



1 **NOAS**

2 Maria L. Parra-Sandoval, Esq.

3 Nevada Bar No. 13736

4 mparra@lacsns.org

5 **LEGAL AID CENTER OF**

6 **SOUTHERN NEVADA, INC.**

7 725 E. Charleston Blvd

8 Las Vegas, NV 89104

9 Telephone: (702) 386-1526

10 Facsimile: (702) 386-1526

11 *Attorney for Kathleen June Jones, Protected Person*

Electronically Filed
Sep 17 2020 10:32 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

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**EIGHTH JUDICIAL DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA**

In the Matter of Guardianship of the Person
and Estate of:

KATHLEEN JUNE JONES,

An Adult Protected Person.

Case No.: G-19-052263-A

Dept. No.: B

NOTICE OF APPEAL

Notice is hereby given that Kathleen June Jones by and through her attorney, Maria L. Parra-Sandoval, Esq. of Legal Aid Center of Southern Nevada, hereby appeals the **Order Granting Robyn Friedman's and Donna Simmons' Petition for Attorneys Fees in Part** entered herein on August 12, 2020.

DATED this 11th day of September, 2020.

**LEGAL AID CENTER OF
SOUTHERN NEVADA, INC.**

/s/ Maria L. Parra-Sandoval, Esq.

Maria L. Parra-Sandoval, Esq.

Nevada Bar No. 13736

mparra@lacsns.org

725 E. Charleston Blvd

Las Vegas, NV 89104

Telephone: (702) 386-1526

Facsimile: (702) 386-1526

Attorney for Kathleen J. Jones, Protected Person

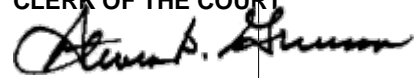
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N/A.

John P. Michaelson, Esq.
john@michaelsonlaw.com
 Jeffrey R. Sylvester, Esq.
jeff@SylvesterPolednak.com
*Counsel for Robyn Friedman
 and Donna Simmons*

All other parties via e-service on the court's system

Page 2 of 2



Case No.: G-19-052263-A

Dept. No.: B

**EIGHTH JUDICIAL DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA**

In the Matter of the Guardianship of the Person
and Estate of:

KATHLEEN JUNE JONES,

Adult Protected Person.

CASE APPEAL STATEMENT

1. Name of appellant filing this case appeal statement:

Kathleen June Jones

2. Identify the judge issuing the decision, judgment, or order appealed from:

Judge Linda Marquis

**3. Identify each appellant and the name and address of counsel for each
appellant:**

Kathleen June Jones, Appellant

Maria L. Parra-Sandoval, Esq.
Nevada Bar No. 13736
mparra@lacs.org
Legal Aid Center of Southern Nevada
725 E Charleston Blvd.
Las Vegas, NV 89104
(702) 386-1526

**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):**

Robyn Friedman, Respondent*

Donna Simmons, Respondent*

*Both respondents are represented by the same attorneys:

John P. Michaelson, Esq.
Nevada Bar No. 7822
john@michaelsonlaw.com
Michaelson & Associates, Ltd.
2200 Paseo Verde Parkway, Ste. 160
Henderson, Nevada 89052
(702) 731-2333

Jeffrey R. Sylvester, Esq.
Nevada Bar No. 4396
jeff@SylvesterPolednak.com
Sylvester & Polednak, Ltd.
1731 Village Center Circle
Las Vegas, Nevada 89134
(702) 952-5200

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):**

All attorneys identified above are licensed to practice law in Nevada.

6. **Indicate whether appellant was represented by appointed or retained counsel in the district court:**

Appellant Kathleen June Jones was represented in the district court by appointed counsel, the Legal Aid Center of Southern Nevada.

7. **Indicate whether appellant is represented by appointed or retained counsel on appeal:**

Kathleen June Jones is represented by Legal Aid Center of Southern Nevada, Inc.

8. **Indicate whether appellant was granted leave to proceed in forma pauperis, and the date of entry of the district court order granting such leave:**

1 N/A

2 9. **Indicate the date the proceedings commenced in the district court (e.g.,**
3 **date complaint, indictment, information, or petition was filed):**

4 September 19, 2019.

5
6 10. **Provide a brief description of the nature of the action and result in the**
7 **district court, including the type of judgment or order being appealed and the relief**
8 **granted by the district court:**

9 On September 19, 2019, Respondents filed an Ex-Parte Petition for Appointment of
10 Temporary Guardian of the Person and Estate and Issuance of Letters of Temporary
11 Guardianship, and Petition for Appointment of General Guardian of the Person and Estate and
12 Issuance of Letters of General Guardianship. In the Petition, Respondents filed their notice of
13 intent to seek payment of attorney's fees and costs from the Appellant's guardianship estate.
14 The district court granted the Ex-Parte Petition on September 23, 2019. Counsel for the
15 Appellant was appointed two days later.
16

17
18 On February 13, 2020, Respondents filed their Petition for Approval of Attorneys Fees
19 and Costs and Request to Enter a Judgment Against the Real Property of the Estate.
20 Respondents requested reimbursement of \$62,029.66 in attorney's fees and costs. Respondents
21 were temporary guardians for less than one month and their petition for fees included fees for
22 work done prior to filing the Ex parte Petition and for work not incurred in preparing the Ex
23 parte Petition.
24

25 On March 4, 2020, Appellant filed the Objection to Petition for Approval of Attorneys
26 Fees and Costs and Request to Enter a Judgment Against the Real Property of the Estate. In her
27 Objection, Appellant asked the Court to employ its discretionary powers to deny the attorneys
28 fees request in its entirety. Alternatively, if the Court determined that Respondents were entitled

1 to reimbursement from the Appellant's estate, then the reimbursement should be limited to only
2 attorney's fees for work completed during and for their service as temporary guardians.
3 Appellant requested a reduction of \$48,121.00 (which included an automatic disallowance of
4 \$14,051.00, for pre-guardianship work done in a separate probate matter and \$34,070.00 for
5 billing entries in violation of NRS 159.344). Accordingly, had Appellant been successful,
6 Respondents would have been allowed \$13,908.66 in attorney's fees to be paid from the
7 Appellant's estate for their limited involvement in the guardianship matter.
8

9 In her Objection, Appellant alleged that the fees requested by Respondents were not
10 just, reasonable or necessary; fees were improperly requested for pre-guardianship work and
11 clerical tasks; rates charged were excessive; time spent on tasks was excessive in violation of
12 NRS 159.344 and the request as a whole was excessive for one month of service as temporary
13 guardians.
14

15 On March 12, 2020, Respondents filed their Response to (1) Kathleen June Jones'
16 Objection to Petition for Approval of Attorneys' Fees and Costs and Request to Enter a
17 Judgment Against the Real Property of the Estate; (2) Response to Kimberly Jones' Joinder to
18 Objection to Friedman and Simmons' Petition for Approval of Attorneys' Fees and Costs and
19 request to Enter a Judgment Against the Real Property of the Estate; and (3) Response to Joinder
20 to Opposition to Petition for Approval of Attorney's Fees and Costs and Request to Enter a
21 Judgment Against Real Property of the Estate Filed by Rodney Gerald Yeoman. In their
22 Response, Respondents conceded that the rate of \$200 an hour for paralegal assistance was
23 excessive. Respondents recalculated their paralegal fees at \$150 per hour along with courtesy
24 reductions, and reduced their total request to \$57,742.16—still a very significant amount for
25 one month of service.
26
27
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1 On April 15, 2020, the district court held the hearing on the Petition for Fees and
2 subsequent Objections. During oral argument, Respondents cited to a California case to support
3 their position that fees incurred for the separate probate matter should be paid from Appellant's
4 estate. Appellant objected to the court's reliance on the California case as it was not provided
5 to counsel and counsel had no opportunity to differentiate the case from the facts in this case.
6 The district court judge granted the Petition for Fees, however she *did not state* the actual
7 amount of fees granted nor whether they were reasonable and payable from the estate. The
8 district court judge further did not make any findings on the record whether the fees were
9 excessive, unreasonable or just, whether the rates charged were reasonable or whether
10 Appellant's estate could sustain said fees. The district court judge simply asked the Parties to
11 submit a proposed Order electronically and she would make changes to it. The proposed order
12 was not circulated to Appellant's Counsel, as is customary in guardianship court.
13
14

15 After almost *four* months, the district court issued its Order, on August 12, 2020. The
16 district court granted the *entirety* of the Respondent's requested fees (minus the amount reduced
17 for paralegal fees that Respondents had conceded were excessive and some courtesy
18 reductions), despite the district court's oral pronouncement that it was granting fees, in part.
19 Thus, the amount of Respondents' attorney's fees and costs awarded from Appellant's estate is
20 \$57,742.16. Appellant is appealing this Order.
21
22

23 **11. Indicate whether the case has previously been the subject of an appeal to**
24 **or original writ proceeding in the Supreme Court and, if so, the caption and Supreme**
25 **Court docket number of the prior proceeding:**

26 This case has a current appeal pending in the Nevada Supreme Court that is
27 unrelated to this appeal. See docket number 81414.
28

12. Indicate whether this appeal involves child custody or visitation:

1 The case does not involve child custody or visitation.

2 **13. If this is a civil case, indicate whether this appeal involves the possibility of**
3 **settlement:**

4 This is an adult guardianship matter involving a request for attorney's fees and
5 costs from the adult protected person. Appellant does not believe Respondents will
6 agree to a settlement.
7

8 DATED this 11th day of September, 2020.
9

10 **LEGAL AID CENTER OF**
11 **SOUTHERN NEVADA, INC.**

12 /s/ Maria L. Parra-Sandoval, Esq.

13 Maria L. Parra-Sandoval, Esq.

14 Nevada Bar No. 13736

15 mparra@lacsnsn.org

16 725 E. Charleston Blvd

17 Las Vegas, NV 89104

18 *Attorney for Appellant Kathleen June Jones*
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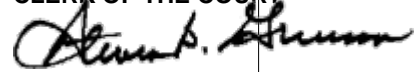
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John P. Michaelson, Esq.
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 Jeffrey R. Sylvester, Esq.
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*Counsel for Robyn Friedman
 and Donna Simmons*

Geraldine Tomich, Esq.
gtomich@maclaw.com
 James A. Beckstrom, Esq.
jbeckstrom@maclaw.com
Counsel for Kimberly Jones

All other parties via e-service on the court's system

/s/ Penny Walker
Employee of Legal Aid Center of Southern Nevada



1 **COM**

2 Maria L. Parra-Sandoval, Esq.

3 Nevada Bar No. 13736

4 mparra@lacsun.org

5 **LEGAL AID CENTER OF**
6 **SOUTHERN NEVADA, INC.**

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9 Telephone: (702) 386-1526

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11 *Attorney for Kathleen June Jones, Protected Person*

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**EIGHTH JUDICIAL DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA**

In the Matter of Guardianship of the Person
and Estate of:

Case No.: G-19-052263-A
Dept. No.: B

KATHLEEN JUNE JONES,

An Adult Protected Person.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 14th day of September, 2020, I deposited in the United States Mail at Las Vegas, Nevada, a copy of the foregoing document entitled **NOTICE OF APPEAL and CASE APPEAL STATEMENT** in a sealed envelope, mailed regular U.S. mail, upon which first class postage was fully prepaid, addressed to the following:

David C. Johnson, Esq.
JOHNSON & JOHNSON
1160 N. Town Center Dr., #390
Las Vegas, NV 89144

Ty E. Kehoe, Esq.
KEHOE & ASSOCIATES
871 Coronado Center Dr., #200
Henderson, NV 89052

Teri Butler
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Dewey, AZ 86327

Division of Welfare & Supportive Sves.
Medicaid Chief, Eligibility & Payments
1470 College Pkwy.
Carson City NV 89706

Scott Simmons
1054 S. Verde Street
Anaheim, CA 92805

Jen Adamo
14 Edgewater Drive
Magnolia, DE 19962

1 Jon Criss
2 804 Harksness Lane, Unit 3
3 Redondo Beach, CA 90278

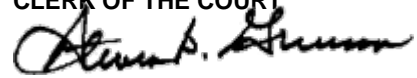
Ryan O'Neal
112 Malvern Avenue, Apt. E
Fullerton, CA 92832

4 Tiffany O'Neal
5 177 N. Singing Wood St., Unit 13
6 Orange, CA 92869

Courtney Simmons
765 Kimbark Avenue
San Bernardino, CA 92407

7 Ampersand Man
8 2824 High Sale Court
9 Las Vegas, NV 89117

10
11 /s/ Penny Walker
12 Employee of Legal Aid Center of Southern Nevada
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SOLA

Maria L. Parra-Sandoval, Esq.
Nevada Bar No. 13736

**LEGAL AID CENTER OF
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Attorney for Kathleen J. Jones, Protected Person

**EIGHTH JUDICIAL DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA**

In the Matter of Guardianship of the Person and
Estate of:

KATHLEEN J. JONES,

An Adult Protected Person.

**Case No.: G-19-052263-A
Dept. No.: B**

**STATEMENT OF LEGAL AID
REPRESENTATION AND FEE
WAIVER**

Party Filing Statement: ☐ Plaintiff/ Petitioner ☒ Defendant/ Respondent

STATEMENT

Kathleen J. Jones, has qualified and been accepted for placement as Pro Bono clients or as direct client of LEGAL AID CENTER OF SOUTHERN NEVADA, INC., a nonprofit organization providing free legal assistance to indigents, and is entitled to pursue or defend this action without costs, including filing fees and fees for service of writ, process, pleading or paper without charge, as set forth in NRS 12.015.

Dated: September 27, 2019

Maria L. Parra-Sandoval, ESQ.

Printed Name of Legal Aid Center of S.N., Preparer
Nevada Bar No.: 13736

/s/ Maria L. Parra-Sandoval Esq.

Signature of Legal Aid Center of S.N. Preparer

Submitted by:

**LEGAL AID CENTER OF
SOUTHERN NEVADA, INC.**
725 East Charleston Blvd.
Las Vegas, Nevada 89101
Phone: (702) 386-1070

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY**CASE NO. G-19-052263-A****In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)**§
§
§
§Location: **Department B**
Judicial Officer: **Marquis, Linda**
Filed on: **09/19/2019**

CASE INFORMATION

Statistical Closures06/22/2020 Settled/Withdrawn With Judicial Conference or Hearing
05/06/2020 Settled/Withdrawn With Judicial Conference or HearingCase Type: **Guardianship of Adult**
Subtype: **Temporary - Person & Estate**Case Status: **06/26/2020 Reopened**Case Flags: **Order After Hearing Required
Proper Person Mail Returned
Order / Decree Logged Into
Department
Appealed to Supreme Court**

DATE**CASE ASSIGNMENT**

Current Case AssignmentCase Number G-19-052263-A
Court Department B
Date Assigned 09/19/2019
Judicial Officer Marquis, Linda

PARTY INFORMATION

Petitioner	Friedman, Robyn 2824 High Sail Court Las Vegas,, NV 89117	<i>Attorneys</i> Michaelson, John P. <i>Retained</i> 7027312333(W) Sylvester, Jeffrey R <i>Retained</i> 7029525200(W)
	Simmons, Donna 1441 N. Redgum, Unit G Anaheim, CA 92806	Michaelson, John P. <i>Retained</i> 7027312333(W) Sylvester, Jeffrey R <i>Retained</i> 7029525200(W)
Protected Person	Jones, Kathleen June 2824 High Sail CT Las Vegas, NV 89117	Parra-Sandoval, Maria L. <i>Retained</i> 702-386-1526(W)
Guardian of Person and Estate	Jones, Kimberly 9060 W. Cheyenne Avenue Las Vegas, NV 89129	Tomich, Geraldine <i>Retained</i> 702-942-2181(W) Beckstrom, James A. <i>Retained</i> 702-207-6081(W)
Temporary Guardian	Friedman, Robyn 2824 High Sail Court Las Vegas,, NV 89117 Removed: 06/23/2020 Change of Status	Michaelson, John P. <i>Retained</i> 7027312333(W) Sylvester, Jeffrey R <i>Retained</i> 7029525200(W)
	Simmons, Donna	Michaelson, John P.

CASE SUMMARY**CASE NO. G-19-052263-A**

1441 N. Redgum, Unit G

Anaheim, CA 92806

Removed: 06/23/2020

Change of Status

Retained

7027312333(W)

Sylvester, Jeffrey R

Retained

7029525200(W)

DATE**EVENTS & ORDERS OF THE COURT****EVENTS**

09/19/2019



Ex Parte

Ex Parte Petition for Appointment of Temporary Guardian of the Person and Estate and Issuance of Letters of Temporary Guardianship

09/19/2019



Physicians Certificate

Confidential Physician's Certificate of Incapacity and Medical Records

09/19/2019



Citation to Appear and Show Cause

Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna

Citation to Appear and Show Cause

09/19/2019



Citation to Appear and Show Cause

Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna

Amended Citation to Appear and Show Cause

09/20/2019



Certificate of Service

Filed by: Attorney Michaelson, John P.; Petitioner Friedman, Robyn; Petitioner Simmons, Donna

Certificate of Service

09/23/2019



Order Appointing Temporary Guardian - Person & Estate

Filed by: Petitioner Friedman, Robyn; Petitioner Simmons, Donna

Order Appointing Temporary Guardian - Person & Estate

09/23/2019



Notice of Entry of Order

Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna

Notice of Entry of Order Granting Ex Parte Petition for Appointment of Temporary Guardians of the Person and Estate and Issuance of Letters of Temporary Guardianship

09/23/2019



Letters of Temporary Guardianship

Filed by: Petitioner Friedman, Robyn; Petitioner Simmons, Donna

For: Protected Person Jones, Kathleen June

Letters of Temporary Guardianship

09/25/2019



Order Appointing Counsel

oac

09/25/2019



Affidavit of Service

Affidavit of Service

09/27/2019



Statement of Legal Aid Representation and Fee Waiver

Filed By: Protected Person Jones, Kathleen June

Statement of Legal Aid Representation and Fee Waiver

09/27/2019



Notice of Entry of Order

Filed By: Protected Person Jones, Kathleen June

Notice of Entry of Order

10/01/2019



Notice of Appearance

Party: Other Yeoman, Rodney Gerald

Notice of Appearance and Request for Notice

10/02/2019



Opposition and Countermotion

















Filed By: Other Yeoman, Rodney Gerald

Opposition to Appointment of Temporary Guardian and General Guardian; Counter-Petition for Appointment of Temporary Guardian of the Person and Estate and Issuance of Letters of Temporary Guardianship; and

CASE SUMMARY

CASE NO. G-19-052263-A

Counter-Petition for Appointment of General Guardian of the Person and Estate and Issuance of Letters of General Guardianship

10/02/2019	 Confidential Information Sheet - Guardianship Filed by: Other Yeoman, Rodney Gerald <i>Confidential Information Sheet - Guardianship - Identification for proposed guardian</i>
10/02/2019	 Opposition Filed By: Guardian of Person and Estate Jones, Kimberly <i>Opposition to Ex Parte Petition for Appointment of Temporary and General Guardian of the Person and Estate; and Alternatively, Counter-Petition for Appointment of Kimberly Jones as Temporary and General Guardian of the Person and Estate</i>
10/02/2019	 Care Plan <i>Proposed Care Plan</i>
10/02/2019	 Supplement Filed by: Guardian of Person and Estate Jones, Kimberly <i>Supplement to Counter-Petition for Appointment of Kimberly Jones as Temporary and General Guardian of the Person and Estate</i>
10/02/2019	 Notice of Appearance Party: Other Yeoman, Rodney Gerald <i>Notice of Appearance and Request for Notice</i>
10/02/2019	 Certificate of Service Filed by: Other Yeoman, Rodney Gerald <i>Certificate of Service</i>
10/02/2019	 Supplement Filed by: Other Yeoman, Rodney Gerald <i>Supplement for Hearing on October 3, 2019</i>
10/03/2019	 Order Granting <i>Order Extending Temporary Guardianship</i>
10/03/2019	 Notice of Entry of Order <i>Notice of Entry of Order Extending Temporary Guardianship</i>
10/04/2019	 Order <i>ordr</i>
10/04/2019	 Notice of Entry <i>Notice of Entry of Order</i>
10/10/2019	 Notice of Telephonic Hearing Filed by: Petitioner Simmons, Donna <i>Notice of Intent to Appear by Communication Equipment for Scott Simmons</i>
10/11/2019	 Proof of Service Filed By: Other Yeoman, Rodney Gerald <i>Proof of Service-Opposition and Counter-Petition of Gerry Yeoman</i>
10/11/2019	 Supplement Filed by: Other Yeoman, Rodney Gerald <i>Supplement to Opposition and Counter-Petition filed on October 2, 2019</i>
10/11/2019	 Declaration Filed By: Other Yeoman, Rodney Gerald <i>Declaration of Rodney Gerald Yeoman</i>
10/11/2019	 Notice of Intent to Move Protected Person Filed by: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Notice of Intent to Move the Protected Person</i>

CASE SUMMARY

CASE NO. G-19-052263-A



















10/14/2019	 Certificate of Service Filed by: Other Yeoman, Rodney Gerald <i>Certificate of Service</i>
10/14/2019	 Reply to Opposition Filed by: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Reply to Oppositions Filed</i>
10/15/2019	 Supplemental <i>Supplement to Oppositions Filed</i>
10/15/2019	 Order to Appoint State Investigator Party: Protected Person Jones, Kathleen June <i>Order to Appoint Investigator</i>
10/15/2019	 Order to Appoint State Investigator Party: Protected Person Jones, Kathleen June <i>Order to Appoint Investigator</i>
10/16/2019	 Notice of Entry <i>Notice of Entry</i>
10/31/2019	 Order <i>Order</i>
11/13/2019	 Notice of Change of Address Filed By: Other Yeoman, Rodney Gerald <i>Notice Change Address</i>
11/22/2019	 Notice of Association of Counsel Filed by: Protected Person Jones, Kathleen June; Guardian of Person and Estate Jones, Kimberly <i>Notice of Association of Counsel</i>
11/22/2019	 Petition Filed By: Protected Person Jones, Kathleen June; Guardian of Person and Estate Jones, Kimberly <i>Petition for Return of Property of Protected Person</i>
11/22/2019	 Petition Filed By: Protected Person Jones, Kathleen June; Guardian of Person and Estate Jones, Kimberly <i>Petition for Confirmation to Bring Civil Actions on Behalf of Kathleen June Jones</i>
11/22/2019	 Lis Pendens Filed by: Protected Person Jones, Kathleen June; Guardian of Person and Estate Jones, Kimberly <i>Notice of Lis Pendens</i>
11/25/2019	 Order Filed By: Guardian of Person and Estate Jones, Kimberly <i>Order from October 15, 2019 Hearing</i>
11/25/2019	 Notice of Entry of Order Filed By: Guardian of Person and Estate Jones, Kimberly <i>Notice of Entry of Order</i>
11/27/2019	 Adult Guardianship - Letters of Guardianship Filed By: Guardian of Person and Estate Jones, Kimberly <i>Letters of Guardianship</i>
12/02/2019	 Request Filed By: Guardian of Person and Estate Jones, Kimberly <i>Request for Hearing</i>
12/02/2019	 Clerk's Notice of Hearing <i>Clerk's Notice of Hearing</i>
12/03/2019	

