IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF WASHOE

Electronically Filed Dec 15 2021 11:01 a.m. Elizabeth A. Brown Clerk of Supreme Court

Sup. Ct. Case No. 83594

Case No. CV14-00331

Dept. 4

COUNTYF OF MARIN, CALIFORNIA,

Plaintiff,

vs.

JOSEPH NASO,

Defendant.

RECORD ON APPEAL

VOLUME 2 OF 2

DOCUMENTS

<u>APPELLANT</u> JOSEPH NASO #AR-9737 SAN QUENTIN STATE PRISON 1-EB-80 SAN QUENTIN, CA 94974

RESPONDENT

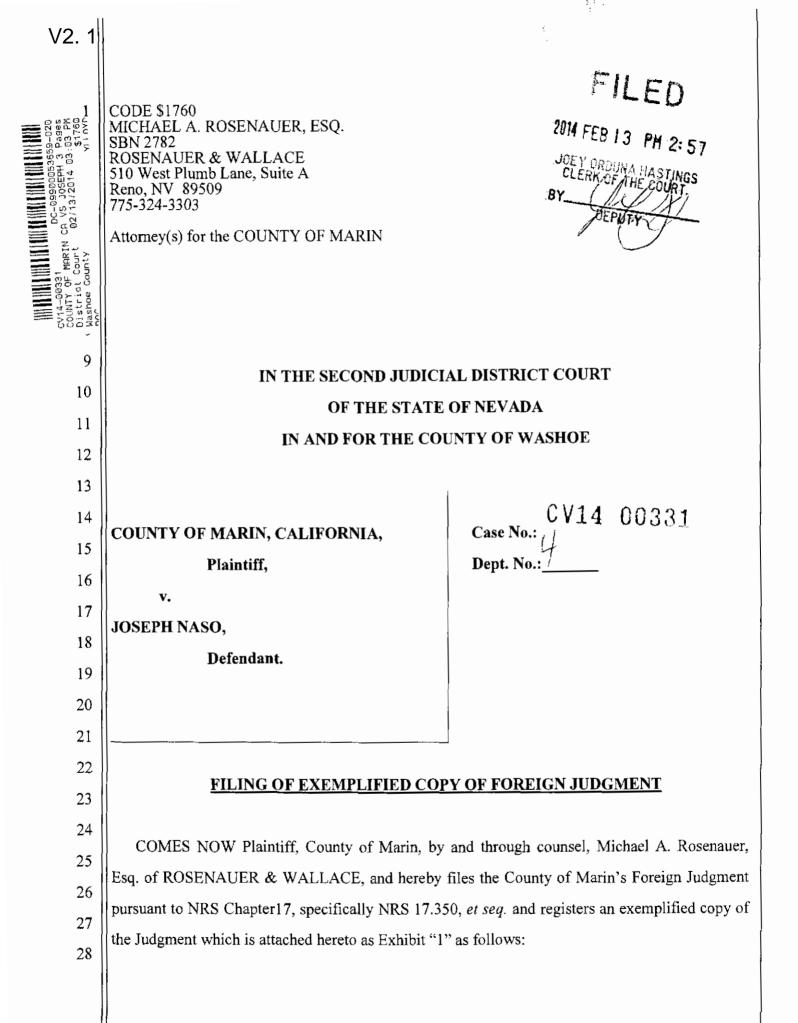
MICHAEL A. ROSENAUER, ESQ. 2782 510 WEST PLUMB LANE, SUITE A RENO, NV 89509 ATTORNEY FOR COUNTY OF MARIN, CALIFORNIA

APPEAL INDEX SUPREME COURT NO: 83594 DISTRICT CASE NO: CV14-00331 COUNTY OF MARIN, CALIFORNIA vs JOSEPH NASO DATE: 12-15-2021

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APPEAL INDEX SUPREME COURT NO: 83594 DISTRICT CASE NO: CV14-00331 COUNTY OF MARIN, CALIFORNIA vs JOSEPH NASO DATE: 12-15-2021

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V2. 2		
1 2	Order Regarding Payment of Costs of Defense	
3		
		w of the State of Nevada that the foregoing is
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5		-
6		urity number of any person.
7 8	Dated this 13 th day of February 2014	ROSENAUER & WALLACE
9		NO OLD S
10		Michael A. Rosenauer, Esq.
11		Counsel for the County of Marin
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	County of Marin California, Plaintiff v. Joseph Naso, Defendant Case No.: Dept. No: PR	
Exhibit	Description	Pages
1.	Exemplification of Record	6



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Exhibit "1"

Exhibit "1"

-1

V2. 4

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SUPERIOR COURT OF CALIFORNIA COUNTY OF MARIN

PEOPLE OF THE STATE OF CALIFORNIA

CASE NO. SC175206A

V

V2.5

JOSEPH NASO

DEFENDANT.

EXEMPLIFICATION OF RECORD

I, Kim Turner, Court Executive Officer and Clerk of the Superior Court of California, County of Marin hereby certify that: the document(s) identified below are full, true and correct copies of the originals on file in this Court; therefore, these documents have been authenticated in accordance with the provisions of Title 28, United States Code § 1738, with the seal of the Marin County Superior Court affixed:

ORDER REGARDING PAYMENT OF COSTS OF DEFENSE [PENAL CODE §§ 987 ET SEQ.]

FILED [DECEMBER 20, 2013
1/10/14 Date	Court Executive Officer

I, Faye D'Opal, Presiding Judge of the Superior Court of California, County of Marin, hereby certify that: the Marin County Superior Court is a court of record; Kim Turner, who has signed this attestation, is the duly appointed Court Executive Officer and Clerk of the Marin County Superior Court; the above signature is her genuine handwriting; all her official acts as Court Executive Officer are entitled to full faith and credit; and this attestation is in due form of law.



	\sim
1.10.2014	
Date	Rresiding Judge

T, Kim Turner, Court Executive Officer of the Superior Court of California, County of Marin, and Clerk of the Court, do hereby certify that the Honorable Judge Faye D'Opal, who has signed the foregoing attestation, is the duly elected and qualified Presiding Judge of said Court, and that the signature of said udge to said Certificate is genuine.



10/14

Court Executive Officer

CV020 (Rev. 11/13)

Formerly #310-766 $\sqrt{2}$ 5

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v	۷.	0

1		DEC 20 2013
2		KIM TURNER, Court Executive Officer MARIN COUNTY SUBERIOR COURT
3		By: L Ceturit, Deputy
4	SUPERIOR COURT	OF CALIFORNIA Y
5	COUNTY OI	FMARIN
6		
7		
8	PEOPLE OF THE STATE OF CALIFORNIA	Case No. SC 175206A
. 9		
10	v.	ORDER REGARDING PAYMENT OF
11	JOSEPH NASO,	COSTS OF DEFENSE
12	Defendant.	[Penal Code §§ 987 et seq.]
13	· ·	
14		
15		
16	Defendant Joseph Naso stands convicted by	jury trial of multiple counts of special
17	circumstances murder in Marin County Superior Co	ourt Case Number SC175206A (hereafter
18	"defendant's criminal matter"). The Honorable Andrew E. Sweet presided over defendant's criminal	
19	matter which has now concluded.	
20	This court was assigned the task of determine	ning what, if any, amount of money defendant
21	should pay to the County of Marin based upon func	ls expended for defendant's defense. This court
22	is in possession of County Counsel's report dated July 27, 2011, entitled "Report Regarding Joseph	
23	Naso's Ability to Employ his own Counsel or Advi	isory Counsel" (hereafter "the July 27, 2011
24	report"). In that report, County Counsel concluded	that defendant had assets in the minimum
25	amount of \$560,000 up to \$944,000 at the maximum	m amount. The Court sealed its findings at that
26	time (July 2011).	
27	On December 13, 2013, this court held a hearing pursuant to Penal code section 987.8.	
28	In addition to the July 27, 2011 report, this court re	ad and considered the following filings:
	1	

1	1) a notice of motion and motion for reimbursement of defense costs filed by County
2	Counsel on October 31, 2013 (hereafter " notice of and motion for reimbursement");
3	2) defendant's one page declaration dated November 21, 2013, filed on that same date
4	(hereafter "defendant's declaration");
5	3) a supplemental motion for reimbursement of defense costs filed by County Counsel on
6	December 2, 2013 (hereafter "supplemental motion");
7	4) an addendum to July 27, 2011 report on Joseph Naso's assets filed by County Counsel on
8	December 3, 2013 (hereafter 'the addendum");
9	5) a declaration of Edward J. Kiernan and attachments in support of addendum to July 17,
10	2011 report on Joseph Naso's assets filed on December 3, 2013 (hereafter "first Kiernan
11	declaration");
12	6) a declaration of Edward J. Kiernan and attachments in support of submittal of additional
13	documents to the addendum to July 17, 2011 report on Joseph Naso's assets filed on
14	December 12, 2013 (hereafter "second Kiernan declaration"); and
15	7) defendant's request for a gag order dated October 30, 2013 and received by this court on
16	October 31, 2013. ¹
17	The addendum and first Kiernan declaration stated that defendant had transferred to his son
18	David Naso approximately \$295,465.37 in liquid assets and gold coins (with such coins
19	conservatively valued at \$30,000) between July 2011 and 2012. Defendant also divested himself of
20	additional liquid assets from two accounts with Bank of America, an account at Wells Fargo Bank,
21	and investments with Scott Trade. The whereabouts of such asset, as well as assets previously
22	deposited in an account with Nevada State Bank, are presently unknown. The addendum also
23	revealed that defendant currently owns improved real estate valued at or near \$125,000.00 and,
24	potentially, an additional parcel of unimproved real estate that was not valued.
25	
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27	
28	¹ The court considered this filing during the December 13, 2013 hearing pursuant to defendant's request.
	2

In defendant's declaration, defendant asserts that he no longer possesses "any financial liquid
 assets." At the December 13, 2013 hearing, defendant again asserted that he no longer has any
 financial liquid assets.

In the notice of and motion for reimbursement and supplemental motion, County Counsel
lists the fees and expenses incurred by the County of Marin. Those fees and expenses total
\$151,526.58. In addition, this court found that the County will have paid \$19,423.11 in additional
costs for the services of private investigator Everson Thompson. Therefore, the total cost of
defendant's legal defense in this case is \$170,949.69.

9 Having read and considered all of the information submitted to it, and having conducted a
10 review of the defendant's ability to pay all or part of the costs of his legal defense pursuant to Penal
11 Code Section 987 et seq.,

- 12
- 13

THIS COURT HEREBY FINDS:

Defendant has the ability to pay the legal costs, investigative costs, and witness costs
 associated with defendant's criminal matter; that defendant has significant assets including
 the improved and unimproved real estate as noted by County Counsel; and that defendant has
 transferred to his son, David Naso, a minimum of \$295,465.37 in liquid assets and gold
 coins.

 Defendant received legal and investigative services from the County of Marin and a private investigator during the course of defendant's criminal matter; those legal and investigative services were provided to defendant to assist him in his defense of the criminal charges; legal services costs total \$116,207.70 and represent the 970.75 hours expended by the Marin County Public Defender at a reduced rate of \$120.00 per hour; and that the number of hours and the hourly rate are reasonable.

3. Investigative services costs total \$40,898.28 (including two approved witness fee invoices)
and this court has previously approved the number of hours and invoices from the
investigator; that the witness fees of \$577.51 are reasonable; and that discovery costs
incurred by the District Attorney for defendant in the amount of \$13,266.20 are reasonable.

1	4. The total amount of the costs for the legal services, investigative service, and witness fees is
2	5. Defendant has the present ability to pay the County of Marin \$170,040.00
	= ====================================
4	6. Defendant did dispose of a minimum of \$295,465.37 of his liquid assets between the court's
5	first inquiries in July 2011 and 2012, and the December 13, 2013 hearing.
6	
7	BASED UPON THE COURT'S FINDINGS, IT IS HEREBY ORDERED:
8	1. Defendant is ordered to pay the County of Marin \$170,949.69.
9	2. That defendant is prohibited from making any encumbrances or divesting his real estate
10	located at:
11	350 Medgar Avenue, Reno NV. The Assessor's parcel number is 570-241-01.
12	3. The County of Marin is authorized to execute a lien in the amount of \$170,949.69 against the
13	following real property owned by defendant: 350 Medgar Avenue, Reno NV. The
14	Assessor's parcel number is 570-241-01. Additionally, the County of Marin is authorized to
15	execute a lien in the amount of \$170,949.60 against any vacant real property owned by
16	defendant in Reno, Nevada. This Order shall have the same force and effect of a civil
17	judgment [Penal Code Section 987.8(f)].
18	4. The County of Marin is authorized to trace the liquid assets divested by defendant to his son,
19	David, and others and the Court will entertain a motion to seize such assets as having been
20	fraudulently or otherwise improperly divested to the extent necessary to satisfy the Court's
21	order that defendant pay the \$170,949.69 to the County of Marin.
22	5. That to assist the County in tracing the assets owned by defendant, the July 27, 2011 report,
23	the first Kiernan declaration, and the second Kiernan declaration may be released to the
24	County of Marin for this specific purpose.
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V2. 10

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2	6. The County of Marin is authori	zed to return to this Court for any orders that are necessary in
3	facilitating the recovery of \$17	0,949.69 from defendant.
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6	Dated: December 20, 2013.	Ann Ma
7	Duiou. Docombox 20, 2015.	JAMES T. CHOU
8		Judge of the Superior Court
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V2. 11		
6 8 Cut4-00331 CU14-00331 CU14-00331 COUTY OF MARIN CA V5 JOSEPH 2 Pages District Court 02/13/2014 02:57 PM District Court 02/13/2014 02:57 PM V1 PM		FILED 2014 FEB 13 PM 2:57 JOEY GROWNA HASTINGS CLERK OF THE EDURT BY DEPUTY JEPUTY JEPUTY TE OF NEVADA
10	IN AND FOR THE C	OUNTY OF WASHOE
11 12 13 14 15	COUNTY OF MARIN, CALIFORNIA, Plaintiff, v.	Case No.: CV14 00331 Dept. No.:
16 17 18	JOSEPH NASO, Defendant.	
	Defendant. <u>NOTICE OF FILING APPLICATION FOR F</u>	OREIGN JUDGMENT AND AFFIDAVIT OF CREDITOR
17 18 19 20 21	Defendant. <u>NOTICE OF FILING APPLICATION FOR F</u>	
17 18 19 20	Defendant. <u>NOTICE OF FILING APPLICATION FOR F</u> <u>JUDGMENT</u> TO: Joseph Naso, Defendant; and TO: Pedro Oliveros, Deputy Public Defender,	CREDITOR Esquire, attorney for Defendant; ion for Foreign Judgment, a copy of which is of Judgment Creditor, a copy of which is attached

V	2		1	1
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V2. 12	
1	1. The name and post office address of the judgment creditor is:
2	County Counsel of Marin County
3	3501 Civic Center Drive, Suite 275 San Rafael, CA 94903
4	
5	2. The name and post office address of the judgment creditor's attorney is:
6	Jack F. Govi, Assistant County Counsel Office of the Marin County Counsel
7	3501 Civic Center Drive, Suite 275
8	San Rafael, CA 94903
9	AFFIRMATION: Pursuant to NRS 239B.030, the undersigned does hereby affirm that the
10	preceding document does not contain the Social Security number of any person.
11	
12	DATED this 13 th day of February, 2014.
13	
14	minhand L. Rosenau
15	Michael A. Rosenauer, Esq.
16	Attorneys for County of Marin
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	V2. 12

V2. 13			
CV14-D0331 CV14-D0331 COUNTY OF MARIN CA VS JOSEPH 2 Pages District County 02/13/2014 02:57 PM District County 02/13/2	CODE 1075 MICHAEL A. ROSENAUER, ESQ. SBN 2782 ROSENAUER & WALLACE 510 West Plumb Lane, Suite A Reno, NV 89509 775-324-3303 Attorney(s) for the COUNTY OF MARIN	FILED 2014 FEB 13 PH 2:57 JOEY ORDUNA HASTINGS CLERK OF THE COURT BY	
8 9 10	IN THE SECOND JUDIC	CIAL DISTRICT COURT	
11	OF THE STAT	'E OF NEVADA	
12	IN AND FOR THE COUNTY OF WASHOE		
13			
. 14		CV14 00331	
15	COUNTY OF MARIN, CALIFORNIA,	Case No.: $\frac{5}{10}$	
16	Plaintiff,	Dept. No.:	
17	v.		
18	JOSEPH NASO,		
19	Defendant.		
20			
21			
22			
23	AFFIDAVIT OF JUDGMENT CREDITOR		
24			
25	STATE OF NEVADA)) SS:		
26	COUNTY OF WASHOE		
27	1. The name and last known address of the Ju	dgment Debtor is:	
28	Joseph Naso, c/o Brandy Ebert, Litigation (
		V2. 13	

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V2. 14	
1	Department of Corrections, State of California
2	San Quentin State Prison San Quentin, CA 94964
3	2. The name and last known address of the Judgment Creditor is:
4	County of Marin
5	c/o Jack F. Govi, Assistant County Counsel
6	3501 Civic Center Drive, Suite 275 San Rafael, CA 94903
7	3. The foreign judgment that is attached to the Application of Foreign Judgment is valid and
8	enforceable.
9	4. As of January 16, 2014, \$0.00 of the foreign judgment has been satisfied and \$170,949.69
10	remains due and owing together with the applicable interest thereon.
11 12	AFFIRMATION: Pursuant to NRS 239B.030, the undersigned does hereby affirm that the
12	preceding document does not contain the Social Security number of any person.
14	Dated: February 13, 2014
15	DOGENALIED & WALLACE
16	ROSENAUER & WALLACE
17	michand L. Rosenauer
18	Michael A. Rosenauer, Esq. Attorney for County of Marin
19	
20	Signed and sworn to (or affirmed) before me on the 13 th day of February, 2014 by Michael A. Rosenauer, Esq.
21	Rosenader, Esq.
22	Dated this 13 th day of February, 2014
23	
24	Maca Join
25	
26 27	REBECCA L. SQUIRE Notary Public - State of Neveda Appointment Recorded in Washoe County
27	No: 06-103860-2 - Expires November 20, 2017

V2. 1	5	FILED Electronically
		2014-02-14 08:42:15 AM Joey Orduna Hastings Clerk of the Court
1	CODE 1067	Transaction # 4305509
2	Michael A. Rosenauer, Esq.	
3	SBN 2782 ROSENAUER & WALLACE	
4	510 West Plumb Lane, Suite A Reno, NV 89509 Tol. (415) 473 6117 For: (415) 473 3796	
5	Tel.: (415) 473-6117, Fax: (415) 473-3796	
6	Attorney(s) for the COUNTY OF MARIN	
7		
8		
9	IN THE SECOND JUDICIA	AL DISTRICT COURT
10	OF THE STATE	
11	IN AND FOR THE COU	
12		
13		
14	COUNTY OF MARIN, CALIFORNIA,	Case No.: CV14-00331
15	Plaintiff,	Dept. No.:_4
16	v.	
17	JOSEPH NASO,	
18	Defendant.	
19		
20		
21 22	AFFIDAVIT OF MAILING/SERVICE	
22		
23	I, REBECCA SQUIRE, being duly sworn	, do hereby depose and say under penalty of
25	perjury, that I am an employee of Rosenauer & Wallace, and that I am over the age of 18 years, that	
26	I am not interested in the above-captioned action, the	at I am familiar with the practice of Rosenauer &
27	Wallace for depositing items for delivery in the Unit	ed States mail
28	///	
		V2. 15

