

# IN THE SUPREME COURT OF THE STATE OF NEVADA

## INDICATE FULL CAPTION:

JAZLEEN GAMBOA,  
Appellant,  
vs.  
JOSE GAMBOA  
Respondent.

No. 83671  
Electronically Filed  
Nov 02 2021 12:10 p.m.  
DOCKETING Elizabeth N. Brown  
CIVIL APPEALS Clerk of Supreme Court

## GENERAL INFORMATION

Appellants must complete this docketing statement in compliance with NRAP 14(a). The purpose of the docketing statement is to assist the Supreme Court in screening jurisdiction, identifying issues on appeal, assessing presumptive assignment to the Court of Appeals under NRAP 17, scheduling cases for oral argument and settlement conferences, classifying cases for expedited treatment and assignment to the Court of Appeals, and compiling statistical information.

## WARNING

This statement must be completed fully, accurately and on time. NRAP 14(c). The Supreme Court may impose sanctions on counsel or appellant if it appears that the information provided is incomplete or inaccurate. *Id.* Failure to fill out the statement completely or to file it in a timely manner constitutes grounds for the imposition of sanctions, including a fine and/or dismissal of the appeal.

A complete list of the documents that must be attached appears as Question 27 on this docketing statement. Failure to attach all required documents will result in the delay of your appeal and may result in the imposition of sanctions.

This court has noted that when attorneys do not take seriously their obligations under NRAP 14 to complete the docketing statement properly and conscientiously, they waste the valuable judicial resources of this court, making the imposition of sanctions appropriate. See KDI Sylvan Pools v. Workman, 107 Nev. 340, 344, 810 P.2d 1217, 1220 (1991). Please use tab dividers to separate any attached documents.

1. Judicial District Eighth Department P  
County Clark Judge Perry  
District Ct. Case No. D-20-606476-D

**2. Attorney filing this docketing statement:**

Attorney David L. Mann, Esq. Telephone 435-319-5605  
Firm David L. Mann, Esq.  
Address 5574 La Perla Ct. Las Vegas, Nevada 89122

Client(s) Jazleen Gamboa

If this is a joint statement by multiple appellants, add the names and addresses of other counsel and the names of their clients on an additional sheet accompanied by a certification that they concur in the filing of this statement.

**3. Attorney(s) representing respondents(s):**

Attorney Gregory G. Gordon, Esq. Telephone 702-363-1072  
Firm Gregory Gordon Law, PC  
Address 4795 South Durango Drive, Las Vegas, Nevada 89147

Client(s) Jose Gamboa

Attorney \_\_\_\_\_ Telephone \_\_\_\_\_  
Firm \_\_\_\_\_  
Address \_\_\_\_\_

Client(s) \_\_\_\_\_

(List additional counsel on separate sheet if necessary)

**4. Nature of disposition below (check all that apply):**

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Judgment after bench trial | <input type="checkbox"/> Dismissal:                                     |
| <input type="checkbox"/> Judgment after jury verdict           | <input type="checkbox"/> Lack of jurisdiction                           |
| <input type="checkbox"/> Summary judgment                      | <input type="checkbox"/> Failure to state a claim                       |
| <input type="checkbox"/> Default judgment                      | <input type="checkbox"/> Failure to prosecute                           |
| <input type="checkbox"/> Grant/Denial of NRCP 60(b) relief     | <input type="checkbox"/> Other (specify): _____                         |
| <input type="checkbox"/> Grant/Denial of injunction            | <input type="checkbox"/> Divorce Decree:                                |
| <input type="checkbox"/> Grant/Denial of declaratory relief    | <input type="checkbox"/> Original <input type="checkbox"/> Modification |
| <input type="checkbox"/> Review of agency determination        | <input type="checkbox"/> Other disposition (specify): _____             |

**5. Does this appeal raise issues concerning any of the following?**

- ☒ Child Custody
- ☐ Venue
- ☐ Termination of parental rights

**6. Pending and prior proceedings in this court.** List the case name and docket number of all appeals or original proceedings presently or previously pending before this court which are related to this appeal:

N/A

**7. Pending and prior proceedings in other courts.** List the case name, number and court of all pending and prior proceedings in other courts which are related to this appeal (e.g., bankruptcy, consolidated or bifurcated proceedings) and their dates of disposition:

N/A

**8. Nature of the action.** Briefly describe the nature of the action and the result below:

Child Custody Case wherein a non-biological male was granted custodial rights over children who are not biologically his.

**9. Issues on appeal.** State concisely the principal issue(s) in this appeal (attach separate sheets as necessary):

Whether DNA takes precedence over a VAP.

**10. Pending proceedings in this court raising the same or similar issues.** If you are aware of any proceedings presently pending before this court which raises the same or similar issues raised in this appeal, list the case name and docket numbers and identify the same or similar issue raised:

N/A



**11. Constitutional issues.** If this appeal challenges the constitutionality of a statute, and the state, any state agency, or any officer or employee thereof is not a party to this appeal, have you notified the clerk of this court and the attorney general in accordance with NRAP 44 and NRS 30.130?

☒ N/A

☐ Yes

☐ No

If not, explain:

**12. Other issues.** Does this appeal involve any of the following issues?

☐ Reversal of well-settled Nevada precedent (identify the case(s))

☐ An issue arising under the United States and/or Nevada Constitutions

☐ A substantial issue of first impression

☐ An issue of public policy

☐ An issue where en banc consideration is necessary to maintain uniformity of this court's decisions

☐ A ballot question

If so, explain:

**13. Assignment to the Court of Appeals or retention in the Supreme Court.** Briefly set forth whether the matter is presumptively retained by the Supreme Court or assigned to the Court of Appeals under NRAP 17, and cite the subparagraph(s) of the Rule under which the matter falls. If appellant believes that the Supreme Court should retain the case despite its presumptive assignment to the Court of Appeals, identify the specific issue(s) or circumstance(s) that warrant retaining the case, and include an explanation of their importance or significance:

Our understanding that all Fast Track Child Custody Appeals are retained in the Nevada Supreme Court

**14. Trial.** If this action proceeded to trial, how many days did the trial last? One

Was it a bench or jury trial? Bench

**15. Judicial Disqualification.** Do you intend to file a motion to disqualify or have a justice recuse him/herself from participation in this appeal? If so, which Justice?

N/A

## TIMELINESS OF NOTICE OF APPEAL

**16. Date of entry of written judgment or order appealed from** 10/12/2021

If no written judgment or order was filed in the district court, explain the basis for seeking appellate review:

N/A

**17. Date written notice of entry of judgment or order was served** 10/12/2021

Was service by:

☐ Delivery

☒ Mail/electronic/fax

**18. If the time for filing the notice of appeal was tolled by a post-judgment motion (NRCP 50(b), 52(b), or 59)**

(a) Specify the type of motion, the date and method of service of the motion, and the date of filing.

☐ NRCP 50(b)      Date of filing N/A

☐ NRCP 52(b)      Date of filing N/A

☐ NRCP 59      Date of filing N/A

**NOTE: Motions made pursuant to NRCP 60 or motions for rehearing or reconsideration may toll the time for filing a notice of appeal. See AA Primo Builders v. Washington, 126 Nev. \_\_\_\_, 245 P.3d 1190 (2010).**

(b) Date of entry of written order resolving tolling motion N/A

(c) Date written notice of entry of order resolving tolling motion was served N/A

Was service by:

☐ Delivery

☐ Mail

**19. Date notice of appeal filed** 10/14/2021

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If more than one party has appealed from the judgment or order, list the date each notice of appeal was filed and identify by name the party filing the notice of appeal:

N/A

**20. Specify statute or rule governing the time limit for filing the notice of appeal, e.g., NRAP 4(a) or other**

NRS 703.376 NRAP 4(a)

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**SUBSTANTIVE APPEALABILITY**

**21. Specify the statute or other authority granting this court jurisdiction to review the judgment or order appealed from:**

(a)

☒ NRAP 3A(b)(1)

☐ NRS 38.205

☐ NRAP 3A(b)(2)

☐ NRS 233B.150

☐ NRAP 3A(b)(3)

☐ NRS 703.376

☐ Other (specify) \_\_\_\_\_

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(b) Explain how each authority provides a basis for appeal from the judgment or order:

We are appealing from a District Court Order.

**22. List all parties involved in the action or consolidated actions in the district court:**

(a) Parties:

Jazleen Gamboa

Jose Gamboa

(b) If all parties in the district court are not parties to this appeal, explain in detail why those parties are not involved in this appeal, *e.g.*, formally dismissed, not served, or other:

N/A

**23. Give a brief description (3 to 5 words) of each party's separate claims, counterclaims, cross-claims, or third-party claims and the date of formal disposition of each claim.**

Jazleen Gamboa claims a non-biological male should not have custody of her biological children.

**24. Did the judgment or order appealed from adjudicate ALL the claims alleged below and the rights and liabilities of ALL the parties to the action or consolidated actions below?**

☒ Yes

☐ No

**25. If you answered "No" to question 24, complete the following:**

(a) Specify the claims remaining pending below:

(b) Specify the parties remaining below:

(c) Did the district court certify the judgment or order appealed from as a final judgment pursuant to NRCP 54(b)?

☒ Yes

☐ No

(d) Did the district court make an express determination, pursuant to NRCP 54(b), that there is no just reason for delay and an express direction for the entry of judgment?

☐ Yes

☒ No

**26. If you answered "No" to any part of question 25, explain the basis for seeking appellate review (e.g., order is independently appealable under NRAP 3A(b)):**

Order is independently appealable under NRAP 3A(b)(1).

**27. Attach file-stamped copies of the following documents:**

- The latest-filed complaint, counterclaims, cross-claims, and third-party claims
- Any tolling motion(s) and order(s) resolving tolling motion(s)
- Orders of NRCP 41(a) dismissals formally resolving each claim, counterclaims, cross-claims and/or third-party claims asserted in the action or consolidated action below, even if not at issue on appeal
- Any other order challenged on appeal
- Notices of entry for each attached order

## VERIFICATION

I declare under penalty of perjury that I have read this docketing statement, that the information provided in this docketing statement is true and complete to the best of my knowledge, information and belief, and that I have attached all required documents to this docketing statement.

Jazleen Gamboa  
Name of appellant

David L. Mann, Esq.  
Name of counsel of record

11/01/2021  
Date

/S/David L. Mann, Esq.  
Signature of counsel of record

Las Vegas, Nevada  
State and county where signed

## CERTIFICATE OF SERVICE

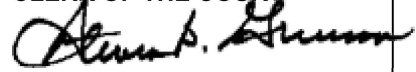
I certify that on the 2nd day of November, 2021, I served a copy of this completed docketing statement upon all counsel of record:

☐ By personally serving it upon him/her; or

☒ By mailing it by first class mail with sufficient postage prepaid to the following address(es): (NOTE: If all names and addresses cannot fit below, please list names below and attach a separate sheet with the addresses.)

Dated this 1st day of November, 2021

/S/David L. Mann, Esq.  
Signature



**COMP**  
GREGORY GORDON LAW, PC  
Gregory G. Gordon, Esq.  
Nevada Bar No. 5334  
4795 South Durango Drive  
Las Vegas, Nevada 89147  
Telephone: (702) 363-1072  
ggordon@gordonlvlaw.com  
Attorney for Plaintiff

CASE NO: D-20-606476-D  
Department: To be determined

DISTRICT COURT  
CLARK COUNTY, NEVADA

JOSE GAMBOA,

Plaintiff,

vs.

JAZLEEN GAMBOA,

Defendant.

CASE NO.  
DEPT. NO.

**COMPLAINT FOR DIVORCE**

Plaintiff, JOSE GAMBOA, by and through his attorney, GREGORY G. GORDON, ESQ., for his cause of action against Defendant, complains and alleges as follows:

1. Plaintiff is, and for a period of more than six weeks immediately preceding the verification of the complaint in this action has been, an actual, bona fide resident of the State of Nevada, County of Clark, and actually, physically and corporeally domiciled therein during all of said period of time.

2. Plaintiff and Defendant were duly and lawfully married on April 26, 2014, and ever since that date have been, and now are, husband and wife.

3. The parties have seven children, to wit: Giovanni Gamboa, born January 15, 2005, Elijah Gamboa, born January 24, 2006, Irene Gamboa, born July 9, 2007, Destiny Gamboa, born December 15, 2008, Isabella Gamboa, born June 22, 2013, Larriana Gamboa, born September 15, 2015, and Larry Gamboa, born September 15, 2015. The Defendant is not pregnant and the parties have not adopted any other minor children.



1           4.     The parties should be awarded joint legal and joint physical custody of  
2 the minor children.

3           5.     That child support be established in accordance with Nevada law.

4           6.     There are community and/or jointly owned assets of the parties that  
5 should be divided by the Court in accordance with Nevada law.

6           7.     There are community and/or jointly maintained liabilities of the parties  
7 that should be divided by the Court in accordance with Nevada law.

8           8.     Plaintiff has been required to retain the services of an attorney to  
9 prosecute this action and should be awarded his reasonable attorney's fees and costs of  
10 suit; and

11          9.     During the course of said marriage, the parties hereto have become  
12 incompatible to the degree that it is impossible for them to continue to live together in  
13 a normal marital relationship, with no chance for reconciliation.

14               WHEREFORE, Plaintiff prays for judgment as follows:

15          1.     That the bonds of matrimony existing between Plaintiff and Defendant be  
16 dissolved, that Plaintiff be granted an absolute decree of divorce from Defendant, and  
17 the parties restored to their single status;

18          2.     That the parties be awarded joint legal and joint physical custody of the  
19 minor children;

20          3.     That child support be established in accordance with Nevada law;

21          4.     That the Court divide the community and/or jointly owned assets of the  
22 parties in accordance with Nevada law;

23          5.     That the Court divide the community and/or jointly maintained liabilities  
24 of the parties in accordance with Nevada law;

25          6.     That the Court award Plaintiff his reasonable attorney's fees and costs  
26 incurred herein; and

1           7.     For such other and further relief as to the Court appears just and proper.  
2                 DATED this 7<sup>th</sup> day of April, 2020.

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4                                 GREGORY GORDON LAW, PC

5                                 By: /s/ Gregory G. Gordon, Esq.  
6                                     Gregory G. Gordon, Esq.  
7                                     Nevada Bar No. 5334  
8                                     4795 South Durango Drive  
9                                     Las Vegas, Nevada 89147  
10                                    Telephone: (702) 363-1072  
11                                    ggordon@gordonlvlaw.com  
12                                    Attorney for Plaintiff  
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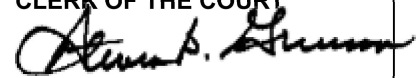
**VERIFICATION**

JOSE GAMBOA, being duly sworn, deposes and says:

Under penalty of perjury, I declare that I am the Plaintiff in the above-entitled action; that I have read the foregoing Complaint and know the contents thereof; that the pleading is true of my own knowledge, except for those matters therein contained stated upon information and belief, and that as to those matters, I believe them to be true. I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct



JOSE GAMBOA



**SUMM**  
GREGORY GORDON LAW, PC  
Gregory G. Gordon, Esq.  
Nevada Bar No. 5334  
4795 South Durango Drive  
Las Vegas, Nevada 89147  
Telephone: (702) 363-1072  
ggordon@gordonlvlaw.com  
Attorney for Plaintiff

CASE NO: D-20-606476-D  
Department: To be determined

DISTRICT COURT  
CLARK COUNTY, NEVADA

JOSE GAMBOA,

Plaintiff,

vs.

JAZLEEN GAMBOA,

Defendant.

CASE NO.  
DEPT. NO.

**SUMMONS**

NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ THE INFORMATION BELOW.

TO THE DEFENDANT: JAZLEEN GAMBOA

A civil Complaint has been filed by the Plaintiff(s) against you for the relief requested in the Complaint.

1. If you intend to defend the lawsuit, within 20 days after this Summons is served on you, exclusive of the day of service, you must do the following:

(a) File with the Clerk of this Court, whose address is shown below, a formal written response to the Complaint in accordance with the rules of the Court, with the appropriate filing fee.

1 (b) Service a copy of your response upon the attorney whose name and  
2 address is shown below.

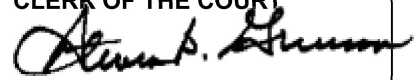
3  
4 2. Unless you respond, your default will be entered upon application of the  
5 Plaintiff(s) and failure to so respond will result in a judgment by default against you  
6 for the relief demanded in the Complaint, which could result in the taking of money or  
7 property or other relief requested in the Complaint.  
8

9 3. If you intend to seek the advice of an attorney in this matter, you should  
10 do so promptly so that your response may be filed on time.  
11

12 4. The State of Nevada, its political subdivisions, agencies, officers,  
13 employees, board members, commission members and legislators each have 45 days  
14 after service of this Summons within which to file an Answer or other responsive  
15 pleading to the Complaint.  
16

17 STEVEN GRIERSON, CLERK OF THE  
18 COURT

19  
20 By: \_\_\_\_\_  
21 DEPUTY CLERK  
22 Family Court and Services Center  
23 601 N. Pecos Road  
24 Las Vegas, NV 89101  
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**SUMM**  
GREGORY GORDON LAW, P.C.  
Gregory G. Gordon, Esq.  
Nevada Bar No. 5334  
4795 South Durango Drive  
Las Vegas, Nevada 89147  
Telephone: (702) 363-1072  
ggordon@gordonlvlaw.com  
Attorney for Plaintiff

CASE NO: D-20-606476-D  
Department: To be determined

DISTRICT COURT  
CLARK COUNTY, NEVADA

JOSE GAMBOA,

Plaintiff,

vs.

JAZLEEN GAMBOA,

Defendant.

CASE NO.  
DEPT. NO.

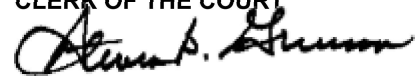
**REQUEST FOR ISSUANCE OF JOINT PRELIMINARY INJUNCTION**

Plaintiff, by and through his attorney Gregory G. Gordon, Esq., respectfully requests that the Court issue a Joint Preliminary Injunction in the above entitled action pursuant to EDCR 5.517.

DATED this 7<sup>th</sup> day of April, 2020.

GREGORY GORDON LAW, P.C.

By: /s/ Gregory G. Gordon  
Gregory G. Gordon, Esq.  
Nevada Bar No. 5334  
4795 South Durango Drive  
Las Vegas, NV 89147  
Attorney for Plaintiff



1 AFFT

2 Gregory Gordon Law, PC  
3 Gregory G. Gordon, Esq.  
4 4795 S. Durango Dr.  
5 Las Vegas, NV 89147  
6 State Bar No.: 5334  
7 Attorney(s) for: Plaintiff(s)

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DISTRICT COURT  
CLARK COUNTY, NEVADA

Jose Gamboa  
vs  
Jazleen Gamboa

Plaintiff(s)

Defendant(s)

Case No.: D-20-606476-D

Dept. No.: TBD

Date:

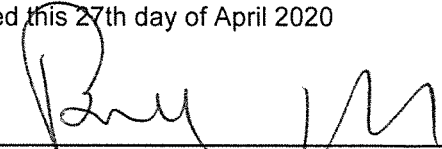
Time:

AFFIDAVIT OF SERVICE

I, Bradford Nielsen, being duly sworn deposes and says: That at all times herein affiant was and is a citizen of the United States, over 18 years of age, licensed to serve civil process in the State of Nevada under license #604, and not a party to or interested in the proceeding in which this affidavit is made. The affiant received 1 copy(ies) of the: Summons: Complaint for Divorce on the 20th day of April, 2020 and served the same on the 23rd day of April, 2020 at 6:00 pm by delivering and leaving a copy with the Defendant, Jazleen Gamboa at 932 Center St., Henderson, NV 89015.

Pursuant to NRS 239B.030 this document does not contain the social security number of any person.

I declare under penalty of perjury under the law  
of the state of Nevada that the foregoing is true and correct.  
Executed this 27th day of April 2020

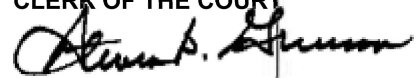


Bradford Nielsen # R-065985

Legal Process Service License # 604

WorkOrderNo 2003858





1 ANCC  
2 DAVID L. "SAWYER" MANN, ESQ.  
3 Nevada Bar No. 11194  
4 5574 La Perla Ct.  
5 Las Vegas, NV 89122  
6 (702) 829-3448  
7 *Unbundled Attorney for Defendant*

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

JOSE GAMBOA,

Plaintiff,

vs.

JAZLEEN GAMBOA,

Defendant.

) CASE NO: D-20-606476-D

) DEPT. NO: P

) REMOTE HEARINGS REQUESTED  
) DUE TO COVID-19 PANDEMIC

**ANSWER AND COUNTERCLAIM**

COMES NOW Defendant, JAZLEEN GAMBOA, by and through her unbundled and Pro  
Bono attorney, David L. "Sawyer" Mann, Esq. and hereby files her *Answer and Counterclaim*, as  
follows:

**ANSWER**

1. Defendant admits the allegations contained in paragraphs 1, 2, 5, 6, 7 and 9 of the Complaint.
2. Defendant denies the allegations contained in paragraphs 3, 4 and 8 of the Complaint.

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Defendant, as and for a Counterclaim against Plaintiff, alleges as follows:

1. That Defendant, for a period of more than six weeks immediately preceding the filing of this action, has been and now is an actual bona fide resident of the State of Nevada, and has been actually physically present and domiciled in Nevada for more than six (6) weeks prior to the filing of this action.
2. That Plaintiff and Defendant were married on April 26, 2014 and they ever since have been and still are husband and wife.
3. The parties have become incompatible in marriage where it is impossible for them to stay married, there exists a state of incompatibility between the parties, and there is no chance of reconciliation.
4. That there are three minor children the issue of the relationship between Plaintiff and Defendant, to-wit:
  - a. Elijah Gamboa, born January 24, 2006
  - b. Irene Gamboa, born July 9, 2007
  - c. Destiny Gamboa, born December 15, 2008
5. That there are four minor children NOT of the issue of the relationship between Plaintiff and Defendant and where there exists biological fathers of the children whose contact information is known and who have rights to these children (Attorney Mann does not represent these fathers), to-wit:
  - a. Giovanni Gamboa, born January 15, 2005
    - i. The child was conceived before the parties met.
    - ii. The mother was 8 months pregnant when the parties met.
    - iii. Although we will not argue our Motion in this notice pleading, we will note that paternity determination is generally governed by NRS 126 and, although mother will argue Plaintiff has no presumption, it is

1 clear that she can rebut any presumption under NRS 126.051(3) by  
2 DNA test and that if Plaintiff refuses, the court may presume that the  
3 result of the test would be adverse to that party's interest. See NRS  
4 126.121(2). In addition, we understand the father of the child will  
5 vigorously fight for his rights.

6 iv. As the Court is aware, being listed on a Birth Certificate is not  
7 dispositive in Nevada. *See also* NRS 440 and NRS 126.

8 b. Isabella Gamboa, born June 22, 2013

9 i. The child was conceived before marriage and during a separation  
10 between the parties.

11 ii. Although we will not argue our Motion in this notice pleading, we will  
12 note that paternity determination is generally governed by NRS 126  
13 and, although mother will argue Plaintiff has no presumption, it is  
14 clear that she can rebut any presumption under NRS 126.051(3) by  
15 DNA test and that if Plaintiff refuses, the court may presume that the  
16 result of the test would be adverse to that party's interest. See NRS  
17 126.121(2). In addition, we understand the father of the child will  
18 vigorously fight for his rights.

19 iii. As the Court is aware, being listed on a Birth Certificate is not  
20 dispositive in Nevada. *See also* NRS 440 and NRS 126.

21 c. Larriana Gamboa and Larry Gamboa, born September 15, 2015

22 i. The twins were conceived during a separation between the parties.

23 ii. Although we will not argue our Motion in this notice pleading, we will  
24 note that paternity determination is generally governed by NRS 126  
25 and, although mother will argue Plaintiff has no presumption, it is  
clear that she can rebut any presumption under NRS 126.051(3) by

1 DNA test and that if Plaintiff refuses, the court may presume that the  
2 result of the test would be adverse to that party's interest. See NRS  
3 126.121(2). In addition, we understand the father of the twins will  
4 vigorously fight for his rights.

5 iii. As the Court is aware, being listed on a Birth Certificate is not  
6 dispositive in Nevada. *See also* NRS 440 and NRS 126.

- 7 6. That the parties have not adopted any children and to the best of Defendant's  
8 knowledge, Defendant is not currently pregnant.
- 9 7. That the parties are fit and proper persons to be awarded joint legal custody of the  
10 minor children, Elijah Gamboa, born January 24, 2006, Irene Gamboa, born July 9,  
11 2007 and Destiny Gamboa, born December 15, 2008.
- 12 8. That the parties are fit and proper persons to be awarded joint physical custody of the  
13 minor children, Elijah Gamboa, born January 24, 2006, Irene Gamboa, born July 9,  
14 2007 and Destiny Gamboa, born December 15, 2008.
- 15 9. The child support is in congruence with Nevada Statute and case law.
- 16 10. That the Parties will maintain medical insurance for the minor children. The parties  
17 should split 50/50 any deductibles and unreimbursed expenses not covered by  
18 insurance per the "30/30 Rule."
- 19 11. That there exists community property and other assets of the parties to be equitably  
20 divided, the exact extent of which has not yet been ascertained by the Defendant.  
21 That there is community property of the parties presently unknown to Defendant to be  
22 adjudicated by the Court and that Plaintiff should provide a full disclosure of his  
23 assets for adjudication by the Court. That Defendant requests leave to amend this  
24 Counterclaim to add additional community property for adjudication as such becomes  
25 known, or at the time of trial.