CASE SUMMARY

CASE NO. G-19-052263-A















	 Order Shortening Time Filed By: Guardian of Person and Estate Jones, Kimberly <i>Order Shortening Time</i>
12/03/2019	 Notice of Entry of Order Filed By: Guardian of Person and Estate Jones, Kimberly <i>Notice of Entry of Order Shortening Time and Notice of Hearing</i>
12/06/2019	 Opposition to Motion Filed by: Other Yeoman, Rodney Gerald <i>Opposition to Petition for Return of Property of Protected Person</i>
12/06/2019	 Opposition to Motion Filed by: Other Yeoman, Rodney Gerald <i>Opposition to Petition for Confirmation to Bring Civil Actions on behalf of Kathleen June Jones</i>
12/09/2019	 Reply Filed By: Guardian of Person and Estate Jones, Kimberly <i>Reply in Support of Petition for Return of Property of Protected Person</i>
12/09/2019	 Reply Filed By: Guardian of Person and Estate Jones, Kimberly <i>Reply in Support of Petition for Confirmation to Bring Civil Actions on Behalf of Kathleen June Jones</i>
12/09/2019	 Notice of Intent to Move Protected Person Filed by: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Notice of Intent to Appear by Communication Request</i>
12/13/2019	 Inventory, Appraisal and/or Record of Value Filed By: Guardian of Person and Estate Jones, Kimberly <i>Inventory, Appraisal and Record of Value</i>
12/23/2019	 Order Granting Filed by: Guardian of Person and Estate Jones, Kimberly <i>Order Granting Motion for Return of Property of Protected Person and Motion for Confirmation to Bring Civil Actions on Behalf of Kathleen June Jones</i>
12/23/2019	 Notice of Entry of Order Filed By: Protected Person Jones, Kathleen June; Guardian of Person and Estate Jones, Kimberly <i>Notice of Entry of Order</i>
01/06/2020	 Report and Recommendations <i>Financial Forensic Audit - Request for Extension for Audit of Estate of Kathleen Jones</i>
01/08/2020	 Report and Recommendations <i>Confidential Report of Investigator</i>
01/13/2020	 Notice of Telephonic Hearing Filed by: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Notice of Intent to Appear by Communication Equipment</i>
01/15/2020	 Notice Filed By: Guardian of Person and Estate Jones, Kimberly <i>Notice of Intent to Seek Payment of Attorneys' Fees and Costs from Guardianship Estate</i>
01/15/2020	 Petition Filed By: Guardian of Person and Estate Jones, Kimberly <i>Petition for Payment of Guardian's Attorneys' Fees and Costs</i>
01/16/2020	 Clerk's Notice of Hearing <i>Clerk's Notice of Hearing</i>
01/16/2020	 Notice of Hearing Filed By: Guardian of Person and Estate Jones, Kimberly

CASE SUMMARY
CASE NO. G-19-052263-A

	<i>Notice of Hearing</i>
01/16/2020	 Supplemental Exhibits <i>UCI Medical Record</i>
01/24/2020	 Estimate of Transcript <i>JANUARY 14, 2020</i>
01/31/2020	 Transcript of Proceedings <i>JANUARY 14, 2020</i>
01/31/2020	 Transcript of Proceedings <i>OCTOBER 15, 2019</i>
01/31/2020	 Transcript of Proceedings <i>DECEMBER 10, 2019</i>
01/31/2020	 Transcript of Proceedings <i>OCTOBER 3, 2019</i>
01/31/2020	 Final Billing of Transcript <i>OCTOBER 3, 2019; OCTOBER 15, 2019; DECEMBER 10, 2019; JANUARY 14, 2020</i>
02/05/2020	 Notice of Appearance Party: Other Powell, Richard <i>Notice of Appearance</i>
02/05/2020	 Notice of Withdrawal Filed by: Other Powell, Richard <i>Notice of Withdrawal</i>
02/06/2020	 Motion for Protective Order Filed by: Protected Person Jones, Kathleen June; Guardian of Person and Estate Jones, Kimberly <i>Motion for Protective Order</i>
02/06/2020	 Clerk's Notice of Hearing <i>Clerk's Notice of Hearing</i>
02/06/2020	 Notice of Association of Counsel Filed by: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Notice of Association of Counsel</i>
02/06/2020	 Joinder Filed by: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Robyn Friedman and Donna Simmons' Joinder to Kimberly Jones' Motion For Protective Order</i>
02/07/2020	 Stipulation and Order Filed By: Protected Person Jones, Kathleen June; Guardian of Person and Estate Jones, Kimberly <i>Stipulation and Order on Petition for Return of Property of Protected Person</i>
02/07/2020	 Notice of Entry of Stipulation and Order Filed by: Guardian of Person and Estate Jones, Kimberly <i>Notice of Entry of Stipulation and Order</i>
02/07/2020	 Response Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Response to Petition for Payment of Guardian's Attorney's Fees and Costs Filed 1/15/2020</i>
02/11/2020	 Objection Filed By: Protected Person Jones, Kathleen June <i>Protected Person's Objection to Petition for Payment of Guardian's Attorney's Fees and Costs</i>
02/11/2020	 Notice Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Notice of Intent to Appear by Communication Equipment</i>

CASE SUMMARY

CASE NO. G-19-052263-A

02/12/2020	 Budget Filed by: Guardian of Person and Estate Jones, Kimberly <i>Monthly Budget</i>
02/12/2020	 Reply Filed By: Guardian of Person and Estate Jones, Kimberly <i>Omnibus Reply to Response and Objection to the Petition for Payment of Guardian's Attorney Fees and Costs</i>
02/12/2020	 Notice of Association of Counsel Filed by: Other Yeoman, Rodney Gerald <i>Notice of Association of Counsel and Request for Notice</i>
02/12/2020	 Amended Certificate of Mailing Party: Other Yeoman, Rodney Gerald <i>Amended Certificate of Mailing</i>
02/13/2020	 Petition Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Petition For Approval of Attorneys Fees and Costs and Request to Enter a Judgment Against the Real Property of the Estate</i>
02/14/2020	 Clerk's Notice of Hearing <i>Clerk's Notice of Hearing</i>
02/18/2020	 Certificate of Service Filed by: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Certificate of Service</i>
02/20/2020	 Opposition Filed By: Other Yeoman, Rodney Gerald <i>Opposition to Motion for Protective Order</i>
02/21/2020	 Notice Filed By: Guardian of Person and Estate Jones, Kimberly <i>Notice of Intent to Seek Payment of Attorneys' Fees and Costs from Guardianship Case</i>
02/21/2020	 Supplemental Filed By: Guardian of Person and Estate Jones, Kimberly <i>Supplemental Brief to Petition for Payment of Guardian's Attorney Fees and Costs; or, Alternatively, Motion to Reconsider</i>
02/26/2020	 Notice of Telephonic Hearing Filed by: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Notice of Intent to Appear by Communication Equipment</i>
02/26/2020	 Response Filed By: Guardian of Person and Estate Jones, Kimberly <i>Response to Guardian's Supplemental Brief to Petition for Payment of Attorney Fees and Costs; or Alternatively, Motion to Reconsider</i>
03/03/2020	 Joinder Filed by: Protected Person Jones, Kathleen June <i>Protected Person's Joinder to Guardian's Motion for Protective Order</i>
03/03/2020	 Reply Filed By: Guardian of Person and Estate Jones, Kimberly <i>Reply in Support of Motion for Protective Order</i>
03/04/2020	 Objection Filed By: Protected Person Jones, Kathleen June <i>Kathleen June Jone's Objection to Petition for Approval of Attorneys Fees and Costs and Request to Enter a Judgment Against the Real Property of the Estate</i>
03/10/2020	 Reply

CASE SUMMARY

CASE NO. G-19-052263-A

Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna
Reply In Support of Motion for Protective Order

03/11/2020



Opposition

Filed By: Guardian of Person and Estate Jones, Kimberly
Opposition to Friedman and Simmons' Petition for Approval of Attorneys' Fees and Costs and Request to Enter a Judgment Against the Real Property of the Estate; and Joinder to Kathleen June Jones' Objection

03/12/2020



Joinder

Filed by: Other Yeoman, Rodney Gerald
Joinder in Oppositions to Petition for Approval of Attorney s Fees And Costs and Request to Enter a Judgment Against the Real Property of the Estate

03/12/2020



Response

Filed By: Petitioner Friedman, Robyn
RESPONSE TO (1) KATHLEEN JUNE JONES OBJECTION TO PETITION FOR APPROVAL OF ATTORNEYS FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE; (2) RESPONSE TO KIMBERLY JONES JOINDER TO OBJECTION TO FRIEDMAN AND SIMMONS PETITION FOR APPROVAL OF ATTORNEYS FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE; AND (3) RESPONSE TO JOINDER TO OPPOSITION TO PETITION FOR APPROVAL OF ATTORNEY S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PRPERTY OF THE ESTATE FILED BY RODNEY GERALD YEOMAN

03/13/2020



Report and Recommendations

Financial Forensic Audit of the Estate of Kathleen Jones

03/13/2020



Order

Order on Petition for Payment of Guardian's Attorney's Fees and Costs

03/16/2020



Notice of Telephonic Hearing

Notice of Telephonic Appearance - Kathleen Jones - Financial Forensic Specialist Report

03/16/2020



Notice of Entry

Notice of Entry

03/18/2020



Notice

Filed By: Protected Person Jones, Kathleen June
Notice of Intent to Appear by Communication Equipment

03/26/2020



Ex Parte Application for Order

Ex Parte Application for Order for Hearing on Shortened Time; Petition for Paynent of Guardian's Attorney Fees and Costs; and Petition to Withdraw as Counsel for Guardian

03/26/2020



Certificate of Service

Filed by: Guardian of Person and Estate Jones, Kimberly
Certificate of Service

03/30/2020



Order Shortening Time

Filed By: Guardian of Person and Estate Jones, Kimberly
Order Shortening Time

03/30/2020



Notice of Telephonic Hearing

Filed by: Guardian of Person and Estate Jones, Kimberly
Notice of Intent to Appear by Telephonic Transmission Equipment

03/30/2020



Audiovisual Transmission Equipment Appearance Request

Audiovisual Transmission Equipment Appearance Request

03/30/2020



Audiovisual Transmission Equipment Appearance Request

Audiovisual Transmission Equipment Appearance Consent

03/30/2020




















Certificate of Mailing

Filed By: Other Yeoman, Rodney Gerald
Amended Certificate of Mailing

03/31/2020

CASE SUMMARY

CASE NO. G-19-052263-A

	 Notice of Telephonic Hearing Filed by: Guardian of Person and Estate Jones, Kimberly <i>Notice of Intent to Appear By Telephonic Transmission Equipment</i>
04/01/2020	 Notice Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Notice of Intent to Appear By Communication Equipment</i>
04/01/2020	 Notice Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Notice of Intent to Appear by Communication Equipment</i>
04/01/2020	 Objection Filed By: Protected Person Jones, Kathleen June <i>Kathleen June Jone's Partial Objection to Ex Parte Petition for Order for Hearing on Shortened Time; Petition for Payment of Guardian's Attorney Fees and Costs; and Petition to Withdraw as Counsel for Guardian</i>
04/02/2020	 Audiovisual Transmission Equipment Appearance Request Party: Other Yeoman, Rodney Gerald <i>Notice of Intent to Appear by Communication Equipment for Ty Kehoe, Esq.</i>
04/02/2020	 Audiovisual Transmission Equipment Appearance Request Party: Other Yeoman, Rodney Gerald <i>Notice of Intent to Appear by Communication Equipment for Rodney Gerry Yeoman</i>
04/02/2020	 Supplement Filed by: Other Yeoman, Rodney Gerald <i>Supplement to Opposition to Motion for Protective Order</i>
04/06/2020	 Notice of Telephonic Hearing Filed by: Protected Person Jones, Kathleen June <i>Notice of Intent to Appear by Communication Equipment</i>
04/13/2020	 Audiovisual Transmission Equipment Appearance Request <i>Audiovisual Transmission Equipment Appearance Request</i>
04/13/2020	 Audiovisual Transmission Equipment Appearance Request <i>Audiovisual Transmission Equipment Appearance Consent</i>
04/13/2020	 Audiovisual Transmission Equipment Appearance Request Party: Other Yeoman, Rodney Gerald <i>Notice of Intent to Appear by Communication Equipment for Ty Kehoe, Esq.</i>
04/13/2020	 Audiovisual Transmission Equipment Appearance Request Party: Other Yeoman, Rodney Gerald <i>Notice of Intent to Appear by Communication Equipment for Rodney Gerry Yeoman</i>
04/14/2020	 Notice Filed By: Other Yeoman, Rodney Gerald <i>Notice of Intent to Appear by Communication Equipment</i>
04/14/2020	 Notice Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Notice of Intent to Appear By Communication Equipment</i>
04/14/2020	 Notice of Telephonic Hearing Filed by: Guardian of Person and Estate Jones, Kimberly <i>Notice of Intent to Appear by Telephonic Transmission Equipment</i>
04/14/2020	 Notice Filed By: Guardian of Person and Estate Jones, Kimberly <i>Notice of Intent to Appear By Telephone</i>
04/14/2020	 Petition to Resign/Remove Guardian

CASE SUMMARY

CASE NO. G-19-052263-A

	Filed by: Other Yeoman, Rodney Gerald <i>Petition for Removal of Guardian and for Return of Protected Person's Property</i>
04/14/2020	 Physicians Certificate Filed by: Other Yeoman, Rodney Gerald <i>Confidential Documents</i>
04/14/2020	 Citation Electronically Issued/Filed Party: Other Yeoman, Rodney Gerald <i>Citation</i>
04/14/2020	 Clerk's Notice of Hearing <i>Clerk's Notice of Hearing</i>
04/14/2020	 Notice Filed By: Other Yeoman, Rodney Gerald <i>Notice of Intent to Appear by Telephonic Transmission Equipment</i>
04/16/2020	 Certificate of Service Filed by: Other Yeoman, Rodney Gerald <i>Certificate of Service</i>
04/20/2020	 Report and Recommendations <i>Supplemental Financial Forensic Audit Report for the Estate of Kathleen Jones</i>
04/27/2020	 Memorandum Filed By: Guardian of Person and Estate Jones, Kimberly <i>Plaintiff Kimberly Jones' Memorandum of Points and Authorities in Support of Attorney Fees and Costs</i>
04/27/2020	 Opposition Filed By: Guardian of Person and Estate Jones, Kimberly <i>Opposition to Rodney Gerald Yeoman s (Gerry) Petition for Removal of Guardian and for Return of Protected Person s Property, Counterpetition for Attorney Fees and Costs Pursuant to NRS 159.1583(4), and Court Ordered Supplemental Opposition Concerning Discovery of Interested Parties Pursuant to NRS 159.047</i>
05/05/2020	 Inventory, Appraisal and/or Record of Value Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Inventory, Oath and Verified Record of Value</i>
05/05/2020	 Petition Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Petition for Discharge of Temporary Co-Guardians</i>
05/05/2020	 Affidavit in Support Filed by: Petitioner Friedman, Robyn <i>Affidavit of Robyn Friedman in Support of Petition for Discharge of Temporary Co-Guardians</i>
05/05/2020	 Affidavit in Support Filed by: Petitioner Simmons, Donna <i>Affidavit of Donna Simmons in Support of Petition for Discharge of Temporary Co-Guardians</i>
05/05/2020	 Certificate of Service Filed by: Petitioner Friedman, Robyn <i>Certificate of Service - Inventory, Oath and Verified Record of Value</i>
05/05/2020	 Estimate of Transcript <i>APRIL 15, 2020</i>
05/06/2020	 Order Filed By: Guardian of Person and Estate Jones, Kimberly <i>Order Granting Petition to Withdraw as Counsel for Guardian</i>
05/07/2020	 Notice of Hearing <i>Notice of Hearing on Petition to Discharge Temporary Co-Guardians</i>


















CASE SUMMARY

CASE NO. G-19-052263-A

05/07/2020	 Joinder Filed by: Protected Person Jones, Kathleen June <i>Kathleen June Jone's Joinder to Guardian's Opposition to Yeoman's Petition for Removal of Guardian and for Return of Protected Person's Property</i>
05/07/2020	 Notice of Entry of Order <i>Notice of Entry of Order</i>
05/08/2020	 Petition for Approval Filed by: Guardian of Person and Estate Jones, Kimberly <i>Petition for Approval to Refinance Real Property of the Protected Person</i>
05/13/2020	 Audiovisual Transmission Equipment Appearance Request <i>Audiovisual Transmission Equipment Appearance Request</i>
05/13/2020	 Reply to Opposition Filed by: Other Yeoman, Rodney Gerald <i>Reply to Opposition Re Petition for Removal of Guardian and for Return of Protected Person's Property</i>
05/14/2020	 Certificate of Service Filed by: Other Yeoman, Rodney Gerald <i>Certificate of Service</i>
05/14/2020	 Order Shortening Time Filed By: Guardian of Person and Estate Jones, Kimberly <i>Order Shortening Time</i>
05/14/2020	 Notice of Entry of Order Filed By: Guardian of Person and Estate Jones, Kimberly <i>Notice of Entry of Order Shortening Time and Notice of Hearing</i>
05/14/2020	 Certificate of Service Filed by: Petitioner Friedman, Robyn <i>Certificate of Service - NOH Petition for Discharge & Petition for Discharge</i>
05/14/2020	 Joinder Filed by: Petitioner Friedman, Robyn <i>Robyn Friedman's and Donna Simmons' Joinder to Kimberly Jones' Opposition to Rodney Gerald Yeoman's Petition for Removal of Guardian</i>
05/14/2020	 Joinder Filed by: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Robyn Friedman's and Donna Simmons Limited Joinder to Kimberly Jones' Petition For Approval to Refinance Real Property of the Protected Person</i>
05/14/2020	 Transcript of Proceedings <i>APRIL 15, 2020</i>
05/15/2020	 Final Billing of Transcript <i>APRIL 15, 2020</i>
05/18/2020	 Audiovisual Transmission Equipment Appearance Request <i>Audiovisual Transmission Equipment Appearance Request</i>
05/18/2020	 Audiovisual Transmission Equipment Appearance Request <i>Audiovisual Transmission Equipment Appearance Request</i>
05/18/2020	 Reply Filed By: Other Yeoman, Rodney Gerald <i>Reply to Robyn Friedman's and Donna Simmons' Opposition Re Petition for Removal of Guardian and for Return of Protected Person's Property and Opposition to Petition for Sanctions</i>
05/18/2020	 Certificate of Service Filed by: Other Yeoman, Rodney Gerald

CASE SUMMARY

CASE NO. G-19-052263-A

	<i>Certificate of Service</i>
05/18/2020	 Response Filed By: Other Yeoman, Rodney Gerald <i>Response to Petition for Approval to Refinance Real Property of the Protected Person</i>
05/18/2020	 Certificate of Service Filed by: Other Yeoman, Rodney Gerald <i>Certificate of Service</i>
05/19/2020	 Certificate of Mailing Filed By: Other Yeoman, Rodney Gerald <i>Certificate of Mailing</i>
05/21/2020	 Order <i>ordr</i>
05/21/2020	 Notice of Entry of Order Filed By: Guardian of Person and Estate Jones, Kimberly <i>Notice of Entry of Order</i>
05/26/2020	 Order Granting Filed by: Guardian of Person and Estate Jones, Kimberly <i>Order Granting in Part Guardian's Petition for Attorney's Fees and Costs</i>
05/26/2020	Estimate of Transcript <i>MAY 20, 2020</i>
05/28/2020	 Order <i>Order Denying Rodney Gerald Yeoman's Petition for Removal of Guardian and for Return of Protected Person's Property and Denying Kimberly Jones's Counter-Petition for Attorney's Fees and Costs Pursuant to NRS 159.1853(4)</i>
05/29/2020	 Notice of Entry of Order Filed By: Guardian of Person and Estate Jones, Kimberly <i>Notice of Entry of Order</i>
05/29/2020	 Notice of Entry of Order Filed By: Guardian of Person and Estate Jones, Kimberly <i>Notice of Entry of Order</i>
05/29/2020	 Final Billing of Transcript <i>MAY 20, 2020</i>
05/29/2020	 Transcript of Proceedings <i>MAY 20, 2020</i>
05/29/2020	 Estimate of Transcript <i>MAY 20, 2020</i>
06/04/2020	 Motion to Amend Judgment Filed by: Other Yeoman, Rodney Gerald <i>Motion pursuant to E.D.C.R. 2.24, N.R.C.P. 52, 59 and 60, regarding the Decision and Order entered on May 21, 2020</i>
06/05/2020	 Clerk's Notice of Hearing <i>Clerk's Notice of Hearing</i>
06/09/2020	 Stipulation and Order
06/09/2020	 Notice of Entry of Stipulation and Order Filed by: Other Yeoman, Rodney Gerald <i>Notice of Entry of Stipulation and Order re Male Dog</i>
06/10/2020	 Opposition to Motion Filed by: Guardian of Person and Estate Jones, Kimberly

CASE SUMMARY

CASE NO. G-19-052263-A

Kimberly Jones's Opposition to the Motion pursuant to E.D.C.R. 2.24, N.R.C.P. 52, 59 and 60, regarding the Decision and Order entered on May 21, 2020 and Counter-Motion to Transfer to Chambers Calendar Without Oral Argument

06/18/2020



Joinder

Filed by: Protected Person Jones, Kathleen June
Kathleen June Jones' Joinder to Kimberly Jones' Opposition to Motion Pursuant to EDCR 2.24 NRCP 52, 59, and 60, Regarding the Decision and Order Entered on May 21, 2020 and Counter-Motion to Transfer to Chambers Calendar Without Oral Argument

06/22/2020



Order Granting

06/22/2020



Notice of Entry of Order

Notice of Entry of Order

06/23/2020



Order

Order Discharging

06/23/2020



Order

Order Discharging Temporary Co-Guardians

06/23/2020



Order

Order Discharging Temporary Co-Guardians

06/24/2020



Notice of Entry of Order

Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna
Notice of Entry of Order - Order Discharging Temporary Co-Guardians

06/25/2020



Motion

Filed By: Guardian of Person and Estate Jones, Kimberly
Kimberly Jones's Motion for Order Quieting Title, Directing Execution of Deed, and/or in the Alternative Petition for Instruction and Advice

06/25/2020



Motion to Consolidate

Filed by: Guardian of Person and Estate Jones, Kimberly
Motion to Consolidate

06/26/2020



Clerk's Notice of Hearing

Clerk's Notice of Hearing

06/26/2020



Clerk's Notice of Hearing

Clerk's Notice of Hearing

06/26/2020



Notice of Appeal

Filed By: Other Yeoman, Rodney Gerald
Notice of Appeal

07/08/2020



Notice

Filed By: Protected Person Jones, Kathleen June
Notice of Intent to Appear by Communication Equipment

07/08/2020



Reply to Opposition

Filed by: Other Yeoman, Rodney Gerald
Reply to Opposition to Motion pursuant to E.D.C.R. 2.24, N.R.C.P. 52, 59 and 60, regarding the Order Granting and Denying Kimberly Jones, as Guardian of the Protective [sic] Person s Motion for Protective Order entered on May 21, 2020

07/13/2020



Opposition

Filed By: Other Yeoman, Rodney Gerald
Opposition to Motion to Consolidate

07/20/2020















Opposition


Filed By: Other Yeoman, Rodney Gerald
Opposition to Kimberly Jones's Motion for Order Quieting Title, Directing Execution of Deed, and/or in the Alternative Petition for Instruction and Advice

CASE SUMMARY

CASE NO. G-19-052263-A

07/20/2020	 Certificate of Service Filed by: Other Yeoman, Rodney Gerald <i>Certificate of Service</i>
07/22/2020	 Reply Filed By: Guardian of Person and Estate Jones, Kimberly <i>Kimberly Jones's Reply in Support of Motion for Order Quieting Title, Directing Execution of Deed, and/or in the Alternative Petition for Instruction and Advice</i>
07/22/2020	 Reply Filed By: Guardian of Person and Estate Jones, Kimberly <i>Reply in Support of Motion to Consolidate</i>
07/27/2020	 Notice Filed By: Protected Person Jones, Kathleen June <i>Notice of Intent to Appear by Communication Equipment</i>
07/30/2020	 Notice Filed By: Protected Person Jones, Kathleen June <i>Notice of Intent to Appear by Communication Equipment</i>
08/12/2020	 Order Granting <i>Order Granting Robyn Friedman's and Donna Simmons' Petition for Attorney Fees In Part</i>
08/17/2020	 Notice of Entry of Order Filed By: Petitioner Friedman, Robyn; Petitioner Simmons, Donna <i>Notice of Entry of Order</i>
08/18/2020	 Motion Filed By: Guardian of Person and Estate Jones, Kimberly <i>Motion for Status Check to Reset Vacated Hearing Dates</i>
08/18/2020	 Notice of Hearing <i>Notice of Hearing</i>
09/08/2020	 Notice Filed By: Protected Person Jones, Kathleen June <i>Notice of Intent to Appear by Communication Equipment</i>
09/11/2020	 Notice of Appeal Filed By: Protected Person Jones, Kathleen June <i>Notice of Appeal</i>
09/11/2020	 Case Appeal Statement Filed By: Protected Person Jones, Kathleen June <i>Case Appeal Statement</i>
09/14/2020	 Certificate of Mailing Filed By: Protected Person Jones, Kathleen June <i>Certificate of Service</i>

