

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE
GUARDIANSHIP OF THE PERSON
AND ESTATE OF KATHLEEN JUNE
JONES, PROTECTED PERSON

KATHLEEN JUNE JONES,

Appellant,

vs.

ROBYN FRIEDMAN; AND DONNA
SIMMONS,

Respondents.

No. 83967

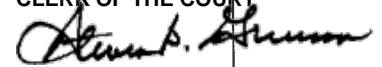
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Clerk of Supreme Court

**RESPONDENTS' APPENDIX
Volume 11 (Nos. 1909–2038)**

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8 **DISTRICT COURT**

9 **CLARK COUNTY, NEVADA**

10 IN THE MATTER OF THE GUARDIANSHIP)
11 OF THE PERSON AND ESTATE OF:)
12 Kathleen June Jones,)
13 An Adult Protected Person.)
14 _____)

Case Number: G-19-052263-A
Department: B

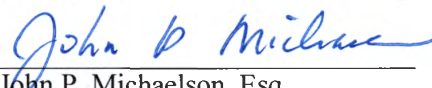
15 **NOTICE OF ENTRY OF ORDER**

16 To: Whom It May Concern:

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

20 DATED: August 17, 2020.

21 MICHAELSON & ASSOCIATES, LTD.



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24 Patrick C. McDonnell, Esq.
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2200 Paseo Verde Parkway, Ste. 160
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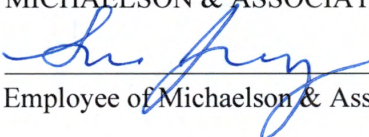
CERTIFICATE OF SERVICE

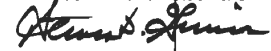
Pursuant to Nevada Rule of Civil Procedure 5(b), the undersigned hereby certifies that on August 17, 2020, a copy of the Notice of Entry of Order Granting Robyn Friedman's and Donna Simmons' Petition for Attorneys Fees In Part and said Order was mailed by regular US first class mail, postage prepaid,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

Jeffrey R. Sylvester jeff@sylvesterpolednak.com Kelly L. Easton kellye@sylvesterpolednak.com Co-Counsel for Petitioners, Robyn Friedman and Donna Simmons	Maria L. Parra-Sandoval, Esq. Legal Aid Center of Southern Nevada mparra@lacs.org Penny Walker pwalker@lacs.org
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CLERK OF THE COURT

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Attorneys for Robyn Friedman and
Donna Simmons

DISTRICT COURT

CLARK COUNTY, NEVADA

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

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

<input type="checkbox"/> TEMPORARY GUARDIANSHIP	<input checked="" type="checkbox"/> GENERAL GUARDIANSHIP
<input type="checkbox"/> Person	<input type="checkbox"/> Person
<input type="checkbox"/> Estate	<input type="checkbox"/> Estate
<input type="checkbox"/> Person and Estate	<input checked="" type="checkbox"/> Person and Estate
<input type="checkbox"/> SPECIAL GUARDIANSHIP	<input checked="" type="checkbox"/> NOTICES / SAFEGUARDS
<input type="checkbox"/> Person	<input checked="" type="checkbox"/> Blocked Account
<input type="checkbox"/> Estate <input type="checkbox"/> Summary Admin.	<input type="checkbox"/> Bond Posted
<input type="checkbox"/> Person and Estate	<input type="checkbox"/> Public Guardian Bond

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

1 Sylvester & Polednak, Ltd. appearing via audio visual communications on behalf
2 of Robyn Friedman and Donna Simmons, Robyn Friedman and Donna Simmons,
3 appearing telephonically; Maria L. Parra-Sandoval, Esq. having also appeared via
4 audiovisual communications on behalf of the protected person, Kathleen June
5 Jones; Ty E. Kehoe, Esq. of Kehoe & Associates, Matthew C. Piccolo, Esq. of
6 Piccolo Law Offices and Laura A. Deeter, Esq. of Ghandi, Deeter, Blackham also
7 appearing via audio visual communications and/or telephonically, on behalf of
8 Rodney Gerald Yeoman; and Ross E. Evans, Esq. of Solomon Dwiggins &
9 Freer, Ltd., appearing on behalf of Kimberly Jones, and this Court having
10 examined the Petition and the oppositions filed thereto, having considered oral
11 arguments and being fully informed of the matter, the Court finds and orders the
12 following:
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16 **THE COURT FINDS** that there was a need for a Temporary Guardian
17 and the Protected Person benefitted from the Temporary Guardianship
18 proceeding.
19

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

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

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

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

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

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

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

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

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

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

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

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

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

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

18 **THE COURT FURTHER FINDS** that pursuant to NRS 159.344(4)(a-d),
19 itemized, detailed statements as to the nature and extent of the legal services
20 performed were provided.
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1 **THE COURT FURTHER FINDS** that under NRS 159.344(5)(b), the
2 services provided have conferred an actual benefit upon Ms. Jones and have
3 advanced her best interest.

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

11 **THE COURT FURTHER FINDS** in deciding the reasonableness of
12 attorney's fees, the court must consider four factors outlined in *Brunzell v. Golden*
13 *Gate Nat 'l Bank*, 85 Nev. 345, 349-350, 455 P.2d 31.33-34 (1969) as follows: "(1)
14 the qualities of the advocate: his ability, his training, education experience,
15 professional standing and skill; (2) the character of work to be done: its difficulty,
16 its intricacy, its importance, time, and skill required, the responsibility imposed
17 and the prominence and character of the parties where they affect the importance
18 of litigation ; (3) the work actually performed by the lawyer: the skill, time and
19 attention given to the work; and (4) the result whether the attorney was successful
20 and what benefits were derived."
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1 **THE COURT FURTHER FINDS** pursuant to NRS 159.344(5)(c),
2 Michaelson & Associates, Ltd. is a reputable firm practicing in the area of
3 guardianship and elder law. Michaelson & Associates, Ltd. was founded in Nevada
4 in 1992 with an emphasis on business and estate planning. The firm's attorneys
5 also provide representation to seniors in the areas of Veterans Administration
6 benefits and Medicaid. John P. Michaelson has personally acted as lead attorney on
7 hundreds of guardianships matter in Clark County and has remained heavily
8 involved in the community of guardianship and elder law in Nevada. Mr.
9 Michaelson has chaired the Elder Law Section of the Nevada State Bar served for
10 over three years as president of the Nevada Wealth Counsel Forum and is an active
11 member of the National Academy of Elder Law Attorneys as well as Veterans
12 Action Group, a Nevada non-profit. Mr. Michaelson currently serves as a member
13 of the Guardianship Commission and is co-chair of the guardianship rules
14 subcommittee.
15

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

21 **THE COURT FURTHER FINDS** under NRS 159.344(5)(e), the work
22 actually performed is documented which also shows the time and attention given
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1 to the legal services provided in relation to seeking appointment of Petitioners as
2 guardians of her person and estate.

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

7
8 **THE COURT FURTHER FINDS** under NRS 159.344(5)(g), Mr.
9 Michaelson charges an hourly rate of \$450.00 per hour. His senior and associate
10 attorneys charge a rate of \$350.00 and \$300.00 per hour, respectively and his
11 paralegals charge a rate of \$150.00 per hour.

12
13 **THE COURT FURTHER FINDS** under NRS 159.344(5)(i), services were
14 provided in a reasonable, efficient and cost effective manner. Much work was
15 performed by a paralegal or secretary and prior work product was emulated as
16 much as possible to reduce the total time spent working on this case.

17
18 **THE COURT FURTHER FINDS** under NRS 159.344(5)(j), as shown by
19 the Inventory on file, the nature, extent and liquidity of Ms. Jones estate are not
20 sufficient to pay the requested attorney's fees outright. Ms. Jones' foreseeable
21 expenses that could take precedence over the requested attorney's fees include
22 costs for her facility, medications and day-to-day needs. Said expenses are
23 documented in the Budget on file herein. Although the funds in Ms. Jones'
24
25

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

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

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

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

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

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

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

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

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

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

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

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

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

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

1 to recover fees incurred before appointment of a conservator is self-
2 evident.
3 *Conservatorship of Bryant*, 45 Cal. App. 4th 117, 124, 52 Cal. Rptr. 2d 755, 759
4 (1996).

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

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

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

16 **NOWTHEREFORE, IT IS HEREBY ORDERED, ADJUGED AND**
17 **DECREED** that Robyn Friedman and Donna Simmons are awarded attorneys'
18 fees to be paid from the guardianship estate in the amount of \$57,742.16, which
19 represents the Petitioners' adjustments and explanations for each billing entry in
20 response to Legal Aid's specific objection, contained in Exhibit 1 to Response to
21
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1 Kathleen June Jones' Objection to Petition for Approval of Attorneys' Fees filed
2 on March 12, 2020;

3 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the
4 attorneys fees in the amount of \$57,742.16 is hereby reduced to a judgment that
5 may be domesticated by Robyn Friedman and Donna Simmons against the
6 protected person's real property located at 1054 S. Verde Street, Anaheim,
7 California 92805, APN 234-056-10.
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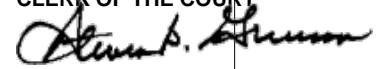
9 DATED: _____, 2020.

Dated this 12th day of August, 2020

Linda Marquis

DISTRICT COURT JUDGE

E29 67A 9195 9067
Linda Marquis
District Court Judge



1 **NOAS**
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3 Nevada Bar No. 13736
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5 **LEGAL AID CENTER OF**
6 **SOUTHERN NEVADA, INC.**
7 725 E. Charleston Blvd
8 Las Vegas, NV 89104
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11 *Attorney for Kathleen June Jones, Protected Person*

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

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

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

KATHLEEN JUNE JONES,

An Adult Protected Person.

NOTICE OF APPEAL

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

DATED this 11th day of September, 2020.

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

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

Maria L. Parra-Sandoval, Esq.

Nevada Bar No. 13736

mparra@lacsns.org

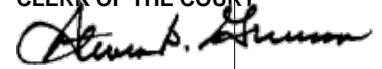
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Attorney for Kathleen J. Jones, Protected Person



Case No.: G-19-052263-A

Dept. No.: B

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

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

KATHLEEN JUNE JONES,

Adult Protected Person.

CASE APPEAL STATEMENT

1. Name of appellant filing this case appeal statement:

Kathleen June Jones

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

Judge Linda Marquis

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

Kathleen June Jones, Appellant

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

**4. Identify each respondent and the name and address of appellate counsel, if
known, for each respondent (if the name of a respondent's appellate counsel is unknown,
indicate as much and provide the name and address of that respondent's trial counsel):**

Robyn Friedman, Respondent*

Donna Simmons, Respondent*

*Both respondents are represented by the same attorneys:

John P. Michaelson, Esq.
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5. **Indicate whether any attorney identified above in response to question 3 or 4 is not licensed to practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission):**

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

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

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

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

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

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

N/A

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

September 19, 2019.

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

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

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

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

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

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

15 On March 12, 2020, Respondents filed their Response to (1) Kathleen June Jones'
16 Objection to Petition for Approval of Attorneys' Fees and Costs and Request to Enter a
17 Judgment Against the Real Property of the Estate; (2) Response to Kimberly Jones' Joinder to
18 Objection to Friedman and Simmons' Petition for Approval of Attorneys' Fees and Costs and
19 request to Enter a Judgment Against the Real Property of the Estate; and (3) Response to Joinder
20 to Opposition to Petition for Approval of Attorney's Fees and Costs and Request to Enter a
21 Judgment Against Real Property of the Estate Filed by Rodney Gerald Yeoman. In their
22 Response, Respondents conceded that the rate of \$200 an hour for paralegal assistance was
23 excessive. Respondents recalculated their paralegal fees at \$150 per hour along with courtesy
24 reductions, and reduced their total request to \$57,742.16—still a very significant amount for
25 one month of service.
26
27
28

1 On April 15, 2020, the district court held the hearing on the Petition for Fees and
2 subsequent Objections. During oral argument, Respondents cited to a California case to support
3 their position that fees incurred for the separate probate matter should be paid from Appellant's
4 estate. Appellant objected to the court's reliance on the California case as it was not provided
5 to counsel and counsel had no opportunity to differentiate the case from the facts in this case.
6 The district court judge granted the Petition for Fees, however she *did not state* the actual
7 amount of fees granted nor whether they were reasonable and payable from the estate. The
8 district court judge further did not make any findings on the record whether the fees were
9 excessive, unreasonable or just, whether the rates charged were reasonable or whether
10 Appellant's estate could sustain said fees. The district court judge simply asked the Parties to
11 submit a proposed Order electronically and she would make changes to it. The proposed order
12 was not circulated to Appellant's Counsel, as is customary in guardianship court.
13

14
15 After almost *four* months, the district court issued its Order, on August 12, 2020. The
16 district court granted the *entirety* of the Respondent's requested fees (minus the amount reduced
17 for paralegal fees that Respondents had conceded were excessive and some courtesy
18 reductions), despite the district court's oral pronouncement that it was granting fees, in part.
19 Thus, the amount of Respondents' attorney's fees and costs awarded from Appellant's estate is
20 \$57,742.16. Appellant is appealing this Order.
21

22
23 **11. Indicate whether the case has previously been the subject of an appeal to**
24 **or original writ proceeding in the Supreme Court and, if so, the caption and Supreme**
25 **Court docket number of the prior proceeding:**

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

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

1 The case does not involve child custody or visitation.

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

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

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

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

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

13 Maria L. Parra-Sandoval, Esq.

14 Nevada Bar No. 13736

15 mparra@lacsnsn.org

16 725 E. Charleston Blvd

17 Las Vegas, NV 89104

18 *Attorney for Appellant Kathleen June Jones*
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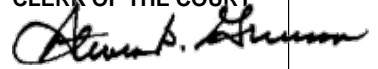
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23



1 **SUGG**
2 GHANDI DEETER BLACKHAM

3 Laura A. Deeter, Esq.
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6 Las Vegas, Nevada 89101
7 Telephone: (702) 878-1115
8 Facsimile: (702) 979-2485
9 laura@ghandilaw.com

6 KEHOE & ASSOCIATES
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15 Tel: (702) 630-5030
16 Fax: (702) 944-6630
17 matt@piccololawoffices.com
18 *Attorneys for Rodney Gerald Yeoman*

15 **EIGHTH JUDICIAL DISTRICT COURT**

16 **FAMILY DIVISION**

17 **CLARK COUNTY, NEVADA**

19 In the matter of the Guardianship of the Person
20 and Estate of:

20 KATHLEEN JUNE JONES,
21 Adult Protected Person.

Case No.: G-19-052263-A

Dept. No: B

22 **SUGGESTION OF DEATH UPON THE RECORD UNDER NRCP 25 (a)(2)**

23 Counsel for Petitioner suggest upon the record, pursuant to NRCP 25, the death of
24

1 RODNEY GERALD YEOMAN on August 14, 2020, during the pendency of this action.

2 DATED this 6th day of October, 2020.

3 GHANDI DEETER BLACKHAM

4 Laura A. Deeter

5 Laura A. Deeter (Oct 6, 2020 14:56 PDT)

6 Laura A. Deeter, Esq.

7 Nevada Bar No. 10562

8 725 S. 8th Street, Suite 100

9 Las Vegas, NV 89101

10 *Attorneys for Rodney Gerald Yeoman*

11 **CERTIFICATE OF MAILING**

12 That on the 6th day of October, 2020, I deposited in the Post Office at Las Vegas,
13 Nevada, a copy of the within SUGGESTION OF DEATH UPON THE RECORD UNDER NRCP
14 25 (a)(2), enclosed in a sealed envelope, upon which postage was fully prepaid, and addressed as
15 follows, and pursuant to EDCR 8.05(a) and 8.05(f) and Rule 9 of N.E.F.C.R, caused an electronic
16 copy to be served via Odyssey to the email addresses noted below:

17 **Via Electronic Service**

18 Ty E. Kehoe, Esq.

19 Kehoe & Associates

20 871 Coronado Center Drive, Suite 200

21 Henderson, NV 89052

22 tykehoelaw@gmail.com

23 *Co-Counsel for Rodney Gerald*

24 *Yeoman*

Via Electronic Service

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matt@piccololawoffices.com

Co-Counsel for Rodney Gerald Yeoman

Via Electronic Service

Maria L. Parra-Sandoval, Esq.

Legal Aid Center of

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725 E. Charleston Blvd.

Las Vegas, NV 89104

mparra@lacsns.org

Attorney for Protected Person

Via Electronic Service

Geraldine Tomich, Esq.

Marquis Aurbach Coffing

10001 Park Run Drive

Las Vegas, NV 89145

gtomich@maclaw.com

Attorneys for Kimberly Jones

Via Electronic Service

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Marquis Aurbach Coffing
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Las Vegas, NV 89145
jbeckstrom@maclaw.com
Attorneys for Kimberly Jones

Via Electronic Service

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Las Vegas, NV 89134
jeff@sylvesterpolednak.com
*Attorneys for Robyn Friedman
and Donna Simmons*

Via First Class Mail

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1054 S. Verde St.
Anaheim, CA 92805

Via First Class Mail

Jon Criss
804 Harksness Ln., Unit 3
Redondo Beach, CA 90278

Via First Class Mail

Tiffany O'Neal
177 N. Singingwood St., Unit 13
Orange, Ca 92869

Via First Class Mail

Ampersand Man
c/o Robyn Friedman
2824 High Sail Ct.
Las Vegas, NV 89117

Via Electronic Service

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*Attorneys for Robyn Friedman
and Donna Simmons*

Via First Class Mail

Teri Butler
586 N. Magdalena St.
Dewey, AZ 86327

Via First Class Mail

Jen Adamo
14 Edgewater Dr.
Magnolia, DE 19962

Via First Class Mail

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

Via First Class Mail

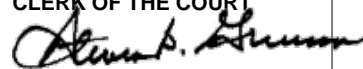
Cortney Simmons
765 Kimbark Ave.
San Bernardino, CA 92407

Via Electronic Service

Sonia Jones,
Guardianship Financial Forensic Specialist
Guardianship Compliance Office
Supreme Court of Nevada
408 E. Clark Ave.
Las Vegas, NV 89101
sjones@nvcourts.nv.gov

/s/ Faydra Ross

An employee of Ghandi Deeter Blackham



1 **Marquis Aurbach Coffing**
2 Geraldine Tomich, Esq.
3 Nevada Bar No. 8369
4 James A. Beckstrom, Esq.
5 Nevada Bar No. 14032
6 10001 Park Run Drive
7 Las Vegas, Nevada 89145
8 Telephone: (702) 382-0711
9 Facsimile: (702) 382-5816
10 gtomich@maclaw.com
11 jbeckstrom@maclaw.com
12 *Attorneys for Kimberly Jones*

13 **DISTRICT COURT**
14 **CLARK COUNTY, NEVADA**

15 In the Matter of the Guardianship of the Person
16 and Estate of,

17 **KATHLEEN JUNE JONES,**

18 Protected Person.

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

19 **NOTICE OF ENTRY OF ORDER**

20 Please take notice that an Order Re: Motion for Reconsideration was entered in the
21 above-captioned matter on the 27th day of October, 2020, a copy of which is attached hereto.

22 Dated this 27th day of October, 2020.

23 **MARQUIS AURBACH COFFING**

24 By /s/ James A. Beckstrom

25 Geraldine Tomich, Esq.
26 Nevada Bar No. 8369
27 James A. Beckstrom, Esq.
28 Nevada Bar No. 14032
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorney(s) for Kimberly Jones

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **NOTICE OF ENTRY OF ORDER** was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 27th day of October, 2020. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:¹

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

Matthew C. Piccolo, Esq.
PICCOLO LAW OFFICES
2450 St. Rose Pkwy., Ste. 210
Henderson, NV 89074

Laura A. Deeter, Esq.
GHANDI DEETER BLACKHAM
725 S. 8th Street, Ste. 100
Las Vegas, NV 89101

Attorneys for Richard and Candice Powell, Rodney Gerald Yeoman

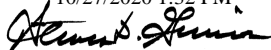
Maria L. Parra-Sandoval, Esq.
LEGAL AID OF SOUTHERN NEVADA
725 E. Charleston Blvd.
Las Vegas, NV 89104
Attorney for Kathleen June Jones Protected Person

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage prepaid, addressed to:

N/A

/s/ Cheryl Becnel
An employee of Marquis Aurbach Coffing

¹ Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).