1 12. That there are community debts and obligations of the parties to be equitably divided,  
2 the exact extent of which has not yet been ascertained by the Defendant. That there  
3 are community debts and obligations of the parties presently unknown to Defendant  
4 to be adjudicated by the Court and that Plaintiff should provide a full disclosure of his  
5 debts and obligations for adjudication by the Court. That Defendant requests leave to  
6 amend this Counterclaim to add additional community debts and obligations for  
7 adjudication as such become known, or at the time of trial.

8 13. That the parties should equally share exemptions/deductions for the minor children  
9 every year until the children reach the age of majority.

10 14. That Defendant be awarded her attorney's fees and costs incurred herein.

11 WHEREFORE, Defendant prays for a Judgment as follows:

- 12 1. That the marriage existing between Defendant and Plaintiff be dissolved and that  
13 the parties be granted an absolute Decree of Divorce and that each of the parties be  
14 restored to the status of a single, unmarried person;
- 15 2. That the Court enter an order awarding custody as stated in Defendant's  
16 Counterclaim;
- 17 3. That the Court enter an order awarding child support as stated in Defendant's  
18 Counterclaim;
- 19 4. That the Court enter an order regarding property and debt as stated in this  
20 Counterclaim;
- 21 5. That the Court enter an order regarding medical insurance coverage and the payment  
22 of unreimbursed medical expenses for the minor children as stated in Defendant's  
23 Counterclaim;
- 24 6. That the Court enter an order regarding tax deductions as stated in Defendant's  
25 Counterclaim;
7. That the Court grant the relief requested in this Answer and Counterclaim; and

1 For such other relief as the Court finds to be just and proper.

2 Submitted and dated this 21st day of May, 2020.

3 DAVID L. "SAWYER" MANN

4  
5 By D. Mann *D Mann*  
6 DAVID L. "SAWYER" MANN,  
7 ESQ.  
8 Nevada Bar No. 11194  
9 5574 La Perla Ct.  
10 Las Vegas, NV 89122  
11 (702) 829-3448  
12 *Unbundled Attorney for*  
13 *Defendant*  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1 VERIFICATION

2 STATE OF NEVADA )  
3 ) ss:  
4 COUNTY OF CLARK )

5 JAZLEEN GAMBOA, swears, deposes and says, under penalties of perjury:

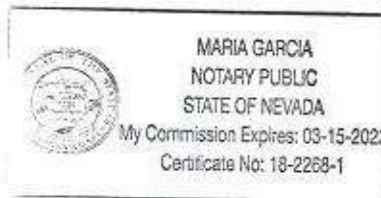
6 I am the Defendant in the above matter; I have read the foregoing *Answer and*  
7 *Counterclaim* and know the contents thereof, and the same is true of my own knowledge, except  
8 as to those matters therein stated on information and belief, and as to those matters, I believe  
9 them to be true.

10 Dated this 21 day of May, 2020.

11 Jazleen Gamboa  
12 JAZLEEN GAMBOA

13 SUBSCRIBED and SWORN to before  
14 me this 21 day of May, 2020.

15 Maria Garcia  
16 NOTARY PUBLIC



17 ACKNOWLEDGMENT

18 STATE OF NEVADA )  
19 )ss:  
20 COUNTY OF CLARK )

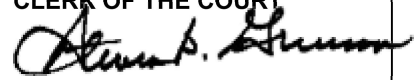
21 On this 21 day of May, 2020, before me, the undersigned Notary Public in and for  
22 the said County and State, personally appeared JAZLEEN GAMBOA known to me to be the  
23 person described in and who executed the foregoing *Answer and Counterclaim*, and who  
24 acknowledged to me that she did so freely and voluntarily and for the uses and purposes therein  
25 mentioned.

WITNESS my hand and official seal.

26 Maria Garcia  
27 NOTARY PUBLIC







**RPLY**  
GREGORY GORDON LAW, PC  
Gregory G. Gordon, Esq.  
Nevada Bar No. 5334  
4795 South Durango Drive  
Las Vegas, Nevada 89147  
Telephone: (702) 363-1072  
ggordon@gordonlvlaw.com  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

JOSE GAMBOA,

Plaintiff,

vs.

JAZLEEN GAMBOA,

Defendant.

CASE NO. D-20-606476-D  
DEPT. NO. P

**REPLY TO COUNTERCLAIM**

Plaintiff/Counterdefendant, JOSE GAMBOA, by and through his attorney, GREGORY G. GORDON, ESQ., Answers Defendant/Counterclaimant's Counterclaim as follows:

1. Plaintiff/Counterdefendant admits the allegations contained in Paragraphs 1, 2, 3, 4, 7, 8, 10 and 13.

2. Plaintiff/Counterdefendant denies the allegations contained in Paragraphs 5, 6, 9, and 14.

3. Answering Paragraphs 11 and 12 of Defendant/Counterclaimant's Counterclaim, Plaintiff admits that there are community assets and debts to be adjudicated by the court, but as to all other allegations contained in said paragraphs, Plaintiff denies the same.

WHEREFORE, Plaintiff/Counterdefendant prays for judgment as follows:

1. That Counterclaimant take nothing by reason of the Counterclaim on file herein;



2. That Plaintiff/Crossdefendant recover his costs and attorneys' fees incurred herein; and

3. For such other and further relief as the Court may deem just and proper under the circumstances.

DATED this 29<sup>th</sup> day of June, 2020.

GREGORY GORDON LAW, PC

By: /s/ Gregory G. Gordon

Gregory G. Gordon, Esq.

Nevada Bar No. 5334

4795 South Durango Drive

Las Vegas, Nevada 89147

Telephone: (702) 363-1072

ggordon@gordonlylaw.com

Attorney for Plaintiff

## CERTIFICATE OF SERVICE

Pursuant to N.R.C.P. 5(a), E.D.C.R. 7.26(a) and N.E.F.C.R. 9, I hereby certify on the 29<sup>th</sup> day of June, 2020, the foregoing **REPLY TO COUNTERCLAIM** was served by the Court's electronic service system, Odyssey File & Serve, addressed to the following:

DAVID L. "SAWYER" MANN

DAVID L. "SAWYER" MANN

DAVID L. "SAWYER" MANN

DAVID L. "SAWYER" MANN

By D. Mann  
DAVID L. "SAWYER" MANN,  
ESQ.  
Nevada Bar No. 11194  
5574 La Perla Ct.  
Las Vegas, NV 89122  
(702) 829-3448  
Unbundled Attorney for  
Defendant

By D. Mann  
DAVID L. "SAWYER" MANN,  
ESQ.  
Nevada Bar No. 11194  
5574 La Perla Ct.  
Las Vegas, NV 89122  
(702) 829-3448  
Unbundled Attorney for  
Defendant

/s/ Miriam Alvarez  
An Employee of Gregory Gordon Law, PC



1 procedure by filing and serving a "Request to Opt-in to Detailed  
2 Financial Disclosure Form and Complex Litigation Procedure"  
3 certifying that:

4 (A) Either party's individual gross income, or the  
5 combined gross income of the parties, is more than \$250,000 per year;  
6 or

7 (B) Either party is self-employed or the owner, partner,  
8 managing or majority shareholder, or managing or majority member  
9 of a business; or

10 (C) The combined gross value of the assets owned by either  
11 party individually or in combination is more than \$1,000,000.

12 If none of the foregoing applies or neither party filed a Request to  
13 Opt-in, you must complete the General Financial Disclosure Form.

14 2. **Concurrently** with the filing of the Financial Disclosure  
15 Form, you must provide to the other party initial disclosures  
16 mandated by NRCP 16.2(d). Such initial disclosures shall include the  
17 following information and documentation:

18 (A) **Bank and Investment Statements.** Copies of all  
19 monthly or periodic bank, checking, savings, brokerage, investment,  
20 and security account statements in which any party has or had an  
21 interest for the period commencing 6 months prior to the service of  
22 the Summons and Complaint through the date of the disclosure;

23 (B) **Credit Card and Debt Statements.** Copies of credit  
24 card statements and debt statements for all parties for all months for  
the period commencing 6 months prior to the service of the Summons  
and Complaint through the date of disclosure;

1           **(C) Real Property.** Copies of all deeds, deeds of trust,  
2 purchase agreements, escrow documents, settlement sheets, and all  
3 other documents that disclose the ownership, legal description,  
4 purchase price, and encumbrances of all real property owned by any  
5 party;

6           **(D) Property Debts.** Copies of all monthly or periodic  
7 statements and documents showing the balances owing on all  
8 mortgages, notes, liens, and encumbrances outstanding against all  
9 real property and personal property in which the party has or had an  
10 interest for the period commencing 6 months prior to the service of  
11 the Summons and Complaint through the date of the disclosure; or if  
12 no monthly or quarterly statements are available during this time  
13 period, the most recent statements or documents that disclose the  
information;

14           **(E) Loan Applications.** Copies of all loan applications that  
15 a party has signed within 12 months prior to the service of the  
16 Summons and Complaint through the date of the disclosure;

17           **(F) Promissory Notes.** Copies of all promissory notes  
18 under which a party either owes money or is entitled to receive  
19 money;

20           **(G) Deposits.** Copies of all documents evidencing money  
21 held in escrow or by individuals or entities for the benefit of either  
22 party;

23           **(H) Receivables.** Copies of all documents evidencing loans  
24 or monies due to either party from individuals or entities;

1           **(I) Retirement and Other Assets.** Copies of all monthly or  
2 periodic statements and documents showing the value of all pension,  
3 retirement, stock option, and annuity balances, including individual  
4 retirement accounts, 401(k) accounts, and all other retirement and  
5 employee benefits and accounts in which any party has or had an  
6 interest for the period commencing 6 months prior to the service of  
7 the Summons and Complaint through the date of the disclosure; or if  
8 no monthly or quarterly statements are available during this time  
9 period, the most recent statements or documents that disclose the  
information:

10           **(J) Insurance.** Copies of all monthly or periodic  
11 statements and documents showing the cash surrender value, face  
12 value, and premiums charged for all life insurance policies in which  
13 any party has or had an interest for the period commencing 6 months  
14 prior to the service of the Summons and Complaint through the date  
15 of the disclosure; or if no monthly or quarterly statements are  
16 available during this time period, the most recent statements or  
17 documents that disclose the information;

18           **(K) Insurance Policies.** Copies of all policy statements and  
19 evidence of costs of premiums for health and life insurance policies  
20 covering either party or any child of the relationship;

21           **(L) Values.** Copies of all documents that may assist in  
22 identifying or valuing any item of real or personal property in which  
23 any party has or had an interest for the period commencing 6 months  
24 prior to the service of the Summons and Complaint through the date  
of the disclosure, including any documents that the party may rely

1 upon in placing a value on any item of real or personal property (i.e.,  
2 appraisals, estimates, or official value guides);

3       **(M) Tax Returns.** Copies of all personal and business tax  
4 returns, balance sheets, profit and loss statements, and all documents  
5 that may assist in identifying or valuing any business or business  
6 interest for the last 5 completed calendar or fiscal years with respect  
7 to any business or entity in which any party has or had an interest  
8 within the past 12 months;

9       **(N) Proof of Income.** Proof of income of the party from all  
10 sources, specifically including W-2, 1099, and K-1 forms, for the past  
11 2 completed calendar years, and year-to-date income information  
12 (paycheck stubs, etc.) for the period commencing 6 months prior to  
13 the service of the Summons and Complaint through the date of the  
14 disclosure; and

15       **(O) Personalty.** A list of all items of personal property  
16 with an individual value exceeding \$200, including, but not limited  
17 to, household furniture, furnishings, antiques, artwork, vehicles,  
18 jewelry, coins, stamp collections, and similar items in which any  
19 party has an interest, together with the party's estimate of current  
20 fair market value (not replacement value) for each item.

21       **(P) Exhibits.** A copy of every other document or exhibit,  
22 including summaries of other evidence, that a party expects to offer  
23 as evidence at trial in any manner.

24       3. No later than **90 days after the Financial Disclosure Form is**  
**due,** you must disclose the identity of any witnesses (any person who  
may be used at trial to present evidence pursuant to NRS 50.275,

1 50.285, and 50.305). If the evidence is intended solely to contradict or  
2 rebut evidence on the same subject matter, the disclosure must be  
3 within 21 days after the disclosure made by the other party.

4 4. No later than **45 days after service of the Answer**, you and, if  
5 you have an attorney, your attorney, must meet for an Early Case  
6 Conference. This conference is intended for the purpose of ensuring  
7 compliance with the initial disclosure rules (see paragraph 2; NRC  
8 16.2(d)). The Plaintiff shall designate the time and place of each  
9 meeting, which must be held in the county where the action was filed,  
10 unless the parties agree upon a different location. You and the other  
11 party may submit a Stipulation and Order to continue the time for  
12 the case conference for an additional period of not more than 60 days,  
13 which the court may, in its discretion and for good cause shown,  
14 enter. Absent compelling and extraordinary circumstances, neither  
15 the court nor the parties may extend the time to a day more than 90  
16 days after service of the Answer. The time for holding a case  
17 conference with respect to a defendant who has filed a motion  
18 pursuant to Rule 12(b)(2)-(4) is tolled until entry of an order denying  
19 the motion.

20 5. Early Case Conference Report. Within 15 days after the case  
21 conference, but not later than **5 days prior to the scheduled case**  
22 **management conference**, you must file a joint early case conference  
23 report, or if you and the other side are unable to agree upon the  
24 contents of a joint report, you must serve and file an early case  
conference report, which, either as a joint or individual report, must  
contain:



1 (A) A statement of jurisdiction;

2 (B) A brief description of the nature of the action and each  
3 claim for relief or defense;

4 (C) If custody is at issue in the case, a proposed custodial  
5 timeshare and a proposed holiday, special day, and vacation schedule;

6 (D) A written list of all documents provided at or as a  
7 result of the case conference, together with any objection that the  
8 document is not authentic or genuine. The failure to state any  
9 objection to the authenticity or genuineness of a document constitutes  
10 a waiver of such objection at a subsequent hearing or trial. For good  
11 cause, the court may permit the withdrawal of a waiver and the  
assertion of an objection;

12 (E) A written list of all documents not provided under Rule  
13 16.2(d), together with the explanation as to why each document was  
14 not provided;

15 (F) For each issue in the case, a statement of what  
16 information and/or documents are needed, along with a proposed plan  
17 and schedule of any additional discovery;

18 (G) A list of the property (including pets, vehicles, real  
19 estate, retirement accounts, pensions, etc.) that each litigant seeks to  
20 be awarded in this action;

21 (H) The list of witnesses exchanged in accordance with  
22 Rule 16.2(d)(5) and (d)(6);

23 (I) Identification of each specific issue preventing  
24 immediate global resolution of the case along with a description of  
what action is necessary to resolve each issue identified;

1 (J) A litigation budget; and

2 (K) Proposed trial dates.

3 6. You are under the continuing obligation to supplement any  
4 disclosures required herein or by court rule. You must make  
5 additional or amended disclosures whenever new or different  
6 information is discovered or revealed. Such additional or amended  
7 disclosures, including corrections to your financial disclosure form,  
8 shall be made within 14 days after acquiring the additional  
9 information or after otherwise learning that your disclosure is  
10 incomplete or incorrect. However, if a hearing, deposition, case  
11 management conference, or other calendared event is scheduled less  
12 than 14 days from the discovery date, then the update must be filed  
and served within 24 hours of the discovery of new information.

13 7. If you fail to timely complete, file, or serve the appropriate  
14 financial disclosure form required by this rule, or the required  
15 information and disclosures under this rule, the court shall impose an  
16 appropriate sanction upon you, your attorney, or both, unless specific  
17 affirmative findings of fact are made that you have proven: (1) either  
18 good cause for the failure by a preponderance of the evidence or that  
19 the violating party would experience an undue hardship if the  
20 penalty is applied; and (2) that other means fully compensate the  
21 non-violating party for any losses, delays, and expenses suffered as a  
22 result of the violation. Sanctions may include:

23 (A) An order finding the violating party in civil contempt  
24 of court, an order requiring the violating party to timely file and serve  
the disclosures, to pay the opposing party's reasonable expenses

1 including attorney fees and costs incurred as a result of the failure,  
2 and any other sanction the court deems just and proper; and/or

3 (B) An order refusing to allow the violating party to  
4 support or oppose designated claims or defenses, or prohibiting that  
5 party from introducing designated matters in evidence, and/or any  
6 other sanction the court deems just and proper.

7 8. Failure to include any asset or accurately report income will  
8 result in sanctions if the non-violating party can establish by a  
9 preponderance of the evidence that there is not good cause for the  
10 failure. Sanctions may include:

11 (A) An order finding the violating party in civil contempt  
12 of court, an award of reasonable attorney fees and costs to the non-  
13 violating party, and any other sanction the court deems just and  
14 proper; and/or

15 (B) An order awarding the omitted asset to the opposing  
16 party as his or her separate property or making another form of  
17 unequal division of community property, and/or any other sanction  
18 the court deems just and proper.

19 Dated this 17 day of August, 2020.



20 SANDRA L. POMRENZE,  
21 District Court Judge

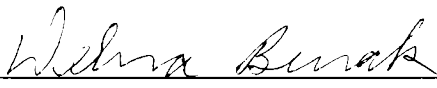
22 **CERTIFICATE OF SERVICE**

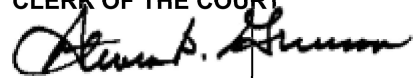
23 I hereby certify that on the 17 day of August, 2020, I E-Served  
24 pursuant to NEFCR 9, and/or:

1 Gregory Gordon, Esq.  
2 ggordon@gordonlvlaw.com

3 I mailed, via first-class mail, postage fully prepaid, the foregoing  
4 Notice of Case Management Conference to:

5 David L. Mann, Esq.  
6 5574 La Perla Ct.  
7 Las Vegas, NV 89122

8  
9  
10  
11   
12 Debra Burak  
13 Judicial Executive Assistant  
14 Department P  
15  
16  
17  
18  
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20  
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22  
23  
24



**NOTH**  
DAVID L. "SAWYER" MANN, ESQ.  
Nevada Bar No. 11194  
5574 La Perla Ct  
Las Vegas, Nevada 89122  
(435)319-5605  
*Unbundled Attorney for Defendant*  
*Jazleen Gamboa*

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

JOSE GAMBOA,	)	CASE NO: D-20-606476-D
	)	
Plaintiff,	)	DEPT. NO: P
	)	
vs.	)	DATE OF HEARING: September 15th, 2020
	)	TIME OF HEARING: 1:30 PM
JAZLEEN GAMBOA,	)	
	)	
Defendant.	)	

**NOTICE OF TELEPHONIC HEARING**

**COMES NOW** Defendant, JAZLEEN GAMBOA, hereby submits *a Notice of Intent To Appear By Communication Equipment for the Motion Hearing*, currently scheduled for the 15<sup>TH</sup> day of September, 2020 at 1:30 P.M.

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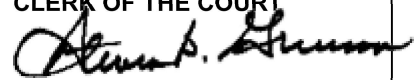
2 ///

3 For the purposes of this appearance, Defendant can be reached at the following telephone  
4 number: (702) 960-8528. Defendant understands that it is her responsibility to ensure that she can  
5 be reached at this telephone number on the date and time of the hearing. Defendant also  
6 understands that due to the unpredictable nature of court proceeding, her hearing may be called at  
7 a time other than the scheduled time. Further, Defendant understands that her failure to be available  
8 at the above stated telephone number will constitute a nonappearance.  
9

10 Additionally, Paralegal Michelle Beauregard may be reached at (702) 882-9980 and  
11 Attorney David L. "Sawyer" Mann may be reached (435) 319-5605.  
12

13 Dated this 08 day of September, 2020  
14

15 /s/ DAVID L. "SAWYER" MANN, ESQ  
16 DAVID L. "SAWYER" MANN, ESQ.  
17 Nevada Bar No. 11194  
18 5574 La Perla Ct  
19 Las Vegas, Nevada 89122  
20 (435)319-5605  
21 *Unbundled Attorney for Defendant*  
22 *Jazleen Gamboa*  
23  
24  
25



1 **ICCR**  
2 GREGORY GORDON LAW, PC  
3 Gregory G. Gordon, Esq.  
4 Nevada Bar No. 5334  
5 4795 South Durango Drive  
6 Las Vegas, Nevada 89147  
7 Telephone: (702) 363-1072  
8 ggordon@gordonlvlaw.com  
9 Attorney for Plaintiff

6 DISTRICT COURT  
7 CLARK COUNTY, NEVADA

8 JOSE GAMBOA,

9 Plaintiff,

10 vs.

11 JAZLEEN GAMBOA,

12 Defendant.

CASE NO. D-20-606476-D  
DEPT. NO. P

13 **PLAINTIFF'S INDIVIDUAL CASE CONFERENCE REPORT**

14 Plaintiff/Counterdefendant, JOSE GAMBOA, by and through his attorney,  
15 GREGORY G. GORDON, ESQ., submits the following Individual Case Conference  
16 Report:

17 **A. Summary.**

18 Jose and Jazleen were married on or about married on April 26, 2014. They  
19 have seven children, to wit: Giovanni Gamboa, born January 15, 2005, Elijah  
20 Gamboa, born January 24, 2006, Irene Gamboa, born July 9, 2007, Destiny Gamboa,  
21 born December 15, 2008, Isabella Gamboa, born June 22, 2013, Larriana Gamboa,  
22 born September 15, 2015, and Larry Gamboa, born September 15, 2015.

23 Jose (age 37) was working for IGM solutions, a slot machine manufacturer.  
24 Earlier this year, Jose suffered a parasite induced brain aneurysm, resulting in a  
25 complete but temporary disability. He has endured multiple surgeries but is close to  
26 recovery. Jose is living with his mother during his recovery. He collects disability of  
27 \$700 every two weeks from his employer.  
28

1           **B.     The Children.**

2           The parties have 7 children. Jazleen has indicated she now wishes to contest  
3 paternity of 3 of the children, including: Giovanni age 15 ½; Isabella age 7; and  
4 Larriana and Larry, twins age 4.

5           Jose is identified as the father of all the children on their birth certificate. The  
6 parties have at all times held the children out as Jose's children. For example,  
7 Giovanni is 15 ½ and has only known Jose as his Father. The children have been  
8 registered for school; health insurance records; etc. have all been completed  
9 identifying Jose as their father. Family, friends, etc. all know these children to be  
10 Jose's; and the children all believe each other to be full siblings. Most importantly, the  
11 children know and love Jose as their father. Jose believes he is the father of all of the  
12 children.

13           Giovanni and Isabella were born prior to the parties marriage. In order for Jose  
14 to be identified as Father on the birth certificate, presumably a Declaration of Paternity  
15 would have been completed at the time of birth conclusively establishing paternity – if  
16 so, this would foreclose Jazleen from contesting paternity of these children.

17           Notwithstanding the possible existence of a Declaration of Paternity, Jose  
18 contends that Jazleen should be barred by the doctrines of estoppel and/or laches from  
19 now contesting paternity, as the children have only known one Father their entire lives;  
20 have always been told and held out as one family, and children of Jose.

21           Jose is close to fully recovering from his temporary brain injury. Once he is  
22 recovered, he intends to resume his role co-parenting the children and resume a joint  
23 physical custody arrangement.

24           **C.     Assets and Debts.**

25           There is a residence located at 932 Center Street, Henderson, Nevada. The  
26 property is currently vacant and listed for sale. The home is titled solely in Jose's  
27 name. Jazleen signed a Spousal Consent Deed in April of 2017, disclaiming any  
28 community interest in the property.



There are a couple of vehicles that are community property. Jose has a 401k account through his employer.

## D. Conclusion.

Counsel apologizes for the brevity of this report. For the past several months, Jose has been recovering from his injury/illness. He is close to recovery and being able to fully participate in the case. The first hurdle will be for the Court to address whether Jazleen will be permitted to contest paternity of 3 of the 7 children after years of holding these children out as Jose's children – and with Jose as the only known Father to these children since they were born, and with Jose identified as Father on the birth certificates of all children (and Declarations of Paternity presumably signed for those children born prior 2014).

DATED this 9<sup>th</sup> day of September, 2020.

GREGORY GORDON LAW, PC

By: /s/ Gregory G. Gordon  
Gregory G. Gordon, Esq.  
Nevada Bar No. 5334  
4795 South Durango Drive  
Las Vegas, Nevada 89147  
Telephone: (702) 363-1072  
ggordon@gordonlyvlaw.com  
Attorney for Plaintiff

**CERTIFICATE OF SERVICE**

Pursuant to N.R.C.P. 5(a), E.D.C.R. 7.26(a) and N.E.F.C.R. 9, I hereby certify on the 9<sup>th</sup> day of September, 2020, the foregoing **PLAINTIFF'S INDIVIDUAL CASE CONFERENCE REPORT** was served by the Court's electronic service system, Odyssey File & Serve, addressed to the following:

DAVID L. "SAWYER" MANN

DAVID L. "SAWYER" MANN

DAVID L. "SAWYER" MANN

DAVID L. "SAWYER" MANN

By D. Mann  
DAVID L. "SAWYER" MANN,  
ESQ.

By D. Mann  
DAVID L. "SAWYER" MANN,  
ESQ.  
Nevada Bar No. 11194  
5574 La Perla Ct.  
Las Vegas, NV 89122  
(702) 829-3448  
Unbundled Attorney for  
Defendant

By D. Mann  
DAVID L. "SAWYER" MANN,  
ESQ.  
Nevada Bar No. 11194  
5574 La Perla Ct.  
Las Vegas, NV 89122  
(702) 829-3448  
Unbundled Attorney for  
Defendant

/s/ Miriam Alvarez  
An Employee of Gregory Gordon Law, PC

*Steven D. Grierson*

AOS  
Your Name: Michelle Beauregard  
Address: 5574 La Perla Ct  
Las Vegas, NV 89122  
Telephone: 702-882-9980  
Email Address: Michelle.FamilyLaw@hotmail.com

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Jose Gamboa  
Plaintiff,

vs.

Jazleen Gamboa  
Defendant.

CASE NO.: D-20-606476-D

DEPT: P

**AFFIDAVIT OF SERVICE**

*A copy of the filed documents can be **personally served** on another party.  
A neutral person who is 18 or older and not involved in this case or related to the parties can  
personally serve a summons and complaint directly to the person. (NRCP 4(c)(3)). If that is not  
possible, the server can personally serve the summons and complaint on someone of suitable age  
and discretion who lives with the person. (NRCP 4.2(a)(2)).*

**Family members and significant others cannot serve papers.**

*Whoever serves the documents must complete this form. **File this completed form at court.***

I, (name of person who served the documents) Michelle Beauregard, declare  
(**complete EVERY SECTION below**):

1. I am not a party to or interested in this action and I am over 18 years of age.
2. I was asked to serve legal documents by (name of the party who asked you to serve the documents) David L. "Sawyer" Mann. (☒ check one)  
☒ I know this person because (describe how you know the person, for example, "we work together," "roommates" etc.) I work with David L. "Sawyer" Mann  
☐ I do not know the person above.

3. **What Documents You Served.** I served a copy of the (☒ check all that apply)

- ☐ Complaint for \_\_\_\_\_  
☐ Summons

☐ Joint Preliminary Injunction

☒ Other: EDF filed and served via Odyssey on 09/09/20

Initial Disclosures served via email on 09/09/20

4. **Who You Served.** I served the (☒ check one)

- ☒ Plaintiff/Attorney Gordon  
☐ Defendant

5. **When You Served.** I personally served the documents on (date you served the documents) (month) September (day) 9<sup>th</sup>, 20 20 at the hour of (time) 05:41 ☐ a.m. ☒ p.m.

6. **Where You Served.** I personally delivered and left the documents with (☒ check one)

- ☒ **The Party to the Case.** I served the documents on the party at the location below. (complete the details below)

Served FDF filed and served

Name of Person Served

via Odyssey on 09/09/20

Address Where Served

Initial Disclosures served via

City, State, Zip Code

email on 09/09/20 to Attorney Gordon

- ☐ **A Person Who Lives with the Party.** This is a person of suitable age and discretion who lives with the party. (complete the details below)

Name of Person Served


Address Where Served

City, State, Zip Code

7. I am not a licensed process server; I am a natural person serving legal process without compensation, not more than three times per year, on behalf of a litigant who is a natural person, and therefore I am not required to be licensed pursuant to NRS 648.063(2) (2017 Nevada Laws Ch. 126 (A.B. 128)).

**I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE OF NEVADA THAT THE FOREGOING IS TRUE AND CORRECT.**

DATED (month) September (day) 10, 20 20.

Server's Signature: ▶ 

Server's Printed Name: Michelle Beavregard

Residential / Business Address: 5574 La Perla CT

City, State, Zip: Las Vegas, NV 89122

Server's Phone Number: 702-882-9980



# ALL-PURPOSE ACKNOWLEDGMENT

State of NEVADA

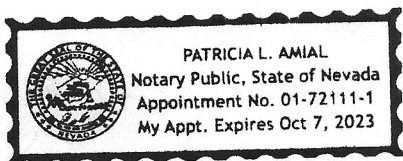
County of CLARK

On Sept 10, 2020 before me, PATRICIA AMIAL  
DATE NAME OF NOTARY PUBLIC

personally appeared Michelle Beauregard.  
NAME(S) OF SIGNER(S)

personally known to me **OR**

proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), an that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Place Notary Seal or Stamp Here

A handwritten signature of Patricia L. Amial in black ink.

SIGNATURE OF NOTARY

ATTENTION NOTARY: Although the information requested below is OPTIONAL, it may prove valuable to persons relying on this Acknowledgment and could prevent fraudulent reattachment of this certificate to another document.

## DESCRIPTION OF ATTACHED DOCUMENT

**THIS CERTIFICATE  
MUST BE ATTACHED  
TO THE DOCUMENT  
DESCRIBED AT RIGHT**

FDF and Initial Disclosures  
TITLE OR TYPE OF DOCUMENT

3

NUMBER OF PAGES

09/09/20

DATE OF DOCUMENT

A handwritten signature in black ink, likely belonging to Michelle Beauregard.

SIGNER(S) OTHER THAN NAMED ABOVE

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

DATE OF HEARING: September 15<sup>th</sup>, 2020  
TIME OF HEARING: 1:30 PM



Case Number: D-20-606476-D



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Complaint****COURT MINUTES**

September 15, 2020

D-20-606476-D      Jose Gamboa, Plaintiff  
vs.  
Jazleen Gamboa, Defendant.

**September 15, 2020      1:30 PM      Case Management  
Conference**

**HEARD BY:** Pomrenze, Sandra**COURTROOM:** Courtroom 10**COURT CLERK:** Jefferyann Rouse**PARTIES:**

David Mann, Unbundled Attorney, present  
Destiny Gamboa, Subject Minor, not present  
Elijah Gamboa, Subject Minor, not present  
Giovanni Gamboa, Subject Minor, not present  
Irene Gamboa, Subject Minor, not present  
Isabella Gamboa, Subject Minor, not present  
Jazleen Gamboa, Defendant, Counter      Pro Se  
Claimant, present  
Jose Gamboa, Plaintiff, Counter Defendant,      Gregory Gordon, Attorney, present  
present  
Larriana Gamboa, Subject Minor, not present  
Larry Gamboa, Subject Minor, not present

<b>JOURNAL ENTRIES</b>
------------------------

**- CASE MANAGEMENT CONFERENCE:**

Due to Governor Sisolak's Stay Home for Nevada directive, Plaintiff/Jose Gamboa appeared with his Attorney of Record Gregory Gordon. Defendant/Mom was present with Attorney David L. Mann whom appeared in an unbundled capacity.

PRINT DATE:	10/08/2020	Page 1 of 2	Minutes Date:	September 15, 2020
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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**



Upon the matter be called, the Court noted concerns as to paternity of the minor children being contested.

Discussion as to issues at hand.

THE COURT ORDERED,

Plaintiff and Defendant, along with Giovanni Gamboa born 1-15-2005, Isabella Gamboa born 6-22-2013, Larry Gamboa born 9-15-2015 and his twin sister Larriana born on 9-15-2015.

Department P's Judicial Executive Assistant (JEA) shall e-mail parties copies of the Paternity Test REFERRAL forms.

Parties shall submit samples within (14) days of today's date for the minor .

RETURN HEARING set for 10-29-2020 at 11:00 am. re: paternity test results.

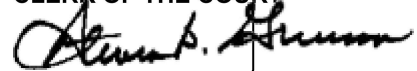
**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

October 29, 2020 11:00 AM Return Hearing  
Pomrenze, Sandra  
Courtroom 10

PRINT DATE:	10/08/2020	Page 2 of 2	Minutes Date:	September 15, 2020
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**Notice:** Journal entries are prepared by the courtroom clerk and are not the official record of the Court.



NCOA  
DAVID L. "SAWYER" MANN, ESQ.  
Nevada Bar No. 11194  
5574 La Perla Ct.  
Las Vegas, NV 89122  
(435) 319-5605  
*Unbundled Attorney for Defendant  
Jazleen Gamboa*

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


JOSE GAMBOA,	)	CASE NO: D-20-606476-D
	)	
Plaintiff,	)	DEPT. NO: P
	)	
vs.	)	
	)	
JAZLEEN GAMBOA,	)	
	)	
Defendant.	)	

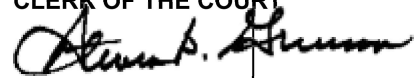
**NOTICE OF CHANGE OF ADDRESS**

PLEASE TAKE NOTICE that DEFENDANT, JAZLEEN GAMBOA, has new contact information.

Name: Jazleen Gamboa  
Street Address: 2236 Clinton Lane  
City, State, Zip: Las Vegas, Nevada, 89156  
Phone Number: (702) 960-8528

Dated this 5<sup>th</sup> day of October, 2020

Submitted By:   
DAVID "SAWYER" MANN, ESQ.  
Nevada Bar No. 11194  
5574 La Perla Ct.  
Las Vegas, NV 89122  
(435) 319-5605  
*Unbundled Attorney for Defendant  
Jazleen Gamboa*



1 **NOA**  
2 DAVID L. "SAWYER" MANN, ESQ.  
3 Nevada Bar No. 11194  
4 5574 La Perla Ct.  
5 Las Vegas, NV 89122  
6 (435) 319-5605  
7 *Unbundled Attorney for Defendant*  
8 *Jazleen Gamboa*

9 **DISTRICT COURT**  
10 **FAMILY DIVISION**  
11 **CLARK COUNTY, NEVADA**

12 JOSE GAMBOA,	)	CASE NO: <b>D-20-606476-D</b>
	)	
13 Plaintiff,	)	DEPT. NO: <b>P</b>
	)	
14 vs.	)	DATE OF HEARING: October 29 <sup>th</sup> , 2020
	)	
15 JAZLEEN GAMBOA,	)	TIME OF HEARING: 11:00 AM
	)	
16 Defendant.	)	
	)	

17 **NOTICE OF APPEARANCE**

18 **COMES NOW** DAVID L. "SAWYER" MANN, ESQ., files an appearance herein as  
19 Attorney of Record for Defendant, Jazleen Gamboa, in the above-entitled action, and demands that  
20 all copies of notices, pleadings, and documents be served upon him at 5574 La Perla Ct., Las  
21 Vegas, Nevada 89122.

22 Dated this 5<sup>th</sup> day of October, 2020



23 Submitted By: \_\_\_\_\_  
24 DAVID L. "SAWYER" MANN, ESQ.  
25 Nevada Bar No. 11194  
5574 La Perla Ct.  
Las Vegas, NV 89122  
(702) 848-3970  
*Unbundled Attorney for Defendant*  
*Jazleen Gamboa*

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GREGORY GORDON LAW, PC  
Gregory G. Gordon, Esq.  
E-mail: ggordon@gordonvlaw.com  
*Attorney for Plaintiff*

~~111~~

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DISTRICT COURT  
CLARK COUNTY, NEVADA

Divorce - Complaint

COURT MINUTES

October 29, 2020

---

D-20-606476-D      Jose Gamboa, Plaintiff  
vs.  
Jazleen Gamboa, Defendant.

---

**October 29, 2020      11:00 AM      Return Hearing**

**HEARD BY:** Pomrenze, Sandra      **COURTROOM:** Courtroom 10

**COURT CLERK:** Rouse, Jefferyann

**PARTIES PRESENT:**

**Jose Gamboa, Counter Defendant, Plaintiff, Present    Gregory G Gordon, Attorney, Present**

**Jazleen Gamboa, Counter Claimant, Defendant,      Pro Se  
Present**

**Giovanni Gamboa, Subject Minor, Not Present**

**Elijah Gamboa, Subject Minor, Not Present**

**Irene Gamboa, Subject Minor, Not Present**

**Destiny Gamboa, Subject Minor, Not Present**

**Isabella Gamboa, Subject Minor, Not Present**

**Larriana Gamboa, Subject Minor, Not Present**

**Larry Gamboa, Subject Minor, Not Present**

**David L Mann, Unbundled Attorney, Present**

**JOURNAL ENTRIES**

**RETURN HEARING: RE: DNA TESTING**

Due to Governor Sisolak's Stay Home for Nevada directive, Plaintiff/Husband appeared with his Attorney of Record Gregory Gordon. Defendant/Dad was present with Attorney David Man whom appeared in an unbundled capacity. Both Counsel and parties appeared by (bluejeans) audio equipment for today's proceedings.

Upon the matter being called, the Court noted receiving the paternity test results. The Court noted the test result reviled there is a zero possibility as to Plaintiff/Dad being the biological father of the minor children, Isabella, Giovanni and Larriana. The Court further noted concerns as a paternity test being conducted to determine if Plaintiff/Dad is the biological father of the minor child.

Discussion as to Plaintiff/Dad being the biological father of the minor child.

Discussion as to writ being completed and the need for a public decision as to conclusive presumption as it relates to paternity issues.

The Court Recommended Counsel have a conversations with their clients as to the cost associated with a writ.

THE COURT ORDERED,

A PATERNITY TEST shall be taken to DETERMINE the minor child (Larry) is the biological son of plaintiff/dad.

Parties shall submit to a (DNA) paternity within (10) days of today's.

Parties shall EQUALLY DIVIDE The PATERNITY COST.

Parties are free to submit very (brief) briefs if they choose to do so.

Attorney David Mann shall not be permitted to WITHDRAW as an UNBUNDLED Attorney until such time as either party they will petition for a writ.

There shall be no order required for today's proceedings.

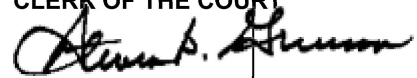
RETURN HEARING set for 12-1-2020 at 11:00 pm. re: dna testing

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

Jan 06, 2021 11:00AM Return Hearing  
Courtroom 10 Pomrenze, Sandra

Jan 06, 2021 11:00AM Return Hearing  
Courtroom 10 Pomrenze, Sandra



**CHLG**  
DAVID L. "SAWYER" MANN, ESQ.  
Nevada Bar No. 11194  
5574 La Perla Ct.  
Las Vegas, NV 89122  
Office: (702) 848-3970  
Cell: (435) 319-5605  
Legal@ExperiencedFamilyLawLawyer.com  
Paralegal: Michelle\_Familylaw@hotmail.com  
*Unbundled Attorney for Defendant*

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


JOSE GAMBOA,	)	CASE NO: D-20-606476-D
	)	
Plaintiff,	)	DEPT. NO: U
	)	
vs.	)	
	)	
JAZLEEN GAMBOA,	)	
	)	
Defendant.	)	
	)	

**PEREMPTORY CHALLENGE OF JUDGE**

COMES NOW Defendant, JAZLEEN GAMBOA, by and through her unbundled attorney, DAVID L. MANN, ESQ., and exercises her right to enter a Peremptory Challenge of Judge Dawn R. Throne, and asks that, pursuant to Supreme Court Rule 48.1 (Specifically 4A), this matter be transferred by random selection to another Court.

This Notice is based upon the accompanying Points and Authorities and in accordance with the Rule mentioned above.

Dated this 4th day of January, 2021

Submitted By:   
DAVID L. "SAWYER" MANN, ESQ.  
Nevada Bar No. 11194

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## **I. POINTS AND AUTHORITIES**

**Rule 48.1. Procedure for change of judge by peremptory challenge.**

1. In any civil action pending in a district court, which has not been appealed from a lower court, each side is entitled, as a matter of right, to one change of judge by peremptory challenge. Each action or proceeding, whether single or consolidated, shall be treated as having only two sides. A party wishing to exercise the right to change of judge shall file a pleading entitled "Peremptory Challenge of Judge." The notice may be signed by a party or by an attorney, it shall state the name of the judge to be changed, and it shall neither specify grounds, nor be accompanied by an affidavit. If one of two or more parties on one side of an action files a peremptory challenge, no other party on that side may file a separate challenge.

2. A notice of peremptory challenge of judge shall be filed in writing with the clerk of the court in which the case is pending and a copy served on the opposing party. The filing shall be accompanied by a fee of \$450, which the clerk shall transmit to the clerk of the supreme court. The fee shall be collected by the clerk of the supreme court and deposited in the state treasury for the support of the travel and reasonable and necessary expenses of district judges, senior justices and judges, and former justices and judges incurred in the performance of judicial duties, and, thereafter for other expenditures deemed reasonable and necessary by the supreme court. Within 2 days of the notice of peremptory challenge having been filed, the clerk of the district court shall:

(a) In a judicial district in which there are more than two departments, randomly reassign the case to another judge within the district;

(b) In a judicial district in which there are two or less departments, assign the case to the remaining judge. Alternatively, the presiding judge in the district may request the chief justice to assign the case to a judge of another district.

3. Except as provided in subsection 4, the peremptory challenge shall be filed:

(a) Within 10 days after notification to the parties of a trial or hearing date; or

(b) Not less than 3 days before the date set for the hearing of any contested pretrial matter, whichever occurs first.

4. If a case is not assigned to a judge before the time required for filing the peremptory challenge, the challenge shall be filed:

(a) Within 3 days after the party or his attorney is notified that the case has been assigned to a judge; or

(b) Before the jury is sworn, evidence taken, or any ruling made in the trial or hearing, whichever occurs first.

...

Dated this 4th day of January, 2021

Submitted By: 

DAVID L. "SAWYER" MANN, ESQ.

Nevada Bar No. 11194

5574 La Perla Ct.

Las Vegas, NV 89122

Office: (702) 848-3970

Cell: (435) 319-5605

Legal@ExperiencedFamilyLawLawyer.com

*Unbundled Attorney for Defendant*



01/05/2021

DISTRICT COURT  
CLARK COUNTY, NEVADA

*Steven D. Grierson*

CLERK OF THE COURT

\* \* \* \*

JOSE GAMBOA, PLAINTIFF  
VS.  
JAZLEEN GAMBOA, DEFENDANT.

CASE NO.: D-20-606476-D  
DEPARTMENT P

**NOTICE OF DEPARTMENT REASSIGNMENT**

NOTICE IS HEREBY GIVEN that the above-entitled action has been randomly reassigned to Judge Mary Perry.

☒ This reassignment follows the filing of Peremptory Challenge of Judge DAWN THRONE.

☐ This reassignment is due to the recusal of Judge MARY PERRY. See minutes in file.

☐ This reassignment is due to:

ANY TRIAL DATE IS VACATED AND WILL BE RESET BY THE NEW DEPARTMENT.

Any motions or hearings presently scheduled in the FORMER department will be heard by the NEW department as set forth below.

Case Management Conference; Return Hearing, on January 06, 2021, at 11:00 AM.

PLEASE INCLUDE THE NEW DEPARTMENT NUMBER ON ALL FUTURE FILINGS.

STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Pamela Woolery  
Deputy Clerk of the Court

**CERTIFICATE OF MAILING**

I hereby certify that: on this the 5th day of January, 2021

☐ I mailed, via first-class mail, postage fully prepaid, the foregoing Clerk's Notice Department of Reassignment to:

☐ I placed/emailed a copy of the foregoing Clerk's Notice of Department Reassignment in the appropriate attorney folder located in the Clerk of the Court's Office:

Gregory G Gordon  
David L Mann

/s/ Pamela Woolery  
Deputy Clerk of the Court

*Heather S. Linn*

CLERK OF THE COURT

**ORDR**

GREGORY GORDON LAW, PC

Gregory G. Gordon, Esq.

Nevada Bar No. 5334

4795 South Durango Drive

Las Vegas, Nevada 89147

Telephone: (702) 363-1072

ggordon@gordonllylaw.com

Attorney for Plaintiff

DISTRICT COURT

CLARK COUNTY, NEVADA

JOSE GAMBOA,

Plaintiff,

vs.

JAZLEEN GAMBOA,

Defendant.

CASE NO. D-20-606476-D  
DEPT. NO. P

Date of Hearing: 01/06/21  
Time of Hearing: 11:00 a.m.

**ORDER**

This matter having come on for a status check hearing on January 6, 2021, at 11:00 a.m., before the Honorable Mary Perry. Plaintiff appearing in person and with his attorney, Gregory G. Gordon, Esq. Defendant appearing in person with her attorney David L. Sawyer Mann, Esq. The court having reviewed the papers and pleadings on file and good cause appearing:

THE COURT HEREBY FINDS AS FOLLOWS:

1. These seven children have been held out at all times as the natural children of Plaintiff Jose Gamboa. Mr. Gamboa has been acting as these children's father. The Court is not going to harm these children by cutting out the father they have known.

2. Regardless of DNA, Defendant is going to have a difficult time getting past NRS 125C.0035(3)(b) given the relationship that exists between him and the children, and the level of parental care and support that Mr. Gamboa has provided.

3. The Court directs that pursuant to joint physical custody principles, all of the children are to resume spending time with Mr. Gamboa beginning today. The

1 parties represent to the Court that they will work out a joint physical custody  
2 schedule.

3 4. With respect to the sale of the marital residence, the Court acknowledges  
4 that Ms. Gamboa signed a Quitclaim Deed relinquishing her interest in the home at  
5 the time of acquisition. Notwithstanding this transfer, the Court is going to direct  
6 Mr. Gamboa to pay \$2,500.00 in preliminary attorney's fees to Ms. Gamboa's  
7 counsel, subject to reimbursement following trial if the Court finds that Ms. Gamboa  
8 is wasting time.

9 5. Ms. Gamboa has represented that additional fathers will be joining the  
10 case within the next 48 hours. The Court finds that if they do, these individuals will  
11 be fighting to share time with Ms. Gamboa if they assert paternity claims. The  
12 Court finds that it is not the children's fault or Mr. Gamboa's fault that these men  
13 have waited this long to come forward and to assert any claims. The attorney's fees  
14 awarded to Ms. Gamboa are not to be used to support the cases of these other  
15 individuals. Ms. Gamboa's counsel is disqualified from representing any other  
16 parties.

17 Based on the foregoing, the COURT HEREBY ORDERS AS FOLLOWS:

18 1. Jose and Jazleen Gamboa are awarded temporary joint legal and joint  
19 physical custody of all seven children. The children are to begin seeing their father  
20 Mr. Gamboa today. The parties stipulate to an alternating week schedule, with  
21 exchanges on Fridays at 6:00 p.m. to take place at Walmart parking lot, with the  
22 parties to comply with the honk and seat belt rule. Neither party is to get out of their  
23 vehicle during the exchange or engage with the other party.

24 2. Mr. Gamboa shall pay to Ms. Gamboa's counsel the sum of \$2,500 as and  
25 for preliminary attorney's fees, subject to reimbursement if Ms. Gamboa is wasting  
26 everyone time with her claims.

27 3. The order regarding child exchanges and the schedule shall be  
28 enforceable by all lawful means and law enforcement is directed to cooperate.



1 4. A return hearing is set for February 17, 2021, at 11:00 a.m. to complete  
2 paternity testing, determine parties, and schedule trial.

3 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

4 Dated this 2nd day of February, 2021

5  
6   
7 \_\_\_\_\_  
8 DISTRICT COURT JUDGE

9 Submitted by:

10 GREGORY GORDON LAW, PC

768 1E1 515C 2B63  
Mary Perry  
District Court Judge

11 By: /s/ Gregory G. Gordon  
12 Gregory G. Gordon, Esq.  
13 Nevada Bar No. 5334  
14 4795 South Durango Drive  
Las Vegas, Nevada 89147  
Attorney for Plaintiff

15  
16 Approved by:

17 LAW OFFICES OF DAVID L. SAWYER MANN  
18

19 By: /s/ David L. Sawyer Mann  
20 David L. Sawyer Mann, Esq.  
21 Nevada Bar #11194  
22 5574 La Peria Court  
Las Vegas, NV 89122  
Unbundled Attorney for Defendant  
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**From:** D.L. "Sawyer" Mann  
**Sent:** Friday, January 29, 2021 10:45 AM  
**To:** Gregory Gordon  
**Subject:** Re: Order Approval


This working from our homes is causing me confusion - I thought my paralegal put my sig on there and emailed it but if not please do what you emailed and you have permission to affix my signature to the order you emailed me last.

Thanks again

On Thu, Jan 28, 2021 at 4:11 PM Gregory Gordon < > wrote:  
You can just send an email permitting me to affix your e-signature to the Order, that is sufficient.

Gregory G. Gordon, Esq.  
Gregory Gordon Law, P.C.  
4795 South Durango Drive  
Las Vegas, NV 89147

(702) 363-1072

 Please consider the environment before printing this e-mail.

**CONFIDENTIALITY NOTE:** The information contained in this message may be legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any use, dissemination, distribution or copying of this information is strictly prohibited and may result in violations of Federal or State law. If you have received this message in error, please notify the sender of this message, and destroy the original message. Thank you.

**From:** D.L. "Sawyer" Mann < >  
**Sent:** Wednesday, January 27, 2021 11:06 AM  
**To:** Gregory Gordon < >  
**Subject:** I meet with Paralegal in about an hour and will get order to you

Thanks again for your patience

--

D.L. "Sawyer" Mann, Esq.  
Licensed in Nevada

1 **CSERV**

2  
3 DISTRICT COURT  
4 CLARK COUNTY, NEVADA

5  
6 Jose Gamboa, Plaintiff

CASE NO: D-20-606476-D

7 vs.

DEPT. NO. Department P

8 Jazleen Gamboa, Defendant.  
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 2/2/2021

15 Gregory Gordon

ggordon@gordonlvlaw.com

16 David Mann

legal@experiencedfamilylawlawyer.com

17 David Mann

legal@experiencedfamilylawlawyer.com

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## EXHIBIT G

Page 8 of the Exclusive Authorization and Right to Sell,  
Exchange, or Lease Brokage Listing Agreement (ER).  
On July 16, 2020, Jose Gamboa, and Jazleen Gamboa,  
signed the Seller Agreement to sell the Henderson home.

### ADDITIONAL TERMS:

1. Sellers agree to not change the locks to the home while home is on the market without prior notice to sellers agent/broker.
  2. Sellers agree to keep utilities turned on during the duration of this transaction.
  3. Sellers understand that the proceeds to this transaction must by law, be split 50/50 to each side.
  4. Prelim started with Fawn Leavitt at Roc Title, 702-625-9706, Fawn.Leavitt@roctitle.com
- Sellers understand they can call/email Fawn at Roc title with any further questions on the proceeds/escrow process.

THE PRE-PRINTED PORTION OF THIS AGREEMENT HAS BEEN APPROVED BY THE GREATER LAS VEGAS ASSOCIATION OF REALTORS®. NO REPRESENTATION IS MADE AS THE LEGAL VALIDITY OR ADEQUACY OF ANY PROVISION OR THE TAX CONSEQUENCES THEREOF. FOR LEGAL OR TAX ADVICE, CONSULT YOUR ATTORNEY OR TAX ADVISOR.

By signing below, Seller consents to receive transmissions sent from Broker to the e-mail address(es) set forth. Seller agrees to keep Broker advised of his/her address and telephone number (or a number where they may be reached within 24 hours) at all times during the term of this Agreement.

### SELLER:

Date 07/16/2020 Time 11 : 34 ☒ AM ☐ PM  
Seller's Signature [Signature] Seller's Signature Jazleen Gamboa  
Printed Name: Jose Luis Ramirez Gamboa Printed Name: Jazleen Gamboa  
Address 932 Center St City Henderson State NV Zip 89015-5711  
Telephone 702-302-1435 E-Mail guadalupehernandez@yahoo.com

Seller acknowledges that he/she has read, understood, and agreed to each and every provision of this page.

SELLER(S) INITIALS: [Initials]

Exclusive Right (ER) Listing Agreement Rev. 02.20  
1524651v.1

Page 8 of 10

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This form presented by Chrystal Ricciardo | Compass Realty & Management, L | 7025861616 |  
ricciardohomes@gmail.com

InstantFORMS®



## EXHIBIT H

### Mother's Receipts for payments made to Contractor to repair the Henderson home damages in order for parties to sell home

Ernesto Renteria  
3305 Thomas Ave Apt 3  
NV 89030 702-677-8441 750090

**Invoice**

TO: Jazleen Gumbao  
932 Center Street  
Henderson NV 89015

DATE: 8-2-20

DESCRIPTION	QUANTITY	UNIT PRICE	TOTAL
Clean yard Remove all Trash Take Down Dog pin, Clean Laundry Room & all Trash Weed eat & Blow Front & Backyard			\$165 -
Fix Fence			\$43 -
Clean Oil spill in Drive way			\$21 -
4 trailers Dump Fee	65- x4		\$260 -

Ernesto Renteria  
3305 Thomas Ave Apt 3  
NV 89030 702-677-8441 750089

**Invoice**

TO: Jazleen Gumbao  
932 Center Street  
Henderson NV 89015

DATE: 8-2-20

DESCRIPTION	QUANTITY	UNIT PRICE	TOTAL
Fixed Wall By Dining Room table Re Dry walled, Textured & painted			\$85 -
Fixed Hole Behind front Door Re Dry walled, textured & painted			\$15 -
Fixed Base Board in Kitchen, Room By Kitchen, Both Bathrooms 32 Feet total. Caulked & painted			\$42 -
Replaced 9 light Bulbs			\$16 -

# EXHIBIT I

## Mother's Receipts for payments made to Contractor to repair the Henderson home damages in order for parties to sell home

Invoice

Ernesto Renteria  
3305 Thomas Ave Apt 3  
N.L.V. NV 89030 702-677-8441 750088

TO: Jazleen Gamboa  
932 Center street  
Henderson NV 89015

DATE: 8-2-20

DESCRIPTION	PRICE	UNIT	AMOUNT
Replaced Window Blinds Seven			
70 3/4 x 59			
46 3/4 x 59			
46 3/4 x 59			
35 x 34 1/2			
46 x 22			
70 3/4 x 34 3/4			
35 x 22 3/4			
			\$360 —
Replaced Linoleum in main RestRoom			
64 x 66			
			\$100 —

Invoice

Ernesto Renteria  
3305 Thomas Ave Apt 3  
N.L.V. NV 89030 702-677-8441 750092

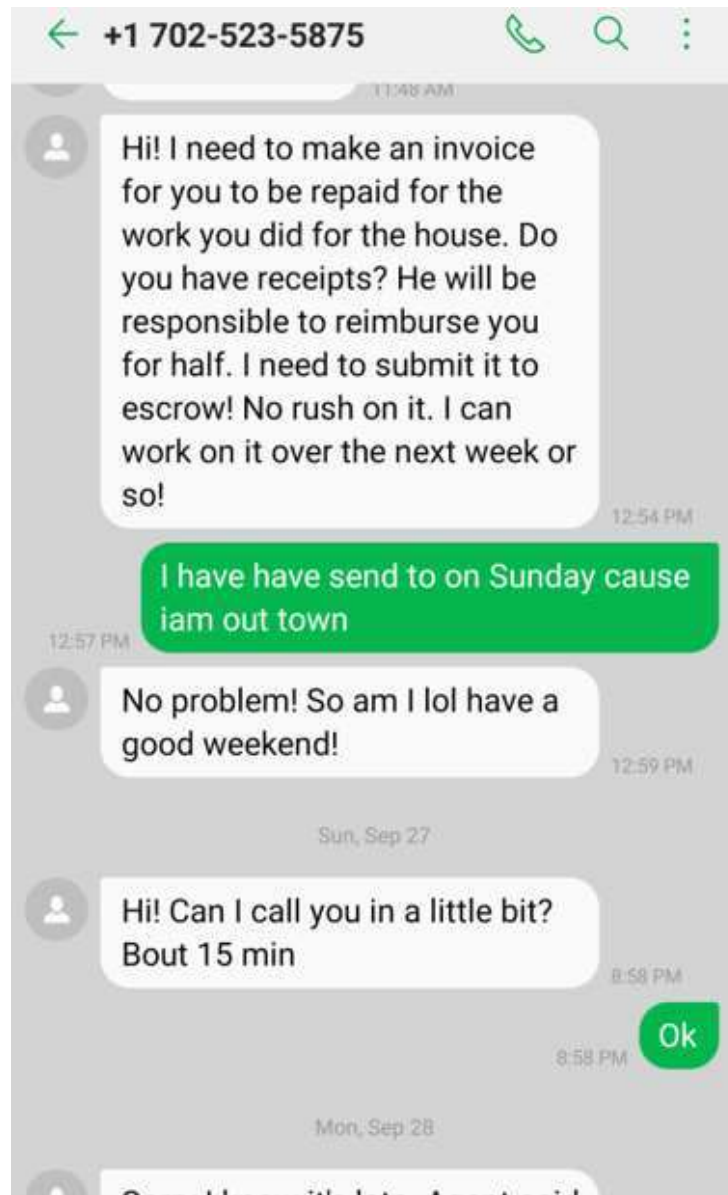
TO: Jazleen Gamboa  
932 Center street  
Henderson NV 89015

DATE: 8-2-20

DESCRIPTION	PRICE	UNIT	AMOUNT
Fix shelves in pantry & paint			
			\$36 —
Fix door trim in main Bedroom			
			\$6.08
Cleaning Fee			
			\$140 —
Total			\$129.08

## **EXHIBIT J**

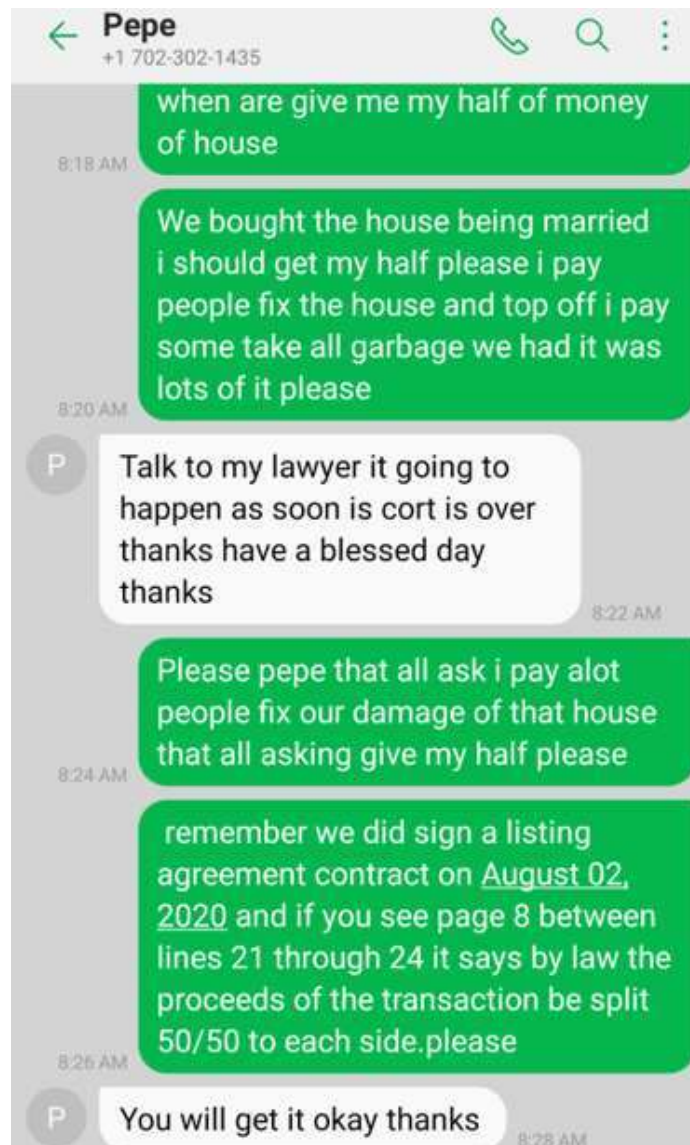
**Realtor, Chrystal Ricciardo, notified Mother via Text**  
**Message stating that Plaintiff will be responsible to**  
**reimburse Mother for half of the repairs made to the home**  
**prior to sale**



## **EXHIBIT K**

### **Screenshot of Text Message between parties.**

**Mother asking Father when she will receive her half of the transaction proceedings of the sale of the home. Father replies back to Mother that it will happen as soon as Court is over and that she will get it. (Father's text message in white/Mother's text message in green)**





## EXHIBIT L

This is the children's bedroom in Jose Gamboa's home. The seven (7) children, including Father, share this bedroom, with having only 2 twin beds and 1 air mattress to sleep on.



**EXHIBIT M**

**Photos of children's bedroom in Plaintiff's home taken in different angles.**



## EXHIBIT N

### Republic Service bill for Henderson home sent to Mother's new home address to collect \$4.14

**REPUBLIC SERVICES**  
770 E. Sahara Ave.  
Las Vegas NV 89104-2943  
Customer Service (702) 735-5151  
RepublicServices.com/Support

Invoice Number [REDACTED]  
Invoice Date December 31, 2020  
Past Due on 12/31/20 \$53.11  
Payments/Adjustments \$0.00  
Current Invoice Charges -\$48.97

**Important Information**  
It's easy to go paperless! Sign up for Paperless Billing at RepublicServices.com and enjoy the convenience of managing your account anytime, anywhere, on any device.

**CURRENT INVOICE CHARGES**

Description	Reference	Quantity	Unit Price	Amount
Jazleen Gamboa & Jose 932 Center St Henderson, NV Contract: 9620003 (C1)				
2 Waste Container 95 Gal, 2 Lifts Per Week		2.0000	\$5.27	-\$10.54
Tax 11/01-01/31		2.0000	\$48.38	-\$98.76
Residential Service 11/01-01/31				-\$2.32
Total Henderson Environmental Surcharge				-\$48.97

CURRENT INVOICE CHARGES DUE BY JANUARY 30, 2021

Simple account access at your fingertips.  
Download the Republic Services app or visit RepublicServices.com today.

	30 Days	60 Days	90+ Days
Past Due	\$4.14	\$48.97	\$0.00

**REPUBLIC SERVICES**  
770 E. Sahara Ave.  
Las Vegas NV 89104-2943

Please Return This Portion With Payment

**Total Enclosed** [REDACTED]

Address Service Requested ☐

For Billing Address Changes, Check Box and Complete Reverse

Make Checks Payable To:

JAZLEEN GAMBOA & JOSE  
2236 CLINTON LN  
LAS VEGAS NV 89156-5751

REPUBLIC SERVICES #620  
P.O. BOX 78829  
PHOENIX AZ 85062-8829

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GREGORY GORDON LAW, PC  
Gregory G. Gordon, Esq.  
E-mail: ggordon@gordonvlaw.com  
*Attorney for Plaintiff*

~~1181~~

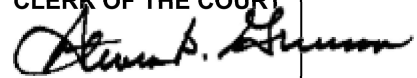
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DISTRICT COURT  
CLARK COUNTY, NEVADA

\*\*\*\*

Electronically Filed  
2/10/2021 8:13 AM  
Steven D. Grierson  
CLERK OF THE COURT



Jose Gamboa, Plaintiff  
vs.  
Jazleen Gamboa, Defendant.

Case No.: D-20-606476-D  
Department P

**NOTICE OF HEARING**

Please be advised that the Defendant's Motion to Reconsider Order due to Mistake of Law in Contravention of NRS, Legislative Intent & the Nevada Supreme Court & in the Alternative, Motion for Change in Visitation Due to Plaintiff's Negligent Care of Children in the above-entitled matter is set for hearing as follows:

**Date:** March 17, 2021  
**Time:** 10:00 AM  
**Location:** Courtroom 23  
Family Courts and Services Center  
601 N. Pecos Road  
Las Vegas, NV 89101

**NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, the movant requesting a hearing must serve this notice on the party by traditional means.**

STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Juanito Nasarro  
Deputy Clerk of the Court

**CERTIFICATE OF SERVICE**

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System.

By: /s/ Juanito Nasarro  
Deputy Clerk of the Court

## Divorce - Complaint

## COURT MINUTES

February 17, 2021

D-20-606476-D      Jose Gamboa, Plaintiff  
vs.  
Jazleen Gamboa, Defendant.

---

**February 17, 2021      11:00 AM      Return Hearing**

**HEARD BY:** Perry, Mary      **COURTROOM:** Courtroom 23

**COURT CLERK:** Avena, Silvia

**PARTIES PRESENT:**

**Jose Gamboa, Counter Defendant, Plaintiff, Present    Gregory G Gordon, Attorney, Present**

**Jazleen Gamboa, Counter Claimant, Defendant,      Pro Se  
Present**

**Giovanni Gamboa, Subject Minor, Not Present**

**Elijah Gamboa, Subject Minor, Not Present**

**Irene Gamboa, Subject Minor, Not Present**

**Destiny Gamboa, Subject Minor, Not Present**

**Isabella Gamboa, Subject Minor, Not Present**

**Larriana Gamboa, Subject Minor, Not Present**

**Larry Gamboa, Subject Minor, Not Present**

**David L Mann, Unbundled Attorney, Present**

**JOURNAL ENTRIES**

RETURN HEARING: RETURN HEARING RE: STATUS OF OTHER PARTIES.

BlueJeans/video hearing.

Mr. Mann's paralegal, Michelle B., present.

The Court noted the papers and pleadings on file.

Discussion regarding covid concerns, medical issues (Plaintiff), paternity issues, and child related matters.

Following discussion, COURT ORDERED, as follows:

Parties REFERRED to Family Mediation Center (FMC) for CHILD INTERVIEW (Elijah, Irene, and Destiny) and interviewer to consider the injury that Plaintiff had. Order FILED IN OPEN COURT.

Return (FMC CI) SET 3-17-21 at 10:00 a.m.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

Mar 17, 2021 10:00AM Motion  
Courtroom 23 Perry, Mary

Mar 17, 2021 10:00AM Return Hearing  
Courtroom 23 Perry, Mary

Mar 17, 2021 10:00AM Opposition & Countermotion  
Courtroom 23 Perry, Mary

FILED IN OPEN COURT

2-17, 20 21

Steven D. Grierson, Clerk of the Court

By: SILVIA AVENA  
Deputy

OFFM

DISTRICT COURT  
FAMILY DIVISION  
CLARK COUNTY, NEVADA

Jose Gamboa,

vs.

Plaintiff,

Case No. D-20-606 476-D

Department P

Jazleen Gamboa

Defendant.

ORDER FOR FAMILY MEDIATION  
CENTER SERVICES

Pursuant to Nevada Revised Statutes 3.475 and 125.480 IT IS HEREBY ORDERED by the Court that, regarding the child(ren) at issue, the Family Mediation Center (FMC) shall provide:

☐ Mediation. \_\_\_\_\_

☐ Include Safety Protocol

☒ Child Interview. Name(s): Elijah Gamboa 1-24-06 / Irene Gamboa

☐ Standard FMC Child Interview Questions

Additional questions/topics: Destiny Gamboa 7-9-2007  
12-15-2008

☐ Non-therapeutic Parent/Child Observation. No. of observation sessions: 1 ☐ 2 ☐ \_\_\_\_\_

Parent and Child Name(s): \_\_\_\_\_

IT IS FURTHER ORDERED that, if an interpreter is needed, it is the party's responsibility to pay the interpreter at the time services are rendered. The language needed is: ☐ Spanish ☐ Other: \_\_\_\_\_

☐ Good cause appearing, court interpreter fees waived by the Court.

IT IS FURTHER ORDERED that the cost of mediation will be assessed using a sliding scale based on each party's individual financial status.

IT IS FURTHER ORDERED that the parties must report to FMC at 601 N. Pecos Road, Las Vegas, NV 89101.

IT IS FURTHER ORDERED that, if the UNLV Mediation Clinic is in session, a referral is ☐ authorized ☐ not authorized.

DATED this 17 day of Feb, 20 21.

YOUR RETURN COURT DATE IS:

Date: 3-17-21 Time: 10:00 am

[Signature]  
District Judge

Bar No. of Plaintiff's Attorney: S. Gordon

Bar No. of Defendant's Attorney: S. Mann

OFFM

FILED IN OPEN COURT

3/17/21

STEVEN D. GRIERSON  
CLERK OF THE COURT

DISTRICT COURT  
FAMILY DIVISION  
CLARK COUNTY, NEVADA

BY

*[Signature]*

DEPUTY

JOSE GAMBOA

vs.

Plaintiff,

Case No.

D2060476C

Department

P

JAZLEEN GAMBOA

Defendant.

ORDER FOR FAMILY MEDIATION  
CENTER SERVICES

Pursuant to Nevada Revised Statutes 3.475 and 125.480 IT IS HEREBY ORDERED by the Court that, regarding the child(ren) at issue, the Family Mediation Center (FMC) shall provide:

☐ Mediation. \_\_\_\_\_

☐ Include Safety Protocol

☒ Child Interview. Name(s): GIOVANNI

☐ Standard FMC Child Interview Questions

Additional questions/topics:

When did Giovanni find out Plaintiff was not his  
bio dad? Who told him? What has mom told him?  
What has Jose told him? How much contact has  
Giovanni had with bio dad?

☐ Non-therapeutic Parent/Child Observation. No. of observation sessions: 1 ☐ 2 ☐ \_\_\_\_\_

Parent and Child Name(s): \_\_\_\_\_

IT IS FURTHER ORDERED that, if an interpreter is needed, it is the party's responsibility to pay the interpreter at the time services are rendered. The language needed is: ☐ Spanish ☐ Other: \_\_\_\_\_  
☐ Good cause appearing, court interpreter fees waived by the Court.

IT IS FURTHER ORDERED that the cost of mediation will be assessed using a sliding scale based on each party's individual financial status.

IT IS FURTHER ORDERED that the parties must report to FMC at 601 N. Pecos Road, Las Vegas, NV 89101.

IT IS FURTHER ORDERED that, if the UNLV Mediation Clinic is in session, a referral is ☐ authorized ☐ not authorized.

DATED this 17 day of MARCH, 2021.

YOUR RETURN COURT DATE IS:

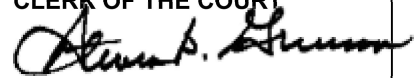
Date: 9/8/21 Time: 9:00AM

Bar No. of Plaintiff's Attorney: G. GORDON

Bar No. of Defendant's Attorney: D. MANN

*[Signature]*  
District Judge

MARY PERRY



1 **OPPS**  
2 GREGORY GORDON LAW, PC  
3 Gregory G. Gordon, Esq.  
4 Nevada Bar No. 5334  
5 4795 South Durango Drive  
6 Las Vegas, Nevada 89147  
7 Telephone: (702) 363-1072  
8 ggordon@gordonlvlaw.com  
9 Attorney for Plaintiff

6 DISTRICT COURT  
7 CLARK COUNTY, NEVADA

8 JOSE GAMBOA,

9 Plaintiff,

10 vs.

11 JAZLEEN GAMBOA,

12 Defendant.

CASE NO. D-20-606476-D  
DEPT. NO. P

Date of Hearing: 03/17/21  
Time of Hearing: 10:00 a.m.

13 **PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION TO**  
14 **RECONSIDER ORDER DUE TO MISTAKE OF LAW IN CONTRAVENTION**  
15 **OF NRS, LEGISLATIVE INTENT & THE NEVADA SUPREME COURT & IN**  
16 **THE ALTERNATIVE, MOTION FOR CHANGE IN VISITATION DUE TO**  
17 **PLAINTIFF'S NEGLIGENT CARE OF CHILDREN**

18 **I.**

19 **INTRODUCTION**

20 Jazleen's motion for reconsideration is premature and should be denied in its  
21 entirety. The Court has not made any final rulings with respect to (1) paternity and/or  
22 (2) disposition of the proceeds from the sale of the marital residence. There is nothing  
23 at this juncture for the Court to reconsider, as no rulings on these two issues have been  
24 made. These issues cannot be decided until trial, which the court has not yet  
25 scheduled. Jazleen's filing of a 50 page motion laying out false statements of fact and  
26 erroneous statements of the law, styled as some rehearing motion, is nothing more than  
27 a procedurally improper "trial brief" intended to influence the Court prior to trial.

28 With respect to the custodial time-share, the Court has put in place a temporary  
schedule, consistent with NRS 125C.0015 (e.g. parents have joint physical custody

1 until otherwise ordered by a court), that Jazleen seeks to interfere with by making false  
2 claims. She has ignored the court's admonishment to not interfere with Jose's  
3 relationship with the children. She has been deliberately poisoning the children  
4 against Jose, who after months of tough rehabilitation is now in final stages of  
5 recovering from debilitating illness. The children are excited to be reunited with Jose  
6 now that he is recovered. Jose has a great relationship with all of the children,  
7 including the oldest. Jose acknowledges that he is in the process of transitioning to a  
8 larger living situation, which will be more comfortable for everyone. However, by no  
9 means, was the prior situation in any way abusive or neglectful. Jazleen's allegations  
10 to the contrary are completely false and unverified.

11 **A. Jazleen's Position With Respect to Paternity is Not Only Legally**  
12 **Erroneous, it is Contrary to the Best Interests of the Children.**

13 The undersigned has no intention of responding to every false accusation or  
14 erroneous statement of law made in Jazeleen's motion. Needless to say, Jazleen's  
15 brief contains numerous false statements of Nevada law.

16 As this Court is aware, the parties have 7 children, the oldest is 16. For the past  
17 16 years, the parties have "at all times, all places, and to all people" held these children  
18 out as Jose's children. The children all know only one father, that is Jose. Jazleen can  
19 search the ends of the earth and will never be able to produce to this Court a single  
20 document, such as a school record, medical record, etc. that identifies anyone other  
21 than Jose as the father of these children.

22 Only, now, with a divorce action pending, is Jazleen for the first time ever  
23 attempting to differentiate certain children from others. Plain and simple, that is  
24 reprehensible and extremely emotionally damaging to these children.

25 It should not be lost on this Court as well that no father other than Jose has come  
26 forward to claim paternity. Without any other putative fathers, there can be no dispute.

1 This area of the law is neither confusing nor difficult as suggested by Jazleen.  
2 There is a recent unpublished Nevada Supreme Court decision, which is attached,  
3 Franceschi v. Pernia, No. 63655 (October 22, 2015), which provides a simple  
4 overview of the correct analysis of the issues involved in this very case. Jazleen wants  
5 this Court to believe this area of the law is unclear as she what she is attempting defies  
6 common sense, logic, and the law.<sup>1</sup>

7 As summarized by the Nevada Supreme Court in the attached decision, under  
8 NRS 126, there are two distinct ways to establish paternity: (1) through statutory  
9 presumptions under NRS 126.051, **or** (2) through a voluntary acknowledgment of  
10 paternity under NRS 126.053. These are two distinct avenues of establishing  
11 paternity.

12 The second path is relevant to this case, as for the children at issue, after the  
13 birth of each child at issue, the parties signed VAPs voluntarily acknowledging Jose's  
14 paternity. In signing the VAP form, Jazleen declared *under penalty of perjury* that the  
15 man signing the form, e.g. Jose, is the only possible father of the child. See NRS  
16 440.283(1)(a). Signed VAPs "have the same effect as a judgment or order of a court  
17 determining the existence of the relationship of parent and child." NRS 126.053(1).  
18 In other words, there is already a final judgment of paternity for every child involved  
19 in this action.

20 A VAP can be challenged on grounds of fraud, duress or material mistake of  
21 fact. NRS 126.053(3). However, Jazleen, e.g. a birth mother, cannot assert a valid  
22 challenge on those grounds. How can a woman claim she was defrauded into signing  
23 a form declaring that only one father of a child existed? Jazeleen was acting under no  
24 mistake or duress when she signed all of the VAPs for these children. She was fully  
25

---

26 <sup>1</sup> Jose acknowledges that an unpublished opinion of the Nevada Supreme Court has no  
27 binding precedential value. And the opinion is not offered for that purpose. But the  
28 opinion does set forth a summary of the relevant parentage laws and statutes at issue,  
intended to correct and clarify any erroneous analysis contained in Jazleen's motion,  
and provides some insight, albeit non-binding, as to how the appellate courts would  
rule on the issue in this case.



1 aware of all circumstances surrounding their parentage, and cannot now contradict her  
2 own sworn declaration (as contained in the VAPs) that Jose is the children's father.

3 Jazleen would have this Court believe that a DNA test somehow trumps a  
4 previously signed VAP. In the attached opinion, the majority rejects the principle (as  
5 suggested by Jazleen) that DNA proof automatically invalidates the parentage  
6 established by the VAP. The majority (albeit in dictum) suggests that where VAPs  
7 have been in existence since birth, especially in cases where they have been place for  
8 many years, they control over DNA proof.

9 Jose acknowledges that the dissenting justices in Franceschi would find under  
10 certain circumstances that a valid genetic test could be grounds for invalidating a VAP.  
11 However, the dissenting justices draw an important distinction between who is raising  
12 that challenge, e.g. the mother vs. a putative father. The dissent confirmed that a  
13 mother aware of the circumstances of her pregnancy would not be able to use DNA  
14 proof to impeach her own VAP – which is exactly what Jazleen is attempting to do.

15 The Franceschi case leaves very little doubt how the Nevada Supreme Court  
16 would view the position taken by Jazleen, with both the majority and dissent rejecting  
17 a mother trying to invalidate her own VAP years after the fact.

18 Notwithstanding the foregoing, these are all issues left to be decided by the  
19 Court at the time of trial. There is nothing at this juncture to rehear or reconsider. As  
20 such, Jazleen's motion for reconsideration should be denied.

21 **B. The Court Has Not Made Any Rulings with Respect to the House**  
22 **Proceeds; and Therefore, There is Nothing to Reconsider.**

23 As the Court has already recognized, and Jazleen does not dispute, Jazleen  
24 executed a Spousal Deed disclaiming any interest, community or otherwise, in the  
25 marital residence. While the deed has legal validity under Nevada law, as the Court  
26 has already acknowledged, the characterization of the proceeds from the sale is an  
27 issue to be addressed at trial. Again, it is unclear why Jazleen is seeking  
28 reconsideration of a trial issue when trial has not even been scheduled.

1 As for the claims asserted by Jazleen, it should be noted that communications to  
2 and from the Realtor, whether Jazleen signed a listing agreement (despite not being on  
3 title) are not dispositive of anything. Nevada has over 150 years of jurisprudence and  
4 yet not one case to support the proposition that an email or statements made by a  
5 Realtor are probative of community vs. separate property law issues.

6 Jose disputes the factual claims made in Jazleen's motion. Nonetheless, trial  
7 will be the opportunity for Jazleen to present her claims, not a motion calendar.  
8 Jazleen's self-serving attempt to make her case at this juncture is premature and  
9 inappropriate.

10 Jose has numerous claims of his own to pursue, including Jazleen's refusal to  
11 make the payments on the 2013 Ford Flex vehicle that was in her possession up until  
12 the point the bank repossessed the same. The repossession (while Jose was  
13 incapacitated and Jazleen was in possession of the vehicle) has resulted in tens of  
14 thousands of dollars in loss (both loss of property and damage to financial credit) for  
15 which Jazleen will need to answer at the time of trial.

16 **C. Jazleen Grossly Misrepresents the Facts and Circumstances**  
17 **Surrounding the Children.**

18 No one can dispute that Jose is a loving father and family man. He suffered a  
19 terrible medical event which left him debilitated. He has worked extremely hard to  
20 recuperate and recover. There is no question that Jazleen cared for the children during  
21 Jose's recovery. However, after Jose reached a stable place medically and health wise,  
22 Jazleen refused to cooperate in exchanging the children or allowing the children to  
23 spend time with Jose, despite the close relationships that existed between Jose and the  
24 children. Jose waited patiently for the opportunity to resume relations with the  
25 children, and Jazleen has made it clear she has no intention of being cooperative in that  
26 regard. It took the intervention of this Court to finally force Jazleen to even allow the  
27 children to resume their relationship with their father.

1 Now, within weeks of that relationship resuming, Jazleen is again attempting to  
2 interfere with the same by making false allegations.

3 Jose does not dispute that living arrangements have been cramped. This Court  
4 is well aware that he is in the process of getting re-established financially. Jose has  
5 made arrangements to move into a larger 3 bedroom home on March 14<sup>th</sup>. In the  
6 meantime, the children have beds, food, and are safe and comfortable. The  
7 environment is not abusive nor neglectful by any means. The children are spending  
8 quality time with Jose and extended family. Jazleen has not presented any evidence of  
9 any lapses in schooling, or any proof that the current arrangement is in any way  
10 harmful to the children. On the contrary, Jazleen is apparently directing the children to  
11 take photographs for her case; she is directing the oldest child that he cannot take his  
12 personal belongings (such as video games) with him to Jose's home, which is the  
13 reason the oldest has been reluctant to visit.

14 The Court has directed three of the children to be interviewed. Those interview  
15 reports will hopefully provide the Court with insight as to how the children are doing  
16 with adjusting to their new arrangements. However, Jose cautions the Court to be  
17 mindful of the fact that he was separated from the children for medical reasons and just  
18 getting back to his old self. That he is in transition still, with plans to move into a  
19 larger home next month. That the children are now adjusting to living in two separate  
20 households, and that Jazleen has not been cooperative in fostering the children's  
21 relationship with Jose. (Even in her motion, she is still proposing that the children be  
22 differentiated, or that visitation arrangements be different for certain children  
23 depending on parentage. These positions she is taking demonstrate she is not looking  
24 out for the children's best interests and still actively thwarting Jose's parental rights).

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**II.**  
**CONCLUSION**

Based on the foregoing, Jazleen's motion for reconsideration should be denied in its entirety. The issues regarding paternity and characterization of the marital home sale proceeds have not been resolved, and so there is nothing for this Court to reconsider. Jazleen's motion is premature. As for the temporary child custody issues, the court has put in place a temporary arrangement consistent with Nevada law and NRS 125C.0035. Other than attempting to undermine Jose's paternity, Jazleen has not identified any ture basis to attack Jose as a parent. Whatever issues with housing, etc. may exist are temporary in nature and will be resolved by the Court hearing on this matter as Jose gains his footing financially and medically. Until his illness, there is no disputing (and Jazleen has not submitted any proof to suggested anything to the contrary) that Jose was a fantastic father, bonded with all of the children, and actively involved in their lives. For these reasons, Jazleen's motion for reconsideration should be denied.

DATED this 23<sup>rd</sup> day of February, 2021.

GREGORY GORDON LAW, PC

By: /s/ Gregory G. Gordon  
Gregory G. Gordon, Esq.  
Nevada Bar No. 5334  
4795 South Durango Drive  
Las Vegas, Nevada 89147  
Telephone: (702) 363-1072  
ggordon@gordonlvlaw.com  
Attorney for Plaintiff

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JOSE GAMBOA, being first duly sworn, deposes and says:

That I am the Defendant in the above-entitled action; that I have read the foregoing **PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION TO RECONSIDER ORDER DUE TO MISTAKE OF LAW IN CONTRAVENTION OF NRS, LEGISLATIVE INTENT & THE NEVADA SUPREME COURT & IN THE ALTERNATIVE, MOTION FOR CHANGE IN VISITATION DUE TO PLAINTIFF'S NEGLIGENT CARE OF CHILDREN.**

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct to the best of my knowledge.

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David L. Sawyer Mann, Esq.  
5574 L Peria Court  
Las Vegas, NV 89122  
Attorney for Defendant Unbundled

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EXHIBIT “A”

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERTO FRANCESCHI,  
Appellant,  
vs.  
DELINGNY PERNIA,  
Respondent.

No. 63655

**FILED**

OCT 22 2015

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*ORDER OF REVERSAL AND REMAND*

This is an appeal from a district court order dismissing a complaint to establish paternity. Eighth Judicial District Court, Family Court Division, Clark County; Sandra L. Pomrenze, Judge. In dismissing the case, the district court did not follow the procedures specified in NRS Chapter 126. Our review is de novo, see *Pressler v. City of Reno*, 118 Nev. 506, 509, 50 P.3d 1096, 1098 (2002); *In re Challenge to the Candidacy of Candelaria*, 126 Nev. 408, 411, 245 P.3d 518, 520 (2010), and we reverse.<sup>1</sup>

NRS 126.111(1) mandates that the district court “endeavor to resolve [a parentage dispute] by an informal hearing.” To that end, “[a]s soon as practicable after an action to declare the existence or nonexistence of the father and child relationship has been brought, an informal hearing must be held.” NRS 126.111(2). After affording an opportunity to undergo pretrial blood tests and to gather testimony relevant to paternity, NRS 126.141(1) mandates that the hearing officer, be it the district judge, a master or referee, “evaluate the probability of determining the existence or

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<sup>1</sup>Oral argument in this case took place before a three-member panel. The case was subsequently transferred to the en banc court pursuant to IOP 13(b).



nonexistence of the father and child relationship in a trial and whether a judicial declaration of the relationship would be in the best interest of the child.” Based on that evaluation, “an appropriate recommendation for settlement *must* be made to the parties.”<sup>2</sup> *Id.* (emphasis added). If the parties refuse to accept the district court’s settlement recommendation, “the action *must* be set for trial.” NRS 126.141(3) (emphasis added).

Here, the district court was advised that another man, Chad Davis, had signed a Voluntary Acknowledgment of Paternity (VAP). The VAP is not part of the record on appeal. Despite Franceschi providing DNA test results ostensibly establishing that Franceschi is the biological father of the child, and despite ordering that both Davis and the child be made parties to the suit, with a guardian ad litem appointed for the child, the district court never proceeded through the steps prescribed in NRS 126.141. Instead, the case was dismissed, without a settlement

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<sup>2</sup>NRS 126.141(1) states in relevant part:

On the basis of the [district court’s pretrial] evaluation, an appropriate recommendation for settlement *must* be made to the parties, which may include any of the following:

- (a) That the action be dismissed with or without prejudice.
- (b) That the matter be compromised by an agreement among the alleged father, the mother and the child . . . .
- (c) That the alleged father voluntarily acknowledge his paternity of the child.

(Emphasis added).

recommendation or trial or meaningful input from the child's guardian ad litem.

On remand, the district court should ensure that Davis and the child both appear and have the opportunity to be heard. We recognize that NRS 126.101(1) gives the district court discretion whether to join the child as a party and appoint a guardian ad litem for the child. But here, the district court orally ordered Franceschi to "amend his complaint to name the child; name Mr. Davis as an indispensable party and find an independent person, whoever that is, to act as guardian ad litem." Franceschi amended his complaint to add Davis but he did not include the child, and the child did not receive a guardian ad litem until moments before the district court dismissed the case without holding a trial. As a result, meaningful input from Davis and the child, through his guardian ad litem, was not received.

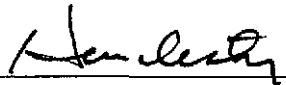
We conclude that the district court erred in dismissing Franceschi's complaint without making a final settlement recommendation and without meaningful participation of all interested parties, including, especially, the child.<sup>3</sup> By dismissing the case as it did,

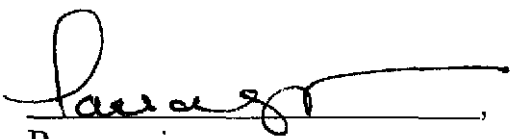
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<sup>3</sup>Although we agree with our dissenting colleagues that this case presents an important legal issue, we decline to address the merits of this case because of our concern of the lack of record facts and developed arguments. This court cannot consider matters that do not properly appear in the record on appeal. See *Carson Ready Mix, Inc. v. First Nat'l Bank of Nev.*, 97 Nev. 474, 476, 635 P.2d 276, 277 (1981). We disagree with the dissent's interpretation that DNA proof automatically invalidates the parentage established by the VAP. Would this be the rule if the child was 15 and the VAP had been in place since the child was an infant? Are there limits to this doctrine? The interpretation of this important issue has great implications for the VAP and the child. As such, we find it inappropriate to address the merits of this issue on an incomplete record.

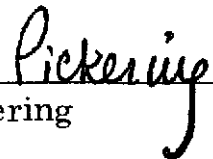
the district court deprived the parties, including Franceschi, of the opportunity to consider settlement and, if appropriate, to refuse the settlement recommendation, which would have required that the matter be set for trial, *see* NRS 126.141(3), with full briefing and argument of the significant legal, factual, and equitable issues potentially involved. Without a complete record, developed with the meaningful participation of all affected persons, it is premature to reach the legal issues on the merits, as those issues may be affected by facts and arguments as yet unknown. For these reasons, the district court's decision to dismiss Franceschi's complaint is hereby reversed and remanded. On remand, the district court must join the child as a party, appoint a guardian ad litem, and process this case in accordance with NRS Chapter 126. Accordingly, we

ORDER the judgment of the district court REVERSED AND REMAND this matter to the district court for proceedings consistent with this order.

 \_\_\_\_\_, C.J.  
Hardesty

 \_\_\_\_\_, J.  
Parraguirre

 \_\_\_\_\_, J.  
Douglas

 \_\_\_\_\_, J.  
Pickering

cc: Hon. Sandra L. Pomrenze, District Judge, Family Court Division  
McFarling Law Group  
Schwab Law Group  
Eighth District Court Clerk

CHERRY, J., SAITTA, J., and GIBBONS, J., concurring in part and dissenting in part:

We concur in part and dissent in part. We agree with the majority that the district court erred in dismissing this paternity case without following the procedures outlined in NRS Chapter 126. However, the majority ignores that the district court dismissed this case based primarily on the legal conclusion that under NRS 126.053 voluntary acknowledgments of paternity (VAPs) control the designation of paternity over court-ordered genetic tests. The majority does not address this issue because the signed VAP is not included in the record. Its concern is misplaced. Despite the absence of the exact VAP at issue in this case, *any* VAP developed pursuant to NRS 440.283 would require anyone signing the form to declare, under penalty of perjury, that the man signing the form is the father of the child. NRS 440.283(1)(a) (directing the Nevada State Board of Health to “[d]evelop a declaration to be signed under penalty of perjury for the voluntary acknowledgment of paternity in this State”). Further any VAP developed pursuant to NRS 440.283 must be subject to invalidation for fraud, duress, or mistake of fact under NRS 126.053(3). NRS 126.053(1) (noting the statute applies to any VAP developed pursuant to NRS 440.283). Thus, the absence of the exact VAP at issue in this case does not preclude this court from addressing the legal question of whether a valid genetic test that creates a conclusive presumption of paternity under NRS 126.051(2) is sufficient to invalidate a signed VAP that has the “same effect as a judgment or order of a court.” NRS 126.053(1).

We would reverse and provide further instruction to the district court on how to address the important legal issue that this case presents. That is, what happens when one putative father signed a VAP

at the child's birth, but a genetic test later establishes that a second man is the child's biological father?

*A genetic test establishing that one man is a child's biological father is sufficient evidence to invalidate a second man's VAP*

Under NRS Chapter 126, there are two ways to establish paternity: (1) through statutory presumptions under NRS 126.051, and (2) through a voluntary acknowledgment of paternity under NRS 126.053.

Under NRS 126.051, there are several presumptions for establishing a man's paternity. NRS 126.051(2) states in relevant part:

A conclusive presumption that a man is the natural father of a child is established if tests for the typing of blood or tests for genetic identification made pursuant to NRS 126.121 show a probability of 99 percent or more that he is the father . . . .

In contrast to NRS 126.051's paternity presumptions, NRS 126.053 creates a mechanism by which a putative father can voluntarily acknowledge his paternity. This is accomplished when the mother and father sign a VAP form after the child's birth. NRS 126.053(1). In signing the VAP form, the mother declares under penalty of perjury that the man signing the form is the only possible father of the child.<sup>1</sup> See NRS 440.283(1)(a) (requiring that a VAP "be signed under penalty of perjury"); State of Nev., Declaration of Paternity, Section C, *available at* <http://dpbh.nv.gov/uploadedFiles/dpbhnavgov/content/Programs/BirthDeath/Docs/Declaration%20of%20Paternity.pdf> (stating that, in signing, the mother declares "under the penalty of perjury that . . . [t]he man signing

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<sup>1</sup>The parties do not dispute that Davis signed an acknowledgment of paternity, and the district court's order dismissing the case states that dismissal was warranted because Davis "executed an Acknowledgment of Paternity of Application for Birth Certificate at the time of birth."

this form is the only possible father of this child"). Signed VAPs "have the same effect as a judgment or order of a court determining the existence of the relationship of parent and child." NRS 126.053(1). A person can rescind his acknowledgment within 60 days of signing. NRS 126.053(2). Outside of 60 days, a VAP can only be "challenged" on "grounds of fraud, duress or material mistake of fact."<sup>2</sup> NRS 126.053(3).

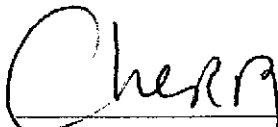
We would conclude that a valid genetic test, which creates a conclusive presumption of paternity under NRS 126.051(2), is grounds for invalidating a VAP executed pursuant to NRS 126.053. Although VAPs act as an adjudication of paternity, NRS 126.053(3) states that VAPs can be challenged and invalidated with a showing of either (1) material mistake of fact or (2) fraud. We would hold that a valid genetic test that gives rise to a conclusive presumption of paternity based on the requirements in NRS 126.051(2) is, in and of itself, sufficient evidence to invalidate a VAP on grounds of either (1) material mistake of fact or (2) fraud, because the mother either (1) mistakenly believed that the man signing the form was the child's only possible biological father, or (2) knew that another man could possibly be the child's biological father, yet still

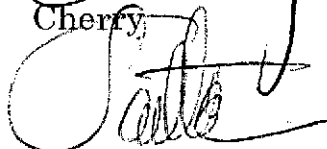
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<sup>2</sup>Nothing in the statute's language prevents a third party from challenging a VAP's validity on the same grounds.

Further, NRS 126.161(1) states that "[a] judgment or order of a court, or a judgment or order entered pursuant to an expedited process, determining the existence or nonexistence of the relationship of parent and child is determinative for all purposes." NRS 126.161(6) further states that the term "expedited process" includes VAPs. Accordingly, when a VAP is invalidated pursuant to NRS 126.053(3), it no longer has the legal effect of a court order and is no longer "determinative" under NRS 126.161(1).

signed the VAP.<sup>3</sup> In either case, when a genetic test establishes that a third-party is the child's biological father, the obviously incorrect declarations in the VAP form cannot control the designation of paternity. Once the VAP has been invalidated, the district court is free to consider the totality of the circumstances to determine paternity based on the presumptions of paternity in NRS 126.051 and the best interest of the child.<sup>4</sup>

  
Cherry, J.

  
Saitta, J.

  
Gibbons, J.

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<sup>3</sup>This legal conclusion only applies when a third-party putative father uses a genetic test to challenge another man's VAP based on material mistake of fact or fraud under NRS 126.053(3). This conclusion does not alter our recent holding in *St. Mary v. Damon*, 129 Nev., Adv. Op. 68, 309 P.3d 1027, 1032 (2013), that nonbiological factors can be important in determining parentage under NRS Chapter 126.

<sup>4</sup>This legal conclusion does not change the fact that under current law, a third party may challenge the validity of a VAP based on fraud or mistake of fact years after the VAP was signed and they could introduce a valid genetic test to support their challenge. We would merely hold that the conclusive legal presumption of paternity resulting from a valid genetic test under NRS 126.051 is sufficient to invalidate a signed VAP under NRS 126.053(3). Thereafter, the court is still free to consider the totality of the circumstances based on the presumptions of paternity in NRS 126.051 and the best interest of the child in making its determinations.



## Divorce - Complaint

## COURT MINUTES

March 17, 2021

D-20-606476-D      Jose Gamboa, Plaintiff  
vs.  
Jazleen Gamboa, Defendant.

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**March 17, 2021      10:00 AM      All Pending Motions**

**HEARD BY:**      Perry, Mary      **COURTROOM:** Courtroom 23

**COURT CLERK:**      Skaggs, Tiffany

**PARTIES PRESENT:**

**Jose Gamboa, Counter Defendant, Plaintiff, Present      Gregory G Gordon, Attorney, Present**

**Jazleen Gamboa, Counter Claimant, Defendant,      Pro Se  
Present**

**Giovanni Gamboa, Subject Minor, Not Present**

**Elijah Gamboa, Subject Minor, Not Present**

**Irene Gamboa, Subject Minor, Not Present**

**Destiny Gamboa, Subject Minor, Not Present**

**Isabella Gamboa, Subject Minor, Not Present**

**Larriana Gamboa, Subject Minor, Not Present**

**Larry Gamboa, Subject Minor, Not Present**

**David L Mann, Unbundled Attorney, Present**

**JOURNAL ENTRIES**

DEFT'S MOTION TO RECONSIDER ORDER DUE TO RECONSIDER ORDER DUE TO MISTAKE OF LAW IN CONTRAVENTION OF NRS, LEGISLATIVE INTENT AND THE NEVADA SUPREME COURT AND IN THE ALTERNATIVE, MOTION FOR CHANGE IN VISITATION DUE TO PLTF'S NEGLIGENT CARE OF CHILDREN...RETURN HEARING (FMC CI)...PLTF'S OPPOSITION TO DEFT'S MOTION TO RECONSIDER ORDER DUE TO MISTAKE OF LAW IN CONTRAVENTION OF NRS, LEGISLATIVE INTENT AND THE NEVADA SUPREME COURT AND IN THE ALTERNATIVE, MOTION FOR CHANGE IN VISITATION DUE TO PLTF'S NEGLIGENT CARE OF CHILDREN

The Court appeared IN PERSON. Counsel, parties and Attorney Mann's paralegal, Ms. Beauregard, present via BLUEJEANS.

Court inquired if counsel has an opportunity to review the child interview, in which counsel stated they did not.

Court reviewed the child interview, with counsel and the parties.

Arguments regarding living arrangements, unsafe living environment, minor missing school, paternity, procedural issues, Francesca decision, Giovanni's natural father, hospital affidavit at birth, Giovanni's anger issues and therapy for minor.

Court addressed NRS 125c.0035b and discussions at the last hearing and orders.

**COURT ORDERED:**

1. A COPY, of the CHILD INTERVIEW shall be PROVIDED, to counsel.
2. Minor (Giovanni) shall be INTERVIEWED, at FAMILY MEDIATION CENTER (FMC).
3. CURRENT ORDERS STAND.
4. Defendant shall ENCOURAGE minor to SPEND a COUPLE DAYS, with Plaintiff.
5. Minors MUST ATTEND SCHOOL during Plaintiff's TIMESHARE.
6. Parties shall DISCUSS who minors THERAPIST shall be.
7. DISCOVERY CLOSES 8/20/21.
8. EXPERT WITNESS'S shall be DUE, by 5/20/21.
9. REBUTTAL WITNESS'S shall be DUE, by 6/21/21.
10. INITIAL WITNESS LIST shall be DUE, by 4/16/21.
11. PRE TRIAL MEMORANDUMS, EXHIBITS and UPDATED FINANCIAL DISCLOSURE FORMS shall be DUE, by 9/1/21.
12. FINAL WITNESS LIST shall be DUE, by 8/20/21.

9/8/21 9:00 am CALENDAR CALL

9/8/21 9:00 am RETURN HEARING: FMC - child interview (Giovanni)

9/20/21 9:00 am EVIDENTIARY HEARING: full day / stack #1

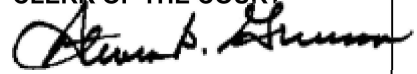
**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

Sep 08, 2021 9:00AM Calendar Call  
Courtroom 23 Perry, Mary

Sep 08, 2021 9:00AM Return Hearing  
Courtroom 23 Perry, Mary

Sep 20, 2021 9:30AM Evidentiary Hearing  
Courtroom 23 Perry, Mary



PTM  
GREGORY GORDON LAW, PC  
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Las Vegas, Nevada 89147  
Telephone: (702) 363-1072  
ggordon@gordonlvlaw.com  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

JOSE GAMBOA,

Plaintiff,

vs.

JAZLEEN GAMBOA,

Defendant.

CASE NO. D-20-606476-D  
DEPT. NO. P

**PLAINTIFF'S PRE-TRIAL MEMORANDUM**

Plaintiff, JOSE GAMBOA, by and through his attorney, GREGORY G. GORDON, ESQ. hereby submits his Pre-Trial Memorandum:

**I.**

**PARTIES AND JURISDICTION**

A. DATE OF MARRIAGE. April 26, 2014.

B. JOSE GAMBOA. Jose is 37 years of age. His highest level of education was the completion of 10<sup>th</sup> grade in high school. He works as a quality control specialist, earning \$17.75 per hour, 40 hours per week. His work schedule is 6:30 a.m. to 2:30 p.m. Monday through Friday.

C. JAZLEEN GAMBOA. Jazleen is 34 years of age. She has not updated her FDF since September of 2020. She was earning \$12.14 an hour a year ago. When asked in discovery about her income, she just referenced her outdated FDF. Jazleen works Tuesday, Wednesday and Thursday from 4:30 p.m. to 12:30 a.m. and Friday and Saturday from 6:30 p.m. to 2:30 a.m.

1 D. MINOR CHILDREN. There are 7 minor children at issue: Giovanni  
2 Gamboa, born January 15, 2005 (16), Elijah Gamboa, born January 24, 2006 (15),  
3 Irene Gamboa, born July 9, 2007 (14), Destiny Gamboa, born December 15, 2008  
4 (12), Isabella Gamboa, born June 22, 2013 (8), Larriana Gamboa, born September 15,  
5 2015 (5), and Larry Gamboa born September 15, 2015 (5).

6 **II.**  
7 **PATERNITY**

8 A. Jazleen is not contesting paternity of Elija, Irene, or Destiny. Jazleen  
9 acknowledges Jose's paternity with respect to those 3 children.

10 B. Jazleen is contesting paternity of 4 of the children: Giovanni, Isabella,  
11 and Larriana and Larry.

12 1. Paternity of Giovanni: Both Jose and Jazleen signed a Declaration  
13 of Paternity on August 19, 2011, acknowledging Jose to be the father. Signed VAPs  
14 "have the same effect as a judgment or order of a court determining the existence of  
15 the relationship of parent and child." NRS 126.053(1). As such, there is already a  
16 judgment of paternity in favor of Jose for Giovanni. A VAP can only be challenged  
17 on grounds of fraud, duress or material mistake of fact. NRS 126.053(3). Jazleen, as  
18 the mother, cannot assert any such claim as she could not possible have been  
19 defrauded or mislead about the paternity of this child. She signed the VAP voluntarily  
20 and with full knowledge of the facts – and that acknowledgment is binding and serves  
21 as a conclusive judgment regarding paternity.

22 2. Paternity of Isabella: Both Jose and Jazleen signed a Declaration of  
23 Paternity on June 23, 2013, acknowledging Jose to be the father. Signed VAPs "have  
24 the same effect as a judgment or order of a court determining the existence of the  
25 relationship of parent and child." NRS 126.053(1). As such, there is already a  
26 judgment of paternity in favor of Jose for Isabella. A VAP can only be challenged on  
27 grounds of fraud, duress or material mistake of fact. NRS 126.053(3). Jazleen, as the  
28 mother, cannot assert any such claim as she was never defrauded or mislead about the

paternity of this child. She signed the document voluntarily and with full knowledge of the facts.

3. Paternity of Larriana and Larry: Jose and Jazleen were married when the children were conceived and born. Jose is presumed to be the father pursuant to statutory presumption found in NRS 126.051. There is no other father or individual who has come forward to claim paternity under any other presumption. Additionally, the children have only known Jose as their father since birth. Even if not biologically related, Nevada law permits custody of a child to be awarded “(b) To a person or persons in whose home the child has been living and where the child has had a wholesome and stable environment.” NRS 125C.0035(3)(b). The parties have always held these children out as Jose’s children. Every legal document, including all medical records, school records, etc. recognize Jose as the children’s father. Every family member on both sides of the family recognize Jose as the children’s father.

4. The Court has made clear to Jazleen on more than one occasion that it will not disturb the parent child relationship for Larry and Larriana that Jose and the children have enjoyed throughout the children's lives. Yet, Jazleen has continued to pursue her frivolous paternity disputes costing both parties thousands of dollars in attorney's fees and costs.

### III.

## CHILD CUSTODY

A. Temporary Custodial Arrangement. No one would dispute that Jose is a loving father and family man. He suffered a terrible illness in 2019 which left him disabled. He has worked extremely hard over the course of more than a year to fully recuperate and recover. During that year, Jazleen offered no support. Jose depended on his nieces and nephews and mother to care for him during this time. Jazleen did nothing to support Jose. She made no effort to bring the children to see him, essentially cutting off contact between him and the children as he laid in a hospital bed for months.

1 Jose has now recovered, and only with the assistance of the Court, was he able to  
2 re-establish his custodial rights with the children when the Court implemented a week  
3 on week off temporary custody schedule back in January of 2021. For the past 8  
4 months, Jose has exercised his joint physical custody rights without fail.

5 In the Spring of 2021, Jazleen made numerous false accusations to the Court  
6 about the living conditions at Jose's home, telling the Court the children were  
7 unhappy, the living conditions were unsanitary, etc. The Court had several of the  
8 children interviewed to determine the veracity of Jazleen's claims. As contained in  
9 those interview reports, the children completely refuted the claims by Jazleen, and  
10 essentially rated their relationship with Jose as being similar if not the same as their  
11 relationships with Jazleen. The children also reported living conditions at both homes  
12 was likewise similar. The descriptions offered by the children were diametrically  
13 opposite of what Jazleen had claimed.

14 Jose has since moved into a large home with his niece. There is ample space in  
15 the new home for him and all of the children. The children are happy and thriving  
16 while in Jose's custodial care – which is unchanged from the great relationships he had  
17 with the children before his illness (despite Jazleen's interference and pending  
18 paternity challenges).

19 B. Custody Schedule Going Forward. Ideally, Jose would prefer to keep the  
20 week on / week off schedule. However, while he was hospitalized in 2020, Jazleen  
21 without his knowledge or consent changed all of the children's schools. She moved  
22 them all to schools closer to where she moved. Because of the school changes, that  
23 Jose was never consulted about, it is now impossible for Jose to get all of the children  
24 to their schools in the mornings as (1) there is no bus service where he lives because  
25 Jazleen changed the schools, and (2) Jose's work shift begins early at 6:30 a.m. As  
26 such, the parties have discussed a possible change to the schedule as follows:

27 1. Keep Joint Legal and Joint Physical Custody as previously ordered  
28 by the Court on a temporary basis.

1           2.     The children will reside with Jazleen during the week and with Jose  
2 on weekends from Friday after school until Sunday evening at 6:00 p.m.

3           3.     During Summer and Winter break, the parties will alternate weeks.  
4     Jose submits that pursuant to *Rivero* and *Bluestein*, this slightly modified  
5 schedule still represents a joint physical custody arrangement. Jose prefers the week  
6 on / week off schedule; however, because Jazleen changed the children's schools, this  
7 modified arrangement is better for the children.

8           C.    Best Interest Factors: In determining the question of the custody, the  
9 courts' focus is upon the best interests of the children. In doing so, the Court must  
10 consider the non-exhaustive list of factors given in NRS 125C.0035(4), which include:

11           (a) *The wishes of the children if the child is of sufficient age and capacity to*  
12 *form an intelligent preference as to his or her physical custody.*

13           The Child Interviews conducted by the Court give no indication that the children  
14 have any preference – but rather love both parents and want to spend time with both  
15 parents.

16           (b) *Any nomination of a guardian for the child by a parent.*

17           Not applicable.

18           (c) *Which parent is more likely to allow the child to have frequent associations*  
19 *and a continuing relationship with the noncustodial parent.*

20           Jazleen demonstrated during Jose's year long illness that she has no interest in  
21 facilitating his relationship with the children. Jose had to go to Court to re-establish  
22 contact. Jazleen is also challenging Jose's paternity of four of the children, the  
23 ultimate indication that she does not support his relationship with the children. Given  
24 that these children have only ever known Jose to be their father, Jazleen's efforts in  
25 this regard are selfish and contrary to the children's best interests. Jose, on the other  
hand, does everything he can to promote the children's relationship with their mother.

26           (d) *The level of conflict between the parents.*

1 The level of conflict between the parties is medium. Given that Jazleen is  
2 challenging Jose's rights as a father, she cannot be trusted. Communication between  
3 the parties is difficult.

4 *(e) The ability of the parents to cooperate to meet the needs of the child.*

5 Jazleen refuses to cooperate or include Jose on any issues/decisions affecting the  
6 children. Last year, she changed the children's schools without consulting him.  
7 Jazleen does not recognize Jose as "mattering" when it comes to the children. This is  
8 also evidenced by her desire to challenge paternity. Essentially, saying Jose is  
expendable. The children, however, do not feel that way.

9 *(f) The mental and physical health of the parents.*

10 Both parents are healthy physically and mentally.

11 *(g) The physical, developmental and emotional needs of the child.*

12 What is evidence from the child interviews conducted by the Court that in any  
13 large family such as this one, with 7 children, it is common for children to feel ignored  
14 or that they are not receiving enough attention and/or support. With a family of 7  
15 children, these children need TWO (not one) loving and supportive parents. These  
16 children need both Jazleen and Jose to feel loved and supported.

17 *(h) The nature of the relationship of the child with each parent.*

18 Jose is closely bonded with the children. He has a good relationship with all of  
19 the children. He had a good relationship with Giovanni before Jazleen began pursuing  
20 her paternity claim. The child interviews conducted of the younger children confirm  
21 the children love Jose just as much as they love Jazleen. The children do not have  
favorites.

22 *(i) The ability of the child to maintain a relationship with any sibling.*

23 Jose is not asking to separate the children. It is Jazleen who is trying to get the  
24 Court to treat certain children in the family differently and single out certain children  
25 as part of her paternity dispute.

26 *(j) Any history of parental abuse or neglect of the child or a sibling of the child.*

27 Not applicable.



(k) Whether either parent or any other person seeking physical custody has engaged in an act of domestic violence against the child, a parent of the child or any other person residing with the child.

Not applicable.

(l) Whether either parent or any other person seeking physical custody has committed any act of abduction against the child or any other child.

Not applicable.

Based upon a review of the aforementioned factors, there is absolutely no reason the current joint physical custody arrangement should not continue. A joint physical custody arrangement is in the children's best interests.

#### IV.

## CHILD SUPPORT

The parties share joint legal and joint physical custody. Jose earns \$17.75 per hour, based on 40 hours per week, or \$3,076 per month. Jose sent documents requests to Jazleen, requesting copies of her paystubs for 2021, so that he could determine her income, hourly rate of pay, hours worked, over-time, bonuses, etc. In response to the request, Jazleen answered “*see FDF. Mother shall supplement any updated paystubs.*” Jazleen’s answer is evasive and unresponsive. She has refused to provide any updated paystubs. See NRS 47.250(3) (rebuttable presumption that evidence willfully suppressed would be adverse if produced).

There is no dispute that Jazleen works full-time, earning base pay, tips, and bonuses. The Court can presume based on Jazleen's refusal to answer discovery that her income is at least as much if not more than Jose's income. As such, the Court should maintain the current arrangement whereby neither parent pays child support to the other, based on their sharing of custody and relatively equal incomes.

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**V.**

**PROPERTY AND DEBT DIVISION**

The only asset to be addressed by the Court is 932 Center Street, Henderson, Nevada 89015. The property was purchased by Jose in April of 2017. Title was taken in his name alone, and Jazleen executed a Grant, Bargain, Sale Deed relinquishing any interest in the property. See [\*Kerley v. Kerley\*, 112 Nev. 36, 37, 910 P.2d 279, 280 \(1996\)](#) (holding that a spouse to spouse conveyance of real property “creates a presumption of gift that can only be overcome by clear and convincing evidence.”); NRS 123.130 (providing that property obtained by gift during the marriage is separate property). The property has since been sold. Jose is requesting that the sale proceeds be confirmed as his sole and separate property.

Jose is requesting that each party be awarded any other other bank accounts, vehicles, retirement accounts, etc. within their respective possession. And that each party be responsible for their own debts including any credit card debts incurred in their own names.

**VI.**

**WITNESSES**

1. JOSE GAMBOA  
c/o Gregory G. Gordon, Esq.  
GREGORY GORDON LAW, P.C.  
4795 South Durango Drive  
Las Vegas, Nevada 89147
2. JAZLEEN GAMBOA  
c/o David L. Sawyer Mann, Esq.  
Nevada Bar #11194  
5574 La Peria Court  
Las Vegas, NV 89122

If the Court wishes to hear testimony from witnesses to confirm and corroborate that the parties have held out the children as Jose’s children since birth, that Jose has provided a loving and stable home for all of the children since birth, and that the

1 extended families have all recognized Jose as the children's father throughout the  
2 lifetimes of the children, then Jose is prepared to call as witnesses the following  
3 individuals:

- 4  
5 3. Araceli Elizabeth Munguia  
6 135 Dogwood St.  
7 Henderson, Nevada 89015  
(702)557-0274
- 8  
9 4. Yaricza Hernandez  
10 938 Palmetto St.  
11 Henderson, Nevada 89015  
12 (702)908-0666
- 13  
14 5. Guadalupe Hernandez  
15 230 Ash St.  
16 Henderson, Nevada 89015  
17 (702)409-6319
- 18  
19 6. David Sipes  
20 230 Ash St.  
21 Henderson, Nevada 89015  
22 (702)938-1120
- 23  
24 7. Froyland Gerardo Esparza Saenz  
25 1750 N. Walnut Rd. Trlr #45  
26 Las Vegas, Nevada 89115  
27 (702)773-1699

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**VII.**  
**EXHIBITS**

1.	Spousal Deed, Signed by Jazleen PL 5 – PL 14
2.	Instructions for Signing of Spousal Deed PL 35.
3.	Marriage Certificate; Bates Stamped PL 241 – PL 242
4.	Birth Certificates for Giovanni, Elijah, Irene, Destiny, and Isabella; Bates Stamped PL 243 – PL 247

5.	Paternity Letters; Bates Stamped PL 304 – PL 307
6.	Jazleen's Discovery Responses.

## VII.

### ATTORNEY'S FEES

This case has been dragging on for months as Jazleen has been pursuing a frivolous challenge to Jose's paternity of 4 of the children. Jazleen's challenge to paternity has cost Jose to unnecessarily incur thousands of dollars in attorney's fees. Jose is requesting that the right to submit a post-trial motion for attorney's fees and costs pursuant to NRCP 54, depending on the outcome of trial.

DATED this 30<sup>th</sup> day of August, 2021.

GREGORY GORDON LAW, PC

By: /s/ Gregory G. Gordon  
 Gregory G. Gordon, Esq.  
 Nevada Bar No. 5334  
 4795 South Durango Drive  
 Las Vegas, Nevada 89147  
 Telephone: (702) 363-1072  
 ggordon@gordonllylaw.com  
 Attorney for Plaintiff

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**CERTIFICATE OF SERVICE**

Pursuant to N.R.C.P. 5(a), E.D.C.R. 7.26(a) and N.E.F.C.R. 9, I hereby certify on the 1<sup>st</sup> day of September, 2021, the foregoing **PLAINTIFF'S PRE-TRIAL MEMORANDUM** was served by the Court's electronic service system, Odyssey File & Serve, addressed to the following:

David L. Sawyer Mann, Esq.  
5574 L Peria Court  
Las Vegas, NV 89122  
Attorney for Defendant Unbundled

/s/ Anna Diallo  
An Employee of Gregory Gordon Law, PC

1 ORDERED that the parties are awarded **Joint Legal Custody** over ALL  
2 seven (7) minor children, to wit: Giovanni Gamboa (dob 1/15/05), Elijah  
3 Gamboa (dob 1/24/06), Irene Gamboa (dob 7/9/07), Destiny Gamboa (dob  
4 12/15/08), Isabella Gamboa (dob 6/22/13), Larriana Gamboa (dob 9/15/15) and  
5 Larry Gamboa (dob 9/15/15);

6 *Joint Legal Custody Orders:*

7 1. That each party shall consult and cooperate with the other in substantial  
8 questions relating to religious upbringing, educational programs, significant changes  
9 in social environment, and healthcare of the child(ren).

10 2. That each party shall have access to healthcare and school records  
11 pertaining to the child(ren) and be permitted to independently consult with any and  
12 all professionals involved with the child(ren).

13 3. That all schools, healthcare providers, and regular daycare providers for  
14 the child(ren) shall be selected jointly by the parties. Each party is to ensure that the  
15 other party has full contact information of any and all providers. In the case of  
16 healthcare providers, both parties are to ensure that the healthcare providers have  
17 copies of all health insurance information.

18 4. That each party shall be empowered to obtain emergency healthcare for  
19 the child(ren) without the consent of the other party. Healthcare includes treatment  
20 for mental health, therapy and counseling. Each party shall notify the other party as  
21 soon as reasonably possible of any illness requiring medical attention, or any  
22 emergency involving the child(ren). Neither party may obtain non-emergency  
23 healthcare for the children without advance notice to the other party of the time and  
24 date of the appointment so that the other party may attend.

25 5. That each party shall have access to any information concerning the well-  
26 being of the child(ren), including, but not limited to, copies of report cards; school  
27 meeting notices; vacation schedules; class programs; requests for conferences;  
28 results of standardized or diagnostic tests; notices of activities involving the  
child(ren); samples of school work; order forms for school pictures; all  
communications from schools, healthcare providers, and regular daycare providers  
for the child(ren) to include the names, addresses, and telephone numbers of all such  
schools, healthcare providers, and regular daycare providers.

6. That each party shall advise the other party, if not communicated by the  
event originator (school, athletic association, etc.), within 24 hours of receipt of any  
such communication, of all school, athletic, church, and social events in which the  
child(ren) participate(s), and each agrees to notify the other party within a reasonable  
time after first learning of the future occurrence of any such event so as to allow the  
other party to make arrangements to attend the event if he or she chooses to do so.  
Both parties may participate with the child(ren) in all such events, including but not  
limited to, attendance at school events, athletic events, church events, social events,  
open house, school plays, graduation ceremonies, school carnivals, etc

1                   7. That each party shall be prohibited from enrolling the child(ren) in  
2 extracurricular activities which infringes upon the other party's parenting time  
3 without advance authorization from the other party.

4                   8. That each party shall provide the other party with the address and  
5 telephone number at which the minor child(ren) reside(s), and to notify the other  
6 party within seven (7) days after any change of address and provide the telephone  
7 number if said number changes.

8                   9. That each party shall provide the other party with a travel itinerary to  
9 include destination, departure and return times whenever the child(ren) will be away  
10 from that party's home for a period of two (2) nights or more.

11                  10. That the parties are to remember the they are both parents to the children,  
12 and that neither party shall disparage the other in the presence of the child(ren), nor  
13 shall either party make any comment of any kind that would demean the other party  
14 in the eyes of the child(ren).

15                   IT IS FURTHER ORDERED that the parties are Awarded **Joint**  
16 **Physical Custody** of the seven (7) minor children at issue: Giovanni Gamboa  
17 (dob 1/15/05), Elijah Gamboa (dob 1/24/06), Irene Gamboa (dob 7/9/07), Destiny  
18 Gamboa (dob 12/15/08), Isabella Gamboa (dob 6/22/13), Larriana Gamboa (dob  
19 9/15/15) and Larry Gamboa (dob 9/15/15); and it is further

20                  ORDERED that as the Defendant/Mom unilaterally relocated the children's  
21 school, and that in the child interviews the children all wanted to return to their  
22 prior school(s) in Henderson, then the Court orders that all of the children shall be  
23 re-registered to their prior school(s) in Henderson, Nevada within seven (7) days  
24 of the date of filing this Decree; and it is further

25                  ORDERED, that the parties joint physical custodial schedule shall be as  
26 follows:

27                  The children shall reside with Plaintiff/Dad from Sundays at 7:00 p.m.  
28 until Fridays at 7:00 p.m. The children shall reside with  
Defendant/Mom from Fridays after school (4:00 pm) until Sundays at  
7:00 p.m. on the first, second, fourth and any fifth weekend of the  
month, with Dad reserving the third weekend of the month for Dad.

The receiving parent (or someone on their behalf) will pick up the  
children.

1 Whenever the children do not have school, either for a Monday holiday  
2 (e.g. Labor Day, Martin Luther King Day, President's Day, Memorial  
3 Day, or any other Monday school in service day), Defendant/Mom's  
4 weekend shall be extended to Mondays at 7:00 p.m.

5 During the summer break, the parties shall alternate custody on a weekly  
6 basis with exchanges on Sundays at 7:00 p.m.

7 The parties shall follow the Court's standard holiday schedule, with the  
8 exception of Monday holidays as defined above. Additionally,  
9 Plaintiff/Dad shall have Thanksgiving school break with the children in  
10 2021.

11 IT IS FURTHER ORDERED, The Court herein adopts the above  
12 schedule and determines pursuant to *Rivero v. Rivero* and *Bluestein v. Bluestein*  
13 that it meets the requirements of joint physical custody. Based on the foregoing,  
14 the Court finds that the schedule herein follows joint legal and joint physical  
15 custody arrangement is in the children's best interests; and it is further

16 ORDERED that should the child(ren) desire to speak with the other  
17 parent, the parties will encourage the minor child(ren) to do so. The children may  
18 call either parent at any time. Each parent is entitled to telephone contact with the  
19 minor child(ren) during the other parent's timeshare, but not so as to interrupt the  
20 other parents time with the child (for example, daily phone calls); and it is further

21 ORDERED that the Court grants Givoanni Gamboa some limited  
22 teenage discretion based on the fact that he is 16½ years of age as to which school  
23 he will attend; however, the Court does reserve jurisdiction to address, modify,  
24 and or rescind this discretion should there be concerns whether teenage discretion  
25 is being exercised in a reasonable fashion. In doing so, the Court is not deviating  
26 from the joint physical custody arrangement nor intending to give Giovanni the  
27 full discretion to determine his own schedule. Rather, the Court is willing to  
28 allow Giovanni some discretion in making adjustments to the weekly schedule,



1 from time to time, based on his work and/or school commitments. The granting of  
2 this discretion is conditional upon Giovanni attending counseling to be arranged  
3 by the parties, and that Giovanni spends at least four (4) days per month with  
4 Plaintiff; and it is further

5 ORDERED that various Miscellaneous Provisions are as follows:

6 1. Each parent to provide and maintain their own clothing, etc. for the minor  
7 child in their respective homes;

8 2. Should the child be on medication for an illness, each parent shall ensure  
9 that the other parent is provided with the medication at the time of custodial  
10 exchange;

11 3. Each parent shall ensure that the other parent is provided with the any  
12 extracurricular equipment the child may require at the time of custodial exchange;

13 4. Each parent to provide daycare/babysitting as necessary on their  
14 respective timeshare;

15 5. Neither parent may dictate whom the other parent utilizes for  
16 daycare/babysitting, or directly or indirectly interfere in any manner;

17 6. There is no right of first refusal.

18 7. Neither parent is to make demands or seek to dictate how the other parent  
19 is to parent; however the parties are encouraged to discuss and work together  
20 regarding important topics, forward important and pertinent information (i.e.  
21 education, social, health concerns, etc.).

22 8. Each party shall ensure that both the child's biological parents are to be  
23 included on the child's forms (school, medical, etc.) Each parent may include other  
24 family members/relatives on any such forms, with all such notations as to  
25 relationship clearly stated on forms.

## 26 **CHILD SUPPORT, TAX ALLOCATION & MEDICAL EXPENSES**

27 IT IS FURTHER ORDERED that child support is dictated by statute and/or  
28 precedent, and pursuant to NRS Chapter 125. As the parties share joint physical  
custody, child support is set pursuant to the formula provided in *Wright v*  
*Osburne*, 114 Nev. 1367, 970 P.2d 1071, (1998), and is set pursuant to the  
amounts determined by the percentages provided under NAC Chapter 425; and it  
is further

ORDERED that there are seven (7) children for which child support  
applies pursuant to the following formula pursuant to NAC 425.140:

4. For four children, the sum of:

(a) For the first \$6,000 of an obligor's monthly gross income, 28 percent of such income;  
(b) For any portion of an obligor's monthly gross income that is greater than \$6,000 and equal to or less than \$10,000, 14 percent of such a portion; and  
(c) For any portion of an obligor's monthly gross income that is greater than \$10,000, 7 percent of such a portion.

5. For each additional child, the sum of:

(a) For the first \$6,000 of an obligor's monthly gross income, an additional 2 percent of such income;  
(b) For any portion of an obligor's monthly gross income that is greater than \$6,000 and equal to or less than \$10,000, an additional 1 percent of such a portion; and  
(c) For any portion of an obligor's monthly gross income that is greater than \$10,000, an additional 0.5 percent of such a portion.

ORDERED that based upon either filed Financial Disclosure Forms and/or the representations of the parties, both parties gross monthly income and essentially have a similar income; that pursuant to *Wright v. Osburn*, 114 Nev. 1367, 970 P.2d 1071 (1990), neither party shall pay child support to the other, and both parties warrant that the arrangement complies with NRS Chapter 125B and NAC Chapter 425; and it is further

ORDERED that pursuant to NAC 425.160(1), any award of Child Support, except as otherwise provided by law, terminates when the child reaches 18 years of age or, if the child is still in high school, when the child graduates from high school or reaches 19 years of age, whichever comes first; and it is further

ORDERED that the parties shall share the tax return deduction for the minor child(ren) as follows:

(a) Plaintiff/Dad shall receive the tax deduction for Elijah, Irene, Destiny and Larry in all numbered tax years, commencing with tax year;

(b) Defendant/Mom shall receive the tax deduction for Giovanni, Isabella, Larriana in all tax years, commencing with tax year 2021;

1           ORDERED that Defendant shall continue to maintain medical and health  
2 insurance coverage for the children. The parties shall equally share responsibility  
3 for any deductibles or copays required by the insurance policy, as well as any and  
4 all expenses for the health care costs of the child not covered by the insurance,  
5 including orthodontic and optical expenses and prescriptions; and it is further

6           ORDERED that any unreimbursed medical, dental, optical, orthodontic  
7 or other health related expense incurred for the benefit of the minor child is to be  
8 divided equally between the parties, pursuant to the 30/30 Rule: either party  
9 incurring an out of pocket medical expense for the child shall provide a copy of  
10 the paid invoice/receipt to the other party within thirty days of incurring such  
11 expense, if not tendered within the thirty day period, the Court may consider it as  
12 a waiver of reimbursement. The other party will then have thirty days from  
13 receipt within which to dispute the expense in writing or reimburse the incurring  
14 party for one-half of the out of pocket expense, if not disputed or paid within the  
15 thirty day period, the party may be subject to a finding of contempt and  
16 appropriate sanctions; and it is further

17           **SEPARATE AND/OR COMMUNITY PROPERTY & DEBTS**

18  
19           IT IS FURTHER ORDERED that there is no basis to make any award of  
20 property or otherwise to Defendant as it pertains to the residence located at 932  
21 Center Street, Henderson, Nevada; and that said real property and an equity or net  
22 proceeds of sale was and is the sole and separate property of Plaintiff pursuant to  
23 the Grant, Bargain Sale deed executed by Defendant on April 20, 2017; and it is  
24 further

25           ORDERED that the Court confirms that the parties have previously  
26 divided any separate and/or community property and that each party is awarded  
27 all accounts, vehicles, and personal property located in his possession and/or  
28

1 titled in their respective names alone; and there is nothing further to be  
2 adjudicated by the Court; and it is further

3 ORDERED that the Court confirms that the parties have previously  
4 divided any separate and/or community debt, and that each party is shall assume,  
5 pay, indemnify and hold the other party harmless from any debts incurred in their  
6 respective names alone or debts encumbering assets awarded to either party  
7 herein, and there is nothing further to be adjudicated by the Court; and it is further

### 8 **TAXES**

9 IT IS FURTHER ORDERED that each party shall file their own tax  
10 returns for tax year 2021 forward, with each respective party responsible for their  
11 own tax liability, or entitled to receive their respective refund; and it is further

### 12 **STATUTORY PROVISIONS**

13 ORDERED that Both parties are required to provide their Social Security  
14 numbers on a separate form to the Court and to the Welfare Division of the  
15 Department of Human Resources pursuant to NRS 125.30. Such information  
16 shall be maintained by the Clerk in a confidential manner and not part of the  
17 public record; and it is further

18 ORDERED that:

19 **NOTICE IS HEREBY GIVEN** of the following provision of NRS  
20 125C.0045(6):

21 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION,  
22 CONCEALMENT OR DETENTION OF A CHILD IN VIOLATION OF THIS  
23 ORDER IS PUNISHABLE AS A CATEGORY D FELONY AS PROVIDED IN  
24 NRS 193.130. NRS 200.359 provides that every person having a limited right of  
25 custody to a child or any parent having no right of custody to the child who willfully  
26 detains, conceals or removes the child from a parent, guardian or other person having  
27 lawful custody or a right of visitation of the child in violation of this court, or  
28 removes the child from the jurisdiction of the court without the consent of either the  
court or all persons who have the right to custody or visitation is subject to being  
punished for a category D felony as provided in NRS 193.130.

1           **NOTICE IS HEREBY GIVEN** that the terms of the Hague Convention of  
2           October 25, 1980, adopted by the 14<sup>th</sup> Session of the Hague Conference on  
3           Private International Law apply if a parent abducts or wrongfully retains a child  
4           in a foreign country. The parties are also put on notice of the following provisions  
5           in NRS 125C.0045(8):

6                     If a parent of the child lives in a foreign country or has significant commitments  
7                     in a foreign country:

8                     (a) The parties may agree, and the court shall include in the order for  
9                     custody of the child, that the United States is the country of habitual residence of  
10                    the child for the purposes of applying the terms of the Hague Convention as set  
11                    forth in subsection 7.

12                   (b) Upon motion of one of the parties, the court may order the parent to  
13                   post a bond if the court determines that the parent poses an imminent risk of  
14                   wrongfully removing or concealing the child outside the country of habitual  
15                   residence. The bond must be in an amount determined by the court and may be  
16                   used only to pay for the cost of locating the child and returning him to his habitual  
17                   residence if the child is wrongfully removed from or concealed outside the  
18                   country of habitual residence. The fact that a parent has significant commitments  
19                   in a foreign country does not create a presumption that the parent poses an  
20                   imminent risk of wrongfully removing or concealing the child.

21           **NOTICE IS HEREBY GIVEN** that the parties are placed on notice of the  
22           following provisions in NRS 125C.0065:

23                   1. If joint physical custody has been established pursuant to an order, judgment or  
24                   decree of a court and one parent intends to relocate his or her residence to a place  
25                   outside of this State or to a place within this State that is at such a distance that  
26                   would substantially impair the ability of the other parent to maintain a meaningful  
27                   relationship with the child, and the relocating parent desires to take the child with  
28                   him or her, the relocating parent shall, before relocating:

                     (a) Attempt to obtain the written consent of the non-relocating parent to  
                     relocate with the child;

                     (b) If the non-relocating parent refuses to give that consent, petition the  
                     court for primary physical custody for the purpose of relocating.

2. The court may award reasonable attorney's fees and costs to the relocating  
parent if the court finds that the non-relocating parent refused to consent to the  
relocating parent's relocation with the child:

                     (a) Without having reasonable grounds for such refusal; or

                     (b) For the purposes of harassing the relocating parent.

3. A parent who relocates with a child pursuant to this section before the court enters  
an order granting the parent primary physical custody of the child and permission to  
relocate with the child is subject to the provisions of NRS 200.359

                     This provision does not apply to vacations outside Nevada planned by either party.

1       **NOTICE IS HEREBY GIVEN** that they are subject to the provisions of NRS  
2 31A.025 to 31A.240, inclusive, the parent obligated to pay child support shall be  
3 subject to wage assignment by that parent's employer should that parent become  
4 more than thirty days delinquent in said child support payments.

5       **NOTICE IS HEREBY GIVEN** that either party may request a review of child  
6 support pursuant to NRS 125B.145 at least every three years to determine  
7 whether the order should be modified or adjusted.

8       IT IS FURTHER ORDERED that the terms/conditions/orders set forth  
9 in this Decree may not be changed, modified, or terminated orally, and any such  
10 change, modification, or termination may only be made by a written instrument  
11 executed by the parties, or by further Order of the Court.

12       IT IS FURTHER ORDERED that this matter will be Closed, subject to  
13 re-opening should either party file a motion with the Court.

14       **THIS IS A FINAL DECREE**

Dated this 12th day of October, 2021

15  
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17  
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27  
28

A handwritten signature in black ink, appearing to be 'MP', is written over a horizontal line. A long, sweeping underline extends from the right side of the signature.

78B FA6 2F1C A0E6  
Mary Perry  
District Court Judge

# **Attachment “1”**

**Dept. P- HOLIDAY VISITATION**  
**(BOTH PARTIES LIVE IN NEVADA)**

**THE ODD/EVEN YEAR INDICATED IS THE CALENDAR YEAR**  
**NOT THE AGE OF THE CHILD**

	<u><b>ODD YEAR</b></u>	<u><b>EVEN YEAR</b></u>
	▼	▼

**THREE DAY HOLIDAYS**

The holiday will begin on the day observed for the holiday at 9 AM and conclude at 9 AM the following morning.

MARTIN LUTHER KING DAY	DAD	MOM
PRESIDENT'S BIRTHDAY	MOM	DAD
INDEPENDENCE DAY	DAD	MOM
MEMORIAL DAY	MOM	DAD
LABOR DAY	DAD	MOM
NEVADA ADMISSION DAY	MOM	DAD

*[IF A PARENT HAS REGULAR VISITATION IMMEDIATELY PRECEDING THE HOLIDAY, THAT PARENT SHALL CONTINUE TO ENJOY IT-IF ADDITIONAL DAY WITHOUT INTERRUPTION]*

**INDIVIDUAL DAYS**

The holiday visitation for individual days will begin at 9 AM (or after school whichever occurs last) and end at 8 PM the same day.

MOTHER'S DAY	MOM	MOM
FATHER'S DAY	DAD	DAD
MOTHER'S BIRTHDAY	MOM	MOM
FATHER'S BIRTHDAY	DAD	DAD
CHILD[REN]'S BIRTHDAY	DAD	MOM

**EASTER/SPRING BREAK**

This holiday begins Saturday morning 9 AM following the last day of school and concludes at 12 Noon the day before returning to school.

EASTER SPRING BREAK	DAD	MOM
---------------------	-----	-----

*[IF THE CHILD IS NOT IN SCHOOL PARENTS SHALL REFER TO THE CLARK COUNTY SCHOOL DISTRICT CALENDAR FOR THE SCHOOL ZONE WHERE THE PRIMARY CUSTODIAN RESIDES; IF THE PARENTS ENJOY 50/50 CUSTODY THE COURT SHALL DETERMINE THE SCHOOL DISTRICT CALENDAR TO FOLLOW]*

**THANKSGIVING**

This holiday begins at 9 AM following the last day of school and ends at 12 Noon the day before returning to school.

THANKSGIVING	MOM	DAD
--------------	-----	-----



**ODD YEAR**



**EVEN YEAR**



**CHRISTMAS/NEW YEAR'S EVE**

This holiday is split in two segments. The first segment begins at 9 AM following the last day of school and continues until half way through the break at 6 PM. The second segment begins half way through the break at 6 PM and concludes the day before school resumes and is determined by which year Christmas fall in.

CHRISTMAS SEGMENT 1

DAD

MOM

CHRISTMAS SEGMENT 2

MOM

DAD

**GLOBAL PRIORITY**

Below determines the order of precedence for the visitation. For instance, the specific holiday of Christmas takes precedence over all other visitation including the regular weekly timeshare and the Fourth of July takes precedence over summer vacation.

- |                 |                             |
|-----------------|-----------------------------|
| 1 <sup>st</sup> | HOLIDAY VISITATION          |
| 2 <sup>nd</sup> | THREE DAY HOLIDAY           |
| 3 <sup>rd</sup> | INDIVIDUAL DAYS             |
| 4 <sup>th</sup> | SUMMER/QUAD BREAK VACATIONS |
| 5 <sup>th</sup> | REGULAR VISITATION/CUSTODY  |

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Jose Gamboa, Plaintiff

CASE NO: D-20-606476-D

7 vs.

DEPT. NO. Department P

8 Jazleen Gamboa, Defendant.  
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

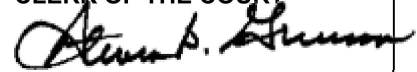
14 Service Date: 10/12/2021

15 Gregory Gordon ggordon@gordonlvlaw.com

16 David Mann legal@experiencedfamilylawlawyer.com

17 David Mann legal@experiencedfamilylawlawyer.com

18 David Mann Legal@ExperiencedFamilyLawLawyer.com  
19  
20  
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28



0001

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Nevada Bar No. 5334  
GREGORY G. GORDON, P.C.  
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Telephone: (702) 363-1072  
E-mail: ggordon@gordonlvlaw.com  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

JOSE GAMBOA,

Plaintiff,

vs.

JAZLEEN GAMBOA,

Defendant.

CASE NO. D-20-606476-D  
DEPT. NO. P

Oral Argument Requested: **NO**

NOTICE: YOU ARE REQUIRED TO FILE A WRITTEN RESPONSE TO THIS MOTION WITH THE CLERK OF THE COURT AND TO PROVIDE THE UNDER-SIGNED WITH A COPY OF YOUR RESPONSE WITHIN FOURTEEN (14) DAYS OF YOUR RECEIPT OF THIS MOTION. FAILURE TO FILE A WRITTEN RESPONSE WITH THE CLERK OF THE COURT WITHIN FOURTEEN (14) DAYS OF YOUR RECEIPT OF THIS MOTION MAY RESULT IN THE REQUESTED RELIEF BEING GRANTED BY THE COURT WITHOUT HEARING PRIOR TO THE SCHEDULED HEARING DATE

**PLAINTIFF'S MOTION FOR ATTORNEYS FEES AND COSTS**  
**PURSUANT TO NRCP 54**

Plaintiff, JOSE GAMBOA, by and through his attorney Gregory G. Gordon, Esq. hereby submits the following motion for attorney's fees and costs pursuant to NRCP 54.

This motion is based upon the attached Points and Authorities, the papers and pleadings on file herein, and supporting Brunzell factors/analysis and Declaration/Verification of Counsel. Attached to the separately filed Appendix as Exhibit "1" are copies of Plaintiff's billing statements for attorney's fees and costs related to the case.

**Total Attorney's Fees / Costs Incurred by Jose: \$11,387.00**

1 **POINTS AND AUTHORITIES**

2 **I.**

3 **JOSE WAS THE PREVAILING PARTY ON ALL ISSUES**

4 Jose requests that the Court order Jazleen to pay his reasonable attorney's fees  
5 and costs incurred in this action.

6 As referenced by the Court in its decision order, Jose was the prevailing party on  
7 every issue litigated before the Court.

8 As the Court stated: *"The Court finds that the Plaintiff was the prevailing party*  
9 *as it pertains to (1) the Plaintiff's defense to Defendant's challenge to Plaintiff's*  
10 *paternity of four of the minor children; (2) Plaintiff's request for joint legal, joint*  
11 *physical custody of all seven children (as Defendant was seeking sole custody of*  
12 *Giovanni, Isabella, Larry, and Larriana); (3) characterization of the 932 Center Street*  
13 *residence: etc.*

14 The position taken by Jazleen with respect to paternity and custody of Giovanni,  
15 Isabella, Larry, and Larriana was not in the best interests of the children and required  
16 Jose to exhaust his financial resources fighting to preserve and protect his relationship  
17 with the children.

18 Jazleen filed a 56 page Motion for Reconsideration back in February of 2021,  
19 making false allegations of neglect, etc. Allegations which were later contradicted by  
20 the children during their child interviews. Jazleen's ill-advised motion necessitated a  
21 substantive opposition from Jose resulting in additional attorney's fees incurred. The  
22 Court found Jazleen's testimony lacking in credibility at trial.

23 Unlike Jose, Jazleen was unburdened by litigation costs as she was represented  
24 pro bono in this action. As such, Jazleen demonstrated early on in the litigation that  
25 Jose would have to litigate every step of the way in order to re-establish and maintain  
26 his relationship with the minor children. Jazleen was seeking to unwind paternity  
27 acknowledgments and "parent child" bonds that had been in place for years.

1 It should also be noteworthy that the Court made clear from the outset its  
2 preliminary views on Jazleen's weak legal position as it relates to trying to frustrate the  
3 parent-child relationship between Jose and some of the children. Despite numerous  
4 statements from the Court forewarning its position on the legal issues, Jazleen was  
5 unrelenting in pursuing her case at considerable cost and expense to Jose. There simply  
6 was no reason for this case to go to trial, other than the unreasonable positions taken by  
7 Jazleen – for which Jose has been forced to defend and has paid the price in terms of  
8 attorney's fees and costs incurred.

9 It is also noteworthy that Jose was ordered to pay preliminary attorney's fees and  
10 costs to Jazleen in the amount of \$2,500, which he paid to her attorney.

## 11 II.

### 12 **THE AMOUNT OF ATTORNEY FEES AND COSTS REQUESTED BY JOSE** 13 **IS REASONABLE GIVEN THE CIRCUMSTANCES OF THE CASE**

14 A request for an order directing another party to pay attorney's fees must be  
15 based upon statute, rule or contractual provision. *See, e.g., Rowland v. Lepire, 99 Nev.*  
16 *308, 662 P.2d 1332 (1983).*

17 NRS 18.010 states that:

18 1. The compensation of an attorney and counselor for  
19 his or her services is governed by agreement, express or  
20 implied, which is not restrained by law.

21 2. In addition to the cases where an allowance is  
22 authorized by specific statute, the court may make an  
23 allowance of attorney's fees to a prevailing party:

24 (a) When the prevailing party has not recovered more  
25 than \$20,000; or

26 (b) Without regard to the recovery sought, when the  
27 court finds that the claim, counterclaim, cross-claim or third-  
28 party complaint or defense of the opposing party was brought  
or maintained without reasonable ground or to harass the  
prevailing party. The court shall liberally construe the  
provisions of this paragraph in favor of awarding attorney's  
fees in all appropriate situations. It is the intent of the  
Legislature that the court award attorney's fees pursuant to  
this paragraph and impose sanctions pursuant to Rule 11 of

1 the Nevada Rules of Civil Procedure in all appropriate  
2 situations to punish for and deter frivolous or vexatious  
3 claims and defenses because such claims and defenses  
4 overburden limited judicial resources, hinder the timely  
5 resolution of meritorious claims and increase the costs of  
engaging in business and providing professional services to  
the public.

6 3. In awarding attorney's fees, the court may  
7 pronounce its decision on the fees at the conclusion of the  
8 trial or special proceeding without written motion and with  
or without presentation of additional evidence.

9 4. Subsections 2 and 3 do not apply to any action  
10 arising out of a written instrument or agreement which  
11 entitles the prevailing party to an award of reasonable  
attorney's fees.

12 NRS 18.010.

13 Here, Jose submits that Jazleen's actions were not reasonable.

14 In *Miller v. Wilfong*, 121 Nev. 619, 621, 119 P.3d 727, 730 (2005), the Court  
15 stated:

16 [I]t is within the trial court's discretion to determine the  
17 reasonable amount of attorney fees under a statute or rule, in  
18 exercising that discretion, the court must evaluate the factors set  
19 forth in *Brunzell v. Golden Gate National Bank*, 85 Nev. 345, 349,  
20 455 P.2d 31, 33 (1969). Under *Brunzell*, when courts determine the  
21 appropriate fee to award in civil cases, they must consider various  
22 factors, including the qualities of the advocate, the character and  
23 difficulty of the work performed, the work actually performed by  
24 the attorney, and the result obtained. We take this opportunity to  
25 clarify our jurisprudence in family law cases to require trial courts  
26 to evaluate the *Brunzell* factors when deciding attorney fee awards.  
Additionally, in *Wright v. Osburn*, this court stated that family law  
trial courts must also consider the disparity in income of the parties  
when awarding fees. Therefore, parties seeking attorney fees in  
family law cases must support their fee request with affidavits or  
other evidence that meets the factors in *Brunzell* and *Wright*.

27 *Miller v. Wilfong*, 121 Nev. 619, 623-24, 119 P.3d 727, 730 (2005).

1 Jose seeks an award of attorney's fees in this matter for having to litigate this  
2 case to an evidentiary hearing under the criteria set forth in *Miller v. Wilfong*, 121 Nev.  
3 619, 119 P.3d 727 (2005).

4 NRS 125C.250 further grants the Court broad discretion in awarding attorney's  
5 fees and costs in child custody matters.

6  
7 **III.**  
**BRUNZELL ANALYSIS**

8 With regard to fees, the Supreme Court has adopted "well known basic  
9 elements," which in addition to hourly time schedules kept by the attorney, are to be  
10 considered in determining the reasonable value of an attorney's services qualities,  
11 commonly referred to as the *Brunzell* factors. *Brunzell v. Golden Gate National Bank*,  
12 85 Nev. 345, 455 P.2d 31, 33 (1969).

13  
14 1. Quality of the Advocate: ability, training, education, experience,  
15 professional standing and skill. This factor logically addresses the rate at which counsel  
16 charges for services. A skilled and experienced attorney can justify an hourly rate  
17 greater than an attorney with less skill and experience. A party may contend that a rate  
18 is either reasonable or excessive in the market based upon the education, skill and  
19 experience of an attorney, or lack thereof. Gregory Gordon, Esq. is an A/V rated  
20 attorney. He has litigated almost every aspect of Nevada family law during the course  
21 of his 27 year career. Mr. Gordon has practiced family law for over 27 years. He has  
22 written in the field of Family Law for the Communique and Nevada Lawyer Magazine,  
23 and co-authored the "Child Custody" Section of the inaugural Family Law Practice  
24 Manual published by the Nevada State Bar. Mr. Gordon charged Jose a rate of \$350,  
25 which is actually below his usual rate of \$450 per hour. The rate of \$350 per hour is  
26 reasonable for Clark County based on his experience and qualifications.

27 2. The Character of the Work to be Done – its difficulty, its intricacy, its  
28 importance, time and skill required, the responsibility imposed and the prominence and

1 character of the parties where they affect the importance of the litigation. The “character  
2 of the work” goes to whether the fee charged was commensurate to the “difficulty,  
3 intricacy and importance” of the issues raised. There is no more difficult work in the  
4 practice of law than fighting and defending a parent’s right to establish and protect  
5 relationships with their children. Jose’s counsel worked diligently to prosecute Jose’s  
6 case in the face of adversity and obstruction every step of the way as described above.

7           3.           The Work Actually Performed by the Lawyer – the skill, time and  
8 attention given to the work. Jose’s counsel submits that the work done in this case was  
9 performed in a competent and professional matter. The fees incurred were  
10 commensurate to the work performed. The bill history for fees incurred is attached  
11 hereto as Exhibit “A.”

12           4.           The Result: Whether the attorney was successful and what benefits  
13 were derived. Jose was successful in every aspect of the case: (a) Jose was successful  
14 in re-establishing contact with the children after Jazleen kept them from him; (b) Jose  
15 was successful in defending his parental rights to all children and obtaining joint legal  
16 and joint physical custody over Jazleen’s objections; (c) Jose was successful in  
17 defending against Jazleen’s attempts to undermine and invalidate the VAPs filed years  
18 ago; (d) Jose was successful in defending Jazleen’s claims to share in the proceeds of  
19 his separate property residence; and (e) Jose was successful in overcoming Jazleen’s  
20 claims of neglect and/or that the children were better placed with her.

21           In family matters, the Court must also give consideration to the relative financial  
22 condition of the parties. Unlike Jose who was required to exhaust financial resources  
23 to pay his attorney to defend his position, Jazleen was represented by her counsel pro  
24 bono and therefore unaffected financially by the unreasonable positions she asserted in  
25 this case. She additionally received \$2,500 from Jose as and for preliminary fees.

26           Based on the foregoing, the Court reserved jurisdiction to consider a motion for  
27 attorney’s fees from Jose. As of the filing of this motion, Jose has incurred a total of  
28 \$11,387.00 in attorneys fees and costs.



1 IV.

2 **CONCLUSION**

3 Based on the foregoing, Jose requests that the Court award him his reasonable  
4 attorney's fees and costs in the amount of \$11,387.00.

5 GREGORY GORDON LAW, P.C.

6  
7 By: /s/ Gregory G. Gordon  
8 Gregory G. Gordon, Esq.  
9 Nevada Bar No. 5334  
4795 South Durango Drive  
10 Las Vegas, Nevada 89147  
Attorney for Plaintiff  
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1                                    **DECLARATION GREGORY G. GORDON, ESQ.**

2        STATE OF NEVADA        )  
3        COUNTY OF CLARK        )ss:  
4

5                    GREGORY G. GORDON, ESQ., declares as follows:

6                    1. I have personal knowledge of the facts contained herein, and I am competent  
7        to testify thereto.

8                    2. I am an attorney duly licensed to practice law in all courts in the State of  
9        Nevada. I am counsel for Plaintiff, Jose Gamboa, in this action.

10                   3. I have prepared and reviewed the foregoing Memorandum of Attorney's Fees  
11        and Costs. The facts contained therein, including the analysis of the Brunzell factors  
12        set forth above, are true and correct, and within my personal knowledge.

13                   4. The fees were actually and necessarily incurred and reasonable.

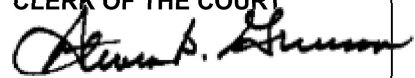
14        I declare under penalty of perjury that the foregoing is true and correct.

15  
16                                    /s/ Gregory G. Gordon  
17                                    GREGORY G. GORDON  
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DAVID L. SAWYER MANN, ESQ.  
NEVADA BAR #11194  
5574 LA PERIA COURT  
LAS VEGAS, NV 89122  
UNBUNDLED ATTORNEY FOR DEFENDANT

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1 **EXHT**  
2 GREGORY GORDON LAW, PC  
3 Gregory G. Gordon, Esq.  
4 Nevada Bar No. 5334  
5 4795 South Durango Drive  
6 Las Vegas, Nevada 89147  
7 Telephone: (702) 363-1072  
8 Email: ggordon@gordonlvlaw.com  
9 *Attorney for Plaintiff*

6 **DISTRICT COURT**  
7 **CLARK COUNTY, NEVADA**

8 JOSE GAMBOA,  
9 Plaintiff,

CASE NO. D-20-606476-D  
DEPT. NO. P

10 vs.

11 JAZLEEN GAMBOA,  
12 Defendant.

13  
14 **APPENDIX OF EXHIBITS IN SUPPORT OF PLAINTIFF'S MOTION FOR**  
15 **ATTORNEYS FEES AND COSTS**  
16 **PURSUANT TO NRCP 54**

17 Plaintiff, JOSE GAMBOA, by and through his counsel, GREGORY G.  
18 GORDON, ESQ., hereby submits the following Appendix of Exhibits:

19 1.	Gregory Gordon Law, P.C. Invoices
20 2.	Proposed Order and Judgment for Attorney's Fees

21  
22 DATED this 13<sup>th</sup> day of October, 2021.

23 GREGORY GORDON LAW, P.C.

24  
25 By: /s/ Gregory G. Gordon  
26 Gregory G. Gordon, Esq.  
27 Nevada Bar No. 5334  
28 4795 S. Durango Dr.  
Las Vegas, Nevada 89147  
(702) 363-1072  
*Attorney for Plaintiff*

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David L. Sawyer Mann, Esq.  
Nevada Bar #11194  
5574 La Peria Court  
Las Vegas, NV 89122  
*Unbundled Attorney for Defendant*

/s/ Anna Diallo  
For GREGORY GORDON LAW, PC

# EXHIBIT 1

**Gregory Gordon Law, P.C.**  
4795 South Durango  
Las Vegas, NV 89147  
United States  
(702) 363-1072



**Jose Gamboa**  
132 Dogwood  
Henderson, NV 89015

**Balance** \$0.00  
**Invoice #** 01018  
**Invoice Date** June 1, 2020  
**Payment Terms**  
**Due Date**

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**Jose Gamboa - Divorce** (2001620)

**Time Entries**

DATE	EE	DESCRIPTION	RATE	HOURS	LINE TOTAL
04/07/2020	GGG	Review message from client. Draft Complaint for Divorce. Send messages to client.	\$350.00	0.8	\$280.00
04/10/2020	GGG	Prepare Cover Sheet for new divorce filing. Process all documents. Prepare Summons and Request for Issuance of JPI Update client.	\$350.00	0.6	\$210.00
05/07/2020	GGG	Telephone conference with client.	\$350.00	0.5	\$175.00
05/11/2020	GGG	Email communication with opposing counsel.	\$350.00	0.3	\$105.00
05/13/2020	GGG	Review email from opposing counsel re: custody. Telephone conference with client. Draft email response to opposing counsel.	\$350.00	0.8	\$280.00
05/20/2020	GGG	Email communication with opposing counsel re: custody and other related issues.	\$350.00	0.4	\$140.00
Totals:				<b>3.4</b>	<b>\$1,190.00</b>

**Expenses**

DATE	EE	ACTIVITY	DESCRIPTION	COST	QUANTITY	LINE TOTAL
04/10/2020	GGG	Filing Fees	Divorce Complaint Filing Fees.	\$312.00	1.0	\$312.00
05/11/2020	GGG	Filing Fees	Process Server Fee	\$120.00	1.0	\$120.00
Expense Total:						<b>\$432.00</b>

Time Entry Sub-Total:	\$1,190.00
Expense Sub-Total:	\$432.00
<b>Sub-Total:</b>	\$1,622.00
<b>Total:</b>	\$1,622.00
<b>Amount Paid:</b>	\$1,622.00
<b>BALANCE DUE:</b>	<b>\$0.00</b>

## Payment History

Activity	Date	Payment Method	Amount	Responsible User	Deposited Into
Payment Received	Jun 1, 2020	Trust	\$1,622.00	Gregory G. Gordon (Attorney)	Operating

## Account Summary

### Jose Gamboa's Trust History

Balance As Of 06/01/2020: \$1,878.00

Date	Related To	Details	Amount	Balance
06/01/2020	01018	Payment from trust	-\$1,622.00	\$1,878.00
05/07/2020	--	Trust deposit	\$1,500.00	\$3,500.00
04/06/2020	--	Trust deposit	\$2,000.00	\$2,000.00



**Gregory Gordon Law, P.C.**  
4795 South Durango  
Las Vegas, NV 89147  
United States  
(702) 363-1072



**Jose Gamboa**  
132 Dogwood  
Henderson, NV 89015

**Balance** \$0.00  
**Invoice #** 10139  
**Invoice Date** July 13, 2020  
**Payment Terms**  
**Due Date**

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**Jose Gamboa - Divorce** (2001620)

**Time Entries**

DATE	EE	DESCRIPTION	RATE	HOURS	LINE TOTAL
06/02/2020	GGG	Telephone conference with client. Draft email to opposing counsel re: selling house.	\$350.00	0.4	\$140.00
06/24/2020	GGG	Review Jazleen's Answer and Counterclaim. Draft Reply to Counterclaim	\$350.00	0.8	\$280.00
06/29/2020	GGG	Telephone conference with client. Revise and finalize Reply to Counterclaim.	\$350.00	0.6	\$210.00
Totals:				<b>1.8</b>	<b>\$630.00</b>

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Time Entry Sub-Total: \$630.00

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**Sub-Total:** \$630.00

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**Total:** \$630.00

**Amount Paid:** \$630.00

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**BALANCE DUE:** **\$0.00**

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**Payment History**

Activity	Date	Payment Method	Amount	Responsible User	Deposited Into
Payment Received	Jul 13, 2020	Trust	\$630.00	Gregory G. Gordon (Attorney)	Operating

# Account Summary

## Jose Gamboa's Trust History

Balance As Of 07/13/2020: \$1,248.00

Date	Related To	Details	Amount	Balance
07/13/2020	10139	Payment from trust	-\$630.00	\$1,248.00
06/01/2020	01018	Payment from trust	-\$1,622.00	\$1,878.00
05/07/2020	--	Trust deposit	\$1,500.00	\$3,500.00
04/06/2020	--	Trust deposit	\$2,000.00	\$2,000.00

**Gregory Gordon Law, P.C.**  
4795 South Durango  
Las Vegas, NV 89147  
United States  
(702) 363-1072



**Jose Gamboa**  
132 Dogwood  
Henderson, NV 89015

**Balance** \$0.00  
**Invoice #** 10162  
**Invoice Date** September 14, 2020  
**Payment Terms**  
**Due Date**

---

### Jose Gamboa - Divorce (2001620)

For services rendered between  
July 01, 2020 and September 15, 2020

#### Time Entries

DATE	EE	DESCRIPTION	RATE	HOURS	LINE TOTAL
09/02/2020	GGG	Telephone conference with client's brother. Review Hermanson decision of the Nevada Supreme Court. Review email from opposing counsel.	\$350.00	0.6	\$210.00
09/09/2020	GGG	Review and revise Client's Financial Disclosure Form. Draft and file Plaintiff' Individual Case Conference Report.	\$350.00	1.0	\$350.00
09/15/2020	GGG	Prepare for and attend Court hearing.	\$350.00	1.0	\$350.00
Totals:				<b>2.6</b>	<b>\$910.00</b>

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Time Entry Sub-Total:	\$910.00
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<b>Sub-Total:</b>	<b>\$910.00</b>
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<b>Total:</b>	<b>\$910.00</b>
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<b>Amount Paid:</b>	<b>\$910.00</b>
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<b>BALANCE DUE:</b>	<b>\$0.00</b>
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#### Payment History

Activity	Date	Payment Method	Amount	Responsible User	Deposited Into
Payment Received	Sep 18, 2020	Trust	\$910.00	Gregory G. Gordon (Attorney)	Operating

# Account Summary

## Jose Gamboa's Trust History

Balance As Of 09/18/2020: \$338.00

Date	Related To	Details	Amount	Balance
09/18/2020	10162	Payment from trust	-\$910.00	\$338.00
07/13/2020	10139	Payment from trust	-\$630.00	\$1,248.00
06/01/2020	01018	Payment from trust	-\$1,622.00	\$1,878.00
05/07/2020	--	Trust deposit	\$1,500.00	\$3,500.00
04/06/2020	--	Trust deposit	\$2,000.00	\$2,000.00

**Gregory Gordon Law, P.C.**  
4795 South Durango  
Las Vegas, NV 89147  
United States  
(702) 363-1072



**Jose Gamboa**  
132 Dogwood  
Henderson, NV 89015

**Balance** \$0.00  
**Invoice #** 10179  
**Invoice Date** November 2, 2020  
**Payment Terms**  
**Due Date**

---

**Jose Gamboa - Divorce** (2001620)

**Time Entries**

DATE	EE	DESCRIPTION	RATE	HOURS	LINE TOTAL
09/18/2020	GGG	Email communications re: proceeding with DNA testing and obtaining VAPs.	\$350.00	0.4	\$140.00
10/30/2020	GGG	Prepare for and attend Court hearing.	\$350.00	1.0	\$350.00
Totals:				<b>1.4</b>	<b>\$490.00</b>

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Time Entry Sub-Total: \$490.00

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**Sub-Total:** \$490.00

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**Total:** \$490.00

**Amount Paid:** \$490.00

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**BALANCE DUE:** **\$0.00**

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**Payment History**

Activity	Date	Payment Method	Amount	Responsible User	Deposited Into
Payment Received	Nov 2, 2020	Credit Card #57F-8E6F5 via portal	\$152.00	Jose Gamboa (Client)	Operating
Payment Received	Nov 2, 2020	Trust	\$338.00	Gregory G. Gordon (Attorney)	Operating

# Account Summary

## Jose Gamboa's Trust History

Balance As Of 11/02/2020: \$0.00

Date	Related To	Details	Amount	Balance
11/02/2020	10179	Payment from trust	-\$338.00	\$0.00
09/18/2020	10162	Payment from trust	-\$910.00	\$338.00
07/13/2020	10139	Payment from trust	-\$630.00	\$1,248.00
06/01/2020	01018	Payment from trust	-\$1,622.00	\$1,878.00
05/07/2020	--	Trust deposit	\$1,500.00	\$3,500.00
04/06/2020	--	Trust deposit	\$2,000.00	\$2,000.00

**Gregory Gordon Law, P.C.**  
4795 South Durango  
Las Vegas, NV 89147  
United States  
(702) 363-1072



**Jose Gamboa**  
132 Dogwood  
Henderson, NV 89015

**Balance** \$0.00  
**Invoice #** 10193  
**Invoice Date** February 1, 2021  
**Payment Terms**  
**Due Date**

---

**Jose Gamboa - Divorce** (2001620)

**Time Entries**

DATE	EE	DESCRIPTION	RATE	HOURS	LINE TOTAL
11/06/2020	GGG	Telephone conference with client re: status and upcoming court date.	\$350.00	0.4	\$140.00
01/06/2021	GGG	Review paternity reports. Prepare document production. Email communications with client and opposing counsel re: paternity reports.	\$350.00	0.4	\$140.00
01/06/2021	GGG	Prepare for and attend Court hearing. Email communications and telephone conferences with client and with opposing counsel re: custody arrangements and other related issues.	\$350.00	1.5	\$525.00
01/07/2021	GGG	Draft Order from Court hearing and forward to opposing counsel for review.	\$350.00	1.0	\$350.00
01/13/2021	GGG	Email communications with opposing counsel and client.	\$350.00	0.3	\$105.00
Totals:				<b>3.6</b>	<b>\$1,260.00</b>

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Time Entry Sub-Total: \$1,260.00

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**Sub-Total:** \$1,260.00

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**Total:** \$1,260.00

**Amount Paid:** \$1,260.00

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**BALANCE DUE:** **\$0.00**

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Payment History

Activity	Date	Payment Method	Amount	Responsible User	Deposited Into
Payment Received	Feb 1, 2021	Trust	\$1,260.00	Gregory G. Gordon (Attorney)	Operating

Account Summary

Jose Gamboa's Trust History

Balance As Of 02/01/2021: \$1,240.00

Date	Related To	Details	Amount	Balance
02/01/2021	10193	Payment from trust	-\$1,260.00	\$1,240.00
11/10/2020	--	Trust deposit	\$2,500.00	\$2,500.00
11/02/2020	10179	Payment from trust	-\$338.00	\$0.00
09/18/2020	10162	Payment from trust	-\$910.00	\$338.00
07/13/2020	10139	Payment from trust	-\$630.00	\$1,248.00
06/01/2020	01018	Payment from trust	-\$1,622.00	\$1,878.00
05/07/2020	--	Trust deposit	\$1,500.00	\$3,500.00
04/06/2020	--	Trust deposit	\$2,000.00	\$2,000.00



**Gregory Gordon Law, P.C.**  
4795 South Durango  
Las Vegas, NV 89147  
United States  
(702) 363-1072



**Jose Gamboa**  
132 Dogwood  
Henderson, NV 89015

**Balance Forwarded** \$370.00  
**Invoice #** to #10224  
**Invoice Date** 10206  
**Payment Terms** March 1, 2021  
**Due Date**

---

**Jose Gamboa - Divorce** (2001620)

**Time Entries**

DATE	EE	DESCRIPTION	RATE	HOURS	LINE TOTAL
02/03/2021	GGG	Email communications with client and opposing counsel re: custody schedule.	\$350.00	0.2	\$70.00
02/04/2021	GGG	Email communications with opposing counsel and client re: switching visitation weeks.	\$350.00	0.3	\$105.00
02/17/2021	GGG	Prepare for and attend Court hearing / status check.	\$350.00	0.8	\$280.00
02/18/2021	GGG	Draft Opposition to Defendant's Motion for Rehearing. Telephone conference with client. Review Defendant's Motion for rehearing.	\$350.00	2.5	\$875.00
02/23/2021	GGG	Revise and finalize Opposition to Jazleen's motion for reconsideration.	\$350.00	0.8	\$280.00
			Totals:	<b>4.6</b>	<b>\$1,610.00</b>

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Time Entry Sub-Total: \$1,610.00

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**Sub-Total:** \$1,610.00

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**Total:** \$1,610.00

**Amount Paid:** \$1,240.00

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**BALANCE DUE:** **\$370.00**

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BALANCE FORWARDED TO INVOICE [#10224](#)

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## Payment History

Activity	Date	Payment Method	Amount	Responsible User	Deposited Into
Balance Forwarded	May 12 2021, 5:40 pm	--	\$370.00	Gregory G. Gordon (Attorney)	--
Payment Received	Mar 1, 2021	Trust	\$1,240.00	Gregory G. Gordon (Attorney)	Operating

## Account Summary

### Jose Gamboa's Trust History

Balance As Of 03/01/2021: \$0.00

Date	Related To	Details	Amount	Balance
03/01/2021	10206	Payment from trust	-\$1,240.00	\$0.00
02/01/2021	10193	Payment from trust	-\$1,260.00	\$1,240.00
11/10/2020	--	Trust deposit	\$2,500.00	\$2,500.00
11/02/2020	10179	Payment from trust	-\$338.00	\$0.00
09/18/2020	10162	Payment from trust	-\$910.00	\$338.00
07/13/2020	10139	Payment from trust	-\$630.00	\$1,248.00
06/01/2020	01018	Payment from trust	-\$1,622.00	\$1,878.00
05/07/2020	--	Trust deposit	\$1,500.00	\$3,500.00
04/06/2020	--	Trust deposit	\$2,000.00	\$2,000.00

**Gregory Gordon Law, P.C.**  
4795 South Durango  
Las Vegas, NV 89147  
United States  
(702) 363-1072



**Jose Gamboa**  
132 Dogwood  
Henderson, NV 89015

**Balance Forwarded** \$1,070.00  
**Invoice #** to #10234  
**Invoice Date** 10224  
**Payment Terms** May 12, 2021  
**Due Date**

---

**Jose Gamboa - Divorce** (2001620)

**Time Entries**

DATE	EE	DESCRIPTION	RATE	HOURS	LINE TOTAL
03/17/2021	GGG	Prepare for and attend court hearing. Telephone conferences with client.	\$350.00	0.6	\$210.00
03/19/2021	GGG	Draft Order from hearing.	\$350.00	0.4	\$140.00
04/28/2021	GGG	Draft discovery requests, including document requests, interrogatory requests, and requests for admission.	\$350.00	1.0	\$350.00
			Totals:	<b>2.0</b>	<b>\$700.00</b>

**Unpaid Invoice Balance Forward**

INVOICE #	INVOICE TOTAL	AMOUNT PAID	DUE DATE	BALANCE FORWARD
10206	\$1,610.00	\$1,240.00	--	\$370.00
Balance Forward:				<b>\$370.00</b>

Time Entry Sub-Total:	\$700.00
<b>Sub-Total:</b>	\$700.00
Balance Forward:	\$370.00
<b>Total:</b>	\$1,070.00
<b>Amount Paid:</b>	\$0.00
<b>BALANCE DUE:</b>	<b>\$1,070.00</b>
BALANCE FORWARDED TO INVOICE <a href="#">#10234</a>	

## Payment History

Activity	Date	Payment Method	Amount	Responsible User	Deposited Into
Balance Forwarded	Jun 22 2021, 12:59 pm	--	\$1,070.00	Gregory G. Gordon (Attorney)	--

**Gregory Gordon Law, P.C.**  
4795 South Durango  
Las Vegas, NV 89147  
United States  
(702) 363-1072



**Jose Gamboa**  
132 Dogwood  
Henderson, NV 89015

**Balance** \$890.00  
**Forwarded** to #10258  
**Invoice #** 10234  
**Invoice Date** June 22, 2021  
**Payment Terms**  
**Due Date**

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**Jose Gamboa - Divorce** (2001620)

**Time Entries**

DATE	EE	DESCRIPTION	RATE	HOURS	LINE TOTAL
06/07/2021	GGG	Send EDCR 2.34 letter to opposing counsel re: unanswered discovery.	\$350.00	0.4	\$140.00
06/14/2021	GGG	Email and telephone communications with client and opposing counsel re: upcoming holidays.	\$350.00	0.4	\$140.00
06/17/2021	GGG	Email communications with opposing counsel re: discovery and child custodial issues.	\$350.00	0.4	\$140.00
Totals:				<b>1.2</b>	<b>\$420.00</b>

**Unpaid Invoice Balance Forward**

INVOICE #	INVOICE TOTAL	AMOUNT PAID	DUE DATE	BALANCE FORWARD
10224	\$1,070.00	\$0.00	--	\$1,070.00
Balance Forward:				<b>\$1,070.00</b>

Time Entry Sub-Total:	\$420.00
<b>Sub-Total:</b>	\$420.00
Balance Forward:	\$1,070.00
<b>Total:</b>	\$1,490.00
<b>Amount Paid:</b>	\$600.00
<b>BALANCE DUE:</b>	<b>\$890.00</b>
BALANCE FORWARDED TO INVOICE <a href="#">#10258</a>	

## Payment History

Activity	Date	Payment Method	Amount	Responsible User	Deposited Into
Balance Forwarded	Oct 4 2021, 11:56 am	--	\$890.00	Gregory G. Gordon (Attorney)	--
Payment Received	Aug 19, 2021	Credit Card #785-1EDD5 via portal	\$600.00	Jose Gamboa (Client)	Operating

**Gregory Gordon Law, P.C.**  
4795 South Durango  
Las Vegas, NV 89147  
United States  
(702) 363-1072



**Jose Gamboa**  
132 Dogwood  
Henderson, NV 89015

**Balance** \$4,635.00  
**Invoice #** 10258  
**Invoice Date** October 4, 2021  
**Payment Terms**  
**Due Date**

**Jose Gamboa - Divorce** (2001620)

**Securely pay online with your credit card**



<https://gregory-gordon-law-pc.mycase.com/xk8kkgng>

#### Time Entries

DATE	EE	DESCRIPTION	RATE	HOURS	LINE TOTAL
08/31/2021	GGG	Prepare Pre-Trial Memorandum.	\$350.00	1.5	\$525.00
09/01/2021	GGG	Revise Pre-Trial Memorandum. Update client's financial disclosure form.	\$350.00	0.8	\$280.00
09/08/2021	GGG	Attend Calendar Call	\$350.00	0.5	\$175.00
09/15/2021	GGG	Prepare exhibits for Trial.	\$350.00	0.4	\$140.00
09/19/2021	GGG	Preparation for trial.	\$350.00	1.5	\$525.00
09/20/2021	GGG	Prepare for and attend Court hearing.	\$350.00	4.5	\$1,575.00
09/21/2021	GGG	Prepare Findings of Fact, Conclusions of law and Decree of Divorce.	\$350.00	1.5	\$525.00
			Totals:	<b>10.7</b>	<b>\$3,745.00</b>

#### Unpaid Invoice Balance Forward

INVOICE #	INVOICE TOTAL	AMOUNT PAID	DUE DATE	BALANCE FORWARD
10234	\$1,490.00	\$600.00	--	\$890.00
Balance Forward:				<b>\$890.00</b>

Time Entry Sub-Total:	\$3,745.00
<b>Sub-Total:</b>	\$3,745.00
Balance Forward:	\$890.00
<b>Total:</b>	\$4,635.00
<b>Amount Paid:</b>	\$0.00
<b>BALANCE DUE:</b>	<b>\$4,635.00</b>



# EXHIBIT 2

1 **JUDGM**

2 Gregory G. Gordon, Esq.  
3 GREGORY GORDON LAW, PC  
4 Nevada Bar No. 5334  
5 4795 South Durango Drive  
6 Las Vegas, Nevada 89147  
7 Telephone: (702) 363-1072  
8 E-mail: [ggordon@gordonlvlaw.com](mailto:ggordon@gordonlvlaw.com)  
9 *Attorney for Plaintiff*

6 **DISTRICT COURT**  
7  
8 **CLARK COUNTY, NEVADA**

9 JOSE GAMBOA,  
10  
11 Plaintiff,

12 vs.

13 JAZLEEN GAMBOA,  
14  
15 Defendant.

CASE NO. D-20-606476-D  
DEPT. NO. P

14 **ORDER AND JUDGMENT FOR ATTORNEY'S FEES**

15 THIS MATTER has come before the Court pursuant to Plaintiff's Motion for  
16 Attorney's Fees following trial in this matter conducted on September 20, 2021.  
17 Plaintiff is represented by Gregory Gordon, Esq. Defendant represented by D.L.  
18 Sawyer Mann, Esq. The Court having reviewed the papers and pleadings on file in  
19 this case, having heard the testimony and evidence presented at the evidentiary  
20 hearing, and good cause appearing:

21 THE COURT FINDS that in its Decree and Findings of Fact, Conclusions of  
22 Law, and Judgment filed October 12, 2021, the Court determined that Plaintiff was  
23 the prevailing party on all central issues presented to the Court at trial. As such, the  
24 Court finds that Plaintiff is entitled to an award of attorney's fees and costs. The  
25 Court reserved jurisdiction to allow Plaintiff to submit a brief pursuant to Brunzell v.  
26 Golden Gate Nat'l Bank, 85 Nev. 345, 349, 455 P.2d 31, 33 (1969) and Memorandum  
27 of Fees and Costs in support his application;

28 . . .

1 THE COURT FINDS that Plaintiff was the prevailing party on all central  
2 issues presented to the Court at trial. The court finds that an award of attorney's fees  
3 and costs to Plaintiff is warranted and appropriate pursuant to NRS 125C.250, as well  
4 as NRS 18.010(2)(b) for the reasons cited in the Court's underlying decision, and  
5 other supporting caselaw granting the district court discretion to award attorney's fees  
6 and costs in family law matters.

7 THE COURT FINDS that the Court has given careful consideration to each  
8 and every one of the factors enumerated in Brunzell v. Golden Gate National Bank,  
9 85 Nev. 345, 349, 455 P.2d 31, 33 (1969), and based upon those factors, the award of  
10 attorney's fees herein to Plaintiff is reasonable.

11 a. The Court finds that Plaintiff's attorney is sufficiently qualified  
12 and experienced and performed more than adequately.

13 b. The nature of Plaintiff's request to establish and maintain  
14 paternity, joint legal and joint physical custody and preserve his rights to consistent  
15 and meaningful contact with the minor child and the importance of those issues to the  
16 Plaintiff necessitated that Plaintiff litigate this matter through the conclusion of the  
17 penultimate evidentiary hearing.

18 c. The character and difficulty of the work required by Plaintiff's  
19 attorney was increased by the importance of the issues at stake for the Plaintiff and  
20 the unreasonable actions and positions taken by Defendant in the litigation.

21 d. Plaintiff was the prevailing party on the central issues of paternity,  
22 child custody, characterization of the house sale proceeds, etc. addressed by the Court  
23 at the evidentiary hearing as set forth herein. The Court also finds that the amount of  
24 hours worked on the case by Plaintiff's attorney, and hourly rate charged were  
25 reasonable.

26 The Court has also taken into consideration the parties' respective financial  
27 means in making its award of attorneys fees as required by Miller v. Wilfong, 121  
28 Nev. 619, 119 P.3d 727 (2005).

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**BASED UPON THE FOREGOING,**

**IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** that Defendant shall be ordered to pay attorney's fees and costs to Plaintiff in the amount of \$ \_\_\_\_\_. This amount is hereby reduced to judgment against Defendant in favor of Plaintiff, with interest to accrue at the statutory rate until paid in full.

\_\_\_\_\_

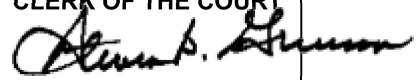
Submitted by:  
GREGORY GORDON LAW, PC

By: /s/ Gregory G. Gordon, Esq.  
GREGORY G. GORDON, ESQ.  
4795 South Durango Drive  
Las Vegas, Nevada 89147  
ggordon@gordonlvlaw.com  
Telephone: (702) 877-1500  
Attorney for Plaintiff

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**  
\*\*\*\*

Electronically Filed  
10/14/2021 10:50 AM  
Steven D. Grierson  
CLERK OF THE COURT



Jose Gamboa, Plaintiff  
vs.  
Jazleen Gamboa, Defendant.

Case No.: D-20-606476-D  
Department P

**NOTICE OF HEARING**

Please be advised that the Plaintiff's Motion for Attorney's Fees and Costs Pursuant to  
NRCF 54 in the above-entitled matter is set for hearing as follows:

**Date:** November 19, 2021  
**Time:** No Appearance Required  
**Location:** Chambers  
Family Courts and Services Center  
601 N. Pecos Road  
Las Vegas, NV 89101

**NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the  
Eighth Judicial District Court Electronic Filing System, the movant requesting a  
hearing must serve this notice on the party by traditional means.**

STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Cecilia Dixon  
Deputy Clerk of the Court

**CERTIFICATE OF SERVICE**

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion  
Rules a copy of this Notice of Hearing was electronically served to all registered users on  
this case in the Eighth Judicial District Court Electronic Filing System.

By: /s/ Cecilia Dixon  
Deputy Clerk of the Court

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

\*\*\*\*

Jose Gamboa, Plaintiff  
vs.  
Jazleen Gamboa, Defendant.

Case No.: D-20-606476-D  
Department P

**NOTICE OF HEARING**

Please be advised that the Plaintiff's Motion for Attorney's Fees and Costs Pursuant to NRCP 54 in the above-entitled matter is set for hearing as follows:

**Date:** November 19, 2021  
**Time:** 3:00 AM  
**Location:** Chambers  
Family Courts and Services Center  
601 N. Pecos Road  
Las Vegas, NV 89101

**NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, the movant requesting a hearing must serve this notice on the party by traditional means.**

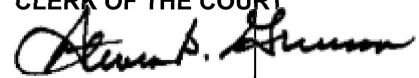
STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Cecilia Dixon  
Deputy Clerk of the Court

**CERTIFICATE OF SERVICE**

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System.

By: /s/ Cecilia Dixon  
Deputy Clerk of the Court



1 **NOAS**  
2 **DAVID L. MANN, ESQ.**  
3 Nevada Bar No. 11194  
4 5574 La Perla Ct.  
5 Las Vegas, NV 89122  
6 (702) 829-3448  
7 *Attorney for Defendant*

8 **DISTRICT COURT**  
9 **FAMILY DIVISION**  
10 **CLARK COUNTY, NEVADA**

11 JOSE GAMBOA,	)	
	)	CASE NO: D-20-606476-D
12 Plaintiff,	)	
13 vs.	)	DEPT. NO: P
	)	
14 JAZLEEN GAMBOA,	)	DOCKET NO:
	)	
15 Defendant.	)	
	)	

16 **NOTICE OF APPEAL**

17 Notice is hereby given that JAZLEEN GAMBOA, Defendant above named, hereby  
18 appeals to the Supreme Court of Nevada from the *Notice of Entry of Order* entered in this action  
19 on the 12<sup>th</sup> day of October, 2021.

20 Dated this 14<sup>th</sup> day of October, 2021.

21 By



22 **DAVID L. MANN, ESQ.**  
23 Nevada Bar No. 11194  
24 5574 La Perla Ct.  
25 Las Vegas, NV 89122  
(702) 829-3448  
*Attorney for Defendant*

1 **CERTIFICATE OF E-SERVICE**

2 I HEREBY CERTIFY that on the 14<sup>th</sup> day of October, 2021, I served *Notice of*  
3 *Appeal* pursuant to NRCP 5(b) and EDCR 8.05 via electronic service to the following:

4  
5 GREGORY G. GORDON, ESQ.  
6 G.Gordon@GordonLVLaw.com  
7 *Attorney for Plaintiff*

8 Dated this 14<sup>th</sup> day of October, 2021

9 By:   
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