V2. 1		
1 2 3 4 5 6 7 8 9 10	and that, in accordance with the standard practice, on February 13, 2014, I placed a cop following documents: 1) Filing of Exemplified Copy of Foreign Judgment, 2) Notice of Application of Foreign Judgment and 3) Affidavit of Judgment Creditor in the Unite mail, postage prepaid, via certified mail, return receipt requested addressed to the following : Judgment Debtor: Joseph Naso, in care of Brandy Ebert, Litigation Coordinator San Quentin State Prison San Quentin, CA 94964 Attorney for Judgment Debtor: Pedro Oliveros Deputy Public Defender County of Marin	of Filing ed States
11 12 13 14 15	 3501 Civic Center Drive, Suite 139 San Rafael, CA 94903 AFFIRMATION: Pursuant to NRS 239B.030, the undersigned does hereby affirm preceding document does not contain the Social Security number of any person. 	that the
16 17 18 19	DATED this 13 th day of February, 2014. ROSENAUER & WALLACE	
20 21 22 23 24	REBECCA SQUIRE	
24 25 26 27 28	SUBSCRIBED and SWORN to before me this 13 th day of February, 2014, in Washoe County, State of Nevada. MOTARY PUBLIC SHARON K. ELLIS Notary Public - State of Nevada	
	Appointment Recorded in Washoe County No: 03-82452-2 - Expires August 3, 2016	V2. 16

Return Of NEF

Recipients

MICHAEL - Notification received on 2014-02-14 08:43:37.184. **ROSENAUER, ESQ.**

****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge:	
--------	--

HONORABLE CONNIE J. STEINHEIMER

Official File Stamp:	02-14-2014:08:42:15
Clerk Accepted:	02-14-2014:08:43:03
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Affidavit of Mailing
Filed By:	Michael A. Rosenauer

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

JOSEPH NASO

V2. 1	9	FILED Electronically
		2014-02-14 08:43:57 AM Joey Orduna Hastings Clerk of the Court
1	CODE 2610	Transaction # 4305517 : melwood
2	Michael A. Rosenauer, Esq. SBN 2782	
3	ROSENAUER & WALLACE 510 West Plumb Lane, Suite A	
4	Reno, NV 89509	
5	Attorney(s) for the COUNTY OF MARIN	
6		
7		
8	IN THE SECOND JUDICIA	AL DISTRICT COURT
9	OF THE STATE	OF NEVADA
10	IN AND FOR THE COU	INTY OF WASHOE
11		
12		
13	COUNTY OF MARIN, CALIFORNIA,	Case No.: CV14-00331
14	Plaintiff,	Dept. No.:_4
15 16	v.	
10	JOSEPH NASO,	
18	Defendant.	
19		
20		
21	NOTICE OF PEN	DENCY OF ACTION
22		
23	Pursuant to NRS 14.010, Plaintiff in this action hereby gives notice that on February 13,	
24	2014, it commenced an action in the Second Judicial District Court of the State of Nevada, in and for	
25	the County of Washoe, entitled "COUNTY OF MA	ARIN, CALIFORNIA, v. JOSEPH NASO. The
26	parties to the action are County of Marin, Califo	
27		
28	Rosenauer, Esq. of the firm of Rosenauer & Wallace	
	the plaintiff County of Marin has filed an Appli	cation of Foreign Judgment (Order Regarding

V2.	2	0
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1	Payment of Defense Cost) from the Superior Court of California, County of Marin whereby
2	defendant Joseph Naso was ordered to pay the County of Marin \$170,949.69 and such Order
3	constitutes a judgment and such Order, after its filing in Nevada, authorizes the County of Marin to
4	create a judgment lien against real property owned by Joseph Naso in Washoe County, Nevada.
6	Such real property includes but is not limited to the real property known as 350 Medgar Way, Reno,
7	Washoe County, Nevada, also known as Washoe County Assessor's Parcel Number (APN) 570-241-
8	01. Defendant Joseph Naso is incarcerated in San Quentin Prison in Marin County, California,
9	awaiting his execution on death row for the conviction of four capital murders.
10	
11	ADDIDEA
12	AFFIRMATION
13	The undersigned does hereby affirm that the preceding document does not contain the social
14	security number of any person.
15 16	Dated this 13 day of February, 2014.
17	ROSENAUER & WALLACE
18	
19	Michael Design
20	Michael A. Rosenauer, Esq.
21	Attorneys for the County of Marin State of Nevada)
22	ss) County of Washoe)
23	
24	On this day of February, 2014, personally appeared before me, Michael A. Rosenauer, Esq. who acknowledged to me that he executed the forgoing document.
25	
26	REBECCA L. SQUIRE Notary Public - State of Nevada Appointment Recorded in Westone County
27	No. C6-103860-2 - Expres November 20, 2017
28	
	V2. 20
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V2. 2			
1	<u>CERTIFICATE OF SERVICE</u>		
3	Pursuant to NRCP 5(b), I certify that I am an employee of Rosenauer & Wallace, 510 West	İ	
4	Plumb Lane, Suite A, Reno, NV 89509, and that on this date I served the foregoing document(s)		
5	described as follows:		
6	NOTICE OF PENDENCY OF ACTION		
7			
8	on the party(s) set forth below by:		
10	Reno Carson Messenger Service		
11	XXX Placing an original or true copy thereof in a sealed envelope placed for		
12	collection and mailing in the United States Mail, at Reno, Nevada, postage paid, following ordinary business practices.		
13	addressed as follows:		
14			
15 16	Joseph Naso, in care of Brandy Ebert, Pedro Oliveros Litigation Coordinator Deputy Public Defender		
17	San Quentin State PrisonCounty of MarinSan Quentin, CA 949643501 Civic Center Drive, Suite 139		
18	San Rafael, CA 94903		
19			
20			
21			
22	DATED this 12^{10} day of February, 2014.		
23 24			
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26	Ulpren On		
27	REBECCA SQUIRE		
28			
	V2. 2 ⁴		

Return Of NEF

Recipients

MICHAEL - Notification received on 2014-02-14 11:38:29.263. **ROSENAUER, ESQ.**

Judge.

****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

HONORABLE CONNIE J. STEINHEIMER	

Official File Stamp:	02-14-2014:08:43:57
Clerk Accepted:	02-14-2014:11:37:55
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Notice
Filed By:	Michael A. Rosenauer

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

JOSEPH NASO

V2. 24		FILED Electronically
		2014-02-20 11:13:21 AM Joey Orduna Hastings Clerk of the Court
1	CODE 3870	Transaction # 4312217 : pdbrown
2	Michael A. Rosenauer, Esq.	
3	SBN 2782 ROSENAUER & WALLACE	
4	510 West Plumb Lane, Suite A Reno, NV 89509	
5	Attorney(s) for the COUNTY OF MARIN	
6		
7		
8	IN THE SECOND JUDICIA	L DISTRICT COURT
9	OF THE STATE	
10	IN AND FOR THE COU	NTY OF WASHOE
11		
12		
13	COUNTY OF MARIN, CALIFORNIA,	Case No.: CV14-00331
14	Plaintiff,	Dept. No.:_4
15	v.	
16	JOSEPH NASO,	
17	Defendant.	
18		
19 20		
20	REQUEST F	OR JUDGMENT
21		
23	Plaintiff Marin County respectfully requests this Court issue a Nevada Judgment based upon	
24	its domestication of its California Judgment in Nevada.	
25	Marin County retained Nevada Counsel to utilize the Uniform Enforcement of Foreign	
26	Judgments Act found within NRS Chapter 17 to domesticate its existing California Judgment.	
27		
28	However, Marin County wishes to be on record in I	
	require a recordable document entered by a Nevad	a Court. NRS 17.150(2) permits the holder of a

V2. 2	
1 2 3 4 5 6 7	sister state judgment to request a Nevada judgment such that it can be recorded within the various Nevada counties. Moreover, a Nevada judgment would be necessary to support a Writ of Garnishment in Aid of Execution or an Execution. With these principles in mind, Plaintiff Marin County respectfully requests a Judgment identical in amount and substance to that entered by the California Superior Court be entered by this Court such that it can pursue any remedies within the State of Nevada.
8	
10	AFFIRMATION
11	The undersigned does hereby affirm that the preceding document does not contain the social
12	security number of any person.
13	Dated this 20 th day of February, 2014.
14	ROSENAUER & WALLACE
15	
16	Nichard & Responsed
17	Michael A. Rosenauer, Esq.
18	Attorneys for the County of Marin
19	
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V2. 2¢	
1	CERTIFICATE OF SERVICE
2	
3	Pursuant to NRCP 5(b), I certify that I am an employee of Rosenauer & Wallace, 510 West
4	Plumb Lane, Suite A, Reno, NV 89509, and that on this date I served the foregoing document(s)
5	described as follows:
7	REQUEST FOR JUDGMENT
8	
9	on the party(s) set forth below by:
10	Reno Carson Messenger Service
11	XXX Placing an original or true copy thereof in a sealed envelope placed for
12	collection and mailing in the United States Mail, at Reno, Nevada, postage paid, following ordinary business practices.
13	addressed as follows:
14	
15	Joseph Naso, in care of Brandy Ebert,Pedro OliverosLitigation CoordinatorDeputy Public Defender
16	San Quentin State Prison County of Marin
17	San Quentin, CA 94964 San Rafael, CA 94903
18 19	
20	
21	
22	
23	DATED this 20 th day of February, 2014.
24	
25	
26	REBECCA SQUIRE
27	KEBECCA SQUIKE
28	
	V2. 26

V2. 27		FILED Electronically 2014-02-20 11:13:59 AM Joey Orduna Hastings Clerk of the Court
		Transaction # 4312221 : pdbrown
1 2 3 4 5 6	CODE: 3860 MICHAEL A. ROSENAUER, ESQ. ROSENAUER & WALLACE State Bar No. 2782 510 West Plumb Lane, Suite A Reno, Nevada 89509 (775) 324-3303 Telephone (775) 324-6616 Fax Attorney for the County of Marin	
7		ONTIDE OF THE OF A PE OF SEVADA
8	IN THE SECOND JUDICIAL DISTRICT (IN AND FOR THE COU	
9	IN AND FOR THE COU * * * *	
10	COUNTY OF MARIN, CALIFORNIA,	CASE NO.: CV14-00331
11	Plaintiff,	
12	V.	DEPT. NO.: 4
13	JOSEPH NASO, Defendant.	
14	/	
15	REQUEST FOR	SUBMISSION
16 17		
18	It is requested that the Request for Ju	
19	undersigned attorney certifies that a copy of the	
20	AFFIRMATION: Pursuant to NRS 239B.0	
21	the preceding document does not contain the Social Security number of any person	
22	DATED this 20 day of Februa	19, 2014.
23	ROSENA	AUER & WALLACE
24	Michae	O.A. Rosenaual
25	MICHAE	EL A. ROSENAUER, ESQ.
26		
27		
ROSENAUER & WALLACE \$10 WEST PLUMB LANE, SUITE A 2 8 RENO, NEVADA 89509 (775) 324-3303		V2. 27

(775) 324-3303

	<u>C</u>	ERTIFICATE OF SH	ERVICE
1	Pursuant to NRCP 5(h)	I certify that I am an	employee of Rosenauer & Wallace,
2			
3	510 West Plumb Lane, Suite A, Reno, NV 89509, and that on this date I served the foregoing document(s) described as follows:		
4	-		ISCION
5	<u>Kr</u>	QUEST FOR SUBM	1851011
6	on the party(s) set forth below	by:	
8	XXX Electronic Moili	ng via Second Judicial	District Court
9	<u>XXX</u> Electronic Maili CM/ECF Syster Confirmation Sl	n to all those persons li	sted on the ECF
10	XXX Placing an origi	nal or true copy thereo	f in a sealed envelope
11	placed for collection and mailing in the United States Mail, at Reno, Nevada, postage paid, following ordinary business		ing ordinary business
12	practices.		
13	addressed as follows:		
14	Joseph Naso, in care of Brandy	Ebert,	Pedro Oliveros
15	Litigation Coordinator San Quentin State Prison		Deputy Public Defender County of Marin
16	San Quentin, CA 94964		3501 Civic Center Drive, Suite 139 San Rafael, CA 94903
17			
18		the area on	
19	DATED this 20	th day of February, 201	4.
20		10.0	INCN AND
21		REBEC	CA SQUIRE
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\$27\$ rosenauer & wallace \$10 west plumb lane, suite $a28$ reno, nevada 89509			\/2

Return Of NEF

Recipients

MICHAEL - Notification received on 2014-02-20 12:18:45.108. **ROSENAUER, ESQ.**

***** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

02-20-2014:11:13:21
02-20-2014:12:17:54
Second Judicial District Court - State of Nevada
Civil
COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Request
Michael A. Rosenauer

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

JOSEPH NASO

Return Of NEF

Recipients

MICHAEL - Notification received on 2014-02-20 12:24:02.247. **ROSENAUER, ESQ.**

Judge.

***** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

HONORABLE CONNIE J. STEINHEIMER	

Official File Stamp:	02-20-2014:11:13:59
Clerk Accepted:	02-20-2014:12:23:17
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Request for Submission
Filed By:	Michael A. Rosenauer

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

JOSEPH NASO

V2. 33		F I L E D Electronically 2014-03-26 05:04:03 PM
1	3783	Joey Orduna Hastings Clerk of the Court Transaction # 4361605
2		Transaction # 4361605
3		
4		
5		
6		
7	IN THE SECOND JUDICIAL DISTRICT	COURT FOR THE STATE OF NEVADA
8	IN AND FOR THE C	COUNTY OF WASHOE
9	COUNTY OF MARIN, CALIFORNIA,	Case No. CV14-00331
10	Plaintiff,	
11	v.	Department No.: 4
12	JOSEPH NASO,	
13	Defendant.	
14		GMENT
15		of Marin, California, by and through its attorney,
16	Michael A. Rosenauer, Esq. of Rosenauer & Wallace, filed an exemplified copy of a foreign	
17	Judgment pursuant to NRS Chapter 17 registering the December 20, 2013 Order Regarding	
18	Payment of Costs of Defense from the Superior Court of California, County of Marin, signed by	
19	the Honorable James T. Chou.	
20	On February 13, 2014, Plaintiff filed a Notice of Filing Application for Foreign Judgment	
21	and Affidavit of Judgment Creditor wherein Defendant Joseph Naso and his attorney Pedro	
22	Oliveros, Deputy Public Defender, County of Marin, were notified of Plaintiff's Application for	
23	Foreign Judgment and the Affidavit of Judgment Creditor filed in the instant matter and provided	
24	a copy of the same. On February 14, 2014, F	Plaintiff filed an Affidavit of Mailing evidencing
25 26	service on February 13, 2014 of a copy of the I	Filing of Exemplified Copy of Foreign Judgment,
26 27	Notice of Filing Application of Foreign Judgm	ent and the Affidavit of Judgment Creditor upon
27	Joseph Naso and his attorney by certified mail	, return receipt requested. Additionally, Plaintiff
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filed a Notice of Pendency of Action. On February 20, 2014, a Request for Judgment was filed requesting this Court issue a Nevada Judgment based upon Plaintiff's domestication of its California Judgment in Nevada.

NRS 17.150(2) permits the holder of a sister state judgment to request a Nevada judgment such that it can be recorded within the various Nevada counties. Additionally, NRS 6 17.350 states that the clerk shall treat the foreign judgment in the same manner as a judgment of the district court of this state, and that a judgment so filed has the same effect and is subject to the same procedures...and may be enforced or satisfied in like manner. NRS 17.360 states that no execution or other process for enforcement of a foreign judgment may issue until 30 days 10 after the date of mailing of the notice of filing. More than thirty (30) days has passed since the mailing of the notice of filing and no opposition has been filed with this Court.

12 Plaintiff has complied with the provisions of Uniform Enforcement of Foreign Judgments 13 Act, NRS17.330 et seg., and as such, the California Superior Court Order entered on December 14 20, 2013 can be treated as a judgment of this Court.

Based upon the foregoing and good cause appearing,

IT IS HEREBY ORDERED:

17 1. That Defendant Joseph Naso is ordered to pay the County of Marin One Hundred 18 Seventy Thousand Nine Hundred Forty-Nine Dollars and Sixty-Nine Cents (\$170,949.69). 19 Judgment in the amount of One Hundred Seventy Thousand Nine Hundred Forty-Nine Dollars 20 and Sixty-Nine Cents (\$170,949.69) is hereby entered in favor of the County of Marin, 21 California and against Joseph Naso. This Judgment is inclusive of costs and will bear interest at 22 the rate set forth by statute until fully paid.

23 That Defendant Joseph Naso is prohibited from making any encumbrances or 2. 24 divesting his real estate located at 350 Medgar Avenue, Reno, Nevada. Assessor's parcel 25 number 570-241-01.

That the County of Marin is authorized to execute a lien in the amount of 26 3. 27 \$170,949.69 against real property owned by defendant: 350 Medgar Avenue, Reno, Nevada, 28 APN 570-241-01, and against any vacant real property owned by defendant in Reno, Nevada.

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VZ.	SO

1	4. That execution or other process of enforcement of this judgment may issue
2	immediately.
3	DATED this $\underline{\mathcal{A}}$ day of March, 2014.
4	CONTE J. Steinheimen DISTRICT JUDGE
5	DISTRICT JUDGE
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V2. 36	
1	CERTIFICATE OF SERVICE
2	CASE NO. CV14-00331
3	I certify that I am an employee of the SECOND JUDICIAL DISTRICT COURT of the
4	STATE OF NEVADA, COUNTY OF WASHOE; that on the $2/\rho$ day of March, 2014, I
5	electronically filed the JUDGMENT with the Clerk of the Court by using the ECF system.
6	I further certify that I transmitted a true and correct copy of the foregoing document by
7	the method(s) noted below:
8	Personal delivery to the following: [NONE]
9	
10	Electronically filed with the Clerk of the Court by using the ECF system which will send a notice of electronic filing to the following:
11	MICHAEL ROSENAUER, ESQ. for COUNTY OF MARIN
12	Deposited in the Washoe County mailing system for postage and mailing with the United
13	States Postal Service in Reno, Nevada:
14	Joseph Naso, in care of Brandy Ebert Litigation Coordinator
15	San Quentin State Prison San Quentin, CA 94964
16	Pedro Oliveros
17	Deputy Public Defender County of Marin
18	3501 Civil Center Dr., Ste. 139 San Rafael, CA 94903
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<u>V2. 36</u>

Return Of NEF

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MICHAEL - Notification received on 2014-03-26 17:05:11.453. **ROSENAUER, ESQ.**

***** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge:

HONORABLE CONNIE J. STEINHEIMER

Official File Stamp:	03-26-2014:17:04:03
Clerk Accepted:	03-26-2014:17:04:40
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Judgment
Filed By:	Judicial Asst. AKay

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

JOSEPH NASO

V2. 39		FILED Electronically 2014-03-27 04:20:17 PM Joey Orduna Hastings Clerk of the Court Transaction # 4363402
1 2 3 4 5 6 7 8 9	CODE: 2535 MICHAEL A. ROSENAUER, ESQ. ROSENAUER & WALLACE State Bar No. 2782 510 West Plumb Lane, Suite A Reno, Nevada 89509 (775) 324-3303 Telephone (775) 324-6616 Fax Attorney for the County of Marin IN THE SECOND JUDICIAL DISTRICT IN AND FOR THE CO ****	UNTY OF WASHOE
10 11	COUNTY OF MARIN, CALIFORNIA, Plaintiff, v.	CASE NO.: CV14-00331 DEPT. NO.: 4
12 13	JOSEPH NASO, Defendant.	
14 15 16	NOTICE OF ENTRY PLEASE TAKE NOTICE that on the	<u>Y OF JUDGMENT</u> 26 th day of March, 2014, a Judgment (the
17 18	 "Judgment") was entered in the above-captioned matter. A copy of the Order is attached hereto as <u>Exhibit "1"</u>. AFFIRMATION: Pursuant to NRS 239B.030, the undersigned does hereby affirm that the preceding document does not contain the Social Security number of any person 	
19 20 21		
22 23	DATED this 27 ^h day of March,	
24 25 26	mecho	AUER & WALLACE
27 ROSENAUER & WALLACE 510 WEST PLUMB LANE, SUITE A28 RENO, NEVADA 89509 (775) 324-3303		\/2_30

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1	CERTIFICATE OF SERVICE	
2	Pursuant to NRCP 5(b), I certify that I am an employee of Rosenauer & Wallace,	
3	510 West Plumb Lane, Suite A, Reno, NV 89509, and that on this date I served the	
4	foregoing document(s) described as follows:	
5	NOTICE OF ENTRY OF	JUDGMENT
6		
7	on the party(s) set forth below by:	
8 9	XXX Electronic Mailing via Second Judici CM/ECF System to all those persons	al District Court listed on the ECF
10	Confirmation Sheet.	
10	XXX Placing an original or true copy there placed for collection and mailing in at Reno, Nevada, postage paid, follo	of in a sealed envelope the United States Mail, wing ordinary business
12	practices.	
13	addressed as follows:	
14	Joseph Naso, in care of Brandy Ebert,	Pedro Oliveros
15	Litigation Coordinator San Quentin State Prison	Deputy Public Defender County of Marin
16	San Quentin, CA 94964	3501 Civic Center Drive, Suite 139 San Rafael, CA 94903
17		Sali Kalaci, CA 94903
18		
19	DATED this 27 th day of March, 2014	
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22	KEBEU	LCA SQUIRE
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\angle 1 ROSENAUER & WALLACE 510 WEST PLUMB LANE, SUITE A 28 RENO, NEVADA 89509 (775) 324-3303		V2. 40
	2	

County of Marin California, Plaintiff v. Joseph Naso, Defendant Case No.: CV14-00331 Dept. No: 4		
Exhibit	Description	Pages
1.	Judgment	4

FILED Electronically 2014-03-27 04:20:17 PM Joey Orduna Hastings Clerk of the Court Transaction # 4363402 Exhibit ⁶⁶1⁹⁹

Exhibit "1"

\$

V2. 43	A	
		FILED Electronically 2014-03-26 05:04:03 PM Joey Orduna Hastings
1	3783	Clerk of the Court Transaction # 4361605
2		
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. 7		T COURT FOR THE STATE OF NEVADA
8		COUNTY OF WASHOE
9	COUNTY OF MARIN, CALIFORNIA,	Case No. CV14-00331
10	Plaintiff,	Department No.: 4
11	ν.	•
12	JOSEPH NASO,	
13	Defendant.	
14	JUDGMENT	
15	On February 13, 2014, Plaintiff, Count	y of Marin, California, by and through its attorney,
16	Michael A. Rosenauer, Esq. of Rosenauer & Wallace, filed an exemplified copy of a foreign	
17	Judgment pursuant to NRS Chapter 17 regi	stering the December 20, 2013 Order Regarding
18	Payment of Costs of Defense from the Superior Court of California, County of Marin, signed by	
19	the Honorable James T. Chou.	
20	On February 13, 2014, Plaintiff filed a	Notice of Filing Application for Foreign Judgment
21	and Affidavit of Judgment Creditor whereir	Defendant Joseph Naso and his attorney Pedro
22	Oliveros, Deputy Public Defender, County of Marin, were notified of Plaintiff's Application for	
23	Foreign Judgment and the Affidavit of Judgment Creditor filed in the instant matter and provided	
24	a copy of the same. On February 14, 2014,	Plaintiff filed an Affidavit of Mailing evidencing
25	service on February 13, 2014 of a copy of the	Filing of Exemplified Copy of Foreign Judgment,
26	Notice of Filing Application of Foreign Judg	ment and the Affidavit of Judgment Creditor upon
27 28		il, return receipt requested. Additionally, Plaintiff

filed a Notice of Pendency of Action. On February 20, 2014, a Request for Judgment was filed 1 requesting this Court issue a Nevada Judgment based upon Plaintiff's domestication of its 2 3 California Judgment in Nevada. NRS 17.150(2) permits the holder of a sister state judgment to request a Nevada 4 judgment such that it can be recorded within the various Nevada counties. Additionally, NRS 5 6 17.350 states that the clerk shall treat the foreign judgment in the same manner as a judgment of 7 the district court of this state, and that a judgment so filed has the same effect and is subject to the same procedures...and may be enforced or satisfied in like manner. NRS 17.360 states that 8 9 no execution or other process for enforcement of a foreign judgment may issue until 30 days 10 after the date of mailing of the notice of filing. More than thirty (30) days has passed since the 11 mailing of the notice of filing and no opposition has been filed with this Court. 12 Plaintiff has complied with the provisions of Uniform Enforcement of Foreign Judgments 13 Act, NRS17.330 et seg., and as such, the California Superior Court Order entered on December 14 20, 2013 can be treated as a judgment of this Court. Based upon the foregoing and good cause appearing, 15 16 IT IS HEREBY ORDERED: 17 That Defendant Joseph Naso is ordered to pay the County of Marin One Hundred 1. 18 Seventy Thousand Nine Hundred Forty-Nine Dollars and Sixty-Nine Cents (\$170,949.69). 19 Judgment in the amount of One Hundred Seventy Thousand Nine Hundred Forty-Nine Dollars 20 and Sixty-Nine Cents (\$170,949.69) is hereby entered in favor of the County of Marin, 21 California and against Joseph Naso. This Judgment is inclusive of costs and will bear interest at 22 the rate set forth by statute until fully paid. That Defendant Joseph Naso is prohibited from making any encumbrances or 23 2. divesting his real estate located at 350 Medgar Avenue, Reno, Nevada. Assessor's parcel 24 25 number 570-241-01. That the County of Marin is authorized to execute a lien in the amount of 26 3. \$170,949.69 against real property owned by defendant: 350 Medgar Avenue, Reno, Nevada, 27 APN 570-241-01, and against any vacant real property owned by defendant in Reno, Nevada. 28

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V2. 45	
1	4. That execution or other process of enforcement of this judgment may issue
2	immediately.
3	DATED this <u>26</u> day of March, 2014.
4	A. (Stil.
5	CONTE J. Steinheimen DISTRICT JUDGE
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V2. 46	
1	CERTIFICATE OF SERVICE
2	CASE NO. CV14-00331
3	I certify that I am an employee of the SECOND JUDICIAL DISTRICT COURT of the
4	STATE OF NEVADA, COUNTY OF WASHOE; that on the $2/q$ day of March, 2014, I
. 5	electronically filed the JUDGMENT with the Clerk of the Court by using the ECF system.
6	I further certify that I transmitted a true and correct copy of the foregoing document by
7	the method(s) noted below:
8	Personal delivery to the following: [NONE]
9	
10	Electronically filed with the Clerk of the Court by using the ECF system which will send a notice of electronic filing to the following:
11	MICHAEL ROSENAUER, ESQ. for COUNTY OF MARIN
12	Deposited in the Washoe County mailing system for postage and mailing with the United
13	States Postal Service in Reno, Nevada:
14	Joseph Naso, in care of Brandy Ebert Litigation Coordinator
15	San Quentin State Prison San Quentin, CA 94964
16	Pedro Oliveros
17	Deputy Public Defender County of Marin
18	3501 Čivil Center Dr., Ste. 139 San Rafael, CA 94903
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Return Of NEF

Recipients

MICHAEL - Notification received on 2014-03-27 16:21:23.567. **ROSENAUER, ESQ.**

****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge:	
HONORABLE CONNIE J. STEINHEIMER	
Official File Stamp:	03-27-2014:16:20:17
Clerk Accepted:	03-27-2014:16:20:52
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Notice of Entry of Judgment
	- **Continuation
Filed By:	Michael A. Rosenauer

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

JOSEPH NASO

V2. 49		FILED Electronically
		CV14-00331 2021-06-07 04:16:27 PM
1	CODE: 2650	Alicia L. Lerud Clerk of the Court
2	MICHAEL A. ROSENAUER, ESQ.	Transaction # 8483105 : yvildria
3	State Bar No. 2782 MICHAEL A. ROSENAUER, LTD.	
4	510 West Plumb Lane, Suite A	
5	Reno, Nevada 89509 (775) 324-3303 Telephone	
6	(775) 324-6616 Fax <u>michael@mrosenauer.com</u>	
7	Attorney for the County of Marin	
8	IN THE SECOND JUDICIAL DISTRICT CO	OURT OF THE STATE OF NEVADA
9	IN AND FOR THE COU	NTY OF WASHOE
10	* * * * *	*
11	COUNTY OF MARIN, CALIFORNIA,	CASE NO.: CV14-00331
12	Plaintiff, v.	DEPT. NO.: 4
13	JOSEPH NASO,	
14	Defendant/	
15	MARIN COUNTY'S OPPOSITION TO	JOSEPH NASO'S MOTION TO
16	STRIKE AND DISMISS I	FOUL JUDGMENT
17	Marin County hereby Opposes that do	ocument entitled Motion to Strike and
18	Dismiss Foul Judgment filed by Defendant J	Joseph Naso. Unfortunately, Mr. Naso
19	incorrectly interprets the Judgment entered by	y Judge James T. Chou, Superior Court
20	Judge on December 20, 2012, Judge Chey for	ad that Manin County was normaited to
21	Judge on December 20, 2013. Judge Chou four	
22	recover \$170,949.69 from Mr. Naso for costs i	incurred in his defense of the Criminal
23	matter for which he is currently serving tim	e on death row at San Quentin. This
24	Court properly thereafter entered a Sister St	ate Judgment. The Nevada Judgment
25	should therefore remain unaltered. Mr. Naso's	s Motion is properly denied.
26	This matter was brought before the Nev	ada Court by way of the Full Faith and
27		
28	Credit portion of the United States Constitut	ion. United States Constitution Article

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IV,§1. The Uniform Enforcement of Foreign Judgments Act was codified by the Nevada Legislature in 1979 as NRS 17.350 *et. seq.* Full Faith and Credit permits the Court of one state to recognize the duly entered judgment of a sister state such that the originating state's judgment becomes effective in the sister state. NRS 17.350. A judgment creditor in the sister state can then execute upon the judgment debtor's assets found within the sister state. The attempts by judgment debtors to hide assets in adjoining or foreign states are thwarted.

In the matter before this Court, Marin County presented an exemplified copy
of the Judgment entered by Judge Chou on December 20, 2013. A copy of Judge
Chou's Order is attached hereto as Exhibit 1. Thereafter, Marin County's Nevada
Counsel served the required Notice and Affidavit of Judgment Creditor as required
by NRS 17.360. On March 26, 2014, this Court entered a Judgment wherein the
Marin County (California) Judgment became a Nevada Judgment.¹ The Nevada
Judgment permitted Marin County to pursue Mr. Naso's Nevada assets, which it did.
Copies of Marin County's filings with the Nevada Court are attached as Exhibit 2.
This Court's corresponding Judgment is attached hereto as Exhibit 3.

Now, Mr. Naso argues that this Court misconstrued Judge Chou's Order and
erroneously entered its Nevada Judgment. Motion to Strike P.2, l. 25-28. Judge's
Chou's Order concludes "1) Defendant is ordered to pay the County of Marin
\$170,949.69." See Exhibit 1, P.4, l.8. No group of words could state a conclusion
more clearly. The Court continued to explicitly list the Nevada real property upon

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¹ This proceeding was necessitated by way of Marin County discovering that Mr. Naso had assets within Nevada as of July, 2011 totaling of between \$560,000.00 and \$944,000.00. Mr. Naso was arguing that he was indigent and hence, entitled to Counsel at Marin County's expense. See Judge Chu's Order regarding Payment of Costs of Defense P.1, l, 25-26.

V2. 51		
1	which Marin County was permitted to record a lien. See Exhibit 1, P4, 1.9-14. Mr.	
2	Naso is simply in error when he argues that Judge Chou's Order was improperly	
³ interpreted and applied by this Court. ²		
4	The Sister State Judgment signed March 26, 2014 was properly entered and	
5		
6	should not be disturbed.	
7	AFFIRMATION: Pursuant to NRS 239B.030, the undersigned does hereby affirm that the preceding document does not contain the Social Security number of any	
8	person.	
9	DATED this 7 th day of June, 2021.	
10	MICHAEL A. ROSENAUER, LTD.	
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12	MICHAEL A. ROSENAUER, ESQ.	
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28	² It is interesting that Mr. Naso was claiming he was, on one hand, indigent but within his same Motion, speaks of his "Reno property". See Motion P.2, l. 3 (indigence) and P.2,l. 26 (Reno property). -3-	
	[∥] \/2 51	

V2. 52		
1	CERTIFICATE OF SERVICE	
2	Pursuant to NRCP 5(b), I certify that I am an employee of Michael A.	
3	Rosenauer, Ltd., 510 West Plumb Lane, Suite A, Reno, NV 89509, and that on this	
4	전에 이렇게 그 것은 것은 것은 법법은 것은 것도 같은 것은 것을 많은 것을 알았는 것을	
5		
6	MARIN COUNTY'S OPPOSITION TO JOSEPH NASO'S MOTION TO	
7	STRIKE AND DISMISS FOUL JUDGMENT	
8		
9	on the party(s) set forth below by:	
10	<u>XXX</u> Electronic Mailing via Second Judicial District Court	
11	CM/ECF System to all those persons listed on the ECF Confirmation Sheet.	
12	XXX Placing an original or true copy thereof in a sealed	
13	<u>XXX</u> Placing an original or true copy thereof in a sealed envelope placed for collection and mailing in the United States Mail, at Reno, Nevada, postage paid,	
14	following ordinary business practices.	
15	addressed as follows:	
16		
17	Joseph Naso, #AR-9737 CSP-SQ 1-EB-80	
18	18 San Quentin State Prison San Quentin, CA 94964	
19	9	
20	Rob Bonta, Attorney General 1300 "I" Street	
21	Suite 126 Sacramento, CA 95814	
22		
23	Petro Oliveros Deputy Public Defender	
24	County of Marin 3501 Civic Center Drive, Suite 139	
25	San Rafael, CA 94903	
26	DATED this 7 th day of June, 2021.	
27	Kall	
28	REBECCA SQUIRE	
	-4-	
	V2. 52	

County of Marin California, Plaintiff v. Joseph Naso, Defendant Case No.: CV14-00331 Dept. No: 4		
Exhibit Number	Description	Pages
1.	Order Regarding Payment of Costs of Defense [Penal Code §§ 987 <i>et seq</i> .]	5
2.	Filing of Exemplified Copy of Foreign Judgment	14
3.	Judgment	4



EXHIBIT "1"

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1		DEC 20 2013		
2		KIM TURNER, Court Executive Officer MARIN COUNTY SUIDERIOR COURT By: L Centre, Deputy		
3	SUPERIOR COURT OF CALIFORNIA			
4	COUNTY OF			
5	,			
6 7		,		
·	PEOPLE OF THE STATE OF CALIFORNIA	Case No. SC 175206A		
9				
10	v.	THE PROVIDENCE DAYMENT OF		
11	JOSEPH NASO,	ORDER REGARDING PAYMENT OF COSTS OF DEFENSE		
12	Defendant.	[Penal Code §§ 987 et seq.]		
13	· · · · ·			
14				
15				
16	Defendant Joseph Naso stands convicted by	y jury trial of multiple counts of special		
17	circumstances murder in Marin County Superior C	ourt Case Number SC175206A (hereafter		
18	"defendant's criminal matter"). The Honorable A	ndrew E. Sweet presided over defendant's criminal		
19	matter which has now concluded.			
20	This court was assigned the task of determining what, if any, amount of money defendant			
21	1 should pay to the County of Marin based upon funds expended for defendant's defense. This court			
22	2 is in possession of County Counsel's report dated July 27, 2011, entitled "Report Regarding Joseph			
23	Naso's Ability to Employ his own Counsel or Advisory Counsel" (hereafter "the July 27, 2011			
24	24 (report"). In that report, County Counsel concluded that defendant had assets in the minimum			
25	The Court sealed its findings at that			
26	26 time (July 2011).			
27	On December 13, 2013, this court held a hearing pursuant to Penal code section 987.8.			
28	28 In addition to the July 27, 2011 report, this court read and considered the following filings:			
	1			

V2..56

.	1) a notice of motion and motion for reimbursement of defense costs filed by County
2	Counsel on October 31, 2013 (hereafter " notice of and motion for reimbursement");
3	2) defendant's one page declaration dated November 21, 2013, filed on that same date
	(bereafter "defendant's declaration");
4	3) a supplemental motion for reimbursement of defense costs filed by County Counsel on
5	December 2, 2013 (hereafter "supplemental motion");
6	4) an addendum to July 27, 2011 report on Joseph Naso's assets filed by County Counsel on
7	December 3, 2013 (hereafter 'the addendum");
8	5) a declaration of Edward J. Kiernan and attachments in support of addendum to July 17,
9	2011 report on Joseph Naso's assets filed on December 3, 2013 (hereafter "first Kiernan
10	declaration"):
11	6) a declaration of Edward J. Kiernan and attachments in support of submittal of additional
12	documents to the addendum to July 17, 2011 report on Joseph Naso's assets filed on
13	December 12, 2013 (hereafter "second Kiernan declaration"); and
14	7) defendant's request for a gag order dated October 30, 2013 and received by this court on
15	October 31, 2013 .
16 17	The addendum and first Kiernan declaration stated that defendant had transferred to his son
17	David Naso approximately \$295,465.37 in liquid assets and gold coins (with such coins
	and a supering the second
19	additional liquid assets from two accounts with Bank of America, an account at wells raigo bank,
20	and investments with Scott Trade. The whereabouts of such asset, as well as assets previously
21	deposited in an account with Nevada State Bank, are presently unknown. The addendum also
22	revealed that defendant currently owns improved real estate valued at or near \$125,000.00 and,
23	potentially, an additional parcel of unimproved real estate that was not valued.
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27	defendant's request.
28	2

V2. 57

In defendant's declaration, defendant asserts that he no longer possesses "any financial liquid 1 assets." At the December 13, 2013 hearing, defendant again asserted that he no longer has any 2 financial liquid assets. 3

In the notice of and motion for reimbursement and supplemental motion, County Counsel 4 lists the fees and expenses incurred by the County of Marin. Those fees and expenses total 5 \$151,526.58. In addition, this court found that the County will have paid \$19,423.11 in additional 6 costs for the services of private investigator Everson Thompson. Therefore, the total cost of 7 defendant's legal defense in this case is \$170,949.69. 8

Having read and considered all of the information submitted to it, and having conducted a 9 review of the defendant's ability to pay all or part of the costs of his legal defense pursuant to Penal 10 Code Section 987 et seq., 11

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THIS COURT HEREBY FINDS:

1. Defendant has the ability to pay the legal costs, investigative costs, and witness costs associated with defendant's criminal matter; that defendant has significant assets including the improved and unimproved real estate as noted by County Counsel; and that defendant has transferred to his son, David Naso, a minimum of \$295,465.37 in liquid assets and gold coins.

