

IN THE SUPREME COURT OF THE STATE OF NEVADA

GRADY BYRD,

Appellant,

vs.

CATERINA ANGELA BYRD,

Respondent.

Supreme Court Case No. 80548
Electronically Filed
Aug 13 2020 02:10 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

**RESPONDENT'S APPENDIX
TO ANSWERING BRIEF
VOLUME XI**

Submitted By:

/s/ Jeanne F. Lambertsen

ANITA A. WEBSTER, ESQ.
Nevada Bar No. 1211
JEANNE F. LAMBERTSEN, ESQ.
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6882 Edna Avenue
Las Vegas, Nevada 89146
Attorneys for Respondent
Caterina Angela Byrd

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CHRONOLOGICAL LISTING

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| 2. | 10/18/18 | Financial Disclosure Form, Plaintiff, filed 10/18/18. | RA000004 - RA000011 |
| 3. | 11/27/18 | Transcript re: Motion, November 27, 2018. | RA000012 - RA000032 |
| 4. | 12/13/18 | Ex parte Motion for Continuance, Defendant, filed 12/13/18. | RA000033 - RA000035 |
| 5. | 12/18/18 | Order Granting Continuance, Defendant, filed 12/18/18. | RA000036 |
| 6. | 12/19/18 | Plaintiff's Opposition to Defendant's ex parte Motion for A Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For An Order to Show Cause, to divide a Newly Discovered Asset, to Execute QDROs and for Attorney fees and Costs and Counter motion for Attorney Fees and Costs, filed 12/19/18. | RA000037 - RA000058 |
| 7. | 12/27/18 | Notice of Entry of Order for the Order Shortening Time on Plaintiff's Motion filed 12/27/18. | RA000059 - RA000062 |
| 8. | 12/28/18 | Reply to Opposition and/or Counter motion, Defendant, filed 12/28/18. | RA000063 - RA000087 |
| 9. | 01/02/19 | Financial Disclosure Form, Defendant, with five income statements attachments, filed 01/02/19. | RA000088 - RA000100 |
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| 11. | 01/15/19 | First Supplement to Exhibit Appendix, Plaintiff, in support of her Reply filed 01/15/19. | RA000127 - RA000183 |
| 12. | 1/18/19 | Defendant's Reply to Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to defendant's Ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Counter motion for Attorney fees and Costs, filed 1/18/19. | RA000184 - RA000197 |
| 13. | 04/23/19 | Exhibit Appendix to Plaintiff's Opposition to Defendant's Motion for Reconsideration and Countermotion, Plaintiff, filed 04/23/19. | RA000198 - RA000237 |
| 14. | 04/23/19 | Plaintiff's Ex Parte Application for An Order for Defendant to Appear In Person, filed 04/23/19. | RA000238 - RA000244 |
| 15. | 04/23/19 | Exhibit Appendix to Plaintiff's Ex Parte Application For an Order For Defendant To Appear In Person, Plaintiff, filed 04/23/19. | RA000245 - RA000264 |
| 16. | 05/17/19 | Exhibit Appendix to Plaintiff's Reply to Defendant's Opposition and Countermotion, filed 05/17/19. | RA000265 - RA000322 |
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| 18. | 09/10/19 | Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees, filed 09/10/19. | RA000338 - RA000360 |
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| 25. | 10/21/19 | Exhibit 7, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order to Show Cause, Grady to Appear On October 21, 2019, filed on 07/29/19. | RA000444 - RA000447 |
| 26. | 10/21/19 | Exhibit 8, Plaintiff's, admitted at Evidentiary Hearing, Caterina's Financial | RA000448 - RA000455 |

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| 27. | 10/21/19 | Exhibit 9, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, Amended, filed 01/18/19. | RA000456 - RA000468 |
| 28. | 10/21/19 | Exhibit 10, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, filed on 06/18/19. | RA000469 - RA000478 |
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| 30. | 10/21/19 | Exhibit 14, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff promising Plaintiff \$3,000 a month as long as he lives, et. al, dated March 23, 2014. | RA000482 |
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| 40. | 10/21/19 | Exhibit 27, Plaintiff's, admitted at Evidentiary Hearing: Defendant's retirement from Army, beneficiaries, Survivor Benefit Plan, Form DD 2656, dated March 10, 1999. | RA000504 - RA000505 |
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| 54. | 10/21/19 | Exhibit B, Defendant's, admitted at Evidentiary Hearing, CRSC payment history from August 2014 - July 2015 (VA Waiver 3017.60, Retire net pay 128.40). | RA000539 |
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| 56. | 10/21/19 | Exhibit D, Defendant's, admitted at Evidentiary Hearing, VA letter for disability benefits dated 10/16/12 (disability benefit effective 12/01/2011). | RA000541 |
| 57. | 10/21/19 | Exhibit E, Defendant's, admitted at Evidentiary Hearing, Grady's VA payment history from April 1, 2019 - May 31, 2019. | RA000542 |
| 58. | 10/21/19 | Exhibit F, Defendant's, admitted at Evidentiary Hearing, Office of Personnel Management (OPM) letter re: disability application dated 11/12/2010. | RA000543 - RA000545 |
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| 62. | 10/21/19 | Exhibit J, Defendant's, admitted at Evidentiary Hearing: Defendant's Social Security Decision dated September 12, 2012. | RA000549 - RA000554 |
| 63. | 10/21/19 | Exhibit K, Defendant's, admitted at Evidentiary Hearing: Defendant's 2014 Social Security Benefit 2014 (Form SSA-1099). | RA000555 |
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| 3. | 11/27/18 | Transcript re: Motion, November 27, 2018. | RA000012 - RA000032 |

Certificate of Service

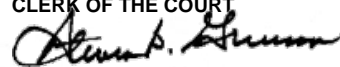
Pursuant to NRAP 25(c)(1)(E), I hereby certify, under penalty of perjury, that I am an employee of Webster & Associates and that on the 13th day of August, 2020, I caused to be served the foregoing document by way of NEFCR 9 Notice of Electronic Filing to the following:

Daniel W. Anderson
Mills & Anderson
Counsel for Appellant, Grady Edward Byrd


An employee of WEBSTER & ASSOCIATES

Name: GRADY EDWARD BYRD
Address: 5330 E. CRAIG RD.
LAS VEGAS, NV 89115
Phone: 7029184712
Email: CBSMAIL2006@YAHOO.COM
Attorney for _____
Nevada State Bar No. _____

Electronically Filed
1/18/2019 2:09 PM
Steven D. Grierson
CLERK OF THE COURT



8TH Judicial District Court
CLARK COUNTY, Nevada

| | |
|---|---|
| CATERINA ANGELA BYRD Plaintiff, vs. GRADY EDWARD BYRD Defendant. | Case No. <u>D-18-577701-Z</u> Dept. <u>G</u> |
|---|---|

GENERAL FINANCIAL DISCLOSURE FORM

A. Personal Information:

1. What is your full name? (*first, middle, last*) GRADY EDWARD BYRD
2. How old are you? 62 3. What is your date of birth? MAY 7, 1956
4. What is your highest level of education? MASTERS DEGREE

B. Employment Information:

1. Are you currently employed/ self-employed? (☒ check one)
☒ No
☐ Yes If yes, complete the table below. Attached an additional page if needed.

| Date of Hire | Employer Name | Job Title | Work Schedule (days) | Work Schedule (shift times) |
|--------------|---------------|-----------|----------------------|-----------------------------|
| | | | | |
| | | | | |

2. Are you disabled? (☒ check one)

☐ No
☒ Yes

If yes, what is your level of disability? 90% UNEMPLOYABLE
What agency certified you disabled? DEPARTMENT OF VETERANS AFFAIRS
What is the nature of your disability? PHYSICAL

C. Prior Employment: If you are unemployed or have been working at your current job for less than 2 years, complete the following information.

Prior Employer: N/A Date of Hire: _____ Date of Termination: _____
Reason for Leaving: _____

Monthly Personal Income Schedule

A. Year-to-date Income.

As of the pay period ending DECEMBER 2014 my gross year to date pay is 115944.00.

B. Determine your Gross Monthly Income.

Hourly Wage

| | | | | | | | | | | | | |
|-------------|---|---------------------------------|---|---------------|---|-------|---|---------------|---|--------|---|----------------------|
| | × | | = | \$0.00 | × | 52 | = | \$0.00 | ÷ | 12 | = | \$0.00 |
| Hourly Wage | | Number of hours worked per week | | Weekly Income | | Weeks | | Annual Income | | Months | | Gross Monthly Income |

Annual Salary

| | | | | |
|---------------|---|--------|---|----------------------|
| | ÷ | 12 | = | \$0.00 |
| Annual Income | | Months | | Gross Monthly Income |

C. Other Sources of Income.

| Source of Income | Frequency | Amount | 12 Month Average |
|-------------------------------------|-----------------|-----------|------------------|
| Annuity or Trust Income | | | |
| Bonuses | | | |
| Car, Housing, or Other allowance: | | | |
| Commissions or Tips: | | | |
| Net Rental Income: | | | |
| Overtime Pay | | | |
| Pension/Retirement: OPM/U.S. ARMY | MONTHLY | 1315/136 | 1315/46(3MONTHS) |
| Social Security Income (SSI): | | | |
| Social Security Disability (SSD): | MONTHLY | 2176 | 2176 |
| Spousal Support | | | |
| Child Support | | | |
| Workman's Compensation | | | |
| VA / CRSC | MONTHLY/MONTHLY | 2897/3228 | 2897/3228 |
| Other: | | | |
| Total Average Other Income Received | | | 9662 |

| | |
|--|------|
| Total Average Gross Monthly Income (add totals from B and C above) | 9662 |
|--|------|

D. Monthly Deductions

| | Type of Deduction | Amount |
|--|--|-------------|
| 1. | Court Ordered Child Support (automatically deducted from paycheck) | |
| 2. | Federal Health Savings Plan | |
| 3. | Federal Income Tax | 193 |
| 4. | Health Insurance Amount for you: _____ For Opposing Party: _____ For your Child(ren): _____ | |
| 5. | Life, Disability, or Other Insurance Premiums OPMANNUNITY | 31 |
| 6. | Medicare | 184 |
| 7. | Retirement, Pension, IRA, or 401(k) | |
| 8. | Savings | |
| 9. | Social Security | |
| 10. | Union Dues | |
| 11. | Other: (Type of Deduction) IRS/ANNUNITY DEBT/50%ARMY RET | 200/656/67 |
| Total Monthly Deductions (Lines 1-11) | | 1331 |

Business/Self-Employment Income & Expense Schedule**A. Business Income:**

What is your average gross (pre-tax) monthly income/revenue from self-employment or businesses?

\$ _____

B. Business Expenses: Attach an additional page if needed.

| Type of Business Expense | Frequency | Amount | 12 Month Average |
|---|-----------|--------|------------------|
| Advertising | | | |
| Car and truck used for business | | | |
| Commissions, wages or fees | | | |
| Business Entertainment/Travel | | | |
| Insurance | | | |
| Legal and professional | | | |
| Mortgage or Rent | | | |
| Pension and profit-sharing plans | | | |
| Repairs and maintenance | | | |
| Supplies | | | |
| Taxes and licenses (include est. tax payments) | | | |
| Utilities | | | |
| Other: | | | |
| Total Average Business Expenses | | | 0.00 |

Personal Expense Schedule (Monthly)

A. Fill in the table with the amount of money **you** spend each month on the following expenses and check whether you pay the expense for you, for the other party, or for both of you.

| Expense | Monthly Amount I Pay | For Me ✓ | Other Party ✓ | For Both ✓ |
|--|----------------------|-------------|------------------|---------------|
| Alimony/Spousal Support | 0 | | | |
| Auto Insurance | 32/26/66 | ✓ | | |
| Car Loan/Lease Payment | 396/456/363 | ✓ | | |
| Cell Phone | 133 | ✓ | | |
| Child Support (not deducted from pay) | 0 | | | |
| Clothing, Shoes, Etc... | 0 | | | |
| Credit Card Payments (minimum due) | 234/372/531 | ✓ | | |
| Dry Cleaning | 0 | | | |
| Electric | 100 | ✓ | | |
| Food (groceries & restaurants) | 215/900 | ✓ | | |
| Fuel | 173 | ✓ | | |
| Gas (for home) | 0 | | | |
| Health Insurance (not deducted from pay) | 0 | ✓ | | |
| HOA | 0 | | | |
| Home Insurance (if not included in mortgage) | 0 | | | |
| Home Phone | 0 | ✓ | | |
| Internet/Cable | 36/69 | ✓ | | |
| Lawn Care | 0 | | | |
| Membership Fees | 0 | | | |
| Mortgage/Rent/Lease | 100 | ✓ | | |
| Pest Control | 0 | | | |
| Pets | 24 | ✓ | | |
| Pool Service | 0 | | | |
| Property Taxes (if not included in mortgage) | 20 | ✓ | | |
| Security | 0 | | | |
| Sewer | 0 | | | |
| Student Loans | 0 | | | |
| Unreimbursed Medical Expense | 0 | | | |
| Water | 17 | ✓ | | |
| Other: HOTEL/SALARIES/LOANS | 1080/251/888 | ✓ | | |
| Total Monthly Expenses | 6482 | | | |

HOUSEHOLD INFORMATION

- A. Fill in the table below with the name and date of birth of each child, the person the child is living with, and whether the child is from this relationship. Attached a separate sheet if needed.

| | Child's Name | Child's DOB | Whom is this child living with? | Is this child from this relationship? | Has this child been certified as special needs/disabled? |
|-----------------|------------------|-------------|---------------------------------|---------------------------------------|--|
| 1 st | ASHLEY MAE NOBLE | FEB 19 2010 | DEFENDENT | NO | NO |
| 2 nd | | | | | |
| 3 rd | | | | | |
| 4 th | | | | | |

- B. Fill in the table below with the amount of money you spend each month on the following expenses for each child.

| Type of Expense | 1 st Child | 2 nd Child | 3 rd Child | 4 th Child |
|---|-----------------------|-----------------------|-----------------------|-----------------------|
| Cellular Phone | 0 | | | |
| Child Care | 0 | | | |
| Clothing | 0 | | | |
| Education | 79 | | | |
| Entertainment | 0 | | | |
| Extracurricular & Sports | 0 | | | |
| Health Insurance (if not deducted from pay) | 0 | | | |
| Summer Camp/Programs | 31 | | | |
| Transportation Costs for Visitation | 0 | | | |
| Unreimbursed Medical Expenses | 0 | | | |
| Vehicle | 0 | | | |
| ADOPTION EXPENSES | 113 | | | |
| Other: | | | | |
| Total Monthly Expenses | 223 | 0.00 | 0.00 | 0.00 |

- C. Fill in the table below with the names, ages, and the amount of money contributed by all persons living in the home over the age of eighteen. If more than 4 adult household members attached a separate sheet.

| Name | Age | Person's Relationship to You (i.e. sister, friend, cousin, etc...) | Monthly Contribution |
|---------------|-----|--|----------------------|
| PINKY N. BYRD | 25 | SPOUSE | 0 |
| | | | |
| | | | |
| | | | |

Personal Asset and Debt Chart

A. Complete this chart by listing all of your assets, the value of each, the amount owed on each, and whose name the asset or debt is under. If more than 15 assets, attach a separate sheet.

| Line | Description of Asset and Debt Thereon | Gross Value | | Total Amount Owed | | Net Value | Whose Name is on the Account? You, Your Spouse/Domestic Partner or Both |
|---|---------------------------------------|----------------|---|-------------------|---|---------------|--|
| 1. | FORD AUTOMOBILE | \$ 12000 | - | \$ 10948 | = | \$ 1052 | BOTH <i>Current Spouse</i> |
| 2. | HUNDYAI AUTOMOBILE | \$ 14000 | - | \$ 7607 | = | \$ 6953 | BOTH <i>11</i> |
| 3. | CHEVROLET AUTOMOBILE | \$ 13880 | - | \$ 20973 | = | \$ -7093 | GRADY BYRD |
| 4. | | \$ | - | \$ | = | \$ 0.00 | |
| 5. | | \$ | - | \$ | = | \$ 0.00 | |
| 6. | | \$ | - | \$ | = | \$ 0.00 | |
| 7. | | \$ | - | \$ | = | \$ 0.00 | |
| 8. | | \$ | - | \$ | = | \$ 0.00 | |
| 9. | | \$ | - | \$ | = | \$ 0.00 | |
| 10. | | \$ | - | \$ | = | \$ 0.00 | |
| 11. | | \$ | - | \$ | = | \$ 0.00 | |
| 12. | | \$ | - | \$ | = | \$ 0.00 | |
| 13. | | \$ | - | \$ | = | \$ 0.00 | |
| 14. | | \$ | - | \$ | = | \$ 0.00 | |
| 15. | | \$ | - | \$ | = | \$ 0.00 | |
| Total Value of Assets (add lines 1-15) | | \$ 0.00 | - | \$ 0.00 | = | \$ 912 | |

B. Complete this chart by listing all of your unsecured debt, the amount owed on each account, and whose name the debt is under. If more than 5 unsecured debts, attach a separate sheet.

| Line # | Description of Credit Card or Other Unsecured Debt | Total Amount owed | Whose Name is on the Account? You, Your Spouse/Domestic Partner or Both |
|---|--|-------------------|--|
| 1. | USAA PERSONAL LOAN | \$ 11664 | GRADY BYRD |
| 2. | USAA PERSONAL LOAN | \$ 13330 | GRADY BYRD |
| 3. | USAA CREDIT CARD | \$ 17418 | GRADY BYRD |
| 4. | FIRST INTERNET BANK CREDIT CARD | \$ 15999 | GRADY BYRD |
| 5. | MILITARY EXCHANGE CREDIT CARD | \$ 7386 | GRADY BYRD |
| 6. | | \$ | |
| Total Unsecured Debt (add lines 1-6) | | \$ 65797 | |

IN THE SUPREME COURT OF THE STATE OF NEVADA

GRADY BYRD,

Appellant,

vs.

CATERINA ANGELA BYRD,

Respondent.

Supreme Court Case No. 80548

**RESPONDENT'S APPENDIX
TO ANSWERING BRIEF
VOLUME XII**

Submitted By:

/s/ Jeanne F. Lambertsen

ANITA A. WEBSTER, ESQ.

Nevada Bar No. 1211

JEANNE F. LAMBERTSEN, ESQ.

Nevada Bar No. 9460

6882 Edna Avenue

Las Vegas, Nevada 89146

Attorneys for Respondent

Caterina Angela Byrd

INDEX

CHRONOLOGICAL LISTING

| <u>EX.</u> | <u>DATE</u> | <u>DOCUMENT</u> | <u>BATES NUMBER</u> |
|-------------------|--------------------|--|--------------------------------|
| 1. | 08/27/18 | Motion to Change Venue, Plaintiff, filed 08/27/18. | RA000001 - RA000003 |
| 2. | 10/18/18 | Financial Disclosure Form, Plaintiff, filed 10/18/18. | RA000004 - RA000011 |
| 3. | 11/27/18 | Transcript re: Motion, November 27, 2018. | RA000012 - RA000032 |
| 4. | 12/13/18 | Ex parte Motion for Continuance, Defendant, filed 12/13/18. | RA000033 - RA000035 |
| 5. | 12/18/18 | Order Granting Continuance, Defendant, filed 12/18/18. | RA000036 |
| 6. | 12/19/18 | Plaintiff's Opposition to Defendant's ex parte Motion for A Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For An Order to Show Cause, to divide a Newly Discovered Asset, to Execute QDROs and for Attorney fees and Costs and Counter motion for Attorney Fees and Costs, filed 12/19/18. | RA000037 - RA000058 |
| 7. | 12/27/18 | Notice of Entry of Order for the Order Shortening Time on Plaintiff's Motion filed 12/27/18. | RA000059 - RA000062 |
| 8. | 12/28/18 | Reply to Opposition and/or Counter motion, Defendant, filed 12/28/18. | RA000063 - RA000087 |
| 9. | 01/02/19 | Financial Disclosure Form, Defendant, with five income statements attachments, filed 01/02/19. | RA000088 - RA000100 |
| 10. | 01/15/19 | Plaintiff's Reply to Defendant's Reply to | RA000101 - |

| | | | |
|-----|----------|---|---------------------|
| | | Plaintiff's Opposition to Defendant's ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, for an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Countermotion for Attorney Fees and Costs, filed 01/15/19. | RA000126 |
| 11. | 01/15/19 | First Supplement to Exhibit Appendix, Plaintiff, in support of her Reply filed 01/15/19. | RA000127 - RA000183 |
| 12. | 1/18/19 | Defendant's Reply to Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to defendant's Ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Counter motion for Attorney fees and Costs, filed 1/18/19. | RA000184 - RA000197 |
| 13. | 04/23/19 | Exhibit Appendix to Plaintiff's Opposition to Defendant's Motion for Reconsideration and Countermotion, Plaintiff, filed 04/23/19. | RA000198 - RA000237 |
| 14. | 04/23/19 | Plaintiff's Ex Parte Application for An Order for Defendant to Appear In Person, filed 04/23/19. | RA000238 - RA000244 |
| 15. | 04/23/19 | Exhibit Appendix to Plaintiff's Ex Parte Application For an Order For Defendant To Appear In Person, Plaintiff, filed 04/23/19. | RA000245 - RA000264 |
| 16. | 05/17/19 | Exhibit Appendix to Plaintiff's Reply to Defendant's Opposition and Countermotion, filed 05/17/19. | RA000265 - RA000322 |
| 17. | 06/17/19 | Plaintiff's Emergency Motion for an Order | RA000323 - |

| | | | |
|-----|----------|--|------------------------|
| | | to Show Cause Why the Defendant should Not Be Held In contempt of Court and for Attorney Fees and Costs, filed 06/17/19. | RA000337 |
| 18. | 09/10/19 | Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees, filed 09/10/19. | RA000338 - RA000360 |
| 19. | 09/17/19 | Defendant's Motion for a Protective Order pursuant to NRCp 26(C) and for Attorney Fees, filed 09/17/19. | RA000361 - RA000372 |
| 20. | 09/30/19 | Exhibit Appendix to Plaintiff's Motion for Reconsideration, Summary Judgment, Joinder and to continue the Evidentiary Hearing. (Contains Defendant's responses to Plaintiff's Request for Admissions), filed 09/30/19. | RA000373 - RA000417 |
| 21. | 10/11/19 | Notice of Change in Requested Relief in Plaintiff's Motion For Reconsideration, et al, filed on 09/30/19, filed 10/11/19. | RA000418 - RA000421 |
| 22. | 10/17/19 | Minutes re: Calendar Call held on 10/17/19. | RA000422 - RA000423 |
| 23. | 10/21/19 | Exhibit 1 Plaintiff's, admitted at Evidentiary Hearing, Joint Petition for Summary Decree of Divorce. | RA000424 - RA000437 |
| 24. | 10/21/19 | Exhibit 4, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order from the May 2, 2019 hearing, filed on 05/28/19. | RA000438 - RA000443 |
| 25. | 10/21/19 | Exhibit 7, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order to Show Cause, Grady to Appear On October 21, 2019, filed on 07/29/19. | RA000444 - RA000447 |
| 26. | 10/21/19 | Exhibit 8, Plaintiff's, admitted at Evidentiary Hearing, Caterina's Financial | RA000448 - RA000455 |

| | | | |
|-----|----------|--|---------------------|
| | | Disclosure Form, Amended, filed on 07/15/19. | |
| 27. | 10/21/19 | Exhibit 9, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, Amended, filed 01/18/19. | RA000456 - RA000468 |
| 28. | 10/21/19 | Exhibit 10, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, filed on 06/18/19. | RA000469 - RA000478 |
| 29. | 10/21/19 | Exhibit 13, Plaintiff's, admitted at Evidentiary Hearing: Emails Bates 522-523. E-mail from Defendant to Plaintiff promising the Plaintiff that she will receive the same benefits whether he is married or not, including Survivor Benefit Plan, dated February 20, 2014 and Emails between Defendant and Plaintiff, Defendant writing it is time for a divorce and promising Plaintiff \$3000 a month email dated, February 20 & 21, 2014. | RA000479 - RA000481 |
| 30. | 10/21/19 | Exhibit 14, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff promising Plaintiff \$3,000 a month as long as he lives, et. al, dated March 23, 2014. | RA000482 |
| 31. | 10/21/19 | Exhibit 15, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff, threatening to stop communicating with her, dated March 26, 2014. | RA000483 |
| 32. | 10/21/19 | Exhibit 16, Plaintiff's, admitted at Evidentiary Hearing: Emails between Plaintiff and Defendant, re: retired pay is \$3,017 a month, gives her \$3,000 a month. Live poor until he dies, her monthly expenses, dated February 2014 - April 2014. | RA000484 - RA000488 |

| | | | |
|-----|----------|---|---------------------|
| 33. | 10/21/19 | Exhibit 17, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant to Plaintiff regarding "just sign the [divorce] papers..." dated March 27, 2014. | RA000489 - RA000490 |
| 34. | 10/21/19 | Exhibit 18, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant "the money will go into your account the first of ever month until I die." "I'm sending you the papers. You sign or I will hire a lawyer and take you to court. You see what you get then." "This is the statement that will go on the divorce papers", dated April 9, 2014 and April 15, 2014. | RA000491 - RA000492 |
| 35. | 10/21/19 | Exhibit 20, Plaintiff's, admitted at Evidentiary Hearing: Email, Bates 9. Email from Plaintiff to Defendant stating that she has no idea what OPM is, and Defendant mad that she wants to see lawyer, dated March 27, 2014. | RA000493 |
| 36. | 10/21/19 | Exhibit 21, Plaintiff's, admitted at Evidentiary Hearing: Emails from Plaintiff to Defendant telling the Defendant that she is feeling very nervous and scared, dated April 8, 2014. Defendant "I will have the following statements entered on the divorce statement". | RA000494 - RA000495 |
| 37. | 10/21/19 | Exhibit 22, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff stating that Plaintiff is not entitled to any more money in the decree of divorce, retire pay is 3017, dated April 8, 2014. Bates13, and "this is your last warning," and Plaintiff asking for \$3000/mo., dated April 10, 2014. | RA000496 - RA000498 |

| | | | |
|-----|----------|--|---------------------|
| 38. | 10/21/19 | Exhibit 23, Plaintiff's, admitted at Evidentiary Hearing: Email from Plaintiff to Defendant, regarding Plaintiff's health insurance denial, dated July 29, 2016, to August 13, 2016. | RA000499 - RA000502 |
| 39. | 10/21/19 | Exhibit 25, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff regarding Car insurance and cancer surgery, dated July 16, 2018. | RA000503 |
| 40. | 10/21/19 | Exhibit 27, Plaintiff's, admitted at Evidentiary Hearing: Defendant's retirement from Army, beneficiaries, Survivor Benefit Plan, Form DD 2656, dated March 10, 1999. | RA000504 - RA000505 |
| 41. | 10/21/19 | Exhibit 28 Plaintiff's, admitted at Evidentiary Hearing: Grady's retirement account. DFAS Retiree Account Statement, dated December 3, 2017. | RA000506 |
| 42. | 10/21/19 | Exhibit 30, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff year 2015 (Individual). | RA000507 - RA000508 |
| 43. | 10/21/19 | Exhibit 31, Plaintiff's, admitted at Evidentiary Hearing:, Tax Return for Plaintiff year 2016 (Individual). | RA000509 - RA000510 |
| 44. | 10/21/19 | Exhibit 32, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff with form W-2G attached year 2017 (Individual). | RA000511 - RA000513 |
| 45. | 10/21/19 | Exhibit 33, Plaintiff's, admitted at Evidentiary Hearing, Tax Return for Plaintiff year 2018 (Individual). | RA000514 - RA000516 |
| 46. | 10/21/19 | Exhibit 34, Plaintiff's, admitted at Evidentiary Hearing: Plaintiff's residence, USAA Mortgage Loan Statement, dated | RA000517 |

| | | | |
|-----|----------|---|---------------------|
| | | July 1, 2019. | |
| 47. | 10/21/19 | Exhibit 35, Plaintiff's, admitted at Evidentiary Hearing, Long term care statement. Long Term Care Partners letter to Plaintiff dated November 1, 2017. | RA000518 - RA000521 |
| 48. | 10/21/19 | Exhibit 36, Plaintiff's, Evidentiary Hearing, Plaintiff's Canyon Gate Master Association (HOA) billing statements, dated October 20, 2017, October 18, 2018 and May 13, 2019. | RA000522 - RA000524 |
| 49. | 10/21/19 | Exhibit 38, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd doctor visit. Summary of visit date April 16, 2012. | RA000525 - RA000526 |
| 50. | 10/21/19 | Exhibit 42, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd social security statement. Social Security Statement for Plaintiff, dated June 11, 2019. | RA000527 - RA000532 |
| 51. | 10/21/19 | Exhibit 63, Plaintiff's, admitted at Evidentiary Hearing: Letter to Defendant's counsel, regarding SBP, dated September 24, 2019. | RA000533 - RA000534 |
| 52. | 10/21/19 | Exhibit 64, Plaintiff's, admitted at Evidentiary Hearing, Letter from Defendant's counsel, dated September 25, 2019, responding to Plaintiff's letter dated 9/24/19. | RA000535 |
| 53. | 10/21/19 | Exhibit A, Defendant's, admitted at Evidentiary Hearing: Dept. Of Army (CRSC) decision letter dated 6/20/11. Bates. | RA000536 - RA000538 |
| 54. | 10/21/19 | Exhibit B, Defendant's, admitted at Evidentiary Hearing, CRSC payment history from August 2014 - July 2015 (VA Waiver 3017.60, Retire net pay 128.40). | RA000539 |
| 55. | 10/21/19 | Exhibit C, Defendant's, admitted at Evidentiary Hearing, CRSC pay statement | RA000540 |

| | | | |
|-----|----------|--|------------------------|
| | | dated 4/22/19. | |
| 56. | 10/21/19 | Exhibit D, Defendant's, admitted at Evidentiary Hearing, VA letter for disability benefits dated 10/16/12 (disability benefit effective 12/01/2011). | RA000541 |
| 57. | 10/21/19 | Exhibit E, Defendant's, admitted at Evidentiary Hearing, Grady's VA payment history from April 1, 2019 - May 31, 2019. | RA000542 |
| 58. | 10/21/19 | Exhibit F, Defendant's, admitted at Evidentiary Hearing, Office of Personnel Management (OPM) letter re: disability application dated 11/12/2010. | RA000543 - RA000545 |
| 59. | 10/21/19 | Exhibit G, Defendant's, admitted at Evidentiary Hearing . OPM letter dated 04/29/2018 re: FERS disability annuity adjustment. | RA000546 |
| 60. | 10/21/19 | Exhibit H, Defendant's, admitted at Evidentiary Hearing OPM Notice of Annuity adjustment re: 07/02/18 payment. | RA000547 |
| 61. | 10/21/19 | Exhibit I, Defendant's, admitted at Evidentiary Hearing, OPM Annuity statement dated March 13, 2019. | RA000548 |
| 62. | 10/21/19 | Exhibit J, Defendant's, admitted at Evidentiary Hearing: Defendant's Social Security Decision dated September 12, 2012. | RA000549 - RA000554 |
| 63. | 10/21/19 | Exhibit K, Defendant's, admitted at Evidentiary Hearing: Defendant's 2014 Social Security Benefit 2014 (Form SSA-1099). | RA000555 |
| 64. | 10/21/19 | Exhibit L, Defendant's, admitted at Evidentiary Hearing, Defendant's Social Security Benefit 2018. | RA000556 |

| | | | |
|-----|----------|---|------------------------|
| 65. | 11/25/19 | Plaintiff's Memorandum of Fees and Costs, from July 19, 2019 through the date of the Evidentiary hearing on October 21, 2019, filed 11/25/19. | RA000557 - RA000593 |
| 66. | 12/05/19 | Notice of Entry of Order on Discovery Commissioner's Report and Recommendations, filed 12/05/19. | RA000594 - RA000602 |
| 67. | 03/18/20 | Plaintiff's Ex Parte Application for an Income Withholding Order, filed 03/18/20. | RA000603 - RA000615 |
| 68. | 04/03/20 | Opposition to Plaintiff's Ex -Parte Application for Income Withholding Order, Defendant, filed 04/03/20. | RA000616 - RA000625 |
| 69. | 04/10/20 | Plaintiff's Reply to Defendant's Opposition to Plaintiff's Ex Parte Application for an Income Withholding Order, filed 04/10/20. | RA000626 - RA000655 |

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ALPHABETICAL LISTING

| <u>EX.</u> | <u>DATE</u> | <u>DOCUMENT</u> | <u>BATES NUMBER</u> |
|-------------------|--------------------|---|--------------------------------|
| 19. | 09/17/19 | Defendant's Motion for a Protective Order pursuant to NRCP 26(C) and for Attorney Fees, filed 09/17/19. | RA000361 - RA000372 |
| 12. | 1/18/19 | Defendant's Reply to Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to defendant's Ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Counter motion for Attorney fees and Costs, filed 1/18/19. | RA000184 - RA000197 |

| | | | |
|-----|----------|--|---------------------|
| 4. | 12/13/18 | Ex parte Motion for Continuance, Defendant, filed 12/13/18. | RA000033 - RA000035 |
| 53. | 10/21/19 | Exhibit A, Defendant's, admitted at Evidentiary Hearing: Dept. Of Army (CRSC) decision letter dated 6/20/11. Bates. | RA000536 - RA000538 |
| 15. | 04/23/19 | Exhibit Appendix to Plaintiff's Ex Parte Application For an Order For Defendant To Appear In Person, Plaintiff, filed 04/23/19. | RA000245 - RA000264 |
| 16. | 05/17/19 | Exhibit Appendix to Plaintiff's Reply to Defendant's Opposition and Countermotion, filed 05/17/19. | RA000265 - RA000322 |
| 20. | 09/30/19 | Exhibit Appendix to Plaintiff's Motion for Reconsideration, Summary Judgment, Joinder and to continue the Evidentiary Hearing. (Contains Defendant's responses to Plaintiff's Request for Admissions), filed 09/30/19. | RA000373 - RA000417 |
| 13. | 04/23/19 | Exhibit Appendix to Plaintiff's Opposition to Defendant's Motion for Reconsideration and Countermotion, Plaintiff, filed 04/23/19. | RA000198 - RA000237 |
| 54. | 10/21/19 | Exhibit B, Defendant's, admitted at Evidentiary Hearing, CRSC payment history from August 2014 - July 2015 (VA Waiver 3017.60, Retire net pay 128.40). | RA000539 |
| 55. | 10/21/19 | Exhibit C, Defendant's, admitted at Evidentiary Hearing, CRSC pay statement dated 4/22/19. | RA000540 |
| 56. | 10/21/19 | Exhibit D, Defendant's, admitted at Evidentiary Hearing, VA letter for disability benefits dated 10/16/12 (disability benefit effective 12/01/2011). | RA000541 |
| 57. | 10/21/19 | Exhibit E, Defendant's, admitted at Evidentiary Hearing, Grady's VA payment history from April 1, 2019 - May 31, 2019. | RA000542 |

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| 58. | 10/21/19 | Exhibit F, Defendant's, admitted at Evidentiary Hearing, Office of Personnel Management (OPM) letter re: disability application dated 11/12/2010. | RA000543 - RA000545 |
| 59. | 10/21/19 | Exhibit G, Defendant's, admitted at Evidentiary Hearing . OPM letter dated 04/29/2018 re: FERS disability annuity adjustment. | RA000546 |
| 60. | 10/21/19 | Exhibit H, Defendant's, admitted at Evidentiary Hearing OMP Notice of Annuity adjustment re: 07/02/18 payment. | RA000547 |
| 61. | 10/21/19 | Exhibit I, Defendant's, admitted at Evidentiary Hearing, OPM Annuity statement dated March 13, 2019. | RA000548 |
| 62. | 10/21/19 | Exhibit J, Defendant's, admitted at Evidentiary Hearing: Defendant's Social Security Decision dated September 12, 2012. | RA000549 - RA000554 |
| 63. | 10/21/19 | Exhibit K, Defendant's, admitted at Evidentiary Hearing: Defendant's 2014 Social Security Benefit 2014 (Form SSA-1099). | RA000555 |
| 64. | 10/21/19 | Exhibit L, Defendant's, admitted at Evidentiary Hearing, Defendant's Social Security Benefit 2018. | RA000556 |
| 23. | 10/21/19 | Exhibit 1, Plaintiff's, admitted at Evidentiary Hearing, Joint Petition for Summary Decree of Divorce. | RA000424 - RA000437 |
| 24. | 10/21/19 | Exhibit 4, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order from the May 2, 2019 hearing, filed on 05/28/19. | RA000438 - RA000443 |
| 25. | 10/21/19 | Exhibit 7, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order to Show Cause, Grady to Appear On October 21, 2019, filed on 07/29/19. | RA000444 - RA000447 |

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| 26. | 10/21/19 | Exhibit 8, Plaintiff's, admitted at Evidentiary Hearing, Caterina's Financial Disclosure Form, Amended, filed on 07/15/19. | RA000448 - RA000455 |
| 27. | 10/21/19 | Exhibit 9, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, Amended, filed 01/18/19. | RA000456 - RA000468 |
| 28. | 10/21/19 | Exhibit 10, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, filed on 06/18/19. | RA000469 - RA000478 |
| 29. | 10/21/19 | Exhibit 13, Plaintiff's, admitted at Evidentiary Hearing: Emails Bates 522-523. E-mail from Defendant to Plaintiff promising the Plaintiff that she will receive the same benefits whether he is married or not, including Survivor Benefit Plan, dated February 20, 2014 and Emails between Defendant and Plaintiff, Defendant writing it is time for a divorce and promising Plaintiff \$3000 a month email dated, February 20 & 21, 2014. | RA000479 - RA000481 |
| 30. | 10/21/19 | Exhibit 14, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff promising Plaintiff \$3,000 a month as long as he lives, et. al, dated March 23, 2014. | RA000482 |
| 31. | 10/21/19 | Exhibit 15, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff, threatening to stop communicating with her, dated March 26, 2014. | RA000483 |
| 32. | 10/21/19 | Exhibit 16, Plaintiff's, admitted at Evidentiary Hearing: Emails between Plaintiff and Defendant, re: retired pay is \$3,017 a month, gives her \$3,000 a month. Live poor until he dies, her monthly expenses, dated February 2014 - April 2014. | RA000484 - RA000488 |

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| 33. | 10/21/19 | Exhibit 17, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant to Plaintiff regarding "just sign the [divorce] papers..." dated March 27, 2014. | RA000489 - RA000490 |
| 34. | 10/21/19 | Exhibit 18, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant "the money will go into your account the first of ever month until I die." "I'm sending you the papers. You sign or I will hire a lawyer and take you to court. You see what you get then." "This is the statement that will go on the divorce papers", dated April 9, 2014 and April 15, 2014. | RA000491 - RA000492 |
| 35. | 10/21/19 | Exhibit 20, Plaintiff's, admitted at Evidentiary Hearing: Email, Bates 9. Email from Plaintiff to Defendant stating that she has no idea what OPM is, and Defendant mad that she wants to see lawyer, dated March 27, 2014. | RA000493 |
| 36. | 10/21/19 | Exhibit 21, Plaintiff's, admitted at Evidentiary Hearing: Emails from Plaintiff to Defendant telling the Defendant that she is feeling very nervous and scared, dated April 8, 2014. Defendant "I will have the following statements entered on the divorce statement". | RA000494 - RA000495 |
| 37. | 10/21/19 | Exhibit 22, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff stating that Plaintiff is not entitled to any more money in the decree of divorce, retire pay is 3017, dated April 8, 2014. Bates13, and "this is your last warning," and Plaintiff asking for \$3000/mo., dated April 10, 2014. | RA000496 - RA000498 |
| 38. | 10/21/19 | Exhibit 23, Plaintiff's, admitted at Evidentiary Hearing: Email from Plaintiff to Defendant, regarding Plaintiff's health insurance denial, dated July 29, 2016, to | RA000499 - RA000502 |

| | | | |
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| | | August 13, 2016. | |
| 39. | 10/21/19 | Exhibit 25, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff regarding Car insurance and cancer surgery, dated July 16, 2018. | RA000503 |
| 40. | 10/21/19 | Exhibit 27, Plaintiff's, admitted at Evidentiary Hearing: Defendant's retirement from Army, beneficiaries, Survivor Benefit Plan, Form DD 2656, dated March 10, 1999. | RA000504 - RA000505 |
| 41. | 10/21/19 | Exhibit 28 Plaintiff's, admitted at Evidentiary Hearing: Grady's retirement account. DFAS Retiree Account Statement, dated December 3, 2017. | RA000506 |
| 42. | 10/21/19 | Exhibit 30, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff year 2015 (Individual). | RA000507 - RA000508 |
| 43. | 10/21/19 | Exhibit 31, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff year 2016 (Individual). | RA000509 - RA000510 |
| 44. | 10/21/19 | Exhibit 32, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff with form W-2G attached year 2017 (Individual). | RA000511 - RA000513 |
| 45. | 10/21/19 | Exhibit 33, Plaintiff's, admitted at Evidentiary Hearing, Tax Return for Plaintiff year 2018 (Individual). | RA000514 - RA000516 |
| 46. | 10/21/19 | Exhibit 34, Plaintiff's, admitted at Evidentiary Hearing: Plaintiff's residence, USAA Mortgage Loan Statement, dated July 1, 2019. | RA000517 |
| 47. | 10/21/19 | Exhibit 35, Plaintiff's, admitted at Evidentiary Hearing, Long term care statement. Long Term Care Partners letter to | RA000518 - RA000521 |

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| | | Plaintiff dated November 1, 2017. | |
| 48. | 10/21/19 | Exhibit 36, Plaintiff's, Evidentiary Hearing, Plaintiff's Canyon Gate Master Association (HOA) billing statements, dated October 20, 2017, October 18, 2018 and May 13, 2019. | RA000522 - RA000524 |
| 49. | 10/21/19 | Exhibit 38, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd doctor visit. Summary of visit date April 16, 2012. | RA000525 - RA000526 |
| 50. | 10/21/19 | Exhibit 42, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd social security statement. Social Security Statement for Plaintiff, dated June 11, 2019. | RA000527 - RA000532 |
| 51. | 10/21/19 | Exhibit 63, Plaintiff's, admitted at Evidentiary Hearing: Letter to Defendant's counsel, regarding SBP, dated September 24, 2019. | RA000533 - RA000534 |
| 52. | 10/21/19 | Exhibit 64, Plaintiff's, admitted at Evidentiary Hearing, Letter from Defendant's counsel, dated September 25, 2019, responding to Plaintiff's letter dated 9/24/19. | RA000535 |
| 9. | 01/02/19 | Financial Disclosure Form, Defendant, with five income statements attachments, filed 01/02/19. | RA000088 - RA000100 |
| 2. | 10/18/18 | Financial Disclosure Form, Plaintiff, filed 10/18/18. | RA000004 - RA000011 |
| 11. | 01/15/19 | First Supplement to Exhibit Appendix, Plaintiff, in support of her Reply filed 01/15/19. | RA000127 - RA000183 |
| 22. | 10/17/19 | Minutes re: Calendar Call held on 10/17/19. | RA000422 - RA000423 |
| 1. | 08/27/18 | Motion to Change Venue, Plaintiff, filed 08/27/18. | RA000001 - RA000003 |
| 21. | 10/11/19 | Notice of Change in Requested Relief in | RA000418 - |

| | | | |
|-----|----------|--|---------------------|
| | | Plaintiff's Motion For Reconsideration, et al, filed on 09/30/19, filed 10/11/19 | RA000421 |
| 7. | 12/27/18 | Notice of Entry of Order for the Order Shortening Time on Plaintiff's Motion filed 12/27/18. | RA000059 - RA000062 |
| 66. | 12/05/19 | Notice of Entry of Order on Discovery Commissioner's Report and Recommendations, filed 12/05/19. | RA000594 - RA000602 |
| 68. | 04/03/20 | Opposition to Plaintiff's Ex -Parte Application for Income Withholding Order, Defendant, filed 04/03/20. | RA000616 - RA000625 |
| 5. | 12/18/18 | Order Granting Continuance, Defendant, filed 12/18/18. | RA000036 |
| 17. | 06/17/19 | Plaintiff's Emergency Motion for an Order to Show Cause Why the Defendant should Not Be Held In contempt of Court and for Attorney Fees and Costs, filed 06/17/19. | RA000323 - RA000337 |
| 14. | 04/23/19 | Plaintiff's Ex Parte Application for An Order for Defendant to Appear In Person, filed 04/23/19. | RA000238 - RA000244 |
| 67. | 03/18/20 | Plaintiff's Ex Parte Application for an Income Withholding Order, filed 03/18/20. | RA000603 - RA000615 |
| 65. | 11/25/19 | Plaintiff's Memorandum of Fees and Costs, from July 19, 2019 through the date of the Evidentiary hearing on October 21, 2019, filed 11/25/19. | RA000557 - RA000593 |
| 18. | 09/10/19 | Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees, filed 09/10/19. | RA000338 - RA000360 |
| 6. | 12/19/18 | Plaintiff's Opposition to Defendant's ex parte Motion for A Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For | RA000037 - RA000058 |

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|-----|----------|--|------------------------|
| | | An Order to Show Cause, to divide a Newly Discovered Asset, to Execute QDROs and for Attorney fees and Costs and Counter motion for Attorney Fees and Costs, filed 12/19/18. | |
| 10. | 01/15/19 | Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to Defendant's ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, for an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Countermotion for Attorney Fees and Costs, filed 01/15/19. | RA000101 - RA000126 |
| 69. | 04/10/20 | Plaintiff's Reply to Defendant's Opposition to Plaintiff's Ex Parte Application for an Income Withholding Order, filed 04/10/20. | RA000626 - RA000655 |
| 8. | 12/28/18 | Reply to Opposition and/or Counter motion, Defendant, filed 12/28/18. | RA000063 - RA000087 |
| 3. | 11/27/18 | Transcript re: Motion, November 27, 2018. | RA000012 - RA000032 |

Certificate of Service

Pursuant to NRAP 25(c)(1)(E), I hereby certify, under penalty of perjury, that I am an employee of Webster & Associates and that on the 13th day of August, 2020, I caused to be served the foregoing document by way of NEFCR 9 Notice of Electronic Filing to the following:

Daniel W. Anderson
Mills & Anderson
Counsel for Appellant, Grady Edward Byrd



An employee of WEBSTER & ASSOCIATES

CERTIFICATION


Attorney Information: Complete the following sentences:

1. I (have/have not) HAVE NOT retained an attorney for this case.
2. As of the date of today, the attorney has been paid a total of \$ _____ on my behalf.
3. I have a credit with my attorney in the amount of \$ _____.
4. I currently owe my attorney a total of \$ _____.
5. I owe my prior attorney a total of \$ _____.

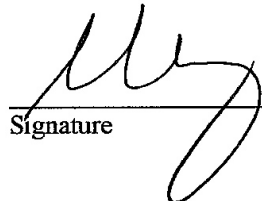
IMPORTANT: Read the following paragraphs carefully and initial each one.

 I swear or affirm under penalty of perjury that I have read and followed all instructions in completing this Financial Disclosure Form. I understand that, by my signature, I guarantee the truthfulness of the information on this Form. I also understand that if I knowingly make false statements I may be subject to punishment, including contempt of court.

NA I have attached a copy of my 3 most recent pay stubs to this form.

 I have attached a copy of my most recent YTD income statement/P&L statement to this form, if self-employed.

NA I have not attached a copy of my pay stubs to this form because I am currently unemployed.


Signature

JANUARY 16 2019

Date

CERTIFICATE OF SERVICE

I hereby declare under the penalty of perjury of the State of Nevada that the following is true and correct:


That on *(date)* JANUARY 16 2019, service of the General Financial Disclosure Form was made to the following interested parties in the following manner:

☒ Via 1st Class U.S. Mail, postage fully prepaid addressed as follows:

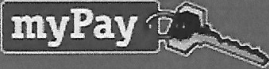
☐ Via Electronic Service, in accordance with the Master Service List, pursuant to NEFCR 9, to:

☐ Via Facsimile and/or Email Pursuant to the Consent of Service by Electronic Means on file herein to: _____

Executed on the 16 day of JANUARY, 2019.



Signature



RAS

Main || Exit

Turn On/Off Hard Copy Annual RAS

View other RAS

DEC 17, 2018

Go

| RETIREE ACCOUNT STATEMENT | | | | | |
|--|----------|--|--|--|--------|
| STATEMENT EFFECTIVE DATE DEC 17, 2018 | | NEW PAY DUE AS OF FEB 01, 2019 | | SSN *****0049 | |
| PLEASE REMEMBER TO NOTIFY DFAS IF YOUR ADDRESS CHANGES CSM GRADY E BYRD USA RET PUROK 2 CANGMATING SIBULAN NEGROS ORIENTAL DUMAQUETE PHILIPPINES | | | | DFAS-CL POINTS OF CONTACT | |
| | | | | Defense Finance and Accounting Service US Military Retirement Pay 8899 E 56TH Street Indianapolis, IN 46249-1200 COMMERCIAL (216) 522-5955 TOLL FREE 1-800-321-1080 TOLL FREE FAX 1-800-469-6559 myPay https://myPay.dfas.mil | |
| PAY ITEM DESCRIPTION | | | | | |
| ITEM | OLD | NEW | ITEM | OLD | NEW |
| GROSS PAY | 3,363.00 | 3,363.00 | NET PAY | 135.42 | 135.42 |
| VA WAIVER | 3,227.58 | 3,227.58 | | | |
| TAXABLE INCOME | 135.42 | 135.42 | | | |
| PAYMENT ADDRESS | | | YEAR TO DATE SUMMARY (FOR INFORMATION ONLY) | | |
| DIRECT DEPOSIT ROUTING NUMBER - 101108319 ACCT NUMBER ENDING IN - 9025 | | | TAXABLE INCOME: 532.41 FEDERAL INCOME TAX WITHHELD: .00 | | |
| TAXES | | | | | |
| FEDERAL WITHHOLDING STATUS: | | MARRIED 02 | | | |
| TOTAL EXEMPTIONS: | | | | | |
| SURVIVOR BENEFIT PLAN (SBP) COVERAGE | | | | | |

Payment History

▼ Payments

undefined

Display: 3 Months

| Date | Amount | Type | Method |
|----------------------------|------------|------------------------------------|----------------|
| 11/29/2018 | \$2,896.67 | Compensation & Pension - Recurring | Direct Deposit |
| 10/31/2018 | \$2,896.67 | Compensation & Pension - Recurring | Direct Deposit |
| 09/30/2018 | \$2,896.67 | Compensation & Pension - Recurring | Direct Deposit |

About Payments

Disclaimer: Detailed information about some benefits payments may not be available online. For example, payments made in amounts less than \$1 for direct deposit or \$5 for mailed checks will not be displayed in your online payment history. Gross payments and modifications will display only for recurring and irregular compensation payments. If you have questions about payments made by VA, please call the VA Help Desk at 1-800-827-1000.

Payment Dates: VA pays benefits on the first day of each month for the previous month. But if the first day of the month falls on a weekend or holiday, payment is made on the last business day of the previous month. Example: If May 1 is a Saturday, then benefits would be paid on Friday, April 30.

► Returned Payments

undefined

| | | | | |
|--------------------------|--------------------|---------------------------|------|------|
| Text Version | CRSC Pay Statement | Help | Main | Exit |
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| CRSC Pay Statement | |
|--|--|
| STATEMENT EFFECTIVE DATE DEC 15, 2018 | PAYMENT DATE DEC 31, 2018 |
| SSN ***-**-0049 | |
| RETIREE'S NAME AND ADDRESS | HOW TO CONTACT US |
| PLEASE REMEMBER TO NOTIFY DFAS IF YOUR ADDRESS CHANGES GRADY E BYRD PUROK 2 CANGMATING SIBULAN NEGROS ORIENTAL DUMAQUETE PHILIPPINES PAYMENT ADDRESS DIRECT DEPOSIT | Defense Finance and Accounting Service US Military Retirement Pay 8899 E 56TH Street Indianapolis, IN 46249-1200 COMMERCIAL (216) 522-5955 TOLL FREE 1-800-321-1080 TOLL FREE FAX 1-800-469-6559 myPay https://myPay.dfas.mil |
| PAYMENT INFORMATION | ENTITLEMENT INFORMATION |
| CRSC Amount 3,227.58 CRSC Debt Deduction 0.00 CRSC Garnishment Deduction 10.00 CRSC Net Pay 3,217.58 | Retired Pay Before Deductions 3,363.00 Retired Pay Offset by DVA Compensation 3,227.58 CRSC Debt Balance 0.00 Branch of Military Service ARMY Garnishment Being Withheld YES |
| THE DVA OR YOUR BRANCH OF SERVICE PROVIDED THE FOLLOWING | |
| CRSC Special Monthly Compensation Code 00 Unemployable YES DVA Disability % 90 Combat Related Disability % 60 Purple Heart % 00 CRSC Start Date JAN 01, 2004 Special Monthly Compensation Start Date | |
| REMARKS | |
| Please refer to DFAS.mil for information about CRSC and this statement. | |



- The Printer Friendly Version of Your CRSC statement is available by clicking the "Printer Friendly" button at the top of this page. It requires Adobe Acrobat Reader. ~~Can~~ Acrobat Reader is already added to web browsers. If you don't have Adobe Reader and applicable security policies allow you to install it, it can be downloaded at <http://www.adobe.com/products/acrobat/readermain.html>.
- If Acrobat Reader is not available to you or you prefer HTML, you can print the HTML version of your CRSC Pay statement. For best results, you should reset your margins on your Browser's Print Page Setup. The Top and Bottom margins should be set at ".75" inches, and the Right and Left margins should be set at ".25" inches.
- For Internet Explorer if you see a URL, page number, etc. on your printed copy, use Page Setup to clear out the

~~DEPT OF VETERANS AFFAIRS~~
DEPT OF DEFENSE RETIREMENT DISABILITY

MENU

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- Summary Of Payment
- Transaction History
- On Demand Docs

ANNUITY STATEMENT



This statement is for your payment dated 1/2/2019.

Annual Notice and Instructions

Payment Dated:

1/2/2019

ANNUITY FOR PAYMENT DATED: 1/2/2019

Employee Info

Claim Number:

A84544440

Name:

GRADY E BYRD

Address:

PUROK 2 CANGMATING
SIBULAN
NEGROS ORIENTAL 6201
PHILIPPINES

Deductions/Additions

Description

Amount

Gross Amount of Annuity

\$1,315.00

Basic Life Insurance Premiums

-\$30.88

Collection of Annuity Overpayment

-\$193.15

Collection of Annuity Overpayment

-\$463.13

Net Amount of Annuity

\$627.84

Comments

YOUR NEW GROSS MONTHLY ANNUITY REFLECTS A 2.0%

COST-OF-LIVING ADJUSTMENT. BY LAW, THE INCREASE IS

ROUNDED DOWN TO THE NEXT WHOLE DOLLAR.

THE MONTHLY SURVIVOR ANNUITY CURRENTLY PAYABLE IN THE

EVENT OF YOUR DEATH IS \$729 PAYABLE TO CATERIN A.

RA000467

Your New Benefit Amount

SOCIAL SECURITY

BENEFICIARY'S NAME: GRADY E BYRD

Your Social Security benefits will increase by 2.0% in 2018 because of a rise in the cost of living.

How Much Will I Get And When?

- Your monthly amount (before deductions) is \$2,176.00
- The amount we deduct for Medicare medical insurance is \$134.00
(If you did not have Medicare as of November 17, 2017, or if someone else pays your premium, we show \$0.00.)
- The amount we deduct for your Medicare prescription drug plan is \$0.00
(We will notify you if the amount changes in 2018. If you did not elect withholding as of November 1, 2017, we show \$0.00.)
- The amount we deduct for U.S. Federal taxes is \$0.00
- The amount we deduct for voluntary U.S. Federal tax withholding is \$0.00
(If you did not elect voluntary tax withholding as of November 17, 2017, we show \$0.00.)
- After we take any other deductions, you will receive \$2,042.00
on or about January 3, 2018.

If you disagree with any of these amounts, you must write to us within 60 days from the date you receive this letter. We would be happy to review the amounts.

If you receive a paper check and want to switch to an electronic payment, please visit the Department of the Treasury's Go Direct website at www.godirect.org online.

What If I Have Questions?

- Visit our website at www.socialsecurity.gov.
- Contact any United States embassy or consulate office when outside the United States. To find one that services the country where you live, visit www.socialsecurity.gov/foreign/foreign.htm.
- If inside the United States, call us toll-free at 1-800-772-1213 (TTY 1-800-325-0778) or visit your nearest office.

IN THE SUPREME COURT OF THE STATE OF NEVADA

GRADY BYRD,

Appellant,

vs.

CATERINA ANGELA BYRD,

Respondent.

Supreme Court Case No. 80548

**RESPONDENT'S APPENDIX
TO ANSWERING BRIEF
VOLUME XIII**

Submitted By:

/s/ Jeanne F. Lambertsen

ANITA A. WEBSTER, ESQ.

Nevada Bar No. 1211

JEANNE F. LAMBERTSEN, ESQ.

Nevada Bar No. 9460

6882 Edna Avenue

Las Vegas, Nevada 89146

Attorneys for Respondent

Caterina Angela Byrd

INDEX

CHRONOLOGICAL LISTING

| <u>EX.</u> | <u>DATE</u> | <u>DOCUMENT</u> | <u>BATES NUMBER</u> |
|------------|-------------|--|-------------------------|
| 1. | 08/27/18 | Motion to Change Venue, Plaintiff, filed 08/27/18. | RA000001 - RA000003 |
| 2. | 10/18/18 | Financial Disclosure Form, Plaintiff, filed 10/18/18. | RA000004 - RA000011 |
| 3. | 11/27/18 | Transcript re: Motion, November 27, 2018. | RA000012 - RA000032 |
| 4. | 12/13/18 | Ex parte Motion for Continuance, Defendant, filed 12/13/18. | RA000033 - RA000035 |
| 5. | 12/18/18 | Order Granting Continuance, Defendant, filed 12/18/18. | RA000036 |
| 6. | 12/19/18 | Plaintiff's Opposition to Defendant's ex parte Motion for A Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For An Order to Show Cause, to divide a Newly Discovered Asset, to Execute QDROs and for Attorney fees and Costs and Counter motion for Attorney Fees and Costs, filed 12/19/18. | RA000037 - RA000058 |
| 7. | 12/27/18 | Notice of Entry of Order for the Order Shortening Time on Plaintiff's Motion filed 12/27/18. | RA000059 - RA000062 |
| 8. | 12/28/18 | Reply to Opposition and/or Counter motion, Defendant, filed 12/28/18. | RA000063 - RA000087 |
| 9. | 01/02/19 | Financial Disclosure Form, Defendant, with five income statements attachments, filed 01/02/19. | RA000088 - RA000100 |
| 10. | 01/15/19 | Plaintiff's Reply to Defendant's Reply to | RA000101 - |

| | | | |
|-----|----------|---|---------------------|
| | | Plaintiff's Opposition to Defendant's ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, for an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Countermotion for Attorney Fees and Costs, filed 01/15/19. | RA000126 |
| 11. | 01/15/19 | First Supplement to Exhibit Appendix, Plaintiff, in support of her Reply filed 01/15/19. | RA000127 - RA000183 |
| 12. | 1/18/19 | Defendant's Reply to Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to defendant's Ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Counter motion for Attorney fees and Costs, filed 1/18/19. | RA000184 - RA000197 |
| 13. | 04/23/19 | Exhibit Appendix to Plaintiff's Opposition to Defendant's Motion for Reconsideration and Countermotion, Plaintiff, filed 04/23/19. | RA000198 - RA000237 |
| 14. | 04/23/19 | Plaintiff's Ex Parte Application for An Order for Defendant to Appear In Person, filed 04/23/19. | RA000238 - RA000244 |
| 15. | 04/23/19 | Exhibit Appendix to Plaintiff's Ex Parte Application For an Order For Defendant To Appear In Person, Plaintiff, filed 04/23/19. | RA000245 - RA000264 |
| 16. | 05/17/19 | Exhibit Appendix to Plaintiff's Reply to Defendant's Opposition and Countermotion, filed 05/17/19. | RA000265 - RA000322 |
| 17. | 06/17/19 | Plaintiff's Emergency Motion for an Order | RA000323 - |

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| | | to Show Cause Why the Defendant should Not Be Held In contempt of Court and for Attorney Fees and Costs, filed 06/17/19. | RA000337 |
| 18. | 09/10/19 | Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees, filed 09/10/19. | RA000338 - RA000360 |
| 19. | 09/17/19 | Defendant's Motion for a Protective Order pursuant to NRCp 26(C) and for Attorney Fees, filed 09/17/19. | RA000361 - RA000372 |
| 20. | 09/30/19 | Exhibit Appendix to Plaintiff's Motion for Reconsideration, Summary Judgment, Joinder and to continue the Evidentiary Hearing. (Contains Defendant's responses to Plaintiff's Request for Admissions), filed 09/30/19. | RA000373 - RA000417 |
| 21. | 10/11/19 | Notice of Change in Requested Relief in Plaintiff's Motion For Reconsideration, et al, filed on 09/30/19, filed 10/11/19. | RA000418 - RA000421 |
| 22. | 10/17/19 | Minutes re: Calendar Call held on 10/17/19. | RA000422 - RA000423 |
| 23. | 10/21/19 | Exhibit 1 Plaintiff's, admitted at Evidentiary Hearing, Joint Petition for Summary Decree of Divorce. | RA000424 - RA000437 |
| 24. | 10/21/19 | Exhibit 4, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order from the May 2, 2019 hearing, filed on 05/28/19. | RA000438 - RA000443 |
| 25. | 10/21/19 | Exhibit 7, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order to Show Cause, Grady to Appear On October 21, 2019, filed on 07/29/19. | RA000444 - RA000447 |
| 26. | 10/21/19 | Exhibit 8, Plaintiff's, admitted at Evidentiary Hearing, Caterina's Financial | RA000448 - RA000455 |

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| | | Disclosure Form, Amended, filed on 07/15/19. | |
| 27. | 10/21/19 | Exhibit 9, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, Amended, filed 01/18/19. | RA000456 - RA000468 |
| 28. | 10/21/19 | Exhibit 10, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, filed on 06/18/19. | RA000469 - RA000478 |
| 29. | 10/21/19 | Exhibit 13, Plaintiff's, admitted at Evidentiary Hearing: Emails Bates 522-523. E-mail from Defendant to Plaintiff promising the Plaintiff that she will receive the same benefits whether he is married or not, including Survivor Benefit Plan, dated February 20, 2014 and Emails between Defendant and Plaintiff, Defendant writing it is time for a divorce and promising Plaintiff \$3000 a month email dated, February 20 & 21, 2014. | RA000479 - RA000481 |
| 30. | 10/21/19 | Exhibit 14, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff promising Plaintiff \$3,000 a month as long as he lives, et. al, dated March 23, 2014. | RA000482 |
| 31. | 10/21/19 | Exhibit 15, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff, threatening to stop communicating with her, dated March 26, 2014. | RA000483 |
| 32. | 10/21/19 | Exhibit 16, Plaintiff's, admitted at Evidentiary Hearing: Emails between Plaintiff and Defendant, re: retired pay is \$3,017 a month, gives her \$3,000 a month. Live poor until he dies, her monthly expenses, dated February 2014 - April 2014. | RA000484 - RA000488 |

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| 33. | 10/21/19 | Exhibit 17, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant to Plaintiff regarding "just sign the [divorce] papers..." dated March 27, 2014. | RA000489 - RA000490 |
| 34. | 10/21/19 | Exhibit 18, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant "the money will go into your account the first of ever month until I die." "I'm sending you the papers. You sign or I will hire a lawyer and take you to court. You see what you get then." "This is the statement that will go on the divorce papers", dated April 9, 2014 and April 15, 2014. | RA000491 - RA000492 |
| 35. | 10/21/19 | Exhibit 20, Plaintiff's, admitted at Evidentiary Hearing: Email, Bates 9. Email from Plaintiff to Defendant stating that she has no idea what OPM is, and Defendant mad that she wants to see lawyer, dated March 27, 2014. | RA000493 |
| 36. | 10/21/19 | Exhibit 21, Plaintiff's, admitted at Evidentiary Hearing: Emails from Plaintiff to Defendant telling the Defendant that she is feeling very nervous and scared, dated April 8, 2014. Defendant "I will have the following statements entered on the divorce statement". | RA000494 - RA000495 |
| 37. | 10/21/19 | Exhibit 22, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff stating that Plaintiff is not entitled to any more money in the decree of divorce, retire pay is 3017, dated April 8, 2014. Bates13, and "this is your last warning," and Plaintiff asking for \$3000/mo., dated April 10, 2014. | RA000496 - RA000498 |

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| 38. | 10/21/19 | Exhibit 23, Plaintiff's, admitted at Evidentiary Hearing: Email from Plaintiff to Defendant, regarding Plaintiff's health insurance denial, dated July 29, 2016, to August 13, 2016. | RA000499 - RA000502 |
| 39. | 10/21/19 | Exhibit 25, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff regarding Car insurance and cancer surgery, dated July 16, 2018. | RA000503 |
| 40. | 10/21/19 | Exhibit 27, Plaintiff's, admitted at Evidentiary Hearing: Defendant's retirement from Army, beneficiaries, Survivor Benefit Plan, Form DD 2656, dated March 10, 1999. | RA000504 - RA000505 |
| 41. | 10/21/19 | Exhibit 28 Plaintiff's, admitted at Evidentiary Hearing: Grady's retirement account. DFAS Retiree Account Statement, dated December 3, 2017. | RA000506 |
| 42. | 10/21/19 | Exhibit 30, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff year 2015 (Individual). | RA000507 - RA000508 |
| 43. | 10/21/19 | Exhibit 31, Plaintiff's, admitted at Evidentiary Hearing:, Tax Return for Plaintiff year 2016 (Individual). | RA000509 - RA000510 |
| 44. | 10/21/19 | Exhibit 32, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff with form W-2G attached year 2017 (Individual). | RA000511 - RA000513 |
| 45. | 10/21/19 | Exhibit 33, Plaintiff's, admitted at Evidentiary Hearing, Tax Return for Plaintiff year 2018 (Individual). | RA000514 - RA000516 |
| 46. | 10/21/19 | Exhibit 34, Plaintiff's, admitted at Evidentiary Hearing: Plaintiff's residence, USAA Mortgage Loan Statement, dated | RA000517 |

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| | | July 1, 2019. | |
| 47. | 10/21/19 | Exhibit 35, Plaintiff's, admitted at Evidentiary Hearing, Long term care statement. Long Term Care Partners letter to Plaintiff dated November 1, 2017. | RA000518 - RA000521 |
| 48. | 10/21/19 | Exhibit 36, Plaintiff's, Evidentiary Hearing, Plaintiff's Canyon Gate Master Association (HOA) billing statements, dated October 20, 2017, October 18, 2018 and May 13, 2019. | RA000522 - RA000524 |
| 49. | 10/21/19 | Exhibit 38, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd doctor visit. Summary of visit date April 16, 2012. | RA000525 - RA000526 |
| 50. | 10/21/19 | Exhibit 42, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd social security statement. Social Security Statement for Plaintiff, dated June 11, 2019. | RA000527 - RA000532 |
| 51. | 10/21/19 | Exhibit 63, Plaintiff's, admitted at Evidentiary Hearing: Letter to Defendant's counsel, regarding SBP, dated September 24, 2019. | RA000533 - RA000534 |
| 52. | 10/21/19 | Exhibit 64, Plaintiff's, admitted at Evidentiary Hearing, Letter from Defendant's counsel, dated September 25, 2019, responding to Plaintiff's letter dated 9/24/19. | RA000535 |
| 53. | 10/21/19 | Exhibit A, Defendant's, admitted at Evidentiary Hearing: Dept. Of Army (CRSC) decision letter dated 6/20/11. Bates. | RA000536 - RA000538 |
| 54. | 10/21/19 | Exhibit B, Defendant's, admitted at Evidentiary Hearing, CRSC payment history from August 2014 - July 2015 (VA Waiver 3017.60, Retire net pay 128.40). | RA000539 |
| 55. | 10/21/19 | Exhibit C, Defendant's, admitted at Evidentiary Hearing, CRSC pay statement | RA000540 |

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| | | dated 4/22/19. | |
| 56. | 10/21/19 | Exhibit D, Defendant's, admitted at Evidentiary Hearing, VA letter for disability benefits dated 10/16/12 (disability benefit effective 12/01/2011). | RA000541 |
| 57. | 10/21/19 | Exhibit E, Defendant's, admitted at Evidentiary Hearing, Grady's VA payment history from April 1, 2019 - May 31, 2019. | RA000542 |
| 58. | 10/21/19 | Exhibit F, Defendant's, admitted at Evidentiary Hearing, Office of Personnel Management (OPM) letter re: disability application dated 11/12/2010. | RA000543 - RA000545 |
| 59. | 10/21/19 | Exhibit G, Defendant's, admitted at Evidentiary Hearing . OPM letter dated 04/29/2018 re: FERS disability annuity adjustment. | RA000546 |
| 60. | 10/21/19 | Exhibit H, Defendant's, admitted at Evidentiary Hearing OPM Notice of Annuity adjustment re: 07/02/18 payment. | RA000547 |
| 61. | 10/21/19 | Exhibit I, Defendant's, admitted at Evidentiary Hearing, OPM Annuity statement dated March 13, 2019. | RA000548 |
| 62. | 10/21/19 | Exhibit J, Defendant's, admitted at Evidentiary Hearing: Defendant's Social Security Decision dated September 12, 2012. | RA000549 - RA000554 |
| 63. | 10/21/19 | Exhibit K, Defendant's, admitted at Evidentiary Hearing: Defendant's 2014 Social Security Benefit 2014 (Form SSA-1099). | RA000555 |
| 64. | 10/21/19 | Exhibit L, Defendant's, admitted at Evidentiary Hearing, Defendant's Social Security Benefit 2018. | RA000556 |

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| 65. | 11/25/19 | Plaintiff's Memorandum of Fees and Costs, from July 19, 2019 through the date of the Evidentiary hearing on October 21, 2019, filed 11/25/19. | RA000557 - RA000593 |
| 66. | 12/05/19 | Notice of Entry of Order on Discovery Commissioner's Report and Recommendations, filed 12/05/19. | RA000594 - RA000602 |
| 67. | 03/18/20 | Plaintiff's Ex Parte Application for an Income Withholding Order, filed 03/18/20. | RA000603 - RA000615 |
| 68. | 04/03/20 | Opposition to Plaintiff's Ex -Parte Application for Income Withholding Order, Defendant, filed 04/03/20. | RA000616 - RA000625 |
| 69. | 04/10/20 | Plaintiff's Reply to Defendant's Opposition to Plaintiff's Ex Parte Application for an Income Withholding Order, filed 04/10/20. | RA000626 - RA000655 |

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ALPHABETICAL LISTING

| <u>EX.</u> | <u>DATE</u> | <u>DOCUMENT</u> | <u>BATES NUMBER</u> |
|-------------------|--------------------|---|--------------------------------|
| 19. | 09/17/19 | Defendant's Motion for a Protective Order pursuant to NRCP 26(C) and for Attorney Fees, filed 09/17/19. | RA000361 - RA000372 |
| 12. | 1/18/19 | Defendant's Reply to Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to defendant's Ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Counter motion for Attorney fees and Costs, filed 1/18/19. | RA000184 - RA000197 |

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| 4. | 12/13/18 | Ex parte Motion for Continuance, Defendant, filed 12/13/18. | RA000033 - RA000035 |
| 53. | 10/21/19 | Exhibit A, Defendant's, admitted at Evidentiary Hearing: Dept. Of Army (CRSC) decision letter dated 6/20/11. Bates. | RA000536 - RA000538 |
| 15. | 04/23/19 | Exhibit Appendix to Plaintiff's Ex Parte Application For an Order For Defendant To Appear In Person, Plaintiff, filed 04/23/19. | RA000245 - RA000264 |
| 16. | 05/17/19 | Exhibit Appendix to Plaintiff's Reply to Defendant's Opposition and Countermotion, filed 05/17/19. | RA000265 - RA000322 |
| 20. | 09/30/19 | Exhibit Appendix to Plaintiff's Motion for Reconsideration, Summary Judgment, Joinder and to continue the Evidentiary Hearing. (Contains Defendant's responses to Plaintiff's Request for Admissions), filed 09/30/19. | RA000373 - RA000417 |
| 13. | 04/23/19 | Exhibit Appendix to Plaintiff's Opposition to Defendant's Motion for Reconsideration and Countermotion, Plaintiff, filed 04/23/19. | RA000198 - RA000237 |
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| 52. | 10/21/19 | Exhibit 64, Plaintiff's, admitted at Evidentiary Hearing, Letter from Defendant's counsel, dated September 25, 2019, responding to Plaintiff's letter dated 9/24/19. | RA000535 |
| 9. | 01/02/19 | Financial Disclosure Form, Defendant, with five income statements attachments, filed 01/02/19. | RA000088 - RA000100 |
| 2. | 10/18/18 | Financial Disclosure Form, Plaintiff, filed 10/18/18. | RA000004 - RA000011 |
| 11. | 01/15/19 | First Supplement to Exhibit Appendix, Plaintiff, in support of her Reply filed 01/15/19. | RA000127 - RA000183 |
| 22. | 10/17/19 | Minutes re: Calendar Call held on 10/17/19. | RA000422 - RA000423 |
| 1. | 08/27/18 | Motion to Change Venue, Plaintiff, filed 08/27/18. | RA000001 - RA000003 |
| 21. | 10/11/19 | Notice of Change in Requested Relief in | RA000418 - |

| | | | |
|-----|----------|--|---------------------|
| | | Plaintiff's Motion For Reconsideration, et al, filed on 09/30/19, filed 10/11/19 | RA000421 |
| 7. | 12/27/18 | Notice of Entry of Order for the Order Shortening Time on Plaintiff's Motion filed 12/27/18. | RA000059 - RA000062 |
| 66. | 12/05/19 | Notice of Entry of Order on Discovery Commissioner's Report and Recommendations, filed 12/05/19. | RA000594 - RA000602 |
| 68. | 04/03/20 | Opposition to Plaintiff's Ex -Parte Application for Income Withholding Order, Defendant, filed 04/03/20. | RA000616 - RA000625 |
| 5. | 12/18/18 | Order Granting Continuance, Defendant, filed 12/18/18. | RA000036 |
| 17. | 06/17/19 | Plaintiff's Emergency Motion for an Order to Show Cause Why the Defendant should Not Be Held In contempt of Court and for Attorney Fees and Costs, filed 06/17/19. | RA000323 - RA000337 |
| 14. | 04/23/19 | Plaintiff's Ex Parte Application for An Order for Defendant to Appear In Person, filed 04/23/19. | RA000238 - RA000244 |
| 67. | 03/18/20 | Plaintiff's Ex Parte Application for an Income Withholding Order, filed 03/18/20. | RA000603 - RA000615 |
| 65. | 11/25/19 | Plaintiff's Memorandum of Fees and Costs, from July 19, 2019 through the date of the Evidentiary hearing on October 21, 2019, filed 11/25/19. | RA000557 - RA000593 |
| 18. | 09/10/19 | Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees, filed 09/10/19. | RA000338 - RA000360 |
| 6. | 12/19/18 | Plaintiff's Opposition to Defendant's ex parte Motion for A Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For | RA000037 - RA000058 |

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|-----|----------|--|------------------------|
| | | An Order to Show Cause, to divide a Newly Discovered Asset, to Execute QDROs and for Attorney fees and Costs and Counter motion for Attorney Fees and Costs, filed 12/19/18. | |
| 10. | 01/15/19 | Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to Defendant's ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, for an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Countermotion for Attorney Fees and Costs, filed 01/15/19. | RA000101 - RA000126 |
| 69. | 04/10/20 | Plaintiff's Reply to Defendant's Opposition to Plaintiff's Ex Parte Application for an Income Withholding Order, filed 04/10/20. | RA000626 - RA000655 |
| 8. | 12/28/18 | Reply to Opposition and/or Counter motion, Defendant, filed 12/28/18. | RA000063 - RA000087 |
| 3. | 11/27/18 | Transcript re: Motion, November 27, 2018. | RA000012 - RA000032 |

Certificate of Service

Pursuant to NRAP 25(c)(1)(E), I hereby certify, under penalty of perjury, that I am an employee of Webster & Associates and that on the 13th day of August, 2020, I caused to be served the foregoing document by way of NEFCR 9 Notice of Electronic Filing to the following:

Daniel W. Anderson
Mills & Anderson
Counsel for Appellant, Grady Edward Byrd


An employee of WEBSTER & ASSOCIATES

FDF

Name: BYRON L. MILLS, ESQ.
Address: 703 S 8TH STREET
LAS VEGAS, NV 89101
Phone: (702) 386-0030
Email: ATTORNEYS@MILLSNV.COM
Attorney for DEFENDANT
Nevada State Bar No. 6745

Electronically Filed
6/18/2019 3:34 PM
Steven D. Grierson
CLERK OF THE COURT



EIGHTH Judicial District Court
CLARK COUNTY, Nevada

| | |
|---|---|
| <u>CATERINA ANGELA BYRD</u> Plaintiff, vs. <u>GRADY EDWARD BYRD</u> Defendant. | Case No. <u>D-18-577701-Z</u> Dept. <u>G</u> |
|---|---|

GENERAL FINANCIAL DISCLOSURE FORM

A. Personal Information:

1. What is your full name? (*first, middle, last*) Grady Edward Byrd
2. How old are you? 63
3. What is your date of birth? May 7, 1956
4. What is your highest level of education? Masters

B. Employment Information:

1. Are you currently employed/ self-employed? (☒ check one)
☒ No
☐ Yes If yes, complete the table below. Attached an additional page if needed.

| Date of Hire | Employer Name | Job Title | Work Schedule (days) | Work Schedule (shift times) |
|--------------|---------------|-----------|----------------------|-----------------------------|
| | | | | |
| | | | | |

2. Are you disabled? (☒ check one)
☐ No
☒ Yes If yes, what is your level of disability? 90% Unemployable
What agency certified you disabled? U.S. Veterans Affairs
What is the nature of your disability? Physical

C. Prior Employment: If you are unemployed or have been working at your current job for less than 2 years, complete the following information.

Prior Employer: _____ Date of Hire: _____ Date of Termination: _____
Reason for Leaving: _____

Monthly Personal Income Schedule

A. Year-to-date Income.

As of the pay period ending N/A my gross year to date pay is \$48,823.30.

B. Determine your Gross Monthly Income.

Hourly Wage

| | | | | | | | | | | | | |
|-------------|---|---------------------------------|---|---------------|---|-------|---|---------------|---|--------|---|----------------------|
| | × | | = | \$0.00 | × | 52 | = | \$0.00 | ÷ | 12 | = | \$0.00 |
| Hourly Wage | | Number of hours worked per week | | Weekly Income | | Weeks | | Annual Income | | Months | | Gross Monthly Income |

Annual Salary

| | | | | |
|---------------|---|--------|---|----------------------|
| | ÷ | 12 | = | \$0.00 |
| Annual Income | | Months | | Gross Monthly Income |

C. Other Sources of Income.

| Source of Income | Frequency | Amount | 12 Month Average |
|--|-----------|------------|------------------|
| Annuity or Trust Income | Monthly | \$1,315.00 | \$1,315.00 |
| Bonuses | | | |
| Car, Housing, or Other allowance: | | | |
| Commissions or Tips: | | | |
| Net Rental Income: | | | |
| Overtime Pay | | | |
| Pension/Retirement ^{**V.A.} Disability** | Monthly | \$2,984.58 | \$2,984.58 |
| Social Security Income (SSI): | | | |
| Social Security Disability (SSD): | Monthly | \$2,237.50 | \$2,237.50 |
| Spousal Support | | | |
| Child Support | | | |
| Workman's Compensation | | | |
| Other: CRSC | Monthly | \$3,227.58 | \$3,227.58 |
| Total Average Other Income Received | | | \$9,764.66 |

| | |
|--|------------|
| Total Average Gross Monthly Income (add totals from B and C above) | \$9,764.66 |
|--|------------|

D. Monthly Deductions

| | Type of Deduction | Amount |
|---------------------------------------|--|----------|
| 1. | Court Ordered Child Support (automatically deducted from paycheck) | |
| 2. | Federal Health Savings Plan | |
| 3. | Federal Income Tax | 390.00 |
| 4. | Health Insurance Amount for you: _____ For Opposing Party: _____ For your Child(ren): _____ | 0.00 |
| 5. | Life, Disability, or Other Insurance Premiums | 250.24 |
| 6. | Medicare | 135.50 |
| 7. | Retirement, Pension, IRA, or 401(k) | |
| 8. | Savings | |
| 9. | Social Security | |
| 10. | Union Dues | |
| 11. | Other: (Type of Deduction) FERS OVERPAYMENT | 656.28 |
| Total Monthly Deductions (Lines 1-11) | | 1,432.02 |

Business/Self-Employment Income & Expense Schedule

A. Business Income:

What is your average gross (pre-tax) monthly income/revenue from self-employment or businesses?
\$ _____

B. Business Expenses: Attach an additional page if needed.

| Type of Business Expense | Frequency | Amount | 12 Month Average |
|---|-----------|--------|------------------|
| Advertising | | | |
| Car and truck used for business | | | |
| Commissions, wages or fees | | | |
| Business Entertainment/Travel | | | |
| Insurance | | | |
| Legal and professional | | | |
| Mortgage or Rent | | | |
| Pension and profit-sharing plans | | | |
| Repairs and maintenance | | | |
| Supplies | | | |
| Taxes and licenses (include est. tax payments) | | | |
| Utilities | | | |
| Other: | | | |
| Total Average Business Expenses | | | 0.00 |

Personal Expense Schedule (Monthly)

A. Fill in the table with the amount of money **you** spend each month on the following expenses and check whether you pay the expense for you, for the other party, or for both of you.

| Expense | Monthly Amount I Pay | For Me ☞ | Other Party ☞ | For Both ☞ |
|--|----------------------|-------------|------------------|---------------|
| Alimony/Spousal Support | | | | |
| Auto Insurance | 58.00 | ✓ | | |
| Car Loan/Lease Payment | 852.00 | ✓ | | |
| Cell Phone | 96.00 | ✓ | | |
| Child Support (not deducted from pay) | | | | |
| Clothing, Shoes, Etc... | | | | |
| Credit Card Payments (minimum due) | | | | |
| Dry Cleaning | | | | |
| Electric | 172.00 | ✓ | | |
| Food (groceries & restaurants) | 1,520.00 | ✓ | | |
| Fuel | 200.00 | ✓ | | |
| Gas (for home) | 25.00 | ✓ | | |
| Health Insurance (not deducted from pay) | | | | |
| HOA | | | | |
| Home Insurance (if not included in mortgage) | | | | |
| Home Phone | 65.00 | ✓ | | |
| Internet/Cable | 70.00 | ✓ | | |
| Lawn Care | 129.00 | ✓ | | |
| Membership Fees | | | | |
| Mortgage/Rent/Lease | 100.00 | ✓ | | |
| Pest Control | | | | |
| Pets | 24.00 | ✓ | | |
| Pool Service | | | | |
| Property Taxes (if not included in mortgage) | | | | |
| Security | | | | |
| Sewer | | | | |
| Student Loans | | | | |
| Unreimbursed Medical Expense | | | | |
| Water | 23.00 | ✓ | | |
| Other: LEGAL FEES (AVERAGE) | 3,000.00 | ✓ | | |
| Total Monthly Expenses | 6,334.00 | | | |

Household Information

- A. Fill in the table below with the name and date of birth of each child, the person the child is living with, and whether the child is from this relationship. Attached a separate sheet if needed.

| | Child's Name | Child's DOB | Whom is this child living with? | Is this child from this relationship? | Has this child been certified as special needs/disabled? |
|-----------------|------------------|----------------|---------------------------------------|---|--|
| 1 st | Ashley Mae Noble | | Defendant | No | No |
| 2 nd | | | | | |
| 3 rd | | | | | |
| 4 th | | | | | |

- B. Fill in the table below with the amount of money you spend each month on the following expenses for each child.

| Type of Expense | 1 st Child | 2 nd Child | 3 rd Child | 4 th Child |
|---|-----------------------|-----------------------|-----------------------|-----------------------|
| Cellular Phone | 10.00 | | | |
| Child Care | 94.00 | | | |
| Clothing | | | | |
| Education | 80.00 | | | |
| Entertainment | | | | |
| Extracurricular & Sports | 34.00 | | | |
| Health Insurance (if not deducted from pay) | | | | |
| Summer Camp/Programs | 36.00 | | | |
| Transportation Costs for Visitation | | | | |
| Unreimbursed Medical Expenses | | | | |
| Vehicle | | | | |
| Other: Adoption | 113.00 | | | |
| Total Monthly Expenses | 367.00 | 0.00 | 0.00 | 0.00 |

- C. Fill in the table below with the names, ages, and the amount of money contributed by all persons living in the home over the age of eighteen. If more than 4 adult household members attached a separate sheet.

| Name | Age | Person's Relationship to You (i.e. sister, friend, cousin, etc...) | Monthly Contribution |
|------------------|-----|---|-------------------------|
| Pinky Noble Byrd | 25 | Wife | \$ 0.00 |
| | | | |
| | | | |
| | | | |

Personal Asset and Debt Chart

A. Complete this chart by listing all of your assets, the value of each, the amount owed on each, and whose name the asset or debt is under. If more than 15 assets, attach a separate sheet.

| Line | Description of Asset and Debt Thereon | Gross Value | Total Amount Owed | Net Value | Whose Name is on the Account? You, Your Spouse/Domestic Partner or Both |
|---|---------------------------------------|---------------------|-----------------------|-----------------------|---|
| 1. | Ford Automobile | \$ 12,600.00 | - \$ 5,970.00 | = \$ 6,630.00 | Both (Current) |
| 2. | Hyundai Automobile | \$ 11,760.00 | - \$ 5,039.00 | = \$ 6,721.00 | Both (Spouse) |
| 3. | | \$ | - \$ | = \$ 0.00 | |
| 4. | | \$ | - \$ | = \$ 0.00 | |
| 5. | | \$ | - \$ | = \$ 0.00 | |
| 6. | | \$ | - \$ | = \$ 0.00 | |
| 7. | | \$ | - \$ | = \$ 0.00 | |
| 8. | | \$ | - \$ | = \$ 0.00 | |
| 9. | | \$ | - \$ | = \$ 0.00 | |
| 10. | | \$ | - \$ | = \$ 0.00 | |
| 11. | | \$ | - \$ | = \$ 0.00 | |
| 12. | | \$ | - \$ | = \$ 0.00 | |
| 13. | | \$ | - \$ | = \$ 0.00 | |
| 14. | | \$ | - \$ | = \$ 0.00 | |
| 15. | | \$ | - \$ | = \$ 0.00 | |
| Total Value of Assets (add lines 1-15) | | \$ 24,360.00 | - \$ 11,009.00 | = \$ 13,351.00 | |

B. Complete this chart by listing all of your unsecured debt, the amount owed on each account, and whose name the debt is under. If more than 5 unsecured debts, attach a separate sheet.

| Line # | Description of Credit Card or Other Unsecured Debt * | Total Amount owed | Whose Name is on the Account? You, Your Spouse/Domestic Partner or Both |
|---|--|---------------------|---|
| 1. | USAA Personal Loan | \$ 11,664.00 | Grady Byrd |
| 2. | USAA Personal Loan | \$ 13,330.00 | Grady Byrd |
| 3. | USAA Credit Card | \$ 17,418.00 | Grady Byrd |
| 4. | First Interstate Bank Credit Card | \$ 15,999.00 | Grady Byrd |
| 5. | Military Exchange Credit Card | \$ 7,386.00 | Grady Byrd |
| 6. | Chevrolet Automobile | \$ 20,973.00 | Grady Byrd |
| Total Unsecured Debt (add lines 1-6) | | \$ 86,770.00 | |

*DEFERRED UNTIL COMPLETION OF TRIALS

CERTIFICATION

Attorney Information: Complete the following sentences:

1. I (have/have not) HAVE retained an attorney for this case.
2. As of the date of today, the attorney has been paid a total of \$ 14,166.6 on my behalf.
3. I have a credit with my attorney in the amount of \$ 0.00.
4. I currently owe my attorney a total of \$ 2,483.65.
5. I owe my prior attorney a total of \$ 0.00.

IMPORTANT: Read the following paragraphs carefully and initial each one.

MM I swear or affirm under penalty of perjury that I have read and followed all instructions in completing this Financial Disclosure Form. I understand that, by my signature, I guarantee the truthfulness of the information on this Form. I also understand that if I knowingly make false statements I may be subject to punishment, including contempt of court.

NA I have attached a copy of my 3 most recent pay stubs to this form.

NA I have attached a copy of my most recent YTD income statement/P&L statement to this form, if self-employed.

NA I have not attached a copy of my pay stubs to this form because I am currently unemployed.

MM I HAVE ATTACHED MOST CURRENT FEDERAL DISABILITY STATEMENTS.

MM
Signature

JUNE 11, 2019
Date

CRSC PAY STATEMENT

| | | | |
|---|--------------|--|---------------------------|
| STATEMENT EFFECTIVE DATE Apr 22, 2019 | | PAYMENT DATE MAY 01, 2019 | SSN ***-**-0049 |
| RETIREE'S NAME AND ADDRESS PLEASE REMEMBER TO NOTIFY DFAS IF YOUR ADDRESS CHANGES GRADY E BYRD PSC 517 BOX 6834 FPO AP 96517-0000 PAYMENT ADDRESS DIRECT DEPOSIT | | HOW TO CONTACT US Defense Finance and Accounting Service US Military Retirement Pay 8899 E 56th Street Indianapolis, IN 46249-1200 COMMERCIAL (216) 522-5955 TOLL FREE 1-800-321-1080 TOLL FREE FAX 1-800-469-6559 myPay https://myPay.dfas.mil | |
| PAYMENT INFORMATION | | ENTITLEMENT INFORMATION | |
| CRSC Amount | 3,227.58 | Retired Pay Before Deductions | 3,363.00 |
| CRSC Debt Deduction | 0.00 | Retired Pay Offset By DVA Compensation | 3,227.58 |
| CRSC Garnishment Deduction | 93.94 | CRSC Debt Balance | 0.00 |
| CRSC Net Pay | 3,133.64 | Branch of Military Service | ARMY |
| | | Garnishment Being Withheld | YES |
| THE DVA OR YOUR BRANCH OF SERVICE PROVIDED THE FOLLOWING | | | |
| CRSC Special Monthly Compensation Code | 00 | | |
| Unemployable | YES | | |
| DVA Disability % | 90 | | |
| Combat Related Disability % | 60 | | |
| Purple Heart % | | | |
| CRSC Start Date | JAN 01, 2004 | | |
| Special Monthly Compensation Start Date | | | |
| REMARKS Please refer to DFAS.mil for information about CRSC and this statement. Garnishment amount of \$83.94 is for monthly SBP premium. | | | |

CRSC PAY STATEMENT

| | | | |
|---|--------------|--|---------------------------|
| STATEMENT EFFECTIVE DATE Mar 21, 2019 | | PAYMENT DATE APR 01, 2019 | SSN ***-**-0049 |
| RETIREE'S NAME AND ADDRESS PLEASE REMEMBER TO NOTIFY DFAS IF YOUR ADDRESS CHANGES GRADY E BYRD PSC 517 BOX 6834 FPO AP 96517-0000 PAYMENT ADDRESS DIRECT DEPOSIT | | HOW TO CONTACT US Defense Finance and Accounting Service US Military Retirement Pay 8899 E 56th Street Indianapolis, IN 46249-1200 COMMERCIAL (216) 522-5955 TOLL FREE 1-800-321-1080 TOLL FREE FAX 1-800-469-6559 myPay https://myPay.dfas.mil | |
| PAYMENT INFORMATION | | ENTITLEMENT INFORMATION | |
| CRSC Amount | 3,227.58 | Retired Pay Before Deductions | 3,363.00 |
| CRSC Debt Deduction | 0.00 | Retired Pay Offset By DVA Compensation | 3,227.58 |
| CRSC Garnishment Deduction | 93.94 | CRSC Debt Balance | 0.00 |
| CRSC Net Pay | 3,133.64 | Branch of Military Service | ARMY |
| | | Garnishment Being Withheld | YES |
| THE DVA OR YOUR BRANCH OF SERVICE PROVIDED THE FOLLOWING | | | |
| CRSC Special Monthly Compensation Code | 00 | | |
| Unemployable | YES | | |
| DVA Disability % | 90 | | |
| Combat Related Disability % | 60 | | |
| Purple Heart % | | | |
| CRSC Start Date | JAN 01, 2004 | | |
| Special Monthly Compensation Start Date | | | |
| REMARKS Please refer to DFAS.mil for information about CRSC and this statement. Garnishment amount of \$83.94 is for monthly SBP premium. | | | |

CRSC PAY STATEMENT

| | | | |
|---|--|--|---------------------------|
| STATEMENT EFFECTIVE DATE Jan 23, 2019 | | PAYMENT DATE FEB 01, 2019 | SSN ***-**-0049 |
| RETIREE'S NAME AND ADDRESS PLEASE REMEMBER TO NOTIFY DFAS IF YOUR ADDRESS CHANGES GRADY E BYRD 5330 E CRAIG ROAD LAS VEGAS NV 89115-2215 PAYMENT ADDRESS DIRECT DEPOSIT | | HOW TO CONTACT US Defense Finance and Accounting Service US Military Retirement Pay 8899 E 56th Street Indianapolis, IN 46249-1200 COMMERCIAL (216) 522-5955 TOLL FREE 1-800-321-1080 TOLL FREE FAX 1-800-469-6559 myPay https://myPay.dfas.mil | |
| PAYMENT INFORMATION | | ENTITLEMENT INFORMATION | |
| CRSC Amount 3,227.58 | | Retired Pay Before Deductions 3,363.00 | |
| CRSC Debt Deduction 0.00 | | Retired Pay Offset By DVA Compensation 3,227.58 | |
| CRSC Garnishment Deduction 10.00 | | CRSC Debt Balance 0.00 | |
| CRSC Net Pay 3,217.58 | | Branch of Military Service ARMY | |
| | | Garnishment Being Withheld YES | |
| THE DVA OR YOUR BRANCH OF SERVICE PROVIDED THE FOLLOWING | | | |
| CRSC Special Monthly Compensation Code 00 | | | |
| Unemployable YES | | | |
| DVA Disability % 90 | | | |
| Combat Related Disability % 60 | | | |
| Purple Heart % | | | |
| CRSC Start Date JAN 01, 2004 | | | |
| Special Monthly Compensation Start Date | | | |
| REMARKS | | | |
| Please refer to DFAS.mil for information about CRSC and this statement. | | | |

All - Caterina Byrd search your mailbox

Search Mail

Search Web



Re: Info

Compose

Add Gmail Outlook AOL
and more

Inbox (6)

Drafts (2)

Sent

Archive

Spam (14)

Trash (8)

Smart Views

Important

Unread

Starred

People

Social

Shopping

Travel

Finance

Folders

Angies List

Ann Lewis

Caterina Byrd

Cbsmail

Ebay

Edward

Grady Byrd

Grady Byrd 09

Health Care

John Fox

Joshua

Paypal

Pesce

Polar Air

Protection ONE

Quickclaimusa

Sensi

Solarquaro

Re: Info

GRADY BYRD <cbsmail2006@yahoo.com>

02/20/14 at 7:21 PM

To: Caterina Byrd

You get the same benefits whether we are married are not. SBP, SS, and insurance.

There is no difference.

If someone wants to attach my income the first thing they are going to do is come after your house if it is still in my name.

From: Caterina Byrd <caterina_byrd@yahoo.com>

To: GRADY BYRD <cbsmail2006@yahoo.com>

Sent: Friday, February 21, 2014 10:07 AM

Subject: Re: Info

Can't you put everything in my name , that way they can not touch what i have and i won't affect me with out getting a divorce, if we are not married i will loose lots of benefits , like SBP and i thought you were getting social security benefits and you're VA money and ret pension , I will never get married again and i don't want to be worried about money and if something wore to happen to you , at least i would get all the benefits of married spouse would get

On , Caterina Byrd <caterina_byrd@yahoo.com> wrote:

All of this info is scarring me, how much are u in debt and how all this will affecting me , and the retirement ? if somenthing happens to you , i cannot live on 3k a month ?

On Thursday, February 20, 2014 5:33 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:

My finances are a mess. I just took out a 25k loan from USAA but it doesn't even touch the surface of what I owe.

I will be declaring bankruptcy soon. I will pay you and the 25k back so that your house is not affected.

The IRS has audited me and turned down all of my appeals. I am going to owe them a small fortune that I do not know how I am going to pay. I have a tax defense company helping me but they do not see a way out.

It is now time for a divorce. I do not want to affect your life by the things that are fixing to happen to me.

I will find an online company that does divorces for cheap.

You will keep your house, cars, property, and credit rating. I will also continue to give you at least 3k every month. I will pay your taxes so you do not have that extra bill.

I will only sign over for 50% of my retirement which is the legal obligation so that I do not get into trouble again when I finally get straightened out.



1/13/2019

RA000479

6/22/2019

Yahoo Mail - Re: Info

Just so you know I used to live in a tent. I am better now and i am not going to go back to living in a tent.

From: Caterina Byrd <caterina_byrd@yahoo.com>
To: GRADY BYRD <cbsmail2006@yahoo.com>
Sent: Friday, February 21, 2014 12:31 PM
Subject: Re: Info

just so you know 3k a month , i have enouf to pay bill and nothing much to live on, i needed to get dental work that i put off , and not to mentionned all the money i spent on the moving that the ace world wide charged me , then i paid \$1,300 to get my stuff from florida , i will not have enough to do much of anything, i will worried if anything would go wrong with the house or car how i would be able to pay for it . I know you have been telling me to get a job, i don't to be around people and act as if am happy , the fact is i have been in treatment for mental illness , for major depression , i have been on heavy meds and seen a shrink twice a month i hate my life my doctors are hoping with the purchase of my house and getting all my belongings would help me feel better , i cannot handle mentally to much, i have been in treatment for several years now.

On Thursday, February 20, 2014 7:21 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:
You get the same benefits whether we are married are not. SBP, SS, and insurance.

There is no difference.

If someone wants to attach my income the first thing they are going to do is come after your house if it is still in my name.

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To: GRADY BYRD <cbsmail2006@yahoo.com>
Sent: Friday, February 21, 2014 10:07 AM
Subject: Re: Info

Can't you put everything in my name , that way they can not touch what i have and i won't affect me with out getting a divorce, if we are not married i will loose lots of benefits , like SBP and i thought you were getting social security benefits and you're VA money and ret pension , I will never get married again and i don't want to be worried about money and if something wore to happen to you , at least i would get all the benefits of married spouse would get

On , Caterina Byrd <caterina_byrd@yahoo.com> wrote:
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On Thursday, February 20, 2014 5:33 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:
My finances are a mess. I just took out a 25k loan from USAA but it doesn't even touch the surface of what I owe.

I will be declaring bankruptcy soon. I will pay you and the 25k back so that your house is not affected.

3/4

RA000480

6/22/2019

Yahoo Mail - Re: Info

The IRS has audited me and turned down all of my appeals. I am going to owe them a small fortune that I do not know how I am going to pay. I have a tax defense company helping me but they do not see a way out.

It is now time for a divorce. I do not want to affect your life by the things that are fixing to happen to me.

I will find an online company that does divorces for cheap.

You will keep your house, cars, property, and credit rating. I will also continue to give you at least 3k every month. I will pay your taxes so you do not have that extra bill.

I will only sign over for 50% of my retirement which is the legal obligation so that I do not get into trouble again when I finally get straightened out.

How much is SBP after you die? and i want to leave my property to my son joshua, we both worked hard for what we have, we all made sacrifices including my son. We josh and i had no roots anywhere because of your decisions. I want no strings attached, i want it to me mine to do as i choose too. I have not dated or been with anyone since you walked out on me, I don't need you to tell me who is getting what i might have, i need to look out for my son. I will do whatever you want. so you want a divorce, i will give it to you. take time and fill in all the monetary info.

On Sunday, March 23, 2014 6:12 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:
My life, health, and finances are in big trouble. I have to try and get back on track somehow.

I have no bad feelings for you and I am sorry how our marriage ended.

I recognize that I walked out on our marriage and I have done all I could to do the best I could for you.

I have kept all of my promises to you and I will continue to do so while I live and after my death.

You will receive \$3000. a month as long as I live. After my death you will get SBP and all other payments you are entitled to.

I will pay the premiums on my VGLI policy but I will keep you at the beneficiary. You must understand that this is important to you because that 200,000. will allow you to either pay off your house or refinance your house and have a very small payment after I die.

I hope you live to be 100 years old but if I live longer than you I want the house and property to return to me. I paid for it and I do not want someone other than you to benefit from my entire life of working.

I will not try to complete all the information in the packet. You know what you are getting so i am not worried about listing all of your property, etc.

I will file for bankruptcy next month. I will be divorced from you before then so that your house, property, benefits, and credit are not affected by my actions.

I need the following information from you to complete the packet.

1. You need a witness to provide proof that you have lived in Las Vegas for more than six weeks.

Witness for?

Name:

Street Address:

City:

State:

☐ Husband ☐ Wife

Home Mail News Sports Finance Weather Games Groups Answers Screen Flickr Messages More

Search Mail Search Web

Caterina

Compose Delete Move Spam More Collapse

Inbox Drafts Sent Spam (58) Trash (5) Folders Recent

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CreditCards.com
Top Credit Cards for Excellent Credit

DIVORCE INFORMATION (8)

13. MORE than 3000 dollars a month
14. Furcoat

This is what you want me to get:

1. Payoff 25,000 loan from USAA
2. Payoff 13,000 credit card
3. Payoff 45,000 OPM debt
4. Payoff approximately 25,000 IRS debt (final amount still pending)
5. No property, no nothing.

The first time I hear from your lawyer this is the action I will take:

1. I will ~~stop~~ communicating with you at all.
2. I will not communicate with your lawyer at all.
3. I will hire my own lawyer.
4. I will cease providing you any payments at all. You can take money from the TSP account money that you did not use for the down payment.
5. I will ask for a 50 50 split of all our assets.
6. When divorce complete I will only pay 50% of army retirement.

You think you are going to get more from me than I am already giving you. Good luck.

I am glad you are trying to stick it to me. It reminds me of why I left you. You make it easy for me to treat you the same way you treat me.

From: Caterina Byrd <caterina_byrd@yahoo.com>
To: GRADY BYRD <cbsmail2006@yahoo.com>
Sent: Wednesday, March 26, 2014 8:52 AM
Subject: Re: DIVORCE INFORMATION

I have contacted a lawver and i have an appt this week . i will oive them ur

Over the past five years, the average paid flood insurance claim was nearly \$4,000.
A Preferred Risk Policy starts as low as \$129 a year.
Get flood smart. Get insured.
Click here to see how much flooding can cost you.
NATIONAL FLOOD INSURANCE PROGRAM

--- On Wed, 4/9/14, GRADY BYRD <cbsmail2006@yahoo.com> wrote:

> From: GRADY BYRD <cbsmail2006@yahoo.com>
> Subject: Re: BENEFITS
> To: "Caterina Byrd" <caterina_byrd@yahoo.com>
> Date: Wednesday, April 9, 2014, 1:31 AM
> I say 50% because retired
> pay usually goes up every year. When my retired pay go up
> you get more money.
>
> My
> retired pay is 3017 a month after they deduct the payment
> for SBP. You are entitled to half of that which is
> 1508. You are not entitled to anymore money.
>
> I give you 3000 a month
> because I think it is the right thing to do. If I was only
> going to give you 1500 I would not be giving you 3000 all
> these years.
>
> I will always
> give the money to you but I do it because I want to not
> because anybody can make me do it. If I put everything in
> writing that you want I will never be able to get a loan in
> my own name. I will never be able to get ahead of my
> present life. I will have to live poor until I die.
>
> I cannot work anymore. You
> can work but you refuse to work. If you want more money
> you must go get a job.
>
> I
> will send you the papers. If you do not sign I will only pay
> you what I owe you and I will hire a lawyer to file the
> papers in court.
>
> I will
> always keep my word but I am going to get my life
> straightened out. I am ensuring that you are taken care of
> for your entire life I do not understand why you are not
> satisfied.
>

<https://mail.aol.com/webmail-std/en-us/PrintMessage>

10/17/2016

RA000484

6/22/2019

Yahoo Mail - Re: Info

Re: Info

From: Caterina Byrd (caterina_byrd@yahoo.com)

To: cbsmail2006@yahoo.com

Date: Sunday, February 23, 2014, 1:11 PM PST

As far long term care i have is for me and i'm not going to get rid of that, i will need it when i get older. i will have to use my credit card even if it's paid off , 3k is not enough , jobs are not that easy to come by, and ,what happens if i do get hired what happens if i get fired or let go! I do not want to loose the house, i need to feel secure and stable , i don't need all the anxieties of worring . Send me POA so i can put the title of house in my name.

On Saturday, February 22, 2014 6:59 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:
that long term care can be stopped.

i can only give you 3k a month. i will help with extra as long as i can.

when the irs tax bill comes in i have to pay or they will take your house. i hope you understand that.

u go get a job. the extra money, even minimum wage, will pay all your insurance and utility costs

u pay off your credit card now while you still have the money and then do not use it again unless it is an emergency.

From: Caterina Byrd <caterina_byrd@yahoo.com>
To: GRADY BYRD <cbsmail2006@yahoo.com>
Sent: Saturday, February 22, 2014 11:40 PM
Subject: Re: Info

i don't want any problems either with you, i just really need to get four a month, can you please do that . I have spent so much on the move and all repairs i had to do once i moved in. These are my bills ; \$2,132.20 mortgage and hoa, long term care \$128. osgli \$143. (goes up the older you get) ussa ins \$197. cable&intern \$143.72 suothwest gas 26.00 nv energy \$235.99 water \$41.95 trash/sewer \$59.00 medical co-pay \$102.00 i charged ussa visa bal\$12,0000. needed waher/dryer tv and the ace world wide move , my appt-to-house move , florida storage , As you can see i don't have mush left , i will not ask you for anything as long you can please pay me four a month, please.

On Saturday, February 22, 2014 3:57 AM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:
I really do not know how to answer these emails. i just can't do this anymore. i've done all i can.

i will give u 4k a month until i pay back the money that was taken from the tsp. that is 1k extra a month until 1 july.

how much is the insurance?

i will send you divorce papers that ensure you get everything i have said.

~~i do not want trouble with u~~ i have done everything i said i would do. u sign and we will be okay. u keep your property, your pension, your insurance, everything that you have with ~~problem from me.~~

From: Caterina Byrd <caterina_byrd@yahoo.com>
To: GRADY BYRD <cbsmail2006@yahoo.com>
Sent: Saturday, February 22, 2014 11:33 AM
Subject: Re: Info

you told that you were giving me 4k month , like you have been, the way you talk to me ,i can feel how much you hate me. i just want enough so i can feel secure and in time i will feel better , and i have lots of projects with the house and yard . i had to buy washer and dryer and i charged alot on my visa , I have keep all my problems to myself that i have been having , i never once told you about my health and lots other things because i did or do not want to added stress on you , i have been worried about you for long time,

On Friday, February 21, 2014 7:08 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:

i will not blame you for my circumstances. i chose to give you the money i have given you. i kept my word to you. i chose to live the way i live so that i could keep my word to you. i have not been able to move along because i waited for you to make your decisions. now you have everything you are going to get from me. i can do no more.

you are responsible for yourself. i am not accepting any blame for your health or your circumstances. if you do not want to work that is your choice but do not say it is my fault that you do not have enough money in your life.

i am moving along now or i will never be okay.

From: Caterina Byrd <caterina_byrd@yahoo.com>
To: GRADY BYRD <cbsmail2006@yahoo.com>
Sent: Saturday, February 22, 2014 10:54 AM
Subject: Re: Info

You look like you did in germany before you went on diet, am not trying to make you feel quilty, the is you can always get back on you're feet and make alot of monies , i on the other hand will make mim wage at best, my life will never be great as you say, you have left me mentally broken , i take 3 types of depression meds to cope with my emotions my heart is broken job or no job will nev er repair that, am sure you have moved on long ago and i don't care!!

On Friday, February 21, 2014 6:43 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:

You will not have a great life because you do not want to help yourself. You set back and wait for me to give you more. Go get a small job and you will be ok.

There is no more. Trying the guilt trip defense "me and Josh sacrificed" etc. will not change anything. I have no more to give. I did the best I could and as usual it just isn't good enough for you.

The attached picture pretty much sums up my health condition.

From: Caterina Byrd <caterina_byrd@yahoo.com>

To: GRADY BYRD <cbsmail2006@yahoo.com>

Sent: Saturday, February 22, 2014 10:35 AM

Subject: Re: Info

As far of me having a great life, that is never going to happen....

On , Caterina Byrd <caterina_byrd@yahoo.com> wrote:
I'm sorry

On Friday, February 21, 2014 6:07 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:

I was getting money that I was not authorized from opm. That money has stopped. I am now in debt to them at over 44,000. I did not claim taxes on the unauthorized money so the IRS is going to want approximately 16,000 in back taxes.

I also did not claim the approximate 50,000 that I got in back pay from opm. The IRS has charged me with tax fraud and they are coming after me.

I was in the hospital for two times in 2010 and two times in 2011. I racked more than 30,000. in credit card charges. I borrowed 40,000. from USAA to settle my credit card debt. I used the money I got from opm to clear all my debts

I had three operations last year. I paid more than 30,000. which I charged on my credit cards. The VA paid me back approximately 10,000. I used that money to pay credit cards and then I took out a loan in the philippines to pay off the remainder of the credit cards so it wouldn't hurt our credit. The va still owes me 6000. which i will give to you as soon as it comes.

I am back now to approximately 30,000. in credit card debt which I took out to pay the philippine loan. I just took out 25,000. usaa loan to remove some of the credit card debt. I have to go to the hospital again in June in Thailand so I am saving some money for that trip.

You got your house. You got all the property. You got all our savings. You got two cars. You got 100% of my retirement for over six years. You have a guaranteed income for the rest of your life.

All you need to do is get a job and you will have a great life.

I weight over 250 pounds. I have diabetes. I have hypertension. I take 14 pills a day. I have trouble moving my right shoulder. I need back surgery. I am 85,000. in debt. I want to move

back to the u.s. but can't afford no place to live. I get treatment from a va physchiraist. I see no way out of my life.

I have done everything I could do to protect you from my life to include getting in trouble with the IRS and going so deep in debt I will never see the way out just so you could buy a house.

And now you complain that you need more money.

I am not sure just what more you want from me????

From: Caterina Byrd <caterina_byrd@yahoo.com>

To: GRADY BYRD <cbsmail2006@yahoo.com>

Sent: Friday, February 21, 2014 11:02 PM

Subject: Re: Info

I'm sorry how things turned out, and i appreciate all you've have done for me.....

On Friday, February 21, 2014 6:53 AM, Caterina Byrd <caterina_byrd@yahoo.com> wrote:

Sorry to hear that, but i don't understand how you racket up so many bills? how were you able to show the money you made to give to ussa for the house, You are making 8k month, all of this news is overwhelming for me , you have made life changing decisions for me through all my younger years , josh and i compromise a lot for you and you're need to successful and look now where has gotten all of us, yes it upsets me so much , it's sowrong. Like you said it is what it is, Thanks

On Friday, February 21, 2014 4:22 AM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:

Just so you know I used to live in a tent. I am better now and i am not going to go back to living in a tent.

From: Caterina Byrd <caterina_byrd@yahoo.com>

To: GRADY BYRD <cbsmail2006@yahoo.com>

Sent: Friday, February 21, 2014 12:31 PM

Subject: Re: Info

just so you know 3k a month , i have enouf to pay bill and nothing much to live on, i needed to get dental work that i put off , and not to mentionned all the money i spent on the moving that the ace world wide charged me , then i paid \$1,300 to get my stuff from florida , i will not have enough to do much of anything, i will worried if anything would go wrong with the house or car how i would be able to pay for it . I know you have been telling me to get a job, i don't to be around people and act as if am happy , the fact is i have been in treatment for mental illness , for major depression , i have been on heavy meds and seen a shrink twice a month i hate my life my doctors are hoping with the purchase of my house and getting all my belongings would help me feel better , i cannot handle mentally to much, i have been in treatment for several years now.

From: Caterina Byrd <caterina_byrd@yahoo.com>
Subject: BENEFITS

Sent from my iPad

Begin forwarded message:

From: GRADY BYRD <cbsmail2006@yahoo.com>
Date: April 10, 2014 at 2:47:23 PM PDT
To: Caterina Byrd <caterina_byrd@yahoo.com>
Subject: Re: BENEFITS
Reply-To: GRADY BYRD <cbsmail2006@yahoo.com>

The only thing I will put in writing is what you are entitled to by law.

I will give you the extra money as long as I live.

I do not care about usaa or any of your other issues.

I cannot deal with all of your crap. I cannot take it anymore. I've tried to be kind to you but you are forcing me to be someone that I do not want to be. You have the nerve to talk to me about grass and curtains. I should just give you what I am required by law and then lets see if you are worried about grass and curtains.

This is your last warning, take the deal I'm offering or you can ask a lawyer to try and get me to put what you want in writing.

I gurantee you your lawyer will tell you that you should have taken what I was offering.

Last chance.

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DIVORCE INFORMATION (11)

GRADY BYRD
To Me

well why are you going to lawyer?

you think you going to get more from me?

i am talking about my credit card.

< just sign the papers and you get all i said you would get forever. >

tsp is about 1600 a month right now. it will go up as i get older.

you also get the beneficiary for my opm retirement when i die which will be approximately 1000 a month but it will also go up when i reach 65.

when i die u get 200k. you pay off your house and you have all your money to spend.

i do not know why you think i am trying to do you wrong. this is all i have.

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Me
To GRADY BYRD

i was going there to make it easier on you you said you wanted a divorce , and no i was NOT thinking how much i can get out of you i assumed what you told me you are going to do is true. i have no idea what OPM is? why don't you want what you say you wil give me in writhing? You can also get mad and stop everything down the road . and what happens if you get sick and can not put the money in the bank , every month i would worry if you are able health wise to do the transfer... I did not realeazied that would upset you so much

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BENEFITS (8)

GRADY BYRD I say 50% because retired pay usually goes up every

Me It,s not that am not satisfied , but i don't understand how you wc

Me am the one is going to look poor, i will never be able to get a loan

Me why is it going to make u poor? you have equal amount of mone

GRADY BYRD

To Me

I have always done right by you. I can answer questions for you 100 times but you will not be satisfied. The bottom line is that I am not giving you any more than I give you now.

I have already told you I am doing a quit claim on the house. It will be part of the divorce package that the judge approves.

The money you get will go into your account the first of every month until I die. Then you will start receiving SBP and OPM payments.

You are unbelievable. You want to leave something for Joshua. I used to live in a tent so you would be okay. But I do not care anymore I just have to be done with you. I am trying to help you but my nerves are gone. Just writing these notes to you causes me great duress. I am going to try one last time.

I'm sending you the papers. You sign or I will hire a lawyer and take you to court. You see what you get then.

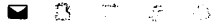
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Caterina



Caterina



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Benefit Statement

GRADY BYRD
To Me

This is the statement that will go on the divorce papers. It is the best I will do.

You can leave everything to Joshua after you are deceased. This is an outrageous request by you. I allow this because it reminds me of the type of person you are which confirms my reasons for getting away from you.

I request the following statements be added to the papers:

1. Caterina A. Byrd is entitled to 50% of Grady E. Byrd's United States Army Retired Pay as long as he lives.
2. Caterina A. Byrd is entitled to United States Army Survivor Benefit Plan payments after Grady E. Byrd's death.
3. Caterina A. Byrd is entitled to Office of Personnel Management death benefits, United States Retired Military Health Care, Long Term Health Insurance, VYSTAR Credit Union Accidental Death Insurance, and Veteran's Group Life Insurance after Grady E. Byrd's death.
4. Grady E. Byrd will continue to pay Caterina A. Byrd 1500 dollars extra a month to assist with her home mortgage. If her financial situation changes or if the home is sold or paid off this payment may cease. This is not an alimony payment and is not required.

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Folders

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- Ann Lewis
- Caterina Byrd
- Cbsmail
- Ebay
- Edward
- Grady Byrd
- Grady Byrd 09
- Health Care
- John Fox
- Joshua
- Paypal
- Pesce
- Polar Air
- Protection ONE
- Quickclaimusa
- Sensi
- Solarguard

Re: DIVORCE INFORMATION

GRADY BYRD <cbsmail2006@yahoo.com>
To: Caterina Byrd

03/27/14 at 2:31 PM

I get mad because I give you money to live on and you going to take the money I give you to hire a lawyer.

I have already put all this in writing but you never send back the info I needed to complete the packet so I could send the whole thing to you.

You need to give me the info for the witness addvattit then I will complete the packet and send it to you.

I will then send the packet to the online firm and only pay 400. for everything.

I will do the direct deposit for your account I just not thought it was important. I have never been late on a payment in six years.

OPM is office of personnel management. I owe them around 45 to 48 k. When that is paid off i will get a full retirement pension of around 2k a month. That is more than 4 years from now when i am 62. When I die you will get my annuity just like sbp which will be around 50% of the total retirement. That is already in writing on the divorce packet.

From: Caterina Byrd <caterina_byrd@yahoo.com>
To: GRADY BYRD <cbsmail2006@yahoo.com>
Sent: Thursday, March 27, 2014 11:21 PM
Subject: Re: DIVORCE INFORMATION

i was going there to make it easier on you you said you wanted a divorce , and no i NOT thinking how much i can get out of you i assumed what you told me you are going to do is true. I have no idea what OPM is? why don't you want what you say you will give me? writhing? You can also get mad and stop everything down the road . and what happens you get sick and can not put the money in the bank , every month i would worry if you are able health wise to do the transfer... I did not realize that would upset you so much

On Wednesday, March 26, 2014 8:14 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:
~~and why are you going to lawyer?~~

you think you going to get more from me?

i am talking about my credit card.

just sign the papers and you get all i said you would get forever.

tsp is about 1600 a month right now. it will go up as i get older.

you also get the beneficiary for my opm retirement when i die which will be approximately 100 month but it will also go up when i reach 65.

when i die u get 200k. you pay off your house and you have all your money to spend.

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> From: Caterina Byrd <caterina_byrd@yahoo.com>
> To: GRADY BYRD <cbsmail2006@yahoo.com>
>
> Sent: Tuesday, April 8, 2014 10:21 PM
> Subject: Re: BENEFITS
>
>
>
> I'm
> feeling very nervous , why are you stating that way, i
> don't get it. i know that army ret pay is not that high
> due to the combat pay , i feel that the way you word it
> it leaves me with 1500 if you choose to do that to me
> someday. Between all you're intiments you are getting
> , army ret pay, combat pay and Va pay, and disability pay,
> I know you have been taking care of me , you always been
> a good man . i want you to be honest with me ,
> On Monday, April 7, 2014 6:31 PM, GRADY BYRD
> <cbsmail2006@yahoo.com>
> wrote:
>
> I will have the
> following statements entered on the divorce statement:
>
>
> 1. Caterina
> A. Byrd is entitled to 50% of Grady E. Byrd's United
> States Army Retired Pay as long as he lives.
> 2. Caterina A. Byrd is entitled to United
> States Army Survivor Benefit Plan payments after Grady E.
> Byrd's death.
> 3. Caterina A. Byrd is
> entitled to all other benefits to include Office of
> Personnel Management death benefits, United States Military
> Health Care, Long Term Health Insurance, and Veteran's
> Group Life Insurance after Grady E. Byrd's
> death.

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Compose Fwd: Box Fwd: statement Fwd: AD&D INSURAN Re: Box Re: Info

Re: Info

GRADY BYRD <cbsmail2006@yahoo.com>
To: Caterina Byrd
Sent: 02/20/14 at 7:21 PM

You get the same benefits whether we are married are not SBP, SS, and insurance
There is no difference.

If someone wants to attach my income the first thing they are going to do is come after your house if it is still in my name.

From: Caterina Byrd <caterina_byrd@yahoo.com>
To: GRADY BYRD <cbsmail2006@yahoo.com>
Sent: Friday, February 21, 2014 10:07 AM
Subject: Re: Info

Can't you put everything in my name, that way they can not touch what i have and i won't affect me with out getting a divorce, if we are not married i will loose lots of benefits, like SBP and i thought you were getting social security benefits and you're VA money and ret pension. I will never get married again and i don't want to be worried about money and if something wore to happen to you, at least i would get all the benefits of married spouse would get

On, Caterina Byrd <caterina_byrd@yahoo.com> wrote:
All of this info is scaring me, how much are u in debt and how all this will affecting me, and the retirement? if something happens to you, i cannot live on 3k a month?

On Thursday, February 20, 2014 5:33 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:
My finances are a mess. I just took out a 25k loan from USAA but it doesn't even touch the surface of what I owe.

I will be declaring bankruptcy soon. I will pay you and the 25k back so that your house is not affected.

The IRS has audited me and turned down all of my appeals. I am going to owe them a small fortune that I do not know how I am going to pay. I have a tax defense company helping me but they do not see a way out.

It is now time for a divorce. I do not want to affect your life by the things that are fixing to happen to me

I will find an online company that does divorces for cheap.

You will keep your house, cars, property, and credit rating. I will also continue to give you at least 3k every month. I will pay your taxes so you do not have that extra bill.

I will only sign over for 50% of my retirement which is the legal obligation so that I do not get into trouble again when I finally get straightened out.

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why is it going to make u poor? you have equal amount of money with all the other disability pay, i never asked for any of that , you are already giving me three thousand a month, and that is fine , and you know all my bills so its not like am going to have a lot . How is that going to hurt you, i know you want to move forward with your life i get it. but i need to have some kind of stability also, i want to have a home and secure monthly money so i can try to come to some happiness some day, i want the house to be mine, so i can leave to my son some day, i have tried to get a job, like i told you before it's not that easy, when i needed money , when you did not have i did not asked , i just sold all my jewelry , i did not bothered you all these years while you wore getting all your pays in other , Why don't you want for me to be taking care of in legal way, just asking? how is that going to affect you, You want to be able to put 3k month in my bank for the rest of your life, what is your plans on how i would get the money, is it coming directly from the army? just confused , thats all

On , Caterina Byrd <caterina_byrd@yahoo.com> wrote:

am the one is going to look poor, i will never be able to get a loan , you already been giving me 3k month.

On Wednesday, April 9, 2014 5:15 PM, Caterina Byrd <caterina_byrd@yahoo.com> wrote:

It,s not that am not satisfied , but i don't understand how you would be poor by putting in writing , you get all the other benefits from va disability and the combat pay that equals the army ret pay , their should be enough there for the both of us , you wqnt me to take your word that you will do the right thing by me, i have no idea what you may do in next few years you may get re-married and deciede not to pay me the full amount, How about the SBP was it not suppose to be the full amount of army ret pay?

What about the house .how are you going to sign it over to me?

On Tuesday, April 8, 2014 6:33 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:

I say 50% because retired pay usually goes up every year. When my retired pay go up you get more money.

My retired pay is 3017 a month after they deduct the payment for SBP. You are entitled to half of that which is 1508. You are not entitled to anymore money.

I give you 3000 a month because I think it is the right thing to do. If I was only going to give you 1500 I would not be giving you 3000 all these years.

I will always give the money to you but I do it because I want to not because anybody can make me do it. If I put everything in writing that you want I will never be able to get a loan in my own name. I will never be able to get ahead of my present life. I will have to live poor until I die.

I cannot work anymore. You can work but you refuse to work. If you want more money you must go get a job.

I will send you the papers. If you do not sign I will only pay you what I owe you and I will hire a lawyer to file the papers in court.

Re: BENEFITS

From: GRADY BYRD (cbsmail2006@yahoo.com)

To: caterina_byrd@yahoo.com

Date: Thursday, April 10, 2014, 2:47 PM PDT

The only thing I will put in writing is what you are entitled to by law.

I will give you the extra money as long as I live.

I do not care about usaa or any of your other issues.

I cannot deal with all of your crap. I cannot take it anymore. I've tried to be kind to you but you are forcing me to be someone that I do not want to be. You have the nerve to talk to me about grass and curtains. I should just give you what I am required by law and then lets see if you are worried about grass and curtains.

This is your last warning, take the deal I'm offering or you can ask a lawyer to try and get me to put what you want in writing.

I gurantee you your lawyer will tell you that you should have taken what I was offering.

Last chance.

From: Caterina Byrd <caterina_byrd@yahoo.com>

To: GRADY BYRD <cbsmail2006@yahoo.com>

Sent: Thursday, April 10, 2014 10:41 PM

Subject: Re: BENEFITS

You are unbelievable , why won't i want to leave joshua something , it hurts me deathly and sadness me . joshua has asked about you on regular basis, always asking if i hear from you , The button line is simple i agree with everything , i just need SOMEWHERE in the divorce agreement that i will be getting 3k month. I am not asking for more . you have other pensions, i don't want it . i just what i have been asking all along, I will not be bothering you after that. I hope that the transfer with the house is as easy as you think, ussa would want to know how am planning to pay for it. I don't want you to think i'm after all your money , i don't want to cause you any more added stress , all i need you to do is say i'm getting that amount for allimony or whatever you want to say,

On Wednesday, April 9, 2014 7:08 PM, GRADY BYRD <cbsmail2006@yahoo.com> wrote:
I have always done right by you. I can answer questions for you 100 times but you will not be satisfied. The bottom line is that I am not giving you any more than I give you now.

I have already told you I am doing a quit claim on the house. It will be part of the divorce package that the judge approves.

The money you get will go into your account the first of every month until I die. Then you will start receiving SBP and OPM payments.

You are unbelievable. You want to leave something for Joshua. I used to live in a tent so you would be okay. But I do not care anymore I just have to be done with you. I am trying to help you but my nerves are gone. Just writing these notes to you causes me great duress. I am going to try one last time.

I'm sending you the papers. You sign or I will hire a lawyer and take you to court. You see what you get then.

From: Caterina Byrd <caterina_byrd@yahoo.com>
To: GRADY BYRD <cbsmail2006@yahoo.com>
Sent: Thursday, April 10, 2014 9:16 AM
Subject: Re: BENEFITS

why is it going to make u poor? you have equal amount of money with all the other disability pay, i never asked for any of that , you are already giving me three thousand a month, and that is fine , and you know all my bills so its not like am going to have a lot . How is that going to hurt you, i know you want to move foward with your life i get it. but i need to have some kind of stability also, i want to have a home and secure monthly money so i can try to come to some happiness some day, i want the house to be mine, so i can leave to my son some day, i have tried to get a job, like i told you before it's not that easy, when i needed money , when you did not have i did not asked , i just sold all my jewerly , i did not bothered you all these years while you wore getting all your pays in other , Why don't you want for me to be taking care of in legal way, just asking? how is that going to affect you, You want to be able to put 3k month in my bank for the rest of your life, what is your plans on how i would get the money, is it coming directly from the army? just confused , thats all

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Fi

Sent from my iPad

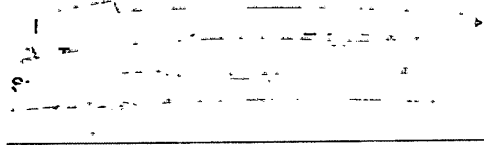
Begin forwarded message:

From: GRADY BYRD <cbsmail2006@yahoo.com>
Date: August 1, 2016 at 3:27:50 AM PDT
To: Caterina Byrd <caterina_byrd@yahoo.com>
Subject: Re: Military retirees ID card
Reply-To: GRADY BYRD <cbsmail2006@yahoo.com>

I do not know who to check with or what to check. Ask someone that you are talking for their email address and I will contact them and see what they want.

From: Caterina Byrd <caterina_byrd@yahoo.com>
To: cbsmail2006@yahoo.com
Sent: Friday, July 29, 2016 3:29 AM
Subject: Military retirees ID card

Tried to get my ID card yesterday, but even though I had power attorney letter and the divorce decree.... They told me they could not issue me an ID because in their computer shows married, so for that reason they told me I needed marriage license and ur retirement paperwork to see if am eligible for the id , lots of stuff I don't know, can you please check it out and let me know . Thanks



Sent from my iPad

Begin forwarded message:

From: Caterina Byrd <caterina_byrd@yahoo.com>
Date: August 11, 2016 at 12:39:27 PM PDT
To: Caterina Byrd <caterina_byrd@yahoo.com>
Subject: Re: Military retirees ID card
Reply-To: Caterina Byrd <caterina_byrd@yahoo.com>

How can that be possible ? I have no healthcare

On Wed, 8/10/16, Caterina Byrd <caterina_byrd@yahoo.com> wrote:

Subject: Re: Military retirees ID card
To: "GRADY BYRD" <cbsmail2006@yahoo.com>
Date: Wednesday, August 10, 2016, 2:53 PM

Hey , I don't know what to do
On the phone with tricare and they told me I have no longer
benefits as June 2014 and they told me to contact DEERS -
which I did and they also told me I no longer in the systems
for benefits as well .. They referred me to Army Resource
Command System 1-888-276-9472 and they also advised me I no
longer qualify for medical And I may be billed from
all past medical bills acquired after June 2014 - and that
worries me because I have been going to doctors , I was
under expression my medical was for life ? I need your help
on getting this solved . Thank you

On Mon, 8/1/16, GRADY BYRD <cbsmail2006@yahoo.com>
wrote:

Subject: Re: Military retirees ID card
To: "Caterina Byrd" <caterina_byrd@yahoo.com>
Date: Monday, August 1, 2016, 10:27 AM

I do not know who to
check with or what to check. Ask someone that you are
talking for their email address and I will contact them

From: [REDACTED]
To: roy Crev
Subject: [REDACTED]

Sent from my iPad

Begin forwarded message:

From: GRADY BYRD <cbsmail2006@yahoo.com>
Date: August 12, 2016 at 5:21:39 PM PDT
To: Caterina Byrd <caterina_byrd@yahoo.com>
Subject: Re: Military retirees ID card

I do not know the rules. I will start checking and try to figure it out.

From: Caterina Byrd <caterina_byrd@yahoo.com>;
To: GRADY BYRD <cbsmail2006@yahoo.com>;
Subject: Re: Military retirees ID card
Sent: Wed, Aug 10, 2016 2:53:58 PM

Hey , I don't know what to do On the phone with tricare and they told me I have no longer benefits as June 2014 and they told me to contact DEERS - which I did and they also told me I no longer in the systems for benefits as well .. They referred me to Army Resourse Command System 1-888-276-9472 and they also advised me I no longer qualify for medical And I may be billed from all past medical bills acquired after June 2014 - and that worries me because I have been going to doctors , I was under expression my medical was for life ? I need your help on getting this solved . Thank you

On Mon, 8/1/16, GRADY BYRD <cbsmail2006@yahoo.com> wrote:

Subject: Re: Military retirees ID card
To: "Caterina Byrd" <caterina_byrd@yahoo.com>
Date: Monday, August 1, 2016, 10:27 AM

I do not know who to
check with or what to check. Ask someone that you are
talking for their email address and I will contact them and
see what they want.

From: Caterina Byrd <caterina_byrd@yahoo.com>
To: cbsmail2006@yahoo.com

From: [REDACTED]
Subject: [REDACTED]
Date: [REDACTED]

Sent from my iPad

Begin forwarded message:

From: GRADY BYRD <cbsmail2006@yahoo.com>
Date: August 12, 2016 at 9:44:58 PM PDT
To: Caterina Byrd <caterina_byrd@yahoo.com>
Subject: Re: Military retirees ID card

You are what is called 20/20/15 former spouse. I was in army more than 20 years, we were married more than 20 years, and our marriage overlapped my service by 15 years. I checked and you are not entitled to any benefits after one year of the divorce. Nothing to be done that is the law.

If you are employed you need to enroll in company health care plan.

From: Caterina Byrd <caterina_byrd@yahoo.com>;
To: GRADY BYRD <cbsmail2006@yahoo.com>;
Subject: Re: Military retirees ID card
Sent: Sat, Aug 13, 2016 1:15:42 AM

Okay, Thank you

On Sat, 8/13/16, GRADY BYRD <cbsmail2006@yahoo.com> wrote:

Subject: Re: Military retirees ID card
To: "Caterina Byrd" <caterina_byrd@yahoo.com>
Date: Saturday, August 13, 2016, 12:21 AM

I do not know the rules.
I will start checking and try to figure it out.

Sent from my iPad

Begin forwarded message:

From: GRADY BYRD <cbsmail2006@yahoo.com>
Date: July 16, 2018 at 4:16:08 PM PDT
To: Caterina Byrd <caterina_byrd@yahoo.com>
Subject: car insurance
Reply-To: GRADY BYRD <cbsmail2006@yahoo.com>

I hate to bother you but I am having some serious health issues.

I had to have cancer surgery earlier this year and now I need 2 more surgeries.

I cannot afford to pay for these surgeries so I must come to lv to use the va.

I need to rent a car but insurance adds 28 dollars a day to the contract. I cannot afford this.


I need you to add me to your policy. I will pay all increases to your policy.

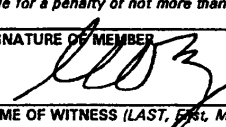
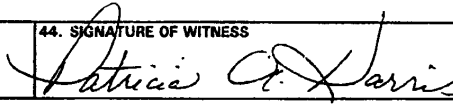
With me having a policy I do not have to purchase daily rental insurance.

I tried to get my own policy but I cannot get a policy without owning my a car.

This does not affect you in any manner it just takes some financial pressure off of me.

2)
b

| SECTION I - PAY IDENTIFICATION | | | | |
|--|--|--|--|---|
| 1. NAME (LAST, First, Middle Initial) BYRD, GRADY EDWARD | | 2. SOCIAL SECURITY NUMBER | | 3. RETIREMENT/TRANSFER DATE (Actual date pay will start) 1999/07/01 |
| 4. DATE OF BIRTH 1956/05/07 | | 5. RANK/RATE/BRANCH OF SERVICE CSM/E9/ARMY/RA | | 6. ROUTING NUMBER (See instructions) |
| 7. TYPE OF ACCOUNT (Savings(S) or Checking(C)) CHECKING | | 8. ACCOUNT NUMBER (See instructions) 294481 | | |
| 9. FINANCIAL INSTITUTION NAME AND ADDRESS (Street, City, State, and 9-digit ZIP Code) JAX NAVY FEDERAL CREDIT UNION PO BOX 45085 JACKSONVILLE FL 32232-5085 | | 10. CORRESPONDENCE ADDRESS (Street, Apartment No., City, State, 9-digit ZIP Code and Telephone Number) 6121 COLLINS RD #85 JACKSONVILLE FL 32244 904-779-2870 | | |
| SECTION II - FEDERAL EMPLOYMENT AGREEMENT (See Forms Completion Instructions) | | | | |
| 11. CERTIFICATION/SIGNATURE OF EMPLOYEE My signature signifies that I agree to notify the respective DFAS Center when I become employed by a Federal Agency. I will provide the effective date of employment, name and address (including ZIP Code) of the employing agency, and the amount of my salary.  SIGNATURE OF EMPLOYEE | | 12. COMPLETE ONLY IF YOU ARE A MEMBER OR FORMER MEMBER OF THE RESERVE COMPONENTS NOT ON ACTIVE DUTY RETIRING AT AGE 60. a. Do you receive or were you receiving on the date of retirement any VA compensation or salary from another Federal agency? <input type="checkbox"/> YES <input type="checkbox"/> NO b. Effective Date of Payment or Salary c. NAME AND ADDRESS OF FEDERAL AGENCY (Include 9-digit ZIP Code) d. TYPE OF PAYMENT e. AMOUNT OF PAYMENT | | |
| SECTION III - DESIGNATION OF BENEFICIARIES FOR UNPAID RETIRED PAY | | | | |
| 13. a. NAME (LAST, First, Middle Initial) | | b. ADDRESS (Street, City, State and ZIP Code) | | c. RELATIONSHIP |
| BYRD CATERINA A | | 6121 COLLINS RD #85 JACKSONVILLE FL 32244 | | SPOUSE |
| | | | | 100 % |
| | | | | % |
| | | | | % |
| | | | | % |
| SECTION IV - FEDERAL INCOME TAX WITHHOLDING INFORMATION (Submit information in Items 14 - 17 in lieu of IRS Form W-4 for tax purposes.) | | | | |
| 14. MARITAL STATUS <input type="checkbox"/> Single <input checked="" type="checkbox"/> Married <input type="checkbox"/> Married but withhold at higher single rate | | 15. TOTAL NUMBER OF EXEMPTIONS CLAIMED 1 | | 16. ADDITIONAL WITHHOLDING (OPTIONAL) |
| 17. I CLAIM EXEMPTION FROM WITHHOLDING; ENTER "EXEMPT" | | 18. ARE YOU A UNITED STATES CITIZEN? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO (If "no," see Section IV instructions). | | |
| SECTION V - VOLUNTARY STATE TAX WITHHOLDING | | | | |
| 19. STATE DESIGNATED TO RECEIVE TAX | | 20. REQUESTED MONTHLY AMOUNT (Not less than \$10.00) | | 21. RESIDENCE ADDRESS (If different than address listed in Item 10, enter Street, Apartment No., City, State and 9-digit ZIP Code) SAME AS CORRESPONDENCE ADDRESS (BLOCK 10) |
| SECTION VI - DEPENDENCY INFORMATION | | | | |
| 22. SPOUSE NAME (LAST, First, Middle Initial) BYRD CATERINA A | | 23. SPOUSE SOCIAL SECURITY NUMBER | | 24. SPOUSE DATE OF BIRTH 1963/07/24 |
| 25. DATE OF MARRIAGE 1983/09/10 | | 26. PLACE OF MARRIAGE (City and State) WAHIAWA, HI | | |
| 27. LIST YOUR DEPENDENT CHILD(REN) (Designate which child(ren) resulted from marriage to former spouse, if any. Indicate (FS) after relationship on "RELATIONSHIP" item. Use separate sheet of paper to list additional children.) | | | | |
| NAME a. | | DATE OF BIRTH b. | | SOCIAL SECURITY NUMBER c. |
| RELATIONSHIP (son, daughter, stepson, etc.) d. | | DISABLED (Yes or No) e. | | |
| BYRD JOSHUA E | | 1984/10/24 | | SON |
| | | | | N |
| | | | | |

| | | | | | | | | |
|--|--|--|--|--|-----------------------------|------------------------------|------------------------------|------------------------------|
| SECTION VII - SURVIVOR BENEFIT PLAN (SBP) ELECTION (See your Survivor Benefit Plan counselor before making an election.) | | | | | | | | |
| 28. BENEFICIARY CATEGORY (IES) (Check only one item AND circle applicable word) | | | | | | | | |
| <input type="checkbox"/> | a. I elect coverage for spouse only. (I do/do not have dependent children.) | | | | | | | |
| <input checked="" type="checkbox"/> | b. I elect coverage for spouse and child(ren). | | | | | | | |
| <input type="checkbox"/> | c. I elect coverage for children only. (I do/do not have a spouse.) | | | | | | | |
| <input type="checkbox"/> | d. I elect coverage for the person named in Item 30 who has an insurable interest in me (See Forms Completion Instructions). | | | | | | | |
| <input type="checkbox"/> | e. I elect coverage for the person named in Item 30 who is my former spouse (See Forms Completion Instructions and complete Former Spouse Election Statement). | | | | | | | |
| <input type="checkbox"/> | f. I elect coverage for the person named in Item 30 who is my former spouse and dependent child(ren) of that marriage (See Forms Completion Instructions and complete Former Spouse Election Statement). | | | | | | | |
| <input type="checkbox"/> | g. I elect not to participate in SBP (I do/do not have eligible dependents under the plan.) | | | | | | | |
| 29. LEVEL OF COVERAGE: (Complete unless 28d or 28g was selected above. See Forms Completion Instructions) | | | | | | | | |
| <input checked="" type="checkbox"/> | a. I elect coverage to be based on full gross retirement pay. | | | | | | | |
| <input type="checkbox"/> | b. I elect coverage with a reduced base amount of \$ _____ (See Forms Completion Instructions). | | | | | | | |
| <input type="checkbox"/> | c. I elect basic coverage based on full gross pay plus supplemental coverage of (Check one) | | | <input type="checkbox"/> NONE | <input type="checkbox"/> 5% | <input type="checkbox"/> 10% | <input type="checkbox"/> 15% | <input type="checkbox"/> 20% |
| By electing supplemental coverage, I understand that I waive my right to use the social security offset method of computing the Survivor Benefit at age 62 and older (See Forms Completion Instructions). | | | | | | | | |
| 30. NAME OF INSURABLE INTEREST OR FORMER SPOUSE BENEFICIARY (LAST, First, Middle Initial) | | | | 31. SOCIAL SECURITY NUMBER | | 32. RELATIONSHIP | | 33. DATE OF BIRTH |
| 34. ADDRESS (Street, City, State and ZIP Code) | | | | | | | | |
| SECTION VIII - SURVIVOR BENEFIT SPOUSAL CONCURRENCE (Required when member is married and does not elect full coverage.) | | | | | | | | |
| I hereby concur with the Survivor Benefit Plan election made by my spouse. I have received information that explains the options available and the effects of those options. I have signed this statement of my own free will. | | | | | | | | |
| 35. SIGNATURE OF SPOUSE | | | | | | | 36. DATE | |
| 37. NAME OF WITNESS (LAST, First, Middle Initial) | | | | 38. SIGNATURE OF WITNESS | | | | |
| 39. ADDRESS OF WITNESS (Street, City, State and ZIP Code) | | | | | | | 40. DATE | |
| SECTION IX - CERTIFICATION | | | | | | | | |
| Under penalties of perjury, I certify that the number of withholding exemptions claimed does not exceed the number to which I am entitled, and that all statements on this form are made with full knowledge of the penalties for making false statements (18 U.S. Code 287 and 1001 provide for a penalty of not more than \$10,000 fine, or 5 years in prison, or both). | | | | | | | | |
| 41. SIGNATURE OF MEMBER | | | | | | | 42. DATE | |
|  | | | | | | | 10 MAR 99 | |
| 43. NAME OF WITNESS (LAST, First, Middle Initial) | | | | 44. SIGNATURE OF WITNESS | | | | |
| PATRICIA A HARRIS | | | |  | | | | |
| 45. ADDRESS OF WITNESS (Street, City, State and ZIP Code) | | | | | | | 46. DATE | |
| PO BOX 52373 FT BENNING GA 31995-2373 | | | | | | | 10 Mar 99 | |

myPay

RAS

Main | Exit

Turn On/Off Hard Copy Annual RAS

View other RAS

Go

DEC 03, 2017 ▼

| RETIREE ACCOUNT STATEMENT | | | | | |
|--|------------|--|---|---|------------|
| STATEMENT EFFECTIVE DATE DEC 03, 2017 | | NEW PAY DUE AS OF DEC 29, 2017 | | SSN *****0049 | |
| PLEASE REMEMBER TO NOTIFY DFAS IF YOUR ADDRESS CHANGES CSM GRADY E BYRD USA RET PUROK 2 CANGMATING SIBULAN NEGROS ORIENTAL DUMAQUETE PHILIPPINES | | | | DFAS-CL POINTS OF CONTACT | |
| | | | | Defense Finance and Accounting Service US Military Retirement Pay 8899 E 56TH Street Indianapolis, IN 46249-1200 COMMERCIAL (216) 522-5955 TOLL FREE 1-800-321-1080 TOLL FREE FAX 1-800-469-6559 myPay https://myPay.dfas.mil | |
| PAY ITEM DESCRIPTION | | | | | |
| ITEM | OLD | NEW | ITEM | OLD | NEW |
| GROSS PAY | .00 | 3,272.00 | NET PAY | .00 | .00 |
| VA WAIVER | .00 | 3,139.67 | | | |
| SBP COSTS | .00 | 213.39 | | | |
| PAYMENT ADDRESS | | | YEAR TO DATE SUMMARY (FOR INFORMATION ONLY) | | |
| DIRECT DEPOSIT ROUTING NUMBER - 08030107 ACCT NUMBER ENDING IN - 6000 | | | | | |
| TAXES | | | | | |
| FEDERAL WITHHOLDING STATUS: | | MARRIED 02 | | | |
| TOTAL EXEMPTIONS: | | | | | |
| SURVIVOR BENEFIT PLAN (SBP) COVERAGE | | | | | |
| SBP COVERAGE TYPE: | | SPOUSE ONLY | | ANNUITY BASE AMOUNT: | |
| SPOUSE ONLY COST: | | 213.39 | | SPOUSE DOB: | |
| | | | | 3,282.87 JUL 24, 1963 | |
| THE ANNUITY PAYABLE IS 55% OF YOUR ANNUITY BASE AMOUNT WHICH IS 1,805.58 | | | | | |

RA000506

For the year Jan. 1--Dec. 31, 2015, or other tax year beginning , 2015, ending , 20

CATERINA A BYRD
2120 LOOKOUT POINT CIR
LAS VEGAS NV 89117

See separate instructions.

Your social security number
5274

Spouse's social security no.

▲ Make sure the SSN(s) above and on line 6c are correct.

Presidential Election Campaign
Check here if you, or your spouse if filing jointly, want \$3 to go to this fund. Checking a box below will not change your tax or refund. ☐ You ☐ Spouse

Filing Status
1 ☒ Single
2 ☐ Married filing jointly (even if only one had income)
3 ☐ Married filing separately. Enter spouse's SSN above and full name here.
4 ☐ Head of household (with qualifying person). (See instructions.) If the qualifying person is a child but not your dependent, enter this child's name here.
5 ☐ Qualifying widow(er) with dependent child

Exemptions
If more than four dependents, see inst. & check here ☐
6a ☒ Yourself. If someone can claim you as a dependent, do not check box 6a
b ☐ Spouse
c **Dependents:**
(1) First name Last name (2) Dependent's social security number (3) Dependent's relationship to you (4) ☒ if child under age 17 qualifying for child tax credit (see inst.)
Boxes checked on 6a and 6b 1
No. of children on 6c who:
• lived with you 0
• did not live with you due to divorce or separation (see inst.) 0
Dependents on 6c not entered above 0
Add numbers on lines above 1
d Total number of exemptions claimed 1

Income
7 Wages, salaries, tips, etc. Attach Form(s) W-2 7 0
8a Taxable interest. Attach Schedule B if required 8a
b Tax-exempt interest. Do not include on line 8a 8b
9a Ordinary dividends. Attach Schedule B if required 9a
b Qualified dividends 9b
10 Taxable refunds, credits, or offsets of state and local income taxes 10
11 Alimony received 11 18,000
12 Business income or (loss). Attach Schedule C or C-EZ 12
13 Capital gain or (loss). Attach Schedule D if required. If not required, check here ☐ 13
14 Other gains or (losses). Attach Form 4797 14
15a IRA distributions 15a b Taxable amount 15b
16a Pensions and annuities 16a b Taxable amount 16b
17 Rental real estate, royalties, partnerships, S corporations, trusts, etc. Attach Schedule E 17
18 Farm income or (loss). Attach Schedule F 18
19 Unemployment compensation 19
20a Social security benefits 20a b Taxable amount 20b
21 Other income. List type and amount 21
22 Combine the amts. in the far right column for lines 7 through 21. This is your total income 22 18,000

Adjusted Gross Income
23 Educator expenses 23
24 Certain business expenses of reservists, performing artists, and fee-basis government officials. Attach Form 2106 or 2106-EZ 24
25 Health savings account deduction. Attach Form 8889 25
26 Moving expenses. Attach Form 3903 26
27 Deductible part of self-employment tax. Attach Schedule SE 27
28 Self-employed SEP, SIMPLE, and qualified plans 28
29 Self-employed health insurance deduction 29
30 Penalty on early withdrawal of savings 30
31a Alimony paid b Recipient's SSN 31a
32 IRA deduction 32
33 Student loan interest deduction 33
34 Tuition and fees. Attach Form 8917 34
35 Domestic production activities ded. Attach Form 8903 35
36 Add lines 23 through 35 36 0
37 Subtract line 36 from line 22. This is your adjusted gross income 37 18,000

For Disclosure, Privacy Act, and Paperwork Reduction Act Notice, see separate instructions.

Form **1040** (2015)

| | | | | | |
|---|--|--|---|--------|--|
| Tax and Credits | 38 | Amount from line 37 (adjusted gross income) | 38 | 18,000 | |
| Standard Deduction for-- ● People who check any box on line 39a or 39b or who can be claimed as a dependent, see instructions. ● All others: Single or Married filing separately, \$6,300 Married filing jointly or Qualifying widow(er), \$12,600 Head of household, \$9,250 | 39a | Check <input type="checkbox"/> You were born before January 2, 1951, <input type="checkbox"/> Blind. Total boxes if: <input type="checkbox"/> Spouse was born before January 2, 1951, <input type="checkbox"/> Blind. checked ▶ 39a | | | |
| | b | If your spouse itemizes on a separate return or you were a dual-status alien, check here ▶ 39b | | | |
| | 40 | Itemized deductions (from Schedule A) or your standard deduction (see left margin) | 40 | 17,748 | |
| | 41 | Subtract line 40 from line 38 | 41 | 252 | |
| | 42 | Exemptions. If line 38 is \$154,950 or less, multiply \$4,000 by the number on line 6d. Otherwise, see instructions | 42 | 4,000 | |
| | 43 | Taxable income. Subtract line 42 from line 41. If line 42 is more than line 41, enter -0- | 43 | | |
| | 44 | Tax (see instructions). Check if any from: a <input type="checkbox"/> Form(s) 8814 b <input type="checkbox"/> Form 4972 c <input type="checkbox"/> | 44 | | |
| | 45 | Alternative minimum tax (see instructions). Attach Form 6251. | 45 | | |
| | 46 | Excess advance premium tax credit repayment. Attach Form 8962 | 46 | | |
| | 47 | Add lines 44, 45 and 46 | 47 | | |
| | 48 | Foreign tax credit. Attach Form 1116 if required | 48 | | |
| | 49 | Credit for child & dependent care expenses. Attach Form 2441 | 49 | | |
| | 50 | Education credits from Form 8863, line 19 | 50 | | |
| | 51 | Retirement savings contributions credit. Attach Form 8880 | 51 | | |
| | 52 | Child tax credit. Attach Schedule 8812, if required | 52 | | |
| 53 | Residential energy credit. Attach Form 5695 | 53 | | | |
| 54 | Other credits from Form: a <input type="checkbox"/> 3800 b <input type="checkbox"/> 8801 c <input type="checkbox"/> | 54 | | | |
| 55 | Add lines 48 through 54. These are your total credits | 55 | | | |
| 56 | Subtract line 55 from line 47. If line 55 is more than line 47, enter -0- | 56 | | | |
| Other Taxes | 57 | Self-employment tax. Attach Schedule SE | 57 | | |
| | 58 | Unreported social security and Medicare tax from Form: a <input type="checkbox"/> 4137 b <input type="checkbox"/> 8919 | 58 | | |
| | 59 | Additional tax on IRAs, other qualified retirement plans, etc. Attach Form 5329 if required | 59 | | |
| | 60a | Household employment taxes from Schedule H | 60a | | |
| | b | First-time homebuyer credit repayment. Attach Form 5405 if required | 60b | | |
| | 61 | Health care: individual responsibility (see instructions) Full-year coverage <input checked="" type="checkbox"/> | 61 | | |
| | 62 | Taxes from: a <input type="checkbox"/> Form 8959 b <input type="checkbox"/> Form 8960 c <input type="checkbox"/> Instructions; enter code(s) | 62 | | |
| | 63 | Add lines 56 through 62. This is your total tax | 63 | | |
| | Payments | 64 | Federal income tax withheld from Forms W-2 and 1099 | 64 | |
| | | 65 | 2015 estimated tax payments & amt. applied from 2014 return | 65 | |
| 66a | | Earned income credit (EIC) | 66a | | |
| b | | Nontaxable combat pay election <input type="checkbox"/> 66b | | | |
| 67 | | Additional child tax credit. Attach Schedule 8812 | 67 | | |
| 68 | | American opportunity credit from Form 8863, line 8 | 68 | | |
| 69 | | Net premium tax credit. Attach Form 8962 | 69 | | |
| 70 | | Amount paid with request for extension to file | 70 | | |
| 71 | | Excess social security and tier 1 RRTA tax withheld | 71 | | |
| 72 | | Credit for federal tax on fuels. Attach Form 4136 | 72 | | |
| 73 | Credits from Form: a <input type="checkbox"/> 2439 b <input checked="" type="checkbox"/> Reserved c <input type="checkbox"/> 8885 d <input type="checkbox"/> | 73 | | | |
| 74 | Add lines 64, 65, 66a, and 67 through 73. These are your total payments | 74 | | | |
| Refund | 75 | If line 74 is more than line 63, subtract line 63 from line 74. This is the amount you overpaid | 75 | | |
| | 76a | Amount of line 75 you want refunded to you . If Form 8888 is attached, check here <input type="checkbox"/> | 76a | | |
| | b | Routing no. <input type="checkbox"/> c Type: <input type="checkbox"/> Checking <input type="checkbox"/> Savings | | | |
| d | Account no. <input type="checkbox"/> | | | | |
| 77 | Amt. of line 75 you want applied to your 2016 estimated tax ▶ 77 | 77 | | | |
| Amount You Owe | 78 | Amount you owe. Subtract line 74 from line 63. For details on how to pay, see instructions ▶ | 78 | | |
| | 79 | Estimated tax penalty (see instructions) | 79 | | |
| Third Party Designee | Do you want to allow another person to discuss this return with the IRS (see instructions)? <input checked="" type="checkbox"/> Yes. Complete below. <input type="checkbox"/> No | | | | |
| Sign Here | Designee's name ▶ <u>HRB TAX GROUP INC</u> Phone no. ▶ <u>702-658-0425</u> Personal identification number (PIN) ▶ <u>27836</u> Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge. Your signature <u>[Signature]</u> Date <u>12-10-2016</u> Your occupation <u>HOMEMAKER</u> Daytime phone number <u></u> Spouse's signature <u>[Signature]</u> Date <u>12-10-2016</u> Spouse's occupation <u></u> If the IRS sent you an Identity Protection PIN, enter it here (see inst.) <u></u> | | | | |
| Paid Preparer Use Only | Print/Type preparer's name <u>LA TONYA LEFFALL</u> Preparer's signature <u>[Signature]</u> Date <u>12-10-2016</u> Check <input type="checkbox"/> if self-employed PTIN <u>P01530464</u> Firm's name ▶ <u>HRB TAX GROUP INC</u> Firm's EIN ▶ <u>431871840</u> Firm's address ▶ <u>3171 N RAINBOW BLVD</u> Phone no. <u>702-658-0425</u> <u>LAS VEGAS NV 89108</u> | | | | |

| | | | | | | |
|---|--|--|--|--|--|--|
| Form 1040 | | Department of the Treasury—Internal Revenue Service (99) | | 2016 | OMB No. 1545-0074 | IRS Use Only—Do not write or staple in this space. |
| For the year Jan. 1–Dec. 31, 2016, or other tax year beginning , 2016, ending , 20 | | | | | | See separate instructions. |
| Your first name and initial CATERINA A. | | Last name Byrd | | Your social security number 5274 | | |
| If a joint return, spouse's first name and initial | | Last name | | Spouse's social security number | | |
| Home address (number and street). If you have a P.O. box, see instructions. 2120 Lookout Point Circle | | | | Apt. no. | | ▲ Make sure the SSN(s) above and on line 5c are correct. |
| City, town or post office, state, and ZIP code. If you have a foreign address, also complete spaces below (see instructions). Las Vegas, NV 89117 | | | | Foreign country name | | |
| Foreign province/state/county | | | | Foreign postal code | | Presidential Election Campaign |
| | | | | | | Check here if you, or your spouse if filing jointly, want \$3 to go to this fund. Checking a box below will not change your tax or refund. <input type="checkbox"/> You <input type="checkbox"/> Spouse |
| Filing Status | | | | | | |
| 1 <input checked="" type="checkbox"/> Single | | 4 <input type="checkbox"/> Head of household (with qualifying person). (See instructions.) If the qualifying person is a child but not your dependent, enter this child's name here. ▶ | | | | |
| 2 <input type="checkbox"/> Married filing jointly (even if only one had income) | | 5 <input type="checkbox"/> Qualifying widow(er) with dependent child | | | | |
| 3 <input type="checkbox"/> Married filing separately. Enter spouse's SSN above and full name here. ▶ | | | | | | |
| Check only one box. | | | | | | |
| Exemptions | | | | | | |
| 6a <input checked="" type="checkbox"/> Yourself. If someone can claim you as a dependent, do not check box 6a | | Boxes checked on 6a and 6b 1 | | | | |
| b <input type="checkbox"/> Spouse | | No. of children on 6c who: * lived with you * did not live with you due to divorce or separation (see instructions) | | | | |
| c Dependents: | | Dependents on 6c not entered above | | | | |
| (1) First name | | (2) Dependent's social security number | | (3) Dependent's relationship to you | (4) <input checked="" type="checkbox"/> If child under age 17 qualifying for child tax credit (see instructions) | Add numbers on lines above ▶ 1 |
| Last name | | | | | | |
| If more than four dependents, see instructions and check here ▶ <input type="checkbox"/> | | | | | | |
| d Total number of exemptions claimed | | | | | | |
| Income | | | | | | |
| 7 Wages, salaries, tips, etc. Attach Form(s) W-2 | | 7 | | | | |
| 8a Taxable interest. Attach Schedule B if required | | 8a | | | | |
| b Tax-exempt interest. Do not include on line 8a | | 8b | | | | |
| 9a Ordinary dividends. Attach Schedule B if required | | 9a | | | | |
| b Qualified dividends | | 9b | | | | |
| 10 Taxable refunds, credits, or offsets of state and local income taxes | | 10 | | | | |
| 11 Alimony received | | 11 | | 18,000.00 | | |
| 12 Business income or (loss). Attach Schedule C or C-EZ | | 12 | | | | |
| 13 Capital gain or (loss). Attach Schedule D if required. If not required, check here ▶ <input type="checkbox"/> | | 13 | | | | |
| 14 Other gains or (losses). Attach Form 4797 | | 14 | | | | |
| 15a IRA distributions | | 15a | | b Taxable amount | | 15b |
| 16a Pensions and annuities | | 16a | | b Taxable amount | | 16b |
| 17 Rental real estate, royalties, partnerships, S corporations, trusts, etc. Attach Schedule E | | 17 | | | | |
| 18 Farm income or (loss). Attach Schedule F | | 18 | | | | |
| 19 Unemployment compensation | | 19 | | | | |
| 20a Social security benefits | | 20a | | b Taxable amount | | 20b |
| 21 Other income. List type and amount | | 21 | | | | |
| 22 Combine the amounts in the far right column for lines 7 through 21. This is your total income ▶ | | 22 | | 18,000.00 | | |
| Adjusted Gross Income | | | | | | |
| 23 Educator expenses | | 23 | | | | |
| 24 Certain business expenses of reservists, performing artists, and fee-basis government officials. Attach Form 2106 or 2106-EZ | | 24 | | | | |
| 25 Health savings account deduction. Attach Form 8889 | | 25 | | | | |
| 26 Moving expenses. Attach Form 3903 | | 26 | | | | |
| 27 Deductible part of self-employment tax. Attach Schedule SE | | 27 | | | | |
| 28 Self-employed SEP, SIMPLE, and qualified plans | | 28 | | | | |
| 29 Self-employed health insurance deduction | | 29 | | | | |
| 30 Penalty on early withdrawal of savings | | 30 | | | | |
| 31a Alimony paid b Recipient's SSN ▶ | | 31a | | | | |
| 32 IRA deduction | | 32 | | | | |
| 33 Student loan interest deduction | | 33 | | | | |
| 34 Tuition and fees. Attach Form 8917 | | 34 | | | | |
| 35 Domestic production activities deduction. Attach Form 8903 | | 35 | | | | |
| 36 Add lines 23 through 35 | | 36 | | | | |
| 37 Subtract line 36 from line 22. This is your adjusted gross income ▶ | | 37 | | 18,000.00 | | |

For Disclosure, Privacy Act, and Paperwork Reduction Act Notice, see separate instructions.

Cat. No. 11320B

Form **1040** (2016)

RA000509

Tax and Credits

Standard Deduction for—

• People who check any box on line 39a or 39b or who can be claimed as a dependent, see instructions.

• All others: Single or Married filing separately, \$6,300

Married filing jointly or Qualifying widow(er), \$12,600

Head of household, \$9,300

| | | | |
|-----|---|----|-----------|
| 38 | Amount from line 37 (adjusted gross income) | 38 | 18,000.00 |
| 39a | Check <input type="checkbox"/> You were born before January 2, 1952, <input type="checkbox"/> Blind. <input type="checkbox"/> Spouse was born before January 2, 1952, <input type="checkbox"/> Blind. Total boxes checked <input checked="" type="checkbox"/> 39a | | |
| b | If your spouse itemizes on a separate return or you were a dual-status alien, check here <input type="checkbox"/> 39b | | |
| 40 | Itemized deductions (from Schedule A) or your standard deduction (see left margin) | 40 | 12,300.00 |
| 41 | Subtract line 40 from line 38 | 41 | 5,700.00 |
| 42 | Exemptions. If line 38 is \$155,650 or less, multiply \$4,050 by the number on line 6d. Otherwise, see instructions | 42 | 4,050.00 |
| 43 | Taxable income. Subtract line 42 from line 41. If line 42 is more than line 41, enter -0- | 43 | 1,650.00 |
| 44 | Tax (see instructions). Check if any from: a <input type="checkbox"/> Form(s) 8814 b <input type="checkbox"/> Form 4972 c <input type="checkbox"/> | 44 | 763.00 |
| 45 | Alternative minimum tax (see instructions). Attach Form 6251 | 45 | |
| 46 | Excess advance premium tax credit repayment. Attach Form 8962 | 46 | |
| 47 | Add lines 44, 45, and 46 | 47 | 763.00 |
| 48 | Foreign tax credit. Attach Form 1116 if required | 48 | |
| 49 | Credit for child and dependent care expenses. Attach Form 2441 | 49 | |
| 50 | Education credits from Form 8863, line 19 | 50 | |
| 51 | Retirement savings contributions credit. Attach Form 8880 | 51 | |
| 52 | Child tax credit. Attach Schedule 8812, if required | 52 | |
| 53 | Residential energy credits. Attach Form 5695 | 53 | |
| 54 | Other credits from Form: a <input type="checkbox"/> 3800 b <input type="checkbox"/> 8801 c <input type="checkbox"/> | 54 | |
| 55 | Add lines 48 through 54. These are your total credits | 55 | 0.00 |
| 56 | Subtract line 55 from line 47. If line 55 is more than line 47, enter -0- | 56 | 763.00 |

Other Taxes

| | | | |
|-----|--|-----|----------|
| 57 | Self-employment tax. Attach Schedule SE | 57 | |
| 58 | Unreported social security and Medicare tax from Form: a <input type="checkbox"/> 4137 b <input type="checkbox"/> 8919 | 58 | |
| 59 | Additional tax on IRAs, other qualified retirement plans, etc. Attach Form 5329 if required | 59 | |
| 60a | Household employment taxes from Schedule H | 60a | |
| b | First-time homebuyer credit repayment. Attach Form 5405 if required | 60b | |
| 61 | Health care: individual responsibility (see instructions) Full-year coverage <input type="checkbox"/> | 61 | 695.00 |
| 62 | Taxes from: a <input type="checkbox"/> Form 8959 b <input type="checkbox"/> Form 8960 c <input type="checkbox"/> Instructions; enter code(s) | 62 | |
| 63 | Add lines 58 through 62. This is your total tax | 63 | 1,458.00 |

Payments

If you have a qualifying child, attach Schedule EIC.

| | | | |
|-----|---|-----|------|
| 64 | Federal income tax withheld from Forms W-2 and 1099 | 64 | |
| 65 | 2016 estimated tax payments and amount applied from 2015 return | 65 | |
| 66a | Earned income credit (EIC) | 66a | |
| b | Nontaxable combat pay election <input type="checkbox"/> 66b | | |
| 67 | Additional child tax credit. Attach Schedule 8812 | 67 | |
| 68 | American opportunity credit from Form 8863, line 8 | 68 | |
| 69 | Net premium tax credit. Attach Form 8962 | 69 | |
| 70 | Amount paid with request for extension to file | 70 | |
| 71 | Excess social security and tier 1 RRTA tax withheld | 71 | |
| 72 | Credit for federal tax on fuels. Attach Form 4136 | 72 | |
| 73 | Credits from Form: a <input type="checkbox"/> 2439 b <input type="checkbox"/> Reserved c <input type="checkbox"/> 8885 d <input type="checkbox"/> | 73 | |
| 74 | Add lines 64, 65, 66a, and 67 through 73. These are your total payments | 74 | 0.00 |

Refund

Direct deposit? See instructions.

| | | | |
|-----|---|--|------------|
| 75 | If line 74 is more than line 63, subtract line 63 from line 74. This is the amount you overpaid | 75 | |
| 76a | Amount of line 75 you want refunded to you. If Form 8888 is attached, check here <input type="checkbox"/> | 76a | |
| b | Routing number | c Type: <input type="checkbox"/> Checking <input type="checkbox"/> Savings | |
| d | Account number | | |
| 77 | Amount of line 75 you want applied to your 2017 estimated tax | 77 | |
| 78 | Amount you owe. Subtract line 74 from line 63. For details on how to pay, see instructions | 78 | \$1,458.00 |
| 79 | Estimated tax penalty (see instructions) | 79 | |

Third Party Designee

Do you want to allow another person to discuss this return with the IRS (see instructions)? ☐ Yes. Complete below. ☒ No

Designee's name Phone no.

Personal identification number (PIN)

Sign Here

Joint return? See instructions. Keep a copy for your records.

Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and accurately list all amounts and sources of income I received during the tax year. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

| | | | |
|--|--------|-----------------------|----------------------|
| Preparer's signature | Date | Preparer's occupation | Daytime phone number |
| <i>Robert B. [Signature]</i> | 3/6/17 | Homeowner | 904-294-7374 |
| Spouse's signature. If a joint return, both must sign. | Date | Spouse's occupation | |
| | | | |

If the IRS sent you an Identity Protection PIN, enter it here (see inst.)

Paid Preparer Use Only

| | | | |
|----------------------------|----------------------|------|---|
| Print/Type preparer's name | Preparer's signature | Date | Check <input type="checkbox"/> if self-employed |
| Firm's name | | | PTIN |
| Firm's address | | | Firm's EIN |
| | | | Phone no. |

For the year Jan. 1–Dec. 31, 2017, or other tax year beginning , 2017, ending , 20 See separate instructions.

Your first name and initial Caterina A. Last name Byrd Your social security number 5274
If a joint return, spouse's first name and initial Last name Spouse's social security number

Home address (number and street). If you have a P.O. box, see instructions. 2120 Lookout Point Circle Apt. no. ▲ Make sure the SSN(s) above and on line 6c are correct.

City, town or post office, state, and ZIP code. If you have a foreign address, also complete spaces below (see instructions). Las Vegas, NV 89117

Foreign country name Foreign province/state/county Foreign postal code

Filing Status 1 ☒ Single 4 ☐ Head of household (with qualifying person). (See instructions.)
2 ☐ Married filing jointly (even if only one had income) If the qualifying person is a child but not your dependent, enter this child's name here. ▲
3 ☐ Married filing separately. Enter spouse's SSN above and full name here. ▲ 5 ☐ Qualifying widow(er) (see instructions)

Exemptions 6a ☐ Yourself. If someone can claim you as a dependent, do not check box 6a.
b ☐ Spouse
c **Dependents:** (1) First name Last name (2) Dependent's social security number (3) Dependent's relationship to you (4) ☒ if child under age 17 qualifying for child tax credit (see instructions)
If more than four dependents, see instructions and check here ☐ **Boxes checked on 6a and 6b** 1
No. of children on 6c who:
* lived with you 0
* did not live with you due to divorce or separation (see instructions) 0
Dependents on 6c not entered above
Add numbers on lines above 1

Income 7 Wages, salaries, tips, etc. Attach Form(s) W-2 7 18,000.00
8a **Taxable interest.** Attach Schedule B if required 8a —
b **Tax-exempt interest.** Do not include on line 8a. 8b —
9a Ordinary dividends. Attach Schedule B if required 9a —
b Qualified dividends 9b —
10 Taxable refunds, credits, or offsets of state and local income taxes 10 —
11 Alimony received 11 —
12 Business income or (loss). Attach Schedule C or C-EZ 12 —
13 Capital gain or (loss). Attach Schedule D if required. If not required, check here ☐ 13 —
14 Other gains or (losses). Attach Form 4797. 14 —
15a IRA distributions 15a — b Taxable amount 15b —
16a Pensions and annuities 16a — b Taxable amount 16b —
17 Rental real estate, royalties, partnerships, S corporations, trusts, etc. Attach Schedule E 17 —
18 Farm income or (loss). Attach Schedule F 18 —
19 Unemployment compensation 19 —
20a Social security benefits 20a — b Taxable amount 20b —
21 Other income. List type and amount 21 —
22 Combine the amounts in the far right column for lines 7 through 21. This is your **total income** 22 18,000.00

Adjusted Gross Income 23 Educator expenses 23 —
24 Certain business expenses of reservists, performing artists, and fee-basis government officials. Attach Form 2106 or 2106-EZ 24 —
25 Health savings account deduction. Attach Form 8889 25 —
26 Moving expenses. Attach Form 3903 26 —
27 Deductible part of self-employment tax. Attach Schedule SE 27 —
28 Self-employed SEP, SIMPLE, and qualified plans 28 —
29 Self-employed health insurance deduction 29 —
30 Penalty on early withdrawal of savings 30 —
31a Alimony paid b Recipient's SSN — 31a —
32 IRA deduction 32 —
33 Student loan interest deduction 33 —
34 Reserved for future use 34 —
35 Domestic production activities deduction. Attach Form 8903 35 —
36 Add lines 23 through 35 36 0.00
37 Subtract line 36 from line 22. This is your **adjusted gross income** 37 18,000.00

| | | | | |
|--|--|---|---|--|
| 38 Amount from line 37 (adjusted gross income) | | 38 | 18,000 | 00 |
| Tax and Credits | 39a Check <input type="checkbox"/> You were born before January 2, 1953, <input type="checkbox"/> Blind. <input type="checkbox"/> Spouse was born before January 2, 1953, <input type="checkbox"/> Blind. Total boxes checked 39a <input type="checkbox"/> 0 | | | |
| | b If your spouse itemizes on a separate return or you were a dual-status alien, check here 39b <input type="checkbox"/> | | | |
| | 40 Itemized deductions (from Schedule A) or your standard deduction (see left margin) | 40 | 14,850 | 19 |
| | 41 Subtract line 40 from line 38 | 41 | 3,141 | 81 |
| | 42 Exemptions. If line 38 is \$156,900 or less, multiply \$4,050 by the number on line 6d. Otherwise, see instructions | 42 | 4,050 | 00 |
| | 43 Taxable income. Subtract line 42 from line 41. If line 42 is more than line 41, enter -0- | 43 | | |
| | 44 Tax (see instructions). Check if any from: a <input type="checkbox"/> Form(s) 8814 b <input type="checkbox"/> Form 4972 c <input type="checkbox"/> | 44 | | |
| | 45 Alternative minimum tax (see instructions). Attach Form 6251 | 45 | | |
| | 46 Excess advance premium tax credit repayment. Attach Form 8962 | 46 | | |
| | 47 Add lines 44, 45, and 46 | 47 | | |
| 48 Foreign tax credit. Attach Form 1116 if required | 48 | | | |
| 49 Credit for child and dependent care expenses. Attach Form 2441 | 49 | | | |
| 50 Education credits from Form 8863, line 19 | 50 | | | |
| 51 Retirement savings contributions credit. Attach Form 8880 | 51 | | | |
| 52 Child tax credit. Attach Schedule 8812, if required | 52 | | | |
| 53 Residential energy credit. Attach Form 5695 | 53 | | | |
| 54 Other credits from Form: a <input type="checkbox"/> 3800 b <input type="checkbox"/> 8801 c <input type="checkbox"/> | 54 | | | |
| 55 Add lines 48 through 54. These are your total credits | 55 | | | |
| 56 Subtract line 55 from line 47. If line 55 is more than line 47, enter -0- | 56 | | | |
| 57 Self-employment tax. Attach Schedule SE | 57 | | | |
| 58 Unreported social security and Medicare tax from Form: a <input type="checkbox"/> 4137 b <input type="checkbox"/> 8919 | 58 | | | |
| 59 Additional tax on IRAs, other qualified retirement plans, etc. Attach Form 5329 if required | 59 | | | |
| 60a Household employment taxes from Schedule H | 60a | | | |
| b First-time homebuyer credit repayment. Attach Form 5405 if required | 60b | | | |
| 61 Health care: individual responsibility (see instructions) Full-year coverage <input type="checkbox"/> | 61 | | | |
| 62 Taxes from: a <input type="checkbox"/> Form 8959 b <input type="checkbox"/> Form 8960 c <input type="checkbox"/> Instructions; enter code(s) | 62 | | | |
| 63 Add lines 56 through 62. This is your total tax | 63 | | | |
| Payments | 64 Federal income tax withheld from Forms W-2 and 1099 | 64 | | |
| | 65 2017 estimated tax payments and amount applied from 2016 return | 65 | | |
| | 66a Earned income credit (EIC) | 66a | | |
| | b Nontaxable combat pay election 66b | | | |
| | 67 Additional child tax credit. Attach Schedule 8812 | 67 | | |
| | 68 American opportunity credit from Form 8863, line 8 | 68 | | |
| | 69 Net premium tax credit. Attach Form 8962 | 69 | | |
| | 70 Amount paid with request for extension to file | 70 | | |
| | 71 Excess social security and tier 1 RRTA tax withheld | 71 | | |
| | 72 Credit for federal tax on fuels. Attach Form 4136 | 72 | | |
| 73 Credits from Form: a <input type="checkbox"/> 2439 b <input type="checkbox"/> Reserved c <input type="checkbox"/> 8885 d <input type="checkbox"/> | 73 | | | |
| 74 Add lines 64, 65, 66a, and 67 through 73. These are your total payments | 74 | | | |
| Refund | 75 If line 74 is more than line 63, subtract line 63 from line 74. This is the amount you overpaid | 75 | | |
| | 76a Amount of line 75 you want refunded to you. If Form 8888 is attached, check here <input type="checkbox"/> | 76a | | |
| | b Routing number <input type="checkbox"/> c Type: <input type="checkbox"/> Checking <input type="checkbox"/> Savings | | | |
| | d Account number <input type="checkbox"/> | | | |
| 77 Amount of line 75 you want applied to your 2018 estimated tax | 77 | | | |
| Amount You Owe | 78 Amount you owe. Subtract line 74 from line 63. For details on how to pay, see instructions | 78 | | |
| | 79 Estimated tax penalty (see instructions) | 79 | | |
| Third Party Designee | Do you want to allow another person to discuss this return with the IRS (see instructions)? <input type="checkbox"/> Yes. Complete below. <input type="checkbox"/> No | | | |
| | Designee's name <input type="text"/> | Phone no. <input type="text"/> | Personal identification number (PIN) <input type="text"/> | |
| Sign Here | Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and accurately list all amounts and sources of income I received during the tax year. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge. | | | |
| Joint return? See instructions. Keep a copy for your records. | Your signature | Date <input type="text"/> | Your occupation <input type="text"/> | Daytime phone number <input type="text"/> |
| | Spouse's signature. If a joint return, both must sign. | Date <input type="text"/> | Spouse's occupation <input type="text"/> | If the IRS sent you an Identity Protection PIN, enter it here (see inst.) <input type="text"/> |
| Paid Preparer Use Only | Print/Type preparer's name <input type="text"/> | Preparer's signature <input type="text"/> | Date <input type="text"/> | Check <input type="checkbox"/> if self-employed PTIN <input type="text"/> |
| | Firm's name <input type="text"/> | Firm's EIN <input type="text"/> | | |
| | Firm's address <input type="text"/> | Phone no. <input type="text"/> | | |

Go to www.irs.gov/Form1040 for instructions and the latest information.

Form 1040 (2017)



Printed on recycled paper



U.S. GOVERNMENT PUBLISHING OFFICE: 2018-403-051/900046

RA000512

| | | | |
|--|--|--|---|
| telephone | 1. Gross winnings \$1,279.05 | 7/1/2017 4:30:43 PM | FORM W-2G OMB No. 2017 Form W-2G Certain Gambling Winnings For Privacy Act and Paperwork Reduction Act Notice, see the 2005 General Instructions for Forms 1099, 1098, 5498, and W-2G. File with Form 1096. |
| NP RED ROCK LLC (Red Rock) | 3. Type of wager Slots | 4. Federal income tax withheld \$0.00 | |
| 11011 W. Charleston Blvd Las Vegas NV 89135 | 5. Transaction | 6. Slots 110017 | |
| 27-3312418 7025477984 | 7. Winnings from identical wagers | 8. Cashier L. M | |
| WINNER's name, address (including apt no.), and zip code BYRD, CATERINA | 9. Winner's taxpayer identification no. -5274 | 10. Window 2 | |
| 2120 LOOKOUT POINT CIR | 11. First I.D. 6558 | 12. Second I.D. | |
| LAS VEGAS NV 89117-5805 | 13. State/Payer's state identification no. 0 | 14. State Winnings \$1,279.05 | |
| | 15. State income tax withheld \$0.00 | 16. Local Winnings \$1,279.05 | |
| | 17. Local income tax withheld \$0.00 | 18. Name or Locality Las Vegas | |
| Under penalties of perjury, I declare that, to the best of my knowledge and belief, the name, address, and taxpayer identification number that I have furnished correctly identify me as the recipient of this payment and any payments from identical wagers, and then no other person is entitled to any part of these payments. Signature: _____ Date: 7/1/2017 4:30:43 PM | | | |

Copy B

Form W-2G Department of Treasury - Internal Revenue Service

| | | | |
|--|---|--|---|
| PAYER's name, address, ZIP code, federal I.D. no., and telephone | 1. Gross winnings \$1,279.05 | 2. Date won 7/1/2017 4:30:43 PM | FORM W-2G OMB No. 2017 Form W-2G Certain Gambling Winnings For Privacy Act and Paperwork Reduction Act Notice, see the 2005 General Instructions for Forms 1099, 1098, 5498, and W-2G. File with Form 1096. |
| NP RED ROCK LLC (Red Rock) | 3. Type of wager Slots | 4. Federal income tax withheld \$0.00 | |
| 11011 W. Charleston Blvd Las Vegas NV 89135 | 5. Transaction | 6. Slots 110017 | |
| 27-3312418 7025477984 | 7. Winnings from identical wagers | 8. Cashier L. M | |
| WINNER's name, address (including apt no.), and zip code BYRD, CATERINA | 9. Winner's taxpayer identification no. 5274 | 10. Window 2 | |
| 2120 LOOKOUT POINT CIR | 11. First I.D. 3558 | 12. Second I.D. | |
| LAS VEGAS NV 89117-5805 | 13. State/Payer's state identification no. 0 | 14. State Winnings \$1,279.05 | |
| | 15. State income tax withheld \$0.00 | 16. Local Winnings \$1,279.05 | |
| | 17. Local income tax withheld \$0.00 | 18. Name or Locality Las Vegas | |
| Under penalties of perjury, I declare that, to the best of my knowledge and belief, the name, address, and taxpayer identification number that I have furnished correctly identify me as the recipient of this payment and any payments from identical wagers, and then no other person is entitled to any part of these payments. Signature: _____ Date: 7/1/2017 4:30:43 PM | | | |

Copy C
For Winner's Record

Form W-2G Department of Treasury - Internal Revenue Service

RA000513

Form **1040** Department of the Treasury—Internal Revenue Service **2018** U.S. Individual Income Tax Return OMB No. 1545-0074 IRS Use Only—Do not write or staple in this space.

Filing status: ☒ Single ☐ Married filing jointly ☐ Married filing separately ☐ Head of household ☐ Qualifying widow(er)

Your first name and initial Caterina A. Last name Byrd Your social security number 5274

Your standard deduction: ☐ Someone can claim you as a dependent ☐ You were born before January 2, 1954 ☐ You are blind

If joint return, spouse's first name and initial Homer Last name Byrd Spouse's social security number

Spouse standard deduction: ☐ Someone can claim your spouse as a dependent ☐ Spouse was born before January 2, 1954 ☐ Spouse is blind ☐ Spouse itemizes on a separate return or you were dual-status alien

Home address (number and street). If you have a P.O. box, see instructions. 2120 Lookout Point Circle Apt. no. Presidential Election Campaign (see inst.) ☐ You ☐ Spouse

City, town or post office, state, and ZIP code. If you have a foreign address, attach Schedule 6. Las Vegas NV 89117 If more than four dependents, see inst. and ✓ here ☐

| Dependents (see instructions): | | (2) Social security number | (3) Relationship to you | (4) ✓ If qualifies for (see inst.): | |
|--------------------------------|-----------|----------------------------|-------------------------|-------------------------------------|-----------------------------|
| (1) First name | Last name | | | Child tax credit | Credit for other dependents |
| | | | | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | | <input type="checkbox"/> | <input type="checkbox"/> |

Sign Here Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Joint return? ☐ See instructions. Keep a copy for your records. Your signature Caterina Byrd Date 4-14-19 Your occupation Homemaker If the IRS sent you an Identity Protection PIN, enter it here (see inst.) ☐ Spouse's signature. If a joint return, both must sign. Date Spouse's occupation If the IRS sent you an Identity Protection PIN, enter it here (see inst.) ☐

Paid Preparer Use Only Preparer's name Preparer's signature PTIN Firm's EIN Check if: ☐ 3rd Party Designee ☐ Self-employed Firm's name Phone no. Firm's address

| | | | | | | | |
|-----|--|--|--|-----|--|--------|----|
| 1 | | Wages, salaries, tips, etc. Attach Form(s) W-2 | | 1 | | | |
| 2a | | Tax-exempt interest | | 2a | | | |
| 3a | | Qualified dividends | | 3a | | | |
| 4a | | IRAs, pensions, and annuities | | 4a | | | |
| 5a | | Social security benefits | | 5a | | | |
| 6 | | Total income. Add lines 1 through 5. Add any amount from Schedule 1, line 22 | | 6 | | 18,000 | 00 |
| 7 | | Adjusted gross income. If you have no adjustments to income, enter the amount from line 6; otherwise, subtract Schedule 1, line 36, from line 6 | | 7 | | 18,000 | 00 |
| 8 | | Standard deduction or itemized deductions (from Schedule A) | | 8 | | 12,000 | 00 |
| 9 | | Qualified business income deduction (see instructions) | | 9 | | | |
| 10 | | Taxable income. Subtract lines 8 and 9 from line 7. If zero or less, enter -0- | | 10 | | 6,000 | 00 |
| 11 | | a Tax (see inst.) <u>603</u> (check if any from: 1 <input type="checkbox"/> Form(s) 8814 2 <input type="checkbox"/> Form 4972 3 <input type="checkbox"/>) | | 11 | | | |
| 12 | | b Add any amount from Schedule 2 and check here <input type="checkbox"/> | | 12 | | | |
| 13 | | a Child tax credit/credit for other dependents b Add any amount from Schedule 3 and check here <input type="checkbox"/> | | 13 | | | |
| 14 | | Subtract line 12 from line 11. If zero or less, enter -0- | | 14 | | | |
| 15 | | Other taxes. Attach Schedule 4 | | 15 | | 603 | 00 |
| 16 | | Total tax. Add lines 13 and 14 | | 16 | | | |
| 17 | | Federal income tax withheld from Forms W-2 and 1099 | | 17 | | | |
| 18 | | Refundable credits: a EIC (see inst.) b Sch. 8812 c Form 8863 | | 18 | | | |
| 19 | | Add any amount from Schedule 5 | | 19 | | | |
| 20 | | Add lines 16 and 17. These are your total payments | | 20 | | | |
| 21 | | If line 18 is more than line 15, subtract line 15 from line 18. This is the amount you overpaid | | 21 | | | |
| 22a | | Amount of line 19 you want refunded to you. If Form 8888 is attached, check here <input type="checkbox"/> | | 22a | | | |
| 23 | | b Routing number c Type: <input type="checkbox"/> Checking <input type="checkbox"/> Savings | | 23 | | | |
| 24 | | d Account number | | 24 | | | |
| 25 | | Amount of line 19 you want applied to your 2019 estimated tax | | 25 | | 603 | 00 |
| 26 | | Amount you owe. Subtract line 18 from line 15. For details on how to pay, see instructions | | 26 | | 603 | 00 |
| 27 | | Estimated tax penalty (see instructions) | | 27 | | | |

Go to www.irs.gov/Form1040 for instructions and the latest information.

Form 1040 (2018)

RA000515

SCHEDULE 1
(Form 1040)

Department of the Treasury
Internal Revenue Service

Name(s) shown on Form 1040

Additional Income and Adjustments to Income

► **Attach to Form 1040.**
► Go to www.irs.gov/Form1040 for instructions and the latest information.

OMB No. 1545-0074

2018
Attachment
Sequence No. **01**

Your social security number

| | | | | |
|------------------------------|-------------|---|-------------|-----------|
| Additional Income | 1-9b | Reserved | 1-9b | |
| | 10 | Taxable refunds, credits, or offsets of state and local income taxes | 10 | |
| | 11 | Alimony received | 11 | 18,000 00 |
| | 12 | Business income or (loss). Attach Schedule C or C-EZ | 12 | |
| | 13 | Capital gain or (loss). Attach Schedule D if required. If not required, check here ► <input type="checkbox"/> | 13 | |
| | 14 | Other gains or (losses). Attach Form 4797 | 14 | |
| | 15a | Reserved | 15b | |
| | 16a | Reserved | 16b | |
| | 17 | Rental real estate, royalties, partnerships, S corporations, trusts, etc. Attach Schedule E | 17 | |
| | 18 | Farm income or (loss). Attach Schedule F | 18 | |
| | 19 | Unemployment compensation | 19 | |
| | 20a | Reserved | 20b | |
| | 21 | Other income. List type and amount ► | 21 | |
| | 22 | Combine the amounts in the far right column. If you don't have any adjustments to income, enter here and include on Form 1040, line 6. Otherwise, go to line 23 | 22 | 18,000 00 |
| Adjustments to Income | 23 | Educator expenses | 23 | |
| | 24 | Certain business expenses of reservists, performing artists, and fee-basis government officials. Attach Form 2106 | 24 | |
| | 25 | Health savings account deduction. Attach Form 8889 | 25 | |
| | 26 | Moving expenses for members of the Armed Forces. Attach Form 3903 | 26 | |
| | 27 | Deductible part of self-employment tax. Attach Schedule SE | 27 | |
| | 28 | Self-employed SEP, SIMPLE, and qualified plans | 28 | |
| | 29 | Self-employed health insurance deduction | 29 | |
| | 30 | Penalty on early withdrawal of savings | 30 | |
| | 31a | Alimony paid b Recipient's SSN ► | 31a | |
| | 32 | IRA deduction | 32 | |
| | 33 | Student loan interest deduction | 33 | |
| | 34 | Reserved | 34 | |
| | 35 | Reserved | 35 | |
| | 36 | Add lines 23 through 35 | 36 | |

For Paperwork Reduction Act Notice, see your tax return instructions.

Cat. No. 71479F

Schedule 1 (Form 1040) 2018

RA000516



8950 Cypress Waters Blvd., Suite B
Coppell, TX 75019

Serviced by Nationstar Mortgage LLC,
a subservicer for USAA

0008012 01 MB 0.425 01 TR 00029 RNRGA3P1 000100

GRADY EDWARD BYRD
CATERINA A BYRD
2120 LOOKOUT POINT CIRCLE
LAS VEGAS, NV 89117



MORTGAGE LOAN STATEMENT

CONTACT INFORMATION

Member Service: 855-430-8489

Monday through Friday from 7 a.m. to 7 p.m. (CT) and Saturday from 7 a.m. to 3 p.m. (CT)

www.usaa.com



Statement Date: 06/06/2019
Loan Number: 3512
Payment Due Date: 07/01/2019
Amount Due: \$1,933.07
If payment is received on or after 07/17/2019, \$64.84 late fee will be charged.

Property Address:
2120 LOOKOUT PT CIR
LAS VEGAS, NV 89117

Go Paperless.
Sign in to your account to activate.

Account Information

| | |
|------------------------------------|--------------|
| Interest Bearing Principal Balance | \$310,776.56 |
| Interest Rate | 3.750% |
| Escrow Balance | \$1,167.74 |

The Principal Balance does not represent the payoff amount of your account and is not to be used for payoff purposes.

Explanation of Amounts Due

| | |
|---------------------------------------|-------------------|
| Principal | \$649.72 |
| Interest | \$971.18 |
| Escrow Amount (for Taxes & Insurance) | \$312.17 |
| Optional Products and Services | \$0.00 |
| Regular Monthly Payment | \$1,933.07 |
| Total Fees and Charges | \$0.00 |
| Overdue Payment(s) | \$0.00 |
| Partial Payment (Unapplied) | \$0.00 |
| Total Amount Due | \$1,933.07 |
| Trial/Workout Payment Amount | \$0.00 |

Past Payment Breakdown

| | Payment Rec'd since 05/08/2019 | Paid Year to Date |
|-----------------------------|-----------------------------------|----------------------|
| Principal | \$647.70 | \$3,856.05 |
| Interest | \$973.20 | \$5,869.35 |
| Escrow (Taxes & Insurance) | \$312.17 | \$1,873.02 |
| Optional Insurance | \$0.00 | \$0.00 |
| Fees and Charges | \$0.00 | \$0.00 |
| Lender Paid Expenses | \$0.00 | \$0.00 |
| Partial Payment (Unapplied) | \$0.00 | \$0.00 |
| Total | \$1,933.07 | \$11,598.42 |

THE FOLLOWING DISCLOSURE IS MADE PURSUANT TO THE REQUIREMENTS OF THE FAIR DEBT COLLECTION PRACTICES ACT OR OTHER LAW OR REGULATION: NATIONSTAR IS SERVICING YOUR MORTGAGE LOAN ON BEHALF OF USAA AND IS CONSIDERED A DEBT COLLECTOR. THIS DOCUMENT IS AN ATTEMPT TO COLLECT A DEBT, AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. NOTE: IF YOUR OBLIGATION HAS BEEN DISCHARGED IN BANKRUPTCY, IS SUBJECT TO THE AUTOMATIC STAY OR IS PROVIDED FOR IN A CONFIRMED PLAN, THIS COMMUNICATION IS FOR REGULATORY COMPLIANCE AND/OR INFORMATIONAL PURPOSES ONLY, AND DOES NOT CONSTITUTE AN ATTEMPT TO COLLECT A DEBT OR TO IMPOSE PERSONAL LIABILITY FOR SUCH OBLIGATION.

IF YOU ARE A SUCCESSOR IN INTEREST (RECEIVED THE PROPERTY FROM A RELATIVE THROUGH DEATH, DEVISE, OR DIVORCE, AND YOU ARE NOT A BORROWER ON THE LOAN) THAT HAS NOT ASSUMED, OR OTHERWISE BECOME OBLIGATED ON THE DEBT, THIS COMMUNICATION IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT AN ATTEMPT TO COLLECT A DEBT FROM YOU PERSONALLY.

Transaction Activity (05/08/2019 to 06/06/2019)

| Date | Description | Total | Principal | Interest | Escrow | Other |
|------------|-------------|------------|-----------|----------|----------|-------|
| 06/05/2019 | Payment | \$1,933.07 | \$647.70 | \$973.20 | \$312.17 | |

Important Messages

(See Reverse side for Additional Critical Notices)

Your payment is made through our automatic payment plan. This statement is for informational purposes only.

If you do not wish to receive paper statements, simply log into your account at www.usaa.com and alter your selection to paperless. Paperless offers convenient monthly email reminders, no lost mail, and archived online access to view or download to your personal computer.

S 0008012 RNRGA3P1 016023

RA000517

Long Term Care Partners, LLC
P.O. Box 797
Greenland, NH 03840-0797



November 1, 2017

C717-024233
CATERINA A BYRD
2120 LOOKOUT POINT CIR
LAS VEGAS, NV 89117-5805

Dear CATERINA A BYRD:

Thank you for your participation in the Federal Long Term Care Insurance Program (FLTCIP). Long Term Care Partners administers the FLTCIP.

We are writing to advise you that your FLTCIP coverage benefits have increased as scheduled under the automatic compound inflation option you selected. Your premium does not increase annually as a result of this annual increase in benefits.

Under this option, on each anniversary of your coverage effective date, your daily benefit amount automatically increases at a rate of 2.20% compounded annually.

Effective November 1, 2017, your daily benefit amount increased to \$301.14. Your maximum lifetime benefit is unchanged and remains unlimited.

We have enclosed a new schedule of benefits reflecting your new coverage amounts. Please keep a copy of this updated schedule of benefits with your *FLTCIP Benefit Booklet*. You will receive a letter from us, similar to this one, on or about each anniversary date.

We are happy to assist you. If you have any questions, please call our Customer Service Center at **1-800-LTC-FEDS** (1-800-582-3337) TTY 1-800-843-3557, or visit us online at www.LTCFEDS.com.

Sincerely,

A handwritten signature in black ink that reads "Keith Leader". The signature is written in a cursive, flowing style.

Keith Leader
Director of Operations
Long Term Care Partners, LLC

Visit www.LTCFEDS.com and register for a My LTCFEDS account.

You will find valuable resources on our website, www.LTCFEDS.com, such as downloadable FLTCIP materials and forms, news articles, and frequently asked questions, with topics ranging from increasing and decreasing coverage to tax benefits.

If you have not already done so, register for a My LTCFEDS account. With a secure online account, you can:

- view your plan coverage information
- view or edit your personal information
- view or edit your protection against unintended lapse information*
- view your claims information (if you are currently in claims)

*A protection against unintended lapse designee is someone you specify who will be sent a notice if your coverage is about to lapse due to unpaid premiums.

Please register by visiting www.LTCFEDS.com/register.

To view your premium payment history, go to www.BENEFEDS.com and create a My BENEFEDS account. BENEFEDS administers the premium payment processes on behalf of the FLTCIP.

Note: Premiums are not guaranteed. Your premium will not change because you get older or your health changes or for any other reason related solely to you. We may only increase your premium if you are among a group of enrollees whose premium is determined to be inadequate. While the group policy is in effect, OPM must approve the change.

The Federal Long Term Care Insurance Program

Schedule of Benefits
FLTCIP 1.0 Comprehensive Option

(Replaces any schedule of benefits previously issued under the program)

Name of enrollee: CATERINA A BYRD

Original effective date: 01/01/2003 ¹

Original issue age: 38

Effective date of this schedule of benefits: 11/01/2017

Monthly premium: \$128.01

Biweekly premium: \$59.08 ²

Waiting period: 90 service days

Daily benefit amount (DBA): \$301.14

Benefit period: Unlimited

Maximum lifetime benefit: Unlimited

Automatic compound inflation option: Yes, 2.20%

Future purchase option: No

| Covered services | Benefit amount |
|---|---|
| Nursing home, assisted living facility, or hospice facility | Up to 100% of your DBA (\$301.14) per day |
| Services provided by a formal caregiver at home | Up to 75% of your DBA (\$225.86) per day |
| Services provided by an informal caregiver | Up to 75% of your DBA (\$225.86) per day; benefits for services provided by family members are limited to 365 days in your lifetime |
| Hospice care at home | Up to 100% of your DBA (\$301.14) per day |
| Adult day care center | Up to 75% of your DBA (\$225.86) per day |
| Bed reservations | Up to 100% of your DBA (\$301.14) per day; benefits are limited to 30 days per calendar year |
| Caregiver training | Up to 100% of your DBA (\$301.14) per day; benefits are limited to 7 x your DBA (\$2,107.98) in your lifetime |
| Respite services | Up to 100% of your DBA (\$301.14) per day; benefits are limited to 30 x your DBA (\$9,034.20) per calendar year |

International Benefits: If you receive covered services outside the United States, we will pay benefits up to 80% of the benefit amounts listed above. For such services, your benefit period will be limited to 10 years. Your maximum lifetime benefit will be equal to 3,650 days (10 years) x 80% of your daily benefit amount. Your maximum lifetime benefit for covered services you receive in the United States will remain unlimited.

¹ In certain situations, your coverage may not take effect or may take effect on a date that is later than the original effective date shown above. Please refer to the "Effective Date of Coverage" section of the Benefit Booklet for information on the date your coverage takes effect.

² Biweekly premium applies only if your premium is paid through biweekly payroll deductions.

Anytime your daily benefit amount or benefit period changes, all those benefit amounts that are determined based on your daily benefit amount or benefit period will change accordingly. You will receive an updated schedule of benefits anytime your coverage changes.

As detailed in your Benefit Booklet, we reserve the right to increase your premium in the future. However, it is important to note that we cannot single you out and raise your premium because of your advancing age, declining health, claim status or for any other reason related solely to you. We may only increase your premium if you are among a group of enrollees whose premium is determined to be inadequate. While the group policy is in effect, OPM must approve the increase in premium. As a reminder, your premium may also increase if you voluntarily elect to increase your benefits.

If you have questions about your schedule of benefits, please call our Customer Service Center at 1-800-LTC-FEDS (1-800-582-3337) TTY 1-800-843-3557

The Federal Long Term Care Insurance Program is sponsored by the U.S. Office of Personnel Management, insured by John Hancock Life & Health Insurance Company, and administered by Long Term Care Partners, LLC

CANYON GATE MASTER ASSN
8687 W SAHARA AVE 170
LAS VEGAS NV 89117-5867
702-869-0937
RETURN SERVICE REQUESTED

Canyon Gate Master Association

*****AUTO**5-DIGIT 89117
5536481 3929WEBP 3/22 1 1 1



CATERINA BYRD
2120 LOOKOUT POINT CIR
LAS VEGAS NV 89117-5805



To receive future statements electronically,
visit <http://www.estmt.net>
Your Registration ID: 4602-1927-CLT6

| Account Number | Billing Date | Amount Due |
|----------------|--------------|------------|
| | Oct 20, 2017 | \$265.00 |

DESCRIPTION OF CHARGES

| Date | Transaction | Amount | Balance |
|-----------|-------------------|--------|---------|
| 11/1/2017 | Master Assessment | 265.00 | .00 |
| | | 265.00 | 265.00 |

Payment Information

This notice includes your account balance as of 10/19/17, plus your November 2017 assessments.
The "Amount Due" is the total that will pay your account to 11/30/17.
Make checks payable to Canyon Gate Master Association and include your five digit account number.
The address on the coupon portion of the statement is for the bank lock box. Please mail payments to the bank lock box.
To pay online: www.MutualOfOmahaBank.com (Allow up to 5 days for processing.)

6799749-37-1-1*

CANYON GATE MASTER ASSN
8687 W. SHARAKIE TIO
LAS VEGAS NV 89117-5867
702-860-0937
RETURN SERVICE REQUESTED



1046000631 PRESORT 829 1 AV 0.375 PIC3 <3>
CATERINA BYRD
2120 LOOKOUT POINT CIR
LAS VEGAS NV 89117-5805

To receive future statements electronically,
visit <https://www.estlmt.net>
Your Registration ID: 4602-1927-CL T6

Canyon Gate Master Association

| Account Number | Billing Date | Amount Due |
|----------------|--------------|------------|
| | Oct 18, 2018 | \$270.00 |

DESCRIPTION OF CHARGES

| Date | Transaction | Amount | Balance |
|-----------|-------------------|--------|---------|
| 11/1/2018 | Master Assessment | 270.00 | .00 |
| | | | 270.00 |

IMPORTANT MESSAGE

This notice includes your account balance as of 10/17/18, plus your November 2018 assessments. The "Amount Due" is the total that will pay your account to 11/30/18. Make check payable to Canyon Gate Master Association and include your five digit account number. To pay online: www.MutualOfMahabank.com (Allow up to 5 days for processing.)

In accordance with the rules of the National Automated Clearing House, information from the check sent with this payment may be used to create an electronic debit to your account. The electronic debit on your statement is valid as proof of payment.

RA000523

CANYON GATE MASTER ASSN
8687 W SAHARA AVE 170
LAS VEGAS NV 89117-5667
702-868-0937
RETURN SERVICE REQUESTED

*****AUTO**5-DIGIT 89117
7518171 3829WEP 27 1 1 1

CATERINA BYRD
C/O: 2120 LOOKOUT POINT CIRCLE
2120 LOOKOUT POINT CIR
LAS VEGAS NV 89117-5805



To receive future statements electronically,
visit <https://www.esiml.net>
Your Registration ID: 7395-749D-NL.YD

Canyon Gate Master Association

| Account Number | Billing Date | Amount Due |
|----------------|--------------|------------|
| | May 13, 2019 | \$280.00 |

DESCRIPTION OF CHARGES

| Date | Transaction | Amount | Balance |
|----------|-------------------|--------|---------|
| 6/1/2019 | Master Assessment | 280.00 | 280.00 |

This notice includes your account balance as of 5/13/19. This notice includes your time assessments. Payment is due 6/1/19

**Counseling Connections
Omega J. Galliano
8350 W. Sahara Avenue #130
Las Vegas, NV 89117**

September 3, 2019

RE: Caterina Byrd DOB: 7/24/1963

To Whom It May Concern:

I am a Nevada-licensed therapist with a Master of Science degree in clinical psychology, and a principal in Provider Profiles, Inc., which provides counseling services in Southern Nevada through a subsidiary company known as Counseling Connections. This letter is being written at the request of Ms. Byrd.

Ms. Byrd was under my care periodically from June 21, 2012 through August 1, 2016. In such capacity, I have direct and personal knowledge of the matters set forth herein and know them to be true. I have witnessed Ms. Byrd experience an exacerbation of mental health issues due to a number of situational events. Various situational issues during our counseling were extremely detrimental to her well-being up to and including extreme anxiety, depression and suicidal ideation.

If there is any additional information necessary please feel free to contact me at the above address. Thank-you for your consideration in matters involving Ms. Byrd.

Sincerely,



Omega J. Galliano, M.S.

Cc: File

RA000525



Summary of Today's Visit

Byrd , Caterina

04/16/2012 visit with Othella Ann Jurani
Suarez, MD

Treatment

- Continue Cymbalta : 60 MG 1 capsule Orally once a day
- Start Naprosyn : 500 MG 1 tablet Orally Twice a day as needed

Patient Instructions:

Long extensive discussion and counseling with patient regarding depression and anxiety concerns. Consideration and recommendation for counseling, and referral is initiated. Continue Cymbalta as directed with consideration increase dose in the next few weeks to months as indicated. Followup in 6-8 weeks or as indicated.

bloodwork-ag

Other routine recommendations discussed with patient. Routine labs ordered.

Headache management discussed with routine recommendations. Recommend identifying and avoiding triggers if possible. Recommend increased fluid intake, avoiding skipping meals, routine activity as tolerated, stress management as indicated. Recommend adequate sleep, with sleep hygiene discussed. Followup as indicated.

PLEASE REPEAT BLOOD PRESSURE

Blood pressure management discussed with recommending blood pressure to be less than 130/80. Recommend following a low-salt diet, minimizing caffeine intake. Recommend routine physical activity, 30-40 minutes of walking daily. Followup in 1-2 months or as indicated.

Continue evaluations in pain management as previously recommended.

Recommend healthy eating habits, regular physical activity as tolerated, gradual weight loss as able.

Tests ordered/performed today

Labs:

- CBC on 04/16/2012
- Folate on 04/16/2012
- HgbA1c on 04/16/2012
- Comprehensive Metabolic Panel (CMP) on 04/16/2012
- Lipid Profile on 04/16/2012
- Iron Profile on 04/16/2012
- TSH on 04/16/2012
- Free T4 on 04/16/2012
- Vitamin B12 on 04/16/2012
- Vitamin D, 25-Hydroxy on 04/16/2012

Your Next Appointment(s)

- ~~05/23/2012 at 12:15 PM~~ 5-11-
- ~~06/20/2012 at 02:00 PM~~ ✓

HCPNV - Twain - Amir Bacchus MD 10155 West Twain Ave. Las Vegas, NV 89147-6722 702-243-2689

Note generated by eClinicalWorks EMR/PM Software (www.eClinicalWorks.com)



Your payment would be about
\$330 a month
at full retirement age



CATERINA A. BYRD
2120 LOOKOUT POINT CIRCLE
LAS VEGAS NV 89117-5805

June 11, 2019

Your Social Security Statement

Are you thinking about retirement? Are you ready for retirement?

We have tools that can help you!

- Estimate your future retirement benefits at socialsecurity.gov/estimator
- Apply for retirement, spouse's, Medicare or disability benefits at socialsecurity.gov/applyforbenefits
- And once you receive benefits, manage your benefits at myaccount.socialsecurity.gov

Your *Social Security Statement* tells you about **how much you or your family would receive** in disability, survivor or retirement benefits. It also includes our record of your lifetime earnings. Check out your earnings history, and **let us know right away if you find an error.** This is important because we base your benefits on our record of your lifetime earnings.

Social Security benefits are not **intended to be your only source of income when you retire.** On average, Social Security will replace about

To view your *Social Security Statement* online anytime create a **my Social Security** account today!



my Social Security
myaccount.socialsecurity.gov

40 percent of your annual preretirement earnings. You will need other savings, investments, pensions or retirement accounts to live comfortably when you retire.

To view your *Statement* online anytime, create a **my Social Security account** at myaccount.socialsecurity.gov.

Social Security Administration

Follow the Social Security Administration at these social media sites.



0001 VT8M/000259*NOT A P.X. PRESS/ORD. REC. R190611.PAM 000000000 00125010635635269001889117580520

RA000527

Your Estimated Benefits

| | | | |
|--------------------|---|-----|---------|
| *Retirement | You have earned enough credits to qualify for benefits. At your current earnings rate, if you continue working until... | | |
| | your full retirement age (67 years), your payment would be about.....\$ | 330 | a month |
| | age 70, your payment would be about.....\$ | 409 | a month |
| | age 62, your payment would be about.....\$ | 232 | a month |
| *Disability | To get benefits if you become disabled right now, you need 34 credits of work and 20 of these credits had to be earned in the last 10 years. Your record shows you do not have enough credits in the right time period. | | |
| *Family | If you get retirement or disability benefits, your spouse or children may also qualify for benefits. | | |
| *Survivors | You have earned enough credits for your family to receive survivors benefits. If you die this year, certain members of your family may qualify for the following benefits. | | |
| | Your child | 299 | a month |
| | Your spouse who is caring for your child | 299 | a month |
| | Your spouse, if benefits start at full retirement age | 398 | a month |
| | Total family benefits cannot be more than.....\$ | 598 | a month |
| | Your spouse or minor child may be eligible for a special one-time death benefit of \$255. | | |
| Medicare | You have earned enough credits to qualify for Medicare at age 65. Even if you do not retire at age 65, be sure to contact Social Security three months before your 65th birthday to enroll in Medicare. | | |

***Your estimated benefits are based on current law. Congress has made changes to the law in the past and can do so at any time. The law governing benefit amounts may change because, by 2035, the payroll taxes collected will be enough to pay only about 80 percent of scheduled benefits. We based your benefit estimates on these facts:**

Your date of birth (please verify your name on page 1 and this date of birth).....July 24, 1963
 2018 earnings.....None
 2019 earnings.....None
 Your estimated taxable earnings per year after 2019.....None
 Age you plan to stop working.....Not provided
 Your Social Security number (only the last four digits are shown to help prevent identity theft) XXX-XX-5274

How Your Benefits Are Estimated

To qualify for benefits, you earn "credits" through your work — up to four each year. This year, for example, you earn one credit for each \$1,360 of wages or self-employment income. When you've earned \$5,440, you've earned your four credits for the year. Most people need 40 credits, earned over their working lifetime, to receive retirement benefits. For disability and survivors benefits, young people need fewer credits to be eligible.

We checked your records to see whether you have earned enough credits to qualify for benefits. If you haven't earned enough yet to qualify for any type of benefit, we can't give you a benefit estimate now. If you continue to work, we'll give you an estimate when you do qualify.

What we assumed — If you have enough work credits, we estimated your benefit amounts using your average earnings over your working lifetime. For the first retirement amount shown, and your credits through 2018, we assumed you would stop work at the retirement age you gave us. For later retirement ages we assumed you will continue working up to those ages. In all the estimates, we used the earnings amounts you gave us for last year, and future years.

Generally, the older you are and the closer you are to retirement, the more accurate the retirement estimates will be because they are based on a longer work history with fewer uncertainties such as earnings fluctuations and future law changes. We encourage you to use our online Retirement Estimator at www.socialsecurity.gov/estimator to obtain immediate and personalized benefit estimates.

We can't provide your actual benefit amount until you apply for benefits. **And that amount may differ from the estimates stated above because:**

- (1) Your earnings may increase or decrease in the future.
- (2) After you start receiving benefits, they will be adjusted for cost-of-living increases.

- (3) Your estimated benefits are based on current law. **The law governing benefit amounts may change.**
- (4) Your benefit amount may be affected by **military service, railroad employment or pensions earned through work on which you did not pay Social Security tax.** Visit www.socialsecurity.gov/myaccount to learn more.

Windfall Elimination Provision (WEP) — In the future, if you receive a pension from employment in which you do not pay Social Security taxes, such as some federal, state or local government work, some nonprofit organizations or foreign employment, and you also qualify for your own Social Security retirement or disability benefit, your Social Security benefit may be reduced, but not eliminated, by WEP. The amount of the reduction, if any, depends on your earnings and number of years in jobs in which you paid Social Security taxes, and the year you are age 62 or become disabled. For more information, please see *Windfall Elimination Provision* (Publication No. 05-10045) at www.socialsecurity.gov/WEP.

Government Pension Offset (GPO) — If you receive a pension based on federal, state or local government work in which you did not pay Social Security taxes and you qualify, now or in the future, for Social Security benefits as a current or former spouse, widow or widower, you are likely to be affected by GPO. If GPO applies, your Social Security benefit will be reduced by an amount equal to two-thirds of your government pension, and could be reduced to zero. Even if your benefit is reduced to zero, you will be eligible for Medicare at age 65 on your spouse's record. To learn more, please see *Government Pension Offset* (Publication No. 05-10007) at www.socialsecurity.gov/GPO.



Thinking of retiring?

www.socialsecurity.gov

Some things to consider

Retirement can have more than one meaning these days. It can mean that you have applied for Social Security retirement benefits or that you are no longer working. Or it can mean that you have chosen to receive Social Security while still working, either full or part-time. All of these choices are available to you. Your retirement decisions can have very real effects on your ability to maintain a comfortable retirement.

If you retire early, you may not have enough income to enjoy the years ahead of you. Likewise, if you retire late, you'll have a larger income, but fewer years to enjoy it. Everyone needs to try to find the right balance, based on his or her own circumstances.

We hope the following information will help you as you plan for your future retirement and consider your retirement options.

Avoid a Medicare Penalty Sign Up at Age 65

Even if you don't plan to receive monthly benefits, be sure to sign up for Medicare *three months before* turning age 65. If you don't sign up for Medicare Part B (medical insurance) when you're first eligible, your coverage may not start right away and you may have to pay a late enrollment penalty for as long as you have it. You can apply online. Visit www.socialsecurity.gov/medicareonly for information and to apply.

What is the best option for you?

Everyone's situation is different. That is why Social Security has created several retirement planners to help you decide what would be best for you and your family. Social Security has an online calculator that can provide immediate and accurate retirement benefit estimates to help you plan for your retirement.

The online Retirement Estimator is a convenient, secure, and quick financial planning tool. It uses your own earnings record information, thereby eliminating any need to manually key in years of earnings information. The estimator also will let you create "what if" scenarios. You can, for example, change your "stop work" date or expected future earnings to create and compare different retirement options. To use the Retirement Estimator, go to our website at www.socialsecurity.gov/estimator.

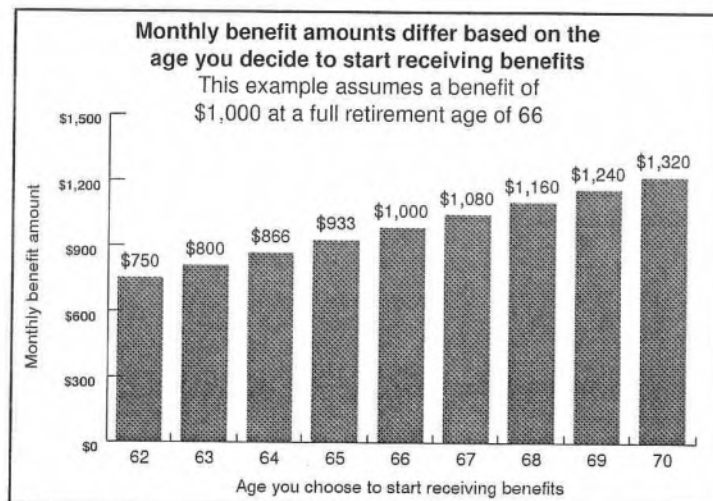
There is one more thing you should remember as you crunch the numbers for your retirement. You may need your income to be sufficient for a long time, because people are living longer than ever before, and generally, women tend to live longer than men. For example:

- The typical 65-year-old today will live to age 83;
- One in four 65-year-olds will live to age 90; and
- One in ten 65-year-olds will live to age 95.

Once you decide on the best age for you to actually retire, remember to complete your application *three months before* the month in which you want retirement benefits to begin.

It's so easy to apply online for benefits

The easiest way to apply for Social Security retirement benefits is to go online at www.socialsecurity.gov/applyforbenefits. If you do not have access to the Internet, you can call 1-800-772-1213 (TTY number, 1-800-325-0778) between 7 a.m. and 7 p.m., Monday through Friday, to apply by phone. You also can apply at any Social Security office. To avoid having to wait, call first to make an appointment.



Receiving benefits while you work

When you reach your full retirement age, you can work and earn as much as you want and still receive your full Social Security benefit payment. If you are younger than full retirement age and if your earnings exceed certain dollar amounts, some of your benefit payments during the year will be withheld.

This does not mean you must try to limit your earnings. If we withhold some of your benefits because you continue to work, we will pay you a higher monthly benefit amount when you reach your full retirement age. In other words, if you would like to work and earn more than the exempt amount, you should know that it will not, on average, reduce the total value of lifetime benefits you receive from Social Security—and may actually increase them.

Here is how this works: after you reach full retirement age, we will recalculate your benefit amount to give you credit for any months in which you did not receive some benefit because of your earnings. In addition, as long as you continue to work, we will check your record every year to see whether the additional earnings will increase your monthly benefit.

Many people can continue to work and still receive retirement benefits. If you want more information on how earnings affect your retirement benefits, ask for *How Work Affects Your Benefits* (Publication No. 05-10069), which has current annual and monthly earnings limits, and is available on our website.

Retirement age considerations

Full retirement age

For persons born during the years 1943-1954, the full retirement age is 66. If you were not born in this period, you can find your full retirement age on page 2 of your *Social Security Statement*.

Retiring early

If you've earned 40 credits (credits are explained on page 2 of your *Statement*), you can start receiving Social Security benefits at 62 or at any month between 62 and full retirement age. However, your benefits will be reduced based on the number of months you receive benefits before you reach full retirement age.

If your full retirement age is 66, benefits will be reduced:

- 25 percent at age 62;
- 20 percent at age 63;
- 13 1/4 percent at age 64; or
- 6 2/3 percent at age 65.

Delaying retirement

You may decide to wait beyond your full retirement age before

choosing to receive benefits. If so, your benefit will be increased by a certain percentage for each month you don't receive benefits between your full retirement age and age 70. This table shows the rate your benefits increase if you delay retiring.

| Year of birth | Yearly increase rate |
|---------------|----------------------|
| 1941 - 1942 | 7.5% |
| 1943 or later | 8.0% |

Rules that may affect your survivor

If you are married and die before your spouse, he or she may be eligible for a benefit based on your work record. If you start benefits before your full retirement age we cannot pay your surviving spouse a full benefit from your record. Also, if you wait until after your full retirement age to begin benefits, the surviving spouse benefits based on your record will be higher.

Need more information?

You can find answers to frequently asked questions about Social Security, learn about factors that could affect your benefits, and much more by visiting Social Security online at www.socialsecurity.gov.

If you do not have access to the Internet, you can get information about Social Security by calling 1-800-772-1213 (TTY 1-800-325-0778 for the deaf or hard of hearing) or by visiting a local Social Security office.

Other useful websites

www.mymoney.gov

This website contains calculators for financial planning and information on money-related matters, such as retirement planning and starting a small business.

www.dol.gov/agencies/esba/workers-and-families/preparing-for-retirement

Have you determined how much money you will need in retirement? There are many tools available to help you, such as the *Taking the Mystery Out of Retirement Planning Workbook* available at this link.

www.sec.gov/investor/seniors.shtml

Are you looking for information about the investment options available to you as you enter retirement? The Securities and Exchange Commission has a wealth of information on different investment products and topics available at this website.

www.usa.gov/retirement

This website has a variety of retirement-related resources for seniors including information on Social Security, saving for retirement.



Social Security Administration
SSA Publication No. 05-10054
January 2019 (Destroy prior editions)

Your Earnings Record

| Years You Worked | Your Taxed Social Security Earnings | Your Taxed Medicare Earnings | Years You Worked | Your Taxed Social Security Earnings | Your Taxed Medicare Earnings |
|------------------|-------------------------------------|------------------------------|------------------|-------------------------------------|------------------------------|
| 1986 | \$ 4,678 | \$ 4,678 | 2010 | \$ 0 | \$ 0 |
| 1987 | 1,093 | 1,093 | 2011 | 0 | 0 |
| 1988 | 8,053 | 8,053 | 2012 | 0 | 0 |
| 1989 | 17,084 | 17,084 | 2013 | 0 | 0 |
| 1990 | 7,573 | 7,573 | 2014 | 0 | 0 |
| 1991 | 5,140 | 5,140 | 2015 | 0 | 0 |
| 1992 | 5,491 | 5,491 | 2016 | 0 | 0 |
| 1993 | 1,475 | 1,475 | 2017 | 0 | 0 |
| 1994 | 480 | 480 | 2018 | Not Yet Recorded | |
| 1995 | 19 | 19 | | | |
| 1996 | 0 | 0 | | | |
| 1997 | 3,345 | 3,345 | | | |
| 1998 | 6,146 | 6,146 | | | |
| 1999 | 6,581 | 6,581 | | | |
| 2000 | 0 | 0 | | | |
| 2001 | 0 | 0 | | | |
| 2002 | 0 | 0 | | | |
| 2003 | 0 | 0 | | | |
| 2004 | 0 | 0 | | | |
| 2005 | 0 | 0 | | | |
| 2006 | 0 | 0 | | | |
| 2007 | 0 | 0 | | | |
| 2008 | 0 | 0 | | | |
| 2009 | 0 | 0 | | | |

Total Social Security and Medicare taxes paid over your working career through the last year reported on the chart above:

Estimated taxes paid for Social Security:

You paid: \$4,095
Your employers paid: \$4,095

Estimated taxes paid for Medicare:

You paid: \$966
Your employers paid: \$966

Note: Currently, you and your employer each pay a 6.2 percent Social Security tax on up to \$132,900 of your earnings and a 1.45* percent Medicare tax on all your earnings. If you are self-employed, you pay the combined employee and employer amount, which is a 12.4 percent Social Security tax on up to \$132,900 of your net earnings and a 2.9* percent Medicare tax on your entire net earnings.

*If you have earned income of more than \$200,000 (\$250,000 for married couples filing jointly), you must pay 0.9 percent more in Medicare taxes.

Help Us Keep Your Earnings Record Accurate

You, your employer and Social Security share responsibility for the accuracy of your earnings record. Since you began working, we recorded your reported earnings under your name and Social Security number. We have updated your record each time your employer (or you, if you're self-employed) reported your earnings.

Remember, it's your earnings, not the amount of taxes you paid or the number of credits you've earned, that determine your benefit amount. When we figure that amount, we base it on your average earnings over your lifetime. If our records are wrong, you may not receive all the benefits to which you're entitled.

Review this chart carefully using your own records to make sure our information is correct and that we've recorded each year you worked. You're the only person who can look at the earnings chart and know whether it is complete and correct.

Some or all of your earnings from last year may not be shown on your *Statement*. It could be that we still were

processing last year's earnings reports when your *Statement* was prepared. Your complete earnings for last year will be shown on next year's *Statement*. **Note:** If you worked for more than one employer during any year, or if you had both earnings and self-employment income, we combined your earnings for the year.

There's a limit on the amount of earnings on which you pay Social Security taxes each year. The limit increases yearly. Earnings above the limit will not appear on your earnings chart as Social Security earnings. (For Medicare taxes, the maximum earnings amount began rising in 1991. Since 1994, all of your earnings are taxed for Medicare.)

Call us right away at 1-800-772-1213 (7 a.m. - 7 p.m. your local time, TTY 1-800-325-0778) if any earnings for years before last year are shown incorrectly. Please have your W-2 or tax return for those years available. (If you live outside the U.S., follow the directions at the bottom of page 4.)

Some Facts About Social Security

About Social Security and Medicare...

Social Security pays retirement, disability, family and survivors benefits. Medicare, a separate program run by the Centers for Medicare & Medicaid Services, helps pay for inpatient hospital care, nursing care, doctors' fees, drugs, and other medical services and supplies to people age 65 and older, as well as to people who have been receiving Social Security disability benefits for two years or more. Your Social Security covered earnings qualify you for both programs. Medicare does not pay for long-term care, so you may want to consider options for private insurance. For more information about Medicare, visit www.medicare.gov or call 1-800-633-4227 (TTY 1-877-486-2048 if you are deaf or hard of hearing).

Retirement — If you were born before 1938, your full retirement age is 65. Because of a 1983 change in the law, the full retirement age will increase gradually to 67 for people born in 1960 and later.

Some people retire before their full retirement age. You can retire as early as 62 and take benefits at a reduced rate. If you work after your full retirement age, you can receive higher benefits because of additional earnings and credits for delayed retirement.

Disability — If you become disabled before full retirement age, you can receive disability benefits after six months if you have:

- enough credits from earnings (depending on your age, you must have earned six to 20 of your credits in the three to 10 years before you became disabled); and
- a physical or mental impairment that's expected to prevent you from doing "substantial" work for a year or more or result in death.

If you are filing for disability benefits, please let us know if you are on active military duty or are a recently discharged veteran, so that we can handle your claim more quickly.

Family — If you're eligible for disability or retirement benefits, your current or divorced spouse, minor children or adult children disabled before age 22 also may receive benefits. Each may qualify for up to about 50 percent of your benefit amount.

Survivors — When you die, certain members of your family may be eligible for benefits:

- your spouse age 60 or older (50 or older if disabled, or any age if caring for your children younger than age 16); and
- your children if unmarried and younger than age 18, still in school and younger than 19 years old, or adult children disabled before age 22.

If you are divorced, your ex-spouse could be eligible for a widow's or widower's benefit on your record when you die.

Extra Help with Medicare — If you know someone who is on Medicare and has limited resources and income, Extra Help is available for prescription drug costs. The Extra Help can help pay the monthly premiums, annual deductibles and prescription co-payments. To learn more or to apply, visit www.socialsecurity.gov or call 1-800-772-1213 (TTY 1-800-325-0778).

Receive benefits and still work...

You can work and still get retirement or survivors benefits. If you're younger than your full retirement age, there are limits on how much you can earn without affecting your benefit amount. When you apply for benefits, we'll tell you what the limits are and whether work would affect your monthly benefits. When you reach full retirement age, the earnings limits no longer apply.

Before you decide to retire...

Carefully consider the advantages and disadvantages of early retirement. If you choose to receive benefits before you reach full retirement age, your monthly benefits will be reduced.

To help you decide the best time to retire, we offer a free publication, *When To Start Receiving Retirement Benefits* (Publication No. 05-10147), that identifies the many factors you should consider before applying. Most people can receive an estimate of their benefit based on their actual Social Security earnings record by going to www.socialsecurity.gov/estimator. You also can calculate future retirement benefits by using the Social Security Benefit Calculators at www.socialsecurity.gov.

Other helpful free publications include:

- *Retirement Benefits* (No. 05-10035)
- *Understanding The Benefits* (No. 05-10024)
- *Your Retirement Benefit: How It Is Figured* (No. 05-10070)
- *Windfall Elimination Provision* (No. 05-10045)
- *Government Pension Offset* (No. 05-10007)
- *Identity Theft And Your Social Security Number* (No. 05-10064)

We also have other leaflets and fact sheets with information about specific topics such as military service, self-employment or foreign employment. You can request Social Security publications at our website, www.socialsecurity.gov, or by calling us at 1-800-772-1213 (TTY 1-800-325-0778). Our website has a list of frequently asked questions that may answer questions you have. We have easy-to-use online applications for benefits that can save you a telephone call or a trip to a field office.

You also may qualify for government benefits outside of Social Security. For more information on these benefits, visit www.benefits.gov.

If you need more information — Visit www.socialsecurity.gov on the Internet, contact any Social Security office, call 1-800-772-1213 or write to Social Security Administration, Office of Earnings Operations, P.O. Box 33026, Baltimore, MD 21290-3026. If you're deaf or hard of hearing, call TTY 1-800-325-0778. If you have questions about your personal information, you must provide your complete Social Security number.

ELECTRONICALLY SERVED
9/24/2019 11:21 AM

LAW OFFICES OF
WEBSTER & ASSOCIATES
A Professional Corporation

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September 24, 2019

Via Eservice and Email

Byron L. Mills, Esq.

Re: Caterina Byrd v. Grady Byrd
D-18-577701-Z

Dear Byron:

This letter is a follow up to the telephone message that I left with your secretary on September 20, 2019 and the e-mail that I sent to you on September 20, 2019 regarding Grady Byrd's wife, Pinky Byrd, signing a consent to release her interest in the military Survivor Benefit Plan. I have not heard back from you.

Pinky Byrd's consent is needed to reinstate Caterina as the beneficiary. This is in furtherance of what the Judge ordered to get Caterina back on as the beneficiary. As you recall, pursuant to the Order of May 22, 2019 (filed on June 26, 2019), Grady was to have 30 days in which to complete the paperwork needed so that Caterina is listed as the beneficiary of Grady's Survivor Benefit Plan. Please see page 5, line 28 and page 6, lines 1-5.

Accordingly, please forward the enclosed Survivor Benefit Plan (SBP) Release by Current Spouse to Grady so that his wife, Pinky, can execute the same. As you can imagine, we are concerned about Grady's health and thus, time is of the essence. Please return a copy to our office no later than Friday, September 27, 2019, to avoid the necessity of a motion. Please forward the original once you are in receipt of the same.

Very truly yours,


Jeanne F. Lambertsen, Esq.

Enc. Release
cc: Caterina Byrd
S: 9/30/19

W:\Family\Byrd, Caterina\Correspondence\Drafts\OC re SBP Release 9.24.19.wpd

6882 Edna Avenue • Las Vegas, Nevada 89146
(702) 562-2300 • Fax: (702) 562-2303

Case Number: D-18-577701-Z

RA000533

SURVIVOR BENEFIT PLAN (SBP) RELEASE BY CURRENT SPOUSE

I, PINKY N. BYRD am executing this document as the current spouse of GRADY BYRD, 424-80-0049.

I hereby agree to the allocation of the Survivor Benefit Plan (SBP) coverage to CATERINA BYRD, the former spouse of GRADY BYRD. She is the rightful beneficiary. I release any and all right, title or interest in this benefit.

I agree to cooperate in signing any additional documents to effectuate the terms of this release.

PINKY N. BYRD

DATE

County of _____
State of _____

I certify that the following person personally appeared before me this day. I have seen satisfactory evidence of her identity by a current state or federal identification with the principal's photograph in the form of a _____. The principal acknowledged to me the voluntary signature above for the purpose stated therein and in the capacity indicated: PINKY N. BYRD, as principal.

Signature of Notary Public

DATE



MILLS & ANDERSON

LAW GROUP

VIA E-MAIL

September 25, 2019

Jeanne Lambertsen, Esq.
Webster & Associates
6882 Edna Avenue
Las Vegas, NV 89146

RE: Byrd v. Byrd

Dear Ms. Lambertsen:

I am responding to your letter of September 24, 2019, regarding the SBP. Mr. Byrd has discussed this matter with his wife, Pinky, and they are not in agreement to have Pinky consent to release the SBP benefits.

Regards,

/S/ BYRON L. MILLS

BYRON L. MILLS, ESQ.

IN THE SUPREME COURT OF THE STATE OF NEVADA

GRADY BYRD,

Appellant,

vs.

CATERINA ANGELA BYRD,

Respondent.

Supreme Court Case No. 80548

**RESPONDENT'S APPENDIX
TO ANSWERING BRIEF
VOLUME XIV**

Submitted By:

/s/ Jeanne F. Lambertsen

ANITA A. WEBSTER, ESQ.

Nevada Bar No. 1211

JEANNE F. LAMBERTSEN, ESQ.

Nevada Bar No. 9460

6882 Edna Avenue

Las Vegas, Nevada 89146

Attorneys for Respondent

Caterina Angela Byrd

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CHRONOLOGICAL LISTING

| <u>EX.</u> | <u>DATE</u> | <u>DOCUMENT</u> | <u>BATES NUMBER</u> |
|------------|-------------|--|-------------------------|
| 1. | 08/27/18 | Motion to Change Venue, Plaintiff, filed 08/27/18. | RA000001 - RA000003 |
| 2. | 10/18/18 | Financial Disclosure Form, Plaintiff, filed 10/18/18. | RA000004 - RA000011 |
| 3. | 11/27/18 | Transcript re: Motion, November 27, 2018. | RA000012 - RA000032 |
| 4. | 12/13/18 | Ex parte Motion for Continuance, Defendant, filed 12/13/18. | RA000033 - RA000035 |
| 5. | 12/18/18 | Order Granting Continuance, Defendant, filed 12/18/18. | RA000036 |
| 6. | 12/19/18 | Plaintiff's Opposition to Defendant's ex parte Motion for A Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For An Order to Show Cause, to divide a Newly Discovered Asset, to Execute QDROs and for Attorney fees and Costs and Counter motion for Attorney Fees and Costs, filed 12/19/18. | RA000037 - RA000058 |
| 7. | 12/27/18 | Notice of Entry of Order for the Order Shortening Time on Plaintiff's Motion filed 12/27/18. | RA000059 - RA000062 |
| 8. | 12/28/18 | Reply to Opposition and/or Counter motion, Defendant, filed 12/28/18. | RA000063 - RA000087 |
| 9. | 01/02/19 | Financial Disclosure Form, Defendant, with five income statements attachments, filed 01/02/19. | RA000088 - RA000100 |
| 10. | 01/15/19 | Plaintiff's Reply to Defendant's Reply to | RA000101 - |

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| | | Plaintiff's Opposition to Defendant's ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, for an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Countermotion for Attorney Fees and Costs, filed 01/15/19. | RA000126 |
| 11. | 01/15/19 | First Supplement to Exhibit Appendix, Plaintiff, in support of her Reply filed 01/15/19. | RA000127 - RA000183 |
| 12. | 1/18/19 | Defendant's Reply to Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to defendant's Ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Counter motion for Attorney fees and Costs, filed 1/18/19. | RA000184 - RA000197 |
| 13. | 04/23/19 | Exhibit Appendix to Plaintiff's Opposition to Defendant's Motion for Reconsideration and Countermotion, Plaintiff, filed 04/23/19. | RA000198 - RA000237 |
| 14. | 04/23/19 | Plaintiff's Ex Parte Application for An Order for Defendant to Appear In Person, filed 04/23/19. | RA000238 - RA000244 |
| 15. | 04/23/19 | Exhibit Appendix to Plaintiff's Ex Parte Application For an Order For Defendant To Appear In Person, Plaintiff, filed 04/23/19. | RA000245 - RA000264 |
| 16. | 05/17/19 | Exhibit Appendix to Plaintiff's Reply to Defendant's Opposition and Countermotion, filed 05/17/19. | RA000265 - RA000322 |
| 17. | 06/17/19 | Plaintiff's Emergency Motion for an Order | RA000323 - |

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| | | to Show Cause Why the Defendant should Not Be Held In contempt of Court and for Attorney Fees and Costs, filed 06/17/19. | RA000337 |
| 18. | 09/10/19 | Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees, filed 09/10/19. | RA000338 - RA000360 |
| 19. | 09/17/19 | Defendant's Motion for a Protective Order pursuant to NRCp 26(C) and for Attorney Fees, filed 09/17/19. | RA000361 - RA000372 |
| 20. | 09/30/19 | Exhibit Appendix to Plaintiff's Motion for Reconsideration, Summary Judgment, Joinder and to continue the Evidentiary Hearing. (Contains Defendant's responses to Plaintiff's Request for Admissions), filed 09/30/19. | RA000373 - RA000417 |
| 21. | 10/11/19 | Notice of Change in Requested Relief in Plaintiff's Motion For Reconsideration, et al, filed on 09/30/19, filed 10/11/19. | RA000418 - RA000421 |
| 22. | 10/17/19 | Minutes re: Calendar Call held on 10/17/19. | RA000422 - RA000423 |
| 23. | 10/21/19 | Exhibit 1 Plaintiff's, admitted at Evidentiary Hearing, Joint Petition for Summary Decree of Divorce. | RA000424 - RA000437 |
| 24. | 10/21/19 | Exhibit 4, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order from the May 2, 2019 hearing, filed on 05/28/19. | RA000438 - RA000443 |
| 25. | 10/21/19 | Exhibit 7, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order to Show Cause, Grady to Appear On October 21, 2019, filed on 07/29/19. | RA000444 - RA000447 |
| 26. | 10/21/19 | Exhibit 8, Plaintiff's, admitted at Evidentiary Hearing, Caterina's Financial | RA000448 - RA000455 |

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| | | Disclosure Form, Amended, filed on 07/15/19. | |
| 27. | 10/21/19 | Exhibit 9, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, Amended, filed 01/18/19. | RA000456 - RA000468 |
| 28. | 10/21/19 | Exhibit 10, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, filed on 06/18/19. | RA000469 - RA000478 |
| 29. | 10/21/19 | Exhibit 13, Plaintiff's, admitted at Evidentiary Hearing: Emails Bates 522-523. E-mail from Defendant to Plaintiff promising the Plaintiff that she will receive the same benefits whether he is married or not, including Survivor Benefit Plan, dated February 20, 2014 and Emails between Defendant and Plaintiff, Defendant writing it is time for a divorce and promising Plaintiff \$3000 a month email dated, February 20 & 21, 2014. | RA000479 - RA000481 |
| 30. | 10/21/19 | Exhibit 14, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff promising Plaintiff \$3,000 a month as long as he lives, et. al, dated March 23, 2014. | RA000482 |
| 31. | 10/21/19 | Exhibit 15, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff, threatening to stop communicating with her, dated March 26, 2014. | RA000483 |
| 32. | 10/21/19 | Exhibit 16, Plaintiff's, admitted at Evidentiary Hearing: Emails between Plaintiff and Defendant, re: retired pay is \$3,017 a month, gives her \$3,000 a month. Live poor until he dies, her monthly expenses, dated February 2014 - April 2014. | RA000484 - RA000488 |

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|-----|----------|---|---------------------|
| 33. | 10/21/19 | Exhibit 17, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant to Plaintiff regarding "just sign the [divorce] papers..." dated March 27, 2014. | RA000489 - RA000490 |
| 34. | 10/21/19 | Exhibit 18, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant "the money will go into your account the first of ever month until I die." "I'm sending you the papers. You sign or I will hire a lawyer and take you to court. You see what you get then." "This is the statement that will go on the divorce papers", dated April 9, 2014 and April 15, 2014. | RA000491 - RA000492 |
| 35. | 10/21/19 | Exhibit 20, Plaintiff's, admitted at Evidentiary Hearing: Email, Bates 9. Email from Plaintiff to Defendant stating that she has no idea what OPM is, and Defendant mad that she wants to see lawyer, dated March 27, 2014. | RA000493 |
| 36. | 10/21/19 | Exhibit 21, Plaintiff's, admitted at Evidentiary Hearing: Emails from Plaintiff to Defendant telling the Defendant that she is feeling very nervous and scared, dated April 8, 2014. Defendant "I will have the following statements entered on the divorce statement". | RA000494 - RA000495 |
| 37. | 10/21/19 | Exhibit 22, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff stating that Plaintiff is not entitled to any more money in the decree of divorce, retire pay is 3017, dated April 8, 2014. Bates13, and "this is your last warning," and Plaintiff asking for \$3000/mo., dated April 10, 2014. | RA000496 - RA000498 |

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|-----|----------|--|---------------------|
| 38. | 10/21/19 | Exhibit 23, Plaintiff's, admitted at Evidentiary Hearing: Email from Plaintiff to Defendant, regarding Plaintiff's health insurance denial, dated July 29, 2016, to August 13, 2016. | RA000499 - RA000502 |
| 39. | 10/21/19 | Exhibit 25, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff regarding Car insurance and cancer surgery, dated July 16, 2018. | RA000503 |
| 40. | 10/21/19 | Exhibit 27, Plaintiff's, admitted at Evidentiary Hearing: Defendant's retirement from Army, beneficiaries, Survivor Benefit Plan, Form DD 2656, dated March 10, 1999. | RA000504 - RA000505 |
| 41. | 10/21/19 | Exhibit 28 Plaintiff's, admitted at Evidentiary Hearing: Grady's retirement account. DFAS Retiree Account Statement, dated December 3, 2017. | RA000506 |
| 42. | 10/21/19 | Exhibit 30, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff year 2015 (Individual). | RA000507 - RA000508 |
| 43. | 10/21/19 | Exhibit 31, Plaintiff's, admitted at Evidentiary Hearing:, Tax Return for Plaintiff year 2016 (Individual). | RA000509 - RA000510 |
| 44. | 10/21/19 | Exhibit 32, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff with form W-2G attached year 2017 (Individual). | RA000511 - RA000513 |
| 45. | 10/21/19 | Exhibit 33, Plaintiff's, admitted at Evidentiary Hearing, Tax Return for Plaintiff year 2018 (Individual). | RA000514 - RA000516 |
| 46. | 10/21/19 | Exhibit 34, Plaintiff's, admitted at Evidentiary Hearing: Plaintiff's residence, USAA Mortgage Loan Statement, dated | RA000517 |

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|-----|----------|---|---------------------|
| | | July 1, 2019. | |
| 47. | 10/21/19 | Exhibit 35, Plaintiff's, admitted at Evidentiary Hearing, Long term care statement. Long Term Care Partners letter to Plaintiff dated November 1, 2017. | RA000518 - RA000521 |
| 48. | 10/21/19 | Exhibit 36, Plaintiff's, Evidentiary Hearing, Plaintiff's Canyon Gate Master Association (HOA) billing statements, dated October 20, 2017, October 18, 2018 and May 13, 2019. | RA000522 - RA000524 |
| 49. | 10/21/19 | Exhibit 38, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd doctor visit. Summary of visit date April 16, 2012. | RA000525 - RA000526 |
| 50. | 10/21/19 | Exhibit 42, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd social security statement. Social Security Statement for Plaintiff, dated June 11, 2019. | RA000527 - RA000532 |
| 51. | 10/21/19 | Exhibit 63, Plaintiff's, admitted at Evidentiary Hearing: Letter to Defendant's counsel, regarding SBP, dated September 24, 2019. | RA000533 - RA000534 |
| 52. | 10/21/19 | Exhibit 64, Plaintiff's, admitted at Evidentiary Hearing, Letter from Defendant's counsel, dated September 25, 2019, responding to Plaintiff's letter dated 9/24/19. | RA000535 |
| 53. | 10/21/19 | Exhibit A, Defendant's, admitted at Evidentiary Hearing: Dept. Of Army (CRSC) decision letter dated 6/20/11. Bates. | RA000536 - RA000538 |
| 54. | 10/21/19 | Exhibit B, Defendant's, admitted at Evidentiary Hearing, CRSC payment history from August 2014 - July 2015 (VA Waiver 3017.60, Retire net pay 128.40). | RA000539 |
| 55. | 10/21/19 | Exhibit C, Defendant's, admitted at Evidentiary Hearing, CRSC pay statement | RA000540 |

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| | | dated 4/22/19. | |
| 56. | 10/21/19 | Exhibit D, Defendant's, admitted at Evidentiary Hearing, VA letter for disability benefits dated 10/16/12 (disability benefit effective 12/01/2011). | RA000541 |
| 57. | 10/21/19 | Exhibit E, Defendant's, admitted at Evidentiary Hearing, Grady's VA payment history from April 1, 2019 - May 31, 2019. | RA000542 |
| 58. | 10/21/19 | Exhibit F, Defendant's, admitted at Evidentiary Hearing, Office of Personnel Management (OPM) letter re: disability application dated 11/12/2010. | RA000543 - RA000545 |
| 59. | 10/21/19 | Exhibit G, Defendant's, admitted at Evidentiary Hearing . OPM letter dated 04/29/2018 re: FERS disability annuity adjustment. | RA000546 |
| 60. | 10/21/19 | Exhibit H, Defendant's, admitted at Evidentiary Hearing OPM Notice of Annuity adjustment re: 07/02/18 payment. | RA000547 |
| 61. | 10/21/19 | Exhibit I, Defendant's, admitted at Evidentiary Hearing, OPM Annuity statement dated March 13, 2019. | RA000548 |
| 62. | 10/21/19 | Exhibit J, Defendant's, admitted at Evidentiary Hearing: Defendant's Social Security Decision dated September 12, 2012. | RA000549 - RA000554 |
| 63. | 10/21/19 | Exhibit K, Defendant's, admitted at Evidentiary Hearing: Defendant's 2014 Social Security Benefit 2014 (Form SSA-1099). | RA000555 |
| 64. | 10/21/19 | Exhibit L, Defendant's, admitted at Evidentiary Hearing, Defendant's Social Security Benefit 2018. | RA000556 |

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| 65. | 11/25/19 | Plaintiff's Memorandum of Fees and Costs, from July 19, 2019 through the date of the Evidentiary hearing on October 21, 2019, filed 11/25/19. | RA000557 - RA000593 |
| 66. | 12/05/19 | Notice of Entry of Order on Discovery Commissioner's Report and Recommendations, filed 12/05/19. | RA000594 - RA000602 |
| 67. | 03/18/20 | Plaintiff's Ex Parte Application for an Income Withholding Order, filed 03/18/20. | RA000603 - RA000615 |
| 68. | 04/03/20 | Opposition to Plaintiff's Ex -Parte Application for Income Withholding Order, Defendant, filed 04/03/20. | RA000616 - RA000625 |
| 69. | 04/10/20 | Plaintiff's Reply to Defendant's Opposition to Plaintiff's Ex Parte Application for an Income Withholding Order, filed 04/10/20. | RA000626 - RA000655 |

INDEX

ALPHABETICAL LISTING

| <u>EX.</u> | <u>DATE</u> | <u>DOCUMENT</u> | <u>BATES NUMBER</u> |
|-------------------|--------------------|---|--------------------------------|
| 19. | 09/17/19 | Defendant's Motion for a Protective Order pursuant to NRCP 26(C) and for Attorney Fees, filed 09/17/19. | RA000361 - RA000372 |
| 12. | 1/18/19 | Defendant's Reply to Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to defendant's Ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Counter motion for Attorney fees and Costs, filed 1/18/19. | RA000184 - RA000197 |

| | | | |
|-----|----------|--|---------------------|
| 4. | 12/13/18 | Ex parte Motion for Continuance, Defendant, filed 12/13/18. | RA000033 - RA000035 |
| 53. | 10/21/19 | Exhibit A, Defendant's, admitted at Evidentiary Hearing: Dept. Of Army (CRSC) decision letter dated 6/20/11. Bates. | RA000536 - RA000538 |
| 15. | 04/23/19 | Exhibit Appendix to Plaintiff's Ex Parte Application For an Order For Defendant To Appear In Person, Plaintiff, filed 04/23/19. | RA000245 - RA000264 |
| 16. | 05/17/19 | Exhibit Appendix to Plaintiff's Reply to Defendant's Opposition and Countermotion, filed 05/17/19. | RA000265 - RA000322 |
| 20. | 09/30/19 | Exhibit Appendix to Plaintiff's Motion for Reconsideration, Summary Judgment, Joinder and to continue the Evidentiary Hearing. (Contains Defendant's responses to Plaintiff's Request for Admissions), filed 09/30/19. | RA000373 - RA000417 |
| 13. | 04/23/19 | Exhibit Appendix to Plaintiff's Opposition to Defendant's Motion for Reconsideration and Countermotion, Plaintiff, filed 04/23/19. | RA000198 - RA000237 |
| 54. | 10/21/19 | Exhibit B, Defendant's, admitted at Evidentiary Hearing, CRSC payment history from August 2014 - July 2015 (VA Waiver 3017.60, Retire net pay 128.40). | RA000539 |
| 55. | 10/21/19 | Exhibit C, Defendant's, admitted at Evidentiary Hearing, CRSC pay statement dated 4/22/19. | RA000540 |
| 56. | 10/21/19 | Exhibit D, Defendant's, admitted at Evidentiary Hearing, VA letter for disability benefits dated 10/16/12 (disability benefit effective 12/01/2011). | RA000541 |
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| 58. | 10/21/19 | Exhibit F, Defendant's, admitted at Evidentiary Hearing, Office of Personnel Management (OPM) letter re: disability application dated 11/12/2010. | RA000543 - RA000545 |
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| 60. | 10/21/19 | Exhibit H, Defendant's, admitted at Evidentiary Hearing OMP Notice of Annuity adjustment re: 07/02/18 payment. | RA000547 |
| 61. | 10/21/19 | Exhibit I, Defendant's, admitted at Evidentiary Hearing, OPM Annuity statement dated March 13, 2019. | RA000548 |
| 62. | 10/21/19 | Exhibit J, Defendant's, admitted at Evidentiary Hearing: Defendant's Social Security Decision dated September 12, 2012. | RA000549 - RA000554 |
| 63. | 10/21/19 | Exhibit K, Defendant's, admitted at Evidentiary Hearing: Defendant's 2014 Social Security Benefit 2014 (Form SSA-1099). | RA000555 |
| 64. | 10/21/19 | Exhibit L, Defendant's, admitted at Evidentiary Hearing, Defendant's Social Security Benefit 2018. | RA000556 |
| 23. | 10/21/19 | Exhibit 1, Plaintiff's, admitted at Evidentiary Hearing, Joint Petition for Summary Decree of Divorce. | RA000424 - RA000437 |
| 24. | 10/21/19 | Exhibit 4, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order from the May 2, 2019 hearing, filed on 05/28/19. | RA000438 - RA000443 |
| 25. | 10/21/19 | Exhibit 7, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order to Show Cause, Grady to Appear On October 21, 2019, filed on 07/29/19. | RA000444 - RA000447 |

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| 26. | 10/21/19 | Exhibit 8, Plaintiff's, admitted at Evidentiary Hearing, Caterina's Financial Disclosure Form, Amended, filed on 07/15/19. | RA000448 - RA000455 |
| 27. | 10/21/19 | Exhibit 9, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, Amended, filed 01/18/19. | RA000456 - RA000468 |
| 28. | 10/21/19 | Exhibit 10, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, filed on 06/18/19. | RA000469 - RA000478 |
| 29. | 10/21/19 | Exhibit 13, Plaintiff's, admitted at Evidentiary Hearing: Emails Bates 522-523. E-mail from Defendant to Plaintiff promising the Plaintiff that she will receive the same benefits whether he is married or not, including Survivor Benefit Plan, dated February 20, 2014 and Emails between Defendant and Plaintiff, Defendant writing it is time for a divorce and promising Plaintiff \$3000 a month email dated, February 20 & 21, 2014. | RA000479 - RA000481 |
| 30. | 10/21/19 | Exhibit 14, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff promising Plaintiff \$3,000 a month as long as he lives, et. al, dated March 23, 2014. | RA000482 |
| 31. | 10/21/19 | Exhibit 15, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff, threatening to stop communicating with her, dated March 26, 2014. | RA000483 |
| 32. | 10/21/19 | Exhibit 16, Plaintiff's, admitted at Evidentiary Hearing: Emails between Plaintiff and Defendant, re: retired pay is \$3,017 a month, gives her \$3,000 a month. Live poor until he dies, her monthly expenses, dated February 2014 - April 2014. | RA000484 - RA000488 |

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| 33. | 10/21/19 | Exhibit 17, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant to Plaintiff regarding "just sign the [divorce] papers..." dated March 27, 2014. | RA000489 - RA000490 |
| 34. | 10/21/19 | Exhibit 18, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant "the money will go into your account the first of ever month until I die." "I'm sending you the papers. You sign or I will hire a lawyer and take you to court. You see what you get then." "This is the statement that will go on the divorce papers", dated April 9, 2014 and April 15, 2014. | RA000491 - RA000492 |
| 35. | 10/21/19 | Exhibit 20, Plaintiff's, admitted at Evidentiary Hearing: Email, Bates 9. Email from Plaintiff to Defendant stating that she has no idea what OPM is, and Defendant mad that she wants to see lawyer, dated March 27, 2014. | RA000493 |
| 36. | 10/21/19 | Exhibit 21, Plaintiff's, admitted at Evidentiary Hearing: Emails from Plaintiff to Defendant telling the Defendant that she is feeling very nervous and scared, dated April 8, 2014. Defendant "I will have the following statements entered on the divorce statement". | RA000494 - RA000495 |
| 37. | 10/21/19 | Exhibit 22, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff stating that Plaintiff is not entitled to any more money in the decree of divorce, retire pay is 3017, dated April 8, 2014. Bates13, and "this is your last warning," and Plaintiff asking for \$3000/mo., dated April 10, 2014. | RA000496 - RA000498 |
| 38. | 10/21/19 | Exhibit 23, Plaintiff's, admitted at Evidentiary Hearing: Email from Plaintiff to Defendant, regarding Plaintiff's health insurance denial, dated July 29, 2016, to | RA000499 - RA000502 |

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|-----|----------|---|------------------------|
| | | August 13, 2016. | |
| 39. | 10/21/19 | Exhibit 25, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff regarding Car insurance and cancer surgery, dated July 16, 2018. | RA000503 |
| 40. | 10/21/19 | Exhibit 27, Plaintiff's, admitted at Evidentiary Hearing: Defendant's retirement from Army, beneficiaries, Survivor Benefit Plan, Form DD 2656, dated March 10, 1999. | RA000504 - RA000505 |
| 41. | 10/21/19 | Exhibit 28 Plaintiff's, admitted at Evidentiary Hearing: Grady's retirement account. DFAS Retiree Account Statement, dated December 3, 2017. | RA000506 |
| 42. | 10/21/19 | Exhibit 30, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff year 2015 (Individual). | RA000507 - RA000508 |
| 43. | 10/21/19 | Exhibit 31, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff year 2016 (Individual). | RA000509 - RA000510 |
| 44. | 10/21/19 | Exhibit 32, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff with form W-2G attached year 2017 (Individual). | RA000511 - RA000513 |
| 45. | 10/21/19 | Exhibit 33, Plaintiff's, admitted at Evidentiary Hearing, Tax Return for Plaintiff year 2018 (Individual). | RA000514 - RA000516 |
| 46. | 10/21/19 | Exhibit 34, Plaintiff's, admitted at Evidentiary Hearing: Plaintiff's residence, USAA Mortgage Loan Statement, dated July 1, 2019. | RA000517 |
| 47. | 10/21/19 | Exhibit 35, Plaintiff's, admitted at Evidentiary Hearing, Long term care statement. Long Term Care Partners letter to | RA000518 - RA000521 |

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| | | Plaintiff dated November 1, 2017. | |
| 48. | 10/21/19 | Exhibit 36, Plaintiff's, Evidentiary Hearing, Plaintiff's Canyon Gate Master Association (HOA) billing statements, dated October 20, 2017, October 18, 2018 and May 13, 2019. | RA000522 - RA000524 |
| 49. | 10/21/19 | Exhibit 38, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd doctor visit. Summary of visit date April 16, 2012. | RA000525 - RA000526 |
| 50. | 10/21/19 | Exhibit 42, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd social security statement. Social Security Statement for Plaintiff, dated June 11, 2019. | RA000527 - RA000532 |
| 51. | 10/21/19 | Exhibit 63, Plaintiff's, admitted at Evidentiary Hearing: Letter to Defendant's counsel, regarding SBP, dated September 24, 2019. | RA000533 - RA000534 |
| 52. | 10/21/19 | Exhibit 64, Plaintiff's, admitted at Evidentiary Hearing, Letter from Defendant's counsel, dated September 25, 2019, responding to Plaintiff's letter dated 9/24/19. | RA000535 |
| 9. | 01/02/19 | Financial Disclosure Form, Defendant, with five income statements attachments, filed 01/02/19. | RA000088 - RA000100 |
| 2. | 10/18/18 | Financial Disclosure Form, Plaintiff, filed 10/18/18. | RA000004 - RA000011 |
| 11. | 01/15/19 | First Supplement to Exhibit Appendix, Plaintiff, in support of her Reply filed 01/15/19. | RA000127 - RA000183 |
| 22. | 10/17/19 | Minutes re: Calendar Call held on 10/17/19. | RA000422 - RA000423 |
| 1. | 08/27/18 | Motion to Change Venue, Plaintiff, filed 08/27/18. | RA000001 - RA000003 |
| 21. | 10/11/19 | Notice of Change in Requested Relief in | RA000418 - |

| | | | |
|-----|----------|--|---------------------|
| | | Plaintiff's Motion For Reconsideration, et al, filed on 09/30/19, filed 10/11/19 | RA000421 |
| 7. | 12/27/18 | Notice of Entry of Order for the Order Shortening Time on Plaintiff's Motion filed 12/27/18. | RA000059 - RA000062 |
| 66. | 12/05/19 | Notice of Entry of Order on Discovery Commissioner's Report and Recommendations, filed 12/05/19. | RA000594 - RA000602 |
| 68. | 04/03/20 | Opposition to Plaintiff's Ex -Parte Application for Income Withholding Order, Defendant, filed 04/03/20. | RA000616 - RA000625 |
| 5. | 12/18/18 | Order Granting Continuance, Defendant, filed 12/18/18. | RA000036 |
| 17. | 06/17/19 | Plaintiff's Emergency Motion for an Order to Show Cause Why the Defendant should Not Be Held In contempt of Court and for Attorney Fees and Costs, filed 06/17/19. | RA000323 - RA000337 |
| 14. | 04/23/19 | Plaintiff's Ex Parte Application for An Order for Defendant to Appear In Person, filed 04/23/19. | RA000238 - RA000244 |
| 67. | 03/18/20 | Plaintiff's Ex Parte Application for an Income Withholding Order, filed 03/18/20. | RA000603 - RA000615 |
| 65. | 11/25/19 | Plaintiff's Memorandum of Fees and Costs, from July 19, 2019 through the date of the Evidentiary hearing on October 21, 2019, filed 11/25/19. | RA000557 - RA000593 |
| 18. | 09/10/19 | Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees, filed 09/10/19. | RA000338 - RA000360 |
| 6. | 12/19/18 | Plaintiff's Opposition to Defendant's ex parte Motion for A Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For | RA000037 - RA000058 |

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| | | An Order to Show Cause, to divide a Newly Discovered Asset, to Execute QDROs and for Attorney fees and Costs and Counter motion for Attorney Fees and Costs, filed 12/19/18. | |
| 10. | 01/15/19 | Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to Defendant's ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, for an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Countermotion for Attorney Fees and Costs, filed 01/15/19. | RA000101 - RA000126 |
| 69. | 04/10/20 | Plaintiff's Reply to Defendant's Opposition to Plaintiff's Ex Parte Application for an Income Withholding Order, filed 04/10/20. | RA000626 - RA000655 |
| 8. | 12/28/18 | Reply to Opposition and/or Counter motion, Defendant, filed 12/28/18. | RA000063 - RA000087 |
| 3. | 11/27/18 | Transcript re: Motion, November 27, 2018. | RA000012 - RA000032 |

Certificate of Service

Pursuant to NRAP 25(c)(1)(E), I hereby certify, under penalty of perjury, that I am an employee of Webster & Associates and that on the 13th day of August, 2020, I caused to be served the foregoing document by way of NEFCR 9 Notice of Electronic Filing to the following:

Daniel W. Anderson
Mills & Anderson
Counsel for Appellant, Grady Edward Byrd


An employee of WEBSTER & ASSOCIATES



DEPARTMENT OF THE ARMY
U.S. ARMY HUMAN RESOURCES COMMAND
1600 SPEARHEAD DIVISION AVENUE
FORT KNOX, KY 40122

June 20, 2011

Combat-Related Special Compensation Branch

CSM (RET) Grady E. Byrd
PSC 517 Box RCV
FPO , AP 96517

Original Application Date: July 25, 2003

Subject: Army CRSC Decision Letter, (Claim #:275737):

Dear CSM Byrd (Retired)

We have reviewed your claim for Combat-Related Special Compensation (CRSC) and have approved your claim in accordance with current program guidance. A copy of this decision letter will be sent to Defense Finance and Accounting Service (DFAS) for payment calculation and processing. Payment questions should be referred to DFAS at 1-800-321-1080.

Verified as Combat-Related:

| VASRD | Description | Combat Code | % | CRSC Effective Date | Justification /Comments |
|-------|--|-------------|-----|---------------------|--|
| 6100 | Hearing Loss | IN | 0% | Jan 04 | Previously awarded; verified percentage and effective date |
| 5255 | Right Hip Condition (5299-5255) | HS | 10% | Jan 04 | Documentation supports evidence of injury while performing hazardous service |
| 5271 | Bilateral, Right Ankle Strain | HS | 10% | Jan 04 | Previously awarded; verified percentage and effective date. |
| 5271 | Bilateral, Left Ankle Strain | HS | 10% | Jan 04 | Previously awarded; verified percentage and effective date. |
| 5215 | Status Post Closed Fracture, Right Wrist | SW | 0% | Jan 04 - Oct 04 | Previously awarded; verified percentage and effective date |
| 5215 | Status Post Closed Fracture, Right Wrist | SW | 10% | Nov 04 | Previously awarded; verified percentage and effective date |
| 5293 | Degenerative Disc Disease With Protrusion Of L4-5 Disc And Radiculopathy | HS | 20% | Jan 04 | Previously awarded; verified percentage and effective date. |

Army CRSC Decision Letter

RA000536

CSM (RET) Grady E. Byrd (Claim #:275737)

| VASRD | Description | Combat Code | % | CRSC Effective Date | Justification /Comments |
|-------|--------------------------------------|-------------|-----|---------------------|---|
| 5024 | Impingement Syndrome, Right Shoulder | HS | 10% | Jan 04 | Previously awarded; verified percentage and effective date. |
| 6260 | Tinnitus | IN | 10% | Jan 04 | Previously awarded; verified percentage and effective date. |

Total Combined Percentage:

| | | |
|----------------------------------|-----|-----------------|
| Total Combat-Related Disability: | 50% | Jan 04 - Oct 04 |
| Total Combat-Related Disability: | 60% | Nov 04 |

Unable to Verify as a Combat-Related Disability:

| VASRD | Description Affected | % | Justification/Comments |
|-------|--|-----|--|
| 5279 | Residuals, Injury To Left Great Toe (5010-5279) | 10% | Previously requested: no new evidence to show combat-related event caused condition. |
| 5262 | Degenerative Joint Disease, Right Knee (5010-5262) | 10% | Previously requested: no new evidence provided to show combat-related event caused condition |
| 5024 | Impingement Syndrome, Left Shoulder | 10% | Previously requested: no new evidence provided to show combat-related event caused condition |

Please keep us informed of any changes that take place regarding your CRSC-approved disability ratings. Additionally, if the VA awards you new disabilities that may be combat related, please forward copies of the VA Rating Decision Letter(s) awarding these new conditions to our office for consideration.

To apply for an additional disability or reconsideration of a previously unverified/changed condition, send a completed Reconsideration Form (CRSC Form 12E) with new supporting documentation to:

Mail: DEPARTMENT OF THE ARMY
U.S. Army Human Resources Command
ATTN: AHRC-PDP-V (CRSC)
1600 Spearhead Division Avenue – Dept 480
Fort Knox, Kentucky 40122
eFax: 1-502-613-9550

CSM (RET) Grady E. Byrd (Claim #:275737)

If you are receiving Concurrent Retirement and Disability Pay (CRDP): You cannot receive both CRDP and CRSC payments, per Public Laws 107-314 and 108-136. If CRSC is more beneficial than CRDP, DFAS will make this election for you. CRSC payments will be made in the same manner as your retired pay (i.e., EFT or check). For more information on CRDP, please review the DFAS website at: <http://www.dod.mil/dfas/retiredpay/concurrentretirementanddisabilitypay.html>.

Six Year Statute of Limitations: CRSC is subject to the 6-year statute of limitations, 31 U.S.C., Section 3702(b). In order to receive the full retroactive CRSC entitlement, you must file your CRSC claim within 6 years of any VA rating decision that could potentially make you eligible for CRSC or the date you become entitled to retired pay, whichever is more recent. If you file your claim more than 6 years after initial eligibility, you will be restricted to 6 years of any retroactive entitlement. Any questions relating to the payment of this claim must be addressed to Defense Finance and Accounting Service (DFAS) who is the pay authority for CRSC.

Thank you for your dedication and selfless service to our Nation. We recommend that you keep this decision as part of your military personnel records. If you have questions regarding this decision, or need Reconsideration Form (CRSC 12e), contact 1-866-281-3254 or visit www.crsc.army.mil.

Sincerely,



RA000539

CRSC PAY STATEMENT

STATEMENT EFFECTIVE DATE

Apr 22, 2019

PAYMENT DATE

MAY 01, 2019

SSN

***-**-0049

RETIREE'S NAME AND ADDRESS

PLEASE REMEMBER TO NOTIFY DFAS IF YOUR ADDRESS CHANGES

GRADY E BYRD
PSC 517
BOX 6834
FPO AP 96517-0000

PAYMENT ADDRESS
DIRECT DEPOSIT

HOW TO CONTACT US

Defense Finance and Accounting Service
US Military Retirement Pay
8899 E 56th Street
Indianapolis, IN 46249-1200

COMMERCIAL (216) 522-5955
TOLL FREE 1-800-321-1080
TOLL FREE FAX 1-800-469-6559

myPay
<https://myPay.dfas.mil>

PAYMENT INFORMATION

| | |
|----------------------------|----------|
| CRSC Amount | 3,227.58 |
| CRSC Debt Deduction | 0.00 |
| CRSC Garnishment Deduction | 93.94 |
| CRSC Net Pay | 3,133.64 |

ENTITLEMENT INFORMATION

| | |
|--|----------|
| Retired Pay Before Deductions | 3,363.00 |
| Retired Pay Offset By DVA Compensation | 3,227.58 |
| CRSC Debt Balance | 0.00 |
| Branch of Military Service | ARMY |
| Garnishment Being Withheld | YES |

THE DVA OR YOUR BRANCH OF SERVICE PROVIDED THE FOLLOWING

| | |
|---|--------------|
| CRSC Special Monthly Compensation Code | 00 |
| Unemployable | YES |
| DVA Disability % | 90 |
| Combat Related Disability % | 60 |
| Purple Heart % | |
| CRSC Start Date | JAN 01, 2004 |
| Special Monthly Compensation Start Date | |

REMARKS

Please refer to DFAS.mil for information about CRSC and this statement.
Garnishment amount of \$83.94 is for monthly SBP premium.

RA000540



DEPARTMENT OF VETERANS AFFAIRS

Regional Office
PSC 501
DPO AP 96515

MR GRADY E BYRD
PSC 517
BOX RCV
FPO AP 96517

October 16, 2012358/21

In Reply Refer To: [REDACTED]

To Whom It May Concern:

This letter from the Department of Veterans Affairs certifies that Mr. Grady E. Byrd is receiving service-connected disability compensation.

The current benefit paid is as follows:

| | |
|----------------------|------------------|
| Gross Benefit Amount | \$2,924.00/mo. |
| Net Amount Paid | \$2,924.00/mo. |
| Effective Date | December 1, 2011 |
| Percent Disability | 70% |

The Veteran is in receipt of a total rating since he is unable to work due to his service-connected disabilities.

Sincerely yours,

Melinda S. Hopson

MELINDA S. HOPSON
Veterans Service Center Manager

For inquiries, visit our website at <https://iris.va.gov>

211/290/afc



Payment History

▼ Payments

undefined

Display 3 Months

| Date | Amount | Type | Method |
|------------|------------|------------------------------------|----------------|
| 04 31 2019 | \$2,934.53 | Compensation & Pension - Recurring | Direct Deposit |
| 04 01 2019 | \$2,934.53 | Compensation & Pension - Recurring | Direct Deposit |
| 04 01 2019 | \$2,934.53 | Compensation & Pension - Recurring | Direct Deposit |

About Payments

Disclaimer: Detailed information about some benefits payments may not be available online. For example, payments made in amounts less than \$1 for direct deposit or \$5 for mailed checks will not be displayed in your online payment history. Gross payments and modifications will display only for recurring and irregular compensation payments. If you have questions about payments made by VA, please call the VA Help Desk at 1-800-827-1000.

Payment Dates: VA pays benefits on the first day of each month for the previous month. But if the first day of the month falls on a weekend or holiday, payment is made on the last business day of the previous month. Example: If May 1 is a Saturday, then benefits would be paid on Friday, April 30.

▶ Returned Payments

undefined



United States
Office of
Personnel Management Washington, DC 20415-0001

November 12, 2010

Grady E. Byrd
PSC-517, Box RCV
FPO-AP 96517

CSA: 8454444

Dear Mr. Byrd:

This letter is to inform you that your application for disability retirement under the Federal Employees Retirement System (FERS) has been approved and to provide information that will be helpful in your transition from employment to retirement. It explains the steps that must be taken before you can begin receiving annuity payments. It provides important information on other factors that may have a major impact on your disability retirement.

Interim Payments

According to the information we received from your agency, you have not been separated from Federal service. We will notify your agency that your disability retirement has been approved and ask them to separate you from Federal service. We will also ask your agency to forward your final records to us, including your last day in a pay status. Once we are advised of your last day in a pay status we will authorize interim payments, which are usually about 80 percent of the amount of your actual monthly annuity payments. You should receive your first interim payment within 10 days of your agency certifying your last day in pay to us. You will continue to receive interim payments on the first business day of each month until we complete the processing of your application for a disability retirement.

Social Security Administration Awards

We cannot start your annuity payments until we receive confirmation that you have applied for Social Security disability benefits. If you have not already done so, you must apply for them now and send us a copy of the receipt that they will send to you. If you have already sent us a copy of the receipt, you do not need to take any action.

If the Social Security Administration awards you monthly benefits, you must immediately notify us of the amount and the effective date of the monthly benefit. You can do this by sending us a photocopy of their award notice or their statement showing the monthly benefit amount and the effective date they determined your eligibility began. We conduct periodic checks against Social Security records to discover unreported awards.

RA000543

You should send their application receipt and notification that you have been approved for Social Security benefits to the U.S. Office of Personnel Management, Federal Employees Retirement System, Boyers, PA 16017.

We will continue processing your claim after we receive the final records from your employing agency and a receipt or other confirmation that you have applied for Social Security benefits.

If you are under age 62, your FERS disability benefits for the first 12 months will be equal to 60 percent of your high-three year average salary minus 100 percent of your Social Security benefit for any month in which you are entitled to Social Security disability benefits. After the first year, your disability annuity will be equal to 40 percent of your high-three year average salary minus 60 percent of your Social Security benefit for any month in which you are entitled to Social Security disability benefits. FERS disability benefits usually begin before the claim for Social Security benefits is fully processed. Because the FERS disability benefit must be reduced by 100 percent of any Social Security benefit payable for 12 months, Social Security checks should not be negotiated until the FERS benefit has been reduced. The Social Security checks will be needed to pay OPM for the reduction which should have been made in the FERS annuity.

U.S. Dept. of Labor's Office of Workers' Compensation Program (OWCP) Benefits
In general, you may not receive annuity payments from both OPM and OWCP for the same period of time. However, if you are eligible to receive a civil service annuity and an OWCP Non-Scheduled Total or Partial Award for the same period of time, you may elect which benefit you want to receive. You may receive payments from both OPM and OWCP for the same period of time only if, (1) you are receiving OWCP payments for a Scheduled (loss of limb or function) Award, (2) you are receiving OWCP payments due to the death of another person and you are eligible for receiving an annuity on the basis of your own Federal service, or (3) in place of receiving an OWCP Non-Scheduled Total or Partial Award, you are receiving a Third Party Settlement from the party directly responsible for your injury. If you are receiving OWCP payments but not for one of the three reasons stated above and are also receiving payments from OPM, please contact us by calling 1(888) 767-6738, or by writing to the U.S. Office of Personnel Management, Retirement Operations Center, Boyers, PA 16017.

Recovery Situations

If you are under age 60, we may ask you from time to time to submit detailed medical evidence to show your condition continues to be disabling. If the medical evidence shows your condition has improved to the point where you can again perform the duties of your previous position, we will find that you are recovered from your disabling medical condition. With such a finding, annuity payments will stop on the first day of the month beginning one year after the date of the medical examination showing your recovery.

Furthermore, we will honor a written and signed statement of medical recovery that you voluntarily submit if the medical documentation on file does not demonstrate mental incompetency. Disability annuity payments will stop on the first day of the month beginning one year after the date of your voluntary statement.

If you are reemployed into a permanent position with the Federal Government at any time before age 60 at the same or higher grade/pay level and tenure as the position from which you retired, you will be found recovered. Disability annuity payments will stop on the first day of the month following the month of the recovery finding.

If you are found recovered from any of these situations, your former employing agency is not obligated to rehire you into your former position, or any other position. If your annuity payments are stopped because you are found medically recovered, you may be eligible for a deferred annuity at age 62, or at an earlier date if you meet the service criteria for a discontinued service retirement.

Restoration of Earning Capacity

If you are under age 60 and working in a non-federal position, there is a limit on the amount you can earn from wages and self-employment and still be entitled to your annuity payment. If your earnings in any calendar year equal at least 80 percent of the current salary of the position from which you retired, we will find your earning capacity to have been restored. Disability annuity payments will stop six months from the end of the calendar year in which your earning capacity is restored.

Medicare

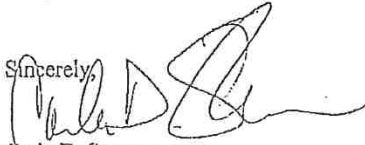
If you believe you qualify for Medicare, you should contact the Social Security Administration promptly at 1-800-772-1213 to make arrangements for filing an application. A delay in filing could result in a delay in the date your Medicare entitlement may begin.

Reporting Responsibilities

Be sure to notify us if you are reemployed with the Federal Government, your marital status changes, or there is a change in either the address where your payments are sent or the address where you wish us to send correspondence and notices. You can report these events and ask questions concerning this letter to our Retirement Information Office at 1(888) 767-6738, or by writing to the U.S. Office of Personnel Management, Retirement Operations Center, Boyers, PA 16017. Be sure to include your Civil Service Annuity (CSA) claim number on any correspondence and keep this letter for future reference.

For more information about disability retirement you can visit our website at <http://www.opm.gov/retire>.

Sincerely,



Carla D. Stevenson
Legal Administrative Specialist
Disability Branch
Disability, Reconsideration
And Appeals Group



UNITED STATES
OFFICE OF
PERSONNEL MANAGEMENT

Washington, D.C. 20415

APRIL 29, 2018
A84544440

GRADY E BYRD
PUROK 2 CANGKATING
SIBULAN
NEGROS ORIENTAL 6201
PHILIPPINES

Dear GRADY E BYRD :

This notice explains an adjustment in your Federal Employees Retirement System (FERS) disability annuity.

The law requires us to adjust the annuity paid to a FERS disability retiree when the retiree reaches age 62. Since you turned 62 on MAY 07, 2018, we have recomputed your annuity. Effective MAY 07, 2018, your new gross rate is \$1,290.00. The annuity you receive on or about JUNE 01, 2018, which pays the annuity due you for the month of MAY, will be the first to reflect your new rate. That payment will also include a one-time payment adjustment of \$98.80 representing the additional annuity due you at the OLD rate for the month of MAY. The current monthly survivor annuity is \$716.00. You will receive a separate notice, which shows the deductions from your new monthly gross.

Your new annuity rate represents the annuity payable if you had continued to work until the date before your 62nd birthday and retired under the non-disability provisions of the FERS retirement law. We increased your total creditable service by the time you were in receipt of FERS disability annuity. We increased your "high-3" average salary by all applicable FERS cost-of-living adjustments during the same period. Your new annuity is based on 17 years and 11 months of service and a "high-3" average salary of \$96,034.

The enclosed information sheet contains an explanation of the FERS disability annuity computations. If you have questions, please let us know.

Sincerely,

Claims 1 Group

Enclosure

RA000546



U.S. Office of Personnel Management
Retirement Services Program

Notice of Annuity Adjustment

Claim Number: [REDACTED]

Dear GRADY E BYRD,

The amount we are paying you has changed. This letter provides your new monthly annuity rate and information about any adjustment reflected in your July 2, 2018 payment, which pays your annuity for the month of June. Please keep this notice for your records. We will mail you another notice the next time your payment amount changes.

\$ 1,290.00 Gross Monthly Annuity
-No more accrued annuity is payable.

\$ - 656.28 Annuity Overpayment

\$ - 30.88 Basic Life Insurance

\$ 602.84 Net Monthly Annuity

If you have questions about this notice, you may call the Retirement Information Office at 1-888-767-6738 between 7:30 a.m. and 5:00 p.m. Eastern time, Monday through Friday and speak to a Customer Service Specialist. Please call us at 202-606-0500 if you live within local calling distance of Washington, DC. You may also contact us using email at retire@opm.gov.

Go to www.servicesonline.opm.gov to find out how to receive your IRS 1099R, annual mailer and other informational alerts electronically.

A great deal of retirement information is available online at www.opm.gov/retire.

Retirement Services

RI 35-23A
MCDDBR
Revised Sept 2005

RA000547



Retirement Services

UNITED STATES
OFFICE OF PERSONNEL MANAGEMENT
RETIREMENT PROGRAMS
BOYERS, PA 16017

Annuity Statement

| |
|----------------------|
| Name of Annuitant |
| GRADY E BYRD |
| PUROK 2 CANGMATING |
| SIBULAN |
| NEGROS ORIENTAL 6201 |
| PHILIPPINES |

| |
|------------------------|
| Date Printed |
| Mar 13, 2019 |
| Annuitant Claim Number |
| A84544440 |

Payment Dated: Mar 1, 2019

The following information is provided in response to your request for verification of your retirement benefits under the Civil Service Retirement System or the Federal Employees Retirement System.

| Deductions/Additions | | |
|----------------------|-----------------------------------|------------|
| Code | Description | Amount |
| | Gross Amount of Annuity | \$1,315.00 |
| 46 | Basic Life Insurance Premiums | -\$30.88 |
| 12 | Collection of Annuity Overpayment | -\$193.15 |
| 12 | Collection of Annuity Overpayment | -\$463.13 |
| | Net Amount of Annuity | \$627.84 |

The annuity of a retired member terminates on the day the members dies or the date of other terminating events provided by title 5, U.S. Code, Section 8345(c), et seq.

Sincerely,

Nicholas Ashenden
Deputy Associate Director
Retirement Operations

IN THE SUPREME COURT OF THE STATE OF NEVADA

GRADY BYRD,

Appellant,

vs.

CATERINA ANGELA BYRD,

Respondent.

Supreme Court Case No. 80548

**RESPONDENT'S APPENDIX
TO ANSWERING BRIEF
VOLUME XV**

Submitted By:

/s/ Jeanne F. Lambertsen

ANITA A. WEBSTER, ESQ.

Nevada Bar No. 1211

JEANNE F. LAMBERTSEN, ESQ.

Nevada Bar No. 9460

6882 Edna Avenue

Las Vegas, Nevada 89146

Attorneys for Respondent

Caterina Angela Byrd

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CHRONOLOGICAL LISTING

| <u>EX.</u> | <u>DATE</u> | <u>DOCUMENT</u> | <u>BATES NUMBER</u> |
|------------|-------------|--|-------------------------|
| 1. | 08/27/18 | Motion to Change Venue, Plaintiff, filed 08/27/18. | RA000001 - RA000003 |
| 2. | 10/18/18 | Financial Disclosure Form, Plaintiff, filed 10/18/18. | RA000004 - RA000011 |
| 3. | 11/27/18 | Transcript re: Motion, November 27, 2018. | RA000012 - RA000032 |
| 4. | 12/13/18 | Ex parte Motion for Continuance, Defendant, filed 12/13/18. | RA000033 - RA000035 |
| 5. | 12/18/18 | Order Granting Continuance, Defendant, filed 12/18/18. | RA000036 |
| 6. | 12/19/18 | Plaintiff's Opposition to Defendant's ex parte Motion for A Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For An Order to Show Cause, to divide a Newly Discovered Asset, to Execute QDROs and for Attorney fees and Costs and Counter motion for Attorney Fees and Costs, filed 12/19/18. | RA000037 - RA000058 |
| 7. | 12/27/18 | Notice of Entry of Order for the Order Shortening Time on Plaintiff's Motion filed 12/27/18. | RA000059 - RA000062 |
| 8. | 12/28/18 | Reply to Opposition and/or Counter motion, Defendant, filed 12/28/18. | RA000063 - RA000087 |
| 9. | 01/02/19 | Financial Disclosure Form, Defendant, with five income statements attachments, filed 01/02/19. | RA000088 - RA000100 |
| 10. | 01/15/19 | Plaintiff's Reply to Defendant's Reply to | RA000101 - |

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| | | Plaintiff's Opposition to Defendant's ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, for an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Countermotion for Attorney Fees and Costs, filed 01/15/19. | RA000126 |
| 11. | 01/15/19 | First Supplement to Exhibit Appendix, Plaintiff, in support of her Reply filed 01/15/19. | RA000127 - RA000183 |
| 12. | 1/18/19 | Defendant's Reply to Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to defendant's Ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Counter motion for Attorney fees and Costs, filed 1/18/19. | RA000184 - RA000197 |
| 13. | 04/23/19 | Exhibit Appendix to Plaintiff's Opposition to Defendant's Motion for Reconsideration and Countermotion, Plaintiff, filed 04/23/19. | RA000198 - RA000237 |
| 14. | 04/23/19 | Plaintiff's Ex Parte Application for An Order for Defendant to Appear In Person, filed 04/23/19. | RA000238 - RA000244 |
| 15. | 04/23/19 | Exhibit Appendix to Plaintiff's Ex Parte Application For an Order For Defendant To Appear In Person, Plaintiff, filed 04/23/19. | RA000245 - RA000264 |
| 16. | 05/17/19 | Exhibit Appendix to Plaintiff's Reply to Defendant's Opposition and Countermotion, filed 05/17/19. | RA000265 - RA000322 |
| 17. | 06/17/19 | Plaintiff's Emergency Motion for an Order | RA000323 - |

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| | | to Show Cause Why the Defendant should Not Be Held In contempt of Court and for Attorney Fees and Costs, filed 06/17/19. | RA000337 |
| 18. | 09/10/19 | Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees, filed 09/10/19. | RA000338 - RA000360 |
| 19. | 09/17/19 | Defendant's Motion for a Protective Order pursuant to NRCp 26(C) and for Attorney Fees, filed 09/17/19. | RA000361 - RA000372 |
| 20. | 09/30/19 | Exhibit Appendix to Plaintiff's Motion for Reconsideration, Summary Judgment, Joinder and to continue the Evidentiary Hearing. (Contains Defendant's responses to Plaintiff's Request for Admissions), filed 09/30/19. | RA000373 - RA000417 |
| 21. | 10/11/19 | Notice of Change in Requested Relief in Plaintiff's Motion For Reconsideration, et al, filed on 09/30/19, filed 10/11/19. | RA000418 - RA000421 |
| 22. | 10/17/19 | Minutes re: Calendar Call held on 10/17/19. | RA000422 - RA000423 |
| 23. | 10/21/19 | Exhibit 1 Plaintiff's, admitted at Evidentiary Hearing, Joint Petition for Summary Decree of Divorce. | RA000424 - RA000437 |
| 24. | 10/21/19 | Exhibit 4, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order from the May 2, 2019 hearing, filed on 05/28/19. | RA000438 - RA000443 |
| 25. | 10/21/19 | Exhibit 7, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order to Show Cause, Grady to Appear On October 21, 2019, filed on 07/29/19. | RA000444 - RA000447 |
| 26. | 10/21/19 | Exhibit 8, Plaintiff's, admitted at Evidentiary Hearing, Caterina's Financial | RA000448 - RA000455 |

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| | | Disclosure Form, Amended, filed on 07/15/19. | |
| 27. | 10/21/19 | Exhibit 9, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, Amended, filed 01/18/19. | RA000456 - RA000468 |
| 28. | 10/21/19 | Exhibit 10, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, filed on 06/18/19. | RA000469 - RA000478 |
| 29. | 10/21/19 | Exhibit 13, Plaintiff's, admitted at Evidentiary Hearing: Emails Bates 522-523. E-mail from Defendant to Plaintiff promising the Plaintiff that she will receive the same benefits whether he is married or not, including Survivor Benefit Plan, dated February 20, 2014 and Emails between Defendant and Plaintiff, Defendant writing it is time for a divorce and promising Plaintiff \$3000 a month email dated, February 20 & 21, 2014. | RA000479 - RA000481 |
| 30. | 10/21/19 | Exhibit 14, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff promising Plaintiff \$3,000 a month as long as he lives, et. al, dated March 23, 2014. | RA000482 |
| 31. | 10/21/19 | Exhibit 15, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff, threatening to stop communicating with her, dated March 26, 2014. | RA000483 |
| 32. | 10/21/19 | Exhibit 16, Plaintiff's, admitted at Evidentiary Hearing: Emails between Plaintiff and Defendant, re: retired pay is \$3,017 a month, gives her \$3,000 a month. Live poor until he dies, her monthly expenses, dated February 2014 - April 2014. | RA000484 - RA000488 |

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|-----|----------|---|---------------------|
| 33. | 10/21/19 | Exhibit 17, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant to Plaintiff regarding "just sign the [divorce] papers..." dated March 27, 2014. | RA000489 - RA000490 |
| 34. | 10/21/19 | Exhibit 18, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant "the money will go into your account the first of ever month until I die." "I'm sending you the papers. You sign or I will hire a lawyer and take you to court. You see what you get then." "This is the statement that will go on the divorce papers", dated April 9, 2014 and April 15, 2014. | RA000491 - RA000492 |
| 35. | 10/21/19 | Exhibit 20, Plaintiff's, admitted at Evidentiary Hearing: Email, Bates 9. Email from Plaintiff to Defendant stating that she has no idea what OPM is, and Defendant mad that she wants to see lawyer, dated March 27, 2014. | RA000493 |
| 36. | 10/21/19 | Exhibit 21, Plaintiff's, admitted at Evidentiary Hearing: Emails from Plaintiff to Defendant telling the Defendant that she is feeling very nervous and scared, dated April 8, 2014. Defendant "I will have the following statements entered on the divorce statement". | RA000494 - RA000495 |
| 37. | 10/21/19 | Exhibit 22, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff stating that Plaintiff is not entitled to any more money in the decree of divorce, retire pay is 3017, dated April 8, 2014. Bates13, and "this is your last warning," and Plaintiff asking for \$3000/mo., dated April 10, 2014. | RA000496 - RA000498 |

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| 38. | 10/21/19 | Exhibit 23, Plaintiff's, admitted at Evidentiary Hearing: Email from Plaintiff to Defendant, regarding Plaintiff's health insurance denial, dated July 29, 2016, to August 13, 2016. | RA000499 - RA000502 |
| 39. | 10/21/19 | Exhibit 25, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff regarding Car insurance and cancer surgery, dated July 16, 2018. | RA000503 |
| 40. | 10/21/19 | Exhibit 27, Plaintiff's, admitted at Evidentiary Hearing: Defendant's retirement from Army, beneficiaries, Survivor Benefit Plan, Form DD 2656, dated March 10, 1999. | RA000504 - RA000505 |
| 41. | 10/21/19 | Exhibit 28 Plaintiff's, admitted at Evidentiary Hearing: Grady's retirement account. DFAS Retiree Account Statement, dated December 3, 2017. | RA000506 |
| 42. | 10/21/19 | Exhibit 30, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff year 2015 (Individual). | RA000507 - RA000508 |
| 43. | 10/21/19 | Exhibit 31, Plaintiff's, admitted at Evidentiary Hearing:, Tax Return for Plaintiff year 2016 (Individual). | RA000509 - RA000510 |
| 44. | 10/21/19 | Exhibit 32, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff with form W-2G attached year 2017 (Individual). | RA000511 - RA000513 |
| 45. | 10/21/19 | Exhibit 33, Plaintiff's, admitted at Evidentiary Hearing, Tax Return for Plaintiff year 2018 (Individual). | RA000514 - RA000516 |
| 46. | 10/21/19 | Exhibit 34, Plaintiff's, admitted at Evidentiary Hearing: Plaintiff's residence, USAA Mortgage Loan Statement, dated | RA000517 |

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| | | July 1, 2019. | |
| 47. | 10/21/19 | Exhibit 35, Plaintiff's, admitted at Evidentiary Hearing, Long term care statement. Long Term Care Partners letter to Plaintiff dated November 1, 2017. | RA000518 - RA000521 |
| 48. | 10/21/19 | Exhibit 36, Plaintiff's, Evidentiary Hearing, Plaintiff's Canyon Gate Master Association (HOA) billing statements, dated October 20, 2017, October 18, 2018 and May 13, 2019. | RA000522 - RA000524 |
| 49. | 10/21/19 | Exhibit 38, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd doctor visit. Summary of visit date April 16, 2012. | RA000525 - RA000526 |
| 50. | 10/21/19 | Exhibit 42, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd social security statement. Social Security Statement for Plaintiff, dated June 11, 2019. | RA000527 - RA000532 |
| 51. | 10/21/19 | Exhibit 63, Plaintiff's, admitted at Evidentiary Hearing: Letter to Defendant's counsel, regarding SBP, dated September 24, 2019. | RA000533 - RA000534 |
| 52. | 10/21/19 | Exhibit 64, Plaintiff's, admitted at Evidentiary Hearing, Letter from Defendant's counsel, dated September 25, 2019, responding to Plaintiff's letter dated 9/24/19. | RA000535 |
| 53. | 10/21/19 | Exhibit A, Defendant's, admitted at Evidentiary Hearing: Dept. Of Army (CRSC) decision letter dated 6/20/11. Bates. | RA000536 - RA000538 |
| 54. | 10/21/19 | Exhibit B, Defendant's, admitted at Evidentiary Hearing, CRSC payment history from August 2014 - July 2015 (VA Waiver 3017.60, Retire net pay 128.40). | RA000539 |
| 55. | 10/21/19 | Exhibit C, Defendant's, admitted at Evidentiary Hearing, CRSC pay statement | RA000540 |

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| | | dated 4/22/19. | |
| 56. | 10/21/19 | Exhibit D, Defendant's, admitted at Evidentiary Hearing, VA letter for disability benefits dated 10/16/12 (disability benefit effective 12/01/2011). | RA000541 |
| 57. | 10/21/19 | Exhibit E, Defendant's, admitted at Evidentiary Hearing, Grady's VA payment history from April 1, 2019 - May 31, 2019. | RA000542 |
| 58. | 10/21/19 | Exhibit F, Defendant's, admitted at Evidentiary Hearing, Office of Personnel Management (OPM) letter re: disability application dated 11/12/2010. | RA000543 - RA000545 |
| 59. | 10/21/19 | Exhibit G, Defendant's, admitted at Evidentiary Hearing . OPM letter dated 04/29/2018 re: FERS disability annuity adjustment. | RA000546 |
| 60. | 10/21/19 | Exhibit H, Defendant's, admitted at Evidentiary Hearing OPM Notice of Annuity adjustment re: 07/02/18 payment. | RA000547 |
| 61. | 10/21/19 | Exhibit I, Defendant's, admitted at Evidentiary Hearing, OPM Annuity statement dated March 13, 2019. | RA000548 |
| 62. | 10/21/19 | Exhibit J, Defendant's, admitted at Evidentiary Hearing: Defendant's Social Security Decision dated September 12, 2012. | RA000549 - RA000554 |
| 63. | 10/21/19 | Exhibit K, Defendant's, admitted at Evidentiary Hearing: Defendant's 2014 Social Security Benefit 2014 (Form SSA-1099). | RA000555 |
| 64. | 10/21/19 | Exhibit L, Defendant's, admitted at Evidentiary Hearing, Defendant's Social Security Benefit 2018. | RA000556 |

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| 65. | 11/25/19 | Plaintiff's Memorandum of Fees and Costs, from July 19, 2019 through the date of the Evidentiary hearing on October 21, 2019, filed 11/25/19. | RA000557 - RA000593 |
| 66. | 12/05/19 | Notice of Entry of Order on Discovery Commissioner's Report and Recommendations, filed 12/05/19. | RA000594 - RA000602 |
| 67. | 03/18/20 | Plaintiff's Ex Parte Application for an Income Withholding Order, filed 03/18/20. | RA000603 - RA000615 |
| 68. | 04/03/20 | Opposition to Plaintiff's Ex -Parte Application for Income Withholding Order, Defendant, filed 04/03/20. | RA000616 - RA000625 |
| 69. | 04/10/20 | Plaintiff's Reply to Defendant's Opposition to Plaintiff's Ex Parte Application for an Income Withholding Order, filed 04/10/20. | RA000626 - RA000655 |

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| <u>EX.</u> | <u>DATE</u> | <u>DOCUMENT</u> | <u>BATES NUMBER</u> |
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| 19. | 09/17/19 | Defendant's Motion for a Protective Order pursuant to NRCP 26(C) and for Attorney Fees, filed 09/17/19. | RA000361 - RA000372 |
| 12. | 1/18/19 | Defendant's Reply to Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to defendant's Ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Counter motion for Attorney fees and Costs, filed 1/18/19. | RA000184 - RA000197 |

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| 4. | 12/13/18 | Ex parte Motion for Continuance, Defendant, filed 12/13/18. | RA000033 - RA000035 |
| 53. | 10/21/19 | Exhibit A, Defendant's, admitted at Evidentiary Hearing: Dept. Of Army (CRSC) decision letter dated 6/20/11. Bates. | RA000536 - RA000538 |
| 15. | 04/23/19 | Exhibit Appendix to Plaintiff's Ex Parte Application For an Order For Defendant To Appear In Person, Plaintiff, filed 04/23/19. | RA000245 - RA000264 |
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| 20. | 09/30/19 | Exhibit Appendix to Plaintiff's Motion for Reconsideration, Summary Judgment, Joinder and to continue the Evidentiary Hearing. (Contains Defendant's responses to Plaintiff's Request for Admissions), filed 09/30/19. | RA000373 - RA000417 |
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| 63. | 10/21/19 | Exhibit K, Defendant's, admitted at Evidentiary Hearing: Defendant's 2014 Social Security Benefit 2014 (Form SSA-1099). | RA000555 |
| 64. | 10/21/19 | Exhibit L, Defendant's, admitted at Evidentiary Hearing, Defendant's Social Security Benefit 2018. | RA000556 |
| 23. | 10/21/19 | Exhibit 1, Plaintiff's, admitted at Evidentiary Hearing, Joint Petition for Summary Decree of Divorce. | RA000424 - RA000437 |
| 24. | 10/21/19 | Exhibit 4, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order from the May 2, 2019 hearing, filed on 05/28/19. | RA000438 - RA000443 |
| 25. | 10/21/19 | Exhibit 7, Plaintiff's, admitted at Evidentiary Hearing, Notice of Entry of Order to Show Cause, Grady to Appear On October 21, 2019, filed on 07/29/19. | RA000444 - RA000447 |

| | | | |
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| 26. | 10/21/19 | Exhibit 8, Plaintiff's, admitted at Evidentiary Hearing, Caterina's Financial Disclosure Form, Amended, filed on 07/15/19. | RA000448 - RA000455 |
| 27. | 10/21/19 | Exhibit 9, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, Amended, filed 01/18/19. | RA000456 - RA000468 |
| 28. | 10/21/19 | Exhibit 10, Plaintiff's, admitted at Evidentiary Hearing, Grady's Financial Disclosure Form, filed on 06/18/19. | RA000469 - RA000478 |
| 29. | 10/21/19 | Exhibit 13, Plaintiff's, admitted at Evidentiary Hearing: Emails Bates 522-523. E-mail from Defendant to Plaintiff promising the Plaintiff that she will receive the same benefits whether he is married or not, including Survivor Benefit Plan, dated February 20, 2014 and Emails between Defendant and Plaintiff, Defendant writing it is time for a divorce and promising Plaintiff \$3000 a month email dated, February 20 & 21, 2014. | RA000479 - RA000481 |
| 30. | 10/21/19 | Exhibit 14, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff promising Plaintiff \$3,000 a month as long as he lives, et. al, dated March 23, 2014. | RA000482 |
| 31. | 10/21/19 | Exhibit 15, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff, threatening to stop communicating with her, dated March 26, 2014. | RA000483 |
| 32. | 10/21/19 | Exhibit 16, Plaintiff's, admitted at Evidentiary Hearing: Emails between Plaintiff and Defendant, re: retired pay is \$3,017 a month, gives her \$3,000 a month. Live poor until he dies, her monthly expenses, dated February 2014 - April 2014. | RA000484 - RA000488 |

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| 33. | 10/21/19 | Exhibit 17, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant to Plaintiff regarding "just sign the [divorce] papers..." dated March 27, 2014. | RA000489 - RA000490 |
| 34. | 10/21/19 | Exhibit 18, Plaintiff's, admitted at Evidentiary Hearing: Emails from Defendant "the money will go into your account the first of ever month until I die." "I'm sending you the papers. You sign or I will hire a lawyer and take you to court. You see what you get then." "This is the statement that will go on the divorce papers", dated April 9, 2014 and April 15, 2014. | RA000491 - RA000492 |
| 35. | 10/21/19 | Exhibit 20, Plaintiff's, admitted at Evidentiary Hearing: Email, Bates 9. Email from Plaintiff to Defendant stating that she has no idea what OPM is, and Defendant mad that she wants to see lawyer, dated March 27, 2014. | RA000493 |
| 36. | 10/21/19 | Exhibit 21, Plaintiff's, admitted at Evidentiary Hearing: Emails from Plaintiff to Defendant telling the Defendant that she is feeling very nervous and scared, dated April 8, 2014. Defendant "I will have the following statements entered on the divorce statement". | RA000494 - RA000495 |
| 37. | 10/21/19 | Exhibit 22, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff stating that Plaintiff is not entitled to any more money in the decree of divorce, retire pay is 3017, dated April 8, 2014. Bates13, and "this is your last warning," and Plaintiff asking for \$3000/mo., dated April 10, 2014. | RA000496 - RA000498 |
| 38. | 10/21/19 | Exhibit 23, Plaintiff's, admitted at Evidentiary Hearing: Email from Plaintiff to Defendant, regarding Plaintiff's health insurance denial, dated July 29, 2016, to | RA000499 - RA000502 |

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| | | August 13, 2016. | |
| 39. | 10/21/19 | Exhibit 25, Plaintiff's, admitted at Evidentiary Hearing: Email from Defendant to Plaintiff regarding Car insurance and cancer surgery, dated July 16, 2018. | RA000503 |
| 40. | 10/21/19 | Exhibit 27, Plaintiff's, admitted at Evidentiary Hearing: Defendant's retirement from Army, beneficiaries, Survivor Benefit Plan, Form DD 2656, dated March 10, 1999. | RA000504 - RA000505 |
| 41. | 10/21/19 | Exhibit 28 Plaintiff's, admitted at Evidentiary Hearing: Grady's retirement account. DFAS Retiree Account Statement, dated December 3, 2017. | RA000506 |
| 42. | 10/21/19 | Exhibit 30, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff year 2015 (Individual). | RA000507 - RA000508 |
| 43. | 10/21/19 | Exhibit 31, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff year 2016 (Individual). | RA000509 - RA000510 |
| 44. | 10/21/19 | Exhibit 32, Plaintiff's, admitted at Evidentiary Hearing: Tax Return for Plaintiff with form W-2G attached year 2017 (Individual). | RA000511 - RA000513 |
| 45. | 10/21/19 | Exhibit 33, Plaintiff's, admitted at Evidentiary Hearing, Tax Return for Plaintiff year 2018 (Individual). | RA000514 - RA000516 |
| 46. | 10/21/19 | Exhibit 34, Plaintiff's, admitted at Evidentiary Hearing: Plaintiff's residence, USAA Mortgage Loan Statement, dated July 1, 2019. | RA000517 |
| 47. | 10/21/19 | Exhibit 35, Plaintiff's, admitted at Evidentiary Hearing, Long term care statement. Long Term Care Partners letter to | RA000518 - RA000521 |

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| | | Plaintiff dated November 1, 2017. | |
| 48. | 10/21/19 | Exhibit 36, Plaintiff's, Evidentiary Hearing, Plaintiff's Canyon Gate Master Association (HOA) billing statements, dated October 20, 2017, October 18, 2018 and May 13, 2019. | RA000522 - RA000524 |
| 49. | 10/21/19 | Exhibit 38, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd doctor visit. Summary of visit date April 16, 2012. | RA000525 - RA000526 |
| 50. | 10/21/19 | Exhibit 42, Plaintiff's, admitted at Evidentiary Hearing: Ms. Byrd social security statement. Social Security Statement for Plaintiff, dated June 11, 2019. | RA000527 - RA000532 |
| 51. | 10/21/19 | Exhibit 63, Plaintiff's, admitted at Evidentiary Hearing: Letter to Defendant's counsel, regarding SBP, dated September 24, 2019. | RA000533 - RA000534 |
| 52. | 10/21/19 | Exhibit 64, Plaintiff's, admitted at Evidentiary Hearing, Letter from Defendant's counsel, dated September 25, 2019, responding to Plaintiff's letter dated 9/24/19. | RA000535 |
| 9. | 01/02/19 | Financial Disclosure Form, Defendant, with five income statements attachments, filed 01/02/19. | RA000088 - RA000100 |
| 2. | 10/18/18 | Financial Disclosure Form, Plaintiff, filed 10/18/18. | RA000004 - RA000011 |
| 11. | 01/15/19 | First Supplement to Exhibit Appendix, Plaintiff, in support of her Reply filed 01/15/19. | RA000127 - RA000183 |
| 22. | 10/17/19 | Minutes re: Calendar Call held on 10/17/19. | RA000422 - RA000423 |
| 1. | 08/27/18 | Motion to Change Venue, Plaintiff, filed 08/27/18. | RA000001 - RA000003 |
| 21. | 10/11/19 | Notice of Change in Requested Relief in | RA000418 - |

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| | | Plaintiff's Motion For Reconsideration, et al, filed on 09/30/19, filed 10/11/19 | RA000421 |
| 7. | 12/27/18 | Notice of Entry of Order for the Order Shortening Time on Plaintiff's Motion filed 12/27/18. | RA000059 - RA000062 |
| 66. | 12/05/19 | Notice of Entry of Order on Discovery Commissioner's Report and Recommendations, filed 12/05/19. | RA000594 - RA000602 |
| 68. | 04/03/20 | Opposition to Plaintiff's Ex -Parte Application for Income Withholding Order, Defendant, filed 04/03/20. | RA000616 - RA000625 |
| 5. | 12/18/18 | Order Granting Continuance, Defendant, filed 12/18/18. | RA000036 |
| 17. | 06/17/19 | Plaintiff's Emergency Motion for an Order to Show Cause Why the Defendant should Not Be Held In contempt of Court and for Attorney Fees and Costs, filed 06/17/19. | RA000323 - RA000337 |
| 14. | 04/23/19 | Plaintiff's Ex Parte Application for An Order for Defendant to Appear In Person, filed 04/23/19. | RA000238 - RA000244 |
| 67. | 03/18/20 | Plaintiff's Ex Parte Application for an Income Withholding Order, filed 03/18/20. | RA000603 - RA000615 |
| 65. | 11/25/19 | Plaintiff's Memorandum of Fees and Costs, from July 19, 2019 through the date of the Evidentiary hearing on October 21, 2019, filed 11/25/19. | RA000557 - RA000593 |
| 18. | 09/10/19 | Plaintiff's Motion to Compel Defendant's Responses to Discovery and Request for Sanctions and Attorney Fees, filed 09/10/19. | RA000338 - RA000360 |
| 6. | 12/19/18 | Plaintiff's Opposition to Defendant's ex parte Motion for A Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, For | RA000037 - RA000058 |

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| | | An Order to Show Cause, to divide a Newly Discovered Asset, to Execute QDROs and for Attorney fees and Costs and Counter motion for Attorney Fees and Costs, filed 12/19/18. | |
| 10. | 01/15/19 | Plaintiff's Reply to Defendant's Reply to Plaintiff's Opposition to Defendant's ex parte Motion for a Continuance of Plaintiff's Motion to Enforce the Decree of Divorce, for an Order to Show Cause, to Divide a Newly Discovered Asset, to Execute QDROs, and for Attorney's Fees and Costs and Countermotion for Attorney Fees and Costs, filed 01/15/19. | RA000101 - RA000126 |
| 69. | 04/10/20 | Plaintiff's Reply to Defendant's Opposition to Plaintiff's Ex Parte Application for an Income Withholding Order, filed 04/10/20. | RA000626 - RA000655 |
| 8. | 12/28/18 | Reply to Opposition and/or Counter motion, Defendant, filed 12/28/18. | RA000063 - RA000087 |
| 3. | 11/27/18 | Transcript re: Motion, November 27, 2018. | RA000012 - RA000032 |

Certificate of Service

Pursuant to NRAP 25(c)(1)(E), I hereby certify, under penalty of perjury, that I am an employee of Webster & Associates and that on the 13th day of August, 2020, I caused to be served the foregoing document by way of NEFCR 9 Notice of Electronic Filing to the following:

Daniel W. Anderson
Mills & Anderson
Counsel for Appellant, Grady Edward Byrd


An employee of WEBSTER & ASSOCIATES

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SOCIAL SECURITY ADMINISTRATION
Office of Disability Adjudication and Review

DECISION

IN THE CASE OF

CLAIM FOR

Grady Edward Byrd
(Claimant)

Period of Disability and Disability Insurance
Benefits

(Wage Earner)

[REDACTED]
(Social Security Number)

JURISDICTION AND PROCEDURAL HISTORY

This case is before the undersigned on a request for hearing dated March 5, 2012 (20 CFR 404.929 *et seq.*). The evidence of record supports a fully favorable decision; therefore no hearing has been held (20 CFR 404.948(a)). The claimant is represented by Brenda Steck, a non-attorney representative.

The claimant is alleging disability since September 14, 2007.

ISSUES

The issue is whether the claimant is disabled under sections 216(i) and 223(d) of the Social Security Act. Disability is defined as the inability to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment or combination of impairments that can be expected to result in death or that has lasted or can be expected to last for a continuous period of not less than 12 months.

There is an additional issue whether the insured status requirements of sections 216(i) and 223 of the Social Security Act are met. The claimant's earnings record shows that the claimant has acquired sufficient quarters of coverage to remain insured through December 31, 2013. Thus, the claimant must establish disability on or before that date in order to be entitled to a period of disability and disability insurance benefits.

After careful review of the entire record, the undersigned finds that the claimant has been disabled from September 14, 2007, through the date of this decision. The undersigned also finds that the insured status requirements of the Social Security Act were met as of the date disability is established.

APPLICABLE LAW

Under the authority of the Social Security Act, the Social Security Administration has established a five-step sequential evaluation process for determining whether an individual is disabled (20 CFR 404.1520(a)). The steps are followed in order. If it is determined that the

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claimant is or is not disabled at a step of the evaluation process, the evaluation will not go on to the next step.

At step one, the undersigned must determine whether the claimant is engaging in substantial gainful activity (20 CFR 404.1520(b)). Substantial gainful activity (SGA) is defined as work activity that is both substantial and gainful. If an individual engages in SGA, he is not disabled regardless of how severe his physical or mental impairments are and regardless of his age, education, or work experience. If the individual is not engaging in SGA, the analysis proceeds to the second step.

At step two, the undersigned must determine whether the claimant has a medically determinable impairment that is "severe" or a combination of impairments that is "severe" (20 CFR 404.1520(c)). An impairment or combination of impairments is "severe" within the meaning of the regulations if it significantly limits an individual's ability to perform basic work activities. If the claimant does not have a severe medically determinable impairment or combination of impairments, he is not disabled. If the claimant has a severe impairment or combination of impairments, the analysis proceeds to the third step.

At step three, the undersigned must determine whether the claimant's impairment or combination of impairments is of a severity to meet or medically equal the criteria of an impairment listed in 20 CFR Part 404, Subpart P, Appendix 1 (20 CFR 404.1520(d), 404.1525, and 404.1526). If the claimant's impairment or combination of impairments is of a severity to meet or medically equal the criteria of a listing and meets the duration requirement (20 CFR 404.1509), the claimant is disabled. If it does not, the analysis proceeds to the next step.

Before considering step four of the sequential evaluation process, the undersigned must first determine the claimant's residual functional capacity (20 CFR 404.1520(e)). An individual's residual functional capacity is his ability to do physical and mental work activities on a sustained basis despite limitations from his impairments. In making this finding, the undersigned must consider all of the claimant's impairments, including impairments that are not severe (20 CFR 404.1520(c) and 404.1545; SSR 96-8p).

Next, the undersigned must determine at step four whether the claimant has the residual functional capacity to perform the requirements of his past relevant work (20 CFR 404.1520(f)). The term past relevant work means work performed (either as the claimant actually performed it or as it is generally performed in the national economy) within the last 15 years or 15 years prior to the date that disability must be established. In addition, the work must have lasted long enough for the claimant to learn to do the job and have been SGA (20 CFR 404.1560(b) and 404.1565). If the claimant has the residual functional capacity to do his past relevant work, the claimant is not disabled. If the claimant is unable to do any past relevant work or does not have any past relevant work, the analysis proceeds to the fifth and last step.

At the last step of the sequential evaluation process (20 CFR 404.1520(g)), the undersigned must determine whether the claimant is able to do any other work considering his residual functional capacity, age, education, and work experience. If the claimant is able to do other work, he is not disabled. If the claimant is not able to do other work and meets the duration requirement, he is

disabled. Although the claimant generally continues to have the burden of proving disability at this step, a limited burden of going forward with the evidence shifts to the Social Security Administration. In order to support a finding that an individual is not disabled at this step, the Social Security Administration is responsible for providing evidence that demonstrates that other work exists in significant numbers in the national economy that the claimant can do, given the residual functional capacity, age, education, and work experience (20 CFR 404.1512(g) and 404.1560(c)).

FINDINGS OF FACT AND CONCLUSIONS OF LAW

After careful consideration of the entire record, the undersigned makes the following findings:

1. The claimant's date last insured is December 31, 2013.
2. The claimant has not engaged in substantial gainful activity since September 14, 2007, the alleged onset date (20 CFR 404.1520(b) and 404.1571 *et seq.*).
3. The claimant has the following severe impairments: degenerative disc disease, lumbar spine; impingement syndrome, bilateral shoulders; bilateral hip strain; degenerative joint disease; and obesity (20 CFR 404.1520(c)).

These impairments cause more than minimal functional limitations.

4. The claimant does not have an impairment or combination of impairments that meets or medically equals the severity of one of the listed impairments in 20 CFR Part 404, Subpart P, Appendix 1 (20 CFR 404.1520(d), 404.1525 and 404.1526).
5. The claimant is able to lift and carry 5 pounds frequently and 10 pounds occasionally, sit for 10 to 15 minutes at a time and less than 2 hours in an 8-hour workday, stand and walk for 10 minutes at a time and less than 2 hours in an 8-hour workday, never reach overhead with his arms bilaterally, occasionally balance, never stoop, and requires a cane to ambulate. Claimant is unable to perform work related mental and physical activities on a regular and continuing basis, is likely to be off task frequently or miss approximately 20% of the workweek. [SSR 96-8p, 96-9p]

In making this finding, the undersigned considered all symptoms and the extent to which these symptoms can reasonably be accepted as consistent with the objective medical evidence and other evidence, based on the requirements of 20 CFR 404.1529 and SSRs 96-4p and 96-7p. The undersigned has also considered opinion evidence in accordance with the requirements of 20 CFR 404.1527 and SSRs 96-2p, 96-6p and 06-3p.

The medical evidence of record describes a history of treatment for severe lower back, right hip, right knee, right ankle, right groin area and right great toe pain, since 2007. The medical evidence of record contains positive evidence of disc bulge at the L4-5 level, hypertrophied facet joints at the ligamentum flavum, bilateral shoulder impingement, right wrist tear, bilateral hip strain, and degenerative joint disease of the right knee, right ankle and great toe. There is

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evidence of loss of range of motion in claimant's back, knees and ankles. As a result of his medication, claimant suffers from constant drowsiness, dizziness, disorientation, and occasional loss of bladder control and erectile dysfunction. During episodes of extreme pain, claimant is unable to see well, talk coherently, walk or interact with others. Claimant walks with an uneven gait and requires a cane to ambulate at all times. Claimant medications include Fentanyl 25 mcg patch every three days, Tramadol 50 mg tablets three times a day, and Methocarbamol 500 mg tablets three times a day. Claimant has also been prescribed Vicodin, Cyclobenzaprine, naproxen, gabapentin, omeprazole, and morphine. [Ex. 1F, 2F, 3F, 4F, 5F, 6F, 7F, 10F, 12F] An MRI of claimant lumbar spine on 10/3/2011 showed 1) central disk protrusion with evidence of desiccation at L4-5, resulting in anterior thecal sac indentation and bilateral foraminal stenosis with a posterior annular tear at the L4-5 intervertebral disk; 2) diffuse disk bulges at L3-4 and L5-S1 with anterior thecal sac indentations, fatty marrow changes Modic type 2 with hemangiomas at L1 and L3 vertebral bodies; and 3) spondylosis and straightening of the lumbar spine. Claimant weighed 230 pounds and at 5' 9" tall, was assessed with morbid obesity. [Ex. 23F]

According to the BMI calculator at the website for the National Heart, Lung and Blood Institute, at 5'9" weighing 230 pound, claimant has a BMI of 34.0. Since obesity is defined by a BMI of 30 or greater, the claimant's BMI is consistent with obesity. The undersigned is persuaded that the claimant has obesity, which in combination with his right side weakness, hip, leg, knee, ankle and toe pain, and other conditions, has further significantly limited his ability to sustain basic work functions for the period at issue. As set forth in the Social Security Regulations, obesity adversely affects the ability to perform routine movement and necessary activity within the work environment. In light of the evidence in this case, the claimant's obesity has further added to fatigue and has negatively affected his mental clarity. [SSR 02-1p] Social Security Ruling 02-1p specifically recognizes that obesity (1) increases the exertional limitations upon an individual's ability to perform routine movement and necessary activity within the work environment, including sitting, standing and walking; (2) further adds to fatigue; (3) adversely impacts mental clarity; and (4) adversely impacts the ability to sustain a function over time.

After considering the evidence of record, the undersigned finds that the claimant's medically determinable impairments could reasonably be expected to produce the alleged symptoms, and that the claimant's statements concerning the intensity, persistence and limiting effects of these symptoms are generally credible.

The undersigned accords substantial weight to the opinions and assessments of claimant's treating orthopedic physician, Jose Quintos, M.D. Dr. Quintos began treating claimant in 2008 and conducted a thorough physical examination of claimant for the U.S. Department of Veterans Affairs in 2009 and 2011. On 2/4/2009, Dr. Quintos reported that claimant's range of motion test showed severely decreased ROM in the lumbar spine, and physical therapy was unsuccessful and only increased claimant's hip and back pain. Dr. Quintos diagnosed claimant with chronic bilateral hip strain secondary to degenerative joint disease and degenerative disc disease of the lumbar spine. [Ex. 4F] In a report dated 2/6/2009, Dr. Quintos reported that he conducted a detailed review of claimant's medical history and records from 1997 to 2009, assessed claimant's current functional limitations, and reported that claimant was unable to work due to constant dizziness, inability to concentrate, inability to leave his home after taking pain medication, constant drowsiness and inability to sit, stand or walk for more than a few minutes due to pain.

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[Ex. 6F] In a medical source statement dated 5/18/2008, Dr. Quintos opined that claimant was able to sit for less than 2 hours in an 8-hour workday, and stand and walk for less than 2 hours in an 8-hour workday. He opined that claimant could lift and carry up to 5 pounds frequently and 10 pounds occasionally, occasionally balance, never stoop, never reach overhead with the left or right arm, and required a cane to ambulate. He opined that claimant's restrictions at existed at least since September of 2007 when claimant was injured while parachuting from a plane. [Ex. 7I] In a medical source statement dated 12/2011, Dr. Quintos opined that claimant could sit for a total of 2 hours and stand and walk for a total of 2 hours in an 8-hour workday, needed an opportunity to alternate sitting and standing at will throughout the day, occasionally lift and carry up to 10 pounds, never climb, balance, stoop, kneel, crouch, crawl or reach above shoulder level, and never work at unprotected height. Dr. Quintos opined that claimant had severe and moderate restrictions regarding being around moving machinery and driving automotive equipment, and suffered from disabling fatigue and pain which prevented claimant from working even in a sedentary position. Dr. Quintos opined that claimant was unable to pay attention, concentrate, and complete even simple, unskilled work tasks due to pain and the side effects of his medication. [Ex. 20F]

The undersigned accords substantial weight to the opinions and assessments made by the examining physicians of the C & P (compensation and pension) Board and the VA. In a Decision dated 11/25/2009, the VA rated claimant with an overall rating of 70% service connected disability and awarded claimant with 100% individual unemployability rating effective 2/15/2008. [Ex. 8F]

The State agency medical consultants' physical assessments are given little weight because other medical opinions are more consistent with the record as a whole. Furthermore, the State agency consultants did not adequately consider the effect of claimant's combined physical impairments, including the affects of his obesity.

6. The claimant is unable to perform any past relevant work (20 CFR 404.1565).

The demands of the claimant's past relevant work exceed the residual functional capacity.

7. The claimant was an individual closely approaching advanced age on the established disability onset date (20 CFR 404.1563).

8. The claimant has at least a high school education and is able to communicate in English (20 CFR 404.1564).

9. Considering claimant's restricted residual functional capacity, transferability of job skills is not an issue in this case.

10. Considering the claimant's age, education, work experience, and residual functional capacity, there are no jobs that exist in significant numbers in the national economy that the claimant can perform (20 CFR 404.1560(c) and 404.1566).

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In determining whether a successful adjustment to other work can be made, the undersigned must consider the claimant's residual functional capacity, age, education, and work experience in conjunction with the Medical-Vocational Guidelines, 20 CFR Part 404, Subpart P, Appendix 2. If the claimant can perform all or substantially all of the exertional demands at a given level of exertion, the medical-vocational rules direct a conclusion of either "disabled" or "not disabled" depending upon the claimant's specific vocational profile (SSR 83-11).

Even if the claimant had the residual functional capacity for the full range of sedentary work, a finding of "disabled" would be directed by Medical-Vocational Rule 201.14.

11. The claimant has been under a disability as defined in the Social Security Act since September 14, 2007, the alleged onset date of disability (20 CFR 404.1520(g)).

DECISION

Based on the application for a period of disability and disability insurance benefits filed on June 19, 2009, the claimant has been disabled under sections 216(i) and 223(d) of the Social Security Act since September 14, 2007.

/s/ Dean K. Franks

Dean K. Franks
Administrative Law Judge

September 19, 2012

Date

FORM SSA-1099 -- SOCIAL SECURITY BENEFIT STATEMENT

2014

• PART OF YOUR SOCIAL SECURITY BENEFITS SHOWN IN BOX 5 MAY BE TAXABLE INCOME.
• SEE FACTS ABOUT YOUR 2014 SOCIAL SECURITY BENEFIT STATEMENT AND NOTICE 703 FOR MORE INFORMATION.

| | | |
|---|---|---|
| Box 1. Name GRADY E BYRD | | Box 2. Beneficiary's Social Security Number [REDACTED] |
| Box 3. Benefits paid in 2014 \$31,014.80 | Box 4. Benefits Repaid to SSA in 2014 NONE | Box 5. Net Benefits for 2014 (Box 3 minus Box 4) \$31,014.80 |

| DESCRIPTION OF AMOUNT IN BOX 3 | | DESCRIPTION OF AMOUNT IN BOX 4 |
|--|-------------|--|
| Paid by check or Direct deposit | \$29,756.00 | NONE |
| Medicare Part B premiums deducted from your benefits | \$1,258.80 | |
| Total Additions | \$31,014.80 | |
| Benefits for 2014 | \$31,014.80 | |
| | | Box 6. Voluntary Federal Income Tax Withheld NONE |
| | | Box 7. Address GRADY E BYRD PSC 571 BOX RCV FPO AP 96517 |
| | | Box 8. Claim Number (Use this number if you need to contact SSA.) [REDACTED] |

Form SSA-1099-R-OP1
(01-2015)
Destroy Prior Editions

DO NOT RETURN THIS FORM TO SSA OR IRS

RA000555

Your New Benefit Amount

SOCIAL SECURITY

3 - 16

BENEFICIARY'S NAME: GRADY E BYRD

Your Social Security benefits will increase by 2.0% in 2018 because of a rise in the cost of living.

How Much Will I Get And When?

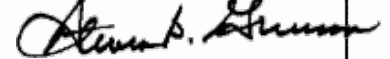
- Your monthly amount (before deductions) is \$2,176.00
- The amount we deduct for Medicare medical insurance is \$134.00
(If you did not have Medicare as of November 17, 2017,
or if someone else pays your premium, we show \$0.00.)
- The amount we deduct for your Medicare prescription drug plan is \$0.00
(We will notify you if the amount changes in 2018. If you did not elect
withholding as of November 1, 2017, we show \$0.00.)
- The amount we deduct for U.S. Federal taxes is \$0.00
- The amount we deduct for voluntary U.S. Federal tax withholding is \$0.00
(If you did not elect voluntary tax withholding as of November 17, 2017,
we show \$0.00.)
- After we take any other deductions, you will receive \$2,042.00
on or about January 3, 2018.

If you disagree with any of these amounts, you must write to us within 60 days from the date you receive this letter. We would be happy to review the amounts.

If you receive a paper check and want to switch to an electronic payment, please visit the Department of the Treasury's Go Direct website at www.godirect.org online.

What If I Have Questions?

- Visit our website at www.socialsecurity.gov.
- Contact any United States embassy or consulate office when outside the United States. To find one that services the country where you live, visit www.socialsecurity.gov/foreign/foreign.htm.
- If inside the United States, call us toll-free at 1-800-772-1213 (TTY 1-800-325-0778) or visit your nearest office.



MEMO
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Attorney for Plaintiff, unbundled

DISTRICT COURT

CLARK COUNTY, NEVADA

CATERINA ANGELA BYRD

Plaintiff,

v.

GRADY EDWARD BYRD

Defendant.

CASE NO.: D-18-577701-Z
DEPT NO.: G

**Plaintiff's Memorandum of Fees and
Costs From July 19, 2019 Through
the date of the Evidentiary Hearing
on October 21, 2019.**

COMES NOW Caterina Angela Byrd (hereinafter "Caterina"), by and through her attorneys, Anita A. Webster, Esq., and Jeanne F. Lambertsen, Esq., of the law firm WEBSTER and ASSOCIATES, and hereby submits her *Second Memorandum of Attorney's Fees and Costs*.

SECOND MEMORANDUM OF POINTS AND AUTHORITIES

Attorney Fees and Costs

The following fees and costs are from **July 19, 2019** through the date of the Evidentiary Hearing on **October 21, 2019**. The preparation of the Findings of Fact, Conclusions of Law and Order from the hearing and her Second

W:\Family\Byrd, Caterina\Pleadings\Drafts\MEMO fees and costs V2 10-21-19.wpd

Memorandum of fees and costs are not included.

| | |
|---|-------------|
| 53.30 hours for Sr. Attorney, Ms. Webster at \$350 per hour . . . | \$18,655.00 |
| 72.00 hrs for Assoc. Attorney, Ms. Lambertsen at \$295 per hour | \$21,240.00 |
| 9.70 hours of paralegal time at \$125.00 per hour | \$1,212.50 |
| TOTAL FEES | \$41,107.50 |
| TOTAL COSTS | \$924.75 |

Redacted billing statement is attached as **Exhibit 1**.

POINTS AND AUTHORITIES

Attorney fees may be awarded pursuant to:

NRS 125.150(3) the court may award a reasonable attorney's fee to either party to an action for divorce.

NRS 18.010(2):

(a) When the prevailing party has not recovered more than \$20,000; or

(b) Without regard to the recovery sought, when the court finds that the claim, counterclaim, cross-claim or third-party complaint or defense of the opposing party was brought or maintained without reasonable ground or to harass the prevailing party. The court shall liberally construe the provisions of this paragraph in favor of awarding attorney's fees in all appropriate situations. It is the intent of the Legislature that the court award attorney's fees pursuant to this paragraph and impose sanctions pursuant to Rule 11 of the Nevada Rules of Civil Procedure in all appropriate situations to punish for and deter frivolous or vexatious claims and defenses because such claims and defenses overburden limited judicial resources, hinder the timely resolution of meritorious claims and increase the costs of engaging in business and providing professional services to the public.

NRS 7.085 Payment of additional costs, expenses and attorney's fees by attorney who files, maintains or

1 defends certain civil actions or extends civil actions in
2 certain circumstances.

3 1. If a court finds that an attorney has:

4 (a) Filed, maintained or defended a civil action or
5 proceeding in any court in this State and such action or
6 defense is not well-grounded in fact or is not warranted by
7 existing law or by an argument for changing the existing
8 law that is made in good faith; or

9 (b) Unreasonably and vexatiously extended a civil
10 action or proceeding before any court in this State, the
11 court shall require the attorney personally to pay the
12 additional costs, expenses and attorney's fees reasonably
13 incurred because of such conduct.

14 2. The court shall liberally construe the provisions of
15 this section in favor of awarding costs, expenses and
16 attorney's fees in all appropriate situations. It is the intent
17 of the Legislature that the court award costs, expenses
18 and attorney's fees pursuant to this section and impose
19 sanctions pursuant to Rule 11 of the Nevada Rules of
20 Civil Procedure in all appropriate situations to punish for
21 and deter frivolous or vexatious claims and defenses
22 because such claims and defenses overburden limited
23 judicial resources, hinder the timely resolution of
24 meritorious claims and increase the costs of engaging in
25 business and providing professional services to the
26 public.

27 Hornwood v. Smith Food King, attorney fees to prevailing
28 party if that party succeeds on a significant number of
issues. This court has held that "[a] plaintiff may be
considered the prevailing party for attorney's fee
purposes if it succeeds on any significant issue in
litigation which achieves some of the benefit is sought in
bringing the suit." Hornwood v. Smith's Food King, 105
Nev. 188, 192, 772 P.2d 1284 (1989) (quoting Women's
Federal S & L Ass'n. v. Nevada Nat. Bank, 623 F.Supp.
469, 470 (D.Nev.1985).

Awards of attorney fees are within the sound discretion of the Court, and
evidence must support the request. See Love v. Love, 959 P.2d 523, 114 Nev.
572 (1998), Fletcher v. Fletcher, 89 Nev. 540, 542-43, 516 P.2d. 103,104
(1973), Leeming v. Leeming, 87 Nev. 530, 532, 490 P.2d 342, 343 (1971), and
Halbrook v. Halbrook, 114, Nev. 1455, 971 P.2d 1262 (1998) .

FACTUAL BACKGROUND

The parties divorced on or about June 5, 2014 after 31 years of marriage by way of a Joint Petition that Grady arranged to have prepared. Grady had two Master Degrees whereas Caterina had a High School education. The parties moved about 17 times throughout the world while Grady advanced his Army career and Caterina generally didn't work. The parties had separated about 2008 with Grady residing overseas and Caterina remained in the marital residence in Las Vegas that the parties purchased a mere four months before Grady told Caterina that he wanted a divorce. Grady threatened to stop communicating with her or her lawyer if she sought the assistance of counsel in reviewing the documents he had arranged to be prepared. Grady claimed that he could not get a loan and would remain poor until he died if the alimony language Caterina wanted was included in the decree of divorce. Repeatedly, he assured her that she would receive \$3,000 per month until he died, then she would receive the military Survivor Benefit Plan (SBP), the Veterans Group Life Insurance and the annuity from the Office of Personnel Management upon his death. Relying on Grady's promises, as Grady did not provide any financial records, she signed the decree of divorce. Grady paid Caterina \$3,000 per month for more than four years after the divorce. After the divorce, Caterina learned that her military health care insurance she was to receive was not for her lifetime as Grady promised, the \$150,000 Vystar insurance policy that she was the beneficiary of was lost due to Grady's nonpayment and Grady listed his new wife as the beneficiary of his military Survivor Benefit Plan.

About June 2016, Caterina learned that she was not covered under the

1 military health insurance, Tricare, and had to start repaying the providers that
2 Tricare paid on her behalf from about one year after the divorce. Then about
3 August 2018, Grady notified Caterina that he was suffering from cancer, had
4 surgeries and another surgery was scheduled. Caterina was alarmed. Grady
5 resided in the Philippines, and she had no documentation evidencing her
6 Survivor Benefit Plan beneficiary status or the other insurances. When she
7 contacted him through the undersigned counsel, he followed through on his
8 threats; he ceased communicating with her, did not communicate with her
9 counsel and stopped paying her \$3,000 per month on September 1, 2019.
10 Grady claimed that she waived alimony, that the \$3,000 per month that he had
11 been paying her was "voluntary," that she was entitled to only \$64.20 per
12 month, and he named his new wife as the beneficiary of the Survivor Benefit
13 Plan. He refused to have his new wife consent to reinstate Caterina as his
14 beneficiary, despite Caterina being given the Survivor Benefit Plan in the
15 decree of divorce and the despite the court ordering Grady to take the actions
16 necessary to reinstate Caterina. The instant litigation followed, including the
17 Evidentiary Hearing, there were three hearings; January 23, 2019, May 22,
18 2019 and July 18, 2019 wherein Grady was ordered to pay Caterina \$3,000
19 per month. He refused. Caterina was also awarded attorney's fees which
20 Grady refused to pay. He was ordered to complete the paperwork necessary
21 to reinstate Caterina as the beneficiary of the Survivor Benefit Plan but refused
22 to have his wife sign the necessary consent giving up her interest in the
23 Survivor Benefit Plan. His complete disregard of the court's orders caused
24 further emotional distress to Caterina. She had to borrow money from her
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1 parents and place expenses on a credit card. Caterina also had to file a Motion
2 to Compel Production of Documents with the Discovery Commissioner and
3 Grady was ordered to produce documents. Attorney fees were deferred to the
4 Evidentiary Hearing on October 21, 2019.

5
6 On April 23, 2019, Caterina filed a Memorandum of Fees and Costs for
7 the time period from the initiation of this matter, August 7, 2018, through the
8 hearing on January 23, 2019. As of January 23, 2019, Caterina incurred
9 \$11,580.00 in fees and \$706.18 in costs. At the January 23, 2019 hearing,
10 \$7,000.00 in attorney fees and costs were awarded to Caterina. Notice of Entry
11 of this order was filed on April 5, 2019. Grady has refused to pay Caterina the
12 \$7,000.00 in fees. This sum was reduced to Judgment at the Evidentiary
13 Hearing on October 21, 2019.

14
15 At the May 22, 2019 hearing, order filed June 26, 2019, Caterina was
16 awarded \$5,000.00 in attorney fees to prepare for the October 21, 2019
17 Evidentiary Hearing. Grady refused to pay Caterina this \$5,000.00 and the
18 \$5,000.00 was reduced to Judgment at the Evidentiary Hearing on October 21,
19 2019.

20
21 Caterina was granted an Order to Show Cause against Grady because
22 Grady refused to pay her \$3,000 for the months of June 1, 2019 and July 1,
23 2019 as ordered. At the July 18, 2019 hearing on Caterina's Motion for an
24 Order to Show Cause, Notice of Entry of Order filed on August 9, 2019,
25 Caterina's motion was granted and she was awarded \$1,500.00 in attorney
26 fees. Grady refused to pay Caterina this \$1,500.00 and it was reduced to
27 Judgment at the Evidentiary Hearing on October 21, 2019.

1 A total of \$13,500.00 in attorney fees has been awarded to Caterina at
2 hearings on January 23, 2019, May 22, 2019 and July 18, 2019. Grady refused
3 to pay these amounts. As a result, the \$13,500.00 was reduced to judgment at
4 the evidentiary hearing on October 21, 2019.

5
6 Caterina is respectfully requesting an award of additional attorney fees
7 associated with the Evidentiary Hearing on October 21, 2019 and preparation
8 of the Findings of Fact, Conclusion of Law and Order, and the fees and costs
9 for the time period from July 19, 2019 to October 21, 2019.

10 This instant Memorandum of Fees and Costs is to demonstrate the
11 amount of money that Caterina was forced to spend to defend herself against
12 Grady's wrongful conduct and seek the court's assistance as he unilaterally
13 terminated the \$3,000.00 per month that he is to pay her in support, his refusal
14 to comply with court orders to continue the \$3,000 per month payments
15 pending the October 21, 2019 Evidentiary Hearing, his refusal to appear at
16 court hearings based on medical excuses from "suspicious" Philippine doctor
17 notes rather than medical records and letters from the Veteran's Administration
18 explaining any alleged condition which prevented his attendance at the hearing.
19 He also refused to have his wife complete the necessary consent form to have
20 Caterina reinstated as the beneficiary of his SPB. He used Caterina's home
21 address for loans that he then defaulted on and he abandoned a vehicle that
22 he purchased at the airport. He refused to participate in discovery causing
23 Caterina to complete the EDCR 5.602 requirements and then file a Motion to
24 Compel Production of Documents. He produced incomplete records for his
25 document production and, in defiance of the court's order, he failed to provide
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1 medical and financial records prior to the evidentiary hearing. He filed a Motion
2 for Reconsideration of the Court's denial of his request to appear by audiovisual
3 equipment at the evidentiary hearing, which Caterina was forced to oppose.
4 At the October 21, 2019 Evidentiary Hearing, testimony and evidence was also
5 taken on Caterina's Motion for Reconsideration of the court's order from the
6 May 22, 2019 hearing, Caterina's Order to Show Cause against Grady, and
7 Grady's Motion for Reconsideration of the court's denial of his appearance by
8 audio visual means. The court ruled in Caterina's favor finding, among other
9 things, that the June 5, 2014 decree of divorce was vague and unconscionable,
10 that Grady violated his fiduciary duty to his then wife, Caterina, and that any
11 alimony waiver Caterina may have entered into was unenforceable. Grady was
12 also found in Contempt of Court for failing to pay Caterina the \$3,000 per
13 month from June 1, 2019 to October 1, 2019 and sanctioned \$1,000.00. The
14 court found that Grady was in arrears in the amount of \$42,000.00 in alimony
15 to Caterina. This was reduced to judgment, subject to interest and collectible
16 by any lawful means. Grady was ordered to pay Caterina \$3,000.00 per month
17 in alimony for his lifetime, starting on November 1, 2019.

21 Since July 19, 2019, Caterina has had to seek the court's assistance
22 through preparation of, filing and service of the following documents:

- 23 1. Order to Show Cause (07/26/19), Notice of Entry of Order to Show
24 Cause (07/29/19);
- 25 2. Order from the July 18, 2019 hearing and Notice of Entry of Order
26 from the July 18, 2019 hearing (08/09/19);
27
28

- 1 3. Motion to Compel Grady's responses to Discovery and Request for
2 Sanctions and Attorney fees; Exhibit Index in support of this Motion
3 (09/10/19), Ex Parte Request for an Order Shortening Time on this
4 motion (09/23/19), Order Shortening Time on this motion and
5 Notice of Entry of Order (09/23/19), and her Reply to Grady's
6 opposition to her Motion to Compel (10/04/19);
7
8 4. Caterina's opposition to Grady's motion for a protective order and
9 Exhibit Index in support of her opposition (09/23/19);
10
11 5. Attendance at the October 11, 2019 hearing before the Discovery
12 Commissioner, and prepare the Report and Recommendation and
13 Order;
14
15 6. Caterina's Motion for Reconsideration and Exhibit Appendix in
16 support of this motion (09/30/19), Ex Parte Request for an Order
17 Shortening Time (10/01/19) and Order Shortening Time and Notice
18 of Entry of Order Shortening Time (10/04/19) and Notice of change
19 in Requested Relief in her Motion for Reconsideration (i.e. to
20 remove the request to continue the evidentiary hearing) (10/11/19)
21 and Reply to Grady's opposition to her Motion for reconsideration
22 (10/20/19);
23
24 7. Caterina's objection to Grady's Notice to appear by audiovisual
25 equipment at the October 21, 2019 evidentiary hearing (10/14/19);
26
27 8. Caterina's opposition to Grady's motion on Order Shortening time
28 for Reconsideration of the court's denial of Grady's audiovisual
 appearance at the evidentiary hearing on October 21, 2019 and

exhibit appendix in support of her opposition (10/16/19);

9. Caterina's Pre Trial Memorandum;

10. Attendance at the evidentiary hearing on October 21, 2019;

11. Prepare of the Findings of Fact, Conclusion of Law and Order.

CONCLUSION

Caterina's request for attorney fees in her Pre Trial Memorandum, her Motion to Compel Grady's Discovery Responses, her Motion for Reconsideration, and her Countermotions, Oppositions and Replies are justified. Between July 19, 2019 and October 21, 2019, she incurred attorney's fees in the amount of \$41,107.50 and costs in the amount \$924.75.

Pursuant to Brunzell v. Golden Gate Nat'l Bank, 85 Nev. 345 (1969), the Court should take into consideration the following factors when determining an award of attorney's fees. (1) The qualities of the advocate(s): Ms. Webster has been practicing law for over 34 years, was a member of Law Review, has written articles for legal publications, taught courses in family law for NBI and completed over 40 hours of Mediation training and Collaborative Law training; Ms. Lambertsen has been practicing law for over 14 years and graduated Magna Cum Laude from the William S. Boyd School of Law; the law firm's practice is dedicated to family law. (2) The character and difficulty of the work performed: The intricacy, importance, time and skill required to prepare the EDCR 5.501 and EDCR 5.602 letters and conferences, obtain records, prepare and file the underlying motions, the oppositions, replies, exhibit indexes and attend three (3) hearings was moderate to difficult. (3) The work actually

1 performed by the attorneys and legal assistants: Approximately 135 hours were
2 spent by counsel and legal assistants in fees (4) The result obtained was in
3 favor of Caterina.

4 DATED this 25 day of November, 2019.

6 **WEBSTER & ASSOCIATES**

7 By: 

8 Jeanne F. Lambertsen, Esq.
9 Attorneys for Plaintiff

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Law Offices of
WEBSTER & ASSOCIATES
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**Declaration of Jeanne F. Lambertsen, Esq. In Support of the
Plaintiffs' Second Memorandum of Fees and Costs**

I, JEANNE F. LAMBERTSEN, ESQ., state under penalty of perjury in the
State of Nevada:

That Affiant is an Associate Attorney for the law firm of Webster and
Associates; counsel for Caterina Angela Byrd, and has personal knowledge of
the above costs and disbursements expended; that the items contained in the
above Memorandum are true and correct to the best of the Affiant's knowledge
and belief; and that the said disbursements have been necessarily incurred and
paid in this action.

None on Feb 25, 2019
Date



Jeanne F. Lambertsen, Esq.

**Declaration of Anita A. Webster, Esq. In Support of the
Plaintiffs' Second Memorandum of Fees and Costs**

I, ANITA A WEBSTER, ESQ., state under penalty of perjury in the State
of Nevada:

That Affiant is a partner for the law firm of Webster and Associates;
counsel for Caterina Angela Byrd, and I have personal knowledge of the above
costs and disbursements expended; that the items contained in the above
Memorandum are true and correct to the best of the Affiant's knowledge and
belief; and that the said disbursements have been necessarily incurred and
paid in this action

11/25/19
Date


Anita A. Webster, Esq.

Certificate of Service

Pursuant to NRCP 5(b), I certify that I am employed in the Law Offices of WEBSTER & ASSOCIATES, and that on this 25th day of November, 2019, I caused the above and foregoing document to be served as follows:

☒ [X] electronic service through the Eighth Judicial District Court's electronic filing system;

Byron Mills, Esq.
Counsel for Defendant, Grady Byrd
Modonnell@millsnv.com


An employee of Webster & Associates

Law Office of Anita A Webster
6882 Edna Ave
Las Vegas, NV 89146

Invoice submitted to:
Caterina Byrd
2120 Lookout Point Cir
Las Vegas, NV 89117

October 31, 2019

In Reference To: Byrd v. Byrd

Professional Services

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
|-----------|--|-------------------|---------------|
| 7/19/2019 | JFL Email E-mail to opposing counsel regarding the opposing party's responses to our Fourth Request for Production of Documents are due and e-mail to the client. Attach a copy of the Fourth Request for Production of Documents served on June 17, 2019. | 0.10 295.00/hr | 29.50 |
| | LB Telephone call Telephone call to the department regarding the Order to Show Cause. E-mail to Ms. Lambertsen to give her the status of the same. | 0.10 125.00/hr | 12.50 |
| 7/23/2019 | JFL Preparation Preparation of correspondence to opposing counsel regarding their late discovery responses to our Fourth Request for Production of Documents. | 0.20 295.00/hr | 59.00 |
| | ZM Processing Processing of the correspondence to opposing counsel. | 0.10 125.00/hr | 12.50 |
| 7/24/2019 | LB Review Review and respond to an e-mail from opposing counsel's office regarding setting an appointment to discuss their lack of documents in response to our Fourth Request for Production of Documents. Set the appointment for the meeting and print out the documents provided by opposing counsel's office for the call. | 0.10 125.00/hr | 12.50 |
| 7/25/2019 | JFL Prepare Preparation of the Order from the July 18, 2019 Hearing. 0.4 Review attorney notes and revise the order. 0.2 | 0.60 295.00/hr | 177.00 |
| | LB Processing Processing of the order for the video from the hearing of 7/18/19. | 0.10 125.00/hr | 12.50 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
|-----------|--|-------------------|---------------|
| 7/25/2019 | LB Processing documents Scan and save the video from the 7/18/19 hearing. E-mail Ms. Lambertsen that the video is available for review. | 0.10 125.00/hr | 12.50 |
| | LB Email E-mail the Order of 7/18/19 to opposing counsel for his review and signature. | 0.10 125.00/hr | 12.50 |
| 7/26/2019 | JFL Prepare Preparation of the Notice of Entry of the Order to Show Cause. | 0.10 295.00/hr | 29.50 |
| | LB Efile and Eserve E-file and E-serve the Order to Show Cause. | 0.10 125.00/hr | 12.50 |
| 7/29/2019 | ZM Processing Processing of the Notice of Entry of the Order to Show Cause. | 0.10 125.00/hr | 12.50 |
| | LB Email E-mail the revised Order from the 7/18/19 hearing to opposing counsel for signature. | 0.10 125.00/hr | 12.50 |
| 7/30/2019 | JFL preparations Preparation of an Eighth Judicial District Court Rule 5.602 e-mail to opposing counsel confirming the results of our telephone call on July 29, 2019 and e-mail to the client. 0.1 Review and respond to an e-mail from opposing counsel advising that he spoke with the opposing party and he is unwilling to provide the medical records as requested. Advised opposing counsel of Nevada Rules of Civil Procedure 26 and the need to produce the full medical record. 0.2 Review the video tape transcript of the May 22, 2019 hearing wherein opposing counsel advised the court that the opposing party is having medical procedures in August 2019. 0.3 N/C. | 0.30 295.00/hr | 88.50 |
| 7/31/2019 | LB Review Review an e-mail from opposing counsel's office regarding the letter to DFAS regarding the SBP. Suspend the same and forward to the client. | 0.10 125.00/hr | 12.50 |
| 8/5/2019 | LB Email E-mail opposing counsel's office regarding the unsigned SBP election form. | 0.10 125.00/hr | 12.50 |
| | LB Review Review and respond to emails from opposing counsel's office regarding the unsigned SBP. E-mail a copy of the same to the client. | 0.10 125.00/hr | 12.50 |
| 8/6/2019 | JFL Review Review the opposing party's responses to our Fourth Request for Production of Documents. 0.1 E-mail to the client. 0.1 | 0.20 295.00/hr | 59.00 |
| | JFL Telephone Conference Telephone conference with the client regarding | 0.40 295.00/hr | 118.00 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
|-----------|---|-------------------|---------------|
| | Discuss Discuss | | |
| 8/9/2019 | JFL Prepare Preparation of the Notice of Entry of the Order from the July 18, 2019 Hearing. | 0.10 295.00/hr | 29.50 |
| | JFL Telephone call Telephone call to the client regarding During the telephone call, e-mailed the client | 0.40 295.00/hr | 118.00 |
| | ZM Processing Processing of the Notice of Entry of the Order from the July 18, 2019 Hearing. | 0.10 125.00/hr | 12.50 |
| | ZM Efile E-file the Order from the July 18, 2019 Hearing. | 0.10 125.00/hr | 12.50 |
| | LB Email E-mail opposing counsel's office to request a status on their letter to DFAS. | 0.10 125.00/hr | 12.50 |
| 8/12/2019 | JFL Review Review and respond to an e-mail from the client | 0.10 295.00/hr | 29.50 |
| | LB Email E-mail the department regarding a Trial Management Order and/or the discovery cut off date, along with the due date for the Pre-Trial Memorandum and the Exhibits. | 0.10 125.00/hr | 12.50 |
| | JFL Telephone call Telephone call from the client | 0.10 295.00/hr | 29.50 |
| 8/13/2019 | ZM Processing Processing of the correspondence to the opposing counsel. | 0.10 125.00/hr | 12.50 |
| | ZM Processing documents Scan and save the Fifth Production of Nevada Rules of Civil Procedure 16.2 List of Witness and Production of Documents and the Supplemental response to our Fourth Request for Production of Documents. Forward a copy to the client. | 0.10 125.00/hr | 12.50 |
| | JFL Correspondence to opposing Att Correspondence to opposing counsel regarding another letter and DFAS form. Enclose a copy of the DFAS form that the client completed. | 0.20 295.00/hr | 59.00 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
|-----------------------------------|---|-------------------|---------------|
| 8/14/2019 | ZM Email E-mail a copy of the Minute Order, dated August 12, 2019, to the client. | 0.10 125.00/hr | 12.50 |
| 8/15/2019 | LB Review Review correspondence from opposing counsel regarding resending the SBP request. E-mail a copy of the same to the client. | 0.10 125.00/hr | 12.50 |
| 8/19/2019 | JFL Review Review and respond to the client's questions | 0.20 295.00/hr | 59.00 |
| 8/20/2019 | JFL Legal Research Legal Research regarding reinstatement of a military Survivor Benefit Plan, e-mail and telephone calls and conference with Anita A. Webster, Esq.. | 1.20 295.00/hr | NO CHARGE |
| 8/21/2019 | JFL Preparation Preparation of a detailed letter to the client | 0.90 295.00/hr | 265.50 |
| 8/22/2019 | ZM Processing Processing of the correspondence to the client. | 0.10 125.00/hr | 12.50 |
| 8/27/2019 | AAW Meeting Brief meeting with the client | 0.20 350.00/hr | 70.00 |
| 8/28/2019 | JFL Review Review and respond to an e-mail from the client | 0.10 295.00/hr | 29.50 |
| | JFL Review Review the <u>Ellison v. Ellison</u> , North Carolina case and the Sullivan article regarding Survivor Benefits. 0.4 N/C. | 1.40 295.00/hr | NO CHARGE |
| 1.0 Courtesy Discount, No Charge. | | | |
| | JFL Telephone call Telephone call to opposing counsel, Eighth Judicial District Court Rule 5.602 regarding the opposing party's deficient document production. Opposing counsel to respond by September 3, 2019 and understands that a Motion to Compel may be forthcoming. | 0.20 295.00/hr | 59.00 |
| | AAW Legal Research Legal Research about Legal Research regarding garnishment of the opposing party's pension Review case law about having the court recognize alimony Find a recent case on the subject decided by the Court of Appeals. E-mail the applicable form to the client | 2.50 350.00/hr | 875.00 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
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| | Discussion with Jeanne F. Lambertsen, Esq. regarding the same including the applicable case law. | | |
| 8/29/2019 | JFL Preparation | 0.70 295.00/hr | 206.50 |
| | 0.6 and e-mail the 0.1 | | |
| 8/30/2019 | ZM Processing Processing of the correspondence Send via U.S. Mail, with attachments, forward copy to the client. | 0.10 125.00/hr | 12.50 |
| | JFL Prepare Begin preparation of the client's Motion to Compel Production of Documents and Exhibit Appendix. | 3.60 295.00/hr | 1,062.00 |
| | JFL Review Review an additional document provided by the client this date, | 0.10 295.00/hr | 29.50 |
| 9/3/2019 | LB Review Review and respond to an e-mail from opposing counsel's office advising that they will be sending additional bank information. Forward the same to the client. | 0.10 125.00/hr | 12.50 |
| | ZM Email Save the Sixth Disclosure of 16.2 List of Witness and Production of Documents and the Defendant's Second Supplemental Response to our Fourth Request for Production of Documents. E-mail the same to the client. | 0.10 125.00/hr | 12.50 |
| 9/4/2019 | AAW Prepare Review and revise an e-mail to | 0.20 350.00/hr | 70.00 |
| | JFL Prepare Continue preparation of the client's Motion to Compel Discovery. | 0.20 295.00/hr | 59.00 |
| | AAW Review Review the additional Request for Production of Documents drafted by Jeanne F. Lambertsen, Esq. asking for the opposing party's bank statements. | 0.10 350.00/hr | 35.00 |
| | JFL Prepare Preparation of the client's Fifth Request for Production of Documents, review the opposing party's Sixth Nevada Rules of Civil Procedure 16.2 production of documents for additional bank accounts not previously disclosed. | 0.50 295.00/hr | 147.50 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
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| 9/4/2019 | JFL Telephone call to Telephone call and two e-mails, 0.3 to Courtesy Discount. | 0.30 295.00/hr | NO CHARGE |
| 9/5/2019 | JFL Telephone call Telephone call to the client | 0.10 295.00/hr | 29.50 |
| 9/6/2019 | LB Processing documents Scan and save the Retainer his assistant about setting up an E-mail | 0.10 125.00/hr | 12.50 |
| | JFL Prepare Continue preparation of the client's Motion to Compel Production of documents. | 1.00 295.00/hr | 295.00 |
| | JFL Email E-mail to the legal assistant, Lillian, regarding sending the information | 0.10 295.00/hr | NO CHARGE |
| 9/9/2019 | JFL Meeting with Meeting with the client and answer the client's question Discuss sending Courtesy Discount, No Charge. | 0.30 295.00/hr | NO CHARGE |
| | JFL Prepare Partial preparation of the Exhibit Index for the Motion to Compel. | 0.20 295.00/hr | 59.00 |
| | LB Review Partial review and format of the Motion to Compel and the Motion cover sheet. | 0.30 125.00/hr | 37.50 |
| | JFL Email E-mail | 0.10 295.00/hr | 29.50 |
| | JFL Email Review and respond to e-mails from the legal assistant, Lillian, regarding No Charge. | 0.20 295.00/hr | NO CHARGE |
| | JFL Review Review the documents that the client delivered to the office on September 6, 2019 and organize them for production in a Nevada Rules of Civil Procedure 16.2 supplement. | 0.60 295.00/hr | 177.00 |
| | JFL Prepare Complete preparation of the client's Motion to Compel Production of Documents and the sixteen exhibits in support of the Motion. | 2.00 295.00/hr | 590.00 |
| | LB Email E-mail the completed intake sheet to Mr. Sullivan's office. | 0.10 125.00/hr | 12.50 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
|---------------|--|-------------------|---------------|
| 9/9/2019 LB | Telephone call Telephone call to E-mail to the client Calendar the same. | 0.10 125.00/hr | 12.50 |
| JFL | Telephone call Telephone call to the client 0.1 E-mail to the legal assistant, Lillian, regarding 0.1 N/C. | 0.10 295.00/hr | 29.50 |
| 9/10/2019 LB | Review Review and format the Motion to Compel Discovery Responses to our Fourth Request for Production of Documents, the Application for Order Shortening Time and the Order Shortening Time. Print the Motion and Application for Ms. Lambertsen's signature. | 0.70 125.00/hr | 87.50 |
| JFL | Prepare Preparation of the client's Ex Parte Application for and Order Shortening Time 0.2 and an Order Shortening Time 0.1 on the client's Motion to Compel Production of Documents. | 0.30 295.00/hr | 88.50 |
| ZM | Processing Processing of the Motion to Compel Discovery and the supporting Exhibit Index. E-file and E-serve, forward the same to the client. | 0.10 125.00/hr | 12.50 |
| JFL | Prepare Preparation of the Exhibit Appendix in the support of the Client's Motion to Compel Discovery. | 0.10 295.00/hr | 29.50 |
| ZM | Efile and Eserve E-file and E-serve the Plaintiff's Ex Parte Request for an Order Shortening Time. | 0.10 125.00/hr | 12.50 |
| ZM | Processing Processing of the Order Shortening Time. Prepare the RUN sheet to be delivered to court. | 0.10 125.00/hr | 12.50 |
| 9/12/2019 LB | Processing documents Scan and save the Motion for Protection and the Notice of Hearing. Calendar the court date and the due date for the Opposition. E-mail the client a file-stamped copy of the Motion and Notice of Hearing. | 0.20 125.00/hr | 25.00 |
| AAW | Review Review opposing counsel's Motion for Protective Order. .2 Conference with Jeanne F. Lambertsen, Esq. about .1 n/c | 0.20 350.00/hr | 70.00 |
| 9/13/2019 AAW | Review Review the client's e-mail about .1 n/c Conference with the legal assistant, Zoie, about contacting the court and trying to consolidate opposing counsel's | 0.20 350.00/hr | 70.00 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
|-----------|--|-------------------|---------------|
| | 1 n/c Prepare an Ex Parte Order to change the date of our motion. .2 | | |
| 9/13/2019 | JFL Prepare Preparation of the client's Opposition and Countermotion to the opposing party's Motion for a Protective Order. | 0.90 295.00/hr | 265.50 |
| | ZM Processing Processing of the Order Shortening Time. Prepare the RUN sheet for the Order Shortening Time on the Motion to Compel to be delivered to Discovery Commissioner. | 0.10 125.00/hr | 12.50 |
| | ZM Email E-mail to opposing counsel's office regarding our Order Shortening Time on out Motion to Compel. | 0.10 125.00/hr | NO CHARGE |
| | ZM Telephone call Telephone call to the discovery commissioner | 0.30 125.00/hr | NO CHARGE |
| | ZM Efile E-file the Order Shortening Time. | 0.10 125.00/hr | 12.50 |
| 9/17/2019 | ZM Email E-mail the client a copy of the Defendant's Opposition to our Motion to Compel | 0.10 125.00/hr | 12.50 |
| | JFL Review Review opposing counsel's Opposition to the client's Motion to Compel Production of Documents 0.1 and e-mail to Anita A. Webster, Esq., regarding | 0.10 295.00/hr | 29.50 |
| | . 0.1 N/C. | | |
| | ZM Preparation Preparation of the RUN sheet to deliver the new Notice of Hearing to Master Calendar. | 0.10 125.00/hr | 12.50 |
| 9/18/2019 | LB Processing Processing of the Application for Order Shortening Time and the Order Shortening Time. E-file the Order Shortening Time, the Certificate of Service for the Regarding-notice of Hearing and send the Order Shortening Time with the runner service to take to the discovery commissioner. | 0.30 125.00/hr | NO CHARGE |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
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| 9/18/2019 | JFL Preparation Preparation for the telephone call n/c 0.2 1.0 Meeting with the client after the conference call. n/c 0.2 | 1.00 295.00/hr | 295.00 |
| | JFL Revise Revise the client's Opposition to the opposing party's Motion for Protective Order.0.4 0.4 N/C | 0.40 295.00/hr | 118.00 |
| | AAW Telephone call Telephone call with | 1.20 350.00/hr | 420.00 |
| | AAW Review Review and revise the response to the Motion to Compel. | 0.40 350.00/hr | 140.00 |
| 9/19/2019 | LB Calendar Calendar the date and time of the due date for our Reply to their Opposition to our Motion to Compel. | 0.10 125.00/hr | 12.50 |
| 9/20/2019 | JFL Telephone call Telephone call to opposing counsel regarding the opposing party's wife consenting to waive her interest in the Survivor Benefit Plan. Spoke with opposing counsel's assistant. 0.1 E-mail to opposing counsel, following up on my telephone call with his assistant and e-mail to the client. 0.1 | 0.20 295.00/hr | 59.00 |
| | AAW Review Review the Opposition to opposing counsel's Motion for Protective Order. .4 Legal Research regarding Nevada Rules of Civil Procedure 60b and related issues. .1 Conference with Jeanne F. Lambertsen, Esq. regarding the same. .1 n/c | 0.90 350.00/hr | 315.00 |
| 9/23/2019 | JFL Prepare Preparation of the SBP Release for opposing counsel's current wife. | 0.20 295.00/hr | 59.00 |
| | LB Review Review and format the Opposition to the Protection Order. | 0.50 125.00/hr | 62.50 |
| | LB Efile and Eserve E-file and E-serve the Opposition to the Motion for Protection and the Exhibit index to the same. E-mail a copy to the client. | 0.10 125.00/hr | 12.50 |
| | AAW Review Review and revise the Opposition to the Motion for Protective Order. | 0.50 350.00/hr | 175.00 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
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| | Jeanne F. Lambertsen, Esq. | | |
| | 1.2 courtesy discount .5 | | |
| 9/23/2019 | JFL Prepare Continue preparation of the client's motion for reconsideration, summary judgment and joinder. n/c .4 | 2.40 295.00/hr | 708.00 |
| 9/24/2019 | JFL Correspondence to opposing Att Correspondence to opposing counsel regarding the opposing party's wife, Pinky Byrd, executing the enclosed Consent to waive her interest in the military Survivor Benefit Plan. | 0.20 295.00/hr | 59.00 |
| | JFL Prepare Continue preparation of the client's motion for reconsideration, summary judgment and joinder. Courtesy Discount n/c 1.6 | 1.60 295.00/hr | NO CHARGE |
| | JFL Prepare Preparation of the client's Fourth Nevada Rules of Civil Procedure 16.2 Supplement of documents. | 0.30 295.00/hr | 88.50 |
| | ZM Processing Processing of the client's Fourth Supplement to the Initial Nevada Rules of Civil Procedure 16.2 List of Witness and Production of Documents. | 0.20 125.00/hr | 25.00 |
| | LB Processing documents Scan and save the correspondence to opposing counsel regarding opposing party's wife signing the SBP Release. E-mail a copy of the same to opposing counsel and to the client. | 0.10 125.00/hr | 12.50 |
| | AAW Review Review the Motion for Reconsideration, Summary Judgment and related relief. | 0.80 350.00/hr | 280.00 |
| 9/25/2019 | LB Review Review correspondence from opposing counsel's office regarding the opposing party's wife refusing to sign her rights away to the SBP. | 0.10 125.00/hr | 12.50 |
| | AAW Legal Research Legal Research regarding the waiver of alimony and review and revise the Motion for Summary Judgment et. al. | 1.30 350.00/hr | 455.00 |
| 9/26/2019 | AAW Review Review and revise the Motion for Summary Judgment and related relief. Conference with Jeanne F. Lambertsen, Esq. about the client's | 2.00 350.00/hr | 700.00 |
| | JFL Prepare Continue preparation of the client's Motion for Reconsideration, Summary Judgment and Joinder. Continue preparation of the Exhibit Appendix in support of the motion. n/c .2 | 0.50 295.00/hr | 147.50 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
|-----------|--|-------------------|---------------|
| 9/27/2019 | JFL Review Review and respond to an e-mail from Mr. Sullivan's secretary, Barbara. | 0.10 295.00/hr | NO CHARGE |
| | JFL Prepare Preparation of the client's 5 page affidavit in support of the motion, adding the client's consent to continue the Evidentiary Hearing. n/c 0.1 Preparation of the motion, adding Eighth Judicial District Court Rule regarding permission to exceed 30 pages, additional argument for continuation of the Evidentiary Hearing and Nevada Rules of Civil Procedure and NRS in support of the motion. 0.3 | 0.30 295.00/hr | 88.50 |
| | LB Review Review and format the Motion for Reconsideration. E-mail a copy to the client for her review and approval. | 0.50 125.00/hr | 62.50 |
| | AAW Meeting Meeting with the client .3 Revise the Motion and the client's Affidavit. .8 Discussion with Jeanne F. Lambertsen, Esq. and the client | 1.20 350.00/hr | 420.00 |
| 9/30/2019 | LB Efile and Eserve E-file and E-serve the Motion for Reconsideration and exhibits for the same. E-mail a file-stamped copy of the same to the client. | 0.10 125.00/hr | 12.50 |
| | LB Email E-mail the client opposing counsel's Seventh Supplement to Nevada Rules of Civil Procedure 16.2 Documents and their Third Supplement to our Fourth Request for Production of Documents. | 0.10 125.00/hr | 12.50 |
| | JFL Review Review the opposing party's Nevada Rules of Civil Procedure 16.2 Supplement with the opposing party's medical records. 0.2 Meet with Anita A. Webster, Esq., regarding 0.1 N/C. | 0.20 295.00/hr | 59.00 |
| | LB Processing documents Scan and save the emails the client brought in. E-mail a copy of the same to Ms. Webster and Ms. Lambertsen. | 0.10 125.00/hr | 12.50 |
| | AAW Research Research regarding the language for a Complaint should the motion be granted and research regarding jurisdiction over the opposing party's wife. Conference with Jeanne F. Lambertsen, Esq. regarding the same. Courtesy Discount n/c 1.2 | 1.20 350.00/hr | NO CHARGE |
| 10/1/2019 | LB Review Review the Notice of Hearing. Calendar the same and confer with Ms. Lambertsen regarding the Application for an Order Shortening Time. | 0.10 125.00/hr | 12.50 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
|-----------|--|-------------------|---------------|
| 10/1/2019 | JFL Prepare Preparation of the client's Ex Parte Application for an Order Shortening Time on the Motion scheduled for December 26, 2019. | 0.30 295.00/hr | 88.50 |
| | AAW Prepare Review and revise the Ex Parte Application and Affidavit in Support of the Order Shortening Time. | 0.20 350.00/hr | 70.00 |
| | ZM Efile and Eserve E-file and E-serve the Request for an Order Shortening Time of the Motion for Reconsideration. | 0.10 125.00/hr | 12.50 |
| | ZM Preparation Preparation the RUN sheet for the Order Shortening Time on the Motion to Reconsider to be delivered to court. | 0.10 125.00/hr | 12.50 |
| | JFL Telephone call to Telephone call to with his receptionist. 0.1 N/C. Review and respond to an e-mail and e-mail to the client. 0.1 Review an e-mail from the client 0.1 | 0.20 295.00/hr | 59.00 |
| | JFL Correspondence to opposing Att Correspondence to opposing counsel regarding the Eighth Judicial District Court Rule 5.602 deficiency regarding the opposing party's medical records. .1 | 0.10 295.00/hr | 29.50 |
| | AAW Review Review the e-mail .1 Review and revise the deficiency letter to opposing counsel. .2 | 0.30 350.00/hr | 105.00 |
| | ZM Processing Processing of the Eighth Judicial District Court Rule 5.602 correspondence to the opposing counsel. | 0.10 125.00/hr | 12.50 |
| 10/2/2019 | JFL Prepare Preparation of the client's Reply to the opposing party's Opposition to the client's Motion to Compel Discovery Responses, et. al. Prepare exhibits in support of the Reply. 1.6 Meeting with the client regarding the opposing party's e-mail advising the client that he has cancer. 0.1 N/C. | 1.60 295.00/hr | 472.00 |
| 10/3/2019 | JFL Email E-mail to | 0.10 295.00/hr | 29.50 |
| | JFL Prepare Continue preparation of the client's Pre Trial Memorandum. | 0.40 295.00/hr | 118.00 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
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| 10/3/2019 | AAW Review Review the Reply to the Opposition to the Motion to Compel. Conference with Jeanne F. Lambertsen, Esq., about .1 n/c | 0.40 350.00/hr | 140.00 |
| | AAW Conference with the client Conference with Jeanne F. Lambertsen, Esq., | 0.30 350.00/hr | NO CHARGE |
| | JFL Review Review and respond to an e-mail from | 0.20 295.00/hr | NO CHARGE |
| | No Charge. | | |
| | JFL Telephone call to Telephone call to Department G, law clerk Ashley, regarding the status of our Order Shortening Time on our Motion for Reconsideration, et al. 0.1 Preparation of an inter-office e-mail to the staff regarding the results of the telephone call and e-mail to the client. 0.1 Conference with Anita A. Webster, Esq., regarding trial exhibits. 0.3 | 0.50 295.00/hr | 147.50 |
| | JFL Email E-mail to | 0.20 295.00/hr | 59.00 |
| | e-mail to the client 0.1 N/C. | | |
| | JFL Revise Revise the Exhibit Appendix in support of the Reply, add two additional exhibits. | 0.20 295.00/hr | 59.00 |
| | LB Review Review an e-mail from Forward the same to the client. | 0.10 125.00/hr | NO CHARGE |
| 10/4/2019 | ZM Efile and Eserve E-file and E-serve the Reply to Opposition on the Motion to Compel, supporting exhibits to the Reply and the Order Shortening Time. | 0.10 125.00/hr | 12.50 |
| | LB Efile and Eserve E-file and E-serve the Notice of Entry of the Order Shortening Time for the Motion for Reconsideration. | 0.10 125.00/hr | 12.50 |
| | JFL Prepare Preparation of the Notice of Entry of Order; Shortening Time on the client's Motion for Reconsideration, et. al. | 0.10 295.00/hr | 29.50 |
| | JFL Conference with the client Conference with Anita A. Webster, Esq., 0.2 N/C Revise the client's Reply and Exhibit Appendix. 0.4 Preparation of an inter-office e-mail to the legal assistants, Lillian and Zole . 0.1 N/C. Telephone call to the client regarding an | 0.50 295.00/hr | 147.50 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
|-----------|---|-------------------|---------------|
| 10/4/2019 | JFL Review Review and respond to an e-mail from | 0.10 295.00/hr | NO CHARGE |
| | JFL Preparation for trial Begin preparation of trial notebook; selection of exhibits. | 0.40 295.00/hr | 118.00 |
| 10/7/2019 | JFL Preparation for trial Review the file and continue to select of exhibits for Trial, and prepare an interoffice e-mail to Anita A. Webster, Esq.. Review prepare an interoffice e-mail to Anita A. Webster, Esq.. | 3.50 295.00/hr | 1,032.50 |
| 10/8/2019 | AAW Meeting Meeting with Jeanne F. Lambertsen, Esq. to Review the Joint Case Conference exhibits, pleadings and related documents and start to determine the order of the Exhibits. | 0.80 350.00/hr | 280.00 |
| | JFL Preparation for trial Continue preparation of trial exhibits; review the client's 16.2 production, the opposing party's 16.2 production, pleading exhibits and discovery responses. | 2.70 295.00/hr | 796.50 |
| | JFL Email E-mail to | 0.10 295.00/hr | NO CHARGE |
| | JFL Email E-mail to the client to | 0.20 295.00/hr | 59.00 |
| | .1 Review and respond to the client's e-mail 0.1 | | |
| | JFL Legal Research Legal Research general and specific personal jurisdiction and the Nevada Supreme Court Case of <u>Trump</u> . 0.4 E-mail to Anita A. Webster, Esq., regarding the <u>Trump</u> case. 0.1 | 0.50 295.00/hr | 147.50 |
| 10/9/2019 | LB Efile and Eserve E-file and E-serve the Schedule of Arrears regarding support. E-mail a file-stamped copy of the same to the client. | 0.10 125.00/hr | 12.50 |
| | JFL Meeting with Meeting with Anita A. Webster, Esq., order and elimination. 1.9 | 2.10 295.00/hr | 619.50 |
| | JFL Telephone call to Telephone call to the client the client consents to a Stipulation and Order giving her \$200,000.00. 0.2 Telephone call to opposing counsel's office and left a message with | 0.40 295.00/hr | 118.00 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
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| | opposing counsel's assistant, Mary. 0.1 E-mail to opposing counsel regarding a Stipulation and Order. 0.1 Review and respond to an e-mail from opposing counsel consenting to a Stipulation and Order. 0.1 | | |
| 10/9/2019 | JFL Telephone call Telephone call to spoke with his assistant, Barbara. 0.1 Review and respond to an e-mail 0.1 | 0.20 295.00/hr | NO CHARGE |
| 10/10/2019 | JFL Meeting with Meeting with Anita A. Webster, Esq., regarding a 0.1 Telephone call to Prudential, administrator of the 0.2 E-mail to and review an e-mail from Mr. Sullivan. 0.1 Preparation of an Authorization and Release form 0.2 and revise the Stipulation and Order to include the Authorization and Release form. 0.1 Review and respond to an e-mail from opposing counsel regarding the status of the Stipulation and Order for opposing counsel's review. 0.1 | 0.80 295.00/hr | 236.00 |
| JFL | Prepare Preparation of a Stipulation and Order | 0.70 295.00/hr | 206.50 |
| JFL | Prepare Continue preparation of the client's Pre Trial Memorandum. | 2.30 295.00/hr | 678.50 |
| JFL | Prepare Preparation of the client's Fifth Nevada Rules of Civil Procedure production of documents. | 0.20 295.00/hr | 59.00 |
| AAW | Review Review the Review the Authorization allowing the client to obtain information about the insurance. Discussion with Jeanne F. Lambertsen, Esq. about the Pre-Trial Memorandum and the trial exhibits. | 0.40 350.00/hr | 140.00 |
| ZM | Processing Processing of the Request for Fees, Notice October 1, 2019. | 0.10 125.00/hr | 12.50 |
| ZM | Processing Processing of the Fifth Supplement to the Initial Nevada Rules of Civil Procedure 16.2 List of Witness and Production of Documents. | 0.20 125.00/hr | 25.00 |
| AAW | Review Review and revise the Stipulation and Order regarding the client's receipt of proceeds from the insurance policy. Conference with Jeanne F. Lambertsen, Esq. about | 0.70 350.00/hr | 245.00 |

Discussion about

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
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| | Review the form provided | | |
| 10/11/2019 JFL | Review Review Trial Exhibit list and meeting with Anita A. Webster, Esq., regarding revisions. | 0.20 295.00/hr | 59.00 |
| JFL | Telephone call to Telephone call to the client regarding the | 0.20 295.00/hr | 59.00 |
| | The client consents | | |
| JFL | Court appearance Review the motions, oppositions and replies set to be heard by the Discovery Commissioner this date. 0.3 Travel to and from Family Court, 601 N. Pecos road, Las Vegas, NV 89101, appear before Hearing Master Ms. Fic, motion granted, with limits on the time period for the opposing party to produce medical and financial documents. Attorney fees deferred to trial. 1.5 | 1.80 295.00/hr | 531.00 |
| JFL | Revise Revise the client's Bio information, adding the facsimile number to Prudential Insurance customer service where the Stipulation and Order and Authorization documents are sent once we receive a file-stamped copy. 0.1 E-mail to the legal assistants regarding the facsimile number for Prudential and review and respond to questions from the legal assistant, Lillian, regarding taking action once the Stipulation, and Order is filed. 0.1 | 0.20 295.00/hr | NO CHARGE |
| JFL | Prepare Preparation of a Notice of Withdrawal Of Requested Relief in the client's Motion filed on September 30, 2019; no longer requesting to continue the trial, the related deadlines and the hearing before the Discovery Commissioner on October 11, 2019. 0.6 Revise the Notice. 0.1 | 0.70 295.00/hr | 206.50 |
| JFL | Prepare Preparation of the client's Objection to the opposing party's Notice of Appearance via audiovisual equipment for the October 21, 2019 Trial. | 1.80 295.00/hr | 531.00 |
| JFL | Meeting with Meeting with Anita A. Webster, Esq., regarding the client for consideration at trial. | 0.10 295.00/hr | 29.50 |
| AAW | Review Review the video of the May, 2019 court proceedings Review and revise the Pre-Trial Memorandum. Legal Research regarding 2.5 Appear in court on the Motion for Protection Order and the Motion to Compel. | 4.30 350.00/hr | 1,505.00 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
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| | 1.5 Review and revise the Objection to the Appearance by Electronic Equipment. .3 | | |
| 10/11/2019 | ZM Efile and Eserve E-file and E-serve the Notice of Change in Requested Relief in Plaintiff's Motion for Reconsideration. | 0.10 125.00/hr | 12.50 |
| | ZM Processing Processing of the Sixth Supplement to the Initial Nevada Rules of Civil Procedure 16.2 List of Witness and Production of Documents. | 0.20 125.00/hr | 25.00 |
| | JFL Prepare Preparation of the client's Sixth Nevada Rules of Civil Procedure 16.2 production. | 0.20 295.00/hr | 59.00 |
| 10/14/2019 | JFL Review Review and revise the client's Trial Exhibit List. Add additional exhibits, change the organization and remove an exhibit. 2.0 Preparation of an inter office memorandum to Anita A. Webster, Esq., 0.1 N/C. | 2.00 295.00/hr | 590.00 |
| | JFL Prepare Preparation of the Complaint for Joinder of Third Party Defendant. 1.0 E-mail to Anita A. Webster, Esq., for review and to the legal assistants, Lillian and Zoie for the Supplemental Exhibit Index to the Motion for Reconsideration, et. al, filed September 30, 2019. 0.1 | 1.10 295.00/hr | 324.50 |
| | AAW Review Review and revise the Pre-Trial Memorandum and review and discuss with Jeanne F. Lambertsen, Esq. | 1.20 350.00/hr | NO CHARGE |
| | LB Review Review and format the partial draft of the Pre-Trial Memorandum. | 0.20 125.00/hr | 25.00 |
| | LB Meeting Meeting with the client to sign the Objection. E-file and e-serve the same. E-mail a file-stamped copy to the client. | 0.10 125.00/hr | 12.50 |
| | JFL Review Review the client's Pre-Trial Memorandum. Courtesy Discount, No Charge. | 0.20 295.00/hr | NO CHARGE |
| | LB Email E-mail the Stipulation and Order and the Authorization to opposing counsel for signature. | 0.10 125.00/hr | 12.50 |
| | LB Review Review and format the Objection to Appearance by Audiovisual Equipment. E-mail the same to the client for her review. | 0.20 125.00/hr | 25.00 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
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| 10/14/2019 | LB Processing documents Scan and save the opposing party's Eighth Disclosure to Nevada Rules of Civil Procedure 16.2 documents. E-mail a copy of the same to the client. | 0.10 125.00/hr | 12.50 |
| 10/15/2019 | AAW Review Review and revise the Pre-Trial Memorandum to include additional information. Review the list of Exhibits and Exhibits for the trial notebook. | 1.50 350.00/hr | 525.00 |
| | JFL Prepare Preparation of the Discovery Commissioner's Report and Recommendations. | 0.30 295.00/hr | 88.50 |
| | JFL Review Review the client's Trial Exhibit List. 0.3 Conference with Anita A. Webster, Esq., | 0.40 295.00/hr | NO CHARGE |
| | JFL Prepare Preparation of the client's Opposition to the opposing party's Motion for Reconsideration of the Court's denial of the opposing party appearing via audiovisual equipment on October 21, 2019. | 1.50 295.00/hr | 442.50 |
| | AAW Review Review and revise the Third party complaint against Pinky Byrd. | 0.50 350.00/hr | 175.00 |
| 10/16/2019 | AAW Review Review and revise the Pre-Trial Memorandum. Review and revise the Opposition to opposing counsel's Motion to Appear by Audio Equipment. | 2.50 350.00/hr | 875.00 |
| | AAW Preparation Preparation for the Calendar Call and possible issues that might be raised at the calendar call. Preparation for the Evidentiary Hearing. | 2.50 350.00/hr | 875.00 |
| | JFL Review Review correspondence from opposing counsel with the signed Stipulation and Order attached and the signed Authorization for Release of information for Prudential life insurance to provide the client information on the \$200,000.00 life insurance benefit and sign the Stipulation and Order. | 0.20 295.00/hr | 59.00 |
| | JFL Review Review the Trial Exhibit List documents; the opposing party's Reply filed December 2018 and the opposing party's Reply filed January 2019, and confer with Anita A. Webster, Esq., regarding | 0.70 295.00/hr | 206.50 |
| | JFL Revise Revise the Pre-Trial Memorandum, add the Federal Code, plus case law regarding income sources for the calculation of alimony. 0.3 Review the client's Opposition to the opposing party's Motion for | 0.50 295.00/hr | 147.50 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
|----------------|---|-------------------|---------------|
| | Reconsideration of the court's denial of the opposing party appearing via AV equipment. 0.2 | | |
| 10/16/2019 LB | Efile and Eserve E-file and E-serve the client's Pre-Trial Memorandum. E-mail a file-stamped copy of the same. | 0.10 125.00/hr | 12.50 |
| LB | Organize Organize the new exhibit 48 and 49 in each of the trial notebooks. | 0.50 125.00/hr | 62.50 |
| LB | Processing documents Scan and save opposing counsel's Witness List and Pre-Trial Memorandum. E-mail a copy of the same to the client. | 0.10 125.00/hr | 12.50 |
| LB | Efile and Eserve E-file and E-serve the Opposition to their Motion for Order Shortening Time to Reconsider appearance and the Exhibit Index. E-mail file-stamped copies to the client. | 0.10 125.00/hr | 12.50 |
| 10/17/2019 AAW | Attendance at Attendance at court on the calendar call. Preparation of the outline for the client's testimony. Review our Pre-Trial Memorandum, opposing counsel's Pre-Trial Memorandum, make notes, and review the cases cited by opposing counsel and those relied upon in our Pre-Trial Memorandum. | 3.50 350.00/hr | 1,225.00 |
| JFL | Court appearance Travel to and from Family Court, 601 N. Pecos road, Las Vegas, NV 89101, meet the client and appear at Calendar Call. Obtain opposing counsel's signature on the Receipt of Copy for the client's Trial Notebook. Provide Trial Notebook to the Marshall for the Court Clerk. | 2.00 295.00/hr | 590.00 |
| JFL | Revise Revise the Discovery Commissioner's Report and Recommendations 0.2 and e-mail to the legal assistant, Lillian, regarding obtaining access to the video tape transcript of the hearing for clarification. 0.1 Review and respond to an e-mail from the legal assistant, regarding the deadline date for opposing counsel to review and counter-sign the Discovery Commissioner's Report and Recommendations. 0.1 | 0.40 295.00/hr | 118.00 |
| JFL | Preparation for trial Preparation of witness direct examination questions and corresponding exhibits. | 2.90 295.00/hr | 855.50 |
| LB | Processing Processing of the request for access to the video from the Discovery hearing on 10/11/19. | 0.10 125.00/hr | 12.50 |
| ZM | Efile E-file the Receipt of Copy of the Plaintiff's Trial Notebook. | 0.10 125.00/hr | 12.50 |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
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| 10/18/2019 | JFL | 0.30 295.00/hr | 88.50 |
| | | Revise Revise the Discovery Commissioner's Report and Recommendations 0.2 and Correspondence to opposing counsel regarding review and approval. 0.1 | |
| | JFL | 2.00 295.00/hr | 590.00 |
| | | Preparation for trial Preparation of direct examination questions for the client's testimony and corresponding exhibits for admission in the Trial Notebook. | |
| | AAW | 1.50 350.00/hr | 525.00 |
| | | Review Review opposing counsel's Opposition to the Motion for Reconsideration. Conference with Jeanne F. Lambertsen, Esq. | |
| | | Legal Research regarding .5 | |
| | LB | 0.20 125.00/hr | 25.00 |
| | | Review Review the video from the 10/11/19 discovery commissioner hearing to determine the dates relevant for collection of the financial records and medical records for the opposing party. E-mail Ms. Lambertsen regarding the same. | |
| 10/19/2019 | AAW | 8.00 350.00/hr | 2,800.00 |
| | | Prepare Preparation of the Reply to Opposing counsel's Opposition to our Motion for Reconsideration. 8.00 hours; | |
| | JFL | 5.30 295.00/hr | 1,563.50 |
| | | Preparation for trial Revise direct examination questions for the client and 2.5 Meeting with the client, discuss . 2.5 Review the Register of Actions, discuss the | |
| | | 0.3 | |
| 10/20/2019 | JFL | 2.00 295.00/hr | 590.00 |
| | | Preparation for trial Revise the client's trial testimony questions and exhibit references based on adjustments made during the meeting with the client on October 19, 2019. | |
| | JFL | 0.50 295.00/hr | 147.50 |
| | | Review Prepare for oral argument; review the opposing party's Motion for Reconsideration of the Court's Denial of his appearance via Audiovisual means, the client's opposition and the medical records produced by the opposing party on October 14, 2019. | |
| | JFL | 0.30 295.00/hr | 88.50 |
| | | Preparation Preparation of the pleadings folder; add the client's Reply to the opposing party's Opposition to the client's Motion for Reconsideration. Gather the judge's trial notebook, the opposing party's medical records produced October 14, 2019 and related materials to transport to court. | |

| | | <u>Hrs/Rate</u> | <u>Amount</u> |
|------------------------------------|---|-------------------|---------------|
| 10/20/2019 | AAW Preparation Review the pleading and exhibits in order to prepare for the Opening, Closing and Motion for Reconsideration. | 8.00 350.00/hr | 2,800.00 |
| 10/21/2019 | AAW Attendance at Attendance at Trial. 8:30 to 3:00 p.m. | 6.50 350.00/hr | 2,275.00 |
| | JFL Attendance at trial Travel to and from family court 601 N. Pecos Road, Las Vegas, Nevada 89191. Appeared before Judge Hardcastle. Argued the client's Opposition to the opposing party's Motion for Reconsideration of the Court's Denial of the opposing party appearing via audiovisual means and direct examination of the client. Objections during opposing counsel's cross examination Working lunch. Continued objections during opposing counsel's cross examination and redirect examination of the client. Clarification of orders issued by Judge Hardcastle regarding the no-bail warrant for the opposing party's arrest and the \$42,000 listed in the schedule of arrears is alimony. (8:30 a.m. - 3:00 p.m.) | 6.50 295.00/hr | 1,917.50 |
| For professional services rendered | | 145.10 | \$41,107.50 |
| Additional Charges : | | | |
| 7/26/2019 | O E-Filing Fee E-Filing Fee, Envelope # | | 3.50 |
| 7/29/2019 | O E-Filing Fee E-Filing Fee, Envelope # 4663481 | | 3.50 |
| 7/31/2019 | O Run/Messenger Service Run/Messenger, slip #DR-314027. (Order From the July 18, 2019 Hearing) | | 15.00 |
| 8/7/2019 | O Copying cost Copying cost. (opposing counsel 3rd Supplemental to 16.2) | | 13.75 |
| 8/9/2019 | O E-Filing Fee E-Filing Fee, Envelope # 4727666 | | 3.50 |
| | O E-Filing Fee E-Filing Fee, Envelope # 4728591 | | 3.50 |
| 9/3/2019 | O Copying cost Copying cost. (16.2 documents from opposing counsel) | | 19.00 |
| 9/10/2019 | O E-Filing Fee E-Filing Fee, Envelope # 4882409 | | 3.50 |
| | O E-Filing Fee E-Filing Fee, Envelope # 4880041 | | 3.50 |

| | | <u>Amount</u> |
|-----------|--|---------------|
| 9/10/2019 | O Run/Messenger Service Run/Messenger, slip #DR-316882. (Order Shortening Time) | 15.00 |
| 9/13/2019 | O Run/Messenger Service Run/Messenger, slip #DR-317212. (Order Shortening Time) | NO CHARGE |
| | O E-Filing Fee E-Filing Fee, Envelope # 4904203 | 3.50 |
| | O Copying cost Copying cost. (Order Shortening Time) | 3.25 |
| 9/17/2019 | O Run/Messenger Service Run/Messenger, slip #Dr-317425 (Regarding Notice of Motion) | NO CHARGE |
| 9/18/2019 | O Run/Messenger Service Run/Messenger, slip #DR-317528 (Order Shortening Time) | NO CHARGE |
| | O E-Filing Fee E-Filing Fee, Envelope # 4928280 | 3.50 |
| 9/23/2019 | O E-Filing Fee E-Filing Fee, Envelope # 4948906 | 3.50 |
| | O E-Filing Fee E-Filing Fee, Envelope # 4947579 | 3.50 |
| | O E-Filing Fee E-Filing Fee, Envelope # 4947330 | 3.50 |
| | O Copying cost Copying cost. (Opposition and Ex-Parta application) | 8.00 |
| 9/24/2019 | O Copying cost Copying cost. (4th Supplemental to 16.2) | 18.00 |
| 9/30/2019 | O Copying cost Copying cost. (Exhibit to Motion for Reconsideration) | 10.50 |
| | O E-Filing Fee E-Filing Fee, Envelope # 4984060 | 3.50 |
| 10/1/2019 | O Copying cost Copying cost. (opposing counsel supplemental to 1.2) | 4.00 |
| | O E-Filing Fee E-Filing Fee, Envelope # 4988202 | 3.50 |
| | O E-Filing Fee E-Filing Fee, Envelope # 4990446 | 3.50 |

| | | <u>Amount</u> |
|------------|---|---------------|
| 10/1/2019 | O Run/Messenger Service Run/Messenger, slip #DR-318345. (Order Shortening Time on Motion for Reconsideration) | 15.00 |
| 10/2/2019 | O Service Fee Service Fee, Junes Legal Service, Inc., ck. #16272, invoice # DR-317425 | 82.00 |
| 10/3/2019 | O Filing Fees Filing Fees, Clerk of the Court,(Joint Petition for Decree of Divorce) | 200.00 |
| 10/4/2019 | O E-Filing Fee E-Filing Fee, Envelope # 5011162 | 3.50 |
| | O E-Filing Fee E-Filing Fee, Envelope # 5011973 | 3.50 |
| 10/9/2019 | O E-Filing Fee E-Filing Fee, Envelope # 5032282 | 3.50 |
| 10/10/2019 | O Copying cost Copying cost. (Our Fifth Supplement to 16.2) | 5.00 |
| 10/12/2019 | O E-Filing Fee E-Filing Fee, Envelope # 5047922 | 3.50 |
| 10/14/2019 | O Copying cost Copying cost. (opposing counsel Eighth Supplement to 16.2 documents and Four Trial Notebooks) | 409.50 |
| | O E-Filing Fee E-Filing Fee, Envelope # 5051369 | 3.50 |
| 10/16/2019 | O Copying cost Copying cost. (Final Pre-Trial Memorandum) | 5.25 |
| | O E-Filing Fee E-Filing Fee, Envelope # 5069880 | 3.50 |
| | O E-Filing Fee E-Filing Fee, Envelope # 5068524 | 3.50 |
| 10/17/2019 | O Run/Messenger Service Run/Messenger, slip #Dr-319586 (Stipulation and Order regarding Veterans Group Life Insurance) | 15.00 |
| | O E-Filing Fee E-Filing Fee, Envelope # 5072694 | 3.50 |
| 10/18/2019 | O Copying cost Copying cost. (Opposition and Exhibits) | 6.00 |
| 10/20/2019 | O E-Filing Fee E-Filing Fee, Envelope # 5085271 | 3.50 |

Caterina Byrd

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Total additional charges

Amount
\$924.75

Timekeeper Summary

| <u>Name</u> | <u>Hours</u> | <u>Rate</u> | <u>Amount</u> |
|-------------------|--------------|-------------|---------------|
| Anita Webster | 53.30 | 350.00 | \$18,655.00 |
| Anita Webster | 2.70 | 0.00 | \$0.00 |
| Jeanne Lambertsen | 72.00 | 295.00 | \$21,240.00 |
| Jeanne Lambertsen | 6.60 | 0.00 | \$0.00 |
| Lillian | 6.70 | 125.00 | \$837.50 |
| Lillian | 0.40 | 0.00 | \$0.00 |
| Zoie | 3.00 | 125.00 | \$375.00 |
| Zoie | 0.40 | 0.00 | \$0.00 |