

FILED

NOV 13 2020

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

1 **Ali Shahrokhi**
2 **10695 Dean Martin Drive, #1214**
3 **Las Vegas, NV 89141**
4 **Telephone: 702-835-3558**
5 **Email: Alibe76@gmail.com**
6 **Plaintiff**

7
8 **IN THE SUPREME COURT OF NEVADA**

9
10 **ALI SHAHROKHI,**

) **Case #: 81978**

11)
12)
13 **Plaintiff,**

) **PETITIONER'S**
) **ALI SHAHROKHI'S**
) **REQUEST FOR**
) **JUDICIAL NOTICE**

14)
15 **KIZZY BURROW,**

16)
17 **Defendant.**

18)
19)
20)
21 **NOTICE TO DEFENDANT: YOU ARE REQUIRED TO FILE A WRITTEN**
22 **RESPONSE TO THIS MOTION WITH THE CLERK OF THE COURT AND TO PROVIDE**
23 **THE UNDERSIGNED WITH A COPY OF THE RESPONSE WITHIN FOURTEEN (14) DAY**
24 **OF YOUR RECEIPT OF THIS MOTION. FAILURE TO FILE A WRITTEN RESPONSE WITH**
25 **THE CLERK OF THE COURT WITHIN FOURTEEN (14) DAYS OF YOUR RECEIPT OF**
26 **THIS MOTION MAY RESULT IN THE REQUEST RELIEF BEING GRANTED BY THE**
27 **COURT WITHOUT HEARING PRIOR TO THE SCHEDULED HEARING DATE.**

28 **NOV 11 2020**

20-41546

1 PLEASE TAKE NOTICE: Plaintiff asks the Court to take judicial
2 notice of 18 U.S.C. § 157 {"**Bankruptcy Fraud**"}.
3

4 Statutory Grounds: This request for judicial notice is brought pursuant
5 to NRS 47.140, which governs judicial notice.

6 Court Order Sought: Plaintiff seeks an order indicating that the Court
7 recognizes 18 U.S.C. § 157 {" **Bankruptcy Fraud**"}.
8

9 Scope of Motion: This motion is based on this notice of motion, the within
10 points & authorities, affidavits, exhibits, requests for judicial notice, oral
11 arguments, etc., and other evidence as the Court may allow.
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1 **REQUEST FOR JUDICIAL NOTICE**

2 Brief Intro: SHAHROKHI is very disgusted to have a judge who
3 committed **bankruptcy fraud**. Harter committed a crime. Harter
4 committed perjury. Harter committed fraud. Harter is not fit to be a judge.
5 Harter is not ethical. SHAHROKHI does not want Harter on his case as a
6 judge. Harter must be recused for having committed **bankruptcy fraud**.

7 Judges should honest, ethical and trustworthy. But Harter is NOT.
8 Harter is dishonest, unethical and deceitful and not fit to be a judge.

9 On December 21, 2015, Harter fraudulently filed for Chapter 7
10 bankruptcy here in Las Vegas Nevada. On bankruptcy form 122-A
11 (attached). Harter indicated that he earned ZERO income in calendar year
12 2015. However, the fact is, Harter was a full-time family court judge in 2015,
13 and earned over \$176 thousand dollars according to financial disclosure
14 documents now on file with Nevada Secretary of State's Office. This is
15 clearly **bankruptcy fraud**. These facts are beyond dispute. [FEDERAL
16 CASE NUMBER 15-17012-LEB (Mathew P. Harter and Brandie P. Harter).

17 Harter signed his name under penalty of perjury. Harter gave his
18 Oath that his statements about his personal income were true and correct.
19 However, his statements were definitely false and perjurious. Harter lied in
20 federal bankruptcy court to gain personal benefit with **bankruptcy fraud**.

21 Harter is financially and morally bankrupt as well. And SHAHROKHI
22 does not want to have an unethical judge making life decisions about him and
23 his minor child who deserve better. SHAHROKHI does not want a judge that
24 violates the law in such a despicable manner as **bankruptcy fraud**.

25 Harter's ability to carry out judicial responsibilities with integrity,
26 impartiality and truthfulness is impaired due to the fact that Harter
27 willfully made false statements under penalty of perjury, in a federal
28 application, in furtherance of chapter 7 **bankruptcy fraud**.

