

NOA

ANDREW H. PASTWICK, ESQ.
Nevada Bar No. 009146
LAW OFFICE OF ANDREW H. PASTWICK L.L.C.
1810 E. Sahara Avenue, Suite 120
Las Vegas, Nevada 89104
Telephone: (702) 866-9978
Facsimile: (702) 369-1290
E-Mail: apastwick@pastwicklaw.com
Attorney for Petitioners

Electronically Filed
Apr 06 2021 10:13 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

DISTRICT COURT

CLARK COUNTY, NEVADA

SOPHIE LAU, an individual; JEFFREY LAU,
an individual; GOOD EARTH ENTERPRISES,
INC. a California Corporation; and LIG LAND
DEVELOPMENT, LLC, a California Limited
Liability Company

Petitioners,

v.

CITY OF LAS VEGAS, a politician subdivision
of the State of Nevada; CAROLYN
GOODMAN, as Mayor of the City of Las
Vegas; CITY OF LAS VEGAS DEPARTMENT
OF BUILDING & SAFETY, CODE
ENFORCEMENT DIVISION, a department of
the City of Las Vegas; VICKI OZUNA, Code
Enforcement Manager; EMILY WETZSTEIN,
Code Enforcement Assistant; KEVIN
MCOSKER; director, Building and Safety
department; JOHN BOYER, as City of Las
Vegas Council Designee, DOES I through X

Respondents.

Case No.: A-19-806797-W
Dept. No.: VIII

NOTICE OF APPEAL

Notice is hereby given that Petitioners SOPHIE LAU, JEFFREY LAU, GOOD EARTH
ENTERPRISES, INC, and LIG LAND DEVELOPMENT, LLC through their attorney of record,

1 Andrew H. Pastwick, Esq. of the Law Office of Andrew H. Pastwick, LLC hereby appear to the
2 Supreme Court of Nevada from the following:

3 1. Decision and Order Granting Partial Relief filed on March 2, 2020 (Notice of
4 Entry filed on March 3, 2021);

5 2. All other appealable Orders.

6 This Appeal is from all issues of law and fact.

7 DATED this 29 day of March, 2021

8
9 LAW OFFICE OF ANDREW H. PASTWICK L.L.C.

10 By: 

11 Andrew H. Pastwick, Esq.
12 Nevada Bar No. 009146
13 1810 E. Sahara Avenue, Suite 120
14 Las Vegas, Nevada 89104
15 (702) 866-9978
16 Attorney for Plaintiff
17
18
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20
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CERTIFICATE OF SERVICE

I hereby certify that on the 29 day of March, 2021, I served a copy of the foregoing NOTICE OF APPEAL in the following manner upon the parties so indicated therein as having received service:

■ **NEFCR System upon the following Parties in accordance with NEFCR 9 and 13:**

Bryan K. Scott
John A. Curtas
Deputy City Attorney
495 South Main Street, Sixth Floor
Las Vegas, Nevada 89101

John R. Holiday, Esq.
Capital Legal Group
9480 S. Eastern Avenue, Suite 257
Las Vegas, Nevada 89123

□ **First-Class United States mail, postage fully prepaid upon the following Parties who are not registered users in accordance with NEFCR 9(d) a sealed envelope, postage prepaid to the following counsel and/or parties to this matter:**

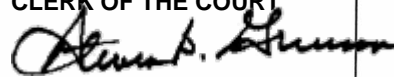
□ **Personal Service upon the following users or their Counsel:**

□ **By direct email upon the following Parties, for whom I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.**

□ **By fax or other electronic transmission in accordance with NRCP 5(d), for which proof of successful transmission is attached hereto:**



An Employee of Law Office of Andrew H. Pastwick L.L.C.



CAS
ANDREW H. PASTWICK, ESQ.
Nevada Bar No. 009146
LAW OFFICE OF ANDREW H. PASTWICK L.L.C.
1810 E. Sahara Avenue, Suite 120
Las Vegas, Nevada 89104
Telephone: (702) 866-9978
Facsimile: (702) 866-9978
E-Mail: apastwick@pastwicklaw.com
Attorney for Petitioners

DISTRICT COURT
CLARK COUNTY, NEVADA

SOPHIE LAU, an individual; JEFFREY LAU,
an individual; GOOD EARTH ENTERPRISES,
INC. a California Corporation; and LIG LAND
DEVELOPMENT, LLC, a California Limited
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Petitioners,

v.

CITY OF LAS VEGAS, a politician subdivision
of the State of Nevada; CAROLYN
GOODMAN, as Mayor of the City of Las
Vegas; CITY OF LAS VEGAS DEPARTMENT
OF BUILDING & SAFETY, CODE
ENFORCEMENT DIVISION, a department of
the City of Las Vegas; VICKI OZUNA, Code
Enforcement Manager; EMILY WETZSTEIN,
Code Enforcement Assistant; KEVIN
MCOSKER; director, Building and Safety
department; JOHN BOYER, as City of Las
Vegas Council Designee, DOES I through X

Respondents.

Case No.: A-19-806797-W
Dept. No.: VIII

CASE APPEAL STATEMENT

1. Name of Appellants filing this Case Appeal Statement:

SOPHIE LAU, JEFFREY LAU, GOOD EARTH ENTERPRISES, INC. and LIG LAND

1 DEVELOPMENT, LLC

2 **2. Judge Issuing Order Appealed From:**

3 The Honorable Jessica Peterson, District Judge, Eighth Judicial District Court,
4 Department VIII.

5 **3. Each Appellant and Name and Address of Counsel:**

6 Appellants Sophie Lau, Jeffrey Lau, Good Earth Enterprises, Inc. and LIG Land
7 Development, LLC. Appellants' Counsel

8
9 Andrew H. Pastwick, Esq,
10 Law Office of Andrew H. Pastwick, LLC
11 1810 E. Sahara Avenue, Suite 120
12 Las Vegas, Nevada 89104
13 Telephone: (702) 866-9978
14 Facsimile: (702) 866-9978
15 Email: apastwick@pastwicklaw.com

16 **4. Each Respondent and Name and Address of Counsel:**

17 Respondents City of Las Vegas, Carolyn Goodman, City of Las Vegas Department of
18 Building & Safety, Code Enforcement Division, Vicki Ozuna, Emily Wetzstein, Kevin Mcosker
19 and John Boyer. Respondents' Counsel:

20 John A. Curtas, Esq.
21 Deputy City Attorney
22 495 South Main Street, Sixth Floor
23 Las Vegas, Nevada 89101
24 Telephone: (702) 229-6629
25 Facsimile: (702) 386-1749
26 Email: jacurtas@lasvegasnevada.gov

27 **5. Whether Attorneys are licensed to practice in Nevada:**

28 The attorneys are licensed to practice law in Nevada.

6. Representation of Appellants:

Appellants Sophie Lau, Jeffrey Lau, Good Earth Enterprises, Inc, and LIG Land

1 Development, LLC were represented by Leo P. Flangas, Esq. and Benjamin La Luzerne, Esq. of
2 the Flangas Law Office in the District Court and will be represented by Andrew H. Pastwick, Esq.
3 and the Law Office of Andrew H. Pastwick, LLC on appeal.