HEARINGS

10/03/2019	Hearing for Temporary Guardianship (9:00 AM) (Judicial Officer: Marquis, Linda) Matter Heard; See 10/3/19 All Pending Motions
10/03/2019	Opposition & Countermotion (9:00 AM) (Judicial Officer: Marquis, Linda) <i>Opposition to Appointment of Temporary Guardian and General Guardian; Counter-Petition for Appointment of Temporary Guardian of the Person and Estate and Issuance of Letters of Temporary Guardianship; and Counter-Petition for Appointment of General Guardian of the Person and Estate and Issuance of Letters of General Guardianship</i> Matter Heard; See 10/3/19 All Pending Motions
10/03/2019	 All Pending Motions (9:00 AM) (Judicial Officer: Marquis, Linda) Matter Heard; Journal Entry Details:

CASE SUMMARY**CASE NO. G-19-052263-A**

HEARING FOR TEMPORARY GUARDIANSHIP...OPPOSITION AND COUNTERMOTION: OPPOSITION TO APPOINTMENT OF TEMPORARY GUARDIAN; COUNTER PETITION FOR APPOINTMENT OF TEMPORARY GUARDIAN OF THE PERSON AND ESTATE AND ISSUANCE OF LETTERS OF TEMPORARY GUARDIANSHIP; AND COUNTER PETITION FOR APPOINTMENT OF GENERAL GUARDIAN OF THE PERSON AND ESTATE AND ISSUANCE OF LETTERS OF GENERAL GUARDIANSHIP. Attorney Ross Evans, Nevada Bar #11374, present on behalf of Kimberly Jones (daughter). Terri Butler, oldest daughter, present. Court noted the presence of Protected Person (PP) Upon Court's inquiry regarding resolution, Mr. Evans advised he and Mr. Kehoe have a proposed resolution, however he felt Mr. Michaelson's clients may disagree. Mr. Evans proposed ending the temporary guardianship and revoking the letters. PP and her husband would live together as husband and wife, and as Kimberly has been the attorney-in-fact for PP, she would oversee the financial and healthcare needs of PP, in the best interest of PP. Mr. Evans made statements regarding the sale of the house and getting the proceeds of that sale returned. Mr. Evans advised there is a durable power of attorney, established in 2012 over finances, and a durable healthcare power of attorney, established in 2005. Mr. Evans stated Kimberly did not oversee the sale of the house as PP was living with her husband at the time. The current owner is Mr. Yeoman's son, who is willing to reverse it entirely. Ms. Parra-Sandoval advised she spoke with PP, who is able to direct her and tell her who she wants as her guardian. PP had no recollection of transferring her home to anyone, signing a deed, or the sale of the house. PP wants Kimberly Jones to be her guardian if a guardian is necessary, her daughters to care for her, and her husband to live with her. Ms. Parra-Sandoval requested the investigator look into the situation. Mr. Kehoe informed the Court Mr. Yeoman wants to re-establish his relationship with his wife and wants the care of PP to be resolved. He believes outside care is occasionally needed. PP and Mr. Yeoman would share the cost of a caregiver. Mr. Kehoe advised he agreed with the resolution as stated by Mr. Evans. Mr. Kehoe requested a status check on 10/15. Court expressed concern regarding the sale of the house and someone taking advantage of PP, especially since PP didn't know about the sale of the house. Mr. Michaelson advised everyone's goal is to work out a situation, there has been an unwillingness to communicate with the temporary guardians, they have been denied medication, given outdated medication and medication mixed with Mr. Yeoman's medications. Mr. Evans and Mr. Kehoe disagreed and advised they provided the requested information. Argument and discussion regarding medication being locked in the trunk of the car in the garage. Mr. Michaelson advised Kimberly has not returned phone calls. Mr. Michaelson requested temporary guardianship remain in place until a permanent guardian can be appointed, and additionally requested mediation or a settlement conference. Ms. Parra-Sandoval requested temporary guardianship stay in place, and again advised PP wants Kimberly Jones to be her guardian if it is necessary. Court admonished parties regarding the care of PP and warned against misuse of her medication, withholding of information regarding her doctors and other basic healthcare needs. Family members need to set aside their differences and work together for the best interest and protection of PP. Dean Loggins, Kimberly Jones' fiance', made statements in favor of Kimberly being named as guardian. Terri Butler made statements regarding PP's best interests. Argument between counsel regarding PP's care by her husband. Court noted its concern and stated it has not choice but to continue the temporary guardianship until it receives the results of investigation. If allegations are proven to be true, it is a likely court outcome that despite the nomination of guardian, a different person or persons may be appointed. Mr. Michaelson advised Mr. Yeoman is in the process of trying to evict Kimberly and her fiance' that are the caregivers from the home. Mr. Kehoe disagreed and explained the evictions. Court again expressed concern regarding the significant allegations and suitability. Discussion regarding visitation. **COURT ORDERED:** Temporary Guardianship shall REMAIN in place. Protected Person shall REMAIN where she is with Kimberly Jones providing care until the next hearing. Order extending TEMPORARY GUARDIANSHIP signed in OPEN COURT and shall EXPIRE on 12/3/19. Order returned to Mr. Michaelson for filing. Hearing set for 10/15/19 shall STAND. Supreme Court Guardianship Compliance Officer shall be APPOINTED to investigate the case and get all the applicable documents from the sale of the house. Although a report will not be completed, Investigator shall appear at the hearing to orally report any findings. Mr. Yeoman shall have UNSUPERVISED VISITATION with Protected Person between 8:00 AM and 8:00 PM. A list of medications and any doctor appointments shall be sent to temporary guardians within 48 hours of today's hearing. ;

10/15/2019

**Citation to Appear (10:00 AM)** (Judicial Officer: Marquis, Linda)

Amended Citation to Appear and Show Cause

MINUTES

Amended Citation

Matter Heard;

Journal Entry Details:

AMENDED CITATION TO APPEAR AND SHOW CAUSE Court Clerks: Karen Christensen, Tanya Stengel (ts) Scott Simmons, appeared telephonically. Court noted Investigator was unable to find out information on such a quick turn around. Attorney Michaelson informed the Court, they did not receive information within 48 hours as Ordered at the previous hearing but was given some medical information from Kimberly within the last few days. Attorney Michaelson stated they did not receive anything from Mr. Yeoman's side. Attorney Michaelson stated the need for a General Guardian in order to file an A-Case in regards to Mr. Powell not giving back Protected Person's house. Attorney Parra-Sandoval stated she spoke with Protected Person and she continues to voice her strong preference for Kimberly to be her Guardian and wants to remain in her home that she still believes is hers; Protected Person has no recollection of signing anything regarding gifting her home. Court and Counsel

CASE SUMMARY

CASE NO. G-19-052263-A

engaged in discussion regarding the sale of the home. Upon inquiry from the Court, Attorney Parra-Sandoval stated Protected Person's signature is on the documents; it is believed that the sale of the home was hidden from the Power of Attorney at the time. Attorney Kehoe made statements regarding the importance of Protected Person and Mr. Yeoman living together. Upon inquiry from the Court, Attorney Kehoe stated Mr. Yeoman does not want to live in the home if Kimberly is living there. Attorney Kehoe made statements regarding the Power of Attorney and further stated the transfer of the home happened 21 months ago and there is no proof that Protected Person was incapacitated at the time. Court stated concerns regarding the sale of Protected Person's home to Mr. Yeoman's son, Mr. Powell, at \$100,000 less than market value and stated further concerns that no documents have been turned over and the house hasn't been given back. Attorney Luszeck made statements about actions taken by Ms. Jones, Power of Attorney, when she found out about the sale of the home. Attorney Luszeck stated reasons why Ms. Jones should be appointed as General Guardian. Attorney Michaelson made statements regarding preference of Ms. Jones as Guardian over Mr. Yeoman; however made statements regarding Ms. Jones suitability as Guardian and her request for \$500 a day to be Protected Person's caregiver. Court and Counsel engaged in discussion regarding Ms. Jones' suitability as Guardian. Court stated it's concerns. Attorney Kehoe made further statements regarding the sale of the home. Attorney Kehoe stated Mr. Powell paid off the \$140,000 mortgage and the other side has only offered to pay him \$1 for the home to be returned. Court stated further concerns that Attorney Kehoe is not concerned or worried and that Attorney Kehoe stated there is not a contract of sale or any other documents to provide regarding the sale of the home. Court advised Ms. Jones to be proactive regarding the housing situation due to neither her or Protected Person owning the home. Court, Counsel and parties engaged in discussion regarding visitation between Protected Person and Mr. Yeoman. Court clarified the Order is NOT that Mr. Yeoman moves out of the home. Mr. Yeoman voluntarily moved out of the home but is welcome to live there. Court and Counsel further engaged in discussion regarding exchange of medical records for Protected Person and Mr. Yeoman. Court noted if Mr. Yeoman is not willing to provide his medical information to Guardian; she must be present during visitations. COURT ORDERED, Order Appointing Guardian (KIMBERLY JONES) over the Person and Estate shall be APPROVED and GRANTED. Courtroom clerk administered oath to the Guardian IN OPEN COURT. Guardian shall file an INVENTORY within 60 DAYS. Mr. Yeoman shall have SUPERVISED visitation with Protected Person. Mr. Yeoman shall notify Guardian if he will be out of town or unavailable for visitations. Guardian shall notify Mr. Yeoman with information regarding all levels of Protected Person's medical care. A Supreme Court Investigator shall be APPOINTED to investigate this case. The Investigator shall review the entire Adult Protective Services file and obtain Protected Person's medical records. A Financial Forensic Specialist shall be APPOINTED to investigate this case. The Investigator shall review all financial records that pertain to the sale of the property, including Protected Person, Mr. Yeoman, and Mr. Yeoman's son, Dick Powell, and anyone else with ties to that property. Matter CONTINUED to 1/14/20 at 1:30 pm for both Investigation Reports. Matter SET for EVIDENTIARY HEARING/STATUS CHECK 2/20/20 at 1:30 pm. ALL Parties must act and speak to each other in a CIVIL MANNER. Attorney Kehoe shall be considered an interested party and shall be allowed access to the Physician's Certificate. Attorney Luszeck shall prepare and submit an Order. ;

11/06/2019



Minute Order (3:30 PM) (Judicial Officer: Marquis, Linda)

Minute Order - No Hearing Held;

Journal Entry Details:

MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES RE: G-19-052263-A NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to ensure efficient, speedy, and inexpensive determinations in every action. Pursuant to EDCR 2.23(c) and 5.11(e), this Court can consider a motion and issue a decision on the papers at any time without a hearing. On November 6, 2019, Mr. Ty Kehoe informed the Court that there is a disagreement among counsel with regard to the language in the Proposed Order from the October 15, 2019 Hearing. Accordingly, Mr. Ty Kehoe shall draft a competing Order. This proposed Order shall be served on all counsel in this matter and submitted to the Department. This Matter shall be set on the Court's Chamber's calendar on November 25, 2019, for review of the competing Orders, and the Court shall make its determination accordingly. No appearance required. A copy of this Minute Order shall be provided to all Parties. **CLERK'S NOTE:** A copy of this MInute Order was mailed to attorneys at the addresses listed on court records 11/6/19. (kc);

11/25/2019

Status Check (8:30 AM) (Judicial Officer: Marquis, Linda)

Review Competing Orders

12/10/2019

Hearing (9:30 AM) (Judicial Officer: Marquis, Linda)

Petition for Return of Property of Protected Person and Petition for Confirmation to Bring Civil Actions of Behalf of Kathleen June Jones

Granted; See 12/10/19 All Pending Motions

12/10/2019

Opposition (9:30 AM) (Judicial Officer: Marquis, Linda)

Events: 12/06/2019 Opposition to Motion

Rodney G. Yeoman's Opposition to Petition for Return of Property of Protected Person

Denied; See 12/10/19 All Pending Motions

12/10/2019

Opposition (9:30 AM) (Judicial Officer: Marquis, Linda)

Events: 12/06/2019 Opposition to Motion

CASE SUMMARY

CASE NO. G-19-052263-A

Rodney Gerald Yeoman's Opposition to Petition for Confirmation to Bring Civil Actions on behalf of Kathleen June Jones

Denied; See 12/10/19 All Pending Motions

12/10/2019

Hearing (9:30 AM) (Judicial Officer: Marquis, Linda)

Reply in Support of Petition for Return of Property of Protected Person

Granted; See 12/10/19 All Pending Motions

12/10/2019

Hearing (9:30 AM) (Judicial Officer: Marquis, Linda)

Reply in Support of Petition for Confirmation to bring Civil Actions on Behalf of Kathleen June Jones

Matter Heard; See 12/10/19 All Pending Motions

12/10/2019



All Pending Motions (9:30 AM) (Judicial Officer: Marquis, Linda)

MINUTES

Matter Heard;

Journal Entry Details:

HEARING: PETITION FOR RETURN OF PROPERTY OF PROTECTED PERSON AND PETITION FOR CONFIRMATION TO BRING CIVIL ACTIONS ON BEHALF OF KATHLEEN June JONES...OPPOSITION: RODNEY G. YEOMAN'S OPPOSITION TO PETITION FOR RETURN OF PROPERTY OF PROTECTED PERSON...OPPOSITION: RODNEY GERALD YEOMAN'S OPPOSITION TO PETITION FOR CONFIRMATION TO BRING CIVIL ACTIONS ON BEHALF OF KATHLEEN June JONES...HEARING: REPLY IN SUPPORT OF PETITION FOR RETURN OF PROPERTY OF PROTECTED PERSON...HEARING: REPLY IN SUPPORT OF PETITION FOR CONFIRMATION TO BRING CIVIL ACTIONS ON BEHALF OF KATHLEEN June JONES. COURT CLERKS: Tanya Stengel, Karen Christensen (kc) Attorney Constantina Rentzios, Nevada Bar #13747, appeared on behalf of Protected Person and for attorney Maria Parra-Sandoval. Sonia Jones, Supreme Court Financial Forensic Specialist, present. Protected Person's daughter, Donna Simmons, participated telephonically. Mr. Beckstrom made arguments in support of dogs Nikki and Charlie being gifted to Protected Person. The dogs are essentially chattel and they can't be divided like community property such as real estate. The dogs have been in Mr. Yeoman's possession since October and Protected Person requests the return of her dogs daily. Mr. Kehoe argued both of the dogs are community property. Court noted this is a guardianship case, not a divorce case, and the parties would typically look for an offset or credit. Mr. Kehoe advised Protected Person treated the dogs as if they were also Mr. Yeoman's property, as he also cared for the dogs. Mr. Kehoe advised Mr. Yeoman cared for the dogs for eight years, and Protected Person cannot currently care for the dogs. Mr. Kehoe noted errors and contradictions in the declarations and reply brief, and requested an evidentiary hearing to resolve the matter. Court requested Mr. Michaelson caution Ms. Friedman regarding speaking out in court. Mr. Kehoe made statements regarding making offsets in lieu of keeping the dogs, returning them after Mr. Yeoman's death, or having parties attend mediation. Court noted it does not have jurisdiction over pre-estate planning. Ms. Rentzios advised she read all the pleadings. Protected Person wants her dogs returned and asks about them every day. Protected Person indicated to Ms. Parra-Sandoval she would be willing to share the dogs with Mr. Yeoman if an amicable solution could be found. Ms. Rentzios advised Nikki was a gift to Protected Person. She and Mr. Yeoman did not pay for the dog using community funds. Court inquired whether an evidentiary hearing was needed. Ms. Rentzios stated an evidentiary hearing was not needed. There is no clear dispute as to ownership of the dogs. An evidentiary hearing would be a waste of Protected Person's time and resources. Ms. Rentzios requested the return of the dogs to Protected Person. Court and counsel engaged in further discussion regarding the ownership and gifting of the dogs, and return of the dogs, or at least one dog to PP, until an evidentiary hearing. Court noted it would be a likely court outcome it would accept statements of law and conclusions of law as set forth from Petitioner's Motion and Court would expect a request for attorney fees at the evidentiary hearing. Mr. Beckstrom requested at least one of the dogs be returned to Protected Person pending the outcome of the evidentiary hearing. Mr. Kehoe advised he asked Mr. Yeoman regarding the matter and Mr. Yeoman declined as the dogs have not been separated. Mr. Beckstrom noted there has been no compromise and requested Protected Person at least have Nikki through the holidays until evidentiary hearing. Ms. Rentzios agreed. Mr. Kehoe stated Court recognized due process has not been accomplished. Court clarified it was trying to make a clear record to avoid appeal and further litigation. Ms. Kehoe stated there was no reason to separate the dogs, and requested Mr. Yeoman keep the dogs until the evidentiary hearing. Court noted the dogs have been with Mr. Yeoman for about two months. The dogs will be returned to Protected Person by 5:00 PM tomorrow until evidentiary hearing. Court will make a final determination at the evidentiary hearing. Mr. Michaelson made statements regarding Mr. Yeoman's alleged elder abuse of Protected Person. Mr. Michaelson made additional statements regarding Mr. Yeoman's microchip of the dogs, and requested Court make an order to have the information attached to the microchip changed. Discussion. As to the civil action, Mr. Beckstrom advised Guardian has researched the financial records and found a significant amount of elder abuse and intentional actions to punish Protected Person. Visitation hasn't occurred, the dogs have been kept from Protected Person, and funds have been removed from the account. These matters need to be brought forth in a civil suit. Mr. Beckstrom requested Court allow the filing of a civil suit. Mr. Kehoe argued against a civil suit, in part to running up additional fees. Mr. Kehoe argued Mr. Powell's wife has been brought into the litigation and felt it was additional punishment to his client. Ms. Rentzios advised Protected Person is okay proceeding with the civil litigation, however she does not want to name Mr. Yeoman in the suit. Mr. Beckstrom confirmed he would be named in the suit to protect Protected Person's interests. Court noted Ms. Jones was present in the courtroom.

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Ms. Jones stated she came to hear the facts of the case today to gain some clarity regarding the home, funds in the account, and the time period involved. Mr. Kehoe made statements regarding supervised visitation with Mr. Yeoman, due to physical constraints. Mr. Kehoe stated he provided a declaration to Guardian's former attorney. Argument and discussion. Court noted matter is not on calendar today and encouraged counsel to continue to work on a resolution. COURT ORDERED: Both dogs, Nikki and Charlie, shall be TEMPORARILY RETURNED to Protected Person no later than 5:00 PM tomorrow (12/13/19). Court shall make a final determination at the Evidentiary Hearing. Future hearings, Investigator's Report, set for 1/14/20 at 1:30 PM, and Evidentiary Hearing, set for 2/20/20 at 1:30 PM shall STAND. Court shall allow up to thirty (30) minutes of argument and discussion regarding the dogs at the Evidentiary Hearing. Counsel may STIPULATE to the entry of documents. Counsel shall make NO opening statements and shall SUBMIT closing briefs regarding the issue of the dogs. Witnesses may appear TELEPHONICALLY, with the prior filing of intent to appear telephonically. Petition for Confirmation to Bring Civil Actions on Behalf of Protected Person shall be GRANTED. Mr. Beckstrom shall submit an Order for Court's signature. Counsel shall provide information as requested to Ms. Jones in order for her to adequately complete a financial forensic investigation. ;

01/14/2020



Return Hearing (1:30 PM) (Judicial Officer: Marquis, Linda)

Investigation Report

Matter Heard;

Journal Entry Details:

RETURN HEARING FOR INVESTIGATOR'S REPORT Court Clerks: Karen Christensen, Tanya Stengel (ts) LaChasity Carroll, Supreme Court Guardianship Compliance Officer. Donna Simmons appeared telephonically. Counsel stated they reviewed the investigator's report. Ms. Carroll stated she is still waiting for some medical records. Attorney Michaelson requested the Court admonish the parties to continue to cooperate with the investigators. Attorney Beckstrom gave the status of the A-Case. Attorney Beckstrom stated the dogs were returned to Protected Person days late and not in compliance with the Court's Order but they were returned. Court and Counsel engaged in discussion regarding the role of the investigation and the investigator's role in the case. Attorney Parra-Sandoval made statements regarding visitation with Protected Person. Attorney Parra-Sandoval stated things have been getting better; the visitations are scheduled between the parties and supervised. Attorney Kehoe stated Guardian is only allowing supervised visits for one hour a day. Court, Counsel and parties engaged in further discussion regarding visitation and communication. Court noted parties can stipulate to using Talking Parents but it is not being Ordered. Court and Counsel engaged in discussion regarding Evidentiary Hearing issues and Discovery. Court stated DISCOVERY IS OPEN. The investigation is separate from Discovery. Attorney Michaelson stated Attorney Kehoe has not turned over all documents requested and the Guardian does not have access to the Protected Person's accounts but the husband still has access to them. Attorney Michaelson stated Guardian does not know where the accounts are. COURT ORDERED, the following: All parties shall continue to operate in GOOD FAITH with the investigators. Attorney Kehoe shall provide a list of ALL ACCOUNTS, including bank accounts (checking and savings), investments, retirement accounts and ALL account numbers WITHIN 7 DAYS in WRITING to Attorney Parra-Sandoval, Attorney Michaelson and the Guardian. Sonja Jones, Financial Forensic Specialist, Guardianship Compliance Officer shall have the AUTHORITY to look into the FINANCES of Protected Person's Son in Law, RICHARD POWELL and husband, RODNEY GERALD YEOMAN. Evidentiary Hearing set for 2/20/20 at 1:30 pm regarding the Return of Property (dogs) shall STAND. ;

02/07/2020



Minute Order (7:30 AM) (Judicial Officer: Marquis, Linda)

Minute Order - No Hearing Held;

Journal Entry Details:

MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES RE: G-19-052263-A NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to ensure efficient, speedy, and inexpensive determinations in every action. Pursuant to EDCR 2.23(c), this Court can consider a motion and issue a decision on the papers at any time without a hearing. At the October 15, 2019 hearing, the Court ordered that Kimberly Jones shall be appointed as the Guardian over the Person and Estate of the Protected Person in this matter. The Court ordered the Guardian to file an Inventory within 60 days. The Court set a Status Check for February 20, 2020 at 1:30 p.m. to determine if an Evidentiary Hearing was needed in this matter. On December 10, 2019, the Court held a Hearing on the Petition for Return of Property of Protected Person and related matters. At this hearing, the Court ordered that it would make the final determination as to the issue of the Return of Property of the Protected Person at the Evidentiary Hearing on February 20, 2020. On February 4, 2020, the Court received a Stipulation and Order resolving the issue of the Petition for Return of Property of Protected Person. The Court signed this Order, and it was filed on February 7, 2020. There are no unresolved issues remaining in this matter. The Court orders stand. Accordingly, the Evidentiary Hearing on February 20, 2020 SHALL be vacated. A copy of this minute order shall be provided to all Parties. CLERK'S NOTE: A copy of this Minute Order was mailed to parties at the address(es) listed in court records 2/7/20. (kc) ;

02/13/2020

Hearing (10:00 AM) (Judicial Officer: Marquis, Linda)

