Electronically Filed
Mar 24 2021 12:08 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAVIER RAMIREZ RIVAS,
Appellant,

vs.

MAYRA E. ARREGUIN,
Respondent.

No. 82505

RECORD ON APPEAL

VOL. V

JAVIER RAMIREZ RIVAS
1348 TOIYABE AVE
GARDNERVILLE, NV 89410

APPELLANT IN PROPER PERSON

MAYRA E. ARREGUIN
2850 AIRPORT ROAD, SPACE #5
CARSON CITY, NV 89706

ATTORNEYS IN PROPER PERSON

Docket 82508 Document 2021-08436

THE SUPREME COURT OF THE STATE OF NEVADA

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Your Name: James Ramirez
Mailing Address: 1371 Village Way
City, State, Zip: Gardnerville NV 89410
Telephone: 775 750 9150
In Proper Person

REC'D & FILED
2017 SEP -7 PM 12:00
SUSAN MERRIWETHER
CLERK
BY _____ DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arreguin
Plaintiff/Petitioner,

vs.

James Ramirez
Defendant/Respondent.

Case No.: 120121003 1B
Dept. No.: 1

MOTION to submit paperwork

I James Ramirez, appearing in Proper Person,
(Your Name)
request that the Court enter an Order granting me the following:

State what you want the Court to order. If you have more than one request, clearly list and number each request. Do not explain your requests in detail here, just list them.

1. Accept paperwork from Emergency room as part of my ex parte motion

1000

Fully explain why you believe you should be granted your request(s). List and number each request.

This Motion is made for the following reasons:

On September 6 2017 I submitted an expute motion to seek medical care for minor carlos Ramirez, here is the paperwork stating that he needs a follow up.

(If you need more room, you may attach additional sheets of paper. Be sure you write only on one side of each sheet, number the page or pages 3(a), 3(b), etc. and initial each page at the bottom.)

This document does **not** contain the Social Security number of any person.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED this 7 day of September, 20 17.

(Your Signature)

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), the undersigned hereby certifies that on this date, I deposited a true and correct copy of the foregoing Motion in the U.S. Mail with postage pre-paid thereon, addressed to:

Mayra E. Arregin
Carson market Hwy 50
Carson city NV 89706

Dated this 07 day of September, 2017.

Chris Bayer
CDSA

COVER SHEET

ATT.

JUDGE. RUSSELL

CASE No. 12DR100391-1B

No. of pages 4

TRANSMISSION VERIFICATION REPORT

TIME : 09/07/2017 09:44
NAME : SPECLINE
FAX : 7758823926
TEL : 7758840409
SER.# : BROH6J516880

DATE,TIME	09/07 09:43
FAX NO./NAME	8872177
DURATION	00:01:13
PAGE(S)	05
RESULT	OK
MODE	STANDARD ECM

REC'D & FILED
2017 SEP -6 PM 4:54
SUSAN MERRIWETHER
CLERK
BY G. COOPER
DEPUTY

Code: 1670
Name: Javier Ramirez
Address: 1371 Village Way F
Gardnerville NV 89410
Telephone: (775) 7907950
Email:
Self-Represented Litigant

IN THE FAMILY DIVISION
OF THE ~~SECOND~~ FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF ~~WASHOE~~ CARSON

Mayra E. Arreguin
Petitioner,
vs.
Javier Ramirez
Respondent.

Case No. 12DR 166391-13
Dept. No. 1

EX PARTE EMERGENCY MOTION REGARDING CHILDREN

MOTION TO Seek medical care for minor, Temp. Custody pending set up. hearing
(Fill in the name of this motion)

Javier Ramirez, appearing in Proper Person, hereby move this
(Your name)

Court to issue an emergency order, without notice to Mayra E. Arreguin
(The Other Party's name)
granting the following:

State only what you want the court to order. Do not explain why you want the order issued or why you believe the other party should not have notice of this motion. Those reasons will be filled in on the next page.

- Allow respondent to do follow up with children's doctor. per recomendation of ER doctor.
- Change custody until hearing its schedule

1006

A Decree of Divorce or Order addressing custody and visitation of a minor child(ren) was entered on March 2013 (Date the Decree or Order was filed). To the best of my knowledge, the last order concerning this matter was entered on August 2017 (Date last order entered in this case) and that order concerned To show cause for contemp of court (Print what the last order was about, such as child support, visitation, TPO, etc.)

The child(ren) involved in the matter are:

NAME	AGE	DATE OF BIRTH
Eduardo J. Ramirez	11	04-13-2006
Carlos A. Ramirez	9 1/mos	10-09-2007

Fully explain why you believe this is an emergency situation

I believe this is an emergency and an order should issue from this Court immediately because: Carlos had an accident at school on friday Sep 1st. I took him to the ER on Sunday Sep 3rd after he complained (repeat) in regards of his knee. I was never informed, of this on friday or Sunday when we exchanged times

Per the dators orders he needed a follow up today with his doctor, which I just found out it never took place, so child is going with no medical care by mother.

1007

Fully explain why you believe the other party should not be contacted and have time to respond to this Motion before the Motion is considered by the Judge

Meyra E. Arreguin, would not comply with doctors orders, and I can take of the children needs right now. It may take her a couple of days until she decides to do what it's best for the children.

(A copy of the doctors diagnosis will be fax tonight and/or first thing in the morning)

(If you need more space, you may attach additional sheets of paper. Be sure that you write only on one side of the paper and clearly identify it as a continuation of this explanation.)

This document does not contain the Social Security Number of any person.

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

DATED this 6 day of September, 20 17.

(Signature)

JAVIER RAMIREZ
(Printed Name)

1008

IN THE FAMILY DIVISION OF THE SECOND JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF WASHOE

* * *

Mayra E Bregum

vs.

Javier Ramirez

FAMILY DIVISION MOTION/OPPOSITION NOTICE (REQUIRED)
CASE NO.
DEPT. NO.

NOTICE: THIS MOTION/OPPOSITION NOTICE **MUST BE ATTACHED AS THE LAST PAGE** to every motion or other paper filed to modify or adjust a final order that was issued pursuant to chapter 125, 125B or 125C of NRS and to any answer or response to such a motion or other paper.

		YES	NO
A.	Mark the CORRECT ANSWER with an **X**.		
	1. Has a final decree or custody order been entered in this case? If **yes**, then continue to Question 2. If **no**, you do not need to answer any other questions.	✓	
	2. Is this a motion or an opposition to a motion filed to change a final order? If **yes**, then continue to Question 3. If **no**, you do not need to answer any other questions.		✓
	3. Is this a motion or an opposition to a motion filed only to change the amount of child support?		✓
	4. Is this a motion or an opposition to a motion for reconsideration or a new trial and the motion was filed within 10 days of the Judge's Order?		✓
	IF the answer to Question 4 is **YES**, write in the filing date found on the front page of the Judge's Order.	Date	
B.	If you answered **NO** to either Question 1 or 2 or **YES** to Question 3 or 4, you are exempt from the filing fee. However, if the Court later determines you should have paid the filing fee, your motion will not be decided until the fee is paid.		

I affirm that the answers provided on this Notice are true.

Date: Sep 06, 2017

Signature:

Print Name: JAVIER RAMIREZ

Print Address: 1371 Village Way F
Gardnerville NV 89410

Telephone Number: (775) 790 7950

Rev. 10/24/2002

Item# 43568
Patent Pending
CLEARCLASP

CONFIDENTIAL

12 001 003 B

IN THE SUPREME COURT OF THE STATE OF NEVADA

RECEIVED
2017 SEP 26 PM 2:31
SUSAN HERRINGTON
CLERK
BY DEPUTY

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

No. 73912

FILED
SEP 25 2017
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a pro se appeal from an order denying appellant's motion for an order to show cause to hold respondent in contempt. First Judicial District Court, Carson City; James Todd Russell, Judge.

Our review of the documents submitted to this court pursuant to NRAP 3(g) reveals a jurisdictional defect. Specifically, it appears that the judgment or order designated in the notice of appeal is not substantively appealable. *See* NRAP 3A(b). This court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule. *Taylor Constr. Co. V. Hilton Hotels*, 100 Nev. 207, 678 P.2d 1152 (1984). No statute or court rule provides for an appeal from an order of contempt. *See Pengilly v. Rancho Santa Fe Homeowners Ass'n*, 116 Nev. 646, 649, 5 P.3d 569, 571 (2000) (recognizing that a contempt order is not appealable). Accordingly, we conclude that we lack jurisdiction, and we

ORDER this appeal DISMISSED.

_____, J.
Hardesty

_____, J.
Parraguirre

_____, J.
Stiglich

1014
17-32362

cc: Hon. James Todd Russell, District Judge
Javier Ramirez Rivas
Mayra Arreguin
Carson City Clerk

SHERIFF'S OFFICE
CARSON CITY

Amended

REC'D & FILED
2017 OCT -4 PM 3:49
SUSAN MERRIWETHER
CLERK
BY
DEPUTY

PROOF OF SERVICE

Court Date:		**File No.** 0011529	
Court:	FIRST JUDICIAL DISTRICT COURT	**Case No.** 12DR1003911B	
Initiator:	JAVIER RAMIREZ	**Other:**	BAYER, CHRIS CASA
Address:	1371 VILLAGE WAY #F GARDNERVILLE, NV 89410	**Address:**	1539 E 5TH ST CARSON CITY, NV 89701
Plaintiff:	ARREQUIN, MAYRA	**Defendant:**	RAMIREZ, JAVIER
Address:	, 0	**Address:**	, 0

1. Documents Served:
   MOTION

2. Service Attempts:

Date	Time		Served
10/04/17	14:16	Address: 911 E MUSER Notes: CIVIL DIVISION	☒
		Address: Notes:	☐
		Address: Notes:	☐

3. Party Served: CHRIS BAYER Title:

4. I served the party named in Item 3: PERSONALLY

5. Remarks: AMENDED PROOF OF SERVICE.

6. At the time of service I was at least 18 years of age and not a party to this action.

7. I am an authorized individual with the Carson City Sheriff's Office and certify that the foregoing is true and correct.

Kathy Thomas 10/04/17
KATHY THOMAS Date
Carson City Sheriff's Office
911 East Musser Street
Carson City, NV 89701
Phone: 775-887-2500

Your Name: James Ramirez
Mailing Address: 871 Village Way
City, State, Zip: Gardnerville NV 89410
Telephone: 775 750 9950
In Proper Person

REC'D & FILED
2017 SEP -7 PM 12:00
SUSAN MERRIWETHER CLERK
BY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arreguin
Plaintiff/Petitioner,

vs.

James Ramirez
Defendant/Respondent.

Case No.: 120120031 1B
Dept. No.: 1

MOTION to submit paperwork

I James Ramirez (Your Name), appearing in Proper Person, request that the Court enter an Order granting me the following:

State what you want the Court to order. If you have more than one request, clearly list and number each request. Do not explain your requests in detail here, just list them.

1. Accept paperwork from Emergency room as part of my ex parte motion

(If you need more room, you may attach additional sheets of paper. Be sure you write only on one side of each sheet, number the page or pages 3(a), 3(b), etc. and initial each page at the bottom.)

This document does **not** contain the Social Security number of any person.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED this 7 day of September, 20 17.

(Your Signature)

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), the undersigned hereby certifies that on this date, I deposited a true and correct copy of the foregoing Motion in the U.S. Mail with postage pre-paid thereon, addressed to:

Mayra E. Arregun
Carson market Hwy 50
Carson city NV 89706

Dated this 07 day of September, 2017.

Chris Bayer
CDSA

COVER SHEET

ATT.

JUDGE. RUSSELL

CASE No. 12DR100391-1B

No. of pages 4

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TEL : 7758840409
SER.# : BROH6J516880

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FAX NO./NAME	8872177
DURATION	00:01:13
PAGE(S)	05
RESULT	OK
MODE	STANDARD ECM

REC'D & FILED
2017 SEP -6 PM 4:54
SUSAN MERRIWETHER
CLERK
BY G. COOPER
DEPUTY

Code: 1670
Name: Javier Ramirez
Address: 1371 Village Way F
Gardnerville NV 89410
Telephone: (775) 7907950
Email:
Self-Represented Litigant

IN THE FAMILY DIVISION
OF THE ~~SECOND~~ FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF ~~WASHOE~~ CARSON

Mayra E. Arreguin
Petitioner,
vs.
Javier Ramirez
Respondent.

Case No. 12DR 166391-13
Dept. No. 1

EX PARTE EMERGENCY MOTION REGARDING CHILDREN

MOTION TO Seek medical care for minor Temp. Custody pending set up. hearing
(Fill in the name of this motion)

Javier Ramirez, appearing in Proper Person, hereby move this
(Your name)

Court to issue an emergency order, without notice to Mayra E. Arreguin
(The Other Party's name)
granting the following:

State only what you want the court to order. Do not explain why you want the order issued or why you believe the other party should not have notice of this motion. Those reasons will be filled in on the next page.

- Allow respondent to do follow up with children's doctor per recomendation of ER doctor.
- Change custody until hearing its schedule

A Decree of Divorce or Order addressing custody and visitation of a minor child(ren) was entered on March 2013 (Date the Decree or Order was filed). To the best of my knowledge, the last order concerning this matter was entered on August 2017 (Date last order entered in this case) and that order concerned To show cause for contemp of court (Print what the last order was about, such as child support, visitation, TPO, etc.)

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Carlos A. Ramirez	9 1/mos	10-09-2007

Fully explain why you believe this is an emergency situation

I believe this is an emergency and an order should issue from this Court immediately because: Carlos had an accident at school on Friday Sep 1st. I took him to the ER on Sunday Sep 3rd after he complained (repeat) in regards of his knee. I was never informed, of this on friday or Sunday when we exchanged times

Per the doctors orders he needed a follow up today with his doctor, which I just found out it never took place, so child is going with no medical care by mother.

Fully explain why you believe the other party should not be contacted and have time to respond to this Motion before the Motion is considered by the Judge

Meyra E. Arreguin, would not comply with doctors orders, and I can take of the children needs right now. It may take her a couple of days until she decides to do what it's best for the children.

(A copy of the doctors diagnosis will be fax tonight and/or first thing in the morning)

(If you need more space, you may attach additional sheets of paper. Be sure that you write only on one side of the paper and clearly identify it as a continuation of this explanation.)

This document does not contain the Social Security Number of any person.

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

DATED this 6 day of September, 20 17.

(Signature)

JAVIER RAMIREZ
(Printed Name)

IN THE FAMILY DIVISION OF THE SECOND JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF WASHOE

* * *

Mayra E Bregin

vs.

Javier Ramirez

FAMILY DIVISION MOTION/OPPOSITION NOTICE (REQUIRED)
CASE NO.
DEPT. NO.

NOTICE: THIS MOTION/OPPOSITION NOTICE **MUST BE ATTACHED AS THE LAST PAGE** to every motion or other paper filed to modify or adjust a final order that was issued pursuant to chapter 125, 125B or 125C of NRS and to any answer or response to such a motion or other paper.

		YES	NO
A.	Mark the CORRECT ANSWER with an **X**.		
	1. Has a final decree or custody order been entered in this case? If **yes**, then continue to Question 2. If **no**, you do not need to answer any other questions.	✓	
	2. Is this a motion or an opposition to a motion filed to change a final order? If **yes**, then continue to Question 3. If **no**, you do not need to answer any other questions.		✓
	3. Is this a motion or an opposition to a motion filed only to change the amount of child support?		✓
	4. Is this a motion or an opposition to a motion for reconsideration or a new trial and the motion was filed within 10 days of the Judge's Order?		✓
	IF the answer to Question 4 is **YES**, write in the filing date found on the front page of the Judge's Order.	Date	
B.	If you answered **NO** to either Question 1 or 2 or **YES** to Question 3 or 4, you are exempt from the filing fee. However, if the Court later determines you should have paid the filing fee, your motion will not be decided until the fee is paid.		

I affirm that the answers provided on this Notice are true.

Date: Sep 06 , 2017

Signature:

Print Name: JAVIER RAMIREZ

Print Address: 871 Village Way F
Gardnerville NV 89410

Telephone Number: (775) 790 7950

CARSON TAHOE
HEALTH

Post Office Box 2168
Carson City, Nevada
89702-2168
775/445-8000

PATIENT RIGHTS AND RESPONSIBILITIES

You have the right of resolution of issues or complaints:

As a patient, you have rights regardless of age, race, color, ancestry, language, creed, religion, gender, sexual orientation, marital status, citizenship, veteran status, physical or mental disability, cultural, economic, educational background or the source of payment.

You may contact our Patient Relations Department at (775) 445-8008, or in writing at P.O. Box 2168, Carson City, NV 89702.

Complaints or grievances regarding your Quality of Care may also be filed with:

The Bureau of Health Care Quality and Compliance
727 Fairview Dr Suite E
Carson City, NV 89701
(775) 684-1030

OR

The Center for Improvement in Healthcare Quality
P.O. Box 848 - ATTN: Executive Director
Round Rock, TX 78680
Phone: (866)324-5080 Fax: (805)934-8588
E-mail: complaint@cihq.org.

Complaints or grievances regarding your civil rights may be filed with:

The Office for Civil Rights, Region IX, 90 7th Street, Suite 4-100, San Francisco, CA 94103, phone (415)-427-8310, or by accessing the website at OCRComplaint@HHS.gov

Complaints or grievances regarding billing concerns may be filed with:

The Office of Consumer Health Assistance, 555 E. Washington Ave., Suite 4800, Las Vegas, NV 89101, (702) 486-3587, Fax (702) 486-3586, Toll Free 1 (888) 333-1597, GovCHA@govcha.nv.gov

Or you may file your complaint in writing by accessing the forms on the website at www.govcha.nv.gov

Please be assured that future access to your quality of care will not be affected by complaints or grievances filed.

You have the responsibility to:

Ask questions, make informed decisions and fully understand the documents you sign, explanations of your medical treatment or condition, potential risks or benefits, side effects, alternatives and pain or discomfort. You do not have to receive treatment and services that are considered medically unnecessary or inappropriate.

Provide accurate and complete information including medical history, report any changes in your condition, the degree of pain (including effects or limitations of pain treatment) as well as any available documentation relating to your health (i.e., Advance Directive, care decisions, living will, etc.).

Show respect and consideration for other patients, visitors, physicians and staff. Respect the property of others and of the hospital.

Follow the treatment plan, tell your doctor if you believe you cannot follow the treatment plan and why.

Keep appointments and cooperate with your physicians and others caring for you. Recognize the effect of lifestyle on your personal health

Find out about and accept the consequences of refusing treatment or of selecting an alternative treatment not recommended by your medical team.

Follow rules, regulations and abide by local, state and federal laws.

Meet financial commitments.

All patients' rights and responsibilities apply to the person who may have legal responsibility to make decisions regarding medical care on your behalf.

Signature of Patient or Guardian _____ Date 9/3/17

Form REG-8 Rev. (01/15/2015)
PRTSRESP

Patient Demographics

RAMIREZARREGUIN,CARLOS A
PT# 1724600206 MR# 020303505
10/09/07 9Y M
PP MDS Yes

CARSON TAHOE
HEALTH

Regional Medical Center
Post Office Box 2168
Carson City, Nevada
89702-2168
775/445-8000

CONDITIONS OF ADMISSIONS

 # 10 FINANCIAL ASSISTANCE:
CTRH provides financial counseling for patients who request assistance with insurance, government healthcare eligibility, charity care, uninsured prompt payment and payment plan programs. If you require financial counseling, please request an appointment with a patient financial services counselor through the hospital admitting department.
The Office of the Governor, Consumer Health Assistance, Bureau for Hospital Patients is the State Health Advocacy Agency charged with ensuring that Nevada's hospitals inform all uninsured inpatients about the 30 percent hospital bill discount mandated under NRS 43913.260. They can also help to resolve disputes between patients and hospitals. Contact number is 1-888-333-1597 or e-mail http://www.govcha.state.nv.us.

#11 ASSIGNMENT OF INSURANCE BENEFITS:
In the event that the undersigned is entitled to hospital benefits of any type arising out of any policy of insurance insuring patient or any other party liable to patients, said benefits are hereby assigned to hospital for application on patient's bill, Patient / Guarantor is responsible to provide information regarding health plan coverage at time of service. Payment denial from insurance due to untimely notification will result in patient/guarantor responsibility for payment of service.

#12 MANAGED CARE HEALTH PLANS:
If the hospital is contracted with the patient's health plan, the patient or guarantor is responsible to pay directly to the hospital any required co-payment and/or deductible as defined within the patient's health plan policy, as well as any charges that are NOT covered by the patients health plan policy terms. Nothing in this provision shall preclude the hospital from seeking reimbursement from other payers, including, but not limited to, health plans, preferred provider organizations, insurers, third parties or government sponsored programs, for the balance of the hospital's total billed charges.

If this hospital does not have a contract with the patient's health plan, the undersigned is legally obligated to pay the hospital's total billed charges for any and all care and services rendered to the patient.

#13 INDEMNITY AND OTHER INSURANCE:
The undersigned irrevocably authorizes direct payment to this hospital and to the doctors involved in the care of the patient. If the patient's insurance does not pay the hospital's total billed charges, the patient or guarantor assumes responsibility for the unpaid balance. If the insurance fails to pay within a reasonable time, per NRS statute, the patient/guarantor will be required to pay the bill in full.

#14 DESTRUCTION OF HEALTH CARE RECORDS:
Pursuant to NRS 629.051, health care records for adults ages 18 years and older at time of service, may be destroyed after five (5) years. Patients less than 18 years of age shall have their records retained for five (5) years past their 18th birthday.

#15 FINANCIAL AGREEMENT:
The undersigned agrees, whether he/she signs as agent or patient, that in consideration of the services to be rendered to the patient, he/she hereby individually obligates himself/herself to pay the amount of the hospital charges in accordance with the regular rates and terms of the hospital. Should the account be referred to an attorney or collection agency for collection, the undersigned shall pay actual attorney's fees and collections expenses. All accounts may bear interest at the legal rate. If the undersigned is unable to pay the patient portion of the bill within 30 days of initial billing, CTRH may finance the balance through a financial institution. Patient Contact: I consent to the hospital, its providers and agents, including third-party debt collection, to place calls to my designated cellular or residential phone using any type of method, including voice, artificial or pre-recorded voice or auto-dialer technologies for any permissible purpose. Services provided by independent contractors (as defined in #6 page 1) will be billed separately by that provider of service.

Carlos A. Ramirez
Patient — Date

Patient's Agent or Representative — Date: Sep. 3 2017

Witness — Date

A copy of this document will be provided to the patient or patient's agent upon request.

Form ###### Rev. (05/18/2017)
DTCONADMIT

Patient Demographics

RAMIREZARREGUIN,CARLOS A
PT# 1724600206 MR# 020303505
10/09/07 9Y M
ER,MDS Yes

09/03/17 20:15:01 PM

CARSON TAHOE
— HEALTH —

Regional Medical Center
Post Office Box 2168
Carson City, Nevada
89702-2168
775/445-8000

CONDITIONS OF ADMISSIONS

#1 - CONSENT TO TREATMENT:
The undersigned consents to the performance of all routine medical care and treatment (tests, x-rays, therapy, laboratory services, medication administration, medical/surgical procedures and anesthesia) that may be performed during this hospitalization or on an outpatient basis, including emergency treatment provided under the general and special instruction of the patient's physician, surgeon and/or other health care provider. In the event a healthcare worker is exposed to my blood or body fluid in a manner that may pose a risk for transmission of a blood-born infection during this hospitalization, I am giving my consent to be tested for HIV. Testing for HIV, Hepatitis B and Hepatitis C will be done at no cost to me, so the healthcare worker can be treated promptly. I authorize release of this information to the exposed healthcare worker and his/her healthcare provider. _____(initial)

#2 - NURSING CARE:
The hospital provides general duty nursing care. The undersigned consents and understands that his/her care may be observed for educational purposes and that there may be clinical students assigned to assist in the care.

#3 - CONSENT TO PHOTOGRAPH:
The undersigned agrees to the taking of pictures (including still images, videotaping, filming and other types of recording and reproducing images) of the patient's medical or surgical condition or treatment, for the purpose of diagnosis or treatment or for the hospital's operations, including peer review and education or training programs conducted by the hospital. I understand that in specific circumstances video surveillance may be used for patient safety purposes.

#4 - RELEASE OF INFORMATION:
In accordance with applicable federal and state laws, the undersigned acknowledges that this hospital may electronically exchange and/or furnish information which is part of the patient's healthcare and/or medical record to any authorized individual or for the purpose of providing continuum of care, determining liability for payment and other healthcare operations as outlined in the hospital's privacy notice. Your rights to request limited access to your information are outlined in the hospital privacy notice.

#5 - PERSONAL VALUABLES:
CTRH assumes responsibility for valuables placed in the medical centers safe NOT to exceed five hundred dollars ($500.00) and for prosthetic devices necessary for the safe delivery of patient care NOT to exceed fifteen hundred dollars ($1500.00). CTRH assumes no responsibility for cash, valuables or personal property retained by a patient during his/her stay.

#6 - LEGAL RELATIONSHIPS BETWEEN HOSPITAL AND PHYSICIANS:
All physicians and surgeons furnishing healthcare services to me/the patient, including the radiologist, pathologist, anesthesiologist, emergency room physicians, hospitalists etc., are independent contractors and are NOT employees or agents of the hospital. **I am advised that I will receive separate bills for these services.** _____(initial)

I understand that I/the patient am under the care and supervision of my/the patient's attending physician, and it is the responsibility of the hospital staff to carry out his/her instructions. I understand that it is the responsibility of my/the patient's physician, surgeon or authorized healthcare provider to obtain my informed consent for surgical or complex medical treatment, special diagnostic or therapeutic procedures, investigational treatment or procedures, and/or other specialized services.

#7 - EMERGENCY MEDICAL ASSESSMENT:
CTRH will not deny, delay or condition a patient's access to emergency medical care and any necessary stabilizing treatment based upon the patients method of payment or insurance status.

#8 - PHYSICIAN RELATIONSHIP WITH PATIENT:
The relationship between the patient and the physician is at the direction of the patient. Should the patient choose to no longer accept the services of their treating physician, it is the responsibility of the patient and/or guardian to obtain the services of another physician.

#9 AUTHORIZATION TO VERIFY INFORMATION:
I (we) hereby authorize verification of employment history, bank accounts, credit history and any other information deemed necessary in conjunction with accounts owed the hospital.

Patient Demographics

RAMIREZARREGUIN,CARLOS A
PT# 1724600206 MR# 020303505
10/09/07 9Y M
ER,MDS Yes

12 OR 00371 1B
Dept. I

REC'D & FILED
2017 OCT 12 PM 1:16
SUSAN MERRIWETHER
CLERK
BY
DEPUTY

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

No. 71908

FILED

OCT 11 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from a district court post-divorce decree order modifying custody. First Judicial District Court, Carson City; James Todd Russell, Judge.

The underlying divorce decree awarded appellant Javier Ramirez Rivas and respondent Mayra Arreguin joint physical custody of their minor children, but the district court later temporarily modified that arrangement. In particular, the district court awarded Mayra temporary primary physical custody of the children based on police reports and a report and testimony from the children's Court-Appointed Special Advocate (CASA) regarding a physical altercation between the parties and an incident where Javier apparently used excessive force to discipline one of the children. Protracted litigation with regard to custody ensued, resulting in a permanent modification order that awarded Mayra primary physical custody of the children subject to Javier's limited parenting time privileges. Javier appealed that decision, however, and this court reversed and remanded after concluding that the district court abused its discretion by modifying the custody arrangement without making any factual findings

with regard to NRS 125C.0035(4)'s best interest factors. *See Ramirez Rivas v. Arreguin*, Docket No. 69823 (Order of Reversal and Remand, September 20, 2016).

On remand, the district court considered the best interest factors in light of testimony from the parties and the children's CASA and therapist, and, once again, entered an order that awarded Mayra primary physical custody subject to Javier's limited parenting time privileges. In support of that decision, the district court found that a number of the best interest factors weighed in Mayra's favor, including Javier's history of child abuse. This appeal followed.[1]

On appeal, Javier begins by attacking the testimony from the CASA and the therapist with regard to their belief that awarding Mayra primary physical custody was in the children's best interest. In particular, Javier asserts that, in so testifying, these witnesses ignored certain purported issues with Mayra's parenting and willingness to let him exercise his parenting time privileges. The transcript from the hearing on remand, however, demonstrates that these witnesses addressed numerous issues in response to questions from both Javier and the district court, including the matters identified above, and ultimately testified that it was in the children's best interest for Mayra to have primary physical custody. And while Javier apparently disagrees with these witnesses' testimony, this

---

[1]Insofar as Javier seeks relief from the district court's first order permanently modifying custody, his arguments are moot in light of our decision in Docket No. 69823. *See Personhood Nev. v. Bristol*, 126 Nev. 599, 602, 245 P.3d 572, 574 (2010) (explaining that appellate courts generally will not consider moot issues).

disagreement does not provide a basis for relief because it is not this court's role to reweigh the evidence or to revisit the district court's credibility determinations. *See Ellis v. Carucci*, 123 Nev. 145, 152, 161 P.3d 239, 244 (2007) (explaining that appellate courts will not reweigh the evidence or witness credibility).

While Javier similarly asserts that the district court ignored evidence with regard to the cause of the parties' older child's medical condition, his assertion is belied by the transcript from the hearing on remand. In particular, that transcript demonstrates that, based on testimony from the CASA and therapist that refuted Javier's evidence, the district court found that the child's medical condition was caused by the high level of conflict in the parties' divorce, which it largely attributed to Javier, rather than Mayra. Likewise, despite Javier's similar contention that the district court ignored Mayra's occasional failure to follow the parties' parenting time schedule, the transcript demonstrates that the district court considered the noncompliance issue, but concluded that it was not significant and that Mayra was nonetheless the party who was most likely to allow the other parent to have parenting time.

Moreover, the district court's decision in this regard was part of its overall evaluation of the best interest factors set forth in NRS 125C.0035(4), which resulted in the conclusion that a number of these factors' weighed in favor of Mayra's position and that the remaining pertinent factors were either neutral or weighed against Javier. Indeed, the district court made specific findings on these points in the challenged custody order and, based on our review of the record, we conclude the court's findings are supported by substantial evidence. *See Davis v. Ewalefo*, 131

Nev. ___, ___, 352 P.3d 1139, 1143 (2015) (explaining that, in making custody determinations, the district courts "must tie the child's best interest, as informed by specific, relevant findings respecting the [statutory] factors, to the custody determination").

Lastly, to the extent that Javier asserts that, in making its best interest findings, the district court incorrectly found that he had two convictions for child abuse, we conclude that his argument lacks merit. Notably, the district court did not make any findings with regard to child abuse convictions. Indeed, a review of the challenged order reveals that the court found that Javier had a *history* of child abuse. And to the extent that Javier challenges that finding on the basis that the allegations underlying it were false and unsupported by the record, his argument fails. In particular, Javier failed to provide this court with a transcript from the August 20, 2014, hearing at which the district court took evidence and testimony with regard to whether he committed child abuse and, as a result, we presume that the missing transcript supported the district court's ultimate finding that Javier had a history of child abuse. *See Cuzze v. Univ. & Cmty. Coll. Sys. of Nev.*, 123 Nev. 598, 603, 172 P.3d 131, 135 (2007) (noting that it is appellant's burden to ensure that a proper appellate record is prepared and that, if the appellant fails to do so, "we necessarily presume that the missing [documents] support[ ] the district court's decision").

Based on the forgoing analysis, we conclude that the district court did not abuse its discretion in modifying the parties' custody arrangement to award Mayra primary physical custody subject to Javier's limited parenting time privileges. *See Ogawa v. Ogawa*, 125 Nev. 660, 668, 221 P.3d 699, 704 (2009) (reviewing a district court's custody determination

for an abuse of discretion and explaining that the court's factual findings are entitled to deference unless they are unsupported by substantial evidence or clearly erroneous). Accordingly, we

ORDER the judgment of the district court AFFIRMED.[2]

_____, C.J.
Silver

_____, J.
Tao

_____, J.
Gibbons

cc: Hon. James Todd Russell, District Judge
Javier Ramirez Rivas
Mayra Arreguin
Carson City Clerk

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[2]We have considered Javier's remaining arguments with regard to the district court's custody determination and conclude they do not provide a basis for relief. And while Javier also asks us to consider certain post-appeal disputes between the parties, we cannot do so since those matters arose after he filed this appeal. *See Carson Ready Mix, Inc. v. First Nat'l Bank of Nev.*, 97 Nev. 474, 476, 635 P.2d 276, 277 (1981) (explaining that appellate courts cannot consider materials that are not a proper part of the record on appeal).

SHERIFF'S OFFICE
CARSON CITY

/

REC'D & FILED
2017 OCT 17 PM 2:54
SUSAN MERRIWETHER
CLERK
BY C. Schulte
DEPUTY

PROOF OF SERVICE

Court Date:		**File No.**	0011529
Court:	FIRST JUDICIAL DISTRICT COURT	**Case No.**	12DR1003911B
Initiator:	JAVIER RAMIREZ	**Other:**	BAYER, CHRIS CASA
Address:	1371 VILLAGE WAY #F GARDNERVILLE, NV 89410	**Address:**	1539 E 5TH ST CARSON CITY, NV 89701
Plaintiff:	ARREQUIN, MAYRA	**Defendant:**	RAMIREZ, JAVIER
Address:	, 0	**Address:**	, 0

1. Documents Served:
   MOTION

2. Service Attempts:

Date	Time		Served
9/27/17	10:03	Address: 1539 E 5TH ST Notes: NOT IN THE OFFICE	☐
9/28/17	13:08	Address: 1539 E 5TH ST Notes: LEFT CARD	☐
9/29/17	12:26	Address: 1539 E 5TH ST Notes: LEFT CARD	☐

3. Party Served: _____ Title: _____

4. I served the party named in Item 3: MOVED - RETURNED NOT SERVED

5. Remarks: _____

6. At the time of service I was at least 18 years of age and not a party to this action.

7. I am an authorized individual with the Carson City Sheriff's Office and certify that the foregoing is true and correct.

9/29/17
Date

DOUG STRENGE V199
Carson City Sheriff's Office
911 East Musser Street
Carson City, NV 89701
Phone: 775-887-2500

SHERIFF'S OFFICE
CARSON CITY

REC'D & FILED
2017 OCT 17 PM 4:52
SUSAN MERRIWETHER
CLERK
BY _____ DEPUTY

PROOF OF SERVICE

Court Date:		**File No.** 0011530	
Court:	FIRST JUDICIAL DISTRICT COURT	**Case No.** 12DR100391	
Initiator:	JAVIER RAMIREZ	**Other:**	ARREGUIN, MAYRA
Address:	1371 VILLAGE WAY APT F GARDNERVILLE, NV 89410	**Address:**	1756 RUSSELL WAY #E CARSON CITY, NV 89706
Plaintiff:	ARREGUIN, MAYRA	**Defendant:**	RAMIREZ, JAVIER
Address:	, 0	**Address:**	, 0

1. Documents Served:
   ORDER DENYING MOTION TO SHOW CAUSE FOR CONTEMPT

2. Service Attempts:

Date	Time		Served
9/27/17	16:02	Address: 911 E MUSSER ST Notes:	☒
		Address: Notes:	☐
		Address: Notes:	☐

3. Party Served: MAYRA ARREGUIN Title: _____

4. I served the party named in Item 3: PERSONALLY

5. Remarks: _____

6. At the time of service I was at least 18 years of age and not a party to this action.

7. I am an authorized individual with the Carson City Sheriff's Office and certify that the foregoing is true and correct.

Kathy Thomas 9/29/17
KATHY THOMAS Date
Carson City Sheriff's Office
911 East Musser Street
Carson City, NV 89701
Phone: 775-887-2500

Your name: Javier Ramirez
Mailing Address: 1371 Village Way F
City, State, Zip: Gardnerville NV 89410
Telephone: (775) 2917950
In Proper Person

REC'D & FILED
2017 OCT 17 PM 4:52
SUSAN MERRIWETHER
CLERK
BY _____ DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arreguin, Plaintiff,

vs.

Javier Ramirez, Defendant.

Case No.: 12DR211003911B
Dept. No. 1

REQUEST FOR SUBMISSION

COMES NOW, Javier Ramirez (your name), in proper person, and hereby requests that the Order to show cause for Contempt (name of document previously filed) previously filed in the above-entitled matter on (Sep 2017) (date document filed), 2017, be submitted to the Court for consideration.

DATED this 16 day of October, 2017.

(Signature)

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), the undersigned hereby certifies that on this date, I deposited a true and correct copy of the foregoing Request to Submit in the U.S. Mail with postage pre-paid thereon, addressed to:

Mayra E. Arregui
(other party's name)

1756 Russell Way E.
(other party's mailing address)

Carson City NV 89410
(other party's mailing address)

Dated this 16 day of October, 2017.

(Signature)

REC'D & FILED
2017 OCT 17 PM 4:57
SUSAN MERRIWETHER
CLERK
BY _____ DEPUTY

Code: 1670
Name: Javier Ramirez
Address: 1371 Village Way P
Gardnerville NV 89410
Telephone: (775) 790.7950
Email:
Self-Represented Litigant

IN THE FAMILY DIVISION
OF THE ~~SECOND~~ FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF ~~WASHOE~~ CARSON

Mayra E. Arreguin
Petitioner,
vs.
Javier Ramirez
Respondent.

Case No. 12DR110039 11B
Dept. No. 1

EX PARTE EMERGENCY MOTION REGARDING CHILDREN

MOTION TO Seek medical care for minor child
(Fill in the name of this motion)

Javier Ramirez, appearing in Proper Person, hereby move this
(Your name)

Court to issue an emergency order, without notice to Mayra E. Arreguin
(The Other Party's name)
granting the following:

State only what you want the court to order. Do not explain why you want the order issued or why you believe the other party should not have notice of this motion. Those reasons will be filled in on the next page.

Allow Javier Ramirez to take Carlos to see physical therapist, (per) doctor orders

A Decree of Divorce or Order addressing custody and visitation of a minor child(ren) was entered on March 2013. To the best of my knowledge, the last order
(Date the Decree or Order was filed)

concerning this matter was entered on April. 2017 and that order
(Date last order entered in this case)

concerned Custody
(Print what the last order was about, such as child support, visitation, TPO, etc.)

The child(ren) involved in the matter are:

NAME	AGE	DATE OF BIRTH
Edvardo J. Ramirez	12	~~[illegible]~~ 04/13/200
Carlos A. Ramirez	10	10/09/2007

Fully explain why you believe this is an emergency situation

I believe this is an emergency and an order should issue from this Court immediately because: mother has not provide medical care to child per doctors orders as of 9/14/17, school has not been notified as well of non physical activitity for Carlos until release from orthopedic profesional., making injury got worse. (See attached)
I can make the time and appointment require this week before other appointments become unavailable.

item# 43568
Patent Pending
CLEARclaSP

CONFIDENTIAL

Code: 3720
Name: Javier Ramirez
Address: 1371 Village Way F
Gardnerville Nevada 89410
Telephone: (775) 790 7950
Email:
Self-Represented Litigant

REC'D & FILED
2017 OCT 17 PM 4:57
SUSAN MERRIWETHER
CLERK
BY DEPUTY

IN THE FAMILY DIVISION
OF THE ~~SECOND~~ FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF ~~WASHOE~~ CARSON

Mayra E Arregui,
Plaintiff / Petitioner / Joint Petitioner,

vs.

Javier Ramirez,
Defendant / Respondent / Joint Petitioner.

Case No. 12D121103911B
Dept. No. 1

PROOF OF SERVICE

Pursuant to Nevada Rule of Civil Procedure 5(b), I served a true and correct copy of the To seek medical care for minor (Name of document(s) served) filed on Oct 17. 2017 (Date of filing) in the manner(s) and at the location(s) described below. A copy of this Proof of Service has been mailed or personally delivered to all parties or their lawyer.

Service Description

Fill in the information requested on the next page for each person who has been served. If a person was served by United States Postal Service certified mail, you must attach the return receipt to this document.

A copy of the above named document(s) was served upon the following people:

1. Name: _____ Date: _____
(Name of the person who was served) (Date of service: month / day / year)

By: ☐ Personal service –**OR**– ☐ Service by U.S. Mail, postage prepaid –**OR**–

☐ Certified mail, return receipt attached –**OR**– ☐ Other: _____

Address: _____
(Mailing address or physical address where service took place)

_____

2. Name: Maura I. Dreguin Date: Oct 17. 2017
(Name of the person who was served) (Date of service: month / day / year)

By: ☐ Personal service –**OR**– ☑ Service by U.S. Mail, postage prepaid –**OR**–

☐ Certified mail, return receipt attached –**OR**– ☐ Other: _____

Address: 1756 Russell Way #E
(Mailing address or physical address where service took place)

Carson City NV 89706

If more room is needed, attach additional sheets.

This document does not contain the Social Security Number of any person.

I declare under penalty of perjury, under the law of the State of Nevada, that the foregoing statements are true and correct.

Signature: _____

Date: Oct 17. 2017 Print Your Name: Jaime Ramirez

REC'D & FILED
2017 OCT 17 PM 4:58
SUSAN MERRIWETHER
CLERK
BY _____
DEPUTY

Code: 3860
Name: Javier Ramirez
Address: 1371 Village Way F
Gardnerville NV 89410
Telephone: (775) 790 7950
Email:
Self-Represented Litigant

IN THE FAMILY DIVISION
OF THE ~~SECOND~~ FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF ~~WASHOE~~ CARSON

Mayra E. Arreguin
Plaintiff/Petitioner,
vs.
Javier Ramirez
Defendant/Respondent.

Case No. 12DR110039 11B
Dept. No. 1

REQUEST FOR SUBMISSION OF EX PARTE MOTION

I, Javier Ramirez (print your name here), request that the Ex Parte Motion To seek medical care for minor (Print the name of the Ex Parte Motion) filed on Oct 16 2017 (Date the Ex Parte Motion was filed), be submitted to the Court for it's consideration and Order.

This document does not contain the Social Security number of any person.

DATED this 16 day of October, 20 17.

Signature: _____

Print Your Name: Javier Ramirez

Fully explain why you believe the other party should not be contacted and have time to respond to this Motion before the Motion is considered by the Judge

She won't answer to my emails, and or phone calls., she's unwilling to follow recommendations from Chris Bayer / physicians. (see attached)

(If you need more space, you may attach additional sheets of paper. Be sure that you write only on one side of the paper and clearly identify it as a continuation of this explanation.)

This document does not contain the Social Security Number of any person.

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

DATED this 16 day of October, 2017.

(Signature)

(Printed Name)

Case No.: 12 DR1 00391 1B

Dept. No.: 1

REC'D & FILED

2017 OCT 18 AM 11:25

SUSAN MERRIWETHER
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Petitioner,

v.

JAVIER RAMIREZ RIVAS,

Respondent.

ORDER REQUIRING PETITIONER'S RESPONSE AND SETTING HEARING

This matter is before this Court pursuant to a Motion to Extend Visits with Minor Children, Therapy Involvement and to Show Cause for Depravation of Visitation Rights filed by Respondent on September 1, 2017. A Request for Submission was filed on October 17, 2017. No Response was filed by Petitioner. Also before this Court is an Ex Parte Emergency Motion Regarding Children and a Request for Submission filed by Respondent on October 17, 2017.

In reviewing Respondent's Motions, the Court has concluded that a response from Petitioner and a hearing in this matter would assist this Court in determining the merits of this case.

Therefore, good cause appearing;

IT IS HEREBY ORDERED that Petitioner Mayra Arreguin shall file a response to Respondent's pending motions and file proof of service with this Court by October 31, 2017.

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IT IS FURTHER ORDERED that this matter is set for a hearing before the First Judicial District Court, located at 885 East Musser Street, Carson City, Nevada, Department I, on November 3, 2017, at 10:00 a.m.

Dated this 18 day of October, 2017.

JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the First Judicial District Court, and that on this 18th day of October, 2017, I deposited for mailing at Carson City, Nevada, a true and correct copy of the foregoing Order addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
1756 Russell Way #E
Carson City, NV 89706

Chris Bayer, CASA
E-mail: casaofcc@earthlink.net

Angela Jeffries
Judicial Assistant, Dept. 1

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

Supreme Court No. 73912
District Court Case No. 12DR1003911B

REC'D & FILED
2017 OCT 23 AM 11:39
SUSAN MERRIWETHER
CLERK
BY
DEPUTY

REMITTITUR

TO: Susan Merriwether, Carson City Clerk

Pursuant to the rules of this court, enclosed are the following:

Certified copy of Judgment and Opinion/Order.
Receipt for Remittitur.

DATE: October 20, 2017

Elizabeth A. Brown, Clerk of Court

By: Niki Wilcox
Deputy Clerk

cc (without enclosures):
Hon. James Todd Russell, District Judge
Javier Ramirez Rivas
Mayra Arreguin
Susan Merriwether, Carson City Clerk

RECEIPT FOR REMITTITUR

Received of Elizabeth A. Brown, Clerk of the Supreme Court of the State of Nevada, the REMITTITUR issued in the above-entitled cause, on October 23, 2017.

Susan Merriwether
District Court Clerk

By: V. Alegria, Deputy Clerk

IN THE SUPREME COURT OF THE STATE OF NEVADA

2017 OCT 23 AM 11:35

SUSAN MERRIWETHER
CLERK
BY
DEPUTY

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

No. 73912

FILED

SEP 25 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DISMISSING APPEAL

This is a pro se appeal from an order denying appellant's motion for an order to show cause to hold respondent in contempt. First Judicial District Court, Carson City; James Todd Russell, Judge.

Our review of the documents submitted to this court pursuant to NRAP 3(g) reveals a jurisdictional defect. Specifically, it appears that the judgment or order designated in the notice of appeal is not substantively appealable. *See* NRAP 3A(b). This court has jurisdiction to consider an appeal only when the appeal is authorized by statute or court rule. *Taylor Constr. Co. V. Hilton Hotels*, 100 Nev. 207, 678 P.2d 1152 (1984). No statute or court rule provides for an appeal from an order of contempt. *See Pengilly v. Rancho Santa Fe Homeowners Ass'n*, 116 Nev. 646, 649, 5 P.3d 569, 571 (2000) (recognizing that a contempt order is not appealable). Accordingly, we conclude that we lack jurisdiction, and we

ORDER this appeal DISMISSED.

_____, J.
Hardesty

_____, J.
Parraguirre

_____, J.
Stiglich

17-32362

cc: Hon. James Todd Russell, District Judge
Javier Ramirez Rivas
Mayra Arreguin
Carson City Clerk

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

Supreme Court No. 73912
District Court Case No. 12DR1003911B

REC'D & FILED
2017 OCT 23 AM 11:
SUSAN MERRIWETHER
CLERK
BY
DEPUTY

CLERK'S CERTIFICATE

STATE OF NEVADA, ss.

I, Elizabeth A. Brown, the duly appointed and qualified Clerk of the Supreme Court of the State of Nevada, do hereby certify that the following is a full, true and correct copy of the Judgment in this matter.

JUDGMENT

The court being fully advised in the premises and the law, it is now ordered, adjudged and decreed, as follows:

"ORDER this appeal DISMISSED."

Judgment, as quoted above, entered this 25th day of September, 2017.

IN WITNESS WHEREOF, I have subscribed my name and affixed the seal of the Supreme Court at my Office in Carson City, Nevada this October 20, 2017.

Elizabeth A. Brown, Supreme Court Clerk

By: Niki Wilcox
Deputy Clerk

REC'D & FILED

2017 NOV -3 PM 2:57

SUSAN MERRIWETHER
CLERK
BY _____ DEPUTY

Case No.: 12 DR1 00391 1B

Dept. No.: 1

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Petitioner,

vs.

JAVIER RAMIREZ RVAS,

Respondent.

ORDER AFTER NOVEMBER 3, 2017 HEARING

This matter comes before this Court on an Ex Parte Emergency Motion Regarding Children and a Request for Submission filed by Respondent on October 17, 2017. No Response was filed by Petitioner. A hearing on this matter was held on November 3, 2017. Both Petitioner and Respondent attended in proper person. Evelyn Wakeling was also present to interpret for Petitioner.

In his Ex Parte Emergency Motion, Respondent requested that this Court grant him permission to take the parties' minor child CARLOS A. RAMIREZ (DOB: 10/09/2007) to see a physical therapist. Respondent explained that the minor child hurt his knee, and Petitioner did not promptly inform Respondent of the minor child's injury or provide the minor child with the proper medical care. Respondent indicated that per doctor's orders as of September 14, 2017, the minor child needed to see a physical therapist and was not to participate in physical education at school until his injury is healed. Respondent is concerned that by not taking the minor child to a physical therapist, the minor child's injury could worsen.

At the hearing, Petitioner provided the Court with a letter from Carson Medical Group dated October 23, 2017 indicating that the minor child is now allowed to participate in the school's physical activities as well as extra-curricular activities. Petitioner indicated that the minor child is no longer complaining of any pain to his knees, and Petitioner feels that the minor child does not need to go to physical therapy at this time.

Respondent complained that he was not informed of the medical situation with the minor child in the proper time by either Petitioner or the minor child's school. Respondent further complained that he is not on the list as a contact for the minor child with the Boys and Girls Club or the minor child's school and requested that he be allowed to be on the list as a contact for both. Additionally, Respondent indicated that Petitioner does not notify him of any medical issues that arise for either of the parties' minor children, and that he is not informed of the happenings of the children on a more regular basis, including not receiving the children's report cards from the school.

The Court, having heard the arguments from both parties, found that Petitioner must ask the minor child's pediatrician if she/he thinks sending the minor child to physical therapy would be proper at this time. The Court found that it is to be within the discretion of the minor child's pediatrician to decide whether or not the minor child should see an orthopedist and/or physical therapist. If the pediatrician says that the minor child should see an orthopedist and/or physical therapist, Petitioner is to take the minor child to the orthopedist and/or physical therapist recommended by the pediatrician, and notify Respondent to the best of her ability that the minor child is to go to the orthopedist and/or physical therapy.

Additionally, the Court found that Petitioner is to notify the Boys and Girls Club that Respondent needs to be added to the minor child's contact list and provide them with Respondent's phone number and address (telephone number: 790-7950; address: 1371 Village Way F, Gardnerville, NV 89410). Respondent is to notify the minor child's school of his contact information so that the school may add him to the minor child's contact list. All prior Orders of this Court are to remain in effect in regards to visitation and custody arrangements for the minor children.

Therefore, based on the foregoing and good cause appearing,

IT IS HEREBY ORDERED that Petitioner is to ask the minor children's pediatrician if the parties' minor child CARLOS A. RAMIREZ (DOB: 10/09/2007) should go to an orthopedist and/or to physical therapy at this time. If the pediatrician believes the minor child should see an orthopedist and or/ attend physical therapy, Petitioner is to take the minor child to an orthopedist and/or a physical therapist that the pediatrician recommends, and must notify Respondent of the medical situation to the best of her ability; and

IT IS FURTHER ORDERED that Petitioner provide the Boys and Girls Club with Respondent's contact information (telephone number: 790-7950; address: 1371 Village Way F, Gardnerville, NV 89410) so that Respondent may be added to the minor children's contact list. Respondent is to provide his contact information to the minor children's school; and

IT IS FURTHER ORDERED that Petitioner notify Respondent to the best of her ability of any appointments and medical issues regarding the parties minor children EDUARDO J. RAMIREZ (DOB: 04/13/2006) and CARLOS A. RAMIREZ (DOB: 10/09/2007); and

IT IS FURTHER ORDERED that all prior Orders by this Court will remain in effect.

Dated this 3 day of November, 2017.

JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

I hereby certify that on the 6 day of November, 2017, I served a copy of the foregoing by placing the foregoing in the United States Mail, postage prepaid, addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
1756 Russell Way #E
Carson City, NV 89706

Chris Bayer, CASA
E-mail: casaofcc@earthlink.net

Sydnie Wells
Law Clerk, Dept. 1

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

Supreme Court No. 71908
District Court Case No. 12DR1003911B

REC'D & FILED
2017 NOV -7 PM 1:18
SUSAN MERRIWETHER
CLERK
BY
DEPUTY

REMITTITUR

TO: Susan Merriwether, Carson City Clerk

Pursuant to the rules of this court, enclosed are the following:

Certified copy of Judgment and Opinion/Order.
Receipt for Remittitur.

DATE: November 06, 2017

Elizabeth A. Brown, Clerk of Court

By: Amanda Ingersoll
Chief Deputy Clerk

cc (without enclosures):
Hon. James Todd Russell, District Judge
Javier Ramirez Rivas
Mayra Arreguin

RECEIPT FOR REMITTITUR

Received of Elizabeth A. Brown, Clerk of the Supreme Court of the State of Nevada, the REMITTITUR issued in the above-entitled cause, on November 7, 2017.

Susan Merriwether
District Court Clerk

By V. Alearia, Deputy Clerk

17-37957 1059

REC'D & FILED

2017 NOV -7 PM 1:16

SUSAN MERRIWETHER
CLERK

BY _____ DEPUTY

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

No. 71908

FILED

OCT 11 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER OF AFFIRMANCE

This is an appeal from a district court post-divorce decree order modifying custody. First Judicial District Court, Carson City; James Todd Russell, Judge.

The underlying divorce decree awarded appellant Javier Ramirez Rivas and respondent Mayra Arreguin joint physical custody of their minor children, but the district court later temporarily modified that arrangement. In particular, the district court awarded Mayra temporary primary physical custody of the children based on police reports and a report and testimony from the children's Court-Appointed Special Advocate (CASA) regarding a physical altercation between the parties and an incident where Javier apparently used excessive force to discipline one of the children. Protracted litigation with regard to custody ensued, resulting in a permanent modification order that awarded Mayra primary physical custody of the children subject to Javier's limited parenting time privileges. Javier appealed that decision, however, and this court reversed and remanded after concluding that the district court abused its discretion by modifying the custody arrangement without making any factual findings

with regard to NRS 125C.0035(4)'s best interest factors. *See Ramirez Rivas v. Arreguin*, Docket No. 69823 (Order of Reversal and Remand, September 20, 2016).

On remand, the district court considered the best interest factors in light of testimony from the parties and the children's CASA and therapist, and, once again, entered an order that awarded Mayra primary physical custody subject to Javier's limited parenting time privileges. In support of that decision, the district court found that a number of the best interest factors weighed in Mayra's favor, including Javier's history of child abuse. This appeal followed.[1]

On appeal, Javier begins by attacking the testimony from the CASA and the therapist with regard to their belief that awarding Mayra primary physical custody was in the children's best interest. In particular, Javier asserts that, in so testifying, these witnesses ignored certain purported issues with Mayra's parenting and willingness to let him exercise his parenting time privileges. The transcript from the hearing on remand, however, demonstrates that these witnesses addressed numerous issues in response to questions from both Javier and the district court, including the matters identified above, and ultimately testified that it was in the children's best interest for Mayra to have primary physical custody. And while Javier apparently disagrees with these witnesses' testimony, this

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[1]Insofar as Javier seeks relief from the district court's first order permanently modifying custody, his arguments are moot in light of our decision in Docket No. 69823. *See Personhood Nev. v. Bristol*, 126 Nev. 599, 602, 245 P.3d 572, 574 (2010) (explaining that appellate courts generally will not consider moot issues).

disagreement does not provide a basis for relief because it is not this court's role to reweigh the evidence or to revisit the district court's credibility determinations. *See Ellis v. Carucci*, 123 Nev. 145, 152, 161 P.3d 239, 244 (2007) (explaining that appellate courts will not reweigh the evidence or witness credibility).

While Javier similarly asserts that the district court ignored evidence with regard to the cause of the parties' older child's medical condition, his assertion is belied by the transcript from the hearing on remand. In particular, that transcript demonstrates that, based on testimony from the CASA and therapist that refuted Javier's evidence, the district court found that the child's medical condition was caused by the high level of conflict in the parties' divorce, which it largely attributed to Javier, rather than Mayra. Likewise, despite Javier's similar contention that the district court ignored Mayra's occasional failure to follow the parties' parenting time schedule, the transcript demonstrates that the district court considered the noncompliance issue, but concluded that it was not significant and that Mayra was nonetheless the party who was most likely to allow the other parent to have parenting time.

Moreover, the district court's decision in this regard was part of its overall evaluation of the best interest factors set forth in NRS 125C.0035(4), which resulted in the conclusion that a number of these factors' weighed in favor of Mayra's position and that the remaining pertinent factors were either neutral or weighed against Javier. Indeed, the district court made specific findings on these points in the challenged custody order and, based on our review of the record, we conclude the court's findings are supported by substantial evidence. *See Davis v. Ewalefo*, 131

Nev. ___, ___, 352 P.3d 1139, 1143 (2015) (explaining that, in making custody determinations, the district courts "must tie the child's best interest, as informed by specific, relevant findings respecting the [statutory] factors, to the custody determination").

Lastly, to the extent that Javier asserts that, in making its best interest findings, the district court incorrectly found that he had two convictions for child abuse, we conclude that his argument lacks merit. Notably, the district court did not make any findings with regard to child abuse convictions. Indeed, a review of the challenged order reveals that the court found that Javier had a *history* of child abuse. And to the extent that Javier challenges that finding on the basis that the allegations underlying it were false and unsupported by the record, his argument fails. In particular, Javier failed to provide this court with a transcript from the August 20, 2014, hearing at which the district court took evidence and testimony with regard to whether he committed child abuse and, as a result, we presume that the missing transcript supported the district court's ultimate finding that Javier had a history of child abuse. *See Cuzze v. Univ. & Cmty. Coll. Sys. of Nev.*, 123 Nev. 598, 603, 172 P.3d 131, 135 (2007) (noting that it is appellant's burden to ensure that a proper appellate record is prepared and that, if the appellant fails to do so, "we necessarily presume that the missing [documents] support[ ] the district court's decision").

Based on the forgoing analysis, we conclude that the district court did not abuse its discretion in modifying the parties' custody arrangement to award Mayra primary physical custody subject to Javier's limited parenting time privileges. *See Ogawa v. Ogawa*, 125 Nev. 660, 668, 221 P.3d 699, 704 (2009) (reviewing a district court's custody determination

for an abuse of discretion and explaining that the court's factual findings are entitled to deference unless they are unsupported by substantial evidence or clearly erroneous). Accordingly, we

ORDER the judgment of the district court AFFIRMED.[2]

_____, C.J.
Silver

_____, J.
Tao

_____, J.
Gibbons

cc: Hon. James Todd Russell, District Judge
Javier Ramirez Rivas
Mayra Arreguin
Carson City Clerk

---

[2]We have considered Javier's remaining arguments with regard to the district court's custody determination and conclude they do not provide a basis for relief. And while Javier also asks us to consider certain post-appeal disputes between the parties, we cannot do so since those matters arose after he filed this appeal. *See Carson Ready Mix, Inc. v. First Nat'l Bank of Nev.*, 97 Nev. 474, 476, 635 P.2d 276, 277 (1981) (explaining that appellate courts cannot consider materials that are not a proper part of the record on appeal).

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

Supreme Court No. 71908
District Court Case No. 12DR1003911B

REC'D & FILED
2017 NOV -7 PM 1:
SUSAN MERRIWETHER
CLERK
BY
DEPUTY

CLERK'S CERTIFICATE

STATE OF NEVADA, ss.

I, Elizabeth A. Brown, the duly appointed and qualified Clerk of the Supreme Court of the State of Nevada, do hereby certify that the following is a full, true and correct copy of the Judgment in this matter.

JUDGMENT

The court being fully advised in the premises and the law, it is now ordered, adjudged and decreed, as follows:

"ORDER the judgment of the district court AFFIRMED."

Judgment, as quoted above, entered this 11th day of October, 2017.

IN WITNESS WHEREOF, I have subscribed my name and affixed the seal of the Supreme Court at my Office in Carson City, Nevada this November 06, 2017.

Elizabeth A. Brown, Supreme Court Clerk

By: Amanda Ingersoll
Chief Deputy Clerk

REC'D & FILED
2017 DEC 18 PM 12: 37
SUSAN MERRIWETHER
CLERK
BY
DEPUTY

Code: 1670
Name: Javier Ramirez
Address: 1371 Village Way F
Gardnerville Nevada
Telephone: (775) 7907550
Email: vueenmi2011@hotmail.com
Self-Represented Litigant

IN THE FAMILY DIVISION
OF THE ~~SECOND~~ FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF ~~WASHOE~~ CARSON

Mayra E. Aregain
Petitioner,
vs.
Javier Ramirez
Respondent.

Case No. 17DR1 00391B
Dept. No. 1

EX PARTE EMERGENCY MOTION REGARDING CHILDREN

MOTION TO Grant holiday time with children
(Fill in the name of this motion)

Javier Ramirez, appearing in Proper Person, hereby move this
(Your name)

Court to issue an emergency order, without notice to Mayra E Aregain
(The Other Party's name)
granting the following:

State only what you want the court to order. Do not explain why you want the order issued or why you believe the other party should not have notice of this motion. Those reasons will be filled in on the next page.

Grant holiday time for and with children.

A Decree of Divorce or Order addressing custody and visitation of a minor child(ren) was entered on March 2013 April. 2017 To the best of my knowledge, the last order
(Date the Decree or Order was filed)

concerning this matter was entered on April 2017 and that order
(Date last order entered in this case)

concerned medical issues
(Print what the last order was about, such as child support, visitation, TPO, etc.)

The child(ren) involved in the matter are:

NAME	AGE	DATE OF BIRTH
Eduardo J. Ramirez	11	04-13-2006
Carlos A. Ramirez	10	10-09-2007

Fully explain why you believe this is an emergency situation

I believe this is an emergency and an order should issue from this Court immediately because: I have family members that are coming from out of town, that have not seen the boys for over 3 years, my family will arrive on friday and leave monday The current schedule has me Thursdays from 5:30 to 8:00 pm with Eduardo and from 2:30 pm to 9:00 pm Sundays with Carlos, I would like both of the boys to have equal time with their cousins and uncle for the 24. of December, I can pick up the boys on Friday

at 5:30 pm and return them on the 25 at 3:00 pm so they could be with mom for Christmas. (see attached)

Fully explain why you believe the other party should not be contacted and have time to respond to this Motion before the Motion is considered by the Judge

Petitioner won't reply to emails or phone calls, and most likely will not do it on time unless stated by new order, I'm not longer have a CASA, to adress this.

(If you need more space, you may attach additional sheets of paper. Be sure that you write only on one side of the paper and clearly identify it as a continuation of this explanation.)

This document does not contain the Social Security Number of any person.

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

DATED this 16 day of December, 20 17.

Javier Ramirez
(Signature)

Javier Ramirez
(Printed Name)

I really appreciated if this order its granted so the boys can have equal Time with my family and with their mother during this season.
(see other order from 3rd November 2015)

Thank you

Jaime Ramirez

Therefore, based on the foregoing and good cause appearing,

IT IS HEREBY ORDERED that Defendant's Motion to Change Venue is DENIED

IT IS FURTHER ORDERED that Defendant shall have visitation with EDUARDO JAVIER RAMIREZ (DOB: 04/13/2006) and CARLOS ADRIAN RAMIREZ (DOB: 10/09/2007) every Saturday from 10:30 A.M. to 7:30 P.M., provided that the children's therapist, Kristopher Komarek approves of such visitation.

IT IS FURTHER ORDERED that visitation shall commence Saturday, November 7, 2015. After the initial visitation, Mr. Komarek is to evaluate said visitation and determine whether it is appropriate to continue with above set schedule.

IT IS FURTHER ORDERED that Defendant shall treat both minor children equally and provide no special treatment to either child.

IT IS FURTHER ORDERED that Defendant may contact the minor children through Plaintiff every Wednesday night between 6:30 P.M. and 7:00 P.M. Plaintiff shall immediately give the telephone to the children if they decide to communicate with Defendant.

IT IS FURTHER ORDERED that Plaintiff will communicate all information relating to the minor children's health and welfare to Defendant.

IT IS FURTHER ORDERED that Defendant may attend the children's school activities but shall have no contact with Plaintiff in the event that she is also at children's school activities.

IT IS SO ORDERED.

Dated this 3rd day of November, 2015.

JAMES T. RUSSELL
DISTRICT JUDGE

Code: 3860
Name: Javier Ramirez
Address: 1371 Village Way F
Gardnerville Nevada 89410
Telephone: (775) 790 7950
Email: vivecnmi2011@hotmail.com
Self-Represented Litigant

REC'D & FILED
2017 DEC 18 PM 12:37
SUSAN MERRIWETHER
CLERK
BY
DEPUTY

IN THE FAMILY DIVISION

OF THE ~~SECOND~~ FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF ~~WASHOE~~ CARSON

Mayra E. Arreguin
Plaintiff/Petitioner,

vs.

Javier Ramirez
Defendant/Respondent.

Case No. 12DR100391 1B

Dept. No. 1

REQUEST FOR SUBMISSION OF EX PARTE MOTION

I, Javier Ramirez, request that the Ex Parte Motion
(print your name here)

Grant holiday time w/ children filed on December 16 2017
(Print the name of the Ex Parte Motion) (Date the Ex Parte Motion was filed)

be submitted to the Court for it's consideration and Order.

This document does not contain the Social Security number of any person.

DATED this 16 day of December, 20 17.

Signature: [signature]

Print Your Name: Javier Ramirez

Case No.: 12 DR1 00391 1B

Dept. No.: 1

REC'D & FILED
2017 DEC 19 PM 3:22
SUSAN HERRINGER
CLERK

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Petitioner,

v.

JAVIER RAMIERZ RIVAS,

Respondent.

ORDER DENYING MOTION EX PARTE

This matter comes before the Court on an Ex Parte Emergency Motion to Grant Holiday Time with the Children filed by Respondent on December 18, 2017.

"A judge shall accord to every person who has a legal interest in a proceeding ... the right to be heard according to law."[1] "The right to be heard is an essential component of a fair and impartial system of justice. Substantive rights of litigants can only be protected if procedures protecting the right to be heard are observed."[2]

Under FJDCR 18(1), "Ex parte orders are disfavored and counsel are encouraged to move with notice whenever possible." However, under FJDCR 18(5)(B)(5) ex parte orders may be obtained, inter alia, "Where such other circumstances exist as the Court may find to warrant the issuance of an order without notice." The Respondent has not shown facts sufficient for the Court to proceed without giving opposing parties notice and an opportunity to be heard.

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[1]Nev. Code of Jud. Conduct, Rule 2.6.

[2]Nev. Code of Jud. Conduct, Comment 1 to Rule 2.6.

Additionally, upon reviewing Respondent's Ex Parte Emergency Motion, the Court concluded that a response from Petitioner and a hearing in this matter would be appropriate. However, given that Respondent's Ex Parte Emergency Motion was filed on December 18, 2017, this Court will not be able to hear this matter until after the holiday is over, in which case the Ex Parte Emergency Motion will be moot.

Therefore, good cause appearing;

IT IS HEREBY ORDERED that Respondent's Ex Parte Emergency Motion to Grant Holiday Time with the Children is DENIED.

Dated this 19 day of December, 2017.

JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the First Judicial District Court, and that on this 20 day of December, 2017, I deposited for mailing at Carson City, Nevada, a true and correct copy of the foregoing Order addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
1756 Russell Way #E
Carson City, NV 89706

Melanie McCormick, CASA
E-mail: casaofcc@earthlink.net

Sydnie Wells
Law Clerk, Dept. 1

REC'D & FILED

2018 JAN 16 PM 4:25

SUSAN MERRIWETHER
CLERK
BY _____ DEPUTY

Case No.: 12 DR1 00391 1B

Dept. No.: 1

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Petitioner,

v.

JAVIER RAMIREZ RIVAS,

Respondent.

ORDER APPOINTING COURT APPOINTED SPECIAL ADVOCATE

The Court hereby appoints **MELANIE McCORMICK** as the Court Appointed Special Advocate (CASA) in regards to this matter and not as a party to the proceedings, for the minor children in this case, EDUARDO RAMIREZ (DOB: 04/13/2006) and CARLOS RAMIREZ (DOB: 10/09/2007), the supervision of and with the support from the CASA Office and program:

IT IS HEREBY ORDERED that:

1. Upon presentation of this Order to any agency, hospital, school, organization, person or office, including but not limited to, the Clerk of this Court, Division of Child and Family Service, Juvenile Probation, human services agencies, pediatricians, psychologists, psychiatrists, police and sheriff departments, mental health clinics, etc., the aforementioned shall permit CASA to inspect and/or copy any records and/or protected health information relating to the child, parents, or other family members.

2. The CASA assigned to this case shall represent and protect the best interests of the child until excused by the Court.

///

3. The CASA shall explain to the child the role of CASA, if appropriate, and when appropriate, the nature and purpose of each proceeding in this case.

4. The CASA shall thoroughly research and ascertain the relevant facts of this case and ensure that the Court receives an independent, objective account of those facts.

5. The CASA shall maintain any information received from any source as confidential, and will not disclose same except in reports to the Court, and other parties to this case, if authorized by the Court.

6. The CASA shall appear at all hearings or proceedings relating to this case, and assure proper representation of the child at said hearing.

7. The CASA shall be notified of any hearings, staffings, investigations, depositions, or other proceedings concerning the child, and shall be notified prior to any action taken on behalf of the child by any party.

8. The CASA shall participate in the development and negotiation of any plans for and orders regarding the child, and monitor the implementation of those plans and orders to determine whether services are being provided in an appropriate and timely manner.

9. The CASA assigned to the case shall be advised of any agreement or plan proposed on behalf of the child before it is implemented.

10. The CASA shall be admitted to any treatment facility or foster or group home to visit with the child. The CASA shall meet with the child wherever the child is placed, as often as is necessary to determine that the child is safe and to ascertain the best interests of the child.

11. The CASA shall inform the Court of the desires of the child, but exercise independent judgment regarding the best interests of the child.

12. The CASA will interview persons regarding the child, the parents, other family members, and potential placements. These persons are ordered to cooperate with CASA.

13. The CASA shall request the Court to enter orders that are clear, specific and, when appropriate, include periods of compliance.

14. The CASA shall review the progress of this case and advocate for the expedient completion of the case.

15. The CASA shall perform such other duties as the Court orders. The CASA may report to the Court informally or in chambers, without the parties.

16. All parties are to cooperate with CASA and to provide all information in a timely manner.

IT IS SO ORDERED.

Dated this 16th day of January, 2018.

JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the First Judicial District Court, and that on this 17th day of January, 2018, I deposited for mailing at Carson City, Nevada, a true and correct copy of the foregoing Order addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
1756 Russell Way #E
Carson City, NV 89706

Melanie McCormick, CASA Program Director
E-mail: casaofcc@earthlink.net

Angela Jeffries
Judicial Assistant, Dept. 1

Item# 43568
Patent Pending
DUNMOR

CONFIDENTIAL

Application to Waive Mediation Fees

Filed May 8, 2018

Your name: Javier Ramirez
Mailing Address: 1371 village way F
City, State, Zip: Gardnerville NV 89410
Telephone: (775) 790 7950
In Proper Person

REC'D & FILED
2018 MAY 10 PM 5:01
SUSAN MERRIWETHER
CLERK
BY [signature]
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arreguin, Plaintiff, vs. Javier Ramirez, Defendant.	Case No. 18DR000391 Dept. No. 1

ORDER REGARDING WAIVER OF MEDIATION FEES

Upon consideration of Javier Ramirez (Your Name)'s Application to waive mediation fees and it appearing that there is not sufficient income, property or resources with which to pay the mediation fees:

☒ IT IS HEREBY ORDERED that Javier Ramirez (Your Name)'s request to waive mediation fees is GRANTED.

☐ IT IS HEREBY ORDERED that Javier Ramirez (Your Name)'s request to waive mediation fees is DENIED for the following reason:

☐ The party is not indigent.

☐ Other: _____

☐ The request for hearing is:

☐ Granted. A hearing is set for _____, at _____.

☐ Denied.

DATED this 10th day of May, 2018.

_____
DISTRICT COURT JUDGE

Respectfully submitted:

Signature: Javier Ramirez
Print name: Javier Ramirez
Address: 1371 Village Way E
Gardnerville NV 89410
Telephone: (775) 780 7950

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EMPLOYMENT SECURITY DIVISION

Office of the Administrator

BRIAN SANDOVAL
Governor

DON SODERBERG
Director

RENEE L. OLSON
Administrator

April 27, 2018

Javier Ramirez
1371 Village Way F
Gardnerville, Nevada 89410

Mr. Ramirez:

Effective today, Friday, April 27, 2018, you are being rejected from probation. Pursuant to NAC 284.458, an employee rejected pursuant to this subsection has no appeal rights.

Paperwork will be processed on your behalf. If you have any questions regarding your separation or future State of Nevada employment, you may contact DETR Human Resources at (702) 486-7980.

Sincerely,

Renee L. Olson
Division Administrator

Employee Signature

RLO:bb

cc: J. J. Frischmann
Employee
Human Resources

RECEIVED
APR 27 2018
PERS of Nevada

REC'D & FILED

2018 MAY 25 PM 1:38

SUSAN MERRIWETHER
CLERK
BY CARROS
DEPUTY

Code: 1670
Name: Javier Ramirez
Address: 1371 Village Way F
Gardnerville Nevada 89410
Telephone: (775) 790-7950
Email: vweenmi2011@hotmail.com
Self-Represented Litigant

IN THE FAMILY DIVISION

OF THE ~~SECOND~~ FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF ~~WASHOE~~ CARSON

Mayra E. Arreguin
Petitioner,

vs.

Javier Ramirez
Respondent.

Case No. 12DR100391

Dept. No. 1

EX PARTE EMERGENCY MOTION REGARDING CHILDREN

MOTION TO Temporary Custody of Children (to seek medical care)
(Fill in the name of this motion)

Javier Ramirez, appearing in Proper Person, hereby move this
(Your name)

Court to issue an emergency order, without notice to Mayra E. Arreguin
(The Other Party's name)

granting the following:

State only what you want the court to order. Do not explain why you want the order issued or why you believe the other party should not have notice of this motion. Those reasons will be filled in on the next page.

- Grant temporary custody of children to seek medical care.
- Schedule a new therapist

A Decree of Divorce or Order addressing custody and visitation of a minor child(ren) was entered on March 2013 (Date the Decree or Order was filed). To the best of my knowledge, the last order concerning this matter was entered on October 2017 (Date last order entered in this case) and that order concerned medical care (Print what the last order was about, such as child support, visitation, TPO, etc.)

The child(ren) involved in the matter are:

NAME	AGE	DATE OF BIRTH
Eduardo J. Ramirez	12	04-13-2006
Carlos A. Ramirez	10	10-09-2007

Fully explain why you believe this is an emergency situation

I believe this is an emergency and an order should issue from this Court immediately because: Per a text conversation with Eduardo (see attached) last night, it raised highly welfare concerns for his well being. he has been cutting himself on his wrists, after witnessing altercations between his mother and stepdad.

I fear that his mental stress will continue if nothing its done about it. and it might increase Eduardo's anxiety pushing him to do something more tragic.

Fully explain why you believe the other party should not be contacted and have time to respond to this Motion before the Motion is considered by the Judge

Records has shown from previous hearing that she doesn't take medical matters seriously, and she probably won't seek emergency care on time. if Eduardo encounters (~~another~~) or witness another alterication at the same time Carlos may act on the same way imitating his brother.

(If you need more space, you may attach additional sheets of paper. Be sure that you write only on one side of the paper and clearly identify it as a continuation of this explanation.)

This document does not contain the Social Security Number of any person.

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

DATED this 25 day of May, 20 18.

Javier Ramirez
(Signature)

Javier Ramirez
(Printed Name)

H

Hey dau 6:02 PM

6:03 PM ¿Como estan?

7:49 PM Bien..mal...mas o menos.. Average?

H

We are good. Sorry for not responding. We were eating and I had to wash dishes 7:50 PM

I see

7:51 PM What did you eat?

H

Pozole 7:52 PM

That's good

7:57 PM Did you to therapy?

7:58 PM Go

H

Yeah. Mom told Kris that I was

H

Yeah. Mom told Kris that I was cutting myself and asked me why I was doing it

7:58 PM

7:59 PM Are you?

You can tell me

8:01 PM I won't judge you

H

I was before because some even occurred with my mom reminded me of the past and I got angry and put that anger on myself but cutting my wrists

8:03 PM

8:03 PM You want to tell me?

H

Events

8:07 PM

Whenever you feel comfortable you can tell me

I just want the best for you and your brother

8:08 PM

H

I did tell you 8:08 PM

8:08 PM Please remind me

8:09 PM I never heard about you cutting yourself

H

"I was before because some events occurred with my mom reminded me of the past and I got angry and put that anger on myself but cutting my wrists. "
Is what I said Dad 8:09 PM

I saw those cuts and I mentioned to the doctor

Those were not from the bushes

8:10 PM And you said that they were

H

I know 8:10 PM

H

I know 8:11 PM

I don't recall you saying anything about any "events"

8:11 PM Or issues with your mom

I'm here to help

8:12 PM You know that

H I know 8:12 PM

I just don't understand what led to that

8:12 PM You can tell me

8:13 PM Did she hurt you?

H Mom and Luis fighting triggered memories of the past 8:13 PM

I see

8:13 PM You know that you can call me

If you don't feel secure

8:14 PM Does Kris knows this?

H Yes 8:15 PM

8:16 PM And what he had to say?

H "I see. " 8:17 PM

8:17 PM That's it?

H So or so 8:19 PM

8:21 PM What does that mean?

H Idk 8:21 PM

8:22 PM He just said " so or so"?

H No 8:22 PM

Try not to stress.

I'm here for you and your brother
8:36 PM

H Anything? 8:36 PM

If he said anything at all

To your mom or you
8:37 PM

H No 8:37 PM

Ok
8:37 PM

H No 8:37 PM

Just remember that I love you very much
8:37 PM

H I love you too 8:38 PM

And I don't want you to hurt

Re: Eduardo

Melanie McCormick <MelanieMcCormickCASA@outlook.com>

Fri 5/25/2018 11:25 AM

To:javier ramirez <viveenmi2011@hotmail.com>;

Javier,
I am not at the office. I will not be back in the office until Tuesday or Wednesday. And then I am in training for the remainder of that week. As time permits over the weekend, if you get the chance email them to me as I will be difficult to reach. Thank you.

Sent from my iPhone

On May 25, 2018, at 11:22 AM, javier ramirez <viveenmi2011@hotmail.com> wrote:

> There are several screenshots..
> If you want I can stop by and show then to you
>
> ---
>
> **From:** Melanie McCormick <MelanieMcCormickCASA@outlook.com>
> **Sent:** Friday, May 25, 2018 9:38:01 AM
> **To:** javier ramirez
> **Subject:** Re: Eduardo
>
> Javier,
> I wanted to respond to this and let you be aware that I will be out of the Office until Tuesday, May 29TH.
> I will be difficult to reach via phone or text during Wednesday May 30TH and Thursday May 31ST as I am in an all-day training. Please use email to communicate.
> If Eduardo did state this, please forward the text communication you had with him, that disclosed this.
> Thank you, Melanie
>
> Melanie M. "Emmy" McCormick, *Guardian ad litem*
> Director - CASA of Carson City, NV
> www.casaofcc.org
>
> (775) 291-7069
>
> *"The way we see the world is what makes us good at what we do."*

From: javier ramirez <viveenmi2011@hotmail.com>
Sent: Thursday, May 24, 2018 8:49 PM
To: 'Melanie McCormick'
Subject: Eduardo

Hello...
In respect of your privacy I choose not to text you and /or call you,

I'm texting with Eduardo and he tells me that he has been cutting himself after witnessing Mayra and Luis fighting , ...

He also noted that Mr Komareck is aware of it.

Please call me at your convenience.

Thank You

Javier

REC'D & FILED
2018 MAY 25 PM 1:38
SUSAN MERRIWETHER
CLERK
BY [illegible]
DEPUTY

Code: 3860
Name: Javier Ramirez
Address: 1371 Village Way #
Gardnerville NV 89410
Telephone: (775) 790 7950
Email: nvreenmi2011@hotmail.
Self-Represented Litigant

IN THE FAMILY DIVISION
OF THE ~~SECOND~~ First JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY ~~OF WASHOE~~ Carson

Mayra E. Arreguin
Plaintiff/Petitioner,
vs.
Javier Ramirez
Defendant/Respondent.

Case No. 12DR100391
Dept. No. 1

REQUEST FOR SUBMISSION OF EX PARTE MOTION

I, Javier Ramirez, request that the Ex Parte Motion
(print your name here)

Temporary Change of custody filed on May 25. 2018,
(Print the name of the Ex Parte Motion) (Date the Ex Parte Motion was filed)

be submitted to the Court for it's consideration and Order.

This document does not contain the Social Security number of any person.

DATED this 25 day of May, 2018.

Signature: [signature]
Print Your Name: Javier Ramirez

Case No.: 12 DR1 00391 1B

Dept. No.: 1

REC'D & FILED

2018 MAY 25 PM 2:24

SUSAN MERRIWETHER
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Plaintiff,

vs.

JAVIER RAMIREZ RIVAS,

Defendant.

ORDER SETTING HEARING AND REQUIRING SERVICE

THIS MATTER is currently pending before the Court on an Ex Parte Emergency Motion Regarding Children filed by Defendant on May 25, 2018. A Request for Submission was filed by Defendant on May 25, 2018. No Proof of Service was filed.

This Court has reviewed the Motion and case file and finds that a hearing regarding this matter would be helpful in determining the merits of the case. Therefore, good cause appearing;

IT IS HEREBY ORDERED that this matter is set for a hearing before the First Judicial District Court, located at 885 East Musser Street, Carson City, Nevada, Department I, on June 6, 2018, at 9:00 a.m.

IT IS FURTHER ORDERED that Defendant shall serve a copy of his Ex Parte Emergency Motion Regarding Children upon Plaintiff and file proof of service with this Court within five (5) days of this order.

Dated this 25th day of May, 2018.

JAMES T. RUSSELL
DISTRICT JUDGE

1099

CERTIFICATE OF MAILING

The undersigned, an employee of the First Judicial District Court, hereby certifies that on the 25th day of May, 2018, I served the foregoing Order by placing a copy in the United States Mail, postage prepaid, addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
1756 Russell Way E
Carson City, NV 89706

Kristopher L. Komarek, LCSW
783 Basque Way, Suite 110
Carson City, NV 89706

CASA
E-Mail: casaofcc@earthlink.net

Angela Jeffries
Judicial Assistant, Dept. 1

1100

Your Name: Mayra Arreguin
Mailing Address:
City, State, Zip:
Telephone: (775) 291-7138
In Proper Person

REC'D & FILED
2018 MAY 29 PM 4:51
SUSAN MERRIWETHER
CLERK
BY ____ DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra Arreguin, Plaintiff,

vs.

Javier Ramirez, Defendant.

Case No.: 12DR100391 1B
Dept. No.: 1

RESPONSE TO MOTION

I, Mayra Arreguin (Your Name), respond to the Motion Temporary Custody of children (Title of Motion to which you are responding to) filed by Javier Ramirez (Name of other party) on May 25 18 (Date Motion was filed) for the following reasons:

State very specifically why you oppose or why you agree with the motion or request. If you agree with a part of the motion or request but disagree with another part, state that also.

1.- El señor Ramirez en su motion esta haciendo serias acusaciones hacerca de el comportamiento, las acciones y estres de Eduardo, el cual le recuerdo fue ocasionado por la violencia domestica que sufrimos durante el tiempo que vivimos juntos y el cual hasta hoy día seguimos tratando con el terapista Kristopher Komarek, todo el tiempo que ~~tenemos~~ hemos tenido durante todo este tiempo la terapia han surgido diferentes problemas de comportamientos de los niños

debido al mismo trauma que no a sido facil para ellos y el cual sigue por el continuo control y manipulación que tienen por parte de el señor Ramirez que los interroga continuamente de las actividades que tienen conmigo en casa, que comen?, con quien estan? a donde fueron? a donde van? si tienen dinero los niños de donde lo sacaron? quien se los dio? este fin de semana mi hijo Eduardo trabajo un poco con mi actual pareja y eduardo gano un poco de dinero por su trabajo, lo cual fue sujerido por el terapista, para aliviar el estres y ansiedad de eduardo por los videojuegos, computadora o celular para distraelo y al mismo tiempo aprendiendo como ganar el dinero, el Señor Ramirez amenazo a mis dos hijos diciendo que la proxima vez que se enteraro que habian hido a trabajar con mi pareja, el se hiba a encargar de meterlo a la carcel, esto es una forma de intimidacion hacia mis hijos. El señor Ramirez envio un telefono celular con mi hijo eduardo el cual no estoy de acuerdo, porque es demasiada distraccion

(If more space is needed to explain your position or make your argument, you may attach more sheets, but be sure to write only on one side of the paper.)

I do request a hearing on this matter.
(do, or do not)

If a hearing is requested, please state why you feel a hearing is necessary: para dar mi version y demostrar que mis hijos no estan en peligro conmigo

1102

Para mi hijo Eduardo, ocasiona demasiadas peleas entre mis dos hijos por no querer compartir el celular, es una forma de seguir controlando a los niños con frecuentes llamadas a diferentes horas del dia y lo mismo con los mensajes, las llamadas habian sido autorizadas por el juez una vez por semana los dias lunes, no todos los dias a cualquier hora ni tampoco textos. El señor Ramirez puede continuar hablandoles a los niños a mi celular en los horarios sugeridos.

El continuo estres que ocasiona a mi hijo son las continuas peleas entre los diferentes puntos de vista, tanto mios como de su papá en referencia a la educacion al comportamiento y al cuidado que reciben los niños. No es la discusion que pudo haber entre mi pareja y yo porque no somos la primera ni la ultima pareja que por error discuten enfrente de los niños, esto es una excusa más de Señor Ramirez para querer tomar ventaja sobre los niños.

Los niños y yo continuamos teniendo las terapias, cada semana, a ecepción de Eduardo que hace aproximadamente un mes hasta la fecha no asiste a las terapias porque el señor Ramirez no esta de acuerdo y como son dias que tiene de custodia con Eduardo el señor Ramirez lo recoje de la escuela.

No se cual es el problema de el señor Ramirez con las terapias que él no asiste, yo soy la persona que todo este tiempo a asistido con los niños a terapia no el y no le da derecho a desidir sobre eso yo pienso Estoy dispuesta a cambiar de terapista que el juez o la corte me sugieran, no por desicion o por gusto del Señor Ramirez.

si yo estuviera mal, mentalmente o si los niños estuvieran en peligro como lo quiere hacer ver el Señor Ramirez, el terapista seria la primera persona en hacerle saber a la corte que no soy apta o capaz

de tener el cuidado sobre mis hijos, si yo fuera una irresponsable o neglijente sobre el cuidado medico, academico o de cualquier tipo ya se les hubiera informado de cualquier manera.

Estoy cansada que el señor Ramirez todo este tiempo a querido manipular y de cualquier forma tener control sobre cualquier situacion referente a los niños y mi persona. y todo este tiempo hasta el señor juez a mi parecer a caido en su juego porque si ya saben el tipo de persona que es, siempre le hacen caso y caen en su juego

Yo quiero la seguridad mia y de mis hijos y yo soy la primera persona que va a querer el bienestar de ellos y que va a buscar la forma de solucionar y dar salida a los problemas.

No soy la persona, mala, irresponsable que el señor Ramirez siempre a querido hacer ver.

Yo me he dado cuenta de el daño que comenzo a hacerse mi hijo y yo lo estoy tratando con el terapista, el terapista esta tratando de encontrar el problema o la causa y esas pueden ser varias causas no como lo quiere hacer ver el señor Ramirez.

- Pido que deje de hacer amenazas a mis hijos diciendo que va a encarcelar a mi pareja o que va a hacer daño a alguno de nosotros.
- Pido que le sea entregado de nuevo el celular que le regalo a mi hijo, que le hable al mio
Pido que mi hijo eduardo pueda decidir cuando quiere ir y cuando No quiere ir con su papá.
en ocasiones Eduardo no quiere ir con el señor Ramirez y el es obligado diciendo que es una orden de la corte

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

Date: 05/29/18

Mayra E. Arreguin
(Signature)

12 DR1 00391 1B

In his motion, Mr. Ramirez is making serious accusations about the behavior, actions and stress of Eduardo, of which I can remind you was caused by the domestic violence we suffered during the time we lived together and of which up until today we are dealing with therapist Kristopher Komarek, all of the time we have been in therapy, different behavioral problems in the children have emerged due to the same trauma that hasn't been easy for them and one which continues because of the continued control and manipulation they have from Mr. Ramirez who interrogates continually about their activity with me at home, what are they eating? Who are they with? Where do they go? If the children have money, where are they getting it? Who gave it to them? This weekend my son, Eduardo worked with my current partner for a little while and Eduardo earned a little bit of money for his work, which was suggested by the counselor, to alleviate Eduardo's stress and anxiety from video games, computers or the cell phone to distract him and at the same time learning about how to earn money, Mr. Ramirez threatened children saying that the next time he finds out they had gone to work with my partner, he would make sure he goes to jail, this is a form of intimidation towards my children. Mr. Ramirez sent a cell phone with my son Eduardo and I am not in agreement with this because it is too much of a distraction for my son Eduardo, it makes for a lot of fighting between my two sons with frequent calls at different times in the day and the same with messages, the calls had been authorized by the Judge for once a week on Monday not every day at whatever time nor texts. Mr. Ramirez can keep calling my phone to talk to the children on the schedule suggested. The continued stress he puts on my son are the continued fights about the different points of view, much mine as his in reference to education, behavior and the care the children receive. Not the argument that my partner and I could have had because we are neither the first nor the last couple to argüe in front of their children by mistake, this is another excuse by Mr. Ramirez to take

advantage of the children. The children and I continue to have counseling each week with the exception of Eduardo who approximately a month ago and to this date has gone to counseling because Mr. Ramirez isn't in agreement and because it is on the day Mr. Ramirez has custody of Eduardo, Mr. Ramirez picks him up from school. I don't know what Mr. Ramirez's problem is with the counseling that he doesn't go to, I have been the one all of this time going with the children to counseling not him and he doesn't have the right to decide on that I believe. I am willing to change to a counselor that the court or the Judge suggests to me not on Mr. Ramirez's decision or opinion.

If I was not well mentally or if the children were in danger like Mr. Ramirez wants to make it look, the counselor would be the first person to let the court know that I am not capable or able to have my children, if I were irresponsible or negligent over the medical care, academics or whatever the court would have been informed by now in whatever manner.

I am sick of Mr. Ramirez wanting to manipulate in whatever way to have control over whatever situation referring to the children and myself and all of this time even Your Honor, it seems, has fallen for his game because if they already know what kind of person he is, you always listen to him and fall for his game.

I want my safety and that of my children and I am the first person who is going to want their wellbeing and that is going to look for a solution and way out of the problems.

I am not that bad, irresponsible person that Mr. Ramirez has always wanted me to look like.

I have realized the damage that was done to my son and I am trying to and I am dealing with it with the counselor, the therapist is trying to find the problem or the cause and that can be a variety of causes not how Mr. Ramirez wants to see it.

- I ask that he stop threatening my children, saying that he is going to put my partner in jail or that he is going to harm one of us.
- I want the cell phone he gave to my son to be returned, he can call mine.
- I want my son Eduardo to be able to decide when he wants to go or not go with his father, on occasion Eduardo doesn't want to with Mr. Ramirez and he is obligated because it is an order of the court.

Translated by Evelyn S. Wakeling

Evelyn S. Wakeling

May 31, 2018

Your Name: JAVIER RAMIREZ
Mailing Address: 1371 village Way F
City, State, Zip: Gardnerville NV 89410
Telephone: (775) 790 7950
In Proper Person

REC'D & FILED
2018 MAY 31 PM 3:45
SUSAN MERRIWETHER
CLERK
BY CTUPPS
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E Doregin
Plaintiff,

vs.

Javier Ramirez
Defendant.

Case No.: 12DR100391 1B
Dept. No.: 1

Proof of Service

1109

Detailed History for Poli Call #P181450257 As of 05/ 201815:25:33

Output for: EW7430

Priority:4 Type:CIVSER - Serving Civil J4
Location:CENTRO MARKET, CAR AT 2794 HWY 50 E, CAR
LocCross:BTWN N LOMPA LN AND MERCURY WY
Map:247

Created:	05/25/201817:41:31	MC3396	CS4755
Entered:	05/25/201817:41:31	MC3396	CS4755
Dispatch:	05/25/201817:41:31	MC3396	CS4755
Enroute:	05/25/201817:41:31	MC3396	CS4755
Onscene:	05/25/201817:41:31	MC3396	CS4755
Control:	05/25/201817:41:34	MC3396	CS4755
Closed:	05/25/201817:46:04	MC3396	CS4755

COPY
Not For Further Dissemination
Carson City Sheriff's Department

PrimeUnit:5477 Dispo:SAS Type:CIVSER - Serving Civil J4
Agency:CPD DAREA:S001 Beat:BEAT2 RD:100205
☐ Detail

17:41:31 *CREATE Location: CENTRO MARKET, CAR Type: CIVSER DAREA: S001 Area: 100205 TypeDesc: Serving Civil J4 LocDesc: AT 2794 HWY 50 E, CAR LocCross: BTWN N LOMPA LN AND MERCURY WY Priority: 4 Class: F:L01 Agency: CPD Map: 247 LocType: C
17:41:31 *ENTRY Comment: SERVING EX PARTE MOTION ARREGUIN VS. RAMIRZ...SERVING PETIONER
17:41:31 *DISPOS 5477 Location: CENTRO MARKET, CAR Operator: CS4755 JT7633 OperNames: STETLER, CHARLES; TUSHBANT,JEROME
17:41:31 -PRIU 5477
17:41:31 -PREMIS Comment: PPR, KNX
17:41:34 *ONSCN 5477
17:41:34 *OK 5477
17:46:04 *CLEAR 5477 Dispo: SAS Comment: SUBJECT SERVED. NOTE THAT THE R/P CAME TO OFFICE AND DID NOT PROVIDE A PROOF OF SERVICE FORM OR ANYTHING ELSE EXPECT FOR A COPY OF THE MOTION
17:46:04 -CLEAR
17:46:04 *CLOSE

Name: JAVIER RAMIREZ
Address: 1371 Village Way F
City, State, Zip: Gardnerville NV 89410
Telephone: (775) 790 7550

REC'D & FILED
2018 JUN -4 PM 1:04
SUSAN MERRIWETHER
CLERK
BY [signature]
DEPUTY

In The First Judicial District Court of the State of Nevada

In and for Carson City

Mayra E. Arreguin Plaintiff, vs. Javier Ramirez Defendant.	Case No.: ~~12DR00371~~ 12DR00381B Dept. No.: 1 **CERTIFICATE OF MAILING**

I HEREBY CERTIFY that service of the (document name) Application for TPO was made on (date) 5/30/18 pursuant to NRCP 5(b) by depositing a copy of same in the United State Mail in Carson City, Nevada, postage prepaid, addressed as follows:

Name and address of party served: Mayra E. Arreguin
1756 Russell Way #E / Centro Market 2798 US. Hwy 50 E
Carson City 89701

DATED this 4 day of June, 2018.

Signature of person who mail document: [signature]

Print name of person who mailed document: JAVIER RAMIREZ

If signed in Nevada: I declare under penalty of perjury that the foregoing is true and correct.
Signed on: 4/June/18 [signature]
(Date) (Signature)

If signed outside Nevada: I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.
Signed on: 4-June/18 [signature]
(Date) (Signature)

J Ramirez
1371 Village Way F
Gardnerville NV 89410

FOREVER
USA
Barn Swallow

Centro Market
Att
Mayra Arreguin
2794 US Highway 50 E
Carson City NV
89701

J Ramirez
1371 Village Way F
Gardnerville Nevada
89410

FOREVER
USA
Barn Swallow

Mayra Arreguin
1756 Russell Way #E
Carson City NV
89701

Case No.: 12 DR1 00391 1B

Dept. No.: 1

REC'D & FILED

2018 JUN -7 AM 10: 45

SUSAN MERRIWETHER
CLERK

BY _____

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Plaintiff,

vs.

JAVIER RAMIREZ RIVAS,

Defendant.

ORDER AFTER JUNE 6, 2018 HEARING

This matter comes before this Court on an Ex Parte Emergency Motion Regarding Children filed by Defendant on May 25, 2018. A Request for Submission was filed by Defendant on May 25, 2018. This Court issued an Order Setting Hearing and Requiring Service on May 25, 2018. Plaintiff filed a Response to Motion on May 29, 2018. A hearing was held in regards to this matter on June 6, 2018. Present at the hearing were both Plaintiff and Defendant appearing in proper person. Also present at the hearing was Melanie McCormick, the CASA representative on behalf of the minor children. A Court interpreter was also present to interpret for Plaintiff.

In his Ex Parte Emergency Motion, Defendant requested that this Court grant him temporary custody of the parties' minor children in order to seek medical care. Defendant informed the Court that his son, Eduardo, has been cutting his wrists after witnessing an altercation between Plaintiff and her significant other. Defendant indicated that he is concerned for the minor children's safety after this most recent incident. Defendant also requested that the

Court address the possibility of having the minor children see a new therapist, as he does not agree with the tactics of the children's current therapist.

In her Response, Plaintiff indicated that Defendant is causing Eduardo excessive stress due to alleged control and manipulation by Defendant through the use of excessive phone calls during the week as well as text messages sent to the minor children every day. Plaintiff indicated that Defendant recently stole money from the minor children after they had earned the money doing light work for Plaintiff's significant other. Plaintiff informed the Court that she allows the minor children to perform light work for her significant other in order for the minor children to learn the value of money and the value of hard work; however, Plaintiff indicated that Defendant took some of the money the minor children had earned as compensation for things he feels Plaintiff owes him. Plaintiff requested that this Court order for Defendant to stop threatening the minor children that he is going to put Plaintiff's significant other in jail or that he will harm one of them; that the cell phone Defendant gave to Eduardo be returned to Defendant; and that Eduardo be allowed to decide whether he wants to see his father or not, and if Eduardo does not wish to visit with Defendant then he is not obligated to go.

At the hearing, Defendant indicated that he feels that Eduardo's cutting was a substantial change in circumstances to allow for a change in custody at this time. Defendant requested that the minor children see a new therapist, and that the therapist be someone who works better with Defendant in re-creating the bond with his children. Additionally, Defendant admitted to having taken money from the minor children, but indicated that he spent that money to buy things for the minor children, including a cell phone for Eduardo.

The Court heard from Ms. McCormick at the hearing, who indicated that she feels that a new therapist would be a good idea to try to establish a bond between the minor children and Defendant. However, Ms. McCormick also indicated that she is deeply concerned that Eduardo's cutting is only the first step and that if the parties cannot work out their differences for the minor children, that she suggests the minor children be empowered to say no when it comes to visiting with the parties.

Plaintiff indicated at the hearing that she does not object to having a new therapist; however, she wants to be able to choose the new therapist. Additionally, Plaintiff indicated that she is concerned with the threats Defendant makes against the minor children, and reiterated her statement from her Response that Defendant gets involved with the minor children's work and takes their money and spends it himself, even though the money belongs to the minor children. Plaintiff also feels that Defendant is controlling and manipulating the minor children by calling and texting them multiple times every day, rather than the Court ordered once a week telephone visitation he was granted by this Court.

NRS 125C.0045 allows the Court to modify any order for custody of a minor child so long as the modification is in the best interest of the child. The Court, having heard the arguments of both parties, found that there is no substantial change of circumstances to change primary physical custody from Plaintiff at this time; see Ellis v. Carucci, 123 Nev. 145, 161 P.3d 239 (2007); and that the minor children should remain with Plaintiff. The Court also found that a new therapist for the minor child would be a good idea; however the Court would like to get Ms. Lisa Yesitis, LSW from the Ron Wood Center involved with this matter and would like her opinion regarding whom the new therapist should be.

Additionally the Court found that the visitation schedule will remain in effect, with exchanges to take place at CASA of Carson City; however, the minor children are empowered to say no to visitation if they do not wish to visit with Defendant, and will not be obligated to meet with Defendant if they do not want to. In regards to any vacations, the minor children will be allowed to choose whether they want to go on vacation with Defendant this summer, and Plaintiff is to notify Defendant in advance if she will be taking the minor children on vacation. Furthermore, Defendant is not to make any phone calls or text messages to the minor children; instead the minor children will initiate all communication with Defendant if they so choose.

The Court found that the minor children may be allowed to do minor work with Plaintiff's significant other, provided that the work is pre-approved by the minor children's doctor, and does not interfere with any medical conditions the minor children may have. Any money that the minor children make from their work is theirs, and Defendant may not take any

money from the minor children under any circumstances. Additionally, neither party will make any threats or disparaging remarks against the other party under any circumstances, whether in front of the minor children or not. The Court found that Defendant may contact any professional, including doctors, teachers, counselors, etc. in regards to the minor children to retain any records or information with respect to the minor children. Additionally, Plaintiff needs to keep all medical records and immunizations for the minor children up to date as well.

In regards to child support, based on Defendant's indication that he is not employed at this time, Defendant is to pay the statutory minimum child support to Plaintiff in the amount of $200.00 per month ($100.00 per child) on the first day of each month, to commence on June 6, 2018, until such time as Defendant becomes employed. Once Defendant becomes employed, Defendant must provide proof of employment with the Court, and the child support payments will be set at the statutory 25% of his gross monthly income in support.

Therefore, based on the foregoing, and good cause appearing,

IT IS HEREBY ORDERED as follows:

1. Plaintiff will continue to have primary physical custody of the parties' minor children. The visitation schedule with the minor children will remain the same, with exchanges to take place at CASA of Carson City; however, the minor children are empowered to say no to visitation, and are not obligated to visit with Defendant if they do not wish to do so. Vacation time will be up to the minor children as to whether they wish to go on vacation with Defendant; however, Plaintiff is to notify Defendant in advance if she plans on taking the minor children on vacation.
2. Defendant will not call or text the minor children under any circumstances, except in case of emergency; however, the minor children may initiate communication with Defendant and may call or text Defendant if they so choose, but are under no obligation to do so.
3. The minor children are to see a new therapist, to be determined under the advisement of Ms. Lisa Yesitis.

4. Ms. Lisa Yesitis from the Ron Wood Family Resource Center will work with the children to help them deal with the conflict surrounding them.
5. Defendant may contact any professional in regards to the minor children, including doctors, to retain any records or information relating to the minor children. Plaintiff is to keep medical records and immunizations for the minor children up to date.
6. The minor children may perform minimal work for Plaintiff's significant other, provided that the work is pre-approved by the minor children's doctor, and does not interfere with any medical conditions the minor children may have. Any money that the minor children make from their work is theirs, and Defendant may not take any money from the minor children under any circumstances.
7. Defendant will pay Plaintiff child support in the amount of $200.00 per month ($100.00 per child), to be paid on the first of each month, to commence on June 1, 2018, until Defendant becomes employed. Once Defendant becomes employed, Defendant must provide proof of employment to the Court, at which time child support payments will be set at the statutory rate of 25% of his gross monthly income, up to the statutory cap.
8. The parties will not threaten or disparage each other under any circumstances, regardless of whether the minor children are present or not.

IT IS SO ORDERED.

Dated this 7th day of June, 2018.

JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

I hereby certify that on the 7 day of June, 2018, I served a copy of the foregoing by placing the foregoing in the United States Mail, postage prepaid, addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
1756 Russell Way E
Carson City, NV 89706

Kristopher L. Komarek, LCSW
783 Basque Way, Suite 110
Carson City, NV 89706

CASA
E-Mail: casaofcc@earthlink.net

Sydnie Wells
Law Clerk, Dept. 1

Case No.: ~~16~~ 12 DR1 00~~498~~ 391 1B

Dept. No.: 1

REC'D & FILED

2018 JUN 13 AM 10: 38

SUSAN MERRIWETHER
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Plaintiff,

vs.

JAVIER RAMIREZ RIVAS,

Defendant.

CERTIFICATE OF SERVICE

A forwarding address for MAYRA ARREGUIN having been obtained from returned mail, pursuant to NRCP 5(b), I certify that I am an employee of the First Judicial District Court, Department 1, and that on this 13th day of June, 2018, I deposited for mailing at Carson City, Nevada, a true and correct copy of the ORDER AFTER JUNE 6, 2018 HEARING filed on June 7, 2018, addressed as follows:

Mayra Arreguin
2850 Airport Rd Spc 5
Carson City, NV 89706-1115

Angela Jeffries
Judicial Assistant, Dept. 1

Your Name: Javier Ramirez
Mailing Address: 1371 Village Way F
City, State, Zip: Gardnerville Nevada 89
Telephone: 775 790 7950
In Proper Person

REC'D & FILED
2010 NOV -2 PM 1:47
SUSAN MERRIWETHER
CLERK
BY CTORRES
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arreguin
Plaintiff/Petitioner,

vs.

Javier Ramirez
Defendant/Respondent.

Case No.: 12DR100391B
Dept. No.:

MOTION
To modify custody/visitation child therapist, child support Enforce prior orders, order to comply. list parental rights.

I Javier Ramirez, appearing in Proper Person,
(Your Name)
request that the Court enter an Order granting me the following:

restitution of vacation/birthday expenses
Enforce NRS 125C.003 and NRS 125C.006 NRS 125C.0075

State what you want the Court to order. If you have more than one request, clearly list and number each request. Do not explain your requests in detail here, just list them.

1.- Establish new custody to 50/50
2.- Stop therapy from Mr Kanarek and appoint Jason Porras.
3.- New amount set for Child support
4.- Enforce and/or penalize prior order not being follow
5.- List and enumerate father's rights
6.- Restitution of expenses for vacation/birthdays due to deprivation of right of visitation
7.- Please Reinforce NRS statutes. named above

1120

Fully explain why you believe you should be granted your request(s). List and number each request.

This Motion is made for the following reasons:

I'm following an a prior order to notify the H. Court of new employment and I'm requesting a hearing to establish new amount as well as custody visitation due to the fact that my summer vacation with the children was denied and not follow Thru. Per CASA I'm not longer allowed to have lunch with the children and/or attend any school activity on or after school.

Mr Kemmerer continues to see the boys. and on the last hearing it was recommended that Lisa Yesitis was to help the parents find a new one. Mr. Jason Perrins is willing to see the boys but the proper documentation has to be filed I was deprived of my visitation right and vacation time this summer and last weekend a birthday party was cancelled at the last minute without any explanation. I seek reimbursement of both events to the fullest

Enforce NRS. 125 C. 0075, 125C.006 NRS. 125C.003

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), the undersigned hereby certifies that on this date, I deposited a true and correct copy of the foregoing Motion in the U.S. Mail with postage pre-paid thereon, addressed to:

Mayra E Doreguin
1756 Russell Wy E
Carson City NV 89706

Mayra E. Doreguin / Centro Market.
2794 U.S. Highway 50 E.
Carson City NV. 89701.

Dated this 2 day of November, 20 18.

CASA / Melanie McCormick
1539 E. 5th Street
Carson City NV 89701

Ryan Slater

From: Heather Kaiser-Ford
Sent: Tuesday, October 30, 2018 11:05 AM
To: viveenmi2011@hotmail.com
Cc: Ryan Slater
Subject: Job Offer

Importance: High

Good Afternoon Javier,

My name is Heather and I am in the Human Resources Department at Top Notch. Thank you for your interest with our company. After your interview with Ryan we are very excited to offer you a position here at Top Notch. I would like to speak with you to review the details. Please let me know what time works best for you.

Have a great day!

Thank you,

Heather Kaiser Ford | HR
Top Notch Distributors
80 Fourth Street
Honesdale, PA 18431
(ph)(570)253-7678
(fx) (570) 253-7178
hkaiserford@topnotchinc.com

NOTICE TO RECIPIENTS: The information contained in and/or attached to this communication is confidential, and is intended solely for the use of the intended recipient(s). If you are not the intended recipient of this e-mail, you should not disseminate, distribute, or copy this e-mail. Please notify the sender immediately by e-mail if you have received this e-mail by mistake and delete this e-mail from your system.

Heather
ext
7678

SHERIFF'S OFFICE
CARSON CITY

REC'D & FILED
2018 NOV 19 PM 1:30
SUSAN MERRIWETHER
CLERK
BY _____ DEPUTY

PROOF OF SERVICE

Court Date:		**File No.** 0015059	
Court:	FIRST JUDICIAL DISTRICT COURT	**Case No.** 12DR100391B	
Initiator:	JAVIER RAMIREZ	**Other:**	ARREGUIN, MAYRA
Address:	1371 VILLAGE WAY #F GARDNERVILLE, NV 89410	**Address:**	1756 RUSSELL WAY #E CARSON CITY, NV 89706
Plaintiff:	ARREGUIN, MAYRA E.	**Defendant:**	RAMIREZ, JAVIER
Address:	, 0	**Address:**	, 0

1. Documents Served:
   MOTION

2. Service Attempts:

Date	Time		Served
11/09/18	11:10	Address: 1756 RUSSELL WAY #E Notes: DOES NOT LIVE HERE	☐
		Address: Notes:	☐
		Address: Notes:	☐

3. Party Served: _____ Title: _____

4. I served the party named in Item 3: MOVED - RETURNED NOT SERVED

5. Remarks: _____

6. At the time of service I was at least 18 years of age and not a party to this action.

7. I am an authorized individual with the Carson City Sheriff's Office and certify that the foregoing is true and correct.

Jakob Dzyak
JAKOB DZYAK 9685
Carson City Sheriff's Office
911 East Musser Street
Carson City, NV 89701
Phone: 775-887-2500

11/13/18
Date

SHERIFF'S OFFICE
CARSON CITY

REC'D & FILED
2018 NOV 19 PM 1:30
SUSAN MERRIWETHER
CLERK
DEPUTY

PROOF OF SERVICE

Court Date:		**File No.** 0015059	
Court:	FIRST JUDICIAL DISTRICT COURT	**Case No.** 12DR10339 1B	
Initiator:	JAVIER RAMIREZ	**Other:**	CASA MCCORMICK, MELANIE
Address:	1371 VILLAGE WAY #F GARDNERVILLE, NV 89410	**Address:**	1539 E 5TH ST CARSON CITY, NV 89701
Plaintiff:	ARREGUIN, MAYRA E.	**Defendant:**	RAMIREZ, JAVIER
Address:	, 0	**Address:**	, 0

1. Documents Served:
   MOTION

2. Service Attempts:

Date	Time			Served
11/09/18	10:35	Address:	1539 E 5TH ST	☒
		Notes:		
		Address:		☐
		Notes:		
		Address:		☐
		Notes:		

3. Party Served: MELANIE MCCORMICK Title: EXECUTIVE DIRECTOR

4. I served the party named in Item 3: TO AUTHORIZED INDIVIDUAL

5. Remarks:

6. At the time of service I was at least 18 years of age and not a party to this action.

7. I am an authorized individual with the Carson City Sheriff's Office and certify that the foregoing is true and correct.

Jakob Dzyak 11/13/18
JAKOB DZYAK 9685 Date
Carson City Sheriff's Office
911 East Musser Street
Carson City, NV 89701
Phone: 775-887-2500

REC'D & FILED
2010 NOV 20 PM 2:00
SUSAN MERRIWETHER
BY CTRAS CLERK
DEPUTY

Code: 1670
Name: Javier Ramirez
Address: 1371 village way F
Gardnerville NV 89410
Telephone: 775 790 7950
Email:
Self-Represented Litigant

IN THE FAMILY DIVISION
OF THE ~~SECOND~~ FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF ~~WASHO~~E CARSON

Mayra E. Dreguin
Petitioner,
vs.
Javier Ramirez
Respondent.

Case No. 12 DR 10035 1B
Dept. No. 1

EX PARTE EMERGENCY MOTION REGARDING CHILDREN

MOTION TO Split Thanksgiving with Children.
(Fill in the name of this motion)

Javier Ramirez, appearing in Proper Person, hereby move this
(Your name)

Court to issue an emergency order, without notice to Mayra E Dreguin
(The Other Party's name)
granting the following:

State only what you want the court to order. Do not explain why you want the order issued or why you believe the other party should not have notice of this motion. Those reasons will be filled in on the next page.

-Please issue order to allow children to split thanks giving and Christmas with both parents. per. NRS 125C.020 (see request)

A Decree of Divorce or Order addressing custody and visitation of a minor child(ren) was entered on March 2013. To the best of my knowledge, the last order
(Date the Decree or Order was filed)

concerning this matter was entered on May 2018 and that order
(Date last order entered in this case)

concerned Visitation Child Support
(Print what the last order was about, such as child support, visitation, TPO, etc.)

The child(ren) involved in the matter are:

NAME	AGE	DATE OF BIRTH
Eduardo J. Ramirez	12	04-13-2007
Carlos A. Ramirez	10	10-09-2008

Fully explain why you believe this is an emergency situation

I believe this is an emergency and an order should issue from this Court immediately because: per instructions of CASA Melanie McCormick I asked to split this holiday from wednesday Nov. 21st 2018 from 6 pm till Thursday at 5:00 pm (Thanks giving day) so both kids can have an equal holiday and she now wants an order issue. (see attached emails) She also had given me permission to have a interrumped 3 day vacation on a school break

Fully explain why you believe the other party should not be contacted and have time to respond to this Motion before the Motion is considered by the Judge

As per the non compliance of the current order I was never notified of their summer vacation nor I was allowed to take the children to my vacation time. She would just ignore my requests and the children wishes

(If you need more space, you may attach additional sheets of paper. Be sure that you write only on one side of the paper and clearly identify it as a continuation of this explanation.)

This document does not contain the Social Security Number of any person.

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

DATED this 20 day of November, 20 18.

(Signature)

James Ramirez
(Printed Name)

CASA Question

Melanie McCormick <MelanieMcCormickCASA@outlook.com>

Fri 8/10/2018, 9:10 PM

To: Mayra Arreguin <mayra_ae20@hotmail.com>; javier ramirez <viveenmi2011@hotmail.com>

Hello Mayra and Javier,

I believe there are some concerns we need to address.
First and foremost, Mayra, Javier did indeed send me an email on July 21ST stating his desire to have the children for "his" vacation for this weekend. I did NOT see that part of the email; that is my fault for not fully reading the email and I take responsibility for that.

Javier did relay that he had discussed these plans with the children and that he was under the impression that the children were in agreement to these vacation plans.

The concern is that those plans should have been discussed with you as well. The vacation plans needed to be well documented as the court order did state the children had the right to say, yes or no. Neither child made myself aware of the expected vacation plans.

Javier, please determine new vacation dates - My gentle suggestion would be to look at the school calendar and determine when there is a 3-day or 4-day weekend, so you and the children can have a full and uninterrupted vacation.

When that time frame is determined, please relay that information to myself and then I would like either Lisa Yesitis or Kristopher Komarek to discuss the vacation plans with the children and myself present.

Mayra, the children will need to discuss their vacation plans with a therapist and myself present. I would like to hear from the children as to what they would like to do, in regards to vacation with their father.

Also, in order to better facilitate weekend visits, I will request that my Office is to be notified on THURSDAY before 5:00pm. That way, I can properly inform Javier of the weekend plans.

As for the visit this weekend, I did not hear from you Mayra and we will need to address the visitations. So please, if you can all let me know by Thursday at 5pm.

With school creeping ever closer, I would like to know what BOTH of your thoughts are in regards to times/visits as Javier has already made mention that a 9pm drop-off is rather late for the children on a school night. You both will need to discuss this with each other and/or myself and then I will need to be notified so we can better facilitate the visits.

My final recommendation is Mayra if you would please reach out to Lisa Yesitis at Ron Wood and see to the children having a regular visit with her. You will need to discuss with Ms. Yesitis as to how often the children will need to meet with her. I will contact her on Friday, August 17TH to discover when the children's next appointment with her is.

I realize that it is never easy in regards to shared custody. We have definitely had our hiccups since the new court order was placed into effect and we are still working out the logistics. The bottom line is that we must have clear and concise communication - especially now that school is beginning and the children will have school activities, they could get a cold and need to see the doctor or they may have after school activities. We will still be addressing Carlos' needs in regards to math tutoring as well once school begins.

To sum up:

1. All visitation must be confirmed by my office on Thursdays at 5pm. No contact in regards to confirmation of the visit is unacceptable and will be noted and recorded for the court;
2. The parents must discuss new times (for visitation) to begin when school starts August 20TH and those new times will go into effect on Sunday, August 19TH;
3. If travel plans are desired, they must be brought to the attention of CASA and the other parent - The children will then meet with Lisa Yesitis or Kristopher Komarek to discuss said travel plans, and CASA will be in attendance on that meeting. That meeting will be held PRIOR to said vacation plans;
4. I will contact Lisa Yesitis on August 17TH to determine when the next appointment between her and the children is;
5. If either parent would like the boys to meet with me, or if the boys would like to themselves, please notify me immediately and we will schedule a time that is appropriate for all.

This will only improve if there is open communication AND follow up. Also, please note that I have noted in the court order that there is to be no disparaging comments, made by either parent, about the other. It matters not if it is in the children's presence or not. So please note, I will no longer engage in conversation with either parent, if disparaging comments are made. We must engage in healthy and amicable communication for the children.

I appreciate your due diligence in regards to these matters. As soon as the above is determined, I will send an update to the Court addressing the successful completion of these requests.

Regards, Melanie

Melanie M. "Emmy" McCormick, *Guardian ad litem*
Director - CASA of Carson City, NV
www.casaofcc.org
(775) 291-7069

"The way we see the world is what makes us good at what we do."

Re: Thanksgiving

Melanie McCormick <MelanieMcCormickCASA@outlook.com>

Mon 11/19/2018, 8:59 PM

To: javier ramirez <viveenmi2011@hotmail.com>; Mayra Arreguin <mayra_ae20@hotmail.com>

Mr. Ramirez,

A time and day were told to you by myself after a visit between Carlos, Ms. Yesitis and myself.
Carlos relayed that he wished to visit with you on Friday, November 23RD. You stated you had to work.
When I spoke with you about an alternative means you cited to me "past events" that had no baring on the Thanksgiving visit and you offered no alternatives. As you would not volunteer a compromise, there was no other discussion had.

As per NRS Statute 125C.020 it can ONLY be ordered by the Court and not yourself.

NRS 125C.020 Rights of noncustodial parent: Additional visits to compensate for wrongful deprivation of right to visit.

1. In a dispute concerning the rights of a noncustodial parent to visit his or her child, the court may, if it finds that the noncustodial parent is being wrongfully deprived of his or her right to visit, enter a judgment ordering the custodial parent to permit additional visits to compensate for the visit of which the noncustodial parent was deprived.
2. An additional visit must be:
(a) Of the same type and duration as the wrongfully denied visit;
(b) Taken within 1 year after the wrongfully denied visit; and
(c) At a time chosen by the noncustodial parent.
3. The noncustodial parent must give the court and the custodial parent written notice of his or her intention to make the additional visit at least 7 days before the proposed visit if it is to be on a weekday or weekend and at least 30 days before the proposed visit if it is to be on a holiday or vacation.

The current Order of the Court states:

IT IS HEREBY ORDERED as follows:

1. Plaintiff will continue to have primary physical custody of the parties' minor children. The visitation schedule with the minor children will remain the same, with exchanges to take place at CASA of Carson City; **however, the minor children are empowered to say no to visitation, and are not obligated to visit with Defendant if they do not wish to do so.** Vacation time will be up to the minor children as to whether they wish to go on vacation with Defendant; however, Plaintiff is to notify Defendant in advance if she plans on taking the minor children on vacation.
2. Defendant will not call or text the minor children under any circumstances, except in case of emergency; however, the minor children may initiate communication

with Defendant and may call or text Defendant if they so choose, but are under no obligation to do so.

Mr. Ramirez, I have spoken with your children and I have spoken with Ms. Yesitis. I have attended your children's schools and spoken with their counselors. The children did not choose to visit with you last weekend. Eduardo does not choose to visit with you for Thanksgiving. Carlos offered visiting with you on Friday, I do understand you had to work, but you offered no other alternatives.

The Court will be ordering a hearing date, and at that time, you may request what you will. As the children's advocate I will continue to respect and honor their wishes as mandated by the Court.

Sincerely,
Melanie

Melanie M. "Emmy" McCormick, *Guardian ad litem*
Director - CASA of Carson City, NV
www.casaofcc.org
(775) 291-7069

"The way we see the world is what makes us good at what we do."

From: javier ramirez <viveenmi2011@hotmail.com>
Sent: Monday, November 19, 2018 8:23 PM
To: Melanie McCormick; Mayra Arreguin
Subject: Thanksgiving

Hello:

I've waited for a final time to exercise my parental right for deprivation of visitation that did not take place this past summer NRS 125C.020
As stated on a prior email the time will be Wednesday November 21 st at 6;00 pm until Thursday November 22nd at 5;00 pm. with the two boys

It is imperative that you confirm this not later than tomorrow at 12;00 pm

Thank you

Javier

Virus-free. www.avg.com

Mayra E. Arreguin

CASA of Carson City (Melanie McCormick)
H .Judge James Russell

Pursuant to NRS125C.020 I hereby given you notification of my right to compensate for deprivation of right to visit..

My makeup time would be for December 24th from 6 PM to December 25th at 7 PM to allow the children Eduardo and Carlos Ramirez to enjoy Christmas with their mother.
I do request that an order to comply be issued

Respectfully submitted

Javier Ramirez

Dated November 20th ,2018

REC'D & FILED
2018 NOV 20 PM 2:01
SUSAN MERRIWETHER
CLERK
BY CCRRS
DEPUTY

Code: 3860
Name: Javier Ramirez
Address: 1371 Village Way F
Carlinville NV 89410
Telephone: 775-790-7950
Email:
Self-Represented Litigant

IN THE ~~SECOND~~ First JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF ~~WASHOE~~ CARSON

Mayra E Dorregrin,
Plaintiff/Petitioner/ Joint Petitioner,

vs.

Javier Ramirez,
Defendant/Respondent/ Joint Petitioner.

Case No. 12 DR 00391 1B

Dept. No. 1

REQUEST FOR SUBMISSION

I request that the EX PARTE EMERGENCY MOTION REGARDING CHILDREN that was filed on Nov 20th 2018 be submitted to the Court for decision.
(Date the document was filed with the Court)

This document does not contain the personal information of any person as defined by NRS 603A.040.

Date: 11/20/2018 Your Signature: [signature]

Print Your Name: Javier Ramirez

Case No.: 12 DR1 00391 1B

Dept. No.: 1

REC'D & FILED

2018 NOV 21 AM 8:45

SUSAN MERRIWETHER
CLERK

BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Petitioner,

v.

JAVIER RAMIREZ RIVAS,

Respondent.

ORDER RE: EX PARTE EMERGENCY MOTION REGARDING CHILDREN

This matter is before this Court pursuant to an Ex Parte Emergency Motion Regarding Children and a Request for Submission filed by Respondent on November 20, 2018.

In his Motion, Respondent requested this Court issue an order allowing the parties' minor children, Eduardo Ramirez and Carlos Ramirez, to split Thanksgiving and Christmas with both parents, per NRS 125C.020. Respondent attached to his Motion copies of correspondence between the parties and appointed CASA, Melanie McCormick. The correspondence includes an email from Ms. McCormick on November 19, 2018, advising that Eduardo chose not to visit with Respondent for Thanksgiving and that Carlos offered to visit with Respondent on Friday. From Ms. McCormick's email it appears to this Court that Respondent communicated to Ms. McCormick prior to the provided correspondence that he had to work on the day offered by Carlos for visitation and that Respondent offered no alternative.

This Court's Order After June 6, 2018 Hearing provided that "the minor children are empowered to say no to visitation, and are not obligated to visit with Defendant if they do not wish to do so."

In reviewing the Motion and case file, this Court finds that Respondent's request regarding Christmas visitation is not an emergency matter and that a hearing would assist the Court in determining the merits of his Motion.

Therefore, good cause appearing;

IT IS HEREBY ORDERED that the parties' minor child, Eduardo Ramirez, has chosen not to spend Thanksgiving with Respondent and will not be required to.

IT IS HEREBY FURTHER ORDERED that Respondent may have visitation with the parties' minor child, Carlos Ramirez, on Friday, November 23, 2018, as Respondent's schedule allows and according to the wishes of Carlos.

IT IS FURTHER ORDERED that this matter is set for a hearing before the First Judicial District Court, located at 885 East Musser Street, Carson City, Nevada, Department I, on November 29, 2018, at 1:30 p.m.

Dated this 21 day of November, 2018.

JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the First Judicial District Court, and that on this 21 day of November, 2018, I deposited for mailing at Carson City, Nevada, a true and correct copy of the foregoing Order addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
1756 Russell Way #E
Carson City, NV 89706

Melanie McCormick, CASA
E-mail: casaofcc@earthlink.net

D. Judd
Law Clerk, Dept. 1

CHLG
Name: Javier Ramirez
Address: 1371 Village Way F
Gardnerville NV 89410
Telephone: 775 790 7950
Email Address: vweenm.2011@hotmail.com
IN PROPER PERSON

REC'D & FILED
2018 NOV 26 AM 11:00
SUSAN MERRIWETHER
CLERK
BY CTORRES
DEPUTY

DISTRICT COURT
CARSON ~~CLARK~~ COUNTY, NEVADA

Mayra E. Arregui
Plaintiff / Petitioner,

vs.

Javier Ramirez
Defendant / Respondent.

CASE NO.: 12DR100391113
DEPT: 1

PEREMPTORY CHALLENGE

I request that this case be re-assigned from Judge James T. Russell in Department 1 to another Judge, pursuant to Nevada Supreme Court Rule 48.1.

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

DATED this 26 day of November, 2018.

Submitted By: (*Signature*) ▸ [signature]

Printed Name: Javier Ramirez

Your Name: Malania McCormick - CASA
Mailing Address: 1539 E 5TH Street
City, State, Zip: Carson City NV 89701
Telephone: (775) 882-0776
In Proper Person

REC'D & FILED
2018 NOV 26 PM 1:07
SUSAN MERRIWETHER
CLERK
BY
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Javiar Ramirez, Plaintiff,

vs.

Mayra Arraguin, Defendant.

Case No.: 12DR100391 1B
Dept. No.: 1

AFFIDAVIT OF SERVICE

STATE OF NEVADA)
)ss
CARSON CITY)

Malania McCormick, being first duly sworn under penalties of
(Name of person making service)

perjury, states as follows:

1. That I am: (check the appropriate blank)

X a party to this action and am appearing in proper person.

____ a person not involved in this action and have no interest in this action and am over the age of 18 years.

2. That on the 26TH (day) day of November (month), 2018 (year) I served a true and correct copy of the document(s) entitled: CASA Report 11.29.2018 Ramirez Arraguin
(Clearly list all documents you served on the other party)

in the following way: (check the appropriate blank, and fill in the appropriate information)

IF THE DOCUMENTS WERE SERVED BY MAIL ON THE OTHER PARTY, OR THE OTHER PARTY'S LAWYER, FILL IN THE FOLLOWING:

X by placing a copy enclosed in a sealed envelope upon which first class postage was fully prepaid.

____ by placing a copy enclosed in a sealed envelope and mailing it certified, return receipt requested.

The envelope was addressed to:

(Name) Mr. Javier Ramirez

(Address) 1371 Village Way E
Gardnerville NV 89410

and that there is regular communication by mail between the place of mailing and the place addressed.

IF THE DOCUMENTS WERE PERSONALLY SERVED ON THE OTHER PARTY, OR THE OTHER PARTY'S LAWYER, FILL IN THE FOLLOWING:

____ by personally serving:

(Name) _____

at (address) _____

_____

I declare under penalty of perjury under the law of the State of Nevada that the following is true and correct.

Date: 11/26/2018

Melanie McCormick
(print name)

Melanie McCormick
(signature)

Your Name: Malania McCormick - CASA
Mailing Address: 1539 E 5TH Street
City, State, Zip: Carson City NV 89701
Telephone: (775) 882-6776
In Proper Person

REC'D & FILED
2018 NOV 26 PM 1:07
SUSAN MERRIWETHER
CLERK
BY
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Javier Ramirez,
Plaintiff,

vs.

Mayra Arraguin,
Defendant.

Case No.: 12DR100391 1B
Dept. No.: 1

AFFIDAVIT OF SERVICE

STATE OF NEVADA)
)ss
CARSON CITY)

Malania McCormick, being first duly sworn under penalties of
(Name of person making service)

perjury, states as follows:

1. That I am: (check the appropriate blank)

X a party to this action and am appearing in proper person.

____ a person not involved in this action and have no interest in this action and am over the age of 18 years.

2. That on the 26TH (day) day of November (month), 2018 (year), I served a true and correct copy of the document(s) entitled: CASA Report 11.29.2018 Ramirez Arraguin
(Clearly list all documents you served on the other party)

in the following way: (check the appropriate blank, and fill in the appropriate information)

IF THE DOCUMENTS WERE SERVED BY MAIL ON THE OTHER PARTY, OR THE OTHER PARTY'S LAWYER, FILL IN THE FOLLOWING:

X by placing a copy enclosed in a sealed envelope upon which first class postage was fully prepaid.

____ by placing a copy enclosed in a sealed envelope and mailing it certified, return receipt requested.

The envelope was addressed to:

(Name) Mayra Arraguin

(Address) 1756 Russell Way #E
Carson City NV 89706

and that there is regular communication by mail between the place of mailing and the place addressed.

IF THE DOCUMENTS WERE PERSONALLY SERVED ON THE OTHER PARTY, OR THE OTHER PARTY'S LAWYER, FILL IN THE FOLLOWING:

____ by personally serving:

(Name) _____

at (address) _____

_____

I declare under penalty of perjury under the law of the State of Nevada that the following is true and correct.

Date: 11/26/2018

Melanie McCormick
(print name)

Melanie McCormick
(signature)

Case No.: 12 DR1 00391 1B

Dept. No.: 1

REC'D & FILED

2018 NOV 26 PM 3:18

SUSAN MERRIWETHER
CLERK
BY _____
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Petitioner,

v.

JAVIER RAMIREZ RIVAS,

Respondent.

ORDER DENYING PEREMPTORY CHALLENGE

This matter comes before the Court on a Peremptory Challenge filed by Respondent Javier Ramirez Rivas on November 26, 2018, pursuant to Nevada Supreme Court Rule 48.1.

Nevada Supreme Court Rule 48.1(5) provides that "a notice of peremptory challenge may not be filed against any judge who has made any ruling on a contested matter or commenced hearing any contested matter in the action."

This Court has ruled extensively in this contested matter since the case's 2012 inception, therefore the Peremptory Challenge was not timely filed. "Under the Rule, the privilege of asserting the challenge must be exercised quickly or else lost forever. The operation of the Rule will be hindered, we believe, unless its provisions are strictly construed." *Nevada Pay TV v. Eighth Judicial Dist. Ct.*, 102 Nev. 203, 206, 719 P.2d 797 (1986). Mr. Ramirez waived the privilege of asserting the challenge by failing to timely file it.

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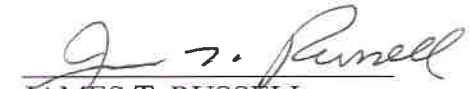
Therefore, good cause appearing;

IT IS HEREBY ORDERED that Respondent's Peremptory Challenge is denied.

Dated this 26th day of November, 2018.



JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the First Judicial District Court, and that on this 26th day of November, 2018, I deposited for mailing at Carson City, Nevada, a true and correct copy of the foregoing Order addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
1756 Russell Way #E
Carson City, NV 89706

Melanie McCormick, CASA
E-mail: casaofcc@earthlink.net

Angela Jeffries
Law Clerk, Dept. 1

REC'D & FILED

2018 NOV 30 PM 2:49

SUSAN MERRIWETHER
CLERK
BY _____ DEPUTY

Case No.: 12 DR1 00391 1B

Dept. No.: 1

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Petitioner,

vs.

JAVIER RAMIREZ RIVAS,

Respondent.

ORDER DENYING MOTIONS

This matter is before this Court on a Motion filed on November 2, 2018 by the Respondent, Javier Ramirez Rivas seeking to modify custody/visitation, child therapist, child support, enforce prior order, order to comply, list parental rights, restitution of vacation/bear the expenses, et al.

The Court would note that a hearing and order were issued in the matter on June 6, 2018 following reports from the CASA representative.

At the hearing on November 29, 2018, the Respondent and Petitioner both appeared without any legal counsel and the CASA representative was present and had provided to the Court and parties an extensive report. Additionally the CASA representative reported to the Court that she was concerned about Respondent's conduct based on his heated and threatening comments to here.

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The Court would note that throughout the hearing the Respondent was very confrontational and accusatory toward the CASA representative and Petitioner. The CASA representative did take responsibility for a vacation mishap based on miscommunication which resulted in Respondent not being allowed to take the children on vacation, but it was reported that the children did not want to go with the Respondent.

It is equally important to note that this has been and continues to be a very contentious matter, it was represented by Petitioner and CASA that the children were doing well and that they were doing good in school, except math. Help has also been set up for them regarding math through the school. The CASA report and comments at the hearing suggest the children are working well with Lisa Yesitis, LSW from the Ron Wood Family Center. It is clear that Eduardo, the oldest child, wants minimal contact with his father based on the evidence presented, but that Carlos wants to have a relationship with his father.

A review of NRS 125C.005, Ellis v. Carucci, 123 Nev. 145, 161 P.3d 239, (2007) and the factors listed in NRS 125C.0035(4) continue to support the Petitioner having primary physical custody given the following finding by this Court: (a) Eduardo is of sufficient enough age and capacity to form an intelligent preference to be with his mother and have limited contact with his father. As per the prior order of this Court, based on the recommendation of CASA and as the therapist, supports the boys having input on being with their father. (b) Given the conflict between the parties and the prior extensive issue concerning Respondent's conduct towards the boys and the Petitioner, it is important to protect the children and place them in a safe environment, which in this case is with their mother as represented in the CASA report. (c) Respondent has no ability to cooperate to meet the needs of the children and chooses instead to attack everyone from CASA, the prior therapist, and Petitioner. He is in capable of changing. The Court's opinion is based on his continued accusations, loss of employment, and general attitude. (d) The physical, developmental and emotional needs of the children are being handled by the Petitioner, CASA, and school representatives. The Petitioner represented the children are doing well under the existing arrangement. (e) The existing nature of the children's relationships with Respondent is being monitored by the Ron Wood Family Center and CASA in the Court's

opinion. (f) As reflected above, the previous abuse relating to the Respondent toward Eduardo and the Petitioner, has been an ongoing pattern in this matter and is considered by the Court.

The Court would note that based on Respondent's aggression and continual attacks on Petitioner, the CASA representative and the Court, the Court believes he was in contempt; and as such, at the end of the hearing the Court had Respondent detained by security for a short period of time in the detention cell so that he would settle down, allow the Petitioner and CASA representative to leave the court house and to make Respondent reflect on his conduct.

Therefore, based on the foregoing and good cause appearing,

IT IS HEREBY ORDERED that the June 2, 2018 Order will remain in effect with the changes reflected herein; and, as such, Respondent's Motion for a change of Custody is DENIED. Therefore, the parenting time between the children, Eduardo and Carlos, will remain at their discretion with their father, Mr. Ramirez. Respondent can go to Carlos' school and have lunch with him provided it does not become abusive. As to Eduardo until Eduardo and school officials, along with Lisa Yesitis, allow, Mr. Ramirez is to stay away from Eduardo's school.

IT IS HEREBY FURTHER ORDERED that until it is determined by and through Lisa Yesitis, no new treatment will be obtained for the children. Eduardo is allowed to reduce the number of sessions to once per month to support his ability to make his own decisions and given how well he is doing. Therapy for Carlos is to be determined by Lisa Yesitis. If Eduardo wants visitation with his father he can choose as to whether or not it should be supervised.

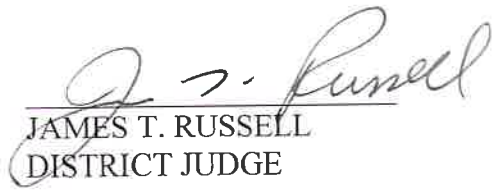
IT IS HEREBY FURTHER ORDERED that Respondent may have visitation on Sundays between 10:00 a.m. and 4:00 p.m. provided the children elect to do so. Additionally, he may have a telephone call with the children at 6:00 p.m. every Wednesday, again at the children's discretion. If they choose not to do so they are to text Mr. Ramirez. Respondent is to have any eight (8) hour visitation period with the children during the Christmas Holidays, again subject to their input, and Lisa Yesitis's approval on where and when.

IT IS HEREBY FURTHER ORDERED that Petitioner shall do her best to improve communicating with the Ron Wood Family Center and CASA. The Court acknowledges that Petitioner is taking co-parenting classes.

IT IS HEREBY FURTHER ORDERED that Mr. Ramirez shall seek independent therapeutic services to address with his anger, dealing with his children, how his behavior is offensive to other people, and its impact on the children. If he so chooses, he should have a parental evaluation done, at his own expense, and engage in co-parenting classes.

IT IS HEREBY FURTHER ORDERED based on Mr. Ramirez now having a gross monthly income of approximately $1,900.00 that he shall now pay $400.00 a month in child support.

Dated this 30th day of November, 2018.



JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

I hereby certify that on the 3 day of December, 2018, I served a copy of the foregoing by placing the foregoing in the United States Mail, postage prepaid, addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
1756 Russell Way #E
Carson City, NV 89706

Melanie McCormick, CASA
E-mail: casaofcc@earthlink.net

Daniel Judd, Esq.
Law Clerk, Dept. 1

Item# 43568
Patent Pending
CLEARCASE

CONFIDENTIAL

APPLICATION TO WAIVE FILING FEES
SEQUIRE ONLY

FILED DECEMBER 20, 2018

APPLICATION TO WAIVE MEDIATION FEES

FILED DECEMBER 26, 2018

REC'D & FILED
2018 DEC 28 PM 1:38
SUSAN MERRIWETHER
CLERK
BY _____ DEPUTY

No. 12DR100391

Dept .1

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF CARSON

Plantiff

Mayra E. Arreguin

vs:

Defendant

Javier Ramirez Rivas

NOTICE OF APPEAL

Notice is hereby given that Javier Ramirez Rivas , defendant above named hereby appeals to the Supreme Court Of Nevada , judgment from order after November 29th ,2018 hearing entered in this action on the 30th day of November ,2018

Javier Ramirez

1371 Village Way Apt F

Gardnerville , Nevada 89410

(775) 790-7950

Name: Javier Ramirez
Address: 1371 Village Way F
City, State, Zip: Gardnerville Nevada
Telephone: (775) 790 7950

REC'D & FILED
2018 DEC 28 PM 1:38
SUSAN MERRIWETHER
BY
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E Arreguin, Plaintiff, vs. Javier Ramirez, Defendant.	Case No.: 12DR100391 1B Dept. No.: 1 **CERTIFICATE OF MAILING**

I, (*name of person who mailed the document*) Javier Ramirez, declare under penalty of perjury under the law of the State of Nevada that the following is true and correct. That on (*date*) _____, service of the:

(☒ *check all that apply*)

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

was made pursuant to NRCP 5(b) by depositing a copy in the U.S. Mail in the State of Nevada, postage prepaid, addressed to:

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

Mayra E Arreguin (Centro Market)
2794 U.S Highway 50 E.
Carson City Nevada 8970

DATED this 28 day of December, 2018.

Submitted By: *(your signature)* [signature]

Your name: James Ramirez
Mailing Address: 1371 village way F
City, State, Zip: Gardnerville Nevada 89410
Telephone: 775 790 7950
In Proper Person

REC'D & FILED
2018 DEC 31 AM 9:57
SUSAN MERRIWETHER
CLERK
BY
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E Arregui Plaintiff, vs. James Ramirez Defendant.	Case No. 12 DR 100391 1B Dept. No. 1

ORDER REGARDING WAIVER OF FEES AND COSTS

(Filing Fees/Service Only)

Upon consideration of James Ramirez (Your Name)'s Application to Waive Filing Fees/Service Only and it appearing that there is not sufficient income, property or resources with which to maintain the action, and good cause appearing therefore:

☒ IT IS HEREBY ORDERED that James Ramirez (Your Name)'s request to waive fees and costs is GRANTED. James Ramirez (Your Name) shall be permitted to proceed in Forma Pauperis with this action as permitted by NRS 12.015. He/she shall proceed without the prepayment of costs or fees or the necessity of giving security, and the Clerk of court shall file or issue any necessary writ, process, pleading, or paper without charge. The Sheriff or other appropriate officer within this State shall make personal service of

any necessary writ, pleading, or paper without charge. If this party prevails in this action, the court shall enter an order pursuant to NRS 12.015(4) requiring the opposing party to pay into the Court, within five (5) days, the costs which would have been incurred by the prevailing party, and those costs must then be paid as provided by law.

☐ IT IS HEREBY ORDERED that Javier Ramirez's (Your Name) request to waive fees and costs is DENIED for the following reason:

☐ The party is not indigent.

☐ Other: _____

☐ The request for hearing is:

☐ Granted. A hearing is set for _____, at _____.

☐ Denied.

☐ Defendant is hereby notified that they must file a responsive pleading in accordance with Rule 12 of the Nevada Rules of Civil Procedure (NRCP). The failure to comply may result in a default being entered against you pursuant to NRCP Rule 55.

DATED this 28 day of December, 2018.

J. T. Russell

DISTRICT COURT JUDGE

Respectfully submitted:

Signature

Print name Javier Ramirez

Address 1371 Village Way F
Yerington Nevada 89410

Telephone (775) 790 7950

///

REC'D & FILED

2019 JAN -2 AM 9:20

SUSAN MERRIWETHER
CLERK
BY
DEPUTY

In The First Judicial District Court of the State of Nevada

In and for Carson City

MAYRA ARREGUIN, Petitioner(s), vs. JAVIER RAMIREZ RIVAS, Respondent(s).	Case No.: 12 DR1 00391 1B Dept. No.: I **CASE APPEAL STATEMENT**

1. Name of appellant filing this case appeal statement:

   - JAVIER RAMIREZ RIVAS

2. Identify the judge issuing the decision, judgment, or order appealed from:

   - HONORABLE JAMES T. RUSSELL

3. Identify each appellant and the name and address of counsel for each appellant:

   - JAVIER RAMIREZ RIVAS (PROPER PERSON)
     1371 VILLAGE WAY, APT. F
     GARDNERVILLE, NV 89410

4. Identify each respondent and the name and address of appellate counsel, if known, for each respondent (if the name of a respondent's appellate counsel is unknown, indicate as much and provide the name and address of that respondent's trial counsel):

   - MAYRA ARREGUIN (PROPER PERSON)
     1756 RUSSELL WAY #E
     CARSON CITY, NV 89706

5. Indicate whether any attorney identified above in response to question 3 or 4 is not licensed to practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission):

- NOT APPLICABLE

6. Indicate whether appellant was represented by appointed or retained counsel in the district court:

- APPELLANT IN PROPER PERSON IN DISTRICT COURT

7. Indicate whether appellant is represented by appointed or retained counsel on appeal:

- APPELLANT IN PROPER PERSON ON APPEAL

8. Indicate whether appellant was granted leave to proceed in forma pauperis, and the date of entry of the district court order granting such leave:

- APPELLANT PREVIOUSLY GRANTED LEAVE TO PROCEED IN FORMA PAUPERIS ON FEB. 11, 2013; ON APRIL 18, 2013 AND AGAIN ON DECEMBER 31, 2018.

9. Indicate the date the proceedings commenced in the district court (e.g., date complaint, indictment, information, or petition was filed):

- COMPLAINT FOR DIVORCE FILED AUG. 6, 2012

10. Provide a brief description of the nature of the action and result in the district court, including the type of judgment or order being appealed and the relief granted by the district court:

- ORDER DENYING MOTIONS FILED NOV. 30, 2018

11. Indicate whether the case has previously been the subject of an appeal to or original writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of the prior proceeding:

- PREVIOUSLY ON APPEAL WITH THE SUPREME COURT; JAVIER RAMIREZ RIVAS, APPELLANT VS. MAYRA ARREGUIN, RESPONDENT; SUPREME COURT NO. 69823; JAVIER RAMIREZ RIVAS, APPELLANT VS. MAYRA ARREGUIN, RESPONDENT; SUPREME COURT NO.71908; JAVIER RAMIREZ RIVAS, APPELLANT VS. MAYRA ARREGUIN,

RESPONDENT; SUPREME COURT NO. 73343; AND JAVIER RAMIREZ RIVAS, APPELLANT VS. MAYRA ARREGUIN, RESPONDENT; SUPREME COURT NO. 73912.

12. Indicate whether this appeal involves child custody or visitation:

- INVOLVES BOTH CHILD CUSTODY AND VISITATION

13. If this is a civil case, indicate whether this appeal involves the possibility of settlement:

- NOT APPLICABLE.

Dated this 2nd day of January, 2019.

SUSAN MERRIWETHER, Carson City Clerk
885 E. Musser St., #3031
Carson City, NV 89701

By _____ Deputy

REC'D & FILED

2019 JAN -9 AM 8:33

AUBREY ROWLATT
CLERK
BY
DEPUTY

Case No.: 12 DR1 00391 1B

Dept. No.: 1

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Plaintiff,

vs.

JAVIER RAMIREZ RIVAS,

Defendant.

ORDER CHANGING PLACE OF EXCHANGE FOR MINOR CHILDREN

This matter comes before the Court based on correspondence received from Melanie McCormick, Director of CASA on January 8, 2019. Ms. McCormick requested that this Court change the location of custody exchanges from CASA to the Carson City Sheriff's Office due to hostility and threatening behavior on behalf of Defendant directed toward Ms. McCormick. Therefore, good cause appearing;

IT IS HEREBY ORDERED that all future custody exchanges shall take place at the Carson City Sheriff's Office Located at 911 E. Musser St. Carson City, NV 89701.

Dated this 9th day of January, 2019.

JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the First Judicial District Court, and that on this 9 day of January, 2019, I deposited for mailing, postage paid, at Carson City, Nevada, a true and correct copy of the foregoing Order addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
1756 Russell Way #E
Carson City, NV 89706

Melanie McCormick, CASA
E-mail: casaofcc@earthlink.net

Daniel Judd, Esq.
Law Clerk, Dept. 1

Case No.: 12 DR1 00391 1B

Dept. No.: 1

REC'D & FILED

2019 JAN 15 AM 8: 13

AUBREY ROWLATT
CLERK

BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Plaintiff,

v.

JAVIER RAMIREZ RIVAS,

Defendant.

CERTIFICATE OF SERVICE

Forwarding address for Plaintiff having been obtained from returned mail, pursuant to NRCP 5(b), I certify that I am an employee of the First Judicial District Court, Department 1, and that on this 15 day of January, 2019, I deposited for mailing at Carson City, Nevada, a true and correct copy of the ORDER CHANGING PLACE OF EXCHANGE FOR MINOR CHILDREN filed on January 9, 2019, addressed as follows:

Mayra Arreguin
2850 Airport Rd. Spc. 5
Carson City, NV 89706

Daniel Judd, Esq.
Law Clerk, Dept. 1

1173

JAMES T. RUSSELL
DISTRICT JUDGE
FIRST JUDICIAL DISTRICT COURT
885 East Musser Street • Room 3061
Carson City, Nevada 89701

12 DRZ 391

RETURN SERVICE REQUESTED

NEOPOST
01/09/2019
US POSTAGE
FIRST-CLASS MAIL
PRSRT
$000.45[8]
ZIP 89701
041L11254981

Mayra Arreguin
1756 Russell Way #E
Carson City

995 NCE 1300110100001/10/19
FORWARD TIME EXP RTN TO SEND
ARREGUIN
2850 AIRPORT RD SPC 5
CARSON CITY NV 89706-1113

12 DR100 1B
Dept. I

IN THE SUPREME COURT OF THE STATE OF NEVADA

REC'D & FILED
2019 JAN 24 AM 11:04
AUBREY ROWLATT
CLERK
BY
DEPUTY

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

No. 77818

FILED
JAN 22 2019
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DIRECTING TRANSMISSION OF RECORD

We have reviewed the documents on file in this pro se appeal and conclude that our review of the complete record is warranted. NRAP 10(a)(1). Accordingly, within 30 days from the date of this order, the clerk of the district court shall transmit to the clerk of this court a certified copy of the trial court record in District Court Case No. 12 DR1 00391 1B. *See* NRAP 11(a)(2) (providing that the complete "record shall contain each and every paper, pleading and other document filed, or submitted for filing, in the district court," as well as "any previously prepared transcripts of the proceedings in the district court"). The record shall not include any exhibits filed in the district court. NRAP 11(a)(1).

It is so ORDERED.

_____, C.J.

cc: Javier Ramirez Rivas
Mayra Arreguin
Carson City Clerk

Code: 1670
Name: JAVIER RAMIREZ
Address: 1371 VILLAGE WAY F
GARDNERVILLE NV, 89410
Telephone: (775) 790-7950
Email: Vivecam.2011@hotmail.com
Self-Represented Litigant

REC'D & FILED
2019 JUN 17 PM 3:48
AUBREY ROWLATT
CLERK
BY C TORRES
DEPUTY

IN THE FAMILY DIVISION
OF THE ~~SECOND~~ FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF ~~WASHOE~~ CARSON

Mayra E. Arregui
Petitioner,
vs.
Javier Ramirez
Respondent.

Case No. 12DR00391B
Dept. No. 1

EX PARTE EMERGENCY MOTION REGARDING CHILDREN

MOTION TO MODIFY CUSTODY ORDER
(Fill in the name of this motion)

JAVIER RAMIREZ, appearing in Proper Person, hereby move this
(Your name)

Court to issue an emergency order, without notice to MAYRA E. ARREGUIN
(The Other Party's name)
granting the following:

State only what you want the court to order. Do not explain why you want the order issued or why you believe the other party should not have notice of this motion. Those reasons will be filled in on the next page.

1- CHANGE CUSTODY TO RESPONDENT FROM PETITIONER.

A Decree of Divorce or Order addressing custody and visitation of a minor child(ren) was entered on NOVEMBER 2018. To the best of my knowledge, the last order
(Date the Decree or Order was filed)

concerning this matter was entered on NOVEMBER 29th 2018 and that order
(Date last order entered in this case)

concerned VISITATION
(Print what the last order was about, such as child support, visitation, TPO, etc.)

The child(ren) involved in the matter are:

NAME	AGE	DATE OF BIRTH
EDUARDO J. RAMIREZ	13	04-13-2006
CARLOS A. RAMIREZ	11	10-09-2007

Fully explain why you believe this is an emergency situation

I believe this is an emergency and an order should issue from this Court immediately because: I FEAR OF ANY RETALIATION TOWARDS THE CHILDREN AFTER A CHILD ABUSE INVESTIGATION HAS BEEN OPENED BY THE CARSON CITY SHERIFFS OFFICE CASE # 2019-4016, AND BY CHILD SAFETY SERVICES
CARLOS RAMIREZ (MINOR) HAS ACCUSED HIS MOTHER MAYRA E. ARREGUIN OF HITTING HIM AND HIS BROTHER'S FACES, ALONG WITH VERBAL ABUSE
I CAN PROVIDE A BETTER VIOLENT FREE ENVIRONMENT FOR THE TIME BEING, FOR THE

SAKE OF THEIR MENTAL HEALTH

Fully explain why you believe the other party should not be contacted and have time to respond to this Motion before the Motion is considered by the Judge

I BELIEVE OTHER PARTY WILL DENY ANY WRONGDOING AND MANIPULATE CHILDRENS STATEMENTS AND PLAN FEAR ON THEM.

I FEAR THAT THIS WOULD CREATE MORE STRESS ON THEM, AND MAY CAUSE THEM TO HURT THEMSELVES AGAIN OUT OF GUILT.

I BEG OF YOU TO GRANT THIS ORDER UNTIL A FULL INVESTIGATION HAS BEEN COMPLETED

(If you need more space, you may attach additional sheets of paper. Be sure that you write only on one side of the paper and clearly identify it as a continuation of this explanation.)

This document does not contain the Social Security Number of any person.

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

DATED this 17 day of JUNE, 2019.

(Signature)

JAMES RAMIREZ
(Printed Name)

Case No.: 12 DR1 00391 1B

Dept. No.: 1

REC'D & FILED

2019 JUN 18 AM 8:54

AUBREY ROWLATT
CLERK

BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Petitioner,

v.

JAVIER RAMIREZ RIVAS,

Respondent.

ORDER SETTING HEARING AND REQUIRING SERVICE

This matter is before this Court pursuant to an Ex Parte Emergency Motion Regarding Children filed by Respondent on June 17, 2019. No proof of service was filed.

A hearing has been set for July 3, 2019, at 9:00 a.m. in related Case Number 19 PO 00391 1B. This Court having reviewed the Motion finds that a hearing regarding this matter would be helpful in determining the merits of the case. Therefore, good cause appearing;

IT IS HEREBY ORDERED that this matter is set for a hearing before the First Judicial District Court, located at 885 East Musser Street, Carson City, Nevada, Department I, on July 3, 2019, at 9:00 a.m.

IT IS FURTHER ORDERED that Respondent shall serve a copy of his Ex Parte Emergency Motion filed on June 17, 2019, upon Petitioner file proof of service with this Court on or before June 24, 2019.

Dated this 18th day of June, 2019.

JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the First Judicial District Court, and that on this 18th day of June, 2019, I deposited for mailing at Carson City, Nevada, a true and correct copy of the foregoing Order addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
2850 Airport Rd. Spc. 5
Carson City, NV 89706

Melanie McCormick, CASA
E-mail: casaofcc@earthlink.net

Angela Jeffries
Judicial Assistant, Dept. 1

IN THE FAMILY DIVISION OF THE SECOND JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF WASHOE

* * *

Mayra E Bregvin

vs.

Javier Ramirez

FAMILY DIVISION MOTION/OPPOSITION NOTICE (REQUIRED)
CASE NO. 12 D121 003 9113
DEPT. NO. 1

NOTICE: THIS MOTION/OPPOSITION NOTICE **MUST BE ATTACHED AS THE LAST PAGE** to every motion or other paper filed to modify or adjust a final order that was issued pursuant to chapter 125, 125B or 125C of NRS and to any answer or response to such a motion or other paper.

	Mark the CORRECT ANSWER with an **X**.	YES	NO
A.	**1.** Has a final decree or custody order been entered in this case? If **yes**, then continue to Question 2. If **no**, you do not need to answer any other questions.	✓	
	2. Is this a motion or an opposition to a motion filed to change a final order? If **yes**, then continue to Question 3. If **no**, you do not need to answer any other questions.	✓	
	3. Is this a motion or an opposition to a motion filed only to change the amount of child support?		✓
	4. Is this a motion or an opposition to a motion for reconsideration or a new trial and the motion was filed within 10 days of the Judge's Order?		✓
	IF the answer to Question 4 is **YES**, write in the filing date found on the front page of the Judge's Order.	Date	
B.	If you answered **NO** to either Question 1 or 2 or **YES** to Question 3 or 4, you are exempt from the filing fee. However, if the Court later determines you should have paid the filing fee, your motion will not be decided until the fee is paid.		

I affirm that the answers provided on this Notice are true.

Date: ~~07~~/06/19
JUNE 07/2019

Signature: [signature]

Print Name: JAVIER RAMIREZ

Print Address: 1371 Village Way F
Gardnerville NV 89410

Telephone Number: 775 790 7950

Rev. 10/24/2002

Your Name: Javier Ramirez
Mailing Address: 2371 village way
City, State, Zip: Gardnerville NV 89410
Telephone: 775 790 7910
In Proper Person

REC'D & FILED
2019 JUN 24 PM 2:50
AUBREY ROWLATT
CLERK
BY [illegible]
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Bregwin,
Plaintiff,

vs.

Javier Ramirez,
Defendant.

Case No.: 12DR1003 91 1B
Dept. No.: 1

AFFIDAVIT OF SERVICE

STATE OF NEVADA)
)ss
CARSON CITY)

Javier Ramirez, being first duly sworn under penalties of
(Name of person making service)

perjury, states as follows:

1. That I am: *(check the appropriate blank)*

✓ a party to this action and am appearing in proper person.

___ a person not involved in this action and have no interest in this action and am over the age of 18 years.

2. That on the 24 *(day)* day of June *(month)*, 2019 *(year)*, I served a true and correct copy of the document(s) entitled: Emergency Ex Parte motion regarding children
(Clearly list all documents you served on the other party)

in the following way: *(check the appropriate blank, and fill in the appropriate information)*

IF THE DOCUMENTS WERE SERVED BY MAIL ON THE OTHER PARTY, OR THE OTHER PARTY'S LAWYER, FILL IN THE FOLLOWING:

✓ by placing a copy enclosed in a sealed envelope upon which first class postage was fully prepaid.

____ by placing a copy enclosed in a sealed envelope and mailing it certified, return receipt requested.

The envelope was addressed to:

(Name) Mayra E. Arreguin

(Address) 2850 Airport Rd. Sp 5
Carson City NV 89706

and that there is regular communication by mail between the place of mailing and the place addressed.

IF THE DOCUMENTS WERE PERSONALLY SERVED ON THE OTHER PARTY, OR THE OTHER PARTY'S LAWYER, FILL IN THE FOLLOWING:

____ by personally serving:

(Name) _____

at (address) _____

_____

I declare under penalty of perjury under the law of the State of Nevada that the following is true and correct.

Date: June 24, 2019

Jennier Ramirez
(Print name)

(Signature)

Your Name: Javier Ramirez
Mailing Address: 1371 Village Way F
City, State, Zip: Gardnerville NV 89410
Telephone: 775 790-7950
In Proper Person

REC'D & FILED
2019 JUN 24 PM 2:50
AUBREY ROWLATT
CLERK
BY [illegible]
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arreguin,
Plaintiff,

vs.

Javier Ramirez Rivas,
Defendant.

Case No.: 12D121 00391 1B
Dept. No.: 1

AFFIDAVIT OF SERVICE

STATE OF NEVADA)
)ss
CARSON CITY)

Luwana L. Ferguson, being first duly sworn under penalties of
(Name of person making service)

perjury, states as follows:

1. That I am: *(check the appropriate blank)*

____ a party to this action and am appearing in proper person.

X a person not involved in this action and have no interest in this action and am over the age of 18 years.

2. That on the 24 *(day)* day of June *(month)*, 2019 *(year)*, I served a true and correct copy of the document(s) entitled: Ex Parte Emergency motion regarding children
(Clearly list all documents you served on the other party)

in the following way: *(check the appropriate blank, and fill in the appropriate information)*

IF THE DOCUMENTS WERE SERVED BY MAIL ON THE OTHER PARTY, OR THE OTHER PARTY'S LAWYER, FILL IN THE FOLLOWING:

____ by placing a copy enclosed in a sealed envelope upon which first class postage was fully prepaid.

____ by placing a copy enclosed in a sealed envelope and mailing it certified, return receipt requested.

The envelope was addressed to:

(Name) _____

(Address) _____

_____

and that there is regular communication by mail between the place of mailing and the place addressed.

IF THE DOCUMENTS WERE PERSONALLY SERVED ON THE OTHER PARTY, OR THE OTHER PARTY'S LAWYER, FILL IN THE FOLLOWING:

✓ by personally serving:

(Name) Mayra E. Arreguin

at (address) 2794 US 50 E.
Carson City NV 89701

I declare under penalty of perjury under the law of the State of Nevada that the following is true and correct.

Date: June 24, 2019

Luwana L. Ferguson
(Print name)

Luwana L. Ferguson
(Signature)

Case No.: 12 DR1 00391 1B

Dept. No.: 1

REC'D & FILED

2019 JUL -3 PM 4: 39

AUBREY ROWLATT
CLERK

BY _____
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Plaintiff,

v.

JAVIER RAMIREZ RIVAS,

Defendant.

ORDER AFTER JULY 3, 2019 HEARING

This matter is before this Court pursuant to an Ex Parte Emergency Motion Regarding Children filed by Defendant on June 17, 2019. This Court issued an Order Setting Hearing and Requiring Service issued on June 18, 2019. A report was received from CASA entitled Summary of Events. A hearing was held in regards to this matter on July 3, 2019. Present at the hearing were both Plaintiff and Defendant appearing in their proper person and Melanie McCormick, appointed CASA representative on behalf of the minor children. A Court interpreter was also present to interpret for Plaintiff.

In his Ex Parte Emergency Motion Regarding Children, Defendant requested that this Court grant him custody of the parties' minor children due to a child abuse investigation having been opened by the Carson City Sheriff's Office and by Child Protective Services.

At the hearing the Court heard from both parties. Defendant asserted that he filed his motion on the fear that the minor child Carlos expressed to him in regards to the situation occurring in Plaintiff's household. Defendant confirmed that he filed a police report after Carlos expressed his fears but that as far as he is concerned the case has not been resolved.

Plaintiff indicated that the minor children have displayed aggressive behavior and have been resistant to following her rules in her home. She argued that she also wants to find out what is causing this behavior in her children, but that through all the years that she and Defendant have been separated Defendant continuously causes her to come back to court to defend against false accusations against her by Defendant. Plaintiff advised that neither the sheriff's office nor child protective services have contacted her regarding the report filed by Defendant, and that the first she knew of the report was when she received a copy of Defendant's filings.

The Court's understanding of the police report is that Carlos did not claim any physical abuse to the deputy sheriff and that it did not appear that the sheriff's office intended to proceed any further regarding the report filed by Defendant.

The Court heard from Ms. McCormick, who indicated that she believes the children feel like the contention between the parties is their fault. She expressed concerns that Eduardo's anger may potentially evolve into aggression at school in the next year. Ms. McCormick recommended that the children participate in therapy with Ms. Cami Ashby through Pacific Behavioral Health. She believes that Eagle Valley Middle School will be a good place for Carlos next year and feels confident in the staff and administration support at that school.

Regarding Defendant's Motion, Ms. McCormick advised the Court that she spoke with Carlos who told her that his mom throws things at him, but there have never been any marks or bruises and that he is not afraid of his mom. She provided that Carlos wants to be with his mother, but enjoys his visits with his dad. Ms. McCormick indicated that Ms. Ashby is willing to provide therapy services for both Carlos and Eduardo as well as for the parties.

Upon inquiry by the Court, Plaintiff indicated that the children are not currently covered by health insurance or Medicare and that there was a reason that she had not applied for Medicare that she did not want to divulge in Defendant's presence.

Plaintiff indicated that she is so frustrated by having to keep coming back to court because of Defendant that if it is to continue as it has then she would be willing to give custody to Defendant. Plaintiff clarified that she knows that Eduardo would not want to be with his father.

The Court found that there was no basis to grant Defendant's motion since there was no indication that there would be any further investigation by the sheriff's office. Additionally, the Court found that the children must have medical coverage and that they would benefit from therapy services as soon as possible. It was further determined that a week visitation during the summer with their father would be beneficial for the children given Plaintiff's sentiments regarding her willingness to change custody.

Based on the foregoing and good cause appearing;

IT IS HEREBY ORDERED that Defendant's Ex Parte Emergency Motion Regarding Children is DENIED.

IT IS HEREBY FURTHER ORDERED that either party shall apply for Medicare coverage of the parties' minor children.

IT IS HEREBY FURTHER ORDERED that both minor children, Carlos and Eduardo Ramirez, shall go into therapy services with Cami Ashby through Pacific Behavioral Health. The parties shall also participate in counseling to allow Ms. Ashby to evaluate and provide services to the family as a whole.

IT IS HEREBY FURTHER ORDERED that Defendant shall have visitation with the parties' minor children, Carlos and Eduardo Ramirez, for one week beginning Sunday, July 14, 2019, at 9:00 a.m. until Sunday, July 21, 2019, at 9:00 a.m. The children shall be free to contact Melanie McCormick at any point during the week they are with Defendant and to communicate with their mother.

IT IS FURTHER ORDERED that this matter is set for a hearing before the First Judicial District Court, located at 885 East Musser Street, Carson City, Nevada, Department I, on August 2, 2019, at 9:00 a.m. The Court requests that the children be brought to the hearing.

Dated this 3rd day of July, 2019.

JAMES T. RUSSELL
DISTRICT JUDGE

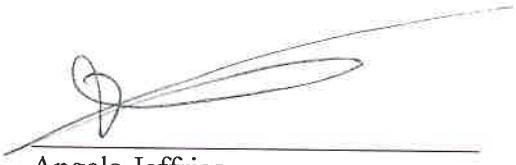
CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the First Judicial District Court, and that on this 3rd day of July, 2019, I deposited for mailing at Carson City, Nevada, a true and correct copy of the foregoing Order addressed as follows:

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Mayra Arreguin
1756 Russell Way #E
Carson City, NV 89706

Melanie McCormick, CASA
E-mail: casaofcc@earthlink.net



Angela Jeffries
Judicial Assistant, Dept. 1

Your Name: Javier Ramirez
Mailing Address: 1371 Village Way R
City, State, Zip: Gardnerville NV 89410
Telephone: (775) 790 7950
In Proper Person

REC'D & FILED
2019 JUL 26 PM 1:42
AUDREY ROWLATT
CLERK
BY [signature]
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra A Arregin
Plaintiff,

vs.

Javier Ramirez
Defendant.

Case No.: 12DR100391 1B
Dept. No.: 1

Approval letter for medicare care
(Title of Document)

Respectfully submitted by:

(Signature) [signature]

(Print name) Javier Ramirez

☐ Plaintiff / ☑ Defendant

STEVE SISOLAK
Governor

STATE OF NEVADA
DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF WELFARE AND SUPPORTIVE SERVICES

Carson City District Office
P.O. Box 15400
Las Vegas, NV 89114
(775) 684-0800 - Fax (775) 684-0844

RICHARD WHITLEY, MS
Director

STEVE H. FISHER
Administrator

Notice For:
JAVIER RAMIREZ-RIVAS
1371 VILLAGE WAY #F
GARDNERVILLE NV 89410

Customer Service / VRU
Questions? Contact Us - 24 Hours a day!
South Phone: (702) 486-1646
North Phone: (775) 684-7200
Toll Free: (800) 992-0900
Case ID: 501814100
Website: http://dwss.nv.gov

July 18, 2019

Dear JAVIER RAMIREZ-RIVAS ,

The Nevada Division of Welfare and Supportive Services (DWSS) has taken an action on your case. Please review the information below. The DWSS Customer Service Unit (CSU) and Automated Voice Response Unit (VRU) are available to answer questions regarding your SNAP, TANF, Medicaid, Nevada Check-Up or Child Support Case. The CSU/VRU can be accessed by calling the appropriate number listed above. You will need your Personal Identification Number (PIN) and Case ID before calling the CSU/VRU systems. If you do not know your PIN and/or Case ID, you may contact your local Welfare District Office to obtain this information.

You may submit applications, redeterminations, changes and most communications electronically through your Access Nevada account. Electronic notifications, such as email and text messaging, are an option from DWSS, for households with a verified email account. DWSS sends reminders whenever there are To Do's or Messages in your Access Nevada account. These can be viewed by signing in to your Access Nevada account and selecting an item from either list. You may also choose to sign up for paperless communication to reduce the amount of mail you receive from DWSS. You will need your PIN to use these features.

If you are seeking assistance with child support services, you can print and complete the child support application located on the DWSS child support homepage at https://dwss.nv.gov/Support/1_0_0-Support/. Submit your completed application to the appropriate child support office in your area. Northern and Southern Nevada office locations can be found on the child support homepage by selecting "locate child support offices" and selecting the appropriate region.

Family Medical Programs

July 2019 — Application Received Date : July 18, 2019

Name	Program	Status	Medicaid Billing#	Comments (See Case Information)
JAVIER RAMIREZ-RIVAS	Family Medical	Not Eligible	00000669729	Excess Income
CARLOS A RAMIREZ ARREGUIN	Nevada Check Up	Not Eligible	00001009275	Excess Income
EDUARDO J RAMIREZ ARREGUIN	Nevada Check Up	Not Eligible	00000571747	Excess Income

DWSS Medical Assistance Manual Sections E-100 & E-300

Family Medical Programs				
August 2019		Application Received Date : July 18, 2019		
Name	Program	Status	Medicaid Billing#	Comments (See Case Information)
JAVIER RAMIREZ-RIVAS	Family Medical	Not Eligible	00000669729	Excess Income
CARLOS A RAMIREZ ARREGUIN	Nevada Check Up	Eligible	00001009275	
EDUARDO J RAMIREZ ARREGUIN	Nevada Check Up	Eligible	00000571747	
DWSS Medical Assistance Manual Sections E-100 & E-300				

Family Medical Programs				
September 2019		Application Received Date : July 18, 2019		
Name	Program	Status	Medicaid Billing#	Comments (See Case Information)
JAVIER RAMIREZ-RIVAS	Family Medical	Not Eligible	00000669729	Excess Income
CARLOS A RAMIREZ ARREGUIN	Nevada Check Up	Eligible	00001009275	
EDUARDO J RAMIREZ ARREGUIN	Nevada Check Up	Eligible	00000571747	
DWSS Medical Assistance Manual Sections E-100 & E-300				

Case Information

Family Medical Programs

Excess Income
Your assistance unit's countable income of $ 2,851.54 exceeds the Federal Poverty Level for a family of your size. Your application is being denied. A referral is being sent to the marketplace. You must follow up by enrolling for coverage or face a possible tax penalty. If you have any questions, call (855) 768-5465. (Manual Section B-100)

If you or any member of your assistance unit has private health or medical insurance you must inform the Division of Welfare and Supportive Services immediately.

You must also report if your private health or medical insurance is terminated for any reason.

If you have other insurance, Nevada Medicaid is not liable for other health coverage services if you elect to seek treatment from a provider not authorized by your health care coverage provider.

NOTE: Please keep this notice! If you require medical assistance before your medical card arrives or if you have medical bills for this time period, please show your medical provider(s) this notice so they can bill Medicaid.

Families that live in urban Washoe County or urban Clark County are covered by a Managed Care Organization (MCO). You were asked to choose a health plan preference on your application however your choice may not be honored if you or any family member has been enrolled in one of the current managed care organizations. Once enrolled, you will receive a member handbook explaining the health plan benefits and contact information.

Important Medicaid/Nevada Check-Up (NCU) Notice Information!

Keep the medical insurance card and use as identification for medical assistance eligibility. The eligible member must show their card or notice to the doctor, pharmacist, hospital or other medical care provider as proof of medical assistance eligibility.

This notice may be used as proof of medical assistance eligibility. A Medicaid/NCU card will be mailed to you.

Nevada Check Up charges a premium which is determined by family size and income. Premiums are charged per family, not per child. You will receive a quarterly invoice for your premium from Nevada Check Up. When you receive your invoice, send check or money order to Nevada Check Up, PO Box 847346, Los Angeles, CA 90084-7346. Families with income below the current Medicaid income limits will not be charged a quarterly premium.

Notice For: JAVIER RAMIREZ-RIVAS
Case ID: 501814100 Date: **Jul 18, 2019**

HEARINGS

You can ask for a fair hearing if you do not agree with what we have told you in this notice.
A hearing will give you a chance to explain why you do not agree.

How do I ask for hearing?
If you want to have a hearing, you must ask for it in writing.
For SNAP benefits, you can ask for a hearing in person or by phone.

What is the deadline to ask for a hearing?
You have up to Oct 16, 2019 (90 days from the date on this notice) to ask for a hearing.

Where can I get help with my hearing?
If you need legal counsel and cannot afford it, these agencies may be able to help you.

Washoe County: Nevada Legal Services 1-800-323-8666;
Washoe County Senior Law Project (775) 328-2592.
Clark County: Nevada Legal Services (Clark County): (702) 386-0404, toll free 1 (866) 432-0404;
City of Las Vegas Senior Citizens Law Project: (702) 229-6596.
Rural counties: Nevada Legal Services Carson City: (775) 883-0404, toll free: 1-800-323-8666.

If you do not agree with the action taken you may request a conference or hearing within 90 days of the date of this notice. If you want a conference/hearing, check the appropriate box below and return this notice to your local welfare office.

I want: ☐ a conference ☐ a hearing ☐ conference and hearing

If a hearing request is received before this action's effective date or within 13 days of this notice date, whichever is later, or if you show good reason why it wasn't, you may have your benefits continued until the hearing decision is made, or if you are receiving SNAP benefits, until your certification ends, whichever happens first.

You may not have continued benefits if the only issue of the hearing is federal law / regulation.

☐ I do not want continuation of benefits but I still want a hearing.
☐ I want continuation of benefits.

If you lose, abandon or withdraw your appeal, your benefits will stop and benefits over issued must be repaid.

I disagree with this notice because:

Client Signature _____ Date _____

Date Received by the agency:

Date Stamp here

Your name: Javier Ramirez
Mailing Address: 1371 Village Way E
City, State, Zip: Gardnerville NV 89410
Telephone: (775) 790-7956
In Proper Person

REC'D & FILED
2019 JUL 26 PM 1:43
AUBREY ROWLATT
CLERK
BY CTURK
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Aregvin
Plaintiff,

vs.

Javier Ramirez
Defendant.

Case No.: 12DR100391 1B
Dept. No. 1

REQUEST FOR SUBMISSION

COMES NOW, Javier Ramirez (Your Name), in proper person, and hereby requests that the Approval letter for medicare (Name of Document Previously Filed) previously filed in the above-entitled matter on June (Date Document Filed), 2019, be submitted to the Court for consideration.

DATED this 26 day of July, 2019.

(Signature)

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), the undersigned hereby certifies that on this date, I deposited a true and correct copy of the foregoing Request to Submit in the U.S. Mail with postage pre-paid thereon, addressed to:

Mayra Arregin
(Other Party's Name)

(Home) Airport Rd. Carson City NV
(Other Party's Mailing Address)

(work) 2794 US 50 E. Carson City NV
(Other Party's Mailing Address)

Dated this 26 day of July, 20 19.

(Signature)

Case No.: 19 DR1 00391 1B

Dept. No.: 1

REC'D & FILED

2019 AUG -8 PM 2:21

AUBREY ROWLATT CLERK

BY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Plaintiff,

vs.

JAVIER RAMIREZ,

Defendant.

ORDER AFTER AUGUST 2, 2019 HEARING

This matter comes before the Court based on a status hearing scheduled August 2, 2019, at 9:00 a.m. Plaintiff was present and appeared in proper person with an interpreter. Defendant was present and appeared in proper person. Ms. Melanie McCormick, the Court Appointed Special Advocate, was also present.

The Court met with both of the minor children in Chambers where the minor children indicated they wish to continue residing with the Plaintiff because they feel comfortable and safe. Ms. McCormick brought up concerns in regards to Plaintiff's husband and his harsh or severe punishment towards the minor children. The Court replied that the minor children did not indicate that they were intimidated or unhappy living with the Plaintiff.

///

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///

The Court commended Defendant for getting the minor children on Medicaid and requested that the insurance cards be given to Plaintiff. Defendant brought up concerns about Carlos's grades and the abuse the minor children are suffering by Plaintiff's husband. The Court reiterated that the minor children gave no indication of this behavior by Plaintiff's husband and were clear about wanting to continue residing with the Plaintiff. Defendant asked the Court to allow visitation for one day of the week to help with homework, which the Court denied.

Plaintiff asked about another court date in respect to a protection order filed by Defendant. However, that matter is outside the jurisdiction of the Court, which the Plaintiff was advised of. Ms. McCormick discussed that Carlos enjoys having lunch with Defendant at school but that Eduardo has requested to not have visits and is worried about running into Defendant at school.

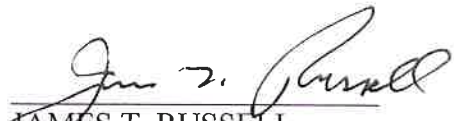
After listening to all of the statements made by the parties and reviewing all documents filed, this Court decided to maintain the existing order and current visitation schedule. This Court also made clear that Defendant may have lunch with Carlos at school so long as Carlos wants to have lunch with Defendant, but said lunches shall not interrupt Eduardo. If the lunches at school begin to interrupt Edwardo, then they shall be stopped immediately.

Therefore, based on the foregoing and good cause appearing,

IT IS HEREBY ORDERED that the existing order and current visitation schedule remain in effect.

IT IS HEREBY FURTHER ORDERED that Defendant may have lunch with Carlos at school so long as Carlos wants to have lunch with Defendant, but said lunches shall not interrupt Eduardo. If the lunches at school begin to interrupt Edwardo, then they shall be stopped immediately.

Dated this 8th day of August, 2019.



JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

I hereby certify that on the 9 day of August, 2019, I served a copy of the foregoing by placing the foregoing in the United States Mail, postage prepaid, addressed as follows:

Mayra Arreguin
1756 Russell Way, #E
Carson City, NV 89706

Javier Ramirez
1371 Village Way F
Gardnerville, NV 89410

Melanie McCormick, CASA
E-mail: caseofcc@earthlink.net

Chloe McClintick
Law Clerk, Dept. 1

IN THE SUPREME COURT OF THE STATE OF NEVADA
OFFICE OF THE CLERK

REC'D & FILED
2019 SEP -9 PM 1:24
AUBREY ROWLATT
CLERK
BY GURRS
DEPUTY

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

Supreme Court No. 77818
District Court Case No. 12DR100391B

NOTICE OF TRANSFER TO COURT OF APPEALS

TO: Hon. James Todd Russell, District Judge
Mayra Arreguin
Javier Ramirez Rivas
Aubrey Rowlatt, Carson City Clerk

Pursuant to NRAP 17(b), the Supreme Court has decided to transfer this matter to the Court of Appeals. Accordingly, any filings in this matter from this date forward shall be entitled "In the Court of Appeals of the State of Nevada." NRAP 17(e).

DATE: September 05, 2019

Elizabeth A. Brown, Clerk of Court

By: Rory Wunsch
Deputy Clerk

Notification List
Paper
Hon. James Todd Russell, District Judge
Javier Ramirez Rivas
Mayra Arreguin
Aubrey Rowlatt, Carson City Clerk

12001 00341 13

REC'D & FILED

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

2019 DEC 31 PM 12:39

AUBREY ROWLATT
CLERK
BY
DEPUTY

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

No. 77818-COA

FILED

DEC 27 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER OF AFFIRMANCE

Javier Ramirez Rivas appeals from a district court post-divorce decree order denying his motion to modify custody. First Judicial District Court, Carson City; James Todd Russell, Judge.

The protracted custody proceedings underlying this appeal eventually resulted in the district court awarding respondent Mayra Arreguin primary physical custody of the parties' two minor children subject to Rivas' limited parenting time rights, and the court later modified that arrangement by making Rivas' limited parenting time rights subject to the children's discretion. Rivas then moved for, among other things, an award of joint physical custody, arguing that he was being deprived of his parenting time. The district denied that motion, however, reasoning that the best interest factors supported Arreguin continuing to have primary physical custody of the children. In so doing, the district court acknowledged that the children were having some difficulties in school with math, but found that arrangements had been made with representatives from the children's school to assist them and that the children's

developmental needs were being handled by Arreguin, the children's Court-Appointed Special Advocate (CASA), and school representatives. This appeal followed.

On appeal, Rivas contends that, under *Ellis v. Carucci*, 123 Nev. 145, 161 P.3d 239 (2007), the district court was required to modify the parties' custodial arrangement once it determined that the children were having difficulty in school with math.[1] But while the children's difficulties in school are certainly a relevant consideration in evaluating whether to modify the parties' custodial arrangement, *Ellis* simply explains that modifying a primary physical custody arrangement is only warranted where there has been "a substantial change in circumstances affecting the welfare of the child" and "the child's best interest is served by the modification." 123 Nev. at 150, 161 P.3d at 242. And here, while Rivas attached an email that noted the children's math difficulties to a filing subsequent to his motion, he never asserted that there had been a substantial change in circumstances warranting a modification. Moreover, that was not the focus

---

[1]To the extent that Rivas challenges the district court's original decision to award Arreguin primary physical custody subject to his limited parenting time rights, this court already affirmed the award, *see Rivas v. Arreguin*, Docket No. 71908 (Order of Affirmance, October 11, 2017), and thus, that decision cannot be again challenged as part of this appeal. Insofar as Rivas also challenges the district court's subsequent decision to make his exercise of parenting time subject to the children's discretion, his challenge should have been presented in an appeal from that decision. *See* NRAP 3A(7) (authorizing appeals from orders finally altering the custody of minor children). As a result, this latter issue is likewise not properly before us as part of this appeal.

of his motion to modify custody, which instead argued that he was being deprived of parenting time.

Nevertheless, while the district court did not address *Ellis'* changed-circumstances prong, it did determine that the best interest factors favored Arreguin because, among other things, she was handling the children's developmental needs with the assistance of the children's CASA and representatives from the children's school. Insofar as Rivas now vaguely asserts that Arreguin and the children's CASA failed to provide the district court with relevant documentation and that Arreguin has a language barrier, he seems to challenge the district court's best interest determination. But Rivas has not demonstrated that relief is warranted as he has failed to support his challenge to the district court's order with cogent arguments as he does not explain what documentation is missing or how Arreguin's purported language barrier prevents her from assisting the children with their math work, particularly in light of the assistance that is also being provided by the children's CASA and representatives from the children's school. *See Edwards v. Emperor's Garden Rest.*, 122 Nev. 317, 330 n.38, 130 P.3d 1280, 1288 n.38 (2006) (explaining that this court need not consider issues that are not supported by cogent argument). Consequently, we conclude that Rivas failed to demonstrate that the district court abused its discretion by denying his motion to modify custody.[2] *See*

---

[2]Although Rivas also contends that the district court should have modified custody based on issues that he raised in a prior motion to modify custody, his contention fails, as the court could not properly consider those issues in the context of the underlying motion to modify custody. *See Nance v. Ferraro*, 134 Nev. 152, 157-60, 418 P.3d 679, 684-86 (Ct. App. 2018)

Ellis, 123 Nev. at 149, 161 P.3d at 241 (reviewing a district court order modifying custody for an abuse of discretion). Accordingly, we

ORDER the judgment of the district court AFFIRMED.[3]

_____, C.J.
Gibbons

_____, J.
Tao

_____, J.
Bulla

cc: Hon. James Todd Russell, District Judge
Javier Ramirez Rivas
Mayra Arreguin
Carson City Clerk

(observing that parties are not free to relitigate previously decided custody issues and explaining the limited circumstances in which the district court may consider evidence that predates the latest custody order).

[3]Insofar as Rivas raises additional arguments, we have considered them and conclude that they do not provide a basis for relief.

Your Name: JAVIER RAMIREZ
Mailing Address: 1348 Toiyabe Ave
City, State, Zip: Gardnerville Nevada
Telephone: 775 450 7791
In Proper Person

REC'D & FILED
2020 JAN -6 PM 4:36
AUBREY ROWLATT
CLERK
BY _____ DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arregui
Plaintiff/Petitioner,

vs.

Javier Ramirez
Defendant/Respondent.

Case No.: 12DR100391 1B
Dept. No.: 1

NOTICE OF CHANGE OF ADDRESS

PLEASE TAKE NOTICE that the information listed below is the most current contact information for:

Javier Ramirez
(Your Name)

1348 Toiyabe Ave
(Address)

Gardnerville NV 89410
(City, State, Zip)

(775) 450 7791
(Phone Number(s)

This document does **not** contain the Social Security number of any person.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED this 6 day of January, 2020.

(Your Signature)

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), the undersigned hereby certifies that on this date, I deposited a true and correct copy of the foregoing Notice of Change of Address in the U.S. Mail with postage pre-paid thereon, addressed to:

Mayra E. Arregui
(Name of Other Party)

2850 Airport Rd Sp. 5
(Address)

Carson City NV 89706
(City, State, Zip)

Dated this 6 day of January, 20 2020

(Your Signature)

Your name: Javier Ramirez
Mailing Address: 1348 Toiyabe Ave
City, State, Zip: Gardnerville NV 89460
Telephone: (775) 450 7791
In Proper Person

REC'D & FILED
2020 JAN -6 PM 4:38
AUBREY ROWLATT
CLERK
BY _____ DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Bregun
Plaintiff,

vs.

Javier Ramirez
Defendant.

Case No. 12DR100391
Dept. No. 1

APPLICATION TO WAIVE MEDIATION FEES

Pursuant to NRS 3.500(2)(e) and FJDCR 25(16) and based on the following affidavit, I request permission from this court to proceed with mediation without paying the mediation fee because I lack sufficient financial ability.

AFFIDAVIT

STATE OF NEVADA)
) ss.
CITY OF CARSON CITY)

I, Javier Ramirez (Your name), after being duly sworn, declare under penalty of perjury:

All blank lines must be completed. If the dollar amount or other number is zero write "Ø".

1. I have read the contents of this Application and am competent to testify as to the contents of this Application and the contents are true of my own knowledge.
2. I am unable, because of my financial poverty, to pay the mediation fee.

3. I wish to file with this Court the pleading submitted with this Application. I cannot pay the mediation fee because I lack sufficient income, assets or other resources. Including myself, there are 3 adults and — children in my household. Their age(s) is/are 32, 72, 56

My total monthly income after taxes (take home pay) is:

From all sources, including employment, self-employment, Social Security, child support, alimony, State and County benefits, etc. $ 1600

Any other household income from another member of the household: $ 1200

List where you work and your job title: Starbucks Roasting Plant (picker)

The following represent a list of my assets and their value (if you do not own an asset write "none":

	Value	Loan Balance
Automobile: 2000 Pontiac (Year and type of car)	$ 1100	$ 0
Mobile Home, House or Other Real Estate: (Size, type and/or year of account)	$ 0	$ 0
Bank Accounts: Wells Fargo (Name of bank and type of account)	$ .12	$ 0
Other:	$	$
	$	$

My total monthly expenses are:

Rent or Mortgage	$ 800
Phone, Gas, Electricity, and other Utilities	$ 500
Food	$ 300
Child Care	$ —
Insurance	$ 75
Medical	$ 250
Transportation	$ 400
Child support and child care expenses paid to someone else	$ 420
Other	$
TOTAL MONTHLY EXPENSES	$ 2745

I request that the Court hold a hearing on this Application if the Court is inclined to deny the same so that I may testify as to my indigent status.

_____
(Your Signature)

Certified before me pursuant to NRS 3.300(2) this _____ day of _____, 20____.

_____
Clerk

STATE OF NEVADA)
) ss.
COUNTY OF CARSON)

On this 6 day of January, 20 20, personally appeared before me, the undersigned, a Notary Public in and for the County of _____, State of Nevada, _____, personally known to me or proved to me to be the person whose name is subscribed to the above instrument and who acknowledged that she/he executed the above instrument freely and voluntarily and for the uses and purposes therein mentioned.

_____
NOTARY PUBLIC

Your name: Javier Ramirez
Mailing Address: 1348 Tahoe Ave
City, State, Zip: Gardnerville NV
Telephone: (775) 450 7791
In Proper Person

REC'D & FILED
2020 JAN -8 AM 11:38
AUBREY ROWLATT
CLERK
BY _____ DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arregun
Plaintiff,
vs.
Javier Ramirez
Defendant.

Case No. 12DR1 00391
Dept. No. 1

ORDER REGARDING WAIVER OF MEDIATION FEES

Upon consideration of Javier Ramirez (Your Name)'s Application to waive mediation fees and it appearing that there is not sufficient income, property or resources with which to pay the mediation fees:

☐ IT IS HEREBY ORDERED that Javier Ramirez (Your Name)'s request to waive mediation fees is **GRANTED**.

☒ IT IS HEREBY ORDERED that Javier Ramirez (Your Name)'s request to waive mediation fees is **DENIED** for the following reason:

☐ The party is not indigent.

☒ Other: This matter is not in mediation at this time.

☐ The request for hearing is:

☐ Granted. A hearing is set for _____, at _____.

☐ Denied.

DATED this 8 day of January, 20 20.

DISTRICT COURT JUDGE

Respectfully submitted:

Signature

Print name Javier Ramirez

Address 1348 Toiyabe Ave
Gardnerville NV 89410

Telephone 775 450 7791

CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the First Judicial District Court, and that on this 8th day of January, 2020, I deposited for mailing at Carson City, Nevada, a true and correct copy of the foregoing Order Regarding Waiver of Mediation Fees addressed as follows:

Javier Ramirez
1348 Toiyabe Ave
Garnerville, NV 89410

Angela Jeffries
Judicial Assistant, Dept. 1

Your Name: JAVIER RAMIREZ
Mailing Address: 1348 Toiyabe Ave
City, State, Zip: Gardnerville Nevada 89410
Telephone: 775-450 7791
In Proper Person

REC'D & FILED
2020 JAN 16 PM 3:56
AUDREY ROWLATT
CLERK
BY [signature]
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arreguin
Plaintiff/Petitioner,

vs.

JAVIER RAMIREZ
Defendant/Respondent.

Case No.: 12DR100391B
Dept. No.: 1

MOTION TO MODIFY

I JAVIER RAMIREZ, appearing in Proper Person,
(Your Name)
request that the Court enter an Order granting me the following:

State what you want the Court to order. If you have more than one request, clearly list and number each request. Do not explain your requests in detail here, just list them.

1.- ISSUE ORDER FOR NEW THERAPIST, CHILDREN ARE NOT LONGER COVERED BY STATE MEDICAL INSURANCE.

2.- MODIFY PRIOR ORDER REGARDING TAXES

Fully explain why you believe you should be granted your request(s). List and number each request.

This Motion is made for the following reasons:

1. per order issued January 12 2016 parties where to alternate years claiming children. for the last two years parties came to an oral agreement to claim each a child (see attached). I would like the Honorable Judge and court to consider this in pure fairness to both parties.

In addition children are not covered by medicaid since Member but are now under my medical vision and dental insurance and the prior therapist cannot longer see them (they only accept medicaid patients) see attached paperwork. a release of information needs to be filled by custodial parent, so they can give me a detailed report of the childrens needs so the parties can locate therapy base on those needs. Thank you

(If you need more room, you may attach additional sheets of paper. Be sure you write only on one side of each sheet, number the page or pages 3(a), 3(b), etc. and initial each page at the bottom.)

This document does **not** contain the Social Security number of any person.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED this 16 day of January, 2020.

(Your Signature)

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), the undersigned hereby certifies that on this date, I deposited a true and correct copy of the foregoing Motion in the U.S. Mail with postage pre-paid thereon, addressed to:

Mayra E. Arreguin
2794 US. 50 (work)
Carson City NV 89701

Dated this 16 day of January, 2020.

(Your Signature)

Melanie McCormick
For CASA.

Case No.: 12 DR1 00391

Dept. No.: 1

REC'D & FILED

2016 JAN 12 PM 4:36

SUSAN MERRIWETHER
CLERK

BY _____
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Plaintiff,

v.

JAVIER RAMIREZ RIVAS,

Defendant.

ORDER AFTER JANUARY 6, 2016 HEARING

This matter is before this Court pursuant to Defendant's Ex Parte Motion Regarding Children and Request for Submission filed on December 18, 2015. Thereafter, this Court issued an Order Declining to Consider Ex Parte Motion on December 18, 2015 and set a hearing on the matter for January 6, 2016. Present at the hearing and appearing in proper person was Defendant, Javier Ramirez Rivas. Also present at the hearing and appearing in proper person was Plaintiff, Mayra Arreguin. In attendance was Chris Bayer, CASA advocate for the parties' minor children, EDUARDO JAVIER RAMIREZ (DOB: 04/13/2006) and CARLOS ADRIAN RAMIREZ (DOB: 10/09/2007) and Kristopher Komarek, LCSW, the minor children's therapist.

In his Motion, Defendant expresses concern over the safety of the parties' minor children. Defendant alleges that Plaintiff's brother, the minor children's uncle, Sergio Arreguin,

disciplines the minor children in violation of a previous court order that forbids either party from using any form of corporal punishment.

At the hearing and by request of the Court, Mr. Komarek testified as to his opinion and observations of Defendant and the parties' minor children. Mr. Komarek articulated that he is a licensed clinical social worker and that he has been meeting with the children for more than two-and- a- half years. Upon inquiry of the Court, Mr. Komarek opined as to what he believes is in the best interest of the minor children and elucidated that both Eduardo and Carlos suffer as a result of Defendant's conduct. Additionally, Mr. Komarek echoed his concerns set forth in his December 26, 2015 Report and explained that while the minor children could not specifically identify why they were scared of Defendant, both shared that they were fearful of their father. Lastly, Mr. Komarek discussed the minor children's anxiety and encopresis as a result of Defendant's conduct.

Defendant denied that he was the cause of his children's encopresis. Defendant suggested that the cause of the children's encopresis was because of their habit of playing videogames and forgoing the lavatory when necessary. Furthermore, Defendant represented that he is employed at the Carson Valley Inn and now makes approximately $1,400 per month.

Plaintiff thereafter explained how exhausted she was in having to deal with Defendant's constant complaints and filings related to the parties' minor children. Plaintiff shared that she has been dealing with Defendant and this conflict for more than four years and would like primary physical custody. Upon inquiry of the Court, Plaintiff suggested that Defendant's visitation with the parties' minor children should be limited to one time per month and that Defendant has failed to pay child support for more than one year. Defendant retorted that his wages have been

garnished by the state for payment of child support and ardently denied being behind on his obligation.

While Assembly Bill 263 establishes a presumption of joint physical custody when determining custody of a minor child, the sole consideration of the court remains the best interest of the child. In this case, having heard the arguments from Plaintiff and Defendant, and considered the reports submitted by Mr. Bayer and Mr. Komarek, the Court finds that it is in the best interest of the minor children for Plaintiff to have primary physical custody of the parties' minor children, EDUARDO JAVIER RAMIREZ (DOB: 04/13/2006) and CARLOS ADRIAN RAMIREZ (DOB: 10/09/2007).

Furthermore, NRS 125B.070, Nevada's child support statute, sets forth a support schedule based upon a parent's gross monthly income. Specifically, NRS 125B.070(1)(B)(2) puts forward that when calculating support for two children, a parent's obligation for support is 25% of the noncustodial parent's gross monthly income. Here, Plaintiff and Defendant have two minor child, EDUARDO JAVIER RAMIREZ (DOB: 04/13/2006) and CARLOS ADRIAN RAMIREZ (DOB: 10/09/2007). Therefore, Defendant, the noncustodial parent, is responsible for providing 25% of his gross monthly income, which calculates to be $350 per month, as his obligation for support for both children.

NRS 125B.080(7) provides that expenses for health care which are not reimbursed, including expenses for medical, surgical, dental, orthodontic and optical expenses, must be borne equally by both parents in the absence of extraordinary circumstances. Therefore, although the minor children are currently on Medicaid, Defendant shall be responsible for one-half of all the minor child's out of pocket medical expenses not covered by insurance. *See* NRS 125B.080(7).

Lastly, the Court has attempted to have Lisa Yetis appointed as a parent coordinator but she is not available, and the Court is at a loss as to who would do this job in light of Mr. Ramirez's conduct.

Therefore, based on the foregoing and good cause appearing,

IT IS HEREBY ORDERED that Plaintiff, MAYRA ARREGUIN, have primary physical custody of the parties' minor children.

IT IS FURTHER ORDERED that Defendant shall have visitation with CARLOS ADRIAN RAMIREZ (DOB: 10/09/2007) every other Friday from approximately 3:00 P.M. to 9:00 P.M.

IT IS FURTHER ORDERED that Defendant shall have supervised visitation with EDUARDO JAVIER RAMIREZ (DOB: 04/13/2006) every other Thursday at the Ron Woods Center located at 2621 Northgate Lane Suite 62, Carson City from 5:00 P.M. to 6:00 P.M. Defendant shall bear the cost of said visitation.

IT IS FURTHER ORDERED that Defendant shall pay $350 per month as his obligation for child support. Payments shall be made on the first of every month and shall commence on February 1, 2016. If in fact the State of Nevada has been garnishing Defendant's wages for his child support obligation, this provision shall severe the amount to be paid.

IT IS FURTHER ORDERED that both parties shall participate in Children in the Middle, a co-parenting program for divorcing and separating parents at www.online.divorce-education.com. The Court shall pay for both, Plaintiff and Defendant, to participate in said program. The parties are to participate in this program and provide proof thereof, after which the Court will reimburse them for the cost of the program.

IT IS FURTHER ORDERED that Defendant can continue to visit the minor children during their lunch break at school, but no more than two days a week.

IT IS FURTHER ORDERED that Defendant may contact the minor children through Plaintiff every Wednesday night between 6:30 P.M. and 7:00 P.M. Plaintiff shall immediately give the telephone to the children if they decide to communicate with Defendant. Should Plaintiff be unavailable to pick up the phone when Defendant calls, Plaintiff shall call Defendant back at her earliest convenience.

IT IS FURTHER ORDERED that Plaintiff may claim the minor children as a tax deduction for 2015, and Defendant may claim the minor children as a tax deduction for 2016; and then alternate even and odd numbered years thereafter.

IT IS FURTHER ORDERED that in accordance with NRS 125B.080 (7) the parties shall split the cost of all medical expenses, to include all insurance premiums.

IT IS FURTHER ORDERED that the 30/30 Rule shall apply. Should a parent incur a health expense for a child and wish to be reimbursed by the other parent for the parent's one-half share, the parent incurring the medical expenses shall provide the parent from whom the reimbursement is sought with the bill, receipt and explanation of benefit form (where applicable), and a letter requesting reimbursement for the expense within thirty (30) days of the health provider's service. The receiving parent shall then have thirty (30) days to pay his/her one-half share of the documented expenses, or, to make arrangements with the other parent to pay his/her one-half share of the documented expenses in monthly payments, or by making arrangements directly with the health provider for any outstanding bills. Should the parent incurring the health expense fail to provide the other parent with a letter requesting reimbursement and the supporting documentation, within thirty (30) days, that parent forfeits

the right to seek reimbursement for those expenses. The parties are required to use preferred medical providers whenever possible, and to otherwise comply with all insurance provisions in order to maximize insurance coverage and minimize out of pocket expenses.

IT IS FURTHER ORDERED that any provision of a previous Order not in conflict with the instant Order shall remain in effect and be read in harmony with this instant Order.

IT IS FURTHER ORDERED that both parties shall refrain from using any disparaging language towards one another. Plaintiff and Defendant shall not use the minor children as a vessel to communicate messages to one another.

NOTICE

PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides that every person having a limited right of custody to a child or any parent having no right of custody to the child who willfully detains, conceals or removes the child from a parent, guardian or other person having lawful custody or a right of visitation of the child in violation of an order of this court, or removes the child from the jurisdiction of the court without the consent of either the court or all persons who have the right to custody or visitation is subject to being punished for a category D felony as provided in NRS 193.130

The parties are hereby notified that the terms of the Hague Convention on the Civil Aspects of International Child Abduction, done at the Hague October 25, 2980, adopted by the 14th session of the Hague Conference on Private International law, and entered into force for the United State July 1, 1988 (TIAS 11670) apply if a parent abducts or wrongfully retains a child in a foreign country

IT IS SO ORDERED.

Dated this 12th day of January, 2016.

JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

I hereby certify that on the 13th day of January, 2016, I served a copy of the foregoing by placing the foregoing in the United States Mail, postage prepaid, addressed as follows:

Javier Ramirez
1371 Village Way #F
Gardnerville, NV 89410

Mayra Arreguin
Confidential Address

Chris Bayer, CASA
Email: casaofcc@earthlink.net

Krystopher Benyamein
Law Clerk, Dept. 1

Release of Information

Cassandra Robinson <crobinson@nvpbh.com>
Thu 1/9/2020 1:39 PM
To: viveenmi2011@Hotmail.com <viveenmi2011@Hotmail.com>

1 attachments (615 KB)
Release of Information.docx;

Hello Mr. Ramirez,

Attached is the requested release of information form. Once this is signed and sent back to us, we will be able to move forward with giving you files needed.

-Cassie Robinson
Pacific Behavioral Health
Phone: (775)433-2099
Fax: (775) 433-1572

behavioral health

SPECIALIZED COMMUNITY SERVICES

Authorization to Supply Information

I, _____, hereby authorization Pacific Behavioral Health to exchange information with the person, agency, and/or institution listed below. And as such allow the inspection and the reproduction of records pertaining to me by any duly authorized representatives of Pacific Behavioral Health and the below listed person, agency, and/or institution. The purpose of the authorized disclosure is to enable said providers to maintain the most comprehensive/collaborative services available on my behalf. Thus, I hereby release Pacific Behavioral Health and the below listed person, agency and/or institution from any and all liability to me for sharing/supplying such information.

According to need, list the specific agency and/or person you are requesting the information from as well as the specific information requested:

Agency/Individual: _____

Information Requested: _____

_____

_____

I understand that I may revoke this consent at any time except to the extent that action has been taken in reliance on it. I also understand that this consent expires exactly one year from the date signed.

Furthermore, I understand that I may be denied services if I refuse to consent to this disclosure for purposes of treatment, payment, or health care operation, if permitted by state law. However, I will not be denied services if I refuse to consent to a disclosure for other purposes.

I have been provided another copy of this form on this date: _____

_____
Signature of Patient

_____
Signature of Legal Guardian (if not client)

_____
Signature of Witness

If applicable, describe authority given to sign on behalf of patient: _____

_____

Form **1040A** Department of the Treasury—Internal Revenue Service

U.S. Individual Income Tax Return (99) 2017

IRS Use Only—Do not write or staple in this space.

OMB No. 1545-0074

Your first name and initial	Last name	Your social security number
Javier	Ramirez	[redacted] 3910
If a joint return, spouse's first name and initial	Last name	Spouse's social security number

Home address (number and street). If you have a P.O. box, see instructions. 1371 Village Way — Apt. no. F

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

City, town or post office, state, and ZIP code. If you have a foreign address, also complete spaces below (see instructions). Gardnerville NV 89410

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

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

Filing status

Check only one box.

1 ☐ Single

2 ☐ Married filing jointly (even if only one had income)

3 ☐ Married filing separately. Enter spouse's SSN above and full name here. ▶

4 ☒ Head of household (with qualifying person). (See instructions.) If the qualifying person is a child but not your dependent, enter this child's name here. ▶

5 ☐ Qualifying widow(er) (see instructions)

Exemptions

6a ☒ **Yourself.** If someone can claim you as a dependent, **do not** check box 6a.

b ☐ **Spouse**

Boxes checked on 6a and 6b: 1

c **Dependents:**

If more than six dependents, see instructions.

(1) First name Last name	(2) Dependent's social security number	(3) Dependent's relationship to you	(4) ✓ if child under age 17 qualifying for child tax credit (see instructions)
Carlos A Ramirez	680-94-5169	Son	☒
			☐
			☐
			☐
			☐
			☐

No. of children on 6c who:
- lived with you: 1
- did not live with you due to divorce or separation (see instructions):
Dependents on 6c not entered above:

d Total number of exemptions claimed. Add numbers on lines above ▶ 2

Income

Attach Form(s) W-2 here. Also attach Form(s) 1099-R if tax was withheld.

If you did not get a W-2, see instructions.

7	Wages, salaries, tips, etc. Attach Form(s) W-2.	7	19,277.
8a	**Taxable** interest. Attach Schedule B if required.	8a	
b	**Tax-exempt** interest. **Do not** include on line 8a. 8b		
9a	Ordinary dividends. Attach Schedule B if required.	9a	
b	Qualified dividends (see instructions). 9b		
10	Capital gain distributions (see instructions).	10	
11a	IRA distributions. 11a — 11b Taxable amount (see instructions).	11b	
12a	Pensions and annuities. 12a — 12b Taxable amount (see instructions).	12b	
13	Unemployment compensation and Alaska Permanent Fund dividends.	13	1,331.
14a	Social security benefits. 14a — 14b Taxable amount (see instructions).	14b	
15	Add lines 7 through 14b (far right column). This is your **total income.** ▶	15	20,608.

Adjusted gross income

16	Educator expenses (see instructions). 16		
17	IRA deduction (see instructions). 17		
18	Student loan interest deduction (see instructions). 18		
19	Tuition and fees. Attach Form 8917. 19		
20	Add lines 16 through 19. These are your **total adjustments.**	20	
21	Subtract line 20 from line 15. This is your **adjusted gross income.** ▶	21	20,608.

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

REV 02/22/18 Intuit.cg cfp.sp Form **1040A** (2017)

BAA 1225

Form **1040** Department of the Treasury—Internal Revenue Service (99)
U.S. Individual Income Tax Return 2018

OMB No. 1545-0074 | IRS Use Only—Do not write or staple in this space.

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

Your first name and initial	Last name	Your social security number
Javier	Ramirez	[redacted] 3910

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

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

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

☒ Full-year health care coverage or exempt (see inst.)

Home address (number and street). If you have a P.O. box, see instructions.	Apt. no.	Presidential Election Campaign (see inst.) ☐ You ☐ Spouse
1371 Village Way	F	

City, town or post office, state, and ZIP code. If you have a foreign address, attach Schedule 6.
Gardnerville NV 89410

If more than four dependents, see inst. and ✓ here ▶ ☐

Dependents (see instructions):

(1) First name Last name	(2) Social security number	(3) Relationship to you	(4) ✓ if qualifies for (see inst.): Child tax credit	Credit for other dependents
Carlos A Ramirez	680-94-5169	Son	☒	☐
			☐	☐
			☐	☐
			☐	☐

Sign Here

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

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

Your signature	Date	Your occupation	If the IRS sent you an Identity Protection PIN, enter it here (see inst.)
		employed	
Spouse's signature. If a joint return, **both** must sign.	Date	Spouse's occupation	If the IRS sent you an Identity Protection PIN, enter it here (see inst.)

Paid Preparer Use Only

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

For Disclosure, Privacy Act, and Paperwork Reduction Act Notice, see separate instructions. Form **1040** (2018)

Attach Form(s) W-2. Also attach Form(s) W-2G and 1099-R if tax was withheld.

1	Wages, salaries, tips, etc. Attach Form(s) W-2			1	20,984.
2a	Tax-exempt interest	2a	b Taxable interest	2b	
3a	Qualified dividends	3a	b Ordinary dividends	3b	
4a	IRAs, pensions, and annuities	4a	b Taxable amount	4b	
5a	Social security benefits	5a	b Taxable amount	5b	
6	Total income. Add lines 1 through 5. Add any amount from Schedule 1, line 22 2,692.			6	23,676.
7	Adjusted gross income. If you have no adjustments to income, enter the amount from line 6; otherwise, subtract Schedule 1, line 36, from line 6			7	23,676.
8	**Standard deduction or itemized deductions** (from Schedule A)			8	18,000.
9	Qualified business income deduction (see instructions)			9	
10	Taxable income. Subtract lines 8 and 9 from line 7. If zero or less, enter -0-			10	5,676.
11	a Tax (see inst.) 568. (check if any from: 1 ☐ Form(s) 8814 2 ☐ Form 4972 3 ☐) b **Add** any amount from Schedule 2 and check here ▶ ☐			11	568.
12	a Child tax credit/credit for other dependents 568. b **Add** any amount from Schedule 3 and check here ▶ ☐			12	568.
13	Subtract line 12 from line 11. If zero or less, enter -0-			13	0.
14	Other taxes. Attach Schedule 4			14	0.
15	Total tax. Add lines 13 and 14			15	0.
16	Federal income tax withheld from Forms W-2 and 1099			16	1,041.
17	Refundable credits: a EIC (see inst.) 2,660. b Sch. 8812 1,400. c Form 8863				
	Add any amount from Schedule 5			17	4,060.
18	Add lines 16 and 17. These are your total payments			18	5,101.

Standard Deduction for—
- Single or married filing separately, $12,000
- Married filing jointly or Qualifying widow(er), $24,000
- Head of household, $18,000
- If you checked any box under Standard deduction, see instructions.

Refund

19	If line 18 is more than line 15, subtract line 15 from line 18. This is the amount you **overpaid**	19	5,101.
20a	Amount of line 19 you want **refunded to you.** If Form 8888 is attached, check here ▶ ☐	20a	5,101.
▶ b	Routing number 2 7 2 4 8 4 8 9 4 ▶ c Type: ☐ Checking ☒ Savings		
▶ d	Account number 0 9 1 3 6 3 1 9 3 3 1 3		
21	Amount of line 19 you want **applied to your 2019 estimated tax** ▶ 21		

Direct deposit? See instructions.

Amount You Owe

22	**Amount you owe.** Subtract line 18 from line 15. For details on how to pay, see instructions ▶	22	
23	Estimated tax penalty (see instructions) ▶ 23		

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

BAA REV 04/22/19 Intuit.cg cfp sp Form **1040** (2018)

1226

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

Supreme Court No. 77818
District Court Case No. 12DR1003911B

REC'D & FILED
2020 JAN 23 PM 3:36
AUBREY ROWLATT
CLERK
BY P. O'Keefe
DEPUTY

REMITTITUR

TO: Aubrey Rowlatt, Carson City Clerk

Pursuant to the rules of this court, enclosed are the following:

Certified copy of Judgment and Opinion/Order.
Receipt for Remittitur.

DATE: January 22, 2020

Elizabeth A. Brown, Clerk of Court

By: Danielle Friend
Administrative Assistant

cc (without enclosures):
Hon. James Todd Russell, District Judge
Javier Ramirez Rivas
Mayra Arreguin

RECEIPT FOR REMITTITUR

Received of Elizabeth A. Brown, Clerk of the Supreme Court of the State of Nevada, the REMITTITUR issued in the above-entitled cause, on JAN 23 2020.

Aubrey Rowlatt
District Court Clerk

By: P. O'KEEFE

20-03040 1227

REC'D & FILED
2020 JAN 23 PM 3:36
AUBREY ROWLATT
CLERK
BY P. O'Neill
DEPUTY

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

No. 77818-COA

FILED
DEC 27 2019
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER OF AFFIRMANCE

Javier Ramirez Rivas appeals from a district court post-divorce decree order denying his motion to modify custody. First Judicial District Court, Carson City; James Todd Russell, Judge.

The protracted custody proceedings underlying this appeal eventually resulted in the district court awarding respondent Mayra Arreguin primary physical custody of the parties' two minor children subject to Rivas' limited parenting time rights, and the court later modified that arrangement by making Rivas' limited parenting time rights subject to the children's discretion. Rivas then moved for, among other things, an award of joint physical custody, arguing that he was being deprived of his parenting time. The district denied that motion, however, reasoning that the best interest factors supported Arreguin continuing to have primary physical custody of the children. In so doing, the district court acknowledged that the children were having some difficulties in school with math, but found that arrangements had been made with representatives from the children's school to assist them and that the children's

developmental needs were being handled by Arreguin, the children's Court-Appointed Special Advocate (CASA), and school representatives. This appeal followed.

On appeal, Rivas contends that, under *Ellis v. Carucci*, 123 Nev. 145, 161 P.3d 239 (2007), the district court was required to modify the parties' custodial arrangement once it determined that the children were having difficulty in school with math.[1] But while the children's difficulties in school are certainly a relevant consideration in evaluating whether to modify the parties' custodial arrangement, *Ellis* simply explains that modifying a primary physical custody arrangement is only warranted where there has been "a substantial change in circumstances affecting the welfare of the child" and "the child's best interest is served by the modification." 123 Nev. at 150, 161 P.3d at 242. And here, while Rivas attached an email that noted the children's math difficulties to a filing subsequent to his motion, he never asserted that there had been a substantial change in circumstances warranting a modification. Moreover, that was not the focus

---

[1]To the extent that Rivas challenges the district court's original decision to award Arreguin primary physical custody subject to his limited parenting time rights, this court already affirmed the award, *see Rivas v. Arreguin*, Docket No. 71908 (Order of Affirmance, October 11, 2017), and thus, that decision cannot be again challenged as part of this appeal. Insofar as Rivas also challenges the district court's subsequent decision to make his exercise of parenting time subject to the children's discretion, his challenge should have been presented in an appeal from that decision. *See* NRAP 3A(7) (authorizing appeals from orders finally altering the custody of minor children). As a result, this latter issue is likewise not properly before us as part of this appeal.

of his motion to modify custody, which instead argued that he was being deprived of parenting time.

Nevertheless, while the district court did not address *Ellis'* changed-circumstances prong, it did determine that the best interest factors favored Arreguin because, among other things, she was handling the children's developmental needs with the assistance of the children's CASA and representatives from the children's school. Insofar as Rivas now vaguely asserts that Arreguin and the children's CASA failed to provide the district court with relevant documentation and that Arreguin has a language barrier, he seems to challenge the district court's best interest determination. But Rivas has not demonstrated that relief is warranted as he has failed to support his challenge to the district court's order with cogent arguments as he does not explain what documentation is missing or how Arreguin's purported language barrier prevents her from assisting the children with their math work, particularly in light of the assistance that is also being provided by the children's CASA and representatives from the children's school. *See Edwards v. Emperor's Garden Rest.*, 122 Nev. 317, 330 n.38, 130 P.3d 1280, 1288 n.38 (2006) (explaining that this court need not consider issues that are not supported by cogent argument). Consequently, we conclude that Rivas failed to demonstrate that the district court abused its discretion by denying his motion to modify custody.[2] *See*

---

[2]Although Rivas also contends that the district court should have modified custody based on issues that he raised in a prior motion to modify custody, his contention fails, as the court could not properly consider those issues in the context of the underlying motion to modify custody. *See Nance v. Ferraro*, 134 Nev. 152, 157-60, 418 P.3d 679, 684-86 (Ct. App. 2018)

Ellis, 123 Nev. at 149, 161 P.3d at 241 (reviewing a district court order modifying custody for an abuse of discretion). Accordingly, we

ORDER the judgment of the district court AFFIRMED.[3]

_____, C.J.
Gibbons

_____, J.
Tao

_____, J.
Bulla

cc: Hon. James Todd Russell, District Judge
Javier Ramirez Rivas
Mayra Arreguin
Carson City Clerk

(observing that parties are not free to relitigate previously decided custody issues and explaining the limited circumstances in which the district court may consider evidence that predates the latest custody order).

[3]Insofar as Rivas raises additional arguments, we have considered them and conclude that they do not provide a basis for relief.

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAVIER RAMIREZ RIVAS,
Appellant,
vs.
MAYRA ARREGUIN,
Respondent.

Supreme Court No. 77818
District Court Case No. 12DR1003911B

REC'D & FILED
2020 JAN 23 PM 3:36
AUBREY ROWLATT
CLERK OF SUPREME COURT
BY D. Malone
DEPUTY CLERK

CLERK'S CERTIFICATE

STATE OF NEVADA, ss.

I, Elizabeth A. Brown, the duly appointed and qualified Clerk of the Supreme Court of the State of Nevada, do hereby certify that the following is a full, true and correct copy of the Judgment in this matter.

JUDGMENT

The court being fully advised in the premises and the law, it is now ordered, adjudged and decreed, as follows:

"ORDER the judgment of the district court AFFIRMED."

Judgment, as quoted above, entered this 27 day of December, 2019.

IN WITNESS WHEREOF, I have subscribed my name and affixed the seal of the Supreme Court at my Office in Carson City, Nevada this January 22, 2020.

Elizabeth A. Brown, Supreme Court Clerk

By: Danielle Friend
Administrative Assistant

Your Name: Javier Ramirez
Mailing Address: 1348 Toiyabe Ave
City, State, Zip: Gardnerville Nevada 89410
Telephone: (775) 450 7791
In Proper Person

REC'D & FILED
2020 FEB -5 PM 4:07
AUBREY ROWLATT
CLERK
BY DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arregui,
Plaintiff,

vs.

Javier Ramirez,
Defendant.

Case No.: 12DR1003 91 1B
Dept. No.: 1

AFFIDAVIT OF SERVICE

STATE OF NEVADA)
)ss
CARSON CITY)

_____, being first duly sworn under penalties of
(Name of person making service)

perjury, states as follows:

1. That I am: *(check the appropriate blank)*

____ a party to this action and am appearing in proper person.

____ a person not involved in this action and have no interest in this action and am over the age of 18 years.

2. That on the _____ day of _____, _____, I served a true and correct copy
(day) *(month)* *(year)*
of the document(s) entitled: _____
(Clearly list all documents you served on the other party)

_____

in the following way: *(check the appropriate blank, and fill in the appropriate information)*

IF THE DOCUMENTS WERE SERVED BY MAIL ON THE OTHER PARTY, OR THE OTHER PARTY'S LAWYER, FILL IN THE FOLLOWING:

____ by placing a copy enclosed in a sealed envelope upon which first class postage was fully prepaid.

✓ by placing a copy enclosed in a sealed envelope and mailing it certified, return receipt requested.

The envelope was addressed to: place of Employment

(Name) Mayra E. Arreguin (centro market)

(Address) 2794 US 50

Carson City, NV 89701

and that there is regular communication by mail between the place of mailing and the place addressed.

IF THE DOCUMENTS WERE PERSONALLY SERVED ON THE OTHER PARTY, OR THE OTHER PARTY'S LAWYER, FILL IN THE FOLLOWING:

____ by personally serving:

(Name) _____

at (address) _____

_____

I declare under penalty of perjury under the law of the State of Nevada that the following is true and correct.

Date: February 5, 2020

Javier Ramirez
(Print name)

(Signature)

12M00003 ix

SENDER: *COMPLETE THIS SECTION*

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Centro market att.
Mayra E. Arregsin
2794 US 50
Carson City. NV. 89701

9590 9402 3047 7124 3840 23

2. Article Number (Transfer from service label)

7019 2280 0001 0590 6585

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

1/22/20

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☐ Adult Signature
☐ Adult Signature Restricted Delivery
☐ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Insured Mail
☐ Insured Mail Restricted Delivery (over $500)
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Return Receipt for Merchandise
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

Your name: JAVIER RAMIREZ
Mailing Address: 1348 Toiyabe Ave
City, State, Zip: Gardnerville Nevada 89460
Telephone: (775) 450-7791
In Proper Person

REC'D & FILED
2020 FEB -5 PM 4:07
AUBREY ROWLATT
CLERK
BY _____ DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arregui
Plaintiff,

vs.

Javier Ramirez
Defendant.

Case No.: 12D210039 1B
Dept. No. 1

REQUEST FOR SUBMISSION

COMES NOW, Javier Ramirez (Your Name), in proper person, and hereby requests that the Motion to modify (Name of Document Previously Filed) previously filed in the above-entitled matter on January 16 (Date Document Filed), 2020, be submitted to the Court for consideration.

DATED this 5 day of Febwary, 2020.

(Signature)

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), the undersigned hereby certifies that on this date, I deposited a true and correct copy of the foregoing Request to Submit in the U.S. Mail with postage pre-paid thereon, addressed to:

Maggie E. Breeguin
(Other Party's Name)
2850 Airport Road Sp 5
(Other Party's Mailing Address)
Carson City NV 89706
(Other Party's Mailing Address)

Dated this 5 day of February, 20 20.

(Signature)

Case No.: 12 DR1 00391 1B

Dept. No.: 1

REC'D & FILED
2020 FEB -7 AM ~~6:45~~ 7:45
AUBREY ROWLATT
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Plaintiff,

vs.

JAVIER RAMIREZ RIVAS,

Defendant.

ORDER GRANTING MOTION

This matter comes before this Court pursuant to Defendant's Motion to Modify filed on January 16, 2020. An Affidavit of Service and a Request for Submission were filed on February 5, 2020. No response was submitted.

Defendant, in his Motion, requests this Court modify the Order after August 2, 2016 Hearing, to allow the parties to each claim one (1) child for tax purposes each year. Defendant additionally requests that Plaintiff complete and provide Defendant with the necessary release of information paperwork so the parties are able to receive a detailed report of the minor children's needs so the minor children may find a new therapy provider.

According to First Judicial District Court Rule ("FJDCR") 3.8, "[u]nless otherwise ordered by the court, opposition points and authorities must be filed and served within 14 days after service of the motion." FJDCR 3.7(e) provides that "[f]ailure to comply with these requirements by the opposing party may be treated as consent to grant the motion."

///

///

///

Defendant had until February 5, 2020 to file a response to Defendant's Motion to Modify. Plaintiff failed to file any response; therefore, pursuant to FJDCR 3.7(e), Plaintiff has consented to the granting of Defendant's Motion. Since no opposition was filed, this Court deems it appropriate to grant Defendant's Motion to Modify, establishing that each party shall claim one (1) minor child for tax purposes every year and requiring Plaintiff complete and provide Defendant with the necessary paperwork to release the minor children's therapy records.

Therefore, based on the foregoing and good cause appearing,

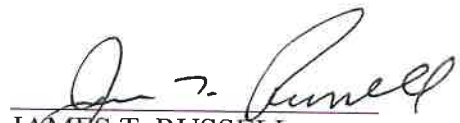
IT IS HEREBY ORDERED that Defendant's Motion is hereby GRANTED.

IT IS HEREBY FURTHER ORDERED that Plaintiff failed to file any response; therefore, pursuant to FJDCR 3.7(e), Plaintiff has consented to the granting of Defendant's Motion.

IT IS HEREBY FURTHER ORDERED that both parties shall claim one (1) minor child for tax purposes every year.

IT IS HEREBY FURTHER ORDERED that Plaintiff has two (2) weeks from the issuing of this Order to complete and provide Defendant with the necessary release of information paperwork so the parties are able to receive a detailed report of the minor children's needs so the minor children may find a new therapy provider.

Dated this 7th day of February, 2020.



JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

The undersigned, an employee of the First Judicial District Court, hereby certifies that on the 7 day of February, 2020, I served the foregoing to counsel of record, by depositing a copy thereof in the United States Mail at Carson City, Nevada, postage paid, addressed as follows:

Javier Ramirez
1348 Toiyabe Ave.
Gardnerville, NV 89410

Mayra E. Arreguin
2850 Airport Road Spot 5
Carson City, NV 89706

Chloe McClintick, Esq.
Law Clerk, Dept. 1

Your Name: Mayra Arreguin
Mailing Address: 2850 Airport Rd. Spc. 5
City, State, Zip: Carson City Nv. 89706
Telephone: (775) 291-7138
In Proper Person

REC'D & FILED
2020 FEB 18 PM 4:20
AUDREY ROWLATT CLERK
BY DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra Arreguin
Plaintiff/Petitioner,

vs.

Javier Ramirez
Defendant/Respondent.

Case No.: 17DR10039 11B 1B
Dept. No.: 1

MOTION

I Mayra Arreguin (Your Name), appearing in Proper Person, request that the Court enter an Order granting me the following:

State what you want the Court to order. If you have more than one request, clearly list and number each request. Do not explain your requests in detail here, just list them.

- Pido anular el permiso para reclamar a un niño en los incomtax, es ley federal que si el clepende no vive con él, no los puede reclamar
- El señor Ramirez tiene la información de los medicos que los niños ven. Liliana era su terapista recomendada por melanie McCormick
- El señor Ramirez provea su aseguranza del trabajo si no es elegible para medicaid o nevada checkup
- El Señor Ramirez provea una lista de los medicos que califican para su aseguranza en caso de que los ya establecidos no cubran
- El Señor Ramirez provea la informacion del terapista que su aseguranza cubra

Fully explain why you believe you should be granted your request(s). List and number each request.

This Motion is made for the following reasons:

- Los niños detuvieron sus visitas medicas por falta de cobertura medica, si no es posible aplicar por ella pido que el señor Ramirez pague por la mitad de los costos medicos de ambos niños.

- Anular el permiso de reclamar a uno de los niños Este año yo Mayra Arreguin hice mi declaración de impuestos antes de recibir la notificacion de la orden.

- El señor Ramirez notifique al child support su incremento de manutencion de la ultima corte que se hablo sobre el tema, el señor ramirez solo paga $ 300.00 y la ultima orden especifico que son $ 400.00 dolares por los dos niños. ya hace un año o más de un año.

- El señor Ramrez no vive con los niños, ni tampoco pasa por lo menos la mitad del año con ellos, asi que por ley no deberia declarar a ningun niño como depende.

- Pido una audiencia, si es necesario.

(If you need more room, you may attach additional sheets of paper. Be sure you write only on one side of each sheet, number the page or pages 3(a), 3(b), etc. and initial each page at the bottom.)

This document does **not** contain the Social Security number of any person.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED this 18 day of Frebruary, 20 20.

Mayra E. Arreguin.
(Your Signature)

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), the undersigned hereby certifies that on this date, I deposited a true and correct copy of the foregoing Motion in the U.S. Mail with postage pre-paid thereon, addressed to:

Javier Ramirez
1348 Toiyabe Ave.
Gardnerville Nv. 89410

Dated this 07 day of 18, 20 20.

Mayra E. Arreguin.
(Your Signature)

Who Qualifies as Your Dependent

Dependents, Qualifying Child for Child Tax Credit, and Credit for Other Dependents

Follow the steps below to find out if a person qualifies as your dependent and to find out if your dependent qualifies you to take the child tax credit or the credit for other dependents. If you have more than four dependents, check the box on the right side of page 1 of Form 1040 or 1040-SR (just above the *Dependents* section) and include a statement showing the information required in columns (1) through (4).

The dependents you claim are those you list by name and SSN in the Dependents *section on Form 1040 or 1040-SR.*

Before you begin. See the definition of *Social security number*, later. If you want to claim the child tax credit or the credit for other dependents, you (and your spouse if filing jointly) must have an SSN or ITIN issued on or before the due date of your 2019 return (including extensions). If an ITIN is applied for on or before the due date of a 2019 return (including extensions) and the IRS issues an ITIN as result of the application, the IRS will consider the ITIN as issued on or before the due date of the return.

Step 1 Do You Have a Qualifying Child?

A qualifying child is a child who is your...

Son, daughter, stepchild, foster child, brother, sister, stepbrother, stepsister, half brother, half sister, or a descendant of any of them (for example, your grandchild, niece, or nephew)

was ...

Under age 19 at the end of 2019 and younger than you (or your spouse, if filing jointly)

or

Under age 24 at the end of 2019, a student (defined later), and younger than you (or your spouse, if filing jointly)

or

Any age and permanently and totally disabled (defined later)

Who didn't provide over half of his or her own support for 2019 (see Pub. 501)

Who isn't filing a joint return for 2019 or is filing a joint return for 2019 only to claim a refund of withheld income tax or estimated tax paid (see Pub. 501 for details and examples)

Who lived with you for more than half of 2019. If the child didn't live with you for the required time, see *Exception to time lived with you*, later.

If the child meets the conditions to be a qualifying child of any other person (other than your spouse if filing jointly) for 2019, see Qualifying child of more than one person, *later.*

1. Do you have a child who meets the conditions to be your qualifying child?

   ☐ **Yes.** Go to Step 2. ☐ **No.** Go to Step 4.

Step 2 Is Your Qualifying Child Your Dependent?

1. Was the child a U.S. citizen, U.S. national, U.S. resident alien, or a resident of Canada or Mexico? (See Pub. 519 for

12 DR1 00391 1B

- I ask that the permission to be able to claim one of the children on the income tax is taken away, it is a federal law that if the dependent doesn't live with him, he can't claim him.
- Mr. Ramirez has the information of the doctors the children see. Liliana was his therapist recommended by Melanie McCormick.
- Mr. Ramirez use his work insurance if he isn't eligible for Medicaid or Nevada Checkup.
- Mr. Ramirez provide a list of the doctors that qualify for his insurance in case the already established won't be covered.
- Mr. Ramirez provide the information of the therapist his insurance covers.
- The children skipped their medical visits because of lack of medical coverage, if it isn't possible to apply for it then I ask that Mr. Ramirez pay for half of the medical costs of both children.
- Take away the permission to claim one of the children this year, I Mayra Arreguin did my financial questionnaire this year before receiving notification of the order.
- Mr. Ramirez to notify child support of his increase in child support from the last court hearing where we spoke of the subject, Mr. Ramirez only pays $300.00 and the last order specified $400.00 for both children that has been a year or over a year.
- Mr. Ramirez doesn't live with the children, he also doesn't spend at least half of the year with them, that is, by law he shouldn't claim either child as a dependent.
- I ask for a hearing if necessary

Translated by Evelyn S. Wakeling

Evelyn S. Wakeling

February 19, 2020

Your Name: JAVIER RAMIREZ
Mailing Address: 1348 Toiyabe Ave
City, State, Zip: Gardnerville NV 89410
Telephone: (775) 450 7791
In Proper Person

REC'D & FILED
2020 FEB 25 PM 1:53
AUBREY ROWLATT
CLERK
BY

In The First Judicial District Court of the State of Nevada
In and for Carson City

Mayra E. Arreguin
Plaintiff/Petitioner,

vs.

JAVIER RAMIREZ
Defendant/Respondent.

Case No.: 12DR100391 1B
Dept. No.: 1

MOTION TO COMPLY AND REFUND MONIES

I JAVIER RAMIREZ, appearing in Proper Person,
(Your Name)
request that the Court enter an Order granting me the following:

State what you want the Court to order. If you have more than one request, clearly list and number each request. Do not explain your requests in detail here, just list them.

- ORDER TO COMPLY
- RETURN MONIES FROM TAX REFUND, TO DEFENDANT

Fully explain why you believe you should be granted your request(s). List and number each request.

This Motion is made for the following reasons:

PER COURT ORDER DATED FEBRUARY 7th 2020 PLAINTIFF HAD TWO WEEKS TO COMPLETE PAPERWORK FROM CHILDREN THERAPIST, SO I CAN FIND NEW PROVIDERS THRU MY INSURANCE (SEE ATTACHED) AND SHE FAILED TO DO SO, DELAYING THE PROCESS FOR THE CHILDREN'S NEEDS

~~Also~~ I NEED PLAINTIFF TO RETURN THE MONIES GIVEN TO HER FOR TAX RETURNS CREDIT AT $5,000 WHICH WAS MY AMOUNT GIVEN TO ME BASED ON TAXES THAT I PAID, I HAVE MEDICAL BILLS AND OUTSTANDING CAR LOANS THAT HAD TO BE PAID WITH THOSE MONIES, I CANNOT AFFORD A NEW FEE TO REDO MY TAXES AND CREDITORS WANTING THEIR MONEY BECAUSE SHE IGNORE MY REQUEST AND COURT ORDER

(If you need more room, you may attach additional sheets of paper. Be sure you write only on one side of each sheet, number the page or pages 3(a), 3(b), etc. and initial each page at the bottom.)

This document does **not** contain the Social Security number of any person.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED this 25 day of February, 2020.

(Your Signature)

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), the undersigned hereby certifies that on this date, I deposited a true and correct copy of the foregoing Motion in the U.S. Mail with postage pre-paid thereon, addressed to:

Mayra E. Arragin
2850 Airport Road Sp. 5
Carson City NV 89706

Dated this 25 day of February, 20 20.

(Your Signature)

pacific
behavioral health
SPECIALIZED COMMUNITY SERVICES

This letter hereby states that Pacific Behavioral Health did not receive a signed release of consent form from Mayra Arreguin, releasing information to Javier Ramirez.

Employee Name: Cassandra Robinson
Title: Office manager

02/24/2020

601 West Moana Lane Ste. 9, Reno NV 89509 · Phone: 775-287-8270 · Fax:775-433-1572

ACTION NEEDED! Your rejected federal tax return

turbotax@intuit.com <turbotax@intuit.com>
Sat 2/8/2020 4:49 PM
To: VIVEENMI2011@HOTMAIL.COM <VIVEENMI2011@HOTMAIL.COM>

ACTION NEEDED! Your Rejected Federal Tax Return

intuit turbotax

Your federal tax return was rejected

This happens from time to time, but we're here to help.

We'll walk you through updating and e-filing your return every step of the way.

What happened

R0000-507-01 - A dependent on your return has already been claimed (or claimed themselves) on another return

Next step

We'll help you get this updated on your federal return and e-file .

To update your return

Simply sign in to TurboTax and we'll walk you through making the updates you need, then help you e-file your updated return.

If it isn't possible to e-file your updated return, we'll make sure you have everything you need to print and file your tax return by mail.

Need your user ID or password? Get a quick reminder

Let's fix my return

Like to track the status of your return?

Track the e-filing status of your return and more, all on your personalized TurboTax home page

Track my status

Important filing deadlines

If your return is rejected after the April 15, 2020 tax filing deadline has passed, you can still correct and re-file your tax return before April 20, 2020. Learn more

If you e-filed any state returns, you'll receive a separate status email about that return. And remember, keeping a copy of all status update emails like this one is always a good idea.

Thanks again for choosing TurboTax

Note: Please don't reply to this email address. The automated system that generated this message doesn't have an inbox that can be monitored for responses, and we'd hate to miss an email from you!

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Customer Communications, 2800 E. Commerce Center Place, Tucson, AZ 85706

Case No.: 12 DR1 00391 1B

Dept. No.: 1

REC'D & FILED
2020 FEB -7 AM ~~6:45~~ 7:45
AUBREY ROWLATT
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MAYRA ARREGUIN,

Plaintiff,

vs.

JAVIER RAMIREZ RIVAS,

Defendant.

ORDER GRANTING MOTION

This matter comes before this Court pursuant to Defendant's Motion to Modify filed on January 16, 2020. An Affidavit of Service and a Request for Submission were filed on February 5, 2020. No response was submitted.

Defendant, in his Motion, requests this Court modify the Order after August 2, 2016 Hearing, to allow the parties to each claim one (1) child for tax purposes each year. Defendant additionally requests that Plaintiff complete and provide Defendant with the necessary release of information paperwork so the parties are able to receive a detailed report of the minor children's needs so the minor children may find a new therapy provider.

According to First Judicial District Court Rule ("FJDCR") 3.8, "[u]nless otherwise ordered by the court, opposition points and authorities must be filed and served within 14 days after service of the motion." FJDCR 3.7(e) provides that "[f]ailure to comply with these requirements by the opposing party may be treated as consent to grant the motion."

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Defendant had until February 5, 2020 to file a response to Defendant's Motion to Modify. Plaintiff failed to file any response; therefore, pursuant to FJDCR 3.7(e), Plaintiff has consented to the granting of Defendant's Motion. Since no opposition was filed, this Court deems it appropriate to grant Defendant's Motion to Modify, establishing that each party shall claim one (1) minor child for tax purposes every year and requiring Plaintiff complete and provide Defendant with the necessary paperwork to release the minor children's therapy records.

Therefore, based on the foregoing and good cause appearing,

IT IS HEREBY ORDERED that Defendant's Motion is hereby GRANTED.

IT IS HEREBY FURTHER ORDERED that Plaintiff failed to file any response; therefore, pursuant to FJDCR 3.7(e), Plaintiff has consented to the granting of Defendant's Motion.

IT IS HEREBY FURTHER ORDERED that both parties shall claim one (1) minor child for tax purposes every year.

IT IS HEREBY FURTHER ORDERED that Plaintiff has two (2) weeks from the issuing of this Order to complete and provide Defendant with the necessary release of information paperwork so the parties are able to receive a detailed report of the minor children's needs so the minor children may find a new therapy provider.

Dated this 7th day of February, 2020.

JAMES T. RUSSELL
DISTRICT JUDGE

CERTIFICATE OF MAILING

The undersigned, an employee of the First Judicial District Court, hereby certifies that on the 7 day of February, 2020, I served the foregoing to counsel of record, by depositing a copy thereof in the United States Mail at Carson City, Nevada, postage paid, addressed as follows:

Javier Ramirez
1348 Toiyabe Ave.
Gardnerville, NV 89410

Mayra E. Arreguin
2850 Airport Road Spot 5
Carson City, NV 89706

Chloe McClintick, Esq.
Law Clerk, Dept. 1