

IN THE COURTS OF APPEAL OF THE STATE OF NEVADA

* * * * *

JUSTIN CRAIG BLOUNT; AND
STEPHANIE BLOUNT,

Appellants

vs.

PAULA BLOUNT,

Respondents.

Electronically Filed
SC NO: 82095 Sep 07 2021 02:45 p.m.
DC NO: DE20-0593 AF Brown
Clerk of Supreme Court

**RESPONDENT'S
INDEX TO
APPENDIX -
DATE ORDER
VOLUME III**

Attorneys for Respondent:

Marshal S. Willick, Esq.
Nevada Bar No. 2515
Trevor M. Creel, Esq.
Nevada Bar No. 11943
WILLICK LAW GROUP
3591 East Bonanza Road, Suite 200
Las Vegas, Nevada 89110-2101
(702) 438-4100
Email: email@willicklawgroup.com

Attorney for Appellants:

Trevor Waite, Esq.
Nevada Bar No. 013779
Daniel Mann, Esq.
Nevada Bar No. 15594
Alverson Taylor & Sanders
6605 Grand Montecito Pkwy #200
Las Vegas, Nevada 89149
(702) 384-7000
Twaite@alversontaylor.com

APPENDIX INDEX

#	DOCUMENT	FILE STAMP DATE	PAGES
	Volume I		
A.	Registration of Foreign Custody Order	3/18/2020	000001- 000012
B.	Notice of Filing Registration of Foreign Custody Order	3/18/2020	000013- 000029
C.	Acceptance of Service	4/6/2020	000030- 000032
D.	Opposition to Registration of Foreign Custody Order	4/30/2020	000033- 000169
E.	Paternal Grandmother's Reply to "Father's Opposition to Registration of Foreign Custody Order"	7/9/2020	000170- 000236
F.	Errata to Father's Opposition to Registration of Foreign Custody Order	7/17/2020	000237- 000240
	VOLUME II		
G.	Motion to Invalidate	8/10/2020	000241- 000300
H.	Supplemental Exhibits to Parental Motion To Invalidate	8/10/2020	000301- 000353
I.	Notice of Hearing	8/12/2020	000354- 000355

J.	Clerk's Notice of Nonconforming Document and Curative Action	8/12/2020	000356-000358
K.	Notice of Hearing	8/14/2020	000359-000360
L.	Proof of Service by Mail	8/20/2020	000361-000366
M.	Proof of Service by Mail	8/20/2020	000367-000370
N.	Proof of Service by Mail	8/20/2020	000371-000374
O.	Proof of Service by Mail	8/20/2020	000375-000379
P.	Proof of Service by Mail	8/20/2020	000380-000386
Q.	Parental Grandmother's Opposition to Motion to Invalidate and Countermotion for Attorney's Fees and Costs	9/1/2020	000387-000404
R.	General Financial Disclosure Form	9/1/2020	000405-000418
S.	Response to Countermotion for Attorney's Fees and Costs	9/11/2020	000419-000423
T.	Mother's Response to Opposition for Motion to Invalidate	9/16/2020	000424-000448
	VOLUME III		
U.	Supplemental Exhibits to Mother's Response to the Opposition to the Motion to Invalidate	9/16/2020	000449-000530
V.	Response to Countermotion for Attorney's Fees and Costs	9/16/2020	000531-000537

W.	Certificate of Service	9/16/2020	000538-000539
X.	Certificate of Service	9/16/2020	000540-000541
Y.	Clerk's Notice of Nonconforming Document and Curative Action	9/17/2020	000542-000544
Z.	Errata Sheet for Response to Countermotion for Attorney's Fees and Costs	9/17/2020	000545-000553
AA.	Errata Sheet for Mother's Response to Opposition for Motion to Invalidate	9/17/2020	000554-000637
	VOLUME IV		
BB.	Errata Sheet for Supplemental Exhibits to Mother's Response to the Opposition to the Motion to Invalidate	9/17/2020	000638-000721
CC.	Notice of Rescheduling of Hearing	9/23/2020	000722-000724
DD.	Court Minutes from October 20, 2020	10/20/2020	000725-000727
EE.	Court Minutes from November 2, 2020	11/2/2020	000728-000731
FF.	Notice of Appeal	11/9/2020	000732-000734
GG.	Motion to Stay Order Pending Appeal	11/10/2020	000735-000740
HH.	Notice of Hearing	11/12/2020	000741-000742

II.	Notice of Appeal	11/13/2020	000743-000745
JJ.	Paternal Grandmothers Opposition to “Motion to Stay Order Pending Appeal” and Countermotion for Attorney's Fees and Costs	11/24/2020	000746-000760
KK.	Order from 11/2/2020	12/10/2020	000761-000766
LL.	Notice of Entry of Order	12/15/2020	000767-000774
MM.	Court Minutes	1/12/2021	000775-000777
NN.	Request for Transcript of Proceedings	1/15/2021	000778-000780
OO.	Grandmother/Petitioner, Paula Blount’s Memorandum of Fees and Costs	1/21/21	000781-000799
PP.	Respondents’ Motion To Retax Plaintiffs’ Memorandum of Costs	1/22/2021	000800-000807
QQ.	Notice of Hearing	1/25/2021	000808-000809
RR.	Ex Parte Application for Pick Up Order for a Warrant to take Physical Custody of the Children and for Fees, Expenses, and Costs	1/28/2021	000810-000826
SS.	Order Awarding Attorney’s Fees and Costs	2/2/2021	000827-000832
TT.	Notice of Entry of Order [Order Awarding Attorney’s Fees and Costs]	2/3/2021	000833-000841

UU.	Estimated Cost of Expedited of Transcript	2/25/2021	000842-000843
VV.	Paternal Grandmother's Opposition to Respondents' Motion to Retax Plaintiff's Memorandum of Costs and Countermotion for Attorney's Fees and Cost	3/9/2021	000844-000852
WW.	Order From January 12, 2021, Hearing	3/9/2021	000853-000858
XX.	Notice of Non-Payment of Transcript	3/10/21	000859-000862
YY.	Court Minutes from March 10, 2021, hearing	3/10/21	000863-000864
ZZ.	Certification of Transcripts Notification of Completion	3/16/2021	000865-000866
AAA.	Transcript of Proceedings	3/16/2021	000867-000885
BBB.	Receipt of Copy	3/16/2021	000886-000887
	VOLUME V		
CCC.	Final Billing of Transcript	3/16/2021	000888-000889
DDD.	Petitioner, Paula Blount's Motion for an Order to Show Cause as to Why Respondent, Justin Blount, Should Not Be Held In Contempt, for Monetary Sanctions, and for Attorney's Fees and Costs	3/19/2021	000890-000910
EEE.	Notice of Hearing	3/23/2021	000911-000912

FFF.	Ex Parte Application for an Order to Show Cause Why Respondent, Justin Blount, Should Not be held in Contempt for his Failure to Comply with the Terms of the Order Filed December 10, 2020, The Order from the January 12, 2021, Hearing File March 9, 2021, as Well as the Grandparent Custody and Visitation Order Registered with this Court on March 18, 2020	3/23/2021	000913-000924
GGG.	Notice of Hearing	3/23/2021	000925-000926
HHH.	Certificate of Service [Notice of Hearing]	3/23/2021	000927-000930
III.	Respondent's Opposition to Petitioner, Paula Blount's Motion for an Order to Show Cause as to Why Respondent, Justin Blount, Should Not Be Held in Contempt for Monetary Sanctions and for Attorney's Fees and Costs	4/2/2021	000931-000971
JJJ.	General Financial Disclosure Form	5/7/2021	000972-000983
KKK.	Supplemental Exhibit to Petitioner, Paul Blount's Motion for an Order to Show Cause as to Why Respondent, Justin Blount, Should Not Be Held In Contempt, for Monetary Sanctions, and For Attorney's Fees and Costs	5/12/2021	000984-001000
LLL.	Court Minutes from May 13, 2021	5/13/2021	001001-001003
MMM.	Order to Show Cause	5/14/2021	001004-001008
NNN.	Notice of Entry of Order [Order to Show Cause]	5/18/2021	001009-001016

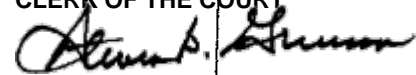
OOO.	Trial Management Order	5/18/2021	001017-001023
PPP.	Grandmother/Petitioner, Paula Blount's Memorandum of Fees and Costs	5/24/2021	001024-001046
QQQ.	Order for Attorney's Fees and Costs	5/25/2021	001047-001052
RRR.	Notice of Entry of Order [Order Awarding Attorney's Fees and Costs]	7/13/2021	001053-001061
SSS.	Notice of rescheduling of Hearing	8/20/2021	001062-001064

P:\wp19\BLOUNT,P\APPENDIX\00518117.WPD/vj

EXHIBIT “U”

EXHIBIT “U”

EXHIBIT “U”



Stephanie Blount
PO Box 61521
Las Vegas, NV 89160

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

In re the matter of Custody of

JEREMIAH CALEB BLOUNT 1/19/10
KAYDI ROSE BLOUNT 2/19/13
Minor Children,

CASE NO. D-20-605933-F

DEPT. J

PAULA BLOUNT
Petitioner,

v.

DATE OF HEARING: 9/29/2020
TIME OF HEARING: 3:00 PM

JUSTIN BLOUNT,
GRETCHEN WHATONAME,
Father/Respondent.

**SUPPLEMENTAL EXHIBITS TO MOTHER'S RESPONSE TO THE OPPOSITION
TO THE MOTION TO INVALIDATE**

COMES NOW Mother, Stephanie Blount, and hereby submits the attached documents
as Exhibits.

Exhibit A: Hualapai Tribal Orders Vacating Temporary Orders

Exhibit B: Hualapai Tribal Orders Denying Custody December 29, 2017

Exhibit C: Orders from 3rd Party Visitation Case August 16, 2018

Exhibit D: Orders Affirming

Exhibit E: May 3, 2019 Minutes from Adoption

1 Exhibit F: Hualapai Custody orders from January 30, 2020

2 Exhibit G: Motions/Summons in the Hualapai Tribe from February 2019

3 Exhibit H: Hualapai Tribal Order Dismissing Due to Lack of Jurisdiction January 11,
4 2019

5 Exhibit I: Minute orders from February 26, 2019

6 Exhibit J: Notice to withdraw motion to intervene and motion to recognize

7 Exhibit K: Minute orders from June 12, 2019

8 Exhibit L: Notice of Adoption

9 Exhibit M: Letter to Tribe with Adoption Decree

10 Exhibit N: Jeremiah Blount's Medical record

11 Exhibit O: Kaydi Blount's Drawing

12 Exhibit P: Notice of Hearing for January 30, 2020

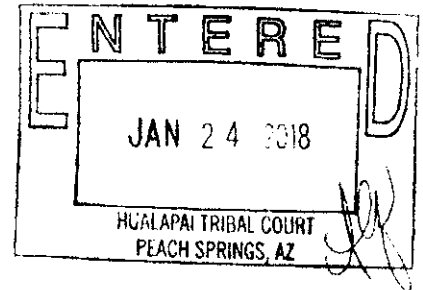
13 Exhibit Q: Hualapai Tribal Motion and Order from May 2020

14
15
16 DATED this ____ day of September, 2020.

17
18
19
20 Submitted by:

21
22 _____
23 Stephanie Blount
24 PO BOX 61521
25 Las Vegas, NV 89160
26
27
28

Exhibit A



THE HUALAPAI TRIBAL COURT
HUALAPAI INDIAN RESERVATION
PEACH SPRINGS, ARIZONA

In the Marriage of:

Case No.: 2016-DOM-001

Gretchen Whatoname,

Petitioner

ORDER VACATING
TEMPORARY CUSTODY
ORDER AND CHILD
SUPPORT ORDER

And

Justin Blount,

Respondent.

The Court has been advised through Respondent's Ex Parte Motion for Dismissal and Orders filed with the Court on January 11, 2018, of the untimely death of Petitioner Gretchen Whatoname. At a hearing on June 26, 2017, attended by both parties and their legal counsels, the Court entered a decree and order of dissolution of marriage between the parties. In addition, the Court issued a Temporary Custody Order awarding temporary custody of the parties' two minor children to Petitioner pending final determination of child custody. At a previous hearing on June 14, 2016, Respondent was ordered to pay to Petitioner child support in the amount of \$75.00 per child, \$150.00 total monthly. Respondent requests that the temporary custody and child support orders be vacated and that the Court dismiss all pending matters and close the case.

The Court finds that no previous order has terminated Respondent's parental rights. Because Petitioner was awarded temporary custody of the children and has since deceased, custody of the children should be restored to Respondent and the temporary custody order should be vacated. Additionally, the prior child support order should also be vacated and Respondent's

1 child support obligation should be terminated. However, the Court notes that on April 18, 2017,
2 Respondent filed a Statement for Initial Hearing in which he requested that certain property
3 (without indicating whether such property was Respondent's sole property or was marital
4 property), allegedly in Petitioner's possession, be returned to him. The property was itemized in
5 Exhibit C attached to that filing. Respondent also requested distribution and allocation to
6 Petitioner of certain debts allegedly incurred by Petitioner during the marriage without
7 Respondent's approval and consent. Because these issues of distribution of debts and property
8 have not yet been resolved, and Respondent did not address those outstanding issues in his ex
9 parte motion, the Court finds it prudent to deny the request to close the case pending a formal
10 submission from Respondent addressing the remaining issues of property and debts.

11 **THEREFORE, IT IS THE ORDER OF THIS COURT that:**

12 1. The Temporary Custody Order entered June 26, 2017 and all subsequent orders
13 affirming and maintaining that order are hereby VACATED.

14 2. Legal and physical custody of Jeremiah Blount, d.o.b. 01/19/2010, and Kaydi Blount,
15 d.o.b. 02/19/2013, is restored to Respondent Justin Blount, the minors' biological father.

16 3. The Child Support Order entered June 14, 2016 and all subsequent orders affirming and
17 maintaining that order are hereby VACATED.

18 4. Respondent's child support obligation for the above-named children is terminated.

19 5. Upon the filing of a notice and/or motion from Respondent regarding his prior claims
20 concerning certain property and debts, the Court will consider such notice/motion summarily and
21 issue its ruling promptly.

22 **SO ORDERED** this 23rd day of January, 2018.

23
24 

25 Hon. Jan W. Morris, Chief Judge
26 Hualapai Tribal Court

27 I certify a copy was mailed this 24
day of January, 2018 to

28 Candace Kane
2364 Wiki Way
Camp Verde, AZ 86322-8566

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Keen Ellsworth, Esq
777 N. Rainbow Blvd. Ste 270
Las Vegas, NV 89107-1187

by: *Alveta*

Exhibit B

IN THE HUALAPAI JUVENILE COURT
HUALAPAI RESERVATION, ARIZONA



In the Matter of:

Jeremiah Caleb Blount, d.o.b. 01/19/10,
Kaydi Rose Blount, d.o.b. 02/19/13,
Minors,

Case No.: 2017-CC-013

And Concerning:

Wilfred Whatoname, Jr. and
Gretna Whatoname,
Petitioners,

and

Justin Blount,
Respondent.

ORDER DENYING
MOTION FOR IMMEDIATE
TEMPORARY CUSTODY

The following proceeding or action occurred on the 29th day of DECEMBER, 2017 in this Court:

<input type="checkbox"/> Initial Hearing	<input type="checkbox"/> Default Judgment Hearing
<input type="checkbox"/> Preliminary Hearing	<input type="checkbox"/> Adjudication Hearing
<input type="checkbox"/> Review Hearing	<input type="checkbox"/> Disposition Hearing
<input type="checkbox"/> Motion Hearing regarding: _____	
<input type="checkbox"/> OSC Hearing issued to: _____	

XX Other: SUMMARY REVIEW OF MOTION FOR IMMEDIATE TEMPORARY CUSTODY

Persons present were:

<input type="checkbox"/> Petitioner(s)	_____
<input type="checkbox"/> Minor(s)	_____
<input type="checkbox"/> Parent(s)/Guardian(s)	_____
<input type="checkbox"/> Minor's Counsel	_____
<input type="checkbox"/> Parent/Guardian's Counsel	_____

Evidence/Action: PETITIONERS FILED A 3RD PARTY PETITION FOR CUSTODY AND A MOTION FOR IMMEDIATE TEMPORARY CUSTODY.

The Court found and ordered: THE MOTION SETS FORTH NO FACTS TO INDICATE THE MINORS ARE SERIOUSLY ENDANGERED. PETITION MERELY STATES THAT MINORS' MOTHER IS NOW DECEASED. IN CASE NO.

2016-DOM-001, COURT ISSUED A TEMPORARY CUSTODY ORDER IN FAVOR OF MOTHER. IF MOTHER IS NOW DECEASED, CUSTODY OF THE CHILDREN MUST BE RESTORED TO THE FATHER. MOTION IS DENIED.

The Court further ordered all parties and counsel to appear before the Court for _ on the _ day of __, 2018 at __: __M.

Date: December 29, 2017

Tribal Court Judge

Distribution of copies: ☐ Minor ☐ Minor's counsel ☐ Parent(s) ☐ Parents' counsel ☐ Prosecutor ☐ Human Services
☐ Health Dept. ☐ Probation ☐ HJDR ☐ Other: _____

Exhibit C

From:

07/30/2018 10:08 #624 P.002/006

Electronically Filed
8/16/2018 11:24 AM
Steven D. Grierson
CLERK OF THE COURT

Steven D. Grierson

1 **ORDR**
2 **JOHN T. KELLEHER, ESQ.**
3 **Nevada State Bar No. 6012**
4 **SAIRA HASEEBULLAH, ESQ.**
5 **Nevada State Bar No. 13500**
6 **KELLEHER & KELLEHER, LLC**
7 **40 S. Stephanie Street, Suite #201**
8 **Henderson, Nevada 89012**
9 **Telephone: (702) 384-7494**
10 **Facsimile: (702) 384-7545**
11 **kelleherjt@aol.com**
12 **Attorney for Respondent**

DISTRICT COURT

CLARK COUNTY, NEVADA

13 In the Matter of the Visitation of the Persons of:) Case No: D-18-571209-O
14 JEREMIAH CALEB BLOUNT)
15 KAYDI ROSE BLOUNT) Dept: B
16 LUNA BELL BLOUNT)
17 LOGAN ALEXANDER BLOUNT, minors:)
18 PAULA BLOUNT,)
19 Petitioner)
20 vs.)
21 JUSTIN CRAIG BLOUNT,)
22 Respondent/CounterPetitioner)

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND
ORDER FROM JULY 25, 2018 HEARING

23 THIS MATTER having come on for hearing on the 25th day of July, 2018, on a continued
24 Hearing from 07/17/18; Petitioner, Paula Blount, present and represented by F. Peter James, Esq. of
25 the Law Offices of F. Peter James, Esq.; Respondent, Justin Craig Blount, not present but represented
26 by John T. Kelleher, Esq., and Saira Haseebullah, Esq., of the law firm Kelleher & Kelleher LLC; the
27 Court having reviewed the papers and pleadings on file herein, having been fully apprised as to the
28 facts and matters herein; wherefore:

THE COURT HEREBY NOTED that the natural mother of the younger two children is alive,
and the oldest children have a different mother than the two younger children. (See Hearing Video

RECEIVED

AUG 14 2018

DEPT. B

Case Number: D-18-571209-O

LAW OFFICES
KELLEHER & KELLEHER LLC
40 S. STEPHANIE STREET, SUITE #201
HENDERSON, NEVADA 89012
(702) 384-7494

LAW OFFICES
KELLEHER & KELLEHER LLC
 611 HARRISON STREET, SUITE 200
 HENDERSON, NEVADA 89011
 (702) 266-1700

1 dated July 25, 2018, Time Stamped at 10:54:14) Natural mother was not named as a party or served
 2 in this action. (See *Id* at 10:54:18). Petitioner has alleged nothing that would allow visitation with Luna
 3 or Logan. (See *Id* at 10:54:35)

4 THE COURT HEREBY FINDS that the Hualapai Tribe has exercised jurisdiction over the two older
 5 children in two separate proceedings. As such, the Hualapai Tribe has continuing, exclusive
 6 jurisdiction over the children. (See *Id* at 10:54.)

7 THE COURT HEREBY FINDS that Nevada does not have jurisdiction in this matter. (See *Id*
 8 at 10:55.) The two oldest children were not present in Las Vegas or Clark County for the six
 9 consecutive months prior to the onset of this action, including any temporary absence, immediately
 10 before the commencement proceedings. (See *Id* at 10:55:08)

11 THE COURT FURTHER FINDS that the children may have been in Las Vegas for six months
 12 as of the current hearing date but that is not the requirement or statute or in the case file that follows.
 13 (See *Id* at 10:55:21.)

14 THE COURT FURTHER FINDS that the argument that visitation is not custody and custodial
 15 visitation is separate and different from any third party visitation is inaccurate. (See *Id* at 10:55:38)
 16 Visitation is as the Nevada Supreme Court and *Friedman v. Eighth Judicial Dist. Court of State*, ex
 17 rel. Cty. of Clark, 127 Nev. 842, 849, 264 P.3d 1161, 1166 (2011), discussed and find that a
 18 proceeding in which legal custody, physical custody or visitation with respect to a child is at issue. (See
 19 *Id* at 10:55:46 - 10:55:52.)

20 THE COURT FURTHER FINDS that the Court does not view non-custodial visitation or
 21 visitation with a third party through separate lenses. Any visitation rights given to a non-parent affects
 22 a parents' visitation and custody rights. (See *Id* at 10:56:00 - 10:56:14.)

23 THE COURT FURTHER FINDS that accordingly, it is more appropriate for the Tribe and
 24 Judge who has heard two separate matters relative to these children to continue to hear these issues.
 25 In addition, that forum is more convenient. (See *Id* at 10:56:15 - 10:56:35.) The children are older and
 26 have only been in Nevada for a handful of months. (See *Id* at 10:56:48). All of the paperwork and
 27

1 witnesses that would be relevant for an evidentiary hearing as to visitation reside or are in the control
2 of the tribe and the surrounding area. (See *Id* at 10:56:50 - 10:57:09).

3 IT IS HEREBY ORDERED that Respondent's Request is GRANTED, denying Petitioner
4 visitation with all four minor children and dismissing the action. (See *Id* at 10:57:18).

5 IT IS FURTHER ORDERED that Attorney's Fees shall be awarded to Respondent. Attorney
6 Kelleher shall submit a Memorandum of Fees and Costs, and a *Brunzell-Miller* Affidavit and a
7 proposed order within 10 days from today and served upon opposing counsel. Proposed order shall
8 include Findings of Facts and Conclusions of Law. Opposing counsel shall have 10 days to file a
9 Response. Matter will be set on Chamber's Calendar, and no appearances are required.

10 IT IS FURTHER ORDERED that Attorney Kelleher shall prepare the Order form today's
11 hearing, with Attorney James to review and countersign.

12 IT IS SO ORDERED this 15th day of August 2018.

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
DISTRICT COURT JUDGE
LINDA MARQUIS

Submitted by:

KELLEHER & KELLEHER, LLC

JOHN T. KELLEHER, ESQ.
Nevada Bar No. 6012
40 S. Stephanie Street, Suite #201
Henderson, Nevada 89012
Attorney for Respondent

Approved as to form and content:

LAW OFFICES OF F. PETER JAMES, ESQ.

F. PETER JAMES ESQ.
Nevada Bar No. 10091
3821 W. Charleston Blvd, Suite 250
Las Vegas, NV 89012
Attorney for Petitioner

LAW OFFICES
KELLEHER & KELLEHER, LLC
40 S. STEPHANIE STREET, SUITE #201
HENDERSON, NEVADA 89012
(702) 364-7040

Steven D. Grierson

ORDR
JOHN T. KELLEHER, ESQ.
Nevada Bar No. 6012
KELLEHER & KELLEHER, LLC
40 S. Stephanie Street, Suite #201
Henderson, Nevada 89012
Telephone (702) 384-7494
Facsimile (702) 384-7545
kelleherjt@aol.com
Attorney for Respondent

DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of the Visitation of the Persons of:)	Case No: D-18-571209-O
JEREMIAH CALEB BLOUNT)	
KAYDI ROSE BLOUNT)	Dept: B
LUNA BELL BLOUNT)	
LOGAN ALEXANDER BLOUNT, minors:)	
PAULA BLOUNT,)	
Petitioner)	
vs.)	
JUSTIN CRAIG BLOUNT,)	
Respondent/CounterPetitioner)	

ORDER AWARDING ATTORNEY'S FEES AND COSTS

THIS MATTER having come on for hearing on the 27th day of August, 2018 on Respondent's Request for Attorney's Fees, with Respondent having filed a Memorandum of Costs and Fees on August 3, 2018 and Petitioner's Counsel having filed Petitioner's Brief Opposing Award of Fees and Costs on August 14, 2018; Petitioner, Paula Blount, represented by F. Peter James, Esq. of the Law Offices of F. Peter James, Esq.; Respondent, Justin Craig Blount, represented by John T. Kelleher, Esq., and Saira Haseebullah, Esq., of the law firm Kelleher & Kelleher LLC; the Court having reviewed the papers and pleadings on file herein, having been fully apprised as to the facts and matters herein; wherefore:

THE COURT HEREBY FINDS that Respondent was awarded attorney's costs and fees in this matter.

RECEIVED
AUG 21 2018
DEPT. B

1 THE COURT FURTHER FINDS that the natural mother of the younger two children, LOGAN
2 BLOUNT and LUNA BLOUNT, is alive, but was not named as a party to this action nor was she
3 personally served.

4 THE COURT FURTHER FINDS that the natural mother of the two older children, KAYDI
5 BLOUNT and JEREMIAH BLOUNT, is deceased.

6 THE COURT FURTHER FINDS that the Hualapai Tribe has exercised jurisdiction over the
7 two older children in two separate proceedings. As such, the Hualapai Tribe has continuing, exclusive
8 jurisdiction over the children. (See *Id* at 10:54.)

9 THE COURT FURTHER FINDS that Nevada does not have jurisdiction in this matter. (See
10 *Id* at 10:55.) The two oldest children were not present in Las Vegas or Clark County for the six
11 consecutive months prior to the onset of this action, including any temporary absence, immediately
12 before the commencement proceedings. (See *Id* at 10:55:08)

13 THE COURT FURTHER FINDS that the children may have been in Las Vegas for six months
14 as of the current hearing date but that is not the requirement or statute. (See *Id* at 10:55:21.)

15 THE COURT FURTHER FINDS that the argument that visitation is not custody and custodial
16 visitation is separate and different from any third party visitation is inaccurate. (See *Id* at 10:55:38)
17 Visitation is as the Nevada Supreme Court and *Friedman v. Eighth Judicial Dist. Court of State*, ex
18 rel. Cty. of Clark, 127 Nev. 842, 849, 264 P.3d 1161, 1166 (2011), discussed and find that a
19 proceeding in which legal custody, physical custody or visitation with respect to a child is at issue. (See
20 *Id* at 10:55:46 - 10:55:52.)

21 THE COURT FURTHER FINDS that the Court does not view non-custodial visitation or
22 visitation with a third party through separate lenses. Any visitation rights given to a non-parent affects
23 a parents' visitation and custody rights. (See *Id* at 10:56:00 - 10:56:14.)

24 THE COURT FURTHER FINDS that Respondent made efforts to minimize the legal fees
25 incurred in this matter, by sending a detailed letter to Petitioner addressing the issues, however
26 Petitioner pursued her request for visitation.

27 THE COURT FURTHER FINDS that Petitioner's request was DENIED as to all four minor
28

1 children.

2 THE COURT FURTHER FINDS that Respondent's Counsel is an AAML Certified attorney
3 who specializes in the practice of family law and has experience of more than twenty years.

4 THE COURT FURTHER FINDS that Respondent's counsel has provided billing statements
5 as appropriate, and there is no indication that those bills were excessive or unreasonable.

6 THE COURT FURTHER FINDS that Respondent filed a General Financial Disclosure Form
7 ("FDF") reflecting a gross monthly income of \$1,596.00 from Social Security Income. (Respondent's
8 spouse also contributes financially in the amount of \$3,000.00 per month, however she is not a named
9 party to this action.) Petitioner also filed a General Financial Disclosure Form ("FDF") reflecting a
10 gross monthly income of \$5,032.41 per month.

11 THE COURT FURTHER FINDS that Respondent's counsel has filed an affidavit in support
12 of the requests for costs and fees.

13 THE COURT FURTHER FINDS a legal basis to award attorney's fees in NRS 18.010
14 allowing the Court to make an allowance of attorney's fees to a prevailing party and EDCR 7.60 based
15 on the frivolous nature of Petitioner's filings.

16 THE COURT FURTHER FINDS that Respondent's Memorandum complied with the
17 requirements in NRCP 54(d)(2)(A), NRCP 54(d)(2)(B), and *Miller v. Wilfong*, 121 Nev. 619, 119
18 P.3d 727 (2005).

19 THE COURT FURTHER FINDS that Respondent's Memorandum of Attorney's Fees and
20 Costs contained a request for the sum of \$9,931.05 and was supported by an analysis of the factors
21 required pursuant to *Brunzell v. Gold Gate National Bank* 85 Nev. 345, 455 P.2d 31 (1969) to include
22 the qualities of the advocate, the character and difficulty of the work performed, the work actually
23 performed by the attorney, and the result obtained, together with the detailed billing statements, and
24 those factors, together with the billing statements, were reviewed and considered by this Court.

25 THE COURT FURTHER FINDS that pursuant to *Love v. Love*, 114 Nev. 572 (1998),
26 Petitioner was provided the opportunity to review and dispute Respondent's billing statements and fees
27 requested.

28

LAW OFFICES
KELLEHER & KELLEHER LLC
40 S. Stephanie Street, Suite 1281
Henderson, Nevada 89012
(702) 344-7694

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

NOW, THEREFORE, IT IS HEREBY ORDERED that Respondent is hereby awarded the sum of \$9,931.05 as and for attorney's fees and costs against Petitioner, which sum is hereby reduced to judgment and which may be collected by any and all legal means.

IT IS SO ORDERED this 23 day of August, 2018.


DISTRICT COURT JUDGE

LINDA MARQUIS

Submitted by:

KELLEHER & KELLEHER, LLC

By: 

JOHN KELLEHER, ESQ.
Nevada Bar No. 6012
40 S. Stephanie Street
Henderson, NV 89012
Attorney for Respondent

Exhibit D

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE VISITATION
OF THE PERSONS OF: J.C.B.; K.R.B.;
L.B.B.; AND L.A.B., MINORS.

PAULA B.,
Appellant,
vs.
JUSTIN C. B.,
Respondent.

No. 76831

FILED

SEP 16 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from a final order dismissing a petition for grandparent visitation and a postjudgment order awarding attorney fees and costs. Eighth Judicial District Court, Family Court Division, Clark County; Linda Marquis, Judge.

Justin C. B. is the father of J.C.B., K.R.B., L.B.B., and L.A.B. Gretchen W. B. is the mother of J.C.B. and K.R.B. Stephanie B. is the mother of L.B.B. and L.A.B.

As pertinent here,¹ Gretchen was a member of the Hualapai Indian Tribe in Arizona. She filed for divorce from Justin in the Hualapai Tribal Court and received temporary custody of J.C.B. and K.R.B., who are also members of the Tribe. The Tribal Court granted the divorce in June 2017. After Gretchen passed away unexpectedly in December 2017, the Tribal Court restored legal and physical custody of J.C.B. and K.R.B. to Justin.

J.C.B. and K.R.B. moved to Clark County to live with Justin, Stephanie, L.B.B., and L.A.B. on December 29, 2017. On May 17, 2018,

¹We do not recount the facts except as necessary to our disposition.

Justin's mother, Paula B., filed a petition in Eighth Judicial District Court for grandparent visitation of all four of Justin's children pursuant to NRS 125C.050. After sending Paula a letter apprising her of jurisdictional concerns with her petition, Justin filed an opposition and countermotion to dismiss the petition and to award Justin attorney fees and costs. The district court found that Paula did not allege facts that would allow her to seek visitation as to L.B.B. or L.A.B., and that the Hualapai Tribe, not the Nevada court, had jurisdiction over J.C.B. and K.R.B., and accordingly granted Justin's motion. The district court also awarded Justin attorney fees and costs under NRS 18.010 and EDCR 7.60, as the court found Justin was the prevailing party and the petition was frivolous. This appeal followed.

Paula first advances various arguments as to why the district court had jurisdiction here, including that NRS 125C.050 expressly provides jurisdiction, that the Indian Child Welfare Act (ICWA) and the Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) do not apply to these facts, and that if the UCCJEA does apply then NRS 125A.305 provides Nevada with jurisdiction. We disagree, and conclude the district court properly dismissed the petition.²

²We agree with Paula that the ICWA does not apply to this situation, as it is not the type of child custody proceedings governed by the ICWA. See 25 U.S.C. § 1911(1) (2012) (vesting tribes with exclusive jurisdiction over Indian child custody proceedings in specific situations); 25 U.S.C. § 1903(1) (2012) (listing the child custody proceedings that fall under the ICWA). To the extent the district court erroneously relied on the ICWA, we will nevertheless uphold the result so long as it is ultimately correct. See *Saavedra-Sandoval v. Wal-Mart Stores, Inc.*, 126 Nev. 592, 599, 245 P.3d 1198, 1202 (2010) ("This court will affirm a district court's order if the district court reached the correct result, even if for the wrong reason.").

We review questions of standing and subject matter jurisdiction de novo. *Arguello v. Sunset Station, Inc.*, 127 Nev. 365, 368, 252 P.3d 206, 208 (2011); *Friedman v. Eighth Judicial Dist. Court*, 127 Nev. 842, 847, 264 P.3d 1161, 1165 (2011). We also review de novo questions of statutory interpretation. *Valdez v. Aguilar*, 132 Nev. 388, 390, 373 P.3d 84, 85 (2016). When interpreting a statute, we strive to give effect to a statute's plain meaning where the language is unambiguous. *Id.* Whenever possible, we interpret statutes within a common statutory scheme in harmony to avoid unreasonable results and to further the general purpose of the statutes. *S. Nev. Homebuilders Ass'n v. Clark Cty.*, 121 Nev. 446, 449, 117 P.3d 171, 173 (2005).

As an initial matter, we conclude Paula does not have standing to petition for visitation under NRS 125C.050 as to either L.B.B. or L.A.B., as she has not pleaded facts that meet the statutory prerequisites to obtain a right of visitation. *See Stockmeier v. State, Dep't of Corr.*, 122 Nev. 385, 393, 135 P.3d 220, 225-26 (2006) (explaining that a party has standing where a statute confers a right upon that party), *abrogated on other grounds by Buzz Stew, LLC v. City of N. Las Vegas*, 124 Nev. 224, 181 P.3d 670 (2008). Specifically, Paula has not shown that she has standing under NRS 125C.050(1), as Stephanie and Justin are both living, married and not separated, and maintain their parental rights.³ Nor does Paula have

³We reject Paula's argument that NRS 125C.050(1) includes a catch-all provision that would give Paula the right to seek visitation as to L.B.B. and L.A.B. even though Paula has not pleaded facts that satisfy the NRS 125C.050(1)(a)-(d) requirements. The language on which Paula relies—that the district court may grant “to other children of either parent of the child a reasonable right to visit the child”—instead regards sibling visitation rights. *See, e.g., State, Div. of Child & Family Servs. v. Eighth Judicial*

standing under NRS 125C.050(2), as she does not assert that either child ever resided with her. We therefore only consider whether the district court had jurisdiction over J.C.B. and K.R.B. so as to consider Paula's petition for visitation with them.⁴

Paula argues that NRS 125C.050 provides the district court with jurisdiction over grandparent visitation actions. The provisions of NRS Chapter 125C address child custody and visitation determinations. NRS 125C.050 provides that "the district court in the county in which the child resides may grant" a grandparent's petition for visitation. NRS 125C.050(1). But NRS 125C.050 addresses the appropriate court *within* the state to consider a relative visitation petition. This provision establishes venue, not jurisdiction. *See, e.g.,* Restatement (Second) of Judgments § 4 cmt. h (Am. Law Inst. 1982) (distinguishing between jurisdiction, which governs "whether a state may adjudicate a matter at all," and venue, which determines "which court within the state is the proper forum"). Thus, NRS 125C.050 does not grant the district court jurisdiction to consider Paula's petition.

Having concluded NRS 125C.050 addresses venue, not jurisdiction, we consider whether the district court had jurisdiction to consider Paula's petition under the UCCJEA, codified as NRS Chapter 125A. *See Friedman*, 127 Nev. at 847, 264 P.3d at 1165 (explaining the UCCJEA was codified as Chapter 125A); *see also* NRS 125A.005. Paula

Dist. Court, 119 Nev. 655, 657-58, 81 P.3d 512, 513-14 (2003) (addressing sibling visitation under NRS 125C.050(7), which uses the same language as used in subsection 1).

⁴The parties do not contest that Paula has standing under NRS 125C.050 to petition for visitation of J.C.B. and K.R.B.

contends that the UCCJEA does not apply where, as here, one of the parents is deceased and there cannot be an interstate jurisdiction argument between parents, and therefore the district court erred in finding that it lacked jurisdiction under the UCCJEA to consider her petition.

The UCCJEA sets out jurisdiction and enforcement over custody and visitation determinations. Pertinent here, NRS 125A.305(1) provides "the exclusive jurisdictional basis for making a child custody determination by a court of this State." NRS 125A.305(2). Child custody proceedings and determinations encompass visitation.⁵ See NRS 125A.045; NRS 125A.055; see also *Friedman*, 127 Nev. at 849, 264 P.3d at 1166 (quoting NRS 125A.055 to note that a child custody proceeding encompasses proceedings for legal custody, physical custody, and visitation). We have previously explained that the UCCJEA was promulgated to deal with jurisdictional problems where multiple states may otherwise be involved in child custody proceedings, and to help courts determine which state has either initial or exclusive and continuing jurisdiction over child custody matters. *Friedman*, 127 Nev. at 846-47, 264 P.3d at 1165. We treat tribes as states for purposes of the UCCJEA. NRS 125A.215(2). Here, even though Gretchen has passed away and Paula chose to file her petition in Nevada, jurisdiction remains at issue because the Hualapai Tribal Court previously exercised jurisdiction over J.C.B. and K.R.B. in a child custody matter.

⁵Nothing in these statutes or our law supports Paula's contention that grandparent visitation is somehow legally distinct from parent or guardian visitation. See, e.g., *Rennels v. Rennels*, 127 Nev. 564, 572, 257 P.3d 396, 401 (2011) (explaining that when a nonparent obtains court-approved visitation, the nonparent "is in the same position as a parent" in terms of modifying or terminating visitation).

The parties do not dispute that the Tribal Court initially determined custody of J.C.B. and K.R.B. or that the Tribal Court had jurisdiction to do so. The Tribal Court's determination established that court's continuing, exclusive jurisdiction under the UCCJEA. *Cf. Friedman*, 127 Nev. at 847-48, 264 P.3d at 1165 (explaining that under the UCCJEA a court ordinarily has exclusive, continuing jurisdiction to determine custody and visitation where that court had jurisdiction "to make the initial child custody determination when it entered the divorce decree"). To award grandparent visitation would be to modify the prior custody order. See NRS 125A.115 (defining "modification" as any "child custody determination that changes, replaces, supersedes, or is otherwise made after a previous determination concerning the same child, whether or not it is made by the court that made the previous determination"); see also NRS 125A.045 (defining child custody determination to include a visitation order); NRS 125A.055 (defining child custody proceeding to include proceedings where visitation is at issue). Here, therefore, the UCCJEA applies and NRS 125A.325, the statute governing jurisdiction to modify child custody orders, controls.

NRS 125A.325 generally prohibits Nevada courts from modifying a child custody order made by a court in another jurisdiction. That statute makes an exception where (1) the Nevada court would have jurisdiction under NRS 125A.305(1)(a) or (b), and (2) the other jurisdiction determines that it no longer has exclusive, continuing jurisdiction or that a Nevada court would be the more convenient forum, or a Nevada court determines that the child and the child's parents "and any person acting as a parent" no longer reside in the other jurisdiction. NRS 125A.325(1)-(2).


The record before us does not show that the Tribal Court determined it no longer had jurisdiction or that Nevada courts are the more convenient forum. Nor does the record show that the district court made findings that the children and their parents or any person acting as a parent no longer resided within the tribe's jurisdiction. Accordingly, the basic requirements of NRS 125A.325 are not met here. Moreover, the district court did not have jurisdiction under either NRS 125A.305(1)(a) or (b), as is required to modify a custody order under NRS 125A.325. Specifically, jurisdiction did not exist under NRS 125A.305(1)(a) because the children had not been in Nevada for six months at the time Paula filed her petition and therefore Nevada was not their home state at the time the proceeding was commenced. *See* NRS 125A.305(1)(a); *see also* NRS 125A.085. And jurisdiction did not exist under NRS 125A.305(1)(b) because the Tribal Court had continuing jurisdiction over the divorce and child custody case and had not declined to exercise jurisdiction in this matter.⁶ Accordingly, the district court correctly concluded that it lacked jurisdiction to consider Paula's petition.

Paula further contends the district court erroneously awarded attorney fees and costs to Justin. Specifically, Paula contends the award was improper because the district court erred by dismissing the petition and because the issues were complex. She asserts the district court violated her due process rights by awarding fees under EDCR 7.60 without notice or a hearing, and that the court could not award fees to Justin as the prevailing party under NRS 18.010 because there was no money judgment.

⁶Because we conclude Nevada did not have jurisdiction under NRS 125C.050 or the UCCJEA, we do not address Justin's argument regarding tribal sovereignty or Paula's additional arguments.

We review the district court's decision to award attorney fees for a manifest abuse of discretion. *Kahn v. Morse & Mowbray*, 121 Nev. 464, 479, 117 P.3d 227, 238 (2005). We conclude Paula's arguments are belied by the record, the law, and our decision. As addressed above, the district court properly dismissed the petition, and NRS 125C.050 does not provide jurisdiction here. We further note Justin apprised Paula of the jurisdictional problems with her petition shortly after she filed it. Justin also raised EDCR 7.60 in his motion for attorney fees, and Paula therefore had notice of that rule and the opportunity to address it in her opposition. And, unlike NRS 18.010(2)(a), the plain language of NRS 18.010(2)(b) does not require a money judgment and instructs courts to liberally construe the provision in favor of awarding attorney fees in order to deter frivolous or vexatious claims. *See also Key Bank of Alaska v. Donnels*, 106 Nev. 49, 53, 787 P.2d 382, 385 (1990) (distinguishing between NRS 18.010(2)(a) and (2)(b)). Under these particular facts, we cannot conclude the district court manifestly abused its discretion by awarding attorney fees and costs. Accordingly, we

ORDER the judgment of the district court AFFIRMED.

 J.
Hardesty

 J.
Stiglich

 J.
Silver

cc: Hon. Linda Marquis, District Judge, Family Court Division
Robert E. Gaston, Settlement Judge
Law Offices of F. Peter James, Esq.
Hofland & Tomsheck
Eighth District Court Clerk

Exhibit E

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Adoption Petition**COURT MINUTES****May 03, 2019**

D-19-582179-A

In the Matter of the Petition for Adoption by:
Justin Craig Blount, Stephanie Ann Blount, Petitioner(s).

May 03, 2019**9:00 AM****Minute Order****HEARD BY:** Hughes, Rena G.**COURTROOM:** Courtroom 04**COURT CLERK:** Connie Kalski**PARTIES:**

Jeremiah Blount, Subject Minor, not present

Justin Blount, Petitioner, not present

~~Kurt Bonds~~, Attorney, not present

Kaydi Blount, Subject Minor, not present

Stephanie Blount, Petitioner, not present

Kurt Bonds, Attorney, not present

JOURNAL ENTRIES

Minute order entered at the request of Department J's Law Clerk via e-mail received at 9:12 a.m. 5/3/19.

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 April 17, 2019 the Court held a hearing on the Hualapai Nation's Motion to Intervene Pursuant to the ICWA. At the time of the hearing, ICWA Coordinator Idella Keluche withdrew the Hualapai Nation's request to intervene, based on the Petitioner's Opposition reflecting information that ICWA does not apply. Additionally, Keluche conceded that the Petitioner's Opposition had merit and ICWA does not apply in this particular case, but that the tribe objects to the adoption based upon legal proceedings in Tribal Court.

PRINT DATE:	05/03/2019	Page 1 of 2	Minutes Date:	May 03, 2019
-------------	------------	-------------	---------------	--------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

At the hearing, the Court Ordered Keluche to inform the Hualapai Tribe's attorney to file a brief regarding what has occurred in the Tribal Court proceedings, what legal action has taken place, and why the Tribe believes it has jurisdiction to enter the custody Orders it had recently entered.

The Court is hereby Ordering the Hualapai Tribe's attorney to file their brief, with points and authorities, within 20 days. The tribal attorney must be licensed to practice law in Nevada or be admitted pro hac vice. After being served with the Hualapai Tribe's brief, Petitioners shall have ten days to file a response. An In Chambers Status Check shall be scheduled for June 12, 2019 for the Court to review and consider the Hualapai Tribe's brief and the Petitioners' Response.

FUTURE HEARINGS: June 12, 2019 3:00 AM Status Check
Courtroom 04
Hughes, Rena G.
Skaggs, Tiffany

PRINT DATE:	05/03/2019	Page 2 of 2	Minutes Date:	May 03, 2019
-------------	------------	-------------	---------------	--------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

Exhibit F

ENTERED

JAN 30 2020

HUALAPAI TRIBAL COURT
PEACH SPRINGS, AZ

HUALAPAI TRIBAL COURT
P.O. Box #275
960 RODEO WAY
PEACH SPRINGS AZ 86434
PHONE: 928.769.2338
FAX: 928.769.2736
[HTTP://HUALAPAI-NSN.GOV/GOVERNMENT/TRIBAL-COURT/](http://hualapai-nsn.gov/government/tribal-court/)

IN THE TRIBAL COURTS OF THE HUALAPAI TRIBE
PEACH SPRINGS, STATE OF ARIZONA

In re the Custody/Visitation of

No. 2019-CC-004

JEREMIAH BLOUNT (DOB: 1/19/2010)
KAYDI BLOUNT (DOB: 2/19/2013)

Minor Children,

PAULA BLOUNT,

Grandmother/Petitioner,

vs.

JUSTIN BLOUNT,

Father/Respondent.

GRANDPARENT CUSTODY AND VISITATION
ORDER

(Hon. Kaniataricio Jesse Gilbert)

A Motions Hearing was conducted on January 30, 2020, at 0830hrs. The presiding judge is Hon. Kaniataricio Jesse Gilbert (for Hon. Rudy Clark Jr.); clerk is Tawnya Shongo. A recording of the proceedings is made in lieu of a court reporter. The Petitioner is present and is represented by Advocate Candace Fox; Respondent is NOT present, nor is Respondent's counsel of record - Trevor Waite of the firm of Alverson, Taylor & Sanders (Las Vegas, NV). *The Petitioner confirmed their address as PO Box #6856, Kingman AZ 86402/3834 E. Lass Avenue, Kingman AZ 86409.*

This Court has exercised jurisdiction over these children, who are enrolled members of the Hualapai Tribe, since the original petition for custody was filed by the children's mother on February 26, 2019. The Petition noted child dependency proceedings occurring in the state courts of Nevada. This Court has since continued to exercise jurisdiction over these children.

Paula Blount v. Justin Blount, 2019-CC-004

Page 1

000481

1 On December 9, 2019, the Petitioner filed a Petition for Grandparents Visitation Rights
2 pursuant to Chapter 20 of the Hualapai Law & Order Code. The matter was set for a Motion
3 Hearing, and Notice was e-mailed to the Respondent's counsel of record on December 30, 2019, at
4 1549hrs. The Clerk reports that there has been no returned-e-mail as undeliverable. The Court
5 does note, however, that there are errors in the Notice, specifically the caption is mistakenly
6 captioned as "Waite, Trevor v. Blount, Justin/Whatname, Gretchen" and the date on the Notice is
7 listed as February 26, 2019. It does, however, give notice of a Motion Hearing on today's date at
8 0900hrs, and Mr. Waite could have contacted the Court to seek clarification.

9 "If the defendant fails to appear at any pre-trial proceeding or at the trial of a civil
10 matter...without cause, judgment may be entered for the plaintiff by default." Hual.Civ.P.C. §
11 4.13(A)(2). This matter was set for 0900hrs. It was initially called at approximately 0903hrs. As is
12 the standard practice of this Court, the absent party was given a fifteen (15) minute courtesy period
13 to arrive in a substantive hearing. At 0915hrs, the Court noted that the Respondent had still not
14 appeared and entertained motions. Ms. Fox moved for default judgment, which was granted, and
15 the terms requested in the Petition shall be awarded. The Respondent may appeal this decision by
16 exercising his rights under Chapter 10 of the Hualapai Law & Order Code within thirty (30) days of
17 the date of this Order.

18 *The Court noted that since this is a Tribal Court Order, that in order to ensure it's*
19 *enforceability in the State of Nevada, then the Petitioner may wish to domesticate this*
20 *Order in Nevada.*

21 **THEREFORE, IT IS HEREBY ORDERED that:**

- 22 1. This Court has jurisdiction over this child custody proceeding because the child is an
23 enrolled member of the Hualapai Tribe or is eligible for membership, Hual.Dom.Rel.C. §
24 12.29(A)(1), Hual.Grandparents.Rts.C. § 20.4(A)(a);
- 25 2. The Petitioner's Motion is hereby GRANTED BY DEFAULT, Hual.Civ.P.C. § 4.13(A)(2),
Hual.Grandparents.Rts.C. § 20.9;
3. The Respondent (Justin Blount) is awarded Joint-Legal and Joint-Physical custody of the
following minor children:
 - a. Jeremiah Blount (DOB: 1/19/2010);
 - b. Kaydi Blount (DOB: 2/19/2013);
4. The Petitioner, Paula Blount, is awarded Joint-Legal and Joint-Physical custody of these
same minor children for the periods during which custody and visitation is awarded;

1 5. Grandparent Custody and Visitation Schedule: The Petitioner is awarded custody and
2 visitation time with these children under the following terms and conditions, and in the
3 terms stated:

4 a. Every other weekend, beginning on Fridays at 1600hrs (Nevada Time) and ending
5 on Sundays at 1800hrs (Nevada Time), starting on Friday, February 7, 2020, and
6 alternating every other weekend thereafter;

7 b. The Months of June and July in every year, beginning on June 1, at 1700hrs (Nevada
8 Time) and ending on July 31, at 1800hrs (Nevada Time);

9 c. Christmas breaks in every even-numbered year, beginning on December 24, Even-
10 Year, at 1700hrs (Nevada Time) and ending on January 3, Odd-Year, at 1800hrs
11 (Nevada Time);

12 d. Telephonic Visitation: The Petitioner is awarded telephonic visitation with the
13 children on:

14 i. Every Wednesday, at 1800hrs (Nevada Time); and

15 ii. Sundays when the Petitioner does not have custody/visitation with the
16 children, at 1500hrs (Nevada Time);

17 iii. The telephone calls shall not be monitored or conducted on speakerphone;

18 iv. The Petitioner shall be responsible for making the phone calls to the children
19 and bear the costs;

20 v. During June and July when the children are with the Petitioner, the
21 Respondent (Justin Blount) shall have reciprocal telephonic visitation rights
22 under the same terms and conditions outlined above;

23 e. Pick Up & Drop-Off: The Petitioner, Paula Blount, shall be responsible for picking
24 up the children and returning the children to their father pursuant to the visitation
25 schedule outlined above, and bear the costs of travel;

f. Visitation Location: The Petitioner, Paula Blount, may exercise her visitation with
the children at her residence at 3834 E. Lass Avenue, Kingman, Arizona, 86409;

i. If the Petitioner intends to spend significant visitation time (i.e., overnight)
with the children in some other location, then the Petitioner shall ensure that
the Respondent (Justin Blount) is aware of the location and has the ability to
communicate with the Petitioner during those periods;

1 g. Failure to abide by the terms of this Order may result in an Order to Show Cause
2 Hearing and if found in contempt of court, the result may be imprisonment for a
3 period not to exceed 30 days, a fine of up to \$500.00, or both, Hual.Civ.Contempt.C.
4 § 8.1, § 8.2;

5 6. As this award was granted by Default Judgment, the Respondent maintains his right to
6 appeal this Order to the Hualapai Court of Appeals by filing a Notice of Appeal within thirty
7 (30) days of the date of this Order, Hual.Ct.App.P.C. § 10.3, § 10.4;

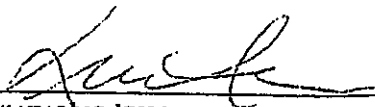
8 7. No Badmouthing: Both Parties are ordered not to badmouth the other party to the Minor
9 Children at all times;

10 8. Mutual Modification: this Order may be modified by mutual agreement between the Parties;






11 9. The Parties are advised that "[n]o motion to modify a custody decree may be made earlier
12 than one year after its date, unless the Court permits it to be made on the basis of affidavits
13 that there is reason to believe the child's present environment may endanger his physical,
14 mental, or emotional health, safety or welfare, Hual.Dom.Rel.C. § 12.31(B).

15 ORDERED on this 30th day of January, 2020.

16 HUALAPAI TRIBE
17 TRIBAL COURT

18 
19 HON. KANIATARLIO JESSE GILBERT

20 Copies of the foregoing mailed/delivered this date to:

21  Clerk of the Court (Original)
22  Candace Fox - 2364 Wiki Way, Camp Verde AZ 86322.
23  Paula Blount - PO Box #6856, Kingman AZ 86402 (Certified Copy).
24  Trevor Waite - Alverson, Taylor & Sanders, 6605 Grand Monterisco Parkway, Suite 200, Las Vegas NV 89149.
25  Justin Blount - 100 N. Wallace Dr., Bldg 12 #156, Las Vegas NV 89107.

By: 

I hereby certify that this is
a true and correct copy of the
instrument on file in the court
of the Hualapai Tribe.

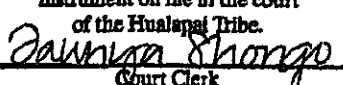

Court Clerk
Hualapai Tribal Court

Exhibit G

IN THE HUALAPAI JUVENILE COURT
HUALAPAI RESERVATION, ARIZONA

In the matter of:

JEREMIAH BLOUNT,

DOB: 01/19/2010

Case No.: 2019-CC-004

SUMMONS

A Minor)

TO: BLOUNT, JUSTIN, 100 N. WALLACE DR. APT. #156, LAS VEGAS, AZ 89107

YOU ARE HEREBY NOTIFIED that a Delinquency Petition, a copy of which is attached hereto, has been filed in this Court alleging that the above-named juvenile has violated tribal law and should be adjudicated a delinquent child pursuant to Chapter 13, Sec.13.3(E) and Sec. 13.5(A) of the Hualapai Juvenile Code.


YOU ARE SUMMONED TO APPEAR and bring said juvenile before this Court at 960 Rodeo Way, Peach Springs, Arizona, for an Initial Hearing to answer the allegation(s) contained in the Petition on:

DATE: March 27, 2019

TIME: 10:00 AM

If you fail to appear, the Court may issue an Order to Show Cause in your name requiring you to show why you should not be held in contempt of court for your non-appearance, **OR** issue a warrant for your arrest pursuant to Chapter 13, Sec. 13.16(E) and Sec. 13-17(A) of the Hualapai Juvenile Code.

Date Issued: February 27, 2019


Clerk of Court

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I received this summons and a copy of the Delinquency Petition on the _____ day of _____, 20____ and that:

- ☐ I effected personal service of the same upon the above-named person on _____ at ____:____.m.
- ☐ I effected service of the same by delivering two copies to either parent at the abode where they reside together on _____ at ____:____.m.
- ☐ I was unable to effect service of the summons and petition, and I am returning the same, because _____

DATE

NAME and TITLE of serving official

SIGNATURE

PARENT SIGNATURE

Wilfred Whatname Jr
(Petitioner's name)

PO Box 341
(Petitioner's mailing address)

Peach Springs, AZ 86434

MOVANT

2017 DEC 23 AM 11:54

CE
FILED

IN THE HUALAPAI JUVENILE COURT
PEACH SPRINGS, ARIZONA

In the Matter of:

(list full name of each child)

(date of birth)

Jeremiah Caleb Blount 1/19/2010

Kaydi Rose Blount 2/19/2013

Case No. 2017 - CC - 013

MOTION FOR EX PARTE
IMMEDIATE TEMPORARY
CUSTODY ORDER

Minor(s)

And concerning

Wilfred & Gretta Whatname Jr.

(your name)

Petitioner,

and

Justin Blount

(list parents' names)

Respondent(s).

COMES NOW the Petitioner in the above-numbered action and, pursuant to Sec. 13.23(C), Sec. 13.24, Sec. 13.29 and Sec. 13.32(A) of the Hualapai Law and Order Code, files this Motion for Ex Parte Immediate Temporary Custody Order and upon information and belief alleges as follows:

1. I am the Petitioner in the above-numbered action.
2. Based on the information presented in the Juvenile Petition, I believe each child named above is a dependent or neglected child as defined in Sec. 13.5(F) or Sec. 13.5(N) of the Hualapai Law and Order Code.
3. I further believe each child named above is seriously endangered in his/her current surroundings and immediate removal appears to be necessary for his/her protection because:

4. I believe this *Ex Parte* Immediate Temporary Custody Order is necessary until the Initial Hearing on the 3rd Party Petition for Child Custody at which time the Court may vacate, extend, or modify the Order.
5. I believe these facts to be true to the best of my knowledge and belief.

WHEREFORE, your Movant prays:

1. That the Court grant this Motion.
2. That, pending the Initial Hearing on the 3rd Party Petition for Child Custody, the Court issue an *Ex Parte* Immediate Temporary Custody Order awarding temporary care and physical custody of each child as follows:

(child's name)

Jeremiah Caleb Blount
Kaydi Rose Blount

(proposed custodian's name)

Wilfred + Gretha Whatonamech

3. That the Court authorize the temporary custodian of each child to arrange for all educational needs and to consent to all necessary medical or surgical procedures and reasonable psychological/psychiatric and/or behavioral or mental health evaluations and therapy for each such child who is in his/her temporary custody.

4. In the alternative, the Court is requested to set this Motion for expedited hearing with notice to all parties so that the moving party may present evidence in support of the Motion.

5. Such other and further relief as the Court deems appropriate under the circumstances.

ACKNOWLEDGEMENT

By signing below, I acknowledge and certify I understand that an *Ex Parte* Immediate Temporary Custody Order, if issued, will only be effective until a hearing can be held on my Petition and/or on this Motion.

RESPECTFULLY SUBMITTED this 27th day of December, 2017

Wilfred Whatonamech
(Signature)

Exhibit H

ENTERED

JAN 11 2019

HUALAPAI TRIBAL COURT
PEACH SPRINGS, AZ

IN THE TRIBAL COURT OF THE HUALAPAI NATION
PEACH SPRINGS, ARIZONA

In the Matter of:

NO. 2019-CV-001

Wilfred Whatoname,
Gretna Whatoname,

Plaintiffs,

VS.

**ORDER: Dismissing Due to Lack of
Hualapai Tribal Jurisdiction**

Justin Blount,
Kaydi Rose Blount,

Defendants.

This matter came before the Court for review and consideration of the above-entitled and numbered cause of action.

The Court finds the above-mentioned Plaintiffs wish to intervene in an adoption proceeding located in Las Vegas, Nevada.

Pursuant to Section 2.2, Civil Jurisdiction of the Court "The tribal courts shall have general civil jurisdiction over all actions arising under the Tribal law, including the Constitution, this Code, any ordinances or resolutions adopted by the Hualapai Indian Tribe, and the Tribal Common Law; over all general civil claims which arise within the Tribal jurisdiction; and over all transitory claims in which the defendants may be served within the Tribal Jurisdiction." (Emphasis added)

In this case, the Hualapai Tribal Court lacks jurisdiction over the issue of intervening into an adoption case filed in Las Vegas, Nevada.

Although the Court does find there is a need for Plaintiffs to intervene in the adoption proceeding due to the safety of the children, the Hualapai Tribal Court cannot intervene in a case filed in another Court's jurisdiction.

The Court further finds the children, Jeremiah Blount and Kaydi Rose Blount are members of the Hualapai Indian Tribe, therefore, in the best interest of the children, the Plaintiffs seek the assistance of an Attorney who will readily assist Plaintiffs with their concerns.

Due to the urgency of this matter, the Court refers the Plaintiffs to seek the advice of the Hualapai Public Defender Service or the assistance of Legal Aid Century of Southern Nevada @ www.lacsn.org.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Now Therefore, it is hereby ordered:

The Court dismisses above-entitled and numbered cause of action without prejudice.

This case is closed.

Date: January 11, 2019

Alene Garcia
Alene Garcia, Judge
Hualapai Tribal Court

Exhibit I

D-19-582179-A

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Adoption Petition

COURT MINUTES

February 26, 2019

D-19-582179-A

In the Matter of the Petition for Adoption by:
Justin Craig Blount, Stephanie Ann Blount, Petitioner(s).

February 26, 2019 7:30 AM Minute Order

HEARD BY: Marquis, Linda

COURTROOM: Courtroom 07

COURT CLERK: Victoria Pott

PARTIES:

Jeremiah Blount, Subject Minor, not present

Justin Blount, Petitioner, not present Pro Se

Kaydi Blount, Subject Minor, not present

Stephanie Blount, Petitioner, not present Pro Se

JOURNAL ENTRIES

- NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to ensure efficient, speedy, and inexpensive determinations in every action. Pursuant to EDCR 2.23(c) and 5.11(e), this Court can consider a motion and issue a decision on the papers at any time without a hearing.

On January 29, 2019, the Court continued the Hearing for Adoption to permit the Hualapai Nation Tribe to file a formal objection in this matter as requested at the January 29, 2019, hearing. On February 20, 2019, the Hualapai Nation Tribe filed a Motion to Intervene Pursuant to ICWA. However, no hearing date was scheduled for the abovementioned Motion.

Upon review, the Court determines to hear oral arguments on the Hualapai Nation's Motion to Intervene Pursuant to ICWA and Petitioners' Opposition to the Hualapai Nation Tribe's Motion to Intervene.

Accordingly, the Hualapai Nation's Motion to Intervene Pursuant to ICWA and Petitioners'

PRINT DATE:	02/26/2019	Page 1 of 2	Minutes Date:	February 26, 2019
-------------	------------	-------------	---------------	-------------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

000493

D-19-582179-A

Opposition to the Hualapai Nation Tribe Motion to Intervene shall be heard on April 18, 2019, at 9:15 a.m. in Courtroom 7. Moreover, the continued Hearing for Adoption in this matter currently scheduled for February 27, 2019, shall be rescheduled to be heard concurrently with the above-mentioned pleadings on April 18, 2019, at 9:15 a.m.

A copy of this Minute Order shall be provided to both parties.

CLERK'S NOTE: On 2/26/19, a copy of this Minute Order was mailed to Petitioners at their current address on record and mailed to Sonia Martinez, Esq., Legal Representative for Hualapai Nation. (vp)

INTERIM CONDITIONS:

FUTURE HEARINGS:

Canceled: February 27, 2019 9:30 AM Hearing for Adoption

April 18, 2019 9:15 AM Hearing for Adoption
RJC Courtroom 10A
Marquis, Linda

April 18, 2019 9:15 AM Motion
RJC Courtroom 10A
Marquis, Linda

April 18, 2019 9:15 AM Opposition
RJC Courtroom 10A
Marquis, Linda

PRINT DATE:	02/26/2019	Page 2 of 2	Minutes Date:	February 26, 2019
-------------	------------	-------------	---------------	-------------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

000494

Exhibit J

1 SONIA MARTINEZ
2 625 W. SOUTHERN AVENUE SUITE E
3 MESA, Arizona 85210
4 Telephone: (480) 352-5886
5 Fax: (480) 553-8071
6 soniamartinezlaw@gmail.com

7 ICWA LEGAL REPRESENTATIVE FOR
8 HUALAPAI NATION

9 **DISTRICT COURT**

10 **CLARK COUNTY, NEVADA**

11
12 In the Matter of the Petition of:

13 JUSTIN BLOUNT and
14 STEPHANIE BLOUNT

15
16 PETITIONERS

17 RE: ADOPTION

18 KAYDI R. BLOUNT, DOB: 2/19/13
19 JEREMIAH BLOUNT, DOB: 1/19/10

NO. D-19-582179-A

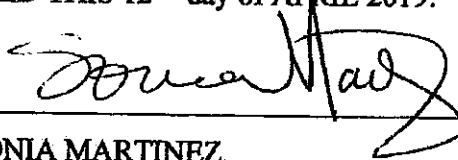
DEPT NO. J

**NOTICE OF WITHDRAW OF
HUALAPI TRIBE'S MOTION TO
INTERVENE AND MOTION TO
RECOGNIZE TRIBAL COURT
ORDER**

20 COMES NOW, THE HUALAPAI NATION, through it's ICWA designated legal
21 representative undersigned, with a motion to withdraw its motion to intervene and all
22 pleadings in this matter. Upon further reflection of practical and legal issues, the tribe
23 withdraws its motion to intervene and the motion to recognize the tribal court order. Any
24 and all filings, including this motion, have been filed through the nation's designated
25 ICWA representative under federal ICWA law only.
26

KB
2/6/19
97


1 RESPECTFULLY SUBMITTED THIS 12TH day of APRIL 2019.

2 

3
4 SONIA MARTINEZ,
5 DESIGNATED ICWA LEGAL
6 REPRESENTATIVE FOR THE HUALAPAI NATION
7
8
9

10 **CERTIFICATE OF SERVICE:**

11 ORIGINAL of the foregoing FILED (MAILED)
12 This 12TH DAY OF APRIL 2019 AT:

13 Court Clerk
14 COPY to:
15 DEPT. J JUDGE 

16 COPY of the foregoing delivered
17 This 12TH DAY OF APRIL 2019, to:
18 ALVERSON TAYLOR & SANDERS, ATTORNEY FOR PETITIONERS
19 6605 GRAND MONTECITO PARKWAY, SUITE 200
20 LAS VEGAS, NV 89149
21 EFILE@ALVERSONTAYLOR.COM
22
23
24
25
26

Exhibit K

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Adoption Petition

COURT MINUTES

June 12, 2019

D-19-582179-A

In the Matter of the Petition for Adoption by:
Justin Craig Blount, Stephanie Ann Blount, Petitioner(s).

June 12, 2019

3:00 AM

Status Check

HEARD BY: Hughes, Rena G.

COURTROOM: Courtroom 04

COURT CLERK: Tiffany Skaggs

PARTIES:

Jeremiah Blount, Subject Minor, not present

Justin Blount, Petitioner, not present

Kaydi Blount, Subject Minor, not present

Stephanie Blount, Petitioner, not present

Kurt Bonds, Attorney, not present

Kurt Bonds, Attorney, not present

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES

IC Decision 6/12/19

D-19-582179-A

Blount v Blount

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.

This matter came on for consideration on the Court's in chambers calendar for a status check on the Hualapai Nation's brief and the Petitioners' response to brief. On May 3, 2019 a Minute Order was entered Ordering the Hualapai Tribe's attorney to file a brief regarding what has occurred in the

PRINT DATE:	06/12/2019	Page 1 of 2	Minutes Date:	June 12, 2019
-------------	------------	-------------	---------------	---------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

Tribal Court proceedings, what legal action has taken place, and why the Tribe believes it has jurisdiction to enter the custody Order it had recently entered. The Hualapai Tribe was Ordered to file their brief, with points and authorities, within 20 days. Upon service of the brief, Petitioners were granted ten days to file a response.

The Court finds that the Hualapai Tribe has failed to file and serve their brief. On May 30, 2019 Petitioners filed a Notice of Non-Opposition and Request for Expedited Prove Up Hearing.

The Court is hereby setting the matter for a prove up hearing on the Petitioner s request for adoption. The hearing shall take place on July 3, 2019 at 10:00AM.

Clerk's note, a copy, of today's minute order was mailed, to the parties and counsel, at the addresses, on file.

INTERIM CONDITIONS:

FUTURE HEARINGS:

July 03, 2019 10:00 AM Hearing for Prove Up/Default
Courtroom 04
Hughes, Rena G.
Skaggs, Tiffany

PRINT DATE:	06/12/2019	Page 2 of 2	Minutes Date:	June 12, 2019
-------------	------------	-------------	---------------	---------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

Exhibit L

CONFIDENTIAL

NOTICE OF CHILD CUSTODY PROCEEDING FOR INDIAN CHILD

Attorney or Party without Attorney

Name: Jessie and Stephanie Blount
 Address: 1027 N. Wallace Dr Apt 156 Las Vegas, NV 89107
 Telephone Number: 928-225-7904
 E-mail Address (Optional): _____
 Attorney For (If applicable): _____
 State Bar No. (If applicable): _____
Eighth Judicial District Court
 COURT OF Nevada COUNTY OF: Clark
 Address: 601 N. Pecos Las Vegas, NV 89106
 Branch Name: _____
 Telephone No.: 702-455-1500

Court Use Only

01/07/19

CASE NAME: Step parent Adoption

CASE NO.: D-1958479-A

THIS IS A NOTICE OF CHILD CUSTODY PROCEEDING FOR INDIAN CHILD

TO (Check all that apply)

☐ Parents or legal guardians ☐ Indian custodians ☒ Tribes* ☐ BIA Regional Director
 THAT based on the petition, a copy of which is attached to this notice, a child-custody proceeding under the Indian Child Welfare Act (25 U.S.C. §§ 1901 et seq) has been initiated for the following child: (a separate notice must be filed for each child)

Name: Kaydi Blount
 Date of Birth: 2/19/2013 Place of Birth: Phoenix, AZ

FOR the following proceeding: (Check all that apply)

☐ Juvenile ☐ Dependency ☐ Delinquency ☐ Declaration of Freedom from Control of Parent
☒ Adoption ☐ Custody ☐ Guardianship ☐ Termination of Parental Rights
☐ Voluntary relinquishment of child by parent

WITH potential consequences of this proceeding are: (Describe here) orders for step parent adoption without termination of parental rights

A HEARING WILL BE HELD on:

Date: 1-17-19 Time: 8:45 AM Location: 601 N Pecos Las Vegas, NV Room: Department B
 Type of Hearing: Step parent Adoption
 Address and telephone number of court: 601 N Pecos Las Vegas, NV 89106
702-455-1500

TRIBES

The child is or may be a member (or the child of a member) of the following Indian Tribes: (List each)

Hualapai - enrollment number 2995

*Notice to the Tribe must be sent to the Tribe's chairman or designated agent for service of ICWA notices.

CASE NAME:

CASE NO.:

Under the Indian Child Welfare Act:

- The parent or Indian custodian has the right to intervene in the proceedings.
- The child's Indian tribe has the right to intervene at any time in a State court proceeding for the foster care placement of or termination of a parental right.
- If the Indian parent(s) or, if applicable, Indian custodian(s) is unable to afford counsel based on a determination of indigency by the court, counsel will be appointed to represent the parent or Indian custodian where authorized by State law.
- The parent, Indian custodian, and Tribe have the right to be granted, upon request, a specific amount of additional time (up to 20 additional days) to prepare for the proceedings due to circumstances of the particular case.
- The parent, Indian custodian, and Tribe have the right to petition the court for transfer of the proceeding to tribal court under 25 U.S.C. 1911, absent objection by either parent: Provided, that such transfer is subject to declination by the tribal court.

INFORMATION ON THE CHILD

a. The child's birth certificate is: ☒ attached ☐ unavailableb. A copy of the Tribal registration card of ☐ the child ☐ the parent is attached unavailable

c. Biological relative information is listed below.

(Indicate if any information is unknown or does not apply. Do not use the abbreviation "N/A")

Biological Mother	Biological Father
Name (include maiden, married, and former names or aliases): <u>Gretchen Whatorname</u> <u>Gretchen Blount</u>	Name (include maiden, married, and former names or aliases): <u>Justin Blount</u>
Current address: <u>Deceased</u>	Current address: <u>1307 Wallace Dr Apt 156</u> <u>Las Vegas NV 89107</u>
Former address: <u>30 Music Mountain Circle</u> <u>Peach Springs, AZ</u>	Former address:
Birth date and place: <u>7-7-83</u> <u>AZ</u>	Birth date and place: <u>7-23-85</u> <u>Fountain Valley CA</u>
Tribe and location: <u>Hualapai Tribe</u> <u>Peach Springs, AZ</u>	Tribe and location:
Tribal membership or enrollment number, if known: <u>previous member yes # unknown</u>	Tribal membership or enrollment number, if known:
If deceased, date and place of death: <u>12-29-17</u> <u>Las Vegas, NV</u>	If deceased, date and place of death: <u>living</u>
Additional information:	Additional information:

CASE NAME:

CASE NO.:

INFORMATION ON THE CHILD (CONTINUED)

Mother's Biological Mother (Child's Maternal Grandmother)	Father's Biological Mother (Child's Paternal Grandmother)
Name (include maiden, married, and former names or aliases): <i>Gretna Whatoname</i>	Name (include maiden, married, and former names or aliases): <i>Paula Blount</i>
Current address: <i>Peach Springs, AZ</i>	Current address: <i>Kingman, AZ</i>
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location:	Tribe and location: <i>NON-NATIVE</i>
Tribal membership or enrollment number, if known:	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:
Mother's Biological Father (Child's Maternal Grandfather)	Father's Biological Father (Child's Paternal Grandfather)
Name (include maiden, married, and former names or aliases): <i>Wilfred J. Whatoname</i>	Name (include maiden, married, and former names or aliases): <i>Richard Blount</i>
Current address: <i>Peach Springs, AZ</i>	Current address: <i>Deceased</i>
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location: <i>Hualapai Tribe</i>	Tribe and location: <i>NON-NATIVE</i>
Tribal membership or enrollment number, if known: <i># unknown</i>	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death: <i>1-19-16 Las Vegas, NV</i>

CASE NAME:

CASE NO.:

INFORMATION ON THE CHILD (CONTINUED)

Mother's Biological Grandmother (Child's Maternal Great-grandmother)	Mother's Biological Grandmother (Child's Maternal Great-grandmother)
Name (include maiden, married, and former names or aliases): <i>Katie</i>	Name (include maiden, married, and former names or aliases): <i>unknown</i>
Current address: <i>Deceased</i>	Current address:
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location: <i>Hualapai Tribe Peach Springs, AZ</i>	Tribe and location:
Tribal membership or enrollment number, if known: <i>unknown #</i>	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:
Mother's Biological Grandfather (Child's Maternal Great-grandfather)	Mother's Biological Grandfather (Child's Maternal Great-grandfather)
Name (include maiden, married, and former names or aliases): <i>Wilfred Whetstone</i>	Name (include maiden, married, and former names or aliases): <i>unknown</i>
Current address: <i>Peach Springs, AZ</i>	Current address:
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location: <i>Hualapai Tribe Peach Springs, AZ</i>	Tribe and location:
Tribal membership or enrollment number, if known: <i>unknown #</i>	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:

CASE NAME:

CASE NO.:

INFORMATION ON THE CHILD (CONTINUED)

Father's Biological Grandmother (Child's Paternal Great-grandmother)	Father's Biological Grandmother (Child's Paternal Great-grandmother)
Name (include maiden, married, and former names or aliases): <i>Mary shephard</i>	Name (include maiden, married, and former names or aliases): <i>unknown</i>
Current address: <i>Kingman, AZ</i>	Current address:
Former address: <i>CA</i>	Former address:
Birth date and place:	Birth date and place:
Tribe and location: <i>non-native</i>	Tribe and location:
Tribal membership or enrollment number, if known:	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:
Father's Biological Grandfather (Child's Paternal Great-grandfather)	Father's Biological Grandfather (Child's Paternal Great-grandfather)
Name (include maiden, married, and former names or aliases): <i>Bruce</i>	Name (include maiden, married, and former names or aliases): <i>unknown</i>
Current address:	Current address:
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location:	Tribe and location:
Tribal membership or enrollment number, if known:	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:

CASE NAME:

CASE NO.:

INFORMATION ON THE CHILD (CONTINUED)

Indian Custodian Information	Indian Custodian Information
Name (include maiden, married, and former names or aliases): <i>None</i>	Name (include maiden, married, and former names or aliases): <i>None</i>
Current address:	Current address:
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location:	Tribe and location:
Tribal membership or enrollment number, if known:	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:

INFORMATION ON THE CHILD (CONTINUED)

(Answer "yes", "no", or "unknown")

- a. Biological father is named on birth certificate yes
- b. Biological father has acknowledged parentage yes
- c. There has been a judicial declaration of parentage _____
- d. There are other alleged fathers NO (If yes, name here: _____)

PARTIES NOTIFIED

Relationship to Child	Name	Address	Telephone Number
<i>Hualapai tribe chairman</i>	<i>Dr. Damon R. Clarke</i>	<i>PO Box 174 Peach Springs, AZ 86451</i>	<i>928-769-2216</i>

CASE NAME:

CASE NO.:

The following optional questions may also be helpful:

Has the child or any of the child's biological family members ever:

a. Attended an Indian school? Yes

If so, provide details here: _____

b. Received medical treatment at an Indian health clinic or Health Service hospital? _____

If so, provide details here: _____

c. Lived on federal trust land, on an Indian reservation, or in an Alaska Native village? Yes

Other relative information (e.g., aunts, uncles, first and second cousins, stepparents)

Name/relationship to child	Current and former address	Birth date and place	Tribe and location
Stephanie Blount Stepmother	100 N Wallace Dr APT 156 Las Vegas, NV 89101	Texas	Unknown
Lilly Whatoname Aunt	Peach Springs, AZ	AZ	Hualapai Peach Springs
Mike Blount Uncle	Kingman, AZ		none
Wife Julius Alven Whatoname	Peach Springs, AZ	AZ	Hualapai Peach Springs
Aunt Sheila R Whatoname	Peach Springs, AZ	AZ	Hualapai Peach Springs

DECLARATION OF ACCURACY (to be completed by petitioner)

I am the petitioner. I have given all the information I have about the relatives and, if applicable, the Indian custodian, of the child who is the subject of the child-custody proceeding named on this form. I declare under penalty of perjury that the foregoing and all attachments are true and correct.

Name (printed) Justin BlountSignature [Signature]Date 12-31-18Name (printed) Stephanie BlountSignature [Signature]Date 12-31-18

DECLARATION OF MAILING (to be completed by social worker/stepparent/parent)

I certify that a copy of this notice with a copy of the petition identified on page 1 of this notice was mailed as follows. Each copy was enclosed in an envelope with postage for registered or certified mail, return receipt requested, fully prepaid. The envelopes were addressed to each person, Tribe, or agency as indicated above. Each envelope was sealed and deposited with the U.S. Postal Service at [location] 201 S Las Vegas Blvd. Suite 100 Las Vegas NV 89101 [date] 1-3-19

Name (printed) Stephanie BlountTitle (printed) step motherSignature [Signature]Date 1-3-19

ATTACHMENTS

[END OF FORM]

000508

Exhibit M

Justin and I along with the Hualapai Court and ICWA worker Idella Keluche, are all aware of the court orders and testimonies that state ICWA does not apply to this adoption. However, Justin and I want to ensure Jeremiah and Kaydi Blount's rights to their tribe as they are half Hualapai and enrolled tribal members. Enclosed is a certified copy of the Decree of Adoption.

- ~~Stephanie Blount~~

Stephanie Blount

7-8-19

000511

<input type="checkbox"/> Other _____	<input type="checkbox"/> Referred/Not Referred _____
<input type="checkbox"/> Dismissed - Want of Prosecution	<input type="checkbox"/> Not Referred Judicial Council/
<input type="checkbox"/> Dismissed - Insufficient Evidence	<input type="checkbox"/> With Judicial Council/
<input type="checkbox"/> Dismissed - Acquittal	<input type="checkbox"/> Without Judicial Council/
<input type="checkbox"/> Dismissed - Judgment	<input type="checkbox"/> By ADR
<input type="checkbox"/> Transferred _____	

Total Dispositions: _____

<input type="checkbox"/> Disposed After Trial Term	<input type="checkbox"/> Judgment Reached by Trial
--	--

1 requirement for a child welfare services investigation, and having examined the Petitioners under
2 oath, from which examination the Court finds that all of the allegations of said Petition are true; if
3 there are two Petitioners, they are married; the Petitioners have been residents of Clark County for at
4 least six months; the Petitioners are more than ten years older than the minor children; the Petitioners
5 are financially able to provide for the support and maintenance of the minor children; and it further
6 appearing to the satisfaction of the Court that the best interests of the children will be promoted by
7 this adoption; and it further appearing to the Court that there has been a full compliance with the
8 laws of the State of Nevada relating to adoptions and a full compliance with N.R.S. 127.220 to
9 127.310, inclusive.

11
12 **IT IS THEREFORE ORDERED** that the Petitioners JUSTIN BLOUNT and STEPHANIE
13 BLOUNT are declared the legal and/or adoptive parents of the following children: KAYDI ROSE
14 BLOUNT (DOB: 2/19/13) and JEREMIAH CALEB BLOUNT (DOB: 1/19/10).

15 **IT IS FURTHER ORDERED** that if a Petitioner has existing parental rights to the children,
16 those rights shall remain unaffected.

17 **IT IS FURTHER ORDERED** that the minor children's names shall not be changed.

18
19 **IT IS FURTHER ORDERED** that any other parent named on the children's birth
20 certificates shall be removed, and Petitioners' names shall appear on the birth certificate as the only
21 parents to the children

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

ALVERSON TAYLOR & SANDERS
LAWYERS
6605 GRAND MONTECITO PARKWAY, SUITE 200
LAS VEGAS, NEVADA 89149
(702) 384-7000

1 **IT IS FURTHER ORDERED** that the minor children shall henceforth be regarded and
2 treated as Petitioner's natural children and have all the lawful rights as his/her own child, including
3 the rights of support, protection and inheritance.

4 DATED this 3 day of July, 2019.

5
6 
7 DISTRICT COURT JUDGE

8 Respectfully Submitted by:

RENA G. HUGHES

9 ALVERSON TAYLOR & SANDERS

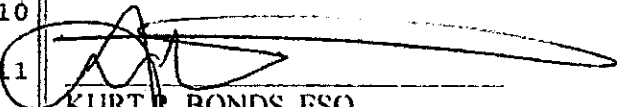
10 
11 KURT R. BONDS, ESQ.
12 Nevada Bar #6228
13 TREVOR R. WAITE, ESQ.
14 Nevada Bar #13779
15 6605 Grand Montecito Pkwy, Ste 200
16 Las Vegas, NV 89149
17 Attorneys for Petitioners
18
19
20
21
22
23
24
25
26
27
28

Exhibit N

DESERT PARKWAY BEHAVIORAL HEALTHCARE HOSPITAL
PSYCHIATRIC EVALUATION
Page 1 of 3

DATE OF EVALUATION: August 21, 2018

[REDACTED]

HISTORY OF PRESENT ILLNESS: The patient is an 8-year-old male

[REDACTED]

FAMILY HISTORY OF PSYCHIATRIC ILLNESS: Biological mother and grandparents have a history of substance abuse.

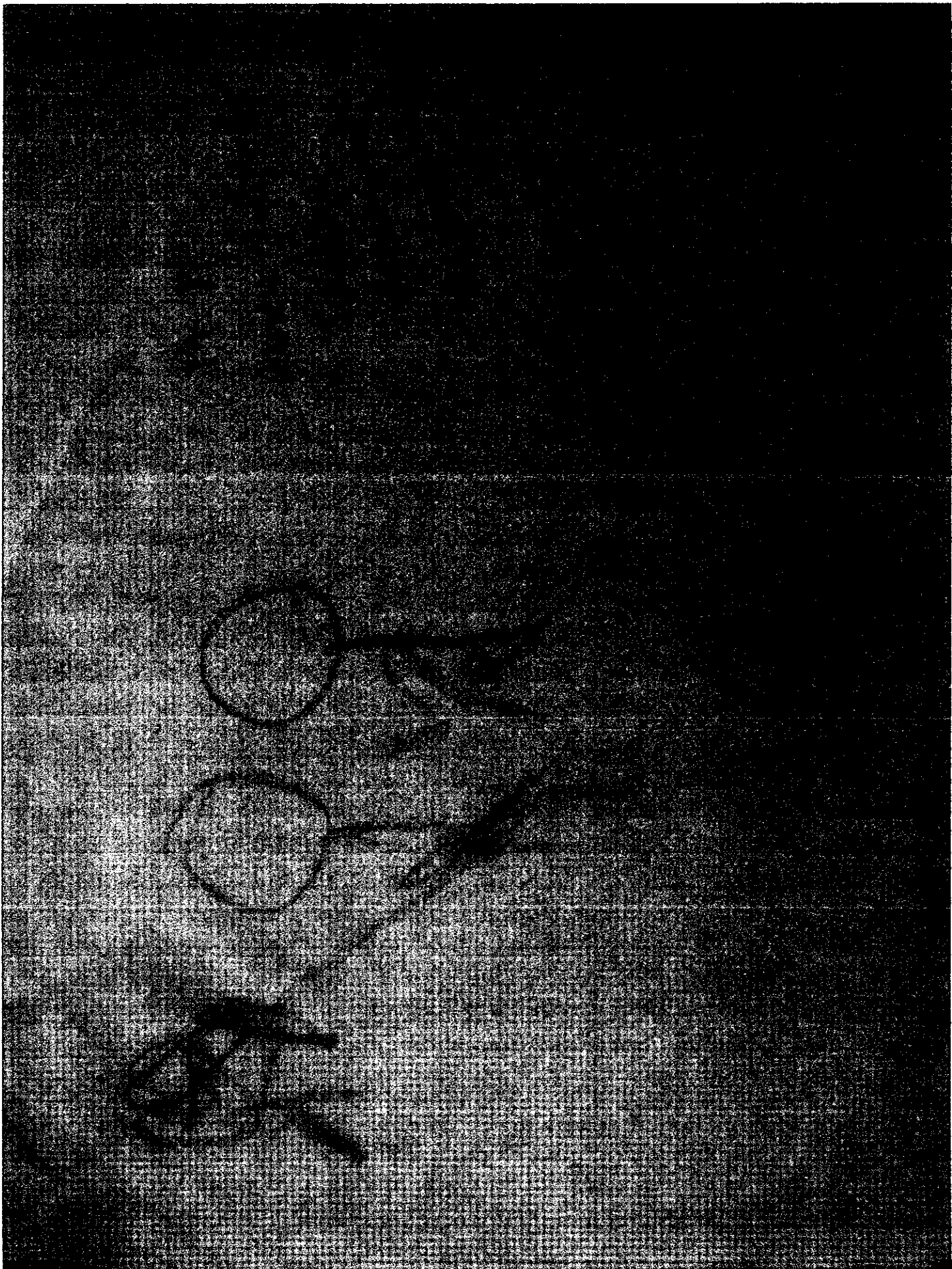
SUBSTANCE ABUSE HISTORY: None reported.

SOCIAL HISTORY: He lives at home with his stepmother, father, and siblings. Patient reports being home schooled due to his behavior at school and not getting along with peers. History of being abused by biological mother and grandparents, sexual abuse by grandmother reported in the past.

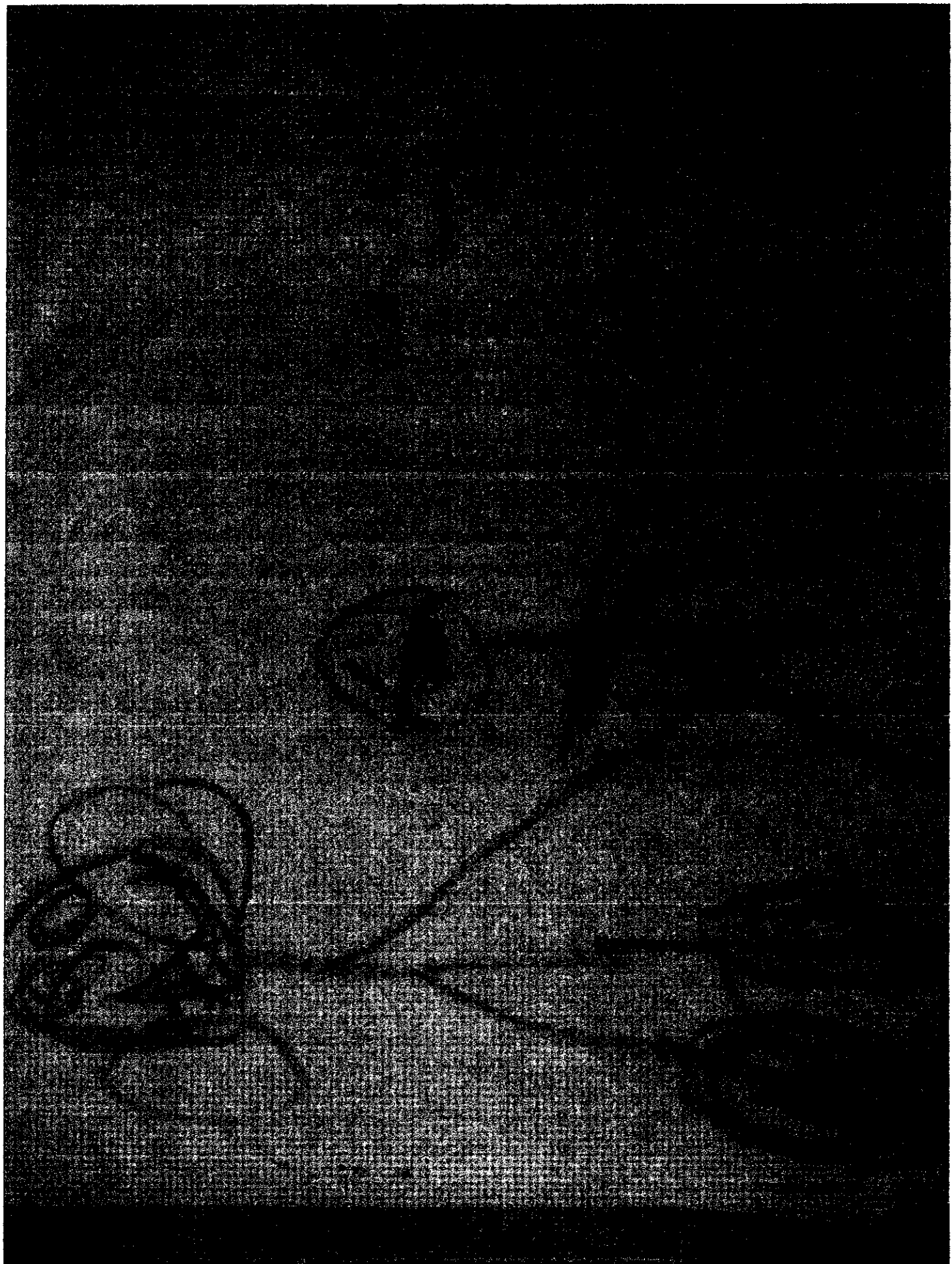
PATIENT NAME:	Blount, Jeremiah
DATE OF BIRTH:	JANUARY 19, 2010
MEDICAL RECORD #:	108447
ADMISSION #:	1806218
ADMISSION DATE:	AUGUST 21, 2018
ATTENDING PHYSICIAN:	Deepa Hasija, MD

21

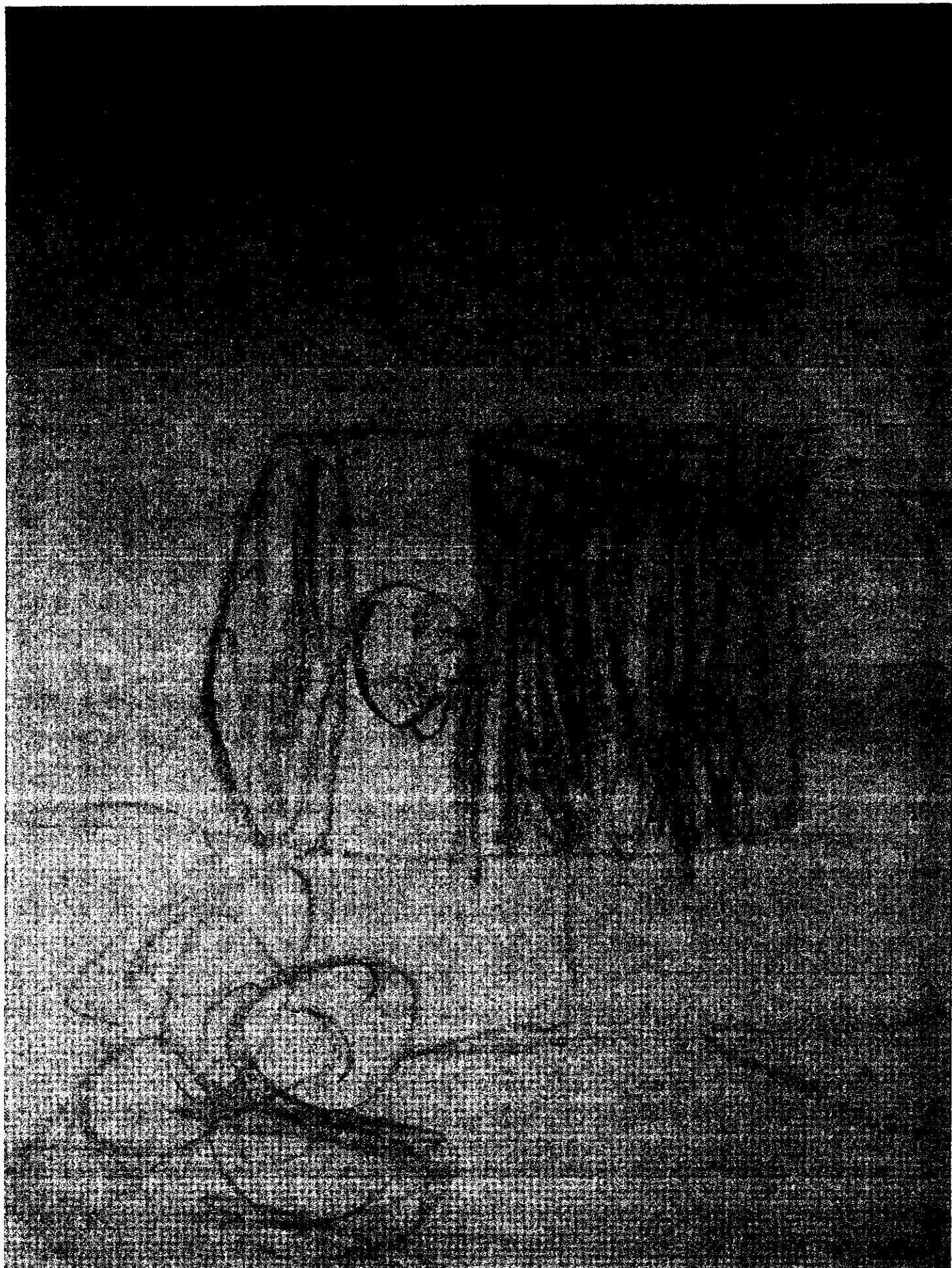
Exhibit O



000518



000519



000520

Exhibit P



1 **NOTC**
2 **WILICK LAW GROUP**
3 **MARSHAL S. WILICK, ESQ.**
4 Nevada Bar No. 2515
5 3591 E. Bonanza Road, Suite 200
6 Las Vegas, NV 89110-2101
7 Phone (702) 438-4100; Fax (702) 438-5311
8 email@willicklawgroup.com
9 Attorney for *Petitioner*

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**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,

vs.

**JUSTIN BLOUNT,
GRETCHEN WHATONAME,**
Father/Respondent.

CASE NO: D-20-605933-F
DEPT. NO: F

DATE OF HEARING: N/A
TIME OF HEARING: N/A

**NOTICE OF FILING REGISTRATION OF FOREIGN CUSTODY
ORDER**

TO: JUSTIN BLOUNT, Father/Respondent in Proper Person.

TO: GRETCHEN WHATONAME, Respondent in Proper Person

PLEASE TAKE NOTICE that the Petitioner, Paula Blount, has filed a
"Registration of Foreign Custody Order," a copy of which is attached as "Exhibit

1 A," on the 18th day of March, 2020, in the above referenced case, in the Eighth
2 Judicial District Court, Clark County, Nevada.

3 Pursuant to NRS 125A.465, and NRS 130.605, **PLEASE TAKE NOTICE**
4 that:

- 5 1. A registered determination is enforceable as of the date of the registration in the
6 same manner as a determination issued by a court of this State.
- 7 2. You have 20 days from the receipt of this filing to request a hearing to contest the
8 validity of the registered determination.
- 9 3. Failure to contest the registration will result in confirmation of the *Grandparent*
10 *Custody and Visitation Order* filed January 30, 2020, in the Trial Courts of the
11 Hualapai Tribe, Peach Springs, State of Arizona, Case No. 2019-CC-004, and
12 *Minute Order*, filed on May 28, 2019, in the Trial Courts of the Hualapai Tribe,
13 Peach Springs, State of Arizona, Case No. 2019-CC-004, and preclude further
14 contest of the determination with respect to any matter that could have been
15 asserted.

16 *****

17 *****

18 *****

19 *****

20 *****

21 *****

22 *****

23 *****

24 *****

25 *****


26 *****

1 Pursuant to NRS § 17.360 et seq., the mailing address for the
2 Father/Respondent, Justin Blount, PO Box 1754, Las Vegas, Nevada 89125 and 100
3 N. Wallace Drive Bldg 12 #156, Las Vegas, Nevada 89107; Respondent Ms.
4 Gretchen Whatoname c/o. Candace Fox 2364 Wiki Way, Camp Verde, Arizona
5 86322. The mailing address for Petitioner, Paula Blount, is 3834 E. Lass Avenue,
6 Kingman, Arizona 86409.

7 **DATED** this 16th day of March, 2020.

8 Respectfully Submitted By:

9 WILLYCK LAW GROUP:

10 
11 MARSHAL S. WILLYCK, ESQ.
12 Nevada Bar No. 2515
13 TREVOR M. CREEL, ESQ.
14 Nevada Bar No. 11943
15 3591 East Bonanza Road, Suite 200
16 Las Vegas, Nevada 89110
17 Attorneys for *Petitioner*
18
19
20
21
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of the WILICK LAW GROUP and that on this 19th day of March, 2020, I caused the above and foregoing document to be served as follows:

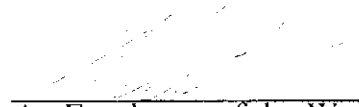
- ☐ Pursuant to EDCR 8.05(a), EDCR 8.05(f), NRCP 5(b)(2)(D) and Administrative Order 14-2 captioned "In the Administrative Matter of Mandatory Electronic Service in the Eighth Judicial District Court," by mandatory electronic service through the Eighth Judicial District Court's electronic filing system.
- ☒ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada.
- ☐ Pursuant to EDCR 7.26, to be sent via facsimile, by duly executed consent for service by electronic means.
- ☐ By hand delivery with signed Receipt of Copy.
- ☐ By First Class, Certified U.S. Mail.

To the address, email address, and/or facsimile number indicated below:

Mr. Justin Blount
100 N. Wallace Drive Bldg 12 #156
Las Vegas, Nevada 89107
Respondent in Proper Person

Mr. Justin Blount
P.O. Box 1754
Las Vegas, Nevada 89125
Respondent in Proper Person

Ms. Gretchen Whatoname
c/o Candace Fox
2364 Wiki Way
Camp Verde, Arizona 86322
Counsel for Respondent


An Employee of the WILICK LAW GROUP

P:\wp19\BLOUNT, JUDRAFTS\00427653 WPD\vj

Exhibit Q

IN THE HUALAPAI TRIBAL COURT
HUALAPAI RESERVATION, ARIZONA

Winname
Blount

Plaintiff

Respondant

CASE NO. *2019-CC-004*

MOTION AND ORDER

I HEREBY MOVE the Honorable Court to. (Be specific)

Submitted this _____ day of _____, 20____

Movant _____

I certify that on the _____ day of _____, 20____

I [] delivered [] mailed a copy of this Motion to:

By: _____

ENTERED

NOTE: THIS MOTION IS NOT GRANTED UNTIL ORDERED BY A JUDGE

MAR - 9 2020

Upon reading said motion, and giving opposing party(ies) opportunity to be heard, IT IS HEREBY ORDERED:

HUALAPAI TRIBAL COURT
PEACH SPRINGS, AZ

() Granting denying the motion

(☒) Setting the matter for *Initial Motions* hearing on *March 25, 2020* at *10:00* am pm

() IT IS FURTHER ORDERED AS FOLLOWS:

SO ORDERED this *9th* day of *March*, 20*20*

R. Ch

Tribal Court Judge *Ch*

I certify that on the *12th* day of *March*, 20*20* *Carlyce Fox*

I [] delivered [☒] mailed a copy of this Motion to:

*2304 WIKI WAY
Camp Verde AZ 86322*

*Paula Blount
P.O. Box 6850
Kingman AZ 86402*

By: *Johnnya Shingo*

Justin Blount

*100. N Wallace Dr. Bldg 12
Las Vegas, NV 89107*

Trevor Waite

*Aherson Taylor & Sanders
16605 Grand Montecito Parkway Suite 200
Las Vegas, NV 89149*

*Gineta + Wilfred Winatona
P.O. Box 311
Peach Springs, AZ 86431*

*KB
2/10/20
OK*

000527

ENTERED

IN THE HUALAPAI JUVENILE COURT
HUALAPAI RESERVATION, ARIZONA

MAY 13 2020

IN THE MATTER OF:

JEREMIAH BLOUNT,

DOB: 01/19/2010

A Minor

Case No. 2019-CC-004

MINUTE ORDER

HUALAPAI TRIBAL COURT
PEACH SPRINGS, AZ

The following proceeding or action occurred on the 13th day of May, 2020 at 10:00 AM in this Court:

For a/an Motion Hearing/Telephonic appearance

Persons present were: X Plaintiff: Gretna & Wilfred Whatoname

X Plaintiff counsel: C. Fox

 Parent(s)/Respondent: Justin Blount

 Respondent counsel: Trevor Waite

X Other: Paula Blount

Evidence/Action: RESPONDENT'S ARE NOT PRESENT AND WERE PROPERLY SERVED W/NOTICE. PLAINTIFF'S COUNSEL PRESENTS MOTION TO INCLUDE PAULA BLOUNT IN THE PETITION.

The Court found and ordered: GRANTS MOTION BY DEFAULT AND INCLUDES PAULA BLOUNT IN THE AMENDED PETITION W/SHARED CUSTODY BETWEEN GRANDPARENTS. PLAINTIFF'S COUNSEL SHALL PROVIDE THE COURT W/A PROPOSED ORDER.

Tribal Prosecutor is directed to prepare and submit disposition recommendations by

The Court further ordered all parties, counsel, and interested persons to appear before the Court for a on at

Date: May 13, 2020


Tribal Court Judge

I certify that I have distributed copies to: ☒ Prosecutor ☐ Minor's Counsel ☒ Parent(s) ☒ Minor ☐ HJDRC ☐ Probation ☐ Other:
by on 05/13/2020 (Revised 1/2016)

000528

CSERV
Name: Stephanie Blount
Address: PO BOX 61521
Las Vegas, NV 89160
Telephone: _____
Email Address: _____
In Proper Person

In re the matter of **DISTRICT COURT**
custody of: **CLARK COUNTY, NEVADA**
Jeremiah + Kaydi Blount

Paula Blount
Plaintiff,

CASE NO.: No. D-20-605933-F
DEPT: 5

vs.

Justin Blount
Defendant.

CERTIFICATE OF SERVICE

I, (name of person who served the document) Stephanie Blount
declare under penalty of perjury under the law of the State of Nevada that the following is true
and correct. That I served the: (check all that apply)

- | | | |
|---------------------------------------|---|---|
| <input type="checkbox"/> Motion | <input type="checkbox"/> Answer | <input type="checkbox"/> Financial Disclosure Form |
| <input type="checkbox"/> Opposition | <input checked="" type="checkbox"/> Reply | <input type="checkbox"/> Notice of Entry of Judgment / Order / Decree |
| <input type="checkbox"/> Other: _____ | | |

In the following manner: (check one)

- ☒ **Mail:** By depositing a copy in the U.S. Mail in the State of Nevada, postage prepaid, on
the (day) 16 of (month) September, 2020 addressed to:

(Print the name and address of the person you mailed the document to)

Marshal S. Willick, ESQ
3591 E Bonanza RD, Suite 200
Las Vegas, NV 89110

- ☐ **Electronic:** Through the Court's electronic service system on (date) _____
at (time) _____ ☐ a.m. ☐ p.m.

DATED this 16 day of September, 2020

Submitted By: (Signature) ▶ [Signature]

CSERV
Name: Stephanie Blount
Address: PO BOX 61521
Las Vegas, NV 89160
Telephone: _____
Email Address: _____
In Proper Person

In re the matter of **DISTRICT COURT**
Custody of **CLARK COUNTY, NEVADA**
Jeremiah + Kayli Blount

Paula Blount

Plaintiff,

vs.

Justin Blount

Defendant.

CASE NO.: No. D-20-605933-F
DEPT: 5

CERTIFICATE OF SERVICE

I, (name of person who served the document) Stephanie Blount,
declare under penalty of perjury under the law of the State of Nevada that the following is true
and correct. That I served the: *(check all that apply)*

- | | | |
|---------------------------------------|---|---|
| <input type="checkbox"/> Motion | <input type="checkbox"/> Answer | <input type="checkbox"/> Financial Disclosure Form |
| <input type="checkbox"/> Opposition | <input checked="" type="checkbox"/> Reply | <input type="checkbox"/> Notice of Entry of Judgment / Order / Decree |
| <input type="checkbox"/> Other: _____ | | |

In the following manner: *(check one)*

- ☒ **Mail:** By depositing a copy in the U.S. Mail in the State of Nevada, postage prepaid, on
the (day) 16 of (month) September, 2020 addressed to:

(Print the name and address of the person you mailed the document to)

Trevor R Waite, ESQ
6605 Grand Montecito Pkwy Suite 200
Las Vegas, NV 89149

- ☐ **Electronic:** Through the Court's electronic service system on (date) _____
at (time) _____ ☐ a.m. ☐ p.m.

DATED this 16 day of September, 2020

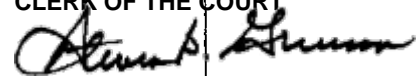
Submitted By: (Signature) ▶

[Signature]

EXHIBIT “V”

EXHIBIT “V”

EXHIBIT “V”



Stephanie Blount
PO Box 61521
Las Vegas, NV 89160

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

In re the matter of Custody of

JEREMIAH CALEB BLOUNT 1/19/10
KAYDI ROSE BLOUNT 2/19/13
Minor Children.

CASE NO. D-20-605933-F

DEPT. J

PAULA BLOUNT
Petitioner,

v.

JUSTIN BLOUNT,
GRETCHEN WHATONAME,
Father/Respondent.

RESPONSE TO COUNTERMOTION FOR ATTORNEY'S FEES AND COSTS

COMES NOW, Mother Stephanie Blount, and hereby submit this Response to
Counter-motion for Attorney's fees and costs regarding this pending custody matter.

NRS 18.010 Award of attorney's fees.

1. The compensation of an attorney and counselor for his or her services is governed by
agreement, express or implied, which is not restrained by law.

2. In addition to the cases where an allowance is authorized by specific statute, the court may
make an allowance of attorney's fees to a prevailing party:

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

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

11 3. In awarding attorney's fees, the court may pronounce its decision on the fees at the
12 conclusion of the trial or special proceeding without written motion and with or without
13 presentation of additional evidence.

14 4. Subsections 2 and 3 do not apply to any action arising out of a written instrument or
15 agreement which entitles the prevailing party to an award of reasonable attorney's fees.

16 Petitioner has brought forth this motion for no other reason than to harass Parents
17 Stephanie Blount and Justin Blount and force her way into the children's lives. Petitioner has
18 made several conclusory statements and has omitted critical facts, including her conspiracy to
19 kidnap the children, knowledge of the orders having been modified, and her refusal to serve
20 and name mother Stephanie Blount. Petitioner has no respect for Respondents and believes the
21 Court will allow her to bully her way into a parental role over the children. Respondents have
22 had to defend themselves, and their children, against this action and others. Respondents are
23 attempting to raise several young children, and has now incurred thousands of dollars in legal
24 fees to defend against this vexatious litigation, which was adjudicated in early 2019. To be
25 clear, Alverson and Taylor Sanders sent a letter to Petitioner's counsel before filing Justin's
26 opposition letting them know of the jurisdiction issues, reminding of the adoption, and of
27 Stephanie's necessity in the case, in the hopes of clarifying the legal positions of this case and
28 avoiding the incurrence of these fees. Petitioner elected to disregard that letter, instead moving
forward with her frivolous motion.

Petitioner insists the Motion to Invalidate is untimely. The true facts however show that
the Motion to Invalidate due to violations, especially those under the Indian Child Welfare Act,
came relatively prompt in comparison to the allowed time frame that ICWA provides for.

1 As far as Stephanie's filings go often the pleadings are presented as parents,
2 respondents, an "us" approach as Justin and I are the parents, and it is our family, and the
3 violations are ones that we both have legal standing to bring.

4 Petitioner often refers to my pleadings as being "vehement," but anything less would
5 betray the parent child relationship between a mother and her children. In all actuality despite
6 Petitioner's denial of the facts Stephanie has an inherent right to the minor children, and an
7 inherent right to protect them from the abuses they once faced. In filing the Motion to
8 Invalidate, Stephanie Blount has done nothing short of asserting her parental rights and rights
9 to due process, in relation to fundamental rights granted and protected under the Constitution. It
10 is an undisputed fact that even prior to the 2019 tribal proceeding being commenced it was
11 known that Stephanie and Justin had filed a stepparent adoption in NV thus making her a
12 necessary party to ANY and ALL proceedings involving the minor children. Stephanie's rights
13 may even run deeper as she is potentially eligible for membership in a tribe which would
14 constitute an Indian custodian under ICWA.
15

16 Despite jurisdiction (and resulting authentication) of the tribal court orders having been
17 heard in early 2019 that resulted in Nevada issuing an adoption decree, this same case was
18 brought back in front of this court and by no fault of an appeal. What is more, Paula(just as she
19 did in the 3rd party visitation case) failed to include Mother Stephanie Blount in the filing and
20 never served her notice of these proceedings. Additionally, Petitioner prays the parents will
21 surrender their rights and their children to abusers without even so much as a single piece of
22 evidence being presented.
23
24
25
26
27
28

1 For these reasons, Stephanie Blount's motion has been brought in good faith and upon
2 reasonable and lawful grounds. Upon such facts, the court should DENY Paula's request for
3 attorney's fees and costs.

4 DATED this ____ day of September, 2020.

5
6 Submitted by:

7
8 _____
9 Stephanie Blount
10 PO BOX 61521
11 Las Vegas, NV 89160
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CSERV

Name: Stephanie Blount

Address: PO BOX 61521

Las Vegas, NV 89160

Telephone: _____

Email Address: _____

In Proper Person

In re the matter of **DISTRICT COURT**
Custody of: **CLARK COUNTY, NEVADA**
Jeremiah + Kaydi Blount

Paula Blount

Plaintiff,

vs.

Justin Blount

Defendant.

CASE NO.: D-20-605933-F
DEPT: 5

CERTIFICATE OF SERVICE

I, (name of person who served the document) Stephanie Blount
declare under penalty of perjury under the law of the State of Nevada that the following is true
and correct. That I served the: (check all that apply)

- | | | |
|--|---------------------------------|---|
| <input type="checkbox"/> Motion | <input type="checkbox"/> Answer | <input type="checkbox"/> Financial Disclosure Form |
| <input checked="" type="checkbox"/> Opposition | <input type="checkbox"/> Reply | <input type="checkbox"/> Notice of Entry of Judgment / Order / Decree |
| <input type="checkbox"/> Other: _____ | | |

In the following manner: (check one)

- ☒ **Mail:** By depositing a copy in the U.S. Mail in the State of Nevada, postage prepaid, on
the (day) 16 of (month) September 2020 addressed to:

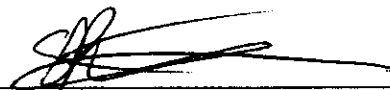
(Print the name and address of the person you mailed the document to)

Marshal S Willick, ESQ
3591 E Bonanza Rd, Suite 200
Las Vegas, NV 89110

- ☐ **Electronic:** Through the Court's electronic service system on (date) _____
at (time) _____ ☐ a.m. ☐ p.m.

DATED this 16 day of September 2020

Submitted By: (Signature) ▶



CSERV

Name: Stephanie Blount

Address: PO BOX 61521

Las Vegas, NV 89160

Telephone: _____

Email Address: _____

In Proper Person

In re the matter of
Custody of:
Jeremiah + Kaydi Blount

DISTRICT COURT

CLARK COUNTY, NEVADA

Paula Blount

Plaintiff,

vs.

Justin Blount

Defendant.

CASE NO.: D-20-605933-F

DEPT: 5

CERTIFICATE OF SERVICE

I, (name of person who served the document) Stephanie Blount,

declare under penalty of perjury under the law of the State of Nevada that the following is true and correct. That I served the: **(check all that apply)**

☐ Motion

☐ Answer

☐ Financial Disclosure Form

☒ Opposition

☐ Reply

☐ Notice of Entry of Judgment / Order / Decree

☐ Other: _____

In the following manner: **(check one)**

☒ **Mail:** By depositing a copy in the U.S. Mail in the State of Nevada, postage prepaid, on the (day) 16 of (month) September, 2020 addressed to:

(Print the name and address of the person you mailed the document to)

Trevor R Wajte, ESQ

6605 Grand Montecito PKwy Suite 200

Las Vegas, NV 89149

☐ **Electronic:** Through the Court's electronic service system on (date) _____

at (time) _____ ☐ a.m. ☐ p.m.

DATED this 16 day of September, 2020

Submitted By: (Signature) ▶ [Signature]

EXHIBIT “W”

EXHIBIT “W”

EXHIBIT “W”

Electronically Filed
09/16/2020 4:04 PM

Heather S. Lemin
CLERK OF THE COURT

CSERV
Name: Stephanie Blount
Address: PO BOX 61521
Las Vegas, NV 89160
Telephone: _____
Email Address: _____
In Proper Person

In re the matter of **DISTRICT COURT**
custody of **CLARK COUNTY, NEVADA**
Jeremiah & Kaydi Blount

Paula Blount

Plaintiff,

vs.

Justin Blount

Defendant.

CASE NO.: No. D-20-605933-F
DEPT: 5

CERTIFICATE OF SERVICE

I, (name of person who served the document) Stephanie Blount,
declare under penalty of perjury under the law of the State of Nevada that the following is true
and correct. That I served the: *(check all that apply)*

- | | | |
|---------------------------------------|---|---|
| <input type="checkbox"/> Motion | <input type="checkbox"/> Answer | <input type="checkbox"/> Financial Disclosure Form |
| <input type="checkbox"/> Opposition | <input checked="" type="checkbox"/> Reply | <input type="checkbox"/> Notice of Entry of Judgment / Order / Decree |
| <input type="checkbox"/> Other: _____ | | |

In the following manner: *(check one)*

- ☒ **Mail:** By depositing a copy in the U.S. Mail in the State of Nevada, postage prepaid, on
the (day) 16 of (month) September, 2020 addressed to:

(Print the name and address of the person you mailed the document to)

Marshal S. Willick, ESQ
3591 E Bonanza Rd, Suite 200
Las Vegas, NV 89110

- ☐ **Electronic:** Through the Court's electronic service system on (date) _____
at (time) _____ ☐ a.m. ☐ p.m.

DATED this 16 day of September, 2020

Submitted By: (Signature) ▶

[Signature]

EXHIBIT “X”

EXHIBIT “X”

EXHIBIT “X”

Electronically Filed
09/16/2020 4:04 PM

Heather S. Lemin
CLERK OF THE COURT

CSERV
Name: Stephanie Blount
Address: PO BOX 61521
Las Vegas, NV 89160
Telephone: _____
Email Address: _____
In Proper Person

In re the matter of **DISTRICT COURT**
Custody of: **CLARK COUNTY, NEVADA**
Jeremiah & Kaydi Blount

Paula Blount
Plaintiff,

vs.

Justin Blount
Defendant.

CASE NO.: No. D-20-605933-F
DEPT: 5

CERTIFICATE OF SERVICE

I, (name of person who served the document) Stephanie Blount,
declare under penalty of perjury under the law of the State of Nevada that the following is true
and correct. That I served the: (**check all that apply**)

- | | | |
|---------------------------------------|---|---|
| <input type="checkbox"/> Motion | <input type="checkbox"/> Answer | <input type="checkbox"/> Financial Disclosure Form |
| <input type="checkbox"/> Opposition | <input checked="" type="checkbox"/> Reply | <input type="checkbox"/> Notice of Entry of Judgment / Order / Decree |
| <input type="checkbox"/> Other: _____ | | |

In the following manner: (**check one**)

- ☒ **Mail:** By depositing a copy in the U.S. Mail in the State of Nevada, postage prepaid, on
the (day) 16 of (month) September, 2020 addressed to:

(Print the name and address of the person you mailed the document to)

Trevor R Waite, ESQ
6605 Grand Montecito Pkwy suite 200
Las Vegas, NV 89149

- ☐ **Electronic:** Through the Court's electronic service system on (date) _____
at (time) _____ ☐ a.m. ☐ p.m.

DATED this 16 day of September, 2020

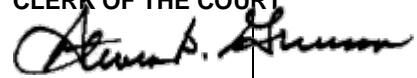
Submitted By: (Signature) ▶

[Signature]

EXHIBIT “Y”

EXHIBIT “Y”

EXHIBIT “Y”



CNNDCA

**DISTRICT COURT
CLARK COUNTY, NEVADA**

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

D-20-605933-F
Department J

CLERK'S NOTICE OF NONCONFORMING DOCUMENT AND CURATIVE ACTION

Pursuant to Rule 8(b)(2) of the Nevada Electronic Filing and Conversion Rules, notice is hereby provided that the following electronically filed document does not conform to the applicable filing requirements:

Title of Nonconforming Document:	Mother's Response to Opposition for Motion to Invalidate (No Signature); Two Certificates of Service (Included in Bundle of Three Documents)
Party Submitting Document for Filing:	Stephanie Blount
Date and Time Submitted for Electronic Filing:	9/16/2020 at 4:04PM

Reason for Nonconformity Determination:

- ☐ The case caption and/or case number on the document does not match the case caption and/or case number of the case that it was filed into. In accordance with the Administrative Order 19-5, the document has been reprocessed by removing it from the incorrect case and entering it into the case identified by the case number and caption on the document. This Notice has been filed in the case where the document was removed.
- ☐ The document initiated a new civil action and the case type designation does not match the cause of action identified in the document. In accordance with Administrative Order 19-5, the case type designation in the case management system has been modified to match the cause of action identified in the document.
- ☒ The submitted document initiated a new civil action and was made up of multiple documents submitted together. In accordance with the Administrative Order 19-5, the document has been reprocessed by separating the single document into multiple documents and filing each document individual

Dated this: 17th day of September, 2020

By: /s/ Sharri-Ann Vital
Deputy District Court Clerk

000543

CERTIFICATE OF SERVICE

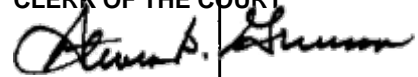
I hereby certify that on September 17, 2020, I concurrently filed and served a copy of the foregoing Clerk's Notice of Nonconforming Document, on the party that submitted the nonconforming document, via the Eighth Judicial District Court's Electronic Filing and Service System.

By: /s/ Sharri-Ann Vital
Deputy District Court Clerk

EXHIBIT “Z”

EXHIBIT “Z”

EXHIBIT “Z”



Stephanie Blount
PO BOX 61521
Las Vegas, NV 89160

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

In re the matter of Custody of

JEREMIAH BLOUNT 1/19/10
KAYDI BLOUNT 2/19/13
Minor children

Case No.: D-20-605933-F
Dept. No.: J

PAULA BLOUNT

Plaintiff,

V.

DATE OF HEARING: 9/29/2020
TIME OF HEARING: 3:00 PM

JUSTIN BLOUNT,
GRETCHEN WHATONAME,
Father/Respondent.

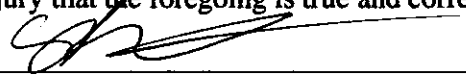
**ERRATA SHEET FOR RESPONSE TO COUNTERMOTION FOR ATTORNEY'S FEES
AND COSTS**

Respondent Stephanie Blount submits the following errata list to correct errors in the Response to Countermotion for Attorney's Fees and Costs. The correction set forth below was in a review draft of the Response, but was inadvertently missed. A corrected version of the response is appended hereto.

1. Page 4, line 4, now reads without the day, should read "16"
2. Page 4, line 8, now reads without a signature, should read with signature

DATED this 17 day of September, 2020.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.



Stephanie Blount
PO BOX 61521
Las Vegas, NV 89160

CERTIFICATE OF MAILING

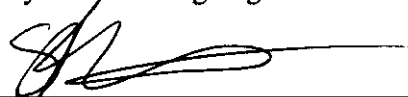
I HEREBY CERTIFY that on the 17 day of September, 2020, I placed a true and correct copy of the foregoing ERRATA SHEET FOR RESPONSE TO COUNTERMOTION FOR ATTORNEY'S FEES AND COSTS in the United States Mail, with first-class postage prepaid, addressed to the following:

Marshal S Willick, ESQ
3591 E Bonanza Rd Suite 200
Las Vegas, NV 89110

Trevor R Waite, ESQ
6605 Grand Montecito Pkwy Suite 200
Las Vegas, NV 89149

DATED this 17 day of September, 2020.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.


Stephanie Blount
PO BOX 61521
Las Vegas, NV 89160



Stephanie Blount
PO Box 61521
Las Vegas, NV 89160

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

In re the matter of Custody of

JEREMIAH CALEB BLOUNT 1/19/10
KAYDI ROSE BLOUNT 2/19/13
Minor Children.

CASE NO. D-20-605933-F

DEPT. J

PAULA BLOUNT
Petitioner.

v.

JUSTIN BLOUNT,
GRETCHEN WHATONAME,
Father/Respondent.

RESPONSE TO COUNTERMOTION FOR ATTORNEY'S FEES AND COSTS

COMES NOW, Mother Stephanie Blount, and hereby submit this Response to
Counter-motion for Attorney's fees and costs regarding this pending custody matter.

NRS 18.010 Award of attorney's fees.

1. The compensation of an attorney and counselor for his or her services is governed by
agreement, express or implied, which is not restrained by law.

2. In addition to the cases where an allowance is authorized by specific statute, the court may
make an allowance of attorney's fees to a prevailing party:

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

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

11 3. In awarding attorney's fees, the court may pronounce its decision on the fees at the
12 conclusion of the trial or special proceeding without written motion and with or without
13 presentation of additional evidence.

14 4. Subsections 2 and 3 do not apply to any action arising out of a written instrument or
15 agreement which entitles the prevailing party to an award of reasonable attorney's fees.

16 Petitioner has brought forth this motion for no other reason than to harass Parents
17 Stephanie Blount and Justin Blount and force her way into the children's lives. Petitioner has
18 made several conclusory statements and has omitted critical facts, including her conspiracy to
19 kidnap the children, knowledge of the orders having been modified, and her refusal to serve
20 and name mother Stephanie Blount. Petitioner has no respect for Respondents and believes the
21 Court will allow her to bully her way into a parental role over the children. Respondents have
22 had to defend themselves, and their children, against this action and others. Respondents are
23 attempting to raise several young children, and has now incurred thousands of dollars in legal
24 fees to defend against this vexatious litigation, which was adjudicated in early 2019. To be
25 clear, Alverson and Taylor Sanders sent a letter to Petitioner's counsel before filing Justin's
26 opposition letting them know of the jurisdiction issues, reminding of the adoption, and of
27 Stephanie's necessity in the case, in the hopes of clarifying the legal positions of this case and
28 avoiding the incurrence of these fees. Petitioner elected to disregard that letter, instead moving
forward with her frivolous motion.

Petitioner insists the Motion to Invalidate is untimely. The true facts however show that
the Motion to Invalidate due to violations, especially those under the Indian Child Welfare Act,
came relatively prompt in comparison to the allowed time frame that ICWA provides for.

1 As far as Stephanie's filings go often the pleadings are presented as parents,
2 respondents, an "us" approach as Justin and I are the parents, and it is our family, and the
3 violations are ones that we both have legal standing to bring.

4 Petitioner often refers to my pleadings as being "vehement," but anything less would
5 betray the parent child relationship between a mother and her children. In all actuality despite
6 Petitioner's denial of the facts Stephanie has an inherent right to the minor children, and an
7 inherent right to protect them from the abuses they once faced. In filing the Motion to
8 Invalidate, Stephanie Blount has done nothing short of asserting her parental rights and rights
9 to due process, in relation to fundamental rights granted and protected under the Constitution. It
10 is an undisputed fact that even prior to the 2019 tribal proceeding being commenced it was
11 known that Stephanie and Justin had filed a stepparent adoption in NV thus making her a
12 necessary party to ANY and ALL proceedings involving the minor children. Stephanie's rights
13 may even run deeper as she is potentially eligible for membership in a tribe which would
14 constitute an Indian custodian under ICWA.

16 Despite jurisdiction (and resulting authentication) of the tribal court orders having been
17 heard in early 2019 that resulted in Nevada issuing an adoption decree, this same case was
18 brought back in front of this court and by no fault of an appeal. What is more, Paula(just as she
19 did in the 3rd party visitation case) failed to include Mother Stephanie Blount in the filing and
20 never served her notice of these proceedings. Additionally, Petitioner prays the parents will
21 surrender their rights and their children to abusers without even so much as a single piece of
22 evidence being presented.
23
24
25
26
27
28

1 For these reasons, Stephanie Blount's motion has been brought in good faith and upon
2 reasonable and lawful grounds. Upon such facts, the court should DENY Paula's request for
3 attorney's fees and costs.

4 DATED this 16 day of September, 2020.

5
6 Submitted by:

7 
8 _____

9 Stephanie Blount

10 PO BOX 61521

11 Las Vegas, NV 89160
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CSERV

Name: Stephanie Blount

Address: PO BOX 61521

Las Vegas, NV 89160

Telephone: _____

Email Address: _____

In Proper Person

In re the matter of **DISTRICT COURT**
Custody of **CLARK COUNTY, NEVADA**
Jeremiah + Kaydi Blount

Paula Blount
Plaintiff,

vs.

Justin Blount
Defendant.

CASE NO.: D-20-605933-F
DEPT: 5

CERTIFICATE OF SERVICE

I, (name of person who served the document) Stephanie Blount,
declare under penalty of perjury under the law of the State of Nevada that the following is true
and correct. That I served the: (check all that apply)

- ☐ Motion ☐ Answer ☐ Financial Disclosure Form
☒ Opposition ☐ Reply ☐ Notice of Entry of Judgment / Order / Decree
☐ Other: _____

In the following manner: (check one)

- ☒ **Mail:** By depositing a copy in the U.S. Mail in the State of Nevada, postage prepaid, on
the (day) 16 of (month) September, 2020 addressed to:

(Print the name and address of the person you mailed the document to)

Marshal S Willick, ESQ
3591 E Bonanza Rd, Suite 200
Las Vegas, NV 89110

- ☐ **Electronic:** Through the Court's electronic service system on (date) _____
at (time) _____ ☐ a.m. ☐ p.m.

DATED this 16 day of September, 2020

Submitted By: (Signature) ▶ [Signature]

CSERV

Name: Stephanie Blount

Address: PO BOX 61521

Las Vegas, NV 89160

Telephone: _____

Email Address: _____

In Proper Person

In re the matter of **DISTRICT COURT**
Custody of: **CLARK COUNTY, NEVADA**
Jeremiah + Kaydi Blount

Paula Blount
Plaintiff,

vs.

Justin Blount
Defendant.

CASE NO.: D-20-605933-F
DEPT: 5

CERTIFICATE OF SERVICE

I, (name of person who served the document) Stephanie Blount,
declare under penalty of perjury under the law of the State of Nevada that the following is true
and correct. That I served the: (check all that apply)

- | | | |
|--|---------------------------------|---|
| <input type="checkbox"/> Motion | <input type="checkbox"/> Answer | <input type="checkbox"/> Financial Disclosure Form |
| <input checked="" type="checkbox"/> Opposition | <input type="checkbox"/> Reply | <input type="checkbox"/> Notice of Entry of Judgment / Order / Decree |
| <input type="checkbox"/> Other: _____ | | |

In the following manner: (check one)

- ☒ **Mail:** By depositing a copy in the U.S. Mail in the State of Nevada, postage prepaid, on
the (day) 16 of (month) September, 2020 addressed to:

(Print the name and address of the person you mailed the document to)

Trevor R Wajte, ESQ
6605 Grand Montecito PKwy Suite 200
Las Vegas, NV 89149

- ☐ **Electronic:** Through the Court's electronic service system on (date) _____
at (time) _____ ☐ a.m. ☐ p.m.

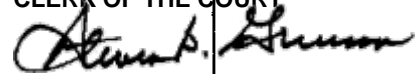
DATED this 16 day of September, 2020

Submitted By: (Signature) ▶ [Signature]

EXHIBIT “AA”

EXHIBIT “AA”

EXHIBIT “AA”



Stephanie Blount
PO BOX 61521
Las Vegas, NV 89160

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

In re the matter of Custody of

JEREMIAH BLOUNT 1/19/10
KAYDI BLOUNT 2/19/13
Minor children

Case No.: D-20-605933-F
Dept. No.: J

PAULA BLOUNT
Plaintiff,

V.

DATE OF HEARING: 9/29/2020
TIME OF HEARING: 3:00 PM

JUSTIN BLOUNT,
GRETCHEN WHATONAME,
Father/Respondent.

**ERRATA SHEET FOR SUPPLEMENTAL EXHIBITS TO MOTHER'S RESPONSE TO
THE OPPOSITION TO THE MOTION TO INVALIDATE**


Respondent Stephanie Blount submits the following errata list to correct errors in the Supplemental Exhibits to Mother's Response to the Opposition to the Motion to Invalidate. The first correction was an electrical error that inadvertently added a blank sheet. The second and third correction set forth below was in a review draft of the Motion to Invalidate, but was inadvertently missed. A corrected version of the response is appended hereto.

1. Page 2, entire page, now reads as a blank page, should read as Page 1 then Page 3 excluding the blank page
2. Page 3, line 16, now reads without the day, should read "16".
3. Page 3, line 22, now reads without a signature, should read with signature.

DATED this 17 day of September, 2020.

000555

Pursuant to NRS 53.045, I declare under penalty of
perjury that the foregoing is true and correct.



Stephanie Blount
PO BOX 61521
Las Vegas, NV 89160

CERTIFICATE OF MAILING


I HEREBY CERTIFY that on the 17 day of September, 2020, I placed a true and correct copy of the foregoing ERRATA SHEET FOR SUPPLEMENTAL EXHIBITS TO MOTHER'S RESPONSE TO THE OPPOSITION TO THE MOTION TO INVALIDATE in the United States Mail, with first-class postage prepaid, addressed to the following:

Marshal S Willick, ESQ
3591 E Bonanza Rd Suite 200
Las Vegas, NV 89110

Trevor R Waite, ESQ
6605 Grand Montecito Pkwy Suite 200
Las Vegas, NV 89149

DATED this 17 day of September, 2020

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.


Stephanie Blount
PO BOX 61521
Las Vegas, NV 89160



Stephanie Blount
PO Box 61521
Las Vegas, NV 89160

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

In re the matter of Custody of

JEREMIAH CALEB BLOUNT 1/19/10
KAYDI ROSE BLOUNT 2/19/13
Minor Children.

CASE NO. D-20-605933-F

DEPT. J

PAULA BLOUNT
Petitioner,

v.

DATE OF HEARING: 9/29/2020
TIME OF HEARING: 3:00 PM

JUSTIN BLOUNT,
GRETCHEN WHATONAME,
Father/Respondent.

**SUPPLEMENTAL EXHIBITS TO MOTHER'S RESPONSE TO THE OPPOSITION
TO THE MOTION TO INVALIDATE**

COMES NOW Mother, Stephanie Blount, and hereby submits the attached documents
as Exhibits.

Exhibit A: Hualapai Tribal Orders Vacating Temporary Orders

Exhibit B: Hualapai Tribal Orders Denying Custody December 29, 2017

Exhibit C: Orders from 3rd Party Visitation Case August 16, 2018

Exhibit D: Orders Affirming

Exhibit E: May 3, 2019 Minutes from Adoption

1 Exhibit F: Hualapai Custody orders from January 30, 2020

2 Exhibit G: Motions/Summons in the Hualapai Tribe from February 2019

3 Exhibit H: Hualapai Tribal Order Dismissing Due to Lack of Jurisdiction January 11,
4 2019

5 Exhibit I: Minute orders from February 26, 2019

6 Exhibit J: Notice to withdraw motion to intervene and motion to recognize

7 Exhibit K: Minute orders from June 12, 2019

8 Exhibit L: Notice of Adoption

9 Exhibit M: Letter to Tribe with Adoption Decree

10 Exhibit N: Jeremiah Blount's Medical record

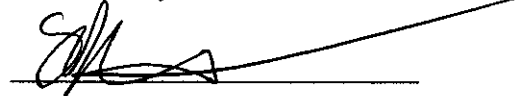
11 Exhibit O: Kaydi Blount's Drawing

12 Exhibit P: Notice of Hearing for January 30, 2020

13 Exhibit Q: Hualapai Tribal Motion and Order from May 2020

14
15 DATED this 16 day of September, 2020.
16
17
18
19
20

21 Submitted by:

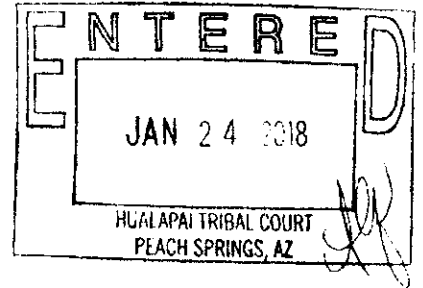
22 

23 Stephanie Blount

24 PO BOX 61521

25 Las Vegas, NV 89160
26
27
28

Exhibit A



**THE HUALAPAI TRIBAL COURT
HUALAPAI INDIAN RESERVATION
PEACH SPRINGS, ARIZONA**

In the Marriage of:

Case No.: **2016-DOM-001**

Gretchen Whatoname,

Petitioner

**ORDER VACATING
TEMPORARY CUSTODY
ORDER AND CHILD
SUPPORT ORDER**

And

Justin Blount,

Respondent.

The Court has been advised through Respondent's Ex Parte Motion for Dismissal and Orders filed with the Court on January 11, 2018, of the untimely death of Petitioner Gretchen Whatoname. At a hearing on June 26, 2017, attended by both parties and their legal counsels, the Court entered a decree and order of dissolution of marriage between the parties. In addition, the Court issued a Temporary Custody Order awarding temporary custody of the parties' two minor children to Petitioner pending final determination of child custody. At a previous hearing on June 14, 2016, Respondent was ordered to pay to Petitioner child support in the amount of \$75.00 per child, \$150.00 total monthly. Respondent requests that the temporary custody and child support orders be vacated and that the Court dismiss all pending matters and close the case.

The Court finds that no previous order has terminated Respondent's parental rights. Because Petitioner was awarded temporary custody of the children and has since deceased, custody of the children should be restored to Respondent and the temporary custody order should be vacated. Additionally, the prior child support order should also be vacated and Respondent's

1 child support obligation should be terminated. However, the Court notes that on April 18, 2017,
2 Respondent filed a Statement for Initial Hearing in which he requested that certain property
3 (without indicating whether such property was Respondent's sole property or was marital
4 property), allegedly in Petitioner's possession, be returned to him. The property was itemized in
5 Exhibit C attached to that filing. Respondent also requested distribution and allocation to
6 Petitioner of certain debts allegedly incurred by Petitioner during the marriage without
7 Respondent's approval and consent. Because these issues of distribution of debts and property
8 have not yet been resolved, and Respondent did not address those outstanding issues in his ex
9 parte motion, the Court finds it prudent to deny the request to close the case pending a formal
10 submission from Respondent addressing the remaining issues of property and debts.

11 **THEREFORE, IT IS THE ORDER OF THIS COURT that:**

12 1. The Temporary Custody Order entered June 26, 2017 and all subsequent orders
13 affirming and maintaining that order are hereby VACATED.

14 2. Legal and physical custody of Jeremiah Blount, d.o.b. 01/19/2010, and Kaydi Blount,
15 d.o.b. 02/19/2013, is restored to Respondent Justin Blount, the minors' biological father.

16 3. The Child Support Order entered June 14, 2016 and all subsequent orders affirming and
17 maintaining that order are hereby VACATED.

18 4. Respondent's child support obligation for the above-named children is terminated.

19 5. Upon the filing of a notice and/or motion from Respondent regarding his prior claims
20 concerning certain property and debts, the Court will consider such notice/motion summarily and
21 issue its ruling promptly.

22 **SO ORDERED** this 23rd day of January, 2018.

23
24 

25 Hon. Jan W. Morris, Chief Judge
26 Hualapai Tribal Court

27 I certify a copy was mailed this 24
day of January, 2018 to

28 Candace Kane
2364 Wiki Way
Camp Verde, AZ 86322-8566

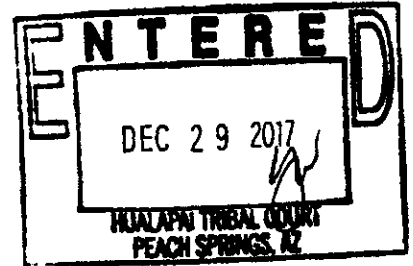
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Keen Ellsworth, Esq
777 N. Rainbow Blvd., Ste 270
Las Vegas, NV 89107-1187

by: *Ellsworth*

Exhibit B

IN THE HUALAPAI JUVENILE COURT
HUALAPAI RESERVATION, ARIZONA



In the Matter of:)

Jeremiah Caleb Blount, d.o.b. 01/19/10,)
Kaydi Rose Blount, d.o.b. 02/19/13,)
Minors,)

Case No.: 2017-CC-013

And Concerning:)

Wilfred Whatoname, Jr. and)
Gretna Whatoname,)
Petitioners,)

ORDER DENYING
MOTION FOR IMMEDIATE
TEMPORARY CUSTODY

and)

Justin Blount,)
Respondent.)

The following proceeding or action occurred on the 29th day of DECEMBER, 2017 in this Court:

<input type="checkbox"/> Initial Hearing	<input type="checkbox"/> Default Judgment Hearing
<input type="checkbox"/> Preliminary Hearing	<input type="checkbox"/> Adjudication Hearing
<input type="checkbox"/> Review Hearing	<input type="checkbox"/> Disposition Hearing
<input type="checkbox"/> Motion Hearing regarding: _____	
<input type="checkbox"/> OSC Hearing issued to: _____	

XX Other: SUMMARY REVIEW OF MOTION FOR IMMEDIATE TEMPORARY CUSTODY

Persons present were:

<input type="checkbox"/> Petitioner(s)	_____
<input type="checkbox"/> Minor(s)	_____
<input type="checkbox"/> Parent(s)/Guardian(s)	_____
<input type="checkbox"/> Minor's Counsel	_____
<input type="checkbox"/> Parent/Guardian's Counsel	_____

Evidence/Action: PETITIONERS FILED A 3RD PARTY PETITION FOR CUSTODY AND A MOTION FOR IMMEDIATE TEMPORARY CUSTODY.

The Court found and ordered: THE MOTION SETS FORTH NO FACTS TO INDICATE THE MINORS ARE SERIOUSLY ENDANGERED. PETITION MERELY STATES THAT MINORS' MOTHER IS NOW DECEASED. IN CASE NO. 2016-DOM-001, COURT ISSUED A TEMPORARY CUSTODY ORDER IN FAVOR OF MOTHER. IF MOTHER IS NOW DECEASED, CUSTODY OF THE CHILDREN MUST BE RESTORED TO THE FATHER. MOTION IS DENIED.

The Court further ordered all parties and counsel to appear before the Court for _ on the _ day of __, 2018 at _ :__
__M.

Date: December 29, 2017

Tribal Court Judge

Distribution of copies: ☐ Minor ☐ Minor's counsel ☐ Parent(s) ☐ Parents' counsel ☐ Prosecutor ☐ Human Services
☐ Health Dept. ☐ Probation ☐ HJDR ☐ Other: _____

Exhibit C

From:

07/30/2018 10:08 #554 P.002/006

Electronically Filed
8/16/2018 11:24 AM
Steven D. Grierson
CLERK OF THE COURT

Steven D. Grierson

1 **ORDER**
2 **JOHN T. KELLEHER, ESQ.**
3 **Nevada State Bar No. 6012**
4 **SAIRA HASEEBULLAH, ESQ.**
5 **Nevada State Bar No. 13500**
6 **KELLEHER & KELLEHER, LLC**
7 **40 S. Stephanie Street, Suite #201**
8 **Henderson, Nevada 89012**
9 **Telephone: (702) 384-7494**
10 **Facsimile: (702) 384-7545**
11 **kelleherjt@aol.com**
12 **Attorney for Respondent**

DISTRICT COURT

CLARK COUNTY, NEVADA

10 In the Matter of the Visitation of the Persons of:) Case No: D-18-571209-O
11 JEREMIAH CALEB BLOUNT)
12 KAYDI ROSE BLOUNT) Dept: B
13 LUNA BELL BLOUNT)
14 LOGAN ALEXANDER BLOUNT, minors:)
15 PAULA BLOUNT,)
16 Petitioner)
17 vs.)
18 JUSTIN CRAIG BLOUNT,)
19 Respondent/CounterPetitioner)

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND
ORDER FROM JULY 25, 2018 HEARING

21 THIS MATTER having come on for hearing on the 25th day of July, 2018, on a continued
22 Hearing from 07/17/18; Petitioner, Paula Blount, present and represented by F. Peter James, Esq. of
23 the Law Offices of F. Peter James, Esq.; Respondent, Justin Craig Blount, not present but represented
24 by John T. Kelleher, Esq., and Saira Haseebullah, Esq., of the law firm Kelleher & Kelleher LLC; the
25 Court having reviewed the papers and pleadings on file herein, having been fully apprised as to the
26 facts and matters herein; wherefore:

27 THE COURT HEREBY NOTED that the natural mother of the younger two children is alive,
28 and the oldest children have a different mother than the two younger children. (See Hearing Video

RECEIVED

AUG 14 2018

DEPT. B

Case Number: D-18-571209-O

LAW OFFICES
KELLEHER & KELLEHER LLC
40 STEPHANIE STREET, SUITE 201
HENDERSON, NEVADA 89012
(702) 384-7494

LAW OFFICES
KELLEHER & KELLEHER LLC
611 E. FLORISSANT STREET, SUITE 100
HERNANDO, NEVADA 89111
(702) 366-1700

1 dated July 25, 2018, Time Stamped at 10:54:14) Natural mother was not named as a party or served
2 in this action. (See *Id* at 10:54:18). Petitioner has alleged nothing that would allow visitation with Luna
3 or Logan. (See *Id* at 10:54:35)

4 THE COURT HEREBY FINDS that the Hualapai Tribe has exercised jurisdiction over the two older
5 children in two separate proceedings. As such, the Hualapai Tribe has continuing, exclusive
6 jurisdiction over the children. (See *Id* at 10:54.)

7 THE COURT HEREBY FINDS that Nevada does not have jurisdiction in this matter. (See *Id*
8 at 10:55.) The two oldest children were not present in Las Vegas or Clark County for the six
9 consecutive months prior to the onset of this action, including any temporary absence, immediately
10 before the commencement proceedings. (See *Id* at 10:55:08)

11 THE COURT FURTHER FINDS that the children may have been in Las Vegas for six months
12 as of the current hearing date but that is not the requirement or statute or in the case file that follows.
13 (See *Id* at 10:55:21.)

14 THE COURT FURTHER FINDS that the argument that visitation is not custody and custodial
15 visitation is separate and different from any third party visitation is inaccurate. (See *Id* at 10:55:38)
16 Visitation is as the Nevada Supreme Court and *Friedman v. Eighth Judicial Dist. Court of State*, ex
17 rel. Cty. of Clark, 127 Nev. 842, 849, 264 P.3d 1161, 1166 (2011), discussed and find that a
18 proceeding in which legal custody, physical custody or visitation with respect to a child is at issue. (See
19 *Id* at 10:55:46 - 10:55:52.)

20 THE COURT FURTHER FINDS that the Court does not view non-custodial visitation or
21 visitation with a third party through separate lenses. Any visitation rights given to a non-parent affects
22 a parents' visitation and custody rights. (See *Id* at 10:56:00 - 10:56:14.)

23 THE COURT FURTHER FINDS that accordingly, it is more appropriate for the Tribe and
24 Judge who has heard two separate matters relative to these children to continue to hear these issues.
25 In addition, that forum is more convenient. (See *Id* at 10:56:15 - 10:56:35.) The children are older and
26 have only been in Nevada for a handful of months. (See *Id* at 10:56:48). All of the paperwork and
27
28

1 witnesses that would be relevant for an evidentiary hearing as to visitation reside or are in the control
2 of the tribe and the surrounding area. (See *Id* at 10:56:50 - 10:57:09).

3 IT IS HEREBY ORDERED that Respondent's Request is GRANTED, denying Petitioner
4 visitation with all four minor children and dismissing the action. (See *Id* at 10:57:18).

5 IT IS FURTHER ORDERED that Attorney's Fees shall be awarded to Respondent. Attorney
6 Kelleher shall submit a Memorandum of Fees and Costs, and a *Brunzell-Miller* Affidavit and a
7 proposed order within 10 days from today and served upon opposing counsel. Proposed order shall
8 include Findings of Facts and Conclusions of Law. Opposing counsel shall have 10 days to file a
9 Response. Matter will be set on Chamber's Calendar, and no appearances are required.

10 IT IS FURTHER ORDERED that Attorney Kelleher shall prepare the Order form today's
11 hearing, with Attorney James to review and countersign.

12 IT IS SO ORDERED this 15th August
13 day of July 2018.

14
15
16 DISTRICT COURT JUDGE
17 LINDA MARQUIS

18 Submitted by:

19 KELLEHER & KELLEHER, LLC

20
21
22 JOHN T. KELLEHER, ESQ.

23 Nevada Bar No. 6012
24 40 S. Stephanie Street, Suite #201
25 Henderson, Nevada 89012
26 Attorney for Respondent

Approved as to form and content:

LAW OFFICES OF F. PETER JAMES, ESQ.

27
28 F. PETER JAMES ESQ.

Nevada Bar No. 10091
3821 W. Charleston Blvd, Suite 250
Las Vegas, NV 89012
Attorney for Petitioner

Steven D. Grierson

ORDR
JOHN T. KELLEHER, ESQ.
Nevada Bar No. 6012
KELLEHER & KELLEHER, LLC
40 S. Stephanie Street, Suite #201
Henderson, Nevada 89012
Telephone (702) 384-7494
Facsimile (702) 384-7545
kelleherjt@aol.com
Attorney for Respondent

DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of the Visitation of the Persons of:)	Case No: D-18-571209-O
JEREMIAH CALEB BLOUNT)	
KAYDI ROSE BLOUNT)	Dept: B
LUNA BELL BLOUNT)	
LOGAN ALEXANDER BLOUNT, minors:)	
PAULA BLOUNT,)	
Petitioner)	
vs.)	
JUSTIN CRAIG BLOUNT,)	
Respondent/CounterPetitioner)	

ORDER AWARDING ATTORNEY'S FEES AND COSTS

THIS MATTER having come on for hearing on the 27th day of August, 2018 on Respondent's Request for Attorney's Fees, with Respondent having filed a Memorandum of Costs and Fees on August 3, 2018 and Petitioner's Counsel having filed Petitioner's Brief Opposing Award of Fees and Costs on August 14, 2018; Petitioner, Paula Blount, represented by F. Peter James, Esq. of the Law Offices of F. Peter James, Esq.; Respondent, Justin Craig Blount, represented by John T. Kelleher, Esq., and Saira Haseebullah, Esq., of the law firm Kelleher & Kelleher LLC; the Court having reviewed the papers and pleadings on file herein, having been fully apprised as to the facts and matters herein; wherefore:

THE COURT HEREBY FINDS that Respondent was awarded attorney's costs and fees in this matter.

RECEIVED
AUG 21 2018
DEPT. B

1 THE COURT FURTHER FINDS that the natural mother of the younger two children, LOGAN
2 BLOUNT and LUNA BLOUNT, is alive, but was not named as a party to this action nor was she
3 personally served.

4 THE COURT FURTHER FINDS that the natural mother of the two older children, KAYDI
5 BLOUNT and JEREMIAH BLOUNT, is deceased.

6 THE COURT FURTHER FINDS that the Hualapai Tribe has exercised jurisdiction over the
7 two older children in two separate proceedings. As such, the Hualapai Tribe has continuing, exclusive
8 jurisdiction over the children. (See *Id* at 10:54.)

9 THE COURT FURTHER FINDS that Nevada does not have jurisdiction in this matter. (See
10 *Id* at 10:55.) The two oldest children were not present in Las Vegas or Clark County for the six
11 consecutive months prior to the onset of this action, including any temporary absence, immediately
12 before the commencement proceedings. (See *Id* at 10:55:08)

13 THE COURT FURTHER FINDS that the children may have been in Las Vegas for six months
14 as of the current hearing date but that is not the requirement or statute. (See *Id* at 10:55:21.)

15 THE COURT FURTHER FINDS that the argument that visitation is not custody and custodial
16 visitation is separate and different from any third party visitation is inaccurate. (See *Id* at 10:55:38)
17 Visitation is as the Nevada Supreme Court and *Friedman v. Eighth Judicial Dist. Court of State*, ex
18 rel. Cty. of Clark, 127 Nev. 842, 849, 264 P.3d 1161, 1166 (2011), discussed and find that a
19 proceeding in which legal custody, physical custody or visitation with respect to a child is at issue. (See
20 *Id* at 10:55:46 - 10:55:52.)

21 THE COURT FURTHER FINDS that the Court does not view non-custodial visitation or
22 visitation with a third party through separate lenses. Any visitation rights given to a non-parent affects
23 a parents' visitation and custody rights. (See *Id* at 10:56:00 - 10:56:14.)

24 THE COURT FURTHER FINDS that Respondent made efforts to minimize the legal fees
25 incurred in this matter, by sending a detailed letter to Petitioner addressing the issues, however
26 Petitioner pursued her request for visitation.

27 THE COURT FURTHER FINDS that Petitioner's request was DENIED as to all four minor
28

1 children.

2 THE COURT FURTHER FINDS that Respondent's Counsel is an AAML Certified attorney
3 who specializes in the practice of family law and has experience of more than twenty years.

4 THE COURT FURTHER FINDS that Respondent's counsel has provided billing statements
5 as appropriate, and there is no indication that those bills were excessive or unreasonable.

6 THE COURT FURTHER FINDS that Respondent filed a General Financial Disclosure Form
7 ("FDF") reflecting a gross monthly income of \$1,596.00 from Social Security Income. (Respondent's
8 spouse also contributes financially in the amount of \$3,000.00 per month, however she is not a named
9 party to this action.) Petitioner also filed a General Financial Disclosure Form ("FDF") reflecting a
10 gross monthly income of \$5,032.41 per month.

11 THE COURT FURTHER FINDS that Respondent's counsel has filed an affidavit in support
12 of the requests for costs and fees.

13 THE COURT FURTHER FINDS a legal basis to award attorney's fees in NRS 18.010
14 allowing the Court to make an allowance of attorney's fees to a prevailing party and EDCR 7.60 based
15 on the frivolous nature of Petitioner's filings.

16 THE COURT FURTHER FINDS that Respondent's Memorandum complied with the
17 requirements in NRCP 54(d)(2)(A), NRCP 54(d)(2)(B), and *Miller v. Wilfong*, 121 Nev. 619, 119
18 P.3d 727 (2005).

19 THE COURT FURTHER FINDS that Respondent's Memorandum of Attorney's Fees and
20 Costs contained a request for the sum of \$9,931.05 and was supported by an analysis of the factors
21 required pursuant to *Brunzell v. Gold Gate National Bank* 85 Nev. 345, 455 P.2d 31 (1969) to include
22 the qualities of the advocate, the character and difficulty of the work performed, the work actually
23 performed by the attorney, and the result obtained, together with the detailed billing statements, and
24 those factors, together with the billing statements, were reviewed and considered by this Court.

25 THE COURT FURTHER FINDS that pursuant to *Love v. Love*, 114 Nev. 572 (1998),
26 Petitioner was provided the opportunity to review and dispute Respondent's billing statements and fees
27 requested.
28

LAW OFFICES
KELLEHER & KELLEHER LLC
40 S. Stephanie Street, Suite 201
Henderson, Nevada 89012
(702) 364-7464

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

NOW, THEREFORE, IT IS HEREBY ORDERED that Respondent is hereby awarded the sum of \$9,931.05 as and for attorney's fees and costs against Petitioner, which sum is hereby reduced to judgment and which may be collected by any and all legal means.

IT IS SO ORDERED this 23 day of August, 2018.


DISTRICT COURT JUDGE

LINDA MARQUIS

Submitted by:

KELLEHER & KELLEHER, LLC

By: 

JOHN KELLEHER, ESQ.
Nevada Bar No. 6012
40 S. Stephanie Street
Henderson, NV 89012
Attorney for Respondent

Exhibit D

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE VISITATION
OF THE PERSONS OF: J.C.B.; K.R.B.;
L.B.B.; AND L.A.B., MINORS.

PAULA B.,
Appellant,
vs.
JUSTIN C. B.,
Respondent.

No. 76831

FILED

SEP 16 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from a final order dismissing a petition for grandparent visitation and a postjudgment order awarding attorney fees and costs. Eighth Judicial District Court, Family Court Division, Clark County; Linda Marquis, Judge.

Justin C. B. is the father of J.C.B., K.R.B., L.B.B., and L.A.B. Gretchen W. B. is the mother of J.C.B. and K.R.B. Stephanie B. is the mother of L.B.B. and L.A.B.

As pertinent here,¹ Gretchen was a member of the Hualapai Indian Tribe in Arizona. She filed for divorce from Justin in the Hualapai Tribal Court and received temporary custody of J.C.B. and K.R.B., who are also members of the Tribe. The Tribal Court granted the divorce in June 2017. After Gretchen passed away unexpectedly in December 2017, the Tribal Court restored legal and physical custody of J.C.B. and K.R.B. to Justin.

J.C.B. and K.R.B. moved to Clark County to live with Justin, Stephanie, L.B.B., and L.A.B. on December 29, 2017. On May 17, 2018,

¹We do not recount the facts except as necessary to our disposition.

Justin's mother, Paula B., filed a petition in Eighth Judicial District Court for grandparent visitation of all four of Justin's children pursuant to NRS 125C.050. After sending Paula a letter apprising her of jurisdictional concerns with her petition, Justin filed an opposition and counter-motion to dismiss the petition and to award Justin attorney fees and costs. The district court found that Paula did not allege facts that would allow her to seek visitation as to L.B.B. or L.A.B., and that the Hualapai Tribe, not the Nevada court, had jurisdiction over J.C.B. and K.R.B., and accordingly granted Justin's motion. The district court also awarded Justin attorney fees and costs under NRS 18.010 and EDCR 7.60, as the court found Justin was the prevailing party and the petition was frivolous. This appeal followed.

Paula first advances various arguments as to why the district court had jurisdiction here, including that NRS 125C.050 expressly provides jurisdiction, that the Indian Child Welfare Act (ICWA) and the Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) do not apply to these facts, and that if the UCCJEA does apply then NRS 125A.305 provides Nevada with jurisdiction. We disagree, and conclude the district court properly dismissed the petition.²

²We agree with Paula that the ICWA does not apply to this situation, as it is not the type of child custody proceedings governed by the ICWA. See 25 U.S.C. § 1911(1) (2012) (vesting tribes with exclusive jurisdiction over Indian child custody proceedings in specific situations); 25 U.S.C. § 1903(1) (2012) (listing the child custody proceedings that fall under the ICWA). To the extent the district court erroneously relied on the ICWA, we will nevertheless uphold the result so long as it is ultimately correct. See *Saavedra-Sandoval v. Wal-Mart Stores, Inc.*, 126 Nev. 592, 599, 245 P.3d 1198, 1202 (2010) ("This court will affirm a district court's order if the district court reached the correct result, even if for the wrong reason.").

We review questions of standing and subject matter jurisdiction de novo. *Arguello v. Sunset Station, Inc.*, 127 Nev. 365, 368, 252 P.3d 206, 208 (2011); *Friedman v. Eighth Judicial Dist. Court*, 127 Nev. 842, 847, 264 P.3d 1161, 1165 (2011). We also review de novo questions of statutory interpretation. *Valdez v. Aguilar*, 132 Nev. 388, 390, 373 P.3d 84, 85 (2016). When interpreting a statute, we strive to give effect to a statute's plain meaning where the language is unambiguous. *Id.* Whenever possible, we interpret statutes within a common statutory scheme in harmony to avoid unreasonable results and to further the general purpose of the statutes. *S. Nev. Homebuilders Ass'n v. Clark Cty.*, 121 Nev. 446, 449, 117 P.3d 171, 173 (2005).

As an initial matter, we conclude Paula does not have standing to petition for visitation under NRS 125C.050 as to either L.B.B. or L.A.B., as she has not pleaded facts that meet the statutory prerequisites to obtain a right of visitation. *See Stockmeier v. State, Dep't of Corr.*, 122 Nev. 385, 393, 135 P.3d 220, 225-26 (2006) (explaining that a party has standing where a statute confers a right upon that party), *abrogated on other grounds by Buzz Stew, LLC v. City of N. Las Vegas*, 124 Nev. 224, 181 P.3d 670 (2008). Specifically, Paula has not shown that she has standing under NRS 125C.050(1), as Stephanie and Justin are both living, married and not separated, and maintain their parental rights.³ Nor does Paula have

³We reject Paula's argument that NRS 125C.050(1) includes a catch-all provision that would give Paula the right to seek visitation as to L.B.B. and L.A.B. even though Paula has not pleaded facts that satisfy the NRS 125C.050(1)(a)-(d) requirements. The language on which Paula relies—that the district court may grant “to other children of either parent of the child a reasonable right to visit the child”—instead regards sibling visitation rights. *See, e.g., State, Div. of Child & Family Servs. v. Eighth Judicial*

standing under NRS 125C.050(2), as she does not assert that either child ever resided with her. We therefore only consider whether the district court had jurisdiction over J.C.B. and K.R.B. so as to consider Paula's petition for visitation with them.⁴

Paula argues that NRS 125C.050 provides the district court with jurisdiction over grandparent visitation actions. The provisions of NRS Chapter 125C address child custody and visitation determinations. NRS 125C.050 provides that "the district court in the county in which the child resides may grant" a grandparent's petition for visitation. NRS 125C.050(1). But NRS 125C.050 addresses the appropriate court *within* the state to consider a relative visitation petition. This provision establishes venue, not jurisdiction. *See, e.g.,* Restatement (Second) of Judgments § 4 cmt. h (Am. Law Inst. 1982) (distinguishing between jurisdiction, which governs "whether a state may adjudicate a matter at all," and venue, which determines "which court within the state is the proper forum"). Thus, NRS 125C.050 does not grant the district court jurisdiction to consider Paula's petition.

Having concluded NRS 125C.050 addresses venue, not jurisdiction, we consider whether the district court had jurisdiction to consider Paula's petition under the UCCJEA, codified as NRS Chapter 125A. *See Friedman*, 127 Nev. at 847, 264 P.3d at 1165 (explaining the UCCJEA was codified as Chapter 125A); *see also* NRS 125A.005. Paula

Dist. Court, 119 Nev. 655, 657-58, 81 P.3d 512, 513-14 (2003) (addressing sibling visitation under NRS 125C.050(7), which uses the same language as used in subsection 1).

⁴The parties do not contest that Paula has standing under NRS 125C.050 to petition for visitation of J.C.B. and K.R.B.

contends that the UCCJEA does not apply where, as here, one of the parents is deceased and there cannot be an interstate jurisdiction argument between parents, and therefore the district court erred in finding that it lacked jurisdiction under the UCCJEA to consider her petition.

The UCCJEA sets out jurisdiction and enforcement over custody and visitation determinations. Pertinent here, NRS 125A.305(1) provides "the exclusive jurisdictional basis for making a child custody determination by a court of this State." NRS 125A.305(2). Child custody proceedings and determinations encompass visitation.⁵ See NRS 125A.045; NRS 125A.055; see also *Friedman*, 127 Nev. at 849, 264 P.3d at 1166 (quoting NRS 125A.055 to note that a child custody proceeding encompasses proceedings for legal custody, physical custody, and visitation). We have previously explained that the UCCJEA was promulgated to deal with jurisdictional problems where multiple states may otherwise be involved in child custody proceedings, and to help courts determine which state has either initial or exclusive and continuing jurisdiction over child custody matters. *Friedman*, 127 Nev. at 846-47, 264 P.3d at 1165. We treat tribes as states for purposes of the UCCJEA. NRS 125A.215(2). Here, even though Gretchen has passed away and Paula chose to file her petition in Nevada, jurisdiction remains at issue because the Hualapai Tribal Court previously exercised jurisdiction over J.C.B. and K.R.B. in a child custody matter.

⁵Nothing in these statutes or our law supports Paula's contention that grandparent visitation is somehow legally distinct from parent or guardian visitation. See, e.g., *Rennels v. Rennels*, 127 Nev. 564, 572, 257 P.3d 396, 401 (2011) (explaining that when a nonparent obtains court-approved visitation, the nonparent "is in the same position as a parent" in terms of modifying or terminating visitation).

The parties do not dispute that the Tribal Court initially determined custody of J.C.B. and K.R.B. or that the Tribal Court had jurisdiction to do so. The Tribal Court's determination established that court's continuing, exclusive jurisdiction under the UCCJEA. *Cf. Friedman*, 127 Nev. at 847-48, 264 P.3d at 1165 (explaining that under the UCCJEA a court ordinarily has exclusive, continuing jurisdiction to determine custody and visitation where that court had jurisdiction "to make the initial child custody determination when it entered the divorce decree"). To award grandparent visitation would be to modify the prior custody order. See NRS 125A.115 (defining "modification" as any "child custody determination that changes, replaces, supersedes, or is otherwise made after a previous determination concerning the same child, whether or not it is made by the court that made the previous determination"); *see also* NRS 125A.045 (defining child custody determination to include a visitation order); NRS 125A.055 (defining child custody proceeding to include proceedings where visitation is at issue). Here, therefore, the UCCJEA applies and NRS 125A.325, the statute governing jurisdiction to modify child custody orders, controls.

NRS 125A.325 generally prohibits Nevada courts from modifying a child custody order made by a court in another jurisdiction. That statute makes an exception where (1) the Nevada court would have jurisdiction under NRS 125A.305(1)(a) or (b), and (2) the other jurisdiction determines that it no longer has exclusive, continuing jurisdiction or that a Nevada court would be the more convenient forum, or a Nevada court determines that the child and the child's parents "and any person acting as a parent" no longer reside in the other jurisdiction. NRS 125A.325(1)-(2).


The record before us does not show that the Tribal Court determined it no longer had jurisdiction or that Nevada courts are the more convenient forum. Nor does the record show that the district court made findings that the children and their parents or any person acting as a parent no longer resided within the tribe's jurisdiction. Accordingly, the basic requirements of NRS 125A.325 are not met here. Moreover, the district court did not have jurisdiction under either NRS 125A.305(1)(a) or (b), as is required to modify a custody order under NRS 125A.325. Specifically, jurisdiction did not exist under NRS 125A.305(1)(a) because the children had not been in Nevada for six months at the time Paula filed her petition and therefore Nevada was not their home state at the time the proceeding was commenced. *See* NRS 125A.305(1)(a); *see also* NRS 125A.085. And jurisdiction did not exist under NRS 125A.305(1)(b) because the Tribal Court had continuing jurisdiction over the divorce and child custody case and had not declined to exercise jurisdiction in this matter.⁶ Accordingly, the district court correctly concluded that it lacked jurisdiction to consider Paula's petition.

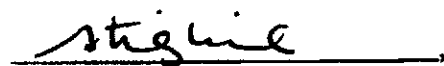
Paula further contends the district court erroneously awarded attorney fees and costs to Justin. Specifically, Paula contends the award was improper because the district court erred by dismissing the petition and because the issues were complex. She asserts the district court violated her due process rights by awarding fees under EDCR 7.60 without notice or a hearing, and that the court could not award fees to Justin as the prevailing party under NRS 18.010 because there was no money judgment.

⁶Because we conclude Nevada did not have jurisdiction under NRS 125C.050 or the UCCJEA, we do not address Justin's argument regarding tribal sovereignty or Paula's additional arguments.

We review the district court's decision to award attorney fees for a manifest abuse of discretion. *Kahn v. Morse & Mowbray*, 121 Nev. 464, 479, 117 P.3d 227, 238 (2005). We conclude Paula's arguments are belied by the record, the law, and our decision. As addressed above, the district court properly dismissed the petition, and NRS 125C.050 does not provide jurisdiction here. We further note Justin apprised Paula of the jurisdictional problems with her petition shortly after she filed it. Justin also raised EDCR 7.60 in his motion for attorney fees, and Paula therefore had notice of that rule and the opportunity to address it in her opposition. And, unlike NRS 18.010(2)(a), the plain language of NRS 18.010(2)(b) does not require a money judgment and instructs courts to liberally construe the provision in favor of awarding attorney fees in order to deter frivolous or vexatious claims. *See also Key Bank of Alaska v. Donnels*, 106 Nev. 49, 53, 787 P.2d 382, 385 (1990) (distinguishing between NRS 18.010(2)(a) and (2)(b)). Under these particular facts, we cannot conclude the district court manifestly abused its discretion by awarding attorney fees and costs. Accordingly, we

ORDER the judgment of the district court AFFIRMED.

 J.
Hardesty

 J.
Stiglich

 J.
Silver

cc: Hon. Linda Marquis, District Judge, Family Court Division
Robert E. Gaston, Settlement Judge
Law Offices of F. Peter James, Esq.
Hofland & Tomsheck
Eighth District Court Clerk

Exhibit E

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Adoption Petition

COURT MINUTES

May 03, 2019

D-19-582179-A

In the Matter of the Petition for Adoption by:
Justin Craig Blount, Stephanie Ann Blount, Petitioner(s).

May 03, 2019

9:00 AM

Minute Order

HEARD BY: Hughes, Rena G.

COURTROOM: Courtroom 04

COURT CLERK: Connie Kalski

PARTIES:

Jeremiah Blount, Subject Minor, not present

Justin Blount, Petitioner, not present

~~Kurt Bonds~~, Attorney, not present

Kaydi Blount, Subject Minor, not present

Stephanie Blount, Petitioner, not present

Kurt Bonds, Attorney, not present

JOURNAL ENTRIES

Minute order entered at the request of Department J's Law Clerk via e-mail received at 9:12 a.m. 5/3/19.

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 April 17, 2019 the Court held a hearing on the Hualapai Nation's Motion to Intervene Pursuant to the ICWA. At the time of the hearing, ICWA Coordinator Idella Keluche withdrew the Hualapai Nation's request to intervene, based on the Petitioner's Opposition reflecting information that ICWA does not apply. Additionally, Keluche conceded that the Petitioner's Opposition had merit and ICWA does not apply in this particular case, but that the tribe objects to the adoption based upon legal proceedings in Tribal Court.

PRINT DATE:	05/03/2019	Page 1 of 2	Minutes Date:	May 03, 2019
-------------	------------	-------------	---------------	--------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

At the hearing, the Court Ordered Keluche to inform the Hualapai Tribe's attorney to file a brief regarding what has occurred in the Tribal Court proceedings, what legal action has taken place, and why the Tribe believes it has jurisdiction to enter the custody Orders it had recently entered.

The Court is hereby Ordering the Hualapai Tribe's attorney to file their brief, with points and authorities, within 20 days. The tribal attorney must be licensed to practice law in Nevada or be admitted pro hac vice. After being served with the Hualapai Tribe's brief, Petitioners shall have ten days to file a response. An In Chambers Status Check shall be scheduled for June 12, 2019 for the Court to review and consider the Hualapai Tribe's brief and the Petitioners' Response.

FUTURE HEARINGS: June 12, 2019 3:00 AM Status Check
Courtroom 04
Hughes, Rena G.
Skaggs, Tiffany

PRINT DATE:	05/03/2019	Page 2 of 2	Minutes Date:	May 03, 2019
-------------	------------	-------------	---------------	--------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

Exhibit F

ENTERED

JAN 30 2020

HUALAPAI TRIBAL COURT
PEACH SPRINGS, AZ

1 HUALAPAI TRIBAL COURT

2 P.O. BOX #275

3 960 RODEO WAY

4 PEACH SPRINGS AZ 86434

5 PHONE: 928.769.2338

6 FAX: 928.769.2736

7 [HTTP://HUALAPAI-NSN.GOV/GOVERNMENT/TRIBAL-COURT/](http://hualapai-nsn.gov/government/tribal-court/)

8 **IN THE TRIBAL COURTS OF THE HUALAPAI TRIBE**
9 **PEACH SPRINGS, STATE OF ARIZONA**

10 In re the Custody/Visitation of

No. 2019-CC-004

11 JEREMIAH BLOUNT (DOB: 1/19/2010)

12 KAYDI BLOUNT (DOB: 2/19/2013)

13 Minor Children,

14 PAULA BLOUNT,

15 Grandmother/Petitioner,

16 vs.

17 JUSTIN BLOUNT,

18 Father/Respondent

19 **GRANDPARENT CUSTODY AND VISITATION**
20 **ORDER**

(Hon. Kaniataritio Jesse Gilbert)

21 A Motions Hearing was conducted on January 30, 2020, at 0830hrs. The presiding judge is
22 Hon. Kaniataritio Jesse Gilbert (for Hon. Rudy Clark Jr.); clerk is Tawnya Shongo. A recording of
23 the proceedings is made in lieu of a court reporter. The Petitioner is present and is represented by
24 Advocate Candace Fox; Respondent is NOT present, nor is Respondent's counsel of record -
25 Trevor Waite of the firm of Alverson, Taylor & Sanders (Las Vegas, NV). *The Petitioner*
confirmed their address as PO Box #6856, Kingman AZ 86402/3834 E. Lass Avenue,
Kingman AZ 86409.

26 This Court has exercised jurisdiction over these children, who are enrolled members of the
27 Hualapai Tribe, since the original petition for custody was filed by the children's mother on
28 February 26, 2019. The Petition noted child dependency proceedings occurring in the state courts
29 of Nevada. This Court has since continued to exercise jurisdiction over these children.

Paula Blount v. Justin Blount, 2019-CC-004

Page 1

000588

1 On December 9, 2019, the Petitioner filed a Petition for Grandparents Visitation Rights
2 pursuant to Chapter 20 of the Hualapai Law & Order Code. The matter was set for a Motion
3 Hearing, and Notice was e-mailed to the Respondent's counsel of record on December 30, 2019, at
4 1549hrs. The Clerk reports that there has been no returned-e-mail as undeliverable. The Court
5 does note, however, that there are errors in the Notice, specifically the caption is mistakenly
6 captioned as "Waite, Trevor v. Blount, Justin/Whatoname, Gretchen" and the date on the Notice is
7 listed as February 26, 2019. It does, however, give notice of a Motion Hearing on today's date at
8 0900hrs, and Mr. Waite could have contacted the Court to seek clarification.

9 "If the defendant fails to appear at any pre-trial proceeding or at the trial of a civil
10 matter...without cause, judgment may be entered for the plaintiff by default." Hual.Civ.P.C. §
11 4.13(A)(2). This matter was set for 0900hrs. It was initially called at approximately 0903hrs. As is
12 the standard practice of this Court, the absent party was given a fifteen (15) minute courtesy period
13 to arrive in a substantive hearing. At 0915hrs, the Court noted that the Respondent had still not
14 appeared and entertained motions. Ms. Fox moved for default judgment, which was granted, and
15 the terms requested in the Petition shall be awarded. The Respondent may appeal this decision by
16 exercising his rights under Chapter 10 of the Hualapai Law & Order Code within thirty (30) days of
17 the date of this Order.

18 *The Court noted that since this is a Tribal Court Order, that in order to ensure it's*
19 *enforceability in the State of Nevada, then the Petitioner may wish to domesticate this*
20 *Order in Nevada.*

21 **THEREFORE, IT IS HEREBY ORDERED that:**

- 22 1. This Court has jurisdiction over this child custody proceeding because the child is an
23 enrolled member of the Hualapai Tribe or is eligible for membership, Hual.Dom.Rel.C. §
24 12.29(A)(1), Hual.Grandparents.Rts.C. § 20.4(A)(a);
- 25 2. The Petitioner's Motion is hereby GRANTED BY DEFAULT, Hual.Civ.P.C. § 4.13(A)(2),
Hual.Grandparents.Rts.C. § 20.2;
3. The Respondent (Justin Blount) is awarded Joint-Legal and Joint-Physical custody of the
following minor children:
 - a. Jeremiah Blount (DOB: 1/19/2010);
 - b. Kaydi Blount (DOB: 2/19/2013);
4. The Petitioner, Paula Blount, is awarded Joint-Legal and Joint-Physical custody of these
same minor children for the periods during which custody and visitation is awarded;

1 5. Grandparent Custody and Visitation Schedule: The Petitioner is awarded custody and
2 visitation time with these children under the following terms and conditions, and in the
3 terms stated:

4 a. Every other weekend, beginning on Fridays at 1600hrs (Nevada Time) and ending
5 on Sundays at 1800hrs (Nevada Time), starting on Friday, February 7, 2020, and
6 alternating every other weekend thereafter;

7 b. The Months of June and July in every year, beginning on June 1, at 1700hrs (Nevada
8 Time) and ending on July 31, at 1800hrs (Nevada Time);

9 c. Christmas breaks in every even-numbered year, beginning on December 24, Even-
10 Year, at 1700hrs (Nevada Time) and ending on January 3, Odd-Year, at 1800hrs
11 (Nevada Time);

12 d. Telephonic Visitation: The Petitioner is awarded telephonic visitation with the
13 children on:

14 i. Every Wednesday, at 1800hrs (Nevada Time); and

15 ii. Sundays when the Petitioner does not have custody/visitation with the
16 children, at 1500hrs (Nevada Time);

17 iii. The telephone calls shall not be monitored or conducted on speakerphone;

18 iv. The Petitioner shall be responsible for making the phone calls to the children
19 and bear the costs;

20 v. During June and July when the children are with the Petitioner, the
21 Respondent (Justin Blount) shall have reciprocal telephonic visitation rights
22 under the same terms and conditions outlined above;

23 e. Pick Up & Drop-Off: The Petitioner, Paula Blount, shall be responsible for picking
24 up the children and returning the children to their father pursuant to the visitation
25 schedule outlined above, and bear the costs of travel;

f. Visitation Location: The Petitioner, Paula Blount, may exercise her visitation with
the children at her residence at 3834 E. Lass Avenue, Kingman, Arizona, 86409;

i. If the Petitioner intends to spend significant visitation time (i.e., overnight)
with the children in some other location, then the Petitioner shall ensure that
the Respondent (Justin Blount) is aware of the location and has the ability to
communicate with the Petitioner during those periods;

1 g. Failure to abide by the terms of this Order may result in an Order to Show Cause
2 Hearing and if found in contempt of court, the result may be imprisonment for a
3 period not to exceed 30 days, a fine of up to \$500.00, or both, Hual.Civ.Contempt.C.
4 § 8.1, § 8.2;

5 6. As this award was granted by Default Judgment, the Respondent maintains his right to
6 appeal this Order to the Hualapai Court of Appeals by filing a Notice of Appeal within thirty
7 (30) days of the date of this Order, Hual.Ct.App.P.C. § 10.3, § 10.4;

8 7. No Badmouthing: Both Parties are ordered not to badmouth the other party to the Minor
9 Children at all times;

10 8. Mutual Modification: this Order may be modified by mutual agreement between the Parties;


11 9. The Parties are advised that "[n]o motion to modify a custody decree may be made earlier
12 than one year after its date, unless the Court permits it to be made on the basis of affidavits
13 that there is reason to believe the child's present environment may endanger his physical,
14 mental, or emotional health, safety or welfare, Hual.Dom.Rel.C. § 12.31(B).


15 ORDERED on this 30th day of January, 2020.

16 HUALAPAI TRIBE
17 TRIBAL COURT

18 
19 HON. KANIATARPIO JESSE GILBERT

20 Copies of the foregoing mailed/delivered this date to:

21  Clerk of the Court (Original)
22 ☒ Candace Fox – 2364 Wiki Way, Camp Verde AZ 86322.
23 ☒ Paula Blount – PO Box #6856, Kingman AZ 86402 (Certified Copy).
24 ☒ Trevor Waite – Alverson, Taylor & Sanders, 6605 Grand Monsecco Parkway, Suite 200, Las Vegas NV 89149.
25 ☒ Justin Blount – 100 N. Wallace Dr., Bldg 12 #156, Las Vegas NV 89107.

By: 

I hereby certify that this is
a true and correct copy of the
instrument on file in the court
of the Hualapai Tribe.

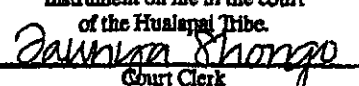

Court Clerk
Hualapai Tribal Court

Exhibit G

IN THE HUALAPAI JUVENILE COURT
HUALAPAI RESERVATION, ARIZONA

In the matter of:
JEREMIAH BLOUNT,

DOB: 01/19/2010

Case No.: 2019-CC-004

SUMMONS

A Minor

TO: BLOUNT, JUSTIN, 100 N. WALLACE DR. APT. #156, LAS VEGAS, AZ 89107

YOU ARE HEREBY NOTIFIED that a Delinquency Petition, a copy of which is attached hereto, has been filed in this Court alleging that the above-named juvenile has violated tribal law and should be adjudicated a delinquent child pursuant to Chapter 13, Sec.13.3(E) and Sec. 13.5(A) of the Hualapai Juvenile Code.


YOU ARE SUMMONED TO APPEAR and bring said juvenile before this Court at 960 Rodeo Way, Peach Springs, Arizona, for an Initial Hearing to answer the allegation(s) contained in the Petition on:

DATE: March 27, 2019

TIME: 10:00 AM

If you fail to appear, the Court may issue an Order to Show Cause in your name requiring you to show why you should not be held in contempt of court for your non-appearance, **OR** issue a warrant for your arrest pursuant to Chapter 13, Sec. 13.16(E) and Sec. 13-17(A) of the Hualapai Juvenile Code.

Date Issued: February 27, 2019


Clerk of Court

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I received this summons and a copy of the Delinquency Petition on the _____ day of _____, 20____ and that:

- ☐ I effected personal service of the same upon the above-named person on _____ at ____:____.m.
- ☐ I effected service of the same by delivering two copies to either parent at the abode where they reside together on _____ at ____:____.m.
- ☐ I was unable to effect service of the summons and petition, and I am returning the same, because _____

DATE

NAME and TITLE of serving official

SIGNATURE

PARENT SIGNATURE

Wilfred Whatname Jr

(Petitioner's name)

PO Box 341

(Petitioner's mailing address)

Peach Springs, AZ 86434

MOVANT

2017 DEC 23 AM 11:56

Col
FILED

IN THE HUALAPAI JUVENILE COURT
PEACH SPRINGS, ARIZONA

In the Matter of:

(list full name of each child)

(date of birth)

Jeremiah Caleb Blount 1/19/2010

Kaydi Rose Blount 2/19/2013

Case No. 2017 - CC - 013

MOTION FOR *EX PARTE*
IMMEDIATE TEMPORARY
CUSTODY ORDER

Minor(s)

And concerning

Wilfred & Gretta Whatname Jr.

(your name)

Petitioner,

and

Justin Blount

(list parents' names)

Respondent(s).

COMES NOW the Petitioner in the above-numbered action and, pursuant to Sec. 13.23(C), Sec. 13.24, Sec. 13.29 and Sec. 13.32(A) of the Hualapai Law and Order Code, files this Motion for *Ex Parte* Immediate Temporary Custody Order and upon information and belief alleges as follows:

1. I am the Petitioner in the above-numbered action.
2. Based on the information presented in the Juvenile Petition, I believe each child named above is a dependent or neglected child as defined in Sec. 13.5(F) or Sec. 13.5(N) of the Hualapai Law and Order Code.
3. I further believe each child named above is seriously endangered in his/her current surroundings and immediate removal appears to be necessary for his/her protection because: _____

4. I believe this *Ex Parte* Immediate Temporary Custody Order is necessary until the Initial Hearing on the 3rd Party Petition for Child Custody at which time the Court may vacate, extend, or modify the Order.
5. I believe these facts to be true to the best of my knowledge and belief.

WHEREFORE, your Movant prays:

1. That the Court grant this Motion.
2. That, pending the Initial Hearing on the 3rd Party Petition for Child Custody, the Court issue an *Ex Parte* Immediate Temporary Custody Order awarding temporary care and physical custody of each child as follows:

(child's name)

Jeremiah Caleb Blount
Kaydi Rose Blount

(proposed custodian's name)

Wilfred + Gretta Whatoramech

3. That the Court authorize the temporary custodian of each child to arrange for all educational needs and to consent to all necessary medical or surgical procedures and reasonable psychological/psychiatric and/or behavioral or mental health evaluations and therapy for each such child who is in his/her temporary custody.

4. In the alternative, the Court is requested to set this Motion for expedited hearing with notice to all parties so that the moving party may present evidence in support of the Motion.

5. Such other and further relief as the Court deems appropriate under the circumstances.

ACKNOWLEDGEMENT

By signing below, I acknowledge and certify I understand that an *Ex Parte* Immediate Temporary Custody Order, if issued, will only be effective until a hearing can be held on my Petition and/or on this Motion.

RESPECTFULLY SUBMITTED this 29th day of December, 2017



(Signature)

Exhibit H

ENTERED

JAN 11 2019

HUALAPAI TRIBAL COURT
PEACH SPRINGS, AZ

IN THE TRIBAL COURT OF THE HUALAPAI NATION
PEACH SPRINGS, ARIZONA

In the Matter of:

NO. 2019-CV-001

Wilfred Whatoname,
Gretna Whatoname,
Plaintiffs,

VS.

**ORDER: Dismissing Due to Lack of
Hualapai Tribal Jurisdiction**

Justin Blount,
Kaydi Rose Blount,
Defendants.

This matter came before the Court for review and consideration of the above-entitled and numbered cause of action.

The Court finds the above-mentioned Plaintiffs wish to intervene in an adoption proceeding located in Las Vegas, Nevada.

Pursuant to Section 2.2, Civil Jurisdiction of the Court "The tribal courts shall have general civil jurisdiction over all actions arising under the Tribal law, including the Constitution, this Code, any ordinances or resolutions adopted by the Hualapai Indian Tribe, and the Tribal Common Law; over all general civil claims which arise within the Tribal jurisdiction; and over all transitory claims in which the defendants may be served within the Tribal Jurisdiction." (Emphasis added)

In this case, the Hualapai Tribal Court lacks jurisdiction over the issue of intervening into an adoption case filed in Las Vegas, Nevada.

Although the Court does find there is a need for Plaintiffs to intervene in the adoption proceeding due to the safety of the children, the Hualapai Tribal Court cannot intervene in a case filed in another Court's jurisdiction.

The Court further finds the children, Jeremiah Blount and Kaydi Rose Blount are members of the Hualapai Indian Tribe, therefore, in the best interest of the children, the Plaintiffs seek the assistance of an Attorney who will readily assist Plaintiffs with their concerns.

Due to the urgency of this matter, the Court refers the Plaintiffs to seek the advice of the Hualapai Public Defender Service or the assistance of Legal Aid Century of Southern Nevada @ www.aosn.org.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Now Therefore, it is hereby ordered:

The Court dismisses above-entitled and numbered cause of action without prejudice.

This case is closed.

Date: January 11, 2019

Alene Garcia

Alene Garcia, Judge
Hualapai Tribal Court

Exhibit I

D-19-582179-A

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Adoption Petition

COURT MINUTES

February 26, 2019

D-19-582179-A

In the Matter of the Petition for Adoption by:
Justin Craig Blount, Stephanie Ann Blount, Petitioner(s).

February 26, 2019 7:30 AM Minute Order

HEARD BY: Marquis, Linda

COURTROOM: Courtroom 07

COURT CLERK: Victoria Pott

PARTIES:

Jeremiah Blount, Subject Minor, not present

Justin Blount, Petitioner, not present Pro Se

Kaydi Blount, Subject Minor, not present

Stephanie Blount, Petitioner, not present Pro Se

JOURNAL ENTRIES

- NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to ensure efficient, speedy, and inexpensive determinations in every action. Pursuant to EDCR 2.23(c) and 5.11(e), this Court can consider a motion and issue a decision on the papers at any time without a hearing.

On January 29, 2019, the Court continued the Hearing for Adoption to permit the Hualapai Nation Tribe to file a formal objection in this matter as requested at the January 29, 2019, hearing. On February 20, 2019, the Hualapai Nation Tribe filed a Motion to Intervene Pursuant to ICWA. However, no hearing date was scheduled for the abovementioned Motion.

Upon review, the Court determines to hear oral arguments on the Hualapai Nation's Motion to Intervene Pursuant to ICWA and Petitioners' Opposition to the Hualapai Nation Tribe's Motion to Intervene.

Accordingly, the Hualapai Nation's Motion to Intervene Pursuant to ICWA and Petitioners'

PRINT DATE:	02/26/2019	Page 1 of 2	Minutes Date:	February 26, 2019
-------------	------------	-------------	---------------	-------------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

000600

D-19-582179-A

Opposition to the Hualapai Nation Tribe 'Motion to Intervene shall be heard on April 18, 2019, at 9:15 a.m. in Courtroom 7. Moreover, the continued Hearing for Adoption in this matter currently scheduled for February 27, 2019, shall be rescheduled to be heard concurrently with the above-mentioned pleadings on April 18, 2019, at 9:15 a.m.

A copy of this Minute Order shall be provided to both parties.

CLERK'S NOTE: On 2/26/19, a copy of this Minute Order was mailed to Petitioners at their current address on record and mailed to Sonia Martinez, Esq., Legal Representative for Hualapai Nation. (vp)

INTERIM CONDITIONS:

FUTURE HEARINGS:

Canceled: February 27, 2019 9:30 AM Hearing for Adoption

April 18, 2019 9:15 AM Hearing for Adoption
RJC Courtroom 10A
Marquis, Linda

April 18, 2019 9:15 AM Motion
RJC Courtroom 10A
Marquis, Linda

April 18, 2019 9:15 AM Opposition
RJC Courtroom 10A
Marquis, Linda

PRINT DATE:	02/26/2019	Page 2 of 2	Minutes Date:	February 26, 2019
-------------	------------	-------------	---------------	-------------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

000601

Exhibit J

1 SONIA MARTINEZ
2 625 W. SOUTHERN AVENUE SUITE E
3 MESA, Arizona 85210
4 Telephone: (480) 352-5886
5 Fax: (480) 553-8071
6 soniamartinezlaw@gmail.com

7 ICWA LEGAL REPRESENTATIVE FOR
8 HUALAPAI NATION

9 DISTRICT COURT
10 CLARK COUNTY, NEVADA

11 In the Matter of the Petition of:

12 JUSTIN BLOUNT and
13 STEPHANIE BLOUNT

14 PETITIONERS

15 RE: ADOPTION

16 KAYDI R. BLOUNT, DOB: 2/19/13
17 JEREMIAH BLOUNT, DOB: 1/19/10

NO. D-19-582179-A

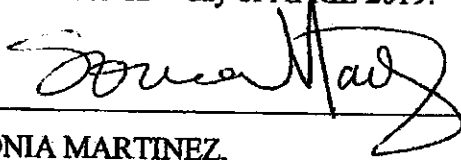
DEPT NO. J

NOTICE OF WITHDRAW OF
HUALAPI TRIBE'S MOTION TO
INTERVENE AND MOTION TO
RECOGNIZE TRIBAL COURT
ORDER

18 COMES NOW, THE HUALAPAI NATION, through it's ICWA designated legal
19 representative undersigned, with a motion to withdraw its motion to intervene and all
20 pleadings in this matter. Upon further reflection of practical and legal issues, the tribe
21 withdraws its motion to intervene and the motion to recognize the tribal court order. Any
22 and all filings, including this motion, have been filed through the nation's designated
23 ICWA representative under federal ICWA law only.
24
25
26

KB
26/09
97

1 RESPECTFULLY SUBMITTED THIS 12TH day of APRIL 2019.

2 

3
4 SONIA MARTINEZ,
5 DESIGNATED ICWA LEGAL
6 REPRESENTATIVE FOR THE HUALAPAI NATION
7
8
9

10 **CERTIFICATE OF SERVICE:**

11 ORIGINAL of the foregoing FILED (MAILED)
12 This 12TH DAY OF APRIL 2019 AT:

13 Court Clerk
14 COPY to:
15 DEPT. J JUDGE



16 COPY of the foregoing delivered
17 This 12TH DAY OF APRIL 2019, to:
18 ALVERSON TAYLOR & SANDERS, ATTORNEY FOR PETITIONERS
19 6605 GRAND MONTECITO PARKWAY, SUITE 200
20 LAS VEGAS, NV 89149
21 EFILE@ALVERSONTAYLOR.COM
22
23
24
25
26

Exhibit K

D-19-582179-A

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Adoption Petition

COURT MINUTES

June 12, 2019

D-19-582179-A

In the Matter of the Petition for Adoption by:
Justin Craig Blount, Stephanie Ann Blount, Petitioner(s).

June 12, 2019

3:00 AM

Status Check

HEARD BY: Hughea, Rena G.

COURTROOM: Courtroom 04

COURT CLERK: Tiffany Skaggs

PARTIES:

Jeremiah Blount, Subject Minor, not present

Justin Blount, Petitioner, not present

Kaydi Blount, Subject Minor, not present

Stephanie Blount, Petitioner, not present

Kurt Bonds, Attorney, not present

Kurt Bonds, Attorney, not present

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES

IC Decision 6/12/19

D-19-582179-A

Blount v Blount

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.

This matter came on for consideration on the Court's in chambers calendar for a status check on the Hualapai Nation's brief and the Petitioners' response to brief. On May 3, 2019 a Minute Order was entered Ordering the Hualapai Tribe's attorney to file a brief regarding what has occurred in the

PRINT DATE:	06/12/2019	Page 1 of 2	Minutes Date:	June 12, 2019
-------------	------------	-------------	---------------	---------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

000606

Tribal Court proceedings, what legal action has taken place, and why the Tribe believes it has jurisdiction to enter the custody Order it had recently entered. The Hualapai Tribe was Ordered to file their brief, with points and authorities, within 20 days. Upon service of the brief, Petitioners were granted ten days to file a response.

The Court finds that the Hualapai Tribe has failed to file and serve their brief. On May 30, 2019 Petitioners filed a Notice of Non-Opposition and Request for Expedited Prove Up Hearing.

The Court is hereby setting the matter for a prove up hearing on the Petitioner s request for adoption. The hearing shall take place on July 3, 2019 at 10:00AM.

Clerk's note, a copy, of today's minute order was mailed, to the parties and counsel, at the addresses, on file.

INTERIM CONDITIONS:

FUTURE HEARINGS:

July 03, 2019 10:00 AM Hearing for Prove Up/Default
Courtroom 04
Hughes, Rena G.
Skaggs, Tiffany

PRINT DATE:	06/12/2019	Page 2 of 2	Minutes Date:	June 12, 2019
-------------	------------	-------------	---------------	---------------

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

Exhibit L

CONFIDENTIAL

NOTICE OF CHILD CUSTODY PROCEEDING FOR INDIAN CHILD

Attorney or Party without Attorney

Name: Jessie and Stephanie Blount
 Address: 1000 N. Wallace Dr Apt 156 Las Vegas, NV 89107
 Telephone Number: 928-225-7904
 E-mail Address (Optional): _____
 Attorney For (If applicable): _____
 State Bar No. (If applicable): _____
Eighth Judicial District Court
 COURT OF Nevada COUNTY OF: Clark
 Address: 601 N. Pecos Las Vegas, NV 89106
 Branch Name: _____
 Telephone No.: 702-455-1500

Court Use Only

01/07/1988

CASE NAME: Step parent Adoption

CASE NO.: D-1958279-A

THIS IS A NOTICE OF CHILD CUSTODY PROCEEDING FOR INDIAN CHILD

TO (Check all that apply)

☐ Parents or legal guardians ☐ Indian custodians ☒ Tribes* ☐ BIA Regional Director
 THAT based on the petition, a copy of which is attached to this notice, a child-custody proceeding under the Indian Child Welfare Act (25 U.S.C. §§ 1901 et seq) has been initiated for the following child: (a separate notice must be filed for each child)

Name: Kuydi Blount
 Date of Birth: 2/19/2003 Place of Birth: Phoenix, AZ

FOR the following proceeding: (Check all that apply)

☐ Juvenile ☐ Dependency ☐ Delinquency ☐ Declaration of Freedom from Control of Parent
☒ Adoption ☐ Custody ☐ Guardianship ☐ Termination of Parental Rights
☐ Voluntary relinquishment of child by parent

WITH potential consequences of this proceeding are: (Describe here) orders for step parent adoption without termination of parental rights

A HEARING WILL BE HELD on:

Date: 1-17-19 Time: 8:45 AM Location: 601 N Pecos Las Vegas, NV Room: Department B
 Type of Hearing: Step parent Adoption
 Address and telephone number of court: 601 N Pecos Las Vegas, NV 89106
702-455-1500

TRIBES

The child is or may be a member (or the child of a member) of the following Indian Tribes: (List each)
Hualapai - enrollment number 2995

*Notice to the Tribe must be sent to the Tribe's chairman or designated agent for service of ICWA notices.

CASE NAME:

CASE NO.:

Under the Indian Child Welfare Act:

- The parent or Indian custodian has the right to intervene in the proceedings.
- The child's Indian tribe has the right to intervene at any time in a State court proceeding for the foster care placement of or termination of a parental right.
- If the Indian parent(s) or, if applicable, Indian custodian(s) is unable to afford counsel based on a determination of indigency by the court, counsel will be appointed to represent the parent or Indian custodian where authorized by State law.
- The parent, Indian custodian, and Tribe have the right to be granted, upon request, a specific amount of additional time (up to 20 additional days) to prepare for the proceedings due to circumstances of the particular case.
- The parent, Indian custodian, and Tribe have the right to petition the court for transfer of the proceeding to tribal court under 25 U.S.C. 1911, absent objection by either parent: Provided, that such transfer is subject to declination by the tribal court.

INFORMATION ON THE CHILD

a. The child's birth certificate is: ☒ attached ☐ unavailableb. A copy of the Tribal registration card of ☐ the child ☐ the parent is attached unavailable

c. Biological relative information is listed below.

(Indicate if any information is unknown or does not apply. Do not use the abbreviation "N/A")

Biological Mother	Biological Father
Name (include maiden, married, and former names or aliases): <u>Gretchen Whatorname</u> <u>Gretchen Blount</u>	Name (include maiden, married, and former names or aliases): <u>Justin Blount</u>
Current address: <u>Deceased</u>	Current address: <u>1500 N Wallace Dr Apt 150</u> <u>Las Vegas NV 89107</u>
Former address: <u>30 Muick Mountain Circle</u> <u>Peach Springs, AZ</u>	Former address:
Birth date and place: <u>7-7-83</u> <u>AZ</u>	Birth date and place: <u>7-23-85</u> <u>Fountain Valley CA</u>
Tribe and location: <u>Hualapai Tribe</u> <u>Peach Springs, AZ</u>	Tribe and location:
Tribal membership or enrollment number, if known: <u>Previous member yes # unknown</u>	Tribal membership or enrollment number, if known:
If deceased, date and place of death: <u>12-29-17</u> <u>Las Vegas, NV</u>	If deceased, date and place of death: <u>living</u>
Additional information:	Additional information:

CASE NAME:

CASE NO.:

INFORMATION ON THE CHILD (CONTINUED)

Mother's Biological Mother (Child's Maternal Grandmother)	Father's Biological Mother (Child's Paternal Grandmother)
Name (include maiden, married, and former names or aliases): <i>Gretna Whatorume</i>	Name (include maiden, married, and former names or aliases): <i>Paula Blount</i>
Current address: <i>Peach Springs, AZ</i>	Current address: <i>Kingman, AZ</i>
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location:	Tribe and location: <i>non-native</i>
Tribal membership or enrollment number, if known:	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:
Mother's Biological Father (Child's Maternal Grandfather)	Father's Biological Father (Child's Paternal Grandfather)
Name (include maiden, married, and former names or aliases): <i>Wilfred J. Whatorume</i>	Name (include maiden, married, and former names or aliases): <i>Richard Blount</i>
Current address: <i>Peach Springs, AZ</i>	Current address: <i>Deceased</i>
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location: <i>Hualapai Tribe</i>	Tribe and location: <i>non-native</i>
Tribal membership or enrollment number, if known: <i># unknown</i>	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death: <i>5-19-16 Las Vegas, NV</i>

000611

CASE NAME:

CASE NO.:

INFORMATION ON THE CHILD (CONTINUED)

Mother's Biological Grandmother (Child's Maternal Great-grandmother)	Mother's Biological Grandmother (Child's Maternal Great-grandmother)
Name (include maiden, married, and former names or aliases): <i>Katie</i>	Name (include maiden, married, and former names or aliases): <i>unknown</i>
Current address: <i>Deceased</i>	Current address:
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location: <i>Hualapai Tribe Peach Springs, AZ</i>	Tribe and location:
Tribal membership or enrollment number, if known: <i>unknown #</i>	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:
Mother's Biological Grandfather (Child's Maternal Great-grandfather)	Mother's Biological Grandfather (Child's Maternal Great-grandfather)
Name (include maiden, married, and former names or aliases): <i>Wilfred Whatname</i>	Name (include maiden, married, and former names or aliases): <i>unknown</i>
Current address: <i>Peach Springs, AZ</i>	Current address:
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location: <i>Hualapai tribe Peach Springs, AZ</i>	Tribe and location:
Tribal membership or enrollment number, if known: <i>unknown #</i>	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:

CASE NAME:

CASE NO.:

INFORMATION ON THE CHILD (CONTINUED)

Father's Biological Grandmother (Child's Paternal Great-grandmother)	Father's Biological Grandmother (Child's Paternal Great-grandmother)
Name (include maiden, married, and former names or aliases): <i>MARY shephard</i>	Name (include maiden, married, and former names or aliases): <i>unknown</i>
Current address: <i>Kingman, AZ</i>	Current address:
Former address: <i>CA</i>	Former address:
Birth date and place:	Birth date and place:
Tribe and location: <i>non-native</i>	Tribe and location:
Tribal membership or enrollment number, if known:	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:
Father's Biological Grandfather (Child's Paternal Great-grandfather)	Father's Biological Grandfather (Child's Paternal Great-grandfather)
Name (include maiden, married, and former names or aliases): <i>Bruce</i>	Name (include maiden, married, and former names or aliases): <i>unknown</i>
Current address:	Current address:
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location:	Tribe and location:
Tribal membership or enrollment number, if known:	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:

CASE NAME:

CASE NO.:

INFORMATION ON THE CHILD (CONTINUED)

Indian Custodian Information	Indian Custodian Information
Name (include maiden, married, and former names or aliases): <i>None</i>	Name (include maiden, married, and former names or aliases): <i>None</i>
Current address:	Current address:
Former address:	Former address:
Birth date and place:	Birth date and place:
Tribe and location:	Tribe and location:
Tribal membership or enrollment number, if known:	Tribal membership or enrollment number, if known:
If deceased, date and place of death:	If deceased, date and place of death:

INFORMATION ON THE CHILD (CONTINUED)

(Answer "yes", "no", or "unknown")

- a. Biological father is named on birth certificate *yes*
- b. Biological father has acknowledged parentage *yes*
- c. There has been a judicial declaration of parentage _____
- d. There are other alleged fathers *no* (If yes, name here: _____)

PARTIES NOTIFIED

Relationship to Child	Name	Address	Telephone Number
<i>Hualapai tribe chairman</i>	<i>Dr. Damon R. Clarke</i>	<i>PO Box 179 Peach Springs, AZ 86434</i>	<i>928-769-2216</i>

CASE NAME:

CASE NO.:

The following optional questions may also be helpful:

Has the child or any of the child's biological family members ever:

a. Attended an Indian school? Yes

If so, provide details here: _____

b. Received medical treatment at an Indian health clinic or Health Service hospital? _____

If so, provide details here: _____

c. Lived on federal trust land, on an Indian reservation, or in an Alaska Native village? Yes

Other relative information (e.g., aunts, uncles, first and second cousins, stepparents)

Name/relationship to child	Current and former address	Birth date and place	Tribe and location
Stephanie Blount Stepmother	100 N. Wallace Dr Apt 156 Las Vegas, NV 89101	Texas	Unknown
Lilly Whatoname Aunt	Peach Springs, AZ	AZ	Hualapai Peach Springs
Mike Blount Uncle	Kingman, AZ		none
Uncle Julius Alven Whatoname	Peach Springs, AZ	AZ	Hualapai Peach Springs
Aunt Sheila R Whatoname	Peach Springs, AZ	AZ	Hualapai Peach Springs

DECLARATION OF ACCURACY (to be completed by petitioner)

I am the petitioner. I have given all the information I have about the relatives and, if applicable, the Indian custodian, of the child who is the subject of the child-custody proceeding named on this form. I declare under penalty of perjury that the foregoing and all attachments are true and correct.

Name (printed) Justin BlountSignature [Signature] Date 12-31-18Name (printed) Stephanie BlountSignature [Signature] Date 12-31-18**DECLARATION OF MAILING (to be completed by social worker) stepparent/parent**

I certify that a copy of this notice with a copy of the petition identified on page 1 of this notice was mailed as follows. Each copy was enclosed in an envelope with postage for registered or certified mail, return receipt requested, fully prepaid. The envelopes were addressed to each person, Tribe, or agency as indicated above. Each envelope was sealed and deposited with the U.S. Postal Service at [location] 201 S Las Vegas Blvd. Suite 100 Las Vegas, NV 89101 [date] 1-4-19

Name (printed) Stephanie BlountTitle (printed) step motherSignature [Signature] Date 1-4-19

ATTACHMENTS

[END OF FORM]

000615

Exhibit M

Justin and I along with the Hualapai Court and ICWA worker Idella Keluche, are all aware of the court orders and testimonies that state ICWA does not apply to this adoption. However, Justin and I want to ensure Jeremiah and Kaydi Blount's rights to their tribe as they are half Hualapai and enrolled tribal members. Enclosed is a certified copy of the Decree of Adoption.

~~Stephanie Blount~~
Stephanie Blount
7-8-19

000618

☐ Other ☐ Served/Not Served
☐ Disposed - Ward of Protection ☐ Without Judicial Oversight
☐ Instanterly (Statutory) Dismissed ☒ With Judicial Oversight
☐ Defect Judgment ☐ by ADR
☐ Transferred

Total Dispositions: ☐ Judgment Passed by Trial
☐ Disposed After Trial ☐ Trial

ALVERSON TAYLOR & SANDERS
LAWYERS
6605 GRAND MONTECITO PARKWAY, SUITE 200
LAS VEGAS, NEVADA 89149
(702) 364-7900

1 requirement for a child welfare services investigation, and having examined the Petitioners under
2 oath, from which examination the Court finds that all of the allegations of said Petition are true; if
3 there are two Petitioners, they are married; the Petitioners have been residents of Clark County for at
4 least six months; the Petitioners are more than ten years older than the minor children; the Petitioners
5 are financially able to provide for the support and maintenance of the minor children; and it further
6 appearing to the satisfaction of the Court that the best interests of the children will be promoted by
7 this adoption; and it further appearing to the Court that there has been a full compliance with the
8 laws of the State of Nevada relating to adoptions and a full compliance with N.R.S. 127.220 to
9 127.310, inclusive.

11
12 **IT IS THEREFORE ORDERED** that the Petitioners JUSTIN BLOUNT and STEPHANIE
13 BLOUNT are declared the legal and/or adoptive parents of the following children: KAYDI ROSE
14 BLOUNT (DOB: 2/19/13) and JEREMIAH CALEB BLOUNT (DOB: 1/19/10).

15 **IT IS FURTHER ORDERED** that if a Petitioner has existing parental rights to the children,
16 those rights shall remain unaffected.

17 **IT IS FURTHER ORDERED** that the minor children's names shall not be changed.

18
19 **IT IS FURTHER ORDERED** that any other parent named on the children's birth
20 certificates shall be removed, and Petitioners' names shall appear on the birth certificate as the only
21 parents to the children

22 ///

23 ///

24 ///

25 ///

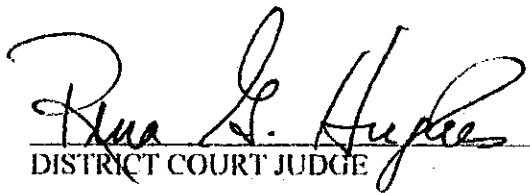
26 ///

27 ///

28 ///

1 **IT IS FURTHER ORDERED** that the minor children shall henceforth be regarded and
2 treated as Petitioner's natural children and have all the lawful rights as his/her own child, including
3 the rights of support, protection and inheritance.

4 DATED this 3 day of July, 2019.

5
6
7 
DISTRICT COURT JUDGE

8 Respectfully Submitted by:

RENA G. HUGHES

9 ALVERSON TAYLOR & SANDERS

10
11 
KURT R. BONDS, ESQ.

12 Nevada Bar #6228

13 TREVOR R. WAITE, ESQ.

14 Nevada Bar #13779

15 6605 Grand Montecito Pkwy, Ste 200

16 Las Vegas, NV 89149

17 Attorneys for Petitioners

ALVERSON TAYLOR & SANDERS
LAWYERS
6605 GRAND MONTECITO PARKWAY, SUITE 200
LAS VEGAS, NEVADA 89149
(702) 584-7000

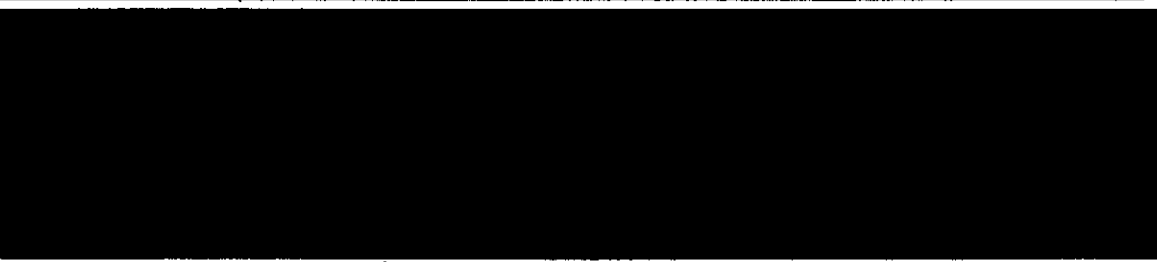
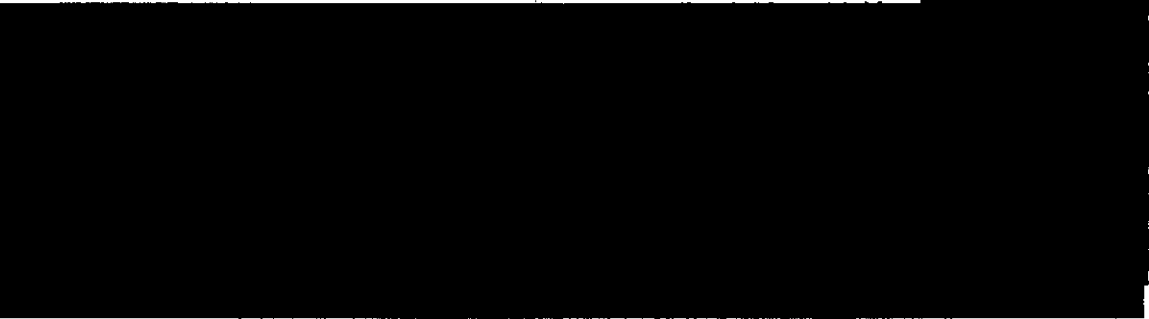
Exhibit N

DESERT PARKWAY BEHAVIORAL HEALTHCARE HOSPITAL
PSYCHIATRIC EVALUATION
Page 1 of 3

DATE OF EVALUATION: August 21, 2018



HISTORY OF PRESENT ILLNESS: The patient is an 8-year-old male



FAMILY HISTORY OF PSYCHIATRIC ILLNESS: Biological mother and grandparents have a history of substance abuse.

SUBSTANCE ABUSE HISTORY: None reported.

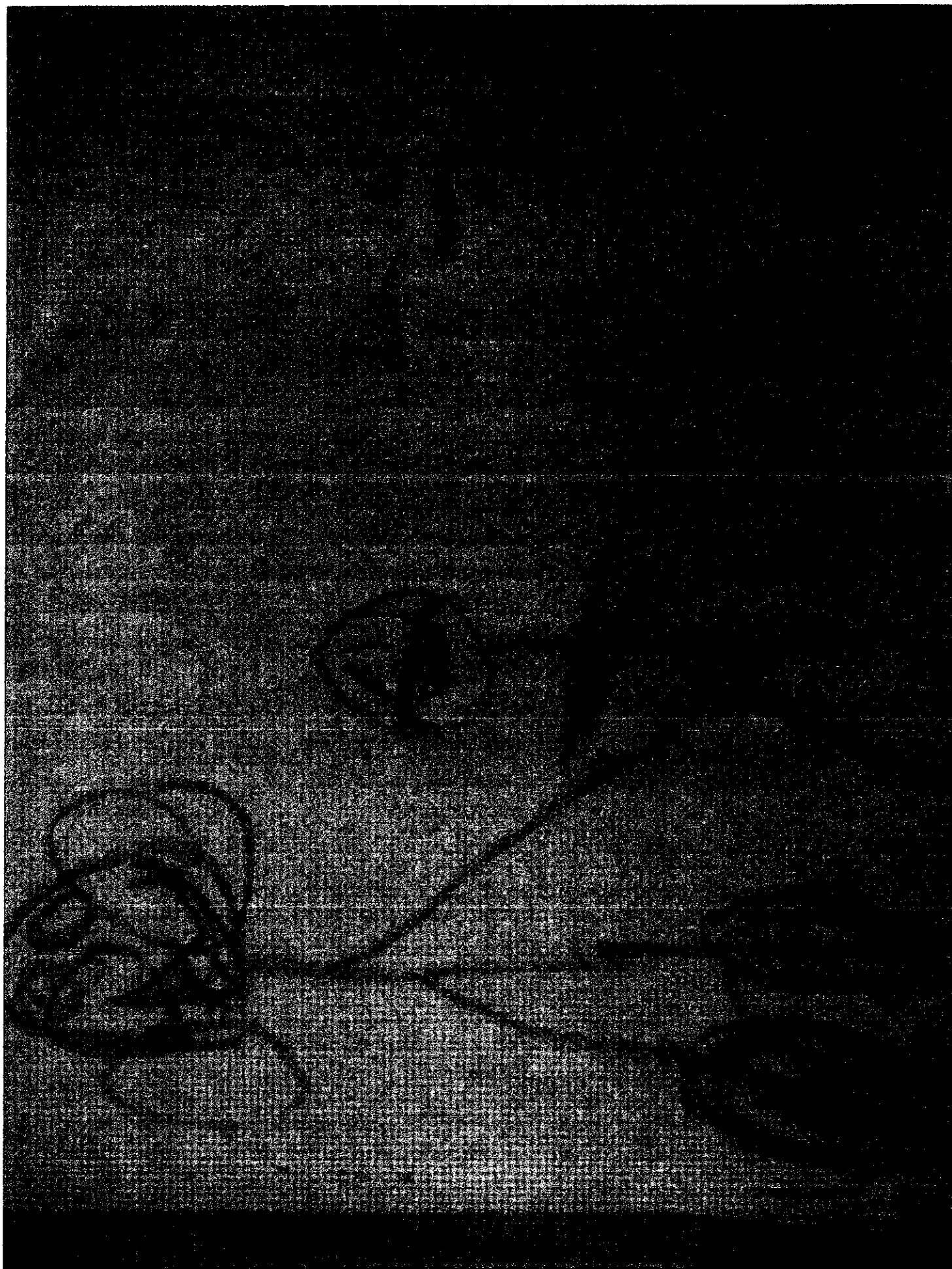
SOCIAL HISTORY: He lives at home with his stepmother, father, and siblings. Patient reports being home schooled due to his behavior at school and not getting along with peers. History of being abused by biological mother and grandparents, sexual abuse by grandmother reported in the past.

PATIENT NAME:	Blount, Jeremiah
DATE OF BIRTH:	JANUARY 19, 2010
MEDICAL RECORD #:	108447
ADMISSION #:	1806218
ADMISSION DATE:	AUGUST 21, 2018
ATTENDING PHYSICIAN:	Deepa Hasija, MD

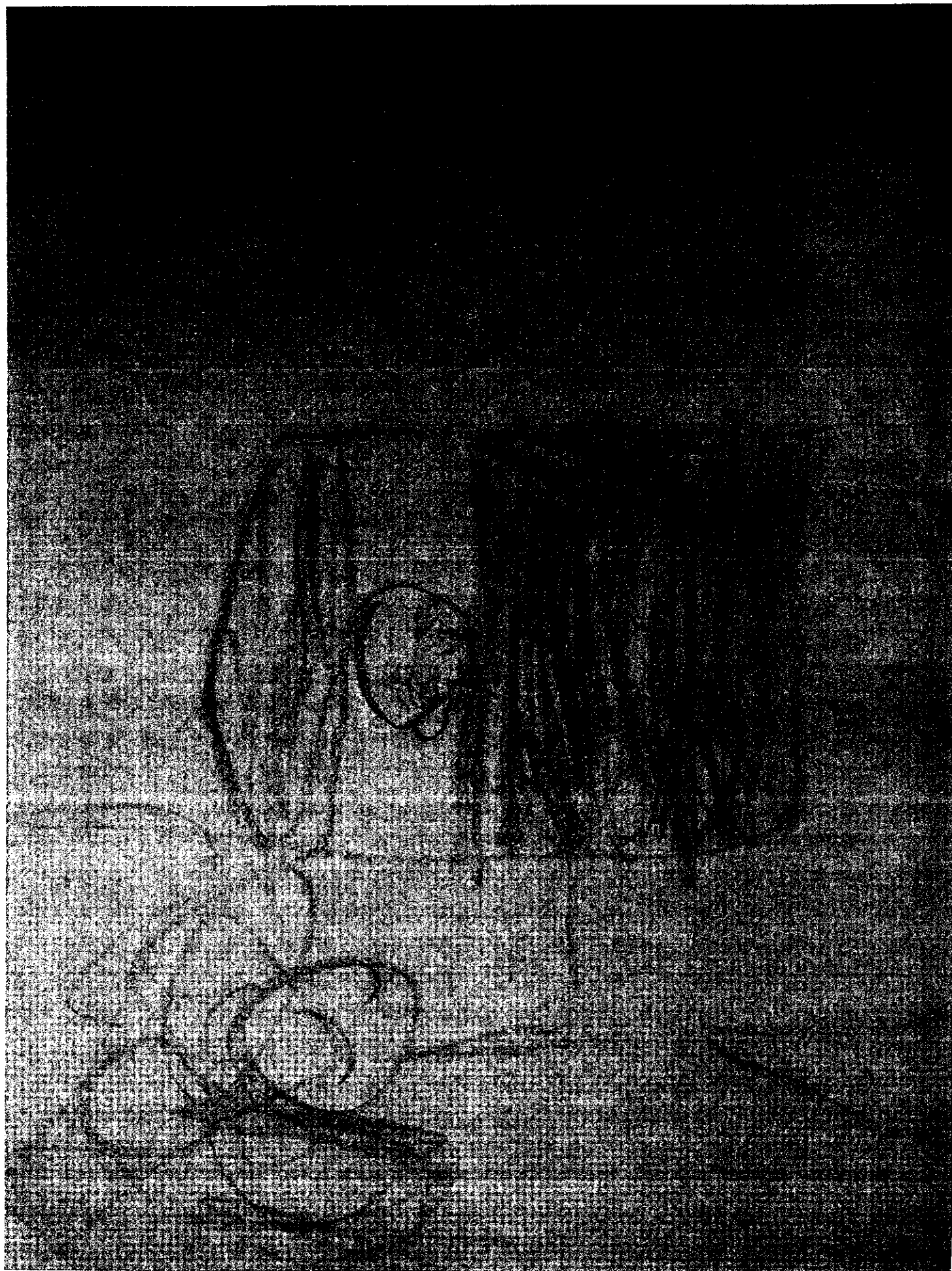
21/

Exhibit O





000626



000627

Exhibit P

Steven D. Grierson

1 **NOTC**
2 **WILICK LAW GROUP**
3 **MARSHAL S. WILICK, ESQ.**
4 Nevada Bar No. 2515
5 3591 E. Bonanza Road, Suite 200
6 Las Vegas, NV 89110-2101
7 Phone (702) 438-4100; Fax (702) 438-5311
8 email@willicklawgroup.com
9 Attorney for *Petitioner*

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
**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,
vs.
JUSTIN BLOUNT,
GRETCHEN WHATONAME,
Father/Respondent.

CASE NO: D-20-605933-F
DEPT. NO: F

DATE OF HEARING: N/A
TIME OF HEARING: N/A

**NOTICE OF FILING REGISTRATION OF FOREIGN CUSTODY
ORDER**

TO: JUSTIN BLOUNT, Father/Respondent in Proper Person.

TO: GRETCHEN WHATONAME, Respondent in Proper Person

PLEASE TAKE NOTICE that the Petitioner, Paula Blount, has filed a
"Registration of Foreign Custody Order," a copy of which is attached as "Exhibit

1 A," on the 18th day of March, 2020, in the above referenced case, in the Eighth
2 Judicial District Court, Clark County, Nevada.

3 Pursuant to NRS 125A.465, and NRS 130.605, **PLEASE TAKE NOTICE**
4 that:

- 5 1. A registered determination is enforceable as of the date of the registration in the
6 same manner as a determination issued by a court of this State.
- 7 2. You have 20 days from the receipt of this filing to request a hearing to contest the
8 validity of the registered determination.
- 9 3. Failure to contest the registration will result in confirmation of the *Grandparent*
10 *Custody and Visitation Order* filed January 30, 2020, in the Trial Courts of the
11 Hualapai Tribe, Peach Springs, State of Arizona, Case No. 2019-CC-004, and
12 *Minute Order*, filed on May 28, 2019, in the Trial Courts of the Hualapai Tribe,
13 Peach Springs, State of Arizona, Case No. 2019-CC-004, and preclude further
14 contest of the determination with respect to any matter that could have been
15 asserted.

16 *****

17 *****

18 *****

19 *****

20 *****

21 *****

22 *****

23 *****

24 *****

25 *****

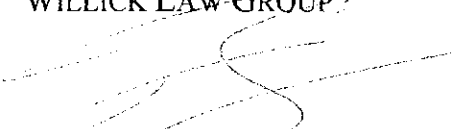
26 *****

1 Pursuant to NRS § 17.360 et seq., the mailing address for the
2 Father/Respondent, Justin Blount, PO Box 1754, Las Vegas, Nevada 89125 and 100
3 N. Wallace Drive Bldg 12 #156, Las Vegas, Nevada 89107; Respondent Ms.
4 Gretchen Whatoname c/o. Candace Fox 2364 Wiki Way, Camp Verde, Arizona
5 86322. The mailing address for Petitioner, Paula Blount, is 3834 E. Lass Avenue,
6 Kingman, Arizona 86409.

7 **DATED** this 17th day of March, 2020.

8 Respectfully Submitted By:

9 WILICK LAW GROUP

10
11 
12 MARSHAL S. WILICK, ESQ.

13 Nevada Bar No. 2515

14 TREVOR M. CREEL, ESQ.

15 Nevada Bar No. 11943

16 3591 East Bonanza Road, Suite 200

17 Las Vegas, Nevada 89110

18 Attorneys for *Petitioner*

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of the WILICK LAW GROUP and that on this 27th day of March, 2020, I caused the above and foregoing document to be served as follows:

- ☐ Pursuant to EDCR 8.05(a), EDCR 8.05(f), NRCP 5(b)(2)(D) and Administrative Order 14-2 captioned "In the Administrative Matter of Mandatory Electronic Service in the Eighth Judicial District Court," by mandatory electronic service through the Eighth Judicial District Court's electronic filing system.
- ☒ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada.
- ☐ Pursuant to EDCR 7.26, to be sent via facsimile, by duly executed consent for service by electronic means.
- ☐ By hand delivery with signed Receipt of Copy.
- ☐ By First Class, Certified U.S. Mail.

To the address, email address, and/or facsimile number indicated below:

Mr. Justin Blount
100 N. Wallace Drive Bldg 12 #156
Las Vegas, Nevada 89107
Respondent in Proper Person

Mr. Justin Blount
P.O. Box 1754
Las Vegas, Nevada 89125
Respondent in Proper Person

Ms. Gretchen Whatoname
c/o Candace Fox
2364 Wiki Way
Camp Verde, Arizona 86322
Counsel for Respondent

An Employee of the WILICK LAW GROUP

P:\wp19\BLOUNT,JDRAFTS\00427653.WPD/vj

Exhibit Q

IN THE HUALAPAI TRIBAL COURT
HUALAPAI RESERVATION, ARIZONA

Wmname
Blount

Plaintiff

Respondant

CASE NO.

MOTION AND ORDER

2019-CC-004

I HEREBY MOVE the Honorable Court to: (Be specific)

Submitted this _____ day of _____, 20____

Movant

I certify that on the _____ day of _____, 20____

I [] delivered [] mailed a copy of this Motion to

By: _____

ENTERED

NOTE: THIS MOTION IS NOT GRANTED UNTIL ORDERED BY A JUDGE

MAR - 9 2020

Upon reading said motion, and giving opposing party(ies) opportunity to be heard, IT IS HEREBY ORDERED:

HUALAPAI TRIBAL COURT
PEACH SPRINGS, AZ

() Granting / denying the motion

() Setting the matter for

Initial Motions

hearing on *March 25, 2020* at *10:00* am pm

() IT IS FURTHER ORDERED AS FOLLOWS:

SO ORDERED this *9th* day of *March*, 20*20*

RCh

Tribal Court Judge

Ch

I certify that on the *12th* day of *March*, 20*20*

Carlyce Fox

Paula Blount

I [] delivered [] mailed a copy of this Motion to:

*23104 Wilk Way
Camp Verde AZ 86322*

*P.O. Box 68510
Kingman AZ 86402*

By: *Jawanya Shingo*

Justin Blount

100 N Wallace Dr. Bldg 12

Las Vegas, NV 89101

Trevor Waite

Amerson Taylor & Sanders

16605 Grand Montecito Parkway Suite 200

Las Vegas, NV 89149

*Gineta + Wilfred Wihatzname
P.O. Box 211
Peach Springs, AZ 86431*

*KB
2/10/20
OK*

000634

ENTERED

IN THE HUALAPAI JUVENILE COURT
HUALAPAI RESERVATION, ARIZONA

MAY 13 2020

IN THE MATTER OF:

JEREMIAH BLOUNT,

DOB: 01/19/2010

A Minor

Case No. 2019-CC-004

MINUTE ORDER

HUALAPAI TRIBAL COURT
PEACH SPRINGS, AZ

The following proceeding or action occurred on the 13th day of May, 2020 at 10:00 AM in this Court:

For a/an Motion Hearing/Telephonic appearance

Persons present were: X Plaintiff: Gretna & Wilfred Whatoname

X Plaintiff counsel: C. Fox

 Parent(s)/Respondent: Justin Blount

 Respondent counsel: Trevor Waite

X Other: Paula Blount

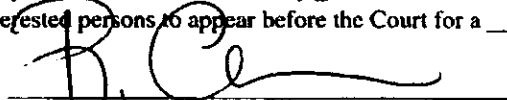
Evidence/Action: RESPONDENT'S ARE NOT PRESENT AND WERE PROPERLY SERVED W/NOTICE. PLAINTIFF'S COUNSEL PRESENTS MOTION TO INCLUDE PAULA BLOUNT IN THE PETITION.

The Court found and ordered: GRANTS MOTION BY DEFAULT AND INCLUDES PAULA BLOUNT IN THE AMENDED PETITION W/SHARED CUSTODY BETWEEN GRANDPARENTS. PLAINTIFF'S COUNSEL SHALL PROVIDE THE COURT W/A PROPOSED ORDER.

Tribal Prosecutor is directed to prepare and submit disposition recommendations by

The Court further ordered all parties, counsel, and interested persons to appear before the Court for a on at

Date: May 13, 2020


Tribal Court Judge

I certify that I have distributed copies to: ☒ Prosecutor ☐ Minor's Counsel ☒ Parent(s) ☒ Minor ☐ HJDR ☐ Probation ☐ Other:
by on 05/13/2020 (Revised 1/2016)

000635

CSERV
Name: Stephanie Blount
Address: PO BOX 61521
Las Vegas, NV 89160
Telephone: _____
Email Address: _____
In Proper Person

In re the matter of **DISTRICT COURT**
custody of **CLARK COUNTY, NEVADA**
Jeremiah + Kayci Blount

Paula Blount
Plaintiff,

CASE NO.: No. D-20-605933-F
DEPT: 5

vs.

Justin Blount
Defendant.

CERTIFICATE OF SERVICE

I, (name of person who served the document) Stephanie Blount,
declare under penalty of perjury under the law of the State of Nevada that the following is true
and correct. That I served the: (*check all that apply*)

- | | | |
|---------------------------------------|---|---|
| <input type="checkbox"/> Motion | <input type="checkbox"/> Answer | <input type="checkbox"/> Financial Disclosure Form |
| <input type="checkbox"/> Opposition | <input checked="" type="checkbox"/> Reply | <input type="checkbox"/> Notice of Entry of Judgment / Order / Decree |
| <input type="checkbox"/> Other: _____ | | |

In the following manner: (*check one*)

- ☒ **Mail:** By depositing a copy in the U.S. Mail in the State of Nevada, postage prepaid, on
the (day) 16 of (month) September, 2020 addressed to:

(Print the name and address of the person you mailed the document to)

Marshal S. Willick, ESQ
3591 E Bonanza RD, Suite 200
Las Vegas, NV 89110

- ☐ **Electronic:** Through the Court's electronic service system on (date) _____
at (time) _____ ☐ a.m. ☐ p.m.

DATED this 16 day of September, 2020

Submitted By: (Signature) ▶ [Signature]

CSERV

Name: Stephanie Blount

Address: PO BOX 61521

Las Vegas, NV 89160

Telephone: _____

Email Address: _____

In Proper Person

In re the matter of
Custody of
Jeremiah + Kayla Blount

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Paula Blount
Plaintiff,

vs.

Justin Blount
Defendant.

CASE NO.: No. D-20-605933-F
DEPT: 5

CERTIFICATE OF SERVICE

I, (name of person who served the document) Stephanie Blount,

declare under penalty of perjury under the law of the State of Nevada that the following is true and correct. That I served the: **(check all that apply)**

☐ Motion

☐ Answer

☐ Financial Disclosure Form

☐ Opposition

☒ Reply

☐ Notice of Entry of Judgment / Order / Decree

☐ Other: _____

In the following manner: **(check one)**

☒ **Mail:** By depositing a copy in the U.S. Mail in the State of Nevada, postage prepaid, on the (day) 16 of (month) September, 2020 addressed to:

(Print the name and address of the person you mailed the document to)

Trevor R Waite, ESQ
6605 Grand Montecito Pkwy Suite 200
Las Vegas, NV 89149

☐ **Electronic:** Through the Court's electronic service system on (date) _____

at (time) _____ ☐ a.m. ☐ p.m.

DATED this 16 day of September, 2020

Submitted By: (Signature) ▶

[Signature]