

IN THE SUPREME COURT OF THE STATE OF NEVADA

INDICATE FULL CAPTION:

IN RE:
THE DUCKWORTH FAMILY TR.

No. 82314
Electronically Filed
Feb 12 2021 01:20 p.m.
Elizabeth N. Brown
Clerk of Supreme Court
DOCKETING
CIVIL APPEALS

GENERAL INFORMATION

Appellants must complete this docketing statement in compliance with NRAP 14(a). The purpose of the docketing statement is to assist the Supreme Court in screening jurisdiction, identifying issues on appeal, assessing presumptive assignment to the Court of Appeals under NRAP 17, scheduling cases for oral argument and settlement conferences, classifying cases for expedited treatment and assignment to the Court of Appeals, and compiling statistical information.

WARNING

This statement must be completed fully, accurately and on time. NRAP 14(c). The Supreme Court may impose sanctions on counsel or appellant if it appears that the information provided is incomplete or inaccurate. *Id.* Failure to fill out the statement completely or to file it in a timely manner constitutes grounds for the imposition of sanctions, including a fine and/or dismissal of the appeal.

A complete list of the documents that must be attached appears as Question 27 on this docketing statement. Failure to attach all required documents will result in the delay of your appeal and may result in the imposition of sanctions.

This court has noted that when attorneys do not take seriously their obligations under NRAP 14 to complete the docketing statement properly and conscientiously, they waste the valuable judicial resources of this court, making the imposition of sanctions appropriate. See KDI Sylvan Pools v. Workman, 107 Nev. 340, 344, 810 P.2d 1217, 1220 (1991). Please use tab dividers to separate any attached documents.

1. Judicial District _____ Department 26

County CLARK Judge Sturman, Gloria

District Ct. Case No. P-20-103183-T

2. Attorney filing this docketing statement:

Attorney Jerimy Kirschner, Bar No. 12012 Telephone 253-240-4444

Firm Jerimy Kirschner & Associates, PLLC

Address 5550 Painted Mirage Rd., Suite 320, Las Vegas, NV 89149

Client(s) Kyla Duckworth

If this is a joint statement by multiple appellants, add the names and addresses of other counsel and the names of their clients on an additional sheet accompanied by a certification that they concur in the filing of this statement.

3. Attorney(s) representing respondents(s):

Attorney Elizabeth Brickfield, Bar No. 6236 Telephone (702) 476-6440

Firm Dawson & Lordahl, PLLC

Address 8925 W. Post Road, Suite 210, Las Vegas, NV 89148

Client(s) Cary Duckworth

Attorney Liane Wakayama, Bar No. 11313 Telephone (702) 656-0808

Firm Hayes Wakayama

Address 4735 S Durango Drive, #105, Las Vegas, NV 89147

Client(s) Tara Kassity

(List additional counsel on separate sheet if necessary)

4. Nature of disposition below (check all that apply):

- | | |
|---|---|
| <input type="checkbox"/> Judgment after bench trial | <input type="checkbox"/> Dismissal: |
| <input type="checkbox"/> Judgment after jury verdict | <input type="checkbox"/> Lack of jurisdiction |
| <input type="checkbox"/> Summary judgment | <input type="checkbox"/> Failure to state a claim |
| <input type="checkbox"/> Default judgment | <input type="checkbox"/> Failure to prosecute |
| <input type="checkbox"/> Grant/Denial of NRCP 60(b) relief | <input type="checkbox"/> Other (specify): _____ |
| <input type="checkbox"/> Grant/Denial of injunction | <input type="checkbox"/> Divorce Decree: |
| <input type="checkbox"/> Grant/Denial of declaratory relief | <input type="checkbox"/> Original <input type="checkbox"/> Modification |
| <input type="checkbox"/> Review of agency determination | <input checked="" type="checkbox"/> Other disposition (specify): <u>Probate Order</u> |

5. Does this appeal raise issues concerning any of the following?

- ☐ Child Custody
- ☐ Venue
- ☐ Termination of parental rights

6. Pending and prior proceedings in this court. List the case name and docket number of all appeals or original proceedings presently or previously pending before this court which are related to this appeal:

Not applicable.