Petition for Payment of Guardian's Atty's Fees and Costs

Matter Heard; See All Pending Entry 2/13/20

02/13/2020

CASE SUMMARY


CASE NO. G-19-052263-A

	 Objection (10:00 AM) (Judicial Officer: Marquis, Linda) <i>Protected Person's Objection to Petition for Payment of Guardian's attorneys Fees and Cost</i> Matter Heard; See All Pending Entry 2/13/20
02/13/2020	Hearing (10:00 AM) (Judicial Officer: Marquis, Linda) <i>Reponse to Petition for Payment of Guardian's Attorney's Fees and Costs Filed 01/15/2020</i> Matter Heard; See All Pending Entry 2/13/20
02/13/2020	Hearing (10:00 AM) (Judicial Officer: Marquis, Linda) <i>Omnibus Reply to the Response and Objection to the Petition for Payment of Guardian's Attorney Fees and Costs</i> Matter Heard; See All Pending Entry 2/13/20
02/13/2020	 All Pending Motions (10:00 AM) (Judicial Officer: Marquis, Linda) Under Advisement; Journal Entry Details: <i>PETITION FOR PAYMENT OF GUARDIAN'S ATTORNEY'S FEES AND COSTS COURT CLERKS: Karen Christensen, Blanca Madrigal (mb). Attorneys, James Beckstrom, Ross Evans, and Laura Deeter, also present in court. Donna Simmons and Robyn Friedman present by telephone. Discussion regarding payment of guardian's fees and costs from the estate. The Notice of Intent was filed on January 15th. Mr. Evans argued the Guardian was unemployed, relocated to care for the Protected Person, and there was no opposition to the guardianship in general; an opposition was filed as to the temporary guardianship only. Mr. Beckstrom acknowledged a guardianship was necessary, and Guardian was providing excellent care for the Protected Person; however, Mr. Beckstrom argued against payment of attorney fees. Ms. Parra-Sandoval argued against payment of fees and costs from the estate, and had no objection to payment of fees after the filing of the Notice of Intent; however, she objected to undecipherable entries. The Court finds Notice was not given at the onset and asked counsels if she had discretion to grant fees from the estate under the statute. Ms. Parra-Sandoval noted the statute was silent and requested the Court provide a written opinion if the Court grants fees; based on the lack of notice of intent. Ms. Deeter stated that the issue with the investigators fell off the radar, and requested the Court set the matter for a status check on 3/17/2020. No objection by either counsel. COURT ORDERED: 1) The Court will allow fees after January 15th; the Court will review the entries after the same date and issue a written decision. The Court believes the statute does not give this Court jurisdiction and requires the filing of a Notice at the onset. The Court did not know Guardian needed fees at the onset. The Guardian was a successor guardian on a temporary guardianship and ultimately made the permanent guardian; therefore, attorney's fees post-January 15th are appropriate, subject to Ms. Parra-Sandoval's specific objections; 2) Matter set for STATUS CHECK on Investigative Reports on 3/17/2020 at 9:30 AM.;</i>
02/20/2020	CANCELED Evidentiary Hearing (1:30 PM) (Judicial Officer: Marquis, Linda) <i>Vacated - per Stipulation and Order</i> <i>Evidentiary Hearing/Status Check</i>
03/02/2020	 Status Check (8:30 AM) (Judicial Officer: Marquis, Linda) <i>Review pleadings after 1/15 and issue a written Order</i> Matter Continued; Journal Entry Details: <i>Per Minute Order, COURT ORDERED, matter CONTINUED placed on the Chambers Calendar for March 16, 2020.;</i>
03/02/2020	 Minute Order (2:30 PM) (Judicial Officer: Marquis, Linda) Minute Order - No Hearing Held; Journal Entry Details: <i>MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES RE: G-19-052263-A NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to ensure efficient, speedy, and inexpensive determinations in every action. Pursuant to EDCR 2.23(c), this Court can consider a motion and issue a decision on the papers at any time without a hearing. This matter was placed on the Court s Chamber s Calendar to issue a Written Order. Accordingly, this matter shall be continued to March 16, 2020 at 8:30 a.m. on the Court s Chamber s Calendar. No appearances necessary. A copy of this minute order shall be provided to all Parties. (ap) ;</i>
03/13/2020	 Minute Order (3:15 PM) (Judicial Officer: Marquis, Linda) Minute Order - No Hearing Held; Journal Entry Details: <i>MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES RE: G-19-052263-A The hearing scheduled for March 17, 2020 at 9:30 a.m. has been continued to April 3, 2020 at 9:00 a.m. The Eighth Judicial District Chief Judge Linda Bell has issued Administrative Order 20-01 which suspends all non-essential District Court Hearings and requires hearings to be conducted by video or telephone. Further, Judge Bell has ordered that Protected Persons SHALL NOT appear in court. That means, the person who is subject of the guardianship CANNOT come to court. Instead, the Protected Person or Proposed Protected Person may appear by telephone.</i>

CASE SUMMARY

CASE NO. G-19-052263-A

Family, attorneys, and parties are **STRONGLY ENCOURAGED** to stay at home and appear by telephone. In order to decrease the risk and spread of the CoVID-19 worldwide pandemic, the Court encourages all parties and attorneys to appear for scheduled hearing by telephone. The attached Notice of Telephone Appearance form can be filed online at: <http://www.clarkcountycourts.us/departments/clerk/electronic-filing/> or can be faxed to Department B at (702)385-1583. The form advises the Court of the telephone number at which you can be reached for the Court hearing. If you have any questions or need any additional information, please contact the Self Help Center at flshcinfo@lacs.org. The Self Help Center will provide assistance remotely to you. **CLERK'S NOTE:** A copy of this Minute Order was mailed to parties at the addresses listed in court records 3/13/20. (kc) ;

03/16/2020	CANCELED Status Check (8:30 AM) (Judicial Officer: Marquis, Linda) Vacated - per Order
04/02/2020	 Minute Order (8:00 AM) (Judicial Officer: Marquis, Linda) Minute Order - No Hearing Held; Journal Entry Details: <i>MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES RE: G-19-052263-A The Hearing scheduled for April 3, 2020 at 9:00 a.m. has been continued to April 15, 2020 at 11:00 a.m. The Eighth Judicial District Chief Judge Linda Bell has issued Administrative Order 20-01 which suspends all non-essential District Court Hearings and has ordered non-essential District Court Hearings to be conducted by video or telephone. Further, Judge Bell has ordered that Protected Persons SHALL NOT appear in court. That means, the person who is subject of the guardianship CANNOT come to court. Instead, the Protected Person or Proposed Protected Person may appear by telephone. Family, attorneys, and parties are STRONGLY ENCOURAGED to stay at home and appear by telephone. In order to decrease the risk and spread of the CoVID-19 worldwide pandemic, the Court encourages all parties and attorneys to appear for scheduled hearing by telephone. The attached Notice of Telephone Appearance form can be filed online at http://www.clarkcountycourts.us/departments/clerk/electronic-filing/ or can be faxed to Department B at (702) 385-1583. The form advises the Court of the telephone number at which you can be reached for the Court hearing. If you have any questions or need any additional information, please contact the Self Help Center at flshcinfo@lacs.org. The Self Help Center will provide assistance remotely to you. CLERK'S NOTE: A copy of the Minute Order was e-mailed to parties at the e-address(es) listed on court records 4/2/2020. (ts);</i>
04/15/2020	Motion for Protective Order (11:00 AM) (Judicial Officer: Marquis, Linda) <i>Motion for Protective Order</i> Granted in Part; SEE ALL PENDING 4/15/20
04/15/2020	Motion for Protective Order (11:00 AM) (Judicial Officer: Marquis, Linda) <i>Robyn Friedman and Donna Simmons' Joinder to Kimberly Jones' Motion for Protective Order</i> Matter Heard; SEE ALL PENDING 4/15/20
04/15/2020	Hearing (11:00 AM) (Judicial Officer: Marquis, Linda) <i>Petition for Approval of Attorney's Fees and Costs and Request to enter a Judgment against the Real Property of the Estate</i> Granted in Part; SEE ALL PENDING 4/15/20
04/15/2020	Opposition (11:00 AM) (Judicial Officer: Marquis, Linda) <i>Opposition to Motion for Protective Order</i> Matter Heard; SEE ALL PENDING 4/15/20
04/15/2020	Hearing (11:00 AM) (Judicial Officer: Marquis, Linda) <i>Kimberly Jones' Reply in Support of Motion for Protective Order</i> Matter Heard; SEE ALL PENDING 4/15/20
04/15/2020	Objection (11:00 AM) (Judicial Officer: Marquis, Linda) Events: 03/04/2020 Objection <i>Kathleen June Jone's Objection to Petition for Approval of Attorneys Fees and Costs and Request to Enter a Judgment Against the Real Property of the Estate</i> Matter Heard; SEE ALL PENDING 4/15/20
04/15/2020	Hearing (11:00 AM) (Judicial Officer: Marquis, Linda) <i>Reply in Support of Motion for Protective Order</i> Matter Heard; SEE ALL PENDING 4/15/20
04/15/2020	Opposition (11:00 AM) (Judicial Officer: Marquis, Linda) <i>Opposition To Friedman And Simmons Petition For Approval Of Attorney s Fees And Costs And Request To Enter A Judgment Against The Real Property Of The Estate; And Joinder To Kathleen June Jones Objection</i> Matter Heard; SEE ALL PENDING 4/15/20
04/15/2020	Hearing (11:00 AM) (Judicial Officer: Marquis, Linda) <i>Response to (1) Kathleen June Jones' Objection to Pretition for Approval of Attorneys' Fees and Costs and Request to Enter a Judgment Against the Real Property of the Estate; (2) Response to Kimberly Jones' Joinder to</i>

CASE SUMMARY

CASE NO. G-19-052263-A

Objection to Friedman and Simmons' Petition for Approval of Attorneys' Fees and Costs and Request to Enter a Judgment Against the Real Property of the Estate and (3) Response to Joinder to Opposition to Petition for Approval of Attorney's Fees and Costs and Request to Enter a Judgment Against the Real Property of the Estate Filed by Rodney Gerald Yeoman

Matter Heard; SEE ALL PENDING 4/15/20

04/15/2020

Petition (11:00 AM) (Judicial Officer: Marquis, Linda)

Payment of Guardians's Attorney Fees and Costs; and Petition to Withdraw as Counsel for Guardian

Granted in Part; SEE ALL PENDING 4/15/20

04/15/2020



All Pending Motions (11:00 AM) (Judicial Officer: Marquis, Linda)

Matter Heard;

Journal Entry Details:

MOTION FOR PROTECTIVE ORDER... ROBYN FRIEDMAN AND DONNA SIMMONS' JOINDER TO KIMBERLY JONES' MOTION FOR PROTECTIVE ORDER... OPPOSITION TO MOTION FOR PROTECTIVE ORDER... KIMBERLY JONES' REPLY IN SUPPORT OF MOTION FOR PROTECTIVE ORDER... REPLY IN SUPPORT OF MOTION FOR PROTECTIVE ORDER... PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE... KATHLEEN June JONES' OBJECTION TO PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE... OPPOSITION TO FRIEDMAN AND SIMMONS' PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE; AND JOINDER TO KATHLEEN June JONES' OBJECTION... RESPONSE TO (1) KATHLEEN June JONES' OBJECTION TO PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE; (2) RESPONSE TO KIMBERLY JONES' JOINDER TO OBJECTION TO FRIEDMAN AND SIMMONS' PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE AND (3) RESPONSE TO JOINDER TO OPPOSITION TO PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE FILED BY RODNEY GERALD YEOMAN Court Clerks: Karen Christensen, Tanya Stengel (ts) Donna Simmons, Robyn Friedman, and Attorney Ross appeared telephonically. All other parties appeared via BlueJeans. Court noted Petition for Removal of Guardian was filed yesterday and two dates were given in error. Court stated the hearing set for 5/6/20 does not give enough time for replies and objections and so that hearing shall be vacated; the 5/20/20 date shall stand. Court noted it is prepared to rule based on the pleadings. Court inquired whether or not there were any further arguments that needed to be made. Attorney Michaelson made statements regarding the back and forth history of the case and the costs related to this case. Attorney Beckstrom made statements regarding the Protective Order being unnecessary and made reference to the cost of the case. Attorney Ross made statements regarding Attorney's Fees and requested to withdraw as Attorney of record for Kimberly Jones. Attorney Sylvester made statements regarding clarification on interested parties as to discovery. Attorney Kehoe pointed out to the Court that the investigator, Ms. Jones, was not on the call and had been present for past hearings. Court noted Ms. Jones written report was filed and very detailed; her presence was not needed for today's hearing. Attorney Deeter made statements regarding Attorney Sylvester's request for clarification about parties in regard to discovery. Attorney Deeter argued that his clients should be considered parties to the case. Attorney Deeter made further statements regarding Evidentiary Hearing issues and discovery. Attorney Michaelson replied to arguments regarding his Attorney's Fees. Attorney Parra-Sandoval replied to Attorney Michaelson's argument. The Court commented on interested parties according to the statute. Court noted the statute states all family members within two degrees of consanguinity as well as other people are considered parties to the case but may not necessarily be considered interested parties as to the litigation. Court made further statements regarding whether or not Temporary Guardians relieved of their duties would be considered interested parties to the litigation. Court stated a definite answer could not be given without additional briefing. Attorney Beckstrom made statements regarding this issue being addressed in the Objection to the Petition for Removal of Guardian that was recently filed. Court and Counsel engaged in discussion. Court advised Counsel to include in their replies or responses to the Petition who should be considered an interested party for purposes of discovery. COURT ORDERED, the following: Motion for Protective Order shall be GRANTED IN PART. Attorney Michaelson: Petition for Approval of Attorney's Fees and Costs and Request to Enter a Judgment against the Real Property of the Estate shall be GRANTED IN PART. Petition to Withdraw as Counsel for Guardian shall be APPROVED and GRANTED. Attorney Ross: Payment of Guardian's Attorney Fees and Costs shall be GRANTED IN PART. Prevailing Parties Attorney's shall prepare and submit Orders ELECTRONICALLY as a modifiable form so the Court can include additional findings and exact amount of fees. Hearing set on 5/6/20 at 10:00 am shall be VACATED. Hearing set on 5/20/20 at 9:00 am shall STAND. ;

05/06/2020

CANCELED Hearing (10:00 AM) (Judicial Officer: Marquis, Linda)

Vacated

Petition for Removal of Guardian and for Return of Protected Person's Property


05/20/2020

Citation (9:00 AM) (Judicial Officer: Marquis, Linda)

Petition to Remove Guardian and Return of Protected Person's Property

CASE SUMMARY

CASE NO. G-19-052263-A

- 05/20/2020 Denied; SEE ALL PENDING 5/20/20
- 05/20/2020 **Opposition (9:00 AM)** (Judicial Officer: Marquis, Linda)
Kimberly Jones s Opposition To Rodney Gerald Yeoman s Petition For Removal Of Guardian And For Return Of Protected Person s Property And Counterpetition For Attorney Fees And Costs Pursuant To NRS 159.1583(4) And Court Ordered Supplemental Opposition Concerning Discovery Of Interested Parties Pursuant To NRS 159.047
 Denied in Part; SEE ALL PENDING 5/20/20
- 05/20/2020 **Hearing (9:00 AM)** (Judicial Officer: Marquis, Linda)
Reply to Oppositions Re Petition for Removal of Guardian and for Return of Protected Person's Property
 Matter Heard; SEE ALL PENDING 5/20/20
- 05/20/2020 **Petition for Approval (9:00 AM)** (Judicial Officer: Marquis, Linda)
Refinance Real Property of the Protected Person
 Granted in Part; SEE ALL PENDING 5/20/20
- 05/20/2020 **Hearing (9:00 AM)** (Judicial Officer: Marquis, Linda)
Reply to Robyn Friedman's and Donna Simmons' Opposition RE Petition for Removal of Guardian and for Return of Protected Person's Property and Opposition to Petition for Sanctions
 Matter Heard; SEE ALL PENDING 5/20/20
- 05/20/2020 **Hearing (9:00 AM)** (Judicial Officer: Marquis, Linda)
Response to Petition for Approval to Refinance Real Property of the Protected Person
 Matter Heard; SEE ALL PENDING 5/20/20
- 05/20/2020  **All Pending Motions (9:00 AM)** (Judicial Officer: Marquis, Linda)

MINUTES



Matter Heard;
 Journal Entry Details:

CITATION REGARDING PETITION FOR REMOVAL OF GUARDIAN AND FOR RETURN OF PROTECTED PERSON'S PROPERTY... KIMBERLY JONES' OPPOSITION TO RODNEY GERALD YEOMAN'S PETITION FOR REMOVAL OF GUARDIAN AND FOR RETURN OF PROTECTED PERSON'S PROPERTY AND COUNTERPETITION FOR ATTORNEY FEES AND COSTS PURSUANT TO NRS 159.1583(4) AND COURT ORDERED SUPPLEMENTAL OPPOSITION CONCERNING DISCOVERY OF INTERESTED PARTIES PURSUANT TO NRS 159.047... HEARING REGARDING REPLY TO OPPOSITIONS REGARDING PETITION FOR REMOVAL OF GUARDIAN AND FOR RETURN OF PROTECTED PERSON'S PROPERTY...HEARING REGARDING REPLY TO ROBYN FRIEDMAN'S AND DONNA SIMMONS' OPPOSITION REGARDING PETITION FOR REMOVAL OF GUARDIAN AND FOR RETURN OF PROTECTED PERSON'S PROPERTY AND OPPOSITION TO PETITION FOR SANCTIONS... PETITION FOR APPROVAL REGARDING REFINANCE REAL PROPERTY OF THE PROTECTED PERSON... HEARING REGARDING RESPONSE TO PETITION FOR APPROVAL TO REFINANCE REAL PROPERTY OF THE PROTECTED PERSON Court Clerks: Karen Christensen, Tanya Stengel (ts) All parties appeared via BlueJeans. Court and Counsel engaged in discussion regarding the Petition to Remove Guardian. Attorney Parra-Sandoval stated they filed a Joinder to Kimberly Jones' Opposition; Protected Person has not changed her preferences on this matter and still wants Kimberly to remain as her Guardian. Attorney Michaelson stated they do not agree that Kimberly should be removed as Guardian. Attorney Beckstrom stated they filed an Opposition to the Petition and further stated the allegations are false. Attorney Beckstrom stated the Investigator found no wrong doings; all other issues were previously addressed by the Court and denied. Attorney Beckstrom further stated the Petition has no merit and stated Mr. Yeoman would not be a suitable Guardian. Attorney Deeter stated the Guardian removed \$5,000.00 and only put it back when it was found through the investigation. Attorney Deeter made further statements regarding the safety deposit box not being listed on the inventory, the refinance Petition, the Guardian not properly managing the estate, and the Guardian not being suitable. Attorney Deeter stated the matter should be set for Evidentiary Hearing. Attorney Deeter further stated Mr. Yeoman had everything taken away from him and is fighting to be in Protected Person's life and only wants her interests protected. Attorney Kehoe stated concerns about the late filing of the Joinder and further stated the signature blocks were not signed by Robyn or Donna. Attorney Kehoe further stated concerns regarding Kimberly not adequately sharing information as previously Ordered by the Court. Attorney Kehoe made further statements regarding Kimberly's suitability as Guardian. Court, Counsel, and parties engaged in discussion regarding the Petition for Approval to Refinance Real Property. Court noted concerns regarding the \$20,000.00 estimate and inquired whether or not Kimberly's boyfriend, Dean, is a Licensed Contractor. Court further inquired whether or not the estimated cost is appropriate and reasonable for the renovations. Court stated all parties agree there should be a refinance and the property requires renovation. Attorney Beckstrom stated it has been difficult to get estimates and exact interest rates right now but they put together the best one they could from a loan company. Attorney Beckstrom further stated Dean has an extensive background in construction and would be doing the work at no cost; the estimate is for purchasing materials only. Attorney Beckstrom further stated Protected Person is out of money and costs are a major concern; Protected Person trusts Dean and wants him to do the work on the home. Attorney Parra-Sandoval stated Protected Person is not opposing the refinance and supports Kimberly's actions.

CASE SUMMARY

CASE NO. G-19-052263-A

Attorney Parra-Sandoval further stated there should not be any unnecessary restrictions imposed on Kimberly to renovate the house and Protected Person wants Dean to help with it. Court reviewed the damages and repairs and stated based on the pictures, some repairs may require a Licensed Professional to do some of the work. Attorney Michaelson made statements regarding an inspection being absolutely necessary. Kimberly made statements regarding her not being opposed to calling in a Plumber or a Professional. Kimberly stated it is a basic remodel and requested the Court not put her in a position of responsibility and then tie her hands. Attorney Deeter stated she agrees with Attorney Michaelson's clients and made statements regarding the liability of the estate if something were to happen. Attorney Deeter stated a Licensed Contractor needs to complete the work so the estate is not sued. Court noted concerns with the proposed plan or lack of plan for the remodel. Court noted the concern is not regarding Dean painting the walls but stated this is more than a simple remodel as there are missing appliances, structural issues, and holes going to the outside of the house. Court stated it does not want to micro-manage the remodel but Professionals need to be used where Professionals are required. Court suggested an Inspector go into the home and identify the issues/repairs that need to be done, which would offer all parties a roadmap of what needs to be done to move forward. Court suggested parties then come up with a plan on what items require a Professional and what items can be done by Dean. Upon inquiry from the Court, Counsel stated no objections. Attorney Michaelson requested the Inspector and/or Professional Contractors hired have no relation to Kimberly. Court and Counsel engaged in discussion regarding having a Licensed Contractor versus a Licensed Inspector go into the home. Court stated an Inspector does not have a financial interest but a Contractor would have an interest in the outcome. Attorney Kehoe made statements regarding the statute requiring setting a maximum interest rate on the refinancing. Court and Counsel engaged in discussion regarding the interest rate. Attorney Beckstrom requested the Court to approve 3.5% interest rate. Attorney Kehoe requested the interest rate be set at 6%. Upon inquiry from the Court, there were no objections to setting the interest rate at 6%. Court informed Counsel that the Petition for Fees, Removal of Temporary Guardians, and the interested parties issues are being addressed in the Written Order. Attorney Kehoe informed the Court that Guardian no longer wanted the male dog and he is now in the possession of Mr. Yeoman. Attorney Kehoe wanted to clarify that this was permanent possession and ownership. Court advised Attorney Kehoe to submit a Stipulation and Order. **COURT ORDERED**, the following: Petition for Removal of Guardian and for Return of Protected Person's Property shall be **DENIED**. Attorney Beckstrom shall prepare and submit an Order electronically. Countermotion for Sanctions shall be **DENIED**. Attorney Beckstrom shall prepare and submit an Order electronically. Petition for Approval to Refinance Real Property of the Protected Person shall be **GRANTED IN PART**. An **INSPECTOR** from **CALIFORNIA** shall be allowed to inspect the home and identify all of the issues. The final report shall be sent to the Court for review. Court will provide a copy to Counsel if necessary. All work required to be completed by a Licensed Professional shall be completed by a Licensed Professional. Kimberly's boyfriend, Dean shall be allowed to complete work, **NOT REQUIRED** by a Licensed Professional, **AT NO COST** to the Estate **EXCEPT** for Materials. Attorney Michaelson shall prepare and submit an Order electronically. Matter set on **CHAMBER'S CALENDAR** 7/20/20 at 8:30 am to review the **INSPECTION REPORT**. ;

- 07/15/2020 **CANCELED Motion** (9:30 AM) (Judicial Officer: Steel, Dianne)
Vacated
Motion Pursuant to E.D.C.R 2.24, N.R.C.P. 52, 59 and 60 Regarding the Decision and Order Entered on May 21, 2020
- 07/15/2020 **CANCELED Opposition** (9:30 AM) (Judicial Officer: Steel, Dianne)
Vacated
Kimberly Jones's Opposition to the Motion pursuant to E.D.C.R. 2.24, N.R.C.P. 52, 59 and 60, regarding the Decision and Order entered on May 21, 2020 and Counter-Motion to Transfer to Chambers Calendar Without Oral Argument
- 07/20/2020  **Status Check** (8:30 AM) (Judicial Officer: Marquis, Linda)
Review of Inspector's report (inspection of the property for necessary repairs) No appearance required
Minute Order - No Hearing Held;
Journal Entry Details:
MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES RE: G-19-052263-A This matter was placed on the Court's Chamber's Calendar for July 20, 2020 at 8:30 a.m. for the Review of the Inspector's Report (Inspection of the Real Property). The Inspector's Report was received on July 20, 2020, and reviewed by the Court. A copy of this Minute Order shall be provided to all parties. **CLERK'S NOTE:** A copy of this Minute Order was mailed to parties at the addresses listed in court records 7/22/20. (kc) ;
- 07/31/2020  **Minute Order** (12:40 PM) (Judicial Officer: Marquis, Linda)
Minute Order - No Hearing Held;
Journal Entry Details:
MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES RE: G-19-052263-A The Court notes that there is a Hearing on August 6, 2020 at 12:30 p.m. for the Motion Pursuant To E.D.C.R. 2.24, N.R.C.P. 52, 59 And 60 Regarding The Decision And Order Entered On MAY 21, 2020; Kimberly Jones Opposition To Motion Pursuant To EDCR 2.24, NRCP 52, 59, AND 60, Regarding The Decision And Order Entered On 5-21-20 And Countermotion To Transfer To Chambers Calendar Without Oral Argument; Reply To Opposition To Motion

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. G-19-052263-A

Pursuant To EDCR 2.24, NRCP 52, 59, AND 60, Regarding The Decision And Order Entered On 5-21-20. In addition, there is a Hearing set for August 12, 2020 at 9:30 a.m. for Motion to Consolidate; Kimberly Jones s Motion for Order Quieting Title, Directing Execution of Deed, And/Or in the Alternative Petition for Instruction and Advice; Opposition to Motion to Consolidate; Opposition to Kimberly Jones s Motion for Order Quieting title, Directing Execution of Deed, and/or In the Alternative Petition for Instruction and Advice; Kimberly Jones s Reply to Support of Motion for Order Quieting Title, Directing Execution of Deed, and or in the Alternative Petition for Instruction and Advice; Kimberly Jones Reply In Support of Motion to Consolidate. Pursuant to the Notice of Appeal filed on June 26, 2020, the hearings set for August 6, 2020 at 12:30 p.m. and August 12, 2020 at 9:30 a.m. are VACATED. Consistent with Huneycutt v. Huneycutt, 94 Nev. 79, 575 P.2d 585 (1978), a Motion will be necessary for the Supreme Court to ascertain which Motions are viable for the District Court to hear pending the decision of the Appeal. A copy of this Minute Order shall be provided to all parties. CLERK'S NOTE: A copy of the Minute Order was e-mailed to parties at the e-mail address(es) listed on court records 7/31/2020. (ts) ;

08/06/2020	<p>CANCELED Hearing (12:30 PM) (Judicial Officer: Steel, Dianne) <i>Vacated</i> <i>Reply to Opposition to Motion Pursuant to E.D.C.R 2.24, N.R.C.P. 52, 59 And 60 Regarding the Decision and Order Entered on May 21, 2020</i></p>
08/06/2020	<p>CANCELED Opposition (12:30 PM) (Judicial Officer: Marquis, Linda) <i>Vacated</i></p>
08/06/2020	<p>CANCELED Motion (12:30 PM) (Judicial Officer: Marquis, Linda) <i>Vacated</i></p>
08/12/2020	<p>CANCELED Motion to Consolidate (9:30 AM) (Judicial Officer: Steel, Dianne) <i>Vacated</i> <i>Motion to Consolidate</i></p>
08/12/2020	<p>CANCELED Motion (9:30 AM) (Judicial Officer: Steel, Dianne) <i>Vacated</i> <i>Kimberly Jones's Motion for Order Quieting Title, Directing Execution of Deed, And/or in the Alternative Petition for Instruction and Advice</i></p>
08/12/2020	<p>CANCELED Opposition (9:30 AM) (Judicial Officer: Steel, Dianne) <i>Vacated</i> <i>Opposition to Motion to Consolidate</i></p>
08/12/2020	<p>CANCELED Opposition (9:30 AM) (Judicial Officer: Steel, Dianne) <i>Vacated</i> <i>Opposition to Kimberly Jones's Motion for Order Quieting Title, Directing Execution of Deed, and/or in the Alternative Petition for Instructions and Advice</i></p>
08/12/2020	<p>CANCELED Hearing (9:30 AM) (Judicial Officer: Steel, Dianne) <i>Vacated</i> <i>Kimberly Jones's Reply to Support of Motion for Order Quieting Title, Directing Execution of Deed, and/or in the Alternative Petition for Instrutions and Advice</i></p>
08/12/2020	<p>CANCELED Hearing (9:30 AM) (Judicial Officer: Steel, Dianne) <i>Vacated</i> <i>Kimberly Jones Reply in Support of Motion to Consolidate</i></p>
09/17/2020	<p>Motion to Rehear (10:00 AM) (Judicial Officer: Marquis, Linda) <i>Motion for Status Check to Reset Vacated Hearing Date</i></p>

Heather S. Simon

CLERK OF THE COURT

ORDG

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Attorneys for Robyn Friedman and

Donna Simmons

DISTRICT COURT

CLARK COUNTY, NEVADA

IN THE MATTER OF THE GUARDIANSHIP)
OF THE PERSON AND ESTATE OF:)

Case Number: G-19-052263-A

Department: B

Kathleen June Jones,)

Date of Hearing: 4/15/2020

Time of Hearing: 11:00 a.m.

An Adult Protected Person.)

ORDER GRANTING ROBYN FRIEDMAN'S AND DONNA SIMMONS'
PETITION FOR ATTORNEYS FEES IN PART

☐ TEMPORARY GUARDIANSHIP

☒ GENERAL GUARDIANSHIP

☐ Person

☐ Person

☐ Estate

☐ Estate

☐ Person and Estate

☒ Person and Estate

☐ SPECIAL GUARDIANSHIP

☒ NOTICES / SAFEGUARDS

☐ Person

☒ Blocked Account

☐ Estate ☐ Summary Admin.

☐ Bond Posted

☐ Person and Estate

☐ Public Guardian Bond

THIS MATTER having come before this Court on Robyn Friedman and
Donna Simmons, Petition for Approval of Attorneys Fees and Costs and Request
To Enter a Judgment Against the Real Property ("Petition"), John P. Michaelson,
Esq., of Michaelson & Associates, Ltd., and Jeffrey R. Sylvester, Esq., of

1 Sylvester & Polednak, Ltd. appearing via audio visual communications on behalf
2 of Robyn Friedman and Donna Simmons, Robyn Friedman and Donna Simmons,
3 appearing telephonically; Maria L. Parra-Sandoval, Esq. having also appeared via
4 audiovisual communications on behalf of the protected person, Kathleen June
5 Jones; Ty E. Kehoe, Esq. of Kehoe & Associates, Matthew C. Piccolo, Esq. of
6 Piccolo Law Offices and Laura A. Deeter, Esq. of Ghandi, Deeter, Blackham also
7 appearing via audio visual communications and/or telephonically, on behalf of
8 Rodney Gerald Yeoman; and Ross E. Evans, Esq. of Solomon Dwiggins &
9 Freer, Ltd., appearing on behalf of Kimberly Jones, and this Court having
10 examined the Petition and the oppositions filed thereto, having considered oral
11 arguments and being fully informed of the matter, the Court finds and orders the
12 following:
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14
15

16 **THE COURT FINDS** that there was a need for a Temporary Guardian
17 and the Protected Person benefitted from the Temporary Guardianship
18 proceeding.
19

20 **THE COURT FURTHER FINDS** that the Court had many grave
21 concerns regarding the safety and well-being of the Protected Person at the
22 Temporary Guardianship Citation Hearing, despite the existence of a Power of
23 Attorney. At a minimum, the Court was concerned about: the eviction
24 proceeding against POA and caretaker by the Protected Person's husband's
25

1 family; the transfer of the Protected Person's real property to her husband's
2 family for an amount well under market value, while the POA was in effect;
3 allegations of kidnapping of the Protected Person; unwillingness to provide
4 medical information; the POA's inability to control the tumultuous situation
5 which was taking an emotional and physical toll on the Protected Person.
6

7 **THE COURT FURTHER FINDS** those at the time of the Temporary
8 Guardianship Hearing, the Protected Person and the POA were unable to respond
9 to the substantial and immediate risk of financial loss.
10

11 **THE COURT FURTHER FINDS** that at the time of the Temporary
12 Guardianship Hearing, the Protected Person and the POA was unable to respond
13 to the exploitation and isolation of the Protected Person. Further, the Protected
14 Person and the POA were unable to establish that they were able to obtain
15 appropriate medical care and medication for the Protected Person.
16

17 **THE COURT FURTHER FINDS** that the absence of a Petition by the
18 POA was also concerning. It was clear that the Power of Attorney was being
19 ignored, violated or was insufficient to protect the Protected Person. Later, the
20 current Guardian, former POA, requested that the Temporary Guardianship
21 remain in place.
22

23 **THE COURT FURTHER FINDS** that the Petitioners, Temporary
24 Guardians, stepped in to protect their mother and offer legal support to the POA,
25

1 who was not acting. The Petitioners acknowledged that Protected Person
2 nominated the POA to be Guardian and did not contest the legal
3 preference. However, the Petitioners were left with no alternative, but to
4 intervene and instigate guardianship litigation in order safeguard the protected
5 person.
6

7 **THE COURT FURTHER FINDS** that the POA's failure to act required
8 intervention. The Petitioners could have challenged the POA's suitability,
9 despite nomination, under the cloud of these allegations. They did not; in direct
10 benefit to the protected person and to minimize the cost of litigation.
11

12 **THE COURT FURTHER FINDS** that the Petitioners' have not acted in a
13 way to expand the current litigation, only to preserve and safeguard the Protected
14 Person.
15

16 **THE COURT FURTHER FINDS** that the request that fees not be taken
17 from the Protected Person's liquid estate, as allowed by statute, but through a lien
18 on real property so that it would be collected only after the Protected Person's
19 death further show their interest in preserving the Protected Person's estate for
20 the Protected Person's benefit.
21

22 **THE COURT FURTHER FINDS** that pursuant to NRS 159.344(1), any
23 person who retains an attorney to represent a party in a guardianship proceeding
24
25

1 is personally liable for any attorney's fees and costs incurred as a result of such
2 representation.

3 **THE COURT FURTHER FINDS** that pursuant to NRS 159.344(2),
4 notwithstanding the provisions of NRS 159.344(1), Petitioners may petition this
5 Court for an order authorizing attorney's fees and costs incurred in this case to be
6 paid from the estate of the protected person. Petitioners have not accrued any
7 compensation or incurred any expenses of attorney's fees as a result of a petition
8 to have Petitioners removed as guardian, nor have Petitioners been removed as
9 guardian. Thus, NRS 159.183(5) does not apply herein.
10

11
12 **THE COURT FURTHER FINDS** that under NRS 159.344(3), Petitioners
13 filed written notice of their intent to seek payment of attorney's fees and costs
14 from the guardianship estate when it filed its Ex Parte Petition for Appointment
15 of Temporary Guardian of the Person and Estate on September 19, 2019. Said
16 Petition also complied with NRS 159.344(e) in that it acknowledges its request
17 for attorney's fees is subject to Court confirmation.
18

19
20 **THE COURT FURTHER FINDS** that pursuant to NRS 159.344(4)(a-d),
21 itemized, detailed statements as to the nature and extent of the legal services
22 performed were provided.
23
24
25

1 **THE COURT FURTHER FINDS** that under NRS 159.344(5)(b), the
2 services provided have conferred an actual benefit upon Ms. Jones and have
3 advanced her best interest.

4 **THE COURT FURTHER FINDS** the services provided have properly
5 provided a temporary and general guardian for Ms. Jones' person and estate.
6 Having a guardian advances Ms. Jones' best interest and benefits her by ensuring
7 she has adequate shelter, food, clothing and medical care and ensuring her finances
8 and assets are safeguarded and managed well, as explained in detail above in the
9 section describing the services Petitioners have provided.
10

11 **THE COURT FURTHER FINDS** in deciding the reasonableness of
12 attorney's fees, the court must consider four factors outlined in *Brunzell v. Golden*
13 *Gate Nat 'l Bank*, 85 Nev. 345, 349-350, 455 P.2d 31.33-34 (1969) as follows: "(1)
14 the qualities of the advocate: his ability, his training, education experience,
15 professional standing and skill; (2) the character of work to be done: its difficulty,
16 its intricacy, its importance, time, and skill required, the responsibility imposed
17 and the prominence and character of the parties where they affect the importance
18 of litigation ; (3) the work actually performed by the lawyer: the skill, time and
19 attention given to the work; and (4) the result whether the attorney was successful
20 and what benefits were derived."
21
22
23
24
25

1 **THE COURT FURTHER FINDS** pursuant to NRS 159.344(5)(c),
2 Michaelson & Associates, Ltd. is a reputable firm practicing in the area of
3 guardianship and elder law. Michaelson & Associates, Ltd. was founded in Nevada
4 in 1992 with an emphasis on business and estate planning. The firm's attorneys
5 also provide representation to seniors in the areas of Veterans Administration
6 benefits and Medicaid. John P. Michaelson has personally acted as lead attorney on
7 hundreds of guardianships matter in Clark County and has remained heavily
8 involved in the community of guardianship and elder law in Nevada. Mr.
9 Michaelson has chaired the Elder Law Section of the Nevada State Bar served for
10 over three years as president of the Nevada Wealth Counsel Forum and is an active
11 member of the National Academy of Elder Law Attorneys as well as Veterans
12 Action Group, a Nevada non-profit. Mr. Michaelson currently serves as a member
13 of the Guardianship Commission and is co-chair of the guardianship rules
14 subcommittee.
15
16
17

18 **THE COURT FURTHER FINDS** under NRS 159.344(5)(d), the character
19 of the work completed in this matter was reasonable and necessary to establish
20 a Temporary and General Guardianship due to Ms. Jones' need for guardianship
21 services to take care of her person and to manage her estate.
22

23 **THE COURT FURTHER FINDS** under NRS 159.344(5)(e), the work
24 actually performed is documented which also shows the time and attention given
25

1 to the legal services provided in relation to seeking appointment of Petitioners as
2 guardians of her person and estate.

3 **THE COURT FURTHER FINDS** under NRS 159.344(5)(f), counsel
4 succeeded in establishing guardianships for Ms. Jones and the benefits to Ms.
5 Jones are described above in the description of benefits under NRS 159.344(5)(b)
6 and NRS 159.344(5)(e).

8 **THE COURT FURTHER FINDS** under NRS 159.344(5)(g), Mr.
9 Michaelson charges an hourly rate of \$450.00 per hour. His senior and associate
10 attorneys charge a rate of \$350.00 and \$300.00 per hour, respectively and his
11 paralegals charge a rate of \$150.00 per hour.

13 **THE COURT FURTHER FINDS** under NRS 159.344(5)(i), services were
14 provided in a reasonable, efficient and cost effective manner. Much work was
15 performed by a paralegal or secretary and prior work product was emulated as
16 much as possible to reduce the total time spent working on this case.

18 **THE COURT FURTHER FINDS** under NRS 159.344(5)(j), as shown by
19 the Inventory on file, the nature, extent and liquidity of Ms. Jones estate are not
20 sufficient to pay the requested attorney's fees outright. Ms. Jones' foreseeable
21 expenses that could take precedence over the requested attorney's fees include
22 costs for her facility, medications and day-to-day needs. Said expenses are
23 documented in the Budget on file herein. Although the funds in Ms. Jones'
24
25

1 accounts are not sufficient to pay the fees requested while continuing to pay for
2 Ms. Jones' care, maintenance and support, Ms. Jones has real property in
3 California, the value of which will be sufficient to pay the fees requested upon its
4 sale. Petitioners intend to simply file a judgment or order for fees as a lien against
5 Ms. Jones' real property in California as stated hereinabove to allow her continued
6 use of her asset during her lifetime.
7

8 **THE COURT FURTHER FINDS** under NRS 159.344(5)(k), Petitioners
9 and counsel have been diligent in their efforts to work efficiently in this case and in
10 caring for Ms. Jones. This helped to reduce and minimize current issues and
11 prevent any additional issues from arising. This matter has been contentious and
12 has involved a number of efforts to reach agreements to streamline the
13 resolution of various issues. In an effort to resolve the issue and minimize
14 attorney's fees and costs, counsel for Petitioner attempted on numerous occasions
15 to meet and confer with counsel for Mr. Yeomen and various counsel retained by
16 Kimberly, to work effectively towards a solution and ensure that the protected
17 person's interests were being safeguarded. Counsel has also generally refrained
18 from filing unneeded pleadings or responses to the various unneeded pleadings that
19 Mr. Yeomen filed herein. Counsel has, however, made numerous phone calls and
20 written numerous emails in support of the protected person throughout the
21 negotiations. He has also responded to many, many phone calls and emails from
22
23
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1 counsel for other parties in an effort to resolve concerns and assist in a speedier
2 resolution of contested matters.

3 **THE COURT FURTHER FINDS** under NRS 159.344(5)(1), neither
4 Petitioners nor counsel acted in a way that unnecessarily expanded
5 issues or delayed or hindered the efficient administration of the
6 guardianship estate of Ms. Jones.
7

8 **THE COURT FURTHER FINDS** under NRS 159.344(5)(m), neither
9 Petitioners nor counsel took any action for purpose of advancing or protecting
10 their own interests rather than the interest of Ms. Jones.
11

12 **THE COURT FURTHER FINDS** under NRS 159.344(5)(n), additional
13 factors are not relevant to determine whether attorney 's fees are just,
14 reasonable or necessary. As shown above, Petitioners and counsel were acting to
15 advance Ms. Jones' best interest and succeeded in doing so.
16

17 **THE COURT FURTHER FINDS** under NRS 159.344(6)(a-b),
18 undersigned counsel is not requesting compensation for time spent on internal
19 business activities, clerical or secretarial support or time reported as block of time
20 spent on multiple tasks
21

22 **THE COURT FURTHER FINDS** under NRS 159.344(7), no third party is
23 applicable to the fees requested herein.
24
25

1 **THE COURT FURTHER FINDS** under NRS 159.344(8), payment of
2 ordinary costs and expenses incurred in the scope of counsel's representation is
3 being requested.

4 **THE COURT FURTHER FINDS** pursuant to NRS 159.344(9), "if two or
5 more parties in a guardianship proceeding file competing petitions for the
6 appointment of a guardian or otherwise litigate any contested issue in the
7 guardianship proceeding, only the prevailing party may petition the court for
8 payment of attorney's fees and costs from the guardianship estate pursuant to this
9 section."
10

11
12 Here, three competing petitions were filed for the appointment of a guardian;
13 the original petition for temporary guardianship filed by Robyn Friedman and
14 Donna Simmons, and then Oppositions and Counter-Petitions for Guardianship
15 filed by both Kimberly Jones and Mr. Yeoman. Robyn Friedman and Donna
16 Simmons' ex parte petition was granted on September 23, 2019, and Robyn
17 Friedman and Donna Simmons were appointed temporary guardians. The
18 temporary guardianship was extended on October 3, 2019 and Robyn Friedman
19 and Donna Simmons remained in their roles as temporary guardians. While
20
21 Kimberly was ultimately appointed as general guardian pursuant to Ms. Jones'
22 wishes as set forth in her estate planning documents, petitioners Robyn Friedman
23 and Donna Simmons were the prevailing party on the initial petition for temporary
24
25

guardianship and were the driving force in getting the protective temporary guardianship framework in place and then working to ensure that the protection would remain in place by way of a general guardianship appointment.

THE COURT FURTHER FINDS but for the efforts of Petitioners, Ms. Jones might still be living in uncertain conditions, moving between locations and having police involvement in her custody, all with no written plan of care. Immediately after their appointment as temporary guardians, however, Petitioners paid for and provided such a care plan. Ms. Jones might still be financially vulnerable with Powers of Attorney that were not being respected and financial transactions being done without knowledge of Ms. Jones or her family. Instead, Ms. Jones is currently living in the Kraft house, which she believes to be her home despite the questioned sale, with Kimberly acting as her caregiver and as her guardian authorized to make both healthcare and financial decisions.

THE COURT FURTHER FINDS that courts in other states have considered the pre-petition effort by a prospective guardian when awarding fees. The Court considers the California Court of Appeal's ruling in *Conservatorship of Bryant*, which states,

[U]nlike the circumstances which give rise to the need for establishment of a decedent's estate, establishing the circumstances which support imposition of a conservatorship may involve a great deal of pre-petition effort by a prospective conservator and his counsel; thus the utility of permitting the conservator and his counsel

1 to recover fees incurred before appointment of a conservator is self-
2 evident.

3 *Conservatorship of Bryant.*, 45 Cal. App. 4th 117, 124, 52 Cal. Rptr. 2d 755, 759
4 (1996).

5 THE COURT FURTHER FINDS that in this specific instance, pre-petition
6 fees were reasonably incurred for the sole-purpose of resolving all issues regarding
7 the guardianship prior to filing. Many family members were involved and the
8 attempt to get all of the family members involved and the issues resolved prior to
9 filing a guardianship petition was in the protected person's best interest.

10 THE COURT FURTHER FINDS that the pre-petition efforts at resolution
11 were reasonable, efficient, and advanced the protected person's best interest.

12 THE COURT FURTHER FINDS that public policy is advanced when
13 litigants attempt to resolve matters prior to litigation. Nevada Courts favor
14 alternative resolution. The Court should not incentivize litigation, without any
15 attempts at resolution.

16 **NOWTHEREFORE, IT IS HEREBY ORDERED, ADJUGED AND**
17 **DECREED** that Robyn Friedman and Donna Simmons are awarded attorneys'
18 fees to be paid from the guardianship estate in the amount of \$57,742.16, which
19 represents the Petitioners' adjustments and explanations for each billing entry in
20 response to Legal Aid's specific objection, contained in Exhibit 1 to Response to
21

1 Kathleen June Jones' Objection to Petition for Approval of Attorneys' Fees filed
2 on March 12, 2020;

3 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the
4 attorneys fees in the amount of \$57,742.16 is hereby reduced to a judgment that
5 may be domesticated by Robyn Friedman and Donna Simmons against the
6 protected person's real property located at 1054 S. Verde Street, Anaheim,
7 California 92805, APN 234-056-10.
8

9 DATED: _____, 2020.

10 Dated this 12th day of August, 2020

11 
12

13 _____
14 DISTRICT COURT JUDGE
15 E29 67A 9195 9067
16 Linda Marquis
17 District Court Judge
18
19
20
21
22
23
24
25

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 In the Matter of the Guardianship CASE NO: G-19-052263-A
7 of:
8 Kathleen Jones, Protected
9 Person(s)

DEPT. NO. Department B

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 8/12/2020

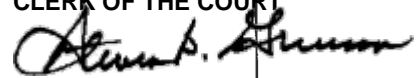
15 Kelly Easton	kellye@sylvesterpolednak.com
16 Cheryl Becnel	cbecnel@maclaw.com
17 Laura Deeter, Esq.	laura@ghandilaw.com
18 Faydra Ross	fr@ghandilaw.com
19 Lenda Murnane	lenda@michaelsonlaw.com
20 James Beckstrom	jbeckstrom@maclaw.com
21 Ty Kehoe	TyKehoeLaw@gmail.com
22 Jeffrey Sylvester	jeff@sylvesterpolednak.com
23 Maria Parra-Sandoval, Esq.	mparra@lacs.org
24 Kate McCloskey	NVGCO@nvcourts.nv.gov
25 Sonja Jones	sjones@nvcourts.nv.gov

26
27
28

1	LaChasity Carroll	lcarroll@nvcourts.nv.gov
2	Matthew Piccolo	matt@piccololawoffices.com
3	Penny Walker	pwalker@lacs.n.org
4	John Michaelson	john@michaelsonlaw.com
5	John Michaelson	john@michaelsonlaw.com
6	David Johnson	dcj@johnsonlegal.com
7	Geraldine Tomich	gtomich@maclaw.com
8	Patrick McDonnell	patrick@michaelsonlaw.com

11 If indicated below, a copy of the above mentioned filings were also served by mail
12 via United States Postal Service, postage prepaid, to the parties listed below at their last
13 known addresses on 8/13/2020

13	Geraldine Tomich	Marquis Aurbach Coffing P.C.
14		Attn: Geraldine Tomich, Esq
15		10001 Park Run Dr.
16		Las Vegas, NV, 89145



1 **NEO**

2 MICHAELSON & ASSOCIATES, LTD.

3 John P. Michaelson, Esq.

4 Nevada Bar No. 7822

5 john@michaelsonlaw.com

6 Patrick C. McDonnell, Esq.

7 Nevada Bar No. 13188

8 patrick@michaelsonlaw.com

9 2200 Paseo Verde Parkway, Ste. 160

10 Henderson, Nevada 89052

11 Ph: (702) 731-2333

12 Fax: (702) 731-2337

13 *Attorneys for Robyn Friedman*

14 *and Donna Simmons*

DISTRICT COURT

CLARK COUNTY, NEVADA

15 IN THE MATTER OF THE GUARDIANSHIP)
16 OF THE PERSON AND ESTATE OF:)

17 Kathleen June Jones,)

18 An Adult Protected Person.)

Case Number: G-19-052263-A

Department: B

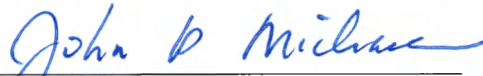
NOTICE OF ENTRY OF ORDER

19 To: Whom It May Concern:

20 Notice is hereby given that on August 12, 2020, an Order Granting Robyn Friedman's
21 and Donna Simmons' Petition for Attorneys Fees In Part was entered in the above-titled matter, a
22 copy of said Order is attached hereto.

23 DATED: August 17, 2020.

24 MICHAELSON & ASSOCIATES, LTD.



25 John P. Michaelson, Esq.

Nevada Bar No. 7822

Patrick C. McDonnell, Esq.

Nevada Bar No. 13188

2200 Paseo Verde Parkway, Ste. 160

Henderson, Nevada 89052

Counsel for Petitioners

CERTIFICATE OF SERVICE

Pursuant to Nevada Rule of Civil Procedure 5(b), the undersigned hereby certifies that on August 17, 2020, a copy of the Notice of Entry of Order Granting Robyn Friedman's and Donna Simmons' Petition for Attorneys Fees In Part and said Order was mailed by regular US first class mail, postage prepaid, in a sealed envelope in Henderson, Nevada to the following individuals and/or entities at the following addresses:

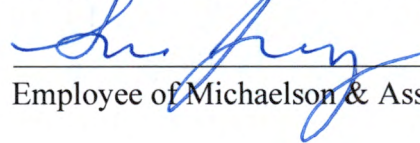
Jeffrey R. Sylvester jeff@sylvesterpolednak.com Kelly L. Easton kellye@sylvesterpolednak.com Co-Counsel for Petitioners, Robyn Friedman and Donna Simmons	Maria L. Parra-Sandoval, Esq. Legal Aid Center of Southern Nevada mparra@lacs.org Penny Walker pwalker@lacs.org
Geraldine Tomich, Esq. gtomich@maclaw.com James Beckstrom, Esq. jbeckstrom@maclaw.com Cheryl Becnel cbecnel@maclaw.com	Ty E. Kehoe, Esq. KEHOE & ASSOCIATES TyKehoeLaw@gmail.com Faydra Ross fr@ghandilaw.com Attorney for Rodney Gerald Yeoman Laura A. Deeter, Esq. GHANDI DEETER BLACKHAM laura@ghandilaw.com Matthew C. Piccolo, Esq. PICCOLO LAW OFFICES matt@piccololawoffices.com Co-Counsel for Rodney Gerald Yeoman
LaChasity Carroll lcarroll@nvcourts.nv.gov Sonja Jones sjones@nvcourts.nv.gov Kate McCloskey NVGCO@nvcourts.nv.gov	

Tiffany O'Neal
177 N. Singingwood Street, Unit 13
Orange, CA 92869

Courtney Simmons
765 Kimbark Avenue
San Bernardino, CA 92407

Division of Welfare and Supportive Services
Medicaid Chief Eligibility and Payments
1470 College Parkway
Carson City, Nevada 89706

MICHAELSON & ASSOCIATES, LTD.



Employee of Michaelson & Associates

ORDG

John P. Michaelson, Esq.
Nevada Bar No. 7822
Email: john@michaelsonlaw.com
MICHAELSON & ASSOCIATES, LTD.
2200 Paseo Verde Parkway, Ste. 160
Henderson, Nevada 89052
Ph: (702) 731-2333
Fax: (702) 731-2337
Attorneys for Robyn Friedman and
Donna Simmons

DISTRICT COURT

CLARK COUNTY, NEVADA

IN THE MATTER OF THE GUARDIANSHIP) Case Number: G-19-052263-A
OF THE PERSON AND ESTATE OF:) Department: B
)
Kathleen June Jones,) Date of Hearing: 4/15/2020
) Time of Hearing: 11:00 a.m.
An Adult Protected Person.)

**ORDER GRANTING ROBYN FRIEDMAN'S AND DONNA SIMMONS'
PETITION FOR ATTORNEYS FEES IN PART**

☐ TEMPORARY GUARDIANSHIP
☐ Person
☐ Estate
☐ Person and Estate

☒ GENERAL GUARDIANSHIP
☐ Person
☐ Estate
☒ Person and Estate

☐ SPECIAL GUARDIANSHIP

☒ NOTICES / SAFEGUARDS

☐ Person
☐ Estate ☐ Summary Admin.
☐ Person and Estate

☒ Blocked Account
☐ Bond Posted
☐ Public Guardian Bond

THIS MATTER having come before this Court on Robyn Friedman and
Donna Simmons, Petition for Approval of Attorneys Fees and Costs and Request
To Enter a Judgment Against the Real Property ("Petition"), John P. Michaelson,
Esq., of Michaelson & Associates, Ltd., and Jeffrey R. Sylvester, Esq., of

1 Sylvester & Polednak, Ltd. appearing via audio visual communications on behalf
2 of Robyn Friedman and Donna Simmons, Robyn Friedman and Donna Simmons,
3 appearing telephonically; Maria L. Parra-Sandoval, Esq. having also appeared via
4 audiovisual communications on behalf of the protected person, Kathleen June
5 Jones; Ty E. Kehoe, Esq. of Kehoe & Associates, Matthew C. Piccolo, Esq. of
6 Piccolo Law Offices and Laura A. Deeter, Esq. of Ghandi, Deeter, Blackham also
7 appearing via audio visual communications and/or telephonically, on behalf of
8 Rodney Gerald Yeoman; and Ross E. Evans, Esq. of Solomon Dwiggin &
9 Freer, Ltd., appearing on behalf of Kimberly Jones, and this Court having
10 examined the Petition and the oppositions filed thereto, having considered oral
11 arguments and being fully informed of the matter, the Court finds and orders the
12 following:
13
14
15

16 **THE COURT FINDS** that there was a need for a Temporary Guardian
17 and the Protected Person benefitted from the Temporary Guardianship
18 proceeding.
19

20 **THE COURT FURTHER FINDS** that the Court had many grave
21 concerns regarding the safety and well-being of the Protected Person at the
22 Temporary Guardianship Citation Hearing, despite the existence of a Power of
23 Attorney. At a minimum, the Court was concerned about: the eviction
24 proceeding against POA and caretaker by the Protected Person's husband's
25

1 family; the transfer of the Protected Person's real property to her husband's
2 family for an amount well under market value, while the POA was in effect;
3 allegations of kidnapping of the Protected Person; unwillingness to provide
4 medical information; the POA's inability to control the tumultuous situation
5 which was taking an emotional and physical toll on the Protected Person.
6

7 **THE COURT FURTHER FINDS** those at the time of the Temporary
8 Guardianship Hearing, the Protected Person and the POA were unable to respond
9 to the substantial and immediate risk of financial loss.
10

11 **THE COURT FURTHER FINDS** that at the time of the Temporary
12 Guardianship Hearing, the Protected Person and the POA was unable to respond
13 to the exploitation and isolation of the Protected Person. Further, the Protected
14 Person and the POA were unable to establish that they were able to obtain
15 appropriate medical care and medication for the Protected Person.
16

17 **THE COURT FURTHER FINDS** that the absence of a Petition by the
18 POA was also concerning. It was clear that the Power of Attorney was being
19 ignored, violated or was insufficient to protect the Protected Person. Later, the
20 current Guardian, former POA, requested that the Temporary Guardianship
21 remain in place.
22

23 **THE COURT FURTHER FINDS** that the Petitioners, Temporary
24 Guardians, stepped in to protect their mother and offer legal support to the POA,
25

1 who was not acting. The Petitioners acknowledged that Protected Person
2 nominated the POA to be Guardian and did not contest the legal
3 preference. However, the Petitioners were left with no alternative, but to
4 intervene and instigate guardianship litigation in order safeguard the protected
5 person.
6

7 **THE COURT FURTHER FINDS** that the POA's failure to act required
8 intervention. The Petitioners could have challenged the POA's suitability,
9 despite nomination, under the cloud of these allegations. They did not; in direct
10 benefit to the protected person and to minimize the cost of litigation.
11

12 **THE COURT FURTHER FINDS** that the Petitioners' have not acted in a
13 way to expand the current litigation, only to preserve and safeguard the Protected
14 Person.
15

16 **THE COURT FURTHER FINDS** that the request that fees not be taken
17 from the Protected Person's liquid estate, as allowed by statute, but through a lien
18 on real property so that it would be collected only after the Protected Person's
19 death further show their interest in preserving the Protected Person's estate for
20 the Protected Person's benefit.
21

22 **THE COURT FURTHER FINDS** that pursuant to NRS 159.344(1), any
23 person who retains an attorney to represent a party in a guardianship proceeding
24
25

1 is personally liable for any attorney's fees and costs incurred as a result of such
2 representation.

3 **THE COURT FURTHER FINDS** that pursuant to NRS 159.344(2),
4 notwithstanding the provisions of NRS 159.344(1), Petitioners may petition this
5 Court for an order authorizing attorney's fees and costs incurred in this case to be
6 paid from the estate of the protected person. Petitioners have not accrued any
7 compensation or incurred any expenses of attorney's fees as a result of a petition
8 to have Petitioners removed as guardian, nor have Petitioners been removed as
9 guardian. Thus, NRS 159.183(5) does not apply herein.
10

11 **THE COURT FURTHER FINDS** that under NRS 159.344(3), Petitioners
12 filed written notice of their intent to seek payment of attorney's fees and costs
13 from the guardianship estate when it filed its Ex Parte Petition for Appointment
14 of Temporary Guardian of the Person and Estate on September 19, 2019. Said
15 Petition also complied with NRS 159.344(e) in that it acknowledges its request
16 for attorney's fees is subject to Court confirmation.
17

18 **THE COURT FURTHER FINDS** that pursuant to NRS 159.344(4)(a-d),
19 itemized, detailed statements as to the nature and extent of the legal services
20 performed were provided.
21
22
23
24
25

1 **THE COURT FURTHER FINDS** that under NRS 159.344(5)(b), the
2 services provided have conferred an actual benefit upon Ms. Jones and have
3 advanced her best interest.

4 **THE COURT FURTHER FINDS** the services provided have properly
5 provided a temporary and general guardian for Ms. Jones' person and estate.
6 Having a guardian advances Ms. Jones' best interest and benefits her by ensuring
7 she has adequate shelter, food, clothing and medical care and ensuring her finances
8 and assets are safeguarded and managed well, as explained in detail above in the
9 section describing the services Petitioners have provided.
10

11 **THE COURT FURTHER FINDS** in deciding the reasonableness of
12 attorney's fees, the court must consider four factors outlined in *Brunzell v. Golden*
13 *Gate Nat 'l Bank*, 85 Nev. 345, 349-350, 455 P.2d 31.33-34 (1969) as follows: "(1)
14 the qualities of the advocate: his ability, his training, education experience,
15 professional standing and skill; (2) the character of work to be done: its difficulty,
16 its intricacy, its importance, time, and skill required, the responsibility imposed
17 and the prominence and character of the parties where they affect the importance
18 of litigation ; (3) the work actually performed by the lawyer: the skill, time and
19 attention given to the work; and (4) the result whether the attorney was successful
20 and what benefits were derived."
21
22
23
24
25

1 **THE COURT FURTHER FINDS** pursuant to NRS 159.344(5)(c),
2 Michaelson & Associates, Ltd. is a reputable firm practicing in the area of
3 guardianship and elder law. Michaelson & Associates, Ltd. was founded in Nevada
4 in 1992 with an emphasis on business and estate planning. The firm's attorneys
5 also provide representation to seniors in the areas of Veterans Administration
6 benefits and Medicaid. John P. Michaelson has personally acted as lead attorney on
7 hundreds of guardianships matter in Clark County and has remained heavily
8 involved in the community of guardianship and elder law in Nevada. Mr.
9 Michaelson has chaired the Elder Law Section of the Nevada State Bar served for
10 over three years as president of the Nevada Wealth Counsel Forum and is an active
11 member of the National Academy of Elder Law Attorneys as well as Veterans
12 Action Group, a Nevada non-profit. Mr. Michaelson currently serves as a member
13 of the Guardianship Commission and is co-chair of the guardianship rules
14 subcommittee.
15
16
17

18 **THE COURT FURTHER FINDS** under NRS 159.344(5)(d), the character
19 of the work completed in this matter was reasonable and necessary to establish
20 a Temporary and General Guardianship due to Ms. Jones' need for guardianship
21 services to take care of her person and to manage her estate.
22
23

24 **THE COURT FURTHER FINDS** under NRS 159.344(5)(e), the work
25 actually performed is documented which also shows the time and attention given

1 to the legal services provided in relation to seeking appointment of Petitioners as
2 guardians of her person and estate.

3 **THE COURT FURTHER FINDS** under NRS 159.344(5)(f), counsel
4 succeeded in establishing guardianships for Ms. Jones and the benefits to Ms.
5 Jones are described above in the description of benefits under NRS 159.344(5)(b)
6 and NRS 159.344(5)(e).

8 **THE COURT FURTHER FINDS** under NRS 159.344(5)(g), Mr.
9 Michaelson charges an hourly rate of \$450.00 per hour. His senior and associate
10 attorneys charge a rate of \$350.00 and \$300.00 per hour, respectively and his
11 paralegals charge a rate of \$150.00 per hour.

13 **THE COURT FURTHER FINDS** under NRS 159.344(5)(i), services were
14 provided in a reasonable, efficient and cost effective manner. Much work was
15 performed by a paralegal or secretary and prior work product was emulated as
16 much as possible to reduce the total time spent working on this case.

18 **THE COURT FURTHER FINDS** under NRS 159.344(5)(j), as shown by
19 the Inventory on file, the nature, extent and liquidity of Ms. Jones estate are not
20 sufficient to pay the requested attorney's fees outright. Ms. Jones' foreseeable
21 expenses that could take precedence over the requested attorney's fees include
22 costs for her facility, medications and day-to-day needs. Said expenses are
23 documented in the Budget on file herein. Although the funds in Ms. Jones'
24
25

1 accounts are not sufficient to pay the fees requested while continuing to pay for
2 Ms. Jones' care, maintenance and support, Ms. Jones has real property in
3 California, the value of which will be sufficient to pay the fees requested upon its
4 sale. Petitioners intend to simply file a judgment or order for fees as a lien against
5 Ms. Jones' real property in California as stated hereinabove to allow her continued
6 use of her asset during her lifetime.
7

8 **THE COURT FURTHER FINDS** under NRS 159.344(5)(k), Petitioners
9 and counsel have been diligent in their efforts to work efficiently in this case and in
10 caring for Ms. Jones. This helped to reduce and minimize current issues and
11 prevent any additional issues from arising. This matter has been contentious and
12 has involved a number of efforts to reach agreements to streamline the
13 resolution of various issues. In an effort to resolve the issue and minimize
14 attorney's fees and costs, counsel for Petitioner attempted on numerous occasions
15 to meet and confer with counsel for Mr. Yeomen and various counsel retained by
16 Kimberly, to work effectively towards a solution and ensure that the protected
17 person's interests were being safeguarded. Counsel has also generally refrained
18 from filing unneeded pleadings or responses to the various unneeded pleadings that
19 Mr. Yeomen filed herein. Counsel has, however, made numerous phone calls and
20 written numerous emails in support of the protected person throughout the
21 negotiations. He has also responded to many, many phone calls and emails from
22
23
24
25

1 counsel for other parties in an effort to resolve concerns and assist in a speedier
2 resolution of contested matters.

3 **THE COURT FURTHER FINDS** under NRS 159.344(5)(1), neither
4 Petitioners nor counsel acted in a way that unnecessarily expanded
5 issues or delayed or hindered the efficient administration of the
6 guardianship estate of Ms. Jones.
7

8 **THE COURT FURTHER FINDS** under NRS 159.344(5)(m), neither
9 Petitioners nor counsel took any action for purpose of advancing or protecting
10 their own interests rather than the interest of Ms. Jones.
11

12 **THE COURT FURTHER FINDS** under NRS 159.344(5)(n), additional
13 factors are not relevant to determine whether attorney 's fees are just,
14 reasonable or necessary. As shown above, Petitioners and counsel were acting to
15 advance Ms. Jones' best interest and succeeded in doing so.
16

17 **THE COURT FURTHER FINDS** under NRS 159.344(6)(a-b),
18 undersigned counsel is not requesting compensation for time spent on internal
19 business activities, clerical or secretarial support or time reported as block of time
20 spent on multiple tasks
21

22 **THE COURT FURTHER FINDS** under NRS 159.344(7), no third party is
23 applicable to the fees requested herein.
24
25

1 **THE COURT FURTHER FINDS** under NRS 159.344(8), payment of
2 ordinary costs and expenses incurred in the scope of counsel's representation is
3 being requested.

4 **THE COURT FURTHER FINDS** pursuant to NRS 159.344(9), "if two or
5 more parties in a guardianship proceeding file competing petitions for the
6 appointment of a guardian or otherwise litigate any contested issue in the
7 guardianship proceeding, only the prevailing party may petition the court for
8 payment of attorney's fees and costs from the guardianship estate pursuant to this
9 section."
10

11
12 Here, three competing petitions were filed for the appointment of a guardian;
13 the original petition for temporary guardianship filed by Robyn Friedman and
14 Donna Simmons, and then Oppositions and Counter-Petitions for Guardianship
15 filed by both Kimberly Jones and Mr. Yeoman. Robyn Friedman and Donna
16 Simmons' ex parte petition was granted on September 23, 2019, and Robyn
17 Friedman and Donna Simmons were appointed temporary guardians. The
18 temporary guardianship was extended on October 3, 2019 and Robyn Friedman
19 and Donna Simmons remained in their roles as temporary guardians. While
20
21 Kimberly was ultimately appointed as general guardian pursuant to Ms. Jones'
22 wishes as set forth in her estate planning documents, petitioners Robyn Friedman
23 and Donna Simmons were the prevailing party on the initial petition for temporary
24
25

1 guardianship and were the driving force in getting the protective temporary
2 guardianship framework in place and then working to ensure that the protection
3 would remain in place by way of a general guardianship appointment.

4 **THE COURT FURTHER FINDS** but for the efforts of Petitioners, Ms.
5 Jones might still be living in uncertain conditions, moving between locations and
6 having police involvement in her custody, all with no written plan of care.
7 Immediately after their appointment as temporary guardians, however, Petitioners
8 paid for and provided such a care plan. Ms. Jones might still be financially
9 vulnerable with Powers of Attorney that were not being respected and financial
10 transactions being done without knowledge of Ms. Jones or her family. Instead,
11 Ms. Jones is currently living in the Kraft house, which she believes to be her home
12 despite the questioned sale, with Kimberly acting as her caregiver and as her
13 guardian authorized to make both healthcare and financial decisions.
14

15 **THE COURT FURTHER FINDS** that courts in other states have
16 considered the pre-petition effort by a prospective guardian when awarding fees.
17 The Court considers the California Court of Appeal's ruling in *Conservatorship of*
18 *Bryant*, which states,
19

20 [U]nlike the circumstances which give rise to the need for
21 establishment of a decedent's estate, establishing the circumstances
22 which support imposition of a conservatorship may involve a great
23 deal of pre-petition effort by a prospective conservator and his
24 counsel; thus the utility of permitting the conservator and his counsel
25

1 to recover fees incurred before appointment of a conservator is self-
2 evident.

3 *Conservatorship of Bryant.*, 45 Cal. App. 4th 117, 124, 52 Cal. Rptr. 2d 755, 759
4 (1996).

5 THE COURT FURTHER FINDS that in this specific instance, pre-petition
6 fees were reasonably incurred for the sole-purpose of resolving all issues regarding
7 the guardianship prior to filing. Many family members were involved and the
8 attempt to get all of the family members involved and the issues resolved prior to
9 filing a guardianship petition was in the protected person's best interest.

10 THE COURT FURTHER FINDS that the pre-petition efforts at resolution
11 were reasonable, efficient, and advanced the protected person's best interest.

12 THE COURT FURTHER FINDS that public policy is advanced when
13 litigants attempt to resolve matters prior to litigation. Nevada Courts favor
14 alternative resolution. The Court should not incentivize litigation, without any
15 attempts at resolution.

16 **NOWTHEREFORE, IT IS HEREBY ORDERED, ADJUGED AND**
17 **DECREED** that Robyn Friedman and Donna Simmons are awarded attorneys'
18 fees to be paid from the guardianship estate in the amount of \$57,742.16, which
19 represents the Petitioners' adjustments and explanations for each billing entry in
20 response to Legal Aid's specific objection, contained in Exhibit 1 to Response to
21

1 Kathleen June Jones' Objection to Petition for Approval of Attorneys' Fees filed
2 on March 12, 2020;

3 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the
4 attorneys fees in the amount of \$57,742.16 is hereby reduced to a judgment that
5 may be domesticated by Robyn Friedman and Donna Simmons against the
6 protected person's real property located at 1054 S. Verde Street, Anaheim,
7 California 92805, APN 234-056-10.
8

9 DATED: _____, 2020.

10 Dated this 12th day of August, 2020

11 
12

13 DISTRICT COURT JUDGE

14 E29 67A 9195 9067
15 Linda Marquis
16 District Court Judge
17
18
19
20
21
22
23
24
25

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES****October 03, 2019**

G-19-052263-A In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

October 03, 2019 9:00 AM All Pending Motions

HEARD BY: Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:** Karen Christensen; Tanya Stengel**PARTIES:**

Donna Simmons, Petitioner, Temporary Guardian, not present	John Michaelson, Attorney, present
Kathleen Jones, Protected Person, present	Maria Parra-Sandoval, Attorney, present
Kimberly Jones, Other, present	
Richard Powell, Other, not present	Pro Se
Robyn Friedman, Petitioner, Temporary Guardian, present	John Michaelson, Attorney, present
Rodney Yeoman, Other, present	Ty Kehoe, Attorney, present
State Guardianship Compliance Officer, Agency, not present	

JOURNAL ENTRIES

- HEARING FOR TEMPORARY GUARDIANSHIP...OPPOSITION AND COUNTERMOTION: OPPOSITION TO APPOINTMENT OF TEMPORARY GUARDIAN; COUNTER PETITION FOR APPOINTMENT OF TEMPORARY GUARDIAN OF THE PERSON AND ESTATE AND ISSUANCE OF LETTERS OF TEMPORARY GUARDIANSHIP; AND COUNTER PETITION FOR APPOINTMENT OF GENERAL GUARDIAN OF THE PERSON AND ESTATE AND ISSUANCE OF LETTERS OF GENERAL GUARDIANSHIP.

Attorney Ross Evans, Nevada Bar #11374, present on behalf of Kimberly Jones (daughter).

Terri Butler, oldest daughter, present.

Court noted the presence of Protected Person (PP)

PRINT DATE:	09/14/2020	Page 1 of 40	Minutes Date:	October 03, 2019
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

Upon Court's inquiry regarding resolution, Mr. Evans advised he and Mr. Kehoe have a proposed resolution, however he felt Mr. Michaelson's clients may disagree. Mr. Evans proposed ending the temporary guardianship and revoking the letters. PP and her husband would live together as husband and wife, and as Kimberly has been the attorney-in-fact for PP, she would oversee the financial and healthcare needs of PP, in the best interest of PP. Mr. Evans made statements regarding the sale of the house and getting the proceeds of that sale returned. Mr. Evans advised there is a durable power of attorney, established in 2012 over finances, and a durable healthcare power of attorney, established in 2005. Mr. Evans stated Kimberly did not oversee the sale of the house as PP was living with her husband at the time. The current owner is Mr. Yeoman's son, who is willing to reverse it entirely.

Ms. Parra-Sandoval advised she spoke with PP, who is able to direct her and tell her who she wants as her guardian. PP had no recollection of transferring her home to anyone, signing a deed, or the sale of the house. PP wants Kimberly Jones to be her guardian if a guardian is necessary, her daughters to care for her, and her husband to live with her. Ms. Parra-Sandoval requested the investigator look into the situation.

Mr. Kehoe informed the Court Mr. Yeoman wants to re-establish his relationship with his wife and wants the care of PP to be resolved. He believes outside care is occasionally needed. PP and Mr. Yeoman would share the cost of a caregiver. Mr. Kehoe advised he agreed with the resolution as stated by Mr. Evans. Mr. Kehoe requested a status check on 10/15. Court expressed concern regarding the sale of the house and someone taking advantage of PP, especially since PP didn't know about the sale of the house.

