents that Mr. Mansfield provided regarding "inspection records" for the arch culvert; review documents identified in Clark County's pre-trial memorandum; prepare for and attend meeting with experts and Mr. Gruchow
10/27	ALS	3.1	Familian	Attend deposition of Mr. Anderson; confer with Mr. Mansfield regarding the same and scheduling of Mr. Penney's deposition; review draft witness outlines for exhibits that are supportive of the same; review voir dire [REDACTED] [REDACTED]

10/28	ALS	5.5	Familian	Review all expert reports and depositions of the experts and summarize points of the same for trial examination
10/29	ALS	3.7	Familian	Meet [REDACTED] [REDACTED]
10/31	ALS	7.6	Familian	Exchange email correspondence with Mr. Penney regarding client emergency and funeral to attend; prepare for and attend meeting with Mr. Mansfield and Mr. Gruchow to discuss trial exhibits and other evidentiary matters; review all photographs produced in the case to determine which to rely on at trial; confer with Mr. Guinn to determine if available for trial testimony if need be; attend deposition of Mr. Penney
		65.3		

NOVEMBER 2016

11/1	ALS	5.5	Familian	Exchange email correspondence with Mr. Mansfield confirming joint exhibit list and preparation of binders for the same; review and revise draft direct and cross examination outlines for witnesses
11/2	ALS	6.2	Famlian	Receive and respond to email correspondence from Mr. Mansfield regarding finalization of joint exhibit list ; receipt and review of Clark County's brief in support of admissibility of expert witness; draft and send proposed stipulation regarding land value to Mr. Mansfield for consideration; coordinate finalization of exhibit notebooks [REDACTED] [REDACTED]
11/3	ALS	5.8	Familian	Attend staus check with Mr. Gruchow and Mr. Mansfield before the Court; receive email correspondence from Mr. Mansfield regarding revisions to exhibit list; prepare for and attend expert witness prep meeting with Ms. Wondra and Mr. Gruchow; send draft language to Mr. Mansfield regarding stipulation for Mr. Familian's ability to testify regarding structural issues [REDACTED] [REDACTED]
11/4	ALS	7.5	Familian	Receipt and analyze proposed language regarding drainage easement acquisition from Mr. Mansfield; exchange email correspondences with Mr. Mansfield regarding stipulation for Mr. Familian's ability to testify regarding

NOVEMBER 2016

				<p>structural issues [REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED] receive and review email correspondence from Mr. Mansfield regarding finalization of stipulations of evidence for trial; review Clark County's expert reports and outline cross examination concepts</p>
11/5	ALS	6.9	Familian	<p>Receive and respond to email correspondence from Mr. Mansfield regarding proposed revisions to drainage easement acquisition stipulation; [REDACTED]</p> <p>[REDACTED] draft trial testimony outline for Mr. Penney; continue to review Clark County's expert reports in consideration of presenting the landowner's case-in-chief</p>
11/6	ALS	6.6	Familian	<p>Prepare for and attend meeting with Mr. Mansfield and Mr. Gruchow regarding finalization of three stipulations for trial; joint exhibits, jury instructions, etc.; prepare for and attend meeting with Mr. Godfrey and Mr. Gruchow regarding presentation of evidence; receive and respond to email correspondence from Mr. Godfrey regarding exhibits; receive and respond to email correspondence from Mr. Mansfield regarding filing of pre-trial memo; finalize outline for Mr. Penney's trial testimony and forward to Mr. Penney for review</p>

NOVEMBER 2016

11/7	ALS	13.4	Familian	Prepare for and attend trial; [REDACTED] submit stipulations for filing; continue preparing for presentation of Mr. Penney's testimony; provide exhibits to Mr. Godfrey for the same
11/8	ALS	11.8	Familian	Prepare for and attend trial; post- trial preparation for the next day
11/9	ALS	12.0	Familian	Prepare for and attend trial; [REDACTED] receipt and review of proposed animation from Mr. Mansfield ; confer with Mr. Mansfield and Mr. Gruchow about finalization of jury instructions
11/10	ALS	13.9	Familian	Prepare for and attend last day of trial; confer with jury post verdict and client regarding the same
		89.6		

DECEMBER 2016 – JANUARY 2017

12/19	ALS	2.5	Familian	Begin to draft motion for attorneys' fees
12/20	ALS	4.2	Familian	Review and revise motion for attorney's fees and costs; draft motion for costs; [REDACTED] [REDACTED]
12/21	ALS	3.3	Familian	Draft verified memorandum of costs
1/9	BCP	1.2	Familian	Review and revise motions for attorneys fees and costs; [REDACTED] [REDACTED] [REDACTED] [REDACTED]
1/16	ALS	1.8	Familian	Draft motion for prejudgment interest
1/20	BCP	.5	Familian	Review motion for prejudgment interest; advise client of status of post trial motions and process for the same
		13.5		

HLK Thursday 12/22/2016 9:06 am

Detail Fee Transaction File List
Leach Johnson Song & Gruchow

[illegible]

Detail Fee Transaction File List Leach Johnson Song & Gruchow

Client	Trans Date	Tmkr	Tcode/ Task Code	Rate	Hours Worked	Hours to Bill	Amount	
Transaction Date 11/01/2016								
9044.000	11/01/2016	KG	1	395.00	7.40	7.40	2,923.00	Trial preparation, including addressing draft joint exhibit list, review and analysis of trial exhibits, and identification of demonstrative exhibits for trial; review and revise and supplement draft direct examinations of Ms. Wondra and Mr. Familian; identify exhibits needed for direct examination of Ms. Wondra and Mr. Familian; draft and revise direct and cross-examination outlines for other trial witnesses; strategize re: potential trial stipulations to streamline trial; [REDACTED]; trial preparation for trial starting Nov. 7 Familian Clark County Lawsuit
Total for Transaction Date 11/01/2016				Billable	7.40	7.40	2,923.00	
Transaction Date 11/02/2016								
9044.000	11/02/2016	KG	1	395.00	7.30	7.30	2,883.50	[REDACTED] review and analysis of trial exhibits, and identification of demonstrative exhibits for trial; revise and supplement draft direct examination of Mr. Familian; [REDACTED] identify exhibits needed for various direct and cross-examinations; continue drafting direct and cross-examination outlines for trial witnesses; review and analyze expert reports and discovery re: County experts and begin drafting cross-examination outlines for County's expert trial witnesses; strategize and address potential trial stipulations to streamline trial; review draft stipulations and revise for finalization; [REDACTED]; outline trial issues and strategies; trial preparation and work on trial presentation, witness outlines, opening, closing, voir dire and trial exhibits; trial preparation for trial starting Nov. 7 Familian Clark County Lawsuit
Total for Transaction Date 11/02/2016				Billable	7.30	7.30	2,883.50	
Transaction Date 11/03/2016								
9044.000	11/03/2016	KG	1	395.00	7.20	7.20	2,844.00	Attend Court status check; outline trial issues and strategies; trial preparation and work on trial presentation, witness outlines, opening, closing, voir dire and trial exhibits; prepare for and attend meeting w/ Ms. Wondra and co-counsel re: trial preparation; strategize and outline additional potential trial stipulations; trial preparation for trial starting Nov. 7 Familian Clark County Lawsuit
Total for Transaction Date 11/03/2016				Billable	7.20	7.20	2,844.00	
Transaction Date 11/04/2016								
9044.000	11/04/2016	KG	1	395.00	7.10	7.10	2,804.50	Outline trial issues and strategies; trial preparation and work on trial presentation, direct and cross-examination witness outlines, opening, closing, voir dire and trial exhibits for use during witness examinations; strategize and outline additional potential trial stipulations; revise and supplement draft stipulations for review/approval by client and presentation to Attorney Mansfield for review; trial preparation for trial starting Nov. 7 Familian Clark County Lawsuit
Total for Transaction Date 11/04/2016				Billable	7.10	7.10	2,804.50	
Transaction Date 11/05/2016								
9044.000	11/05/2016	KG	1	395.00	7.60	7.60	3,002.00	Outline trial issues and strategies; trial preparation and work on trial presentation, witness outlines, opening, closing, voir dire and trial exhibits; address

Detail Fee Transaction File List
Leach Johnson Song & Gruchow

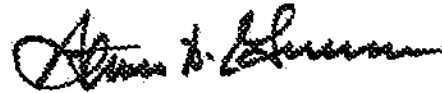
Client	Trans Date	Tmkr	Tcode/ Task Code	Rate	Hours Worked	Hours to Bill	Amount	
Transaction Date 11/05/2016								
								additional potential trial stipulations; revise and supplement draft stipulations for review/approval by client and presentation to Attorney Mansfield for review; research re: CFS and amount of 65 CFS; finalize draft, proposed direct examination outline for Mr. Familian [REDACTED]; prepare for tomorrow's meeting with Attorney Mansfield and trial presentation company; prepare for trial starting Monday, Nov. 7 Familian Clark County Lawsuit
Total for Transaction Date 11/05/2016				Billable	7.60	7.60	3,002.00	
Transaction Date 11/06/2016								
9044.000	11/06/2016	KG	1	395.00	8.60	8.60	3,397.00	Outline trial issues and strategies; trial preparation and work on trial presentation, witness outlines, opening, closing, voir dire and trial exhibits; address additional potential trial stipulations; meeting with trial presentation company and co-counsel re: trial presentation and trial exhibit handling; prepare for and attend meeting with Attorney Mansfield and co-counsel re: trial exhibits, trial stipulations re: exhibits, evidence, and witnesses, voir dire, opening and trial presentation; finalize draft, proposed direct examination outline for Mr. Anderson and exchange e-mails with Mr. Anderson re: draft, proposed direct examination outline for review and trial preparation; e-mail signed trial Stipulations to client and witnesses for review prior to trial; finalize voir dire and opening statement for trial tomorrow; prepare for trial starting tomorrow, Monday, Nov. 7 Familian Clark County Lawsuit
Total for Transaction Date 11/06/2016				Billable	8.60	8.60	3,397.00	
Transaction Date 11/07/2016								
9044.000	11/07/2016	KG	1	395.00	14.40	14.40	5,688.00	Prepare for and attend first day of trial; post-trial preparation for next trial day Familian Clark County Lawsuit
Total for Transaction Date 11/07/2016				Billable	14.40	14.40	5,688.00	
Transaction Date 11/08/2016								
9044.000	11/08/2016	KG	1	395.00	13.90	13.90	5,490.50	Prepare for and attend second day of trial; post-trial preparation for next trial day Familian Clark County Lawsuit
Total for Transaction Date 11/08/2016				Billable	13.90	13.90	5,490.50	
Transaction Date 11/09/2016								
9044.000	11/09/2016	KG	1	395.00	14.60	14.60	5,767.00	Prepare for third day of trial; meeting with co-counsel re: jury instructions; review and revise jury instructions for discussion with Attorney Mansfield; [REDACTED] preparation meetings with witnesses; attend third day of trial; post-trial preparation for next, final trial day Familian Clark County Lawsuit
Total for Transaction Date 11/09/2016				Billable	14.60	14.60	5,767.00	
Transaction Date 11/10/2016								
9044.000	11/10/2016	KG	1	395.00	14.10	14.10	5,569.50	Prepare for and attend last day of trial; receive jury verdict; [REDACTED] Familian Clark County Lawsuit

Detail Fee Transaction File List
Leach Johnson Song & Gruchow

Client	Trans Date	Tmkr	Tcode/ Task Code	Rate	Hours Worked	Hours to Bill	Amount
Total for Transaction Date 11/10/2016				Billable	14.10	14.10	5,569.50
GRAND TOTALS							
				Billable	176.60	176.60	69,629.50

EXHIBIT “D”

EXHIBIT “D”



CLERK OF THE COURT

SAO
LAW OFFICES OF BRIAN C. PADGETT
Brian C. Padgett, Bar No. 7474
Amy L. Sugden, Bar No. 9983
Jeremy B. Duke, Bar No. 13110
611 South Sixth Street
Las Vegas, Nevada 89101
Telephone: (702) 304-0123
Facsimile: (702) 368-0123

*Attorneys for DKB, LLC
& DKB II, LLC*

EIGHTH JUDICIAL DISTRICT COURT

CLARK COUNTY, NEVADA

DKB, LLC, a Nevada Limited Liability
Corporation and DKB II, LLC, a Nevada Limited
Liability Corporation, collectively,

Plaintiffs,

vs.

COUNTY OF CLARK, a political subdivision of
the State of Nevada, DOE GOVERNMENT
AGENCIES I-X, DOE INDIVIDUALS I-X,
DOE CORPORATIONS I-X, and DOE
PARTNERSHIPS I-X,

Defendants.

) Case No.: A-11-668136-C

) Dept. No.: XXVI

STIPULATION AND ORDER REGARDING EASEMENT ACQUISITION

Plaintiffs DKB, LLC and DKB II, LLC (collectively "DKB" or "Landowner"), by and
through their undersigned counsel, the Law Offices of Brian C. Padgett, and Defendant County of
Clark, ("County" or "Clark County"), by and through its undersigned counsel, Michael K.
Mansfield, Esq., hereby stipulate and agree as follows:

//

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-0123

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-8123

- (1) Clark County did not have a drainage easement on the Subject Property prior to the filing of this action, and an easement was needed before Clark County could lawfully connect its new pipe to the hydro-arch on the Subject Property;
- (2) Sixty-five (65) cubic feet per second ("CFS") of new water flow was added to the Subject Property's existing hydro arch as a result of the County's new pipe installation for the Sunset Road Widening Project ("Project");
- (3) Through the Judgment and Final Order of Condemnation, Clark County will obtain a subsurface drainage easement for conveyance of preexisting public flows and ongoing maintenance by Clark County, including associated with the new sixty-five (65) CFS resulting from the Project, along the south and east boundaries of the Subject Property as depicted on the identified drainage easement on Exhibit "A" attached hereto (the "Easement");
- (4) The jury in this trial will determine the amount of just compensation to be paid to Landowner associated with Clark County's acquisition of this Easement and the 65 CFS of new water flow associated with the Project;
- (5) In determining just compensation for the Easement, the jury will utilize \$6.25 per square foot for the underlying fee value of the Subject Property as of the applicable date of value. A percentage of the underlying fee value will then be determined by the jury to determine the exact value of the easement to be paid by Clark County.

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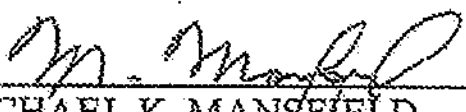
LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 364-0123
FACSIMILE (702) 368-0123

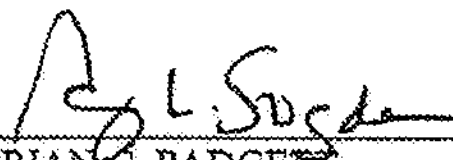
(6) This Stipulation does not preclude the Landowner from pursuing any portion of its just compensation claim in this matter.

DATED 6th day of November, 2016.

MICHAEL K. MANSFIELD

LAW OFFICES OF BRIAN C. PADGETT


MICHAEL K. MANSFIELD
Nevada Bar No. 0044


BRIAN C. PADGETT
Nevada Bar No. 7474
AMY L. SUGDEN
Nevada Bar No. 9983

Attorney for *County of Clark*

Attorneys for *DKB, LLC & DKB II, LLC*

ORDER

IT IS HEREBY ORDERED that the Stipulation and Order Regarding Easement Acquisition is APPROVED and GRANTED.

IT IS SO ORDERED this 7th day of September, 2016.


DISTRICT COURT JUDGE

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-0123

CERTIFICATE OF SERVICE

I certify that I am an employee of the Law Offices of Brian C. Padgett, and that I served the foregoing document(s): STIPULATION AND ORDER REGARDING EASEMENT ACQUISITION on the parties set forth below by:

- ☐ Placing an original or true copy thereof in a sealed envelope placed for collection and mailing the United States mail, at Las Vegas, Nevada, postage prepaid, following ordinary business practices.
- ☐ Personal delivery
- ☐ Facsimile and/or e-mail
- ☐ Federal Express or other overnight delivery
- ☒ Odyssey E-File and Serve System

TO: Michael Mansfield
711 S. 6th Street
Las Vegas, NV 89101

Executed this 9th day of November, 2016.


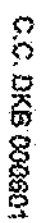

Ruth Ramos-Ayala
Law Offices of Brian C. Padgett

EXHIBIT "A"



Dept. XXVI

District Court

MEMO

To: Brian Padgett, Esq.
From: Department 26
Subject: A668136 – DKB v. County of Clark
Date: July 19, 2019

Your proposed order has been returned UNSIGNED for the following reasons:

XXXXX The proposed order is missing signatures from counsel for Clark County and counsel of record for DKB. Please note that pursuant to the stipulation and order filed May 28, 2019, it does not appear there are sufficient funds remaining on deposit. If you have any additional questions, please notice this matter for a status hearing so the parties may discuss with the Judge.

DenmanL@clarkcountycourts.us

Thank you.

CC:
Daniel Polsenberg, Esq. – 702-949-8398
Agnes Halney, Esq – agnes@haleylf.com

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-0123

ORD
LAW OFFICES OF BRIAN C. PADGETT

Brian C. Padgett, Bar No. 7474
611 South Sixth Street
Las Vegas, Nevada 89101
Telephone: (702) 304-0123
Facsimile: (702) 368-0123

*Attorneys for DKB, LLC
& DKB II, LLC*

EIGHTH JUDICIAL DISTRICT COURT

CLARK COUNTY, NEVADA

DKB, LLC, a Nevada Limited Liability
Corporation and DKB II, LLC, a Nevada Limited
Liability Corporation, collectively,

Plaintiffs,

vs.

COUNTY OF CLARK, a political subdivision of
the State of Nevada, DOE GOVERNMENT
AGENCIES I-X, DOE INDIVIDUALS I-X,
DOE CORPORATIONS I-X, and DOE
PARTNERSHIPS I-X,

Defendants.

Case No.: A-12-668136-C

Dept. No.: XXVI

**ORDER GRANTING IMMEDIATE
DISBURSEMENT OF EMINENT
DOMAIN PROCEEDS**

On November 8, 2017 the County of Clark ("County") deposited finds with the Clerk of Court in the amount of \$151,599.83 ("Eminent Domain Proceeds #1"). The funds represented the Eminent Domain Proceeds from the November 10, 2016 jury verdict of \$116,508.00 in favor of DKB, LLC., and DKB, LLC., (collectively the "Landowner", or "Plaintiff") plus interest from August 27, 2012 through August 31, 2017 as calculated pursuant to the Court's November 3, 2017 Order Regarding Plaintiff's Motion for Prejudgment Interest. The County subsequently deposited \$436,417.11 on February 25, 2019 ("Eminent Domain Proceeds #2") and \$861,983.06 on June 4, 2019 ("Eminent Domain Proceeds #3").

On June 13, 2017, the Court ordered the Motion for Costs Granted and to the Motion for

1 Retax, there was no opposition regarding depositions and travel costs (\$3,478.50 and witness
2 fees \$78.00), jury fees (meals \$212.51) or filing fees (litigation costs \$11,074.53) and took the
3 matter of expert fees and attorney fees under advisement to review case law and prepare a
4 written decision.

5
6 On November 3, 2017, Orders were granted regarding prejudgment interest, and hourly
7 rate for attorney's fees, respectively. The \$151,599.83 funds deposited with the Court for
8 Eminent Domain Proceeds #1 were released to the Law Offices of Brian C. Padgett pursuant to
9 an Order dated June 12, 2018.

10 On October 16, 2018, the Court issued its written decision titled "Decision and Order"
11 granting Expert Witness fees of \$42,488.35 and Attorney fees of \$364,128.00. A Notice of
12 Attorney's Lien by the Law Offices of Brian C. Padgett was filed the same day. The total
13 amount awarded by the Court in these decisions was \$421,459.89.

14
15 Therefore, this Court hereby finds and ORDERS as follows:

- 16 1. For the Clerk of Court to immediately disburse an additional \$13,845.45 of the funds the
17 County placed on deposit with a check made payable to "Law Offices of Brian C. Padgett".

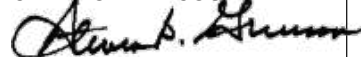
18 DATED this _____ day of July, 2019.

19
20
21 _____
22 Judge Gloria Sturman
23 District Court, Department 26

24 Respectfully submitted by:
25 LAW OFFICES OF BRIAN C. PADGETT

26 /s/ Brian C. Padgett
27 BRIAN C. PADGETT, ESQ.
28 Nevada Bar # 7474

DKB, LLC., and DKB II, LLC., ACCOUNTING OF A-12-668136-C			
Padgett	776 hours requested x 395.00 729.9 hours ordered x 395.00 • reduced by 46.1 hours as Judge could not confirm due to redactions	\$288,310.50	
Gruchow	176.1 hours requested / ordered	\$69,559.50	
Paralegal	44.7 hours requested / ordered	\$6,258.00	
		=====	
COURT ORDERED ATTORNEY FEES 10-16-18			\$364,128.00
Anderson Valuation Group	\$15,500.00 requested No opposition raised	\$15,500.00	
Lumos & Associates	\$14,219.60 requested • reduced by \$1,500.00 in overlap of services to Baughman & Turner	\$12,719.60	
Jeanne Wondra	\$3,000.00 requested No opposition raised	\$3,000.00	
IEZE Engineering	\$8,268.75 requested All amount awarded	\$8,268.75	
LAS Consulting	\$1,600.00 requested \$1,500.00 was awarded	\$1,500.00	
Baughman & Turner	\$3,218.00 requested \$1,500.00 was awarded	\$1,500.00	
		=====	
COURT ORDERED EXPERT FEES 10-16-18			\$42,488.35
Reporter's Fees /Depo	\$3,478.50 requested No objection raised	\$3,478.50	
Witness fees	\$26.00 x 3 No objection raised	\$78.00	
General Litigation Costs	\$11,074.53 No objection raised	\$11,074.53	
Jury Expenses	\$212.51 No objection raised	\$212.51	
		=====	
JUNE 13, 2017 MOTION FOR COSTS /MOTION TO RETAX GRANTED (no objection)			\$14,843.54
		=====	
TOTAL AMOUNT ORDERED BY COURT			\$421,459.89
Client Payments to date			<\$231,628.35>
Received from Court	Eminent Domain Deposit #1		<\$151,599.83>
			=====
TOTAL AMOUNT DUE			\$38,231.71
LESS CREDITS FOR PAYMENTS DIRECTLY TO EXPERTS			<24,386.26>
			=====
TOTAL FOR DISBURSEMENT			\$13,845.45



1 **MAAL**
2 LAW OFFICES OF BRIAN C. PADGETT
3 Brian C. Padgett, Bar No. 7474
4 Amy L. Sugden, Bar No. 9983
5 611 South Sixth Street
6 Las Vegas, Nevada 89101
7 Telephone: (702) 304-0123
8 Facsimile: (702) 368-0123

6 **EIGHTH JUDICIAL DISTRICT COURT**
7 **CLARK COUNTY, NEVADA**

8 *****

9 THE STATE OF NEVADA, on relation of its)
10 Department of Transportation,)

CASE NO.: A-16-731822-C
DEPT. NO.: 11

11 Plaintiff)

12 vs.)

13 DARRELL E. JACKSON, a married man;)
14 THOMAS M. STRAWN, JR., a married man;)
15 ANDREW S. LEVY, a married man; DAVIDSON)
16 INVESTMENTS LIMITED PARTNERSHIP, a)
17 Nevada limited partnership; JOHN W. BOYER, a)
18 married man; MICHAEL ALEXANDER, Trustee of)
19 the MICHAEL ALEXANDER LIVING TRUST;)
20 NEVADA TITLE COMPANY, a Nevada)
21 corporation; L. S. ENTERPRISES, INC., a Nevada)
22 corporation d/b/a American Commonwealth)
23 Mortgage Co.; EAGLEMARK SAVINGS BANK, a)
24 Nevada corporation; STATE OF NEVADA,)
25 DEPARTMENT OF EMPLOYMENT, TRAINING)
26 & REHABILITATION, EMPLOYMENT)
27 SECURITY DIVISION; UNITED STATES)
28 DEPARTMENT OF THE TREASURY –)
INTERNAL REVENUE SERVICE; CITY OF LAS)
VEGAS; CLARK COUNTY, a political subdivision)
of the State of Nevada; and all other persons)
unknown claiming any right title, estate, lien or)
interest in the real property described in the)
Complaint,)

25 Defendants.)
26 _____)

MOTION TO ENFORCE
ATTORNEY'S LIEN PURSUANT TO
NRS 18.015

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-0123

MOTION TO ENFORCE ATTORNEY'S LIEN PURSUANT TO NRS 18.015

The Law Offices of Brian C. Padgett ("LOBCP" or "Attorney") hereby moves this Court to enforce the Attorney's Lien filed on February 1, 2018 pursuant to NRS 18.015 ("Motion"). This Motion is made and based upon the points and authorities attached hereto and the pleadings and papers on file with the Court.

DATED this 26th day of February, 2019.

LAW OFFICES OF BRIAN C. PADGETT

By: /s/ Amy L. Sugden
Brian C. Padgett, Bar No. 7474
Amy L. Sugden, Bar No. 9983
611 South Sixth Street
Las Vegas, Nevada

NOTICE OF MOTION

Please take notice that the undersigned, LAW OFFICES OF BRIAN C. PADGETT, will bring its Motion to Enforce Attorney's Lien Pursuant to NRS 18.015 in the above entitled court on the 29 day of March, 2019, at the hour of In Chambers a.m./p.

DATED this 26th day of February, 2019.

LAW OFFICES OF BRIAN C. PADGETT

By: /s/ Amy L. Sugden
Brian C. Padgett, Bar No. 7474
Amy L. Sugden, Bar No. 9983
611 South Sixth Street
Las Vegas, Nevada

MEMORANDUM OF POINTS AND AUTHORITIES

Pursuant to NRS 18.015(1), an attorney at law shall have a lien:

(a) Upon any claim, demand or cause of action, including any claim for unliquidated damages, which has been placed in the attorney's hands by a client for suit or collection, or upon which a suit or other action has been instituted.

(b) In any civil action, upon any file or other property properly left in the possession of the attorney by a client.

The lien pursuant to subsection 1 of NRS 18.015 is for the amount of any fee which has been agreed upon by the attorney and client. The contingency fee that has been agreed upon by and between Darrell E. Jackson, Andrew S. Levy, Thomas M. Strawn, Jr., and the Law Offices of Brian C. Padgett is identified in the Notice of Filing of Attorney's Lien Pursuant to NRS 18.015, attached as Exhibit "A" to this Motion ("Contingency Fee Agreement"). The lien attaches to "any verdict, judgment or decree entered to and any money or property which is recovered on account of the suit or other action". NRS 18.015(4)(a)

Furthermore, LOBCP has perfected its lien pursuant to NRS 18.015(3) by serving the proper notice of its attorney's lien in writing, by certified mail, return receipt requested. See Certified Mail Receipts, attached hereto as Exhibit "B". And "on motion filed by an attorney having a lien pursuant to NRS 18.015, the attorney's client or any party who has been served with notice of the lien, **the court shall, after 5 days' notice to all interested parties, adjudicate the rights of the attorney, client or other parties and enforce the lien**". NRS 18.015(6)(Emphasis added).

On December 18, 2018, a Notice of Entry of Final Judgment of Condemnation was entered into as a result of a settlement amongst the parties for the total sum of \$642,000.00, which has already deposited with the Clerk of Court by Plaintiff. See Notice of Entry of Final Judgment of Condemnation on file herein. Accordingly, the LOBCP hereby moves to enforce its lien for recovery of its attorneys fees and costs as set forth in the Notice of Filing of Attorney's Lien

Pursuant to NRS 18.015 as provided in Exhibit "A".

Specifically, the Contingency Fee Agreement provides the Attorney shall receive as compensation for its services, thirty-five percent (35%) of any and all just compensation received over and above NDOT's first appraised valuation of the property being condemned plus thirty-five percent (35%) of any and all prejudgment and postjudgment interest. NDOT's first appraised valuation of the property at issue in this case was \$100,005.00. See Certificate of Cash Deposit based on Order of Occupancy attached hereto as Exhibit "A-1". The just compensation recovered in this litigation totaled \$642,000.00. See Notice of Entry of Final Judgment of Condemnation on file herein. Therefore, the amount of Attorney's fees owed is calculated as follows: \$642,000.00 - \$100,005.00 = \$541,995.00 x 35% = \$189,698.25.

Additionally, pursuant to the Fee Agreement, "all litigation costs and expenditures incurred by Attorney as a result of this case shall be reimbursed to the Law Offices of Brian C. Padgett after the Attorney's fee is calculated." Pursuant to the Verified Memorandum of Costs attached hereto as Exhibit "A-2", the costs and expenditures incurred by the Law Offices of Brian C. Padgett total: \$44,730.08. Both the Attorney's fees and cost expended are reasonable in light of the recovery of more than six (6) times the original offer by NDOT for the property rights at issue in this case.¹

Therefore, the total to be awarded to the Law Offices of Brian C. Padgett is in the amount of: \$234,428.33.

//

///

¹ The recovery of attorneys fees and costs being sought herein is pursuant to the attorneys' lien filed; therefore, the enforcement of the fees/costs are to be strictly construed in accordance with the statutory framework of NRS 18.015, and is not discretionary. Only when seeking a discretionary award for attorneys fees will it be necessary for the Court to evaluate the factors of counsel as set forth in Brunzell v. Golden Gate Nat'l Bank, 85 Nev. 345, 349, 455 P.2d 31 (1969) or analyze the costs incurred. Schouweiler v. Yancey Co., 101 Nev. 827, 712 P.2d 786 (1985). However, in the event, this Court finds it otherwise necessary to evaluate the reasonableness of the attorneys fees/costs sought herein, the LOBCP reserves the right to supplement its Motion.

CONCLUSION

As a result of the foregoing, the LOBCP respectfully requests that this Court enter an order *within five (5) days notice to all interested parties*, adjudicating the rights of the LOBCP pursuant to its attorney's lien and granting the immediate withdrawal and disbursement of fees and costs in the amount of \$234,428.33, as well as any additional costs and fees for having to bring this Motion via a check issued from the Clerk of Court from the funds on deposit herein.

CERTIFICATE OF SERVICE

I certify that I am an employee of the Law Offices of Brian C. Padgett, and that I served the foregoing document(s): **MOTION TO ENFORCE ATTORNEY'S LIEN** on the parties set forth below by:

- ☐ Personal delivery
- ☐ Facsimile and/or e-mail
- ☒ Odyssey E-filing/E-service System
- ☐ Federal Express or other overnight delivery

John M. Netzorg, Esq.
2810 W. Charleston Boulevard, Suite H-81
Las Vegas, NV 89102
*Attorney for Davidson Investments Limited
Partnership, John W. Boyer and Michael
Alexander, Trustee of the Michael Alexander
Living Trust*

☒ Placing an original or true copy thereof in a sealed envelope placed for collection and mailing via the United States certified mail, at Las Vegas, Nevada, postage prepaid, following ordinary business practices

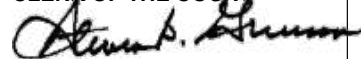
Andrew S. Levy 8520 Milsboro Drive Las Vegas, NV 89134 <i>Landowner</i>	Thomas M. Strawn, Jr. 2135 S. Cimarron Rd. Las Vegas, Nevada 89117 <i>Landowner</i>
Darrell E. Jackson 9047 Spring Star Ct. Las Vegas, Nevada 89148 <i>Landowner</i>	

Executed this 26th day of February, 2019.

/s/ Ruth Ramos-Ayala
Law Offices of Brian C. Padgett

EXHIBIT “A”

EXHIBIT “A”



NOTC
LAW OFFICES OF BRIAN C. PADGETT
Brian C. Padgett, Bar No. 7474
Amy L. Sugden, Bar No. 9983
611 South Sixth Street
Las Vegas, Nevada 89101
Telephone: (702) 304-0123
Facsimile: (702) 368-0123

EIGHTH JUDICIAL DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA, on relation of its)
Department of Transportation,)

CASE NO.: A-16-731822-C
DEPT. NO.: 11

Plaintiff)

vs.)