2. Defendant received legal and investigative services from the County of Marin and a private investigator during the course of defendant's criminal matter; those legal and investigative services were provided to defendant to assist him in his defense of the criminal charges; legal services costs total \$116,207.70 and represent the 970.75 hours expended by the Marin 22 County Public Defender at a reduced rate of \$120.00 per hour; and that the number of hours 23 and the hourly rate are reasonable. 24

3. Investigative services costs total \$40,898.28 (including two approved witness fee invoices) 25 and this court has previously approved the number of hours and invoices from the 26 investigator; that the witness fees of \$577.51 are reasonable; and that discovery costs 27 incurred by the District Attorney for defendant in the amount of \$13,266.20 are reasonable. 28

See and

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	, 1		
1	4. The total amount of the costs for the legal services, investigative service, and witness fees is		
2	\$170,949.69.		
3	5. Defendant has the present ability to pay the County of Marin \$170,949.69.		
4	6. Defendant did dispose of a minimum of \$295,465.37 of his liquid assets between the court's		
5	first inquiries in July 2011 and 2012, and the December 13, 2013 hearing.		
6			
7	BASED UPON THE COURT'S FINDINGS, IT IS HEREBY ORDERED:		
8	1. Defendant is ordered to pay the County of Marin \$170,949.69.		
9	2. That defendant is prohibited from making any encumbrances or divesting his real estate		
10	located at:		
11	[•] 350 Medgar Avenue, Reno NV. The Assessor's parcel number is 570-241-01.		
12	3. The County of Marin is authorized to execute a lien in the amount of \$170,949.69 against the		
13	following real property owned by defendant: 350 Medgar Avenue, Reno NV. The		
14	Assessor's parcel number is 570-241-01. Additionally, the County of Marin is authorized to		
15	execute a lien in the amount of \$170,949.60 against any vacant real property owned by		
16	defendant in Reno, Nevada. This Order shall have the same force and effect of a civil		
17	judgment [Penal Code Section 987.8(f)].		
18	4. The County of Marin is authorized to trace the liquid assets divested by defendant to his son,		
19	David, and others and the Court will entertain a motion to seize such assets as having been		
20	fraudulently or otherwise improperly divested to the extent necessary to satisfy the Court's		
21.	order that defendant pay the \$170,949.69 to the County of Marin.		
22	5. That to assist the County in tracing the assets owned by defendant, the July 27, 2011 report,		
23	the first Kiernan declaration, and the second Kiernan declaration may be released to the		
24	County of Marin for this specific purpose.		
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1 2 3 4	6. The County of Marin is authorized to return to this Court for any orders that are necessary in facilitating the recovery of \$170,949.69 from defendant.
5 6 7 8	Dated: December 20, 2013.
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EXHIBIT "2"

V2.	[.] 61	
· ~		
	1	CODE \$1760
	2	MICHAEL A. ROSENAUER, ESQ. 2014 FEB 13 PM 2: 57 SBN 2782
	3	ROSENAUER & WALLACE 510 West Plumb Lane, Suite A CLERK OF THE LOYAT
	- 11	Reno, NV 89509 775-324-3303 BY
	5	Attorney(s) for the COUNTY OF MARIN
	6	
	7	
	8	
	9	IN THE SECOND JUDICIAL DISTRICT COURT
	10 11	OF THE STATE OF NEVADA
	12	IN AND FOR THE COUNTY OF WASHOE
	13	
	14	COUNTY OF MARIN, CALIFORNIA, Case No.: CV14 00331
	15	COUNTY OF MARIN, CALIFORNIA, Case No.: Plaintiff, Dept. No.:
	16	V.
	17	JOSEPH NASO,
	18	Defendant.
	19	
	20	
	21 22	
	22	FILING OF EXEMPLIFIED COPY OF FOREIGN JUDGMENT
	25	Michael A. Rosenauer.
	25	COMES NOW Plaintiff, County of Marin, by and through counsel, when any the resonance,
	26	Esq. of ROSENAUER & WALLACE, and hereby mes the country of mann of energy of pursuant to NRS Chapter17, specifically NRS 17.350, et seq. and registers an exemplified copy of
	27	the Judgment which is attached hereto as Exhibit "1" as follows:
	28	

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i			
		Order Regarding Payment of Costs of Defe	nse from the Superior Court of California, County
	1	of Marin, signed by the Honorable James T. Che	ou and filed on December 20, 2013.
	3	I declare under penalty of perjury under th	e law of the State of Nevada that the foregoing is
	4	true and correct.	
	5	AFFIRMATION: Pursuant to NRS 239B.03	0 , the undersigned does hereby affirm that the
	6	preceding document does not contain the Socia	l Security number of any person.
	7		ROSENAUER & WALLACE
	8	Dated this 13 th day of February, 2014	RUSENAUER & WALLACE
	9		milino & Rosenaus
	10		Michael A. Rosenauer, Esq. Counsel for the County of Marin
	11		Counsel for the County of Indeas
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	County of Marin California, Plaintiff v. Joseph Naso, Defendant Case No.:	
	Dept. No: PR	
Exhibit	Description	Pages
1.	Exemplification of Record	6

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Exhibit "1"

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Exhibit "1"

SUPERIOR COURT OF CALIFORNIA COUNTY OF MARIN

PEOPLE OF THE STATE OF CALIFORNIA

CASE NO. SC175206A

V.

JOSEPH NASO

DEFENDANT.

EXEMPLIFICATION OF RECORD

I, Kim Turner, Court Executive Officer and Clerk of the Superior Court of California, County of Marin hereby certify that: the document(s) identified below are full, true and correct copies of the originals on file in this Court; therefore, these documents have been authenticated in accordance with the provisions of Title 28, United States Code § 1738, with the seal of the Marin County Superior Court affixed:

ORDER REGARDING PAYMENT OF COSTS OF DEFENSE [PENAL CODE §§ 987 ET SEQ.]

FILED DECEMBER 20, 2013

I, Faye D'Opal, Presiding Judge of the Superior Court of California, County of Marin, hereby certify that: the Marin County Superior Court is a court of record; Kim Turner, who has signed this attestation, is the duly appointed Court Executive Officer and Clerk of the Marin County Superior Court; the above signature is her genuine handwriting; all her official acts as Court Executive Officer are entitled to full faith and treat and this attestation is in due form of law.



Rresidina

T, Kim Turner, Court Executive Officer of the Superior Court of California, County of Marin, and Clerk of the Court, do hereby certify that the Honorable Judge Faye D'Opal, who has signed the foregoing attestation, is the duly elected and qualified Presiding Judge of said Court, and that the signature of said Judge to said Certificate is genuine.



Noly

Court Executive Officer

Formerly #310-766

,		DEC 20 2013			
1		KIM TURNER, Court Executive Officer MARIN COUNTY SUBERIOR COURT By: L Centry, Deputy			
3	SUPERIOR COURT OF CALIFORNIA				
4	COUNTY OF				
6					
7					
11	PEOPLE OF THE STATE OF CALIFORNIA	Case No. SC 175206A			
9					
10	· v.	ORDER REGARDING PAYMENT OF			
11	JOSEPH NASO,	COSTS OF DEFENSE			
12	Defendant.	[Penal Code §§ 987 et seq.]			
13					
14					
15		time trial of multiple counts of special			
16	Defendant Joseph Naso stands convicted by	y jury trial of multiple count of special			
17	circumstances murder in Marin County Superior C	ndrew E. Sweet presided over defendant's criminal			
18		ndrew E. Sweet presided over defendant's criminal			
19	matter which has now concluded.	ining what, if any, amount of money defendant			
20	This court was assigned the task of determining what, if any, amount of money defendant This court was assigned the task of determining what, if any, amount of money defendant				
21	and the Grand Lated July 27 2011, entitled "Report Regarding Joseph				
22	Line the sum Counsel or Advisory Counsel" (hereafter "the July 27, 2011				
23	I a set of the formed concluded that defendant had assets in the minimum				
24 25	The Court sealed its findings at the maximum amount. The Court sealed its findings at that				
26					
20	1 and a collective sourt hold a hearing pursuant to Penal code section 987.8.				
2	the source of a court this court read and considered the following filings:				
2	1				

,	1) a notice of motion and motion for reimbursement of defense costs filed by County
	Counsel on October 31, 2013 (hereafter " notice of and motion for reimbursement");
2	and the second advantage declaration dated November 21, 2013, filed on that same date
3	
4	(hereafter "defendant's declaration"); 3) a supplemental motion for reimbursement of defense costs filed by County Counsel on
5	3) a supplemental motion for reinfoursement of definition");
6	December 2, 2013 (hereafter "supplemental motion"); 4) an addendum to July 27, 2011 report on Joseph Naso's assets filed by County Counsel on
7	
8	December 3, 2013 (hereafter 'the addendum'');
9	5) a declaration of Edward J. Kiernan and attachments in support of addendum to July 17,
10	2011 report on Joseph Naso's assets filed on December 3, 2013 (hereafter "first Kiernan
11	declaration");
12	6) a declaration of Edward J. Kiernan and attachments in support of submittal of additional
13	documents to the addendum to July 17, 2011 report on Joseph Naso's assets filed on
14	December 12, 2013 (hereafter "second Kiernan declaration"); and
15	7) defendant's request for a gag order dated October 30, 2013 and received by this court on
16	October 31, 2013. ¹
17	The addendum and first Kiernan declaration stated that defendant had transferred to his son
18	David Naso approximately \$295,465.37 in liquid assets and gold coins (with such coins
19	between July 2011 and 2012. Defendant also divested ministrior
20	additional liquid assets from two accounts with Bank of America, an account at wells Fargo Bank,
2	and investments with Scott Trade. The whereabouts of such asset, as well as assets previously
2	deposited in an account with Nevada State Bank, are presently unknown. The addendum also
· 2	improved real estate valued at or near \$125,000.00 and,
	4 potentially, an additional parcel of unimproved real estate that was not valued.
	26
	 27 28 ¹ The court considered this filing during the December 13, 2013 hearing pursuant to defendant's request.
	28 The court considered this filing during the December 19, 2010 non-eg r 2

V2. 68

In defendant's declaration, defendant asserts that he no longer possesses "any financial liquid
 assets." At the December 13, 2013 hearing, defendant again asserted that he no longer has any
 financial liquid assets.

In the notice of and motion for reimbursement and supplemental motion, County Counsel
lists the fees and expenses incurred by the County of Marin. Those fees and expenses total
\$151,526.58. In addition, this court found that the County will have paid \$19,423.11 in additional
costs for the services of private investigator Everson Thompson. Therefore, the total cost of
defendant's legal defense in this case is \$170,949.69.

Having read and considered all of the information submitted to it, and having conducted a
review of the defendant's ability to pay all or part of the costs of his legal defense pursuant to Penal
Code Section 987 et seq.,

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THIS COURT HEREBY FINDS:

1. Defendant has the ability to pay the legal costs, investigative costs, and witness costs associated with defendant's criminal matter; that defendant has significant assets including the improved and unimproved real estate as noted by County Counsel; and that defendant has transferred to his son, David Naso, a minimum of \$295,465.37 in liquid assets and gold coins.

 Defendant received legal and investigative services from the County of Marin and a private investigator during the course of defendant's criminal matter; those legal and investigative services were provided to defendant to assist him in his defense of the criminal charges; legal services costs total \$116,207.70 and represent the 970.75 hours expended by the Marin County Public Defender at a reduced rate of \$120.00 per hour; and that the number of hours and the hourly rate are reasonable.

3. Investigative services costs total \$40,898.28 (including two approved witness fee invoices)
and this court has previously approved the number of hours and invoices from the
investigator; that the witness fees of \$577.51 are reasonable; and that discovery costs
incurred by the District Attorney for defendant in the amount of \$13,266.20 are reasonable.

11	
1	4. The total amount of the costs for the legal services, investigative service, and witness fees is
2	\$170,949.69.
3	5. Defendant has the present ability to pay the County of Marin \$170,949.69.
4	6. Defendant did dispose of a minimum of \$295,465.37 of his liquid assets between the court's
5	first inquiries in July 2011 and 2012, and the December 13, 2013 hearing.
6	
7	BASED UPON THE COURT'S FINDINGS, IT IS HEREBY ORDERED:
8	1. Defendant is ordered to pay the County of Marin \$170,949.69.
9	2. That defendant is prohibited from making any encumbrances or divesting his real estate
10	located at:
11	[•] 350 Medgar Avenue, Reno NV. The Assessor's parcel number is 570-241-01.
12	3. The County of Marin is authorized to execute a lien in the amount of \$170,949.69 against the
13	following real property owned by defendant: 350 Medgar Avenue, Reno NV. The
14	Assessor's parcel number is 570-241-01. Additionally, the County of Marin is authorized to
15	execute a lien in the amount of \$170,949.60 against any vacant real property owned by
16	defendant in Reno, Nevada. This Order shall have the same force and effect of a civil
17	judgment [Penal Code Section 987.8(f)].
18	4. The County of Marin is authorized to trace the liquid assets divested by defendant to his son,
19	David, and others and the Court will entertain a motion to seize such assets as having been
20	fraudulently or otherwise improperly divested to the extent necessary to satisfy the Court's
21	order that defendant pay the \$170,949.69 to the County of Marin.
22	5. That to assist the County in tracing the assets owned by defendant, the July 27, 2011 report,
23	the first Kiernan declaration, and the second Kiernan declaration may be released to the
24	County of Marin for this specific purpose.
-25	1//
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1 2 3	6. The County of Marin is authorized to return to this Court for any orders that are necessary in facilitating the recovery of \$170,949.69 from defendant.
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5	A. M.
7	Dated: December 20, 2013.
8	Judge of the Superior Court
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1	CODE 2610					
2		2014 FEB 13 PH 2:57				
3.	DOGENIATION & WATIACE	JOEY URDUNA HASTINGS CLERK OF THE COURT				
4	S10 West Plumb Lane, Suite A Reno, NV 89509	BYOEPUTY				
5	775-324-3303	DEFUT				
6	Attorney(s) for the COUNTY OF MARIN					
7	7 IN THE SECOND JUDICIAL DISTRICT COURT					
8	OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF WASHOE					
9						
10	IN AND FOR THE COU					
11						
12	COUNTRY OF MADIN CALIFORNIA	CV14 00331 Case No.:				
13		Dept. No.:				
14						
15						
16						
17	Defendanta					
18						
19	NOTICE OF FILING APPLICATION FOR FO	REIGN JUDGMENT AND AFFIDAVIT OF				
20	JUDGMENT	CREDITOR				
21	TO: Joseph Naso, Defendant; and					
22		Esquire, attorney for Defendant;				
23		on for Foreign Judgment, a copy of which is				
24	4 attached hereto as Exhibit "1", and an Affidavit of Judgment Creditor, a copy of which is attached					
25	hereto as Exhibit "2", were filed in the above-refer	enced case on the 13 th day of February, 2014.				
26	111					
	///					
28	///					
		V2				
	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27	COPY CODE 2610 CODE 2610 MICHAEL A. ROSENAUER, ESQ. SBN 2782 ROSENAUER & WALLACE S10 West Plumb Lane, Suite A Reno, NV 89509 Attorney(s) for the COUNTY OF MARIN Attorney(s) for the COUNTY OF MARIN COUNTY OF MARIN, CALIFORNIA, OF THE STATE IN AND FOR THE COU COUNTY OF MARIN, CALIFORNIA, Plaintiff, V, JOSEPH NASO, Defendant. NOTICE OF FILING APPLICATION FOR FC JUDGMENT C TO: Joseph Naso, Defendant; and TO: Pedro Oliveros, Deputy Public Defender, F PLEASE TAKE NOTICE that an Applicative attached hereto as Exhibit "1", and an Affidavit of hereto as Exhibit "2", were filed in the above-refer /// /// /// /// /// /// /// /// /// /				

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V2	. 72	
	1	1. The name and post office address of the judgment creditor is:
	2	County Counsel of Marin County
	3	3501 Civic Center Drive, Suite 275 San Rafael, CA 94903
	4	
	5	2. The name and post office address of the judgment creditor's attorney is:
	6	Jack F. Govi, Assistant County Counsel Office of the Marin County Counsel
	7	3501 Civic Center Drive, Suite 275 San Rafael, CA 94903
	8	
	9 10	AFFIRMATION: Pursuant to NRS 239B.030, the undersigned does hereby affirm that the
	10	preceding document does not contain the Social Security number of any person.
	12	DATED this 13 th day of February, 2014.
	13	
) and a	14	michand L. Rosenau
	15	Michael A. Rosenauer, Esq.
	16	Attorneys for County of Marin
	17	
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	1	CODE 1075 FILED	
	2 3 4 5 6	MICHAEL A. ROSENAUER, ESQ. SBN 2782 ROSENAUER & WALLACE 510 West Plumb Lane, Suite A Reno, NV 89509 775-324-3303 MICHAEL A. ROSENAUER, ESQ. 2014 FEB 13 PM 2: 57 JOEY DRUUNA HASTINGS CLERK OF THE COURT BY DEPUTY	
	7	Attorney(s) for the COUNTY OF MARIN	
	8 9 10	IN THE SECOND JUDICIAL DISTRICT COURT	
	10	OF THE STATE OF NEVADA	
	12	IN AND FOR THE COUNTY OF WASHOE	
	13		
1000	14	CV14 00331	
	15	COUNTY OF MARIN, CALIFORNIA, Case No.:	
	16	Plaintiff, Dept. No.:	
	17	ν.	
	18	JOSEPH NASO,	
	19	Defendant.	
	20		
	21		
	22 23	AFFIDAVIT OF JUDGMENT CREDITOR	
	23 24		
	25		
	26) SS:	
	27		
	28	Joseph Naso, c/o Brandy Ebert, Litigation Coordinator	
			V2. 73

V2	274					
•						
	1	Department of Corrections, State of California				
	2	San Quentin State Prison San Quentin, CA 94964				
	3	2. The name and last known address of the Judgment Creditor is:				
	4	County of Marin				
	5	c/o Jack F. Govi, Assistant County Counsel 3501 Civic Center Drive, Suite 275				
	6	San Rafael, CA 94903				
	7	3. The foreign judgment that is attached to the Application of Foreign Judgment is valid and				
	8	enforceable.				
	10	4. As of January 16, 2014, \$0.00 of the foreign judgment has been satisfied and \$170,949.69				
	11	remains due and owing together with the applicable interest thereon.				
	12	AFFIRMATION: Pursuant to NRS 239B.030, the undersigned does hereby affirm that the				
	13	preceding document does not contain the Social Security number of any person.				
	14	Dated: February 13, 2014				
	15	ROSENAUER & WALLACE				
	16					
	17	Michael A. Rosenauer, Esq.				
	18	Attorney for County of Marin				
	19	Signed and sworn to (or affirmed) before me on the 13 th day of February, 2014 by Michael A.				
	20 21	Rosenauer, Esq.				
	21					
	23	Dated this 13 th day of February, 2014				
	24	Vierca 7 din				
	25	NOTARY PUBLIC				
	26	REBECCA L. SQUIRE Notary Public - State of Nevada				
	27	Apocintinent Recorded In Washoe Courty No: 06-103860-2 - Expiree November 20, 2017				
	28					



EXHIBIT "3"

V2. 75

5

1 2 3 4	3783	FILED Electronically 2014-03-26 05:04:03 PM Joey Orduna Hastings Clerk of the Court Transaction # 4361605
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6		
. 7	IN THE SECOND JUDICIAL DISTRICT	COURT FOR THE STATE OF NEVADA
8	IN AND FOR THE C	OUNTY OF WASHOE
9	COUNTY OF MARIN, CALIFORNIA,	Case No. CV14-00331
10	Plaintiff,	Department No.: 4
11	v.	
12	JOSEPH NASO,	
13	Defendant.	
14	JUDG	MENT
15 16	On February 13, 2014, Plaintiff, County	of Marin, California, by and through its attorney,
10	Michael A. Rosenauer, Esq. of Rosenauer &	Wallace, filed an exemplified copy of a foreign
18	Judgment pursuant to NRS Chapter 17 regist	ering the December 20, 2013 Order Regarding
19	Payment of Costs of Defense from the Superior	Court of California, County of Marin, signed by
20	the Honorable James T. Chou.	
21		Notice of Filing Application for Foreign Judgment
22		Defendant Joseph Naso and his attorney Pedro
23		Marin, were notified of Plaintiff's Application for
24		nt Creditor filed in the instant matter and provided Plaintiff filed an Affidavit of Mailing evidencing
25		Filing of Exemplified Copy of Foreign Judgment,
26		nent and the Affidavit of Judgment Creditor upon
27 28		, return receipt requested. Additionally, Plaintiff

filed a Notice of Pendency of Action. On February 20, 2014, a Request for Judgment was filed
 requesting this Court issue a Nevada Judgment based upon Plaintiff's domestication of its
 California Judgment in Nevada.

NRS 17.150(2) permits the holder of a sister state judgment to request a Nevada 4 judgment such that it can be recorded within the various Nevada counties. Additionally, NRS 5 17.350 states that the clerk shall treat the foreign judgment in the same manner as a judgment of 6 the district court of this state, and that a judgment so filed has the same effect and is subject to 7 the same procedures...and may be enforced or satisfied in like manner. NRS 17.360 states that 8 no execution or other process for enforcement of a foreign judgment may issue until 30 days 9 after the date of mailing of the notice of filing. More than thirty (30) days has passed since the 10 mailing of the notice of filing and no opposition has been filed with this Court. 11

Plaintiff has complied with the provisions of Uniform Enforcement of Foreign Judgments
Act, NRS17.330 et seq., and as such, the California Superior Court Order entered on December
20, 2013 can be treated as a judgment of this Court.

Based upon the foregoing and good cause appearing,

IT IS HEREBY ORDERED:

15

16

That Defendant Joseph Naso is ordered to pay the County of Marin One Hundred
 Seventy Thousand Nine Hundred Forty-Nine Dollars and Sixty-Nine Cents (\$170,949.69).
 Judgment in the amount of One Hundred Seventy Thousand Nine Hundred Forty-Nine Dollars
 and Sixty-Nine Cents (\$170,949.69) is hereby entered in favor of the County of Marin,
 California and against Joseph Naso. This Judgment is inclusive of costs and will bear interest at
 the rate set forth by statute until fully paid.

23 2. That Defendant Joseph Naso is prohibited from making any encumbrances or
24 divesting his real estate located at 350 Medgar Avenue, Reno, Nevada. Assessor's parcel
25 number 570-241-01.

3. That the County of Marin is authorized to execute a lien in the amount of
\$170,949.69 against real property owned by defendant: 350 Medgar Avenue, Reno, Nevada,
APN 570-241-01, and against any vacant real property owned by defendant in Reno, Nevada.

1	4. That execution or other process of enforcement of this judgment may issue
2	immediately.
3	DATED this 36 day of March, 2014.
4	CONIE I. Steinheimen DISTRICT JUDGE
5	DISTRICT JUDGE
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1	CERTIFICATE OF SERVICE
2	CASE NO. CV14-00331
3	I certify that I am an employee of the SECOND JUDICIAL DISTRICT COURT of the
4	STATE OF NEVADA, COUNTY OF WASHOE; that on the $2/\rho$ day of March, 2014, I
5	electronically filed the JUDGMENT with the Clerk of the Court by using the ECF system.
б	I further certify that I transmitted a true and correct copy of the foregoing document by
7	the method(s) noted below:
8	Personal delivery to the following: [NONE]
9	
10	Electronically filed with the Clerk of the Court by using the ECF system which will send a notice of electronic filing to the following:
11	MICHAEL ROSENAUER, ESQ. for COUNTY OF MARIN
12	Deposited in the Washoe County mailing system for postage and mailing with the United
13	States Postal Service in Reno, Nevada:
14	Joseph Naso, in care of Brandy Ebert Litigation Coordinator
15	San Quentin State Prison San Quentin, CA 94964
16	Pedro Oliveros
17	Deputy Public Defender County of Marin
18	3501 Čivil Center Dr., Ste. 139 San Rafael, CA 94903
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V2. 79

Return Of NEF

Recipients

MICHAEL - Notification received on 2021-06-07 16:39:49.371. **ROSENAUER, ESQ.**

****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

-	
Judge:	
HONORABLE CONNIE J. STEINHEIMER	
Official File Stamp:	06-07-2021:16:16:27
Clerk Accepted:	06-07-2021:16:39:22
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Opposition to
	- **Continuation
	- **Continuation
	- **Continuation
Filed By:	Michael A. Rosenauer

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

JOSEPH NASO

Joseph Naso, #AR-9737 CSP-SQ 1-EB-80 San Quentin, CA 94S74 FILED Electronically CV14-00331 2021-06-08 02:50:56 PM Alicia L. Lerud Clerk of the Court Transaction # 8485237 : bblough

IN THE SECOND JUDICIAL DISTRICT COURT FOR THE

STATE OF NEVADA, IN AND FOR THE COUNTY OF WASHOE

COUNTY OF MARIN, CALIFORNIA PLAINTIFF CASE NO. CV14-00331 DEDARTMENT NO. 4 TOSEDH NASO DEFENDANT

MOTION TO STRIKE AND DISMISS EQUL JUDGMENT

DN DEC. 13, 2013, IN DEDT. K, OF MARIN COUNTY, CHIF. SUPERIOR COURT, HONORABLE JUDGE, JAMES T. CHOU PRESIDED OVER A 987 PENAL CODE, MONEY HEARING TO DECIDE IF DEFENDANT, JOSEPH NASO SHOULD BE ORDERED TO DAY MARIN COUNTY ^{\$}170,900 FOR THE SUPPOSED SERVICES OF A MARIN STY. DEFENSE ATTORNEY AND A PRIVATE INVESTIGATOR. JUDGE CHOU, ACCEPTED

PAGE I

PAGE 2 ¥2.83 MOTION TO STRIKE AND DISMISS JUDGMENT 1 2 THE DEFENDANT, NASO'S DLEDGE TO BE INDIGENT 3 OF HAVING LIQUID ASSERS. ATTHE SAME TIME, JUDGE CHOU, DECLARED THAT NASO SHOULD 5 NOT BE REQUIRED TO DAY THE 170,900, TAB. DEFENDANT NASO ALSO STATED. HE FELT THAT 7 THE LARGE MONEY TAB WAS MUCH ENHANCED 8 AND WAS NOT CONFIRMED TO BE CORRECT. 10 ATTORNEY DEDRO CLIVEROS WAS ONLY NASO'S 11 ADVISORY COUNSEL DURING HIS CASE AND TRIAL. PHORNEY OLIVEROS, DID NOTSAY ANYTHING ON NASO'S BEHALF OR DEFENSE, DURING THE MONEY HEARING. MR. OLIVEROS WORKS FOR 15 MARIN COUNTY RS A FIRST PRIORITY. THE DEFENDANT NASO WAS NOT REPRESENTED BY AHORNEY OLIVEROS AT THE DEC. 13, 2013 SESSION, 18 AS WAS FALSELY STATED ON DAGE ONE OF THE FOUL JUDGMENT. THE MARIN COUNTY COUNSEL 20 AND THEIR AHORNEY, EDWARD KLERMAN 21 OBTELTED TO JUDGE CHOUS ORDER TO FREE 22 NASO FROM BEING REQUIRED TO DAY THE LARGE 23 MOINEY TAB, THE MARIN COUNTY GROUP URGED 24 JUDGE CHOU TO ORDER A JUDGMEN LIEN FOR 25 THE 170.900 AGAINST NASO'S RENO PRODERTY. TUDGE STATED HE COULD NOT AND WOULD NOT DO THAT IN HIS COURT. V2.83

HGE 3 V2. **8**4 [,] WITH OUT JUDGE CHOUS KNOWLEDGE A FEW MONTHS 1 ATER, THE MARIN COUNTY AMORNEYS TOOK THE 2 LIBERTY TO CREATE A JUDGMENT LIEN AGAINST NASOS RENO HOME FOR THE 170,900 AND HAVE 4 A RENO COURT JUDGE SIGN AND APPROVE THE ORDER. 5 DOINTS AND AUTHORITYS 6 CALIF. JURIS PRUDENCE 3RD 40 A THOMPSON-7 WEST, 21 St. CENTURY. RELIEF FROM A VOID 8 JUDGMENT ORDER, JUDGMENTS 307, 308, 309. SUMMARY: A VOID JUDGMENT ORDER IS INVALID, 10 BELAUSE THE COURT LACKED SUBJECT MATTER 11 OR DERSONAL JURISDICTION OVER A DEFENDANT 12 BELAUSE THE JUDGMENT ORDER VIOLATED A 13 DARTY'S DUE PROCESS RIGHTS TO NOTICE AND 14 AN OPPORTUNITY TO BE HEARD. WHEN THE 15 COURT HAS JURISDICTION IN THE FUNDAMENTAL 16 SENSE, BUT LACKS THE JURISDICTION OR DOWER 17 TO ALT EXCEPTINA PARTICULAR MANNER OR 18 TO GIVE CERTAIN DROCEDURAL ADVANCE, 115 19 JUDGMENT ORDER IS VOIDABLE AND THUS SUBJECT 20 TA DIRECT AMACK. WHEN A COURT LACKS THE 21 TURISDICTION FUNDAMENTALS ANY JUDGMENT 22 ORDER IT ISSUES IS VOID 23 24 WITH REGARD TO THE TRUE FACTS OF THIS MOTION, 25 PRAY THAT THE COURT DISMISSES THIS 26 TUDGMENT AGAINST ME. JOSEPH NASO. 10so 28 V2.84 3

DROOF OF SERVICE BY MAIL I, JOSEPH NASO, DEFENDANT OF THE ENCLOSED CAPTIONED CASE, CV14-00331, AND MOTION, DO DECLARE THAT I MAILED COPYS OF THE MOTION TO THE FOLLOWING TWO PARTY'S ON, JUNE 2, 2021 NO. 1) MARIN COUNTY COUNSEL, ROOM 275 3501 (IVIC CENTER DR. SAN RAFAEL, CA. 94903 NO.2) ROB BONTA, CALIF. AHORNEY GENERAL. 1301 I STREET, SUITE 126 SACRAMENTO, CALIF. 95814

DATE OF MAILING, JUNE 2, 2021

Marto

V2. 86		n
	1	CEDTIFICATE OF CEDVICE
	1 2	CERTIFICATE OF SERVICE CASE NO. CV14-00331
	2	
		I certify that I am an employee of the SECOND JUDICIAL DISTRICT COURT of the
	4	STATE OF NEVADA, COUNTY OF WASHOE; that on the $2/\rho$ day of March, 2014, I
	5	electronically filed the JUDGMENT with the Clerk of the Court by using the ECF system.
	6	I further certify that I transmitted a true and correct copy of the foregoing document by
	7	the method(s) noted below:
	8	Personal delivery to the following: [NONE]
	9	
	10 11	Electronically filed with the Clerk of the Court by using the ECF system which will send a notice of electronic filing to the following:
	11	MICHAEL ROSENAUER, ESQ. for COUNTY OF MARIN
	12	Deposited in the Washoe County mailing system for postage and mailing with the United States Postal Service in Reno, Nevada:
	14	Joseph Naso, in care of Brandy Ebert
·	15	Litigation Coordinator San Quentin State Prison San Quentin, CA 94964
	1 6	Pedro Oliveros
	17	Deputy Public Defender County of Marin
	18	3501 Čivil Center Dr., Ste. 139 San Rafael, CA 94903
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2	SECOND JUDICIAL DISTRICT COURT COUNTY OF WASHOE, STATE OF NEVADA
3	COORT OF WISHOE, STATE OF REVIDA
4	AFFIRMATION Pursuant to NRS 239B.030 and 603A.040
5	
6	The undersigned does hereby affirm that the preceding document, (title of document)
7	<u>MOMONI TO STRIKE FOUL JUDGMENT</u> file in case number: <u>CASE NO. CV14-00331</u>
8	file in case number: <u>CASE NO. CV14-00331</u>
9	
10	(Imark one)
11	Document does not contain the personal information of any person.
12	
13	Document contains the social security number of a person as required by: (Imark one)
14 15	A specific state or federal law, to wit: (write the specific state or federal law)
15	
10	For the administration of a public program
18	 For the administration for a federal or state grant Confidential Family Court Information Sheet (NRS 125.130, NRS 125.230, and
19	Confidential Family Court Information Sheet (NRS 125.130, NRS 125.230, and NRS 125B.055)
20	
21	
22	DATED this (day) day of (month) _ JUNE _ , 20 Z/
23	
24	Submitted By: (Your signature)
25	(Print your name) JOSEPH NASO
26	(Print your name) <u>JOSEPH</u> NASO (Attorney for) <u>PRD-SE</u>
27	
28	
	REV 4.1.2021 JDB Affirmation

FILED Electronically CV14-00331 2021-06-08 02:50:56 PM Alicia L. Lerud Clerk of the Court Transaction # 8485237 : bblough

Exhibit Cover Page

EXHIBIT NUMBER

		FILED Electronically 2014-03-26 05:04:03 PM Joey Orduna Hastings		
1		Clerk of the Court Transaction # 4361605		
2				
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7		COURT FOR THE STATE OF NEVADA		
8	IN AND FOR THE CO	DUNTY OF WASHOE		
9	COUNTY OF MARIN, CALIFORNIA,	Case No. CV14-00331		
10	Plaintiff,	Department No.: 4		
11	v .			
12	JOSEPH NASO,			
13	Defendant.	-		
14	JUDG	MENT		
15	On February 13, 2014, Plaintiff, County	of Marin, California, by and through its attorney,		
16	Michael A. Rosenauer, Esq. of Rosenauer & Wallace, filed an exemplified copy of a foreign			
17	Judgment pursuant to NRS Chapter 17 register	ering the December 20, 2013 Order Regarding		
18	Payment of Costs of Defense from the Superior	Court of California, County of Marin, signed by		
19	the Honorable James T. Chou.			
20	On February 13, 2014, Plaintiff filed a N	otice of Filing Application for Foreign Judgment		
21	and Affidavit of Judgment Creditor wherein I	Defendant Joseph Naso and his attorney Pedro		
22	Oliveros, Deputy Public Defender, County of M	larin, were notified of Plaintiff's Application for		
23	Foreign Judgment and the Affidavit of Judgment Creditor filed in the instant matter and provided a copy of the same. On February 14, 2014, Plaintiff filed an Affidavit of Mailing evidencing service on February 13, 2014 of a copy of the Filing of Exemplified Copy of Foreign Judgment,			
24				
25 26				
26 Notice of Filing Application of Foreign Judgment and the Affidavit of Judgment Cre				
27		return receipt requested. Additionally, Plaintiff		
28 FXHIBIT				
	EXHIBIT /			

∀2. 89

	•		
1	filed a Notice of Pendency of Action. On February 20, 2014, a Request for Judgment was filed		
2	requesting this Court issue a Nevada Judgment based upon Plaintiff's domestication of its		
3	California Judgment in Nevada.		
4	NRS 17.150(2) permits the holder of a sister state judgment to request a Nevada		
5	judgment such that it can be recorded within the various Nevada counties. Additionally, NRS		
6	17.350 states that the clerk shall treat the foreign judgment in the same manner as a judgment of		
7	the district court of this state, and that a judgment so filed has the same effect and is subject to		
8	the same proceduresand may be enforced or satisfied in like manner. NRS 17.360 states that		
9	no execution or other process for enforcement of a foreign judgment may issue until 30 days		
10	after the date of mailing of the notice of filing. More than thirty (30) days has passed since the		
11	mailing of the notice of filing and no opposition has been filed with this Court.		
12	Plaintiff has complied with the provisions of Uniform Enforcement of Foreign Judgments		
13	Act, NRS17.330 et seq., and as such, the California Superior Court Order entered on December		
14	20, 2013 can be treated as a judgment of this Court.		
15	Based upon the foregoing and good cause appearing,		
16	IT IS HEREBY ORDERED:		
17	1. That Defendant Joseph Naso is ordered to pay the County of Marin One Hundred		
18	Seventy Thousand Nine Hundred Forty-Nine Dollars and Sixty-Nine Cents (\$170,949.69).		
19	Judgment in the amount of One Hundred Seventy Thousand Nine Hundred Forty-Nine Dollars		
20	and Sixty-Nine Cents (\$170,949.69) is hereby entered in favor of the County of Marin,		
21	California and against Joseph Naso. This Judgment is inclusive of costs and will bear interest at		
22	the rate set forth by statute until fully paid.		
23	2. That Defendant Joseph Naso is prohibited from making any encumbrances or		
24	divesting his real estate located at 350 Medgar Avenue, Reno, Nevada. Assessor's parcel		
25	number 570-241-01.		
26	3. That the County of Marin is authorized to execute a lien in the amount of		
27	\$170,949.69 against real property owned by defendant: 350 Medgar Avenue, Reno, Nevada,		
28	APN 570-241-01, and against any vacant real property owned by defendant in Reno, Nevada.		
	2 .		

1	4. That execution or other process of enforcement of this judgment may issue
2	immediately.
3	DATED this $\frac{26}{2}$ day of March, 2014.
4	CONVE J. Steinheuries
5	DISTRICT JUDGE
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Return Of NEF

Recipients

MICHAEL - Notification received on 2021-06-08 14:53:27.707. **ROSENAUER, ESQ.**

***** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge:
HONORABLE CONNIE J. STEINHEIMER

Official File Stamp:	06-08-2021:14:50:56
Clerk Accepted:	06-08-2021:14:53:00
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Mtn to Strike
	- **Continuation
Filed By:	Deputy Clerk BBlough

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

JOSEPH NASO

V2. 94		FILED Electronically	
		CV14-00331 2021-06-16 10:58:01 AM Alicia L. Lerud	
1	CODE: 3860	Clerk of the Court Transaction # 8497928	
2	MICHAEL A. ROSENAUER, ESQ. State Bar No. 2782		
3	MICHAEL A. ROSENAUER, LTD.		
4	510 West Plumb Lane, Suite A Reno, Nevada 89509		
5	(775) 324-3303 Telephone		
6	(775) 324-6616 Fax <u>michael@mrosenauer.com</u>		
7	Attorney for the County of Marin		
8	IN THE SECOND JUDICIAL DISTRIC	T COURT OF THE STATE OF NEVADA	
9	IN AND FOR THE C	COUNTY OF WASHOE	
10	****	****	
11	COUNTY OF MARIN, CALIFORNIA,	CASE NO.: CV14-00331	
12	Plaintiff, v.	DEPT. NO.: 4	
13	JOSEPH NASO,		
14	Defendant/		
15	REQUEST FOR SUBMISSION		
16	It is nonvocted that Issanh Ness's N	Action to Stuilso and Diamica Foul Indoment	
17	It is requested that Joseph Naso's N	Aotion to Strike and Dismiss Foul Judgment	
18	filed June 7, 2021, opposed on June 14, 2	021 be submitted for decision.	
19	The undersigned attorney certifies	that a copy of this has been mailed and/or	
20	electronically served to all parties.		
21	AFFIRMATION: Pursuant to NRS 23	9B.030 , the undersigned does hereby affirm	
22	that the preceding document does not o	contain the Social Security number of any	
23	person.		
24	DATED this 16 th day of June, 2021	l	
25	Μ	ICHAEL A. ROSENAUER, LTD.	
26	/s/	Míchael A. Rosenauer, Esq.	
27		ICHAEL A. ROSENAUER, ESQ.	
28			
	1	\/2 0/	

V2. 95			
1	CERTIFICATE OF SERVICE		
2			
3	Pursuant to NRCP 5(b), I certify that I am an employee of Michael A		
4	Rosenauer, Ltd., 510 West Plumb Lane, Suite A, Reno, NV 89509, and that on th		
5	date I served the foregoing document(s) described as follows:		
6	REQUEST FOR SUBMISSION		
7			
8	on the party(s) set forth below by:		
9			
10	<u>XXX</u> Electronic Mailing via Second Judicial District Court CM/ECF System to all those persons listed on the ECF Confirmation Sheet.		
11	Commination Sheet.		
12	<u>XXX</u> Placing an original or true copy thereof in a sealed		
13	envelope placed for collection and mailing in the United States Mail, at Reno, Nevada, postage paid, following ordinary business practices.		
14	tonowing ordinary business practices.		
15	addressed as follows:		
16	Joseph Naso, #AR-9737		
17	CSP-SQ 1-EB-80 San Quentin State Prison		
18	San Quentin, CA 94964		
19	Rob Bonta, Attorney General		
20	1300 "I" Street Suite 126		
21	Sacramento, CA 95814		
22	Petro Oliveros		
23	Deputy Public Defender County of Marin		
24	3501 Civic Center Drive, Suite 139 San Rafael, CA 94903		
25			
26	DATED this 16 th day of June, 2021.		
27	<u>/s/ Rebecca Squire</u> REBECCA SQUIRE		
28			

Return Of NEF

Recipients

MICHAEL - Notification received on 2021-06-16 11:02:58.928. **ROSENAUER, ESQ.**

***** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

06-16-2021:10:58:01
06-16-2021:11:02:26
Second Judicial District Court - State of Nevada
Civil
COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Request for Submission
Michael A. Rosenauer

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

JOSEPH NASO

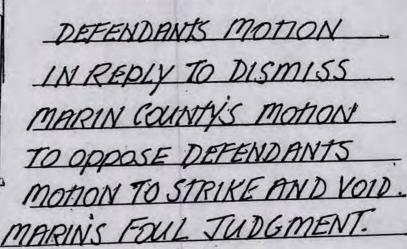
V2.98

Joseph Naso, #AR-9737 CSP-SQ 1-EB-80 San Quentin, CA 94974 FILED Electronically CV14-00331 2021-06-22 08:49:41 AM Alicia L. Lerud Clerk of the Court Transaction # 8505974 : khudson

IN THE SECOND JUDICIAL DISTRICT COURT OF THE

STATE OF NEVADA AND THE COUNTY OF WASHOE ...

MARIN COUNTY, CALIF. PLAINTIFF V. JOSEPH NASO DEFENDANT



CASE NO. CV14-00331

DEPT. NO. 4

DEFENDANT, JOSEPH NASO,

MOVES THIS HONORABLE COURT, TO MAKE A RULING, REVERSING THE COURTS ORDER THAT ORIGINALLY GRANTED THE PLAINTIFF A SUMMARY TUDOMENT, THAT WAS CONCOCTED BY AVOIDING THE RULE OF LAW, AND THUS, DENYING THE DEFENDANT HIS RIGHT TO DUE PROCESS OF LAW. AND HIS RIGHT TO PROCEDURAL LAW AND JURISDICTION. FIRST OFF, THE DEFENDANT WILL CLEAR THE SMOKE AND TRY TO INTERPRET THE DOUBLE. TALK OF AMORNEY, ROSENAUER, WHO IS A COHORT AND AGENT FOR THE MARIN COUNTY, MONEY GRABBERS. V2.98

VAPPORNEY ROSENAUER TALKS ABOUT A LOT OF NON-RELEVANT MATERIAL, ISSUES AND TRIVIAL EVENTS. HE TALKS ABOUT MY SON AND I, OF WHAT WE DID WITH OUR MOINEY. HOW MUCH WE HAD ON A VARIETY OF Y DATES, BUT ALL BEFORE DEC. 2013. THIS CASE AND MY? MOTION IS NOT ABOUT MONEY. IT'S ABOUT AN ILLEGALLY OBTAINED JUDGMENT LIEN AGAINST ME AND MY RENDS NV. PROPERTY. BEFORE I GO ON I WANT TO GET ONE THING VERY CORRECT FOR ALL TO GRASP. PEDRO OLIVERDS. IS NOT MY LAWYER OF RECORD. HE NEVER WAS AND NEVER WILL BE. YET HE CONTINUOUSLY IS FALSELY NAMED TO BE MY LAWYER. BY AttorNey ROSENAUER AND MARIN COUNTY. IF THEY CAN'T GET THAT MUCH CORRECT, HOW CAN THEY BE ETHICAL WITH MONEY CLAIMS. MR. OLIVEROS WAS ONLY A ADVISORY COUNSEL FOR THE DEFENDANT, NASO DURING HIS CRIMINAL CASE AND TRIAL. NOTHING MORE. NOT HIS LAWYER OLIVEROS WAS HIRED BY THE TRIAL JUDGE. NOT BY THE DEFENDANT WHO WAS OPPOSED TO THIS ACT. ______ THE DEFENDANT WAS ALWAYS ENGAGED AS PROSE_99-

MAROODLIVEROS ADVISORY SERVICE WAS MOSTLY BEHIND GLASS VISITS AT THE MARIN COUNTY JAIL IN 2013 PRIOR TO TRIAL. HE ADVISED ME SOME ON JURY SELECTION. THERE WAS NO WRITTEN FORMAT OF THE VISITS, WHICH WERE SET TO BE FOR ONE HOUR, ON CERTAIN DAYS OF A WORK WEEK. I DID NOT KEEP RECORDS. BUT I DO FIRMLY RECALL THAT DEDRO SELDOM WOULD COME ON TIME TO START HIS HOUR VISIT. OFTEN TIMES HE WOULD BE AS MUCH AS 2 HOUR DR MORE LATE THEN HE WOULD DEPART EXACTLY AT WOULD HAVE BEEN THE END OF AN HOUR, TO REPORT TO HIS OFFICE. DURING MANY OF HIS ZHUR TO 15 MINUTE VISITS, PEDRO TALKED MUCH ABOUT THE NEL RAIDERS AND HIS 4 DOGS. DURING TRIAL HE WAS RESTRICTED BY THE TRIAL JUDGE FROM TALKING TO ME, AT THE DEMAND OF THE PROSECUTION. THE LEGAL SERVICES FOR MR. OLIVEROS AT 970 HOURS AT 12000 HR. = 116,207 AT THE DEC. 13,2013 987 HEARING WAS MOSTLY ENHANCED AND GREATLY FABRICATED. GO TO PAGE 4

DURING THE DEC. 1.3, 2013 987 HEARING, WHEN THE TOTAL TAB FOR THE DUBLIC DEFENDER ADVISORY SERVICE WAS PRESENTED, MR. OLIVEROS AGREED. HE WORKS FOR MARIN COUNTY AND LIKELY GAVE THE COUNTY THE CHARGE RELORDS. I WAS NOT ALLOWED MY OPINION. WHICH WOULD HAVE BEEN A FIRM OBJECTION TO -THE ADVISORY TAB. THE DEFENDAINTS CASE INVESTIGATOR, EVERSON THOMPSON REFUSED TO TESTIFY AND RAN OUT OF THE COURT ROOM. JACK GOVI, OF THE MARIN COUNTY COUNSEL SHOUTED OUT VILE, UNWARRANTED REMARKS ... ABOUT THE DEFENDANTS TRIAL CASE. THE GLIMATE OF 987 MONEY HEARING TURNED OUT TO BE A DISPUTABLE. AND DENNING PRODUCTION. ONE THING THAT IS A TRUE FACT IS: THE DEFENDANT PLEDGED TO THE JUDGE, CHOU, HE IS CURRENTLY INDIGENT OF LIQUID ASSETS. HE MADE NO MENTION OF OWNING PROPERTY IN RENO, -NV. IT WAS MARIN COUNTY WHO BROUGHT UP THE. PROPERTY, WHICH IS NOT LIQUID. AHORNEY ROSENAUER, KINAWINGLY MISLEADS THE COURT WITH HIS PLAY OF WORDS, ALSO, THE 987 HEARING WAS NOT A JUDGMENT HEARING. REGARDLESS OF MR. ROSENAUERS SISTER STATE SCHEME, A JUDGMENT LIEN IS ONLY VALID IF APPROVED IN A PROPER JUDGMENT HEARING AND JURISDICTION: 101

MARIN COUNTY, GALIFORNIA, THE PLANTIFF OF THE FOUL JUDGMENT AND ITS AUTHOR AND THEIR AHORNEY, MICHAEL ROSENAUER HAVE PERPETRATED DECETT AND MISGUIDANCE ON THE COURT WHO APPROVED THE JUDGMENT IN RENO, NY. ON MARCH 26, 2014. THE JUDGMENT WAS NOT THE PRIOR RESULT OF A DROPER JUDGMENT HEARING IN A PROPER TURISDICTION. THE DEC. 13, 2013 987 HEARING IN MARIN COUNTY HAD NO STANDING ALSO OF THE JUDGMENT. MR. ROSENAUER, KEEPS BUSY WITH MORE ILLEGAL ABUSE AND MALFERSANCE TOWARD THE DEFENDANT AND HIS CIVIL RIGHTS TO POSSESS LEGAL MONEY PRIOR TO 2013. HE COINTINUES TO FALSIFY MORE MOTIONS LIKE THE ONE HE HAS JUDGE SHOU APPROVE IN EFFORT FOR MARIN COUNTY TO GRAB THE DEFENDANTS LIQUID ASSETS HE ONCE HAD PRIOR TO DEC. 2013. PEDRO DLIVEROS 15 NOT MY LAWYER. HE KEEPS ON INSULTING ME. DED RO HIMSELF TOD ME OF HOW LAWYERS LIKE ROSENAMER WILL CHEAT CLIENTS AND TAKE THEIR MONEY AT WILL, AFTER I WAS SENTENCED AND PARRIVED AT PRISON NOV 26 2013, WITHOUT MY KNOWLEDGE, PEDRO GAVE AWAY 10005 OF MY DISCOVERY TRANSCRIPTS, I WAS CHARGED WITH-PEDRO SHOULD HAVE TO PAY THE COUNTY FOR IT. OR HIS OFFICE SHOULD.

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V2. DEFENDANTS FINAL SUMMARY OF FACTS THE DEFENDANT HAS COVERED MUCH OF WHAT WENT ON AT THE DEC. 13, 2013 MONEY HEARING IN JUDGE CHOIS MARIN COUNTY COURT- ONE THING I FORGOT TO MENTION: DURING THE HEARING, THERE WAS NO COURT RECORDER. NOR TRANSCRIPTS THAT I AM AWARE OF ALSO, I COULD NOT OBTAIN A COPY OF THE MINUTES IF THERE WERE ANY. WITH REGARD TO THE MARIN COUNTY COUNSEL'S DEMAND TO BE PAID FOR THE DEFENDANTS SUPPOSED CASE AND TRIAL SERVICES, LETS START WITH THE TRIAL JUDGES COURT TO PAY FOR MR. OLIVEROS SO CALLED ADVISORY SERVICE. IT WAS THE JUDGE WHO KIRED PEDRO. AND LES HAVE JUDGE CHOUS COURT PAY FOR THE INVESTIGATORS FEES THAT HE APPROVED. AND HAVE MR. OLIVEROS DAY FOR THE 1000'S OF TRANSCRIPTS. HE GAVE AWAY, THAT THE DEFENDANT NEVER DID SEE. THE # 170,900 JUDGMENT AGAINST THE DEFENDANT WAS FOUL FROM THE START: NOT LEGALLY OBTAINED. IT SHOULD THE DISMISSED. I PRAY THAT THE COURT WILL FAVORABLY CONSIDER THE FORE GOING FIND GRANT MY REPLY MOTION. I HEREBY AFFIRM THAT THESE ENCLOSED PAGES AND MOTION DO NOT CONTAIN ANY DERSONS SOCIAL SECURITY NO. JM2.103 RESPECTFULLY SUBMITTED

V2. 104

PROOF OF SERVICE BY MAIL

E. JOSEPH NASO, DEFENDANT OF THE ENCLOSED CAPTIONED CASE, CV14-003:31. DO DECLARE THAT I MAILED COPY'S OF THE ENCLOSED MOTION TO THE TWO PARTYS LISTED BETOW, ON JUNE 17. 2021 Maro 1) MARIN COUNTY COUNSEL, ROOM 275 3501 CIVIC CENTER DR. SAN RAFAEL (A. 94903 2) ROB BONTA, CALIF. ATTORNEY GENERAL 1300 I ST. SUITE 126 SACRAMENTO, CA. 95814 DATE OF MAILING FROM SAIN QUENTIN PRISON: JUNE 17 2021 Marr V2.104

Return Of NEF

Recipients

MICHAEL - Notification received on 2021-06-22 08:51:33.512. ROSENAUER, ESQ.

****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge:	
HONORABLE CONNIE J. STEINHEIMER	
Official File Stamp:	06-22-2021:08:49:41
Clerk Accepted:	06-22-2021:08:50:55
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Motion
Filed By:	Deputy Clerk KHudson

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

V2. 10	FILED Electronically CV14-00331 2021-08-13 02:32:17 PM
1	CODE: 3860
2	MICHAEL A. ROSENAUER, ESQ. Transaction # 8595192
3	State Bar No. 2782 MICHAEL A. ROSENAUER, LTD.
4	510 West Plumb Lane, Suite A Reno, Nevada 89509
5	(775) 324-3303 Telephone
6	(775) 324-6616 Fax <u>michael@mrosenauer.com</u>
7	Attorney for the County of Marin
8	IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
9	IN AND FOR THE COUNTY OF WASHOE
10	****
11	COUNTY OF MARIN, CALIFORNIA, CASE NO.: CV14-00331
12	Plaintiff, v. DEPT. NO.: 4
13	JOSEPH NASO,
14	Defendant/
15	REQUEST FOR SUBMISSION
16 17	It is requested that the Order Denying Motion to Strike and Dismiss
18	Foul Judgement filed August 13, 2021, be submitted for decision. A copy of the Order is
19	attached hereto as Exhibit "1".
20	The undersigned attorney certifies that a copy of this has been mailed and/or
21	electronically served to all parties.
22	AFFIRMATION: Pursuant to NRS 239B.030, the undersigned does hereby affirm
23	that the preceding document does not contain the Social Security number of any
24	person.
25	DATED this 13 th day of August 2021.
26	MICHAEL A. ROSENAUER, LTD.
27	<u>Isl Michael A. Rosenauer, Esq.</u>
28	MICHAEL A. ROSENAUER, ESQ.

V2.	10	3
	1	CERTIFICATE OF SERVICE
	2	Pursuant to NRCP 5(b), I certify that I am an employee of Michael A.
	3	Rosenauer, Ltd., 510 West Plumb Lane, Suite A, Reno, NV 89509, and that on this
	4	date I served the foregoing document(s) described as follows:
	5	
	6	REQUEST FOR SUBMISSION
	7	
	8	on the party(s) set forth below by:
	9	XXX Electronic Mailing via Second Judicial District Court
	10	CM/ECF System to all those persons listed on the ECF Confirmation Sheet.
	11	
	12	<u>XXX</u> Placing an original or true copy thereof in a sealed envelope placed for collection and mailing in the
	13	United States Mail, at Reno, Nevada, postage paid, following ordinary business practices.
	14	
	15	addressed as follows:
	16	Joseph Naso, #AR-9737 CSP-SQ 1-EB-80
	17	San Quentin State Prison
	18	San Quentin, CA 94964
	19	Rob Bonta, Attorney General 1300 "I" Street
	20	Suite 126 Segremente CA 05814
	21	Sacramento, CA 95814
	22	Petro Oliveros Deputy Public Defender
	23	County of Marin 3501 Civic Center Drive, Suite 139
	24	San Rafael, CA 94903
	25	DATED this 13 th day of August 2021.
	26	<u>/s/ Kaítlyn Stout</u> KAITLYN STOUT
	27	KAITLYN STOUT
	28	

	County of Marin California, Plaintiff v. Joseph Naso, Defendant Case No.: CV14-00331 Dept. No: 4	
Exhibit Number	Description	Pages
1.	Order Denying Motion to Strike and Dismiss Foul Judgement	5
	· · · · · · · · · · · · · · · · · · ·	

Exhibit "1" Clerk of the Court Transaction # 8595192

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* *****

FILED Electronically CV14-00331 2021-08-13 02:32:17 PM Alicia L. Lerud

EXHIBIT "1"

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V2. 11	
1	CODE: 2840
2	
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7	
8	IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
9	IN AND FOR THE COUNTY OF WASHOE
10	* * * * *
11	COUNTY OF MARIN, CALIFORNIA, Plaintiff, CASE NO.: CV14-00331
12	v. DEPT. NO.: 4
13	JOSEPH NASO, Defendant.
14	/
15	ORDER DENYING MOTION TO STRIKE AND DISMISS FOUL JUDGMENT
16	The Court has reviewed Mr. Naso's "Motion to Strike and Dismiss Foul
17	Judgment" filed June 8, 2021, the Opposition filed by Marin County on June 7, 2012
18	and the Reply thereto filed June 22, 2021. ¹ The Court also reviewed the entirety of
19	its file including its Judgment filed March 26, 2013.
20	This matter stems from a Judgment entered by The Honorable James T. Chou,
21	
22 23	Judge of the Superior Court of California, on December 20, 2013. The December 20,
23	2013 Judgement emanates from a post-conviction hearing focusing upon Mr. Naso's
25	obligation to reimburse Marin County for expenses incurred on behalf of Mr. Naso
26	
27	
28	¹ It appears as the anomaly in filing dates stems from the fact that Mr. Naso's Motion was served May 9, 2021 but was not filed until June 8, 2021. This time difference was probably caused by the fact that Mr. Naso's Motion was served by mail. These dates are irrelevant to the Court's decision.

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while defending his criminal case alleging special circumstances murder. See Order Regarding Payment of Costs of Defense filed December 20, 2013. Mr. Naso argues that Judge Chou declared from the bench that Mr. Naso should not be required to pay the \$170,949.69 in expenses spent by Marin County for services of defense counsel, transcripts, investigation, and witness fees incident to his criminal defense. Motion P.2., 1.3-9. Therefore, and inexplicably, the written Judgment entered by Judge Chou on December 20, 2013, was improper.

Marin County, in Opposition, submitted a copy of Judge Chou's December 20, 2013 Judgment, arguing that the document was executed by Judge Chou and therefore, properly entered. The California Judgment qualified as a Sister State Judgment and pursuant to the United States Constitution Article IV, §1 could be recognized in Nevada. Nevada utilizes the Uniform Enforcement of Foreign Judgments Act which is codified at NRS 17.350 *et seq.* Marin County had complied with all statutory requirements. *See* Judgment of Second Judicial District Court of Nevada P.2., 1.12-14. Judge Chou's December 13, 2013 Judgment was therefore a valid Nevada Judgment.

As authority, Mr. Naso directs the Court to Cal. Jur. 3rd Vol. 40A regarding Void Judgments arguing that judgments entered by Courts that lacked subject matter jurisdiction or personal jurisdiction over the defendant are void. Motion P.3, 1. 10-11. When a Court has violated the Defendant's due process rights by not providing Notice or Right to be Heard, the judgment is voidable. Motion P. 3, 1. 7-22.

Mr. Naso's Motion is a direct attack upon the Nevada Judgment. He asks that it be set aside not because of a procedural irregularity in Nevada, but because it was based upon a Judgment erroneously entered in California by Judge Chou. Nevada -2-

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Rule of Civil Procedure 60 addresses the entry of judgments and subsection (b)(4) focuses upon void judgments. NRCP 60(c)(1) requires that any Motion to set aside a Judgment under Rule 60(b)(4) must be brought within a reasonable time.² While subject to judicial discretion, the Nevada Supreme Court has found that two years is an unreasonable period of time. *Deal v. Baines*, 110 Nev. 509, 874 P.2d 775 (Nev. 1994). In *Baines*, the Supreme Court found that almost two years between the entry of the Judgment and the Motion to Set Aside the Judgment was too long when the Counterclaimant continued to execute on the Counterclaim Defendant's assets for the intervening twenty months. *Baines*, 110 Nev. 509, 512, 874 P.2d 778.

11 In the matter before this Court, Judge Chou's Judgment was established in 12 Nevada on March 26, 2014. Mr. Naso brought his Motion to set the Judgment aside 13 on May 9, 2021.³ More than 7 years had passed from the date the Nevada Judgment 14 was entered and Mr. Naso's Motion to set the Judgment aside. Moreover, and similar 15 16 to the facts in Baines, Mr. Naso had notice of the Nevada Judgment by way of the 17 Nevada levies upon his property and the fact that the Nevada properties are 18 enumerated within both the Nevada and California Judgments. It is undisputed that 19 Mr. Naso received copies of both Judgments and most especially the moving paper in 20 Nevada and the Nevada Judgment itself. See e.g. Certificate of Service attached to 21 22 the Nevada Judgment dated March 26, 2014. In fact, Mr. Naso admits that he was at 23 the December 13, 2013 hearing regarding his assets held before Judge Chou wherein 24 his Nevada assets were specifically discussed. Motion P.2, l. 5-6. Mr. Naso therefore 25

26

²⁷ $\begin{bmatrix} {}^{2} \text{ NRCP 60(b)(1) through (3) Motions must be brought within six months from the date of the Judgment. NRCP 60(c)(1). \\ \hline 60(c)(1). \\ \end{bmatrix}$

³ The Court could apply the Motion's filing date of June 8, 2021 but applying the date of service provides all deference to Mr. Naso as it decreases the time between the entry of the Nevada Judgment and his Motion.

2

cannot now argue that neither the Nevada nor California Judgments were entered without his knowledge. Mr. Naso was placed on actual notice that his Nevada assets were at risk at Judge Chou's December 13, 2013 hearing and by way of the resulting December 20, 2013 Judgment. Mr. Naso received both procedural due process and had the opportunity to be heard on December 13, 2013. The California Judgment is neither defective nor void.

While the Court can deny Mr. Naso's Motion on this basis alone, the Court also must observe that Mr. Naso is attacking the sister state (Nevada) judgment, not the domiciliary (California) judgment. An attack upon the California Judgment would have been filed in Marin County, California. Therefore, the only arguments available to Mr. Naso are those which attack the validity of the domiciliary (California) judgment. *See e.g. City of Oakland v. Desert Outdoor Advertising*, 127 Nev. 533 at 536, 267 P.3d 48 at ____, (Nev. 2011).

16 Here, Mr. Naso's only criticism of the Marin County Judgment entered by 17 Judge Chou is that the California Judgment was somehow entered without Judge 18 Chou's knowledge or was entered by mistake. In reviewing Judge Chou's Judgment, 19 it is clear that it was not entered by mistake. The Judgment specifically finds that 20 Mr. Naso was not indigent when he made the contrary representation at the 21 22 commencement of his defense to the charge of special circumstances murder. Judge 23 Chou notes that Mr. Naso disposed of a minimum of \$295,465.37 in liquid assets prior 24 to the December 13, 2013 hearing. Judged Chou's Order further enumerates some of 25 Mr. Naso's Nevada real property assets which are subject to lien and subsequent levy. 26 California Order Regarding Payment of Costs of Defense P. 3, l. 14 to P. 4, l. 24. 27 28 Nothing could be mistaken, especially by Judge Chou's where he used the words,

-4-

V2.	115	
v Z .	··Ψ	

	$(T, A) = \{1, 2, 3, 4\}$
1	"Defendant is Ordered to pay the County of Marin \$170,949.69". California Order P.4,
2	1.8.
3	Therefore, based upon the foregoing, this Court finds that Mr. Naso's "Motion
4	to Strike and Dismiss Foul Judgment" is untimely and not supported by applicable
5	law. Mr. Naso's "Motion to Strike and Dismiss Foul Judgment" is hereby DENIED.
6	
7	DATED this day of, 2021.
8	
9 10	
10	DISTRICT COURT JUDGE
12	
13	
14	Prepared by:
15	MICHAEL A. ROSENAUER, ESQ. State Bar No. 2782
16	MICHAEL A. ROSENAUER, LTD. 510 West Plumb Lane, Suite A
17	Reno, Nevada 89509
18	(775) 324-3303 Telephone (775) 324-6616 Fax
19	michael@mrosenauer.com
20	Attorney for the County of Marin
21	
22	
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27	
28	_5_

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Recipients

MICHAEL - Notification received on 2021-08-13 14:37:49.303. **ROSENAUER, ESQ.**

****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge:	
HONORABLE CONNIE J. STEINHEIMER	
Official File Stamp:	08-13-2021:14:32:17
Clerk Accepted:	08-13-2021:14:37:18
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Request for Submission
	- **Continuation
Filed By:	Michael A. Rosenauer

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

V2. 11	FILED Electronically	
	CV14-00331 2021-08-17 11:53:58 /	٩M
1	Alicia L. Lerud CODE: 2840	_
2	Transaction # 859930)7
3		
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7		
8	IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA	
9	IN AND FOR THE COUNTY OF WASHOE	
10	* * * * *	
11	COUNTY OF MARIN, CALIFORNIA, CASE NO.: CV14-00331 Plaintiff,	
12	v. DEPT. NO.: 4	
13	JOSEPH NASO, Defendant.	
14		
15	ORDER DENYING MOTION TO STRIKE AND DISMISS FOUL JUDGMENT	
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20		
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22	Judge of the Superior Court of California, on December 20, 2013. The December 20,	
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24	obligation to reimburse Marin County for expenses incurred on behalf of Mr. Naso	
25		
26		
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V2. 122	
1	"Defendant is Ordered to pay the County of Marin \$170,949.69". California Order P.4,
2	1.8.
3	Therefore, based upon the foregoing, this Court finds that Mr. Naso's "Motion
4	to Strike and Dismiss Foul Judgment" is untimely and not supported by applicable
5	law. Mr. Naso's "Motion to Strike and Dismiss Foul Judgment" is hereby DENIED.
6 7	
8	DATED this <u>17</u> day of <u>AUGUST</u> , 2021.
9	
10	Connie J. Steinheimer
11	DISTRICT JUDGE
12	
13	Prepared by:
14	MICHAEL A. ROSENAUER, ESQ.
15	State Bar No. 2782 MICHAEL A. ROSENAUER, LTD.
16	510 West Plumb Lane, Suite A
17	Reno, Nevada 89509 (775) 324-3303 Telephone
18	(775) 324-6616 Fax <u>michael@mrosenauer.com</u>
19 20	Attorney for the County of Marin
20	
22	
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Return Of NEF

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MICHAEL - Notification received on 2021-08-17 11:55:02.787. **ROSENAUER, ESQ.**

****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge:	
HONORABLE CONNIE J. STEINHEIMER	
Official File Stamp:	08-17-2021:11:53:58
Clerk Accepted:	08-17-2021:11:54:33
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Ord Denying Motion
Filed By:	Judicial Asst. AAustin

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The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

V2.	125	Electronically
		CV14-00331 2021-08-17 02:06:53 PM Alicia L. Lerud
	1	CODE: 2540 Clerk of the Court Transaction # 8599827
	2	MICHAEL A. ROSENAUER, ESQ. State Bar No. 2782
	3	MICHAEL A. ROSENAUER, LTD.
	4	510 West Plumb Lane, Suite A Reno, Nevada 89509
	5	(775) 324-3303 Telephone
	6	(775) 324-6616 Fax <u>michael@mrosenauer.com</u>
	7	Attorney for the County of Marin
	8	IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
	9	IN AND FOR THE COUNTY OF WASHOE
	10	****
	11	COUNTY OF MARIN, CALIFORNIA, CASE NO.: CV14-00331
	12	Plaintiff, v. DEPT. NO.: 4
	13	JOSEPH NASO,
	14	Defendant.
	15	/
	16	NOTICE OF ENTRY OF ORDER DENYING MOTION TO STRIKE AND DISMISS FOUL JUDGEMENT
	17 18	PLEASE TAKE NOTICE that on the 17 th day of August 2021, an Order
	19	Denying Motion to Strike and Dismiss Foul Judgment (the "Order") was entered in
	20	the above-captioned matter.
	21	A copy of the Order is attached hereto as Exhibit "1" .
	22	AFFIRMATION: Pursuant to NRS 239B.030, the undersigned does hereby affirm
	23	that the preceding document does not contain the Social Security number of any
	24	person.
	25	DATED this 17 th day of August 2021.
	26	MICHAEL A. ROSENAUER, LTD.
	27	<u>Isl Míchael A. Rosenauer, Esq.</u>
	28	MICHAEL A. ROSENAUER, ESQ.
		\/2 125

V2. 12	26
	CERTIFICATE OF SERVICE
	Pursuant to NRCP 5(b), I certify that I am an employee of Michael A.
	Rosenauer, Ltd., 510 West Plumb Lane, Suite A, Reno, NV 89509, and that on this
	date I served the foregoing document(s) described as follows:
	5 <u>NOTICE OF ENTRY OF ORDER DENYING MOTION TO STRIKE AND</u> <u>DISMISS FOUL JUDGEMENT</u>
	on the party(s) set forth below by:
	3
	Electronic Mailing via Second Judicial District Court CM/ECF System to all those persons listed on the ECF Confirmation Sheet.
1	
1	<u>XXX</u> Placing an original or true copy thereof in a sealed
1	United States Mail, at Reno, Nevada, postage paid,
1	following ordinary business practices.
1	addressed as follows:
1	5 Joseph Naso, #AR-9737
1	6 CSP-SQ 1-EB-80
1	7 San Quentin State Prison San Quentin, CA 94964
1	8 Rob Bonta, Attorney General
1	
2	Suite 126 Sacramento, CA 95814
2	1 Petro Oliveros
2	2 Deputy Public Defender
2	County of Marin 3501 Civic Center Drive, Suite 139
2	$G_{\rm ev}$ $D_{\rm e} f_{\rm e} = 1$ $GA_{\rm e} 0.4002$
2	5 DATED this 18 th day of August 2021.
2	5 <u>Isl Rebecca Squire</u>
2	
2	8
	-2-
	\/2 126

	County of Marin California, Plaintiff v. Joseph Naso, Defendant Case No.: CV14-00331 Dept. No: 4	
Exhibit Number	Description	Pages
1.	Order Denying Motion to Strike and Dismiss Foul Judgment	5

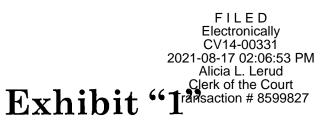


EXHIBIT "1"

V2. 1	12		
	1	CV14-00331 2021-08-17 11:53:58 A Alicia L. Lerud	M
	1 2	CODE: 2840Clerk of the CourtTransaction # 859930	7
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	6		
	7		
	8	IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA	
	9	IN AND FOR THE COUNTY OF WASHOE	
-	10	* * * * *	
-	11	COUNTY OF MARIN, CALIFORNIA, CASE NO.: CV14-00331 Plaintiff,	
	12	v. DEPT. NO.: 4	
	13	JOSEPH NASO, Defendant.	
	14		
	15	ORDER DENYING MOTION TO STRIKE AND DISMISS FOUL JUDGMENT	
	16	The Court has reviewed Mr. Naso's "Motion to Strike and Dismiss Foul	
	17	Judgment" filed June 8, 2021, the Opposition filed by Marin County on June 7, 2012	
	18	and the Reply thereto filed June 22, 2021. ¹ The Court also reviewed the entirety of	
	19 20	its file including its Judgment filed March 26, 2013.	
	20	This matter stems from a Judgment entered by The Honorable James T. Chou,	
	22	Judge of the Superior Court of California, on December 20, 2013. The December 20,	
	23	2013 Judgement emanates from a post-conviction hearing focusing upon Mr. Naso's	
	24	obligation to reimburse Marin County for expenses incurred on behalf of Mr. Naso	
	25		
	26		
	27	¹ It appears as the anomaly in filing dates stems from the fact that Mr. Naso's Motion was served May 9, 2021 but	
	28	was not filed until June 8, 2021. This time difference was probably caused by the fact that Mr. Naso's Motion was served by mail. These dates are irrelevant to the Court's decision.	
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while defending his criminal case alleging special circumstances murder. See Order Regarding Payment of Costs of Defense filed December 20, 2013. Mr. Naso argues that Judge Chou declared from the bench that Mr. Naso should not be required to pay the \$170,949.69 in expenses spent by Marin County for services of defense counsel, transcripts, investigation, and witness fees incident to his criminal defense. Motion P.2., 1.3-9. Therefore, and inexplicably, the written Judgment entered by Judge Chou on December 20, 2013, was improper.

Marin County, in Opposition, submitted a copy of Judge Chou's December 20, 2013 Judgment, arguing that the document was executed by Judge Chou and therefore, properly entered. The California Judgment qualified as a Sister State Judgment and pursuant to the United States Constitution Article IV, §1 could be recognized in Nevada. Nevada utilizes the Uniform Enforcement of Foreign Judgments Act which is codified at NRS 17.350 *et seq.* Marin County had complied with all statutory requirements. *See* Judgment of Second Judicial District Court of Nevada P.2., 1.12-14. Judge Chou's December 13, 2013 Judgment was therefore a valid Nevada Judgment.

As authority, Mr. Naso directs the Court to Cal. Jur. 3rd Vol. 40A regarding Void Judgments arguing that judgments entered by Courts that lacked subject matter jurisdiction or personal jurisdiction over the defendant are void. Motion P.3, 1. 10-11. When a Court has violated the Defendant's due process rights by not providing Notice or Right to be Heard, the judgment is voidable. Motion P. 3, 1. 7-22.

Mr. Naso's Motion is a direct attack upon the Nevada Judgment. He asks that it be set aside not because of a procedural irregularity in Nevada, but because it was based upon a Judgment erroneously entered in California by Judge Chou. Nevada Rule of Civil Procedure 60 addresses the entry of judgments and subsection (b)(4) focuses upon void judgments. NRCP 60(c)(1) requires that any Motion to set aside a Judgment under Rule 60(b)(4) must be brought within a reasonable time.² While subject to judicial discretion, the Nevada Supreme Court has found that two years is an unreasonable period of time. *Deal v. Baines*, 110 Nev. 509, 874 P.2d 775 (Nev. 1994). In *Baines*, the Supreme Court found that almost two years between the entry of the Judgment and the Motion to Set Aside the Judgment was too long when the Counterclaimant continued to execute on the Counterclaim Defendant's assets for the intervening twenty months. *Baines*, 110 Nev. 509, 512, 874 P.2d 778.

In the matter before this Court, Judge Chou's Judgment was established in Nevada on March 26, 2014. Mr. Naso brought his Motion to set the Judgment aside on May 9, 2021.³ More than 7 years had passed from the date the Nevada Judgment was entered and Mr. Naso's Motion to set the Judgment aside. Moreover, and similar to the facts in *Baines*, Mr. Naso had notice of the Nevada Judgment by way of the Nevada levies upon his property and the fact that the Nevada properties are enumerated within both the Nevada and California Judgments. It is undisputed that Mr. Naso received copies of both Judgments and most especially the moving paper in Nevada and the Nevada Judgment itself. *See e.g.* Certificate of Service attached to the Nevada Judgment dated March 26, 2014. In fact, Mr. Naso admits that he was at the December 13, 2013 hearing regarding his assets held before Judge Chou wherein his Nevada assets were specifically discussed. Motion P.2, 1. 5-6. Mr. Naso therefore

 $\begin{bmatrix} 2 \text{ NRCP } 60(b)(1) \text{ through (3) Motions must be brought within six months from the date of the Judgment. NRCP 60(c)(1).} \end{bmatrix}$

³ The Court could apply the Motion's filing date of June 8, 2021 but applying the date of service provides all deference to Mr. Naso as it decreases the time between the entry of the Nevada Judgment and his Motion.

cannot now argue that neither the Nevada nor California Judgments were entered without his knowledge. Mr. Naso was placed on actual notice that his Nevada assets were at risk at Judge Chou's December 13, 2013 hearing and by way of the resulting December 20, 2013 Judgment. Mr. Naso received both procedural due process and had the opportunity to be heard on December 13, 2013. The California Judgment is neither defective nor void.

While the Court can deny Mr. Naso's Motion on this basis alone, the Court also must observe that Mr. Naso is attacking the sister state (Nevada) judgment, not the domiciliary (California) judgment. An attack upon the California Judgment would have been filed in Marin County, California. Therefore, the only arguments available to Mr. Naso are those which attack the validity of the domiciliary (California) judgment. *See e.g. City of Oakland v. Desert Outdoor Advertising*, 127 Nev. 533 at 536, 267 P.3d 48 at ____, (Nev. 2011).

Here, Mr. Naso's only criticism of the Marin County Judgment entered by Judge Chou is that the California Judgment was somehow entered without Judge Chou's knowledge or was entered by mistake. In reviewing Judge Chou's Judgment, it is clear that it was not entered by mistake. The Judgment specifically finds that 20 Mr. Naso was not indigent when he made the contrary representation at the 21 22 commencement of his defense to the charge of special circumstances murder. Judge 23 Chou notes that Mr. Naso disposed of a minimum of \$295,465.37 in liquid assets prior 24 to the December 13, 2013 hearing. Judged Chou's Order further enumerates some of 25 Mr. Naso's Nevada real property assets which are subject to lien and subsequent levy. 26 California Order Regarding Payment of Costs of Defense P. 3, l. 14 to P. 4, l. 24. 27 28 Nothing could be mistaken, especially by Judge Chou's where he used the words, -4-

V2.	13	
	1	"Defendant is Ordered to pay the County of Marin \$170,949.69". California Order P.4,
	2	1.8.
	3	Therefore, based upon the foregoing, this Court finds that Mr. Naso's "Motion
	4	to Strike and Dismiss Foul Judgment" is untimely and not supported by applicable
	5	law. Mr. Naso's "Motion to Strike and Dismiss Foul Judgment" is hereby DENIED.
	6	
	7	DATED this <u>17</u> day of <u>AUGUST</u> , 2021.
	8	
	9 10	Connie J. Strinheimer
	11	DISTRICT JUDGE
	12	
	13	Proposed by:
	14	Prepared by:
	15	MICHAEL A. ROSENAUER, ESQ. State Bar No. 2782
	16	MICHAEL A. ROSENAUER, LTD. 510 West Plumb Lane, Suite A
	17	Reno, Nevada 89509 (775) 324-3303 Telephone
	18	(775) 324-6616 Fax <u>michael@mrosenauer.com</u>
	19	Attorney for the County of Marin
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	21 22	
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MICHAEL - Notification received on 2021-08-17 14:13:31.119. **ROSENAUER, ESQ.**

****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge:	
HONORABLE CONNIE J. STEINHEIMER	
Official File Stamp:	08-17-2021:14:06:53
Clerk Accepted:	08-17-2021:14:12:58
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Notice of Entry of Ord
	- **Continuation
Filed By:	Michael A. Rosenauer

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MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

FILED <u>V2 136</u> Joseph Naso, #AR-9737 Electronically CSP-SQ 1-EB-80 CV14-00331 San Quentin, CA 94974 2021-08-31 02:06:42 PM 1 Alicia I Lerud N THE SECOND JUDICIAL COURT OF THETransferrent# 8623547: azamora Clerk of the Court 2 FOR THE COUNTY OF WASHOE 3 4 MARIN COUNTY CALIF. CASEND. CV14-0033 5 DAINTE 6 DEDT. 7 JOSEPH NASO REPLY TO MARIN COUNTY'S 8 DEFENDANT OPPOSITION OF THE 9 DEFENDANTS MOTION TO 10 STRIKE FOUL JUDGMEN 11 12 PLEASE TAKE NOTICE OF THE DEFENDANTS RESPONSE 13 WITH THE TRUTHFUL AND ACTUALITY OF THE EVENTS: 14 I DRAW YOUR AMENDON TO LINE 21 OF PAGE ONE 15 OF AHORNEY ROSENALIERS, MOTION TO DENVIDEFENDANTS 16 MOTION TO STRIKE FOUL JUDGMENT: DEFENDANT HAS 17 NO KNOWLEDGE NOR EVIDENCE THAT JUDGE CHOIN 1.8 HAD ENTERIED A JUDGMENT ORDER ON DEC. 20, 2013 19 DURING THE DEC. 13, 2013 987 MONEY HEARING, JUDGE 20 CHOIL STATED THAT MARIN COUNTY MAY PLARSMEA 21 TUDGMENT ELSEWHERE, BUT NOT IN HIS COURT. THE 22 SISTER STATE ACT DOES NOT JUSTIEY 23 JUDGME NO MATTER WHAT STATE, SISTER OR COURT, WON'T WORK, 24 IF THE DEFENDANT IS NOT PRESENT IN A JUDGMENT 25 HEARING OR REPRESENTED BY COUNSEL TO 26 DEFEND HIM SELF. REGARDLESS OF WHAT JUDGE WAS COERCED TO 27 DO, THE JUDGMENT WAS PLLEGALLY OBTAINED. NOT & /AN/24./11.36

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 <i>Inotion AGAINST HIM, THE DEFENDENT NOW, VIELDS</i> <i>HIS WORTHY Motion, WITH THIS ADDENDUM, UNDER</i> <i>APPEAL TO THE COURT. IT SEEMS DENIAL WAS PRE-SET.</i> <i>WITH REGARD TO AHDRNEY ROSENAULERS, AUG. 17, 2021</i> <i>MOTION, THAT CLAIMS THE DEFENDANT RECEIVED DUE PROJECS</i> <i>AND HAD A CHANE TO BE HEARD ON DEC13, 2013; THIS CLAIM</i> <i>IS FALSE. BLSD THE DEFENDENT IS NOT AWARE OF A TUDEMENT</i>: <i>HEARING IN TUDE CHOUS COURT ON DEC20, 2013 THIS CLAIM</i> <i>IS FALSE. THERE IS NO PROF THAT THE DEFENNANT WAS CLAIM</i> <i>IS FALSE. THERE IS NO PROF THAT THE DEFENNANT WAS CLAIM</i> <i>IS FALSE. THERE IS NO PROF THAT THE DEFENNANT WAS CLAIM</i> <i>IS FALSE. THERE IS NO PROF THAT THE DEFENNANT WAS CLAIM</i> <i>IS FALSE. THERE IS NO PROF THAT THE DEFENNANT WAS CLAIM</i> <i>IS FALSE. THERE IS NO PROF THAT THE DEFENNANT WAS CLAIM</i> <i>IS FALSE. THERE IS NO PROF THAT THE DEFENNANT WAS CLAIM</i> <i>IS FALSE. THERE IS NO PROF THAT THE DEFENNANT WAS CLAIMS</i> <i>IS FALSE. THERE IS NO PROF THAT THE DEFENNANT WAS CLAIMS</i> <i>IS FALSE. THERE IS NO PROF THAT THE DEFENNANT WAS CLAIMS</i> <i>IS FALSE. THERE</i> <i>MOTOR REPRESENTED BY COUNSEL IN ANY SEPARTE</i> <i>MITH RECARD TO THE MARIN COUNTY, I TO, 949, EXPENSE</i>, <i>THE DEFENDANT HAS NOT SETEN VERTWORN OF THIS TALLY</i>. <i>MOT APPLY TO A THAN IN PRISON OF ANOTHER STATE. THERE</i> <i>IS NO STATUTE OF TIME TO DEFEND AGAINST A INVALID</i> <i>TUD COURTN' WHILE IN PRISON OF ANOTHER STATE. THERE</i> <i>THE DEFENDANT FEELS THAT THE AUG I</i>, 2021 DENIAL SHOW <i>D</i> 	5	MOTION TO STRIKE THE FOUL JUDGMENT, BEFORE HE HAD
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28 BEREPERLED RESPECTFULLY SUBMIHED Marco	28	



PROOF OF SERVICE I. JOSEPH NASO, DEFENDANT OF THE ENCLOSED EAPTIONED MOTION, AND -WITH CASE NO. CV14-00331, DID, SEND By U.S. MAIL, COPYS OF THE MOTION TO: 1) ROB BONTA, ALTORIVEY GENERAL, SUITE 126 1300 "1" STREET SALRAMENTO, (A. 95814 AND TO: 2) AHORNEY, MICHAEL ROSENAUER, SUITE PA 510 WEST PLUMB LANE, REND, NV. 89509 DATE OF MAILING: MUGUST 26, 2021 AFFIRMATION AFFIRMATION DURSUANT TO NIRS 239 B.O.30 AND 603A.040 I, TOSEPH NASO, DECLARES THAT THE S.S. NO-DOES NOT APPEAR OF ANY DERSON, NAMED

WITHIN PANY OF THE ENCLOSED PAPERS. JOSEPH NASO, MASO

DATED: AUGUST 26, 2021

Return Of NEF

Recipients

MICHAEL - Notification received on 2021-08-31 14:09:17.774. **ROSENAUER, ESQ.**

****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge:	
HONORABLE CONNIE J. STEINHEIMER	
Official File Stamp:	08-31-2021:14:06:42
Clerk Accepted:	08-31-2021:14:08:47
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Reply
Filed By:	Deputy Clerk AZamora

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

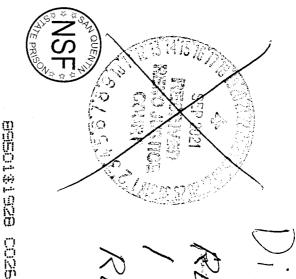
V2. 142 FILE DEPT. 17, 2021 Joseph Naso, #AR-9737 San Quentin State Prison 1-EB-80 SEP 2 4 2021 San Quentin, CA 94974 ALICIAL LERUD, CLERK By: IN THE SECOND JUDPENESTRUT COURT OF THE STATE OF NEVADA, AND THE COUNTY OF WASHOE CASE, CV14-00331 -MARIN COUNTY, CALLE. DEPT. 4 PLAINTIFF VS-NOTICE OF APPERL JOSEPH NASO DEFENDANT

DEFENDANT, TOSEPH NASO, HEREBY GIVES NOTICE THAT HE WILL BE FILING AN APPEAL ON THE DISMISSAL OF HIS MODON TO STRIKE A FOUL JUDGMENT, RULED BY THE ABOVE (OURT ON AUG. 17, 2021

JOSEPH NASO Maso

Joseph Naso, #AR-9737 CSP-SQ 1-EB-80 San Quentin, CA 94974

PLEASE SEND ME BACK A FILE COPY OF THIS NOTICE. THANKYOU.



RENO JUSTILE COUR, SIERRA STREET RENO, NEVADA, $) : \leq \neq$ Z Ø 89501

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V2.	144 1 2 3	FILED Electronically CV14-00331 2021-09-27 02:04:49 PM Alicia L. Lerud Clerk of the Court Transaction # 8667477		
	4			
	5	IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA		
	6	IN AND FOR THE COUNTY OF WASHOE		
	7			
	8	COUNTY OF MARIN, CALIFORNIA, Case No. CV14-00331		
	9	Plaintiff, Dept. No. 4		
	10	VS.		
	11 12	JOSEPH NASO,		
	12	Defendant.		
	14	/		
	15			
	16	NOTICE OF APPEAL DEFICIENCY		
	17	TO: Clerk of the Court, Nevada Supreme Court, and All Parties or their Respective Counsel Of Record:		
	18	On September 24 th , 2021, Defendant, Joseph Naso, filed a Notice of Appeal with		
	19	the Court. Plaintiff failed to include the Twenty-Four Dollar (\$24.00) Notice of Appeal filing		
	20	fee, the Five Hundred Dollar (\$500.00) District Court appeal bond, and the Two Hundred		
	21	Fifty Dollar (\$250.00) Supreme Court filing fee.		
	22	Pursuant to NRAP 3(a)(3), on September 27 th , 2021, the Notice of Appeal was filed		
	23	with the Nevada Supreme Court. By copy of this, Mr. Naso will be notified by mail of the		
	24	deficiency.		
	25	Dated this 27th day of September, 2021.		
	26	Alicia L. Lerud Clerk of the Court		
	27 28	By: <u>/s/Y.Viloria</u> Y.Viloria Deputy Clerk		
		V2. 144		

V2. 14	5
1	
2	CERTIFICATE OF SERVICE
3	CASE NO. CV14-00331
4	I certify that I am an employee of the Second Judicial District Court of the State of
5	Nevada, County Of Washoe; that on the 27th day of September, 2021, I electronically
6	filed the Notice of Appeal Deficiency with the Clerk of the Court by using the ECF
7	system.
8	I further certify that I transmitted a true and correct copy of the foregoing document
9	by the method(s) noted below:
10	Electronically filed with the Clerk of the Court by using the ECF system which will send a notice of electronic filing to the following:
11	MICHAEL ROSENAUER, ESQ. for COUNTY OF MARIN
12	Deposited in the Washoe County mailing system for postage and mailing with the
13	United States Postal Service in Reno, Nevada:
14	Joseph Naso, #AR-9737 San Quentin State Prison
15	1-EB-80
16	San Quentin, CA 94974
17	
18	
19	
20	
21	By:/s/Y.Viloria
22	Y.Viloria
23	Deputy Clerk
24	
25	
26	
27	
28	
	V2. 145

V2. 146	FILED Electronically CV14-00331 2021-09-27 02:04:49 PM Alicia L. Lerud Clerk of the Court Transaction # 8667477		
4 5			
6 7	6 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA		
8 9	COUNTY OF MARIN, CALIFORNIA,		
10 11	Plaintiff,Case No. CV14-00331vs.Dept. No. 4		
12 13 14	JOSEPH NASO, Defendant.		
 15 16 17 18 19 20 21 22 23 24 25 26 27 28 	 CASE APPEAL STATEMENT This case appeal statement is filed pursuant to NRAP 3(f). Appellant is Joseph Naso. This appeal is from an order entered by the Honorable Judge Connie J. Steinheimer. Appellant is representing himself in Proper Person on appeal, the Appellant's address is: Joseph Naso, #AR-9737 San Quentin State Prison 1-EB-80 San Quentin, CA 94974 Respondent is County of Marin, California. Respondent was represented in District Court by: Michael A. Rosenauer, Esq. SBN 2782 		

V2. 147	
1 2	Michael A. Rosenauer, LTD 510 West Plumb Lane, Suite A Reno, Nevada 89509
3 4 5 6 7 8 9 10 11	 Respondent's attorney is not licensed to practice law in Nevada: n/a Appellant is not represented by retained counsel in District Court. Appellant is not represented by retained counsel on appeal. Appellant has not granted leave to proceed in forma pauperis in the District Court. Proceeding commenced by the filing of a Filing of Exemplified Copy of Foreign Judgment on February 13th, 2014. This is a civil proceeding and the Appellant is appealing the Order Denying Motion to Strike and Dismiss Foul Judgment filed August 17th, 2021. The case has not been the subject of a previous appeals to the Supreme Court.
12 13 14	12. This case does not involve child custody or visitation.13. It is unknown if the case involves the possibility of a settlement.Dated this 27th day of September, 2021.
15 16 17 18	Alicia L. Lerud Clerk of the Court By: <u>/s/ Y.Viloria</u> Y.Viloria Deputy Clerk
19 20 21	
22 23 24	
25 26 27	
28	

V2.	148 1 2	FILED Electronically CV14-00331 2021-09-27 02:04:49 PM Alicia L. Lerud Clerk of the Court Transaction # 8667477		
	3 4 5	IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF WASHOE		
	6 7	COUNTY OF MARIN, CALIFORNIA,		
	8	Plaintiff, Case No. CV14-00331 vs.		
	9	JOSEPH NASO,		
	10	Defendant.		
	11	/		
	12 13			
	14	CERTIFICATE OF CLERK AND TRANSMITTAL – NOTICE OF APPEAL I certify that I am an employee of the Second Judicial District Court of the State of		
	15	Nevada, County of Washoe; that on the 27th day of September, 2021, I electronically filed		
	16	the Notice of Appeal in the above entitled matter to the Nevada Supreme Court.		
	17	I further certify that the transmitted record is a true and correct copy of the original		
	18	pleadings on file with the Second Judicial District Court.		
	19	Dated this 27th day of September, 2021.		
	20	Alicia L. Lerud		
	21	Clerk of the Court By <u>/s/Y.Viloria</u>		
	22	Y.Viloria		
	23	Deputy Clerk		
	24			
	25			
	26			
	27			
	28			
		V2. 148		

Return Of NEF

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MICHAEL - Notification received on 2021-09-27 14:06:06.438. **ROSENAUER, ESQ.**

****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge:	
HONORABLE CONNIE J. STEINHEIMER	
Official File Stamp:	09-27-2021:14:04:49
Clerk Accepted:	09-27-2021:14:05:26
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	District Ct Deficiency Notice
	Case Appeal Statement
	Certificate of Clerk
Filed By:	Deputy Clerk YViloria

You may review this filing by clicking on the following link to take you to your cases.

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The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

FILED Electronically CV14-00331 2021-10-12 02:43:14 PM Alicia L. Lerud Clerk of the Court Transaction # 8693458

IN THE SUPREME COURT OF THE STATE OF NEVADA OFFICE OF THE CLERK

JOSEPH NASO, Appellant, vs. COUNTY OF MARIN, CALIFORNIA, Respondent. Supreme Court No. 83594 District Court Case No. CV1400331

RECEIPT FOR DOCUMENTS

TO: Joseph Naso Michael A. Rosenauer Ltd. \ Michael A Rosenauer Alicia L. Lerud, Washoe District Court Clerk

You are hereby notified that the Clerk of the Supreme Court has received and/or filed the following:

- 10/08/2021 Filing Fee due for Appeal. (SC)
- 10/08/2021 Filed Notice of Appeal/Proper Person. Appeal docketed in the Supreme Court this day. (SC)

DATE: October 08, 2021

Elizabeth A. Brown, Clerk of Court Ih

Recipients

MICHAEL - Notification received on 2021-10-12 14:44:31.357. **ROSENAUER, ESQ.**

****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge:	
HONORABLE CONNIE J. STEINHEIMER	
Official File Stamp:	10-12-2021:14:43:14
Clerk Accepted:	10-12-2021:14:43:53
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Supreme Court Receipt for Doc
Filed By:	Deputy Clerk YViloria

You may review this filing by clicking on the following link to take you to your cases.

This notice was automatically generated by the courts auto-notification system.

If service is not required for this document (e.g., Minutes), please disregard the below language.

The following people were served electronically:

MICHAEL A. ROSENAUER, ESQ. for COUNTY OF MARIN

The following people have not been served electronically and must be served by traditional means (see Nevada Electronic Filing Rules.):

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOSEPH NASO,

V2. 154

No. 83594

Appellant, vs. COUNTY OF MARIN, CALIFORNIA, Respondent.

FILED NOV 0 5 2021 ELIZABETH A. BROWN CLERK OF SUPREME COURT Ya une DEPUTY CLERK

21-3)429154

FILED Electronically CV14-00331 2021-11-09 02:54:35 PM Alicia L. Lerud Clerk of the Court

ORDER DIRECTING TRANSMISSION OF RECORD

Having reviewed the documents on file in this pro se appeal, this court concludes that review of the complete record is warranted. NRAP 10(a)(1). Accordingly, within 30 days from the date of this order, the clerk of the district court shall transmit to the clerk of this court a certified copy of the trial court record in District Court Case No. CV14-00331. See NRAP 11(a)(2) (providing that the complete "record shall contain each and every paper, pleading and other document filed, or submitted for filing, in the district court," as well as "any previously prepared transcripts of the proceedings in the district court"). The record shall not include any exhibits filed in the district court. NRAP 11(a)(1).

It is so ORDERED.

1 Jardesth, C.J.

Joseph Naso Michael A. Rosenauer Ltd. Washoe District Court Clerk

SUPREME COURT OF NEVADA cc:

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****** IMPORTANT NOTICE - READ THIS INFORMATION ***** PROOF OF SERVICE OF ELECTRONIC FILING

A filing has been submitted to the court RE: CV14-00331

Judge: HONORABLE CONNIE J. STEINHEIMER 11-09-2021:14:54:35 **Official File Stamp:** 11-09-2021:14:55:22 **Clerk Accepted:** Court: Second Judicial District Court - State of Nevada Civil COUNTY OF MARIN CA VS JOSEPH NASO Case Title: (D4) **Document(s) Submitted:** Supreme Ct Order Directing Filed By: Deputy Clerk YViloria

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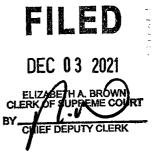
21-345871157

FILED

Alicia L. Lerud

Clerk of the Court

JOSEPH NASO, Appellant, vs. COUNTY OF MARIN, CALIFORNIA, Respondent. No. 83594



ORDER GRANTING TELEPHONIC EXTENSION

Pursuant to a telephonic request received on December 3, 2021, lower court clerk shall have until December 20, 2021, to file and serve the record on appeal. See NRAP 26(b)(1)(B).

It is so ORDERED.

CLERK OF THE SUPREME COURT ELIZABETH A. BROWN

By: <

cc: Joseph Naso Michael A. Rosenauer Ltd. Washoe District Court Clerk

SUPREME COURT OF NEVADA

CLERK'S ORDER

(0) 1947

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Judge:	
HONORABLE CONNIE J. STEINHEIMER	
Official File Stamp:	12-08-2021:09:19:39
Clerk Accepted:	12-08-2021:09:20:16
Court:	Second Judicial District Court - State of Nevada
	Civil
Case Title:	COUNTY OF MARIN CA VS JOSEPH NASO (D4)
Document(s) Submitted:	Supreme Ct Order Granting
Filed By:	Deputy Clerk AZamora

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