

# IN THE SUPREME COURT OF THE STATE OF NEVADA

## INDICATE FULL CAPTION:

STEVE SANSON; ROB LAUER,  
Appellants,

v.

LAWRA KASSEE BULEN,  
Respondent

No. 82393

Electronically Filed  
Feb 22 2021 10:48 a.m.

DOCKETING Elizabeth N. Brown  
CIVIL APPEALS Clerk of Supreme Court

## 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 Eighth Department 5  
County Clark Judge Hon. Veronica Barisich  
District Ct. Case No. A-18-784807-C

**2. Attorney filing this docketing statement:**

Attorney Adam J. Breeden Telephone 702-819-7770  
Firm Breeden & Associates, PLLC  
Address 376 E. Warm Springs Road, Suite 120  
Las Vegas, Nevada 89119

Client(s) Steve Sanson and Rob Lauer (Defendants/ Appellants)

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 Brandon L. Phillips, Esq. Telephone (702) 795-0097  
Firm Brandon L. Phillips, Attorney at Law, PLLC  
Address 1455 E. Tropicana Avenue, Suite 750  
Las Vegas, Nevada 89119

Client(s) Lawra Kasee Bulen (Plaintiff/ Respondent)

Attorney \_\_\_\_\_ Telephone \_\_\_\_\_  
Firm \_\_\_\_\_  
Address \_\_\_\_\_

Client(s) \_\_\_\_\_

(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 checked="" 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 checked="" type="checkbox"/> Other (specify): <u>Anti-SLAPP dismissal</u> |
| <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 type="checkbox"/> Other disposition (specify): _____                      |

**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:

This appeal concerns the District Court's denial of sanctions after Defendants successfully filed an Anti-SLAPP motion against the Plaintiff.

The Plaintiff filed an appeal after the original Anti-SLAPP motion was granted. That appeal is currently pending as Bulen v. Lauer & Sanson Nevada Supreme Court case # 81854

**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:

None.

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

This was an action brought by Ms. Bulen which claimed that Mr. Sanson and Mr. Lauer published several articles online that resulted in defamation of her character. Mr. Sanson and Mr. Lauer filed their Special Motion to Dismiss Ms. Bulen's Complaint under Nevada's Anti-SLAPP laws, which was granted.

Subsequently, the District Court heard Defendant's Motion for Fees and Sanctions under Nevada's Anti-SLAPP statutes. The District Court denied the sanctions and Defendants appeal that denial and maintain an abuse of discretion in denying said sanctions.

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

Mr. Sanson and Mr. Lauer appeal the District Court's Order denying their motion for additional sanctions in the form of an award of \$10,000 per person under Nevada's Anti-SLAPP laws.

This appeal presents a novel issue of law as to what legal standard and what factors the District Court should consider when determining whether the \$10,000 discretionary sanction under NRS 41.670(1)(b) should be awarded. There is currently no guidance for the District Courts on this issue of law.

**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:

Appellants and their counsel are not aware of any currently pending appeals raising the same or similar issues specifically as to the \$10,000 sanction under NRS 41.670(1)(b).

**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:

This appeal presents a novel issue of law as to what legal standard and what factors the District Court should consider when determining whether the \$10,000 discretionary sanction under NRS 41.670(1)(b) should be awarded upon the granting of an Anti-SLAPP special motion to dismiss. There is currently no guidance for the District Courts on this issue of law.

**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:

Appellants believe this Appeal raises "as a principal issue a question of statewide public importance" as there is presently no law or guidance from any of Nevada's higher courts as to the legal standard and factors the District Courts must consider when determining whether the \$10,000 sanction under Nevada's Anti-SLAPP laws should be granted.

**14. Trial.** If this action proceeded to trial, how many days did the trial last? \_\_\_\_\_

Was it a bench or jury trial? \_\_\_\_\_

**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?

Appellants and their counsel are unaware of any reason that any Justice or Judge of the Court of Appeals would have to disqualify or recuse themselves from hearing this appeal.

## TIMELINESS OF NOTICE OF APPEAL

**16. Date of entry of written judgment or order appealed from** 12/18/2020

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** 12/21/2020

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** 01/20/2021

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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:

Only one party has filed 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**

NRAP 4(a)(1) (within 30 days of written notice of entry)

---

**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>NRAP 3A(b)(8)</u> |                                       |
- 

(b) Explain how each authority provides a basis for appeal from the judgment or order:  
The Order appealed from is best characterized as a Special Order granting attorney's fees but denying sanctions under Nevada's Anti-SLAPP law.



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

(a) Parties:

Lawra Kassee Bulen - Plaintiff

Steve Sanson and Rob Lauer - Defendants

(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:

All parties in the district court are parties to the appeal.

**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.**

Plaintiff alleged Defamation and this claim was dismissed by a Special Motion to Dismiss under Nevada's Anti-SLAPP law on August 21, 2020. Defendants then filed a motion for fees and sanctions under the same Anti-SLAPP law which was on December 18, 2020.

**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:

(b) Specify the parties remaining below:

(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)):**

**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.

Steve Sanson and Rob Lauer

Name of appellant

2/22/2021

Date

Adam J. Breeden

Name of counsel of record

 #8768

Signature of counsel of record

Clark County, Nevada

State and county where signed

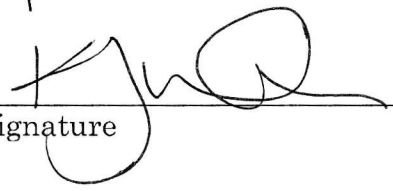
## CERTIFICATE OF SERVICE

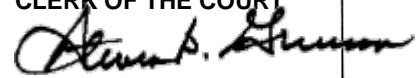
I certify that on the 22nd day of February, 2021, I served a copy of this completed docketing statement upon all counsel of record:

- ☐ 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.)

Brandon L. Phillips, Esq.  
1455 E. Tropicana Avenue, Suite 750  
Las Vegas, Nevada 89119

Dated this 22nd day of February, 2021

  
Signature



COM

RENA MCDONALD, ESQ.

Nevada Bar No. 8852

**MCDONALD LAW GROUP, LLC**

203 S. Water Street, Suite 300

Henderson, NV 89015

(702)448-4962

Fax (702)448-5011

rena@mcdonaldlawgroup.com

Attorney for Plaintiff

DISTRICT COURT

CLARK COUNTY, NEVADA

A-18-784807-C

LAWRA KASSEE BULEN an individual,

Plaintiff,

vs.

ROB LAUER, an individual, STEVE SANSON, and  
individual, and DOES, I through X; and ROE  
CORPORATIONS I through X, inclusive.

Defendant.

CASE NO. :  
DEPT. NO. : Department 18

**COMPLAINT**

COMES NOW, Plaintiff, Lawra Kassee Bulen, (hereinafter referred to as "Plaintiff") by and through her attorney of record Rena McDonald, Esq. of the McDonald Law Group, LLC, and hereby complains against Defendant, Rob Lauer, an individual (hereinafter referred to as "Defendant") and alleges and avers as follows:

1. At all times relevant herein, Plaintiff, Lawra Kassee Bulen was an individual residing in Clark County, Nevada.

2. At all relevant times herein Defendant Rob Lauer was an individual residing in Clark County, Nevada.

3. At all relevant times herein Defendant Steve Sanson was an individual residing in Clark County, Nevada.



1           4.       The true names and capacities of Defendants named herein as DOES I through  
2 X, inclusive, and ROE CORPORATIONS I through X inclusive, whether individual, corporate,  
3 associate or otherwise, are presently unknown to Plaintiff, who therefore sues said Defendants  
4 by such fictitious names; and when the true names and capacities of DOES I through X,  
5 inclusive and ROE CORPORATIONS I through X, inclusive are discovered, , Plaintiff will ask  
6 leave to amend this Complaint to substitute the true names of said Defendants. Plaintiff is  
7 informed believes and therefore alleges that Defendants so designated herein are responsible in  
8 some manner for the events and occurrences contained in this action.  
9

10           5.       Plaintiff is a campaign manager for Republican candidates and a real estate  
11 agent. Plaintiff's career is dependent upon her reputation in the community and with the  
12 Republican party.

13           6.       Defendant Lauer is a political writer.

14           7.       Defendant Sanson is the President of Veterans in Politics International, Inc. and  
15 the author of multiple defamatory articles written about Plaintiff and posted on the website for  
16 Veterans in Politics.  
17

18           8.       Plaintiff has never met Defendant Sanson.

19           9.       Plaintiff met Defendant Lauer on or about March 20, 2018 at the Clark County  
20 Republican Party ("CCRP") meeting at Elks Lodge. Defendant was not a member of the CCRP.  
21 At the event the Defendant asked the Plaintiff to participate in and screen test for a show. On or  
22 about March 22, 2018 Defendant requested that Plaintiff meet to discuss the show. Plaintiff met  
23 with the Defendant but declined to participate in the show. During the parties' meeting the  
24 Defendant made sexual passes at the Plaintiff and Plaintiff explained to Defendant that she did  
25 not want to be in a relationship.  
26

27           10.      On or about April 9, 2018 Defendant Lauer called Plaintiff four or five times  
28 during the course of the day. On that same day, Defendant then showed up at the Clark County

1 Platform meeting-knowing that Plaintiff would be in attendance. Plaintiff and Defendant spoke  
2 that night and during their conversation Defendant asked Plaintiff out to dinner several times.  
3 Plaintiff declined each of the Defendant's requests.

4 11. Defendant Lauer published a derogatory article online about Plaintiff's  
5 committee. Upon discovering the article, Plaintiff immediately contacted the Defendant and  
6 expressed her disapproval of the article and its posting. Defendant then removed the article but  
7 shortly thereafter published an article with false and defamatory information personally  
8 attacking the Plaintiff.  
9

10 12. Plaintiff attempted to maintain a friendship with Defendant Lauer; however, his  
11 behavior became erratic and made the Plaintiff feel threatened which resulted in Plaintiff  
12 applying for a protective order.

13 13. On or about July 10, 2018 Plaintiff and Defendant Lauer appeared at the hearing  
14 for the temporary protective order and through their respective counsels agreed to attempt to  
15 resolve their issues without having a protective order issued.  
16

17 14. On or about August 8th, 2018 Defendant Lauer instructed his friend and client  
18 Steve Sanson to publish a defamatory article Defendant had written about the Plaintiff, titled,  
19 *Kassee Bulen, Political Gypsy?*. This article (hereafter "Political Gypsy Article") was  
20 originally written by Steve Sanson and posted as an article on Veterans in Politics website  
21 <https://veteransinpolitics.org/2018/08/kassee-bulen-political-gypsy/>. Mr. Sanson and Mr. Lauer  
22 then shared the article with the public, on several social media websites, 26 Facebook  
23 Republican and military groups and many of Plaintiff's friends on Facebook.  
24

25 15. The Political Gypsy Article was an attack on Plaintiff's suitability to act a  
26 member of the CCRP and act as a campaign manager for candidates. This Article clearly was  
27 drafted in an attempt to defame Ms. Bulen and make it appear as though she is unsuitable to  
28 represent political candidates.