4 **7. Whether the District Court Granted Appellant Leave to Proceed in forma pauperis:**

5 Appellants were not granted leave to proceed in forma pauperis.

6 **8. Date the Proceedings Commenced in District Court:**

7 On or about December 11, 2019.

8 **9. Brief Description of Nature of Action and Result in District Court:**

9 This action involves the fines and penalties imposed against Appellants SOPHIE LAU,
10 JEFFREY LAU, GOOD EARTH ENTERPRISES, INC, AND LIG LAND DEVELOPMENT,
11 LLC (hereinafter “Appellants) by Respondents CITY OF LAS VEGAS CAROLYN GOODMAN,
12 CITY OF LAS VEGAS DEPARTMENT OF BUILDING & SAFETY CODE ENFORCEMENT
13 DIVISION, VICKI OZUNA, EMILY WETZSTEIN, KEVIN MCOSKER and JOHN BOYER
14 (hereinafter “Respondents”) for several properties that Appellants own in downtown Las Vegas,
15 Nevada.
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18 On September 25, 2019, an administrative hearing was conducted by the CITY OF LAS
19 VEGAS DEPARTMENT OF BUILDING & SAFETY CODE ENFORCEMENT to review
20 several fines and penalties that had been previously issued against Respondents in the following
21 cases: Case Number CE-195118 (the “El Cid Matter”) for allegations pertaining to 233 S. 6th
22 Street, Case Number CE-195119 (the “Annex Matter”) for allegations pertaining to 232 S. 7th
23 Street, Case Number CE-195540 (the “MI Matter”) for allegations pertaining to 615 E. Carson.
24 On November 11, 2019, the CITY OF LAS VEGAS issued an Abatement Hearing and Lien
25 Approval Decision approving One Hundred Eight Thousand Eight Hundred Seventy-Eight Dollars
26
27
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1 (\$108,878.00) in fines and penalties against Appellants.

2 On or about December 11, 2019, Appellants filed a Petition for Review with the Eighth
3 Judicial District Court based in part on the arguments that Appellants' due process rights were
4 violated when the Respondents did not provide evidence of compliance with the notice
5 requirements before or at the hearing and that the fines were excessive. On March 2, 2021, the
6 District Court issued a Decision and Order Granting Partial Relief. The District Court reduced the
7 fines and penalties against Appellants to \$61,628.70 finding that Appellants had substantially
8 complied with the conditions imposed on the City of Las Vegas's Revised Demolition Notice and
9 Order to Comply.
10

11 The orders appealed from including the following:

- 12 1. Decision and Order Granting Partial Relief issued on March 2, 2021 (Notice of
13 Entry filed on March 3, 2021).
14 2. All other appealable Orders.
15

16 **10. Whether the Court has previously been the Subject of an Appeal:**

17 This Action has not previously been the subject of an appeal to or original writ
18 proceeding in the Nevada Supreme Court.

19 **11. Whether the Appeal involves Child Custody or Visitation:**

20 This appeal does not involve child custody or visitation.

21 **12. Whether the Appeal involves the possibility of settlement:**

22 Appellant is willing to participate in the appellate settlement program.
23
24
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AFFIRMATION

Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain social security number of any person.

DATED this 26 day of March, 2021

LAW OFFICE OF ANDREW H. PASTWICK L.L.C.

By: CH. Pastwick

Andrew H. Pastwick, Esq.
Nevada Bar No. 009146
1810 E. Sahara Avenue, Suite 120
Las Vegas, Nevada 89104
(702) 866-9978
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of March, 2021, I served a copy of the foregoing
NOTICE OF APPEARANCE in the following manner upon the parties so indicated therein as
having received service:

■ **NEFCR System upon the following Parties in accordance with NEFCR 9 and 13:**

Bryan K. Scott
John A. Curtas
Deputy City Attorney
495 South Main Street, Sixth Floor
Las Vegas, Nevada 89101

John R. Holiday, Esq.
Capital Legal Group
9480 S. Eastern Avenue, Suite 257
Las Vegas, Nevada 89123

□ **First-Class United States mail, postage fully prepaid upon the following Parties who are not registered users in accordance with NEFCR 9(d) a sealed envelope, postage prepaid to the following counsel and/or parties to this matter:**

□ **Personal Service upon the following users or their Counsel:**

□ **By direct email upon the following Parties, for whom I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.**

□ **By fax or other electronic transmission in accordance with NRCP 5(d), for which proof of successful transmission is attached hereto:**



An Employee of Law Office of Andrew H. Pastwick L.L.C.

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-19-806797-W

Sophie Lau, Plaintiff(s)
vs.
City of Las Vegas, Defendant(s)

§
§
§
§
§

Location: **Department 8**
Judicial Officer: **Peterson, Jessica K.**
Filed on: **12/11/2019**
Case Number History:
Cross-Reference Case Number: **A806797**

CASE INFORMATION

Statistical Closures
03/02/2021 Summary Judgment

Case Type: **Writ of Mandamus**

Case Status: **03/02/2021 Closed**

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number A-19-806797-W
Court Department 8
Date Assigned 01/04/2021
Judicial Officer Peterson, Jessica K.

