

1 **ASTA**
2 **ROSENBLUM LAW OFFICES**
3 **MOLLY ROSENBLUM, ESQ.**
4 Nevada Bar No. 08242
5 **SHEILA TAJBAKSH, ESQ.**
6 Nevada Bar No. 13518
7 7375 S Pecos Rd, Ste 101
8 Las Vegas, NV 89120-3773
9 (702) 433-2889—Phone
10 (702) 425-9642—Fax
11 Email: staff@rosenblumlawlv.com
12 Attorney for Appellant

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Apr 14 2021 08:27 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

10 **IN THE SUPREME COURT**
11 **OF THE STATE OF NEVADA**

12 **DAVID PATRICK STUCKE,**

13 Appellant,

14 vs.

15 **CHRISTIE LEEANN STUCKE,**

16 Respondent.

Supreme Court Case No.: 82723

District Court Case No.: D-18-580621-D

17 **CASE APPEAL STATEMENT**

18
19 **1. NAME OF APPELLANT FILING THIS CASE APPEAL**
20 **STATEMENT:** David Patrick Stucke

21 **2. IDENTIFY THE JUDGE ISSUING THE DECISION, JUDGMENT,**
22 **OR ORDER APPEALED FROM:**

23 The Findings of Fact, Conclusions of Law and Decree of Divorce entered on
24 February 25, 2021.

25 **3. IDENTIFY EACH APPELLANT AND THE NAME AND ADDRESS**
26 **OF COUNSEL FOR EACH APPELLANT:**

27 Appellant: David Stucke

Appellate Counsel: Molly S. Rosenblum, Esq.
Sheila Tajbakhsh, Esq.
Rosenblum Law Offices
7375 S Pecos Rd Ste 101
Las Vegas NV 89120

District Court Counsel: Vincent Mayo, Esq.
The Abrams Law Firm, LLC
6252 S Rainbow Blvd # 100
Las Vegas, NV 89118

4. IDENTIFY EACH RESPONDENT AND THE NAME AND ADDRESS OF APPELLATE COUNSEL, IF KNOWN, FOR EACH RESPONDENT (IF THE NAME OF A RESPONDENT'S APPELLATE COUNSEL IS UNKNOWN, INDICATE AS MUCH AND PROVIDE THE NAME AND ADDRESS OF THAT RESPONDENT'S TRIAL COUNSEL):

Respondent: Christie Leeann Stucke

Appellate Counsel: Fred Page, Esq.
Page Law Firm
6930 S. Cimmaron Rd, Suite 140
Las Vegas, Nevada 89113

District Court Counsel: Fred Page, Esq.
Page Law Firm
6930 S. Cimmaron Rd, Suite 140
Las Vegas, Nevada 89113

5. INDICATE WHETHER ANY ATTORNEY IDENTIFIED ABOVE IN RESPONSE TO QUESTION 3 OR 4 IS NOT LICENSED TO PRACTICE LAW IN NEVADA AND, IF SO, WHETHER THE DISTRICT COURT GRANTED THAT ATTORNEY PERMISSION TO APPEAR UNDER [SCR 42](#) (ATTACH A COPY OF ANY DISTRICT COURT ORDER GRANTING SUCH PERMISSION):

N/A

1 **6. INDICATE WHETHER APPELLANT WAS REPRESENTED BY**
2 **APPOINTED OR RETAINED COUNSEL IN THE DISTRICT**
3 **COURT:** Retained counsel.

4 **7. INDICATE WHETHER APPELLANT IS REPRESENTED BY**
5 **APPOINTED OR RETAINED COUNSEL ON APPEAL:**
6 Retained counsel

7 **8. INDICATE WHETHER APPELLANT WAS GRANTED LEAVE TO**
8 **PROCEED IN FORMA PAUPERIS, AND THE DATE OF ENTRY OF**
9 **THE DISTRICT COURT ORDER GRANTING SUCH LEAVE:**
10 N/A

11 **9. INDICATE THE DATE THE PROCEEDINGS COMMENCED IN**
12 **THE DISTRICT COURT (E.G., DATE COMPLAINT, INDICTMENT,**
13 **INFORMATION, OR PETITION WAS FILED):**

14 The case was originally opened with a Complaint for Divorce filed on
15 November 28, 2018.

16 The Evidentiary Hearing lasted four (4) days and took place on September
17 10, 2020, December 9, 2020, December 10, 2020 and December 17, 2020.

18 The Findings of Fact, Conclusions of Law, and Decree of Divorce was filed
19 on February 15, 2021, and the Notice of Entry of the Findings of Fact,
20 Conclusions of Law, and Decree of Divorce was filed February 25, 2021.

21 **10. PROVIDE A BRIEF DESCRIPTION OF THE NATURE OF THE**
22 **ACTION AND RESULT IN THE DISTRICT COURT, INCLUDING**
23 **THE TYPE OF JUDGMENT OR ORDER BEING APPEALED AND**
24 **THE RELIEF GRANTED BY THE DISTRICT COURT:**

25 **NATURE OF THE ACTION:** The parties engaged in a trial before the
26 District Court regarding divorce, the division of assets and debts, separate property,
27 child custody, child support, and other divorce related matters.
28

1 **RESULT IN THE DISTRICT COURT:** That based on the Findings of
2 Fact, Conclusions of Law and Decision of the District Court, neither party was the
3 prevailing party, as the orders were neutral.

4 **TYPE OF ORDER BEING APPEALED:** An order regarding separate
5 assets; an order regarding community waste; a custody order; and a child support
6 order.

7 **RELIEF GRANTED BY THE DISTRICT COURT:**

- 8 a. The Court divided the equity in the marital residence equally between
9 the parties, despite making a finding that it was separate property of
10 the appellant;
11 b. The Court denied Appellant/Plaintiff's request for recovery of
12 community funds wasted by Respondent/Defendant;
13 c. The Court awarded joint physical custody to the parties;
14 d. The Court ordered that no child support shall be paid.

15
16 **11.INDICATE WHETHER THE CASE HAS PREVIOUSLY BEEN THE**
17 **SUBJECT OF AN APPEAL TO OR ORIGINAL WRIT**
18 **PROCEEDING IN THE SUPREME COURT AND, IF SO, THE**
19 **CAPTION AND SUPREME COURT DOCKET NUMBER OF THE**
20 **PRIOR PROCEEDING:**

21 None.

22 **12.INDICATE WHETHER THIS APPEAL INVOLVES CHILD**
23 **CUSTODY OR VISITATION:**

24 This appeal involves child custody and visitation.

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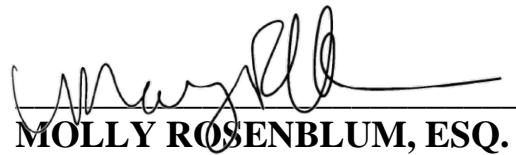
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1 **13. IF THIS IS A CIVIL CASE, INDICATE WHETHER THIS APPEAL**
2 **INVOLVES THE POSSIBILITY OF SETTLEMENT:**

3
4 There is a possibility of settlement.

5
6 Dated this 13th day of April, 2021.

7 Submitted by:
8 **ROSENBLUM LAW OFFICES**

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10 
11 **MOLLY ROSENBLUM, ESQ.**

12 Nevada Bar No. 08242

13 **SHEILA TAJBAKHS, ESQ.**

14 Nevada Bar No. 15343


15 7375 S Pecos Rd Ste 101

16 Las Vegas, NV 89120

17 Attorney for Appellant
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Fred Page, Esq.
Page Law Firm
6930 S. Cimmaron Rd, Suite 140
Las Vegas, Nevada 89113
Attorney for Respondent


An Employee of Rosenblum Law Offices