1           16.     The Political Gypsy Article contained several false facts, including but not  
2 limited to: Bulen Strategies is not a licensed lawful business in the State of Nevada. Attached  
3 as Exhibit 1 please find the Nevada State Business License for Lawra Kassee Bulen along with  
4 the Fictitious Firm Name Certificate of Business; Plaintiff was convicted of assault- the charges  
5 referenced in the Article were dismissed against Plaintiff and her record was sealed and the  
6 Order sealing this record was deemed confidential by the Court as was Plaintiff's record;  
7 Plaintiff was chased out of Republican Party groups in Arizona and St. George and that several  
8 married men accused Ms. Bulen of trying to extort money out of them-Plaintiff has never been  
9 charged with extortion.  
10

11           17.     On or about August 13th, 2018 Defendant instructed his friend and client Steve  
12 Sanson to publish a second defamatory article titled, *KASSEE BULEN UNDER*  
13 *INVESTIGATION AFTER BEING CHARGED WITH ETHICS VIOLATIONS IN COMPLAINT*  
14 *FILED WITH GLVAR*. This Article (hereafter "Ethics Article") was originally written by Steve  
15 Sanson and posted as an article on Veterans in Politics website  
16 [https://veteransinpolitics.org/2018/08/kassee-bulen-under-investigation-after-being-charged-](https://veteransinpolitics.org/2018/08/kassee-bulen-under-investigation-after-being-charged-with-ethics-violations-in-complaint-filed-with-glvar/)  
17 [with-ethics-violations-in-complaint-filed-with-glvar/](https://veteransinpolitics.org/2018/08/kassee-bulen-under-investigation-after-being-charged-with-ethics-violations-in-complaint-filed-with-glvar/). Mr. Sanson and Mr. Lauer then shared the  
18 article with the public, on several social media websites, 24 Facebook Republican and military  
19 groups and many of Plaintiff's friends on Facebook. The Ethics Article was also posted in  
20 Defendant Lauer's Facebook group Vegas Real Estate Magazine.  
21

22           18.     The Ethics Article article was an attack on Plaintiff's real estate career and called  
23 into question her suitability for her position as a real estate agent- the name of the Ethics Article  
24 itself contains false and defamatory information about Plaintiff.  
25

26           19.     Again, the Ethics Article contains several defamatory and false facts, including  
27 but not limited to: "An ethics complaint was filed this week with the Great Las Vegas  
28 Association of Realtors against Lawra Kassee Bulen." (Ms. Bulen has never been investigated

1 by the GLVAR or the State of Nevada Real Estate Division). Attached as Exhibit 2 please find  
2 a record search conducted by the Administration Section Manager of NVRED evidencing that  
3 no complaints have been filed against Plaintiff's license. Further, attached as Exhibit 3 you will  
4 find an email from GLVAR's general counsel evidencing that not only have no complaints been  
5 received against Plaintiff but that GLVAR is also investigating the Article. Defendants went so  
6 far as to post a copy of a fake complaint in the Article; the Article moves on to state that  
7 "according to the Nevada Secretary of State's official website and Clark County business  
8 records Kasee Bulen's company, Bulen Strategies, is not a licensed lawful business in the state  
9 of Nevada." Again please see Exhibit 1; Defendants claim Plaintiff represented herself as an  
10 expert in the article by NBC titled *HOME SWEET HOME: Top 5 hottest zip codes for buying &*  
11 *selling in Las Vegas* located at <https://news3lv.com/news/local/home-sweet-home-top-5-hottest->  
12 [zip-codes-for-buying-and-selling-in-las-vegas](https://news3lv.com/news/local/home-sweet-home-top-5-hottest-). At no time in the video does Plaintiff state or  
13 represent that she is an expert.  
14

15  
16 20. On or about August 20, 2018 Defendant Lauer posted in his Facebook group,  
17 Trump Victory Team, a video he made from the audition screen test footage. The video was  
18 titled *KASSEE BULEN ATTACKS PRESIDENT TRUMP* (hereafter "Video"). In the Video  
19 Defendant Lauer attempted to have Plaintiff speak about the Stormy Daniels affair. Mr. Lauer  
20 heavily edited the video to make it sound like Plaintiff made derogatory statements about  
21 President Trump.  
22

23 21. The Video was not only posted by Mr. Lauer's Trump Victory Team page but  
24 was also shared with several other individuals and Facebook groups. The sharing of the Video  
25 caused several people to share the Video with others and with defamatory statements such as  
26 "Republican Never-Trumper attacks President Trump over Stormy Daniels alleged affair" It is  
27 clear that Defendant Lauer chose to author, edit and share this Video in an attempt to make it  
28 appear as though Plaintiff is unfit to run political campaigns, lower Plaintiff's reputation in the



1 community and call others to make defamatory statements against her in an attempt to prevent  
2 Plaintiff from working in the Republican Party.

3 22. Defendant Lauer has continued to send Plaintiff harassing text messages from  
4 different numbers pretending to be different people. On or about August 22, 2018 through  
5 August 24, 2018 Plaintiff received harassing text messages from a person who she believes to be  
6 Defendant Lauer bating her for information that could be used to defame her and stating, among  
7 other things, that Plaintiff would be politically destroyed, Plaintiff would never work for any  
8 political candidate ever again, stating that if she cared about the party she would play nice with  
9 Defendant Lauer. Please see the text messages attached hereto as Exhibit 4.

11 23. The day after sending these threatening text messages, Defendant Lauer wrote and  
12 posted an article for 360 News Las Vegas (hereafter "360 Article") wherein Defendant invented  
13 a fictitious "campaign source" so that he could yet again the Plaintiff's character; essentially  
14 calling Plaintiff a liar and questioning her credibility. This was obviously done so that others  
15 reading the 360 Article would believe Plaintiff to be a liar.

17 24. On or about August 27, 2018 Defendant Lauer called Plaintiff from a blocked  
18 number making vague threats about "kicking someone's ass" Plaintiff hung up on Defendant  
19 Lauer and he attempted to call her back.

21 25. On or about October 2, 2018 Plaintiff's counsel sent correspondence to the  
22 Defendants demanding that they remove the Political Gypsy Article, Ethics Article, 360 Article  
23 and Video and providing evidence to the Defendants that their statements were false; however,  
24 Defendants have yet to remove the articles and video from their websites and social media  
25 pages. Please see the demand letters attached hereto as Exhibit 5. Also attached as Exhibit 6  
26 please see evidence that the articles and video have not been removed.

27 ///

28 ///

1           26.     Despite repeated requests to leave Plaintiff alone Defendant Lauer continues to  
2 threaten and harass the Plaintiff. Attached as Exhibit 7 is a text exchange between Defendant  
3 Lauer and Cheryl Prater wherein Defendant Lauer implies he will continue to harass Plaintiff.

4                                   **FIRST CAUSE OF ACTION**

5                                   **(Defamation as to all Defendants)**

6           27.     Plaintiff re-alleges and incorporates by this reference each and every allegation  
7 contained in paragraphs 1 through 26 of this Complaint as though fully set forth herein.

8           28.     Defendants made several false and defamatory statements concerning Plaintiff by  
9 authoring, posting and sharing the Political Gypsy Article, Ethics Article and Video.

10           29.     The Political Gypsy Article contained several false facts, including but not limited  
11 to: Bulen Strategies is not a licensed lawful business in the State of Nevada, attached as Exhibit 1  
12 please find the Nevada State Business License for Lawra Kassee Bulen along with the Fictitious  
13 Firm Name Certificate of Business; Plaintiff was convicted of assault- the charges referenced in  
14 the Article were dismissed against Plaintiff and her record was sealed and the Order sealing this  
15 record was deemed confidential by Court as was Plaintiff's record; Plaintiff was chased out of  
16 Republican Party groups in Arizona and St. George and that several married men accused Ms.  
17 Bulen of trying to extort money out of them-Plaintiff has never been charged with extortion.

18           30.     The Ethics Article contains several defamatory and false facts, including but not  
19 limited to: "An ethics complaint was filed this week with the Great Las Vegas Association of  
20 Realtors against Lawra Kassee Bulen." (Ms. Bulen has never been investigated by the GLVAR  
21 or the State of Nevada Real Estate Division). Attached as Exhibit 2 please find a record search  
22 conducted by the Administration Section Manager of NVRED evidencing that no complaints  
23 have been filed against Plaintiff's license. Further, attached as Exhibit 3 you will find an email  
24 from GLVAR's general counsel evidencing that not only have no complaints been received  
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26  
27  
28



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2 Nevada Secretary of State's official website and Clark County business records Kasee Bulen's  
3 company, Bulen Strategies, is not a licensed lawful business in the state of Nevada." Again  
4 please see Exhibit 1; Defendants claim Plaintiff represented herself as an expert in the article by  
5 NBC titled HOME SWEET HOME: Top 5 hottest zip codes for buying & selling in Las Vegas  
6 located at [https://news3lv.com/news/local/home-sweet-home-top-5-hottest-zip-codes-for-buying-](https://news3lv.com/news/local/home-sweet-home-top-5-hottest-zip-codes-for-buying-and-selling-in-las-vegas)  
7 [and-selling-in-las-vegas](https://news3lv.com/news/local/home-sweet-home-top-5-hottest-zip-codes-for-buying-and-selling-in-las-vegas). At no time in the video does Plaintiff state or represent that she is an  
8 expert.  
9

10 31. In the Video Defendant Lauer attempted to have Plaintiff speak about the Stormy  
11 Daniels affair. Mr. Lauer heavily edited the video to make it sound like Plaintiff was make  
12 derogatory statements about President Trump. Defendant Lauer then posted the Video to  
13 Defendant Lauer's Trump Victory Team page but was also shared with several other individuals  
14 and Facebook groups. The sharing of the Video caused several people to share the Video with  
15 others and with defamatory statements such as "Republican Never-Trumper attacks President  
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17 and share this Video in an attempt to make it appear as though Plaintiff is unfit to run political  
18 campaigns, lower Plaintiff's reputation in the community and call others to make defamatory  
19 statements against her in an attempt to prevent Plaintiff from working in the Republican Party.  
20

21 32. Defendant Lauer has continued to send Plaintiff harassing text messages from  
22 different numbers pretending to be different people. On or about August 22, 2018 through  
23 August 24, 2018 Plaintiff received harassing text messages from a person who she believes to  
24 be Defendant Lauer bating her for information that could be used to defame her and stating,  
25 among other things, that Plaintiff would be politically destroyed, Plaintiff would never work for  
26 any political candidate ever again, stating that if she cared about the party she would play nice  
27 with Defendant Lauer. Please see the text messages attached hereto as Exhibit 4.  
28

1 33. Defendant Lauer wrote the 360 Article citing a fictitious "campaign source" so  
2 that he could yet again diminish the Plaintiff's character; essentially calling Plaintiff a liar and  
3 questioning her credibility. This was obviously done so that others reading the 360 Article  
4 would believe Plaintiff to be a liar.

5 34. Defendant Lauer through text messages to a third party states that he will continue  
6 to harass the Plaintiff.

7 35. These Articles and Video were unprivileged publications and were made to  
8 several third parties.

9 36. Defendants were at least negligent in making these statements.

10 37. Plaintiff has incurred damages as a result of the Defendants actions.

11 38. By reason of the forgoing facts, Plaintiff has been damaged in a sum excess of  
12 Fifteen Thousand Dollars (\$15,000.00) as will be determined by proof introduced into evidence  
13 at the time of trial.

14 39. Plaintiff has been required to retain the services of an attorney to defend this  
15 action on her behalf and, as such, is entitled to an award of a reasonable attorney's fees and  
16 costs.

## 17 **SECOND CAUSE OF ACTION**

### 18 **(Defamation Per Se-As to all Defendants)**

19 40. Plaintiff re-alleges and incorporates by this reference each and every allegation  
20 contained in paragraphs 1 through 39 of this Complaint as though fully set forth herein.

21 41. Defendants made several false and defamatory statements concerning Plaintiff by  
22 authoring, posting and sharing the Political Gypsy Article, Ethics Article and Video.

23 42. The Political Gypsy Article contained several false facts, including but not limited  
24 to: Bulen Strategies is not a licensed lawful business in the State of Nevada, attached as Exhibit 1  
25 please find the Nevada State Business License for Lawra Kasee Bulen along with the Fictitious  
26  
27  
28



1 Firm Name Certificate of Business; Plaintiff was convicted of assault- the charges referenced in  
2 the Article were dismissed against Plaintiff and her record was sealed and the Order sealing this  
3 record was deemed confidential by Court as was Plaintiff's record; Plaintiff was chased out of  
4 Republican Party groups in Arizona and St. George and that several married men accused Ms.  
5 Bulen of trying to extort money out of them-Plaintiff has never been charged with extortion.

6 43. The Ethics Article contains several defamatory and false facts, including but not  
7 limited to: "An ethics complaint was filed this week with the Great Las Vegas Association of  
8 Realtors against Lawra Kasse Bulen." (Ms. Bulen has never been investigated by the GLVAR  
9 or the State of Nevada Real Estate Division). Attached as Exhibit 2 please find a record search  
10 conducted by the Administration Section Manager of NVRED evidencing that no complaints  
11 have been filed against Plaintiff's license. Further, attached as Exhibit 3 you will find an email  
12 from GLVAR's general counsel evidencing that not only have no complaints been received  
13 against Plaintiff but that GLVAR is also investigating the Article. Defendants went so far as to  
14 post a copy of a fake complaint in the Article; the Article moves on to state that "according to the  
15 Nevada Secretary of State's official website and Clark County business records Kasse Bulen's  
16 company, Bulen Strategies, is not a licensed lawful business in the state of Nevada." Again  
17 please see Exhibit 1; Defendants claim Plaintiff represented herself as an expert in the article by  
18 NBC titled HOME SWEET HOME: Top 5 hottest zip codes for buying & selling in Las Vegas  
19 located at [https://news3lv.com/news/local/home-sweet-home-top-5-hottest-zip-codes-for-buying-](https://news3lv.com/news/local/home-sweet-home-top-5-hottest-zip-codes-for-buying-and-selling-in-las-vegas)  
20 [and-selling-in-las-vegas.](https://news3lv.com/news/local/home-sweet-home-top-5-hottest-zip-codes-for-buying-and-selling-in-las-vegas) At no time in the video does Plaintiff state or represent that she is an  
21 expert.  
22

23 44. In the Video Defendant Lauer attempted to have Plaintiff speak about the Stormy  
24 Daniels affair. Mr. Lauer heavily edited the video to make it sound like Plaintiff made  
25 derogatory statements about President Trump. Defendant Lauer then posted the Video to  
26 Defendant Lauer's Trump Victory Team page but was also shared with several other individuals  
27  
28

1 and Facebook groups. The sharing of the Video caused several people to share the Video with  
2 others and with defamatory statements such as "Republican Never-Trumper attacks President  
3 Trump over Stormy Daniels alleged affair" It is clear that Defendant Lauer chose to author, edit  
4 and share this Video in an attempt to make it appear as though Plaintiff is unfit to run political  
5 campaigns, lower Plaintiff's reputation in the community and call others to make defamatory  
6 statements against her in an attempt to prevent Plaintiff from working in the Republican Party.

7  
8 45. Defendant Lauer has continued to send Plaintiff harassing text messages from  
9 different numbers pretending to be different people. On or about August 22, 2018 through  
10 August 24, 2018 Plaintiff received harassing text messages from a person who she believes to  
11 be Defendant Lauer bating her for information that could be used to defame her and stating,  
12 among other things, that Plaintiff would be politically destroyed, Plaintiff would never work for  
13 any political candidate ever again, stating that if she cared about the party she would play nice  
14 with Defendant Lauer. Please see the text messages attached hereto as Exhibit 4.

15  
16 46. On or about August 27, 2018 Defendant Lauer called Plaintiff from a blocked  
17 number making vague threats about "kicking someone's ass" Plaintiff hung up on Defendant  
18 Lauer and he attempted to call her back.

19 47. Defendant Lauer wrote the 360 Article citing a fictitious "campaign source" so  
20 that he could yet again diminish the Plaintiff's character; essentially calling Plaintiff a liar and  
21 questioning her credibility. This was obviously done so that others reading the 360 Article  
22 would believe Plaintiff to be a liar.

23  
24 48. Defendant Lauer through text messages to a third party states that he will continue  
25 to harass the Plaintiff.

26 49. These Articles and Video were unprivileged publications and were made to  
27 several third parties.

28 50. Defendants were negligent in making these statements.



1           51.     Plaintiff trade, business and professions have been damaged as a result of the  
2 Defendants actions and their habitual defamation of the Plaintiff.

3           52.     By reason of the forgoing facts, Plaintiff has been damaged in a sum excess of  
4 Fifteen Thousand Dollars (\$15,000.00) as will be determined by proof introduced into evidence  
5 at the time of trial.

6           53.     Plaintiff has been required to retain the services of an attorney to defend this  
7 action on her behalf and, as such, is entitled to an award of a reasonable attorney's fees and  
8 costs.  
9

### 10                           THIRD CAUSE OF ACTION

#### 11                           (Invasion of Privacy: False Light-as to all Defendants)

12           54.     Plaintiff re-alleges and incorporates by this reference each and every allegation  
13 contained in paragraphs 1 through 53 of this Complaint as though fully set forth herein.

14           55.     Defendants made several false statements concerning Plaintiff by authoring,  
15 posting and sharing the Political Gypsy Article, Ethics Article and Video.  
16

17           56.     The statements published by the Defendants placed Plaintiff before the public in a  
18 false light as the Defendants made several false statements that made it appear to the public that  
19 the Plaintiff is corrupt, deceptive, a criminal, unfit to be a campaign manager, unethical and a  
20 liar.  
21

22           57.     The false light under which Plaintiff was placed would be highly offensive to a  
23 reasonable person.

24           58.     Defendants had knowledge that their statements were false and acted in reckless  
25 disregard as to the falsity of the publicized statements and the false light in which Plaintiff was  
26 placed.  
27

28           59.     Plaintiff has been injured and received mental distress from having been exposed  
to public view.

1           60. By reason of the forgoing facts, Plaintiff has been damaged in a sum excess of  
2 Fifteen Thousand Dollars (\$15,000.00) as will be determined by proof introduced into evidence  
3 at the time of trial.

4           61. Plaintiff has been required to retain the services of an attorney to defend this  
5 action on her behalf and, as such, is entitled to an award of a reasonable attorney's fees and  
6 costs.

#### 7                                   **FOURTH CAUSE OF ACTION**

#### 8                                   **(Invasion of Privacy: Unreasonable Publicity Given to Private Facts-as to all**

#### 9                                   **Defendants)**

10  
11           62. Plaintiff re-alleges and incorporates by this reference each and every allegation  
12 contained in paragraphs 1 through 61 of this Complaint as though fully set forth herein.

13           63. Defendant Sanson authored and shared the Political Gypsy Article wherein he  
14 states that Plaintiff "was charged and sentenced for Assault Causing Bodily Injury in Dallas  
15 Texas." The assault charges referenced in the Political Gypsy Article were dismissed against  
16 Plaintiff and her record was sealed. The Order sealing this record was deemed confidential by  
17 Court as was Plaintiff's record. Defendant Lauer also shared the Political Gypsy Article with  
18 several people and Facebook groups.

19  
20           64. Disclosure of these sealed records would be offensive and objectionable to a  
21 reasonable person of ordinary sensibilities.

22           65. By reason of the forgoing facts, Plaintiff has been damaged in a sum excess of  
23 Fifteen Thousand Dollars (\$15,000.00) as will be determined by proof introduced into evidence  
24 at the time of trial.

25  
26           66. Plaintiff has been required to retain the services of an attorney to defend this  
27 action on her behalf and, as such, is entitled to an award of a reasonable attorney's fees and  
28 costs.



**FIFTH CAUSE OF ACTION**

**(Intentional Interference with Prospective Economic Advantage-as to all Defendants)**

67. Plaintiff re-alleges and incorporates by this reference each and every allegation contained in paragraphs 1 through 66 of this Complaint as though fully set forth herein.

68. There are several prospective relationships that exist between Plaintiff and third parties, both as a campaign manager and a real estate agent.

69. Defendants were aware of Plaintiff's prospective contractual relationships with political candidates and real estate clients.

70. Defendants specifically authored published and shared the Articles and Video attacking Plaintiff's credibility and suitability to act as a campaign manager and real estate agent. Defendant accused Plaintiff of ethical violations under real estate license, called Plaintiff a criminal, called Plaintiff a liar, falsely stated that Plaintiff does not have a business license, and among several other accusations accused Plaintiff of extortion.

71. Defendants knew their statements were false and after being shown proof of the falsity of the statements refused to remove them from the public's view.

72. Defendants had no purpose to authoring, posting and sharing these Articles and Video other than to harm Plaintiff by preventing her relationships with third parties.

73. Defendants had no privilege or justification to publish these false statements.

74. As a result of Defendant's actions Plaintiffs has been harmed.

75. By reason of the forgoing facts, Plaintiff has been damaged in a sum excess of Fifteen Thousand Dollars (\$15,000.00) as will be determined by proof introduced into evidence at the time of trial.

76. Plaintiff has been required to retain the services of an attorney to defend this action on her behalf and, as such, is entitled to an award of a reasonable attorney's fees and costs.

**SIXTH CAUSE OF ACTION**

**(Intentional Infliction of Emotional Distress-as to all Defendants)**

77. Plaintiff re-alleges and incorporates by this reference each and every allegation contained in paragraphs 1 through 78 of this Complaint as though fully set forth herein.

78. Defendants' conduct was extreme and outrageous with the intention of and reckless disregard for causing emotional distress to Plaintiff.

79. Defendants actions were conducted with malice.

80. Plaintiff suffered severe and extreme emotional distress as the actual or proximate result of Defendants' conduct.

81. By reason of the forgoing facts, Plaintiff has been damaged in a sum excess of Fifteen Thousand Dollars (\$15,000.00) as will be determined by proof introduced into evidence at the time of trial.

82. Plaintiff has been required to retain the services of an attorney to defend this action on her behalf and, as such, is entitled to an award of a reasonable attorney's fees and costs.

**SEVENTH CAUSE OF ACTION**

**(Negligence Per Se-as to all Defendants Violations of NRS 200.510 & NRS 200.530 & NRS**

**200.550)**

83. Plaintiff re-alleges and incorporates by this reference each and every allegation contained in paragraphs 1 through 82 of this Complaint as though fully set forth herein.

84. Defendants violated NRS 200.510, NRS 200.530 & NRS 200.550

85. Defendants violations of the statutes caused Plaintiff injuries.

86. Plaintiff belongs to a class of persons that the statutes were intended to protect.

87. Plaintiff's injuries were the type against which the statutes were intended to protect.

1           88.     As a result of the Defendants breaches of the statutes, Plaintiff has been damaged  
2 in a sum excess of Fifteen Thousand Dollars (\$15,000.00) as will be determined by proof  
3 introduced into evidence at the time of trial.

4           89.     Plaintiff has been required to retain the services of an attorney to defend this  
5 action on her behalf and, as such, is entitled to an award of a reasonable attorney's fees and  
6 costs.

7                                   **EIGHTH CAUSE OF ACTION**

8                                   **(Concert of Action-as to all Defendants)**

9  
10          90.     Plaintiff re-alleges and incorporates by this reference each and every allegation  
11 contained in paragraphs 1 through 89 of this Complaint as though fully set forth herein.

12          91.     Defendants acted together, in concert, to commit each and every one of the  
13 causes of action contained herein this Complaint.

14          92.     As a result of the Defendants actions, Plaintiff has been damaged in a sum excess  
15 of Fifteen Thousand Dollars (\$15,000.00) as will be determined by proof introduced into  
16 evidence at the time of trial.

17          93.     Plaintiff has been required to retain the services of an attorney to defend this  
18 action on her behalf and, as such, is entitled to an award of a reasonable attorney's fees and  
19 costs.  
20

21                                   **NINTH CAUSE OF ACTION**

22                                   **(NRS 42.005 Request for Exemplary and Punitive Damages )**

23  
24          94.     Plaintiff re-alleges and incorporates by this reference each and every allegation  
25 contained in paragraphs 1 through 93 of this Complaint as though fully set forth herein.

26          95.     It is proven by clear and convincing evidence that the Defendants are guilty of  
27 oppression, fraud or malice.  
28



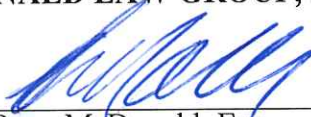
1           96.     The Plaintiff, in addition to the compensatory damages, are entitled to recover  
2 damages for the sake of example and by way of punishing the Defendants for three times the  
3 amount of compensatory damages awarded to the Plaintiff if the amount of compensatory  
4 damages is \$100,000 or more; or three hundred thousand dollars if the amount of compensatory  
5 damages awarded to the plaintiff is less than \$100,000.00.

6           **WHEREFORE**, the Plaintiff prays for each and every aforementioned cause of action,  
7 the following relief against the Defendants:  
8

- 9           1. For General Damages in excess of Fifteen Thousand Dollars (\$10,000.00),  
10          2. For Punitive Damages in excess of Fifteen Thousand Dollars (\$10,000.00),  
11          3. For an award of attorney's fees and costs,  
12          4. Such other and further relief as the Court may deem just and proper.

13         DATED this 10<sup>th</sup> day of November, 2018.

14                                 **MCDONALD LAW GROUP, LLC**

15                                 By   
16                                 Rena McDonald, Esq.  
17                                 Nevada Bar No. 8852  
18                                 203 S. Water Street, Suite 300  
19                                 Henderson, NV 89015  
20                                 (702)448-4962  
21                                 Fax (702)448-5011  
22                                 Attorney for Plaintiff  
23  
24  
25  
26  
27  
28

VERIFICATION

STATE OF NEVADA )

) ss.

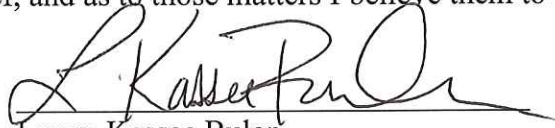
COUNTY OF CLARK )

Lawra Kasse Bulen, being first duly sworn, deposes and says:

1. That I am the Plaintiff in the above entitled action.

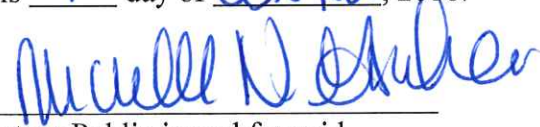
2. That I have read the foregoing Complaint and know the contents hereof.

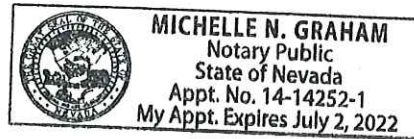
3. That the same is true of my own knowledge, except for those matters therein  
contained stated upon information and belief, and as to those matters I believe them to be true.

  
Lawra Kasse Bulen

Subscribed and sworn to before me

this 14 day of November, 2018.

  
Notary Public in and for said  
County and State



**ORDG**  
KAPLAN COTTNER  
KORY L. KAPLAN  
Nevada Bar No. 13164  
Email: [kory@kaplancottner.com](mailto:kory@kaplancottner.com)  
KYLE P. COTTNER  
Nevada Bar No. 12722  
Email: [kyle@kaplancottner.com](mailto:kyle@kaplancottner.com)  
850 E. Bonneville Ave.  
Las Vegas, Nevada 89101  
Telephone: (702) 381-8888  
Facsimile: (702) 832-5559  
*Attorneys for Defendants*

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

LAWRA KASSEE BULEN an individual,  
Plaintiff,

vs.

ROB LAUER, an individual, STEVE SANSON,  
an individual, and DOES I through X; and ROE  
CORPORATIONS I through X, Inclusive,  
Defendants.

CASE NO.: A-18-784807-C  
DEPT. NO.: 8

**ORDER GRANTING DEFENDANTS'**  
**SPECIAL MOTION TO DISMISS**  
**COMPLAINT PURSUANT TO NRS**  
**41.660**

Date of Hearing: August 4, 2020  
Time of Hearing: 9:30 a.m.

THIS MATTER having come before the Court with respect to *Defendants' Special Motion to Dismiss Complaint Pursuant to NRS 41.660* ("Motion") commencing on August 4, 2020 at the hour of 9:30 a.m.; Kory L. Kaplan, Esq. of the law firm of Kaplan Cottner, appearing on behalf of Defendants Rob Lauer and Steve Sanson (collectively, "Defendants"); and Brandon L. Phillips, Esq., appearing on behalf of Plaintiff Lawra Kasse Bulen ("Plaintiff"); the Court having read and considered Defendants' Motion, the Opposition and Reply on file, and the exhibits attached thereto; and the Court having heard and considered the arguments of counsel, and good cause appearing therefor, the Court finds the following:

**I.**

**FINDINGS OF FACT**

1. On November 20, 2018, Plaintiff filed her Complaint against Defendants for: (1)

KAPLAN COTTNER  
850 E. Bonneville Ave.  
Las Vegas, Nevada 89101  
Tel: (702) 381-8888 Fax: (702) 832-5559

1 Defamation; (2) Defamation Per Se; (3) Invasion of Privacy: False Light; (4) Invasion of Privacy:  
2 Unreasonable Publicity Given to Private Facts; (5) Intentional Interference with Prospective  
3 Economic Advantage; (6) Intentional Infliction of Emotional Distress; (7) Negligence Per Se; (8)  
4 Concert of Action; and (9) NRS 42.005 Request for Exemplary and Punitive Damages.

5 2. On July 2, 2020, Defendants filed the Motion.

6 3. In their Motion, Defendants argue that each of Plaintiff's causes of action arise from  
7 protected speech in the form of several published articles and a video.

8 4. Attached to the Motion are declarations from each of the Defendants, stating that  
9 the articles and video are truthful, made without Defendants' knowledge of any falsehood, and/or  
10 are the opinions of Defendants.

## 11 II.

### 12 CONCLUSIONS OF LAW

13 5. Nevada's anti-SLAPP ("Strategic Lawsuit Against Public Participation") statutes  
14 aim to protect First Amendment rights by providing defendants with a procedural mechanism to  
15 dismiss "meritless lawsuit[s] that a party initiates primarily to chill a defendant's exercise of his  
16 or her First Amendment free speech rights" before incurring the costs of litigation. *Stubbs v.*  
17 *Strickland*, 129 Nev. 146, 150, 297 P.3d 326, 329 (2013). Nevada's anti-SLAPP statute is codified  
18 in NRS 41.635 thru NRS 41.670, inclusive.

19 6. Nevada's anti-SLAPP statutes "create a procedural mechanism to prevent wasteful  
20 and abusive litigation by requiring the plaintiff to make an initial showing of merit." *John v.*  
21 *Douglas Cnty. Sch. Dist.*, 125 Nev. 746, 757-58, 219 P.3d 1276, 1284 (2009); *U.S. ex rel. Newsham*  
22 *v. Lockheed Missiles & Space Co.*, 190 F.3d 963, 970-71 (9th Cir. 1999) ("The hallmark of a  
23 SLAPP suit is that it lacks merit, and is brought with the goals of obtaining an economic advantage  
24 over a citizen party by increasing the cost of litigation to the point that the citizen party's case will  
25 be weakened or abandoned, and of deterring future litigation."). The Nevada Legislature has  
26 further "explained that SLAPP lawsuits abuse the judicial process by chilling, intimidating and  
27 punishing individuals for their involvement in public affairs." *John*, 125 Nev. at 752, 29 P.3d  
28 1281.

7. Under Nevada’s anti-SLAPP statutes, a moving party may file a special motion to dismiss if an action is filed in retaliation to the exercise of free speech. *Coker v. Sassone*, 135 Nev. 8, 11–12, 432 P.3d 746, 749–50 (2019). A district court considering a special motion to dismiss must undertake a two-prong analysis. First, it must “[d]etermine whether the moving party has established, by a preponderance of the evidence, that the claim is based upon a good faith communication in furtherance of ... the right to free speech in direct connection with an issue of public concern.” NRS 41.660(3)(a). If successful, the district court advances to the second prong, whereby “the burden shifts to the plaintiff to show ‘with prima facie evidence a probability of prevailing on the claim.’” *Shapiro v. Welt*, 133 Nev. 35, 38, 389 P.3d 262, 267 (2017) (quoting NRS 41.660(3)(b)). Otherwise, the inquiry ends at the first prong, and the case advances to discovery.

8. A moving party seeking protection under NRS 41.660 need only demonstrate that his or her conduct falls within one of four statutorily defined categories of speech, rather than address difficult questions of First Amendment law. *See Delucchi v. Songer*, 133 Nev. 290, 299, 396 P.3d 826, 833 (2017). NRS 41.637(4) defines one such category as: “[c]ommunication made in direct connection with an issue of public interest in a place open to the public or in a public forum ... which is truthful or is made without knowledge of its falsehood.”

9. The published articles and video were made in a public forum. *Damon v. Ocean Hills Journalism Club*, 85 Cal.App.4th 468, 475, 102 Cal.Rptr.2d 205) (2000).<sup>1</sup>

10. The published articles and video concern an issue of public interest as Plaintiff states in her Complaint that she is a campaign manager for Republican candidates and a professional real estate agent.

11. All of Plaintiff’s causes of action in the Complaint are based upon protected speech by Defendants as the underlying conduct central to each of the causes of action are good-faith

---

<sup>1</sup> The Nevada Supreme Court considers California case law when determining whether Nevada's anti-SLAPP statute applies to a claim because California's anti-SLAPP statute is similar in purpose and language to Nevada's anti-SLAPP statute. *John v. Douglas Cnty. Sch. Dist.*, 125 Nev. 746, 756, 219 P.3d 1276, 1283 (2009); *see* NRS 41.660; Cal.Civ.Proc.Code § 425.16 (West 2004 & Supp. 2009).



1 communications. *Abrams v. Sanson*, 136 Nev. Adv. Op. 9, 458 P.3d 1062 (2020); *Veterans in*  
2 *Politics Int'l, Inc. v. Willick*, 457 P.3d 970 (Nev. 2020) (unpublished).

3 12. Defendants have satisfied their burden under the first prong of the anti-SLAPP  
4 analysis as they have demonstrated that their statements were either truthful or made without  
5 knowledge of their falsity, the statements concern matters of public concern, and the statements  
6 were made in a public forum.

7 13. As such, the burden shifts to Plaintiff to show “with prima facie evidence a  
8 probability of prevailing on the claim.” *Shapiro*, 133 Nev. at 38, 389 P.3d at 267 (quoting NRS  
9 41.660(3)(b)).

10 14. In reviewing Plaintiff’s probability of prevailing on each of her claims arising from  
11 protected good-faith communications, Plaintiff has not shown minimal merit.

12 15. Plaintiff’s defamation claim and defamation per se claim lack minimal merit  
13 because Defendants’ statements were truthful, made without knowledge of falsehood, and/or were  
14 opinions that therefore could not be defamatory. *See Pegasus v. Reno Newspapers, Inc.*, 118 Nev.  
15 706, 718, 57 P.3d 82, 90 (2002) (excluding statements of opinion from defamation).

16 16. Plaintiff has not shown minimal merit supporting her claims for invasion of privacy  
17 because she failed to show that she was placed in a false light that was highly offensive or that  
18 Defendants’ statements were made with knowledge or disregard to their falsity. *See Restatement*  
19 *(Second) of Torts* § 652E (1977).

20 17. Plaintiff’s claim for intentional interference with prospective business advantage  
21 lacks minimal merit as Plaintiff has not demonstrated that the statements were false or that there  
22 was otherwise wrongful or unjustified conduct on the part of Defendants. *Klein v. Freedom*  
23 *Strategic Partners, LLC*, 595 F. Supp. 2d 1152 (D. Nev. 2009).

24 18. Plaintiff has not shown that her intentional infliction of emotional distress (IIED)  
25 claim had minimal merit because she did not show extreme and outrageous conduct beyond the  
26 bounds of decency. *See Olivero v. Lowe*, 116 Nev. 395, 398, 995 P.2d 1023, 1025 (2000) (stating  
27 IIED claim elements); *Maduikie v. Agency Rent-A-Car*, 114 Nev. 1, 4, 953 P.2d 24, 26 (1998)  
28 (considering “extreme and outrageous conduct” as that which is beyond the bounds of decency).

1 *See Candelore v. Clark Cty. Sanitation Dist.*, 975 F.2d 588, 591 (9th Cir. 1992) (considering claim  
2 for IIED under Nevada law and observing that “[l]iability for emotional distress will not extend to  
3 ‘mere insults, indignities, threats, annoyances, petty oppressions, or other trivialities’” (quoting  
4 *Restatement (Second) of Torts* § 46 cmt. d (1965))).

5 19. Plaintiff did not show minimal merit supporting her claim for concert of action  
6 because she did not show any tortious act or that Defendant agreed to conduct an inherently  
7 dangerous activity or an activity that poses a substantial risk of harm to others. *See GES, Inc. v.*  
8 *Corbitt*, 117 Nev. 265, 271, 21 P.3d. 11, 15 (2001).

9 20. Since there is no minimal merit supporting any of Plaintiff’s other causes of action,  
10 Plaintiff’s claim for punitive damages must also be dismissed. NRS 24.005.

11 21. As a result, Plaintiff has failed to meet her burden under the second prong of the  
12 anti-SLAPP analysis.

13 22. As a matter of law, Defendants are entitled to attorney’s fees and costs, and may  
14 also be awarded, in addition to reasonable costs and attorney’s fees, an amount of up to \$10,000  
15 per Defendant. NRS 41.670(1)(a)-(b).

16 23. Defendants shall file a separate motion for attorney’s fees, costs, and an award  
17 pursuant to NRS 41.670(1)(a)-(b).

18 **III.**

19 **ORDER**

20 Based on the foregoing findings of fact and conclusions of law,

21 **IT IS HEREBY ORDERED** that Defendants’ Special Motion to Dismiss Complaint  
22 Pursuant to NRS 41.660 is **GRANTED** in its entirety.

23 **IT IS HEREBY FURTHER ORDERED** that Defendants are entitled to attorney’s fees  
24 and costs, and may also be awarded, in addition to reasonable costs and attorney’s fees, an amount  
25 of up to \$10,000 per Defendant.

26 . . .

27 . . .

28 . . .

KAPLAN COTTNER  
850 E. Bonneville Ave.  
Las Vegas, Nevada 89101  
Tel: (702) 381-8888 Fax: (702) 832-5559

IT IS SO ORDERED this \_\_\_\_ day of August, 2020.

Dated this 21st day of August, 2020



HONORABLE TREVOR L. ATKIN  
EIGHTH JUDICIAL DISTRICT COURT JUDGE

62A 31E 23DA 200C  
Trevor Atkin  
District Court Judge

Respectfully Submitted By:

Approved as to form and content:

Dated: August 18, 2020

Dated: August 18, 2020

KAPLAN COTTNER

BRANDON L. PHILLIPS, ATTORNEY  
AT LAW, PLLC

By: /s/ Kory L. Kaplan  
KORY L. KAPLAN  
Nevada Bar No. 13164  
850 E. Bonneville Ave.  
Las Vegas, NV 89101  
*Attorneys for Defendants*

By: /s/ Brandon L. Phillips  
BRANDON L. PHILLIPS  
Nevada Bar No. 12264  
1455 E. Tropicana Ave., Suite 750  
Las Vegas, NV 89119  
*Attorney for Plaintiff*

## Sunny Southworth

---

**From:** Brandon Phillips <blp@abetterlegalpractice.com>  
**Sent:** Tuesday, August 18, 2020 11:20 AM  
**To:** Kory Kaplan  
**Cc:** Kyle Cottner; Sunny Southworth  
**Subject:** RE: Bulen-Lauer Order Granting Anti-Slapp Motion

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Kory,

You can use my e-signature for the Order.

Thank you,

**BRANDON L. PHILLIPS, ATTORNEY AT LAW, PLLC**

Brandon L. Phillips, Esq.  
1455 E. Tropicana Ave., Suite 750  
Las Vegas, Nevada 89119  
Phone: 702-795-0097  
Facsimile: 702-795-0098  
Email: [blp@abetterlegalpractice.com](mailto:blp@abetterlegalpractice.com)

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**From:** Kory Kaplan <kory@kaplancottner.com>  
**Sent:** Monday, August 10, 2020 3:18 PM  
**To:** Brandon Phillips <blp@abetterlegalpractice.com>  
**Cc:** Kyle Cottner <kyle@kaplancottner.com>; Sunny Southworth <sunny@kaplancottner.com>  
**Subject:** Bulen-Lauer Order Granting Anti-Slapp Motion

Brandon,

Please see the attached draft of the order granting Defendants' Special Motion to Dismiss Complaint Pursuant to NRS 41.660. Please let me know if you have any edits.

Thanks,  
Kory



Kory L. Kaplan, Esq.  
850 E. Bonneville Ave.  
Las Vegas, NV 89101  
Tel (702) 381-8888  
Fax (702) 382-1169  
[www.kaplancottner.com](http://www.kaplancottner.com)

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Lawra Bulen, Plaintiff(s)

CASE NO: A-18-784807-C

7 vs.

DEPT. NO. Department 8

8 Rob Lauer, Defendant(s)

9  
10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 8/21/2020

15 Brandon Phillips blp@abetterlegalpractice.com

16 Paul Padda psp@paulpaddalaw.com

17 Steve Sanson devildog1285@cs.com

18 Rob Lauer news360daily@hotmail.com

19 Rob Lauer centurywest1@hotmail.com

20 Robin Tucker rtucker@abetterlegalpractice.com

21 Kory Kaplan kory@kaplancottner.com

22 Sara Savage sara@lzkclaw.com

23 Sunny Southworth sunny@kaplancottner.com

25

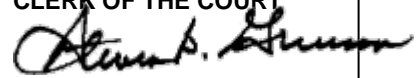
26

27

28

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9/1/2020 3:29 PM  
Steven D. Grierson  
CLERK OF THE COURT



MAFC  
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Facsimile: (702) 832-5559  
*Attorneys for Defendants*

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

LAWRA KASSEE BULEN an individual,  
  
Plaintiff,

vs.

ROB LAUER, an individual, STEVE SANSON,  
an individual, and DOES I through X; and ROE  
CORPORATIONS I through X, Inclusive,  
  
Defendants.

CASE NO.: A-18-784807-C  
DEPT. NO.: 8

**DEFENDANTS' MOTION FOR**  
**ATTORNEY'S FEES, COSTS, AND**  
**ADDITIONAL RELIEF PURSUANT**  
**TO NRS 41.660 AND NRS 41.670**

**HEARING REQUESTED**

Date of Hearing: August 4, 2020  
Time of Hearing: 9:30 a.m.

Come now, Defendants Rob Lauer ("Lauer") and Steve Sanson ("Sanson," collectively with Lauer, "Defendants"), by and through their counsel, Kory L. Kaplan, Esq. and Kyle P. Cottner, Esq., of the law firm of Kaplan Cottner, and hereby move this Honorable Court for an award of attorney's fees and costs therefrom pursuant to Nevada Revised Statutes ("NRS") 41.670 and NRS 41.670.

...

...

...

...

...

1 This Motion is made and based on the following Memorandum of Points and Authorities,  
2 the papers and pleadings already on file herein, and any oral argument the Court may permit at the  
3 hearing of this matter.

4 Dated this 1st day of September, 2020.

5 KAPLAN COTTNER

6  
7 /s/ Kory L. Kaplan  
8 KORY L. KAPLAN  
9 Nevada Bar No. 13164  
10 KYLE P. COTTNER  
11 Nevada Bar No. 12722  
12 850 E. Bonneville Ave.  
13 Las Vegas, Nevada 89101  
14 *Attorneys for Defendants*

15 **MEMORANDUM OF POINTS AND AUTHORITIES**

16 **I.**

17 **STATEMENT OF RELEVANT FACTS**

18 Plaintiff filed her Complaint against Defendants relating to three published articles and a  
19 video interview posted online concerning Plaintiff. *See* Complaint, already on file herein. Plaintiff  
20 alleged 9 causes of action against Defendants for: (1) Defamation; (2) Defamation Per Se; (3)  
21 Invasion of Privacy: False Light; (4) Invasion of Privacy: Unreasonable Publicity Given to Private  
22 Facts; (5) Intentional Interference with Prospective Economic Advantage; (6) Intentional Infliction  
23 of Emotional Distress; (7) Negligence Per Se; (8) Concert of Action; and (9) NRS 42.005 Request  
24 for Exemplary and Punitive Damages. *See generally id.*<sup>1</sup>

25 On July 2, 2020, Defendants filed their Special Motion to Dismiss the Complaint pursuant  
26 to NRS 41.660. *See* Motion to Dismiss, already on file herein. Because Defendants' conduct is  
27 protected free speech, anti-SLAPP ("Strategic Lawsuit Against Public Participation") laws are  
28 designed to provide for early dismissal of meritless lawsuits filed against people for the exercise

<sup>1</sup> Defendants incorporate herein by reference their entire Special Motion to Dismiss Pursuant to NRS 41.660 that was filed in this case on July 2, 2020.



of their First Amendment rights. *Id.*; *see also* NRS 41.660.

On July 21, 2020, Defendants filed a Notice of Non-Opposition to their Special Motion to Dismiss. *See* Notice of Non-Opposition, already on file herein. Later on, July 21, 2020, Plaintiff filed an Opposition to Defendants' Special Motion to Dismiss. *See* Opposition, already on file herein. On July 28, 2020, Defendants filed their Reply in support of their Special Motion to Dismiss. *See* Reply, already on file herein.

On August 4, 2020, this Court held oral argument on Defendants' Special Motion to Dismiss. *See* Register of Actions. This Court granted Defendants' Special Motion to Dismiss in its entirety. *See* Order Granting Special Motion to Dismiss, already on file herein. Further, the Court ordered that Defendants are entitled to attorney's fees and costs, and may also be awarded, in addition to reasonable costs and attorney's fees, an amount of up to \$10,000 per Defendant. *Id.*; *see also* NRS 41.670.

## II.

### LEGAL ARGUMENT

#### **A. The Court Shall Award Reasonable Costs, Attorney's Fees, and \$10,000 per Defendant as the Anti-SLAPP Motion was Granted.**

1. If the court grants a special motion to dismiss filed pursuant to NRS 41.660:

(a) The court shall award reasonable costs and attorney's fees to the person against whom the action was brought, except that the court shall award reasonable costs and attorney's fees to this State or to the appropriate political subdivision of this State if the Attorney General, the chief legal officer or attorney of the political subdivision or special counsel provided the defense for the person pursuant to NRS 41.660.

(b) The court may award, in addition to reasonable costs and attorney's fees awarded pursuant to paragraph (a), an amount of up to \$10,000 to the person against whom the action was brought.

(c) The person against whom the action is brought may bring a separate action to recover:

- (1) Compensatory damages;
- (2) Punitive damages; and
- (3) Attorney's fees and costs of bringing the separate action.

[...]

3. In addition to reasonable costs and attorney's fees awarded pursuant to subsection 2, the court may award:

1 (a) An amount of up to \$10,000; and

2 (b) Any such additional relief as the court deems proper to punish and deter the  
3 filing of frivolous or vexatious motions.

4 NRS 41.670.

5 Further, the Ninth Circuit has held that when an anti-SLAPP motion disposes of every  
6 cause of action, it is appropriate to award all attorney's fees incurred in connection with the case,  
7 even if not directly related to the anti-SLAPP motion, because the successful movant "incurred the  
8 expenses Plaintiffs dispute in responding to a lawsuit the district court found baseless." *Graham-*  
9 *Suit v. Clainos*, 738 F.3d 1131, 1159 (9th Cir. 2013) (*affirmed in Graham-Suit v. Clainos*, 756  
10 F.3d 724, 752 (9th Cir. 2014); *Wanland v. Law Offices of Mastagni, Holstedt & Chiurazzi*, 141  
11 Cal.App.4th 15, 45 Cal.Rptr.3d 633, 637 (2006) ("[T]o this end, the provision is broadly construed  
12 so as to effectuate the legislative purpose of reimbursing the prevailing defendant for expenses  
13 incurred in extracting herself from a baseless lawsuit." ).

14 Pursuant to NRS 41.670(1)(a), reasonable costs and attorney's fees are not discretionary  
15 and shall be awarded upon the court's granting of a special motion to dismiss pursuant to NRS  
16 41.660. As stated above, Defendants prevailed on obtaining dismissal of Plaintiff's Complaint  
17 under Nevada's anti-SLAPP statute, NRS § 41.660. As a result, the legislature has mandated that  
18 as the prevailing party in the anti-SLAPP litigation, Defendants must be awarded reasonable  
19 attorney's fees and costs. As reflected in the declaration of counsel within **Exhibit A** and the  
20 redacted billing entries provided in **Exhibit B**, Defendants incurred attorney's fees in the amount  
21 of \$13,650.00 in defending Plaintiff's abusive lawsuit. Pursuant to NRS § 41.660(1), judgment in  
22 favor of Defendants in this amount is necessary. For the same reasons, costs in the amount of  
23 \$281.84 as stated within the Defendants' Memorandum of Costs located at **Exhibit C** must also  
24 be awarded. Finally, NRS 41.670 permits, in addition to attorney's fees and costs, an amount of  
25 up to \$10,000 per defendant, and Defendants therefore request an additional \$20,000.

26 **B. Defendants Are Entitled to Attorney's Fees.**

27 In determining the reasonableness and amount of an attorney's fee award, a court may begin  
28

its analysis with any method rationally designed to calculate a reasonable amount. *Shuette v. Beazer Homes*, 121 Nev. 837, 864; 124 P.3d 530, 549 (2005). Whether the court seeks to award the entire amount of attorney’s fees or use an alternative approach, the court must consider the requested amount in light of the factors enumerated in *Brunzell v. Golden Gate National Bank*, 85 Nev. 345, 349; 455 P.2d 31 (1969), “namely, (1) the advocate’s professional qualities, (2) the nature of the litigation, (3) the work performed, and (4) the result.” *Shuette*, 121 Nev. at 865; 124 P.3d at 549. The *Brunzell* factors are demonstrated below and further supported by the Declaration of Kory L. Kaplan, Esq., a true and correct copy of which is attached hereto as **Exhibit A**.

***1. Qualities of the Advocate.***

Kory L. Kaplan, Esq. has been licensed to practice law in Nevada since 2013 and has been licensed to practice law in Florida since 2019. *Id.* at ¶ 10. Mr. Kaplan received his undergraduate degree in 2010 from UCLA and his law degree in 2013 from the University of Arizona, James E. Rogers College of Law. *Id.* at ¶ 7. Prior to forming his current firm, Mr. Kaplan was a partner at the law firms of Larson Zirzow Kaplan and Larson Zirzow Kaplan Cottner, an associate at Gentile Cristalli Miller Armeni Savarese, and an associate at the law firm of Gordon Silver. *Id.* at ¶ 8. Prior to joining Gordon Silver, Mr. Kaplan served as a judicial extern to the Honorable Jackie Glass and the Honorable Ronald Israel of the Eighth Judicial District Court, Clark County, Nevada. *Id.* at ¶ 9. Mr. Kaplan is admitted to practice in the Supreme Court of the State of Nevada, United States District Court for the District of Nevada, Ninth Circuit Court of Appeals, Supreme Court of Florida, and the Ninth Circuit Court of Appeals. *Id.* at ¶ 11.

***2. Character of the Work / Nature of the Litigation.***

The character of the work performed in this case for Defendants, including the intricacy, importance, and the time and skill required in Defendants’ counsel’s work is evident throughout. The nature of the litigation involved complex research, analysis and drafting of the dispositive motion and related work involving anti-SLAPP laws. The case was intricate as it involved researching claims and defenses, including California law as Nevada follows California law in anti-SLAPP cases, as evidenced in the 20-page Special Motion to Dismiss. This case involved freedom of speech and the protections of journalists’ First Amendment rights to provide

1 Defendants with a procedural mechanism to dismiss this meritless lawsuit that Plaintiff initiated  
2 primarily to chill Defendants' exercise of their First Amendment free speech rights.

3 This factor, therefore, also weigh in favor of the reasonableness of the attorney's fees.

4 **3. Work Performed.**

5 Considerable time and attention were given to this matter as reflected in the itemized billing  
6 statement, a true and correct copy of which is attached hereto as **Exhibit B**. Undersigned counsel's  
7 skill and attention to this case is reflected in the filings in this case. For the same reasons, costs in  
8 the amount of \$281.84 as stated within the Defendants' Memorandum of Costs located at **Exhibit**  
9 **C** must also be awarded.

10 **4. Result.**

11 Finally, Defendants were successful in this case as Plaintiff's Complaint was dismissed  
12 pursuant to NRS 41.660. These successful results, together with the other *Brunzell* factors, are  
13 compelling evidence and favor awarding Defendants the total amount of attorney's fees incurred  
14 in this case.

15 **IV.**

16 **CONCLUSION**

17 Based upon the foregoing, it is respectfully requested that this Court award Defendants  
18 attorney's fees in the sum of \$13,650, costs in the amount of \$281.84, and an additional amount  
19 of \$10,000 per Defendant pursuant to NRS 41.670, for a total judgment of \$33,931.84.

20 Dated this 1st day of September, 2020.

21 KAPLAN COTTNER

22  
23 /s/ Kory L. Kaplan  
KORY L. KAPLAN  
Nevada Bar No. 13164  
KYLE P. COTTNER  
Nevada Bar No. 12722  
850 E. Bonneville Ave.  
Las Vegas, Nevada 89101  
Attorneys for Defendants  
24  
25  
26  
27  
28

KAPLAN COTTNER  
850 E. Bonneville Ave.  
Las Vegas, Nevada 89101  
Tel: (702) 381-8888 Fax: (702) 832-5559

**CERTIFICATE OF SERVICE**

I hereby certify that the *DEFENDANTS' MOTION FOR ATTORNEY'S FEES, COSTS, AND ADDITIONAL RELIEF PURSUANT TO NRS 41.660 AND NRS 41.670* submitted electronically for filing and/or service with the Eighth Judicial District Court on the 1st day of September, 2020. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows<sup>2</sup>:

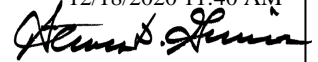
N/A

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage prepaid, addressed to:

Brandon L. Phillips, Esq.  
1455 E. Tropicana Ave., Suite 750  
Las Vegas, NV 89119  
Attorney for Plaintiff

/s/ Sunny Southworth  
Sunny Southworth, An employee of  
Kaplan Cottner

<sup>2</sup> Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).

  
CLERK OF THE COURT

**ORD**

BRANDON L. PHILLIPS, ESQ  
Nevada Bar No. 12264  
BRANDON L. PHILLIPS, ATTORNEY AT LAW, PLLC  
1455 E. Tropicana Ave., Suite 750  
Las Vegas, NV 89119  
Tel: (702) 795-0097  
Fax: (702) 795-0098  
blp@abetterlegalpractice.com  
*Attorney for Plaintiff, L. Bulen*

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

LAWRA KASSEE BULEN,

Plaintiff,

vs.

STEVE SANSON, an Individual; ROB  
LAUER, an Individual,

Defendant.

CASE NO. A-18-784807-C

DEPT. NO. 8

**ORDER ON DEFENDANTS'**

**MOTION FOR ATTORNEYS' FEES**

Hearing Date: October 6, 2020

THIS MATTER, having come before the Court with respect to *Defendants' Motion for Attorney's Fees, Costs, and Additional Relief pursuant to NRS 41.660 and NRS 41.670* ("Motion"), commencing on October 6, 2020 at the hour of 9:30 a.m.; Kory L. Kaplan, Esq. of the law firm of Kaplan Cottner, appearing on behalf of Defendants Rob Lauer and Steve Sanson (collectively, "Defendants"); and Brandon L. Phillips, Esq., appearing on behalf of Plaintiff Lawra Kassee Bulen ("Plaintiff"); the Court having read and considered Defendants' Motion, the Opposition and Reply on file, and the exhibits attached thereto; and the Court having heard and considered the arguments of counsel, and good cause appearing therefor, the Court finds the following:

**I.**  
**FINDINGS OF FACT**

1. On November 20, 2018, Plaintiff filed her Complaint against Defendants for: (1) Defamation; (2) Defamation Per Se; (3) Invasion of Privacy: False Light; (4) Invasion of Privacy: Unreasonable Publicity Given to Private Facts; (5) Intentional Interference with Prospective Economic Advantage; (6) Intentional Infliction of Emotional Distress; (7) Negligence Per Se; (8) Concert of Action; and (9) NRS 42.005 Request for Exemplary and Punitive Damages.

2. On July 2, 2020, Defendants filed their Special Motion to Dismiss the Complaint pursuant to Nevada Revised Statutes (“NRS”) 41.660.

3. At the oral argument on August 4, 2020, the Court granted Defendants’ Special Motion to Dismiss in its entirety.

4. On August 25, 2020, Notice of Entry of Order was entered on the Court’s Order Granting Defendants’ Special Motion to Dismiss. The findings of fact and conclusions of law within the Court’s Order Granting Defendants’ Special Motion to Dismiss in its entirety is hereby incorporated by reference.

5. Defendants prevailed on obtaining dismissal of Plaintiff’s entire Complaint under Nevada’s anti-SLAPP statute, NRS § 41.660.

6. That Plaintiff’s claims were not brought in bad faith or for a frivolous purpose.

7. On September 1, 2020, Defendants filed the Motion.

8. On September 15, 2020, Plaintiff filed her Opposition to the Motion.

9. On September 29, 2020, Defendants filed their Reply in support of the Motion.

10. Defendants incurred \$16,415.00 in attorney’s fees and \$281.84 in costs related to this entire matter.

**II.**  
**CONCLUSIONS OF LAW**

11. Nevada’s anti-SLAPP (“Strategic Lawsuit Against Public Participation”) statutes aim to protect First Amendment rights by providing defendants with a procedural mechanism to dismiss “meritless lawsuit[s] that a party initiates primarily to chill a defendant’s exercise of his

1 or her First Amendment free speech rights” before incurring the costs of litigation. *Stubbs v.*  
2 *Strickland*, 129 Nev. 146, 150, 297 P.3d 326, 329 (2013). Nevada’s anti-SLAPP statute is  
3 codified in NRS 41.635 thru NRS 41.670, inclusive.

4 12. A moving party seeking protection under NRS 41.660 need only demonstrate that  
5 his or her conduct falls within one of four statutorily defined categories of speech, rather than  
6 address difficult questions of First Amendment law. *See Delucchi v. Songer*, 133 Nev. 290, 299,  
7 396 P.3d 826, 833 (2017). NRS 41.637(4) defines one such category as: “[c]ommunication made  
8 in direct connection with an issue of public interest in a place open to the public or in a public  
9 forum ... which is truthful or is made without knowledge of its falsehood.”

10 13. When an anti-SLAPP motion disposes of every cause of action, it is appropriate to  
11 award all attorney’s fees incurred in connection with the case, even if not directly related to the  
12 anti-SLAPP motion, because the successful movant “incurred the expenses Plaintiffs dispute in  
13 responding to a lawsuit the district court found baseless.” *Graham-Suit v. Clainos*, 738 F.3d 1131,  
14 1159 (9th Cir. 2013) (*affirmed in Graham-Suit v. Clainos*, 756 F.3d 724, 752 (9th Cir. 2014);  
15 *Wanland v. Law Offices of Mastagni, Holstedt & Chiurazzi*, 141 Cal.App.4th 15, 45 Cal.Rptr.3d  
16 633, 637 (2006) (“[T]o this end, the provision is broadly construed so as to effectuate the  
17 legislative purpose of reimbursing the prevailing defendant for expenses incurred in extracting  
18 herself from a baseless lawsuit.” ).

19 14. Additionally, an award of anti-SLAPP costs and fees includes fees incurred after  
20 the motion is granted. *See Wanland v. Law Offices of Mastagni, Holstedt & Chiurazzi*, 141 Cal.  
21 App. 4th 15, 21 (2006) (finding that fees recoverable under anti-SLAPP statute include all post-  
22 motion fees, such as fees on fees, fees in connection with defending an award of fees, and fees on  
23 appeal of an order granting an Anti-SLAPP motion).

24 15. In Nevada, trial courts “have great discretion to award attorney fees, and this  
25 discretion is tempered only by reason and fairness.” *Haley v. Dist. Ct.*, 128 Nev. Adv. Op. 16,273  
26 P.3d 855, 860 (2012) (citing *Shuette v. Beazer Homes Holdings Corp.*, 121 Nev. 837, 864, 124  
27 P.3d 530, 548-49 (2005)); *see also Bergmann v. Boyce*, 109 Nev. 670, 674, 856 P.2d 560, 563  
28



1 (1993) (attorney's fees are "within the sound discretion of the trial court").)

2 16. In determining the reasonableness and amount of an attorney's fee award, a court  
3 may begin its analysis with any method rationally designed to calculate a reasonable amount.  
4 *Shuette v. Beazer Homes*, 121 Nev. 837, 864; 124 P.3d 530, 549 (2005). Whether the court seeks  
5 to award the entire amount of attorney's fees or use an alternative approach, the court must  
6 consider the requested amount in light of the factors enumerated in *Brunzell v. Golden Gate*  
7 *National Bank*, 85 Nev. 345, 349; 455 P.2d 31 (1969), "namely, (1) the advocate's professional  
8 qualities, (2) the nature of the litigation, (3) the work performed, and (4) the result." *Shuette*, 121  
9 Nev. at 865; 124 P.3d at 549.

10 17. Upon review of the *Brunzell* factors, the Declaration of Kory L. Kaplan, Esq.  
11 attached to the Motion, and the arguments made by the parties in the Motion, Plaintiff's  
12 Opposition, and Defendants' Reply in support of the Motion, Defendants' attorney's fees were  
13 reasonable and necessary.  
14

15 18. As a matter of law, Defendants are entitled to their attorney's fees and costs. NRS  
16 41.670(1)(a).

17 **III.**  
**ORDER AND FINAL JUDGMENT**

18 Based on the foregoing findings of fact and conclusions of law,

19 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that Defendants' Motion  
20 for Attorney's Fees, Costs, and Additional Relief pursuant to NRS 41.660 and NRS 41.670 is  
21 **GRANTED** in part.  
22

23 **IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED** that  
24 Defendants are entitled to attorney's fees from Plaintiff in the amount of **\$16,415.00** and costs in  
25 the amount of **\$281.84**, for a total judgment of **\$16,696.84**.  
26

27 **IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED** that Plaintiff,  
28 Lawra Kasee Bulen, shall pay the full amount of \$16,696.84 to Defendants no later than thirty

1 (30) days from the entry of this Order.

2 **IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED** that post-  
3 judgment interest will accrue on the total judgment from entry of this judgment at the statutory  
4 rate per annum, until the judgment is paid in full.

5 **IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED** that  
6 Defendants' Motion for additional sanctions in the form of an award of \$10,000.00 per Defendant  
7 is hereby **DENIED**.

8 **IT IS SO ORDERED** this \_\_\_\_ day of December, 2020.

Dated this 18th day of December, 2020

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\_\_\_\_\_  
HONORABLE TREVOR L. ATKIN  
EIGHTH JUDICIAL DISTRICT COURT JUDGE

A0B 976 63C3 A433

Trevor Atkin

District Court Judge

Respectfully Submitted By:

Approved as to form and content:

Dated: December \_\_\_, 2020

Dated: December 17, 2020

KAPLAN COTTNER

BRANDON L. PHILLIPS, ATTORNEY  
AT LAW, PLLC

By: submitted competing order

By: /s/ Brandon L. Phillips

KORY L. KAPLAN

BRANDON L. PHILLIPS

Nevada Bar No. 13164

Nevada Bar No. 12264

850 E. Bonneville Ave.

1455 E. Tropicana Ave., Suite 750

Las Vegas, NV 89101

Las Vegas, NV 89119

*Attorneys for Defendants*

*Attorney for Plaintiff*

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Lawra Bulen, Plaintiff(s)

CASE NO: A-18-784807-C

7 vs.

DEPT. NO. Department 8

8 Rob Lauer, Defendant(s)

9  
10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 12/18/2020

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16 Paul Padda psp@paulpaddalaw.com

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18 Rob Lauer news360daily@hotmail.com

19 Rob Lauer centurywest1@hotmail.com

20 Robin Tucker rtucker@abetterlegalpractice.com

21 Kory Kaplan kory@kaplancottner.com

22 Sara Savage sara@lzkclaw.com

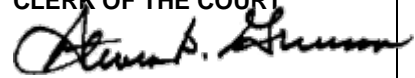
23 Sunny Southworth sunny@kaplancottner.com

25

26

27

28



1 **NEOJ**  
2 BRANDON L. PHILLIPS, ESQ.  
3 Nevada Bar No. 12264  
4 Brandon L. Phillips, Attorney at Law, PLLC  
5 1455 E. Tropicana Avenue Suite 750  
6 Las Vegas, Nevada 89119  
7 P: 702-795-0097 F: 702-795-0098  
8 [blp@abetterlegalpractice.com](mailto:blp@abetterlegalpractice.com)  
9 Attorney for Plaintiff, Lawra Kassee Bulen

6 **EIGHTH JUDICIAL DISTRICT COURT**

7 **CLARK COUNTY, NEVADA**

8 LAWRA KASSEE BULEN,

9 Plaintiff,

10 vs.

11 STEVE SANSON, an Individual; ROB  
12 LAUER, an Individual,

12 Defendant(s).

CASE NO.: A-18-784807-C

DEPT. NO.: VIII

13 **NOTICE OF ENTRY OF ORDER**

14 **TO: ALL PARTIES**

15 **YOU, AND EACH OF YOU** will please take notice that an Order was entered in this  
16 matter on December 18, 2020. A copy of said ORDER is attached hereto and incorporated herewith  
17 by reference.  
18

19 **DATED** this 21<sup>st</sup> day of December, 2020.

20 Respectfully Submitted By:

21 /s/ Brandon L. Phillips

22 BRANDON L. PHILLIPS, ESQ.  
23 Nevada Bar No. 12264  
24 Brandon L. Phillips, Attorney at Law, PLLC  
25 1455 E. Tropicana Avenue Suite 750  
26 Las Vegas, Nevada 89119  
27 P: 702-795-0097 F: 702-795-0098  
28 [blp@abetterlegalpractice.com](mailto:blp@abetterlegalpractice.com)  
Attorney for Plaintiff, Lawra Kassee Bulen

1 **CERTIFICATE OF MAILING**

2 I HEREBY CERTIFY that on the 21<sup>st</sup> day of December, 2020, the undersigned, employee of  
3 Brandon L. Phillips, Attorney at Law, PLLC, placed a true and correct copy of the foregoing **Notice of**  
4 **Entry of Order**, in the United States Mail, in an addressed sealed envelope, postage prepaid,  
5 addressed to the following:  
6

7 KORY L. KAPLAN  
8 Nevada Bar No. 13164  
9 850 E. Bonneville Ave.  
Las Vegas, NV 89101  
*Attorneys for Defendants*

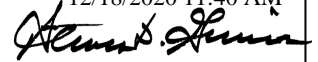
10  
11 /s/Robin Tucker  
12 An employee of,  
13 Brandon L. Phillips, Attorney at Law, PLLC  
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# EXHIBIT 1

# EXHIBIT 1



  
CLERK OF THE COURT

**ORD**

BRANDON L. PHILLIPS, ESQ  
Nevada Bar No. 12264  
BRANDON L. PHILLIPS, ATTORNEY AT LAW, PLLC  
1455 E. Tropicana Ave., Suite 750  
Las Vegas, NV 89119  
Tel: (702) 795-0097  
Fax: (702) 795-0098  
blp@abetterlegalpractice.com  
*Attorney for Plaintiff, L. Bulen*

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

LAWRA KASSEE BULEN,

Plaintiff,

vs.

STEVE SANSON, an Individual; ROB  
LAUER, an Individual,

Defendant.

CASE NO. A-18-784807-C

DEPT. NO. 8

**ORDER ON DEFENDANTS'**

**MOTION FOR ATTORNEYS' FEES**

Hearing Date: October 6, 2020

THIS MATTER, having come before the Court with respect to *Defendants' Motion for Attorney's Fees, Costs, and Additional Relief pursuant to NRS 41.660 and NRS 41.670* ("Motion"), commencing on October 6, 2020 at the hour of 9:30 a.m.; Kory L. Kaplan, Esq. of the law firm of Kaplan Cottner, appearing on behalf of Defendants Rob Lauer and Steve Sanson (collectively, "Defendants"); and Brandon L. Phillips, Esq., appearing on behalf of Plaintiff Lawra Kassee Bulen ("Plaintiff"); the Court having read and considered Defendants' Motion, the Opposition and Reply on file, and the exhibits attached thereto; and the Court having heard and considered the arguments of counsel, and good cause appearing therefor, the Court finds the following:

**I.**  
**FINDINGS OF FACT**

1. On November 20, 2018, Plaintiff filed her Complaint against Defendants for: (1) Defamation; (2) Defamation Per Se; (3) Invasion of Privacy: False Light; (4) Invasion of Privacy: Unreasonable Publicity Given to Private Facts; (5) Intentional Interference with Prospective Economic Advantage; (6) Intentional Infliction of Emotional Distress; (7) Negligence Per Se; (8) Concert of Action; and (9) NRS 42.005 Request for Exemplary and Punitive Damages.

2. On July 2, 2020, Defendants filed their Special Motion to Dismiss the Complaint pursuant to Nevada Revised Statutes (“NRS”) 41.660.

3. At the oral argument on August 4, 2020, the Court granted Defendants’ Special Motion to Dismiss in its entirety.

4. On August 25, 2020, Notice of Entry of Order was entered on the Court’s Order Granting Defendants’ Special Motion to Dismiss. The findings of fact and conclusions of law within the Court’s Order Granting Defendants’ Special Motion to Dismiss in its entirety is hereby incorporated by reference.

5. Defendants prevailed on obtaining dismissal of Plaintiff’s entire Complaint under Nevada’s anti-SLAPP statute, NRS § 41.660.

6. That Plaintiff’s claims were not brought in bad faith or for a frivolous purpose.

7. On September 1, 2020, Defendants filed the Motion.

8. On September 15, 2020, Plaintiff filed her Opposition to the Motion.

9. On September 29, 2020, Defendants filed their Reply in support of the Motion.

10. Defendants incurred \$16,415.00 in attorney’s fees and \$281.84 in costs related to this entire matter.

**II.**  
**CONCLUSIONS OF LAW**

11. Nevada’s anti-SLAPP (“Strategic Lawsuit Against Public Participation”) statutes aim to protect First Amendment rights by providing defendants with a procedural mechanism to dismiss “meritless lawsuit[s] that a party initiates primarily to chill a defendant’s exercise of his

1 or her First Amendment free speech rights” before incurring the costs of litigation. *Stubbs v.*  
2 *Strickland*, 129 Nev. 146, 150, 297 P.3d 326, 329 (2013). Nevada’s anti-SLAPP statute is  
3 codified in NRS 41.635 thru NRS 41.670, inclusive.

4 12. A moving party seeking protection under NRS 41.660 need only demonstrate that  
5 his or her conduct falls within one of four statutorily defined categories of speech, rather than  
6 address difficult questions of First Amendment law. *See Delucchi v. Songer*, 133 Nev. 290, 299,  
7 396 P.3d 826, 833 (2017). NRS 41.637(4) defines one such category as: “[c]ommunication made  
8 in direct connection with an issue of public interest in a place open to the public or in a public  
9 forum ... which is truthful or is made without knowledge of its falsehood.”

10 13. When an anti-SLAPP motion disposes of every cause of action, it is appropriate to  
11 award all attorney’s fees incurred in connection with the case, even if not directly related to the  
12 anti-SLAPP motion, because the successful movant “incurred the expenses Plaintiffs dispute in  
13 responding to a lawsuit the district court found baseless.” *Graham-Suit v. Clainos*, 738 F.3d 1131,  
14 1159 (9th Cir. 2013) (*affirmed in Graham-Suit v. Clainos*, 756 F.3d 724, 752 (9th Cir. 2014);  
15 *Wanland v. Law Offices of Mastagni, Holstedt & Chiurazzi*, 141 Cal.App.4th 15, 45 Cal.Rptr.3d  
16 633, 637 (2006) (“[T]o this end, the provision is broadly construed so as to effectuate the  
17 legislative purpose of reimbursing the prevailing defendant for expenses incurred in extracting  
18 herself from a baseless lawsuit.” ).

19 14. Additionally, an award of anti-SLAPP costs and fees includes fees incurred after  
20 the motion is granted. *See Wanland v. Law Offices of Mastagni, Holstedt & Chiurazzi*, 141 Cal.  
21 App. 4th 15, 21 (2006) (finding that fees recoverable under anti-SLAPP statute include all post-  
22 motion fees, such as fees on fees, fees in connection with defending an award of fees, and fees on  
23 appeal of an order granting an Anti-SLAPP motion).

24 15. In Nevada, trial courts “have great discretion to award attorney fees, and this  
25 discretion is tempered only by reason and fairness.” *Haley v. Dist. Ct.*, 128 Nev. Adv. Op. 16,273  
26 P.3d 855, 860 (2012) (citing *Shuette v. Beazer Homes Holdings Corp.*, 121 Nev. 837, 864, 124  
27 P.3d 530, 548-49 (2005)); *see also Bergmann v. Boyce*, 109 Nev. 670, 674, 856 P.2d 560, 563  
28

1 (1993) (attorney's fees are "within the sound discretion of the trial court").)

2 16. In determining the reasonableness and amount of an attorney's fee award, a court  
3 may begin its analysis with any method rationally designed to calculate a reasonable amount.  
4 *Shuette v. Beazer Homes*, 121 Nev. 837, 864; 124 P.3d 530, 549 (2005). Whether the court seeks  
5 to award the entire amount of attorney's fees or use an alternative approach, the court must  
6 consider the requested amount in light of the factors enumerated in *Brunzell v. Golden Gate*  
7 *National Bank*, 85 Nev. 345, 349; 455 P.2d 31 (1969), "namely, (1) the advocate's professional  
8 qualities, (2) the nature of the litigation, (3) the work performed, and (4) the result." *Shuette*, 121  
9 Nev. at 865; 124 P.3d at 549.

10 17. Upon review of the *Brunzell* factors, the Declaration of Kory L. Kaplan, Esq.  
11 attached to the Motion, and the arguments made by the parties in the Motion, Plaintiff's  
12 Opposition, and Defendants' Reply in support of the Motion, Defendants' attorney's fees were  
13 reasonable and necessary.  
14

15 18. As a matter of law, Defendants are entitled to their attorney's fees and costs. NRS  
16 41.670(1)(a).

17 **III.**  
**ORDER AND FINAL JUDGMENT**

18 Based on the foregoing findings of fact and conclusions of law,

19 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that Defendants' Motion  
20 for Attorney's Fees, Costs, and Additional Relief pursuant to NRS 41.660 and NRS 41.670 is  
21 **GRANTED** in part.  
22

23 **IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED** that  
24 Defendants are entitled to attorney's fees from Plaintiff in the amount of **\$16,415.00** and costs in  
25 the amount of **\$281.84**, for a total judgment of **\$16,696.84**.  
26

27 **IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED** that Plaintiff,  
28 Lawra Kasee Bulen, shall pay the full amount of \$16,696.84 to Defendants no later than thirty

1 (30) days from the entry of this Order.

2 **IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED** that post-  
3 judgment interest will accrue on the total judgment from entry of this judgment at the statutory  
4 rate per annum, until the judgment is paid in full.

5 **IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED** that  
6 Defendants' Motion for additional sanctions in the form of an award of \$10,000.00 per Defendant  
7 is hereby **DENIED**.

8 **IT IS SO ORDERED** this \_\_\_\_ day of December, 2020.

Dated this 18th day of December, 2020

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\_\_\_\_\_  
HONORABLE TREVOR L. ATKIN  
EIGHTH JUDICIAL DISTRICT COURT JUDGE

A0B 976 63C3 A433

Trevor Atkin  
District Court Judge

Respectfully Submitted By:

Approved as to form and content:

Dated: December \_\_\_\_, 2020

Dated: December 17, 2020

KAPLAN COTTNER

BRANDON L. PHILLIPS, ATTORNEY  
AT LAW, PLLC

By: submitted competing order  
KORY L. KAPLAN  
Nevada Bar No. 13164  
850 E. Bonneville Ave.  
Las Vegas, NV 89101  
*Attorneys for Defendants*

By: /s/ Brandon L. Phillips  
BRANDON L. PHILLIPS  
Nevada Bar No. 12264  
1455 E. Tropicana Ave., Suite 750  
Las Vegas, NV 89119  
*Attorney for Plaintiff*

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

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6 Lawra Bulen, Plaintiff(s)

CASE NO: A-18-784807-C

7 vs.

DEPT. NO. Department 8

8 Rob Lauer, Defendant(s)

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10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 12/18/2020

15 Brandon Phillips blp@abetterlegalpractice.com

16 Paul Padda psp@paulpaddalaw.com

17 Steve Sanson devildog1285@cs.com

18 Rob Lauer news360daily@hotmail.com

19 Rob Lauer centurywest1@hotmail.com

20 Robin Tucker rtucker@abetterlegalpractice.com

21 Kory Kaplan kory@kaplancottner.com

22 Sara Savage sara@lzkclaw.com

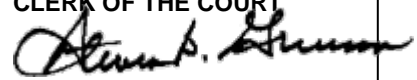
23 Sunny Southworth sunny@kaplancottner.com

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1 **NOAS**  
2 **ADAM J. BREEDEN, ESQ.**  
3 Nevada Bar No. 008768  
4 **BREEDEN & ASSOCIATES, PLLC**  
5 376 E. Warm Springs Road, Suite 120  
6 Las Vegas, Nevada 89119  
7 Phone: (702) 819-7770  
8 Fax: (702) 819-7771  
9 Adam@Breedendandassociates.com  
10 *Attorneys for Defendants*

7 **EIGHTH JUDICIAL DISTRICT COURT**

8 **CLARK COUNTY, NEVADA**

9 LAWRA KASSEE BULEN,

10 Plaintiff,

11 v.

12 STEVE SANSON, an individual; ROB  
13 LAUER, an individual,

14 Defendants.

CASE NO.: A-18-784807-C

DEPT.: V

**NOTICE OF APPEAL**

15  
16 Notice is hereby given that Defendants, STEVE SANSON and ROB LAUER, hereby appeal  
17 to the Supreme Court of Nevada from the *Order on Defendants' Motion for Attorney's Fees* entered  
18 in this case on December 18, 2020 with Notice of Entry being filed December 21, 2020 to the extent  
19 that it denied the Defendants a \$10,000 per Defendant sanction against the Plaintiff.

20 DATED this 20<sup>th</sup> day of January, 2021.

21 **BREEDEN & ASSOCIATES, PLLC**



22 **ADAM J. BREEDEN, ESQ.**

23 Nevada Bar No. 008768  
24 376 E. Warm Springs Road, Suite 120  
25 Las Vegas, Nevada 89119  
26 Phone: (702) 819-7770  
27 Fax: (702) 819-7771  
28 adam@breedenandassociates.com  
*Attorneys for Defendants*



1  
2 **CERTIFICATE OF SERVICE**

3 I hereby certify that on the 20<sup>th</sup> day of January, 2021, I served a copy of the foregoing legal  
4 document **NOTICE OF APPEAL** via the method indicated below:

5

6 X	Pursuant to NRCP 5 and NEFCR 9, by electronically serving all counsel and 7 e-mails registered to this matter on the Court's official service, Wiznet 8 system.
9	Pursuant to NRCP 5, by placing a copy in the US mail, postage pre-paid to 10 the following counsel of record or parties in proper person: 11 Brandon L. Phillips, Esq. 12 BRANDON L. PHILLIPS ATTORNEY AT LAW PLLC 13 1455 E. Tropicana Avenue, Suite 750 14 Las Vegas, Nevada 89119 Attorneys for Plaintiff
15	Via receipt of copy (proof of service to follow)

16 An Attorney or Employee of the following firm:

17 /s/ Kristy Johnson

18 **BREEDEN & ASSOCIATES, PLLC**  
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