IN THE SUPREME COURT OF THE STATE OF NEVADA

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| 3 | ANTHONY JACOB MONAHAN, |) | | Electronically Filed |
| 4 | Appellant, |) | Case No. 82031 | Feb 10 2021 04:49 p.m. Elizabeth A. Brown |
| 5 | vs. |) | | Clerk of Supreme Court |
| 6 | |) | | |
| | AMANDA KAITLYN HOGAN fka |) | | |
| 7 | AMANDA KAITLYN KING, |) | | |
| | |) | | |
| 8 | Respondent. |) | | |
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OPPOSITION TO MOTION TO REQUIRE APPELLANT TO PROVIDE TRANSCRIPT OF PROCEEDINGS

CAMES NOW, Petitioner, Anthony Jacob Monahan, and hereby files his Opposition to Motion to Require Appellant to Provide Transcript of Proceedings. The Respondent is seeking to have the Appellant provide a transcript of the entire September 15, 2020 hearing filed in this matter.

The September 15, 2020 hearing, did not have a court reporter present but was audio and video recorded. Petitioner chose to only have portions of the audio/video recording transcribed in an attempt to be concise and follow NRAP 30(b), which states in Part, "Brevity is required; the court may impose costs upon parties or attorneys who unnecessarily enlarge the appendix." The Petitioner's Appeal is very limited to one issue and the only relevant information in the District Court happened during the Judge's oral ruling and subsequent written Order.

NRAP 3E(c)(2)(B) states, "Appellant shall order transcripts of only those portions of the proceedings that appellant reasonably and in good faith believes are necessary to determine the appellate issues."

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Further, pursuant to NRAP 3E(c)(2)(E) Relevant portions of the trial or hearing that were audio recorded or video recorded shall be submitted in typewritten form. The court will not accept audio or videotapes in lieu of transcripts."

The only issue on appeal presently is that the District Court considered best interests of the child factors, which were over one and a half years old when makings its findings. The dated best interest of the child analysis was res judicata at the time of the subsequent hearing. This was illustrated by the District Court's oral ruling and further confirmed by the District Court's written Order. This issue only came up sparsely in the September 15, 2020 hearing and Appellant order the transcripts that were relevant to this single issue on appeal.

Appellant has followed NRAP 3E and has only ordered the portion of the transcript that he believes is relevant and in good faith is needed to determine the appellate issues. WHEREFORE Appellant, Anthony Jacob Monahan hereby respectfully requests that this Court deny the Respondent's Motion to Require Appellant to Provide Transcript of Proceedings and for all other relief deemed appropriate by this Court.

Dated this 10th day of February, 2021.

By: s/Nik Palmer
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Attorney for the Petitioner

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CERTIFICATE OF SERVICE

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Pursuant to NRCP 5(b), I certify that I am an employee of the Law Firm of Laub & Laub and that on this 10th day of February, 2021, a document entitled Opposition to Motion to Require Appellant to Provide Transcript of Proceedings was filed electronically with the Clerk of the Nevada Supreme Court, and therefore electronic service was made in accordance with the master service list as follows, to the attorneys listed below at the address, email address, and/or facsimile number indicated below:

Roderic A. Carucci, Esq. 702 Plumas Street Reno, NV 89509

> /s/ Maria Moreno Maria Moreno

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