7. Pending and prior proceedings in other courts. List the case name, number and court of all pending and prior proceedings in other courts which are related to this appeal (e.g., bankruptcy, consolidated or bifurcated proceedings) and their dates of disposition:

P-20-103183-T, In the Matter of the Trust of: The Duckworth Family Trust (core matter)

8. Nature of the action. Briefly describe the nature of the action and the result below:

The instant matter is primarily involving Trust Administration.

9. Issues on appeal. State concisely the principal issue(s) in this appeal (attach separate sheets as necessary):

The Appeal is regarding Order Denying Objection to Probate Commissioner's Report and Recommendations" entered on December 15, 2020 which adjudicated the terms of a foreign legal document that was not presented to the Court and without any presentation on applicable foreign law governing the instrument

10. Pending proceedings in this court raising the same or similar issues. If you are aware of any proceedings presently pending before this court which raises the same or similar issues raised in this appeal, list the case name and docket numbers and identify the same or similar issue raised:

Not applicable.

11. Constitutional issues. If this appeal challenges the constitutionality of a statute, and the state, any state agency, or any officer or employee thereof is not a party to this appeal, have you notified the clerk of this court and the attorney general in accordance with NRAP 44 and NRS 30.130?

☐ N/A

☐ Yes

☒ No

If not, explain:

12. Other issues. Does this appeal involve any of the following issues?

☐ Reversal of well-settled Nevada precedent (identify the case(s))

☐ An issue arising under the United States and/or Nevada Constitutions

☒ A substantial issue of first impression

☐ An issue of public policy

☐ An issue where en banc consideration is necessary to maintain uniformity of this court's decisions

☐ A ballot question

If so, explain: The question involves the ability of a Nevada Court to interpret a document filed in a foreign court (England) without the context of that nation's laws or procedure.

13. Assignment to the Court of Appeals or retention in the Supreme Court. Briefly set forth whether the matter is presumptively retained by the Supreme Court or assigned to the Court of Appeals under NRAP 17, and cite the subparagraph(s) of the Rule under which the matter falls. If appellant believes that the Supreme Court should retain the case despite its presumptive assignment to the Court of Appeals, identify the specific issue(s) or circumstance(s) that warrant retaining the case, and include an explanation of their importance or significance:

The matter is presumptive retained by the Appellate Court under NRAP 17 (b) because it involves trust and estate matters in which the corpus has a value of less than \$5,430,000

14. Trial. If this action proceeded to trial, how many days did the trial last? 0 _____

Was it a bench or jury trial? Not Applicable

15. Judicial Disqualification. Do you intend to file a motion to disqualify or have a justice recuse him/herself from participation in this appeal? If so, which Justice?

No.

TIMELINESS OF NOTICE OF APPEAL

16. Date of entry of written judgment or order appealed from December 09, 2020

If no written judgment or order was filed in the district court, explain the basis for seeking appellate review:

17. Date written notice of entry of judgment or order was served December 15, 2020

Was service by:

☐ Delivery

☒ Mail/electronic/fax

18. If the time for filing the notice of appeal was tolled by a post-judgment motion (NRCP 50(b), 52(b), or 59)

(a) Specify the type of motion, the date and method of service of the motion, and the date of filing.

☐ NRCP 50(b) Date of filing _____

☐ NRCP 52(b) Date of filing _____

☐ NRCP 59 Date of filing _____

NOTE: Motions made pursuant to NRCP 60 or motions for rehearing or reconsideration may toll the time for filing a notice of appeal. See AA Primo Builders v. Washington, 126 Nev. ____, 245 P.3d 1190 (2010).

(b) Date of entry of written order resolving tolling motion _____

(c) Date written notice of entry of order resolving tolling motion was served _____

Was service by:

☐ Delivery

☐ Mail

19. Date notice of appeal filed December 31, 2020

If more than one party has appealed from the judgment or order, list the date each notice of appeal was filed and identify by name the party filing the notice of appeal:

20. Specify statute or rule governing the time limit for filing the notice of appeal, e.g., NRAP 4(a) or other

NRS 155.190

SUBSTANTIVE APPEALABILITY

21. Specify the statute or other authority granting this court jurisdiction to review the judgment or order appealed from:

(a)

- | | |
|--|---------------------------------------|
| <input type="checkbox"/> NRAP 3A(b)(1) | <input type="checkbox"/> NRS 38.205 |
| <input type="checkbox"/> NRAP 3A(b)(2) | <input type="checkbox"/> NRS 233B.150 |
| <input type="checkbox"/> NRAP 3A(b)(3) | <input type="checkbox"/> NRS 703.376 |
| <input checked="" type="checkbox"/> Other (specify) <u>NRS 155.190 & NRS 155.210</u> | |
-

(b) Explain how each authority provides a basis for appeal from the judgment or order: NRS 155.190(1)(n) expressly provides this Court appellate jurisdiction over appeals coming from a Probate Court exercising jurisdiction over a trust. This particular decision involved the Court's determination that Petitioner had made a claim to property in England and would affect Petitioner's beneficial interest under the Trust which exceeds \$10,000.00.

22. List all parties involved in the action or consolidated actions in the district court:

(a) Parties:

Petitioner(s): Kyla Duckworth
Counter-Petitioner(s): Tara Kassity
Trustee(s): Cary Duckworth

(b) If all parties in the district court are not parties to this appeal, explain in detail why those parties are not involved in this appeal, *e.g.*, formally dismissed, not served, or other:

23. Give a brief description (3 to 5 words) of each party's separate claims, counterclaims, cross-claims, or third-party claims and the date of formal disposition of each claim.

Dispute of trust amendment validity - Pending For Trial
Accounting of Trust Assets - Pending For Trial
Determination of in terrorem clause - Pending For Trial

24. Did the judgment or order appealed from adjudicate ALL the claims alleged below and the rights and liabilities of ALL the parties to the action or consolidated actions below?

☐ Yes

☒ No

25. If you answered "No" to question 24, complete the following:

(a) Specify the claims remaining pending below:

Dispute of trust amendment validity - Pending For Trial
Accounting of Trust Assets - Pending For Trial
Determination of in terrorem clause - Pending For Trial

(b) Specify the parties remaining below:

Petitioner(s): Kyla Duckworth

Counter-Petitioner(s): Tara Kassity

Trustee(s): Cary Duckworth

(c) Did the district court certify the judgment or order appealed from as a final judgment pursuant to NRCP 54(b)?

☐ Yes

☒ No

(d) Did the district court make an express determination, pursuant to NRCP 54(b), that there is no just reason for delay and an express direction for the entry of judgment?

☐ Yes

☒ No

26. If you answered "No" to any part of question 25, explain the basis for seeking appellate review (e.g., order is independently appealable under NRAP 3A(b)):

Order is independently appealable under NRS 155.190

27. Attach file-stamped copies of the following documents:

- The latest-filed complaint, counterclaims, cross-claims, and third-party claims
- Any tolling motion(s) and order(s) resolving tolling motion(s)
- Orders of NRCP 41(a) dismissals formally resolving each claim, counterclaims, cross-claims and/or third-party claims asserted in the action or consolidated action below, even if not at issue on appeal
- Any other order challenged on appeal
- Notices of entry for each attached order

VERIFICATION

I declare under penalty of perjury that I have read this docketing statement, that the information provided in this docketing statement is true and complete to the best of my knowledge, information and belief, and that I have attached all required documents to this docketing statement.

Kyla Duckworth
Name of appellant

Feb 12, 2021
Date

Washington, Pierce
State and county where signed

Jerimy Kirschner, Esq.
Name of counsel of record


Signature of counsel of record

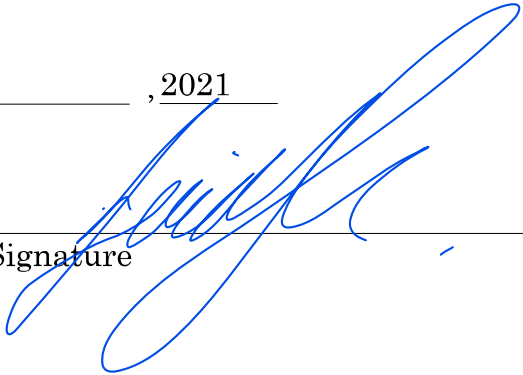
CERTIFICATE OF SERVICE

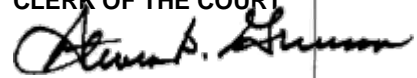
I certify that on the 12 day of February, 2021, I served a copy of this completed docketing statement upon all counsel of record:

- ☐ By personally serving it upon him/her; or
- ☒ By mailing it by first class mail with sufficient postage prepaid to the following address(es): (NOTE: If all names and addresses cannot fit below, please list names below and attach a separate sheet with the addresses.)

Dawson and Lordhal PLLC
Attn: Elizabeth Brickfield
8925 West Post Road, Suite 210
Las Vegas, Nevada 89148
Attorney for Trustee Cary Duckworth
HAYES WAKAYAMA
4735 S Durango Dr #105
Las Vegas, NV 89147
Attorney for Counter-Petitioner Tara Duckworth

Dated this 12 day of February, 2021


Signature



1 **RAR**
2 R. Gardner Jolley
3 Nevada Bar No. 266
4 Email: nt@juwlaw.com
5 **JOLLEY URG A WOODBURY & HOLTHUS**
6 330 S. Rampart Boulevard, Suite 380
7 Las Vegas, Nevada 89145
8 (702) 699-7500 Telephone
9 (702) 699-7555 Facsimile
10 *Attorney for Cary Duckworth as Trustee*
11 *of the Duckworth Family Trust*

12 **DISTRICT COURT**
13 **CLARK COUNTY, NEVADA**

14 In the Matter of) Case No. P-20-103183-T
15) Dept No. 26
16 THE DUCKWORTH FAMILY TRUST)
17)
18 Dated March 12, 2015) **Hearing Date: September 11, 2020**
19) **Hearing Time: 9:30 a.m.**
20)

21 **REPORT AND RECOMMENDATIONS**

22 **Attorneys for Petitioner:** Kyla Duckworth – Jerimy Kirschner, Esq. of the law
23 firm Jerimy Kirschner & Associates, PLLC
24 **Attorneys for Respondent:** Cary Duckworth, Trustee – R. Gardner Jolley, Esq. of
25 the law firm Jolley Urga Woodbury & Holthus
26 **Appearance by Beneficiary:** Tara Duckworth

27 This matter came on for hearing on the 11th day of September 2020. The Probate
28 Commissioner having reviewed the Pleadings on file herein, considered the oral
arguments of Counsel and good cause appearing the Probate Commissioner Reports And

Recommends:

///

///

I.

FINDINGS

1. On March 12, 2015, the Duckworth Family Trust dated, March 12, 2015 ("Duckworth Trust" or "Trust") was executed by George M. Duckworth ("George") and Maureen D. Duckworth ("Maureen") as ("Trustors" and "Trustees").

2. Maureen died on June 16, 2018 and George continued to act as the remaining Trustee.

3. George retained an English attorney to open and administer an Estate in England regarding the separate assets of Maureen which were subject to English law.

4. Kyla hired an English attorney who filed a "Caveat" in the English proceeding and alleged and claimed that Kyla was to entitled to the English assets.

5. George resigned as Trustee and Cary Duckworth ("Cary") became Successor Trustee on January 23, 2019.

6. George died on November 18, 2019.

7. Ken Burns as attorney for the Estate opened a Probate and Mr. Kirschner on behalf of Kyla made an appearance in that matter.

8. Based upon the pleadings filed in this matter the Court has determined that there is a contest relating to the First and Second Amendments to the Trust executed by George in 2019 as to there validity based upon Kyla's claim of incapacity and undue influence by Cary.

9. Cary as the Successor Trustee has alleged that Kyla's conduct relating to the English assets and her refusal to provide information relating to the English assets

1 and assets that belong to the Trust brings into play the no contest clauses set forth in the
2 Trust and the Amendments. The Court will consider this issue after it makes a decision
3 as the validity of the two Amendments.
4

5 II.

6 RECOMMENDATIONS

7 1. The Court in rem takes jurisdiction over the Trust and the Trust is
8 domiciled in Nevada.
9

10 2. Cary is confirmed as the Successor Trustee of the Trust.

11 3. Cary shall obtain valuations of the personal property consisting of jewelry
12 and paintings at the residence located at 1829 Corta Bella Drive, Las Vegas, Nevada
13 ("Corta Bella Property").
14

15 4. Kyla will provide an Affidavit as to what items Kyla had in her possession
16 consisting of personal property of Maureen, financial statements, the value of the English
17 bank accounts and statements along with any English tax returns of Maureen relating to
18 her separate property which are needed to finalize the English Estate. After that
19 information is provided Cary will complete the accounting requested by Kyla. Cary will
20 complete the accounting within 60 days assuming that Kyla timely provides the
21 information regarding the assets and financial information relating to Maureen.
22

23 5. The Court has been advised that most of the personal property in question
24 is located in a storage unit and the garage which Kyla is welcome to take whatever she
25 wants since Cary and Tara were not making any claims to that property. The
26 Commissioner directed Mr. Kirschner to take that offer back to his client.
27
28

1 6. The Commissioner set a trial date for April 14, 2021 at 9:00 a.m.

2 7. The Commissioner advised counsel that they would have 180 days to
3 complete discovery.
4

5 8. A Status Check will be set for December 4, 2020 regarding Discovery and
6 the Response to the Recommendations.

7 DATED this 6 day of October, 2020.
8

9
10 
PROBATE COMMISSIONER

11 Respectfully submitted:
12

13 JOLLEY URGAL WOODBURY & HOLTHUS
14

15 /s/ R. Gardner Jolley
16 R. Gardner Jolley
17 330 S. Rampart Boulevard, Suite 380
18 Las Vegas, Nevada 89145
19 Attorney for Cary Duckworth as Trustee
20 of the Duckworth Family Trust

21 Approved to as to Form and Content

22 JERIMY KIRSCHNER & ASSOCIATES, PLLC
23

24 Jerimy L. Kirschner
25 550 Painted Mirage Rd., Suite 320
26 Las Vegas, Nevada 89149
27 Attorney for Petitioner
28

Heather S. Lumin
CLERK OF THE COURT

ORDR

R. Gardner Jolley, Esq. NSB #266
JOLLEY URG A WOODBURY & HOLTHUS
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Telephone: (702) 699-7500
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and

DAWSON & LORDAHL PLLC
Elizabeth Brickfield, Esq. NSB #6236
Melissa R. Douglas, Esq. NSB #9545
8925 West Post Road, Suite 210
Las Vegas, Nevada 89148
Telephone: (702) 476-6440
Facsimile: (702) 476-6442
Ebrickfield@dlnevadalaw.com
Mdouglas@dlnevadalaw.com
Counsel for Cary Duckworth, Trustee

DISTRICT COURT

CLARK COUNTY, NEVADA

In the Matter of:

THE DUCKWORTH FAMILY TRUST,

Dated March 12, 2015.

Case No.: P-20-103183-T

Dept. No.: 26/PC-1

Date of Hearing: December 3, 2020

Time of Hearing: 9:30 AM

**ORDER DENYING OBJECTION TO PROBATE COMMISSIONER'S REPORT
AND RECOMMENDATIONS**

Attorneys for Objector: Kyla Duckworth – Jerimy Kirschner, Esq. of the law firm Jerimy Kirschner & Associates, PLLC

Attorneys for Opposition: Cary Duckworth, Trustee – R. Gardner Jolley, Esq. of the law firm Jolley Urga Woodbury & Holthus and Elizabeth Brickfield, Esq. of the law firm Dawson & Lordahl PLLC

Appearance by Beneficiary: Tara Duckworth – Liane K. Wakayama, Esq. of the law firm Hayes Wakayama

JOLLEY URG A WOODBURY & HOLTHUS
ATTORNEYS
AT LAW
50 S. STEPHANIE STREET, SUITE 202, HENDERSON, NV 89012
TELEPHONE: (702) 699-7500 FAX: (702) 699-7555

This matter came on for hearing on the 3rd day of December 2020. The Probate Judge having reviewed the Pleadings and papers on file herein, considered the oral arguments of Counsel and good cause appearing, the Court finds that the Probate Commissioner's findings of facts and conclusions of law were not clearly erroneous, the Probate Commissioner Report and Recommendation shall be and is adopted by the Court in its entirety as the finding and orders of the Court.

DATED this ____ day of December, 2020.

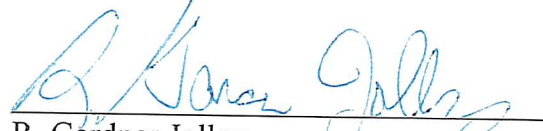
Dated this 9th day of December, 2020


PROBATE COURT JUDGE

D5B C17 3272 BE5F
Gloria Sturman
District Court Judge

Respectfully submitted:

JOLLEY URGAL WOODBURY & HOLTHUS

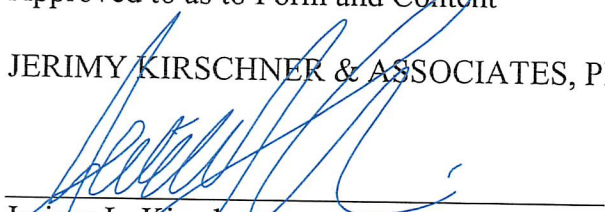

R. Gardner Jolley

50 S. Stephanie Street, Suite 202
Henderson, Nevada 89012

*Attorney for Cary Duckworth as Trustee
of the Duckworth Family Trust*

Approved to as to Form and Content

JERIMY KIRSCHNER & ASSOCIATES, PLLC


Jeremy L. Kirschner
550 Painted Mirage Rd., Suite 320
Las Vegas, Nevada 89149
Attorney for Petitioner

1 **CSERV**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5
6 In the Matter of the Trust of: CASE NO: P-20-103183-T
7 The Duckworth Family Trust DEPT. NO. Department 26
8

9 **AUTOMATED CERTIFICATE OF SERVICE**

10 This automated certificate of service was generated by the Eighth Judicial District
11 Court. The foregoing Order was served via the court's electronic eFile system to all
12 recipients registered for e-Service on the above entitled case as listed below:

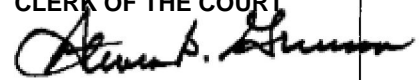
13 Service Date: 12/9/2020

14 R. Gardner Jolley	rgj@juwlaw.com
15 Jerimy Kirschner	jerimy@jkirschnerlaw.com
16 Front Office	office@jkirschnerlaw.com
17 Sarah Mintz	Sarah@jkirschnerlaw.com
18 Melissa Douglas	mdouglas@dlnevalaw.com
19 Elizabeth Brickfield	ebrickfield@dlnevalaw.com
20 Karen Friedrich	kfriedrich@dlnevalaw.com
21 Liane Wakayama	lkw@hwlawnv.com
22 Julia Rodionova	julia@hwlawnv.com
23 Nancy Taylor	nt@juwlaw.com
24 Kenneth Burns	kburns@nvbusinesslaw.com
25 Tara Kassity	tkassity@surewest.net
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27	
28	

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Cary Duckworth

caryduckworth@icloud.com



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8 DAWSON & LORDAHL PLLC
9 Elizabeth Brickfield, Esq. NSB #6236
10 Melissa R. Douglas, Esq. NSB #9545
11 8925 West Post Road, Suite 210
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14 Facsimile: (702) 476-6442
15 Ebrickfield@dlnevadawalaw.com
16 Mdouglas@dlnevadawalaw.com
17 *Counsel for Cary Duckworth, Trustee*

DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of:

THE DUCKWORTH FAMILY TRUST,

Case No.: P-20-103183-T
Dept. No.: 26/PC-1

Dated March 12, 2015.

NOTICE OF ENTRY OF ORDER DENYING OBJECTION TO PROBATE
COMMISSIONER'S REPORT AND RECOMMENDATIONS

PLEASE TAKE NOTICE that an Order Denying Objection to Probate
Commissioner's Report and Recommendations was enter by the Court in the above-

///

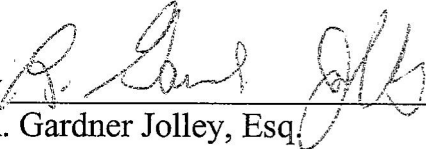
///

captioned matter on December 9, 2020, a true and correct copy of which is attached hereto.

Dated this 15th day of December, 2020.

JOLLEY, URG, WOODBURY & HOLTHUS

By


R. Gardner Jolley, Esq.
Nevada Bar No. 266
50 S. Stephanie Street, Suite 202
Henderson, NV 89012

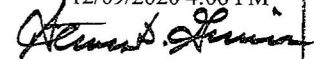
CERTIFICATE OF SERVICE

I hereby certify that a true and correct file stamped copy of the foregoing **NOTICE OF ENTRY OF ORDER DENYING OBJECTION TO PROBATE COMMISSIONER'S REPORT AND RECOMMENDATIONS** was served electronically using the Odyssey eFileNV Electronic Filing system and serving all parties with an email address on record, pursuant to Administrative Order 14-2 and Rule 9 of the N.E.F.C.R.

The date and time of the electronic proof of service is in place of the date and place of deposit in the U.S. Mail.

Dated this 15 December, 2020.


Employee of Jolley Urga Woodbury & Holthus



CLERK OF THE COURT

ORDR

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and

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 Melissa R. Douglas, Esq. NSB #9545
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Ebrickfield@dlnevadalaw.com
Midouglas@dlnevadalaw.com
Counsel for Cary Duckworth, Trustee

DISTRICT COURT**CLARK COUNTY, NEVADA**

In the Matter of:

THE DUCKWORTH FAMILY TRUST,

Dated March 12, 2015.

Case No.: P-20-103183-T

Dept. No.: 26/PC-1

Date of Hearing: December 3, 2020

Time of Hearing: 9:30 AM

ORDER DENYING OBJECTION TO PROBATE COMMISSIONER'S REPORT
AND RECOMMENDATIONS

Attorneys for Objector: Kyla Duckworth – Jerimy Kirschner, Esq. of the law firm Jerimy Kirschner & Associates, PLLC

Attorneys for Opposition: Cary Duckworth, Trustee – R. Gardner Jolley, Esq. of the law firm Jolley Urga Woodbury & Holthus and Elizabeth Brickfield, Esq. of the law firm Dawson & Lordahl PLLC

Appearance by Beneficiary: Tara Duckworth – Liane K. Wakayama, Esq. of the law firm Hayes Wakayama

JOLLEY URG A WOODBURY & HOLTHUS
 attorneys at law
 50 S. STEPHANIE STREET, SUITE 202, HENDERSON, NV 89012
 TELEPHONE: (702) 699-7500 FAX: (702) 699-7555

1 This matter came on for hearing on the 3rd day of December 2020. The Probate
2 Judge having reviewed the Pleadings and papers on file herein, considered the oral
3 arguments of Counsel and good cause appearing, the Court finds that the Probate
4 Commissioner's findings of facts and conclusions of law were not clearly erroneous, the
5 Probate Commissioner Report and Recommendation shall be and is adopted by the Court
6 in its entirety as the finding and orders of the Court.
7

8 DATED this ____ day of December, 2020.
9

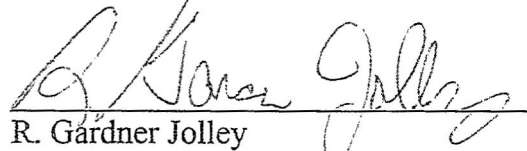
Dated this 9th day of December, 2020


PROBATE COURT JUDGE

D5B C17 3272 BE5F
Gloria Sturman
District Court Judge

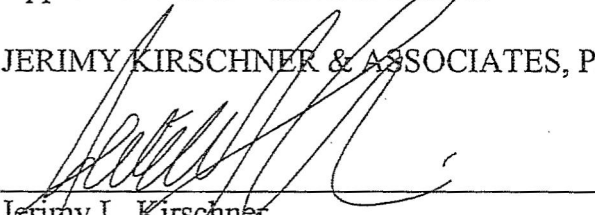
14 Respectfully submitted:

15 JOLLEY URGALAW WOODBURY & HOLTHUS

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18 50 S. Stephanie Street, Suite 202
19 Henderson, Nevada 89012
20 Attorney for Cary Duckworth as Trustee
21 of the Duckworth Family Trust

22 Approved to as to Form and Content

23 JERIMY KIRSCHNER & ASSOCIATES, PLLC

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28 Attorney for Petitioner

1 **CSERV**

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3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

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6 In the Matter of the Trust of: CASE NO: P-20-103183-T
7 The Duckworth Family Trust DEPT. NO. Department 26
8

9 **AUTOMATED CERTIFICATE OF SERVICE**

10 This automated certificate of service was generated by the Eighth Judicial District
11 Court. The foregoing Order was served via the court's electronic eFile system to all
12 recipients registered for e-Service on the above entitled case as listed below:

13 Service Date: 12/9/2020

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