#### IN THE SUPREME COURT OF THE STATE OF NEVADA

BRADLEY JOHN BELLISARIO Appellant,

v.

EMILY BELLISARIO,

Respondent.

Electronically Filed Apr 08 2022 09:36 p.m. Elizabeth A. Brown Clerk of Supreme Court

Supreme Court No.: 84128

District Court No.: D605263

## APPEAL FROM FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DECREE OF DIVORCE

Eighth Judicial District Court of the State of Nevada
In and for the County of Clark
THE HONORABLE MARY PERRY
DISTRICT COURT JUDGE

### APPELLANT APPENDIX – VOL. 4 PART 1

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8	03/03/2021	Affidavit of Service	AA1755
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11	05/03/2021	Notice of Entry of Order After Hearing	AA2605-
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12	05/12/2021	Notice of Entry of Order After Hearing	AA2816-
			2825
14	07/22/2021	Notice of Entry of Order After Hearing	AA3308-
			3316
14	09/20/2021	Notice of Entry of Order After Hearing	AA3385-
			3394
13	06/28/2021	Notice of Entry of Order After Hearing on	AA3215-
		June 16, 2021	3224
13	06/28/2021	Notice of Entry of Order After Hearing on	AA3225-
		May 18, 2021	3237
14	07/12/2021	Notice of Entry of Order Deeming Defendant	AA3288-
		a Vexatious Litigant	3300

2	07/31/2020	Notice of Entry of Order for Supervised Visitation dated July 31, 2020	AA0318-320
9	04/06/2021	Notice of Entry of Order for Supervised Visitations	AA2170- 2174
4	01/25/2021	Notice of Entry of Order From the July 30, 2020, Hearing	AA0864-874
3	12/11/2020	Notice of Entry of Order From the November 24, 2020, Hearing	AA0546-552
4	01/22/2021	Notice of Entry of Order From the October 22, 2020, Hearing	AA0840-847
14	09/22/2021	Notice of Entry of Order on Discovery Commissioner's Report and Recommendations	AA3395- 3413
7-8	03/02/2021	Notice of Entry of Order Shortening Time	AA1748- 1752
9	04/06/2021	Notice of Entry of Protection Order Against Domestic Violence	AA2166- 2169
2	06/11/2020	Notice of Entry of Stipulation and Order dated June 11, 2020	AA0308-314
4	01/15/2021	Notice of Hearing and Order Regarding Procedures	AA0822-826
14	07/09/2021	Notice of Intentional Misrepresentations by Plaintiff and Amanda Roberts Regarding Dr. Stephanie Holland	AA3266- 3275
12	05/10/2021	Notice of Plaintiff's Filing her Opposition to Defendant's Motion to Reconsider Order Against Domestic Violence Entered April 6, 2021	AA2786- 2788
2	12/03/2020	Notice of Plaintiff's Non-Compliance with Court Order	AA0339-343
9	03/23/2021	Notice of Rescheduling Hearings	AA2091- 2092
4	01/21/2021	Notice of Scheduling Status Check	AA0839
12	05/13/2021	Notice of Therapist	AA2829- 2831
4	01/21/2021	Notice of Vacating Hearing	AA0838
11	05/03/2021	Objection to Defendant's Discovery Requests and Subpoenas	AA2601- 2604

12	05/14/2021	Opposition to Defendant's Motion for an	AA2832-
		Order to Show Cuse Why Plaintiff and	2851
		Plaintiff's Counsel, Amanda Roberts, Esq.,	
		Should Not Be Held In Contempt of Court;	
		and Countermotion for An Award of	
		Attorney's Fees and Costs	
13	06/02/2021	Opposition to Defendant's Motion for Order	AA3138-
		Pursuant to NRS 200.359 (Parental	3150
		Kidnapping by Plaintiff); and Countermotion	
		to Deem Defendant Vexatious Litigant and for	
		an Award of Attorney's Fees and Costs	
9	03/30/2021	Opposition to Defendant's Motion for Relief	AA2093-
		From Amended July 30, 2020, Order, July 30,	2110
		2020, Order and October 22, 2020 Order; And	
		Countermotion for An Award of Attorney's	
		Fees and Costs	
4	01/25/2021	Opposition to Defendant's Motion for Relief	AA0875-887
		From Order After Hearing Regarding Hearing	
		on November 24, 2020; And Countermotion	
		for An Award of Attorney's Fees and Costs	
10	04/22/2021	Opposition to Defendant's Motion for Relief	AA2382-
		From Order After Hearing Regarding Hearing	2400
		on January 25, 2021 and Motion for Leave to	
		File Renewed Motion to Disqualify Judge	
		Mary Perry; and Countermotion for Leave of	
		Court to Refinance, to Deem Defendant	
		Vexatious Litigant, Waive Donna's House	
		Fees, and for an Award of Attorney's Fees and	
		Costs	
7	02/23/2021	Opposition to Defendant's Motion to	AA1704-
		Disqualify Judge Pursuant to NCJC 2.11; and	1720
		Countermotion for an Award of Attorney's	
		Fees and Costs and Related Relief	
10	04/22/2021	Opposition to Defendant's Motion to	AA2412-
		Reconsider Order Against Domestic Violence	2424
		Entered April 6, 2021; And Countermotion for	
		An Award of Attorney's Fees and Costs	
12	05/17/2021	Opposition to Defendant's Motion to Remove	AA2913-
		S.C.R.A.M. Device; and Countermotion to	2934

		Drug Test Defendant, for an Award of Attorney's Fees and Costs, and Related Relief, Declaration of Emily Bellisario	
3	12/24/2020	Opposition to Defendant's Motion to Show Cause Why Plaintiff and/or Plaintiff's Counsel Should Not Be Held in Contempt and Motion for Sanctions; And Countermotion for an Award of Attorney's Fees and Costs	AA0567-581
4	01/13/2021	Opposition to Defendant's Motion to Strike Plaintiff's Peremptory Challenge; and Countermotion for and Award of Attorney's Fees and Costs	AA0812-821
1	04/09/2020	Opposition to Motion for Primary Physical Custody, et al.	AA0148-157
7	02/23/2021	Opposition to Motion to Strike Hearsay and Misrepresentations of Material Fact Regarding Plaintiff's Notice of Motion et al.; and Countermotion for an Award of Attorney's Fees and Costs	AA1671- 1688
9	03/17/2021	Opposition to Notice of Motion and Motion to Compel Discovery, for Attorney's Fees and Costs, and Related Relief	AA2054- 2066
7	02/19/2021	Opposition to Plaintiff's Motion to Extend Protection Order, Joining Bradley's Business as a Party to the Action, Appoint a Receiver for the Business, Deeming Bradley a Vexatious Litigation [sic] and Consolidating Civil Cases to This Action, Modifying Legal Custody, Modifying Visitation, for Mental Health Evaluation, for Order to Show Cause and to Hold Bradley in Contempt, to Reduce Child Support Arrears to Judgment, to Reduce Temporary Support to Judgment, for an Award of Attorney's Fees and Costs, and Related Relief	AA1558- 1661
13	05/17/2021	Opposition to Plaintiff's Notice of Motion and Motion for Protection Order Relating to Bradley's Discovery Requests and Subpoenas,	AA3014- 3022

		for an Award of Attorney's Fees and Costs, and Related Relief	
7	02/16/2021	Order	AA1555- 1557
8	03/10/2021	Order After Hearing	AA1980- 19852
11	04/30/2021	Order After Hearing	AA2517- 2527
12	05/11/2021	Order After Hearing	AA2809- 2815
14	07/20/2021	Order After Hearing	AA3301- 3307
14	09/17/2021	Order After Hearing	AA3362- 3368
2	12/10/2020	Order After Hearing of November 24, 2020	AA0344-347
4	01/24/2021	Order After Hearing on July 30, 2020	AA0848-855
13	06/26/2021	Order After Hearing on June 16, 2021	AA3198- 3204
13	06/26/2021	Order After Hearing on May 18, 2021	AA3205- 3214
4	01/20/2021	Order After Hearing on October 22, 2020	AA0833-837
14	07/12/2021	Order Deeming Defendant a Vexatious Litigant	AA3278- 3287
9	04/06/2021	Order for Supervised Visitation	AA2150
12	05/11/2021	Order for Supervised Visitation	AA2808
2	07/30/2020	Order for Supervised Visitation dated July 30, 2020	AA0317
9	04/06/2021	Order on Discovery Commissioner's Report and Recommendations	AA2151- 2161
10	04/23/2021	Order on Discovery Commissioner's Report and Recommendations	AA2441- 2451
14	07/23/2021	Order on Discovery Commissioner's Report and Recommendations	AA3319- 3338
14	09/20/2021	Order on Discovery Commissioner's Report and Recommendations	AA3369- 3384
1-2	04/13/2020	Order Setting Case Management Conference	AA0250-259
5	02/08/2021	Order Shortening Time	AA1041- 1043

7	03/02/2021	Order Shortening Time	AA1745-
			1747
3	01/11/2021	Peremptory Challenge	AA0582-583
14	12/20/2021	Plaintiff's Exhibit 1	AA3477-
			3480
15	12/20/2021	Plaintiff's Exhibit 10	AA3540-
			3546
17	12/20/2021	Plaintiff's Exhibit 100	AA4079-
			4080
17	12/20/2021	Plaintiff's Exhibit 101	AA4081-
			4082
17	12/20/2021	Plaintiff's Exhibit 102	AA4083-
			4087
17	12/20/2021	Plaintiff's Exhibit 103	AA4088-
			4097
17	12/20/2021	Plaintiff's Exhibit 105	AA4098-
			4099
17	12/20/2021	Plaintiff's Exhibit 106	AA4100-
			4102
17	12/20/2021	Plaintiff's Exhibit 107	AA4103-
			4123
17	12/20/2021	Plaintiff's Exhibit 108	AA4124
17	12/20/2021	Plaintiff's Exhibit 109	AA4125-
			4177
15	12/20/2021	Plaintiff's Exhibit 11	AA3547-
			3556
17	12/20/2021	Plaintiff's Exhibit 110	AA4178-
			4192
17	12/20/2021	Plaintiff's Exhibit 111	AA4194-
			4205
17-18	12/20/2021	Plaintiff's Exhibit 112	AA4206-
			4267
18	12/20/2021	Plaintiff's Exhibit 113	AA4268-
			4319
18	12/20/2021	Plaintiff's Exhibit 114	AA4320-
			4339
18	12/20/2021	Plaintiff's Exhibit 115	AA4340-
			4355

18	12/20/2021	Plaintiff's Exhibit 116	AA4356-
			4415
18	12/20/2021	Plaintiff's Exhibit 117	AA4416-
			4495
18-19	12/20/2021	Plaintiff's Exhibit 118	AA4496-
			4541
19	12/20/2021	Plaintiff's Exhibit 119	AA4542-
			4559
15	12/20/2021	Plaintiff's Exhibit 12	AA3557-
			3580
19	12/20/2021	Plaintiff's Exhibit 120	AA4560-
			4603
19	12/20/2021	Plaintiff's Exhibit 121	AA4604-
			4605
19	12/20/2021	Plaintiff's Exhibit 122	AA4606-
			4608
19	12/20/2021	Plaintiff's Exhibit 123	AA4609-
			4613
19	12/20/2021	Plaintiff's Exhibit 124	AA4614-
			4617
15	12/20/2021	Plaintiff's Exhibit 13	AA3580-
			3591
15	12/20/2021	Plaintiff's Exhibit 14	AA3592-
			3602
15	12/20/2021	Plaintiff's Exhibit 15	AA3603-
			3613
15	12/20/2021	Plaintiff's Exhibit 16	AA3614-
			3625
15	12/20/2021	Plaintiff's Exhibit 17	AA3626-
			3638
15	12/20/2021	Plaintiff's Exhibit 18	AA3639-
			3646
15	12/20/2021	Plaintiff's Exhibit 19	AA3647-
			3653
14	12/20/2021	Plaintiff's Exhibit 2	AA3481-
			3488
15	12/20/2021	Plaintiff's Exhibit 20	AA3654-
			3659

15	12/20/2021	Plaintiff's Exhibit 21	AA3660-
13	12/20/2021	1 Idilitiii 8 Exilloit 21	3669
15	12/20/2021	Plaintiff's Exhibit 22	AA3670-
13	12/20/2021	1 Idilitiii 8 Exilloit 22	3677
15	12/20/2021	Plaintiff's Exhibit 23	AA3678-
13	12/20/2021	Fiantiff 8 Exhibit 25	3679
1.5	12/20/2021	Plaintiff's Exhibit 24	
15	12/20/2021		AA3680
15	12/20/2021	Plaintiff's Exhibit 25	AA3681
15	12/20/2021	Plaintiff's Exhibit 26	AA3682-
1.7.1.6	1.5 /5.0 /5.0.5.1	71 1 102 7 111 27	3720
15-16	12/20/2021	Plaintiff's Exhibit 27	AA3721-
			3799
16	12/20/2021	Plaintiff's Exhibit 28	AA3800-
			3802
16	12/20/2021	Plaintiff's Exhibit 29	AA3803-
			3805
14	12/20/2021	Plaintiff's Exhibit 3	AA3489-
			3493
16	12/20/2021	Plaintiff's Exhibit 30	AA3806-
			3824
16	12/20/2021	Plaintiff's Exhibit 31	AA3825-
			3841
16	12/20/2021	Plaintiff's Exhibit 32	AA3842-
			3853
16	12/20/2021	Plaintiff's Exhibit 33 (video)	
16	12/20/2021	Plaintiff's Exhibit 34	AA3853-
			3859
16	12/20/2021	Plaintiff's Exhibit 35	AA3860-
	12/20/2021	Tiumin 5 Eximon 55	3862
16	12/20/2021	Plaintiff's Exhibit 36	AA3863-
10	12/20/2021	1 idilitii 3 Exilloit 50	3864
16	12/20/2021	Plaintiff's Exhibit 37	AA3865-
10	12/20/2021	1 Iamum 8 Damon 3/	3866
16	12/20/2021	Plaintiff's Exhibit 38	AA3867-
10	12/20/2021	1 Ianium 8 Exilluit 30	
16	12/20/2021	Distriction Emblished	3869
16	12/20/2021	Plaintiff's Exhibit 39	AA3870-
1.4	12/20/2021	D1: 4'CC E 1'1'4 4	3873
14	12/20/2021	Plaintiff's Exhibit 4	AA3494-
			3497

16	12/20/2021	Plaintiff's Exhibit 40	AA3874- 3935
16	12/20/2021	Plaintiff's Exhibit 41 (video)	3733
16	12/20/2021	Plaintiff's Exhibit 42	AA3937- 3940
16	12/20/2021	Plaintiff's Exhibit 43 (video)	
16	12/20/2021	Plaintiff's Exhibit 44 (video)	
16	12/20/2021	Plaintiff's Exhibit 45A (video)	
16	12/20/2021	Plaintiff's Exhibit 45B (video)	
16	12/20/2021	Plaintiff's Exhibit 45C (video)	
14-15	12/20/2021	Plaintiff's Exhibit 5	AA3498- 3508
16	12/20/2021	Plaintiff's Exhibit 53	AA3943- 3945
16	12/20/2021	Plaintiff's Exhibit 54	AA3946
16	12/20/2021	Plaintiff's Exhibit 55	AA3947- 3952
16	12/20/2021	Plaintiff's Exhibit 56	AA3953
16	12/20/2021	Plaintiff's Exhibit 57	AA3954- 3963
16	12/20/2021	Plaintiff's Exhibit 58	AA3964- 3966
16	12/20/2021	Plaintiff's Exhibit 59	AA3967- 3971
15	12/20/2021	Plaintiff's Exhibit 6	AA3509- 3515
16	12/20/2021	Plaintiff's Exhibit 60	AA3972- 3982
16	12/20/2021	Plaintiff's Exhibit 61	AA3983- 3984
16	12/20/2021	Plaintiff's Exhibit 62	AA3985
16	12/20/2021	Plaintiff's Exhibit 64	AA3986- 3994
16	12/20/2021	Plaintiff's Exhibit 65	AA3995
16	12/20/2021	Plaintiff's Exhibit 66	AA3996- 3997
16	12/20/2021	Plaintiff's Exhibit 67 (video)	
16	12/20/2021	Plaintiff's Exhibit 68 (video)	
16	12/20/2021	Plaintiff's Exhibit 69 (video)	

15	12/20/2021	Plaintiff's Exhibit 7	AA3516-
			3525
16-17	12/20/2021	Plaintiff's Exhibit 72	AA4000-
			4009
17	12/20/2021	Plaintiff's Exhibit 73	AA4010-
			4011
17	12/20/2021	Plaintiff's Exhibit 74	AA4012-
			4013
17	12/20/2021	Plaintiff's Exhibit 75	AA4014-
			4015
17	12/20/2021	Plaintiff's Exhibit 76	AA4016-
			4017
17	12/20/2021	Plaintiff's Exhibit 77	AA4018-
			4019
17	12/20/2021	Plaintiff's Exhibit 78	AA4020
17	12/20/2021	Plaintiff's Exhibit 79	AA4021
15	12/20/2021	Plaintiff's Exhibit 8	AA3526-
			3532
17	12/20/2021	Plaintiff's Exhibit 80	AA4022
17	12/20/2021	Plaintiff's Exhibit 82	AA4023-
			4026
17	12/20/2021	Plaintiff's Exhibit 83	AA4027-
			4030
17	12/20/2021	Plaintiff's Exhibit 84	AA4031-
			4035
17	12/20/2021	Plaintiff's Exhibit 89	AA4036-
			4064
15	12/20/2021	Plaintiff's Exhibit 9	AA3533-
			3539
17	12/20/2021	Plaintiff's Exhibit 91	AA4065-
			4068
17	12/20/2021	Plaintiff's Exhibit 92	AA4069
17	12/20/2021	Plaintiff's Exhibit 94	AA4070
17	12/20/2021	Plaintiff's Exhibit 97	AA4071
17	12/20/2021	Plaintiff's Exhibit 98	AA4072-
			4078
14	11/19/2021	Plaintiff's Initial List of Witnesses	AA3438-
			3445

20	12/21/2021	Plaintiff's Notice of Filing Exhibits Under	AA4863-
	0.0 (0.0 (0.0 0.0 1	Seal Exhibit "124"	4865
9	03/30/2021	Plaintiff's Opposition to Defendant's Motion	AA2121-
		for a Protective Order; and Countermotion for	2135
		Attorney's Fees and Costs and Related Relief	
14	11/19/2021	Plaintiff's Pre-Trial Memorandum	AA3414-
			3437
14	12/20/2021	Plaintiff's Trial Exhibit List with Exhibits	AA3460-
		Offered/Admitted/Denied/Objections	3476
2	04/29/2020	Reply to Counterclaim	AA0301-303
7	02/23/2021	Reply to Judge Mary Perry's Response to	AA1662-
		Defendant's Motion to Disqualify Judge	1670
2	04/29/2020	Reply to Opposition	AA0268-283
8	03/04/2021	Reply to Opposition to Defendant's Motion to	AA1756-
		Disqualify Judge Pursuant to NCJC 2.11;	1797
		Countermotion for Award of Attorney's Fees	
		and Costs	
10-11	04/29/2021	Reply to Plaintiff's Opposition to Defendant's	AA2479-
		Motion for Relief From Order After Hearing	2508
		Regarding Hearing on January 25, 2021 and	
		Motion for Leave to File Renewed Motion to	
		Disqualify Judge Mary Perry; and	
		Countermotion for Leave of Court to	
		Refinance, to Deem Defendant Vexatious	
		Litigant, Waive Donna's House Fees, and for	
		an Award of Attorney's Fees and Costs	
11	04/29/2021	Reply to Plaintiff's Opposition to Defendant's	AA2509-
		Motion to Reconsider Order Against Domestic	2516
		Violence Entered April 6, 2021; and	
		Countermotion for An Award of Attorney's	
		Fees and Costs	
13	05/17/2021	Reply to Plaintiff's Opposition to Defendant's	AA3004-
		Motion to Remove S.C.R.A.M. Device; And	3013
		Opposition to Plaintiff's Motion to Drug Test	
		Defendant, for an Award of Attorney's Fees	
		and Costs, and Related Relief	
7	02/16/2021	Response to Defendant's Motion to Disqualify	AA1549-
		Judge	1554

5	02/05/2021	Schedule of Arrears for Child Support With	AA1004-
		Confirmation Pursuant to EDCR 5.508	1013
5	02/05/2021	Schedule of Arrears for Temporary Support	AA1014-
		with Confirmation Pursuant to EDCR 5.508	1021
2	06/10/2020	Stipulation and Order dated June 10, 2020	AA0304-307
12	05/10/2021	Supplemental [sic] to Opposition to	AA2779-
		Defendant's Motion for Relief from Order	2785
		After Hearing Regarding the Hearing on	
		January 25, 2021, and Motion for Leave to	
		File a Renewed Motion to Disqualify Judge	
		Perry and Countermotion for Leave of Court	
		to Refinance, to Deem Defendant a Vexatious	
		Litigant, Waive Donna's House Fees, and for	
		an Award of Attorney's Fees and Costs	
13	05/18/2021	Transcript from Hearing on May 18, 2021 re:	AA3026-
		All Pending Motions	3069
19-20	12/20/2021	Transcript From Non-Jury Trial on December	AA4618-
		20, 2021	4862
14	09/16/2021	Transcript From September 16, 2021, Hearing	AA3354-
		re: Return Hearing	3361
9-10	04/06/2021	Transcript re: April 6, 2021, Hearing on All	AA2175-
		Pending Motions	2270
13	06/16/2021	Transcript re: Court Hearing on June 16, 2021,	AA3159-
		at 10:00 a.m. re: All Pending Motions	3165
7	02/11/2021	Transcript re: Hearing on February 11, 2021,	AA1546-
		on All Pending Motions	1548
4	01/25/2021	Transcript re: Hearing on January 25, 2021,	AA0859-863
		Status Check	
14	07/07/2021	Transcript re: Hearing on July 7, 2021 re: All	AA3257-
		Pending Motions	3265
9	03/17/2021	Transcript re: Hearing on Motion to Compel	AA2067-
		Discovery on March 17, 2021	2081
10	04/07/2021	Transcript re: Hearing re: Status Check	AA2273-
			2284
8	03/04/2021	Transcript re: March 4, 2021, Court Hearing AA1	
		on All Pending Motions	1816
12	05/11/2021	Transcripts from May 11, 2021, Hearing re:	AA2791-
		Return Hearing	2807

#### **CERTIFICATE OF SERVICE**

I, an employee of McFarling Law Group, hereby certify that on the 8th day of April, 2022, I served a true and correct copy of this Appellant's Appendix Volume 4 Part 1

⊠ via the Supreme Court's electronic filing and service system (eFlex):

Amanda Roberts, Esq. efile@lvfamilylaw.com

as follows:

/s/ Crystal Beville
Crystal Beville

- (c) Pay to any such unsuitable person any remuneration in any form for services rendered.
- (d) The foregoing notwithstanding, such payments may be made if approved, in writing, from the State of Nevada is received.

The Company shall have the obligation to pursue all lawful efforts to require such unsuitable person to relinquish all stock, securities, membership interest and/or other interest, including, if necessary, the immediate purchase of said stock, securities, membership interest and/or other interest by the Company in accordance with the terms hereof.

- 6.6 Managers Have No Exclusive Duty to Company. No Manager shall be required to manage the Company as his sole and exclusive function and he/she (or any Manager) may have other business interests and may engage in other activities in addition to those relating to the Company. Neither the Company nor any Member shall have any right, by virtue of this Agreement, to share or participate in such other investments or activities of the Managers or to the income or proceeds derived therefrom. No Manager shall incur liability to the Company or to any of the Members as a result of engaging in any other business or venture.
- 6.7 Bank Accounts. The Managers may from time to time open bank accounts in the name of the Company, and the Managers shall be the sole signatory thereon, unless the Managers determine otherwise. Dual signatures of two (2) Managers are required for any expenditure over \$5,000.00.
- 6.8 Indemnity of the Managers, Employees and Other Agents. To the maximum extent permitted under the Act, the Company shall indemnify the Managers and make advances for expenses to the maximum extent permitted under the Act. The Company shall indemnify its employees and other agents who are not managers to the fullest extent permitted by law, provided that such indemnification in any given situation is unanimously by Managers.
- **6.9** Resignation. Any Manager of the Company may resign at any time by giving written notice to the Members of the Company. The resignation of any Manager shall take effect upon receipt of notice thereof or at such later time as shall be specified in such notice; and, unless otherwise specified therein, the acceptance of such resignation shall not be necessary to make it effective.
- **6.10 Removal.** At a meeting called expressly for that purpose, all or any lesser number of Managers may be removed at any time, with or without cause, by the vote of at least fifty one percent (51%)of the Membership Interests.
- 6.11 Vacancies. Any vacancy occurring for any reason in the number of Managers of the Company may be filled by the affirmative vote of a majority the remaining Managers then in office, provided that if there are no remaining Managers, the vacancy(ies) shall be filled by the affirmative vote of fifty one percent (51%)of the voting Membership interests. Any Manager's position to be filled by reason of an increase in the number of Managers shall be filled by the

affirmative vote of fifty one percent (51%)of the Managers then in office or by an election at an annual meeting or at a special meeting of Members called for that purpose or by written consent of Members holding at least fifty one percent (51%)of the voting Membership Interests. A Manager elected to fill a vacancy shall be elected for the unexpired term of his predecessor in office and shall hold office until the expiration of such term and until his successor shall be elected and shall qualify or until his earlier death, resignation or removal. A Manager chosen to fill a position resulting from an increase in the number of Managers shall hold office until the next annual meeting of Members and until his successor shall be elected and shall qualify, or until his earlier death, resignation or removal.

- 6.12 Salaries and Reimbursements. The salaries and other compensation of the Managers shall be fixed from time to time by the affirmative vote fifty one percent (51%) of the Membership Interests, and no Manager shall be prevented from receiving such salary by reason of the fact that he is also a Member of the Company. The Company shall reimburse each Manager for such Manager's actual and reasonable out-of-pocket expenditures made pursuant the exercise of such Manager's authority under this Agreement.
- 6.13 Limitation on Authority of Manager. No Manager shall, without the written consent of members holding at least fifty one percent (51%)of the Membership Interests, do any of the following:
- a. Enter into any bond, become endorser or surety for any person, or knowingly cause or suffer to be done anything whereby the Company property may be seized, attached, or taken on execution.
- b. Compromise any Company claim for any reason or confess judgment against the Company.
  - c. Dispose of any assets of the Company, including any of the Company goodwill.
  - Borrow any money in the name of or on behalf of the Company.
- e. Enter into any acquisition, debt, mortgage, encumbrance, obligation or other transaction requiring an obligation or expenditure of the Company in excess of a cumulative annual amount of \$10,000.00.
  - f. Alter the primary purpose of the Company.
- g. Conduct any act in contravention of this Agreement or which would make it impossible to carry on the ordinary business of the Company.
- h. Perform any act which would subject any Member to personal liability beyond his capital contributions.
- 6.14 Voting. Any time a vote of the Managers or Members is required or desired, that vote may be cast in person, by mail, by fax, and/or by electronic mail.

6.15 Procedure in Case of a Tie Vote. If the Managers are unable to agree upon an action requiring 51% or more of the votes, resulting in a 50/50 tie, the Managers and Members agree to submit the controversy to the American Arbitration Association, (the "AAA") for a final decision. The parties agree to cooperate to cause such an AAA review and decision to be expedited in every way possible. The cost of the AAA arbitration shall be borne by the Company.

### ARTICLE VII RIGHTS AND OBLIGATIONS OF MEMBERS

- 7.1 Limitation of Liability. Each Member's liability shall be limited as set forth in the Act, other applicable law, and as set forth at Sections 3.1 and 3.2 herein.
- 7.2 Company Debt Liability. A Member will not personally be liable for any debts or losses of the Company beyond his or her respective Capital Contributions, except as otherwise required by law or as to such debts and liabilities of the Company as are personally guaranteed by the Members.
- 7.3 Fiduciary Obligation of Member. The duties of a Member, as to all other Members of the Company, are of a fiduciary nature. Each Member owes a duty of complete disclosure of all business transactions of the Company and of good faith in their dealings on behalf of and with the Company and its Members. The duties of a Member to the Company or another Member may not be assigned without the prior consent of the non-assigning Members.
- 7.4 Reimbursement. The Company shall reimburse each Member for such Member's actual and reasonable out-of-pocket expenditures made pursuant to the exercise of such Member's authority under this Agreement or reasonably made for the purpose of preserving the Company's business or property.
- 7.5 Approval of Sale of all Assets. The Members shall have the right, by the affirmative vote of Members holding at least fifty one percent (51%)of all Membership Interests, to approve the sale, exchange or other disposition of all, or substantially all of the Company's assets (other than in the ordinary course of the Company's business) which to is to occur as part of a single transaction or plan.
- 7.6 Acknowledgement of Non-Voting Status. All Members acknowledge that Company is Manager managed and that Members have no vote in the operation of the Company except as expressly required by the Act. Holders of the non-voting membership interests also acknowledge that Company is Manager managed and that non-voting Members have no vote in the operation of the Company except as expressly required by the Act.

Notwithstanding the foregoing, the Managers and Members acknowledge and agree that each Manager's vote shall be based upon the Manager's Membership Interest. Accordingly, Elizabeth Stavola's vote shall count as a 36.5 percent (36.5%) vote, Joel Laub's vote shall count as 36.5 percent, (36.5%), and Javier Roland Gonzalez's vote shall count as 20.0 percent, (20.0%).

### ARTICLE VIII ADMISSION OF NEW MEMBERS

8.1 Unanimous Consent Required. No person, regardless of whether such person is or is not a transferee of a Member's interest in the Company, may become a Member of the Company without becoming a party to this Agreement (with such amendments thereto, if any, as the then-existing members may agree upon) and without first obtaining the written consent of all then-existing Managers. All new Members shall be non-voting Members.

## ARTICLE IX BANKRUPTCY, DEATH, CONVICTION, WITHDRAWAL OR RESIGNATION OF A MEMBER

#### 9.1 Bankruptcy, Death, Conviction, Withdrawal or Resignation of a Member.

Upon the bankruptcy, conviction of a crime of moral turpitude, withdrawal or resignation of any Member, the Company shall terminate; provided, however, that the remaining members within 60 days can unanimously elect to continue the business of the Company. In the event that the remaining Members elect to continue the business of the Company, the remaining Members shall have the right to purchase the interest of the bankrupt, convicted, withdrawing or resigning Member ("Selling Member") in the Company for a ninety (90) day period after said bankruptcy, conviction, withdrawal or resignation. Each remaining Member's right to purchase shall be on a pro rata basis. If a Member or Members decide not to purchase the interest of the Selling Member, the Member or Member's electing to purchase may acquire the unpurchased interest of the Selling Member on a pro rata basis for an additional 20 days after the expiration of the initial 90-day period. The purchase price shall be determined under Section 9.2 herein. In the event that the entire Selling Member's interest is not purchased by the remaining Member's, then the Selling Member shall not be entitled to sell his interest in the Company to any third party unless the selling member first obtains the written consent of all other members. If the Selling Member does not receive approval to sell his or her membership interest, the Company shall be obligated to buy the Selling Member's membership interest at a price determined as set forth in Paragraph 9.2 below. If the Company does not have sufficient funds to complete the transaction, the Selling Member agrees to take a Promissory Note, secured by the Selling Member's stock, with interest only payments for three (3) years, a balloon payment at the end the third year. The interest rate shall be the then existing LIBOR rate, plus two percent (2%). The Selling Member shall not be entitled to receive a distribution of his original capital contributed to the Company until its dissolution. Any transfer to a Selling Member's successors in interest in bankruptcy shall occur subject to the remaining Members' right to purchase as provided herein.

Upon the death of any member, the remaining members shall purchase the entire Selling Member's interest in the Company, unless the deceased Member's interest is held in joint tenancy. The Company may contract for life insurance on the lives on each of the Members, in any amount not disproportionate to the value of each Member's membership interest. In the event of death of a Member, insurance proceeds paid to the Company will be used to purchase the Membership Interest of the deceased Member. The purchase price shall be the greater of the

amount determined under Section 9.2 or the amount of insurance proceeds received by the Company. The payment of the purchase price to the decedent's representatives or heirs shall be made within thirty days following receipt of the insurance proceeds by the Company. The deceased member's membership interest shall then be divided among the remaining members based upon a pro-rata distribution in accordance with the then existing membership interests. If the surviving Members do not elect to continue the business of the Company or are unable to do so by law, the proceeds of any life insurance shall be treated as an asset of the Company for liquidation.

9.2 Purchase Price. Unless otherwise agreed, and subject to the provisions of Article II, Paragraph 6.4 above, the purchase price to be determined pursuant to Section 9.1 herein shall the fair market value of the Company determined as follows:

By an appraisal by an independent third-party Appraiser, licensed by the State of Nevada and certified by the ASA or other business appraisal organization and/or individual accepted by a fifty one percent (51%) vote of the Membership Interests. The cost of such appraisal shall be borne by the Company.

After three full years' operation, the valuation of the company shall be based upon an average of the previous three (3) years' net profit.

- 9.3 Payment of Purchase Price. Payment of the purchase price shall be made in cash or certified funds at the time of closing if the purchase price is less than \$5,000.00. If the purchase price is \$5,000.00 or more, payment of the purchase price shall be made by delivery of ten percent (10%) of the purchase price in cash or certified funds, and the balance by way of the purchaser's promissory note, secured by the Selling Member's stock, with interest only payments for three (3) years, with a balloon payment at the end the third year. The interest rate shall be the then existing Prime Rate established by the Wall Street Journal, plus two percent (2%). interest only monthly Such note shall contain the normal provisions, including but not limited to acceleration on default and payment of collection costs (including reasonable attorneys' fees) on default, and shall provide that prepayment may be made at any time without penalty. The interest rate for such note shall be the Prime Rate established by the Wall Street Journal plus two percent (2%).
- 9.4 Miscellaneous. Nothing in this Article IX shall prohibit the Members or the Company from structuring the retirement of a Terminating Member's interest in the Company in a manner different from the one set forth herein, provided all the parties unanimously agree to such a modification.

### ARTICLE X RIGHT OF FIRST REFUSAL

10.1 Should any Member wish to sell, transfer, encumber or otherwise deal with or dispose of all or any part of his or her Membership Interests, he or she shall give notice in writing to the other members of such desire.

- a. The notice (offer) shall offer the Membership Interests to the other members at a specified price and on specified terms and conditions, which shall be set forth in the written offer. In the event that the offer is initiated pursuant to the Selling Member's desire to accept a bona fide offer from any third party, then the offer shall contain all of the written terms and conditions as specified by the proposed third party purchaser, including the identification and address of the proposed purchaser.
- 10.2 Should the Selling Member offer his or her Membership Interests for sale, in the offer pursuant to Paragraph 10.1, the other Members shall have the right to purchase that Membership Interest. The other Members shall exercise their option to purchase the Membership Interest by giving written notice to the Selling Member and all other parties within thirty days after the offer has been received. Each Member shall have the ability to purchase a portion of the Selling Member's Interests equal to his or her pro rata interest, of the non-selling Members Membership Interests in the Company. Should any non-selling Member decline to purchase his or her pro rata interest in the Selling Member's Membership Interest, all other Members who desire to purchase the Selling Member's Membership Interest shall be entitled to purchase a pro rata portion of that Membership Interest. The Members desiring to purchase this secondary pro rata interest must give written notice to the Selling Member within 45 days of receipt of the offer. The price, terms and conditions of sale shall be those as provided in the offer.
- a. Should any portion of the Selling Member's Membership Interests not be purchased by the remaining Members, the Selling Member shall then be free to sell his or her interest to the third party offeror.
- 10.3 The provisions of this Article X and the provisions of Article IX are in no way intended to eliminate or restrict a Member's ability to devise his or her Membership Interest by will, or to give his Membership Interest to any other family member.

### ARTICLE XI DISSOLUTION AND TERMINATION

#### 11.1 Dissolution

The Company shall be dissolved upon the occurrence of any of the following events:

- a. By the unanimous written agreement of all Members; or
- b. Upon the death, retirement, resignation, expulsion, bankruptcy, dissolution of a Member or occurrence of any other event which terminates the continued membership of a Member in the Company, unless the business of the Company is continued by the written consent of all the remaining Members within 90 days.
- c. Notwithstanding anything to the contrary in this agreement, if a Manager or Managers owning interests which in the aggregate constitute not less than fifty one percent (51%)of the interests held by all Members, vote to dissolve the Company at a meeting of the

Company, then all of the Members shall agree in writing to dissolve the Company as soon as possible.

As soon as possible following an occurrence of any event specified in this section affecting the dissolution of the Company, the appropriate representative of the Company shall execute a statement of intent to dissolve in such form as shall be prescribed by the Nevada Secretary of State and file that statement with the Nevada Secretary of State's office.

The Personal Representative or other successor in interest of a deceased Member shall succeed to the deceased Member's economic interest in the Company, however, such Personal Representative or other successor in interest shall not be entitled to be admitted as a Member without the unanimous written consent of all of the Members.

- 11.2 Effective Filing of Dissolving Statement. Upon the filing by the Nevada Secretary of State of a statement of intent to dissolve, the Company shall cease to carry on its business, except so far as may be necessary for winding up of its business, but its separate existence shall continue until a Certificate of Dissolution has been issued by the Secretary of State or until a decree dissolving the Company has been entered by a Court of competent jurisdiction.
- 11.3 Winding up upon Dissolution. In the event of a dissolution of the Company, the Members shall immediately commence to liquidate the Company and its property and to convert the same to cash or cash equivalents and to wind up the Company's affairs. The Members, during liquidation and winding up, shall continue to share profits and losses and all Company income, gain, loss, deductions and credits and all items thereof in accordance with their respective distributive shares as provided in Article 4.2 herein. The proceeds from liquidation of the Company property shall be applied in the following orders of priority:
- a. To debts and liabilities of the Company, other than debts owed to Members who are creditors of the Company by reason of acting in any capacity in relation to the Company other than the capacity of a Member in the Company.
- b. To debts and liabilities of the Company (other than debts owed for distributions) which are owed to Members who are creditors of the Company by reason of acting in any capacity in relation to the Company other than the capacity of a Member in the Company.
- c. To the reasonable debts and expenses of liquidating the Company and its property and winding up the Company's affairs, including any reasonable compensation to be paid to the Members who participate and assist in liquidating the Company and its property or winding up the Company's affairs.
- d. To the setting up of such reserves, if any, for contingent liabilities of the Company, with the amount of such reserves to be reasonably determined by a majority of the remaining or non-defaulting Members.

e. To be distributed to the Members in satisfaction and return of their capital contributions.

To be divided among the Members in accordance with their respective distributive shares as provided in Section 4.2 herein. Assets of the Company may be distributed in kind. The net fair market value of those assets as of the date of dissolution shall be agreed upon by the remaining Members and if no agreement can be reached among said Members, the net fair market value shall be determined by independent appraisal.

11.4 Articles of Dissolution. When all debts, liabilities and obligations have been paid and discharged, or adequate provisions have been made therefore, and all of the remaining property and assets have been distributed to the Members, Articles of Dissolution may be executed in duplicate and verified by the person signing the Articles, which Articles shall set forth the information required by the Nevada Act. The Articles of Dissolution may be filed with the Nevada Secretary of State.

## ARTICLE XII MEETINGS OF MEMBERS

- 12.1 Regular Meetings. A regular meeting of the Members shall be held with notice as provided under the Act on the first Tuesday of January, beginning with the year 2015. The Members may provide, by resolution, the time and place, either within or without the State of Nevada, for the holding of additional regular meetings with notice as required by the Act than such resolution.
- 12.2 Special Meeting. Special meetings of the Members may be called by or at the request of any one of the Members. The person or persons authorized to call special meetings may fix any place, either within or without the State of Nevada, as the place for holding any special meeting called by them.
- 12.3 Notice. Written notice of any special meeting shall be given as required by the Act. If notice is given by mail, such notice shall be deemed to be delivered when deposited, in the United States mail, in a sealed envelope so addressed, with postage thereon prepaid. If notice is given by telegram, such notice shall be deemed to be delivered when the telegram is delivered to the telegraph company. Any Member may waive notice of any meeting. The attendance of a Member at any meeting shall constitute a waiver of notice of such meeting, except where a Member attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened. Neither the business to be transacted at, nor the purpose of, any regular or special meeting of the Members need be specified in the notice or waiver of notice of such meeting.

**12.4 Quorum.** Fifty one percent (51%)of the number of the voting Members shall constitute a quorum for the transaction of business at any meeting of the Members.

of the Members that the remainder of this Agreement shall not be affected thereby. It is also the intention of the Members that, in lieu of each clause or provision of this Agreement that is so determined to be illegal, invalid or unenforceable, there be added as a part of this Agreement a clause or provision as similar in terms to such illegal, invalid or unenforceable clause or provision as may be possible and yet be legal, valid and enforceable.

- 13.7 Paragraph Headings. The paragraph headings herein are for the convenience of reference and shall not be deemed to affect or alter any provision herein.
- 13.8 Majority. For purposes of this Agreement, a majority of the Membership or ownership interest shall mean more than 50% of all membership interests set forth in Section 4.2. For example, if one of the member's Ownership Interest is 25 percent of the total of the capital accounts for all members, that member will be able to vote for 25 percent of the membership or ownership interest.
- 13.9 Act. Except as otherwise provided herein, the terms of this Agreement shall be governed by the Act and any items not addressed in this Agreement will be governed by the Act as if written herein, except to the extent such provision of the Act is contrary to the express terms of this Agreement.

Joel Laub

Emily Cardona

EXECUTED, each signature to be effective as of the date first above

Elizabeth Stavola

Javier Cardona

Christine Flores

# EXHIBIT U

#### LEASE AGREEMENT

THIS LEASE AGREEMENT (this "Lease"), dated as of \_\_\_\_\_\_\_, 2015 by and between JAVIER CARDONA, an unmarked man and THE MAYDAY CORPORATION, a Nevada corporation (collectively, "Landford"), and GREENMART OF NEVADA NLV, LLC, a Nevada limited liability company ("Tenant").

- 1. <u>Premises</u>. Landlord hereby leases to Tenant and Tenant hereby leases from Landlord certain land and improvements owned by Landlord on the real property located at 1605 West Brooks Avenue, North Las Vegas, Nevada 89032 (APN 139-16-201-009) (the "Real Property"); including that certain building containing approximately 26,617 square feet of space (the "Building"); and also including all trade fixtures and furniture, fixtures and equipment belonging to the Landlord and located on the Real Property (the "FFE"). The Real Property, Building and FFE are collectively referred to as the "Premises".
- 2. <u>Term.</u> The initial term of this Lease is three (3) years (the "Term"). The Term shall commence at 12:00 a.m. on September 1, 2015 (the "Commencement Date"), and shall terminate at 11:59 p.m. on the 31st day of August, 2018. Tenant shall have the option to renew this Lease for ten (10) additional consecutive three (3) year terms by giving written notice of the exercise of such option not less than 90 days prior to the expiration of the then applicable Term.
- 3. <u>Base Rent.</u> Commencing on January 1, 2016, Tenant shall pay to Landlord annual base rent ("Base Rent") in monthly installments throughout the Term, in advance on the 1st day of each month for that month's rent, in lawful money of the United States, in monthly installments of \$18,631.90. The Base Rent shall increase on each anniversary of the Commencement Date throughout the term of this Lease, in the amount of three percent (3%) over the previous period's Base Rent. Base Rent for any period during the Term hereof which is for less than one month shall be prorated based upon the actual number of days in the month during which Tenant occupied the Premises.

Base Rent or additional rent required hereunder (collectively, "Rent") not received by Landlord by the tenth (10th) day of each month shall incur a late charge of five percent (5%) of the past due Rent amount owed for each month payment is owed, until payed in full. Past due Rent amounts not received by Landlord on the twentieth (20<sup>th</sup>) day of the month shall accrue interest at a default rate of 15% per annum on the total past due amount.

4. <u>Property Taxes</u>. Tenant shall pay as additional rent upon demand all real property taxes and assessments levied or imposed on the Premises during the term of this Lease. Such additional rent shall be apportioned for the first and last calendar years of Tenant's occupancy. Nothing herein shall require Tenant to pay any taxes or charges imposed on Base Rent or other similar taxes, charges or impositions which may be levied or assessed against Landlord. Tenant shall also pay before delinquency any and all taxes levied or assessed and payable during the term upon all of Tenant's inventory, equipment, furniture and other personal property located at the Premises.

- 5. <u>Deposit</u>. On or prior to the execution of this lease, Tenant shall pay Landlord a security deposit of \$25,000.00.
- 6. <u>Tenant's Use</u>. Tenant may use the Premises for the cultivation, production, distribution and sale of marijuana and related products and edibles (including without limitation, extraction of oils and byproducts), and for such other related purposes, subject to and in accordance with applicable Nevada law and any other state or local laws, codes, rules, and regulations now or hereafter in effect ("Applicable Laws").
- 7. <u>Utilities</u>. From the Commencement Date and continuing throughout the Term, Tenant shall pay when due all charges for water, gas, heat, light, sewer, electricity, telephone, internet services and other utilities supplied to the Premises (collectively, "Utility Services"), and any taxes on such Utility Services, and Tenant shall contract for such services in its own name.
- 8. Maintenance; Payment. Except as otherwise provided, Landlord agrees to deliver physical possession of the Premises to Tenant in its "as-is" operating condition on the Commencement Date. Except as otherwise provided herein, Tenant covenants and agrees, at its expense, to maintain in good condition and repair the Premises (including the roof, and all structural elements of the Building), the common areas, parking areas, walkways, access drives, driveways, utility lines, the furnace and any heating units including hot water equipment, and foundations within the Premises, throughout the Term. Landlord will assign to Tenant any warranties and/or guarantees with respect to the Building (collectively, the "Warranties") or, to the extent such Warranties are not assignable, Landlord will enforce such Warranties on Tenant's behalf. Upon the termination of this Lease, Tenant shall surrender the Premises to Landlord, broom clean and in the same condition as received, ordinary wear and tear excepted. Tenant is entitled to remove all trade fixtures, however, Tenant is liable to Landlord for any damages and costs of repair as a result of trade fixture removal. Except as otherwise expressly provided in this Lease to the contrary, Tenant has inspected the Premises and accepts the Premises in their current condition.
- 9. Alterations by Tenant. Tenant shall have the right, from time to time throughout the term of this lease, to make alterations, additional or improvements in or to the Premises (collectively "Alterations") without Landlord's consent, provided that (a) Tenant, at its expense, shall pay all engineering and design costs and shall obtain all necessary governmental permits and certificates required for any Alterations, (b) Tenant shall cause such Alterations to be completed in compliance with all Applicable Laws, (c) all Alterations shall be performed in a good and workmanlike manner, using materials and equipment at least equal in quality to the original installations in the Premises, (d) all work performed, materials furnished, or obligations incurred by or at the request of Tenant shall be deemed authorized and ordered by Tenant only, and Tenant shall not permit (and shall indemnify Landlord against) any mechanic's liens to be filed against the Premises in connection therewith, and (e) during the course of the construction of any such Alterations, on request, Tenant shall deliver to Landlord insurance certificates evidencing that workmen's compensation, public liability, and property damage insurance, are in force and effect and maintained by all contractors and subcontractors engaged by Tenant to perform such work.

#### 10. <u>Insurance</u>.

a. <u>Tenant</u>. From the Commencement Date and continuing throughout the Term, Tenant shall maintain the following insurance naming Landlord as an additional insured: (i) commercial general liability and property damage insurance in the amount of not less than \$1,000,000.00 for bodily injury or death or property damage to any one person, and \$2,000,000.00 for any one occurrence, (ii) worker's compensation insurance as required by law; and (iii) fire and extended coverage insurance in an amount equal to the full replacement cost of the Building and any improvements located on the Premises at the time of any loss or casualty.

All insurance policies required to be carried herein shall be issued by companies holding a rating of at least B Class VII, as set forth in the most current issue of "Best Key Rating Guide". All such insurance policies (other than worker's compensation) shall name Landlord as an additional insured. Upon Commencement, Tenant shall deliver to Landlord a copy of a certificate of insurance evidencing the existence and amounts of the insurance and, if requested by Landlord, a copy of each policy. No such policy shall be cancelable or subject to reduction of coverage or other modification except after 30 days' prior written notice to Landlord. All commercial general liability and property policies shall be written as primary policies, and are not to be construed as being in excess of coverage that Landlord may carry. In the event that Tenant fails to procure the insurance policies required hereunder, and after notice and failure to cure as provided in Section 15 below, then Landlord may acquire such insurance policies, and the cost of such policies shall be added to the Lease as an additional rental obligation of Tenant.

- b. <u>Waiver of Subrogation</u>. Tenant and Landlord hereby waive any and all claims of subrogation for any claims, damages or causes of action, regardless of cause, to the extent covered by insurance actually maintained or required to be maintained by such party pursuant to the terms of this Lease.
- 11. <u>Signs</u>. Tenant shall be entitled to erect signs on the Premises in compliance with Applicable Laws.
- 12. <u>Quiet Enjoyment</u>. Landlord covenants to preserve and protect Tenant's quiet enjoyment and peaceful possession of the Premises free from molestation or disturbance.
- 13. <u>Damage or Destruction</u>. If, by no fault of the Tenant, the Building is damaged by fire or other casualty so as to be totally untenantable, and an architect selected by Tenant certifies in writing within sixty (60) days of said casualty that the Building cannot, with the exercise of reasonable diligence, be made tenantable within ninety (90) days from the happening thereof, then, at the option of Tenant exercised in writing to Landlord, this Lease shall terminate as of the occurrence of such damage. In the event of termination, Tenant shall pay Base Rent duly apportioned up to the time of such casualty, and forthwith surrender the Premises and all interest. If, however, the damage is such that the architect certifies that the Premises can be made tenantable within such ninety (90) day period, or Tenant declines to terminate the Lease despite the extent of damage, then the provisions below apply.

If, by no fault of the Tenant, the Premises shall be damaged or destroyed by fire or other casualty, and provided Landlord has made all insurance proceeds available, Tenant shall

commence to repair or rebuild the Premises to the same condition of the Premises immediately prior to the damage or destruction, and shall diligently complete same within a reasonable time thereafter. Landlord shall make available to Tenant all insurance proceeds for this purpose. Notwithstanding the foregoing, if the casualty occurs within the last year of the Term, regardless of the time necessary to complete the repair or rebuilding, Tenant may, at its option, terminate the Lease and the parties shall be released from further liability. In such event, Landlord shall be entitled to, and Tenant hereby assigns to Landlord, all proceeds of insurance and rights of recovery against insurers on policies covering such damage or destruction for any improvements constructed upon the Premises by Tenant. During any period of repair or reconstruction of the Premises necessitated by fire or other casualty occurring through no fault of Tenant, the rental obligations of Tenant under this Lease shall abate in the proportion that the damaged portion of the Premises relates to the entire Premises.

14. <u>Subletting and Assignment.</u> Tenant shall not assign this Lease or sublet all or any part of the Premises (each a "Transfer"), without Landlord's prior written consent. Notwithstanding the foregoing, Tenant may Transfer its interest in this Lease (a "Permitted Transfer") to the following types of entities (a "Permitted Transferee") without the written consent of Landlord: (a) an affiliate of Tenant; (b) any corporation, limited partnership, limited liability partnership, limited liability company or other business entity in which or with which Tenant, or its corporate successors or assigns, is merged or consolidated, in accordance with applicable statutory provisions governing merger and consolidation of business entities; or (c) any corporation, limited partnership, limited liability partnership, limited liability company or other business entity acquiring Tenant's business operations at the Premises. Tenant shall promptly notify Landlord of any such Permitted Transfer. Upon any Permitted Transfer, or other Transfer as may be consented to by Landlord, Tenant shall be released from the performance of all of the obligations of Tenant hereunder provided that the transferee assumes the obligations of Tenant hereunder in writing. Landlord may assign payments by Tenant so far as Tenant's rights and obligations under this Lease are not affected.

#### 15. Default.

- a. The following shall be deemed an "Event of Default" by Tenant hereunder: (i) Tenant fails to pay any monetary amounts when due hereunder and such failure continues for a period of ten (10) days after written notice of such breach is given by Landlord to Tenant (provided that Landlord shall only be obligated to give Tenant one notice of failure to timely pay Base Rent during any twelve consecutive month period); (ii) Tenant fails to cure any other breach under this Lease, and non-performance continues for thirty (30) days after notice from Landlord to Tenant or, if such performance cannot be reasonably cured within such thirty (30) day period, then Tenant does not in good faith commence performance within such thirty (30) day period and thereafter diligently proceed to completion. Landlord may give Tenant notice of a breach of the terms of this Lease at any time, unless otherwise specified.
- b. Upon the occurrence of an Event of Default, the Landlord at any time thereafter may give written notice to the Tenant specifying such event of default, and stating that this Lease shall expire on the date specified in such notice, which shall be at least three (3) days after the giving of such notice of termination. Upon the date specified in such notice of termination, this Lease and all rights' of the Tenant shall terminate Upon the expiration of this Lease pursuant

to this article, the Tenant shall peacefully surrender the Leased property to the Landlord, and the Landlord, upon or at any time after any such expiration, may without further notice re-enter the leased property and repossess it, remove the Tenant and all other persons and property from the leased property, and may have, hold, and enjoy the leased property and the right to receive all rental income therefrom.

- c. No payment of money by the Tenant to the Landlord after the termination of this Lease by Landlord shall reinstate, continue to extend the term of this Lease, or affect any notice given to the Tenant prior to the payment of such money. Following the service of notice or the commencement of a suit or after final judgment granting the Landlord possession of said premises, the Landlord may receive and collect any sums or rent due, or any other sums of money due under the terms of this Lease, and the payment of such sums of money, whether as rent or otherwise, shall not waive said notice, or in any manner affect any pending suit or any judgment theretofore obtained, except as the same may pertain specifically to the payment of the money tendered.
- 16. Reletting. If this Lease is terminated by Landlord following an Event of Default pursuant to the terms hereof, Landlord may relet the Premises or any part thereof, in the name of the Landlord or otherwise, for such term (which may be greater or less than the period which would otherwise have constituted the balance of the term of this Lease) and on such conditions as the Landlord, in its reasonable discretion, may determine, and may collect and receive the rent therefor. The Landlord shall in no way be responsible or liable for any failure to relet the Premises or any part thereof, or for any failure to collect any rent due upon any such reletting.
- 17. Tenant's Liability for Rent. If this Lease is terminated by Landlord following an Event of Default pursuant to the terms hereof, no such termination shall relieve the Tenant of its liability and obligations under this Lease, and such liability and obligations shall survive any such termination. In the event of any such termination, whether or not the Premises or any part thereof shall have been relet, the Tenant shall pay to the Landlord the rent and additional rent required to be paid by the Tenant up to the time of such termination, and thereafter the Tenant, until the end of what would have been the term of this Lease in the absence of such termination, shall be liable to the Landlord for, and shall pay to the Landlord, as and for liquidated damages for the Tenant's default: (a) The equivalent of the amount of the rent and additional rent which would be payable under this Lease by the Tenant if this Lease were still in effect, plus (b) all the Landlord's expenses in connection therewith, including, without limitation, all repossession costs, brokerage commissions, legal expenses, reletting expenses, less (c) the net proceeds of any reletting.
- 18. <u>No Waiver.</u> No assent express or implied, to any breach of one or more of the covenants or terms of this lease shall be deemed or construed to be a waiver of any succeeding or other breach.
- 19. <u>Hazardous Materials Indemnification</u>. Landlord acknowledges that Tenant's use of the Premises involves the use and storage of Hazardous Materials (as defined below), including without limitation, CO2, butane, fertilizers and pesticides. Tenant covenants and agrees that all Hazardous Materials brought onto the Premises, shall be used, stored, and disposed in

conformance with all applicable laws and regulations concerning the use, storage and transportation of Hazardous Materials. As used herein "Hazardous Materials" means any substance, material, or waste which is now or hereafter classified or considered to be hazardous, toxic, or dangerous under any Applicable Laws relating to pollution or the protection or regulation of human health, natural resources or the environment, or poses or threatens to pose a hazard to the health or safety of persons on the Premises. Tenant shall defend, indemnify, and hold harmless Landlord from and against any and all claims, demands, liabilities, causes of action, suits, judgments, damages and expenses (including reasonable attorneys' fees and cost of clean-up and remediation) arising from Tenant's use, storage, and other possession of Hazardous Materials. This indemnity provision shall survive termination or expiration of this Lease.

- 20. <u>Condemnation</u>. If the entire Premises are taken by right of eminent domain or conveyed in lieu thereof (a "Taking"), this Lease shall terminate as of the date of the Taking. If a partial Taking of the Premises occurs, and as a result of such partial Taking the premises are rendered non-operational, then Tenant shall have the right at its option exercisable within thirty (30) days of receipt of notice of such Taking to terminate this Lease as of the date possession is taken by the condemning authority. If Tenant does not terminate this Lease in the event of a partial Taking, then the Rent shall be equitably adjusted as of the date of such Taking for the balance of the Term (or the period of the Taking as appropriate). Any award for any Taking shall be apportioned between Landlord and Tenant as their interests appear.
- 21. <u>Purchase Option</u>. Beginning on September 1, 2019, and continuing throughout the duration of the Lease, Landlord hereby grants Tenant the right to purchase the Premises during the Term of the Lease at any time prior to six (6) months before the end of the Term, except as otherwise provided herein. The Purchase Option may be exercised by Tenant by giving Landlord written notice of same (the "Exercise Notice").
- a. The purchase price for the Premises (the "Purchase Price") shall be the Fair Market Value of the Premises, excluding the value of all Alterations made by Tenant to the Premises. The Fair Market Value shall be determined in accordance with the intended use of the property and the following provisions:
  - i. Within thirty (30) days after the Exercise Notice, Landlord and Tenant shall each engage a licensed MAI appraiser licensed in Nevada having at least ten years professional experience as a commercial real estate appraiser to determine the Fair Market Value of the Premises (which shall not include the value of the Alterations to the Premises made by Tenant). No later than thirty (30) days after the Exercise Notice, each party shall deliver a copy of the appraisal obtained by such party to the other party. The Purchase Price of the Premises shall be the amount equal to the sum total of the Fair Market Value set forth in each appraisal, divided by two (2).
  - ii. The determination of the Fair Market Value of the Premises pursuant to the terms of this paragraph shall be conclusive upon the parties. The appraisers shall give written notice to the parties stating their determination, and shall furnish to each party a copy of such determination signed by them. Each party shall pay the expenses of the appraiser appointed by it.

- iii. In the event a dispute arises regarding the Purchase Price, the parties shall, for a period of thirty (30) days negotiate in good faith. After the 30 day period of negotiation, the parties shall enter into binding arbitration conducted by JAMS. The cost of arbitration shall be born equally by Landlord and Tenant.
- b. If Tenant exercises the Purchase Option, then Tenant shall purchase the Premises for the Purchase Price in accordance with the following:
  - i. Landlord shall convey the Premises by means of a grant bargain sale deed (hereinafter referred to as the "Deed") subject, only to the following liens and encumbrances (the "Permitted Encumbrances"): restrictions, conditions, reservations, easements and limitations of record and any additional restrictions, conditions, reservations, easements, liens and encumbrances which are placed of record by any action or failure to act by Tenant resulting in consensual or non-consensual encumbrances against the Premises; real estate taxes and assessments not yet due and payable; and such other matters as Tenant may approve in its sole and absolute discretion. All funds and documents required hereunder shall be deposited in escrow with the Closing Agent (as hereinafter defined) prior to the Closing Date. The Permitted Encumbrances shall in no event include any liens or monetary encumbrances other than those created by Tenant.
  - The obligation of Tenant to consummate the purchase of the Premises shall be subject to Tenant's ability at closing to obtain an extended coverage owner's policy of title insurance (hereinafter referred to as the "Title Policy") issued by a title company selected by Tenant and as to whom Landlord has no reasonable objection (the "Title Company") in the amount of the Purchase Price (provided, however, that Landlord shall not be required to update any survey or provide a new survey for the Premises, showing title to be good in Tenant, subject only to the Permitted Encumbrances. Landlord shall pay for the cost of standard coverage portion of the Title Policy and Tenant shall pay the additional cost of extended coverage and any required endorsements. Tenant shall order a commitment for the Title Policy from the Title Company ("Commitment") within ten (10) business days after Tenant's delivery to Landlord of the Exercise Notice. Tenant shall have a period of fifteen (15) days after receipt of the Commitment in which to notify Landlord of any exceptions to title to which Tenant objects (hereinafter referred to as the "Title Defects"). Landlord shall pay and discharge on the Closing Date any Title Defects which are in the nature of liens or mortgages against the Premises, including any mortgage or deed of trust granted by Landlord.
  - iii. Upon receipt by Landlord of Tenant's notification of Title Defects, Landlord shall have thirty (30) days in which to cure said Title Defects without diminishing or relieving Tenant of its obligations hereunder. Should Landlord be unwilling or unable to cure said Title Defects within the period provided above, Tenant, as its sole remedy, shall have the option to accept the Premises subject to the Title Defects without reduction in Purchase Price, except however, the Purchase Price shall be

reduced by any mortgage or deed of trust granted by Landlord which is not released at Closing; or declare the Purchase Option null and void, except for the cost of escrow incurred to that date (which cost shall be borne by Tenant), and thereafter both parties shall be relieved of any further liability under the Purchase Option, but the Lease shall continue in full force and effect Tenant shall notify Landlord of its election within five (5) days after receipt of notice by Landlord of its failure to cure the Title Defects.

- iv. Title Company shall act as Closing Agent. A copy of this Lease shall be delivered to, and shall constitute the purchase agreement and instructions to the Closing Agent. The Closing Agent may attach its "standard conditions of acceptance", provided, however, if there is a conflict between the provisions of this Lease and the provisions of said standard conditions, the provisions of this Lease shall prevail.
- v. At the Closing, Tenant shall deliver the Purchase Price, by cashier's check or wire transfer, to Closing Agent.
- vi. All charges for Utility Services and real estate taxes shall not be prorated, but shall be assumed by Tenant. Base Rent shall be prorated to the Closing Date. Real property transfer taxes shall be split equally between the parties. All necessary instruments, documents and funds shall be delivered to the Closing Agent on or prior to the Closing Date. Unless the parties hereto otherwise agree in writing, or unless extended pursuant to the terms hereof: the date for the closing of the purchase of the Premises (the "Closing Date") shall be no later than one hundred twenty (120) days from the date of establishment of the Purchase Price as set forth above. In the event that, for any reason, there shall fail to be a closing pursuant to the terms of the Purchase Option, then the balance of this Lease, exclusive of this Section 21, shall continue in full force and effect as if said paragraph were not a part hereof.
  - vii. Each party shall pay one-half of the Closing Agent's escrow fee.
- viii. Landlord and Tenant shall promptly upon request prepare, execute and deliver such further documents, and shall promptly obtain beneficiary statements and similar certificates and perform such other acts as shall from time to time be reasonably required in effecting the Closing and the rights to be conveyed or assigned.
- ix. Tenant shall have the right to record a memorandum or other documents to confirm the purchase option set forth in this Section 21.
- 22. <u>No Sale by Landlord</u>. Landlord may not transfer the Premises to any party before September 1, 2019, and any transfer by Landlord shall be expressly subject to the terms of this Lease and Tenant's rights hereunder.
- 23. <u>Default by Landlord</u>. In the event of any breach on the part of Landlord, Tenant shall give notice to Landlord, and thereafter Landlord shall have fifteen (15) days to cure such default or, if such performance cannot be reasonably cured within such fifteen (15) day period then Landlord must commence performance within such fifteen (15) day period, and thereafter

diligently proceed to completion. If Landlord timely fails to cure such default, then Tenant shall have such rights and remedies as are available at law or in equity, and without limiting any such rights and remedies, Tenant shall have the right (but not the obligation) to undertake such action on Landlord's behalf as may be necessary to cure Landlord's default and Landlord shall promptly reimburse Tenant for all of Tenant's costs in undertaking such cure.

24. Notices. Every notice, approval, consent or other communication authorized or required by this Lease shall not be effective unless same shall be in writing and sent postage prepaid by United States registered or certified mail, return receipt requested or by nationally-recognized overnight courier service such as Federal Express. Any such mail shall be directed to the other party at its address set forth below, or such other address as either party may designate by notice given from time to time in accordance with this Section. The rent payable by Tenant hereunder shall be paid to Landlord at the same place where a notice to Landlord is herein required to be directed, or as otherwise directed by Landlord.

Landlord's Address:

The Mayday Corporation

1565 W. Brooks Avenue

North Las Vegas, Nevada 89032

Tenant's Address:

GreenMart of Nevada NLV, LLC 6405 S. Tenaya Way, Suite 105 Las Vegas, Nevada 89113 Attn: Joel Laub, Manager

From time-to-time, either party may designate another address by delivering to the other party a written notice of such change of address in accordance with the above provisions.

- 25. <u>Right of Entry</u>. The Landlord and its representative may enter the Premises at any reasonable time following advance notice of not less than forty-eighty (48) hours for the purpose of inspecting the Premises or exhibiting the Premises for sale, lease, or mortgage financing; provided, however, that any such entry hereunder shall be conditioned upon compliance with Tenant's rules and restrictions applicable to visitors, which rules and restrictions may include, without limitation, requirements regarding proper clothing and cleanliness.
- 26. Additional Provisions Regarding Business Relationships Among Related Parties. Landlord and/or its members and/or related parties have membership interests in and/or rights to acquire membership interests in Tenant. As additional consideration for this Lease and for other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, the parties agree to the provisions set forth below in this Section 25.
- a. CARDONA & CARDONA, LLC and GREENMART OF NEVADA NLV, LLC, entered into that certain Agreement date July 15, 2014 (the "Contribution Agreement"), which contemplates that the Premises will be contributed and conveyed to GREENMART OF NEVADA NLV, LLC in exchange for a membership interest in GREENMART OF NEVADA NLV, LLC. The parties agree that the Contribution Agreement shall terminate effective as of

the date of this Lease, and that from and after the date of this Lease the Contribution Agreement shall be of no further force or effect.

- b. Javier Cardona is the owner of a 20% membership interest in GREENMART OF NEVADA NLV, LLC, a Nevada limited liability; Emily Cardona is the owner of a 5% membership interest in GREENMART OF NEVADA NLV, LLC, a Nevada limited liability; and neither Javier Cardona nor Emily Cardona have subjected such membership interests to any liens, claims, rights of others or encumbrances.
- c. Javier Cardona and Emily Cardona (collectively, the "Transferring Members") hereby sell, assign, transfer and convey to GREENMART OF NEVADA NLV, LLC, a Nevada limited liability company, the entire membership interest now held by each of the Transferring Members in GREENMART OF NEVADA NLV, LLC, a Nevada limited liability company. GREENMART OF NEVADA NLV, LLC, a Nevada limited liability company, hereby redeems and acquires the entire membership interest of each of the Transferring Members in GREENMART OF NEVADA NLV, LLC, a Nevada limited liability company. From and after the date of this Lease, the entire membership interest of each Transferring Member in GREENMART OF NEVADA NLV, LLC, a Nevada limited liability company, shall terminate.
- d. Each of Javier Cardona and Emily Cardona hereby resign as a manager of GREENMART OF NEVADA NLV, LLC, a Nevada limited liability, effective as of the date of execution of this Lease.
- e. Each of Cardona & Cardona, LLC, Landlord, and the Transferring Members, hereby collectively and irrevocably appoint JOEL LAUB as such party's attorney-infact of (which appointment is coupled with an interest), for the sole purpose of documenting the termination of the Contribution Agreement, to sign and deliver such documentation as may be required to confirm and/or evidence the termination of the Contribution Agreement, the assignment of membership interests and/or the resignations set forth in above in this Section 25.
- 27. <u>Time of the Essence; Consent.</u> Time is of the essence of this Lease and each provision hereunder. The parties expressly acknowledge that any time the consent of either party is required and requested hereunder, the requested party shall be deemed to have approved such request if the requested party shall fail to respond to the written submission of a request for approval within ten (10) days thereafter.

#### 28. Miscellaneous.

- a. This Lease contains the entire agreement between the parties. No modification, alteration or amendment of the Lease shall be binding unless in writing and executed by the parties.
- b. The parties represent to each other that they have negotiated and dealt with each other directly, and not though any broker or agent; and that they have not incurred any obligation or liability, contingent or otherwise, to pay any broker's or finder's fee with respect to this Lease. If any such commission or fee should be due, the party incurring the obligation for such commission or fee shall indemnify and hold the other party harmless with respect thereto.

- c. Should either party incur any expense in enforcing any provision of this Lease, the party in breach, or the prevailing party in the case of legal action, shall pay to the other all expenses so incurred, including reasonable attorney fees.
- d. This Lease shall be governed by and construed and interpreted in accordance with the laws of Nevada. If any dispute arises under this Lease, the dispute will be resolved in a court of competent jurisdiction in Clark County, Nevada.
- e. The parties acknowledge that the sale and possession of marijuana is currently permitted under certain circumstances under Nevada state law but is prohibited by Federal law. Current federal policy is not to seek enforcement of federal marijuana possession laws in states such as Nevada where such sales and possession are lawful per the Guidance Regarding Marijuana Enforcement issued by the US Department of Justice, Office of the Deputy Attorney General dated August 29, 2013. In the event that the state or federal laws, ordinances or policies change and/or interpreted in a way such that Tenant or Tenant's operations are under no circumstances legal, and Tenants are subject to federal or local prosecution or forfeiture at any time after the Commencement Date, Tenant party shall have the right to terminate this Lease on ninety (90) days prior written notice. After providing such notice and Tenant paying the 90 days' rent, Tenant shall be relieved of any and all further obligations under this Lease except for those obligations that expressly survive the termination of this Lease.
- f. All covenants and agreements contained in this Lease shall be binding upon and shall inure to the benefit of the parties and their respective heirs, legal representatives, successors, and assigns.

IN WITNESS WHEREOF, Landlord and Tenant have caused the Lease to be executed effective as of the date set forth above.

LANDLORD:

Javier Cardona, an unmarried man

THE MAYDAY CORPORATION,

a Nevada corporation

Javier Cardona, President

TENANT:

GREENMART OF NEVADA NLV, LLC, a Nevada limited liability company

By:

1/1/2

Joe Laub, Manager

By: Christine Flores, Manager

#### JOINDER AND CONSENT OF RELATED PARTIES

By execution below, each of the undersigned parties hereby joins and consents to the terms and provisions of Section 25 of the foregoing Lease Agreement, effective as of the date of the foregoing Lease Agreement.

CARDONA & CARDONA, LLC, a Nevada limited liability company

By:

Jayier Cardona, Manager

TRANSFERRING MEMBERS:

Javier Cardona

Emily Cardona

# EXHIBIT V

Me (+1 (309) 397-6734)

That's good. Can't believe the doctor actually is getting everything done quickly



Me (+1 (309) 397-6734)

Emily Bellisario (+1 (702) 427-6745)

I'm so tired a Bae didn't want to nap this morning she finally gave me 15 min at 12

How's your day

Me (+1 (309) 397-6734)

It's fine. I had a client just pull up they're paying a little bit today I think Your dad stopped by he dropped off

Emily Bellisario (+1 (702) 427-6745)

That's weird usually he would transfer it did he say anything with it ?

Me (+1 (309) 397-6734)

We just talked about the babies and golfing sometime and some paperwork for the business that came back

Emily Bellisario (+1 (702) 427-6745)

I wonder why he is giving me cash that's so weird maybe Jimena is hassling him even more for helping me out. Stupid whore

Me (+1 (309) 397-6734)

Yeah no clue. He didn't say why. He dropped off the pay stubs too so maybe just to save a step

Emily Bellisario (±1 (702) 427-6745)

He all put a letter in there, this is the last I'll ever give you use it wisely .

With enough to cover the remainder of Braydens preschool and that 's it

The remainder after I use almost all my savings for the deposit # I hope it's worth it and he likes it

## EXHIBIT W



11 38-14 AM

Emily Bellisario [3]\attachment 212.JPG

This is all we did today get sushi then I waited around the hotel then we drove to San Rafael then Nice

Go do something I 'm just sick of my dad hounding you to bring them over . He can some see them alone if he wants to . It really bothers me . Once ok fine. twice VVTF ... 3 Times no fuck that he can come with out he fucking bastard and prostitute

11 16 1 AM

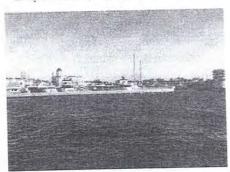
LESS WAY

31

Me (+1 (309) 397-6734)

Well you're getting your sushi I

Emily Bellisario (+1 (702) 427-6745)



Emily Bellisario [3]\attachment 213.jpg



11 43 57 6 7

Emily Bellisario [3]\attachment 214. pg

Me (+1 (309) 397-6734)

That's pretty good the bottle water in rooms here is like \$9

Emily Bellisario (+1 (702) 427-6745)

It was closed for the season but it 's really ugly! It looks all old and busted like the beach clubs in rosarito!! honestly felt like! was in Mexico!

They give you one bottle of free water a day! In the restaurant they charge you \$5 for tap water!!! It's so rediculous!

This morning breakfast was \$75 for two oranges juices and two eggs Benedict ! F that! No wonder French people usually eat bread and juice in the am | Tomorrow I'll just have that!

Me (+1 (309) 397-6734)

Geez that's crazy. Must've been some

Emily Bellisario (+1 (702) 427-6745)

No it was small | It's just crazy expensive here! It's nuts!

Who all went to breakfast with you this am?

Me (+1 (309) 397-6734)

I thought it was going to be just your dad but it was his wife and Sofia . Then your sister showed up

Your dad brought his dog too . I hate that dog.

It's the worst trained dog

Emily Bellisario (+1 (702) 427-6745)

Ugh why the fuck did she go she doesn't give s shit about the kids

So annoying say no for no on please just say lot 'a most for guys breakfast then bring Bae

Fake bitch I don 't want my kids around fake ass people .

Emily Bellisario (+1 (702) 427-6745)

Lol yeah it 's impossible to get him dressed any morning he never wants to go to the park you just have to bring the clothes downstairs and dress him after a diaper change then throw him in the car and tie him up and then eat Bae dressed so he can 't undress while you dress Bae . Or dress Bae first and stick her in the car then have her wait in the car while you dress Brayden that's the only way I can do it

Me (+1 (309) 397-6734)

I finally got him dressed but we just did a quick walk since it was time for bae to take a nap . But she 's up again anyway since he was yelling .

Emily Bellisario (+1 (702) 427-6745)

:/ bummer maybe she will nap at 1 with Brayden

Me (+1 (309) 397-6734)

Hopefully

Your dad bribed me with prime steaks so I think we're going to go over there for a little bit after naps this afternoon

Figure Brayden will like jumping on the trampoline

Brayden was also very upset with me this morning for changing his diaper. He kept yelling at me how he didn 't poop. But there was a giant crap in there. Lol. I could smell it across the room. Haha

Emily Bellisario (+1 (702) 427-6745)

Next time just don 't tell my dad I 'm leaving town I didn't mention anything to him it was you .

I guess there won 't be a next time but maybe years down the road or something

It's annoying cant you cancel or do u actually want to go . They're my fucking kids he 's inviting you over while I 'm gone because he knows I don 't want his fake prostitution and basterd child around them

## EXHIBIT X

## Wells Fargo® at Work Checking

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BRADLEY J BELLISARIO EMILY BELLISARIO 7495 W AZURE DR STE 258 LAS VEGAS NV 89130-4416

#### Questions?

Available by phone 24 hours a day, 7 days a week: Telecommunications Relay Services calls accepted

1-800-TO-WELLS (1-800-869-3557)

TTY: 1-800-877-4833 En español: 1-877-727-2932

華語 1-800-288-2288 (6 am to 7 pm PT, M-F)

Online: wellsfargo.com

Write: Wells Fargo Bank, N.A. (825)

P.O. Box 6995

Portland, OR 97228-6995

#### You and Wells Fargo

Thank you for being a loyal Wells Fargo customer. We value your trust in our company and look forward to continuing to serve you with your financial needs.

#### Account options

A check mark in the box indicates you have these convenient services with your account(s). Go to wellsfargo.com or call the number above if you have questions or if you would like to add new services.

1	Direct Deposit	
1	Auto Transfer/Payment	1
1	Overdraft Protection	
1	Debit Card	
1	Overdraft Service	
		Auto Transfer/Payment Overdraft Protection Debit Card

#### **Activity summary**

 Beginning balance on 2/8
 \$340.37

 Deposits/Additions
 6,695.01

 Withdrawals/Subtractions
 - 6,041.02

 Ending balance on 3/6
 \$994.36

Account number: 9842299522

BRADLEY J BELLISARIO EMILY BELLISARIO

Nevada account terms and conditions apply

For Direct Deposit use

Routing Number (RTN): 321270742

#### Overdraft Protection

This account is not currently covered by Overdraft Protection. If you would like more information regarding Overdraft Protection and eligibility requirements please call the number listed on your statement or visit your Wells Fargo store.



# Interest summary Interest paid this statement \$0.01 Average collected balance \$298.22 Annual percentage yield earned 0.04% Interest earned this statement period \$0.01 Interest paid this year \$0.02

## Transaction history

Total interest paid in 2019

	neck aber Description	Deposits/ Additions	Withdrawals/ Subtractions	Ending daily balance
2/10	Online Transfer to Bellisario Law LLC Business Checking xxxxxx8866 Ref #lb07M3V374 on 02/08/20		200.00	140.37
2/11	Purchase authorized on 02/09 Sport Clips - NV10 Las Vegas NV S580041073155285 Card 3184		22.00	
2/11	Recurring Payment authorized on 02/10 24 Hour Fitness US 800-4326348 CA S580041467430450 Card 3184		116.95	1.42
2/12	WF Loan/Line Auto Pay 200211 xxxxxxx20010001 Bellisario Brad 457		278.34	-276.92
2/13	Overdraft Fee for a Transaction Posted on 02/12 \$278.34 WF Loan/Line Auto Pay 200211 xxxxxxx20010 001 Bellisario Brad 457		35.00	
2/13	Online Transfer From Bellisario Law LLC Business Checking xxxxxx8866 Ref #lb07Mpgj9P on 02/13/20	500.00		188.08
2/14	Recurring Payment authorized on 02/13 Experian* Credit R 479-3436237 CA S580044372297645 Card 3184		19.99	
2/14	Bill Pay Wells Fargo Student Loan Master Recurring xxxxxxx387 on 02-14		86.84	81.25
2/18	Online Transfer From Bellisario Law LLC Business Checking xxxxxx8866 Ref #Ib07N68B3R on 02/15/20	500.00		
2/18	Purchase authorized on 02/15 Summerlin Hospital 866-8234250 NV S460047217893394 Card 3184		83.33	
2/18	Southwest Gas App 200213 2114568334004 Cardona Emily		79.00	
2/18	WF Efs Stdnt Ln Autopay 021620 xxxxx8387CC00 Bellisario Bradley		55.94	362.98
2/20	Online Transfer to Bellisario Law LLC Business Checking xxxxxx8866 Ref #lb07Ntr95D on 02/20/20		200.00	162.98
2/24	Online Transfer From Bellisario Law LLC Business Checking xxxxxx8817 Ref #ib07P6Jfd4 on 02/22/20	1,000.00		
2/24	Bill Pay Summerlin North Recurring xxx33269 on 02-24		47.00	
2/24	Online Transfer to Bellisario Law LLC Business Checking xxxxxx8866 Ref #lb07Pgg5Hj on 02/24/20		700.00	415.98
2/25	Online Transfer to Bellisario Law LLC Business Checking xxxxxxx8866 Ref #lb07Phvlw9 on 02/24/20		200.00	
2/25	Paypal Inst Xfer 200225 Netflix.Com Bradley Bellisario		26.82	189.16
2/26	Purchase authorized on 02/24 Starbucks 800-782-7282 WA S580055607258621 Card 3184		15.00	
2/26	Purchase authorized on 02/24 Our Family Wizard. 952-5488121 MN S460056143819562 Card 3184		99.00	75.10
3/2	Online Transfer From Bellisario Law LLC Business Checking	3,495.00	2.00	
3/2	Gerber Life Ins Insurance 200301 5246579 *Bellisario,Bradley J		6.53	
3/2	Lvvwd Online Pmt 200302 Ckt871171544Neg Bradley Bellisario		59.27	
3/2	Adelson Educatio Facts 000000100993554 Bradley Bellisario		1,217.50	1.001.0
3/2	WF Home Mtg Auto Pay 030120 xxxxxx1424 Emily Cardona		1,055.48	1,231.3
3/3	Online Transfer From Bellisario Law LLC Business Checking xxxxxx8866 Ref #lb07Qvd4Bb on 03/03/20	300.00		1.00:0
3/3	ATM Withdrawal authorized on 03/03 7100 N. Elkhorn Las Vegas NV 0008288 ATM ID 1696O Çard 9902		300.00	1,231.3

\$0.12



## Transaction history (continued)

	Check		Deposits/	Withdrawals/	Ending daily
Date	Number	Description	Additions	Subtractions	balance
3/4		Recurring Payment authorized on 03/03 Tu *Transunion		24.95	
		800-493-3292 CA S580064020169597 Card 9902			
3/4		Online Transfer to Bellisario Law LLC Business Checking		600.00	606.43
		xxxxxx8866 Ref #lb07R64Dkt on 03/04/20			
3/5		Online Transfer From Bellisario Law LLC Business Checking	300.00		
		xxxxxx8866 Ref #lb07R6Fx56 on 03/04/20			
3/5		Purchase authorized on 03/04 Lvrj Circulation 702-383-0200 NV		14.08	
		S300064607471848 Card 9902			
3/5		ATM Withdrawal authorized on 03/04 Tower Office Las Vegas NV		300.00	592.35
		0002914 ATM ID 2369M Card 9902			
3/6		Online Transfer From Bellisario Law LLC Business Checking	600.00		
		xxxxxx8866 Ref #lb07Rgql88 on 03/06/20			
3/6		NV Energy South Npc Pymt 028012881620374 Emily Cardona		198.00	
3/6		Interest Payment	0.01		994.36
Ending bal	ance on 3/6				994.36
Totals			\$6,695.01	\$6,041,02	

The Ending Daily Balance does not reflect any pending withdrawals or holds on deposited funds that may have been outstanding on your account when your transactions posted. If you had insufficient available funds when a transaction posted, fees may have been assessed.

#### Summary of Overdraft and Returned Item fee(s)

	Total this statement period	Total year-to-date †
Total Overdraft Fees	\$35.00	\$70.00
Total Returned Item Fees	\$0.00	\$0.00

<sup>†</sup> Year-to-date total reflects fees assessed or reversed since first full statement period of current calendar year.

## Monthly service fee summary

For a complete list of fees and detailed account information, see the Wells Fargo Account Fee and Information Schedule and Account Agreement applicable to your account (EasyPay Card Terms and Conditions for prepaid cards) or talk to a banker. Go to wellsfargo.com/feefaq for a link to these documents, and answers to common monthly service fee questions.

Fee period 02/08/2020 - 03/06/2020	Standard monthly service fee \$14.00	You paid \$0.00
How to avoid the monthly service fee	Minimum required	This fee period
Have any ONE of the following account requirements		
Total amount of qualifying direct deposits	\$1,000.00	\$0.00
· Combined balances in linked accounts, which may include	\$7,500.00	\$9,268.88
<ul> <li>Minimum daily balance in checking, savings, time accounts (CDs) and FDIC-insured retirement accounts</li> </ul>		

CA/CA



#### Worksheet to balance your account

Follow the steps below to reconcile your statement balance with your account register balance. Be sure that your register shows any interest paid into your account and any service charges, automatic payments or ATM transactions withdrawn from your account during this statement period.

A Enter the ending balance on this statement.

in

B List outstanding deposits and other credits to your account that do not appear on this statement. Enter the total in the column to the right.

Description	Amount	
	i i	
Total	s	+ \$

C Add A and B to calculate the subtotal

- e T

D List outstanding checks, withdrawals, and other debits to your account that do not appear on this statement. Enter the total in the column to the right.

Number/Description	Amount	
	I	
	1	
	1	
	1	
	T.	
	1	
	1	
Total	\$	

E Subtract D from C to calculate the adjusted ending balance. This amount should be the same as the current balance shown in your register.

## General statement policies for Wells Fargo Bank

- To dispute or report inaccuracies in information we have furnished to a Consumer Reporting Agency about your accounts. You have the right to dispute the accuracy of information that Wells Fargo Bank, N.A. has furnished to a consumer reporting agency by writing to us at Overdraft Collection and Recovery, P.O. Box 5058, Portland, OR 97208-5058. Please describe the specific information that is inaccurate or in dispute and the basis for the dispute along with supporting documentation. If you believe the information furnished is the result of identity theft, please provide us with an identity theft report.
- In case of errors or questions about your electronic transfers, telephone us at the number printed on the front of this statement or write us at Wells Fargo Bank, P.O. Box 6995, Portland, OR 97228-6995 as soon as you can, if you think your statement or receipt is wrong or if you need more information about a transfer on the statement or receipt. We must hear from you no later than 60 days after we sent you the FIRST statement on which the error or problem appeared.
  - 1. Tell us your name and account number (if any).
  - Describe the error or the transfer you are unsure about, and explain as clearly as you can why you believe it is an error or why you need more information.
  - 3. Tell us the dollar amount of the suspected error.

We will investigate your complaint and will correct any error promptly. If we take more than 10 business days to do this, we will credit your account for the amount you think is in error, so that you will have the use of the money during the time if takes us to complete our investigation.

Member FDIC. LENGER

©2010 Wells Fargo Bank, N.A. All rights reserved NMLSR ID 399801

# EXHIBIT Y



Home > Nevada > Las Vegas, NV > Johnson Martin Advisors Inc

## Johnson Martin Advisors Inc



27 Midnight Ridge Dr Las Vegas, NV 89135 **CLARK County** 



Phone: 702-255-4000



Claim this business!

Extraordinary "All In" Signal\* - Rare "All In" Buy Alert\*

Ad www.fool.com/ \*

Extra Money in Your Bank Account? Here's Where We Think You Should Invest. Could These Stocks be the Biggest Winners of the Stock Market Crash? Motley Fool Community. Read Before It's Too Late.

Deal: Up to 50% off Stock Advisor

5 Potentially Hot Stocks

5 Stocks Under \$50

CEO Puts \$624M on 1 Stock "Triple Down" Buy Alert

Make 2020 Profitable

All-In Stock Buy Alert

Visit Website

## Local Information You May Find Helpful

#### Tenant Roster:

There are 2 tenants including Johnson Martin Advisors Inc located at 27 Midnight Ridge Dr in Las Vegas, NV. View Tenant Roster

## Additional Business Resources:

View Alphabetical Directory of all Businesses Located in Las Vegas, NV View all Businesses in Las Vegas, NV Categorized by Type of Service



https://www.b2byellowpages.com/company-information/109961492-johnson-martin-advisors-inc.html

Page 1 of 2

## **ENTITY INFORMATION**

## **ENTITY INFORMATION**

JOHNSON MARTIN **Entity Name:** 

ADVISORS, INC.

Entity Number: E0035052013-5

Foreign Corporation (80) **Entity Type:** 

**Entity Status:** Active

Formation 01/23/2013

NV Business ID: NV20131043348

Date:

Date:

Perpetual

Annual Report Due

1/31/2021

Date:

**Domicile** 

Termination

Name:

Jurisdiction: Delaware

## REGISTERED AGENT INFORMATION

Individual or

Name of VICKI MARTIN

Status: Active

Legal Entity:

**CRA** Agent **Entity Type:**  Registered Agent Type:

Non-Commercial

Registered Agent

**NV Business** 

ID:

Office or Position:

Jurisdiction:

Street Address: 27 MIDNIGHT RIDGE

AVENUE, LAS VEGAS,

NV, 89135, USA

Mailing Address:

Individual with Authority to Act:

Fictitious Website or Domain Name:

#### OFFICER INFORMATION

## VIEW HISTORICAL DATA

Title	Name	Address	Last Updated	Status
President	PRESTON L.C. JOHNSON	27 MIDNIGHT RIDGE DR, LAS VEGAS, NV, 89135, USA	11/21/2018	Active
Secretary	VICKI MARTIN	27 MIDNIGHT RIDGE DR, LAS VEGAS, NV, 89135, USA	11/21/2018	Active
Treasurer	VICKI MARTIN	27 MIDNIGHT RIDGE DR, LAS VEGAS, NV, 89135, USA	11/21/2018	Active
Director	VICKI MARTIN	27 MIDNIGHT RIDGE DR, LAS VEGAS, NV, 89135, USA	11/21/2018	Active
Director	PRESTON L.C. JOHNSON	27 MIDNIGHT RIDGE DR, LAS VEGAS, NV, 89135, USA	11/21/2018	Active

Page 1 of 1, records 1 to 5 of 5

### **CURRENT SHARES**

Class/Series	Туре	Share Number	Value
	Authorized	100,000	1.000000000000

Page 1 of 1, records 1 to 1 of 1

Unlimited Foreign Entities No Stock Foreign Entities

Only Only

Number of No Par Value 0 Shares: Total Authorized Capital: 100,000

Filing History

Name History

Mergers/Conversions

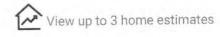
Return to Search

Return to Results

# EXHIBIT Z



Est. \$459,000





**3 2.5 2,276 5,227** beds baths sq ft sqft lot

Commute Time 1913 Sondrio Dr,

Las Vegas, NV 89134

Refi Rates

https://www.realtor.com/realestateandhomes-detail/1913-Sondrio-Dr\_Las-Vegas\_NV\_89134\_M29484-57299

Page 1 of 8

**Property Overview** - Stunning Pool Home....Loft Overlooking Living Room...Vaulted Ceilings...Gourmet Kitchen W/Island & Granite Counter Tops...Spacious Back Yard W/Covered Patio/Built In Bbq...Cul-De-Sac...Great For Entertaining...

This property overview is from the previous listing when the home was listed for sale in Jan 8, 2012.



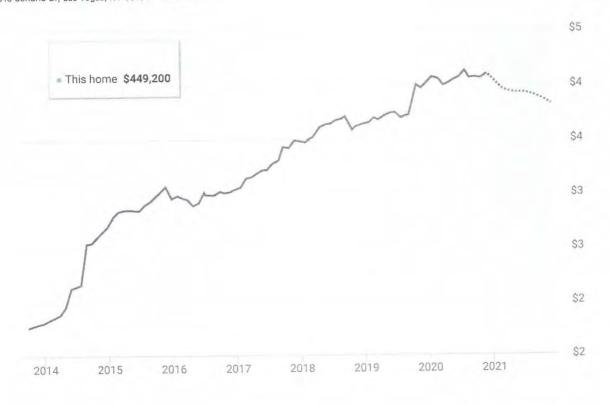
## Own this home?

Check out your owner dashboard to:

- Track your home's value and comps
- · Update the important details and photos
- · Easily compare similar homes in your area

## Home Value for 1913 Sondrio Dr

1913 Sondrio Dr is likely to depreciate by 6% in the next year, based on the latest home price index. In the last 7 years, this home has increased its value by 103%.



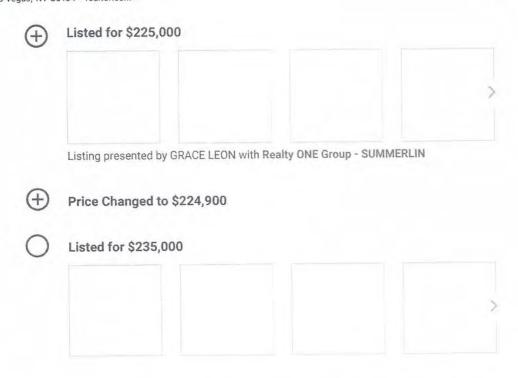
## See how other providers valuate this home

Get a better idea of this home's value by comparing valuations from multiple providers.

## **Property History**

This property was not sold in the last 9 years.

- Estimated at \$459,000
- + Price Changed to \$199,900
- Price Changed to \$215,000



History data displayed is obtained from public records and/or MLS feeds from the local jurisdiction. Contact your REALTOR® directly in order to obtain latest information.

## Property Details



## **Public Records**

Beds: 3Rooms: 6

· House size: 2,276 sq ft

Stories: 2
Lot size: 5227
Garage: Garage
Heating: Forced Air
Cooling: Central
Year built: 1997

Year renovated: 1997

Property type: Single familyDate updated: 07/31/2020

Pool: YesFireplace: Yes

## Mearby Schools

Rating*	School Name	Grades	Distance
8	Ethel W. Staton Elementary School	PK-5	0.9 mi
8	Sig Rogich Middle School	6-8	1.5 mi
7	Palo Verde High School	9-12	1.7 mi
9	John W Bonner Elementary School	PK-5	1.0 mi
7	Ernest Becker Middle School	6-8	1.5 mi
10	West Career & Technical Academy School	9-12	3.1 mi
NR	Merryhill Elementary Private School	K-5	0.4 mi
NR	Dr Miriam & Sheldon G Adelson Educational Campus Private School	PK-12	0.9 mi

<sup>\*</sup> School data provided by National Center for Education Statistics, Pitney Bowes, and GreatSchools. Intended for reference only. The GreatSchools Rating is based on a variety of school quality indicators, including test scores, college readiness, and equity data. To verify enrollment eligibility, contact the school or district directly.

## Neighborhood

1913 Sondrio Dr is located in The Trails neighborhood in the city of Las Vegas, NV.

\$431,950

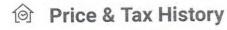
Median Listing Price

\$205

Price Per Sq Ft

Explore Schools, Safety, Noise, Flood and Lifestyle around Sondrio Dr

Learn more about the flood risk of this property



## **Property Price**

Date	Event	Price	Price/Sq Ft	Source
Today	Estimated	\$459,000	-	
02/07/2012	Price Changed	\$199,900	\$88	LasVegas

https://www.realtor.com/realestateandhomes-detail/1913-Sondrio-Dr\_Las-Vegas\_NV\_89134\_M29484-57299

Page 6 of 8

01/23/2012	Price Changed	\$215,000	\$94	LasVegas
01/08/2012	Listed	\$225,000	\$99	LasVegas
11/10/2011	Price Changed	\$224,900	\$99	LasVegas
07/07/2011	Listed	\$235,000	\$103	LasVegas

## **Property Tax**

Year	Taxes	Land		Additions		Total Assessment
2019	\$2,744	\$29,400	+	\$72,331	4.9	\$101,731
2018	\$2,619	\$22,750	+	\$69,470	/ <b>=</b>	\$92,220
2017	\$3,009	\$21,175	+	\$70,611	=	\$91,787
2016	\$2,451	\$18,200	+	\$71,377	=	\$89,754
2015	\$2,446	\$15,400	+	\$70,614	=	\$86,014
2014	\$2,306	\$12,600	+	\$69,428	=	\$82,028
2012	\$2,238	\$10,500	+	\$57,526	=	\$68,026
2011	\$2,473	\$11,725	+	\$65,340	(=)	\$77,065
2010	\$2,400	\$14,000	+	\$58,808	9	\$72,808
2008	\$2,895	-	+	N/A	Ξ	1.2

## About History & Taxes Data

The price and tax history data displayed is obtained from public records and/or MLS feeds from the local jurisdiction. Contact your REALTOR® directly in order to obtain the most up-to-date information available.

## Recently Sold Homes Near 1913 Sondrio Dr

2303 Hallston St Las Venas NV 89134

1944 Sono

Page 7 of 8

\$242,000

2303 Hallston St, Las Vegas, NV 89... 2 bd · 2 ba · 1,021 sq ft

\$390,000

10616 Back Plains Dr, Las Vegas, N... 2 bd • 2 ba • 1,520 sq ft

Soou, c

1944 So 4 bd • 2+

View all

## Editors' Picks

TRENDS 5 Big Ways

President Biden Is Poised To Help

HOME IMPROVEMENT UNIQUE HOMES

Want a Cheap Makeover by Chip What Will the and Jo or Other

Listed at \$160M, Nation's Most

SPONSORED CONTENT

Have You Served? 5 Reasons You'll UNIQUE HOMES

Colorful Victorian With Hollywood **History Stands** 

Veterans United

Public Viewda . LOwner View34 · Summerlin North · 1913 Sondrio Dr

s Vegas, NV

For Sale

**Public View** 

Owner View

For Sale by: Newest >



2 ba 1,303 sqft



Street View

## 1913 Sondrio Dr Las Vegas, NV 89134

OFF MARKET Zestimate®: \$428,684

Rent Zestimate®: \$1,915 /mo

Est. refi payment: \$

S Get current rat

3 beds · 3 baths ·

2,276 sqft

## **Nearby Similar Sales**

SOLD: \$410,000

Sold on 07/31/19 3 bds, 3 ba, 2,188 sqft

10105 Pinnacle View Pl, Las Vegas, NV 89134

SOLD: \$385,000

Sold on 02/06/20 3 bds, 3 ba, 2,188 sqft 10153 Snow Crest Pl, Las Vegas, NV 89134

SOLD: \$410,000

Sold on 12/05/19 3 bds, 3 ba, 2,047 sqft 1944 Summer Palm Pl Unit 101, Las Vegas, NV 8...

SOLD: \$399,000

Sold on 10/09/19 4 bds, 3 ba, 2,339 sqft 1809 Snow Spring Ln, Las Vegas, NV 89134

1929 Verbania Dr., Las Vegas, NV 89134

SOLD: \$405,000

Sold on 09/24/19 4 bds, 2.5 ba, 2,095 sqft



)K 700K

## Committed to helping you sell

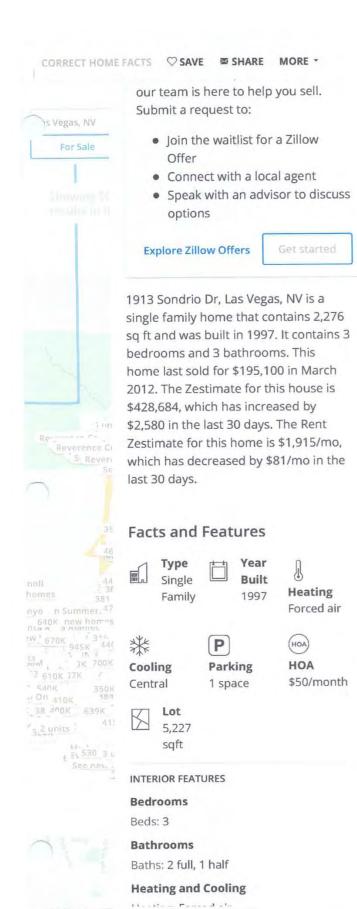
While we are temporarily pausing home purchasing due to the impact of COVID-19 and public health orders, our team is here to help you sell. Submit a request to:

- · Join the waitlist for a Zillow
- · Connect with a local agent
- Speak with an advisor to discuss



3 ba 1,800 sqft

3 ba 1,600 sqft



## X CLOSE

1809 Snow Spring Ln, Las Vegas, NV 89134

SOLD: \$405,000

Sold on 09/24/19 4 bds, 2.5 ba, 2,095 sqft 1929 Verbania Dr, Las Vegas, NV 89134 Help

----

For Sale by: Newest >



2 ba 1,303 sqft



3 ba 1,800 sqft



3 ba 1,600 sqft









Help

For Sale by: Newest >



2 ba 1,303 sqft



3 ba 1,800 sqft



3 ba 1,600 sqft

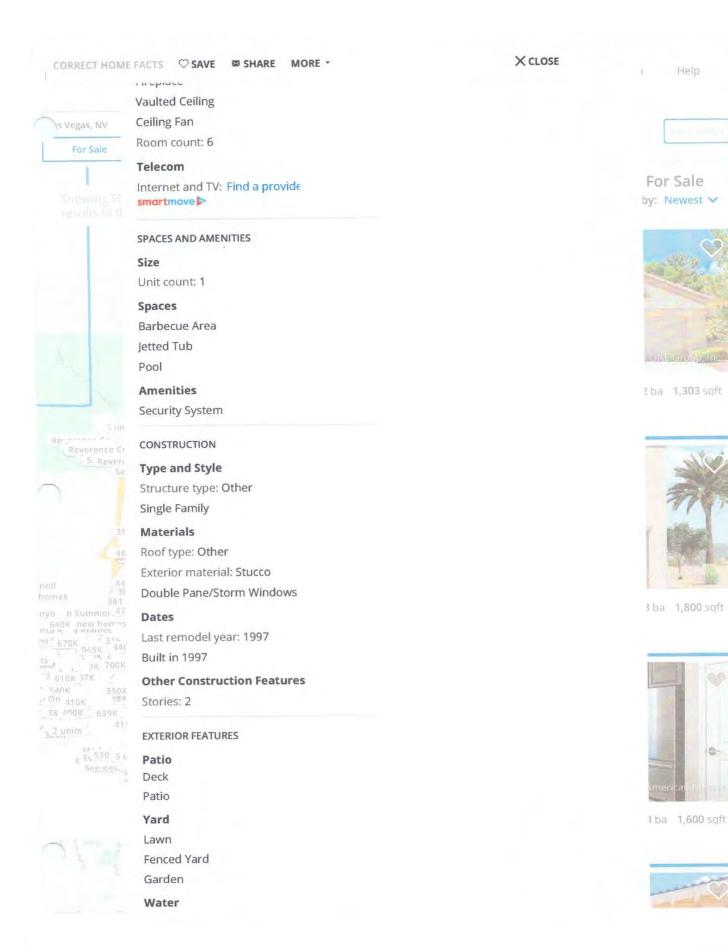


Internet and TV: Find a provide

Room count: 6

smartmove >

Telecom



### Other Exterior Features

Parcel #: 13724717031

## s Vegas, NV For Sale

#### COMMUNITY AND NEIGHBORHOOD

#### Schools

Elementary school: Staton Ethel, Stanton Ethel Middle school: Rogich Sig High school: Palo Verde

#### PARKING

Parking:

Attached Garage, 1 space, 464 sqft garage

#### UTILITIES

Cable Ready Sprinkler System

### **Green Energy**

Great solar potential Sun Number™: 95.42

#### FINANCE

### HOA

HOA Fee: \$50/mo

## OTHER

1 3K 700K

+ On 410K

Last sold: Mar 2012 for \$195,100

#### **ACTIVITY ON ZILLOW**

Views in the past 30 days: 2 0 shoppers saved this home

County website See Data Sources

See Fewer Facts and Features ^

## Home Value

Zestimate **\$428,684** 







For Sale by: Newest >



2 ba 1,303 sqft



3 ba 1,800 sqft



3 ba 1,600 sqft



# EXHIBIT AA

ENTITY INFORMATION	
Entity Name:	
THE MAYDAY CORPORATION	
Entity Number:	
C20279-2000	
Entity Type:	
Domestic Corporation (78)	<u>.</u>
Entity Status:	
Active	
Formation Date:	
07/28/2000	
NV Business ID:	

## REGISTERED AGENT INFORMATION

Name of Individual or Legal Entity:

MARISELA CARDONA

NV20001372608

**Termination Date:** 

**Annual Report Due Date:** 

Perpetual

7/31/2019

https://esos.nv.gov/EntitySearch/BusinessInformation

Status:

Active

**CRA Agent Entity Type:** 

Registered Agent Type:

Non-Commercial Registered Agent

**NV Business ID:** 

Office or Position:

Jurisdiction:

Street Address:

4525 FORT APACHE RD, LAS VEGAS, NV, 89129, USA

Mailing Address:

Individual with Authority to Act:

Fictitious Website or Domain Name:

## OFFICER INFORMATION

### VIEW HISTORICAL DATA

***************************************	***************************************			
Title	Name	Address	Last Updated	Status
President	JAVIER CARDONA	1565 W BROOKS AVENUE, NORTH LAS VEGAS, NV, 89032, USA	07/17/2018	Active
Secretary	EMILY CARDONA	1565 W BROOKS AVENUE, NORTH LAS VEGAS, NV, 89032, USA	07/17/2018	Active
Treasurer	EMILY CARDONA	1565 W BROOKS AVENUE, NORTH LAS VEGAS, NV, 89032, USA	07/17/2018	Active
Director	JAVIER CARDONA	1565 W BROOKS AVENUE, NORTH LAS VEGAS, NV, 89032, USA	07/17/2018	Active

Page 1 of 1, records 1 to 4 of 4

#### **CURRENT SHARES**

Class/Series Type Share Number Value

https://esos.nv.gov/EntitySearch/BusinessInformation

Page 2 of 3

ling History Name Histor	ry Mergers/Conversions
	ling History Name Histo

Return to Search

Return to Results

## **EXHIBIT B**

**Electronically Filed** 12/10/2020 2:19 PM Steven D. Grierson CLERK OF THE COURT ORDR 1 Amanda M. Roberts, Esq. State Bar of Nevada No. 9294 ROBERTS STOFFEL FAMILY LAW GROUP 4411 S. Pecos Road Las Vegas, Nevada 89121 PH: (702) 474-7007 FAX: (702) 474-7477 EMAIL: efile@lvfamilylaw.com Attorneys for Plaintiff, Emily Bellisario DISTRICT COURT 8 CLARK COUNTY, NEVADA 9 10 D-20-605263-D Case No: EMILY BELLISARIO, 11 Dept No: Plaintiff, 12 ORDER AFTER HEARING 13 BRADLEY BELLISARIO, 14 Date of Hearing: November 24, 2020 15 Defendant. Time of Hearing: 11:00 a.m. 16 17 THIS MATTER having come before the Court on the 24th day of 18 November, 2020, on a Return Hearing regarding the financials and supervised 19 20 visitation. The Plaintiff, Emily Bellisario, being present and represented, by and 21 through her attorney of record, Amanda M. Roberts, Esq., of Roberts Stoffel 22 Family Law Group, and the Defendant, Bradley Bellisario, being present and 23 24 representing himself in proper person. The Parties and Counsel each being 25 present by video via Blue Jeans pursuant to Administrative Orders, and the Court 26 27 Page 1 of 4 28

Case Number: D-20-605263-D

having heard the argument of Counsel and reviewed the pleadings on file herein hereby Orders as follows:

NOW THEREFORE,

THE COURT HEREBY ORDERS that the Defendant shall have until the close of business on December 1, 2020, to provide Plaintiff's Counsel with all of his financial records and business statements to determine Defendant's income and earnings. If the Defendant fails to comply, this Court recommends that there be an unequal distribution of the assets and debts between the Plaintiff and Defendant.

THE COURT FURTHER ORDERS that Ms. Roberts shall prepare a

Schedule of Arrears for the child support and spousal support, said amounts shall be
reduced to judgment and collectable by any and all legal means.

THE COURT FURTHER ORDERS that the Defendant shall continue to maintain the SCRAM ankle monitor at his cost.

THE COURT FURTHER ORDERS that the Defendant shall have unsupervised visitation with the minor children on Saturdays from noon to 4:00 p.m. The Defendant shall provide all transportation for the visitation. The Defendant shall pull up to the Plaintiff's residence exit the vehicle, but not approach the Plaintiff, solely for the purpose of showing the Plaintiff that the SCRAM ankle monitor remains in place before and after each visitation period.

Page 3 of 4

THE COURT FURTHER ORDERS that Ms. Roberts shall prepare the Order 1 2 and submit it to the Court. 3 IT IS SO ORDERED, this 9th day of December, 2020. 4 5 6 Sandra L District Court Judge 7 Submitted this 24th day of 8 November 2020. ROBERTS STOFFEL FAMILY 10 LAW GROUP 11 12 Amanda M. Roberts, Esq. 13 State of Nevada Bar No. 9294 4411 South Pecos Road Las Vegas, Nevada 89121 PH: (702) 474-7007 16 FAX: (702) 474-7477 EMAIL: efile@lvfamilylaw.com 17 Attorney for Plaintiff 18 19 20 21 22 23 24 25 26

Page 4 of 4

27

28

Electronically Filed 1/13/2021 9:27 AM

1 2 3 4 5 6 7	OPPC Amanda M. Roberts, Esq. State Bar of Nevada No. 9294 ROBERTS STOFFEL FAMILY 4411 S. Pecos Road Las Vegas, Nevada 89121 PH: (702) 474-7007 FAX: (702) 474-7477 EMAIL: efile@lvfamilylaw.com Attorneys for Plaintiff, Emily Bell						
8	DISTRICT COURT						
9	CLARK COUNTY, NEVADA						
10 11 12 13 14 15 16 17 18	EMILY BELLISARIO,  Plaintiff, v.  BRADLEY BELLISARIO,  Defendant.  MEMORANDU	) Case No: D-20-605263-D ) Dept No: N )  OPPOSITION TO DEFENDANT'S ) MOTION TO STRIKE PLAINTIFF'S ) PEREMPTORY CHALLENGE; AND ) COUNTERMOTION FOR AN AWARD ) OF ATTORNEY'S FEES AND COSTS. ) ) Date of Hearing: February 16, 2021 ) Time of Hearing: 10:00 a.m. )  Oral Argument Requested: No  M OF POINTS AND AUTHORITIES I.					
21	Issues						
22 23 24 25	<ol> <li>Bradley's request to Strike Plaintiff's Peremptory Challenge should be denied.</li> <li>Emily's request for an award of attorney's fees and costs should be granted.</li> </ol>						
26 27 28							

## II. Statement of Facts

The Parties to this action, the Plaintiff, Emily Bellisario ("Emily") and the Defendant, Bradley Bellisario ("Bradley"), were married on August 16, 2014. The Parties have three (3) minor children, to wit: Brayden Bellisario ("Brayden"), born January 15, 2015; Blake Bellisario ("Blake"), born November 20, 2016; and Brooklyn Bellisario ("Brooklyn"), February 1, 2018.

On January 11, 2021, Plaintiff's Counsel discovered through research of the Court's Register of Actions online, that this matter was reassigned from the Honorable Sandra Pomrenze, to the Honorable Mary Perry. The Court records reflect there was an Administrative Reassignment on January 4, 2021, but no formal/written notice was provided or issued; it was simply recorded in the Register of Actions. While it was known that through the election, Judge Perry would be taking over in Department "P," it was not known if the general case reassignments which have occurred throughout the Family Court, if this matter would be reassigned to another Department.

On January 11, 2021, upon discovery of the change in Judicial officer in this action, Plaintiff filed a Peremptory Challenge. There was no delay by the Plaintiff.

Trial is set more than ten (10) days prior to the filing of the peremptory challenge - January 25, 2021 is the Trial setting and the peremptory challenge was

filed on January 11, 2021, and there are no Motion hearings set to be heard in this matter until February 3, 2021.

## III. Opposition

A. <u>Bradley's request for an Order to Show Cause against Emily and/or</u> Amanda M. Roberts, Esq., should be denied.

Pursuant to Nevada Supreme Court Rule ("NSCR") § 48.1 (1), each Party "is entitled, as a matter of right, to one change of judge by peremptory challenge."

Pursuant to NSCR § 48.1 (3), the peremptory challenge must be filed within ten (10) days after notification of the Trial date or not less than three (3) days before a hearing on Pre-Trial matters; and NSCR § 48.1 (4) provides that if the timing on section (3) is not applicable then the peremptory challenge must be filed within three (3) days of notification that the case has been assigned or a ruling is made in the Trial, whichever occurs first. {EMPHASIS ADDED}

In this matter, the case was originally assigned to the Honorable Judge Sandra Pomrenze who did not seek reelection. On or about January 4, 2020, there was an Administrative Reassignment from Judge Sandra Pomrenze to Judge Mary Perry and no formal notice was provided in the case, it was just recorded in the Register of Actions. It was only discovered after a review of the record on or about Monday, January 11, 2021. Therefore, promptly upon learning which Judge was

**5** 

going to be assigned to the matter, a peremptory challenge was filed on Emily's behalf.

In this matter, Trial is set more than ten (10) days prior to the filing of the peremptory challenge- January 25, 2021 is the Trial setting and the peremptory challenge was filed on January 11, 2021, and there are no Motion hearings set to be heard in this matter until February 3, 2021.

Based upon the foregoing, Bradley's request to strike Plaintiff's Peremptory

Challenge should be denied, and the case shall be reassigned to a different

Department.

## IV. Countermotion

A. <u>Emily's request for an award of attorney's fees and costs should be granted.</u>

Emily was forced to defend herself against Bradley's instant Motion, which did not need to be filed. Bradley's instant Motion is without merit and should be denied. Additionally, Bradley failed to attempt to resolve the issues presented in his Motion in accordance with *EDCR* §5.501, and is not expected to be the prevailing Party; therefore, he is not entitled to any award of attorney's fees or costs. To the contrary, Emily was forced to defend herself with this Opposition, has following the Court's Orders, rules and guidelines, and is expected to be the prevailing Party, in accordance with *NRS* §18.010.

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 Court considered "well known basic elements to be considered" when awarded

litany of relevant cases including the holding in Sargeant v. Sargeant, 88 Nev. 223, 495 P.2d 618 (1972). In Sargeant, the Nevada Supreme Court considered a wife's award of attorney fees. The husband argued the attorney fees were excessive and should not have been granted from the husband's sole and separate property. The Court determined that "[t]he wife must be afforded her day in court without destroying her financial position. This would imply that she should be able to meet her adversary in the courtroom on an equal basis." {EMPHASIS ADDED} One of the prevailing cases regarding attorney fees is Brunzell v. Golden Gate National Bank, 85 Nev. 345, 455 P.2d 31 (1969). In Brunzell the Nevada Supreme Court set forth the factors, now known as the Brunzell Factors, which the

When dealing with attorney fees the Nevada Supreme Court has issued a

Factors are as follows: 18

- 1. The quality of advocacy;<sup>1</sup>
- The character of the work to be done;<sup>2</sup> 2.
- The work actually performed by the lawyer;<sup>3</sup> and 3.

attorney fees. The Court said each factor should be According the Brunzell

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When considering the quality of the advocacy the Court should look at the attorney's ability, training, education, professional standing, and skill.

<sup>&</sup>lt;sup>2</sup> When considering the character of the work to be done the Court should look at the difficulty, intricacy, importance, time, skill required, the responsibility imposed, and the character of the Party when they have a relevancy to the litigation.

<sup>&</sup>lt;sup>3</sup> When considering the work performed the Court should consider the skill, time, and attention given to the work.

Page 5 of 9

4. The results obtained.

#### **Quality of Advocacy**

Emily's Counsel has been practicing law since 2005 and focuses her practice area primarily in the area of family law, and she is in good standing with the State Bar of Nevada. Emily's Counsel participated in a weekly radio show geared at the Clark County community, focused on issues relative to family law.

Yearly, Emily's Counsel attends continuing legal education classes to stay abreast of changes in the area of family law. Through a practice primarily in family law, Emily's Counsel has drafted countless Motions, argued before the District Court and Hearing Master on issues related to domestic violence/custody/ divorce/adoption/termination of parental rights, brought and defended individuals at Trials and Evidentiary Hearings. Additionally, Emily's Counsel has taken cases on Appeal to the Supreme Court of Nevada.

## **Character of Work Done**

Due to the fact that Emily's Counsel practices primarily in the area of family law, she has regularly dealt with issues involved in violations of terms of Family Court related Orders, child support enforcement, arrears, and wage assignments.

# **Work Performed**

Emily's Counsel maintains a billing system and will prepare, in advance of the hearing in this matter, a billing statement to address the actual attorney fees

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extended by Emily relative to the Motion and hearing. Emily is billed at a rate of \$350.00 per hour which is a rate on par with other attorneys practicing primarily in the area of family law.

Based upon the foregoing, Emily should be awarded attorney's fees and costs, in an amount incurred by Emily related to Bradley's Motion and this Opposition.

## V. Conclusion

Therefore, based upon the foregoing, Emily requests this Court to enter an Order whereby:

- 1. Denying Bradley's request to strike the Peremptory Challenge.
- 2. Granting Emily's request for an award of attorney's fees and costs.
- 3. For any and all other relief the Court deems proper and just.

DATED this 13th day of January, 2021.

#### ROBERTS STOFFEL FAMILY LAW GROUP

By: WYWWWW. Full Amanda M. Roberts, Esq. State of Nevada Bar No. 9294 4411 S. Pecos Road Las Vegas, Nevada 89121 PH: (702) 474-7007 FAX: (702) 474-7477

EMAIL: efile@lvfamilylaw.com Attorneys for Plaintiff, Emily Bellisario

Page 7 of 9

# AFFIDAVIT OF AMANDA M. ROBERTS, ESQ. 1 2 STATE OF NEVADA 3 County of Clark 4 5 I, Amanda M. Roberts, Esq., am the attorney for Plaintiff, Emily Bellisario, 6 in the above referenced matter. 7 Affiant competent to testify to the matters contained herein; that 8 9 Affiant makes this affidavit in support of this Opposition and Countermotion. 10 2. Affiant has drafted the foregoing Motion and certifies that the facts set 11 forth herein are true of Affiant's own knowledge, except for those matters stated 12 upon information and belief, and as to those matters, Affiant believes them to be 13 14 true. Affiant incorporates these facts into this Affidavit as though fully set forth 15 herein 16 FURTHER AFFIANT SAYETH NAUGHT. 17 18 19 20 Subscribed and Sworn to before me this 21 day of January, 2021. 22 23 24 Notary Public in and for said County And State 25 26 27

Page 8 of 9

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# CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Roberts Stoffel Family Law Group, and on the \( \frac{1}{2} \) day of January, 2021, I served by and through Wiz-Net electronic service, pursuant to Clark County District Court Administrative Order 14-2 for service of documents identified in Rule 9 of the N.E.F.C.R., the foregoing Opposition and Countermotion, to the following:

Bradley Bellisario Email: Bradb@bellisariolaw.com Defendant in proper person

By: Employee of Roberts Stoffel Family Law Group

Page 9 of 9

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## DISTRICT COURT FAMILY DIVISION CLARK COUNTY, NEVADA

Emily Bellisario	Case No. D-20-605263-D			
Plaintiff/Petitioner	Dept. P			
Bradley Bellisario	•			
Defendant/Respondent	MOTION/OPPOSITION FEE INFORMATION SHEET			
Notice: Motions and Oppositions filed after entry of a final order issued pursuant to NRS 125, 125B or 125C are subject to the reopen filing fee of \$25, unless specifically excluded by NRS 19.0312. Additionally, Motions and Oppositions filed in cases initiated by joint petition may be subject to an additional filing fee of \$129 or \$57 in accordance with Senate Bill 388 of the 2015 Legislative Session.				
Step 1. Select either the \$25 or \$0 filing fee in				
\$25 The Motion/Opposition being filed with this form is subject to the \$25 reopen fee.  OR-  OR-  The Motion/Opposition being filed with this form is not subject to the \$25 reopen fee because:  The Motion/Opposition is being filed before a Divorce/Custody Decree has been entered.  The Motion/Opposition is being filed solely to adjust the amount of child support established in a final order.  The Motion/Opposition is for reconsideration or for a new trial, and is being filed within 10 days after a final judgment or decree was entered. The final order was entered on  Other Excluded Motion (must specify)				
Step 2. Select the \$0, \$129 or \$57 filing fee in	the box below.			
\$0 The Motion/Opposition being filed with this form is not subject to the \$129 or the \$57 fee because:  The Motion/Opposition is being filed in a case that was not initiated by joint petition.  The party filing the Motion/Opposition previously paid a fee of \$129 or \$57.  OR-  \$129 The Motion being filed with this form is subject to the \$129 fee because it is a motion to modify, adjust or enforce a final order.				
**S57 The Motion/Opposition being filing with this form is subject to the \$57 fee because it is an opposition to a motion to modify, adjust or enforce a final order, or it is a motion and the opposing party has already paid a fee of \$129.				
Step 3. Add the filing fees from Step 1 and Step 2.				
The total filing fee for the motion/opposition I am filing with this form is:  \$\sim\$\\$0 \\$25 \\$57 \\$82 \\$129 \\$154				
Party filing Motion/Opposition: Employee of Roberts Stoffel Family Law Group  Date 01/13/21  Signature of Porty or Program /s/ Amanda M. Roberts, Esq.				
Signature of Party or Preparer				

Electronically Filed 01/15/2021 9:25 AM CLERK OF THE COURT

# DISTRICT COURT CLARK COUNTY, NEVADA

\*\*\*\*

Emily Bellisario, Plaintiff D-20-605263-D vs.
Bradley John Bellisario, Defendant.

# NOTICE OF HEARING AND ORDER REGARDING PROCEDURES

You are hereby put on NOTICE that a hearing has been set before the **Honorable MATHEW HARTER**. A **Motion and Opposition hearings** have been scheduled on **February 16, 2021 at 10:00 AM**.

Pursuant to Administrative Order 20-13 and Administrative Order 20-17, all lawyers and self-represented litigants are REQUIRED to register for electronic service, and to update any change of email address with the Court. This Court intends on maintaining this instruction pursuant to EDCR 8.02(a). You are hereby ORDERED to register to receive electronic service for your case within the next ten (10) days at

http://www.clarkcountycourts.us/departments/clerk/electronic-filing

You may electronically file documents via that website, and view the instructions on how to do so there as well. If you experience technical difficulties, please contact Tyler Technologies for assistance. Their number can be found on the e-filing website.

Additionally, you are hereby ORDERED to ensure your current email address and telephone number-of-record are up-to-date. Information may be updated by filing a "Notice of Change of Address" into your case. You may find this template, as well as other templates, at <a href="https://www.FamilyLawSelfHelpCenter.org">www.FamilyLawSelfHelpCenter.org</a>.

This Court is currently conducting hearings telephonically. You are expected to be available for at least one (1) hour after your scheduled court hearing time. This Court will contact you within that hour to address the hearing. The court number will begin with (702) 455-xxxx. Failure to answer the phone call will be deemed as a non-appearance.

Pursuant EDCR 5.517, you are REQUIRED TO APPEAR at the time and date set for hearing, including hearings held by telephonic or audiovisual means. You are hereby PUT ON NOTICE that pursuant to EDCR 7.60(a): "If without just excuse or because of failure to give reasonable attention to the matter, no appearance is made on behalf of a party . . . the court may order any one or more of the following:

- (1) Payment by the delinquent attorney or party of costs, in such amount as the court may fix, to the clerk or to the adverse party.
- (2) Payment by the delinquent attorney or party of the reasonable expenses, including attorney's fees, to any aggrieved party.
- (3) Dismissal of the complaint, cross-claim, counter-claim or motion, or the striking of the answer and entry of judgment by default, or the granting of the motion.
- (4) Any other action it deems appropriate, including, without limitation, imposition of fines."

Alternatively, this Court may conduct the hearing via the BlueJeans audio-visual program for a video appearance. You will receive an emailed hyperlink from BlueJeans with the meeting information several days prior to the hearing if the Court decides that this option will be best for your hearing. You are ORDERED to have the application downloaded and prepared to proceed via video conference at least one day prior to your scheduled hearing date. You may find information regarding the application and instructions at: <a href="https://www.ClarkCountyCourts.us/Virtual">www.ClarkCountyCourts.us/Virtual</a>. Failure to be present and available when the Court initiates the hearing will be deemed as a non-appearance and you may be subjected to the aforementioned penalties.

Pursuant to Administrative Order 20-10, exhibits will need to be filed electronically. In order to initiate the electronic evidence submission request for a trial or evidentiary hearing, you must send an email to <a href="fcEvidence@ClarkCountyCourts.us">FCEvidence@ClarkCountyCourts.us</a>. Upon the email request, you will receive a link with instructions as to how and where to upload the evidence (the link will only be available for 24 hours).

The parties are PUT ON NOTICE that, pursuant to SCR 229(2)(b), the use of cameras, cellular phones, or other electronic devices to photograph or record courtroom

proceedings without the express permission of the judge is PROHIBITED. Parties may request a copy of their video record by emailing <a href="VideoA@ClarkCountyCourts.us">VideoA@ClarkCountyCourts.us</a>. Parties may request copies of documents filed into their case by emailing <a href="RecordsRequest@ClarkCountyCourts.us">RecordsRequest@ClarkCountyCourts.us</a>. Parties registered to receive electronic service will automatically be emailed a copy of this Court's filings.

Finally, in accordance with Administrative Order 20-01, you are hereby ORDERED to electronically submit any documents requiring Judge Harter's signature. Documents requiring Judge Harter's signature must be emailed to

<u>DeptNInbox@ClarkCountyCourts.us</u>. You will be emailed back either the signed and filed Order or a rejection memorandum once the Court has made a determination on the Order. You may view case status at <a href="https://www.clarkCountyCourts.us">www.clarkCountyCourts.us</a>.

1	<u>SUMMARY</u>	
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3	1. Ensure you are registered to receive electronic service.	
4	2. Ensure email and telephonic information are current.	
5	3. Ensure you are available for your telephonic or audio-visual hearing.	
6	4. Email Orders requiring Judge Harter's signature.	
7	IT IS YOUR RESPONSIBILITY TO ENSURE YOUR INFORMATION IS	
8	CONSISTENTLY UPDATED DURING THE PENDENCY OF YOUR CASE.	
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11	HONORABLE MATHEW P. HARTER Dated this 15th day of January, 2021	
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17	2D9 E6B FB15 A6C4 Mathew Harter	
18	District Court Judge	
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20	CERTIFICATE OF SERVICE	
21	I hereby certify that on the above file stamped date I submitted this Notice of Hearing and	
22	Order of Procedures so that each party will be either electronically served, emailed, faxed,	
23	or mailed a copy of this Notice of Hearing and Order Regarding Procedures.	
24		
25	/s/ Mark Fernandez	
26	Mark Fernandez  Judicial Executive Assistant	
27	Department N	
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20		

1 **CSERV** 2 DISTRICT COURT 3 CLARK COUNTY, NEVADA 4 5 Emily Bellisario, Plaintiff CASE NO: D-20-605263-D 6 VS. DEPT. NO. Department N 7 Bradley John Bellisario, 8 Defendant. 9 10 **AUTOMATED CERTIFICATE OF SERVICE** 11 This automated certificate of service was generated by the Eighth Judicial District 12 Court. The foregoing Order was served via the court's electronic eFile system to all 13 recipients registered for e-Service on the above entitled case as listed below: 14 Service Date: 1/15/2021 15 Amanda Roberts efile@lvfamilylaw.com 16 Bradley Bellisario bradb@bellisariolaw.com 17 Sandra Pomrenze DEPTPInbox @Clark County Courts. us18 Bradley Bellisario bradb@bellisariolaw.com 19 20 21 22 23 24 25 26 27 28

Electronically Filed 01/20/2021 3:07 PM CLERK OF THE COURT

## **Eighth Judicial District Court**

#### **Family Division**

#### Clark County, Nevada

EMILY BELLISARIO,	)
Plaintiff,	
VS.	) Case: D-20-605263-D
BRADLEY BELLISARIO,	) ) Dept: N
Defendant.	) ) )

#### **DECISION AND ORDER RE: PEREMPTORY CHALLENGE**

On 01/11/2021, counsel for Plaintiff filed a peremptory challenge. On the same day, Defendant filed a Motion to Strike the peremptory challenge. On 01/13/2021, counsel for Plaintiff filed an Opposition thereto.

Plaintiff requests in his motion that Judge Perry consider the peremptory challenge issue. That request is denied. "Once the case has been reassigned, the challenged judge is divested of is divested of all jurisdiction, and **the judge to whom the case is reassigned must resolve the issue of timeliness**." *State Dept. of Motor Vehicles & Public Safety v. Eighth Judicial Dist. Court*, 113 Nev. 1338, 1341, P.2d 261 (1997). Failure to file a peremptory challenge within the "strict time strictures" results in a waiver. *Jeaness v. Second Judicial Dist. Court*, 97 Nev. 218, 626 P.2d 272 (1981); *Nevada Pay TV v. Eighth Judicial Court*, 102 Nev. 203, 719 P.2d 797 (1986) ("Under the Rule, privilege must be asserted quickly or else lost forever.").

On December 31, 2020, the Chief Judge issued Administrative Order 20-25 ("AO 20-25") which included "FAMILY DIVISION CASE REASSIGNMENTS." All Administrative Orders are on the court website, including the prior 24 others issued during year 2020. Chief Judge Bell has been eloquent in citing her legal authority in all her Administrative Orders. AO 20-25 on P. 1 puts all on notice that: "effective January 4, 2021, the following departments will have the following case assignments." A spreadsheet was attached to AO 20-25 in .pdf format, which is a document format that is searchable. Meaning, that if the case number was put in as a search query ("D-20-605263-D"), it immediately results in a message: "No matches were found." Thus, this

case was simply not reassigned to another department. On 01/04/20201, all reassigned cases had an entry noting the reassignment in Odyssey, the Court's online case management program. Plaintiff admits this 01/04/2021 entry in her motion. Finally, it was just common knowledge by Family Court judges and attorneys alike for some months beforehand that this major case reassignment was to occur on or about 01/04/2021 so that court business would not be delayed.

The issue according to Plaintiff is that no "formal" notice was provided or issued. This Court disagrees. AO 20-25 equates to formal notice being provided. Plaintiff claims: "While it was known that through the election, Judge Perry would be taking over Department 'P,' it was not known if . . . this matter would be reassigned to another Department." Alleged misunderstanding or belief that something additional may occur does not equate to inadequate notice. Again, ALL department reassignments were completed on 01/04/2021 pursuant to AO 20-25 and Plaintiff's counsel acknowledges the 01/04/2021 entry in Odyssey which reiterates that Judge Perry was to remain assigned to this case.

Plaintiff admits (as the rule is actually bolded in her Opposition) that SCR 48.1(4)(a) is the applicable time line. Given the fact AO 20-25 was not to be effective until 01/04/2021, this would make the deadline for filing a peremptory challenge as a result of the reassignments due by 01/07/2021. In fact, most all other cases received by this Court as a result of peremptory challenges from the AO-20-15 reassignments were filed before the 01/07/2021 deadline. Plaintiff's counsel unfortunately did not file the peremptory challenge in this matter until 01/11/2021. This Court FINDS that the filing of the peremptory challenge in this case was untimely.

Based on the foregoing, it is hereby ORDERED that the Clerk of the Court is to immediately *re-assign* this matter back to Department P.

Dated this 20th day of J.

Dated this 20th day of January, 2021

MEF

81B 788 3780 33A2 Mathew Harter District Court Judge

1 **CSERV** 2 DISTRICT COURT 3 CLARK COUNTY, NEVADA 4 5 Emily Bellisario, Plaintiff CASE NO: D-20-605263-D 6 VS. DEPT. NO. Department N 7 Bradley John Bellisario, 8 Defendant. 9 10 **AUTOMATED CERTIFICATE OF SERVICE** 11 This automated certificate of service was generated by the Eighth Judicial District 12 Court. The foregoing Decision and Order was served via the court's electronic eFile system 13 to all recipients registered for e-Service on the above entitled case as listed below: 14 Service Date: 1/20/2021 15 Amanda Roberts efile@lvfamilylaw.com 16 Bradley Bellisario bradb@bellisariolaw.com 17 Sandra Pomrenze DEPTPInbox@ClarkCountyCourts.us 18 Bradley Bellisario bradb@bellisariolaw.com 19 20 21 22 23 24 25 26 27 28

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BRADLEY JOHN BELLISARIO,

DEFENDANT.

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DISTRICT COURT **CLARK COUNTY, NEVADA** 

EMILY BELLISARIO, PLAINTIFF

CASE NO.: D-20-605263-D DEPARTMENT P

NOTICE OF DEPARTMENT REASSIGNMENT

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

- This reassignment follows the filing of Peremptory Challenge of Judge.
- This reassignment is due to the recusal of Judge MARY PERRY. See minutes in file.
- This reassignment is due to a DECISION AND ORDER dated January 20, 2021.

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

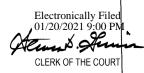
Any motions or hearings presently scheduled in the FORMER department will be heard by the NEW department as set forth below.

Motion; Opposition & Countermotion; Motion; Motion; Opposition & Countermotion, on March 01, 2021, at 10:00 AM with Judge MARY PERRY in Department P located at 601 N. Pecos, Las Vegas, Nevada 89101.

Case Number: D-20-605263-D

PLEASE INCLUDE THE NEW DEPARTMENT NUMBER ON ALL FUTURE FILINGS. STEVEN D. GRIERSON, CEO/Clerk of the Court By: /s/ Melissa Ellis Deputy Clerk of the Court 

# **CERTIFICATE OF MAILING** 1 2 I hereby certify that: on this the 20th day of January, 2021 3 I mailed, via first-class mail, postage fully prepaid, the foregoing Clerk's Notice 4 Department of Reassignment to: 5 Amanda M Roberts Roberts Stoffel Family Law Group 6 4411 S Pecos RD Las Vegas, NV 89121 7 8 Christopher R. Tilman 1211 S Maryland Parkway 9 Las Vegas, NV 89104 10 Joseph W. Riccio Marathon Law Group, PLLC 11 5550 Painted Mirage Rd STE 320-A079 12 Las Vegas, NV 89149 13 14 I emailed a copy of the foregoing Clerk's Notice of Department Reassignment. 15 Amanda M Roberts, ESQ 16 Christopher R. Tilman 17 /s/ Melissa Ellis 18 Deputy Clerk of the Court 19 20 21 22 23 24 25 26 27 28



2 3 4 5 6 7 8		T COURT	
9	CLARK COU.	NTY, NEVADA	
10	EMILY BELLISARIO,	) Case No: D-20-605263-D	
11	Plaintiff,	) Dept No: P	
12 13	V.	) ) ) ORDER AFTER HEARING	
14	BRADLEY BELLISARIO,	) ORDER AFTER HEARING	
15 16	Defendant.	) Date of Hearing: October 22, 2020 ) Time of Hearing: 11:00 a.m.	
17 18	THIS MATTER having come before the Court on the 22 <sup>nd</sup> day of October,		
19	2020, on a Status Check regarding the re	unification and outsource evaluation.	
20	The Plaintiff, Emily Bellisario, being present and represented, by and through her		
<ul><li>21</li><li>22</li></ul>	attorney of record, Amanda M. Roberts, Esq., of Roberts Stoffel Family Law		
23	Group, and the Defendant, Bradley Bellisario, being present and represented by		
24	and through his attorney of record, Christopher R. Tilman, Esq. The Parties and		
<ul><li>25</li><li>26</li></ul>	Counsels each being present by video via Blue Jeans pursuant to Administrative		
27 28	Page 1 of 4		
	H		

Orders, and the Court having heard the argument of Counsel and reviewed the pleadings on file herein hereby Orders as follows:

THE COURT HEREBY FINDS that Counsel for the Parties acknowledged receipt and review of the Donna's House Report and Report from Nicholas Ponzo.

NOW THEREFORE,

THE COURT HEREBY ORDERS that the Defendant shall set up SCRAM alcohol monitoring within seven (7) days.

THE COURT FURTHER ORDERS that the first Saturday after Defendant has commenced SCRAM, his supervised visitation shall be with the minor child, Brayden, from 11:00 a.m. to 5:00 p.m. Each and every Saturday thereafter, until further Order of the Court, he shall have supervised visitations with all three (3) children, from 11:00 a.m. to 5:00 p.m. until further Order of the Court.

THE COURT FURTHER ORDERS that the agreed upon supervisors for Defendant's visitations are Saira McKinley, Tom McKinley, Maternal Grandfather along with Paternal Grandmother or Grandfather.

THE COURT FURTHER ORDERS that the Defendant shall deliver to Ms.

Roberts immediately his financial books and records regarding his business and

income. Ms. Roberts shall keep those records confidential and they are for her review only, they cannot be reviewed by the Plaintiff. The Defendant's compliance with this Order may purge his contempt for failure to pay the child support and financial support as Ordered. THE COURT FURTHER ORDERS that Brayden is going through a tough time and shall not be removed from counseling. (Video Citation at 12:21:10) THE COURT FURTHER ORDERS a Return Hearing is scheduled for November 24, 2020, at 11:00 a.m. | | | /// | | | /// Page 3 of 4 

THE COURT FURTHER ORDERS that Attorney Roberts is to prepare the 1 2 Order from today's hearing and Attorney Tilman shall countersign. 3 Dated this 20th day of January, 2021 IT IS SO ORDERED. 4 5 6 7 Submitted this 24th day of Approved as to content and form this 8 November , 2020. 9 Mary Perry CHRIST OP HER RUTH HE WAN, CHTD. ROBERTS STOFFEL FAMILY 10 LAW GROUP 11 12 Christopher R. Tilman, Esq. Amanda M. Roberts, Esq. 13 State of Nevada Bar No. 9294 State Bar of Nevada No. 05150 14 1211 South Maryland Parkway 4411 South Pecos Road Las Vegas, Nevada 89104 15 Las Vegas, Nevada 89121 PH: (702) 214-4214 PH: (702) 474-7007 16 FAX: (702) 214-4208 FAX: (702) 474-7477 EMAIL: crt@christophertilman.com EMAIL: efile@lvfamilylaw.com 17 Attorney for Defendant Attorney for Plaintiff 18 19 20 21 22 23 24 25 26 27

Page 4 of 4

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1 **CSERV** 2 DISTRICT COURT 3 CLARK COUNTY, NEVADA 4 5 Emily Bellisario, Plaintiff CASE NO: D-20-605263-D 6 VS. DEPT. NO. Department P 7 Bradley John Bellisario, 8 Defendant. 9 10 **AUTOMATED CERTIFICATE OF SERVICE** 11 This automated certificate of service was generated by the Eighth Judicial District 12 Court. The foregoing Order was served via the court's electronic eFile system to all 13 recipients registered for e-Service on the above entitled case as listed below: 14 Service Date: 1/20/2021 15 Amanda Roberts efile@lvfamilylaw.com 16 Bradley Bellisario bradb@bellisariolaw.com 17 Sandra Pomrenze DEPTPInbox @Clark County Courts. us18 Bradley Bellisario bradb@bellisariolaw.com 19 20 21 22 23 24 25 26 27 28

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CLERK OF THE COURT

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

EMILY BELLISARIO, ) Case No.: D-20-605263-D Plaintiff, ) Dept. P
-vs.- )

BRADLEY BELLISARIO, )
Defendant. )

#### NOTICE OF VACATING HEARING

PLEASE TAKE NOTICE that due to the Decision and Order filed January 20, 2021 by Department N regarding the issue of Peremptory Challenge, the Defendant's Motion to Strike the Peremptory Challenge, and the Plaintiff's Opposition to same has become moot, and as such the Hearing set for this motion set for March 1, 2021, at the hour of 10:00 pm, has been vacated.

Date: January 21, 2021

/s/ Marj Arena

Marj Arena

Judicial Executive Assistant- Dept. P

#### **CERTIFICATE OF SERVICE**

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System; or via US Mail to the last known addresses on file with the court.

Amanda Roberts, Esq. Bradley Bellisario bradb@bellisariolaw.com

/s/ Marj Arena

Marj Arena

Judicial Executive Assistant- Dept. P

MARY PERRY DISTRICT JUDGE FAMILY DIVISION, DEPT. P LAS VEGAS, NV 89101-2408

Case Number: D-20-605263-D

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Steven D. Grierson
CLERK OF THE COURT

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MARY PERRY DISTRICT JUDGE FAMILY DIVISION, DEPT. P LAS VEGAS, NV 89101-2408 DISTRICT COURT; FAMILY DIVISION CLARK COUNTY, NEVADA

EMILY BELLISARIO, ) Case No.: D-20-605263-D Plaintiff, ) Dept. P

-vs.- )

BRADLEY BELLISARIO, )
Defendant. )

#### NOTICE OF SCHEDULING STATUS CHECK

PLEASE TAKE NOTICE that Court is setting a Status Check on January 25, 2021 at the hour of 9:00 a.m. for the purpose of case status and scheduling to be held via BlueJeans video conference.

Date: January 21, 2021

/s/ Marj Arena

Marj Arena

Judicial Executive Assistant- Dept. P

#### **CERTIFICATE OF SERVICE**

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System; or via US Mail to the last known addresses on file with the court.

Amanda Roberts, Esq. Bradley Bellisario bradb@bellisariolaw.com

/s/ Marj Arena

Marj Arena

Judicial Executive Assistant- Dept. P

**Electronically Filed** 1/22/2021 1:01 PM Steven D. Grierson CLERK OF THE COURT 1 NEO Amanda M. Roberts, Esq. State Bar of Nevada No. 9294 ROBERTS STOFFEL FAMILY LAW GROUP 3 4411 S. Pecos Road Las Vegas, Nevada 89121 PH: (702) 474-7007 5 FAX: (702) 474-7477 6 EMAIL: efile@lvfamilylaw.com Attorneys for Plaintiff, Emily Bellisario 7 8 **DISTRICT COURT** 9 **CLARK COUNTY, NEVADA** 10 11 D-20-605263-D EMILY BELLISARIO, Case No: Dept No: P 12 Plaintiff, 13 v. NOTICE OF ENTRY OF ORDER 14 BRADLEY BELLISARIO, FROM THE OCTOBER 22, 2020 HEARING 15 Defendant. 16 17 111 18 111 19 20 111 21 111 22 111 23 24 111 25 | | | 26 27 Page 1 of 3 28

Case Number: D-20-605263-D

PLEASE TAKE NOTICE an Order from the October 22, 2020 hearing was duly entered on the 20<sup>th</sup> day of January, 2021, a copy of which is attached hereto and fully incorporated herein by reference.

DATED this May of January, 2021.

# ROBERTS STOFFEL FAMILY LAW GROUP

By: amanda m. Revert

Amanda M. Roberts, Esq. State of Nevada Bar No. 9294 4411 South Pecos Road

Las Vegas, Nevada 89121

PH: (702) 474-7007 FAX: (702) 474-7477

EMAIL: efile@lvfamilylaw.com

Attorney for Plaintiff

#### CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Roberts Stoffel Family Law Group, and on the \_\_\_\_\_\_ day of January, 2021, I served by and through Wiz-Net electronic service, pursuant to Clark County District Court Administrative Order 14-2 for service of documents identified in Rule 9 of the N.E.F.C.R., the foregoing

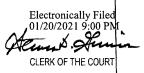
# NOTICE OF ENTRY OF ORDER, to the following:

Bradley Bellisario

Email: Bradb@bellisariolaw.com

Defendant

By: Employee of Roberts Stoffel Family Law Group



2 3 4 5 6 7	ORDR Amanda M. Roberts, Esq. State Bar of Nevada No. 9294 ROBERTS STOFFEL FAMILY LAW GROUP 4411 S. Pecos Road Las Vegas, Nevada 89121 PH: (702) 474-7007 FAX: (702) 474-7477 EMAIL: efile@lvfamilylaw.com Attorneys for Plaintiff, Emily Bellisario  DISTRICT COURT		
8	CLARK COUNTY, NEVADA		
9 10 11 12 13 14	EMILY BELLISARIO,  Plaintiff,  v.  ORDER AFTER HEARING  BRADLEY BELLISARIO,  ORDER OF THE PROPERTY OF THE PROP		
15 16	Defendant.  ) Date of Hearing: October 22, 2020 ) Time of Hearing: 11:00 a.m.		
17 18	THIS MATTER having come before the Court on the 22 <sup>nd</sup> day of October,		
19	2020, on a Status Check regarding the reunification and outsource evaluation.		
<ul><li>20</li><li>21</li><li>22</li><li>23</li><li>24</li><li>25</li></ul>	The Plaintiff, Emily Bellisario, being present and represented, by and through her attorney of record, Amanda M. Roberts, Esq., of Roberts Stoffel Family Law Group, and the Defendant, Bradley Bellisario, being present and represented by and through his attorney of record, Christopher R. Tilman, Esq. The Parties and Counsels each being present by video via Blue Jeans pursuant to Administrative		
26 27 28	Counsels each being present by video via Blue Jeans pursuant to reministrative  Page 1 of 4		

Orders, and the Court having heard the argument of Counsel and reviewed the THE COURT HEREBY FINDS that Counsel for the Parties acknowledged receipt and review of the Donna's House Report and Report from Nicholas Ponzo. THE COURT HEREBY ORDERS that the Defendant shall set up SCRAM THE COURT FURTHER ORDERS that the first Saturday after Defendant has commenced SCRAM, his supervised visitation shall be with the minor child, Brayden, from 11:00 a.m. to 5:00 p.m. Each and every Saturday thereafter, until further Order of the Court, he shall have supervised visitations with all three (3) children, from 11:00 a.m. to 5:00 p.m. until further Order of the Court. THE COURT FURTHER ORDERS that the agreed upon supervisors for Defendant's visitations are Saira McKinley, Tom McKinley, Maternal Grandfather THE COURT FURTHER ORDERS that the Defendant shall deliver to Ms. Roberts immediately his financial books and records regarding his business and

income. Ms. Roberts shall keep those records confidential and they are for her review only, they cannot be reviewed by the Plaintiff. The Defendant's compliance with this Order may purge his contempt for failure to pay the child support and financial support as Ordered. THE COURT FURTHER ORDERS that Brayden is going through a tough time and shall not be removed from counseling. (Video Citation at 12:21:10) THE COURT FURTHER ORDERS a Return Hearing is scheduled for November 24, 2020, at 11:00 a.m. \ \ \ \ \ \ /// Page 3 of 4 

THE COURT FURTHER ORDERS that Attorney Roberts is to prepare the 1 2 Order from today's hearing and Attorney Tilman shall countersign. 3 Dated this 20th day of January, 2021 IT IS SO ORDERED. 4 5 6 7 Submitted this 24th day of Approved as to content and form this 8 November , 2020. (1aV 858 FAA 9821 0E3D 9 Mary Perry ROBERTS STOFFEL FAMILY CHRIST OF HER RUTH PERAN, CHTD. 10 LAW GROUP 11 12 Christopher R. Tilman, Esq. 13 Amanda M. Roberts, Esq. State Bar of Nevada No. 05150 State of Nevada Bar No. 9294 14 1211 South Maryland Parkway 4411 South Pecos Road Las Vegas, Nevada 89104 Las Vegas, Nevada 89121 15 PH: (702) 214-4214 PH: (702) 474-7007 16 FAX: (702) 214-4208 FAX: (702) 474-7477 EMAIL: crt@christophertilman.com EMAIL: efile@lvfamilylaw.com 17 Attorney for Defendant Attorney for Plaintiff 18 19 20 21 22 23 24 25 26 27 Page 4 of 4 28

1 **CSERV** 2 DISTRICT COURT 3 CLARK COUNTY, NEVADA 4 5 Emily Bellisario, Plaintiff CASE NO: D-20-605263-D 6 DEPT. NO. Department P VS. 7 Bradley John Bellisario, 8 Defendant. 9 10 **AUTOMATED CERTIFICATE OF SERVICE** 11 This automated certificate of service was generated by the Eighth Judicial District 12 Court. The foregoing Order was served via the court's electronic eFile system to all 13 recipients registered for e-Service on the above entitled case as listed below: 14 Service Date: 1/20/2021 15 Amanda Roberts efile@lvfamilylaw.com 16 bradb@bellisariolaw.com Bradley Bellisario 17 DEPTPInbox @Clark County Courts.usSandra Pomrenze 18 Bradley Bellisario bradb@bellisariolaw.com 19 20 21 22 23 24 25 26 27 28



1 2 3 4 5 6 7 8 9		GROUP CT COURT NTY, NEVADA	
	CLARK COO		
10 11 12	EMILY BELLISARIO,  Plaintiff,	) Case No: D-20-605263-D ) Dept No: P	
13	V.	ORDER AFTER HEARING	
14	BRADLEY BELLISARIO,		
15 16 17	Defendant.	Date of Hearing: July 30, 2020 Time of Hearing: 10:00 a.m.	
18	THIS MATTER having come before the Court on the 30 <sup>th</sup> day of July,		
19	2020, on Plaintiff's Motion for Primary Physical Custody of the Minor Children,		
20	for Child Support and Health Insurance Coverage, for an Outsourced Alcohol/		
21			
22	Psychological Evaluation of the Defendant, to Confirm and Consolidate the		
23	Temporary Protective Orders, for Spousal Support, and for an Award of		
24	Attorney's Fees and Costs; and Defendant's Opposition and Countermotion for		
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27	Page 1 of 7		

Case Management Conference. This matter being heard simultaneously with Case No. T-20-206639-T, wherein the Plaintiff is the Applicant, and the Defendant is the Adverse Party. The Plaintiff, Emily Bellisario, being present and represented, by and through her attorney of record, Amanda M. Roberts, Esq., of Roberts Stoffel Family Law Group, and the Defendant, Bradley Bellisario, being present and represented by and through his attorney of record, Christopher R. Tilman, Esq. The Parties and Counsels each being present by video via Blue Jeans pursuant to Administrative Orders, and the Court having heard the argument of Counsel and reviewed the pleadings on file herein hereby Orders as follows:

THE COURT HEREBY FINDS that upon confirmation between Counsels, the Parties have stipulated to a custody evaluation, including an evaluation of the Parties. (Video Timestamp: 11:25:00)

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THE COURT HEREBY ORDERS the Temporary Order of Protection (TPO) issued in Case No. T-20-206639-TPO is extended until May 10, 2021. (Video Timestamp: 11:38:40)

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1	THE COURT FURTHER ORDERS that Attorney Roberts is to prepare the
2	Order from today's hearing and Attorney Tilman shall countersign. (Video
3	Timestamp: 11:44:30)
	IT IS SO ORDERED Dated this 24th day of January, 2021
5	IT IS SO ORDERED. Dated this 24th day of January, 2021
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9	Submitted this 22nd day of Approved as to content and form this
10	days FBC E4BA A54B 2020.
11	Mary Perry ROBERTS STOFFEL FAMILY CHRISTSTIFF TO THE CHRISTSTIFF TO TH
12	LAW GROUP
13	Occasional a Ma Och
14	By: What Mark By: Christopher R Tilman, Esq.
15	State of Nevada Bar No. 9294 State Bar of Nevada No. 05150
16	4411 South Pecos Road 1211 South Maryland Parkway Las Vegas, Nevada 89121 Las Vegas, Nevada 89104
17	PH: (702) 474-7007 PH: (702) 214-4214 FAX: (702) 474-7477 FAX: (702) 214-4208
18	EMAIL: efile@lvfamilylaw.com EMAIL: crt@christophertlman.com
19	Attorney for Plaintiff Attorney for Defendant
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28	Page 7 of 7
1.84	

1 **CSERV** 2 DISTRICT COURT 3 CLARK COUNTY, NEVADA 4 5 Emily Bellisario, Plaintiff CASE NO: D-20-605263-D 6 VS. DEPT. NO. Department P 7 Bradley John Bellisario, 8 Defendant. 9 10 **AUTOMATED CERTIFICATE OF SERVICE** 11 This automated certificate of service was generated by the Eighth Judicial District 12 Court. The foregoing Order was served via the court's electronic eFile system to all 13 recipients registered for e-Service on the above entitled case as listed below: 14 Service Date: 1/24/2021 15 Amanda Roberts efile@lvfamilylaw.com 16 Bradley Bellisario bradb@bellisariolaw.com 17 Bradley Bellisario bradb@bellisariolaw.com 18 19 20 21 22 23 24 25 26 27 28

## DISTRICT COURT CLARK COUNTY, NEVADA

Divorce - Complaint	COURT MINUTES	January 25, 2021	
D-20-605263-D	Emily Bellisario, Plaintiff vs. Bradley John Bellisario, Defendant.		

January 25, 2021 9:00 AM Status Check

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

**COURT CLERK:** Ameiona Ratcliff

**PARTIES:** 

Blake Bellisario, Subject Minor, not present

Bradley Bellisario, Defendant, Counter

Claimant, not present

Brayden Bellisario, Subject Minor, not present Brooklyn Bellisario, Subject Minor, not present

Emily Bellisario, Plaintiff, Counter Defendant,

present

Christopher Tilman, Attorney, not present

Amanda Roberts, Attorney, present

### **JOURNAL ENTRIES**

### - STATUS CHECK

Due to Governor Sisolak's Stay Home for Nevada directive, all Parties appeared via BLUEJEANS.

Discussion regarding the Defendant/Dad. Ms. Roberts advised currently Dad has been incarcerated due to Domestic violence against the Plaintiff/Mom. Ms. Roberts further stated as Dad is not present the Status Check is compromised. Ms. Roberts stated currently she is engaged with other litigations surrounding this case which includes pending civil litigation and the issue of Dad violating the Temporary Protective Order (TPO) by acts of Domestic Violence (DV). Ms. Roberts further advised with regard to the minor child there are issues that are concerning, as he has made numerous violent

PRINT DATE:	01/25/2021	Page 1 of 3	Minutes Date:	January 25, 2021

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

threats against authoritative figures, parental and family members. Ms. Roberts stated recently the child made threats to shot Mom and verbally expressed his disregard for the grandparents. Ms. Roberts further stated Mom has the minor child in tutoring, which, there is a struggle with him cooperating respectfully. Ms. Roberts expressed the difficulty proceeding with today's hearing with Dad not present.

Upon the Court's inquiry in regard to the current Temporary Protective Order (TPO) it was found Judge Pomrenze Order if there was another instance of DV, the Request to Extend TPO would be granted. Court stated counsel may proceed with filing an Order Shortening Time (OST).

COURT NOTED, Dad has violated the active TPO and is currently incarcerated.

COURT ORDERED, the Motion Hearing set for March 1, 2021 at 10:00 a.m., shall STAND.

Attorney Roberts shall prepare the Order from today's hearing.

CLERK'S NOTE: On 1/25/2021 a copy of the Court's Minute Order was provided to each Attorney via email, if an email address is on record with the Court; if no email address is available then the Minute Order was mailed to the physical address of record. (ajr)

### **INTERIM CONDITIONS:**

#### **FUTURE HEARINGS:**

Canceled: January 25, 2021 9:00 AM Evidentiary Hearing

Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated

Perry, Mary Courtroom 23 Ratcliff, Ameiona

Canceled: February 03, 2021 10:00 AM Motion

Canceled: February 03, 2021 10:00 AM Opposition & Countermotion

Canceled: February 16, 2021 10:00 AM Motion

Canceled: February 16, 2021 10:00 AM Opposition & Countermotion

Canceled: February 16, 2021 10:00 AM Motion

Canceled: February 16, 2021 10:00 AM Motion

Canceled: February 16, 2021 10:00 AM Opposition & Countermotion

PRINT DATE:	01/25/2021	Page 2 of 3	Minutes Date:	January 25, 2021

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

Canceled: February 18, 2021 10:00 AM Motion

Canceled: February 18, 2021 10:00 AM Motion

March 01, 2021 10:00 AM Motion

Perry, Mary Courtroom 23

March 01, 2021 10:00 AM Opposition & Countermotion

Perry, Mary Courtroom 23

Canceled: March 01, 2021 10:00 AM Motion

Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated - Moot

Perry, Mary Courtroom 23

March 01, 2021 10:00 AM Motion

Perry, Mary Courtroom 23

Canceled: March 01, 2021 10:00 AM Opposition & Countermotion

Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated - Moot

Perry, Mary Courtroom 23

PRINT DATE:	01/25/2021	Page 3 of 3	Minutes Date:	January 25, 2021

FILED APR 0 5 2021

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vs.

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ORIGINAL

EIGHTH JUDICIAL DISTRICT COURT

FAMILY DIVISION

CLARK COUNTY, NEVADA

CASE NO. D-20-605263-D

DEPT. P

BEFORE THE HONORABLE MARY PERRY DISTRICT COURT JUDGE

TRANSCRIPT RE: STATUS CHECK

MONDAY, JANUARY 25, 2021

APPEARANCES:

EMILY BELLISARIO,

Plaintiff,

Defendant.

BRADLEY JOHN BELLISARIO,

The Plaintiff: For the Plaintiff:

The Defendant: For the Defendant:

EMILY BELLISARIO AMANDA ROBERTS, ESQ. (Via Bluejeans)

4411 South Pecos Road Las Vegas, Nevada 89121 (702) 474-7007

BRADLEY JOHN BELLISARIO NOT PRESENT (IN CUSTODY)

D-20-605263-D BELLISARIO 01/25/2021 TRANSCRIPT VERBATIM REPORTING & TRANSCRIPTION, LLC (520) 303-7356

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### PROCEEDINGS

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(THE PROCEEDINGS BEGAN AT 8:59:55)

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THE CLERK: On record.

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THE COURT: Okay. I'm calling Case D-20-605263-D,

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Bellisario vs. Bellisario.

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MS. ROBERTS: Amanda Roberts, bar number 9294, on

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behalf of the Plaintiff Emily Bellisario, who's present via

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Bluejeans.

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THE COURT: Okay. Do y'all know if Mr. Tilman is

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still in this case for Mr. Bellisario or is he --

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MS. ROBERTS: He is not, Your Honor. He with --

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sorry. He withdrew in the case.

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THE COURT: Good.

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MS. ROBERTS: And Mr. Bellisario is currently in

THE COURT: Yes, I knew that one. I was going to

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going on. I just need a status check on what we're doing so

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MS. ROBERTS: So Your Honor, can I go over it or you

say this is going to make it a little bit easier on what we're

that we can go ahead and get you back on calendar for a trial.

want -- don't want to move forward because Mr. Bellisario's

not here?

custody.

D-20-605263-D BELLISARIO 01/25/2021 TRANSCRIPT VERBATIM REPORTING & TRANSCRIPTION, LLC (520) 303-7356

1 THE COURT: Well, have you gotten your discovery? MS. ROBERTS: No, Your Honor. He's not complied 2 with any of the court orders or the written discovery we served on June 10th and December 3rd. 4 5 THE COURT: Okay. And is his law practice, is it a partnership or is it a sole proprietor? 6 7 MS. ROBERTS: I believe he's an LLC, Your Honor, but he is a sole practitioner. 8 9 THE COURT: Okay. The -- have you thought about bringing the business in as a party? 10 11 MS. ROBERTS: I have not, Your Honor. Honestly, 12 we've been dealing with all of the civil suits that are going on and trying to deal with the issues regarding domestic 13 14 violence against my client.

THE COURT: Yes.

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MS. ROBERTS: I do have a motion to compel and a contempt ready to be filed, probably before the end of the week.

The issue that we have right now is that we're going to be filing a motion to modify his visitation back to supervised. There's been a tremendous amount of things going on. Most recently -- sorry, Your Honor. Most recently, Brad -- Brayden, the child, is in counseling -- or I'm sorry, is in tutoring and he informed the tutor on January 19th that he was

D-20-605263-D BELLISARIO 01/25/2021 TRANSCRIPT VERBATIM REPORTING & TRANSCRIPTION, LLC (520) 303-7356

going to shoot his mom in the head with a gun, that he hates his grandparents and hopes that they die. On the 20th, the tutor asked him to sit down and do 3 his homework, and he told her that he was -- if she tried to 4 5 make him, she (sic) was going to chop him (sic) up with an axe and make it so that she would die. 7 THE COURT: Okay. 8 MS. ROBERTS: There's a lot of issues going on --9 sorry, Your Honor. 10 THE COURT: Okay. Now, he's in -- why is he 11 incarcerated? MS. ROBERTS: Sorry, Your Honor. We're -- we're on 12 13 a phone call as well for the Nye County. He's incarcerated 14 for the domestic violence against my client, Your Honor. 15 THE COURT: Okay. 16 MS. ROBERTS: That happened on June 11th of 2020. 17 THE COURT: Okay. All right. Yeah, get a motion 18 filed regarding the visitation, put it on an order shortening 19 time. The -- we -- she already has a TPO, correct? 20 MS. ROBERTS: Correct. Judge Pomrenze indicated at 21 the hearing in July of 2020 that if there were anymore 22 violations, which there have been, that she would extend it to 23 May of 2022. So we'll be asking for that to be extended as

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well, Your Honor.

1	THE COURT: Yeah, that that yeah. Please ask
2	for that, let's get this back in front of me. I will sign an
3	order shortening time on this so that we can get it back in
4	here. Hopefully well, hope hopefully can get out of
5	jail, but he definitely needs to dry out first. So maybe
6	they'll hold hang onto him a little bit longer, but I don't
7	see that happening. But, you know, let's yeah, get that up
8	there and we'll just take care of everything between now and
9	then
10	MS. ROBERTS: Okay.
11	THE COURT: on that date. But we'll do it
12	quickly.
13	MS. ROBERTS: Okay. Thank you, Your Honor. I
14	appreciate it.
15	THE COURT: Yes, ma'am. Thank you.
16	(PROCEEDINGS CONCLUDED AT 9:03:35)
17	* * * * *
18	ATTEST: I do hereby certify that I have truly and
19	correctly transcribed the digital proceedings in the above-
20	entitled case to the best of my ability.
21	
22	/s/ Kimberly C. McCright
23	Kimberly C. McCright, CET
24	

D-20-605263-D BELLISARIO 01/25/2021 TRANSCRIPT VERBATIM REPORTING & TRANSCRIPTION, LLC (520) 303-7356

**Electronically Filed** 1/25/2021 11:37 AM Steven D. Grierson CLERK OF THE COURT NEOJ 1 Amanda M. Roberts, Esq. State Bar of Nevada No. 9294 3 ROBERTS STOFFEL FAMILY LAW GROUP 4411 S. Pecos Road 4 Las Vegas, Nevada 89121 PH: (702) 474-7007 5 FAX: (702) 474-7477 6 EMAIL: efile@lvfamilylaw.com Attorneys for Plaintiff, Emily Bellisario 7 8 **DISTRICT COURT** 9 **CLARK COUNTY, NEVADA** 10 11 EMILY BELLISARIO, D-20-605263-D Case No: Dept No: P 12 Plaintiff, 13 v. NOTICE OF ENTRY OF ORDER 14 **FROM THE JULY 30, 2020** BRADLEY BELLISARIO, **HEARING** 15 Defendant. 16 17 | | | 18 111 19 20 111 21 /// 22 /// 23 24 111 25 111 26 27 Page 1 of 3 28

Case Number: D-20-605263-D

PLEASE TAKE NOTICE an Order from the hearing held July 30, 2020 was duly entered on the 24th day of January, 2021, a copy of which is attached hereto and fully incorporated herein by reference.

DATED this 25th day of January, 2021.

# ROBERTS STOFFEL FAMILY LAW GROUP

Amanda M. Roberts, Esq.
State of Nevada Bar No. 9294

4411 South Pecos Road Las Vegas, Nevada 89121

PH: (702) 474-7007 FAX: (702) 474-7477

EMAIL: efile@lvfamilylaw.com

Attorney for Plaintiff

### **CERTIFICATE OF SERVICE**

I hereby certify that I am an employee of Roberts Stoffel Family Law Group, and on the 25 day of January, 2021, I served by and through Wiz-Net electronic service, pursuant to Clark County District Court Administrative Order 14-2 for service of documents identified in Rule 9 of the N.E.F.C.R., the foregoing Notice of Entry of Order (with Order from hearing held July 30, 2020 attached thereto), to the following:

Bradley Bellisario Email: bradb@bellisariolaw.com Defendant

Employee of Roberts Stoffel Family Law Group

Electronically Filed 01/24/2021 12:11 PM CLERK OF THE COURT

1 2 3 4 5	ORDR Amanda M. Roberts, Esq. State Bar of Nevada No. 9294 ROBERTS STOFFEL FAMILY LAW GROUP 4411 S. Pecos Road Las Vegas, Nevada 89121 PH: (702) 474-7007 FAX: (702) 474-7477				
7	EMAIL: efile@lvfamilylaw.com Attorneys for Plaintiff, Emily Bellisario				
8	DISTRI	CT COURT			
9	CLARK CO	UNTY, NEVADA			
10	EMILY DELLICADIO	) Case No: D-20-605263-D			
11	EMILY BELLISARIO,	) Dept No: P			
12	Plaintiff, v.	)			
13		ORDER AFTER HEARING			
14 15	BRADLEY BELLISARIO,	)			
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THE COURT FURTHER ORDERS that if Bradley goes into an inpatient rehabilitation, his visitations will be suspended for that period of time, but if he successfully completes this rehabilitation, this Court would provide make-up visitation. (Video Timestamp: 11:42:48)

THE COURT FURTHER ORDERS that Counsel shall confer and set child support as of the date of separation. The child support shall be set based upon Bradley's gross monthly income of \$18,000.00 per month. (Video Citation: 11:37:54)

THE COURT FURTHER ORDERS that Attorney Roberts is to prepare the 1 2 Order from today's hearing and Attorney Tilman shall countersign. (Video 3 Timestamp: 11:44:30) 4 Dated this 24th day of January, 2021 IT IS SO ORDERED. 5 6 7 8 9 Submitted this 22nd day of Approved as to content and form this 2020. d998 FBC E4BA A54B 10 CHRISTOPHEN AN, CHTD. 11 ROBERTS STOFFEL FAMILY LAW GROUP 12 13 By: 14 Amanda M. Roberts, Esq. Tilman, Esq. Christopher R 15 State of Nevada Bar No. 9294 State Bar of Nevada No. 05150 1211 South Maryland Parkway 4411 South Pecos Road 16 Las Vegas, Nevada 89121 Las Vegas, Nevada 89104 PH: (702) 214-4214 17 PH: (702) 474-7007 FAX: (702) 474-7477 FAX: (702) 214-4208 18 EMAIL: crt@christophertNman.com EMAIL: efile@lvfamilylaw.com ttorney for Defendant Attorney for Plaintiff 19 20 21 22 23 24 25 26 27 Page 7 of 7 28

1 **CSERV** 2 DISTRICT COURT 3 CLARK COUNTY, NEVADA 4 5 CASE NO: D-20-605263-D Emily Bellisario, Plaintiff 6 DEPT. NO. Department P vs. 7 Bradley John Bellisario, 8 Defendant. 9 10 **AUTOMATED CERTIFICATE OF SERVICE** 11 This automated certificate of service was generated by the Eighth Judicial District 12 Court. The foregoing Order was served via the court's electronic eFile system to all recipients registered for e-Service on the above entitled case as listed below: 13 14 Service Date: 1/24/2021 15 Amanda Roberts efile@lvfamilylaw.com 16 bradb@bellisariolaw.com Bradley Bellisario 17 bradb@bellisariolaw.com Bradley Bellisario 18 19 20 21 22 23 24 25 26 27 28

**Electronically Filed** 1/25/2021 5:12 PM Steven D. Grierson CLERK OF THE COURT OPPC 1 Amanda M. Roberts, Esq. 2 State Bar of Nevada No. 9294 ROBERTS STOFFEL FAMILY LAW GROUP 3 4411 S. Pecos Road Las Vegas, Nevada 89121 PH: (702) 474-7007 FAX: (702) 474-7477 6 EMAIL: efile@lvfamilylaw.com Attorneys for Plaintiff, Emily Bellisario 7 **DISTRICT COURT** 8 9 CLARK COUNTY, NEVADA 10 EMILY BELLISARIO, Case No: D-20-605263-D 11 Dept No: 12 Plaintiff, **OPPOSITION TO DEFENDANT'S** v. 13 **MOTION FOR RELIEF FROM** BRADLEY BELLISARIO, ORDER AFTER HEARING 14 **REGARDING HEARING ON** 15 Defendant. **NOVEMBER 24, 2020; AND COUNTERMOTION FOR AN AWARD** 16 OF ATTORNEY'S FEES AND COSTS. 17 Date of Hearing: February 16, 2021 18 Time of Hearing: 10:00 a.m. 19 Oral Argument Requested: Yes 20 21 MEMORANDUM OF POINTS AND AUTHORITIES 22 Issues 23 Bradley's request for an Order granting him relief from all Orders 1. 24 contained in the Order from the hearing held November 24, 2020, 25 should be denied. 26 27 Page 1 of 12 28

Case Number: D-20-605263-D

### IN THE SUPREME COURT OF THE STATE OF NEVADA

**BRADLEY JOHN BELLISARIO** Appellant,

v.

EMILY BELLISARIO,

Respondent.

Supreme Court No.: 84128

District Court No.: D605263

### APPEAL FROM FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DECREE OF DIVORCE

Eighth Judicial District Court of the State of Nevada In and for the County of Clark THE HONORABLE MARY PERRY DISTRICT COURT JUDGE

APPELLANT APPENDIX - VOL. 4 PART 2

Amy A. Porray, Esq. Nevada Bar # 9596 McFarling Law Group 6230 W. Desert Inn Road Las Vegas, NV 89146 Phone: (702) 565-4335 Fax: (702) 732-9385

eservice@mcfarlinglaw.com Attorney for Appellant, Bradley John Bellisario

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1	03/09/2020	Exhibit Appendix to Motion for Primary	AA0042-110
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1	03/09/2020	Emily Bellisario Financial Disclosure Form	AA0111-121
1	03/13/2020	Errata to Motion for Primary Physical	AA0122-126
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1	03/13/2020	Ex Parte Application for Order Shortening	AA0127-140
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1	03/25/2020	Acceptance of Service	AA0141-142
1	04/09/2020	Answer and Counterclaim	AA0143-147
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1	04/09/2020	Exhibits in Support of Opposition to Motion	AA0158-249
		for Primary Physical Custody, et al.	
1-2	04/13/2020	Order Setting Case Management Conference	AA0250-259
2	04/15/2020	Bradley Bellisario Financial Disclosure Form	AA0260-267
2	04/29/2020	Reply to Opposition	AA0268-283
2	04/29/2020	Exhibit Appendix to Reply	AA0284-300
2	04/29/2020	Reply to Counterclaim	AA0301-303
2	06/10/2020	Stipulation and Order dated June 10, 2020	AA0304-307
2	06/11/2020	Notice of Entry of Stipulation and Order dated	AA0308-314
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2	07/30/2020	Court Minutes from July 30, 2020, Hearing	AA0315-316
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3	12/16/2020	Notice of Discovery Dispute Conference	AA0553-555
3	12/23/2020	Emily Bellisario Financial Disclosure Form	AA0556-566
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4	01/25/2021	Transcript re: Hearing on January 25, 2021, Status Check	AA0859-863
4	01/25/2021	Notice of Entry of Order From the July 30, 2020, Hearing	AA0864-874
4	01/25/2021	Opposition to Defendant's Motion for Relief From Order After Hearing Regarding Hearing on November 24, 2020; And Countermotion for An Award of Attorney's Fees and Costs	AA0875-887
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5	02/08/2021	Order Shortening Time	AA1041- 1043
5	02/08/2021	Affidavit of Service	AA1044
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5	02/09/2021	Motion to Compel Discovery, for Attorney's Fees and Costs, and Related Relief	AA1047- 1072
5	02/09/2021	Exhibits in Support of Motion to Compel	AA1073- 1153

5	02/09/2021	Ex Parte Motion for Continuance of Hearing Set for February 11, 2021, at 1:30 p.m.	AA1154- 1204
5-6	02/09/2021	Motion to Strike Hearsay and Misrepresentations of Material Fact Regarding Plaintiff's Notice of Motion and Motion to Extend Protection Order, Joining Bradley's Business as a Party to the Action, Appoint a Receiver for the Business, Deeming Bradley a Vexatious Litigation [sic] and Consolidating Civil Cases to This Action, Modifying Legal Custody, Modifying Visitation, for Mental Health Evaluation, for Order to Show Cause and to Hold Bradley in Contempt, to Reduce Child Support Arrears to Judgment, to Reduce Temporary Support to Judgment, for an Award of Attorney's Fees and Costs, and Related Relief	AA1205- 1271
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7	02/23/2021	Opposition to Motion to Strike Hearsay and Misrepresentations of Material Fact Regarding Plaintiff's Notice of Motion et al.; and Countermotion for an Award of Attorney's Fees and Costs	AA1671- 1688
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8	03/04/2021	Court Minutes from March 4, 2021	AA1798
8	03/04/2021	Transcript re: March 4, 2021, Court Hearing on All Pending Motions	AA1799- 1816
8	03/09/2021	Decision and Order	AA1817- 1823
8	03/09/2021	Notice of Entry of Decision and Order	AA1824- 1833
8	03/09/2021	Motion to Extend Protection Order, Joining Bradley's Business as a Party to the Action, Appoint a Receiver for the Business, Deeming Bradley a Vexatious Litigation [sic] and Consolidating Civil Cases to This Action, Modifying Legal Custody, Modifying Visitation, for Mental Health Evaluation, for Order to Show Cause and to Hold Bradley in Contempt, to Reduce Child Support Arrears to Judgment, to Reduce Temporary Support to Judgment, for an Award of Attorney's Fees and Costs, and Related Relief	AA1834- 1877
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9	03/17/2021	Court Minutes from March 17, 2021	AA2052- 2053
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9	03/17/2021	Transcript re: Hearing on Motion to Compel Discovery on March 17, 2021	AA2067- 2081
9	03/22/2021	Decision and Order	AA2082- 2084
9	03/22/2021	Notice of Defendant's Intent to File Write of Mandamus and Motion to Stay Proceedings	AA2085- 2090
9	03/23/2021	Notice of Rescheduling Hearings	AA2091- 2092
9	03/30/2021	Opposition to Defendant's Motion for Relief From Amended July 30, 2020, Order, July 30, 2020, Order and October 22, 2020 Order; And Countermotion for An Award of Attorney's Fees and Costs	AA2093- 2110
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11	05/01/2021	Motion for Order to Show Cause Why	AA2528-
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		Defendant, for an Award of Attorney's Fees	
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2-3   12/10/2020   Motion to Show Cause   Plaintiff's Counsel Sh   Contempt and Motion   5-6   02/09/2021   Motion to Strike Hear   Misrepresentations of   Plaintiff's Notice of M	for Sanctions say and AA1205-
5-6 O2/09/2021 Motion to Strike Hear Misrepresentations of	for Sanctions say and AA1205-
5-6 02/09/2021 Motion to Strike Hear Misrepresentations of	say and AA1205-
Misrepresentations of	3
_	3.6 ( 1.1 D ( D ) 11 ( 1.5 d )
Plaintiff's Notice of M	Material Fact Regarding   1271
	Iotion and Motion to
Extend Protection Ord	ler, Joining Bradley's
Business as a Party to	•
l	ness, Deeming Bradley a
	sic] and Consolidating
	etion, Modifying Legal
Custody, Modifying V	
1 1 2	Order to Show Cause
	a Contempt, to Reduce
	to Judgment, to Reduce
Temporary Support to	_
Award of Attorney's I	•
Related Relief	
3 01/11/2021 Motion to Strike Plain	tiff's Peremptory AA0587-595
Challenge	and the second s
20 01/20/2022 Notice of Appeal	AA4933-
	4935
9 03/22/2021 Notice of Defendant's	Intent to File Write of AA2085-
Mandamus and Motio	n to Stay Proceedings 2090
8 03/09/2021 Notice of Defendant's	•
Order Relief	1965
2 12/03/2020 Notice of Defendant's	Non-Compliance with AA0337-338
Court Order	1
7 02/11/2021 Notice of Defendant's	Objection to Judge AA1538/-
	Any Argument Related to 1541
Hearing Scheduled for	•
1:30 p.m.	•
10 04/23/2021 Notice of Defendant's	Objection to Mary AA2452-
Perry Taking Any Fur	
Matter	
	01: 4: 4 0 1 4 4 21 62
	Objection to Order on   AA2162-

7	02/26/2021	Notice of Defendant's Objection to Plaintiff's	AA1740-
		Ex Parte Application for Order Shortening	1744
		Time	
8-9	03/12/2021	Notice of Defendant's Objection to Plaintiff's	AA1998-
		Ex Parte Application for Order Shortening	2002
		Time Dated 03/11/2021	
4	01/20/2021	Notice of Department Reassignment	AA0830-832
13	05/21/2021	Notice of Deposition—Emily Bellisario	AA3136-
			3137
12	05/12/2021	Notice of Disclosure of Receivers and	AA2826-
		Certified Public Accountants	2828
3	12/16/2020	Notice of Discovery Dispute Conference	AA0553-555
10	04/26/2021	Notice of Discovery Dispute Conference	AA2456-
			2458
13	06/10/2021	Notice of Discovery Dispute Conference	AA3151-
			3153
10	04/26/2021	Notice of Entry of Amended Order After	AA2459-
		Hearing	2469
8	03/09/2021	Notice of Entry of Decision and Order	AA1824-
			1833
20	12/23/2021	Notice of Entry of Findings of Fact,	AA4898-
		Conclusions of Law, and Decree of Divorce	4932
8	03/10/2021	Notice of Entry of Order After Hearing	AA1983-
			1988
11	05/03/2021	Notice of Entry of Order After Hearing	AA2605-
			2618
12	05/12/2021	Notice of Entry of Order After Hearing	AA2816-
			2825
14	07/22/2021	Notice of Entry of Order After Hearing	AA3308-
			3316
14	09/20/2021	Notice of Entry of Order After Hearing	AA3385-
			3394
13	06/28/2021	Notice of Entry of Order After Hearing on	AA3215-
		June 16, 2021	3224
13	06/28/2021	Notice of Entry of Order After Hearing on	AA3225-
		May 18, 2021	3237
14	07/12/2021	Notice of Entry of Order Deeming Defendant	AA3288-
		a Vexatious Litigant	3300

2	07/31/2020	Notice of Entry of Order for Supervised Visitation dated July 31, 2020	AA0318-320
9	04/06/2021	Notice of Entry of Order for Supervised Visitations	AA2170- 2174
4	01/25/2021	Notice of Entry of Order From the July 30, 2020, Hearing	AA0864-874
3	12/11/2020	Notice of Entry of Order From the November 24, 2020, Hearing	AA0546-552
4	01/22/2021	Notice of Entry of Order From the October 22, 2020, Hearing	AA0840-847
14	09/22/2021	Notice of Entry of Order on Discovery Commissioner's Report and Recommendations	AA3395- 3413
7-8	03/02/2021	Notice of Entry of Order Shortening Time	AA1748- 1752
9	04/06/2021	Notice of Entry of Protection Order Against Domestic Violence	AA2166- 2169
2	06/11/2020	Notice of Entry of Stipulation and Order dated June 11, 2020	AA0308-314
4	01/15/2021	Notice of Hearing and Order Regarding Procedures	AA0822-826
14	07/09/2021	Notice of Intentional Misrepresentations by Plaintiff and Amanda Roberts Regarding Dr. Stephanie Holland	AA3266- 3275
12	05/10/2021	Notice of Plaintiff's Filing her Opposition to Defendant's Motion to Reconsider Order Against Domestic Violence Entered April 6, 2021	AA2786- 2788
2	12/03/2020	Notice of Plaintiff's Non-Compliance with Court Order	AA0339-343
9	03/23/2021	Notice of Rescheduling Hearings	AA2091- 2092
4	01/21/2021	Notice of Scheduling Status Check	AA0839
12	05/13/2021	Notice of Therapist	AA2829- 2831
4	01/21/2021	Notice of Vacating Hearing	AA0838
11	05/03/2021	Objection to Defendant's Discovery Requests and Subpoenas	AA2601- 2604

12	05/14/2021	Opposition to Defendant's Motion for an	AA2832-
		Order to Show Cuse Why Plaintiff and	2851
		Plaintiff's Counsel, Amanda Roberts, Esq.,	
		Should Not Be Held In Contempt of Court;	
		and Countermotion for An Award of	
		Attorney's Fees and Costs	
13	06/02/2021	Opposition to Defendant's Motion for Order	AA3138-
		Pursuant to NRS 200.359 (Parental	3150
		Kidnapping by Plaintiff); and Countermotion	
		to Deem Defendant Vexatious Litigant and for	
		an Award of Attorney's Fees and Costs	
9	03/30/2021	Opposition to Defendant's Motion for Relief	AA2093-
		From Amended July 30, 2020, Order, July 30,	2110
		2020, Order and October 22, 2020 Order; And	
		Countermotion for An Award of Attorney's	
		Fees and Costs	
4	01/25/2021	Opposition to Defendant's Motion for Relief	AA0875-887
		From Order After Hearing Regarding Hearing	
		on November 24, 2020; And Countermotion	
		for An Award of Attorney's Fees and Costs	
10	04/22/2021	Opposition to Defendant's Motion for Relief	AA2382-
		From Order After Hearing Regarding Hearing	2400
		on January 25, 2021 and Motion for Leave to	
		File Renewed Motion to Disqualify Judge	
		Mary Perry; and Countermotion for Leave of	
		Court to Refinance, to Deem Defendant	
		Vexatious Litigant, Waive Donna's House	
		Fees, and for an Award of Attorney's Fees and	
		Costs	
7	02/23/2021	Opposition to Defendant's Motion to	AA1704-
		Disqualify Judge Pursuant to NCJC 2.11; and	1720
		Countermotion for an Award of Attorney's	
10	0.4/0.0/2.00	Fees and Costs and Related Relief	
10	04/22/2021	Opposition to Defendant's Motion to	AA2412-
		Reconsider Order Against Domestic Violence	2424
		Entered April 6, 2021; And Countermotion for	
10	0.5/4.5/0.004	An Award of Attorney's Fees and Costs	
12	05/17/2021	Opposition to Defendant's Motion to Remove	AA2913-
		S.C.R.A.M. Device; and Countermotion to	2934

		Drug Test Defendant, for an Award of Attorney's Fees and Costs, and Related Relief, Declaration of Emily Bellisario	
3	12/24/2020	Opposition to Defendant's Motion to Show Cause Why Plaintiff and/or Plaintiff's Counsel Should Not Be Held in Contempt and Motion for Sanctions; And Countermotion for an Award of Attorney's Fees and Costs	AA0567-581
4	01/13/2021	Opposition to Defendant's Motion to Strike Plaintiff's Peremptory Challenge; and Countermotion for and Award of Attorney's Fees and Costs	AA0812-821
1	04/09/2020	Opposition to Motion for Primary Physical Custody, et al.	AA0148-157
7	02/23/2021	Opposition to Motion to Strike Hearsay and Misrepresentations of Material Fact Regarding Plaintiff's Notice of Motion et al.; and Countermotion for an Award of Attorney's Fees and Costs	AA1671- 1688
9	03/17/2021	Opposition to Notice of Motion and Motion to Compel Discovery, for Attorney's Fees and Costs, and Related Relief	AA2054- 2066
7	02/19/2021	Opposition to Plaintiff's Motion to Extend Protection Order, Joining Bradley's Business as a Party to the Action, Appoint a Receiver for the Business, Deeming Bradley a Vexatious Litigation [sic] and Consolidating Civil Cases to This Action, Modifying Legal Custody, Modifying Visitation, for Mental Health Evaluation, for Order to Show Cause and to Hold Bradley in Contempt, to Reduce Child Support Arrears to Judgment, to Reduce Temporary Support to Judgment, for an Award of Attorney's Fees and Costs, and Related Relief	AA1558- 1661
13	05/17/2021	Opposition to Plaintiff's Notice of Motion and Motion for Protection Order Relating to Bradley's Discovery Requests and Subpoenas,	AA3014- 3022

		for an Award of Attorney's Fees and Costs, and Related Relief	
7	02/16/2021	Order	AA1555- 1557
8	03/10/2021	Order After Hearing	AA1980- 19852
11	04/30/2021	Order After Hearing	AA2517- 2527
12	05/11/2021	Order After Hearing	AA2809- 2815
14	07/20/2021	Order After Hearing	AA3301- 3307
14	09/17/2021	Order After Hearing	AA3362- 3368
2	12/10/2020	Order After Hearing of November 24, 2020	AA0344-347
4	01/24/2021	Order After Hearing on July 30, 2020	AA0848-855
13	06/26/2021	Order After Hearing on June 16, 2021	AA3198- 3204
13	06/26/2021	Order After Hearing on May 18, 2021	AA3205- 3214
4	01/20/2021	Order After Hearing on October 22, 2020	AA0833-837
14	07/12/2021	Order Deeming Defendant a Vexatious Litigant	AA3278- 3287
9	04/06/2021	Order for Supervised Visitation	AA2150
12	05/11/2021	Order for Supervised Visitation	AA2808
2	07/30/2020	Order for Supervised Visitation dated July 30, 2020	AA0317
9	04/06/2021	Order on Discovery Commissioner's Report and Recommendations	AA2151- 2161
10	04/23/2021	Order on Discovery Commissioner's Report and Recommendations	AA2441- 2451
14	07/23/2021	Order on Discovery Commissioner's Report and Recommendations	AA3319- 3338
14	09/20/2021	Order on Discovery Commissioner's Report and Recommendations	AA3369- 3384
1-2	04/13/2020	Order Setting Case Management Conference	AA0250-259
5	02/08/2021	Order Shortening Time	AA1041- 1043

7	03/02/2021	Order Shortening Time	AA1745-
3	01/11/2021	Peremptory Challenge	1747 AA0582-583
14	12/20/2021	Plaintiff's Exhibit 1	AA3477-
17	12/20/2021	Traintiff & Lamoit 1	3480
15	12/20/2021	Plaintiff's Exhibit 10	AA3540-
			3546
17	12/20/2021	Plaintiff's Exhibit 100	AA4079-
			4080
17	12/20/2021	Plaintiff's Exhibit 101	AA4081-
			4082
17	12/20/2021	Plaintiff's Exhibit 102	AA4083-
			4087
17	12/20/2021	Plaintiff's Exhibit 103	AA4088-
			4097
17	12/20/2021	Plaintiff's Exhibit 105	AA4098-
			4099
17	12/20/2021	Plaintiff's Exhibit 106	AA4100-
			4102
17	12/20/2021	Plaintiff's Exhibit 107	AA4103-
			4123
17	12/20/2021	Plaintiff's Exhibit 108	AA4124
17	12/20/2021	Plaintiff's Exhibit 109	AA4125-
			4177
15	12/20/2021	Plaintiff's Exhibit 11	AA3547-
			3556
17	12/20/2021	Plaintiff's Exhibit 110	AA4178-
			4192
17	12/20/2021	Plaintiff's Exhibit 111	AA4194-
			4205
17-18	12/20/2021	Plaintiff's Exhibit 112	AA4206-
			4267
18	12/20/2021	Plaintiff's Exhibit 113	AA4268-
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18	12/20/2021	Plaintiff's Exhibit 114	AA4320-
			4339
18	12/20/2021	Plaintiff's Exhibit 115	AA4340-
			4355

18	12/20/2021	Plaintiff's Exhibit 116	AA4356-
			4415
18	12/20/2021	Plaintiff's Exhibit 117	AA4416-
			4495
18-19	12/20/2021	Plaintiff's Exhibit 118	AA4496-
			4541
19	12/20/2021	Plaintiff's Exhibit 119	AA4542-
			4559
15	12/20/2021	Plaintiff's Exhibit 12	AA3557-
			3580
19	12/20/2021	Plaintiff's Exhibit 120	AA4560-
			4603
19	12/20/2021	Plaintiff's Exhibit 121	AA4604-
			4605
19	12/20/2021	Plaintiff's Exhibit 122	AA4606-
			4608
19	12/20/2021	Plaintiff's Exhibit 123	AA4609-
			4613
19	12/20/2021	Plaintiff's Exhibit 124	AA4614-
			4617
15	12/20/2021	Plaintiff's Exhibit 13	AA3580-
			3591
15	12/20/2021	Plaintiff's Exhibit 14	AA3592-
			3602
15	12/20/2021	Plaintiff's Exhibit 15	AA3603-
			3613
15	12/20/2021	Plaintiff's Exhibit 16	AA3614-
			3625
15	12/20/2021	Plaintiff's Exhibit 17	AA3626-
			3638
15	12/20/2021	Plaintiff's Exhibit 18	AA3639-
			3646
15	12/20/2021	Plaintiff's Exhibit 19	AA3647-
			3653
14	12/20/2021	Plaintiff's Exhibit 2	AA3481-
			3488
15	12/20/2021	Plaintiff's Exhibit 20	AA3654-
			3659

15	12/20/2021	Plaintiff's Exhibit 21	AA3660-
13	12/20/2021	Traintiff S Exhibit 21	3669
15	12/20/2021	Plaintiff's Exhibit 22	AA3670-
13	12/20/2021	1 Idilitiii S Exilloit 22	3677
15	12/20/2021	Plaintiff's Exhibit 23	AA3678-
13	12/20/2021	Fiantin S Exhibit 25	3679
1.5	12/20/2021	Plaintiff's Exhibit 24	
15	12/20/2021		AA3680
15	12/20/2021	Plaintiff's Exhibit 25	AA3681
15	12/20/2021	Plaintiff's Exhibit 26	AA3682-
1 7 1 6	1.5 /5.0 /5.0.5.1	71 1 100 7 111 27	3720
15-16	12/20/2021	Plaintiff's Exhibit 27	AA3721-
			3799
16	12/20/2021	Plaintiff's Exhibit 28	AA3800-
			3802
16	12/20/2021	Plaintiff's Exhibit 29	AA3803-
			3805
14	12/20/2021	Plaintiff's Exhibit 3	AA3489-
			3493
16	12/20/2021	Plaintiff's Exhibit 30	AA3806-
			3824
16	12/20/2021	Plaintiff's Exhibit 31	AA3825-
			3841
16	12/20/2021	Plaintiff's Exhibit 32	AA3842-
			3853
16	12/20/2021	Plaintiff's Exhibit 33 (video)	
16	12/20/2021	Plaintiff's Exhibit 34	AA3853-
			3859
16	12/20/2021	Plaintiff's Exhibit 35	AA3860-
	12/20/2021		3862
16	12/20/2021	Plaintiff's Exhibit 36	AA3863-
	12/20/2021	Trainer 5 Exhibit 50	3864
16	12/20/2021	Plaintiff's Exhibit 37	AA3865-
	12/20/2021	Timmuii S Damon S /	3866
16	12/20/2021	Plaintiff's Exhibit 38	AA3867-
10	12/20/2021	1 millin 5 Lamon 30	3869
16	12/20/2021	Plaintiff's Exhibit 39	AA3870-
10	12/20/2021	1 Idillill 8 Exhibit 39	3873
14	12/20/2021	Plaintiff's Exhibit 4	AA3494-
14	12/20/2021	FIAIIIIII S EXIIIOII 4	
			3497

16	12/20/2021	Plaintiff's Exhibit 40	AA3874- 3935
16	12/20/2021	Plaintiff's Exhibit 41 (video)	3733
16	12/20/2021	Plaintiff's Exhibit 42	AA3937- 3940
16	12/20/2021	Plaintiff's Exhibit 43 (video)	
16	12/20/2021	Plaintiff's Exhibit 44 (video)	
16	12/20/2021	Plaintiff's Exhibit 45A (video)	
16	12/20/2021	Plaintiff's Exhibit 45B (video)	
16	12/20/2021	Plaintiff's Exhibit 45C (video)	
14-15	12/20/2021	Plaintiff's Exhibit 5	AA3498- 3508
16	12/20/2021	Plaintiff's Exhibit 53	AA3943- 3945
16	12/20/2021	Plaintiff's Exhibit 54	AA3946
16	12/20/2021	Plaintiff's Exhibit 55	AA3947- 3952
16	12/20/2021	Plaintiff's Exhibit 56	AA3953
16	12/20/2021	Plaintiff's Exhibit 57	AA3954- 3963
16	12/20/2021	Plaintiff's Exhibit 58	AA3964- 3966
16	12/20/2021	Plaintiff's Exhibit 59	AA3967- 3971
15	12/20/2021	Plaintiff's Exhibit 6	AA3509- 3515
16	12/20/2021	Plaintiff's Exhibit 60	AA3972- 3982
16	12/20/2021	Plaintiff's Exhibit 61	AA3983- 3984
16	12/20/2021	Plaintiff's Exhibit 62	AA3985
16	12/20/2021	Plaintiff's Exhibit 64	AA3986- 3994
16	12/20/2021	Plaintiff's Exhibit 65	AA3995
16	12/20/2021	Plaintiff's Exhibit 66	AA3996- 3997
16	12/20/2021	Plaintiff's Exhibit 67 (video)	
16	12/20/2021	Plaintiff's Exhibit 68 (video)	
16	12/20/2021	Plaintiff's Exhibit 69 (video)	

15	12/20/2021	Plaintiff's Exhibit 7	AA3516-
			3525
16-17	12/20/2021	Plaintiff's Exhibit 72	AA4000-
			4009
17	12/20/2021	Plaintiff's Exhibit 73	AA4010-
			4011
17	12/20/2021	Plaintiff's Exhibit 74	AA4012-
			4013
17	12/20/2021	Plaintiff's Exhibit 75	AA4014-
			4015
17	12/20/2021	Plaintiff's Exhibit 76	AA4016-
			4017
17	12/20/2021	Plaintiff's Exhibit 77	AA4018-
			4019
17	12/20/2021	Plaintiff's Exhibit 78	AA4020
17	12/20/2021	Plaintiff's Exhibit 79	AA4021
15	12/20/2021	Plaintiff's Exhibit 8	AA3526-
			3532
17	12/20/2021	Plaintiff's Exhibit 80	AA4022
17	12/20/2021	Plaintiff's Exhibit 82	AA4023-
			4026
17	12/20/2021	Plaintiff's Exhibit 83	AA4027-
			4030
17	12/20/2021	Plaintiff's Exhibit 84	AA4031-
			4035
17	12/20/2021	Plaintiff's Exhibit 89	AA4036-
			4064
15	12/20/2021	Plaintiff's Exhibit 9	AA3533-
			3539
17	12/20/2021	Plaintiff's Exhibit 91	AA4065-
			4068
17	12/20/2021	Plaintiff's Exhibit 92	AA4069
17	12/20/2021	Plaintiff's Exhibit 94	AA4070
17	12/20/2021	Plaintiff's Exhibit 97	AA4071
17	12/20/2021	Plaintiff's Exhibit 98	AA4072-
			4078
14	11/19/2021	Plaintiff's Initial List of Witnesses	AA3438-
			3445

20	12/21/2021	Plaintiff's Notice of Filing Exhibits Under	AA4863-
	0.0 (0.0 (0.0 0.0 1	Seal Exhibit "124"	4865
9	03/30/2021	Plaintiff's Opposition to Defendant's Motion	AA2121-
		for a Protective Order; and Countermotion for	2135
	11/10/2021	Attorney's Fees and Costs and Related Relief	
14	11/19/2021	Plaintiff's Pre-Trial Memorandum	AA3414-
			3437
14	12/20/2021	Plaintiff's Trial Exhibit List with Exhibits	AA3460-
		Offered/Admitted/Denied/Objections	3476
2	04/29/2020	Reply to Counterclaim	AA0301-303
7	02/23/2021	Reply to Judge Mary Perry's Response to	AA1662-
		Defendant's Motion to Disqualify Judge	1670
2	04/29/2020	Reply to Opposition	AA0268-283
8	03/04/2021	Reply to Opposition to Defendant's Motion to	AA1756-
		Disqualify Judge Pursuant to NCJC 2.11;	1797
		Countermotion for Award of Attorney's Fees	
		and Costs	
10-11	04/29/2021	Reply to Plaintiff's Opposition to Defendant's	AA2479-
		Motion for Relief From Order After Hearing	2508
		Regarding Hearing on January 25, 2021 and	
		Motion for Leave to File Renewed Motion to	
		Disqualify Judge Mary Perry; and	
		Countermotion for Leave of Court to	
		Refinance, to Deem Defendant Vexatious	
		Litigant, Waive Donna's House Fees, and for	
		an Award of Attorney's Fees and Costs	
11	04/29/2021	Reply to Plaintiff's Opposition to Defendant's	AA2509-
		Motion to Reconsider Order Against Domestic	2516
		Violence Entered April 6, 2021; and	
		Countermotion for An Award of Attorney's	
		Fees and Costs	
13	05/17/2021	Reply to Plaintiff's Opposition to Defendant's	AA3004-
		Motion to Remove S.C.R.A.M. Device; And	3013
		Opposition to Plaintiff's Motion to Drug Test	
		Defendant, for an Award of Attorney's Fees	
		and Costs, and Related Relief	
7	02/16/2021	Response to Defendant's Motion to Disqualify	AA1549-
		Judge	1554

5	02/05/2021	Schedule of Arrears for Child Support With	AA1004-
		Confirmation Pursuant to EDCR 5.508	1013
5	02/05/2021	Schedule of Arrears for Temporary Support	AA1014-
		with Confirmation Pursuant to EDCR 5.508	1021
2	06/10/2020	Stipulation and Order dated June 10, 2020	AA0304-307
12	05/10/2021	Supplemental [sic] to Opposition to	AA2779-
		Defendant's Motion for Relief from Order	2785
		After Hearing Regarding the Hearing on	
		January 25, 2021, and Motion for Leave to	
		File a Renewed Motion to Disqualify Judge	
		Perry and Countermotion for Leave of Court	
		to Refinance, to Deem Defendant a Vexatious	
		Litigant, Waive Donna's House Fees, and for	
		an Award of Attorney's Fees and Costs	
13	05/18/2021	Transcript from Hearing on May 18, 2021 re:	AA3026-
		All Pending Motions	3069
19-20	12/20/2021	Transcript From Non-Jury Trial on December	AA4618-
		20, 2021	4862
14	09/16/2021	Transcript From September 16, 2021, Hearing	AA3354-
		re: Return Hearing	3361
9-10	04/06/2021	Transcript re: April 6, 2021, Hearing on All	AA2175-
		Pending Motions	2270
13	06/16/2021	Transcript re: Court Hearing on June 16, 2021,	AA3159-
		at 10:00 a.m. re: All Pending Motions	3165
7	02/11/2021	Transcript re: Hearing on February 11, 2021,	AA1546-
		on All Pending Motions	1548
4	01/25/2021	Transcript re: Hearing on January 25, 2021,	AA0859-863
		Status Check	
14	07/07/2021	Transcript re: Hearing on July 7, 2021 re: All	AA3257-
		Pending Motions	3265
9	03/17/2021	Transcript re: Hearing on Motion to Compel	AA2067-
		Discovery on March 17, 2021	2081
10	04/07/2021	Transcript re: Hearing re: Status Check	AA2273-
			2284
8	03/04/2021	Transcript re: March 4, 2021, Court Hearing	AA1799-
		on All Pending Motions 1816	
12	05/11/2021	Transcripts from May 11, 2021, Hearing re:	AA2791-
		Return Hearing	2807

### **CERTIFICATE OF SERVICE**

I, an employee of McFarling Law Group, hereby certify that on the 8th day of April, 2022, I served a true and correct copy of this Appellant's Appendix Volume 4 Part 2 as follows:

⊠ via the Supreme Court's electronic filing and service system (eFlex):

Amanda Roberts, Esq. efile@lvfamilylaw.com

/s/ Crystal Beville
Crystal Beville

- 2. Emily's request for an award of attorney's fees and costs should be granted.
- 3. For any and all other relief the Court deems proper and just.

### II. Statement of Facts

The Parties to this action, the Plaintiff, Emily Bellisario ("Emily") and the Defendant, Bradley Bellisario ("Bradley")<sup>1</sup>, were married on August 16, 2014. The Parties have three (3) minor children, to wit: Brayden Bellisario ("Brayden"), born January 15, 2015; Blake Bellisario ("Blake"), born November 20, 2016; and Brooklyn Bellisario ("Brooklyn"), February 1, 2018.

There was a hearing on November 24, 2020. At the time of the hearing, it was presided over by Judge Sandra Pomrenze ("Judge Pomrenze"). At or near the conclusion of the hearing, Judge Pomrenze stated, "Ms. Roberts, please prepare the Order from today." (11:30:28) Judge Pomrenze never indicates that Ms. Roberts was required to get Bradley's countersignature on the Order. Moreover, the Order which was submitted to the Court for approval complies with the Court's Order from the hearing and Ms. Roberts did not add or remove anything.

In this Motion, Bradley alleges that the Order prepared by Ms. Roberts "was procured by fraud, prejudices Defendant, and the Order was only entered through the misconduct of Plaintiff's Counsel." Bradley alleges that the facts that support

<sup>&</sup>lt;sup>1</sup> Bradley is a licensed attorney in the State of Nevada. Bradley has been licensed since December 15, 2014.

his grounds are that he filed an Affidavit for removal of Judge Pomrenze; Ms. Roberts misrepresented Bradley's alcohol consumption or abuse regarding social media; Ms. Roberts failing to provide requisite Orders to the Court; Ms. Roberts forced Bradley to sign a Stipulation and Order regarding therapy while knowing that Brayden was already being treated; and Ms. Roberts makes arguments based upon speculation.

Ms. Roberts requests the Court to review the video from the hearing on November 24, 2020. If the Court reviews the video, it will be easily discernable that Bradley is extremely inappropriate in his actions toward the Court including interrupting Counsel (11:28:50) and the Court. Bradley raised his voice toward the Court claiming he never got to be heard by the Court (11:29:01) which is why he needed to interrupt Counsel and the Court.

## III. Opposition

A. <u>Bradley's request for relief from the Order After Hearing entered from</u> the hearing held November 24, 2020 should be denied.

Pursuant to his Motion, Bradley requests relief pursuant to *NRCP* § 54 (b). Bradley's requested relief must be denied by the Court under this theory. Specifically, *NRCP* § 54 (a) provides that judgment is defined to include "a decree and any order from which an appeal lies." **In this matter, the Order from** 

November 24, 2020, was an interlocutory Order which is not appealable and therefore, Bradley's request must be denied. {EMPHASIS ADDED}

Bradley's second theory for relief from the Order from the hearing on November 24, 2020, is NRCP § 60 (b). As with NRCP § 54, NRCP § 60 relates to relief from "a final judgment, order or proceeding." Here, the Order from November 24, 2020, was an interim Order and not a final Order. The Court set an Evidentiary Hearing on the custodial issues, but anything before that Evidentiary Hearing Order is temporary in nature. As such, due to the fact the Order from November 24, 2020, was temporary and not final, Bradley's request must be denied. {EMPHASIS ADDED}

The first request under *NRCP* § 60 (b)(1) which alleges the Order was inadvertently enter because Bradley filed an Affidavit requesting to disqualify Judge Pomrenze and therefore, she should not have signed the Order. However, the Order is simply a recitation of what occurred before Bradley filed this Affidavit and cannot be undone by the filing of same (i.e., hearing on November 24, 2020 and Affidavit on November 25, 2020).

The second request under *NRCP* § 60 (b)(3) is for "fraud, misrepresentation or misconduct by an opposing party." Specifically, Bradley alleges the misconduct is the failure to submit prior Orders. The Order from July 30, 2020, was in fact drafted by Ms. Roberts and submitted to Bradley's then Counsel, Mr. Tilman

(October 22, 2020); and then submitted to the Court for approval, absent Mr. Tilman's signature of approval as he failed to respond. In fact, the Order from July 30, 2020 was not even approved and filed with the Court until after Bradley filed this Motion. The Order from the hearing held October 22, 2020 was submitted to Bradley's then Counsel, Mr. Tilman (October 22, 2020). Mr. Tilman did not respond to the drafted Order; therefore, Ms. Roberts submitted the Orders to the Court absent Mr. Tilman's signature of approval. Bradley alleges he did not have due process in submission of the Order; however, attempts were made to garner Mr. Tilman's approval in accordance with *EDCR* § 5.522 (b).

Bradley then claims that Ms. Roberts misrepresented facts to the Court regarding his alcohol consumption and financial obligations. Bradley was arrested on two (2) separate occasions for alcohol related offenses; and Bradley has yet to pay the Court Ordered obligations to Mrs. Bellisario. Bradley then claims a settlement offer was promised by Mrs. Bellisario and not received. This matter is irrelevant as NRS § 48.105 provides offers of settlement are "not admissible to prove liability for or invalidity of the claim or its amount. Evidence of conduct or statements made in compromise negotiations is likewise not admissible." Bradley claims that there was fraud regarding the Stipulation and Order filed on June 10, 2020, because Bradley was not on notice that Brayden had commenced therapy with someone other than Donna Wilburn. The Stipulation simply stays, "Brayden

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27 28 shall be enrolled in therapy with a neutral therapist, and it must be someone other than Donna Wilburn." There is nothing in the terms of the Stipulation and Order which indicates that the therapy had to be commenced after the Stipulation and Order was filed - just that the therapist must be neutral and someone other than Donna Wilburn. Moreover, nothing precluded Bradley from conducting discovery.

The third request for relief is under *NRCP* § 60 (b)(4) because the Order is void. Bradley alleges the Court lacked power to make the Order. Again, Bradley goes back to his arguments regarding the Affidavit requesting to disqualify Judge Pomrenze. Here, the hearing occurred on November 24, 2020, prior to Bradley filing the Affidavit on November 25, 2020. Therefore, he cannot simply undue what happened or have it deemed void because he later filed such an Affidavit.

Based upon the foregoing, Bradley's request for relief from the Order After Hearing from the hearing held November 24, 2020, should be denied.

### IV. Countermotion

A. <u>Emily's request for an award of attorney's fees and costs should be granted.</u>

Emily was forced to defend herself against Bradley's instant Motion, which did not need to be filed. Bradley's instant Motion is without merit and should be denied. Additionally, Bradley failed to attempt to resolve the issues presented in his Motion in accordance with *EDCR* §5.501, and is not expected to be the

prevailing Party; therefore, he is not entitled to any award of attorney's fees or costs. To the contrary, Emily was forced to defend herself with this Opposition, has following the Court's Orders, rules and guidelines, and is expected to be the prevailing Party, in accordance with *NRS* §18.010.

When dealing with attorney fees the Nevada Supreme Court has issued a litany of relevant cases including the holding in *Sargeant v. Sargeant*, 88 Nev. 223, 495 P.2d 618 (1972). In *Sargeant*, the Nevada Supreme Court considered a wife's award of attorney fees. The husband argued the attorney fees were excessive and should not have been granted from the husband's sole and separate property. The Court determined that "[t]he wife must be afforded her day in court without destroying her financial position. This would imply that she should be able to meet her adversary in the courtroom on an equal basis." {EMPHASIS ADDED}

One of the prevailing cases regarding attorney fees is *Brunzell v. Golden Gate National Bank*, 85 Nev. 345, 455 P.2d 31 (1969). In *Brunzell* the Nevada

Gate National Bank, 85 Nev. 345, 455 P.2d 31 (1969). In Brunzell the Nevada Supreme Court set forth the factors, now known as the Brunzell Factors, which the Court considered "well known basic elements to be considered" when awarded attorney fees. According the Brunzell Factors are as follows:

- 1. The quality of advocacy;<sup>2</sup>
- 2. The character of the work to be done;<sup>3</sup>

<sup>&</sup>lt;sup>2</sup> When considering the quality of the advocacy the Court should look at the attorney's ability, training, education, professional standing, and skill.

- 3. The work actually performed by the lawyer;<sup>4</sup> and
- 4. The results obtained.

#### **Quality of Advocacy**

Emily's Counsel has been practicing law since 2005 and focuses her practice area primarily in the area of family law, and she is in good standing with the State Bar of Nevada. Emily's Counsel participated in a weekly radio show geared at the Clark County community, focused on issues relative to family law.

Yearly, Emily's Counsel attends continuing legal education classes to stay abreast of changes in the area of family law. Through a practice primarily in family law, Emily's Counsel has drafted countless Motions, argued before the District Court and Hearing Master on issues related to domestic violence/custody/divorce/adoption/termination of parental rights, brought and defended individuals at Trials and Evidentiary Hearings. Additionally, Emily's Counsel has taken cases on Appeal to the Supreme Court of Nevada.

#### **Character of Work Done**

Due to the fact that Emily's Counsel practices primarily in the area of family law, she has regularly dealt with issues involved in violations of terms of Family Court related Orders, child support enforcement, arrears, and wage assignments.

<sup>&</sup>lt;sup>3</sup> When considering the character of the work to be done the Court should look at the difficulty, intricacy, importance, time, skill required, the responsibility imposed, and the character of the Party when they have a relevancy to the litigation.

<sup>&</sup>lt;sup>4</sup> When considering the work performed the Court should consider the skill, time, and attention given to the work.

# Work Performed

Emily's Counsel maintains a billing system and will prepare, in advance of the hearing in this matter, a billing statement to address the actual attorney fees extended by Emily relative to the Motion and hearing. Emily is billed at a rate of \$350.00 per hour which is a rate on par with other attorneys practicing primarily in the area of family law.

Based upon the foregoing, Emily should be awarded attorney's fees and costs, in an amount incurred by Emily related to Bradley's Motion and this Opposition.

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#### V. Conclusion

Therefore, based upon the foregoing, Emily requests this Court to enter an Order whereby:

- Denying Bradley's request for relief from all Orders contained in the Order After Hearing from the hearing held November 24, 2020.
- 2. Granting Emily's request for an award of attorney's fees and costs.
- 3. For any and all other relief the Court deems proper and just.

DATED this 45 day of January, 2021.

### ROBERTS STOFFEL FAMILY LAW GROUP

By: MMMMMM II. MMM
Amanda M. Roberts, Esq.

State of Nevada Bar No. 9294 4411 S. Pecos Road

Las Vegas, Nevada 89121

PH: (702) 474-7007 FAX: (702) 474-7477

EMAIL: efile@lvfamilylaw.com

Attorneys for Plaintiff, Emily Bellisario

#### **DECLARATION OF EMILY BELLISARIO**

- I, Emily Bellisario, declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.
- 1. I am the Plaintiff in the above entitled action and am competent to testify to the matters contained herein. Declarant makes this declaration in support of her Opposition and Countermotion.
- 2. I have read the foregoing Opposition and Countermotion and can certify and attest that the facts contained therein are true of Declarant's own knowledge, except for those matter stated upon information and belief, and as to those matters, Declarant believes them to be true.
- 3. Declarant incorporates all the facts of the Opposition and Countermotion into this declaration as though fully set forth herein.

FURTHER DECLARANT SAYETH NAUGHT.

Dated this 25th day of January, 2021.

/s/ Emily Bellisario
Emily Bellisario

#### CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Roberts Stoffel Family Law Group, and on the bound day of January, 2021, I served by and through Wiz-Net electronic service, pursuant to Clark County District Court Administrative Order 14-2 for service of documents identified in Rule 9 of the N.E.F.C.R., the foregoing Opposition and Countermotion, to the following:

Bradley Bellisario Email: Bradb@bellisariolaw.com Defendant in proper person

Employee of Roberts Stoffel Family Law Group

## DISTRICT COURT FAMILY DIVISION CLARK COUNTY, NEVADA

Emily Bellisario	Case No. <u>D-20-605263-D</u>
Plaintiff/Petitioner	Case No. <u>D-20-003203-D</u>
Prodley Pollicerie	Dept. P
Bradley Bellisario  Defendant/Respondent	MOTION/OPPOSITION FEE INFORMATION SHEET
subject to the reopen filing fee of \$25, unless specifically Oppositions filed in cases initiated by joint petition may accordance with Senate Bill 388 of the 2015 Legislative	be subject to an additional filing fee of \$129 or \$57 in Session.
Step 1. Select either the \$25 or \$0 filing fee in	
\$25 The Motion/Opposition being filed wit	n this form is subject to the \$23 reopen fee.
	h this form is not subject to the \$25 reopen
L-YI	d before a Divorce/Custody Decree has been
entered.  The Motion/Opposition is being filed established in a final order.	d solely to adjust the amount of child support
	ideration or for a new trial, and is being filed
within 10 days after a final judgmen	t or decree was entered. The final order was
entered on Other Excluded Motion (must specif	4.)
Step 2. Select the \$0, \$129 or \$57 filing fee in	
The Motion/Opposition being filed with this form is not subject to the \$129 or the \$57 fee because:	
	ed in a case that was not initiated by joint petition.
The party filing the Motion/Opposition previously paid a fee of \$129 or \$57.	
-OR- \$129 The Motion being filed with this form	is subject to the \$129 fee because it is a motion
to modify, adjust or enforce a final or	
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an opposition to a motion to modify, a	th this form is subject to the \$57 fee because it is djust or enforce a final order, or it is a motion
and the opposing party has already pai	
Step 3. Add the filing fees from Step 1 and Ste	
The total filing fee for the motion/opposition I a    \$0	m filing with this form is:
Party filing Motion/Opposition: Employee of Roberts	Stoffel Family Law Group Date 1/25/2021

**Electronically Filed** 2/5/2021 1:31 PM Steven D. Grierson CLERK OF THE COURT MOTN Amanda M. Roberts, Esq. State Bar of Nevada No. 9294 ROBERTS STOFFEL FAMILY LAW GROUP 4411 S. Pecos Road Las Vegas, Nevada 89121 PH: (702) 474-7007 FAX: (702) 474-7477 6 EMAIL: efile@lvfamilylaw.com Attorneys for Plaintiff, Emily Bellisario DISTRICT COURT 8 CLARK COUNTY, NEVADA 9 ) Case No: D-20-605263-D and EMILY BELLISARIO, 10 T-20-206639-T 11 Dept No: Plaintiff, v. 12 NOTICE OF MOTION AND MOTION TO 13 EXTEND PROTECTION ORDER, JOINING BRADLEY BELLISARIO, BRADLEY'S BUSINESS AS A PARTY TO 14 Defendant. THIS ACTION, APPOINT A RECEIVER FOR 15 THE BUSINESS, DEEMING BRADLEY **VEXATIOUS LITIGATION AND** 16 CONSOLIDATING CIVIL CASES TO THIS 17 ACTION, MODIFYING LEGAL CUSTODY, MODIFYING VISITATION, FOR MENTAL 18 HEALTH EVALUATION, FOR ORDER TO 19 SHOW CAUSE AND TO HOLD BRADLEY IN CONTEMPT, TO REDUCE CHILD SUPPORT 20 ARREARS TO JUDGMENT, TO REDUCE 21 TEMPORARY SUPPORT TO JUDGMENT, FOR AN AWARD OF ATTORNEY'S FEES 22 AND COSTS, AND RELATED RELIEF. 23 Date of Hearing: 24 Time of Hearing: 25 ORAL ARGUMENT REQUESTED 26 27 Page 1 of 43 28

Case Number: D-20-605263-D

Bellisario, seeks to exceed the number of pages by thirteen (13). The reason for the request is that the facts of this case are extremely detailed of the domestic violence, violation of Court Orders, etc.

# II. Statement of Facts

The Parties to this action, the Plaintiff, Emily Bellisario ("Emily") and the Defendant, Bradley Bellisario ("Bradley"), were married on August 16, 2014. The Parties have three (3) minor children, to wit: Brayden Bellisario ("Brayden"), born January 15, 2015; Blake Bellisario ("Blake"), born November 20, 2016; and Brooklyn Bellisario ("Brooklyn"), February 1, 2018. Brayden is six (6) years old; Blake is four (4) years old; and Brooklyn is nearly three (3) years old.

# Procedural History:

On June 10, 2020, a Stipulation and Order was filed wherein, it was agreed that Dr. Holland would complete a custody evaluation; Brayden would attend therapy with a neutral therapist; Donna Wilburn would be sent a Subpoena for records related to her treatment of Brayden; and Nicholas Ponzo would commence reunification between Bradley and Brayden.

On July 30, 2020, a hearing was held and Judge Pomrenze issued a finding, "UNTIL BRADLEY GETS SOME HELP, THIS COURT IS NOT READY TO EXTEND HIS VISIATION BEYOND SUPERVISED." {EMPHASIS

**ADDED**}¹ The TPO was extended until May 10, 2021, with notice that any additional violations would result in the TPO being extended to May of 2022. Bradley was Ordered to have supervised visitation on Sundays, at Donna's House, from 2:00 p.m. to 4:00 p.m.; and Counsels were to meet and confer regarding the calculation of child support.²

On October 22, 2020, a hearing was held and the Court Ordered Bradley to commence use of SCRAM; the Court modified Bradley's visitation to Saturdays from 11:00 a.m. to 5:00 p.m. to be supervised by Saira McKinley, Tom McKinley, or Maternal Grandfather along with Paternal Grandmother or Grandfather; the Court Ordered Bradley to turn over financial books and records regarding his income; and Ordered Brayden to remain in therapy.

On November 24, 2020, a hearing was held regarding Bradley's cooperation in turning over financials and the status of supervised visitation. At that time, Ms. Roberts informed the Court that Bradley had been violating the supervised visitation and not having the agreed upon supervisor(s) present during the entire visitation. At the hearing, the Court Ordered that Bradley had until December 1, 2020, to turn over the financial records and books, and if he failed to comply the

<sup>&</sup>lt;sup>1</sup> Bradley did sign up for SCRAM monitoring after multiple driving infractions regarding alcohol consumption. However, Bradley has not addressed his temper, violence issues, etc. This is the most important aspect because Bradley has repeatedly threatened Emily, including with the children present.

<sup>&</sup>lt;sup>2</sup> There is a clerical error in the Order which provides that the date of separation was 2020, when in fact it was 2019. The Order needs to be corrected to reflect the correct year.

Court recommended an unequal distribution of his assets; for Ms. Roberts to prepare a Schedule of Arrears (child support and spousal support); Defendant to continue to use SCRAM; and modified Bradley's visitation to unsupervised on Saturdays from noon until 4:00 p.m. Judge Pomrenze stated, "I would like to create incentives for you [Bradley] to stay sober and for you not to lose your temper, and be there for these kids . . . If I can't trust the supervisors, why have supervisors? I do want to lift supervision and have some daytime visitation between the kids and their Dad." (11:21:24)<sup>3</sup>

#### Background History:

In this matter, the Parties separated on or about Spring of 2019, when Bradley vacated the residence at 1913 Sondio Drive, Las Vegas, Nevada 89134 ("Emily's residence"). Since this time, Bradley has engaged in a pattern of violence and harassment of Emily, driving while under the influence, violation of the Court's Protection Orders ("PO"), violation of Court Orders for supervised visitation, threats towards therapists and attorneys attempting to help Emily, which places the minor child in constant risk of harm when in Bradley's care and should warrant a modification of the currently temporary Orders.

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<sup>&</sup>lt;sup>3</sup> Emily strongly believes this Order was improper. Emily believes the Court is rewarding Bradley for not complying with Court Orders. Emily believes it is improper for the Court to change the trajectory when Bradley has done nothing to address the issues regarding his behavior, domestic violence, temper, etc.

On or about August 1, 2019, Bradley was at Emily's residence to care for the children while she went out with her sister for her birthday. Upon returning home at approximately 10:00 p.m., Bradley went into a fit of rage about being left alone for a short time with the children. Bradley stormed out of the house, punching a hole in the wall while leaving.<sup>4</sup> Bradley slammed the door with such force that it flew back, striking Emily and leaving her left shoulder and arm injured.<sup>5</sup> Emily's left arm was crushed between the door and door frame, as Emily pushed back to free her arm, Bradley used his right hand to hit the side of Emily's face on the left approximately four to five (4-5) times with his open hand. Bradley, in his rage, threw a broom, Swiffer and another stick at Emily, then grabbed onto the garage door and ripped it off the tracks to the point it was not repairable – it had to be replaced.

On or about September 16, 2019, Bradley forced himself into Emily's residence.<sup>6</sup> Emily alleges to gain access, Bradley broke the window to Emily's residence and engaged in domestic violence as defined by *NRS* § 33.018 (1)(e)(3), (5) and (9). The photographs from the incident show Emily's residence with damaged/destroyed electronics; appliances; fixtures; furniture; windows and blinds;

<sup>&</sup>lt;sup>4</sup> A photograph taken by Emily is attached to the companion filing as **Exhibit "1"** and is hereby fully incorporated herein by reference.

<sup>&</sup>lt;sup>5</sup> Photographs taken by Emily are attached to the companion filing as **Exhibit "2"** and are hereby fully incorporated herein by reference.

<sup>&</sup>lt;sup>6</sup> This incident caused the children to be taken by Child Protective Services ("CPS") to Child Haven for approximately one (1) week. Photographs of the damages to Emily's residence are attached to the companion filing as **Exhibit "3"** and fully incorporated herein by reference.

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paintings, framed photos, art and portraits; walls; children's toys and furniture; and a multitude of other items.

Although this is not an all-inclusive list of the damages caused by Bradley, it will provide this Court with an understanding of just how out-of-control he is:

Large television pulled off the wall in the living room, another television removed and was thrown from the upper level of the residence onto the lower level, the chandelier from the stairwell was ripped out of the ceiling, back window smashed in, shutters were destroyed, appliances were damaged/destroyed (dishwasher, stove hood, stove top, microwave, and even countertop appliances such as blender and food processor), lamps destroyed, mirrors torn off walls and shattered onto the floor, fish tank shattered (with the fish, water and glass over the kitchen floor), wood floors damaged (scratched, water damage, divots from items being thrown/falling/dragged across), three (3) doors kicked in, dresser knocked over and broken, several cabinet doors were ripped off the cabinet and many were kicked in, dining room table was knocked over and broken, every single chair from the dining room was thrown around the house and into walls and broken, nearly all (if not all) the framed photos were shattered and destroyed causing glass everywhere, many holes in walls throughout the residence either by items getting thrown at the walls or punched/kicked, entire house was covered in broken glass (beds, couch, carpet, rugs) from everything broken and damaged, many wine bottles were thrown onto walls/cabinets/floor, a custom canvas photo of one of the children was damaged when wine bottles were thrown at it covering it in wine and creating holes in it.

Items stored in garage were thrown around and damaged which included a refrigerator which was knocked over and all contents had to be discarded; storage containers, boxes and miscellaneous items were thrown and destroyed (many of which were sentimental, holiday and home décor items). Two (2) high chairs were kicked over and broken,

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toddler bed kicked over and broken, children's toys thrown throughout house and were damaged and destroyed, the children's trampoline was slashed into pieces and a large knife (presumably the one used to cut up the trampoline) was stuck into a palm tree next to the trampoline. Some of Emily's clothing and personal items were thrown onto the street in front of the residence and hung in the tree out front, many of Emily's clothes left in her closet were slashed with a knife and/or stabbed with holes.

During this invasion of Emily's residence, the children were present throughout the ordeal and had to be protected by Emily- the youngest children did not see Bradley's destruction, but Brayden was able to witness the destruction and see Bradley grab Emily by her shoulders, yell in her face and push both Emily and Brayden into a crib sitting in the room where she was trying to hide the children.<sup>7</sup>

After living through this ordeal, Brayden started acting out and his academic performance suffered. Prior to September 19, 2019, Bradley had never missed a day of school, and she and Brayden attended all school functions. Brayden was talking to his school guidance counselor regularly, and Emily maintained communication with his teachers regularly. Brayden's teachers were helpful in helping support Brayden last year. Since August of 2020 when Emily tried to take

<sup>&</sup>lt;sup>7</sup> Emily had to take the children to a shelter that night because she was afraid of what Bradley would do to harm her or the minor children. The repairs to Emily's residence took approximately a month and cost \$32,465.80 to repair.

<sup>&</sup>lt;sup>8</sup> Bradley called the school and demanded Brayden no longer speaks with the counselor and indicated Brayden would not be permitted to return to the school the next school year.

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Brayden to Shenker Academy for a study hall program, Brayden has been struggling to make friends and going to school.

Emily arranged for Brayden to seek therapy with Donna Wilburn ("Wilburn"). Since this time, Brayden periodically shows signs of trauma including refusing to go with Bradley for visitation despite Emily's reassurances and attempts to persuade him to attend. Emily repeatedly has encouraged Brayden to visit with Bradley, but he remains fearful. Moreover, when Brayden is in Bradley's care he is being manipulated to hate his Mother, threaten her with violence and do the same to his Maternal family members. It is not reasonable or logical to believe that a minor child would make claims of violence against his Mom, due to something she has said or done.

On or about June 22, 2020 (a Monday), Bradley showed up at Emily's house and ran his truck up into Emily's driveway as he backs out, he strikes the neighbors car. He then backs up into the neighbor's car again, causing a light post to fall onto someone vehicle. Bradley's vehicle can be seen speeding away from Emily's residence. Bradley then using tracking to determine Emily is at her Father's address and shows up, acting erratic, until he is arrested by the police. Photographs

<sup>&</sup>lt;sup>9</sup> A copy of the video from the Ring camera is attached to the companion filing as **Exhibit "4"** and is fully incorporated herein by reference.

taken by Emily show that Bradley caused damage to the neighbor's vehicle, knocked down a light post and caused damage to his own vehicle. 10

On or about July 26, 2020, Bradley repeatedly called Emily around midnight. When Emily did not answer his calls, Bradley started sending her text messages the first one coming in at approximately 11:53 p.m. which stated, "Gonna murder You slut . . . I'm going to kill you before the 395 th slut bag[.]" This is not the first time that Bradley has threatened to kill Emily, and she believes that if given the opportunity he has the ability to engage in this type of violence. {EMPHASIS ADDED}

On or about November 14, 2020 and November 21, 2020, in violation of the Court's Order regarding supervised visitation, Bradley has Saira McKinley do the exchange with Emily and then Saira allowed Bradley to have the children unsupervised. This was documented by private investigator, Hal DeBecker, who had video and photographs of the incidents.

On or about November 24, 2020, the Court released Mr. Tilman as Bradley's attorney. Since that time, Bradley has engaged in inappropriate communication with Ms. Roberts. On or about November 30, 2020, Bradley contacted Ms. Roberts

<sup>&</sup>lt;sup>10</sup> Photographs taken by Emily are attached to the companion filing as **Exhibit "5"** and are fully incorporated herein by reference.

<sup>&</sup>lt;sup>11</sup> A copy of the call log for Emily's cellular telephone is attached to the companion filing as **Exhibit "6"** and is hereby fully incorporated herein by reference.

<sup>&</sup>lt;sup>12</sup> A copy of the text messages are attached to the companion filing as **Exhibit "7"** and is hereby fully incorporated herein by reference.

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via telephone and kept interrupting, yelling and was being irate to Ms. Roberts during the telephone call to which, Ms. Roberts informed him if the behavior continued, then she would disconnect the telephone call. On or about December 1, 2020, Bradley again contacted Ms. Roberts via telephone and was yelling during the telephone call to which, Ms. Roberts informed him if the behavior continued that she would disconnect the call. In response, Bradley yelled into the receiver, "F\*CK YOU AMANDA" and then slammed down the receiver. Additionally, Bradley continually refers to Ms. Roberts as "MASS ROBERTS" or "HEY FAT "F\*CK" and requesting responses to emails "after her morning pie." 13

On or about January 2, 2021, Bradley returned the children to Emily's residence at approximately 4:30 p.m., which is thirty (30) minutes after the end of Court Ordered visitation. Bradley calls the children back to his vehicle and when they do not return, Bradley picks up their juice boxes and food, leftover from McDonald's, and throws them at Emily's house.<sup>14</sup>

On or about January 19, 2021, Brayden was overheard by his tutor telling another child that he was going to "shoot his Mom in the head." He also was heard saying, "I hate my grandparents and hope they die." On January 20, 2021, when the tutor attempted to garner Brayden's focus on schooling, he told the tutor that if

<sup>&</sup>lt;sup>13</sup> Copies of the inappropriate communication to Ms. Roberts, in writing, are attached to the companion filing as **Exhibit "8"** and incorporated herein by reference.

<sup>&</sup>lt;sup>14</sup> A copy of the Ring video is attached to the companion filing as **Exhibit "9"** and incorporated herein by reference.

she tried to make him, that he would "chop you up with an axe and make you die."

This behavior is extremely concerning and Bradley's continual attempts to interfere with Brayden's therapy by filing repeated lawsuits against his therapists are disheartening because Brayden clearly needs help!

# Schedule of Arrears:

On or about July 30, 2020, the Court entered an Order for temporary support of Emily. The Court determined that Bradley's gross monthly income was \$18,000.00 per month; therefore, the Court set child support at \$2,560.00 and temporary support at \$1,000.00 per month. The payments were to commence on or about June 1, 2019.

On or about February 5, 2021, Emily caused to be filed a Schedule of Arrears related to child support and temporary support. Pursuant to said Schedule of Arrears, Bradley owes Emily child support arrears through February 5, 2021, in the amount of \$20,966.48; and Bradley owes Emily temporary support arrears through February 5, 2021, in the amount of \$22,065.14. A judgment should be issued in Emily's favor as and for these outstanding amounts owed pursuant to the Court's Order from November 24, 2020.

#### Vehicle Related Issues:

During the Parties' marriage, Bradley leased a 2018 Ford Explorer for Emily which is solely in Bradley's name. Through litigation, since fall of 2020, Emily's

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Counsel has repeatedly requested updated insurance information and valid registration. Despite requesting same multiple times, Bradley has refused to provide the information. As such, Emily has been left without the ability to operate the 2018 Forder Explorer. Therefore, Emily has been forced to use a vehicle owned by her Father to get to and from, and care for the children.

## Discovery Issues:

As the Court is aware, Bradley is a licensed attorney in the State of Nevada. Bradley is the managing partner of Bellisario Law, P.C. ("business"), which is a domestic professional corporation. The business was started during the Parties' marriage and is community property subject to distribution by the Court. Online records indicated that Bradley filed a recent lawsuit on November 4, 2020, related to car accident (A-20-824221-C).

On or about October 22, 2020, the Court Ordered,

THE COURT FURTHER ORDERS that the Defendant shall deliver to Ms. Roberts immediately his financial books and records regarding his business and income. Ms. Roberts shall keep those records confidential and they are for her review only, they cannot be reviewed by the Plaintiff. The Defendant's compliance with this Order may purge his contempt for failure to pay the child support and financial support as Ordered. (*See* Order filed January 20, 2021, at pages 2 and 3, starting at line 20).

Bradley did not comply with the Court Order and never turned over the records related to his practice. Therefore, November 24, 2020, the Court Ordered

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"THE COURT HEREBY ORDERS that the Defendant shall have until the close of business on December 1, 2020, to provide Plaintiff's Counsel with all of his financial records and business statements to determine Defendant's income and earnings. If the Defendant fails to comply, this Court recommends that there be an unequal distribution of the assets and debts between the Plaintiff and Defendant." (See Order filed December 10, 2020 at page 2, lines 5 through 10). Again, despite the Court Orders, Bradley has not provided any financial records in this matter.

Besides failing to comply with the repeated Orders regarding producing financial records, Bradley has failed to comply with discovery requests in this matter and a Motion to Compel is being filed at the same time as this Motion. The discovery requests were served upon Bradley and/or his prior Counsel on June 10, 2020 and December 3, 2020; Bradley has not responded to any of the requests for discovery or made any disclosures pursuant to NRCP § 16.2.

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# Bradley's Voicemails to Marathon Legal Group:15

On July 2, 2020, the voicemail message is forty (40) seconds in length. The voice was identified as Bradley and was left on the voicemail for Marathon Legal Group. Throughout the voicemail, it is clear that Bradley is slurring his words.

The voicemail is a follows:

- Hey Boris, F\*ck you!
- F\*cking Boris!
- F\*ck you!
- Driving in your f\*cking inaudible.
- F\*cking Bor, f\*ck you!
- They try to go in there and you want to get them in Joe, Joe's name. That's what I am trying to do. I heard them removing, in Joe's name.
- F\*ck you Boris!
- I am coming for you motherf\*cker!
- I am coming for you and f\*cking Joe!
- Enjoy that shit!
- F\*ck you Boris!
- I am f\*cking coming for you, you f\*cking piece of shit.
- F\*ck you!

The voicemail message is fifty-eight (58) seconds in length, was left on or about September 16, 2020. The voice was identified as Bradley and was left on the voicemail for Marathon Legal Group. Throughout the voicemail, it appears Bradley is slurring his words. The voicemail is as follows:

- Hey Boris, Brad Bellisario.
- F\*cking hilarious.

<sup>&</sup>lt;sup>15</sup> Copies of the voicemail messages are attached to the companion filing as **Exhibit "10"** and incorporated herein by reference.

- Saw a video of Emily contradicting Joe in open Court when he is testifying in open Court.
- F\*cking hilarious.
- As I told the Judge, he was lying which Emily proves he was.
- And also she goes, "Oh, Boris Avramski, is my attorney. I don't think he is a good attorney, but he is my friend's Dad. So, whatever."
- F\*cking hilarious!
- F\*ck you bitch!
- F\*ck you, have Joe file more shit on your behalf that you know you are lying on.
- You f\*ckers know you are lying, I can prove Joe was lying and prove Joe knew he was lying.
- Come at me motherf\*ckers, come at me bitch.
- F\*ck you Boris!
- F\*ck you!

The voicemail message is fifty-seven (57) seconds in length, was left on or about September 16, 2020. The voice was identified as Bradley and was left on the voicemail for Marathon Legal Group. Throughout the voicemail, it appears Bradley is slurring his words. The voicemail is as follows:

- And Boris, I get these messages from Emily's the uh therapist that she hired you.
- So, I am filing a complaint against you for the ghostwriting of that complaint that you knew was false because you have information you knew was false in there.
- Also, um yeah, Joe signing that it was served via USPS when I wasn't even served.
- F\*ck y'all!
- F\*ck you!
- Right, F\*ck you Boris!
- F\*ck you, f\*ck Joe, f\*ck Vera, f\*ck that little piece of shit you call a daughter, f\*ck all of you!
- You f\*cking pieces of shit!

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• F\*ck all of you.

- F\*ck Javier, he sees you as a little piece of f\*cking shit.
- I have seen the texts, I see everything.
- They see you as f\*cking shit.
- So, have fun with that.

#### Criminal Cases:

There are currently four (4) pending criminal cases against Bradley:

- 20-CR-009080 (domestic violence, DUI, etc.);
- 20-CR-039342 (domestic violence);
- 20-PC-014512 (domestic violence and aggravated stalking); and
- 20-PC-009075 (destruction of property of another, duty to stop at scene of accident and domestic violence).

On or about January 23, 2021, Bradley was arrested after visitation for an outstanding warrant related to the criminal charges. It is believed that Bradley remains at the Clark County Detention Center ("CCDC"), based upon a review of the CCDC inmate search website.

#### Civil Cases:

As Bradley is an attorney, Bradley has repeatedly filed civil suits against therapist for Brayden, attorneys for Emily and Emily herself. Those civil lawsuits are as follows:

- A-20-812996-C (against Emily);
- A-20-815348-C (against Donna Wilburn);
- A-20-825422-C (against Anna Trujillo);
- A-20-825505-C (Marathon Legal Group/Joe Riccio); and
- A-20-825508-C (against RSFLG/Amanda Roberts).

Bradley is essentially harassing anybody who would provide information negative to position, or who is assisting Emily is this matter. Bradley's behavior is vexatious and could easily resolved in this matter; however, Bradley uses this tactic in filing separate legal actions to eat up value time and resources in an unreasonable manner.

# III. Legal Analysis

A. <u>Emily's request to extend the Protection Order should be granted.</u>

NRS § 33.080 (3) provides that Protection Orders may be extended for a period not to exceed two (2) years. In this matter, the Protection Order against Bradley was issued (T-20-206639-T) on July 6, 2020. Therefore, it is permissible for this Court to extend the Protection Order which has already be extended once on July 30, 2020, until May 10, 2021. Therefore, under the rules the Court would be permitted to extend the current Protection Order through Wednesday, July 5, 2022.

NRS § 33.080 (4) requires the Court to make a finding of the basis to extend the Protection Order beyond one (1) year. As such, Emily requests the Court adopt the following finding:

- 1. The custody matters are high conflict.
- 2. Bradley continues to engage in behavior which qualifies as domestic violence under *NRS* § 33.018 (b) by throwing juice

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boxes at Emily's residence, and *NRS* § 33.018 (e) by harassing Emily with threats of litigation against therapists and attorneys and name calling of Emily (i.e., prostitute).

- 3. Bradley's behavior is a form of coercion and threat.
- 4. Bradley is using the children to send messages to Emily regarding her safety- Brayden saying he is going to shoot Emily in the head.
- 5. Bradley fails to realize his behavior is inappropriate, and continues to use name calling and harassment against Emily and anyone who assists Emily.
- 6. As Bradley knows direct contact with Emily will be contempt,
  Bradley sends inappropriate and nasty messages through
  Emily's Counsel which is a manner in which he continues to
  emotionally abuse Emily.
- B. <u>Emily's request to correct a clerical error in the Court Order should</u> be granted.

NRCP § 60 (a) permits the Court to correct a clerical error which arose from an oversight or commission. Here, when preparing the Order from the hearing on July 30, 2020, Ms. Roberts in error typed 2020 as the day of the Parties' separation when it should have been 2019. The error should be corrected and the Amended

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Proposed Order which is attached to the companion filing as **Exhibit "11"** and incorporated herein should be granted.

C. Emily's request to join Bradley's business should be granted.

NRCP § 19 (a)(1) which provides,

A person who is subject to service of process and whose joinder will not deprive the court of jurisdiction over the subject matter of the action shall be joined as a party in the action if (A) in the person's absence complete relief cannot be accorded among those already parties, or (B) the person claims an interest relating to the subject of the action and is so situated that the disposition of the action in the person's absence may (i) as a practical matter impair or impede the person's ability to protect that interest or (ii) leave any of the persons already parties subject to a substantial risk of incurring double, multiple, or otherwise inconsistent obligations by reason of the claimed interest. If the person has not been so joined, the court shall order that the person be made a party. If the person should join as a plaintiff but refuses to do so, the person may be made a defendant, or, in a proper case, an involuntary plaintiff.

In this matter, Bradley is the sole owner of the business. Bradley has refused to comply with repeated Court Orders and NRCP § 16.2 to disclose financial and business records; moreover, Bradley's business is nearly the sole source of support for the Parties' family. The business was started during the marriage and subject to community property wherein, Bradley may be Ordered to buyout Emily's interest in the property. Bradley has engaged in a pattern of conduct fraught with abuse of alcohol as outlined in the audio message that have

been left for Marathon Legal Group, and arrests related to operating a motor vehicle while under the influence. Bradley's behavior is or may have a negative impact on the value of the business.

Here, Emily argues that unless the Court joins the business, Emily may not be able to get complete relief in the divorce related to community property because Bradley had refused to cooperate with disclosing the books related to the business. Moreover, by not joining the business, Emily's interest may be reduced if swift action is not taken to protect existing clients and possible settlement funds, as Bradley is a personal injury attorney.

C. <u>Emily's request for appointment of a receive for Bradley's business should be granted.</u>

NRS § 32.010 (3) permits the Court to appoint a receiving if a judgement has been granted to ensure payment; NRS § 32.010 (5) when a corporation is in imminent danger of insolvency; and NRS § (6) permits the Court to appoint a receiver in cases involving Courts of equity. Pursuant to NRS § 32.175 a receiver is defined as "a person appointed by the court as the court's agent, and subject to the court's direction, to take possession of, manage and, if authorized by NRS 32.100 to 32.370, inclusive, or court order, transfer, sell, lease, license, exchange, collect or otherwise dispose of receivership property." Bradley's business is considered property pursuant to NRS § 32.170, and receivership property are the profits from the business.

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As the owner of the business, pursuant to NRS § 32.300, the Court can impose guidelines on Bradley to maintain the business while turning over monies from the business for the purpose of payment of the judgment on arrears, disclose monies while may be in the pipeline from existing clients, and turn over funds to the receiver to preserve the community asset. Moreover, when the Court deems it appropriate, the Court may terminate the receiver if the "circumstances no longer warrant continuance of the receivership" pursuant to NRS § 32.345 (4).

Emily's request to deem Bradley a vexatious litigant should be D. granted.

In Jordan v. State ex rel. Dep't of Motor Vehicles & Pub. Safety, 121 Nev. 44, 60, 110 P.3d 30, 42-44 (2005), abrogated on other grounds by *Buzz Stew*, *LLC* v. City of N. Las Vegas, 124 Nev. 224, 181 P.3d 670 (2008), the Nevada Supreme Court set forth a four-step process to deem someone a vexatious litigant. The steps are as follows:

- 1. Reasonable notice to litigant and opportunity to oppose the issuance of a restrictive Order to protect the Due Process rights of the litigant.
- 2. The District Court must create a record for review which includes listing all cases and documents which led to the conclusion that a restrictive Order was necessary to "curb repetitive or abusive activities."
- 3. The District Court must make findings that support the "frivolous" and harassing nature" of the actions.
- 4. The Order must be narrowly drawn as not to prohibit access to the legal system.

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Additionally, EDCR § 7.60 (b) provides,

The court may, after notice and an opportunity to be heard, impose upon an attorney or a party any and all sanctions which may, under the facts of the case, be reasonable, including the imposition of fines, costs or attorney's fees when an attorney or a party without just cause:

- (1) Presents to the court a motion or an opposition to a motion which is obviously frivolous, unnecessary or unwarranted.
- (2) Fails to prepare for a presentation.
- (3) So multiplies the proceedings in a case as to increase costs unreasonably and vexatiously.
- (4) Fails or refuses to comply with these rules.
- (5) Fails or refuses to comply with any order of a judge of the court.

In this matter, anybody who engages with Emily including family and professional- therapists and attorneys, has been subject to litigation by Bradley. As set forth herein, since the commencement of this action, Bradley has filed lawsuits against Emily, Donna Wilburn, Anna Trujillo, Marathon Legal Group/Joe Riccio, Roberts Law Group/Amanda Roberts. Moreover, on February 4, 2021, Bradley made threats of additional actions against Emily's current attorney.

In Landreth v. Malik, 127 Nev. Adv. Op. 16, 251 P.3d 163 (2011), the Supreme Court indicated that Family Court Judges have the same authority as other Judges in the Eighth Judicial District Court. Thus, can rule on matters outside the Family Court jurisdiction. In this matter, each of the delineated cases arise from the litigation in this matter and therefore, Emily would argue this Court

should exercise its inherent authority and consolidate the cases to allow them to be heard together to avoid an abuse of the legal process, possible inconsistent outcomes and in the interest in judicial economy.

Moreover, Emily is seeking an Order that Bradley is a vexatious litigant to avoid duplicative and unnecessary litigation. Bradley, by virtue of being an attorney, is able to file Motions and legal actions without incurring attorney fees. Each time Bradley files a Motion which is unnecessary, Emily is still forced to defend the Motion which is unnecessarily and unreasonably increasing litigation costs in this matter.

### E. *Emily's request to modify legal custody should be granted.*

In *Rivero v. Rivero*, 125 Nev. 410, 216 P.3d 213 (2009), the Nevada Supreme Court confirmed that joint legal custody involves major decision making for a child with the big decisions being "the child's health, education, and religious upbringing." This requires that parents be able to "cooperate, communicate, and compromise to act in the best interest of the child." *Id. citing Mosely v. Figliuzzi*, 113 Nev. 51, 60-61, 930 P.2d 1110, 1116 (1997). However, *Rivero* clarified that "parents need not have equal decision-making power in a joint legal custody situation." *Rivero v. Rivero*, 125 Nev. 410, 216 P.3d 213 (2009) *citing Fenwick v. Fenwick*, 114 S.W.3d 767, 776 (Ky.2003). Furthermore, *NRS* § 125C.0045 (1)(a)

permits the Court to make an Orders it deems in the best interest of the minor children.

Based upon the foregoing, Emily is requesting that she be granted authority to make medical and educational decisions on behalf of the children, and that she simply inform Bradley of such decisions. Emily is also requesting an Order that specifically excludes Bradley from discontinuing any medical treatment for the children without an Order of this Court.

# F. Emily's request to modify Bradley's visitation should be granted.

Currently, Emily has temporary primary physical custody and Bradley has visitation on Saturdays from noon to 4:00 p.m. Emily is requesting that Bradley visitation be modified to supervised at Donna's House or Family First, with close supervision including the ability to overhear all conversations and statements between Bradley and the minor children. *NRS* § 125C.0045 (1)(a) permits the Court to enforce and modify Orders it determines are in the best interest of the minor children including Orders of support. In this matter, Marcia is requesting the Court enforce its Order. Moreover, *NRS* § 125C.0035 (4) provides the best interest factors the Court must consider, additional factors may also be considered as this list is not all inclusive.

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The factors are as follows:

#### Wishes of the Child-

In this matter, the minor children are very young, not of an age or capacity to state a preference. Therefore, this factor is not relevant to the present action and should be given no weight by the Court.

### Nomination of Guardian-

This factor is not relevant to the present action and should be given no weight by the Court.

### Frequent Association and Continuing Relationship-

Emily is not proposing the Court take away time from Bradley, Emily is agreeable with Bradley continuing to exercise four (4) hours per week; however, she is requesting the time be supervised. Therefore, this factor should be viewed as neutral by the Court.

#### Level of Conflict-

In this matter, Emily would allege this matter is high conflict. Emily has been subjected to countless acts of domestic violence against Bradley including arrests and criminal filings. Bradley's communication with Emily, and allegations regarding Emily's behavior, are inappropriate aggressive and harassing. Bradley continually harasses Emily, her attorneys and the therapists for Brayden which increases the level of conflict in this matter. Therefore, Emily would argue this

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factor weighs in her favor related to supervision of Bradley's visitation with the minor children.

### Ability of the Parents to Cooperate-

In this matter, Emily is willing to cooperate with Bradley; however, he has continually shown an unwilling to cooperate with Emily. The perfect example is Bradley's refusal to cooperate with Court Orders- Bradley is confrontational, does not allow others to speak, interrupts people, raises his voice, etc. Therefore, Emily would argue this factor weighs in her favor related to supervision of Bradley's visitation with the minor children.

### Mental and Physical Health of the Parents-

In this matter, Emily alleges she is mentally and physically healthy. Emily argues that Bradley is not mentally and/or physically healthy. A complete argument regarding this issue is laid out herein because Emily is seeking an evaluation of Bradley. Therefore, Emily would argue this factor weighs in her favor related to supervision of Bradley's visitation with the minor children.

# Physical, Developmental and Emotional Needs of Child-

The children in this matter are young and extremely impressionable. The children are solely reliant upon their parents for their needs. The specific needs of the children vary based upon their age. They are copying adults and friends,

learning to show affection, learning to dress themselves, following instructions, attempting to please friends and family, etc.<sup>16</sup> Of main concern here is Brayden!

The Court entered a prior Order that Brayden was to remain in therapy.

Rather than comply, Bradley filed a civil lawsuit against Brayden's therapist which forced the child to be removed. This is the second such civil lawsuit that Bradley has filed. As of late, Brayden is telling people he is going to kill his Mother, his primary caretaker. Brayden has gone so far as to layout his plan to take the action. Moreover, when an adult tried to redirect him, Brayden threatened physical violence against the adult. It would be illogical to believe that Brayden is learning this behavior from Emily so that leaves Bradley has the influence in Brayden's life who he is mimicking.

Brayden needs to return to therapy and continue in therapy. Therefore, Emily would argue this factor weighs in her favor related to supervision of Bradley's visitation with the minor children.

# Nature of Relationship with Parents-

The children have a very close and loving relationship with Emily. As for Bradley, Emily knows that he love the children, but her main concern is a safety issue. Therefore, Emily would argue this factor should be viewed as neutral.

16 https://www.cdc.gov/ncbddd/actearly/milestones/index.html

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# Sibling Relationship-

In this matter, the minor children have no siblings other than each other.

Therefore, this factor is not relevant to the present action and should be given no weight by the Court.

### Abuse or Neglect-

The family was previously subject of an inquiry by Child Protective

Services; however, it has been resolved. Therefore, this factor is not relevant to the

present action and should be given no weight by the Court.

#### Abduction-

This factor is not relevant to the present action and should be given no weight by the Court.

#### Domestic Violence-

Emily alleges that Bradley has engaged in a significant amount of domestic violence and has continued to engage in these acts up and until the incident on January 2, 2021, when Bradley picks up their juice boxes and food, leftover from McDonald's, and throws them at Emily's house. The domestic violence has resulted in multiple arrests and criminal filings which remain pending at the present time. Bradley's behavior and inability to control himself put the children at risk if they are alone in his care. Therefore, Emily would argue this factor weighs in her favor related to supervision of Bradley's visitation with the minor children.

## Conclusion-

Based upon the foregoing, Emily requests the Court set Bradley's visitation at Donna's House or Family First with an Order for close supervision which is the ability to overhear all statements and conversations between Bradley and the minor children. The supervision should be set for up to four (4) hours per week.

G. <u>Emily's request for completion of the NRCP § 35 mental evaluation of Bradley.</u>

NRCP § 35 (a)(1) provides that the Court, when a Party's mental condition is in controversy, may Order a person to submit to an examination. NRCP § 35 (a)(2) requires only that Emily show good cause for the evaluation.

Here, Bradley agreed to a custody evaluation which would have included a mental health evaluation. Bradley has since refused to comply, alleging poverty. This should not absolve Bradley of the responsibility to complete such an evaluation because custody of the minor children is of such importance, they are too little to defend themselves physically and emotionally.

Additionally, Bradley has engaged in actions which would reasonably lead someone to believe that he is unstable. Bradley has committed several acts of domestic violence against Emily; Bradley has threatened Emily's attorneys in writing, voicemail and during telephone calls; Bradley repeatedly has filed legal actions against anyone who he believes is against him, including claim the prior District Court Judge hearing this matter was bias against him. In hearings, Bradley

is disrespectful and bad-mannered when interacting with the Court, as evidenced at the hearing on November 24, 2020. Bradley's behaviors are not that of a person who is stable, his thought patterns are erratic and he alleges to not currently being working as an attorney due which he has raised herein. Based upon the foregoing, there is good cause to believe that Bradley to submit to a mental health evaluation.

Н. Emily's request for an Order to Show Cause against Bradley should be granted.

Chapter twenty-two (22) of the Nevada Revised Statues is solely designed to deal with issues of contempt in the Nevada Court. NRS § 22.040 states,

> When the contempt is not committed in the immediate view and presence of the court or judge, a warrant of attachment may be issued to bring the person charged to answer, or, without a previous arrest, a warrant of commitment may, upon notice, or upon an order to show cause, be granted; and no warrant of commitment shall be issued without such previous attachment to answer, or such notice or order to show cause.

As such, when contempt is sought for a person who has not previously been arrested, the proper procedure for the Court to hear the matter is for an Application to be made for the issuance of an Order to Show Cause. If the Court then believes, based upon the Application and accompanying Affidavit, that contempt may have occurred, then an Order to Show Cause should be issued.

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Pursuant to NRS § 22.010 (3), acts or omissions constituting contempt including the following:

Disobedience or resistance to any lawful writ, order, rule or process issued by the court or judge at chambers.

Disobedience is defined as "lack of obedience or refusal to comply; disregard or transgression"<sup>17</sup> and resistance is defined as "the act or power of resisting, opposing, or withstanding."<sup>18</sup>

Here, Emily believes Bradley has violated the Court's Orders, and should be held in contempt of Court for the following:

#### **COUNT ONE-**

Pursuant to the Order filed on January 24, 2021, at page 6, lines 6 through 10, Bradley has an obligation to pay child support and temporary support. The Order reads, "THE COURT FURTHER ORDERS based upon the declarations of income, using the figures set forth by the Court herein, Bradley's support obligation to Emily is set at \$3,560.00 per month [\$2,560.00 child support pursuant to NAC, plus \$1,000.00 temporary support], commencing June of 2020." To date, Bradley has not paid his obligation as Ordered by the Court.

<sup>&</sup>lt;sup>17</sup> "[D]isobedience." *Dictionary.com Unabridged (v 1.0.1)*. Based on the Random House Unabridged Dictionary, © Random House, Inc. 2006. 30 Oct. 2006. Dictionary.com <a href="http://dictionary.reference.com/search?r=2&q=disobedience">http://dictionary.reference.com/search?r=2&q=disobedience</a>.

<sup>&</sup>lt;sup>18</sup> "[R]esistance." *Dictionary.com Unabridged (v 1.0.1)*. Based on the Random House Unabridged Dictionary, © Random House, Inc. 2006. 30 Oct. 2006. Dictionary.com http://dictionary.reference.com/browse/resistance.

#### **COUNT TWO-**

Pursuant to the Order filed on January 20, 2021, at page 2 at lines 10 through 19, the Court Ordered that Bradley would have supervised visitation with three (3) proposed supervisors as options. The Order reads as follows,

THE COURT FURTHER ORDERS that the first Saturday after Defendant has commenced SCRAM, his supervised visitation shall be with the minor child, Brayden, from 11:00 a.m. to 5:00 p.m. Each and every Saturday thereafter, until further Order of the Court, he shall have supervised visitations with all three (3) children, from 11:00 a.m. to 5:00 p.m. until further Order of the Court.

THE COURT FURTHER ORDERS that the agreed upon supervisors for Defendant's visitations are Saira McKinley, Tom McKinley, Maternal Grandfather along with Paternal Grandmother or Grandfather.

On November 14, 2020, in violation of the Court's Order regarding supervised visitation, Bradley has Saira McKinley do the exchange with Emily and then Saira allowed Bradley to have the children unsupervised. This was documented by private investigator, Hal DeBecker, who had video and photographs of the incidents.

#### **COUNT THREE-**

Pursuant to the Order filed on January 20, 2021, at page 2 at lines 10 through 19, the Court Ordered that Bradley would have supervised visitation with three (3) proposed supervisors as options. The Order reads as follows,

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THE COURT FURTHER ORDERS that the first Saturday after Defendant has commenced SCRAM, his supervised visitation shall be with the minor child, Brayden, from 11:00 a.m. to 5:00 p.m. Each and every Saturday thereafter, until further Order of the Court, he shall have supervised visitations with all three (3) children, from 11:00 a.m. to 5:00 p.m. until further Order of the Court.

THE COURT FURTHER ORDERS that the agreed upon supervisors for Defendant's visitations are Saira McKinley, Tom McKinley, Maternal Grandfather along with Paternal Grandmother or Grandfather.

On November 21, 2020, in violation of the Court's Order regarding supervised visitation, Bradley has Saira McKinley do the exchange with Emily and then Saira allowed Bradley to have the children unsupervised. This was documented by private investigator, Hal DeBecker, who had video and photographs of the incidents.

#### **COUNT FOUR-**

Pursuant to the Order filed on January 20, 2021, at pages 2 and 3 at lines 20 through 5, the Court Ordered that Bradley to turn over financial records. The specific Order reads, "THE COURT FURTHER ORDERS that the Defendant shall deliver to Ms. Roberts immediately his financial books and records regarding his business and income. Ms. Roberts shall keep those records confidential and they are for her review only, they cannot be reviewed by the Plaintiff. The Defendant's compliance with this Order may purge his contempt for failure to pay the child

support and financial support as Ordered." To date, Bradley has failed to produce any financial records pursuant to the Court's Order.

#### **COUNT FIVE-**

Pursuant to the Order filed on December 10, 2021, at page 2 at lines 5 through 10, the Court Ordered that Bradley again turn over financial records by December 1, 2020. The Order reads, "THE COURT HEREBY ORDERS that the Defendant shall have until the close of business on December 1, 2020, to provide Plaintiff's Counsel with all of his financial records and business statements to determine Defendant's income and earnings. If the Defendant fails to comply, this Court recommends that there be an unequal distribution of the assets and debts between the Plaintiff and Defendant." To date, Bradley has failed to produce any financial records pursuant to the Court's Order.

#### CONCLUSION-

Pursuant to NRS § 22.100 (2), the penalty for contempt is as a fine of up to \$500.00 per charge and/or imprisonment not to exceed twenty-five (25) days per violation. In addition, according to NRS § 22.100 (3), if contempt is found the Court may require reimbursement of fees and costs resulting from the request

for contempt. {Emphasis Added} In this matter, Emily is requesting the Court issue whatever sanctions that the Court deems appropriate. 19

I. <u>Emily's request for Bradley to bring the vehicle current, provide registration and proof of insurance should be granted.</u>

NRS § 125.040 (1)(a) provides the Court can issue Orders regarding temporary support. In this matter, Bradley leased a vehicle for Emily which is solely in his name. Bradley was making the payments on the vehicle as evidenced by his Financial Disclosure Form filed April 15, 2020. Despite this happening, Bradley refused to provide valid registration and insurance information. Bradley should be required to provide same so that Emily has access to a community vehicle to be able to get to and from work, and care for the minor children.

J. <u>Emily's request for arrears to be reduced to judgment should be granted.</u>

NRS §125.180 (1) states as follows, "When either party to an action for divorce, makes default in paying any sum of money as required by the judgment or order directing the payment thereof, the district court may make an order directing entry of judgment for the amount of such arrears, together with costs and a reasonable attorney's fee." Additionally, NRS §125C.0045 (1)(a) provides, "During the pendency of the action, at the final hearing or at any time thereafter during the

<sup>&</sup>lt;sup>19</sup> Emily's Affidavit in support of the Motion and specific acts of contempt is attached to the companion filing as **Exhibit "12"** and is hereby fully incorporated herein by reference.

minority of the child, make such an order for the custody, care, education, maintenance and support of the minor child as appears in his or her best interest[.]"

K. <u>Emily's request for an award of attorney fees and costs should be granted.</u>

One of the prevailing cases regarding attorney fees is *Brunzell v. Golden Gate National Bank*, 85 Nev. 345, 455 P.2d 31 (1969). In *Brunzell* the Nevada

Supreme Court set forth the factors, now known as the Brunzell Factors, which the

Court considered "well known basic elements to be considered" when awarded attorney fees. The Court said each factor should be According the Brunzell

Factors are as follows:

- 1. The quality of advocacy;<sup>20</sup>
- 2. The character of the work to be done;<sup>21</sup>
- 3. The work actually performed by the lawyer;<sup>22</sup> and
- 4. The results obtained.

#### **Quality of Advocacy**

Emily's Counsel has been practicing law since 2005 and focuses her practice area primarily in the area of family law, and she is in good standing with the State

<sup>&</sup>lt;sup>20</sup> When considering the quality of the advocacy the Court should look at the attorney's ability, training, education, professional standing, and skill.

When considering the character of the work to be done the Court should look at the difficulty, intricacy, importance, time, skill required, the responsibility imposed, and the character of the Party when they have a relevancy to the litigation.

<sup>&</sup>lt;sup>22</sup> When considering the work performed the Court should consider the skill, time, and attention given to the work.

Bar of Nevada. Emily's Counsel participated in a weekly radio show geared at the Clark County community, focused on issues relative to family law.

Yearly, Emily's Counsel attends continuing legal education classes to stay abreast of changes in the area of family law. Through a practice primarily in family law, Emily's Counsel has drafted countless Motions, argued before the District Court and Hearing Master on issues related to domestic violence/custody/ divorce/adoption/termination of parental rights, brought and defended individuals at Trials and Evidentiary Hearings. Additionally, Emily's Counsel has taken cases on Appeal to the Supreme Court of Nevada.

#### **Character of Work Done**

Due to the fact that Emily's Counsel practices primarily in the area of family law, she has regularly dealt with issues involved in violations of terms of Family Court related Orders, child support enforcement, arrears, and wage assignments. Emily's Counsel has spent hours attempting to resolve the issues, preparing discovery and researching to send Subpoenas.

#### **Work Performed**

Emily's Counsel maintains a billing system and will prepare, in advance of the hearing in this matter, a billing statement to address the actual attorney fees extended by Emily relative to the discovery outlined herein, Motion and hearing.

Emily's Counsel bills at a rate of at least \$350.00 per hour which is a rate on par

28

with other attorneys practicing primarily in the area of family law. Although Emily's Counsel is *pro bono*, Counsel is entitled to an award of attorney fees and costs related to the issues set forth in this Motion. *Miller v. Wilfong*, 121 Nev. 619, 119 P.3d 727 (2005).

NRS § 18.010 states in relevant part as follows:

- 1. The compensation of an attorney and counselor for his services is governed by agreement, express or implied, which is not restrained by law.
- 2. In addition to the cases where an allowance is authorized by specific statute, the court may make an allowance of attorney's fees to a prevailing party:
  - (a) When he has not recovered more than \$20,000; or
  - (b) Without regard to the recovery sought, when the court finds that the claim, counterclaim, crossclaim or third-party complaint or defense of the opposing party was brought or maintained without reasonable ground or to harass the prevailing party. The court shall liberally construe the provisions of this paragraph in favor of awarding attorney's fees in all appropriate situations. It is the intent of the Legislature that the court award attorney's fees pursuant to this paragraph and impose sanctions pursuant to Rule 11 of the Nevada Rules of Civil Procedure in all appropriate situations to punish for and deter frivolous or vexatious claims and defenses because such claims and defenses overburden limited judicial resources, hinder the timely resolution of meritorious claims and increase the costs of engaging in business and providing professional services to the public.
- 3. In awarding attorney's fees, the court may pronounce its decision on the fees at the conclusion of the trial or special proceeding without written motion and with or without presentation of additional evidence.

Page 40 of 43

Emily believes she will prevail regarding this instant Motion, due to the facts of this action and outlined herein above. As such, Emily is requesting this Court grant Amanda M. Roberts, Esq., of Roberts Stoffel Family Law Group, attorney fees and costs relating to this discovery matter and Motion, in the amount of \$3,500.00 which shall be reduced to judgment against Bradley.

## IV. Conclusion

Therefore, based upon the foregoing, Emily requests this Court to enter an Order:

- 1. Granting Emily's request for an Order extending the Protection Order;
- 2. Granting Emily's request to correct a clerical error in the Order from July 30, 2020 which was filed January 24, 2021;
- 3. Granting Emily's request for an Order joining Bradley's business as a Party to this action;
- 4. Granting Emily's request for an Order appointing a receiver for Bradley's business pursuant to *NRS* § 32.010;
- 5. Granting Emily's request for an Order deeming Bradley a vexatious litigant, and consolidating the other civil cases related to the divorce litigation;
- 6. Granting Emily's request for an Order modifying legal custody and granting Emily decision making authority regarding health and education of the minor children pursuant to *Rivero v. Rivero*, 125 Nev. 410, 216 P.3d 213 (2009);
- 7. Granting Emily's request for an Order modifying Defendant's visitation, to supervised visitation at Donna's House or Family First,

#### **CERTIFICATE OF SERVICE**

I hereby certify that I am an employee of Roberts Stoffel Family Law Group, and on the \_\_\_\_\_\_ day of February, 2021, I served by and through Wiz-Net electronic service, pursuant to Clark County District Court Administrative Order 14-2 for service of documents identified in Rule 9 of the N.E.F.C.R., the foregoing Notice Of Motion And Motion To Extend Protection Order, Joining Bradley's Business As A Party To This Action, Appoint A Receiver For The Business, Deeming Bradley Vexatious Litigation And Consolidating Civil Cases To This Action, Modifying Legal Custody, Modifying Visitation, For Mental Health Evaluation, For Order To Show Cause And To Hold Bradley In Contempt, To Reduce Child Support Arrears To Judgment, To Reduce Temporary Support To Judgment, For An Award Of Attorney's Fees And Costs, And Related Relief, to the following:

Bradley Bellisario

Email: Bradb@bellisariolaw.com

Defendant in proper person

By:

Employee of Roberts Stoffel Family Law Group

Page 43 of 43

MOFI

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

Emily Bellisario	Case No. D-20-605263-D	
Plaintiff/Petitioner		
Bradley Bellisario		
	MOTION/OPPOSITION FEE INFORMATION SHEET	
Defendant/Respondent	FEE INFORMATION SHEET	
subject to the reopen filing fee of \$25, unless specifically Oppositions filed in cases initiated by joint petition may accordance with Senate Bill 388 of the 2015 Legislative	be subject to an additional filing fee of \$129 or \$57 in Session.	
Step 1. Select either the \$25 or \$0 filing fee in		
\$25 The Motion/Opposition being filed wit -OR-	h this form is subject to the \$25 reopen fee.	
<b>√</b> \$0 The Motion/Opposition being filed wit	h this form is not subject to the \$25 reopen	
fee because:  The Motion/Opposition is being file	ed before a Divorce/Custody Decree has been	
entered.	d before a Divorce/Custody Decree has been	
	d solely to adjust the amount of child support	
established in a final order.  The Motion/Opposition is for recons	ideration or for a new trial, and is being filed	
	at or decree was entered. The final order was	
entered on	• `	
Other Excluded Motion (must specif	у)	
Step 2. Select the \$0, \$129 or \$57 filing fee in		
✓ \$0 The Motion/Opposition being filed wit \$57 fee because:	h this form is not subject to the \$129 or the	
	ed in a case that was not initiated by joint petition.	
The party filing the Motion/Opposi	tion previously paid a fee of \$129 or \$57.	
S129 The Motion being filed with this form	is subject to the \$129 fee because it is a motion	
to modify, adjust or enforce a final or		
S57 The Motion/Opposition being filing w	ith this form is subject to the \$57 fee because it is	
an opposition to a motion to modify, a	djust or enforce a final order, or it is a motion	
and the opposing party has already pai	d a fee of \$129.	
Step 3. Add the filing fees from Step 1 and Ste	***************************************	
The total filing fee for the motion/opposition I a	ım filing with this form is:	
Party filing Motion/Opposition: Employee of Roberts	s Stoffel Family Law Group Date 02/05/21	
Signature of Party or Preparer/s/ Amanda M.	Roberts, Esq.	

**Electronically Filed** 2/5/2021 1:31 PM Steven D. Grierson CLERK OF THE COURT 1 EXH Amanda M. Roberts, Esq. 2 State of Nevada Bar No. 9294 3 ROBERTS STOFFEL FAMILY LAW GROUP 4411 South Pecos Road Las Vegas, Nevada 89121 PH: (702) 474-7007 5 FAX: (702) 474-7477 EMAIL: efile@lvfamilylaw.com Attorneys for Plaintiff, Emily Bellisario 7 DISTRICT COURT 8 **CLARK COUNTY, NEVADA** 9 Case No: D-20-605263-D 10 EMILY BELLISARIO, Dept No: 11 Plaintiff, **EXHIBITS IN SUPPORT** 12 v. PLAINTIFF'S MOTION TO 13 BRADLEY BELLISARIO, EXTEND PROTECTION ORDER, **JOINING BRADLEY'S BUSINESS** 14 Defendant. AS A PARTY TO THIS ACTION, 15 APPOINT A RECEIVER FOR THE **BUSINESS, DEEMING BRADLEY** 16 **VEXATIOUS LITIGATION AND** 17 **CONSOLIDATING CIVIL CASES** TO THIS ACTION, MODIFYING 18 LEGAL CUSTODY, MODIFYING 19 VISITATION, FOR MENTAL HEALTH EVALUATION, FOR 20 ORDER TO SHOW CAUSE AND 21 TO HOLD BRADLEY IN CONTEMPT, TO REDUCE CHILD 22 SUPPORT ARREARS TO 23 JUDGMENT, TO REDUCE **TEMPORARY SUPPORT TO** 24 JUDGMENT, FOR AN AWARD OF ATTORNEY'S FEES AND COSTS, 25 AND RELATED RELIEF. 26 27 28 Page 1 of 4

In accordance with *EDCR* § 5.205, the Plaintiff, Emily Bellisario, hereby submits Exhibits in Support of Motion To Extend Protection Order, Joining Bradley's Business As A Party To This Action, Appoint A Receiver For The Business, Deeming Bradley Vexatious Litigation And Consolidating Civil Cases To This Action, Modifying Legal Custody, Modifying Visitation, For Mental Health Evaluation, For Order To Show Cause And To Hold Bradley In Contempt, To Reduce Child Support Arrears To Judgment, To Reduce Temporary Support To Judgment, For An Award Of Attorney's Fees And Costs, And Related Relief.

		BATE STAMP	
EXHIBIT	DESCRIPTION	NUMBER	
	Photographs taken by Emily on or about		
1.	August 1, 2019, of holes in the wall.	PLTF0001-PLTF0003	
	Photographs taken by Emily on or about		
	August 1, 2019, of injuries she		
2.	sustained/bruises.	PLTF0025	
	Photographs of the damages to Emily's		
	residence on or about September 16,		
3.	2019.	PLTF0004-PLTF0025	
	Ring camera video from on or about June		
4.	22, 2020.	PLTF0032	
	Photographs of the damage Bradley cased		
	on or about June 22, 2020, to Emily's		
5.	house, neighbors cars, etc.	PLTF0035-PLTF0040	
	Emily's call log from her cellular device		
	showing three (3) calls from Bradley in		
6.	violation of the Protection Order.	PLTF0460	
	Text messages from Bradley to Emily.		
7.	•	PLTF0461	
	Bradley's communication to Ms. Roberts	PLTF0386-PLTF0394	
8.	during the litigation.	and PLTF0459	

Page 2 of 4

BATE STAMP

9.	Ring camera video from on or about January 2, 202, showing Bradley throwing juice boxes and food at Emily's residence.	PLTF0395
10.	Bradley's voicemail messages to Marathon Legal Group.	PLTF0464-PLTF0466
11.	Amended Order After Hearing from on July 30, 2020.	PLTF0452-PLTF0458
12.	Plaintiff's Affidavit in Support of Motion and Request for Contempt.	PLTF0447-PLTF0451
	Amanda M. Rober State Bar of Nevad 4411 South Pecos Las Vegas, Nevad PH: (702) 474-700 FAX: (702) 474-74 EMAIL: efile@lvf Attorneys for Plain	ts, Esq. da No. 9294 Road a 89121 07

Page 3 of 4

28

#### **CERTIFICATE OF SERVICE**

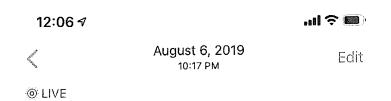
> Bradley Bellisario Email: Bradb@bellisariolaw.com Defendant

> > Employee of Roberts Stoffel Family Law Group

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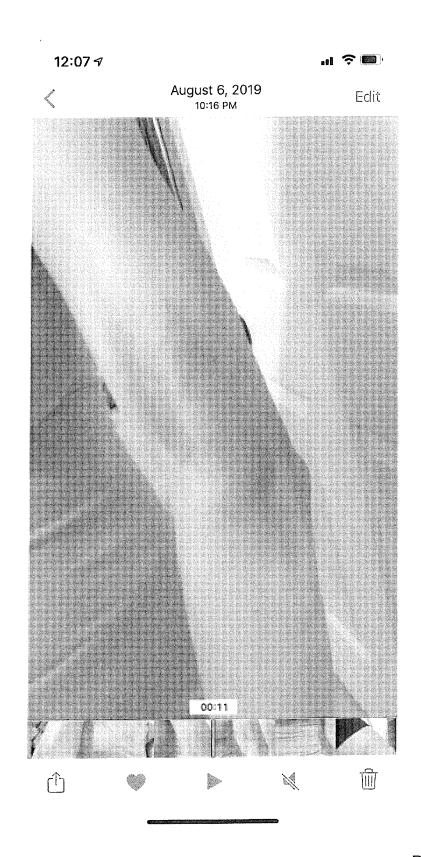
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EXHIBIT "1"









PLTF0002

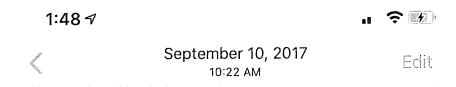


PLTF0003

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EXHIBIT "2"

EXHIBIT "2"





PLTF0025

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EXHIBIT "3"

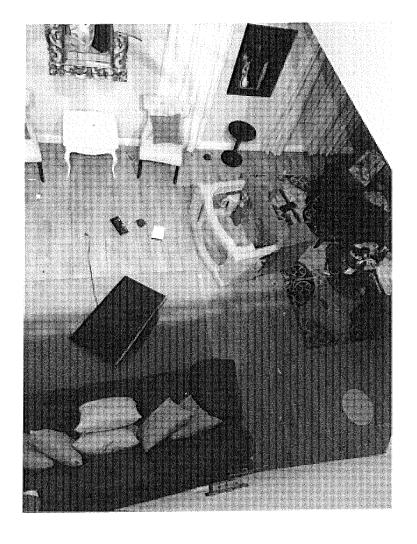
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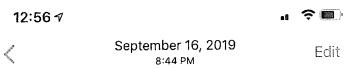


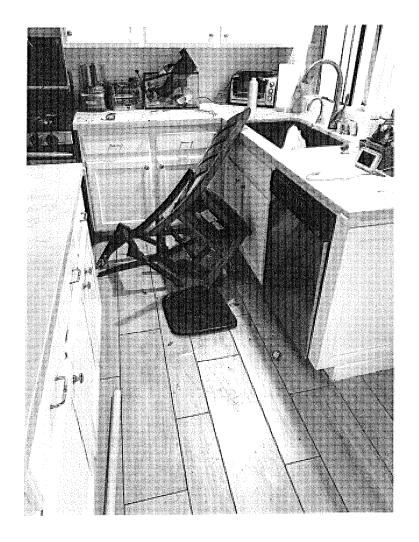
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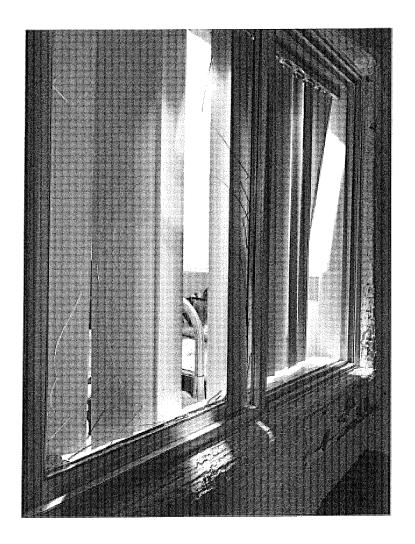


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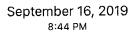








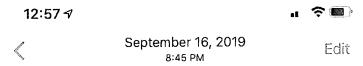


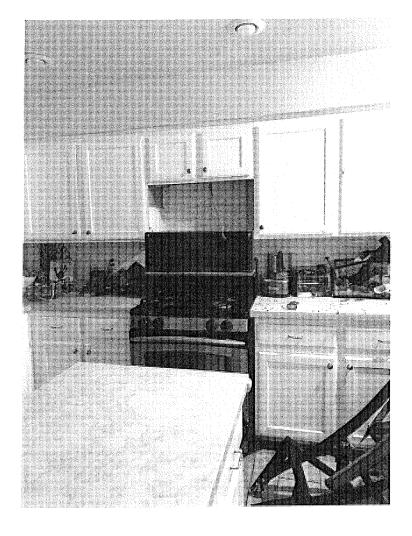






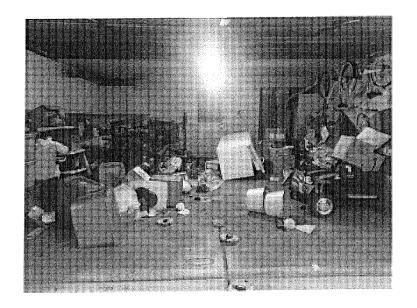










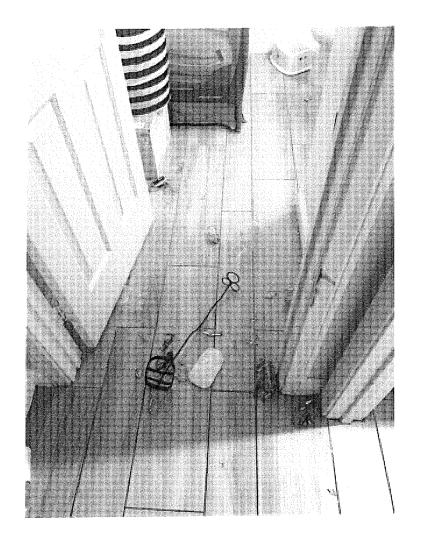




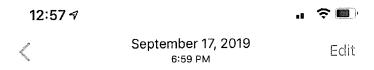


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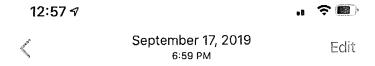


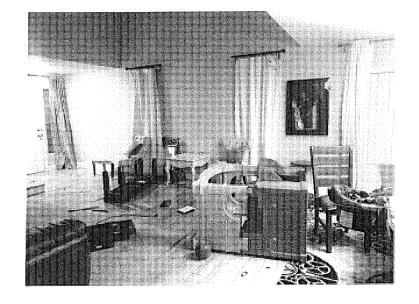




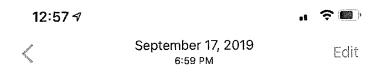


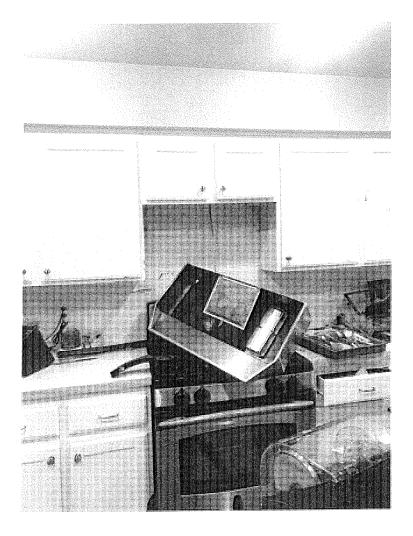






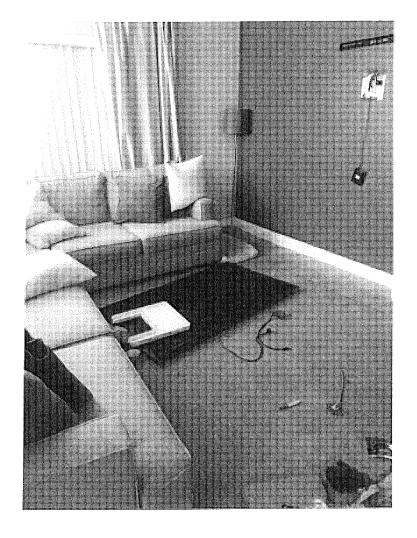












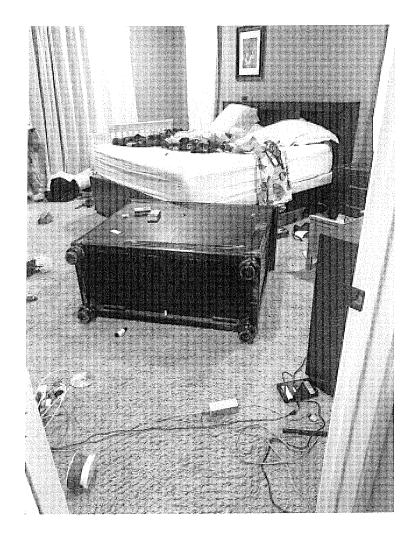




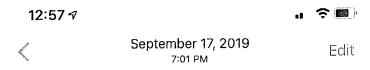


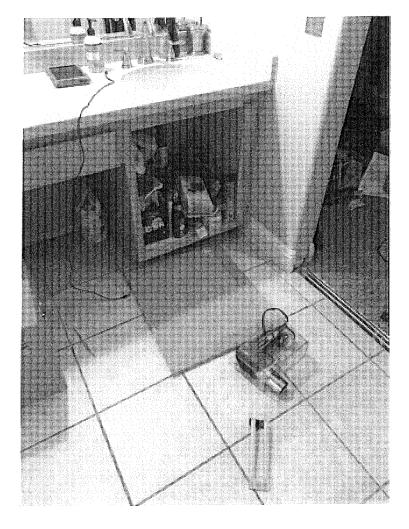
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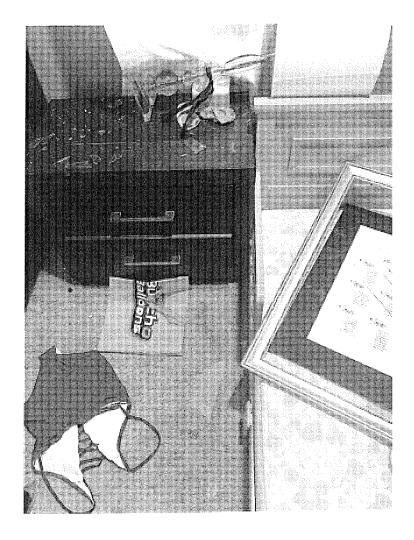




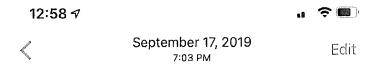


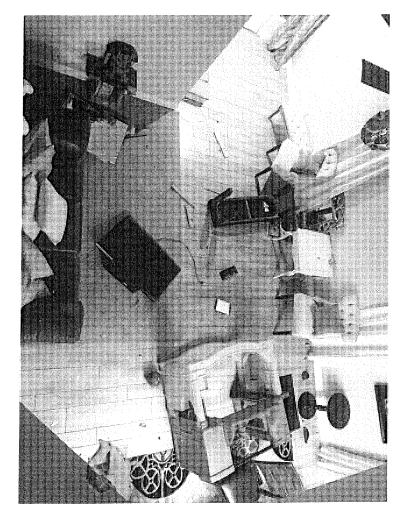
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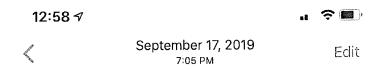


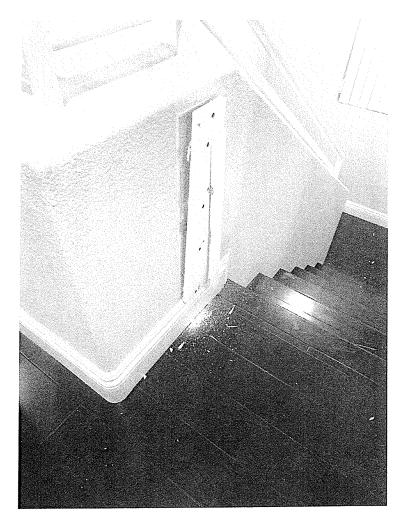




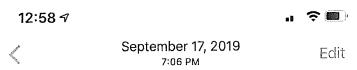


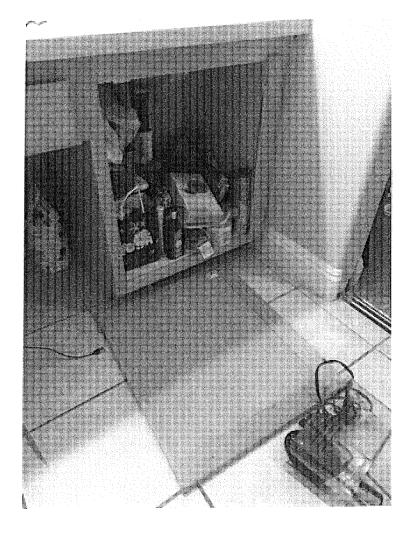




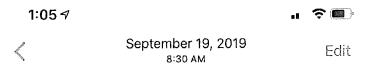






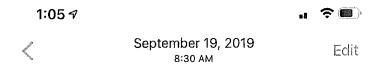












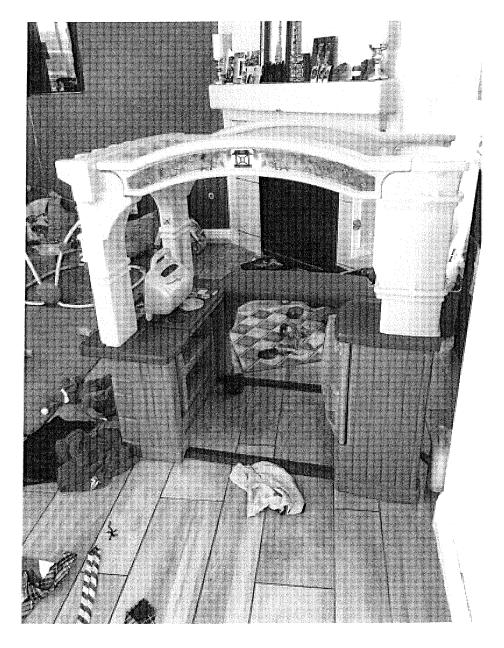


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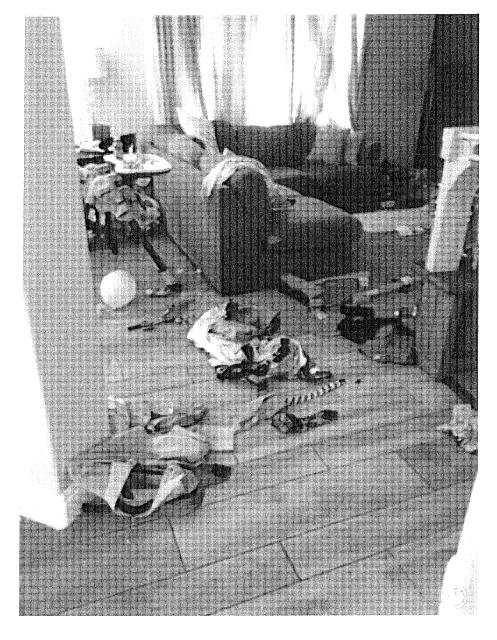


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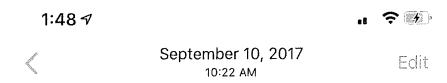


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PLTF0024





PLTF0025

\*VIDEO\*

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\*VIDEO\*

EXHIBIT "4"

\*VIDEO\*

EXHIBIT "4"

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EXHIBIT "5"

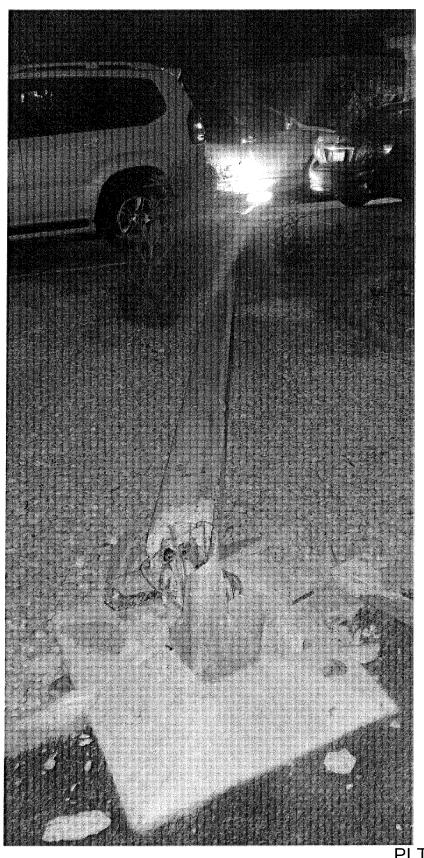
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PLTF0040

### EXHIBIT "6"

EXHIBIT "6"

EXHIBIT "6"

1:47 ? □ Αll Edit Missed **Recents** +1 (309) 397-6734 (3) 12:12 AM (i) FaceTime Audio 911 12:09 AM (i) unknown +1 (702) 909-8987 Yesterday (i) Las Vegas, NV +1 (702) 541-7874 Yesterday (i) Las Vegas, NV Yota New Phone Iphone (2) Yesterday (i) phone Yota New Phone Iphone (3) Yesterday (i) phone +1 (725) 209-5978 Yesterday (i) Indian Springs, NV James SONIA Yesterday (i) other James SONIA Friday (i) other Yota Yaya Markos Friday (i) phone **Felipe** Friday (i) phone Favorites Voicemail Recents Contacts Keypad

# EXHIBIT "7"

EXHIBIT "7"

EXHIBIT "7"





Mon, Jul 6, 8:25 PM

#### Answer a GD ofw message asshole

And see I was being nice. I didn't call you and your dad giant fucking pieces of shit for what your were doing to Brayden or tell you to go fuck yourselves.

Text Message Yesterday 11:53 PM

Gonna murder You slut

Come see me before the 30th lor after. You're gonna pay for what guy did

I'm going to kill you before the 395 th slut bag

Your kids shkuidnt hear that shot from their retarded grandpa that never took care of them. See yuh in the after life slut

iMessage

#### See you soon whore bag



## EXHIBIT "8"

EXHIBIT "8"

EXHIBIT "8"

From: Sent:

bradley bellisario <bradb@bellisariolaw.com> Wednesday, December 30, 2020 3:10 PM

To:

Colleen O'Brien

Cc:

efile

Subject:

Re: Bellisario

Good afternoon Mass Roberts and Ms. O'Brien.

Please let me know when the prostitute you represent would like to provide make up time with my son, Brayden. She never attempted to bring to him out with the girls on Saturday.

**Bradley Bellisario** 

From: Colleen O'Brien <colleen@lvfamilylaw.com> Date: Wednesday, December 16, 2020 at 4:51 PM To: bradley bellisario <bradb@bellisariolaw.com>

Cc: efile <efile@lvfamilylaw.com>

Subject: RE: Bellisario

I downloaded all of our disclosures onto a USB Drive and mailed the same.

Thank you,

Colleen O'Brien Legal Assistant to Amanda M. Roberts, Esq. ROBERTS STOFFEL FAMILY LAW GROUP 4411 S. Pecos Road (Office is located on a small side street, University) Las Vegas, Nevada 89121 PH: (702) 474-7007

FAX: (702) 474-7477 WEB: lvfamilylaw.com

The contents of this electronic mail message are confidential in nature and intended solely for the individual as addressed. Should you receive this electronic mail message in error, please delete this electronic mail message and/or contact Roberts Stoffel Family Law Group immediately at the number listed above.

#### PLEASE REPLY ALL WHEN RESPONDING TO EMAILS

Due to COVID-19 and Governor Sisolak's mandate for the closure of non-essential businesses, Roberts Stoffel Family Law Group will be engaging in social distancing and taking measure to limit contact with the public. That means that we are prohibited from in-person meetings with members of the public. The firm will remain operational at the present time, but we will be working remotely with limited services in the office. Therefore, all clients meeting and consultations will be made via telephone. We can be reached via telephone at (702) 474-7007.

Our hours will also be modified as follows: Mondays through Thursdays: 8:00 a.m. to 5:00 p.m., and Fridays: 8:00 a.m. to 4:00 p.m.

We truly apologize for any inconvenience that this has caused. As we try to work through this trying time, we will continue to provide legal services for our community to the greatest extent possible. It is very important during this

1

time to ensure that you copy <u>efile@lvfamilylaw.com</u> on all emails so that your legal matters can be addressed by any staff member who is working during the limited hours of operation.

From: bradley bellisario <br/> sent: Wednesday, December 16, 2020 4:27 PM<br/>
To: Colleen O'Brien <colleen@lvfamilylaw.com>

Subject: Re: Bellisario

Didn't get a response.

Sent from my iPhone

On Dec 16, 2020, at 4:05 PM, bradley bellisario < bradb@bellisariolaw.com > wrote:

Please share the previous disclosures as I don't have them.

Sent from my iPhone

On Dec 16, 2020, at 3:33 PM, Colleen O'Brien < colleen@lvfamilylaw.com > wrote:

Bradley,

I just served you our Fourth Supplemental Disclosures.

Bates Stamp PLTF50 are videos.

I have uploaded them to Dropbox.

Please let me know if you prefer that I put the video on a disc and mail it.

Thank you,

Colleen O'Brien
Legal Assistant to Amanda M. Roberts, Esq.
ROBERTS STOFFEL FAMILY LAW GROUP
4411 S. Pecos Road
(Office is located on a small side street, University)
Las Vegas, Nevada 89121
PH: (702) 474-7007
FAX: (702) 474-7477

FAX: (702) 474-7477 **WEB: <u>lvfamilylaw.com</u>** 

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We truly apologize for any inconvenience that this has caused. As we try to work through this trying time, we will continue to provide legal services for our community to the greatest extent possible. It is **very important** during this time to ensure that you copy <a href="mailto:efile@lvfamilylaw.com">efile@lvfamilylaw.com</a> on all emails so that your legal matters can be addressed by any staff member who is working during the limited hours of operation.

From:

bradley bellisario <bradb@bellisariolaw.com>

Sent:

Wednesday, December 30, 2020 4:20 PM

To:

Colleen O'Brien

Cc:

efile

Subject:

Re: Bellisario

Can you or Mass Roberts please respond with a time for make up visitation. Please contact the prostitute and have a response ASAP.

Sent from my iPhone

On Dec 30, 2020, at 3:10 PM, bradley bellisario <bradb@bellisariolaw.com> wrote:

Good afternoon Mass Roberts and Ms. O'Brien.

Please let me know when the prostitute you represent would like to provide make up time with my son, Brayden. She never attempted to bring to him out with the girls on Saturday.

Bradley Bellisario

From: Colleen O'Brien <colleen@lvfamilylaw.com> Date: Wednesday, December 16, 2020 at 4:51 PM To: bradley bellisario <br/>bradb@bellisariolaw.com>

Cc: efile <efile@lvfamilylaw.com>

Subject: RE: Bellisario

I downloaded all of our disclosures onto a USB Drive and mailed the same.

Thank you,

Colleen O'Brien
Legal Assistant to Amanda M. Roberts, Esq.
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(Office is located on a small side street, University)
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PH: (702) 474-7007 FAX: (702) 474-7477 **WEB: <u>lvfamilylaw.com</u>** 

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the public. That means that we are prohibited from in-person meetings with members of the public. The firm will remain operational at the present time, but we will be working remotely with limited services in the office. Therefore, all clients meeting and consultations will be made via telephone. We can be reached via telephone at (702) 474-7007.

Our hours will also be modified as follows: Mondays through Thursdays: 8:00 a.m. to 5:00 p.m., and Fridays: 8:00 a.m. to 4:00 p.m.

We truly apologize for any inconvenience that this has caused. As we try to work through this trying time, we will continue to provide legal services for our community to the greatest extent possible. It is **very important** during this time to ensure that you copy <a href="mailto:efile@lvfamilylaw.com">efile@lvfamilylaw.com</a> on all emails so that your legal matters can be addressed by any staff member who is working during the limited hours of operation.

From: bradley bellisario <br/> sent: Wednesday, December 16, 2020 4:27 PM<br/>
To: Colleen O'Brien <colleen@lvfamilylaw.com>

Subject: Re: Bellisario

Didn't get a response.

Sent from my iPhone

On Dec 16, 2020, at 4:05 PM, bradley bellisario < bradb@bellisariolaw.com > wrote:

Please share the previous disclosures as I don't have them.

Sent from my iPhone

On Dec 16, 2020, at 3:33 PM, Colleen O'Brien <colleen@lvfamilylaw.com> wrote:

Bradley,

I just served you our Fourth Supplemental Disclosures.

Bates Stamp PLTF50 are videos.

I have uploaded them to Dropbox.

Please let me know if you prefer that I put the video on a disc and mail it

Thank you,

Colleen O'Brien

2

Legal Assistant to Amanda M. Roberts, Esq. ROBERTS STOFFEL FAMILY LAW GROUP 4411 S. Pecos Road (Office is located on a small side street, University) Las Vegas, Nevada 89121 PH: (702) 474-7007

FAX: (702) 474-7477 WEB: <u>lvfamilylaw.com</u>

The contents of this electronic mail message are confidential in nature and intended solely for the individual as addressed. Should you receive this electronic mail message in error, please delete this electronic mail message and/or contact Roberts Stoffel Family Law Group immediately at the number listed above.

#### PLEASE **REPLY ALL** WHEN RESPONDING TO EMAILS

Due to COVID-19 and Governor Sisolak's mandate for the closure of non-essential businesses, Roberts Stoffel Family Law Group will be engaging in social distancing and taking measure to limit contact with the public. That means that we are prohibited from in-person meetings with members of the public. The firm will remain operational at the present time, but we will be working remotely with limited services in the office. Therefore, all clients meeting and consultations will be made via telephone. We can be reached via telephone at (702) 474-7007.

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From: bradley bellisario <bradb@bellisariolaw.com>
Sent: bradley bellisario <bra> > Sent: Thursday, December 31, 2020 9:46 AM

To: Colleen O'Brien

Subject: Re: Automatic reply: Bellisario

Could Mass Roberts please respond after her morning pie. Thank you.

Sent from my iPhone

On Dec 30, 2020, at 4:20 PM, Colleen O'Brien <colleen@lvfamilylaw.com> wrote:

In observation of the holiday season, Roberts Stoffel Family Law Group will be closed from Wednesday, December 23, 2020 at noon through Monday, January 4, 2021 at 8:00 a.m. During that time, attorneys and staff will not have access to their emails, the email being checked will be <a href="mailto:efile@lvfamilylaw.com">efile@lvfamilylaw.com</a> except on Christmas Eve, Christmas Day and New Year's Day. Any emails not copied to <a href="mailto:efile@lvfamilylaw.com">efile@lvfamilylaw.com</a> will not be responded to until the office reopens.

If you have an urgent issue during this time, please send an email to <a href="mailto:efile@lvfamilylaw.com">efile@lvfamilylaw.com</a>, but also call the office at (702) 474-7007 and leave a voicemail to alert the attorneys and staff to the urgency of the issue. Someone is checking voicemails daily except on Christmas Eve, Christmas Day and New Year's Day.

We wish you and your family a happy and safe holiday season!

From:

bradley bellisario <bradb@bellisariolaw.com>

Sent:

Thursday, December 31, 2020 2:22 PM

To:

efile

Subject:

Re: Automatic reply: Bellisario

Hey Fat Fuck. Can you please let me know when Emily will be providing make up visitation. Happy new year.

Sent from my iPhone

On Dec 31, 2020, at 9:45 AM, bradley bellisario <bradb@bellisariolaw.com> wrote:

Could Mass Roberts please respond after her morning pie. Thank you.

Sent from my iPhone

On Dec 30, 2020, at 4:20 PM, Colleen O'Brien <colleen@lvfamilylaw.com> wrote:

In observation of the holiday season, Roberts Stoffel Family Law Group will be closed from Wednesday, December 23, 2020 at noon through Monday, January 4, 2021 at 8:00 a.m. During that time, attorneys and staff will not have access to their emails, the email being checked will be <a href="mailto:efile@lvfamilylaw.com">efile@lvfamilylaw.com</a> except on Christmas Eve, Christmas Day and New Year's Day. Any emails not copied to <a href="mailto:efile@lvfamilylaw.com">efile@lvfamilylaw.com</a> will not be responded to until the office reopens.

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We wish you and your family a happy and safe holiday season!

From: bradley bellisario <bradb@bellisariolaw.com>

Sent: Friday, January 8, 2021 3:14 PM

To: Colleen O'Brien

Cc: efile

**Subject:** Re: Automatic reply: Bellisario

Hey fat fuck. Let me know if we can work out Emily giving me makeup time before noon tomorrow.

Sent from my iPhone

On Dec 30, 2020, at 4:20 PM, Colleen O'Brien <colleen@lvfamilylaw.com> wrote:

In observation of the holiday season, Roberts Stoffel Family Law Group will be closed from Wednesday, December 23, 2020 at noon through Monday, January 4, 2021 at 8:00 a.m. During that time, attorneys and staff will not have access to their emails, the email being checked will be <a href="mailto:efile@lvfamilylaw.com">efile@lvfamilylaw.com</a> except on Christmas Eve, Christmas Day and New Year's Day. Any emails not copied to <a href="mailto:efile@lvfamilylaw.com">efile@lvfamilylaw.com</a> will not be responded to until the office reopens.

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We wish you and your family a happy and safe holiday season!

### ELECTRONICALLY SERVED 2/4/2021 2:47 PM

FEBRUARY 4, 2021

#### Sent Via Electronic Service Only

Amanda Roberts 4411 S. Pecos Rd. Las Vegas, NV 89121

RE: Bellisario vs. Bellisario (D-20-605263-D)

Ms. Amanda Roberts,

As Michael Jordan once stated, "I'm back." I'm sure your client has informed you of the events from January 23, 2020. Pursuant to communication with authorities it is evident that you and your client conspired to file a false police report in June of 2020 and further communicated with authorities to have me taken into police custody, in front of my children in an effort for me to miss family court on January 25, 2020. You truly are the biggest piece of trash I've ever encountered. You and your husband must love being sued.

Please take notice that due to my ten (10) day incarceration I missed my visitation time on January 30, 2020 with all three of my children. I have made accommodations for either Saira McKinley or my mom to pick up all three (3) children on February 6, 2020 at noon for my visitation. My mother was previously approved by CPS as a supervisor, additionally, your client previously agreed to Saira McKinley as a supervisor. Any resistance to the two previously approved supervisors as transportation for the visitation will be met with a motion, request for sanctions, and bar complaint.

Additionally, we will need to schedule makeup time for the visitation I missed on January  $30^{th}$  due to you and your client's illegal actions. I am agreeable to have the children for a full 8 hours on February  $6^{th}$ , or we can schedule an additional four (4) hour visit on any other day in the immediate future. Any resistance, or another claim that your client's position is that I had my visitation, will be met with a motion, request for sanctions, and bar complaint.

Please respond as soon as possible. If I do not hear back from you on this matter by 5pm Friday I will file a motion accordingly.

Not cordially yours,

/s/ Bradley Bellisario
Bradley Bellisario
7100 Grand Montecito Pkwy, #2054
Las Vegas, NV 89149
T: 309.397.6734
E: bradb@bellisariolaw.com

Case Number: D-20-605263-D

\*VIDEO\*

EXHIBIT "9"

\*VIDEO\*

EXHIBIT "9"

\*VIDEO\*

EXHIBIT "9"

\*RECORDING\*

EXHIBIT "10"

\*RECORDING\*

EXHIBIT "10"

\*RECORDING\*

EXHIBIT "10"

### EXHIBIT "11"

EXHIBIT "11"

EXHIBIT "11"

1	ORDR Amanda M. Roberts, Esq.	
2	State Bar of Nevada No. 9294	
3	ROBERTS STOFFEL FAMILY LAW GROUP 4411 S. Pecos Road	
4	Las Vegas, Nevada 89121	
5	PH: (702) 474-7007 FAX: (702) 474-7477	
6	EMAIL: efile@lvfamilylaw.com	
7	Attorneys for Plaintiff, Emily Bellisario	
8	DISTRICT COURT	
9	CLARK COUNTY, NEVADA	
10		\ C \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
11	EMILY BELLISARIO,	) Case No: D-20-605263-D ) Dept No: P
12	Plaintiff,	)
13	V.	) AMENDED ORDER AFTER
14	BRADLEY BELLISARIO,	) HEARING
15	Defendant.	)
16		) Date of Hearing: July 30, 2020 ) Time of Hearing: 10:00 a.m.
17		
18	THIS MATTER having come before the Court on the 30 <sup>th</sup> day of July,	
19	2020, on Plaintiff's Motion for Primary Physical Custody of the Minor Children,	
20	for Child Support and Health Insurance Coverage, for an Outsourced Alcohol/	
21		
22	Psychological Evaluation of the Defendant, to Confirm and Consolidate the	
23	Temporary Protective Orders, for Spousal Support, and for an Award of	
24	Attorney's Fees and Costs; and Defendant's Opposition and Countermotion for	
25	Shared Physical Custody, Child Support and Attorney's Fees; and a continued	
26	Snared Physical Custody, Child Support and Attorney's Fees; and a continued	
27	Page 1 of 7	
28		PLTF0452
•		

Case Management Conference. This matter being heard simultaneously with Case No. T-20-206639-T, wherein the Plaintiff is the Applicant, and the Defendant is the Adverse Party. The Plaintiff, Emily Bellisario, being present and represented, by and through her attorney of record, Amanda M. Roberts, Esq., of Roberts Stoffel Family Law Group, and the Defendant, Bradley Bellisario, being present and represented by and through his attorney of record, Christopher R. Tilman, Esq. The Parties and Counsels each being present by video via Blue Jeans pursuant to Administrative Orders, and the Court having heard the argument of Counsel and reviewed the pleadings on file herein hereby Orders as follows:

THE COURT HEREBY FINDS that upon confirmation between Counsels, the Parties have stipulated to a custody evaluation, including an evaluation of the Parties. (Video Timestamp: 11:25:00)

THE COURT FURTHER FINDS the issues before this Court this date are the pending Motions and the continued Case Management Conference; therefore, financial issues may be addressed. (Video Timestamp: 11:27:30)

THE COURT FURTHER FINDS that Attorney Tilman stated that today's status check hearing was premature as Dr. Holland has not been engaged yet and Dr. Ponzo has not provide the report on the reunification. Mr. Tilman requested the

Page 2 of 7

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matter be continued for (45) days and also stated concerns as to a Trial being set in this matter. (Video Timestamp: 11:25:15)

THE COURT HEREBY FINDS that Attorney Roberts advised the Court that Counsels have not been able to address the financials of this case. Counsel further stated that, since the filing of the stipulation on June 10, 2020, Bradley has been arrested three (3) separate times: on June 22, 2020 for a DUI and violating the TPO (as it pertains to the Plaintiff), on July 2, 2020 for violating the Temporary Protection Order (specifically repeatedly threatening, in writing, to kill Emily), and on July 26, 2020 for aggravated stalking and threating, in writing, to kill Emily. Attorney Roberts further advised the Court as to the threats made by Bradley to Emily's prior Counsel, Joe Ricco, Esq., as well as making threats against Attorney Roberts' husband and Attorney Ricco's wife. Ms. Roberts represented Bradley is an attorney himself and issues regarding his behavior may be brought before the State Bar of Nevada. Bradley's behavior is very concerning to Counsel as she is very concerned for Emily's safety. Bradley cut off internet access to Emily's residence; therefore, she no longer has security surveillance at the residence. Counsel believes this was done in furtherance of his plan; Bradley specifically informed Emily on July 26, 2020, that he would kill Emily before today's hearing. (Video Timestamp: 11:26:49)

Page 3 of 7

THE COURT FURTHER FINDS that Attorney Tilman advised that Bradley is being represented by Attorney Ross Goodman for the criminal matters, as well as in front of the State Bar. Attorney Tilman further indicated Bradley is looking at an inpatient program and is contemplating placing his license to practice law on an inactive status. (Video Timestamp: 11:29:30)

THE COURT FURTHER FINDS that until Bradley get some help, this Court is not ready to extend his visitation beyond supervised visitation. (Video Timestamp: 11:35:08)

THE COURT FURTHER FINDS that upon inquiry by this Court, Attorney
Tilman represented Bradley is continuing to actively practice law at this time.

(Video Timestamp: 11:35:12)

THE COURT HEREBY FINDS that Bradley was sworn in and testified.

The Court canvassed Bradley as to the amount of money he has given Emily as and for support. (Video Timestamp: 11:36:20) Bradley represented he has provided \$3,500.00 per month to Emily and then more when she has asked for it, excluding last month as he did not have the money. (Video Timestamp: 11:36:42) The Court noted concerns as to who is paying the mortgage on the home. Bradley represented he was previously paying the mortgage, but he believes Emily changed it as he did not see the mortgage coming out of the joint account any longer. (Video Timestamp: 11:37:39)

Page 4 of 7

NOW THEREFORE,

THE COURT HEREBY ORDERS the Temporary Order of Protection (TPO) issued in Case No. T-20-206639-TPO is extended until May 10, 2021. (Video Timestamp: 11:38:40)

THE COURT FURTHER ORDERS that, should there be any further acts of violence or threats of violence, the TPO shall be extended for an additional year (i.e. would be extended until May of 2022). (Video Timestamp: 11:38:10)

THE COURT FURTHER ORDERS that until October 22, 2020, Bradley shall have supervised visitations with the minor children at Donna's House on Sundays between 2:00 p.m. and 4:00 p.m. (Video Timestamp: 11:41:30, 11:42:25 and 11:44:39) A separate Order for Supervised Visitations was filed in open Court.

THE COURT FURTHER ORDERS that if Bradley goes into an inpatient rehabilitation, his visitations will be suspended for that period of time, but if he successfully completes this rehabilitation, this Court would provide make-up visitation. (Video Timestamp: 11:42:48)

THE COURT FURTHER ORDERS that Counsel shall confer and set child support as of the date of separation. The child support shall be set based upon Bradley's gross monthly income of \$18,000.00 per month. (Video Citation: 11:37:54)

Page 5 of 7

THE COURT FURTHER ORDERS that, in addition to child support, Bradley shall pay Emily temporary spousal support in the amount of \$1,000.00 per month. This amount is in addition to his child support obligation and retroactive to the date of the Parties separation. (Video Citation: 11:38:00) THE COURT FURTHER ORDERS based upon the declarations of income, using the figures set forth by the Court herein, Bradley's support obligation to Emily is set at \$3,560.00 per month [\$2,560.00 child support pursuant to NAC, plus \$1,000.00 temporary support], commencing June of 2019. THE COURT FURTHER ORDERS a Return Hearing is scheduled for October 22, 2020, at 11:00 a.m. (Video Timestamp: 11:42:10) | | | Page 6 of 7 PLTF0457

1	THE COURT EUDTHED OPDEDS that Attorney Poherts is to prepare the		
2	THE COURT FURTHER ORDERS that Attorney Roberts is to prepare the		
3	Order from today's hearing and Attorney Tilman shall countersign. (Video		
4	Timestamp: 11:44:30)		
5	IT IS SO ORDERED.		
6			
7			
8			
9	Submitted this 4 <sup>th</sup> day of		
10	February, 2021.		
11	ROBERTS STOFFEL FAMILY		
12	LAW GROUP		
13	Dry /a/ Amanda M. Daharta, Egg		
14	By: /s/ Amanda M. Roberts, Esq. Amanda M. Roberts, Esq. State of Nevada Bar No. 9294 4411 South Pecos Road		
15			
16	Las Vegas, Nevada 89121		
17   18	PH: (702) 474-7007 FAX: (702) 474-7477		
19	EMAIL: efile@lvfamilylaw.com Attorney for Plaintiff		
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27	D		
28	Page 7 of 7		
	PLTF0458		

### EXHIBIT "12"

EXHIBIT "12"

EXHIBIT "12"

#### AFFIDAVIT OF EMILY BELLISARIO

STATE OF NEVADA ) ss.
COUNTY OF CLARK )

COMES NOW, Emily Bellisario, and being first duly sworn, swears and deposes as follows:

- Affiant is the Plaintiff in the above entitled action and competent to testify to the matters contained herein; that Affiant makes this affidavit in support of her Motion.
- 2. Affiant has read the foregoing Motion and hereby certifies that the facts set forth herein are true of Affiant's own knowledge, except for those matters stated upon information and belief, and as to those matters, Affiant believes them to be true. Affiant incorporates these facts into this Affidavit as though fully set forth herein.
- 3. COUNT ONE: Pursuant to the Order filed on January 24, 2021, at page 6, lines 6 through 10, Bradley has an obligation to pay child support and temporary support. The Order reads, "THE COURT FURTHER ORDERS based upon the declarations of income, using the figures set forth by the Court herein, Bradley's support obligation to Emily is set at \$3,560.00 per month [\$2,560.00 child support pursuant to NAC, plus \$1,000.00 temporary support], commencing

June of 2020." To date, Bradley has not paid his obligation as Ordered by the Court.

4. COUNT TWO: Pursuant to the Order filed on January 20, 2021, at page 2 at lines 10 through 19, the Court Ordered that Bradley would have supervised visitation with three (3) proposed supervisors as options. The Order reads as follows,

THE COURT FURTHER ORDERS that the first Saturday after Defendant has commenced SCRAM, his supervised visitation shall be with the minor child, Brayden, from 11:00 a.m. to 5:00 p.m. Each and every Saturday thereafter, until further Order of the Court, he shall have supervised visitations with all three (3) children, from 11:00 a.m. to 5:00 p.m. until further Order of the Court.

THE COURT FURTHER ORDERS that the agreed upon supervisors for Defendant's visitations are Saira McKinley, Tom McKinley, Maternal Grandfather along with Paternal Grandmother or Grandfather.

- 5. On November 14, 2020, in violation of the Court's Order regarding supervised visitation, Bradley has Saira McKinley do the exchange with Emily and then Saira allowed Bradley to have the children unsupervised. This was documented by private investigator, Hal DeBecker, who had video and photographs of the incidents.
- 6. COUNT THREE: Pursuant to the Order filed on January 20, 2021, at page 2 at lines 10 through 19, the Court Ordered that Bradley would have

Page 2 of 5