CLERK OF THE COURT

1 **Marquis Aurbach Coffing**
2 Geraldine Tomich, Esq.
3 Nevada Bar No. 8369
4 James A. Beckstrom, Esq.
5 Nevada Bar No. 14032
6 10001 Park Run Drive
7 Las Vegas, Nevada 89145
8 Telephone: (702) 382-0711
9 Facsimile: (702) 382-5816
10 gtomich@maclaw.com
11 jbeckstrom@maclaw.com
12 *Attorneys for Kimberly Jones*

13 **DISTRICT COURT**
14 **CLARK COUNTY, NEVADA**

15 In the Matter of the Guardianship of the Person
16 and Estate of,

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

17 KATHLEEN JUNE JONES,
18 Protected Person.

Hearing Date: October 7, 2020
Hearing Time: 9:00 a.m.

19 **ORDER RE: MOTION FOR RECONSIDERATION**

20 This matter having come before this Court before the Honorable Linda Marquis for a
21 hearing on Rodney Gerald Yeoman's Motion Pursuant to EDCR 2.24, NRCP 52, 59, and 60,
22 Regarding Decision and Order Entered on May 21, 2020 ("Motion") on the 7th day of October,
23 2020, at 9:00 a.m. James A. Beckstrom, Esq. of the law firm of Marquis Aurbach Coffing,
24 appearing on behalf of Kimberly Jones, as Guardian of the Person and Estate of Kathleen June
25 Jones, Ty Kehoe, Esq., Laura Deeter, Esq., and Matthew Piccolo, Esq., appearing on behalf of
26 Rodney Gerald Yeoman, Maria L. Parra-Sandoval, Esq. appearing on behalf of Kathleen June
27 Jones, and John P. Michaelson, Esq. appearing on behalf of Robyn Friedman and Donna
28 Simmons. The Court having reviewed the papers and pleadings on file and heard oral arguments
of counsel, hereby FINDS and ORDERS as follows:

1. The Motion is hereby **DENIED** and the Court adopts the statement of law set
forth within Kimberly Jones Opposition and by the Court on the record.

2. Rodney Gerald Yeoman's oral Motion to Stay the Court's May 21, 2020 Order is
DENIED.

3. The original \$2,588.50 as reflected in the Court's May 21, 2020 remains unchanged and shall be paid to the Guardian of the Protected Person within five (5) business days from entry of this Order.

Dated this 26th day of October, 2020.

Dated this ____ day of October, 2020.

MARQUIS AURBACH COFFING

KEHOE & ASSOCIATES

By: /s/ James A. Beckstrom

By: Refused to Sign

Geraldine Tomich, Esq.
Nevada Bar No. 8369
James A. Beckstrom, Esq.
Nevada Bar No. 14032
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Kimberly Jones, as
Guardian of the Person and
Estate of Kathleen June Jones

Ty E. Kehoe, Esq.
871 Coronado Center Drive, Ste. 200
Henderson, NV 89052
Attorney for Richard and Candice
Powell, Rodney Gerald Yeoman

Dated this ____ day of October, 2020.

Dated this 26th day of October, 2020.

PICCOLO LAW OFFICES

LEGAL AID OF SOUTHERN NEVADA

By: Refused to Sign

Matthew C. Piccolo, Esq.
2450 St. Rose Pkwy., Ste. 210
Henderson, NV 89074
Attorney for Richard and Candice
Powell, Rodney Gerald Yeoman

By: /s/ Maria L. Parra-Sandoval

Maria L. Parra-Sandoval, Esq.
725 E. Charleston Blvd.
Las Vegas, NV 89104
Attorney for Kathleen June Jones
Protected Person

Dated this ____ day of October, 2020.

GHANDI DEETER BLACKHAM

By: /s/ Refused to Sign

Laura A. Deeter, Esq.
725 S. 8th Street, Ste. 100
Las Vegas, NV 89101
Attorney for Richard and Candice
Powell, Rodney Gerald Yeoman

Title: Order Re Motion For Reconsideration
Case No.: G-19-052263-A
Dept. No.: B

ORDER

IT IS SO ORDERED.

Dated this ___ day of October, 2020.

DISTRICT COURT JUDGE

Respectfully Submitted by:

MARQUIS AURBACH COFFING

Dated this 27th day of October, 2020

By: /s/ James A. Beckstrom

Geraldine Tomich, Esq.
Nevada Bar No. 8369
James A. Beckstrom, Esq.
Nevada Bar No. 14032
10001 Park Run Drive
Las Vegas, Nevada 89145
*Attorneys for Kimberly Jones, as
Guardian of the Person and
Estate of Kathleen June Jones*



D4B 44E 5390 111C
Linda Marquis
District Court Judge

Cheryl Becnel

From: Maria Parra-Sandoval <MParra@lacs.org>
Sent: Monday, October 26, 2020 10:41 AM
To: Cheryl Becnel
Cc: James A. Beckstrom; 15820_001 _Guardianship of Kathleen June Jones_ c_o Kimberly Jones_Quiet Title _ Lis Pendens_ 4_ E_Mails _EMAIL_ 15820_001
Subject: Re: [External] In re Guardianship/Estate of Kathleen June Jones [IWOV-iManage.FID1091261]

Approved.

Maria Parra-Sandoval

Sent from my iPhone

On Oct 26, 2020, at 9:54 AM, Cheryl Becnel <CBecnel@maclaw.com> wrote:

Good Morning Ms. Para-Sandoval:

Please inform me if you approve of the attached orders and give permission to affix your electronic signature to them. Mr. Beckstrom would like to move forward with submitting the orders.

1. Order re Motion for Reconsideration
2. Order Denying Motion to Consolidate

Thank you,
<image001.jpg>

Cheryl Becnel | Legal Assistant to

Christian T. Balducci, Esq.
James A. Beckstrom, Esq.
10001 Park Run Drive
Las Vegas, NV 89145
t | 702.821.2427 f | 702.382.5816
cbecnel@maclaw.com
maclaw.com



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DO NOT read, copy or disseminate this communication unless you are the intended addressee. This e-mail communication contains confidential and/or privileged information intended only for the addressee. If you have received this communication in error, please call us (collect) immediately at (702) 382-0711 and ask to speak to the sender of the communication. Also please e-mail the sender and notify the sender immediately that you have received the communication in error. Thank you. Marquis Aurbach Coffing - Attorneys at Law

From: Cheryl Becnel <CBecnel@maclaw.com>
Sent: Tuesday, October 20, 2020 10:07 AM
To: Ty <tykehoelaw@gmail.com>; Maria Para-Sandoval <mparra@lacs.org>; Matthew C. Piccolo <matt@piccololawoffices.com>; Laura Deeter <laura@ghandilaw.com>
Cc: James A. Beckstrom <jbeckstrom@maclaw.com>; '15820_001 _Guardianship of Kathleen June Jones_ c_o Kimberly Jones_Quiet Title _ Lis Pendens_ 4_ E_Mails _EMAIL_ 15820_001'

<{F1091261}.iManage@AMUN.marquisaurbach.com>

Subject: In re Guardianship/Estate of Kathleen June Jones [IWOV-iManage.FID1091261]

Good Morning Counsel,

For your review, comment and/or signature, please see the attached Orders regarding the above referenced matter. If approved, please either sign and send back the signature page or email me permission to affix your electronic signature to the orders.

1. Order re Motion for Reconsideration
2. Order Denying Motion to Consolidate

Thank you,
<image001.jpg>

Cheryl Becnel | Legal Assistant to

Christian T. Balducci, Esq.

James A. Beckstrom, Esq.

10001 Park Run Drive

Las Vegas, NV 89145

t | 702.821.2427 f | 702.382.5816

cbecnel@maclaw.com

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DO NOT read, copy or disseminate this communication unless you are the intended addressee. This e-mail communication contains confidential and/or privileged information intended only for the addressee. If you have received this communication in error, please call us (collect) immediately at (702) 382-0711 and ask to speak to the sender of the communication. Also please e-mail the sender and notify the sender immediately that you have received the communication in error. Thank you. Marquis Aurbach Coffing - Attorneys at Law

<Order Re_ Motion for Reconsideration.DOCX>

<Order Denying Motion to Consolidate.DOCX>

1 CSERV

2 DISTRICT COURT
3 CLARK COUNTY, NEVADA
4

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

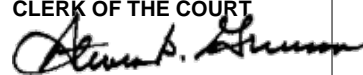
10 **AUTOMATED CERTIFICATE OF SERVICE**

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: 10/27/2020

15 Kelly Easton	kellye@sylvesterpolednak.com
16 Cheryl Becnel	cbecnel@maclaw.com
17 Laura Deeter, Esq.	laura@ghandilaw.com
18 Faydra Ross	fr@ghandilaw.com
19 Lenda Murnane	lenda@michaelsonlaw.com
20 James Beckstrom	jbeckstrom@maclaw.com
21 Ty Kehoe	TyKehoeLaw@gmail.com
22 Jeffrey Sylvester	jeff@sylvesterpolednak.com
23 Maria Parra-Sandoval, Esq.	mparra@lacs.org
24 Kate McCloskey	NVGCO@nvcourts.nv.gov
25 Sonja Jones	sjones@nvcourts.nv.gov
26	
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1	LaChasity Carroll	lcarroll@nvcourts.nv.gov
2	Matthew Piccolo	matt@piccololawoffices.com
3	Penny Walker	pwalker@lacs.n.org
4	John Michaelson	john@michaelsonlaw.com
5	John Michaelson	john@michaelsonlaw.com
6	David Johnson	dcj@johnsonlegal.com
7	Geraldine Tomich	gtomich@maclaw.com
8	Matthew Whittaker	matthew@michaelsonlaw.com
9	Ammon Francom	ammon@michaelsonlaw.com
10	Matthew Whittaker	matthew@michaelsonlaw.com
11	Ammon Francom	ammon@michaelsonlaw.com
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1 **Marquis Aurbach Coffing**
2 Geraldine Tomich, Esq.
3 Nevada Bar No. 8369
4 James A. Beckstrom, Esq.
5 Nevada Bar No. 14032
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7 Las Vegas, Nevada 89145
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9 Facsimile: (702) 382-5816
10 gtomich@maclaw.com
11 jbeckstrom@maclaw.com
12 *Attorneys for Kimberly Jones*

13 **DISTRICT COURT**
14 **CLARK COUNTY, NEVADA**

15 In the Matter of the Guardianship of the Person
16 and Estate of,

17 KATHLEEN JUNE JONES,

18 Protected Person.

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

19 **NOTICE OF ENTRY OF ORDER**

20 Please take notice that an Order Denying Motion to Consolidate was entered in the
21 above-captioned matter on the 27th day of October, 2020, a copy of which is attached hereto.

22 Dated this 27th day of October, 2020.

23 MARQUIS AURBACH COFFING

24 By /s/ James A. Beckstrom

25 Geraldine Tomich, Esq.
26 Nevada Bar No. 8369
27 James A. Beckstrom, Esq.
28 Nevada Bar No. 14032
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorney(s) for Kimberly Jones

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **NOTICE OF ENTRY OF ORDER** was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 27th day of October, 2020. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:¹

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

Matthew C. Piccolo, Esq.
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2450 St. Rose Pkwy., Ste. 210
Henderson, NV 89074

Laura A. Deeter, Esq.
GHANDI DEETER BLACKHAM
725 S. 8th Street, Ste. 100
Las Vegas, NV 89101

Attorneys for Richard and Candice Powell, Rodney Gerald Yeoman

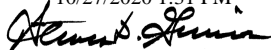
Maria L. Parra-Sandoval, Esq.
LEGAL AID OF SOUTHERN NEVADA
725 E. Charleston Blvd.
Las Vegas, NV 89104
Attorney for Kathleen June Jones Protected Person

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage prepaid, addressed to:

N/A

/s/ Cheryl Becnel
An employee of Marquis Aurbach Coffing

¹ Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).


CLERK OF THE COURT

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Attorneys for Kimberly Jones

DISTRICT COURT
CLARK COUNTY, NEVADA

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

KATHLEEN JUNE JONES,
Protected Person.

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

Hearing Date: October 7, 2020
Hearing Time: 9:00 a.m.

ORDER DENYING MOTION TO CONSOLIDATE

This matter having come before this Court before the Honorable Jacqueline Bluth for a hearing on Kimberly Jones, as Guardian of the Person and Estate of Kathleen June Jones' Motion to Consolidate ("Motion") on the 7th day of October, 2020, at 9:00 a.m. James A. Beckstrom, Esq. of the law firm of Marquis Aurbach Coffing, appearing on behalf of Kimberly Jones, as Guardian of the Person and Estate of Kathleen June Jones, Ty Kehoe, Esq., Laura Deeter, Esq., and Matthew Piccolo, Esq., appearing on behalf of Rodney Gerald Yeoman, and Maria L. Parra-Sandoval, Esq. appearing on behalf of Kathleen June Jones, and John P. Michaelson, Esq. appearing on behalf of Robyn Friedman and Donna Simmons. The Court having reviewed the papers and pleadings on file and heard oral arguments of counsel, hereby FINDS and ORDERS as follows:

1. The Motion is DENIED.

///

1 Dated this 26th day of October, 2020.

2 MARQUIS AURBACH COFFING

3
4 By: /s/ James A. Beckstrom

5 Geraldine Tomich, Esq.

6 Nevada Bar No. 8369

7 James A. Beckstrom, Esq.

8 Nevada Bar No. 14032

9 10001 Park Run Drive

10 Las Vegas, Nevada 89145

11 *Attorneys for Kimberly Jones, as*

12 *Guardian of the Person and*

13 *Estate of Kathleen June Jones*

14 Dated this ____ day of October, 2020.

15 PICCOLO LAW OFFICES

16 By: Refused to Sign

17 Matthew C. Piccolo, Esq.

18 2450 St. Rose Pkwy., Ste. 210

19 Henderson, NV 89074

20 *Attorney for Richard and Candice*

21 *Powell, Rodney Gerald Yeoman*

22 Dated this ____ day of October, 2020.

23 GHANDI DEETER BLACKHAM

24 By: Refused to Sign

25 Laura A. Deeter, Esq.

26 725 S. 8th Street, Ste. 100

27 Las Vegas, NV 89101

28 *Attorney for Richard and Candice*

Powell, Rodney Gerald Yeoman

Dated this ____ day of October, 2020.

KEHOE & ASSOCIATES

By: Refused to Sign

Ty E. Kehoe, Esq.

871 Coronado Center Drive, Ste. 200

Henderson, NV 89052

Attorney for Richard and Candice

Powell, Rodney Gerald Yeoman

Dated this 26th day of October, 2020.

LEGAL AID OF SOUTHERN NEVADA

By: /s/ Maria L. Parra-Sandoval

Maria L. Parra-Sandoval, Esq.

725 E. Charleston Blvd.

Las Vegas, NV 89104

Attorney for Kathleen June Jones

Protected Person

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

Title: Order Denying Motion to Consolidate
Case No.: G-19-052263-A
Dept. No.: B

ORDER

IT IS SO ORDERED.

Dated this ___ day of October, 2020.

DISTRICT COURT JUDGE

Respectfully Submitted by:

MARQUIS AURBACH COFFING

Dated this 27th day of October, 2020

By: /s/ James A. Beckstrom

Geraldine Tomich, Esq.
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10001 Park Run Drive
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*Attorneys for Kimberly Jones, as
Guardian of the Person and
Estate of Kathleen June Jones*



7E8 893 B49B F3DD
Linda Marquis
District Court Judge

Cheryl Becnel

From: Maria Parra-Sandoval <MParra@lacs.org>
Sent: Monday, October 26, 2020 10:41 AM
To: Cheryl Becnel
Cc: James A. Beckstrom; 15820_001 _Guardianship of Kathleen June Jones_ c_o Kimberly Jones_Quiet Title _ Lis Pendens_ 4_ E_Mails _EMAIL_ 15820_001
Subject: Re: [External] In re Guardianship/Estate of Kathleen June Jones [IWOV-iManage.FID1091261]

Approved.

Maria Parra-Sandoval

Sent from my iPhone

On Oct 26, 2020, at 9:54 AM, Cheryl Becnel <CBecnel@maclaw.com> wrote:

Good Morning Ms. Para-Sandoval:

Please inform me if you approve of the attached orders and give permission to affix your electronic signature to them. Mr. Beckstrom would like to move forward with submitting the orders.

1. Order re Motion for Reconsideration
2. Order Denying Motion to Consolidate

Thank you,
<image001.jpg>

Cheryl Becnel | Legal Assistant to

Christian T. Balducci, Esq.
James A. Beckstrom, Esq.
10001 Park Run Drive
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t | 702.821.2427 f | 702.382.5816
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From: Cheryl Becnel <CBecnel@maclaw.com>
Sent: Tuesday, October 20, 2020 10:07 AM
To: Ty <tykehoelaw@gmail.com>; Maria Para-Sandoval <mparra@lacs.org>; Matthew C. Piccolo <matt@piccololawoffices.com>; Laura Deeter <laura@ghandilaw.com>
Cc: James A. Beckstrom <jbeckstrom@maclaw.com>; '15820_001 _Guardianship of Kathleen June Jones_ c_o Kimberly Jones_Quiet Title _ Lis Pendens_ 4_ E_Mails _EMAIL_ 15820_001'

<{F1091261}.iManage@AMUN.marquisaurbach.com>

Subject: In re Guardianship/Estate of Kathleen June Jones [IWOV-iManage.FID1091261]

Good Morning Counsel,

For your review, comment and/or signature, please see the attached Orders regarding the above referenced matter. If approved, please either sign and send back the signature page or email me permission to affix your electronic signature to the orders.

1. Order re Motion for Reconsideration
2. Order Denying Motion to Consolidate

Thank you,
<image001.jpg>

Cheryl Becnel | Legal Assistant to

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<Order Re_ Motion for Reconsideration.DOCX>

<Order Denying Motion to Consolidate.DOCX>

1 CSERV

2 DISTRICT COURT
3 CLARK COUNTY, NEVADA
4

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

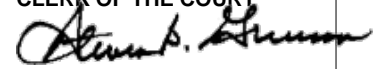
10 **AUTOMATED CERTIFICATE OF SERVICE**

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: 10/27/2020

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DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of the Guardianship of Estate of:

CASE NO.: G-19-052263-A
DEPT. NO.: B

KATHLEEN JUNE JONES,

Protected Person.

HEARING REQUESTED
 X YES NO

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

COMES NOW, Kimberly Jones, in her capacity as Guardian of the Person and Estate of Kathleen June Jones, by and through the law firm of Marquis Aurbach Coffing, and hereby petitions this Court pursuant to NRS 159.344 for an order directing payment for Guardian's compensation from the estate of the protected person and payment of Guardian's attorneys' fees and costs. This Petition is based on the following Points and Authorities, the pleadings and papers on file herein, and any oral argument permitted at the hearing on this matter.

Dated this 11th day of March, 2021.

MARQUIS AURBACH COFFING

By /s/ James A. Beckstrom
Geraldine Tomich, Esq.
Nevada Bar No. 8369
James A. Beckstrom, Esq.
Nevada Bar No. 14032
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Kimberly Jones

MEMORANDUM OF POINTS AND AUTHORITIES

I. **INTRODUCTION**

Kimberly Jones (“Kimberly”) is the Guardian of Kathleen June Jones’ person and estate. Kimberly uses her experience in gerontology and love for her mother to provide around-the-clock care so June may remain in her own home in the care of her daughter. Nearly every hour of every day centers on June’s many needs. As a result, Kimberly cannot work outside of the home to pay for her own minimal necessities.

In the instant petition, Kimberly asks the Court to order reasonable hourly compensation for her dual roles as Guardian and caregiver. As explained in more detail below, Kimberly specifically requests caregiver compensation at a rate of \$21 an hour for a maximum of 50 hours a week. For guardian-specific tasks, Kimberly requests \$100 an hour with the understanding that she will not “bill” more than five hours of Guardian time per week. In addition, since the Court and parties have not addressed compensation for the past 1 ½ years of dedicated service, Kimberly requests reasonable fees for herself and her legal counsel.

II. **RELEVANT FACTS**

1. Kathleen June Jones (“June”) was born on January 20, 1937, and is presently 84 years old.
2. Kimberly is one of June’s children. Robyn Friedman, Donna Simmons, Scott Simmons, and Teri Butler are also June’s children.
3. June suffers from a degenerative neurological disorder and has been deemed unable to handle her own affairs, including medical, financial, and legal decisions.¹

¹ September 5, 2019, Competency Evaluation of Dr. Maiwan Sabbagh, MD, Lou Ruvo Center for Brain Health, attached as **Exhibit 1**.

1 4. June is unable to be left alone for any extended period of time and requires
2 assistance with daily tasks, including feeding, toileting, and transportation.² For nearly a year,
3 June has required the assistance of home health aides or family to care for basic needs.

4 5. Accordingly, on November 27, 2020, the Court deemed June a protected person
5 and issued Letters of Guardianship to Kimberly.³

6 6. Kimberly moved in with her mother in June 2019.⁴ Previously, Kimberly lived in
7 California where she worked as a Conflict Resolution Mediator for the Orange County Court
8 System. But, upon learning of June's progressive decline in cognitive function and the financial
9 abuse that June endured, Kimberly moved to Las Vegas to provide full-time support, care, and
10 companionship. In doing so, Kimberly put her own life on hold to make sure that June can live
11 out her days in the familiar setting of her home.

12 7. As a caregiver, Kimberly transports June to doctor's appointments and is
13 responsible for getting June her medical care, including prescription throughout the day.

14 8. Kimberly shops for, prepares, and feeds June all of her meals and snacks. Kimberly
15 also assists June with using the restroom, bathing, dressing, and grooming. In addition, Kimberly
16 maintains June's home and is responsible for all housekeeping tasks, such as vacuuming, laundry,
17 washing dishes, etc.

18 9. Kimberly also arranges for enrichment activities and social outings. For example,
19 Kimberly transports June to California once a month so she can visit with Donna. Kimberly also
20 transports June to Arizona once a month so she can visit with Teri. In Las Vegas, Kimberly
21 arranges for visits with other family members and friends as well as facilitate Facetime
22 communications with former co-workers and June's grandchildren. And, in daily life, Kimberly
23 tries to keep June engaged in activities she enjoys so June maintains excellent quality of life.

24 _____
25 ² *Id.*

26 ³ *See* Letters of Guardianship, on file herein.

27 ⁴ Kimberly is open to paying reasonable rent for the use of a room in June's home. Candidly, Kimberly
28 was much more concerned with providing quality care for June than the logistics of who should pay for
what.

1 Despite her neurological limitations, June remains busy with activities such as visiting public
2 libraries, reading several books a week, camping, and riding in the car for long drives.

3 10. Kimberly also manages June's estate in all relevant aspects. In addition to the time-
4 intensive and exhaustive efforts to handle June's legal battles, Kimberly manages day-to-day
5 issues like paying bills, dealing with Medicare, and keeping a budget.

6 11. Because of June's severe mental limitations, Kimberly ensures that June receives
7 around-the-clock care.

8 12. Caring for June is a lot of work, but Kimberly would not have it any other way.
9 She is delighted to serve her mother during this time of extreme need. Kimberly plans to do so for
10 as long as her mother requires and wants her care, provided, of course, that the Court approves.

11 13. In seeking reimbursement for her services, Kimberly wants to be clear that caring
12 for her mother is a matter of love motivated by Kimberly's desire to honor June's known wishes.

13 14. Kimberly has no desire to profit from this unfortunate situation.

14 15. At the same time, Kimberly has sacrificed a lot in becoming a full-time Guardian
15 and caregiver.

16 16. The purpose of the instant petition is thus to ensure that Kimberly has the resources
17 to pay for her own necessities and to maintain some sense of personal independence and identity
18 during the time she dedicates to carrying for her mother.

19 **III.**

20 **LEGAL ARGUMENT**

21 Requesting compensation for expenses related to the care of an aging, neurologically
22 impaired parent is an uncomfortable situation. While Kimberly would love to have the financial
23 resources to care for her mother free of charge, Kimberly, like most people, is not wealthy enough
24 to do so. Accordingly, Kimberly requests reasonable compensation so she can provide excellent
25 care for June without completely destroying her own financial health and shirking on her own
26 personal obligations.

27 ///

28 ///

1 **A. NRS 159.183 AUTHORIZES COMPENSATION FOR GUARDIANS.**

2 Guardians and caregivers provide invaluable services that promote dignity and quality of
3 life for protected persons. Because such services are essential to achieving the objectives of
4 guardianship, NRS 159.183 recognizes:

5 **Compensation and expenses of guardian.**

6 1. Subject to the discretion and approval of the court and except as otherwise
7 provided in subsection 5, a guardian *must* be allowed:

8 (a) Reasonable compensation for the guardian's services;

9 (b) Necessary and reasonable expenses incurred in exercising the authority and
10 performing the duties of a guardian; and

11 (c) Reasonable expenses incurred in retaining accountants, attorneys,
12 appraisers or other professional services.

13 (emphasis added).

14 "The word 'must' generally imposes a mandatory requirement." *Washoe Cty. v. Otto*, 128 Nev.
15 424, 432, 282 P.3d 719, 725 (2012). So, while the Court has discretion in assessing the
16 reasonableness of requested compensation, there should be no question that Kimberly is legally
17 entitled to payment for her services, June's expenses, and the services of legal counsel.

18 **B. KIMBERLY REQUESTS REASONABLE COMPENSATION AT AN HOURLY
19 RATE BELOW MARKET NORMS.**

20 Under NRS 159.183(2), "[r]easonable compensation and services must be based upon
21 similar services performed for persons who are not under a legal disability." In determining
22 whether compensation is reasonable, the court may specifically consider: "(a) The nature of the
23 guardianship; (b) The type, duration and complexity of the services required; and (c) Any other
24 relevant factors." In other words, the Court should use a comprehensive analysis which considers
25 the overall market, the needs of the protected person, and nature of the services that the Guardian
26 provides.

27 Here, Kimberly seeks different rates of compensation for general caregiving and Guardian
28 services. Although many Guardians apply a single heightened hourly rate to all of their services,
the proposed split approach costs markedly less and is more consistent with the language in NRS

159.183(2). After all, caregiving activities like preparing meals and cleaning house can be completed for a lower rate comparable to what a non-disabled person would pay. But, since Guardians provide a specialized service in accordance with NRS Chapter 159, Guardian-specific tasks like paying bills and coordinating with medical professionals warrant a higher rate of compensation.

6 **1. Caregiver Services**

Kimberly requests \$21 an hour for caregiver services for a maximum of 10 hours a day, 5 days a week.⁵ This is the same hourly rate that Kimberly paid to Senior Helpers of Las Vegas.⁶ Based on bills that were approved in other guardianship matters, it appears that Essential Care Nevada charges \$21 – \$31.50 per hour for caregiving services whereas staff at Nevada Guardianship Services charge as much as \$45 - \$75 an hour. Kimberly's requested rate is thus lower than comparable third-party providers that charge as much. By self-imposing a cap of 50 hours a week, Kimberly's proposed rate is also lower than third-party providers who offer no such limits or discounts.

15 **2. Guardian Services**

As for Guardian services, Kimberly requests \$100 an hour for a maximum of 5 hours a week. Again, Kimberly's requested rate is lower than others in Southern Nevada. For example, Susie Hoy of Nevada Guardianship Services charges a standard, Court-approved rate of \$110 an hour, whereas BrightStart, another private entity, charges \$125 an hour. These private guardian services also bill for every task at every tick of the clock without caps or any voluntary fee reductions. A maximum of \$500 a week for Guardian services is also particularly reasonable because of the increased efficiency that comes with Kimberly handling all aspects of June's care. Indeed, while many guardians coordinate with caregivers and bill for the time spent doing so, Kimberly simply knows what to do to provide comprehensive services for June's benefit.

⁵ So, the maximum cost for caregiver services would be \$1,050 a week.

⁶ See October 16, 2019 Senior Helpers Nevada, attached as **Exhibit 2**.

1 Thus, compared to similar professionals in Southern Nevada, Kimberly's requested rates
2 for caregiving and Guardian services are quite reasonable. Kimberly received a Bachelor of
3 Science in Human Services and a Master of Science in Gerontology from California State
4 University Fullerton. Kimberly also has extensive professional experience providing geriatric
5 care.⁷ More importantly, while Kimberly's services are objectively worth at least \$21 / \$100 an
6 hour given her educational background and experience, Kimberly's true value is derived from
7 June's happiness and the level of comfort that comes from a loved one providing care. As such,
8 this Court should approve Kimberly's proposed hourly rates so that June benefits from the
9 caregiver that she actually wants *and* saves money compared to the costs that third-parties would
10 charge.

11 **C. KIMBERLY IS ENTITLED TO PAST COMPENSATION.**

12 Although Kimberly received Letters of Guardianship in November 2020, she has been
13 serving as a full-time caregiver and power of attorney for her mother since June 2019. Under NRS
14 159.183, Kimberly may recover the reasonable costs and fees that were incurred during this time.

15 As a full-time caregiver, Kimberly has easily dedicated at least 4,320 hours of care to June
16 in the last 18 months.⁸ Based on the fair market rate of \$21 an hour, Kimberly requests \$90,000
17 for 18 months' work. This sum does not even include the countless hours Kimberly spent paying
18 bills, addressing June's legal issues, coordinating with doctors, and effectively acting as a guardian
19 / conservator pursuant to June's power of attorney. This sum also does not include any mileage
20 or compensation for the personal funds that Kimberly put toward June's enrichment activities,
21 though a guardian *could* certainly – and properly – request such compensation.

22 "Could" is emphasized because Kimberly is *not* trying to make a profit off of her mother's
23 estate. Instead, after reflecting on the hours dedicated to her mother's care for the last eighteen
24 months and the realities of her own life as a 24/7 caregiver, Kimberly is simply requesting
25 compensation consistent with the reasonable rates and self-imposed caps detailed above.

26 _____
27 ⁷ Her full resume is attached hereto as **Exhibit 3**.

28 ⁸ This calculation is based on 8 hours of care x 30 days x 18 months.

1 Importantly, Kimberly is not requesting \$90,000 all at once. To be very clear, Kimberly
2 does not want to devastate her mother's finances or leave her mother without a cushion in savings.
3 Instead, with the Court's permission, Kimberly requests a lump sum of \$10,000 upfront⁹ so the
4 she can fulfill her personal financial obligations and still continue to care for her mother. The
5 remaining past-compensation can be deferred until either June obtains additional liquidity in her
6 estate.

7 **D. THE COURT SHOULD GRANT PAYMENT OF THE GUARDIAN'S**
8 **ATTORNEY FEES AND COSTS.**

9 In regard to compensation and reimbursement for a Guardian's attorneys' fees, NRS
10 159.183 provides that:

- 11 1. Subject to the discretion and approval of the court and except as
12 otherwise provided in subsection 5, **a guardian must be**
13 **allowed:**
 - 14 (a) Reasonable compensation for the guardian's services;
 - 15 (b) Necessary and reasonable expenses incurred in exercising the
16 authority and performing the duties of a guardian; and
 - 17 (c) **Reasonable expenses incurred in retaining accountants,**
attorneys, appraisers or other professional services.
- 18 2. Reasonable compensation and services must be based upon
19 similar services performed for persons who are not under a legal
20 disability. In determining whether compensation is reasonable,
21 the court may consider:
 - 22 (a) The nature of the guardianship;
 - 23 (b) The type, duration and complexity of the services required; and
 - 24 (c) Any other relevant factors.
- 25 3. In the absence of an order of the court pursuant to this chapter
26 shifting the responsibility of the payment of compensation and
expenses, the payment of compensation and expenses must be
paid from the estate of the protected person. In evaluating the

27 ⁹ June has at least \$20,000 available in her bank account. So, the requested upfront payment would not
28 deplete June's savings or create undue hardship.

ability of a protected person to pay such compensation and expenses, the court may consider:

(a) The nature, extent and liquidity of the assets of the protected person;

(b) The disposable net income of the protected person;

(c) Any foreseeable expenses; and

(d) Any other factors that are relevant to the duties of the guardian pursuant to NRS 159.079 or 159.083.

4. Any compensation or expenses, including, without limitation, attorney's fees, must not be paid from the estate of the protected person unless and until the payment of such fees is approved by the court pursuant to this section or NRS 159.344, as applicable.

5. A guardian is not allowed compensation or expenses, including, without limitation, attorney's fees, for services incurred by the guardian as a result of a petition to have him or her removed as guardian if the court removes the guardian.

NRS 159.344, which also addresses attorneys' fees, further provides that:

1. Any person, including, without limitation, a guardian or proposed guardian, who retains an attorney for the purposes of representing a party in a guardianship proceeding is personally liable for any attorney's fees and costs incurred as a result of such representation.

2. Notwithstanding the provisions of subsection 1 and except as otherwise provided in subsection 5 of NRS 159.183, a person who is personally liable for attorney's fees and costs may petition the court for an order authorizing such attorney's fees and costs to be paid from the estate of the ward in accordance with this section. Any such attorney's fees and costs must not be paid from the guardianship estate unless and until the court authorizes the payment pursuant to this section.

3. When a person who intends to petition the court for payment of attorney's fees and costs from the guardianship estate first appears in the guardianship proceeding, the person must file written notice of his or her intent to seek payment of attorney's fees and costs from the guardianship estate. The written notice: (a) Must provide a general explanation of the compensation arrangement and how compensation will be computed; (b) Must include the hourly billing rates of all timekeepers, including, without limitation, attorneys, law clerks and paralegals; (c) Must

1 provide a general explanation of the reasons why the services of
2 the attorney are necessary to further the best interests of the ward;
3 (d) Must be served by the person on all persons entitled to notice
pursuant to NRS 159.034 and 159.047; and

4 (e) Is subject to approval by the court after a hearing.

5 4. If written notice was filed and approved by the court
6 pursuant to subsection 3, a person may file with the court a
7 petition requesting payment of attorney's fees and costs from the
8 guardianship estate. Such a petition must include the following
9 information: (a) A detailed statement as to the nature and extent
10 of the services performed by the attorney; (b) An itemization of
11 each task performed by the attorney, with reference to the time
12 spent on each task in an increment to the nearest one-tenth of an
13 hour and with no minimum billing unit in excess of one-tenth of
an hour; (c) An indication of whether any time billed, including,
without limitation, any time spent traveling or waiting, benefited
any clients of the attorney other than the ward and, if so, how
many other clients benefited from such time; and (d) Any other
information considered relevant to a determination of whether
attorney's fees are just, reasonable and necessary.

14 Absent approval from all parties who have appeared in the
15 proceeding, any supplemental requests for the payment of
16 attorney's fees and costs cannot be augmented in open court and
must be properly noticed in the same manner as the underlying
petition requesting payment.

17 5. In determining whether attorney's fees are just, reasonable
18 and necessary, the court may consider all the following factors:
19 (a) The written notice approved by the court pursuant to
20 subsection 3. (b) Whether the services conferred any actual
21 benefit upon the ward or attempted to advance the best interests
22 of the ward. (c) The qualities of the attorney, including, without
23 limitation, his or her ability, training, education, experience,
24 professional standing and skill. (d) The character of the work
performed, including, without limitation, the difficulty, intricacy
and importance of the work, the time and skill required to
complete the work, the responsibility imposed and the nature of
the proceedings. (e) The work actually performed by the attorney,
including, without limitation, the skill, time and attention given
to the work. (f) The result of the work, including, without
limitation, whether the attorney was successful and any benefits
that were derived. (g) The usual and customary fees charged in
the relevant professional communities for each task performed,
regardless of who actually performed the task. The court may
only award: (1) Compensation at an attorney rate for time spent

performing services that require an attorney; (2) Compensation at a paralegal rate for time spent performing paralegal services; (3) Compensation at a fiduciary rate for time spent performing fiduciary services; and (4) No compensation for time spent performing secretarial or clerical services. (h) The appropriate apportionment among multiple clients of any billed time that benefited multiple clients of the attorney. (i) The extent to which the services were provided in a reasonable, efficient and cost-effective manner, including, without limitation, whether there was appropriate and prudent delegation of services to others. (j) The ability of the estate of the ward to pay, including, without limitation: (1) The value of the estate; (2) The nature, extent and liquidity of the assets of the estate; (3) The disposable net income of the estate; (4) The anticipated future needs of the ward; and (5) Any other foreseeable expenses. (k) The efforts made by the person and attorney to reduce and minimize any issues. (l) Any actions by the person or attorney that unnecessarily expanded issues or delayed or hindered the efficient administration of the estate. (m) Whether any actions taken by the person or attorney were taken for the purpose of advancing or protecting the interests of the person as opposed to the interests of the ward. (n) Any other factor that is relevant in determining whether attorney's fees are just, reasonable and necessary, including, without limitation, any other factor that is relevant in determining whether the person was acting in good faith and was actually pursuing the best interests of the ward.

6. The court shall not approve compensation for an attorney for: (a) Time spent on internal business activities of the attorney, including, without limitation, clerical or secretarial support; or (b) Time reported as a total amount of time spent on multiple tasks, rather than an itemization of the time spent on each task.

7. Any fees paid by a third party, including, without limitation, a trust of which the estate is a beneficiary, must be disclosed to and approved by the court.

8. In addition to any payment provided to a person pursuant to this section for the services of an attorney, a person may receive payment for ordinary costs and expenses incurred in the scope of the attorney's representation.

9. If two or more parties in a guardianship proceeding file competing petitions for the appointment of a guardian or otherwise litigate any contested issue in the guardianship proceeding, only the prevailing party may petition the court for payment of attorney's fees and costs from the guardianship estate pursuant to this section. If the court determines that there is no

prevailing party, the court may authorize a portion of each party's attorney's fees and costs to be paid from the guardianship estate if the court determines that such fees and costs are just, reasonable and necessary given the nature of any issues in dispute.

10. If an attorney is appointed by the court in a guardianship proceeding, he or she may petition the court for compensation for his or her services from the guardianship estate in accordance with the procedure set forth in this section.

As of February 28, 2021, Kimberly has incurred legal fees in the amount of \$93,503.50, and costs in the amount of \$8,054.74, for a total of \$101,558.24. A true and correct copy of the timesheets for attorneys working on this matter is attached hereto as **Exhibit 4¹⁰**, and a true and correct copy of an expense report showing the expenses incurred by counsel is attached hereto as **Exhibit 5**.

Counsel's fees and costs should be granted because Kimberly properly filed a written notice of intent to seek fees and costs from the guardianship estate in accordance with NRS 159.344(3).¹¹ No interested party filed an objection. The only question before the Court thus centers on whether the requested fees are reasonable.

The Nevada Supreme Court has also adopted "well-known basic elements," which in addition to hourly time schedules kept by the attorney, are to be considered in determining the reasonable value of an attorney's services, commonly referred to as the *Brunzell* factors. *See, Brunzell v. Golden Gate Nat'l Bank*, 85 Nev. 345, 349-350, 455 P.2d 31, 33-34 (1969). "When determining whether to award attorney fees, the district court must review the reasonableness of the attorney fees under the *Brunzell* factors." *In re Margaret Mary Adams 2006 Trust, No. 61710*, 2015 WL 1423378, at *2 (Nev. Mar. 26, 2015); *see also, Shuette v. Beazer Homes*

¹⁰ Two time sheets are included, originally the files were split between the guardianship action and the A-Case, but were combined for billing purposes.

¹¹ *See* Notice dated February 21, 2020, on file herein.

1 *Holdings Corp.*, 121 Nev. 837, 865, 124 P.3d 530, 549 (2005) (holding that "the court must
2 continue its analysis by considering the requested amount in light of the factors enumerated by
3 this court in *Brunzell v. Golden Gate National Bank*, namely, the advocate's professional
4 qualities, the nature of the litigation, the work performed, and the result."). Here, all four
5 *Brunzell* factors are satisfied.

6
7 **1. Brunzell factor one**

8 With respect to the first factor articulated under *Brunzell v. Golden Gate Nat'l Bank*, 85
9 Nev. 345, 349-350, 455 P.2d 31, 33-34 (1969), "...the qualities of the advocate: his ability, his
10 training, education, experience, professional standing and skill[,]" this Court should determine that
11 the fees sought to be paid by the Estate are reasonable in light of the quality of Petitioner's counsel,
12 the Marquis Aurbach Coffing ("MAC") law firm. MAC is held in high regard in the community
13 for its legal experience in complex Guardianship, Estate and Trust matters, especially in matters
14 involving fiduciary conduct and ethics. MAC is AV rated by Martindale-Hubbell and is listed in
15 Martindale-Hubbell's registry of Preeminent Lawyers. MAC's fees are reasonable in that the firm
16 has billed its attorney time at the rates of \$425.00 per hour for partners, and a reduced rate of \$275
17 for associate attorneys assigned to the case. The associate rate time was expended predominantly
18 on more time-consuming tasks such as analyzing documents and drafting legal briefs.

19
20 The counsel and supervising attorneys in this matter are Shareholders or Directors at MAC.
21 Geraldine Tomich, Esq. is an attorney at MAC. She is the Chairperson for MAC's Estate Planning
22 Department. Ms. Tomich has extensive experience in all aspects of complex Guardianship, Estate
23 and Trust matters. She has a master's degree in law for which she graduated *magna cum laude*.
24 Ms. Tomich has used her knowledge and skills for numerous community outreach organizations.
25 James A. Beckstrom, Esq., is an attorney at MAC. Mr. Beckstrom is licensed in Nevada and
26 California, where he maintains a strong reputation in the legal community. Prior to working at
27
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MAC, Mr. Beckstrom was the law clerk for the Honorable Michael P. Villani in the Eighth Judicial District Court, Las Vegas, Nevada. Mr. Beckstrom has experience in all aspects of civil litigation from pre-litigation to appeal. Kathleen Wilde, Esq. is also highly qualified and respected within this legal community, handling general litigation, guardianship, and appellate matters. Prior to practicing at MAC, Mrs. Wilde was a clerk for the Honorable Kristina Pickering and Jay S. Bybee, respectively on the Nevada Supreme Court and Ninth Circuit Court of Appeals. Thus, MAC 's fees are reasonable in light of the firm's experience, professional standing and skill.

2. Brunzell factor two

The second *Brunzell* factor assesses "...the character of work to be done: its difficulty, its intricacy, its importance, time, and skill required, the responsibility imposed and the prominence and character of the parties where they affect the importance of litigation[.]" A brief recap is useful to understanding the breadth and scope of the work that counsel completed.

On or about November 22, 2019, Kimberly retained the law firm of Marquis Aurbach Coffing to assist her with prosecuting claims against the Protected Persons' spouse, son-in-law, and daughter-in-law regarding allegations of financial abuse and misconduct, particularly with respect to the sale of the Protected Person's real and personal property. That same day, Kimberly instituted Petitions for the return of the Protected Person's property interests, specifically June's two dogs which were wrongfully being withheld by June's now-deceased husband, Rodney Gerald Yeoman.

On December 13, 2019, Kimberly filed with the assistance of counsel an Inventory, Appraisal, and Record of Value, establishing that the Protected Person's estate is valued at approximately \$435,159.00.

Thereafter, Kimberly filed suit on behalf of June, against Richard Powell, Kandi Powell, and Rodney Gerald Yeoman in Eighth Judicial District Court Case No. A-19-807458-C. This

1 filing was promoted by a Motion to Dismiss by Richard Powell, Kandi Powell, and Rodney Gerald
2 Yeoman, which was denied in its entirety. The case has progressed through extensive discovery,
3 including depositions of Richard and Kandi Powell.

4 On or about January 2020, Rodney Gerald Yeoman propounded written discovery on
5 Kimberly and other third-parties within these Guardianship proceedings, which forced Kimberly,
6 through her counsel, to move for a Protective Order. A Protective Order issued after oral argument,
7 wherein Kimberly prevailed on the merits. The Court's granting of the Protective Order was
8 followed by yet additional briefing, when Rodney Gerald Yeoman filed moved the Court for
9 reconsideration of the fee award levied against Yeoman and his counsel from the hearing on the
10 Motion for Protective Order.

11 On or about April 14, 2020, Rodney Gerald Yeoman petitioned the Court to remove
12 Kimberly as Guardian. This Petition was opposed by Kimberly and denied by the Court thereafter.
13 On June 26, 2020, Rodney Gerald Yeoman filed an appeal with the Supreme Court of Nevada
14 which challenged this Court's decision. After some initial litigation, the matter became moot as a
15 result of Yeoman's death.

16 On May 18, 2020, Kimberly petitioned the Court for Approval to Refinance Real Property
17 of the Protected Person. After extensive briefing, the Motion was granted and Kimberly began the
18 process with her counsel to refinance June's property in Anaheim, California.

19 On June 25, 2020, Kimberly petitioned the Court for an Order Quieting Title, Directing
20 Execution of Deed, and/or in the Alternative Petition for Instruction and Advice. Concurrently,
21 Kimberly petitioned the Court to consolidate the Guardianship case with the pending A-Case.

22 Thereafter, Kimberly and the named defendants within the A-Case, engaged in a private
23 mediation with the Honorable Nancy Becker (ret.). Although Justice Becker is an outstanding
24 neutral, the Parties were unable to reach a resolution of the claims brought in the A-Case. This
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1 was followed by subsequent efforts and petitions by Kimberly's counsel to compromise June's
2 interests in Case No. A-19-807458-C, which was subsequently approved by this Court.

3 As is evidence from the procedural history, this Court should determine that the requested
4 fees are reasonable given the amount of work, its intricacy, importance in seeking the protection
5 of the Protected Person and in securing the appointment of the Protected Person's choice for
6 guardian. Moreover, the Court should be mindful that the issues presented at the outset of the case
7 were complex given the competing allegations by the interested parties, and particularly complex
8 given the family relationships. In this regard, Petitioner notes that MAC reviewed the prior
9 pleadings filed by the parties in the Probate Court relative to the relevant powers of attorney,
10 researched and investigated the historical property records for the real property, and reviewed
11 emails and correspondence between the parties. Extensive motion work was necessary to properly
12 protect the Protected Person in this case and none of the work was done in a cursory manner.
13 Accordingly, this Court should determine that MAC 's fees were reasonable in light of the character
14 of the work performed.
15

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17 **3. Brunzell factor 3.**

18 The third *Brunzell* factor assesses "...the work actually performed by the lawyer: the
19 skill, time and attention given to the work[.]" Here, the requested fees are reasonable in light
20 of the skill, time and attention given to the work. Indeed, the Firm's timesheets demonstrate
21 that the Firm carefully devoted the time and attention to ensuring that its tasks were performed
22 and the Guardianship matters handled attentively and appropriately. The same applies to the
23 companion case this Court deemed necessary to best serve the Protected Person's interest. The
24 Firm's timesheets further demonstrate that counsel worked diligently at the onset of the
25 Guardianship action to review the various pleadings, develop a legal strategy with the client,
26 and to research, draft, and file the appropriate pleadings and response. Counsel's work tailored
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1 off once the Court appointed Kimberly Jones as Guardian, and counsel has been mindful to
2 not unnecessarily increase costs. The opposite is true for the companion case, in which the
3 Guardian continues to advocate for the Protected Person's benefit. That case has required
4 extensive work, all which is necessary to return the Protected Person's home back to her and
5 obtain the best resolution possible. This Court should further find that MAC's fees are
6 reasonable in light of the skill, time and attention given to the work, as MAC was required to
7 perform difficult and complex legal services including case review, research, legal drafting
8 and arguing, and advising the client as to multiple shifting issues, in a very small timeframe.
9 The Court has extensively reviewed these factors on a number of occasions and is well aware
10 of the complexity of the issues raised within June's related litigation.
11

12 **4. Brunzell factor 4**

13 With respect to the last *Brunzell* factor, this Court should determine that the results
14 obtained were favorable for the Guardian and the Protected Person, that the Estate has been
15 secured from imposition of further undue influence, and that actions are currently pending to
16 redress the financial abuse and misconduct by the Protected Person's spouse, son-in-law, and
17 daughter-in-law. The Nevada Supreme Court also noted that "good judgment should dictate
18 that each of these factors be given consideration by the trier of fact and no one element should
19 predominate or be given undue weight." *Id.* Here, this Court should determine that the
20 Guardian acted reasonably by seeking out legal representation given the situation and complex
21 nature of the issues. Moreover, the Court should find that MAC 's fees were reasonable in light
22 of the relief requested and ultimately obtained by the Guardian. Here, Kimberly has been
23 successful given her requests and this Court's authorization that Kimberly seeks to redress the
24 financial misconduct which has occurred. There is no question that Kimberly is the prevailing
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1 party in this regard, and that the services conferred by Kimberly's retention of MAC has had
2 appreciable and substantial benefit to the Protected Person.

3 Accordingly, because all of the *Brunzell* factors are satisfied, this Court should enter an
4 Order awarding \$93,503.50 for attorney's fees to be paid from the Guardianship Estate once it
5 has sufficient funds.

6
7 **5. Costs**

8 As noted above, NRS 259.183 authorizes payment for reasonable "expenses" including the
9 expenses incurred for an attorney. Although the statute does not explicitly address hard costs
10 incurred in litigation, costs are an inherent part of professional legal services. It thus would not
11 make sense to compensate a guardian for fees but not costs. Alternatively, it is well-established
12 in Nevada that courts have wide discretion to award reasonable costs that were necessarily
13 incurred. *Vill. Builders 96, L.P. v. U.S. Labs, Inc.*, 121 Nev. 261, 276, 112 P.3d 1082, 1092 (2005);
14 *Bobby Berosini, Ltd. v. People for the Ethical Treatment of Animals*, 114 Nev. 1348, 1352, 971
15 P.2d 383. 385-86 (1998).

16 Here, Kimberly requests \$8,054.74 for the costs reasonably incurred during litigation
17 relating to the protected person. The expense report attached as Exhibit 5 and verification of
18 counsel confirm that the requested costs were actually and necessarily incurred. *See, e.g., Cadle*
19 *Co. v. Woods & Erickson, LLP.*, 131 Nev., Adv. Op. 15, 345 P.3d 1049, 1054 (2015).
20 Accordingly, the Court should grant a total of \$101,558.24 for attorney's fees and costs.

21 **IV.**

22 **CONCLUSION**

23 Based on the foregoing, Petitioner, Kimberly Jones as Guardian of the Person and Estate
24 of Kathleen Jones respectfully requests that this Court enter its Order as follows:

25 1. Kimberly is entitled to bill \$21 an hour for caregiving services for a maximum of
26 50 hours per week;

MARQUIS AURBACH COFFING

10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

2. Kimberly may bill \$100 an hour, for up to five hours a week, for services completed in her role as Guardian.

3. The protected person's estate will pay \$90,000 to Kimberly for 18 months' worth of services already rendered, with \$10,000 payable upon entry of the Court's order and the remaining \$80,000 reduced to judgment, which shall be paid when the protected person's estate has sufficient liquidity;

4. Authorizing payment of attorneys' fees and costs to the law firm of Marquis Aurbach Coffing, from the Guardianship Estate in the amount of \$101,558.24; and

5. For any and all such further relief as the Court deems just and appropriate.

DATED this 11th day of March, 2021.

MARQUIS AURBACH COFFING

By /s/ James A. Beckstrom
Geraldine Tomich, Esq.
Nevada Bar No. 8369
James A. Beckstrom, Esq.
Nevada Bar No. 14032
10001 Park Run Drive
Las Vegas, Nevada 89145
*Attorneys for Kimberly Jones, as
Guardian of the Person and
Estate of Kathleen June Jones*

CERTIFICATE OF SERVICE

I hereby certify that the foregoing PETITION FOR COMPENSATION FROM THE ESTATE OF THE PROTECTED PERSON AND PAYMENT OF GUARDIAN'S ATTORNEY FEES AND COSTS was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 12th day of March, 2021. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:¹²

Maria L. Parra-Sandoval, Esq.
LEGAL AID OF SOUTHERN NEVADA
725 E. Charleston Blvd.
Las Vegas, NV 89104
Attorneys for Protected Person

John P. Michaelson, Esq.
MICHAELSON & ASSOCIATES, LTD.
2200 Paseo Verde Parkway, Ste. 160
Henderson, NV 89052
Attorneys for Robyn Friedman and Donna Simmons

I further certify that I served a copy of this document by emailing and mailing a true and correct copy thereof, postage prepaid, addressed to:

Teri Butler
586 N. Magdalena St.
Dewey, AZ 86327

Scott Simmons
1054 S. Verde St.
Anaheim, CA 92805

Jen Adamo
14 Edgewater Dr.
Magnolia, DE 19962

Jon Criss
804 Harksness Ln., Unit 3
Redondo Beach, CA 90278

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

Tiffany O'Neal
177 N. Singingwood St., Unit 13
Orange, Ca 92869

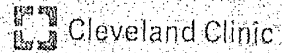
Cortney Simmons
765 Kimbark Ave.
San Bernardino, CA 9240

/s/ Cheryl Becnel

An employee of Marquis Aurbach Coffing

¹² Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).

Exhibit 1



Lou Ruvo Center for Brain Health
888 West Bonneville Avenue
Las Vegas, NV 89106
Phone: (702) 483-6000
Fax: (702) 483-6039

September 5, 2019

Re: June Jones

To whom it may concern:

June Jones has been seen for neurological evaluation at the Lou Ruvo Center for Brain Health. Mrs. Jones has a degenerative neurological disorder resulting in impairment of memory, judgment and other cognitive functions. She is not capable of handling her own affairs, including medical, financial, and legal decisions, and requires a guardian.

Sincerely,

A handwritten signature in black ink, appearing to read 'MS', enclosed within a large, loopy circular flourish.

Marwan Sabbagh, MD

Exhibit 2

Senior Helpers of Las Vegas

5560 S. Fort Apache
Suite 110
Las Vegas, NV 89148
(702) 802-4511

License #: 7648PCS-0



Care and comfort at a moment's notice.

INVOICE	
Date	No.
10/16/2019	168-8761

Page 1 of 1

Bill To:
Kathleen "June" Jones
6277 Kraft Ave
Las Vegas, NV 89130

Client:
Kathleen "June" Jones - 130848
6277 Kraft Ave
Las Vegas, NV 89130-2355

New Charges:

Date	Service	Caregiver	Hours	Units	Rate	Charges
9/30/2019	24 hour- 12-hour rate	Sisk, Lakesha	6:00 AM - 7:00 PM	13.00	\$21.00	\$273.00
9/30/2019	24 hour- 12-hour rate	Madison, Heather	7:00 PM - 7:00 AM	12.00	\$21.00	\$252.00
10/1/2019	24 hour- 12-hour rate	Sisk, Lakesha	7:00 AM - 7:00 PM	12.00	\$21.00	\$252.00
10/1/2019	24 hour- 12-hour rate	Madison, Heather	7:00 PM - 7:00 AM	12.00	\$21.00	\$252.00
10/2/2019	24 hour- 12-hour rate	Banuelos Gastelo, Andrea	7:00 AM - 7:00 PM	12.00	\$21.00	\$252.00
10/2/2019	24 hour- 12-hour rate	Madison, Heather	7:00 PM - 7:00 AM	12.00	\$21.00	\$252.00
10/3/2019	24 hour - 10-hour rate	Banuelos Gastelo, Andrea	7:00 AM - 5:00 PM	10.00	\$21.00	\$210.00
10/3/2019	24 hour- 12-hour rate	Madison, Heather	7:00 PM - 7:00 AM	12.00	\$21.00	\$252.00
10/4/2019	24 hour- 12-hour rate	Banuelos Gastelo, Andrea	7:00 AM - 10:00 AM	3.00	\$21.00	\$63.00
New Charges:						\$2,058.00
Total Amount Due:						\$2,058.00

Deposit Balance: (\$5,040.00)

Invoice No: 168-8761

Client: 130848 - Kathleen "June"

Invoice Date: 10/16/2019

Due Date: 10/26/2019

Amount Due: \$2,058.00

Please detach this portion and return with payment. Make checks payable to:

Senior Helpers of Las Vegas
5560 S. Fort Apache Ste 110
Las Vegas, NV 89148

Total amount enclosed: _____

Exhibit 3

Kimberly S. Jones

STATE UNIVERSITY, FULLERTON

Master of Science, Gerontology

Bachelor of Science, Human Services

License: State of California RCFE Administrator - License #5570687740

California Department of Aging, Long-Term Care Ombudsman

Certified Nurse Assistant, State of California – License #00667714

Elder Mediation Certification, Pepperdine University

Experience:

2016 - Current: **Conflict Resolution Mediator, Orange County Court System**

Handling of case conflicts through the Conflict Resolution Institution,
Orange County Courts

2015- Current: **State of California, Domestic Violence Counselor**

Interview and assist Domestic Violence victims through the Court process

2014 - Current: **Elder Mediation**

Assist attorneys with mediation between the family of elders and the
legal system

May 2009-June 2012 **DIRECTOR OF SOCIAL SERVICE**, SNF, CA

Develop and administer policy and processes to maintain compliance with State and Federal regulations of 300-bed SNF. Lead Interdisciplinary Team in the implementation of measurable quality improvement initiatives. Accurately assess/coordinate admissions, ensure environment to attain and maintain the highest physical, mental, and psychosocial autonomy. Communicate mission, programs and services thru sustained public relations/marketing. Recruit, hire and educate employees to reflect effective production and budgetary strategies emphasizing maximum desired outcome of individualized plan of care. Establish service oriented relations with resident/family that champions continuity and consistency in delivery and quality of services that enhance dignity and respect.

January 2013-June 2019 **Owner/Operator/Supervised Visitation Monitor**, CA

Monitor Training in accordance to Court Rules Standards 5.20, Orange County family Court approved, DOJ background clearance, In-home, travel, exchanges, detailed observation reports, court testimony.

Exhibit 4

**MARQUIS AURBACH
COFFING**

ATTORNEYS AT LAW

10001 PARK RUN DRIVE
LAS VEGAS, NEVADA 89145
Telephone 702-382-0711
Fax 702-382-5816

Guardianship of Kathleen June Jones
Attn: Kimberly Jones
185443 Yorba Linda Blvd, #146
Yorba Linda, CA 92886

Invoice 362930 - 374829
February 25, 2021

ID: 15820-002 - GT

Re: Defend Guardianship Action

For Services Rendered Through February 25, 2021

Current Fees	88,746.00	
Current Disbursements	7,756.54	
Total Current Charges	96,502.54	
Total Current Due		96,502.54

Total Due				96,502.54
Total	0.00	0.00	0.00	0.00

MARQUIS AURBACH COFFING P.C.

Guardianship of Kathleen June Jones
Re: Defend Guardianship Action
I.D. 15820-002 - GT

February 25, 2021
Invoice 362930 -
Page 2

Fees				
Date	Atty	Description	Hours	Amount
12/31/19	KAW	Prepare detailed letter outlining guardianship in Nevada, limits, and responsibilities.	0.80	196.00
01/15/20	JAB	Receive and analyze intent to seek compensation filed by Solomon.	0.20	55.00
01/15/20	JAB	Review and analyze Solomon's motion for disbursement of fees; discuss same with client.	0.40	110.00
01/31/20	JAB	Review redlines to stipulation and order on return of property; provide revised changes to same and submit to Parra Sandoval for review.	0.50	137.50
02/05/20	JAB	Review of various correspondence from Maria Parra Sandoval regarding guardianship and Kehoe's scope of discovery in guardianship action; discuss same with Mrs. Tomich.	0.70	192.50
02/05/20	JAB	Discuss retention of Hutchinson Stefan with Michelson and conflict; discuss same with Mrs. Tomich.	0.20	55.00
02/06/20	JAB	Draft motion for protective order regarding depositions and discovery outstanding; compile exhibits for same.	3.30	907.50
02/07/20	JAB	Receive and analyze response to guardians motion for fees filed by Michelson; discuss implications of same with client.	0.50	137.50
02/10/20	JAB	Continued conversations with Kimberly concerning petition for fees and status of case moving forward.	0.50	137.50
02/10/20	JAB	Receive and review guardianship minute order concerning vacating evidentiary hearing and reasoning relating to same; advise client and Michelson of same.	0.30	82.50
02/11/20	JAB	Receive and analyze protected person's objection to petition for payment of guardian's attorney's fees and costs; discuss same with client.	0.60	165.00
02/12/20	JAB	Review and analyze reply by Solomon concerning petition for fees.	0.30	82.50
02/13/20	JAB	Prepare for, travel to, and attend hearing on fees; discussion with Kimberly and Mrs. Tomich concerning same.	2.40	660.00
02/13/20	JAB	Review and analyze Michelson's motion for fees and costs; discuss conflict with client and steps moving forward.	0.70	192.50
02/14/20	JAB	Draft notice of intent to seek fees for guardianship action; discuss same with Michelson and Mrs. Tomich.	0.40	110.00
02/19/20	JAB	In office meeting with clients concerning petitions on fees and procedures applicable to same; telephone call with Parra-Sandoval over same.	0.80	220.00
02/20/20	JAB	Finalize notice of petition for fees and costs; circulate same to Michelson to approve and discuss via telephone.	0.70	192.50
02/21/20	JAB	Discussion with Michelson concerning notice of intent to seek fees and related issues; finalize and file notice of intent to seek fees.	0.50	137.50
02/21/20	JAB	Receive and review Solomon Dwiggin's supplemental brief to petition for payment of fees and costs and motion to reconsider.	0.40	110.00

MARQUIS AURBACH COFFING P.C.

Guardianship of Kathleen June Jones

February 25, 2021

Invoice 362930

Page 3

Date	Atty	Description	Hours	Amount
02/27/20	JAB	Receive and analyze response from Parra Sandoval to Solomon's motion for reconsideration of denial of fees and costs.	0.50	137.50
03/03/20	JAB	Receive and review joinder from Parra Sandoval regarding protective order.	0.20	55.00
03/04/20	JAB	Receipt and review Parra Sandoval's objection to fees and costs of Michelson; discuss same with Kimberly along with status of A-case following denial of motion to dismiss.	0.70	192.50
03/06/20	JAB	Discussion with Sonia Jones regarding transactions pertaining to investigation; follow up with client concerning same.	0.70	192.50
03/09/20	JAB	Receive, review, and analyze emails from Sonia Jones concerning bank account questions; respond accordingly following client discussions and review of BofA statements.	0.60	165.00
03/11/20	JAB	Receive and review Solomon's opposition to motion for fees and costs.	0.40	110.00
03/12/20	JAB	Receive and review Gerry's opposition to Michelson's fees.	0.20	55.00
03/13/20	JAB	Extensive email response to Sonia Jones regarding financial transactions; telephone call concerning same and additional follow up email prior to issuance of report.	2.60	715.00
03/13/20	JAB	Receive and analyze reply in support of Michelson's fees and costs; discuss same with Kimberly.	0.50	137.50
03/16/20	JAB	Receive and review order concerning fees to Solomon.	0.20	55.00
03/27/20	JAB	{NO CHARGE} Receipt and review ex parte application regarding fees and costs from Solomon.	0.40	
04/01/20	JAB	Receipt and review objection to fees filed by NVLSN.	0.40	110.00
04/14/20	JAB	Receive, review, and analyze motion to remove Kimberly as guardian and related exhibits; extensive discussion with Kimberly concerning same and options in opposition.	2.00	550.00
04/14/20	JAB	Begin outline of opposition to motion to remove Kimberly as guardian.	0.90	247.50
04/14/20	JAB	Legal research concerning divorce action under guardianship.	0.50	137.50
04/14/20	GT	Review Yoemen's Petition to Remove Guardian. Assess, analyze and review merits of guardian filing for divorce on behalf of June and management of California property.	0.80	340.00
04/15/20	JAB	Telephone call with Kimberly concerning petition for approval to refinance Anaheim property to benefit protected person; organize and review proposed loan details and pictures in support of same.	0.70	192.50
04/15/20	JAB	Prepare for and attend hearing on motion to compel and fees/ costs requests from Michelson and Solomon Dwiggin.	0.70	192.50
04/15/20	JAB	Begin drafting legal argument for opposition to remove Kimberly as guardian.	2.80	770.00
04/15/20	JAB	Draft introduction to opposition to motion to remove Kimberly as guardian.	0.60	165.00
04/15/20	JAB	Telephone call with Sonia Jones regarding report and additional documentation; draft comprehensive email to S. Jones for same with supporting documentation and continued explanation of transactions at	1.00	275.00

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Date	Atty	Description	Hours	Amount
		issue.		
04/15/20	JAB	Telephone call with Maria Parra Sandoval to discuss petition for removal; follow up call with Kimberly concerning same.	0.50	137.50
04/16/20	JAB	Telephone conference call with Kimberly concerning guardian compensation and refinance of Anaheim home; discuss proposed care plan for same.	0.50	137.50
04/16/20	JAB	Follow up documents to Sonia Jones for documentation regarding withdrawals; discussions with clients to gather necessary documents over same.	0.50	137.50
04/16/20	JAB	Draft order granting motion for protective order and fees.	1.30	357.50
04/20/20	JAB	Review revised report of Sonia Jones; discuss with clients.	0.40	110.00
04/21/20	JAB	Draft statement of facts and introduction to opposition to petition for removal and counterpetition for fees and costs.	1.90	522.50
04/21/20	JAB	Begin drafting legal argument concerning collateral estoppel relating to prior issues raised and denied by Yeoman; legal research on same.	1.60	440.00
04/21/20	JAB	Draft legal argument concerning suitability of Yeoman as guardian and desires of June in opposition to motion for removal and appointment.	1.00	275.00
04/21/20	JAB	Draft legal argument pertaining to countermotion for sanctions pursuant to NRS 159.1583(4).	1.60	440.00
04/21/20	JAB	Telephone conference call with Michelson regarding refinance of Anaheim property and petition for removal.	0.40	110.00
04/21/20	JAB	Conduct legal research on petition for approval to refinance and encumber Anaheim property and draft outline of motion for same.	0.70	192.50
04/22/20	JAB	Draft legal argument concerning validity of power of attorney in opposition to petition for removal.	1.60	440.00
04/22/20	JAB	Draft legal argument concerning lack of Yeoman's statutory authority for removal in opposition to petition for removal.	2.00	550.00
04/22/20	JAB	Conduct extensive legal research on requested supplemental brief pertaining to definition of interested party as it relates to discovery.	2.00	550.00
04/22/20	JAB	Draft points and authorities relating to court ordered supplemental briefing on "parties" subject to discovery.	1.60	440.00
04/22/20	JAB	Discuss adversarial claim for return of Kraft Avenue property in guardianship proceeding with Kimberly.	0.40	110.00
04/22/20	JAB	Draft petition for court approval to refinance Anaheim property.	2.00	550.00
04/22/20	JAB	Telephone call with Michelson concerning budget and opposition to petition for removal; follow up call with Kimberly concerning same.	0.50	137.50
04/23/20	JAB	Revise petition for permission to refinance and make final proofread for filing.	0.50	137.50
04/24/20	JAB	Correspondence and follow up telephone call with Kimberly concerning care plan and refinance of Anaheim property.	0.50	137.50
04/24/20	JAB	Extensive discussion with Kimberly concerning outstanding issues with guardianship case and care plan moving forward.	0.60	165.00

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Date	Atty	Description	Hours	Amount
04/24/20	JAB	Telephone call with John Michelson regarding care plan and agreement between Friedman, Simmons, and Kimberly.	0.40	110.00
04/24/20	GT	Review court's forensic specialist supplemental report.	0.10	42.50
04/26/20	JAB	{NO CHARGE} Telephone call from department chambers and finalize memorandum in support of fees and costs following order granting protective order.	0.90	
04/27/20	JAB	Finalize opposition to Yeoman's petition for removal, return of property, and hearing; proofread and organize all exhibits; draft declaration of Kimberly.	3.50	962.50
04/28/20	JAB	Extensive discussion with Kimberly regarding	0.90	247.50
04/28/20	JAB	concerning	1.00	275.00
04/28/20	JAB	Extended discussions with Kimberly concerning forthcoming petition to refinance and request for compensation as caregiver for June.	1.00	275.00
04/28/20	JAB	Telephone discussion with Michelson concerning plan of care for June.	0.40	110.00
05/01/20	JAB	Extensive discussions and correspondence between family members regarding plan of care and forthcoming petitions.	2.00	550.00
05/01/20	JAB	Further discussions with Michelson concerning joinder in decision for mortgage and compensation to guardian; various email exchanges over same.	0.70	192.50
05/05/20	JAB	Review petition for discharge from Friedman and Simmons.	0.30	82.50
05/07/20	JAB	Conference call with Kimberly concerning refinance and repairs to Anaheim property and family care plan.	0.50	137.50
05/07/20	JAB	Conference call with June's children, attorneys, and Kimberly; follow up discussions with Kimberly for same.	2.70	742.50
05/07/20	JAB	Review and analyze joinder and supplemental points and authorities from Maria Parra-Sandoval in opposition to Yeoman's petition.	0.30	82.50
05/08/20	JAB	Review and advise client and Parra Sandoval of email relating to communication form Kehoe.	0.40	110.00
05/08/20	JAB	Begin drafting petition for compensation of Kimberly Jones.	1.60	440.00
05/08/20	JAB	Continue drafting petition for compensation for Kimberly; organize exhibits for same and discuss with Kimberly.	2.10	577.50
05/08/20	JAB	Conduct legal research on viability of stipulation for refinance of Anaheim property in lieu of motion practice.	0.20	55.00
05/08/20	JAB	Receipt and review demand for payment from Kehoe; discuss same with client.	0.20	55.00
05/13/20	JAB	Phone call with Michelson regarding Gerry's petition for removal and comments from Friedman and Simmons; discuss same with Kimberly.	0.40	110.00
05/13/20	JAB	Draft ex-parte application for order shortening time to hear petition for refinance.	0.60	165.00
05/14/20	JAB	Receive and analyze 29 page reply from Yeoman concerning petition	1.30	357.50

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Date	Atty	Description	Hours	Amount
		for removal; discuss with Kimberly.		
05/14/20	JAB	Receive and analyze Robyn and Donna Friedman's joinder and opposition to Yeoman's petition for removal.	0.50	137.50
05/14/20	JAB	Review answer analyze Friedman and Simmons partial opposition to petition to refinance; discuss same with Kimberly.	0.80	220.00
05/18/20	JAB	Receive and review reply from Yeoman in response to Friedman and Simon's joinder.	0.30	82.50
05/18/20	JAB	Telephone call with Kimberly and Michelson concerning changing visitation schedule with Friedman and Simmons; correspondence for same.	0.70	192.50
05/18/20	JAB	Receive and analyze Yeoman's opposition to motion for refinance; discuss same with client.	0.70	192.50
05/19/20	JAB	Draft email to Michelson regarding visits with June and related issues following discussion with Kimberly.	0.30	82.50
05/19/20	JAB	Prepare for oral argument for opposition to motion to remove Kimberly as guardian and petition to refinance Anaheim property.	1.00	275.00
05/20/20	JAB	Attend hearing on petition for removal and petition to refinance.	1.20	330.00
05/20/20	JAB	Draft proposed order denying Yeoman's petition to remove Kimberly and counterpetition for fees and costs.	1.90	522.50
05/21/20	JAB	Assist Kimberly with locating qualified inspector for Anaheim property; discuss regarding steps to comply with court order for same.	0.50	137.50
05/21/20	JAB	Review order granting motion for protective order and fees to guardian.	0.10	27.50
05/21/20	JAB	{NO CHARGE} Continue responses to requests for custody schedule to Michelson; communication to Kimberly and Maria Parra Sandavol in response to same.	0.40	
05/26/20	JAB	Review order on fees and costs submitted by SDF.	0.10	27.50
05/28/20	JAB	Discussion with client concerning remodel of Anaheim property; follow up correspondence regarding visitation schedule and covid with Michelson.	0.50	137.50
06/01/20	JAB	Revise and finalize petition for compensation and related exhibits; discuss same with Kimberly and file.	0.90	247.50
06/03/20	JAB	Review and approve proposed stipulation and order concerning dog.	0.10	27.50
06/03/20	JAB	Receive telephone call from Michelson concerning continued complaints of visitation and June's desire not to leave house; consult with Kimberly on same.	0.40	110.00
06/03/20	JAB	Further correspondence from Michelson regarding June leaving house; email from Parra Sandoval over same and subsequent response.	0.40	110.00
06/03/20	GT	Assess, analyze and review NRS 159.305 and 159.315; draft email memo of risk analysis.	0.40	170.00
06/04/20	JAB	Telephone call with Kimberly regarding visitation and filing petition for action regarding Kraft Avenue property in guardianship court.	0.20	55.00
06/05/20	GT	Review Yeoman's petition for reconsideration regarding sanctions;	0.20	85.00

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Date	Atty	Description	Hours	Amount
		assess timeliness and possibility of additional fees.		
06/08/20	JAB	Review and analyze motion for reconsideration to fee award filed by Yeoman; discuss same with Kimberly.	0.70	192.50
06/10/20	JAB	Draft opposition to Kehoe's motion for reconsideration on order for sanctions following protective order; draft supplemental request for additional fees and costs; proofread and file.	4.00	1,100.00
06/10/20	JAB	Draft counter-motion to transfer motion for reconsideration to chambers calendar.	0.30	82.50
06/11/20	JAB	Discuss pending issues involving June's schedule with Kimberly.	0.40	110.00
06/12/20	JAB	Telephone conference call regarding a-case and potential options for resolution; discuss requests for formal visitation schedule.	0.90	247.50
06/18/20	JAB	Correspondence regarding signing of spousal deed for Anaheim property; draft deed.	0.50	137.50
06/20/20	JAB	Review, analyze, and disclose P3 medical records.	0.80	220.00
06/23/20	JAB	Telephone call with Maria Parra Sandoval regarding spousal deed and counterclaims.	0.20	55.00
06/23/20	JAB	Analyze authority concerning motion to consolidate g case with a-case.	0.40	110.00
06/24/20	JAB	Correspondence from Kehoe concerning claim to Anaheim property; discuss with Parra Sandoval and research appropriate court remedy; follow up discussion with client.	1.00	275.00
06/24/20	JAB	Begin drafting action for quiet title and direction regarding spousal deed.	2.00	550.00
06/25/20	JAB	Finish drafting legal argument for motion to quiet title; proofread same.	1.80	495.00
06/26/20	JAB	Telephone call with client regarding spousal deed issues, forthcoming motions, and options.	0.20	55.00
07/07/20	JAB	Continue revision of written discovery to all defendants following receipt of counterclaim and third-party claim.	1.90	522.50
07/10/20	JAB	Prepare for early case conference and draft initial deadlines and documents for same.	0.60	165.00
07/12/20	JAB	Receive and analyze reply in support of motion to set aside attorney fee award.	0.40	110.00
07/12/20	JAB	Review and analyze notice of appeal and corresponding documents; discuss with client.	0.40	110.00
07/12/20	JAB	Finalize first round of written discovery to all defendants; revise JCCR prior to ECC.	1.10	302.50
07/13/20	JAB	Receive and analyze opposition to motion to consolidate.	0.60	165.00
07/13/20	JAB	Attend ECC conference with opposing counsel; discuss same with Kimberly.	1.60	440.00
07/14/20	JAB	Begin drafting reply in support of motion to consolidate.	0.80	220.00
07/15/20	JAB	Correspondence with Michelson regarding inspection report; obtain status of same with client.	0.30	82.50
07/15/20	JAB	Finalize reply brief in support of motion for consolidation.	1.00	275.00
07/15/20	JAB	Conduct legal research on NRS 159.305 damages and recovery of	1.00	275.00

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Date	Atty	Description	Hours	Amount
		damages under elder abuse statute.		
07/15/20	JAB	Begin drafting legal argument supporting dismissal of loss of consortium, IIED, and abuse of process.	1.30	357.50
07/16/20	JAB	Telephone call with client regarding options on Kraft house.	0.60	165.00
07/16/20	JAB	Review and analyze property inspection report on Anaheim property.	0.60	165.00
07/20/20	JAB	Draft letter with property inspection to Judge Marquis; discuss inspection with Kimberly.	0.50	137.50
07/20/20	JAB	Receive and analyze opposition to motion on deed regarding Anaheim property.	0.40	110.00
07/20/20	JAB	Review NSC assignment to settlement conference; discuss with clients.	0.20	55.00
07/20/20	JAB	Further revisions to first round of written discovery; draft definitions for same.	1.50	412.50
07/21/20	JAB	Draft reply to motion on spousal deed.	2.50	687.50
07/21/20	JAB	Conduct legal research on uniform guardianship act for reply brief in support of motion for deed.	1.40	385.00
07/22/20	JAB	Prepare digital exhibits for deposition of Yeoman; review same and coordinate exhibit disclosure to opposing counsel and Yeoman; draft deposition notice for same.	1.50	412.50
07/24/20	JAB	Finalize preparation for renoticed deposition of Yeoman; vacate deposition following notice Yeoman cannot attend.	1.00	275.00
07/29/20	JAB	Correspondence regarding assignment and refusal of NSC settlement judge; coordinate early mediation conference call.	0.30	82.50
07/30/20	JAB	Receive and respond to email from Friedman's attorney regarding Anaheim property following discussion with Kim.	0.50	137.50
07/31/20	JAB	Review and analyze minute order regarding off calendar hearings as a result of appeal; research same and correspondence to court.	0.70	192.50
07/31/20	JAB	{NO CHARGE} Various communications with client regarding health of Yeoman and issues therein.	0.40	
08/03/20	JAB	Legal research regarding stay under Honecutt.	0.50	137.50
08/03/20	JAB	Review and respond to extensive email from Michelson.	0.90	247.50
08/04/20	JAB	Receive, review, and analyze NRCP 16.1 disclosures from defendants consisting of approximately 600 pages.	2.80	770.00
08/04/20	JAB	Finalize response email to Michelson regarding extended series of questions and meet and confer exchange.	0.30	82.50
08/04/20	JAB	Attend pre-mediation call with NSC settlement judge.	0.50	137.50
08/06/20	JAB	Begin drafting confidential settlement brief for NSC conference.	1.00	275.00
08/06/20	JAB	Review and analyze docketing statement.	0.50	137.50
08/07/20	JAB	Receive, review, and analyze extensive written deposition topics from Kehoe; begin researching written objection to same.	1.90	522.50
08/10/20	JAB	Prepare deposition subpoenas to Kandi and Gerry.	0.40	110.00
08/10/20	JAB	Finish drafting extensive objection to written deposition of Yeoman	2.00	550.00

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Date	Atty	Description	Hours	Amount
		(250+ questions).		
08/11/20	JAB	Research neuropsychologist and attempt to contact Dr. Nguyen in Texas; review fee schedule for Dr. Etcoff.	0.90	247.50
08/11/20	JAB	Continue drafting brief for NSC settlement conference.	2.00	550.00
08/11/20	JAB	Receive various emails from Kehoe and engage in meet and confer on written deposition and variety of issues.	1.00	275.00
08/11/20	JAB	Call with Kimberly regarding settlement options and forthcoming mediation.	0.60	165.00
08/12/20	JAB	Begin drafting motion for protective order regarding written deposition; extensive legal research for same.	3.20	880.00
08/12/20	JAB	Continue drafting motion for protective order.	0.80	220.00
08/12/20	JAB	Review and analyze order regarding fees to Michelson; discuss same with client and M. Parra-Sandoval.	0.40	110.00
08/13/20	JAB	Finalize motion for protective order and exhibits.	1.50	412.50
08/13/20	JAB	Finish drafting settlement statement for NSC conference; organize and finalize exhibits for same.	2.40	660.00
08/14/20	JAB	{NO CHARGE} Follow up call with client regarding mediation brief and related issues.	0.50	
08/17/20	JAB	Telephone call with MPS concerning forthcoming mediation and outstanding issues.	0.30	82.50
08/18/20	JAB	Draft motion for status check to reset all hearings vacated by court.	0.40	110.00
08/18/20	JAB	Receive and review 2018 P3 medical records and prepare supplemental disclosure of same.	0.90	247.50
08/20/20	JAB	Further review of medical records.	0.40	110.00
08/21/20	JAB	Review correspondence from arbitrator regarding cancellation due to death of Yeoman; discuss same with Kimberly.	0.30	82.50
08/24/20	JAB	Receive, review, and analyze Dick and Kandi Powell's responses to requests for admissions.	0.40	110.00
08/24/20	JAB	{NO CHARGE} In office meeting with Mrs. Tomich concerning claims of June against estate in light of death of Yeoman.	0.20	
09/03/20	JAB	Correspondence with opposing counsel regarding outstanding discovery and pending depositions; review and research continuing claims of Yeoman in litigation.	0.40	110.00
09/04/20	JAB	Begin review of documents for deposition of Kandi Powell; analyze foreseeable special admin to avoid duplicate deposition and discuss with client.	1.50	412.50
09/04/20	JAB	Receive, review, and analyze Kandi Powell's responses to first set of interrogatories.	0.90	247.50
09/04/20	JAB	Receive, review, and analyze Kandi Powell's response to first set of requests for production and supplemental document disclosures.	1.70	467.50
09/07/20	JAB	Review written discovery from K. Powell prior to deposition.	1.20	330.00
09/08/20	JAB	Continue deposition preparation and compilation of extensive exhibits.	3.10	852.50

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Date	Atty	Description	Hours	Amount
09/08/20	JAB	Finish deposition preparation and prepare documents for same; review disclosures from defendants and pleadings in preparation for deposition.	3.60	990.00
09/08/20	JAB	Discuss deposition of K. Powell with Kimberly.	0.20	55.00
09/09/20	JAB	Take deposition of Kandi Powell; update client regarding same.	5.00	1,375.00
09/09/20	JAB	{NO CHARGE} Discuss implication of third party complaint against D. Loggans.	0.50	
09/10/20	GT	Confer with JAB and discuss course of action based on K. Powell's deposition.	0.40	170.00
09/11/20	JAB	Review appeal regarding fees to J. Michelson.	0.20	55.00
09/11/20	GT	Review Case Appeal Statement filed by Legal Aid.	0.20	85.00
09/15/20	JAB	Coordinate and discuss options for mediation with all parties; contact ARM for same.	0.60	165.00
09/16/20	JAB	{NO CHARGE} Call with Kimberly regarding mediation and forthcoming status check.	0.20	
09/17/20	JAB	Draft letter to interested parties regarding refinance of Anaheim property and include supporting documents; attend status check within guardianship court for outstanding motions.	3.10	852.50
09/17/20	JAB	Correspondence with Michelson regarding outlandish claims of visitation.	0.20	55.00
09/23/20	JAB	Revise and finalize settlement brief for meditation.	3.20	880.00
09/23/20	JAB	Finalize exhibits for settlement brief.	0.50	137.50
09/23/20	JAB	Continue drafting settlement brief and compiling exhibits.	1.20	330.00
09/29/20	JAB	{NO CHARGE} Discuss settlement conference procedure with client.	0.20	
09/30/20	JAB	Travel to and attend mediation; travel back to MAC.	7.00	1,925.00
09/30/20	JAB	Prepare second subpoena to Lou Ruvo for medical records.	0.40	110.00
10/01/20	JAB	Begin compiling fee invoices and making extensive redactions to fee invoices for application for fees and costs.	1.70	467.50
10/02/20	JAB	Finalize fee and cost entries and redactions for petition for fees and provide to M. Parra Sandavol.	1.20	330.00
10/06/20	JAB	Draft motion to adjudicate fees; analyze Brunzell factors for same.	2.80	770.00
10/06/20	JAB	{NO CHARGE} Review and analyze suggestion of death.	0.10	
10/07/20	DDD	Draft revisions to petition.	0.40	70.00
10/07/20	GT	Confer with JAB to assess course of action and decide on guardianship statutory claims to pursue in guardianship court.	0.40	170.00
10/12/20	JAB	Receive, review, and analyze third supplemental production of documents from Powell.	1.20	330.00
10/12/20	JAB	Review and analyze Dick Powell's responses to first set of interrogatories and requests for production of documents.	1.60	440.00
10/13/20	JAB	In office meeting with Kimberly regarding options in litigation moving forward; detailed analysis of options regarding Kraft Avenue.	1.00	275.00
10/14/20	JAB	Attend NRCP 16 conference.	0.70	192.50

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Date	Atty	Description	Hours	Amount
10/16/20	JAB	Begin preparing exhibits for deposition of Richard Powell.	1.60	440.00
10/16/20	JAB	{NO CHARGE} Call with Kim concerning NSC mediation on fees and related issues.	0.10	
10/18/20	JAB	Finish preparing for deposition of R. Powell.	2.60	715.00
10/19/20	GT	Assess, analyze and review other causes of action regarding return of Jones residence; check legislative history of 159.305.	0.80	340.00
10/19/20	JAB	Take deposition of Dick Powell.	2.60	715.00
10/19/20	JAB	Draft orders denying motion for reconsideration of fee and cost award against Kehoe and motion to consolidate.	0.50	137.50
10/19/20	DDD	Begin drafting revisions to petition.	0.40	70.00
10/20/20	DDD	Complete revisions to petition pursuant to attorney direction; prepare exhibits for same.	0.60	105.00
10/29/20	SEG	Draft motion to bifurcate and preferential trial.	2.80	700.00
10/29/20	JAB	Receive, review, and analyze extensive medical records from Lou Rouvo.	1.50	412.50
11/06/20	SEG	Legal research on guardianship statute NRS 159.305 and its applicability.	1.20	300.00
11/09/20	SEG	Legal research on NRS 155.097 and applicable case law.	1.00	250.00
11/09/20	JAB	Finish drafting motion to bifurcate and motion for preferential trial setting.	1.00	275.00
11/09/20	JAB	Begin drafting motion for summary judgment.	2.60	715.00
11/09/20	JAB	Legal research in preparation of drafting motion for summary judgment on title claims.	1.60	440.00
11/09/20	JAB	Continue drafting legal argument within motion for summary judgment.	2.20	605.00
11/10/20	JAB	Review and analyze Yeoman's renewed motion for reconsideration of order for fees and costs.	0.50	137.50
11/10/20	DDD	Draft revisions to petition pursuant to attorney direction.	0.30	52.50
11/11/20	JAB	Continue drafting motion for summary judgment.	2.70	742.50
11/11/20	JAB	Finish drafting motion for summary judgment and compiling necessary exhibits; proofread and finalize same.	2.50	687.50
11/11/20	JAB	Draft second opposition to motion for reconsideration of sanctions order, motion for sanctions, and motion to remove Yeoman from guardianship proceedings.	0.90	247.50
11/11/20	GT	Further assess and strategize application of NRS 155.097.	0.20	85.00
11/13/20	JAB	Review and analyze motion to substitute estate in place of Yeoman.	0.30	82.50
11/18/20	GT	Review file for status; review and revise petition for attorneys fees.	1.40	595.00
11/20/20	JAB	Revise petition for compensation of Kimberly; discuss same with Kimberly.	0.40	110.00
11/20/20	GT	Review of petition for Kimberly's guardian fees.	0.30	127.50
11/23/20	JAB	Review and analyze petition for special administration filed on behalf of Yeoman; discuss same with Kimberly and evaluate opposition to same.	0.70	192.50
11/24/20	JAB	Call with clients concerning OC judgment and petition for fees.	0.50	137.50

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Date	Atty	Description	Hours	Amount
11/24/20	JAB	Revise and finalize petition for fees of Kimberly Jones; finalize exhibits for same following call with Kimberly.	1.00	275.00
11/30/20	GT	Review and revise guardian's accounting.	0.30	127.50
11/30/20	JAB	{NO CHARGE} Final revisions to petition for compensation for Guardian following changes from client.	0.50	
12/01/20	GT	Telephone conference with Kimberly regarding update to accounting and petition for guardianship fees.	0.90	382.50
12/01/20	DDD	Draft revisions to combined petition for compensation.	0.80	140.00
12/01/20	JAB	Review draft accounting and discuss with Ms. Tomich.	0.30	82.50
12/02/20	KAW	Briefly review and address draft petition for guardian's fees and attorney's fees.	0.30	82.50
12/07/20	GT	Telephone conference with Kimberly regarding guardianship fees.	0.40	170.00
12/08/20	JAB	Call with Kim Jones concerning status of case and options for compensation.	0.30	82.50
12/10/20	JAB	Receive, review, and analyze first set of requests for production of documents, interrogatories, and requests for admissions.	1.30	357.50
12/10/20	JAB	Call with appellate counsel J. Tasca concerning status and options for appeal; follow up call with clients.	0.40	110.00
12/11/20	KAW	Analyze client file and emails relating to guardianship fees; begin revising petition for guardian fees, attorneys' fees, and costs.	1.70	467.50
12/14/20	KAW	Finish comprehensive revisions to petition for guardian fees, attorneys' fees, and costs.	4.30	1,182.50
12/15/20	GT	Review and revise petition for compensation for guardian and payment of guardian's attorney fees and costs.	1.30	552.50
12/15/20	JAB	Receive and analyze opposition to motion to bifurcate and preferential trial.	0.60	165.00
12/16/20	GT	Telephone conference with Kimberly regarding changes to petition for guardianship fees.	0.50	212.50
12/16/20	KAW	Phone discussion with GT regarding client feedback to draft petition; update petition based on the same and complete additional revisions; draft verified memorandum of costs; email GT and JAB regarding updated fees and costs.	1.60	440.00
12/17/20	GT	Review revise petition for guardianship fees and attorneys fees.	0.30	127.50
12/18/20	KAW	Review email from Ms. Jones regarding accounting; phone call with Ms. Jones regarding the same and process for filing; follow-up with JAB and GT.	0.30	82.50
12/21/20	JAB	Receive, review, and analyze opposition to motion for summary judgment.	1.50	412.50
12/21/20	KAW	Prepare filing for accounting and coordinate with DDD on notarization and completion of accounting.	0.30	82.50
12/21/20	DDD	Draft accounting cover page and certificate of service; draft accounting verification page; phone call with client and brief meeting with client	0.80	140.00

MARQUIS AURBACH COFFING P.C.

Guardianship of Kathleen June Jones

February 25, 2021

Invoice 362930

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Date	Atty	Description	Hours	Amount
		regarding same; submission of first accounting to the court.		
12/22/20	JAB	Draft introduction and outline of argument for reply brief in support of motion for summary judgment.	2.00	550.00
12/22/20	JAB	Begin drafting legal argument for reply in support of motion for summary judgment; research case citations provided by defendants.	2.90	797.50
12/22/20	KAW	Address appellate issues and potential motion to dismiss for mootness.	0.30	82.50
12/28/20	JAB	Review and analyze first set of written discovery to June; discuss same with clients to coordinate call with June.	1.00	275.00
12/28/20	JAB	Draft motion to dismiss Yeoman's appeal regarding removal of Kimberly; draft corresponding exhibits and file same.	3.40	935.00
12/30/20	JAB	Finish drafting reply in support of motion for summary judgment.	4.60	1,265.00
12/30/20	JAB	Draft reply in support of motion to bifurcate and for preferential trial.	0.60	165.00
12/31/20	JAB	Prepare for oral argument on motion for summary judgment and motion to bifurcate.	2.00	550.00
01/04/21	JAB	Receive, review, and analyze petition for communication and related exhibits; discuss same with clients.	1.60	440.00
01/06/21	JAB	Draft answers to requests for admissions	0.80	220.00
01/07/21	JAB	Draft extensive responses and objections to interrogatories propounded by plaintiff.	3.50	962.50
01/07/21	JAB	Draft extensive objections and responses to requests for admissions and requests for production propounded by plaintiff.	3.10	852.50
01/08/21	JAB	Finalize written discovery responses and drafting third supplemental disclosure of documents and records.	1.60	440.00
01/11/21	KAW	Analyze email from counsel for the protected person regarding accounting and request for documentation.	0.20	55.00
01/13/21	JAB	Prepare for and attend argument on motion for summary judgment and motion for preferential trial.	4.00	1,100.00
01/13/21	JAB	Call with Maria Parra Sandoval and Kim concerning outstanding issues.	0.80	220.00
01/13/21	KAW	Email Ms. Jones regarding issues with accounting and needed documentation.	0.10	27.50
01/14/21	JAB	Conference call with opposing counsel regarding outstanding discovery and resolution.	0.90	247.50
01/15/21	JAB	Review reply filed by Yeoman in support of order on motion for consideration.	0.40	110.00
01/18/21	JAB	Draft opposition to Robyn and Donna's petition for visitation and related relief; confer with Kimberly on same; prepare declaration with assistant of Teri Butler.	3.70	1,017.50
01/19/21	JAB	{NO CHARGE} Call with Kimberly regarding outstanding matters, family meeting, and resolution.	0.30	
01/19/21	JAB	{NO CHARGE} Review second motion for extension of time to file response to motion to dismiss appeal.	0.10	
01/20/21	JAB	Draft extensive letter to client regarding case outlook, options, and	2.00	550.00

MARQUIS AURBACH COFFING P.C.

Guardianship of Kathleen June Jones

February 25, 2021

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Date	Atty	Description	Hours	Amount
		potential.		
01/20/21	JAB	Continue drafting answers to interrogatories, requests for production of documents, and requests for admissions propounded on June; telephone call relating to same.	2.90	797.50
01/21/21	JAB	Prepare for and attend hearing on motion to set aside and counter petition to remove Dick Powell and Yeoman from case.	1.00	275.00
01/21/21	JAB	Extended call with Kimberly concerning status letter and written discovery.	0.70	192.50
01/21/21	JAB	Call with J. Michelson regarding petition for visitation in G case.	0.50	137.50
01/21/21	KAW	Phone call with Ms. Jones regarding updated accounting; exchange follow-up emails regarding the same.	0.30	82.50
01/22/21	JAB	Additional revisions to written discovery propounded on June.	1.00	275.00
01/22/21	JAB	{NO CHARGE} Complete discovery propounded on Dean Loggans; discuss same with Loggans.	2.00	
01/25/21	JAB	Draft proposed settlement terms to opposing counsel following discussion with client.	0.90	247.50
01/25/21	JAB	Read and analyze June's opposition to petition for visits and communication filed by M. Parra Sandoval.	0.60	165.00
01/26/21	KAW	Begin work on updated, itemized accounting.	1.10	302.50
01/26/21	KAW	Address compliance with annual report of guardian requirements.	0.10	27.50
01/26/21	JAB	{NO CHARGE} Review and analyze deposition notice to quitclaim representative and notify counsel of unavailability.	0.30	
01/27/21	KAW	Prepare first annual report of guardian, including review of the case pleadings and the file as conducive to the same.	2.90	797.50
01/27/21	KAW	Continue work on updated, itemized accounting; email questions to Kimberly Jones relating to the same.	1.60	440.00
01/27/21	KAW	Exchange emails with counsel for the protected person.	0.10	27.50
01/27/21	KAW	Review email from Kimberly Jones regarding accounting and receipts.	0.10	27.50
01/28/21	KAW	Leave voicemail with Ms. Jones; phone call with Ms. Jones regarding updated accounting; coordinate with MAC staff in anticipation of receipt drop-off.	0.30	82.50
01/28/21	KAW	Draft pleading for updated accounting and report of guardian; update GT and JAB about the same and current status.	0.90	247.50
01/29/21	KAW	Finish itemizing expenses and updating accounting based on the same; email specific questions to Ms. Jones and review answers to the same.	2.40	660.00
01/29/21	KAW	Briefly revise report of guardian; email the same to Ms. Jones; review JAB's updates.	0.30	82.50
01/29/21	JAB	Call with Kehoe regarding settlement issues; follow up with Kimberly regarding same.	0.40	110.00
01/29/21	JAB	{NO CHARGE} Review guardian report draft and call with Kim over same.	0.50	
02/01/21	JAB	Review counter proposal offer from Kehoe and discuss same with	0.90	247.50

MARQUIS AURBACH COFFING P.C.

Guardianship of Kathleen June Jones

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Date	Atty	Description	Hours	Amount
		clients, Maria, and Michelson.		
02/01/21	JAB	Review and analyze reply in support of motion for visitation and related complaints.	0.60	165.00
02/01/21	KAW	Review medication and provider list from Ms. Jones as well as continued discussion regarding report of guardian; email Ms. Jones and JAB regarding the same.	0.20	55.00
02/02/21	JAB	Call and correspondence to various parties regarding settlement in A-Case.	0.40	110.00
02/02/21	JAB	Begin drafting motion on shortened time to compromise civil claim of protected person and concurrent request to seal hearing.	2.00	550.00
02/03/21	JAB	Extended call with Kimberly regarding petition to compromise civil claims of June and follow up with opposing counsel on terms.	0.70	192.50
02/04/21	JAB	Review and redline proposed mutual release; discuss same with clients and finalize exhibits and motion to compromise.	1.80	495.00
02/08/21	KAW	Call Ms. Jones to discuss guardianship report and accounting; update GT and JAB regarding the same.	0.30	82.50
02/08/21	KAW	Email Ms. Jones regarding relevant guardianship authorities and standards for annual reports.	0.20	55.00
02/08/21	JAB	Extended discussions with J. Michelson and clients regarding global agreement on visitation and outstanding matters.	2.20	605.00
02/08/21	JAB	{NO CHARGE} Further discussions with clients and J. Michelson regarding outstanding petitions before court.	0.50	
02/08/21	JAB	Review and discuss ex-parte application for attendance of June filed by J. Michelson.	0.40	110.00
02/09/21	JAB	{NO CHARGE} Correspondence with KAW concerning report of guardian and discussions.	0.20	
02/10/21	JAB	Prepare for oral argument on petition for visitation and petition to compromise civil claim of June.	2.50	687.50
02/11/21	JAB	Attend hearing on petition for removal and initial petition to compromise chose in action; discuss same with client.	2.40	660.00
02/11/21	JAB	Prepare for oral argument on continued hearing to compromise.	0.50	137.50
02/16/21	JAB	Review order appointing guardian ad litem; finalize revisions with Kehoe to mutual release.	0.30	82.50
02/19/21	KAW	Review and address email from Kimberly Jones entitled "moving forward".	0.20	55.00
02/23/21	JAB	Call with E. Brickfield and follow up with client regarding outstanding matters.	0.60	165.00
Total Fees			327.90	88,746.00

Disbursements			
Date	Description		Amount
	Copies		387.75

MARQUIS AURBACH COFFING P.C.

Guardianship of Kathleen June Jones

February 25, 2021

Invoice 362930

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Date	Description	Amount
	Postage	14.50
	Online Filing Fees	56.00
	Westlaw Research	2,549.97
	Scanning Charges	61.00
	Messenger Service	60.00
09/09/20	Clark County Clerk; Filing fee	30.00
09/05/20	Check Issued; Conference call 08/04/2020; Premiere Global Services	37.41
10/14/20	Check Issued; Attempted service to Cleveland Clinic; Report to Court	35.00
10/14/20	Check Issued; Videographer fee regarding deposition of Kandi Powell; Rocket Reporters, Inc.	833.75
10/14/20	Check Issued; Deposition transcript regarding Kandi Powell; Rocket Reporters, Inc.	1,574.60
10/31/20	Check Issued; Attempted service to Cleveland Clinic; Report to Court	75.00
10/29/20	Miscellaneous Expenses; MRO - Medical records from Cleveland Clinic Lou Ruvo Center for Brain Health	87.61
10/31/20	Check Issued; Deposition transcript regarding Richard Powell; Rocket Reporters, Inc.	1,070.95
10/31/20	Check Issued; Videographer fee for deposition of Richard Powell; Rocket Reporters, Inc.	490.00
11/11/20	Clark County Clerk; Filing fee	200.00
12/18/20	Clark County Clerk; Filing fee	193.00
Total Disbursements		7,756.54

**MARQUIS AURBACH
COFFING**

ATTORNEYS AT LAW

10001 PARK RUN DRIVE
LAS VEGAS, NEVADA 89145
Telephone 702-382-0711
Fax 702-382-5816

Guardianship of Kathleen June Jones
Attn: Kimberly Jones
185443 Yorba Linda Blvd, #146
Yorba Linda, CA 92886

Invoice 365704 - 374824
February 25, 2021

ID: 15820-001 - GT

Re: Quiet Title & Lis Pendens

For Services Rendered Through February 24, 2021

Current Fees	4,757.50
Current Disbursements	298.20
Total Current Charges	5,055.70
Total Current Due	5,055.70

Total Due				5,055.70
Total	0.00	0.00	0.00	0.00

MARQUIS AURBACH COFFING P.C.

Guardianship of Kathleen June Jones
Re: Quiet Title & Lis Pendens
I.D. 15820-001 - GT

February 25, 2021
Invoice 365704 -
Page 2

Fees				
Date	Atty	Description	Hours	Amount
05/26/20	JAB	Discuss preservation deposition with counsel for Yeoman based on health concerns.	0.20	55.00
05/28/20	JAB	Continued discussion regarding preservation deposition of Yeoman and necessity of responsive pleading prior to stipulation.	0.30	82.50
06/03/20	JAB	Begin drafting petition for return of Kraft Avenue property under 159.305.	1.50	412.50
06/08/20	JAB	Review and revise stipulation regarding preservation deposition of Yeoman.	0.30	82.50
06/16/20	JAB	Conference call with opposing counsel regarding preservation deposition.	0.30	82.50
06/22/20	JAB	Receive, review, and analyze answer, counterclaim, and third party claim; discuss with clients.	1.80	495.00
06/23/20	JAB	Draft answer and affirmative defenses to counterclaim and third party claim.	1.50	412.50
06/23/20	JAB	Review documents produced from Ty to be used in deposition of Yeoman.	0.20	55.00
06/24/20	JAB	Finalize and serve initial 16.1 disclosures in advance of Yeoman deposition.	1.40	385.00
06/24/20	JAB	Review, analyze, and disclose JP Morgan Chase subpoena documents; incorporate same into deposition preparation.	1.90	522.50
06/24/20	JAB	Prepare for deposition of Yeoman; organize documents for use in deposition for same.	3.90	1,072.50
06/25/20	JAB	Draft motion to consolidate cases.	2.50	687.50
06/26/20	JAB	Finalize deposition preparation for Yeoman preservation deposition and finalize exhibits for same.	1.50	412.50
Total Fees			17.30	4,757.50

Disbursements		
Date	Description	Amount
05/12/20	Copies	145.75
	Postage	25.20
	Scanning Charges	99.25
	Online Filing Fees	28.00
Total Disbursements		298.20

Exhibit 5

1 **DECLARATION OF JAMES A. BECKSTROM, ESQ. IN SUPPORT OF MOTION**
2 **FOR ATTORNEY'S FEES AND COSTS**

3 JAMES A. BECKSTROM, ESQ., declares as follows:

4 1. I am over the age of 18 years and have personal knowledge of the facts stated
5 herein, except for those stated upon information and belief, and as to those, I believe them to be
6 true. I am competent to testify as to the facts stated herein in a court of law and will so testify if
7 called upon.

8 2. I am duly licensed to practice law in the State of Nevada and am an attorney at
9 Marquis Aurbach Coffing ("MAC"), counsel for the Kimberly Jones, Guardian of the Protected
10 Person June Jones.

11 3. I make this declaration in support of Kimberly Jones' Petition for attorneys' fees
12 and costs.

13 4. The fees and costs billed by MAC as stated in the corresponding Motion from
14 December 31, 2019 to February 28, 2021 are correctly stated in **Exhibit 4** to the Petition for
15 Attorney Fees and Costs.

16 5. From MAC, Geraldine Tomich, Esq., James A. Beckstrom, Esq., and Kathleen
17 Wilde, Esq. provided work on this case. The hourly rates for each attorney working on this case
18 were \$275 to \$425 per hour. The reduced hourly rate of \$275 compared to \$325 was applied to
19 nearly all of the time at issue is reasonable in light of the legal experience of each of the
20 aforementioned attorneys. The hourly rates charged by MAC are below the average for
21 comparably experienced attorneys in firms of comparable size, thus, providing further proof of
22 the reasonableness of the amounts charged. The average billable rate incurred by MAC is also far
23 below those of other attorneys involved in the guardianship proceedings and related litigation
24 involving the Protected Person.

25 6. Based upon the factors set forth in *Brunzell v. Golden Gate Nat'l Bank*, 85 Nev.
26 345, 455 P.2d 31, the above attorneys fees are reasonable, and should be awarded. The
27 enumerated *Brunzell* factors are as follows:
28

QUALITIES OF THE ADVOCATE

7. The quality of MAC as an advocate is well known within the Las Vegas legal community.

8. MAC is AV rated by Martindale-Hubbell and is listed in Martindale-Hubbell's registry of Preeminent Lawyers.

9. The counsel and supervising attorneys in this matter are Shareholders or Directors at MAC. Geraldine Tomich, Esq. is an attorney at MAC. She is the Chairperson for MAC's Estate Planning Department. Ms. Tomich has extensive experience in all aspects of complex Guardianship, Estate and Trust matters. She has a master's degree in law for which she graduated *magna cum laude*. Ms. Tomich has used her knowledge and skills for numerous community outreach organizations. James A. Beckstrom, Esq., is an attorney at MAC. Mr. Beckstrom is licensed in Nevada and California, where he maintains a strong reputation in the legal community. Prior to working at MAC, Mr. Beckstrom was the law clerk for the Honorable Michael P. Villani in the Eighth Judicial District Court, Las Vegas, Nevada. Mr. Beckstrom has experience in all aspects of civil litigation from pre-litigation to appeal. Kathleen Wilde, Esq. is also highly qualified and respected within this legal community, handling general litigation, guardianship, and appellate matters. Prior to practicing at MAC, Mrs. Wilde was a clerk for the Honorable Kristina Pickering and Jay S. Bybee, respectively on the Nevada Supreme Court and Ninth Circuit Court of Appeals. Thus, MAC's fees are reasonable in light of the firm's experience, professional standing and skill

10. All attorneys who provided services on behalf of Kimberly are skilled litigators with many of experience and have an excellent reputation in this community for competency in civil litigation and quality legal work.

11. The sum being sought is reasonable in light of the legal experience and the fees generally charged in this community.

CHARACTER OF THE WORK DONE

1 12. The efforts in successfully litigating this matter included researching, drafting,
2 and revising briefs, client communications, preparing for and attending hearings, and drafting
3 motions. As such, the work was necessary to achieve the best outcome for Kimberly and more
4 importantly, the Protected Person.

5 13. None of the work performed by MAC on behalf Kimberly has been done in a
6 cursory manner. Instead, all work was thoroughly researched, supported by applicable law and
7 evidence, and finalized after multiple drafts and iterations to reach a final product.

8 14. MAC further took great care in writing off significant time incurred on behalf of
9 Kimberly and the Protected Person. This included "no-charging" extensive amounts of time.

10 15. Moreover, each task performed by counsel was essential and was of the highest
11 character and caliber.

12 ACTUAL WORK PERFORMED

13 16. The time recorded by MAC is reflected in the attached allocated invoice
14 maintained by the firm, which are provided in support of Kimberly's Petition for attorney fees
15 and costs. *See Exhibit 4.*

16 17. The billing statements establish that all legal services rendered were reasonable
17 and necessary in litigating the Action. I have reviewed all of the billing statements personally
18 and confirm each charge was reasonable and necessary to effectively represent Kimberly.

19 18. The work performed was focused solely on the claims relating to June and the
20 necessary defenses therein.

21 THE RESULT

22 19. Success in the context of prosecuting claims on behalf of vulnerable persons in
23 the community, like the Protected Person is a moving target. Nonetheless, based on the situation
24 at issue and the options available, thus far throughout litigating June's civil claims and
25 representing Kimberly within the Guardianship Proceedings, the results have been the best
26 available.

MARQUIS AURBACH COFFING

10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

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20. Pursuant to NRS 53.045, I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Dated this 10th of March, 2021

/s/ James A. Beckstrom
JAMES A. BECKSTROM, ESQ.

Accounting Date	Cost Code	Payee	Description	Units	Amount
10/14/2020	Check Issued	Report to Court	Attempted service to Cleveland Clinic	0	\$ 35.00
10/14/2020	Check Issued	Rocket Reporters, Inc.	Videographer fee regarding deposition of Kandi Powell	0	\$ 833.75
10/14/2020	Check Issued	Rocket Reporters, Inc.	Deposition transcript regarding Kandi Powell	0	\$ 1,574.60
10/31/2020	Check Issued	Report to Court	Attempted service to Cleveland Clinic	0	\$ 75.00
10/31/2020	Check Issued	Rocket Reporters, Inc.	Deposition transcript regarding Richard Powell	0	\$ 1,070.95
10/31/2020	Check Issued	Rocket Reporters, Inc.	Videographer fee for deposition of Richard Powell	0	\$ 490.00
9/5/2020	Check Issued	Premiere Global Services	Conference call 08/04/2020	0	\$ 37.41
	Check Issued Total				\$ 4,116.71

Accounting Date	Cost Code	Payee	Description	Units	Amount
11/11/2020	Clerk of the Court - Clark County		Filing fee	0	\$ 200.00
12/18/2020	Clerk of the Court - Clark County		Filing fee	0	\$ 193.00
9/9/2020	Clerk of the Court - Clark County		Filing fee	0	\$ 30.00
	Clerk of the Court - Clark County Total				\$ 423.00

Accounting Date	Cost Code	Payee	Description	Units	Amount
1/12/2021	Copies			16	\$ 4.00
1/12/2021	Copies			3	\$ 0.75
1/15/2021	Copies			5	\$ 1.25
1/25/2021	Copies			22	\$ 5.50
1/26/2021	Copies			17	\$ 4.25
1/26/2021	Copies			7	\$ 1.75
1/26/2021	Copies			11	\$ 2.75
1/26/2021	Copies			2	\$ 0.50
1/29/2021	Copies			2	\$ 0.50
1/4/2021	Copies			6	\$ 1.50
1/6/2021	Copies			1	\$ 0.25
10/12/2020	Copies			1	\$ 0.25
10/13/2020	Copies			2	\$ 0.50
10/15/2020	Copies			1	\$ 0.25
10/16/2020	Copies			24	\$ 6.00
10/16/2020	Copies			78	\$ 19.50
10/16/2020	Copies			6	\$ 1.50
10/16/2020	Copies			39	\$ 9.75
10/16/2020	Copies			84	\$ 21.00
10/16/2020	Copies			15	\$ 3.75
10/16/2020	Copies			39	\$ 9.75
10/16/2020	Copies			33	\$ 8.25
10/16/2020	Copies			57	\$ 14.25
10/16/2020	Copies			27	\$ 6.75
10/16/2020	Copies			3	\$ 0.75
10/16/2020	Copies			22	\$ 5.50
10/19/2020	Copies			20	\$ 5.00
10/19/2020	Copies			2	\$ 0.50
10/5/2020	Copies			5	\$ 1.25
10/9/2020	Copies			1	\$ 0.25
10/9/2020	Copies			1	\$ 0.25
10/9/2020	Copies			1	\$ 0.25
10/9/2020	Copies			8	\$ 2.00
10/9/2020	Copies			6	\$ 1.50
10/9/2020	Copies			9	\$ 2.25
11/10/2020	Copies			29	\$ 7.25
11/10/2020	Copies			1	\$ 0.25
11/13/2020	Copies			6	\$ 1.50
11/13/2020	Copies			3	\$ 0.75
11/17/2020	Copies			34	\$ 8.50
11/3/2020	Copies			1	\$ 0.25
11/3/2020	Copies			1	\$ 0.25
11/5/2020	Copies			1	\$ 0.25
12/1/2020	Copies			6	\$ 1.50
12/1/2020	Copies			9	\$ 2.25
12/1/2020	Copies			13	\$ 3.25
12/1/2020	Copies			2	\$ 0.50
12/1/2020	Copies			16	\$ 4.00
12/10/2020	Copies			19	\$ 4.75
12/15/2020	Copies			13	\$ 3.25
12/18/2020	Copies			8	\$ 2.00

Accounting Date	Cost Code	Payee	Description	Units	Amount
12/18/2020	Copies			116	\$ 29.00
12/21/2020	Copies			8	\$ 2.00
12/21/2020	Copies			3	\$ 0.75
12/21/2020	Copies			2	\$ 0.50
12/21/2020	Copies			1	\$ 0.25
12/21/2020	Copies			1	\$ 0.25
12/21/2020	Copies			2	\$ 0.50
12/22/2020	Copies			1	\$ 0.25
12/30/2020	Copies			15	\$ 3.75
12/31/2020	Copies			34	\$ 8.50
2/2/2021	Copies			2	\$ 0.50
2/2/2021	Copies			26	\$ 6.50
2/22/2021	Copies			4	\$ 1.00
2/23/2021	Copies			8	\$ 2.00
2/26/2020	Copies			18	\$ 4.50
2/26/2020	Copies			18	\$ 4.50
2/3/2021	Copies			21	\$ 5.25
2/6/2021	Copies			6	\$ 1.50
2/8/2021	Copies			108	\$ 27.00
2/8/2021	Copies			1	\$ 0.25
2/8/2021	Copies			1	\$ 0.25
2/8/2021	Copies			1	\$ 0.25
2/8/2021	Copies			1	\$ 0.25
2/8/2021	Copies			1	\$ 0.25
2/8/2021	Copies			1	\$ 0.25
2/8/2021	Copies			42	\$ 10.50
3/3/2020	Copies			1	\$ 0.25
6/22/2020	Copies			26	\$ 6.50
7/10/2020	Copies			3	\$ 0.75
7/13/2020	Copies			12	\$ 3.00
7/20/2020	Copies			9	\$ 2.25
7/20/2020	Copies			2	\$ 0.50
7/21/2020	Copies			22	\$ 5.50
7/21/2020	Copies			2	\$ 0.50
7/22/2020	Copies			2	\$ 0.50
7/23/2020	Copies			1	\$ 0.25
7/28/2020	Copies			2	\$ 0.50
7/8/2020	Copies			3	\$ 0.75
7/9/2020	Copies			6	\$ 1.50
8/11/2020	Copies			1	\$ 0.25
8/14/2020	Copies			49	\$ 12.25
8/14/2020	Copies			1	\$ 0.25
8/21/2020	Copies			6	\$ 1.50
8/21/2020	Copies			6	\$ 1.50
8/7/2020	Copies			18	\$ 4.50
9/18/2020	Copies			19	\$ 4.75
9/21/2020	Copies			1	\$ 0.25
9/21/2020	Copies			1	\$ 0.25
9/21/2020	Copies			2	\$ 0.50
9/21/2020	Copies			2	\$ 0.50
9/29/2020	Copies			2	\$ 0.50

Accounting Date	Cost Code	Payee	Description	Units	Amount
9/29/2020	Copies			147	\$ 36.75
9/4/2020	Copies			7	\$ 1.75
9/4/2020	Copies			9	\$ 2.25
9/4/2020	Copies			8	\$ 2.00
9/9/2020	Copies			1	\$ 0.25
	Copies Total				\$ 387.75

Accounting Date	Cost Code	Payee	Description	Units	Amount
8/20/2020	Messenger Service			0	\$ 30.00
8/20/2020	Messenger Service			0	\$ 30.00
	Messenger Service Total				\$ 60.00

Accounting Date	Cost Code	Payee	Description	Units	Amount
10/29/2020	Miscellaneous Expense		MRO - Medical records from Cleveland Clinic Lou Ruvo Center for Brain Health	0	\$ 87.61
	Miscellaneous Expense Total				\$ 87.61

Accounting Date	Cost Code	Payee	Description	Units	Amount
1/31/2021	Online Filing Fees			0	\$ 3.50
1/31/2021	Online Filing Fees			0	\$ 3.50
11/11/2020	Online Filing Fees			0	\$ 3.50
11/11/2020	Online Filing Fees			0	\$ 3.50
12/31/2020	Online Filing Fees			0	\$ 3.50
12/31/2020	Online Filing Fees			0	\$ 3.50
12/31/2020	Online Filing Fees			0	\$ 3.50
3/31/2020	Online Filing Fees			0	\$ 3.50
6/30/2020	Online Filing Fees			0	\$ 3.50
7/31/2020	Online Filing Fees			0	\$ 3.50
7/31/2020	Online Filing Fees			0	\$ 3.50
8/31/2020	Online Filing Fees			0	\$ 3.50
8/31/2020	Online Filing Fees			0	\$ 3.50
8/31/2020	Online Filing Fees			0	\$ 3.50
9/23/2020	Online Filing Fees			0	\$ 3.50
9/23/2020	Online Filing Fees			0	\$ 3.50
	Online Filing Fees Total				\$ 56.00

Accounting Date	Cost Code	Payee	Description	Units	Amount
2/8/2021	Postage			0	\$ 10.80
3/9/2020	Postage			0	\$ 1.10
8/14/2020	Postage			0	\$ 2.60
	Postage Total				\$ 14.50

Accounting Date	Cost Code	Payee	Description	Units	Amount
10/20/2020	Scanning			9	\$ 2.25
10/20/2020	Scanning			13	\$ 3.25
10/20/2020	Scanning			13	\$ 3.25
10/29/2020	Scanning			5	\$ 1.25
10/9/2020	Scanning			2	\$ 0.50
11/30/2020	Scanning			5	\$ 1.25
12/21/2020	Scanning			9	\$ 2.25
2/2/2021	Scanning			1	\$ 0.25
7/23/2020	Scanning			1	\$ 0.25
7/23/2020	Scanning			4	\$ 1.00
7/23/2020	Scanning			7	\$ 1.75
7/23/2020	Scanning			1	\$ 0.25
7/23/2020	Scanning			8	\$ 2.00
7/23/2020	Scanning			7	\$ 1.75
7/23/2020	Scanning			9	\$ 2.25
7/23/2020	Scanning			6	\$ 1.50
7/23/2020	Scanning			1	\$ 0.25
7/23/2020	Scanning			6	\$ 1.50
7/23/2020	Scanning			6	\$ 1.50
7/23/2020	Scanning			5	\$ 1.25
7/23/2020	Scanning			6	\$ 1.50
7/23/2020	Scanning			6	\$ 1.50
7/23/2020	Scanning			10	\$ 2.50
7/23/2020	Scanning			4	\$ 1.00
7/23/2020	Scanning			4	\$ 1.00
7/23/2020	Scanning			2	\$ 0.50
7/23/2020	Scanning			5	\$ 1.25
7/23/2020	Scanning			20	\$ 5.00
7/23/2020	Scanning			26	\$ 6.50
7/23/2020	Scanning			1	\$ 0.25
8/14/2020	Scanning			34	\$ 8.50
9/21/2020	Scanning			6	\$ 1.50
9/22/2020	Scanning			2	\$ 0.50
	Scanning Total				\$ 61.00

Accounting Date	Cost Code	Payee	Description	Units	Amount
1/31/2021	Westlaw Research			0	\$ 63.94
10/31/2020	Westlaw Research			0	\$ 10.46
11/30/2020	Westlaw Research			0	\$ 879.85
12/31/2020	Westlaw Research			0	\$ 475.64
6/30/2020	Westlaw Research			0	\$ 249.53
7/31/2020	Westlaw Research			0	\$ 109.81
7/31/2020	Westlaw Research			0	\$ 402.00
7/31/2020	Westlaw Research			0	\$ 46.34
8/31/2020	Westlaw Research			0	\$ 255.21
8/31/2020	Westlaw Research			0	\$ 57.19
	Westlaw Research Total				\$ 2,549.97

Accounting Date	Cost Code	Payee	Description	Units	Amount
	Grand Total				\$ 7,756.54

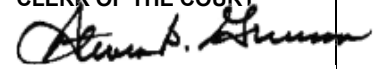
Accounting Date	Cost Code	Units	Amount
5/12/2020	Copies	490	\$ 122.50
5/12/2020	Copies	1	\$ 0.25
5/12/2020	Copies	1	\$ 0.25
5/12/2020	Copies	1	\$ 0.25
5/12/2020	Copies	1	\$ 0.25
5/12/2020	Copies	1	\$ 0.25
5/12/2020	Copies	1	\$ 0.25
5/12/2020	Copies	1	\$ 0.25
5/12/2020	Copies	1	\$ 0.25
5/12/2020	Copies	1	\$ 0.25
5/12/2020	Copies	1	\$ 0.25
5/14/2020	Copies	29	\$ 7.25
5/19/2020	Copies	6	\$ 1.50
5/19/2020	Copies	8	\$ 2.00
5/5/2020	Copies	4	\$ 1.00
5/5/2020	Copies	3	\$ 0.75
5/5/2020	Copies	8	\$ 2.00
6/22/2020	Copies	5	\$ 1.25
6/26/2020	Copies	1	\$ 0.25
6/5/2020	Copies	18	\$ 4.50
6/5/2020	Copies	1	\$ 0.25
	Copies Total		\$ 145.75

Accounting Date	Cost Code	Units	Amount
5/20/2020	Online Filing Fees	0	\$ 3.50
5/20/2020	Online Filing Fees	0	\$ 3.50
5/24/2020	Online Filing Fees	0	\$ 3.50
5/31/2020	Online Filing Fees	0	\$ 3.50
5/31/2020	Online Filing Fees	0	\$ 3.50
6/30/2020	Online Filing Fees	0	\$ 3.50
6/30/2020	Online Filing Fees	0	\$ 3.50
6/7/2020	Online Filing Fees	0	\$ 3.50
	Online Filing Fees Total		\$ 28.00

Accounting Date	Cost Code	Units	Amount
5/12/2020	Postage	0	\$ 25.20
	Postage Total		\$ 25.20

Accounting Date	Cost Code	Units	Amount
5/14/2020	Scanning	4	\$ 1.00
6/19/2020	Scanning	24	\$ 6.00
6/26/2020	Scanning	154	\$ 38.50
6/26/2020	Scanning	36	\$ 9.00
6/26/2020	Scanning	1	\$ 0.25
6/26/2020	Scanning	178	\$ 44.50
	Scanning Total		\$ 99.25

Accounting Date	Cost Code	Units	Amount
	Grand Total		\$ 298.20



Marquis Aurbach Coffing
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Attorneys for Kimberly Jones

DISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of the Guardianship of Estate of:

CASE NO.: G-19-052263-A
DEPT. NO.: B

KATHLEEN JUNE JONES,

Protected Person.

HEARING REQUESTED
 X YES NO

PETITION TO RELOCATE PROTECTED PERSON AND TRANSFER GUARDIANSHIP

COMES NOW, Kimberly Jones, in her capacity as Guardian of the Person and Estate of Kathleen June Jones, by and through the law firm of Marquis Aurbach Coffing, and hereby petitions this Court for a Petition to Relocate Protected Person and Transfer Guardianship. This Petition is based on the following Points and Authorities, the pleadings and papers on file herein, and any oral argument permitted at the hearing on this matter.

Dated this 26th day of March, 2021.

MARQUIS AURBACH COFFING

By /s/ James A. Beckstrom
Geraldine Tomich, Esq.
Nevada Bar No. 8369
James A. Beckstrom, Esq.
Nevada Bar No. 14032
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Kimberly Jones

MEMORANDUM OF POINTS AND AUTHORITIES

I. INTRODUCTION

The instant Petition is no surprise and has been contemplated by the family for some time. Kimberly Jones (“Kimberly”), Guardian of June Jones (“June”) hereby seeks an order of this Court for the relocation of June from Las Vegas to Anaheim, California. This relocation is in the best interests of June and necessary based on the totality of the circumstances. Notably, resolution of June’s civil lawsuit pertaining to her current residence in Las Vegas has resolved, with her waiving claims to ownership of that property in return for a financial payment. This has left June in a situation where she no longer has an ownership interest in any real property in Nevada. The termination of this ownership interest, as presented to this Court on a number of prior occasions is coming up very quickly—June’s move-out date is April 10, 2021.¹

In evaluating June’s options for relocation, Kimberly has made a diligent and detailed search for alternative housing that would be accommodate June. This included, but was not limited to, reviewing rental options in Las Vegas and the greater metropolitan area of Southern California, a place where June has historically resided and Kimberly resided prior to relocating to Las Vegas to assume her guardianship duties for June. The result of this search, after weighing rental costs, scarcity of rentals in light of the COVID-19 pandemic, and locating a stable living situation for June was a return to June’s former residence in Anaheim, California. As more fully detailed herein and has discussed previously before this Court, this option is the most logical and appropriate relocation for June. It provides June with a stable living environment, is extremely cost efficient, and a place June desires to reside. The location also checks the boxes as being close to the majority of June’s children, who reside in or around this area and allows Kimberly the opportunity, when and if the time is right, to ease back to some home-based work.

With this requested relocation is the concurrent request to transfer this Guardianship to the Court with jurisdiction over June’s proposed new domicile, the Orange County Superior Court.

¹ This is the last date under the settlement agreement that June will be allowed to reside in the Kraft Property, without incurring outrageous daily rent in the amount of \$175 per day, or approximately \$5,250 per month.

1 Transfer is sought in a phased approach pursuant to NRS 159.2023, wherein Kimberly seeks a
2 provisional order authorizing Kimberly to file for a Conservatorship in Orange County. Thereafter,
3 once the appropriate case has been opened, Kimberly seeks termination of this Court's jurisdiction
4 in ordinary course to finalize June's permanent transition.

5 **II. STATEMENT OF FACTS**

6 1. June currently resides with Kimberly at 6277 Kraft Avenue, Las Vegas, NV ("Kraft
7 Avenue"). June no longer owns Kraft Avenue and is currently a lessor subject to a leaseback
8 governed by a settlement agreement approved by this Court. Currently, June is paying a prorated
9 rent of \$4,000 per month. This rate increases if June has not vacated the Kraft Avenue on or before
10 April 10, 2021. Every day June stays in Kraft Avenue, is costing her unnecessary resources.²

11 2. June is the owner of real property in Anaheim, California, commonly described as
12 1054 S. Verde Street, Anaheim, CA 92805 (the "Anaheim Property"). This property is currently
13 occupied by tenants, paying \$2,500. However, Kimberly has gone to great lengths to explain
14 June's situation to these tenants and has negotiated early termination of the current tenancy as of
15 April 1, 2021. *See* Lease Termination Agreement, **Exhibit 1**. This was consistent with the opinion
16 of this Court and June's other children.

17 3. June is willing to move to the Anaheim Property, after Kimberly discussed the
18 available options with her, including the difficulty locating housing in the current rental market.
19 June is excited for what she calls a "new adventure."

20 4. The Anaheim Property currently has a mortgage in June's name totaling \$820.00
21 per month, inclusive of property taxes. Anticipated utilities for the home are conservatively
22 estimated at \$500 per month. The total monthly costs for this home would be approximately
23 \$1,320.00.

24 5. Kimberly and June would have their own rooms at the Anaheim Property. The
25 Property being comprised of approximately 1,236 square feet also has sufficient common areas for
26

27 ² This is the last date under the settlement agreement that June will be allowed to reside in the Kraft Property,
28 without incurring outrageous daily rent in the amount of \$175 per day, or approximately \$5,250 per month.

1 June to entertain family and friends that may come to visit her, as well as a spacious backyard area.
2 The breakdown would be June paying approximately \$250 per month (half estimated utilities) and
3 Kimberly paying \$1,070 per month (mortgage plus half utilities). The amount June will be paying
4 is far below any other available housing in Las Vegas or California.

5 6. Kimberly can move the limited amount of furniture from the Kraft Avenue Property
6 on April 1, 2021. This will be done through a U-Haul, estimated to cost between \$500-\$1,000. The
7 goal is to set the walk-thru contemplated by the Settlement Agreement for April 1, 2021.

8 7. The Anaheim Property is located within the judicial district of Orange County,
9 California.

10 8. June has previously resided in Anaheim, California and two of her children are
11 within driving distance of the Anaheim Property, Donna Simmons and Scott Simmons.

12 9. June previously had established geriatric care at University California Irvine, a
13 short drive from the Anaheim Property.

14 **III. LEGAL ARGUMENT**

15 Relocation of June and transferring these proceedings to California is the most appropriate
16 plan of action for June.

17 **A. RELOCATION OF JUNE IS NECESSARY, APPROPRIATE, AND IN**
18 **HER BEST INTEREST.**

19 NRS 159.0807(3)(b) requires the Guardian to notify all interested parties of a change of
20 residence. Here, as discussed at length throughout many hearings, Kimberly seeks permission to
21 relocate June from Las Vegas, Nevada to Anaheim, California. June currently resides with
22 Kimberly at Kraft Avenue. However, as June no longer owns Kraft Avenue and is currently a
23 lessor subject extremely high rent, a move from Kraft Avenue is necessary and in the best interest
24 of June. June's finances cannot afford the current rent of \$4,000 per month and certainly cannot
25 afford the increased rate of \$5,250 per month, which begins April 10, 2021.

26 Having searched for alternative housing, June's rental property in Anaheim, California is
27 the best available housing for June. June is the owner of the Anaheim Property and Kimberly has
28 negotiated an early termination of the tenancy currently occupying the Anaheim Property. *See*

1 Exhibit 1. June is willing to move to the Anaheim Property, after being presented with the
2 available options and being informed of the difficulty locating housing in the current rental market.
3 In all, June is excited for what she calls a “new adventure” where she is excited to be close to the
4 beach and blessed with year around good weather.

5 Analyzing this relocation in the light of finances and health, the relocation checks all of
6 June’s boxes. The Anaheim Property currently has a mortgage in June’s name totaling \$820.00
7 per month, inclusive of property taxes. Anticipated utilities for the home are conservatively
8 estimated at \$500 per month. The total monthly costs for this home would be approximately
9 \$1,320.00. Kimberly and June would have their own rooms at the Anaheim Property. The
10 breakdown would be June paying approximately \$250 per month (half estimated utilities) and
11 Kimberly paying \$1,070 per month (mortgage plus half utilities). *See Proposed Lease Agreement,*
12 **Exhibit 2.** The amount June will be paying is far below any other available housing in Las Vegas
13 or California.

14 Turning to continuity of health care, Anaheim is actually a better location for June to
15 receive a higher level of medical care. The Anaheim property is located very close to University
16 California Irvine Medical Center (“UCI”). June has previously established care at this location,
17 there is little need to explain that the world-class care at UCI is appropriate for June. June maintains
18 Medicare insurance and is in stable health, though she has regular doctor visits. Kimberly will
19 reestablish care at UCI within a week of moving to Anaheim and Kimberly will begin the process
20 of setting up medical record transfers from June’s current physicians in Las Vegas. In addition to
21 UCI, Anaheim is central to some of the best hospitals and medical care in the United States, as it
22 is centrally located to UCLA, Cedar Sinai, and a host of other first-class medical establishments.
23 Thus, regardless of whether June’s health continues to remain stable, as it has for the past three
24 years, Anaheim provides June with the necessary healthcare resources.

25 Finances and healthcare aside, relocation to Anaheim also places June closer to the
26 majority of her family, which consists of her three children, Scott Simmons, Donna Simmons, and
27 of course Kimberly—who lived in this area prior to temporary locating to Las Vegas to care for
28

1 June. While two of June's children, Robyn Friedman and Teri Butler remain in Nevada and
2 Arizona, this has already been a discussion before the Court and travel to June will not be difficult.

3 Finally, focusing on the timing of the relocation, as stated, Kimberly seeks to vacate Kraft
4 Avenue on April 1, 2021, the same date the Anaheim tenants are set to depart. This departure date
5 makes the most sense for a number of reasons. There is no need to be paying the current Kraft
6 Avenue owners any more rent than necessary and June is now anxious and excited to get to
7 California. It should come as no surprise that the past two years in Las Vegas have not been the
8 most memorable for June, as she has been faced with extended litigation and court proceeding, the
9 death of her husband, and a literal fight over where she belongs. June welcomes a fresh start with
10 open arms. In the event there is a short gap in the time the current tenants vacate the Anaheim
11 Property and the April 1, 2021 moving date, Kimberly after consulting with June and having
12 proposed the same to this Court, seeks permission to temporarily take June to Norco, California to
13 stay at Woodspring Extended Stay Suites. During this time June will be close to her daughter
14 Donna and her grandchildren. The location is safe, stable, and cost efficient. The hotel provides
15 handicap accessible features. It is pet friendly, so June can bring her beloved dog with her. It will
16 also allow Kimberly and June to vacate as soon as the Anaheim Property is available for move in,
17 without any delay. The anticipated cost of lodging for a week is approximately \$100 per day. *See*
18 *Printout of Anticipated Charges*, attached as **Exhibit 3**. This would allow June the quickest option
19 of relocation and is nothing unusual in the context of an out of state relocation. Overall, the
20 relocation should be approved, as it is the best option and desire of June.

21 **B. TRANSFER OF THIS GUARDIANSHIP IS NECESSARY.**

22 Pursuant to NRS 159.2023, Kimberly is authorized to petition this Court to transfer the
23 jurisdiction of these proceedings to California, the proposed place of relocation for June. Transfer
24 is the only logical option available in this case. If June establishes her domicile in Anaheim,
25 California, the intent of NRS 159 and logic dictate that California is the most suitable court to
26 oversee June's status as a protected person. In reviewing the required elements for transfer, this
27 Court shall issue a provisional order granting a petition to transfer, if it finds June is reasonably
28 expected to move permanently to California, the transfer is not contrary to the interests of June,

1 and reasonable and sufficient plans for care and services exist for June in California. NRS
2 159.023(2)(a)-(c).

3 Here, as explained above, each of these elements have certainly been met. Regardless of
4 whether any Objection by an interested party follows, this topic has little room for debate and has
5 already been extensively debated. The best option for June is to relocated to Anaheim, where she
6 can live the remainder of her life in sunny California. She will have a low cost of living and some
7 of the best healthcare available.

8 As such, Kimberly seeks a provision order of this Court authorizing her to open a
9 conservatorship case in California on or around April 1, 2021. Upon doing so, she will provide the
10 Court with proof of the California Conservatorship and will seek to terminate the proceedings in
11 the Eighth Judicial District. Kimberly seeks the provisional order on or before April 1, 2021
12 deadline, so she can begin the transfer process.

13 **IV. CONCLUSION**

14 Based on the foregoing, the Petition for Relocation and Transfer should be granted.

15
16 DATED this 26th day of March, 2021.

MARQUIS AURBACH COFFING

17 By /s/ James A. Beckstrom
18 Geraldine Tomich, Esq.
19 Nevada Bar No. 8369
20 James A. Beckstrom, Esq.
21 Nevada Bar No. 14032
22 10001 Park Run Drive
23 Las Vegas, Nevada 89145
24 *Attorneys for Kimberly Jones, as*
25 *Guardian of the Person and*
26 *Estate of Kathleen June Jones*
27
28

CERTIFICATE OF SERVICE

I hereby certify that the foregoing PETITION TO RELOCATE PROTECTED PERSON AND TRANSFER GUARDIANSHIP was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 26th day of March, 2021. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:³

Maria L. Parra-Sandoval, Esq.
LEGAL AID OF SOUTHERN NEVADA
725 E. Charleston Blvd.
Las Vegas, NV 89104
Attorneys for Protected Person

John P. Michaelson, Esq.
MICHAELSON & ASSOCIATES, LTD.
2200 Paseo Verde Parkway, Ste. 160
Henderson, NV 89052
Attorneys for Robyn Friedman and Donna Simmons

I further certify that I served a copy of this document by emailing and mailing a true and correct copy thereof, postage prepaid, addressed to:

Teri Butler
586 N. Magdalena St.
Dewey, AZ 86327

Scott Simmons
1054 S. Verde St.
Anaheim, CA 92805

Jen Adamo
14 Edgewater Dr.
Magnolia, DE 19962

Jon Criss
804 Harksness Ln., Unit 3
Redondo Beach, CA 90278

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

Tiffany O'Neal
177 N. Singingwood St., Unit 13
Orange, Ca 92869

Cortney Simmons
765 Kimbark Ave.
San Bernardino, CA 9240

/s/ Cheryl Becnel

An employee of Marquis Aurbach Coffing

³ Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).

Exhibit 1

LEASE TERMINATION AGREEMENT

This LEASE TERMINATION AGREEMENT (the "**Lease Termination**") is made and entered into as of the 22nd day of March, 2021 (the "**Effective Date**"), by and between Kimberly Jones, Guardian of the Protected Person June Jones ("**Landlord**"), and [REDACTED], an individual ("**Tenant**").

RECITALS

WHEREAS, according to that certain California Residential Lease Agreement dated September 1, 2020 (the "**Lease**"), Landlord leased to Tenant that certain premises known as 1054 S. Verde Street, Anaheim, CA 92805 (the "**Premises**");

WHEREAS, Landlord and Tenant had a 1-year lease set to expire September 1, 2021 with a stated 60 day right to termination; and

WHEREAS, Landlord and Tenant desire to mutually terminate the Lease as of April 1, 2021 and forever waive any obligations, rights, or remedies available under the Lease.

AGREEMENT

NOW, THEREFORE, for good, valuable and sufficient consideration received, Landlord and Tenant hereby agree that the recitals above are true and correct and incorporated herein by this reference and further agree as follows:

1. **Lease Termination**. Landlord and Tenant agree that Tenant shall vacate the Premises on or before April 1, 2021. On or before April 1, 2021, Landlord and Tenant shall inspect the Premises to verify the condition of the Property (the "**Inspection**"). Within two business days following Inspection, Landlord shall provide to Tenant an itemized breakdown of any deductions from Tenant's security deposit, if any, along with any applicable refund of the security deposit.

2. **Mutual Waiver of Claims**. Landlord and Tenant hereby agree that in consideration for this Lease Termination, Landlord, Tenant, their heirs, assigns, and agents hereby waive any and all claims concerning the Lease or the Premises.

IN WITNESS WHEREOF, the undersigned have executed this Lease Termination Agreement as of the Effective Date.

LANDLORD:

Kimberly Jones, Guardian of Protected Person, June Jones

By: Kimberly Jones
Name: Kimberly Jones
Its: Guardian

TENANT:

[REDACTED] idual
By: [REDACTED]
Name: [REDACTED]
Its: [REDACTED]

Exhibit 2

LEASE AGREEMENT

THIS LEASE made this 1st day of April between Kimberly Jones, Guardian of the Protected person, June Jones ("Lessor") and Kimberly Jones, an individual ("Lessee"), for that real property commonly described as 1054 S. Verde Street, Anaheim, CA 92805 (the "Property").

R E C I T A L S:

1. Lessor is the owner of the Property, which is managed through her daughter, Lessee. Lessor and Lessee consistent with approval from the Guardianship Court in Clark County District Court Case No. G-19-052263-A, hereby agree and desire to enter into a month-to-month lease agreement, wherein Lessee shall pay to Lessor the amounts stated herein in return for equal use, access, and enjoyment of the Property.

2. Lessee desires to lease the aforesaid premises in conjunction with her guardianship and caretaking obligations to Lessor, wherein the intent is for Lessor to occupy the Property alongside Lessee.

3. The parties hereto desire to enter into a Lease Agreement which defines their rights, duties, and liabilities relating to the premises.

In consideration of the mutual covenants contained herein, the parties agree as follows:

SECTION 1

SUBJECT AND PURPOSE

Lessee desires to lease the aforesaid premises in conjunction with her guardianship and caretaking obligations to Lessor, wherein the intent is for Lessor to occupy a room and the common areas of the Property alongside Lessee. Lessor shall have reserved a separate bedroom within the Property and equal access to all common areas and bathrooms of the Property, with both Lessor and Lessee enjoying and reserving all rights to quiet enjoyment of the Property.

SECTION II

TERM AND RENT

The Lessor hereby leases, with Court approval, the aforesaid premises for a period of one (1) year, commencing on April 1, 2021. Lessee shall pay to Lessor the entirety of the existing mortgage and property taxes totaling \$820.00 in equal monthly installments on the first day of each month. All rental payments shall be made directly to Lessor's mortgage company. At any time after the first thirty (30) days of the lease term,

Lessee or Lessor may terminate said Lease by providing thirty (30) days written notice to the other party. Unless modified by the Parties, the term shall automatically renew each year for a consecutive one (1) year period. In addition to the obligations herein, Lessee and Lessor shall split equally all utilities for the Property (gas, electric, water, sewer, trash, cable, internet, security, etc.).

SECTION III

REPAIRS, ALTERATIONS, AND INSURANCE

As a condition to this Lease, Lessor shall, at all times during the Lease and at her own cost and expense, repair, replace, and maintain in a good and substantial condition, the Property and any improvements thereon. During the term of this Lease and for any further time that the Lessee shall hold the demised premises, Lessor shall obtain and maintain at her expense homeowner insurance on the Property, including Lessee as an additional insured.

SECTION V

APPLICABLE LAW

This Agreement shall be governed by and construed in accordance with the laws of the State of California.

IN WITNESS WHEREOF, the parties have executed this Lease Agreement at Las Vegas, Nevada on the days and year written below.

LESSEE:
Kimberly Jones

BY: _____

DATE: _____

LESSOR:
Kimberly Jones, Guardian of the Protected Person June Jones

BY: _____

DATE: _____

Exhibit 3



DESTINATION

Enter a destination

CHECK
IN

4/1/

CHECK
OUT

4/8

UPDATE

Your

1 Guest Information

Itinerary

Reservation
held for: 14:51

WoodSpring Suites Riverside- Corona-Norco

3265 Hamner Ave, Norco,
CA

Check In:

Thursday, April 1, 2021

Check Out:

Thursday, April 8, 2021

First Name*

Last Name*

Email*

Phone*

United States ▾

Address*

Address 2 (Option:

City*

Stat ▾

Zip Co

ROOM 1

2 Queen Beds,
Nonsmoking,
Accessible

2 Adults, 0 Children

\$83.00

2 Billing Information

Name on Credit Ca

Credit Card Numb



DESTINATION	CHECK IN	CHECK OUT	UPDATE
<input type="text" value="Enter a destination"/>	<input type="text" value="Expiration Month"/>	<input type="text" value="Expiration Year*"/>	<input type="text" value=""/>
	<input type="text" value="4/1"/>	<input type="text" value="4/8"/>	

Cost Summary

Total Room Stay \$581.00

Taxes \$65.04

TOTAL COST **\$646.04**

☐ I agree to terms and conditions

COMPLETE YOUR RESERVATION

Modifications or cancellation may be made until Mar 31, 2021 at 4:00 PM local hotel time.

ADD ANOTHER ROOM

It's Simple. **Done Better.**[®]

LEGAL

[Guest Rules & Policies \(/rules-and-policies\)](#)

[Privacy Policy \(/privacy\)](#)

[Terms of Use \(/terms-of-use\)](#)

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