DARRELL E. JACKSON, a married man;)
THOMAS M. STRAWN, JR., a married man;)
ANDREW S. LEVY, a married man; DAVIDSON)
INVESTMENTS LIMITED PARTNERSHIP, a)
Nevada limited partnership; JOHN W. BOYER, a)
married man; MICHAEL ALEXANDER, Trustee of)
the MICHAEL ALEXANDER LIVING TRUST;)
NEVADA TITLE COMPANY, a Nevada)
corporation; L. S. ENTERPRISES, INC., a Nevada)
corporation d/b/a American Commonwealth)
Mortgage Co.; EAGLEMARK SAVINGS BANK, a)
Nevada corporation; STATE OF NEVADA,)
DEPARTMENT OF EMPLOYMENT, TRAINING)
& REHABILITATION, EMPLOYMENT)
SECURITY DIVISION; UNITED STATES)
DEPARTMENT OF THE TREASURY –)
INTERNAL REVENUE SERVICE; CITY OF LAS)
VEGAS; CLARK COUNTY, a political subdivision)
of the State of Nevada; and all other persons)
unknown claiming any right title, estate, lien or)
interest in the real property described in the)
Complaint,)

Defendants.)

NOTICE OF FILING OF
ATTORNEY'S LIEN PURSUANT TO
NRS 18.015

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-0123

NOTICE OF FILING OF ATTORNEY'S LIEN PURSUANT TO NRS 18.015

TO: ALL PARTIES, and

TO: THEIR RESPECTIVE COUNSEL

1. Brian C. Padgett and Amy L. Sugden/LAW OFFICES OF BRIAN C. PADGETT, Attorneys-at-law in good standing with the State Bar of Nevada ("Attorney") submits this Notice of Lien upon any claim, demand, settlement, or cause of action in the above captioned matter and hereby claims such Lien pursuant to NRS 18.015.

2. The Lien has been perfected by service of Notice of Filing of Attorney's Lien Pursuant to NRS 18.015 upon DARRELL E. JACKSON, THOMAS M. STRAWN, JR., ANDREW S. LEVY (collectively "Landowners"), DAVIDSON INVESTMENTS LIMITED PARTNERSHIP, JOHN W. BOYER, MICHAEL ALEXANDER, Trustee of the MICHAEL ALEXANDER LIVING TRUST; L.S. ENTERPRISES, INC., ("Lenders") defendants herein, and against Plaintiff The State of Nevada, on relation of its Department of Transportation ("NDOT").

3. This Lien, pursuant to NRS 18.015, attaches to any settlement, verdicts, judgments or decrees entered and to any money which is recovered on account of any suit filed, or any other action, according to the specific terms of the contingency fee agreement between Attorney and the Landowners and the letter agreement with the Lenders related thereto ("Fee Agreement")¹. The Fee Agreement provides the Attorney shall receive as compensation for its services, thirty-five percent (35%) of any and all just compensation received over and above NDOT's first appraised valuation of the property being condemned plus thirty-five percent (35%) of any and all prejudgment and postjudgment interest.

¹ If the Court for any reasons finds the absence of any agreements, this Lien is for the reasonable fee for the services which the services which the attorney has rendered on account of the suit, claim, demand or action. NRS 18.015(1).

1 4. NDOT's first appraised valuation of the property at issue in this case was \$100,005.00.
2 See Certificate of Cash Deposit based on Order of Occupancy attached hereto as Exhibit "A-1". The
3 just compensation recovered in this litigation totaled \$642,000.00. See Notice of Entry of Final
4 Judgment of Condemnation on file herein. Therefore the amount of Attorney's fees owed is
5 calculated as follows: $\$642,000.00 - \$100,005.00 = \$541,995.00 \times 35\% = \$189,698.25$.

6 5. Additionally, pursuant to the Fee Agreement, "all litigation costs and expenditures
7 incurred by Attorney as a result of this case shall be reimbursed to the Law Offices of Brian C. Padgett
8 after the Attorney's fee is calculated." Pursuant to the Verified Memorandum of Costs attached
9 hereto as Exhibit "A-2", the costs and expenditures incurred by the Law Offices of Brian C. Padgett
10 total: \$44,730.08. Therefore, the total to be awarded to the Law Offices of Brian C. Padgett is in the
11 amount of: \$234,428.33.

12 6. This Lien is for attorney's fees and litigation costs due Attorney resulting from legal
13 services provided and litigation costs advanced by said Attorney in and for the above captioned action
14 pursuant to the Fee Agreement.

15 DATED this 1st day of February, 2019.

16
17
18 LAW OFFICES OF BRIAN C. PADGETT

19
20 By: /s/ Amy L. Sugden
21 Brian C. Padgett, Bar No. 7474
22 Amy L. Sugden, Bar No. 9983
23 611 South Sixth Street
24 Las Vegas, Nevada
25
26
27
28

CERTIFICATE OF SERVICE

I certify that I am an employee of the Law Offices of Brian C. Padgett, and that I served the foregoing document(s): **NOTICE OF FILING OF ATTORNEY'S LIEN PURSUANT TO NRS 18.015** on the parties set forth below by:

- [X] Placing an original or true copy thereof in a sealed envelope placed for collection and mailing via the United States certified mail, at Las Vegas, Nevada, postage prepaid, following ordinary business practices.
- [] Personal delivery
- [] Facsimile and/or e-mail
- [] Federal Express or other overnight delivery

Adam Laxalt, Attorney General Janet Merrill, Senior Deputy Attorney General Joe Vadala, Special Counsel OFFICE OF THE ATTORNEY GENERAL 3014 W. Charleston Blvd. Suite 150 Las Vegas, NV 89102 <i>Attorneys for Plaintiff State of Nevada</i>	Darrell E. Jackson P.O. Box 30846 Las Vegas, Nevada 89173 <i>Landowner</i>
Andrew S. Levy 7800 Silver Plateau Avenue Las Vegas, Nevada 89128 <i>Landowner</i>	Thomas M. Strawn, Jr. 2135 S. Cimarron Rd. Las Vegas, Nevada 89117 <i>Landowner</i>
John M. Netzorg, Esq. 2810 W. Charleston Boulevard, Suite H-81 Las Vegas, NV 89102 <i>Attorney for Lenders</i>	John Boyer 5345 Golden Gossamer Street Las Vegas, NV 89149 <i>Lender</i>
Michael G. Alexander 7362 West Verde Way Las Vegas, NV 89149 <i>Lender</i>	Steven E. Davidson 1920 Columbia Crest Court Las Vegas, NV 89117 <i>Lender</i>

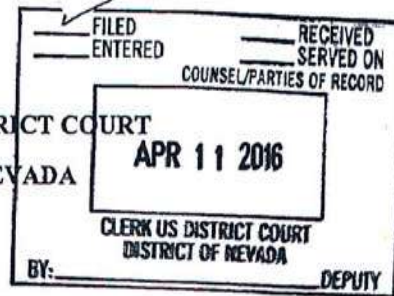
Executed this 1st day of February, 2018.

/s/ Ruth Ramos-Ayala
Law Offices of Brian C. Padgett

EXHIBIT “A-1”

EXHIBIT “A-1”

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA



THE STATE OF NEVADA, on relation of
its Department of Transportation,

v.

UNITED STATES DEPARTMENT OF
THE TREASURY - INTERNAL REVENUE
SERVICE; et al.

CV 2:16-cv-665-APG-GWF

CERTIFICATE OF CASH DEPOSIT

1. I, SCOTT R. DAVIS, herewith tender to the Clerk
(Name of Depositor)

of Court for deposit into the Registry Account of this Court cash in the amount of

\$ 100,005.00.

2. This Cash Deposit:

A. Is tendered on behalf of: The State of Nevada, on relation of its Department of Transportation,
(Name of Party)

B. Is in the nature of the following (e.g., Interpleader Deposit, Bond in Support
of Temporary Restraining Order, etc.): _____

Eminent Domain Action - Deposit of Funds Pursuant to Order identified in Item C, below.

C. Is tendered pursuant to the following Court Order (attached): _____
Docket No. 8 - Order for Occupancy

D. Is conditioned as follows: _____

N/A

1
Paid Amt \$ 100,005.00 Date 4/11/16
Receipt # 1572 Initials NEV

1 ...
2
3 3. The name and address of the Legal Owner of the cash tendered
4 herewith to whom a refund (if applicable) shall be made is:

5 Nevada Department of Transportation

6 1263 South Stewart Street, Room 315

7 Carson City, Nevada 89712
8

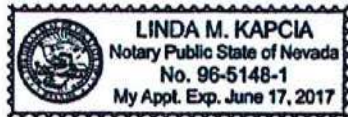
9 State of Nevada }
10 County of Clark } ss.

11 On April 11, 2016
12 personally appeared before me, a
Notary Public,

13 Scott R. Davis

14 (Name of Depositor)
15 who acknowledged that (s)he
executed the above instrument.

16 *Linda M. Kapcia*
17 NOTARY PUBLIC
18



22 RECEIPT: 1572

23 Cash as identified herein is
24 hereby acknowledged as being
received this date.

25 Dated: 4/11/16

26 CLERK, U.S. DISTRICT COURT

27 By: *[Signature]*
28 Deputy Clerk

Dated: April 11, 2016

[Signature]
Signature of Depositor

Dated: N/A

N/A
Signature of Attorney for
Party or Party Appearing
Pro Se (If different from
Depositor)

Office of the Nevada Attorney General
3014 West Charleston Boulevard, Suite 150
Las Vegas, Nevada 89102

1 ADAM PAUL LAXALT
Attorney General
2 Dennis V. Gallagher
Chief Deputy Attorney General
3 Nevada Bar No. 955
Joe Vadala
4 Special Counsel
Nevada Bar No. 5158
5 Scott R. Davis
Senior Deputy Attorney General
6 Nevada Bar No. 10019
3014 West Charleston Boulevard, Suite 150
7 Las Vegas, Nevada 89102
Tel: (702) 730-3400
8 E-Mail: jvadala@ag.nv.gov
sdavis@ag.nv.gov

9 *Attorneys for Plaintiff State of Nevada*
10 *ex rel. its Department of Transportation*

11 UNITED STATES DISTRICT COURT

12 DISTRICT OF NEVADA

13 THE STATE OF NEVADA, on relation of its
Department of Transportation,

14 Plaintiff,

15 v.

16 UNITED STATES DEPARTMENT OF THE
TREASURY – INTERNAL REVENUE
17 SERVICE; DARRELL E. JACKSON, a
married man; THOMAS M. STRAWN, JR., a
18 married man; ANDREW S. LEVY, a married
man; DAVIDSON INVESTMENTS LIMITED
19 PARTNERSHIP, a Nevada limited partnership;
JOHN W. BOYER, a married man; MICHAEL
20 ALEXANDER, Trustee of the MICHAEL
ALEXANDER LIVING TRUST; NEVADA
21 TITLE COMPANY, a Nevada corporation; L.
S. ENTERPRISES, INC., a Nevada corporation
22 d/b/a American Commonwealth Mortgage Co.;
EAGLEMARK SAVINGS BANK, a Nevada
23 corporation; STATE OF NEVADA,
DEPARTMENT OF EMPLOYMENT,
24 TRAINING & REHABILITATION,
EMPLOYMENT SECURITY DIVISION;
25 CITY OF LAS VEGAS; CLARK COUNTY, a
political subdivision of the State of Nevada; and
26 all other persons unknown claiming any right,
title, estate, lien or interest in the real property
27 described in the Complaint,

28 Defendants.

CASE NO.: 2:16-cv-00665-APG-GWF

ORDER FOR OCCUPANCY

Office of the Nevada Attorney General
3014 West Charleston Boulevard, Suite 150
Las Vegas, Nevada 89102

1 Plaintiff State of Nevada – Department of Transportation (“NDOT”) filed a Complaint in
2 Eminent Domain in the Eighth Judicial District Court on February 16, 2016. This matter was
3 then removed to this Court by Defendant United States Department of the Treasury – Internal
4 Revenue Service pursuant to 28 U.S.C. § 1442(a)(1) on March 25, 2016. Prior to removal, the
5 State of Nevada filed a Motion for Order for Immediate Occupancy Pending Entry of Judgment
6 (“Motion”) in the state court. The Motion seeks an order permitting the State to occupy the
7 premises sought to be condemned (“Subject Property”), pending the entry of judgment, and to do
8 such work thereon as may be required for the fee or property rights sought, according to its
9 nature. No opposition to the Motion was filed.

10 Plaintiff’s Motion was heard by this Court on the 29th day of March, 2016. At the
11 hearing, the NDOT appeared and was represented by Senior Deputy Attorney General Scott
12 Davis, Defendant U.S. Department of the Treasury was represented by Assistant United States
13 Attorney Mark Woolf, and Defendant Andrew Levy appeared and was represented by Amy
14 Sugden, Esq.

15 Having reviewed the Motion and the affidavit attached thereto, the Court finds from the
16 evidence presented in NDOT’s Motion, and pursuant to Nev. Rev. Stat. 37.100(4), that the
17 Subject Property is being condemned for a valid public use; and, further, that there are valid
18 reasons for a speedy occupation, that NDOT is entitled to occupation of the premises sought to
19 be condemned pending judgment, and good cause exists for this Order. Good cause appearing
20 therefor, it is hereby ORDERED:

21 1. That upon the deposit of funds described below the State of Nevada, Department
22 of Transportation be granted the right to possess and occupy the property and property rights
23 described in the Complaint and more particularly described as follows:

24 The property sought to be condemned for said highway improvement is designated by the
25 NEVADA DEPARTMENT OF TRANSPORTATION as Parcel Nos. I-015-CL-041.410 and I-
26 015-CL-041.410TE, and is described as follows:

27 Said real property situate, lying and being in the City of Las Vegas, County of Clark, State
28 of Nevada, and more particularly described as being portions of the SW 1/4 of the NE 1/4 of

Section 4, T. 21 S., R. 61 E., M.D.M., and more fully described by metes and bounds as follows,
to wit:

PARCEL NO. I-015-CL-041.410 to be acquired fee simple

COMMENCING at the section corner common to Sections 32, 4
and 5, a BRASS CAP IN SURVEY WELL STAMPED "32/5/4 PLS5094",
shown and delineated as a FD. WELL MON. #5094 on that certain
RECORD OF SURVEY FOR JOHN W. BANKS AND MARJORIE N.
BANKS filed for record on June 29, 1995, in Book 950629, Instrument
No. 01574, File 77, Page 35, in Official Records Clark County, Nevada;
thence S. 0°55'21" W, along the west line of said Section 4, a distance of
2,662.39 feet (Record S. 0°11'11" W. – 2,662.33 feet per said RECORD
OF SURVEY), to the 1/4 corner common to Sections 4 and 5, being a
FOUND 0.10' ALUM CAP FLUSH WITH OIL UNREADABLE, shown
and delineated as a FD. R/AC on said RECORD OF SURVEY; thence
N. 67°45'05" E. a distance of 3,130.55 feet to the POINT OF
BEGINNING; said point of beginning being on the left or northwesterly
right-of-way line of IR-15, 321.18 feet left of and at right angles to
Highway Engineer's Station "Le" 782+65.63 P.O.T; thence along said
northwesterly right-of-way line the following three (3) courses and
distances:

1. N. 25°10'11" E. – 79.27 feet;
2. N. 2°26'05" E. – 93.39 feet;
3. N. 89°35'26" E. – 156.82 feet, the first 28.29 feet being
along said northwesterly right-of-way line;

thence S. 49°47'12" W. a distance of 109.76 feet to a non-tangent curve;
thence from a tangent which bears S. 49°47'38" W., curving to the left with
a radius of 536.00 feet, through an angle of 13°54'15", an arc distance of

///

130.07 feet; thence S. 89°35'24" W. a distance of 22.45 feet to the point of beginning; said parcel contains an area of 12,137 square feet.

PARCEL NO. I-015-CL-041.410TE to be acquired as a temporary easement for construction purposes for a four-year period commencing on the date of occupancy

COMMENCING at the section corner common to Sections 32, 4 and 5, a FOUND 2" BRASS CAP IN MONUMENT WELL STAMPED "32 5/4 PLS5094" shown and delineated as a FOUND WELL MON. #5094 on that certain Record of Survey for John W. Banks & Marjorie N. Banks, filed for record on June 29, 1995, in Book 950629, Instrument No. 01574, File 77, Page 35, in Official Records Clark County, Nevada; thence S. 0°55'21" W, along the west line of said Section 4, a distance of 2,662.39 feet (Record S. 0°11'11" W. - 2,662.33 feet per said Record of Survey), to the 1/4 corner common to Sections 4 and 5, a FOUND 0.10' ALUM CAP FLUSH WITH OIL UNREADABLE, shown and delineated as a FOUND REBAR IN AC on said Record of Survey; thence N. 67°45'05" E. a distance of 3,130.55 feet to the POINT OF BEGINNING; said point of beginning being a point on the left or northwesterly right-of-way line of IR-15, 321.18 feet left of and at right angles to Highway Engineer's Station "Le" 782+65.63 P.O.T; thence along the following four (4) courses and distances:

1. S. 89°35'24" W. - 11.09 feet;
2. N. 25°10'11" E. - 82.04 feet;
3. N. 2°26'05" E. - 90.88 feet;
4. N. 89°35'26" E. - 10.01 feet to said northwesterly right-of-way line;

thence S. 2°26'05" W., along said right-of-way line, a distance of 93.39 feet; thence S. 25°10'11" W., along said right-of-way line, a distance

///

Office of the Nevada Attorney General
3014 West Charleston Boulevard, Suite 150
Las Vegas, Nevada 89102

of 79.27 feet to the point of beginning; said parcel contains an area of
1,728 square feet (0.04 acres).

The Basis of Bearing for these descriptions is the NEVADA STATE PLANE
COORDINATE SYSTEM, NAD 83/94 DATUM, East Zone as determined by the State of
Nevada, Department of Transportation.


2. That NDOT will, not later than 15 days from the date of this Order, deposit with
the Clerk of the Court, the sum of ONE HUNDRED THOUSAND FIVE AND NO/100
DOLLARS (\$100,005.00) into the Court's interest bearing account for said Parcel Nos. I-015-
CL-041.410 and I-015-CL-041.410TE.

3. That acceptance by any of the Defendants of this sum or any part thereof to be
deposited by NDOT is without prejudice to the right of any of the Defendants to contest the
amount of compensation to be finally awarded to them in the above-entitled action, but the
receipt by Defendants of said money deposited with the Clerk of the Court shall constitute a
waiver of all defenses except those relating to the amount of such compensation.

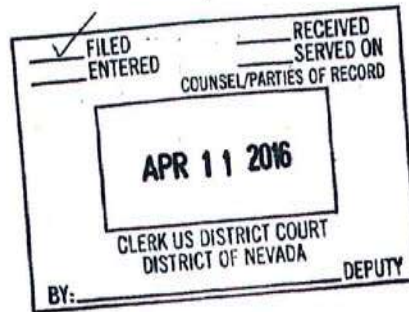
IT IS FURTHER ORDERED that pursuant to Nev. Rev. Stat. 37.100(8), and pending this
action, Defendants herein be restrained and enjoined, and they are hereby restrained and
enjoined, from hindering or interfering with the performance of the work by Plaintiff in and upon
the property and property rights of Defendants described in the Verified Complaint as required
for the construction of said highway project.

IT IS FURTHER ORDERED that a copy of this Order be served by the Plaintiff upon the
above-named Defendants.

IT IS SO ORDERED.


UNITED STATES DISTRICT JUDGE
Dated: April 4, 2016.

Submitted by:
ADAM PAUL LAXALT
Nevada Attorney General
Dennis V. Gallagher
Chief Deputy Attorney General
Attorneys for Plaintiff State of Nevada
ex rel. its Department of Transportation



16-cv-665

Court Name: District of Nevada
Divisions: 2
Receipt Number: NVLASB41572
Cashier ID: vaglion
Transaction Date: 04/11/2016
Payer Name: STATE OF NEVADA

COMM REG MONEY MARKET
For: STATE OF NEVADA
Case/Party: D-NVX-2-16-CV-000665-001
Amount: \$100,005.00

CHECK/MONEY ORDER
Remitter: STATE OF NEVADA
Check/Money Order Num: 0133
Amt Tendered: \$100,005.00

Total Due: \$100,005.00
Total Tendered: \$100,005.00
Change Amt: \$0.00

"Only when bank clears the check, money order, or verifies credit of funds is the fee or debt officially paid or discharged. A \$53 fee will be charged for a returned check."

EXHIBIT “A-2”

EXHIBIT “A-2”

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-0123

1 MEMO
2 LAW OFFICES OF BRIAN C. PADGETT
3 Brian C. Padgett, Bar No. 7474
4 Amy L. Sugden, Bar No. 9983
5 611 South Sixth Street
6 Las Vegas, Nevada 89101
7 Telephone: (702) 304-0123
8 Facsimile: (702) 368-0123

8
9
10 EIGHTH JUDICIAL DISTRICT COURT
11 CLARK COUNTY, NEVADA

12 *****

13 THE STATE OF NEVADA, on relation of its)
14 Department of Transportation,)
15)
16 Plaintiff)
17 vs.)
18)
19 DARRELL E. JACKSON, a married man;)
20 THOMAS M. STRAWN, JR., a married man;)
21 ANDREW S. LEVY, a married man; DAVIDSON)
22 INVESTMENTS LIMITED PARTNERSHIP, a)
23 Nevada limited partnership; JOHN W. BOYER, a)
24 married man; MICHAEL ALEXANDER, Trustee of)
25 the MICHAEL ALEXANDER LIVING TRUST;)
26 NEVADA TITLE COMPANY, a Nevada)
27 corporation; L. S. ENTERPRISES, INC., a Nevada)
corporation d/b/a American Commonwealth)
Mortgage Co.; EAGLEMARK SAVINGS BANK, a)
Nevada corporation; STATE OF NEVADA,)
DEPARTMENT OF EMPLOYMENT, TRAINING)
& REHABILITATION, EMPLOYMENT)
SECURITY DIVISION; UNITED STATES)
DEPARTMENT OF THE TREASURY -)
INTERNAL REVENUE SERVICE; CITY OF LAS)
VEGAS; CLARK COUNTY, a political subdivision)
of the State of Nevada; and all other persons)
unknown claiming any right title, estate, lien or)
interest in the real property described in the)
Complaint,)
Defendants.)

CASE NO.: A-16-731822-C
DEPT. NO.: 11

VERIFIED MEMORANDUM OF COSTS

VERIFIED MEMORANDUM OF COSTS

COMES NOW the Law Offices of Brian C. Padgett, sets forth its Verified Memorandum of Costs incurred in this matter:

CLERK'S FEES PURSUANT TO NRS 18.005(1) (See Exhibit 1)

Date		Name	Amount
3/24/16	Invoice	Odyssey	\$403.00
3/24/16	Invoice	Odyssey	\$3.50
3/25/16	Invoice	Odyssey	\$3.50
1/17/18	Invoice	Odyssey	\$3.50
3/20/18	Invoice	Odyssey	\$3.50
3/22/18	Invoice	Odyssey	\$3.50
4/2/18	Invoice	Odyssey	\$3.50
4/2/18	Invoice	Odyssey	\$3.50
5/8/18	Invoice	Odyssey	\$3.50
8/3/18	Invoice	Odyssey	\$3.50
8/15/18	Invoice	Odyssey	\$3.50
8/15/18	Invoice	Odyssey	\$3.50
8/27/18	Invoice	Odyssey	\$3.50
11/16/18	Invoice	Odyssey	\$3.50
		Subtotal	\$448.50

Date		Name	Amount
1/13/17	Invoice	Pacer	\$0.60
2/10/17	Invoice	Pacer	\$0.70
2/16/17	Invoice	Pacer	\$0.40
2/22/17	Invoice	Pacer	\$0.90
2/24/17	Invoice	Pacer	\$0.10
2/24/17	Invoice	Pacer	\$0.10
2/24/17	Invoice	Pacer	\$0.90
2/24/17	Invoice	Pacer	\$0.10
3/15/17	Invoice	Pacer	\$1.00
3/15/17	Invoice	Pacer	\$0.50
5/25/17	Invoice	Pacer	\$1.40
6/5/17	Invoice	Pacer	\$1.10
6/16/17	Invoice	Pacer	\$1.90

LAW OFFICES OF BRIAN C. PADGETT
 611 SOUTH 6th STREET
 LAS VEGAS, NEVADA 89101
 PHONE (702) 304-0123
 FACSIMILE (702) 368-0123

1	6/16/17	Invoice	Pacer	\$1.20
2	6/26/17	Invoice	Pacer	\$1.20
3	10/3/17	Invoice	Pacer	\$0.20
4	10/20/17	Invoice	Pacer	\$0.50
5	11/8/17	Invoice	Pacer	\$1.40
6	11/13/17	Invoice	Pacer	\$1.40
7	11/20/17	Invoice	Pacer	\$1.40
8	11/20/17	Invoice	Pacer	\$0.90
9	11/20/17	Invoice	Pacer	\$0.10
10	11/20/17	Invoice	Pacer	\$0.90
11	11/20/17	Invoice	Pacer	\$0.50
12	11/20/17	Invoice	Pacer	\$0.50
13	11/20/17	Invoice	Pacer	\$0.50
14	11/22/17	Invoice	Pacer	\$1.00
15	11/22/17	Invoice	Pacer	\$1.40
16	11/22/17	Invoice	Pacer	\$1.40
17	11/29/17	Invoice	Pacer	\$0.40
18	11/29/17	Invoice	Pacer	\$1.20
19	11/29/17	Invoice	Pacer	\$2.70
20	1/16/18	Invoice	Pacer	\$0.50
21	1/16/18	Invoice	Pacer	\$1.00
22	1/10/18	Invoice	Pacer	\$1.00
23	1/10/18	Invoice	Pacer	\$1.50
24	1/10/18	Invoice	Pacer	\$0.40
25	1/10/18	Invoice	Pacer	\$1.00
26	1/10/18	Invoice	Pacer	\$0.60
27	1/10/18	Invoice	Pacer	\$0.70
	1/10/18	Invoice	Pacer	\$1.00
	1/10/18	Invoice	Pacer	\$1.20
	1/10/18	Invoice	Pacer	\$0.50
	5/10/18	Invoice	Pacer	\$0.70
	5/10/18	Invoice	Pacer	\$0.80
	5/10/18	Invoice	Pacer	\$0.30
			Subtotal	\$39.70

TOTAL Clerk's Fees

\$488.20

REPORTER'S FEES PURSUANT TO NRS 18.005(2) (See Exhibit 2)

Date		Name	Amount
1/13/17	Invoice	Oasis Reporting Services - Inv#25580 - Michael G. Alexander	\$377.35
1/13/17	Invoice	Oasis Reporting Services - Inv#25581 - John W. Boyer, Esq.	\$424.90
3/13/17	Invoice	Oasis Reporting Services - Inv#26487 - Steven Edward Davidson	\$354.20
3/14/17	Invoice	Oasis Reporting Services - Inv#26502 - Thomas M. Strawn, Jr., Volume II	\$633.05
3/16/17	Invoice	Oasis Reporting Services - Inv#26595 - Andrew S. Levy Volume II	\$323.50
3/21/17	Invoice	Oasis Reporting Services - Inv#26607 - David Cabral, Volume II	\$350.40
3/23/17	Invoice	Oasis Reporting Services - Inv#26625 - Darrell E. Jackson, Volume II	\$186.40
4/11/17	Invoice	Oasis Reporting Services - Inv#26983 - Tio S. DiFederico, MAI	\$336.60
4/25/17	Invoice	Oasis Reporting Services - Inv#27272 - Richard Ginocchi	\$211.75
		Subtotal	\$3,198.15

Date		Name	Amount
10/13/16	Invoice	Litigation Services - Inv#1104956 - KC Camis - PMK for KC Camis Architects, LLC	\$468.80
10/24/16	Invoice	Litigation Services - Inv#1133097 - Andrew S. Levy	\$1,091.10
11/15/16	Invoice	Litigation Services - Inv#1122509 - David J. Cabral	\$541.90
11/18/16	Invoice	Litigation Services - Inv#1119919 - Darrell E. Jackson	\$590.15
		Subtotal	\$2,691.95

Date		Name	Amount
3/6/17	Invoice	Western Reporting Services - Inv#51387 - Randy Carroll, PE, PTOE	\$858.50
3/15/17	Invoice	Western Reporting Services - Inv#51413 - William T. Rogers, SR.	\$665.10
4/21/17	Invoice	Western Reporting Services - Inv#51527 Tami Campa, MAI	\$1,167.50
		Subtotal	\$2,691.10

TOTAL Reporter's Fees **\$8,581.20**

WITNESS FEES PURSUANT TO NRS 18.005(4) (See Exhibit 3)

Date		Name	Amount
3/15/17	Invoice	Western Technical Resources - Inv#2017120 William T. Rogers, Sr.	\$1,650.00
3/17/17	Invoice	Slater Hanifan Group	\$918.00

TOTAL Witness Fees **\$2,568.00**

PROCESS SERVER/MESSENGER FEES PURSUANT TO NRS 18.005(7) (See Exhibit 4)

Date		Name	Amount
2/16/17	Invoice	Legal Process Service - Inv#1701044 - William T. Rogers	\$95.00
2/16/17	Invoice	Legal Process Service - Inv#1701047 - Christina Roush	\$160.00
2/16/17	Invoice	Legal Process Service - Inv#1701049 - Randy Carroll	\$85.00
2/21/17	Invoice	Legal Process Service - Inv#1701237 - City of Las Vegas	\$120.00
2/23/17	Invoice	Legal Process Service - Inv#1701048 - Tami Campa	\$160.00
		Subtotal	\$620.00

Date		Name	Amount
1/23/17	Invoice	Legal Express - Slip#604561/Inv#17013007	\$12.50
4/21/17	Invoice	Legal Express - Slip#640699/Inv#17052206	\$49.00
		Subtotal	\$61.50

Date		Name	Amount
8/27/18	Invoice	Junes Legal Service - Inv#DR-289254	\$17.43
9/5/18	Invoice	Junes Legal Service - Inv#DR-289898	\$32.00
		Subtotal	\$49.43

TOTAL Process Server/Messenger Fees **\$730.93**

EXPERT WITNESS FEES PURSUANT TO NRS 18.005(5) (See Exhibit 5)

Date		Name	Amount
9/27/16	Invoice	The DiFederico Group	\$18,600.00
11/18/16	Invoice	The DiFederico Group	\$1,050.00
2/23/17	Invoice	The DiFederico Group	\$3,300.00
2/23/17	Invoice	The DiFederico Group	\$1,800.00
2/24/18	Invoice	The DiFederico Group	\$5,000.00
2/28//18	Invoice	The DiFederico Group	\$2,000.00

TOTAL Expert Witness Fees **\$31,750.00**

TRIAL PREPARATION (See Exhibit 6)

Date		Name	Amount
5/14/18	Invoice	Las Vegas Legal Video - Inv#15521	\$262.50

PHOTOCOPIES PURSUANT TO NRS 18.005(12)

TOTAL Photocopies Cost **\$349.25**

TOTAL COSTS: **\$44,730.08**

DATED this 4th day of January, 2019.

LAW OFFICES OF BRIAN C. PADGETT

By: /s/ Amy L. Sugden

Brian C. Padgett, Bar No. 7474

Amy L. Sugden, Bar No. 9983

611 South Sixth Street

Las Vegas, Nevada 89101

LAW OFFICES OF BRIAN C. PADGETT
611 SOUTH 6TH STREET
LAS VEGAS, NEVADA 89101
PHONE (702) 304-0123
FACSIMILE (702) 368-0123

DECLARATION OF AMY L. SUGDEN IN SUPPORT OF
LAW OFFICES OF BRIAN C. PADGETT'S VERIFIED MEMORANDUM OF COSTS

STATE OF NEVADA)
)ss.
COUNTY OF CLARK)

AMY L. SUGDEN declares:

1. I am a resident of Clark County, Nevada. I am over the age of eighteen (18) years and I am in all respects competent to make this Declaration. This Declaration is based upon my personal knowledge and, if called upon to testify, I would testify as set forth in this Declaration.
2. I work for the Law Offices of Brian C. Padgett, who served as legal counsel for Andrew Levy, Darrell Jackson, and Thomas Strawn in the above-captioned action.
3. To the best of my knowledge and belief, the foregoing Memorandum of Costs represents a true and accurate account of all reasonable costs and expenses actually and necessarily incurred by the Law Offices of Brian C. Padgett in the representation of my clients in this matter.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 4th day of January, 2019

/s/ Amy L. Sugden
AMY L. SUGDEN

EXHIBIT "1"

EXHIBIT "1"

Ruth Ramos-Ayala

From: Ruth Ramos-Ayala
Sent: Thursday, January 03, 2019 10:45 AM
To: Amy Sugden
Subject: FW: Service Notification of Filing Case(Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)) Document Code:(ANSC) Filing Type:(EFS) Repository ID(8001307)

-----Original Message-----

From: no-reply@tylerhost.net <no-reply@tylerhost.net>
Sent: Thursday, March 24, 2016 1:27 PM
To: Ruth Ramos-Ayala <ruth@briancpadgett.com>
Subject: Service Notification of Filing Case(Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)) Document Code:(ANSC) Filing Type:(EFS) Repository ID(8001307)

This is a service filing for Case No. A-16-731822-C, Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)

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Submitted: 03/24/2016 10:10:22 AM

Case title: Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)
Document title: Defendant Landowners' Answer to Verified Complaint in Eminent Domain and Counterclaims
Document code: ANSC Filing Type: EFS
Repository ID: 8001307
Number of pages: 10
Filed By: The Law Offices of Brian C. Padgett

Exhibit 20

To download the document, click on the following link shown below or copy and paste it into your browser's address bar.

<https://wiznet.wiznet.com/clarknv/SDSubmit.do?code=ab253c5a881a0e0862dfb90d0e2dc3652f820a1e98401ca2fbde78b1788a030167b701c0b04414fb17caa4dcf99d701b>

This link will be active until 04/03/2016 10:10:22 AM.

Service List Recipients:
Attorney General's Office
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Joseph Vadala
Linda Kapcia

Clark County District Attorney's Office, Civil Division
Laura C. Rehfeldt, Deputy District Attorney
Patricia Villa

Law Offices of Brian C. Padgett

Amiy Sugden
Jeremy Duke
Ruth Ramos-Ayala

The Law Office of Brian C Padgett
Brian C Padgett

Non Consolidated Cases
EFO \$3.50EFS \$5.50
SO \$3.50

AB253C5A881A0E0862DFB90D0E2DC3652F820A1E98401CA2F8DE78B1788A030167B701C0B04414FB9037E4090C3D3A
F7524E8F97778FF7BF
mail.tylerhost.net

Ruth Ramos-Ayala

From: Ruth Ramos-Ayala
Sent: Thursday, January 03, 2019 10:46 AM
To: Amy Sugden
Subject: FW: Service Notification of Filing Case(Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)) Document Code:(IAFD) Filing Type:(EFS) Repository ID(8002224)

-----Original Message-----

From: no-reply@tylerhost.net <no-reply@tylerhost.net>
Sent: Thursday, March 24, 2016 1:29 PM
To: Ruth Ramos-Ayala <ruth@briancpadgett.com>
Subject: Service Notification of Filing Case(Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)) Document Code:(IAFD) Filing Type:(EFS) Repository ID(8002224)

This is a service filing for Case No. A-16-731822-C, Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)

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Submitted: 03/24/2016 12:12:46 PM

Case title: Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)
Document title: Initial Appearance Fee Disclosure
Document code: IAFD Filing Type: EFS
Repository ID: 8002224
Number of pages: 2
Filed By: The Law Offices of Brian C. Padgett

JP 3.50

To download the document, click on the following link shown below or copy and paste it into your browser's address bar.

<https://wiznet.wiznet.com/clarknv/SDSubmit.do?code=ab253c5a881a0e08a12f7c8bf110f3d96c819caba257cb469ce99ae7de4226a7752af78a1c515753647c7c59215233f8>

This link will be active until 04/03/2016 12:12:46 PM.

Service List Recipients:
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Linda Kapcia

Clark County District Attorney's Office, Civil Division
Laura C. Rehfeldt, Deputy District Attorney
Patricia Villa

Law Offices of Brian C. Padgett
Amy Sugden

Jeremy Duke
Ruth Ramos-Ayala

The Law Office of Brian C Padgett
Brian C Padgett

Non Consolidated Cases
EFO \$3.50EFS \$5.50
SO \$3.50

AB253C5A881A0E08A12F7C8BF110F3D96C819CABA257CB469CE99AE7DE4226A7752AF78A1C5157538DFF7CF7B61E0E
8638F885DF1CBE64D2
mail.tylerhost.net

Ruth Ramos-Ayala

From: Ruth Ramos-Ayala
Sent: Thursday, January 03, 2019 10:47 AM
To: Amy Sugden
Subject: FW: Service Notification of Filing Case(Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)) Document Code:(DMJT) Filing Type:(EFS) Repository ID(8008443)

-----Original Message-----

From: no-reply@tylerhost.net <no-reply@tylerhost.net>
Sent: Friday, March 25, 2016 5:20 PM
To: Ruth Ramos-Ayala <ruth@briancpadgett.com>
Subject: Service Notification of Filing Case(Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)) Document Code:(DMJT) Filing Type:(EFS) Repository ID(8008443)

This is a service filing for Case No. A-16-731822-C, Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)

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Submitted: 03/25/2016 03:03:24 PM

Case title: Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)
Document title: Demand for Jury Trial
Document code: DMJT Filing Type: EFS
Repository ID: 8008443
Number of pages: 3
Filed By: The Law Offices of Brian C. Padgett

FF 3.80

To download the document, click on the following link shown below or copy and paste it into your browser's address bar.

<https://wiznet.wiznet.com/clarknv/SDSubmit.do?code=b3fb12c3c2ffb70323c5dae1143924a0c2ac641b5a526f9049ce736145e84d517d7f23417a9dbf3a57773f61020c93ad>

This link will be active until 04/04/2016 03:03:24 PM.

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Joseph Vadala
Linda Kapcia

Clark County District Attorney's Office, Civil Division
Laura C. Rehfeldt, Deputy District Attorney
Patricia Villa

Law Offices of Brian C. Padgett
Amy Sugden
Jeremy Duke

Ruth Ramos-Ayala

The Law Office of Brian C Padgett
Brian C Padgett

Non Consolidated Cases
EFO \$3.50EFS \$5.50
SO \$3.50

B3FB12C3C2FFB70323C5DAE1143924A0C2AC641B5A526F9049CE736145E84D517D7F23417A9DBF3A02354E3A550485
A8215357F7E9F59344
mail.tylerhost.net

Ruth Ramos-Ayala

From: Amy Sugden
Sent: Thursday, January 03, 2019 10:41 AM
To: Ruth Ramos-Ayala
Subject: FW: Notification of Service for Case: A-16-731822-C, Nevada State of, Plaintiff(s) vs. Darrell Jackson, Defendant(s) for filing Service Only, Envelope Number: 2012489
Attachments: 1.16.18 Opp Plt's Mtn for Expedited Trial (Levy).pdf

Filing Receipt - \$3.50 attached.

From: "efilingmail@tylerhost.net" <efilingmail@tylerhost.net>
Date: Wednesday, January 17, 2018 at 2:17 PM
To: Amy Sugden <amy@briancpadgett.com>
Subject: Notification of Service for Case: A-16-731822-C, Nevada State of, Plaintiff(s) vs. Darrell Jackson, Defendant(s) for filing Service Only, Envelope Number: 2012489



Notification of Service

Case Number: A-16-731822-C
Case Style: Nevada State of, Plaintiff(s) vs. Darrell Jackson, Defendant(s)
Envelope Number: 2012489

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	A-16-731822-C
Case Style	Nevada State of, Plaintiff(s) vs. Darrell Jackson, Defendant(s)
Date/Time Submitted	1/17/2018 2:13 PM PST
Filing Type	Service Only
Filing Description	Defendant Landowners' Opposition to Plaintiff's Motion for Expedited Trial
Filed By	Brian Padgett
Service Contacts	Nevada State of: Joe Vadala (jvadala@ag.nv.gov) Linda Kapcia (lkapcia@ag.nv.gov) Juanita McClinton (jmcclinton@ag.nv.gov) Janet Merrill (jmerrill@ag.nv.gov)

	<p>Other Service Contacts not associated with a party on the case:</p> <p>"Elias P. George, Esq." . (egeorge@lasvegasnevada.gov)</p> <p>"Laura C. Rehfeldt, Deputy District Attorney" . (Laura.Rehfeldt@clarkcountyda.com)</p> <p>Alice Coffman . (acoffman@ag.nv.gov)</p> <p>Amy Sugden . (amy@briancpadgett.com)</p> <p>Betsy Comella . (bcomella@lasvegasnevada.gov)</p> <p>Brian C Padgett . (brian@briancpadgett.com)</p> <p>Cindy Kelly . (ckelly@lasvegasnevada.gov)</p> <p>Jeremy Duke . (jeremy@briancpadgett.com)</p> <p>Joseph Vadala . (jvadala@ag.nv.gov)</p> <p>Kelli Hansen . (khansen@lasvegasnevada.gov)</p> <p>Linda Kapcia . (lkapcia@ag.nv.gov)</p> <p>Patricia Villa . (Patricia.Villa@clarkcountyda.com)</p> <p>Ruth Ramos-Ayala . (Ruth@briancpadgett.com)</p>
--	---

Document Details	
Served Document	Download Document
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Ruth Ramos-Ayala

From: Amy Sugden
Sent: Thursday, January 03, 2019 10:26 AM
To: Ruth Ramos-Ayala
Subject: FW: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 2300735

FYI - \$3.50

From: "efilingmail@tylerhost.net" <efilingmail@tylerhost.net>
Date: Tuesday, March 20, 2018 at 12:47 PM
To: Amy Sugden <amy@briancpadgett.com>
Subject: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 2300735



Filing Submitted

Envelope Number: 2300735
Case Number: A-16-731822-C
Case Style: Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)

Filing Details	
Court	Eighth Judicial District Court
Date/Time Submitted	3/20/2018 12:46 PM PST
Filing Type	Opposition to Motion in Limine - OML (CIV)
Filing Description	Defendant Landowners' Opposition to Motion in Limine to Exclude Evidence Predating February 2016
Type of Filing	EFileAndServe
Filed By	Amy Sugden
Filing Attorney	Amy Sugden

Fee Details
Your account is never charged until your filing is accepted. If you see any pending charges on your account prior to acceptance, this is an authorization hold to ensure the funds are available so your filing can be accepted without delay.
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Document Details	
Document Title	Opp to MIL (FINAL) Levy.pdf
Lead Document Page Count	35
Lead Document	Download Document
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Ruth Ramos-Ayala

From: Amy Sugden
Sent: Thursday, January 03, 2019 10:25 AM
To: Ruth Ramos-Ayala
Subject: FW: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 2311390

FYI

From: "efilingmail@tylerhost.net" <efilingmail@tylerhost.net>
Date: Thursday, March 22, 2018 at 12:49 PM
To: Amy Sugden <amy@briancpadgett.com>
Subject: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 2311390



Filing Submitted

Envelope Number: 2311390
Case Number: A-16-731822-C
Case Style: Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)

Filing Details	
Court	Eighth Judicial District Court
Date/Time Submitted	3/22/2018 12:47 PM PST
Filing Type	Pre-Trial Disclosure - PTD (CIV)
Filing Description	Defendant Landowners' Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)
Type of Filing	EFileAndServe
Filed By	Amy Sugden
Filing Attorney	Amy Sugden

Fee Details
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Document Details	
Document Title	PT Disclosures (Levy).pdf
Lead Document Page Count	7
Lead Document	Download Document
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Case # A-16-731822-C - Nevada State of, Plaintiff(s)vs.Darrell Jacks**Envelope Information****Envelope Id**
2360882**Submitted Date**
4/2/2018 1:58 PM PST**Submitted User Name**
ruth@briancpadgett.com**Case Information****Location**
Department 11**Category**
Civil**Case Type**
Condemnation/Eminent Domain**Case Initiation Date**
2/16/2016**Case #**
A-16-731822-C**Assigned to Judge**
Gonzalez, Elizabeth**Filings****Filing Type**
EFileAndServe**Filing Code**
Answer - ANS (CIV)**Filing Description**
Defendant Landowners' Answer to
Amended Verified Complaint in Eminent
Domain and Counterclaim**Courtesy Copies**
ruth@briancpadgett.com**Filing on Behalf of**
Andrew S Levy**Filing Status**
Accepted**Accepted Date**
4/3/2018 9:20 AM PST**Lead Document**

File Name	Description	Security	Download
Defendant Landowners Answer to Amended Complaint 3-30-18.pdf			Original File Court Copy

eService Details

Status	Name	Firm	Served	Date Opened
Sent	Joe Vadala	Nevada Attorney General	Yes	4/3/2018 11:0
Sent	Linda M. Kaptcia	Nevada Attorney General	Yes	Not Opened
Sent	Juanita McClinton	Nevada Attorney General	Yes	4/3/2018 9:2
Sent	Ed Miranda	Nevada Department of Transportation	Yes	4/3/2018 9:3
Sent	"Elias P. George, Esq."		Yes	Not Opened
Sent	"Laura C. Rehfeldt, Deputy District Attorney"		Yes	Not Opened
Sent	Alice Coffman		Yes	Not Opened
Sent	Amy Sugden		Yes	Not Opened
Sent	Brian C Padgett		Yes	Not Opened
Sent	Cindy Kelly		Yes	Not Opened
Sent	Jeremy Duke		Yes	Not Opened
Sent	Janet Merrill	Office of The Attorney General	Yes	4/3/2018 9:2
Sent	Joseph Vadala		Yes	Not Opened
Sent	Kelli Hansen		Yes	4/3/2018 9:2
Sent	Linda Kaptcia		Yes	Not Opened
Sent	Patricia Villa		Yes	Not Opened
Sent	Ruth Ramos-Ayala		Yes	Not Opened
Error	Betsy Comella		No	Not Opened

Parties with No eService

Name	Address
Andrew S Levy	
Name	Address
Nevada State of	
Name	Address
Darrell E. Jackson	
Name	Address
Darrell E. Jackson	
Name	Address
Department of Transportation	

Name	Address
Department of Transportation	

Name	Address
Thomas M Strawn	

Name	Address
Thomas M Strawn	

Name	Address
Andrew S Levy	

Name	Address
Davidson Investments Limited Partnership	

Name	Address
John W Boyer	

Name	Address
Michael Alexander	

Name	Address
Michael Alexander Living Trust	

Name	Address
L S Enterprises Inc	

Name	Address
Las Vegas City of	

Name	Address
Nevada Title Company	

Name	Address
Eaglemark Savings Bank	

Name	Address
State of Nevada Department of Employment Training and Rehabilitation, Employment Security Division	

Name	Address
United States Department of Treasury- Internal Revenue Service	

Name	Address
Clark County	

Fees

Answer - ANS (CIV)

Description	Amount
--------------------	---------------

9/21/2018

Odyssey File & Serve - Envelope Receipt

Filing Fee

\$0.00

Filing Total: \$0.00

Total Filing Fee

\$0.00

E-File Fee

\$3.50

Envelope Total: \$3.50

**Party Responsible for
Fees**

Andrew S Levy

Transaction Amount

\$3.50

Payment Account

Law Offices of Brian C ...

Transaction Id

3033482

Filing Attorney

Amy Sugden

Order Id

002360882-0

Transaction Response

Payment Complete

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4/2/2018

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Envelope Information

Envelope Id
2362238

Submitted Date
4/2/2018 3:43 PM PST

Submitted User Name
ruth@briancpadgett.com

Case Information

Location
Department 7

Category
Civil

Case Type
Condemnation/Eminent Domain

Case Initiation Date
2/16/2016

Case #
A-16-731822-C

Assigned to Judge
Bell, Linda Marie

Filings

Filing Type
EFileAndServe

Filing Code
Motion - MOT (CIV)

Filing Description
Landowners' Motion to Recognize
Precondemnation Damages Claim on
Order Shortening time 4-2-18

Client Reference Number
LEVY

Courtesy Copies
ruth@briancpadgett.com

Filing on Behalf of
Andrew S Levy

Filing Status
Submitting

Lead Document

File Name
Landowners Motion to Recognize
Precondemnation Damages Claim on
OST 4-2-18.pdf

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Status	Name	Firm	Served	Date Oper
Not Sent	Joe Vadala	Nevada Attorney General	No	Not Opene

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Status	Name	Firm	Served	Date Oper
Not Sent	Linda M. Kapcia	Nevada Attorney General	No	Not Opene
Not Sent	Juanita McClinton	Nevada Attorney General	No	Not Opene
Not Sent	Ed Miranda	Nevada Department of Transportation	No	Not Opene
Not Sent	Janet Merrill	Office of The Attorney General	No	Not Opene
Not Sent	"Elias P. George, Esq." .		No	Not Opene
Not Sent	"Laura C. Rehfeldt, Deputy District Attorney" .		No	Not Opene
Not Sent	Alice Coffman .		No	Not Opene
Not Sent	Amy Sugden .		No	Not Opene
Not Sent	Betsy Comella .		No	Not Opene
Not Sent	Brian C Padgett .		No	Not Opene
Not Sent	Cindy Kelly .		No	Not Opene
Not Sent	Jeremy Duke .		No	Not Opene
Not Sent	Joseph Vadala .		No	Not Opene
Not Sent	Kelli Hansen .		No	Not Opene
Not Sent	Linda Kapcia .		No	Not Opene
Not Sent	Patricia Villa .		No	Not Opene
Not Sent	Ruth Ramos-Ayala .		No	Not Opene

Parties with No eService

Name	Address
Andrew S Levy	
Name	Address
Nevada State of	
Name	Address
Darrell E. Jackson	
Name	Address
Darrell E. Jackson	
Name	Address
Department of Transportation	
Name	Address

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4/2/2018

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Department of Transportation

Name	Address
Thomas M Strawn	

Name	Address
Thomas M Strawn	

Name	Address
Andrew S Levy	

Name	Address
Davidson Investments Limited Partnership	

Name	Address
John W Boyer	

Name	Address
Michael Alexander	

Name	Address
Michael Alexander Living Trust	

Name	Address
L S Enterprises Inc	

Name	Address
Las Vegas City of	

Name	Address
Nevada Title Company	

Name	Address
Eaglemark Savings Bank	

Name	Address
State of Nevada Department of Employment Training and Rehabilitation, Employment Security Division	

Name	Address
United States Department of Treasury- Internal Revenue Service	

Name	Address
Clark County	

Fees

Motion - MOT (CIV)

Description	Amount
Filing Fee	\$0.00
Filing Total:	\$0.00

4/2/2018

Odyssey File & Serve - Envelope Receipt

Total Filing Fee \$0.00
E-File Fee \$3.50
Envelope Total: \$3.50

Party Responsible for Fees	Andrew S Levy	Transaction Amount	\$3.50
Payment Account	Law Offices of Brian C ...	Transaction Id	3030477
Filing Attorney	Amy Sugden	Order Id	002362238-0
Transaction Response	Authorized		

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4/2

Ruth Ramos-Ayala

From: Amy Sugden
Sent: Thursday, January 03, 2019 11:05 AM
To: Ruth Ramos-Ayala
Subject: FW: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 2532731

From: "efilingmail@tylerhost.net" <efilingmail@tylerhost.net>
Date: Tuesday, May 8, 2018 at 11:57 PM
To: Amy Sugden <amy@briancpadgett.com>
Subject: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 2532731



Filing Submitted

Envelope Number: 2532731
Case Number: A-16-731822-C
Case Style: Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)

Filing Details	
Court	Eighth Judicial District Court
Date/Time Submitted	5/8/2018 11:56 PM PST
Filing Type	Motion to Stay - MSTY (CIV)
Filing Description	Landowners' Status Report and Request for Stay of Proceedings Pending Writ Application
Type of Filing	EFileAndServe
Filed By	Amy Sugden
Filing Attorney	Amy Sugden

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Document Details	
Document Title	LOS Status Report.pdf
Lead Document Page Count	16
Lead Document	Download Document
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Ruth Ramos-Ayala

From: Amy Sugden
Sent: Thursday, January 03, 2019 11:07 AM
To: Ruth Ramos-Ayala
Subject: FW: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 3000958

From: "efilingmail@tylerhost.net" <efilingmail@tylerhost.net>
Date: Wednesday, August 15, 2018 at 9:16 AM
To: Amy Sugden <amy@briancpadgett.com>
Subject: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 3000958



Filing Submitted

Envelope Number: 3000958
Case Number: A-16-731822-C
Case Style: Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)

Filing Details	
Court	Eighth Judicial District Court
Date/Time Submitted	8/15/2018 9:13 AM PST
Filing Type	Opposition to Motion in Limine - OML (CIV)
Filing Description	Defendant Landowners' Opposition to Plaintiff's Motion in Limine to Exclude Defendant Landowners' Supplemental Expert Report Dated July 24, 2018
Type of Filing	EFile
Filed By	Amy Sugden
Filing Attorney	Amy Sugden

Fee Details
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Total: \$3.50 (The envelope still has pending filings and the fees are subject to change)

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<https://nevada.tylerhost.net/OfsWeb/FileAndServeModule/Envelope/ViewPrintableEnvelope?Id=3000958>

Document Details	
Document Title	Opp MIL Supp Report (FINAL).pdf
Lead Document Page Count	125
Lead Document	Download Document
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Ruth Ramos-Ayala

From: Amy Sugden
Sent: Thursday, January 03, 2019 4:47 PM
To: Ruth Ramos-Ayala
Subject: Fwd: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 2946556

Sent from my iPhone

Begin forwarded message:

From: efilingmail@tylerhost.net
Date: August 3, 2018 at 10:04:07 AM PDT
To: amy@briancpadgett.com
Subject: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 2946556



Filing Submitted

Envelope Number: 2946556
Case Number: A-16-731822-C
Case Style: Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)

Filing Details	
Court	Eighth Judicial District Court
Date/Time Submitted	8/3/2018 10:03 AM PST
Filing Type	Pre-Trial Disclosure - PTD (CIV)
Filing Description	Defendant Landowners' Pre-Trial Disclosures Pursuant to NRC 16.1(a)(3)
Type of Filing	EFileAndServe
Filed By	Amy Sugden
Filing Attorney	Amy Sugden

Fee Details
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Document Details	
Document Title	PT Disclosures (Levy) 8.3.18.pdf
Lead Document Page Count	8
Lead Document	Download Document
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Ruth Ramos-Ayala

From: Amy Sugden
Sent: Thursday, January 03, 2019 11:07 AM
To: Ruth Ramos-Ayala
Subject: FW: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 3004813

From: "efilingmail@tylerhost.net" <efilingmail@tylerhost.net>
Date: Wednesday, August 15, 2018 at 2:10 PM
To: Amy Sugden <amy@briancpadgett.com>
Subject: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 3004813



Filing Submitted

Envelope Number: 3004813

Case Number: A-16-731822-C

Case Style: Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)

Filing Details	
Court	Eighth Judicial District Court
Date/Time Submitted	8/15/2018 2:09 PM PST
Filing Type	Opposition to Motion in Limine - OML (CIV)
Filing Description	Defendant Landowners' Opposition to Plaintiff's Motion in Limine to Exclude Evidence Predating February 2016
Type of Filing	EFileAndServe
Filed By	Amy Sugden
Filing Attorney	Amy Sugden

Fee Details
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Document Details	
Document Title	Opp to MIL (v.2)- Levy.pdf
Lead Document Page Count	4
Lead Document	Download Document
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Ruth Ramos-Ayala

From: Amy Sugden
Sent: Thursday, January 03, 2019 11:07 AM
To: Ruth Ramos-Ayala
Subject: FW: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 3000958

From: "efilingmail@tylerhost.net" <efilingmail@tylerhost.net>
Date: Wednesday, August 15, 2018 at 9:16 AM
To: Amy Sugden <amy@briancpadgett.com>
Subject: Filing Submitted for Case: A-16-731822-C; Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s); Envelope Number: 3000958



Filing Submitted

Envelope Number: 3000958
Case Number: A-16-731822-C
Case Style: Nevada State of, Plaintiff(s)vs.Darrell Jackson, Defendant(s)

Filing Details	
Court	Eighth Judicial District Court
Date/Time Submitted	8/15/2018 9:13 AM PST
Filing Type	Opposition to Motion in Limine - OML (CIV)
Filing Description	Defendant Landowners' Opposition to Plaintiff's Motion in Limine to Exclude Defendant Landowners' Supplemental Expert Report Dated July 24, 2018
Type of Filing	EFile
Filed By	Amy Sugden
Filing Attorney	Amy Sugden

Fee Details
Your account is never charged until your filing is accepted. If you see any pending charges on your account prior to acceptance, this is an authorization hold to ensure the funds are available so your filing can be accepted without delay.
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Total:\$3.50 (The envelope still has pending filings and the fees are subject to change)

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Document Details	
Document Title	Opp MIL Supp Report (FINAL).pdf
Lead Document Page Count	125
Lead Document	Download Document
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Case # A-16-731822-C - Nevada State of, Plaintiff(s)vs.Darrell Jacks

Envelope Information

Envelope Id
3064135

Submitted Date
8/27/2018 4:09 PM PST

Submitted User Name
amy@briancpadgett.com

Case Information

Location
Department 11

Category
Civil

Case Type
Condemnation/Eminent Domain

Case Initiation Date
2/16/2016

Case #
A-16-731822-C

Assigned to Judge
Gonzalez, Elizabeth

Filings

Filing Type
EFileAndServe

Filing Code
Supplement to Opposition - STO (CIV)

Filing Description
Defendant Landowners' Supplemental
Opposition to Plaintiff's Motion in Limine
to Exclude Defendant Landowners'
Supplemental Expert Report Dated July
24, 2018

Filing on Behalf of
Darrell E. Jackson, Thomas M
Strawn, Andrew S Levy

Filing Status
Submitting

Lead Document

File Name	Description	Security	Download
Supp Opp (Levy).pdf	Supplement to Opposition - STO (CIV)		Original File

eService Details

Status	Name	Firm	Served	Date Opened
Not Sent	Joe Vadala	Nevada Attorney General	No	Not Opened
Not Sent	Linda M. Kapcia	Nevada Attorney General	No	Not Opened
Not Sent	Juanita McClinton	Nevada Attorney General	No	Not Opened
Not Sent	Ed Miranda	Nevada Department of Transportation	No	Not Opened
Not Sent	Janet Merrill	Office of The Attorney General	No	Not Opened
Not Sent	"Elias P. George, Esq." .		No	Not Opened
Not Sent	Alice Coffman .		No	Not Opened
Not Sent	Amy Sugden .		No	Not Opened
Not Sent	Betsy Comella .		No	Not Opened
Not Sent	Brian C Padgett .		No	Not Opened
Not Sent	Cindy Kelly .		No	Not Opened
Not Sent	Jeremy Duke .		No	Not Opened
Not Sent	Joseph Vadala .		No	Not Opened
Not Sent	Kelli Hansen .		No	Not Opened
Not Sent	Linda Kapcia .		No	Not Opened
Not Sent	Ruth Ramos-Ayala .		No	Not Opened

Name	Address
Darrell E. Jackson	

Department of Transportation

Name **Address**

Thomas M Strawn

Name **Address**

Andrew S Levy

Name **Address**

Davidson Investments Limited
Partnership

Name **Address**

John W Boyer

Name **Address**

Michael Alexander

Name **Address**

Michael Alexander Living Trust

Name **Address**

L S Enterprises Inc

Name **Address**

Las Vegas City of

Name **Address**

Nevada Title Company

Name **Address**

Eaglemark Savings Bank

Name **Address**

State of Nevada Department of
Employment Training and Rehabilitation,
Employment Security Division

Name **Address**

United States Department of Treasury-
Internal Revenue Service

Name **Address**

Clark County

Fees

Supplement to Opposition - STO (CIV)

Description	Amount
Filing Fee	\$0.00
Filing Total:	\$0.00

Total Filing Fee	\$0.00
E-File Fee	\$3.50

Envelope Total: \$3.50

Party Responsible for Fees	Darrell E. Jackson	Transaction Amount	\$3.50
Payment Account	BRIAN PADGETT(3708)	Transaction Id	3820439
Filing Attorney	Amy Sugden	Order Id	003064135-0
Transaction Response	Authorized		

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Case # A-16-731822-C - Nevada State of, Plaintiff(s)vs.Darrell Jacks**Envelope Information****Envelope Id**
3452438**Submitted Date**
11/16/2018 9:22 AM PST**Submitted User Name**
ruth@briancpadgett.com**Case Information****Location**
Department 11**Category**
Civil**Case Type**
Condemnation/Eminent Domain**Case Initiation Date**
2/16/2016**Case #**
A-16-731822-C**Assigned to Judge**
Gonzalez, Elizabeth**Filings****Filing Type**
EFileAndServe**Filing Code**
Notice - NOTC (CIV)**Filing Description**
Notice of Filing of Attorney's Lien
Pursuant to NRS 18.015**Courtesy Copies**
amy@briancpadgett.com**Filing on Behalf of**
Darrell E. Jackson**Filing Status**
Accepted**Accepted Date**
11/16/2018 9:48 AM PST**Lead Document**

File Name	Description	Security	Download
Notice of Filing of Attorney's Lien Pursuant to NRS 18.015 11-16-18.pdf	Notice - NOTC (CIV)		Original File Court Copy

eService Details

Status	Name	Firm	Served	Date Opened
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Status	Name	Firm	Served	Date Opened
Sent	Joe Vadala	Nevada Attorney General	Yes	11/16/2018 9:25 AM PST
Sent	Linda M. Kapcia	Nevada Attorney General	Yes	Not Opened
Sent	Juanita McClinton	Nevada Attorney General	Yes	11/16/2018 9:26 AM PST
Sent	Ed Miranda	Nevada Department of Transportation	Yes	Not Opened
Sent	"Elias P. George, Esq." .		Yes	Not Opened
Sent	Alice Coffman .		Yes	11/20/2018 11:59 AM PST
Sent	Amy Sugden .		Yes	Not Opened
Sent	Betsy Comella .		Yes	Not Opened
Sent	Brian C Padgett .		Yes	Not Opened
Sent	Cindy Kelly .		Yes	Not Opened
Sent	Jeremy Duke .		Yes	Not Opened
Sent	Janet Merrill	Office of The Attorney General	Yes	11/19/2018 9:34 AM PST
Sent	Joseph Vadala .		Yes	Not Opened
Sent	Kelli Hansen .		Yes	11/19/2018 2:23 PM PST
Sent	Linda Kapcia .		Yes	Not Opened
Sent	Ruth Ramos-Ayala .		Yes	Not Opened
Sent	John M Netzorg	John M. Netzorg P.C.	Yes	11/16/2018 10:42 AM PST
Sent	Peggy Messinger	John M. Netzorg P.C.	Yes	11/16/2018 9:25 AM PST

Parties with No eService

Name	Address
Darrell E. Jackson	

Name	Address
Nevada State of	

Name	Address
Darrell E. Jackson	

Name	Address
Department of Transportation	

Name	Address
Department of Transportation	

1/3/2019

Odyssey File & Serve - Envelope Receipt

Name Thomas M Strawn	Address
Name Thomas M Strawn	Address
Name Andrew S Levy	Address
Name Andrew S Levy	Address
Name Davidson Investments Limited Partnership	Address
Name John W Boyer	Address
Name Michael Alexander	Address
Name Michael Alexander Living Trust	Address
Name L S Enterprises Inc	Address
Name Las Vegas City of	Address
Name Nevada Title Company	Address
Name Eaglemark Savings Bank	Address
Name State of Nevada Department of Employment Training and Rehabilitation, Employment Security Division	Address
Name United States Department of Treasury- Internal Revenue Service	Address
Name Clark County	Address

Fees

Notice - NOTC (CIV)

Description	Amount
-------------	--------

1/3/2019

Odyssey File & Serve - Envelope Receipt

Filing Fee \$0.00
Filing Total: \$0.00

Total Filing Fee \$0.00
E-File Fee \$3.50

Envelope Total: \$3.50

Party Responsible for Fees	Darrell E. Jackson	Transaction Amount	\$3.50
Payment Account	BCP-4769 Visa	Transaction Id	4266542
Filing Attorney	Amy Sugden	Order Id	003452438-0
Transaction Response	Payment Complete		

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Detailed Transaction Report by Date All from 01/01/2017 to 03/01/2017

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Billing Transactions							
Date	Time	Pages	Court	Client Code	Description	Search	Cost
01/13/2017							
01/13/2017	14:58:56	6	NVDC		IMAGE64-0	2:16-CV-00685-APG-GWF DOCUMENT 64-0	\$0.60 /
Subtotal:		6	pages		\$0.60		
		0	audio files (\$2.40 ea)		\$0.00		
					\$0.60		
02/10/2017							
02/10/2017	11:09:44	7	NVDC		IMAGE70-0	2:16-CV-00685-APG-GWF DOCUMENT 70-0	\$0.70 /
Subtotal:		7	pages		\$0.70		
		0	audio files (\$2.40 ea)		\$0.00		
					\$0.70		
02/16/2017							
02/16/2017	19:13:14	4	NVDC		IMAGE51-0	2:16-CV-00685-APG-GWF DOCUMENT 51-0	\$0.40 /
Subtotal:		4	pages		\$0.40		
		0	audio files (\$2.40 ea)		\$0.00		
					\$0.40		
02/20/2017							
02/20/2017	12:57:49	2	NVDC		DOCKET REPORT	2:16-CV-02089-JAD-NJK	\$0.20
Subtotal:		2	pages		\$0.20		
		0	audio files (\$2.40 ea)		\$0.00		
					\$0.20		
02/22/2017							
02/22/2017	23:25:07	9	NVDC		DOCKET REPORT	2:16-CV-00685-APG-GWF	\$0.90 /
Subtotal:		9	pages		\$0.90		
		0	audio files (\$2.40 ea)		\$0.00		
Grand Total:		40	pages		\$4.00		
		0	audio files (\$2.40 ea)		\$0.00		
					\$4.00		

Date	Time	Pages	Court	Client Code	Description	Search	Cost
					\$0.90		
02/24/2017							
02/24/2017	14:18:19	1	NVDC		SEARCH	LAST NAME: UNITED STATES DEPARTMENT OF THE TREASURY TYPE: PTY	\$0.10 ✓
02/24/2017	14:19:14	1	NVDC		FILER LIST	2:16-CV-00665- APG-GWF	\$0.10 ✓
02/24/2017	14:19:57	9	NVDC		DOCKET REPORT	2:16-CV-00665- APG-GWF	\$0.90 ✓
02/24/2017	14:20:24	1	NVDC		FILER LIST	2:16-CV-00665- APG-GWF	\$0.10 ✓
Subtotal:		12	pages		\$1.20		
		0	audio files (\$2.40 ea)		\$0.00		
					\$1.20		
Grand Total:		40	pages		\$4.00		
		0	audio files (\$2.40 ea)		\$0.00		
					\$4.00		

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All
from 03/02/2017 to 06/01/2017

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Billing Transactions							
Date	Time	Pages	Court	Client Code	Description	Search	Cost
03/15/2017							
03/15/2017	11:49:37	10	NVDC		DOCKET REPORT	2:16-CV-00665-APG-GWF	\$1.00 ✓
03/15/2017	11:50:08	5	NVDC		IMAGE75-0	2:16-CV-00665-APG-GWF DOCUMENT 75-0	\$0.50 ✓
Subtotal:		15	pages		\$1.50		
		0	audio files (\$2.40 ea)		\$0.00		
					\$1.50		
03/21/2017							
03/21/2017	16:07:08	3	NVDC		DOCKET REPORT	2:16-CV-02089-JAD-NJK	\$0.30
03/21/2017	16:07:35	1	NVDC		IMAGE26-0	2:16-CV-02089-JAD-NJK DOCUMENT 26-0	\$0.10
03/21/2017	16:08:46	8	NVDC		IMAGE25-0	2:16-GV-02089-JAD-NJK DOCUMENT 25-0	\$0.80
03/21/2017	16:15:46	1	NVDC		IMAGE11-0	2:16-CV-02089-JAD-NJK DOCUMENT 11-0	\$0.10
Subtotal:		13	pages		\$1.30		
		0	audio files (\$2.40 ea)		\$0.00		
					\$1.30		
05/25/2017							
05/25/2017	14:56:28	14	NVDC		IMAGE107-0	2:16-CV-00665-APG-GWF DOCUMENT 107-0	\$1.40 ✓
Subtotal:		14	pages		\$1.40		
		0	audio files (\$2.40 ea)		\$0.00		
					\$1.40		
Grand Total:		42	pages		\$4.20		
		0	audio files (\$2.40 ea)		\$0.00		
					\$4.20		

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Billing Transactions							
Date	Time	Pages	Court	Client Code	Description	Search	Cost
06/05/2017							
06/05/2017	15:25:57	11	NVDC		DOCKET REPORT	2:16-CV-00665-APG-GWF	\$1.10 ✓
06/05/2017	15:27:33	1	NVDC		SEARCH	LAST NAME: BACHMAN FIRST NAME: WILLIAM	\$0.10
06/05/2017	15:27:51	1	NVDC		SEARCH	LAST NAME: BACHMAN FIRST NAME: WILLIAM	\$0.10
06/05/2017	15:28:57	3	NVDC		DOCKET REPORT	2:16-CV-02089-JAD-NJK	\$0.30
Subtotal:		16	pages		\$1.60		
		0	audio files (\$2.40 ea)		\$0.00		
					\$1.60		
06/16/2017							
06/16/2017	10:12:15	19	NVDC		IMAGE113-0	2:16-CV-00665-APG-GWF DOCUMENT 113-0	\$1.90 ✓
06/16/2017	10:18:31	12	NVDC		DOCKET REPORT	2:16-CV-00665-APG-GWF	\$1.20 ✓
Subtotal:		31	pages		\$3.10		
		0	audio files (\$2.40 ea)		\$0.00		
					\$3.10		
06/26/2017							
06/26/2017	10:25:41	12	NVDC		DOCKET REPORT	2:16-CV-00665-APG-GWF	\$1.20 ✓
Subtotal:		12	pages		\$1.20		
		0	audio files (\$2.40 ea)		\$0.00		
					\$1.20		
06/28/2017							
Grand Total:		64	pages		\$6.40		
		0	audio files (\$2.40 ea)		\$0.00		
					\$6.40		

Date	Time	Pages	Court	Client Code	Description	Search	Cost
06/28/2017	16:40:31	5	NVDC		DOCKET REPORT	2:07-CV-00060- KJD-LRL	\$0.50
Subtotal:		5	pages		\$0.50		
		0	audio files (\$2.40 ea)		\$0.00		
					\$0.50		
Grand Total:		64	pages		\$6.40		
		0	audio files (\$2.40 ea)		\$0.00		
					\$6.40		
				Back	New Search		

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Detailed Transaction Report by Date
 All
 from 09/02/2017 to 12/01/2017

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Billing Transactions							
Date	Time	Pages	Court	Client Code	Description	Search	Cost
10/03/2017							
10/03/2017	12:47:16	2	NVDC		IMAGE126-0	2:16-CV-00665-APG-GWF DOCUMENT 126-0	\$0.20 ✓
Subtotal:		2 pages			\$0.20		
		0 audio files (\$2.40 ea)			\$0.00		
					\$0.20		
10/12/2017							
10/12/2017	16:21:16	22	NVDC		DOCKET REPORT 2:09-CV-01558-GMN-VCF START DATE: 10/12/2016	2:09-CV-01558-GMN-VCF DOCUMENT 404-0	\$2.20
10/12/2017	16:21:33	6	NVDC		IMAGE404-0	2:09-CV-01558-GMN-VCF DOCUMENT 404-0	\$0.60
Subtotal:		28 pages			\$2.80		
		0 audio files (\$2.40 ea)			\$0.00		
					\$2.80		
10/20/2017							
10/20/2017	11:59:55	5	NVDC		IMAGE135-0	2:16-CV-00665-APG-GWF DOCUMENT 135-0	\$0.50 ✓
Subtotal:		5 pages			\$0.50		
		0 audio files (\$2.40 ea)			\$0.00		
					\$0.50		
11/08/2017							
11/08/2017	16:10:43	14	NVDC		DOCKET REPORT 2:16-CV-00665-APG-GWF		\$1.40 ✓
Subtotal:		14 pages			\$1.40		
		0 audio files (\$2.40 ea)			\$0.00		
					\$1.40		
11/13/2017							
11/13/2017	09:26:11	14	NVDC		DOCKET REPORT 2:16-CV-00665-APG-GWF		\$1.40 ✓
Subtotal:		14 pages			\$1.40		
		0 audio files (\$2.40 ea)			\$0.00		
					\$1.40		
11/20/2017							
11/20/2017	04:04:31	14	NVDC		DOCKET REPORT 2:16-CV-00665-APG-GWF		\$1.40 ✓
11/20/2017	04:05:35	9	NVDC		IMAGE16-0	2:16-CV-00665-APG-GWF DOCUMENT 16-0	\$0.90 ✓
11/20/2017	04:06:09	1	NVDC		IMAGE17-0	2:16-CV-00665-APG-GWF DOCUMENT 17-0	\$0.10 ✓
11/20/2017	04:06:40	9	NVDC		IMAGE20-0	2:16-CV-00665-APG-GWF DOCUMENT 20-0	\$0.90 ✓
11/20/2017	04:07:45	5	NVDC		IMAGE28-0	2:16-CV-00665-APG-GWF DOCUMENT 28-0	\$0.50 ✓
11/20/2017	04:08:53	5	NVDC		IMAGE29-0	2:16-CV-00665-APG-GWF DOCUMENT 29-0	\$0.50 ✓
Grand Total:		192 pages			\$19.20		
		0 audio files (\$2.40 ea)			\$0.00		
					\$19.20		

Date	Time	Pages	Court	Client Code	Description	Search	Cost
11/20/2017	04:09:50	5 NVDC			IMAGE38-0	2:16-CV-00665-APG-GWF DOCUMENT 36-0	\$0.50 ✓
Subtotal:		48 pages			\$4.80		
		0 audio files (\$2.40 ea)			\$0.00		
					\$4.80		
11/22/2017							
11/22/2017	19:46:07	10 NVDC			IMAGE145-0	2:16-CV-00665-APG-GWF DOCUMENT 145-0	\$1.00 ✓
11/22/2017	19:48:25	14 NVDC			DOCKET REPORT	2:16-CV-00665-APG-GWF	\$1.40 ✓
11/22/2017	19:50:09	14 NVDC			DOCKET REPORT	2:16-CV-00665-APG-GWF	\$1.40 ✓
Subtotal:		38 pages			\$3.80		
		0 audio files (\$2.40 ea)			\$0.00		
					\$3.80		
11/29/2017							
11/29/2017	17:22:25	4 NVDC			DOCKET REPORT	2:16-CV-00665-APG-GWF START DATE: 11/22/2017	\$0.40 ✓
11/29/2017	17:22:31	12 NVDC			IMAGE150-0	2:16-CV-00665-APG-GWF DOCUMENT 150-0	\$1.20 ✓
11/29/2017	18:31:28	27 NVDC			IMAGE148-0	2:16-CV-00665-APG-GWF DOCUMENT 148-0	\$2.70 ✓
Subtotal:		43 pages			\$4.30		
		0 audio files (\$2.40 ea)			\$0.00		
					\$4.30		
Grand Total:		192 pages			\$19.20		
		0 audio files (\$2.40 ea)			\$0.00		
					\$19.20		
Back New Search							

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Detailed Transaction Report by Date
 All
 from 01/01/2018 to 03/01/2018

Fri Dec 28 15:23:57 CST 2018
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Billing Transactions							
Date	Time	Pages	Court	Client Code	Description	Search	Cost
01/16/2018							
01/16/2018	14:43:33	5	NVDC		DOCKET REPORT	2:16-CV-00665-APG-GWF START DATE: 10/18/2017	\$0.50 ✓
01/18/2018	14:43:42	10	NVDC		DOCKET REPORT	2:16-CV-00665-APG-GWF START DATE: 01/16/2017	\$1.00 ✓
Subtotal:		15	pages		\$1.50		
		0	audio files (\$2.40 ea)		\$0.00		
					\$1.50		
02/27/2018							
02/27/2018	11:42:06	1	NVDC		SEARCH	LAST NAME: CW NEVADA	\$0.10
02/27/2018	11:42:21	1	NVDC		SEARCH	LAST NAME: SETTLEMYER TRUST	\$0.10
Subtotal:		2	pages		\$0.20		
		0	audio files (\$2.40 ea)		\$0.00		
					\$0.20		
Grand Total:		17	pages		\$1.70		
		0	audio files (\$2.40 ea)		\$0.00		
					\$1.70		

[Back](#) [New Search](#)

BILLING HISTORY
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Detailed Transaction Report by Date
 All
 from 03/02/2018 to 06/01/2018

Fri Dec 28 15:24:17 CST 2018
 abraudis

[Back](#) [New Search](#)

Billing Transactions							
Date	Time	Pages	Court	Client Code	Description	Search	Cost
05/10/2018							
05/10/2018	13:01:06	10	NVDC		IMAGE114-2	2:16-CV-00665-APG-GWF DOCUMENT 114-2	\$1.00 ✓
05/10/2018	13:01:06	15	NVDC		IMAGE114-0	2:16-CV-00665-APG-GWF DOCUMENT 114-0	\$1.50 ✓
05/10/2018	13:01:06	4	NVDC		IMAGE114-1	2:16-CV-00665-APG-GWF DOCUMENT 114-1	\$0.40 ✓
05/10/2018	13:01:07	10	NVDC		IMAGE114-3	2:16-CV-00665-APG-GWF DOCUMENT 114-3	\$1.00 ✓
05/10/2018	13:01:07	6	NVDC		IMAGE114-4	2:16-CV-00665-APG-GWF DOCUMENT 114-4	\$0.60 ✓
05/10/2018	13:01:07	7	NVDC		IMAGE114-5	2:16-CV-00665-APG-GWF DOCUMENT 114-5	\$0.70 ✓
05/10/2018	13:01:08	10	NVDC		IMAGE114-7	2:16-CV-00665-APG-GWF DOCUMENT 114-7	\$1.00 ✓
05/10/2018	13:01:08	12	NVDC		IMAGE114-6	2:16-CV-00665-APG-GWF DOCUMENT 114-6	\$1.20 ✓
05/10/2018	13:22:08	5	NVDC		IMAGE120-0	2:16-CV-00665-APG-GWF DOCUMENT 120-0	\$0.50 ✓

Grand Total:	97 pages	\$9.70
	0 audio files (\$2.40 ea)	\$0.00
		\$9.70

Date	Time	Pages	Court	Client Code	Description	Search	Cost
05/10/2018	14:06:22	7	NVDC		DOCKET REPORT	2:16-CV-00665-APG-GWF START DATE: 05/10/2017	\$0.70 ✓
05/10/2018	14:07:09	8	NVDC		DOCKET REPORT	2:16-CV-00665-APG-GWF START DATE: 1/20/2016 END DATE: 12/29/2016	\$0.80 ✓
05/10/2018	14:07:24	3	NVDC		IMAGE37-0	2:16-CV-00665-APG-GWF DOCUMENT 37-0	\$0.30 ✓
Subtotal:		97	pages		\$9.70		
		0	audio files (\$2.40 ea)		\$0.00		
					\$9.70		
Grand Total:		97	pages		\$9.70		
		0	audio files (\$2.40 ea)		\$0.00		
					\$9.70		

[Back](#)

[New Search](#)

\$ 39.70

EXHIBIT “2”

EXHIBIT “2”

5:41 PM

09/19/18

OASIS REPORTING SERVICES, LLC

Payments and Credits for Amy L. Sugden (5760)

January through December 2017

Type	Num	Date	Amount	Open Balance
Jan - Dec 17				
Payment	60818...	12/08/2017	408.65	
Payment	40356...	10/09/2017	173.90	
Payment	40356...	10/09/2017	186.40	
Payment	40356...	10/09/2017	139.70	
Payment	40327...	09/25/2017	323.50	
Payment	40327...	09/25/2017	176.50	
Payment	266885	08/18/2017	633.05	
Payment	225550	05/21/2017	354.20	
Payment	284877	02/21/2017	377.35	
Payment	284877	02/21/2017	424.90	
Jan - Dec 17			3,198.15	0.00



400 South Seventh Street
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Las Vegas, NV 89101

Tel. (702) 476-4500
info@oasisreporting.com
www.oasisreporting.com

Amy L. Sugden
Law Offices of Brian C. Padgett
611 South Sixth Street
Las Vegas NV 89101

INVOICE

Invoice No.	Invoice Date	Job No.
25580	2/2/2017	20063
Job Date	Case No.	
1/13/2017	2:16-CV-665-APG-GWF	
Case Name		
The State of Nevada v. United States Department of the Treasury - IRS, et al.		
Payment Terms		
Net 21		

1 CERTIFIED COPY OF TRANSCRIPT OF:

Michael G. Alexander	100.00 Pages	325.00
Exhibit	17.00 Pages	9.35
Condensed Transcript Only and No Full-Size Copy (\$35 Waived)		0.00
Statutory Administration of Transcript Subsequent to Publication		25.00
Local Delivery		18.00
TOTAL DUE >>>		\$377.35
AFTER 3/4/2017 PAY		\$415.09

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Tax ID: 26-3403945

Phone: 702-304-0123 Fax: 702-368-0123

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Amy L. Sugden
Law Offices of Brian C. Padgett
611 South Sixth Street
Las Vegas NV 89101

Invoice No. : 25580
Invoice Date : 2/2/2017
Total Due : \$ 377.35
AFTER 3/4/2017 PAY \$415.09

Remit To: **Oasis Reporting Services, LLC**
400 South Seventh Street
Suite 400, Box 7
Las Vegas NV 89101

Job No. : 20063
BU ID : 1-MAIN
Case No. : 2:16-CV-665-APG-GWF
Case Name : The State of Nevada v. United States
Department of the Treasury - IRS, et al.



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Law Offices of Brian C. Padgett
611 South Sixth Street
Las Vegas NV 89101

INVOICE

Invoice No.	Invoice Date	Job No.
25581	2/2/2017	20063
Job Date	Case No.	
1/13/2017	2:16-CV-665-APG-GWF	
Case Name		
The State of Nevada v. United States Department of the Treasury - IRS, et al.		
Payment Terms		
Net 21		

1 CERTIFIED COPY OF TRANSCRIPT OF:

John W. Boyer, Esq.	120.00 Pages	390.00
Exhibit	18.00 Pages	9.90
Condensed Transcript Only and No Full-Size Copy (\$35 Waived)		0.00
Statutory Administration of Transcript Subsequent to Publication		25.00
TOTAL DUE >>>		\$424.90
AFTER 3/4/2017 PAY		\$467.39

There is never a charge for word index pages at Oasis Reporting Services, which can save you and your clients up to 27% compared to other firms charging per page for word indexes.

All invoices due upon receipt. Past-due invoices accrue interest at a rate of 1.5% per month. Payment is not contingent upon client or insurance carrier reimbursement. Thank you for your business.

Tax ID: 26-3403945

Phone: 702-304-0123 Fax: 702-368-0123

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Amy L. Sugden
Law Offices of Brian C. Padgett
611 South Sixth Street
Las Vegas NV 89101

Invoice No. : 25581
Invoice Date : 2/2/2017
Total Due : \$ 424.90
AFTER 3/4/2017 PAY \$467.39

Remit To: **Oasis Reporting Services, LLC**
400 South Seventh Street
Suite 400, Box 7
Las Vegas NV 89101

Job No. : 20063
BU ID : 1-MAIN
Case No. : 2:16-CV-665-APG-GWF
Case Name : The State of Nevada v. United States
Department of the Treasury - IRS, et al.



OASIS REPORTING SERVICES

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Second Floor
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INVOICE

Invoice No.	Invoice Date	Job No.
26487	3/29/2017	21014
Job Date	Case No.	
3/13/2017	2:16-CV-665-APG-GWF	
Case Name		
The State of Nevada v. United States Department of the Treasury - IRS, et al.		
Payment Terms		
Net 21		

1 CERTIFIED COPY OF TRANSCRIPT OF:

Steven Edward Davidson	69.00 Pages	224.25
Exhibit	5.00 Pages	2.75
E-Bundle With Certified Copy and No Hard Copy		50.00
Condensed Transcript Only and No Full-Size Copy (\$35 Waived)		0.00
Statutory Administration of Transcript Subsequent to Publication		25.00
Local Delivery		20.00

TOTAL DUE >>> **\$322.00**
AFTER 4/28/2017 PAY **\$354.20**

There is never a charge for word index pages at Oasis Reporting Services, which can save you and your clients up to 27% compared to other firms charging per page for word indexes.

All invoices due upon receipt. Past-due invoices accrue interest at a rate of 1.5% per month. Payment is not contingent upon client or insurance carrier reimbursement. Thank you for your business.

(-) Payments/Credits: 354.20
(+) Finance Charges/Debits: 0.00
(=) New Balance: 0.00

Tax ID: 26-3403945

Phone: 702-304-0123 Fax: 702-368-0123

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Job No. : 21014 BU ID : 1-MAIN
Case No. : 2:16-CV-665-APG-GWF
Case Name : The State of Nevada v. United States
Department of the Treasury - IRS, et al.
Invoice No. : 26487 Invoice Date : 3/29/2017
Total Due : \$0.00

Remit To: Oasis Reporting Services, LLC
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PAYMENT WITH CREDIT CARD



Cardholder's Name: _____
Card Number: _____
Exp. Date: _____ Phone#: _____
Billing Address: _____
Zip: _____ Card Security Code: _____
Amount to Charge: _____
Cardholder's Signature: _____
Email: _____



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INVOICE

Invoice No.	Invoice Date	Job No.
26502	3/29/2017	20892
Job Date	Case No.	
3/14/2017	2:16-CV-665-APG-GWF	
Case Name		
The State of Nevada v. United States Department of the Treasury - IRS, et al.		
Payment Terms		
Net 21		

1 CERTIFIED COPY OF TRANSCRIPT OF:

Thomas M. Strawn, Jr., Volume II

154.00 Pages

500.50

E-Bundle With Certified Copy and No Hard Copy

50.00

Condensed Transcript Only and No Full-Size Copy (\$35 Waived)

0.00

Statutory Administration of Transcript Subsequent to Publication

25.00

TOTAL DUE >>>

\$575.50

AFTER 4/28/2017 PAY

\$633.05

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Tax ID: 26-3403945

Phone: 702-304-0123 Fax: 702-368-0123

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Amy L. Sugden
Law Offices of Brian C. Padgett
611 South Sixth Street
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Invoice No. : 26502
Invoice Date : 3/29/2017
Total Due : \$ 575.50
AFTER 4/28/2017 PAY \$633.05

Remit To: **Oasis Reporting Services, LLC**
400 South Seventh Street
Suite 400, Box 7
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Job No. : 20892
BU ID : 1-MAIN
Case No. : 2:16-CV-665-APG-GWF
Case Name : The State of Nevada v. United States
Department of the Treasury - IRS, et al.



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611 South Sixth Street
Las Vegas NV 89101

INVOICE

Invoice No.	Invoice Date	Job No.
26595	4/5/2017	20893
Job Date	Case No.	
3/16/2017	2:16-CV-665-APG-GWF	
Case Name		
The State of Nevada v. United States Department of the Treasury - IRS, et al.		
Payment Terms		
Net 21		

1 CERTIFIED COPY OF TRANSCRIPT OF:

Andrew S. Levy, Volume II

Exhibit

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Color Copies

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64.00 Pages	208.00
30.00 Pages	16.50
	50.00
	0.00
2.00 Pages	4.00
	25.00
	20.00

TOTAL DUE >>> \$323.50

AFTER 5/5/2017 PAY \$355.85

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Tax ID: 26-3403945

Phone: 702-304-0123 Fax: 702-368-0123

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Invoice No. : 26595
Invoice Date : 4/5/2017
Total Due : \$ 323.50
AFTER 5/5/2017 PAY \$355.85

Remit To: Oasis Reporting Services, LLC
400 South Seventh Street
Suite 400, Box 7
Las Vegas NV 89101

Job No. : 20893
BU ID : 1-MAIN
Case No. : 2:16-CV-665-APG-GWF
Case Name : The State of Nevada v. United States
Department of the Treasury - IRS, et al.



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Las Vegas NV 89101

INVOICE

Invoice No.	Invoice Date	Job No.
26607	4/5/2017	21017
Job Date	Case No.	
3/21/2017	2:16-CV-665-APG-GWF	
Case Name		
The State of Nevada v. United States Department of the Treasury - IRS, et al.		
Payment Terms		
Net 21		

1 CERTIFIED COPY OF TRANSCRIPT OF:

David Cabral, Volume II	80.00 Pages	260.00
Exhibit	28.00 Pages	15.40
E-Bundle With Certified Copy		50.00
Condensed Transcript Only and No Full-Size Copy (\$35 Waived)		0.00
Statutory Administration of Transcript Subsequent to Publication		25.00
TOTAL DUE >>>		\$350.40
AFTER 5/5/2017 PAY		\$385.44

There is never a charge for word index pages at Oasis Reporting Services, which can save you and your clients up to 27% compared to other firms charging per page for word indexes.

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Invoice No. : 26607
Invoice Date : 4/5/2017
Total Due : \$ 350.40
AFTER 5/5/2017 PAY \$385.44

Remit To: Oasis Reporting Services, LLC
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Job No. : 21017
BU ID : 1-MAIN
Case No. : 2:16-CV-665-APG-GWF
Case Name : The State of Nevada v. United States
Department of the Treasury - IRS, et al.



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INVOICE

Invoice No.	Invoice Date	Job No.
26625	4/6/2017	21202
Job Date	Case No.	
3/23/2017	2:16-CV-665-APG-GWF	
Case Name		
The State of Nevada v. United States Department of the Treasury - IRS, et al.		
Payment Terms		
Net 21		

1 CERTIFIED COPY OF TRANSCRIPT OF:

Darrell E. Jackson, Volume II	36.00 Pages	117.00
Exhibit	28.00 Pages	15.40
E-Bundle With Certified Copy		50.00
Condensed Transcript Only and No Full-Size Copy (\$35 Waived)		0.00
Color Copies	2.00 Pages	4.00
TOTAL DUE >>>		\$186.40
AFTER 5/6/2017 PAY		\$205.04

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Tax ID: 26-3403945

Phone: 702-304-0123 Fax: 702-368-0123

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Invoice No. : 26625
Invoice Date : 4/6/2017
Total Due : \$ 186.40
AFTER 5/6/2017 PAY \$205.04

Remit To: Oasis Reporting Services, LLC
400 South Seventh Street
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Job No. : 21202
BU ID : 1-MAIN
Case No. : 2:16-CV-665-APG-GWF
Case Name : The State of Nevada v. United States
Department of the Treasury - IRS, et al.



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611 South Sixth Street
Las Vegas NV 89101

INVOICE

Invoice No.	Invoice Date	Job No.
26983	5/1/2017	21462
Job Date	Case No.	
4/11/2017	2:16-CV-655-APG-GWF	
Case Name		
The State of Nevada v. United States Department of the Treasury - IRS, et al.		
Payment Terms		
Net 21		

1 CERTIFIED COPY OF TRANSCRIPT OF:

Tio S. DiFederico, MAI	66.00 Pages	231.00
E-Bundle With Certified Copy and No Hard Copy		50.00
Statutory Administration of Transcript Subsequent to Publication		25.00
TOTAL DUE >>>		\$306.00
AFTER 5/31/2017 PAY		\$336.60

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All invoices due upon receipt. Past-due invoices accrue interest at a rate of 1.5% per month. Payment is not contingent upon client or insurance carrier reimbursement. Thank you for your business.

(-) Payments/Credits:	0.00
(+) Finance Charges/Debits:	30.60
(=) New Balance:	\$336.60

Tax ID: 26-3403945

Phone: 702-304-0123 Fax: 702-368-0123

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Amy L. Sugden
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611 South Sixth Street
Las Vegas NV 89101

Invoice No. : 26983
Invoice Date : 5/1/2017
Total Due : **\$336.60**

Remit To: Oasis Reporting Services, LLC
400 South Seventh Street
Suite 400, Box 7
Las Vegas NV 89101

Job No. : 21462
BU ID : 1-MAIN
Case No. : 2:16-CV-665-APG-GWF
Case Name : The State of Nevada v. United States
Department of the Treasury - IRS, et al.



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INVOICE

Invoice No.	Invoice Date	Job No.
27272	5/19/2017	21685
Job Date	Case No.	
4/25/2017	2:16-CV-665-APG-GWF	
Case Name		
The State of Nevada v. United States Department of the Treasury - IRS, et al.		
Payment Terms		
Net 21		

1 CERTIFIED COPY OF TRANSCRIPT OF:

Richard Ginocchi	30.00 Pages	97.50
E-Bundle With Certified Copy		50.00
Condensed Transcript Only and No Full-Size Copy (\$35 Waived)		0.00
Statutory Administration of Transcript Subsequent to Publication		25.00
Local Delivery		20.00
TOTAL DUE >>>		\$192.50
AFTER 6/18/2017 PAY		\$211.75

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(-) Payments/Credits:	0.00
(+) Finance Charges/Debits:	19.25
(=) New Balance:	\$211.75

Tax ID: 26-3403945

Phone: 702-304-0123 Fax: 702-368-0123

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Invoice No. : 27272
Invoice Date : 5/19/2017
Total Due : \$211.75

Remit To: Oasis Reporting Services, LLC
400 South Seventh Street
Suite 400, Box 7
Las Vegas NV 89101

Job No. : 21685
BU ID : 1-MAIN
Case No. : 2:16-CV-665-APG-GWF
Case Name : The State of Nevada v. United States Department of the Treasury - IRS, et al.

State of Nevada vs. U.S. Dept of Treasury-Internal Revenue, et al. - Statement

Remit To: Litigation Services and Technologies of Nevada, LLC
P.O. Box 98813
Las Vegas, NV 89193-8813
Phone: 800-330-1112 Fax: 702-631-7351

Accounts Payable
Brian C. Padgett, Law Office
611 South Sixth Street Suite 210
Las Vegas, NV 89101
Phone: 702-304-0123 Fax: 702-368-0123

Account No.	Date
F6317	9/24/2018

Please note, disputes or refunds will not be honored or issued after 30 days.

Current	30 Days	60 Days
0.00	0.00	0.00
90 Days	120 Days & Over	Total Due
0.00	0.00	0.00

Job Date	Witness	Claim No.	Contact	Case Name	Invoice No.	Invoice Date	Invoice Amount	Payment Received	Payment Received From	Balance
10/13/2016	WC Camis - PMK for KC Camis Architects, LLC		Suggden, Amy	State of Nevada vs. U.S. Dept of Treasury-Internal Revenue, et al.	1104956	10/26/2016	468.80	468.80	Brian C. Padgett, Law Office	0.00
11/18/2016	Darrell E. Jackson		Suggden, Amy	State of Nevada vs. U.S. Dept of Treasury-Internal Revenue, et al.	1119919	12/29/2016	590.15	590.15	AMEX 7003 INV # 1119919 By Brian C. Padgett, Law Office	0.00
11/15/2016	David J. Cabral		Suggden, Amy	State of Nevada vs. U.S. Dept of Treasury-Internal Revenue, et al.	1122509	1/9/2017	541.90	541.90	AMEX 7003 INV # 1122509 By Brian C. Padgett, Law Office	0.00
10/24/2016	Andrew S. Levy Andrew S. Levy (Rough Draft)		Suggden, Amy	State of Nevada vs. U.S. Dept of Treasury-Internal Revenue, et al.	1133097	2/23/2017	1,091.10	600.00 491.10	AMEX 7003 INV # 1133097 By Brian C. Padgett, Law Office AMEX 7003 INV # 1133097 By Brian C. Padgett, Law Office	0.00
Total Balance Due:										0.00

Tax ID: 27-5114755



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Amy Sugden, Esq.
Brian C. Padgett, Law Office
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Las Vegas, NV 89101

INVOICE

Invoice No.	Invoice Date	Job No.
1104956	10/26/2016	344127
Job Date	Case No.	
10/13/2016	2:16-cv-665-APG-GWF	
Case Name		
State of Nevada vs. U.S. Dept of Treasury-Internal Revenue, et al.		
Payment Terms		
Net 30		

1 CERTIFIED COPY OF TRANSCRIPT OF:

KC Camis - PMK for KC Camis Architects, LLC

468.80

TOTAL DUE >>> \$468.80

AFTER 11/25/2016 PAY \$515.68

Please note, disputes or refunds will not be honored or issued after 30 days

Tax ID: 27-5114755

Phone: 702-304-0123 Fax: 702-368-0123

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Brian C. Padgett, Law Office
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Las Vegas, NV 89101

Job No. : 344127 BU ID : LV-CR
Case No. : 2:16-cv-665-APG-GWF
Case Name : State of Nevada vs. U.S. Dept of
Treasury-Internal Revenue, et al.
Invoice No. : 1104956 Invoice Date : 10/26/2016
Total Due : \$ 468.80
AFTER 11/25/2016 PAY \$515.68

Remit To: **Litigation Services and Technologies of
Nevada, LLC**
P.O. Box 98813
Las Vegas, NV 89193-8813

PAYMENT WITH CREDIT CARD



Cardholder's Name: _____
Card Number: _____
Exp. Date: _____ Phone#: _____
Billing Address: _____
Zip: _____ Card Security Code: _____
Amount to Charge: _____
Cardholder's Signature: _____
Email: _____



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Brian C. Padgett, Law Office
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INVOICE

Invoice No.	Invoice Date	Job No.
1133097	2/23/2017	348262
Job Date	Case No.	
10/24/2016	2:16-cv-665-APG-GWF	
Case Name		
State of Nevada vs. U.S. Dept of Treasury-Internal Revenue, et al.		
Payment Terms		
Net 30		

1 CERTIFIED COPY OF TRANSCRIPT OF:
Andrew S. Levy

1,091.10

TOTAL DUE >>> \$1,091.10

AFTER 3/25/2017 PAY \$1,200.21

Copy order requested on 02/22/2017

Please note, disputes or refunds will not be honored or issued after 30 days

Tax ID: 27-5114755

Phone: 702-304-0123 Fax: 702-368-0123

Please detach bottom portion and return with payment.

Amy Sugden, Esq.
Brian C. Padgett, Law Office
611 South Sixth Street Suite 210
Las Vegas, NV 89101

Job No. : 348262 BU ID : LV-CR
Case No. : 2:16-cv-665-APG-GWF
Case Name : State of Nevada vs. U.S. Dept of
Treasury-Internal Revenue, et al.
Invoice No. : 1133097 Invoice Date : 2/23/2017
Total Due : \$ 1,091.10
AFTER 3/25/2017 PAY \$1,200.21

Remit To: **Litigation Services and Technologies of
Nevada, LLC**
P.O. Box 98813
Las Vegas, NV 89193-8813

PAYMENT WITH CREDIT CARD



Cardholder's Name: _____
Card Number: _____
Exp. Date: _____ Phone#: _____
Billing Address: _____
Zip: _____ Card Security Code: _____
Amount to Charge: _____
Cardholder's Signature: _____
Email: _____



Discovery • Depositions • Trial

Litigation
SERVICES

3770 Howard Hughes Prkwy.
Suite 300
Las Vegas, NV 89169
Phone: 800.330.1112
LitigationServices.com

Amy Sugden, Esq.
Brian C. Padgett, Law Office
611 South Sixth Street
Las Vegas, NV 89101

INVOICE

Invoice No.	Invoice Date	Job No.
1122509	1/9/2017	349897
Job Date	Case No.	
11/15/2016	2:16-cv-665-APG-GWF	
Case Name		
State of Nevada vs. U.S. Dept of Treasury-Internal Revenue, et al.		
Payment Terms		
Net 30		

1 CERTIFIED COPY OF TRANSCRIPT OF:
David J. Cabral

541.90

TOTAL DUE >>> \$541.90
AFTER 2/8/2017 PAY \$596.09

Please note, disputes or refunds will not be honored or issued after 30 days

Tax ID: 27-5114755

Phone: 702-304-0123 Fax: 702-368-0123

Please detach bottom portion and return with payment.

Amy Sugden, Esq.
Brian C. Padgett, Law Office
611 South Sixth Street
Las Vegas, NV 89101

Job No. : 349897 BU ID : LV-CR
Case No. : 2:16-cv-665-APG-GWF
Case Name : State of Nevada vs. U.S. Dept of
Treasury-Internal Revenue, et al.
Invoice No. : 1122509 Invoice Date : 1/9/2017
Total Due : \$ 541.90
AFTER 2/8/2017 PAY \$596.09

Remit To: **Litigation Services and Technologies of
Nevada, LLC**
P.O. Box 98813
Las Vegas, NV 89193-8813

PAYMENT WITH CREDIT CARD



Cardholder's Name: _____
Card Number: _____
Exp. Date: _____ Phone#: _____
Billing Address: _____
Zip: _____ Card Security Code: _____
Amount to Charge: _____
Cardholder's Signature: _____
Email: _____



Litigation
SERVICES

3770 Howard Hughes Pkwy.
Suite 300
Las Vegas, NV 89169
Phone: 800.330.1112
LitigationServices.com

Amy Sugden, Esq.
Brian C. Padgett, Law Office
611 South Sixth Street
Las Vegas, NV 89101

INVOICE

Invoice No.	Invoice Date	Job No.
1119919	12/29/2016	353079
Job Date	Case No.	
11/18/2016	2:16-cv-665-APG-GWF	
Case Name		
State of Nevada vs. U.S. Dept of Treasury-Internal Revenue, et al.		
Payment Terms		
Net 30		

1 CERTIFIED COPY OF TRANSCRIPT OF:

Darrell E. Jackson

590.15

TOTAL DUE >>> \$590.15

AFTER 1/28/2017 PAY \$649.17

Please note, disputes or refunds will not be honored or issued after 30 days

Tax ID: 27-5114755

Phone: 702-304-0123 Fax: 702-368-0123

Please detach bottom portion and return with payment.

Amy Sugden, Esq.
Brian C. Padgett, Law Office
611 South Sixth Street
Las Vegas, NV 89101

Job No. : 353079 BU ID : LV-CR
Case No. : 2:16-cv-665-APG-GWF
Case Name : State of Nevada vs. U.S. Dept of
Treasury-Internal Revenue, et al.
Invoice No. : 1119919 Invoice Date : 12/29/2016
Total Due : \$ 590.15
AFTER 1/28/2017 PAY \$649.17

Remit To: **Litigation Services and Technologies of
Nevada, LLC
P.O. Box 98813
Las Vegas, NV 89193-8813**

PAYMENT WITH CREDIT CARD	
Cardholder's Name:	
Card Number:	
Exp. Date:	Phone#:
Billing Address:	
Zip:	Card Security Code:
Amount to Charge:	
Cardholder's Signature:	
Email:	



**WESTERN REPORTING
SERVICES, INC.**

500 South Rancho Drive • Suite 8A • Las Vegas, NV 89106
702/474-6255 • fax 702/474-6257
www.westernreportingservices.com
Federal ID No. 88-0263740

TERMS: NET 30 DAYS - A Late Payment
Charge of 1 1/2% per month (18% per
annum) will be assessed on balances 30
days or more overdue.

DATE

5/5/2017

INVOICE

51527

TO:

Amy L. Sugden, Esq.
Padgett Law Offices
611 South Sixth Street
Las Vegas, Nevada 89101

IN RE:

STATE OF NEVADA V. JACKSON

INVOICE

DEPOSITION OF TAMI CAMPA, MAI, 4/21/17	
Reporter appearance (AM and PM Sessions)	190.00
Transcript, Original and One Copy (Technical) (Electronic Format)	800.00
Additional copy - NO CHARGE	0.00
Statutory administration of transcript subsequent to publication	20.00
Exhibits - Regular Photocopies	129.00
Per request of Counsel: Copy of Transcript (in lieu of Original transcript) forwarded to Deponent for Review and Signature	28.50

REPORTER:

M. Goddard

BALANCE DUE:

\$1,167.50



WESTERN REPORTING SERVICES, INC.

500 South Rancho Drive • Suite 8A • Las Vegas, NV 89106
702/474-6255 • fax 702/474-6257
www.westernreportingservices.com
Federal ID No. 88-0263740

TERMS: NET 30 DAYS - A Late Payment
Charge of 1 1/2% per month (18% per
annum) will be assessed on balances 30
days or more overdue.

DATE

INVOICE

3/20/2017

51387

TO:

IN RE:

STATE OF NEVADA V. JACKSON

Jeremy B. Duke, Esq.
Padgett Law Offices
611 South Sixth Street
Las Vegas, Nevada 89101

INVOICE

DEPOSITION OF RANDY CARROLL, PE, PTOE, 3/6/17

Reporter appearance (AM and PM Sessions)

190.00

Transcript, Original and One Copy (Technical)
(Electronic Format)

620.00

Additional copy - NO CHARGE

0.00

Statutory administration of transcript subsequent to publication

20.00

NOTE: Per your/your office's instruction, no exhibits are provided with your copy of the
transcript.

0.00

Per request of Counsel: Copy of Transcript (in lieu of Original transcript) forwarded to
Deponent for Review and Signature

28.50

REPORTER:

M. Goddard

BALANCE DUE:

\$858.50



**WESTERN REPORTING
SERVICES, INC.**

500 South Rancho Drive • Suite 8A • Las Vegas, NV 89106
702/474-6255 • fax 702/474-6257
www.westernreportingservices.com
Federal ID No. 88-0263740

TERMS: NET 30 DAYS - A Late Payment
Charge of 1 1/2% per month (18% per
annum) will be assessed on balances 30
days or more overdue.

DATE

INVOICE

3/29/2017

51413

TO:

IN RE:

STATE OF NEVADA V. JACKSON

Jeremy B. Duke, Esq.
Padgett Law Offices
611 South Sixth Street
Las Vegas, Nevada 89101

INVOICE

DEPOSITION OF WILLIAM T. ROGERS, SR., 3/15/17

Reporter Attendance

95.00

Transcript, Original and One Copy (Technical)
(Electronic Format)

515.00

Additional copy - NO CHARGE

0.00

Statutory administration of transcript subsequent to publication

20.00

Exhibits - Regular Photocopies

6.60

Per request of Counsel: Copy of Transcript (in lieu of Original transcript) forwarded to
Deponent for Review and Signature

28.50

REPORTER:

M. Goddard

BALANCE DUE:

\$665.10

EXHIBIT “3”

EXHIBIT “3”

Western Technical Resources
4668 Riva De Romanza
Las Vegas, Nevada 89135
702-525-8115
wtr9925@aol.com

INVOICE

Invoice # 2017120
Invoice Date Mar 15, 2017
Matter # CaseRef# 2:16-cv-665-
APG-GWF
Terms Due Upon Receipt
Re: State of Nevada vs Jackson

Bill To:

Law Offices of Brian C. Padgett
Attn: Jeremy Duke
611 South Sixth Street
Lsa Vegas, Nevada 89101

DATE	Description	Staff	Rate	Hours	Amount
Mar 15, 2017	Deposition 10:00am until 12:00Noon = 2 Hours.Travel to and from Deposition = 1 Hour total. (L130 /--)	WTR	\$550.00	3	\$1,650.00

Total Fees	\$1,650.00
Total Expenses	\$0.00
Subtotal	\$1,650.00
Previous Balance	\$0.00
Total	\$1,650.00

Please Pay : \$1,650.00

Timekeeper Summary

Timekeeper	Hours	Fee Billed
WTR - Wm. Tim Rogers, Sr [Consultant]	3.00 h	\$1,650.00
Total	3.00 h	\$1,650.00

Western Technical Resources

RE: LEVY

3/17/2017

8916

1,650.00

City National Checkin RE: LEVY

1,650.00

Ruth Ramos-Ayala

From: Amy Sugden
Sent: Thursday, March 16, 2017 5:01 PM
To: Ruth Ramos-Ayala
Subject: Checks
Attachments: NDOT's Rebuttal Disclosure.pdf

Please issue checks to the following entities:

Slater Hanifan Group: \$918 (address: 5740 Arville St., #216, LV, NV 89118)(Levy)

Western Technical Resources: \$1,650 (address: 4668 Riva De Romanza, LV, NV 89135)(Levy)

Slater Hanifan Group	RE: LEVY	3/17/2017	8915 918.00
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City National Checkin	RE: LEVY	918.00
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EXHIBIT “4”

EXHIBIT “4”



Legal Process Service

Professional Service Since 1982
724 S. Eighth Street, Las Vegas, Nevada 89101-7005
Telephone (702) 471-7255 Fax (702) 471-7248
Tax ID - 88-0293775 State Lic. #604
www.LPSNV.com contact@LPSNV.com



Invoice # 1701044
Invoice Date: 02/20/2017

Law Offices of Brian C. Padgett
Amy L. Sugden
Attention: Ruth Ramos-Ayala
611 South Sixth Street
Las Vegas, NV 89101

Insured:
Attention: **RUTH RAMOS-AYALA**

****Service was accepted by witness at 4668 Riva De Romanza, Las Vegas, NV 89135. Thank you, Len 2/17/17****

THANK YOU FOR CHOOSING LPS!

Plaintiff(s)	The State of Nevada, on relation of its Department of Transportation	Court: United States District
Defendant(s)	Darrell E. Jackson, a married man; et al.	County: District of
Re:	William T. Rogers	Case No.: 2:16-cv-665-APG-
Documents Served or Service Provided	Notice of Taking Deposition	Dent. No.:
		Your File
		Hearing Date 03/15/2017
		Date Served: 02/16/2017
		Time Served: 7:33 pm

Date	Service Description	Service Fee	Date Paid	Check# / Auth #	Fee Paid
02/16/17	Personal Service Required to William T. Rogers @ 4668 Riva De Romanza, Las Vegas,	\$95.00			
Sub-Totals:		\$95.00	Total Paid:		

Terms: Payment is due in full upon receipt; and is not contingent upon client or insurance reimbursement. A past due fee of 15% will be assessed on all outstanding invoices of 30 days or more from the invoice date.

Total Amount Due = \$95.00

Invoice Due Date: 3/22/2017

Please detach and return this section with your payment. Make checks payable to Legal Process Service

Law Offices of Brian C. Padgett
Amy L. Sugden
611 South Sixth Street
Las Vegas, NV 89101

We Appreciate Your Business! Thank You!
Please Pay By Due Date To Avoid Past Due Charges.

Remit Payment to:

Legal Process Service
724 South 8th Street
Las Vegas, NV 89101

Work Order # 1701044
Invoice Date: 02/20/2017
Invoice Due Date: 3/22/2017
Client ID# M12783

Total Amount Due = \$95.00



Legal Process Service

Professional Service Since 1982
724 S. Eighth Street, Las Vegas, Nevada 89101-7005
Telephone (702) 471-7255 Fax (702) 471-7248
Tax ID - 88-0293775 State Lic. #604
www.LPSNV.com contact@LPSNV.com



Invoice # 1701047
Invoice Date: 02/20/2017

Law Offices of Brian C. Padgett
Amy L. Sugden
Attention: Ruth Ramos-Ayala
611 South Sixth Street
Las Vegas, NV 89101

Insured:
Attention: **RUTH RAMOS-AYALA**

Service was personally accepted by Christina Roush, @ Strategies 360, 10801 W. Charleston Blvd., Fourth Floor, #420, Las Vegas, NV 89135. Your affidavit will follow soon. Thank you, Autumn 2/16/2017

THANK YOU FOR CHOOSING LPS!

Plaintiff(s)	<i>The State of Nevada, on relation of its Department of Transportation</i>	Court: United States District
Defendant(s)	<i>Darrell E. Jackson, a married man; et al.</i>	County: District of
Re:	Christina Roush	Case No.: 2:16-cv-665-APG-
Documents Served or Service Provided	<u>Notice of Taking Deposition</u>	Dist. No.:
		Your File
		Hearing Date: 03/15/2017
		Date Served: 02/16/2017
		Time Served: 12:04 pm

Date	Service Description	Service Fee	Date Paid	Check# / Auth #	Fee Paid
02/14/17	Attempted @ 1137 S. Rancho Dr., Ste 110, Las Vegas, NV 89102	\$75.00			
02/16/17	Served Christina Roush, @ 10801 W. Charleston Blvd., Fourth Floor, #420, LV NV	\$85.00			
Sub-Totals:		\$160.00	Total Paid:		

Terms: Payment is due in full upon receipt; and is not contingent upon client or insurance reimbursement. A past due fee of 15% will be assessed on all outstanding invoices of 30 days or more from the invoice date.

Total Amount Due = \$160.00

Invoice Due Date: 3/22/2017

Please detach and return this section with your payment. Make checks payable to Legal Process Service

Law Offices of Brian C. Padgett
Amy L. Sugden
611 South Sixth Street
Las Vegas, NV 89101

We Appreciate Your Business! Thank You!
Please Pay By Due Date To Avoid Past Due Charges.

Remit Payment to:

Legal Process Service
724 South 8th Street
Las Vegas, NV 89101

Work Order # 1701047
Invoice Date: 02/20/2017
Invoice Due Date: 3/22/2017
Client ID# M12783

Total Amount Due = \$160.00



Legal Process Service

Professional Service Since 1982
724 S. Eighth Street, Las Vegas, Nevada 89101-7005
Telephone (702) 471-7255 Fax (702) 471-7248
Tax ID - 88-0293775 State Lic. #604
www.LPSNV.com contact@LPSNV.com



Invoice # 1701049
Invoice Date: 02/20/2017

Law Offices of Brian C. Padgett
Amy L. Sugden
Attention: Ruth Ramos-Ayala
611 South Sixth Street
Las Vegas, NV 89101

Insured:
Attention: **RUTH RAMOS-AYALA**

Service was personally accepted by Randy Carroll, @ 740 S. Arville St., Ste 216, Las Vegas, NV 89118. Your affidavit will follow soon. Thank you, Autumn 2/16/2017

THANK YOU FOR CHOOSING LPS!

Plaintiff(s)	The State of Nevada, on relation of its Department of Transportation	Court: United States District
Defendant(s)	Darrell E. Jackson, a married man; et al.	County: District of
Re:	Randy Carroll	Case No.: 2:16-cv-665-APG-
Documents Served or Service Provided	Notice of Taking Deposition	Dent. No.:
		Your File
		Hearing Date 03/02/2017
		Date Served: 02/16/2017
		Time Served: 11:04 am

Date	Service Description	Service Fee	Date Paid	Check# / Auth #	Fee Paid
02/16/17	Served c/o Randy Carroll, @ 740 S. Arville St., Ste 216, Las Vegas, NV 89118	\$85.00			
Sub-Totals:		\$85.00	Total Paid:		

Terms: Payment is due in full upon receipt; and is not contingent upon client or insurance reimbursement. A past due fee of 15% will be assessed on all outstanding invoices of 30 days or more from the invoice date.

Total Amount Due = **\$85.00**

Invoice Due Date: 3/22/2017

Please detach and return this section with your payment. Make checks payable to Legal Process Service

Law Offices of Brian C. Padgett
Amy L. Sugden
611 South Sixth Street
Las Vegas, NV 89101

We Appreciate Your Business! Thank You!
Please Pay By Due Date To Avoid Past Due Charges.

Remit Payment to:

Legal Process Service
724 South 8th Street
Las Vegas, NV 89101

Work Order # 1701049
Invoice Date: 02/20/2017
Invoice Due Date: 3/22/2017
Client ID# M12783

Total Amount Due = **\$85.00**



Legal Process Service

Professional Service Since 1982
724 S. Eighth Street, Las Vegas, Nevada 89101-7005
Telephone (702) 471-7255 Fax (702) 471-7248
Tax ID - 88-0293775 State Lic. #604
www.LPSNV.com contact@LPSNV.com



Invoice # 1701237
Invoice Date: 02/22/2017

Law Offices of Brian C. Padgett
Amy L. Sugden
Attention: Ruth Ramos-Ayala
611 South Sixth Street
Las Vegas, NV 89101

Insured:
Attention: **RUTH RAMOS-AYALA**

Service was accepted by Tyler Ruschmeyer, Technicians Specialist, @ 495 S. Main St., Sixth Floor, Las Vegas, NV 89101. Your affidavit will follow soon. Thank you, Autumn 2/21/2017

THANK YOU FOR CHOOSING LPS!

Plaintiff(s)	The State of Nevada, on relation of its Department of Transportation	Court: United States District
Defendant(s)	Darrell E. Jackson, a married man; et al.	County: District of
Re:	City of Las Vegas	Case No.: 2:16-cv-665-APG-
Documents Served or Service Provided	Notice of Subpoena to Produce Documents, Information, of Objects in a Civil Action	Dent. No.:
		Your File
		Hearing Date 02/27/2017
		Date Served: 02/21/2017
		Time Served: 1:57 pm

Date	Service Description	Service Fee	Date Paid	Check# / Auth #	Fee Paid
02/21/17	Immediate Handling	\$55.00			
02/21/17	Served c/o Tyler Ruschmeyer @ 495 S. Main St., Sixth Floor, Las Vegas, NV 89101	\$65.00			
Sub-Totals:		\$120.00	Total Paid:		

Terms: Payment is due in full upon receipt; and is not contingent upon client or insurance reimbursement. A past due fee of 15% will be assessed on all outstanding invoices of 30 days or more from the invoice date.

Total Amount Due = **\$120.00**

Invoice Due Date: 3/24/2017

Please detach and return this section with your payment. Make checks payable to Legal Process Service

Law Offices of Brian C. Padgett
Amy L. Sugden
611 South Sixth Street
Las Vegas, NV 89101

We Appreciate Your Business! Thank You!
Please Pay By Due Date To Avoid Past Due Charges.

Remit Payment to:

Legal Process Service
724 South 8th Street
Las Vegas, NV 89101

Work Order # 1701237
Invoice Date: 02/22/2017
Invoice Due Date: 3/24/2017
Client ID# M12783

Total Amount Due = **\$120.00**



Legal Process Service
Professional Service Since 1982
 724 S. Eighth Street, Las Vegas, Nevada 89101-7005
 Telephone (702) 471-7255 Fax (702) 471-7248
 Tax ID - 88-0293775 State Lic. #604
 www.LPSNV.com contact@LPSNV.com



Invoice # **1701048**
 Invoice Date: 02/27/2017

Law Offices of Brian C. Padgett
 Amy L. Sugden
 Attention: Ruth Ramos-Ayala
 611 South Sixth Street
 Las Vegas, NV 89101

Insured:
 Attention: **RUTH RAMOS-AYALA**

****Service was accepted at Nevada Attorney General, Transportation Division, 3014 W. Charleston Blvd., Suite 150, Las Vegas, NV 89102. Thank you, Len 2/24**

THANK YOU FOR CHOOSING LPS!

Plaintiff(s)	<i>The State of Nevada, on relation of its Department of Transportation</i>	Court: United States District
Defendant(s)	<i>Darrell E. Jackson, a married man; et al.</i>	County: District of
Re:	Tami Campa, MAI	Case No.: 2:16-cv-665-APG-
Documents Served or Service Provided	<u>Notice of Taking Deposition of Tami Campa, MAI</u>	Dent. No.:
		Your File
		Hearing Date
		Date Served: 02/23/2017
		Time Served: 11:40 am

Date	Service Description	Service Fee	Date Paid	Check# / Auth #	Fee Paid
02/16/17	Attempted @ 10 Wild Ridge Ct., Las Vegas, NV 89135	\$85.00			
02/23/17	Served c/o Juanita McClinton @ 3014 W. Charleston Blvd., Suite 150, Las Vegas, NV	\$75.00			
Sub-Totals:		\$160.00	Total Paid:		

Terms: Payment is due in full upon receipt; and is not contingent upon client or insurance reimbursement. A past due fee of 15% will be assessed on all outstanding invoices of 30 days or more from the invoice date.

Total Amount Due = \$160.00

Invoice Due Date: 3/29/2017

Please detach and return this section with your payment. Make checks payable to Legal Process Service

Law Offices of Brian C. Padgett
 Amy L. Sugden
 611 South Sixth Street
 Las Vegas, NV 89101

We Appreciate Your Business! Thank You!
Please Pay By Due Date To Avoid Past Due Charges.

Remit Payment to:

Legal Process Service
724 South 8th Street
Las Vegas, NV 89101

Work Order # 1701048
Invoice Date: 02/27/2017
Invoice Due Date: 3/29/2017
Client ID# M12783

Total Amount Due = \$160.00

LEGAL EXPRESS

911 S. 1ST STREET
LAS VEGAS, NV 89101
TX-ID-- 88-0317096
702-877-0200

LEGAL EXPRESS

DATE	INVOICE NO.
1/30/2017	17013007

BILL TO
LAW OFFICES OF BRIAN C. PADGETT 611 SOUTH 6TH STREET LAS VEGAS, NV 89101

				TERMS	DUE DATE	
				Due on receipt	1/30/2017	
DATE	DESCRIPTION	CASE NAME	SLIP #	QTY	RATE	AMOUNT
	TWO OR MORE ATTORNEYS /				250.00	250.00
	ONCE DAILY					
	DISCOUNT PER KRISTOPHER				-181.00	-181.00
	NICHOLSON					
	SUBTOTAL					69.00
	2% DISCOUNT FOR EACH				-0.00%	0.00
	PROCESS SERVE BILLED					
	SUBTOTAL					69.00
12/22/2016	SPECIALS	5th Brooks	604548	1	15.00	15.00
	AREA I - LAS VEGAS	-	-	1	9.00	9.00
	FUEL SURCHARGE	-	-	1	3.50	3.50
	SUBTOTAL					27.50
1/23/2017	AREA I - LAS VEGAS	Levy	604561	1	9.00	9.00
	FUEL SURCHARGE	-	-	1	3.50	3.50
	SUBTOTAL					12.50
1/25/2017	AREA IV - LAS VEGAS	5th Brooks	604562	1	26.00	26.00
	FUEL SURCHARGE	-	-	1	3.50	3.50
	SUBTOTAL					29.50
	Sales Tax				8.10%	0.00
				Total		\$138.50
				Balance Due		\$138.50

LEGAL EXPRESS

911 S. 1ST STREET
LAS VEGAS, NV 89101
TX-ID-- 88-0317096
702-877-0200

LEGAL EXPRESS

DATE	INVOICE NO.
5/22/2017	17052206

BILL TO
LAW OFFICES OF BRIAN C. PADGETT 611 SOUTH 6TH STREET LAS VEGAS, NV 89101

					TERMS	DUE DATE
					Due on receipt	5/22/2017
DATE	DESCRIPTION	CASE NAME	SLIP #	QTY	RATE	AMOUNT
	TWO OR MORE ATTORNEYS /				250.00	250.00
	ONCE DAILY					
	DISCOUNT PER KRISTOPHER				-181.00	-181.00
	NICHOLSON					
	SUBTOTAL					69.00
	2% DISCOUNT FOR EACH				-0.00%	0.00
	PROCESS SERVE BILLED					
	SUBTOTAL					69.00
4/28/2017	AREA I - LAS VEGAS	Ranch Properties	666173	1	9.00	9.00
	FUEL SURCHARGE	a-15-727992-c	-	1	3.50	3.50
	SUBTOTAL					12.50
4/21/2017	AREA III - LAS VEGAS	Levy	640699	2	21.00	42.00
	FUEL SURCHARGE	2:16-cv-665	-	2	3.50	7.00
	SUBTOTAL					49.00
5/1/2017	AREA I - LAS VEGAS	a-15-727992-c	666174	1	9.00	9.00
	FUEL SURCHARGE	Ranch Properties	-	1	3.50	3.50
	SUBTOTAL					12.50
5/3/2017	SPECIALS	a-14-705477-c	666177	1	15.00	15.00
	AREA I - LAS VEGAS	Nestor Mitchell	-	1	9.00	9.00
	FUEL SURCHARGE	-	-	1	3.50	3.50
	SUBTOTAL					27.50
	Sales Tax				8.10%	0.00
					Total	\$170.50
					Balance Due	\$170.50



Junes Legal Service, Inc.
630 South Tenth St. Suite B
Las Vegas, NV 89101
Federal ID#27-0626741

RUNNER INVOICE

8/27/2018
INVOICE DATE

DR289254
INVOICE #

CLIENT
BRIAN C PADGETT ATTORNEY AT LAW 611 S 6TH ST. LAS VEGAS, NV 89101

BILLING INFORMATION
ATTN: RUTH

Runner	Rep	Date of Completion	Time of Completion	Due Upon Receipt
CH		8/27/2018		8/27/2018

Description	QTY	Amount
RUSH		12.00
DOCUMENT PREP		5.00
BLACK N WHITE COPIES	8	0.40T
RE: A-16-731822-C; LEVY		0.00
DEF LANDOWNERS SUPP OPPO		

GET 24/7 STATUS ON-LINE
SIGNED AFFIDAVIT FOR SERVICE OF PROCESS
READY FOR EFILING

Sales Tax (8.1%)	\$0.03
Total	\$17.43
Payments/Credits	\$0.00
Balance Due	\$17.43

NV - Process Servers License # 1068

Phone #	Fax:	E-Mail	Web Site
(702) 579-6300	(702) 259-6249	PROCESS@JunesLegal.com	www.JunesLegal.com



Junes Legal Service, Inc.
 630 South Tenth St. Suite B
 Las Vegas, NV 89101
 Federal ID#27-0626741

RUNNER INVOICE

9/7/2018 DR289898
 INVOICE DATE INVOICE #

CLIENT
BRIAN C PADGETT ATTORNEY AT LAW 611 S 6TH ST. LAS VEGAS, NV 89101

BILLING INFORMATION
ATTN: RUTH

Runner	Rep	Date of Completion	Time of Completion	Due Upon Receipt
CH		9/5/2018		9/7/2018

Description	QTY	Amount
UNSCHEDULED P/U		10.00
RUSH		12.00
SPECIAL TRIP TO COURT		10.00
RE: A-16-731822-C; LEVY		0.00
LANDOWNERS MOTION FOR STAY OF PROCEEDINGS PENDING		

GET 24/7 STATUS ON-LINE
 SIGNED AFFIDAVIT FOR SERVICE OF PROCESS
 READY FOR EFILE

Sales Tax (8.1%)	\$0.00
Total	\$32.00
Payments/Credits	\$0.00
Balance Due	\$32.00

NV - Process Servers License # 1068

Phone #	Fax:	E-Mail	Web Site
(702) 579-6300	(702) 259-6249	PROCESS@JunesLegal.com	www.JunesLegal.com

EXHIBIT “5”

EXHIBIT “5”

THE DIFEDERICO GROUP

INTERNATIONAL APPRAISAL & CONSULTING

September 27, 2016

Darrell E. Jackson, Thomas M. Strawn and Andrew S. Levy
c/o Brian C. Padgett, Esquire
Amy Sugden, Esquire
The Law Offices of Brian C. Padgett, LLC
611 South Sixth Street
Las Vegas, Nevada 89101

File No.: 16-029

INVOICE

This invoice is for an appraisal report involving a Fee Taking and Temporary Construction Easement (TCE) from a 1.45 acre vacant site located on the western side of Martin Luther King Boulevard, between Charleston Boulevard and Onkey Boulevard, Las Vegas, Clark County, Nevada for Project Neon. Based on the contracted rate of \$300/hour and the 62 hours spent on this assignment, the total owed is \$18,600 (\$300/hour x 62 hours = \$18,600).

FEE \$18,000
PAID \$10,000
AMOUNT DUE \$ 8,600

Submitted by,



Tio S. DiFederico, MAI

THE DIFEDERICO GROUP · INTERNATIONAL APPRAISAL & CONSULTING
3030 S. DURANGO DRIVE, LAS VEGAS, NV 89117 · (702) 734-3030 · FAX (702) 240-4674

LEVY 000744

THE DiFEDERICO GROUP

INTERNATIONAL APPRAISAL & CONSULTING

November 18, 2016

Darrell E. Jackson, Thomas M. Strawn and Andrew S. Levy
c/o Brian C. Padgett, Esquire
Amy Sugden, Esquire
The Law Offices of Brian C. Padgett, LLC
611 South Sixth Street
Las Vegas, Nevada 89101

File No.: 16-029A

INVOICE

This invoice is for a Supplement to an appraisal report involving a Fee Taking and Temporary Construction Easement (TCE) from a 1.45 acre vacant site located on the western side of Martin Luther King Boulevard, between Charleston Boulevard and Oakey Boulevard, Las Vegas, Clark County, Nevada for Project Neon. Based on the contracted rate of \$300/hour and the 3.50 hours spent on this assignment, the total owed is \$1,050 (\$300/hour x 3.50 hours = \$1,050).

FEE	\$1,050
PAID	<u>\$ 0</u>
AMOUNT DUE	\$1,050

Submitted by,



Tio S. DiFederico, MAI

THE DIFEDERICO GROUP • INTERNATIONAL APPRAISAL & CONSULTING
3030 S. DURANGO DRIVE, LAS VEGAS, NV 89117 • (702) 734-3030 • FAX (702) 240-4674

THE DIFEDERICO GROUP

INTERNATIONAL APPRAISAL & CONSULTING

February 23, 2017

Darrell E. Jackson, Thomas M. Strawn and Andrew S. Levy
c/o Brian C. Padgett, Esquire
Amy Sugden, Esquire
The Law Offices of Brian C. Padgett, LLC
611 South Sixth Street
Las Vegas, Nevada 89101

File No.: 16-029B

INVOICE

This invoice is for time spent preparing for the March 13, 2017 deposition. Based on the contracted rate of \$300/hour and the 11.00 hours spent on this assignment, the total owed is \$3,300 (\$300/hour x 11.00 hours = \$3,300).

FEE	\$3,300
PAID	\$ 0
AMOUNT DUE	\$3,300

Submitted by,



Tio S. DiFederico, MAI

THE DIFEDERICO GROUP · INTERNATIONAL APPRAISAL & CONSULTING
3030 S. DURANGO DRIVE, LAS VEGAS, NV 89117 · (702) 734-3030 · FAX (702) 240-4674

THE DIFEDERICO GROUP

INTERNATIONAL APPRAISAL & CONSULTING

February 23, 2017

Darrell E. Jackson, Thomas M. Strawn and Andrew S. Levy
c/o Brian C. Padgett, Esquire
Amy Sugden, Esquire
The Law Offices of Brian C. Padgett, LLC
611 South Sixth Street
Las Vegas, Nevada 89101

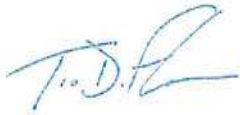
File No.: 16-029B

INVOICE

This invoice is for a Supplement to an appraisal report involving a Fee Taking and Temporary Construction Easement (TCE) from a 1.45 acre vacant site located on the western side of Martin Luther King Boulevard, between Charleston Boulevard and Oakey Boulevard, Las Vegas, Clark County, Nevada for Project Neon. Based on the contracted rate of \$300/hour and the 6.00 hours spent on this assignment, the total owed is \$1,800 (\$300/hour x 6.00 hours = \$1,800).

FEE	\$1,800
PAID	\$ 0
AMOUNT DUE	\$1,800

Submitted by,



Tio S. DiFederico, MAI

THE DIFEDERICO GROUP · INTERNATIONAL APPRAISAL & CONSULTING
3030 S. DURANGO DRIVE, LAS VEGAS, NV 89117 · (702) 734-3030 · FAX (702) 240-4674

THE DIFEDERICO GROUP

INTERNATIONAL APPRAISAL & CONSULTING

July 24, 2018

Darrell E. Jackson, Thomas M. Strawn and Andrew S. Levy
c/o Brian C. Padgett, Esquire
Amy Sugden, Esquire
The Law Offices of Brian C. Padgett, LLC
611 South Sixth Street
Las Vegas, Nevada 89101

File No.: 16-029

INVOICE

This invoice is for a Supplement to an appraisal report involving a Fee Taking and Temporary Construction Easement (TCE) from a 1.45 acre vacant site located on the western side of Martin Luther King Boulevard, between Charleston Boulevard and Oakley Boulevard, Las Vegas, Clark County, Nevada for Project Neon.

FEE	\$5,000
PAID	\$ 0
AMOUNT DUE	\$5,000

Submitted by,



Tio S. DiFederico, MAI

THE DIFEDERICO GROUP · INTERNATIONAL APPRAISAL & CONSULTING
3030 S. DURANGO DRIVE, LAS VEGAS, NV 89117 · (702) 734-3030 · FAX (702) 240-4674

THE DiFEDERICO GROUP

INTERNATIONAL APPRAISAL & CONSULTING

August 28, 2018

Darrell E. Jackson, Thomas M. Strawn and Andrew S. Levy
c/o Brian C. Padgett, Esquire
Amy Sugden, Esquire
The Law Offices of Brian C. Padgett, LLC
611 South Sixth Street
Las Vegas, Nevada 89101

File No.: 16-029

INVOICE

This invoice is related to getting a workfile to NDOT and preparing for the scheduled August 29, 2018 – 10:00 am deposition involving an appraisal report prepared for a Fee Taking and Temporary Construction Easement (TCE) from a 1.45 acre vacant site located on the western side of Martin Luther King Boulevard, between Charleston Boulevard and Oakey Boulevard, Las Vegas, Clark County, Nevada for Project Neon. This invoice is for four (4) hours, two (2) hours on August 27, 2018 and two (2) hours on August 28, 2018, at the agreed upon review and trial preparation standard hourly rate in our engagement letter of \$500 (4 Hours x \$500/Hour = \$2,000).

FEE	\$2,000
PAID	\$ 0
AMOUNT DUE	\$2,000

Submitted by,



Tio S. DiFederico, MAI

THE DiFEDERICO GROUP · INTERNATIONAL APPRAISAL & CONSULTING
3030 S. DURANGO DRIVE, LAS VEGAS, NV 89117 · (702) 734-3030 · FAX (702) 240-4674

EXHIBIT “6”

EXHIBIT “6”



INVOICE

Date	Invoice No.
05/22/18	15521

Bill To:
Padgett Law Offices Attn: Accounts Payable 611 South Sixth Street Las Vegas, NV 89101

P.O. NUMBER	TERMS	TAX ID #
State v Jac	Net 30	35-2192288

Date	Item	Qty.	Description	Rate	Amount
5/9/18	Trial Preparation	1.5	Joseph Camp (JC) imported and code exhibits into TrialDirector software for courtroom presentation in the State of Nevada vs. Jackson matter. (\$150 standard rate. Split between both parties.)	75.00	112.50
5/14/18	Courtroom Setup/Breakdown	2	JC courtroom setup and test equipment in District Court Dept. VII, Courtroom 15A. (\$150 standard rate. Split between both parties.)	75.00	150.00

Thank you for your business.

Total	\$262.50
Balance Due	\$262.50

A 3.5% credit card processing fee will be charged on all invoices paid with credit card
Call us with your next case: Trial Presentation, Video Depositions, Demonstrative Exhibits, Multimedia, PowerPoint and more!
729 South Seventh Street, Las Vegas, Nevada 89101 | 702.655.5858 | www.lasvegaslegalvideo.com

Write Checks - LOBCP/BOA-7178

Previous Next Save Print Find Attach

Bank Account: LOBCP/BOA-7178 Ending Balance: -371,207.40


No. 1209
Date 06/01/2018

Pay to the Order of Las Vegas Legal Video \$ 262.50

Two hundred sixty-two and 50/100***** Dollars

Address: Las Vegas Legal Video
729 South Seventh Street
Las Vegas, Nevada 89101

Memo: Inv#15521/LEVY

 Order Checks

Expenses	Amount	Items	Amount	To be printed
Account				
LOBCP/Case Cost	262.50	Inv#15521/LEVY		

Customer: Job	Billable?

EXHIBIT “B”

EXHIBIT “B”

CERTIFIED MAIL



7018 2290 0001 4821 6175



Law Offices of Brian C. Padgett
611 S. 6th Street
Las Vegas, NV 89101

John M. Netzorg, Esq.
2810 W. Charleston Blvd., Suite H-81
Las Vegas, NV 89102

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

John M. Netzorg, Esq.
2810 W. Charleston Blvd, Suite
H-81
Las Vegas, NV 89102



9590 9402 4325 8190 4447 36

2. Article Number (Transfer from service label)

7018 2290 0001 4821 6175

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature	<input type="checkbox"/> Agent
<input checked="" type="checkbox"/>	<input type="checkbox"/> Addressee
B. Received by (Printed Name)	C. Date of Delivery
D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:	

3. Service Type	<input type="checkbox"/> Priority Mail Express®
<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Registered Mail™
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail Restricted Delivery
<input checked="" type="checkbox"/> Certified Mail®	<input checked="" type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Signature Confirmation™
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
<input type="checkbox"/> Insured Mail	
<input type="checkbox"/> Insured Mail Restricted Delivery	

Domestic Return Receipt



Law Offices of Brian C. Padgett
611 S. 6th Street
Las Vegas, NV 89101

Darrell E. Jackson
P.O. Box 30846
Las Vegas, Nevada 89173

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>1. Article Addressed to:</p> <p>■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p><i>Darrell E. Jackson P.O. Box 30846 Las Vegas, NV 89173</i></p>		<p>A. Signature <input checked="" type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>2. Article Number (Transfer from service label)</p> <p><i>7018 2290 0001 4821 6700</i></p>		<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p> <p><input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery</p>	
<p>Domestic Return Receipt</p>			

CERTIFIED MAIL
7016 2290 0001 4821 6168

\$16.100
US POSTAGE
FIRST-CLASS
0025000521283
89101
B57989

Law Offices of Brian C. Padgett
611 S. 6th Street
Las Vegas, NV 89101

Thomas M. Strawn, Jr.
2135 S. Cimarron Rd.
Las Vegas, Nevada 89117

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>1. Article Addressed to:</p> <p>■ Complete items 1, 2, and 3.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p><i>Thomas M. Strawn, Jr.</i> <i>2135 S. Cimarron Rd.</i> <i>Las Vegas, NV 89117</i></p>		<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/></p> <p>B. Received by (Printed Name) <input type="checkbox"/> Addressee <input type="checkbox"/></p> <p>C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7016 2290 0001 4821 6168</p>		<p>3. Service Type</p> <p><input type="checkbox"/> Registered Mail® <input type="checkbox"/> Registered Mail Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p>4. Return Receipt for Merchandise <input type="checkbox"/></p> <p>5. Signature Confirmation Restricted Delivery <input type="checkbox"/></p> <p>Domestic Return Receipt</p>	

CERTIFIED MAIL



7018 2290 0001 4821 6182



Law Offices of Brian C. Padgett
611 S. 6th Street
Las Vegas, NV 89101

Andrew S. Levy
7800 Silver Plateau Avenue
Las Vegas, NV 89128

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Andrew S. Levy
7800 Silver Plateau Ave.
L.V. NV 89128



9590 9402 4325 8190 4447 29

2. Article Number (Transfer from service label)

7018 2290 0001 4821 6182

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

- A. Signature ☒ Agent ☐
- B. Received by (Printed Name) ☐ Addressee ☐
- C. Date of Delivery
- D. Is delivery address different from item 1? ☐ Yes ☐ No
If YES, enter delivery address below:

3. Service Type
- ☐ Adult Signature
 - ☐ Adult Signature Restricted Delivery
 - ☒ Certified Mail®
 - ☐ Certified Mail Restricted Delivery
 - ☐ Collect on Delivery
 - ☐ Collect on Delivery Restricted Delivery
 - ☐ Insured Mail
 - ☐ Insured Mail Restricted Delivery
- or \$5000
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☒ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

CERTIFIED MAIL



7016 2290 0001 4821 6717

\$16.10
FIRST CLASS
06250009521203
50101



Law Offices of Brian C. Padgett
611 S. 6th Street
Las Vegas, NV 89101

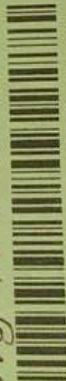
Adam Laxalt, Attorney General
Janet Merrill, Senior Deputy Attorney
General
OFFICE OF THE ATTORNEY GENERAL
3014 W. Charleston Blvd. Suite 150
Las Vegas, NV 89102

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Adam Laxalt, Attorney General
Office of the Attorney General
3014 W. Charleston Blvd. #150
Las Vegas, NV 89102



9590 9402 4325 8190 4445 21

2. Article Number (Transfer from service label)

7016 2290 0001 4821 6717

COMPLETE THIS SECTION ON DELIVERY

A. Signature
☒ Agent
☐ Addressee

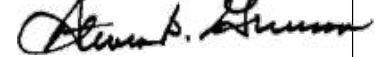
B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
- ☐ Adult Signature
 - ☐ Adult Signature Restricted Delivery
 - ☒ Certified Mail®
 - ☒ Certified Mail Restricted Delivery
 - ☐ Collect on Delivery
 - ☐ Collect on Delivery Restricted Delivery
 - ☐ Insured Mail
 - ☐ Insured Mail Restricted Delivery (\$500)
 - ☐ Priority Mail Express®
 - ☐ Registered Mail™
 - ☐ Registered Mail Restricted Delivery
 - ☒ Return Receipt for Merchandise
 - ☐ Signature Confirmation™
 - ☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

PS Form 3811, July 2015 PSN 7530-02-000-9053



NOTA
LAW OFFICES OF BRIAN C. PADGETT
Brian C. Padgett, Nevada Bar No. 7474
Amy L. Sugden, Nevada Bar No. 9983
611 South Sixth Street
Las Vegas, Nevada 89101
Telephone: (702) 304-0123
Facsimile: (702) 368-0123

Attorneys for IAN RITCHIE

DISTRICT COURT

CLARK COUNTY, NEVADA

TRADE SHOW SERVICES, LTD., d/b/a)
PRO-TECT SECURITY, a Nevada corporation)
d/b/a PRO-TECT SECURITY,)

Case No.: A-17-751033-C

Dept. No.: XIV

Plaintiff,

vs.

**NOTICE OF APPEARANCE OF
COUNSEL**

ROUND TABLE INDUSTRIES d/b/a ROUND)
TABLE SECURITY, a Nevada Limited Liability)
Company, a Domestic Corporation, IAN RITCHIE,)
individually, BRYAN BUNCH, individually,)

Defendants.

PLEASE TAKE NOTICE that Amy Sugden at LAW OFFICES OF BRIAN C. PADGETT,
hereby enters her appearance as counsel of record for the above Defendant.

DATED this 12th day of March, 2018.

LAW OFFICES OF BRIAN C. PADGETT

/s/ Amy L. Sugden

Brian C. Padgett, Nevada Bar No. 7474
Amy L. Sugden, Nevada Bar No. 9983
Jeremy B. Duke, Nevada Bar No. 13110
611 South Sixth St., Suite 210
Las Vegas, NV 89101

Attorneys for Defendant IAN RITCHIE

CERTIFICATE OF SERVICE

I certify that I am an employee of the Law Offices of Brian C. Padgett, and that I served the foregoing **NOTICE OF APPEARANCE** on the parties set forth below by:

☐ Placing an original or true copy thereof in a sealed envelope placed for collection and mailing the United States mail, at Las Vegas, Nevada, postage prepaid, following ordinary business practices.

☐ Personal delivery

☐ Facsimile and/or e-mail

☐ Federal Express or other overnight delivery

☒ Odyssey E-File and Serve System TO:

Gary E. Schnitzer, Esq.
L. Renee Green, Esq.
KRAVITZ, SCHITZER & JOHNSON, CHTD.
8985 S. Eastern Avenue, Suite 200
Las Vegas, NV 89123

*Attorneys for Plaintiffs Trade Show Services, LTD
d/b/a Pro-Tect Security*

Executed this 12th day of March, 2018

s/ Ruth Ramos-Ayala
Law Offices of Brian C. Padgett



1 GARY E. SCHNITZER, ESQ.
Nevada Bar No. 395
2 L. RENEE GREEN, ESQ.
Nevada Bar No. 12755
3 KRAVITZ, SCHNITZER
& JOHNSON, CHTD.
4 8985 S. Eastern Avenue, Suite 200
5 Las Vegas, Nevada 89123
6 T. (702) 362-6666
7 F. (702) 362-2203
8 gschnitzer@ksjattorneys.com
rgreen@ksjattorneys.com
9 Attorneys for Plaintiff,
TRADE SHOW SERVICES, LTD
d/b/a PRO-TECT SECURITY

DISTRICT COURT
CLARK COUNTY, NEVADA

12 TRADE SHOW SERVICES, LTD., d/b/a
13 PRO-TECT SECURITY, a Nevada
corporation,

14 Plaintiff,

15 vs.

16 ROUND TABLE INDUSTRIES d/b/a
17 ROUND TABLE SECURITY, a Domestic
Corporation, IAN RITCHIE, individually,
BRYAN BUNCH, individually,

18 Defendants.

Case No.: A-17-751033-C
Dept. No.: XIV

NOTICE OF ENTRY OF ORDER
GRANTING TRADE SHOW
SERVICES, LTD.'S MOTION FOR
SUMMARY JUDGMENT AND
DENYING IAN RITCHIE'S
COUNTERMOTION TO VOID THE
SETTLEMENT AGREEMENT

19 PLEASE TAKE NOTICE that an Order Granting Trade Show Services, Ltd.'s Motion
20 for Summary Judgment and Denying Ian Ritchie's Countermotion to Void the Settlement
21 Agreement was entered in the above-entitled matter on the 29th day of June, 2018. A copy of is
22 attached hereto.

23 DATED this 29th day of July, 2018.

24 KRAVITZ, SCHNITZER & JOHNSON, CHTD.

25 
26 GARY E. SCHNITZER, ESQ.
27 Nevada Bar No. 395
28 L. RENEE GREEN, ESQ.
Nevada Bar No. 12755
Attorneys for Plaintiff

KRAVITZ, SCHNITZER & JOHNSON, CHTD.
Attorneys
8985 S. Eastern Ave., Suite 200
Las Vegas, Nevada 89123

KRAVITZ, SCHNITZER & JOHNSON, CHTD.
Attorneys
8985 S. Eastern Ave., Suite 200
Las Vegas, Nevada 89123

CERTIFICATE OF SERVICE

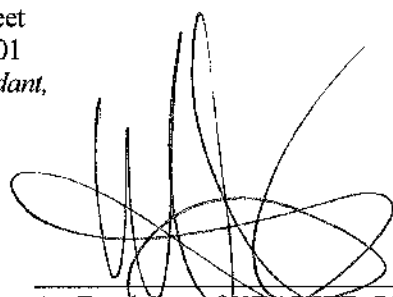
I HEREBY CERTIFY that on the 5 day of July, 2018, I served the foregoing
**NOTICE OF ENTRY OF ORDER GRANTING TRADE SHOW SERVICES, LTD.'S
MOTION FOR SUMMARY JUDGMENT AND DENYING IAN RITCHIE'S
COUNTERMOTION TO VOID THE SETTLEMENT AGREEMENT**, as follows:

☒ US Mail to the following addresses:

Round Table Industries
c/o Randall Hickman
11273 Golden Chestnut Pl.
Las Vegas, NV 89135

☒ Electronic Service to:

BRIAN C. PADGETT, ESQ.
AMY L. SUGDEN, ESQ.
LAW OFFICES OF BRIAN C. PADGETT
611 South Sixth Street
Las Vegas, NV 89101
*Attorneys for Defendant,
IAN RITCHIE*



An Employee of KRAVITZ, SCHNITZER
& JOHNSON, CHTD.

Steven D. Grierson

1 GARY E. SCHNITZER, ESQ.
Nevada Bar No. 395
2 L. RENEE GREEN, ESQ.
Nevada Bar No. 12755
3 KRAVITZ, SCHNITZER & JOHNSON, CHTD.
8985 S. Eastern Avenue, Suite 200
4 Las Vegas, Nevada 89123
5 T. (702) 362-6666
F. (702) 362-2203
6 gschnitzer@ksjattorneys.com
rgreen@ksjattorneys.com
7 Attorneys for Plaintiff,
8 TRADE SHOW SERVICES, LTD
d/b/a PRO-TECT SECURITY

DISTRICT COURT
CLARK COUNTY, NEVADA

10 TRADE SHOW SERVICES, LTD., d/b/a
11 PRO-TECT SECURITY, a Nevada corporation
12 d/b/a PRO-TECT SECURITY,

Case No.: A-17-751033-C

Dept. No.: XIV

Plaintiffs,

13 vs.

14 ROUND TABLE INDUSTRIES d/b/a
15 ROUND TABLE SECURITY, a Nevada
16 Limited Liability Company, a Domestic
Corporation, IAN RITCHIE, individually,
BRYAN BUNCH, individually,

Defendant.

18 **ORDER GRANTING TRADE SHOW SERVICES, LTD.'S MOTION FOR**
19 **SUMMARY JUDGMENT AND DENYING IAN RITCHIE'S COUNTERMOTION TO**
VOID THE SETTLEMENT AGREEMENT

20 This matter having come before the Court on April 19, 2018, at 9:30 a.m., before the
21 Honorable Judge Adrianna Escobar, the Parties appearing through their counsel, L. Renee Green,
22 Esq. for Plaintiff Trade Show Services, LTD dba Pro-Tect Security ("Pro-Tect") and Amy L.
23 Sugden for Defendant Ian Ritchie, the Court having considered the pleadings and papers on file
24 herein and the oral arguments of counsel, now enters the following Findings of Fact, Conclusions
25 of Law, and Judgment in favor of Plaintiff Pro-Tect and against Defendant Ian Ritchie as
26 follows:

27 **FINDINGS OF FACT**

28 1. On February 14, 2017, Pro-Tect initiated a lawsuit against Round Table Industries
dba Round Table Security ("Round Table"), Ian Ritchie, Bryan Bunch and other Defendants due

KRAVITZ, SCHNITZER & JOHNSON, CHTD.

Attorneys
8985 S. Eastern Ave., Suite 200
Las Vegas, Nevada 89123

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

1 to these Defendants committing multiple malfeasances against Pro-Tect. Some of the causes of
2 action included, but were not limited to, breach of contract, conversion, fraud, breach of
3 fiduciary duty, and misappropriation of trade secrets (hereinafter the "Previous Action").

4 2. Round Table Industries dba Round Table, Ian Ritchie, and Bryan Bunch entered a
5 settlement agreement with Pro-Tect on or around October of 2015 in order to have the Previous
6 Action dismissed with prejudice (hereinafter the "Settlement Agreement").

7 3. At the time that Mr. Ritchie signed the Settlement Agreement, Mr. Ritchie was one
8 of the managing members of Round Table Industries.

9 4. In accordance with the Settlement Agreement, Round Table agreed to make the
10 following payments to Pro-Tect by way of cashier's check made payable to Pro-Tect:

- 11 a.) upon execution of the Settlement Agreement, payment in the amount of
12 Sixty-Thousand Dollars and No Cents (\$60,000.00);
- 13 b.) on or before August 10, 2016, a payment in the amount of Fifty-Thousand
14 Dollars and No Cents (\$50,000.00); and
- 15 c.) commencing on August 10, 2016, twenty-four (24) equal monthly
16 payments due on the tenth of each month in the amount of Three-
17 Thousand Three-Hundred and Thirty-Three Dollars and Thirty-Three
18 Cents (\$3,333.33), for a total of Seventy-Nine Thousand Nine-Hundred
19 and Ninety-Nine Dollars and Ninety-Two Cents (\$79,999.92).

20 5. The total principal payment that Round Table agreed to pay Pro-Tect in accordance
21 to the Settlement Agreement was One-Hundred Eighty-Nine Thousand Nine-Hundred and
22 Ninety-Nine Dollars and Ninety-Two Cents (\$189,999.92).

23 6. Mr. Ritchie was one of the guarantors to the Settlement Agreement.

24 7. Mr. Bunch was also one of the guarantors to the Settlement Agreement.

25 8. As a guarantor to the Settlement Agreement, Mr. Ritchie "jointly and severally,
26 irrevocably and unconditionally guaranteed to Pro-Tect the payment and performance of the
27 obligations of Round Table[.]"
28

1 9. The Settlement Agreement also provided that if Pro-Tect brought a legal action "to
2 recover damages or equitable relief for breach or threatened breach thereof, the prevailing Parties
3 shall recover its costs and reasonable attorneys' fees incurred in such an action or proceeding and
4 shall be entitled to interest at the rate of 18% per annum from the date of the breach forward on
5 any award of damages[.]"

6 10. The Settlement Agreement also provided that the defendants in the Previous Action,
7 which included Ian Ritchie, denied liability and were not admitting liability by agreeing to settle
8 the Previous Action.

9 11. On October 19, 2015 Mr. Ritchie executed the Settlement Agreement and presented
10 a check to Pro-Tect in the amount of Forty-Thousand Dollars and No Cents (\$40,000.00) as part
11 of a lump sum payment pursuant to the Settlement Agreement. Pursuant to the Settlement
12 Agreement, Pro-Tect received another check dated October 19, 2015, in the amount of Twenty-
13 Thousand Dollars and No Cents (\$20,000.00) as part of the lump sum payment.

14 12. As a result of the Parties executing the Settlement Agreement, Pro-Tect dismissed
15 the Previous Action with prejudice.

16 13. Other than the lump sum payments in the amount of Sixty-Thousand Dollars
17 (\$60,000.00), Pro-Tect never received any additional payment pursuant to the Settlement
18 Agreement although Pro-Tect made multiple demands.

19 14. The principal amount due and owing in accordance to Settlement Agreement is One
20 Hundred, Twenty Nine Thousand Ninety-Nine dollars and Ninety-Two cents (\$129,999.92).

21 15. As a result of Pro-Tect not receiving the additional remaining amount due pursuant
22 to the Settlement Agreement, Pro-Tect brought this suit against said Defendants.

23 16. In written discovery in this present action, Mr. Ritchie admitted that Defendants did
24 not fulfill their obligations pursuant to the Settlement Agreement.

25 17. Mr. Ritchie also admitted that he agreed to irrevocably and unconditionally
26 guarantee payment to Pro-Tect under the Settlement Agreement.

27 18. Mr. Ritchie, however, contends that the covenant not to compete that was part of
28 the Previous Action is not be enforceable under the Supreme Court of Nevada's holding in

1 *Golden Road Motor Inn v. Islam*. As a result thereof, Ritchie argues the Settlement Agreement
2 that he signed cannot be enforced because it is void as a matter of public policy.

3 **CONCLUSIONS OF LAW**

4 1. Summary Judgement is proper under Rule 56 of the Nevada Rules of Civil
5 Procedure "when the pleadings, depositions, answers to interrogatories, admissions, and
6 affidavits, if any of that are properly before the court demonstrates the no genuine issue of
7 material fact exists, and the moving party is entitled to judgment as a matter of law." *Loomis v.*
8 *Whitehead*, 124 Nev. 65, 68, 183 P.3d 890, 892 (Feb. 28, 2008)(citing *Wood v. Safeway, Inc.* 121
9 Nev. at 729, 121 P.3d at 1029).

10 2. Mr. Ritchie's interpretation of the holding in *Golden Road Motor Inn* is not
11 applicable to the extent that *Golden Road Motor Inn* holds that a court is unable to revise a non-
12 compete restriction due to the fact the case has been abrogated by the Nevada Legislature in
13 2017. As a result thereof, the Court is not convinced that the underlying contract would be
14 unenforceable today.

15 3. Even if the non-compete clause was unenforceable, it has no impact on whether the
16 agreement to settle the Previous Action is enforceable because numerous considerations, which
17 included a cost benefit analysis of whether continuing to pursue even the valid legal defense the
18 time and expense of protracted litigation, impacted the parties decision to settle the Previous
19 Action and dismiss it with prejudice,.

20 4. The Court does not agree that public policy would support relieving a party of the
21 obligations that it promised in the Settlement Agreement due to a perceived change in the
22 strength of their position after it already executed the Settlement Agreement, partially paid the
23 amounts pursuant to the Settlement Agreement, and had Pro-Tect dismiss the Previous Action
24 with prejudice.

25 5. The Previous Action was not entirely based on the non-compete clause.

26 6. The Settlement Agreement included resolving claims unrelated to Mr. Ritchie's
27 claims of the allegedly unenforceable non-compete clause.
28

KRAVITZ, SCHNITZER & JOHNSON, CHTD.
Attorneys
8985 S. Eastern Ave., Suite 200
Las Vegas, Nevada 89123

7. The Settlement Agreement was explicitly based on Ritchie's disclaimer of any liability, so that nothing about the consideration for the Settlement Agreement will be called into question even if the law were clear that Ritchie had zero (0) liability in the Previous Action.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Motion for Summary Judgment by Plaintiff Trade Show Services Ltd. dba Pro-Tect Security ("Pro-Tect") is hereby GRANTED;

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that the Counter-Motion to Void the Settlement Agreement by Defendant Ian Ritchie is DENIED;

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that the Ian Ritchie, as one of the Guarantors to the Settlement Agreement, owes Pro-Tect the principal sum of One Hundred Twenty Nine Thousand Nine Hundred Ninety Nine Dollars and Ninety-Two Cents (\$129,999.92) plus interest at the rate of 18 percent per annum from August 10, 2016, which is the date of the breach of the Settlement Agreement until the judgment is paid in full.

As all issues have been resolved, the trial date is VACATED.

Dated this 28 day of June, 2018.

Submitted by:

GARY E. SCHNITZER, ESQ.
Nevada Bar No. 395
L. RENEE GREEN, ESQ.
Nevada Bar No. 12755
KRAVITZ, SCHNITZER & JOHNSON, CHTD.
8985 S. Eastern Avenue, Suite 200
Las Vegas, Nevada 89123
Attorneys for Plaintiff,
TRADE SHOW SERVICES, LTD
d/b/a PRO-TECT SECURITY

DISTRICT COURT JUDGE

Approved as to form and content by:

BRIAN C. PADGETT, ESQ.
Nevada Bar No. 7474
AMY L. SUGDEN, ESQ.
Nevada Bar no. 9983
LAW OFFICES OF BRIAN C. PADGETT
611 South sixth Street
Las Vegas, NV 89101
Attorneys for Defendant,
IAN RITCHIE

Nevada
Appellate Courts

Appellate Case Management System

C-Track, the browser based CMS for Appellate Courts

Cases

Disclaimer: The information and documents available here should not be relied upon as an official record of action.
Only filed documents can be viewed. Some documents received in a case may not be available for viewing.
Some documents originating from a lower court, including records and appendices, may not be available for viewing.
For official records, please contact the Clerk of the Supreme Court of Nevada at (775) 684-1600.

Case Information: 76584

Short Caption:	RITCHIE VS. TRADE SHOW SERV.'S, LTD.	Court:	Supreme Court
Lower Court Case(s):	Clark Co. - Eighth Judicial District - A751033	Classification:	Civil Appeal - General - Other
Disqualifications:		Case Status:	Remittitur Issued/Case Closed
Replacement:		Panel Assigned:	Panel
To SP/Judge:	08/09/2018 / Segel, M.	SP Status:	Completed
Oral Argument:		Oral Argument Location:	
Submission Date:		How Submitted:	

+ Party Information

Docket Entries

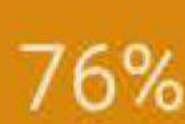
Date	Type	Description	Pending?	Document
08/03/2018	Filing Fee	Filing Fee due for Appeal.		
08/03/2018	Notice of Appeal Documents	Filed Notice of Appeal. Appeal docketed in the Supreme Court this day.		18-29800
08/03/2018	Notice/Outgoing	Issued Notice to Pay Supreme Court Filing Fee. No action will be taken on this matter until filing fee is paid. Due Date: 10 days.		18-29803
08/07/2018	Filing Fee	E-Payment \$250.00 from Brian C. Padgett		
08/07/2018	Notice/Outgoing	Issued Notice of Referral to Settlement Program. This appeal may be assigned to the settlement program. Timelines for requesting transcripts and filing briefs are stayed.		18-30336

		Docketing Statement mailed to counsel for appellant - due: 20 days.	
08/09/2018	Settlement Notice	Issued Notice: Assignment to Settlement Program. Issued Assignment Notice to NRAP 16 Settlement Program. Settlement Judge: M. Nelson Segel.	18-30632
08/27/2018	Transcript Request	Filed Request for Transcript of Proceedings. Transcripts requested: 09/27/17. To Court Reporter: Francesca Haak.	18-33452
08/27/2018	Transcript Request	Filed Request for Transcript of Proceedings. Transcripts requested: 04/19/18. To Court Reporter: Sandy Anderson.	18-33454
08/27/2018	Transcript Request	Filed Request for Transcript of Proceedings. Transcripts requested: 11/08/17. To Court Reporter: Francesca Haak.	18-33455
08/28/2018	Docketing Statement	Filed Docketing Statement Civil Appeals.	18-33745
10/12/2018	Notice/Incoming	Filed Court Recorder's Notice of Failure to Pay Transcripts Invoice.	18-40185
10/17/2018	Transcript	Filed Notice from Court Reporter. Francesca Haak stating that the requested transcripts were delivered. Dates of transcripts: 09/27/17 and 11/08/17.	18-40706
11/01/2018	Settlement Program Report	Filed ECAR/Appropriate for Settlement Program. This case is appropriate for mediation and a settlement conference is scheduled for December 4, 2018, at 9:00 am.	18-42919
12/12/2018	Settlement Program Report	Filed Final Report/No Settlement. The parties were unable to agree to a settlement of this matter. (SC).	18-908355
12/19/2018	Settlement Order/Procedural	Filed Order: No Settlement/Briefing Reinstated. The parties were unable to agree to a settlement. Court Recorder Sandy Anderson's Certificate of Delivery of Transcripts due: 30 days. Appellant: 60 days opening brief and appendix. fn1[The clerk shall attach a copy of that transcript request form to this order.] (SC)	18-909455
01/07/2019	Transcript	Filed Notice from Court Reporter. Sandra	19-00868

		Anderson stating that the requested transcripts were delivered. Dates of transcripts: 04/19/18. (SC)	
03/14/2019	Order/Procedural	Filed Order to File Documents. Appellant's Opening Brief and Appendix due: 14 days. (SC).	19-11269
03/25/2019	Motion	Filed Motion for Permission to Withdraw as Counsel (Law Offices of Brian C. Padgett for Appellant). (SC)	19-13213
03/28/2019	Notice/Incoming	Filed Respondent's Request for Judicial Notice. (SC)	19-13849
03/28/2019	Motion	Filed Respondent's Opposition to the Motion for Permission to Withdraw as Counsel. (SC)	19-13850
03/28/2019	Notice/Incoming	Filed Respondent's Declaration of L. Renee Green, Esq. in Support of the Trade Show Services, Ltd's Opposition to the Motion for Permission to Withdraw as Counsel. (SC)	19-13851
04/01/2019	Order/Procedural	Filed Order Denying Motion. The Law Office of Brian Padgett has filed a motion to withdraw as counsel for appellant. The motion is denied without prejudice. (SC)	19-14131
04/01/2019	Motion	Filed Motion for Permission to Withdraw As Counsel (Law Offices of Brian C. Padgett for Appellant). (SC)	19-14159
04/01/2019	Notice/Incoming	Filed Respondent's Request for Judicial Notice in Support of Trade Show Services, LTD.'s Renewed Opposition to the Renewed Motion for Permission to Withdraw as Counsel. (SC)	19-14262
04/01/2019	Motion	Filed Respondent's Renewed Opposition to the Renewed Motion for Permission to Withdraw as Counsel. (SC)	19-14263
04/01/2019	Notice/Incoming	Filed Declaration of L. Renee Green, Esq. In Support of the Trade Show Services, Ltd.'s Renewed Opposition to the Renewed Motion for Permission to Withdraw as Counsel. (SC)	19-14265
04/18/2019	Order/Procedural	Filed Order Regarding Motions. The clerk of this court shall remove Brian C. Padgett, Amy L.	19-17133

		Sugden, and the Law Office of Brian C. Padgett from the docket in this appeal. Appellant shall have 30 days from the date of this order to retain new counsel and cause counsel to enter an appearance, or to inform this court in writing that he intends to proceed in this appeal in pro se. Briefing is suspended. fn1[The request for judicial notice is granted.] (SC)	
06/18/2019	Order/Dispositional	Filed Order Dismissing Appeal. "This court ORDERS this appeal DISMISSED." NNP19-KP/RP/EC (SC)	19-26268
07/15/2019	Remittitur	Issued Remittitur. (SC)	19-29897
07/15/2019	Case Status Update	Remittitur Issued/Case Closed. (SC)	
07/26/2019	Remittitur	Filed Remittitur. Received by District Court Clerk on July 18, 2019. (SC)	19-29897

[Combined Case View](#)



10:42 AM



Brian Padgett



+ [REDACTED]

You get what you give

9:55 PM

Your promise today about my issue is amazing.
Your promise to me directly about Diana is epic.
Thank you for your loyalty and protection for my family.

10:39 PM



I'll handle it Ian
I want a clean slate for you
You deserve no less

10:41 PM



And yes - I couldn't do anything because I know you love her

10:42 PM



We will always be friends and brothers

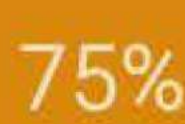
I can't lose another

10:44 PM



Enter message





10:43 AM



Brian Padgett



+1 [REDACTED]

Call you soon. At the doctor

10:44 AM



Sorry I missed you
Called back and got vmail
Call me

11:56 AM



Don't forget: I should have a
conclusion on your debt by end of
next week. THEN exhale and take
time off!

Also, I'm meeting with the lawyer
early next week on grant of shares

I need to get both items resolved
before the year is over for tax
purposes

3:25 PM



So we will need to have lunch
soon to discuss in more detail

3:25 PM

Whenever you're available, I look



Enter message





Brian Padgett



+1 [REDACTED]

Mon, 02/18/2019

I appreciate your text last night.
Sorry I missed you. A little under
the weather. It was an early night.

1:48 PM



Tue, 02/19/2019

Just saw a missed call. All okay?

12:40 PM



All is good with your judgment.
Let's set a time to talk or
tomorrow when you get back.
Early bday present

12:51 PM

Thank you. Looking forward to
getting together.

12:52 PM



Wed, 02/20/2019

Are you free tomorrow, if we don't
get snowed in?

I have to leave for Oklahoma



Enter message



← Brian Padgett ☎️ 🗑️ ⋮
+1 [REDACTED]

Tue, 12/04/2018



1:30 meeting at my downtown for company shares

Amy thinks your mediation will end with a \$40k offer

I have instructed her to offer that

I will pay it

6:53 AM

I'll meet her there. It may drag out a little.

See you at 1:30. Thank you.

6:59 AM



It's not going well.

11:11 AM



It's ok.

You don't need a resolution today and I'm committed to closing it out for you



Enter message





75%



9:22 AM



Brian Padgett

+1 [REDACTED]



It's not going well.

11:11 AM



It's ok.

You don't need a resolution today
and I'm committed to closing it
out for you

11:12 AM



I'll text Amy

11:12 AM

They want me on the street is how
expressed it.

He said they could file the
collections today to go after
wages.

They won't even counter.

Amy is with the other side
discussing a debtor's exam.

11:14 AM



Enter message



← Brian Padgett ☎️ 🗑️ ⋮
+1 [REDACTED]



Give me the exact total
11:18 AM

They're adding all interest. I'll ask Amy.

11:18 AM



Ok
11:19 AM

The mediator is with me. With all interest and fees, he said about \$190k.
My God.

11:21 AM



Not \$130k?
Let's meet at the office at 1:30
Once I get done with these noteholders tomorrow I can allocate cash to closing it out

So no point in killing time there
11:24 AM



Enter message





75%



9:22 AM



Brian Padgett

+1 [REDACTED]



Ok

11:26 AM



I'll close it out ian

11:30 AM

We're done here.

11:33 AM



I'm going to finish the noteholders tomorrow and I'll have Amy start drawing up settlement docs to close your case

But do not tell her where the money is coming from

I'll just tell her your savings

11:37 AM

Good luck tomorrow...on everything.

5:43 PM



Enter message





10:44 AM



Brian Padgett



+1 [REDACTED]

11:33 AM



I'm going to finish the noteholders tomorrow and I'll have Amy start drawing up settlement docs to close your case

But do not tell her where the money is coming from

I'll just tell her your savings

11:37 AM

Good luck tomorrow...on everything.

5:43 PM



Thanks
We'll see how it goes

Had a good meeting with Diana
Would really love to keep her with us. We are going to talk again Friday

5:50 PM



Enter message



← Brian Padgett ☎️ 🗑️ ⋮
+1 [REDACTED]

Mon, 12/03/2018



I'll see my atty today and will schedule an appt for you downtown tomorrow in the afternoon for the grant

11:19 AM



I'll also speak with Amy about your mediation tomorrow then get back to you

Shouldn't be a thing to attend

I'm offering \$105k

11:20 AM

Thank you for everything. I can't even express my sincere gratitude for you.

11:21 AM



I told you I'd take care of it. You are my brother. Truly. Took longer than I wanted but it'll be done this month.



Enter message



**DISTRICT COURT
CLARK COUNTY, NEVADA****Other Contract****COURT MINUTES****February 19, 2019**

A-17-751033-C Trade Show Services, Ltd, Plaintiff(s)
 vs.
 Round Table Industries, Defendant(s)

February 19, 2019 09:30 AM Trade Show Services, Ltd.'s Motion for an Order to Show Cause

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Husted, Denise

RECORDER: Anderson, Sandra

REPORTER:

PARTIES PRESENT:

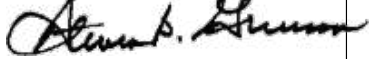
Brian C. Padgett Attorney for Defendant

L. Renee Green Attorney for Plaintiff

JOURNAL ENTRIES

Ms. Green advised that she spoke with Mr. Padgett and he represented that his client can pay on or before March 20, 2019. She requested that a Judgement Debtor's Exam be scheduled at the offices of Kravis Schnitz & Johnson on 3/20/19 at 10:00 AM. COURT SO ORDERED. FURTHER, matter is set for a status check. Mr. Padgett stated that money has been set aside via a lender.

3/28/19 9:30 AM STATUS CHECK: JUDGMENT DEBTOR'S EXAMINATION



1 NTWD

2 LAW OFFICES OF BRIAN C. PADGETT

3 Brian C. Padgett, Nevada Bar No. 7474

4 611 South Sixth Street

5 Las Vegas, Nevada 89101

6 Telephone: (702) 304-0123

7 Facsimile: (702) 368-0123

8 *Attorneys for Defendant IAN RITCHIE*

9 DISTRICT COURT

10 CLARK COUNTY, NEVADA

11 *****

12 TRADE SHOW SERVICES, LTD., d/b/a)
13 PRO-TECT SECURITY, a Nevada corporation)
14 d/b/a PRO-TECT SECURITY,)

15 Plaintiff,

16 vs.

17 ROUND TABLE INDUSTRIES d/b/a ROUND)
18 TABLE SECURITY, a Nevada Limited Liability)
19 Company, a Domestic Corporation, IAN RITCHIE,)
20 individually, BRYAN BUNCH, individually,)

21 Defendants.

Case No.: A-17-751033-C

Dept. No.: XIV

**NOTICE OF WITHDRAWAL AS
ATTORNEY OF RECORD FOR
DEFENDANT IAN RITCHIE
PURSUANT TO NEVADA
SUPREME COURT RULE 46**

22 COMES NOW, the LAW OFFICES OF BRIAN C. PADGETT, and hereby submits its
23 Withdrawal as Attorney of Record for Defendant, IAN RITCHIE. This withdrawal is made
24 pursuant to Nevada Supreme Court Rule 46, which provides that "after judgment or final
25 determination, an attorney may withdraw as attorney of record at any time upon the attorney's
26 filing a withdrawal, with or without the client's consent."

27 DATED this 19th day of March, 2019.

28 LAW OFFICES OF BRIAN C. PADGETT

/s/ Brian C. Padgett

Brian C. Padgett

Nevada Bar No. 7474

Amy L. Sugden

Nevada Bar No. 9983

CERTIFICATE OF SERVICE

I certify that I am an employee of the Law Offices of Brian C. Padgett, and that I served the foregoing **NOTICE OF WITHDRAWAL AS ATTORNEY OF RECORD FOR DEFENDANT IAN RITCHIE PURSUANT TO NEVADA SUPREME COURT RULE 46** on the parties set forth below by:

- ☐ Placing an original or true copy thereof in a sealed envelope placed for collection and mailing the United States mail, at Las Vegas, Nevada, postage prepaid, following ordinary business practices.
- ☐ Personal delivery
- ☐ Facsimile and/or e-mail
- ☐ Federal Express or other overnight delivery
- ☒ Odyssey E-File and Serve System

TO:

Gary E. Schnitzer, Esq.
L. Renee Green, Esq.
KRAVITZ, SCHITZER & JOHNSON, CHTD.
8985 S. Eastern Avenue, Suite200
Las Vegas, NV 89123

*Attorneys for Plaintiffs Trade Show Services, LTD
d/b/a Pro-Tect Security*

Ian Ritchie
8201 Quail Arroyo Avenue
Las Vegas, NV 89131

Executed this 19th day of March, 2019

s/ Ruth Ramos-Ayala
Law Offices of Brian C. Padgett

IN THE SUPREME COURT OF THE STATE OF NEVADA

IAN RITCHIE, INDIVIDUALLY,
Appellant,

vs.

TRADE SHOW SERVICES, LTD.,
D/B/A PRO-TECT SECURITY, A
NEVADA CORPORATION, D/B/A
PRO-TECT SECURITY,
Respondent.

Supreme Court Case No. : 76584
Electronically Filed
District Court Case No. :
Mar 25 2019 10:06 p.m.
Elizabeth A. Brown
A-17-751033-Clerk of Supreme Court

MOTION FOR PERMISSION TO WITHDRAW AS COUNSEL

The Law Offices of Brian C. Padgett (“LOBCP”) hereby moves this Honorable Court for an order permitting its withdrawal as counsel for Appellant Ian Ritchie (“Ritchie”) pursuant to Nevada Supreme Court Rule 46(2).

Mr. Padgett is the principal and owner of the LOBCP. See Declaration of Mr. Padgett attached hereto. Mr. Padgett is also a principal and owner of the Nevada formed limited liability company, CWNevada, LLC (“CWNevada”). *Id.* CWNevada has employed Appellant Ritchie for the past several years. *Id.* And until December 2018, Appellant’s wife, Diana Ritchie, was also employed by CWNevada. *Id.* Unfortunately, a conflict of interest has recently arisen between Mr. Ritchie, his wife, and CWNevada. *Id.* This conflict of interest is of such a nature that the LOBCP is unable to continue in good faith as counsel of record for Appellant

Ritchie. *Id.* As such, the LOBCP respectfully requests that this Court grant this Motion for Permission to Withdraw as counsel and provide sufficient time for Appellant Ritchie to obtain new counsel to represent him on appeal.

DATED: March 25, 2019

LAW OFFICES OF BRIAN C. PADGETT

BY: /s/ Brian C. Padgett
BRIAN C. PADGETT
Attorney for Appellant

DECLARATION OF BRIAN C. PADGETT

STATE OF NEVADA)
COUNTY OF CLARK) ss.

I, BRIAN C. PADGETT, do hereby swear under penalty of perjury that the assertions of this affidavit are true:

1. I am currently counsel of record for Appellant Ian Ritchie. I have filed my notice of withdrawal in district court. I hereby now move the Nevada Supreme Court for permission to withdraw from representation of Mr. Ritchie in this appeal.
2. I am the owner and principal of the Law Offices of Brian C. Padgett (“LOBCP”).
3. I am also Chairman and CEO of CWNevada, LLC (“CWNevada”). CWNevada is a vertically integrated company formed to cultivate, produce and sell cannabis goods pursuant to the laws of Nevada.
4. Since 2016, CWNevada has employed Appellant Ian Ritchie.
5. CWNevada later employed Appellant Ritchie’s wife, Diana Ritchie. Ms. Ritchie’s employment with CWNevada ended in December 2018.
6. Shortly thereafter, conflicts arose between CWNevada and Appellant Ritchie and his wife.
7. As such, a conflict of interest has arisen between myself as the principal for CWNevada and Appellant Ritchie and his wife such that my law firm, the LOBCP is unable to continue representation on behalf of Appellant Ritchie and hereby requests the Court grant permission for my firm to withdraw.

I swear under penalty of perjury that the foregoing is true and correct, to the best of my knowledge and belief.

FURTHER AFFIANT SAYETH NAUGHT.

DATED this 25th day of March, 2019.

/s/ Brian C. Padgett

Brian C. Padgett

CERTIFICATE OF SERVICE

The undersigned, an employee of LAW OFFICES OF BRIAN C. PADGETT, hereby certified that on the 25th day of March , 2019, she served a true and correct copy of the foregoing, **MOTION FOR PERMISSION TO WITHDRAW AS COUNSEL**, via the Court's E-Flex Electronic Filing System to the following:

Gary E. Schnitzer, Esq.
L. Renee Green, Esq.
KRAVITZ, SCHITZER & JOHNSON, CHTD.
8985 S. Eastern Avenue, Suite200
Las Vegas, NV 89123

*Attorneys for Respondent Trade Show Services, LTD
d/b/a Pro-Tect Security*

/s/ Ruth Ramos-Ayala
An employee of Law Offices of Brian C.
Padgett

IN THE SUPREME COURT OF THE STATE OF NEVADA

IAN RITCHIE, INDIVIDUALLY,
Appellant,

vs.

TRADE SHOW SERVICES, LTD.,
D/B/A PRO-TECT SECURITY, A
NEVADA CORPORATION, D/B/A
PRO-TECT SECURITY,
Respondent.

Supreme Court Case No. 76584
Electronically Filed
District Court Case No. 2019-02-06 p.m.
Elizabeth A. Brown
A-17-751033-Clerk of Supreme Court

MOTION FOR PERMISSION TO WITHDRAW AS COUNSEL

The Law Offices of Brian C. Padgett ("LOBCP") hereby moves this Honorable Court for an order permitting its withdrawal as counsel for Appellant Ian Ritchie ("Ritchie") pursuant to Nevada Supreme Court Rule 46(2).

Mr. Padgett is the principal and owner of the LOBCP. See Declaration of Mr. Padgett attached hereto. Mr. Padgett is also a principal and owner of the Nevada formed limited liability company, CWNevada, LLC ("CWNevada"). *Id.* CWNevada has employed Appellant Ritchie for the past several years. *Id.* And until December 2018, Appellant's wife, Diana Ritchie, was also employed by CWNevada. *Id.* Unfortunately, a conflict of interest has recently arisen between Mr. Ritchie, his wife, and CWNevada. *Id.* This conflict of interest is of such a nature that the LOBCP is unable to continue in good faith as counsel of record for Appellant

Ritchie. *Id.* As such, the LOBCP respectfully requests that this Court grant this Motion for Permission to Withdraw as counsel and provide sufficient time for Appellant Ritchie to obtain new counsel to represent him on appeal.

DATED: April 1, 2019

LAW OFFICES OF BRIAN C. PADGETT

BY: /s/ Brian C. Padgett
BRIAN C. PADGETT
Attorney for Appellant

DECLARATION OF BRIAN C. PADGETT

STATE OF NEVADA }
COUNTY OF CLARK } ss.

I, BRIAN C. PADGETT, do hereby swear under penalty of perjury that the assertions of this affidavit are true:

1. I am currently counsel of record for Appellant Ian Ritchie. I have filed my notice of withdrawal in district court. I hereby now move the Nevada Supreme Court for permission to withdraw from representation of Mr. Ritchie in this appeal.
2. I am the owner and principal of the Law Offices of Brian C. Padgett ("LOBCP").
3. I am also Chairman and CEO of CWNevada, LLC ("CWNevada"). CWNevada is a vertically integrated company formed to cultivate, produce and sell cannabis goods pursuant to the laws of Nevada.
4. Since 2016, CWNevada has employed Appellant Ian Ritchie.
5. CWNevada later employed Appellant Ritchie's wife, Diana Ritchie. Ms. Ritchie's employment with CWNevada ended in December 2018.
6. Shortly thereafter, conflicts arose between CWNevada and Appellant Ritchie and his wife.
7. As such, a conflict of interest has arisen between myself as the principal for CWNevada and Appellant Ritchie and his wife such that my law firm, the LOBCP is unable to continue representation on behalf of Appellant Ritchie and hereby requests the Court grant permission for my firm to withdraw.

I swear under penalty of perjury that the foregoing is true and correct, to the best of my knowledge and belief.

FURTHER AFFIANT SAYETH NAUGHT.

DATED this 1st day of April, 2019.

/s/ Brian C. Padgett

Brian C. Padgett

CERTIFICATE OF SERVICE

The undersigned, an employee of LAW OFFICES OF BRIAN C. PADGETT, hereby certified that on the 1st day of April, 2019, she served a true and correct copy of the foregoing, **MOTION FOR PERMISSION TO WITHDRAW AS COUNSEL**, via the Court's E-Flex Electronic Filing System to the following:

Gary E. Schnitzer, Esq.
L. Renee Green, Esq.
KRAVITZ, SCHITZER & JOHNSON, CHTD.
8985 S. Eastern Avenue, Suite200
Las Vegas, NV 89123

*Attorneys for Respondent Trade Show Services, LTD
d/b/a Pro-Tect Security*

Ian Ritchie
8201 Quail Arroyo Avenue
Las Vegas, NV 89131

/s/ Ruth Ramos-Ayala
An employee of Law Offices of Brian C.
Padgett

IN THE SUPREME COURT OF THE STATE OF NEVADA

IAN RITCHIE, INDIVIDUALLY,
Appellant,

vs.

TRADE SHOW SERVICES, LTD., D/B/A
PRO-TECT SECURITY, A NEVADA
CORPORATION, D/B/A PRO-TECT
SECURITY,
Respondent.

No. 76584

FILED

APR 18 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER REGARDING MOTIONS

The Law Office of Brian C. Padgett has filed a motion to withdraw as counsel for appellant. Brian C. Padgett explains that an actual conflict of interest has developed with appellant based on an employment relationship between Mr. Padgett's company CWNevada, LLC, appellant, who works at the company, and appellant's wife who was employed at the company until December 2018. See RPC 1.7, RPC 1.8. Respondent opposes the motion on the ground that it is a subterfuge to cause delay in the proceedings and will further prevent respondent from executing on the judgment. Respondent further requests this court take judicial notice of motions and orders filed in the district court after this appeal was docketed as evidence of appellant's attempts to evade his judgment debtor's examination. Brian Padgett has not filed a reply.


Despite respondent's objection,¹ the motion to withdraw is granted. Brian Padgett concedes that he has entered into a business relationship with a client and that the joint employment relationship and

¹The request for judicial notice is granted. This court may take judicial notice of facts capable of accurate and ready determination by resort to sources whose accuracy cannot reasonably be questioned. NRS 47.130.

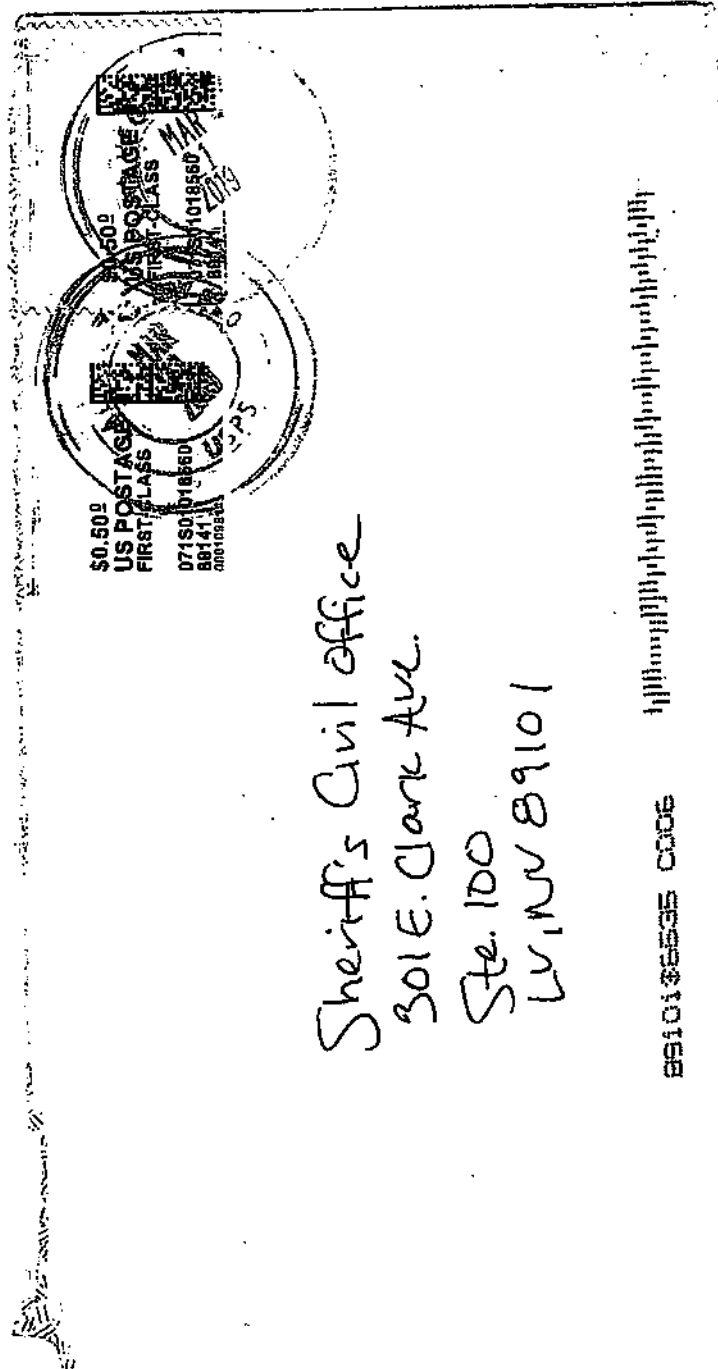
legal representation may be adverse to the client. *See* RPC 1.8. The clerk of this court shall remove Brian C. Padgett, Amy L. Sugden, and the Law Office of Brian C. Padgett from the docket in this appeal. Appellant shall have 30 days from the date of this order to retain new counsel and cause counsel to enter an appearance, or to inform this court in writing that he intends to proceed in this appeal in pro se. Failure to timely comply with this order may result in the imposition of sanctions, including dismissal of the appeal.

The briefing schedule in this appeal is suspended pending further order of this court.

It is so ORDERED.

 C.J.

cc: Ian Ritchie
Law Offices of Brian C. Padgett
Kravitz, Schnitzer & Johnson, Chtd.



1 IAN RITCHIE
2 In Proper Person

3 DISTRICT COURT
4 CLARK COUNTY, NEVADA
5 *****

6 TRADE SHOW SERVICES, LTD., d/b/a }
7 PRO-TECT SECURITY, a Nevada corporation d/b/a } Case No.: A-17-751033-C
8 PRO-TECT SECURITY, }
9 Plaintiff, } Dept. No.: XIV
10 vs. } **AFFIDAVIT CLAIMING**
11 } **EXEMPTION FROM EXECUTION**
12 ROUND TABLE INDUSTRIES d/b/a ROUND }
13 TABLE SECURITY, a Nevada Limited Liability }
14 Company, a Domestic Corporation, IAN RITCHIE, }
15 individually, BRYAN BUNCH, individually, }
16 Defendants. }

17 I, IAN RITCHIE, being duly sworn according to law, depose and say that: I am one of the
18 the Defendants in the above-entitled action and have received a Writ of Execution regarding an
19 attachment or garnishment of my estranged spouse's wages, money and bank accounts. These
20 wages, money and bank accounts are exempt from execution for the following reasons:

- 21 (1) The Writ of Execution names Diana Ritchie as the "judgment debtor" which is
22 incorrect. See June 29, 2018 Order Granting Trade Show's Motion for Summary
23 Judgment and Denying Ian Ritchie's Countermotion to Void the Settlement
24 Agreement, attached hereto as Exhibit "A" ("Order"). The Order is specifically only
25 against myself, Ian Ritchie.
- 26 (2) The Writ of Execution purports to execute on the monies in the Bank of America
27 account are my estranged spouse, Diana Ritchie, who has relocated to California;
- 28 (3) The monies in the Bank of American account constitute her wages and child support to
be used for our joint children. Therefore, they are protected and limited under law as
we have a separate property agreement.

Diana Ritchie's earnings are exempt from garnishment, the monies used for child support are exempt and that the monies from the Bank of America bank account of Diana Ritchie's be returned within 5 (five) days of receipt of this Affidavit pursuant to NRS 21.112.

Defendant, Pro Se

STATE OF NEVADA)
) ss
COUNTY OF CLARK)

[Handwritten signature]

Signature Jan Ritchie
Printed Name

Steven D. Grierson

KRAVITZ, SCHNITZER & JOHNSON, CHTD.
Attorneys
8985 S. Eastern Ave., Suite 200
Las Vegas, Nevada 89123

(s)(b)(6)	<input type="checkbox"/> Motion to Dismiss by Court	<input type="checkbox"/> Voluntary Dismissal
	<input type="checkbox"/> Involuntary Dismissal	<input type="checkbox"/> Summary Judgment
	<input type="checkbox"/> Default Judgment	<input checked="" type="checkbox"/> Judgment of Arbitration
	<input type="checkbox"/> Judgment of Arbitration	

1 GARY E. SCHNITZER, ESQ.
Nevada Bar No. 395
2 L. RENEE GREEN, ESQ.
Nevada Bar No. 12755
3 KRAVITZ, SCHNITZER & JOHNSON, CHTD.
8985 S. Eastern Avenue, Suite 200
4 Las Vegas, Nevada 89123
5 T. (702) 362-6666
F. (702) 362-2203
6 gschnitzer@ksjattorneys.com
rgreen@ksjattorneys.com
7 Attorneys for Plaintiff,
TRADE SHOW SERVICES, LTD
8 d/b/a PRO-TECT SECURITY

DISTRICT COURT
CLARK COUNTY, NEVADA

9
10 TRADE SHOW SERVICES, LTD., d/b/a
11 PRO-TECT SECURITY, a Nevada corporation
12 d/b/a PRO-TECT SECURITY,

Case No.: A-17-751033-C

Dept. No.: XIV

Plaintiffs,

13 vs.

14 ROUND TABLE INDUSTRIES d/b/a
15 ROUND TABLE SECURITY, a Nevada
16 Limited Liability Company, a Domestic
Corporation, IAN RITCHIE, individually,
BRYAN BUNCH, individually,

Defendant.

17
18 **ORDER GRANTING TRADE SHOW SERVICES, LTD.'S MOTION FOR**
19 **SUMMARY JUDGMENT AND DENYING IAN RITCHIE'S COUNTERMOTION TO**
VOID THE SETTLEMENT AGREEMENT

20 This matter having come before the Court on April 19, 2018, at 9:30 a.m., before the
21 Honorable Judge Adrianna Escobar, the Parties appearing through their counsel, L. Renee Green,
22 Esq. for Plaintiff Trade Show Services, LTD dba Pro-Tect Security ("Pro-Tect") and Amy L.
23 Sugden for Defendant Ian Ritchie, the Court having considered the pleadings and papers on file
24 herein and the oral arguments of counsel, now enters the following Findings of Fact, Conclusions
25 of Law, and Judgment in favor of Plaintiff Pro-Tect and against Defendant Ian Ritchie as
26 follows:

27 **FINDINGS OF FACT**

28 1. On February 14, 2017, Pro-Tect initiated a lawsuit against Round Table Industries
dba Round Table Security ("Round Table"), Ian Ritchie, Bryan Bunch and other Defendants due

1 to these Defendants committing multiple malfeasances against Pro-Tect. Some of the causes of
2 action included, but were not limited to, breach of contract, conversion, fraud, breach of
3 fiduciary duty, and misappropriation of trade secrets (hereinafter the "Previous Action").

4 2. Round Table Industries dba Round Table, Ian Ritchie, and Bryan Bunch entered a
5 settlement agreement with Pro-Tect on or around October of 2015 in order to have the Previous
6 Action dismissed with prejudice (hereinafter the "Settlement Agreement").

7 3. At the time that Mr. Ritchie signed the Settlement Agreement, Mr. Ritchie was one
8 of the managing members of Round Table Industries.

9 4. In accordance with the Settlement Agreement, Round Table agreed to make the
10 following payments to Pro-Tect by way of cashier's check made payable to Pro-Tect:

- 11 a.) upon execution of the Settlement Agreement, payment in the amount of
12 Sixty-Thousand Dollars and No Cents (\$60,000.00);
- 13 b.) on or before August 10, 2016, a payment in the amount of Fifty-Thousand
14 Dollars and No Cents (\$50,000.00); and
- 15 c.) commencing on August 10, 2016, twenty-four (24) equal monthly
16 payments due on the tenth of each month in the amount of Three-
17 Thousand Three-Hundred and Thirty-Three Dollars and Thirty-Three
18 Cents (\$3,333.33), for a total of Seventy-Nine Thousand Nine-Hundred
19 and Ninety-Nine Dollars and Ninety-Two Cents (\$79,999.92).

20 5. The total principal payment that Round Table agreed to pay Pro-Tect in accordance
21 to the Settlement Agreement was One-Hundred Eighty-Nine Thousand Nine-Hundred and
22 Ninety-Nine Dollars and Ninety-Two Cents (\$189,999.92).

23 6. Mr. Ritchie was one of the guarantors to the Settlement Agreement.

24 7. Mr. Bunch was also one of the guarantors to the Settlement Agreement.

25 8. As a guarantor to the Settlement Agreement, Mr. Ritchie "jointly and severally,
26 irrevocably and unconditionally guaranteed to Pro-Tect the payment and performance of the
27 obligations of Round Table[.]"
28

1 9. The Settlement Agreement also provided that if Pro-Tect brought a legal action "to
2 recover damages or equitable relief for breach or threatened breach thereof, the prevailing Parties
3 shall recover its costs and reasonable attorneys' fees incurred in such an action or proceeding and
4 shall be entitled to interest at the rate of 18% per annum from the date of the breach forward on
5 any award of damages[.]"

6 10. The Settlement Agreement also provided that the defendants in the Previous Action,
7 which included Ian Ritchie, denied liability and were not admitting liability by agreeing to settle
8 the Previous Action.

9 11. On October 19, 2015 Mr. Ritchie executed the Settlement Agreement and presented
10 a check to Pro-Tect in the amount of Forty-Thousand Dollars and No Cents (\$40,000.00) as part
11 of a lump sum payment pursuant to the Settlement Agreement. Pursuant to the Settlement
12 Agreement, Pro-Tect received another check dated October 19, 2015, in the amount of Twenty-
13 Thousand Dollars and No Cents (\$20,000.00) as part of the lump sum payment.

14 12. As a result of the Parties executing the Settlement Agreement, Pro-Tect dismissed
15 the Previous Action with prejudice.

16 13. Other than the lump sum payments in the amount of Sixty-Thousand Dollars
17 (\$60,000.00), Pro-Tect never received any additional payment pursuant to the Settlement
18 Agreement although Pro-Tect made multiple demands.

19 14. The principal amount due and owing in accordance to Settlement Agreement is One
20 Hundred, Twenty Nine Thousand Ninety-Nine dollars and Ninety-Two cents (\$129,999.92).

21 15. As a result of Pro-Tect not receiving the additional remaining amount due pursuant
22 to the Settlement Agreement, Pro-Tect brought this suit against said Defendants.

23 16. In written discovery in this present action, Mr. Ritchie admitted that Defendants did
24 not fulfill their obligations pursuant to the Settlement Agreement.

25 17. Mr. Ritchie also admitted that he agreed to irrevocably and unconditionally
26 guarantee payment to Pro-Tect under the Settlement Agreement.

27 18. Mr. Ritchie, however, contends that the covenant not to compete that was part of
28 the Previous Action is not be enforceable under the Supreme Court of Nevada's holding in

1 *Golden Road Motor Inn v. Islam*. As a result thereof, Ritchie argues the Settlement Agreement
2 that he signed cannot be enforced because it is void as a matter of public policy.

3 **CONCLUSIONS OF LAW**

4 1. Summary Judgement is proper under Rule 56 of the Nevada Rules of Civil
5 Procedure "when the pleadings, depositions, answers to interrogatories, admissions, and
6 affidavits, if any of that are properly before the court demonstrates the no genuine issue of
7 material fact exists, and the moving party is entitled to judgment as a matter of law." *Loomis v.*
8 *Whitehead*, 124 Nev. 65, 68, 183 P.3d 890, 892 (Feb. 28, 2008)(citing *Wood v. Safeway, Inc.* 121
9 Nev. at 729, 121 P.3d at 1029).

10 2. Mr. Ritchie's interpretation of the holding in *Golden Road Motor Inn* is not
11 applicable to the extent that *Golden Road Motor Inn* holds that a court is unable to revise a non-
12 compete restriction due to the fact the case has been abrogated by the Nevada Legislature in
13 2017. As a result thereof, the Court is not convinced that the underlying contract would be
14 unenforceable today.

15 3. Even if the non-compete clause was unenforceable, it has no impact on whether the
16 agreement to settle the Previous Action is enforceable because numerous considerations, which
17 included a cost benefit analysis of whether continuing to pursue even the valid legal defense the
18 time and expense of protracted litigation, impacted the parties decision to settle the Previous
19 Action and dismiss it with prejudice,.

20 4. The Court does not agree that public policy would support relieving a party of the
21 obligations that it promised in the Settlement Agreement due to a perceived change in the
22 strength of their position after it already executed the Settlement Agreement, partially paid the
23 amounts pursuant to the Settlement Agreement, and had Pro-Tect dismiss the Previous Action
24 with prejudice.

25 5. The Previous Action was not entirely based on the non-compete clause.

26 6. The Settlement Agreement included resolving claims unrelated to Mr. Ritchie's
27 claims of the allegedly unenforceable non-compete clause.
28

KRAVITZ, SCHNITZER & JOHNSON, CHTD.
Attorneys
8985 S. Eastern Ave., Suite 200
Las Vegas, Nevada 89123

7. The Settlement Agreement was explicitly based on Ritchie's disclaimer of any liability, so that nothing about the consideration for the Settlement Agreement will be called into question even if the law were clear that Ritchie had zero (0) liability in the Previous Action.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Motion for Summary Judgment by Plaintiff Trade Show Services Ltd. dba Pro-Tect Security ("Pro-Tect") is hereby GRANTED;

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that the Counter-Motion to Void the Settlement Agreement by Defendant Ian Ritchie is DENIED;

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that the Ian Ritchie, as one of the Guarantors to the Settlement Agreement, owes Pro-Tect the principal sum of One Hundred Twenty Nine Thousand Nine Hundred Ninety Nine Dollars and Ninety-Two Cents (\$129,999.92) plus interest at the rate of 18 percent per annum from August 10, 2016, which is the date of the breach of the Settlement Agreement until the judgment is paid in full.

As all issues have been resolved, the trial date is VACATED.

Dated this 28 day of June, 2018.

Submitted by:

GARY E. SCHNITZER, ESQ.
Nevada Bar No. 395
L. RENEE GREEN, ESQ.
Nevada Bar No. 12755
KRAVITZ, SCHNITZER & JOHNSON, CHTD.
8985 S. Eastern Avenue, Suite 200
Las Vegas, Nevada 89123
Attorneys for Plaintiff,
TRADE SHOW SERVICES, LTD
d/b/a PRO-TECT SECURITY

DISTRICT COURT JUDGE
Approved as to form and content by:

BRIAN C. PADGETT, ESQ.
Nevada Bar No. 7474
AMY L. SUGDEN, ESQ.
Nevada Bar no. 9983
LAW OFFICES OF BRIAN C. PADGETT
611 South sixth Street
Las Vegas, NV 89101
Attorneys for Defendant,
IAN RITCHIE



OFFICE OF THE SHERIFF
CIVIL PROCESS SECTION
301 E. CLARK AVE., #100
LAS VEGAS NV 89101

PHONE: (702) 455-5400 • FAX: (702) 366-7070

FOR ADDITIONAL INFORMATION, PLEASE VISIT
OUR WEB SITE: www.ClarkCountyNV.gov
(Click on "Departments", Select "S" for Sheriff Civil)

We are returning your documents herewith. Please comply with the instructions indicated below and we will process your documents as soon as possible.

____ Original "Instructions to the Sheriff" required (Attached).
____ Attorney Name / Address / Phone Number required on _____
____ Provide complete information on Sheriff's Instructions as follows:
 ____ Subject's DOB / SSN.
 ____ Vehicle VIN / License Number / Year / Make / Model / Color / Vehicle Report.
 ____ Judgement debtor and/or representing counsel's last known address.
 ____ Other: _____
____ Needs to be issued by Court / Judge's Signature Stamp.
____ Provide original _____
____ Provide _____ additional copies of _____
____ Provide _____ additional copies of _____
____ Provide original Notice of Execution / Attachment under NRS 21.075/31.045.
____ Provide check in the amount of \$ _____ payable to _____
____ Signature required on _____
____ Provide a stamped, addressed envelope, return receipt requested, for Certified Mailing.
____ Please call our office for specific instructions.
✓ Other: *We do not have any record of this*
Thank you, *matter in our office. Try local Constables.*
SHERIFF CIVIL PROCESS SECTION
BY: *Atty* DATE: *3/22/19* Revised: 05

CLARK COUNTY SHERIFF
CIVIL PROCESS SECTION
301 E CLARK AVE #100
LAS VEGAS NV 89101

RETURN SERVICE REQUESTED

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FIRST CLASS



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ZIP 89120 \$000.45⁹
02 4W
0000362065 MAR 25 2019

LAW OFFICES OF BRIAN C PADGETT
LLC
611 S 6TH STREET
LAS VEGAS, NV 89101

87 BROFNNP 89101



November 27, 2018

Dear Brian,

This is probably one of the most difficult letters I have ever written because I'm writing it to someone I truly care about. After last night's conversation, I thought a lot about what we talked about. I have decided to withdraw sharing the five page document I wrote pouring out my heart and soul to you with regards to how I am feeling and citing examples/instances to help you understand it from my point of view because there are some things better left silenced. Most individuals experience these type of trials and tribulations over the course of a tenure; however, I have experienced them in such a short amount of time.

There were a few phrases that you stated during our conversation that I just couldn't get out of my mind. You were more concerned that my letter was an attack on your character as the Chairman/CEO and potentially could fall into the enemies/shareholders hands. You mentioned several times for me to delete the letter so that there would be zero trace of it. You made me feel like I had exposed you by wanting to share what you requested. I was the one who had protected you by not emailing it to you in the first place and you thanked me. Maybe instead of being so worried about how the superficial world sees you or characterizes you or your reputation, you should truthfully take into consideration how those of us who genuinely care about you from the heart and have your back no matter what others think about you. It is those of us you take for granted and speak to us in any manner that gives you a satisfaction, and it is us that see you through different eyes. It is those of us that you shut out when we speak the truth because you cannot and do not want to hear what we feel or see. You hide behind the phrase, "I'm the Boss" or "I'm the Fucking CEO". That does not give you the "right of passage" to speak to those of us that drop everything at a text or call for you even when your timeframes are unrealistic and impossible to get something done. You are not the only one that has shit going on. Somehow our obligations don't count because your immediate needs are always more important than others. Actions, which include what comes out of your mouth, are much louder than words or the apologies that come later after the repeated damage has already been done.

You asked me if I was speaking to the noteholders more than once which **broke** my heart because I would never break my loyalty to you first as your friend and then as professional. I'm tired of my loyalty being questioned. You made several past tense references with regards to our relationship. For example, "we used to be friends" and "you used to care for me". I have **NEVER EVER** used any past tense endearment words referring to you even when you were at your most absolute worst with me on countless occasions. As you said to me, "This hurt and you only say these types of things to people you don't care about". I say to you, "You say things like this to a person when you want to hurt their heart and get back at them". Mission accomplished.

Brian, I have defended you when no one else has or would. I have been loyal to you when others are/were failing you. I have held steadfast. I have given you and CW all of me and I have

fought everyday against all the odds. I have restored faith and belief in others about you. I have loved you and CW purely and wholeheartedly. I was restoring a sense of unity and family in a place that had no happiness. I am proud to say I brought professionalism, structure, mentorship, life, laughter and a true sense of family/unity to CW. No one can ever take that away from me no matter what they say or how hard they try. I would have worked endlessly and tirelessly to help you take "your" company to the top and build "your" empire. I would have been relentless in my efforts. I'm not perfect and without fault, but I was pure at heart with you and CW and by no means am I a quitter.

After much reflection, I have come to the realization that it is best for both of us if I resign as CWNevada President, COO. I am willing to stay onboard until 12/10/18; however, I understand if you prefer I not remain. I don't want to be humiliated by being locked out or walked off the property by security or legal counsel for as much as I have selflessly given of myself to CW. I will leave this up to you and await your response.

I am thankful to you for the opportunities that CW has provided to me and the experiences I have endured. These struggles and experiences have made me much stronger. I'm walking away not only a better person but a mightier professional and I owe this all to you. I will forever be your friend and you will be "my" forever M.J.

I hope, in time, you will allow me to once again be your friend. I will always be a phone call or text away. I would rather have a personal endearment with you as a friend instead of a professional struggle as a subordinate. **I will choose friendship/family everytime.**

Affectionately,

Diana ("your" forever Scottie)

You promised me, in case you forgot, that you would watch over Dina.

From: nevadabarforms@gmail.com
To: [complaints; nevadabarforms@gmail.com](mailto:complaints;nevadabarforms@gmail.com)
Subject: New submission from File a Complaint Online
Date: Tuesday, May 7, 2019 8:17:28 AM

First, Middle and Last Name

Bruce Irving Familian, Manager DKB/DKB II, LLC

Your Address

520 EAST SUNSET ROAD
HENDERSON, Nevada 89011
[Map It](#)

Your Email

bruce@familian.org

Your Primary Telephone Number

(702) 592-7089

Your Secondary Telephone Number

(702) 227-9267

Attorney Information**Attorney Name**

Brian Padgett

Law Firm Name

Law Offices of Brian Padgett

Attorney Address

611 South 6th Street
Las Vegas, Nevada 89101
[Map It](#)

Previous Contact with the State Bar of Nevada**Have you previously contacted the State Bar of Nevada regarding this matter?**

No

Hiring the Attorney**Did you hire/retain the attorney about whom you are complaining?**

Yes

When did the representation begin?

July 2012

What was the fee arrangement?

\$395.00 per hour; \$140.00 per hour Paralegals

How much have you paid the lawyer to date?

\$231,628.35

Brief description of the nature of the case the attorney was engaged to handle (i.e. personal injury, criminal, malpractice)

This case was about an Inverse Condemnation against Clark County

Names and contact information for other persons who can provide additional information concerning your complaint

Amy L. Sugden - 314-283-9847; Kirby Gruchow - 702-204-0064;

Appeal Counsel:

Dan Polsenberg, Joel Henriod, & Abraham Smith; at Lewis Roca

Litigation

Case Name

DKB, LLC, and DKB II, LLC a Nevada Limited Liability Corporation

Case Number

A-12-668136-C

Name of court or agency

Department XXVI Clark County

Explanation of Grievance

Complaint Details

I am writing to you as my attorney, Brian Padgett, Esq., appears to have misappropriated \$151,599.83 from my company, DKB, LLC. Mr. Padgett represented DKB in an inverse-condemnation case titled DKB, LLC, vs. County of Clark, Eighth Judicial District Court Case No. A-12-668136-C. In short, the amount awarded to DKB by the jury at the November 2016 trial was far, far less than the amount I believe that DKB should have been awarded. I retained Lewis Roca as appellate counsel, and Daniel Polsenberg, Esq., began representing my company.

Clark County, pursuant to rules governing eminent domain, deposited \$151,599.83 with the court in November 2017. Upon advice of appellate counsel, I did not want to withdraw those funds from the court. Otherwise, there is a chance that I'll waive, i.e., lose, my right to contest the jury award. Mr. Padgett was aware of this concern.

Nevertheless, on June 8, 2018, Mr. Padgett—without my (or Lewis Roca's) knowledge and/or consent—filed, on an order shortened time, Plaintiff Landowner's Motion on Order Shortening Time to Direct Disbursement of Funds on Deposit, seeking disbursement of the \$151,599.83. The motion was granted on June 12, 2018. Lewis Roca discovered the motion when reviewing the court's docket. I and Dan Polsenberg at Lewis Roca reminded Mr. Padgett on or about June 22, 2018, that he had no authorization to seek disbursement of these funds. Mr. Padgett was directed not to touch those monies or, if he had, to provide an accounting of the same. Mr. Padgett informed me that he would not obtain the funds from the court.

Now, fast-forward to April 2019. Mr. Polsenberg and Clark County's counsel are close to reaching a settlement in the DKB litigation. During these settlement discussions, Clark County advised Mr. Polsenberg that Mr. Padgett—without any authorization from me or Lewis Roca—had previously obtained the \$151,599.83 from the court. Mr. Polsenberg's office subsequently reached out to Mr. Padgett on multiple occasions seeking the status of these funds. Mr. Padgett has not responded to Lewis Roca's emails.

I was informed on April 22, 2019 that Mr. Padgett indeed took the funds from the court. I have been informed by different attorneys (Mr. Polsenberg and Glenn Machado) that Mr. Padgett had a duty to promptly inform me that he was in receipt of these funds under RPC 1.15(d). He has failed to do so.

I have recently learned that Mr. Padgett is experiencing severe financial issues, and recently filed for bankruptcy protection regarding his marijuana business. Accordingly, I fear that Mr. Padgett has misappropriated DKB's funds. Both previously-mentioned attorneys said that I need to turn to the State Bar at this point. Any assistance from the State Bar in helping me: (1) hear from Mr. Padgett; and (2) ascertain whether the \$151,599.83 has been properly maintained would be greatly appreciated. If Mr. Padgett has indeed failed to meet his ethical obligations, I ask that the State Bar take the appropriate actions necessary so that Mr. Padgett cannot harm any other clients who have mistakenly placed their trust in him.

Explain what measures you have taken to resolve this matter directly with the attorney

I have sent several emails to Brian Padgett instructing him NOT to touch the funds Clark County deposited with the County Clerk. Padgett, without notifying me or any co-counsel filed a motion on shorting of time requesting Judge Sturman to release the funds to the "Law Offices of Brian C. Padgett. Judge Sturman approved the order and the funds were released. In addition, Co-Counsel Dan Polenberg, Joel Henriod and Abraham Smith at Lewis Roca also sent several emails and left messages for Padgett but there was no response.

I have never received any accounting from Padgett for the funds that I assume were placed in his Trust Account and should still be there.

Related File(s)

- [Order-Granting-Immediate-Disbursement-of-Eminent-Domain-Proceeds-6-12-18Stamped.pdf](#)
- [Case-No.-A-12-688136-C.zip](#)
- [Padget-Payments.pdf](#)
- [Fee-Agreement-Familian.pdf](#)

From: nevadabarforms@gmail.com
To: [complaints; nevadabarforms@gmail.com](mailto:complaints;nevadabarforms@gmail.com)
Subject: New submission from File a Complaint Online
Date: Thursday, June 27, 2019 4:23:05 PM

First, Middle and Last Name

Ian Ritchie

Your Address

8201 Quail Arroyo Ave
Las Vegas, NV 89131
[Map It](#)

Your Email

ianritchie25@gmail.com

Your Primary Telephone Number

(702) 526-3336

Attorney Information**Attorney Name**

Brian Padgett

Law Firm Name

Law Offices of Brian Padgett

Attorney Address

611 South Sixth Street
Las Vegas, NV 89101
[Map It](#)

Previous Contact with the State Bar of Nevada**Have you previously contacted the State Bar of Nevada regarding this matter?**

No

Hiring the Attorney**Did you hire/retain the attorney about whom you are complaining?**

Yes

When did the representation begin?

3/12/18

What was the fee arrangement?

Pro Bono

How much have you paid the lawyer to date?

N/A

Brief description of the nature of the case the attorney was engaged to handle (i.e. personal injury, criminal, malpractice)

I was the director of commercial sales for a security company for a brief period of time. I left that company with some others because of a hostile work environment. We started a consulting company to outsource security and my former employer Pro-Tect, sued us all, including the new company for an alleged violation of our non-compete agreements.

I, along with the others, entered into a settlement agreement with Pro-Tect to avoid protracted litigation. I also, based on advice by Brian Padgett, executed a personal guaranty of the settlement agreement. When the new company went under and was unable to pay under the terms of the settlement agreement, Pro-Tect sued all of us, again, for failure to perform under the settlement agreement. I was the only defendant who answered/appeared in that case. I first appeared pro se but Mr. Padgett, through one of his associates, Jeremy Duke, offered and provided legal assistance under Mr. Padgett's guidance. Later, his firm, through his direction, had another associate, Amy Sugden, enter his firm's appearance in the case. Thereafter, Mr. Padgett personally committed to making good on the outstanding judgment on my behalf. He made representations to opposing counsel, myself and the district court regarding the same. I even sat in on a call with another attorney representing Mr. Padgett, Steve Cohen, who called the Plaintiff's attorney to work out the settlement amount based on Mr. Padgett's promises and representations.

Later, he alleged a "conflict of interest" had arisen, and stated he could no longer represent me. He never explained what the basis of the alleged "conflict". However, I am aware that Mr. Padgett is facing several other legal issues that have been made public through the 12 or so lawsuits filed against Mr. Padgett and his former marijuana company, for which I no longer am employed. He's also been in the news several times.

<https://www.lasvegasnow.com/i-team/i-team-dispensary-facing-financial-troubles-lawsuits/>
<https://www.reviewjournal.com/news/pot-news/6-lawsuits-filed-against-nevada-marijuana-company-cwnevada-1470085/>

Because of Mr. Padgett's oral and written promises to me to handle this matter both professionally and financially, I made several plans and relied on these commitments. I now have had my bank account drained (due to garnishments on the judgment that was since obtained against me) and am facing potential bankruptcy for the survival of my wife and two children. Had I received proper representation I would not be in the dire financial situation that I am.

Names and contact information for other persons who can provide additional information concerning your complaint

Jesse Carter 520.370.8302
Matt Bliven
Tim Smits Van Oyen 702.604.7838
Amy Sugden, Esq. 702.507.9011
Jeremy Duke, Esq. 702.538.9074
Renee Green, Esq. 702.362.6666
Margaret Lambrose, Esq. 702.388.6577
Steve Cohen, Esq. 702.823.3500

Litigation

Case Name

Trade Show Services, Ltd d/b/a Pro-Tect Security vs. Round Table Industries d/b/a Round Table Security

Case Number

A-17-751033-C

Name of court or agency

Eighth Judicial District Court

Explanation of Grievance

Complaint Details

Mr. Padgett volunteered to represent myself in this matter after previously giving me bad legal advice to sign a personal guaranty for a settlement agreement. Mr. Padgett offered his firm's service for free because at the time I was working as his Head of Security for a marijuana business he ran. Mr. Padgett also promised both to myself (in writing), other lawyers and in open court to pay for the outstanding judgment that was attempting to be collected by the plaintiff. He then moved to withdraw from the case because of a purported conflict and left me without any legal representation. He also shared my personal information information and communications about the case to other individuals, including telling people that he knew he gave me bad advice.

Explain what measures you have taken to resolve this matter directly with the attorney

I attempted to address the matter with him several times via text after he promised he'd take care of my case. The text messages state things like "I told you I'd take care of it", "I'm committed to closing it out for you", "I will pay it" and made specific offerings of \$105,000 to cover it, and then he dropped me/my case without warning.

1 AFFIDAVIT OF DUE DILIGENCE

2 STATE BAR OF NEVADA SOUTHERN NEVADA DISCIPLINARY BOARD
3 CLARK COUNTY, STATE OF NEVADA

4 STATE BAR OF NEVADA,

5 Complainant

6 v.

7 BRIAN PADGETT, ESQ.,
Nevada Bar No. 7474,

8 Respondent

Case No.: OBC19-0604; OBC19-0798
Daniel M. Hooge, Esq. Bar No. 10620
STATE BAR OF NEVADA
3100 W. Charleston 100
Las Vegas, NV 89102
(702) 382-2200
Attorneys for the Complainant
Client File# obc19-0604; obc19-0798

9 I, Judith Mae All, being sworn, states: That I am a licensed process server registered in Nevada. I received a copy of
10 the Complaint; Designation Of Hearing Panel Members; State Bar Of Nevada's Peremptory Challenges; Affidavit of
11 Mailing; First Amended Complaint; Notice Of Intent To Proceed On A Default Basis; Order Appointing Hearing
Panel Chair; Notice Of Telephonic Initial Case Conference; Scheduling Order; Entry of Default; Initial Disclosure
Of Witnesses and Documents; Order Appointing Formal Hearing Panel; Notice of Amended Formal Hearing Date;
from STATE BAR OF NEVADA

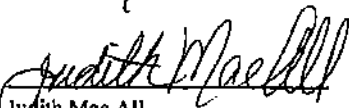
12 That attempts were made to serve Brian Padgett, Esquire with Complaint; Designation Of Hearing Panel Members; State
13 Bar Of Nevada's Peremptory Challenges; Affidavit of Mailing; First Amended Complaint; Notice Of Intent To Proceed
14 On A Default Basis; Order Appointing Hearing Panel Chair; Notice Of Telephonic Initial Case Conference; Scheduling
Order; Entry of Default; Initial Disclosure Of Witnesses and Documents; Order Appointing Formal Hearing Panel; Notice
of Amended Formal Hearing Date; at:

15 Attempted at 611 S. 6th Street, Las Vegas, NV 89101 On 4/10/2020 at 1:11 PM
16 Results: Door locked. Call box at business door. Called code 210 for Brian Padgett and call went to voicemail. I
checked the rear parking area no cars in lot.

17 Attempted at 611 S. 6th Street, Las Vegas, NV 89101 On 4/13/2020 at 11:27 AM
Results: Same results as previous attempt.

18
19 I being duly sworn, states: that all times herein, Affiant was and is over 18 years of age, not a party to or interested in
the proceedings in which this Affidavit is made. I declare under penalty of perjury that the foregoing is true and correct.

20 Date: 4/16/2020

21
22 
23 Judith Mae All
Registered Work Card# R-040570
24 State of Nevada

(No Notary Per NRS 53.045)

Service Provided for:
Nationwide Legal Nevada, LLC
626 S. 7th Street
Las Vegas, NV 89101
(702) 385-5444
Nevada Lic # 1656



Control #: nv225385
Reference: obc19-0604; obc19-0798

AFFIDAVIT OF DUE DILIGENCE

**STATE BAR OF NEVADA SOUTHERN NEVADA DISCIPLINARY BOARD
CLARK COUNTY, STATE OF NEVADA**

STATE BAR OF NEVADA,

Complainant

v.

BRIAN PADGETT, ESQ.,
Nevada Bar No. 7474,

Respondent

Case No.: OBC19-0604; OBC19-0798,
Daniel M. Hooce, Esq. Bar No. 10620
STATE BAR OF NEVADA
3100 W. Charleston 100
Las Vegas, NV 89102
(702) 382-2200
Attorneys for the Complainant

Client File#

I, Tyler Trewet, being sworn, states: That I am a licensed process server registered in Nevada. I received a copy of the Complaint; Designation of Hearing Panel Members; State Bar's Peremptory Challenges; Affidavit of Mailing; First Amended Complaint; Amended Complaint; Notice of Intent to Proceed on Default Basis; Order Appointing Hearing Panel Chair; Notice of Telephonic Initial Case Conference; Scheduling Order; Initial Disclosure of Witnesses and Documents; Order Appointing Formal Hearing Panel; Notice of Amended Formal Hearing Date; from STATE BAR OF NEVADA

That attempts were made to serve Brian Padgett, Esq. with Complaint; Designation of Hearing Panel Members; State Bar's Peremptory Challenges; Affidavit of Mailing; First Amended Complaint; Amended Complaint; Notice of Intent to Proceed on Default Basis; Order Appointing Hearing Panel Chair; Notice of Telephonic Initial Case Conference; Scheduling Order; Initial Disclosure of Witnesses and Documents; Order Appointing Formal Hearing Panel; Notice of Amended Formal Hearing Date; at:

Attempted at 11274 Gammila Drive Las Vegas, NV 89141 On 4/15/2020 at 4:05 PM
Results: BAD ADDRESS: Per Mr. Magtibay subject is unknown. He stated he bought home about a month prior under Rene Magtibay's name. No answer with neighbor. Toyota Camry GK G1J8 in driveway.

I being duly sworn, states: that all times herein, Affiant was and is over 18 years of age, not a party to or interested in the proceedings in which this Affidavit is made. I declare under penalty of perjury that the foregoing is true and correct.

Date: 4/20/20

Tyler Trewet
Registered Work Card# R201904184
State of Nevada

(No Notary Per NRS 53.045)

Service Provided for:
Nationwide Legal Nevada, LLC
626 S. 7th Street
Las Vegas, NV 89101
(702) 385-5444
Nevada Lic # 1656



Control #: NV225385NA
Reference:

.none STATE BAR OF NEVADA 3100 W. Charleston 100 Las Vegas, NV 89102	obc19-0604; obc19-0798
<div data-bbox="181 327 407 600" data-label="Image"> </div> <div data-bbox="430 366 768 391" data-label="Text"> CASE #: obc19-0604; obc19-0798 </div> <div data-bbox="430 438 605 510" data-label="Text"> State Bar of Nevada vs. Brian Padgett </div> <div data-bbox="412 563 677 591" data-label="Text"> ** NOT SERVED ** </div>	<div data-bbox="1034 353 1373 457" data-label="Text"> SUMMARY OF SERVICE JOB COMPLETE NV225385NA </div> <div data-bbox="907 463 1508 495" data-label="Text"> 030 - STANDARD PROCESS - 48 to 72 HRS </div> <div data-bbox="1070 512 1333 600" data-label="Text"> COMPLETED BY Tyler Trewet 4/15/2020 4:05 PM </div>
PROOF OF DELIVERY	Reference No.: obc19-0604; obc19-0798

I received the within process on April 13, 2020 and that after due and diligent effort I have been unable to serve Briad Padgett. The following itemization of the dates and times of attempts details the efforts required to effect service.

DOCUMENTS: Deliver Documents; List of Documents: Complaint, Designation of Hearing Panel Members, State Bar's Peremptory Challenges, Affidavit of Mailing, First Amended Complaint, Affidavit of Mailing Amended Complaint, Notice of Intent to Proceed on Default Basis, Order, Notice of ICC, Scheduling Order, Entry of Default, Initial Disclosures, Order, Notice of Amended Formal Hearing Date.;

4/15/2020 | 4:05 PM Business11274 Gammila Drive, Las Vegas, NV 89141

B.A. Per Mr. Magtibay subject is unknown they bought home about a month prior under Rene Magtibay's name. No answer with Neighbor. Toyota Camry GK G1J8 in driveway.

COURT FILINGS | SERVICE OF PROCESS | REPROGRAPHICS
PDF/FAX FILINGS | MESSENGER SERVICES

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PROOF OF DELIVERY

Nationwide Legal Nevada, LLC
626 S. 7th Street
Las Vegas, NV 89101

**NATIONWIDE
LEGAL**

Tyler Trewet
County: Clark
Registration No.: R201904184

.none STATE BAR OF NEVADA 3100 W. Charleston 100 Las Vegas, NV 89102		obc19-0604; obc19-0798	
	CASE #: obc19-0604; obc19-0798 State Bar of Nevada VS. Brian Padgett		SUMMARY OF SERVICE JOB COMPLETE nv225619 030 - STANDARD PROCESS - 48 to 72 HRS
	** NOT SERVED **		COMPLETED BY Tyler Trewet 4/29/2020 2:07 PM
PROOF OF DELIVERY		Reference No.: obc19-0604; obc19-0798	

I received the within process on April 17, 2020 and that after due and diligent effort I have been unable to serve Briad Padgett. The following itemization of the dates and times of attempts details the efforts required to effect service.

DOCUMENTS: Deliver Documents; List of Documents: Complaint, Designation of Hearing Panel Members, State Bar's Peremptory Challenges, Affidavit of Mailing, First Amended Complaint, Affidavit of Mailing Amended Complaint, Notice of Intent to Proceed on Default Basis, Order, Notice of ICC, Scheduling Order, Entry of Default, Initial Disclosures, Order, Notice of Amended Formal Hearing Date.;

4/24/2020 | 8:33 AM Home 1672 Liege Drive, Henderson, NV 89012
 No response. No visible activity.

4/26/2020 | 8:00 PM Home 1672 Liege Drive, Henderson, NV 89012
 No response. BMW 328i 713L51 in driveway. Security confirmed subject as current resident.

4/29/2020 | 2:07 PM Home 1672 Liege Drive, Henderson, NV 89012
 No response. No Noise.

COURT FILINGS | SERVICE OF PROCESS | REPROGRAPHICS
PDF/FAX FILINGS | MESSENGER SERVICES

NOT A PROOF OF SERVICE | SUMMARY OF SERVICE | NOT A PROOF OF SERVICE

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NATIONWIDE
LEGAL

Tyler Trewet
 County: Clark
 Registration No.: R201904184