PARTY INFORMATION

		Lead Attorneys
Plaintiff	Good Earth Enterprises, Inc.	Pastwick, Andrew H. <i>Retained</i> 702-866-9978(W)
	Lau, Jeffrey	Pastwick, Andrew H. <i>Retained</i> 702-866-9978(W)
	Lau, Sophie	Pastwick, Andrew H. <i>Retained</i> 702-866-9978(W)
	LIG LAND DEVELOPMENT, LLC	Pastwick, Andrew H. <i>Retained</i> 702-866-9978(W)
Defendant	Boyer, John	Scott, Bryan K. <i>Retained</i> 7022296201(W)
	City of Las Vegas	Scott, Bryan K. <i>Retained</i> 7022296201(W)
	City of Las Vegas Department of Building and Safety, Code Enforcement Division	Scott, Bryan K. <i>Retained</i> 7022296201(W)
	Goodman, Carolyn	Scott, Bryan K. <i>Retained</i> 7022296201(W)
	McOsker, Kevin	Scott, Bryan K. <i>Retained</i> 7022296201(W)
	Ozuna, Vicki	Scott, Bryan K. <i>Retained</i>



CASE SUMMARY

CASE NO. A-19-806797-W

7022296201(W)

Wetzstein, Emily

Scott, Bryan K.
Retained
7022296201(W)

DATE	EVENTS & ORDERS OF THE COURT	INDEX
	<u>EVENTS</u>	
12/11/2019	 Petition for Writ of Mandamus Filed by: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Equitable Relief</i>	
02/24/2020	 Receipt of Copy Filed by: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>Receipt of Copy</i>	
04/01/2020	 Notice of Withdrawal Filed By: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>Petitioners Withdrawal of Erroneous Notice of Voluntary Dismissal</i>	
04/09/2020	 Answer to Complaint Filed by: Defendant City of Las Vegas; Defendant City of Las Vegas Department of Building and Safety, Code Enforcement Division; Defendant Goodman, Carolyn; Defendant Ozuna, Vlcki; Defendant Wetzstein, Emily; Defendant McOsker, Kevin; Defendant Boyer, John <i>Answer to Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Equitable Relief</i>	
04/28/2020	 Transmittal of Record Filed By: Defendant City of Las Vegas <i>Transmittal of Record on Review</i>	
06/16/2020	 Stipulation and Order Filed by: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>STIPULATION AND ORDER FOR BRIEFING SCHEDULE</i>	
06/23/2020	 Stipulation and Order Filed by: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>First Amended Stipulation And Order For Briefing Schedule</i>	
06/27/2020	 Petitioners Opening Brief Filed by: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>Petitioners' opening brief</i>	
06/27/2020	 Exhibits Filed By: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>Petitioners' Table of Exhibits and Exhibits to Opening Brief</i>	
07/28/2020	 Stipulation and Order	

CASE SUMMARY

CASE NO. A-19-806797-W

	Filed by: Defendant City of Las Vegas <i>Second Amended Stipulation and Order For Briefing Schedule</i>
07/28/2020	 Notice of Entry of Order Filed By: Defendant City of Las Vegas; Defendant City of Las Vegas Department of Building and Safety, Code Enforcement Division; Defendant Goodman, Carolyn; Defendant Ozuna, Vicki; Defendant Wetzstein, Emily; Defendant McOsker, Kevin; Defendant Boyer, John <i>Notice of Entry of Second Amended Stipulation and Order for Briefing Schedule</i>
08/06/2020	 Respondent's Answering Brief Filed by: Defendant City of Las Vegas; Defendant City of Las Vegas Department of Building and Safety, Code Enforcement Division; Defendant Goodman, Carolyn; Defendant Ozuna, Vicki; Defendant Wetzstein, Emily; Defendant McOsker, Kevin; Defendant Boyer, John <i>Respondents' Answering Brief</i>
08/24/2020	 Reply to Opposition Filed by: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>Petitioners' Reply to Respondents' Answering Brief</i>
08/24/2020	 Motion to Strike Filed By: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>Petitioners' Motion to Strike Evidence Not Produced Before or at Hearing</i>
08/25/2020	 Clerk's Notice of Hearing <i>Clerk's Notice of Hearing</i>
09/08/2020	 Opposition to Motion Filed By: Defendant City of Las Vegas; Defendant City of Las Vegas Department of Building and Safety, Code Enforcement Division; Defendant Goodman, Carolyn; Defendant Ozuna, Vicki; Defendant Wetzstein, Emily; Defendant McOsker, Kevin; Defendant Boyer, John <i>Opposition to Petitioners' Motion to Strike Evidence Not Produced Before or at Hearing</i>
10/08/2020	 Order Denying Motion Filed By: Defendant City of Las Vegas <i>Order Denying Petitioners' Motion to Strike Evidence Not Produced Before or at Hearing</i>
10/15/2020	 Notice of Entry of Order Filed By: Defendant City of Las Vegas; Defendant City of Las Vegas Department of Building and Safety, Code Enforcement Division; Defendant Goodman, Carolyn; Defendant Ozuna, Vicki; Defendant Wetzstein, Emily; Defendant McOsker, Kevin; Defendant Boyer, John <i>Notice of Entry of Order Denying Petitioners' Motion to Strike Evidence Not Produced Before or at Hearing</i>
11/15/2020	 Petition Filed by: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey <i>Request for Hearing on Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Equitable Relief</i>
12/28/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>


CASE SUMMARY
CASE NO. A-19-806797-W

01/04/2021	Case Reassigned to Department 8 <i>Judicial Reassignment to Judge Jessica K. Peterson</i>
03/02/2021	 Decision and Order Filed By: Defendant City of Las Vegas <i>Decision and Order Granting Partial Relief</i>
03/03/2021	 Notice of Entry of Order Filed By: Defendant City of Las Vegas; Plaintiff Lau, Jeffrey; Defendant City of Las Vegas Department of Building and Safety, Code Enforcement Division; Defendant Goodman, Carolyn; Defendant Ozuna, Vicki; Defendant Wetzstein, Emily; Defendant McOsker, Kevin; Defendant Boyer, John <i>Notice of Entry of Decision and Order Granting Partial Relief</i>
03/24/2021	 Notice of Appearance Party: Defendant City of Las Vegas; Defendant City of Las Vegas Department of Building and Safety, Code Enforcement Division; Defendant Goodman, Carolyn; Defendant Ozuna, Vicki; Defendant Wetzstein, Emily; Defendant McOsker, Kevin; Defendant Boyer, John <i>Notice of Appearance</i>
03/26/2021	 Notice of Appearance Party: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>Notice of Appearance</i>
03/26/2021	 Notice of Appearance Party: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>Notice of Appearance</i>
03/26/2021	 Case Appeal Statement Filed By: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC <i>Case Appeal Statement</i>
03/29/2021	 Notice of Appeal Filed By: Plaintiff Lau, Sophie; Plaintiff Lau, Jeffrey; Plaintiff Good Earth Enterprises, Inc.; Plaintiff LIG LAND DEVELOPMENT, LLC
03/31/2021	 Notice of Appeal Filed By: Defendant City of Las Vegas; Defendant City of Las Vegas Department of Building and Safety, Code Enforcement Division; Defendant Goodman, Carolyn; Defendant Ozuna, Vicki; Defendant Wetzstein, Emily; Defendant McOsker, Kevin; Defendant Boyer, John <i>Notice of Cross Appeal</i>
03/31/2021	 Case Appeal Statement Filed By: Defendant City of Las Vegas; Defendant City of Las Vegas Department of Building and Safety, Code Enforcement Division; Defendant Goodman, Carolyn; Defendant Ozuna, Vicki; Defendant Wetzstein, Emily; Defendant McOsker, Kevin; Defendant Boyer, John <i>Case Cross Appeal Statement</i>
<u>HEARINGS</u>	
10/07/2020	 Motion to Strike (3:00 AM) (Judicial Officer: Crockett, Jim) <i>Petitioners' Motion to Strike Evidence Not Produced Before or at Hearing</i> Minute Order - No Hearing Held;

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-19-806797-W

	<p>Journal Entry Details:</p> <p><i>Petitioners' Motion to Strike Evidence Not Produced Before or at Hearing Pursuant to EDCR 2.23 (c) and (d), this matter is being decided on the briefs and pleadings filed by the parties without oral argument since the Court deems oral argument unnecessary. The Court has reviewed the briefing on this Motion to Strike Evidence and finds that the Opposition provides compelling and persuasive reasons to deny the Motion. Accordingly, the Motion to Strike is DENIED for the reasons stated in the opposition. Defendant to prepare and submit the order in accordance with EDCR 7.21 COURT ORDERED, status check SET for the filing of the Order. 11/5/2020 STATUS CHECK: FILING OF ORDER (CHAMBER) CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve. /rl 10/7/2020 ;</i></p>
11/05/2020	<p>CANCELED Status Check (3:00 AM) (Judicial Officer: Crockett, Jim)</p> <p><i>Vacated</i></p> <p><i>Status Check: Filing of Order Denying Petitioners' Motion to Strike Evidence Not Produced Before or at Hearing (10/7)</i></p>
02/02/2021	<p> Petition (9:00 AM) (Judicial Officer: Peterson, Jessica K.)</p> <p><i>Request for Hearing on Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Equitable Relief</i></p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>Counsel present via BlueJeans. Court disclosed Mr. Curtas was counsel at the law firm the Court was once at and Mr. Flangas is cousins with the Court's former boss. Upon Court's inquiry, Mr. Curtas and Mr. Flangas did not object to the disclosure made. MATTER TRAILED. MATTER RECALLED. All parties present as before. Following arguments by Mr. Flangas and Mr. Curtas, COURT STATED its FINDINGS, and ORDERED, fines IMPOSED at \$250.00 per day and fines REDUCED from January 22nd to February 20th, 28 days at \$250.00; and from January 19th to February 20th, 31 days at \$250.00. Court advised the total amounts are \$7,750.00 and \$7,000.00. Mr. Curtas to prepare the order.;</i></p>

DATE

FINANCIAL INFORMATION

Defendant City of Las Vegas	
Total Charges	247.00
Total Payments and Credits	247.00
Balance Due as of 4/1/2021	0.00
Plaintiff Good Earth Enterprises, Inc.	
Total Charges	30.00
Total Payments and Credits	30.00
Balance Due as of 4/1/2021	0.00
Plaintiff Lau, Jeffrey	
Total Charges	30.00
Total Payments and Credits	30.00
Balance Due as of 4/1/2021	0.00
Plaintiff Lau, Sophie	
Total Charges	294.00
Total Payments and Credits	294.00
Balance Due as of 4/1/2021	0.00
Plaintiff LIG LAND DEVELOPMENT, LLC	
Total Charges	30.00
Total Payments and Credits	30.00
Balance Due as of 4/1/2021	0.00

DISTRICT COURT CIVIL COVER SHEET

Clark

County, Nevada

Case No. _____

(Assigned by Clerk's Office)

CASE NO: A-19-806797-W
Department 24

I. Party Information (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone): Sophie Lau, Jeffrey Lau, Good Earth Enterprises, Inc. and LIG Land Development, LLC c/o Flangas & Barnabi, LLC 375 E. Warm Springs Road, Ste. 104 Las Vegas, NV 89119	Defendant(s) (name/address/phone): City of Las Vegas; Carolyn Goodman as Mayor of Las Vegas; City of Las Vegas Department of Building & Safety, ; Code Enforcement Division; Vicki Ozuna; Emily Wetzstein; Kevin McOsker, and; John Boyer
Attorney (name/address/phone): Leo. P. Flangas, Esq., Flangas & Barnabi, LLC 375 E. Warm Springs Road, Ste. 104 Las Vegas, NV 89119 (702) 475-8903	Attorney (name/address/phone): Unknown

II. Nature of Controversy (please select the one most applicable filing type below)

Civil Case Filing Types

Real Property Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant Title to Property <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property Other Real Property <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	Negligence <input type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence Malpractice <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice	Torts Other Torts <input type="checkbox"/> Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Employment Tort <input type="checkbox"/> Insurance Tort <input type="checkbox"/> Other Tort
Probate Probate (select case type and estate value) <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside <input type="checkbox"/> Trust/Conservatorship <input type="checkbox"/> Other Probate Estate Value <input type="checkbox"/> Over \$200,000 <input type="checkbox"/> Between \$100,000 and \$200,000 <input type="checkbox"/> Under \$100,000 or Unknown <input type="checkbox"/> Under \$2,500	Construction Defect & Contract Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect Contract Case <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Building and Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Collection of Accounts <input type="checkbox"/> Employment Contract <input type="checkbox"/> Other Contract	Judicial Review/Appeal Judicial Review <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency Nevada State Agency Appeal <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other Nevada State Agency Appeal Other <input type="checkbox"/> Appeal from Lower Court <input checked="" type="checkbox"/> Other Judicial Review/Appeal
Civil Writ Civil Writ <input type="checkbox"/> Writ of Habeas Corpus <input checked="" type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrant <input type="checkbox"/> Writ of Prohibition <input checked="" type="checkbox"/> Other Civil Writ		Other Civil Filing Other Civil Filing <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Other Civil Matters

Business Court filings should be filed using the Business Court civil coversheet.

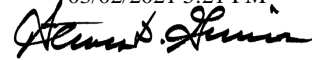
12/11/2019

Date

/s/ Benjamin La Luzerne

Signature of initiating party or representative

See other side for family-related case filings.


CLERK OF THE COURT

1 DAO
2 BRYAN K. SCOTT
3 City Attorney
4 Nevada Bar No. 4381
5 By: JOHN A. CURTAS
6 Deputy City Attorney
7 Nevada Bar No. 1841
8 495 South Main Street, Sixth Floor
9 Las Vegas, NV 89101
10 (702) 229-6629 (office)
11 (702) 386-1749 (fax)
12 Email: jacurtas@lasvegasnevada.gov
13 Attorneys for CITY RESPONDENTS

8 DISTRICT COURT

9 CLARK COUNTY, NEVADA

10 SOPHIE LAU, an individual; JEFFREY
11 LAU, an individual; GOOD EARTH
12 ENTERPRISES, INC., a California
13 Corporation; and LIG LAND
14 DEVELOPMENT, LLC, a California
15 Limited Liability Company,

16 Petitioners,

17 vs.

18 CITY OF LAS VEGAS, a political
19 subdivision of the State of Nevada;
20 CAROLYN GOODMAN, as Mayor of the
21 City of Las Vegas; CITY OF LAS VEGAS
22 DEPARTMENT OF BUILDING &
23 SAFETY, CODE ENFORCEMENT
DIVISION, a department of the city of Las
Vegas; VICKI OZUNA, Code Enforcement
Manager; EMILY WETZSTEIN, Code
Enforcement Assistant; KEVIN MCOSKER,
director, Building and Safety department;
JOHN BOYER, as City Council Designee;
DOES 1 through X,

Respondents.

CASE NO. A-19-806797-W
DEPT. NO. VIII

DECISION AND ORDER GRANTING PARTIAL RELIEF

25 The Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Equitable
26 Relief having come on for hearing February 2, 2021, Petitioners appearing through Leo P.
27 Flangas, Esq., of the FLANGAS LAW OFFICE, Respondents appearing through John A. Curtas,
28 Deputy City Attorney, of the LAS VEGAS CITY ATTORNEY'S OFFICE, the Court having reviewed

1 the pleadings and papers on file herein and having heard the arguments of counsel, this Court
2 hereby finds as follows:

3 As to the property located at 233 South Sixth Street (APN 139-34-611-037): The City of
4 Las Vegas properly imposed a lien for its out-of-pocket costs incurred during the nuisance
5 abatement in the amount of \$22,624.70, and the City Council Designee's findings as to this
6 assessment are hereby upheld as being supported by substantial evidence.

7 As to the property located at 232 South Seventh Street (APN 139-34-611-036): The City
8 of Las Vegas properly imposed a lien for its out-of-pocket costs incurred during the nuisance
9 abatement in the amount of \$924, and the City Council Designee's findings as to this assessment
10 are hereby upheld as being supported by substantial evidence.

11 As to the property located at 615 East Carson Avenue (139-34-611-041): The City of
12 Las Vegas properly imposed a lien for its out-of-pocket costs incurred during the nuisance
13 abatement in the amount of \$23,330, and the City Council Designee's findings as to this
14 assessment are hereby upheld as being supported by substantial evidence.

15 The Court further finds that the Petitioners substantially complied with three of the four
16 conditions imposed by the City of Las Vegas's Revised Demolition Notice and Order to Comply
17 for the property known as 233 South Sixth Street (APN 139-34-611-037), for the period
18 January 19, 2019 – February 20, 2019. Due to this partial compliance, it was an abuse of
19 discretion for the City Council Designee to approve and impose the maximum daily civil penalty
20 of \$32,000.

21 The Court further finds that the Petitioners substantially complied with three of the four
22 conditions imposed on the City of Las Vegas's Revised Demolition Notice and Order to Comply
23 against the subject property known as 232 South Seventh Street (APN 139-34-611-036), for the
24 period January 22, 2019 – February 20, 2019. Due to this partial compliance, it was an abuse of
25 discretion for the City Council Designee to approve and impose the maximum daily civil penalty
26 of \$30,000.

27

28

Accordingly, the Court grants to Petitioners the following relief:

The fine assessed against the subject property known as 233 South Sixth Street (APN 139-34-611-037) is hereby reduced to \$250/day for violations of the City of Las Vegas' Revised Demolition Notice and Order to Comply for the period January 19, 2019 – February 20, 2019, for a total fine of \$7,750.

The fine assessed against the subject property known as 232 South Seventh Street (APN 139-34-611-036)) is hereby reduced to \$250/day for violations of the City of Las Vegas' Revised Demolition Notice and Order to Comply for the period January 22, 2019 – February 20, 2019, for a total fine of \$7,000.

DATED this ____ day of March, 2021.

Dated this 2nd day of March, 2021



DISTRICT COURT JUDGE

SUBMITTED BY:

BRYAN K. SCOTT
City Attorney

3EB C98 E0DE 0A46
Jessica K. Peterson
District Court Judge

By:


JOHN A. CURTAS
Deputy City Attorney
Nevada Bar No. 1841
495 South Main Street, Sixth Floor
Las Vegas, NV 89101
Attorneys for CITY RESPONDENTS

APPROVED AS TO FORM AND CONTENT:

FLANGAS LAW OFFICE

By:

/s/ Leo P. Flangas
LEO P. FLANGAS, ESQ.
Nevada Bar No. 5637
BENJAMIN LA LUZERNE, ESQ.
Nevada Bar No. 12801
600 South Third Street
Las Vegas, NV 89101
Attorneys for Petitioners

Cindy Kelly

From: Leo Flangas <leo@flangaslawfirm.com>
Sent: Monday, March 1, 2021 2:52 PM
To: Cindy Kelly
Cc: John A. Curtas
Subject: RE: Proposed Order re Sophie Lau, et al. v. City of Las Vegas, et al.

CAUTION: This email originated from an **External Source**. Please **use caution** before opening attachments, clicking links, or responding to this email. **Do not sign-in with your City of Las Vegas account credentials.**

Cindy-

The order is acceptable, you can affix my signature on the order and submit to the court.

Thanks, Leo

From: Cindy Kelly <CKelly@LasVegasNevada.GOV>
Sent: Thursday, February 18, 2021 12:21 PM
To: Leo Flangas <leo@flangaslawfirm.com>
Cc: John A. Curtas <jacurtas@LasVegasNevada.GOV>
Subject: Proposed Order re Sophie Lau, et al. v. City of Las Vegas, et al.

Hi Mr. Flangas:

Attached for your review is our proposed Decision and Order Granting Partial Relief in the referenced matter. Please advise if you have changes or whether we can affix your electronic signature to this document. Thank you.

Cindy Kelly

Legal Secretary
City Attorney's Office | Civil Litigation
702-229-2265
495 South Main Street, Sixth Floor | Las Vegas, NV 89101



lasvegasnevada.gov



This e-mail transmission, and any documents, files, or previous e-mail messages attached to it may contain confidential information that is legally privileged. If you are not the intended recipient, or a person responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of any of the information contained in or attached to this transmission is prohibited. If you have received this transmission in error, please immediately notify us by reply e-mail, by forwarding this to sender, or by telephone at (702) 229-6629, and destroy the original transmission and its attachments without reading or saving them in any manner. Thank you.

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 Sophie Lau, Plaintiff(s)

CASE NO: A-19-806797-W

7 vs.

DEPT. NO. Department 8

8 City of Las Vegas, Defendant(s)

9
10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 3/2/2021

15 John Curtas

jacurtas@lasvegasnevada.gov

16 Jeffrey Andrews

jandrews@lasvegasnevada.gov

17 CluAynne Corwin

ccorwin@lasvegasnevada.gov

18 Natasha Smith

natasha@flangaslawfirm.com

19 Leo Flangas

leo@flangaslawfirm.com

20 Flangas Documents

documents@flangaslawfirm.com

21 John Curtas

jacurtas@LasVegasNevada.GOV

22 Ben La Luzerne

ben@flangaslawfirm.com

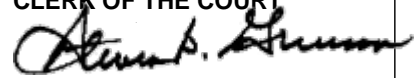
24

25

26

27

28



NEOJ
BRYAN K. SCOTT
City Attorney
Nevada Bar No. 4381
By: JOHN A. CURTAS
Deputy City Attorney
Nevada Bar No. 1841
495 South Main Street, Sixth Floor
Las Vegas, NV 89101
(702) 229-6629 (office)
(702) 386-1749 (fax)
Email: jacurtas@lasvegasnevada.gov
Attorneys for CITY RESPONDENTS

DISTRICT COURT

CLARK COUNTY, NEVADA

SOPHIE LAU, an individual; JEFFREY LAU, an individual; GOOD EARTH ENTERPRISES, INC., a California Corporation; and LIG LAND DEVELOPMENT, LLC, a California Limited Liability Company,

Petitioners,

vs.

CITY OF LAS VEGAS, a political subdivision of the State of Nevada; CAROLYN GOODMAN, as Mayor of the City of Las Vegas; CITY OF LAS VEGAS DEPARTMENT OF BUILDING & SAFETY, CODE ENFORCEMENT DIVISION, a department of the city of Las Vegas; VICKI OZUNA, Code Enforcement Manager; EMILY WETZSTEIN, Code Enforcement Assistant; KEVIN MCOSKER, director, Building and Safety department; JOHN BOYER, as City Council Designee; DOES 1 through X,

Respondents.

CASE NO. A-19-806797-W
DEPT. NO. VIII

**NOTICE OF ENTRY OF DECISION
AND ORDER GRANTING PARTIAL RELIEF**

TO: SOPHIE LAU, JEFFREY LAU, GOOD EARTH ENTERPRISES, INC., and LIG LAND DEVELOPMENT, LLC, Petitioners, and


TO: LEO P. FLANGAS, ESQ., and BENJAMIN LA LUZERNE, ESQ., their attorneys:

1 PLEASE TAKE NOTICE that a DECISION AND ORDER GRANTING PARTIAL
2 RELIEF was entered in the above-entitled matter on March 2, 2021, a copy of which is attached
3 hereto.

4 DATED this 3 day of March, 2021.

5 BRYAN K. SCOTT
6 City Attorney

7 By:

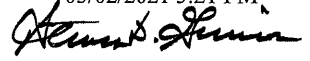

8 JOHN A. CURTAS
9 Deputy City Attorney
10 Nevada Bar No. 1841
11 495 South Main Street, Sixth Floor
12 Las Vegas, NV 89101
13 Attorneys for CITY OF LAS VEGAS

14 **CERTIFICATE OF SERVICE**

15 I hereby certify that on March 3, 2021, I served a true and correct copy of the foregoing
16 NOTICE OF ENTRY OF DECISION AND ORDER GRANTING PARTIAL RELIEF through
17 the electronic filing system of the Eighth Judicial District Court of the State of Nevada, pursuant
18 to Nevada Electronic Filing and Conversion Rules, (or, if necessary, by United States Mail at Las
19 Vegas, Nevada, postage fully prepaid) upon the following:

20 Leo P. Flangas, Esq.
21 Benjamin La Luzerne, Esq.
22 FLANGAS LAW OFFICE
23 600 South Third Street
24 Las Vegas, NV 89101
25 Attorneys for Petitioners

26 
27 AN EMPLOYEE OF THE CITY OF LAS VEGAS
28


CLERK OF THE COURT

1 DAO
2 BRYAN K. SCOTT
3 City Attorney
4 Nevada Bar No. 4381
5 By: JOHN A. CURTAS
6 Deputy City Attorney
7 Nevada Bar No. 1841
8 495 South Main Street, Sixth Floor
9 Las Vegas, NV 89101
10 (702) 229-6629 (office)
11 (702) 386-1749 (fax)
12 Email: jacurtas@lasvegasnevada.gov
13 Attorneys for CITY RESPONDENTS

DISTRICT COURT

CLARK COUNTY, NEVADA

10 SOPHIE LAU, an individual; JEFFREY
11 LAU, an individual; GOOD EARTH
12 ENTERPRISES, INC., a California
13 Corporation; and LIG LAND
14 DEVELOPMENT, LLC, a California
15 Limited Liability Company,

Petitioners,

vs.

16 CITY OF LAS VEGAS, a political
17 subdivision of the State of Nevada;
18 CAROLYN GOODMAN, as Mayor of the
19 City of Las Vegas; CITY OF LAS VEGAS
20 DEPARTMENT OF BUILDING &
21 SAFETY, CODE ENFORCEMENT
22 DIVISION, a department of the city of Las
23 Vegas; VICKI OZUNA, Code Enforcement
24 Manager; EMILY WETZSTEIN, Code
25 Enforcement Assistant; KEVIN MCOSKER,
26 director, Building and Safety department;
27 JOHN BOYER, as City Council Designee;
28 DOES 1 through X,

Respondents.

CASE NO. A-19-806797-W
DEPT. NO. VIII

DECISION AND ORDER GRANTING PARTIAL RELIEF

25 The Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Equitable
26 Relief having come on for hearing February 2, 2021, Petitioners appearing through Leo P.
27 Flangas, Esq., of the FLANGAS LAW OFFICE, Respondents appearing through John A. Curtas,
28 Deputy City Attorney, of the LAS VEGAS CITY ATTORNEY'S OFFICE, the Court having reviewed

1 the pleadings and papers on file herein and having heard the arguments of counsel, this Court
2 hereby finds as follows:

3 As to the property located at 233 South Sixth Street (APN 139-34-611-037): The City of
4 Las Vegas properly imposed a lien for its out-of-pocket costs incurred during the nuisance
5 abatement in the amount of \$22,624.70, and the City Council Designee's findings as to this
6 assessment are hereby upheld as being supported by substantial evidence.

7 As to the property located at 232 South Seventh Street (APN 139-34-611-036): The City
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9 abatement in the amount of \$924, and the City Council Designee's findings as to this assessment
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11 As to the property located at 615 East Carson Avenue (139-34-611-041): The City of
12 Las Vegas properly imposed a lien for its out-of-pocket costs incurred during the nuisance
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16 conditions imposed by the City of Las Vegas's Revised Demolition Notice and Order to Comply
17 for the property known as 233 South Sixth Street (APN 139-34-611-037), for the period
18 January 19, 2019 – February 20, 2019. Due to this partial compliance, it was an abuse of
19 discretion for the City Council Designee to approve and impose the maximum daily civil penalty
20 of \$32,000.

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23 against the subject property known as 232 South Seventh Street (APN 139-34-611-036), for the
24 period January 22, 2019 – February 20, 2019. Due to this partial compliance, it was an abuse of
25 discretion for the City Council Designee to approve and impose the maximum daily civil penalty
26 of \$30,000.

27

28

1 Accordingly, the Court grants to Petitioners the following relief:

2 The fine assessed against the subject property known as 233 South Sixth Street (APN
3 139-34-611-037) is hereby reduced to \$250/day for violations of the City of Las Vegas' Revised
4 Demolition Notice and Order to Comply for the period January 19, 2019 – February 20, 2019,
5 for a total fine of \$7,750.

6 The fine assessed against the subject property known as 232 South Seventh Street (APN
7 139-34-611-036)) is hereby reduced to \$250/day for violations of the City of Las Vegas'
8 Revised Demolition Notice and Order to Comply for the period January 22, 2019 – February 20,
9 2019, for a total fine of \$7,000.

10 DATED this ____ day of March, 2021.


Dated this 2nd day of March, 2021

11
12 
13 DISTRICT COURT JUDGE

14 SUBMITTED BY:

15 BRYAN K. SCOTT
16 City Attorney

3EB C98 E0DE 0A46
Jessica K. Peterson
District Court Judge

17 By: 
18 JOHN A. CURTAS
19 Deputy City Attorney
20 Nevada Bar No. 1841
495 South Main Street, Sixth Floor
Las Vegas, NV 89101
Attorneys for CITY RESPONDENTS

21 APPROVED AS TO FORM AND CONTENT:

22 FLANGAS LAW OFFICE

23
24 By: /s/ Leo P. Flangas
25 LEO P. FLANGAS, ESQ.
26 Nevada Bar No. 5637
27 BENJAMIN LA LUZERNE, ESQ.
28 Nevada Bar No. 12801
600 South Third Street
Las Vegas, NV 89101
Attorneys for Petitioners

Cindy Kelly

From: Leo Flangas <leo@flangaslawfirm.com>
Sent: Monday, March 1, 2021 2:52 PM
To: Cindy Kelly
Cc: John A. Curtas
Subject: RE: Proposed Order re Sophie Lau, et al. v. City of Las Vegas, et al.

CAUTION: This email originated from an External Source. Please use caution before opening attachments, clicking links, or responding to this email. Do not sign in with your City of Las Vegas account credentials.

Cindy-

The order is acceptable, you can affix my signature on the order and submit to the court.

Thanks, Leo

From: Cindy Kelly <CKelly@LasVegasNevada.GOV>
Sent: Thursday, February 18, 2021 12:21 PM
To: Leo Flangas <leo@flangaslawfirm.com>
Cc: John A. Curtas <jacurtas@LasVegasNevada.GOV>
Subject: Proposed Order re Sophie Lau, et al. v. City of Las Vegas, et al.

Hi Mr. Flangas:

Attached for your review is our proposed Decision and Order Granting Partial Relief in the referenced matter. Please advise if you have changes or whether we can affix your electronic signature to this document. Thank you.

Cindy Kelly

Legal Secretary
City Attorney's Office | Civil Litigation
702-229-2265
495 South Main Street, Sixth Floor | Las Vegas, NV 89101



lasvegasnevada.gov



This e-mail transmission, and any documents, files, or previous e-mail messages attached to it may contain confidential information that is legally privileged. If you are not the intended recipient, or a person responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of any of the information contained in or attached to this transmission is prohibited. If you have received this transmission in error, please immediately notify us by reply e-mail, by forwarding this to sender, or by telephone at (702) 229-6629, and destroy the original transmission and its attachments without reading or saving them in any manner. Thank you.

1 CSERV

2 DISTRICT COURT
3 CLARK COUNTY, NEVADA
4

5
6 Sophie Lau, Plaintiff(s)

CASE NO: A-19-806797-W

7 vs.

DEPT. NO. Department 8

8 City of Las Vegas, Defendant(s)
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 3/2/2021

15 John Curtas

jacurtas@lasvegasnevada.gov

16 Jeffrey Andrews

jandrews@lasvegasnevada.gov

17 CluAynne Corwin

ccorwin@lasvegasnevada.gov

18 Natasha Smith

natasha@flangaslawfirm.com

19 Leo Flangas

leo@flangaslawfirm.com

20 Flangas Documents

documents@flangaslawfirm.com

21 John Curtas

jacurtas@LasVegasNevada.GOV

22 Ben La Luzerne

ben@flangaslawfirm.com
23
24
25
26
27
28

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Mandamus

COURT MINUTES

October 07, 2020

A-19-806797-W Sophie Lau, Plaintiff(s)
vs.
City of Las Vegas, Defendant(s)

October 07, 2020 3:00 AM Motion to Strike

HEARD BY: Crockett, Jim **COURTROOM:** Phoenix Building 11th Floor
116

COURT CLERK: Rem Lord

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Petitioners' Motion to Strike Evidence Not Produced Before or at Hearing

Pursuant to EDCR 2.23 (c) and (d), this matter is being decided on the briefs and pleadings filed by the parties without oral argument since the Court deems oral argument unnecessary. The Court has reviewed the briefing on this Motion to Strike Evidence and finds that the Opposition provides compelling and persuasive reasons to deny the Motion. Accordingly, the Motion to Strike is DENIED for the reasons stated in the opposition. Defendant to prepare and submit the order in accordance with EDCR 7.21 COURT ORDERED, status check SET for the filing of the Order.

11/5/2020 STATUS CHECK: FILING OF ORDER (CHAMBER)

CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve. /rl 10/7/2020

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Mandamus

COURT MINUTES

February 02, 2021

A-19-806797-W Sophie Lau, Plaintiff(s)
vs.
City of Las Vegas, Defendant(s)

February 02, 2021 9:00 AM Petition

HEARD BY: Peterson, Jessica K. **COURTROOM:** Phoenix Building 11th Floor
116

COURT CLERK: Madalyn Kearney

RECORDER: Nancy Maldonado

REPORTER:

PARTIES

PRESENT: Curtas, John A. Attorney
Flangas, Leonidas P, ESQ Attorney

JOURNAL ENTRIES

- Counsel present via BlueJeans.

Court disclosed Mr. Curtas was counsel at the law firm the Court was once at and Mr. Flangas is cousins with the Court's former boss. Upon Court's inquiry, Mr. Curtas and Mr. Flangas did not object to the disclosure made. MATTER TRAILED.

MATTER RECALLED. All parties present as before. Following arguments by Mr. Flangas and Mr. Curtas, COURT STATED its FINDINGS, and ORDERED, fines IMPOSED at \$250.00 per day and fines REDUCED from January 22nd to February 20th, 28 days at \$250.00; and from January 19th to February 20th, 31 days at \$250.00. Court advised the total amounts are \$7,750.00 and \$7,000.00. Mr. Curtas to prepare the order.



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE
NOTICE OF DEFICIENCY
ON APPEAL TO NEVADA SUPREME COURT

ANDREW H. PASTWICK, ESQ.
1810 E. SAHARA AVE., SUITE 120
LAS VEGAS, NV 89104

DATE: April 1, 2021
CASE: A-19-806797-W

RE CASE: SOPHIE LAU; JEFFREY LAU; GOOD EARTH ENTERPRISES, INC.; LIG LAND DEVELOPMENT, LLC vs. CITY OF LAS VEGAS, a political subdivision of the State of Nevada; CAROLYN GOODMAN, as Mayor of the City of Las Vegas; CITY OF LAS VEGAS DEPARTMENT OF BUILDING & SAFETY, CODE ENFORCEMENT DIVISION, a department of the City of Las Vegas; VICKI OZUNA, Code Enforcement Manager; EMILY WETZSTEIN, Code Enforcement Assistant; KEVIN MCOSKER, director, Building and Safety department; JOHN BOYER, as City Council Designee

NOTICE OF APPEAL FILED: March 29, 2021

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

- ☒ \$250 – Supreme Court Filing Fee (Make Check Payable to the Supreme Court)**
 - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☐ \$24 – District Court Filing Fee (Make Check Payable to the District Court)**
- ☒ \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)**
 - NRAP 7: Bond For Costs On Appeal in Civil Cases
 - *Previously paid Bonds are not transferable between appeals without an order of the District Court.*
- ☐ Case Appeal Statement
 - NRAP 3 (a)(1), Form 2
- ☐ Order
- ☐ Notice of Entry of Order

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. The district court clerk shall apprise appellant of the deficiencies in writing, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (g) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

*****Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.***

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; DECISION AND ORDER GRANTING PARTIAL RELIEF; NOTICE OF ENTRY OF DECISION AND ORDER GRANTING PARTIAL RELIEF; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

SOPHIE LAU; JEFFREY LAU; GOOD EARTH ENTERPRISES, INC.; LIG LAND DEVELOPMENT, LLC,

Petitioner(s),

vs.

CITY OF LAS VEGAS, a political subdivision of the State of Nevada; CAROLYN GOODMAN, as Mayor of the City of Las Vegas; CITY OF LAS VEGAS DEPARTMENT OF BUILDING & SAFETY, CODE ENFORCEMENT DIVISION, a department of the City of Las Vegas; VICKI OZUNA, Code Enforcement Manager; EMILY WETZSTEIN, Code Enforcement Assistant; KEVIN MCOSKER, director, Building and Safety department; JOHN BOYER, as City Council Designee,

Respondent(s),

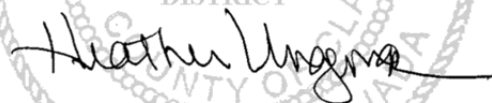
Case No: A-19-806797-W

Dept No: VIII

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto Set my hand and Affixed the seal of the Court at my office, Las Vegas, Nevada This 1 day of April 2021.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk