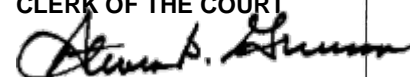


1 **TRAN**  
2 J. RUSTY GRAF, ESQ.  
3 Nevada Bar No. 6322  
4 **BLACK & WADHAMS**  
5 10777 W. Twain Ave., 3<sup>rd</sup> Fl.  
6 Las Vegas, Nevada 89135  
7 (702) 869-8801  
8 (702) 869-2669 (fax)  
9 *Attorney for Defendants/Counterclaimants*

Electronically Filed  
8/11/2021 3:31 PM  
Steven D. Grierson  
CLERK OF THE COURT



Electronically Filed  
Aug 11 2021 04:05 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

4520 ARVILLE, a California general partnership;  
MCKINLEY MANOR, an Idaho general  
partnership,

Plaintiffs,

v.

BOUR ENTERPRISES, LLC, a Nevada limited  
liability company; MULUGETA BOUR, an  
individual; HILENA MENGESHA, an  
individual; DOES 1 through 100, inclusive,

Defendants.

BOUR ENTERPRISES, LLC, a Nevada limited  
liability company; MULUGETA BOUR, an  
individual; HILENA MENGESHA, an  
individual; DOES 1 through 100, inclusive,

Counterclaimants,

v.

4520 ARVILLE, a California general partnership;  
MCKINLEY MANOR, an Idaho general  
partnership, DOES I-X; and ROE  
CORPORATIONS I-X;

Counter Defendants.

Case No.: A-19-794864-C  
Dept. No.: 5

**BOUR ENTERPRISES, LLC'S NOTICE  
OF NO REQUEST FOR TRANSCRIPTS  
OF PROCEEDINGS**

The undersigned attorney is hereby not requesting transcripts as the relevant transcripts were prepared and filed in the district court on June 15, 2021. Appellants requested the preparation

1 of transcripts of proceedings before the district court on April 14, 2021 (See filed stamped request  
2 as Exhibit 1). Accordingly, no transcripts have been requested.

3 Dated this 11th day of August 2021.

4 Respectfully Submitted By,

5 **BLACK & WADHAMS**

6  
7 By: /s/ Rusty Graf  
8 Rusty Graf, Esq. (Bar No. 6322)  
9 rgraf@blackwadhams.law

10 *Attorneys for Defendants/Counterclaimants*  
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**CERTIFICATE OF MAILING**

Pursuant to NRCP 5(b), I certify that I am an employee of BLACK & WADHAMS and that on the 11th day of August 2021, I caused the above and foregoing document entitled **BOUR ENTERPRISES, LLC'S NOTICE OF NO REQUEST FOR TRANSCRIPTS OF PROCEEDINGS** to be served as follows:

☐ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada; and

☒ by electronic service through Odyssey, Clark County Eighth Judicial District Court's electronic filing/service system;

☐ pursuant to EDCR 7.26, to be sent via facsimile;

☐ hand delivered

to the party or their attorney(s) listed below at the address and/or facsimile number indicated below:

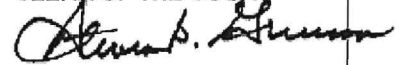
F. Thomas Edwards, Esq.  
HOLLEY DRIGGS WALCH FINE  
PUZEY STEIN & THOMPSON  
400 South Fourth Street, Third Floor  
Las Vegas, NV 89101  
Attorneys for Plaintiff/Counter Defendants

and that there is regular communication by mail between the place of mailing and the place(s) so addressed.

/s/ Diane Meeter  
An Employee of Black & Wadhams

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**EXHIBIT “1”**



1 **TRAN**  
2 J. RUSTY GRAF, ESQ.  
3 Nevada Bar No. 6322  
4 **BLACK & WADHAMS**  
5 10777 W. Twain Ave., 3<sup>rd</sup> Fl.  
6 Las Vegas, Nevada 89135  
7 (702) 869-8801  
8 (702) 869-2669 (fax)  
9 *Attorney for Defendants/Counterclaimants*

7 **DISTRICT COURT**  
8 **CLARK COUNTY, NEVADA**

9 4520 ARVILLE, a California general partnership;  
10 MCKINLEY MANOR, an Idaho general  
11 partnership,

12 **Plaintiffs,**

13 v.

14 BOUR ENTERPRISES, LLC, a Nevada limited  
15 liability company; MULUGETA BOUR, an  
16 individual; HILENA MENGESHA, an  
17 individual; DOES 1 through 100, inclusive,

18 **Defendants.**

19 BOUR ENTERPRISES, LLC, a Nevada limited  
20 liability company; MULUGETA BOUR, an  
21 individual; HILENA MENGESHA, an  
22 individual; DOES 1 through 100, inclusive,

23 **Counterclaimants,**

24 v.

25 4520 ARVILLE, a California general partnership;  
26 MCKINLEY MANOR, an Idaho general  
27 partnership, DOES I-X; and ROE  
28 CORPORATIONS I-X;

**Counter Defendants.**

Case No.: A-19-794864-C  
Dept. No.: 5

**DEFENDANTS/COUNTERCLAIMANTS  
REQUEST FOR TRANSCRIPTS OF  
PROCEEDINGS**

TO: CHRISTINE ERICKSON, Court Reporter Dept. 5, Eighth Judicial Dist. Ct.

Defendants/Counterclaimants, BOUR ENTERPRISES, LLC, MULUGETA BOUR and

HILENA MENGESHA ("Bour") respectfully requests preparation of transcript of before the District Court Judge Veronica Barisich, as follows:

1. Transcript of September 3, 2019, (DC 8, Judge Bixler) continued hearing on *Plaintiff/Counterdefendants' Motion to Dismiss Counterclaims*.

2. Transcript of September 3, 2019, (DC 8, Judge Bixler) continued hearing on *Defendants and Counterclaimants Opposition to Motion to Dismiss Counterclaims and Defendants and Counterclaimants Motion for Summary Judgment*.

2. Transcript of December 9, 2020, (DC 8 Judge Atkins) *Show Cause Hrgs/Status Checks on December 15, 2020 at 9:00 a.m.*

3. Transcript of December 15, 2020, (DC 8 Judge Atkins) hearing on *Plaintiffs' Motion for Summary Judgment Regarding Coiunterclaim Damages*.

4. Transcript of January 12, 2021, (DC 5 Judge Cherry) hearing on *Plaintiffs' Motion for Summary Judgment Regarding Their Breach of Contract Claims*

5. Transcript of March 2, 2021, (DC 5 Judge Barisich) hearing on *Plaintiffs' Motion for Entry of Judgment*.

One (1) copy of the entire transcript of each proceeding is being requested.

I hereby certify that on the 14<sup>th</sup> day of April 2021, I ordered the transcripts listed above from the court reporter named above, no deposit was required.

Dated this 14<sup>th</sup> day of April 2021.

Respectfully Submitted By,

**BLACK & WADHAMS**

By: /s/ Rusty Graf  
Rusty Graf, Esq. (Bar No. 6322)  
rgraf@blackwadhams.law

*Attorneys for Defendants/Counterclaimants*

1 CERTIFICATE OF MAILING

2 Pursuant to NRCP 5(b), I certify that I am an employee of BLACK & WADHAMS and  
3 that on the 14th day of April 2021, I caused the above and foregoing document entitled  
4 **DEFENDANTS/COUNTERCLAIMANTS REQUEST FOR TRANSCRIPTS OF**  
5 **PROCEEDINGS** to be served as follows:

6 [ ] by placing same to be deposited for mailing in the United States Mail, in a sealed  
7 envelope upon which first class postage was prepaid in Las Vegas, Nevada; and

8  
9 [X] by electronic service through Odyssey, Clark County Eighth Judicial District Court's  
10 electronic filing/service system;

11 [ ] pursuant to EDCR 7.26, to be sent via facsimile;

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13 [ ] hand delivered

14 to the party or their attorney(s) listed below at the address and/or facsimile number indicated  
15 below:

16 F. Thomas Edwards, Esq.  
17 HOLLEY DRIGGS WALCH FINE  
18 PUZEY STEIN & THOMPSON  
19 400 South Fourth Street, Third Floor  
20 Las Vegas, NV 89101  
21 Attorneys for Plaintiff/Counter Defendants

22 and that there is regular communication by mail between the place of mailing and the place(s) so  
23 addressed.

24 /s/ Diane Meeter  
25 An Employee of Black & Wadhams  
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