1 **Bankruptcy fraud** is a crime under 18 U.S.C. § 157 which provides
2 that “A person who, having devised or intending to devise a scheme or artifice
3 to defraud and for the purpose of executing or concealing such a scheme or
4 artifice or attempting to do so—

5 (1)files a petition under title 11, including a fraudulent involuntary
6 petition under section 303 of such title;

7 (2)files a document in a proceeding under title 11; or

8 (3)makes a false or fraudulent representation, claim, or promise
9 concerning or in relation to a proceeding under title 11, at any time before or
10 after the filing of the petition, or in relation to a proceeding falsely asserted to
11 be pending under such title, shall be fined under this title, imprisoned not
12 more than 5 years, or both.” {18 U.S.C. § 157}

13 SHAHROKHI wants the Court to take notice of the law that Harter
14 violated which is 18 U.S.C. § 157, which proves that Harter is in fact a
15 criminal and therefore, he is not fit to be a judge anymore.

16
17 REASONS FOR CONCERN

18 SHAHROKHI is concerned about a judge that commits **bankruptcy**
19 **fraud**. If Harter is bold enough to commit perjury in federal court, then he
20 won’t think twice about committing crimes in family court Department N
21 where nobody oversees his work and the cases are sealed from the public.

22 ////

23 ////

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1 **Request for Judicial Notice:**

2 NRS 47.140 governs requests for judicial notice as to "matters of law."
3 SHAHROKHI seeks to have the court take judicial notice of 18 U.S.C. § 157
4 which is a "matter of law" under NRS 47.140.

5 NRS 47.130 governs requests for judicial notice as to "matters of fact."
6 SHAHROKHI seeks to have the court take judicial notice of the fact that
7 Harter, on December 21, 2015, filed a fraudulent form 122-A (attached) in
8 federal court and Harter LIED about his income as a family court judge.

9
10 **Conclusion**

11 The court should take judicial notice of 18 U.S.C. § 157, as well as
12 the fraudulent form 122-A (attached). Petitioner Shahrokhi shouldn't
13 be dependent on an unlawful judge to apply law to his case. Judges
14 should have honesty and integrity and not be self-centered or commit
15 crimes while sitting on an honorable bench where people seek justice.
16 People of Nevada have a right to know who their judges are and if that
17 judge has integrity and is an honest individual.

18
19
20 **Date: November 6, 2020**

21
22 Respectfully submitted,

23 

24 _____
25 ALI SHAHROKHI, PLAINTIFF
26
27
28

Fill in this information to identify your case:

Debtor 1 Mathew P. HarterDebtor 2 Brandie P. Harter

(Spouse, if filing)

United States Bankruptcy Court for the: District of NevadaCase number 15-17012

(If known)

Check one box only as directed in this form and in Form 122A-1Supp.

- ☒ 1. There is no presumption of abuse
- ☐ 2. The calculation to determine if a presumption of abuse applies will be made under *Chapter 7 Means Test Calculation* (Official Form 122A-2).
- ☐ 3. The Means Test does not apply now because of qualified military service but it could apply later.

☐ Check if this is an amended filing

Official Form 122A - 1

Chapter 7 Statement of Your Current Monthly Income

12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for being accurate. If more space is needed, attach a separate sheet to this form. Include the line number to which the additional information applies. On the top of any additional pages, write your name and case number (if known). If you believe that you are exempted from a presumption of abuse because you do not have primarily consumer debts or because of qualifying military service, complete and file *Statement of Exemption from Presumption of Abuse Under § 707(b)(2)* (Official Form 122A-1Supp) with this form.

Part 1. Calculate Your Current Monthly Income

1. What is your marital and filing status? Check one only.

☐ Not married. Fill out Column A, lines 2-11.☒ Married and your spouse is filing with you. Fill out both Columns A and B, lines 2-11.☐ Married and your spouse is NOT filing with you. You and your spouse are:☐ Living in the same household and are not legally separated. Fill out both Columns A and B, lines 2-11.☐ Living separately or are legally separated. Fill out Column A, lines 2-11; do not fill out Column B. By checking this box, you declare under penalty of perjury that you and your spouse are legally separated under nonbankruptcy law that applies or that you and your spouse are living apart for reasons that do not include evading the Means Test requirements. 11 U.S.C. § 707(b)(7)(B).

Fill in the average monthly income that you received from all sources, derived during the 6 full months before you file this bankruptcy case. 11 U.S.C. § 101(10A). For example, if you are filing on September 15, the 6-month period would be March 1 through August 31. If the amount of your monthly income varied during the 6 months, add the income for all 6 months and divide the total by 6. Fill in the result. Do not include any income amount more than once. For example, if both spouses own the same rental property, put the income from that property in one column only. If you have nothing to report for any line, write \$0 in the space.

	Column A Debtor 1	Column B Debtor 2 or non-filing spouse
2. Your gross wages, salary, tips, bonuses, overtime, and commissions (before all payroll deductions).	\$ 0.00	\$ 0.00
3. Alimony and maintenance payments. Do not include payments from a spouse if Column B is filled in.	\$ 0.00	\$ 0.00
4. All amounts from any source which are regularly paid for household expenses of you or your dependents, including child support. Include regular contributions from an unmarried partner, members of your household, your dependents, parents, and roommates. Include regular contributions from a spouse only if Column B is not filled in. Do not include payments you listed on line 3.	\$ 0.00	\$ 0.00
5. Net income from operating a business, profession, or farm		
	Debtor 1	
Gross receipts (before all deductions)	\$ 0.00	
Ordinary and necessary operating expenses	-\$ 0.00	
Net monthly income from a business, profession, or farm	\$ 0.00	Copy here -> \$ 0.00
6. Net income from rental and other real property		
	Debtor 1	
Gross receipts (before all deductions)	\$ 0.00	
Ordinary and necessary operating expenses	-\$ 0.00	
Net monthly income from rental or other real property	\$ 0.00	Copy here -> \$ 0.00
7. Interest, dividends, and royalties	\$ 0.00	\$ 0.00

Debtor 1
Debtor 2Mathew P. Harter
Brandie P. Harter

Case number (if known)

	Column A Debtor 1	Column B Debtor 2 or non-filing spouse
8. Unemployment compensation Do not enter the amount if you contend that the amount received was a benefit under the Social Security Act. Instead, list it here: For you \$ 0.00 For your spouse \$ 0.00	\$ 0.00	\$ 0.00
9. Pension or retirement income. Do not include any amount received that was a benefit under the Social Security Act.	\$ 0.00	\$ 0.00
10. Income from all other sources not listed above. Specify the source and amount. Do not include any benefits received under the Social Security Act or payments received as a victim of a war crime, a crime against humanity, or international or domestic terrorism. If necessary, list other sources on a separate page and put the total below. \$ 0.00 \$ 0.00 Total amounts from separate pages, if any. + \$ 0.00	\$ 0.00 \$ 0.00 + \$ 0.00	\$ 0.00 \$ 0.00 \$ 0.00
11. Calculate your total current monthly income. Add lines 2 through 10 for each column. Then add the total for Column A to the total for Column B.	\$ 0.00	\$ 0.00
	Total current monthly income	

Part 2: Determine Whether the Means Test Applies to You

12. Calculate your current monthly income for the year. Follow these steps:

12a. Copy your total current monthly income from line 11

Copy line 11 here=>

\$ 0.00

Multiply by 12 (the number of months in a year)

x 12

12b. The result is your annual income for this part of the form

12b. \$ 0.00

13. Calculate the median family income that applies to you. Follow these steps:

Fill in the state in which you live.

NV

Fill in the number of people in your household.

5

Fill in the median family income for your state and size of household.

13. \$ 75,907.00

To find a list of applicable median income amounts, go online using the link specified in the separate instructions for this form. This list may also be available at the bankruptcy clerk's office.

14. How do the lines compare?

14a. ☒ Line 12b is less than or equal to line 13. On the top of page 1, check box 1, *There is no presumption of abuse.* Go to Part 3.14b. ☐ Line 12b is more than line 13. On the top of page 1, check box 2, *The presumption of abuse is determined by Form 122A-2.* Go to Part 3 and fill out Form 122A-2.

Part 3: Sign Below

By signing here, I declare under penalty of perjury that the information on this statement and in any attachments is true and correct.

X

Mathew P. Harter
Signature of Debtor 1

Date

12/21/15
MM/DD/YYYY

X

Brandie P. Harter
Signature of Debtor 2

Date

12/21/15
MM/DD/YYYY

If you checked line 14a, do NOT fill out or file Form 122A-2.

If you checked line 14b, fill out Form 122A-2 and file it with this form.

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On **Nov. 6, 2020**, I served the following:

on an interested party in the above-entitled action by

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