Mr. Michaelson advised everyone's goal is to work out a situation, there has been an unwillingness to communicate with the temporary guardians, they have been denied medication, given outdated medication and medication mixed with Mr. Yeoman's medications. Mr. Evans and Mr. Kehoe disagreed and advised they provided the requested information. Argument and discussion regarding medication being locked in the trunk of the car in the garage. Mr. Michaelson advised Kimberly has not returned phone calls. Mr. Michaelson requested temporary guardianship remain in place until a permanent guardian can be appointed, and additionally requested mediation or a settlement conference. Ms. Parra-Sandoval requested temporary guardianship stay in place, and again advised PP wants Kimberly Jones to be her guardian if it is necessary.

Court admonished parties regarding the care of PP and warned against misuse of her medication, withholding of information regarding her doctors and other basic healthcare needs. Family members need to set aside their differences and work together for the best interest and protection of PP.

Dean Loggins, Kimberly Jones' fiancé, made statements in favor of Kimberly being named as guardian.

Terri Butler made statements regarding PP's best interests.

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Argument between counsel regarding PP's care by her husband.

Court noted its concern and stated it has no choice but to continue the temporary guardianship until it receives the results of investigation. If allegations are proven to be true, it is a likely court outcome that despite the nomination of guardian, a different person or persons may be appointed.

Mr. Michaelson advised Mr. Yeoman is in the process of trying to evict Kimberly and her fiancé that are the caregivers from the home. Mr. Kehoe disagreed and explained the evictions. Court again expressed concern regarding the significant allegations and suitability.

Discussion regarding visitation.

COURT ORDERED:

Temporary Guardianship shall REMAIN in place. Protected Person shall REMAIN where she is with Kimberly Jones providing care until the next hearing. Order extending TEMPORARY GUARDIANSHIP signed in OPEN COURT and shall EXPIRE on 12/3/19. Order returned to Mr. Michaelson for filing.

Hearing set for 10/15/19 shall STAND.

Supreme Court Guardianship Compliance Officer shall be APPOINTED to investigate the case and get all the applicable documents from the sale of the house. Although a report will not be completed, Investigator shall appear at the hearing to orally report any findings.

Mr. Yeoman shall have UNSUPERVISED VISITATION with Protected Person between 8:00 AM and 8:00 PM.

A list of medications and any doctor appointments shall be sent to temporary guardians within 48 hours of today's hearing.

INTERIM CONDITIONS:

FUTURE HEARINGS:

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES****October 15, 2019**

G-19-052263-A

In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

October 15, 2019**10:00 AM****Citation to Appear****HEARD BY:** Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:** Karen Christensen; Tanya Stengel**PARTIES:**

Donna Simmons, Petitioner, Temporary
Guardian, present

John Michaelson, Attorney, present

Kathleen Jones, Protected Person, not present

Maria Parra-Sandoval, Attorney, present

Kimberly Jones, Other, present

Jeffrey Luszeck, Attorney, present

Richard Powell, Other, not present

Pro Se

Robyn Friedman, Petitioner, Temporary
Guardian, present

John Michaelson, Attorney, present

Rodney Yeoman, Other, present

Ty Kehoe, Attorney, present

State Guardianship Compliance Officer,
Agency, not present

JOURNAL ENTRIES

- AMENDED CITATION TO APPEAR AND SHOW CAUSE

Court Clerks: Karen Christensen, Tanya Stengel (ts)

Scott Simmons, appeared telephonically.

Court noted Investigator was unable to find out information on such a quick turn around.

Attorney Michaelson informed the Court, they did not receive information within 48 hours as Ordered at the previous hearing but was given some medical information from Kimberly within the last few days. Attorney Michaelson stated they did not receive anything from Mr. Yeoman's side. Attorney Michaelson stated the need for a General Guardian in order to file an A-Case in regards to

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Mr. Powell not giving back Protected Person's house.

Attorney Parra-Sandoval stated she spoke with Protected Person and she continues to voice her strong preference for Kimberly to be her Guardian and wants to remain in her home that she still believes is hers; Protected Person has no recollection of signing anything regarding gifting her home.

Court and Counsel engaged in discussion regarding the sale of the home. Upon inquiry from the Court, Attorney Parra-Sandoval stated Protected Person's signature is on the documents; it is believed that the sale of the home was hidden from the Power of Attorney at the time.

Attorney Kehoe made statements regarding the importance of Protected Person and Mr. Yeoman living together. Upon inquiry from the Court, Attorney Kehoe stated Mr. Yeoman does not want to live in the home if Kimberly is living there. Attorney Kehoe made statements regarding the Power of Attorney and further stated the transfer of the home happened 21 months ago and there is no proof that Protected Person was incapacitated at the time.

Court stated concerns regarding the sale of Protected Person's home to Mr. Yeoman's son, Mr. Powell, at \$100,000 less than market value and stated further concerns that no documents have been turned over and the house hasn't been given back.

Attorney Luszeck made statements about actions taken by Ms. Jones, Power of Attorney, when she found out about the sale of the home. Attorney Luszeck stated reasons why Ms. Jones should be appointed as General Guardian.

Attorney Michaelson made statements regarding preference of Ms. Jones as Guardian over Mr. Yeoman; however made statements regarding Ms. Jones suitability as Guardian and her request for \$500 a day to be Protected Person's caregiver.

Court and Counsel engaged in discussion regarding Ms. Jones' suitability as Guardian. Court stated it's concerns.

Attorney Kehoe made further statements regarding the sale of the home. Attorney Kehoe stated Mr. Powell paid off the \$140,000 mortgage and the other side has only offered to pay him \$1 for the home to be returned.

Court stated further concerns that Attorney Kehoe is not concerned or worried and that Attorney Kehoe stated there is not a contract of sale or any other documents to provide regarding the sale of the home.

Court advised Ms. Jones to be proactive regarding the housing situation due to neither her or Protected Person owning the home.

Court, Counsel and parties engaged in discussion regarding visitation between Protected Person and

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Mr. Yeoman. Court clarified the Order is NOT that Mr. Yeoman moves out of the home. Mr. Yeoman voluntarily moved out of the home but is welcome to live there.

Court and Counsel further engaged in discussion regarding exchange of medical records for Protected Person and Mr. Yeoman. Court noted if Mr. Yeoman is not willing to provide his medical information to Guardian; she must be present during visitations.

COURT ORDERED,

Order Appointing Guardian (KIMBERLY JONES) over the Person and Estate shall be APPROVED and GRANTED. Courtroom clerk administered oath to the Guardian IN OPEN COURT.

Guardian shall file an INVENTORY within 60 DAYS.

Mr. Yeoman shall have SUPERVISED visitation with Protected Person. Mr. Yeoman shall notify Guardian if he will be out of town or unavailable for visitations.

Guardian shall notify Mr. Yeoman with information regarding all levels of Protected Person's medical care.

A Supreme Court Investigator shall be APPOINTED to investigate this case. The Investigator shall review the entire Adult Protective Services file and obtain Protected Person's medical records.

A Financial Forensic Specialist shall be APPOINTED to investigate this case. The Investigator shall review all financial records that pertain to the sale of the property, including Protected Person, Mr. Yeoman, and Mr. Yeoman's son, Dick Powell, and anyone else with ties to that property.

Matter CONTINUED to 1/14/20 at 1:30 pm for both Investigation Reports.

Matter SET for EVIDENTIARY HEARING/STATUS CHECK 2/20/20 at 1:30 pm.

ALL Parties must act and speak to each other in a CIVIL MANNER.

Attorney Kehoe shall be considered an interested party and shall be allowed access to the Physician's Certificate.

Attorney Luszeck shall prepare and submit an Order.

INTERIM CONDITIONS:

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FUTURE HEARINGS:

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES**

November 06, 2019

G-19-052263-A In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

November 06, 3:30 PM Minute Order
2019

HEARD BY: Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:** Karen Christensen**PARTIES:**

Donna Simmons, Petitioner, Temporary Guardian, not present	John Michaelson, Attorney, not present
Kathleen Jones, Protected Person, not present	Maria Parra-Sandoval, Attorney, not present
Kimberly Jones, Other, Guardian of Person and Estate, not present	Geraldine Tomich, Attorney, not present
Richard Powell, Other, not present	Pro Se
Robyn Friedman, Petitioner, Temporary Guardian, not present	John Michaelson, Attorney, not present
Rodney Yeoman, Other, not present	Ty Kehoe, Attorney, not present
State Guardianship Compliance Officer, Agency, not present	

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES
RE: G-19-052263-A

NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to ensure efficient, speedy, and inexpensive determinations in every action. Pursuant to EDCR 2.23(c) and 5.11(e), this Court can consider a motion and issue a decision on the papers at any time without a hearing.

On November 6, 2019, Mr. Ty Kehoe informed the Court that there is a disagreement among counsel with regard to the language in the Proposed Order from the October 15, 2019 Hearing. Accordingly,

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Mr. Ty Kehoe shall draft a competing Order. This proposed Order shall be served on all counsel in this matter and submitted to the Department. This Matter shall be set on the Court's Chamber's calendar on November 25, 2019, for review of the competing Orders, and the Court shall make its determination accordingly. No appearance required.

A copy of this Minute Order shall be provided to all Parties.

CLERK'S NOTE: A copy of this Minute Order was mailed to attorneys at the addresses listed on court records 11/6/19. (kc)

INTERIM CONDITIONS:

FUTURE HEARINGS:

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES****December 10, 2019**

G-19-052263-A

In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

December 10, 2019 9:30 AM**All Pending Motions****HEARD BY:** Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:** Tanya Stengel; Karen Christensen**PARTIES:**

Donna Simmons, Petitioner, Temporary Guardian, present	John Michaelson, Attorney, present
Kathleen Jones, Protected Person, not present	Maria Parra-Sandoval, Attorney, not present
Kimberly Jones, Other, Guardian of Person and Estate, present	
Richard Powell, Other, not present	Pro Se
Robyn Friedman, Petitioner, Temporary Guardian, present	John Michaelson, Attorney, present
Rodney Yeoman, Other, present	Ty Kehoe, Attorney, present
State Guardianship Compliance Officer, Agency, present	

JOURNAL ENTRIES

- HEARING: PETITION FOR RETURN OF PROPERTY OF PROTECTED PERSON AND PETITION FOR CONFIRMATION TO BRING CIVIL ACTIONS ON BEHALF OF KATHLEEN June JONES...OPPOSITION: RODNEY G. YEOMAN'S OPPOSITION TO PETITION FOR RETURN OF PROPERTY OF PROTECTED PERSON...OPPOSITION: RODNEY GERALD YEOMAN'S OPPOSITION TO PETITION FOR CONFIRMATION TO BRING CIVIL ACTIONS ON BEHALF OF KATHLEEN June JONES...HEARING: REPLY IN SUPPORT OF PETITION FOR RETURN OF PROPERTY OF PROTECTED PERSON...HEARING: REPLY IN SUPPORT OF PETITION FOR CONFIRMATION TO BRING CIVIL ACTIONS ON BEHALF OF KATHLEEN June JONES.

COURT CLERKS: Tanya Stengel, Karen Christensen (kc)

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Attorney Constantina Rentzios, Nevada Bar #13747, appeared on behalf of Protected Person and for attorney Maria Parra-Sandoval.

Sonia Jones, Supreme Court Financial Forensic Specialist, present.

Protected Person's daughter, Donna Simmons, participated telephonically.

Mr. Beckstrom made arguments in support of dogs Nikki and Charlie being gifted to Protected Person. The dogs are essentially chattel and they can't be divided like community property such as real estate. The dogs have been in Mr. Yeoman's possession since October and Protected Person requests the return of her dogs daily.

Mr. Kehoe argued both of the dogs are community property. Court noted this is a guardianship case, not a divorce case, and the parties would typically look for an offset or credit. Mr. Kehoe advised Protected Person treated the dogs as if they were also Mr. Yeoman's property, as he also cared for the dogs. Mr. Kehoe advised Mr. Yeoman cared for the dogs for eight years, and Protected Person cannot currently care for the dogs. Mr. Kehoe noted errors and contradictions in the declarations and reply brief, and requested an evidentiary hearing to resolve the matter.

Court requested Mr. Michaelson caution Ms. Friedman regarding speaking out in court.

Mr. Kehoe made statements regarding making offsets in lieu of keeping the dogs, returning them after Mr. Yeoman's death, or having parties attend mediation. Court noted it does not have jurisdiction over pre-estate planning.

Ms. Rentzios advised she read all the pleadings. Protected Person wants her dogs returned and asks about them every day. Protected Person indicated to Ms. Parra-Sandoval she would be willing to share the dogs with Mr. Yeoman if an amicable solution could be found. Ms. Rentzios advised Nikki was a gift to Protected Person. She and Mr. Yeoman did not pay for the dog using community funds. Court inquired whether an evidentiary hearing was needed. Ms. Rentzios stated an evidentiary hearing was not needed. There is no clear dispute as to ownership of the dogs. An evidentiary hearing would be a waste of Protected Person's time and resources. Ms. Rentzios requested the return of the dogs to Protected Person.

Court and counsel engaged in further discussion regarding the ownership and gifting of the dogs, and return of the dogs, or at least one dog to PP, until an evidentiary hearing. Court noted it would be a likely court outcome it would accept statements of law and conclusions of law as set forth from Petitioner's Motion and Court would expect a request for attorney fees at the evidentiary hearing.

Mr. Beckstrom requested at least one of the dogs be returned to Protected Person pending the outcome of the evidentiary hearing. Mr. Kehoe advised he asked Mr. Yeoman regarding the matter and Mr. Yeoman declined as the dogs have not been separated. Mr. Beckstrom noted there has been no compromise and requested Protected Person at least have Nikki through the holidays until

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evidentiary hearing. Ms. Rentzios agreed. Mr. Kehoe stated Court recognized due process has not been accomplished. Court clarified it was trying to make a clear record to avoid appeal and further litigation. Ms. Kehoe stated there was no reason to separate the dogs, and requested Mr. Yeoman keep the dogs until the evidentiary hearing. Court noted the dogs have been with Mr. Yeoman for about two months. The dogs will be returned to Protected Person by 5:00 PM tomorrow until evidentiary hearing. Court will make a final determination at the evidentiary hearing.

Mr. Michaelson made statements regarding Mr. Yeoman's alleged elder abuse of Protected Person. Mr. Michaelson made additional statements regarding Mr. Yeoman's microchip of the dogs, and requested Court make an order to have the information attached to the microchip changed. Discussion.

As to the civil action, Mr. Beckstrom advised Guardian has researched the financial records and found a significant amount of elder abuse and intentional actions to punish Protected Person. Visitation hasn't occurred, the dogs have been kept from Protected Person, and funds have been removed from the account. These matters need to be brought forth in a civil suit. Mr. Beckstrom requested Court allow the filing of a civil suit. Mr. Kehoe argued against a civil suit, in part to running up additional fees. Mr. Kehoe argued Mr. Powell's wife has been brought into the litigation and felt it was additional punishment to his client. Ms. Rentzios advised Protected Person is okay proceeding with the civil litigation, however she does not want to name Mr. Yeoman in the suit. Mr. Beckstrom confirmed he would be named in the suit to protect Protected Person's interests.

Court noted Ms. Jones was present in the courtroom. Ms. Jones stated she came to hear the facts of the case today to gain some clarity regarding the home, funds in the account, and the time period involved.

Mr. Kehoe made statements regarding supervised visitation with Mr. Yeoman, due to physical constraints. Mr. Kehoe stated he provided a declaration to Guardian's former attorney. Argument and discussion. Court noted matter is not on calendar today and encouraged counsel to continue to work on a resolution.

COURT ORDERED:

Both dogs, Nikki and Charlie, shall be TEMPORARILY RETURNED to Protected Person no later than 5:00 PM tomorrow (12/13/19). Court shall make a final determination at the Evidentiary Hearing.

Future hearings, Investigator's Report, set for 1/14/20 at 1:30 PM, and Evidentiary Hearing, set for 2/20/20 at 1:30 PM shall STAND.

Court shall allow up to thirty (30) minutes of argument and discussion regarding the dogs at the Evidentiary Hearing. Counsel may STIPULATE to the entry of documents. Counsel shall make NO opening statements and shall SUBMIT closing briefs regarding the issue of the dogs. Witnesses may appear TELEPHONICALLY, with the prior filing of intent to appear telephonically.

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Petition for Confirmation to Bring Civil Actions on Behalf of Protected Person shall be GRANTED.
Mr. Beckstrom shall submit an Order for Court's signature.

Counsel shall provide information as requested to Ms. Jones in order for her to adequately complete a financial forensic investigation.

INTERIM CONDITIONS:

FUTURE HEARINGS:

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES**

January 14, 2020

G-19-052263-A In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

January 14, 2020 1:30 PM Return Hearing

HEARD BY: Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:** Karen Christensen; Tanya Stengel**PARTIES:**

Donna Simmons, Petitioner, Temporary Guardian, present	John Michaelson, Attorney, present
Kathleen Jones, Protected Person, not present	Maria Parra-Sandoval, Attorney, present
Kimberly Jones, Other, Guardian of Person and Estate, present	Geraldine Tomich, Attorney, not present
Richard Powell, Other, not present	Pro Se
Robyn Friedman, Petitioner, Temporary Guardian, present	John Michaelson, Attorney, present
Rodney Yeoman, Other, present	Ty Kehoe, Attorney, present
State Guardianship Compliance Officer, Agency, present	

JOURNAL ENTRIES

- RETURN HEARING FOR INVESTIGATOR'S REPORT

Court Clerks: Karen Christensen, Tanya Stengel (ts)

LaChasity Carroll, Supreme Court Guardianship Compliance Officer.
Donna Simmons appeared telephonically.

Counsel stated they reviewed the investigator's report.

Ms. Carroll stated she is still waiting for some medical records.

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Attorney Michaelson requested the Court admonish the parties to continue to cooperate with the investigators.

Attorney Beckstrom gave the status of the A-Case.

Attorney Beckstrom stated the dogs were returned to Protected Person days late and not in compliance with the Court's Order but they were returned.

Court and Counsel engaged in discussion regarding the role of the investigation and the investigator's role in the case.

Attorney Parra-Sandoval made statements regarding visitation with Protected Person. Attorney Parra-Sandoval stated things have been getting better; the visitations are scheduled between the parties and supervised.

Attorney Kehoe stated Guardian is only allowing supervised visits for one hour a day.

Court, Counsel and parties engaged in further discussion regarding visitation and communication.

Court noted parties can stipulate to using Talking Parents but it is not being Ordered.

Court and Counsel engaged in discussion regarding Evidentiary Hearing issues and Discovery.

Court stated DISCOVERY IS OPEN. The investigation is separate from Discovery.

Attorney Michaelson stated Attorney Kehoe has not turned over all documents requested and the Guardian does not have access to the Protected Person's accounts but the husband still has access to them. Attorney Michaelson stated Guardian does not know where the accounts are.

COURT ORDERED, the following:

All parties shall continue to operate in GOOD FAITH with the investigators.

Attorney Kehoe shall provide a list of ALL ACCOUNTS, including bank accounts (checking and savings), investments, retirement accounts and ALL account numbers WITHIN 7 DAYS in WRITING to Attorney Parra-Sandoval, Attorney Michaelson and the Guardian.

Sonja Jones, Financial Forensic Specialist, Guardianship Compliance Officer shall have the AUTHORITY to look into the FINANCES of Protected Person's Son in Law, RICHARD POWELL and husband, RODNEY GERALD YEOMAN.

Evidentiary Hearing set for 2/20/20 at 1:30 pm regarding the Return of Property (dogs) shall

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STAND.

INTERIM CONDITIONS:

FUTURE HEARINGS:

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES****February 07, 2020**

G-19-052263-A In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

February 07, 2020 7:30 AM Minute Order

HEARD BY: Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:** Karen Christensen**PARTIES:**

Donna Simmons, Petitioner, Temporary Guardian, not present	John Michaelson, Attorney, not present
Kathleen Jones, Protected Person, not present	Maria Parra-Sandoval, Attorney, not present
Kimberly Jones, Other, Guardian of Person and Estate, not present	Geraldine Tomich, Attorney, not present
Richard Powell, Other, not present	Pro Se
Robyn Friedman, Petitioner, Temporary Guardian, not present	John Michaelson, Attorney, not present
Rodney Yeoman, Other, not present	Ty Kehoe, Attorney, not present
State Guardianship Compliance Officer, Agency, not present	

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES
RE: G-19-052263-A

NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to ensure efficient, speedy, and inexpensive determinations in every action. Pursuant to EDCR 2.23(c), this Court can consider a motion and issue a decision on the papers at any time without a hearing.

At the October 15, 2019 hearing, the Court ordered that Kimberly Jones shall be appointed as the Guardian over the Person and Estate of the Protected Person in this matter. The Court ordered the Guardian to file an Inventory within 60 days. The Court set a Status Check for February 20, 2020 at 1:30 p.m. to determine if an Evidentiary Hearing was needed in this matter.

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On December 10, 2019, the Court held a Hearing on the Petition for Return of Property of Protected Person and related matters. At this hearing, the Court ordered that it would make the final determination as to the issue of the Return of Property of the Protected Person at the Evidentiary Hearing on February 20, 2020.

On February 4, 2020, the Court received a Stipulation and Order resolving the issue of the Petition for Return of Property of Protected Person. The Court signed this Order, and it was filed on February 7, 2020.

There are no unresolved issues remaining in this matter. The Court orders stand. Accordingly, the Evidentiary Hearing on February 20, 2020 SHALL be vacated.

A copy of this minute order shall be provided to all Parties.

CLERK'S NOTE: A copy of this Minute Order was mailed to parties at the address(es) listed in court records 2/7/20. (kc)

INTERIM CONDITIONS:

FUTURE HEARINGS:

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES****February 13, 2020**

G-19-052263-A

In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

February 13, 2020 10:00 AM**All Pending Motions****HEARD BY:** Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:** Karen Christensen; Blanca Madrigal**PARTIES:**

Donna Simmons, Petitioner, Temporary Guardian, present	John Michaelson, Attorney, present
Kathleen Jones, Protected Person, not present	Maria Parra-Sandoval, Attorney, present
Kimberly Jones, Other, Guardian of Person and Estate, present	Geraldine Tomich, Attorney, not present
Richard Powell, Other, not present	Pro Se
Robyn Friedman, Petitioner, Temporary Guardian, present	John Michaelson, Attorney, present
Rodney Yeoman, Other, not present	Ty Kehoe, Attorney, present
State Guardianship Compliance Officer, Agency, not present	

JOURNAL ENTRIES

- PETITION FOR PAYMENT OF GUARDIAN'S ATTORNEY'S FEES AND COSTS

COURT CLERKS: Karen Christensen, Blanca Madrigal (mb).

Attorneys, James Beckstrom, Ross Evans, and Laura Deeter, also present in court. Donna Simmons and Robyn Friedman present by telephone.

Discussion regarding payment of guardian's fees and costs from the estate. The Notice of Intent was filed on January 15th. Mr. Evans argued the Guardian was unemployed, relocated to care for the Protected Person, and there was no opposition to the guardianship in general; an opposition was filed as to the temporary guardianship only.

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Mr. Beckstrom acknowledged a guardianship was necessary, and Guardian was providing excellent care for the Protected Person; however, Mr. Beckstrom argued against payment of attorney fees. Ms. Parra-Sandoval argued against payment of fees and costs from the estate, and had no objection to payment of fees after the filing of the Notice of Intent; however, she objected to undecipherable entries.

The Court finds Notice was not given at the onset and asked counsels if she had discretion to grant fees from the estate under the statute. Ms. Parra-Sandoval noted the statute was silent and requested the Court provide a written opinion if the Court grants fees; based on the lack of notice of intent.

Ms. Deeter stated that the issue with the investigators fell off the radar, and requested the Court set the matter for a status check on 3/17/2020. No objection by either counsel.

COURT ORDERED:

1) The Court will allow fees after January 15th; the Court will review the entries after the same date and issue a written decision. The Court believes the statute does not give this Court jurisdiction and requires the filing of a Notice at the onset. The Court did not know Guardian needed fees at the onset. The Guardian was a successor guardian on a temporary guardianship and ultimately made the permanent guardian; therefore, attorney's fees post-January 15th are appropriate, subject to Ms. Parra-Sandoval's specific objections;

2) Matter set for STATUS CHECK on Investigative Reports on 3/17/2020 at 9:30 AM.

INTERIM CONDITIONS:

FUTURE HEARINGS:

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES**

March 02, 2020

G-19-052263-A

In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

March 02, 2020**8:30 AM****Status Check****HEARD BY:** Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:****PARTIES:**

Donna Simmons, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Kathleen Jones, Protected Person, not present

Maria Parra-Sandoval, Attorney, not present

Kimberly Jones, Other, Guardian of Person
and Estate, not present

Geraldine Tomich, Attorney, not present

Richard Powell, Other, not present

Pro Se

Robyn Friedman, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Rodney Yeoman, Other, not present

Ty Kehoe, Attorney, not present

State Guardianship Compliance Officer,
Agency, not present

JOURNAL ENTRIES

- Per Minute Order, COURT ORDERED, matter CONTINUED placed on the Chambers Calendar for March 16, 2020.

INTERIM CONDITIONS:**FUTURE HEARINGS:**

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES****March 02, 2020**

G-19-052263-A

In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

March 02, 2020**2:30 PM****Minute Order****HEARD BY:** Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:** ; Antoria Pickens**PARTIES:**

Donna Simmons, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Kathleen Jones, Protected Person, not present

Maria Parra-Sandoval, Attorney, not present

Kimberly Jones, Other, Guardian of Person
and Estate, not present

Geraldine Tomich, Attorney, not present

Richard Powell, Other, not present

Pro Se

Robyn Friedman, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Rodney Yeoman, Other, not present

Ty Kehoe, Attorney, not present

State Guardianship Compliance Officer,
Agency, not present

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES

RE: G-19-052263-A

NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to ensure efficient, speedy, and inexpensive determinations in every action. Pursuant to EDCR 2.23(c), this Court can consider a motion and issue a decision on the papers at any time without a hearing.

This matter was placed on the Court's Chamber's Calendar to issue a Written Order. Accordingly, this matter shall be continued to March 16, 2020 at 8:30 a.m. on the Court's Chamber's Calendar. No appearances necessary.

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

A copy of this minute order shall be provided to all Parties. (ap)

INTERIM CONDITIONS:

FUTURE HEARINGS:

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES****March 13, 2020**

G-19-052263-A

In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

March 13, 2020**3:15 PM****Minute Order****HEARD BY:** Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:** Karen Christensen**PARTIES:**

Donna Simmons, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Kathleen Jones, Protected Person, not present
Kimberly Jones, Other, Guardian of Person
and Estate, not present

Maria Parra-Sandoval, Attorney, not present
Geraldine Tomich, Attorney, not present

Richard Powell, Other, not present

Pro Se

Robyn Friedman, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Rodney Yeoman, Other, not present

Ty Kehoe, Attorney, not present

State Guardianship Compliance Officer,
Agency, not present

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES

RE: G-19-052263-A

The hearing scheduled for March 17, 2020 at 9:30 a.m. has been continued to April 3, 2020 at 9:00 a.m.

The Eighth Judicial District Chief Judge Linda Bell has issued Administrative Order 20-01 which suspends all non-essential District Court Hearings and requires hearings to be conducted by video or telephone.

Further, Judge Bell has ordered that Protected Persons SHALL NOT appear in court. That means, the person who is subject of the guardianship CANNOT come to court. Instead, the Protected Person or

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

Proposed Protected Person may appear by telephone.

Family, attorneys, and parties are **STRONGLY ENCOURAGED** to stay at home and appear by telephone. In order to decrease the risk and spread of the CoVID-19 worldwide pandemic, the Court encourages all parties and attorneys to appear for scheduled hearing by telephone.

The attached Notice of Telephone Appearance form can be filed online at: <http://www.clarkcountycourts.us/departments/clerk/electronic-filing/> or can be faxed to Department B at (702)385-1583. The form advises the Court of the telephone number at which you can be reached for the Court hearing.

If you have any questions or need any additional information, please contact the Self Help Center at flshcinfo@lacsnc.org. The Self Help Center will provide assistance remotely to you.

CLERK'S NOTE: A copy of this Minute Order was mailed to parties at the addresses listed in court records 3/13/20. (kc)

INTERIM CONDITIONS:

FUTURE HEARINGS:

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES****April 02, 2020**

G-19-052263-A

In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

April 02, 2020**8:00 AM****Minute Order****HEARD BY:** Marquis, Linda**COURTROOM:** Chambers**COURT CLERK:** Tanya Stengel**PARTIES:**

Donna Simmons, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Kathleen Jones, Protected Person, not present
Kimberly Jones, Other, Guardian of Person
and Estate, not present

Maria Parra-Sandoval, Attorney, not present
Geraldine Tomich, Attorney, not present

Richard Powell, Other, not present

Pro Se

Robyn Friedman, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Rodney Yeoman, Other, not present

Ty Kehoe, Attorney, not present

State Guardianship Compliance Officer,
Agency, not present

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES

RE: G-19-052263-A

The Hearing scheduled for April 3, 2020 at 9:00 a.m. has been continued to April 15, 2020 at 11:00 a.m.

The Eighth Judicial District Chief Judge Linda Bell has issued Administrative Order 20-01 which suspends all non-essential District Court Hearings and has ordered non-essential District Court Hearings to be conducted by video or telephone.

Further, Judge Bell has ordered that Protected Persons SHALL NOT appear in court. That means, the person who is subject of the guardianship CANNOT come to court. Instead, the Protected Person or

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

Proposed Protected Person may appear by telephone.

Family, attorneys, and parties are **STRONGLY ENCOURAGED** to stay at home and appear by telephone. In order to decrease the risk and spread of the CoVID-19 worldwide pandemic, the Court encourages all parties and attorneys to appear for scheduled hearing by telephone.

The attached Notice of Telephone Appearance form can be filed online at <http://www.clarkcountycourts.us/departments/clerk/electronic-filing/> or can be faxed to Department B at (702)385-1583. The form advises the Court of the telephone number at which you can be reached for the Court hearing.

If you have any questions or need any additional information, please contact the Self Help Center at flshcinfo@lacsnc.org. The Self Help Center will provide assistance remotely to you.

CLERK'S NOTE: A copy of the Minute Order was e-mailed to parties at the e-address(es) listed on court records 4/2/2020. (ts)

INTERIM CONDITIONS:

FUTURE HEARINGS:

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES****April 15, 2020**

G-19-052263-A

In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

April 15, 2020**11:00 AM****All Pending Motions****HEARD BY:** Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:** Karen Christensen; Tanya Stengel**PARTIES:**

Donna Simmons, Petitioner, Temporary
Guardian, present

John Michaelson, Attorney, present

Kathleen Jones, Protected Person, not present
Kimberly Jones, Other, Guardian of Person
and Estate, present

Maria Parra-Sandoval, Attorney, present

Richard Powell, Other, not present

Pro Se

Robyn Friedman, Petitioner, Temporary
Guardian, present

John Michaelson, Attorney, present

Rodney Yeoman, Other, present

Ty Kehoe, Attorney, present

State Guardianship Compliance Officer,
Agency, not present

JOURNAL ENTRIES

- MOTION FOR PROTECTIVE ORDER... ROBYN FRIEDMAN AND DONNA SIMMONS' JOINDER TO KIMBERLY JONES' MOTION FOR PROTECTIVE ORDER... OPPOSITION TO MOTION FOR PROTECTIVE ORDER... KIMBERLY JONES' REPLY IN SUPPORT OF MOTION FOR PROTECTIVE ORDER... REPLY IN SUPPORT OF MOTION FOR PROTECTIVE ORDER... PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE... KATHLEEN June JONES' OBJECTION TO PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE... OPPOSITION TO FRIEDMAN AND SIMMONS PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE; AND JOINDER TO KATHLEEN June JONES' OBJECTION... RESPONSE TO (1) KATHLEEN June JONES' OBJECTION

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TO PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE; (2) RESPONSE TO KIMBERLY JONES' JOINDER TO OBJECTION TO FRIEDMAN AND SIMMONS' PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE AND (3) RESPONSE TO JOINDER TO OPPOSITION TO PETITION FOR APPROVAL OF ATTORNEY'S FEES AND COSTS AND REQUEST TO ENTER A JUDGMENT AGAINST THE REAL PROPERTY OF THE ESTATE FILED BY RODNEY GERALD YEOMAN

Court Clerks: Karen Christensen, Tanya Stengel (ts)

Donna Simmons, Robyn Friedman, and Attorney Ross appeared telephonically. All other parties appeared via BlueJeans.

Court noted Petition for Removal of Guardian was filed yesterday and two dates were given in error. Court stated the hearing set for 5/6/20 does not give enough time for replies and objections and so that hearing shall be vacated; the 5/20/20 date shall stand.

Court noted it is prepared to rule based on the pleadings. Court inquired whether or not there were any further arguments that needed to be made.

Attorney Michaelson made statements regarding the back and forth history of the case and the costs related to this case.

Attorney Beckstrom made statements regarding the Protective Order being unnecessary and made reference to the cost of the case.

Attorney Ross made statements regarding Attorney s Fees and requested to withdraw as Attorney of record for Kimberly Jones.

Attorney Sylvester made statements regarding clarification on interested parties as to discovery.

Attorney Kehoe pointed out to the Court that the investigator, Ms. Jones, was not on the call and had been present for past hearings.

Court noted Ms. Jones written report was filed and very detailed; her presence was not needed for today s hearing.

Attorney Deeter made statements regarding Attorney Sylvester s request for clarification about parties in regard to discovery. Attorney Deeter argued that his clients should be considered parties to the case. Attorney Deeter made further statements regarding Evidentiary Hearing issues and discovery.

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Attorney Michaelson replied to arguments regarding his Attorney s Fees.

Attorney Parra-Sandoval replied to Attorney Michaelson s argument.

The Court commented on interested parties according to the statute. Court noted the statute states all family members within two degrees of consanguinity as well as other people are considered parties to the case but may not necessarily be considered interested parties as to the litigation. Court made further statements regarding whether or not Temporary Guardians relieved of their duties would be considered interested parties to the litigation. Court stated a definite answer could not be given without additional briefing.

Attorney Beckstrom made statements regarding this issue being addressed in the Objection to the Petition for Removal of Guardian that was recently filed.

Court and Counsel engaged in discussion.

Court advised Counsel to include in their replies or responses to the Petition who should be considered an interested party for purposes of discovery.

COURT ORDERED, the following:

Motion for Protective Order shall be GRANTED IN PART.

Attorney Michaelson: Petition for Approval of Attorney's Fees and Costs and Request to Enter a Judgment against the Real Property of the Estate shall be GRANTED IN PART.

Petition to Withdraw as Counsel for Guardian shall be APPROVED and GRANTED.

Attorney Ross: Payment of Guardian's Attorney Fees and Costs shall be GRANTED IN PART.

Prevailing Parties Attorney's shall prepare and submit Orders ELECTRONICALLY as a modifiable form so the Court can include additional findings and exact amount of fees.

Hearing set on 5/6/20 at 10:00 am shall be VACATED.

Hearing set on 5/20/20 at 9:00 am shall STAND.

INTERIM CONDITIONS:

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FUTURE HEARINGS:

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES****May 20, 2020**

G-19-052263-A In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

May 20, 2020 9:00 AM All Pending Motions

HEARD BY: Marquis, Linda**COURTROOM:** RJC Courtroom 10A**COURT CLERK:** Karen Christensen; Tanya Stengel**PARTIES:**

Donna Simmons, Petitioner, Temporary Guardian, present	John Michaelson, Attorney, present
Kathleen Jones, Protected Person, not present	Maria Parra-Sandoval, Attorney, present
Kimberly Jones, Other, Guardian of Person and Estate, present	
Richard Powell, Other, not present	Pro Se
Robyn Friedman, Petitioner, Temporary Guardian, present	John Michaelson, Attorney, present
Rodney Yeoman, Other, present	Ty Kehoe, Attorney, present
State Guardianship Compliance Officer, Agency, not present	

JOURNAL ENTRIES

- CITATION REGARDING PETITION FOR REMOVAL OF GUARDIAN AND FOR RETURN OF PROTECTED PERSON'S PROPERTY... KIMBERLY JONES' OPPOSITION TO RODNEY GERALD YEOMAN'S PETITION FOR REMOVAL OF GUARDIAN AND FOR RETURN OF PROTECTED PERSON'S PROPERTY AND COUNTERPETITION FOR ATTORNEY FEES AND COSTS PURSUANT TO NRS 159.1583(4) AND COURT ORDERED SUPPLEMENTAL OPPOSITION CONCERNING DISCOVERY OF INTERESTED PARTIES PURSUANT TO NRS 159.047... HEARING REGARDING REPLY TO OPPOSITIONS REGARDING PETITION FOR REMOVAL OF GUARDIAN AND FOR RETURN OF PROTECTED PERSON'S PROPERTY...HEARING REGARDING REPLY TO ROBYN FRIEDMAN'S AND DONNA SIMMONS' OPPOSITION REGARDING PETITION FOR REMOVAL OF GUARDIAN AND FOR RETURN OF PROTECTED PERSON'S PROPERTY AND OPPOSITION TO PETITION FOR SANCTIONS... PETITION FOR APPROVAL REGARDING

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REFINANCE REAL PROPERTY OF THE PROTECTED PERSON... HEARING REGARDING
RESPONSE TO PETITION FOR APPROVAL TO REFINANCE REAL PROPERTY OF THE
PROTECTED PERSON

Court Clerks: Karen Christensen, Tanya Stengel (ts)

All parties appeared via BlueJeans.

Court and Counsel engaged in discussion regarding the Petition to Remove Guardian.

Attorney Parra-Sandoval stated they filed a Joinder to Kimberly Jones' Opposition; Protected Person has not changed her preferences on this matter and still wants Kimberly to remain as her Guardian.

Attorney Michaelson stated they do not agree that Kimberly should be removed as Guardian.

Attorney Beckstrom stated they filed an Opposition to the Petition and further stated the allegations are false. Attorney Beckstrom stated the Investigator found no wrong doings; all other issues were previously addressed by the Court and denied. Attorney Beckstrom further stated the Petition has no merit and stated Mr. Yeoman would not be a suitable Guardian.

Attorney Deeter stated the Guardian removed \$5,000.00 and only put it back when it was found through the investigation. Attorney Deeter made further statements regarding the safety deposit box not being listed on the inventory, the refinance Petition, the Guardian not properly managing the estate, and the Guardian not being suitable. Attorney Deeter stated the matter should be set for Evidentiary Hearing. Attorney Deeter further stated Mr. Yeoman had everything taken away from him and is fighting to be in Protected Person's life and only wants her interests protected.

Attorney Kehoe stated concerns about the late filing of the Joinder and further stated the signature blocks were not signed by Robyn or Donna. Attorney Kehoe further stated concerns regarding Kimberly not adequately sharing information as previously Ordered by the Court. Attorney Kehoe made further statements regarding Kimberly's suitability as Guardian.

Court, Counsel, and parties engaged in discussion regarding the Petition for Approval to Refinance Real Property.

Court noted concerns regarding the \$20,000.00 estimate and inquired whether or not Kimberly's boyfriend, Dean, is a Licensed Contractor. Court further inquired whether or not the estimated cost is appropriate and reasonable for the renovations. Court stated all parties agree there should be a refinance and the property requires renovation.

Attorney Beckstrom stated it has been difficult to get estimates and exact interest rates right now but they put together the best one they could from a loan company. Attorney Beckstrom further stated Dean has an extensive background in construction and would be doing the work at no cost; the

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estimate is for purchasing materials only. Attorney Beckstrom further stated Protected Person is out of money and costs are a major concern; Protected Person trusts Dean and wants him to do the work on the home.

Attorney Parra-Sandoval stated Protected Person is not opposing the refinance and supports Kimberly's actions. Attorney Parra-Sandoval further stated there should not be any unnecessary restrictions imposed on Kimberly to renovate the house and Protected Person wants Dean to help with it.

Court reviewed the damages and repairs and stated based on the pictures, some repairs may require a Licensed Professional to do some of the work.

Attorney Michaelson made statements regarding an inspection being absolutely necessary.

Kimberly made statements regarding her not being opposed to calling in a Plumber or a Professional. Kimberly stated it is a basic remodel and requested the Court not put her in a position of responsibility and then tie her hands.

Attorney Deeter stated she agrees with Attorney Michaelson's clients and made statements regarding the liability of the estate if something were to happen. Attorney Deeter stated a Licensed Contractor needs to complete the work so the estate is not sued.

Court noted concerns with the proposed plan or lack of plan for the remodel. Court noted the concern is not regarding Dean painting the walls but stated this is more than a simple remodel as there are missing appliances, structural issues, and holes going to the outside of the house. Court stated it does not want to micro-manage the remodel but Professionals need to be used where Professionals are required.

Court suggested an Inspector go into the home and identify the issues/repairs that need to be done, which would offer all parties a roadmap of what needs to be done to move forward. Court suggested parties then come up with a plan on what items require a Professional and what items can be done by Dean.

Upon inquiry from the Court, Counsel stated no objections.

Attorney Michaelson requested the Inspector and/or Professional Contractors hired have no relation to Kimberly.

Court and Counsel engaged in discussion regarding having a Licensed Contractor versus a Licensed Inspector go into the home. Court stated an Inspector does not have a financial interest but a Contractor would have an interest in the outcome.

Attorney Kehoe made statements regarding the statute requiring setting a maximum interest rate on

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the refinancing.

Court and Counsel engaged in discussion regarding the interest rate.

Attorney Beckstrom requested the Court to approve 3.5% interest rate.

Attorney Kehoe requested the interest rate be set at 6%.

Upon inquiry from the Court, there were no objections to setting the interest rate at 6%.

Court informed Counsel that the Petition for Fees, Removal of Temporary Guardians, and the interested parties issues are being addressed in the Written Order.

Attorney Kehoe informed the Court that Guardian no longer wanted the male dog and he is now in the possession of Mr. Yeoman. Attorney Kehoe wanted to clarify that this was permanent possession and ownership. Court advised Attorney Kehoe to submit a Stipulation and Order.

COURT ORDERED, the following:

Petition for Removal of Guardian and for Return of Protected Person's Property shall be DENIED. Attorney Beckstrom shall prepare and submit an Order electronically.

Counter-motion for Sanctions shall be DENIED. Attorney Beckstrom shall prepare and submit an Order electronically.

Petition for Approval to Refinance Real Property of the Protected Person shall be GRANTED IN PART.

An INSPECTOR from CALIFORNIA shall be allowed to inspect the home and identify all of the issues. The final report shall be sent to the Court for review. Court will provide a copy to Counsel if necessary.

All work required to be completed by a Licensed Professional shall be completed by a Licensed Professional.

Kimberly's boyfriend, Dean shall be allowed to complete work, NOT REQUIRED by a Licensed Professional, AT NO COST to the Estate EXCEPT for Materials. Attorney Michaelson shall prepare and submit an Order electronically.

Matter set on CHAMBER'S CALENDAR 7/20/20 at 8:30 am to review the INSPECTION REPORT.

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

INTERIM CONDITIONS:

FUTURE HEARINGS: Jul 20, 2020 8:30AM Status Check
Review of Inspector's report (inspection of the property for necessary repairs) No appearance required
Chambers Marquis, Linda

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES**

July 20, 2020

G-19-052263-A

In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

July 20, 2020**8:30 AM****Status Check****HEARD BY:** Marquis, Linda**COURTROOM:** Chambers**COURT CLERK:** Karen Christensen**PARTIES:**

Donna Simmons, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Kathleen Jones, Protected Person, not present

Maria Parra-Sandoval, Attorney, not present

Kimberly Jones, Other, Guardian of Person
and Estate, not present

Geraldine Tomich, Attorney, not present

Richard Powell, Other, not present

Pro Se

Robyn Friedman, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Rodney Yeoman, Other, not present

Ty Kehoe, Attorney, not present

State Guardianship Compliance Officer,
Agency, not present

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES

RE: G-19-052263-A

This matter was placed on the Court's Chamber's Calendar for July 20, 2020 at 8:30 a.m. for the Review of the Inspector's Report (Inspection of the Real Property).

The Inspector's Report was received on July 20, 2020, and reviewed by the Court.

A copy of this Minute Order shall be provided to all parties.

CLERK'S NOTE: A copy of this Minute Order was mailed to parties at the addresses listed in court

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records 7/22/20. (kc)

INTERIM CONDITIONS:

FUTURE HEARINGS: Jul 20, 2020 8:30AM Status Check
Review of Inspector's report (inspection of the property for necessary repairs) No appearance required
Chambers Marquis, Linda

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Guardianship of Adult**COURT MINUTES**

July 31, 2020

G-19-052263-A

In the Matter of the Guardianship of:
Kathleen Jones, Protected Person(s)

July 31, 2020**12:40 AM****Minute Order****HEARD BY:** Marquis, Linda**COURTROOM:** Chambers**COURT CLERK:** Tanya Stengel**PARTIES:**

Donna Simmons, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Kathleen Jones, Protected Person, not present

Maria Parra-Sandoval, Attorney, not present

Kimberly Jones, Other, Guardian of Person
and Estate, not present

Geraldine Tomich, Attorney, not present

Richard Powell, Other, not present

Pro Se

Robyn Friedman, Petitioner, Temporary
Guardian, not present

John Michaelson, Attorney, not present

Rodney Yeoman, Other, not present

Ty Kehoe, Attorney, not present

State Guardianship Compliance Officer,
Agency, not present

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES

RE: G-19-052263-A

The Court notes that there is a Hearing on August 6, 2020 at 12:30 p.m. for the Motion Pursuant To E.D.C.R. 2.24, N.R.C.P. 52, 59 And 60 Regarding The Decision And Order Entered On MAY 21, 2020; Kimberly Jones Opposition To Motion Pursuant To EDCR 2.24, NRCP 52, 59, AND 60, Regarding The Decision And Order Entered On 5-21-20 And Countermotion To Transfer To Chambers Calendar Without Oral Argument; Reply To Opposition To Motion Pursuant To EDCR 2.24, NRCP 52, 59, AND 60, Regarding The Decision And Order Entered On 5-21-20.

In addition, there is a Hearing set for August 12, 2020 at 9:30 a.m. for Motion to Consolidate; Kimberly Jones s Motion for Order Quieting Title, Directing Execution of Deed, And/Or in the

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Alternative Petition for Instruction and Advice; Opposition to Motion to Consolidate; Opposition to Kimberly Jones s Motion for Order Quieting title, Directing Execution of Deed, and/or In the Alternative Petition for Instruction and Advice; Kimberly Jones s Reply to Support of Motion for Order Quieting Title, Directing Execution of Deed, and or in the Alternative Petition for Instruction and Advice; Kimberly Jones Reply In Support of Motion to Consolidate.

Pursuant to the Notice of Appeal filed on June 26, 2020, the hearings set for August 6, 2020 at 12:30 p.m. and August 12, 2020 at 9:30 a.m. are VACATED. Consistent with Huneycutt v. Huneycutt, 94 Nev. 79, 575 P.2d 585 (1978), a Motion will be necessary for the Supreme Court to ascertain which Motions are viable for the District Court to hear pending the decision of the Appeal.

A copy of this Minute Order shall be provided to all parties.

CLERK'S NOTE: A copy of the Minute Order was e-mailed to parties at the e-mail address(es) listed on court records 7/31/2020. (ts)

INTERIM CONDITIONS:

FUTURE HEARINGS:

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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

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; CERTIFICATE OF SERVICE; STATEMENT OF LEGAL AID REPRESENTATION AND FEE WAIVER; DISTRICT COURT DOCKET ENTRIES; ORDER GRANTING ROBYN FRIEDMAN'S AND DONNA SIMMONS' PETITION FOR ATTORNEYS FEES IN PART; NOTICE OF ENTRY OF ORDER; DISTRICT COURT MINUTES

In the Matter of the Guardianship of:

KATHLEEN JONES,

Protected Person(s).

Case No: G-19-052263-A

Dept No: B

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 14 day of September 2020.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk