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Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

BETSY L. WHIPPLE, an individually and as
shareholder of WHIPPLE CATTLE
COMPANY, INC., a Nevada Corporation,

CASE NO. 82964

Plaintiff,

vs.

D.C. CASE NO.: A-19-790929-B

BRET O. WHIPPLE, individually AND AS
President and Director of WHIPPLE CATTLE
COMPANY, INC., a Nevada Corporation;
CODY K. WHIPPLE, individually and as a
Treasurer of WHIPPLE CATTLE COMPANY,
INC. a Nevada Corporation; KIRT R.
WHIPPLE, individually and as Secretary of
WHIPPLE CATTLE COMPANY, INC., a
Nevada Corporation; JANE E. WHIPPLE,
trustee of JANE WHIPPLE FAMILY TRUST
and as managing member of KENT WHIPPLE
RANCH, LLC; JANE WHIPPLE FAMILY
TRUST; KENT WHIPPLE RANCH LLC.;
KATHRYN WETZEL, individually, WHIPPLE
CATTLE COMPANY, INC., a Nevada
Corporation; DOE INDIVIDUALS I through X;
and ROE CORPORATIONS I through X,

:

Defendants.

CASE APPEAL STATEMENT

1 1. **Appellant filing this Case Appeal Statement:** All named Defendants other than
2 Whipple Cattle Company.

3 2. **Judge issuing the decision, judgment, or order appealed from:** Honorable Judge
4 Nancy Allf.

5 3. **All parties to the proceedings in the district court:** BETSY WHIPPLE, BRET
6 O. WHIPPLE, individually AND AS President and Director of WHIPPLE CATTLE COMPANY,
7 INC., a Nevada Corporation; CODY K. WHIPPLE, individually and as a Treasurer of WHIPPLE
8 CATTLE COMPANY, INC. a Nevada Corporation; KIRT R. WHIPPLE, individually and as
9 Secretary of WHIPPLE CATTLE COMPANY, INC., a Nevada Corporation; JANE E. WHIPPLE,
10 trustee of JANE WHIPPLE FAMILY TRUST and as managing member of KENT WHIPPLE
11 RANCH, LLC; JANE WHIPPLE FAMILY TRUST; KENT WHIPPLE RANCH LLC.;
12 KATHRYN WETZEL, individually, WHIPPLE CATTLE COMPANY, INC., a Nevada
13 Corporation; DOE INDIVIDUALS I through X; and ROE CORPORATIONS I through X,
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16 4. **All parties involved in this appeal:** BETSY WHIPPLE,\, BRET O. WHIPPLE,
17 individually AND AS President and Director of WHIPPLE CATTLE COMPANY, INC., a Nevada
18 Corporation; CODY K. WHIPPLE, individually and as a Treasurer of WHIPPLE CATTLE
19 COMPANY, INC. a Nevada Corporation; KIRT R. WHIPPLE, individually and as Secretary of
20 WHIPPLE CATTLE COMPANY, INC., a Nevada Corporation; JANE E. WHIPPLE, trustee of
21 JANE WHIPPLE FAMILY TRUST and as managing member of KENT WHIPPLE RANCH,
22 LLC; JANE WHIPPLE FAMILY TRUST; KENT WHIPPLE RANCH LLC.; KATHRYN
23 WETZEL, individually, WHIPPLE CATTLE COMPANY, INC., a Nevada Corporation; DOE
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25 INDIVIDUALS I through X; and ROE CORPORATIONS I through X.
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1 5. **Name, law firm, address, and telephone number of all counsel on appeal and**
2 **party or parties whom they represent:**

3
4 BRET WHIPPLE, ESQ.
5 Nevada Bar #6168
6 1100 So. 10th St.
7 Las Vegas, Nevada 89104
8 (702) 731-0000
9 For Non-WCC Defendants

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Howard & Howard
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For Plaintiff

Benjamin Scroggins, Esq.
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Attorney for Defendant WCC

13 6. **Whether appellant was represented by appointed or retained counsel in the**
14 **district court:** Retained.

16 7. **Whether appellant is represented by appointed or retained counsel on**
17 **appeal:** Retained.

18 8. **Whether appellant was granted leave to proceed in forma pauperis, and the**
19 **date of entry of the district court order granting such leave:** Not applicable.

21 9. **Date proceedings commenced in the district court (e.g., date complaint,**
22 **indictment, information, or petition was filed):** March 12, 2019 (Complaint).

23 10. This appeal is of two district court orders, one Order ultimately denying the
24 defendants' motion to change venue, as well as the district court's Order overruling defendants'
25 objection to business court.

27 11. This case was previously appealed by Plaintiff (Case no. 80558, 80558-COA).

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12. This case does not involve child custody or visitation.

13. This is a civil case, however this appeal is unlikely to resolve through potential settlement.

DATED this 10th day of June, 2021.

/s/ Bret O. Whipple, Esq.
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