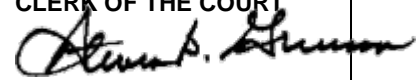


ALVERSON TAYLOR & SANDERS
KURT R. BONDS, ESQ.
Nevada Bar #6228
TREVOR R. WAITE, ESQ.
Nevada Bar #13779
ALEXANDRE M. FAYAD, ESQ.
Nevada Bar #15407
6605 GRAND MONTECITO PKWY. #200
LAS VEGAS, NEVADA 89149
efile@alversontaylor.com
(702) 384-7000
Attorneys for Father/Respondent

Electronically Filed
11/9/2020 1:44 PM
Steven D. Grierson
CLERK OF THE COURT



Electronically Filed
Nov 17 2020 01:18 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

EIGHTH JUDICIAL DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

IN RE THE CUSTODY VISITATION OF)
JEREMIAH BLOUNT (DOB 1-19-2010);)
KAYDI BLOUNT (DOB 2-19-2013)
Minor Children)
PAULA BLOUNT)
Grandmother/Petitioner,)
v.)
JUSTIN BLOUNT,)
GRETCHEN WHATONAME,)
Father/Respondent.)

CASE NO.: D-20-605933-F

DEPT. NO.: F

NOTICE OF APPEAL

PLEASE TAKE NOTICE that Respondent, Justin Blount, by and through his attorneys of record, the law office of Alverson Taylor & Sanders, hereby appeals from the following order and/or judgments:

1. Minute Order dated November 2, 2020 giving full faith and credit to the order from the Tribal Courts of Hualapai Tribe, Peach Springs, State of Arizona; and

///

///

///

KB/26109

Docket 82095 Document 2020-41911

2. Any and all orders made appealable thereby.

DATED this 9th day of November, 2020.

ALVERSON TAYLOR & SANDERS



KURT R. BONDS, ESQ.

Nevada Bar #6228

TREVOR R. WAITE, ESQ.

Nevada Bar #13779

ALEXANDRE M. FAYAD, ESQ.

Nevada Bar #15407

6605 GRAND MONTECITO PKWY. #200

LAS VEGAS, NEVADA 89149

efile@alversontaylor.com

(702) 384-7000

Attorneys for Father/Respondent

CERTIFICATE OF SERVICE

I certify that on November 9, 2020, the foregoing **NOTICE OF APPEAL** was served via Electronic Service through the Eighth Judicial District Court's Odyssey E-File and Serve System to:

~ All Parties on E-Service List ~

ALVERSON TAYLOR & SANDERS



An Employee of AT&S

N:\CLIENTS\26100\26109\pleading\26109 - Notice of Appeal.docx

CASE SUMMARY**CASE NO. D-20-605933-F**

Paula Blount, Plaintiff.
vs.
Justin Blount, Defendant.

§
 §
 §
 §

Location: **Department J**
 Judicial Officer: **Hughes, Rena G.**
 Filed on: **03/18/2020**

CASE INFORMATION**Related Cases**

D-18-571209-O (1J1F Related - Rule 5.103)

D-19-585074-F (1J1F Related - Rule 5.103)

Case Type: **Registration of Foreign Custody**Case Status: **03/18/2020 Open**Case Flags: **Appealed to Supreme Court****DATE****CASE ASSIGNMENT****Current Case Assignment**

Case Number D-20-605933-F
 Court Department J
 Date Assigned 03/18/2020
 Judicial Officer Hughes, Rena G.

PARTY INFORMATION**Plaintiff**

Blount, Paula
 3834 E. Lass Avenue
 Kingman, AZ 86409

Willick, Marshal Shawn
Retained
 702-438-4100(W)


Defendant

Blount, Justin
 100 N. Wallace Drive
 Building 12, Apartment 156
 Las Vegas, NV 89107


Bonds, Kurt R.
Retained
 702-384-7000(W)

Subject Minor**Blount, Jeremiah****Pro Se****Blount, Kaydi****Pro Se****DATE****EVENTS & ORDERS OF THE COURT****EVENTS**


03/18/2020

 Foreign Judgment - NRS 125A
 Filed by: Plaintiff Blount, Paula
Registration of Foreign Custody Orders


03/18/2020

 Notice
 Filed By: Plaintiff Blount, Paula
Notice of Filing Registration of Foreign Custody Order

04/06/2020

 Acceptance of Service
 Filed by: Plaintiff Blount, Paula
Acceptance of Service

04/30/2020

 Opposition
 Filed By: Defendant Blount, Justin; Respondent WHATONAME, GRETCHEN
Father's Opposition to Registration of Foreign Custody Order

07/09/2020

 Reply to Opposition

CASE SUMMARY

CASE NO. D-20-605933-F

Filed by: Plaintiff Blount, Paula
PATERNAL GRANDMOTHER S REPLY TO FATHER S OPPOSITION TO REGISTRATION OF FOREIGN CUSTODY ORDER

07/17/2020



Errata

Filed By: Defendant Blount, Justin
Errata to Father's Opposition to Registration of Foreign Custody Order

08/10/2020



Motion

Filed By: Defendant Blount, Justin; Guardian Blount, Stephanie
Bundled Filing -Motion to Invalidate/ Supplemental Exh

08/10/2020



Motion

Filed By: Guardian Blount, Stephanie
Motion to Invalidate

08/10/2020



Supplemental

Filed By: Guardian Blount, Stephanie
Supplemental Exhibits to Parental Motion To Invalidate

08/12/2020



Notice of Hearing

Notice of Hearing

08/12/2020



Clerk's Notice of Nonconforming Document and Curative Action

Nonconforming Document

08/14/2020



Notice of Hearing

Filed By: Defendant Blount, Justin; Guardian Blount, Stephanie
Notice of Hearing

08/20/2020



Proof of Service by Mail

Filed by: Defendant Blount, Justin; Guardian Blount, Stephanie
Proof of certified service

08/20/2020



Proof of Service by Mail

Filed by: Defendant Blount, Justin; Guardian Blount, Stephanie
Proof of certified service

08/20/2020



Proof of Service by Mail

Filed by: Defendant Blount, Justin; Guardian Blount, Stephanie
Proof of certified service

08/20/2020



Proof of Service by Mail

Filed by: Defendant Blount, Justin; Guardian Blount, Stephanie
Proof of certified service

08/20/2020



Proof of Service by Mail

Filed by: Defendant Blount, Justin; Guardian Blount, Stephanie
Proof of certified service

09/01/2020



Opposition and Countermotion

Filed By: Plaintiff Blount, Paula
Parental Grandmother's Opposition to Motion to Invalidate and Countermotion for Attorney's Fees and Costs

09/01/2020



Financial Disclosure Form

Filed by: Plaintiff Blount, Paula
General Financial Disclosure Form

09/11/2020



Response

Filed By: Defendant Blount, Justin
Response to Countermotion for Attorney's Fees and Costs

09/16/2020















Response



Filed By: Guardian Blount, Stephanie
*Guardian's Response to Opposition for Attorney's Fees and Cost (**Bundle**)(**No Signature**)*

CASE SUMMARY

CASE NO. D-20-605933-F

09/16/2020	 Supplement Filed by: Guardian Blount, Stephanie <i>Supplemental Exhibits Response to opposition</i>
09/16/2020	 Opposition Filed By: Guardian Blount, Stephanie <i>Opposition to fees and costs</i>
09/16/2020	 Response Filed By: Guardian Blount, Stephanie <i>Mother's Response to Opposition for Motion to Invalidate</i>
09/16/2020	 Certificate of Service Filed by: Guardian Blount, Stephanie <i>Certificate of Service</i>
09/16/2020	 Certificate of Service Filed by: Guardian Blount, Stephanie <i>Certificate of Service</i>
09/17/2020	 Clerk's Notice of Nonconforming Document <i>Clerk's Notice of Nonconforming Document</i>
09/17/2020	 Errata Filed By: Guardian Blount, Stephanie <i>Errata</i>
09/17/2020	 Errata Filed By: Guardian Blount, Stephanie <i>Errata</i>
09/17/2020	 Errata Filed By: Guardian Blount, Stephanie <i>Errata</i>
09/23/2020	 Notice of Rescheduling of Hearing <i>Notice of Rescheduling of Hearing</i>
11/09/2020	 Notice of Appeal Filed By: Defendant Blount, Justin <i>Notice of Appeal</i>
11/10/2020	 Motion to Stay Filed by: Defendant Blount, Justin <i>Motion to Stay Order Pending Appeal</i>

HEARINGS

10/20/2020	Motion (3:00 PM) (Judicial Officer: Hughes, Rena G.) Events: 08/10/2020 Motion <i>Justin Blount and Stephanie Blount's Motion to Invalidate</i> 09/29/2020 Reset by Court to 10/20/2020
10/20/2020	 Opposition & Countermotion (3:00 PM) (Judicial Officer: Hughes, Rena G.) Events: 09/01/2020 Opposition and Countermotion <i>Paternal Grandmother's Opposition to Motion to Invalidate and Countermotion for Attorney's Fees and Costs</i> 09/29/2020 Reset by Court to 10/20/2020
10/20/2020	Hearing (3:00 PM) (Judicial Officer: Hughes, Rena G.) Events: 09/16/2020 Response <i>Stephanie Blount's Response to Countermotion for Attorney's Fees and Cost</i> 09/29/2020 Reset by Court to 10/20/2020
11/02/2020	 Minute Order (10:00 AM) (Judicial Officer: Hughes, Rena G.)

CASE SUMMARY**CASE NO. D-20-605933-F**

Minute Order - No Hearing Held;

Journal Entry Details:

MINUTE ORDER - NO HEARING HELD NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to secure efficient, speedy, and inexpensive determinations in every action. Pursuant to EDCR 2.23(c) and 5.501(b), this Court can consider a motion and issue a decision on the papers at any time without a hearing. Further, pursuant to EDCR 2.20(c), this Court can grant the requested relief if there is no opposition timely filed. On October 20, 2020 the Court held a hearing on the Motion to Invalidate, Plaintiff's Opposition and Countermotion, Justin Blount's Response to Countermotion, and Stephanie Blount's Response to Opposition. The Court took the matter under advisement. The Court's decision is as follows: THE COURT FINDS that this Court had a hearing on this matter on October 20, 2020 where this Court heard argument and took the matter under advisement. THE COURT FINDS that the grandmother, Pamela Blount domesticated a Foreign Judgment on March 18, 2020 with this Court. Petitioner is seeking full faith and credit from the Grandparent Custody and Visitation Order filed on January 20, 2020 from the Tribal Courts of Hualapai Tribe, Peach Springs, State of Arizona. The Respondent father objects to the requests. Several filings were made on the issues that the court has read in conjunction with the related cases in this matter. The court finds that throughout this action the parties have cited to ICWA The Indian Child Welfare Act. The court does not find that this is an ICWA issue because this is not the type of proceeding governed by ICWA. 25 U.S.C. section 1911(1) (2012) vests tribes with exclusive jurisdiction over Indian child custody proceedings in certain situations. 25 U.S.C. section 1903 (1) (2012) lists the child custody proceedings that fall under ICWA. THE COURT FINDS that the related case, D-18-571209-O, went through appellate review and the Supreme Court of Nevada has weighed in on this case. That decision was filed on September 16, 2019. The Supreme court found that the UCCJEA was applicable in grandparent visitation cases. The decision goes on to read that the Tribal Court never relinquished jurisdiction over custody. Therefore the tribal court still has exclusive continuing jurisdiction in this case. While this Court did grant a step parent adoption in 2019, that proceeding did not divest the tribal court of UCCJEA jurisdiction over these children. UCCJEA proceedings were never held and the Tribal Courts of Hualapai Tribe, Peach Springs, State of Arizona never relinquished jurisdiction to this court. Therefore this COURT FINDS that the Tribal Courts of Hualapai Tribe, Peach Springs, State of Arizona still has continuing exclusive jurisdiction in this case and the grandmother, Pamela Blount domesticated a Foreign Judgment on March 18, 2020 with this Court wherein she asks for full faith and credit. Furthermore, petitioner properly lodged her request for grandparent visitation prior to the execution of the Decree of adoption when she commenced case D-18-571209-O, pursuant to Bopp v Lino 110 Nev. 1246 (1994.) It should be noted that the father's opposition notes several defects about the tribal proceedings and asks this court to invalidate the Tribal Court's orders. However those defects are not for this court to weigh in on and the father may consider appealing the court's decision. Based on the above, THIS COURT ORDERS that the orders from the Tribal Courts of Hualapai Tribe, Peach Springs, State of Arizona shall be given full faith and credit. Both sides shall bear their own fees and costs. Clerk's Note: A copy of today's Minute Order was emailed to Counsel at the email addresses on file.;

Minute Order - No Hearing Held

**DISTRICT COURT
CLARK COUNTY, NEVADA**

**Registration of Foreign
Custody**

COURT MINUTES

November 02, 2020

D-20-605933-F Paula Blount, Plaintiff.
vs.
Justin Blount, Defendant.

November 02, 2020 10:00 AM Minute Order

HEARD BY: Hughes, Rena G.

COURTROOM: Chambers

COURT CLERK: Sheila Bourne

PARTIES:

GRETCHEN WHATONAME, Respondent,	Pro Se
not present	
Jeremiah Blount, Subject Minor, not present	Pro Se
Justin Blount, Defendant, not present	Kurt Bonds, Attorney, not present
Kaydi Blount, Subject Minor, not present	Pro Se
Paula Blount, Plaintiff, not present	Marshal Willick, Attorney, not present
Stephanie Blount, Guardian, not present	Pro Se

JOURNAL ENTRIES

- MINUTE ORDER - NO HEARING HELD

NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to secure efficient, speedy, and inexpensive determinations in every action. Pursuant to EDCR 2.23(c) and 5.501(b), this Court can consider a motion and issue a decision on the papers at any time without a hearing. Further, pursuant to EDCR 2.20(c), this Court can grant the requested relief if there is no opposition timely filed.

On October 20, 2020 the Court held a hearing on the Motion to Invalidate, Plaintiff s Opposition and Countermotion, Justin Blount s Response to Countermotion, and Stephanie Blount s Response to Opposition. The Court took the matter under advisement. The Court s decision is as follows:

PRINT DATE:	11/10/2020	Page 1 of 2	Minutes Date:	November 02, 2020
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

THE COURT FINDS that this Court had a hearing on this matter on October 20, 2020 where this Court heard argument and took the matter under advisement. THE COURT FINDS that the grandmother, Pamela Blount domesticated a Foreign Judgment on March 18, 2020 with this Court. Petitioner is seeking full faith and credit from the Grandparent Custody and Visitation Order filed on January 20, 2020 from the Tribal Courts of Hualapai Tribe, Peach Springs, State of Arizona. The Respondent father objects to the requests. Several filings were made on the issues that the court has read in conjunction with the related cases in this matter. The court finds that throughout this action the parties have cited to ICWA The Indian Child Welfare Act. The court does not find that this is an ICWA issue because this is not the type of proceeding governed by ICWA .25 U.S.C sect 1911(1) (2012) vests tribes with exclusive jurisdiction over Indian child custody proceedings in certain situations. 25 U.S.C sect 1903 (1) (2012) lists the child custody proceedings that fall under ICWA.

THE COURT FINDS that the related case, D-18-571209-O, went through appellate review and the Supreme Court of Nevada has weighed in on this case. That decision was filed on September 16, 2019. The Supreme court found that the UCCJEA was applicable in grandparent visitation cases. The decision goes on to read that the Tribal Court never relinquished jurisdiction over custody. Therefore the tribal court still has exclusive continuing jurisdiction in this case. While this Court did grant a step parent adoption in 2019, that proceeding did not divest the tribal court of UCCJEA jurisdiction over these children. UCCJEA proceedings were never held and the Tribal Courts of Hualapai Tribe, Peach Springs, State of Arizona never relinquished jurisdiction to this court.

Therefore this COURT FINDS that the Tribal Courts of Hualapai Tribe, Peach Springs, State of Arizona still has continuing exclusive jurisdiction in this case and the grandmother, Pamela Blount domesticated a Foreign Judgment on March 18, 2020 with this Court wherein she asks for full faith and credit. Furthermore, petitioner properly lodged her request for grandparent visitation prior to the execution of the Decree of adoption when she commenced case D-18-571209-O, pursuant to Bopp v Lino 110 Nev. 1246 (1994.)

It should be noted that the father s opposition notes several defects about the tribal proceedings and asks this court to invalidate the Tribal Court s orders. However those defects are not for this court to weigh in on and the father may consider appealing the court s decision. Based on the above, THIS COURT ORDERS that the orders from the Tribal Courts of Hualapai Tribe, Peach Springs, State of Arizona shall be given full faith and credit. Both sides shall bear their own fees and costs.

Clerk's Note: A copy of today's Minute Order was emailed to Counsel at the email addresses on file.

INTERIM CONDITIONS:

FUTURE HEARINGS:

PRINT DATE:	11/10/2020	Page 2 of 2	Minutes Date:	November 02, 2020
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE
NOTICE OF DEFICIENCY
ON APPEAL TO NEVADA SUPREME COURT

KURT R. BONDS, ESQ.
6605 GRAND MONTECITO PKWY., #200
LAS VEGAS, NV 89149

DATE: November 10, 2020
CASE: D-20-605933-F

RE CASE: PAULA BLOUNT vs. JUSTIN BLOUNT

NOTICE OF APPEAL FILED: November 9, 2020

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

- ☒ \$250 – Supreme Court Filing Fee (Make Check Payable to the Supreme Court)**
 - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☐ \$24 – District Court Filing Fee (Make Check Payable to the District Court)**
- ☒ \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)**
 - NRAP 7: Bond For Costs On Appeal in Civil Cases
 - *Previously paid Bonds are not transferable between appeals without an order of the court.*
- ☒ Case Appeal Statement
 - NRAP 3 (a)(1), Form 2
- ☒ Written Order
- ☒ Notice of Entry of Written Order

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. The district court clerk shall apprise appellant of the deficiencies in writing, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (g) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

***Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.*

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

PAULA BLOUNT,

Plaintiff(s),

vs.

JUSTIN BLOUNT,

Defendant(s),

Case No: D-20-605933-F

Dept No: F

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 10 day of November 2020.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk