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Electronically Filed
Mar 16 2021 02:14 p.m.
Case No. Elizabeth A. Brown
Clerk of Supreme Court

RECORD OF DISCIPLINARY PROCEEDINGS,
PLEADINGS AND TRANSCRIPT OF HEARING

Thomas S. Shaddix, Esq.
Nevada Bar No. 7905
6166 S. Sandhill Road, Suite 146
Las Vegas, NV 89120
Respondent

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IN RE: DISCIPLINE OF)
THOMAS S. SHADDIX ESQ.,)
NEVADA BAR NO. 7905.)
_____)

CASE SUMMARY FOR RECORD ON APPEAL

1. Summary of Nature of the Case

This case involves two grievances:

OBC19-1270 – Gary Coleman, and

OBC20-0249 – Honorable Nancy Alf.

In OBC19-1270, Gary Coleman (Coleman) retained Thomas S. Shaddix, Esq., (Shaddix) to represent him on two traffic tickets. Coleman paid Shaddix \$425 to handle the tickets. The \$425 retainer included monies for Shaddix to pay the fines on each ticket after he negotiated them. Coleman never spoke to Shaddix, the consultation and retainer were completed by his office assistant. Shaddix appeared and negotiated the tickets but failed to pay the associated fines as agreed. The tickets went to warrant for failure to pay. Shaddix filed a motion to quash but again failed to pay the fines. The tickets went to warrant a second time. Shaddix filed a second motion to quash but again failed to pay the fines. The tickets went to warrant a third time. During this time, Coleman had tried to find out from Shaddix why he was not paying the fines but Shaddix failed to respond. Ultimately, Coleman was forced to pay the fines himself. Coleman, an Uber/Lyft driver was unable to work while the tickets were at warrant which resulted in lost wages of approximately \$3,250.00.

1 On October 7, 2019, Coleman submitted his grievance to the State Bar (SBN).
2 On October 10, 2019, SBN sent Shaddix a letter of investigation and requested that he
3 provide a detailed response and documentation related to the grievance. Shaddix failed
4 to provide the requested documentation. On March 9, 2020, SBN filed formal
5 disciplinary charges against Shaddix for violations including lack of diligence,
6 communication, safekeeping, responsibilities regarding non-lawyer assistants, and bar
7 admission and disciplinary matters.

8 In OBC20-0249, SBN received a judicial referral from the Honorable Nancy
9 Allf. Judge Allf brought to SBN's attention the cases of Matson v. Shaddix which were
10 pending before her court. Judge Allf requested that if deemed appropriate, that SBN
11 investigate the matter. On March 4, 2020, SBN sent Shaddix a letter of investigation
12 and requested that he provide a response and relevant documentation. Shaddix failed
13 to respond. On September 18, 2020, SBN filed formal disciplinary charges against
14 Shaddix for failing to respond to SBN.

15 The two cases were eventually consolidated for efficiency. Subsequently,
16 Shaddix plead guilty to the allegations in each case pursuant to a Conditional Guilty
17 Plea (CGP) agreement. On January 29, 2021, a Hearing Panel approved the CGP.

18 **2. Number of Grievances included in Case**

19 Two.

20 **3. The Rules of Professional Conduct ("RPC") and Supreme Court**
21 **Rules ("SCR") alleged in the Complaint**

1 RPC 1.3 (Diligence),

2 RPC 1.4 (Communication),

3 RPC 1.15 (Safekeeping)

4 RPC 5.3 (Responsibilities regarding non-lawyer assistants)

5 RPC 8.1 (Bar admission and disciplinary matters) (Two Counts)

6 **4. Nature of the Rules Violated**

7 The Panel approved the tendered CGP and found that Respondent violated RPC
8 1.3, RPC 1.4, RPC 1.15, RPC 5.3, and RPC 8.1.

9 **5. Mental State**

10 With respect to the Respondent's mental state, the Panel found that Respondent
11 acted knowingly as set forth in the CGP.

12 **6. Injury**

13 The Panel found that Respondent's conduct caused injury to Gary Coleman in
14 case OBC19-1270, and to the legal profession in case OBC20-0249, as set forth in the
15 CGP.

16 **7. ABA Baseline Sanction**

17 The Panel considered ABA Standards 4.42 (suspension) and 7.2 (suspension),
18 as more fully set forth in the CGP.

19 **8. Aggravation/Mitigation**

20 Pursuant to SCR 102.5, the panel found the following aggravating factors, as set
21 forth in the CGP:

- a) Prior disciplinary record,
- b) A pattern of misconduct,
- c) Multiple offenses, and
- d) Substantial experience in the practice of law.

Pursuant to SCR 102.5, the panel found the following mitigating factors, as set forth in the CGP:

- a) Absence of dishonest or selfish motive.

9. Summary of the Recommended Discipline.

The Panel recommended that:

1. Respondent should receive a six-month-plus-one-day suspension stayed for a period of eighteen (18) months, for violations of the Rules of Professional Conduct.

2. That as conditions of his probation, Respondent shall:

- a) Pay restitution in the amount of \$3250.00 to Mr. Coleman.
- b) Initiate and participate, at his own expense, in binding fee dispute arbitration with Mr. Coleman within the first ninety (90) days of his probation period.
- c) That in addition to his annual CLE requirements, Respondent complete at least 1.5 CLE credit hours related to diligence, 1.5 CLE credit hours related to client communication, and 3 CLE credit hours related to duty to respond to the State Bar.

1 d) That Respondent obtain a mentor, approved by the State Bar, for the
2 duration of his probation period and ensure that his mentor submits
3 quarterly reports to the State Bar. The quarterly reports should include
4 information regarding but not limited to reviews of Respondent's policies
5 and procedures for client communication, consultations, and client intake,
6 Respondent's case load, supervision of staff/assistants and general best
7 practices of operating a law firm.

8 e) That Respondent does not receive any new disciplinary cases during his
9 probation period that result in a screening panel recommending a letter of
10 reprimand or a formal hearing.

11 f) That Respondent promptly comply with any court orders issued in case(s)
12 Madsen v. Shaddix, Case No. A-20-808396-C and Madsen v. Shaddix,
13 case No. A-20-808391-C, currently pending in the Eighth Judicial District
14 Court, Clark County, State of Nevada.

15 3. Respondent shall pay costs, provided for in SCR 120, in the amount of
16 \$2,500, in each case, plus the cost of all disciplinary hearing in connection with these
17 cases.

18 ///

19 ///

20 ///

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1 Such payment shall be made no later than thirty (30) days after the issuance of the
2 Nevada Supreme Court's Order approving and accepting Respondent's Plea.

3 **DATED** this 12 day of March, 2021.

4 **STATE BAR OF NEVADA**

5 Daniel Hooge, Bar Counsel

6
7 By:


Daniel Young (Mar 12, 2021 08:45 PST)

8 Daniel T. Young, Assistant Bar Counsel

9 Nevada Bar No. 11747

10 3100 W. Charleston Blvd. Suite 101

11 Las Vegas, Nevada 89102

12 (702) 382-2200

13 Attorney for State Bar of Nevada
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Case No: OBC19-1270



FILED

MAR 09 2020

STATE BAR OF NEVADA

BY: Sam
OFFICE OF BAR COUNSEL

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
Respondent.)

COMPLAINT

TO: Thomas S. Shaddix, Esq.
Law Offices of Thomas Shaddix
6166 S. Sandhill Road Suite #146
Las Vegas, NV 891210

PLEASE TAKE NOTICE that pursuant to Supreme Court Rule ("SCR") 105(2), a **VERIFIED RESPONSE OR ANSWER** to this Complaint **must be filed** with the Office of Bar Counsel, State Bar of Nevada ("State Bar"), 3100 W. Charleston Boulevard, Suite 100, Las Vegas, Nevada 89102, **within twenty (20) days of service of this Complaint**. Procedure regarding service is addressed in SCR 109.

General Allegations

1. Complainant, State Bar of Nevada, alleges that the Respondent, Thomas S. Shaddix, Esq. ("Respondent"), Nevada Bar No. 7905, is currently an active member of the

1 State Bar of Nevada and at all times pertinent to this complaint had his principal place of
2 business for the practice of law located in Clark County, Nevada.

3 2. Respondent engaged in acts of professional misconduct warranting the imposition
4 of professional discipline as set forth below.

5 3. Gary Coleman (Coleman), a Lyft/Uber driver, retained Respondent to represent
6 him on a failure to yield ticket and a speeding ticket.

7 4. Coleman paid Respondent \$425.00 for the retainer which included money to pay
8 the fines for both tickets.

9 5. On October 10, 2017, Respondent appeared at the attorney session for both
10 matters and entered a plea of not guilty for each ticket. A pretrial hearing was set on
11 December 8, 2017, at 1:30 pm.

12 6. On October 18, 2017, Coleman emailed Respondent about the status of his case. In
13 response, Coleman received a call from Alison Perelman (Respondent's office manager), in
14 which she informed him the matter was "reset" to December 8th. Perelman also told Coleman
15 this process was normal.

16 7. On December 8, 2017, Respondent appeared at the attorney session and entered
17 guilty pleas to an amended charge of illegal parking on each ticket. Fines were assed of \$198.00
18 for the failure to yield ticket and \$148.00 on the speeding ticket.

19 8. Respondent failed to inform Coleman of the resolution of each ticket.

20 9. In March 2018, the Las Vegas Justice Court sent Coleman a late notice for failure
21 to pay fines.

22 10. On April 26, 2018, warrants were issued against Coleman for failure to pay fines.

23 11. On April 28, 2018, Coleman was pulled over by Las Vegas Metropolitan Police
24 (LVMPD) while he was on his way to pick up a customer. LVMPD advised him that he had two
25

1 warrants out for his arrest for failure to pay traffic tickets. Coleman had to cancel the ride for his
2 customer. LVMPD advised Colman not to drive and to contact his attorney.

3 12. Coleman contacted Respondent's office and was advised by Perelman that the
4 warrants had been lifted but that he should not drive until the court hearing on May 8, 2018.
5 Coleman lost wages because he could not work.

6 13. On May 8, 2018, minutes show that the Court waived the \$150.00 bench warrant
7 fees on each ticket. Minutes also show that guilty pleas to Illegal Parking were re-entered and
8 fines assessed of \$198 and \$200 on each case respectively.

9 14. On September 1, 2018, Coleman received a collection notice for the two fines. He
10 contacted Respondent's office immediately and was told to disregard the notice.

11 15. On September 6, 2018, additional warrants were issued on each case for failure to
12 pay.

13 16. On September 30, 2018, Coleman found out about the warrants after the court
14 notified him.

15 17. On October 1, 2018, Colman called Respondent's office. He was advised that
16 Respondent was already in court and a Motion to Quash the warrants would be filed the
17 following day.

18 18. On October 2, 2018, Respondent's office filed a motion to quash warrants on behalf
19 of Coleman.

20 19. Court minutes from October 3, 2018, show that the motion to quash was approved
21 in part, the warrant fees were reduced but not removed. The minutes are also stamped "no more
22 motions."

23 20. On October 4, 2018, Perelman emailed Coleman, apologized for the delay, and
24 informed him the office had filed a motion to quash warrants on his behalf.
25

1 21. On October 5, 2018, the court removed the tickets from collections and recalled
2 the warrants. Coleman was given 90 days to pay.

3 22. On January 3, 2019, Coleman checked the court website and noticed that no
4 activity occurred on the tickets for three months. The court minutes showed that the fines had
5 not been paid and the tickets were still open.

6 23. On January 4, 2019, Perelman emailed Coleman and said that the law office would
7 pay Coleman's fines no later than February 5, 2019. Perelman also said they would inform him
8 once the fines had been paid in full.

9 24. On March 7, 2019, the Court called Coleman and informed him that he had a
10 warrant for his arrest. Coleman emailed Perelman at 11:18 am asking "What the hell is going on
11 here?!" At 5:17 pm, Respondent sent Coleman a blank email which contained an attachment of
12 another Motion to Quash which was filed stamped at 2:45 on March 7, 2019. The motion
13 language requested fees be removed because of "law office oversight."

14 25. The Court minutes show that the fines were reduced again but the total owed was
15 now \$298 (was \$198) on the failure to use due care and \$300 (was \$148) on the speeding.
16 Coleman was ordered to pay the fines within 90 days.

17 26. Respondent failed to pay the ticket fines as promised.

18 27. In June 2019, Coleman checked the website and noticed the tickets were still
19 outstanding. Coleman called Respondent again because he was concerned more warrants would
20 issue. Coleman was advised it would be taken care of by June 14, 2019. Once again, Respondent
21 failed to pay the tickets.

22 28. On June 19, 2019, Respondent again filed a motion to quash the warrants.

23 29. On October 1, 2019, Coleman went to the court website and paid the tickets himself
24 (\$508 total).
25

30. Respondent failed to respond or provided a refund to Coleman.

31. On October 7, 2019, Coleman submitted his grievance to the bar.

32. On October 10, 2019, State Bar investigator, Dawn Meeks, sent a letter of investigation via certified mail to Respondent at his SCR 79 address on Sandhill Road.

33. On October 22, 2019, the Bar received the certified mail green card which was signed by Perelman.

34. On October 28, 2019, Respondent emailed Ms. Meeks requesting an extension until November 5, 2019, because he had a lengthy hearing in Nye County

35. On December 4, 2019, Ms. Meeks replied to Respondent's original email and attached a copy of the two letters that the Bar had mailed to him. His response was due December 9, 2019.

36. Respondent failed to respond or provide the Bar with any information regarding Coleman's grievance.

COUNT I

RPC 1.3 (Diligence)

37. RPC 1.3 states, “A lawyer shall act with reasonable diligence and promptness in representing a client.”

38. Respondent failed to provide diligent and prompt representation to the client.

39. Respondent did not perform services he was retained to complete.

40. Respondent did not pay the traffic tickets.

41. Respondent knew or should have known his conduct was improper.

42. Respondent's conduct resulted in harm to the client, Coleman, and to the legal profession.

1 43. In light of the foregoing, including without limitation paragraphs 1 through
2 36, Respondent has violated RPC 1.3 (Diligence).

3 **COUNT II**

4 **RPC 1.4 (Communication)**

5 44. RPC 1.4 States, in relevant part:

6 (a) A Lawyer shall:

7 (1) Promptly inform the client of any decision or circumstance
with respect to which the client's informed consent is required
by these rules;

8 (2) Reasonably consult with the client about the means by which
the client's objectives are to be accomplished;

9 (3) Keep the client reasonably informed about the status of the
matter;

10 (4) Promptly comply with reasonable requests for information;
and

11 (5) Consult with the client about any relevant limitation on the
lawyer's conduct when the lawyer knows that the client
expects assistance not permitted by the Rules of Professional
Conduct or other law.

12 (b) A lawyer shall explain a matter to the extent reasonably necessary
to permit the client to make informed decisions regarding the
representation.
13
14

15 45. Respondent failed to adequately inform Coleman of the status of his case.

16 46. Respondent failed to comply with reasonable requests for information.

17 47. Respondent knew or should have known his conduct was improper.

18 48. Respondent's conduct resulted in harm to the client, Coleman, and to the
19 legal profession.

20 49. In light of the foregoing including, without limitation, paragraphs 1 through
21 36, Respondent has violated RPC 1.4 (Communication).

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23 ///

COUNT III

RPC 1.15(a)&(d) (Safekeeping)

50. RPC 1.15 States, in relevant part:

(a) A lawyer shall hold funds or other property of clients or third persons that is in a lawyer's possession in connection with a representation separate from the lawyer's own property. All funds received or held for the benefit of clients by a lawyer or firm, including advances for costs and expenses, shall be deposited in one or more identifiable bank accounts designated as a trust account maintained in the state where the lawyer's office is situated, or elsewhere with the consent of the client or third person. Other property in which clients or third persons hold an interest shall be identified as such and appropriately safeguarded. Complete records of such account funds and other property shall be kept by the lawyer and shall be preserved for a period of seven years after termination of the representation.

(d) Upon receiving funds or other property in which a client or third person has an interest, a lawyer shall promptly notify the client or third person. Except as stated in this Rule or otherwise permitted by law or by agreement with the client, **a lawyer shall promptly deliver to the client or third person any funds or other property that the client or third person is entitled to receive** and, upon request by the client or third person, shall promptly render a full accounting regarding such property. (Emphasis added)

51. Respondent took monies from Coleman to pay the ticket fines.

52. Respondent failed to pay the ticket fines

53. Respondent knew or should have known his conduct was improper.

54. Respondent's conduct resulted in harm to the client, Coleman, and to the legal profession.

55. In light of the foregoing including, without limitation, paragraphs 1 through 36, Respondent has violated RPC 1.15 (Safekeeping).

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1 COUNT IV

2 **RPC 5.3(b) (Responsibilities regarding non-lawyer assistants)**

3 56. RPC 5.3 States, in relevant part:

4 (b) A lawyer having direct supervisory authority over the nonlawyer shall
5 make reasonable efforts to ensure that the person's conduct is compatible
6 with the professional obligations of the lawyer;

7 57. Respondent allowed non-lawyer assistant, Alison Perelman, to meet with Coleman
8 and explain the legal process.

9 58. Respondent knew or should have known his conduct was improper.

10 59. Respondent's conduct resulted in harm to the client, Coleman, and to the legal
11 profession.

12 60. In light of the foregoing including, without limitation, paragraphs 1 through 36,
13 Respondent has violated RPC 5.3 (Responsibilities of non-layer assistants).

14 COUNT V

15 **RPC 8.1(b) (Bar admission and disciplinary matters)**

16 61. RPC 8.1(b) States, in relevant part:

17 (b) a lawyer shall not . . . **knowingly fail to respond to a lawful**
18 **demand for information from an admissions or**
19 **disciplinary authority**, except that this Rule does not require
20 disclosure of information otherwise protected by Rule 1.6. (Emphasis
21 added)

22 62. Respondent failed to respond to request for information regarding the instant
23 grievance.

24 63. Respondent knew or should have known his conduct was improper.

25 64. Respondent's conduct resulted in harm to the client, Coleman, and to the legal
profession.

1 65. In light of the foregoing including, without limitation, paragraphs 1 through 36,
2 Respondent has violated RPC 8.1(b) (Bar admission and disciplinary matters) –
3 Failure to Respond).

4 **WHEREFORE**, Complainant prays as follows:

- 5 1. That a hearing be held pursuant to Nevada Supreme Court Rule 105;
6 2. That Respondent be assessed the actual and administrative costs of the disciplinary
7 proceeding pursuant to SCR 120; and
8 3. That pursuant to SCR 102, such disciplinary action be taken by the Southern
9 Nevada Disciplinary Board against Respondent as may be deemed appropriate under the
10 circumstances.

11 **DATED** this 9th day of March, 2020.

12 **STATE BAR OF NEVADA**
13 Daniel M. Hooge, Bar Counsel

14 _____
15 Daniel T. Young, Assistant Bar Counsel
16 Nevada Bar No. 11747
17 3100 W. Charleston Blvd, Suite 100
18 Las Vegas, Nevada 89102
19 (702)-382-2200
20 Attorney for State Bar of Nevada
21
22
23
24
25



FILED

MAR 09 2020

STATE BAR OF NEVADA
BY: Sim
OFFICE OF BAR COUNSEL

Case No.: OBC19-1270

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,

Nevada Bar No. 7905,

Respondent.

AFFIDAVIT OF MAILING

STATE OF NEVADA)

COUNTY OF CLARK)

Kristi Faust, under penalty of perjury, being first and duly sworn, deposes and says
as follows:

1. That Affiant is employed with the State Bar of Nevada and, in such capacity,
Affiant is Custodian of Records for the Discipline Department of the State Bar
of Nevada.
2. That Affiant states that the enclosed documents are true and correct copies of
the **COMPLAINT, FIRST DESIGNATION OF HEARING PANEL
MEMBERS, and STATE BAR OF NEVADA'S PEREMPTORY**

CHALLENGES in the matter of the *State Bar of Nevada vs. Thommas S. SHaddix, Esq.*, Case No. OBC19-1270.

3. That pursuant to Supreme Court Rule 109, the Complaint, First Designation of Hearing Panel Members, and State Bar of Nevada's Peremptory Challenges were served on the following by placing copies in an envelope which was then sealed and postage fully prepaid for regular and certified mail, and deposited in the United States mail at Las Vegas, Nevada to:

Thomas S. Shaddix, Esq.
Law Offices of Thomas Shaddix
6166 S. Sandhill Road Suite #146
Las Vegas, NV 891210

CERTIFIED MAIL RECEIPT 7019 2970 0001 1910 4430

Dated this 4th day of March, 2020.

Kristi Faust

Kristi Faust, an employee
of the State Bar of Nevada

SUBSCRIBED AND SWORN to before
me on this 04 day of March, 2020.



NOTARY PUBLIC

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:

Thomas S. Shaddix, Esq.
Law Offices of Thomas Shaddix
166 S. Sandhill Road Suite #146
Las Vegas, NV 891210

2. Article Number (Transfer from service label)

7019 2970 0001 1910 4430

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Alison Perelman

☒ Agent

☐ Addressee

B. Received by (Printed Name)

Alison Perelman

C. Date of Delivery

3/12/20

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below. ☐ No

RECEIVED BY

MAR 13 2020

STATE BAR OF NEVADA

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
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NV 890

12 MAR '20

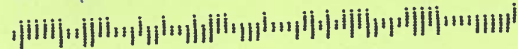
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First-Class Mail
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Permit No. G-10

United States
Postal Service

State Bar of Nevada
Attn : Kristi Faust
3100 W. Charleston Blvd., Suite 100
Las Vegas, Nevada 89102

Complaint





FILED

MAY 26 2020

STATE BAR OF NEVADA

BY: D. Felix
OFFICE OF BAR COUNSEL

Case No. OBC19-1270

STATE BAR OF NEVADA

Complainant,

VS.

THOMAS S. SHADDIX, ESQ
Nevada Bar No. 7905

Respondent

**DECLARATION OF
MAILING**

SONIA DEL RIO, under penalty of perjury, being first duly sworn, declares and says as follows:

1. That Declarant is employed as a Hearing Paralegal for the Office of Bar Counsel of the State Bar of Nevada and in such capacity is the custodian of records for the State Bar of Nevada;
2. That Declarant states that the documents mailed on March 9, 2020, are true and correct copies of the COMPLAINT, FIRST DESIGNATION OF HEARING PANEL MEMBERS, and the AFFIDAVIT OF MAILING in the matter of the State Bar of Nevada vs. Thomas S. Shaddix, Esq., Case Nos. OBC19-1270.
3. That pursuant to Supreme Court Rule 109, the Complaint, First Designation of Hearing Panel Members, and the Affidavit of Mailing were served on the following by placing copies in an envelope which was then

1 sealed and postage fully prepaid for regular and certified mail, and
2 deposited in the United States mail at Las Vegas, Nevada to:

3 Thomas S. Shaddix
4 Law Offices of Thomas Shaddix
6166 S. Sandhill Road, Suite #146
5 Las Vegas, Nevada 89121

- 6 4. That said documents were signed for by Allison Perelmen, employee of
7 Thomas S. Shaddix, on March 12, 2020 at said address.
8 5. That said documents were re-sent on March 26, 2020 via electronic mail
9 to: thomas@shaddixlaw.com

10 I declare under penalty of perjury that the foregoing is true and correct.

11 Executed on this 26 day of March, 2020.

12 

13 Sonia Del Rio
14 Hearing Paralegal
15 Office of Bar Counsel
16
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FILED

MAR 30 2020

STATE BAR OF NEVADA
BY: *D. Felix*
OFFICE OF BAR COUNSEL

Thomas S. Shaddix, ESQ
Nevada Bar No. 7905
6166 S. Sandhill Rd. # 146
Las Vegas, Nevada 89120
702.285.7702

STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,

Case No. : OBC 19-1270

COMPLAINANT,

Vs.

THOMAS S. SHADDIX, ESQ.
Nevada Bar No. 7905,

RESPONDENT,

MOTION FOR EXTENSION OF TIME TO FILE ANSWER

COMES NOW the Respondent, Thomas S. Shaddix, ESQ, and especially moves to continue for a verified response or answer to be filed in the above matter pursuant to State Bar of Nevada Disciplinary Rules of Procedure Rule 14(a). Respondent requests an extension of two (2) weeks requiring a verified response or answer no later than April 15, 2020.

This request is made without intent to cause further delay in these proceedings and for good cause. Respondent is currently experiencing extreme hardship in large part due to the current COVID-19 crisis as well as the shutdown and social distancing protocols previously in effect and then formally put into place by Nevada Governor Sisolak on March 16, 2020. This has resulted in office staff not being present in a physical office location as well as additional concerns and arrangements needing to be made for both child supervision of my sixteen year old currently released from school attendance and arranging in-home care for my mother currently residing out of state.

I have sought a stipulation with NV Bar Counsel for the above, but have been unable to reach an agreement for such and therefore request that this one- time extension be presented to the Disciplinary Board Chair or Vice Chair for consideration.

Dated this _27th_ day of March, 2020

Thomas Shaddix, Esq.

Thomas S. Shaddix, Esq.

Case No: OBC19-1270



FILED

MAR 31 2020

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,
Nevada Bar No. 7905,

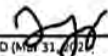
Respondent.

**STATE BAR'S RESPONSE TO
RESPONDENT'S MOTION FOR
EXTENSION OF TIME
TO FILE ANSWER**

PLEASE TAKE NOTICE that the State Bar hereby submits its timely Response to Respondent's Motion for Extension of Time to File Answer in the above entitled case. This response is based on all papers and pleadings herein, the attached Points and Authorities and any arguments adduced by counsel.

DATED this ^{3/31/2020} day of March 2020.

STATE BAR OF NEVADA
Daniel M. Hooge, Bar Counsel


UD UD (MAR 31 2020)

Daniel T. Young, Assistant Bar Counsel
Nevada Bar No. 11747
3100 W. Charleston Blvd, Suite 100
Las Vegas, Nevada 89102
(702)-382-2200
Attorney for State Bar of Nevada

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1 On March 12, 2020, the green card for the mailed Complaint was signed by Alison
2 Perelman at Respondent's office.

3 On March 27, 2020, Respondent submitted his Motion for Extension of Time to File
4 Answer to the State Bar. The Motion was filed on March 30, 2020.

5 State Bar now submits its timely response.

6 **ARGUMENT**

7 DRP 14(a) provides that:

8 The time to respond to the Complaint may be extended once by the Disciplinary
9 Board Chair or Vice Chair, or Hearing Panel Chair (if appointed) for not more
than twenty (20) calendar days for good cause or upon stipulation of the parties.

10 Respondent argues that he is experiencing "extreme hardship" due to the "shutdown"
11 and social distancing protocols formally put into place by Nevada Governor Sisolak on March
12 16, 2020 regarding the COVID-19 virus.

13 State Bar acknowledges the delicate balancing that law firms must employ during this
14 unique time of the COVID-19 virus. However, on March 20, 2020, Governor Sisolak clarified
15 that legal services are essential businesses. Declaration of Emergency, Directive 003, March
16 20, 2020; see also NAC 414.XXX(1)(w)¹ Even with the existence of the COVID-19 virus
17 regulations, Respondent has a duty to complete the essential functions of his legal practice
18 which includes responding to the Bar.

19 ///

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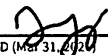
22 ///

23 _____
24 ¹ [https://www.clarkcountynv.gov/business-license/general-](https://www.clarkcountynv.gov/business-license/general-business/Documents/Emergency%20Amendment%20of%20NAC%20414.pdf)
25 [business/Documents/Emergency%20Amendment%20of%20NAC%20414.pdf](https://www.clarkcountynv.gov/business-license/general-business/Documents/Emergency%20Amendment%20of%20NAC%20414.pdf)

1 As set forth *supra*, Respondent has previously requested an extension with which to
2 respond to the Bar's investigation. Respondent failed to respond. As result, the Bar opposes
3 Respondent's request to prolong this case any further.

4 **DATED** this ^{3/31/2020} _____ day of March 2020.

5
6 **STATE BAR OF NEVADA**
Daniel M. Hooge, Bar Counsel

7 
UD UD (Mar 31, 2020)

8 Daniel T. Young, Assistant Bar Counsel
9 Nevada Bar No. 11747
10 3100 W. Charleston Blvd, Suite 100
11 Las Vegas, Nevada 89102
12 (702)-382-2200
13 Attorney for State Bar of Nevada
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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing **ORDER SETTING BRIEFING SCHEDULE** was deposited via electronic mail to:

- 1. Kenneth Hogan, Esq. (Board Chair): ken@h2legal.com
- 2. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
- 3. Daniel Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

DATED this 31 day of March, 2020.

By: Sonia Del Rio
Sonia Del Rio, an employee of
the State Bar of Nevada.







Response to MOT to Extend Time on Answer - Shaddix OBC19-1270

Final Audit Report

2020-03-31

Created:	2020-03-31
By:	Sonia Del Rio (soniad@nvbar.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAAIALFMM3v4u35ojDlCm1yLMuMLBbC73O

"Response to MOT to Extend Time on Answer - Shaddix OBC19-1270" History

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2020-03-31 - 10:36:24 PM GMT



Adobe Sign

1 Thomas S. Shaddix, ESQ
2 Nevada Bar No. 7905
3 6166 S. Sandhill Rd. # 146
4 Las Vegas, Nevada 89120
5 702.285.7702



FILED

APR 07 2020

STATE BAR OF NEVADA
BY: *B. J. J. J.*
OFFICE OF BAR COUNSEL

6 STATE BAR OF NEVADA
7 SOUTHERN NEVADA DISCIPLINARY BOARD

9 STATE BAR OF NEVADA,

Case No. : OBC 19-1270

11 COMPLAINANT,

13 Vs.

15 THOMAS S. SHADDIX, ESQ.
16 Nevada Bar No. 7905,

18 RESPONDENT,
19 _____

20
21 **RESPONDENT'S REPLY BRIEF TO STATE BAR'S RESPONSE**
22 **OF MOTION TO EXTEND TIME**
23

24 Respondent hereby submits his Reply Brief to State Bar's Response of Motion to Extend Time to
25 File Answer in the Above Matter.

26 **STATEMENT OF FACTS**

27 On March 12, 2020 Governor Steve Sisolak declared a state of emergency in Nevada, although I
28 first became aware of this on March 15, 2020.

29 On March 15, 2020 I received a call from the "Valley High School" announcement line stating
30 that effective March 16, 2020 classes would no longer be held on campus. I received this call after 8:00
31 p.m. the Sunday night before classes were to resume. No further details were available at that moment
32 but upon some research I found that the presumed date of return to classes would be April 6, 2020.
33 That date has since passed with no end in sight of school activities resuming.

34 On March 17, 2020 the Las Vegas Justice Court continued all non-essential matters other than
35 preliminary hearings for a term of 60 days. This has led to far less urgency for client's to make timely

1 payments, however due to the confusion on the part of the general public I have still been inundated
2 with calls for people wanting a status on their matters.

3 On March 18, 2020 my minor child was informed that his place of work would be “placing him
4 on furlough” with a date yet to be determined upon fully reopening for indoor service. He had
5 previously been attending school full time as well as working approximately 25 – 30 hours per week.

6 On March 18, 2020 my office manager Alison Perelman elected to take an indefinite leave of
7 absence given her health concerns and has not returned to work as of today’s date, also with no end in
8 sight or anticipated return date. I have tried to accommodate this leave of absence rather than seeking
9 to replace her.

10 On March 19, 2020 my fiancé was informed that her place of work would be limiting operations
11 at work for the foreseeable future and that it would be her last day of work until further notice. She has
12 only just now returned to work, although there is no plan in place for how long or in what capacity that
13 may last.

14 On March 20, 2020 I tried to arrange a family visit for my fiancé and our son with his father’s
15 family in CA while things began to be sorted out in Nevada, however due to health concerns and the
16 possible spread of COVID-19 to older members in their immediate family, this fell through. Instead I
17 traveled to California to drop them off for the week and have them stay with his grandmother,
18 anticipating that daily life would return to some form of normality. Although my family has returned to
19 Las Vegas, NV no semblance of a daily routine has to this point.

20 On March 27, 2020 I reached out to Bar Counsel for a two week extension in the hopes of having
21 additional time to try and recover from both the mental strain and economic hardship of the ongoing
22 and developing situation. This was refused summarily, nor could any middle ground be reached on the
23 subject and so Respondent’s Motion to Extend Time was required to be filed in the instant matter.

24

1 **ARGUMENT**

2 DRP 14(a) provides: Extension of time to file Answer. The time to respond to the Complaint may
3 be extended once by the Disciplinary Board Chair or Vice Chair, or Hearing Panel Chair (if appointed) for
4 not more than twenty (20) calendar days for **good cause** or upon stipulation of the parties. See SCR
5 105(2). **(Emphasis added)**

6 Bar Counsel seems to base their objection to any continuance on the basis that a perceived
7 previous delay in Respondent's filing a Response, along with Governor Sisolak's **Declaration of**
8 **Emergency, Directive 003** whereby he declares "legal services are essential business" somehow negate
9 the realities and circumstances of what myself, my business, my client's, our community, our state and
10 the nation at large are currently experiencing.

11 If this current COVID-19 crisis and the massive shutdown of our society at large does not
12 constitute "good cause" for a reasonable extension of 20 days then it is hard to imagine what would.
13 Despite the financial implications of having my paying client's literally vanish overnight as they
14 experience their own financial hardship, along with the layoff of my fiancé and most of my friends and
15 family, the most daunting aspect of this situation is the complete uncertainty as to when or how things
16 may return to some semblance of normality. As of today all previous directives and Court extensions
17 statewide have been pushed **out at least 30 days** for further review only, not as an end date.

18 I agree that none of these things lessen my obligations to comport myself with the rules and
19 standards of professional conduct. It does seem that counsel for complainant, having the benefit of
20 being insulated from many of the financial concerns and market realities of running a law practice under
21 these current circumstances, is elevating form over substance in this instance. An additional twenty (20)
22 day extension as laid out under DRP 14(a) will not cause any further complications to this inquiry, nor
23 will it prejudice Complainant's case. In fact it will only serve to allow Respondent to more thoughtfully

1 respond to the alleged violations while dealing with the stark realities and additional accommodations
2 we are all being asked to make currently.

3 Courts across the State of Nevada, and indeed nationwide also have “a duty to complete the
4 essential functions” and administrate Constitutionally authorized and timely justice; yet they have seen
5 fit to employ indefinite continuances in this current atmosphere only to be re-visited and reevaluated in
6 30 day increments. At this point, all statutes of limitation in Nevada, as well as any court deadline for
7 the completion of any task within any legal process or proceeding has been tolled until 30 days after the
8 currently unknown end of the state of emergency.

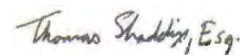
9 Additionally, per Governor Sisolak’s **Declaration of Emergency, Directive 009 (Revised) Section 3:**

10 ***“All licenses and permits issued by the State of Nevada, Boards, Commissions, Agencies, or***
11 ***political subdivisions of the State of Nevada that expire or are set to expire during the period the***
12 ***Declaration of Emergency dated March 12, 2020 is in effect shall be extended for a period of 90 days***
13 ***from the current expiration date, or 90 days from the date the state of emergency declared on March***
14 ***12, 2020 is terminated, whichever is later, if reduced government operations due to the state of***
15 ***emergency makes timely renewal of the license or permit impracticable or impossible.”***

16 While this may not be controlling on how the State Bar of Nevada shall conduct itself as a public
17 corporation, it should certainly serve to provide some guidance in how responses and hearings are being
18 handled in comparable situations, and going forward should certainly inform and shape the State Bar
19 Disciplinary Board’s conduct lacking any contravening order from the Nevada Supreme Court.

20 For the reasons set forth above, Respondent hereby requests that an extension of twenty (20)
21 days be granted from today’s date in which to file a verified answer in the above matter.

22 Dated this _7th_ day of April, 2020

23 

24 _____
Thomas S. Shaddix, Esq

Case No: OBC15-1270



FILED

APR 27 2020

STATE BAR OF NEVADA
BY: *B. Felix*
OFFICE OF BAR COUNSEL

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
Respondent.)

ORDER

On March 30, 2020, Respondent, THOMAS S. SHADDIX, ESQ., filed a Motion for Extension of Time to File Answer. Respondent argued "extreme hardship" due to the shutdown and social distancing protocols imposed as a result of COVID-19.

On March 31, 2020, the State Bar opposed Respondent's motion arguing that "[e]ven with the existence of the COVID-19 virus regulations, Respondent has a duty to complete the essential functions of his legal practice which includes responding to the Bar. The State Bar further stated that "Governor Sisolak clarified that legal services are essential businesses. Declaration of Emergency, Directive 003, March 20, 2020."

In reply Respondent argued that the "hardship" was his children were home from school and his office manager took an indefinite leave of absence.

After briefing of the parties and finding no evidence provided to support said motion or good cause being shown,

IT IS HEREBY ORDERED that the Respondent 's Motion for Extension of Time to File Answer is **DENIED**.

IT IS FURTHER ORDERED that Respondent's Answer must be filed on or before the 4th of May, 2020.

DATED this 24 day of April, 2020.

STATE BAR OF NEVADA

Kenneth E Hogan
Kenneth E Hogan (Apr 24, 2020)

Kenneth E. Hogan, Esq.
Nevada Bar No. 10083
Chair, Southern Nevada Disciplinary Board

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing
ORDER was deposited via electronic mail to:

1. Kenneth Hogan, Esq. (Board Chair): ken@h2legal.com
2. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
3. Daniel Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

DATED this 27 day of April, 2020.

By: Kristi Faust
Kristi A. Faust, an employee of
the State Bar of Nevada.










Order Denying MOT to Extend Time to Answer - Shaddix OBC19-1270

Final Audit Report

2020-04-24

Created:	2020-04-22
By:	Kristi Faust (kristif@nvbar.org)
Status:	Signed
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"Order Denying MOT to Extend Time to Answer - Shaddix OBC19-1270" History

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2020-04-24 - 11:15:24 PM GMT



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FILED

MAY 19 2020

Case No.: OBC19-1270

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSELSTATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,
Nevada Bar No. 7905

Respondent.

**NOTICE OF INTENT TO
PROCEED ON A DEFAULT BASIS**

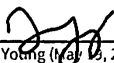
PLEASE TAKE NOTICE THAT unless the State Bar receives a responsive pleading in the above-captioned matter by **June 8, 2020**, it will proceed on a default basis and *the charges against you shall be deemed admitted*. Supreme Court Rule 105 (2) states in relevant part:

A copy of the complaint shall be served on the attorney and it shall direct that a verified response or answer be served on bar counsel within 20 days of service . . . In the event the attorney fails to plead, **the charges shall be deemed admitted**; provided, however, that an attorney who fails to respond within the time provided may thereafter obtain permission of the appropriate disciplinary board chair to do so, if failure to file is attributable to mistake, inadvertence, surprise, or excusable neglect. (Emphasis added.)

Another copy of the Complaint previously served upon you accompanies this Notice.

Dated this 19 day of May, 2020.

STATE BAR OF NEVADA
Daniel M. Hooge, Bar Counsel

By: 
Daniel T. Young (May 12, 2020 11:22 PDT)
Daniel T. Young, Assistant Bar Counsel
3100 W. Charleston Blvd, Ste. 100
Las Vegas, Nevada 89102

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CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies a true and correct copy of the foregoing **NOTICE OF INTENT TO PROCEED ON A DEFAULT BASIS** was deposited in the United States Mail at Las Vegas, Nevada, postage fully pre-paid thereon for first-class regular mail and certified mail, return receipt requested on **May 22, 2020**, addressed to:

Thomas S. Shaddix, Esq.
Law Offices of Thomas Shaddix
6166 S. Sandhill Road, Suite #146
Las Vegas, NV 89120
Respondent
CERTIFIED MAIL RECEIPT NO.: 7018 3090 0000 3915 1461

And via email on May 19, 2020:

- 1. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
- 2. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

DATED this 19 day of May, 2020.

Sonia Del Rio

Sonia Del Rio, an employee of
the State Bar of Nevada.



FILED

JUN 24 2020

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

Case No.: OBC19-1270

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.

NV BAR No. 7905

Respondent.

**ORDER APPOINTING
HEARING PANEL CHAIR**

IT IS HEREBY ORDERED that the following member of the Southern Nevada
Disciplinary Board has been designated as the Hearing Panel Chair.

1. Dawn Lozano, Esq., Chair

DATED this 24 day of June, 2020.

STATE BAR OF NEVADA

By: Kenneth E Hogan
Kenneth E Hogan (Jun 24, 2020 13:48 PDT)
Kenneth E. Hogan, Esq.
Nevada Bar No. 10083
Chair, Southern Nevada Disciplinary Board

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FILED

JUL 16 2020

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,
Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,
Nevada Bar No. 7905,


Respondent.

**NOTICE OF INITIAL CASE
CONFERENCE**

PLEASE TAKE NOTICE, the telephonic Initial Case Conference in the above-entitled matter is set for **July 20, 2020, at 11:00 a.m.** The State Bar conference call number is 1-877-594-8353, participant passcode is 46855068#.

Dated this 16 day of July, 2020.

STATE BAR OF NEVADA
Daniel M. Hooge, Bar Counsel


Daniel Young (July 16, 2020 14:55 PDT)

Daniel T. Young, Assistant Bar Counsel
3100 W. Charleston Boulevard, Suite 100
Las Vegas, Nevada 89102
(702) 382-2200
Attorney for Complainant

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing
NOTICE OF TELEPHONIC INITIAL CASE CONFERENCE was served via email
to:

1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
2. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniel@nvbar.org

Dated this 16 day of July, 2020.

Sonia Del Rio

Sonia Del Rio, an employee
of the State Bar of Nevada

Case No. OBC19-1270



FILED

JUL 20 2020

STATE BAR OF NEVADA
BY: *D. Felix*
OFFICE OF BAR COUNSEL

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,
Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,
Nevada Bar No. 7905,

Respondent.

**NOTICE OF CONTINUED
INITIAL CASE CONFERENCE**

PLEASE TAKE NOTICE, the telephonic Initial Case Conference was held on July 20, 2020, at 11:00 a.m., all parties were present. Panel Chair, Dawn Lozano, Esq., continued the Initial Case Conference in the above-entitled matter for **September 21, 2020, at 11:00 a.m.** The State Bar conference call number is 1-877-594-8353, participant passcode is 46855068#.

Dated this 20 day of July, 2020.

STATE BAR OF NEVADA
Daniel M. Hooze, Bar Counsel

[Signature]
Daniel Young (July 20, 2020 13:06 PDT)

Daniel T. Young, Assistant Bar Counsel
3100 W. Charleston Boulevard, Suite 100
Las Vegas, Nevada 89102
(702) 382-2200
Attorney for Complainant

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing
NOTICE OF TELEPHONIC INITIAL CASE CONFERENCE was served via email
to:

1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
2. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

Dated this 20 day of July, 2020.

Sonia Del Rio

Sonia Del Rio, an employee
of the State Bar of Nevada

1 ANS
2 Law Office of Thomas S. Shaddix
3 THOMAS SHADDIX, ESQ.
4 State Bar No. 7905
5 6166 S. Sandhill Rd. # 146
6 Las Vegas, NV 89120
7 (702) 285-7702



8 STATE BAR OF NEVADA

9 SOUTHERN NEVADA DISCIPLINARY BOARD

10 STATE BAR OF NEVADA,

11 Complainant,

12 vs.

13 THOMAS SHADDIX, ESQ.,

14 STATE BAR NO. 7905,

15 Respondent.

) Case No.: OBC19-1270
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16 ANSWER TO COMPLAINT

17 ANSWER

18 COMES NOW, the Defendant, THOMAS SHADDIX, ESQ., of the Law Office of Thomas
19 S. Shaddix, and answers as follows:

- 20 1. Answering paragraph 1 Defendant admits he was a licensed attorney in the State of
21 Nevada having had his principal place of business for the practice of law in Clark
22 County, Nevada.
23 2. Answering paragraph 2 Defendant lacks sufficient information or belief to allow an
24 answer to this statement.
25 3. Answering paragraph 3 Defendant lacks sufficient information or belief to allow an
26 answer to this statement.
27 4. Answering the allegations of paragraphs 4 through 7, Defendant lacks sufficient
28 information or belief to allow an answer and therefore denies each and every
allegation contained in said paragraphs.

- 1 5. Answering the allegations of paragraph 8 Defendant denies each and every
2 allegation contained in said paragraph.
3 6. Answering the allegations of paragraphs 9 through 21, Defendant lacks sufficient
4 information or belief to allow an answer and therefore denies each and every
5 allegation contained in said paragraphs.
6 7. Answering the allegations of paragraphs 22 through 36, Defendant denies each and
7 every allegation contained in said paragraphs.

8 **COUNT 1**

9 **RPC1.3 (Diligence)**

- 10 8. Answering paragraph 37 Defendant admits he was a licensed attorney in the State
11 of Nevada having had his principal place of business for the practice of law in Clark
12 County, Nevada.
13 9. Answering the allegations of paragraphs 38 through 43, Defendant denies each and
14 every allegation contained in said paragraphs.

15
16 **COUNT 2**

17 **RPC1.4 (Communication)**

- 18
19 10. Answering the allegations of paragraphs 44 through 49, Defendant denies each and
20 every allegation contained in said paragraphs. Indeed, neither counsel for the State
21 Bar nor Mr. Coleman allege that there was any communication with Defendant
22 during this three year time period, only allegations that Mr. Coleman had
23 communicated with "Alison Perelman" who did not work for or with Defendant or his
24 office for substantial periods of time during this period. Defendant continues to try
25 and research any e-mail communications Mr. Coleman allegedly received as well as
26 the original source of any such communications.
27
28

1 **COUNT 3**

2 **RPC1.15(a)&(d) (Safekeeping)**

3

4 11. Answering the allegations of paragraphs 50 through 55, Defendant lacks sufficient

5 information or belief to allow an answer and therefore denies each and every

6 allegation contained in said paragraphs. Defendant is unaware of the purpose of the

7 funds paid by Mr. Coleman (if any such payment does exist as alleged). Further

8 Defendant continues to try and access the Las Vegas Justice Court Records

9 department to verify if a payment was in fact received and failed to be credited. The

10 ordinary course of business for fine payments was to drop off a bulk list of names

11 and citation numbers and to issue a check for those fines for payment to the Court

12 Clerk. Defendant believes that if any of the above allegations prove to be true then

13 there was in fact a Court error in misapplying or failing to apply funds disbursed from

14 Defendant's office meant for payment of outstanding fines. Defendant is currently

15 unable to contact the administration of the Las Vegas Justice Traffic Court to inquire

16 as to these records at this point.

17 **COUNT 4**

18 **RPC5.3 (b) (Responsibilities regarding non-lawyer assistants)**

19

20 12. Answering the allegations of paragraphs 56 through 60, Defendant denies each and

21 every allegation contained in said paragraphs. Defendant has been unable to verify

22 the exact dates of Ms. Perelman's employment for the dates in question and is

23 unclear as to what if any interaction Mr. Coleman may have had with Ms. Perelman

24 directly. Although Ms. Perelman was employed during certain timeframes outlined in

25 the allegations, her employment was not constant and continuous for all periods at

26 issue. Defendant continues to attempt to verify exactly who Mr. Coleman spoke or

27 communicated with during the relevant time periods and shall amend this answer

28 upon their verification.

COUNT 5

RPC8.1 (b) (Bar admission and disciplinary matters)

13. Answering the allegations of paragraphs 61 through 65, Defendant denies each and every allegation contained in said paragraphs. Defendant did in fact request an extension at one point and received no response back from the State Bar of Nevada. Defendant was unaware that this matter continued to proceed without his participation and the State Bar of Nevada made no effort to speak with him directly via telephone, e-mail, or in person. In fact, the State Bar of Nevada by its own admission continued to use Ms. Perelman as its contact source and allowed her signature on registered mail to suffice and bind Defendant to the communications knowing that many of the alleged malfeasance involved Ms. Perelman directly.

14. Defendant has had similar problems with communications from the State Bar of Nevada in the past and indeed has an open matter see (Grievance File No. OBC20-0249 / Hon. Nancy Alf) in which he filed a responsive document on April 8, 2020. As of today's date of July 24, 2020, Defendant has received no reply, either written, electronic, or verbal as to the current status of that matter. The State Bar of Nevada has consistently failed to provide any type of avenue for easy communication with Defendant which would simply consist of either making a phone call directly to Defendant, or alternatively writing an e-mail directly to Defendant to inform him of the current status of open matters. Defendant has been a member of the State Bar of Nevada in good standing for over twenty (20) years and would appreciate the common courtesy of directly speaking with the State Bar that he belongs to and indeed pays dues to yearly before it seeks to take capricious and harmful actions against him. All of the above allegations to which Defendant is now answering could have been addressed in a much more concise and satisfactory manner which would have greatly benefitted Mr. Coleman, the Defendant, and more importantly have

1 saved significant time and effort needlessly expended by the State Bar of Nevada in
2 both manufacturing and then ultimately pursuing such a simple misunderstanding.
3

4 **AFFIRMATIVE DEFENSES**

5 Defendant also asserts all available affirmative defenses available to him and does
6 not waive any of these defenses by answering to this complaint. Defendant has not
7 had the opportunity to participate in any discovery in this matter and is therefore
8 unaware of specific affirmative defenses that may be raised at a later date. Due to
9 the added inconvenience of the closure of the Court entity involved, Defendant will
10 require additional time to sort through certain items and issues upon its reopening.
11

12 Wherefore, Defendant THOMAS SHADDIX, ESQ., makes the above response
13 based upon information and belief currently available to him.
14

15 Dated this _24th_ day, July, 2020

16 LAW OFFICE OF THOMAS S. SHADDIX

17 

18 _____
19 THOMAS S. SHADDIX, ESQ.
20 Nevada Bar No. 7905
21 6166 S. Sandhill Rd. #146
22 Las Vegas, NV 89120
23 (702) 285-7702
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1 VERIFICATION

2
3 Thomas Shaddix, Esq. declares:

4
5 I am the defendant in this action. I have read the foregoing answer to the complaint.

6 The matters stated in the Answer are true of my own knowledge except those matters
7 stated on information and belief, and as to those matters I believe them to be true.

8
9 I declare under penalty of perjury under the laws of the State of Nevada that the
10 foregoing is true and correct.

11
12 This the 24th day of July, 2020.

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16 Thomas S. Shaddix, Esq.
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Case No: OBC20-0249

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
)
Respondent.)

COMPLAINT

PLEASE TAKE NOTICE that pursuant to Supreme Court Rule (“SCR”) 105(2), a **VERIFIED RESPONSE OR ANSWER** to this Complaint **must be filed** with the Office of Bar Counsel, State Bar of Nevada (“State Bar”), 3100 W. Charleston Boulevard, Suite 100, Las Vegas, Nevada 89102, **within twenty (20) days of service of this Complaint**. Procedure regarding service is addressed in SCR 109.

General Allegations

1. Complainant, State Bar of Nevada, alleges that the Respondent, Thomas S. Shaddix, Esq. (“Respondent”), Nevada Bar No. 7905, is currently an active member of the State Bar of Nevada and at all times pertinent to this complaint had his principal place of business for the practice of law located in Clark County, Nevada.

2. Respondent engaged in acts of professional misconduct warranting the imposition of professional discipline as set forth below.

3. On February 14, 2020, Judge Nancy Allf, the presiding judge in civil cases Madsen v. Shaddix, Case No. A-20-808396-C and Madsen v. Shaddix case No. A-20-808391-C, submitted a letter to the State Bar (SBN) asking the SBN to review the listed civil cases and, if appropriate, to investigate.

4. On March 4, 2020, the SBN sent a letter of investigation via certified mail and regular mail to Respondent at his SCR 79 address listed as 6166 S. Sandhill Road Suite #146, Las Vegas, NV 89120.

5. Neither the return receipt card nor the regular mail were returned to SBN.

6. Respondent was asked to provide numerous items including but not limited to the retainer and intake paperwork for John Madsen, receipts and explanations for all payments received by Respondent from Madsen, invoices for fees and costs relating to John Madsen or MYCH 3-D, and reasons why Respondent did not file an answer or opposition in the Conetta v. Madsen, Case No. A-19-800160-C, lawsuit filed against Madsen, and bank and account number for his trust account, and any other bank or accounting records used to receive funds from Madsen.

7. Respondent's response was due March 20, 2020.

8. Respondent failed to respond.

9. On March 26, 2020, SBN investigator Dawn Meeks sent an email to Respondent advising that his response was not received and warning that his failure to respond could constitute a violation of RPC 8.1.

10. Respondent's response was due April 8, 2020.

11. On April 8, 2020, Respondent responded via email. However, he did not provide any of the documents requested. He asked for additional time until April 16, 2020 to respond.

12. To date, these items have never been provided by Respondent.

COUNT I

RPC 8.1(b) (Bar admission and disciplinary matters)

13. RPC 8.1(b) States, in relevant part:

(b) a lawyer shall not . . . **knowingly fail to respond to a lawful demand**

for information from an admissions or disciplinary authority, except

1 that this Rule does not require disclosure of information otherwise
2 protected by Rule 1.6. (Emphasis added)

3 14. Respondent failed to provide SBN with the documents requested, as more fully set forth
4 in paragraph six (6) herein, after SBN had made a lawful request for such documents,
5 regarding the instant grievance.

6 15. Respondent knew or should have known his conduct was improper.

7 16. Respondent's conduct resulted in harm to the State Bar and to the legal profession.

8 17. In light of the foregoing including, without limitation, paragraphs 1 through 12,
9 Respondent has violated RPC 8.1(b) (Bar admission and disciplinary matters) – Failure
10 to Respond).

11 **WHEREFORE**, Complainant prays as follows:


12 1. That a hearing be held pursuant to Nevada Supreme Court Rule 105;

13 2. That Respondent be assessed the actual and administrative costs of the disciplinary
14 proceeding pursuant to SCR 120; and

15 3. That pursuant to SCR 102, such disciplinary action be taken by the Southern Nevada
16 Disciplinary Board against Respondent as may be deemed appropriate under the circumstances.

17 **DATED** this 18 day of September 2020.

18 **STATE BAR OF NEVADA**
19 Daniel M. Hooge, Bar Counsel

20 
Daniel Young (September 16, 2020 10:28 PDT)
21 Daniel T. Young, Assistant Bar Counsel
22 Nevada Bar No. 11747
23 3100 W. Charleston Blvd, Suite 100
24 Las Vegas, Nevada 89102
25 (702)-382-2200
Attorney for State Bar of Nevada



Case No.: OBC20-0249

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
NEVADA BAR No. 7905)
)
Respondent.)

**DESIGNATION OF
HEARING PANEL MEMBERS**

The following are members of the Disciplinary Board for the Southern District of Nevada. Pursuant to Nevada Supreme Court Rule (SCR) 105, you may issue peremptory challenge to five (5) such individuals by delivering the same in writing to the Office of Bar Counsel within twenty (20) days of service of the complaint.

The Chair of the Southern Nevada Disciplinary Board will thereafter designate a hearing panel of three (3) members of the Disciplinary Board, including at least one member who is not an attorney, to hear the above-captioned matter.

1. Russell E. Marsh, Esq., Chair
2. Dana Oswalt Palmer, Esq., Vice Chair
3. Christopher J. Lalli, Esq., Vice Chair
4. Ronald C. Bloxham, Esq.
5. Annette L. Bradley, Esq.
6. John E. Bragonje, Esq.
7. Shemilly A. Briscoe, Esq.
8. Robert J. Caldwell, Esq.

- 1 9. Jacqueline B. Carman, Esq.
- 2 10. Andrew A. Chiu, Esq.
- 3 11. James P. Chrisman, Esq.
- 4 12. Nell E. Christensen, Esq.
- 5 13. Marc P. Cook, Esq.
- 6 14. Bryan A. Cox, Esq.
- 7 15. Ira W. David, Esq.
- 8 16. Sandra K. DiGiacomo, Esq.
- 9 17. F. Thomas Edwards, Esq.
- 10 18. Matthew S. Fox, Esq.
- 11 19. Adam Garth, Esq.
- 12 20. Robert G. Giunta, Esq.
- 13 21. Angela Guingcangco, Esq.
- 14 22. Parish D. Heshmati, Esq.
- 15 23. Kenneth E. Hogan, Esq.
- 16 24. Jennifer K. Hostetler, Esq.
- 17 25. Franklin J. Katschke, Esq.
- 18 26. Robert A. Kelley, Esq.
- 19 27. James T. Leavitt, Esq.
- 20 28. Michael B. Lee, Esq.
- 21 29. Anat R. Levy, Esq.
- 22 30. Jennifer R. Lloyd, Esq.
- 23 31. Dawn M. Lozano, Esq.
- 24 32. Jason R. Maier, Esq.
- 25 33. Farhan Naqvi, Esq.

- 1 34. Michael J. Oh, Esq.
- 2 35. Brian J. Pezzillo, Esq.
- 3 36. Paul “Luke” Puschnig, Esq.
- 4 37. Michael D. Rawlins, Esq.
- 5 38. Jericho L. Remitio, Esq.
- 6 39. Jarrod L. Rickard, Esq.
- 7 40. Miriam E. Rodriguez, Esq.
- 8 41. Vincent J. Romeo, Esq.
- 9 42. Daniel F. Royal, Esq.
- 10 43. Maria V. Saladino, Esq.
- 11 44. Africa A. Sanchez, Esq.
- 12 45. Jen J. Sarafina, Esq.
- 13 46. Jay A. Shafer, Esq.
- 14 47. Thomas R. Sheets, Esq.
- 15 48. Sarah E. Smith, Esq.
- 16 49. James R. Sweetin, Esq.
- 17 50. Dawn R. Throne, Esq.
- 18 51. Stephen L. Titzer Esq.
- 19 52. Jacob J. Villani, Esq.
- 20 53. Dan R. Waite, Esq.
- 21 54. Reed J. Werner, Esq.
- 22 55. Shann D. Winesett, Esq.
- 23 56. Mary E. Albregts, Laymember
- 24 (spouse of a Board of Governors member)
- 25 57. Natalie Ann Allred, Laymember

- 1 58. Afeni Banks, Laymember
2 59. Brittany Falconi, Laymember
3 60. Alexander Falconi, Laymember
4 61. Joelyne Gold, Laymember
5 62. Elizabeth A. Hanson, Laymember
6 63. Jack S. Hegeduis, Laymember
7 64. Julia D. Hesmati, Laymember
8 65. Nicholas Kho, Laymember
9 66. Annette Kingsley, Laymember
10 67. Gale Kotlikova, Laymember
11 68. Benjamin S. Lurie, Laymember
12 69. Jo Kent McBeath, Laymember
13 70. Steve Moore, Laymember
14 71. Grace Ossowski, Laymember
15 72. Peter Ossowski, Laymember
16 73. Kellie C. Rubin, Laymember
17 74. Vikki L. Seelig, Laymember
18 75. Danny Lee Snyder, Jr., Laymember
19 76. Harvey Weatherford, Laymember

20 DATED this 18 day of September, 2020.

21 **STATE BAR OF NEVADA**
22 Daniel M. Hooge, Bar Counsel

23 By: 

Daniel Young (Sent: 9/14, 2020 10:21 PDT)

24 Daniel T. Young, Assistant Bar Counsel
25 3100 W. Charleston Blvd, Ste. 100
Las Vegas, Nevada 89102



Case Nos.: OBC20-0249

STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905)
)
Respondent.)

DECLARATION OF MAILING

Sonia Del Rio, under penalty of perjury, being first and duly sworn, deposes and says as follows:

1. That Declarant is employed with the State Bar of Nevada and, in such capacity, Declarant is Custodian of Records for the Discipline Department of the State Bar of Nevada.
2. That Declarant states that the enclosed documents are true and correct copies of the **COMPLAINT, FIRST DESIGNATION OF HEARING PANEL MEMBERS, and STATE BAR OF NEVADA’S PEREMPTORY CHALLENGES** in the matter of the *State Bar of Nevada vs. Thomas S. Shaddix, Esq.*, Case No. OBC20-0249.
3. That pursuant to Supreme Court Rule 109, the Complaint, First Designation of Hearing Panel Members, and State Bar of Nevada’s Peremptory Challenges were served on the

1 following by placing copies in an envelope which was then sealed and postage fully
2 prepaid for regular and certified mail, and deposited in the United States mail at Las
3 Vegas, Nevada on **September 18, 2020**, to:

4 Thomas S. Shaddix, Esq.
5 Law Offices of Thomas Shaddix
6 6166 S. Sandhill Road, Suite #146
Las Vegas, Nevada 89120
CERTIFIED MAIL RECEIPT: 7019 0140 0000 0205 4227

7 **And via email to:**

- 8 1. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
9 2. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

10 I declare under penalty of perjury that the foregoing is true and correct.

11 Dated this 18 day of September, 2020.

13 *Sonia Del Rio*

14 _____
Sonia Del Rio, an employee
15 of the State Bar of Nevada

Case No. OBC19-1270



FILED

SEP 24 2020

STATE BAR OF NEVADA
BY: *B. Flye*
OFFICE OF BAR COUNSEL

STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
Complainant,)
vs.)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905)
Respondent.)

SCHEDULING ORDER

Pursuant to Rule 17 of the Disciplinary Rules of Procedure ("DRP"), on Monday, July 21, 2020, at 11:00 a.m., Dawn Lozano, Esq., the Formal Hearing Panel Chair, met telephonically with Daniel T. Young, Esq., Assistant Bar Counsel, on behalf of the State Bar of Nevada. Respondent was not present.

During the Case Conference the parties discussed disclosures, discovery issues, the potential for resolution of this matter prior to the hearing, a status conference, and the hearing date.

The parties agreed to the following:

1. The parties consent to service by electronic means of all documents pursuant to SCR 109(2), NRCP 5, and DRP 11(b)(3) with the understanding that **all documents need to be submitted by 5:00 p.m. to be file stamped timely.**

2. The parties stipulate that venue is proper in Clark County, Nevada.

3. The Formal Hearing for this matter is hereby set for **one (1) day starting at 9:00 a.m. on December 10, 2020** and shall take place via Zoom video conference, until further notice.

1 **4.** On or before **September 28, 2020, at 5:00 p.m.**, the State Bar of Nevada's initial
2 disclosures shall be served on all parties. The documents provided by the State Bar shall be
3 bates stamped with numerical designations. *See* DRP 17 (a).

4 **5.** On or before **October 6, 2020, at 5:00 p.m.**, Respondent's initial disclosures
5 shall be served on all parties. The documents provided by the Respondent shall be bates stamped
6 with alphabetical exhibit designations. *See* DRP 17 (a).

7 **6.** On or before **October 29, 2020, at 5:00 p.m.**, the parties shall file and serve any
8 Motions.

9 **7.** On or before **November 9, 2020, at 5:00 p.m.**, all oppositions to the Motions, if
10 any, shall be filed and served on the parties.

11 **8.** On or before **November 19, 2020, at 5:00 p.m.**, all replies to any opposition, if
12 any, shall be filed and served on the parties.

13 **9.** On or before **October 29, 2020, at 5:00 p.m.**, the parties shall serve a Final
14 Designation of witnesses expected to testify and exhibits expected to be presented at the Formal
15 Hearing in this matter, pursuant to SCR 105(2)(d), DRP 17(a) and DRP 21.

16 **10.** All documents disclosed shall be bates stamped, the State Bar will use numerical
17 exhibit designations and Respondent will use alphabetical exhibit designations, pursuant to DRP
18 17.

19 **11.** On **November 30, 2020, at 9:00 a.m.**, the parties shall meet telephonically with
20 Dawn Lozano, Esq. for the Pre-hearing Conference. Any pending issues, including pending
21 Motions, will be addressed at the Pre-hearing Conference. The parties shall use the State Bar
22 conference bridge (877) 594-8353 and the passcode is 46855068#.

23 Pursuant to DRP 23, at the Pre-hearing conference (i) the parties shall discuss all matters
24 needing attention prior to the hearing date, (ii) the Chair may rule on any motions or disputes
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including motions to exclude evidence, witnesses, or other pretrial evidentiary matter, and (iii) the parties shall discuss and determine stipulated exhibits proffered by either the State Bar or Respondent as well as a stipulated statement of facts, if any.

12. The parties stipulate to waive SCR 105(2)(d) to allow for the formal appointment of the remaining hearing panel members on a date that is greater than 45 days prior to the scheduled hearing.

Based on the parties' verbal agreement to the foregoing during the telephonic Initial Conference and good cause appearing, **IT IS SO ORDERED.**

Dated this 25 day of September, 2020.

SOUTHERN NEVADA DISCIPLINARY BOARD

By:

Dawn Lozano, Esq.
Hearing Panel Chair

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CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies a true and correct copy of the foregoing
SCHEDULING ORDER was sent via electronic mail to:

- 1. Dawn Lozano, Esq. (Hearing Panel Chair): lozanolawlv@gmail.com
- 2. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
- 3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniel@nvbar.org

DATED this 24 day of July, 2020.

Sonia Del Rio

Sonia Del Rio, an employee of
the State Bar of Nevada.

Case No: OBC19-1270

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,)	
)	
Complainant,)	
vs.)	
)	
THOMAS S. SHADDIX, ESQ.,)	
Nevada Bar No. 7905,)	
)	
Respondent.)	

**STATE BAR'S INITIAL SUMMARY
OF EVIDENCE AND DISCLOSURE
OF WITNESSES FOR FORMAL
HEARING**

PLEASE TAKE NOTICE that the following is an initial list of witnesses and initial summary of evidence which may be offered against Respondent at the time of the Formal Hearing, in the above-entitled complaint.

A. Documentary Evidence

Attached hereto is the State Bar's Exhibit List of proposed bate-stamped exhibits being submitted to Respondent on disk via U.S. mail.

1. Any and all documentation contained in the State Bar of Nevada's files including but not limited to, correspondence, emails, memorandums, text messages, notes, payments, invoices, bank records, receipts, billing entries and pleadings regarding grievance file numbers OBC19-1270.

2. Any and all documentation contained in records of the State Bar of Nevada regarding Respondent's licensure, compliance with reporting requirements, and disciplinary history.

The State Bar reserves the right to supplement this list, as necessary.

Exhibit#	Document	Bates No.
1.	State Bar Hearing Packet – <i>to be produced 1 week prior to hearing</i>	<i>n/a</i>
2.	Declaration of Prior Discipline, if any – <i>to be produced at the hearing</i>	<i>n/a</i>
3.	10/7/2019 – Grievance filed by Gary Coleman.	SBN 001-010
4.	10/10/2019 – SBN letter to Shaddix Re: Open file.	SBN 001-010
5.	10/15/2019 – Signed mail delivery green card.	SBN 001-002
6.	10/30/2019 – SBN 8.1 Letter.	SBN 001-001
7.	11/6/2019 – Signed mail delivery green card.	SBN 001-002
8.	10/28/2019 – Shaddix email to SBN.	SBN 001-001
9.	12/4/2019 – From SBN to Shaddix Re: No response to letters.	SBN 001- 013
10.	12/4/2019 – Relayed message email from Microsoft.	SBN 001-001
11.	1/8/2020 - Email from Gary Coleman to SBN.	SBN 001-004
12.	1/8/2020 – Email from SBN to Gary Coleman.	SBN 001-001
13.	1/8/2020 – Email from SBN to LVMC Records	SBN 001-001
14.	1/22/2020 – Email from SBN to Shaddix.	SBN 001-002
15.	1/22/2020 – Relayed message from Microsoft.	SBN 001-001
16.	1/22/2020 – Email from Gary Coleman to SBN.	SBN 001-002
17.	1/23/2020 – Email from SBN to Gary Coleman.	SBN 001-003
18.	3/12/2020 – Email from Shaddix to SBN.	SBN 001-002
19.	3/26/2020 – Email from SBN to Shaddix.	SBN 001-001
20.	Supporting documents submitted by Gary Coleman to SBN.	SBN 001-005
21.	1/10/2020 – SBN request to LV JC.	SBN 001-001
22.	Certified Court Records Re: LVM0272887.	SBN 001-018
23.	Certified Court Records Re: LVM0285889.	SBN 001-014

The State Bar incorporates by reference all documents identified by Respondent in this matter.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing **STATE BAR'S INITIAL SUMMARY OF EVIDENCE AND DISCLOSURES OF WITNESSES FOR FORMAL HEARING** was deposited via electronic mail to:

1. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.xom
2. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

Dated this 28 day of September, 2020.

Sonia Del Rio

Sonia Del Rio, an employee
of the State Bar of Nevada



Case No.: OBC20-0249

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,
Nevada Bar No. 7905

Respondent.

**NOTICE OF INTENT TO
PROCEED ON A DEFAULT BASIS**

PLEASE TAKE NOTICE THAT unless the State Bar receives a responsive pleading in the above-captioned matter by **November 9, 2020**, it will proceed on a default basis and ***the charges against you shall be deemed admitted.*** Supreme Court Rule 105 (2) states in relevant part:

A copy of the complaint shall be served on the attorney and it shall direct that a verified response or answer be served on bar counsel within 20 days of service . . . In the event the attorney fails to plead, **the charges shall be deemed admitted**; provided, however, that an attorney who fails to respond within the time provided may thereafter obtain permission of the appropriate disciplinary board chair to do so, if failure to file is attributable to mistake, inadvertence, surprise, or excusable neglect. (Emphasis added.)

Another copy of the Complaint previously served upon you accompanies this Notice.

Dated this 14 day of October, 2020.

STATE BAR OF NEVADA

By:


Daniel Young (Oct 14, 2020 15:16 PDT)

Daniel T. Young, Assistant Bar Counsel
Nevada Bar No. 11747
3100 W. Charleston Blvd, Ste. 100
Las Vegas, Nevada 89102

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CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies a true and correct copy of the foregoing **NOTICE OF INTENT TO PROCEED ON A DEFAULT BASIS** was deposited in the United States Mail at Las Vegas, Nevada, postage fully pre-paid thereon for first-class regular mail and certified mail, return receipt requested on **October 16, 2020**, addressed to:

Thomas S. Shaddix, Esq.
Law Offices of Thomas Shaddix
6166 S. Sandhill Road, Suite #416
Las Vegas, NV 89120
CERTIFIED MAIL RECEIPT NO. 7019 2970 0001 1910 4799
SCR 79 Address

And via email on October 14, 2020:

- 1. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
- 2. Daniel T. Young, Esq. (Assistant Bar Counsel): danh@nvbar.org

DATED this 14 day of October, 2020.

Sonia Del Rio

Sonia Del Rio, an employee of
the State Bar of Nevada.



Case No: OBC19-1270

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
)
Respondent.)

**STATE BAR'S FINAL SUMMARY
OF EVIDENCE AND DISCLOSURE
OF WITNESSES FOR FORMAL
HEARING**

PLEASE TAKE NOTICE that the following is the final list of witnesses and summary of evidence which may be offered against Respondent at the time of the Formal Hearing, in the above-entitled complaint.

A. Documentary Evidence

Attached hereto is the State Bar's Exhibit List of proposed bate-stamped exhibits being submitted to Respondent on disk via U.S. mail.

1. Any and all documentation contained in the State Bar of Nevada's files including but not limited to, correspondence, emails, memorandums, text messages, notes, payments, invoices, bank records, receipts, billing entries and pleadings regarding grievance file numbers OBC19-1270.

2. Any and all documentation contained in records of the State Bar of Nevada regarding Respondent's licensure, compliance with reporting requirements, and disciplinary history.

The State Bar reserves the right to supplement this list, as necessary.

Exhibit#	Document	Bates No.
1.	State Bar Hearing Packet – <i>to be produced 1 week prior to hearing</i>	n/a
2.	Declaration of Prior Discipline, if any – <i>to be produced at the hearing</i>	n/a
3.	10/7/2019 – Grievance filed by Gary Coleman.	SBN 001-010
4.	10/10/2019 – SBN letter to Shaddix Re: Open file.	SBN 001-010
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17.	1/23/2020 – Email from SBN to Gary Coleman.	SBN 001-003
18.	3/12/2020 – Email from Shaddix to SBN.	SBN 001-002
19.	3/26/2020 – Email from SBN to Shaddix.	SBN 001-001
20.	Supporting documents submitted by Gary Coleman to SBN.	SBN 001-005
21.	1/10/2020 – SBN request to LV JC.	SBN 001-001
22.	Certified Court Records Re: LVM0272887.	SBN 001-018
23.	Certified Court Records Re: LVM0285889.	SBN 001-014

The State Bar incorporates by reference all documents identified by Respondent in this matter.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing **STATE BAR'S FINAL SUMMARY OF EVIDENCE AND DISCLOSURES OF WITNESSES FOR FORMAL HEARING** was deposited via electronic mail to:

1. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.xom
2. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

Dated this 28 day of October, 2020.

Sonia Del Rio

Sonia Del Rio, an employee
of the State Bar of Nevada

Case No: OBC19-1270



**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,
Nevada Bar No. 7905,

Respondent.

**STATE BAR OF NEVADA'S
MOTION TO CONSOLIDATE
DISCIPLINARY MATTERS**

Pursuant to Rule 42(a) of the Nevada Rules of Civil Procedure the State Bar of Nevada, through Assistant Bar Counsel Daniel T. Young, Esq., hereby requests that OBC20-0249 be consolidated with the instant matter in this disciplinary Formal Hearing.

This Motion is based on the following Memorandum of Points and Authorities, the pleadings for this matter and OBC20-0249, and any oral argument requested.

MEMORANDUM OF POINTS AND AUTHORITIES

There are two separate disciplinary matters pending against Respondent. They involve common issues of fact and law. It would be most efficient to consolidate the matters so that they proceed together to one hearing and such consolidation would not cause any delay in the adjudication of any of the matters.

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///

1 A. Applicable Rule.

2 Rule 42(a) of the Nevada Rules of Civil Procedure¹ provides:

3 If actions before the court involve a common question of law or fact, the court may:

- 4 (1) join for hearing or trial any or all matters at issue in the actions;
- 5 (2) consolidate the actions; or
- 6 (3) issue any other orders to avoid unnecessary cost or delay.

7

8 The Nevada Supreme Court regards the Federal Court's interpretation of FRCP 42(a) as

9 strong persuasive authority for the interpretation of NRCP 42(a). *See Estate of Sarge v. Quality*

10 *Loan Serv. Corp. (In re Estate of Sarge)*, 432 P.3d 718, 722 (Nev. 2018). In applying FRCP 42(a),

11 a court enjoys broad discretion to consolidate cases pending in the same jurisdiction. *See Koninklijke*

12 *Philips N.V. v. Acer Inc.*, Case No. 18-cv-01885-HSG, pg. 5 (N.D. Cal. 2018) (*citation omitted*).²

13 In exercising this "broad discretion, a court weighs the saving of time and effort consolidation would

14 produce against any inconvenience, delay, or expense that it would cause." *Id.* (*citation omitted*).

15 B. Common Questions of Law and Fact.

16 Both Complaints are against Nevada attorney Thomas S. Shaddix. *See* Complaint, filed

17 March 9, 2020, attached hereto as Exhibit B and Complaint, filed September 18, 2020, attached

18 hereto as Exhibit C. All of the conduct in question occurred between 2017 and 2020.

19 The Complaint pending in the instant matter alleges, inter alia, a violation of RPC 8.1 (Bar

20 admission and disciplinary matters). The allegation stems from Respondent's failure to respond to

21 State Bar investigator Dawn Meeks' request for information during her investigation of a grievance.

22 _____

23 ¹ Rule 119(3) of the Nevada Supreme Court Rules ("SCR") provides that the Nevada Rules of Civil

24 Procedure and Nevada Rules of Appellate Procedure apply where the SCRs are silent on procedure

in a disciplinary matter.

25 ² The decision in *Koninklijke Philips N.C. v. Acer, Inc.* is attached hereto as Exhibit A for

convenience.

1 The Complaint in the second matter also alleges a violation of RPC 8.1 (Bar admission and
2 disciplinary matters). The allegation stems from Respondent's failure to provide information to the
3 State Bar after Ms. Meeks made a lawful request. Therefore, both complaints deal with common
4 issues of law and fact.

5 Further, testimony for these counts in both cases would be from the same witness, Ms.
6 Meeks, and it would be appropriate to consolidate the adjudication of the two Complaints into one
7 hearing.

8 C. Consolidating the Two Matter Would be Judicially Economic and Not Cause Delay or
9 Inconvenience.

10 The hearing in this matter is currently scheduled for December 10, 2020. The second
11 Complaint was filed on September 18, 2020. Respondent, to date, has failed to Answer the second
12 complaint. As a result, the State Bar issued a Notice to Proceed on a Default Basis on October 14,
13 2020. Respondent's responsive pleading is due November 9, 2020.

14 Assuming that Respondent complies with his extended deadline to Answer the second
15 Complaint, if a separate hearing on the second Complaint was set, it would most likely be close in
16 time to the hearing on the first Complaint.³ There is plenty of time between now and the hearing to
17 add supplemental disclosure deadlines. Any motion practice anticipated in the first matter would
18 most likely involve similar facts and/or common law for the second matter.

19 Further, keeping the two Complaints separate would require two sets of panel members, two
20 sets of hearing expenses and, if Respondent is sanctioned separately in each of the matters, he would
21 incur the imposition of two administrative costs instead of one.

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25 ³ Assuming the Initial Conference in the second Complaint occurred within the next month, then
consistent with other cases, the State Bar would be seeking to set a hearing within 45 days - which
would be no later than the first half of January, 2021.

1 Consolidation of the two matters creates savings of time, effort, and expense without any
2 delay in of the first matter. There is no reason to require the two Complaints to be heard separately
3 by two separate Panels.

4 D. Conclusion.

5 Based on the foregoing, the State Bar respectfully requests that OBC20-0249 be
6 consolidated with this matter.⁴

7 **DATED** this 28 day of October, 2020.

8
9 **STATE BAR OF NEVADA**
Daniel M. Hooge, Bar Counsel

10 
Daniel Young (OBC 20, 2020 09:39 PDT)

11 Daniel T. Young, Assistant Bar Counsel
12 Nevada Bar No. 11747
13 3100 W. Charleston Blvd, Suite 100
14 Las Vegas, Nevada 89102
15 (702)-382-2200
16 Attorney for State Bar of Nevada
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25 ⁴ However, if Respondent fails to answer the Complaint in OBC20-0249 by November 9, 2020,
that case will be ripe for default. As a result, it may make sense to have that case remain separate
if Respondent fails to answer.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing **STATE BAR OF NEVADA’S MOTION TO CONSOLIDATE DISCIPLINARY MATTERS** was deposited via electronic mail to:

1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
2. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
3. Daniel T. young (Assistant Bar Counsel): daniely@nvbar.org

Dated this 28 day of October, 2020.

Sonia Del Rio
Sonia Del Rio, an employee
of the State Bar of Nevada

EXHIBIT A

EXHIBIT A

**KONINKLIJKE PHILIPS N.V., et al.,
Plaintiffs,
v.
ACER INC., et al., Defendants.**

**KONINKLIJKE PHILIPS N.V., et al.,
Plaintiffs,
v.
ASUSTEK COMPUTER INC., et al.,
Defendants.**

**KONINKLIJKE PHILIPS N.V., et al.,
Plaintiffs,
v.
HTC CORP, et al., Defendants.**

**KONINKLIJKE PHILIPS N.V., et al.,
Plaintiffs,
v.
VISUAL LAND, INC., Defendants.**

**KONINKLIJKE PHILIPS N.V., et al.,
Plaintiffs,
v.
DOUBLE POWER TECHNOLOGY, INC.,
et al., Defendants.**

**KONINKLIJKE PHILIPS N.V., et al.,
Plaintiffs,
v.
YIFANG USA, INC., Defendants.**

**Case No. 18-cv-01885-HSG
Case No. 18-cv-01886-HSG
Case No. 18-cv-01887-HSG
Case No. 18-cv-01888-HSG
Case No. 18-cv-01889-HSG
Case No. 18-cv-01890-HSG**

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF
CALIFORNIA**

September 24, 2018

**ORDER GRANTING IN PART AND
DENYING IN PART PLAINTIFF'S
MOTION TO CONSOLIDATE AND**

**DENYING MICROSOFT'S CROSS-
MOTION TO SEVER**

Re: Dkt. Nos. 442, 454

Re: Dkt. Nos. 398, 411

Page 2

Re: Dkt. Nos. 372, 382

Re: Dkt. Nos. 352, 364

Pending before the Court is a motion to consolidate filed by Plaintiffs Koninklijke Philips N.V. and U.S. Philips Corp. (collectively, "Philips"), Dkt. No. 442¹ (filed publicly at Dkt. No. 450-3), and a cross-motion to sever filed by Defendant Microsoft Corp. ("Microsoft"), Dkt. No. 454. The Court finds this matter appropriate for disposition without oral argument and the matter is deemed submitted. *See* Civil L.R. 7-1(b). For the reasons discussed below, the Court GRANTS IN PART and DENIES IN PART Plaintiffs' motion to consolidate and DENIES Defendant Microsoft Corporation's cross-motion to sever.

Page 3

I. BACKGROUND

In December 2015, Plaintiffs Koninklijke Philips N.V. and U.S. Philips Corp. (collectively, "Philips") sued defendants Acer Inc. and Acer America Corp. ("Acer"), ASUSTeK Computer Inc. and ASUS Computer International ("ASUS"), HTC Corp and HTC America, Inc. ("HTC"), Visual Land, Inc. ("Visual Land"), Double Power Technology, Inc. ("Double Power"), and YiFang USA, Inc. d/b/a/ E-Fun Inc. ("YiFang"), alleging patent infringement involving eleven patents² (the "patents-in-suit"). Dkt. No. 1. In November 2016, Microsoft intervened in the actions against Acer, ASUS, Visual Land, Double Power³, and YiFang. Dkt. No. 69. Philips then



counterclaimed against Microsoft for infringement of nine of the patents-in-suit. Dkt. No. 86.

Philips contends that the accused Acer, ASUS, Visual Land, and YiFang products that run a Microsoft Windows operating system infringe several of the patents-in-suit in the same way. Dkt. No. 450-3 at 10-11. All other accused products run a non-Windows based operating system, with some running the Android operating system, and others running the Chrome operating system. Dkt. No. 450-3 at 13. In the pending motion, Plaintiffs move to consolidate all defendants with products that run the Microsoft Windows operating system for the purpose of multiple joint trials on those products. Dkt. No. 450-3. Defendant Microsoft, in opposition, moves to sever all claims against Microsoft from the cases in which Microsoft intervened. Dkt. No. 454.

II. LEGAL STANDARD

A. Trial Consolidation under the AIA

The America Invents Act (AIA), 35 U.S.C. § 299, specifically addresses joinder and consolidation of parties in patent suits:

parties that are accused infringers may be joined in one action as defendants or counterclaim defendants, or have their actions consolidated for trial, only if--

Page 4

(1) any right to relief is asserted against the parties jointly, severally, or in the alternative with respect to or arising out of the same transaction, occurrence, or series of transactions or occurrences relating to the making, using,

importing into the United States, offering for sale, or selling of the same accused product or process; and (2) questions of fact common to all defendants or counterclaim defendants will arise in the action.

35 U.S.C.A. § 299(a).

Joinder in patent cases is governed by Federal Circuit law "because joinder in patent cases is based on an analysis of the accused acts of infringement, and this issue involves substantive issues unique to patent law." *In re EMC Corp.*, 677 F.3d 1351, 1354 (Fed. Cir. 2012). Such "[j]oinder of independent defendants is only appropriate where the accused products or processes are the same in respects relevant to the patent. But the sameness of the accused products or processes is not sufficient. Claims against independent defendants (i.e., situations in which the defendants are not acting in concert) cannot be joined under [pre-AIA] Rule 20's transaction-or-occurrence test unless the facts underlying the claim of infringement asserted against each defendant share an aggregate of operative facts." *Id.* at 1359. "[E]ven if a plaintiff's claims arise out of the same transaction and there are questions of law and fact common to all defendants, district courts have the discretion to refuse joinder in the interest of avoiding prejudice and delay, ensuring judicial economy, or safeguarding principles of fundamental fairness." *Id.* at 1360; *see also In re Nintendo Co., Ltd.*, 544 F. App'x 934, 939 (Fed. Cir. 2013)⁴ (noting that Section 299 requirements are "necessary, but not sufficient, conditions for joinder").

B. Consolidation Under FRCP 42(a)

Although Section 299 governs joinder of parties and consolidation for purposes of trial, it does not set requirements for pre-trial consolidation. *See Auto-Dril, Inc. v. Canrig*

Drilling Tech., Ltd., No. 6:15-CV-00096, 2015 WL 12780793, at *4 (W.D. Tex. June 29, 2015) (noting that "[n]umerous federal district courts across the country have construed § 299 . . . to allow consolidation for pre-trial purposes," and collecting cases); see also *Freeman v. Delta Air Lines, Inc.*, No. C 13-04179 JSW, 2014 WL 5830246, at *6 (N.D. Cal. Nov. 10, 2014) ("[T]he AIA does

Page 5

not refer to pre-trial consolidation."). "In exercising its discretion, the district court should keep in mind that even if joinder is not permitted under Rule 20, the district court has considerable discretion to consolidate cases for discovery and for trial under Rule 42 where venue is proper and there is only a common question of law or fact." *In re EMC Corp.*, 677 F.3d 1351, 1360 (Fed. Cir. 2012) (internal quotation marks omitted).

Under Federal Rule of Civil Procedure 42(a), a court may consolidate actions if they "involve a common question of law or fact." The district court enjoys "broad discretion under this rule to consolidate cases pending in the same district." *Inv'rs Research Co. v. U.S. Dist. Court for Cent. Dist. of Cal.*, 877 F.2d 777, 777 (9th Cir. 1989). In exercising this "broad discretion," the district court "weighs the saving of time and effort consolidation would produce against any inconvenience, delay, or expense that it would cause." *Huene v. United States*, 743 F.2d 703, 704 (9th Cir.), *on reh'g*, 753 F.2d 1081 (9th Cir. 1984).

C. Severance

Federal Rule of Civil Procedure 42(b) provides that: "For convenience, to avoid prejudice, or to expedite and economize, the court may order a separate trial of one or more separate issues, claims, crossclaims, counterclaims, or third-party claims." Fed. R. Civ. P. 42(b). The Court has broad authority under Rule 42(b) to separate parties, claims,

and issues. *Robert Bosch, LLC v. Pylon Mfg. Corp.*, 719 F.3d 1305, 1317-18 (Fed. Cir. 2013) (as a "general matter," courts may bifurcate issues in patent cases under Rule 42(b)). In fact, one leading treatise has noted that, "Rule 42(b) . . . giv[es] the district court virtually unlimited freedom to try the issues in whatever way trial convenience requires." Charles A. Wright, *et al.*, 9A Federal Practice & Procedure (Trials) § 2387 (3d ed. rev. 2015).

III. DISCUSSION

A. Plaintiffs' Motion to Consolidate

i. Pre-Trial Consolidation

The Court recognizes the massive logistical issues presented by each of these cases proceeding independently, and, in its discretion under Rule 42(a), consolidates all six cases for all pre-trial purposes.

Page 6

ii. Plaintiffs' Proposed Trial Consolidation

Plaintiffs contend that the "infringement case is [] essentially the same for all Defendants as it pertains to their Windows-Based Products." Dkt. No. 450-3 at 3. Plaintiffs propose two pairs of trials, the first pair addressing products that run the Windows operating system and involving defendants Microsoft, Acer, ASUS, Visual Land, and YiFang, and the second pair involving only defendant HTC. Dkt. No. 450-3 at 4. Plaintiffs then propose an undetermined number of further trials addressing various Acer, ASUS, Visual Land, and YiFang products that use the Android or Chrome operating systems. *Id.* Plaintiffs' motion for consolidation is directed exclusively to the first pair of proposed trials. Dkt. No. 475 at 1.

It is unnecessary for the Court to evaluate whether Section 299 permits trial consolidation for five of the six defendants regarding some subset of the accused products and nine of the eleven patents-in-suit, because the Court finds Plaintiffs' proposal to be thoroughly unworkable and fundamentally less efficient than the default practice of each case proceeding to trial independently. The Court, in its discretion, therefore **DENIES** Plaintiffs' motion with respect to trial consolidation.

B. Defendant Microsoft's Cross-Motion to Sever

Microsoft requests that the Court sever all of Plaintiffs' claims against Microsoft and schedule a first trial addressing only Windows-based infringement. Dkt. No. 454 at 16-25. The Court need not sever claims against Microsoft to schedule such a trial. Case Number 4:18-cv-01889-HSG involves only Philips and Microsoft, and there are no apparent objections to scheduling trial between those parties before any other trial in these matters. Microsoft's only further argument for severance is that it should not be subjected to multiple trials, as it would be under Plaintiffs' proposed trial consolidation. Dkt. No. 454 at 24-25. Given that the Court does not adopt Plaintiffs' proposed consolidation plan, and because Microsoft intervened in each of the five cases from which it now requests to be severed, the possibility that Microsoft will be subjected to multiple trials does not persuade the Court to sever Microsoft's claims at this time. The Court therefore **DENIES** Defendant Microsoft's cross-motion to sever.

Page 7

IV. CONCLUSION

Good cause appearing therefor, the cases captioned *Koninklijke Philips N.V. v. Acer Inc.*, Case No. 4:18-cv-01885; *Koninklijke Philips N.V. v. ASUSTeK Computer Inc.*, Case

No. 4:18-cv-01886; *Koninklijke Philips N.V. v. HTC Corp.*, Case No. 4:18-cv-01887; *Koninklijke Philips N.V. v. Visual Land, Inc.*, Case No. 4:18-cv-1888; *Koninklijke Philips N.V. v. Double Power Tech., Inc.*, Case No. 4:18-cv-01889; and *Koninklijke Philips N.V. v. YiFang USA, Inc.*, Case No. 4:18-cv-01890 are hereby consolidated for all pre-trial purposes. The earliest filed civil action, Case No. 4:18-cv-01885, shall serve as the lead case. The clerk is directed to administratively close the later-filed civil actions, Case Nos. 4:18-cv-01886, 4:18-cv-01887, 4:18-cv-01888, 4:18-cv-01889, and 4:18-cv-01890. All future filings should be done in the lead case (Case No. 4:18-cv-01885) only and should be captioned "In Re Koninklijke Philips Patent Litigation."

At the upcoming case management conference on October 2, 2018, the parties should be prepared to discuss a schedule and sequence for the trials in these cases.

IT IS SO ORDERED.

Dated: 9/24/2018

/s/ _____
HAYWOOD S. GILLIAM, JR.
United States District Judge

Footnotes:

¹ Unless otherwise indicated, all docket citations in this order reference the docket in Case Number 18-cv-01885-HSG.

² The Philips suits allege infringement of certain claims of U.S. Patent Nos. RE44,913 ("the '913 patent"); 6,690,387 ("the '387 patent"); 7,184,064 ("the '064 patent"); 7,529,806 ("the '806 patent"); 5,910,797 ("the '797 patent"); 6,522,695 ("the '695 patent"); RE44,006 ("the '006 patent"); 8,543,819 ("the '819 patent"); 6,772,114 ("the '114 patent"); RE43,564 ("the '564 patent"); and 9,436,809 ("the '809 patent").

³ Double Power and all other defendants in the Double Power action other than Microsoft were voluntarily dismissed on June 19, 2018. 4:18-cv-01889 Dkt. No. 326.

⁴ As an unpublished Federal Circuit decision, *In re Nintendo Co., Ltd.* is not precedent, but may be considered for its persuasive value. See Fed. R. App. P. 32.1; CTA9 Rule 36-3.

EXHIBIT B

EXHIBIT B

Case No: OBC19-1270



FILED

MAR 09 2020

STATE BAR OF NEVADA

BY: Sam
OFFICE OF BAR COUNSEL

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
Respondent.)

COMPLAINT

TO: Thomas S. Shaddix, Esq.
Law Offices of Thomas Shaddix
6166 S. Sandhill Road Suite #146
Las Vegas, NV 891210

PLEASE TAKE NOTICE that pursuant to Supreme Court Rule ("SCR") 105(2), a **VERIFIED RESPONSE OR ANSWER** to this Complaint **must be filed** with the Office of Bar Counsel, State Bar of Nevada ("State Bar"), 3100 W. Charleston Boulevard, Suite 100, Las Vegas, Nevada 89102, **within twenty (20) days of service of this Complaint**. Procedure regarding service is addressed in SCR 109.

General Allegations

1. Complainant, State Bar of Nevada, alleges that the Respondent, Thomas S. Shaddix, Esq. ("Respondent"), Nevada Bar No. 7905, is currently an active member of the

1 State Bar of Nevada and at all times pertinent to this complaint had his principal place of
2 business for the practice of law located in Clark County, Nevada.

3 2. Respondent engaged in acts of professional misconduct warranting the imposition
4 of professional discipline as set forth below.

5 3. Gary Coleman (Coleman), a Lyft/Uber driver, retained Respondent to represent
6 him on a failure to yield ticket and a speeding ticket.

7 4. Coleman paid Respondent \$425.00 for the retainer which included money to pay
8 the fines for both tickets.

9 5. On October 10, 2017, Respondent appeared at the attorney session for both
10 matters and entered a plea of not guilty for each ticket. A pretrial hearing was set on
11 December 8, 2017, at 1:30 pm.

12 6. On October 18, 2017, Coleman emailed Respondent about the status of his case. In
13 response, Coleman received a call from Alison Perelman (Respondent's office manager), in
14 which she informed him the matter was "reset" to December 8th. Perelman also told Coleman
15 this process was normal.

16 7. On December 8, 2017, Respondent appeared at the attorney session and entered
17 guilty pleas to an amended charge of illegal parking on each ticket. Fines were assed of \$198.00
18 for the failure to yield ticket and \$148.00 on the speeding ticket.

19 8. Respondent failed to inform Coleman of the resolution of each ticket.

20 9. In March 2018, the Las Vegas Justice Court sent Coleman a late notice for failure
21 to pay fines.

22 10. On April 26, 2018, warrants were issued against Coleman for failure to pay fines.

23 11. On April 28, 2018, Coleman was pulled over by Las Vegas Metropolitan Police
24 (LVMPD) while he was on his way to pick up a customer. LVMPD advised him that he had two
25

1 warrants out for his arrest for failure to pay traffic tickets. Coleman had to cancel the ride for his
2 customer. LVMPD advised Colman not to drive and to contact his attorney.

3 12. Coleman contacted Respondent's office and was advised by Perelman that the
4 warrants had been lifted but that he should not drive until the court hearing on May 8, 2018.
5 Coleman lost wages because he could not work.

6 13. On May 8, 2018, minutes show that the Court waived the \$150.00 bench warrant
7 fees on each ticket. Minutes also show that guilty pleas to Illegal Parking were re-entered and
8 fines assessed of \$198 and \$200 on each case respectively.

9 14. On September 1, 2018, Coleman received a collection notice for the two fines. He
10 contacted Respondent's office immediately and was told to disregard the notice.

11 15. On September 6, 2018, additional warrants were issued on each case for failure to
12 pay.

13 16. On September 30, 2018, Coleman found out about the warrants after the court
14 notified him.

15 17. On October 1, 2018, Colman called Respondent's office. He was advised that
16 Respondent was already in court and a Motion to Quash the warrants would be filed the
17 following day.

18 18. On October 2, 2018, Respondent's office filed a motion to quash warrants on behalf
19 of Coleman.

20 19. Court minutes from October 3, 2018, show that the motion to quash was approved
21 in part, the warrant fees were reduced but not removed. The minutes are also stamped "no more
22 motions."

23 20. On October 4, 2018, Perelman emailed Coleman, apologized for the delay, and
24 informed him the office had filed a motion to quash warrants on his behalf.
25

1 21. On October 5, 2018, the court removed the tickets from collections and recalled
2 the warrants. Coleman was given 90 days to pay.

3 22. On January 3, 2019, Coleman checked the court website and noticed that no
4 activity occurred on the tickets for three months. The court minutes showed that the fines had
5 not been paid and the tickets were still open.

6 23. On January 4, 2019, Perelman emailed Coleman and said that the law office would
7 pay Coleman's fines no later than February 5, 2019. Perelman also said they would inform him
8 once the fines had been paid in full.

9 24. On March 7, 2019, the Court called Coleman and informed him that he had a
10 warrant for his arrest. Coleman emailed Perelman at 11:18 am asking "What the hell is going on
11 here?!" At 5:17 pm, Respondent sent Coleman a blank email which contained an attachment of
12 another Motion to Quash which was filed stamped at 2:45 on March 7, 2019. The motion
13 language requested fees be removed because of "law office oversight."

14 25. The Court minutes show that the fines were reduced again but the total owed was
15 now \$298 (was \$198) on the failure to use due care and \$300 (was \$148) on the speeding.
16 Coleman was ordered to pay the fines within 90 days.

17 26. Respondent failed to pay the ticket fines as promised.

18 27. In June 2019, Coleman checked the website and noticed the tickets were still
19 outstanding. Coleman called Respondent again because he was concerned more warrants would
20 issue. Coleman was advised it would be taken care of by June 14, 2019. Once again, Respondent
21 failed to pay the tickets.

22 28. On June 19, 2019, Respondent again filed a motion to quash the warrants.

23 29. On October 1, 2019, Coleman went to the court website and paid the tickets himself
24 (\$508 total).
25

30. Respondent failed to respond or provided a refund to Coleman.

31. On October 7, 2019, Coleman submitted his grievance to the bar.

32. On October 10, 2019, State Bar investigator, Dawn Meeks, sent a letter of investigation via certified mail to Respondent at his SCR 79 address on Sandhill Road.

33. On October 22, 2019, the Bar received the certified mail green card which was signed by Perelman.

34. On October 28, 2019, Respondent emailed Ms. Meeks requesting an extension until November 5, 2019, because he had a lengthy hearing in Nye County

35. On December 4, 2019, Ms. Meeks replied to Respondent's original email and attached a copy of the two letters that the Bar had mailed to him. His response was due December 9, 2019.

36. Respondent failed to respond or provide the Bar with any information regarding Coleman's grievance.

COUNT I

RPC 1.3 (Diligence)

37. RPC 1.3 states, “A lawyer shall act with reasonable diligence and promptness in representing a client.”

38. Respondent failed to provide diligent and prompt representation to the client.

39. Respondent did not perform services he was retained to complete.

40. Respondent did not pay the traffic tickets.

41. Respondent knew or should have known his conduct was improper.

42. Respondent's conduct resulted in harm to the client, Coleman, and to the legal profession.

1 43. In light of the foregoing, including without limitation paragraphs 1 through
2 36, Respondent has violated RPC 1.3 (Diligence).

3 **COUNT II**

4 **RPC 1.4 (Communication)**

5 44. RPC 1.4 States, in relevant part:

6 (a) A Lawyer shall:

7 (1) Promptly inform the client of any decision or circumstance
with respect to which the client's informed consent is required
by these rules;

8 (2) Reasonably consult with the client about the means by which
the client's objectives are to be accomplished;

9 (3) Keep the client reasonably informed about the status of the
matter;

10 (4) Promptly comply with reasonable requests for information;
and

11 (5) Consult with the client about any relevant limitation on the
lawyer's conduct when the lawyer knows that the client
expects assistance not permitted by the Rules of Professional
Conduct or other law.

12 (b) A lawyer shall explain a matter to the extent reasonably necessary
to permit the client to make informed decisions regarding the
representation.
13
14

15 45. Respondent failed to adequately inform Coleman of the status of his case.

16 46. Respondent failed to comply with reasonable requests for information.

17 47. Respondent knew or should have known his conduct was improper.

18 48. Respondent's conduct resulted in harm to the client, Coleman, and to the
19 legal profession.

20 49. In light of the foregoing including, without limitation, paragraphs 1 through
21 36, Respondent has violated RPC 1.4 (Communication).

22 ///

23 ///

COUNT III

RPC 1.15(a)&(d) (Safekeeping)

50. RPC 1.15 States, in relevant part:

(a) A lawyer shall hold funds or other property of clients or third persons that is in a lawyer's possession in connection with a representation separate from the lawyer's own property. All funds received or held for the benefit of clients by a lawyer or firm, including advances for costs and expenses, shall be deposited in one or more identifiable bank accounts designated as a trust account maintained in the state where the lawyer's office is situated, or elsewhere with the consent of the client or third person. Other property in which clients or third persons hold an interest shall be identified as such and appropriately safeguarded. Complete records of such account funds and other property shall be kept by the lawyer and shall be preserved for a period of seven years after termination of the representation.

(d) Upon receiving funds or other property in which a client or third person has an interest, a lawyer shall promptly notify the client or third person. Except as stated in this Rule or otherwise permitted by law or by agreement with the client, **a lawyer shall promptly deliver to the client or third person any funds or other property that the client or third person is entitled to receive** and, upon request by the client or third person, shall promptly render a full accounting regarding such property. (Emphasis added)

51. Respondent took monies from Coleman to pay the ticket fines.

52. Respondent failed to pay the ticket fines

53. Respondent knew or should have known his conduct was improper.

54. Respondent's conduct resulted in harm to the client, Coleman, and to the legal profession.

55. In light of the foregoing including, without limitation, paragraphs 1 through 36, Respondent has violated RPC 1.15 (Safekeeping).

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1 COUNT IV

2 **RPC 5.3(b) (Responsibilities regarding non-lawyer assistants)**

3 56. RPC 5.3 States, in relevant part:

4 (b) A lawyer having direct supervisory authority over the nonlawyer shall
5 make reasonable efforts to ensure that the person's conduct is compatible
6 with the professional obligations of the lawyer;

7 57. Respondent allowed non-lawyer assistant, Alison Perelman, to meet with Coleman
8 and explain the legal process.

9 58. Respondent knew or should have known his conduct was improper.

10 59. Respondent's conduct resulted in harm to the client, Coleman, and to the legal
11 profession.

12 60. In light of the foregoing including, without limitation, paragraphs 1 through 36,
13 Respondent has violated RPC 5.3 (Responsibilities of non-layer assistants).

14 COUNT V

15 **RPC 8.1(b) (Bar admission and disciplinary matters)**

16 61. RPC 8.1(b) States, in relevant part:

17 (b) a lawyer shall not . . . **knowingly fail to respond to a lawful**
18 **demand for information from an admissions or**
19 **disciplinary authority**, except that this Rule does not require
20 disclosure of information otherwise protected by Rule 1.6. (Emphasis
21 added)

22 62. Respondent failed to respond to request for information regarding the instant
23 grievance.

24 63. Respondent knew or should have known his conduct was improper.

25 64. Respondent's conduct resulted in harm to the client, Coleman, and to the legal
profession.

65. In light of the foregoing including, without limitation, paragraphs 1 through 36, Respondent has violated RPC 8.1(b) (Bar admission and disciplinary matters) – Failure to Respond).

WHEREFORE, Complainant prays as follows:

1. That a hearing be held pursuant to Nevada Supreme Court Rule 105;
2. That Respondent be assessed the actual and administrative costs of the disciplinary proceeding pursuant to SCR 120; and
3. That pursuant to SCR 102, such disciplinary action be taken by the Southern Nevada Disciplinary Board against Respondent as may be deemed appropriate under the circumstances.

DATED this 9th day of March, 2020.

STATE BAR OF NEVADA
Daniel M. Hooge, Bar Counsel

Daniel T. Young, Assistant Bar Counsel
Nevada Bar No. 11747
3100 W. Charleston Blvd, Suite 100
Las Vegas, Nevada 89102
(702)-382-2200
Attorney for State Bar of Nevada

EXHIBIT C

EXHIBIT C



Case No: OBC20-0249

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
)
Respondent.)

COMPLAINT

PLEASE TAKE NOTICE that pursuant to Supreme Court Rule (“SCR”) 105(2), a **VERIFIED RESPONSE OR ANSWER** to this Complaint **must be filed** with the Office of Bar Counsel, State Bar of Nevada (“State Bar”), 3100 W. Charleston Boulevard, Suite 100, Las Vegas, Nevada 89102, **within twenty (20) days of service of this Complaint**. Procedure regarding service is addressed in SCR 109.

General Allegations

1. Complainant, State Bar of Nevada, alleges that the Respondent, Thomas S. Shaddix, Esq. (“Respondent”), Nevada Bar No. 7905, is currently an active member of the State Bar of Nevada and at all times pertinent to this complaint had his principal place of business for the practice of law located in Clark County, Nevada.

2. Respondent engaged in acts of professional misconduct warranting the imposition of professional discipline as set forth below.

3. On February 14, 2020, Judge Nancy Allf, the presiding judge in civil cases Madsen v. Shaddix, Case No. A-20-808396-C and Madsen v. Shaddix case No. A-20-808391-C, submitted a letter to the State Bar (SBN) asking the SBN to review the listed civil cases and, if appropriate, to investigate.

4. On March 4, 2020, the SBN sent a letter of investigation via certified mail and regular mail to Respondent at his SCR 79 address listed as 6166 S. Sandhill Road Suite #146, Las Vegas, NV 89120.

5. Neither the return receipt card nor the regular mail were returned to SBN.

6. Respondent was asked to provide numerous items including but not limited to the retainer and intake paperwork for John Madsen, receipts and explanations for all payments received by Respondent from Madsen, invoices for fees and costs relating to John Madsen or MYCH 3-D, and reasons why Respondent did not file an answer or opposition in the Conetta v. Madsen, Case No. A-19-800160-C, lawsuit filed against Madsen, and bank and account number for his trust account, and any other bank or accounting records used to receive funds from Madsen.

7. Respondent's response was due March 20, 2020.

8. Respondent failed to respond.

9. On March 26, 2020, SBN investigator Dawn Meeks sent an email to Respondent advising that his response was not received and warning that his failure to respond could constitute a violation of RPC 8.1.

10. Respondent's response was due April 8, 2020.

11. On April 8, 2020, Respondent responded via email. However, he did not provide any of the documents requested. He asked for additional time until April 16, 2020 to respond.

12. To date, these items have never been provided by Respondent.

COUNT I

RPC 8.1(b) (Bar admission and disciplinary matters)

13. RPC 8.1(b) States, in relevant part:

(b) a lawyer shall not . . . **knowingly fail to respond to a lawful demand for information from an admissions or disciplinary authority**, except

1 that this Rule does not require disclosure of information otherwise
2 protected by Rule 1.6. (Emphasis added)

3 14. Respondent failed to provide SBN with the documents requested, as more fully set forth
4 in paragraph six (6) herein, after SBN had made a lawful request for such documents,
5 regarding the instant grievance.

6 15. Respondent knew or should have known his conduct was improper.

7 16. Respondent's conduct resulted in harm to the State Bar and to the legal profession.

8 17. In light of the foregoing including, without limitation, paragraphs 1 through 12,
9 Respondent has violated RPC 8.1(b) (Bar admission and disciplinary matters) – Failure
10 to Respond).

11 **WHEREFORE**, Complainant prays as follows:


12 1. That a hearing be held pursuant to Nevada Supreme Court Rule 105;

13 2. That Respondent be assessed the actual and administrative costs of the disciplinary
14 proceeding pursuant to SCR 120; and

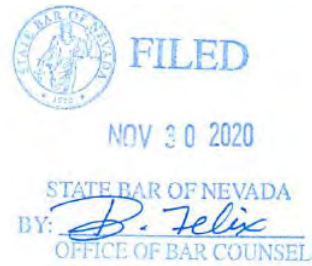
15 3. That pursuant to SCR 102, such disciplinary action be taken by the Southern Nevada
16 Disciplinary Board against Respondent as may be deemed appropriate under the circumstances.

17 **DATED** this 18 day of September 2020.

18 **STATE BAR OF NEVADA**
19 Daniel M. Hooge, Bar Counsel

20 
Daniel Young (Sent: 9/18/2020 10:28 PDT)
21 Daniel T. Young, Assistant Bar Counsel
22 Nevada Bar No. 11747
23 3100 W. Charleston Blvd, Suite 100
24 Las Vegas, Nevada 89102
25 (702)-382-2200
Attorney for State Bar of Nevada

Case Number: OBC19-1270



STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD


STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
NV BAR NO. 7905.)
)
Respondent.)

NOTICE OF HEARING

PLEASE TAKE NOTICE that the formal hearing in the above-entitled action has been scheduled for ***December 10, 2020, beginning at the hour of 9:00 a.m.*** The hearing will be conducted via audio/visual simultaneous transmission (using Zoom) hosted from Las Vegas, Nevada. You are entitled to be represented by counsel, to cross-examine witnesses, and to present evidence.

DATED this 30 day of November, 2020.

STATE BAR OF NEVADA
Daniel M. Hooge, Bar Counsel

By: 
Daniel T. Young, Assistant Bar Counsel
3100 W. Charleston Blvd., Suite 100
Las Vegas, NV 89102
Attorney for State Bar of Nevada

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Thomas Shaddix, Esq.
6166 S. Sandhill Rd., Suite 146
Las Vegas, NV 89120
SCR 79 Address
Certified Mail Receipt. 7019 2970 0001 3885 9731

The foregoing document was also e-mailed to:

1. Thomas Shaddix, Esq., (Respondent): thomas@shaddixlaw.com
2. Daniel T. Young, Esq., (Assistant Bar Counsel): daniely@nvbar.org

DATED this 30 day of November, 2020.

Sonia Del Rio, an employee of the State Bar of Nevada.

AFFIDAVIT OF SERVICE

STATE BAR OF NEVADA SOUTHERN NEVADA DISCIPLINARY BOARD
CLARK COUNTY, STATE OF NEVADA

STATE BAR OF NEVADA,

Complainant

v.

THOMAS S. SHADDIX, ESQ.,
Nevada Bar No. 7905,

Respondent

Case No.:OBC20-0249
Daniel T. Young, Esq., Bar No. 11747
OFFICE OF BAR COUNSEL
3100 W. Charleston 100
Las Vegas, NV 89102
(702) 382-2200
Attorneys for the Complainant
Client File# OBC20-0249

I, Judith Mae All, being sworn, states: That I am a licensed process server registered in Nevada. I received a copy of the Notice Of Intent To Proceed On A Default Basis; Complaint, from OFFICE OF BAR COUNSEL

That on 10/28/2020 at 4:05 PM at 3126 Asoleado Circle, Las Vegas, NV 89121 I served Thomas Shaddix, Esq. with the above-listed documents by personally delivering a true and correct copy of the documents by leaving with Thomas Shaddix, Esq..

That the description of the person actually served is as follows:

Gender: Male, Race: Caucasian, Age: 40's, Height: 5'10", Weight: 220 lbs., Hair: Gray, Eyes:Brown

I being duly sworn, states: that all times herein, Affiant was and is over 18 years of age, not a party to or interested in the proceedings in which this Affidavit is made. I declare under penalty of perjury that the foregoing is true and correct.

Date: 10/30/2020



Judith Mae All
Registered Work Card# R-040570
State of Nevada

(No Notary Per NRS 53.045)

Service Provided for:
Nationwide Legal Nevada, LLC
626 S. 7th Street
Las Vegas, NV 89101
(702) 385-5444
Nevada Lic # 1656



Control #:NV233568
Reference: OBC20-0249

Case No.: OBC20-0249



FILED

NOV 30 2020

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.
NV BAR NO. 7905

Respondent.

**ORDER APPOINTING
HEARING PANEL CHAIR**

IT IS HEREBY ORDERED that the following member of the Southern Nevada
Disciplinary Board has been designated as the Hearing Panel Chair.

1. Dana Oswalt, Esq., Chair

DATED this 30 day of November, 2020.

STATE BAR OF NEVADA

By: Russell E. Marsh
Russell E. Marsh (Nov 30, 2020 09:43 PST)
Russell E. Marsh, Esq.
Nevada Bar No. 11198
Chair, Southern Nevada Disciplinary Board

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CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies a true and correct copy of the foregoing **ORDER**
APPOINTING HEARING PANEL CHAIR was sent via electronic mail to:

- 1. Dana Oswalt, Esq. (Panel Chair): dana@bensonbingham.com
- 2. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
- 3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

DATED this 30th day of November, 2020.

Sonia Del Rio

Sonia Del Rio, an employee of
the State Bar of Nevada.



FILED

DEC 1 2020

STATE BAR OF NEVADA

BY: B. Felix
OFFICE OF BAR COUNSEL

Case Nos: OBC19-1270

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.

NV BAR No. 7905

Respondent.

**ORDER APPOINTING
FORMAL HEARING PANEL**

IT IS HEREBY ORDERED that the following members of the Southern Nevada Disciplinary Board have been designated as members of the formal hearing panel in the above-entitled action. The hearing will be convened on the 10th day of December, 2020 starting at 9:00 a.m. via Zoom Video Conferencing.

1. Dawn Lozano, Esq., Chair;
2. Kelly Giordani, Esq.
3. Peter Ossowski, Laymember

DATED this 1st day of December, 2020.

STATE BAR OF NEVADA

By: Russell E. Marsh
Russell E. Marsh (Dec 1, 2020 12:14 PST)
Russell E. Marsh, Esq.
Nevada Bar No. 11198
Chair, Southern Nevada Disciplinary Board

1 **CERTIFICATE OF SERVICE**

2 The undersigned hereby certifies a true and correct copy of the foregoing **ORDER**
3 **APPOINTING HEARING PANEL** was deposited via electronic mail to:

- 4 1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
5 2. Kelly Giordani, Esq. (Panel Member): kgiordani@lasvegasnevada.gov
6 3. Peter Ossowski (Laymember): p_e_ossowski@yahoo.com
7 4. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com;
8 shaddixts@ticketdefenders.net
9 5. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

10 Dated this 1 day of December, 2020.

11 *Sonia Del Rio*

12 _____
13 Sonia Del Rio, an employee
14 of the State Bar of Nevada
15
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Case No: OBC19-1270



FILED

DEC 03 2020

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
Respondent.)

ORDER

On October 28, 2020, Complainant, the STATE BAR OF NEVADA, filed a Motion to Consolidate Disciplinary Matters.

Respondent failed to respond to the motion.

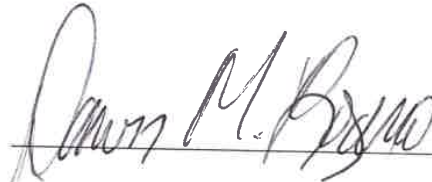
In its Motion, the State Bar noted that if Respondent had failed to answer the Complaint in case OBC20-0249, that it may make sense to keep the two cases separate due to a default in that case. Motion to Consolidate, p. 4, fn 4.

At the Pre-Hearing Conference held on November 30, 2020, Assistant Bar Counsel, Daniel T. Young, represented that Respondent had indeed failed to answer the Complaint in OBC20-0249.

Therefore, due to the probable default against Respondent in OBC20-0249, and finding a procedural difference in the two cases,

1 **IT IS HEREBY ORDERED** that the State Bar of Nevada's Motion to Consolidate
2 Disciplinary matters is **DENIED** as moot. This denial is without prejudice.

3 **DATED** this 30th day of December, 2020.
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Dawn Lozano, Esq., Hearing Panel Chair
Southern Nevada Disciplinary Panel

Case No. OBC20-0249



FILED

DEC 11 2020

STATE BAR OF NEVADA

BY: B. Felix
OFFICE OF BAR COUNSEL

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,

Nevada Bar No. 7905,

Respondent.

**NOTICE OF TELEPHONIC
INITIAL CASE CONFERENCE**

PLEASE TAKE NOTICE, the telephonic Initial Case Conference in the above-entitled matter is set for **Monday, December 14, 2020, at 10:00 a.m.** The State Bar conference number is (877) 594-8353, participant passcode is 46855068 then #.

DATED this 11 day of December, 2020.

STATE BAR OF NEVADA

DANIEL M. HOOGE, BAR COUNSEL

By: Daniel Young (12/11/2020 09:09 PST)

Daniel T. Young, Esq.
Assistant Bar Counsel
3100 W. Charleston Boulevard, Suite 100
Las Vegas, Nevada 89102
(702) 382-2200

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1. Dana Oswalt, Esq. (Panel Chair): dana@bensonbingham.com
2. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com;
shaddixts@ticketdefenders.net
3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

By: Sonia Del Rio
Sonia Del Rio, an employee of
the State Bar of Nevada.

Case No. OBC20-0249



**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,)
Complainant,)
vs.)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905)
Respondent.)

SCHEDULING ORDER

Pursuant to Rule 17 of the Disciplinary Rules of Procedure (“DRP”), on Monday, December 14, 2020, at 10:00 a.m., Dana Oswalt, Esq., the Formal Hearing Panel Chair, met telephonically with Daniel T. Young, Esq., Assistant Bar Counsel, on behalf of the State Bar of Nevada and Respondent.

During the Case Conference the parties discussed disclosures, discovery issues, the potential for resolution of this matter prior to the hearing, a status conference, and the hearing date.

The parties agreed to the following:

1. The parties consent to service by electronic means of all documents pursuant to SCR 109(2), NRCP 5, and DRP 11(b)(3) with the understanding that **all documents need to be submitted by 5:00 p.m. to be file stamped timely.**

2. The parties stipulate that venue is proper in Clark County, Nevada.

3. The Formal Hearing for this matter is hereby set for **one (1) day starting at 9:00 a.m. on February 12, 2021** and shall take place via Zoom video conference, until further notice.

1 **4.** On or before **December 21, 2020, at 5:00 p.m.**, the State Bar of Nevada's initial
2 disclosures shall be served on all parties. The documents provided by the State Bar shall be
3 bates stamped with numerical designations. *See* DRP 17 (a).

4 **5.** On or before **December 29, 2020, at 5:00 p.m.**, Respondent's initial disclosures
5 shall be served on all parties. The documents provided by the Respondent shall be bates stamped
6 with alphabetical exhibit designations. *See* DRP 17 (a).

7 **6.** On or before **January 4, 2021, at 5:00 p.m.**, the parties shall file and serve any
8 Motions.

9 **7.** On or before **January 18, 2021, at 5:00 p.m.**, all oppositions to the Motions, if
10 any, shall be filed and served on the parties.

11 **8.** On or before **January 25, 2021, at 5:00 p.m.**, all replies to any opposition, if any,
12 shall be filed and served on the parties.

13 **9.** On or before **January 13, 2021, at 5:00 p.m.**, the parties shall serve a Final
14 Designation of witnesses expected to testify and exhibits expected to be presented at the Formal
15 Hearing in this matter, pursuant to SCR 105(2)(d), DRP 17(a) and DRP 21.

16 **10.** All documents disclosed shall be bates stamped, the State Bar will use numerical
17 exhibit designations and Respondent will use alphabetical exhibit designations, pursuant to DRP
18 17.

19 **11.** On **January 28, 2021, at 10:00 a.m.**, the parties shall meet telephonically with
20 Dana Oswalt, Esq. for the Pre-hearing Conference. Any pending issues, including pending
21 Motions, will be addressed at the Pre-hearing Conference. The parties shall use the State Bar
22 conference bridge (877) 594-8353 and the passcode is 46855068#.

23 Pursuant to DRP 23, at the Pre-hearing conference (i) the parties shall discuss all matters
24 needing attention prior to the hearing date, (ii) the Chair may rule on any motions or disputes
25

including motions to exclude evidence, witnesses, or other pretrial evidentiary matter, and (iii) the parties shall discuss and determine stipulated exhibits proffered by either the State Bar or Respondent as well as a stipulated statement of facts, if any.

12. The parties stipulate to waive SCR 105(2)(d) to allow for the formal appointment of the remaining hearing panel members on a date that is greater than 45 days prior to the scheduled hearing.

13. Respondent stipulates to filing an Answer by Thursday, December 17, 2020, by 5:00 p.m.

Based on the parties' verbal agreement to the foregoing during the telephonic Initial Conference and good cause appearing, **IT IS SO ORDERED.**

Dated this 17 day of December, 2020.

SOUTHERN NEVADA DISCIPLINARY BOARD

By: Dana P. Oswalt
Dana P. Oswalt (Dec 17, 2020 14:44 PST)

Dana Oswalt, Esq.
Hearing Panel Chair

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FILED

DEC 21 2020

STATE BAR OF NEVADA
BY: *B. Jolik*
OFFICE OF BAR COUNSEL

Case No: OBC20-0249

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
)
Respondent.)

**STATE BAR'S INITIAL SUMMARY
OF EVIDENCE AND DISCLOSURE
OF WITNESSES FOR FORMAL
HEARING**

PLEASE TAKE NOTICE that the following is an initial list of witnesses and initial summary of evidence which may be offered against Respondent at the time of the Formal Hearing, in the above-entitled complaint.

A. Documentary Evidence

Attached hereto is the State Bar's Exhibit List of proposed bate-stamped exhibits being submitted to Respondent via electronic mail.

1. Documentation contained in the State Bar of Nevada's files including but not limited to, correspondence, emails, memorandums, text messages, notes, payments, invoices, bank records, receipts, billing entries and pleadings regarding grievance file numbers OBC20-0249.

2. Documentation contained in records of the State Bar of Nevada regarding Respondent's licensure, compliance with reporting requirements, and disciplinary history.

The State Bar reserves the right to supplement this list, as necessary.

Exhibit#	Document	Bates No.
1.	State Bar Hearing Packet – <i>to be produced 1 week prior to hearing</i>	n/a
2.	Affidavit of Prior Discipline, if any – <i>to be produced at the hearing</i>	n/a
3.	2/24/2020 – Judicial Referral	001-004
4.	3/4/2020 – SBN Email to Madsen	001
5.	3/4/2020 – Madsen email read receipt	001
6.	3/4/2020 – Email from Madsen to SBN	001-004
7.	3/4/2020 – SBN Email confirmation receipt	001-005
8.	3/4/2020 – SBN letter to Judge Allf	001
9.	3/4/2020 – Letter of Investigation (LOI)	001-006
10.	3/4/2020 – LOI mailing green card	001-004
11.	3/5/2020 – Madsen email to SBN	001-005
12.	3/5/2020 – SBN email to Madsen	001-006
13.	3/26/2020 – SBN 8.1 letter to Respondent	001
14.	3/26/2020 – SBN email to Respondent, RE: LOI & 8.1 letter	001
15.	3/26/2020 – Respondent's email to SBN, RE: receipt of LOI & 8.1 letter	001-002
16.	4/8/2020 – Email RE: Respondent's response	001-002
17.	Conetta v. Madsen - Court Documents	001-050
18.	Madsen v. Shaddix, A808391 - Court Documents	001-016
19.	Madsen v. Shaddix, A808396 – Court Documents	001-077
20.	Madsen Court Case, Docket 20Fo7901A	001
21.	7/6/2015 - Madsen and Coker Main Page Article	001-003

The State Bar incorporates by reference all documents identified by Respondent in this matter.

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CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies a true and correct copy of the foregoing **STATE BAR'S INITIAL SUMMARY OF EVIDENCE AND DISCLOSURE OF WITNESSES FOR FORMAL HEARING** was sent via electronic mail to:

- 1. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
- 2. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

DATED this 21st day of December, 2020.

Sonia Del Rio
Sonia Del Rio, an employee of
the State Bar of Nevada.

Case No: OBC19-1270



**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
)
Respondent.)

**STATE BAR'S FIRST SUPPLEMENT
TO ITS FINAL SUMMARY
OF EVIDENCE AND DISCLOSURE
OF WITNESSES FOR FORMAL
HEARING**

PLEASE TAKE NOTICE that the following is the State Bar's first supplement to its final list of witnesses and summary of evidence which may be offered against Respondent at the time of the Formal Hearing, in the above-entitled complaint.

A. Documentary Evidence

Attached hereto is the State Bar's Exhibit List of proposed bate-stamped exhibits being submitted to Respondent on disk via electronic mail.

1. Any and all documentation contained in the State Bar of Nevada's files including but not limited to, correspondence, emails, memorandums, text messages, notes, payments, invoices, bank records, receipts, billing entries and pleadings regarding grievance file numbers OBC19-1270.

2. Any and all documentation contained in records of the State Bar of Nevada regarding Respondent's licensure, compliance with reporting requirements, and disciplinary history.

The State Bar reserves the right to supplement this list, as necessary.

Exhibit#	Document	Bates No.
1.	State Bar Hearing Packet – <i>to be produced 1 week prior to hearing</i>	n/a
2.	Affidavit of Prior Discipline, if any – <i>to be produced at the hearing</i>	n/a
3.	10/7/2019 – Grievance filed by Gary Coleman.	SBN 001-010
4.	10/10/2019 – SBN letter to Shaddix Re: Open file.	SBN 001-010
5.	10/15/2019 – Signed mail delivery green card.	SBN 001-002
6.	10/30/2019 – SBN 8.1 Letter.	SBN 001
7.	11/6/2019 – Signed mail delivery green card.	SBN 001-002
8.	10/28/2019 – Shaddix email to SBN.	SBN 001-001
9.	12/4/2019 – From SBN to Shaddix Re: No response to letters.	SBN 001-013
10.	12/4/2019 – Relayed message email from Microsoft.	SBN 001
11.	1/8/2020 - Email from Gary Coleman to SBN.	SBN 001-004
12.	1/8/2020 – Email from SBN to Gary Coleman.	SBN 001
13.	1/8/2020 – Email from SBN to LVMC Records	SBN 001
14.	1/22/2020 – Email from SBN to Shaddix.	SBN 001-002
15.	1/22/2020 – Relayed message from Microsoft.	SBN 001
16.	1/22/2020 – Email from Gary Coleman to SBN.	SBN 001-002
17.	1/23/2020 – Email from SBN to Gary Coleman.	SBN 001-003
18.	3/12/2020 – Email from Shaddix to SBN.	SBN 001-002
19.	3/26/2020 – Email from SBN to Shaddix.	SBN 001
20.	Supporting documents submitted by Gary Coleman to SBN.	SBN 001-005
21.	1/10/2020 – SBN request to LV JC.	SBN 001
22.	Certified Court Records Re: LVM0272887.	SBN 001-018
23.	Certified Court Records Re: LVM0285889.	SBN 001-014
24.	12/10/2020 – 1/6/2021 SBN email chain with LVJC Traffic Division	SBN 001-004
25.	Declaration of Sherri Parris with Attachments	SBN 001-027
26.	First Legal Invoice #61633	SBN 001
27.	Transcript Hearing 12/10/2020 - State Bar of Nevada v. Thomas S. Shaddix OBC19-1270	SBN 001-032

1 The State Bar incorporates by reference all documents identified by Respondent in this
2 matter.

3 **B. Witnesses**

4 1. The State Bar expects to call Respondent Thomas S. Shaddix, Esq. ("Respondent" or
5 "Shaddix") to testify about the facts and circumstances alleged in the complaint. Such
6 testimony will include, but not be limited to, the retention of, and the legal services provided
7 to Gary Coleman. To the extent Respondent makes representations about his good character,
8 the State Bar reserves the right to present information to rebut those representations with
9 relevant facts and circumstances regarding his representation of other clients.

10 2. Gary Coleman is expected to offer testimony including but not limited to his retention
11 of Respondent, the handling of his case, and his communication with Respondent.

12 3. Alison Perelman is expected to offer testimony including but not limited to her
13 employment duties at Respondent's law office, her communication with Gary Coleman, her
14 processing of any mail received from the State Bar of Nevada, and any other contact she may
15 have had with the State Bar of Nevada.

16 4. Sherri Parris, Court Division Administrator for the Traffic Division of the Las Vegas
17 Justice Court, is expected to testify regarding Las Vegas Justice Court Traffic Division records
18 regarding Citations LVM0272887 and LVM0285889, and/or records of communication of
19 Mr. Shaddix with the Las Vegas Justice Court Traffic Division and/or office policy and
20 procedures for the Las Vegas Justice Court Traffic Division.

21 5. Dawn Meeks, Investigator with the State Bar of Nevada Office of Bar Counsel is
22 expected to provide testimony regarding her investigation of the Office of Bar Counsel matter

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1 referenced above, including but not limited to, communications with Respondent,
2 investigation and documentation obtained, and Respondent's licensure and disciplinary
3 history.

4 The State Bar reserves the right to supplement this witness list, as necessary.

5 Dated this 11 day of January, 2021.

6 STATE BAR OF NEVADA

7 By: 
8 Daniel T. Young, Assistant Bar Counsel
9 Nevada Bar No. 11747
10 3100 W. Charleston Boulevard, Suite 100
11 Las Vegas, Nevada 89102
12 (702) 382-2200
13 Attorney for State Bar of Nevada
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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing **STATE BAR'S FIRST SUPPLEMENT TO IT'S FINAL SUMMARY OF EVIDENCE AND DISCLOSURE OF WITNESSES FOR FORMAL HEARING** was deposited via electronic mail to:

1. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com;
2. Daniel T. Young, Esq. (Assistant Bar Counsel): daniel@nvbar.org

Dated this 11th day of January, 2021.

Sonia Del Rio
Sonia Del Rio, an employee
of the State Bar of Nevada

Case Number: OBC19-1270



FILED

JAN 13 2021

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
NV BAR NO. 7905.)
)
Respondent.)

**NOTICE OF SECOND
FORMAL HEARING**

PLEASE TAKE NOTICE that the formal hearing in the above-entitled action has been scheduled for ***January 29, 2021, beginning at the hour of 9:00 a.m.*** The hearing will be conducted via audio/visual simultaneous transmission (using Zoom) hosted from Las Vegas, Nevada. You are entitled to be represented by counsel, to cross-examine witnesses, and to present evidence.

DATED this 13 day of January, 2021.

STATE BAR OF NEVADA
Daniel M. Hooge, Bar Counsel

By: 
Daniel Young (Jan 12, 2021 16:47 PST)

Daniel T. Young, Assistant Bar Counsel
3100 W. Charleston Blvd., Suite 100
Las Vegas, NV 89102
Attorney for State Bar of Nevada

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NOTICE OF SECOND FORMAL HEARING was served via electronic mail to:

1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
2. Kelly Giordani, Esq. (Panel Member): kgiordani@lasvegasnevada.gov
3. Peter Ossowski (Laymember): p_e_ossowski@yahoo.com
4. Thomas Shaddix, Esq., (Respondent): thomas@shaddixlaw.com
5. Daniel T. Young, Esq., (Assistant Bar Counsel): daniely@nvbar.org

DATED this 13th day of January, 2021.

Sonia Del Rio, an employee of the State Bar of Nevada.



FILED

JAN 14 2021

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

Case No: OBC19-1270, OBC20-0249

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,
Nevada Bar No. 7905,

Respondent.

**ORDER CONSOLIDATING
DISCIPLINARY MATTERS**

On October 28, 2020, The State Bar of Nevada filed a motion to consolidate one additional pending disciplinary matter with the above listed matter. Respondent failed to oppose the motion.

Having considered all of the arguments presented by the parties, the Formal Hearing Panel Chair makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

Both Complaints are against Nevada attorney Thomas S. Shaddix. The Complaint pending in the instant matter alleges, inter alia, a violation of RPC 8.1 (Bar admission and disciplinary matters). The allegation stems from Respondent's failure to respond to State Bar investigator Dawn Meeks' request for information during her investigation of a grievance.

///

1 The Complaint in the second matter also alleges a violation of RPC 8.1 (Bar admission
2 and disciplinary matters). The allegation stems from Respondent's failure to provide
3 information to the State Bar after Ms. Meeks made a lawful request. Therefore, both
4 complaints deal with common issues of law and fact.

5 Further, testimony for these counts in both cases would be from the same witness, Ms.
6 Meeks, and it would be appropriate to consolidate the adjudication of the two Complaints into
7 one hearing.

8 CONCLUSIONS OF LAW

9 1. Rule 42(a) of the Nevada Rules of Civil Procedure

10 If actions before the court involve a common question of law or fact,
11 the court may:

- 12 (1) join for hearing or trial any or all matters at issue in the
13 actions;
14 (2) consolidate the actions; or
15 (3) issue any other orders to avoid unnecessary cost or delay.

16 2. The two Complaints involve a common question of law and fact.

17 3. Consolidation of the two Complaints into one hearing will not cause any delay,
18 inconvenience, or additional expense.

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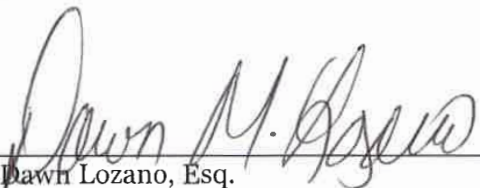
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Upon the foregoing, and good cause appearing therefor:


IT IS HEREBY ORDERED that OBC19-1270, and OBC20-0249 shall be consolidated into one disciplinary proceeding to be heard by a Formal Hearing Panel on January 29, 2021.

Dated this 14th day of January, 2021.

STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

By: 
Dawn Lozano, Esq.
Formal Hearing Chair

Submitted By:
STATE BAR OF NEVADA
Daniel M. Hooge, Bar Counsel

By: 
Daniel Young (1/29/2021 15:12 PST)
Daniel T. Young, Assistant Bar Counsel
3100 W. Charleston Boulevard, Suite 100
Las Vegas, Nevada 89102
(702) 382-2200
Attorney for State Bar of Nevada

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing **ORDER CONSOLIDATING DISCIPLINARY MATTERS** was deposited via electronic mail to:

1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
2. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com;
3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

Dated this 14th day of January, 2021.

Sonia Del Rio

Sonia Del Rio, an employee
of the State Bar of Nevada

Case No: OBC19-1270, ~~OBC20-0892~~ OBC20-0249



STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)	
)	
Complainant,)	CONDITIONAL GUILTY PLEA
)	IN EXCHANGE FOR A
vs.)	STATED FORM OF DISCIPLINE
)	
THOMAS S. SHADDIX, ESQ.,)	
Nevada Bar No. 7905,)	
)	
Respondent.)	

THOMAS S. SHADDIX, ESQ, ("Respondent") hereby tenders to Bar Counsel for the State Bar of Nevada ("State Bar") this Conditional Guilty Plea pursuant to Supreme Court Rule 113(1) in exchange for the imposition of a stated form of discipline as more fully set forth herein.

I. TENDER OF GUILTY PLEA

Respondent hereby agrees to plead guilty and admits that, as set forth in the Complaint filed in case OBC19-1270 on March 9, 2020, he violated:

RPC 1.3 (Diligence) when he failed to perform the services that he was retained to complete by not paying Gary Coleman's traffic tickets; and

RPC 1.4 (Communication) when he failed to respond to Coleman's requests for information regarding the status of his cases; and

1 **RPC 1.15 (Safekeeping)** by converting the money that Coleman provided him to
2 use to pay the traffic ticket fines; and

3 **RPC 5.3 (Responsibilities regarding non-lawyer assistants)** by allowing
4 his non-lawyer office assistant, to meet with Coleman for consultation and explain the
5 legal process; and

6 **RPC 8.1 (Bar admission and disciplinary matters)** by failing to respond to
7 the State Bar after a law request to provide information regarding Mr. Coleman's
8 grievance.

9 Respondent also hereby agrees to plead guilty and admits that, as set forth in the
10 Complaint filed in case OBC20-0249 on September 18, 2020, he violated:

11 **RPC 8.1 (Bar admission and disciplinary matters)** by failing to respond to
12 the State Bar after a law request to provide information regarding numerous items
13 including but not limited to the retainer and intake paperwork for John Madsen, receipts
14 and explanations for all payments received by Respondent from Madsen, invoices for fees
15 and costs relating to John Madsen or MYCH 3-D, and reasons why Respondent did not
16 file an answer or opposition in the Conetta v. Madsen, Case No. A-19-800160-C, lawsuit
17 filed against Madsen, and bank and account number for his trust account, and any other
18 bank or accounting records used to receive funds from Madsen.

19 **II. STIPULATION OF FACTS**

20 Respondent understands that by pleading guilty he admits the facts that support
21 all elements of the rules to which he tenders his plea of guilty as follows:

22 1. That the Respondent Thomas S. Shaddix, Esq. ("Respondent"), Nevada Bar
23 No. 7905, is currently an active member of the State Bar of Nevada and at all times
24 pertinent to this complaint(s) had his principal place of business for the practice of law
25 located in Clark County, Nevada.

2. Respondent engaged in acts of professional misconduct warranting the imposition of professional discipline as set forth below.

Case OBC19-1270

3. Gary Coleman (Coleman), a Lyft/Uber driver, retained Respondent to represent him on a failure to yield ticket and a speeding ticket.

4. Coleman paid Respondent \$425.00 for the retainer which included money to pay the fines for both tickets.

5. On October 10, 2017, Respondent appeared at the attorney session for both matters and entered a plea of not guilty for each ticket. A pretrial hearing was set on December 8, 2017, at 1:30 pm.

6. On October 18, 2017, Coleman emailed Respondent about the status of his case. In response, Coleman received a call from Alison Perelman (Respondent's office manager), in which she informed him the matter was "reset" to December 8th. Perelman also told Coleman this process was normal.

7. On December 8, 2017, Respondent appeared at the attorney session and entered guilty pleas to an amended charge of illegal parking on each ticket. Fines were assessed as \$198.00 for the failure to yield ticket and \$148.00 on the speeding ticket.

8. Respondent failed to inform Coleman of the resolution of each ticket.

9. In March 2018, the Las Vegas Justice Court sent Coleman a late notice for failure to pay fines.

10. On April 26, 2018, warrants were issued against Coleman for failure to pay fines.

11. On April 28, 2018, Coleman was pulled over by Las Vegas Metropolitan Police (LVMPD) while he was on his way to pick up a customer. LVMPD advised him that he had two warrants out for his arrest for failure to pay traffic tickets. Coleman had to

1 cancel the ride for his customer. LVMPD advised Colman not to drive and to contact his
2 attorney.

3 12. Coleman contacted Respondent's office and was advised by Perelman that
4 the warrants had been lifted but that he should not drive until the court hearing on May
5 8, 2018. Coleman lost wages because he could not work.

6 13. On May 8, 2018, minutes show that the Court waived the \$150.00 bench
7 warrant fees on each ticket. Minutes also show that guilty pleas to Illegal Parking were re-
8 entered and fines assessed of \$198 and \$200 on each case, respectively.

9 14. On September 1, 2018, Coleman received a collection notice for the two
10 fines. He contacted Respondent's office immediately and was told to disregard the notice.

11 15. On September 6, 2018, additional warrants were issued on each case for
12 failure to pay.

13 16. On September 30, 2018, Coleman found out about the warrants after the
14 court notified him.

15 17. On October 1, 2018, Colman called Respondent's office. He was advised that
16 Respondent was already in court and a Motion to Quash the warrants would be filed the
17 following day.

18 18. On October 2, 2018, Respondent's office filed a motion to quash warrants
19 on behalf of Coleman.

20 19. Court minutes from October 3, 2018, show that the motion to quash was
21 approved in part, the warrant fees were reduced but not removed. The minutes are also
22 stamped "no more motions."

23 20. On October 4, 2018, Perelman emailed Coleman, apologized for the delay,
24 and informed him the office had filed a motion to quash warrants on his behalf.

25 21. On October 5, 2018, the court removed the tickets from collections and
recalled the warrants. Coleman was given 90 days to pay.

1 22. On January 3, 2019, Coleman checked the court website and noticed that no
2 activity occurred on the tickets for three months. The court minutes showed that the fines
3 had not been paid and the tickets were still open.

4 23. On January 4, 2019, Perelman emailed Coleman and said that the law office
5 would pay Coleman's fines no later than February 5, 2019. Perelman also said they would
6 inform him once the fines had been paid in full.

7 24. On March 7, 2019, the Court called Coleman and informed him that he had
8 a warrant for his arrest. Coleman emailed Perelman at 11:18 am asking "What the hell is
9 going on here?!" At 5:17 pm, Respondent sent Coleman a blank email which contained an
10 attachment of another Motion to Quash which was filed stamped at 2:45 on March 7,
11 2019. The motion language requested fees be removed because of "law office oversight."

12 25. The Court minutes show that the fines were reduced again but the total
13 owed was now \$298 (was \$198) on the failure to use due care and \$300 (was \$148) on
14 the speeding. Coleman was ordered to pay the fines within 90 days.

15 26. Respondent failed to pay the ticket fines as promised.

16 27. In June 2019, Coleman checked the website and noticed the tickets were
17 still outstanding. Coleman called Respondent again because he was concerned more
18 warrants would issue. Coleman was advised On June 19, 2019, Respondent again filed a
19 motion to quash the warrants.

20 28. On October 1, 2019, Coleman went to the court website and paid the tickets
21 himself (\$508 total).

22 29. Respondent failed to respond or provided a refund to Coleman.

23 30. On October 7, 2019, Coleman submitted his grievance to the bar.

24 31. On October 10, 2019, State Bar investigator, Dawn Meeks, sent a letter of
25 investigation via certified mail to Respondent at his SCR 79 address on Sandhill Road.

32. On October 22, 2019, the Bar received the certified mail green card which was signed by Perelman.

33. On October 28, 2019, Respondent emailed Ms. Meeks requesting an extension until November 5, 2019, because he had a lengthy hearing in Nye County

34. it would be taken care of by June 14, 2019. Once again, Respondent failed to pay the tickets.

35. On December 4, 2019, Ms. Meeks replied to Respondent's original email and attached a copy of the two letters that the Bar had mailed to him. His response was due December 9, 2019.

36. Respondent failed to respond or provide the Bar with any information regarding Coleman's grievance.

Case OBC20-0249

37. On February 14, 2020, Judge Nancy Allf, the presiding judge in Eighth Judicial District Court cases, Madsen v. Shaddix, Case No. A-20-808396-C and Madsen v. Shaddix, case No. A-20-808391-C, submitted a letter to the State Bar (SBN) asking the State Bar to review the listed civil cases and if deemed appropriate, to investigate.

38. On March 4, 2020, the SBN sent a letter of investigation via certified mail and regular mail to Respondent at his SCR 79 address listed as 6166 S. Sandhill Road Suite #146, Las Vegas, NV 89120.

39. Neither the return receipt card nor the regular mail was returned to SBN.

40. Respondent was asked to provide numerous items including but not limited to the retainer and intake paperwork for John Madsen, receipts and explanations for all payments received by Respondent from Madsen, invoices for fees and costs relating to John Madsen or MYCH 3-D, and reasons why Respondent did not file an answer or opposition in the Conetta v. Madsen, Case No. A-19-800160-C, lawsuit filed against

1 Madsen, and bank and account number for his trust account, and any other bank or
2 accounting records used to receive funds from Madsen.

3 41. Respondent's response was due March 20, 2020.

4 42. Respondent failed to respond.

5 43. On March 26, 2020, SBN investigator Dawn Meeks sent an email which
6 contained a letter to Respondent advising that his response was not received and should
7 he fail to respond the Disciplinary Board would be asked to consider additional charges of
8 RPC 8.1.

9 44. Respondent's response was due April 8, 2020.

10 45. On April 8, 2020, Respondent respond via email. However, he did not
11 provide any of the documents requested. He stated in his letter that he wished to have
12 additional time until April 16, 2020 to respond.

13 46. To date, these items have never been provided by Respondent.

14 **III. VIOLATIONS OF THE RULES OF PROFESSIONAL CONDUCT**

15 1. Respondent had a duty to act with reasonable diligence and promptness
16 pursuant to RPC 1.3 (Diligence). Respondent failed to perform the services that he was
17 retained to complete by not paying Gary Coleman's traffic tickets. Therefore Respondent
18 negligently violated RPC 1.3. Respondent's conduct resulted in warrants being issued for
19 Coleman's arrest, thereby subjecting Coleman to injury. Coleman was also injured
20 because he lost wages since he could not work as an Uber/Lyft driver while the warrants
21 were active.

22 2. Respondent had a duty to keep Coleman reasonably informed about his
23 case pursuant to RPC 1.4 (Communication). Respondent knowingly violated RPC 1.4 by
24 failing to comply with Coleman's request for status updates on his case. Coleman suffered
25 injury because he could not get updates on his case and aid in moving the case forward.

1 3. Pursuant to RPC 1.15 (Safekeeping), Respondent had a duty to promptly pay
2 the fines on traffic tickets after he received money from Coleman for that purpose.
3 Respondent knowingly violated RPC 1.15 by failing to pay the traffic ticket fines and not
4 returning those funds to Coleman. Respondent's conduct injured Coleman because he
5 had to pay monies twice to resolve the traffic tickets.

6 4. Pursuant to RPC 5.3 (Responsibilities regarding non-lawyer assistants,
7 Respondent had a duty to make reasonable efforts to ensure his non-lawyer assistant's
8 conduct was compatible with his professional obligations. Respondent negligently
9 violated RPC 5.3 when he allowed his non-lawyer assistant to conduct a legal consultation
10 regarding Coleman's traffic tickets without Respondent's presence. Respondent's conduct
11 injured the legal profession.

12 5. Pursuant to RPC 8.1 (Bar admission and Disciplinary matters), **two**
13 **counts**, Respondent had a duty to respond when the State Bar made request for
14 information regarding case OBC19-1270 and OBC20-0249, as set forth supra.
15 Respondent knowingly violated RPC 8.1 when he failed to respond in each case.
16 Respondent's conduct cause injury to the legal profession.

17 **IV. BASELINE ABA STANDARD FOR IMPOSING LAWYER SANCTIONS**

18 ABA Standard 4.42, the baseline is Suspension if a lawyer knowingly fails to
19 perform services for a client or engages in a pattern of neglect causing injury or potential
20 injury.

21 ABA Standard 7.2 – Suspension is generally appropriate when a lawyer knowingly
22 engages in conduct that is a violation of a duty owed as a professional and causes injury to
23 potential injury to a client, the public, or the legal system.

24 ///

25 ///

1 **V. AGGRAVATING AND MITIGATING FACTORS**

2 Aggravating factors that, pursuant to SCR 102.5(1), the parties find relevant to the
3 guilty plea and agreed upon stated form of discipline include:

4 1. Prior disciplinary record:

5 a) Letter of Private Reprimand dated 3/12/07 for RPC 5.5(1) for
6 engaging in UPL by practicing while CLE suspended and **RPC 8.1**
7 for failure to respond to SBN. Formal Hearing panel also ordered
8 him to pay \$1,000 fine, take 5 hours of CLE in law office
9 management and 5 CLE in ethics.

10 b) Public Reprimand dated 6/6/11 for RPC 1.3 (Diligence), RPC 1.4
11 (Communication) when he failed to promptly handle a DUI case and
12 **RPC 8.1** for failing to respond to SBN.

13 c) Public Reprimand dated 7/10/14 for RPC 1.4 for Shaddix notifying
14 the wrong person (who was not a client) that he had a criminal case
15 pending in LVJC and **RPC 8.1** for failing to respond to SBN.
16 *Notably, The Panel found that any future knowing failures to*
17 *respond to SBN resulting in a file going to a Screening Panel*
18 *without a response will result in the State Bar's recommendations*
19 *for a Formal Hearing and his suspension, irrespective of the*
20 *underlying allegations.*

21 2. A pattern of misconduct.

22 3. Multiple offenses.

23 4. Substantial experience in the law.

24 Mitigating factors that, pursuant to SCR 102.5(2), the parties find relevant to the
25 guilty plea and agreed upon stated form of discipline include:

 1. Absence of dishonest or selfish motive.

1 **VI. STATED FORM OF DISCIPLINE**

2 Pursuant to the Conditional Guilty Plea and Stipulation of Facts as set forth above,
3 Respondent agrees to the following:

4 1. Respondent agrees to accept a six-month-plus-one-day suspension stayed
5 for a period of eighteen (18) months, for violations of the Rules of Professional Conduct
6 more fully set forth above.

7 2. That as conditions of this Conditional Guilty Plea, during his probation
8 period, Respondent shall:

9 a) Pay restitution in the amount of \$3250.00 to Mr. Coleman.

10 b) Initiate and participate, at his own expense, in binding fee dispute
11 arbitration with Mr. Coleman within the first ninety (90) days of his
12 probation period.

13 c) That in addition to his annual CLE requirements, Respondent complete at
14 least 1.5 CLE credit hours related to diligence, 1.5 CLE credit hours related
15 to client communication, and 3 CLE credit hours related to duty to respond
16 to the State Bar.

17 d) That Respondent obtain a mentor, approved by the State Bar, for the
18 duration of his probation period and ensure that his mentor submits
19 quarterly reports to the State Bar. The quarterly reports should include
20 information regarding but not limited to reviews of Respondent's policies
21 and procedures for client communication, consultations, and client intake,
22 Respondent's case load, supervision of staff/assistants and general best
23 practices of operating a law firm.

24 e) That Respondent does not receive any new disciplinary cases during his
25 probation period that result in a screening panel recommending a letter of
reprimand or a formal hearing.

1 f) That Respondent promptly comply with any court orders issued in case(s)
2 Madsen v. Shaddix, Case No. A-20-808396-C and Madsen v. Shaddix, case
3 No. A-20-808391-C, currently pending in the Eighth Judicial District Court,
4 Clark County, State of Nevada.

5 3. Respondent shall pay costs, provided for in SCR 120, in the amount of
6 \$2,500, in each case, plus the cost of all disciplinary hearing in connection with these
7 cases, such as the Court Reporter's Appearance Fee and the transcript(s) of these
8 proceedings. Such payment shall be made no later than thirty (30) days after the
9 issuance of the Nevada Supreme Court's Order approving and accepting Respondent's
10 Plea.

11 **VII. CONDITIONAL APPROVAL AND AGREEMENT BY STATE BAR**

12 Conditional to Respondent's execution of the instant plea and final ratification of
13 the agreement at the hearing in this matter, the State Bar accepts the Plea and
14 recommends approval of the stated form of punishment by the Formal Hearing Panel,
15 and further agrees to:

16 1. Recommend the stated form of discipline as set forth *supra*.

17 **VIII. APPROVAL OF RESPONDENT**

18 Respondent certifies and acknowledges the following:


19 He has read the Conditional Guilty Plea in Exchange for a Stated Form of
20 Discipline and understands that by pleading guilty he admits the facts that support all
21 elements of the offenses.

22 He admits that he has had the opportunity to discuss the plea with counsel if he so
23 chooses and he fully understands the terms and conditions set forth herein and the
24 consequences of this plea, including that this plea resolves only State Bar case number(s)
25 OBC19-1270 and OBC20-0249 and not any other matters pending with, or grievances in
investigation by, the State Bar of Nevada.

1 He is signing this agreement voluntarily and is not acting under duress or coercion
2 or by virtue of any promises except as set forth herein.


3 He further understands a failure to fully adhere to any of the subject terms and
4 conditions of the instant plea shall constitute grounds upon which the State Bar may
5 directly seek relief from the Nevada Supreme Court or the Southern Nevada Disciplinary
6 Board for said noncompliance.

7 **DATED** this 15th day of January, 2021.

8
9 
Thomas Shaddix (Jan 15, 2021 10:40 PST)
10 **THOMAS S. SHADDIX, ESQ.**
11 Nevada Bar No. 7905
12 Respondent

13 **DATED** this 15th day of January, 2021.

14 **STATE BAR OF NEVADA**
15 Daniel M. Hooge, Bar Counsel

16
17 
Daniel Young (Jan 15, 2021 10:41 PST)
18 Daniel T. Young, Assistant Bar Counsel
19 Nevada Bar No. 11747
20 3100 W. Charleston Blvd, Suite 100
21 Las Vegas, Nevada 89102
22 (702)-382-2200
23 Attorney for State Bar of Nevada
24
25

CGP - Shaddix OBC19-1270 and OBC20-0892

Final Audit Report

2021-01-15

Created:	2021-01-14
By:	Kristi Faust (kristif@nvbar.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAAzjhi84sdEcUldHS8XQ5oGhpXL5jcr4pK

"CGP - Shaddix OBC19-1270 and OBC20-0892" History

-  Document created by Kristi Faust (kristif@nvbar.org)
2021-01-14 - 11:39:19 PM GMT- IP address: 148.170.87.181
-  Document emailed to Thomas Shaddix (thomas@shaddixlaw.com) for signature
2021-01-14 - 11:39:58 PM GMT
-  Email viewed by Thomas Shaddix (thomas@shaddixlaw.com)
2021-01-15 - 6:35:05 PM GMT- IP address: 174.78.3.150
-  Document e-signed by Thomas Shaddix (thomas@shaddixlaw.com)
Signature Date: 2021-01-15 - 6:40:27 PM GMT - Time Source: server- IP address: 174.78.3.150
-  Document emailed to Daniel Young (daniely@nvbar.org) for signature
2021-01-15 - 6:40:29 PM GMT
-  Email viewed by Daniel Young (daniely@nvbar.org)
2021-01-15 - 6:40:54 PM GMT- IP address: 68.96.236.220
-  Document e-signed by Daniel Young (daniely@nvbar.org)
Signature Date: 2021-01-15 - 6:41:29 PM GMT - Time Source: server- IP address: 68.96.236.220
-  Agreement completed.
2021-01-15 - 6:41:29 PM GMT

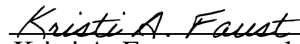
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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing
**CONDITIONAL GUILTY PLEA IN EXCHANGE FOR STATED FORM OF
DISCIPLINE** was deposited via electronic mail to:

1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
2. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com;
3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

Dated this 15th day of January, 2021.



Kristi A. Faust, an employee
of the State Bar of Nevada



FILED

MAR 02 2021

STATE BAR OF NEVADA
BY: *[Signature]*
OFFICE OF BAR COUNSEL

Case No: OBC19-1270, OBC20-0249

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
)
Respondent.)

FINDINGS OF FACT,
CONCLUSIONS OF LAW AND
RECOMMENDATION APPROVING
CONDITIONAL GUILTY PLEA

This matter came before a designated Formal Hearing Panel of the Southern Nevada Disciplinary Board ("Panel") at 9:00 a.m. on January 29, 2021, for consideration of the Conditional Guilty Plea ("Plea") regarding attorney Thomas S. Shaddix, Esq. ("Respondent"). The Panel consisted of Chair Dawn M. Lozano, Esq., Kelly K. Giordani, Esq., and Peter Ossowski, Lay Member. Assistant Bar Counsel, Daniel T. Young, Esq., represented the State Bar of Nevada ("State Bar"). Respondent was present and represented himself.

Pursuant to Supreme Court Rule ("SCR") 113, Respondent tendered the proposed Plea, attached hereto as Exhibit 1, which contains Assistant Bar Counsel's approval and recommendation for approval by the Panel. The Plea also contains Respondent's approval.

Based upon all of the papers and pleadings filed in this matter and the proposed Plea, the Panel issues, on a majority vote, the following Findings of Fact, Conclusions of Law, and Recommendation:

1 **FINDINGS OF FACT**

2 1. That pursuant to the terms of the Conditional Guilty Plea Agreement Respondent stipulated
3 to the following facts.

4 2. Respondent Thomas S. Shaddix, Esq. ("Respondent"), Nevada Bar No. 7905, is currently
5 an active member of the State Bar of Nevada and at all times pertinent to this complaint had his principal
6 place of business for the practice of law located in Clark County, Nevada.

7 3. Respondent engaged in acts of professional misconduct warranting the imposition of
8 professional discipline.

9 **Case OBC19-1270**

10 4. Gary Coleman (Coleman), a Lyft/Uber driver, retained Respondent to represent him on a
11 failure to yield ticket and a speeding ticket.

12 5. Coleman paid Respondent \$425.00 for the retainer which included money to pay the fines
13 for both tickets.

14 6. On October 10, 2017, Respondent appeared at the attorney session for both matters and
15 entered a plea of not guilty for each ticket. A pretrial hearing was set on December 8, 2017, at 1:30 pm.

16 7. On October 18, 2017, Coleman emailed Respondent about the status of his case. In
17 response, Coleman received a call from Alison Perelman (Respondent's office manager), in which she
18 informed him the matter was "reset" to December 8th. Perelman also told Coleman this process was
19 normal.

20 8. On December 8, 2017, Respondent appeared at the attorney session and entered guilty
21 pleas to an amended charge of illegal parking on each ticket. Fines were assessed as \$198.00 for the failure
22 to yield ticket and \$148.00 on the speeding ticket.

23 9. Respondent failed to inform Coleman of the resolution of each ticket.

24 10. In March 2018, the Las Vegas Justice Court sent Coleman a late notice for failure to pay
25 fines.

1 11. On April 26, 2018, warrants were issued against Coleman for failure to pay fines.

2 12. On April 28, 2018, Coleman was pulled over by Las Vegas Metropolitan Police (LVMPD)
3 while he was on his way to pick up a customer. LVMPD advised him that he had two warrants out for his
4 arrest for failure to pay traffic tickets. Coleman had to cancel the ride for his customer. LVMPD advised
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8 because he could not work.

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16 notified him.

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18 was already in court and a Motion to Quash the warrants would be filed the following day.

19 19. On October 2, 2018, Respondent's office filed a motion to quash warrants on behalf of
20 Coleman.

21 20. Court minutes from October 3, 2018, show that the motion to quash was approved in part,
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25

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2 warrants. Coleman was given 90 days to pay.

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4 occurred on the tickets for three months. The court minutes showed that the fines had not been paid and
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37. Respondent failed to respond or provide the Bar with any information regarding Coleman's grievance.

Case OBC20-0249

38. On February 14, 2020, Judge Nancy Allf, the presiding judge in Eighth Judicial District Court cases, Madsen v. Shaddix, Case No. A-20-808396-C and Madsen v. Shaddix, case No. A-20-808391-C, submitted a letter to the State Bar (SBN) asking the State Bar to review the listed civil cases and if deemed appropriate, to investigate.

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1 C, lawsuit filed against Madsen, and bank and account number for his trust account, and any other bank
2 or accounting records used to receive funds from Madsen.

3 42. Respondent's response was due March 20, 2020.

4 43. Respondent failed to respond.

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6 to Respondent advising that his response was not received and should he fail to respond the Disciplinary
7 Board would be asked to consider additional charges of RPC 8.1.

8 45. Respondent's response was due April 8, 2020.

9 46. On April 8, 2020, Respondent respond via email. However, he did not provide any of the
10 documents requested. He stated in his letter that he wished to have additional time until April 16, 2020 to
11 respond.

12 47. To date, these items have never been provided by Respondent.

13 CONCLUSIONS OF LAW

14 Based upon the foregoing Findings of Fact, the Panel hereby issues the following Conclusions of
15 Law:

16 1. That the Southern Nevada Disciplinary Board has jurisdiction over Respondent and the
17 subject matter of these proceedings pursuant to SCR 99.

18 2. That the Panel shall approve the Plea, which was submitted in accordance with SCR
19 105(2)(d) and SCR 113.

20 3. That the CGP was interlineated as to the case numbers listed at the top of the CGP to reflect
21 the correct case numbers of OBC19-1270 and OBC20-0249. Case number OBC20-0892 was a typo and
22 should not have been listed.

23 ///

24 ///

25 ///

1 COUNT I

2 **RPC 1.3 (Diligence)**

3 4. RPC 1.3 states, "A lawyer shall act with reasonable diligence and promptness in
4 representing a client."

5 5. Respondent failed to perform the services that he was retained to complete by not paying
6 Mr. Coleman's traffic tickets.

7 6. Respondent knew or should have known his conduct was improper.

8 7. Respondent's conduct resulted in harm to the client because Mr. Coleman's tickets went
9 to warrant several times.

10 8. Respondent's conduct also resulted in harm to the legal profession.

11 9. Respondent has violated RPC 1.3 (Diligence).

12 COUNT II

13 **RPC 1.4 (Communication)**

14 10. RPC 1.4 States, in relevant part:

15 (a) A Lawyer shall:

16 (1) Promptly inform the client of any decision or circumstance with
17 respect to which the client's informed consent is required by these
18 rules;

19 (2) Reasonably consult with the client about the means by which the
20 client's objectives are to be accomplished;

21 (3) Keep the client reasonably informed about the status of the matter;

22 (4) Promptly comply with reasonable requests for information; and

23 (5) Consult with the client about any relevant limitation on the lawyer's
24 conduct when the lawyer knows that the client expects assistance
25 not permitted by the Rules of Professional Conduct or other law.

1 (b) A lawyer shall explain a matter to the extent reasonably necessary to
2 permit the client to make informed decisions regarding the
3 representation.

4 11. Respondent failed to respond to Coleman's requests for information regarding the status
5 of his cases.

6 12. Respondent knew or should have known his conduct was improper.

7 13. Respondent's conduct resulted in harm to the client, Coleman, because he could not get
8 updates on his case and aid in moving the case forward.

9 14. Respondent's conduct also resulted in harm to the legal profession.

10 15. Respondent has violated RPC 1.4 (Communication).

11 **COUNT III**

12 **RPC 1.15 (Safekeeping)**

13 16. RPC 1.15 (a) states:

14 (a) A lawyer shall hold funds or other property of clients or third
15 persons that is in a lawyer's possession in connection with a representation
16 separate from the lawyer's own property. All funds received or held for the
17 benefit of clients by a lawyer or firm, including advances for costs and
18 expenses, shall be deposited in one or more identifiable bank accounts
19 designated as a trust account maintained in the state where the lawyer's
20 office is situated, or elsewhere with the consent of the client or third person.
21 Other property in which clients or third persons hold an interest shall be
22 identified as such and appropriately safeguarded. Complete records of such
23 account funds and other property shall be kept by the lawyer and shall be
24 preserved for a period of seven years after termination of the representation.
25

17. Respondent converted the money that Coleman provided to him to use to pay the traffic tickets.

18. Respondent knew or should have known his conduct was improper.

19. Respondent's conduct resulted in harm to Coleman because he lost those funds. Subsequently, Coleman had to pay the traffic tickets himself after Respondent failed to pay them.

20. Respondent has violated RPC 1.15 (Safekeeping).

COUNT IV

RPC 5.3 (Responsibilities regarding non-lawyer assistants)

21. RPC 1.3 states in relevant part:

(b) A lawyer having direct supervisory authority over the nonlawyer shall make reasonable efforts to ensure that the person's conduct is compatible with the professional obligations of the lawyer.

(c) A lawyer shall be responsible for conduct of such a person that would be a violation of the Rules of Professional Conduct if engaged in by a lawyer if:

(1) The lawyer orders or, with the knowledge of the specific conduct, ratifies the conduct involved; or

(2) The lawyer is a partner or has comparable managerial authority in the law firm in which the person is employed, or has direct supervisory authority over the person, and knows of the conduct at a time when its consequences can be avoided or mitigated but fails to take reasonable remedial action.

22. Respondent allowed his non-lawyer office assistant to meet with Coleman for a consultation and explain the legal process.

- 1 23. Respondent knew or should have known his conduct was improper.
- 2 24. Respondent's conduct also resulted in harm to the legal profession.
- 3 25. Respondent has violated RPC 5.3 (Responsibilities regarding non-lawyer assistants).

4 **COUNT V**

5 **RPC 8.1 (Bar Admission and Disciplinary Matters)**

- 6 26. RPC 8.1 states in relevant part:

7 An applicant for admission to the bar, or a lawyer in connection with a bar
8 admission application or in connection with a disciplinary matter, shall not:

9 (b) Fail to disclose a fact necessary to correct a misapprehension known by
10 the person to have arisen in the matter, or knowingly fail to respond to a
11 lawful demand for information from an admissions or disciplinary
12 authority, except that this Rule does not require disclosure of information
13 otherwise protected by Rule 1.6.

- 14 27. Respondent failed to respond to the State Bar after a lawful request to provide information
15 regarding Mr. Coleman's grievance in case OBC19-1270.

- 16 28. Respondent knew or should have known his conduct was improper.
- 17 29. Respondent's conduct also resulted in harm to the legal profession.
- 18 30. Respondent has violated RPC 8.1 (Bar admission and disciplinary matters).

19 **COUNT VI**

20 **RPC 8.1 (Bar Admission and Disciplinary Matters)**

- 21 31. RPC 8.1 states in relevant part:

22 An applicant for admission to the bar, or a lawyer in connection with a bar
23 admission application or in connection with a disciplinary matter, shall not:

24 (b) Fail to disclose a fact necessary to correct a misapprehension known by
25 the person to have arisen in the matter, or knowingly fail to respond to a

1 lawful demand for information from an admissions or disciplinary
2 authority, except that this Rule does not require disclosure of information
3 otherwise protected by Rule 1.6.

4 32. Respondent failed to respond to the State Bar after a lawful request to provide information
5 regarding the grievance in case OBC20-0249.

6 33. Respondent knew or should have known his conduct was improper.

7 34. Respondent's conduct also resulted in harm to the legal profession.

8 35. Respondent has violated RPC 8.1 (Bar admission and disciplinary matters).

9 36. That pursuant to the agreed upon CGP the following ABA Standards are applicable:

10 a. ABA Standard 4.42 - the baseline is Suspension if a lawyer knowingly fails to
11 perform services for a client or engages in a pattern of neglect causing injury or potential injury.

12 b. ABA Standard 7.2 - Suspension is generally appropriate when a lawyer knowingly
13 engages in conduct that is a violation of a duty owed as a professional and causes injury to
14 potential injury to a client, the public, or the legal system.

15 37. That pursuant to the agreed upon CGP, the following aggravating factors are applicable:

16 a. Prior Disciplinary record,

17 b. A pattern of misconduct,

18 c. Multiple offenses, and

19 d. Substantial experience in the law.

20 38. That pursuant to the agreed upon CGP, the following mitigating factors are applicable:

21 a. Absence of dishonest or selfish motive.

22 39. That Respondent's CGP only resolves State Bar case number(s) OBC19-1270 and OBC20-
23 0249 and excludes any other matters pending with, or grievances in investigation by the State Bar of
24 Nevada.

25

40. That State Bar Exhibits 1-27, in case OBC19-1270, were admitted into evidence.

41. That State Bar Exhibits 3-21, in case OBC20-0249, were admitted into evidence.

RECOMMENDATION

Based upon the foregoing Findings of Fact and Conclusions of Law, the Panel hereby recommends
the following sanctions:

1. Respondent should receive a six-month-plus-one-day suspension stayed for a period of eighteen (18) months, for violations of the Rules of Professional Conduct more fully set forth above.

2. During his probation period, Respondent shall:

a. Pay restitution in the amount of \$3250.00 to Mr. Coleman.

b. Initiate and participate, at his own expense, in binding fee dispute arbitration with Mr. Coleman within the first ninety (90) days of his probation period.


c. That in addition to his annual CLE requirements, Respondent complete at least 1.5 CLE credit hours related to diligence, 1.5 CLE credit hours related to client communication, and 3 CLE credit hours related to his duty to respond to the State Bar.

d. That Respondent obtain a mentor, approved by the State Bar, for the duration of his probation period and ensure that his mentor submits quarterly reports to the State Bar. The quarterly reports should include information regarding, but not limited to, review of Respondent's policies and procedures for client communication, consultations, and client intake, Respondent's case load, supervision of staff/assistants and general best practices of operating a law firm.

e. That Respondent does not receive any new disciplinary cases during his probation period that result in a screening panel recommending a letter of reprimand or a formal hearing.

1 f. That Respondent promptly comply with any court orders issued in case(s) Madsen v.
2 Shaddix, Case No. A-20-808396-C and Madsen v. Shaddix, case No. A-20-808391-C,
3 currently pending in the Eighth Judicial District Court, Clark County, State of Nevada.
4 3. Respondent shall pay costs, provided for in SCR 120, in the amount of \$2,500, in each
5 case, plus the cost of all disciplinary hearings in connection with these cases. Such payment shall be made
6 no later than thirty (30) days after the issuance of the Nevada Supreme Court's Order approving and
7 accepting Respondent's Guilty Plea.

8
9 DATED this 26th day of February, 2021.

10
11 
12 **DAWN M. LOZANO, ESQ., Chair**
13 **Southern Nevada Disciplinary Panel**
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1 **CERTIFICATE OF SERVICE**

2 The undersigned hereby certifies a true and correct copy of the foregoing **FINDINGS**
3 **OF FACT, CONCLUSIONS OF LAW AND RECOMMENDATION APPROVING**
4 **CONDITIONAL GUILTY PLEA** was deposited via electronic mail to:

- 5 1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
6 2. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com;
7 3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

8 Dated this 4th day of March, 2021.

9 *Sonia Del Rio*

10 _____
11 Sonia Del Rio, an employee
12 of the State Bar of Nevada
13
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FILED

MAR 09 2021

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

Case Nos.: OBC19-1270; OBC20-0249

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
NV Bar No. 7905)
)
Respondent.)

STATE BAR OF NEVADA'S
MEMORANDUM OF COSTS

Description	Amount
Court Reporter Fee & Transcript Fee Hearing Held on December 10, 2020	\$522.35
Court Reporter Fee & Transcript Fee Hearing Held on January 29, 2021	\$983.50
SCR 120	\$2,500.00
Certified Mail Costs (4 x \$6.78)	\$27.12
TOTAL	\$4,032.97


1. I am Assistant Bar Counsel with the State Bar of Nevada. I have personal knowledge of the above-referenced costs and disbursements expended.

2. The costs set forth above are true and correct to the best of my knowledge and belief and were necessary and reasonably incurred and paid in connection with this matter. True and correct copies of invoices supporting these costs are attached to this Memorandum of Costs.

1 3. As stated in the Findings of Fact, Conclusions of Law and Recommendation,
2 Respondent shall be ordered to pay the fees and costs of these proceedings within thirty (30)
3 days after the issuance of the Nevada Supreme Court's Order in this matter pursuant to
4 Supreme Court Rule 120(1).

5 Dated this 9 day of March, 2021.

6 **STATE BAR OF NEVADA**
7 Daniel M. Hooge, Bar Counsel

8 By: 
9 Daniel T. Young, Assistant Bar Counsel
10 3100 W. Charleston Boulevard, Ste. 100
11 Las Vegas, Nevada 89102
12 Attorney for State Bar of Nevada
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CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies a true and correct copy of the foregoing **STATE BAR OF NEVADA'S MEMORANDUM OF COSTS** was placed in a sealed envelope in Las Vegas, Nevada, postage fully prepaid thereon for first class mail addressed to the following:

Thomas Shaddix, Esq.
6166 S. Sandhill Road, Suite 146
Las Vegas, NV 89120
SCR 79 Address

And to:

Thomas Shaddix, Esq.
3126 Asoleado Circle
Las Vegas, NV 89121
Alternate Address

And via electronic mail:

- 1. Thomas Shaddix, Esq. (Respondent's SCR 79 email): shaddixts@ticketdefenders.net
- 2. Thomas Shaddix, Esq. (Respondent's Alternate email): thomas@shaddixlaw.com
- 3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

DATED this 9th day of March, 2021.

By: Sonia Del Rio
Sonia Del Rio, an employee of
the State Bar of Nevada

First Legal Depositions

333 S. Grand Ave. Suite 401
Los Angeles, CA 90071
Phone: (855)-348-4997



Sonia Del Rio
State Bar of Nevada
3100 W. Charleston Suite 100
Las Vegas, NV 89102

Invoice #61633

Date	Terms
12/28/2020	Net 30

Job #56712 on 12/10/2020 at 9:00 AM PT

Firm Case#: OBC19-1270

Case: State Bar of Nevada vs. Thomas Shaddix, Esq.

Location: Conference Room

Shipped On: 12/23/2020

Shipped Via: Email Only

Tracking #: Electronic Only

Delivery Type: Normal

Services: Court Reporter

Description	Price	Qty	Amount
Original Transcript of Hearing Vol: I			
Original & One - Electronic (33 Pages)	\$ 7.95	1.00	\$ 262.35
Per Diem (Half Day)	\$ 200.00	1.00	\$ 200.00
Processing & Delivery	\$ 30.00	1.00	\$ 30.00
Telephonic Surcharge (50 Page Minimum) (50 Pages)	\$ 0.60	1.00	\$ 30.00
			<hr/>
			\$ 522.35

Amount Due: \$ 522.35

Paid: \$ 0.00

Balance Due:	\$ 522.35
Payment Due:	01/27/2021

1/5/21 sdr
OBC19-1270

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P.O. Box 841441
Dallas, TX 75284-1441

Tax ID: 46-3364757 **First Legal Depositions** **Phone:** 855-348-4997

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333 S. Grand Ave. Suite 401
Los Angeles, CA 90071
Phone: (855)-348-4997



Sonia Del Rio
State Bar of Nevada
3100 W. Charleston Suite 100
Las Vegas, NV 89102

Invoice #62933

Date	Terms
02/12/2021	Net 30

Job #57835 on 01/29/2021 at 9:00 AM PT

Firm Case#: OBC19-1270

Case: State Bar of Nevada vs. Thomas Shaddix, Esq.

Location: Conference Room

Shipped On: 02/11/2021

Shipped Via: Email Only

Delivery Type: Normal

Services: Court Reporter

Description	Price	Qty	Amount
Original Transcript of Hearing Vol: 2			
Original & One - Electronic (17 Pages)	\$ 5.50	1.00	\$ 93.50
Per Diem (Half Day)	\$ 750.00	1.00	\$ 750.00
Condensed Transcript	\$ 25.00	1.00	\$ 25.00
Processing & Handling	\$ 50.00	1.00	\$ 50.00
Shipping	\$ 35.00	1.00	\$ 35.00
Remote Surcharge (50 Page Minimum) (50 Pages)	\$ 0.60	1.00	\$ 30.00
			<hr/>
			\$ 983.50

Amount Due: \$ 983.50

Paid: \$ 0.00

Balance Due:	\$ 983.50
Payment Due:	03/14/2021

sdr 2-16-21

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Tax ID: 46-3364757 **First Legal Depositions** **Phone:** 855-348-4997

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Thomas S. Shaddix, Esq.
Law Offices of Thomas Shaddix
3166 S. Sandhill Road Suite #146
Las Vegas, NV 891210

2. Article Number (Transfer from service label)

7019 2970 0001 1910 4430

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X *Alison Perelman* ☒ Agent ☐ Addressee

B. Received by (Printed Name) C. Date of Delivery
Alison Perelman **3/12/20**

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<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
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<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	

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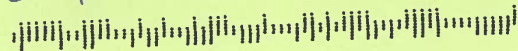
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State Bar of Nevada
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Law Offices of Thomas Shaddix
6166 S. Sandhill Road, Suite #146
Las Vegas, NV 89120

SPR
Complaint
Postmark
5.22.20

06C14-1270

PS Form 3800, April 2015 PSN 7530-02-000-9047

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ROA Page 158

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Thomas S. Shaddix, Esq.
Law Offices of Thomas Shaddix
6166 S. Sandhill Road, Suite #146
Las Vegas, NV 89120



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2. Article Number (Transfer from service label)

7018 3090 0000 3915 1461

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
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3. Service Type

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- ☐ Adult Signature Restricted Delivery
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- ☐ Certified Mail Restricted Delivery
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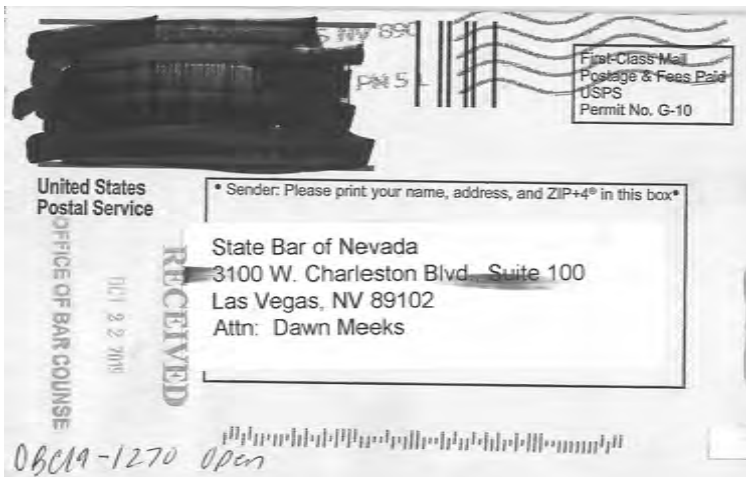
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3100 W. Charleston Blvd., Ste.100
Las Vegas, NV 89102

0009-1270 / complaint / SDR / 5.22.20

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<p>1. Article Addressed to:</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p> <p>RECEIVED BY OCT 21 2019 STATE BAR OF NEVADA</p>
<p>Thomas Shaddix, Esq. 6166 S. Sandhill Road, Suite #146 Las Vegas, NV 89120</p>	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p>
<p>2. Article Number (Transfer from service label)</p> <p>7018 3090 0000 3915 7197</p>	
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<p>1. Article Addressed to:</p>	<p>B. Received by (Printed Name) <i>Alison Perelman</i></p> <p>C. Date of Delivery</p>
<p>NOV 05 2019</p> <p>STATE BAR OF NEVADA</p> <p>Thomas Shaddix, Esq. 6166 S. Sandhill Road, Suite #146 Las Vegas, NV 89120</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>Article Number (Transfer from service label)</p> <p>7017 2400 0000 3192 5722</p>	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail over \$500</p>

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NOV 03 2019

OFFICE OF BAR COUNSEL

State Bar of Nevada
3100 W. Charleston Blvd., Suite 100
Las Vegas, NV 89102
Attn: Dawn Meeks

0BA9-1270 8.1

ROA Page 164

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **RECORD ON APPEAL** was placed in a sealed envelope and sent by U.S. certified mail in Las Vegas, Nevada, postage fully prepaid thereon for certified mail addressed to:

Thomas S. Shaddix, Esq.
6166 S. Sandhill Road, Suite 146
Las Vegas, NV 89120
CERTIFIED MAIL RECEIPT NO. 7019 2280 0001 8733 2487

DATED this 16th day of March, 2021.

Sonia Del Rio
Sonia Del Rio, an Employee
of the State Bar of Nevada

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2
3 IN RE: DISCIPLINE OF)
4 THOMAS S. SHADDIX, ESQ.)
5 NEVADA BAR NO. 7905)
6 _____)

Case No. _____

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10
11 **VOLUME II**

12
13 **RECORD OF DISCIPLINARY PROCEEDINGS,**
14 **PLEADINGS AND TRANSCRIPT OF HEARING**

15
16
17
18
19 Daniel T. Young, Esq.
20 Nevada Bar No. 11747
21 State Bar of Nevada
22 3100 W. Charleston Blvd., Ste. 100
23 Las Vegas, NV 89102
24 Counsel for the State Bar of Nevada

25
26 Thomas S. Shaddix, Esq.
27 Nevada Bar No. 7905
28 6166 S. Sandhill Road, Suite 146
29 Las Vegas, NV 89120
30 Respondent

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5			
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STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
Respondent.)
_____)

REPORTER'S TRANSCRIPT OF ZOOM HEARING PROCEEDINGS
BEFORE HEARING PANEL CHAIR DAWN M. LOZANO
Grievance File No.: OBC19-1270

Volume I

Taken on Thursday, December 10, 2020

At 9:27 a.m.

Las Vegas, Nevada

Reported by: Carla N. Bywaters, CCR 866

Job No. 56712

1 APPEARANCES:

2 Panel Members:

3 DAWN M. LOZANO, ESQ., Hearing Chair

4 KELLY K. GIORDANI, ESQ., Panel Member

5 PETER OSSOWSKI, Lay Member

6 Also Present:

7 DANIEL T. YOUNG, ESQ., Assistant Bar Counsel

8 SONIA DEL RIO, Hearing Paralegal

9 THOMAS S. SHADDIX, ESQ., Respondent

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1	E X H I B I T S		
2	(Retained by State Bar of Nevada)		
3	NUMBER	DESCRIPTION	ADMITTED
4	Complainant's		
5	1	State Bar Formal Hearing Packet	P/M
6	2	Declaration of Prior Discipline	P/M
7	3	10/07/19 Coleman Complaint	P/M
8	4	10/10/19 Meeks Letter to Shaddix	P/M
9	5	10/21/19 Return Receipt	P/M
10	6	10/30/19 Meeks Letter to Shaddix	P/M
11	7	11/04/19 Return Receipt	P/M
12	8	10/28/19 Shaddix E-mail to Meeks	P/M
13	9	12/04/19 Meeks E-mail to Shaddix	P/M
14	10	12/04/19 Microsoft Outlook E-mail	P/M
15	11	01/08/20 Gary E-mail to Meeks	P/M
16	12	01/08/20 Meeks E-mail to Gary	P/M
17	13	01/08/20 Meeks Records Request	P/M
18	14	01/22/20 Meeks E-mail to Shaddix	P/M
19	15	01/22/20 Microsoft Outlook E-mail	P/M
20	16	01/22/20 Gary E-mail to Meeks	P/M
21	17	01/23/20 Meeks E-mail to Gary	P/M
22	18	03/12/20 Shaddix E-mail to Meeks	P/M
23	19	03/26/20 Meeks E-mail to Shaddix	P/M
24	20	Shaddix Documents re Coleman	P/M
25	21	01/10/20 Tommasino E-mail to Meeks	P/M

1	E X H I B I T S (cont.)		
2	(Retained by State Bar of Nevada)		
3	NUMBER	DESCRIPTION	ADMITTED
4	Complainant's		
5	22	Citation #LVM0272887 Documents	P/M
6	23	Citation #LVM0285889 Documents	P/M
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1 P R O C E E D I N G S

2 LAS VEGAS, NEVADA; DECEMBER 10, 2020;

3 9:27 A.M.

4 - - -

5 CHAIR LOZANO: Okay. It is now 9:27 on
6 December 10th. This is the Formal Hearing, the State of
7 Nevada Southern Disciplinary Board versus Thomas S.
8 Shaddix, S-h-a-d-d-i-x, File No. OBC19-1270.

9 We have an Index of Documents. I know that we
10 also had a prehearing conference, which I know you
11 weren't at Mr. Shaddix, when the State already offered
12 and had admitted their exhibits. I believe there are 22
13 that I received; is that correct? State?

14 MR. YOUNG: There should be 23 exhibits.

15 CHAIR LOZANO: ~~Is~~ that the Complaint as well?

16 MR. YOUNG: The hearing packet is Exhibit
17 No. 1.

18 CHAIR LOZANO: Okay. So that's No. 1, and
19 then the rest are -- and 22 additional?

20 MR. YOUNG: Yes.

21 CHAIR LOZANO: Okay. Got it. And then,
22 Mr. Shaddix, I didn't receive anything from you. Did
23 you receive anything from Mr. Young? Mr. Shaddix?

24 MR. SHADDIX: I did --

25 CHAIR LOZANO: I'm sorry?

1 MR. SHADDIX: I did receive the hearing packet
2 electronically.

3 CHAIR LOZANO: Okay. And did you have -- I
4 didn't see that you submitted any documents. Did you
5 submit any documents, Mr. Shaddix?

6 MR. SHADDIX: Nothing further than the Answer.

7 CHAIR LOZANO: Okay. All right. That's the
8 only thing I saw, and I saw that there was an Answer
9 that was filed 7/24/2020. Is that the one?

10 MR. SHADDIX: Yes.

11 CHAIR LOZANO: Okay. I want to acknowledge
12 that we have a panel with ~~us~~ today. We have Kelly
13 Giordani, and we have -- Attorney Kelly Giordani, and we
14 have Peter Ossowski, our layperson. I think we need to
15 swear in Mr. Shaddix. ~~Please~~ do so, court reporter. We
16 have Carla Bywaters as our court reporter.

17 (Witness sworn.)

18 CHAIR LOZANO: Thank you. Anything
19 preliminary, Mr. Shaddix or Mr. Young?

20 MR. YOUNG: Just to confirm that the State
21 Bar's exhibits were all admitted previously at the
22 prehearing conference.

23 CHAIR LOZANO: They were.

24 MR. YOUNG: The State Bar has nothing further
25 as a preliminary matter. We are prepared with two

1 witnesses to proceed with the State Bar's case.

2 CHAIR LOZANO: Okay. Anything preliminarily,
3 Mr. Shaddix?

4 MR. SHADDIX: I would just like to go ahead
5 and restate that, I mean, obviously with the technology
6 issues, this is less than ideal. I would prefer to have
7 an in-person hearing, obviously. Additionally, I
8 believe that we had spoken at an Initial Case
9 Conference, and one of the things holding this matter up
10 was that I have no access to the Las Vegas traffic court
11 division, which does still remain closed.

12 So I have not ~~been able~~ to contact anyone to
13 go ahead and verify any documentation or provide that in
14 this hearing, so I'm unfortunately flying in the blind
15 on the basic crux of this ~~matter~~, which is whether or
16 not there was a payment process for a traffic fine back
17 in 2017 or not.

18 I doubt that -- I know Mr. Young's feelings on
19 continuing this matter until they reopen, and I'm able
20 to have actual access and a constructive conversation
21 with them at that point to go ahead and find out exactly
22 what happened, if there was an error on my office's
23 part, if there was a court error or something in
24 between.

25 So I would like to go ahead and say that I

1 think this hearing is still premature, but since we're
2 all here, if the Panel is content to go ahead and
3 proceed, then that's what we'll do.

4 CHAIR LOZANO: Mr. Young, do you have anything
5 to say as far as the accessibility of the records he
6 needs to prove, actually prove or disprove, the
7 underlying offense.

8 MR. YOUNG: I will respond to his motion as a
9 whole. I'm going to oppose his motion to continue. As
10 Panel Chair knows, he has spottingly participated in
11 this process, and I think this is nothing more than a
12 dilatory tactic. He wasn't ~~present~~ at the prehearing
13 conference. He didn't file any motions to continue in
14 this matter as far as by the motion deadline. We didn't
15 even know he was going to ~~be~~ present at the hearing
16 today. Luckily, he has made his appearance today.

17 Because he has failed to actively participate
18 in this case, I think his motion should be denied as a
19 dilatory tactic. With that said, the State Bar has been
20 able to subpoena the records from the traffic justice
21 court, and we do have those records. And they have been
22 provided to Mr. Shaddix, which sets forth, you know, it
23 includes the Register of Actions, the various orders
24 that the Court has made in there, several motions that
25 Mr. Shaddix had filed in the cases. So I'm not sure

1 what else more that you're going to get from the justice
2 court, you know, other than the records that have
3 already been provided that were returned to the State
4 Bar via subpoena.

5 CHAIR LOZANO: Mr. Shaddix, can you respond to
6 that, because we've all been provided, and as you said
7 you've also been provided with the hearing packet, which
8 is Exhibit 1 and the 22 exhibits that have been admitted
9 from the State Bar, including the records, the
10 underlying records on this. Was there anything that you
11 say from that packet is missing?

12 MR. SHADDIX: Well, I think that the packet
13 obviously does not include any context. This circles
14 around, basically, whether or not a payment was made. A
15 Register of Action is not going to reflect the payment
16 that was either misplaced or misapplied or otherwise not
17 taken into account at a certain point.

18 And so while I do see what's publicly
19 available on the Las Vegas traffic court website, I've
20 not been able to come into contact to find out who
21 exactly would have been accepting those payments at that
22 time, whether or not it matches up with one of my check
23 registers, which is typically how these types of
24 payments were made to the Las Vegas justice traffic
25 court, or perhaps if there was a cash payment as well

1 made.

2 And I've not been able to go ahead and reach
3 anybody to have any type of real conversation with them
4 to see how I would go about trying to go ahead and match
5 that up.

6 CHAIR LOZANO: If that was your position,
7 Mr. Shaddix, is there a reason why you haven't shown
8 some kind of cash payment or check payment or any other
9 ACH or any kind of LawPay payments to the justice court
10 through your office? Wouldn't you have a copy --

11 MR. SHADDIX: I do --

12 CHAIR LOZANO: ~~---of~~ that out of your office?
13 Is that what you're alleging --

14 MR. SHADDIX: I do have -- I do have some
15 paper, paper receipts, going back that far, yes, but
16 nothing that specifically addresses this matter.

17 MR. YOUNG: And, again, I'll respond. I think
18 this is just strictly a dilatory tactic. He has failed
19 to provide any response to the State Bar. That's one of
20 the charges in the Complaint in this case, which he
21 could have made these statements at the time to the
22 State Bar and provided records, paper records, that he's
23 had to the State Bar. He's failed to do that.

24 He's also failed to put this information and
25 support it into a motion either to dismiss the case, if

1 that's his case, and support that motion with any
2 documentation that he's alleging that he has now. He's
3 failed to disclose any information that he claims that
4 he has now during this process. The deadline for that
5 has come and gone, and so this oral motion to continue
6 at this time is nothing more than a dilatory tactic.

7 And, again, I'll reiterate that he has, since
8 July, not participated in any of the hearings or any
9 communication as this case moved forward through the
10 various steps of the prosecution culminating in today's
11 hearing. We have all the parties, the Panel Members
12 here. We have witnesses ~~that~~ are waiting in the waiting
13 room and, again, this motion is just a dilatory tactic,
14 and I would ask that Ms. Chair deny that motion.

15 CHAIR LOZANO: I ~~have~~ have two questions for you
16 Mr. Shaddix. Why has there been no participation since
17 July in this process?

18 MR. SHADDIX: Well, my position has stayed
19 consistent. Going back into April, I had requested a
20 continuance at that point. Mr. Hogan saw fit to go
21 ahead and deny that. Again, he dated that order April
22 24th, basically saying that the Declaration of Emergency
23 Directive 003 wasn't really applicable to that. I think
24 times were much different in early March than where we
25 are now, which seems to be more of the same for the last

1 nine months.

2 And so, unfortunately, I have not been able to
3 gain any access despite, you know, several attempts
4 speaking with court personnel. And, unfortunately, they
5 seem to be in the same position as I am that it's
6 basically day to day and that if anything changes with
7 them that they would let me know, and they would reach
8 out to me. To date, they have not.

9 Here we are in December, and we find ourselves
10 now in what's being termed a pause order, which again
11 while it has allowed some limited access to the criminal
12 courts, has allowed no substantive access to the traffic
13 division at all. And so I'm simply -- I'm not able to
14 come up with anything that I wasn't looking for in
15 March, wasn't looking for ~~in~~ April, wasn't looking for
16 in May, June, July.

17 Mr. Young has seen fit to go ahead and
18 continue down this course of action. I understand that,
19 you know, he wants to go ahead and speed these things
20 along, and -- as I do, as well. I don't like this
21 hanging out over my head. You know, we're coming up on
22 the better part of a year now at this point, but I don't
23 see why a slight delay of 30 days would inconvenience
24 anyone, other than having to go ahead and reschedule the
25 hearing again.

1 But at this time the hearing could be held
2 with the benefit of full knowledge from everyone else.
3 And, again, if there was a mistake that was made, then
4 obviously that would come to light as well. And, if
5 anything, that may bolster Mr. Young's case against me.

6 MR. YOUNG: In response --

7 CHAIR LOZANO: Wait a minute, Mr. Young.

8 MR. YOUNG: Yes.

9 CHAIR LOZANO: And my second question is: Why
10 didn't you file a motion before? Also --

11 MR. SHADDIX: Like I --

12 CHAIR LOZANO: ~~---~~participating in a pretrial
13 hearing could have helped by even bringing this up
14 without the necessity of having to have witnesses here,
15 because -- one moment -- ~~not~~ only did we have to -- what
16 was the cost that you had to get the subpoena for the
17 justice court records? Do you know? For the traffic
18 court records, what were the costs.

19 MR. YOUNG: Are you asking the State Bar?

20 CHAIR LOZANO: Correct.

21 MR. YOUNG: I don't recall the exact cost of
22 those records. I don't have that information in front
23 of me. I don't know if they --

24 CHAIR LOZANO: Were there costs to have the
25 use of your two witnesses waiting to speak today? Were

1 there costs involved in that today, Mr. Young?

2 MR. YOUNG: Well, yeah. I mean, one of the
3 witnesses, our Senior Investigator for the State Bar, so
4 we're paying her to sit here as we argue back and forth
5 on his motion to continue, and then we have the
6 Grievant, who is a Lyft and Uber driver, and I assume
7 that he probably had people, you know, fares to take
8 around today.

9 So, you know, we can call him and see if he
10 was scheduled to work today, but we also have the court
11 reporter costs, you know, the Panel Members' time. I
12 know Ms. Giordani is a ~~lawyer~~, so it's taking her time.
13 Yourself as a lawyer, it's taking your time away from
14 your schedule. This is a voluntary capacity, so you
15 guys could be out working ~~on~~ cases and earning money, so
16 there's those costs.

17 I can't give you a dollar figure to that right
18 now. Certainly, we would calculate that after. If the
19 Panel Chair decides to continue this matter, I'm going
20 to ask that Mr. Shaddix pay for all actual costs.

21 MR. SHADDIX: And I would have no objection to
22 that.

23 CHAIR LOZANO: Mr. Shaddix --

24 MR. SHADDIX: I understand that people -- I'm
25 sorry --

1 CHAIR LOZANO: And I'm going to go ahead and
2 grant it at this time. I do want you to pay for the
3 costs, including what Mr. Coleman, Gary Coleman, would
4 have made from -- what time was he there this morning?

5 MR. YOUNG: I'll have to check to see what
6 time he's been waiting, but when I had talked to him a
7 couple of days ago, he stated that he was going to log
8 in probably about 8:45 this morning.

9 CHAIR LOZANO: Okay.

10 MR. YOUNG: I just have one last comment --

11 CHAIR LOZANO: So I do want him -- I want him
12 to pay for an hour of his ~~time~~ today.

13 MR. SHADDIX: Understood, Ms. Lozano.

14 CHAIR LOZANO: Okay.

15 MR. YOUNG: One ~~last~~ response, I know that the
16 Panel Chair has already stated that she is going to
17 grant the continuance, but I wanted to make an
18 additional --

19 CHAIR LOZANO: I'm sorry. I want to amend
20 that, Sonia. I want there -- because I know he had to
21 come there, or do whatever he had to do, and then he'll
22 have to be done with this. So make it two hours of his
23 time, and then the court reporter, the subpoena costs,
24 and any other hard costs you have, and then we have to
25 submit it to --

1 MR. SHADDIX: I agree.

2 CHAIR LOZANO: -- Mr. Shaddix.

3 MR. SHADDIX: Ms. Lozano, could I just for a
4 moment clarify something with Mr. Young? Is he stating
5 that Mr. Coleman is in person there at the offices --

6 CHAIR LOZANO: No, no, no.

7 MR. SHADDIX: -- with them?

8 CHAIR LOZANO: He logged on to this call.

9 MR. SHADDIX: Understood.

10 CHAIR LOZANO: Yeah. Everyone's working
11 remote, Mr. Shaddix, to try to stay as safe as possible.

12 MR. SHADDIX: No. ~~And~~ And I do appreciate that --

13 CHAIR LOZANO: Yeah.

14 MR. SHADDIX: -- and it's just -- it's a very
15 unfamiliar setting for me, ~~as~~ as I'm sure it is for
16 everyone else --

17 CHAIR LOZANO: For all of us.

18 MR. SHADDIX: -- in this --

19 CHAIR LOZANO: For all of us.

20 MR. SHADDIX: -- as well.

21 CHAIR LOZANO: Absolutely. But I do think
22 that your point is made. I will note for the record
23 that you could have done this sooner. I do want these
24 costs paid prior to our next hearing, and I want a date
25 sometime in mid to the end of January, so we don't have

1 a problem with the court's reopening, because I
2 understand they're closed at least through the end of
3 December.

4 MR. SHADDIX: That is the information I have
5 been provided as well.

6 CHAIR LOZANO: Mine as well. So, please, and
7 then any documentation you get regarding this specific
8 issue, payment or nonpayment or misapplied payment, will
9 be admitted, with limited admitted, to those documents
10 in these proceedings. Do you understand?

11 MR. SHADDIX: Understood.

12 MR. YOUNG: Ms.—Lozano, may I finish my
13 record, please?

14 CHAIR LOZANO: Absolutely. Absolutely,
15 Mr. Young.

16 MR. YOUNG: Thank you. When he, before we got
17 into the costs of the State Bar, he made a comment that
18 he was able to make conversations with the justice court
19 and had telephonic conversations. He failed to
20 establish here today that he issued any sort of subpoena
21 to the traffic court to request those documents.

22 So, to the fact that he delayed in doing that,
23 I again think that that supports the State Bar's
24 position that the hearing shouldn't be continued, but I
25 just wanted to make that record.

1 CHAIR LOZANO: I understand.

2 MR. SHADDIX: And, just for clarification,
3 these were not in phone conversations. I have not been
4 able to reach anyone by phone for several months. These
5 were actually, you know, kind of last-minute
6 rescheduling of what's known as a traffic ticket
7 attorney session where I believe the District Attorney's
8 Office was able to free up a room. And, again, this was
9 mid-August, I believe, was the last time that I had been
10 called in for that.

11 And, again, it wasn't anything that was
12 scheduled as of public record or put on the Register of
13 Actions showing that that was an official visit, but
14 they were able to go ahead and process some of these,
15 but they have since even ceased doing that. And so my
16 conversations were in person with both the District
17 Attorney's Office as well as the Las Vegas Justice
18 Traffic Division Court Clerk, and again, at that point,
19 they basically explained to me that they were kind of
20 just as in the dark as everyone else.

21 CHAIR LOZANO: Mr. Shaddix --

22 MR. YOUNG: Actually --

23 CHAIR LOZANO: My point is, Mr. Shaddix, is
24 that you could do an affidavit to that effect. As an
25 officer of the court, we would accept it. You need to

1 make sure that you make a record as well, Mr. Shaddix.
2 So, as we go forward, you can have a subpoena issued
3 today. They won't respond to it until January. That's
4 why I'm saying let's make sure that we have a date mid
5 to the end of January, and as soon as he gets the
6 documents in, they're to be filed the day you receive
7 them, Mr. Shaddix.

8 MR. SHADDIX: Understood.

9 MR. YOUNG: I'm going to ask that we set an
10 additional prehearing conference between now and
11 whatever formal hearing, so we can mediate this problem
12 in going forth before we ~~call~~ the Panel Members again
13 and have the State Bar goes through the expense of
14 having its witnesses lined up for this hearing.

15 CHAIR LOZANO: ~~I~~ understand that. But
16 Mr. Shaddix will pay all the expenses, so the State Bar
17 will not have to bear that expense, Mr. Young.

18 MR. SHADDIX: Understood.

19 And, Mr. Young, will you be providing me with
20 that balance, or how will that be submitted to me?

21 MR. YOUNG: The administrator is going to have
22 to calculate that balance, and we're going to have to,
23 obviously, talk to Mr. Coleman and get the fees for the
24 court reporter. I'm going to ask for a transcript, that
25 Mr. Shaddix pays for a transcript of this, so we have

1 the record on the motion as part of the case.

2 CHAIR LOZANO: That's proper.

3 MR. YOUNG: So, typically, it takes a couple
4 of weeks to get that, but he'll have to pay for the
5 court reporter's fee to come in today and also for the
6 actual cost of the transcript. So it's going to take a
7 couple of weeks to get that invoice out to Mr. Shaddix.

8 MR. SHADDIX: Okay. And I will be prepared,
9 and I'll follow up with Mr. Young in a couple of weeks
10 if nothing has been forthcoming.

11 CHAIR LOZANO: Okay. Ms. Del Rio, you know
12 what, I think I want to ~~set it~~ towards the end of
13 January, so we don't have a problem, meaning the
14 hearing, and then let's set a pretrial hearing in
15 mid-January, so that we don't have to take everybody's
16 time in the mid-January date. And, if you could wait
17 one moment, let me get my hard calendar.

18 MS. DEL RIO: Yes, ma'am. I will also pull up
19 the State Bar's calendar as well.

20 CHAIR LOZANO: I have a Screening Panel on the
21 19th. Why don't we do it before the Screening Panel,
22 Sonia?

23 MS. DEL RIO: January 19th or February 19th?

24 CHAIR LOZANO: Correct.

25 MS. DEL RIO: January.

1 CHAIR LOZANO: January. How about 1:30?

2 MS. DEL RIO: January 19th is?

3 CHAIR LOZANO: A Tuesday.

4 MS. DEL RIO: Tuesday.

5 CHAIR LOZANO: It's after coming back from the
6 holiday, MLK Day.

7 MS. DEL RIO: Okay. Madam Chair, do you
8 believe we will be done by 3:00?

9 CHAIR LOZANO: Oh, yeah. It's just going to
10 be making sure that we are dealing with this one issue.

11 MS. DEL RIO: Okay. And with our witnesses as
12 well.

13 CHAIR LOZANO: No, no, no, no, no. I'm
14 talking about --

15 MS. DEL RIO: ~~Prehearing~~ Prehearing conference?

16 CHAIR LOZANO: The prehearing conference on
17 the 19th. No, not the hearing. Not the formal hearing,
18 no.

19 MS. DEL RIO: My apologies.

20 CHAIR LOZANO: And I want the Formal Hearing
21 at the end of the month.

22 MS. DEL RIO: So on the 19th at 1:30, you
23 said?

24 CHAIR LOZANO: Correct. That's for the
25 prehearing conference. I guess we'll call it a

1 continued prehearing conference or a second
2 prehearing -- how is that -- a second prehearing
3 conference.

4 MS. DEL RIO: January 19th, 2021, at 1:30.

5 CHAIR LOZANO: Correct.

6 MS. DEL RIO: I'll send that notice shortly
7 with the call-in number.

8 CHAIR LOZANO: Okay.

9 MS. DEL RIO: For the Formal Hearing --

10 CHAIR LOZANO: Is everybody available on the
11 29th? It's a Friday.

12 MR. YOUNG: Of January?

13 CHAIR LOZANO: Correct.

14 MS. GIORDANI: And what time would that be at?

15 CHAIR LOZANO: At 9:00.

16 MS. GIORDANI: Yes.

17 CHAIR LOZANO: Thank you, Kelly.

18 What about you, Peter? You're on mute.

19 MR. OSSOWSKI: There, I'm off mute. I am
20 available for the 29th.

21 CHAIR LOZANO: Thank you, Peter. I appreciate
22 you.

23 Mr. Young, how is your calendar?

24 MR. YOUNG: That works for me. I just wanted
25 to make sure that Ms. Del Rio checks to make sure that

1 she's ready and there's no other hearings at the Bar.

2 CHAIR LOZANO: Sonia, how are you doing on
3 that day?

4 MS. DEL RIO: January 29th, there is another
5 Formal Hearing, but it's not mine.

6 CHAIR LOZANO: Okay.

7 MS. DEL RIO: I'm not scheduled to go in, so
8 January 29th.

9 CHAIR LOZANO: Mr. Shaddix, the 29th.

10 MR. SHADDIX: Absolutely, I have no problem --

11 CHAIR LOZANO: Okay. And remember, remember,
12 if there's any issue we have this on the 19th.

13 MR. SHADDIX: Understood.

14 CHAIR LOZANO: I want you to appear. You
15 didn't make the last one --

16 MR. SHADDIX: I will definitely be there.

17 CHAIR LOZANO: -- because we're going to
18 continue it today and have people waiting, so we want
19 you to appear, and please make sure all the fees are
20 paid before that date.

21 MR. YOUNG: I also want to have Mr. Shaddix
22 confirm his best e-mail. I know that he's been using
23 two e-mails, so that when Ms. Del Rio sends him the
24 prehearing conference and the conference number link
25 information that it goes to a valid e-mail. Because I

1 don't have any confidence, based on his past record,
2 that he's going to participate in this hearing, quite
3 frankly.

4 CHAIR LOZANO: Mr. Shaddix, can I have your
5 valid e-mail on the record right now?

6 MR. SHADDIX: Yes. It is my first name,
7 Thomas -- T-h-o-m-a-s -- and that is "@" my last name
8 Shaddix -- S-h-a-d-d-i-x -- law -- l-a-w -- ".com."

9 MR. YOUNG: And, to go along with that, I
10 assume that he's stipulating to electronic service of
11 any documents at that e-mail address?

12 MR. SHADDIX: Absolutely. So stipulated.

13 CHAIR LOZANO: Anything further at this time?

14 MR. YOUNG: Nothing further from the State
15 Bar.

16 CHAIR LOZANO: Anything further, Mr. Shaddix?

17 MR. SHADDIX: No, Ms. Lozano.

18 CHAIR LOZANO: Please thank the witnesses for
19 me, Mr. Young, and I thank the Panel for being here
20 today. Thank you, Ms. Court Reporter, and I appreciate
21 your work, Sonia. Thank you so much.

22 MR. YOUNG: Thank you.

23 MR. SHADDIX: Thank you, everyone.

24 (Reporter's Transcript of Proceedings was
25 recessed at 9:51 a.m.)

1 REPORTER'S CERTIFICATE

2 STATE OF NEVADA)
3) ss
4 COUNTY OF CLARK)

5 I, Carla N. Bywaters, a duly certified court
6 reporter licensed in and for the State of Nevada, do
7 hereby certify:

8 That I reported the taking of the foregoing
9 proceedings at the time and place aforesaid;

10 That I thereafter transcribed my shorthand notes
11 into typewriting and that the typewritten transcript of
12 said proceedings is a complete, true and accurate record
13 of testimony provided at said time to the best of my
14 ability.

15 I further certify that I am not a relative,
16 employee or independent contractor of counsel of any of
17 the parties involved in said action; nor a person
18 financially interested in the action; nor do I have any
19 other relationship with any of the parties or with
20 counsel of any of the parties involved in the action
21 that may reasonably cause my impartiality to be
22 questioned.

23 IN WITNESS WHEREOF, I have hereunto set my hand in
24 the County of Clark, State of Nevada, this 21st day of
25 December 2020.

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**RECORD OF DISCIPLINARY PROCEEDINGS,
PLEADINGS AND TRANSCRIPT OF HEARING**

Thomas S. Shaddix, Esq.
Nevada Bar No. 7905
6166 S. Sandhill Road, Suite 146
Las Vegas, NV 89120
Respondent

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STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
Respondent.)
_____)

REPORTER'S TRANSCRIPT OF ZOOM HEARING PROCEEDINGS

BEFORE HEARING PANEL CHAIR DAWN M. LOZANO

Grievance File Nos.: OBC19-1270 & OBC20-0249

Volume II

Taken on Friday, January 29, 2021

At 9:06 a.m.

Las Vegas, Nevada

Reported by: Carla N. Bywaters, CCR 866

Job No. 57835

HEARING

January 29, 2021

1 APPEARANCES:

2 Panel Members:

3 DAWN M. LOZANO, ESQ., Hearing Chair

4 KELLY K. GIORDANI, ESQ., Panel Member

5 PETER OSSOWSKI, Lay Member

6 Also Present:

7 DANIEL T. YOUNG, ESQ., Assistant Bar Counsel

8 SONIA DEL RIO, Hearing Paralegal

9 THOMAS S. SHADDIX, ESQ., Respondent

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* * * * *

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First Legal Deposition-Calendar@firstlegal.com
L.A. 855.348.4997

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25

HEARING

January 29, 2021

1	E X H I B I T S		
2	(Retained by State Bar of Nevada)		
3	NUMBER	DESCRIPTION	ADMITTED
4	Complainant's File No. OBC19-1270		
5	1	State Bar Formal Hearing Packet	11
6	2	Declaration of Prior Discipline	11
7	3	10/07/19 Coleman Complaint	11
8	4	10/10/19 Meeks Letter to Shaddix	11
9	5	10/21/19 Return Receipt	11
10	6	10/30/19 Meeks Letter to Shaddix	11
11	7	11/04/19 Return Receipt	11
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13	9	12/04/19 Meeks E-mail to Shaddix	11
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18	14	01/22/20 Meeks E-mail to Shaddix	11
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22	18	03/12/20 Shaddix E-mail to Meeks	11
23	19	03/26/20 Meeks E-mail to Shaddix	11
24	20	Shaddix Documents re Coleman	11
25	21	01/10/20 Tommasino E-mail to Meeks	11

HEARING

January 29, 2021

1	E X H I B I T S (cont.)		
2	(Retained by State Bar of Nevada)		
3	NUMBER	DESCRIPTION	ADMITTED
4	Complainant's File No. OBC19-1270		
5	22	Citation #LVM0272887 Documents	11
6	23	Citation #LVM0285889 Documents	11
7	24	01/06/21 Tommasino E-mail to Meeks	11
8	25	Declaration of Sherri Parris	11
9	26	12/28/2020 <small>HEARING</small> First Legal <small>January 29, 2021</small> Invoice	11
10	27	12/10/2020 Hearing Transcript	11
11			
12	NUMBER	DESCRIPTION	ADMITTED
13	Complainant's File No. OBC20-0249		
14	3	02/14/20 Allf Letter to Hooge	11
15	4	03/04/20 Meeks E-mail to Madsen	11
16	5	03/04/20 Madsen E-mail to Meeks	11
17	6	03/04/20 Madsen E-mail to Meeks	11
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24	13	03/26/20 Meeks Letter to Shaddix	11
25	14	03/26/20 Meeks E-mail to Shaddix	11

HEARING

January 29, 2021

1	E X H I B I T S (cont.)		
2	(Retained by State Bar of Nevada)		
3	NUMBER	DESCRIPTION	ADMITTED
4	Complainant's File No. OBC20-0249		
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6	16	04/08/20 Shaddix E-mail to Meeks	11
7	17	10/11/19 Case No. A-19-800160-C Motion for Summary Judgment	11
8	18	01/10/20 Case No. A-20-808391-C Complaint	11
9	19	01/10/20 Case No. A-20-808396-C Complaint	11
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HEARING

January 29, 2021

1 P R O C E E D I N G S

2 LAS VEGAS, NEVADA; JANUARY 29, 2021;

3 9:06 A.M.

4 - - -

5 CHAIR LOZANO: Good morning, everyone. The
6 case is Thomas Shaddix, File No. OBC19-1270, and then I
7 know we were correcting this. I didn't get a corrected
8 number on the case numbers, but I'm going to put that on
9 the record. OBC19-1270 and the change in the pleading
10 should be 20-0249.

11 MR. YOUNG: That's correct.

12 CHAIR LOZANO: And this is the Formal Hearing.
13 I'd like everybody to introduce themselves for the
14 record, please. I'm Dawn Lozano.

15 MR. YOUNG: Daniel Young on behalf of the
16 State Bar.

17 MR. OSSOWSKI: Peter Ossowski --

18 MR. SHADDIX: -- Shaddix.

19 MR. OSSOWSKI: Go ahead, Tom.

20 MR. SHADDIX: Thomas Shaddix.

21 MR. OSSOWSKI: Peter Ossowski, Lay Member of
22 the Panel.

23 MS. DEL RIO: Sonia Del Rio, Hearing Paralegal
24 for the State Bar.

25 CHAIR LOZANO: I know we have one more Panel

1 Member.

2 MS. DEL RIO: I'm sorry, Ms. Giordani, we
3 couldn't hear you. You're on mute.

4 MS. GIORDANI: Okay. Kelly Giordani, Esq.

5 CHAIR LOZANO: Thank you. I understand that
6 this matter has been resolved via a Conditional Guilty
7 Plea in Exchange for a Stated Form of Discipline; is
8 that correct?

9 MR. YOUNG: Yes, it is. HEARING January 29, 2021

10 CHAIR LOZANO: Okay. I understand that on
11 page -- let's see where it is -- 10 of that agreement
12 the stated form of discipline is recited.

13 Mr. Young, if you can, can you please recite
14 that for the record what Mr. Shaddix is going to be
15 doing as a result of this, should this matter be
16 accepted by the Supreme Court.

17 MR. YOUNG: Yes, I can.

18 CHAIR LOZANO: Thank you. First Legal Deposition-Calendar@firstlegal.com L.A. 855.348.4997

19 MR. YOUNG: We have reached a negotiation
20 whereby Mr. Shaddix agrees to accept a
21 six-month-and-one-day suspension, and that suspension is
22 to be stayed for a period of 18 months on several
23 conditions.

24 The first condition is that he pay restitution
25 in the amount of \$3,250 to Mr. Coleman. Mr. Coleman is

1 the Grievant in Case OBC19-1270.

2 The second condition is that Mr. Shaddix will
3 initiate and participate at his own expense in a binding
4 fee dispute arbitration with Mr. Coleman within the
5 first 90 days of his probationary period.

6 Condition No. 3, in addition to his annual CLE
7 requirements, that he complete one and a half CLE credit
8 hours related to diligence, one and a half credit hours
9 related to communication, and three credit hours related
10 to his duty to respond to the Bar.

11 The fourth condition is that Mr. Shaddix
12 obtain a mentor approved by the State Bar for the
13 duration of his probationary period, and it's his duty
14 to ensure that his mentor submits quarterly reports to
15 the State Bar.

16 The quarterly reports should include
17 information regarding, but not limited to, the mentor's
18 reviews with Mr. Shaddix of his office policies and
19 procedures for client communication, the consultations
20 that his office does, client intake, Mr. Shaddix's
21 caseload, and Mr. Shaddix's supervision of his legal
22 staff and assistants and, in general, just best
23 practices of operating his law firm.

24 The fifth condition is that he, Mr. Shaddix,
25 not receive any new cases, disciplinary cases, or

1 grievances with the State Bar during his probationary
2 period that result in a screening panel recommending a
3 Letter of Reprimand or a Formal Hearing for Mr. Shaddix.

4 The sixth condition is that Mr. Shaddix
5 promptly comply with any court orders issued in the
6 Eighth Judicial District Court Case A-20-808396-C.
7 That's Madsen v. Shaddix.

8 CHAIR LOZANO: Excuse me. On my pleading,
9 it's A-20-808391. Is there another one?

10 MR. YOUNG: Yeah. There's a second case with
11 the same, but it starts with A-20808 --

12 CHAIR LOZANO: Oh, I see. There's a 96 and a
13 91.

14 MR. YOUNG: That's correct. There's two
15 cases. They're both titled the same Madsen v. Shaddix,
16 but there are two different cases.

17 CHAIR LOZANO: Got it. Okay.

18 MR. YOUNG: But he needs to comply with any
19 court orders -- I believe those are in front of Judge
20 Allf -- that are issued in those cases.

21 And then the last condition is that he pay the
22 SRC -- or SCR 120 costs in the amount of \$2,500 in each
23 case here plus all disciplinary hearing costs and actual
24 costs associated with the previous plea or previous
25 Formal Hearing that we had scheduled and then also this

1 one right here.

2 CHAIR LOZANO: And then the payment's going to
3 be made 30 days after the issuance of the Supreme Court
4 approving and accepting this plea, should that happen,
5 by the Supreme Court. Is that my understanding?

6 MR. YOUNG: That's correct, and that's the
7 totality of terms of the stated discipline.

8 CHAIR LOZANO: Okay. Mr. Shaddix, did you
9 hear that?

HEARING

January 29, 2021

10 MR. SHADDIX: Yes, I did.

11 CHAIR LOZANO: Do you agree with everything
12 that he said?

13 MR. SHADDIX: Yes, I do.

14 CHAIR LOZANO: Okay. Then, at this time,
15 we're going to accept it, and we're going to make sure
16 that the order goes up to the Supreme Court. Of course,
17 you know it's up to them to accept everything that we
18 have here. So, as soon as it becomes an Order, that's
19 when this Stated Form of Discipline would start. You
20 understand that; is that correct?

21 MR. SHADDIX: I do understand that.

22 CHAIR LOZANO: Okay. Is there anything
23 further from any of the Panel Members?

24 MR. OSSOWSKI: No.

25 MS. GIORDANI: No.

1 CHAIR LOZANO: Is there anything further from
2 you, Mr. Young?

3 MR. YOUNG: Just a matter of general
4 housekeeping --

5 CHAIR LOZANO: Okay.

6 MR. YOUNG: -- the facts as stated in the
7 Conditional Guilty Plea are stipulated, and in support
8 of those facts, the State Bar is going to request that
9 we admit Exhibits 1 through 21 -- or excuse me -- 1
10 through 23 in Case Number No. OBC19-1270 and Exhibits 3
11 through 21 in OBC20-0249.

12 CHAIR LOZANO: And that's your understanding,
13 Mr. Shaddix?

14 MR. SHADDIX: Yes, it is.

15 CHAIR LOZANO: Okay. That will be the order.

16 (Exhibits 1 through 27, File No.

17 OBC19-1270, were admitted into evidence.)

18 (Exhibits 3 through 21, File No.

19 OBC20-0249, were admitted into evidence.)

20 CHAIR LOZANO: Is there anything further?

21 MR. YOUNG: No, ma'am.

22 CHAIR LOZANO: Okay. Thank you so much.

23 Sonia, is there anything else that you need from me at
24 this time, because we're just going to conclude this
25 matter right now. Is there anything you need as a

1 matter of housekeeping?

2 MS. DEL RIO: No, ma'am.

3 I'm sorry, Mr. Young, it's actually Exhibits 1
4 through 27 for the lead case.

5 MR. YOUNG: Oh, I apologize.

6 CHAIR LOZANO: That would have been the
7 19-1270, it should be 1 through 27?

8 MS. DEL RIO: Yes.

9 CHAIR LOZANO: ^{HEARING} Okay. ^{January 29, 2021} Anything you need to
10 correct on the other one regarding the exhibits?

11 MS. DEL RIO: No, ma'am.

12 CHAIR LOZANO: Okay. Thank you. Mr. Shaddix,
13 is there anything else that you need to say?

14 MR. SHADDIX: No.

15 CHAIR LOZANO: Okay. Thank you so much.
16 Everybody, please have a good day, and please stay safe.

17 (Reporter's Transcript of Proceedings was
18 recessed at 9:14 a.m.)
First Legal Deposition-Calendar@firstlegal.com
L.A. 855.348.4997

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25

1 REPORTER'S CERTIFICATE

2 STATE OF NEVADA)
3) SS
4 COUNTY OF CLARK)

5 I, Carla N. Bywaters, a duly certified court
6 reporter licensed in and for the State of Nevada, do
7 hereby certify:

8 That I reported the taking of the foregoing
9 proceedings at the time and place aforesaid;

10 That I thereafter transcribed my shorthand notes
11 into typewriting and that the typewritten transcript of
12 said proceedings is a complete, true and accurate record
13 of testimony provided at said time^{HEARING} to the best of my
14 ability.

15 I further certify that I am not a relative,
16 employee or independent contractor of counsel of any of
17 the parties involved in said action; nor a person
18 financially interested in the action; nor do I have any
19 other relationship with any of the parties or with
20 counsel of any of the parties involved in the action
21 that may reasonably cause my impartiality to be
22 questioned.

23 IN WITNESS WHEREOF, I have hereunto set my hand in
24 the County of Clark, State of Nevada, this 10th day of
25 February 2021.

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L.A. 855.348.4997

21 
22 CARLA N. BYWATERS, NV CCR #866

HEARING

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HEARING

January 29, 2021

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STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

THOMAS S. SHADDIX, ESQ.

File Nos: OBC19-1270 & OBC20-0249

FORMAL HEARING
January 29, 2021 @ 9:00 a.m. via ZOOM

INDEX OF DOCUMENTS

DOCUMENT	PAGE NOS.
Complaint and Affidavit of Mailing Filed March 9, 2020	SBN 001-011
Order Appointing Hearing Panel Chair Filed June 24, 2020	SBN 012-013
Notice of Initial Case Conference July 16, 2020	SBN 014-015
Notice of Continued Initial Case Conference Filed July 20, 2020	SBN 016-017
Answer Filed July 24, 2020	SBN 018-023
Order Appointing Formal Hearing Panel Filed December 1, 2020	SBN 024-025
Notice of Second Formal Hearing Filed January 13, 2021	SBN 026-027
Complaint and Declaration of Mailing Filed September 18, 2020	SBN 028-032
Notice of Telephonic Initial Case Conference Filed December 11, 2020	SBN 033-034
Order Consolidating Disciplinary Matters Filed January 14, 2021	SBN 035-038

Conditional Guilty Plea in Exchange for a Stated Form of Discipline

Filed January 15, 2021SBN 039-051

PANEL

Dawn Lozano, Esq., Panel Chair
Kelly Giordani, Esq., Panel Member
Peter Ossowski, Lay Member

Daniel T. Young, Esq.
Assistant Bar Counsel

Thomas Shaddix, Esq.
Respondent

Sonia Del Rio
Hearing Paralegal

1 Case No: OBC19-1270

 **FILED**
MAR 09 2020
STATE BAR OF NEVADA
BY: Sam
OFFICE OF BAR COUNSEL

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5
6 **STATE BAR OF NEVADA**
7 **SOUTHERN NEVADA DISCIPLINARY BOARD**

8 STATE BAR OF NEVADA,)
9 Complainant,)
10 vs.)
11 THOMAS S. SHADDIX, ESQ.,)
12 Nevada Bar No. 7905,)
Respondent.)

COMPLAINT

13 TO: Thomas S. Shaddix, Esq.
14 Law Offices of Thomas Shaddix
15 6166 S. Sandhill Road Suite #146
Las Vegas, NV 891210

16 PLEASE TAKE NOTICE that pursuant to Supreme Court Rule ("SCR") 105(2), a
17 **VERIFIED RESPONSE OR ANSWER** to this Complaint **must be filed** with the
18 Office of Bar Counsel, State Bar of Nevada ("State Bar"), 3100 W. Charleston Boulevard,
19 Suite 100, Las Vegas, Nevada 89102, **within twenty (20) days of service of this**
20 **Complaint.** Procedure regarding service is addressed in SCR 109.

21 **General Allegations**

22 1. Complainant, State Bar of Nevada, alleges that the Respondent, Thomas S.
23 Shaddix, Esq. ("Respondent"), Nevada Bar No. 7905, is currently an active member of the
24
25

1 State Bar of Nevada and at all times pertinent to this complaint had his principal place of
2 business for the practice of law located in Clark County, Nevada.

3 2. Respondent engaged in acts of professional misconduct warranting the imposition
4 of professional discipline as set forth below.

5 3. Gary Coleman (Coleman), a Lyft/Uber driver, retained Respondent to represent
6 him on a failure to yield ticket and a speeding ticket.

7 4. Coleman paid Respondent \$425.00 for the retainer which included money to pay
8 the fines for both tickets.

9 5. On October 10, 2017, Respondent appeared at the attorney session for both
10 matters and entered a plea of not guilty for each ticket. A pretrial hearing was set on
11 December 8, 2017, at 1:30 pm.

12 6. On October 18, 2017, Coleman emailed Respondent about the status of his case. In
13 response, Coleman received a call from Alison Perelman (Respondent's office manager), in
14 which she informed him the matter was "reset" to December 8th. Perelman also told Coleman
15 this process was normal.

16 7. On December 8, 2017, Respondent appeared at the attorney session and entered
17 guilty pleas to an amended charge of illegal parking on each ticket. Fines were assed of \$198.00
18 for the failure to yield ticket and \$148.00 on the speeding ticket.

19 8. Respondent failed to inform Coleman of the resolution of each ticket.

20 9. In March 2018, the Las Vegas Justice Court sent Coleman a late notice for failure
21 to pay fines.

22 10. On April 26, 2018, warrants were issued against Coleman for failure to pay fines.

23 11. On April 28, 2018, Coleman was pulled over by Las Vegas Metropolitan Police
24 (LVMPD) while he was on his way to pick up a customer. LVMPD advised him that he had two
25

1 warrants out for his arrest for failure to pay traffic tickets. Coleman had to cancel the ride for his
2 customer. LVMPD advised Colman not to drive and to contact his attorney.

3 12. Coleman contacted Respondent's office and was advised by Perelman that the
4 warrants had been lifted but that he should not drive until the court hearing on May 8, 2018.
5 Coleman lost wages because he could not work.

6 13. On May 8, 2018, minutes show that the Court waived the \$150.00 bench warrant
7 fees on each ticket. Minutes also show that guilty pleas to Illegal Parking were re-entered and
8 fines assessed of \$198 and \$200 on each case respectively.

9 14. On September 1, 2018, Coleman received a collection notice for the two fines. He
10 contacted Respondent's office immediately and was told to disregard the notice.

11 15. On September 6, 2018, additional warrants were issued on each case for failure to
12 pay.

13 16. On September 30, 2018, Coleman found out about the warrants after the court
14 notified him.

15 17. On October 1, 2018, Colman called Respondent's office. He was advised that
16 Respondent was already in court and a Motion to Quash the warrants would be filed the
17 following day.

18 18. On October 2, 2018, Respondent's office filed a motion to quash warrants on behalf
19 of Coleman.

20 19. Court minutes from October 3, 2018, show that the motion to quash was approved
21 in part, the warrant fees were reduced but not removed. The minutes are also stamped "no more
22 motions."

23 20. On October 4, 2018, Perelman emailed Coleman, apologized for the delay, and
24 informed him the office had filed a motion to quash warrants on his behalf.

1 21. On October 5, 2018, the court removed the tickets from collections and recalled
2 the warrants. Coleman was given 90 days to pay.

3 22. On January 3, 2019, Coleman checked the court website and noticed that no
4 activity occurred on the tickets for three months. The court minutes showed that the fines had
5 not been paid and the tickets were still open.

6 23. On January 4, 2019, Perelman emailed Coleman and said that the law office would
7 pay Coleman's fines no later than February 5, 2019. Perelman also said they would inform him
8 once the fines had been paid in full.

9 24. On March 7, 2019, the Court called Coleman and informed him that he had a
10 warrant for his arrest. Coleman emailed Perelman at 11:18 am asking "What the hell is going on
11 here?!" At 5:17 pm, Respondent sent Coleman a blank email which contained an attachment of
12 another Motion to Quash which was filed stamped at 2:45 on March 7, 2019. The motion
13 language requested fees be removed because of "law office oversight."

14 25. The Court minutes show that the fines were reduced again but the total owed was
15 now \$298 (was \$198) on the failure to use due care and \$300 (was \$148) on the speeding.
16 Coleman was ordered to pay the fines within 90 days.

17 26. Respondent failed to pay the ticket fines as promised.

18 27. In June 2019, Coleman checked the website and noticed the tickets were still
19 outstanding. Coleman called Respondent again because he was concerned more warrants would
20 issue. Coleman was advised it would be taken care of by June 14, 2019. Once again, Respondent
21 failed to pay the tickets.

22 28. On June 19, 2019, Respondent again filed a motion to quash the warrants.

23 29. On October 1, 2019, Coleman went to the court website and paid the tickets himself
24 (\$508 total).
25

30. Respondent failed to respond or provided a refund to Coleman.

31. On October 7, 2019, Coleman submitted his grievance to the bar.

32. On October 10, 2019, State Bar investigator, Dawn Meeks, sent a letter of investigation via certified mail to Respondent at his SCR 79 address on Sandhill Road.

33. On October 22, 2019, the Bar received the certified mail green card which was signed by Perelman.

34. On October 28, 2019, Respondent emailed Ms. Meeks requesting an extension until November 5, 2019, because he had a lengthy hearing in Nye County

35. On December 4, 2019, Ms. Meeks replied to Respondent's original email and attached a copy of the two letters that the Bar had mailed to him. His response was due December 9, 2019.

36. Respondent failed to respond or provide the Bar with any information regarding Coleman's grievance.

COUNT I

RPC 1.3 (Diligence)

37. RPC 1.3 states, “A lawyer shall act with reasonable diligence and promptness in representing a client.”

38. Respondent failed to provide diligent and prompt representation to the client.

39. Respondent did not perform services he was retained to complete.

40. Respondent did not pay the traffic tickets.

41. Respondent knew or should have known his conduct was improper.

42. Respondent's conduct resulted in harm to the client, Coleman, and to the legal profession.

1 43. In light of the foregoing, including without limitation paragraphs 1 through
2 36, Respondent has violated RPC 1.3 (Diligence).

3 **COUNT II**

4 **RPC 1.4 (Communication)**

5 44. RPC 1.4 States, in relevant part:

6 (a) A Lawyer shall:

7 (1) Promptly inform the client of any decision or circumstance
with respect to which the client's informed consent is required
by these rules;

8 (2) Reasonably consult with the client about the means by which
the client's objectives are to be accomplished;

9 (3) Keep the client reasonably informed about the status of the
matter;

10 (4) Promptly comply with reasonable requests for information;
and

11 (5) Consult with the client about any relevant limitation on the
lawyer's conduct when the lawyer knows that the client
12 expects assistance not permitted by the Rules of Professional
Conduct or other law.

13 (b) A lawyer shall explain a matter to the extent reasonably necessary
to permit the client to make informed decisions regarding the
14 representation.

15 45. Respondent failed to adequately inform Coleman of the status of his case.

16 46. Respondent failed to comply with reasonable requests for information.

17 47. Respondent knew or should have known his conduct was improper.

18 48. Respondent's conduct resulted in harm to the client, Coleman, and to the
19 legal profession.

20 49. In light of the foregoing including, without limitation, paragraphs 1 through
21 36, Respondent has violated RPC 1.4 (Communication).

22 ///

23 ///

COUNT III

RPC 1.15(a)&(d) (Safekeeping)

50. RPC 1.15 States, in relevant part:

(a) A lawyer shall hold funds or other property of clients or third persons that is in a lawyer's possession in connection with a representation separate from the lawyer's own property. All funds received or held for the benefit of clients by a lawyer or firm, including advances for costs and expenses, shall be deposited in one or more identifiable bank accounts designated as a trust account maintained in the state where the lawyer's office is situated, or elsewhere with the consent of the client or third person. Other property in which clients or third persons hold an interest shall be identified as such and appropriately safeguarded. Complete records of such account funds and other property shall be kept by the lawyer and shall be preserved for a period of seven years after termination of the representation.

(d) Upon receiving funds or other property in which a client or third person has an interest, a lawyer shall promptly notify the client or third person. Except as stated in this Rule or otherwise permitted by law or by agreement with the client, **a lawyer shall promptly deliver to the client or third person any funds or other property that the client or third person is entitled to receive** and, upon request by the client or third person, shall promptly render a full accounting regarding such property. (Emphasis added)

51. Respondent took monies from Coleman to pay the ticket fines.

52. Respondent failed to pay the ticket fines

53. Respondent knew or should have known his conduct was improper.

54. Respondent's conduct resulted in harm to the client, Coleman, and to the legal profession.

55. In light of the foregoing including, without limitation, paragraphs 1 through 36, Respondent has violated RPC 1.15 (Safekeeping).

///

///

///

1 COUNT IV

2 **RPC 5.3(b) (Responsibilities regarding non-lawyer assistants)**

3 56. RPC 5.3 States, in relevant part:

4 (b) A lawyer having direct supervisory authority over the nonlawyer shall
5 make reasonable efforts to ensure that the person's conduct is compatible
6 with the professional obligations of the lawyer;

7 57. Respondent allowed non-lawyer assistant, Alison Perelman, to meet with Coleman
8 and explain the legal process.

9 58. Respondent knew or should have known his conduct was improper.

10 59. Respondent's conduct resulted in harm to the client, Coleman, and to the legal
11 profession.

12 60. In light of the foregoing including, without limitation, paragraphs 1 through 36,
13 Respondent has violated RPC 5.3 (Responsibilities of non-layer assistants).

14 COUNT V

15 **RPC 8.1(b) (Bar admission and disciplinary matters)**

16 61. RPC 8.1(b) States, in relevant part:

17 (b) a lawyer shall not . . . **knowingly fail to respond to a lawful**
18 **demand for information from an admissions or**
19 **disciplinary authority**, except that this Rule does not require
20 disclosure of information otherwise protected by Rule 1.6. (Emphasis
21 added)

22 62. Respondent failed to respond to request for information regarding the instant
23 grievance.

24 63. Respondent knew or should have known his conduct was improper.

25 64. Respondent's conduct resulted in harm to the client, Coleman, and to the legal
profession.

1 65. In light of the foregoing including, without limitation, paragraphs 1 through 36,
2 Respondent has violated RPC 8.1(b) (Bar admission and disciplinary matters) –
3 Failure to Respond).

4 **WHEREFORE**, Complainant prays as follows:

- 5 1. That a hearing be held pursuant to Nevada Supreme Court Rule 105;
6 2. That Respondent be assessed the actual and administrative costs of the disciplinary
7 proceeding pursuant to SCR 120; and
8 3. That pursuant to SCR 102, such disciplinary action be taken by the Southern
9 Nevada Disciplinary Board against Respondent as may be deemed appropriate under the
10 circumstances.

11 **DATED** this 9th day of March, 2020.

12 **STATE BAR OF NEVADA**
13 Daniel M. Hooge, Bar Counsel

14 Daniel T. Young, Assistant Bar Counsel
15 Nevada Bar No. 11747
16 3100 W. Charleston Blvd, Suite 100
17 Las Vegas, Nevada 89102
18 (702)-382-2200
19 Attorney for State Bar of Nevada
20
21
22
23
24
25



FILED

MAR 09 2020

STATE BAR OF NEVADA
BY: Sam
OFFICE OF BAR COUNSEL

Case No.: OBC19-1270

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
)
Respondent.)
)
)

AFFIDAVIT OF MAILING

STATE OF NEVADA)
)§
COUNTY OF CLARK)

Kristi Faust, under penalty of perjury, being first and duly sworn, deposes and says
as follows:

1. That Affiant is employed with the State Bar of Nevada and, in such capacity,
Affiant is Custodian of Records for the Discipline Department of the State Bar
of Nevada.
2. That Affiant states that the enclosed documents are true and correct copies of
the **COMPLAINT, FIRST DESIGNATION OF HEARING PANEL
MEMBERS, and STATE BAR OF NEVADA'S PEREMPTORY**



FILED

JUN 24 2020

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

Case No.: OBC19-1270

STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,
Complainant,
vs.
THOMAS S. SHADDIX, ESQ.
NV BAR No. 7905
Respondent.

**ORDER APPOINTING
HEARING PANEL CHAIR**

IT IS HEREBY ORDERED that the following member of the Southern Nevada
Disciplinary Board has been designated as the Hearing Panel Chair.

1. Dawn Lozano, Esq., Chair

DATED this 24 day of June, 2020.

STATE BAR OF NEVADA

By: Kenneth E Hogan
Kenneth E Hogan (Jun 24, 2020 13:48 PDT)
Kenneth E. Hogan, Esq.
Nevada Bar No. 10083
Chair, Southern Nevada Disciplinary Board

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FILED

JUL 16 2020

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

Case No. OBC19-1270

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,
Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,
Nevada Bar No. 7905,
Respondent.

**NOTICE OF INITIAL CASE
CONFERENCE**

PLEASE TAKE NOTICE, the telephonic Initial Case Conference in the above-entitled matter is set for **July 20, 2020, at 11:00 a.m.** The State Bar conference call number is 1-877-594-8353, participant passcode is 46855068#.

Dated this 16 day of July, 2020.

STATE BAR OF NEVADA
Daniel M. Hooe, Bar Counsel


Daniel Young (July 16, 2020 14:55 PDT)

Daniel T. Young, Assistant Bar Counsel
3100 W. Charleston Boulevard, Suite 100
Las Vegas, Nevada 89102
(702) 382-2200
Attorney for Complainant

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing
NOTICE OF TELEPHONIC INITIAL CASE CONFERENCE was served via email
to:

1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
2. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

Dated this 16 day of July, 2020.

Sonia Del Rio

Sonia Del Rio, an employee
of the State Bar of Nevada

1 Case No. OBC19-1270



FILED

JUL 20 2020

STATE BAR OF NEVADA

BY: P. Felix
OFFICE OF BAR COUNSEL

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5 **STATE BAR OF NEVADA**
6 **SOUTHERN NEVADA DISCIPLINARY BOARD**

7 STATE BAR OF NEVADA,
8 Complainant,

9 vs.

10 THOMAS S. SHADDIX, ESQ.,
11 Nevada Bar No. 7905,

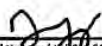
12 Respondent.

NOTICE OF CONTINUED
INITIAL CASE CONFERENCE

13 PLEASE TAKE NOTICE, the telephonic Initial Case Conference was held on July
14 20, 2020, at 11:00 a.m., all parties were present. Panel Chair, Dawn Lozano, Esq.,
15 continued the Initial Case Conference in the above-entitled matter for **September 21,**
16 **2020, at 11:00 a.m.** The State Bar conference call number is 1-877-594-8353,
17 participant passcode is 46855068#.

18 Dated this 20 day of July, 2020.

19 **STATE BAR OF NEVADA**
20 Daniel M. Hooge, Bar Counsel

21 
22 Daniel Young (July 20, 2020 13:06 PDT)

23 Daniel T. Young, Assistant Bar Counsel
24 3100 W. Charleston Boulevard, Suite 100
25 Las Vegas, Nevada 89102
(702) 382-2200
Attorney for Complainant

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing
NOTICE OF TELEPHONIC INITIAL CASE CONFERENCE was served via email
to:

1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
2. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniel@nvbar.org

Dated this 20 day of July, 2020.

Sonia Del Rio

Sonia Del Rio, an employee
of the State Bar of Nevada

1 ANS
2 Law Office of Thomas S. Shaddix
3 THOMAS SHADDIX, ESQ.
4 State Bar No. 7905
5 6166 S. Sandhill Rd. # 146
6 Las Vegas, NV 89120
7 (702) 285-7702



8 **STATE BAR OF NEVADA**

9 **SOUTHERN NEVADA DISCIPLINARY BOARD**

10 **STATE BAR OF NEVADA,**

) Case No.: **OBC19-1270**

11 Complainant,

12 **ANSWER TO COMPLAINT**

13 vs.

14 **THOMAS SHADDIX, ESQ.,**

15 **STATE BAR NO. 7905,**

16 Respondent.

17 **ANSWER**

18 COMES NOW, the Defendant, THOMAS SHADDIX, ESQ., of the Law Office of Thomas
19 S. Shaddix, and answers as follows:

- 20 1. Answering paragraph 1 Defendant admits he was a licensed attorney in the State of
21 Nevada having had his principal place of business for the practice of law in Clark
22 County, Nevada.
- 23 2. Answering paragraph 2 Defendant lacks sufficient information or belief to allow an
24 answer to this statement.
- 25 3. Answering paragraph 3 Defendant lacks sufficient information or belief to allow an
26 answer to this statement.
- 27 4. Answering the allegations of paragraphs 4 through 7, Defendant lacks sufficient
28 information or belief to allow an answer and therefore denies each and every
allegation contained in said paragraphs.

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- 5. Answering the allegations of paragraph 8 Defendant denies each and every allegation contained in said paragraph.
- 6. Answering the allegations of paragraphs 9 through 21, Defendant lacks sufficient information or belief to allow an answer and therefore denies each and every allegation contained in said paragraphs.
- 7. Answering the allegations of paragraphs 22 through 36, Defendant denies each and every allegation contained in said paragraphs.

COUNT 1

RPC1.3 (Diligence)

- 8. Answering paragraph 37 Defendant admits he was a licensed attorney in the State of Nevada having had his principal place of business for the practice of law in Clark County, Nevada.
- 9. Answering the allegations of paragraphs 38 through 43, Defendant denies each and every allegation contained in said paragraphs.

COUNT 2

RPC1.4 (Communication)

- 10. Answering the allegations of paragraphs 44 through 49, Defendant denies each and every allegation contained in said paragraphs. Indeed, neither counsel for the State Bar nor Mr. Coleman allege that there was any communication with Defendant during this three year time period, only allegations that Mr. Coleman had communicated with “Alison Perelman” who did not work for or with Defendant or his office for substantial periods of time during this period. Defendant continues to try and research any e-mail communications Mr. Coleman allegedly received as well as the original source of any such communications.

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COUNT 3

RPC1.15(a)&(d) (Safekeeping)

11. Answering the allegations of paragraphs 50 through 55, Defendant lacks sufficient information or belief to allow an answer and therefore denies each and every allegation contained in said paragraphs. Defendant is unaware of the purpose of the funds paid by Mr. Coleman (if any such payment does exist as alleged). Further Defendant continues to try and access the Las Vegas Justice Court Records department to verify if a payment was in fact received and failed to be credited. The ordinary course of business for fine payments was to drop off a bulk list of names and citation numbers and to issue a check for those fines for payment to the Court Clerk. Defendant believes that if any of the above allegations prove to be true then there was in fact a Court error in misapplying or failing to apply funds disbursed from Defendant's office meant for payment of outstanding fines. Defendant is currently unable to contact the administration of the Las Vegas Justice Traffic Court to inquire as to these records at this point.

COUNT 4

RPC5.3 (b) (Responsibilities regarding non-lawyer assistants)

12. Answering the allegations of paragraphs 56 through 60, Defendant denies each and every allegation contained in said paragraphs. Defendant has been unable to verify the exact dates of Ms. Perelman's employment for the dates in question and is unclear as to what if any interaction Mr. Coleman may have had with Ms. Perelman directly. Although Ms. Perelman was employed during certain timeframes outlined in the allegations, her employment was not constant and continuous for all periods at issue. Defendant continues to attempt to verify exactly who Mr. Coleman spoke or communicated with during the relevant time periods and shall amend this answer upon their verification.

COUNT 5

RPC8.1 (b) (Bar admission and disciplinary matters)

13. Answering the allegations of paragraphs 61 through 65, Defendant denies each and every allegation contained in said paragraphs. Defendant did in fact request an extension at one point and received no response back from the State Bar of Nevada. Defendant was unaware that this matter continued to proceed without his participation and the State Bar of Nevada made no effort to speak with him directly via telephone, e-mail, or in person. In fact, the State Bar of Nevada by its own admission continued to use Ms. Perelman as its contact source and allowed her signature on registered mail to suffice and bind Defendant to the communications knowing that many of the alleged malfeasance involved Ms. Perelman directly.

14. Defendant has had similar problems with communications from the State Bar of Nevada in the past and indeed has an open matter see (Grievance File No. OBC20-0249 / Hon. Nancy Alf) in which he filed a responsive document on April 8, 2020. As of today's date of July 24, 2020, Defendant has received no reply, either written, electronic, or verbal as to the current status of that matter. The State Bar of Nevada has consistently failed to provide any type of avenue for easy communication with Defendant which would simply consist of either making a phone call directly to Defendant, or alternatively writing an e-mail directly to Defendant to inform him of the current status of open matters. Defendant has been a member of the State Bar of Nevada in good standing for over twenty (20) years and would appreciate the common courtesy of directly speaking with the State Bar that he belongs to and indeed pays dues to yearly before it seeks to take capricious and harmful actions against him. All of the above allegations to which Defendant is now answering could have been addressed in a much more concise and satisfactory manner which would have greatly benefitted Mr. Coleman, the Defendant, and more importantly have

1 saved significant time and effort needlessly expended by the State Bar of Nevada in
2 both manufacturing and then ultimately pursuing such a simple misunderstanding.
3

4 **AFFIRMATIVE DEFENSES**

5 Defendant also asserts all available affirmative defenses available to him and does
6 not waive any of these defenses by answering to this complaint. Defendant has not
7 had the opportunity to participate in any discovery in this matter and is therefore
8 unaware of specific affirmative defenses that may be raised at a later date. Due to
9 the added inconvenience of the closure of the Court entity involved, Defendant will
10 require additional time to sort through certain items and issues upon its reopening.
11

12 Wherefore, Defendant THOMAS SHADDIX, ESQ., makes the above response
13 based upon information and belief currently available to him.
14

15 Dated this _24th_ day, July, 2020

16 LAW OFFICE OF THOMAS S. SHADDIX

17 
18

19 THOMAS S. SHADDIX, ESQ.
20 Nevada Bar No. 7905
21 6166 S. Sandhill Rd. #146
22 Las Vegas, NV 89120
23 (702) 285-7702
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VERIFICIATION

Thomas Shaddix, Esq. declares:

**I am the defendant in this action. I have read the foregoing answer to the complaint.
The matters stated in the Answer are true of my own knowledge except those matters
stated on information and belief, and as to those matters I believe them to be true.**

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

This the 24th day of July , 2020.



Thomas S. Shaddix, Esq.



FILED

DEC 01 2020

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

Case Nos: OBC19-1270

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.

NV BAR No. 7905

Respondent.

**ORDER APPOINTING
FORMAL HEARING PANEL**

IT IS HEREBY ORDERED that the following members of the Southern Nevada Disciplinary Board have been designated as members of the formal hearing panel in the above-entitled action. The hearing will be convened on the 10th day of December, 2020 starting at 9:00 a.m. via Zoom Video Conferencing.

1. Dawn Lozano, Esq., Chair;
2. Kelly Giordani, Esq.
3. Peter Ossowski, Laymember

DATED this 1st day of December, 2020.

STATE BAR OF NEVADA

By: Russell E. Marsh
Russell E. Marsh, Esq.
Nevada Bar No. 11198
Chair, Southern Nevada Disciplinary Board

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing **ORDER APPOINTING HEARING PANEL** was deposited via electronic mail to:

1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
2. Kelly Giordani, Esq. (Panel Member): kgiordani@lasvegasnevada.gov
3. Peter Ossowski (Laymember): p_e_ossowski@yahoo.com
4. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com;
shaddixts@ticketdefenders.net
5. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

Dated this 1 day of December, 2020.

Sonia Del Rio

Sonia Del Rio, an employee
of the State Bar of Nevada

Case Number: OBC19-1270



FILED

JAN 13 2021

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
NV BAR NO. 7905.)
)
Respondent.)

**NOTICE OF SECOND
FORMAL HEARING**

PLEASE TAKE NOTICE that the formal hearing in the above-entitled action has been scheduled for ***January 29, 2021, beginning at the hour of 9:00 a.m.*** The hearing will be conducted via audio/visual simultaneous transmission (using Zoom) hosted from Las Vegas, Nevada. You are entitled to be represented by counsel, to cross-examine witnesses, and to present evidence.

DATED this 13 day of January, 2021.

STATE BAR OF NEVADA
Daniel M. Hooge, Bar Counsel

By: 
Daniel Young (Jan 12, 2021 16:47 PST)

Daniel T. Young, Assistant Bar Counsel
3100 W. Charleston Blvd., Suite 100
Las Vegas, NV 89102
Attorney for State Bar of Nevada

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CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies that true and correct copies of the foregoing
NOTICE OF SECOND FORMAL HEARING was served via electronic mail to:

- 1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
- 2. Kelly Giordani, Esq. (Panel Member): kgiordani@lasvegasnevada.gov
- 3. Peter Ossowski (Laymember): p_e_ossowski@yahoo.com
- 4. Thomas Shaddix, Esq., (Respondent): thomas@shaddixlaw.com
- 5. Daniel T. Young, Esq., (Assistant Bar Counsel): daniely@nvbar.org

DATED this 13th day of January, 2021.

Sonia Del Rio

Sonia Del Rio, an employee of
the State Bar of Nevada.



FILED

SEP 18 2020

STATE BAR OF NEVADA
BY: *B. Jelic*
OFFICE OF BAR COUNSEL

Case No: OBC20-0249

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
 Complainant,)
 vs.)
)
 THOMAS S. SHADDIX, ESQ.,)
 Nevada Bar No. 7905,)
)
 Respondent.)

COMPLAINT

PLEASE TAKE NOTICE that pursuant to Supreme Court Rule ("SCR") 105(2), a **VERIFIED RESPONSE OR ANSWER** to this Complaint **must be filed** with the Office of Bar Counsel, State Bar of Nevada ("State Bar"), 3100 W. Charleston Boulevard, Suite 100, Las Vegas, Nevada 89102, **within twenty (20) days of service of this Complaint**. Procedure regarding service is addressed in SCR 109.

General Allegations

1. Complainant, State Bar of Nevada, alleges that the Respondent, Thomas S. Shaddix, Esq. ("Respondent"), Nevada Bar No. 7905, is currently an active member of the State Bar of Nevada and at all times pertinent to this complaint had his principal place of business for the practice of law located in Clark County, Nevada.

2. Respondent engaged in acts of professional misconduct warranting the imposition of professional discipline as set forth below.

3. On February 14, 2020, Judge Nancy Allf, the presiding judge in civil cases Madsen v. Shaddix, Case No. A-20-808396-C and Madsen v. Shaddix case No. A-20-808391-C, submitted a letter to the State Bar (SBN) asking the SBN to review the listed civil cases and, if appropriate, to investigate.

4. On March 4, 2020, the SBN sent a letter of investigation via certified mail and regular mail to Respondent at his SCR 79 address listed as 6166 S. Sandhill Road Suite #146, Las Vegas, NV 89120.

5. Neither the return receipt card nor the regular mail were returned to SBN.

6. Respondent was asked to provide numerous items including but not limited to the retainer and intake paperwork for John Madsen, receipts and explanations for all payments received by Respondent from Madsen, invoices for fees and costs relating to John Madsen or MYCH 3-D, and reasons why Respondent did not file an answer or opposition in the Conetta v. Madsen, Case No. A-19-800160-C, lawsuit filed against Madsen, and bank and account number for his trust account, and any other bank or accounting records used to receive funds from Madsen.

7. Respondent's response was due March 20, 2020.

8. Respondent failed to respond.

9. On March 26, 2020, SBN investigator Dawn Meeks sent an email to Respondent advising that his response was not received and warning that his failure to respond could constitute a violation of RPC 8.1.

10. Respondent's response was due April 8, 2020.

11. On April 8, 2020, Respondent responded via email. However, he did not provide any of the documents requested. He asked for additional time until April 16, 2020 to respond.

12. To date, these items have never been provided by Respondent.

COUNT I

RPC 8.1(b) (Bar admission and disciplinary matters)

13. RPC 8.1(b) States, in relevant part:

(b) a lawyer shall not . . . **knowingly fail to respond to a lawful demand for information from an admissions or disciplinary authority**, except

1 that this Rule does not require disclosure of information otherwise
2 protected by Rule 1.6. (Emphasis added)

3 14. Respondent failed to provide SBN with the documents requested, as more fully set forth
4 in paragraph six (6) herein, after SBN had made a lawful request for such documents,
5 regarding the instant grievance.

6 15. Respondent knew or should have known his conduct was improper.

7 16. Respondent's conduct resulted in harm to the State Bar and to the legal profession.

8 17. In light of the foregoing including, without limitation, paragraphs 1 through 12,
9 Respondent has violated RPC 8.1(b) (Bar admission and disciplinary matters) – Failure
10 to Respond).

11 **WHEREFORE**, Complainant prays as follows:


12 1. That a hearing be held pursuant to Nevada Supreme Court Rule 105;

13 2. That Respondent be assessed the actual and administrative costs of the disciplinary
14 proceeding pursuant to SCR 120; and

15 3. That pursuant to SCR 102, such disciplinary action be taken by the Southern Nevada
16 Disciplinary Board against Respondent as may be deemed appropriate under the circumstances.

17 **DATED** this 18 day of September 2020.

18 **STATE BAR OF NEVADA**
19 Daniel M. Hooge, Bar Counsel

20 
Daniel Young (Sep 18, 2020 10:28 PDT)
21 Daniel T. Young, Assistant Bar Counsel
22 Nevada Bar No. 11747
23 3100 W. Charleston Blvd, Suite 100
24 Las Vegas, Nevada 89102
25 (702)-382-2200
Attorney for State Bar of Nevada



Case Nos.: OBC20-0249

STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
Complainant,)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905)
)
Respondent.)

DECLARATION OF MAILING

Sonia Del Rio, under penalty of perjury, being first and duly sworn, deposes and says as follows:

1. That Declarant is employed with the State Bar of Nevada and, in such capacity, Declarant is Custodian of Records for the Discipline Department of the State Bar of Nevada.
2. That Declarant states that the enclosed documents are true and correct copies of the **COMPLAINT, FIRST DESIGNATION OF HEARING PANEL MEMBERS, and STATE BAR OF NEVADA'S PEREMPTORY CHALLENGES** in the matter of the *State Bar of Nevada vs. Thomas S. Shaddix, Esq.*, Case No. OBC20-0249.
3. That pursuant to Supreme Court Rule 109, the Complaint, First Designation of Hearing Panel Members, and State Bar of Nevada's Peremptory Challenges were served on the

1 following by placing copies in an envelope which was then sealed and postage fully
2 prepaid for regular and certified mail, and deposited in the United States mail at Las
3 Vegas, Nevada on **September 18, 2020**, to:

4 Thomas S. Shaddix, Esq.
5 Law Offices of Thomas Shaddix
6 6166 S. Sandhill Road, Suite #146
7 Las Vegas, Nevada 89120
8 **CERTIFIED MAIL RECEIPT: 7019 0140 0000 0205 4227**

9 **And via email to:**

- 10 1. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com
11 2. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

12 I declare under penalty of perjury that the foregoing is true and correct.

13 Dated this 18 day of September, 2020.

14 *Sonia Del Rio*

15 _____
16 Sonia Del Rio, an employee
17 of the State Bar of Nevada
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Case No. OBC20-0249



STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD


STATE BAR OF NEVADA,)
)
Complainant,)
)
vs.)
)
THOMAS S. SHADDIX, ESQ.,)
Nevada Bar No. 7905,)
)
Respondent.)

**NOTICE OF TELEPHONIC
INITIAL CASE CONFERENCE**

PLEASE TAKE NOTICE, the telephonic Initial Case Conference in the above-entitled matter is set for **Monday, December 14, 2020, at 10:00 a.m.** The State Bar conference number is (877) 594-8353, participant passcode is 46855068 then #.

DATED this 11 day of December, 2020.

STATE BAR OF NEVADA
DANIEL M. HOOGE, BAR COUNSEL

By: 
Daniel Young (76201, 2020 09:09 PST)
Daniel T. Young, Esq.
Assistant Bar Counsel
3100 W. Charleston Boulevard, Suite 100
Las Vegas, Nevada 89102
(702) 382-2200

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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing **NOTICE OF INITIAL CASE CONFERENCE** was deposited via electronic mail to:

1. Dana Oswalt, Esq. (Panel Chair): dana@bensonbingham.com
2. Thomas S. Shaddix, Esq. (Respondent): thomas@shaddixlaw.com;
shaddixts@ticketdefenders.net
3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

DATED this 11 day of December, 2020.

By: Sonia Del Rio
Sonia Del Rio, an employee of
the State Bar of Nevada.



FILED

JAN 14 2021

STATE BAR OF NEVADA
BY: B. Felix
OFFICE OF BAR COUNSEL

Case No: OBC19-1270, OBC20-0249

**STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD**

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,
Nevada Bar No. 7905,

Respondent.

**ORDER CONSOLIDATING
DISCIPLINARY MATTERS**

On October 28, 2020, The State Bar of Nevada filed a motion to consolidate one additional pending disciplinary matter with the above listed matter. Respondent failed to oppose the motion.

Having considered all of the arguments presented by the parties, the Formal Hearing Panel Chair makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

Both Complaints are against Nevada attorney Thomas S. Shaddix. The Complaint pending in the instant matter alleges, inter alia, a violation of RPC 8.1 (Bar admission and disciplinary matters). The allegation stems from Respondent's failure to respond to State Bar investigator Dawn Meeks' request for information during her investigation of a grievance.

///

1 The Complaint in the second matter also alleges a violation of RPC 8.1 (Bar admission
2 and disciplinary matters). The allegation stems from Respondent's failure to provide
3 information to the State Bar after Ms. Meeks made a lawful request. Therefore, both
4 complaints deal with common issues of law and fact.

5 Further, testimony for these counts in both cases would be from the same witness, Ms.
6 Meeks, and it would be appropriate to consolidate the adjudication of the two Complaints into
7 one hearing.

8 CONCLUSIONS OF LAW

9 1. Rule 42(a) of the Nevada Rules of Civil Procedure

10 If actions before the court involve a common question of law or fact,
11 the court may:

- 12 (1) join for hearing or trial any or all matters at issue in the
13 actions;
14 (2) consolidate the actions; or
15 (3) issue any other orders to avoid unnecessary cost or delay.

14 2. The two Complaints involve a common question of law and fact.

15 3. Consolidation of the two Complaints into one hearing will not cause any delay,
16 inconvenience, or additional expense.

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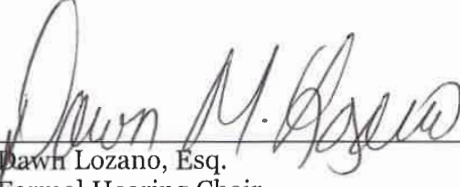
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1 Upon the foregoing, and good cause appearing therefor:

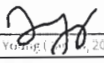
2 **IT IS HEREBY ORDERED** that OBC19-1270, and OBC20-0249 shall be consolidated
3 into one disciplinary proceeding to be heard by a Formal Hearing Panel on January 29, 2021.

4 Dated this 19th day of January, 2021.

5 STATE BAR OF NEVADA
6 SOUTHERN NEVADA DISCIPLINARY BOARD

7
8 By: 
9 Dawn Lozano, Esq.
10 Formal Hearing Chair

11 **Submitted By:**
12 STATE BAR OF NEVADA
13 Daniel M. Hooge, Bar Counsel

14 By: 
15 Daniel T. Young, Assistant Bar Counsel
16 3100 W. Charleston Boulevard, Suite 100
17 Las Vegas, Nevada 89102
18 (702) 382-2200
19 Attorney for State Bar of Nevada
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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing **ORDER**
CONSOLIDATING DISCIPLINARY MATTERS was deposited via electronic mail to:

1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
2. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com;
3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

Dated this 14th day of January, 2021.

Sonia Del Rio

Sonia Del Rio, an employee
of the State Bar of Nevada

Case No: OBC19-1270, OBC20-0892



STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)	
)	
Complainant,)	CONDITIONAL GUILTY PLEA
)	IN EXCHANGE FOR A
vs.)	STATED FORM OF DISCIPLINE
)	
THOMAS S. SHADDIX, ESQ.,)	
Nevada Bar No. 7905,)	
)	
Respondent.)	

THOMAS S. SHADDIX, ESQ, ("Respondent") hereby tenders to Bar Counsel for the State Bar of Nevada ("State Bar") this Conditional Guilty Plea pursuant to Supreme Court Rule 113(1) in exchange for the imposition of a stated form of discipline as more fully set forth herein.

I. TENDER OF GUILTY PLEA

Respondent hereby agrees to plead guilty and admits that, as set forth in the Complaint filed in case OBC19-1270 on March 9, 2020, he violated:

RPC 1.3 (Diligence) when he failed to perform the services that he was retained to complete by not paying Gary Coleman's traffic tickets; and

RPC 1.4 (Communication) when he failed to respond to Coleman's requests for information regarding the status of his cases; and

2. Respondent engaged in acts of professional misconduct warranting the imposition of professional discipline as set forth below.

Case OBC19-1270

3. Gary Coleman (Coleman), a Lyft/Uber driver, retained Respondent to represent him on a failure to yield ticket and a speeding ticket.

4. Coleman paid Respondent \$425.00 for the retainer which included money to pay the fines for both tickets.

5. On October 10, 2017, Respondent appeared at the attorney session for both matters and entered a plea of not guilty for each ticket. A pretrial hearing was set on December 8, 2017, at 1:30 pm.

6. On October 18, 2017, Coleman emailed Respondent about the status of his case. In response, Coleman received a call from Alison Perelman (Respondent's office manager), in which she informed him the matter was "reset" to December 8th. Perelman also told Coleman this process was normal.

7. On December 8, 2017, Respondent appeared at the attorney session and entered guilty pleas to an amended charge of illegal parking on each ticket. Fines were assessed as \$198.00 for the failure to yield ticket and \$148.00 on the speeding ticket.

8. Respondent failed to inform Coleman of the resolution of each ticket.

9. In March 2018, the Las Vegas Justice Court sent Coleman a late notice for failure to pay fines.

10. On April 26, 2018, warrants were issued against Coleman for failure to pay fines.

11. On April 28, 2018, Coleman was pulled over by Las Vegas Metropolitan Police (LVMPD) while he was on his way to pick up a customer. LVMPD advised him that he had two warrants out for his arrest for failure to pay traffic tickets. Coleman had to

1 cancel the ride for his customer. LVMPD advised Colman not to drive and to contact his
2 attorney.

3 12. Coleman contacted Respondent's office and was advised by Perelman that
4 the warrants had been lifted but that he should not drive until the court hearing on May
5 8, 2018. Coleman lost wages because he could not work.

6 13. On May 8, 2018, minutes show that the Court waived the \$150.00 bench
7 warrant fees on each ticket. Minutes also show that guilty pleas to Illegal Parking were re-
8 entered and fines assessed of \$198 and \$200 on each case, respectively.

9 14. On September 1, 2018, Coleman received a collection notice for the two
10 fines. He contacted Respondent's office immediately and was told to disregard the notice.

11 15. On September 6, 2018, additional warrants were issued on each case for
12 failure to pay.

13 16. On September 30, 2018, Coleman found out about the warrants after the
14 court notified him.

15 17. On October 1, 2018, Colman called Respondent's office. He was advised that
16 Respondent was already in court and a Motion to Quash the warrants would be filed the
17 following day.

18 18. On October 2, 2018, Respondent's office filed a motion to quash warrants
19 on behalf of Coleman.

20 19. Court minutes from October 3, 2018, show that the motion to quash was
21 approved in part, the warrant fees were reduced but not removed. The minutes are also
22 stamped "no more motions."

23 20. On October 4, 2018, Perelman emailed Coleman, apologized for the delay,
24 and informed him the office had filed a motion to quash warrants on his behalf.

25 21. On October 5, 2018, the court removed the tickets from collections and
recalled the warrants. Coleman was given 90 days to pay.

1 22. On January 3, 2019, Coleman checked the court website and noticed that no
2 activity occurred on the tickets for three months. The court minutes showed that the fines
3 had not been paid and the tickets were still open.

4 23. On January 4, 2019, Perelman emailed Coleman and said that the law office
5 would pay Coleman's fines no later than February 5, 2019. Perelman also said they would
6 inform him once the fines had been paid in full.

7 24. On March 7, 2019, the Court called Coleman and informed him that he had
8 a warrant for his arrest. Coleman emailed Perelman at 11:18 am asking "What the hell is
9 going on here?!" At 5:17 pm, Respondent sent Coleman a blank email which contained an
10 attachment of another Motion to Quash which was filed stamped at 2:45 on March 7,
11 2019. The motion language requested fees be removed because of "law office oversight."

12 25. The Court minutes show that the fines were reduced again but the total
13 owed was now \$298 (was \$198) on the failure to use due care and \$300 (was \$148) on
14 the speeding. Coleman was ordered to pay the fines within 90 days.

15 26. Respondent failed to pay the ticket fines as promised.

16 27. In June 2019, Coleman checked the website and noticed the tickets were
17 still outstanding. Coleman called Respondent again because he was concerned more
18 warrants would issue. Coleman was advised On June 19, 2019, Respondent again filed a
19 motion to quash the warrants.

20 28. On October 1, 2019, Coleman went to the court website and paid the tickets
21 himself (\$508 total).

22 29. Respondent failed to respond or provided a refund to Coleman.

23 30. On October 7, 2019, Coleman submitted his grievance to the bar.

24 31. On October 10, 2019, State Bar investigator, Dawn Meeks, sent a letter of
25 investigation via certified mail to Respondent at his SCR 79 address on Sandhill Road.

32. On October 22, 2019, the Bar received the certified mail green card which was signed by Perelman.

33. On October 28, 2019, Respondent emailed Ms. Meeks requesting an extension until November 5, 2019, because he had a lengthy hearing in Nye County

34. it would be taken care of by June 14, 2019. Once again, Respondent failed to pay the tickets.

35. On December 4, 2019, Ms. Meeks replied to Respondent's original email and attached a copy of the two letters that the Bar had mailed to him. His response was due December 9, 2019.

36. Respondent failed to respond or provide the Bar with any information regarding Coleman's grievance.

Case OBC20-0249

37. On February 14, 2020, Judge Nancy Allf, the presiding judge in Eighth Judicial District Court cases, Madsen v. Shaddix, Case No. A-20-808396-C and Madsen v. Shaddix, case No. A-20-808391-C, submitted a letter to the State Bar (SBN) asking the State Bar to review the listed civil cases and if deemed appropriate, to investigate.

38. On March 4, 2020, the SBN sent a letter of investigation via certified mail and regular mail to Respondent at his SCR 79 address listed as 6166 S. Sandhill Road Suite #146, Las Vegas, NV 89120.

39. Neither the return receipt card nor the regular mail was returned to SBN.

40. Respondent was asked to provide numerous items including but not limited to the retainer and intake paperwork for John Madsen, receipts and explanations for all payments received by Respondent from Madsen, invoices for fees and costs relating to John Madsen or MYCH 3-D, and reasons why Respondent did not file an answer or opposition in the Conetta v. Madsen, Case No. A-19-800160-C, lawsuit filed against

1 Madsen, and bank and account number for his trust account, and any other bank or
2 accounting records used to receive funds from Madsen.

3 41. Respondent's response was due March 20, 2020.

4 42. Respondent failed to respond.

5 43. On March 26, 2020, SBN investigator Dawn Meeks sent an email which
6 contained a letter to Respondent advising that his response was not received and should
7 he fail to respond the Disciplinary Board would be asked to consider additional charges of
8 RPC 8.1.

9 44. Respondent's response was due April 8, 2020.

10 45. On April 8, 2020, Respondent respond via email. However, he did not
11 provide any of the documents requested. He stated in his letter that he wished to have
12 additional time until April 16, 2020 to respond.

13 46. To date, these items have never been provided by Respondent.

14 **III. VIOLATIONS OF THE RULES OF PROFESSIONAL CONDUCT**

15 1. Respondent had a duty to act with reasonable diligence and promptness
16 pursuant to RPC 1.3 (Diligence). Respondent failed to perform the services that he was
17 retained to complete by not paying Gary Coleman's traffic tickets. Therefore Respondent
18 negligently violated RPC 1.3. Respondent's conduct resulted in warrants being issued for
19 Coleman's arrest, thereby subjecting Coleman to injury. Coleman was also injured
20 because he lost wages since he could not work as an Uber/Lyft driver while the warrants
21 were active.

22 2. Respondent had a duty to keep Coleman reasonably informed about his
23 case pursuant to RPC 1.4 (Communication). Respondent knowingly violated RPC 1.4 by
24 failing to comply with Coleman's request for status updates on his case. Coleman suffered
25 injury because he could not get updates on his case and aid in moving the case forward.

1 3. Pursuant to RPC 1.15 (Safekeeping), Respondent had a duty to promptly pay
2 the fines on traffic tickets after he received money from Coleman for that purpose.
3 Respondent knowingly violated RPC 1.15 by failing to pay the traffic ticket fines and not
4 returning those funds to Coleman. Respondent's conduct injured Coleman because he
5 had to pay monies twice to resolve the traffic tickets.

6 4. Pursuant to RPC 5.3 (Responsibilities regarding non-lawyer assistants,
7 Respondent had a duty to make reasonable efforts to ensure his non-lawyer assistant's
8 conduct was compatible with his professional obligations. Respondent negligently
9 violated RPC 5.3 when he allowed his non-lawyer assistant to conduct a legal consultation
10 regarding Coleman's traffic tickets without Respondent's presence. Respondent's conduct
11 injured the legal profession.

12 5. Pursuant to RPC 8.1 (Bar admission and Disciplinary matters), **two**
13 **counts**, Respondent had a duty to respond when the State Bar made request for
14 information regarding case OBC19-1270 and OBC20-0249, as set forth supra.
15 Respondent knowingly violated RPC 8.1 when he failed to respond in each case.
16 Respondent's conduct cause injury to the legal profession.

17 **IV. BASELINE ABA STANDARD FOR IMPOSING LAWYER SANCTIONS**

18 ABA Standard 4.42, the baseline is Suspension if a lawyer knowingly fails to
19 perform services for a client or engages in a pattern of neglect causing injury or potential
20 injury.

21 ABA Standard 7.2 – Suspension is generally appropriate when a lawyer knowingly
22 engages in conduct that is a violation of a duty owed as a professional and causes injury to
23 potential injury to a client, the public, or the legal system.

24 ///

25 ///

1 **V. AGGRAVATING AND MITIGATING FACTORS**

2 Aggravating factors that, pursuant to SCR 102.5(1), the parties find relevant to the
3 guilty plea and agreed upon stated form of discipline include:

4 1. Prior disciplinary record:

5 a) Letter of Private Reprimand dated 3/12/07 for RPC 5.5(1) for
6 engaging in UPL by practicing while CLE suspended and **RPC 8.1**
7 for failure to respond to SBN. Formal Hearing panel also ordered
8 him to pay \$1,000 fine, take 5 hours of CLE in law office
9 management and 5 CLE in ethics.

10 b) Public Reprimand dated 6/6/11 for RPC 1.3 (Diligence), RPC 1.4
11 (Communication) when he failed to promptly handle a DUI case and
12 **RPC 8.1** for failing to respond to SBN.

13 c) Public Reprimand dated 7/10/14 for RPC 1.4 for Shaddix notifying
14 the wrong person (who was not a client) that he had a criminal case
15 pending in LVJC and **RPC 8.1** for failing to respond to SBN.
16 *Notably, The Panel found that any future knowing failures to*
17 *respond to SBN resulting in a file going to a Screening Panel*
18 *without a response will result in the State Bar's recommendations*
19 *for a Formal Hearing and his suspension, irrespective of the*
20 *underlying allegations.*

21 2. A pattern of misconduct.

22 3. Multiple offenses.

23 4. Substantial experience in the law.

24 Mitigating factors that, pursuant to SCR 102.5(2), the parties find relevant to the
25 guilty plea and agreed upon stated form of discipline include:

 1. Absence of dishonest or selfish motive.

1 **VI. STATED FORM OF DISCIPLINE**

2 Pursuant to the Conditional Guilty Plea and Stipulation of Facts as set forth above,
3 Respondent agrees to the following:

4 1. Respondent agrees to accept a six-month-plus-one-day suspension stayed
5 for a period of eighteen (18) months, for violations of the Rules of Professional Conduct
6 more fully set forth above.

7 2. That as conditions of this Conditional Guilty Plea, during his probation
8 period, Respondent shall:

9 a) Pay restitution in the amount of \$3250.00 to Mr. Coleman.

10 b) Initiate and participate, at his own expense, in binding fee dispute
11 arbitration with Mr. Coleman within the first ninety (90) days of his
12 probation period.

13 c) That in addition to his annual CLE requirements, Respondent complete at
14 least 1.5 CLE credit hours related to diligence, 1.5 CLE credit hours related
15 to client communication, and 3 CLE credit hours related to duty to respond
16 to the State Bar.

17 d) That Respondent obtain a mentor, approved by the State Bar, for the
18 duration of his probation period and ensure that his mentor submits
19 quarterly reports to the State Bar. The quarterly reports should include
20 information regarding but not limited to reviews of Respondent's policies
21 and procedures for client communication, consultations, and client intake,
22 Respondent's case load, supervision of staff/assistants and general best
23 practices of operating a law firm.

24 e) That Respondent does not receive any new disciplinary cases during his
25 probation period that result in a screening panel recommending a letter of
reprimand or a formal hearing.

1 f) That Respondent promptly comply with any court orders issued in case(s)
2 Madsen v. Shaddix, Case No. A-20-808396-C and Madsen v. Shaddix, case
3 No. A-20-808391-C, currently pending in the Eighth Judicial District Court,
4 Clark County, State of Nevada.

5 3. Respondent shall pay costs, provided for in SCR 120, in the amount of
6 \$2,500, in each case, plus the cost of all disciplinary hearing in connection with these
7 cases, such as the Court Reporter's Appearance Fee and the transcript(s) of these
8 proceedings. Such payment shall be made no later than thirty (30) days after the
9 issuance of the Nevada Supreme Court's Order approving and accepting Respondent's
10 Plea.

11 **VII. CONDITIONAL APPROVAL AND AGREEMENT BY STATE BAR**

12 Conditional to Respondent's execution of the instant plea and final ratification of
13 the agreement at the hearing in this matter, the State Bar accepts the Plea and
14 recommends approval of the stated form of punishment by the Formal Hearing Panel,
15 and further agrees to:

16 1. Recommend the stated form of discipline as set forth *supra*.

17 **VIII. APPROVAL OF RESPONDENT**

18 Respondent certifies and acknowledges the following:


19 He has read the Conditional Guilty Plea in Exchange for a Stated Form of
20 Discipline and understands that by pleading guilty he admits the facts that support all
21 elements of the offenses.

22 He admits that he has had the opportunity to discuss the plea with counsel if he so
23 chooses and he fully understands the terms and conditions set forth herein and the
24 consequences of this plea, including that this plea resolves only State Bar case number(s)
25 OBC19-1270 and OBC20-0249 and not any other matters pending with, or grievances in
investigation by, the State Bar of Nevada.

1 He is signing this agreement voluntarily and is not acting under duress or coercion
2 or by virtue of any promises except as set forth herein.


3 He further understands a failure to fully adhere to any of the subject terms and
4 conditions of the instant plea shall constitute grounds upon which the State Bar may
5 directly seek relief from the Nevada Supreme Court or the Southern Nevada Disciplinary
6 Board for said noncompliance.

7 **DATED** this 15th day of January, 2021.

8
9 
Thomas Shaddix (Jan 15, 2021 10:40 PST)
THOMAS S. SHADDIX, ESQ.
10 Nevada Bar No. 7905
11 Respondent

12
13 **DATED** this 15th day of January, 2021.

14 **STATE BAR OF NEVADA**
15 Daniel M. Hooge, Bar Counsel

16
17 
Daniel Young (Jan 15, 2021 10:41 PST)
Daniel T. Young, Assistant Bar Counsel
18 Nevada Bar No. 11747
19 3100 W. Charleston Blvd, Suite 100
20 Las Vegas, Nevada 89102
21 (702)-382-2200
22 Attorney for State Bar of Nevada
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24
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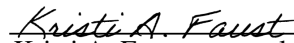
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CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct copy of the foregoing
**CONDITIONAL GUILTY PLEA IN EXCHANGE FOR STATED FORM OF
DISCIPLINE** was deposited via electronic mail to:

1. Dawn Lozano, Esq. (Panel Chair): lozanolawlv@gmail.com
2. Thomas Shaddix, Esq. (Respondent): thomas@shaddixlaw.com;
3. Daniel T. Young, Esq. (Assistant Bar Counsel): daniely@nvbar.org

Dated this 15th day of January, 2021.



Kristi A. Faust, an employee
of the State Bar of Nevada

DECLARATION OF SONIA DEL RIO

CUSTODIAN OF RECORDS

SONIA DEL RIO, under penalty of perjury, being first duly sworn, declares and says as follows:

1. That Declarant is employed as a Hearing Paralegal for the Office of Bar Counsel of the State Bar of Nevada and in such capacity is the custodian of records for the State Bar of Nevada;
2. That Declarant has reviewed the State Bar of Nevada membership records regarding Respondent Thomas S. Shaddix, Nevada Bar number 7905, and has verified that he was first licensed to practice law in the State of Nevada on October 5, 2001.
3. That Declarant has reviewed the State Bar of Nevada membership records and confirmed Respondent is Active.
4. That Declarant has reviewed the State Bar of Nevada discipline records regarding Respondent and has verified that he has the following prior discipline:
 - a. Letter of Private Reprimand, Filed 3/12/07 for RPC 5.5(1) and RPC 8.1(b).
 - b. Public Reprimand, Filed 6/6/11 for RPC 1.3, RPC 1.4, and RC 8.1(b).
 - c. Public Reprimand, Filed 7/10/14 for RPC 1.4 and RPC 8.1(b).

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

Executed on this 3rd day of December, 2020.

Sonia Del Rio

Sonia Del Rio
Hearing Paralegal
Office of Bar Counsel

FILED

MAR 12 2007

Elizabeth C. Bouwman
STATE BAR OF NEVADA

Case No. N06-16-1032

STATE BAR OF NEVADA

NORTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS S. SHADDIX, ESQ.,

Respondent.

**FINDINGS OF FACT, CONCLUSIONS
OF LAW, DECISION AND ORDER**

THIS MATTER came before a designated Formal Hearing Panel of the Northern Nevada Disciplinary Board (the "Panel") for hearing on February 26, 2007. The Panel consisted of Dan R. Reaser, Esq., Chairman, Lay-member Judy Southard, Shelly T. O'Neill, Esq., G. David Robertson, Esq., and Jill Greiner, Esq. The State Bar of Nevada (the "State Bar") appeared and was represented by Assistant Bar Counsel, Glen M. Machado, Esq. The Respondent, Thomas S. Shaddix, Nevada State Bar No. 7905 (the "Respondent" or "Mr. Shaddix") appeared telephonically *in propria persona*.

FINDINGS OF FACT

Based upon the pleadings filed, the documentary evidence admitted as Hearing Exhibits 1 through 5, and the testimonial evidence of the Respondent presented at the hearing in these proceedings, the Panel makes Findings of Fact as follows:

1. The Respondent is an attorney licensed to practice law in the state of Nevada whose principal office for the practice of law is located at 3235 South Eastern Avenue, in the city of Las Vegas, county of Clark. See Hearing Exhibit 1, at 0001, lines 11-12 & 21-22, State Bar of Nevada v. Thomas S. Shaddix, Case No. N06-16-1032, *Complaint* at 1 (filed Aug. 28, 2006)(the

1 “Complaint”); Hearing Exhibit 1, at 0009, lines 1-4 & 1-21, State Bar of Nevada v. Thomas S.
2 Shaddix, Case No. N06-16-1032, *Response to Complaint* at 1 (filed Oct. 16, 2006)(the
3 “Answer”).
4

5 2. Mr. Shaddix was admitted to practice law in Nevada in 2002. Prior to the
6 proceedings in this case, the Respondent has not been the subject of any prior instances of
7 private or public discipline by the State Bar of Nevada. *See State Bar of Nevada v. Thomas S.*
8 Shaddix, Case No. N06-16-1032, *Transcript of Proceedings* (dated Feb. 26, 2007)(the “Hearing
9 Transcript”).
10

11 3. On or about May 2, 2006, Mr. Shaddix was transferred by order of the Supreme
12 Court of Nevada to inactive status for failure to comply with the continuing legal education
13 requirements of SCR 205 to SCR 215. The Court’s action followed notices and warnings to Mr.
14 Shaddix. *See Hearing Exhibit 4*.

15 4. On or about May 23, 2006, the Clerk of the Justice and Municipal Court of
16 Carson Township (the “Justice Court”) submitted a grievance letter to the State Bar of Nevada
17 concerning certain statements, representations and tactics of Mr. Shaddix in connection with the
18 Respondent’s defense of a client who had received a speeding ticket (the “Traffic Case”). *See*
19 Hearing Exhibit 2 (Letter to State Bar of Nevada from Jim R. Snyder (dated May 23, 2006)(the
20 “Grievance Letter”)
21

22 5. On June 2, 2006, and June 21, 2006, respectively, the State Bar of Nevada issued
23 to Mr. Shaddix two certified letters requesting the Respondent provide a written response to the
24 Grievance Letter. *See Hearing Exhibit 1*, at 0002, lines 17-21 (Complaint at 2); Hearing Exhibit
25 3. Mr. Shaddix did not respond to these letters from the State Bar. Hearing Transcript.
26
27
28

1 6. On or about June 7, 2006, Mr. Shaddix sent a letter to the Justice Court proposing
2 terms and reasons for a negotiated settlement of the Traffic Case. *See Hearing Exhibit 2* (Letter
3 to Carson City Justice Court from Thomas S. Shaddix (dated June 7, 2006)(the “Shaddix
4 Settlement Letter”); *Hearing Transcript*.

5
6 7. During the week of August 14, 2006, the State Bar left two voicemail messages
7 on Mr. Shaddix’s office telephone related to his failure to reply to the certified letters. *See id.* at
8 0002, lines 20-21 (*Complaint* at 2). Mr. Shaddix did not contest this fact. *See Hearing Exhibit 1*,
9 at 00011, lines 16-21 (*Answer* at 3) (“Respondent does not deny that two voicemail messages
10 were left on the office telephone . . .”).

11 8. Mr. Shaddix testified that his law office is located in a multi-tenant office building
12 with a shared reception function. While the Respondent recognized one of the receipt signatures
13 on one of the certified letters from the State Bar as that of a former receptionist, Mr. Shaddix
14 testified he had not received these letters until they were produced as exhibits during the formal
15 hearing before the Panel. *See Hearing Transcript*. Mr. Shaddix also testified that his law office
16 had experienced similar mail delivery deficiencies, including communications from a number of
17 courts. The Respondent explained he had implemented certain corrective action to cure the mail
18 delivery problems experienced by his law office.
19

20
21 9. The Respondent does not recall the content of either of the August 2006,
22 voicemails from the State Bar. *Hearing Exhibit 1*, at 00011, lines 16-21 (*Answer* at 3). Mr.
23 Shaddix testified that he had not understood the distinction between the State Bar and the
24 Nevada Board of Continuing Legal Education (the “NBCLE”). He thought these telephone
25 messages were related to a delinquent fee issue with the NBCLE that the Respondent believed
26 was resolved in July 2006. *See Hearing Transcript*.
27
28

10. Mr. Shaddix had completed his required continuing legal education courses on or about April 28, 2006. The Respondent, however, failed to pay the required fees to be reinstated to active status for a number of months. *See Hearing Exhibit 5; Hearing Transcript.*

11. Mr. Shaddix was reinstated to active status in the State Bar of Nevada on or about September 12, 2006. See Hearing Exhibit 5.

12. The State Bar of Nevada and the Respondent have stipulated to waive the hearing venue requirements of SCR 105(2)(b). *See* Hearing Exhibit 1, at 00020; Hearing Transcript. At his request and for his convenience, Mr. Shaddix was permitted to participate in the Formal Hearing by telephone. The State Bar did not object to this accommodation. *See* Hearing Transcript.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Panel hereby issues the following
Conclusions of Law:

(a) The Panel was designated by the Northern Nevada Disciplinary Board Chair to adjudicate this case and has jurisdiction over the Respondent and the subject matter of these proceedings. *See* NEV. SUP. CT. R. 99.

(b) Venue in this matter is properly with the Northern Nevada Disciplinary Board and in the county of Washoe, state of Nevada. NEV. SUP. CT. R. 105.

(c) Submitted to the Panel for decision are two claims by the State Bar against Mr. Shaddix. First, the State Bar asserts that the Respondent violated Rule 5.5(1) of the Nevada Rules of Professional Conduct (“RPC”). NEV. R. PROF. CONDUCT 5.5(1). Second, the State Bar alleges that Mr. Shaddix violated RPC 8.1(b). NEV. R. PROF. CONDUCT 8.1(b).

1 (d) Accordingly, the underlying subject matters of the Grievance Letter are not the
2 issues presented to the Panel by the claims for relief pleaded in the State Bar's Compliant.
3 Instead, the grounds alleged to support imposition of professional discipline relate to the Mr.
4 Shaddix's compliance with professional licensing requirements.
5

6 (e) The State Bar must prove by clear and convincing evidence that Mr. Shaddix
7 violated RPC 5.5(1) and RPC 8.1(b). *See* NEV. SUP. CT. R. 105(2)(e); *In re Stuhff*, 108 Nev. at
8 633-634, 837 P.2d at 856; *Gentile v. State Bar*, 106 Nev. 60, 62, 787 P.2d 386, 387 (1990).
9

10 **A. UNAUTHORIZED PRACTICE OF LAW**

11 (f) RPC 5.5 provides that "[a] lawyer shall not . . . [p]ractice law in a jurisdiction
12 where doing so violates the regulation of the legal profession in that jurisdiction" NEV. R.
13 PROF. CONDUCT 5.5(1). A member of the State Bar of Nevada whose status is changed from
14 active to inactive for noncompliance with SCR 205 to SCR 215, "is not entitled to engage in the
15 practice of law in the State of Nevada *until . . . reinstated . . .*" NEV. SUP. CT. R. 212(6)
16 (emphasis added).
17

18 (g) The uncontroverted evidence establishes that Mr. Shaddix was on inactive status
19 when he sent the Shaddix Settlement Letter. The Shaddix Settlement Letter unequivocally states
20 that the Respondent was representing a client in proposing to a court a negotiated settlement of a
21 traffic offense. This type of activity is the practice of law. *See, e.g., Salman v. Newell*, 110 Nev.
22 1333, 885 P.2d 607 (1994). *See generally* Laws. Manual on Prof. Conduct § 21:8006
23 (ABA/BNA).
24

25 (h) Mr. Shaddix's defense to practicing law while on inactive status was that he
26 believed he could continue to practice law because he had completed the required continuing
27 education courses on or about April 28, 2006. This defense is not supported by any
28

1 interpretation of the applicable provisions of SCR 205 to 215. *See* NEV. SUP. CT. R. 205 - 215.
2 The Respondent is presumed to know and understand the laws that govern the practice of his
3 profession. *See, e.g., Sengel v. IGT*, 116 Nev. 565, 572-573, 2 P.3d 258 (2000); *see also* NEV. R.
4 PROF. CONDUCT 1.0A(c) (failure to comply with an obligation imposed by a Rule is basis for
5 discipline; no knowledge of Rule required).
6

7 (i) The record, therefore, establishes by clear and convincing evidence that Mr.
8 Shaddix engaged in the unauthorized practice of law and violated RPC 5.5(1).
9

10 **B. FAILURE TO RESPOND TO DISCIPLINARY AUTHORITY**

11 (j) RPC 8.1 provides in relevant part that “a lawyer . . . in connection with a
12 disciplinary matter, shall not . . . knowingly fail to respond to a lawful demand for information
13 from . . . disciplinary authority . . .” NEV. R. PROF. CONDUCT 8.1(b). As used in RPC 8.1(b), the
14 term “knowingly” means actual knowledge. NEV. R. PROF. CONDUCT 1.0(f).

15 (k) The State Bar established by clear and convincing evidence that lawful written
16 demands for information were sent to Mr. Shaddix on June 2, 2006, and June 21, 2006. The
17 State Bar did not counter Mr. Shaddix’s testimony that he had not received these written
18 demands for information until after these proceedings commenced.
19

20 (l) The State Bar established by clear and convincing evidence that during the week
21 of August 14, 2006, the State Bar left two voicemail messages on Mr. Shaddix’s office telephone
22 system, a fact the Respondent did not deny or otherwise controvert.

23 (m) Mr. Shaddix’s defense to his failure to respond to these telephone inquiries was he
24 thought these telephone messages were related to a delinquent bar fee issue that the Respondent
25 believed was resolved in July 2006. For this reason, he did not return the telephone messages.
26
27
28

1 Mr. Shaddix testified he did not recall the content of these messages and the State Bar did not
2 prove that the messages themselves communicated to the Respondent a demand for information.
3

4 (n) That said, the record establishes that Mr. Shaddix received the telephone
5 messages and failed to respond. From his conduct, the Panel could infer the Respondent may
6 have “knowingly” failed to respond to a demand for information. As the Supreme Court of
7 Oregon noted in a professional discipline context, “[a] lawyer acts knowingly by being
8 consciously aware of the nature or attendant circumstances of the conduct, but not having a
9 conscious objective to accomplish a particular result.” See In re Worth, 82 P.3d 605, 615 (Or.
10 2003). The Panel believes it is a fair inference from Mr. Shaddix’s failure to return the State
11 Bar’s telephone messages, that while he may not have had the conscious objective to refuse to
12 respond to a lawful informational request, the Respondent certainly was aware that he was being
13 non-responsive and that there could be professional conduct issues involved in any inquiry by the
14 State Bar. Essentially, by his non-responsive conduct, Mr. Shaddix either knew or should have
15 known there could be professional conduct ramifications, even if only related to a fee payment
16 issue.
17

18 (o) Had the Respondent implemented an appropriate office management procedure to
19 protect against mis-delivery or non-delivery of certified and other mail, the State Bar would not
20 have needed to resort to telephonic attempts to communicate with Mr. Shaddix on matters of
21 professional conduct. Likewise, had Mr. Shaddix responded to the telephone messages, there is
22 a substantial likelihood that formal disciplinary processes would have been completely
23 unnecessary.
24

25 (p) Given the State Bar’s burden of proof, however, the Panel cannot conclude that
26 there is clear and convincing evidence that Mr. Shaddix knowingly failed to respond to a lawful
27
28

1 demand for information although the Panel views this as a close question. An attorney should
2 not be excused from the obligations of cooperation imposed by RPC 8.1(b) through a form of
3 benign neglect.
4

5 **DECISION AND ORDER**

6 In assessing the form of discipline to recommend, the Panel has accounted for a number
7 of mitigating factors which must be considered. The most important of these factors is the
8 candor of the Respondent. *See, e.g., Hearing Transcript* at []. Mr. Shaddix stated on a number of
9 instances that he knew that he was ultimately responsible for compliance with the rules of
10 professional conduct and that neither the circumstances of solo private practice nor neglectful
11 conduct excused these obligations. The Panel believes that Mr. Shaddix understands the need to
12 address deficiencies in his law office management procedures and to become more versed in his
13 professional obligations. *See Hearing Transcript* at []. Also relevant to the Panel is that no
14 prejudice has been caused to any client and Mr. Shaddix was the principal victim of his own
15 misconduct. Additionally, the Respondent has not been the subject of any prior instances of
16 private or public discipline by the State Bar of Nevada.
17

18 These mitigating factors, however, do not excuse the established violation by the
19 Respondent of RPC 5.5(1). The Panel recommends that Mr. Shaddix be privately reprimanded.
20 The text of the recommended private reprimand is set forth on **Exhibit A**, accompanying this
21 Order.
22

23 The Panel also recommends that the Respondent be ordered:

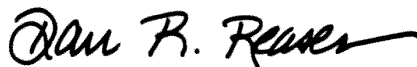
- 24 (1) To pay the costs associated with these proceedings pursuant to SCR 120.
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(2) To pay a fine in the amount of ONE THOUSAND DOLLARS (\$1,000.00) unless on or before December 1, 2007, the Respondent submits proof satisfactory to the State Bar that he has successfully completed the following continuing legal education in person:

- (A) At least five (5) hours on subjects related to law office management; and,
- (B) At least five (5) hours on professional ethics.

DATED and ENTERED this 12th day of March, 2007.



DAN R. REASER, ESQ., Chair
Northern Nevada Disciplinary Board Panel

EXHIBIT A

CASE No. N06-16-1032

STATE BAR OF NEVADA
NORTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA, COMPLAINANT
VS.
THOMAS S. SHADDIX, ESQ., RESPONDENT

PRIVATE REPRIMAND

TO: THOMAS S. SHADDIX, ESQ.

On or about May 2, 2006, you were transferred by order of the Supreme Court of Nevada to inactive status for failure to comply with the continuing legal education requirements of SCR 205 to SCR 215. The Court's action followed notices and warnings. You were reinstated to active status in the State Bar of Nevada on or about September 12, 2006. While on inactive status you continued to engage in the practice of law in Nevada as demonstrated by the fact that on or about June 7, 2006, you sent a letter to the Justice and Municipal Court of Carson Township on behalf of a client proposing terms and reasons for a negotiated settlement of a traffic case.

Based on the forgoing, you are hereby Privately Reprimanded for violations of Rule 5.5(1) of the Nevada Rules of Professional Conduct. While your conduct in this matter was not shown to have injured or prejudiced any client, you are also cautioned that given the evidence presented at your Formal Hearing on February 26, 2007, the Formal Hearing Panel of the Northern Nevada Disciplinary Board believes that you should promptly implement appropriate law office management processes to address deficiencies that if not corrected could result in injury and prejudice to clients or reoccurrence of the demonstrated failure to adhere to the rules that govern your continued practice of law.

Dated this 12th day of March, 2007.

Dan R. Reaser, Esq.
Formal Hearing Panel Chair
Northern Nevada Disciplinary Panel

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1 Case No. SG10-0390

FILED

2 STATE BAR OF NEVADA

JUN 06 2011

3 SOUTHERN NEVADA DISCIPLINARY BOARD



4 STATE BAR OF NEVADA,)

STATE BAR OF NEVADA

5 Complainant,)

6 vs.)

PUBLIC REPRIMAND

7 THOMAS S. SHADDIX, ESQ.,)
8 NEVADA BAR NO. 7905)

9 Respondent.)

10 TO: THOMAS S. SHADDIX, ESQ.

11 Barry Egert ("Egert") retained you for representation concerning a federal DUI criminal
12 matter. Egert's complaint to the State Bar indicated a lack of diligence and a lack of
13 communication in your representation of him, including your failure to appear at a December
14 2009 hearing which subsequently resulted in Egert being arrested on a bench warrant.

15 On May 14, 2010, the State Bar sent you a letter of investigation to your Supreme
16 Court Rule ("SCR") 79 address regarding Egert's grievance. On June 8, 2010, the State Bar
17 received a letter from you dated June 1, 2010, wherein you requested an extension in which
18 to respond to the State Bar until June 8, 2010. However, you did not correspond further with
19 the State Bar in this matter and failed to respond to the substance of the State Bar's letter
20 dated May 14, 2010.

21 The State Bar subsequently sent you a reminder letter dated June 25, 2010, to your
22 SCR 79 address via regular mail and certified mail/return receipt requested. The
23 correspondence informed you that failure to respond would result in a grievance file being
24 opened and your failure to cooperate would be considered a violation of RPC 8.1 (Bar
25

1 Admission and Disciplinary Matters). You failed to respond to the State Bar's letter dated
2 June 25, 2010.

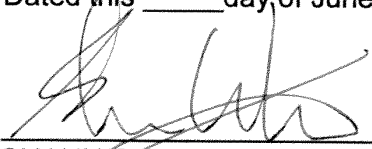
3 As a result, a grievance file was opened on August 17, 2010, and you were sent
4 notice via regular mail and certified mail/return receipt requested to his SCR 79 address.
5 The letter asked you to respond to Egert's grievance within ten (10) days. You failed to
6 respond to the State Bar's letter dated August 17, 2010.

7 Although the State Bar was required to make numerous attempts prior to establishing
8 contact with you, you ultimately accepted responsibility for your actions in regard to Egert's
9 matter and for not responding to the State Bar. Prior to communicating with the State Bar,
10 you fully refunded Egert's fee and remained as counsel in Egert's matter until the completion
11 of his case, which resulted in Egert receiving probation for one count and dismissal of the
12 three remaining counts.

13 In regard to your failure to respond to the State Bar, you are reminded that the
14 practice of law is a self-regulated profession and therefore it is imperative for attorneys to
15 fully cooperate in disciplinary proceedings in order to maintain the integrity of the profession.

16 In light of the foregoing, you violated Rule of Professional Conduct ("RPC") 1.3
17 (Diligence), RPC 1.4 (Communication) and RPC 8.1(b) (Bar Admission and Disciplinary
18 Matters) and are hereby PUBLICLY REPRIMANDED.

19 Dated this 6th day of June, 2011.

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22 SHANN D. WINESETT, ESQ., Chair
23 Southern Nevada Disciplinary Panel
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Thomas S. Shaddix, Esq.
Offices of Thomas Shaddix
3235 S. Eastern Avenue
Las Vegas, NV 89169
CERTIFIED MAIL: 7010 0290 0000 8831 9978


Luisa Cota, an Employee
of the State Bar of Nevada

Case No. SG11-1182



FILED

JUL 10 2014

STATE BAR OF NEVADA

SOUTHERN NEVADA DISCIPLINARY BOARD OF NEVADA

BY: *[Signature]*
OFFICE OF BAR COUNSEL

STATE BAR OF NEVADA,

Complainant,

vs.

THOMAS SHADDIX, ESQ.,
BAR NO. 7905,

Respondent.

PUBLIC REPRIMAND

TO: Thomas Shaddix, Esq.
Bar No. 7905
3234 S. Eastern Avenue
Las Vegas, NV 89169

You have a high volume law practice, Traffic Defenders, with a focus on traffic tickets and related offenses. On or about June 11, 2011, an individual named Alejandro Rodriguez ("Rodriguez") appeared in Justice Court in a misdemeanor arraignment case. The Judge noted that the gentleman before the Court appeared much older than the defendant's listed age and the Court quickly determined it was the wrong Alejandro Rodriguez, wholly unrelated to the actual Defendant.

Rodriguez, who speaks no English, advised the Court through an interpreter that he showed up in Court because he had receive a notice from your office, specifically a form letter dated June 27, 2011, prominently labeled as a legal advertisement across the top.

The letter indicated, *inter alia*, that "Public records show that you were recently charged for the above alleged criminal misdemeanor" and included the date and time of the arraignment. The format of the letter closely resembled the format used by the Justice Court website to relay information.

1 The Court forwarded the matter to the State Bar for review. A grievance file was
2 opened and you thereafter failed to timely respond, resulting in the matter going to a
3 Screening Panel of the Southern Nevada Disciplinary Board without a response from you.

4 When you did respond, you informed the State Bar that the underlying matter was
5 caused by communication problems in your intake process. Specifically, a family member of
6 the actual defendant spoke to your intake staff about potential representation but never came
7 back. Neither did the actual defendant contact your office. Out of an abundance of caution
8 you sent the notice letter regarding the arraignment date to Mr. Rodriguez directly. However,
9 because of the uncertainty of the contact information you had from intake, you included the
10 requisite advertising disclaimers.

11 Unfortunately, your staff prepared the letter with an address for the wrong Alejandro
12 Rodriguez.

13 You admit to being dilatory in responding to the State Bar, necessitating the initiation
14 of formal disciplinary proceedings. You also stated you fully understand the stress and
15 inconvenience this error caused Mr. Rodriguez and have audited your intake process to
16 ensure this does not happen again.

17 The foregoing conduct violates Rules of Professional Conduct ("RPC")1.4
18 (Communication) and RPC 8.1(b)(Bar Disciplinary Matters: Responding to the State Bar) and
19 you are hereby **PUBLICLY REPRIMANDED**.

20 Furthermore, any future knowing failures to respond to the State Bar resulting in a file
21 going to a Screening Panel without a response will result in the State Bar's recommendations
22 for a Formal Hearing and your suspension, irrespective of the underlying allegations.

From: nevadabarforms@gmail.com
To: complaints@nevadabarforms@gmail.com
Subject: New submission from File a Complaint Online
Date: Monday, October 7, 2019 12:46:30 PM

First, Middle and Last Name

Gary Lee Coleman

Your Address

45 Maleena Mesa St Apt 225
Henderson, NV 89074
[Map It](#)

Your Email

nuva2001@gmail.com

Your Primary Telephone Number

(702) 564-1284

Attorney Information**Attorney Name**

Thomas S. Shaddix

Law Firm Name

The Law Office of Thomas S. Shaddix, Esq., Traffic Ticket Defenders

Attorney Address

6166 S Sandhill Rd #146
Las Vegas, NV 89120
[Map It](#)

Previous Contact with the State Bar of Nevada**Have you previously contacted the State Bar of Nevada regarding this matter?**

No

If yes, when and how did you contact us?

n/a

If known, what was the file number for the case or claim?

Citations numbers: LVM0272887, LVM0285889

Hiring the Attorney**Did you hire/retain the attorney about whom you are complaining?**

Yes

When did the representation begin?

September 7, 2017

What was the fee arrangement?

No court, no traffic school, reduction of two tix to illegal parking tix
How much have you paid the lawyer to date?
\$425
Brief description of the nature of the case the attorney was engaged to handle (i.e. personal injury, criminal, malpractice)
<p>On Aug 26, 2017 I received a traffic citation for failure to yield to a pedestrian (a bicyclist going full speed in a crosswalk hit my car as I was turning right at 2 mph as I was facing the 6pm sun on Maryland/Silverado Ranch.</p> <p>On Aug 27, 2017 I received a traffic citation for 75 in a 65 zone.</p> <p>(BTW these are the only two tickets I've had while living in Nevada for almost 20 years).</p>
Names and contact information for other persons who can provide additional information concerning your complaint
n/a
Litigation
Case Name
The State of Nevada vs. Coleman, Gary Lee
Case Number
LVM0272887, LVM0285889
Name of court or agency
Las Vegas Justice Court
Explanation of Grievance
Complaint Details
<p>Two years after receiving these two tickets, I am STILL waiting for my attorney (Thomas Shaddix) to pay the court on my behalf! Thus waiting for the court to officially close their status on the court's website. I am exasperated. Has the attorney absconded with my money that I paid to him, which was supposed to cover the tickets, any court costs or fines, and his fees? As a result of the attorney not paying the tickets, I have had at least SIX, yes SIX, warrants issued for my arrest! Both the attorney and his legal secretary are not returning my repeated phone messages or emails. The attorney Shaddix has never ONCE spoken to me by phone, despite my insistence to his legal secretary over and over that he call me on this matter. I finally had to go on the court's website on October 1, 2019, and pay the tickets myself, which they were already supposedly paid my him.</p> <p>The court's website lists the events and hearings in this case. This mess started when I googled "traffic tickets" and attorney Shaddix's name came up for "Traffic Ticket Defenders". I called their office on September 7, 2017 and spoke to his legal secretary who explained to me how the process works, and I agreed to pay them \$425. Then attorney Shaddix went to court on October 10, 2017 and had the two tickets reduced to parking tickets. I continued to check the court website and noticed that the court said the case was still "open". I emailed his office on October 18, 2017 to ask if there had been any updates on my case yet. I did not get a response. I called his office on October 19, 2017, I left a message. I was never called back. I called all day on October 20, 2017, but no one ever answered the phone. I called again on October 23, 2017 and finally got a hold of Shaddix's legal secretary, who said everything was 'reset' to December 8, 2017. No one had contacted me about this and it was not part of our agreement, but I assumed that because he is a traffic ticket attorney, he knows what he is doing, and Shaddix's legal secretary assured me all this is normal.</p>

Upon noticing the court's website saying the tickets are still open, I called several times to attorney Shaddix's office in January 2018, February 2018, and March 2018 to ask about the status of the tickets, and each time I was told by Shaddix's legal secretary that the tickets are still in the process of being paid. I asked them if they would send me any documents on my case. She agreed, but I never received anything in the mail or email.

Then on April 28, 2018, I was pulled over by Las Vegas Metro. I was on the way to pick up a customer because I am a Lyft / Uber driver. I had to cancel the ride. Metro asked me if I was aware that I had TWO warrants out for my arrest issued the day before. I was confused and told them I had no idea why I would have any warrants out for my arrest. Metro said the tickets were traffic related. I told them I had two citations about six months earlier, but they had been taken care of. Then Metro was confused as to why that would turn into warrants. After Metro looked into the issue further, and after discussing it with me for about 15-30 minutes, they advised me to just quit working and go home for the night and Sunday, and to call my attorney first thing Monday morning. I called attorney Shaddix's office the following Monday morning on April 30, 2018 and Shaddix's legal secretary said they would immediately file a motion to quash the two warrants. They were lifted that day but I was not told that I was clear to drive again until on Wednesday May 2, 2018.

Each day I earn about \$200, or up to \$300 on Thu-Sat. I lost work the rest of Saturday evening, Sunday, Monday, and Tuesday, and lost the driving bonus I would have earned had I been able to work on the weekend. I also lost a driving bonus from not accumulating enough rides during the week that I needed on that Monday and Tuesday that I couldn't drive because of the warrants. Altogether I lost about \$750.

It is also unfortunate that attorney Shaddix did not even know my citations turned into warrants, and had he properly informed me about this (which it should have never gotten to that point in the first place), I certainly would not have been out driving; that put me at great risk.

I was told by attorney Shaddix's legal secretary (Alison Perelman) that another hearing would be held on May 8, 2018. I continued to try and follow up with the Law Office of Shaddix as to the status of my case because I was never sent documents that I had asked for, and phone messages were never returned. I called the court and they told me the two tickets still have not been paid, and I still owe the fines from the tickets. To say that I was not being kept apprised of the status of my case is an understatement. Alison also tried to explain to me how the last legal secretary got fired because there were several of these cases like mine that were happening. I let a few weeks go by hoping that maybe it just takes a while for attorney Shaddix's payments to the court to hit the system. Then I received a notice from the court around September 1, 2018, that said I owe them money (for the two tickets). I called the Law Office of Shaddix every five minutes for several hours until attorney Shaddix's legal secretary answered the phone and said "Hello Gary" (so they had caller ID and knew when I was calling and possibly avoided answering the phone). It was no use leaving a message because they never return my calls. I had to just keep calling in order to finally get a hold of someone. I told her that I just received a note from the court that I owed them money for the tickets. She said to disregard it.

On September 26, 2018, warrant number 3 and 4 was issued for my arrest, UNBEKNOWNST TO ME. Thus, I continued driving on September 28-30, 2018, picking up and dropping off customers, completely oblivious to the fact I could have been arrested and had my car impounded while I was working, which could have easily led to me being fired. I only found out about the warrants after I came home after work at 6am Sunday September 30, 2019 and discovered the court had called me (while I was out on the road) with the automated message that says warrants were issued for my arrest. I called the Law Office of Shaddix on Monday October 1, 2018, every five minutes, until someone answered, and politely but firmly explained the problem – again. I was told that attorney Shaddix was already in court that day, so he would file a second Motion to Quash the next day on Tuesday October 2, 2018. I was never sent an email or regular mail containing the court documents I had requested until Thursday October 4, 2018, when attorney Shaddix's legal secretary sent me a PDF Motion to Quash dated October 2, 2018. (I will note that I later learned this document does not actually legally protect me from being arrested while driving until a judge approves it and it is properly filed, so it was still unsafe to be driving).

I will note again that it is unfortunate that attorney Shaddix did not even know my citations turned into warrants a 3rd and 4th time, and had he properly informed me about this (which it should have never gotten to that point in the first place), I certainly would not have been out driving; that put me at great risk.

I was finally informed that the warrants were lifted late in the day on October 5, 2018, but I lost work from 2pm Sunday September 30, 2018 through mid-day Friday, October 5, 2018 (a total of 5.5 days). I lost about \$1,200 in ride pay, plus the bonus from not working the prior Sunday, plus I lost the bonus from not working a full week after that, so in total about \$1,400 was lost in work wages.

On January 3, 2019, I emailed attorney Shaddix's legal secretary and asked, "The court's website still shows no activity on this matter for the last 3 months, it's still open and not paid, can this matter of the court be paid and closed?" A day and a half later on January 4, 2019, I received a response, "We will be paying your fines no later than February 5th, 2019. We will mail you a letter confirming the same, once your fines have been paid in full."

Apparently attorney Shaddix never paid the tickets because I got a 5th and 6th warrant for the same matter on February 25, 2019. I was completely unaware of these warrants and continued driving as normal for Uber / Lyft during this time. Once again, attorney Shaddix was not paying attention to my case and put me at risk of arrest and losing my job as I drove unbeknownst of these warrants from February 27 to March 3, 2019, and March 5 to March 7, 2019. On March 7, 2019, the court phoned me with their automated message to alert me that I had two warrants out for my arrest. I immediately emailed the Law Office of Thomas Shaddix on March 7, 2019 and asked "The Court has a warrant out for my arrest. AGAIN for the 3rd time!!! What the hell is going on here?!" I received no reply and I needed to go to work, so I called (repeatedly every five minutes) the Law Office of Thomas Shaddix and again spoke to the legal secretary Alison Perelman who told me that when the new Motion to Quash is filed, that I'd be able to drive. (As mentioned earlier, I later learned this is NOT true, that I can still be arrested for the warrants until the Motion to Quash is signed by the judge and properly filed). Thomas Shaddix emailed me later in the day, not with a note, but just a copy of the latest Motion to Quash dated March 7, 2019. I continued driving (while not aware I was still at risk of being arrested). And interestingly, Alison Perelman had also told me (again) that this is all the court's fault because the court is not pulling the funds from a pre-funded account, that other clients are having the same problem, but I noticed that the Motion states this whole matter is "due to law office oversight".

On Wednesday March 13, 2019, I was able to ask another attorney about how these kind of warrants work, and he assured me that I can still be arrested, so stop driving now. I therefore lost March 13, 2019 due to sitting at home not earning about \$200 on the road. On March 14, 2019 the Motion to Quash was approved, and I resumed driving. Total loss for this 3rd round of warrants 5 and 6 was about \$200; cumulatively \$2,350 lost so far.

There have been no more email communications. I called the Law Office of Thomas Shaddix again in June 2019 because according to the court's website, the tickets were still not paid and the case was open, and the court website says these tickets have to be paid in 90 days, which would be June 14, 2019. It took about 200 tries of calling before the legal secretary answered. I was assured that the tickets would be paid soon. I told them that based on the timeline of the previous warrants, there are indications they will be issued again in the next couple of days. On June 19, 2019, Thomas Shaddix filed another Motion to Quash. I did not receive a copy. Note that the attorney and the legal secretary were not monitoring this issue because the Motion should have been filed much earlier than five days after the 90 days (from March 14, 2019). They only filed the Motion because I wisely alerted them to it. I further opined to Alison why the actual attorney has never talked to me about this matter. I said you would think, with all the warrants and harm these issues have caused me, that the attorney at some point would have called me himself to talk to me to clarify things, instead it seems as if he is avoiding me. She asked if I would like the attorney to call me and I said yes. She said she would let him know, and based on his availability, he'll schedule a phone call with me. I never received that phone call. Also in that conversation I mentioned that I have been losing work because of not being able to drive due to the warrants, and as Alison was blaming this issue on the court, she casually mentioned that if I sued their law office, they would simply turn around and sue the court. It was not clear to me if she was hinting to me that that is a route they prefer me to ultimately choose, or if it was a way to discourage me from doing so.

Another couple of months went by, and I continued looking at the court's website, and there were still no changes in the status of the tickets. And again, I saw that 90 days was set to expire on September 29, 2019. I did not work on September 27-29 out of fear the warrants could pop up again, which cost me about \$900. I called repeatedly to the Law Office of Shaddix on the week of September 23, 2019 to have them ward off another set of warrants and left phone messages explaining how this situation affects me. I have not been able to get a hold of them, and they have not returned any of my phone calls after I have left messages. I give up. I had no choice but to pay the two tickets (again) from my personal accounts (\$498 + \$10 processing fees) on October 1, 2019, and file a complaint with the bar now. I have lost out on approximately \$3,250 from work, another \$508 for paying tickets that were already supposed to be paid, and the \$425 I originally paid to Thomas Shaddix that has gone nowhere.

Explain what measures you have taken to resolve this matter directly with the attorney

In the detailed narrative above, I have described those measures, but simply, I have tried to call the Law Office 100's of times and not gotten a response or call back, nor a written email explanation of the problem. At this point it appears the attorney is avoiding me and left this matter in limbo.

Related File(s)

- [Shaddix.docx](#)

Original payment / retainer / receipt to attorney Shaddix, paid by phone on credit card, on September 7, 2019:

From: Gary [nuva2001@gmail.com]
To: nuva2001@gmail.com
Cc:
Subject: FW: Law Office of Thomas S. Shaddix, Esq., 2 tix, \$425, Sep 7

> -----Original Message-----
> From: SHADDIXTS@TICKETDEFENDERS.NET
> [mailto:SHADDIXTS@TICKETDEFENDERS.NET]
> Sent: Thursday, September 7, 2017 2:07 PM
> To: nuva2001@gmail.com
> Subject: Law Office of Thomas S. Shaddix, Esq. Customer Receipt
>
> Your card has been charged by Traffic Ticket Defenders. Below is your
receipt of
> payment.
>
> Transaction Details
> -----
> Date: 09/07/17 14:07:05
> Merchant: Traffic Ticket Defenders
> Type: Credit Card Sale
> Invoice #:
> Amount: 425.00
> Description: LVJ LVM0272887 & LVM0285889 ap Card Holder: Gary
> Coleman Card Number: xxxxxxxxxxxxxx1001
>
>
>
> v8.1-ue-vt-c

Chain of emails:

From: Alison [alison@ticketdefenders.net] Sent: Thu 10/4/2018 4:14 PM
To: nuva2001@gmail.com
Cc:
Subject: Court-stamped Motion for Gary Coleman

Good afternoon, Mr. Coleman,

I sincerely apologize for my delay in correspondence.

Attached, please find your court-stamped motion. Please keep this document on your person to serve as proof you have an attorney and we have filed a motion to quash on your behalf.

Should you have any questions or concerns, please feel free to contact our office or reply to this email.

Thank you again, Mr. Coleman, we will notify you once the warrant has been lifted. We greatly appreciate your patience in this matter. Have a pleasant evening!

--
Sincerely,

Alison Perelman
Office Manager
Traffic Ticket Defenders
The Law Office of Thomas S. Shaddix, Esq.
6166 S. Sandhill Rd., Suite 146
Las Vegas, NV 89120
702-735-7867 - Phone
702-522-6069 - Fax
www.ticketdefenders.net
www.shaddixlaw.com

The attachment:

1	MTN	
2	Thomas S. Shaddix, ESQ	
3	Nevada Bar No. 7905	
4	6166 S. Sandhill Rd.; # 146	
5	Las Vegas, Nevada 89120	
6	702.735.7867	
7	Attorney for GARY COLEMAN	
8		
9		
10		
11		
12		
13	STATE OF NEVADA,	Case No. : LVM0272887 & LVM0285889
14		
15	Plaintiff,	Dept. No.:
16		
17	Vs.	
18		
19	GARY COLEMAN,	
20		
21	Defendant.	
22		
23		
24		MOTION TO QUASH
25		
26		COMES NOW the defendant, GARY COLEMAN by and through their attorney, Thomas S.
27		Shaddix, Esq. and especially moves to quash the warrant for their arrest. <i>Additionally request</i>
28		<i>fees to be waived</i>
29		
30		Dated this <u>2ND</u> day of October, 2018.
31		
32		
33		
34		
35		<i>Thomas S. Shaddix</i>
36		Thomas S. Shaddix, Esq.
37		
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41		
42		
43		This matter shall be placed on calendar on the _____ day of _____ 2018, at the
44		hour of _____, in department _____.
45		
46		
47		
48	DISTRICT ATTORNEY	LAS VEGAS JUSTICE CLERK

Extra line breaks in this message were removed.

From: Gary [nuva2001@gmail.com]
To: SHADDIXTS@TICKETDEFENDERS.NET
Cc:
Subject: updates

Sent: Wed 10/18/2017 2:08 PM

Hi, has there been any updates on this case yet? Thank you.

~Gary

> > -----Original Message-----

> > From: SHADDIXTS@TICKETDEFENDERS.NET
> > [mailto:SHADDIXTS@TICKETDEFENDERS.NET]
> > Sent: Thursday, September 7, 2017 2:07 PM
> > To: nuva2001@gmail.com
> > Subject: Law Office of Thomas S. Shaddix, Esq. Customer Receipt
> >
> > Your card has been charged by Traffic Ticket Defenders. Below is
> > your
> > receipt of
> > payment.
> >
> > Transaction Details
> > -----
> > Date: 09/07/17 14:07:05
> > Merchant: Traffic Ticket Defenders
> > Type: Credit Card Sale
> > Invoice #:
> > Amount: 425.00
> > Description: LVJ LVM0272887 & LVM0285889 ap Card Holder: Gary
> > Coleman Card Number: xxxxxxxxxxxxxx1001

From: Gary [nuva2001@gmail.com]
To: 'Alison'
Cc:
Subject: RE: Court-stamped Motion for Gary Coleman

Sent: Thu 1/3/2019 10:38 AM

The court's website still shows no activity on this matter for the last 3 months, it's still open and not paid, can this matter of the court be paid and closed?

Case / Citation #:
LVM0272887
LVM0285889

From: Alison [mailto:alison@ticketdefenders.net]
Sent: Thursday, October 4, 2018 4:14 PM
To: nuva2001@gmail.com
Subject: Court-stamped Motion for Gary Coleman

Good afternoon, Mr. Coleman,

I sincerely apologize for my delay in correspondence.

From: Alison [alison@ticketdefenders.net] Sent: Fri 1/4/2019 2:37 PM
To: Gary
Cc:
Subject: Re: Court-stamped Motion for Gary Coleman

Hi Gary,

We will be paying your fines no later than February 5th, 2019. We will mail you a letter confirming the same, once your fines have been paid in full.

Thank you for reaching out, Gary. Do you have any other questions?

~ Alison

On 1/3/2019 10:38 AM, Gary wrote:

The court's website still shows no activity on this matter for the last 3 months, it's still open and not paid, can this matter of the court be paid and closed?

Case / Citation #:
LVM0272887
LVM0285889

From: Gary [nuva2001@gmail.com] Sent: Thu 3/7/2019 11:18 AM
To: 'Alison'
Cc:
Subject: RE: Court-stamped Motion for Gary Coleman

The Court has a warrant out for my arrest. AGAIN for the 3rd time!!! What the hell is going on here?!

From: Alison [mailto:alison@ticketdefenders.net]
Sent: Thursday, October 4, 2018 4:14 PM
To: nuva2001@gmail.com
Subject: Court-stamped Motion for Gary Coleman

Good afternoon, Mr. Coleman,

I sincerely apologize for my delay in correspondence.

From: Thomas Shaddix, Esq. [shaddixts@ticketdefenders.net] Sent: Thu 3/7/2019 5:17 PM
To: nuva2001@gmail.com
Cc:
Subject:

Message | 20190307_171548.jpg (3 MB)

The attachment:

SBN Exhibit 3- Page 009

ROA Page 293

MTN
Thomas S. Shaddix, ESQ
Nevada Bar No. 7905
6166 S. Sandhill Rd., Ste. 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

FILED

2019 MAR -7 P 2:45

JUSTICE COURT
LAS VEGAS, NEVADA

BY JB

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

Vs.

GARY COLEMAN,

Defendant.

Case No. : LVM0272887 & LVM0285889

Dept. No.:

MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through his attorney, Thomas S. Shaddix, Esq., and especially moves to quash the warrant issued for his arrest and to request fees issued for the bench warrants be waived, due to law office oversight.

Dated this 7th day of March, 2019.

Thomas S. Shaddix
Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of March, 2019,
at the hour of _____, in Department _____.

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK

STATE BAR OF NEVADA

October 10, 2019

Sent via Certified U.S. Mail: #7018 3090 0000 3915 7197

Thomas Shaddix, Esq.
6166 S. Sandhill Road, Suite #146
Las Vegas, NV 89120



RE: Grievance File No. OBC19-1270 / Gary Coleman

Dear Mr. Shaddix:

The Office of Bar Counsel has received the enclosed correspondence from Gary Coleman alleges professional misconduct on your part. A grievance file has been opened. Please be advised that I am the investigator assigned to this matter. My contact information is 702-317-1439 and dawnm@nvbar.org.

Please respond in writing to this grievance. Your response should address each allegation contained within Mr. Coleman's grievance and, whenever possible, all applicable documentation in support of your response should be included.

In addition to a written response, please provide our office with the following documentation:

1. A copy of the retainer agreement, intake sheets and initial interview paperwork;
2. Identify the person who met with Mr. Coleman at the initial intake;
3. Copies of your receipts for payment of retainer fees;
4. Copies of all correspondence, telephone logs, memorandum, facsimiles and electronic mail regarding Mr. Coleman; and
5. A list of employees and their function while working on the Coleman matter.

Please give this matter your immediate attention. This is a lawful demand for information from the Office of Bar Counsel in conjunction with an investigation. If no response is received from you, the screening panel of the Southern Nevada Disciplinary Board, may be asked to consider your failure to respond as a failure to cooperate with the State Bar in its efforts to enforce Rules of Professional Conduct, which will be considered as a separate disciplinary violation pursuant to RPC 8.1(b) (Bar Admission and Disciplinary Matters).

Your response is due on or before **October 25, 2019**.

Sincerely,

A handwritten signature in dark ink, appearing to read "Dawn Meeks".

Dawn Meeks
Senior Investigator
Office of Bar Counsel

Enclosure

3100 W. Charleston Blvd.
Suite 100
Las Vegas, NV 89102
phone 702.382.2200
toll free 800.254.2797
fax 702.385.2878

9456 Double R Blvd., Ste. B
Reno, NV 89521-5977
phone 775.329.4100
fax 775.329.0522

www.nvbar.org

Dawn Meeks

From: nevadabarforms@gmail.com
Sent: Monday, October 7, 2019 12:46 PM
To: complaints; nevadabarforms@gmail.com
Subject: New submission from File a Complaint Online

First, Middle and Last Name

Gary Lee Coleman

Your Address

45 Maleena Mesa St Apt 225
Henderson, NV 89074
[Map It](#)

Your Email

nuva2001@gmail.com

Your Primary Telephone Number

(702) 564-1284

Attorney Information**Attorney Name**

Thomas S. Shaddix

Law Firm Name

The Law Office of Thomas S. Shaddix, Esq., Traffic Ticket Defenders

Attorney Address

6166 S Sandhill Rd #146
Las Vegas, NV 89120
[Map It](#)

Previous Contact with the State Bar of Nevada**Have you previously contacted the State Bar of Nevada regarding this matter?**

No

If yes, when and how did you contact us?

n/a

If known, what was the file number for the case or claim?

Citations numbers: LVM0272887, LVM0285889

Hiring the Attorney**Did you hire/retain the attorney about whom you are complaining?**

Yes

When did the representation begin?

September 7, 2017

What was the fee arrangement?

No court, no traffic school, reduction of two tix to illegal parking tix

How much have you paid the lawyer to date?

\$425

Brief description of the nature of the case the attorney was engaged to handle (i.e. personal injury, criminal, malpractice)

On Aug 26, 2017 I received a traffic citation for failure to yield to a pedestrian (a bicyclist going full speed in a crosswalk hit my car as I was turning right at 2 mph as I was facing the 6pm sun on Maryland/Silverado Ranch.

On Aug 27, 2017 I received a traffic citation for 75 in a 65 zone.

(BTW these are the only two tickets I've had while living in Nevada for almost 20 years).

Names and contact information for other persons who can provide additional information concerning your complaint

n/a

Litigation**Case Name**

The State of Nevada vs. Coleman, Gary Lee

Case Number

LVM0272887, LVM0285889

Name of court or agency

Las Vegas Justice Court

Explanation of Grievance**Complaint Details**

Two years after receiving these two tickets, I am STILL waiting for my attorney (Thomas Shaddix) to pay the court on my behalf! Thus waiting for the court to officially close their status on the court's website. I am exasperated. Has the attorney absconded with my money that I paid to him, which was supposed to cover the tickets, any court costs or fines, and his fees? As a result of the attorney not paying the tickets, I have had at least SIX, yes SIX, warrants issued for my arrest! Both the attorney and his legal secretary are not returning my repeated phone messages or emails. The attorney Shaddix has never ONCE spoken to me by phone, despite my insistence to his legal secretary over and over that he call me on this matter. I finally had to go on the court's website on October 1, 2019, and pay the tickets myself, which they were already supposedly paid my him.

The court's website lists the events and hearings in this case. This mess started when I googled "traffic tickets" and attorney Shaddix's name came up for "Traffic Ticket Defenders". I called their office on September 7, 2017 and spoke to his legal secretary who explained to me how the process works, and I agreed to pay them \$425. Then attorney Shaddix went to court on October 10, 2017 and had the two tickets reduced to parking tickets. I continued to check the court website and noticed that the court said the case was still "open". I emailed his office on October 18, 2017 to ask if there had been any updates on my case yet. I did not get a response. I called his office on October 19, 2017, I left a message. I was never called back. I called all day on October 20, 2017, but no one ever answered the phone. I called again on October 23, 2017 and finally got a hold of Shaddix's legal secretary, who said everything was 'reset' to December 8, 2017. No one had contacted me about this and it was not part of our agreement, but I assumed that because he is a traffic ticket attorney, he knows what he is doing, and Shaddix's legal secretary assured me all this is normal.

Upon noticing the court's website saying the tickets are still open, I called several times to attorney Shaddix's office in January 2018, February 2018, and March 2018 to ask about the status of the tickets, and each time I was told by Shaddix's legal secretary that the tickets are still in the process of being paid. I asked them if they would send me any documents on my case. She agreed, but I never received anything in the mail or email.

Then on April 28, 2018, I was pulled over by Las Vegas Metro. I was on the way to pick up a customer because I am a Lyft / Uber driver. I had to cancel the ride. Metro asked me if I was aware that I had TWO warrants out for my arrest issued the day before. I was confused and told them I had no idea why I would have any warrants out for my arrest. Metro said the tickets were traffic related. I told them I had two citations about six months earlier, but they had been taken care of. Then Metro was confused as to why that would turn into warrants. After Metro looked into the issue further, and after discussing it with me for about 15-30 minutes, they advised me to just quit working and go home for the night and Sunday, and to call my attorney first thing Monday morning. I called attorney Shaddix's office the following Monday morning on April 30, 2018 and Shaddix's legal secretary said they would immediately file a motion to quash the two warrants. They were lifted that day but I was not told that I was clear to drive again until on Wednesday May 2, 2018.

Each day I earn about \$200, or up to \$300 on Thu-Sat. I lost work the rest of Saturday evening, Sunday, Monday, and Tuesday,

and lost the driving bonus I would have earned had I been able to work on the weekend. I also lost a driving bonus from not accumulating enough rides during the week that I needed on that Monday and Tuesday that I couldn't drive because of the warrants. Altogether I lost about \$750.

It is also unfortunate that attorney Shaddix did not even know my citations turned into warrants, and had he properly informed me about this (which it should have never gotten to that point in the first place), I certainly would not have been out driving; that put me at great risk.

I was told by attorney Shaddix's legal secretary (Alison Perelman) that another hearing would be held on May 8, 2018. I continued to try and follow up with the Law Office of Shaddix as to the status of my case because I was never sent documents that I had asked for, and phone messages were never returned. I called the court and they told me the two tickets still have not been paid, and I still owe the fines from the tickets. To say that I was not being kept apprised of the status of my case is an understatement. Alison also tried to explain to me how the last legal secretary got fired because there were several of these cases like mine that were happening. I let a few weeks go by hoping that maybe it just takes a while for attorney Shaddix's payments to the court to hit the system. Then I received a notice from the court around September 1, 2018, that said I owe them money (for the two tickets). I called the Law Office of Shaddix every five minutes for several hours until attorney Shaddix's legal secretary answered the phone and said "Hello Gary" (so they had caller ID and knew when I was calling and possibly avoided answering the phone). It was no use leaving a message because they never return my calls. I had to just keep calling in order to finally get a hold of someone. I told her that I just received a note from the court that I owed them money for the tickets. She said to disregard it.

On September 26, 2018, warrant number 3 and 4 was issued for my arrest, UNBEKNOWNST TO ME. Thus, I continued driving on September 28-30, 2018, picking up and dropping off customers, completely oblivious to the fact I could have been arrested and had my car impounded while I was working, which could have easily led to me being fired. I only found out about the warrants after I came home after work at 6am Sunday September 30, 2018 and discovered the court had called me (while I was out on the road) with the automated message that says warrants were issued for my arrest. I called the Law Office of Shaddix on Monday October 1, 2018, every five minutes, until someone answered, and politely but firmly explained the problem – again. I was told that attorney Shaddix was already in court that day, so he would file a second Motion to Quash the next day on Tuesday October 2, 2018. I was never sent an email or regular mail containing the court documents I had requested until Thursday October 4, 2018, when attorney Shaddix's legal secretary sent me a PDF Motion to Quash dated October 2, 2018. (I will note that I later learned this document does not actually legally protect me from being arrested while driving until a judge approves it and it is properly filed, so it was still unsafe to be driving).

I will note again that it is unfortunate that attorney Shaddix did not even know my citations turned into warrants a 3rd and 4th time, and had he properly informed me about this (which it should have never gotten to that point in the first place), I certainly would not have been out driving; that put me at great risk.

I was finally informed that the warrants were lifted late in the day on October 5, 2018, but I lost work from 2pm Sunday September 30, 2018 through mid-day Friday, October 5, 2018 (a total of 5.5 days). I lost about \$1,200 in ride pay, plus the bonus from not working the prior Sunday, plus I lost the bonus from not working a full week after that, so in total about \$1,400 was lost in work wages.

On January 3, 2019, I emailed attorney Shaddix's legal secretary and asked, "The court's website still shows no activity on this matter for the last 3 months, it's still open and not paid, can this matter of the court be paid and closed?" A day and a half later on January 4, 2019, I received a response, "We will be paying your fines no later than February 5th, 2019. We will mail you a letter confirming the same, once your fines have been paid in full."

Apparently attorney Shaddix never paid the tickets because I got a 5th and 6th warrant for the same matter on February 25, 2019. I was completely unaware of these warrants and continued driving as normal for Uber / Lyft during this time. Once again, attorney Shaddix was not paying attention to my case and put me at risk of arrest and losing my job as I drove unbeknownst of these warrants from February 27 to March 3, 2019, and March 5 to March 7, 2019. On March 7, 2019, the court phoned me with their automated message to alert me that I had two warrants out for my arrest. I immediately emailed the Law Office of Thomas Shaddix on March 7, 2019 and asked "The Court has a warrant out for my arrest. AGAIN for the 3rd time!!! What the hell is going on here?!" I received no reply and I needed to go to work, so I called (repeatedly every five minutes) the Law Office of Thomas Shaddix and again spoke to the legal secretary Alison Perelman who told me that when the new Motion to Quash is filed, that I'd be able to drive. (As mentioned earlier, I later learned this is NOT true, that I can still be arrested for the warrants until the Motion to Quash is signed by the judge and properly filed). Thomas Shaddix emailed me later in the day, not with a note, but just a copy of the latest Motion to Quash dated March 7, 2019. I continued driving (while not aware I was still at risk of being arrested). And interestingly, Alison Perelman had also told me (again) that this is all the court's fault because the court is not pulling the funds from a pre-funded account, that other clients are having the same problem, but I noticed that the Motion states this whole matter is "due to law office oversight".

On Wednesday March 13, 2019, I was able to ask another attorney about how these kind of warrants work, and he assured me that I can still be arrested, so stop driving now. I therefore lost March 13, 2019 due to sitting at home not earning about \$200 on the road. On March 14, 2019 the Motion to Quash was approved, and I resumed driving. Total loss for this 3rd round of warrants 5 and 6 was about \$200; cumulatively \$2,350 lost so far.

There have been no more email communications. I called the Law Office of Thomas Shaddix again in June 2019 because according to the court's website, the tickets were still not paid and the case was open, and the court website says these tickets have to be paid in 90 days, which would be June 14, 2019. It took about 200 tries of calling before the legal secretary answered. I was assured that the tickets would be paid soon. I told them that based on the timeline of the previous warrants, there are indications they will be issued again in the next couple of days. On June 19, 2019, Thomas Shaddix filed another Motion to Quash. I did not receive a copy. Note that the attorney and the legal secretary were not monitoring this issue because the Motion should have been filed much earlier than five days after the 90 days (from March 14, 2019). They only filed the Motion because I wisely alerted them to it. I further opined to Alison why the actual attorney has never talked to me about this matter. I said you would think, with all the warrants and harm these issues have caused me, that the attorney at some point would have called me himself to talk to me to clarify things, instead it seems as if he is avoiding me. She asked if I would like the attorney to call me and I said yes. She said she would let him know, and based on his availability, he'll schedule a phone call with me. I never received that phone call. Also in that conversation I mentioned that I have been losing work because of not being able to drive due to the warrants, and as Alison was blaming this issue on the court, she casually mentioned that if I sued their law office, they would simply turn around and sue the court. It was not clear to me if she was hinting to me that that is a route they prefer me to ultimately choose, or if it was a way to discourage me from doing so.

Another couple of months went by, and I continued looking at the court's website, and there were still no changes in the status of the tickets. And again, I saw that 90 days was set to expire on September 29, 2019. I did not work on September 27-29 out of fear the warrants could pop up again, which cost me about \$900. I called repeatedly to the Law Office of Shaddix on the week of September 23, 2019 to have them ward off another set of warrants and left phone messages explaining how this situation affects me. I have not been able to get a hold of them, and they have not returned any of my phone calls after I have left messages. I give up. I had no choice but to pay the two tickets (again) from my personal accounts (\$498 + \$10 processing fees) on October 1, 2019, and file a complaint with the bar now. I have lost out on approximately \$3,250 from work, another \$508 for paying tickets that were already supposed to be paid, and the \$425 I originally paid to Thomas Shaddix that has gone nowhere.

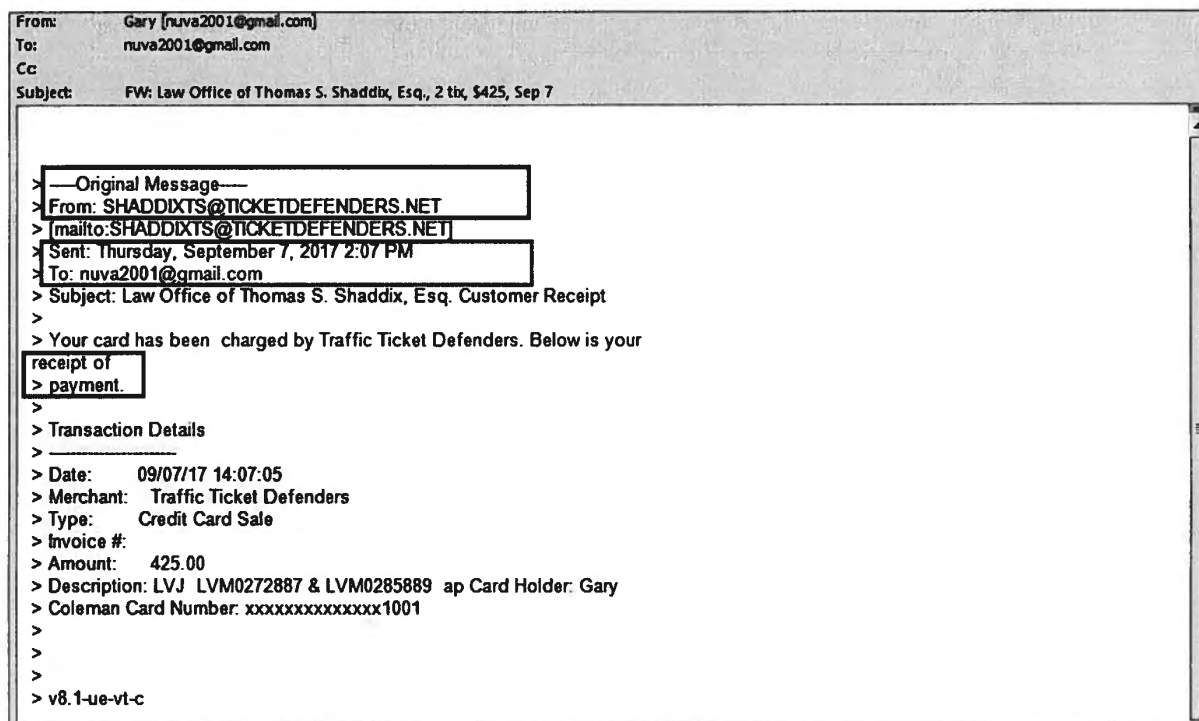
Explain what measures you have taken to resolve this matter directly with the attorney

In the detailed narrative above, I have described those measures, but simply, I have tried to call the Law Office 100's of times and not gotten a response or call back, nor a written email explanation of the problem. At this point it appears the attorney is avoiding me and left this matter in limbo.

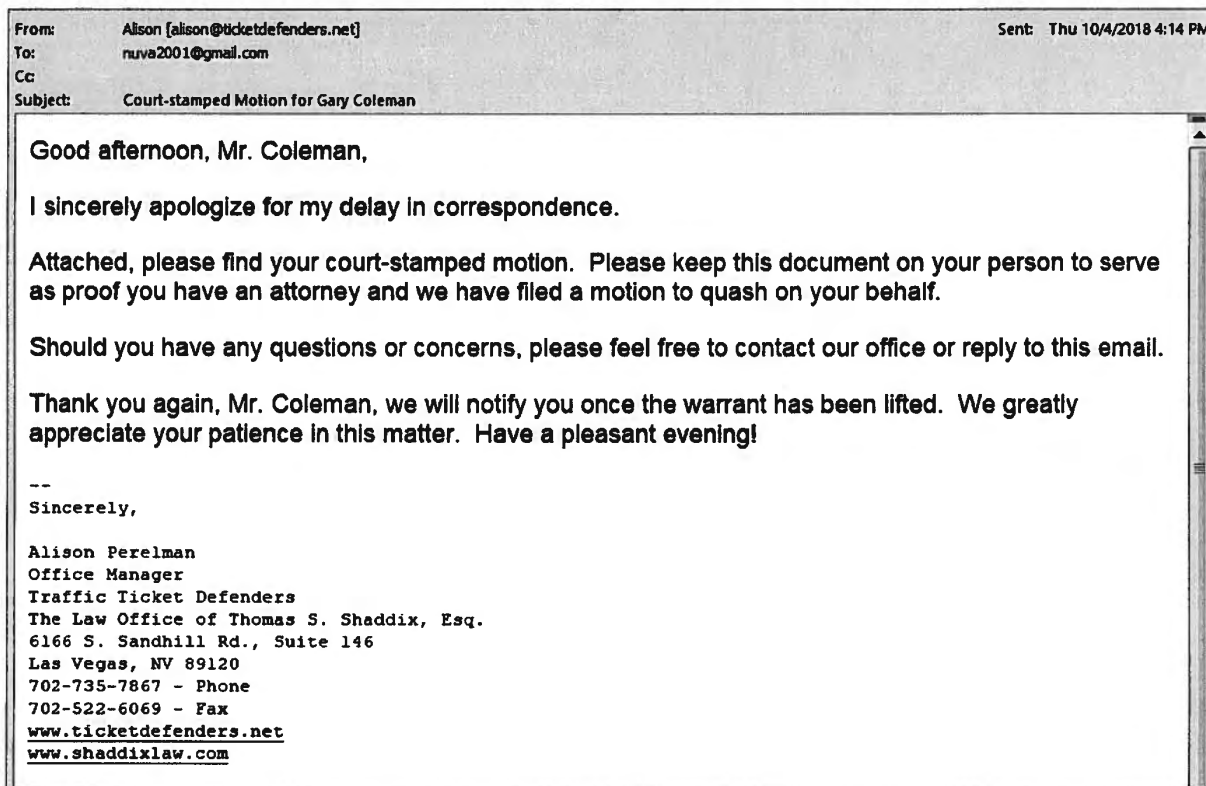
Related File(s)

- [Shaddix.docx](#)

Original payment / retainer / receipt to attorney Shaddix, paid by phone on credit card, on September 7, 2019:

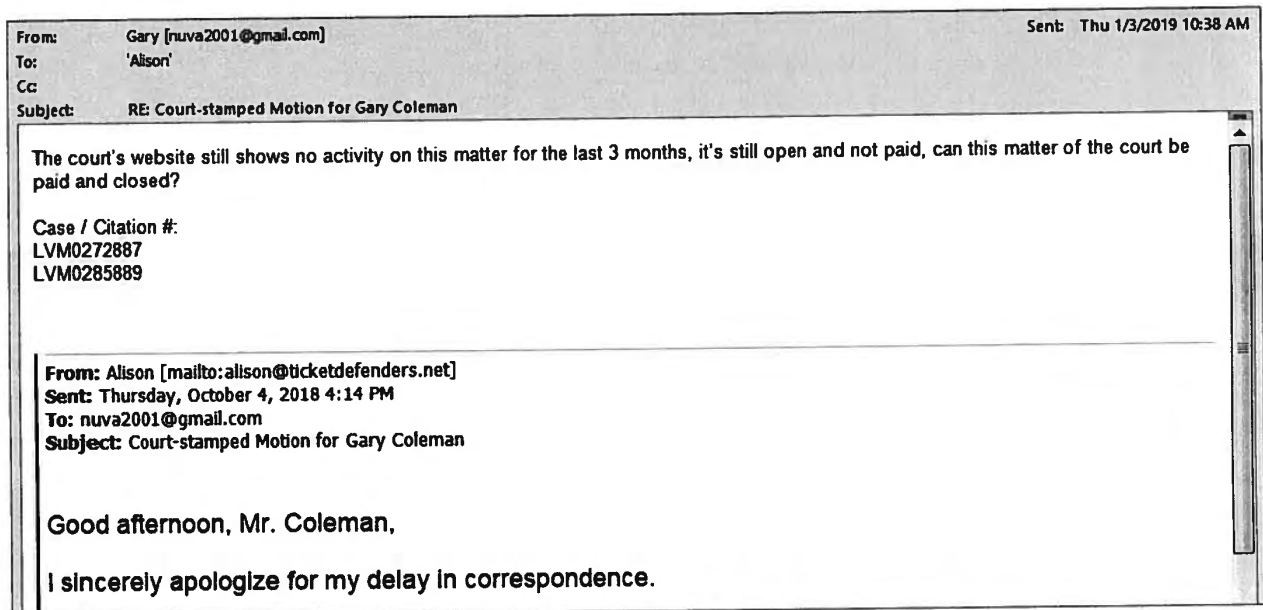
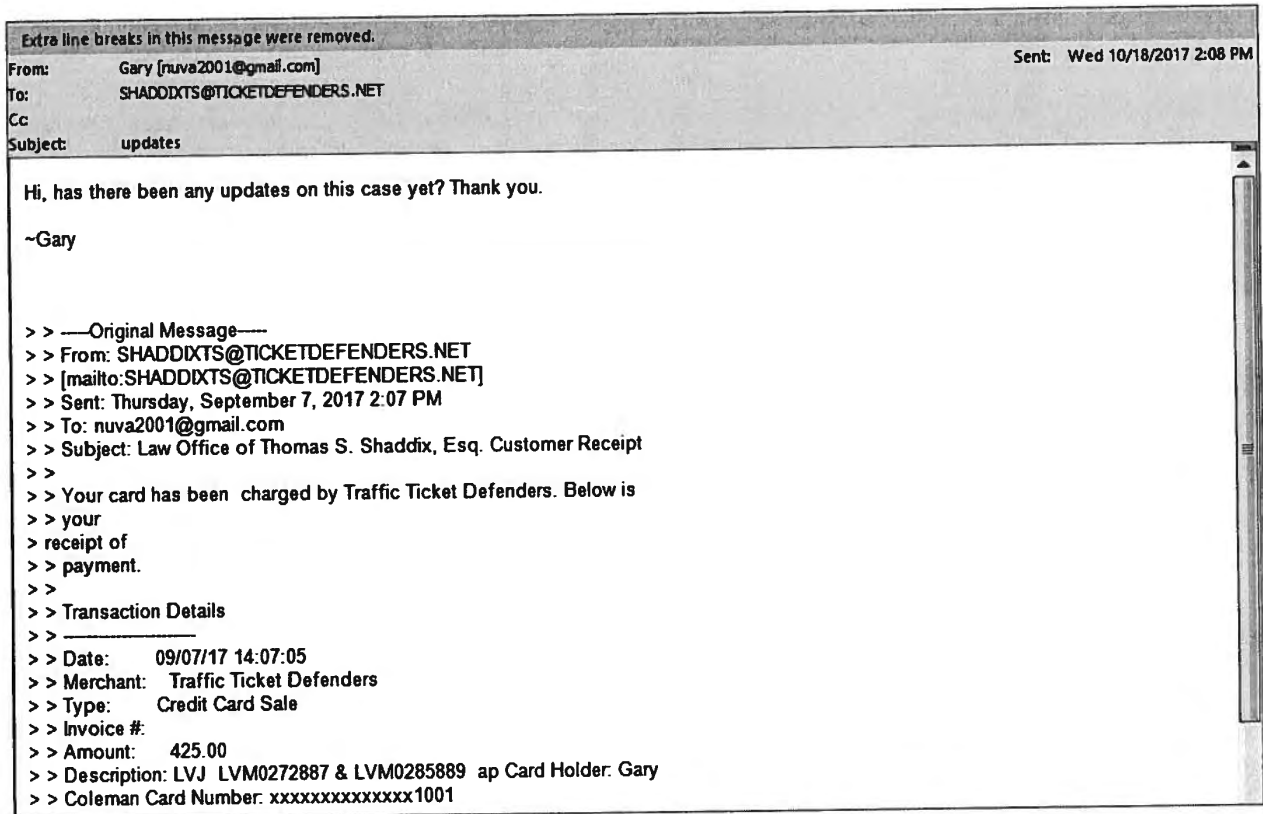


Chain of emails:



The attachment:

1	MTN	
2	Thomas S. Shaddix, ESQ	
3	Nevada Bar No. 7905	
4	6166 S. Sandhill Rd.; # 146	
5	Las Vegas, Nevada 89120	
6	702.735.7867	
7	Attorney for GARY COLEMAN	
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13	STATE OF NEVADA,	Case No. : LVM0272887 & LVM0285889
14		
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26	COMES NOW the defendant, GARY COLEMAN by and through their attorney, Thomas S.	
27	Shaddix, Esq. and especially moves to quash the warrant for their arrest. <i>Additionally request</i>	
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29		
30	Dated this <u>2ND</u> day of October, 2018.	
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42		
43	This matter shall be placed on calendar on the _____ day of _____ 2018, at the	
44	hour of _____, in department _____.	
45		
46		
47		
48	DISTRICT ATTORNEY	LAS VEGAS JUSTICE CLERK



From: Alison [alison@ticketdefenders.net]
To: Gary
Cc:
Subject: Re: Court-stamped Motion for Gary Coleman

Sent: Fri 1/4/2019 2:37 PM

Hi Gary,

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~ Alison

On 1/3/2019 10:38 AM, Gary wrote:

The court's website still shows no activity on this matter for the last 3 months, it's still open and not paid, can this matter of the court be paid and closed?

Case / Citation #:
LVM0272887
LVM0285889

From: Gary [nuva2001@gmail.com]
To: 'Alison'
Cc:
Subject: RE: Court-stamped Motion for Gary Coleman

Sent: Thu 3/7/2019 11:18 AM

The Court has a warrant out for my arrest. AGAIN for the 3rd time!!! What the hell is going on here?!

From: Alison [mailto:alison@ticketdefenders.net]
Sent: Thursday, October 4, 2018 4:14 PM
To: nuva2001@gmail.com
Subject: Court-stamped Motion for Gary Coleman

Good afternoon, Mr. Coleman,

I sincerely apologize for my delay in correspondence.

From: Thomas Shaddix, Esq. [shaddixts@ticketdefenders.net]
To: nuva2001@gmail.com
Cc:
Subject:

Sent: Thu 3/7/2019 5:17 PM

Message | 20190307_171548.jpg (3 MB)

The attachment:

MTN
Thomas S. Shaddix, Esq.
Nevada Bar No. 7905
6166 S. Sandhill Rd., Ste. 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

FILED

2019 MAR -1 P 2:45

JUSTICE COURT
LAS VEGAS, NEVADA

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

Vs,

GARY COLEMAN,

Defendant.


Case No. : LVM0272887 & LVM0285889

Dept. No.:

MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through his attorney, Thomas S. Shaddix, Esq., and especially moves to quash the warrant issued for his arrest and to request fees issued for the bench warrants be waived, due to law office oversight.

Dated this 7th day of March, 2019.


Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of March, 2019,
at the hour of _____, in Department _____.

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>■ Complete items 1, 2, and 3.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>	<p>A. Signature X <i>Alison Perelman</i></p> <p>B. Received by (Printed Name) Alison Perelman</p> <p>C. Date of Delivery 10-16-19</p> <p><input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>
<p>1. Article Addressed to:</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p> <p>RECEIVED BY</p> <p>OCT 21 2019</p> <p>STATE BAR OF NEVADA</p>
<p>Thomas Shaddix, Esq. 6166 S. Sandhill Road, Suite #146 Las Vegas, NV 89120</p>	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery</p> <p><input checked="" type="checkbox"/> Certified Mail</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p> <p><input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Signature Confirmation Restricted Delivery</p>
<p>2. Article Number (Transfer from service label)</p> <p>7018 3090 0000 3915 7197</p>	
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053</p>	<p>Domestic Return Receipt</p>

SBN Exhibit 5- Page 001

ROA Page 305



SBN Exhibit 5- Page 002

ROA Page 306

STATE BAR OF NEVADA



October 30, 2019

SENT VIA CERTIFIED MAIL: 7017 2400 0000 3192 5722

Thomas Shaddix, Esq.
6166 S. Sandhill Road, Suite #146
Las Vegas, NV 89120

RE: File No. OBC19-1270 / Gary Coleman

Dear Mr. Shaddix:

3100 W. Charleston Blvd.
Suite 100
Las Vegas, NV 89102
phone 702.382.2200
toll free 800.254.2797
fax 702.385.2878

9456 Double R Blvd., Ste. B
Reno, NV 89521-5977
phone 775.329.4100
fax 775.329.0522

www.nvbar.org

The Office of Bar Counsel has received no response to our letter of October 10, 2019, copy of which is enclosed.

If no response is received from you, this grievance file will be referred to the screening panel of the Southern Nevada Disciplinary Board, which will consider the complaint on the assumption that all of the allegations made in the letter of complaint are true. In addition, the panel will be asked to consider your failure to respond as a failure to cooperate with the State Bar in its efforts to enforce Rules of Professional Conduct, which will be considered as a separate disciplinary violation pursuant to RPC 8.1(b) (Bar admission and disciplinary matters).

Please provide your response no later than November 15, 2019. In addition to a response to the underlying grievance, please explain why you did not respond to the State Bar's initial letter.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Dawn Meeks".

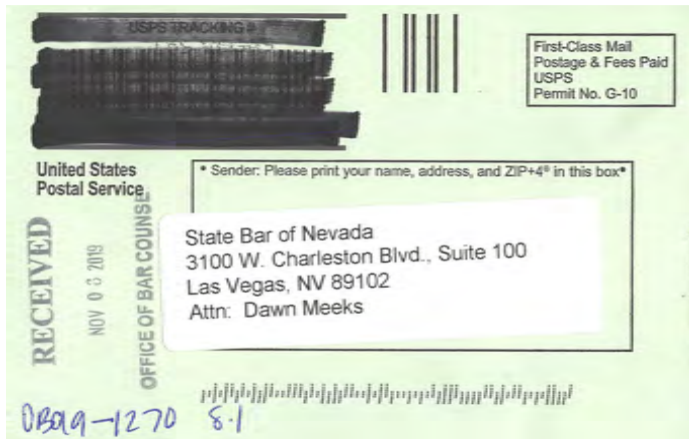
Dawn Meeks, CP
Senior Paralegal / Investigator
Office of Bar Counsel
dawnm@nvbar.org
702-317-1439

Enclosure

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ 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. 	<p>A. Signature </p> <p><input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>Alison Perelman</u></p> <p>C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p>RECEIVED BY NOV 05 2019 STATE BAR OF NEVADA</p> <p>Thomas Shaddix, Esq. 6166 S. Sandhill Road, Suite #146 Las Vegas, NV 89120</p>	<p></p>
<p>2. Return Address (Transfer from service label)</p> <p>7017 2400 0000 3192 5722</p>	<p>3. Service type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Signature Confirmation Restricted Delivery (over \$500)</p>
PS Form 3811, July 2015 PSN 7530-02-000-9053	Domestic Return Receipt

SBN Exhibit 7- Page 001

ROA Page 308



SBN Exhibit 7- Page 002

ROA Page 309

From: [Thomas Shaddix, Esq.](#)
To: [Dawn Meeks](#)
Subject: Grievance File No. OBC19-1270 / Gary Coleman
Date: Monday, October 28, 2019 4:53:14 PM

Good afternoon Ms. Meeks, I am still in the process of gathering the requested materials for the above matter. As I have had an extensive history of representation for Mr. Coleman I would appreciate a slight extension to reply.

Would November 5th be acceptable to you for the extension deadline as I will be in a lengthy hearing in Nye County the day before.

Best Regards,

Thomas Shaddix, Esq.

From: [Dawn Meeks](#)
To: [Thomas Shaddix, Esq.](#)
Subject: RE: Grievance File No. OBC19-1270 / Gary Coleman
Date: Wednesday, December 4, 2019 12:11:00 PM
Attachments: [2019-10-19 Update on Shaddix.pdf](#)
[image002.png](#)
[2019-10-19 Update on Shaddix.pdf](#)

Mr. Shaddix,

Please be advised that our office has not received a response to our letters. You requested an extension until November 5, 2019 to respond and have failed to do so. See Attached.

Please respond by **December 9, 2019**. Please confirm that you have received this email.

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

State Bar of Nevada
3100 W. Charleston Blvd., Suite 100
Las Vegas, NV 89102
www.nvbar.org

SBN seal email



Notice of Confidentiality: *The information transmitted is intended only for the person or entity to whom it is addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of, or taking any action in reliance upon, this information by anyone other than the intended recipient is not authorized.*

From: Thomas Shaddix, Esq. <thomas@shaddixlaw.com>
Sent: Monday, October 28, 2019 4:53 PM
To: Dawn Meeks <Dawnm@nvbar.org>
Subject: Grievance File No. OBC19-1270 / Gary Coleman

Good afternoon Ms. Meeks, I am still in the process of gathering the requested materials for the above matter. As I have had an extensive history of representation for Mr. Coleman I would appreciate a slight extension to reply.

Would November 5th be acceptable to you for the extension deadline as I will be in a lengthy hearing in Nye County the day before.

Best Regards,

Thomas Shaddix, Esq.

SBN Exhibit 9- Page 002

STATE BAR OF NEVADA



October 30, 2019

SENT VIA CERTIFIED MAIL: 7017 2400 0000 3192 5722

Thomas Shaddix, Esq.
6166 S. Sandhill Road, Suite #146
Las Vegas, NV 89120

RE: File No. OBC19-1270 / Gary Coleman

Dear Mr. Shaddix:

3100 W. Charleston Blvd.
Suite 100
Las Vegas, NV 89102
phone 702.382.2200
toll free 800.254.2797
fax 702.385.2878

9456 Double R Blvd., Ste. B
Reno, NV 89521-5977
phone 775.329.4100
fax 775.329.0522

www.nvbar.org

The Office of Bar Counsel has received no response to our letter of October 10, 2019, copy of which is enclosed.

If no response is received from you, this grievance file will be referred to the screening panel of the Southern Nevada Disciplinary Board, which will consider the complaint on the assumption that all of the allegations made in the letter of complaint are true. In addition, the panel will be asked to consider your failure to respond as a failure to cooperate with the State Bar in its efforts to enforce Rules of Professional Conduct, which will be considered as a separate disciplinary violation pursuant to RPC 8.1(b) (Bar admission and disciplinary matters).

Please provide your response no later than November 15, 2019. In addition to a response to the underlying grievance, please explain why you did not respond to the State Bar's initial letter.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Dawn Meeks".

Dawn Meeks, CP
Senior Paralegal / Investigator
Office of Bar Counsel
dawnm@nvbar.org
702-317-1439

Enclosure

STATE BAR OF NEVADA

October 10, 2019

Sent via Certified U.S. Mail: #7018 3090 0000 3915 7197

Thomas Shaddix, Esq.
6166 S. Sandhill Road, Suite #146
Las Vegas, NV 89120

RE: Grievance File No. OBC19-1270 / Gary Coleman

Dear Mr. Shaddix:

The Office of Bar Counsel has received the enclosed correspondence from Gary Coleman alleges professional misconduct on your part. A grievance file has been opened. Please be advised that I am the investigator assigned to this matter. My contact information is 702-317-1439 and dawnm@nvbar.org.

Please respond in writing to this grievance. Your response should address each allegation contained within Mr. Coleman's grievance and, whenever possible, all applicable documentation in support of your response should be included.


In addition to a written response, please provide our office with the following documentation:

1. A copy of the retainer agreement, intake sheets and initial interview paperwork;
2. Identify the person who met with Mr. Coleman at the initial intake;
3. Copies of your receipts for payment of retainer fees;
4. Copies of all correspondence, telephone logs, memorandum, facsimiles and electronic mail regarding Mr. Coleman; and
5. A list of employees and their function while working on the Coleman matter.

Please give this matter your immediate attention. This is a lawful demand for information from the Office of Bar Counsel in conjunction with an investigation. If no response is received from you, the screening panel of the Southern Nevada Disciplinary Board, may be asked to consider your failure to respond as a failure to cooperate with the State Bar in its efforts to enforce Rules of Professional Conduct, which will be considered as a separate disciplinary violation pursuant to RPC 8.1(b) (Bar Admission and Disciplinary Matters).

Your response is due on or before **October 25, 2019**.

Sincerely,


Dawn Meeks
Senior Investigator
Office of Bar Counsel

Enclosure



3100 W. Charleston Blvd.
Suite 100
Las Vegas, NV 89102
phone 702.382.2200
toll free 800.254.2797
fax 702.385.2878

9456 Double R Blvd., Ste. B
Reno, NV 89521-5977
phone 775.329.4100
fax 775.329.0522

www.nvbar.org

Dawn Meeks

From: nevadabarforms@gmail.com
Sent: Monday, October 7, 2019 12:46 PM
To: complaints; nevadabarforms@gmail.com
Subject: New submission from File a Complaint Online

First, Middle and Last Name
Gary Lee Coleman
Your Address
45 Maleena Mesa St Apt 225 Henderson, NV 89074 Map It
Your Email
nuva2001@gmail.com
Your Primary Telephone Number
(702) 564-1284
Attorney Information
Attorney Name
Thomas S. Shaddix
Law Firm Name
The Law Office of Thomas S. Shaddix, Esq., Traffic Ticket Defenders
Attorney Address
6166 S Sandhill Rd #146 Las Vegas, NV 89120 Map It
Previous Contact with the State Bar of Nevada
Have you previously contacted the State Bar of Nevada regarding this matter?
No
If yes, when and how did you contact us?
n/a
If known, what was the file number for the case or claim?
Citations numbers: LVM0272887, LVM0285889
Hiring the Attorney
Did you hire/retain the attorney about whom you are complaining?
Yes
When did the representation begin?
September 7, 2017
What was the fee arrangement?
No court, no traffic school, reduction of two tix to illegal parking tix

How much have you paid the lawyer to date?

\$425

Brief description of the nature of the case the attorney was engaged to handle (i.e. personal injury, criminal, malpractice)

On Aug 26, 2017 I received a traffic citation for failure to yield to a pedestrian (a bicyclist going full speed in a crosswalk hit my car as I was turning right at 2 mph as I was facing the 6pm sun on Maryland/Silverado Ranch.

On Aug 27, 2017 I received a traffic citation for 75 in a 65 zone.

(BTW these are the only two tickets I've had while living in Nevada for almost 20 years).

Names and contact information for other persons who can provide additional information concerning your complaint

n/a

Litigation**Case Name**

The State of Nevada vs. Coleman, Gary Lee

Case Number

LVM0272887, LVM0285889

Name of court or agency

Las Vegas Justice Court

Explanation of Grievance**Complaint Details**

Two years after receiving these two tickets, I am STILL waiting for my attorney (Thomas Shaddix) to pay the court on my behalf! Thus waiting for the court to officially close their status on the court's website. I am exasperated. Has the attorney absconded with my money that I paid to him, which was supposed to cover the tickets, any court costs or fines, and his fees? As a result of the attorney not paying the tickets, I have had at least SIX, yes SIX, warrants issued for my arrest! Both the attorney and his legal secretary are not returning my repeated phone messages or emails. The attorney Shaddix has never ONCE spoken to me by phone, despite my insistence to his legal secretary over and over that he call me on this matter. I finally had to go on the court's website on October 1, 2019, and pay the tickets myself, which they were already supposedly paid my him.

The court's website lists the events and hearings in this case. This mess started when I googled "traffic tickets" and attorney Shaddix's name came up for "Traffic Ticket Defenders". I called their office on September 7, 2017 and spoke to his legal secretary who explained to me how the process works, and I agreed to pay them \$425. Then attorney Shaddix went to court on October 10, 2017 and had the two tickets reduced to parking tickets. I continued to check the court website and noticed that the court said the case was still "open". I emailed his office on October 18, 2017 to ask if there had been any updates on my case yet. I did not get a response. I called his office on October 19, 2017, I left a message. I was never called back. I called all day on October 20, 2017, but no one ever answered the phone. I called again on October 23, 2017 and finally got a hold of Shaddix's legal secretary, who said everything was 'reset' to December 8, 2017. No one had contacted me about this and it was not part of our agreement, but I assumed that because he is a traffic ticket attorney, he knows what he is doing, and Shaddix's legal secretary assured me all this is normal.

Upon noticing the court's website saying the tickets are still open, I called several times to attorney Shaddix's office in January 2018, February 2018, and March 2018 to ask about the status of the tickets, and each time I was told by Shaddix's legal secretary that the tickets are still in the process of being paid. I asked them if they would send me any documents on my case. She agreed, but I never received anything in the mail or email.

Then on April 28, 2018, I was pulled over by Las Vegas Metro. I was on the way to pick up a customer because I am a Lyft / Uber driver. I had to cancel the ride. Metro asked me if I was aware that I had TWO warrants out for my arrest issued the day before. I was confused and told them I had no idea why I would have any warrants out for my arrest. Metro said the tickets were traffic related. I told them I had two citations about six months earlier, but they had been taken care of. Then Metro was confused as to why that would turn into warrants. After Metro looked into the issue further, and after discussing it with me for about 15-30 minutes, they advised me to just quit working and go home for the night and Sunday, and to call my attorney first thing Monday morning. I called attorney Shaddix's office the following Monday morning on April 30, 2018 and Shaddix's legal secretary said they would immediately file a motion to quash the two warrants. They were lifted that day but I was not told that I was clear to drive again until on Wednesday May 2, 2018.

Each day I earn about \$200, or up to \$300 on Thu-Sat. I lost work the rest of Saturday evening, Sunday, Monday, and Tuesday,

and lost the driving bonus I would have earned had I been able to work on the weekend. I also lost a driving bonus from not accumulating enough rides during the week that I needed on that Monday and Tuesday that I couldn't drive because of the warrants. Altogether I lost about \$750.

It is also unfortunate that attorney Shaddix did not even know my citations turned into warrants, and had he properly informed me about this (which it should have never gotten to that point in the first place), I certainly would not have been out driving; that put me at great risk.

I was told by attorney Shaddix's legal secretary (Alison Perelman) that another hearing would be held on May 8, 2018. I continued to try and follow up with the Law Office of Shaddix as to the status of my case because I was never sent documents that I had asked for, and phone messages were never returned. I called the court and they told me the two tickets still have not been paid, and I still owe the fines from the tickets. To say that I was not being kept apprised of the status of my case is an understatement. Alison also tried to explain to me how the last legal secretary got fired because there were several of these cases like mine that were happening. I let a few weeks go by hoping that maybe it just takes a while for attorney Shaddix's payments to the court to hit the system. Then I received a notice from the court around September 1, 2018, that said I owe them money (for the two tickets). I called the Law Office of Shaddix every five minutes for several hours until attorney Shaddix's legal secretary answered the phone and said "Hello Gary" (so they had caller ID and knew when I was calling and possibly avoided answering the phone). It was no use leaving a message because they never return my calls. I had to just keep calling in order to finally get a hold of someone. I told her that I just received a note from the court that I owed them money for the tickets. She said to disregard it.

On September 26, 2018, warrant number 3 and 4 was issued for my arrest, UNBEKNOWNST TO ME. Thus, I continued driving on September 28-30, 2018, picking up and dropping off customers, completely oblivious to the fact I could have been arrested and had my car impounded while I was working, which could have easily led to me being fired. I only found out about the warrants after I came home after work at 6am Sunday September 30, 2018 and discovered the court had called me (while I was out on the road) with the automated message that says warrants were issued for my arrest. I called the Law Office of Shaddix on Monday October 1, 2018, every five minutes, until someone answered, and politely but firmly explained the problem – again. I was told that attorney Shaddix was already in court that day, so he would file a second Motion to Quash the next day on Tuesday October 2, 2018. I was never sent an email or regular mail containing the court documents I had requested until Thursday October 4, 2018, when attorney Shaddix's legal secretary sent me a PDF Motion to Quash dated October 2, 2018. (I will note that I later learned this document does not actually legally protect me from being arrested while driving until a judge approves it and it is properly filed, so it was still unsafe to be driving).

I will note again that it is unfortunate that attorney Shaddix did not even know my citations turned into warrants a 3rd and 4th time, and had he properly informed me about this (which it should have never gotten to that point in the first place), I certainly would not have been out driving; that put me at great risk.

I was finally informed that the warrants were lifted late in the day on October 5, 2018, but I lost work from 2pm Sunday September 30, 2018 through mid-day Friday, October 5, 2018 (a total of 5.5 days). I lost about \$1,200 in ride pay, plus the bonus from not working the prior Sunday, plus I lost the bonus from not working a full week after that, so in total about \$1,400 was lost in work wages.

On January 3, 2019, I emailed attorney Shaddix's legal secretary and asked, "The court's website still shows no activity on this matter for the last 3 months, it's still open and not paid, can this matter of the court be paid and closed?" A day and a half later on January 4, 2019, I received a response, "We will be paying your fines no later than February 5th, 2019. We will mail you a letter confirming the same, once your fines have been paid in full."

Apparently attorney Shaddix never paid the tickets because I got a 5th and 6th warrant for the same matter on February 25, 2019. I was completely unaware of these warrants and continued driving as normal for Uber / Lyft during this time. Once again, attorney Shaddix was not paying attention to my case and put me at risk of arrest and losing my job as I drove unbeknownst of these warrants from February 27 to March 3, 2019, and March 5 to March 7, 2019. On March 7, 2019, the court phoned me with their automated message to alert me that I had two warrants out for my arrest. I immediately emailed the Law Office of Thomas Shaddix on March 7, 2019 and asked "The Court has a warrant out for my arrest. AGAIN for the 3rd time!!! What the hell is going on here?!" I received no reply and I needed to go to work, so I called (repeatedly every five minutes) the Law Office of Thomas Shaddix and again spoke to the legal secretary Alison Perelman who told me that when the new Motion to Quash is filed, that I'd be able to drive. (As mentioned earlier, I later learned this is NOT true, that I can still be arrested for the warrants until the Motion to Quash is signed by the judge and properly filed). Thomas Shaddix emailed me later in the day, not with a note, but just a copy of the latest Motion to Quash dated March 7, 2019. I continued driving (while not aware I was still at risk of being arrested). And interestingly, Alison Perelman had also told me (again) that this is all the court's fault because the court is not pulling the funds from a pre-funded account, that other clients are having the same problem, but I noticed that the Motion states this whole matter is "due to law office oversight".

On Wednesday March 13, 2019, I was able to ask another attorney about how these kind of warrants work, and he assured me that I can still be arrested, so stop driving now. I therefore lost March 13, 2019 due to sitting at home not earning about \$200 on the road. On March 14, 2019 the Motion to Quash was approved, and I resumed driving. Total loss for this 3rd round of warrants 5 and 6 was about \$200; cumulatively \$2,350 lost so far.

There have been no more email communications. I called the Law Office of Thomas Shaddix again in June 2019 because according to the court's website, the tickets were still not paid and the case was open, and the court website says these tickets have to be paid in 90 days, which would be June 14, 2019. It took about 200 tries of calling before the legal secretary answered. I was assured that the tickets would be paid soon. I told them that based on the timeline of the previous warrants, there are indications they will be issued again in the next couple of days. On June 19, 2019, Thomas Shaddix filed another Motion to Quash. I did not receive a copy. Note that the attorney and the legal secretary were not monitoring this issue because the Motion should have been filed much earlier than five days after the 90 days (from March 14, 2019). They only filed the Motion because I wisely alerted them to it. I further opined to Alison why the actual attorney has never talked to me about this matter. I said you would think, with all the warrants and harm these issues have caused me, that the attorney at some point would have called me himself to talk to me to clarify things, instead it seems as if he is avoiding me. She asked if I would like the attorney to call me and I said yes. She said she would let him know, and based on his availability, he'll schedule a phone call with me. I never received that phone call. Also in that conversation I mentioned that I have been losing work because of not being able to drive due to the warrants, and as Alison was blaming this issue on the court, she casually mentioned that if I sued their law office, they would simply turn around and sue the court. It was not clear to me if she was hinting to me that that is a route they prefer me to ultimately choose, or if it was a way to discourage me from doing so.

Another couple of months went by, and I continued looking at the court's website, and there were still no changes in the status of the tickets. And again, I saw that 90 days was set to expire on September 29, 2019. I did not work on September 27-29 out of fear the warrants could pop up again, which cost me about \$900. I called repeatedly to the Law Office of Shaddix on the week of September 23, 2019 to have them ward off another set of warrants and left phone messages explaining how this situation affects me. I have not been able to get a hold of them, and they have not returned any of my phone calls after I have left messages. I give up. I had no choice but to pay the two tickets (again) from my personal accounts (\$498 + \$10 processing fees) on October 1, 2019, and file a complaint with the bar now. I have lost out on approximately \$3,250 from work, another \$508 for paying tickets that were already supposed to be paid, and the \$425 I originally paid to Thomas Shaddix that has gone nowhere.

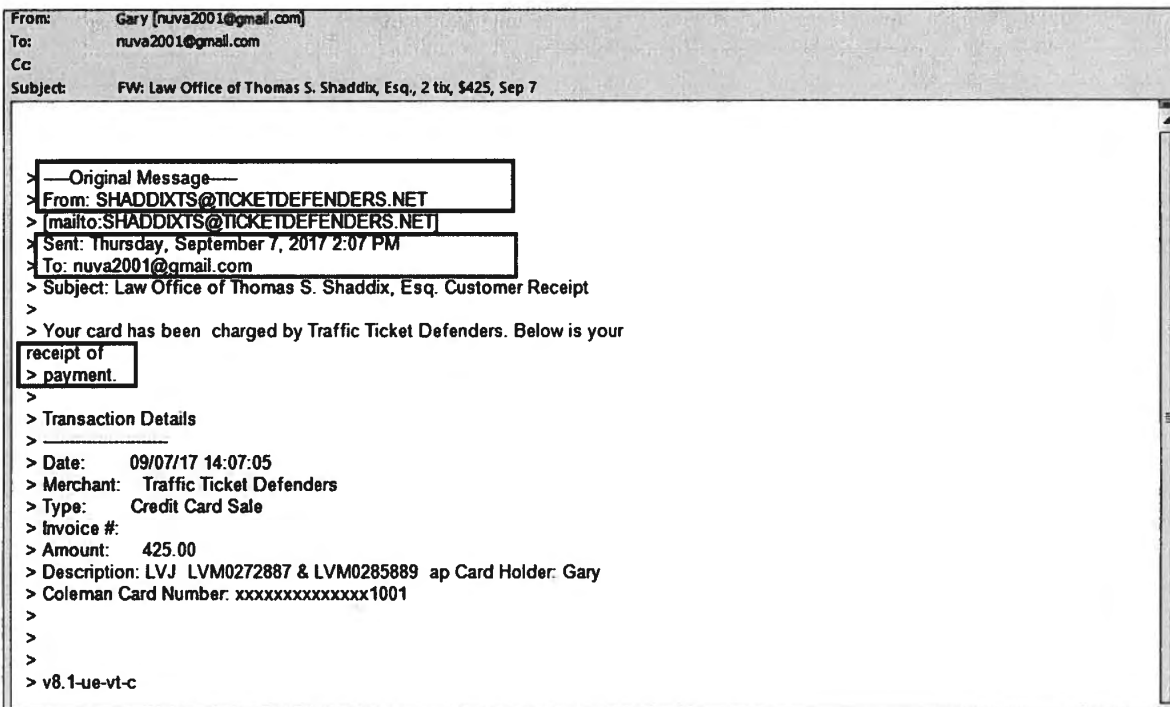
Explain what measures you have taken to resolve this matter directly with the attorney

In the detailed narrative above, I have described those measures, but simply, I have tried to call the Law Office 100's of times and not gotten a response or call back, nor a written email explanation of the problem. At this point it appears the attorney is avoiding me and left this matter in limbo.

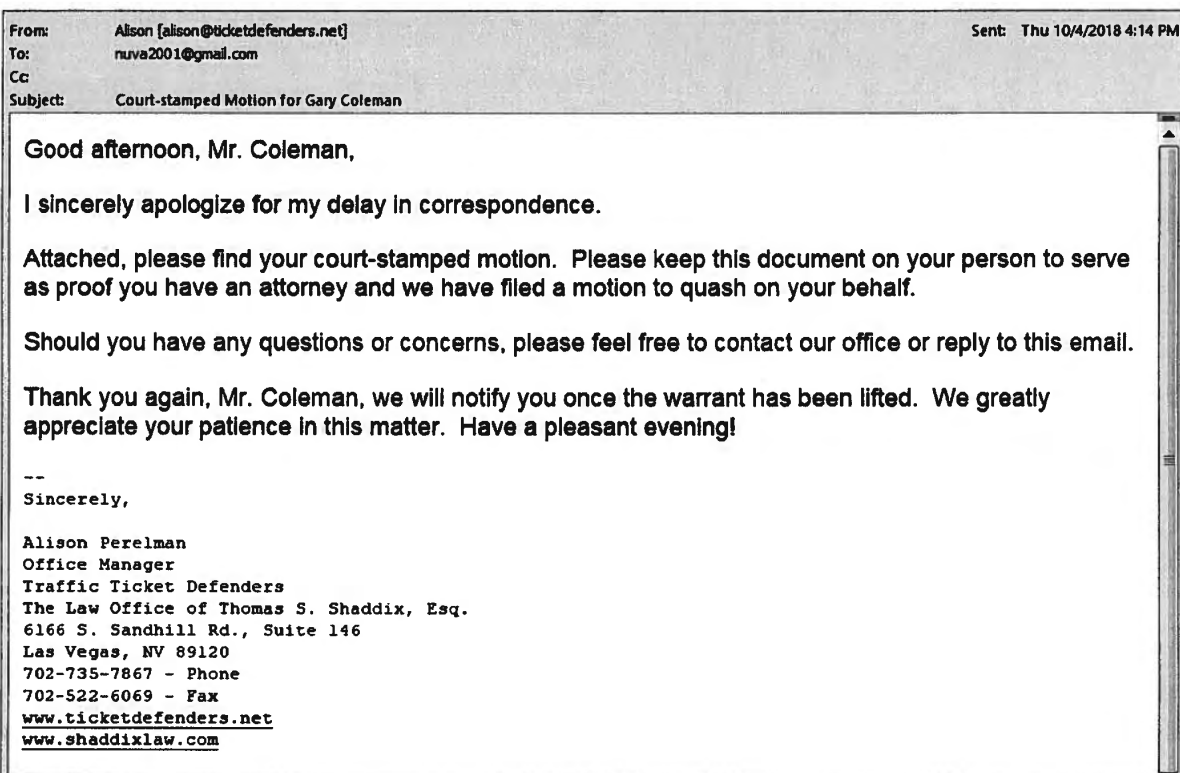
Related File(s)

- [Shaddix.docx](#)

Original payment / retainer / receipt to attorney Shaddix, paid by phone on credit card, on September 7, 2019:

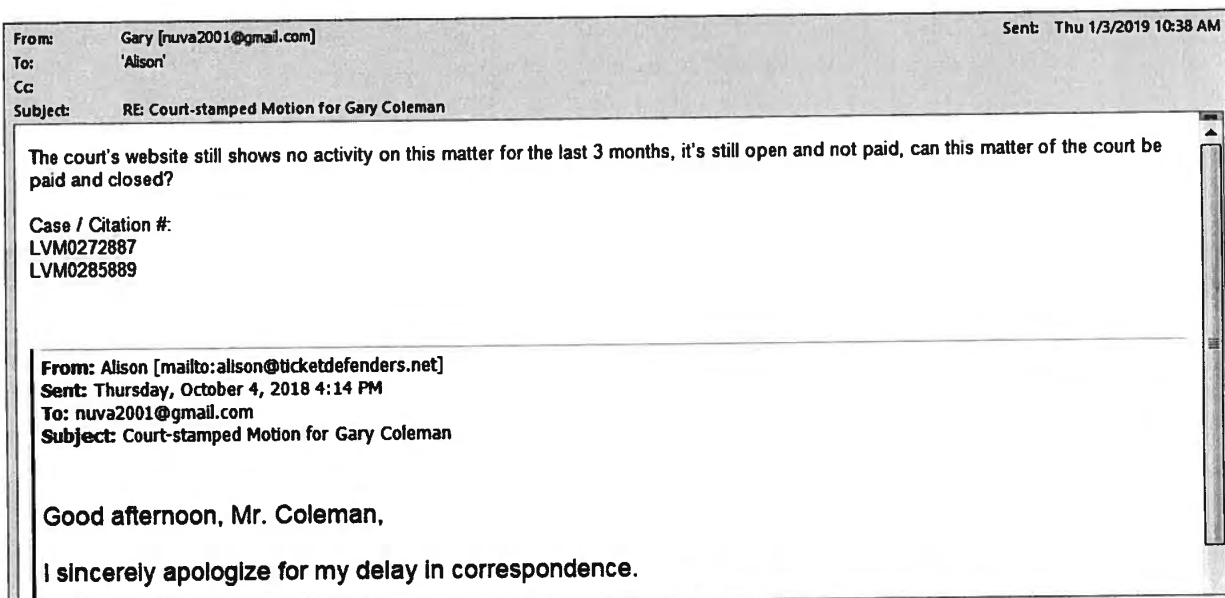
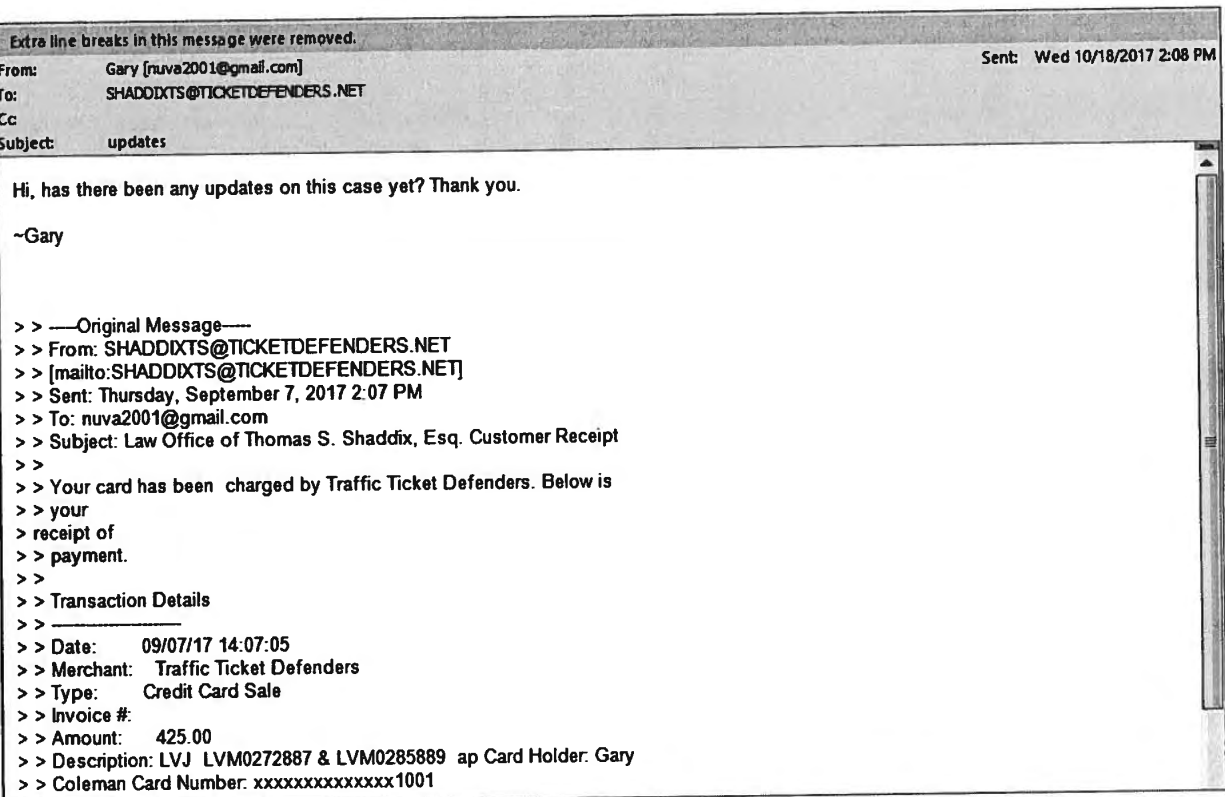


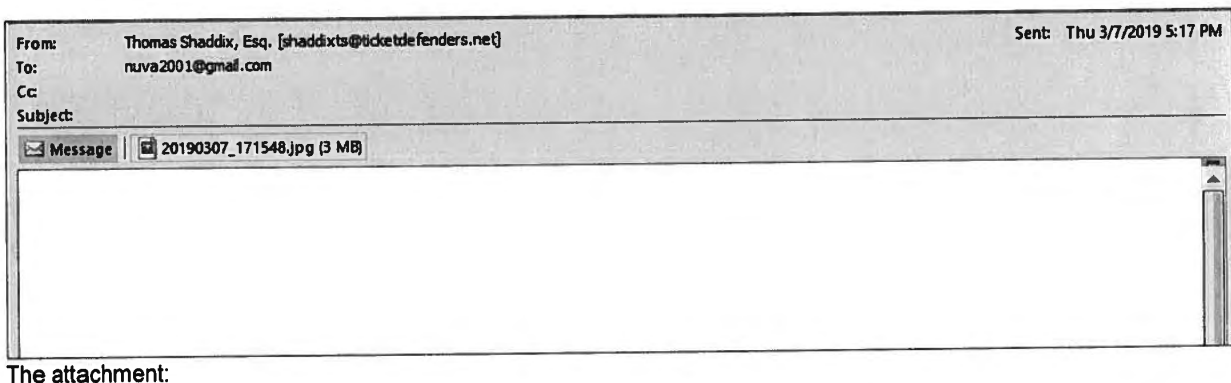
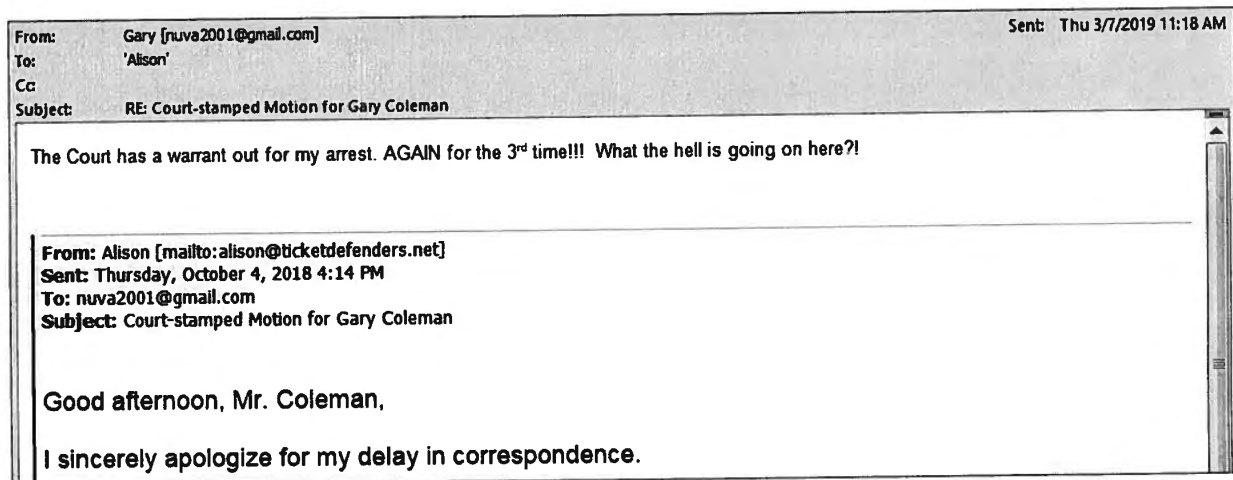
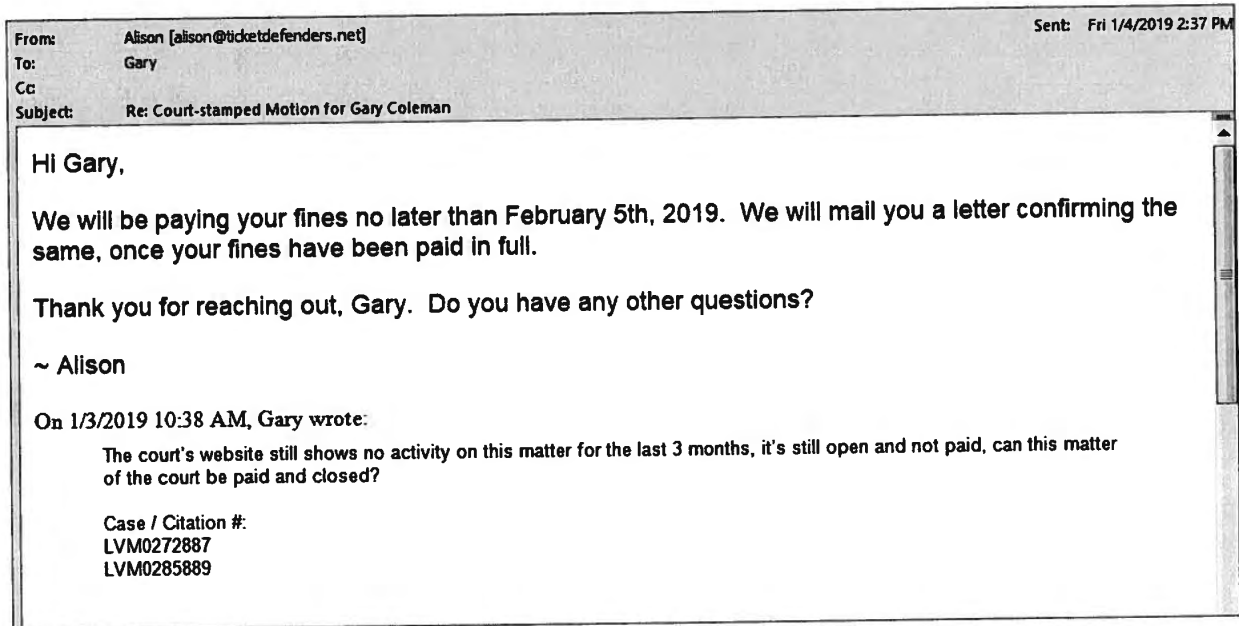
Chain of emails:



The attachment:

1	MTN	
2	Thomas S. Shaddix, ESQ	
3	Nevada Bar No. 7905	
4	6166 S. Sandhill Rd.; # 146	
5	Las Vegas, Nevada 89120	
6	702.735.7867	
7	Attorney for GARY COLEMAN	
8		
9		
10		
11		
12		
13	STATE OF NEVADA,	Case No. : LVM0272887 & LVM0285889
14		
15	Plaintiff,	Dept. No.:
16		
17	Vs.	
18		
19	GARY COLEMAN,	
20		
21	Defendant.	
22		
23		
24	<u>MOTION TO QUASH</u>	
25		
26	COMES NOW the defendant, GARY COLEMAN by and through their attorney, Thomas S.	
27	Shaddix, Esq. and especially moves to quash the warrant for their arrest. Additionally request	
28	Fees to be waived	
29		
30	Dated this <u>2ND</u> day of October, 2018.	
31		
32		
33		
34		
35		
36		
37		
38		
39		
40		
41		
42		
43	This matter shall be placed on calendar on the _____ day of _____ 2018, at the	
44	hour of _____, in department _____.	
45		
46		
47		
48	DISTRICT ATTORNEY	LAS VEGAS JUSTICE CLERK





MTN
Thomas S. Shaddix, Esq.
Nevada Bar No. 7905
6166 S. Sandhill Rd., Ste. 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

FILED

2019 MAR -7 P 2:45

JUSTICE COURT
LAS VEGAS, NEVADA
BY PS

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

Vs,

GARY COLEMAN,

Defendant.

Case No. : LVM0272887 & LVM0285889

Dept. No.:

MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through his attorney, Thomas S. Shaddix, Esq., and especially moves to quash the warrant issued for his arrest and to request fees issued for the bench warrants be waived, due to law office oversight.

Dated this 7th day of March, 2019.

Thomas S. Shaddix
Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of March, 2019,
at the hour of _____, in Department _____.

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK

From: [Microsoft Outlook](#)
To: [Thomas Shaddix, Esq.](#)
Subject: Relayed: RE: Grievance File No. OBC19-1270 / Gary Coleman
Date: Wednesday, December 4, 2019 12:13:02 PM
Attachments: [RE: Grievance File No. OBC19-1270 / Gary Coleman.msg](#)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:
Thomas Shaddix, Esq. (thomas@shaddixlaw.com) <mailto:thomas@shaddixlaw.com>
Subject: RE: Grievance File No. OBC19-1270 / Gary Coleman

From: [Gary](#)
To: [Dawn Meeks](#)
Subject: case information from court's website
Date: Wednesday, January 8, 2020 1:19:54 PM
Attachments: [Traffic Case Records - Search Results.docx](#)
[Case No. \[REDACTED\] 167.docx](#)
[Case No. \[REDACTED\] 169.docx](#)

Hello Dawn:

Here are 3 short Word documents to be added to our case file that contains screenshots of my two cases. The 1st file just shows the search results for my two cases (now closed), and the 2nd & 3rd files are the two cases themselves.

~Gary
702-564-1284

Traffic Case Records Search Results

[Skip to Main Content](#) [Logout My Account](#) [Search Menu](#) [New Traffic Search](#) [Refine Search](#)

Location : Traffic [Help](#)

Record Count: 4

Search By: Defendant Party Search Mode: Name Last Name: coleman First Name: gary All All Sort By: Filed Date

Case Number	Citation Number	Defendant Info	Filed/Location	Type/Status	Charge(s)
LVM0272887	LVM0272887	Coleman, Gary Lee	09/05/2017 Traffic	Traffic Closed	ILLEGAL PARKING
LVM0285889	LVM0285889	Coleman, Gary Lee	09/05/2017 Traffic	Traffic Closed	ILLEGAL PARKING

REGISTER OF ACTIONS

The State of Nevada vs. Coleman, Gary Lee

Case Type: Traffic
Date Filed: 09/05/2017
Location: Traffic

PARTY INFORMATION

Defendant	Coleman, Gary Lee
-----------	-------------------

Lead Attorneys
Thomas S. Shaddix
Retained
702-430-8420(W)

CHARGE INFORMATION

Charges: Coleman, Gary Lee
1. ILLEGAL PARKING

Statute
484.399(1)

Level
Misdemeanor

Date
08/26/2017

EVENTS & ORDERS OF THE COURT

OTHER EVENTS AND HEARINGS

09/05/2017	Citation
09/05/2017	Citation Image
09/05/2017	Traffic School 1 Citation 5 Hour Requirement (0 PT) (0) Points Upon Completion of 5 Hour Traffic School
10/10/2017	Attorney Session (1:00 PM) (Judicial Officer Doto, David M) 10/03/2017 Reset by Court to 10/10/2017
	Result: Hearing Held
10/10/2017	Court Entry
10/10/2017	Court Entry
10/10/2017	Plea of Not Guilty Entered
12/08/2017	Pretrial Hearing (1:30 PM) () Result: Hearing Held
12/08/2017	Court Entry
12/08/2017	Plea of Guilty Entered
12/08/2017	Pay in Full
03/23/2018	Late Notice Sent
04/26/2018	\$100 Compliance Fee Assessed
04/26/2018	Forwarded to Las Vegas Justice Court Collections
04/26/2018	Collections (HH) - 1st Party
04/27/2018	\$150 Warrant Administration Fee Assessed
04/27/2018	Warrant Issued to DPS
04/30/2018	Warrant Recalled
04/30/2018	Warrant Cleared (NCJIS)
05/08/2018	Attorney Session (8:00 AM) (Judicial Officer Kwon, Sunny) Result: Hearing Held
05/08/2018	Court Entry
05/08/2018	Court Entry
05/08/2018	Court Recalled from Collections
05/08/2018	Pay in Full
05/08/2018	Plea of Guilty Entered
05/17/2018	Recalled Collections (HH) - 1st Party
08/23/2018	Late Notice Sent
09/26/2018	\$100 Compliance Fee Assessed
09/26/2018	Forwarded to Las Vegas Justice Court Collections
09/26/2018	\$150 Warrant Administration Fee Assessed
09/26/2018	Warrant Issued to DPS
09/26/2018	Collections (HH) - 1st Party
10/02/2018	Motion
10/02/2018	Court Entry
10/03/2018	Court Entry
10/05/2018	Court Recalled from Collections
10/05/2018	Motion MOTION APPROVED IN PART; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS
10/05/2018	Pay in Full
10/05/2018	Warrant Recalled
10/05/2018	Warrant Cleared (NCJIS)
10/05/2018	Recalled Collections (HH) - 1st Party
01/22/2019	Late Notice Sent
02/25/2019	\$100 Compliance Fee Assessed
02/25/2019	Forwarded to Las Vegas Justice Court Collections
02/25/2019	\$150 Warrant Administration Fee Assessed
02/25/2019	Warrant Issued to DPS
02/25/2019	Collections (HH) - 1st Party
03/07/2019	Motion
03/07/2019	Court Entry
03/14/2019	Court Recalled from Collections
03/14/2019	Motion MOTION APPROVED; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS
03/14/2019	Pay in Full
03/14/2019	Warrant Recalled
03/14/2019	Warrant Cleared (NCJIS)
03/14/2019	Recalled Collections (HH) - 1st Party
06/19/2019	Court Entry
06/19/2019	Motion
06/28/2019	Court Recalled from Collections
06/28/2019	Motion MOTION APPROVE TO QUASH WARRANT; PAY IN 90 DAYS
06/28/2019	Pay in Full
06/29/2019	Late Notice Sent
10/28/2019	Citation Auto Close 6 - Pay In Full

FINANCIAL INFORMATION

	Defendant Coleman, Gary Lee		
	Total Financial Assessment		203.00
	Total Payments and Credits		203.00
	Balance Due as of 01/08/2020		0.00
09/05/2017	Transaction Assessment		198.00
04/26/2018	Transaction Assessment		100.00
04/27/2018	Transaction Assessment		150.00
09/26/2018	Transaction Assessment		100.00
09/26/2018	Transaction Assessment		150.00
02/25/2019	Transaction Assessment		100.00
02/25/2019	Transaction Assessment		150.00
10/01/2019	Web	Receipt # T-2019-232298	Coleman, Gary Lee
10/01/2019	Transaction Assessment		(198.00)
10/01/2019	Web	Receipt # T-2019-232299	Coleman, Gary Lee
10/01/2019	HPS Credit		5.00
			(0.50)
			(4.50)

REGISTER OF ACTIONS

CASE No. LVM0285889

The State of Nevada vs. Coleman, Gary Lee

Case Type: Traffic
Date Filed: 09/05/2017
Location: Traffic

PARTY INFORMATION

Defendant Coleman, Gary Lee

Lead Attorneys
Thomas S. Shaddix
Retained
702-430-8420(W)

CHARGE INFORMATION

Charges: Coleman, Gary Lee

1. ILLEGAL PARKING

Statute
484.399(1)Level
MisdemeanorDate
08/27/2017

EVENTS & ORDERS OF THE COURT

OTHER EVENTS AND HEARINGS

09/05/2017 Citation
09/05/2017 Citation Image
09/05/2017 Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)
(0) Points Upon Completion of 5 Hour Traffic School
10/10/2017 Attorney Session (1:00 PM) (Judicial Officer Doto, David M)
10/03/2017 Reset by Court to 10/10/2017
Result: Hearing Held
10/10/2017 Court Entry
10/10/2017 Court Entry
10/10/2017 Plea of Not Guilty Entered
12/08/2017 Pretrial Hearing (1:30 PM) ()
Result: Hearing Held
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12/08/2017 Plea of Guilty Entered
12/08/2017 Pay in Full
03/23/2018 Late Notice Sent
04/26/2018 \$100 Compliance Fee Assessed
04/26/2018 Forwarded to Las Vegas Justice Court Collections
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04/27/2018 \$150 Warrant Administration Fee Assessed
04/27/2018 Warrant Issued to DPS
04/30/2018 Warrant Recalled
04/30/2018 Warrant Cleared (NCJIS)
05/08/2018 Attorney Session (8:00 AM) (Judicial Officer Kwon, Sunny)
Result: Hearing Held
05/08/2018 Court Entry
05/08/2018 Court Entry
05/08/2018 Court Recalled from Collections
05/08/2018 Pay in Full
05/08/2018 Plea of Guilty Entered
05/17/2018 Recalled Collections (HH) - 1st Party
08/23/2018 Late Notice Sent
09/26/2018 \$100 Compliance Fee Assessed
09/26/2018 Forwarded to Las Vegas Justice Court Collections
09/26/2018 \$150 Warrant Administration Fee Assessed
09/26/2018 Warrant Issued to DPS
09/26/2018 Collections (HH) - 1st Party
10/02/2018 Motion
10/02/2018 Court Entry
10/03/2018 Court Entry
10/05/2018 Court Recalled from Collections
10/05/2018 Motion
MOTION APPROVED IN PART; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS
10/05/2018 Pay in Full
10/05/2018 Warrant Recalled
10/05/2018 Warrant Cleared (NCJIS)
10/05/2018 Recalled Collections (HH) - 1st Party
01/22/2019 Late Notice Sent
02/25/2019 \$100 Compliance Fee Assessed
02/25/2019 Forwarded to Las Vegas Justice Court Collections
02/25/2019 \$150 Warrant Administration Fee Assessed
02/25/2019 Warrant Issued to DPS
02/25/2019 Collections (HH) - 1st Party
03/07/2019 Motion
03/07/2019 Court Entry
03/14/2019 Court Recalled from Collections
03/14/2019 Motion
MOTION APPROVED; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS
03/14/2019 Pay in Full
03/14/2019 Warrant Recalled
03/14/2019 Warrant Cleared (NCJIS)
03/14/2019 Recalled Collections (HH) - 1st Party
06/19/2019 Court Entry
06/19/2019 Motion
06/28/2019 Court Recalled from Collections
06/28/2019 Motion
MOTION APPROVE TO QUASH WARRANT; PAY IN 90 DAYS
06/28/2019 Pay in Full
06/29/2019 Late Notice Sent
10/28/2019 Citation Auto Close 6 - Pay In Full

FINANCIAL INFORMATION

Defendant Coleman, Gary Lee			
Total Financial Assessment			203.00
Total Payments and Credits			203.00
Balance Due as of 01/08/2020			0.00
09/05/2017 Transaction Assessment			148.00
04/26/2018 Transaction Assessment			100.00
04/27/2018 Transaction Assessment			150.00
09/26/2018 Transaction Assessment			100.00
09/26/2018 Transaction Assessment			150.00
02/25/2019 Transaction Assessment			100.00
02/25/2019 Transaction Assessment			150.00
10/01/2019 Web	Receipt # T-2019-232321	Coleman, Gary Lee	(198.00)
10/01/2019 Transaction Assessment			5.00
10/01/2019 Web	Receipt # T-2019-232322	Coleman, Gary Lee	(0.50)
10/01/2019 HPS Credit			(4.50)

From: [Dawn Meeks](#)
To: [Gary](#)
Subject: RE: case information from court's website
Date: Wednesday, January 8, 2020 1:20:00 PM
Attachments: [image001.png](#)

Thank you!

Dawn Meeks, CP

Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

State Bar of Nevada
3100 W. Charleston Blvd., Suite 100
Las Vegas, NV 89102
www.nvbar.org



Notice of Confidentiality: *The information transmitted is intended only for the person or entity to whom it is addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of, or taking any action in reliance upon, this information by anyone other than the intended recipient is not authorized.*

From: Gary <nuva2001@gmail.com>
Sent: Wednesday, January 8, 2020 1:20 PM
To: Dawn Meeks <Dawnm@nvbar.org>
Subject: case information from court's website

Hello Dawn:

Here are 3 short Word documents to be added to our case file that contains screenshots of my two cases. The 1st file just shows the search results for my two cases (now closed), and the 2nd & 3rd files are the two cases themselves.

~Gary
702-564-1284

From: [Dawn Meeks](#)
To: LVMCRecords@lasvegasnevada.gov
Subject: State Bar of Nevada Records Request
Date: Wednesday, January 8, 2020 12:55:00 PM
Attachments: [image1.png](#)
[2020.01.08 Records Request Coleman.pdf](#)

Dear Sir or Madam.

I am conducting a confidential investigation of Attorney Thomas Shaddix. He was retained to represent Gary Coleman who submitted a complaint to the State Bar of Nevada. As such, I am seeking to obtain copies of court documents relating to the two traffic tickets. I have attached a request for this information. You may fax the documents to me or email me, whichever is more convenient.

Thank you.

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

State Bar of Nevada
3100 W. Charleston Blvd., Suite 100
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www.nvbar.org

SBN seal email



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From: [Dawn Meeks](#)
To: [Thomas Shaddix, Esq.](#)
Subject: RE: Grievance File No. OBC19-1270 / Gary Coleman
Date: Wednesday, January 22, 2020 10:31:00 AM
Attachments: [image21.png](#)

Mr. Shaddix,

The State Bar has not received a response to our two previous letters. Your matter will be presented to a Screening Panel.

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

State Bar of Nevada
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From: Dawn Meeks
Sent: Wednesday, December 4, 2019 12:11 PM
To: Thomas Shaddix, Esq. <thomas@shaddixlaw.com>
Subject: RE: Grievance File No. OBC19-1270 / Gary Coleman

Mr. Shaddix,

Please be advised that our office has not received a response to our letters. You requested an extension until November 5, 2019 to respond and have failed to do so. See Attached.

Please respond by **December 9, 2019**. Please confirm that you have received this email.

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel

Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

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From: Thomas Shaddix, Esq. <thomas@shaddixlaw.com>
Sent: Monday, October 28, 2019 4:53 PM
To: Dawn Meeks <Dawnm@nvbar.org>
Subject: Grievance File No. OBC19-1270 / Gary Coleman

Good afternoon Ms. Meeks, I am still in the process of gathering the requested materials for the above matter. As I have had an extensive history of representation for Mr. Coleman I would appreciate a slight extension to reply.

Would November 5th be acceptable to you for the extension deadline as I will be in a lengthy hearing in Nye County the day before.

Best Regards,

Thomas Shaddix, Esq.

From: [Microsoft Outlook](#)
To: [Thomas Shaddix, Esq.](#)
Subject: Relayed: RE: Grievance File No. OBC19-1270 / Gary Coleman
Date: Wednesday, January 22, 2020 10:31:21 AM
Attachments: [RE: Grievance File No. OBC19-1270 / Gary Coleman.msg](#)

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:
Thomas Shaddix, Esq. (thomas@shaddixlaw.com) <mailto:thomas@shaddixlaw.com>
Subject: RE: Grievance File No. OBC19-1270 / Gary Coleman

From: [Gary](#)
To: [Dawn Meeks](#)
Subject: RE: case information from court's website
Date: Wednesday, January 22, 2020 9:17:21 PM
Attachments: [image001.png](#)

Hi, I just saw this email...

I did another search through my emails (I keep everything), I do not see a response to my email of October 18, 2017.

I had to call Shaddix's office the next day, October 19, 2017, and I left a message. I was never called back. I called all day on October 20, 2017, but no one ever answered the phone. I called again on October 23, 2017 and finally got a hold of Shaddix's legal secretary, who said everything was 'reset' to December 8, 2017.

I was told the \$425 fee would cover everything including any fines, attorney fees, any and all court costs.

(Also, after this process is over, I plan on writing a letter to Shaddix demanding my original \$425 back since the court never received it from him, and I ended up having to pay my own tickets anyway for \$508.)

~ Gary

From: Dawn Meeks [mailto:Dawnm@nvbar.org]
Sent: Wednesday, January 22, 2020 11:47 AM
To: Gary
Subject: RE: case information from court's website

Mr. Coleman,

I have a couple of follow up questions....

Did you receive a response to your email of October 18, 2017?

Also, what were you told the \$425 fee would cover?

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
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Direct Dial: (702) 317-1439
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From: Gary <nuva2001@gmail.com>
Sent: Wednesday, January 8, 2020 1:20 PM
To: Dawn Meeks <Dawnm@nvbar.org>
Subject: case information from court's website

Hello Dawn:

Here are 3 short Word documents to be added to our case file that contains screenshots of my two cases. The 1st file just shows the search results for my two cases (now closed), and the 2nd & 3rd files are the two cases themselves.

~Gary
702-564-1284

From: [Dawn Meeks](#)
To: [Gary](#)
Subject: RE: case information from court's website
Date: Thursday, January 23, 2020 8:42:00 AM
Attachments: [image001.png](#)

Thank you. I have prepared my investigation report. An Assistant Bar Counsel will be assigned and the matter will be presented to a Screening Panel with a recommendation. You will receive a letter from our office with the outcome.

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

State Bar of Nevada
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From: Gary <nuva2001@gmail.com>
Sent: Wednesday, January 22, 2020 9:17 PM
To: Dawn Meeks <Dawnm@nvbar.org>
Subject: RE: case information from court's website

Hi, I just saw this email...

I did another search through my emails (I keep everything), I do not see a response to my email of October 18, 2017.

I had to call Shaddix's office the next day, October 19, 2017, and I left a message. I was never called back. I called all day on October 20, 2017, but no one ever answered the phone. I called again on October 23, 2017 and finally got a hold of Shaddix's legal secretary, who said everything was 'reset' to December 8, 2017.

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\$508.)

~ Gary

From: Dawn Meeks [<mailto:Dawnm@nvbar.org>]
Sent: Wednesday, January 22, 2020 11:47 AM
To: Gary
Subject: RE: case information from court's website

Mr. Coleman,

I have a couple of follow up questions....

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Also, what were you told the \$425 fee would cover?

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
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From: Gary <nuva2001@gmail.com>
Sent: Wednesday, January 8, 2020 1:20 PM
To: Dawn Meeks <Dawnm@nvbar.org>
Subject: case information from court's website

Hello Dawn:

Here are 3 short Word documents to be added to our case file that contains screenshots of my two cases. The 1st file just shows the search results for my two cases (now closed), and the 2nd & 3rd files

are the two cases themselves.

~Gary
702-564-1284

From: thomas@shaddixlaw.com
To: [Dawn Meeks](#)
Subject: Re: Grievance File No. OBC19-1270 / Gary Coleman
Date: Thursday, March 12, 2020 3:47:20 PM

On 2020-01-22 10:31, Dawn Meeks wrote:

> Mr. Shaddix,
>
> The State Bar has not received a response to our two previous letters.
> Your matter will be presented to a Screening Panel.
>
> DAWN MEEKS, CP
>
> Senior Certified Paralegal / Investigator
>
> Office of Bar Counsel
>
> DIRECT DIAL: (702) 317-1439
>
> MAIN NUMBER: (702) 382-2200
>
> State Bar of Nevada
>
> 3100 W. Charleston Blvd., Suite 100
>
> Las Vegas, NV 89102
>
> WWW.NVBAR.ORG [1]
>
> _NOTICE OF CONFIDENTIALITY:_ The information transmitted is intended
> only for the person or entity to whom it is addressed and may contain
> confidential and/or privileged material. Any review, retransmission,
> dissemination or other use of, or taking any action in reliance upon,
> this information by anyone other than the intended recipient is not
> authorized._
>
> FROM: Dawn Meeks
> SENT: Wednesday, December 4, 2019 12:11 PM
> TO: Thomas Shaddix, Esq. <thomas@shaddixlaw.com>
> SUBJECT: RE: Grievance File No. OBC19-1270 / Gary Coleman
>
> Mr. Shaddix,
>
> Please be advised that our office has not received a response to our
> letters. You requested an extension until November 5, 2019 to respond
> and have failed to do so. See Attached.
>
> Please respond by DECEMBER 9, 2019. Please confirm that you have
> received this email.
>
> DAWN MEEKS, CP
>
> Senior Certified Paralegal / Investigator
>
> Office of Bar Counsel

>
> DIRECT DIAL: (702) 317-1439
>
> MAIN NUMBER: (702) 382-2200
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> authorized._
>
> FROM: Thomas Shaddix, Esq. <thomas@shaddixlaw.com>
> SENT: Monday, October 28, 2019 4:53 PM
> TO: Dawn Meeks <Dawnm@nvbar.org>
> SUBJECT: Grievance File No. OBC19-1270 / Gary Coleman
>
> Good afternoon Ms. Meeks, I am still in the process of gathering the
> requested materials for the above matter. As I have had an extensive
> history of representation for Mr. Coleman I would appreciate a slight
> extension to reply.
>
> Would November 5th be acceptable to you for the extension deadline as
> I will be in a lengthy hearing in Nye County the day before.
>
> Best Regards,
>
> Thomas Shaddix, Esq.
>
> Links:
> -----
> [1] <http://www.nvbar.org/>
Good afternoon Ms. Meeks,

I was unaware this matter remained unresolved and I believe I may have been mistaken in believing this matter involved my client Dwayne Coleman rather than a Gary Coleman (perhaps Dwayne or Gary is a middle name?). Can you please clarify this discrepancy and update me as to the current status and what steps I may take to resolve this as soon as possible please. I may be contacted by return e-mail or directly at (702) 285-7702.

Thank you,

Thomas Shaddix, Esq.

From: [Dawn Meeks](#)
To: [Thomas Shaddix, Esq.](#)
Cc: [Daniel Young](#); [Sonia Del Rio](#)
Subject: State Bar of Nevada Communication re OBC20-0249
Date: Thursday, March 26, 2020 8:55:00 AM
Attachments: [image002.png](#)
[2020.02.26 Shaddix.pdf](#)
[2020.03.26 Shaddix 01-1tr.pdf](#)

Mr. Shaddix,

Per my conversation with you yesterday evening, attached please find the grievance relating to Judge Allf's grievance of *Madsen v. Shaddix*. Your response in this case is due **APRIL 8, 2020**. Please email your response to me.

As for answering the formal complaint filed in the Gary Coleman matter (OBC19-0249), you will receive communication from Hearing Paralegal Sonia Del Rio with instruction. Sonia is the point of contact for the hearings. I have copied Sonia and Assistant Bar Counsel Daniel Young on this email.

Please confirm that you have received this email.

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

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Original payment / retainer / receipt to attorney Shaddix, paid by phone on credit card, on September 7, 2019:

From: Gary [nuva2001@gmail.com]
To: nuva2001@gmail.com
Cc:
Subject: FW: Law Office of Thomas S. Shaddix, Esq., 2 tix, \$425, Sep 7

> -----Original Message-----
> From: SHADDIXTS@TICKETDEFENDERS.NET
> [mailto:SHADDIXTS@TICKETDEFENDERS.NET]
> Sent: Thursday, September 7, 2017 2:07 PM
> To: nuva2001@gmail.com
> Subject: Law Office of Thomas S. Shaddix, Esq. Customer Receipt
>
> Your card has been charged by Traffic Ticket Defenders. Below is your
> receipt of
> payment.
>
> Transaction Details
> -----
> Date: 09/07/17 14:07:05
> Merchant: Traffic Ticket Defenders
> Type: Credit Card Sale
> Invoice #:
> Amount: 425.00
> Description: LVJ LVM0272887 & LVM0285889 ap Card Holder: Gary
> Coleman Card Number: xxxxxxxxxxxxxx1001
>
>
>
> v8.1-ue-vt-c

Chain of emails:

From: Alison [alison@ticketdefenders.net] Sent: Thu 10/4/2018 4:14 PM
To: nuva2001@gmail.com
Cc:
Subject: Court-stamped Motion for Gary Coleman

Good afternoon, Mr. Coleman,

I sincerely apologize for my delay in correspondence.

Attached, please find your court-stamped motion. Please keep this document on your person to serve as proof you have an attorney and we have filed a motion to quash on your behalf.

Should you have any questions or concerns, please feel free to contact our office or reply to this email.

Thank you again, Mr. Coleman, we will notify you once the warrant has been lifted. We greatly appreciate your patience in this matter. Have a pleasant evening!

--
Sincerely,

Alison Perelman
Office Manager
Traffic Ticket Defenders
The Law Office of Thomas S. Shaddix, Esq.
6166 S. Sandhill Rd., Suite 146
Las Vegas, NV 89120
702-735-7867 - Phone
702-522-6069 - Fax
www.ticketdefenders.net
www.shaddixlaw.com

The attachment:

1	MTN	
2	Thomas S. Shaddix, ESQ	
3	Nevada Bar No. 7905	
4	6166 S. Sandhill Rd.; # 146	
5	Las Vegas, Nevada 89120	
6	702.735.7867	
7	Attorney for GARY COLEMAN	
8		
9		
10		
11		
12		
13	STATE OF NEVADA,	Case No. : LVM0272887 & LVM0285889
14		
15	Plaintiff,	Dept. No.:
16		
17	Vs.	
18		
19	GARY COLEMAN,	
20		
21	Defendant.	
22		
23		
24		MOTION TO QUASH
25		
26		COMES NOW the defendant, GARY COLEMAN by and through their attorney, Thomas S.
27		Shaddix, Esq. and especially moves to quash the warrant for their arrest. <i>Additionally request</i>
28		<i>fees to be waived</i>
29		
30		Dated this <u>2ND</u> day of October, 2018.
31		
32		
33		
34		
35		<i>Thomas S. Shaddix</i>
36		Thomas S. Shaddix, Esq.
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42		
43		This matter shall be placed on calendar on the _____ day of _____ 2018, at the
44		hour of _____, in department _____.
45		
46		
47		
48	DISTRICT ATTORNEY	LAS VEGAS JUSTICE CLERK

Extra line breaks in this message were removed.

From: Gary [nuva2001@gmail.com]
To: SHADDIXTS@TICKETDEFENDERS.NET
Cc:
Subject: updates

Sent: Wed 10/18/2017 2:08 PM

Hi, has there been any updates on this case yet? Thank you.

~Gary

> > -----Original Message-----

> > From: SHADDIXTS@TICKETDEFENDERS.NET
> > [mailto:SHADDIXTS@TICKETDEFENDERS.NET]
> > Sent: Thursday, September 7, 2017 2:07 PM
> > To: nuva2001@gmail.com
> > Subject: Law Office of Thomas S. Shaddix, Esq. Customer Receipt
> >
> > Your card has been charged by Traffic Ticket Defenders. Below is
> > your
> > receipt of
> > payment.
> >
> > Transaction Details
> > -----
> > Date: 09/07/17 14:07:05
> > Merchant: Traffic Ticket Defenders
> > Type: Credit Card Sale
> > Invoice #:
> > Amount: 425.00
> > Description: LVJ LVM0272887 & LVM0285889 ap Card Holder: Gary
> > Coleman Card Number: xxxxxxxxxxxxxx1001

From: Gary [nuva2001@gmail.com]
To: 'Alison'
Cc:
Subject: RE: Court-stamped Motion for Gary Coleman

Sent: Thu 1/3/2019 10:38 AM

The court's website still shows no activity on this matter for the last 3 months, it's still open and not paid, can this matter of the court be paid and closed?

Case / Citation #:
LVM0272887
LVM0285889

From: Alison [mailto:alison@ticketdefenders.net]
Sent: Thursday, October 4, 2018 4:14 PM
To: nuva2001@gmail.com
Subject: Court-stamped Motion for Gary Coleman

Good afternoon, Mr. Coleman,

I sincerely apologize for my delay in correspondence.

From: Alison [alison@ticketdefenders.net] Sent: Fri 1/4/2019 2:37 PM
To: Gary
Cc:
Subject: Re: Court-stamped Motion for Gary Coleman

Hi Gary,

We will be paying your fines no later than February 5th, 2019. We will mail you a letter confirming the same, once your fines have been paid in full.

Thank you for reaching out, Gary. Do you have any other questions?

~ Alison

On 1/3/2019 10:38 AM, Gary wrote:

The court's website still shows no activity on this matter for the last 3 months, it's still open and not paid, can this matter of the court be paid and closed?

Case / Citation #:
LVM0272887
LVM0285889

From: Gary [nuva2001@gmail.com] Sent: Thu 3/7/2019 11:18 AM
To: 'Alison'
Cc:
Subject: RE: Court-stamped Motion for Gary Coleman

The Court has a warrant out for my arrest. AGAIN for the 3rd time!!! What the hell is going on here?!

From: Alison [mailto:alison@ticketdefenders.net]
Sent: Thursday, October 4, 2018 4:14 PM
To: nuva2001@gmail.com
Subject: Court-stamped Motion for Gary Coleman

Good afternoon, Mr. Coleman,

I sincerely apologize for my delay in correspondence.

From: Thomas Shaddix, Esq. [shaddixts@ticketdefenders.net] Sent: Thu 3/7/2019 5:17 PM
To: nuva2001@gmail.com
Cc:
Subject:

Message | 20190307_171548.jpg (3 MB)

The attachment:

SBN Exhibit 20- Page 004

ROA Page 345

MTN
Thomas S. Shaddix, ESQ
Nevada Bar No. 7905
6166 S. Sandhill Rd., Ste. 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

FILED

2019 MAR -7 P 2:45

JUSTICE COURT
LAS VEGAS, NEVADA

BY JB

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

Vs.

GARY COLEMAN,

Defendant.

Case No. : LVM0272887 & LVM0285889

Dept. No.:

MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through his attorney, Thomas S. Shaddix, Esq., and especially moves to quash the warrant issued for his arrest and to request fees issued for the bench warrants be waived, due to law office oversight.

Dated this 7th day of March, 2019.

Thomas S. Shaddix
Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of March, 2019,
at the hour of _____, in Department _____.

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK

Dawn Meeks

From: Joe Tommasino <Joe.Tommasino@clarkcountynv.gov>
Sent: Friday, January 10, 2020 1:48 PM
To: Dawn Meeks
Cc: Sherri Parris
Subject: FW: State Bar of Nevada Records Request from LV JC
Attachments: Case No. LVM0272887.pdf; Case No. LVM0285889.pdf

Our Traffic Division Administrator is **Sherri Parris**. By way of this e-mail, I will ask her to compile the materials.

Joe Tommasino
Staff Attorney, Las Vegas Justice Court
Phone: (702) 671-3424
Fax: (702) 385-8912
Joe.Tommasino@clarkcountynv.gov

From: Dawn Meeks [mailto:Dawnm@nvbar.org]
Sent: Friday, January 10, 2020 1:44 PM
To: Joe Tommasino <Joe.Tommasino@clarkcountynv.gov>
Subject: State Bar of Nevada Records Request from LV JC

Mr. Tommasino,

I am investigating a matter and require copies of court records from Las Vegas Justice Court. Can you please assist me or direct me to the person who can? I need copies of :

- any pleadings filed in these two cases, particularly the motions to quash warrant
- any court minutes

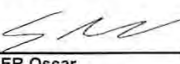

Thank you!

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

State Bar of Nevada
3100 W. Charleston Blvd., Suite 100
Las Vegas, NV 89102
www.nvbar.org




Notice of Confidentiality: The information transmitted is intended only for the person or entity to whom it is addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of, or taking any action in reliance upon, this information by anyone other than the intended recipient is not authorized.

STATE OF NEVADA Las Vegas Metro Police Department			
In the Justice/Municipal Court: LAS VEGAS JUSTICE		County: CLARK Issue Date/Time: 8/26/2017 1852 Violation Date/Time: 8/26/2017 1841	Citation # LVM0272887 Case # 170826003624 Type: TRAFFIC
<input type="checkbox"/> Juvenile			
LOCATION AND VIOLATION INFORMATION			
Location: E SILVERADO RANCH BLVD and AT S MARYLAND		Direction: N	Traffic: Moderate
Sector: I3	Weather: Clear	Road Cond: Dry	
Cited:	Actual:	School Zone: No	Arrest: No Grant: *NONE
Posted:	Confirm:	Construction Zone WP: No	Accident: Yes
VIOLATOR / DRIVER			
Name: COLEMAN, GARY LEE			
Address: 45 MALEENA MESA ST Apt# 225		City: HENDERSON	State: NV Zip: 89074
Hgt: 509	Wgt: 165 Sex: M Hair:	Eyes: BRO Race: W	DOB: 12/12/1972 Phone:
Employer: Business -			
Address:		City:	State: Zip:
Phn 1:		Phn 2: 7025641284	
DL #: 1702311700	DL State: NV	CDL: No	Class: C DL Expires: 12/12/2024
Restrictions: None-Yes		Endorsements: None/Not Applicable	
VEHICLE Did operate the following vehicle:			
VIN #: 2FMPK3K97FBB58585	Model: EDGE	Type: SU	State: NV
Make: FORD	Color: WHITE	Veh Tag: 629SHS	Haz Mat: No
DOT #:	Reg Exp: 02/21/2018	Veh Yr: 2015	CMV: No
Owner: COLEMAN, GARY LEE		Num Occ: 4	
Address: 45 MALEENA MESA ST APT 225, HENDERSON, NV 89074-8125			
VIOLATIONS Did then and there commit the following offense(s):			
VIOLATION 1 - CITATION - 484B.280 - 0719 - NOC: 53809 14.36.040 10.02.010 Fail to Use DUE CARE to Avoid Collision w/PEDESTRIAN			
DRIVER FAILED TO USE DUE CARE WITH SUBJECT IN MARKED CROSSWALK AND DID NOT STOP FOR RED LIGHT			
I certify (or declare) under penalty of perjury under the laws of the state of Nevada that I have reasonable grounds/probable cause to believe and do believe that above named person committed the above offense(s) contrary to law.			
Deputy's Signature	Complainant's Signature	Defendant's Signature	
			
OFFICER Oscar ID# 14325	Citizen: Addr: City:	This is not a plea of guilty. (Not void if unsigned)	
	State: NV Zip:		
Failure to comply with this complaint or future dates relating to this complaint will constitute a separate offense			
Interpreter Needed: *NONE		Court Mandatory: NO	
Without admitting having committed the above offense(s), I hereby promise to respond as directed on this notice and waive my right to be taken immediately before a magistrate (NRS 484.799 and NRS 484.803)			
You are hereby ordered to appear to answer to the above charges on the day and time:			
LAS VEGAS JUSTICE COURT Physical: 200 Lewis Avenue First Floor, Las Vegas, NV 89101 Mailing: Same as Physical 702-671-3444 http://www.lasvegasjusticecourt.us/		Appear On: 10/10/2017 At: 0800 HRS	

LVM0272887 COLEMAN, GARY LEE 7025641284

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By  Deputy
Date 11/14/2020

Officer Notes:		LVM0272887
Picture	Radar #:	
	Radar (Mov/Sta):	
	Laser #:	
	Dist. from Node:	
	Stop Type:TRAFFIC	
	Trailer Tag:	
	Trailer State:	
	Appear On Date:10/10/2017	
	Appear at Time:0800 HRS	
	Pictures	Unit:
Have Insurance:Yes		
Insurance Exp:		
Tint %:		
Susp. Impair.:No		
Had Been Drinking:		
Test Type:		
Result:		
Approved By:		
Approver Badge No:		
Approved Date:		
Officer Notes:		
Diagram		

Las Vegas Justice Court Traffic Calendar



L008609133

Calendar: ATTY SESSION-walkin

Doto, David M

10/10/2017 1:00 PM

Shaddix, Thomas S.

LVM0272887 (8/26/2017)

COLEMAN, GARY LEE

0 Defendant Warrants 0 Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information**1 Fail to use due care around pedestrian (8/26/2017) (M) PCN/SEQ:**

<input type="checkbox"/>
<input type="checkbox"/>

- Dismiss Charge
- Other

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$103.00	\$0.00	\$0.00	\$103.00
AA Fees	\$95.00	\$0.00	\$0.00	\$95.00
Total	\$198.00	\$0.00	\$0.00	\$198.00

Financial Summary

	Charged	Payments	Admin.	Credits	Balance
TOTALS:	\$198.00	\$0.00		\$0.00	\$198.00

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant Collections	Balance
9/5/2017	LVM0285889 (TRF)	Traffic	8/27/2017	Open	10/10/2017 01:00 PM (ATY)		\$148.00

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, In and for the County of Clark, State of Nevada.

By [Signature] Deputy
Date 11/14/2020

Las Vegas Justice Court Traffic Calendar



L008818121

Calendar: Attorney Pretrials

RJC Courtroom 8A

12/8/2017 1:30 PM

Shaddix, Thomas S.**LVM0272887 (8/26/2017)****COLEMAN, GARY LEE**

0 Defendant Warrants 0 Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information**1 Fail to use due care around pedestrian (8/26/2017) (M) PCN/SEQ:**☐
☒

• Dismiss Charge

• Other

VIP + \$98

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$103.00	\$0.00	\$0.00	\$103.00
AA Fees	\$95.00	\$0.00	\$0.00	\$95.00
Total	\$198.00	\$0.00	\$0.00	\$198.00

	Charged	Payments	Admin. Credits	Balance
TOTALS:	\$198.00	\$0.00	\$0.00	\$198.00

Prior Hearings**10/10/2017 01:00 PM: Attorney Session - Hearing Held****Plea of Not Guilty Entered****10/03/2017 01:00 PM: Attorney Session -****Criminal History****LVM0272887: The State of Nevada vs. Coleman, Gary Lee**

Offense Date: 8/26/2017

Charge Information	Statute	Plea	Disposition
1: Fail to use due care around pedestrian (M)	484B.280		

LVM0285889: The State of Nevada vs. Coleman, Gary Lee

Offense Date: 8/27/2017

Charge Information	Statute	Plea	Disposition
1: Basic speeding violation - 1-10 miles per hour over posted speed limit (M)	484B.600		

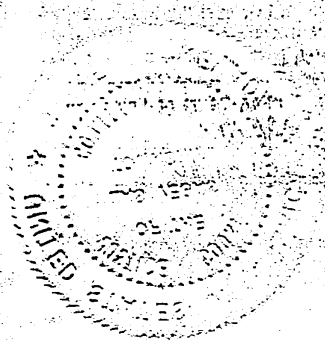
CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By [Signature] DeputyDate 1/14/2020

LVJC_RW_Traffic_DAPreTrialCalendar

Report Generated At: 12/7/2017 8:57:27 AM
Page 118



Las Vegas Justice Court Traffic Calendar



L009394999

Calendar: ATTY SESSION-walkin

Kwon, Sunny

5/8/2018 8:00 AM

Shaddix, Thomas S.

LVM0272887 (8/26/2017)

COLEMAN, GARY LEE - XJB23027

2 Defendant Warrants 1 Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/26/2017) (M) PCN/SEQ:

Filed As: Fail to use due care around pedestrian (M)

<input type="checkbox"/>
<input type="checkbox"/>

- Dismiss Charge
- Other

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forefeiture	\$48.00	\$0.00	\$0.00	\$48.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$100.00	\$0.00	\$0.00	\$100.00
Warrant Administration Fee	\$150.00	\$0.00	\$0.00	\$150.00
Total	\$348.00	\$0.00	\$0.00	\$348.00

Financial Summary

	Charged	Payments	Admin. Credits	Balance
TOTALS:	\$348.00	\$0.00	\$0.00	\$348.00

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant Collections	Balance
9/5/2017	LVM0285889 (TRF)	Traffic	8/27/2017	Open	05/08/2018 08:00 AM (ATY)	Y	\$350.00

Warrant(s) Quashed[]

Pay _____ days

Pay _____ month, starting _____ days

Pay _____ to lift warrant

Community Service ALL/FINES ONLY

[] Guilty [] No Contest

[] Not Guilty/PreTrial

[] Dismiss

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By [Signature] DeputyDate 1/14/2020

LVJC_RW_Traffic_Calendar

Report Generated At: 5/7/2018 4:08:38 PM
Page 141

1 MTN
2 Thomas S. Shaddix, ESQ
3 Nevada Bar No. 7905
4 6166 S. Sandhill Rd.; # 146
5 Las Vegas, Nevada 89120
6 702.735.7867
7 Attorney for GARY COLEMAN
8
9

FILED

2018 OCT -2 P 3:58

JUSTICE COURT
LAS VEGAS, NEVADA

LAS VEGAS JUSTICE COURT BY *pb*

CLARK COUNTY, NEVADA

10
11
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13 STATE OF NEVADA,

14 Plaintiff,

15 Vs.

16
17
18
19 GARY COLEMAN,

20 Defendant.
21
22

Case No. : LVM0272887 & LVM0285889

Dept. No.:

23
24 MOTION TO QUASH

25 COMES NOW the defendant, GARY COLEMAN by and through their attorney, Thomas S.
26 Shaddix, Esq. and especially moves to quash the warrant for their arrest. *Additionally request*
27 *fees to be waived.*
28

29
30 Dated this 2ND day of October, 2018.

31
32
33
34 *Thomas S. Shaddix*
35 Thomas S. Shaddix, Esq.
36
37
38
39
40
41

42 This matter shall be placed on calendar on the _____ day of _____ 2018, at the
43 hour of _____, in department _____.
44
45
46
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48

DISTRICT ATTORNEY

CERTIFIED COPY

LAS VEGAS JUSTICE CLERK

The document to which this certificate is attached
is a full, true and correct copy of the original on
file and of record in Justice Court of Las Vegas
Township, in and for the County of Clark, State of
Nevada.

By *[Signature]* Deputy
Date *11/14/2020*

Las Vegas Justice Court Traffic Calendar



L010018627

Calendar: General Public Walk-In Session

3

10/3/2018

LVM0272887 (8/26/2017)

COLEMAN, GARY LEE - XJB23027

4 Defendant Warrants 2 Active Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/26/2017) (M) PCN/SEQ:

Filed As: Fail to use due care around pedestrian (M)

☐

Dismiss Charge

☐

Guilty

☐

No Contest

☐

Other

☐

Not Guilty/PreTrial

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$48.00	\$0.00	\$0.00	\$48.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$200.00	\$0.00	\$0.00	\$200.00
Warrant Administration Fee	\$150.00	\$0.00	\$0.00	\$150.00
Total	\$448.00	\$0.00	\$0.00	\$448.00

298

10

10

298

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant	Collection	Balance
9/5/2017	LVM0285889 (TRF)	Traffic	8/27/2017	Open		Y	Y	\$450.00

Warrant(s) Quashed[]

Pay 50 days

Pay month, starting days

Pay to lift warrant

Community Service ALL/FINES ONLY

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By [Signature] Deputy
Date 11/14/2020

"NO MORE MOTIONS"

ROA Page 356

MTN
Thomas S. Shaddix, ESQ
Nevada Bar No. 7905
6166 S. Sandhill Rd., Ste. 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

FILED
2019 MAR -7 P 2:45
PB

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

Vs.

GARY COLEMAN,

Defendant.

Case No. : LVM0272887 & LVM0285889

Dept. No.:

MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through his attorney, Thomas S. Shaddix, Esq., and especially moves to quash the warrant issued for his arrest and to request fees issued for the bench warrants be waived, due to law office oversight.

Dated this 7th day of March, 2019.

Thomas Shaddix
Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of March, 2019,
at the hour of _____, in Department _____.

CERTIFIED COPY

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By [Signature] Deputy
Date 1/14/20/20

Las Vegas Justice Court Traffic Calendar



L010619240

Calendar: General Public Walk-In Session

3

3/7/2019

LVM0272887 (8/26/2017)

COLEMAN, GARY LEE - XJB23027

6 Defendant Warrants 3 Active Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/26/2017) (M) PCN/SEQ:

Filed As: Fail to use due care around pedestrian (M)

☐

Dismiss Charge

☐

Guilty

☐

No Contest

☐

Other

☐

Not Guilty/PreTrial

298

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$48.00	\$0.00	\$0.00	\$48.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$200.00	\$0.00	\$0.00	\$200.00
Warrant Administration Fee	\$250.00	\$0.00	\$0.00	\$250.00
Total	\$548.00	\$0.00	\$0.00	\$548.00

120
120
240

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant	Collection	Balance
9/5/2017	LVM0285889 (TRF)	Traffic	8/27/2017	Open		Y	Y	\$550.00

Warrant(s) Quashed[]

Pay 90 days

Pay 1 month, starting days

Pay to lift warrant

Community Service ALL/FINES ONLY

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By [Signature] Deputy
Date 1/14/2020

"NO MORE ACTIONS"

MTN
Thomas S. Shaddix, ESQ
Nevada Bar No. 7905
6166 S. Sandhill Rd., Ste. 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

LAS VEGAS JUSTICE COURT
CLARK COUNTY, NEVADA

FILED

2019 MAR -7 P 2:45

JUSTICE COURT
LAS VEGAS, NEVADA

BY PB
DEPUTY

STATE OF NEVADA,

Plaintiff,

Vs.

GARY COLEMAN,

Defendant.

Case No. : LVM0272887 & LVM0285889

Dept. No.:

LVM0272887
MOT
Motion
10647799



MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through his attorney, Thomas S. Shaddix, Esq., and especially moves to quash the warrant issued for his arrest and to request fees issued for the bench warrants be waived, due to law office oversight.

Dated this 7th day of March, 2019.

MOTION APPROVED
Wm. S. Shaddix
SSM

Thomas Shaddix
Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of _____ March _____, 2019,
at the hour of _____, in Department _____.

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK
CERTIFIED COPY

"NO MORE MOTIONS"

document to which this certificate is attached
is a full, true and correct copy of the original on
file and of record in Justice Court of Las Vegas
Township, in and for the County of Clark, State of
Nevada.

By [Signature] Deputy
Date 1/14/2020

Las Vegas Justice Court Traffic Calendar



L011076889

Calendar: General Public Walk-In Session

3

6/19/2019

LVM0272887 (8/26/2017)

COLEMAN, GARY LEE - XJB23027

6 Defendant Warrants 3 Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/26/2017) (M) PCN/SEQ:

Filed As: Fail to use due care around pedestrian (M)

☐

Dismiss Charge

☒

Guilty

☐

No Contest

☐

Other

☐

Not Guilty/PreTrial

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$48.00	\$0.00	\$0.00	\$48.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$100.00	\$0.00	\$0.00	\$100.00
Warrant Administration Fee	\$100.00	\$0.00	\$0.00	\$100.00
Total	\$298.00	\$0.00	\$0.00	\$298.00

198

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant	Collection	Balance
9/5/2017	LVM0285889 (TRF)	Traffic	8/27/2017	Open		t	s	\$300.00

Warrant(s) Quashed[]

Pay _____ days

Pay _____ month, starting _____ days

Pay _____ to lift warrant

Community Service ALL/FINES ONLY

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By _____ Deputy

Date 6/19/2019

1 MTN
2 Thomas S. Shaddix, ESQ
3 Nevada Bar No. 7905
4 6166 S. Sandhill Rd.; # 146
5 Las Vegas, Nevada 89120
6 702.735.7867
7 Attorney for Defendant

FILED

2019 JUN 19 P 2:03

JUSTICE COURT
LAS VEGAS, NEVADA
BY 84

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

13 STATE OF NEVADA,

Case No. : LVM0272887 & LVM0285889

16 Plaintiff,

Dept. No.:

18 Vs.

20 GARY COLEMAN,

22 Defendant.

25 MOTION TO QUASH

27 COMES NOW the defendant, GARY COLEMAN, by and through their attorney, Thomas S.
28 Shaddix, Esq. and especially moves to quash the warrant issued for their arrest and
29 place back on calendar.

31 Dated this 18th day of June, 2019.

36 Thomas S. Shaddix
37 Thomas S. Shaddix, Esq.

41 This matter shall be placed on calendar on the _____ day of _____ 2019,
42 at the hour of _____, in department _____.

44 DISTRICT ATTORNEY

CERTIFIED COPY

LAS VEGAS JUSTICE CLERK

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By [Signature] Deputy
Date 1/14/2020

1 MTN
2 Thomas S. Shaddix, ESQ
3 Nevada Bar No. 7905
4 6166 S. Sandhill Rd.; # 146
5 Las Vegas, Nevada 89120
6 702.735.7867
7 Attorney for Defendant

FILED

2019 JUN 19 P 2:03

JUSTICE COURT
LAS VEGAS NEVADA
BY 84
DEPUTY

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

13 STATE OF NEVADA,

Case No. : LVM0272887 & LVM0285889

16 Plaintiff,

Dept. No.:

18 Vs.

20 GARY COLEMAN,

22 Defendant.

LVM0272887
MOT
Motion
11126962



25 MOTION TO QUASH

27 COMES NOW the defendant, GARY COLEMAN, by and through their attorney, Thomas S.
28 Shaddix, Esq. and especially moves to quash the warrant issued for their arrest and
29 place back on calendar.

31 Dated this 18th day of June, 2019.

37 **MOTION APPROVED**

Thomas S. Shaddix
Thomas S. Shaddix, Esq.

41 This matter shall be placed on calendar on the _____ day of _____ 2019,
42 at the hour of _____, in department _____.

44 CERTIFIED COPY

45 The document in which this certificate is attached
46 is a full, true and correct copy of the original on
file and of record in Justice Court of Las Vegas
Township, in and for the County of Clark, State of
Nevada.

By [Signature] Deputy
Date 1/14/2020

LAS VEGAS JUSTICE COURT - TRAFFIC DIVISION

CASE SUMMARY

CASE NO. LVM0272887

The State of Nevada vs. Coleman, Gary Lee

§
§
§
§
§
 Location: **Traffic**
 Filed on: **09/05/2017**
 Appear by: **09/28/2019**

CASE INFORMATION

Offense	Citation	Statute	Deg	Date	Case Type: Traffic
Jurisdiction: L.V Township Justice					
1. ILLEGAL PARKING	LVM0272887	484.399	M	08/26/2017	
		(1)			
Filed As: Fail use due care around pedestrian [53809]		M	9/5/2017		

Statistical Closures

10/28/2019 6. Paid in Full - Court Ordered

PARTY INFORMATION

Defendant **Coleman, Gary Lee**
 45 Maleena Mesa St
 Apt# 225
 Henderson, NV 89074

Lead Attorneys
Shaddix, Thomas S.
Retained
 702-430-8420(W)

DATE

EVENTS & ORDERS OF THE COURT

10/28/2019	Citation Auto Close 6 - Pay In Full
06/29/2019	Late Notice Sent
06/28/2019	Pay in Full
06/28/2019	 Motion MOTION APPROVE TO QUASH WARRANT; PAY IN 90 DAYS
06/28/2019	Court Recalled from Collections
06/19/2019	 Motion
06/19/2019	 Court Entry
03/14/2019	Recalled Collections (HH) - 1st Party
03/14/2019	Warrant Cleared (NCJIS)
03/14/2019	Warrant Recalled
03/14/2019	Pay in Full
03/14/2019	 Motion MOTION APPROVED; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS
03/14/2019	Court Recalled from Collections
03/07/2019	 Court Entry
03/07/2019	Motion
02/25/2019	 Collections (HH) - 1st Party
02/25/2019	Warrant Issued to DPS
02/25/2019	\$150 Warrant Administration Fee Assessed
02/25/2019	Forwarded to Las Vegas Justice Court Collections
02/25/2019	\$100 Compliance Fee Assessed
01/22/2019	Late Notice Sent
10/05/2018	Recalled Collections (HH) - 1st Party

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.






By  Deputy

Date 1/14/2020

LAS VEGAS JUSTICE COURT - TRAFFIC DIVISION

CASE SUMMARY



CASE NO. LVM0272887


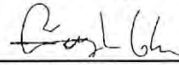
10/05/2018	Warrant Cleared (NCJIS)
10/05/2018	Warrant Recalled
10/05/2018	Pay in Full
10/05/2018	 Motion <i>MOTION APPROVED IN PART; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS</i>
10/05/2018	Court Recalled from Collections
10/03/2018	 Court Entry
10/02/2018	Court Entry
10/02/2018	 Motion
09/26/2018	Collections (HH) - 1st Party
09/26/2018	Warrant Issued to DPS
09/26/2018	\$150 Warrant Administration Fee Assessed
09/26/2018	Forwarded to Las Vegas Justice Court Collections
09/26/2018	\$100 Compliance Fee Assessed
08/23/2018	Late Notice Sent
05/17/2018	Recalled Collections (HH) - 1st Party
05/08/2018	Attorney Session (8:00 AM) (Judicial Officer: Kwon, Sunny)
	MINUTES
	Court Recalled from Collections
	Pay in Full
	Plea of Guilty Entered
	Hearing Held;
	<i>Hearing Held</i>
05/08/2018	Plea of Guilty Entered
05/08/2018	Pay in Full
05/08/2018	Court Recalled from Collections
05/08/2018	Court Entry
05/08/2018	 Court Entry
04/30/2018	Warrant Cleared (NCJIS)
04/30/2018	Warrant Recalled
04/27/2018	Warrant Issued to DPS
04/27/2018	\$150 Warrant Administration Fee Assessed
04/26/2018	Collections (HH) - 1st Party
04/26/2018	Forwarded to Las Vegas Justice Court Collections
04/26/2018	\$100 Compliance Fee Assessed
03/23/2018	Late Notice Sent
12/08/2017	Pretrial Hearing (1:30 PM)
	MINUTES
	Plea of Guilty Entered
	Pay in Full
	Hearing Held;
	<i>Hearing Held</i>
12/08/2017	Pay in Full
12/08/2017	Plea of Guilty Entered
12/08/2017	 Court Entry
10/10/2017	Attorney Session (1:00 PM) (Judicial Officer: Doto, David M)
	MINUTES

LAS VEGAS JUSTICE COURT - TRAFFIC DIVISION

CASE SUMMARY

CASE NO. LVM0272887

	Plea of Not Guilty Entered			
	Hearing Held;			
	Hearing Held			
	SCHEDULED HEARINGS			
	Pretrial Hearing (12/08/2017 at 1:30 PM)			
	Hearing Held			
10/10/2017	Plea of Not Guilty Entered			
10/10/2017	Court Entry			
10/10/2017		Court Entry		
09/05/2017	Traffic School 1 Citation 5 Hour Requirement (0 PT)			
	(0) Points Upon Completion of 5 Hour Traffic School			
09/05/2017		Citation Image		
09/05/2017	Citation			
	Credit	Defendant Coleman, Gary Lee		(4.50)
	Payment	Receipt # T-2019-232299	Defendant Coleman, Gary Lee	(0.50)
	Charge	Credit Card Convenience Fee (HPS)	Defendant Coleman, Gary Lee	5.00
	Payment	Receipt # T-2019-232298	Defendant Coleman, Gary Lee	(198.00)
		Defendant Coleman, Gary Lee		
		Defendant Coleman, Gary Lee		
	Charge	Bench Warrant Fee	Defendant Coleman, Gary Lee	150.00
	Charge	Compliance Fee	Defendant Coleman, Gary Lee	100.00
		Defendant Coleman, Gary Lee		
	Charge	Bench Warrant Fee	Defendant Coleman, Gary Lee	150.00
	Charge	Compliance Fee	Defendant Coleman, Gary Lee	100.00
		Defendant Coleman, Gary Lee		
	Charge	Bench Warrant Fee	Defendant Coleman, Gary Lee	150.00
	Charge	Compliance Fee	Defendant Coleman, Gary Lee	100.00
		Defendant Coleman, Gary Lee		
	Charge	Traffic Fees	Defendant Coleman, Gary Lee	198.00
<hr/>				
DATE		FINANCIAL INFORMATION		
<hr/>				
	Defendant Coleman, Gary Lee			
	Total Charges			203.00
	Total Payments and Credits			203.00
	Balance Due as of 1/14/2020			0.00

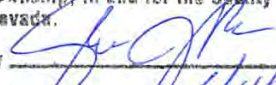
STATE OF NEVADA Las Vegas Metro Police Department			
In the Justice/Municipal Court: LAS VEGAS JUSTICE		County: CLARK Issue Date/Time: 8/27/2017 1841 Violation Date/Time: 8/27/2017 1839	Citation # LVM0285889 Case # 17082700 Type: TRAFFIC
<input type="checkbox"/> Juvenile			
LOCATION AND VIOLATION INFORMATION			
Location: S RAINBOW BLVD and W OF E I 215 Sector:		Direction: E Weather: Clear Road Cond: Dry	Traffic: Moderate
Cited: 75 MPH Posted: 65 MPH	Actual: 75 MPH Confirm: PACED	School Zone: No Construction Zone WP: No	Arrest: No Accident: No Grant: *NONE
VIOLATOR / DRIVER			
Name: COLEMAN, GARY LEE			
Address: 45 MALEENA MESA ST Apt# 225		City: HENDERSON	State: NV Zip: 89074
Hgt: 509 Wgt: 165 Sex: M	Hair: BRO Eyes: BRO Race: W	DOB: 12/12/1972	Phone:
Employer: Business - Address:		City:	State: NV Zip:
Phn 1:		Phn 2:	
DL #: 1702311700	DL State: NV	CDL: No	Class: C DL Expires: 12/12/2024
Restrictions: None-Yes		Endorsements: None/Not Applicable	
VEHICLE Did operate the following vehicle:			
VIN #: 2FMPK3K97FBB58585	Model: EDGE	Type: SU	State: NV
Make: FORD	Color: WHITE	Veh Tag: 629SHS	Haz Mat: No
DOT #:	Reg Exp: 02/21/2018	Veh Yr: 2015	CMV: No
Owner: COLEMAN, GARY LEE		Num Occ: 3	
Address: 45 MALEENA MESA ST APT 225, HENDERSON, NV 89074-8125			
VIOLATIONS Did then and there commit the following offense(s):			
VIOLATION 1 - CITATION - 484B.600c - 1010 - NOC: 53849 1.08.010 11.16.070 Speed FASTER THAN POSTED 1 - 10 MPH Over			
75 MPH IN 65 MPH ZONE. PACED VEHICLE AFTER VEHICLE PASSED POLICE VEHICLE			
I certify (or declare) under penalty of perjury under the laws of the state of Nevada that I have reasonable grounds/probable cause to believe and do believe that above named person committed the above offense(s) contrary to law.			
Deputy's Signature 	Complainant's Signature _____	Defendant's Signature 	
OFFICER Quintana ID# 13337	Citizen: Addr: City:	This is not a plea of guilty. (Not void if unsigned)	
Failure to comply with this complaint or future dates relating to this complaint will constitute a separate offense			
Interpreter Needed: *NONE		Court Mandatory: NO	
Without admitting having committed the above offense(s), I hereby promise to respond as directed on this notice and waive my right to be taken immediately before a magistrate (NRS 484.799 and NRS 484.803)			
You are hereby ordered to appear to answer to the above charges on the day and time:			
LAS VEGAS JUSTICE COURT Physical: 200 Lewis Avenue First Floor, Las Vegas, NV 89101 Mailing: Same as Physical 702-671-3444 http://www.lasvegasjusticecourt.us/		Appear On: 10/11/2017 At: 0800 HRS	

LVM0285889 COLEMAN, GARY LEE



CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By  Deputy
Date 1/14/2020

Officer Notes:		LVM0285889
Picture	Radar #: Radar (Mov/Sta): Laser #: Dist. from Node: Stop Type: TRAFFIC Trailer Tag: Trailer State: Appear On Date: 10/11/2017 Appear at Time: 0800 HRS	
Pictures	Unit: Have Insurance: No Insurance Exp: Tint %: Susp. Impair.: No Had Been Drinking: Test Type: Result:	
	Approved By: Approver Badge No: Approved Date:	
	Officer Notes:	
	Diagram	

Las Vegas Justice Court Traffic Calendar



L008609135

Calendar: ATTY SESSION-walkin

Doto, David M

10/10/2017 1:00 PM

Shaddix, Thomas S.

LVM0285889 (8/27/2017)

COLEMAN, GARY LEE

0 Defendant Warrants 0 Warrants On Case

[Default] Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)

Sentencing Information

1 Basic speeding violation - 1-10 miles per hour over posted speed limit (8/27/2017) (M) PCN/SEQ:☐
☐

- Dismiss Charge
- Other

2-8-17
10-10-17
8/13/17

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forefeiture	\$73.00	\$0.00	\$0.00	\$73.00
AA Fees	\$75.00	\$0.00	\$0.00	\$75.00
Total	\$148.00	\$0.00	\$0.00	\$148.00

Financial Summary

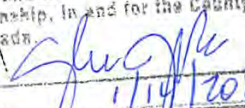
	Charged	Payments	Admin. Credits	Balance
TOTALS:	\$148.00	\$0.00	\$0.00	\$148.00

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant Collections	Balance
9/5/2017	LVM0272887 (TRF)	Traffic	8/26/2017	Open	10/10/2017 01:00 PM (ATY)		\$198.00

CERTIFIED COPY

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By  Deputy
Date 11/14/2017

Las Vegas Justice Court Traffic Calendar



L008818122

Calendar: Attorney Pretrials

RJC Courtroom 8A

12/8/2017 1:30 PM

Shaddix, Thomas S.

LVM0285889 (8/27/2017)

COLEMAN, GARY LEE

0 Defendant Warrants 0 Warrants On Case

[Default] Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)

Sentencing Information

1 Basic speeding violation - 1-10 miles per hour over posted speed limit (8/27/2017) (M) PCN/SEQ:

☐
☐

- Dismiss Charge
- Other

11P + 100

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$73.00	\$0.00	\$0.00	\$73.00
AA Fees	\$75.00	\$0.00	\$0.00	\$75.00
Total	\$148.00	\$0.00	\$0.00	\$148.00

	Charged	Payments	Admin. Credits	Balance
TOTALS:	\$148.00	\$0.00	\$0.00	\$148.00

Prior Hearings

10/10/2017 01:00 PM: Attorney Session - Hearing Held

Plea of Not Guilty Entered

10/03/2017 01:00 PM: Attorney Session -

Criminal History

LVM0272887: The State of Nevada vs. Coleman, Gary Lee

Offense Date: 8/26/2017

Charge Information	Statute	Plea	Disposition
1: Fail to use due care around pedestrian (M)	484B.280		

LVM0285889: The State of Nevada vs. Coleman, Gary Lee

Offense Date: 8/27/2017

Charge Information	Statute	Plea	Disposition
1: Basic speeding violation - 1-10 miles per hour over posted speed limit (M)	484B.600		

CERTIFIED COPY

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By [Signature] Deputy
Date 11/14/2020

Las Vegas Justice Court Traffic Calendar



L009395001

Calendar: ATTY SESSION-walkin

Kwon, Sunny

5/8/2018 8:00 AM

Shaddix, Thomas S.

LVM0285889 (8/27/2017)

COLEMAN, GARY LEE - XJB23027

2 Defendant Warrants 1 Warrants On Case

[Default] Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/27/2017) (M) PCN/SEQ:

Filed As: Basic speeding violation - 1-10 miles per hour over posted speed limit (M)

<input type="checkbox"/>
<input type="checkbox"/>

- Dismiss Charge
- Other

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forefeiture	\$50.00	\$0.00	\$0.00	\$50.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$100.00	\$0.00	\$0.00	\$100.00
Warrant Administration Fee	\$150.00	\$0.00	\$0.00	\$150.00
Total	\$350.00	\$0.00	\$0.00	\$350.00

— waived
\$350

Financial Summary

	Charged	Payments	Admin. Credits	Balance
TOTALS:	\$350.00	\$0.00	\$0.00	\$350.00

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant Collections	Balance
9/5/2017	LVM0272887 (TRF)	Traffic	8/26/2017	Open	05/08/2018 08:00 AM (ATY)	Y	\$348.00

Warrant(s) Quashed[]

Pay _____ days

Pay _____ month, starting _____ days

Pay _____ to lift warrant

Community Service ALL/FINES ONLY

[] Guilty [] No Contest

[] Not Guilty/PreTrial

[] Dismiss

CERTIFIED COPY

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By  Deputy

Date 1/14/2020

LVJC_RW_Traffic_Calendar

Report Generated At: 5/7/2018 4:08:38 PM
Page 142

ROA Page 371

MTN
Thomas S. Shaddix, ESQ
Nevada Bar No. 7905
6166 S. Sandhill Rd., Ste. 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

Vs.

GARY COLEMAN,

Defendant.

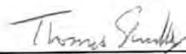
Case No. : LVM0272887 & LVM0285889

Dept. No.:

MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through his attorney, Thomas S. Shaddix, Esq., and especially moves to quash the warrant issued for his arrest and to request fees issued for the bench warrants be waived, due to law office oversight.

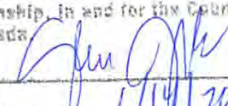
Dated this 7th day of March, 2019.


Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of March, 2019,
at the hour of _____, in Department _____.

CERTIFIED COPY

~~The document to which this certificate is attached~~
is a full, true and correct copy of the original
file and of record in Justice Court of Las Vegas
Township, in and for the County of Clark, State of
Nevada.

By  Deputy
Date 1/14/2020

Las Vegas Justice Court Traffic Calendar



L010619244

3

Calendar: General Public Walk-In Session

3/7/2019

LVM0285889 (8/27/2017)

COLEMAN, GARY LEE - XJB23027

6 Defendant Warrants 3 Active Warrants On Case

[Default] Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/27/2017) (M) PCN/SEQ:

Filed As: Basic speeding violation - 1-10 miles per hour over posted speed limit (M)

- ☐ • Dismiss Charge ☐ • Guilty ☐ • No Contest
☐ • Other ☐ • Not Guilty/PreTrial

300

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$50.00	\$0.00	\$0.00	\$50.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$200.00	\$0.00	\$0.00	\$200.00
Warrant Administration Fee	\$250.00	\$0.00	\$0.00	\$250.00
Total	\$550.00	\$0.00	\$0.00	\$550.00

100
60
300

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant	Collection	Balance
9/5/2017	LVM0272887 (TRF)	Traffic	8/26/2017	Open		Y	Y	\$548.00

Warrant(s) Quashed[]

Pay 40 days

Pay month, starting days

Pay to lift warrant

Community Service ALL/FINES ONLY

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original as filed and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By

Date

1/14/2020

"NO MORE ACTIONS"

Deputy

MTN
Thomas S. Shaddix, ESQ
Nevada Bar No. 7905
6166 S. Sandhill Rd., Ste. 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

Vs.

GARY COLEMAN,

Defendant.

Case No. : LVM0272887 & LVM0285889

Dept. No.:

LVM0285889
MOT
Motion
10647821



MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through his attorney, Thomas S. Shaddix, Esq., and especially moves to quash the warrant issued for his arrest and to request fees issued for the bench warrants be waived, due to law office oversight.

Dated this 7th day of March, 2019.

MOTION APPROVED
*Warrant granted
Shaddix*

Thomas Shaddix
Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of March, 2019,
at the hour of _____, in Department _____.

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK
CERTIFIED COPY

"NO MORE MOTIONS"

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By: [Signature] Deputy
Date: 1/14/2020

Las Vegas Justice Court Traffic Calendar



L011076893

Calendar: General Public Walk-In Session

6/19/2019

3

LVM0285889 (8/27/2017)

COLEMAN, GARY LEE - XJB23027

6 Defendant Warrants 3 Warrants On Case

[Default] Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/27/2017) (M) PCN/SEQ:

Filed As: Basic speeding violation - 1-10 miles per hour over posted speed limit (M)

- ☐ • Dismiss Charge
 ☐ • Guilty
 ☐ • No Contest

☐ • Other
 ☐ • Not Guilty/PreTrial

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$50.00	\$0.00	\$0.00	\$50.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$100.00	\$0.00	\$0.00	\$100.00
Warrant Administration Fee	\$100.00	\$0.00	\$0.00	\$100.00
Total	\$300.00	\$0.00	\$0.00	\$300.00

198

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant	Collection	Balance
9/5/2017	LVM0272887 (TRF)	Traffic	8/26/2017	Open		t	s	\$298.00

Warrant(s) Quashed[]

Pay _____ days

Pay _____ month, starting _____ days

Pay _____ to lift warrant

Community Service ALL/FINES ONLY

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original as filed and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By _____ Deputy
Date 1/14/2020

1 MTN
2 Thomas S. Shaddix, ESQ
3 Nevada Bar No. 7905
4 6166 S. Sandhill Rd.; # 146
5 Las Vegas, Nevada 89120
6 702.735.7867
7 Attorney for Defendant

FILED

2019 JUN 19 P 2:03

JUSTICE COURT
LAS VEGAS NEVADA
BY 84
TENTY

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Case No. : LVM0272887 & LVM0285889

Plaintiff,

Dept. No.:

Vs.

GARY COLEMAN,

Defendant.

LVM0285889
MOT
Motion
11126963



MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through their attorney, Thomas S. Shaddix, Esq. and especially moves to quash the warrant issued for their arrest and place back on calendar.

Dated this 18th day of June, 2019.

MOTION APPROVED

Thomas S. Shaddix
Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of _____ 2019,
at the hour of _____, in department _____.

DISTRICT ATTORNEY

CERTIFIED COPY

LAS VEGAS JUSTICE CLERK

The document to which this certificate is attached is a full, true and correct copy of the original as filed and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By [Signature] Deputy
Date 11/14/2020

LAS VEGAS JUSTICE COURT - TRAFFIC DIVISION

CASE SUMMARY

CASE NO. LVM0285889

The State of Nevada vs. Coleman, Gary Lee

§
§
§
§
§
 Location: **Traffic**
 Filed on: **09/05/2017**
 Appear by: **09/28/2019**

CASE INFORMATION

Offense	Citation	Statute	Deg	Date	Case Type: Traffic
Jurisdiction: L.V. Township Justice					
1. ILLEGAL PARKING	LVM0285889	484.399	M	08/27/2017	
		(1)			
Filed As: Basic speed - 1-10 mph over posted limit [53849]		M	9/5/2017		

Statistical Closures

10/28/2019 6. Paid in Full - Court Ordered







PARTY INFORMATION

Defendant Coleman, Gary Lee
 45 Maleena Mesa St
 Apt# 225
 Henderson, NV 89074

Lead Attorneys
Shaddix, Thomas S.
Retained
 702-430-8420(W)

DATE

EVENTS & ORDERS OF THE COURT

10/28/2019	Citation Auto Close 6 - Pay In Full
06/29/2019	Late Notice Sent
06/28/2019	Pay in Full
06/28/2019	 Motion MOTION APPROVE TO QUASH WARRANT; PAY IN 90 DAYS
06/28/2019	Court Recalled from Collections
06/19/2019	 Motion
06/19/2019	 Court Entry
03/14/2019	Recalled Collections (HH) - 1st Party
03/14/2019	Warrant Cleared (NCJIS)
03/14/2019	Warrant Recalled
03/14/2019	Pay in Full
03/14/2019	 Motion MOTION APPROVED; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS
03/14/2019	Court Recalled from Collections
03/07/2019	 Court Entry
03/07/2019	 Motion
02/25/2019	Collections (HH) - 1st Party
02/25/2019	Warrant Issued to DPS
02/25/2019	\$150 Warrant Administration Fee Assessed
02/25/2019	Forwarded to Las Vegas Justice Court Collections
02/25/2019	\$100 Compliance Fee Assessed
01/22/2019	Late Notice Sent
10/05/2018	Recalled Collections (HH) - 1st Party

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By  DeputyDate 01/14/2020

LAS VEGAS JUSTICE COURT - TRAFFIC DIVISION



CASE SUMMARY
CASE No. LVM0285889

10/05/2018	Warrant Cleared (NCJIS)
10/05/2018	Warrant Recalled
10/05/2018	Pay in Full
10/05/2018	 Motion <i>MOTION APPROVED IN PART; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS</i>
10/05/2018	Court Recalled from Collections
10/03/2018	 Court Entry
10/02/2018	Court Entry
10/02/2018	 Motion
09/26/2018	Collections (HH) - 1st Party
09/26/2018	Warrant Issued to DPS
09/26/2018	\$150 Warrant Administration Fee Assessed
09/26/2018	Forwarded to Las Vegas Justice Court Collections
09/26/2018	\$100 Compliance Fee Assessed
08/23/2018	Late Notice Sent
05/17/2018	Recalled Collections (HH) - 1st Party
05/08/2018	Attorney Session (8:00 AM) (Judicial Officer: Kwon, Sunny)
	MINUTES Court Recalled from Collections Pay in Full Plea of Guilty Entered Hearing Held; <i>Hearing Held</i>
05/08/2018	Plea of Guilty Entered
05/08/2018	Pay in Full
05/08/2018	Court Recalled from Collections
05/08/2018	Court Entry
05/08/2018	 Court Entry
04/30/2018	Warrant Cleared (NCJIS)
04/30/2018	Warrant Recalled
04/27/2018	Warrant Issued to DPS
04/27/2018	\$150 Warrant Administration Fee Assessed
04/26/2018	Collections (HH) - 1st Party
04/26/2018	Forwarded to Las Vegas Justice Court Collections
04/26/2018	\$100 Compliance Fee Assessed
03/23/2018	Late Notice Sent
12/08/2017	Pretrial Hearing (1:30 PM)
	MINUTES Plea of Guilty Entered Pay in Full Hearing Held; <i>Hearing Held</i>
12/08/2017	Pay in Full
12/08/2017	Plea of Guilty Entered
12/08/2017	 Court Entry
10/10/2017	Attorney Session (1:00 PM) (Judicial Officer: Doto, David M)
	MINUTES

LAS VEGAS JUSTICE COURT - TRAFFIC DIVISION

CASE SUMMARY

CASE NO. LVM0285889

	Plea of Not Guilty Entered		
	Hearing Held;		
	Hearing Held		
	SCHEDULED HEARINGS		
	Pretrial Hearing (12/08/2017 at 1:30 PM)		
	Hearing Held		
10/10/2017	Plea of Not Guilty Entered		
10/10/2017	Court Entry		
10/10/2017	 Court Entry		
09/05/2017	Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)		
	(0) Points Upon Completion of 5 Hour Traffic School		
09/05/2017	 Citation Image		
09/05/2017	Citation		
	Credit	Defendant Coleman, Gary Lee	(4.50)
	Payment	Receipt # T-2019-232322 Defendant Coleman, Gary Lee	(0.50)
	Charge	Credit Card Convenience Fee (HPS) Defendant Coleman, Gary Lee	5.00
	Payment	Receipt # T-2019-232321 Defendant Coleman, Gary Lee	(198.00)
		Defendant Coleman, Gary Lee	
		Defendant Coleman, Gary Lee	
	Charge	Bench Warrant Fee Defendant Coleman, Gary Lee	150.00
	Charge	Compliance Fee Defendant Coleman, Gary Lee	100.00
		Defendant Coleman, Gary Lee	
	Charge	Bench Warrant Fee Defendant Coleman, Gary Lee	150.00
	Charge	Compliance Fee Defendant Coleman, Gary Lee	100.00
		Defendant Coleman, Gary Lee	
	Charge	Bench Warrant Fee Defendant Coleman, Gary Lee	150.00
	Charge	Compliance Fee Defendant Coleman, Gary Lee	100.00
		Defendant Coleman, Gary Lee	
	Charge	Traffic Fees Defendant Coleman, Gary Lee	148.00
DATE		FINANCIAL INFORMATION	
Defendant Coleman, Gary Lee			
Total Charges			203.00
Total Payments and Credits			203.00
Balance Due as of 1/14/2020			0.00

From: [Joe Tommasino](#)
To: [Dawn Meeks](#)
Cc: [Daniel Young](#); [Sherri Parris](#)
Subject: FW: Atty Thomas Shaddix re: LVM0272887 and LVM0285889
Date: Wednesday, January 6, 2021 8:36:58 AM
Attachments: [image.png](#)
[Declaration of Sherri Parris \(FINAL\).pdf](#)
[Declaration of Sherri Parris \(FINAL\) Attachment A.pdf](#)

Good morning. We prepared these with the assistance of our Civil DA. If you need anything further, please let me know.

Joe Tommasino
Staff Attorney, Las Vegas Justice Court
Phone: (702) 671-3424
Fax: (702) 385-8912
Joe.Tommasino@clarkcountynv.gov

From: Sherri Parris
Sent: Wednesday, January 6, 2021 7:44 AM
To: Dawn Meeks <Dawnm@nvbar.org>
Cc: Daniel Young <daniely@nvbar.org>; Joe Tommasino <Joe.Tommasino@clarkcountynv.gov>
Subject: RE: Atty Thomas Shaddix re: LVM0272887 and LVM0285889

Good morning Dawn,

I did sign off on the declaration yesterday. Perhaps Joe will have a better idea when you will get the information.

Thank you
Sherri

From: Dawn Meeks [<mailto:Dawnm@nvbar.org>]
Sent: Wednesday, January 6, 2021 7:15 AM
To: Sherri Parris <Sherri.Parris@clarkcountynv.gov>
Cc: Daniel Young <daniely@nvbar.org>; Joe Tommasino <Joe.Tommasino@clarkcountynv.gov>
Subject: RE: Atty Thomas Shaddix re: LVM0272887 and LVM0285889
Importance: High

Ms. Parris,

I am following up with my request for information that was sent on December 10, 2020. Can you please advise as to the status of this request as we have a formal hearing pending?

Thank you.

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel

Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

State Bar of Nevada
3100 W. Charleston Blvd., Suite 100
Las Vegas, NV 89102
www.nvbar.org



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The Office of Bar Counsel (OBC) is committed to fighting the outbreak of coronavirus (COVID-19). All OBC staff will work remotely for the immediate future. We will not receive physical mail on a regular basis. This may delay or adversely affect your matter with the OBC. We ask that you communicate through email to dawnm@nvbar.org. Thank you for your patience and cooperation during this difficult time.

From: Dawn Meeks
Sent: Thursday, December 10, 2020 12:15 PM
To: sherri.parris@clarkcountynv.gov
Cc: Daniel Young <daniel@nvbar.org>; Joe Tommasino <Joe.Tommasino@clarkcountynv.gov>
Subject: Atty Thomas Shaddix re: LVM0272887 and LVM0285889
Importance: High

Ms. Parris,

Today we had a formal hearing on attorney Thomas Shaddix regarding his conduct in the underlying traffic cases of Mr. Gary Coleman. Mr. Shaddix asked for a continuance because he stated he was unable to communicate with anyone in LVJC to get information he needed to prove that his office tried to pay Mr. Coleman's fines and the court erred in the payment resulting in Coleman's cases going to warrant. Shaddix alleged he was not prepared to proceed with the hearing today because he was unable to speak with anyone in LVJC to obtain the needed information.

The State Bar is requesting the following. Please provide certified copies and an Affidavit or Declaration with your response.

1. Copies of any communication, phone logs, memos, etc. documenting communication

between Shaddix and LVJC about the payment of the fines. If no communication occurred, please state that in affidavit.

2. Information about the payment of the fines on these two cases, including the credit card number and the name on the credit card.
3. Copies of payments from Shaddix's office to include credit card, check, or cash payment in relation to the Coleman case. If this does not exist please state that.
4. Copies of any payments made from Mr. Shaddix's Draw Down account for the fines or in relation to the Coleman case. Please state whether an attorney can utilize their Draw Down account to pay fines.
5. Shaddix alleged he does not have access to the Las Vegas Traffic Court division and he is unable to communicate with anyone from the Traffic Division due to the COVID restrictions. Please provide a statement as to whether Shaddix has contacted the traffic division to inquire about the Coleman case and/or obtain copies of the financial records surrounding the payment of fines. Please include language about the availability of LVJC to speak with Mr. Shaddix.

Should you need a Subpoena Duces Tecum for our office to obtain this information, please advise and we can email one to you. In addition, we may require your presence at the formal hearing scheduled for **January 25, 2021 at 9:00 am**. At this time, the hearing will be over Zoom. Please keep this date and time open.

Thank you.

Dawn Meeks, CP

Senior Certified Paralegal / Investigator
Office of Bar Counsel

Direct Dial: (702) 317-1439

Main Number: (702) 382-2200

State Bar of Nevada
3100 W. Charleston Blvd., Suite 100
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communicate through email to dawnm@nvbar.org. Thank you for your patience and cooperation during this difficult time.

DECLARATION OF SHERRI PARRIS


1. I, Sherri Parris, am the Court Division Administrator for the Traffic Division of the Las Vegas Justice Court.
2. In response to the inquiry from Dawn Meeks from the Nevada State Bar's Office of Bar Counsel, I reviewed the register of action for citation numbers LVM0272887 and LVM0285889, including the documents filed in each action, and records maintained by the Traffic Division case management system with regard to these citations.
3. I have attached to this Declaration all pertinent documents from the aforementioned records (hereinafter referred to as "Attachment A").
4. I hereby provide the following information to the best of my knowledge and belief and, where indicated, based upon my review of the records.
5. For **Citation LVM0272887**, the register of actions and documents filed in the case reflect that Mr. Shaddix was present during the attorney pretrial on December 8, 2017; that on that date, Mr. Shaddix negotiated a settlement of the citation on behalf of his client to reflect an amended charge of Illegal Parking with a fine amount of \$98.00. (*See Attachment A at 1 and 3*).
6. For **Citation LVM0285889**, the register of actions and documents filed in the case reflect that Mr. Shaddix was present during the attorney pretrial on December 8, 2017; that on that date, Mr. Shaddix negotiated a settlement of the citation on behalf of his client to reflect an amended charge of Illegal Parking with a fine amount of \$100.00. (*See Attachment A at 11 and 13*).
7. The register of actions for both cases reveal that the citations went unpaid until October 1, 2019. (*See Attachment A at 1 and 11*).
8. Before the citations were paid in October, 2019, the Court sent each case to collections three times (04/26/2018, 09/26/2018, and 02/25/2019) while concurrently (a) issuing a warrant for the arrest of the offender and (b) assessing Compliance Fees and Warrant Administration Fees in excess of the original fine amounts. (*See Attachment A at 1 and 11*).

9. Additionally, at times when warrants were issued in the cases, Mr. Shaddix would file a motion to quash the warrants (10/02/2018, 03/07/2019 and 06/19/19). The motions included a request to waive the fees imposed by the Court. *(See Attachment A at 5, 7, 9, 15, 17, 19).*
10. Each time Mr. Shaddix filed the motion, the Court approved the motion and waived some, but not all, of the fees. After the filing of each motion, Mr. Shaddix was instructed to call the court within 10 days to receive the decision/order. *(See Attachment A at 6, 8, 10, 16, 18, 20).*
11. Transaction detail records from the court's case management system indicate that Gary Coleman paid both citations via credit or debit card through the court's internet payment portal on October 1, 2019. *(See Attachment A at 21-22).*
12. Division records do not reveal any record of payments from Mr. Shaddix or his office for either of the citations.
13. Mr. Shaddix could not have used a "draw down" account to pay the citations because "draw down" accounts are used only for the payment of civil filing fees and cannot be used to pay traffic citations.
14. There is no reason why Mr. Shaddix could not have communicated with the Traffic Division staff for any type of assistance on these citations during the COVID restrictions.
15. Although the Las Vegas Justice Court's Traffic customer-service lobby has been closed since March 18th, 2020, the customer-service phones have been available. In fact, during the period from March 2020 through November 2020, the Las Vegas Justice Court's Traffic-Division staff have answered 64,385 calls.
16. Additionally, as an attorney, Mr. Shaddix also may directly contact Traffic Division staff by sending an e-mail to trafficattysession@clarkcountynv.gov.
17. There are no records documenting any attempt by Mr. Shaddix to speak with the Traffic Division by telephone or e-mail. If Mr. Shaddix had reached out to court staff via phone or e-mail, notes would have been added to the citation records. No notes appear for either citation. *(See Attachment A at 23-24).*

18. Even if Mr. Shaddix could not have reached the Traffic Division by phone or email, at any time during the past three years, Mr. Shaddix could have viewed the registers of action online in order to obtain the balance owing on the fines and fees.

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

Executed on 1/5/2021
(date)



SHERRI PARRIS
Court Division Administrator
Las Vegas Justice Court, Traffic Division

REGISTER OF ACTIONS				
CASE NO. LVM0272887				
The State of Nevada vs. Coleman, Gary Lee		S U N S H I N E S T A T E C O U R T S Y S T E M	Case Type:	Traffic
			Date Filed:	09/05/2017
			Location:	
			Nevada DPS BIN Number:	1004637742
			Warrant Document ID:	20190314093737A33E4489B6B14F67
			Warrant Record Number (DPS):	4377711
PARTY INFORMATION				
Defendant	Coleman, Gary Lee	DOB: 12/12/1972	Lead Attorneys Thomas S. Shaddix Retained 702-430-8420(W)	
CHARGE INFORMATION				
Charges: Coleman, Gary Lee		Statute	Level	Date
1. ILLEGAL PARKING		484.399(1)	Misdemeanor	08/26/2017
EVENTS & ORDERS OF THE COURT				
OTHER EVENTS AND HEARINGS				
09/05/2017	Citation			
09/05/2017	Citation Image			
09/05/2017	Traffic School 1 Citation 5 Hour Requirement (0 PT)			
	(0) Points Upon Completion of 5 Hour Traffic School			
10/10/2017	Attorney Session (1:00 PM) (Judicial Officer Doto, David M)			
	10/03/2017 Reset by Court to 10/10/2017			
	Result: Hearing Held			
10/10/2017	Court Entry			
10/10/2017	Court Entry			
10/10/2017	Plea of Not Guilty Entered			
12/08/2017	Pretrial Hearing (1:30 PM) ()			
	Result: Hearing Held			
12/08/2017	Court Entry			
12/08/2017	Plea of Guilty Entered			
12/08/2017	Pay in Full			
03/23/2018	Late Notice Sent			
04/26/2018	\$100 Compliance Fee Assessed			
04/26/2018	Forwarded to Las Vegas Justice Court Collections			
04/26/2018	Collections (HH) - 1st Party			
04/27/2018	\$150 Warrant Administration Fee Assessed			
04/27/2018	Warrant Issued to DPS			
04/30/2018	Warrant Recalled			
04/30/2018	Warrant Cleared (NCJIS)			
05/08/2018	Attorney Session (8:00 AM) (Judicial Officer Kwon, Sunny)			
	Result: Hearing Held			
05/08/2018	Court Entry			
05/08/2018	Court Entry			
05/08/2018	Court Recalled from Collections			
05/08/2018	Pay in Full			
05/08/2018	Plea of Guilty Entered			
05/17/2018	Recalled Collections (HH) - 1st Party			
08/23/2018	Late Notice Sent			
09/26/2018	\$100 Compliance Fee Assessed			
09/26/2018	Forwarded to Las Vegas Justice Court Collections			
09/26/2018	\$150 Warrant Administration Fee Assessed			
09/26/2018	Warrant Issued to DPS			
09/26/2018	Collections (HH) - 1st Party			
10/02/2018	Motion			
10/02/2018	Court Entry			
10/03/2018	Court Entry			
10/05/2018	Court Recalled from Collections			
10/05/2018	Motion			
	MOTION APPROVED IN PART; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS			
10/05/2018	Pay in Full			
10/05/2018	Warrant Recalled			
10/05/2018	Warrant Cleared (NCJIS)			
10/05/2018	Recalled Collections (HH) - 1st Party			
01/22/2019	Late Notice Sent			
02/25/2019	\$100 Compliance Fee Assessed			
02/25/2019	Forwarded to Las Vegas Justice Court Collections			
02/25/2019	\$150 Warrant Administration Fee Assessed			
02/25/2019	Warrant Issued to DPS			
02/25/2019	Collections (HH) - 1st Party			
03/07/2019	Motion			
03/07/2019	Court Entry			
03/14/2019	Court Recalled from Collections			
03/14/2019	Motion			
	MOTION APPROVED; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS			
03/14/2019	Pay in Full			
03/14/2019	Warrant Recalled			
03/14/2019	Warrant Cleared (NCJIS)			
03/14/2019	Recalled Collections (HH) - 1st Party			
06/19/2019	Court Entry			
06/19/2019	Motion			
06/28/2019	Court Recalled from Collections			
06/28/2019	Motion			
	MOTION APPROVE TO QUASH WARRANT; PAY IN 90 DAYS			
06/28/2019	Pay in Full			
06/29/2019	Late Notice Sent			
10/28/2019	Citation Auto Close 6 - Pay In Full			
FINANCIAL INFORMATION				
	Defendant Coleman, Gary Lee			
	Total Financial Assessment 203.00			
	Total Payments and Credits 203.00			
	Balance Due as of 01/04/2021 0.00			
09/05/2017	Transaction Assessment			198.00
04/26/2018	Transaction Assessment			100.00
04/27/2018	Transaction Assessment			150.00
09/26/2018	Transaction Assessment			100.00
09/26/2018	Transaction Assessment			150.00
02/25/2019	Transaction Assessment			100.00
02/25/2019	Transaction Assessment			150.00
10/01/2019	Web	Receipt # T-2019-232298	Coleman, Gary Lee	(198.00)
10/01/2019	Transaction Assessment			5.00
10/01/2019	Web	Receipt # T-2019-232299	Coleman, Gary Lee	(0.50)
10/01/2019	HPS Credit			(4.50)

Las Vegas Justice Court Traffic Calendar



L008609133

Calendar: ATTY SESSION-walkin

Doto, David M

10/10/2017 1:00 PM

Shaddix, Thomas S.

LVM0272887 (8/26/2017)

COLEMAN, GARY LEE

0 Defendant Warrants 0 Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information**1 Fail to use due care around pedestrian (8/26/2017) (M) PCN/SEQ:**☐
☐

- Dismiss Charge
- Other

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forefeiture	\$103.00	\$0.00	\$0.00	\$103.00
AA Fees	\$95.00	\$0.00	\$0.00	\$95.00
Total	\$198.00	\$0.00	\$0.00	\$198.00

Financial Summary

	Charged	Payments	Admin. Credits	Balance
TOTALS:	\$198.00	\$0.00	\$0.00	\$198.00

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant Collections	Balance
9/5/2017	LVM0285889 (TRF)	Traffic	8/27/2017	Open	10/10/2017 01:00 PM (ATY)		\$148.00

Las Vegas Justice Court Traffic Calendar



L008818121

Calendar: Attorney Pretrials

RJC Courtroom 8A

12/8/2017 1:30 PM

Shaddix, Thomas S.**LVM0272887 (8/26/2017)****COLEMAN, GARY LEE**

0 Defendant Warrants 0 Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information

1 Fail to use due care around pedestrian (8/26/2017) (M) PCN/SEQ:

☐
☒

• Dismiss Charge

• Other

VIP + \$98

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forefeiture	\$103.00	\$0.00	\$0.00	\$103.00
AA Fees	\$95.00	\$0.00	\$0.00	\$95.00
Total	\$198.00	\$0.00	\$0.00	\$198.00

	Charged	Payments	Admin. Credits	Balance
TOTALS:	\$198.00	\$0.00	\$0.00	\$198.00

Prior Hearings

10/10/2017 01:00 PM: Attorney Session - Hearing Held**Plea of Not Guilty Entered****10/03/2017 01:00 PM: Attorney Session -**

Criminal History

LVM0272887: The State of Nevada vs. Coleman, Gary Lee

Offense Date: 8/26/2017

Charge Information	Statute	Plea	Disposition
1: Fail to use due care around pedestrian (M)	484B.280		

LVM0285889: The State of Nevada vs. Coleman, Gary Lee

Offense Date: 8/27/2017

Charge Information	Statute	Plea	Disposition
1: Basic speeding violation - 1-10 miles per hour over posted speed limit (M)	484B.600		

Las Vegas Justice Court Traffic Calendar



L009394999

Calendar: ATTY SESSION-walkin

Kwon, Sunny

5/8/2018 8:00 AM

Shaddix, Thomas S.**LVM0272887 (8/26/2017)****COLEMAN, GARY LEE - XJB23027**

2 Defendant Warrants 1 Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information**1 ILLEGAL PARKING (8/26/2017) (M) PCN/SEQ:**

Filed As: Fail to use due care around pedestrian (M)

<input type="checkbox"/>
<input type="checkbox"/>

• Dismiss Charge

• Other

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$48.00	\$0.00	\$0.00	\$48.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$100.00	\$0.00	\$0.00	\$100.00
Warrant Administration Fee	\$150.00	\$0.00	\$0.00	\$150.00
Total	\$348.00	\$0.00	\$0.00	\$348.00

Handwritten: ~~\$348.00~~
\$198

Financial Summary

	Charged	Payments	Admin. Credits	Balance
TOTALS:	\$348.00	\$0.00	\$0.00	\$348.00

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant Collections	Balance
9/5/2017	LVM0285889 (TRF)	Traffic	8/27/2017	Open	05/08/2018 08:00 AM (ATY)	Y	\$350.00

Warrant(s) Quashed[]

Pay _____ days

Pay _____ month, starting _____ days

Pay _____ to lift warrant

Community Service ALL/FINES ONLY

[] Guilty [] No Contest

[] Not Guilty/Pre Trial

[] Dismiss

LVJC_RW_Traffic_Calendar

Report Generated At: 5/7/2018 4:08:38 PM
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MTN
Thomas S. Shaddix, ESQ
Nevada Bar No. 7905
6166 S. Sandhill Rd.; # 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

FILED

2018 OCT -2 P 3:58

JUSTICE COURT
LAS VEGAS NEVADA

LAS VEGAS JUSTICE COURT BY *pe*

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

Vs.

GARY COLEMAN,

Defendant.

Case No. : LVM0272887 & LVM0285889

Dept. No.:

LVM0272887
MOT
Motion
10028892



MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN by and through their attorney, Thomas S. Shaddix, Esq. and especially moves to quash the warrant for their arrest. *Additionally request fees to be waived.*

Dated this 2ND day of October, 2018.

MOTION APPROVED
GARY COLEMAN
SEE ATTACHED
PR 96 074

Thomas S. Shaddix
Thomas S. Shaddix, Esq.

"NO MORE MOTIONS"

This matter shall be placed on calendar on the _____ day of _____ 2018, at the hour of _____, in department _____.

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK

Las Vegas Justice Court Traffic Calendar



L010018627

Calendar: General Public Walk-In Session

10/3/2018

LVM0272887 (8/26/2017)

COLEMAN, GARY LEE - XJB23027

4 Defendant Warrants 2 Active Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/26/2017) (M) PCN/SEQ:

Filed As: Fail to use due care around pedestrian (M)

☐
☐

• Dismiss Charge

• Other

☐
☐

• Guilty

• Not Guilty/PreTrial

☐

• No Contest

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forefeiture	\$48.00	\$0.00	\$0.00	\$48.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$200.00	\$0.00	\$0.00	\$200.00
Warrant Administration Fee	\$150.00	\$0.00	\$0.00	\$150.00
Total	\$448.00	\$0.00	\$0.00	\$448.00

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant	Collection	Balance
9/5/2017	LVM0285889 (TRF)	Traffic	8/27/2017	Open		Y	Y	\$450.00

Warrant(s) Quashed[]

Pay 50 days

Pay _____ month, starting _____ days

Pay _____ to lift warrant

Community Service ALL/FINES ONLY

"NO MORE MOTIONS"

MTN

Thomas S. Shaddix, ESQ
Nevada Bar No. 7905
6166 S. Sandhill Rd., Ste. 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

LAS VEGAS JUSTICE COURT
CLARK COUNTY, NEVADA

FILED

2019 MAR -7 P 2:45

JUSTICE COURT
LAS VEGAS, NEVADA
BY PB

STATE OF NEVADA,

Plaintiff,

Vs.

GARY COLEMAN,

Defendant.

Case No. : LVM0272887 & LVM0285889

Dept. No.:

LVM0272887
MOT
Motion
10647799



MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through his attorney, Thomas S. Shaddix, Esq., and especially moves to quash the warrant issued for his arrest and to request fees issued for the bench warrants be waived, due to law office oversight.

Dated this 7th day of March, 2019.

MOTION APPROVED
Wm. S. Shaddix
SSS

Thomas S. Shaddix
Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of _____ March _____ 2019,
at the hour of _____, in Department _____.

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK

"NO MORE MOTIONS"

Las Vegas Justice Court Traffic Calendar



L010619240

Calendar: General Public Walk-In Session

3

3/7/2019

LVM0272887 (8/26/2017)

COLEMAN, GARY LEE - XJB23027

6 Defendant Warrants 3 Active Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/26/2017) (M) PCN/SEQ:

Filed As: Fail to use due care around pedestrian (M)

☐

• Dismiss Charge

☐

• Guilty

☐

• No Contest

☐

• Other

☐

• Not Guilty/PreTrial

298

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$48.00	\$0.00	\$0.00	\$48.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$200.00	\$0.00	\$0.00	\$200.00
Warrant Administration Fee	\$250.00	\$0.00	\$0.00	\$250.00
Total	\$548.00	\$0.00	\$0.00	\$548.00

120
120
240

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant	Collection	Balance
9/5/2017	LVM0285889 (TRF)	Traffic	8/27/2017	Open		Y	Y	\$550.00

Warrant(s) Quashed[]

Pay 90 days

Pay month, starting days

Pay to lift warrant

Community Service ALL/FINES ONLY

"NO MORE MOTIONS"

1 MTN
2 Thomas S. Shaddix, ESQ
3 Nevada Bar No. 7905
4 6166 S. Sandhill Rd.; # 146
5 Las Vegas, Nevada 89120
6 702.735.7867
7 Attorney for Defendant
8
9

FILED

2019 JUN 19 P 2:03

JUSTICE COURT
LAS VEGAS NEVADA
BY 84
DEPUTY

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

13 STATE OF NEVADA,

Case No. : LVM0272887 & LVM0285889

16 Plaintiff,

Dept. No.:

18 Vs.

20 GARY COLEMAN,

22 Defendant.

LVM0272887
MOT
Motion
11126962



25 MOTION TO QUASH

26
27 COMES NOW the defendant, GARY COLEMAN, by and through their attorney, Thomas S.
28 Shaddix, Esq. and especially moves to quash the warrant issued for their arrest and
29 place back on calendar.

30
31 Dated this 18th day of June, 2019.

37 **MOTION APPROVED**

36 Thomas S. Shaddix
37 Thomas S. Shaddix, Esq.

40
41 This matter shall be placed on calendar on the _____ day of _____ 2019,
42 at the hour of _____, in department _____.

45 _____
46 DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK

Las Vegas Justice Court Traffic Calendar



L011076889

Calendar: General Public Walk-In Session

3

6/19/2019

LVM0272887 (8/26/2017)

COLEMAN, GARY LEE - XJB23027

6 Defendant Warrants 3 Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/26/2017) (M) PCN/SEQ:

Filed As: Fail to use due care around pedestrian (M)

☐

• Dismiss Charge

☒

• Guilty

☐

• No Contest

☐

• Other

☐

• Not Guilty/PreTrial

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$48.00	\$0.00	\$0.00	\$48.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$100.00	\$0.00	\$0.00	\$100.00
Warrant Administration Fee	\$100.00	\$0.00	\$0.00	\$100.00
Total	\$298.00	\$0.00	\$0.00	\$298.00

198

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant	Collection	Balance
9/5/2017	LVM0285889 (TRF)	Traffic	8/27/2017	Open				\$300.00

Warrant(s) Quashed[]

Pay _____ days

Pay _____ month, starting _____ days

Pay _____ to lift warrant

Community Service ALL/FINES ONLY

REGISTER OF ACTIONS				
CASE No. LVM0285889				
The State of Nevada vs. Coleman, Gary Lee		Case Type: Traffic		
		Date Filed: 09/05/2017		
		Location:		
		Nevada DPS BIN Number: 1004637743		
		Warrant Document ID: 201903140938291B3B67C8CBA94643		
		Warrant Record Number (DPS): 4377712		
PARTY INFORMATION				
Defendant	Coleman, Gary Lee	DOB: 12/12/1972	Lead Attorneys Thomas S. Shaddix Retained 702-430-8420(W)	
CHARGE INFORMATION				
Charges: Coleman, Gary Lee		Statute	Level	Date
1. ILLEGAL PARKING		484.399(1)	Misdemeanor	08/27/2017
EVENTS & ORDERS OF THE COURT				
OTHER EVENTS AND HEARINGS				
09/05/2017	Citation			
09/05/2017	Citation Image			
09/05/2017	Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)			
	(0) Points Upon Completion of 5 Hour Traffic School			
10/10/2017	Attorney Session (1:00 PM) (Judicial Officer Doto, David M)			
	10/03/2017 Reset by Court to 10/10/2017			
	Result: Hearing Held			
10/10/2017	Court Entry			
10/10/2017	Court Entry			
10/10/2017	Plea of Not Guilty Entered			
12/08/2017	Pretrial Hearing (1:30 PM) ()			
	Result: Hearing Held			
12/08/2017	Court Entry			
12/08/2017	Plea of Guilty Entered			
12/08/2017	Pay in Full			
03/23/2018	Late Notice Sent			
04/26/2018	\$100 Compliance Fee Assessed			
04/26/2018	Forwarded to Las Vegas Justice Court Collections			
04/26/2018	Collections (HH) - 1st Party			
04/27/2018	\$150 Warrant Administration Fee Assessed			
04/27/2018	Warrant Issued to DPS			
04/30/2018	Warrant Recalled			
04/30/2018	Warrant Cleared (NCJIS)			
05/08/2018	Attorney Session (8:00 AM) (Judicial Officer Kwon, Sunny)			
	Result: Hearing Held			
05/08/2018	Court Entry			
05/08/2018	Court Entry			
05/08/2018	Court Recalled from Collections			
05/08/2018	Pay in Full			
05/08/2018	Plea of Guilty Entered			
05/17/2018	Recalled Collections (HH) - 1st Party			
08/23/2018	Late Notice Sent			
09/26/2018	\$100 Compliance Fee Assessed			
09/26/2018	Forwarded to Las Vegas Justice Court Collections			
09/26/2018	\$150 Warrant Administration Fee Assessed			
09/26/2018	Warrant Issued to DPS			
09/26/2018	Collections (HH) - 1st Party			
10/02/2018	Motion			
10/02/2018	Court Entry			
10/03/2018	Court Entry			
10/05/2018	Court Recalled from Collections			
10/05/2018	Motion			
	MOTION APPROVED IN PART; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS			
10/05/2018	Pay in Full			
10/05/2018	Warrant Recalled			
10/05/2018	Warrant Cleared (NCJIS)			
10/05/2018	Recalled Collections (HH) - 1st Party			
01/22/2019	Late Notice Sent			
02/25/2019	\$100 Compliance Fee Assessed			
02/25/2019	Forwarded to Las Vegas Justice Court Collections			
02/25/2019	\$150 Warrant Administration Fee Assessed			
02/25/2019	Warrant Issued to DPS			
02/25/2019	Collections (HH) - 1st Party			
03/07/2019	Motion			
03/07/2019	Court Entry			
03/14/2019	Court Recalled from Collections			
03/14/2019	Motion			
	MOTION APPROVED; WARRANT QUASHED; SEE ATTACHED COURT ENTRY; PAY IN 90 DAYS			
03/14/2019	Pay in Full			
03/14/2019	Warrant Recalled			
03/14/2019	Warrant Cleared (NCJIS)			
03/14/2019	Recalled Collections (HH) - 1st Party			
06/19/2019	Court Entry			
06/19/2019	Motion			
06/28/2019	Court Recalled from Collections			
06/28/2019	Motion			
	MOTION APPROVE TO QUASH WARRANT; PAY IN 90 DAYS			
06/28/2019	Pay in Full			
06/29/2019	Late Notice Sent			
10/28/2019	Citation Auto Close 6 - Pay In Full			
FINANCIAL INFORMATION				
	Defendant Coleman, Gary Lee			
	Total Financial Assessment			203.00
	Total Payments and Credits			203.00
	Balance Due as of 01/04/2021			0.00
09/05/2017	Transaction Assessment			148.00
04/26/2018	Transaction Assessment			100.00
04/27/2018	Transaction Assessment			150.00
09/26/2018	Transaction Assessment			100.00
09/26/2018	Transaction Assessment			150.00
02/25/2019	Transaction Assessment			100.00
02/25/2019	Transaction Assessment			150.00
10/01/2019	Web	Receipt # T-2019-232321	Coleman, Gary Lee	(198.00)
10/01/2019	Transaction Assessment			5.00
10/01/2019	Web	Receipt # T-2019-232322	Coleman, Gary Lee	(0.50)
10/01/2019	HPS Credit			(4.50)

Las Vegas Justice Court Traffic Calendar



L008609135

Calendar: ATTY SESSION-walkin

Doto, David M

10/10/2017 1:00 PM

Shaddix, Thomas S.

LVM0285889 (8/27/2017)

COLEMAN, GARY LEE

0 Defendant Warrants 0 Warrants On Case

[Default] Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)

Sentencing Information

1 Basic speeding violation - 1-10 miles per hour over posted speed limit (8/27/2017) (M) PCN/SEQ:

<input type="checkbox"/>
<input type="checkbox"/>

- Dismiss Charge
- Other

[Handwritten signature]

*12-8-17
10-25-17
8/28/17
1:30*

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$73.00	\$0.00	\$0.00	\$73.00
AA Fees	\$75.00	\$0.00	\$0.00	\$75.00
Total	\$148.00	\$0.00	\$0.00	\$148.00

Financial Summary

	Charged	Payments	Admin. Credits	Balance
TOTALS:	\$148.00	\$0.00	\$0.00	\$148.00

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant Collections	Balance
9/5/2017	LVM0272887 (TRF)	Traffic	8/26/2017	Open	10/10/2017 01:00 PM (ATY)		\$198.00

Las Vegas Justice Court Traffic Calendar



L008818122

Calendar: Attorney Pretrials

RJC Courtroom 8A

12/8/2017 1:30 PM

Shaddix, Thomas S.

LVM0285889 (8/27/2017)

COLEMAN, GARY LEE

0 Defendant Warrants 0 Warrants On Case

[Default] Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)

Sentencing Information

1 Basic speeding violation - 1-10 miles per hour over posted speed limit (8/27/2017) (M) PCN/SEQ:

• Dismiss Charge

• Other

11P + 100

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forefeiture	\$73.00	\$0.00	\$0.00	\$73.00
AA Fees	\$75.00	\$0.00	\$0.00	\$75.00
Total	\$148.00	\$0.00	\$0.00	\$148.00

	Charged	Payments	Admin. Credits	Balance
TOTALS:	\$148.00	\$0.00	\$0.00	\$148.00

Prior Hearings

10/10/2017 01:00 PM: Attorney Session - Hearing Held

Plea of Not Guilty Entered

10/03/2017 01:00 PM: Attorney Session -

Criminal History

LVM0272887: The State of Nevada vs. Coleman, Gary Lee

Offense Date: 8/26/2017

Charge Information	Statute	Plea	Disposition
1: Fail to use due care around pedestrian (M)	484B.280		

LVM0285889: The State of Nevada vs. Coleman, Gary Lee

Offense Date: 8/27/2017

Charge Information	Statute	Plea	Disposition
1: Basic speeding violation - 1-10 miles per hour over posted speed limit (M)	484B.600		

Las Vegas Justice Court Traffic Calendar



L009395001

Calendar: ATTY SESSION-walkin

Kwon, Sunny

5/8/2018 8:00 AM

Shaddix, Thomas S.**LVM0285889 (8/27/2017)****COLEMAN, GARY LEE - XJB23027**

2 Defendant Warrants 1 Warrants On Case

[Default] Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)

Sentencing Information**1 ILLEGAL PARKING (8/27/2017) (M) PCN/SEQ:**

Filed As: Basic speeding violation - 1-10 miles per hour over posted speed limit (M)

☐
☐

• Dismiss Charge

• Other

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$50.00	\$0.00	\$0.00	\$50.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$100.00	\$0.00	\$0.00	\$100.00
Warrant Administration Fee	\$150.00	\$0.00	\$0.00	\$150.00
Total	\$350.00	\$0.00	\$0.00	\$350.00

*winning \$300***Financial Summary**

	Charged	Payments	Admin. Credits	Balance
TOTALS:	\$350.00	\$0.00	\$0.00	\$350.00

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant Collections	Balance
9/5/2017	LVM0272887 (TRF)	Traffic	8/26/2017	Open	05/08/2018 08:00 AM (ATY)	Y	\$348.00

Warrant(s) Quashed[]

Pay _____ days

Pay _____ month, starting _____ days

Pay _____ to lift warrant

Community Service ALL/FINES ONLY

[] Guilty [] No Contest

[] Not Guilty/Pre Trial

[] Dismiss

LVJC_RW_Traffic_Calendar

Report Generated At: 5/7/2018 4:08:38 PM
Page 142

MTN
Thomas S. Shaddix, ESQ
Nevada Bar No. 7905
6166 S. Sandhill Rd.; # 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

FILED

2018 OCT -2 P 3: 58

JUSTICE COURT
LAS VEGAS NEVADA

LAS VEGAS JUSTICE COURT BY *PB*

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Case No. : LVM0272887 & LVM0285889

Plaintiff,

Dept. No.:

Vs.

GARY COLEMAN,

Defendant.

LVM0285889
MOT
Motion
10028890



MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN by and through their attorney, Thomas S. Shaddix, Esq. and especially moves to quash the warrant for their arrest. *Additionally request fees to be waived.*

Dated this 2ND day of October, 2018.

MOTION APPROVED
GARY COLEMAN
SEE ATTACHED
PR 96 074

Thomas Shaddix
Thomas S. Shaddix, Esq.

"NO MORE MOTIONS"

This matter shall be placed on calendar on the _____ day of _____ 2018, at the hour of _____, in department _____.

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK

Las Vegas Justice Court Traffic Calendar



L010018844

Calendar: General Public Walk-In Session

3

10/3/2018

LVM0285889 (8/27/2017)

COLEMAN, GARY LEE - XJB23027

4 Defendant Warrants 2 Active Warrants On Case

[Default] Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/27/2017) (M) PCN/SEQ:

Filed As: Basic speeding violation - 1-10 miles per hour over posted speed limit (M)

☐

Dismiss Charge

☐

Guilty

☐

No Contest

☐

Other

☐

Not Guilty/PreTrial

200

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$50.00	\$0.00	\$0.00	\$50.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$200.00	\$0.00	\$0.00	\$200.00
Warrant Administration Fee	\$150.00	\$0.00	\$0.00	\$150.00
Total	\$450.00	\$0.00	\$0.00	\$450.00

100
50
300

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant	Collection	Balance
9/5/2017	LVM0272887 (TRF)	Traffic	8/26/2017	Open		Y	Y	\$448.00

Warrant(s) Quashed[]

Pay 50 days

Pay _____ month, starting _____ days

Pay _____ to lift warrant

Community Service ALL/FINES ONLY

"NO MORE MOTIONS"

MTN

Thomas S. Shaddix, ESQ
Nevada Bar No. 7905
6166 S. Sandhill Rd., Ste. 146
Las Vegas, Nevada 89120
702.735.7867
Attorney for GARY COLEMAN

LAS VEGAS JUSTICE COURT
CLARK COUNTY, NEVADA

FILED

2019 MAR -1 P 2:45

JUSTICE COURT
LAS VEGAS, NEVADA
BY PB

STATE OF NEVADA,

Plaintiff,

Vs.

GARY COLEMAN,

Defendant.

Case No. : LVM0272887 & LVM0285889

Dept. No.:

LVM0285889
MOT
Motion
10647821



MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through his attorney, Thomas S. Shaddix, Esq., and especially moves to quash the warrant issued for his arrest and to request fees issued for the bench warrants be waived, due to law office oversight.

Dated this 7th day of March, 2019.

MOTION APPROVED
Lower Court must rule
SSG

Thomas Shaddix
Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of March, 2019,
at the hour of _____, in Department _____.

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK

"NO MORE MOTIONS"

Las Vegas Justice Court Traffic Calendar



L010619244

Calendar: General Public Walk-In Session

3

3/7/2019

LVM0285889 (8/27/2017)

COLEMAN, GARY LEE - XJB23027

6 Defendant Warrants 3 Active Warrants On Case

[Default] Traffic School 1 to 2 Citations 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/27/2017) (M) PCN/SEQ:

Filed As: Basic speeding violation - 1-10 miles per hour over posted speed limit (M)

☐

• Dismiss Charge

☐

• Guilty

☐

• No Contest

☐

• Other

☐

• Not Guilty/PreTrial

300

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$50.00	\$0.00	\$0.00	\$50.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$200.00	\$0.00	\$0.00	\$200.00
Warrant Administration Fee	\$250.00	\$0.00	\$0.00	\$250.00
Total	\$550.00	\$0.00	\$0.00	\$550.00

100
100
300

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant	Collection	Balance
9/5/2017	LVM0272887 (TRF)	Traffic	8/26/2017	Open		Y	Y	\$548.00

Warrant(s) Quashed[]

Pay 40 days

Pay month, starting days

Pay to lift warrant

Community Service ALL/FINES ONLY

"NO MORE MOTIONS"

1 MTN
2 Thomas S. Shaddix, ESQ
3 Nevada Bar No. 7905
4 6166 S. Sandhill Rd.; # 146
5 Las Vegas, Nevada 89120
6 702.735.7867
7 Attorney for Defendant

FILED

2019 JUN 19 P 2:03

JUSTICE COURT
LAS VEGAS NEVADA
BY sy
CLERK

LAS VEGAS JUSTICE COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Case No. : LVM0272887 & LVM0285889

Plaintiff,

Dept. No.:

Vs.

GARY COLEMAN,

Defendant.

LVM0285889
MOT
Motion
11126963



MOTION TO QUASH

COMES NOW the defendant, GARY COLEMAN, by and through their attorney, Thomas S. Shaddix, Esq. and especially moves to quash the warrant issued for their arrest and place back on calendar.

Dated this 18th day of June, 2019.

MOTION APPROVED

Thomas S. Shaddix
Thomas S. Shaddix, Esq.

This matter shall be placed on calendar on the _____ day of _____ 2019,
at the hour of _____, in department _____.

DISTRICT ATTORNEY

LAS VEGAS JUSTICE CLERK

Las Vegas Justice Court Traffic Calendar



L011076889

Calendar: General Public Walk-In Session

3

6/19/2019

LVM0272887 (8/26/2017)

COLEMAN, GARY LEE - XJB23027

6 Defendant Warrants 3 Warrants On Case

[Default] Traffic School 1 Citation 5 Hour Requirement (0 PT)

Sentencing Information

1 ILLEGAL PARKING (8/26/2017) (M) PCN/SEQ:

Filed As: Fail to use due care around pedestrian (M)

☐

• Dismiss Charge

☒

• Guilty

☐

• No Contest

☐

• Other

☐

• Not Guilty/PreTrial

Fee Category Description	Charge Total	Payment Total	Credit Total	Balance Due
Fines and Forfeiture	\$48.00	\$0.00	\$0.00	\$48.00
AA Fees	\$50.00	\$0.00	\$0.00	\$50.00
Compliance Fee	\$100.00	\$0.00	\$0.00	\$100.00
Warrant Administration Fee	\$100.00	\$0.00	\$0.00	\$100.00
Total	\$298.00	\$0.00	\$0.00	\$298.00

198

Other Active Cases

File Date	Case	Dept	Offense Dt	Status	Next Hrg.	Warrant	Collection	Balance
9/5/2017	LVM0285889 (TRF)	Traffic	8/27/2017	Open				\$300.00



Warrant(s) Quashed[]

Pay _____ days

Pay _____ month, starting _____ days

Pay _____ to lift warrant


Community Service ALL/FINES ONLY

View a Payment


Transaction Detail


Receipt # **T-2019-232298** System


Date  Type ▼

Amount to be Applied

☒ Case Party ☐ Non Case Party

Payor  Address

Till 

Comment 

Tender Detail

198.00 Credit / Debit Card - EPS489


Total Amount Tendered **198.00**

Amount Applied **198.00-**


Change Issued From Drawer **0.00**



Transaction Balances

☐ Use Manual Distribution

For Party / Fee	System	Amt to Apply
 Coleman, Gary Lee	198.00	198.00
LVM0272887	198.00	198.00
9/26/2018 5:34:16 PM Compliance Fee	100.00	100.00
Compliance Fee	100.00	100.00
9/5/2017 Traffic Fees	98.00	98.00
AA Fee - County	7.00	7.00
Totals for this Transaction	198.00	198.00

Audit ID 41959914


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Date  Type ▼

Amount to be Applied

☒ Case Party ☐ Non Case Party

Payor  Address

Till 

Comment 

Tender Detail

198.00 Credit / Debit Card - EPS489


Total Amount Tendered **198.00**

Amount Applied **198.00-**


Change Issued From Drawer **0.00**

Transaction Balances

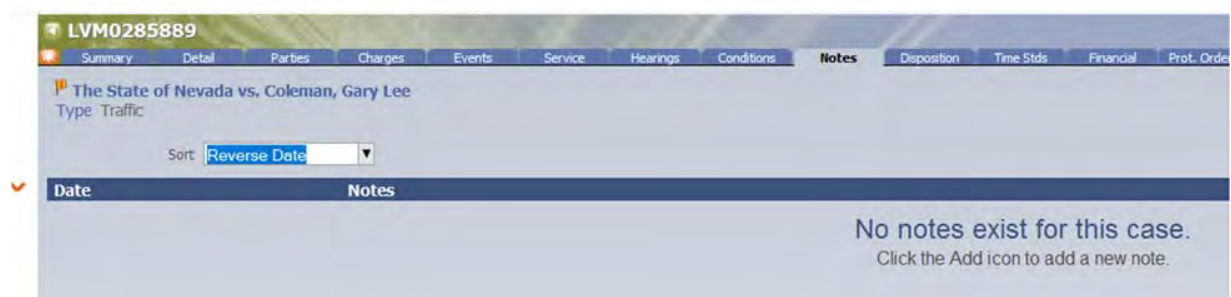
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For Party / Fee	System	Amt to Apply
 Coleman, Gary Lee	198.00	198.00
LVM0285889	198.00	198.00
2/25/2019 5:42:31 PM Compliance Fee	100.00	100.00
Compliance Fee	100.00	100.00
9/5/2017 Traffic Fees	98.00	98.00
AA Fee - County	7.00	7.00
Totals for this Transaction	198.00	198.00

Audit ID 41980040

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Firm Case#: OBC19-1270

Case: State Bar of Nevada vs. Thomas Shaddix, Esq.

Location: Conference Room

Shipped On: 12/23/2020

Shipped Via: Email Only

Tracking #: Electronic Only

Delivery Type: Normal

Services: Court Reporter

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			\$ 522.35

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OBC19-1270

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STATE BAR OF NEVADA
SOUTHERN NEVADA DISCIPLINARY BOARD

STATE BAR OF NEVADA,)
)
 Complainant,)
)
 vs.)
)
 THOMAS S. SHADDIX, ESQ.,)
 Nevada Bar No. 7905,)
 Respondent.)
 _____)

REPORTER'S TRANSCRIPT OF ZOOM HEARING PROCEEDINGS
BEFORE HEARING PANEL CHAIR DAWN M. LOZANO

Grievance File No.: OBC19-1270

Volume I

Taken on Thursday, December 10, 2020

At 9:27 a.m.

Las Vegas, Nevada

Reported by: Carla N. Bywaters, CCR 866

Job No. 56712

1 APPEARANCES:

2 Panel Members:

3 DAWN M. LOZANO, ESQ., Hearing Chair

4 KELLY K. GIORDANI, ESQ., Panel Member

5 PETER OSSOWSKI, Lay Member

6 Also Present:

7 DANIEL T. YOUNG, ESQ., Assistant Bar Counsel

8 SONIA DEL RIO, Hearing Paralegal

9 THOMAS S. SHADDIX, ESQ., Respondent

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TRANSCRIPT OF HEARING PROCEEDINGS, VOL. I

December 10, 2020

1	E X H I B I T S		
2	(Retained by State Bar of Nevada)		
3	NUMBER	DESCRIPTION	ADMITTED
4	Complainant's		
5	1	State Bar Formal Hearing Packet	P/M
6	2	Declaration of Prior Discipline	P/M
7	3	10/07/19 Coleman Complaint	P/M
8	4	10/10/19 Meeks Letter to Shaddix	P/M
9	5	10/21/19 Return Receipt	P/M
10	6	10/30/19 Meeks Letter to Shaddix	P/M
11	7	11/04/19 Return Receipt	P/M
12	8	10/28/19 Shaddix E-mail to Meeks	P/M
13	9	12/04/19 Meeks E-mail to Shaddix	P/M
14	10	12/04/19 Microsoft Outlook E-mail	P/M
15	11	01/08/20 Gary E-mail to Meeks	P/M
16	12	01/08/20 Meeks E-mail to Gary	P/M
17	13	01/08/20 Meeks Records Request	P/M
18	14	01/22/20 Meeks E-mail to Shaddix	P/M
19	15	01/22/20 Microsoft Outlook E-mail	P/M
20	16	01/22/20 Gary E-mail to Meeks	P/M
21	17	01/23/20 Meeks E-mail to Gary	P/M
22	18	03/12/20 Shaddix E-mail to Meeks	P/M
23	19	03/26/20 Meeks E-mail to Shaddix	P/M
24	20	Shaddix Documents re Coleman	P/M
25	21	01/10/20 Tommasino E-mail to Meeks	P/M

TRANSCRIPT OF HEARING PROCEEDINGS, VOL. I

December 10, 2020

1	E X H I B I T S (cont.)		
2	(Retained by State Bar of Nevada)		
3	NUMBER	DESCRIPTION	ADMITTED
4	Complainant's		
5	22	Citation #LVM0272887 Documents	P/M
6	23	Citation #LVM0285889 Documents	P/M
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1 P R O C E E D I N G S

2 LAS VEGAS, NEVADA; DECEMBER 10, 2020;

3 9:27 A.M.

4 - - -

5 CHAIR LOZANO: Okay. It is now 9:27 on
6 December 10th. This is the Formal Hearing, the State of
7 Nevada Southern Disciplinary Board versus Thomas S.
8 Shaddix, S-h-a-d-d-i-x, File No. OBC19-1270.

9 We have an Index of Documents. I know that we
10 also had a prehearing conference, which I know you
11 weren't at Mr. Shaddix, when the State already offered
12 and had admitted their exhibits. I believe there are 22
13 that I received; is that correct? State?

14 MR. YOUNG: There should be 23 exhibits.

15 CHAIR LOZANO: Is that the Complaint as well?

16 MR. YOUNG: The hearing packet is Exhibit
17 No. 1.

18 CHAIR LOZANO: Okay. So that's No. 1, and
19 then the rest are -- and 22 additional?

20 MR. YOUNG: Yes.

21 CHAIR LOZANO: Okay. Got it. And then,
22 Mr. Shaddix, I didn't receive anything from you. Did
23 you receive anything from Mr. Young? Mr. Shaddix?

24 MR. SHADDIX: I did --

25 CHAIR LOZANO: I'm sorry?

1 MR. SHADDIX: I did receive the hearing packet
2 electronically.

3 CHAIR LOZANO: Okay. And did you have -- I
4 didn't see that you submitted any documents. Did you
5 submit any documents, Mr. Shaddix?

6 MR. SHADDIX: Nothing further than the Answer.

7 CHAIR LOZANO: Okay. All right. That's the
8 only thing I saw, and I saw that there was an Answer
9 that was filed 7/24/2020. Is that the one?

10 MR. SHADDIX: Yes.

11 CHAIR LOZANO: Okay. I want to acknowledge
12 that we have a panel with us today. We have Kelly
13 Giordani, and we have -- Attorney Kelly Giordani, and we
14 have Peter Ossowski, our layperson. I think we need to
15 swear in Mr. Shaddix. Please do so, court reporter. We
16 have Carla Bywaters as our court reporter.

17 (Witness sworn.)

18 CHAIR LOZANO: Thank you. Anything
19 preliminary, Mr. Shaddix or Mr. Young?

20 MR. YOUNG: Just to confirm that the State
21 Bar's exhibits were all admitted previously at the
22 prehearing conference.

23 CHAIR LOZANO: They were.

24 MR. YOUNG: The State Bar has nothing further
25 as a preliminary matter. We are prepared with two

1 witnesses to proceed with the State Bar's case.

2 CHAIR LOZANO: Okay. Anything preliminarily,
3 Mr. Shaddix? —

4 MR. SHADDIX: I would just like to go ahead
5 and restate that, I mean, obviously with the technology
6 issues, this is less than ideal. I would prefer to have
7 an in-person hearing, obviously. Additionally, I
8 believe that we had spoken at an Initial Case
9 Conference, and one of the things holding this matter up
10 was that I have no access to the Las Vegas traffic court
11 division, which does still remain closed.

12 So I have not been able to contact anyone to
13 go ahead and verify any documentation or provide that in
14 this hearing, so I'm unfortunately flying in the blind
15 on the basic crux of this matter, which is whether or
16 not there was a payment process for a traffic fine back
17 in 2017 or not.

18 I doubt that -- I know Mr. Young's feelings on
19 continuing this matter until they reopen, and I'm able
20 to have actual access and a constructive conversation
21 with them at that point to go ahead and find out exactly
22 what happened, if there was an error on my office's
23 part, if there was a court error or something in
24 between.

25 So I would like to go ahead and say that I

1 think this hearing is still premature, but since we're
2 all here, if the Panel is content to go ahead and
3 proceed, then that's what we'll do.

4 CHAIR LOZANO: Mr. Young, do you have anything
5 to say as far as the accessibility of the records he
6 needs to prove, actually prove or disprove, the
7 underlying offense.

8 MR. YOUNG: I will respond to his motion as a
9 whole. I'm going to oppose his motion to continue. As
10 Panel Chair knows, he has spottingly participated in
11 this process, and I think this is nothing more than a
12 dilatory tactic. He wasn't present at the prehearing
13 conference. He didn't file any motions to continue in
14 this matter as far as by the motion deadline. We didn't
15 even know he was going to be present at the hearing
16 today. Luckily, he has made his appearance today.

17 Because he has failed to actively participate
18 in this case, I think his motion should be denied as a
19 dilatory tactic. With that said, the State Bar has been
20 able to subpoena the records from the traffic justice
21 court, and we do have those records. And they have been
22 provided to Mr. Shaddix, which sets forth, you know, it
23 includes the Register of Actions, the various orders
24 that the Court has made in there, several motions that
25 Mr. Shaddix had filed in the cases. So I'm not sure

1 what else more that you're going to get from the justice
2 court, you know, other than the records that have
3 already been provided that were returned to the State
4 Bar via subpoena.

5 CHAIR LOZANO: Mr. Shaddix, can you respond to
6 that, because we've all been provided, and as you said
7 you've also been provided with the hearing packet, which
8 is Exhibit 1 and the 22 exhibits that have been admitted
9 from the State Bar, including the records, the
10 underlying records on this. Was there anything that you
11 say from that packet is missing?

12 MR. SHADDIX: Well, I think that the packet
13 obviously does not include any context. This circles
14 around, basically, whether or not a payment was made. A
15 Register of Action is not going to reflect the payment
16 that was either misplaced or misapplied or otherwise not
17 taken into account at a certain point.

18 And so while I do see what's publicly
19 available on the Las Vegas traffic court website, I've
20 not been able to come into contact to find out who
21 exactly would have been accepting those payments at that
22 time, whether or not it matches up with one of my check
23 registers, which is typically how these types of
24 payments were made to the Las Vegas justice traffic
25 court, or perhaps if there was a cash payment as well

1 made.

2 And I've not been able to go ahead and reach
3 anybody to have any type of real conversation with them
4 to see how I would go about trying to go ahead and match
5 that up.

6 CHAIR LOZANO: If that was your position,
7 Mr. Shaddix, is there a reason why you haven't shown
8 some kind of cash payment or check payment or any other
9 ACH or any kind of LawPay payments to the justice court
10 through your office? Wouldn't you have a copy --

11 MR. SHADDIX: I do --

12 CHAIR LOZANO: -- of that out of your office?
13 Is that what you're alleging --

14 MR. SHADDIX: I do have -- I do have some
15 paper, paper receipts, going back that far, yes, but
16 nothing that specifically addresses this matter.

17 MR. YOUNG: And, again, I'll respond. I think
18 this is just strictly a dilatory tactic. He has failed
19 to provide any response to the State Bar. That's one of
20 the charges in the Complaint in this case, which he
21 could have made these statements at the time to the
22 State Bar and provided records, paper records, that he's
23 had to the State Bar. He's failed to do that.

24 He's also failed to put this information and
25 support it into a motion either to dismiss the case, if

1 that's his case, and support that motion with any
2 documentation that he's alleging that he has now. He's
3 failed to disclose any information that he claims that
4 he has now during this process. The deadline for that
5 has come and gone, and so this oral motion to continue
6 at this time is nothing more than a dilatory tactic.

7 And, again, I'll reiterate that he has, since
8 July, not participated in any of the hearings or any
9 communication as this case moved forward through the
10 various steps of the prosecution culminating in today's
11 hearing. We have all the parties, the Panel Members
12 here. We have witnesses that are waiting in the waiting
13 room and, again, this motion is just a dilatory tactic,
14 and I would ask that Ms. Chair deny that motion.

15 CHAIR LOZANO: I have two questions for you
16 Mr. Shaddix. Why has there been no participation since
17 July in this process?

18 MR. SHADDIX: Well, my position has stayed
19 consistent. Going back into April, I had requested a
20 continuance at that point. Mr. Hogan saw fit to go
21 ahead and deny that. Again, he dated that order April
22 24th, basically saying that the Declaration of Emergency
23 Directive 003 wasn't really applicable to that. I think
24 times were much different in early March than where we
25 are now, which seems to be more of the same for the last

1 nine months.

2 And so, unfortunately, I have not been able to
3 gain any access despite, you know, several attempts
4 speaking with court personnel. And, unfortunately, they
5 seem to be in the same position as I am that it's
6 basically day to day and that if anything changes with
7 them that they would let me know, and they would reach
8 out to me. To date, they have not.

9 Here we are in December, and we find ourselves
10 now in what's being termed a pause order, which again
11 while it has allowed some limited access to the criminal
12 courts, has allowed no substantive access to the traffic
13 division at all. And so I'm simply -- I'm not able to
14 come up with anything that I wasn't looking for in
15 March, wasn't looking for in April, wasn't looking for
16 in May, June, July.

17 Mr. Young has seen fit to go ahead and
18 continue down this course of action. I understand that,
19 you know, he wants to go ahead and speed these things
20 along, and -- as I do, as well. I don't like this
21 hanging out over my head. You know, we're coming up on
22 the better part of a year now at this point, but I don't
23 see why a slight delay of 30 days would inconvenience
24 anyone, other than having to go ahead and reschedule the
25 hearing again.

1 But at this time the hearing could be held
2 with the benefit of full knowledge from everyone else.
3 And, again, if there was a mistake that was made, then
4 obviously that would come to light as well. And, if
5 anything, that may bolster Mr. Young's case against me.

6 MR. YOUNG: In response --

7 CHAIR LOZANO: Wait a minute, Mr. Young.

8 MR. YOUNG: Yes.

9 CHAIR LOZANO: And my second question is: Why
10 didn't you file a motion before? Also --

11 MR. SHADDIX: Like I --

12 CHAIR LOZANO: -- participating in a pretrial
13 hearing could have helped by even bringing this up
14 without the necessity of having to have witnesses here,
15 because -- one moment -- not only did we have to -- what
16 was the cost that you had to get the subpoena for the
17 justice court records? Do you know? For the traffic
18 court records, what were the costs.

19 MR. YOUNG: Are you asking the State Bar?

20 CHAIR LOZANO: Correct.

21 MR. YOUNG: I don't recall the exact cost of
22 those records. I don't have that information in front
23 of me. I don't know if they --

24 CHAIR LOZANO: Were there costs to have the
25 use of your two witnesses waiting to speak today? Were

1 there costs involved in that today, Mr. Young?

2 MR. YOUNG: Well, yeah. I mean, one of the
3 witnesses, our Senior Investigator for the State Bar, so
4 we're paying her to sit here as we argue back and forth
5 on his motion to continue, and then we have the
6 Grievant, who is a Lyft and Uber driver, and I assume
7 that he probably had people, you know, fares to take
8 around today.

9 So, you know, we can call him and see if he
10 was scheduled to work today, but we also have the court
11 reporter costs, you know, the Panel Members' time. I
12 know Ms. Giordani is a lawyer, so it's taking her time.
13 Yourself as a lawyer, it's taking your time away from
14 your schedule. This is a voluntary capacity, so you
15 guys could be out working on cases and earning money, so
16 there's those costs.

17 I can't give you a dollar figure to that right
18 now. Certainly, we would calculate that after. If the
19 Panel Chair decides to continue this matter, I'm going
20 to ask that Mr. Shaddix pay for all actual costs.

21 MR. SHADDIX: And I would have no objection to
22 that.

23 CHAIR LOZANO: Mr. Shaddix --

24 MR. SHADDIX: I understand that people -- I'm
25 sorry --

1 CHAIR LOZANO: And I'm going to go ahead and
2 grant it at this time. I do want you to pay for the
3 costs, including what Mr. Coleman, Gary Coleman, would
4 have made from -- what time was he there this morning?

5 MR. YOUNG: I'll have to check to see what
6 time he's been waiting, but when I had talked to him a
7 couple of days ago, he stated that he was going to log
8 in probably about 8:45 this morning.

9 CHAIR LOZANO: Okay.

10 MR. YOUNG: I just have one last comment --

11 CHAIR LOZANO: So I do want him -- I want him
12 to pay for an hour of his time today.

13 MR. SHADDIX: Understood, Ms. Lozano.

14 CHAIR LOZANO: Okay.

15 MR. YOUNG: One last response, I know that the
16 Panel Chair has already stated that she is going to
17 grant the continuance, but I wanted to make an
18 additional --

19 CHAIR LOZANO: I'm sorry. I want to amend
20 that, Sonia. I want there -- because I know he had to
21 come there, or do whatever he had to do, and then he'll
22 have to be done with this. So make it two hours of his
23 time, and then the court reporter, the subpoena costs,
24 and any other hard costs you have, and then we have to
25 submit it to --

1 MR. SHADDIX: I agree.

2 CHAIR LOZANO: -- Mr. Shaddix.

3 MR. SHADDIX: Ms. Lozano, could I just for a
4 moment clarify something with Mr. Young? Is he stating
5 that Mr. Coleman is in person there at the offices --

6 CHAIR LOZANO: No, no, no.

7 MR. SHADDIX: -- with them?

8 CHAIR LOZANO: He logged on to this call.

9 MR. SHADDIX: Understood.

10 CHAIR LOZANO: Yeah. Everyone's working
11 remote, Mr. Shaddix, to try to stay as safe as possible.

12 MR. SHADDIX: No. And I do appreciate that --

13 CHAIR LOZANO: Yeah.

14 MR. SHADDIX: -- and it's just -- it's a very
15 unfamiliar setting for me, as I'm sure it is for
16 everyone else --

17 CHAIR LOZANO: For all of us.

18 MR. SHADDIX: -- in this --

19 CHAIR LOZANO: For all of us.

20 MR. SHADDIX: -- as well.

21 CHAIR LOZANO: Absolutely. But I do think
22 that your point is made. I will note for the record
23 that you could have done this sooner. I do want these
24 costs paid prior to our next hearing, and I want a date
25 sometime in mid to the end of January, so we don't have

1 a problem with the court's reopening, because I
2 understand they're closed at least through the end of
3 December.

4 MR. SHADDIX: That is the information I have
5 been provided as well.

6 CHAIR LOZANO: Mine as well. So, please, and
7 then any documentation you get regarding this specific
8 issue, payment or nonpayment or misapplied payment, will
9 be admitted, with limited admitted, to those documents
10 in these proceedings. Do you understand?

11 MR. SHADDIX: Understood.

12 MR. YOUNG: Ms. Lozano, may I finish my
13 record, please?

14 CHAIR LOZANO: Absolutely. Absolutely,
15 Mr. Young.

16 MR. YOUNG: Thank you. When he, before we got
17 into the costs of the State Bar, he made a comment that
18 he was able to make conversations with the justice court
19 and had telephonic conversations. He failed to
20 establish here today that he issued any sort of subpoena
21 to the traffic court to request those documents.

22 So, to the fact that he delayed in doing that,
23 I again think that that supports the State Bar's
24 position that the hearing shouldn't be continued, but I
25 just wanted to make that record.

1 CHAIR LOZANO: I understand.

2 MR. SHADDIX: And, just for clarification,
3 these were not in phone conversations. I have not been
4 able to reach anyone by phone for several months. These
5 were actually, you know, kind of last-minute
6 rescheduling of what's known as a traffic ticket
7 attorney session where I believe the District Attorney's
8 Office was able to free up a room. And, again, this was
9 mid-August, I believe, was the last time that I had been
10 called in for that.

11 And, again, it wasn't anything that was
12 scheduled as of public record or put on the Register of
13 Actions showing that that was an official visit, but
14 they were able to go ahead and process some of these,
15 but they have since even ceased doing that. And so my
16 conversations were in person with both the District
17 Attorney's Office as well as the Las Vegas Justice
18 Traffic Division Court Clerk, and again, at that point,
19 they basically explained to me that they were kind of
20 just as in the dark as everyone else.

21 CHAIR LOZANO: Mr. Shaddix --

22 MR. YOUNG: Actually --

23 CHAIR LOZANO: My point is, Mr. Shaddix, is
24 that you could do an affidavit to that effect. As an
25 officer of the court, we would accept it. You need to

1 make sure that you make a record as well, Mr. Shaddix.
2 So, as we go forward, you can have a subpoena issued
3 today. They won't respond to it until January. That's
4 why I'm saying let's make sure that we have a date mid
5 to the end of January, and as soon as he gets the
6 documents in, they're to be filed the day you receive
7 them, Mr. Shaddix.

8 MR. SHADDIX: Understood.

9 MR. YOUNG: I'm going to ask that we set an
10 additional prehearing conference between now and
11 whatever formal hearing, so we can mediate this problem
12 in going forth before we call the Panel Members again
13 and have the State Bar goes through the expense of
14 having its witnesses lined up for this hearing.

15 CHAIR LOZANO: I understand that. But
16 Mr. Shaddix will pay all the expenses, so the State Bar
17 will not have to bear that expense, Mr. Young.

18 MR. SHADDIX: Understood.

19 And, Mr. Young, will you be providing me with
20 that balance, or how will that be submitted to me?

21 MR. YOUNG: The administrator is going to have
22 to calculate that balance, and we're going to have to,
23 obviously, talk to Mr. Coleman and get the fees for the
24 court reporter. I'm going to ask for a transcript, that
25 Mr. Shaddix pays for a transcript of this, so we have

1 the record on the motion as part of the case.

2 CHAIR LOZANO: That's proper.

3 MR. YOUNG: So, typically, it takes a couple
4 of weeks to get that, but he'll have to pay for the
5 court reporter's fee to come in today and also for the
6 actual cost of the transcript. So it's going to take a
7 couple of weeks to get that invoice out to Mr. Shaddix.

8 MR. SHADDIX: Okay. And I will be prepared,
9 and I'll follow up with Mr. Young in a couple of weeks
10 if nothing has been forthcoming.

11 CHAIR LOZANO: Okay. Ms. Del Rio, you know
12 what, I think I want to set it towards the end of
13 January, so we don't have a problem, meaning the
14 hearing, and then let's set a pretrial hearing in
15 mid-January, so that we don't have to take everybody's
16 time in the mid-January date. And, if you could wait
17 one moment, let me get my hard calendar.

18 MS. DEL RIO: Yes, ma'am. I will also pull up
19 the State Bar's calendar as well.

20 CHAIR LOZANO: I have a Screening Panel on the
21 19th. Why don't we do it before the Screening Panel,
22 Sonia?

23 MS. DEL RIO: January 19th or February 19th?

24 CHAIR LOZANO: Correct.

25 MS. DEL RIO: January.

1 CHAIR LOZANO: January. How about 1:30?

2 MS. DEL RIO: January 19th is?

3 CHAIR LOZANO: A Tuesday.

4 MS. DEL RIO: Tuesday.

5 CHAIR LOZANO: It's after coming back from the
6 holiday, MLK Day.

7 MS. DEL RIO: Okay. Madam Chair, do you
8 believe we will be done by 3:00?

9 CHAIR LOZANO: Oh, yeah. It's just going to
10 be making sure that we are dealing with this one issue.

11 MS. DEL RIO: Okay. And with our witnesses as
12 well.

13 CHAIR LOZANO: No, no, no, no, no. I'm
14 talking about --

15 MS. DEL RIO: Prehearing conference?

16 CHAIR LOZANO: The prehearing conference on
17 the 19th. No, not the hearing. Not the formal hearing,
18 no.

19 MS. DEL RIO: My apologies.

20 CHAIR LOZANO: And I want the Formal Hearing
21 at the end of the month.

22 MS. DEL RIO: So on the 19th at 1:30, you
23 said?

24 CHAIR LOZANO: Correct. That's for the
25 prehearing conference. I guess we'll call it a

1 continued prehearing conference or a second
2 prehearing -- how is that -- a second prehearing
3 conference.

4 MS. DEL RIO: January 19th, 2021, at 1:30.

5 CHAIR LOZANO: Correct.

6 MS. DEL RIO: I'll send that notice shortly
7 with the call-in number.

8 CHAIR LOZANO: Okay.

9 MS. DEL RIO: For the Formal Hearing --

10 CHAIR LOZANO: Is everybody available on the
11 29th? It's a Friday.

12 MR. YOUNG: Of January?

13 CHAIR LOZANO: Correct.

14 MS. GIORDANI: And what time would that be at?

15 CHAIR LOZANO: At 9:00.

16 MS. GIORDANI: Yes.

17 CHAIR LOZANO: Thank you, Kelly.

18 What about you, Peter? You're on mute.

19 MR. OSSOWSKI: There, I'm off mute. I am
20 available for the 29th.

21 CHAIR LOZANO: Thank you, Peter. I appreciate
22 you.

23 Mr. Young, how is your calendar?

24 MR. YOUNG: That works for me. I just wanted
25 to make sure that Ms. Del Rio checks to make sure that

1 she's ready and there's no other hearings at the Bar.

2 CHAIR LOZANO: Sonia, how are you doing on
3 that day?

4 MS. DEL RIO: January 29th, there is another
5 Formal Hearing, but it's not mine.

6 CHAIR LOZANO: Okay.

7 MS. DEL RIO: I'm not scheduled to go in, so
8 January 29th.

9 CHAIR LOZANO: Mr. Shaddix, the 29th.

10 MR. SHADDIX: Absolutely, I have no problem --

11 CHAIR LOZANO: Okay. And remember, remember,
12 if there's any issue we have this on the 19th.

13 MR. SHADDIX: Understood.

14 CHAIR LOZANO: I want you to appear. You
15 didn't make the last one --

16 MR. SHADDIX: I will definitely be there.

17 CHAIR LOZANO: -- because we're going to
18 continue it today and have people waiting, so we want
19 you to appear, and please make sure all the fees are
20 paid before that date.

21 MR. YOUNG: I also want to have Mr. Shaddix
22 confirm his best e-mail. I know that he's been using
23 two e-mails, so that when Ms. Del Rio sends him the
24 prehearing conference and the conference number link
25 information that it goes to a valid e-mail. Because I

1 don't have any confidence, based on his past record,
2 that he's going to participate in this hearing, quite
3 frankly.

4 CHAIR LOZANO: Mr. Shaddix, can I have your
5 valid e-mail on the record right now?

6 MR. SHADDIX: Yes. It is my first name,
7 Thomas -- T-h-o-m-a-s -- and that is "@" my last name
8 Shaddix -- S-h-a-d-d-i-x -- law -- l-a-w -- ".com."

9 MR. YOUNG: And, to go along with that, I
10 assume that he's stipulating to electronic service of
11 any documents at that e-mail address?

12 MR. SHADDIX: Absolutely. So stipulated.

13 CHAIR LOZANO: Anything further at this time?

14 MR. YOUNG: Nothing further from the State
15 Bar.

16 CHAIR LOZANO: Anything further, Mr. Shaddix?

17 MR. SHADDIX: No, Ms. Lozano.

18 CHAIR LOZANO: Please thank the witnesses for
19 me, Mr. Young, and I thank the Panel for being here
20 today. Thank you, Ms. Court Reporter, and I appreciate
21 your work, Sonia. Thank you so much.

22 MR. YOUNG: Thank you.

23 MR. SHADDIX: Thank you, everyone.

24 (Reporter's Transcript of Proceedings was
25 recessed at 9:51 a.m.)

1 REPORTER'S CERTIFICATE

2 STATE OF NEVADA)
) ss
3 COUNTY OF CLARK) —

4 I, Carla N. Bywaters, a duly certified court
reporter licensed in and for the State of Nevada, do
5 hereby certify:

6 That I reported the taking of the foregoing
proceedings at the time and place aforesaid;

7
8 That I thereafter transcribed my shorthand notes
into typewriting and that the typewritten transcript of
said proceedings is a complete, true and accurate record
9 of testimony provided at said time to the best of my
ability.

10
11 I further certify that I am not a relative,
employee or independent contractor of counsel of any of
the parties involved in said action; nor a person
12 financially interested in the action; nor do I have any
other relationship with any of the parties or with
13 counsel of any of the parties involved in the action
that may reasonably cause my impartiality to be
14 questioned.

15 IN WITNESS WHEREOF, I have hereunto set my hand in
the County of Clark, State of Nevada, this 21st day of
16 December 2020.

17

18

19

20

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23

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25


CARLA N. BYWATERS, NV CCR #866

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STATE BAR OF NEVADA

OFFICE OF BAR COUNSEL

EIGHTH JUDICIAL DISTRICT COURT

REGIONAL JUSTICE CENTER
200 LEWIS AVENUE
LAS VEGAS, NEVADA 89155

NANCY L. ALLF
DISTRICT JUDGE

DEPARTMENT TWENTY-SEVEN
(702) 671-3629
FAX: (702) 366-1404

February 14, 2020

Daniel M. Hooge, Esq.
Bar Counsel
State Bar of Nevada
3100 W. Charleston Blvd., Ste. 100
Las Vegas, NV 89102

RE: Madsen v Shaddix
Case No. A-20-808396-C
Madsen v Shaddix
Case No. A-20-808391-C

Dear Mr. Hooge:

I bring to your attention the case of Matson v. Shaddix, which involves allegations made against a local lawyer. I request that if you deem it appropriate, the matter be investigated.

Very truly yours,

A handwritten signature in cursive script that reads "Nancy L. Allf".

Nancy L. Allf
8th Judicial District Court Judge.



John Madsen, Plaintiff(s) vs. Thomas Shaddix, Defendant(s)

Status **Open**
 Filed 01/10/2020
 Type **Other Tort**

35

Court Unit Department 2
 Judicial Officer Scotti, Richard F.
 Hearing Master
 Financial Balance 30.00

Most Recent Events & Hearings


 **01/10/2020 Civil Cover Sheet**
 Party: Plaintiff Madsen, John J; Plaintiff MYCH 3-D, Inc.
Civil Cover Sheet
 **01/10/2020 Complaint**
 Filed By: Plaintiff Madsen, John J; Plaintiff MYCH 3-D, Inc.
Complaint
01/10/2020 Case Opened

Case Summary

case cross reference

Cross-Reference Case Number
A808391

flags & actions due

 **Filing Fee Balance Due**
\$30.00 Mych 3-D Inc

John Madsen, Plaintiff(s) vs. Thomas Shaddix, Defendant(s)

Status **Open**
 Filed **01/10/2020**
 Type **Other Tort**

35

Court Unit **Department 27**
 Judicial Officer **Allif, Nancy**
 Hearing Master
 Financial Balance **0.00**

Most Recent Events & Hearings

- 02/13/2020 9:30 AM **Motion to Withdraw as Counsel** (Judicial Officer: Allif, Nancy)
Emergency Motion to Withdraw as Counsel of Record on Order Shortening Time
- 02/13/2020 9:30 AM **Motion for Temporary Restraining Order** (Judicial Officer: Allif, Nancy)
Plaintiff's Emergency Motion for Temporary Restraining Order
- 02/13/2020 9:30 AM **Motion for Preliminary Injunction** (Judicial Officer: Allif, Nancy)
Plaintiff's Motion for Preliminary Injunction
- 02/07/2020 **Motion to Withdraw As Counsel**
 Filed By: Plaintiff Madsen, John J.; Plaintiff MYCH 3-D, Inc.
Emergency Motion to Withdraw as Counsel of Record on OST
- 01/14/2020 **Certificate of Service**
 Filed By: Plaintiff Madsen, John J.; Plaintiff MYCH 3-D, Inc.
Certificate of Service on Notice of Hearing on TRO and Preliminary Injunction
- 01/13/2020 **Clerk's Notice of Hearing**
Notice of Hearing
- 01/13/2020 **Motion for Preliminary Injunction**
 Filed By: Plaintiff Madsen, John J.; Plaintiff MYCH 3-D, Inc.
Motion for Preliminary Injunction
- 01/13/2020 **Motion for Temporary Restraining Order**
 Filed By: Plaintiff Madsen, John J.; Plaintiff MYCH 3-D, Inc.
Emergency Motion for Temporary Restraining Order
- 01/10/2020 **Initial Appearance Fee Disclosure**
 Filed By: Plaintiff Madsen, John J.; Plaintiff MYCH 3-D, Inc.
Initial Appearance Fee Disclosure
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Case Summary

[case cross reference](#)

Cross-Reference Case Number
A808396

[flags & actions due](#)



NANCY L. ALLF
DISTRICT JUDGE
EIGHTH JUDICIAL DISTRICT COURT
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LAS VEGAS, NEVADA 89155
RETURN SERVICE REQUESTED

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FIRST CLASS



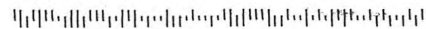
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ZIP 89120 \$ 000.46⁰
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0000362065 FEB 19 2020

Daniel M. Hooge, Esq.
Bar Counsel
State Bar of Nevada
3100 W. Charleston Blvd., Ste. 100
Las Vegas, NV 89102

69 ARDFNMP 69102



From: [Dawn Meeks](#)
To: John@mych3d.com
Subject: Thomas Shaddix
Date: Wednesday, March 4, 2020 10:52:00 AM
Attachments: [image001.png](#)

Mr. Madsen,

Thank you for speaking with me today regarding Mr. Shaddix. As I explained, I am conducting a **confidential** investigation regarding Mr. Shaddix's representation of you and your company MYCH 3-D. The file number is OBC20-0249.

Please provide the State Bar of Nevada with the following items by **March 13, 2020**:

1. All retainer agreements you signed with Mr. Shaddix.
2. All communication to/from Mr. Shaddix and or his representatives.
3. All receipts for payment to Mr. Shaddix and proof of payment (i.e. Bank statements, cancelled checks, credit card statements). If the receipt does not specifically state it, please state what each payment was for (i.e., rent, retainer, insurance, etc.)
4. A list of all credit card charges relating to your business that were processed through Mr. Shaddix's account. If you have copies of any receipts relating to the charges, please provide those as well.
5. Any written agreements regarding the credit card processing.
6. You indicated that Mr. Shaddix paid an insurance payment but cancelled it. Please provide the documentation relating to this.
7. Contact information for Renee Brown, including but not limited to date of birth, address, driver's license, etc.
8. Any other information that you believe would provide some assistance in this investigation that I have not requested.

If you have any questions, please feel free to contact me. Please confirm that you have received this email.

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

State Bar of Nevada
3100 W. Charleston Blvd., Suite 100
Las Vegas, NV 89102
www.nvbar.org

From: [John J. Madsen](#)
To: [Dawn Meeks](#)
Subject: Read: Thomas Shaddix
Date: Wednesday, March 4, 2020 11:01:47 AM

Your message

To:
Subject: Read: Thomas Shaddix
Sent: Wednesday, March 4, 2020 6:58:48 PM (UTC+00:00) Monrovia, Reykjavik
was read on Wednesday, March 4, 2020 6:58:41 PM (UTC+00:00) Monrovia, Reykjavik.

From: [John J. Madsen](#)
To: [Dawn Meeks](#)
Subject: RE: Thomas Shaddix
Date: Wednesday, March 4, 2020 11:46:00 AM
Attachments: [image001.png](#)

Ms. Meeks,

Thank you very much for taking the time to discuss and ask me questions this morning, without any problem, Mr. SHADDIX {attorney} operated capriciously on numerous fronts. Not showing up for court cases allowing judgments to be taken, etc. with a complete wanton and reckless disregard, as a conciliation after he was caught stealing the money, and came up with the PayPal excuse as to why he could not issue the monies, he went on a terror mission, as he stated Mr. SHADDIX was going to do whatever he did and was required to do to destroy our business, and take over our business, and destroy me personally.

All I did was accommodate him, tried to work professionally with him, unfortunately he is a man with many faces.

From: Dawn Meeks [mailto:Dawnm@nvbar.org]
Sent: Wednesday, March 4, 2020 10:53 AM
To: John@mych3d.com
Subject: Thomas Shaddix

Mr. Madsen,

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1. All retainer agreements you signed with Mr. Shaddix.
[Mr. SHADDIX execute a retainer both for the company and me personally as well as my other half Mr. Coker](#)
2. All communication to/from Mr. Shaddix and or his representatives.
[I will put together the communications as requested.](#)
3. All receipts for payment to Mr. Shaddix and proof of payment (i.e. Bank statements, cancelled checks, credit card statements). If the receipt does not specifically state it, please state what each payment was for (i.e., rent, retainer, insurance, etc.)
[I will put together, and reconstruct to the best of my ability.](#)
4. A list of all credit card charges relating to your business that were processed through Mr. Shaddix's account. If you have copies of any receipts relating to the charges, please provide those as well.
[Mr. SHADDIX used a credit card account, it shows up as TICKET DEFENDER, stating that he operated his trust account through that credit card merchant account. He never gave the](#)

company receipts, or acknowledgments.

5. Any written agreements regarding the credit card processing.

There was never any agreement for credit card processing other than verbal, at the time, so we had a \$1600 overdraft, with our credit card company, we were moving into a new location and Mr. SHADDIX offered to run it through his trust account, as he put it until we had sufficient amount of money to pay off the \$1600 overdraft and reestablish financial abilities, from time to time I would ask Mr. SHADDIX for an accounting, he always indicated he was going to get it to us, the only authorized use of the money which was approximately \$10,000, was to pay an insurance premium, for which it was done in two separate payments, later only to have Mr. SHADDIX cancel and asked for a refund for those payments based on the money that we had received the only allocation, that was used, of monies collected for business was the original insurance payment which he took back anyway causing harm to the company knowing that without insurance it would be hard to operate

6. You indicated that Mr. Shaddix paid an insurance payment but cancelled it. Please provide the documentation relating to this.

See above

7. Contact information for Renee Brown, including but not limited to date of birth, address, driver's license, etc. {Ms. Brown, is Mr. SHADDIX girlfriend, they reside together, Ms. Brown continuously told everybody including the employees at the store that Mr. SHADDIX was protecting her, acknowledging to all of the employees that she had an outstanding felony DUI warrant in the state of California, for which she had no fear of because of Mr. SHADDIX, Mr. SHADDIX also let her drive his automobile and everybody else's automobile knowing that her license was currently under suspension for the felony DUI warrant}

Mr. SHADDIX asked me to give Renée something to do during the day, she was working without compensation as he put it he at the time, we had no ability to pay salaries for Renee Brown, he assured me that that was okay, they wanted to assist in any way they could to ensure and help the successful development of the company, as it was good for Mr. SHADDIX. Unbeknownst to us, when we parted company, after the discovery of the staff, his contrived excuses, which were, subsequent discovery after we were required to pay the rent at the Galleria and \$1000 for our processing department in India, I was advised by Mr. SHADDIX that the money was not available. He gave multiple excuses in this order

1} I was intending to use the money to pay the rent at my home as I'm about to be evicted, my response was I just gave you \$1600 to prevent that he told me that, he was actually three months behind and needed that money to catch up so that he was not evicted.

2} disputed the amount, stating that he only put \$5400 into his account, after a bookkeeping and audit conducted with both of us it was discovered that it was \$9800 less a service fee charged by his credit card company. Unfortunately he also stated that PayPal had listed fraudulent activity on his account, and both his PayPal account and his bank account were frozen and therefore had no access to the monies however, by Monday they would be sufficient funds to be able to meet the obligations.

3} Mr. SHADDIX then said that he would prepare an accounting and have it by the end of the

day, so that we understood exactly what was going on as he professed even though there was no monies used other than the insurance that all the money had possibly been spent.

4} I asked Mr. SHADDIX for an accounting, at the end of the day none was received, I asked then again on Sunday, none was received, then on Monday he stated, that all of the funds had been spent on company business, no funds were available nor were any left in his trust account as he put it. Please remember no accounting of funds received into Mr. SHADDIX alleged trust account have ever been received and/or developed at this point.

5} at this point Mr. SHADDIX began calling my personal friends and business associates to discuss the fact that I misappropriated the company funds, I misappropriated the company funds the Mr. SHADDIX was holding his trust account which I'm not sure how I was able to do that. Additionally he started all sorts of negative distribution of information, as you will see he attempted to do what I would referred to as a coup d'état and take over a business, that he represented in a professional capacity as a lawyer as well as but not limited to his professional capacity of representing me personally.

8. Any other information that you believe would provide some assistance in this investigation that I have not requested.

There are several people, who will attest to this as you would've seen by the declarations in the Temporary Restraining Order and the civil complaint, happy to provide them, Mr. SHADDIX as I stated above had a ulterior motive, without regard to his fiduciary responsibilities etc. as if nothing existed, and a justification, for everything that he intended to do, only as a result of the fact that he had been caught stealing money. At this time I would like to point out that I did offer conciliation to Mr. SHADDIX when we found the extra \$4000 doing the audit of all of the receipts for the monies deposited there was \$4000, that supposedly was not accounted for and should not of been part of the quote unquote frozen funds by PayPal. I said give me those funds so that I can pay the rent at store, as well as pay the money to India for artwork and will call it a day, Mr. SHADDIX could not even accept those terms, as apparently that money had been spent {stolen}

I hope this helps,

John

If you have any questions, please feel free to contact me. Please confirm that you have received this email.

Dawn Meeks, CP

Senior Certified Paralegal / Investigator
Office of Bar Counsel

Direct Dial: (702) 317-1439

Main Number: (702) 382-2200

State Bar of Nevada
3100 W. Charleston Blvd., Suite 100

Las Vegas, NV 89102
www.nvbar.org

SBN seal email



Notice of Confidentiality: *The information transmitted is intended only for the person or entity to whom it is addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of, or taking any action in reliance upon, this information by anyone other than the intended recipient is not authorized.*



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From: [Dawn Meeks](#)
To: [John J. Madsen](#)
Subject: RE: Thomas Shaddix
Date: Wednesday, March 4, 2020 11:56:00 AM
Attachments: [image002.png](#)

I have received your response. Any documents that you have to back up all these statements will be needed. Do you have copies of any documents for changing over the credit card machine to his accounts? You indicated that people would get a copy of receipts with Ticket Defender on the top. Do you have copies of these receipts? Did you run any batch reports or anything that would have printed from the credit card machine itself?

I will await copies of the documents you are compiling.

Thank you.

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

State Bar of Nevada
3100 W. Charleston Blvd., Suite 100
Las Vegas, NV 89102
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From: John J. Madsen <john@mych3d.com>
Sent: Wednesday, March 4, 2020 11:46 AM
To: Dawn Meeks <Dawnm@nvbar.org>
Subject: RE: Thomas Shaddix

Ms. Meeks,

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All I did was accommodate him, tried to work professionally with him, unfortunately he is a man with many faces.

From: Dawn Meeks [<mailto:Dawnm@nvbar.org>]

Sent: Wednesday, March 4, 2020 10:53 AM

To: John@mych3d.com

Subject: Thomas Shaddix

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I hope this helps,

John

If you have any questions, please feel free to contact me. Please confirm that you have received this email.

Dawn Meeks, CP

Senior Certified Paralegal / Investigator

Office of Bar Counsel

Direct Dial: (702) 317-1439

Main Number: (702) 382-2200

State Bar of Nevada

3100 W. Charleston Blvd., Suite 100

Las Vegas, NV 89102

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SBN seal email

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STATE BAR OF NEVADA



March 4, 2020

The Honorable Judge Nancy L. Allf
Eighth Judicial District Court
Regional Justice Center
200 Lewis Avenue
Las Vegas, NV 89155

3100 W. Charleston Blvd.
Suite 100
Las Vegas, NV 89102
phone 702.382.2200
toll free 800.254.2797
fax 702.385.2878

9456 Double R Blvd., Ste. B
Reno, NV 89521-5977
phone 775.329.4100
fax 775.329.0522

RE: Grievance File No. OBC20-0249 / Thomas S. Shaddix, Esq.

Dear Judge Allf:

www.nvbar.org

Thank you for your correspondence dated February 14, 2020, regarding attorney Thomas S. Shaddix. Bar Counsel assign this matter to me for investigation. You can contact me at 702-317-1439 and dawnm@nvbar.org.

Mr. Shaddix has been directed to respond in writing regarding his actions in the matter. You will automatically receive a status report from our office. However, should you prefer not to, please let us know.

Thank you for bringing this matter to our attention. Please feel free to contact our office with any questions.

Sincerely,

Dawn Meeks
Senior Investigator
Office of Bar Counsel

/dm

STATE BAR OF NEVADA

March 4, 2020

Sent via Regular and Certified U.S. Mail: #7018 3090 0000 3914 9185

Thomas S. Shaddix, Esq.
6166 S. Sandhill Road, Suite #146
Las Vegas, NV 89120



RE: Grievance File No. OBC20-0249 / Hon. Nancy Allf

Dear Mr. Shaddix:

The Office of Bar Counsel has received the enclosed correspondence from Judge Nancy Allf. After review of the pleadings filed in the referenced cases, a grievance file was opened. I am the investigator Bar Counsel assigned to this matter. You can contact me at 702-317-1439 and dawnm@nvbar.org.

3100 W. Charleston Blvd.
Suite 100
Las Vegas, NV 89102
phone 702.382.2200
toll free 800.254.2797
fax 702.385.2878

9456 Double R Blvd., Ste. B
Reno, NV 89521-5977
phone 775.329.4100
fax 775.329.0522

www.nvbar.org

Please respond in writing to this grievance and, whenever possible, all applicable documentation in support of your response should be included. **As part of the ongoing investigation, provide our office with the following explanations and documentation:**

1. A copy of the retainer agreement, intake sheets and initial interview paperwork for John Madsen.
2. Copies of your receipts and explanation for ALL payments received from Madsen. Provide proof of where the funds were deposited.
3. Copies of invoices for attorney fees and costs in relation to Madsen.
4. Copies of all correspondence telephone logs, and emails regarding Mr. Madsen.
5. Explain why you did not file the Answer in *Conetta v. Madsen, et al*, Case No. A-19-800160-C.
6. Explain why you did not file an opposition to the Motion for Summary Judgment in *Conetta*.

According to the motion filed by Mr. Madsen, in addition to providing you with attorney fees, his company credit card was linked to your client trust account. You were to safekeep the business funds in the client trust account. However, you have not reported a trust account with the State Bar in accordance with Supreme Court Rule 78.

7. Please provide the name of the bank and account number for the client trust account.
8. If you do not have a client trust account, please identify by name of the bank and account number, which account Madsen's retainer fees and credit card charges were deposited.

9. As to the bank accounts identified in number 4 and 5 above, provide copies of all bank records, physical or electronic, from January 2019 to present. Bank records are defined as the monthly statements, front/back of checks, deposits and deposit slips.
10. If any electronic transfers were made, provide records of the electronic transfers, including the name of the person authorizing transfer, the date of transfer, the name of the recipient and confirmation from the financial institution of the trust account number from which money was withdrawn and the date and the time the transfer was completed;
11. Your receipt and disbursement journals containing a record of deposits to and withdrawals from the trust accounts, specifically identifying the date, source, and description of each item deposited, as well as the date, payee and purpose of each disbursement (i.e. Quickbooks, Quicken, Excel, etc.) from January 2019 to present.
12. Include a ledger for each client or beneficiary for January 2019 to present. (You should have a ledger for each trust client or beneficiary.) This ledger should include the source of all funds deposited, the amount of such funds, the descriptions and amounts of charges or withdrawals, and the names of all persons or entities to whom such funds were disbursed.
13. If these items do not exist or you do not have possession of any of the items requested, please explain why.

Please give this matter your immediate attention. This is a lawful demand for information from the Office of Bar Counsel in conjunction with an investigation. If no response is received from you, the screening panel of the Southern Nevada Disciplinary Board, may be asked to consider your failure to respond as a failure to cooperate with the State Bar in its efforts to enforce Rules of Professional Conduct, which will be considered as a separate disciplinary violation pursuant to RPC 8.1(b) (Bar Admission and Disciplinary Matters).

Your response is due on or before **March 20, 2019**.

Sincerely,

Dawn Meeks

Dawn Meeks
Senior Investigator
Office of Bar Counsel

Enclosure

RECEIVED

FEB 24 2020

OFFICE OF BAR COUNSEL

NANCY L. ALLF
DISTRICT JUDGE



EIGHTH JUDICIAL DISTRICT COURT

REGIONAL JUSTICE CENTER
200 LEWIS AVENUE
LAS VEGAS, NEVADA 89155

RECEIVED BY

FEB 21 2020

STATE BAR OF NEVADA

DEPARTMENT TWENTY-SEVEN
(702) 671-3629
FAX: (702) 366-1404

February 14, 2020

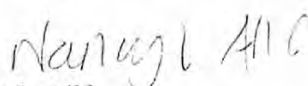
Daniel M. Hooge, Esq.
Bar Counsel
State Bar of Nevada
3100 W. Charleston Blvd., Ste. 100
Las Vegas, NV 89102

RE: Madsen v Shaddix
Case No. A-20-808396-C
Madsen v Shaddix
Case No. A-20-808391-C

Dear Mr. Hooge:

I bring to your attention the case of Matson v. Shaddix, which involves allegations made against a local lawyer. I request that if you deem it appropriate, the matter be investigated.

Very truly yours,


Nancy L. Allf
8th Judicial District Court Judge.

John Madsen, Plaintiff(s) vs. Thomas Shaddix, Defendant(s)

Status Open
 Filed 01/10/2020
 Type Other Tort

35

Court Unit Department 2
 Judicial Officer Scotti, Richard F.
 Hearing Master
 Financial Balance 30.00

Most Recent Events & Hearings

01/10/2020 Civil Cover Sheet
 Party: Plaintiff Madsen, John J; Plaintiff MYCH 3-D, Inc.
 Civil Cover Sheet
 01/10/2020 Complaint
 Filed By: Plaintiff Madsen, John J; Plaintiff MYCH 3-D, Inc.
 Complaint
 01/10/2020 Case Opened

Case Summary

case cross reference

Cross-Reference Case Number
 A808391

flags & actions due

Filing Fee Balance Due
 \$30.00 Mych 3-D Inc

John Madsen, Plaintiff(s) vs. Thomas Shaddix, Defendant(s)

Status Open
 Filed 01/10/2020
 Type Other Tort

35

Court Unit Department 27
 Judicial Officer All, Nancy
 Hearing Master
 Financial Balance 0.00

Most Recent Events & Hearings

- 02/13/2020 9:30 AM **Motion to Withdraw as Counsel** (Judicial Officer: All, Nancy)
Emergency Motion to Withdraw as Counsel of Record on Order Shortening Time
- 02/13/2020 9:30 AM **Motion for Temporary Restraining Order** (Judicial Officer: All, Nancy)
Plaintiff's Emergency Motion for Temporary Restraining Order
- 02/13/2020 9:30 AM **Motion for Preliminary Injunction** (Judicial Officer: All, Nancy)
Plaintiff's Motion for Preliminary Injunction
- 02/07/2020 **Motion to Withdraw As Counsel**
 Filed By: Plaintiff Madsen, John J.; Plaintiff MYCH 3-D, Inc.
Emergency Motion to Withdraw as Counsel of Record on OST
- 01/14/2020 **Certificate of Service**
 Filed by: Plaintiff Madsen, John J.; Plaintiff MYCH 3-D, Inc.
Certificate of Service on Notice of Hearing on TRO and Preliminary Injunction
- 01/13/2020 **Clerk's Notice of Hearing**
Notice of Hearing
- 01/13/2020 **Motion for Preliminary Injunction**
 Filed By: Plaintiff Madsen, John J.; Plaintiff MYCH 3-D, Inc.
Motion for Preliminary Injunction
- 01/13/2020 **Motion for Temporary Restraining Order**
 Filed By: Plaintiff Madsen, John J.; Plaintiff MYCH 3-D, Inc.
Emergency Motion for Temporary Restraining Order
- 01/10/2020 **Initial Appearance Fee Disclosure**
 Filed By: Plaintiff Madsen, John J.; Plaintiff MYCH 3-D, Inc.
Initial Appearance Fee Disclosure
[View more events](#)

Case Summary

Case cross reference

Cross-Reference Case Number
 AB08398

Flags & actions due



NANCY L. ALLF
DISTRICT JUDGE

EIGHTH JUDICIAL DISTRICT COURT

REGIONAL JUSTICE CENTER
200 LEWIS AVENUE
LAS VEGAS, NEVADA 89155

RETURN SERVICE REQUESTED

PRESORTED
FIRST CLASS



U.S. POSTAGE >>> PITNEY BOWES



ZIP 89120 \$ 000.46⁰
02 4W
0000362065 FEB 19 2020

Daniel M. Hooge, Esq.
Bar Counsel
State Bar of Nevada
3100 W. Charleston Blvd., Ste. 100
Las Vegas, NV 89102

89 ARDFNMP 89102



SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ 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. 	A. Signature X <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to:	B. Received by (Printed Name)	C. Date of Delivery
Thomas S. Shaddix, Esq. 6166 S. Sandhill Road, Suite #146 Las Vegas, NV 89120	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
2. Article Number (Transfer from service label) 7018 3090 0000 3914 9185	3. Service Type <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) </div> <div> <input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery </div> </div>	

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

SBN Exhibit 10- Page 001

ROA Page 466



SBN Exhibit 10- Page 002

ROA Page 467

Certified Mail service provides the following benefits:

- A receipt (this portion of the Certified Mail label).
- A unique identifier for your mailpiece.
- Electronic verification of delivery or attempted delivery.
- A record of delivery (including the recipient's signature) that is retained by the Postal Service™ for a specified period.

Important Reminders:

- You may purchase Certified Mail service with First-Class Mail®, First-Class Package Service®, or Priority Mail® service.
- Certified Mail service is not available for international mail.
- Insurance coverage is not available for purchase with Certified Mail service. However, the purchase of Certified Mail service does not change the insurance coverage automatically included with certain Priority Mail items.
- For an additional fee, and with a proper endorsement on the mailpiece, you may request the following services:
 - Return receipt service, which provides a record of delivery (including the recipient's signature). You can request a hardcopy return receipt or an electronic version. For a hardcopy return receipt, complete PS Form 3811, Domestic Return Receipt; attach PS Form 3811 to your mailpiece.
 - Restricted delivery service, which provides delivery to the addressee specified by name, or to the addressee's authorized agent.
 - Adult signature service, which requires the signee to be at least 21 years of age (not available at retail).
 - Adult signature restricted delivery service, which requires the signee to be at least 21 years of age and provides delivery to the addressee specified by name, or to the addressee's authorized agent (not available at retail).
- To ensure that your Certified Mail receipt is accepted as legal proof of mailing, it should bear a USPS postmark. If you would like a postmark on this Certified Mail receipt, please present your Certified Mail item at a Post Office™ for postmarking. If you don't need a postmark on this Certified Mail receipt, detach the barcoded portion of this label, affix it to the mailpiece, apply appropriate postage, and deposit the mailpiece.

IMPORTANT: Save this receipt for your records.

PS Form 3800, April 2015 (Reverse) PSN 7530-02-000-9047

SBN Exhibit 10- Page 004

ROA Page 469

From: [John J. Madsen](#)
To: [Dawn Meeks](#)
Subject: RE: Thomas Shaddix
Date: Thursday, March 5, 2020 11:14:45 AM
Attachments: [image001.png](#)

Dear Ms. Meeks

I've sent you a significant amount of information to the best of my ability, as you have to understand, that Mr. SHADDIX, did not supply adequate information to the company, in the form of copies of receipts monies spent, credit card charges in the use of the funds therein. He went out of his way not to disclose that information and refused to show it. All of this started on December 12, 2019 when I had made the determination that Mr. SHADDIX was not paying, appropriate bills etc. even though he said he had things handled.

Additionally, I asked him to transfer the money out of his account into a bank account any always came up with an excuse, looking back, it is fair to say that hindsight is always 20/20 but you want to believe that your lawyer who is bound by a certain amount of, cannon of ethics would work that way it's pretty clear that was not the case.

You asked me a question regarding why Mr. SHADDIX did not file the response in the Connecticut case the reason he did not file that response in my opinion was he reached out to the other side in order to allow them to get a judgment, against his client, as I received a call from the actual person he received the judgment stating that your attorney gave us what we wanted in order to get a judgment against you.

It would be impossible for us to run a batch report, as that was an internal function of Mr. SHADDIX quote unquote ticket defender's trust account.

There are also other people are willing to discuss the activities of Mr. SHADDIX as it deals with both memories you can hold, and his willingness to destroy both the company and myself he used the words that from the debris of destruction he would rise like the Phoenix from the ashes to create the new 3D company. Pretty interesting stuff for your lawyer to say and go out of his way to do.

From: Dawn Meeks [mailto:Dawnm@nvbar.org]
Sent: Wednesday, March 4, 2020 11:56 AM
To: John J. Madsen <john@mych3d.com>
Subject: RE: Thomas Shaddix

I have received your response. Any documents that you have to back up all these statements will be needed. Do you have copies of any documents for changing over the credit card machine to his accounts? You indicated that people would get a copy of receipts with Ticket Defender on the top. Do you have copies of these receipts? Did you run any batch reports or anything that would have printed from the credit card machine itself?

I will await copies of the documents you are compiling.

Thank you.

Dawn Meeks, CP

Senior Certified Paralegal / Investigator

Office of Bar Counsel

Direct Dial: (702) 317-1439

Main Number: (702) 382-2200

State Bar of Nevada

3100 W. Charleston Blvd., Suite 100

Las Vegas, NV 89102

www.nvbar.org

SBN seal email



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From: John J. Madsen <john@mych3d.com>

Sent: Wednesday, March 4, 2020 11:46 AM

To: Dawn Meeks <Dawnm@nvbar.org>

Subject: RE: Thomas Shaddix

Ms. Meeks,

Thank you very much for taking the time to discuss and ask me questions this morning, without any problem, Mr. SHADDIX {attorney} operated capriciously on numerous fronts. Not showing up for court cases allowing judgments to be taken, etc. with a complete wanton and reckless disregard, as a conciliation after he was caught stealing the money, and came up with the PayPal excuse as to why he could not issue the monies, he went on a terror mission, as he stated Mr. SHADDIX was going to do whatever he did and was required to do to destroy our business, and take over our business, and destroy me personally.

All I did was accommodate him, tried to work professionally with him, unfortunately he is a man with many faces.

From: Dawn Meeks [<mailto:Dawnm@nvbar.org>]

Sent: Wednesday, March 4, 2020 10:53 AM

To: John@mych3d.com

Subject: Thomas Shaddix

Mr. Madsen,

Thank you for speaking with me today regarding Mr. Shaddix. As I explained, I am conducting a **confidential** investigation regarding Mr. Shaddix's representation of you and your company MYCH 3-D. The file number is OBC20-0249.

Please provide the State Bar of Nevada with the following items by **March 13, 2020**:

1. All retainer agreements you signed with Mr. Shaddix.
Mr. SHADDIX execute a retainer both for the company and me personally as well as my other half Mr. Coker
2. All communication to/from Mr. Shaddix and or his representatives.
I will put together the communications as requested.
3. All receipts for payment to Mr. Shaddix and proof of payment (i.e. Bank statements, cancelled checks, credit card statements). If the receipt does not specifically state it, please state what each payment was for (i.e., rent, retainer, insurance, etc.)
I will put together, and reconstruct to the best of my ability.
4. A list of all credit card charges relating to your business that were processed through Mr. Shaddix's account. If you have copies of any receipts relating to the charges, please provide those as well.
Mr. SHADDIX used a credit card account, it shows up as TICKET DEFENDER, stating that he operated his trust account through that credit card merchant account. He never gave the company receipts, or acknowledgments.
5. Any written agreements regarding the credit card processing.
There was never any agreement for credit card processing other than verbal, at the time, so we had a \$1600 overdraft, with our credit card company, we were moving into a new location and Mr. SHADDIX offered to run it through his trust account, as he put it until we had sufficient amount of money to pay off the \$1600 overdraft and reestablish financial abilities, from time to time I would ask Mr. SHADDIX for an accounting, he always indicated he was going to get it to us, the only authorized use of the money which was approximately \$10,000, was to pay an insurance premium, for which it was done in two separate payments, later only to have Mr. SHADDIX cancel and asked for a refund for those payments based on the money that we had received the only allocation, that was used, of monies collected for business was the original insurance payment which he took back anyway causing harm to the company knowing that without insurance it would be hard to operate
6. You indicated that Mr. Shaddix paid an insurance payment but cancelled it. Please provide the documentation relating to this.
See above
7. Contact information for Renee Brown, including but not limited to date of birth, address, driver's license, etc. {Ms. Brown, is Mr. SHADDIX girlfriend, they reside together, Ms. Brown continuously told everybody including the employees at the store that Mr. SHADDIX was

protecting her, acknowledging to all of the employees that she had an outstanding felony DUI warrant in the state of California, for which she had no fear of because of Mr. SHADDIX, Mr. SHADDIX also let her drive his automobile and everybody else's automobile knowing that her license was currently under suspension for the felony DUI warrant}

Mr. SHADDIX asked me to give Renée something to do during the day, she was working without compensation as he put it he at the time, we had no ability to pay salaries for Renee Brown, he assured me that that was okay, they wanted to assist in any way they could to ensure and help the successful development of the company, as it was good for Mr. SHADDIX. Unbeknownst to us, when we parted company, after the discovery of the staff, his contrived excuses, which were, subsequent discovery after we were required to pay the rent at the Galleria and \$1000 for our processing department in India, I was advised by Mr. SHADDIX that the money was not available. He gave multiple excuses in this order

1) I was intending to use the money to pay the rent at my home as I'm about to be evicted, my response was I just gave you \$1600 to prevent that he told me that, he was actually three months behind and needed that money to catch up so that he was not evicted.

2) disputed the amount, stating that he only put \$5400 into his account, after a bookkeeping and audit conducted with both of us it was discovered that it was \$9800 less a service fee charged by his credit card company. Unfortunately he also stated that PayPal had listed fraudulent activity on his account, and both his PayPal account and his bank account were frozen and therefore had no access to the monies however, by Monday they would be sufficient funds to be able to meet the obligations.

3) Mr. SHADDIX then said that he would prepare an accounting and have it by the end of the day, so that we understood exactly what was going on as he professed even though there was no monies used other than the insurance that all the money had possibly been spent.

4) I asked Mr. SHADDIX for an accounting, at the end of the day none was received, I asked then again on Sunday, none was received, then on Monday he stated, that all of the funds had been spent on company business, no funds were available nor were any left in his trust account as he put it. Please remember no accounting of funds received into Mr. SHADDIX alleged trust account have ever been received and/or developed at this point.

5) at this point Mr. SHADDIX began calling my personal friends and business associates to discuss the fact that I misappropriated the company funds, I misappropriated the company funds the Mr. SHADDIX was holding his trust account which I'm not sure how I was able to do that. Additionally he started all sorts of negative distribution of information, as you will see he attempted to do what I would referred to as a coup d'état and take over a business, that he represented in a professional capacity as a lawyer as well as but not limited to his professional capacity of representing me personally.

8. Any other information that you believe would provide some assistance in this investigation that I have not requested.

There are several people, who will attest to this as you would've seen by the declarations in the Temporary Restraining Order and the civil complaint, happy to provide them, Mr. SHADDIX as I stated above had a ulterior motive, without regard to his fiduciary responsibilities etc. as if nothing existed, and a justification, for everything that he intended to do, only as a result of the fact that he had been caught stealing money. At this time I would like to point out that I did offer conciliation to Mr. SHADDIX when we found the extra \$4000 doing the audit of all of the receipts for the monies deposited there was \$4000, that supposedly was not accounted for and should not of been part of the quote unquote frozen funds by PayPal. I said give me those funds so that I can pay the rent at store, as well as pay the money to India for artwork and will call it a day, Mr. SHADDIX could not even accept those terms, as apparently that money had been spent {stolen}

I hope this helps,

John

If you have any questions, please feel free to contact me. Please confirm that you have received this email.

Dawn Meeks, CP

Senior Certified Paralegal / Investigator

Office of Bar Counsel

Direct Dial: (702) 317-1439

Main Number: (702) 382-2200

State Bar of Nevada

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SBN seal email



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From: [Dawn Meeks](#)
To: [John J. Madsen](#)
Subject: RE: Thomas Shaddix
Date: Thursday, March 5, 2020 11:17:00 AM
Attachments: [image001.png](#)

I received numerous emails from you yesterday and have not had the opportunity to review them all as I am working on an accounting in another case.

Were you able to find the bank statement showing the transfer to Mr. Shaddix?

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

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From: John J. Madsen <john@mych3d.com>
Sent: Thursday, March 5, 2020 11:15 AM
To: Dawn Meeks <Dawnm@nvbar.org>
Subject: RE: Thomas Shaddix

Dear Ms. Meeks

I've sent you a significant amount of information to the best of my ability, as you have to understand, that Mr. SHADDIX, did not supply adequate information to the company, in the form of copies of receipts monies spent, credit card charges in the use of the funds therein. He went out of his way not to disclose that information and refused to show it. All of this started on December 12, 2019 when I had made the determination that Mr. SHADDIX was not paying, appropriate bills etc. even though he said he had things handled.

Additionally, I asked him to transfer the money out of his account into a bank account any always

came up with an excuse, looking back, it is fair to say that hindsight is always 20/20 but you want to believe that your lawyer who is bound by a certain amount of, canon of ethics would work that way it's pretty clear that was not the case.

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It would be impossible for us to run a batch report, as that was an internal function of Mr. SHADDIX quote unquote ticket defender's trust account.

There are also other people are willing to discuss the activities of Mr. SHADDIX as it deals with both memories you can hold, and his willingness to destroy both the company and myself he used the words that from the debris of destruction he would rise like the Phoenix from the ashes to create the new 3D company. Pretty interesting stuff for your lawyer to say and go out of his way to do.

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I will await copies of the documents you are compiling.

Thank you.

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All I did was accommodate him, tried to work professionally with him, unfortunately he is a man with many faces.

From: Dawn Meeks [<mailto:Dawnm@nvbar.org>]

Sent: Wednesday, March 4, 2020 10:53 AM

To: John@mych3d.com

Subject: Thomas Shaddix

Mr. Madsen,

Thank you for speaking with me today regarding Mr. Shaddix. As I explained, I am conducting a **confidential** investigation regarding Mr. Shaddix's representation of you and your company MYCH 3-D. The file number is OBC20-0249.

Please provide the State Bar of Nevada with the following items by **March 13, 2020:**

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Mr. SHADDIX execute a retainer both for the company and me personally as well as my other half Mr. Coker
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7. Contact information for Renee Brown, including but not limited to date of birth, address, driver's license, etc. {Ms. Brown, is Mr. SHADDIX girlfriend, they reside together, Ms. Brown continuously told everybody including the employees at the store that Mr. SHADDIX was protecting her, acknowledging to all of the employees that she had an outstanding felony DUI warrant in the state of California, for which she had no fear of because of Mr. SHADDIX, Mr. SHADDIX also let her drive his automobile and everybody else's automobile knowing that her license was currently under suspension for the felony DUI warrant}

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2} disputed the amount, stating that he only put \$5400 into his account, after a bookkeeping and audit conducted with both of us it was discovered that it was \$9800 less a service fee charged by his credit card company. Unfortunately he also stated that PayPal had listed fraudulent activity on his account, and both his PayPal account and his bank account were frozen and therefore had no access to the monies however, by Monday they would be sufficient funds to be able to meet the obligations.

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I hope this helps,

John

If you have any questions, please feel free to contact me. Please confirm that you have received this email.

Dawn Meeks, CP

Senior Certified Paralegal / Investigator

Office of Bar Counsel

Direct Dial: (702) 317-1439

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STATE BAR OF NEVADA

March 26, 2020

VIA EMAIL ONLY:

Thomas Shaddix, Esq.
Thomas@shaddixlaw.com

Re: Grievance File No. OBC20-0249 / Hon. Nancy Allf

Dear Mr. Shaddix:

The Office of Bar Counsel has received no response to our letter of March 4, 2020, copy of which is enclosed.

Per our conversation yesterday, I am sending this to you via email only. As I explained, the Office of Bar Counsel (OBC) is committed to fighting the outbreak of coronavirus (COVID-19). All OBC staff will work remotely for the immediate future. We will not receive physical mail on a regular basis. This may delay or adversely affect your matter with the OBC. We ask that you communicate through email to dawnm@nvbar.org.

If no response is received from you, this grievance file will be referred to the screening panel of the Southern Nevada Disciplinary Board, which will consider the complaint on the assumption that all of the allegations made in the letter of complaint are true. In addition, the panel will be asked to consider your failure to respond as a failure to cooperate with the State Bar in its efforts to enforce Rules of Professional Conduct, which will be considered as a separate disciplinary violation pursuant to RPC 8.1(b) (Bar admission and disciplinary matters).

Please provide the requested information no later than April 8, 2020.

Sincerely,

Dawn Meeks /ss

Dawn Meeks
Sr. Investigator
Office of Bar Counsel
702-317-1439



3100 W. Charleston Blvd.
Suite 100
Las Vegas, NV 89102
phone 702.382.2200
toll free 800.254.2797
fax 702.385.2878

9456 Double R Blvd., Ste. B
Reno, NV 89521-5977
phone 775.329.4100
fax 775.329.0522

www.nvbar.org

From: [Dawn Meeks](#)
To: [Thomas Shaddix, Esq.](#)
Cc: [Daniel Young](#); [Sonia Del Rio](#)
Subject: State Bar of Nevada Communication re OBC20-0249
Date: Thursday, March 26, 2020 8:55:00 AM
Attachments: [image002.png](#)
[2020.02.26 Shaddix.pdf](#)
[2020.03.26 Shaddix 01-1tr.pdf](#)

Mr. Shaddix,

Per my conversation with you yesterday evening, attached please find the grievance relating to Judge Allf's grievance of *Madsen v. Shaddix*. Your response in this case is due **APRIL 8, 2020**. Please email your response to me.

As for answering the formal complaint filed in the Gary Coleman matter (OBC19-0249), you will receive communication from Hearing Paralegal Sonia Del Rio with instruction. Sonia is the point of contact for the hearings. I have copied Sonia and Assistant Bar Counsel Daniel Young on this email.

Please confirm that you have received this email.

Dawn Meeks, CP
Senior Certified Paralegal / Investigator
Office of Bar Counsel
Direct Dial: (702) 317-1439
Main Number: (702) 382-2200

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From: thomas@shaddixlaw.com
To: [Dawn Meeks](#)
Cc: [Daniel Young](#); [Sonia Del Rio](#)
Subject: Re: State Bar of Nevada Communication re OBC20-0249
Date: Thursday, March 26, 2020 5:27:09 PM

Hi Ms, Meeks, I have received both your attached documents as well as the additional documents from Ms. Del Rio via separate e-mail. I appreciate your following up with me on these matters.

Thank you,

Thomas,

On 2020-03-26 08:55, Dawn Meeks wrote:

> Mr. Shaddix,
>
> Per my conversation with you yesterday evening, attached please find
> the grievance relating to Judge Alf's grievance of _Madsen v.
> Shaddix_. Your response in this case is due APRIL 8, 2020. Please
> email your response to me.
>
> As for answering the formal complaint filed in the Gary Coleman matter
> (OBC19-0249), you will receive communication from Hearing Paralegal
> Sonia Del Rio with instruction. Sonia is the point of contact for the
> hearings. I have copied Sonia and Assistant Bar Counsel Daniel Young
> on this email.
>
> Please confirm that you have received this email.
>
> DAWN MEEKS, CP
>
> Senior Certified Paralegal / Investigator
>
> Office of Bar Counsel
>
> DIRECT DIAL: (702) 317-1439
>
> MAIN NUMBER: (702) 382-2200
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> 3100 W. Charleston Blvd., Suite 100
>
> Las Vegas, NV 89102
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> Links:
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